

## CENTERS OF ATTENTION



Dean David F. Levi and Jeff Tabak T'79, L'82 joined ESPN analyst Jay Bilas T'86, L'92 in New York at the Center for Sports and the Law's inaugural event in December.

## NEW RESEARCH CENTERS STRENGTHEN LAW SCHOOL'S INTERDISCIPLINARY FOCUS

It sounds like the beginning of a bad joke — a law school dean and an athletic director walk into a pizza shop. In truth, the conversation that Duke Law School Dean David F. Levi and Kevin M. White, Duke University's vice president and director of athletics, shared several months ago over a casual lunch in Durham produced the necessary inspiration for the newest of the Law School's 10 interdisciplinary research centers.

What Levi and White envisioned that day was a center that could assemble experts in the field of sports law to study the many varied legal issues that frame, affect, and sometimes distract from sports issues — ranging from doping and intersex athletes to contract law and copyright. The center could harness Duke's prominence as an athletic powerhouse as well as its reputation for interdisciplinary research and teaching.

It didn't take long for their conversation to turn to action; in December, Duke alumni, former athletes, and top executives from professional basketball, baseball, and football gathered for "The Internationalization of Professional Sports," a panel discussion at Weil, Gotshal & Manges in

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## Ichel gift establishes endowed chair

A \$1.25 million gift from Board of Visitors Chair David Ichel '78 and his wife, Jan, will create an endowed Chair in Constitutional Law and Government at Duke Law School, adding further depth to the school's highly regarded constitutional law faculty and programs.

The Ichel gift, matched by funds from The Duke Endowment's Strategic Faculty Initiative,

also advances Duke Law's strategic goal of adding 10 new faculty positions in the coming years.

The holder of the new professorship in constitutional law and government will teach courses at the Law School as well as undergraduate courses at Duke's Trinity College, a factor that Ichel says appealed to him as an alumnus of both schools.

"Duke Law School is home to one of the country's leading constitutional law faculties, and this gift is a wonderful affirmation of the strength of our faculty, programs, and scholarship in this important field," says Dean David F. Levi. "It will allow us to expand our programming and deepen our faculty strength in a subject that is of tremendous interest to our

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## MESSAGE FROM THE DEAN

### ‘Stand at the Center’

I taught a new course this year to the entire first-year class. It was called “the Dean’s Course,” which is more than a little misleading because Professor John Weistart, a most talented law teacher, taught with me. It was a privilege to teach with him and to have this connection to each of our 1Ls. We focused on the legal profession and the many different possibilities in a legal career. Each month we discussed the different characteristics of great lawyers with a distinguished guest. Leadership was a theme in each discussion.

We began with Ben Heineman, former general counsel for General Electric. He talked about the many different ways in which in-house lawyers take on management and strategic roles within the company. Hal Haddon ’66 and our own Professor

“Each hand extended across the generations is a demonstration of leadership and generosity that our students will long remember. And it will inspire them to do the same in support of the students who follow them.”

—DEAN DAVID F. LEVI

of the Practice Michael Tigar interviewed each other about trial work, particularly the challenges posed by the high-profile client in criminal cases. We heard from two judges, Justice Patricia Timmons-Goodson and our own Judge James Dever ’87, about life on the bench. We heard from my dean’s fellow, Jennifer Dominguez, and our graduate Frank Hunger ’65, former assistant attorney general in charge of the Civil Division, about their careers in the Department of Justice. We heard from Marty Lipton, one of the great law firm builders and transactional lawyers of our time. And we ended with a session on women in the law, led by Caroline Gottschalk ’90.

For so much of the history of this country, lawyers have been leaders in almost every area of life. Why is this, and how do we best continue and extend this great tradition? One common thread emphasized by all of our distinguished guests is that lawyers have an obligation to lead and, in the words of Professor Tigar, “to stand at the center.”

Leadership is a trait that runs deep in the Duke Law community. Fifty years ago, Dean Latty granted admission to this Law

School based on his assessment of the applicant’s leadership potential. He was remarkably prescient. He began a tradition of leadership that continues to this day. We have been grateful this year, in particular, for the willingness of our alumni to assist our students in securing employment. Our graduates have offered ideas, introductions, financial support, feedback, and jobs to our students. Each hand extended across the generations is a demonstration of leadership and generosity that our students will long remember. And it will inspire them to do the same in support of the students who follow them.

You will read in this newsletter about alumni leadership on many levels, as well as one extraordinary demonstration of leadership from our graduate and Board of Visitors Chair David Ichel ’78 and his wife, Jan. Their gift of an endowed chair in constitutional law and government will make a difference at Duke Law for years to come. Such support for our faculty is critical to our ability to provide the very best education to our students from the very best scholars in the nation. I am proud that this important position will carry the name of our Board of Visitors chair, and I am grateful to David and Jan for the tremendous leadership they have shown, both with this gift and in the many other ways that they support Duke Law.

I invite each of our alumni “to stand at the center.” Through your support for Duke Law, financial and otherwise, you lead and inspire others to join in building and maintaining this great center of learning and teaching, now and for future generations.

I hope you enjoy this edition of *The Advocate*.

Sincerely,

David F. Levi  
Dean and Professor of Law

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## LAW SCHOOL UPDATES

### Grants provide vital support for research, clinical programs

The following faculty and programs received grants from foundations, corporations, and government agencies during the 2009-2010 academic year.

- The AIDS Legal Project received a \$100,000 grant from the **North Carolina Department of Health and Human Services**. The clinic, directed by Clinical Professor Carolyn McAllaster, assists state residents with HIV or AIDS on legal matters including end-of-life planning, arranging custody or guardianship, discrimination claims, and obtaining entitlements and healthcare benefits.
- The Community Enterprise Clinic received grants totaling \$80,000 from the **Z. Smith Reynolds Foundation** and the **Duke Office of Durham and Regional Affairs** (supported by **The Duke Endowment**). Under the supervision of Clinical Professor Andrew Foster, clinic students assist community-based development organizations to create and implement community economic development strategies that benefit North Carolina's persistently poor communities.
- The Environmental Law and Policy Clinic received grants totaling \$35,000 from the **Z. Smith Reynolds Foundation** and **Katoomba Group**. Under the supervision of Clinical Director Ryke Longest, clinic students represent nonprofits working on issues including water quality, air quality, natural resources conservation, sustainable development, public-trust resources, and environmental justice. The Katoomba Group is supporting a clinical project to develop a model contract for forest management; the Reynolds Foundation is supporting environmental justice initiatives.
- **The Japan Foundation** awarded more than \$50,000 to Duke Law to support Japanese law and culture programs and courses facilitated by the international studies program and the Master of Laws degree for international law graduates.
- Professor Mitu Gulati and Dean David Levi received a \$30,000 grant from the **National Science Foundation** for the workshop "Evaluating Judges, Judging and Judicial Institutions." The event brought federal and state court judges, legal scholars, and political scientists to Duke to consider how best to study and rate judicial performance. ▽

#### >> FACULTY FOCUS

### Steven L. Schwarcz

*Stanley A. Star Professor of Law and Business*

**Stanley A. Star Professor of Law and Business Steven Schwarcz focuses his scholarship and teaching on commercial law, bankruptcy, international finance, and capital markets. He has published extensively on issues relating to the current financial crisis and on the future of securitization, and is the author of the leading article on systemic risk, "Systemic Risk," 97 *Georgetown Law Journal* 193 (2008). In the July 11, 2009 issue of *The Atlantic*, Judge Richard Posner called Schwarcz one of the few academic lawyers to have made a significant contribution to the understanding and resolution of the economic crisis.**



#### RECENT ACTIVITIES:

- Presented a distinguished lecture at the National Assembly of the Republic of Korea, in Seoul, on "Regulating Financial Systems," hosted by Korea's Financial Supervisory Commission and the National Assembly of Korea's Legislative Counseling Office with the sponsorship of the Industrial Bank of Korea (IBK) and Kim & Chang, Korea's largest law firm. Schwarcz also conducted a seminar at Seoul National University as a guest of Dean Gon-Sik Kim (April 27-30, 2010).
- Inducted as a Fellow of the American College of Bankruptcy in a ceremony held at the U.S. Supreme Court. The College is an honorary association of distinguished bankruptcy and insolvency professionals; fellows are recommended by the Circuit Admissions Council in each federal judicial circuit (March 12, 2010).
- Delivered "The Role of Lawyers in the Global Financial Crisis" as the keynote plenary address at the 2010 annual conference of the Corporate Law Teachers Association of Australia, New Zealand, and the Asia-Pacific Islands (Feb. 8, 2010).

# Ichel gift establishes endowed chair

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students and of great relevance and importance to the larger community. I am grateful to David, Jan, and The Duke Endowment for their marvelous display of leadership in support of our faculty and of Duke Law.”

The Ichel gift is being matched dollar for dollar by The Duke Endowment, the Charlotte-based charitable foundation created by Duke University founder James B. Duke. In 2008, Duke University President Richard H. Brodhead announced that The Duke Endowment had committed \$40 million to support strategic growth of the faculty by helping to fund more than 30 new faculty positions.

“The Duke Endowment is proud of its longstanding partnership with Duke Law School,” says Russell M. Robinson II ’56, chairman of the Endowment’s board. “In his Indenture, James B. Duke specifically directed support for the school, and that legacy continues today. With the Ichels, we’re excited about creating new opportunities for students and legal scholars.”

**“If Duke alumni and friends can fund a number of new professorships, we can bring the Law School to an even greater level of excellence.”**

—DAVID ICHEL ’78

Ichel is a partner at Simpson Thacher & Bartlett in New York City where he focuses on complex commercial litigation, including securities and banking litigation, class action defense, product liability and mass tort defense, antitrust and unfair trade practice claims, defamation, insurance coverage, and insurance company insolvency litigation. In addition to his law degree, Ichel holds a bachelor’s degree in political science, *summa cum laude*, from Duke University.

Prior to being named chair of the Law School’s Board of Visitors in 2009, Ichel served as a co-chair of the Law School’s Building Campaign Committee and as a member of reunion committees and the Law Alumni Association Board of Directors. He also is a past chair of the New York Metropolitan Duke Law School Alumni Association.

“Our interest in this particular gift was sparked by Dean Levi, who made the point that if Duke alumni and friends can fund a number of new professorships, we can help bring the Duke Law School to an




Jan Ichel, David Ichel T’75, L’78, and Dean David F. Levi

even greater level of excellence,” Ichel says. “We decided on constitutional law and government because they are the foundations of our law and organized society, and I really enjoyed studying those subjects as a student.

“Duke has always been strong in these areas,” he adds. “Even in my corporate commercial litigation practice, it continually amazes me just how often my cases present constitutional law issues. I received a great foundation as a lawyer from the strength of the teaching on constitutional law at Duke and still today consult Duke Law professors on these subjects.”

Ichel adds that his undergraduate study of government at Duke was also a factor in his gift, noting that his 1975 undergraduate class celebrates its 35th reunion this year.

The Ichels previously funded a named scholarship, as well as a seminar room as part of the Law School’s building expansion and renovation effort that was completed in 2008. Ichel also joined with his fellow alumni at Simpson Thacher & Bartlett to establish the Simpson Thacher & Bartlett Professorship that was awarded to Professor Richard L. Schmalbeck in April 2009. 



# Students get funding boost for public interest pursuits

**D**uke Law School is offering two new sources of funding for students who take summer legal jobs in public service. The new Dean's Summer Service Grant offers \$3,000 to second-year students and the Horvitz Public Law Fellowship provides funding to first- and second-year students who obtain qualifying public law-related summer positions.

The new grants meet the convergent needs of public-interest and government organizations and of Duke Law students, who have shown tremendous and ever-increasing interest in public-sector jobs, according to Kim Bart '02, assistant dean of Public Interest and Pro Bono.

"Growing numbers of Duke Law students are indicating interest in pursuing careers in public service," Bart says. "Most summer positions in public interest and government are unpaid, and students seek-

ing those experiences must secure their own funding. Dean Levi recognized that without institutional financial support, many students would not have the opportunity to explore public service career opportunities through summer work."

Qualifying positions for the Dean's Summer Service Grant include local, state, or federal government internships, positions with nonprofit or non-governmental organizations, and summer judicial internships.

"We have a responsibility to give back to our communities and those less fortunate," says Mark Fishman '78, one of the primary financial supporters of the Dean's Summer Service Grant. "I commend students who are willing to spend their summers in pursuit of that goal. We need to see to it that they receive compensation for that effort that benefits us all."



"With the tightening of the economy and the resultant decrease in law firm opportunities, there was no better time to encourage and support our students in seeking out and obtaining public service positions."

—PETER KAHN '76

Peter Kahn '76 says that he and his wife chose to support the grant because of the changing legal landscape. "I've always believed that our students should seriously consider legal careers in public service, where many of their true interests lie," Kahn says. "With the tightening of the economy and the resultant decrease in law firm opportunities, there was no better time to encourage and support our students in seeking out and obtaining public service positions."

The Horvitz Public Law Fellowship was established by Rick Horvitz '78, the longtime benefactor of the Program in Public Law, to support law-related summer experiences that contribute to a student's understanding of the constitutional framework. ▽

## GIVING UPDATES

THE LAW SCHOOL IS GRATEFUL TO EVERYONE WHO GENEROUSLY SUPPORTS OUR FACULTY AND STUDENTS. HERE IS A SAMPLING OF THE WAYS OUR ALUMNI AND FRIENDS ARE MAKING A DIFFERENCE IN THE LAW SCHOOL.

- **Robert T'55, L'57 and Joan WC'56 Beber** have included a provision in their revocable living trusts to fund the Robert H. and Joan Parsons Beber Professorship.
- **David '82 and Yvette Chenkin** have pledged a \$30,000 gift over three years to establish the David and Yvette Chenkin Scholarship. This gift will provide scholarship support to a Duke Law student for the next three academic years.
- The trustees of the **Kathrine Robinson Everett Estate** provided a \$600,000 leadership gift, initiating a \$2.5 million fundraising effort to endow the Robinson O. Everett Memorial Professorship.
- A \$50,000 grant from **The Hauser Foundation** will support a Judicial Training Seminar on International Law in U.S. Courts.
- **William '70 and Victoria Stevens** recently committed to a \$50,000 pledge to be paid over the next five years. This gift was made in honor of Bill's 40th Reunion.
- **Bruce '87 and Sally Rogers** supported the Law School with a \$20,000 gift to the Jerome M. Culp Jr. Scholarship, in honor of Bruce's former mentor and good friend.

### ALUMNI AND DEVELOPMENT OFFICE

“My three years at Duke Law School were some of my most formative. As I talk with alumni, I think many others feel the same way. The opportunity, then, to return to Duke in a role where I could help advance the Law School’s important mission of educating today’s and tomorrow’s leaders is very compelling.”

— DAVID THOMPSON JD/LLM '07



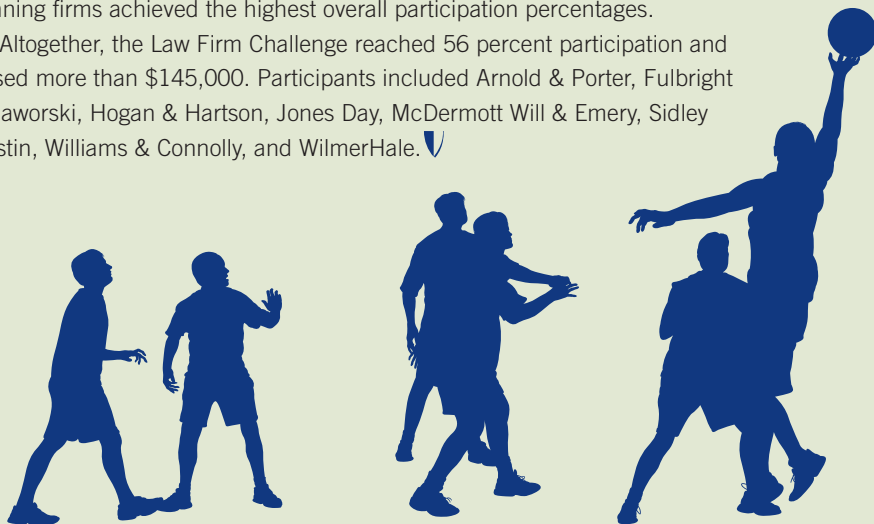
*Thompson recently returned to Duke Law as a regional director of alumni and development. He previously worked in London as an associate in the equity and debt markets department for Linklaters LLP. Contact him at 919-613-7011 or [Thompson@law.duke.edu](mailto:Thompson@law.duke.edu).*

left: David Thompson '07 with his wife, Natalie.

## March Madness contest raises \$145,000 for the Law School

McDermott Will & Emery joined Williams & Connolly atop the winner’s podium for the second consecutive year in the Law Firm Challenge. Alumni from eight Washington, D.C., firms participated in the friendly, March Madness-themed competition that focuses on increasing Annual Fund participation. The two winning firms achieved the highest overall participation percentages.

Altogether, the Law Firm Challenge reached 56 percent participation and raised more than \$145,000. Participants included Arnold & Porter, Fulbright & Jaworski, Hogan & Hartson, Jones Day, McDermott Will & Emery, Sidley Austin, Williams & Connolly, and WilmerHale. ▽



## New Lawyers Division proposes program to assist alumni with job transitions

Members of the Law Alumni Association’s New Lawyers Division (NLD) are spearheading an effort to provide comprehensive, alumni-driven assistance to Law School graduates who are in career transition. The proposed program will supplement the guidance the Career Center already provides to Duke Law graduates.

The effort will include the creation of an alumni-driven counseling committee, comprised mostly of Law Alumni Association members, to provide confidential counsel to transitioning alumni regarding professional goals; the redevelopment of an alumni career website as a resource center that integrates current job search materials, career panel videos, and general advice; and the development of a broad-based network of alumni, trained in counseling by the Career Center, to provide general job-seeking, geographic, and other law-related advice to other graduates.

“One of Duke Law’s greatest strengths is its alumni. Our alumni value the community and the relationships they formed at Duke, and they are eager to find ways to replicate that same sense of community years after graduation and in cities throughout the country,” says Sarah Hawkins ’08, NLD liaison to the LAA’s career and professional development committee. “As students, the school maintains a vibrant, diverse, and challenging community. There is no reason why, once we leave the walls of the school, such community should disappear.” ▽





# Bridge to Practice fellowships help kick-start grads' legal careers

**D**uke Law's Bridge to Practice Fellowship Program is helping graduates gain access to top-quality legal positions despite contraction in the legal economy.

Bridge to Practice enables students who have not yet committed to a post-graduate employer by their final semester to engage in a meaningful, paid, two-month professional experience. Graduates provide highly skilled support to the host organization, while using the fellowship experience and period as a platform to pursue their desired full-time positions.

Program participants work at no cost to employers; the Law School funds the stipends. In 2009, graduates earned up to \$3,000 as a fellow.

"We launched the Bridge to Practice Fellowship program several years ago to recognize and invest in graduating students who were pursuing opportunities that typically are not available until after bar passage," Associate Dean Bruce Elvin explains. "Dean Levi and I recognized the tremendous value to these graduating students of having a post-bar exam position that would allow them to work in their local community, to develop professional relationships, to hone skills, and to have ongoing experiences to discuss when interviewing for full-time positions."

Bridge to Practice fellows have worked with such organizations as the First Amendment Project in Oakland, Calif., Environmental Defense Fund in Boulder, Colo., Florida Immigration Advocacy Group in Miami, Legal Aid Society in New York, Durham District Attorney's Office in North Carolina, and the Santa Clara County District Attorney's Office in California.

For Nicole LeClair '09, a fellowship quickly turned into an offer of full-time employment at Webster, Dubyak & Wyels in Cleveland.


"It can be difficult to get your foot in the door with a small firm," she observes. "Generally, they don't have the same ability that larger firms have to take on brand-new associates because they don't have the resources necessary to train them. As a result, a small firm is more inclined to shy away from a recent grad and hire someone with experience — and this is particularly true now given the abundance of experienced attorneys looking for work. So for me, the Bridge to Practice Program really opened a door that I probably couldn't have opened on my own."

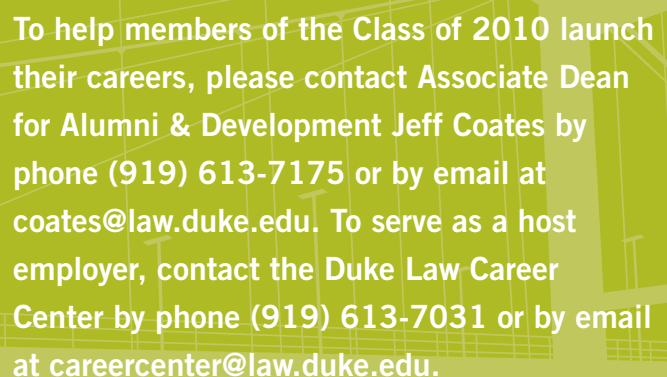
Employers are under no obligation to extend employment offers to fellows; however, Rob Dubyak, co-founder of Webster,

Dubyak & Wyels, says his firm did so based on LeClair's performance during her fellowship.

"We liked the idea of providing a two-month opportunity to a recent graduate and getting some additional help. Over that time we were so impressed with Nicole's work and liked her so much that we could not imagine not having her be a part of our team full-time," Dubyak says. "We would never have considered hiring a new lawyer full-time, but when the need arose, we knew our fellow would be a great fit."

Like many others, Jamie Lau '09 found that the work experience he gained through his Bridge to Practice fellowship at the Law School's Community Enterprise Clinic strengthened his resume and made him a more attractive candidate in an increasingly competitive job market. When his fellowship ended he quickly landed a position as a staff attorney and investigator for the North Carolina Innocence Inquiry Commission.

Lau's new boss confirms that his hands-on experience with the Community Enterprise Clinic helped him stand out among other applicants for his position. "We had a large number of highly qualified and experienced applicants, but he was great and all the references — particularly about his 'practice abilities' from his Bridge to Practice Fellowship host employer — made me confident that he is the right choice for us," says Kendra Montgomery-Blinn '03, executive director of the Commission. 



**To help members of the Class of 2010 launch their careers, please contact Associate Dean for Alumni & Development Jeff Coates by phone (919) 613-7175 or by email at [coates@law.duke.edu](mailto:coates@law.duke.edu). To serve as a host employer, contact the Duke Law Career Center by phone (919) 613-7031 or by email at [careercenter@law.duke.edu](mailto:careercenter@law.duke.edu).**

# Centers of Attention

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New York. The event served as the launch for Duke's new Center for Sports and the Law.

ESPN college basketball analyst Jay Bilas T'86, L'92 moderated the wide-ranging discussion on the logistical and governance challenges that arise as American professional sports expand into international markets.



Panelists from professional sports leagues including the NBA, NFL, and MLB share their insights at the Center for Sports and the Law's inaugural event in December.

## BUILDING ON INTERDISCIPLINARY STRENGTH

The December panel discussion marked an auspicious start for the Center, which builds on and strengthens the Law School's position as a leader in examining law from an interdisciplinary perspective and exploring the vibrant, consequential connections among various professional fields.

"The Center for Sports and the Law provides a forum for the exchange of ideas on a wide range of legal issues that arise in professional and collegiate sports," Levi says. "With our considerable faculty expertise in this area, Duke Law School is well positioned to contribute to our understanding of modern sport and its regulation.

"Given the University's longstanding strength in athletics, it is particularly exciting to work with Kevin White in starting this Center," he adds. "We both expect that the Center will draw on the many friends and alumni of the University and the Law School, many of whom have a passionate interest in sports and in law and who have careers at the highest reaches of sport and sports law."

"This is a tremendous collaboration between Duke Law School and Duke Athletics and another example of university departments working together," White adds. "College athletics has

expanded dramatically over the years and given that growth, legal issues impacting the industry are more prevalent than ever. The establishment of the Duke Center for Sports and the Law is an appropriate step in examining these matters by some of the brightest legal minds in the field."

## UTILIZING FACULTY EXPERTISE

The Center for Sports and the Law represents the Law School's commitment to studying contemporary legal, business, and ethical issues through the lens of professional and college athletics. Faculty members aligned with the center organize conferences, publish research findings, and speak publicly on these topics.

It draws on the strength of Duke Law's faculty, which has an unusually high concentration of experts in sports law and related fields, including professors Paul Haagen, senior associate dean for academic affairs; John C. Weistart '68; Doriane Coleman; James Coleman Jr., the John S. Bradway Professor of the Practice of Law; and Charles T. Clotfelter, Duke's Z. Smith Reynolds Professor of Public Policy and Professor of Economics and Law.

Haagen is an expert in contracts, the social history of law, and law and sports whose forthcoming book examines the latter topic. He has advised Duke student-athletes for more than 20 years as a member of the University's professional sports counseling committee. Weistart co-authored *The Law of Sports*, a foundational work in the sports law field. Doriane Coleman won four national championships in track and field during 14 years of domestic and international competition for Nike and the Swiss and U.S. national teams and was centrally involved in developing USA Track & Field's anti-doping program. James Coleman, a former high jumper at Harvard University, has been involved with cases involving the drug policies of USA Track & Field, the National Football League, and the International Triathlon Federation. Clotfelter is writing a book that examines the role of big-time athletics at American universities. ▽

## NAMING OPPORTUNITIES: CENTERS, PROGRAMS & CLINICS

- Named Programs: \$1–5 million
- Clinic Director Position: \$1.5 million
- Faculty Research Funds: \$250,000
- Student Fellowships: \$150,000 endowment or \$10,000 a year
- Gifts at Any Level





# ESQ 2010

The Business Law Society, together with the Career & Professional Development Center and the Alumni & Development Office, hosted the Eighth Annual ESQ Career Symposium at the Law School in February. The symposium provided Duke Law students with insights from working professionals on the variety of career options they can pursue after graduation. Gibson, Dunn & Crutcher sponsored ESQ 2010.



# Duke Law launches LLM in law and entrepreneurship

**D**uke Law School will launch a unique LLM in law and entrepreneurship in the 2010-2011 academic year.

Open to an inaugural class of about 20 JD graduates, the curriculum blends rigor-

ous academic study relating to the legal, business, institutional, strategic, and public-policy frameworks and considerations that apply to entrepreneurs and innovation, with practice and research opportunities that allow each student to develop skills in representing clients.

“Our program in Law and Entrepreneurship will offer a valuable foundation for graduates who plan to be involved in this unique part of the business world as advisers, executives, or even as CEOs,” Levi added. “As we develop the curricu-

“I see this program as joining Duke’s research and teaching missions with one of the most important things for American society, and that is how legal institutions — rules, courts, and regulatory agencies — can be a positive force as the economy shifts from being a production economy to an idea economy.”

— JAMES COX


ous academic study relating to the legal, business, institutional, strategic, and public-policy frameworks and considerations that apply to entrepreneurs and innovation, with practice and research opportunities that allow each student to develop skills in representing clients.

“Entrepreneurship and innovation are central to efforts to create broad-based, sustained economic growth, as well as to solving complex social problems,” said Dean David F. Levi. “In America and, increasingly, on a global basis, we look to the entrepreneurial sector for creativity and solutions. The ongoing economic shifts resulting from the crisis in the global capital markets are likely to accelerate this trend. As a result, we believe that this program, which focuses on how the law and lawyers can best support entrepreneurship, is extremely timely.

lum for the LLM, we will end up strengthening all of our business offerings for all of our students.”

Affiliated faculty for the LLM curriculum include James Cox, a leading scholar of corporate and securities law who serves as the program’s director; Lawrence Baxter, an expert in administrative law and bank regulation whose career as a banking executive included managing internal “intrapreneurial” ventures; Bill Brown ’80, a former co-head of global listed derivatives at Morgan Stanley, who leads his own entrepreneurial and venture capital businesses in addition to teaching such courses as Venture Capital and Private Equity; John Weistart ’68, a scholar of contracts and commercial transactions; and Andrew Foster, who directs the Community Enterprise and Entrepreneurial Law Clinics and directs the Law School’s clinical programs.

As one of the faculty who developed the LLM proposal, Cox is delighted to see it come to fruition.

“I see this program as joining Duke’s research and teaching missions with one of the most important things for American society, and that is how legal institutions — rules, courts, and regulatory agencies — can be a positive force as the economy shifts from being a production economy to an idea economy,” he said. “Law can be a potent force in providing the industrial base — production base, if necessary — to support the ideas.” 

To learn more, visit  
[www.law.duke.edu/entreLLM](http://www.law.duke.edu/entreLLM)

## LLM IN LAW & ENTREPRENEURSHIP PROGRAM GIVING OPPORTUNITIES

- **Naming the Program**  
\$10 million
- **Professors of the Practice**  
\$2.5 million
- **Director of the Entrepreneurship Clinic**  
\$1.5 million
- **Student Scholarships**  
\$250,000 minimum endowment  
or \$10,000 per year current-use
- **LLM in Law & Entrepreneurship Program Fund**

All gifts are welcome



# At Duke Law, spring break means service

Ten Duke Law students, led by Professor Laurence Helfer, spent their Spring break in Brazil, doing field research on indigenous land rights. An integral part of their semester-long ad hoc seminar, the students worked with Quilombolas — Afro-Brazilians descended from slaves — who are seeking legal title to their traditional lands. The trip was supported in part by donations from alumni and friends of the Law School.

“At one point community leaders were showing us around their ancestral land, and they all started taking off their shoes and walking into a river. We thought they were cooling off, until they said, ‘Take off your shoes, this is where we cross.’”

— KAT SHEA '10

The students met with representatives from three quilombo communities, collaborated with counterparts at Fundação Getúlio Vargas Direito Rio (FGV), one of Brazil’s leading law schools, and interviewed Brazilian government officials and non-governmental organizations (NGOs) involved in the challenging legal and political problems surrounding quilombo land rights.

Kat Shea '10, Noah Browne '11, and Anne Dana '11 crafted the ad hoc seminar underlying the trip.

In their seminar, students studied the implementation of Brazil’s 1988 Constitution, which included a provision allowing rural quilombo communities to gain official title to lands where they live. The provision was intended to help these communities improve their social and economic development. But the provision has been problematic in practice, leaving many quilombos enmeshed in a bureaucratic quagmire.

Browne said he and his classmates extended their study beyond its original focus to the plight of similarly situated Afro-Latin groups in other Central and South American countries.

“We thought it would be helpful to understand the issue of land rights in Brazil in a comparative context,” he said. “Several students narrowed the list of comparable groups down to three countries — Nicaragua, Ecuador, and Colombia. There are many differences in how these countries handle similar problems involving land title.”

The fact finding and interviews in Brazil began on March 7 when the group was briefed by Brazilian law students and NGOs that work on land rights issues. They then traveled to the quilombo community of Alta da Serra, comprised of 30 to 60 families who occupy rural lands in Rio de Janeiro state. Over two days, the students also met with members of other quilombo groups.

Surveying the community’s land lent the trip a visceral quality that can’t be found in a classroom, observed Shea. “At



Sheena Paul and Kat Shea were among ten Duke Law students who visited Brazil this March as part of an ad hoc seminar.

one point community leaders were showing us around their ancestral land, and they all started taking off their shoes and walking into a river. We thought they were cooling off, until they said, “Take off your shoes, this is where we cross.”

“Understanding how this land shapes and legitimizes these people and their lives was something we couldn’t understand until we were there,” she said.

After presenting their preliminary findings to the Quilombola, the Duke Law students worked with them to identify useful legal research and other projects that could be carried out following the trip.

“The students are currently working on a report, and we’ll be sending it to the quilombo communities, to NGO leaders, government officials, and FGV faculty,” said Helfer, Duke’s Harry R. Chadwick, Sr. Professor of Law and co-director of the Center for International and Comparative Law. ▽



## ANNUAL FUND & BARRISTER SPOTLIGHT



### SUPPORTING PUBLIC INTEREST

Cait Clarke, director of public interest law opportunities at Equal Justice Works in Washington, D.C., spoke to students at January's public interest retreat. The Public Interest & Pro Bono program is one of many programs at the Law School that benefit from Annual Fund support.

### GIVING DEADLINE APPROACHES

The Duke Law Annual Fund is counting on your commitment. With the Law School's fiscal year ending on June 30, your ongoing support is vital to maintaining our reputation as an exceptional law school. Your gift — of any size — will help outstanding students continue to pursue excellence.

GIFTS CAN BE MADE:

● **ONLINE** [www.gifts.duke.edu/lawannualfund](http://www.gifts.duke.edu/lawannualfund)

● **MAIL** by sending checks made payable to Duke University to:  
Duke Law Annual Fund, Box 90581  
Durham, NC 27708

● **PHONE** 888-LAW-ALUM

### WHY BECOME A BARRISTER?

Membership in the Barrister Society begins with \$2,500 annual gifts.

Graduates of five years or less as well as judges, educators, and those who otherwise work for the government or in public service can join the Barrister Donor Society at the \$1,000 annual level. Here is what three Class of 2009 graduates had to say about their decision to become Barristers.



"I donated in order to uphold the bond I have with a marvelous institution. If Duke can benefit from my little donation and produce something worthy, it would give me a lot of satisfaction."

—MANU CEUSTERS LLM '09



"Education is a gift. When my turn comes and I am able to help in any way, I will not hesitate to pass down what I received from others."

—YEN-CHIA CHEN LLM '09



"Giving back after being a student seemed like the natural thing to do. It felt right. I felt like the school took a chance on me by extending an offer of admission, so I wanted to repay the favor."

—ALEX LEIBOWITZ '09

>> JENNIFER HAYS '91

## Financial crisis inspires increased Annual Fund gift

When the nation's ongoing financial crisis began to affect the endowments of universities and colleges across the nation, Jennifer Gimer Hays '91 and her husband, Robert, decided to take action. Faithful contributors to the Law School's Annual Fund, they thought it was important to step back and reflect on their giving levels to schools and charities in light of the greater challenges those institutions are now facing. They decided to double her regular Annual Fund contribution in 2009.

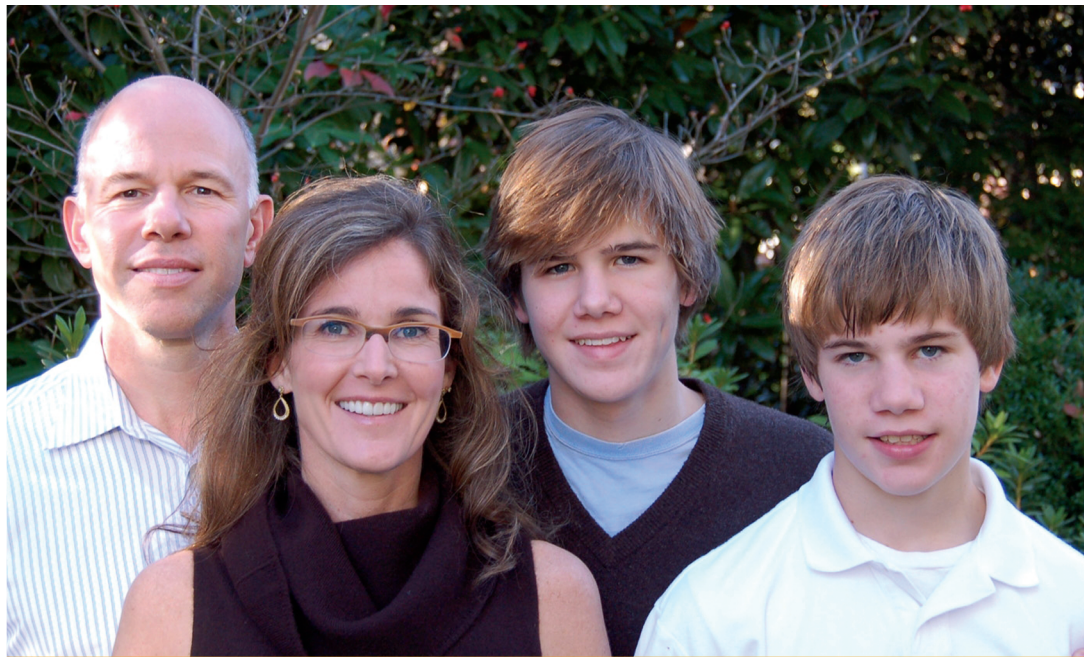
"We talked about it and thought that it would be a good year to help out in a more significant way — not just at Duke, but at Vanderbilt where my husband went to law school and at our undergraduate alma ma-

**"We are thankful to be able to increase our pledge and my experience at Duke is one of the reasons we can do that."**

—JENNIFER HAYS '91

ters as well — in the hopes that our schools could continue on their paths to recruiting and generously paying their faculty, and giving aid packages to students in need," she says.

"I am a firm believer that the best place to put our money — especially as it relates to the future of our country — is in educating our young people," she says. "For me, a school is its teachers and its students. So we need to be in a position to continue to recruit and retain the best faculty we can, and to give aid to the candidates who need it.



Robert and Jennifer Hays '91 with their sons, Robert and Richard.

"Duke's a phenomenal school," she continues. "I came out of law school very well prepared to practice law, and I would hate for any changes to take place in faculty recruiting or student aid because of the current economic climate, which will improve in time. We are thankful to be able to increase our pledge, and my experience at Duke is one of the reasons we can do that."

Hays says she participates in the Annual Fund in large part because she knows tuition doesn't cover the operating expenses at any school. "Education is expensive," she observes. "You obviously need to raise money outside of tuition. In the back of my mind, I have always seen my Annual Fund contribution as enabling

the school to distribute resources to those areas that need it."

Hays, who joined the litigation branch of Alston & Bird's Atlanta office after graduation, served as a research editor for the *Duke Law Journal* and says she remembers her time at the Law School fondly.

"I have very good memories of being challenged and engaged when I was at Duke," she says, recalling her favorite classes with Professors William Van Alstyne and Sara Beale. "I loved all of my professors across the board, and I have great friends from my years at Duke." ▽

&gt;&gt; SARAH BELL '05

# Volunteering to stay connected

**S**arah Bell admits that she does not have much free time. In addition to her litigation practice at Pryor Cashman, where she is an associate, Bell serves as president of the Duke Law Club of New York, which she helped establish in 2006. She takes an active role in planning the club's numerous events, which have included basketball watch parties, faculty lectures, panels related to current events, and mixers with alumni from Duke's Fuqua School of Business.

"We try to mix events that are educational with things that are more purely social," she says. "We try to mirror current events, so we had a healthcare panel discussion with [Professor] Barak Richman, and while the economy was in crisis, we invited Professor James Cox to explain what was happening. We've also had some very well-attended basketball-watching mixers. The events are all generally well-attended, and we've been able to draw out new members."

A New York native who completed her undergraduate studies at Duke in 2001, Bell explains that she willingly dedicates so much time to the alumni club because maintaining a connection with the Duke Law School community is vital to her. "I met seven years' worth of friends and my husband at Duke," she says. "I feel like the alumni club is the least I can do."

The Duke Law Club of New York is one of approximately 20 clubs worldwide that provide the Law School's more than 9,300 alumni with networking, volunteer, and fellowship opportunities as well as professional development programs and seminars.

In addition to events where Law School grads mingle with alumni from Duke's Fuqua School of Business, and purely social — or basketball-related — events, Bell says Duke Law faculty and alumni have made interesting and educational appearances in New York.

"(Professor) Tom Metzloff has presented the club with documentaries from his Voices of American Law project," Bell recounts. "We had a panel discussion on the media that had some on-air personalities along with Professor Christopher Schroeder and (Senior Lecturing Fellow and now U.S. Senator) Ted Kaufman. We had a program on e-discovery with a Duke Law alum and Southern District of New York magistrate judge who is an e-discovery expert. The list goes on and on."

"I met seven years' worth of friends and my husband at Duke. I feel like the alumni club is the least I can do."

-SARAH BELL '05

Personally active in pro bono legal work, Bell is particularly proud of the club members' commitment to finding ways to incorporate pro bono and community services projects into their yearly events.

Her own pro bono work has included a criminal appeal before the N.Y. Supreme Court, Appellate Division, First Department, which she wrote and argued, and the successful representation of a client at trial before the Bronx Family Court in a protective order and child custody proceeding. In 2008, she was awarded the President's Pro Bono Service Award by the New York State Bar Association for her pro bono work.

Bell's commitment to the Duke community extends beyond her alumni club responsibilities. She serves on the University's Annual Fund Executive Committee, co-chaired her fifth-year reunion committee for her undergraduate and Law School reunions, and served as a board member of the Law School's Future Forum for four years.

Ultimately, she says, it all comes down to staying connected.

"I was in Durham for seven years of my life," she says. "Obviously I feel very tied to Duke." ▼

## HEALTHY DISCUSSION

The Duke Law Club of New York hosted the panel discussion "Health Care Reform: What Happened — and What's Next?" on March 9 at Pryor Cashman. The discussion of health care spending, public welfare, and reform featured Law School Professor Barak D. Richman, Sanford School of Public Policy Professor Donald H. Taylor Jr., and Sandeep Kishore T'04 of Weill Cornell Medical College. Visit [law.duke.edu/news/archives](http://law.duke.edu/news/archives) for more information.



>> BILL MCGUIRE '33

# Duke beats UNC for prized pupil

**D**uke Law School's oldest living alumnus almost went to UNC. After graduating from Davidson College in 1930 with majors in economics and political science, Bill McGuire set out to find the most economical place in North Carolina to attend law school during the Great Depression. The Franklin, N.C., native enrolled for classes in Chapel Hill, but his plans soon changed.

"During that summer at home, Dr. [Walter] Lingle, who was the president of Davidson at the time, got a call from Duke saying they were offering scholarships, \$500 a year, and he wanted to know if I wanted it," recalls McGuire, who will turn 100 on July 26. "I said, 'I sure do.' That took me to Duke."

McGuire's arrival in Durham in 1930 coincided with the opening of the University's West Campus. He attended classes in the Law School's new stone building where, come springtime, he and his classmates faced a unique distraction.

"While I was there that first year I saw all those oak trees in the quadrangle being set out. They were planting the grass in the quadrangle, and they had a crew doing it," McGuire says. "There was no air conditioning in those days, so the windows were open. The foreman had a real good voice and would sing and all the men would join in the chorus."

"That was the time of our Real Estate Law course," he adds. "We had to try and learn real estate law and listen to those fellas out there planting grass and singing good songs with good rhythm."

McGuire didn't let good music distract him from his studies and Law School activities. He became the first president of the

Duke Bar Association and helped establish the *Duke Bar Association Journal*, which continued publication until 1942. McGuire also worked in the library during each of



"We had to try and learn real estate law and listen to those fellas out there planting grass and singing good songs with good rhythm."

— BILL MCGUIRE '33

his three years at the Law School. His only real break came on Saturday nights when he attended the weekly movie that was shown on campus.

"The rest of the time we were working, literally," he says. "Law school required you to devote your attention to it."

Particularly challenging was Constitutional Law with Professor Douglas B. Maggs, who McGuire says "had a long reputation at Duke Law School" and "taught us as tough as he could."

Ultimately his hard work paid off. McGuire joined Duke Power Company as assistant general counsel after graduation. He eventually became president. The company's revenues grew from \$143 million when

McGuire took over as president in 1959 to \$386 million when he retired in 1971.

McGuire has served as a trustee of the The Duke Endowment, one of the nation's largest private foundations, and as a director for Duke Power Company; the Charlotte Branch of the Federal Reserve Board; the Edison Electric Institute; and the Research Triangle Foundation. He also served as chairman for Hatteras Income Securities; the National Electric Reliability Council; and the Carolinas-Virginia Nuclear Power Associates.

McGuire was inducted into the North Carolina Business Hall of Fame in 1992.

McGuire joined with his wife, Grace Robinson, to establish the William B. and Grace R. McGuire Scholarship Endow-

ment Fund in 1993. He also is a member of the Barrister Society.

His volunteer activities at Duke University have included service on the Corporate Gifts Advisory Committee, Law School Advisory Committee, and the National Sponsoring Committee. He also served as a President's Associate.

To honor McGuire's impressive career in business and his status as the Law School's oldest living alumnus, the Duke University Board of Trustees approved a request to establish the William B. McGuire Professorship of the Practice at Duke Law School. This new position will enable the school to hire an outstanding practitioner and academician to enhance the school's professional skills curriculum. ▽



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## UPCOMING



### RECEPTION FOR THE BARRISTER AND HERITAGE SOCIETIES

Barrister and Heritage Society members will gather for a special reception at the Panamanian Embassy in Washington, D.C., on May 18. Jaime Aleman '78 (pictured at left), ambassador of the Republic of Panama to the United States, will host the event. For more information on the Barrister and Heritage Societies, visit [www.law.duke.edu/alumni/giving/giving\\_societies](http://www.law.duke.edu/alumni/giving/giving_societies).