

AALS Newsletter

Volume 2009, Issue 2



Message from the Chair

I hope your fall semester is ending well, and that you will find some peace and relaxation before the new year and spring semester. The Executive Committee of the AALS Section on Clinical Legal Education is elated about the many achievements in the clinical community this year and is excited about upcoming Section activities. Amy Applegate (Indiana U.–Bloomington) will become Section Chair in 2010, bringing her energy and organization to the position. Remaining on the Executive Committee are Robert Jones (U. of Notre Dame); Alan Kirtley, Secretary (U. of Washington) (see below!); Mary Lynch (Albany); and Andrea Seielstad (U. of Dayton); and continuing as Section Treasurer is Elizabeth Belmont (Washington and Lee U.). I thank Maria Arias (CUNY) and Douglas Frenkel (U. of Pennsylvania), who are completing their terms, for all of their work and passion on the Executive Committee. I am especially grateful to the Immediate Past Co-Chairs, Kathy Hessler (Lewis & Clark) and Randi Mandelbaum (Rutgers–Newark), for all of their support and advice this past year. The Executive Committee gives its most enthusiastic round of applause to Kim O’Leary (Thomas M. Cooley), our dedicated newsletter editor, for her many years of service to the Section. Please thank her when you see her at the annual meeting.

Section 2010 Annual Meeting Luncheon and Business Meeting

The Section’s luncheon and business meeting will be held during the 2010 annual meeting in New Orleans on Saturday, January 9, 12:15–1:30 p.m. During the luncheon, Robert Dinerstein (American U.) will be awarded the William Pincus Award for excellence in service, scholarship, program design and implementation, and other activities beneficial to clinical education and to the advancement of justice. The Awards Committee, which had the fortunate dilemma of recommending Professor Dinerstein from a superb group of nominations, includes Gordon Beggs (Cleveland State U.); Deborah Epstein (Georgetown U.); Miye Goishi (Hastings); Zelda Harris (U. of Arizona); and Peter Joy, Chair (Washington U.). Please see the Awards Committee’s announcement in this newsletter for the details of Bob’s achievements.

The Section's business meeting will be held at the end of the Section luncheon in the same location (around 1:00 p.m.). Section members at the conference who do not attend the luncheon may enter the ballroom for the business meeting. During the business meeting, the Section will hold its elections for the Chair-Elect and officers. Alan Kirtley (U. of Washington), the Section's current Secretary, has been nominated to the position of Chair-Elect. The Section members nominated for Executive Committee membership are: Charles Auffant (Rutgers-Newark); Elizabeth Cooper (Fordham U.); and Marisa Cianciarulo (Chapman U.). Please read the Nominating Committee's report in this newsletter for more information about the nominees' qualifications. The Nominating Committee, which faced the difficult task of developing the slate from an impressive set of nominees, includes Suzette Meléndez (Syracuse U.), JoNel Newman, Chair (U. of Miami), Michele Pistone (Villanova U.), and David Thronson (UNLV). Please be on notice that a regular member of the Section may be nominated for an elected position on the Section Executive Committee by a petition signed by three other regular members and submitted to the Section Chair and the AALS Executive Director not less than 15 days before the annual meeting. AALS Executive Committee Regulations may provide for nominations from the floor during the business meeting.

Section Program at the 2010 Annual Meeting

The Section's program at the annual meeting will be presented on Saturday, January 9, 3:30–5:15 p.m. The speakers in program, "Cultivating Values: Developing Law Students into Citizen Lawyers," will encourage us as clinical law teachers to take an interactive look at fundamental questions concerning our roles in nurturing in our students the idea of building a meaningful life as lawyers, with the values of integrity, trust and the inspiration to create positive change. I thank the 2010 Annual Meeting Planning Committee members for their commitment in planning this program: Paul Bennett, Chair (U. of Arizona); Deborah Cantrell (U. of Colorado); J.C. Lore (Rutgers-Camden), and Kele S. Williams (U. of Miami).

Other Section Activities

Please mark your calendars for the 2010 Conference on Clinical Legal Education, "Answering the Call for Reform: Using Outcomes Assessment, Critical Theory and Strategic Thinking to Implement Change." The conference will take place May 4–8, 2010, at the Renaissance Harborplace Baltimore Hotel in Baltimore, Maryland.

AALS is developing an electronic communication platform on its website for section use. The communication platform will allow the Section on Clinical Legal Education to send announcements, newsletters and other information to Section members. It will also allow the Section to maintain an events calendar, post news, upload conference program documents and teaching materials, link to other sites, conduct polls and surveys with AALS permission, maintain a discussion listserv, and collect Section dues. The Section is creating a committee to develop and maintain the platform and its content, and draft rules and policies for its use. If you are interested in assisting in this new Section project, please contact Amy Applegate.

The co-chairs of the National and Regional Training Program Committee, Christine Cimini (U. of Denver) and Karen L. Tokarz (Washington U.), encourage Section members to contact them when organizing regional workshops and other clinical legal education training programs. The Section may be able to provide some financial support. Your Section dues help to support this significant form of collaboration and outreach in this time of decreased conference and travel budgets at many law schools.

The Scholarship Committee's Clinical Scholarship Peer Network, organized by Michele Gilman (U. of Baltimore), continues to offer the opportunity for supportive, non-evaluative feedback on a scholarly work-in-progress from a clinical colleague with shared substantive expertise. Please consider sharing a work-in-progress or sharing your subject-matter expertise to offer constructive feedback.

The Membership and Outreach Committee, chaired by Amy Applegate (Indiana U.-Bloomington) and Hans Sinha (U. of Mississippi), distributed the Clinicians' Desk Reference during and after the 2009 Conference on Clinical Legal Education to help clinicians to navigate the landscape of clinical legal education.

The draft report of the Taskforce on the Status of Clinicians, chaired by Bryan Adamson (Seattle U.) and Calvin Pang (U. of Hawai'i), was discussed during the Conference on Clinical Legal Education in Cleveland. The Taskforce is considering the comments that it received as it progresses in developing the report.

Clinicians have expressed their appreciation of the Center for the Study of Applied Legal Education [www.CSALE.org], which continues to provide Section members with data on significant aspects of the growth and development of applied legal education programs with support of the Section.

As my year serving as Section Chair concludes, I thank all Section committees and Section members for your perseverance, assistance and patience. Clinicians and the communities we teach and serve have faced challenges in 2009 that will persist, and our continuing support of each other is vital. I am honored to have had the opportunity to serve as Chair of the AALS Section on Clinical Legal Education and look forward to seeing you in New Orleans!

Carol Quiche M. Suzuki
(U. of New Mexico)

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COMMITTEE REPORTS

Scholarship Committee

The Scholarship Committee of the AALS Section on Clinical Legal Education offers every clinician an opportunity for supportive, non-evaluative feedback on a scholarly work-in-progress from a clinical colleague with shared substantive expertise. We have already matched many writers and reviewers. If you have a work-in-progress and would like to be paired with a clinical colleague at another school, send a request to this address: clinicalpeernetwork@gmail.com. We have an extensive database of clinicians willing to provide feedback in your subject-matter area. If you are willing to offer constructive feedback, join our amazing database of subject-matter experts at this link: http://spreadsheets.google.com/viewform?key=pZsCVzJPWhtPxGN_ikLSZMQ&email=true

This is not a commitment to serve as a peer reviewer. You will simply be in our database, and when an author in your area of expertise asks for peer review, we will contact you to see if you are interested. If you have questions, email Michele Gilman at clinicalpeernetwork@gmail.com. Happy writing!

Clinical Section Executive Committee Nominations Announced

By JoNel Newman, Chair, AALS Clinical Section Nominating Committee

This fall our Section's Nominating Committee (Suzette Meléndez, Syracuse University College of Law, JoNel Newman, University of Miami School of Law, Michele Pistone, Villanova University School of Law and David Thronson, UNLV), reviewed a large and wonderfully rich pool of nominees for Executive Committee positions. We thank all who nominated themselves or a colleague to serve. We are pleased to submit the following slate for consideration:

Chair-Elect: Alan Kirtley, Associate Professor of Law, University of Washington. Alan is presently serving on the Section's Executive Committee and as its Secretary.

Executive Committee Nominees (three-year terms):

Charles Auffant, Associate Clinical Professor of Law, Rutgers-Newark. Charles brings a broad range of clinical experience and has been an advocate for clinical legal education within his institution.

Elizabeth Cooper, Associate Professor, Fordham University School of Law. Liz has a long history of service to the AALS and to the Clinical Section, having served on numerous Section committees and other AALS Sections including Poverty Law and Litigation.

Executive Committee Nominee (remaining two-years of Alan Kirtley's term): Marisa Cianciarulo, Associate Professor of Law, Chapman University School of Law. Marisa has been involved with the Section since 2004 in various capacities and has been a clinical educator on both the east and west coasts.

We hope you will agree that these are extraordinarily well-qualified candidates. We were faced with the very difficult dilemma of having many wonderful colleagues who volunteered to serve whom we were not able to accommodate in this slate. Thanks again to everyone who participated in this process.

Bob Dinerstein Receives 2010 Pincus Award

The AALS, the Section on Clinical Legal Education's Executive Committee, and the Section's Awards Committee would like to announce that Professor Robert Dinerstein, Professor of Law at American University Washington College of Law, will be awarded the William Pincus Award at the AALS Annual Conference in New Orleans, in January, 2010, at the Clinical Section luncheon on Saturday, January 9, 2010. The Pincus Award honors one or more individuals or institutions of clinical legal education who have demonstrated excellence in service, scholarship, program design and implementation, and other activity beneficial to clinical education or to the advancement of justice.



Bob Dinerstein

Professor Dinerstein exhibits these qualities in abundance, and he continues to be a leader of the clinical movement in legal education. Professor Dinerstein has been a tireless advocate for clinical legal education and a mentor to countless members of the clinical teaching community. In his scholarship, in his own clinical work as a mentor to his students, as an advocate for clinic clients, in furthering clinical legal education in the United States and in other countries, and in his years of service in furthering the development of clinical legal education both through the AALS and the ABA, he has contributed and continues to contribute to the development of clinical legal education. He is an author of important articles about clinical legal education pedagogy and the theory of practice, and he has made significant contributions to the field. His service to the clinical community includes serving as a Chair of the Clinical Section, the AALS Standing Committee on Clinical Education, CLEA's Best Practices Project and the Best Practices Implementation Committee, and important committees of the ABA Section on Legal Education and Admissions to the Bar, including the Standards Review Committee and the Council of the Section. He has amply demonstrated his continued commitment to improving legal education and the role of clinical legal education.

Professor Dinerstein's work toward advancing the cause of clinical education, his scholarship, and his commitment to his students and clients make him a worthy recipient of the 2010 William Pincus Award.

The members of the 2009 Section on Clinical Legal Education's Awards Committee are:

Gordon Beggs, Cleveland State University College of Law;
Deborah Epstein, Georgetown University Law Center;
Miye Goishi, University of California, Hastings College of the Law;
Zelda Harris, University of Arizona College of Law; and
Peter Joy, Chair, Washington.

FEATURE ARTICLES

Pace University Criminal Justice Clinic

Pace University Criminal Justice Clinic students represent individuals charged with misdemeanor crimes in the South Bronx. The students handle all stages of the criminal case from the initial interview and arraignment on the charges until the case is closed by trial, dismissal or sentence.

This year Professor Chris Fabricant is teaching the clinic and supervising the students. He has years of criminal justice experience at both the trial and appellate level. In seminar Chris introduced the students to the categories of cases they might see. Students studied arrests for the crime of trespassing – a crime that sounds like a version of loitering. Students considered why so many young men were arrested for trespassing and whether the arrests legitimately charged criminal conduct or were being used to control the behavior of young minority men in poor neighborhoods. (Several disturbing press accounts about the use and misuse of the trespass statute have been published in the press - including a piece Chris wrote for the Village Voice.)

In October, CJC student Michael Bersak represented a 16-year-old young man who we believed had been wrongfully arrested and, as a result, jailed overnight for trespassing. Mr. Bersak recognized that the complaint was similar to one of the pattern complaints we have been studying. Arguing - with case law in hand - at the young man's arraignment, Mr. Bersak convinced the judge to dismiss the complaint pursuant to New York Criminal Procedure Law section 140.45, a seldom-used procedural device allowing courts to dismiss criminal complaints at arraignments. The dismissal is not appealable and was immediately sealed.

It was a truly great win. Congratulations, Mr. Bersak!

AAUP Launches Action Campaign to Protect Academic Freedom

In the face of unprecedented threats to academic freedom at public colleges and universities, the American Association of University Professors has launched an awareness and action campaign called "[Speak Up, Speak Out: Protect the Faculty Voice](#)." The foundation of the project is a comprehensive report from a subcommittee of the AAUP's Committee A on Academic Freedom and Tenure that examines the 2006 U.S. Supreme Court decision in [Garcetti v. Ceballos](#) and its aftermath. The Court found that government can restrict the speech of public employees when they comment on issues related to their "official duties."

[To help you stay informed, SALT has placed a link to this awareness campaign on its SALT at Work, Academic Freedom page.](#)

**SUSTAINABILITY LAW EXPERT JOINS WILLAMETTE UNIVERSITY'S
CLINICAL LAW PROGRAM**

Willamette University College of Law is pleased to announce that Jonathan Ostar has been chosen to head the school's Sustainability Law Clinic. A leading environmental law and sustainability law expert, Ostar joined the law school's Clinical Law Program as an adjunct professor in August.



Jonathan Ostar

"I'm passionate about environmental justice," said Ostar, who has worked closely with Willamette law students to educate and empower low income and minority populations affected by a wide range of sustainability issues. "Economic and social justice are a major part of sustainability law, in addition to the more traditional environmental focus, and our students have jumped right into the social justice fire."

During the last few months, Ostar and his students have tackled a number of complex legal issues, including advocating for greater protections for farm workers who have been exposed to pesticides in their jobs. "We've discovered major nondisclosure issues and found that laws established to protect workers have not been enforced," he explained.

Clinic students also have examined the environmental impact of a major bridge replacement project in Portland. "Low income and minority communities in the area will suffer reduced air quality and increased noise pollution, yet they have been left completely out of the decision-making process," said Ostar, whose students have sought greater protections and increased access to information for underrepresented populations.

"We are fortunate to have Professor Ostar join the Clinic faculty," said Professor Warren H. Binford, director of Willamette's Clinical Law Program. "He is one of the rising stars in the sustainability law movement in the Northwest. He brings great enthusiasm and extensive legal connections to program."

University of Maryland Appellate Advocacy Clinic

Here is a link to a story about our colleague Reneé Hutchins' appellate advocacy clinic and its' amazing string of victories this summer.

<http://www.mddailyrecord.com/article.cfm?id=12237&type=UTTM>.

University of Colorado Law School

Colorado Law's Samuelson-Glushko Technology Law & Policy Clinic has helped push privacy considerations related to smart grid developments onto the regulatory radar. Working under the guidance of Associate Professor Paul Ohm, third-year law student Elias L. Quinn researched potential privacy implications in developing and deploying smart metering and smart grid technologies across the country. Quinn then took the project forward through the Technology Law & Policy Clinic, led by Associate Clinical Professor Brad Bernthal. Quinn developed a targeted piece of advocacy in which he delineated not only the potential for privacy invasion, but developed proposals for protecting consumer privacy without needlessly inhibiting innovation and market development. He presented his work to the Colorado Public Utilities Commissioners in a series of *ex parte* meetings. Intrigued by the issue and concerned about unforeseen consequences of smart grid development, the Commission invited Quinn to help it develop and open an investigatory docket concerning potential implication of smart grid development and related data regulations (High Profile Docket No. 09I-593EG). His research and analysis was used to frame the discussion in what is the first jurisdiction to comprehensively examine the issue, and what may well produce the first set of rules to uniquely outline smart grid data collection and dissemination practices. In addition to spurring action in Colorado, Quinn's efforts have attracted national media attention, including coverage at MSNBC.com and in Electric Power Daily. He is also an active participant in California's ongoing consideration of these issues.

Media coverage related to these issues can be found at:

MSNBC.com, The Red Tape Chronicles:

<http://redtape.msnbc.com/2009/10/would-you-sign-up-for-a-discount-with-your-power-company-in-exchange-for-surrendering-control-of-your-thermostat-what-if-it.html>

Philadelphia Inquirer: http://www.philly.com/inquirer/business/20090906_Utilities_smart_meters_save_money_but_erode_privacy.html

Ask Kim



Dear Kim,

What was the best thing about being editor of the Section newsletter for the past nine years?

-Reflective Practitioners

Dear Reflective,

The hard work of so many in this teaching community is truly inspiring to see, and when it all comes together in the newsletter we can take stock of our collective enterprise. I have been privileged to work with you on this publication for nine years, and look forward to working with you in other endeavors in the years to come. I hope you take moment to feel the pride I feel with the work we have collectively accomplished, and the work I know we have before us. Please also help me thank Cooley Law School and my assistants who have done the lion's share of this work: Kristina Duffy, Kathy Lawrence, Erin Londo and Jamie Chemacki.

-Kim O'Leary

Human Rights Clinic at UT Law releases report on human rights violations in Argentine mining community

The Human Rights Clinic at the University of Texas School of Law released a report detailing health and environmental impacts of mining operations in Abra Pampa, Argentina. The report, entitled "Abra Pampa: a Community Polluted, a Community Ignored: The Struggle for Environmental and Health Rights in Argentina," is critical of the Argentine government's handling of environmental and health crises in Abra Pampa, a small community near the Bolivian border.

In the Human Rights Clinic, an interdisciplinary group of law students and graduate students work on human rights projects through fact finding, reporting, and public advocacy, under the supervision of clinic director Ariel Dulitzky. The Clinic is involved in a multitude of activities including supporting advocacy in domestic and international fora, investigating and documenting human rights violations, and engaging with global and local human rights campaigns.

Contact

Ariel Dulitzky, Director of the Human Rights Clinic at the University of Texas School of Law, 512-232-1256, or adulitzky@law.utexas.edu.

Mills Legal Clinic Stanford

I am delighted to report on a wonderful result achieved last week by a team of students in the Mills Legal Clinic here at Stanford.

William Anderson was sentenced in 1996 under the Three Strikes law to life in prison for stealing one dollar in loose change from a parked car. His prior crimes were utterly non-violent burglaries (in one incident he was chased away without stealing anything in another he stole tools from a garage). On Friday, the same judge who sentenced Mr. Anderson to life 13 years ago reversed himself based on new evidence uncovered by clinic students and ordered Mr. Anderson released immediately. **Ashley Simonson ('10)** represented Mr. Anderson in Los Angeles Superior Court on Friday. **Kathleen Fox ('10)** wrote the successful habeas corpus brief underlying the judge's order. Prior clinic students **Gabe Pardo ('08)** and **Andrew Bruck ('08)** uncovered the new evidence, which included extensive documentation that Mr. Anderson has suffered from a life-long mental illness. **Amanda Bonn ('09)** and **Matthew Mandelberg ('10)** also helped investigate and brief the case. Upon his release (in the next two weeks) he will move into a full-service housing and rehabilitation program secured by Ashley and Kathleen. *This is the seventh clinic client who's life sentence has been reversed in the past year.* All of the Clinic's work is done under the supervision of **Michael Romano** and **Galit Lipa**, with able assistance from paralegal **Lynda Johnston**.
Congratulations to all

Stanford Law School

Mills Legal Clinic of Stanford Law School is pleased to report the recent successful outcome of the following cases through the efforts of clinic students, faculty and staff.

Youth and Education Law Project

D.W. was born addicted to cocaine. Eighteen years later, a high school in Texas gave him a diploma, even though his math and reading skills were at the third grade level, he passed none of the requisite high school courses, and did not possess significant life skills such as vocational skills, the ability to live independently, and the ability to manage money. As an elementary student, D.W. had been identified as needing special education in his California school district due to his significant verbal and academic delays, but the district never assessed his cognitive abilities to determine whether he had a developmental disability. Unfortunately, once D.W. left high school and sought supportive living and vocational services from the Regional Center system in California under the state's Lanterman Act, D.W. was twice denied such services because he had never been identified as having a developmental disability.

The Youth & Education Law Project (YELP) then stepped in to represent D.W. in an appeal to the California Office of Administrative Hearings to overturn the denial of services. Allie Pedrazzi-Helfrich ('11) worked with D.W. in analyzing his extensive medical, psychological, and academic records to make the case that he had been, since birth, developmentally disabled. YELP also worked with a psychiatrist, education specialist, and a clinical psychologist to secure up-to-date assessments and diagnoses that demonstrated D.W.'s disability. Armed with the new assessments and a careful analysis of D.W.'s record and the law, YELP represented D.W. in an "informal hearing" before the Regional Center and persuaded Regional Center staff that D.W. was legally entitled to adult developmental disability services. We are pleased to report that D.W. began receiving such services just a few weeks ago and is already beginning to develop basic job and daily living skills.

Professor Bill Koski, Clinical Lecturer Brenda Shum and Legal Assistant, Joanne Newman all contributed to the representation. Congratulations to all.

Immigrants' Rights Clinic

Matter of Vo

Vivian Wang ('10) and John Harabedian ('10) prevailed in an immigration court hearing on behalf of Trung Thi Vo, a Vietnamese refugee who faced deportation as a result of two petty theft convictions for collecting recyclable cardboard. During the spring semester, John and Vivian conducted extensive interviews of their client and multiple witnesses, gathered documentary evidence, and conducted legal research to prepare a pre-hearing brief in which they argued that their client's family and community ties far outweighed the minor nature of her past encounters with the law. John and Vivian then prepared their client and witnesses for direct and cross examination, and argued the

case in immigration court. After less than an hour in court, the judge indicated that she would grant the requested relief, and the government waived its right to appeal the case. As a result of John and Vivian's efforts, Ms. Vo can now remain in the United States with her husband and six children, and hopes to become a United States citizen in the near future.

U Visa Victories

Two IRC clients who are survivors of domestic violence recently have received U visas. (The U visa is available to certain immigrant victims of crime who were helpful to law enforcement investigations or prosecutions.) These clients previously lacked valid immigration status and lived with two kinds of fear: fear of their abusers, and fear of deportation. As a result of the Clinic's efforts, they can now work, receive Social Security numbers, remain united with their U.S. citizen children, and eventually apply for lawful permanent residence and U.S. citizenship. The clients were represented by former IRC students including Alison Sylvester ('09), Julia Weiland ('09), Ruthie Zemel ('09), and Yara Lomeli-Loibl ('09).

The cases were supervised by Professor Jayashri Srikantiah, Director of the Immigrants' Rights Clinic, and Jennifer Lee Koh, Clinical Lecturer and Cooley Godward Kronish Fellow, with assistance from the IRC's paralegal Octavio Gonzalez.

Environmental Law Clinic

The Ninth Circuit published its decision recently in the Eagle Mountain landfill case (Nat'l Parks and Conservation Assn. v. Bureau of Land Management), a case in which the Environmental Law Clinic has been working on behalf of its clients since 1997.

The case involves the Bureau of Land Management's (BLM) transfer of roughly 3,500 acres of federal public land adjacent to the wilderness areas of Joshua Tree National Park in the Mojave Desert to a private mining company for the purpose of developing a mega-landfill. The landfill was to accept rail-hauled waste from the Los Angeles Basin at the rate of 20,000 tons of garbage per day for up to 117 years (total capacity of 708 million tons of trash) and would operate nearly around the clock, with its own town for landfill workers. BLM valued the land at \$106 per acre when it transferred it to the private company. The private mining company turned around and sold the development rights to the County of Los Angeles Sanitation District for approximately \$8,800 per acre.

The Ninth Circuit held that the appraisal was inadequate -- use of the property as a landfill must inform the fair market value evaluation required by law -- and that BLM had failed to adequately assess environmental impacts on wildlife and wilderness values at nearby Joshua Tree or to consider a reasonable range of alternatives for other uses of the public lands. In addition to affecting this particular project, the Ninth Circuit decision sets an important precedent on the issue of the scope of environmental reviewed required of federal agencies that are charged with responsibility for managing public lands.

Countless students have worked on this matter throughout the years, starting with administrative appeals and working through the district and appellate courts, all under the direction of clinic director Professor Debbie Sivas. One of those former students is Alicia Thesing ('00) who has served as a fellow and supervising attorney in the clinic in recent years. More recently, Noah Long (08) delivered the oral arguments in the case before the Ninth Circuit.

Congratulations to all of these students, alumni, Professor Sivas and to Lynda Johnston, who has provided extensive support for this case over many years.

Seton Hall Law Practitioner and Students Publish Report on Deleterious Impact of NJ Law Enforcement Directive 2007-3 to Immigration Populations

Bassina Farbenblum, former Practitioner-in-Residence for the International Human Rights/Rule of Law Project at the Center for Social Justice, and Seton Hall Law students Jessica Jansyn ('10), Lauren Aach ('10), and Juanita Lasprilla ('08) wrote a report that was released in April 2009, entitled Crossing the Line: Damaging Immigration and Enforcement Practices by New Jersey Police Following Attorney General Law Enforcement Directive 2007-3 for the International Human Rights/Rule of Law Project (IHR Project) (available at http://law.shu.edu/ProgramsCenters/PublicIntGovServ/upload/crossing_the_line.pdf). The N.J. Attorney General issued a directive in 2007 announcing a new immigration enforcement role for the State's local, county and State police. The directive orders police to question individuals about their immigration status upon arrest for a serious crime. Police are required to refer the individuals to the Immigration and Customs Enforcement agency ("ICE") if the officers have a "reason to believe" that the individuals may be undocumented immigrants. The directive was completely silent, however, as to whether police should question a person about her immigration status and refer her to ICE in other contexts such as traffic stops, or encounters on the street. The Attorney General was skeptical of criticism from immigrant advocates regarding the impact of the directive. This report presents testimony from 68 individuals referred to ICE when only a minor offense or no offense was charged to demonstrate to the Attorney General the deleterious impact of her directive. The report also makes recommendations for improving the law enforcement efforts to better protect the rights of all immigrants.

Golden Gate University

Training for Supervising Attorneys-Bay area Consortium of Externship

On October 9, 2009, more than 50 lawyers attended a training session jointly sponsored by the Law School and the Bay Area Consortium of Externships (BACE) entitled "The Good the Bad and the Effective: Best Practices in Supervising Law Student Externs." Externships Director, Prof. Susan Rutberg spoke on "Modeling Professionalism: How to Get the Most From Your Student Lawyer" and Writing & Research Director, Prof. Deborah Mostaghel, presented "Effective Feedback on Oral and Written Work." Materials from the program are posted on Lexternweb at:

http://laworgs.cua.edu/lexternweb/Consolidated_Sup_Atty_Training_Materials.pdf

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New Externship Clinics

Two new clinical programs designed to aid in providing access to justice for poor families and children and youth are available to students this spring. Faculty teaching the Family Law Pro Bono and Youth Law Clinics will place students in local agencies or firms engaged in litigation and other advocacy on behalf of poor adults with family law issues and children and youth and also teach a companion seminar at the Law School.

Law Student Pro Bono Program Launched

The Law School has partnered with the Public Interest Clearinghouse (PIC) to run the Law Student Pro Bono Program at GGU. Student will receive access to an online database, a weekly newsletter and an AmeriCorps fellow at PIC to find the right pro bono opportunity. This program connects GGU students with short-term and long-term volunteer projects all around the Bay Area. As volunteers, students can staff client intake clinics, engage in legislative advocacy and policy work, and represent low-income families in a variety of substantive legal areas. The diversity of available pro bono activities is designed to be flexible to work with the students' busy schedules.

Rutgers-Newark Constitutional Litigation Clinic Appeals Dismissal of Challenge to Constitutionality of Iraq War

The Rutgers Law School-Newark Constitutional Litigation Clinic submitted a brief on November 11, 2009 to the United States Court of Appeals in Philadelphia asking it to overturn a decision by the District Court in Newark dismissing its suit challenging the constitutionality of the war in Iraq.

The appeal asks the appellate court to return the case to the lower court to consider whether the President and Congress followed required constitutional procedures for launching an all-out war against another sovereign nation.

The Clinic's argument focuses on the intent of the Founders when they placed the exclusive authority to Declare War in Congress in Article I, Section 8, Clause 11 of the Constitution.

Much of the brief focuses on the debates at the Constitutional Convention on June 1, 1787. The brief argues that Convention delegates were unanimous that the newly created Executive would not have the monarchical power to take the nation to war absent a congressional vote. The brief points out that no federal appellate court has heretofore examined the proceedings of June 1.

The brief quotes extensively from the writings of Alexander Hamilton in the Federalist Papers to the effect that the President had been deliberately stripped of a power formerly exercised by the British monarch. It also quotes Thomas Jefferson's letter from Paris to James Madison congratulating the Convention delegates for having "checked the dog of War" by placing the war power in the hands of the people's representatives in Congress.

Then brief also cites three Nineteenth Century Supreme Court cases which supported its historical arguments – before Twentieth Century war-power cases began implementing various avoidance doctrines to decline reaching the merits of the constitutional arguments. Since the Nineteenth Century, the Supreme Court has never attempted to define the meaning of Article I, Section 8, Clause 11.

Some 15 Rutgers Clinical Law Students under the supervision of Clinic Director Professor Frank Askin have worked on this case and examined the history of the Constitutional Convention over the past two years.

SMU-Dedman School of Law Small Business Clinic and Its Mentors

Beginning in 1947, SMU was one of the first law schools in the country to sponsor a legal clinic, a place where members of the community could go to qualify for and obtain pro-bono legal assistance. The clinical program at SMU Dedman School of Law has evolved over the years, reflecting changing perspectives in legal education and innovation in legal practice. There are now six specialized clinics and three projects. The clinical program at the SMU Dedman School of Law remains a national model of excellence. The Small Business Clinic, one of the six clinics in the law school's program, is no exception.

Formed in 2005 due to an ever-increasing number of small businesses on a budget that need legal advice, the Small Business Clinic began by providing free legal services to new and existing small businesses and non-profit groups that could not afford to pay legal fees. It also served the needs of students who wanted hands-on training in how to work with clients directly at a corporate/business level.

The Small Business Clinic provides services ranging from start-up services, contract negotiations, and business plan counseling, to copyright and trademark analysis, and business licensing issues. New businesses and non-profit groups need a great deal of help getting started, and the Small Business Clinic has proved to be a tremendous help to clients.

Each student attorney in the Small Business Clinic works with the Director of the Clinic and a mentor attorney from AT&T. During the 2008-09 academic year, the Small Business Clinic collaborated on a new initiative supported by in-house attorneys at the world headquarters of AT&T, Inc., now located in downtown Dallas. Senior Executive Vice President and General Counsel for AT&T Wayne Watts envisioned the mentoring program.

The AT&T attorneys give the students and the Small Business Clinic clients access to a wide range of experience and expertise which they would not otherwise have.

Fordham Federal Litigation Clinic

I share the news of five successful habeas cases in our Federal Litigation Clinic. Those of you who know Jim Cohen, know that he is no way deterred by a challenge. And it is no surprise that he and Michael Martin, along with successive groups of wonderful students have walked five clients out of custody in recent semesters. No small feat given habeas law and how tenaciously the system holds on to even the wrongly and unjustly convicted. Two cases made the NY Law Journal, one a confrontation clause violation,

http://web2.westlaw.com/result/default.wlrs=WLW9.10&ssrc=9077&cfid=1&method=TNC&service=Search&fn=top&sskey=CLID_SSSA45246331314911&db=DCT&fmqv=s&action=Search&origin=Search&vr=2.0&rtl=CLID_QRYRLT38981341314911&ifm=NotSet&query=JU%28HOLWELL%29+%26+%22THOMAS+LEWIS%22&mt=Westlaw&rti=1&rp=%2fsearch%2fdefault.wl&rltdb=CLID_DB33746121114911&eq=search&srch=TRUE&sv=Split

and the other an ineffective counseling claim,

http://web2.westlaw.com/result/default.wl?cfid=1&mt=Westlaw&origin=Search&sskey=CLID_SSSA1371591514911&query=JU%28SCHEINDLIN%29+%26+CARRION&db=DCT&rtl=CLID_QRYRLT7016801614911&method=TNC&service=Search&eq=search&p=%2fsearch%2fde-fault.wl&srch=TRUE&vr=2.0&action=Search&rltdb=CLID_DB44918221514911&sv=Split&fmqv=s&fn=top&ifm=NotSet&rs=WLW9.10

In three other cases our claim was strong enough that final judicial resolution of the issue was not required. This is such important work and particularly well suited for law school clinics - if we don't help these folks, it may be that no one will.

And while I am at it, I note two other items of happy news at Fordham and ask that you please excuse my regular *kvelling* (<http://www.merriam-webster.com/dictionary/kvell> but it is very American and does not do the Yiddish justice, so see <http://www.bubbygram.com/yiddishglossary.htm>) about my colleagues and school. It knows no season. I am a very enthusiastic guy.

So, I am also pleased to announce our 15th live client/real matter practice area for this spring as we inaugurate a collaboration with the Office of the DA for Queens County, Richard Brown and revive our Prosecution Clinic. Given the state's monopoly on criminal prosecution, these programs are not always easy to structure. I am very glad we can offer our students an intensively supervised experience in this distinctive and important lawyering role, under the guidance of two experienced teachers and prosecutors, Kevin Duddy and Jennifer Naiburg.

I am also pleased to announce that through the leadership of our colleague Paolo Galizzi, <http://law.fordham.edu/clinical-legal-education/12205.htm#PaoloGalizziVideo>, we finally have a clinical promotion track. Although we very quickly responded to the last changes in the Standards and adopted a fully 405(c) compliant clinical personnel system some time ago, we turn out to be among the last to adopt a clinical promotion standard. We have finally filled that unfortunate lacuna in our practices and I look forward to telling you about promotions before too long.

RUTGERS-NEWARK LAW STUDENTS HELP VOTERS CAST THEIR BALLOTS

Once again, in 2009, students in the Rutgers Constitutional Litigation Clinic assisted many voters to participate in the electoral process.

The students not only helped voters obtain orders to vote on Election Day, but also assisted eligible voters detained at the Essex County Jail to register and to cast mail-in ballots. Despite voter apathy in the off-year election, law students registered 35 new voters at the Jail and assisted a total of 42 inmates to apply for mail-in ballots. After some of the applicants were declared ineligible, the students successfully delivered 27 ballots to the Board of Elections. Inmates who had been released before Election Day, were eligible to vote at their local polling station.

At the Courthouse on Election Day, students represented ten applicants who had been denied the right to vote at their local precinct, a far cry from the 150 persons assisted in the presidential election in 2008. Of the ten clients represented, the students obtained orders to vote for eight. Most of those who were granted orders had obtained driver's licenses at a Motor Vehicles office but had not been offered the opportunity to register as required by the National Voter Registration Act.

Professor Frank Askin, Director of the Constitutional Litigation Clinic who has supervised the Voter Assistance Project for the last thirty years, said the great drop-off in applications was due to two factors: (1) last year the overwhelming number of new registrations had resulted in many of those new registrations going unprocessed by the Board of Elections; and (2) the decline in voter enthusiasm this year. "For a person who has been turned away at the polling place to make the commitment to travel to the County Courthouse to see a Judge requires a high level of commitment," Askin said.

A group of the students also spent three hours on a Sunday just before the registration

Albany Law School Teaching Exchanges Evoke Passion from All Faculty Levels

A series of organized discussions with a small group of senior and junior faculty on various aspects of legal pedagogy -- we're calling "teaching exchanges" -- began this past semester at Albany Law School. Junior faculty called the meetings comfortable for exploring topics and situations, and said they enjoyed an environment that felt safe for all levels of discussion. The participation rate among the faculty indicates a sincere desire from all levels of faculty to reflect on their teaching methodologies.

The new Center for Excellence in Law Teaching (CELT) at Albany Law School organizes these events, which addressed issues such as outcomes & assessments, active learning strategies, and curricular development.

CELT provides support for faculty to prepare students for a career in law, and serves as a national resource on the legal education reform movement.

www.teachinglawstudents.com.

Penn Law Clinical Programs

Skadden, Arps, Slate, Meagher & Flom and its partners have given a generous, one million dollar gift to Penn Law School's Transnational Legal Clinic in honor of Robert C. Sheehan, Penn Law class of 1969, who recently ended his 15-year tenure as executive partner of the law firm. The gift will help support and enhance the important asylum and international human rights work of the Transnational Legal Clinic. The Transnational Legal Clinic is taught by Penn's Sarah Paoletti, an immigration and international human rights expert.

Penn Law Clinical Programs Host Empirical Research Workshop in Philadelphia

Penn Law School was very pleased to co-host the recent Empirical Research Workshop in Philadelphia on October 2-3, 2009, along with The Association of American Law Schools Bellow Scholars Group. The workshop was designed to introduce clinicians and public interest lawyers to empirical research methods and to build collaborative relationships with experts in the field that should prove extremely helpful to the representation of clients and to teaching and scholarship in selected fields of interest. Clinicians from law schools around the country and from public interest organizations were on hand for lively discussions about enhancing the impact of their work on issues of national importance. Special thanks go to Penn's Bellow Scholar Alan Lerner for skillfully organizing and coordinating the workshop and for lending his empirical research experience (and baseball knowledge) with attendees.

Penn Law's Newest Clinic: The Supreme Court Clinic

Students in Penn Law's newest clinic, The Supreme Court Clinic, travelled to the high Court last month to observe arguments in the case of *Padilla v. Commonwealth of Kentucky*. The Clinic is a year-long course that represents a joint partnership between Penn Law and the law firm of Paul Hastings Janofsky & Walker. Paul Hastings lawyer Stephen Kinnaird presented argument in this important case and students in the clinic performed research on the claims involved and assisted Kinnaird in preparing for oral argument during four moot court sessions. Penn Law clinician Yolanda Vazquez, an expert on the legal issues involved in the case, contributed immigration law experience and brief writing to the effort and accompanied lead instructor, Professor Stephanos Bibas, and the students to the Court for the argument.

Entrepreneurship Legal Clinic's Boot Camp for Small Business

Students in the Entrepreneurship Legal Clinic again hosted a four-part series of workshops entitled "Legal Boot Camp for Small Business." The workshops are the creation of Penn's Praveen Kosuri who leads the Entrepreneurship Legal Clinic and oversees important clinical projects aimed at strengthening the Clinic's work in community economic development. With more than seventy five participants signed up for each of the workshops, clinic students delivered valuable community education presentations on such subjects as "Non Profit Enterprises: Navigating the Tax-Exempt Process", "Choosing the Right Business Entity: What is the Difference Between a LLC and a S-Corp?", "Intellectual Property: Copyrights, Trademarks, Trade Secrets and Patents", and "Starting a Food Business: From Soup to Nuts". The workshops provide an important opportunity for entrepreneurs to get together, build community, and discuss issues of mutual importance, while also interacting with the Clinic and gaining

Maryland New International and Comparative Law Clinic

The International and Comparative Law Clinic will be offered for the first time in the spring semester, 2010, for 11 credits. Under the leadership of Jacob A. France Professor of Public Interest Law, Michael Millemann,



Michael Millemann

The International and Comparative Law Clinic will be offered for the first time in the spring semester, 2010, for 11 credits. Professors Michael Millemann, Daniel Mitterhoff, Barbara Olshansky and Shruti Rana, as well as Clinical Fellow Rachel Micah-Jones, will co-teach the course and supervise the students. Students will spend a substantial part of the semester in a foreign country, working in a placement with a local partner of the law school. All students will spend the first part of the Clinic in an intensive classroom component of the Clinic and will travel to and work in their placements during the semester. While working in their international placements, students will participate in weekly classes through video-conferencing or online internet classes; will post all of their legal work through Blackboard; and will communicate with each other and their Clinic professor through the BB Discussion Board to the extent these technologies are available. Planned placements and related legal work for spring, 2010 include:

Mexico/Latin America: The Clinic will work in partnership with Centro de los Derechos del Migrante, an international program based in Zacatecas, Mexico that represents migrant workers. Rachel Micah-Jones, a Clinical Fellow at the law school, is the executive director of CDM. Based at the law school, she will help to teach the Mexico-bound students. CDM lawyers in Mexico will help to provide on-site supervision. Students will help to introduce workers to the legal issues they will confront in the U.S. and will work on transnational litigation and law reform projects. In the process, they will apply various bodies of U.S., Mexican, and international law.

China: Students will do work in China as part of an exchange program with the Law School of the Central University of Finance and Economics, Beijing ("CUFE"). They will focus on projects related to the development and implementation of micro-credit and micro-financing laws that are intended to benefit low-income residents, particularly in rural areas, who have small farms and home-based businesses. Students will use Chinese, comparative commercial, and international law in their work.

Namibia: Students will work on a variety of projects in Namibia, including litigation, developmental and transactional projects on behalf of women who were sterilized without their consent; groups of entrepreneurs, including women artists and collaborative groups, who wish to form small businesses and get their products to regional and international markets; and many residents who cannot obtain water and thus suffer from a series of related health problems. New Perimeter, DLA Piper's international pro bono program, will be a partner in some of these and other Namibian projects.

In all three placements, the Clinic also will explore public interest, social responsibility, and professional responsibility issues that arise in international practice.

University of Baltimore School of Law

Center for Families, Children and the Courts

The University of Baltimore School of Law Center for Families, Children and the Courts (CFCC) has launched several major initiatives for the 2009-2010 academic year, including the expansion of its well-recognized Truancy Court Program (TCP) and the development of a major symposium on children's health and justice issues.

CFCC has expanded its successful Truancy Court Program (TCP) to include schools in four new counties and two schools in addition to its original six public schools in Baltimore City. The early intervention program brings together a student and his or her parent, school personnel, a judge or master who volunteers his/her time, a TCP mentor, a supervisor from the School of Law, and second and third year law students enrolled in the CFCC Student Fellows Program (SFP). In addition to participating in a weekly seminar, Student Fellows assume a number of responsibilities in the TCP that include stepping in for an absent judge, writing "judge's notes," providing demographic research, and collaborating with school administrators to implement the program. Other students are responsible for the development and implementation of legal information sessions for parents that reflect interests parents share through a survey process. These workshops blend written materials and oral presentations on issues such as attendance policies, access to medical services, and other pressing matters. In another TCP effort, CFCC has reached out to the University of Baltimore community, including members of the Family Law Association and Women's Bar Association, who volunteer as mentors and tutors for the TCP.

CFCC continues to provide technical assistance to judicial systems around the country and internationally. In August, Professor Barbara Babb, CFCC's Director, presented a program on unified family courts (UFCs) to the Louisiana judiciary in New Orleans. The presentation covered a UFC's structure, theoretical underpinnings, advantages, concerns, and assessments, among other issues. In June, Professor Babb gave a presentation about UFCs to six visiting Egyptian family court judges assembled at the Family Division of the Circuit Court for Baltimore City. The judges' visit was sponsored by the U.S. Agency for International Development and was part of a two-week study visit by the judges to various courts in cities that included Miami, the District of Columbia, and Baltimore.

In order to accommodate and continue its growth, CFCC has expanded its staff. Sharon Rubinstein, a lawyer and former journalist with a strong background in public interest advocacy for children, recently has joined CFCC as a Senior Fellow. In addition, CFCC has hired several consultants as TCP coordinators and mentors.

Planning is underway for CFCC's second Urban Child Symposium, scheduled for April 1, 2010. The interdisciplinary symposium is designed to focus on the health of urban children and to address issues that go beyond the idea of health as the mere absence of disease. The overall goal of the symposium is to promote well-being in the face of daunting challenges. The three panel topics include: 1) Safety and Stress in Intimate

Relationships: Child Abuse and Neglect, Domestic Violence, and Sexually Transmitted Diseases; 2) Physical Health and Disorders Related to Nutrition and Environmental Conditions; and 3) Mental Health, Substance Abuse, and Behavioral Challenges.

CFCC has just published the Fall 2009 issue of the *Unified Family Court Connection*, its nationally recognized quarterly newsletter. The focus is an international perspective on family justice systems. Judge Alastair Nicholson, formerly the Chief Justice of the Family Court of Australia, has shared his view that troubling changes have been made to family law in his country. Circuit Court Judge Judith Kreeger of Miami, Florida, has praised reforms that have brought new rights to women in Egypt, while Deborah Chase, Senior Attorney with the California Administrative Office of the Courts, has detailed the cooperation in Egypt between family courts and mediation centers. Karni Perlman, an attorney and mediator in Israel, has discussed a proposal to mandate a cooperative process before parties can go to court.

For further information about CFCC and any of its initiatives, or if you would like to contribute an article to or receive the *Unified Family Court Connection*, please contact Professor Barbara Babb at 410-837-5661, bbabb@ubalt.edu, or consult CFCC's Web site at <http://law.ubalt.edu/cfcc/>.

Problem Solving Courts: A Conversation with the Experts

The University of Maryland's Law Journal of Race, Religion, Gender and Class hosted a day long conversation about the past, present, and future role of problem solving courts in our judicial system. The symposium featured a keynote address by **Nancy Forster**, former Maryland Public Defender, and three panel discussions with a diverse array of Maryland practitioners and national experts. The panelists helped explore supporting arguments as well as criticisms of problem solving courts, both in Maryland and across the country.

While problem solving court is seen as an alternative court structure in which all participants work together to solve the chronic behavioral issues often underlying the criminal or civil offense, some critics question both the effectiveness and constitutionality of problem-solving courts. For example, the wide grant of authority afforded to problem solving court judges, namely their ability to speak directly to a defendant without his or her attorney present, represents a potential due process concern. The Symposium focused on three major questions addressed in respective panel discussions:

What is the purpose of Problem Solving Courts, and what approaches have been attempted in Maryland?

What are the different types of Problem Solving Courts, and what are the results?

What does the future hold for Problem Solving Courts, and what, if any, changes should be made?

Experts from around the Country were brought in for this important discussion. To follow the discussion, visit our website at

<http://www.law.umaryland.edu/faculty/conferences/detail.html?conf=87>

Greetings from the foothills of the Great Smoky Mountains. We're hustling away here. First, with retirements and departures we will be hiring extensively in the next few years, with as many as three new folks coming on board in the next few years. We are on the market for next year, and hopefully you saw our announcement on the Clinic Listserve. Please contact Ben Barton (bbarton@utk.edu) if you or anyone you know might be interested. We are looking for laterals as well as newbies and we will be back on the market next year as well.

Our extensive hiring is a great opportunity, but comes with a steep associated cost. Our dear colleague Jerry Black has decided to spend his last few years teaching evidence and trial practice in our advocacy center and take a break from direct clinic service. After 35+ years as the heart and soul of the UT clinics we happily granted his wish, but it will be a tremendous loss for us. Jerry Black is one of the great, old school, last of the mohicans style clinicians. He was the Director of Legal Aid of East Tennessee before coming over to the law school in the early 1970s. He has been the director here at UT several times since and has never failed to pour his heart out for the students and the clients. This year he is honored to be the President of TACDL and he has won awards from the law school, TACDL and the local bar, among others over the years.

We are fortunate that he will still be in the law school and will still be running our summer clinic, but the faculty, staff and students will miss him badly next year and going forward. Jerry is an ever-present source of wisdom, calm and passion, all at the same time. We rarely have a case or an issue that Jerry has not tackled before and his knowledge, spirit and approach are all irreplaceable. We will do our best without him, but the place will not be the same.

We also started up three new clinics this year, so the administrative issues have been quite daunting. First, thanks to a grant from the American College of Trusts and Estate Counsel we started up a Wills Clinic for the first time this year. The Clinic is a joint project of our exceptional doctrinal colleague Amy Hess, Paula Williams and a great adjunct professor named Barbara Johnson. Amy and Barbara have long worked together on the regular updates to Bogert's *Law of Trusts and Trustees*, the leading treatise in the area.

The Clinic is basically Amy's baby. She worked with Ben Barton to ask ACTEC for the grant and she recruited Barbara to help. She and Barbara have been busily working away creating a forms manual, selecting cases and teaching the weekly class that goes with the casework. The response so far has been exceptional. We have a long list of potential clients and the clinic itself had a 12-person waiting list in its very first semester. We are extremely fortunate at Tennessee to work with doctrinal faculty members that share our passion for clinical teaching and our social justice mission.

The same is true of our new Innocence Project/Wrongful Convictions Clinic. Eight years ago we had a fully volunteer student organization called the Tennessee Innocence Project. For a while it flourished, but over time the demands of the casework coupled with the crippling volume of intake led to the collapse of the organization three years ago. Professor Dwight Aarons teaches criminal procedure and a death penalty seminar and he asked Ben Barton whether we could restart the Innocence Project.

Many meetings later we have a reformed project that runs as a clinic. Dwight is teaching a wrongful convictions seminar this semester and we have hired four local criminal attorneys – Wade Davies, Stephen Johnson, Gianna Maio and Rob Kurtz – to help with the casework. We are extremely fortunate to have gotten these adjuncts. They were all involved in the original project as students or volunteers and are among the very best criminal defense lawyers in the state of Tennessee. The students have an opening caseload of cases that they are investigating. Again, the response from the students and the local bar has been tremendous.

We are also thrilled to announce that Dean Rivkin is in the middle of teaching a new year long class entitled “Public Interest Lawyering: An Education Law Practicum.” The fieldwork/service learning component of the course focuses on issues related to what has been termed “The-School-To-Prison-Pipeline.” These issues include projects and cases related to truancy, alternative education, juvenile court-involved youth, youth in institutions, school discipline, school resource officers and special education matters, particularly the provision of appropriate services to students with mental and emotional disabilities. There have also been opportunities to work with experienced area practitioners, including members of the College of Law’s CAN-LEARN Project (Childrens Advocacy Network--Lawyers Education Advocacy Resource Network.).

Dean Rivkin has been up to even more than his new Clinic. He had two law review articles accepted for publication this summer, “Strip-Mining and Grassroots Resistance in Appalachia: Community Lawyering For Environmental Justice,” 1 Los Angeles Public Interest Law Journal vol. 2 (forthcoming 2009 – coauthored with Christopher Irwin and Anne Passino) and “Decriminalizing Students With Disabilities,” 54 New York Law School Law Review ____ (forthcoming 2010). As per usual Dean serves as a model and a mentor for the rest of us.

This semester has been a busy one for Karla McKanders. Her article Sustaining Tiered Personhood: Jim Crow and Anti-Immigrant Laws will be published in Harvard's Journal of Racial and Ethnic Justice this Spring. She also planned a CLE for attorneys in Nashville, Tennessee to take on the pro bono representation of unaccompanied immigrant children. The CLE was co-sponsored by the National Center for Immigrant and Refugee Children and Bass, Berry and Sims. Over 30 attorneys attended and agreed to take on the pro bono representation of an unaccompanied child. Karla also started an interpreter program this semester with the University's modern foreign language department where graduate and undergraduate students partner with students in the Legal Clinic to provide interpretation and translation assistance to student attorneys.

Karla also presented this semester on Latino Electoral Politics and Immigration: A Critical Assessment of the Obama Administration on Immigration Reform at the Latino Critical Race Theory conference in Washington, DC on a paper she co-authored through the Society of American Law Teachers ("SALT") on immigration reforms that the new administration could make. She was also elected to the Society of American Law Teachers Board and is now serving as the co-chair of the Human Rights Committee.

We are missing Paula Williams as she visits up at George Washington. Paula has learned a ton up at GW and is excited to get back to Tennessee to try some of the new stuff out in our business clinic. Adjunct professor Brian Krumm is holding down the fort for Paula and doing a nice job in her absence.

Becky Jacobs remains invaluable. She is teaching both mediation clinic and an environmental practicum next semester. She has taken over as the chair of the board for the Knox County Community Mediation Center. She is publishing "Often Wrong, Never in Doubt: How Expectancy Bias Against Arbitration May Limit Access to Justice," 62 Me L. Rev. ____ (2009). She is also publishing a piece in Transactions entitled "Pugh's Lawn Landscape Company, Inc. v. Jaycon Development Corporation: The Tennessee Court of Appeals Limits Judicial Review of Arbitration Awards." So, she's got too many jobs, but is great at each of them.

Along with the addition of three new clinical programs we are also reformatting our externship programs. Next year Dean (and former clinic director) Doug Blaze will join Assistant Dean Katrice Morgan in supervising our prosecutorial and public defender externship programs. Obviously having 50% of our deans involved makes the externships very attractive to the students and ensures that Ben Barton has to spend little time worrying about "academic rigor!"

Ben Barton is entering his third year as director. With all of the new clinics and the turnover it has been a busy but exciting time for him and the program as a whole. For the second year in a row Ben is organizing the SEALS Clinicians Conference, currently slated for Sunday August 1st as part of the week long SEALS Conference at the Breakers Hotel in Palm Beach Florida. For anyone who has not been to the Breakers, it is an amazingly beautiful spot to talk about clinical pedagogy and other topics: www.thebreakers.com. Moderators and presenters include: Angela Davis, Margareth Etienne, Mercer Givhan, Kristin Henning, Michael Pinard, Kami Simmons, Yolanda Vasquez, Mary Prosser, Karla McKanders, Mae Quinn, Kate Kruse, Ben Barton, Becky Jacobs, Emily Hughes, J.D. King, Camille Nelson, Hans Sinha, Eboni Nelson, Thomas Kelley, Jaclyn A. Cherry, Joseph Mistick, Andrew Foster, and Deborah Kenn. With that line up it cannot help but being a great success.

Ben has also been very busy working on an academic book manuscript, entitled "The Lawyer-Judge Bias." The manuscript is completed and under review at Cambridge University Press. We will keep you posted on where the book ends up.

We're also pleased to note that Fall 2009 was the best semester in recent memory for Clinic registration and Spring has surpassed it. Each semester we had more than half of our 3L class taking a clinic or an externship and over 85% of this year's graduating class will have had at least one live client experience. As such, we are achingly close to our goal of having every graduating student take a Clinic. We're still working towards a full on Clinic requirement and we'll keep you posted along the way.

Syracuse University

Syracuse University's former Family Advocacy Program is now the Syracuse Medical Legal Partnership (SMLP). The name change, which occurred in the Fall of 2009, is part of a continued effort to evaluate and offer patients/clients a wholistic approach to medical and legal services. The partnership was established in September 2005 between Syracuse University's Family Law and Social Policy Center, the Children's Rights and Family Law Clinic, and University Pediatrics and Adolescent Center at Upstate Medical University. Currently, the partnership has expanded to include Syracuse University's Elder Law Clinic and the Geriatric Department at Upstate Medical University. Medical students and staff at Upstate identify patients whose health issues might be related to larger issues that require legal representation. These patients are then referred to the legal clinics. If the clinics cannot provide legal representation, the patients are then referred to the Family Law and Social Policy Center, which recruits pro bono attorneys.

Although approximately 80 medical-legal partnerships exist throughout the nation, SMLP is one of a handful that includes student to student collaborations. This year, SMLP is assisted by two fellows, Christina El-Bayadi and Amy Genetis, who handle the referrals. They work in collaboration with Upstate medical students who are trained by clinic fellows, faculty and staff to identify patients whose health issues are related to broader issues such as housing, domestic violence, and health insurance.

This year, the Office of Clinical Legal Education launched a new initiative with Jan Cohen-Cruz, Syracuse University (SU) Professor and the current director of Imagining America: Artists and Scholars in Public Life. Imagining America is a national consortium of 87 colleges and universities currently housed at SU. The consortium is committed to building and sharing knowledge between campuses and their larger communities. After discussion with clinic faculty, Professor Cohen-Cruz developed a new course, "Theatre and Social Justice." The course, which focuses on using performance to achieve political goals, pairs undergraduate students with law students to develop a performance piece or theatre workshop that provides community legal education. Ongoing projects are consumer fraud among the elderly, domestic violence in the Latino community, and the consequences of criminal convictions among middle school students. Participating law school clinical faculty include John Gross, Suzette Meléndez, Gary Pieples, and Mary Helen McNeal.

NORTHWESTERN UNIVERSITY SCHOOL OF LAW BLUHM LEGAL CLINIC

CASE UPDATES

Northwestern Law School graduate (class of 2009), Sanjay Nangia, working under the supervision of Professor Joshua Tepfer of the Bluhm Legal Clinic, won a unanimous decision (7-0) from the Illinois Supreme Court on September 24, 2009. The decision applied the one-act, one-crime rule to juvenile delinquency findings, so that just as their adult counterparts, juveniles can no longer be adjudicated of multiple offenses for committing or being charged with committing just one act. This decision overruled five prior lower appellate court decisions that drew a distinction between the criminal and juvenile justice systems and allowed juveniles to receive multiple adjudications merely for committing one act.

NORTHWESTERN LAW STUDENTS WIN FIRST PLACE IN TRIAL TEAM COMPETITION

The Bartlit Center Trial Team of Northwestern's Bluhm Legal Clinic won the California Association for Criminal Justice competition in San Francisco. Team members included Amanda Barrera, Johnny Douglas, Brooke Pyo and Kelsey Vidaillet. Brooke Pyo was named the outstanding advocate of the competition. The Trial Team was coached by Rick Levin and Adam Riback of the Levin Riback Law Group. The full team also included Laura Babinski, Rusty O'Kane, Matthew Salerno, and team captain Amit Banerji.

PUBLICATIONS AND PRESENTATIONS

Northwestern Law School Professor Robert Burns gave a Philip H. Corboy Lecture in Advocacy at the Loyola Law School (Chicago) in September on *The Death of the American Trial*. He recently published "A Critical Appreciation of the American Trial in (Current) Decline" in *Law, Politics, and Society*.

The Investor Protection Center in Northwestern's Bluhm Legal Clinic recently published, "Guidelines for Establishing a Law School Investor Advocacy Clinic." Director Sam Tenenbaum and Thomas Morsch, founder and director emeritus of the Small Business Opportunity Clinic, authored the guidelines. The Investor Protection Center provides legal assistance to investors with limited income whose claims against brokers, banks or financial advisors, is less than \$100,000. Most claims are resolved through arbitration. This project was funded by a grant provided by the Financial Industry Regulatory Authority (FINRA) Investor Education Foundation

NITA has published a revised Second Edition of *Cranbrooke v. Intellex*, an international contract and intellectual property file for deposition practice, originally authored by Northwestern Law School Professors Robert Burns and Steve Lubet. NITA has published a revised Second Edition of *Cranbrooke v. Intellex*, an international contract and intellectual property file for deposition practice, originally authored by Northwestern Law School Professors Robert Burns and Steve Lubet.

Professor John Elson gave a presentation on a panel at the Midwestern Clinical Teachers Conference in October on "The Pros and Cons of Cause Lawyering."

Small Business Opportunity Center Director, Esther Barron, accompanied students Zonia Medina (JD '10) and Rodin Hai (JD '10) and clinical fellow Sheila Simhan to North Lawndale College Prep where they put on a presentation to over 50 high school students. The law students focused on legal issues associated with starting a business, touched on different types of legal careers and even discussed the process of getting into law school. The high school students were very engaged and asked a lot of insightful questions. They were particularly interested in the legal discussion on trademarks and how this area of the law is so important to branding. The SBOC is hopeful that we will have an ongoing relationship with North Lawndale College Prep and based on the success of this past visit, we think it is quite likely!



First Annual State-wide Clinician Conference Held in Florida

On October 15th clinicians from all over the state of Florida gathered for the First Annual Florida Clinician's Conference. Organized by Florida International University (FIU) College of Law, with assistance from Barry University College of Law, the Conference allowed clinic faculty to network, discuss statewide issues and develop solutions to the challenges facing the profession. The two-day event was a great success, having attendees from nine out of the eleven Florida law schools.

Although the Conference yielded dialogue concerning a wide range of issues, Florida clinicians identified and discussed common challenges facing all Florida law schools, including: intern certification rules, temporary admission for visiting clinical faculty, externships and fundraising. The preservation and development of professionalism among graduates was also a topic that drew the attention of the group and sparked discussion. By fostering a dialogue about state-wide issues, it is hopeful that the Conference will prompt state-wide collaborations, creative solutions and common plans of action. To facilitate year-round partnerships and cooperation, Barry University has created a Listserve for the Florida clinician's and FIU has developed and is maintaining a TWEN page for the sharing of documents and other communications. The University of Florida will be organizing the next conference, which will take place annually.

HLS wins National Criminal Justice Trial Advocacy Competition



[L-R] J. Soffiyah Elijah, Julian Thompson, Nneka Ukpai, Dominique Winters, John Quinn and Dehlia Umunna

This past weekend, a team of Harvard Law students won first place at the 4th National Puerto Rico Trial Advocacy Competition in San Juan. The prestigious "invitation only" competition was sponsored by the Inter-American University of Puerto Rico School of Law and was held at the Old San Juan District Courthouse Oct. 31-Nov. 1.

The HLS team, which advanced undefeated, consisted of 3L's John Quinn, Julian Thompson, and Dominique Winters and 2L Nneka Ukpai. In addition to the overall win, Thompson won Best Cross-Examination and Best Closing Argument. Quinn earned a perfect score in the semi final round.

The team credited their win to the coaches, HLS Criminal Justice Institute Deputy Director J. Soffiyah Elijah and Clinical Instructor Dehlia Umunna. "The team owes a debt of gratitude to our esteemed coaches. Without their dedication, patience and hard work, this victory would not have been possible," said Quinn.

The fact pattern involved charges of bribery and perjury against a sitting judge. Ukpai and Winters represented the prosecution; Quinn and Thompson represented the defendant. The team began practicing in late September and met several times a week, including Saturdays, in sessions that went past midnight.

Only teams that have won titles in past national competitions are invited to compete in the San Juan tournament. All eight teams participate in the initial rounds of trials. Judges and attorneys from around the country evaluate and score the competitors. The four teams with the highest scores advance to the semi-finals. Harvard defeated Stetson University in the semi-final round and went on to defeat defending champion, Barry University, in the six hour final round.

This year's team members are no strangers to national trial competitions. Last year, Thompson, Ukpai and Winters, along with David Knight '09, won the national BLSA competition. In that same year Knight, Ukpai and Winters, along with Eli Schlam '09 took second place in the national American Bar Association Criminal Justice Section's trial competition, co-sponsored by John Marshall Law School in Chicago. All four team members earned perfect scores. These teams were also coached by Elijah and Umunna.

The HLS trial team has an outstanding legacy of winning national trial competitions. The first victorious team included Professor Ronald Sullivan Jr. '94, and Lecturer of Law Stephanie Robinson '94. HLS last won the ABA competition in 2004 when team member Laura Ferry won Best Advocate.

The HLS trial team has been invited to return to San Juan next fall and to compete in the ABA tournament in Chicago this spring.

Rutgers Community Law Clinic: Reaching Across International Boundaries

By Lina Franco and Ioannis Athanasopoulos



Although the Sacred Valley region of Peru features some of the world's most renowned archaeological sites, the indigenous population today faces issues of extreme poverty, poor health standards and lack of education. The Quechua (Pronounced "Ke-Chu-a") population, once one of the most prosperous indigenous communities in the entire continent, has been forced, by economic and cultural forces, to relocate to the frigid highlands where they have very little access to education. While many villages have primary schools, many young children are forced to walk hours just to attend the nearest elementary school. Without access to secondary education, most girls from the Sacred Valley are forced to end their studies before they reach their teenage years. They often become mothers at a very young age and are forced to live their lives within the constraints of little education and few opportunities.

Alex Ball wants to help change that. Mr. Ball has worked leading trips to Peru and Costa Rica since 2005. He has traveled extensively throughout South and Central America including time building houses with Habitat for Humanity in Costa Rica and studying the Landless Workers Movement in northeastern Brazil. He has an intimate knowledge of the Sacred Valley and has worked with local communities and the regional government in efforts to improve rural sanitation build infrastructure for sustainable economic development and install electricity in rural communities.

In true community fashion, Mr. Ball discussed the issues facing young women with villagers and village representatives, concluding that the most practical and productive solution to help these girls would be the construction of a dormitory in the nearest town. The dormitory would not only enable these young women to attend a secondary school, but will facilitate their personal growth. With an education, Mr. Ball believes, these girls can become empowered indigenous leaders benefiting not only themselves but their communities.

The Community Law Clinic at Rutgers Law School – Newark has undertaken representation of Sacred Valley Project, Inc ("Project") a non-profit corporation which it helped to create. In the months to come, the Clinic will provide guidance to the Project complying with corporate formalities, achieving federal recognition as tax-exempt charitable organization and registering the Project as a New Jersey Charity. The Clinic has helped launch countless charitable organizations serving New Jersey's urban poor, and is pleased to be going beyond those boundaries to help communities like the Quechua Indians in the Sacred Valley of Peru.

Helping communities to empower themselves, the work of the Community Law Clinic, is truly a great thing and when it has international reach it depicts the endless possibilities the law has to foster positive change in this world.

News from the University of Denver Sturm College of Law Clinical Program

New Pre-Tenure Leave Policy for Clinical Faculty at University of Denver Sturm College of Law

The University of Denver Sturm College of Law recently instituted a pre-tenure leave policy that all clinical faculty will be entitled to take advantage of. The policy ensures that all clinic faculty are provided a semester's leave prior to their tenure review in order to work on research and scholarship. The school has agreed to cover the costs associated with finding visiting faculty to teach while clinicians are on leave so that we don't have to limit opportunities for students. We are now in the process of creating a workloadbanking policy that will enable clinic faculty to bank credits in exchange for additional compensation or time off from teaching

Environmental Clinic Files Action Against The National Park Service on Behalf of Friends of Animals.

The University of Denver Sturm College of Law Environmental Clinic filed suit against the National Park Service alleging that the Park Service's White-tailed Deer Management Plan for the Valley Forge National Historical Park violates federal law, including the National Environmental Policy Act (NEPA), the Organic Act and Valley Forge enabling legislation. Under the park's current plan, administrators plan to shoot nearly 80 percent of the deer in the Valley Forge Park. Friends of Animals asserts the Park Service plan is not only extreme and short-sighted, but also reflects neither the careful reasoning required by NEPA nor the ideological purpose of National Parks. Under NEPA, the Park Service is required to consider alternatives before taking action that may affect the environment. The lawsuit generated some media attention including the article below.

Animal Groups Oppose Shoot, Want Coyotes to Kill Deer Two animal rights groups sue to delay Valley Forge deer shoot



Two animal advocacy groups filed a lawsuit to delay Valley Forge National Historical Park's plan to shoot more than 1,000 deer in the next four years. The Connecticut based Friends of Animals and Pennsylvania-based Compassion for Animals, Respect for the Environment filed a lawsuit Thursday in federal court, saying the National Park Service violated federal environmental law by not fully considering alternatives, like using coyotes, to thin the herd. Park officials want to begin shooting the resident deer as early as this month, hoping to get the population down to 175, from the current 1,277 that are wandering around the property chewing up plant life and causing an increase in disease risks. Park officials have defended the plan, which includes luring the deer by apples and grain and having federal employees and contractors use silencer-equipped rifles to shoot the animals during night hunts. "We've done a good and honest job of evaluating all the alternatives, based on the best available science," said Kristina Heister, the park's natural resource manager. Pennsylvania State University professor emeritus Priscilla Cohn offered to pay \$125,000 for fences and contraceptives for the female deer in October, but park officials say its too late for such measures. The deer birth control plan was not enough and far too limited, according to park officials. The University of Denver law school's Environmental Law Clinic is representing the animal groups.

Berkeley Law Notes

International Human Rights Law Clinic Director Laurel E. Fletcher co-authored with Eric Stover, Adjunct Professor of Law and Public Health at UC Berkeley, *The Guantánamo Effect: Exposing the Consequences of U.S. Detention and Interrogation Practices* (UC Press, 2009). The book is based on a two-year study of former prisoners of the U.S. government's detention facility at Guantánamo Bay, Cuba, and reveals in graphic detail the cumulative effect of the Bush administration's "war on terror" and the nation's descent into the netherworld of prisoner abuse.

(<http://www.ucpress.edu/books/pages/11582.php>)

The Death Penalty Clinic submitted comments criticizing several aspects of the lethal injection procedures proposed by prison officials in California and Maryland. The Clinic's analysis revealed egregious omissions and deficiencies in both states' procedures, including the continued insistence on paralyzing inmates before executing them, and inadequate reporting of the fiscal cost of implementing the execution procedures.

California: <http://www.law.berkeley.edu/files/2009.06.26DPCcommentfinal.pdf>;

Maryland: <http://www.law.berkeley.edu/files/2009.08.28.BerkeleyDPCcomment.pdf>

Death Penalty Clinic Director Elisabeth Semel argued in a recent op-ed in the Sacramento Bee, "Can Californians afford to keep the death penalty," that politicians in California should follow the lead of their counterparts in other states who have questioned whether capital punishment is worth its enormous cost. "For decades, Democratic and Republican candidates for governor in California have stepped over each other to prove their capital punishment credentials," Semel writes. "But public support for the death penalty has dropped dramatically in this state. When money is in short supply here, we would be well served if courage and leadership were not."

(<http://www.sacbee.com/opinion/story/1866190.html>)

Death Penalty Clinic Associate Director Ty Alper recently published an op-ed in the San Jose Mercury News, "California's lethal-injection plan is proved to be inhumane," in which he pointed out that the procedures California intends to use for lethal injections would be illegal to use in animal euthanasia in this state. "If this method of killing is unconscionable for animals," Alper asked in the op-ed, "why does California insist on using it to execute people?"

(http://www.mercurynews.com/opinion/ci_12700611?nclick_check=1)

University of Maryland School of Law

The University of Maryland and the University of Baltimore Clinical Law Programs are teaming up to welcome everyone attending the AALS meeting in May. We are planning a special evening on May 5. Please try to keep your schedules clear for our joint reception.

Recent Wins for Appellate and Post-Conviction Advocacy Clinic

The School of Law's [Appellate and Post-Conviction Advocacy Clinic \(APCA\)](#), under the direction of [Assistant Professor of Law Renée Hutchins](#) Recently recorded four significant victories. They include:



Renee Hutchins

In the Court of Maryland Court of Special Appeals, student attorney Michelle Bradley played a key role in persuading the Court of Special Appeals to reverse the conviction our client on charges of attempted armed robbery, attempted robbery, first degree assault, reckless endangerment and conspiracy. "Michelle's advocacy was absolutely critical to this success," said Professor Hutchins. "She drafted two well-written appellate briefs, and presented one of the best appellate arguments I have seen a student present in my years of teaching." In a second case in the Court of Special Appeals, Staff Attorney Emily Levenson, argued that a client that had been sentenced to 32 years in prison in a consecutive sentence on theft charges had been improperly sentenced. In a published opinion by Judge Arrie Davis, the Court of Special Appeals adopted in full the arguments advanced by appellant. Finding that our client's actions constituted only one theft scheme, the court vacated our client's sentence and remanded with instructions to resentence Mr. Webb on a single larceny count.



Emily Levenson

In a case before the state's highest Court, Staff Attorney Emily Levenson, along with Student Attorney Evan Cordes, also played a key role in securing a victory in the Maryland Court of Appeals. In this case, the Court reversed the client's conviction and remanded the case for a new trial based upon the Clinic's allegations of the appearance of egregious judicial bias.

Lastly, one of the first client's of the APCA's that began in 2005 finally found victory in front of the Charles County Circuit Court. The APCA Clinic argued the client's direct appeal in 2005, and saw his case through direct appeal, cert, and collateral review. In October 2008, the Clinic took his case to a hearing on a Petition for Post-Conviction Relief and, in December, the Circuit Court for Charles County reversed Williams's convictions in their entirety. "The State's Attorney's Office for Charles County immediately announced its intention to retry [our client]. The Clinic spent the next several months both preparing for the retrial and attempting to convince the State to drop the charges in light of [our client's] plausible claim of actual innocence," Prof. Hutchins. Following this period, on June 18, the State announced its decision to enter a *nolle prosequi*. To read more about this story, visit our web site at

http://www.law.umaryland.edu/about/news_details.html?news=461.

Environmental Clinic Secures Protection for Bay from Sediment

Twelve Maryland Waterkeeper organizations and the Waterkeeper Alliance, represented by the University of Maryland School of Law's Environmental Law Clinic, under the direction of Associate Professor Jane F. Barret, announced May 21 that they have reached an agreement with the Maryland Department of the Environment (MDE) resolving the Waterkeepers' legal challenge to MDE's general storm water permit for construction sites. As a result of this agreement, MDE has committed to making significant changes to the way it requires developers to prevent polluted runoff caused when rain washes sediment and other pollutants from these exposed areas. The settlement requires MDE to update the state's erosion and sediment control standards no later than May 2010. These standards specify measures that must be taken on construction sites to prevent water pollution.



Jane Barrett

Professor Barrett has more than 30 years of experience in all aspects of environmental law. She has served as an attorney with the U.S. Environmental Protection Agency, the Maryland Attorney General's Office, and the U.S. Attorney's Office for the District of Maryland. She has played a major role in many significant environmental cases and is recognized as one of the most experienced environmental criminal litigators in the country. To read more about this story, visit our web site at

http://www.law.umaryland.edu/about/news_details.html?news=457.

Seattle University Bellevue V. ES

The Washington Supreme Court has scheduled argument for January 19, 2009, in *Bellevue v. ES*, on the state's petition to reverse the Court of Appeals holding that children have a right to counsel in truancy proceedings even before a motion for contempt is filed. Professor Robert C. Boruchowitz from Seattle University's Ronald A. Peterson Law Clinic will argue the case for E.S., a client he represented with clinic students and with The Defender Association of Seattle. His clinic students represented the client with him at trial and then two students worked with him on independent study to prepare the brief in the Court of Appeals. TeamChild and legal services and ACLU attorneys have consulted on the case and have filed amicus briefs on the appeal.

Harvard Student Projects

As the nation struggles with the devastating home foreclosure crisis, clinical students at Harvard Law School have launched an innovative project that's having remarkable success at keeping people in their homes and keeping Boston's low-income neighborhoods alive.

Clinical students in the Harvard Legal Aid Bureau and the WilmerHale Legal Services Center, along with Boston community partners, have instituted a comprehensive approach to the foreclosure crisis including a neighborhood canvassing effort that informs tenants and homeowners of their legal rights, direct representation of clients, legislative advocacy, eviction blockades, moving tenants back into homes after they've been evicted, and pressuring banks to change their tactics. It's been so successful that they hope to spread their project to other cities in Massachusetts, and it's a model that other states could imitate, as well.

Under the leadership of David Grossman, Director of the Harvard Legal Aid Bureau and a Clinical Professor of Law, HLAB students have negotiated a string of five-figure and higher settlements against banks that don't keep properties in good condition for tenants who live there. Last year, two students won a \$54,000 jury verdict against the Bank of New York for turning off heat and water in a tenant's home to try to force him out after the owner of the property was foreclosed on.

Under pressure by the student advocates and their community partners, banks are now agreeing to sell foreclosed-on properties to the tenants or the former homeowners at prices reflecting the current value, which is typically around 50 percent less than the outstanding mortgage. It's a model that the HLS students helped create in partnership with a community organization, City Life/Vida Urbana. The goal is to keep people in their homes so neighborhoods don't become deserted, which causes property values to fall further and the crisis to escalate.

In one case that settled this July after extensive litigation by HLAB students, the FDIC, after taking over a dilapidated property from a failed bank, deeded it to the tenants for one dollar, and put \$60,000 into escrow for repairs. In another, a laid-off former police officer couldn't keep up payments on his \$480,000 mortgage and unsuccessfully tried to restructure his loan with the bank. With Grossman as his attorney, he's now buying back the property from an intermediary at about half the amount of the prior mortgage. While HLS clinics have handled housing cases for many decades, the anti-foreclosure effort began last year, in response to the national crisis in people losing their homes, especially in areas where subprime lending was pervasive. Last winter, three students—Harvard Legal Aid Bureau (HLAB) students Nick Hartigan '09 and David Haller '09, along with Tony Borich '09, a student at the WilmerHale Legal Services Center—launched an innovative effort called "Project No One Leaves" to keep tenants in their homes after foreclosure. Each week, the trio went to Boston Housing Court and compiled a list of newly filed foreclosures in Boston. They organized students from HLS and eight other Boston-area law schools and colleges to knock on those doors and inform

the homeowners and tenants of their legal rights (Massachusetts law provides strong protections for tenants.) Over the past year, Project No One Leaves has contacted more than 1,000 people whose homes were being foreclosed on. The residents were encouraged to attend weekly meetings at City Life to learn what they could do to stay in their homes, and where HLS students provided free legal advice.

“We’ve had a lot of happy endings here,” says Grossman, who notes that this year, there seem to be notably fewer buildings in Boston in foreclosure that are boarded up. Fledgling projects, some involving other area law schools, are underway in other hard-hit cities including Chelsea, East Boston, and Lynn. Grossman says they hope to get lenders—which don’t want to be landlords anyway—to agree to sell properties in bulk to the intermediary, Boston Community Capital, which could then flip them at affordable prices to low-income buyers.

Housing clinic students also serve as “lawyers of the day” each week in housing court, and they offer weekly clinics on housing rights at both HLAB and the Legal Services Center in Jamaica Plain, where Clinical Instructor and Lecturer on Law Maureen McDonagh, an expert on post-foreclosure eviction, directs the foreclosure project.

Negotiation workshop

At the invitation of the Nantucket Fire Department and the Professional Firefighters of Nantucket, the Harvard Negotiation and Mediation Clinic held a very successful, day-long negotiation workshop in October on Nantucket attended by employees of six municipal unions as well as members of town management. The workshop, presented by clinical students Elaine Lin and Adam Glenn, who are also with the Harvard Negotiators student organization, was so well-received that the town manager has suggested similar trainings before all rounds of union-town negotiations. The organizers – two members of the Firefighters union – wrote a letter of thanks to HLS Dean Martha Minow praising what it called “an exceptional workshop” that “made strides towards creating better working relationships.”

Immigration and Refugee Clinic

The Harvard Immigration and Refugee Clinic (HIRC) landed a significant victory in early September in federal court in Boston, successfully arguing in favor of political asylum status for a Latin American family targeted for death in their native land by a notorious street gang. Jean C. Han, an Albert M. Sacks Clinical & Advocacy Fellow, worked on the case for two years, assisted by HLS students Caroline Lents '10, Kimberly Sullivan '09, Juan Valdivieso '09, Meghan Maloney '09, Sydney Leavens '09, Albertina Antognini '08, and Melanie Conroy '08. The Harvard Immigration and Refugee Clinic is under the direction of Debbie Anker, Clinical Professor of Law.

Criminal Justice Institute

The Harvard Criminal Justice Institute had a particularly successful few years, landing a significant number of not guilty verdicts for its indigent criminal clients. Dehlia Umunna, a former public defender, has achieved a notable seven straight not guilty verdicts with her students since she joined CJI as a clinical instructor in 2007, and students under other CJI instructors have also had similar results. CJI Director and Clinical Professor of Law Ronald Sullivan, who became director of the institute in 2007, says, "It demonstrates that hard work and dedication pays off for the benefit of our clients."

The Criminal Justice Institute is a curriculum-based legal clinic founded in 1990 by HLS Professor Charles Ogletree, in which third-year HLS students, under the supervision of clinical instructors, represent indigent criminal defendants and juveniles in Boston-area district and juvenile courts. While simultaneously enrolled in a clinical course, *Introduction to Advocacy: Criminal Justice*, CJI students are assigned five or six criminal cases each semester, and, under expert supervision by the clinical faculty, handle everything from arraignment through trial, including interviewing witnesses, investigation, motions practice, developing case theories, and preparing and conducting witness examinations and argument.

Washington University New Directions in Clinical Education and Dispute Resolution



The Washington University Clinical Education Program and Dispute Resolution Program hosted a very successful scholarship roundtable on "New Directions in Clinical Education and Dispute Resolution" Nov. 12-13, 2009. The selected authors included Beryl Blaustone, Bob Dinerstein, Kim Emery, Doug Frankel, Jeff Giddings, Paul Holland, Carmen Huertas, Jon Hyman, Carol Izumi, Peggy Maisel, Eva Rodriguez, Bob Seibel, and Jim Stark. Papers from the roundtable will be published in volume 34 of the Washington University Journal of Law and Policy. The goal of this volume, the second in a series, is to highlight and advance scholarship about innovative, interdisciplinary, and international dispute resolution and clinical theory, practice, and teaching. Papers from the earlier roundtable, published in fall 2008 in volume 28 of the Journal of Law and Policy, can be accessed at <http://law.wustl.edu/Journal/index.asp?ID=6826>.

The Jacob Burns Community Legal Clinics George Washington University Law School

This semester we are celebrating The George Washington University Law School moving forward on issues of clinical faculty status. In October, the law school faculty adopted a clinical tenure system. These are its primary features: All clinical faculty members at GW are now eligible for clinical tenure. New clinical faculty will be hired to a clinical tenure track governed by specific standards of teaching, lawyering, service, and scholarship. Obtaining clinical tenure will accord new faculty members the right to vote on all appointments matters, both on the clinical tenure track and the traditional tenure track. Current clinical faculty members are also eligible to receive enhanced governance rights, provided that they submit scholarship deemed to satisfy the clinical tenure standard. Any clinical faculty member deemed to satisfy the traditional tenure standard is eligible to receive traditional tenure as well.

We are grateful to all of you who helped us, whether by example or by deed, to achieve this status transition. David Santacroce and CSALE supported us with reports from its major data collection efforts, proving once again the importance of such projects to the future of clinical legal education and to legal education in general. Thanks to this vital community of support, we are entering a new era in our clinical program.

During this exciting time of transition, we are delighted to have as a visiting faculty member Professor Paula Williams of the University of Tennessee College of Law who is teaching in the Small Business and Community Economic Development Clinic for the 2009-10 academic year during Professor Susan Jones' sabbatical. We are also delighted to have expanded our Friedman Fellowship program with the addition of two new clinical fellows for 2009-2011. The first is Annie Smith, a graduate of University of Wisconsin Law School, formerly a supervising attorney at Legal Services of New Jersey, who is working in the Public Justice Advocacy Clinic on employment law issues and in the International Human Rights Clinic on human trafficking issues. The second new fellow is Vanessa Batters, a GW Law alumna, who is working in the Civil and Family Litigation Clinic, helping students represent indigent clients facing divorce and child custody proceedings. We hope you will have the opportunity to meet our new fellows at upcoming clinical gatherings.

We are also appreciating the assistance of Courtney Hague '09 and Chris Bruno '09, who have chosen to spend their time as deferred associates working in our International Human Rights Clinic and our Federal, Criminal, and Appellate Clinic respectively. This semester we also have had the pleasure of the company of Daniel Benighaus, of the University of Berlin, who is completing his German legal training with an apprenticeship in our clinics. His comparative perspective on legal education and the practice of law have enriched our program immeasurably.

Fortunately, we were able to acquire new space this summer to enable us to house all our new colleagues. Our program has doubled its square footage, as we now occupy not just 2000 G St. N.W. but 2002 G St. N.W. as well. We have new clinic offices, new student work areas, new computers, a new classroom, and other new meeting spaces. Thanks to our managing attorney, Lisa Guffey, and our administrative assistant, Milagros Tudela, we also have a new case management system for tracking, monitoring, and archiving our cases.

AMONG US

Penn Law School



Douglas Frenkel

On behalf of Dean Fitts and the entire faculty, I am very proud to share with you the exciting news that Penn Law School has just named its first chaired professorship specifically identified for a clinical faculty member. Dean Fitts has appointed Douglas N. Frenkel as the Morris Shuster Practice Professor of Law.

As most of you know, Doug is the architect of Penn Law's nationally renowned clinical program and led our clinic for 28 years, prior to his recent retirement as director of the Gittis Center for Clinical Legal Studies. Doug continues to teach in the clinic, however, and his just-published multi-media book on mediation skills and ethics, *The Practice of Mediation: A Video-Integrated Text* (with James Stark), is the first work of its kind to integrate text and video.

Appointment to a chaired professorship is a significant academic honor and a recognition of the recipient's long term commitment to the profession. Doug's career reflects that commitment and achievement. Over the past three decades, Doug has designed and developed a comprehensive program that now offers sophisticated instruction in every major lawyering role. Through Doug's vision and effort, Penn Law launched pioneering clinical initiatives in transactional, mediation, legislative, international, and cross-disciplinary fields; doubled the size of our superb clinical faculty; tripled our clinical enrollments; and greatly enhanced our clinical facilities.

As we start another academic year, please join me in congratulating Doug, our dear colleague and friend, on this exciting development. This appointment is just the latest indicator of Penn Law's commitment to excellence in clinical legal education, and we are all delighted to honor Doug for his long-standing and ongoing contributions to the field.

EXPANSION AT SAINT LOUIS UNIVERSITY

The Legal Clinic at Saint Louis University School of Law has expanded, both in physical space and in number of faculty. In January, the Clinic moved into its new addition which, when coupled with renovations to the existing facility, provides for a new student workroom, a conference room and new faculty offices. The Clinic also has all new student computers.

The new space was filled immediately with the hiring of two additional clinic faculty members. Dana Malkus, who served as an associate at the law firm of Lewis Rice & Fingersh after clerking for a federal district court judge, is starting a new Community and Economic Development Clinic. Brendan Roediger, who most recently served as an instructor at Washington University's Civil Justice Clinic and prior to that was a legal aid attorney, will supervise students in the Litigation Clinic.

Wake Forest University

Clinical Law Professor Kate Mewhinney manages The Elder Law Clinic (www.law.wfu.edu/eclinic) at Wake Forest University (Winston-Salem, NC). She recently gave these presentations:

- "Doing the Right Thing: Perspectives on Ethics and Professionalism from the Multidisciplinary Team," (plenary panel) -- [Conference on Interdisciplinary Collaborative Education Partnerships Between Law Schools and the Health Professions](#), September 25, 2009, Atlanta, Georgia.
- "Guardianship and Probate Mediation Before the Clerk of Court," 30th Annual Estate Planning and Fiduciary Law Program, N.C. Bar Association Estate Planning and Fiduciary Law Section, July 2009, Kiawah Island, South Carolina.
- "Ethical Dilemmas When Wards Improve," National Guardianship Association, 2009 Colloquium on Guardianship, April 25, 2009, Charlotte, NC.



Kate Mewhinney

Kate also recently wrote an article for the American Bar Association entitled "May I Introduce You to Your Lawyer: How We Built the Legal Resources We Will Need." It appeared in **Experience** magazine (ABA Senior Lawyers Division), Fall 2009. For more about Wake Forest's Elder Law Clinic, see their newsletter at <http://law.wfu.edu/clinics/elder/newsletter/>.

LSU Law Clinic

The LSU Law Clinic is continuing to expand and has recently hired Ken Mayeaux as Assistant Professor of Professional Practice to direct the Immigration Law Clinic. Professor Mayeaux joins the LSU Law Center after several years as staff attorney and coordinator of the Immigration Legal Services Program at Catholic Charities in Baton Rouge. Students enrolled in the Immigration Clinic represent individuals in a variety of immigration matters including defense of detention and removal proceedings, affirmative applications for immigrant survivors of domestic violence (VAWA) and other crime victims (T & U Visas), petitions for political asylum, petitions for undocumented special juveniles, as well as providing clients with specific advice and counseling on issues related to their immigration problems. Students may also assist client in other immigration matters. In addition to individual representation, the course has a classroom component where students learn substantive immigration law and procedure as well as essential lawyering skills necessary to represent clients in the immigration context.

The LSU Law Clinic also opened its newly remodeled space in Fall 2009. The new Clinic space is located on the first floor of the Old Law Building and is easily accessible to the public. The new space is approximately 4,900 square feet and consists of 7 offices, 2 student workrooms, a classroom, a large client meeting room and 2 smaller client meeting rooms, as well as a large client reception and meeting area.

Environmental Law and Justice Clinic wins Award

On April 16th of this year, the US Environmental Protection Agency's Pacific Southwest Region (Region 9) presented its 2009 Environmental Award for Outstanding Achievement to the Environmental Law and Justice Clinic at Golden Gate University School of Law. The Clinic students also won a victory for a San Francisco grassroots group by obtaining a right to environmental review of the city's first biodiesel plant.

New Clinical Faculty Member Hired

Hina B. Shah has been hired as an Associate Professor in a long term clinical contract position in the Women's Employment Rights Clinic (WERC) at Golden Gate University School of Law in San Francisco. Professor Shah was a previously a visiting professor and clinical staff attorney in the clinic. She has over ten years of experience advocating for low-wage immigrant workers and unionized employees. Prior to WERC, she was the Director of the Labor/Employment Project at the Asian Law Caucus, Inc. (ALC), litigating and advocating for the rights of immigrant workers. She was the Director of the Garment Advocacy and Reform Center at ALC. Ms. Shah has also worked at several union-side labor firms in Oakland, California and served two years as a Staff Attorney for the United States Court of Appeals for the Ninth Circuit. She received her J.D. from Hastings College of the Law in 1995.

Professor Nessel Discusses Clinical Education Models in Spain



Lori A. Nessel Director, Center for Social Justice and Professor of Law, Immigration and Human Rights Clinic (along with Richard Wilson, Director of the International Human Rights Law Clinic, American University, Washington College of Law) conducted a clinical training at Universidad Carlos III in Madrid in October for a consortium of Spanish law professors working on developing legal clinics at their Universities.

Anjana Malhotra Speaks about Pre-Judgment Collection Problems and Strategies at NELA Conference



Practitioner-in-Residence for the International Human Rights/Rule of Law Project, co-authored a paper for the National Employment Law Association Conference on Representing Employees for a panel on "Finding and Collecting Defendant's Assets – Pre-Judgment Collection Problems and Strategies," held on October 23, 2009. In the article, "Pre-Judgment Investigation and Preservation of Defendants' Assets," Ms. Malhotra described corporate research and legal strategies for locating and attaching defendants assets pending wage and hour litigation when defendants seek to fraudulently dissipate their assets, and included information regarding a case she had successfully litigated on behalf of low-wage immigrant workers against defendants who tried to hide their assets pending litigation of the merits of the case.

Stanford Law School



Robb Kapla

Robb W. Kapla joined Stanford Law School's Environmental Law Clinic as a fellow this year.

Robb was most recently an associate at Latham & Watkins in San Francisco, where his practice focused on antitrust, intellectual property, and environmental litigation. In 2008, the Bar Association of San Francisco honored Robb with the Outstanding Volunteer in Public Service Certificate for his pro bono work. Robb received his JD from UCLA Law School and earned an MS (2000) in Earth Systems and a BA (1999) in Human Biology with Honors in Environmental Science, Technology and Policy from Stanford University. Before his legal career, Robb was a physical scientist specializing in natural resource preservation and management at the U.S. Geological Survey in Menlo Park.

Stanford Law School



Deborah Sivas

Please join me in congratulating my colleague, Professor Debbie Sivas, who was inaugurated this week as the first Luke W. Cole Professor in Environmental Law and Director of the Stanford Environmental Law Clinic. Debbie has been directing our Environmental Law Clinic for many years and this is a wonderful tribute to her many accomplishments as a clinical teacher and lawyer.

This chaired clinical position was created in memory of Luke Cole, whom many of you knew as an ardent environmental lawyer and activist.

Stanford is seeking to endow each of its ten clinical directorships and this is a wonderful next step toward that goal.



Julie Brodie

Juliet M. Brodie, director of the Stanford Community Law Clinic (SCLC), is now a full professor. Since coming to Stanford Law three years ago, Juliet has reshaped and reinvigorated the SCLC, enriching the kinds of work Stanford Law students do and enlarging the clinic's historic role in the surrounding area. She writes about the role of law school clinics in developing and testing new models of legal services delivery and on the role of community-based clinics in training lawyers to maintain the profession's commitment to access to justice.

Lifetime Achievement Award

Congrats to Randolph Stone (Chicago) who received the Lifetime Achievement Award from the Illinois Association of Criminal Defense Lawyers in November - a well deserved recognition for his many contributions to clinical education and the community!



Jeffrey Fisher

A leading Supreme Court litigator and nationally recognized expert on criminal procedure, Jeffrey L. Fisher, co-director of Stanford’s Supreme Court Litigation Clinic, has been renewed for an additional term in anticipation of being promoted to full professor in three years. Jeff has argued and won numerous cases before the Court, including the landmark case of *Blakely v. Washington* (which held the Sixth Amendment right to a jury trial applicable to sentencing guidelines). In addition to his teaching and practice concerning the Supreme Court, Jeff has published several articles on criminal and constitutional issues. One measure of his achievements: In 2006, *The National Law Journal* named him one of the 100 most influential lawyers in America (the group’s youngest member); in 2007, *The American Lawyer* chose him as one of its “Fab 50 Litigators Under 45”; and in 2008, *California Lawyer* recognized him as one of its “lawyers of the year.”

Wake Forest University



Carol Turowski

Carol Turowski (Wake Forest) organized, moderated and participated in a panel discussion entitled *244 Wrongfully Convicted and Counting: Deconstructing Actual Innocence Cases to Identify Causes, Reforms and Remedies*. The featured presenter, Kirk Bloodsworth, shared his ordeal of being the 1st death row inmate in the country exonerated based on DNA testing. More details about the presentation can be found at

<http://law.wfu.edu/news/spotlight/exoneree/>

Carol conducted a SCOTUS presentation on *Third Judicial District et. al. v. Osborne* where the US Supreme Court held that an Alaskan inmate did not have a 14th Amendment Due Process right to DNA testing of the physical evidence that was used by prosecutors against him at trial (Alaska is one of three states that does not have a DNA-access statute).

Penn Law Clinical Programs Focus on Penn Law’s Newest Clinician



Melanie McMenamin

Penn’s Entrepreneurship Legal Clinic (ELC) welcomes ELC alum Melanie McMenamin as its newest Clinical Supervisor and Lecturer. Melanie comes to the Clinic from Dechert LLP where she was an associate in the Finance and Real Estate Group. She has over seven years of experience negotiating and executing complex corporate and real estate finance transactions. Melanie is looking forward to supervising and mentoring students as they provide counsel to for-profit and nonprofit entrepreneurs in start-up and transactional matters. She also will share with her students her experiences representing nonprofits pro-bono while in private practice and advocating for financial justice and a legal regime that supports the creation and protection of wealth in low-income communities. Her scholarly interests include community economic development, social entrepreneurship, and the intersections of law, business and the public interest. Melanie lives in Center City Philadelphia with her husband Rob and one year-old daughter Olwyn.

**NORTHWESTERN UNIVERSITY SCHOOL OF LAW
BLUHM LEGAL CLINIC**

Sandra Babcock, Clinical Director of the Center for International Human Rights, was promoted to Clinical Professor of Law.

Lynn Cohn, Director of the Program on Negotiations and Mediations, was promoted to Clinical Professor of Law.

Karen Daniel, Senior Staff Attorney in the Center on Wrongful Convictions, was promoted to Clinical Professor of Law.

Joseph Marguilies, Co-Director of the Roderick MacArthur Justice Center, was promoted to Clinical Professor of Law.

David Scheffer, Director of the Center for International Human Rights, was promoted to Clinical Professor of Law.

Steve Reed was named Co-Director of the JD-MBA Program at Northwestern Law School. The other co-director is a professor at Northwestern's Kellogg School of Management.

AWARDS

Bernardine Dohrn, Clinical Professor in the Children and Family Justice Center, received the "Outstanding Contributions to Justice for Children & Families" from the National Council of Juvenile and Family Court Judges for her leadership in children's rights.

Tom Geraghty, Associate Dean and Director of the Bluhm Legal Clinic will receive the 2009 Distinguished Public Service Award from the Public Interest Law Initiative (PILI). This award is a tribute to Tom's dedication and commitment to public service. PILI commended Tom on his "decades-long professional commitment to clinical legal education, children and family justice issues, criminal and juvenile defense, and international human rights matters – to name just a few of the areas in which Tom's career has had a profound impact.

Sheila Maloney, Assistant Director of the Program on Negotiations and Mediations, received the 35 Under 35 Leadership Award given by the Community Renewal Society. This award is given to leaders who come from diverse backgrounds and demonstrate a commitment to eliminating race and class barriers. Professor Maloney was selected for her creativity, for her ability to build bridges and work across racial, ethnic and economic divides.

Robert Warden, Executive Director of the Center on Wrongful Convictions, received the Cunningham-Carey Award From the Illinois Coalition to Abolish the Death Penalty. Rob received this award for his steadfast work to expose the injustice of the death penalty and his advocacy for the abolition of capital punishment.

The Children and Family Justice Center received the Midwest Region Human Rights Advocate Award from Amnesty International. This honor recognizes the CFJC's long-standing and effective leadership in advocating for the rights of children and families locally.



Diane Marie

William Mitchell College of Law Resident Adjunct Professor Diane Marie Dube received the 2009 Law Professor Award from the Minnesota Justice Foundation. The Outstanding Service Awards honor those who have made significant contributions to poverty law and public interest work and to ensuring equal justice for all Minnesotans.

In addition to creating and staffing Mitchell’s Community Development Clinic, Diane is co-coordinator of the legal services team for the Project Homeless Connect events in Minneapolis and Saint Paul. The team includes more than 90 law students, volunteer attorneys, public defenders, legal services attorneys and court personnel who provide legal information, referrals, brief advice and pro se assistance to almost 300 individuals and families at the one-day events. Prior to her work at Mitchell, Diane was in private practice for 16 years representing clients in the areas of real estate and family law, and was a staff attorney for five years at Southern Minnesota Regional Legal Services’ Housing Equality Law Project, representing tenants in fair housing cases.

“Professor Dube has such a passion for what she believes in and she passes that passion on to others,” said Valeska Okragly, a May 2009 Mitchell graduate who nominated Dube for the award. “She is a great role model for students interested in public service.”

MJF is a non-profit organization that connects volunteer law students with opportunities to help low-income clients.

Jane Stoever Joins Seattle University



Jane Stoever

Jane Stoever joined our Clinic as Assistant Professor. She has created our Domestic Violence Clinic and is teaching a non-clinic course, Domestic Violence Law. Before joining us, Jane was the Director of the Domestic Violence Clinic at American University, Washington College of Law, where she supervised students representing clients in family law and immigration interventions into domestic violence. She received her LL.M. from Georgetown University Law Center, where she taught in the Domestic Violence Clinic. Her article, “Stories Absent from the Courtroom: Responding to Domestic Violence in the Context of HIV and AIDS,” was published in the *North Carolina Law Review* in May 2009.



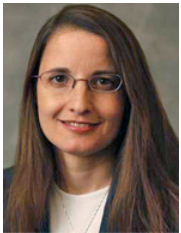
Paul Holland

Paul Holland Appointed as Associate Dean for Academic Affairs

After joining our faculty in 2004, and being appointed Director of Seattle University’s Ronald A. Peterson Law Clinic since 2006, this Summer, Paul Holland was appointed as Associated Dean for Academic Affairs.

University of Maryland School of Law

Barbara Olshansky joined the Clinical Law Program in the Fall of 2009 in order to prepare for the Spring 2010 term when she will teach the International Clinic. Most recently, she was the Leah Kaplan Distinguished Visiting Professor in Human Rights at Stanford Law School. Previously, she was deputy legal director for the Center for Constitutional Rights (CCR) and director counsel of the Guantánamo Global Justice Initiative there. She was one of the lead attorneys who brought the landmark U.S. Supreme Court case that resulted in a decision allowing the nearly 600 detainees held at the Guantánamo Bay Naval Base in Cuba to challenge their unlawful indefinite detentions. She's the coauthor most recently of *The Case for Impeachment: The Legal Argument for Removing George W. Bush from Office* (St. Martins, 2006), among other titles, and author of *Secret Trials and Executions: Military Tribunals and the Threat to Democracy* (Open MediaSeries/Seven Stories Press, 2002). For more information about professor Olshansky, please visit our web site at <http://www.law.umaryland.edu/faculty/profiles/faculty.html?facultyum=712>.



Wendy Seiden

Professor Wendy Seiden joined the School of Law as a Visiting Assistant Professor for the 2009-2010 academic year teaching the Mediations. Professor Seiden joined us after her tenure as a Clinical Fellow at the University of Baltimore School of Law starting in 2006. Prior joining UB, Professor Seiden enjoyed 12 years of representing children and parents in child welfare, custody, special education, and immigration proceedings. Following law school, she spent a year as a Rotary Ambassadorial Scholar in Sevilla, Spain, where she worked with Derechos Humanos de Andalucia and children from Romani communities. She began her legal career as a Skadden Fellow at Legal Services for Children, in San Francisco, where she founded the Teen Violence Project and co-founded the Teen Moms Shelter. She has been active in legislative efforts with the California Partnership to End Domestic Violence and currently consults with nonprofit organizations and government agencies on issues of domestic violence and child welfare. For more information about Professor Seiden, please visit our web site at <http://www.law.umaryland.edu/faculty/profiles/faculty.html?facultyum=651>.

Professor Peter Holland joined the School of Law as a Visiting Assistant Professor after years of service as an Adjunct Professor. Professor Holland will be leading the Consumer Protection Clinic for the 2009-2010 academic year. Professor Holland received his B.A. in Philosophy from Bard College, M.A. in Liberal Arts from St. John's College of Annapolis, and J.D. from University of Maryland School of Law, from which he received the Public Service Award. He has been in private practice in Annapolis since 1993, starting in a general litigation firm, and then opening his own firm in 1997. His background includes cases in the District and Circuit courts of Maryland, and in the United States District Court for the District of Maryland. During his formative years of training, he litigated cases in a wide range of topics, including civil rights, personal injury, family law, employment law and business law. For more information about Professor Holland, please visit our web site at <http://www.law.umaryland.edu/faculty/profiles/faculty.html?facultyum=065>.



Shruti Rana

Shruti Rana joined the School of Law faculty in 2007 as an Assistant Professor of Law teaching Contracts, LAWR I, and Comparative Commercial Law. She has researched, published, and presented on issues involving corporate accountability, business and technology, administrative law, and international human rights. She has also been extensively involved in policy and advocacy efforts in the areas of gender equity, welfare reform and immigration law. Professor Rana joined the Clinical faculty as part of the new International and Comparative Law Clinic. For more information about Professor Rana, please visit our web site at <http://www.law.umaryland.edu/faculty/profiles/faculty.html?facultyum=538>.



Toby Guerin

Deputy Director of the School of Law's Center for Dispute Resolution **Toby Treem Guerin** was recently promoted to Clinical Law Instructor to co teach the Mediation Clinic. Toby Guerin joined the School of Law in 2004. In her role as Deputy Director, she oversees the program development, conflict resolution services, research, and publications of C-DRUM. She also directs the Alternative Dispute Resolution (ADR) Externship Program, advises students pursuing a concentration in ADR, serves as the advisor for two student organizations- the ADR Group and Mediators Beyond Borders, and coaches the annual student Representation in Mediation Team. For more information about Professor Guerin, please visit our web site at <http://www.law.umaryland.edu/faculty/profiles/faculty.html?facultyum=382>.

Panel Discussion on Indigent Criminal Defense

Maryland's Code of Criminal Procedure provides that the Public Defender shall, in addition to "administer[ing] criminal justice ...consult and cooperate with professional groups about the causes of criminal conduct and the development of effective means to rehabilitate and correct individuals charged and convicted of crime." But with state budgetary constraints and the sudden termination of Maryland's Public Defender, the Maryland Office of the Public Defender is facing new challenges, leaving the Neighborhood Defenders -- a division of the Maryland Office of the Public Defender -- with an uncertain future.

The panel discussion titled "The Future of Indigent Criminal Defense: Exploring Tensions Between Holistic Community-Based Representation and The Constitutional Right to a Fair Trial." This panel discussion was held on Thursday, Nov. 5 in the Ceremonial Court Room. For a link to the discussion, visit our website at http://www.law.umaryland.edu/about/news_details.html?news=505



In July, John Erbes was appointed as Interim Clinic Director at Southern Illinois University School of Law. It is a one year appointment which ends on July 15, 2010. he is also teaching the Public Interest Extern Course each semester and Legal Profession in the Spring and Summer.



[Law School Professor Deborah Weimer](#) will receive the 2009 Benjamin L. Cardin Distinguished Service Award from Maryland Legal Services Corporation (MLSC) for demonstrating an extraordinary commitment to providing civil legal services to the poor. MLSC will recognize Professor Weimer and other award recipients during a reception on December 7.

Deborah Weimer

The award is the highest honor that the MLSC presents to public interest lawyers that are making outstanding contributions to the provision of legal assistance to Maryland's poor. The award, created in 1986, was renamed in 1988 to recognize Senator Benjamin L. Cardin's exemplary legal services, leadership, and public service. For more information, visit our web site at

http://www.law.umaryland.edu/about/news_details.html?news=484.

Washington University Law



Kathryn Pierce joined the faculty this fall to teach in the Civil Justice Clinic with Mae Quinn and Annette Appell. Her broad interest in youth advocacy and her theoretical and practice expertise in child welfare and juvenile justice place her at the heart of the Civil Justice Clinic's new youth and family advocacy project. Kathryn, who hails from St. Louis, received a B.S.W. in 1997 from the University of Kansas, and her J.D. in 2001 from the University Missouri Columbia. In 2007, after taking time off from representing youth in St. Louis, she received an L.L.M. in Child Law from Loyola University in Chicago.

Prior to joining the Washington University faculty, she served as a Missouri Public Defender in the St. Louis City trial office where she represented youth and then adults and coordinated interns. Before that, she held supervisory legal positions at the city's CASA organization, Voices for Children. She has also taught street law in Chicago and St. Louis. She was recently selected to attend the Justice Department's National Symposium on Indigent Defense in Washington, D.C. in February as a juvenile expert.

Interim Director

Kathleen Turton has been appointed interim Director of the W. W. Caruth Jr., Child Advocacy Clinic at Southern Methodist University Dedman School of Law. Ms. Turton is a 2004 J.D. graduate of the law school and holds a B.S. with special honors in Microbiology from The University of Texas at Austin. After graduation, she practiced as an Associate with Keane, Fowler & Donohue, handling a wide variety of family law matters, and served as an adjunct professor at El Centro, Dallas County Community College, where she taught family law to paralegal students. She has been appointed by the Dallas County District Courts to represent abused and neglected children, as well as children caught in the middle of family disagreements, and has served as a Visiting Associate Judge in Dallas County. From 2005-2007, she served as the Chairman of the Dallas Bar Association Family Law Section Pro Bono Committee, and has helped train attorneys who volunteer their time for pro bono clients in the nuts and bolts of family law. A trained Family Law Mediator and member of the College of the State Bar of Texas, she has extensive education and experience in family law and conflict resolution."

Harvard Law School



Michael Gregory

Michael Gregory, of the Trauma and Learning Policy Initiative (TLPI) at Harvard Law School, has been appointed as an Assistant Clinical Professor of Law. With his appointment, Harvard Law School has 10 Clinical faculty as well as approximately 60 clinical instructors and clinical fellows in its Clinical program.

"We are delighted that Mike, who is a very gifted clinician and teacher doing very important work on behalf of traumatized children, has received this appointment," said Lisa Dealy, Assistant Dean for Clinical and Program Bono Programs at HLS. "Our clinical program and students are very fortunate to have him."

Gregory teaches in HLS' Education Law Clinic, which is part of the innovative Trauma and Learning Policy Initiative (TLPI). TLPI is a partnership between HLS and the non-profit Massachusetts Advocates for Children (MAC). Created by Clinical Instructor and Lecturer on Law Susan Cole, TLPI's mission is to ensure that children traumatized by exposure to violence succeed in school. In the clinic, the only one of its kind, HLS students have the opportunity both to zealously assert the educational rights of individual clients and to participate fully in a real-world systemic change agenda in both the legal and policy arenas. This dual focus is possible through the project's unique clinical model, in which Cole – who is also a senior project director at MAC – serves as the leader of the project's systemic policy agenda, while Gregory will anchor the clinic's work more deeply in the academy, teaching courses in education law and expanding the research and scholarly interests of the project.

Along with a J.D. from HLS, Gregory holds a M.A. in Teaching and a B.A. from Brown University. He has previously held a teaching appointment at Brown's Alpert Medical School and was the recipient of a Skadden Fellowship in 2004. Gregory co-teaches the clinical course, "Educational Advocacy and Systemic Change: Children at Risk," with Cole and will also teach a non-clinical course on law and education at HLS next spring. He is currently conducting research on special education funding and the role of law in education reform.

Interrogation & Detention Reform Act of 2008: A Critical Analysis

This report demonstrates the critical need for legislation that will fully foreclose the possibility of torture and extraordinary rendition from occurring in the future. It analyzes the only proposed legislation to date, the Interrogation and Detention Reform Act of 2008 (IDRA), H.R. 591, introduced by Representative David Price of North Carolina. The report provides a comprehensive analysis of the gaps in the existing legal framework that this legislation seeks to fill. Additionally, it provides suggestions on issues not addressed by this legislation relating to the treatment and detention of terror suspects that must be addressed, including a more explicitly defined prohibition on torture and a prohibition of extraordinary rendition. Finally, it addresses the issue of accountability for human rights violations that have occurred in recent years. Read UNC IHRP clinic's report on proposed legislation on Interrogation and Detention: [The Interrogation & Detention Reform Act of 2008: A Critical Analysis](#)

Harvard New Hires



Joshua Nevas

The Harvard Negotiation & Mediation Clinical Program (HNMCP) announces the arrival of its newest clinical fellow, Joshua R. Nevas, who brings with him two years of litigation and corporate law experience with Ropes & Gray LLP in Boston. Nevas' practice focused on private equity transactions, structured finance, commercial litigation, and government enforcement actions. He also worked with the Political Asylum/Immigration Representation Project, representing asylum seekers from Cameroon and Haiti before the Boston Immigration Court. During Nevas' year-long fellowship he will work on various growth projects and research for the clinical program as well as assist the other clinical fellows, Stephan Sonnenberg and Matthew Smith, as they supervise students in the Negotiation & Mediation Clinic, the first law school clinic in the nation to focus on projects related to conflict assessment and dispute systems design. Founded in 2006 by director Robert Bordone, the Thaddeus R. Beal Clinical Professor of Law at the Harvard Law School, the clinic seeks to train a new generation of lawyers to be creative problem solvers and dispute system architects. Clinical students are paired with outside organizations that encounter conflict situations and are looking for advice.

Eunice Lee, formerly an Equal Justice Works fellow at the ACLU Immigrants' Rights Project, has joined the Harvard Immigration and Refugee Clinic as the Albert M. Sacks Clinical & Advocacy Fellow. She received her B.A. from Stanford University with honors and distinction, and her J.D. from Yale Law School, where she was named the 2006 Reinhardt Scholar for Public Interest Law. Prior to working for the ACLU, Eunice clerked for the Honorable Carlos F. Lucero of the Tenth Circuit Court of Appeals.

Mitch Stromberg, a 2009 graduate of Harvard Law School where he was a member of the Harvard Legal Aid Bureau (HLAB) for two years, will return to HLAB this year in a fellowship position under Ropes & Gray's New Alternatives Program, which funds current and incoming associates in public interest positions.

Debra Stump has joined Harvard's Environmental Law & Policy Clinic as a Research Fellow, and Kevin Leske has joined the clinic as a Clinical Fellow. Wendy Jacobs, Assistant Clinical Professor of Law, is Director of the clinic, which provides students an opportunity to do hands-on, meaningful, real-life and real-time environmental legal and policy work.

University of Washington School of Law

Scott Schumacher Promoted



Scott Schumacher has been promoted to Associate Professor. In addition to directing the Law School's Federal Tax Clinic, Scott teaches tax law courses. His recent activities include publishing *MacNiven v. Westmoreland and Tax Advice Using "Purposive Textualism" to deal with Tax Shelters and Promote Legitimate Tax Advice* in the *Marquette Law Review*. He and his co-authors of the book, *Tax Crimes and Tax Fraud*, have begun a monthly column on criminal tax matters in the professional journal *Tax Notes*.

Jacqueline McMurtrie Named Washington Law Foundation Scholar



Associate Professor and Director of the Innocence Project Northwest Clinic, Jacqueline McMurtrie, has been awarded a three year grant by the Washington Law School Foundation to work on a textbook for use in innocence projects, law school and undergraduate criminal justice seminars and classes. She has been a UW Law School faculty member since 1989 and teaches evidence and criminal law in addition to her other responsibilities.

Julia Gold Presents at American Arbitration Association Training



Recently, Julia Gold, Director of the Mediation Clinic, was the keynote speaker at a CLE sponsored by the American Arbitration Association in Seattle. Her topic, "Keeping Your Options Open," reminded attorneys to keep mediation in mind in all stages of litigation. Designed to provide attorneys entering the field of arbitration with an all inclusive introduction to the skills and knowledge required in the arbitration process, the day-long event included comprehensive sessions from the initial filing to the final hearing.

Kim Ambrose Assists Projects in China



Kim Ambrose, Children and Youth Advocacy Clinic Supervising Attorney, has recently returned from Beijing, China, where she applied her legal expertise as a volunteer in the Juvenile Justice and Clinical Legal Education Projects of International Bridges to Justice. This is an independent non-governmental organization that seeks to guarantee all citizens the right to legal representation, a fair trial and freedom from cruel and unusual punishment.

John Clynch is New Staff Attorney for Federal Tax Clinic



Prof. Scott Schumacher, Director, Federal Tax Clinic, is pleased to announce that John Clynch has joined the Clinic as Staff Attorney. A UW Law School alum, John also earned his undergraduate degree in Geography and his LL.M. in Taxation at the UW. John's many years of legal experience include criminal defense as a public defender in Seattle and serving as in house corporate counsel.

University of Washington

Tribal Court Criminal Defense Clinic adds Mary Rodriguez as Legal Fellow

Tribal Court Criminal Defense Clinic Director Ron Whitener has added Mary Rodriguez to the Clinic staff as Legal Fellow. In this capacity, Mary is the sole public defender for the accused in the Tribal Courts of the Port Gamble S'Klalam, Squaxin Island and Sauk-Suiattle Tribes. She is also admitted to appear before the Tulalip Tribal Court. A UWLS alum, Mary credits the Costco Diversity Scholarship she received as an undergraduate at the UW with providing additional motivation for her to work in public service for the benefit of the community.

John Pantazis Joins Innocence Project Northwest Clinic

John Pantazis, a litigation associate with Ropes & Gray LLP in Boston, is with IPNW for this academic year. John's firm will pay him a stipend to serve with the Clinic as a visiting staff attorney. His background includes other pro bono work while at the firm, clerking for the U. S. Court of Appeals for the Second Circuit, and graduating at the top of his class at the University of Iowa College of Law.

Berkeley Law

The East Bay Community Law Center's (EBCLC) work to protect tenants in foreclosed properties has been featured in a number of media during the last few months, including KQED's "California Report"

(<http://www.californiareport.org/archive/R906110850/b>) and Berkeley Law's "Transcript" (http://www.ebclc.org/documents/transcript_2009.pdf).

Jessie Warner was hired to direct EBCLC's Clean Slate Clinic, a reentry practice assisting people with criminal records to overcome barriers to employment, housing, education and civic participation. Jessie joins EBCLC from the National Employment Law Project where she worked to advance the employment rights of people with criminal records. She previously worked at the Berkeley Center on Criminal Justice and the Contra Costa County Public Defender's Office.

Jason Schultz and Jennifer Urban were appointed as Associate Clinical Professors of Law and Co-Directors of the Samuelson Law, Technology and Public Policy Clinic. Jason comes to us from the Electronic Frontier Foundation where he litigated cutting-edge public interest digital civil liberties cases. Jennifer joined us from the University of Southern California's Gould School of Law, where she founded and directed the Intellectual Property and Technology Law Clinic.

David Oppenheimer was appointed as a Clinical Professor of Law and the first Director of Professional Skills. In response to MacCrate, Carnegie, Best Practices, etc., David will lead the effort to integrate skills and professional development horizontally across the first-year curriculum and vertically with the second and third years. David joins us after 18 years at Golden Gate University School of Law and 25 years of teaching skills, clinical and doctrinal courses. (<http://www.law.berkeley.edu/6067.htm>)

Bob Solomon is visiting this fall from Yale. This is the first of what we hope will become more frequent exchanges with clinicians from other programs. Bob is teaching a course on Community Economic Development Financial Institutions.

**More information about the Berkeley Law Clinical Program can be found on its website: <http://www.law.berkeley.edu/clinics.htm>.

Center for Social Justice at Seton Hall School of Law



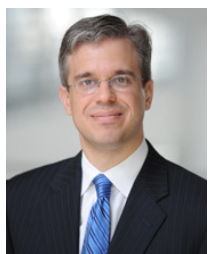
Avidan Y. Cover joined Seton Hall University School of Law, Center for Social Justice in August 2009 as the Practitioner-in-Residence for the Urban Revitalization Project. His work focuses on civil rights, housing, education, and police reform. A graduate of Cornell Law School, Mr. Cover comes to the Center for Social Justice after finishing two years as a John J. Gibbons Fellow in Public Interest and Constitutional Law at Gibbons P.C. in Newark, New Jersey. Prior to his fellowship, Mr. Cover worked as Senior Counsel for Human Rights First as a Senior Associate and Senior Counsel in the Law and Security Program. He also worked as an Assistant Corporation Counsel in the NYC Law Department's World Trade Center Unit and was a member of the New York City Bar Association International Human Rights Committee.



Anjana Malhotra, joined Seton Hall University School of Law, Center for Social Justice as the Practitioner-in-Residence for the International Human Rights/Rule of Law Project in June 2009. Her work focuses on the rights of immigrant women. A graduate of New York University School of Law, Anjana comes to the Center for Social Justice from the law firm of Gladstein, Reif & Meginniss, LLC, where she was involved in litigation on behalf of low wage workers. Her previous experience includes serving as the Aryeh Neier Fellow at the ACLU Immigrants' Rights Project and Human Rights Watch and as Law Clerk to the Hon. Harry Pregerson, Court of Appeals for the Ninth Circuit.



Jessica Miles joined Seton Hall University School of Law, Center for Social Justice in June 2009 as a Visiting Assistant Clinical Professor for the Family Law Clinic. A graduate of New York University School of Law, Professor Miles comes to the Center for Social Justice from the Crime Victims Law Project in Pennsylvania. She also worked as a Director of Legal Services with the Sexual Assault/Spouse Abuse Resource Center in Maryland, and served on the Domestic Violence Coordinating Committee, the Lawyer's Advisory Committee, and the Pro Bono Advisory Committee while in Maryland.



Mark L. Noferi joined Seton Hall University School of Law, Center for Social Justice in June 2009 as a Public Interest Fellow. He is working on national security, immigration and predatory lending litigation. Mark comes to us on a one-year loan from the law firm of Dewey & LeBouff, LLP, where he is an associate. He also has clerked for the Hon. Harold Baer of the Southern District of New York.



L. Danielle Tully joined Seton Hall University School of Law, Center for Social Justice in July 2009 as a Clinical Teaching Fellow for the Civil Rights and Constitutional Litigation Clinic and the Civil Litigation Clinic. Danielle is a graduate of Boston College Law School and holds a Masters Degree from Tufts University School of Law and Diplomacy. Immediately prior to joining the Center for Social Justice, Danielle was an Attorney/National Securities Fellow with the ACLU. She has also clerked for Hon. D. Brock Hornby of the U.S. District Court for the District of Maine and worked as a lawyer with the Legal Advisor's Office of the Eritrean President.



Chinh Le left his position as Practitioner-in-Residence for the Urban Revitalization Project at the Center for Social Justice in August 2009 after being confirmed as the next Director of the New Jersey Division of Civil Rights.

The Jacob Burns Community Legal Clinics George Washington University Law School



Susan Jones

On November 12, 2009, the Insight Center for Community Economic Development honored Professor Susan Jones at its 40th anniversary dinner for her longstanding commitment to community economic development. Many clinic faculty and staff attended the dinner to join in congratulating our esteemed colleague.



Joan Meier

We were also thrilled that Professor Joan Meier was selected this summer by the ABA Commission on Domestic Violence to receive its inaugural Sharon Corbitt Award. The Award was created to recognize those who were providing exemplary legal services to victims of domestic violence, sexual assault, and stalking. On July 30, 2009, Fred Lawrence, the Dean of GW Law School, accepted the award on Joan's behalf at the ABA's Annual Meeting in Chicago.

Our faculty and fellows have made many public appearances at various professional events in recent months. For example, Friedman Fellow Jenelle Williams co-taught classes on immigration issues with Professor Alberto Benitez at the GW Medical School and a meeting of the Virginia Bar Association, then when Professor Benitez was unavailable, taught an immigration class in GW's Paralegal Studies graduate program and spoke on a panel at the University of the District of Columbia Law School on the subject of creating an immigration clinic. In April, 2009, Friedman Fellow Anastasia Boutsis assisted Professors Carol Izumi and Roger Fairfax in a presentation on criminal case mediation at the Annual Meeting of the ABA Section of Dispute Resolution in New York City.



Joan Strand

Professor Joan Strand spoke on partnerships between law school clinics, local bar associations, and community organizations at the Robert Wood Johnson Foundation's Annual Meeting for Community Health Educators, held in October, 2009, and on issues at the intersection of law and psychology implicated in multi-jurisdictional parenting coordination at the June, 2009 meeting of the American Psychology Association. Professor Joan Meier spoke on "Pitfalls in Adjudications of Custody and Abuse" at the October, 2009 Family Court Domestic Violence Conference of the DC Superior Court and at the Mary Byron Foundation's National Summit to End Domestic Violence held in November, 2009 in Louisville, Kentucky. Professor Carol Izumi presented her paper, *Implicit Bias and the Illusion of Mediator Neutrality*, at the November, 2009 Roundtable on "New Directions in ADR and Clinical Legal Education Scholarship" held at Washington University Law School in St. Louis. Phyllis Goldfarb, Associate Dean for Clinical Affairs, was a faculty member at the Habeas Corpus Training Institute for death penalty litigators, held at Cornell Law School in September, 2009, and presented papers at the May, 2009 Annual Meeting of the Law & Society Association in Denver, Colorado; the July, 2009 Applied Storytelling Conference held at Lewis & Clark Law School in Portland, Oregon; and the November, 2009 Law & Literature Roundtable at Albany Law School.

We have just completed our registration process for next semester. All clinics are filled to capacity, once again demonstrating how drawn students are to the opportunity to learn about law, lawyering, and life while providing legal services to those in need. We are reminded again how truly privileged we are to be involved in this enterprise.

ANNOUNCEMENTS

Northern California Clinicians' Conference

Save the date! The Northern California Clinicians' Conference will be held at UC Hastings College of the Law on Saturday, February 27, 2010. Registration will be available soon. Once registration is open, we will let you know via the listserve. Should you have any questions, please contact Gail Silverstein at silverst@uchastings.edu.

Mid-Atlantic Clinical Theory and Practice Workshops

If you happen to be in the Mid-Atlantic region this academic year, please join us at one of our regular Mid-Atlantic Clinical Theory and Practice Workshops. We tend to discuss works-in-progress at a relatively early stage in the development process. There is no charge and the refreshments and social interaction alone make a cross-country flight worth while.

The first workshop of the 2009-2010 academic year took place on Friday, October 9, from 3:30 to 5:30 p.m. at the Washington College of Law, American University. Jayesh Rathoud (American University) presented his work-in-progress "Bilingual Pedagogy: Preparing Law Students for Multilingual Legal Practice." Jayesh is working on an article about the role of bilingual education in U.S. law schools. A handful of law schools teach foreign and comparative law in Spanish and other languages. Most schools, through their clinical programs, teach students about working with interpreter and translators.

Jayesh's particular inquiry differs from both of these and relates to how law schools can be more rigorous in preparing students who already have some language ability to practice law with non-English-speaking clients and co-counsel. This project stems from his own experiments with bilingual pedagogy as a clinical and doctrinal instructor. The article seeks to untangle the bundle of skills and values needed for effective lawyering in languages other than English.

The second workshop took place on Friday, November 13, at the Georgetown Law Center. Adrienne Lockie (American University) presented her work-in-progress "Encouraging Reflection on and Involving Students in the Decision to Begin Representation." In this piece Adrienne argues that clinical supervisors should encourage student reflection on the decision to begin representation to highlight the complexities of the attorney-client relationship, to teach core principles the teacher wishes to impart, and to provide experience in decision-making that will aid students in their future law practice. The client selection process, she believes, provides unparalleled opportunities to engage students in meaningful reflection about the attorney-client relationship and essential lawyering choices and roles.

Presenters during the rest of the academic year include James Stark (University of Connecticut) and Doug Frenkel (University of Pennsylvania); Erika Woods (University of Baltimore); and, Tanya Cooper (University of the District of Columbia).

UNIVERSITY OF WASHINGTON LAW SCHOOL CLINICAL LAW PROGRAM

UW Clinics Celebrate 30 Years via CLE on February 5, 2010

In 1979, Professor Charles Z. Smith (now retired Justice of the Washington Supreme Court) launched the University District Defender Services, giving ten UW Law School students valuable experience in criminal defense. Subsequently, Professor Alan Kirtley established the Clinical Law Program and over almost a quarter century expanded it into eleven clinics of diverse and interdisciplinary scope. Today more than 110 students per year enroll in clinics and nearly 60% of UW Law School JD students have clinic experience upon graduation. Clinical education is now part of the curriculum and central to the School's commitment to public service.

Please join us on Friday, February 5, 2010, as we celebrate these 30 years with a day of Continuing Legal Education ("Professionalism in Practice: Ethics in Action") followed by a reception. Jenny Durkan, U. S. Attorney for Western Washington, will be the keynote speaker.

Governor Signs Bill Drafted and Promoted by Legislative Advocacy Clinic Students

Governor Christine Gregoire signed into law an amendment to RCW 13.40.127 that became effective July 26. Drafted and lobbied by Children & Youth Legislative Advocacy Clinic students Katara Jordan, Nancy Garland, and Sarah Senser on behalf of their client, Street Youth Legal Advocates of Washington ("SYLAW"), the amendment provides for automatic sealing of deferred dispositions, a type of juvenile criminal history record, when a youth becomes 18. This will help hundreds of young people each year move on with their lives and obtain employment, educational opportunities and housing. Kim Ambrose, Supervising Attorney, reports the bill stemmed from the volunteer work that law students have been doing through UWLS SYLAW's Juvenile Records Sealing Project over the past four years (the Washington Defender Association recently presented Kim with a Certificate of Recognition for her role in the Project). Kim notes that Pam Crone, UW Law School lecturer, did a fantastic job of mentoring the students through the legislative process.

For 2009-10 the Clinic has expanded its scope and is being supervised by retired Washington Supreme Court Justice Bobbe Bridge and Casey Trupin, a lawyer with a long and successful history of working in the legal system on behalf of youth.

Berman Environmental Law Clinic Receives Award for Excellence

The Clinical Legal Education Association awarded its *Excellence in a Public Interest Case or Project Award* to the Berman Environmental Law Clinic for its work on the Exxon Valdez Reopener Clause which included the Emmy Award-winning film *The Third Trustee: Native Alaska and the Big Spill*. Clinic students in past years, in addition to legal research and writing, visited Prince William Sound to obtain first-hand information for the litigation. The film documents the continuing impact of the Exxon Valdez oil spill in Prince William Sound and the efforts of native Alaskans to enforce accountability for the ensuing harm being experienced in the region. Michael Robinson-Dorn, Clinic Director, is executive producer of the film; in accepting the award, he noted the important mission law clinics have in educating, training and inspiring the next generation of leaders and in providing representation to those members of the public most in need. He also recognized Professor William Rodgers for his essential and catalytic role in all matters relating to the Reopener Project. Central to completion of the documentary are Seattle film-maker Michael Harris and photographers Kevin Ely and Kirk Miller whose work also generated the regional Emmy Award.

Innocence Project Northwest Clinic Receives \$281,000 Gift

Significant to the operation of the Innocence Project Northwest Clinic is a gift of \$281,000 from the RiverStyx Foundation to provide additional capacity to assist those who may have been wrongfully convicted. As a consequence of the gift, Kelly Canary has been hired as Clinic staff attorney. In addition to the new position, over the next two years this generous gift will fund investigative costs for cases and a symposium.



Kelly Canary

The RiverStyx Foundation has also provided seed funding for the Integrity of Justice Project ("IJP"), a new statewide public policy and education effort involving the UW Law School and the other two law schools in Washington state, Gonzaga and Seattle Universities. The IJP will work to foster a collaborative partnership among prosecutors, law enforcement, defense lawyers, the courts and others to identify best practices and procedures that can help ensure accurate determination of guilt or innocence. UWLS alums Theresa Connor and Rob Hatfield are executive director and policy attorney of

International Journal of Clinical Legal Education

The following link:

http://www.numyspace.co.uk/~unn_mlif1/school_of_law/IJCLE/

is a call for papers and advance information for the International Journal of Clinical Legal Education (IJCLE) Conference scheduled to be held in conjunction with the Australian Clinical Conference on July 8-11, 2009, at Murdoch University in Western Australia. These are really good conferences, and I highly recommend the conference to anyone able to attend.

THIRD ANNUAL GEORGETOWN SUMMER INSTITUTE ON CLINICAL TEACHING

Georgetown University Law Center is pleased to announce that we will hold our annual Summer Institute on Clinical Teaching from June 21-24, 2010.

During this four-day, intensive workshop on our campus, we will help a small number of clinicians improve their teaching and supervision through plenary sessions, hands-on work, and numerous opportunities for individualized feedback. Plenary presentations will touch on a wide variety of topics relevant to experienced clinical teachers. In small group sessions, each participant will present a challenge she has encountered in clinical teaching or supervision; the group will think through strategies for resolving them.

The program is designed for experienced clinical faculty. Past participants have been doing this work for at least five years, and more typically 10 or more. Our hope is that clinicians will leave the Institute with a renewed sense of energy, a broader range of strategic ideas, and a connected community of peers from whom to continue to learn.

No registration fee will be charged. Georgetown will provide some meals during the workshop period, and those who wish to stay in the Law Center's dormitory apartments may do so at low cost.

CALLS FOR PAPERS/PROPOSALS—[Check out all Calls for Papers](#)

Newly added call for papers: Georgetown University Law Center, Columbia Law School, University of Southern California Center for Law, History & Culture, and UCLA School of Law invite submissions for the eighth meeting of the Law & Humanities Junior Scholar Workshop to be held at USC Gould School of Law in Los Angeles on June 4 & 5, 2010.

Deadline for submissions is January 8, 2010. For more information please visit this website:

http://www.saltlaw.org/contents/view/callsforpapers_gouldworkshop

Equal Justice Colloquium

10th Annual Access to Equal Justice Colloquium, March 19, 2010 *Challenging Structural Impediments to Substantive Justice*, Washington University Law School Keynote speaker: Marty Guggenheim.

Juvenile Justice: Passages, Prevention, and Intervention

REGISTER NOW! Link to registration:

http://www.law.ufl.edu/centers/childlaw/pdf/jjc_registration.pdf

February 19 and 20, 2010

Sponsored by:

Juvenile Justice Project
Center for Children and Families
University of Florida Levin College of Law

In collaboration with the Center for Race and Race Relations, University of Florida Levin College of Law

Co-sponsors: Child Advocacy Project, Harvard Law School and the Juvenile Justice Clinic, Georgetown University School of Law

Plenary Speakers: Geoffrey Canada, founder of the Harlem Children's Zone
Shay Bilchik, director, Center for Juvenile Justice Reform,
Georgetown University

Juvenile Justice Project website: <http://www.law.ufl.edu/centers/childlaw/>

Conference website:

http://www.law.ufl.edu/centers/childlaw/juvenile_justice/conferences/

Call for Panels and Papers

[SALT Teaching Conference: Teaching in a Transformative Era: The Law School of the Future](#) will examine the most pressing challenges law schools face in the 21st century—Deadline January 15, 2010 for December 10-11, 2010 conference at University of Hawai'i School of Law

[Third National People of Color Conference: OUR COUNTRY, OUR WORLD IN A "POST-RACIAL ERA"](#) Deadline February 12, 2010 for September 9-12, 2010 conference.

Externships 5

The University of Miami Law School will host Externships 5, the 5th national conference on externship clinical education, to be held in Miami, Florida, March 4 – 6, 2010. The conference is titled "Externships 5: Externships in Changing Times" and will address such issues as how externship clinics advance the promise of the Carnegie Report and Best Practices, how changing roles for lawyers affect teaching and clinical supervision, whether changes in students' career prospects should affect externship programs and how new ABA Standards could affect the externship community. The program will include concurrent sessions on externship issues relevant to both new and experienced externship clinicians, as well as a "Works in Progress" session for those who are working on publishing externship-related articles. Registration will be available through www.miamiexternshipconference.com.

CONFERENCES

The Center for International Human Rights at Northwestern University School of Law will host the 3rd Annual Atrocity Crimes Litigation Year-in-Review (2009) Conference on Thursday, February 4, 2010. Distinguished judicial practitioners and scholars examine the jurisprudence of the international and hybrid criminal tribunals during the calendar year 2009 in this singular annual conference in the United States.

The Small Business Opportunity Clinic will host its annual Entrepreneurship Conference on Feb 20, 2010, and will focus on Social Entrepreneurship. The keynote speaker will be Marc Schulman, president of Eli's cheesecake.

Clinical Theory Workshops

This year's New York Law School Clinical Theory Workshops are underway. We'll be meeting seven times this year, as we did last year, always from 4:10 – 6:00 pm on Friday afternoons, and this year in NYLS' brand new Boardroom. The next one is December 4; all of you are welcome at that or any others – and if you'd like to be on the e-mail distribution list for the papers, please contact Steve Ellmann at stephen.ellmann@nyls.edu.

October 23, 2009: Ann Juergens, William Mitchell College of Law, "Desegregating Doctrine, Practice, and Ethics in Legal Education: Notes from the Field"

November 13, 2009: Ian Weinstein, Fordham University School of Law, "Teaching the Whole Person, Reaching the Whole Class: Multiple Intelligences, Deliberate Practice and the Education of the Reflective Professional"

December 4, 2009: Richard A. Matasar, New York Law School, "Clinicians, Law Schools, and the Market for Lawyers"

February 5, 2010: Eduardo Capulong, University of Montana School of Law, "Client Activism in Progressive Lawyering Theory"

February 26, 2010: Scott Cummings, UCLA School of Law, "Managing Pro Bono: Doing Well by Doing Better"

March 19, 2010: William Wesley Patton, Whittier Law School, "The Advantages of a Clientless Policy Clinic in Teaching Interdisciplinary Advocacy"

April 16, 2010: Laura Cohen, Rutgers School of Law – Newark, "Clinical Collaborations with Public Interest Organizations"

CLEA Mission Statement Revision and Seeking Volunteers for a Strategic Planning Committee

As we reported last fall, at its May 2009 Retreat in Cleveland, Ohio, the Clinical Legal Education Association (CLEA) Board of Directors took answers to a membership survey from Spring 2009 and developed concepts for an updated CLEA mission statement. Those concepts were delegated to a drafting committee, then circulated to all former CLEA Presidents for input as well. Thereafter, the CLEA Board had a vigorous e-discussion about the statement, and ultimately approved it wholeheartedly. The 2009 revised mission statement reads as follows:

The Clinical Legal Education Association exists to advocate for clinical legal education as fundamental to the education of lawyers. CLEA and its members seek to:

- foster excellent teaching and scholarship by clinical educators;**
- integrate clinical teaching and extend its methods into the legal education program of every law school;**
- reform legal education so as to prepare law students for excellent and reflective law practice;**
- advance regulation of legal education that insures the continued vitality of clinical education in law schools; and**
- pursue and promote justice and diversity as core values of the legal profession.**

Clinical Legal Education Association Mission Statement

Updated Based on Membership Input Summer 2009 (Approved by the CLEA Board August 2009)

As part of the work on this project, the current board and former presidents agreed that we needed to convene a committee to develop a strategic plan to implement CLEA's Updated Mission Statement, and part of that plan should be considering a strategy for ensuring that all law students have access to clinics. If you are interested in serving on such a committee please contact Kim Diana Connolly at connolly@sc.edu.

CLEA Membership Meeting

We will hold a CLEA membership meeting to update members on the revised CLEA mission statement, ABA advocacy, new website and other matters on Saturday, January 9, 2010, 7:30 – 8:30 a.m. in the River Room, Twelfth Floor, Westin New Orleans Canal Place. The CLEA Board will also meet Friday, January 8, 2010, 7:00 – 8:30 a.m. in the Salon, Twelfth Floor, Westin New Orleans Canal Place – and as always members are invited to the board meeting!

**Vulnerable Populations and Economic Realities:
A Teaching Conference at Golden Gate - March 19-20, 2010**

Golden Gate University School of Law and SALT are co-sponsoring a two-day teaching workshop in San Francisco on March 19-20, 2010. The focus of the two-day event is "Vulnerable Populations and Economic Realities: An Interdisciplinary Approach to Law Teaching." The workshop will bring together, for use in law teaching across the curriculum, new data and theories from the social sciences, communications and media, and legal education about the nation's most vulnerable populations. Participants will explore questions such as: how can law teachers integrate economic issues precipitated by class, race, and gender into a broad range of courses? What types of nontraditional classes would most effectively focus student interest on the economic needs of vulnerable populations? How do law schools initiate and encourage collaborative alliances in teaching, service, and scholarship to broaden discussions and promote positive change? The conference will consider these issues from the perspectives of interdisciplinary academics, practitioners, and activists.

Confirmed presenters at the conference include Paul Butler, Professor of Law at George Washington University, and John Payton, President and Director-Counsel of the NAACP Legal Defense Fund. Professor Butler's most recent book *Let's Get Free: A Hip-Hop Theory of Justice* has been described by ACLU director Anthony Romero as a "provocative and intelligent analysis of U.S. justice" and a "tour de force" by Harvard law professor Charles Ogletree, Jr. Among his many achievements, Mr. Payton successfully argued on behalf of the University of Michigan in two recent landmark Supreme Court cases regarding diversity in higher education. Additional information about the conference schedule and registration will be on the SALT website soon. Questions about the conference can be directed to Professor Michele Benedetto Neitz at MNeitz@ggu.edu.

PUBLICATIONS

Prof. Jill I. Gross of the Pace Law School Investor Rights Clinic recently published an article in Volume 37, Number 3 (Fall 2009) of the *Securities Regulation Law Journal* entitled, "*Hall Street Blues: The Uncertain Future of Manifest Disregard.*" Prof. Gross has also delivered a recent presentation to the New York State Bar Assoc. regarding recent developments in ADR decisions and is making three presentations at the annual PIABA convention at the end of October in Carlsbad, Calif.

Monique B. Lampke, "Why the Fair Use Defense of Free Speech or Parody Under the Anticybersquatting Consumer Protection Act Needs Judicial Review by the United States Supreme Court", *Minnesota University Journal of Law, Science, and Technology* (forthcoming Winter 2010).

Publication, [Toward a Theory of Procedural Justice for Juveniles](#), 57 *BUFF. L. REV.* (forthcoming Dec. 2009). Tamar R. Birckhead

Appointment as Co-Facilitator, Legal Issues Working Group, Youth Accountability Planning Task Force (established by the N.C. General Assembly to develop an implementation plan to raise the age of juvenile court jurisdiction from 16 to 18), 2009-11, Tamara R. Brickhead

Panelist, "Lawyering Through Differences: Serving Clients across Race, Culture, and Class," [Pro Bono Program](#), UNC School of Law, October 28, 2009, Tamara Birckhead

Speaker, "Toward a Theory of Procedural Justice for Juveniles," [Children and the Law Junior Faculty Workshop](#), Washington & Lee University School of Law, Lexington, VA., July 16-17, 2009 (selected through blind peer-review process), Tamara Birckhead

Invited Participant, [Georgetown Summer Institute on Clinical Teaching](#), Georgetown University Law Center, Washington, D.C., June 22-25, 2009, Tamara Birckhead

Speaker, "Toward a Theory of Procedural Justice for Juveniles," Faculty Workshop Series, UNC School of Law, June 11, 2009, Tamara Birckhead

Panelist, "Toward a Theory of Procedural Justice for Juveniles," [Law and Society Association Annual Meeting](#), Denver, Colo., May 29, 2009, Tamara Birckhead

Panelist, "Pros and Cons of Raising the Juvenile Age," N.C. Ass'n of Community Alternatives for Youth Joint Legislative Conference, Raleigh, N.C., May 12, 2009, Tamara Birckhead

Speaker, "Applying *Roper v. Simmons* to Juvenile Interrogations," [Ohio Juvenile Defender Leadership Summit](#), Children's Law Center & National Juvenile Defender Center, Dayton, Ohio, Apr. 2, 2009, Tamara Birckhead

- Deborah Kenn, a Professor of Law at Syracuse University and the Director of the Community Development Law Clinic, has authored a new book — *Lawyering from the Heart* (Aspen Publishers). Published in August 2009 and based on interviews Kenn conducted in the summer of 2006, the book chronicles the experience of twenty two public interest lawyers and how they have made a living practicing exactly the kind of law that inspired them to go to law school. The book’s positive message of staying true to your values is far from a prescriptive antidote to staying out of private practice. Rather, the book offers those who read it an alternative view to the practice of public interest law— that one can make a living while benefitting society.
- Associate Professor of Law and Director of the Criminal Defense Clinic Jenny Roberts has written two articles about the collateral consequences of criminal convictions. The Mythical Divide Between Collateral and Direct Consequences of Criminal Convictions: Involuntary Commitment of “Sexually Violent Predators, 93 MINN. L. REV. 670 (2008), proposes a two-part reasonableness test to determine the significance of a collateral consequence to a particular defendant in a due process analysis. It examines the issue of when courts should warn about collateral consequences through the lens of potentially lifelong, civil commitment of “Sexually Violent Predators”— perhaps the most severe of all “collateral” consequences. The other article, Ignorance is Effectively Bliss: Collateral Consequences of Criminal Convictions, Silence and Misinformation in the Guilty Plea Process, 95 IOWA L. REV. (forthcoming Winter 2009), examines an issue that the United States Supreme Court will decide in the 2009-2010 term, namely, if criminal defense lawyers run afoul of effective-assistance-of-counsel norms as they fail to warn, or warn incorrectly, about a serious collateral consequence such as deportation.
- Associate Professor of Law and Director of the Disability Rights Clinic Michael Schwartz, Syracuse, has published the following articles:
 - Limits on Injunctive Relief Under the ADA: Rethinking the Standing Rule for Deaf Patients in the Medical Setting, 11 Journal of Health Care Law & Policy 163, University of Maryland School of Law (2008).
 - Deaf Patients, Doctors, and the Law: Compelling a Conversation About Communication, 35 Florida State University Law Review 947 (Summer 2008).

Raja Raghunath, *A Promise the Nation Cannot Keep: What Prevents the Application of the Thirteenth Amendment in Prison?*, 18 WM. & MARY BILL RIGHTS J. ___ (forthcoming 2010).

Tamara Kuennen, *Public Problems and Private Lives: Applying Relational Contract Theory to Domestic Violence Cases*, 2010 B.Y.U. L. REV. (forthcoming 2010).



Hugh Lee

Hugh M. Lee (Alabama) has just released the 2009-2010 edition of his Alabama Elder Law hornbook, which he co-authored with Jo Alison Taylor. The book contains 1400 pages of information designed to address most of the major practice areas of interest to lawyers practicing in the elder law arena, and is published by West Publishing. Mr. Lee has also completed work as reporter on the Alabama Law Institute's proposed Uniform Guardianship and Protective Proceedings Jurisdiction Act, which is designed to address interstate jurisdiction disputes in guardianship and conservatorship cases.



Barbara Bezdek

"Putting Community Equity in Community Development: Resident Equity Participation in Urban Redevelopment," Chapter 7, in AFFORDABLE HOUSING AND PUBLIC-PRIVATE PARTNERSHIPS (Ed. Robin Paul Malloy & Nestor Davidson) (Ashgate Publishing Ltd., 2009)

Barbara Bezdek

"The Alinsky Prescription: Law Alongside Organizing," 42 John Marshall Law Review 101 (Symposium) (2009)



Douglas Colbert

"Loss for Poor Defendants, Maryland's Public Defender Forced Out," *The Baltimore Sun* (August 26, 2009)

Peter Holland

"Fraud is Fun or: How a Foreclosure Rescue Scam Changed My Life" Trial Reporter: Journal of the Maryland Association for Justice, Inc. (Fall 2009)



Susan Leviton

"Students Schooling Students: Gaining Professional Benefits While Helping Urban High School Students Achieve Success," co-author, 38 Journal of Law and Education 359 (July 2009)

"Preventing Schools from Becoming the Pipeline to Prison," co-author, 42 Maryland Bar Journal 43 (May/June 2009)

PRESENTATIONS



Jane Barrett

Keynote Speaker, Annual Women's Symposium, Blank Rome, LLP, Washington, DC (July 22, 2009) Panelist, "Supreme Court Preview," University of Maryland School of Law, Baltimore, Maryland (October 12, 2009)

"Overview of DeDelegation under the Clean Water Act: A review of Strategic and Legal Issues" Waterkeeper Chesapeake Annual Conference, Baltimore, Maryland (October 28, 2009)

Moderator, Panel on Global Environmental Law Multilateralism and Global Law Conference University of Maryland School of Law, Baltimore, Maryland (October 23, 2009)

Barbara Bezdek

"Stable Housing for Seismic Economic Times: Renewing Rental Housing," This Defining Moment in U.S. Affordable Housing Policy Symposium, St. Louis University Public Law Journal, Property Rights and Economic Stability: A Necessary Connection?, St. Louis University School of Law, St. Louis, Missouri (February 28, 2009)

"Clients Counseling Their Lawyers for [a] Change," Law & Society Association Annual Meeting, Denver, Colorado (May 28, 2009)

"Recovering Communities: From Baltimore to Biloxi," Law & Society Association Annual Meeting, Denver, Colorado (May 30, 2009)

"Between a Rock and a Hard Place: Seismic Economic Times Reveal our Need for Shared Equity Housing," Poverty and Economic Mobility Conference, American University- Washington College of Law, Washington, DC (October 26, 2009)

**Brenda Blom**

"Specialty Courts: New Tools for Client Success or Landmines for Justice?," moderator and panel convener, 11th Annual Partners for Justice Conference, Baltimore, Maryland (May 28, 2009)

"Making the Most of Carnegie and Best Practices," Panelist, AALS Clinic Directors' Conference, Cleveland, Ohio (May 6, 2009)

Douglas Colbert

Interview, "The Firing of Maryland's Public Defender: Just Cause or A Step Toward Assembly Line Justice?," *The Marc Steiner Show*, (September 1, 2009)

**Kathleen Dachele**

"Flavored Tobacco Products: Legislative Activity and Options and Fire-Safe Cigarettes: How This Legislation Swept the Country Like Wildfire," National Conference on Tobacco or Health, Phoenix, Arizona (June 10, 2009)

Panelist, "Supreme Court Preview: Salazar v. Buono," University of Maryland School of Law, Baltimore, Maryland (October 12, 2009)

Moderator, "Maryland Democratic Legislators Panel," University of Maryland School of Law, Baltimore, Maryland (October 15, 2009)

Panelist, "Supreme Court Preview: Stop the Beach Renourishment v. Florida Department of Environmental Protection," University of Maryland School of Law, Baltimore, Maryland (October 12, 2009)



Michael Pinard

“Juvenile Justice: A Plurality of Perspectives on Persistent Problems,” Moderator, Southeastern Association of Law Schools 62nd Annual Meeting, Palm Beach, Florida (August 6, 2009)

Wendy Seiden

“Representing Child Victims and Witnesses in Criminal Courts,” co-presenter, ABA Children and the Law Conference, Washington, DC (May 16, 2009)

“How to Effectively Represent Child Victims in Criminal Cases,” ABA Annual Meeting, Chicago, Illinois (July 30, 2009)

Moderator, “International Conventions that Affect Child Welfare in the U.S.,” Practical Considerations: The Nexus of Social Work and Law in International Child Welfare Interdisciplinary Conference, University of Maryland, School of Social Work, Baltimore, Maryland (October 30, 2009)



Maureen Sweeney

“Immigration Law for the Non-Immigration Practitioner – Focus on Interactions with Family, Business and Criminal Law,” Panelist, Maryland State Bar Annual Meeting, Ocean City, Maryland (June 12, 2009)

Panelist, “Supreme Court Preview,” University of Maryland School of Law, Baltimore, Maryland (October 12, 2009)

Panel Moderator, “Working Session: Practical Considerations: Creating a Domestic Best Interests Determination,” Practical Considerations: The Nexus of Social Work and Law in International Child Welfare, University of Maryland School of Social Work, Baltimore (October 31, 2009)



Deborah Weimer

“Advocacy and Policy Change,” Interdisciplinary Collaborative Education Conference: Partnerships Between Law Schools and Health Professions, Georgia State University Law School, Atlanta, Georgia (September 24-25, 2009)

Stephen S. Churchill, Clinical Instructor and Lecturer on Law at Harvard Law School’s WilmerHale Legal Services Center, where he focuses on employment law and teaches employment law clinical courses, recently wrote an article for *Amicus*, the new online supplement of the *Harvard Civil Rights-Civil Liberties Law Review*, entitled, “Making Employment Civil Rights Real.”

Annette R. Appell, *The Pre-political Child of Child-Centered Jurisprudence*, 46 HOUSTON LAW REVIEW 703 (2009).

Rethinking Gender and Human Rights in the Global Political Economy, Vol 3, Global E-Global Studies J. 9, September 2009) <http://global-ejournal.org/>
Legal and Social Perspectives on Local Enforcement of Immigration under the Section 287(g) Program (with Hannah Gill, Mai Thi Nguyen, and Katherine Lewis Parker) 3 Popular Government Spring/Summer 2 (2009), Deborah M. Weissman.

Gender and Human Rights: Between Morals and Politics in Gender Equality (Linda C. McClain and Joanna L. Grossman, eds. 2009)
Domestic Violence in the PostIndustrial Household, In Violence against Women in Families and Relationships (Evan Stark and Eve Buzawa eds. 2009), Deborah M. Weissman.

Panelist, Feminist and Legal Theory and Institute for Developing Nations Conference on Violence and Vulnerability, Framing Violence, Emory Law School, Atlanta, Ga., Nov. 13-14, 2009 Panel Moderator, UNC Center on Work, Poverty, and Opportunity, Conference, Access to Justice in North Carolina: A Right to Counsel in Civil Cases, UNC School of Law, Oct. 30, Symposium Faculty Co-Chair and Panelist, North Carolina Law Review, Globalization, Families and the State, and Global Migration and Families, The Legal Production of Transgressive Families, UNC School of Law, Chapel Hill, Oct. 9, 2009, Deborah M. Weissman.

Bryan Adamson, Publications:

Critical Error: Courts' Refusal To Recognize Intentional Race Discrimination Findings as Constitutional Facts, 28 Yale L. & Pol. Rev.1 (2009).

The Muslim Manchurian Candidate: Barack Obama, Rumors, and Quotidian Hermeneutics, 24 St. John's Journal of Legal Commentary 4 (2009)

Can the Professor Come Out To Play? Scholarship, Teaching, and Theories of Play, 58 Journal of Legal Education 481 (2008)(with John Mitchell, Marilyn Berger, Lisa Brodoff, Paula Lustbader, and Anne Enquist).

Lori A. Nessel, Director, Center for Social Justice and Professor of Law, Immigration and Human Rights Clinic, published a law review article entitled *Externalized Borders and the Invisible Refugee*, 40 Colum. Hum. Rts. L. Rev. 625 (2009).

Leena Khandwala, Clinical Teaching Fellow for the Civil Litigation/Immigration and Human Rights Clinic at the Center for Social Justice, wrote an op-ed entitled *Stop Tearing Immigrant Mothers Away From the Their Children* to highlight the plight of immigrant mothers, which was published on Mother's Day 2009 in a wide range of online and print publications, including The Progressive, McClatchydc.com, USA Today and The Monitor (TX).

Kimberly E. O'Leary, *Yes, Santa Claus, There Is a Virginia: How One Lawyer Realized a Life of Passion for Justice, Commitment to Community, and Empathy for Clients*, which will be published in the Cooley Journal of Clinical and Practical Law in 2010

Professor Susan Jones has a new book, a co-edited anthology entitled *Building Healthy Communities: A Guide to Community Economic Development for Advocates, Lawyers, and Policymakers*, published by the ABA. The book, an important contribution to the field of community economic development, contains a chapter entitled "How Microenterprise Development Contributes to CED," co-authored by Professor Jones and Friedman Fellow Amanda Spratley. While this chapter adds to a long list of Susan Jones' publications, it is the first of many publications that we expect to emerge from our newly established clinical fellowship program.

Lawyers and Clients: Critical Issues in Interviewing and Counseling

Stephen Ellmann, New York Law School
Robert D. Dinerstein, American
Isabelle R. Gunning, Southwestern
Katherine R. Kruse UNLV
Ann C. Shalleck, American

ISBN 978-0-31423-531-2

Lawyers and Clients: Critical Issues in Interviewing and Counseling was published in October, is available for spring 2010 classes and is now available for viewing on Law School Exchange.

Going beyond the basics of interviewing and counseling, this book examines practical and theoretical challenges lawyers face with clients. Each chapter explores a critical issue in interviewing and counseling, such as developing connection across difference; dealing with atypical clients; using engaged client-centered counseling; bringing narrative theory to bear on lawyer-client encounters; seeking truth; pursuing moral dialogue; discussing law; and understanding how expertise affects practice.

Join Law School exchange today to view a complimentary digital copy of this text and to take advantage of the site's many other features. Law School Exchange allows law school faculty to share, digitally publish, and find scholarship and teaching materials in collaboration with an online community of peers.

Review Copy: *Lawyers and Clients: Critical Issues in Interviewing and Counseling* will be sent to all full-time law professors teaching interviewing and counseling. Other professors who would like to review this textbook may request a complimentary copy by emailing their account manager at westacademic@thomsonreuters.com. When placing an order with your bookstore, please refer to ISBN 978-0-31423-531-2

JOBS



Sandra Day O'Connor College of Law at Arizona State University

Post-Conviction Clinic Director and Clinical Professor of Law

The Sandra Day O'Connor College of Law invites applications for a full-time faculty position working in the post-conviction clinic. This position will be on track for continuing status as a Clinical Professor of Law. The Director of the post-conviction clinic will work with students on cases involving post-conviction relief in the Arizona criminal justice system. The Director will oversee both student work on actual cases and teach a classroom component of the clinic. The post-conviction clinic works closely with the Arizona Justice Project on cases that use DNA evidence to exonerate those wrongfully convicted of serious felonies. Students engage in extensive fact investigation as they evaluate claims of innocence. The classroom component introduces students to a variety of legal topics relevant to the rules of criminal procedure, ineffective assistance of counsel, fact investigation, wrongful conviction, and the state of forensic sciences. We are especially interested in applicants anchored in criminal law and practice. Candidates must have outstanding academic credentials and demonstrate the potential for outstanding teaching and supervision of students in a clinical setting.

Candidates must have a J.D. degree. Candidates must also have teaching, research, and other professional experience appropriate to rank. Applications will be reviewed beginning December 15, 2009; if not filled, reviews will occur on the first of the month thereafter until search is closed. Please submit resume to Ms. Jenny Bishop, Coordinator for Appointments Committee, Sandra Day O'Connor College of Law, Arizona State University, 1100 S. McAllister Avenue, Tempe, AZ 85287-7906, or electronically to: Jenny.M.Bishop@asu.edu. Additional information about the Sandra Day O'Connor College of Law and Arizona State University is available at: <http://www.law.asu.edu>.

Arizona State University is an equal opportunity/affirmative action employer.

**Stanford Law School Community Law Clinic
Jay M. Spears Clinical Teaching Fellowship**

Start Date: August 2010
(Full-time; 2 years)

The Mills Legal Clinic of Stanford Law School invites applicants for the Jay M. Spears clinical teaching fellowship in its Community Law Clinic ("CLC"). The fellow will have the opportunity to be part of the thriving clinical community at Stanford Law School where, together with the clinical faculty and other fellows, the fellow will represent clients and supervise and train law students who are representing clients.

One of the ten clinical programs constituting the Mills Legal Clinic, the CLC represents low-income people in the communities surrounding the Law School in a variety of civil matters. The Clinic's areas of focus are employment (wage and hour), housing, and expungement of criminal records, but the emphases of the program shift to respond to the needs of local low-income people. The CLC also conducts other forms of advocacy on behalf of working and non-working poor people in a variety of settings, including community legal education, legislative work, and assisting local organizations with grassroots organizing. More information about the CLC can be found at www.law.stanford.edu/clinics/sclc.

Applicants for the CLC fellowship must have practice experience (or experience as a student in a clinical program) representing low-income people. Individuals with language capacity in Spanish are particularly encouraged to apply.

The fellowship position is structured as a two-year commitment, with the possibility of a third year extension upon mutual consent, depending on programmatic needs. This fellowship will allow a lawyer to spend time honing skills in public-interest lawyering and clinical teaching, with the expectation that at the end of the program, the fellow will be well-positioned to secure a position in one of those fields. Mills Legal Clinic fellows are part of the intellectual community within the clinical program and the Law School at large. Fellows are invited to attend the weekly faculty workshops at which scholars from within Stanford and from throughout the world present works in progress. Fellows will also participate in workshops geared toward clinical teaching and public interest practice. Fellows may also have opportunities to independently design and teach short courses in which students from other clinics may enroll.

Applicants for the fellowship must have demonstrated commitment to public interest lawyering and must possess strong academic credentials. Successful teaching and student supervision experience or the demonstrated potential for such teaching and supervision are desirable.

The salary is based on a formula that is competitive with other public-interest fellowships, with compensation based on years of legal experience.

Applicants should submit resumes through <http://jobs.stanford.edu>, referencing job number 36385. Applications will be considered on a rolling basis until the position is filled. Applicants are encouraged to submit their materials by March 1, 2010. The fellowship is expected to commence in August 2010.

Additionally, the following materials should be sent to Professor Lawrence C. Marshall, Director of Clinical Education, Stanford Law School, Crown Quadrangle, 559 Nathan Abbott Way, Stanford, California, 94305-8610 (this set can also be sent electronically to Professor Marshall through the Clinic's administrative manager at jgielniak@law.stanford.edu).

- A short statement (no more than 750 words) describing: (1) prior experience in providing legal services; (2) other relevant experience; (3) aspirations for future public interest and/or clinical legal education work; and (4) information relevant to the applicant's potential for clinical supervision and teaching;
- Resume;
- Writing sample (10 – 15 pages);
- List of at least three references; and
- Law school transcript.

Harvard Law School

The Harvard Negotiation & Mediation Clinic has an open position for a Clinical Fellow and Lecturer on Law. This position reports to the Director of Harvard Negotiation & Mediation Clinical Program. The successful candidate will (1) assist in continuing to build, plan, and administer new clinical program in negotiation, mediation, and dispute resolution; (2) be responsible for developing student projects and for building and maintaining client relationships; (3) will help develop training curriculum and materials for students in program and, in the second year, may lead a 1-credit clinical workshop; (4) will supervise and mentor students, including meeting regularly to discuss developments in their projects, and providing regular, detailed feedback; (5) will supervise administrative aspects of program, including case management and development, web resources, and publicity; (6) will serve as a Lecturer on Law during Spring semester, leading a section in the Spring Negotiation Workshop under the direction of the Program Director. Duties as a lecturer include course planning, preparation and delivery of lectures, supervision of and feedback to students, and working collaboratively with the other members of the teaching team for the spring course. This is a 2-year fellowship from July 1, 2010 through June 30, 2012.

For further information or to apply for this position, please see:
http://jobs.harvard.edu/jobs/summ_req?in_post_id=42492

Applications must go through the online Human Resources system. Please do not send any application materials directly to the program.

Stanford Law School
Organizations and Transactions Clinic
Orrick Herrington & Sutcliffe Clinic Teaching Fellowship

* * * * *

The Mills Legal Clinic of Stanford Law School invites applicants for the Orrick Herrington & Sutcliffe clinical teaching fellowship in its Organizations and Transactions Clinic ("O&T"). The fellow will have the opportunity to be part of the thriving clinical community at Stanford Law School where, together with the clinical faculty and other teaching fellows, the fellow will represent clients and train law students.

O&T is one of ten clinical programs comprising the Mills Legal Clinic. It is the newest clinical program at Stanford, having opened in January 2008.

O&T provides students with opportunities to engage in public interest lawyering through corporate and transactional work for Northern California nonprofit organizations. Students advise on governance, commercial and communications matters, assist with contracts and collaborations, and provide general corporate support to O&T's clients. O&T also includes a weekly seminar. The seminar curriculum focuses on contextual understanding, document analysis and transaction planning and management considerations relevant to a sophisticated corporate practice. The clinic is designed to help orient students to corporate practice by giving them opportunities to develop analytical, editorial, planning and counseling skills in the context of both client projects and classwork. A goal of the clinic is to demonstrate to students how business lawyers can serve community as well as commercial organizations through pro bono, board service, leadership and volunteer activities.

The fellowship position is structured as a two-year commitment, with the possibility of a third year extension upon mutual consent, depending on programmatic needs. This fellowship will allow a lawyer to spend time honing skills in public-interest lawyering and clinical teaching, with the expectation that at the end of the program, the fellow will be well-positioned to secure a position in one of those fields. Fellows engage in community outreach, client development, supervision of students and independent client representation. Fellows also assist the director with curriculum design, development of teaching materials and classroom teaching. Fellows may also have opportunities to independently design and teach short courses in which students from other clinics may enroll.

Mills Legal Clinic fellows are part of the intellectual community within the clinical program and the Law School at large. Fellows are invited to attend weekly faculty workshops at which scholars from Stanford and throughout the world present research and works in progress. Fellows also participate in workshops geared toward clinical teaching and public interest practice.

Applicants for the fellowship must have practice experience in transactional work. Applicants must have demonstrated commitment to public interest lawyering and must possess strong academic credentials. Successful teaching and student supervision experience or the demonstrated potential for such teaching and supervision are desirable. Exposure to tax and nonprofit law, and service as a board member or employee at a nonprofit organization or business, are additional plus factors.

The salary is based on a formula that is competitive with other public-interest fellowships, with compensation based on years of legal experience.

Applicants should submit resumes through <http://jobs.stanford.edu>, referencing job number 36387. Applications will be considered on a rolling basis until the position is filled. Applicants are encouraged to submit their materials by March 1, 2010. The fellowship is expected to commence in August 2010.

In addition, applicants should send the following materials to the addresses below:

- a statement no longer than one page describing: (i) prior experience in providing corporate and transactional legal services to for-profit and nonprofit organizations; (ii) other relevant experience including experience as a board member, employee or volunteer for a nonprofit organization or working in a business; (iii) aspirations for future public interest and/or clinical legal education work; and (iv) information relevant to the applicant's potential for clinical supervision and teaching
- a resume
- a writing sample (10 – 15 pages)
- a list of at least three references
- a complete law school transcript

Applicants may send the materials electronically to Judy Gielniak, the Mills Legal Clinic administrative manager, at jgielniak@law.stanford.edu. Hard copies may be sent to:

Jay A. Mitchell
Director, Organizations and Transactions Clinic
Stanford Law School
Crown Quadrangle
559 Nathan Abbott Way
Stanford, CA 94305-8610

Stanford Law School Youth and Education Law Project Clinical Teaching Fellowship

Start Date: August 2010
(Full-time; 2 years)

The Mills Legal Clinic of Stanford Law School invites applicants for a clinical teaching fellowship in its Youth and Education Law Project ("YELP"). The fellow will have the opportunity to be part of the thriving clinical community at Stanford Law School where, together with the clinical faculty and other fellows, the fellow will represent clients and supervise and train law students who are representing clients.

One of the ten clinical programs constituting the Mills Legal Clinic, YELP represents low-income youth and families in all aspects of education-related matters, including direct representation of youth in special education and school discipline matters. YELP also spearheads numerous policy, legislative, and impact projects that seek to systemically improve educational opportunities for disadvantaged students, including two recent class-actions aimed at ensuring equal access to educational opportunity. Students in the Youth and Education Law Project, working under the close supervision of the clinic director and the teaching fellow, have opportunities to interview and counsel clients, engage in negotiation and mediation, and to try cases before administrative hearing bodies. More information about YELP can be found at <http://www.law.stanford.edu/program/clinics/youtheducation/>.

Well-qualified applicants for the YELP fellowship will have practice experience (or experience as a student in a clinical program) providing direct representation to low-income and/or youth clients. Well-qualified applicants also will have demonstrated commitment to public interest lawyering and must possess strong academic credentials. Successful teaching and student supervision experience or the demonstrated potential for such teaching and supervision are desirable.

The fellowship position is structured as a two-year commitment, with the possibility of a third year extension upon mutual consent, depending on programmatic needs. This fellowship will allow a lawyer to spend time honing skills in public-interest lawyering and clinical teaching, with the expectation that at the end of the program, the fellow will be well-positioned to secure a position in one of those fields. Mills Legal Clinic fellows are part of the intellectual community within the clinical program and the Law School at large. Fellows are invited to attend weekly faculty workshops at which scholars from within Stanford and from throughout the world present works in progress. Fellows also participate in workshops geared toward clinical teaching and public interest practice. Fellows may also have opportunities to independently design and teach short courses in which students from other clinics may enroll.

The salary is based on a formula that is competitive with other public-interest fellowships, with compensation based on years of legal experience.

Applicants should submit resumes through <http://jobs.stanford.edu>, referencing job number 36388. Applications will be considered on a rolling basis until the position is filled.

Applicants are encouraged to submit their materials by March 1, 2010. The fellowship is expected to commence in August 2010.

Additionally, the following materials should be sent to Professor Lawrence C. Marshall, Director of Clinical Education, Stanford Law School, Crown Quadrangle, 559 Nathan Abbott Way, Stanford, California 94305-8610 (this can also be sent electronically to Professor Marshall through the clinic's administrative manager at jgielniak@law.stanford.edu.)

- a statement no longer than one page describing: (i) prior experience in providing legal services; (ii) other relevant experience; (iii) aspirations for future public interest and/or clinical legal education work; and (iv) information relevant to the applicant's potential for clinical supervision and teaching;
- a resume;
- a writing sample (10-15 pages);
- a list of at least three references; and
- a complete law school transcript.

**University of Pennsylvania Law School Transnational Legal Clinic
Practice Professor of Law**

The University of Pennsylvania Law School, a national leader in clinical legal education, seeks to appoint to its Practice Professor track a full-time faculty member to teach in and to administer its Transnational Legal Clinic.

The Transnational Legal Clinic, which particularly emphasizes international human rights, is an integral part of the Gittis Center for Clinical Legal Studies, Penn's endowed clinical program, which offers students real-case clinical opportunities in every major lawyering role. The Center is a part of Penn's overall commitment to public interest law, and benefits from being part of a leading university with extensive global and international connections.

The Transnational Legal Clinic provides students an opportunity to explore the role of the lawyer in settings that cut across cultures, borders, languages, and legal systems. Students in recent years have engaged in direct legal representation of individuals and organizational clients in asylum and other immigration-related cases, and they have participated in broader advocacy and human rights projects in domestic and international venues. The Clinic also presents opportunities to conduct international lawyering in its broadest sense, including transactional or development activity and policy-based work in this field. The Clinic is an important part of Penn Law's international and comparative law program, and reflects the school's commitment to teaching, scholarship, and service in the global legal environment.

Penn seeks candidates with strong practice experience, distinguished academic and professional achievement, dynamic teaching and supervisory skills, and a deep commitment to clinical legal education. Candidates must have a minimum of three years of relevant practice experience; prior teaching experience is desirable but not required. Admission to the Pennsylvania bar or a willingness to be licensed in Pennsylvania is required. Review of candidates will begin immediately and continue until the position is filled. The University of Pennsylvania is an affirmative action/equal opportunity employer. Women and minority candidates are especially encouraged to apply.

Please submit applications electronically by email to: Kelly Farraday at kfarada@law.upenn.edu.

Stanford Law School Immigrants' Rights Clinic Cooley Godward Kronish Clinical Teaching Fellowship

Start Date: August 2010
(Full-time; 2 years)

The Mills Legal Clinic of Stanford Law School invites applicants for the Cooley Godward Kronish clinical teaching fellowship in its Immigrants' Rights Clinic ("IRC"). The fellow will have the opportunity to be part of the thriving clinical community at Stanford Law School where, together with the clinical faculty and other fellows, the fellow will represent clients and supervise and train law students who are representing clients.

One of the ten clinical programs constituting the Mills Legal Clinic, the IRC represents individual non-citizen clients in a variety of matters. These include immigration court proceedings on behalf of non-citizens with criminal convictions, applications to secure status for non-citizen survivors of domestic violence, and asylum cases. The IRC also litigates immigrants' rights cases in the federal courts, including habeas petitions on behalf of detained noncitizens, appeals in the Ninth Circuit, and other complex litigation on behalf of noncitizens challenging DHS policies. In addition to its litigation work, the IRC conducts legal advocacy on behalf of immigrants' rights organizations in a variety of areas, including advocating for immigrants in detention, assisting local organizations with grassroots organizing, developing and distributing know-your-rights materials, legislative advocacy, international human rights advocacy, and enabling immigrants' rights groups to access legal services. More information about the IRC can be found at www.law.stanford.edu/clinics/irc.

Applicants for the fellowship in the IRC must have practice experience (or experience as a student in a clinical program) representing non-citizens. Individuals with language capacity in an Asian language (Vietnamese, Cantonese, Mandarin, Tagalog, etc.) or Spanish are particularly encouraged to apply.

The fellowship position is structured as a two-year commitment, with the possibility of a third year extension upon mutual consent, depending on programmatic needs. This fellowship will allow a lawyer to spend time honing skills in public-interest lawyering and clinical teaching, with the expectation that at the end of the program, the fellow will be well-positioned to secure a position in one of those fields. Mills Legal Clinic fellows are part of the intellectual community within the clinical program and the Law School at large. Fellows are invited to attend weekly faculty workshops at which scholars from within Stanford and from throughout the world present works in progress. Fellows also participate in workshops geared toward clinical teaching and public interest practice. Fellows may also have opportunities to independently design and teach short courses in which students from other clinics may enroll.

Applicants for the fellowship must have demonstrated commitment to public interest lawyering and must possess strong academic credentials. Successful teaching and student supervision experience or the demonstrated potential for such teaching and supervision are desirable.

The salary is based on a formula that is competitive with other public-interest fellowships, with compensation based on years of legal experience.

Applicants should submit resumes through <http://jobs.stanford.edu>, referencing job number 36386. Applications will be considered on a rolling basis until the position is filled. Applicants are encouraged to submit their materials by March 1, 2010. The fellowship is expected to commence in August 2010.

Additionally, the following materials should be sent to Professor Lawrence C. Marshall, Director of Clinical Education, Stanford Law School, Crown Quadrangle, 559 Nathan Abbott Way, Stanford, California 94305-8610 (this can also be sent electronically to Professor Marshall through the clinic's administrative manager at jgielniak@law.stanford.edu.)

a statement no longer than one page describing: (i) prior experience in providing legal services; (ii) other relevant experience; (iii) aspirations for future public interest and/or clinical legal education work; and (iv) information relevant to the applicant's potential for clinical supervision and teaching;

- a resume;
- a writing sample (10-15 pages);
- a list of at least three references; and
- a complete law school transcript.

LSU Law Center

The LSU Law Center seeks to hire tenure-track faculty to teach in its newly expanded clinical program. The Law Center invites creative and energetic candidates in all clinical subject areas, but has a particular interest in candidates with experience in Juvenile Delinquency, General Civil Practice, or Domestic Violence. Candidates should send a letter of interest and CV to Professor William Corbett; Chair of the Faculty Appointments Committee; LSU Law Center, East Campus Drive, Baton Rouge, LA 70803. Questions about the position and the LSU Clinical Legal Education Program can be directed to Professor Robert Lancaster, Director of Clinical Legal Education, at 225-578-8640 or Robert.lancaster@law.lsu.edu.

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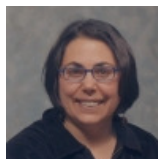
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Clinical Scholarship Peer Network



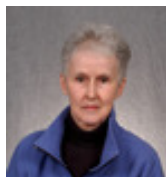
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CONTINUING SURVEY OF CLINICIANS WHO HAVE CONSULTED OR TAUGHT IN A FOREIGN COUNTRY

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 web site of Columbus School of Law, The Catholic University of America. To access it, go to the survey at <http://faculty.cua.edu/ogilvy>.

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:

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Washington, DC 20064
202|319-6195, Fax 202|319-4459
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Your Name: _____ **School:** _____

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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: _____

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