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University of San Diego School of Law

advocate

A photograph of four people standing in front of a building entrance. On the left, a man with glasses and a goatee in a dark suit and light blue shirt. In the center, a man with a white beard in a dark suit and patterned tie. On the right, a woman with long brown hair in a blue dress. In the foreground, a woman with short brown hair in a grey blazer is seated. Pink flowers are in the bottom left corner.

Public Interest Changers

The Center for Public Interest Law has been a force for positive change for four decades

Plus: A look at USD School of Law's transformative legal clinics and highlights from Commencement 2017

Fall 2017



On the cover: Ed Howard, Julianne D'Angelo Fellmeth, Robert Fellmeth and Bridget Gramme of the Center for Public Interest Law.

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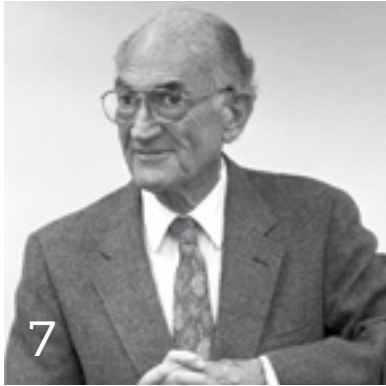
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LAWYERS AS CHANGEMAKERS

Lawyers are changemakers. The University of San Diego is one of 41 universities around the world designated as a “changemaker” institution by the international organization, Ashoka. There is a great deal of changemaking going on at our university, but none more significant, impactful and enduring than what is going on at the law school.

At last year’s Bergman Memorial Lecture (“Revisiting a Landmark Case”), marking the 50th anniversary of the landmark Supreme Court case on juvenile justice, *In re Gault*, a distinguished panel, which included one of our alumnae, Carolyn Caietti, ’86 (JD), ’83 (BA), a San Diego Superior Court Judge who heads the juvenile division, showed how lawyers can make a real difference. The panelists discussed how, since *In re Gault*, a cruel and arbitrary system of juvenile detention (where a boy of 16 could, without due process, be sentenced to years in incarceration for making an obscene phone call) has been transformed into a system of juvenile justice based on due process and the recognition of the constitutional rights of children.

As I left that lecture, pondering what I had learned about results in that case, and the subsequent reforms made by lawyers and jurists to the juvenile justice system, I could not help contrasting what I had heard to the posters protesting injustice that I saw on the walls of the building where the lecture had taken place. Lawyers can do more than protest. They can turn the protest into effective action. Lawyers can make a real difference. They can truly change society and human lives.

American society seems to be recognizing the importance of lawyers again, after years when coming to law school and becoming a lawyer were disparaged. Look at the success of the musical, *Hamilton*. Among other things, *Hamilton* tells the story of the important role lawyers played in establishing the sound foundations of the rule of law on which our constitutional democracy is based.

In the wake of events like Charlottesville, we are asking what kind of a society we want to be. Lawyers have vital roles in answering that question. Legal expertise on immigration and



Dean Stephen Ferruolo with
2016-17 SBA president
Lauren Stockunas, '17 (JD),
at Commencement 2017.

refugee law, human rights, discrimination, religious freedom and constitutional powers has never been more essential to our democracy. Moreover, legal services, such as those offered by our clinics or provided by our law students doing pro bono legal work for individuals in the San Diego community, have never been more needed.

There are numerous examples of changemakers in this issue of the *Advocate*. We highlight two among the many of our stu-

“I came to law school to protect children and their right to education.” —4LPT CURTIS DAVIS

dents who have served individuals defending their legal rights. For 4L part-time student Curtis Davis, a teacher who came to our law school to protect the right to education, it was working with our student organization Advocates for Children and Education to get an expelled high school student reinstated and on a path to college. For 3L Brisa Velazquez, it was representing a client to gain employment insurance benefits through our Workers’ Rights Legal Clinic.

Among the featured alumni, there are many notable examples of how lawyers can advocate for change, including our 2017 Commencement speaker, Mark Brnovich, ’91 (JD), a son of immigrants whose first language was not English, now serving as the Attorney General of Arizona, and Jae Park, ’04 (JD), an associate at Dentons who received Casa Cornelia Law Center’s 2016 Distinguished Pro Bono Attorney of the Year award for his work for asylum seekers. Our 2016 Distinguished Alumni awards went to two notable community leaders and changemakers,

"We need to hold government accountable to the people and remind government leaders that their role—first and foremost—is to protect the public." —BRIDGET GRAMME '03 (JD)

the Honorable Irma Poole Asberry, '79 (JD), another advocate for juvenile justice who is also the first African-American woman to serve on the Riverside County Superior Court, and Robert Brewer, '75 (JD), a highly regarded litigator who has been a leader in the military, in public service and in private practice. Our 2016 Rising Star Recent Alumni winners include Andrew Haden, '08 (JD), who serves as an assistant U.S. Attorney in the Southern District of California, and lawyer/entrepreneur, Vic Merjanian, '10 (JD), an upcoming leader in the Orange County Bar. As a philanthropist carrying on the legacy of his parents, Michael Kaplan '72 (JD), recipient of USD's 2017 Author E. Hughes Career Achievement Award, has helped build the City of Hope Hospital into one of the leading centers of cancer research in the world.

Our alumni features also show inspiring examples of changemaking at the global level. As the founder and dean of a private law school in Kuwait, Mohammad Al-Moquei, '84 (LLM), is committed to training lawyers from his country and the Middle East to understand different legal systems and be able to practice and compete globally. Then there is Barry La Forgia, '76 (JD), winner of the 2017 Bishop Charles Francis Buddy Humanitarian Award. La Forgia left his successful private practice to establish and lead a non-profit organization to alleviate human suffering. Under his leadership, International Relief Teams has provided humanitarian aid to victims of natural disasters, war and poverty in more than 68 countries for the past 28 years.

This issue of the *Advocate* also shows where this remarkable changemaking is incubated—in the classrooms, the centers and institutes, and the legal clinics of our law school. While we continue to be innovative in what and how we teach students at USD, as evidenced by the Experiential Advocacy Practicum, which was

introduced into our first-year curriculum last year, our centers and legal clinics have a long legacy of educating changemakers. The feature stories in this issue of the *Advocate* are about the Center for Public Interest Law (CPIL), founded in 1980, and our clinical program, which was started 45 years ago. CPIL has educated several generations of changemaking public interest attorneys, including environmental activist, Robert Kelter, '87 (JD), and Bridget Gramme, '03 (JD), '98 (BA), CPIL's new administrative director who is leading CPIL's effort to reform the California State Bar.

On the enduring impact of our legal clinics, you will find the exemplary stories of Larry Gallagher, '76 (JD), who worked in our Immigration and Civil Clinics in the 1970s and had a long and distinguished career as an assistant U.S. Attorney, and 3L Dan Ballinger, who now works in our Veterans Clinic and is learning the skills he will need for his intended career representing veterans in disability cases. This is how the changemaking legacy of USD School of Law has been built and sustained.

Also in this issue of the *Advocate*, the Faculty Footnotes show that our distinguished faculty is involved in addressing many of

"I am doing work now that I want to do when I graduate." —3L DAN BALLINGER

the most important legal and policy issues of our time, as well as committed to teaching our students the analytical and advocacy skills required for them to be true changemakers.

I am inspired by USD School of Law's changemakers, and I am humbled every day as I hear of new examples of changemaking by our students, our faculty, and our alumni. It has been my great privilege and honor to serve as their dean.



Stephen C. Ferruolo

Dean, USD School of Law



Left: Bill Shernoff gives the keynote speech in honor of his former law partner Harvey Levine.



The Levine family with David S. Casey Jr., '74 (JD); Bill Shernoff; Virginia C. Nelson, '79 (JD); and Dean Stephen C. Ferruolo

New Scholarship Announced

➤ TOP TORTS ATTORNEY CELEBRATES NAMESAKE OF THE HARVEY LEVINE SCHOLARSHIP FUND, ESTABLISHED IN HIS HONOR

In February 2017, USD School of Law hosted a reception at the San Diego Bar Association to honor the life and work of the late Harvey Levine and celebrate the newly established Harvey Levine Scholarship Fund. Bill Shernoff, Levine's former law partner and founding partner of Shernoff, Bidart, Echeverria, LLP, was the keynote speaker. Shernoff is credited with pioneering the bad faith cause of action—one of the few new torts established in the 20th century. He spoke on his experience in the field and future trends in bad faith litigation, as well as his experience as a longtime partner and friend of Levine.

The Harvey Levine Scholarship Fund was created by David S. Casey Jr., '74 (JD); Adam and Rennie Levine; Judy Levine; Gabriel and Alyssa Mass; Virginia C. Nelson, '79 (JD); and Jeffrey D. Phair, '80 (JD). The scholarship will be awarded annually to a student with a commitment to advocacy and demonstrated financial need.



Left: Reginald Dwayne Betts.
Above right: Hon. Carolyn M. Caietti, '86 (JD), '83 (BA).
Above left: David Tanenhaus.

Revisiting a Landmark Case

BERGMAN MEMORIAL LECTURE COMMEMORATES THE 50TH ANNIVERSARY OF 1967 U.S. SUPREME COURT CASE *IN RE GAULT*

In January 2017, the Honorable Carolyn M. Caietti, '86 (JD), '83 (BA); Reginald Dwayne Betts; and David Tanenhaus gave the Jane Ellen Bergman Memorial Lecture, which this year commemorated the 50th anniversary of *In re Gault*, a landmark 1967 U.S. Supreme Court decision that held juveniles accused of crimes must be afforded many of the same due process rights as adults, such as the right to timely notification of the charges, the right to confront witnesses, the right against self-incrimination and the right to counsel.

Judge Caietti was appointed to the San Diego Superior Court in 2006, and has presided over dependency and delinquency matters since 2008. She has been a Juvenile Court presiding judge since 2013. A member of USD's Law Alumni Board, Caietti received the 2016 Wilmont Sweeney Juvenile Court Judge of the Year award in December 2016.

Betts was convicted of a serious offense at the age of 16 and served more than eight years in prison. He went on to graduate from Yale Law School and wrote *A Question of Freedom: A*

Memoir of Learning, Survival, and Coming of Age in Prison.

Tanenhaus teaches at University of Nevada, Las Vegas William S. Boyd School of Law, where his scholarship focuses on legal justice and juvenile justice. He is a co-editor of *A Century of Juvenile Justice* and author of *Juvenile Justice in the Making* and *The Constitutional Rights of Children: In re Gault and Juvenile Justice*.

The Jane Ellen Bergman Memorial Lecture Series on Women, Children and Human Rights is the result of a gift from Dr. Barbara Yates, a professor at the University of Illinois and a friend of the late Bergman. According to Dr. Yates, Bergman "chose to devote her professional life to public service. As a nursing administrator, public health educator and family therapist, she developed an abiding interest in the human rights of common people." This series is a lasting tribute to Bergman and an opportunity for students, faculty, staff and community members to hear distinguished lecturers speak about issues concerning women, children and human rights.

> On Wrongful Conviction

COMMUNITY DEFENDERS SEMINAR
DEALS WITH THE INS AND OUTS OF
WRONGFUL CONVICTION

In January 2017, Community Defenders presented a seminar titled “How to Avoid/Void Wrongful Convictions.” Speakers included the Honorable Christopher J. Plourd, presiding judge of the Imperial County Superior Court, who spoke on errors and omissions in forensic science that lead to wrongful convictions; Richard Leo, professor of law and psychology at University of San Francisco School of Law, who spoke on false confessions; Scott Sanders, Orange County deputy public defender, who spoke on snitches; and Mitchell Eisen, California State University, Los Angeles professor, who spoke on mistaken eyewitness identification.

Analyzing “Our War”

MICHAEL LEDEEN GIVES 2016
BOWES-MADISON DISTINGUISHED
SPEAKER LECTURE



In November 2016, Michael Ledeen (left) gave the Joan E. Bowes-James Madison Distinguished Speaker lecture and spoke on his new book, *Field of Fight: How to Win the War Against Radical Islam and Its Allies*. Ledeen is a Freedom Scholar at the

Foundation for Defense of Democracies and is an internationally renowned expert on Iran, Iraq, terrorism and international security.

Continuing a family passion for learning, longtime La Jolla resident and civic activist Joan E. Bowes established the Joan E. Bowes-James Madison Distinguished Speaker Series through the School of Law to inspire law students and other members of the San Diego community and promote the open exchange of ideas. Bearing the name of James Madison—fourth president of the United States and “Father of the Constitution”—this annual series brings distinguished speakers from the fields of law, diplomacy, government and politics to USD.



Carl Auerbach



Robert A. Stein

Tribute to a Legendary Professor

> ROBERT STEIN DELIVERS NATHANSON MEMORIAL LECTURE AND HONORS THE LATE CARL AUERBACH

Robert A. Stein, the Everett Fraser Professor of Law at the University of Minnesota Law School, spoke on the future of capital punishment in the United States at the 33rd Nathaniel L. Nathanson Memorial Lecture in September 2016. This lecture series was established in 1984 to honor Nathaniel L. Nathanson, an esteemed law professor who devoted his life to the law and legal education. The series brings distinguished speakers to the University of San Diego to discuss issues of national significance.

Stein was a close friend and colleague of Professor Carl Auerbach, who taught at and served

as dean of University of Minnesota Law School prior to joining the faculty at USD School of Law in 1985.

Auerbach passed away on April 6, 2016, at the age of 100. Prior to this year's Nathanson Memorial Lecture, a memorial service for Auerbach was held, which was attended by many of his colleagues, family, friends and former law students. Speakers at the service included Stein, who succeeded Auerbach as dean, and USD School of Law professors Jack Minan, Larry Alexander, Mike Devitt, Laurence Claus and Roy Brooks, who remembered Auerbach's commitment to his students and contributions to the legal profession.



From left: Lisa Casey; committee Vice Chair Virginia C. Nelson, '79 (JD); University of San Diego President James Harris; and committee Chair David S. Casey Jr., '74 (JD), at the Alberta Casey Scholarship Reception.

Campaign for USD

COMMITTEE MEMBERS ARE LEADING CHANGE

In February 2016, USD announced "Leading Change: The Campaign for USD," a \$300 million comprehensive campaign focused on fundraising in five critical areas: capital projects, scholarships, program and faculty support, and the endowment. During the Campaign for USD, the School of Law aims to raise \$31.5 million in support of scholarships, academic programs and infrastructure.

Leading the law school campaign are David S. Casey Jr., '74 (JD), committee chair, and Virginia C. Nelson, '79 (JD), vice chair. Also serving on the law school's executive committee are Stephen P. Doyle, '84 (JD); Michael B. Kaplan, '72 (JD); John (Jack) R. McGrory, '81 (JD); Paul E. Robinson, '73 (JD); the Honorable Lynn Schenk, '70 (JD); Ronson J. Shamoun, '03 (LLM), '02 (JD), '98 (BA); and Vickie E. Turner, '82 (JD).

The campaign committee is dedicated to making long-lasting change for the School of Law; its members are committed to engaging new alumni and donors, while identifying programs that they can support that match their passions, background and interest areas. Nelson, for example, has been especially committed to promoting awareness

Committee Members' Fundraising Focuses

- David S. Casey Jr.**
Professorships
- Stephen P. Doyle**
Infrastructure
- Michael B. Kaplan**
Scholarships
- John (Jack) R. McGrory**
Veterans Legal Clinic
- Virginia C. Nelson**
Legacy Endowed Scholarships
- Paul E. Robinson**
Dean's Scholarship Initiative
- Ronson J. Shamoun**
Annual Named Scholarships
- Hon. Lynn Schenk**
Center and Program Funding
- Vickie E. Turner**
Diversity

of the Legacy Endowed Scholarship Program. This program highlights the importance of endowed scholarship funding, ensuring long-term support for the law school and enabling the legacy of the donation to live on in perpetuity.

"This type of scholarship is the most efficient and worthwhile way that donors can provide benefits to as many deserving students as possible, for as long as possible," Nelson said.

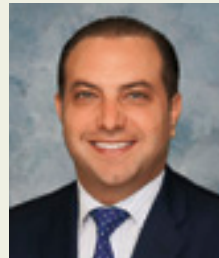
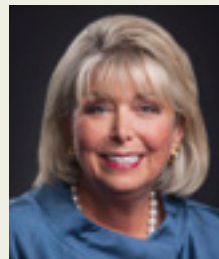
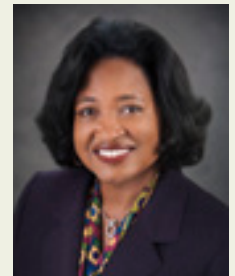
Since the campaign's start, privately funded and endowed named scholarships at the School of Law have increased from 34 to 89—the campaign committee is now committed to reach at least 100 named scholarships before the end of the campaign. Recently established named scholarships include awards to support and promote diversity and LGBTQ rights, to enable students to pursue public interest opportunities and to support women interested in business law. The donors funding many of these scholarships have also designated that the awards be made to students with demonstrated financial need and to reduce the burden of law school debt.

The campaign's goals also include updating the law school's technology and facilities, ensuring USD's legal clinics and centers continue to receive the critical funding they need to make positive change in the community, creating professorships to recruit and retain top faculty, and supporting innovative teaching and programs to train students for the changing job market.

"By giving back, we help elevate the school that gave us opportunities and help foster the next generation of lawyers and judges for San Diego and beyond. Many USD School of Law graduates are successful in business. For each of those with the degree, our pride can grow with the support we give the school to help it continue to grow into one of the finest law schools in the country." —DAVID S. CASEY JR. '74 (JD)



Left: John (Jack) R. McGrory, '81 (JD). Below, clockwise from top left: Stephen P. Doyle, '84 (JD); Paul E. Robinson, '73 (JD); Vickie E. Turner, '82 (JD); Michael B. Kaplan '72 (JD); Ronson J. Shamoun, '03 (LLM), '02 (JD), '98 (BA); Hon. Lynn Schenk, '70 (JD).





Pro Bono Service Recognition

STUDENTS CONTINUE USD'S SERVICE TO THE COMMUNITY

USD School of Law has a strong tradition of students who volunteer their time in the San Diego community. Engaging in pro bono work while in law school encourages students to be lifelong volunteers and helps students recognize that pro bono work is an integral part of a balanced lifestyle.

Students who qualify for Pro Bono Service Recognition have completed 100 or more hours of pro bono work throughout their law school career. To qualify as pro bono work, students may not receive academic credit or compensation of any kind. Students may gain credit by volunteering with one of the many student organizations offered at USD, including Pro Bono Legal Advocates and Advocates for Children and Education. Other ways to receive credit include working extra hours at one of USD's legal clinics or with a governmental, charitable, or educational organization. This year, 50 students were recognized with the Pro Bono Service Recognition.

"Pro bono work allows students to give back while gaining valuable experience," said Erin Lupfer, '17 (JD), one of the students honored this year. "Externing at the U.S. District Court allowed me to see the law in action and appreciate the importance of good legal representation. I feel lucky that the firm I will join encourages its lawyers to take on pro bono cases."

2017 graduates honored for pro bono work. Back row, from left: Michelle Garber, '17 (JD); William Lange, '17 (JD); Michael Locker, '17 (JD); Erin Lupfer, '17 (JD); Jonathan Choi, '17 (JD); Benjamin Cooper, '17 (JD); Daniel Hunt, '17 (JD); Catarina Amaral Barr, '17 (LLM). Front row, from left: Douglas Winter, '17 (JD); Samantha Golseth, '17 (JD); Derrick Yong '16 (JD).

First Victory

> WORKERS' RIGHTS CLINIC INTERN WINS APPEAL




Brisa Velazquez, '18 (JD)

Brisa Velazquez, '18 (JD), working in USD School of Law's new Workers' Rights Legal Clinic, represented a client during an unemployment insurance appeal hearing. The client had been denied employment insurance benefits, but Velazquez, under the supervision of the clinic's attorneys, was able to reverse the denial at the hearing. "Not only did this opportunity allow me to gain valuable experience, it reaffirmed my desire to advocate for workers' rights," Velazquez said. "I consider myself fortunate to be part of a program that provides employment law resources to San Diego residents."

The Workers' Rights Legal Clinic was launched in August 2016 in collaboration with Legal Aid at Work to assist lower-income workers with a variety of employment law issues including employee rights, discrimination, medical leave, workplace safety, unpaid wages, unemployment benefits, harassment and wrongful termination.

Experiential Advocacy Practicum



USD School of Law has expanded its practical skills offerings by introducing an Experiential Advocacy Practicum as part of its required coursework for first-year students. The practicum provides an introduction to the two major areas of legal practice: litigation and business law. Focused on a fictional negligence case and a buy-sell transaction, the practicum simulates tasks that junior attorneys are expected to perform, including client interviews, negotiation, oral advocacy, and the drafting of both formal legal documents and e-mail communications. The program is designed and overseen by San Diego practitioner Linda Lane, the Annsley and George Strong Professor in Residence for Trial Advocacy. Lane oversees teams of 15 to 20 experienced practitioners who, as adjunct professors, teach these important practice skills each semester.

"The Experiential Advocacy Practicum gives students a real-life window into the experience of being a litigator and a transactional attorney," Lane said. "The training will give students specific skills associated with both types of practice."



Professor Linda Lane

Advocate for Education

CURTIS DAVIS, '18 (JD), DEFENDS THE RIGHTS OF UNREPRESENTED STUDENTS

Curtis Davis, a fourth-year part-time law student and a teacher in the Learning Resource Center at La Jolla Country Day, says he “came to law school to protect children and their right to education.” That commitment is evident in the work he has done with Advocates for Children and Education (ACE), a student organization that promotes the welfare of children and gives students opportunities to provide pro bono advocacy services. This year, he reached a successful settlement for a client—an unrepresented student who had been expelled from high school.

Through ACE, Davis represented this student at his expulsion hearing before the school board and filed an appeal with the San Diego County Office of Education. As part of the settlement, Davis secured an agreement from

the school district to reverse the expulsion. The student has now returned to his neighborhood school with strengthened college aspirations.

“Programs such as these are a core value at USD School of Law,” said Associate Dean Margaret Dalton. “We are committed to providing specialized training to our students while also serving the community. This was an opportunity to do both. Davis brought his knowledge, skills and heart to this case. He spent an incredible amount of time researching the statute and rules, and then negotiating with counsel representing the school district. No attorney could have done a better job. I am certain the resolution would not have been successful without his excellent representation.”

The student’s return to school also played a key role in the concurrent juvenile delinquency case. Per the public defender’s request, Davis wrote a letter explaining the parents’ active involvement in the expulsion appeal process. The judge considered the letter detailing the education support plan, which included counseling and a return to the student’s neighborhood school. The parents and student received a favorable ruling. ACE will continue to support the student with academic resources to maximize the student’s transition back to school and future college opportunities. This student would be the first in a family of seven children to attend college.

“The outcome was possible because Dean Dalton provided support during each phase of the case,” said Davis. “ACE, Dean Dalton and the PD’s Office have developed a strong partnership to help children and families assert their rights when the right to education becomes threatened.”



Curtis Davis, '18 (JD)



Peace, Justice and Law

➤ USD LAUNCHES ONE-OF-A-KIND DUAL DEGREE PROGRAM IN LAW AND PEACE STUDIES

In Fall 2016, USD School of Law established a first-of-its-kind concurrent degree program that combines a JD from the law school and an MA in Peace and Justice (JD-MAPJ) from the Joan B. Kroc School of Peace Studies. The JD/MA Peace and Law Dual Degree, designed as a four-year commitment, sets an innovative precedent for peace-minded problem solvers and future changemakers. Students spend the first year completing required coursework through the law school. The second year is devoted to Peace Studies coursework, and the final two years involve a hybrid curriculum from both schools.

The dual-degree program aims to prepare students interested in careers in immigration, human rights or alternative dispute resolution; and provide them with the learning and skills to serve a global clientele, influence public policy and promote social justice.

"History shows that there cannot be true peace without justice," Dean Stephen C. Ferruolo said. "This dual-degree program will train lawyers who will have the knowledge and skills to be effective advocates for the rule of law and human rights. I am excited about this collaboration between the School of Law and the Kroc School of Peace Studies."

POWER TO THE PUBLIC

SINCE 1980, THE CENTER FOR PUBLIC INTEREST LAW HAS LEVERAGED CHANGE THROUGHOUT CALIFORNIA REGULATORY AGENCIES AND THE LEGISLATURE

Robert Kelter, '87 (JD), was barely out of law school when he landed his first major litigation against the Potomac Electric Power Company (Pepco) and its plan to build a power plant in a lower-income neighborhood on the outskirts of Washington, D.C. As one of only a handful of lawyers at Washington, D.C.'s Office of the People's Counsel, a public interest agency that advocates for consumers of public utilities, Kelter had what seemed like an unwinnable case.

"The Office told me to just do the best I could," Kelter recalled, "but we didn't have any chance of defeating this plant. It was a David vs. Goliath effort."

But in 1990, Kelter won the case—and he credits Professor Robert Fellmeth and the organization he helped found, the Center for Public Interest Law (CPIL), for his first career victory. "I used all that I learned from CPIL to win that case," Kelter said. "CPIL taught me

how to be an effective advocate."

Today, Kelter is a lawyer at the Chicago-based Environmental Law & Policy Center (ELPC), a leading public interest environmental legal advocacy and eco-business group covering the greater Midwest region. As one of its senior attorneys, Kelter handles litigation and legislative issues related to clean energy nationwide. For 10 years, he served as director of litigation of the Illinois Citizens Utility Board; he is also the former president of the board of the Illinois Environmental Council. And it all began at CPIL.

When it was founded in 1980, CPIL had a lofty mission: Train future lawyers in public interest law so they can represent the public in all aspects of governmental decision making and wrest control away from lobbyists representing monied special interest groups.

This was a tall order for an upstart law school-based organization staffed with only two academics and a class of second-year law students. But in the past 30 years or so, Fellmeth and his wife, Julianne D'Angelo Fellmeth, '83 (JD),

*CPIL trailblazers Robert
Fellmeth and Julianne
D'Angelo Fellmeth*

CPIL MILESTONES

1980

CPIL is founded and opens a Sacramento office. The *California Regulatory Law Reporter* begins publication.

1983

CPIL creates the Utility Consumers' Action Network, which is now a separate entity that advocates for lower rates and safer service from San Diego Gas & Electric Company.

1985

CPIL successfully sponsors a bill abolishing California's Board of Fabric Care as an unnecessary regulatory agency.

1986

CPIL drafts and sponsors bills creating a civil remedy for state and local agencies' violation of the Open Meeting Act.

1987

Professor Bob Fellmeth is appointed California State Bar discipline monitor. His work resulted in 1988 legislation creating the first independent State Bar Court not under the control of practicing attorneys.

1988

CPIL sues the Medical Board of California over its refusal to license 32 Vietnamese physicians. Eventually, all 32 were licensed, and the court awarded CPIL its attorneys' fees and costs.

1989

With a \$500,000 Weingart Foundation grant, CPIL creates the Children's Advocacy Institute, which has litigated court precedents, issued national reports and sponsored



'76 (BA), have managed to train new generations of public interest lawyers like Kelter who are now at the forefront of reforming a regulatory regime that has historically been stacked against individuals.

Since its founding, CPIL has played a key role in tipping the balance of power in favor of the public in California. In the past three decades, CPIL has successfully sponsored more than 50 state bills reforming some of the most powerful professional licensing boards in the state, gone to court to enforce state antitrust laws, and been appointed to legislatively created posts to perform oversight audits of regulatory agencies.

Ed Howard, a former public interest litigator who has spent the past 17 years in Sacramento—first as a legislative staffer and then as CPIL's Sacramento-based senior policy advocate—sums up the influence CPIL has achieved over its 37-year history in Sacramento: "CPIL takes on some of the state's most powerful political forces—doctors, lawyers, CPAs, for-profit colleges, to name a few—to protect the public's interest, and year after year CPIL scores precedent-setting victories, armed only with hard work, resourcefulness and matchless substance."

The center also helped birth several important public interest entities, including the now nationally recognized Privacy Rights Clearinghouse, as well as the Utility Consumers' Action Network, which advocates on behalf of consumers for lower rates and safer service from San Diego Gas & Electric Company. CPIL also expanded its reach in two additional areas of public interest advocacy that rarely get attention

NICK ABADILLA



Bob Fellmeth leads a meeting attended by members of CPIL's Children's Advocacy Institute and Energy Policy Initiatives Center.

by creating the Children's Advocacy Institute and the Energy Policy Initiatives Center.

But even with the CPIL's long list of accomplishments, Fellmeth considers its graduates to be the center's true "lodestars." From the estimated 1,000 students that have graduated from the program so far, there are at least five sitting judges and scores of advocates and public officials around the country, according to Fellmeth.

"We decided to teach public interest law through state regulatory agencies very purposefully," Fellmeth explained. "Most regulation occurs at the state level, and there is pervasive corruption in this forum. The public has little representation or control over the process. We need lawyers who will represent the interest of the public, and [at the time when CPIL was created] no other law school in the country was training law students how to do this."

The year-long public interest law internship offered at CPIL has yet to be replicated by other law schools. The experience is designed to immerse students in the full functioning of all three branches of government as they interact to regulate a trade or profession. The experience allows students to connect their legal education to the real world and work in areas that are not normally covered by law schools, including tracking legislation; contributing to rulemaking by proposing new rules; drafting legislation; or persuading a court to enforce existing regulations and state laws through litigation.

NICK ABADILLA

over 50 child protection statutes.

1989

CPIL publishes *Physician Discipline in California: A Code Blue Emergency*, a critique of the Medical Board's enforcement program that spawns 1990 and 1993 reform legislation.

1990

Sol and Helen Price contribute \$1.5 million to create the Price Chair in Public Interest Law. Fellmeth is named chair holder—a post he holds to this day.

1992

CPIL creates the Privacy Rights Clearinghouse.

1993

CPIL persuades the Medical Board to overhaul its public disclosure policy regarding physician misconduct.

1995

CPIL participates in California's first legislative "sunset review" hearings, which evaluate the performance and necessity of existing regulatory boards. A year later, the Legislature enacts CPIL's "sunset" criteria and calls for the abolition of five boards.

2001

CPIL successfully advocates for legislative rejection of enhanced education requirements for CPA licensure unrelated to competence and constituting an arbitrary barrier to entry.

2001-03

Julie D'Angelo Fellmeth serves as staff to the Enforcement Monitor of the Contractors' State License Board, resulting in legislation requiring contractor

fingerprinting and an improved enforcement program for consumer safety.

2002

CPIL successfully advocates AB 269 (Correa), which mandates that public protection is the “paramount priority” of each occupational licensing program within the Department of Consumer Affairs.

2002

CPIL participates in drafting three California reform bills that changed the composition of the Board of Accountancy and created the most stringent audit documentation requirements in the country.

2003-2005

D’Angelo Fellmeth is appointed to serve as the Medical Board Enforcement Monitor. She and her team conduct a two-year investigation, resulting in successful legislation that has overhauled the way the board investigates and prosecutes disciplinary actions against physicians.

2005

CPIL successfully opposes Gov. Arnold Schwarzenegger’s proposal to turn 88 boards into “bureaus” headed by a single appointee lacking transparency and subject to industry lobbying without public meetings.

2007

USD establishes the Energy Policy Initiatives Center, leading to the nation’s first law school journal on climate change.

2007

CPIL files a class action suit against rental car firms and the California Travel and Tourism Commission for antitrust violations, winning summary judgment in a published Ninth

CPIL’s Ed Howard, Bridget Gramme, Bob Fellmeth and Julianne D’Angelo Fellmeth.



Each student is assigned to monitor a major California agency and attend all meetings during the academic year as a public advocate. Twice during the academic year, students submit reports on their agency that include information on pending or recently passed legislation and judicial decisions affecting the agency or its licensees. In class presentations, students propose new rules or improvements in the process.

In the 30 years since she started teaching the course, D’Angelo Fellmeth says she has seen students empowered by the experience of actually influencing and changing state laws and regulations. “I have supervised student projects that have changed the law before the student even graduates from law school,” she said. “Administrative agency and legislative proceedings tend to be shorter, much more effective and targeted, and that’s what we try to teach our students—that there are other ways to make laws and change laws, not just through the judicial system.”

Bridget Gramme, ’03 (JD), ’98 (BA), who succeeded D’Angelo Fellmeth as administrative director in March, is a CPIL graduate who had strong aspirations for a career in public interest law. Unfortunately, she said, when she graduated from law school CPIL didn’t have enough funding for additional staff, so she went into private practice as a civil litigator. But in the summer of 2014, CPIL secured additional funding and hired Gramme as D’Angelo Fellmeth’s successor-in-training.

“Bridget was one of our star students,” D’Angelo Fellmeth said. “She knows that what we do is not simply teaching what’s in the textbook, because there’s no textbook to teach. We teach by doing, watching and helping to create law.”

Gramme knows she’s taking on a huge challenge, especially at a time when the need for public interest lawyers is more acute than in previous years. “Today, more than ever, we need to hold government accountable to the people,” Gramme noted. “At CPIL, we do this by training highly skilled public interest lawyers and by leveraging change on behalf of consumers and the future.”

GUIDING LIGHT

JULIANNE D'ANGELO FELLMETH '83 (JD), '76 (BA) REFLECTS ON 30 YEARS OF NURTURING PUBLIC INTEREST LAWYERS



The news in March that longtime CPIL Administrative Director Julianne D'Angelo Fellmeth, '83 (JD), '76 (BA), planned to retire was met with disbelief by many of her former students. For 30 years, D'Angelo Fellmeth has been known as a standard-bearer in public interest law in California.

Since she started working full time as supervising attorney at CPIL in 1986, D'Angelo Fellmeth has extended the walls of her classrooms to include the vast expanse of California's web of regulatory agencies and professional licensing boards. She has taught more than 1,000 students the intricacies of monitoring these mostly invisible state agencies and professional boards. Every year, her students fought alongside her in playing the role of public interest advocates during meetings and hearings where most of the time the public was unrepresented.

During her tenure, D'Angelo Fellmeth helped transform the inner workings of state licensing boards such as the California Medical Board, the Board of Accountancy and other professional boards. She has written more than a dozen major statutes in the medical area and helped ignite the debate on professional licensing board composition, resulting in numerous professional boards now having more public members than licensee members. Her regulatory advocacy also resulted in the passing of a law mandating that public protection is the paramount priority of each occupational licensing program within the Department of Consumer Affairs.

Even though she will still be involved in editing CPIL's *California Regulatory Law Reporter*, D'Angelo Fellmeth says it is time to make way for the "clones" she has trained over the years. "I have done nothing but work for 30 years," she joked, "so I am looking forward to getting to know my rose garden."

Matthew DeCarolis, '05 (JD), is one of the many public interest "clones" that D'Angelo Fellmeth helped nurture through CPIL. A staff attorney at Bet Tzedek in Los Angeles, DeCarolis says the lessons he learned from D'Angelo Fellmeth have served him well in his job representing immigrant and low-wage workers who are victims of wage theft before the California Labor Commissioner's Office. "She taught students to use law as a tool to advocate for the vulnerable," DeCarolis noted. "Julie has touched so many students' lives and has made California a better place through her decades of advocacy and perseverance."

Circuit decision, earning attorneys' fees and returning millions to overcharged consumers.

2010-2011

CPIL participates in the proceedings of the State Bar's Governance in the Public Interest Task Force, which resulted in the passage of 2011 legislation that changed the method of selection of the bar's board of trustees. The majority of the attorney members of the board are now appointed by public officials and not elected by other attorneys.

2012

CPIL succeeds in its campaign to enact a law making it unprofessional conduct for a licensee of any Department of Consumer Affairs occupational licensing agency to include a "regulatory gag clause" in a civil settlement agreement.

2015

CPIL is instrumental in supporting legislation subjecting the State Bar to the state's open meeting law and Public Records Act.

2015-2017

After the U.S. Supreme Court rules that a regulatory board controlled by "active participants" in the trade or profession it regulates does not have "sovereign status" and is thus subject to federal antitrust laws, CPIL takes steps to encourage national enforcement.

2017

CPIL supports a State Bar restructuring bill that would ensure the bar focuses on public protection. The California Judiciary Committee appoints Bridget Gramme as its representative in the first revalidation of the bar exam in 30 years; CPIL continues to advocate for bar exam reform.

The Clinical Advantage

USD School of Law's legal clinics give students invaluable real-world skills while providing assistance to underserved members of the community

“There is nothing like the experience of dealing with a real client firsthand. Not only are the clinics a great way for students to develop their passion for the practice of law, but the practical training is critical to a student's success in the legal market.”

—ASSOCIATE DEAN MARGARET DALTON



Larry J. Gallagher, '76 (JD), spent his legal career as an assistant U.S. attorney in the Northern and Eastern Districts of California

and an assistant U.S. trustee in bankruptcy in Reno. On a recent visit back to USD School of Law, he returned to the place he credits for spawning his illustrious career: Barcelona Hall, home of USD's legal clinics.

"By participating in the Civil Clinic and Immigration Clinic, I gained experience in dealing with real people with real problems. I also participated in trials with a supervising attorney," Gallagher recalled. "I found this hands-on legal experience invaluable. It opened the door for me to become a litigator."

Clinical education at USD School of Law is now in its 45th year. Today, the 10 client service legal clinics train 200



*Left: Robert Muth, academic director of the legal clinics, with Administrative Director Eric Austin.
Above: Dana Yee, '17 (JD), recipient of the Federal Tax Clinic Award, with Professor Richard Carpenter.*

students each year. With guidance from supervising attorneys, students provide advice; exercise legal strategy; practice case management; write briefs, pleadings and transactional documents; negotiate with opposing counsel; gather evidence; and advocate for clients in litigation, arbitration and administrative hearings. This kind of practical training has become so popular that many clinics are oversubscribed, according to Associate Dean Margaret Dalton, formerly the faculty director for clinical and placement education. Like a pro bono law firm, the clinics assist clients in a range of legal specialties, including tax, employment, business, immigration, education, veterans and appeals. "There is nothing like the experience of dealing with a real client firsthand," Dalton said. "Not only are the clinics a great way for students to develop their passion for the practice of

law, but the practical training is critical to a student's success in the legal market."

USD School of Law's clinics also effect change in the community. "We represent low-income, indigent and homeless individuals," explained Robert Muth, academic director of the legal clinics. "Without the clinics, their lives would be different. We have seen our clients go from homeless to sheltered. Clients with a disability have gained educational services; clients have gained refugee status."

VETERANS IN NEED

Dan Ballinger, '18 (JD), took the Veterans Clinic in spring 2017 during his second year of law school and also intends to spend both semesters working in the clinic during his third year. A Marine Corps veteran, Ballinger plans to pursue a career in veterans disability law. "I'm doing work now that I want to do when I graduate," he said.

In the Veterans Clinic, students like Ballinger assist former military personnel seeking to upgrade their discharge status or appealing Department of Veterans Affairs disability claims. Students also represent veterans who have disputes with predatory lenders or for-profit educational institutions over the use of GI Bill funds and related loans. Additionally, students identify potential claims; provide advice; and advocate in civil litigation, arbitration, or before government review boards.

"People management" is one of the primary skills Ballinger has acquired in the clinic. "It's client interface, dealing with human beings," Ballinger said. "I'm not just reading about a hypothetical."

Ballinger decided to attend USD School of Law in part because of the clinic, which is "more extensive than any veterans clinic around," he said. In addition to the skills he has acquired, he's been able to make



Annual Legal Clinics Graduation Awards. From left to right: Dean Stephen C. Ferruolo and Robert Muth; Leanne Gould, '17 (JD), recipient of the Entrepreneurship Clinic Award, with Eric Austin; Associate Dean Margaret Dalton, former director of the legal clinics.

a positive impact on the community. The clinic represented one homeless veteran, for example, who was living under a bridge. The clinic helped him upgrade his discharge status, and he now has a significant disability rating for injuries incurred in the military. "Because of the clinic, he's now back to being a functioning member of society," Ballinger said.

The legal clinics are funded by the law school, grants from federal and state governmental agencies, family foundations, *cy pres* awards, and individual donors. The law school's administration is "exceptionally supportive" of clinical education, noted Muth. "Both the administration and the faculty appreciate the importance of real-world training," he said.

Each of the clinics has a weekly classroom component led by a supervising attorney. Typically, students spend the first hour learning the practice of law in a specific area; the second half of class shifts to case rounds, during which supervising attorneys assess progress. Most

supervising attorneys stay with their clinic for years, adds Muth, who is the supervising attorney for the Veterans Clinic. "There is not a lot of turnover among supervising attorneys. They enjoy the opportunity to mentor and train law students."

Having supervising attorneys available to consult with is key to the clinic experience, Ballinger adds. "You get experience with top-notch attorneys," he said. "They give you the reins but also help you make the right decisions."

ENTREPRENEURS

Spending two semesters in the Entrepreneurship Clinic, which provides transactional legal services to high-tech startups and other emerging growth companies, has been of "huge educational value" to Brandon Laurent Rebboah, '17 (JD). In particular, he's gained experience structuring business entities; protecting intellectual property; and drafting venture capital term sheets, terms of use, and stockholder and employment agreements.

Rebboah was drawn to the clinic because it was "one of the best avenues to get transactional experience, especially because so much of law school is litigation-focused," he said. "In the clinic, I did corporate formation work, interacted with clients, and put into practice what I learned in the classroom through working in what is essentially a mini law firm."

EDUCATION AND DISABILITIES

Adjunct Professor Mimi Adams, '02 (JD), serves as supervising attorney in the Education and Disability Clinic, where matters include school discipline, special education services and limited conservatorships. Students get experience interviewing and counseling, representing clients at meetings with school district personnel, negotiating settlement agreements, and drafting complaints with the Office of Civil Rights and other agencies.

Ten percent of public school children have special needs, ranging from autism to health-related disabilities. "We've made

changes in the lives of students,” Adams said. “The clinic serves families of limited means who otherwise would not have access to legal services.” Once the clinic takes charge, “the child’s team members listen more and give their attention. When attorneys get involved, things change.” It’s why Adams, who has a private practice in special education law, jumped at the chance to become supervising attorney. “I felt it was really important to be of service.”

Many clinic alumni have gone into education law after graduation, Adams

added. Their clinical experience “solidified their direction after having the opportunity to work on behalf of clients,” she said. Even those who chose a different speciality have still gained “terrific skills like client communication and reviewing documents.”

Indeed, clinical education is beneficial even if students haven’t yet zeroed in on the area of law they want to practice, Ballinger says. “All law students should do a clinic. You can get information from doctrinal classes, but you don’t really learn the job until you’re out there doing it.”

That Ballinger and Gallagher attended law school decades apart and both rave about clinical education is not unusual, Muth says. “Clinic students get the opportunity to apply theoretical concepts.”

It makes them more employable too. “There’s an incredible emphasis on hiring law students with experience. Employers no longer have the appetite for providing on-the-job training. Instead, lawyers need to be practice-ready on day one. With USD’s clinics, students develop practical skills while meeting community needs.”

USD School of Law’s Legal Clinics: An Overview

APPELLATE CLINIC: Students litigate an entire appeal from start to finish—from brief to oral argument. These cases are referred from the pro bono panel in the Ninth Circuit Court of Appeals.

CIVIL CLINIC: Students handle cases including consumer issues, breach of contract, uninsured motorist defense, fraud, and consumer debt collection disputes.

EDUCATION AND DISABILITY CLINIC: Students represent the parents of students with disabilities in cases ranging from IEP eligibility and services, placement, discipline and expulsions, 504 Plans, Early Start, Regional Center eligibility and services, and limited conservatorships.

ENTREPRENEURSHIP CLINIC: Students provide transactional legal services for clients in high-tech business startups and other emerging growth companies. They assist with key legal services needed by entrepreneurs, including structuring the business entity, financing regulations, drafting of investment and employment agreements, and protection of intellectual property.

FEDERAL TAX CLINIC: Students represent lower-income taxpayers who have disputes with the Internal Revenue Service. They assist with matters such as collection action, audits, tax credits, and offers in compromise—and also make appearances at U.S. Tax Court.

IMMIGRATION CLINIC: Students offer assistance with immigration-related matters including immigrating family members, work authorization, naturalization, derivative citizenship, deferred

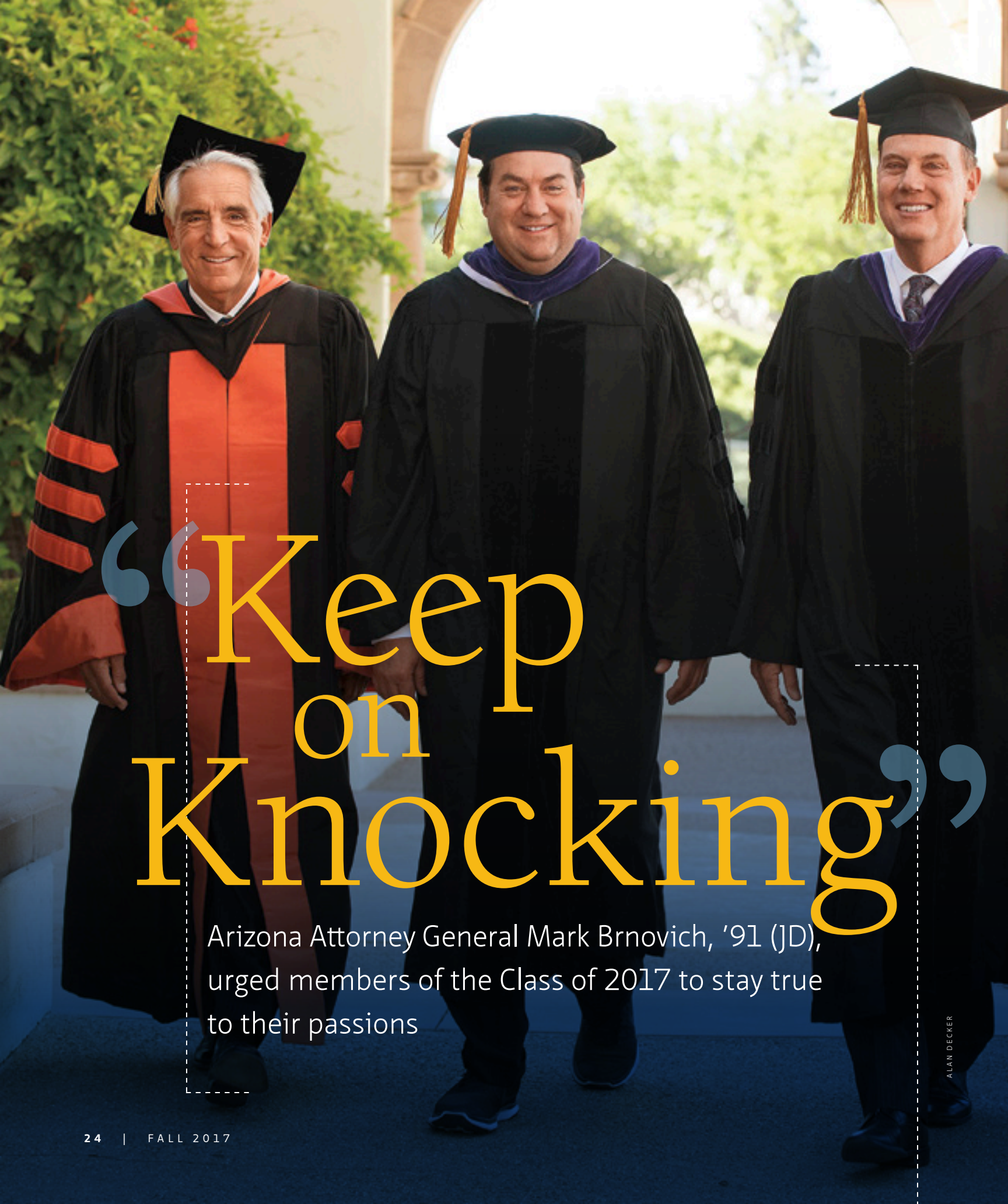
action (such as DACA – Deferred Action for Childhood Arrivals), U-visa for crime victims, and VAWA for domestic violence and abuse victims.

STATE INCOME TAX CLINIC—CALIFORNIA: The “Taxpayer Appeals Assistance Program” is a joint effort between the USD Legal Clinics and the California State Board of Equalization (BOE). Under supervision of an attorney from the BOE’s Taxpayer Rights Advocate Office, students assist taxpayers with state income tax disputes against the California Franchise Tax Board (FTB).

STATE SALES AND USE TAX—CALIFORNIA: In this joint effort with the California State Board of Equalization, students—under the supervision of an attorney from the BOE’s Taxpayers’ Rights Advocate Office—represent clients who are appealing California Sales and Use Tax determinations.

VETERANS CLINIC: Students provide free legal assistance to veterans, limited to disputes with for-profit institutions over the use of GI Bill funds and predatory lending, discharge upgrades, and VA Disability Claims appeals. Legal services range from advice to identification of potential claims to representation of veterans in litigation, arbitration and before governmental review boards.

WORKERS’ RIGHTS: Students assist lower-income workers with a variety of employment law issues including employee rights, discrimination, medical leave, workplace safety, unpaid wages, unemployment benefits, harassment and wrongful termination.



“Keep on Knocking”

Arizona Attorney General Mark Brnovich, '91 (JD), urged members of the Class of 2017 to stay true to their passions

ALAN DECKER



“God gives each of us unique dreams and plans, and it’s up to us to follow through on them. They are powerful and they should always be pursued. If you’re truly blessed, your passion and your job will be the same.”

—MARK BRNOVICH, '91 (JD)

Arizona Attorney General Mark Brnovich, '91 (JD), delivered the commencement address to the Class of 2017 on Saturday, May 20. Brnovich, son of immigrants from former communist Yugoslavia and a first-generation American, opened his commencement speech by recalling how overwhelmed he was at his own law school graduation and expressing amazement at returning more than 25 years later to give a commencement speech.

“I remember how happy my mother was. I didn’t even speak English as my first language growing up and to be graduating from law school ... now I’m back here 25 years later giving the commencement speech. It really is overwhelming for me emotionally,” Brnovich told the new graduates. “I’ve done a lot of speeches in front of a lot of groups, but I will tell you, this is by far the most special and the one I’ve looked forward to the most.”

Brnovich spoke of his humble beginnings in public service as an assistant attorney general in the Arizona Attorney General’s Office. “I had one of the smallest offices in the building. It didn’t have a window; they called it the broom closet,” he said. “I didn’t complain about it and I didn’t worry. My focus was, hey, I’m not going to get into the office gossip or complain about my office or the size of it. I’m just going to do my job and do it well and be a team player. Because [I developed] that reputation, it opened up doors for me and other opportunities.” In 2015, he was elected Arizona’s attorney general, defeating a longtime incumbent.

Prior to his election, he served as director of the Arizona Department of Gaming and as an assistant U.S. attorney for the District of Arizona. He has also been a judge pro tem of Maricopa County Superior Court, deputy Maricopa County attorney, command staff judge advocate in the U.S. Army National Guard, and director of the Center for Constitutional Government at the Goldwater Institute.

During his career, Brnovich has argued a voter redistricting case before the U.S. Supreme Court, was featured on *60 Minutes* in a conversation about capital punishment, and appeared on a Times Square billboard that combated human sex trafficking.

“One of the things that I wanted to do is to give the graduates a little insight into the things I learned along the way that were very useful,” Brnovich said.

From left: Dean Stephen C. Ferruolo; Arizona Attorney General Mark Brnovich, '91 (JD); and Law Alumni Board President Knut Johnson, '86 (JD) at Commencement 2017.



These pages: Graduates celebrate their newly earned law degrees. Left: Bijon Mostoufi, '17 (JD). Below: Dean Stephen C. Ferruolo. Bottom: Bonnie Smith, '17 (LLM).



In his inspirational address to the 264 new graduates, Brnovich spoke about some other key lessons that helped shape his legal career:

"Be prepared." Regardless of what career path you take, remember the Boy Scout motto. Whether you're a litigator, working in house counsel, working as a public defender or prosecutor, maybe even involved in the baseball industry ... you always should be prepared. Whenever you commit to doing something, you should think all the way through to what that end result should be. I do know that you are graduating from the University of San Diego, my alma mater, so I have a lot of faith that you'll make sure to prepare yourself every day. Unless you're going up against a troop of Eagle Scouts, my money's on you guys.

"No case should be too small for you." A lot of times you get so wrapped up in what you're doing, whether it's your life or your legal career, that you think something doesn't really matter and you mail it in. But you've got to remember, for that person you're representing, that may be the most important thing in [his or her] life. You can have a great impact. At the end of the day, if you're going to commit to something, commit all the way.

"Be a team player." There's research now, that if you're a malcontent or you're a complainer, it not only affects you, but the people around you. Try to stay positive and stay around people that are team players, regardless of where you practice law.

"Be a good listener." In today's day and age, with 24-hour media and everything that goes on, you almost get bombarded with too much information and sometimes we're quick to speak and quick to act. We tweet stuff



ALAN DECKER



Above: Sejin Ahn, '17 (JD). Below: Zachary Rankin, '17 (JD), being congratulated by his father, William Rankin, '17 (LLM), '74 (JD). Below right: William Lange, '17 (JD).



and we regret it. I would remind you of what St. Ignatius of Loyola taught us:

"Be slow to speak, and only after having first listened quietly, so that you may understand the meaning, leanings, and wishes of those who speak. Thus you will know when to speak and when to be silent."

I promise you, learning to be silent and remaining silent and listening to others is a skill, and it's a skill that's about more than hearing; it's listening as well. It sounds like a cliché, but only a fool makes unnecessary enemies, and if you do, it will come back to haunt you.

"Keep your eye on the big picture." Appreciate the opportunities that you have and the opportunities that are given to you. Time flies by so quickly; don't waste time on things that you don't like doing or don't want to do.

"Identify your passion." Henry David Thoreau said that "most people lead lives of quiet desperation." Don't be that person! Make a commitment to something you care about and dedicate yourself to it. Find time, find something that's rewarding and filling. God gives each of us unique dreams and plans, and it's up to us to follow through on them. They are powerful and they should always be pursued. If you're truly blessed, your passion and your job will be the same.

"Understand the power of persistence." After I graduated, I got a stack of rejection letters from law firms. Even if that door is locked, you have to keep on knocking. In the words of Calvin Coolidge, "Nothing can take the place of persistence." Talent will not. Genius will not. Education alone will not. Persistence and determination alone are omnipotent. There may be times in your life that you don't get what you want, but you've got to keep on knocking and you've got to keep pushing.



faculty footnotes

The USD School of Law faculty is committed to advancing the study and practice of law. In these pages, learn how our professors are impacting law at national and global levels.



Lawrence A. Alexander

Alexander published “Robert Nagel and the Emptiness of the Supreme Court’s Standards of Review” in 88 *Colorado Law Review* 325 (2017); “Freedom of Religion and Expression” in *A Companion to Applied Philosophy* (Lippert-Rasmussen, Coady, and Brownlee, eds.) (Wiley-Blackwell, 2016); “Recipe for a Theory of Self-Defense: The Ingredients, and Some Cooking Suggestions” in *The Ethics of Self-Defense* (Coons and Weber, eds.) (Oxford University Press, 2016); “Ignorance as a Legal Excuse” in *Moral and Legal Ignorance* (Peels, ed.) (Routledge, 2016); and “The Means Principle” in *Legal, Moral, and Metaphysical Truths: The Philosophy of Michael Moore* (Ferzan and Morse, eds.) (Oxford University Press, 2016).

Alexander’s forthcoming publications include *Reflections on Crime and Culpability: Problems and Puzzles* (with Kimberly Ferzan) (Cambridge University Press); “Distributive Justice and Retributive Justice” in *Oxford Handbook of Distributive Justice* (Olsaretti, ed.) (Oxford University Press); “Duties to Act Triggered By Creation of the Peril: Easy Cases, Puzzling Cases, and Complex Culpability” in *The Ethics and Law of Omissions* (D.

Nelkin and S. Rickless, eds.) (Oxford University Press); “Brexit and the Future of Liberal Democracy” in *Cardozo Law Review* (forthcoming 2017); and “The Need to Attend to Probabilities (for Purposes of Self-Defense and Other Preemptive Actions)” in *San Diego Law Review*.

Alexander organized and participated in the Analytic Legal Philosophy Conference at Michigan Law School in Ann Arbor, Mich. (April 2017); presented at Crime Without Fault Symposium at Georgetown Law School in Washington, D.C. (January 2017); and presented “Jurisprudence” at AALS in New York, N.Y. (January 7, 2016).

Jordan M. Barry

Barry’s publications include “Regulatory Entrepreneurship” in 90 *Southern California Law Review* 383 (with Elizabeth Pollman) (2017). Barry also published “Takeover Defenses: The Lay of the Land and Disputed Signposts” in *Research Handbook on Mergers and Acquisitions* (Claire Hill and Steven Davidoff-Solomon, eds.) (2016) and “A Brief Review of Corporate Tax Articles 2014-2015” in 151 *Tax Notes* 207 (with Karen C. Burke) (2016).

Abraham Bell

Bell published "Economic Analysis of the Law of Territorial Sovereignty" (Research Handbook on the Economics of Public International Law) (Eugene Kontorovich, ed.) (2016); "Partial Takings" in 117 *Columbia Law Review* (with Gideon Parchomovsky) (2017); "Of Property and Information" in 116 *Columbia Law Review* (with Gideon Parchomovsky) (2016); "Palestine, Uti Possidetis Juris and the Borders of Israel" in 58 *Arizona State Law Review* 633 (with Eugene Kontorovich) (2016); and "The Dual Grant Theory of Fair Use" in 83 *University of Chicago Law Review* 1051 (with Gideon Parchomovsky) (2016).

Bell presented "International Law and the Arab-Israeli Conflict" at Louis D. Brandeis Center National Student Conference at Georgetown University Law Center in Washington, D.C. (March 2017); "Two-Tiered Takings Compensation" at Conference on Decentralization and Development at University of Hong Kong and NYU (March 2017); "Partial Takings" at Law, Economics, and Business Workshop at Bar Ilan University in Ramat Gan, Israel (January 2017); "Reforming Infringement" at Pearl Cohen Zedek Latzer Baratz Seminar on Intellectual Property Law at Bar Ilan University in Ramat Gan, Israel (January 2017); "The Future of the International Criminal Court and Impacts for Israel: A Roundtable Discussion" at Bar Ilan University in Ramat Gan, Israel (December 2016); "Reforming Infringement" at Israeli Academic IP Forum Annual Intellectual Property Workshop at Hebrew University of Jerusalem (October 2016); "Partial Takings" at Property Works in Progress

Conference at Boston University School of Law in Boston, Mass. (September 2016); "Reforming Infringement" at University of San Diego in San Diego, Calif. (August 2016).

Roy L. Brooks

Brooks published "International Redress for Past Atrocities: A Theory of Redress," in *Pacific Island Book Series 2; Jeju 4.3 Grand Tragedy During "Peacetime" Korea: The Asia Pacific Context* (Chang Hoon Ko, Roy L. Brooks, et al., eds.) (Jeju, South Korea: C&P Press, 2016); "Patriotism Is Much More Than Knee-Jerk Flag-Waving" in *San Diego Union Tribune*, September 15, 2016; "Reparative Justice and the Post-Conflict Stage of Modern Slavery" in *Contemporary Slavery: Popular Rhetoric and Political Practice* (Annie Bunting and Joel Quirk, eds.) (Toronto, UBC Press, 2017); *The Racial Glass Ceiling: Subordination in American Law and Culture* (New Haven:



Alexander Celebrated with Roundtable at Yale Law School

In celebration of Professor Larry Alexander and the forthcoming book *Moral Puzzles and Legal Perplexities: Essays on the Influence of Larry Alexander*, Yale Law School held a daylong roundtable in May 2017. At the roundtable, 12 leading scholars presented papers on Alexander's influence or their scholarship in the area of constitutional and criminal law, jurisprudence, and law and philosophy.

"It is a great honor and quite humbling to discover that one's peers find one's work worthy of their serious attention," Alexander said.



Michael Devitt

Devitt, Bell, Hirsch and Ramsey Recognized with Thorsnes Prizes

Professor Michael Devitt received the 2017 Thorsnes Prize for Excellence in Teaching, which is awarded annually based on a vote of upper-division law students. The 2017 Thorsnes Prize for Outstanding Legal Scholarship, which recognizes significant scholarly works, went to Professor Avi Bell for his recent articles “Of Property and Information” in 116 *Columbia Law Review* 237 (2016) and “The Dual Grant Theory of Fair Use” in 85 *University of Chicago Law Review* 1051 (2016) (with Gideon Parchomovsky), and his forthcoming article “Partial Takings” in 117 *Columbia Law Review* (2017); Professor Adam Hirsch for his article “Testation and the Mind” in 74 *Washington and Lee Law Review* (2017); and Michael Ramsey for his recent contributions to the analysis of constitutional law issues and interpretation, including his articles “Justice Scalia’s Originalism in Practice” in 92 *Notre Dame Law Review* 1945 (2017) and “Constitutional War Initiation and the Obama Presidency” in 110 *American Journal of International Law* 701 (2016).

Yale University Press, 2017).

Brooks’ forthcoming publications include *Diversity Judgments* (New York: Cambridge University Press); “Socio-Legal Implications of Feagin’s Systemic Racism” in *Making Liberty, Justice, and Democracy Real* (Ruth Thompson-Miller and Kimberley Ducey, eds.) (New York: Palgrave Macmillan).

Brooks presented at the International Conference Center at Hiroshima, Japan (July 2017). He also presented at Sheppard Mullin Rickter & Hampton LLP (February 2017) and Latham & Watkins LLP (April 2017), and both presentations streamed live to the firms’ law offices worldwide.

Laurence Claus

Claus presented “Vindicating Judicial Supremacy” at Legacy of Larry Alexander at Yale Law School in New Haven, Conn. (May 15, 2017) and “Power Enumeration and the Silences of Constitutional Federalism” at International Symposium on Constitutional Silence at Trinity College Dublin in Dublin, Ireland (September 1, 2016).

Kevin Cole

Cole published “Backpedalling in Place: The ALI’s Move from ‘Affirmative’ to ‘Contextual’ Consent” (2016) and “Better Sex Through Criminal Law: Proxy Crimes, Covert Negligence, and Other Difficulties of ‘Affirmative Consent’ in the ALI’s Draft Sexual Assault Provisions” in 53 *San Diego Law Review* 507 (2016).

Cole’s forthcoming publications include “Sex and the Single Malt Girl: How Voluntary Intoxication Affects Consent” in *Montana Law Review*.

Cole presented “Sexual Assault Law” at Browning Symposium at University of Montana Law School in Missoula, Mont. (October 2016).

Lynne L. Dallas

Dallas published “Long-Term Shareholders and Time-Phased Voting” in 40 *Delaware Journal of Corporate Law* 541 (with Jordan Barry) (2016).

Dallas’ forthcoming publications include “Is There Hope for Change? The Evolution of Conceptions of ‘Good’ Corporate Governance” in *San Diego Law Review*.

Dallas organized “The Future of Corporate Governance: How Do We Get

From Here to Where We Need to Go?" at AALS Annual Meeting, Section on Socio-Economics (January 4, 2017). She presented "Corporate Law, Governance and Purpose—Looking Back and Looking Forward" at Washington and Lee University School of Law in Lexington, Va. (October 22, 2016) and "Is There Hope for Change? The Evolution of Conceptions of 'Good' Corporate Governance" at 2017 National Business Law Scholars Conference at University of Utah School of Law (June 2017).

Donald A. Dripps

Dripps published "Understanding Due Process" (in the Cambridge Companion to the Constitution) (Karren Orren and John Compton, eds.) (Cambridge University Press, 2016); "'Perspectives on the Fourth Amendment' Forty Years Later: Toward an Inclusive Regulatory Model" in 100 *Minnesota Law Review* 1885 (2016); "Guilt, Innocence, and Due Process of Plea Bargaining" in 57 *William & Mary Law Review* 1343 (2016); and "The Civil Side of Criminal Procedures" in 14 *Ohio State Law Journal* (2016).

Dripps presented "Procedure for No Substance, OR, 229 Degrees of Theft" at Osgoode Hall Law School's Conference on the Philosophy of Criminal Procedure at Osgoode Hall in Toronto, Canada (November 6, 2016) and "Miranda for the Next Fifty Years: Why the Fifth Amendment Should Go Fourth" at Boston University Law School's Symposium on the Fiftieth Anniversary of *Miranda v. Arizona* at Boston University School of Law in Boston, Mass. (October 1, 2016).

Miranda Perry Fleischer

Perry Fleischer published "Not So Fast: The Hidden Difficulties of Taxing Wealth" in *Nomos Wealth Volume* (The American Society for Political and Legal Philosophy, 2017); "How Is the Opera Like a Soup Kitchen?" in *The Philosophical Foundations of Tax Law* (Oxford University Press, 2016); and "Divide and Conquer: Using an Accessions Tax to Combat Dynastic Wealth Transfers" in 57 *Boston College Law Review* 913 (2016).

Perry Fleischer's forthcoming publications include "Subsidizing Charity Liberally" in the *Research Handbook on Not-for-Profit Law*.

Perry Fleischer presented "Atlas Nods: The Libertarian Case for a Universal Basic Income" at NYU's Tax Policy and Public Finance Colloquium and Seminar (April 2017); at the Applied Ethics and Public Policy Conference on the Future of Work, Automation, and a Basic Income at Bowling Green State University in Bowling Green, Ohio (April 2017); and at Northwestern University School of Law's Tax Policy Colloquium at Northwestern University in Chicago, Ill. (October 2016). She presented "Subsidizing Charity Liberally" at Columbia University Law School's Public Law Workshop at Columbia University Law School in New York, N.Y. (February 2017); "Not So Fast: The Hidden Difficulties of Taxing Wealth" at the University of Minnesota Law School's Tax Policy Workshop (October 2016); and "Now or Later? Intergenerational Justice and Charitable Giving" at the Boston College Law Forum on Philanthropy and the Public Good Academic Symposium on *Perpetuities, Limited Life, and the Responsibility of Philanthropy to the Present and Future* at

➤ In the News: Professor Shaun Martin was quoted in a *New York Times* article that reported on President Trump's postelection agreement to pay \$25 million to settle the fraud claims arising from his defunct for-profit education venture, Trump University. The agreement could be put in jeopardy if former students are given an opportunity to be excluded from the deal. "If even one person could opt out of the settlement and force a trial, that might, in fact, crater the deal," Martin said.

In the News: Bob Fellmeth was quoted in a *San Diego Union Tribune* article that reported on the Commercial Child Rape Prevention Act, which has been introduced by San Diego Republican Assemblyman Brian Maienschein. The bill will give state and local governments the ability to sue sex traffickers in civil court. According to the article, this bill will allow authorities to go after offenders as part of a larger criminal enterprise. “No bill like it has been enacted in the country, and it’s about time,” Fellmeth said.

Boston College School of Law (September 2016).

Victor Fleischer

Fleischer published “Job Creationism: Entrepreneurship & Tax Policy” in *Fordham Law Review* (2016).

In October 2016, Fleischer was appointed the Democratic Chief Tax Counsel of the U.S. Senate Finance Committee. He returned to the faculty in August 2017 and also assumed the role of director of USD’s Tax Programs.

Ralph H. Folsom

Folsom published *Foreign Investment Law* (West Academic Publishing, 2016); *International Business Transactions Practitioner’s Treatise*, 12th Ed. (West Academic Publishing, 2016); and *Principles of International Business Transactions*, 4th Ed. (with Ramsey, Gordon, and Van Alstine) (2017).

Folsom’s forthcoming publications include *European Union Law in a Nutshell*, 9th Ed.; *IBT Practitioner Treatise*; *State Antitrust Laws*; and “Terminating Distributor Relationships” in *Antitrust Litigation and Counseling Techniques* (Matthew Bender).

Dov Fox

Fox published “Privacy-Protecting Rare Disease International Network Collaboration” in *Bioinformatics* (with Feng Chen et al.) (2017); “Religion and the Unborn under the First Amendment” in *Law, Religion, and Health in America* (Cohen, Sepper, and Lynch, eds.) (2016); “Reproductive Negligence” in 117 *Columbia Law Review* 149 (2017);

“Constitutional Retroactivity in Criminal Procedure” in 91 *Washington Law Review* 463 (with Stein) (2016); “Genome Privacy” in *Annals of N.Y. Academy of Sciences* (with Shuang Wang et al.) (2016); “Protecting Genomic Data Analytics in the Cloud” in *BMC Med. Genomics* (with Haixu Tang et al.) (2016); and “Selective Procreation in Public and Private Law” in 64 *UCLA Law Review* 294 (2016).

Fox’s forthcoming publications include *Birth Rights and Wrongs* (Oxford University Press).

Fox presented “The Law and Ethics of Selective Procreation” at IBA Life Sciences Conference in San Diego, Calif. (June 16, 2017); “‘Never Events’ in Reproductive Health Care” at Petrie-Flom Center Annual Conference; “Transparency in Health and Health Care: Legal and Ethical Possibilities and Limits” at Harvard Law School in Cambridge, Mass. (April 28, 2017); “Subversive Science” at BioLaw Conference at Stanford Law School in Palo Alto, Calif. (April 20, 2017); “Reproductive Negligence” at Technology and the Law in 2030 at UCLA Law School in Los Angeles, Calif. (April 15, 2016); and “Reproductive Negligence” at Baby Markets Congress at UC Irvine School of Law in Irvine, Calif. (April 2, 2016).

Walter Heiser

Heiser’s recent publications include *California Civil Procedure*, 4th Ed. (Carolina Academic Press, 2017); *California Civil Procedure Handbook* (Carolina Academic Press, 2016); and “General Jurisdiction in the Place of Incorporation: An Artificial Home for an Artificial Person” in 53 *Houston Law Review* 631 (2016).

Gail Heriot

Heriot published “Apprenticeship: Useful Alternative, Tough to Implement” (2016) and “Perceptions of Newsworthiness are Contaminated by a Political Usefulness Bias” (with Hal Pashler) (2016).

Adam Hirsch

Hirsch published “Testation and the Mind” in *74 Washington and Lee Law Review* (2017).

Michael B. Kelly

Kelly published *Contract Law in Focus* (with Ponte) (Wolters Kluwer, 2017); *Principles of Remedies Law*, 3rd Ed. (with Weaver and Shoben) (West Academic Publishing, 2017); and *Remedies: A Contemporary Approach*, 4th Ed. (with Weaver, Partlett, and Cardi) (West Academic Publishing, 2016).

Kelly presented “Arbitration and the Battle for Freedom of Contract” at Osher Institute for Lifelong Learning at University of California in San Diego, Calif. (December 2016).

Orly Lobel

Lobel published “The Law of the Platform” in *Minnesota Law Review* (2016); “Economic Espionage as Reality or Rhetoric: Prosperity as a Component of National Security” in *Lewis and Clark Law Review* (with Rochelle Dreyfuss) (2016); “Enforceability TBD: From Status to Contract in Intellectual Property Law, IP notice symposium” in *Boston University Law Review* (2016); “The Gig Economy and the Future of Employment and Labor Law”—Lobel’s speech at the

12th Annual Pemberton Lecture, 9th Circuit Court of Appeals—in *University of San Francisco Law Review* (2016); and “Behavioral Approaches to the Study of Law” in *Rethinking Legal Scholarship: A Transatlantic Interchange* (Hans-Wolfgang Micklitz, Ed Rubin, and Rob van Gestel, eds.) (Oxford University Press, 2016).

Lobel’s forthcoming publications include her new book, *You Don’t Own Me: How Mattel v. MGA Entertainment Exposed Barbie’s Dark Side* (W.W. Norton).

Lobel was the keynote speaker at Implementing and Evaluating the Defend Trade Secrets Act at University of Missouri Law School in Columbia, Mo. (March 10, 2017). She presented at Platform Law Conference at UC Berkeley Law School in Berkeley, Calif. (April 2017); at 17th Annual Women and the Law Conference at Thomas Jefferson School of Law (February



Sohoni Receives Junior Scholars Award and Honorable Mention

In December 2016, the Association of American Law Schools (AALS) announced its 2017 award for excellence in legal education. Among the winners was Professor Mila Sohoni, who won the Section on Criminal Justice’s Junior Scholar Award for her article “Crackdowns,” published in *Virginia Law Review*.

“I’m delighted that my article received this recognition from the Criminal Justice Section. I have very much admired the scholarship that has won this award in the past, and it’s an honor to see my article added to that list,” Sohoni said.

“Crackdowns” also received the Honorable Mention in the 2017 AALS Scholarly Papers Competition.

In the News:
Miranda Perry
Fleischer's op-ed
"Think Tanks Must
Reject Donations
That Cloud Their
Purpose" was pub-
lished in the *New
York Times*. "Think
tanks must be
willing to reject
donations that redi-
rect the purpose of
their organization or
influence the con-
tents or conclusions
of their research in
any way," she wrote.

2017); Inauguration Conference of Center on Disability Law at Loyola Law School in Los Angeles, Calif. (January 2017); The Sharing Economy at Grand Bibliotheque du Quebec in Montreal, Canada (January 2017); Workshop on Regulating the Sharing Economy at Université de Sherbrooke—Campus de Longueuil in Longueuil, Canada (January 2017); at Fischman Anniversary Conference at Waldorf Astoria Hotel in Jerusalem, Israel (November 2016); and at The Law of the Platform at Fordham University School of Law in New York, N.Y. (September 2016). She also served as the legal scholar representative on a White House working

group on non-competes following her lecture at the White House in August 2016.

Frank Partnoy

Partnoy published "Corporations and Human Life" in 40 *Seattle University Law Review* 399 (2017) and "Frank and Steven's Excellent Corporate Raiding Adventure" in *The Atlantic* (May 2017).

Partnoy presented "What's (Still) Wrong with Credit Rating Agencies" at UC Berkeley Law School in Berkeley, Calif. (February 9, 2017), Vanderbilt University Law School in Nashville, Tenn. (February 6, 2017), and University of California, Irvine, School of Law in Irvine, Calif. (January 13, 2017); "Information Bundling and Securities Litigation" at Stanford Graduate School of Business in Stanford, Calif. (Nov. 30, 2016); "Can We Really Govern for the Long-Term vs. Quarterly Fixation?" at Corporate Directors Forum in San Diego, Calif. (January 23, 2017); "Corporations and Human Life" at Stanford Law School in Stanford, Calif. (November 28, 2016); "Hedge Fund Activism" at Sydney Law School in Sydney, Australia (September 26, 2016); "Emerging Issues in Governance and Investing" at Public Funds Forum in Park City, Utah (September 8, 2016); and "Activist Investors" at Oxford University in Oxford, United Kingdom (September 1, 2016).

Lisa P. Ramsey

Ramsey published "A Free Speech Right to Trademark Protection" in 106 *Trademark Reporter* 797 (2016).

Ramsey presented "Nontraditional Trademarks and Inherently Valuable Expression" at intellectual property

Ferruolo Appointed to Two-Year Term on Civic Education Committee

Dean Stephen C. Ferruolo has been appointed to a two-year term on the Power of Democracy Steering Committee, which oversees follow-up to the Civic Learning California Summit: Making Democracy Work. Under the honorary leadership of California State Supreme Court Chief Justice Tani Cantil-Sakauye, the committee works together to improve civic awareness, learning and engagement in California.

"I am excited to be a champion for K-12 civic learning at the statewide level," Ferruolo said. "As a member of the Civic Learning Partnership in San Diego County, I know that working together we can make civic learning and engagement a priority in all California schools."

In May 2017, Ferruolo received the 2016-17 Convivio Communitas Award for Leadership, which recognizes and honors Italian-community leaders who have made a substantive impact through academic, business and civic endeavors.

conferences at New York University Law School (April 2017) and Singapore Management University (January 2017). She also presented “A Free Speech Right to Trademark Protection?” to students and intellectual property faculty at Maurer School of Law, Indiana University Bloomington (November 2016). In addition, Ramsey was an invited participant at the Trademark Scholars Roundtable at Chicago-Kent College of Law (March 2017).

Michael D. Ramsey

Ramsey published “The Treaty and Its Rivals: Making International Agreements in U.S. Law and Practice” in *Treaties as Law of the Land? Change and Uncertainty in the Domestic Effects of International Agreements* (Gregory Fox, et al., ed.) (Cambridge University Press 2017) and “Justice Scalia’s Originalism in Practice,” 92 *Notre Dame Law Review* 1945 (2017).

Ramsey presented “Justice Scalia’s Originalism in Practice” at the symposium “Justice Scalia and the Federal Courts” at Notre Dame Law School in South Bend, Ind. (February 2017).

Michael B. Rappaport

Rappaport published “The Constitution and the Language of the Law,” *William & Mary Law Review* (2017) (with John McGinnis); “Let’s Amend the Constitution to Prohibit Lame-Duck Pardons” in *The Daily Transcript* (February 24, 2017); “President Trump and the Foreign Emoluments Clause” in *The Daily Transcript* (February 10, 2017); “Do Liberals Want Conservative Nonoriginalists?” in *The Daily Transcript* (March 20, 2017); “A Legal Historian Takes Issue with Originalism” in *The Daily Transcript* (April 5, 2017); “North

Korea and the Gadhafi Double-Cross” in *The Daily Transcript* (April 21, 2017); “Interpretation of Article V” (with David Strauss) in *The Interactive Constitution* (National Constitution Center); “Originalism: An Essential Ingredient of the Constitutional Amendment Process” in *The Interactive Constitution* (National Constitution Center); “Interpretation of Article VII” (with Mark Graber) in *The Interactive Constitution* (National Constitution Center); and “Article VII and the Desirability of the Constitution” in *The Interactive Constitution* (National Constitution Center).

Rappaport’s forthcoming publications include “Classical Liberal Administrative Law in a Progressive World” in *Handbook on Classical Liberalism* (Todd Henderson, ed.) (Cambridge University Press).

Maimon Schwarzschild

Schwarzschild published “Do Religious Exemptions Save?” in 53 *San Diego Law Review* 185 (2016) and “Free Trade Then and Now, or Still Manchester United” in 52 *San Diego Law Review* 1067 (2016).

Schwarzschild’s forthcoming publications include “Complicated—But Not Too Complicated: Sunset of EU Law in the UK After Brexit” in *Cardozo Law Review* and “Liberalism, Liberal and Illiberal” in 54 *San Diego Law Review*.

Schwarzschild organized and participated in the British Exit from the European Union (“Brexit”) Conference at NYU Law School in New York, N.Y. (April 2017) and presented “Against Diversity” at AALS President’s Program on Diversity at AALS Annual Meeting in San Francisco, Calif. (January 2017) and “Bureaucratic Takeover of Criminal Sentencing” at Conference on

➤ In the News: Michael Ramsey was quoted in a *San Diego Union Tribune* article that reported on amicus briefs, citing two amicus curiae briefs related to national issues that were signed by the San Diego City Council in February 2017, both of which landed in the federal courts. “Sometimes it doesn’t matter as much what you say as it does who you are,” Ramsey said, adding there have been many occasions in which 20 or more states have signed onto a single brief. “The fact that they’re weighing in on something is potentially significant.”

In the News: Orly Lobel joined a Bloomberg Law podcast to discuss a lawsuit against Amazon for over-time pay brought by a group of delivery drivers in Chicago. Amazon is challenging the suit, saying the drivers don't actually work for the company. "The allegation is that, functionally, Amazon is the real employer," Lobel said. "And when there are labor violations, it should be held liable for paying overtime and other kinds of noncompliance with our employment regulations."

Managing Judges—Technology, History, and Separation of Powers at University of Haifa in Haifa, Israel (December 2016).

Ted Sichelman

Sichelman published "Data-Generating Patents" in 111 *Northwestern University Law Review* 377 (with Simon) (2017); and "Patents, Prizes, and Property Rules" in 30 *Harvard Journal of Law and Technology* 279 (2017).

Sichelman's forthcoming publications include "Innovation Factors for Reasonable Royalties" in 24 *Texas Intellectual Property Law Journal*; "Very Tight 'Bundles of Sticks': Hohfeld's Complex Jural Relations" in *The Legacy of Wesley Hohfeld: Edited Major Works, Select Personal Papers, and Original Commentary* (Shyam Balganes, Ted Sichelman, and Henry Smith, eds.) (Cambridge University Press); "Data Sources on Patents, Copyrights, Trademarks, and Other Intellectual Property" in *The Economics of Intellectual Property Rights* (Analytical Methods) (Menell and Schwartz, eds.); and "Startups & The Patent System: A Narrative" in *Law & Society Perspectives in Intellectual Property* (Halbert and Gallagher, eds.).

Sichelman presented "Very Tight 'Bundles of Sticks': Hohfeld's Complex Jural Relations" at Wesley Newcomb Hohfeld Centennial Workshop at Yale Law School in New Haven, Conn. (October 2016); "Patents as Hedges" at Annual Patent Law Conference at University of San Diego School of Law in San Diego, Calif. (January 2016); "Revisiting Labor Mobility in Innovation Markets" at Law and Entrepreneurship Workshop at University of San Diego School of Law in San Diego, Calif. (January 2016); "Revisiting Labor Mobility in Innovation

Markets" at Harvard Law School Faculty Workshop (January 2016); "An Economic Model of Patent Exhaustion" at Edison Fellowship Meeting at Center for Protection of Intellectual Property (with Olena Ivus and Edwin Lai) (2016); "Modeling Legal Modularity" at University of San Diego School of Law Faculty Colloquium at University of San Diego in San Diego, Calif. (with Henry Smith) (2016); "Retracing the Origins of the Patent System" at 2016 IP Scholars Conference (with Stefania Fusco and Toni Veneri) (2016); and "Revisiting Labor Mobility in Innovation Markets" at American Law & Economics Conference (with Jonathan Barnett) (2016).

Steven D. Smith

Smith published "Wisdom and Reason in Law" in 88 *Colorado Law Review* 301 (2017); "Die and Let Live? The Asymmetry of Accommodation" in *Religious Freedom and Gay Rights* (Oxford University Press, 2016); and "The Jurisdictional Conception of Church Autonomy" in *Corporate Religious Liberty* (Micah Schwartzman et al., eds.) (2016).

Smith presented "The Pagan City, the Christian City, and the Secular City"; "Culture Wars as Pagan Counterrevolution"; and "Coming Home? The Imminent Immanent City" at Charles E. Test Distinguished Lecture series for the Madison Program at Princeton in Princeton, N.J. (May 2017).

Thomas A. Smith

Smith published "From Law to Automation" in 1 *Criterion Journal of Innovation* 535 (2016); "Robot Slaves, Robot Masters, and the Agency Costs of Artificial Government" in 1 *Criterion Journal of Innovation* 1

(2016); and “Wisdom and Reason in Law” in 88 *Colorado Law Review* 301.

Mila Sohoni

Sohoni published “Crackdowns” in 103 *Virginia Law Review* 31 (2017).

Sohoni presented “On Dollars and Deference” at the St. John’s Law School Faculty Workshop in Queens, N.Y. (April 5, 2017); the UCLA Law School Faculty Workshop in Los Angeles, Calif. (March 3, 2017); the UC Hastings Law Faculty Workshop in San Francisco, Calif. (February 21, 2017); and at the New Voices in Administrative Law Event at the AALS Annual Meeting in San Francisco, Calif. (January 6, 2017). She also presented this paper at the *Duke Law Journal’s* 47th Annual Administrative Law Symposium in Durham, N.C. (February 3, 2017). The paper was published in 66 *Duke Law Journal* 1677 (2017).

Horacio Spector

Spector presented his essay “A Risk Theory of Exploitation,” which elaborates on one of the topics of his acclaimed “Philosophical Foundations of Labor Law,” at the Bentham House Conference on the Philosophical Foundations of Labour Law, London, sponsored by the Faculty of Laws of University College London, June 16-17, 2016. This essay will be published in *The Philosophic Foundations of Labor Law* (Hugh Collins, Gillian Lester and Virginia Mantouvalou, eds.) (Oxford University Press).

Mary Jo Wiggins

Wiggins’ forthcoming publications include *Questions & Answers: Bankruptcy*, 2nd Ed.

(Lexis Nexis).

Wiggins presented “A Career in Law & Service to the Community: Finding the Balance” at Black Law Students Association Speaker Panel at University of San Diego in San Diego, Calif. (September 2016). Wiggins served as the law school’s representative on two universitywide committees: the USD Strategic Planning Steering Committee and the USD Provost Search Committee. Wiggins taught mock law school classes at the USD School of Law Diversity Workshop, the USD School of Law Campus Visit Day and the USD Crawford High School Pre-Law Academy.



Lisa Ramsey



Miranda Perry Fleischer

Three Professors Receive USD Honors

Three law professors have been selected recipients of the 2017-18 USD faculty awards. Professor Larry Alexander was named University Professor; Professor Miranda Perry Fleischer, Herzog Endowed Scholar; and Professor Lisa Ramsey, Class of 1975 Endowed Professor.

The University Professor award is the highest academic honor bestowed universitywide at USD and recognizes outstanding scholarly achievements in teaching and research. The Herzog Endowed Scholar award recognizes the meritorious teaching and scholarly productivity of a School of Law professor. The Class of 1975 Endowed Professorship, created by the class as its 25-year reunion gift to the law school, recognizes meritorious teaching, leadership and academic work of a School of Law professor.

“We can all take great pride and joy in the contributions of these faculty to their disciplines and to the University of San Diego, and we are delighted their outstanding achievements are being recognized with these prestigious awards,” said Vice President and Provost Andrew Allen.

The awards were formally bestowed at USD’s Fall Convocation in September 2017.

class action

Class Action compiles news about alumni from independent submissions and media resources. Submit your news at law.sandiego.edu/keepintouch, or email your update and photo (jpg or tif format, 300 dpi) to lawpub@sandiego.edu.



'70

Hon. Lynn Schenk honored with 2017 Girl Scout Cool Women award.

'74

David S. Casey Jr. inducted to Trial Lawyer Hall of Fame.

'75

John Little recognized as Outstanding Trial Lawyer by Consumer Attorneys of San Diego.

'76

Peter Fagan, '88 (LLM), named commissioner in San Diego Superior Court.

'79

Daniel Abdun-Nabi appointed to REGENXBIO board of directors.

Virginia C. Nelson received the first-ever Hughes McClenahan Civility Award, named after noted trial attorneys Peter Hughes and George McClenahan, in recognition of her skill, civility and integrity as a trial advocate and member of ABOTA. She was recently recognized for the 11th time as one of the Top 10 San Diego Super Lawyers.

'81

Ric Shwisberg named 2016 General Counsel finalist by the *San Diego Business Journal*.

'82

Douglas Hageman named 2016 General Counsel finalist by the *San Diego Business Journal*.

Jeffrey Thomas named to *Los Angeles Daily Journal's* Top 100 Lawyers in California.

'83

Robert Francavilla recognized as Outstanding Trial Lawyer by Consumer Attorneys of San Diego and named Trial Lawyer of the Year.

'84

Edward Babbitt recognized as Outstanding Trial Lawyer by Consumer Attorneys of San Diego.



A. Barry La Forgia, '76 (JD)



Michael Kaplan, '72 (JD)

Alumni Honors

> KAPLAN AND LA FORGIA HONORED AT ANNUAL USD ALUMNI GALA

USD recognized **Michael Kaplan**, '72 (JD), with the Author E. Hughes Career Achievement Award and **A. Barry La Forgia**, '76 (JD), with the Bishop Charles Francis Buddy Award.

Established in 1995, the Author E. Hughes Career Achievement Award is presented annually to one graduate of each of the six schools of the university who embodies a commitment to excellence.

Kaplan is co-owner of ARKA Properties Group, a national property ownership and management company. He is a trustee emeritus of USD's Board of Trustees after serving two consecutive terms. He has also served on USD Law's Board of Visitors for 25 years and sits on the committee for the School of Law's Leading Change—The Campaign for USD. Kaplan and his family are longtime supporters of the City of Hope, where he is a lifetime legacy member of its board of directors and where he received an honorary degree in 2006 from the Graduate School of Biological Sciences. In 2016, the Arthur and Rosalie Kaplan Family Pavilion was dedicated at the City of Hope.

The Bishop Charles Francis Buddy Humanitarian Award is presented annually to a USD graduate in recognition of his or her extraordinary contribution and commitment to humanitarian causes.

La Forgia is the founder and executive director of International Relief Teams—a San Diego-based non-profit dedicated to alleviating human suffering by providing health services and assistance to victims of disaster, poverty and neglect worldwide. For 28 years, the organization has given more than \$350 million in humanitarian aid and has deployed more than 6,500 medical and construction volunteers to 68 countries.

'85

Garrison Klueck

named Mensa National Ombudsman.

Dick Semerdjian received James K. Carroll Leadership Award from American Bar Association.

Fran Townsend named senior national security analyst for CBS News.

'86

Hon. Carolyn Caietti

awarded 2016 Wilmont Sweeney Juvenile Court Judge of the Year.

Knut Johnson appointed vice chair of the Practitioners Advisory Group.

'87

Theodore Boutrous

named to *Los Angeles Daily Journal's* Top 100 Lawyers in California.

Gwen Rutar Mullins recognized in the 2016 edition of *The Best Lawyers in America*.

'88

Paul Klockenbrink recognized in the 2016 edition of *The Best Lawyers in America*.

'89

Karen Hewitt recognized in National Diversity Council's 2016 Top 50 Women Lawyers and named to *Los Angeles Daily Journal's* Top 100 Lawyers in California.

'90

Hon. Francis Bennett II featured in Judicial Profile section of the *Daily Journal*.

Hon. Ambeng Kandakasi interviewed in the *Asia Times* on his role as a Papua New Guinea Supreme Court justice.

Distinguished Alumni

ASBERRY AND BREWER RECOGNIZED FOR SERVICE

The Honorable Irma Poole Asberry, '79 (JD), and **Robert S. Brewer**, '75 (JD), received the 2016 Distinguished Alumni Award, the law school's highest honor. The award is given to those who "embody the high ethical standards and commitment to community service USD School of Law seeks to instill in its graduates."

Asberry was appointed to the Riverside County Superior Court in 2007 by Governor Arnold Schwarzenegger and became the first African-American female judge to serve in Riverside County. Prior to her appointment to the bench, Asberry practiced family law with occasional work in juvenile, adoptions, guardianships and bankruptcy. She worked for Butterwick, Bright, Pettis & Cunnison from 1980 until opening her own law office in 1988.

After college, Brewer was commissioned as a Second Lieutenant in the U.S. Army and soon became a company commander in the 8th Infantry Division. He served in Vietnam as an adviser to the Vietnamese Airborne Division and as an Operations Officer with MACSOG. Brewer was a prosecutor in Los Angeles for seven years, serving as a deputy district attorney and assistant U.S. attorney/assistant chief of the Criminal Division. He co-founded Chapin & Brewer in 1987, served as the managing partner of the San Diego office of McKenna & Cuneo from 1991 to 2008, and was a partner at Jones Day from 2009 to 2014. A candidate to be the 2014 San Diego District Attorney, Brewer is of counsel at Seltzer Caplan McMahon Vitek.



From left: Hon. Irma Poole Asberry, '79 (JD); Dean Stephen C. Ferruolo and Robert S. Brewer, '75 (JD).

'93

Paul Junge II joined St. Mary's County Chamber of Commerce as president.

'95

Andrew Serwin named to *Los Angeles Daily Journal's* Top 100 Lawyers in California.

'96

Dawn Saunders elected to the board of NAIOP San Diego.

Bronwyn Savary named 2016 General Counsel finalist by the *San Diego Business Journal*.

'97

Loren Freestone assumed the presidency of San Diego County Bar Association.

'01

Claudia Simon joined Schulte Roth & Zabel as partner.

'02

Lewis Ensley named 2016 General Counsel finalist by the *San Diego Business Journal*.

Brett Templeman named partner and shareholder of the Lowthorp, Richards, McMillan, Miller & Templeman's Oxnard law firm.

'03

Vincent Roth, '13 (LLM), named 2016 General Counsel finalist by the *San Diego Business Journal*.



Andrew Haden, '08 (JD); Dean Stephen C. Ferruolo; Vic Merjanian, '10 (JD).

Rising Stars

> HADEN AND MERJANIAN WIN NEWBIE AWARD

Andrew Haden, '08 (JD), and **Vic Merjanian**, '10 (JD), received the 2016 Rising Star Recent Alumni Award. The award is given to alumni who have graduated within the past 10 years and have had significant achievements in the legal profession or their chosen field, while also demonstrating a high level of community involvement.

Haden is currently an assistant U.S. attorney for the Southern District of California. He joined the U.S. Attorney's Office in 2010, after being selected through the Attorney General's Honors Program. Haden was recently elevated to become a deputy chief of the Reactive Crimes Section and is now responsible for leading a team of trial attorneys. From 2013 to 2016, Haden served as the district's Project Safe Neighborhoods coordinator—a federal program designed to combat gun and gang violence.

Merjanian is the co-founder and managing partner of Kalfayan Merjanian LLP in Newport Beach. His practice areas include antitrust, business litigation, civil litigation and personal injury. He is also the founder and CEO of Titan Health & Security Technologies (Titan HST), a comprehensive mass-notification system and emergency communication network for businesses, governments and schools. Titan HST is deployed domestically and internationally, securing organizations ranging from the European Commission to local schools, businesses and city governments.

'04

Shannon Brubaker named *Daily Transcript's* 2016 Top 40 Under 40.

Erik Greupner promoted to chief operating officer of the San Diego Padres.

Jeff Singletary elected partner at Snell & Wilmer.

'05

Joe Rossettie named 2016 General Counsel finalist by the *San Diego Business Journal*.

'06

Lori Albert elected partner of Akerman LLP's Denver Office.

Rebecca Brophy named 2017 North Carolina Rising Star by Super Lawyers.

Kristin Rizzo named San Diego County Bar

Association president-elect for 2017.

Derek Wilson promoted to shareholder at Pettit Kohn Ingrassia & Lutz PC.

'07

Jeffrey Boman named 2016 General Counsel finalist by the *San Diego Business Journal*.

Hannah Cole named 2016 General Counsel finalist by the *San Diego Business Journal*.

Buck Endemann joined K&L Gates as partner at the firm's San Francisco office.

Dana Grimes recognized as Outstanding Trial Lawyer by Consumer Attorneys of San Diego.

Sabrina Poulos elected partner at Wilson Sonsini Goodrich & Rosati.

Pro Bono for Human Rights

➤ **JAE PARK '04 (JD) HONORED FOR 2016 PRO BONO LEGAL WORK**
Jae Park, '04 (JD), was named Casa Cornelia Law Center's 2016 Distinguished Pro Bono Attorney of the Year during its ninth annual La Mancha Awards, held in October 2016 at USD. Park was recognized for his pro bono legal help to those seeking asylum and other immigration assistance.

Park is a senior managing associate at Dentons US LLP, where he specializes in business and commercial litigation and construction disputes. He was drawn to help immigrants and asylum seekers when introduced to immigration law by a colleague seven years ago. Casa Cornelia is a Catholic nonprofit that provides legal services to victims of human and civil rights violations. The mission of Casa Cornelia is rooted in the tradition of service of the Society of the Holy Child Jesus, a community of religious sisters in the Roman Catholic tradition, and that of its founder, Cornelia Connelly.

"It was completely unexpected," Park told the *San Diego Union Tribune*, which published an article on his award in October 2016. "I was blown away to be considered. I do this work because I enjoy serving these clients, not expecting any recognition. I'm incredibly humbled. There are lots of people who do more work than I do helping victims of human rights abuses, so it is a great honor to me."



Jae Park, '04 (JD)

Presidential Inauguration Planner

ALUMNUS THOMAS BARRACK '72 (JD) HEADS PRESIDENTIAL INAUGURAL COMMITTEE

Thomas Barrack, '72 (JD), led the Presidential Inaugural Committee, the group responsible for planning and funding official events for the inauguration, including dinners, a parade and the official ball, for Donald Trump's inauguration on January 20, 2017.

Barrack, who is chief executive of the private-equity real estate firm Colony Capital, told the *San Diego Union Tribune*, "An inauguration is a tribute to the people and democracy, not a person. This inauguration, in particular, is intended to honor the democratic process and our country, which embraces debate, various points of view and independence in a united matter."

Mohammad Al-Moqatei,
'84 (LLM)



Comparative Law in Kuwait

FOUNDER, PRESIDENT AND DEAN OF KUWAIT INTERNATIONAL LAW SCHOOL

Mohammad Al-Moqatei, '84 (LLM), is the dean and president of Kuwait International Law School (KILAW), a school he helped found to educate Kuwaiti students according to international standards in multiple legal systems and to compete globally.

Al-Moqatei, who also holds a PhD from the University of Warwick in constitutional law, decided to pursue an LLB to continue his legal education. "I received my LLB from Kuwait University, and the program there is based on the Roman and the Islamic legal systems," he said. "The PhD program at Warwick is based on the British legal system. I wanted to learn more about the American legal system, which is why I decided to pursue an LLM in the U.S."

Kuwait International Law School, known as KILAW, officially opened in the 2010-11 academic year.

Studying Roman, Islamic, American and British law helped Al-Moqatei lead KILAW's faculty in creating a curriculum for the school, which offers courses in both Arabic and English and incorporates ideas from all four legal systems. "Comparative law is very important to me," he said. "I wanted to provide our students with a comprehensive education that will provide them with better opportunities for their future law careers."

Dean Stephen C. Ferruolo has served as a member of KILAW's International Advisory Board since 2016.

'08

Carolina Bravo-Karimi

elected to board of directors of the Federal Bar Association.

Fernando Landa named to *Daily Transcript's* 2016 Top 40 Under 40.

Marissa Lyftogt, '04 (BA), named to *Daily Transcript's* 2016 Top 40 Under 40.

Whitney Mello named executive assistant to Erwin Chemerinsky, Dean of Berkeley Law School.

Brian Sun named 2016 General Counsel finalist by the *San Diego Business Journal*.

'09

Paul Jonna named partner at LiMandri & Jonna LLP.

'10

Jaclyn Gerson named to *Daily Transcript's* 2016 Top 40 Under 40.

Ilana Miller named 2016 General Counsel finalist by the *San Diego Business Journal*.

Abigail Stephenson elected managing partner of Blanchard, Krasner & French's Reno office.

'11

Jamie Altman Buggy joined Crosbie Gliner Schiffman Southard & Swanson LLP as an associate.

'12

Alexandra Albro named 2016 General Counsel finalist by the *San Diego Business Journal*.

In the Courts

➤ FIVE ALUMNI APPOINTED TO JUDICIARY

In December 2016, Gov. Jerry Brown appointed **Cynthia Freeland**, '95 (JD), and **Maryann D'Addezio Kotler**, '91 (JD), to judgeships in the San Diego Superior Court and also named **Richard T. Fields**, '87 (LLM), to Division Two of the 4th District Court of Appeal in Riverside County. In May 2017, Brown appointed **Gregory J. Elvine-Kreis**, '99 (JD), to the Humboldt County Superior Court. Also in May 2017, President Donald Trump nominated **Damien M. Schiff**, '04 (JD), for a judgeship on the U.S. Court of Federal Claims.

Freeland had been a partner and attorney at Schor and Freeland LLP since 2007. She was a national partner at Baker and McKenzie LLP from 2003 to 2007 and an associate at that firm from 1996 to 2003. Freeland served as a law clerk for the Honorable A. Andrew Hauk at the U.S. District Court, Central District of California, from 1995 to 1996.

D'Addezio Kotler served as a deputy public defender at the San Diego County Public Defender's Office from 1992. She served as a deputy public defender at the Los Angeles County Public Defender's Office from 1991 to 1992.

Fields served as a judge at the Riverside County Superior Court from 2000, as presiding judge from 2007 to 2008 and commissioner from 1991 to 2000. Fields served as a deputy public defender at the Riverside County Public Defender's Office from 1990 to 1991 and 1985 to 1988. He was an attorney at the Law Offices of Reynolds, Bawden and Lawson from 1988 to 1990.

Elvine-Kreis served as supervising attorney at the Humboldt County Public Defender's Office from 2013, where he previously served as a deputy public defender from 2010 to 2013. He was an associate at the Law Offices of Mark Berg from 2003 to 2010.

Schiff is a senior attorney at the Pacific Legal Foundation, a nonprofit legal organization based in Sacramento. He has extensive experience litigating cases concerning a variety of federal and state environmental and land-use issues, including *Sackett v. U.S. Environmental Protection Agency*, a groundbreaking decision in which the United States Supreme Court upheld the right of landowners to challenge Clean Water Act compliance orders issued by the Environmental Protection Agency.

Austin Henderson joined the law firm of Klinedinst PC as an associate.

'13

Adrone Beene named 2016 General Counsel finalist by the *San Diego Business Journal*.

Michael Sedio named 2016 General Counsel finalist by the *San Diego Business Journal*.

Morgan Suder elected to board of directors of Federal Bar Association.

'15

Tiffany Kwong published an article last fall in Arizona State University's entertainment law journal about China's film industry and censorship guidelines.

> Alumni

'58

Ralph Miller passed away on December 16, 2016. He was a member of the first entering class of USD School of Law. He specialized in private practice and founded Miller, Monson, Peshel, Polacek & Hoshaw.

'62

Frank Asaro passed away on October 13, 2016. He was founding and senior partner of his private practice, Asaro & Keagy.

'65

Edna Barber passed away on November 24, 2016.

'69

Robert Halpern passed away on January 24, 2017.

'70

Harley Mayfield passed away on January 20, 2017.

'71

Hon. Duncan Werth passed away on March 14, 2017. He was appointed a commissioner of San Diego Superior Court in 1983, where he served for over 25 years. Werth began his career in private practice at Haug, Werth & Nolan. He

served as a captain with the U.S. Marine Corps in the 1960s, including service in Vietnam.

'72

Charles Murray passed away on October 1, 2016. He practiced in several areas of law in San Bernardino and later created Kern Mediation.

'73

Hon. James Dobbin passed away on October 29, 2016. He practiced family law until 2016 and was also an arbitrator for the San Diego County Bar and California Bar Associations and the Financial Industry Regulatory Authority. In addition, he served as a presiding judge of San Diego Superior Court.

'75

Nancy Flick passed away on November 27, 2016.

'76

Harold Hoffer passed away on October 4, 2016. He served in the Navy as a navigator, captain and certified translator.

'77

Robert Willey passed away on August 1, 2016. He served as

assistant public defender in Riverside County.

Joyce McCoy passed away on August 25, 2016. She became a partner at Seltzer Caplan McMahon Vitek in 1985 and remained with the firm until 2015.

'80

Brian Reed passed away on March 23, 2017.

'82

Richard Funston passed away in January 2017.

Debbie Hurst Walters passed away on December 22, 2016.

'84

Xavier Baeza passed away on October 18, 2016. He started his career as a public defender for the county of Los Angeles and then worked for the county of Monterey until 2000. He opened and ran his own practice in San Francisco until he passed away.

'87

George Cabot (LLM) passed away on November 25, 2016. He worked in the area of business law and entity taxation.

Robert Troy passed away on August 1, 2016. He practiced as civil defense attorney for 20 years, including 18 years at the law firm of Lorber, Greenfield & Polito. In June 2007, he was ordained a deacon and served at the parish of St. Gabriel in Poway.

James Rendleman (LLM) passed away on August 26, 2016. His most recent position was serving as supervising attorney for Joint Functional Component Command for Space.

'90

Ann Zimmermann passed away on February 17, 2017. After working for a larger firm for several years, she opened her own practice in 2004.

'95

Susan Collyer passed away on September 19, 2016. She practiced law at Bernstein Leibhard, LLP in New York City.

Geraldine Dover passed away on August 18, 2016.

'96

Theresa Williams passed away on June 4, 2016. She worked for the state of Alaska, CIRI, McGrath Native Village Council and Interior Regional Housing Authority.

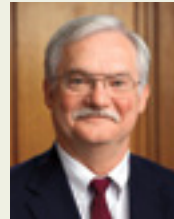
'04

Troy Atkinson passed away on December 28, 2016. In 2009, he formed the Law Offices of Troy Atkinson PLLC, often representing distressed homeowners in loan modifications, short sales, and other default and delinquency matters.

Remembering Associate Dean Karl Gruben

On November 22, 2016, Professor and Associate Dean **Karl Gruben** passed away after a battle with lung cancer. He was 65 years old.

Karl Gruben's library career spanned four decades, beginning at the Texas State Law Library in 1975. He also served honorably in the United States Air Force's military intelligence, retiring in 1997. He was a firm librarian before becoming an academic law librarian, serving as director of firm libraries for the Houston firm Vinson & Elkins, LLP until 2001. He then transferred to the Ohio-based Squire, Sanders & Dempsey, LLP, serving as practice information support director until 2004. He became St. Thomas University Law School's Law Library director in 2004. In 2010, he joined USD School of Law as the associate dean for information technology services, director of the law library and a professor of law.



"Karl was a wonderful man and loyal colleague who served our law school capably and devotedly even as he suffered the debilitating effects of the illness that took his life far too soon. He was always so positive, ever a problem solver and team player, a steady hand and voice of reason. I learned a great deal listening to Karl. I will miss his friendship and good counsel."

—DEAN STEPHEN C. FERRUOLO

Calendar



View the alumni calendar for a complete listing of events:

law.sandiego.edu/alumni-events

Regional alumni events are regularly held in San Diego/ North County; Los Angeles; Orange County; San Francisco; Silicon Valley; Sacramento; Riverside/San Bernardino; Washington, D.C.; New York; Phoenix; Las Vegas; Salt Lake City; Portland; Denver; Dallas; Austin; Houston; Boston; Chicago; and Seattle.

OCTOBER 2017

October 2

Red Mass

October 16

Boston Alumni Luncheon

October 20

Milestone Reunions: 1977, 1987, 2012

October 21

Milestone Reunions: 1997, 2007, all LLM

October 22

Mock Trial 30-Year Anniversary
Champagne Brunch

NOVEMBER 2017

November 1

Careers in the Law

November 6

New York Alumni Dinner

November 7

Washington, D.C., Alumni Reception

November 11

Founders Gala

November 14

Chicago Alumni Reception

November 17

Distinguished Alumni Awards
Luncheon

DECEMBER 2017

December 5

Orange County Alumni Holiday Party

December 12

USD Alumni Mass

JANUARY 2018

January 15

Dallas Alumni Dinner

January 16

Austin Alumni Luncheon

January 17

Houston Alumni Luncheon

January 24-27

Mock Interviews

FEBRUARY 2018

February 15

Bergman Lecture & Reception:
Mendez v. Westminster

MARCH 2018

March 13

Sacramento Alumni Reception

March 14

Silicon Valley Alumni Luncheon

March 14

San Francisco Alumni Reception

March 21

Orange County Alumni Reception

March 22

Riverside Alumni Luncheon

March 22

Los Angeles Alumni Reception

APRIL 2018

April 12

San Diego Alumni Reception

April 25

The Big Give Bash

April 25-26

The Big Give

April 28

Alumni Honors

MAY 2018

May 19

Commencement

Spotlighting members of the USD School of Law community at reunions, receptions and other special events



ORANGE COUNTY ALUMNI HOLIDAY PARTY

1. Attendees at the inaugural Orange County Alumni Holiday Party, held December 2016 at the Balboa Yacht Club, included Chapter Board members **Jeffrey M. Singletary**, '04 (JD), philanthropy chair; **Jonathan L. Gerber**, '07 (JD); **Derek Weisbender**, '08 (JD); **Bridget I. Harrison**, '10 (JD), marketing/social media co-chair; **Avery T. Harrison**, '11 (JD), co-vice president; **Laurie G. Rowen**, '04 (JD), marketing/social media co-chair; **Kate J. Santon**, '09 (JD), membership/hospitality chair; **Erin F. Giglia**, '01 (JD); **Kyle E. Rowen**, '04 (JD), '00 (BA), co-vice president; **Eve A. Brackmann**, '04 (JD); **Matthew S. Buttacavoli**, '99 (JD), president; **Edson K. McClellan**, '98 (JD), secretary; and **Charles T. Meyer**, '07 (JD), '03 (BA).



BAR SWEARING-IN

2. Attendees of the December 2016 Bar Swearing-In at Roy's San Diego Waterfront.



2016 MILESTONE REUNIONS

3. The Class of '06 celebrates 10-year reunion. Reunion committee members [Sara H. Baxter](#), chair; [Gabrielle F. Bunker](#), co-chair; [Timothy R. Cross](#); [Aaron M. Dumas Jr.](#); [Bradford G. Hughes](#); [Sriram Krishnamurthy](#); [Peter R. Lucier](#); [Emily T. Patajo](#); [Michelle Rapoport](#); [Daniel P. Rawlins](#); and [Harold C. Trimmer](#) with reunion attendees.

4. The Class of '96 celebrates 20-year reunion. Reunion committee members [Solveig K. Bassham](#), [Matthew C. Dolan](#), [David J. Hesseltine](#), [Stephanie E. Kish](#), [Marty B. Lorenzo](#), [Candi M. Mayes](#) and [Licia E. Vaughn](#) with reunion attendees.

5. The Class of '11 celebrates five-year reunion. Reunion committee members [Nicholas J. Fox](#), [Michael J. Green](#), [Avery T. Harrison](#), [Sarah](#)



[A. Havens](#), [Sophia J. Luber](#), [Lyon R. Maher](#), [David T. Seto](#), [Elizabeth Noakes Thompson](#), [Joy Utomi](#), [Christine C. Wu](#) and [Jennifer A. Zaharris](#) with reunion attendees.

6. Class of '86 celebrates 30-year reunion. Reunion committee members [David Z. Bark](#), Hon. [Carolyn M. Caietti](#), [Dennis J. Doucette](#), [Knut S. Johnson](#), [Maria Perez Manning](#), [Thomas W. McNamara](#), [Ulrich R. McNulty](#), [Mark S. Siegel](#), [Robert L. Wallan](#), [Daniel W. Watkins](#) and [Jennifer Treese Wilson](#) with reunion attendees.

7. Class of '76 celebrates 40-year reunion. Reunion committee members [Richard J. Annis](#), [Alan K. Brubaker](#), [Stephen E. Carlson](#), [Dennis W. Daley](#), [Albert V. DeLeon](#), Hon. [Christine K. Goldsmith](#), Hon. [Jan I. Goldsmith](#), [Max A. Hansen](#), [James S. Heller](#), [Gary W. Schons](#), [James J. Thomson](#) and Hon. [John M. Thompson](#).





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2017 Milestone Reunions

1967

Saturday, September 23

1977, 1987, 2012

Friday, October 20

1997, 2007, all LLM

Saturday, October 21

Update your contact information:

law.sandiego.edu/alumniupdate

law.sandiego.edu/reunions

Distinguished Alumni Awards

Friday, November 17

Holiday Inn

San Diego Bayside

11:30 a.m.

law.sandiego.edu/daa

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