

SECTION ON CLINICAL LEGAL EDUCATION

Volume 2002, Issue 2

November 2002

Have you
paid your
dues?
If not,
please send
your check
today.

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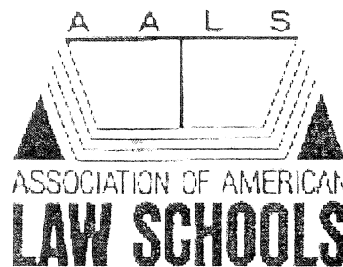
Message from the Chair
Carol Izumi
George Washington University

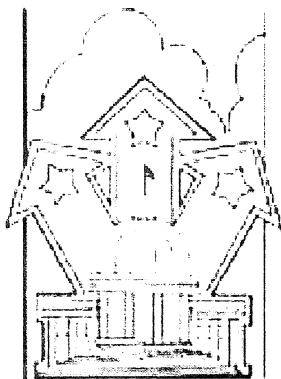


Whew - it's been a rough 14 months here in the Washington, D.C. area! The plane crashed into the Pentagon on 9/11/01, followed by anthrax on Capitol Hill and the main post office. Our local economy plummeted before that became *de rigueur* and recently we endured three weeks of sniper attacks in our neighborhoods. Like many others, my nerves have been frazzled, patience tested, and anger stirred, but my belief in the basic decency of people has remained unshaken. For that, I credit the support of family, friends, and coworkers. I feel particularly fortunate at this time to be in the business of clinical teaching because we interact regularly with caring, community-minded, and humane colleagues and students. And that brings me to the subject of the Section on Clinical Legal

Education.

Activities in the Clinical Section help many of us grow as scholars and practitioners, by offering the opportunity to give panel presentations, lead small group discussions, and share our scholarship. Even though the George Washington clinical program is large, with 9 full-time clinicians and 3 part-timers, I have often felt isolated. Most of us operate our clinics independently in our own little orbits and until this year I ran the only mediation clinic in the city. I discovered that when you get involved with the Clinical Section and attend AALS conferences, you meet clinicians from around the country with whom you can exchange syllabi and teaching materials, share ideas on role-playing exercises and course design, and learn new teaching techniques that make you a better educator. It is also a safe place where you can talk about issues that are particularly sticky for clinical pro-





fessors. The Clinical Section is a place to both give and take.

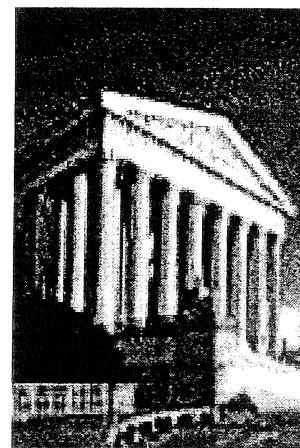
This is why I urge you to come to Washington for the AALS Annual Meeting January 2-5! The Section needs your participation and the city needs your money. The Section is sponsoring 3 events plus our business meeting. **On Friday, January 3rd, the Section Luncheon will take place from 12:15-1:30 p.m.** Because the cost of all annual meeting luncheons is \$44.00, the Executive Committee decided to have a sit-down meal instead of the usual sandwich buffet. This will allow a quicker start to our program which will include an announcement about the Bellow Scholar initiative and the presentation of the William Pincus Award (more detail on this year's winner is given below). Please join the luncheon celebration! Be sure to sign up under "Section Meals" (Code 1406) on your AALS registration form. If you need a special meal (vegetarian, kosher), please so indicate on your form.

AALS President Dale Whitman has chosen as this year's theme, "Legal Education Engages the World". He asks us to think about what American law students should be learning about other legal systems and how will we qualify ourselves to teach this information? Following this theme, **the Section Program, "Lessons From Abroad: Transforming Ourselves, Our Clients, and Our World", is scheduled for Saturday, January 4th, from 4:00-5:45 p.m.** Program Chair Catherine Klein and her planning committee (Roy Stuckey, Carol Liebman, and Susan Jones) have put together a great group of clinicians who will share what they have learned from working with clinical teachers in other countries (read Catherine's article about the program on the pages that follow). The panelists will share insights and practical knowledge

gained from all corners of the world. **The Section's business meeting will take place immediately after the conclusion of this program.** During the business meeting we will vote on next year's Chair-Elect and Executive Committee members from the nominees recommended by the Nominations Committee, review a budget report prepared by Section Treasurer David Santacroce, take care of other administrative matters, and usher in the new Chair of the Section, Bryan Adamson!

The joint program sponsored by the Clinical Section and Teaching Methods Section takes place on Sunday, January 5th from 1:30-3:15 p.m. Program Co-Chairs Annette Appell and Joan Howarth, along with planning committee members Jeff Selbin and Cynthia Dennis, have put together a timely presentation on how law schools can teach and train budding lawyers more effectively. It is entitled "Where are We Headed? Improving the Competence of Law Schools" (see Annette's description of the joint program in this newsletter). We realize some of you will be heading home on Sunday but we hope you will stay for this important program. Our lobbying efforts to move the program to a better time failed due to the AALS rule that "when a Section holds more than one program, whether it be a joint program or not, one program will be assigned to the least popular time slot for that year". Luckily, we did not get assigned to the 3:30-5:15 slot! This joint program was made possible through the efforts of Debbie Maranville (U.Washington) who chairs the Teaching Methods Section this year and Roy Stuckey who came up with the original proposal.

I would also like to encourage your attendance at the



AALS Workshop on Dispute Resolution which takes place from 8:45 a.m.-5:15 p.m. on Friday, January 3rd. A number of clinicians will be featured on panels throughout the day, including Homer LaRue (Howard), Jackie Nolan-Haley (Fordham), Lela Love (Cardozo), Bobby Harges (Loyola-New Orleans), Carol Liebman (Columbia), Ellen Waldman (Thomas Jefferson), Kimberlee Kovach (U-Texas), Jim Coben (Hamline), Suzanne Schmitz (Southern Illinois), Isabelle Gunning (Southwestern), and myself.

Here is a brief update on other Section business:

Externship Committee

Sadly, I accepted the resignation of Marlana Valdez (American) as co-chair of the Externship Committee due to her departure from clinical teaching. Based on the recommendation of Marlana and co-chair Fran Catania, I asked Harriet Katz (Rutgers-Camden) to become co-chair of the committee. I am delighted to report that Harriet accepted! Harriet has been active as a member of the committee and we look forward to her energy and input in a leadership role.

Nominations Committee

I appointed a Nominations Committee earlier this year comprised of Alicia Alvarez, Chair (DePaul), Herbie DiFonzo (Hofstra), Shauna Marshall (Hastings), Andrea Seielstad (Dayton), and Chuck Weisselberg (UC Berkeley). The Nominations Committee posted a listserv notice soliciting nominations for the Chair-Elect position plus three seats on the Executive Committee (one for the remainder of an unexpired term through January 2005). Under the bylaws, "[t]he Section membership shall receive notification of the identity of the nominees

submitted by the nominating committee not less than 30 days before the annual meeting." A report from the Nominations Committee chair with the nominees appears further down in the newsletter. The Nominations Committee did an excellent job and we appreciate it!

William Pincus Award

The Awards Committee (Homer LaRue, Chair; Miye Goishi, Isabelle Gunning, Randi Mandelbaum, and Calvin Pang) completed their second big task of the year by conducting the selection process for the William Pincus Award. After reviewing all the nominations, a report was given to the Executive Committee. The Executive Committee, pursuant to our procedures, approved the recommendation and received the necessary acknowledgment from AALS that we followed procedures as required by AALS bylaws. I am pleased to announce that Sandy Ogilvy of Catholic University School of Law is this year's Pincus Award winner!

Sandy will be honored at the Section Luncheon on Friday, January 3rd. This Awards Committee finished its business with utmost efficiency and competence. We thank them for all the time and effort they expended for the Section's benefit.

Since this is my last column as Chair of the Section, I want to express my sincere gratitude to members of the Section for letting me serve in this capacity. I have truly enjoyed my term and I look forward to working with the Executive Committee in 2003 as Immediate Past Chair. My thanks to the Executive Committee for their good work and cooperation and to Kim O'Leary as our generous newsletter editor!

*Sandy Ogilvy
of Catholic
University
School of Law
is this year's
Pincus Award
winner!*

Executive committee	
Carol Izumi	Chair
Mary Helen McNeal	Immediate Past Chair
Bryan Adamson	Chair Elect
Calvin Pang	Committee Member
Randolph Stone	Committee Member
Nancy Cook	Committee Member
Charles Weisselberg	Committee Member
Alex Scherr	Secretary
Kate Kruse	Committee Member
David Santacroce	Treasurer
Kimberly O'Leary	Newsletter Editor

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This NEWSLETTER is a forum for the exchange of points of view. Opinions expressed here are not necessarily those of the Section on Clinical Legal Education and do not necessarily represent the position of the Association of American Law Schools.

Section on Clinical Legal Education Committee Chairs	
ADR	Don Peters
Annual Meeting Program	Catherine Klein Annette Appell
Awards	Homer LaRue
Clinicians of Color	Cynthia Dennis Karen Yau
Ethics and Professionalism	Jeff Selbin Stacy Brustin
Externships	Fran Catania Harriet Katz
Financial Resources	Dan Power
Historian	Sandy Ogilvy
In-House Clinics	Barbara Babb Alan Minuskin
Inegration of clinical Education into the traditional Curriculum	Kathy Hessler Lisa Brodoff
Interdisciplinary Clinical Educaiton	Susan Brooks Monica Mahan
International Committee	Roy Stuckey
Joint Section/CLEA ABA Standard	Jay Pottenger
Lawyering in the Public Interest	Bea Moulton
Mentoring	Justine Dunlap Alex Scherr
Political Interference	Bridgett McCormack Bob Kuehn
Regional Conference	Bryan Adamson
Scholarship	Isabelle Gunning Ann Juergens
Status, Salary, Tenure and Promotion	Sally Frank Richard Boswell
Technology	Marjorie McDiarnid Conrad Johnson Mike Norwood

Dear Kim:

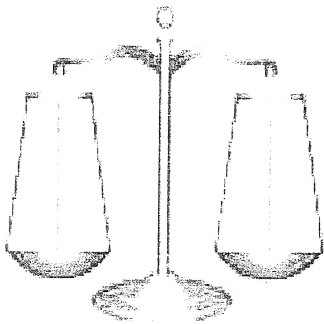
I instruct my students to keep a journal throughout the semester, and give them a handout about journaling and things they might consider writing about. I try to keep things loose and don't collect the journals until the end of the semester. When I look at the journals, I suspect that some were written without much reflection, and others were likely written just a few days before they were turned in.

My question is this: How can I help my students be better and more timely journalers? I hate to inject too much structure lest it hinders the reflection process.

Thanks Kim.
Signed,
Introspective

Dear Intro,

I guess my first reaction is to wonder why you wait until the end of the semester to collect the journals. I think that is sending a pretty big message to your students that you are not going to give them feedback about whether they are journaling as effectively as you think they could. If you believe writing contemporaneous journals and engaging in reflection is



an important skill (and I agree with you that is it), you might consider collecting their journals after a couple of weeks and giving them feedback on whether you think their approach is working for them. This process would give them an opportunity to try a different approach. Giving them feedback need not hinder their reflective process nor does feedback equal a pre-determined structure.

A second possibility would be to have a discussion with them a few weeks into the term about how the reflective process is working for them. Get them to talk about the process-how they feel about it, how it might be more useful, etc. If you think of the clinical method as involving planning to do something (e.g. your handouts about how to keep a reflective journal), doing it (requiring that they write journals) and then reflecting on how it went, ironically it is the third step (reflection or feedback) that I think is missing.

In my experience, many law students are neither familiar with nor experienced in reflective activities, and we need to teach that process just as we would any other skill. Moreover, they are often resistant to the concept of reflection until they get better at it. However, I recognize that there are many other clinical teachers out there who have more experience with student journals than she does and would welcome other opinions on this topic. Send them in and they will be published in the next newsletter! A quick look at the Clinic Bibliography revealed a number of arti-



ASK
KIM

cles on externship design (which typically involves journaling) and at least one article on journals by Harriet Katz. To see the clinic bibliography, go to the CLEA website at <http://clinic.law.cuny.edu/clea/clea.html> and click on the bibliography.

Dear Kim:

I'm a new teacher starting up an interviewing and counseling class at my school. Do you have a list of favorite film titles with scenes that effectively illustrate good/bad interviewing and counseling technique? I know some frown on the use of Hollywood films because of the caricaturish portrayal of lawyers and what they do. But if you could list a few, I'd appreciate it.

**Much thanks,
Movie-lover**

Dear Movie,

How often do I get a letter that allows me to cite to a footnote in one of my own law review articles? I actually taught an Interviewing and Counseling course where I showed a different movie clip each week to illustrate some concept relating to attorney-client interactions. The students looked forward to the clip, wondering what it would be that week, and even though the movie clip might only take a few minutes, my sense was that the students were much more engaged in class discussions. I used clips from movies such as *Amistad*, *Class Action*, *Nuts* (my own personal favorite interviewing/counseling clip), *The Good Mother*, *Secrets and Lies*, and *Anatomy of a Murder*, plus scenes from the TV shows *The New Adventures of Lois and Clark* and *The Practice*. The full list of movies I used are listed in *When Context Matters: How to*

Choose an Appropriate Client Counseling Model", 4 T.M. Cooley J. Prac. & Clinical L. 103, at footnote 21(2001). There is also a book authored by clinician Paul Bergman and by Michael Asimow called *Reel Justice: The Courtroom Goes to the Movies* (Andrews McMeel Publishing; ISBN: 0836210352; (May 1996).

Help Kim.

How do I instill good manners in my students? I teach an elder law clinic and have students who don't blink an eyelash when calling their elderly clients by their first names at their first meeting. And this is after I tell them not to unless invited to do so. Am I being too sensitive?

Miss Manners

Dear Manners,

I've noticed the same thing. I also teach in an elderlaw clinic and I cringe every time a student refers to a client by their first name. I just keep telling myself that we are educators, and students are often ignorant of cultural norms and expectations that are different from their own experiences. This is one area where I am actually quite directive. I just flat out tell them that while they think they are being friendly by calling clients by their first name, they are probably unaware of the potentially demeaning effect of a (usually young, middle-class) student addressing their (usually older, low-income) client in such a way.

We also find ourselves instructing about norms related to timeliness, attire, expletives in the office and other similar issues. This topic can be the basis of great discussion in the classroom -particularly when the students can address their own expectations about these sorts of

issues and discover that their cultural expectations are not always shared by all of their colleagues, let alone by their clients and professors.

This can start with relatively value-free observations about regional differences: students will pipe in with "I'm from the East Coast and I hate it when grocery clerks want to

chit-chat" followed by "Really? I'm from the South and everyone here seems really brusque to me!" Then the teacher can move into more emotion-laden topics such as how race, ethnicity, economic status and so on affect how clients feel by the conduct of their student attorneys. Great learning experiences!

FEATURE ARTICLES

Report on the 2002 Northwest Clinical Conference

David Daniel (Willamette University College of Law)



Leavenworth, not the federal prison, Washington, the state; **September 27-29, 2002**, the rushing waters of the Icicle River, the granite peaks of the Northern Cascades, world class meals, the voice of opera with each meal and approximately 35 clinicians and staff from the Pacific and Mountain Northwest; the Northwest Clinical Law Conference 2002. The theme of legal writing coursed through the conference as the Icicle River did the grounds of the Sleeping Lady Resort. The Sleeping Lady, granite and trees and dirt, looked down upon us from her repose as we shared our thoughts. From Salem, Oregon to Missoula, Montana to Seattle, Washington and parts in between clinicians, now known as clinicians, converged on one of the most beautiful places in the Northern Hemisphere. We came, we saw, we enjoyed ...and we ate.

The food at Sleeping Lady cannot go unmentioned. Sumptuous meals including vegetables and herbs from the organic gardens of Sleeping Lady graced our tables three times daily. At times it seemed as if we were spending the day eating. The chefs were marvelous except

for one I nicknamed grumpy who didn't smile. The staff were friendly, except grumpy, and very accommodating. Each meal was original, tasty and nourishing. Enough about the food since we did spend some time conferring with each other.

The theme for the conference was Legal Writing. The clinicians, remember the new word, were joined by Legal Research and Writing faculty from Seattle University and the University of Washington. Saturday morning's first plenary led by Seattle University Professors Lorraine Bannai and Anne Enquist probed "**(Un) Conscious Assumptions and (Un)Intended Messages: Teaching Students to Recognize Bias in Legal Analysis and Language.**" Professors Bannai and Enquist challenged us to examine our own bias and the bias of our students as found in our writing. The goal is to develop lawyers with "cultural competency."

Professors Lisa Brodoff (Seattle University) and Deborah Maranville (University of Washington) continued the morning session by

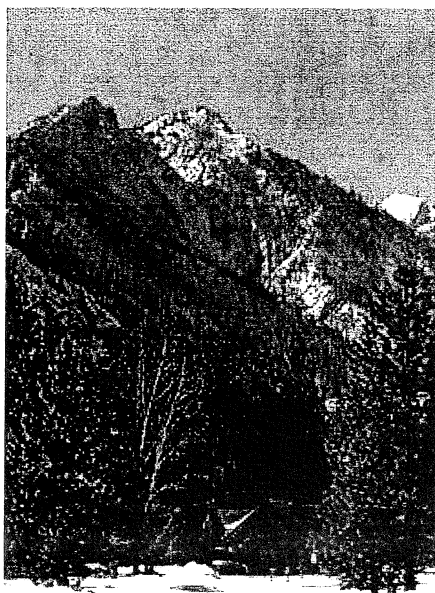
facilitating a discussion on **“How Can Clinics Work with Legal Writing.”** The general focus of the session was on how we as clinicians can better understand what our students are learning in their first year writing courses.

After another delightful meal prepared by the friendly, and one grumpy, Sleeping Lady staff, we bifurcated our afternoon plenary sessions. Clinic staff were treated to an afternoon discussion on **“Communication Skills”** with Dr. Joe Shaub. Clinic staff are often the first contact anyone has with a clinical program. Effective communication on that front, knowing boundaries, dealing with emotions and stress being displayed in conversations were all points of discussion and learning in this plenary. Reports on the session were positive and clinic staff are clamoring for a follow-up next year with Dr. Shaub. Maybe we should call him Dr. Joe.

While the staff were communing with Dr. Joe the clinicii were treated to two afternoon sessions. The first was **“Message in a Bottle”** with Professor Kate O’Neill of the University of Washington. Professor O’Neill compared law student writing to that of a castaway on a deserted island with a need to communicate with another world. Writers with a radical uncertainty about their audience and a desperate need to squeeze the message into a bottle, legal form, constraints that can ruin voice and message. Kate’s goal was to give us new tools to liberate us from excessive time consuming and demoral-

izing reliance on editing as a way of teaching effective professional writing while still getting filings submitted on time.

Saturday afternoon faculty sessions ended with **“How We Teach Legal Writing Skills Within the Context of the Clinic”** presented by Professors Raven Lidman of Seattle University and Jennifer Wright of Willamette University. Professors Lidman and Wright focused on the different types of writing that are expected in clinics, how they differ from what is learned in first year writing programs, and how writing is taught in our clinics.



More eating and we were ready for Sunday morning. David Daniel from Willamette University presented **“That Thing You Do: An Interactive Musical Journey.”** The clinicii shared events that have shaped them in their years of practice and teaching set to their favorite music. David rewarded those participating (everyone) with special prizes including worry stones. Julia

Gold of the University of Washington drew from the grab bag and was fortunate enough to receive a tube of Preparation H, a useful commodity during long mediation sessions. Others received chocolate bars, batteries and the very lucky Sandra Hansberger of Lewis and Clark College Northwestern College of Law drew a brand new unopened package of Bill Gates utmost manifestation of computer genius, Windows 3.11 for Workgroups. The parcel was last seen having been pawned off on Jacqueline McMurtrie of Seattle University. How apropos that it should return to Seattle-Redmond, like the one ring seeking it’s home in Mordor where the

shadows lie. One software to find them all and in the darkness bind them.

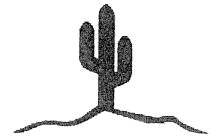
Terry Wright, Clinical Professor from Northwestern College of Law facilitated an evaluation of the conference and began the planning for the **2003 conference to be held in Couer D'Alene, Idaho and hosted by Gonzaga University.**

This year's conference was ably hosted by Seattle University. The program committee was chaired by Betsy Hollingsworth of Seattle

University and Logistics were managed by Seattle U staff member extraordinaire Bonnie Price.

Has the weather been mentioned? Cool clear nights, constellations brilliant, daytime temperatures under sunny skies in the 70's. Not until we set out for home did a touch of rain dampen the area. The Sleeping Lady was saddened by our departure.

Rocky Mountain Regional Clinical Conference
Jennifer Barnes (Arizona State University)



The Rocky Mountain Regional Clinical Conference was held **October 4-6, 2002 at the University of New Mexico in Albuquerque, New Mexico.** This was also the weekend for the annual Balloon Festival which was a spectacular site in the early morning hours for the participants. The conference was held at the School of Law's fabulous new clinic building and the Dean, clinic faculty and staff were wonderful hosts. Rocky Mountain law schools in attendance included University of Houston, St. Mary's in San Antonio, University of Nevada-Las Vegas, University of Tulsa, University of Colorado, Texas Tech University, Arizona State University, UCLA, University of Denver, and lawyers who practice in the Albuquerque area who work pro bono hours to assist the clinical programs. Antoinette Sedillo Lopez, UNM was the Chair of the Conference.

The conference began with a welcome from the Dean of the University of New Mexico School of Law, Robert J. Desiderio and then an inspiring lecture by Angie Vacchio, Executive Director of Peanut Butter and Jelly Family Services, Inc.. Sessions held during the weekend included Economic Disparities, and Racial/Ethnic Issues in the Region; Children and Family Issues; Technology and Access to Justice; Immigration Issues Facing Clients in the Region; Lessons from Indian Country; Interdisciplinary Team Work in the Law Clinic; and a Meeting of Clinic Administrators and Professional Staff: Sharing and Addressing Common Issues and Concerns. Suellyn Scarnecchia, University of Michigan and Dean Designate at UNM presented a luncheon speech entitled Law Student Diversity: Clinical Legal Education and Our Clients which focused on the affirmative action admissions policy in *Grutter v. Bollinger, et.al.* The conference provided an opportunity for us to meet each other and learn from each other's experiences.

Next year's annual Rocky Mountain Regional Clinical Conference will be held at the **University of Houston, November 7-9, 2003.**

CLEA Hosts Supervision Skills Workshop in York, Maine

Kim O'Leary (Cooley Law School)



A lively and talkative group of clinical teachers, administrators and externship site supervisors attended a workshop in **York, Maine October 24-26, 2002**. Liz Ryan Cole (Vermont), Peggy Maisel (consultant) and Keri Gould (St. John's) led the small but lively group in a series of interactive exercises. After exploring the world of learning styles, the group learned about the Agreement Conference and methods for providing feedback. Most of us found the lessons immediately useful as we brainstormed approaches to supervision issues we were currently facing in our work settings. Look for more of these workshops to appear and **ATTEND** if you can - I found the experience well worth it! The setting was a beautiful fall weekend at a retreat center operated by Bowdoin College - an old estate mansion with gorgeous grounds on the river. The food and company were the best!

CARES Wins Refugee Case

Patricia F. Brown, Paralegal (Villanova University School of Law)

The Clinic for Asylum, Refugee and Emigrant Services ("CARES") at Villanova Law School won asylum for a refugee and her young son from the Democratic Republic of Congo (formerly Zaire) in April of 2000. Recently, through derivative asylum, the CARES Clinic was able to reunite this woman and her son with her husband and 10 other children who had been living in a refugee camp in Nairobi, Kenya. The family was reunited at Philadelphia International Airport on September 10, 2002. They had not seen each other in over three years. It was a joyous occasion for all of them. ABC's local WPVI-TV, Channel 6, in Philadelphia featured the reunited family on their "Visions" program which aired on October 5, 2002.

On August 4, 2002, "The Philadelphia Inquirer" ran a feature article entitled "Young Prisoner of War". The article was about a former client of the Clinic for Asylum, Refugee and

Emigrant Services (CARES) at Villanova Law School. The client fled Uganda after being taken as a child soldier after his parents were shot to death by members of the rebel Lord's Resistance Army (LRA). The client was 15 years old at the time his parents were killed. He escaped the LRA camp after suffering atrocities at the hands of the LRA. After living in a refugee camp for two years, with the aid of a kind-hearted person, he was able to flee to the United States. Upon arrival in the United States with a false passport, he was placed in handcuffs and sent to an INS prison facility in Pennsylvania. The client was represented by two third-year law students in his asylum case. After their graduation, they graciously agreed to work on the client's case on a pro bono basis. The case went on appeal and the appeal was denied. The student's decided to take the appeal to the Third Circuit. At present, the client has been released from prison and is awaiting a final decision.



Civil Gideon Work

Jane Murphy (University of Baltimore)

The University of Baltimore's Family Law Clinic has worked with the Public Justice Center, a Maryland based advocacy group, to develop a strategy to establish a right to counsel in contested custody cases. A post on Lawclinic seeking information about similar efforts yielded a number of interesting responses from clinical colleagues working on this issue in their teaching, scholarship and clinic practice. I've compiled most of the responses and encourage you to continue to share your efforts with me and others working to establish this important right.

A. Teaching

Louise McKinney – (Case Western) Teaching course in Poverty, Social Responsibility and the Law (component on right to counsel in civil cases)

Suellen Scarnecchia – (Michigan) Teaching Access to Justice class
(examines access to civil legal services in U.S.)

B. Scholarship

Leah Wortham (Catholic) – CEELI concept paper on Professional Responsibility – section on right to counsel in civil cases in U.S.

Deborah Weisman (University of North Carolina) – *Law as Largess: Shifting Paradigms of Law for the Poor* (forthcoming William and Mary Law Review Fall 2002)

Russell Engler – *Towards A Context-Based Right to Counsel In Selected Civil Cases* (Work in progress)

C. Litigation

California – *In re Jaquan W.*, S100745. (F038422; unpublished opinion.) Petition for review after Court of Appeal denied an application for appointment of counsel. Presenting issue of whether an indigent parent is entitled to appointment of counsel on appeal from a judgment terminating parental rights if the minor child is not a dependent child of the juvenile court.

Payne v. Superior Court (1976) (right to free counsel for indigent prisoners in civil cases based on access issues)

Salas v. Cortez (1979) (due process right to free counsel for indigent fathers in paternity suits)

Washington – *Kenneth & Agnes Smith v. City of Moses Lake, Washington* Grant County Superior Court Case No. 01-2-00766-8

Raising issue of whether due process or state ADA statute requires the appointment of counsel at public expense when the government sues an individual to remove him from his home and to demolish that home and where the defendant is elderly, mentally ill, demonstrated limited understanding of the proceedings against him and lacks the financial means to hire an attorney?

Ohio – The Mental Health Law Clinic at the University of Toledo College of Law handled *State, ex rel. Heller v. Miller* (1981?), a decision of the Supreme Court of Ohio holding that the 14th Amendment and the Ohio Constitution entitle indigent parents to appointed counsel and transcript at public expense on an appeal from a juvenile court order permanently terminating parental rights. (pre *Lassiter v. D.S.S.*)

U.S. Merit System Protection Board – Line of case law (as well as regulations) that require the ALJs to indefinitely continue cases wherein a mentally disabled individual is pursuing disability benefits without representation.

New York – *In Re Smiley*, 36 N.Y. 2d 433 (right to counsel in divorce case raised on appeal brought by Cornell Legal Aid; lost 4-3 in Court of Appeals but brief is available and may have helpful arguments)

D. Statutes

New York – Family Court Act Section 262 – right to counsel in custody, visitation, contested adoption, or order of protection, paternity and abuse and neglect cases.

E. Related Advocacy

Kathy Hessler (Case Western) – working to eliminate the \$10.00 filing fee that accompanies a poverty affidavit in domestic court in Cleveland on due process and equal protection grounds.

Niki Kuckes (Cornell) – researching why right to counsel should apply in grand jury setting.

Over 200 Garment Workers in San Francisco's Chinatown Obtain \$865,000 in Back Pay With Help From Golden Gate University School of Law's Women's Employment Rights Clinic

More than 200 garment workers who were denied pay by the owners of two factories in San Francisco's Chinatown have obtained \$865,000 in back pay from a fund that was set up by the State of California to ensure that workers are paid when wages owed by irresponsible contractors and manufacturers are not forthcoming. Golden Gate University School of Law's Women's Employment Rights Clinic has been providing legal support to the workers and working with the California Department of Industrial Relations, Division of Labor Standards Enforcement to obtain back wages from the fund, which is generated by the annual registration fees paid by garment contractors and manufacturers. Clinic students are also working closely with attorneys for the State of California, which has filed a lawsuit seeking back wages, liquidated damages, penalties and interest, and recovery of the garment fund payment. The clinic students have interviewed workers, most of whom speak

only Chinese, and have also done legal research and investigative work, such as tracing the owners' assets.

Marci Seville, director of the clinic, says, "Law school clinics provide the ability to tap into a diverse and multilingual student body and are a great legal resource in the Bay Area." The clinic is working with the Chinese Progressive Association, Sweatshop Watch and the Asian Law Caucus to support the workers. The federal government has a separate case pending against the owners, and it has fined the two companies \$337,000.

Jason Dearen, Clinic Helps Bring Long-Overdue Pay to Garment Workers, *The Recorder* (San Francisco, CA), Oct. 15, 2002, page reference unavailable; News Release issued by the California Department of Industrial Relations, Division of Labor Standards Enforcement (Oct. 8, 2002) (on file with the Brennan Center); also based on original reporting by Brennan Center staff.

Among Us

News and information about your fellow clinicians

Last year, the civil clinic students at Case Western's Milton A. Kramer Law Clinic Center began to specialize in consumer law. They represented clients whose homes were at risk as a result of bad loans and unscrupulous or inept home repair contractors. The students wanted to help more people than the clients in the clinic and as a result, created a brochure to educate the community about the perils of predatory lending

and home repair fraud. They worked with their clients to find a good way to communicate to the populations at risk for this behavior and developed a strategy to distribute the brochure in the most effective way possible. This year, the faculty of the civil clinic have been asked to be on the Mayor's Predatory Lending Advisory Council. The expertise of the clinic will be brought to bear on the development of a curricu-

lum for community education seminars as well as a brochure to be distributed by the Departments of Aging and Consumer Affairs. Students will assist with both of these activities.

The University of Connecticut School of Law Legal Clinic has added two new in-house clinics. In the Asylum & Human Rights Clinic, taught by Jon Bauer and Elizabeth McCormick, students represent asylum applicants - in hearings before the Immigration Court and INS Asylum Office.

The Civil Appellate Litigation Clinic, supervised by Paul Chill and Carolyn Grose, represents parents and children in cases before appellate courts in the rapidly-evolving field of "child protection" law. These two new programs join UConn's ongoing clinical programs in tax, criminal defense and mediation. The expansion of our clinical offerings has been made possible in large part by an extraordinarily generous donation to an endowment fund supporting the clinic, made by William R. Davis, one of Connecticut's leading trial lawyers.

The faculty at Willamette University College of Law voted to increase the credits for both our Civil Practice Clinic and our Externship Program from three to five, and to grant professional responsibility to students who take either course, beginning next semester. We are totally revamping our classroom component to focus primarily on professionalism and ethical issues, although clinic students will still get an hour of skills training a week, and a front-loaded crash course in the substantive law. We will be grading the classroom components for the first time, but the practicum components will still be pass/fail.



Students from the GWU Law School's Vaccine Injury Project won a multi-million dollar settlement in the case of *Dela Rosa v. Secretary of HHS* on Sept. 24, 2002. The Clinic sought compensation for its client's 10-year old daughter who suffered severe injuries as a result of the government's measles, mumps, and rubella vaccination. The settlement will allow the client to move her daughter from an institution to receive home care.

Ellen Scully (Catholic) was honored on October 17, 2002 by the D.C. Law Students in Court Program, Inc. with the 2002 Lever Award. The Lever Award was initiated in 1999 to honor persons who, through their own service to the community, have demonstrated their dedication to the ideal and goals of DC Law Students in Court. Past recipients have included, John Pickering, senior counsel to the law firm of Wilmer, Cutler and Pickering; Joan Strand, past-president of the DC Bar Association, and DC Superior Court, Judge Peter H. Wolf, DC Superior Court.



DC Law Students in Court began serving low income clients in Landlord-Tenant and Small Claims disputes and providing misdemeanor criminal defense in 1969 as a consortium project involving the law schools of American, Catholic, Georgetown, George Washington, and Howard Universities. Students from each of these institutions work closely with superb attorney supervisors to provide in-court representation to over one hundred clients each year and advice and counseling to thousands more. The keynote speaker of the Awards Dinner this year was Congressman John Lewis of Georgia.

The Civil Litigation Clinic at the University of Illinois College of Law in Champaign-Urbana (this season's home of the losing Chicago Bears) has enthusiastically adopted a new text and new teaching methods this Fall.

Visiting Professor **Nekima Levy-Pounds** and Acting Director of Clinics **George Bell** are using David Chavkin's spanking new text entitled *Clinical Legal Education*. They have found that the book is easy to read and speaks to the issues the students are facing with their cases. They have also for the first time used Power Point presentations and movie clips as a staple of their classes, all of which are mentioned in the *Instructor's Manual* that comes with the Chavkin text. Says George: "It really is fun using a new text, as well as using the power points and movie clips. The Arnie Becker story from the LA Law pilot sure got the class divided last week!"



Jane C. Murphy (Baltimore) has been awarded the 2002 Benjamin L. Cardin Distinguished Service Award presented annually to an outstanding public interest attorney regularly involved in providing civil legal services to the poor.



Carol Izumi has been appointed Associate Dean for Clinical Affairs at George Washington University Law School. She assumes her new duties on January 1, 2003.

Kenneth S. Gallant (U. of Ark.--Little Rock) is Rapporteur for the Steering Committee

drafting the proposed Constitution and preparing the first General Assembly of the International Criminal Bar (ICB) for the International Criminal Court. He drafted documents and did other work in preparation for the Montreal Conference that created the ICB on June 15, 2002.

Alicia D. Mitchell has joined University of Arkansas at Little Rock William H. Bowen School of Law as Director of its Low Income Taxpayer Clinic.

Jennifer Wright (Willamette University College of Law) was promoted last month from assistant to associate professor of law. Jennifer was elected chair of the elder law section of the Oregon State Bar for next year. And, she says "The Northwest Clinical Conference was fabulous."



Michele Pistone, Director of the Clinical Program and Director of the Clinic for Asylum, Refugee and Emigrant Services, and **Dveera Segal**, Director of the Civil Justice Clinic, have both been promoted to Associate Professors at Villanova Law School.



Kathleen Hughes has been named the new Director of Clinical Programs at Northern Kentucky University, Salmon P. Chase College of Law.

Marjorie Russell (formerly in the clinic department) will be the Chair of Cooley's new



Trial Skills Department. That department will focus on pre-trial, trial, ADR and appellate skills. That department also will closely work with the clinic department to assist clinic students on their skills development.

Cynthia Dennis (Rutgers-Newark) will join the Thomas M. Cooley Law School as a tenure track faculty member in December 2002. Cynthia will team-teach in the Sixty-Plus Elderlaw Clinic with current clinical department members Norm Fell, Gary Bauer, Terry Cavanaugh, Cindy Faulkner, Marla Mitchell-Cichon and Kim O'Leary. The clinicians at Cooley are excited to welcome Cynthia to Lansing, Michigan and to Cooley Law School.



Also at Cooley, **Marla Mitchell** and **Kim O'Leary** were promoted to full professor with tenure. **Gary Bauer** was promoted from Assistant Professor to Associate Professor.

Angela McCaffrey and Peter Thompson received the 2000-2001 Exemplary Teacher Awards given annually by Hamline and the United Methodist Church.

Clark Cunningham has been appointed the W. Lee Burge Chair in Law and Ethics at Georgia State University.

Peter T. Hoffman has been appointed the John B. Neibel Chair in Law at Blakely Advocacy Institute.

ANNOUNCEMENTS

Notre Dame Creates Immigration Law Fellowship **Bob Jones, Director, Notre Dame Legal Aid clinic**

The Notre Dame Legal Aid Clinic is proud to announce the creation of an Immigration Law Fellowship. Rebecca Houghton, the first Immigration Law Fellow, joined the Clinic in September following a term as a Judicial Law Clerk in the Department of Justice's Executive Office for Immigration Review in New York City. Rebecca will join Barbara Szweda supervising clinical students handling both general immigration cases and asylum petitions. Rebecca will also conduct community education outreach on immigration law matters.

Bob and Kathleen Seibel are pleased (and a little surprised!) to announce the adoption of 5 more llamas.

On October 13 we were lucky to receive:

Ranger: a masked llama named after the Lone;



Marlowe: a small but energetic multicolored llama, named for the famous detective, Philip Marlowe;

Jeeves and Wooster: two brown boys, one slightly dissipated and one apparently quite clever, like their namesakes from P.G. Wodehouse;

AND OUR FIRST GIRL!!!

Ladyhawk: a lovely and fearless white and brown llama (whose long eyelashes and face resemble our other llama, Nighthawk, hence the name).



Freckles, Figaro, Hershey, Nighthawk and Bullwinkle gave them a typically lukewarm llama welcome. Bullwinkle wondered why there was no companion Alpaca for him. They are all getting to know each other while their new parents, after patting themselves on the back for rescuing these animals, are beginning to face the realities of twice as many mouths to feed, and the consequent work of cleaning up after 10 instead of 5.

CONFERENCE ON PROMOTING JUSTICE THROUGH INTERDISCIPLINARY TEACHING, PRACTICE, AND SCHOLARSHIP WASHINGTON UNIVERSITY - ST. LOUIS SCHOOL OF LAW MARCH 13-15, 2003

As part of the 30th anniversary celebration of the Clinical Education Program, the Washington University School of Law Clinical Education Program and Center for Interdisciplinary Studies will host a working conference on "Promoting Justice Through Interdisciplinary Teaching, Practice, and Scholarship" March 13-15, 2003. This conference builds on earlier work by the AALS Section on Clinical Education Committees on Interdisciplinary Clinical Education and Ethics and Professionalism. Pre- and post-conference articles and reports will be published in the Washington University *Journal of Law and Policy*.

PURPOSE OF CONFERENCE:

This working conference is designed for those who are involved in and those who are

considering the development of interdisciplinary ventures, and will address the following issues: What do we mean by "interdisciplinary" and "multi-disciplinary," and is there a meaningful difference? How does one go about discerning the goals of collaborations between disciplines? What can we learn from reports from the field as to what are the best practices, different models, and likely problems? In what ways does the clinical teaching model - with its goals of educating students, providing services to the community, and advancing justice - serve as a model? How does one go about designing and developing an interdisciplinary clinic or course? What are the common ethical issues that arise in interdisciplinary education and practice, and what are some guidelines for resolving them? What are some of the challenges to interdisciplinary teaching, practice, and scholarship?

The conference will explore these issues in the context of law school interdisciplinary collaborations in clinical courses, non-clinical programs, and classroom courses with a justice focus. The conference hopes to draw from community projects and other disciplines and educational institutions for examples of model programs. Academics and professionals working in any interdisciplinary venture are welcome participants. The goals of this conference are to raise awareness of issues, inspire thoughtful discussion and debate, and produce tangible results, including published papers, guidelines, model syllabi, and course materials.

Conference Planning Committee:

Michelle Geller (Co-Chair),
University of Chicago Law School
Randi Mandelbaum (Co-Chair),
Rutgers University Law School
Karen Tokarz (Co-Chair),
Washington University-St.Louis School
of Law
Jane Barden,
University of Chicago Law School

Lynn Barenberg,
Boston College School of Law
Susan Brooks,
Vanderbilt University Law School
Kim Connolly,
University of South Carolina School of
Law
Leah Hill,
Fordham University School of Law
Alan Lerner,
University of Pennsylvania Law School
Maxine Lipeles,
Washington University -St.Louis School
of Law
Beth Martin,
Washington University-St.Louis School
of Engineering
Dina Schlossberg,
University of Pennsylvania Law School
Lyn Slater,
Fordham University School of Law
Rose Voyvodic,
Faculty of Law, University of Windsor
Anita Weinberg,
Loyola University Chicago Law School

CONFERENCE PROGRAM (in progress)

THURSDAY, MARCH 13, 2003

6:00 p.m. **Reception**
7:00 p.m. **Opening Dinner and 30th Anniversary Celebration - hosted by Joel Seligman,**
Dean and Ethan A.H. Shepley University Professor

MARCH FRIDAY, MARCH 14, 2003

8:00 a.m. **Registration and Coffee**

8:45 a.m. Welcome:

Karen Tokarz

Professor of Law and Director of Clinical Education, and **John Drobak**,
George Alexander Madill Professor of Law and Director, Center for
Interdisciplinary Studies.

9:00-10:45 a.m. "The Value of Interdisciplinary Education and Practice"

Susan Brooks, M.A./J.D. - Vanderbilt University Law School, moderator;
Erwin Chemerinsky, J.D. - Sydney M. Irmas Professor of Public Interest Law,
Legal Ethics & Political Science, University of Southern California School
of Law;
Susan R. Jones, J.D. - George Washington University School of Law;
Ken Reardon, Ph.D. City/Reg. Plan. - Cornell University Department of City &
Regional Planning.

11:00 a.m.-12:30 p.m. "Existing Models of Interdisciplinary Teaching and Practice"

Lynn Barenberg, M.S.W. - Boston College of Law, moderator;
Kim Diana Connolly, J.D. - South Carolina University School of Law;
Robert Holmes, J.D. - Rutgers-Newark School of Law Community Law Program;
Wanda Grant-Knight, Ph.D. Psych. and **Pamela Tames**, J.D. - Boston Medical
Center Family Advocacy Program; and
Beth Martin, M.S. Env. Eng. and **Maxine Lipeles**, J.D. - Washington University -
St. Louis Interdisciplinary Environmental Clinic.

12:30-2:00 pm Working Groups/Lunch

**2:00-4:00 pm "Ethical Considerations for Interdisciplinary Teaching, Practice,
and Scholarship"**

Keynote Speaker: Professor Deborah Rhode, J.D. - Ernest W. McFarland
Professor of Law, Stanford University.

Michael Davis, Ph.D. Phil. - Illinois Institute of Technology Center for the Study
of Ethics;

Rebecca Dresser, J.D. - Daniel Noyes Kirby Professor of Law and Professor
of Ethics in Medicine, Washington University - St. Louis; **Sheldon
Gelman**, Ph.D. S.W./LL.M. - Dean, Wurzweiler School of Social

Work, Yeshiva University;
Antoinette Kavanaugh, Ph.D. Psych. - Northwestern University Center for Child
& Family Justice; and
Abbe Smith, J.D. - Georgetown University Law Center.

4:15-6:00 pm **Working Groups**

6:00 pm **Reception**

7:30 pm **Dinner**

SATURDAY, MARCH 15, 2003

9:00-11:00 am **"Challenges to Implementation"**

Anita Weinberg, M.S.W./J.D. - Loyola University Chicago School of Law,
moderator;

Rick Brooks, Ph.D.Econ./J.D. - Northwestern University School of Law;

Stacy Brustin, J.D. - Catholic University School of Law;

Janet Lessem, C.S.W. and **Toby Golick**, J.D. - Cardozo School of Law;

Maureen Hackett, M.D., and **Eric Janus**, J.D. - University of Minnesota
Department of Psychiatry and William Mitchell Law School; and

Lyn Slater, M.S.W., **Michael Martin**, J.D., and **Beth Schwartz**, J.D., -
Fordham University School of Law Interdisciplinary Family and Child
Advocacy Clinic.

11:00 am-12:30 pm **Working Groups**

12:30 - 2:00 pm **Lunch by Thematic Areas of Teaching and Practice**

2:00-3:30 pm **"Conclusions from the Conference - New Ideas About
Interdisciplinary Teaching, Practice, and Scholarship"**

Jane Aiken, J.D. - Washington University -St. Louis School of Law;

Michael J. Jenuwine, Ph.D. Psych./J.D. - Indiana University School of Law;

Steve Wizner, J.D. - Yale Law School.

3:30 pm **Closing:**

Karen Tokarz, J.D. - Washington University -St. Louis School of Law.

5:30 pm **Cocktails**

6:30 pm **Dinner**

Working Group Presenters/Facilitators:

Student Involvement

Mary Beck, J.D. - University of Missouri-Columbia School of Law
Nancy Bumby, Ph.D. Psych. - University of Missouri-Columbia School of
Medicine, Department of Psychiatry

Ethical Challenges

Peter Joy, J.D. - Washington University-St.Louis School of Law
Mary Medcalf, BSW, MSW - University of Windsor School of Social Work
Therapeutic Jurisprudence and the Impact of Interdisciplinary Collaborations
on Clients
Carrie Petrucci, Ph.D. Social Welfare - California State University at Long
Beach Department of Social Work
Rose Voyvodic, LLB, LLM - University of Windsor School of Law

Cross Cultural Competence

Maria Arias, J.D. - CUNY School of Law
Carolyn Copps Hartley, Ph.D. Social Welfare - University of Iowa School of
Social Work

Designing an Interdisciplinary Program

Tim Floyd, J.D. - Texas Tech University School of Law
Michelle Geller, LCSW - University of Chicago Law School



May Conference in Vancouver!

David Chavkin (American University)
(From the Listserv announcement)

The AALS Workshop on Clinical Legal Education will take place in Vancouver, B.C. The workshop will begin with registration on Wednesday, May 14. Unlike previous clinical conferences, there will be an initial small group session Wednesday evening. The initial plenary session will take place on Thursday morning, May 15, and it (and the conference agenda) will build on the work of the small groups Wednesday evening.

The workshop sessions will take place on Thursday, Friday and Saturday and the conference will end late Saturday morning. We anticipate that many participants will stay over Saturday night (to reduce airfares) and that they will explore Vancouver and the environs thereafter. However, we also recognize that some

participants will have to leave on Saturday to return for law school commencements on the following Sunday.

The conference will take place at the Hyatt Regency in Vancouver. The Hyatt is very well located on the Sky Train route in downtown Vancouver. For those who have not visited Vancouver previously, this is a wonderful city with a huge range of activities and diverse neighborhoods.

The Directors Conference and the CLEA New Clinicians Conference start with registration on Tuesday, May 13, 2003. There are receptions Tuesday evening and the actual sessions will take place on Wednesday, May 14.

PLACES OF INTEREST IN VANCOUVER

Stanley Park. This downtown refuge offers visitors the perfect place to play or relax, just be prepared to fight for that picnic spot with the local gang of squirrels.

Granville Island Public Market. Granville Island is a mecca to all whether it be for it's public market, theatres, restaurants or merchandise -it's a must-see spot in Vancouver.

Robson Street. New York has Fifth Avenue, Toronto has Bloor Street, and Vancouver has Robson Street.

Gastown. The "historic heart of Vancouver," Gastown is a must see location by day or night.

Vancouver Aquarium Marine Science Centre. Immerse yourself! Get wet, feed animals,

sleep over, volunteer or just visit.

Capilano Suspension Bridge & Park. Go across the world-famous 135-metre-long foot-bridge that's 69 metres above the Capilano River.

Dr. Sun Yat Sen Classical Chinese Garden. Step off the hectic streets of Chinatown into the peaceful serenity of Dr. Sun Yat-Sen Classical Chinese Garden.

Kitsilano Beach. Some people go to play, some go to be seen, others go to chill out, but the bottom line is, the whole city goes.

Science World. Hard to miss, the ever-visible Science World building is the city's only silver-plated dome.

Clinical Bibliography Updated
Sandy Ogilvy (Catholic University)



An updated version of the Clinical Bibliography published in 7 Clinical Law Review, Special Issue (2001) is now available online at <<http://faculty.cua.edu/ogilvy/Index1.htm>> When you go to this site, you will see four files, Introduction; Revised Second Edition; Supplement to the Second Edition; and Second Edition.

“Introduction,” is the introduction from the CLR published version; “Revised Second Edition” is the complete bibliography, which contains a corrected version of the bibliography published in CLR (the file named “Second Edition 2001”) and the the abstracts added to the second edition, the “Supplement to the Second Edition.” The Supplement appears as a separate file for persons not wanting to search the entire bibliography or for persons who want to print only the new abstracts to have together with the CLR print version.

The Supplement contains abstracts of articles published in 2001 with some earlier articles that were not included in the Second Edition but which were called to my attention after the Second Edition was published.

I am now collecting articles to abstract for the next supplement, which I anticipate will be published online next fall. This supplement will include all relevant articles published in 2002 as well as older pieces that I have missed, which I encourage you to bring to my attention.

I hope that you find the bibliography useful and welcome any comments you might have on improving it.

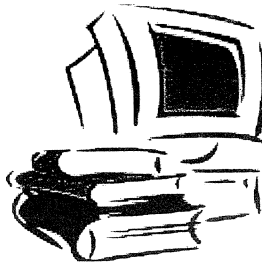
Catholic University of America School of Law Archive

Sandy Ogilvy (Catholic University)

The Catholic University of America School of Law is pleased to announce the establishment of the first national archive of materials and information relating to clinical legal education. The collection will be permanently housed at the University's Judge Kathryn J. DuFour Law Library, which has agreed to serve as the Archive, according to Dean Douglas Kmiec and Stephen G. Margeton, Director of the Law Library.

The Archive will collect, catalog, preserve, and make available to researchers and scholars items relating to the development of clinical legal education. The collection will contain copies and transcripts of the videotaped interviews of the pioneers of clinical legal education that form a part of the Oral History Project being undertaken by Professor Sandy Ogilvy, Coordinator of Clinical Programs and Associate Professor of Law at CUA. It also will house copies of clinical conference and work-

shop materials prepared for conferences sponsored by the Council on Legal Education for Professional Responsibility (CLEPR), the Association of American Law Schools (AALS), the Mid-West Regional Clinical Conferences and photographs, teaching materials, manuscripts, and newspaper clippings that reflect the history of the development of clinical legal education. The library soon will launch a website that describes the collection and provides guidance to researchers and scholars wishing to use the archive. Ultimately, much of the content of the Archive will be available online through the website.



widely scattered collections elsewhere, Catholic University's School of Law is the first to assemble a national archive of such data.

The Law School is excited to have begun this collection and looks forward to building the archive into a premier collection of clinical materials in coming years. Educators who have archival materials that may be of interest to the Clinical Legal Education Archive are encouraged to contact Professor Sandy Ogilvy, consultant to the Archive, to discuss possible inclusion of the materials in the collection.

Professor Ogilvy may be reached by telephone at (202) 319-6195 or by email at ogilvy@law.cua.edu.

While material relating to the history and development of clinical legal education exists in

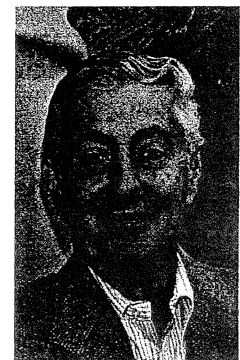
Committee Reports

Lawyering in the Public Interest Committee Report: First Bellow Scholar Projects Selected Mary Helen McNeal

The Clinical Section, through its Lawyering in the Public Interest Committee, has selected the inaugural Bellow Scholar Projects. The Bellow Scholar designation honors the work of Gary Bellow, one of the founders of the clinical legal education movement who also played a critical role in the establishment and development of legal services to the poor. The Committee requested proposals that involve law students and faculty in anti-poverty initiatives or access to justice projects, and encouraged col-

laboration between lawyers and other professionals or empirical analysis. The Committee sought proposals that exemplify the personal and professional qualities of Gary, particularly innovation and critical analysis. It is the hope of the Section that the work of the Bellow Scholars will be presented for discussion, analysis and feedback at various Section events.

The Committee received many outstanding applications describing innovative and creative projects. Following deliberations concerning each proposal, the Committee se-



Gary Bellow

lected three projects for this first round. Recipients are Mary Louise Frampton and Jeff Selbin of the University of California Boalt Hall School of Law (Berkeley), Sophie Elizabeth Bryan of the Hale and Dorr Legal Services Center of Harvard Law School, and Doug Smith of the University of Denver.

Mary Louise Frampton and Jeff Selbin propose the "Legal Services Delivery Project," a project of The East Bay Community Law Center and the Center for Social Justice conducted in partnership with Boalt's Jurisprudence and Social Policy Program and its Center for the Study of Law and Society. The goal of the project is to develop and test meaningful outcome objectives of legal services practice. A potential research project is defining and measuring the relative effectiveness of various delivery models, including full service representation, non-lawyer models, private bar and market-based approaches, and alternative models. Law students and other graduate students will be instrumental in carrying out the research agenda. The project proposes to undertake "the beginning of a meaningful and sustained empirical research agenda to ground reconstructive theses regarding best practices, replicability, and desirable resource allocations to meeting the needs of low-income and modest-means clients." Selbin and Frampton envision this as an ongoing project, and look forward to input and critique both locally and nationally on issues related to program design, implementation, and evaluation.

Sophie Elisabeth Bryan of the Hale and Dorr Legal Services Center at Harvard Law School will be examining the potential and problems of group representation, with the objective of improving group advocacy and assuring that it is conducted with critical attention to quality, ethics and effectiveness. Her goals

include creating a resource guide and annotated bibliography of "the ethical, logistical, and political issues raised by group representation cases," compiling materials for group representation, including model retainer agreements, group governance information, and guides to common issues, and then to test and analyze those materials in the course of a new group representation case. Bryan will use as a context for her work affordable housing advocacy, and will examine the nexus between law and organizing.

Doug Smith will be directing a project within the University of Denver's Civil Action Clinic. This project was established in collaboration with Centro Humanitario Para Los Trabajadores, an advocacy center for immigrant day laborers in Denver. One of Smith's ongoing goals for the project is to "promote worker autonomy and support the Center in effectuating its goals by transcending conceptions of traditional lawyering roles." Other goals include exposing students to different conceptions of lawyering and the social contexts in which lawyering takes place. Students have already begun this process by agreeing to an operational plan "in which the Center, through its Director, Board, and a committee of workers, would define the institutional goals of the clinic, and would also have considerable input into how the clinic effectuated those goals..." Students, the Director of the Center, and the Center's Workers Committee have designed a four-part plan to pursue these goals. It includes litigation and administrative advocacy, legislative advocacy, education and research, and direct actions and marketing support. Students work with labor leaders, organizers, school of education and political science faculty and doctoral students, and other lawyers, and Smith hopes to enlist additional support from business school and

medical professionals and a documentary film specialist. Evaluation pieces include working with a consultant from the D.U. School of Education to develop a protocol to evaluate the clinical project in relation to its stated goals and talking to workers, those who use the Center and those who do not, to measure the Center's success in transforming the workplace. Smith looks forward to opportunities for interaction with others through the Bellow Scholar program to assure "that the project adheres to the principles to which it aspires."

Many thanks to all those who submitted project proposals for the Bellow Scholar program. We hope that many members of the clinical community will participate in events offering feedback and critique as these exciting projects honoring the work of Gary Bellow become a reality.

Visit www.garybellow.org for information about Gary Bellow's life and work.

Nominations Committee Report

Alicia Alvarez

The nominations committee has nominated the following people for the Clinical Section Executive Committee:

Chair — Bryan Adamson, Seattle
Chair Elect — Calvin Pang, Hawaii

Executive Committee Positions:

Kathy Hessler, Case Western
(term expires Jan. 2006)
Susan Jones, George Washington
(term expires Jan. 2006)
Bob Kuehn, Alabama

(term expires Jan. 2005)

All have agreed to serve. Elections will be held during the annual business meeting which will be held on Sat. Jan. 4, 2003 at the conclusion of the Section's annual meeting program (around 5:30 p.m.). Other members of the Executive Committee whose terms do not expire are:

Nancy Cook, Cornell
(term expires Jan. 2004)
Carol Izumi, Past Chair
Alex Scherr, Georgia
(term expires Jan. 2005)
Chuck Weisselberg, Berkeley
(term expires Jan. 2004)

The Nominations Committee was composed of:

Alicia Alvarez, DePaul (Chair)
Herbie DiFonzo, Hofstra
Shauna Marshall, Hastings
Andrea Seielstad, Dayton
Chuck Weisselberg, Berkeley

Report from the Externships Committee

*Fran Catania (Widener) &
Harriet Katz (Rutgers Camden)*

There will be a meeting of externship faculty at the AALS Annual Meeting in Washington at a time and on a date to be announced. We are trying to find the externship community that we sense is out there, and to help externship faculty to find one another. Responses to our informal survey attempts through LEXTERN have thus far been underwhelming. There is information out there—in the current survey by Sandy Ogilvy and an older survey by Bob Seibel and Linda Morton. Please make a point of

responding to any externship survey that comes your way. And if you are out there and you are running an externship program, email one or the other (or both) of us and introduce yourself.

We are hoping to have an Externship Website up and underway by the 2nd CUA Externship Conference (March 6 - 9, 2003, The Catholic University of America Law School) through which externship faculty will be able to share such items as program descriptions, statistics, syllabi, administrative forms, evaluation forms, assessment tools, materials and resources, *etc.* Part of the motivation here is that it would be really helpful to have a resource for sharing ideas, practices, experience, policies and procedures and the unique issues encountered in externship work available. We are also motivated by the idea that the community of externship faculty is now in a position like that of clinical faculty in general 20 or 30 years ago—spread out and feeling its way around in the dark. We've seen what has happened to clinical legal education once it got its identity up to critical mass. We are hoping that this project will help externship faculty to identify one another and to identify *with* one another. Please stay tuned.

Externship faculty are strongly encouraged to subscribe to LEXTERN (the externship listserv). You can do so by sending an e-mail to: listserv@lists.cua.edu. The text of the e-mail should read: "Subscribe LEXTERN".

An effort is underway to locate experienced externship faculty who would be willing to serve as mentors to new externship faculty. Anyone who is interested in finding a mentor and all those agreeable to serving as a mentor

should contact us or Justine Dunlap (jdunlap@ubalt.edu).

Another major subject of discussion at past meetings of this committee is working conditions for externship faculty and administrators. Many have expressed concern that they are working in less than ideal environments, supervising large numbers of students, and carrying heavy teaching loads -frequently with neither a faculty appointment or any type of job security. This has profound implications for clinical teachers of any description. Anyone -externship teacher or not- who is interested in systematically examining the status of externship faculty and administrators, and tracking the possible weakening of externship programs and undermining of in-house clinical programs as a result of recent ABA Standard revisions should contact us. As a first step, this project might involve development of a questionnaire regarding externship faculty status and workload issues.

We have a busy year planned, and need your ideas, energy, and hard work. Please volunteer to get involved with the Externship Committee. It's a great way to learn more and to get to know your colleagues around the clinical teaching community.

PUBLICATIONS

Aiken, Jane H. "Protecting plaintiffs' sexual pasts: coping with preconceptions through discretion." 51 *Emory L.J.* 559-586 (2002)

Amsterdam, Anthony G. and Randy Hertz. "Amici curiae brief of New York law school professors in *People v Harris*: constitutionality of the New York death penalty statute under the state Constitution's Cruel and Unusual Punishments and Antidiscrimination Clauses." 27 *N.Y.U. Rev. L. & Soc. Change* 399-505 (2001-2002).

Anker, Deborah E. "Refugee, law, gender, and the human rights paradigm." 15 *Harv. Hum. Rts. J.* 133-154 (2002).

Befort, Steve "Labor and Employment Law at the Millennium: A Historical Review and Critical Assessment." 43 *Boston. Col. L. Rev.* 351 (2002).

Befort, Steve. "The Most Difficult ADA Reasonable Accommodation Issues: Reassignment and Leave of Absence." 37 *Wake Forest L. Rev.* 439 (2002).

Barry, Margaret Martin. "Access to justice: on dialogues with the judiciary." 29 *Fordham Urb. L.J.* 1089-1106 (2002).

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Job Opportunities

Yale Law School seeks applications for the Robert M. Cover Fellowship in Public Interest Law, a two-year position beginning on **July 1, 2003** in the Yale Law School clinical program. The fellowship is designed for lawyers with at least four years of practice who are interested in preparing for a career in law school clinical teaching. Responsibilities include representing clients, supervising students, teaching classes, and working on one's own scholarship. Fellows will be allowed sufficient time, resources and assistance during the year to engage in research and writing. All work will be conducted with the assistance of the clinical faculty and will focus on providing legal assistance to low-income clients and organizations. Candidates must be able to work both independently and as part of a team, and must possess strong written and oral communication skills. Connecticut Bar admission or willingness to take the July 2003 bar examination required. In addition to a stipend of approximately \$40,000, Fellows receive health benefits and access to university facilities.

Send a resume, cover letter, and names, addresses, and telephone numbers of three references by December 31, 2002 to: Kathryn R. Stoddard, Office Manager, **The Jerome N. Frank Legal Services Organization, P.O. Box 209090, New Haven, CT 06520-9090; telephone: (203) 432-4800; fax: (203) 432-1426;** or email Kathryn Stoddard: kathryn.stoddard@yale.edu.

UNIVERSITY OF NEBRASKA COLLEGE OF LAW invites applications for a tenure-track position in its civil

clinic. Applications are now being reviewed and the position will remain open until filled. Information about the Law College and its clinical programs is available at www.unl.edu. The University of Nebraska is committed to a diverse campus community through affirmative action and equal opportunity and is responsive to the needs of dual career couples.

We assure reasonable accommodation under the Americans with Disabilities Act. **Contact:** Professor Robert Denicola, Chair, Faculty Appointments Committee, University of Nebraska College of Law, Lincoln, NE 68583-0902. **E-mail:** rdenicola1@unl.edu. **Fax:** (402) 472-5185.

POSITION AVAILABLE DIRECTOR, ENVIRONMENTAL LAW CLINIC RUTGERS LAW SCHOOL -NEWARK

Rutgers Law School -Newark invites applications for the position of Director of its Environmental Law Clinic.

The Environmental Law Clinic is the major public interest environmental law office in New Jersey. It handles a wide variety of cases and projects involving environmental law and environmental issues, primarily in New Jersey and the metropolitan New York area. In addition to the director, its teaching and support staff consists of three experienced clinical teachers, and a secretary/administrator. Between 12 and 20 Rutgers Law School students enroll in the clinic each semester, and students from other law schools often work in the clinic during the summer.

The director is responsible for overseeing the clinic's legal work and its teaching, through supervision of students and co-teaching the clinic seminar. The director has administrative responsibility for supervising clinic staff, and for raising and managing grant funds to support the clinic's work. The director will also be expected to teach some non-clinical courses on a regular basis.

The Environmental Law Clinic is part of Rutgers' substantial in-house clinical program, with nine clinics and a faculty of more than twenty teaching over 100 students each semester. Rutgers' clinical program has been in operation since 1970, and the Environmental Law Clinic has been at Rutgers since 1984.

The director will be hired on either a clinical professor (a long-term renewable contract) or tenure/tenure-track basis, depending on qualifications and interest. We expect the director to be, or to become, a member of the New Jersey bar.

If you are interested in being considered for the position, please send a letter expressing your interest, together with a resume and the names, addresses, and telephone numbers of at least three references to:

Professor Jon C. Dubin, Director of Clinical Programs Chair, Clinical Appointments and Review Committee
Rutgers Law School
123 Washington Street
Newark, NJ 07102-3094
(973) 353-3186
(973) 353-3397 (fax)
jdubin@kinoy.rutgers.edu

The position will remain open until it is filled but applications should be forwarded as soon as possible in the Fall 2002. Rutgers is an equal opportunity employer with a true commitment to diversity as evidenced by its diverse

faculty, staff, and student body.

University of Minnesota Law School is seeking applicants for a visiting clinic faculty position. This is a **one-year temporary position for the academic year starting in the fall of 2003**. The visiting clinic professor primarily would be responsible for supervising student attorneys in our in-house Civil Practice Clinic. Students in this clinic represent low-income clients in a variety of civil matters including family, government benefit and employment discrimination cases. The visitor also may assist in teaching a simulation-based course on Interviewing, Negotiation and Counseling.

The University of Minnesota currently offers eighteen clinical courses with a broad diversity of subject matters. Sixty-five percent of students take a least one live clinical course. Seven in-house clinical faculty members and two full-time adjunct instructors teach the program.

Applicants who wish to visit for one year must be licensed to practice law in at least one state. Preference will be given to applicants who have prior experience in clinical and classroom instruction. The University of Minnesota is committed to the policy that all persons shall have equal access to its programs, facilities, and employment without regard to race, color, creed, religion, national origin, sex, age, marital status, disability, public assistance status, veteran status, or sexual orientation.

Applicants should send a letter of interest and resume to Professor Jean M. Gerval, Assistant Clinic Director, 229 19th Avenue South, Minneapolis, Minnesota 55455. Electronic applications will be accepted and should be sent to . Applications are preferred by **January 3, 2003**.

American University- Washington
College of Law Clinical Program
Faculty Positions, Visitors and Practitioners in
Residence

American University, Washington College of Law, is seeking applications for Visitors and Practitioners in Residence in its Clinical Program for the 2003-2004 Academic Year.

Responsibilities for **Visitors** in the in-house, live-client clinical program include teaching a seminar component of a clinic, conducting case rounds and supervising students in their fieldwork. In addition, these faculty members teach one course each year outside of the clinical curriculum and participate fully in all aspects of the life of the law school.

Practitioner in Residence positions are short-term (normally two to three year) appointments. Responsibilities in the in-house, live-client clinical program include teaching a seminar component of a clinic, conducting case rounds and supervising students in their fieldwork. Practitioners also teach one additional course each year outside of the clinical curriculum. The Clinical Program will provide an orientation and training for incoming Practitioners, as well as mentoring while the Practitioner is in residence.

The Washington College of Law currently has the following clinics: civil practice clinic (day and evening sections), community and economic development law clinic, criminal justice clinic (prosecution and defense); domestic violence clinic (criminal and civil); international human rights clinic; tax clinic; women and the law clinic; and intellectual property clinic. The applicant's teaching responsibilities will depend on experience, interest, and the overall needs of the clinical program. Minimum

qualifications for both positions include a J.D. degree, outstanding academic record, three years' experience as a lawyer and membership in a bar. Desired qualifications for visitors include experience or training as a clinical teacher, published legal scholarship and participation in clinical teachers' conferences and workshops. American University is an EEO\AA employer committed to a diverse faculty, staff and student body.

Applications consisting of a curriculum vitae and cover letter should be sent to Professor Kenneth Anderson, Chair, Faculty Appointments Committee, c/o Office of the Dean, American University, Washington College of Law, 4801 Massachusetts Avenue, N.W., Washington, D.C. 20016, with a copy to Professor Richard Wilson, Director, Clinical Program, at the same address.

Saint Louis University School of Law invites applications for two full-time clinical faculty positions. The first position is available in January 2003 or not later than the commencement of the 2003-2004 academic year. The second position will begin at the start of the 2003-2004 academic year. These are long-term contract positions for which unlimited renewals are possible.

The clinicians will supervise students working in both an in-house clinic as well as externship settings. The first position will largely be devoted to criminal law issues. The successful applicant should be available to attend night court in various local jurisdictions on occasion. The second position will involve supervision of an administrative law clinic involving unemployment, social security, Medicare and Medicaid and other public benefit and entitlement areas. Both faculty members will also assist in teaching various skills courses at the law school and will work with a number of

experienced clinical teachers. The positions ordinarily will run over the course of the academic year (August 15 through May 15) and a separate contract for summer teaching is possible.

Candidates should have distinguished academic and practice records as well as a commitment to clinical teaching. Qualifications include a J.D. degree, admission to the Missouri Bar, eligibility for reciprocity, or a willingness to sit for the first bar examination after joining the faculty. The successful candidates for the first position should have at least 5 years of recent experience in criminal law with some civil law exposure, and in administrative law for the second position. Ideally, candidates for both positions will have experience and training in clinical teaching methods, either through prior experience as a clinical faculty member or through supervision of law students in other clinical settings.

The School of Law operates both in-house and externship programs. Current programs include family law, immigration, community development, real estate, housing, civil rights litigation, health law, estate planning and mediation. Externships are available at various government offices and nonprofit organizations.

Saint Louis University is an equal opportunity/affirmative action employer and applications from individuals who will add to the diversity of the law school's faculty are encouraged.

To apply, submit a resume to:

Professor Jesse A. Goldner
Chair, Clinical Search Committee
Saint Louis University School of Law
3700 Lindell Blvd.
St. Louis, MO 63108

Albany Law School seeks a Staff Attorney for the Domestic Violence Project, Family Court Unit. The Staff Attorney will be responsible for providing direct representation to victims and survivors of Domestic Violence in Rensselaer County. The Staff Attorney will also assist in supervising clinical law students and conducting community education trainings.

The successful candidate will have two or more years of practical experience, preferably in the areas of domestic violence or family law in New York State. Spanish language skills a plus.

Excellent benefits. Send cover letter specifying salary requirements and resume, by **December 2, 2002**, to:

Albany Law School
Attn: Human Resources Specialist
80 New Scotland Avenue
Albany, NY 12208-3494
Fax (518)445-3262
E-mail: kmess@mail.als.edu
Visit our website at www.als.edu
Albany Law School is an Equal Opportunity Employer

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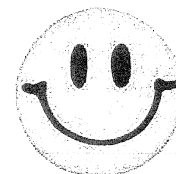


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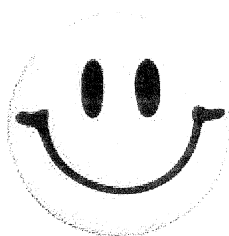


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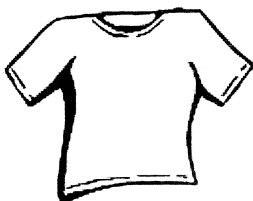


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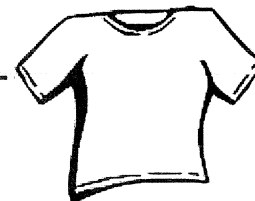


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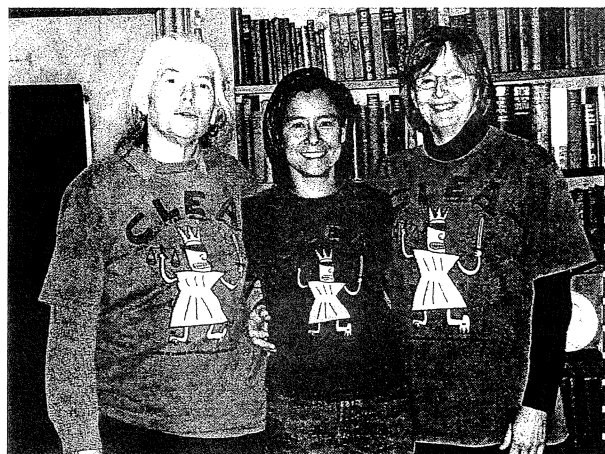
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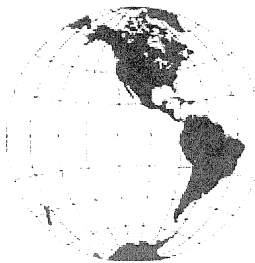
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**CONTINUING SURVEY OF CLINICIANS
WHO HAVE CONSULTED OR TAUGHT IN A FOREIGN**

This is part of an ongoing project to identify clinical teachers in any country who have experience as consultants on legal education or as teachers in any capacity in countries other than their own (including their own schools' semester abroad or foreign summer programs). The compilation of the results of this survey over the years is on the University of South Carolina Law School's web site. To access it, go to then click on clinics and look for the compilation.



If you have consulted or taught in other countries, or have confirmed plans to do so, please fill out this form (or report the information in any format) and send it to:



Roy Stuckey
USC School of Law
Columbia, SC 29208 USA
803/777-2278; FAX 803/777-3401
email:

If you want to report more than one international teaching or consulting experience, please complete multiple copies of the survey or write on the back of this form. Please write legibly to help me avoid spelling errors.

Your Name: _____ School _____

Country: _____ City _____

Foreign Institution/s: _____

Inclusive Dates: _____

Source of Funding (circle as many as apply): sabbatical; other funds from your school; CEELI/AFLI; Soros; Ford; USAID; foreign school; foreign government; Fulbright;

other: _____

Brief Description of Purpose (including any subjects taught): _____

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AALS SECTION ON CLINICAL LEGAL EDUCATION

2003 Membership Application or Renewal and Database Update
**(Please complete information and/or make corrections IN ALL
FIELDS)**

Dues and Vital Biographical Information Needed

As the year draws to a close, its time again to pay your 2003 Section dues of \$15. If you did not pay your 2002 dues yet, please do so now as well. If you cannot recall if you paid 2002 dues, you can go to the "Gateway to Clinical Legal Education" at http://cgi2.www.law.umich.edu/_GCLE/index.asp Your dues are important; they provide support for activities such as regional conferences, the oral history project, mentoring efforts, newsletter mailings, committee work, awards, and programs.

Also, **please be sure to complete the membership form** on the back page of this newsletter: we are still having difficulty responding to requests from clinicians looking for, among other things, salary and contract information. [Confidential data is not released in a member-identifiable format in accordance with the Section's Data Collection and Dissemination Policy which is posted on the Gateway.] **This data is extremely important for programs seeking to support efforts to enhance their programs and working conditions.** So PLEASE complete the dues form and mail in your check. On-line and print versions of the form are available at:

http://cgi2.www.law.umich.edu/_GCLE/membership.htm Checks and printed forms should be sent to: AALS Dues c/o Lou Anne Betts, University of Michigan Law School, 625 South State Street, Room 727, Legal Research Building, Ann Arbor, MI 48109-1215. Finally, for those of you attending the AALS annual meeting in January, you may pay your dues and complete your biographical data forms there.

Please Fill out Completely

Last Name: _____ Suffix (if any) _____
Suffix (if any): _____
First and middle names: _____ Title _____
Law school name: _____
Law school address: _____
City: _____ State _____ Zip Code _____
Country (if not USA): _____
Office telephone (voice): _____ Extension _____
Office fax telephone: _____ E.mail address _____
Year graduated from law school: _____
Years full-time teaching: _____ Years part-time teaching: _____
Are you the overall Director of Clinical Programs at your law school: _____
Tenure status: _____
Decimal fraction working full-time in legal education: _____
Decimal fraction salary is supported by hard money: _____
Base salary (exclusive of summer research grants): _____
Number of months of employment supported by base salary: _____
Is scholarship is a requirement of your employment: _____
Race/Ethnicity with which you identify: _____
Gender with which you identify: _____
First clinical course frequently taught (if any): _____
Type of first clinical course taught (in-house, externship, simulation): _____
Second clinical course frequently taught (if any): _____
Type of second clinical course taught: _____
Third clinical course frequently taught (if any): _____
Type of third clinical course taught: _____
Fourth clinical course frequently taught (if any): _____
Type of fourth clinical course taught: _____
Fifth clinical course frequently taught (if any): _____
Type of fifth clinical course taught: _____
Average supervision ratio in in-house clinics (if applicable): _____
Average supervision ratio in externship clinics (if applicable): _____
First non-clinical course frequently taught (if any): _____
Second non-clinical course frequently taught (if any): _____
Third non-clinical course frequently taught (if any): _____
I want to be informed of activities of interest to women clinicians: _____
I want to be informed of activities of interest to lesbian/gay/bisexual/transgender
clinicians: _____
I want to be informed of activities of interest to clinicians of color: _____
I only want to receive the CLEA Newsletter electronically: _____

Mail (with \$15 check if dues are owed) to:

AALS Clinic Section Dues
c/o Lou Anne Betts
University of Michigan Law School
727 Legal Research Bldg.
625 S. State Street
Ann Arbor, MI 48108-1215