

DUKE LAW MAGAZINE

Fall 2006 | Volume 24 Number 2

TALES FROM THE PUBLIC DOMAIN

BOUND BY LAW?

TRAPPED IN A STRUGGLE SHE DIDN'T UNDERSTAND

BY DAY A FILMMAKER

BY NIGHT SHE FOUGHT FOR FAIR USE!

keith AOKI
james BOYLE
jennifer JENKINS

DUKE
CENTER FOR THE STUDY OF THE PUBLIC DOMAIN

Educating Artists

Also: Duke Faculty on the Hill

From the Dean

Dear Alumni and Friends,

This summer, four Duke law faculty members were called to testify before Congressional committees. Professor Neil Vidmar appeared before the Senate Committee on Health, Education, Labor and Pensions, to address legislation on medical malpractice suits. Professor Madeline Morris testified before the Senate Foreign Relations Committee regarding ratification of the U.S.–U.K. extradition treaty. Professor James Cox offered his views on proposed reforms for the conduct of securities class action litigation to the House Committee on Financial Services Subcommittee on Capital Markets, Insurance, and Government Sponsored Enterprises. Professor Scott Silliman, executive director of the Center on Law, Ethics and National Security, was on Capitol Hill three times in as many weeks, testifying before the Senate Judiciary and Armed Services Committees, and meeting with members of the House Armed Services Committees, as lawmakers consider the implications of *Hamdan v. Rumsfeld* and the future of military commissions. These are just a few examples of Duke faculty scholars who are using their expertise to help find answers to real world problems.

This issue of *Duke Law Magazine* describes two more. With their comic book *Bound by Law? Tales from the Public Domain*, Professor James Boyle and Jennifer Jenkins '97, director of the Center for the Study of the Public Domain, inform artists about issues at the intersection of copyright law and documentary filmmaking, and facilitate artists' engagement with the development of copyright law and policy. Professor Mitu Gulati, who joined the faculty in July and who is profiled in this issue, also pursues top-level scholarship that has enormous societal significance in such diverse areas as international sovereign debt – most recently “odious debt” incurred by tyrannical regimes – and employment discrimination.

Duke law scholars are involved in environmental health policy to assist vulnerable populations, making HIV/AIDS medications accessible in the Third World, anti-terrorism policy, mandatory arbitration clauses, and countless other issues of importance to real people. Knowledge in the service of society is truly a hallmark of Duke Law School.

Our students and alumni continue to serve and achieve in remarkable ways. In May, Zachary McNish '06 became the first law student to win Duke

University's Algernon Sydney Sullivan Medal, awarded annually for outstanding commitment to service. Graduates Candace Carroll '74 and Len Simon '73 have used their talents and resources in support of civil liberties, women's rights, and public interest causes; their recent leadership gift to Duke's Financial Aid Initiative helps Duke continue to attract the best students, regardless of their ability to pay, and gives them greater flexibility to pursue public interest careers. Other alumni profiled in this issue who are using their Duke Law education to make a difference include Judge Curtis Collier '74, Chris Kay '78, Michael Dockterman '78, Andrea Nelson Meigs '94, and Judge Gerald Tjoflat '57.

I want to thank all alumni, friends, and faculty who contributed so generously to the Law School in the past year. The Annual Fund alone set a record, raising \$2.156 million in unrestricted funds that benefit every endeavor at Duke Law School. The Class of 2006, aided with matching funds from faculty and alumni donors, raised \$269,812 to support the Annual Fund, the loan repayment assistance endowment, and a special speakers' fund. The Low-income Taxpayer Clinic had a successful inaugural semester and is ready to welcome its second class, thanks to a significant donation from Dewey Ballantine LLP, facilitated by partner Tom Giegerich '80. And our “Buy a Brick” and building campaigns raised essential funds towards the final stage of our building renovation and expansion projects, as we move ever closer to having the very best law school facility in the country. Again, thank you all for your generous support.

As I enter my last year as dean, I look forward to even more exciting developments at the Law School, as we continue to add top faculty, recruit great students, and cultivate a community where intellectual challenge and leadership thrive.

As always, I hope you will stay in touch with us through visits, engaging with our conferences and events through webcasts and CLE programming, and sharing your news through our Class Notes. Thank you for your continuing support.

Sincerely,



Katharine T. Bartlett
Dean and A. Kenneth Pye Professor of Law



Update on Dean Search

DUKE PROVOST Peter Lange has tapped Brainerd Currie Professor of Law James Cox to head the search for the replacement for Dean Katharine Bartlett, who is stepping down July 1, 2007, after seven-and-a-half years of a deanship that has been transformative for Duke Law School. Search committee members include Peter Kahn '76, chairman of the Law School's Board of Visitors, Charles. L. B. Lowndes Professor of Law Sara Sun Beale, Professor of the Practice of Law James E. Coleman, Jr., Associate Professor of Law Barak Richman, William R. Kenan Professor of English Karla F. C. Holloway MLS '05, and Joseph J. Ruvane, Jr., Professor of Management and Marketing and Professor of Psychology John Payne.

“The seven committee members have worked individually through the summer, networking to identify a large, diverse pool of candidates,” says Cox. “As part of this quest, each alum was contacted by the committee seeking input on candidates for the deanship. We have just begun the task of winnowing the list, and I am extremely optimistic. Kate is leaving the Law School in a great position to attract another gifted and dedicated dean. I feel we're right on track to do that, and to meet the end-of-the-year deadline established by the provost.”

DEAN

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Bound by Law?

Legal comic guides filmmakers through copyright and fair use

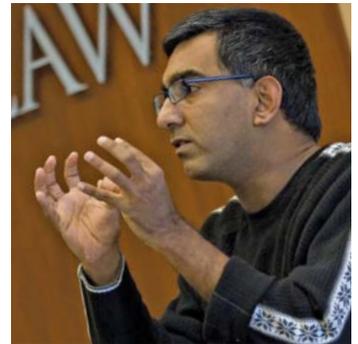
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Mitu Gulati

Versatile scholar joins Duke law faculty

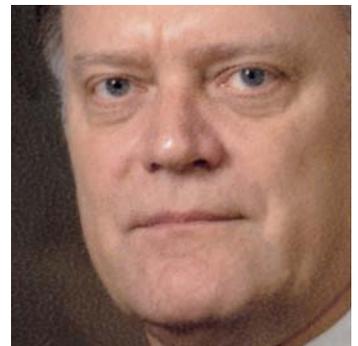
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News Briefs

Great Lives in the Law

Linda Greenhouse reports on the people behind the Supreme Court



Les Todd

LINDA GREENHOUSE

HARRY BLACKMUN never wanted to be the signature legal advocate for abortion rights. He was supposed to be a “law and order” conservative, rising to the Supreme Court through the support of childhood friend Warren Burger and vetted by then Assistant Attorney General William Rehnquist.

But careers in law take strange turns, and *New York Times*’ Supreme Court reporter Linda Greenhouse said Blackmun was willing to follow where history took him.

“It’s my thesis that it was the assignment to write the *Roe v. Wade* decision, and his response to the public’s response to the decision, that made Blackmun’s legacy,” said Greenhouse, author of *Becoming Justice Blackmun*, a new biography of the late Supreme Court justice.

“The decision was unusually attached to him personally,” Greenhouse told a capacity audience at Duke Law School on February 13. “He received hate mail in the tens of thousands, threatening him. On the other side, he suddenly was made a hero of abortion rights and of a women’s rights movement to which he had never signed up.”

Greenhouse, a Pulitzer-Prize winning journalist who has covered the Supreme Court for *The New York Times* since 1978, said Blackmun’s journey is an example of the human dimension of the Court, a dimension that is rarely seen in public but underlies much of its workings and influence. She spoke at a session on “Great Lives in the Law,” a public forum sponsored by the Law School’s Program in Public Law to explore human achievements in law.

“When Blackmun wrote *Roe v. Wade*, he viewed the case as an issue of the legal right of doctors to practice medicine in the best interest of their patients without having to go to jail,” Greenhouse said. “He didn’t expect the decision to be so attached to him.”

“When Blackmun wrote *Roe v. Wade*, he viewed the case as an issue of the legal right of doctors to practice medicine in the best interest of their patients without having to go to jail. He didn’t expect the decision to be so attached to him.”

Linda Greenhouse, *New York Times* Supreme Court reporter

He resisted this at first. It was a 7–2 decision, and he saw it as a collective effort.

“But the pressure was so relentless that ultimately he incorporated the decision into his own self-image as the creator of abortion rights law. The more embattled the decision became, the more he identified with it.”

The implications of this personal identification with the decision were enormous, Greenhouse said. It sensitized him to a wide range of issues, from women’s rights to First Amendment issues to the rights of the poor.

“Many areas that on the surface didn’t seem to be related to *Roe* actually were,” Greenhouse said. “The first time the *Roe* majority broke was over whether states were obligated to pay for abortions for the poor. In his minority opinion, he scolded the Court that ‘there was another world out there’ that the Court had failed.”

Greenhouse also discussed the human drama in the 2003 case of *Lawrence v. Texas*, in which the Supreme Court struck down state laws against sodomy. Coming just 17 years after a previous case in which the Court dismissed the notion of homosexual privacy rights as “facetious,” Greenhouse noted the arguments marked an important cultural moment. She said that the section reserved for members of the prestigious Supreme Court Bar was filled to capacity with many gay men and women.

“The presence of all these gay men and women, all of whom worked for prestigious firms and who in many ways were quietly outing themselves, was remark-

able,” Greenhouse recalled. “This was a community that was coming together in a subtle way. The *Bowers* case [17 years earlier] had been so hurtful that it had become a badge of dishonor.”

Many legal observers praise Greenhouse for her ability to explain technical details of the Court’s decisions to the public.

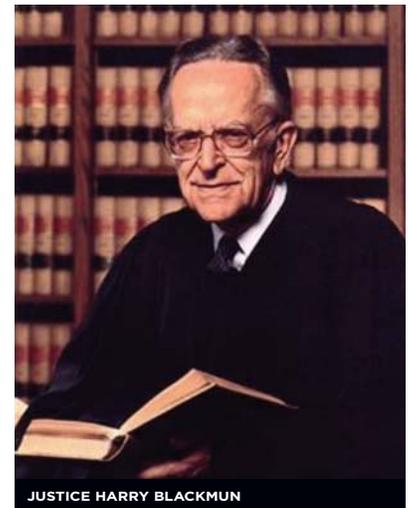
That’s important, said Charles S. Murphy Professor of Law and Public Policy Studies Christopher Schroeder in introducing Greenhouse, because the Court speaks publicly only through its rulings. Unlike in other areas of government, there are no sources or leaks to provide context or deeper explanation. It’s up to the reporters to interpret the ruling.

Greenhouse, who took one year of law classes at Yale before taking the Court assignment, says that responsibility means she has to mix analysis with reporting.

“When I started I did stories that began ‘The Court ruled today 6–3 that...’ Today, I start by asking myself what does a *New York Times* reader need to know about what happened today at the Court. I don’t pander to the reader, but I can’t assume they know the context of the decisions or their implications. I build that into the story, and that requires some analysis....

“I don’t have access to sources at the Court. I would love to have sources. There are questions even now about what the Court is doing that I would like to have answered.”

The big day comes once or twice each



JUSTICE HARRY BLACKMUN

June, when the Supreme Court releases its most important decisions in large batches, sometimes five major decisions a day. Douglas B. Maggs Professor of Law Walter Dellinger, who interviewed Greenhouse, said he is always astonished to open the *Times* the next day to find Greenhouse has written three 1,000-word articles in the time he has taken to go through one decision.

“I do it on adrenaline,” Greenhouse said with a laugh. “It’s a day of adrenaline and a lot of focused activity. I try to read the rulings at the Court, underlining what I think is important so that when I get back to the office it’s all in my head to write.

“But of course a lot of reporting on the Court is in the preparation. If I’ve done my job right, I’ve followed these cases from the beginning, from the first petition through the arguments, so when the decisions come down I know the details intimately. It’s the preparation that allows me to read the rulings and know what roads the Court has taken and what are the roads not taken.” ♡
– Geoffrey Mock. Reprinted with permission from Duke Today.

Fifth Annual Directors' Education Institute

Veteran director offers advice on CEO firing



STEVE MILLER

DUKE'S Global Capital Markets Center held its fifth annual Directors' Education Institute (DEI) March 15–17, offering corporate directors, board chairs, and officers a chance to examine and discuss current issues and best practices in corporate governance.

"I have found this program to be extremely helpful in forming ideas about what it means to be a director and manager, and things you ought to be watching out for in these fast-changing times," said keynote speaker Steve Miller, a veteran of 16 corporate boards, of his repeat attendance at DEI.

Currently chairman and chief executive officer of Delphi Corporation, Miller focused his address on the issue of directors' removal and replacement of corporate CEOs. Miller noted that he has sat on five boards that have forced the departure of a sitting CEO, stepping in as interim CEO on four of those occasions.

Miller encouraged independent directors to meet separately from the CEO as they consider replacement and other decisions, noting that such meetings were rare just a few years ago. "Executive sessions of boards are routine and very healthy. I see emerging issues being brought to the surface, addressed, and fixed long before they result

in destructive confrontations," he said. He stressed, too, that arriving at a consensus among directors regarding the removal of a CEO can be challenging, because it is a subjective decision for each.

Indicators of the need to fire a CEO include lack of candor regarding corporate performance, frequent turnover in executive ranks, and the absence of healthy internal debate, said Miller, calling persistently missed forecasts the most common signal. "Either the CEO did not know where the business was headed or refused to face up to it. Either answer is a bad one," he said. In the immediate aftermath of a CEO firing, board members have to find out everything that might have been concealed or suppressed by the departing CEO, and take decisive action, he added. "I find it helpful to make some decisions right away to get people moving in a new direction in order to avoid organizational paralysis."

Acknowledging that removing the CEO is disruptive and unsettling to operations and investors alike, and replacing him or her is time consuming, Miller cautioned against "chasing" a reluctant candidate with promises of hefty compensation. Truly interested candidates will be excited

Mark your calendars:
DEI 2007 will be held May 16–18, 2007
<http://www.fuqua.duke.edu/conference/dei/index.html>

by the challenge of turning a company around, with compensation as a secondary issue, he said.

"Corporate boards in America are clearly changing with the times, and asserting their independence in a way that is far different than just a few years ago. It is an exciting time to be a director," Miller concluded.

Other keynote speakers at the two-day program were Kenneth Lewis, chairman, CEO and president of Bank of America Corporation; Richard Ketchum, chief regulatory officer of the New York Stock Exchange; and The Honorable Leo E. Strine, Jr., vice chancellor of the Delaware Court of Chancery. Panels and breakout sessions covered such topics as the role of the board in strategic planning and organizational development, assessing business risks and monitoring legal compliance, and managing the liability exposure of directors.

DEI is organized by Stephen Wallenstein, professor of the practice of law, business, and finance, and is supported by the NYSE Foundation with participation by the U.S. Securities and Exchange Commission. ♡

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"These programs give alumni the chance to re-engage with the intellectual life of the Law School, reconnect with familiar professors and get acquainted with new ones, and earn CLE credit in the most convenient way possible." **Dean Katharine T. Bartlett**

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Practical Politics and the Law

Ben Ginsberg shares stories of campaigns, redistricting, recounts

POLITICAL LAWYER BEN GINSBERG shared his experience in election law, redistricting litigation, and recounts with Duke Law students on February 1, continuing the “Practical Politics and the Law” series. A partner at Patton Boggs in Washington, D.C., Ginsberg served as chief outside counsel to the Bush-Cheney campaigns in 2000 and 2004, played a key role in coordinating Republican efforts in the Florida recount following the 2000 presidential election, and has advised advocacy groups such as “Swift Boat Veterans for Truth.”

Ginsberg credited his career to a large measure of “serendipity,” having written a memo as a first year law firm associate on the history of recounts in the House of Representatives, he was assigned to work on behalf of the Republican candidate in an Indiana recount in 1984. That experience, in turn, landed him a job on Capitol Hill, where he served first as counsel for the House and then the Senate Republicans.

Ginsberg joined the Republican National Committee in the late 1980s to spearhead its chal-

lenge to long-standing electoral districts that, he said, artificially fragmented inner-city and suburban communities. In spite of “an internal, philosophical debate in the party” regarding racial quotas and utilizing race-based criteria, Republicans litigated a number of voting rights cases in conjunction with racial minority groups, he said, crediting their success with helping the party pick up 10 seats in the 1992 House elections, and win a majority in 1994.

“It was the masterprint created from the new maps in 1990, 1991, and 1992 that allowed Republican ideas to take root in more competitive and favorable districts,” Ginsberg said.

At Patton Boggs since 1993, Ginsberg specializes in political, election, and campaign law. He likened work as a campaign lawyer to being a general counsel to a small business, given its focus on raising money under federal and state law, and employment, contract, insurance, and communications issues and strategies. He called redistricting, recounts, litigation over campaign finance laws, and election day litiga-



tion “bonus issues,” the last having become “a huge obsession” since the 2000 Florida recount.

Equal protection, the requirement that all similar ballots be counted in the same way, proved to be a key issue in that presidential recount, “the bonus of all bonuses,” said Ginsberg. “The justices split on the remedy 5–4, but there was a 7–2 majority for the notion that you had to do something about the equal protection violations in Florida.”

A student-organized series, “Practical Politics and the Law” is sponsored by the Program in Public Law and the *Duke Journal of Constitutional Law and Public Policy*. The series continues on October 2 with Pepperdine Law School Dean Kenneth Starr ’73. ♣

Program in Public Law Spring Workshop

Delegating Sovereignty: Constitutional and political perspectives

TOP SCHOLARS IN LAW and political science gathered at the Law School on March 3 and 4 to discuss the implications of nations’ delegation of sovereignty to international institutions. The workshop was the first of two planned meetings on the topic sponsored by the Program in Public Law and organized by its associate director, Richard and Marcy Horvitz Professor of Law Curtis Bradley, and Judith Kelley, an assistant professor of public policy and political science at Duke. In addition to exploring such general themes as delegation of adjudicative authority and treaty amendment authority, participants focused on such specific subject areas such as international trade, the environment, and humanitarian institutions and initiatives, and comparative scenarios, such as delegation within the European Union.

Treaties commonly establish international bodies with ongoing administrative powers, including authority to pass regulations and amendments and to adjudicate disputes in ways that bind nations, Bradley said, citing the World Trade Organization and the International Court of Justice as examples. He likened the phenomenon of delegation – and the attendant controversies over the accountability, transparency, and responsiveness of international institutions – to the rise of the “administrative state” in the United States.

“We had a long debate in this country about the rise of administrative agencies and concerns that they were in effect making law, but not through Congress, and so constituted a less accountable administrative branch. To some extent we are now seeing the rise of an international administrative state, where there might be even fewer checks, at least from a U.S. perspective, on the laws that are being made.” From a legal perspective, adjudication raises special issues about the erosion of the

“To some extent we are now seeing the rise of an international administrative state, where there might be even fewer checks, at least from a U.S. perspective, on the laws that are being made.” Curtis Bradley,
Richard and Marcy Horvitz Professor of Law

authority of U.S. courts, added Bradley, as international courts increasingly deal with issues that overlap those that domestic courts commonly handle, from the death penalty to the application of U.S. trade law under NAFTA. “People allege that power is being taken away from our courts in ways that are unconstitutional.”

All participants have studied issues relating to national delegations of authority, but the workshop provided a unique forum for experts in international and constitutional law to share and compare their perspectives with political scientists, many of whom empirically study the effects of and motivations behind delegation. Both have valuable contributions to make regarding the design of international treaties and agreements, such as crafting clauses that allow the United States to disassociate from international institutions that prove to be insufficiently accountable or deviate from domestic interests.

Issues that emerged during the March workshop discussions will be further developed at a meeting in February 2007, with resulting papers published in *Law & Contemporary Problems*. ♣



PROFESSORS KARLA HOLLOWAY '05 AND FRANK RUDY COOPER '95

“In lowering the standard (for a search), I think the Court creates a problem that Jerome talked about, which is the problem of how neutral standards can, in fact, warp themselves out so that white supremacy is what results.”

Frank Rudy Cooper '95,
Suffolk University assistant
professor of law

Culp remembered with discussion on racial justice

THE DUKE LAW COMMUNITY gathered on February 13 to honor the late Professor Jerome Culp with a panel discussion about racial justice. Serving as moderator, Professor Trina Jones recalled Culp's passion for the subject, saying he viewed it as international and multi-dimensional, complicated by issues of class, gender, and sexuality, and constantly requiring fresh and innovative approaches.

“Jerome would want us to remember ... that the pursuit of racial justice must be sensitive to context and attentive to the ways in which African Americans, Latinos, Asian Americans, and groups we don't think about often, like indigenous Americans are differently 'raced' and 'erased,’” said Jones.

Karla Holloway M.L.S. '05, William Rand Kenan professor of English at Duke with a joint appointment to the Law School, talked about identity and the changing nature of identity in the domestic context. “The traditionally black-white stage of race has become more complicated and more textured” by the recognition of other dimensions of inequity, especially those regarding ethnicity, sex, and gender biases,” she said.

Predicting that science focused on genomics and race will be an area of considerable controversy, Holloway advised caution “in how we understand and arguably privilege genomics' regard of race without an attendant understanding of the social constructiveness and consequences of race. It's my sense that the legal or juridical categories of identity will find themselves increasingly challenged, in part,

from the debate that extends from genomics concerning race, identity, and assignment, as well as the use of information DNA, specifically as evidence. This may be an event that will come to remind some of us of debates in the 18th and 19th centuries regarding blood and bodies and the law.”

Calling himself lucky to have been mentored by Culp, Suffolk University Assistant Professor of Law Professor Frank Rudy Cooper '95 reflected on how judicial interpretation of the Fourth Amendment prohibition against unreasonable search and seizure affects Americans of color. He particularly lamented the Supreme Court's “expansion” of police powers in its 1968 decision in *Terry v. Ohio*, when it lowered the allowable standard for a street frisk from “probable cause” to “reasonable suspicion.”

“We have lost a sense that the Fourth Amendment is meant to handicap the police. In our culture, when police officers have great discretion, we know that they tend to use it for racial profiling,” said Cooper, adding that the *Terry* decision acknowledged the possibility of widespread harassment of racial minorities. “In lowering the standard, I think the Court creates a problem that Jerome talked about, which is the problem of how neutral standards can, in fact, warp themselves out so that white supremacy is what results.”

Professor William “Sandy” Darity, the Carrie C. Boshamer professor of economics and an adjunct professor of sociology at the University of North Carolina Chapel Hill, as well as a research profes-

sor of public policy studies, African American studies and economics at Duke, shared his findings about affirmative action in a comparative, cross-national context.

To the extent it is still applied in the United States, affirmative action generally takes the form of “preferential boost,” Darity explained, with points implicitly or explicitly allotted to members of target groups in specific selection processes, while Brazil and India primarily use quota systems, maintaining fixed allotments designated for members of specified groups.

Darity found no evidence to support claims that affirmative action policies are unfair to the members of groups who aren't its targets, and that they lower productivity and efficiency in the workplace. “In neither the U.S.A., Brazil, nor India has affirmative action been sufficient in its scope or implementation to eliminate discriminatory differentials in employment. Substantial gaps in labor market outcomes persist, even after credentials, motivation, and work experience are taken into account.” Large numbers of non-blacks have not chosen to “become black” in the United States, he pointed out, “nor have large numbers of high-caste Hindus chosen to live the life of the Dalits for the purpose of taking advantage of the benefits of affirmative action programs in each of these countries.”

Professor Jerome Culp was a member of the Duke Law faculty from 1985 until his death in 2004, at the age of 54. ♡

Rabbi Seymour Siegel Memorial Lecture in Ethics

Capron discusses the challenges to bioethics at the global level

ALLEXANDER CAPRON, director of ethics, trade, human rights, and health law at the World Health Organization (WHO), delivered the fifth annual Rabbi Seymour Siegel Memorial Lecture in Medical and Legal Ethics on January 19. Also the Henry W. Bruce professor of equity, law and medicine, and co-director of the Pacific Center for Health Policy and Ethics at the University of Southern California, Capron shared his expertise in the policies and politics of world health in his lecture entitled “Difficulties in ‘Doing Bioethics’ Globally: Ethics, Law and Human Rights in the U.N. System.”

Bioethics arose as a distinct field in the 1960s, Capron explained, partly in reaction to developments in the biomedical sciences and their clinical applications in genetic, behavior control, and transplantation. Inherently interdisciplinary, taking in perspectives from medicine, theology, philosophy, law, and the life, behavioral, and social sciences, Capron argued that in a global context bioethics is to be seen as complimentary to – yet distinct from – human rights.

“We really have to talk about human rights as norms, standards, and principles that are generated by governments with universal scope, applicability, and enforceability. They are primarily about the relationship between the individual or groups, and the state. In contrast, the focus of bioethics is essentially about private actors, with the state being in the background.” The two areas overlap, he said, in the context of “justice issues,” such as fair access to services, and when human rights violations, such as slavery or torture, can result in ill health, when the promotion or violation of human rights can occur through health development, and when vulnerability to ill health can be reduced through governmental respect for such basic rights as information, freedom from discrimination, health, education, food, nutrition, and water.

According to Capron, the distinguishing characteristics of “public bioethics” are public accountability, accessibility and transparency of processes and results, wide agreement regarding results among the groups producing them and with the larger public, and results that have practical relevance. He

said the latter two face particular challenges in an international context – when conducted through such bodies as the WHO and UNESCO – especially when human rights also are involved. He advocated “focusing down” as a means of achieving consensus offering, by way of example, his department’s approach to global organ transplantation guidelines, an issue first addressed by the World Health Assembly in its 1991 guidelines aimed at preventing commercialization and trade in organs.

“Since then the world has changed, in terms of the greater use of living donors both in the West and the developing world, where it’s [long] been the principal way of obtaining organs. We are creating a ‘Global Alliance on Transplantation’ and focusing in on living donors. By being context-specific, we will continue to be able to give useful advice that has wide acceptance.” When human rights become relevant to WHO documents with ethical implications, “we give human rights the specific context of who is the duty-bearer and what actions they are permitted to take,” added Capron.

Achieving results with practical relevance – “applicability” – is particularly problematic



PROFESSOR ALEXANDER CAPRON, LEFT, CHATS WITH BILL HOYE, ASSOCIATE DEAN FOR ADMISSIONS AND FINANCIAL AID

on the international stage, said Capron. “If the addressees don’t think the conclusions have relevance, that’s a problem. If the conclusions can’t be formulated to apply equally well in all circumstances, that’s a problem. And if the guidance that is given at the level of non-binding declarations is inherently general and vague, that’s a problem.”

While global bioethics face challenges that go beyond what happens at the national level, they are worthy of considerable effort, Capron concluded. “The policies and activities in question need an injection of bioethical analysis if they are going to be just, respect persons, and achieve a sustainable benefit.” Most important, he said, is working globally to overcome the “10-90 gap” that plagues bioethics – “that 90 percent of the world’s bioethicists spend their time worrying about ethical issues relevant to 10 percent of the world’s population.”

The annual Siegel Lecture is sponsored by labor lawyer and Senior Lecturing Fellow Allen Siegel ’60 to honor the memory of his brother, Rabbi Seymour Siegel, a noted scholar of ethics and theology, who died in 1988. ♡

“Hot Topics” in Intellectual Property: Patent reform and digital music distribution

REFORM AND RELEVANCE of the patent system and copyright issues related to digital music distribution were the focus of discussion at the fifth annual “Hot Topics” in Intellectual Law Symposium on February 17.

Building on a morning panel discussion of pending patent law reforms and their potential effects on disseminating technologies, keynote speaker Judge Arthur J. Gajarsa of the United States Court of Appeals for the Federal Circuit reviewed some of the prevailing challenges to and criticisms of the current patent system: that the recent expansion of patentable subject matter and strengthening of rights restricts the rapid dissemination of new technology by granting inventors monopoly power; that the system places potentially prohibitive costs on new technological innovations, given their largely cumulative nature; and that many industries and firms place relatively little reliance on patents as a means of profiting from their inventions.

Still, firms are patenting aggressively and are often using them “unconventionally,” Gajarsa observed, noting that number of patent applications increased from 100,000 to 400,000 per year between 1995 and 2005. “Patents are increasing and being used not only to protect against limitation and copying, but also strategically, as a countermeasure against infringement suits, [and] to gain access to patented technology held by other firms.”

Especially common in the biotechnology and semiconductor sectors, this practice takes the patent system beyond its traditional rationale, which saw innovation as an “individualistic process” — where “inventions are discreet and inventors

“Patents are increasing and being used not only to protect against limitation and copying, but also strategically, as a countermeasure against infringement suits, [and] to gain access to patented technology held by other firms.”

Judge Arthur J. Gajarsa

are independent” — and extends it to a cumulative process in which new inventions require not only the work and rights of the inventor, but also that of numerous patented inputs, said Gajarsa. Many critics, he noted, are concerned about the rise of so-called “patent thickets”—“dense webs of overlapping IP rights that a firm must hack its way through in order to commercialize new technology,” which can be further complicated “when individual monopolists separately sell the inputs or complementary goods necessary to make a given product.”

By overlapping or “stacking” patents, firms engage in a form of defensive posturing, said Gajarsa. “The more patents you have, the easier it will be for you to say to others, ‘we will cross license, so we need your patents, but you also need ours.’ On that basis it’s almost like building a missile system. ‘I have missiles, you have missiles; we’re at peace because no one wants to destroy the other.’”

Gajarsa particularly lamented the failure of the patent system to protect the rights of individual inventors, who no longer have easy access to the system. “It has become very expensive to prosecute a patent and to defend your rights under that patent” — today, a patent lawsuit averages more than \$1 million to \$2 million to prosecute and defend.

While critical of those who seek to enforce rights without the intent to manufacture, Gajarsa cautioned

against reflexive, whole-scale reform of the system.

“If, in fact, there is a problem in the patent system, for the past 200 years it has served us very well. Today we’re in technological development because of our patent system.... Let’s not throw the baby out with the wash water. Let’s try to clean it and let’s make sure the patent system we have at the end is one that provides for technological innovation and rewards the people who do provide inventions for the benefit of society.”

Following Gajarsa’s talk, Melvin Shimm Professor of Law David Lange moderated a panel discussion on digital music distribution, and how “free” music might affect the music industry. Steven Marks ’92, general counsel to the Recording Industry Association of America, opened the panel with an overview of the recording industry — its key players, economics, the key legal and cultural challenges it faces, and its impact legally and culturally.

A student-organized event, “Hot Topics” was sponsored by Smith, Anderson, Blount, Dorsett, Mitchell & Jernigan; Syngenta; Wilson Sorsini Goodrich and Rosati; Dow, Lohnes & Albertson; Shearman & Sterling; Kilpatrick Stockton; the North Carolina Biotechnology Center; Triangle Intellectual Property Law Association; Myers Bigel Sibley & Sajovec; Dorsey & Whitney; Alston & Bird; and the Center for the Study of the Public Domain. ♣



**INTERNATIONAL REUNION
MUNICH · JUNE 14-17, 2007**

You are invited to join Dean Katharine Bartlett and members of the Duke Law School Board of Visitors, faculty, friends, and alumni from around the world for a special reunion in Munich, Germany. For more information contact the Alumni and Development Office **1-888-LAW-ALUM** | alumni_office@law.duke.edu

We hope to see you there!

JOURNAL NEWS



ANIMAL LAW CLINIC DIRECTOR JEFF WELTY '99 AND PROFESSOR WILLIAM REPPY

***Duke Journal of Gender Law and Policy* examines women in the workplace**

THE *DUKE JOURNAL of Gender Law and Policy* explores many facets of gender, work, and the law in its most recent issue (Vol 13, Spring 2006). On March 7, George Washington University Professor of Law Michael Selmi presented “Women in the Workplace: Which Women, Which Agenda,” the lead article in the volume, which he co-authored with faculty colleague Naomi Cahn. He began by taking issue with much of the scholarly focus on professional women – women who, he observed, have the easiest time balancing all of their obligations, partly due to their relatively high incomes. He argued that the focus should be on women at the lower end of the income-education scale and on achieving true workplace equality.

“We argue that [the objective] should be for men and women to have the same choices [in the workplace], not different choices – that women shouldn’t be entitled to different choices, to both a substantial career in the workplace that’s part time so that they can spend more time in the home.” The policy reforms he put forward to achieve that objective include lengthening the school day to better align it with parents’ work schedules, providing publicly financed child care, preschool, and full-day kindergarten, solving the problem of domestic violence against women, and emphasizing the importance of higher education for them. All would benefit non-professional women and their children in particular.

“At the end of the day, the real emphasis comes back to changing attitudes,” he said, lamenting an apparent concession in the battle to have men share more of the burden at home, yet noting that work cannot be compromised to meet home demands. “It ought to be a shared burden, and that is doable. Until we achieve that, we will be spinning our wheels with weak ideas as to how to get women to spend more time in the home, and that is not the road to equality.” ♡

***Law & Contemporary Problems* hosts conference on animal law**

LAW & CONTEMPORARY PROBLEMS (*L&CP*) hosted a conference on animal law on April 7, well attended by scholars, students from Duke Law and other area universities, and members of the community. Leading thinkers in the field, including Charles L. B. Lowndes Emeritus Professor of Law William Reppy and Jeff Welty '99, director of the Law School's Animal Law Clinic, presented papers on the law's treatment of animals in the United States and elsewhere, and a spectrum of approaches that might be used in different contexts to improve their lot. Papers from the conference will be published in an upcoming symposium edition of *L&CP* (Vol. 70, No. 1) for which Reppy and Welty are serving as special editors.

Noting that 10 billion animals and fish are consumed by Americans each year, largely the product of profit-driven factory farms, keynote speaker Gary Francione, distinguished professor of law and Katzenbach Scholar of Law & Philosophy at Rutgers School of Law, argued that the notion of animal welfare is “fundamentally problematic,” implying simply that methods of “animal exploitation” should be improved.

“We have had animal welfare laws for 200 years, and we are exploiting more animals in more horrific ways than at any time in our history,” said Francione, additionally calling animal farming “an environmental disaster.” Abolishing the legal status of animals as property is morally essential, he argued.

“If animal interests are to be morally significant, then we must accord to non-humans the basic right not to be treated as property. This requires that we abolish, and not merely regulate, the institutions of animal exploitation [and] rethink the whole human-animal relationship.”

The conference was funded through the Law School's Animal Law Project established in 2005 with the Bob Barker Endowment for the Study of Animal Law. ♡

Journals In Brief

Duke Law Journal held its 36th annual Administrative Law Conference on March 24. The papers presented at the conference, which explored administrative law issues raised in the wake of Hurricane Katrina, will be published in Issue 1, Volume 56. A webcast of the conference is available at www.law.duke.edu/webcast, and is available for CLE credit at www.law.duke.edu/cle

Online and interactive, *Duke Law and Technology Review* launched *IBlawg* in February as a forum for scholars, practitioners, and non-legal professionals to post commentary and engage in dialogue about published articles and current developments in technology law. <http://www.law.duke.edu/journals/dltr/iblawg>

Duke Journal of Constitutional Law and Public Policy published its inaugural issue in March and has taken on co-sponsorship of the student-organized “Practical Politics and the Law” series of lunch-time talks.

Panel probes use of private military contractors in war and peacekeeping

INTRODUCING a panel discussion on January 23, Professor Madeline Morris noted a blurring of the divide between military forces and defense contractors in combat zones and peacekeeping operations worldwide, in such hotspots as Iraq, Afghanistan, and Africa. “The participation of private actors in military operations has emerged as an important and contentious part of the scene,” she said.

This became dramatically clear with the killing and mutilation of four security contractors employed by North Carolina-based Blackwater Security Consulting in Fallujah, Iraq, in March 2004. Panelist Joe Neff, an investigative reporter with Raleigh’s *News and Observer*, pointed out that while the contractors had rudimentary battlefield training, their entry into Fallujah on the day they were killed was not coordinated with the military, they lacked armored vehicles, and had fewer personnel in each vehicle than their company’s rules required. “These would be court-martial offenses had they been military personnel,” Neff observed.

While contracting out military support functions theoretically frees more troops for combat, what happened in Fallujah illustrates a “span of control” problem that can result when military contractors are used in combat zones, said Professor Scott Silliman, executive director of Duke’s Center on Law, Ethics and National Security. “A military commander has absolute authority over those in uniform, and he can subject them to disciplinary punishment if they fail to obey his orders. You can’t do that with a civilian contractor.” “Inter-operability” is another problem; not only can’t civilian contractors communicate with uniformed troops on the battlefield, their equipment, such as helicopters and weapons systems, are often incompatible.

The legal accountability of private contractors is largely untested, Silliman said. While they are not subject to the Uniform Code of Military Justice (UCMJ),

“A military commander has absolute authority over those in uniform, and he can subject them to disciplinary punishment if they fail to obey his orders. You can’t do that with a civilian contractor.” Professor Scott Silliman

in theory they can be prosecuted in U.S. federal courts under the War Crimes Act of 1996 for a “grave breach” of the Geneva Conventions, or under an extension of the Military Extraterritorial Jurisdiction Act (MIJA), which vests jurisdiction in U.S. criminal courts when an offense committed by a government contractor “in furtherance of a Department of Defense mission” would result in a punishment of more than one year if committed in the United States. A CIA contractor accused of abuse in a detention facility in Afghanistan where U.S. military personnel were present was the first contractor to be tried [and convicted] under the USA PATRIOT Act, which extended the definition of “special maritime and territorial jurisdiction” of the United States. The issue of civil accountability is still unresolved, said Silliman.

Peacekeeping operations depend on private contractors, said Doug Brooks, president of International Peace Operations Association, a non-profit association of private service companies. Because most western countries have substantially reduced the size of their forces, they don’t commit to peacekeeping operations, he said, leaving the private sector to efficiently fill an essential void.

“When a country or organization is trying to do a mission, they need a number of specialized skills – such as bridge-building – very quickly,” said Brooks. “Private industry is able to supply these faster, better, and more cheaply [than the military],” he said, providing results in a two-week framework that the military might take months to achieve.

Pointing out that security and military contractors form a relatively small portion of the industry, with transportation and infrastructure making up the largest,

Brooks stressed that his association promotes transparency and accountability, and in fact supported MIJA and its extension. “Our position as an industry is that whether you are wearing camouflage or blue jeans, you should be able to be held accountable.” His association also adopted a code of conduct which was drafted by human rights lawyers and non-governmental organizations, and has established a standards procedure to monitor it.

“The reality is that 90 percent of the people [working] in this industry are ex-military personnel. They don’t hang up their ethics when they leave the military after 10 or 20 years.”

The panel’s final speaker, Frank Fountain, advocated the use of a private military force that performs peacekeeping globally. Fountain, a former Army officer and judge advocate, and legal adviser to the commander in chief of U.S. Central Command, noted the reluctance of governments to commit to peacekeeping operations, resulting in delays and exacerbation of conflicts. Most states, too, insist on retaining control over their forces in peacekeeping operations, resulting in multiple chains of command, with troops from different countries reflecting differences in training, doctrine, discipline, and equipment types – all factors that undermine the peacekeeping mission, Fountain said.

“My solution is to transfer these duties to private corporations,” he said, adding that contracts can clearly stipulate standards of accountability and transparency, as well as set out the appropriate jurisdiction for misconduct that a contractor may undertake.

A student organized event, the panel discussion was sponsored by the International Law Society and Duke’s Human Rights Initiative. ♡

The Center on Law, Ethics and National Security and the Program in Public Law

U.S. National Security Strategy: Finding the right balance

FINDING BALANCE in U.S. national security strategy was the topic of a Duke Law conference on April 20 and 21. Sponsored by the Center on Law, Ethics and National Security (LENS) and the Program in Public Law, the conference brought together expert panelists from academia and the military, intelligence, diplomatic, and media sectors to address such issues as how best to balance national security and civil liberties, challenges posed by the privatization of military operations, the future of Iraq, and America's ongoing role in that country. Three keynote speakers also offered perspectives informed by their front-line experience in Congress, the National Security Agency, and the highest echelons of the military.

Rep. Walter B. Jones, R-NC, a member of the House Armed Services Committee who voted in favor of giving the president authority to commit troops to Iraq, bluntly alleged that he and the American people were “duped with false intelligence.”

“I do not believe that the intelligence justified going into Iraq,” he said, noting that he had attended every classified briefing available to him before casting his vote. He accused neoconservatives in the Pentagon's Office of Special Plans of “cherry-picking” intelligence to share with Congress, possibly going so far as to mount a propaganda campaign to garner support for an invasion; he has called for an investigation into a possible violation of federal law in this regard.

“It is against the law of this country to create any type of campaign that is a propaganda campaign [with] taxpayers' money,” said Jones. Expressing remorse over American lives lost in Iraq, he said it was crucial to expose the truth. “Whether Republican or Democrat, this country will never survive unless those of you who are trained to protect the Constitution demand of those of us in office ... that the honest truth be told.”

Lt. Gen. Kenneth A. Minihan, USAF (Ret.), who served as director of the National Security Agency (NSA) from 1996 to 1999, addressed the challenge of intelligence gathering in a high-tech world, as well as the issue of domestic surveillance. Internet technology has transformed intelligence gathering from a “farming” operation, one based on observing an enemy in a confined geographic area, noting trends, and making predictions about future behavior, to a “hunting” operation, he said.

“Now ... it's about how do I go find people who are learning to fly but not learning to land, in a world of people all learning to fly which includes taking off and landing?” Technology not only has collapsed the time between detection and reaction, but has “changed the notion of combat and where it is relative to us,” he went on, defining “homeland,” as it refers to homeland security as “the global operating environment where we live, work, do business, and have combat.”

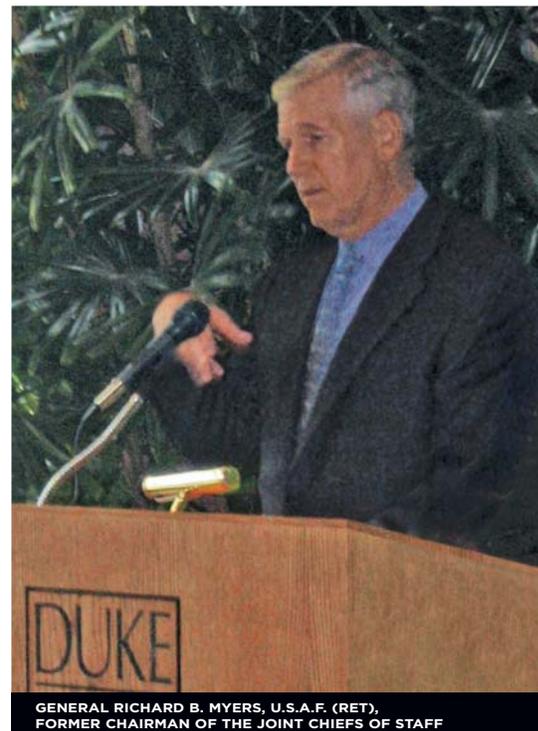
“Buried in here is this notion of domestic spying – surveilling the enemy – and buried in there is the notion of hunting for the adversary. Essentially I'm not hunting in the United States, but I'm hunting in an environment where there are literally zillions of communicative activities between the United States and outside. It's not about domestic spying at all, but about hunting for those communications between someone in the United States and something entering or leaving [the country].”

Acknowledging the need to balance the notion of liberty with the demands of security, Minihan called for changes in the Foreign Intelligence Surveillance Act (FISA), the authorizing environment for the NSA.

“FISA is the framework for monitoring a known terrorist as opposed to trying to hunt for a terrorist. You essentially have a time frame that is too long, a process which is not responsive to hunting, but to farming – the assumption of ‘probable cause’ sits in there – and it is arranged in such a way that it has the notion of a ‘U.S. person’ in its definition which doesn't fit the technology environment. If I don't know you are a terrorist and I'm hunting for you, the authorizing environment needs to permit that activity within the rule of law.”

The recently retired Chairman of the Joint Chiefs of Staff, Air Force Gen. Richard B. Myers, said that in his view, the threat from violent extremism is “the greatest threat this country has faced to our way of life, and perhaps our democracy, since the Civil War.” Offensive force is only one part of the necessary strategy to combat it, he said.

“There has to be a much longer term component to the strategy that is not yet implemented. That is,



GENERAL RICHARD B. MYERS, U.S.A.F. (RET),
FORMER CHAIRMAN OF THE JOINT CHIEFS OF STAFF

how do you get to an environment where men and women don't feel compelled to join jihad? It's going to take a new way of thinking about our business that we haven't been through yet. It's much more about economics and diplomacy than about military issues.” What will it take to win? Patience – four or five decades – will, and resolve, he said, along with open and bipartisan debate, facilitated by an informed media.

“Our annual conference has come to provide a forum for military, government officials, academic experts, practitioners, and students to engage in an exchange of ideas and perspectives,” said Charles S. Murphy Professor of Law and Public Policy Christopher Schroeder, director of the Program in Public Law. “I really think this is a unique opportunity for dialogue that is hard to find at any other gathering.” Professor Scott Silliman, LENS' executive director and the principal organizer of the conference, agreed.

“Our goal was to inform and further the public debate on these very important issues in the ongoing war on terrorism, and I think we did that and more.” Silliman was particularly pleased with the number of students who attended the event. “These are the leaders of tomorrow, and the lessons they learned from the exchange of views in our conference will hopefully shape and give greater balance to our country's future national security policy.” ♣

Neuborne and Kmiec offer legal analysis of war on terrorism

THE LEGAL FRAMEWORK FOR the war on terror was the subject of two lunchtime talks at the Law School in April. Burt Neuborne, Inez Milholland professor of civil liberties and legal director of the Brennan Center for Justice at New York University Law School, addressed the judicial role in times of crisis on April 3. On April 11, Douglas Kmiec, who holds the Caruso Family Chair in Constitutional Law at Pepperdine University, analyzed the constitutionality of the Bush administration's domestic surveillance program. Neuborne's and Kmiec's talks were respectively sponsored by Duke's Program in Public Law and the Federalist Society.

"There is, in our past, a disturbing tendency to throw away fundamental values in times of crisis," said Neuborne citing, among other examples, the Supreme Court's decision in *Korematsu*, which upheld the preventive detention of more than 100,000 Japanese Americans during World War II.

While a basic element of the American system is a risk allocation mechanism that favors the individual over the government, he continued, "in times of crisis, there is a huge temptation to adopt [an] authoritarian allocation of risk – to treat people as though they're risks and the government as though it isn't."

Terrorism is a genuine threat and maximizing national security to prevent a terrorist attack is a justifiable goal, said Neuborne before reviewing the legal options for dealing with "high risk" situations and individuals post 9/11: ordinary criminal courts which preserve the usual risk allocation, placing an extremely high onus on the state; courts martial, which are equally committed to justice, but place a premium on security and efficiency, and military commissions, which dispense "battlefield justice," and in which "the risks are inverted," for good reason.

Since 9/11, the Bush administration has claimed unitary executive authority to "throw the switch" that places individuals in one system or another, said Neuborne. This approach assumes the president to be a commander in a war in which the world is the battlefield, and possessing authority to detain anyone suspected of wrongdoing, to dispense battlefield justice, and to collect intelligence. Neuborne called the approach "dangerous and wrong."

"It overlooks one huge message that our past tell us, and that's when you allow the executive to operate unilaterally in a period of crisis you will get . . . systematic overestimate of future risk as a justification for future repression, a systematically high number of false positives – innocent people will be sanctioned, and systematic harshness in the treatment of people you catch."

"(The president) has retained the perspective of 9/11 and therefore sees this is an ongoing war where the foremost obligation he has is not punishment, but prevention. I believe he has structured the surveillance program accordingly."

Douglas Kmiec, Pepperdine University School of Law

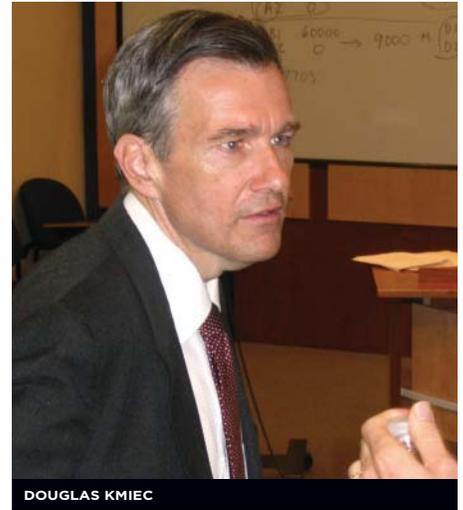
While courts' lack of independent fact finding power renders them "institutionally incapable" of making an individual assessment of risk, Congress is well equipped to perform that checking function, and has the obligation to do so clearly and openly, Neuborne argued. "What we need is sober, careful behavior by the two political branches operating under the scrutiny of the courts to make sure that there is a constitutional minimum in any of the procedures that are being used, but most importantly making sure that Congress has expressed themselves, and expressed themselves vigorously and clearly on the issue," he concluded.

Kmiec began his analysis of the Bush administration's terrorist surveillance program by noting the failure of pre-9/11 intelligence. The joint-inquiry reports of the House and Senate Intelligence Committees blamed the failure, in part, on a cumbersome process under the Foreign Intelligence Surveillance Act (FISA), he said, proceeding to probe the president's legal authority to enhance surveillance powers.

Kmiec argued that the president does have authority to authorize enhanced surveillance without complying with the provisions of FISA. Noting that the 1978 statute was a reaction to the domestic abuse of surveillance activity in the Nixon administration, Kmiec recalled the advice of President Carter's Attorney General, Griffin Bell, to Congress, as it was being drafted, that indicated it was not intended to be a wartime statute.

"When he testified about FISA, Bell pointed out that Congress had to be careful not to speak to . . . the president's ability to engage in surveillance for the purposes of gathering foreign intelligence information," said Kmiec. Congress tried to address that concern by creating an exception for wartime that would allow the president to undertake surveillance for 15 days after the formal declaration of war in order to give it an opportunity to pass supplemental legislation to deal with the nature of intelligence gathering in wartime, he went on. Whether Congress did that with its Authorization for the Use of Military Force (AUMF) following 9/11 is the subject of current debate.

Kmiec called "reasonable" the president's reliance on the expansive language of the AUMF, which gives



him authority "to take all necessary and appropriate force" to prevent further acts of international terrorism against the United States. The plurality of the Supreme Court in the *Hamdi* decision, too, acknowledged that in wartime "the president has a substantial deposit of authority . . . which might well include a substantial amount of inherent power" which could be used to defend a surveillance program.

Kmiec observed that when FISA was drafted, the existing authority of the National Security Agency as it related to the gathering of "signals intelligence" was specifically excepted out of the statute's definition of electronic surveillance, "showing a recognition, again, on Congress's part, that they didn't want FISA to hamstring the president's constitutional authority to defend us in times of war."

While immediately following 9/11 there was general agreement that America had been attacked and "this is a battlefield," that view lacks resonance in 2006, Kmiec said; many Americans have re-conceptualized the terrorist threat as a form of organized crime, with the goal being to capture and punish its perpetrators. The president, on the other hand, "has retained the perspective of 9/11 and therefore sees this as an ongoing war where the foremost obligation he has is not punishment, but prevention. I believe he has structured the surveillance program accordingly." ¶

“[ESQ] gives 1Ls a view of the future while they still have the opportunity to self-direct their studies and prepare for their careers.”

Robert O. Link, chairman and managing partner, Cadwalader, Wickersham & Taft

ESQ

To the following alumni and practitioners who attended ESQ. 2006, thank you!

Thomas Bezanson, Chadbourne and Parke
 Daniel Bowling '80, Coca Cola
 Eva Davis '90, Kirkland & Ellis
 Michael Dockterman '78, Wildman Harrold
 Thomas Dunn '92, Cravath, Swaine & Moore
 Christopher Dusseault '94, Gibson, Dunn & Crutcher
 John Englar '72, Burlington Industries Inc.
 J. Holt Foster III '95, Thompson & Knight
 A.H. “Nick” Gaede '64, Bradley, Arant, Rose & White
 Stuart Goldstein, Cadwalader, Wickersham & Taft
 Susanne Haas LL.M. '85, J.D. '87, Honeywell International Inc.
 Winston Henderson '90, Surface Logix
 Peter Kahn '76, Williams & Connolly
 Chris Kay '78, former general counsel and chief operating officer, Toys “R” Us
 Robert Krakow '81, Gibson, Dunn & Crutcher
 Kevin Kramer '00, Drinker Biddle and Reath
 Patricia Lehtola '84, Vial, Hamilton, Koch & Knox
 Robert Link, Cadwalader, Wickersham & Taft
 Thomas Magill '76, Gibson, Dunn & Crutcher
 Christopher Mangum '85, Alston & Bird
 Gray McCalley '79, Printpack, Inc.
 Happy Perkins '80, General Electric Company
 Lawrence Schaner T'82, Jenner & Block
 Laura Sizemore '96, White & Case
 Margaret (Meme) Stowers '96, Cleary Gottlieb
 H. Glenn Tucker '80, Greenberg Dauber
 James Washburn '94, McKenna Long & Aldridge
 Darwin Williams '05, Reed Smith
 Thomas Zych '83, Thompson Hine



PATRICIA LEHTOLA '84 AND EVA DAVIS '90

ESQ. 2006: Career symposium grows in its fourth year

ON FEBRUARY 10, the Business Law Society's fourth annual career symposium allowed 150 Duke Law students, many of them 1Ls, to get career advice from leading practitioners. The largest student-organized event of the year, “ESQ.” featured panel discussions on such topics as the nature of transactional and in-house practices, legal careers in government, and how to choose the right working environment. Students also had a chance to have one-on-one discussions with the practitioners in attendance.

“What ESQ. strives to do is give students the opportunity to put a real face on all the classroom knowledge that is swimming in their heads by speaking with people that are actually developing and trying the cases we read in our casebooks,” said Issac Dolgovskij '07, who co-chaired the symposium with classmate Erica Williamson. “Nowhere else can students spend an entire day having face time with some of the leading practitioners in their fields to pick their brains about what the ‘real world’ is like.”

“Practitioners enjoy events such as ESQ. because it gives us the opportunity to talk about what we do and share our enthusiasm for the legal profession,” said lunchtime speaker Robert O. Link, chairman and managing partner of Cadwalader, Wickersham & Taft, a key sponsor of the event. “It gives 1Ls a view of the future while they still have the oppor-

tunity to self-direct their studies and prepare for their careers.” Link added that ESQ. is also a good recruiting opportunity. “Law firms are looking to recruit, train, and retain the best lawyers. That is why we come to Duke every year.” Kirkland & Ellis and Gibson, Dunn & Crutcher also offered significant sponsorship to the event, as did Duke's Global Capital Markets Center and Career & Professional Development Center.

“ESQ. is an amazing day, full of energy,” said the Associate Dean for Career & Professional Development Bruce Elvin '93. “The attendees include leaders in their fields from around the country who choose to spend the day with our students. Their commitment of time and energy in this way is, indeed, humbling.” Elvin also praised the management and leadership skills demonstrated by ESQ.'s student organizers, as well as the support for the event provided by Law School administration. “ESQ.'s success and very existence are a tribute to, and product of, the ‘ownership culture’ that Dean Bartlett has so successfully and critically inculcated into the Law School.”

Gary Lynch '75, general counsel of Morgan Stanley and former chairman of the Securities and Exchange Commission will be the keynote speaker at ESQ. 2007, to be held Friday, February 9. ♣

TALES FROM THE PUBLIC DOMAIN

BOUND BY LAW?

TRAPPED IN A STRUGGLE SHE DIDN'T UNDERSTAND

BY DAY A FILMMAKER...

keith AOKI
james BOYLE
jennifer JENKINS

DUKE
CENTER FOR THE
STUDY OF THE
PUBLIC DOMAIN



BY NIGHT SHE FOUGHT FOR **FAIR USE!**

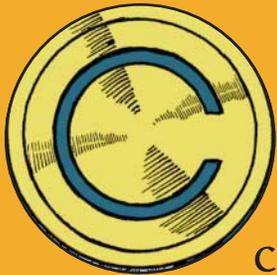
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SOME RIGHTS RESERVED

FAIR USE FOLLIES

DUKE LAW PROFESSORS CREATE COMIC BOOK GUIDE for FILMMAKERS

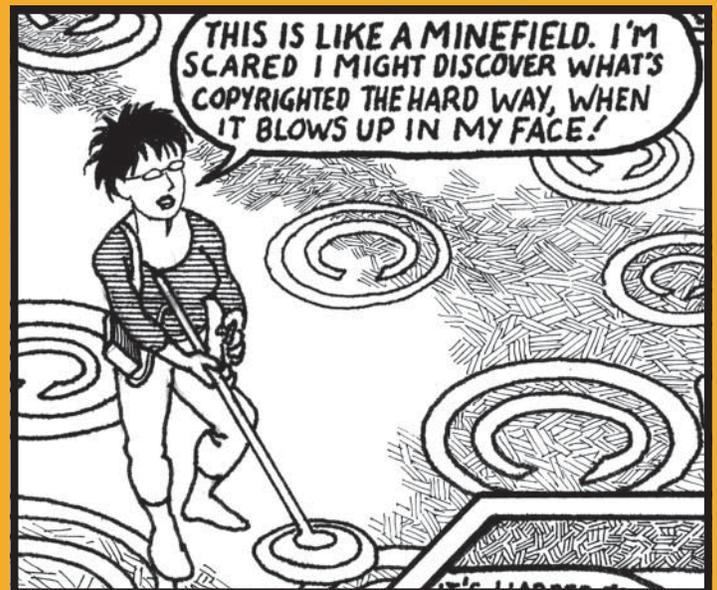
BY FRANCES PRESMA • ILLUSTRATIONS BY KEITH AOKI



CURVACEOUS and **WELL-MUSCLED** in classic superhero style, Akiko is the central character in what is certainly the most unusual legal publication to come out of Duke – a comic book about intellectual property.

Aiming to make a documentary about a day in the life of New York City, Akiko finds herself confused as to which aspects of city life, from theatre marquees to museum pieces to songs played by subway buskers, might be subject to copyright and which she can freely use in her film under the doctrine of fair use.

She is guided through this legal minefield by two intellectual property experts, unnamed yet unmistakable to anyone who has met their real-life counterparts: William Neal Reynolds Professor of Law James Boyle and Jennifer Jenkins, director of the Center for the Study of the Public Domain, which published the book. The two co-authored *Bound by Law? Tales from the Public Domain* along with the book's cartoonist, Keith Aoki, Philip H. Knight professor of law at the University of Oregon Law School. ▶





“WE WANTED to REACH OUT to PEOPLE WHO MAY be PRODUCING in NON-CONVENTIONAL MEANS, INCLUDING KIDS WITH DIGITAL CAMERAS who are OUT THERE MAKING MOVIES for PENNIES, and EXPLAIN to THEM WHAT the RULES ACTUALLY ARE.”

JAMES BOYLE, WILLIAM NEAL REYNOLDS PROFESSOR OF LAW

Entertaining and accessible, the comic book treatment was perfectly suited to the trio’s serious goals of educating filmmakers (who don’t typically read law journal articles or have lawyers on retainer) about the interface between copyright law and documentary film – separating fair use fact from myth, reviewing copyright terms and benefits,

explaining the importance of a rich public domain to creation, and posing provocative questions about the effect of a rampant permissions culture on creative endeavors.

“There is an increasing unwillingness of filmmakers to get copyrighted material into their viewfinders in the first place – self-censorship based on a tremendous amount

of ignorance about what the law actually is,” says Boyle. “We wanted to reach out to people who may be producing in non-conventional means, including kids with digital cameras who are out there making movies for pennies, and explain to them what the rules actually are. As we thought about the medium in which to go explore this, it seemed obvious that a comic book is a genre that spans both high- and low-brow, and has the ability to portray complex things and, above all, can capture the visual craziness that goes on in some of these controversies over fair use.”

In the book, Akiko’s legal guides help her identify the broad classes of cultural fragments that documentary filmmakers commonly encounter – the background sounds and images, such as ring tones and television shows, that are accidentally captured in the course of filming, and the music, movies, and other images that are essential to a historical or cultural narrative. She hears how the makers of “Mad Hot Ballroom,” a documentary about New York City youngsters in a dance competition, accidentally captured a cell-phone ringing to the tune of the “Rocky” theme song, and were asked, by rights-holder EMI, to pay \$10,000 to clear its use; they eventually settled for \$2,500, although the Boyle character points out that there was a strong argument to be made that the fragment constituted fair use. In a separate instance, the filmmakers deleted a subject’s spontaneous use of a song lyric, rather than pay the \$5,000 demanded for clearance.





“What we’re seeing is a sort of ‘perfect storm’ – a conjunction of two trends,” says Boyle. “On the one hand you have an explosion of technical capability to capture the world around you to make documentary films. On the other, we’ve had this surge of the ‘permissions culture,’ where people are asking for permissions for fragments that before no one even thought of asking for permission for, or licensing, or demanding payment for. And the two things are on a collision course – we’ve got more and more people who know less and less about the law, with more and more capability, meeting a culture that is demanding more and more payments, clearances, or legal hoops to jump through.”

As Akiko finds out, perpetuating the problem are errors and omissions insurers who, being naturally risk averse, often don’t recognize fair use and demand that filmmakers clear everything before their films can be distributed. Excessive clearance practices can actually erode the legal boundaries of fair use, says Jenkins. “One of the factors that courts consider in determining fair use is market harm, and if people start paying licensing fees for every minor snippet in the background rather than asserting fair use, then they can actually create a licensing market for those fragments. Hence the phrase ‘fair use: use it or lose it.’”

FILMMAKERS’ HURDLES

HAVING HAD ITS GENESIS at Durham’s Full Frame documentary film festival two years ago when a panel of filmmakers shared their horror stories about copyright and clearance, the authors launched *Bound by Law?* at a Full Frame reception in April. Listening to Boyle discuss the disappearance from distribution of the noted civil rights documentary “Eyes on the Prize” when renewal of that film’s rights to music, footage and other materials proved prohibitive for its producers, Linda Atkinson nods with understanding. “Carmen and Geoffrey,” her film about the life and work of legendary black dancers and artists Carmen de Lavellade and Geoffrey Holder, can’t find distribution

because she and partner Nick Doob can’t afford to pay the \$90,000 cost of clearing the rights to the dance music in their \$35,000 documentary.

“It’s stopped us dead in our tracks,” says Atkinson, adding that the film’s cultural significance has been widely recognized, as much as a record of the importance of dance to the civil rights movement as for its tribute to the artistry of Holder and de Lavellade. “To see this film that covers [the issue] from the late-40s until now, and all at once to have it stopped – you feel sort of defeated, like you’ve done something good and it’s going to die on the vine.”

Atkinson’s lawyer, Karen Shatzkin, who specializes in documentary film, says she encounters this problem all the time; in fact, a number of cases she has handled for such clients as D.A. Pennebaker and Chris Hegedus, makers of “The War Room” and other acclaimed documentaries, are discussed by the comic-book characters. Fair use assessments are best made proactively, before and during the film-making process, but filmmakers first must have some idea that they may encounter problems with copyrighted material in their work. *Bound by Law?* is “terrific” at doing just that, says Shatzkin. “It doesn’t talk down to people, it covers the terrain, and it gives filmmakers a grounding on the issue. What it does most

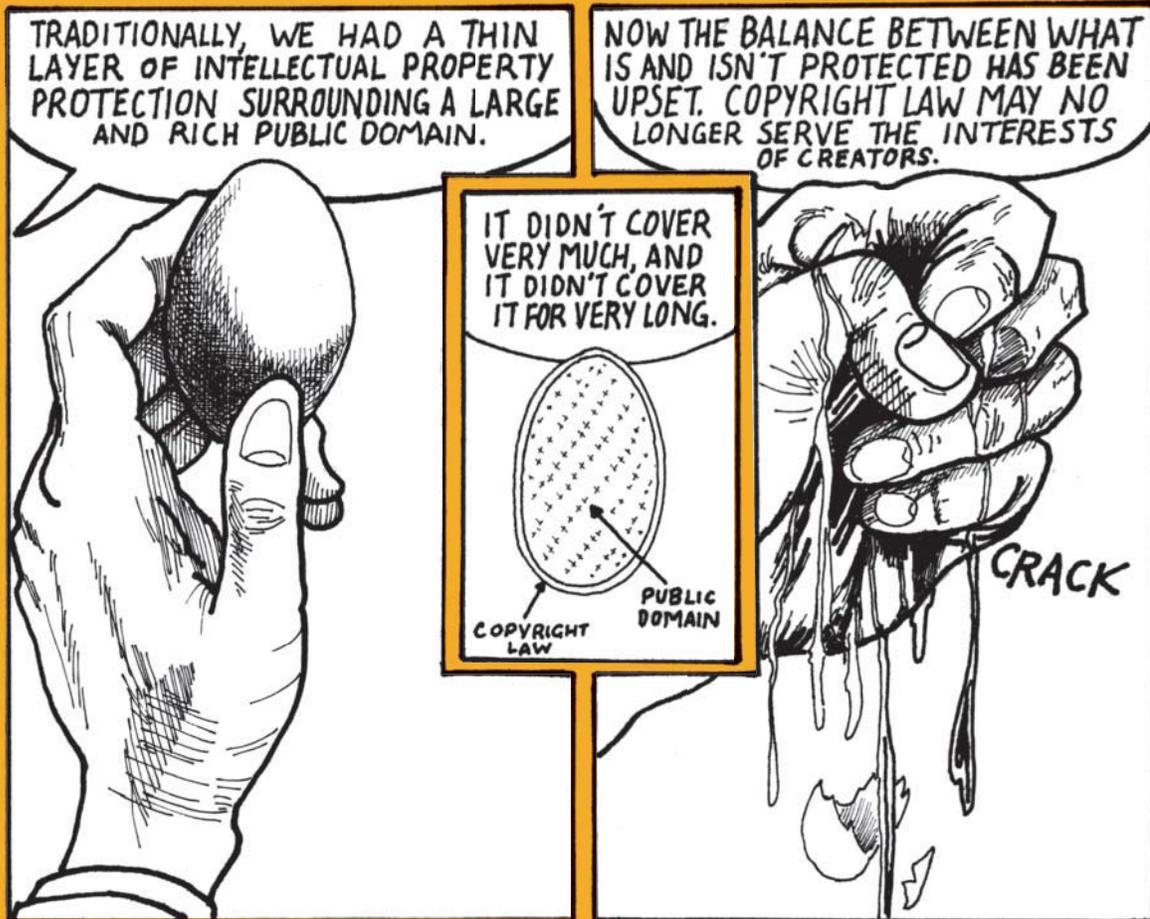


BOUND BY LAW?



"IF MORE ARTISTS UNDERSTAND the ISSUES that are AFFECTING THEM EVERY DAY, the DIALOGUE can be MORE BALANCED."

JENNIFER JENKINS '97
DIRECTOR, CENTER FOR THE STUDY OF THE PUBLIC DOMAIN



'Tarnation', a digital film which cost just \$218 to make and went to the 2004 Cannes Film Festival but ended up costing over \$400,000, most of which went to clearing rights." He cautions that as young filmmakers see copyright as "a purely negative thing" they stand to lose respect for it, making them more likely to abuse it. One of the final concepts and images in the book is of a "sustainable" cultural landscape, where a balance exists "between what is owned and what is free for everyone to use," exactly the metaphor of cultural environ-

of all is give the message that I am always trying to give, which is the law gives you far more rights than you realize."

That is a central point of *Bound by Law?*, says Boyle. "It's not so much in this case that the law is out of balance as it is that there is sort of a private culture that everyone is just used to paying for everything and demanding payment for everything. Yet we were very firm in the book to say it's not just a matter that 'anything goes.'" Indeed, the authors defend the copyright system as much as they criticize it; Akiko learns how copyright laws give her rights she can use to control how her work is used and get paid for it, but how a rich public domain is also essential to ensure the availability of

raw materials for future creation.

In his afterword to *Bound by Law?*, Boyle further stresses the value of copyright to artists and creators, but also the unfortunate fact that just as the digital revolution has democratized filmmaking and other creative forms, the clearance culture and lengthening of copyright terms has put some cultural raw materials out of reach.

APPRECIATING COPYRIGHT

"THIS IS SUPPOSED TO BE the golden age of documentary film, and in particular we're supposed to see this entire new generation of digital filmmakers, armed with cheap cameras, making movies like

mentalism that he introduced to a scholarly audience in his acclaimed 1996 book, *Shamans, Software, and Spleens: Law and the Construction of the Information Society*, and a series of subsequent law review articles.

"If more artists understand the issues that are affecting them every day, the dialogue can be more balanced," says Jenkins. "It can include a larger part of the populace – not just groups that have the ear of Congress. And this can lead to a more rational and fair copyright system."

Firmly believing that the main goal of the copyright system is to feed the public domain, Boyle, Jenkins, and Aoki have posted their comic book for free online to be read and downloaded, and to be shared



WHAT THEY'RE SAYING

Bound By Law?... lays out a sparkling, witty, moving and informative story about how the eroded public domain has made documentary filmmaking into a minefield. **Boingboing.net**

I can see using this book in classes in schools and universities. I would be willing to bet someone will think to present a copy to their Congresscritter. Or read it just for fun. It is brilliant and I enjoyed it tremendously. I love this book. Read it. Buy it. Give it to your favorite IP Neanderthal. **GrokLaw**

The point of this improbable comic book is to demystify the arcane legalisms and absurdities of copyright law in a fun, entertaining way. God knows this stuff — fair use, the erosion of the public domain, the intricacies of the “permission culture” — does not normally go down easy. The comic has lots of visual puns and humor that brings to mind the Simpsons, all of it wrapped in the comic book gestalt.... *Bound by Law?* could go on to be a classic in its own right. It’s a real genre-stretcher embodying the very creativity that it seeks to promote. **On the Commons**

and used for derivative works under a limited Creative Commons license. They have reached an impressively large audience, helped by enthusiastic reviews and widespread media and blog coverage. The Center for the Study of the Public Domain’s Web site has received more than 112,000 visits and 2.8 million page views since the comic book was released in March, Jenkins reports. “At least 70,000 people have read the book online or downloaded it from our site alone,” she said, adding that it has also been downloaded from numerous other Web sites. Having been funded in part by grants from the Rockefeller, MacArthur, and Ford Foundations, the Center was able to distribute it free of charge to more than 2,500 filmmakers and documentary enthusiasts at Full Frame, and with a price tag of just \$5.95 on Amazon.com and \$4 for bulk orders of 25 or more, it is being snapped up by educational institutions and interested readers.

Fueled by the success of *Bound by Law?* the trio has another comic in the works,

this one on music and copyright. “Music is an incredibly rich topic,” says Jenkins, who points out that music is and has always been a highly derivative art form. “If some of the restrictive rules that we apply today to sampling were applied to jazz when it was evolving, or to blues, folk, or rock and roll, then all of that music might not exist as we know it.” Stay tuned for more “tales from the public domain.” ♪

WHERE TO GET IT?

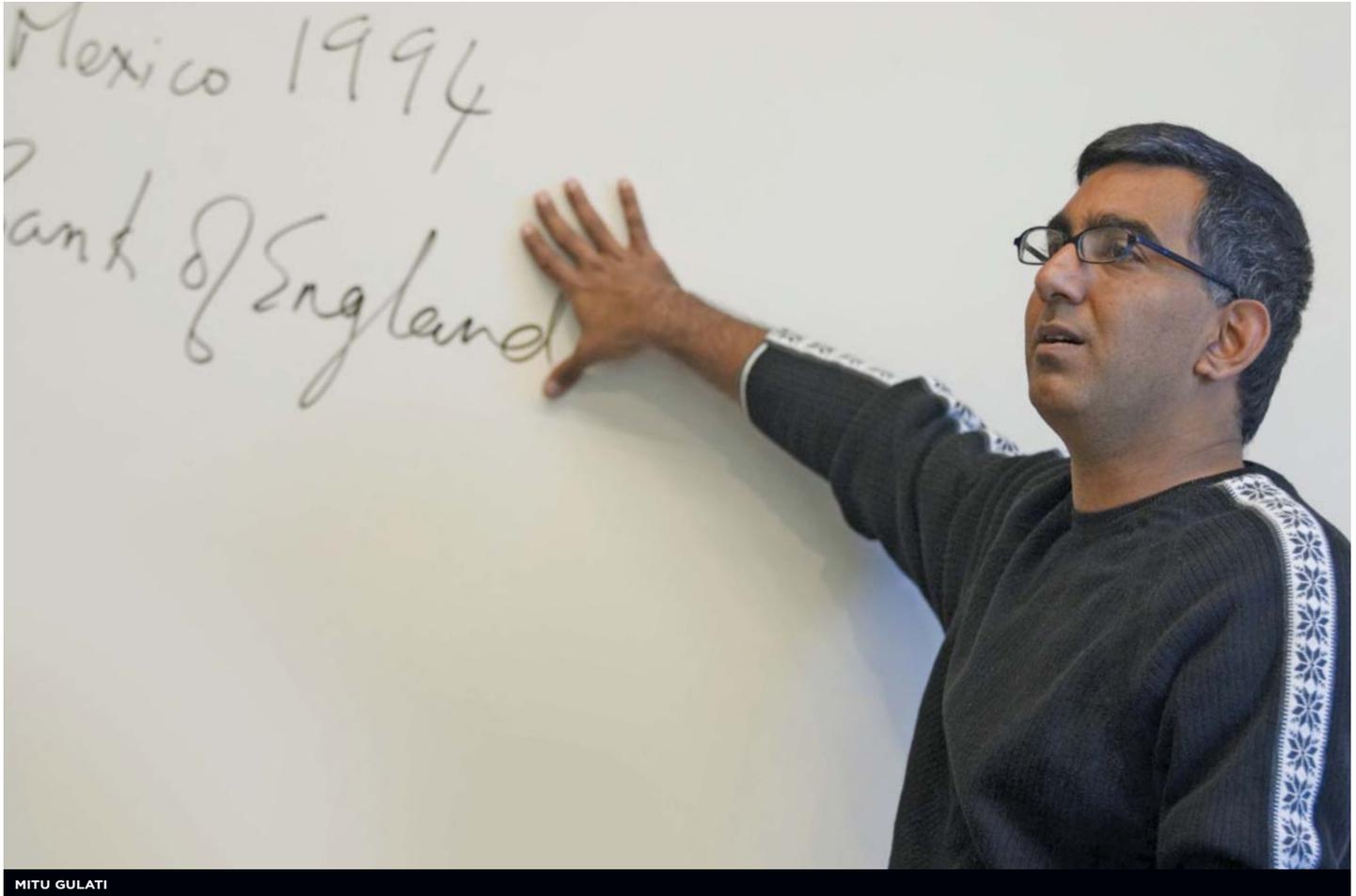
Bound by Law? is available for purchase on amazon.com or can be downloaded at www.law.duke.edu/cspd/comics. A new edition



from Soft Skull Press will be available in the fall, with forewords by David Guggenheim, director of “An Inconvenient Truth,” and the writer Cory Doctorow.



Faculty Focus



Don Hamerman

MITU GULATI

Mitu Gulati: Versatile scholar joins Duke Law faculty

MITU GULATI IS KNOWN IN legal circles for the striking creativity and breadth of his scholarship; in fact, one catalogue of recent moves by law professors offered the designation “Renaissance man” in place of a specialty. With characteristic modesty Gulati, who joined the Duke Law faculty in July from Georgetown, ducks the accolade, saying that his scholarship, which addresses such diverse issues as employment discrimination, critical race theory, corporate law, and international sovereign debt, simply reflects his interests. “That’s what’s great about the job.” His colleagues are less reserved about singing his praises.

“He is extraordinary,” says Professor Catherine Fisk. “His studies of employ-

ment discrimination in large law firms have shaped a decade of critical, empirical, and theoretical scholarship about discrimination in the elite professions. He collaborates with an enormous number of people across a wide variety of subject matters, brings together diverse people and ideas, and mentors students and junior scholars in a number of areas. Both intellectually and personally, he brings out the best in everyone with whom he works. He is so productive in so many areas that one wonders whether there are really two or three Mitus behind so much superlative work.”

“Mitu’s interests are like his intellect, wide-ranging and bent on challenging conventions,” adds Brainerd Currie Professor

of Law James Cox. “In one of the areas of my interest, securities regulation, Mitu is the leading scholar on sovereign debt, such as today’s debate regarding how to discourage lending to tyrants who when in power raid their country’s treasury of the funds obtained through international borrowing. What is particularly distinctive about Mitu is the extensive ties he has to practitioners who help him bridge the distance from the heights of our ivory tower to the ground.”

GULATI CEMENTED HIS INTEREST in sovereign debt as a first year associate at Cleary, Gottlieb, Steen & Hamilton in New York, following his graduation from Harvard. “There was a pro bono project for

Tanzania,” Gulati recalls. “They couldn’t pay back their debt and were trying to devise some scheme where they would issue equity interests in state-owned enterprises in exchange for people forgiving their debt. I was responsible for thinking about some of these things.” He had, in fact, been thinking of such things for years. Having grown up in Kerala, India, Gulati’s economist father focused on international finance. “I grew up around conversations about debt problems, sustainability and the IMF, North-South dialogue, and things like that. In the U.S. there is very little awareness about global debt problems, but the rest of the world has been talking about it for decades,” he says.

Although he left Cleary, Gottlieb after a year to pursue a clerkship, Gulati has collaborated frequently with Cleary partner Lee Buccheit, who currently represents the Iraqi government in its debt restructuring; Buccheit was one of several sovereign debt specialists who guest lectured in Gulati’s “International Debt” class last spring and will return to co-teach a short course, “Law, Ethics, and International Finance,” in the coming academic year. Most recently, the two have collaborated on scholarship relating to sovereign bonds and questions of “odious debts.”

While some commentators suggest that states should have the right to totally repudiate debts incurred by previous odious regimes, Gulati and Buccheit argue, in a forthcoming article written with Robert Thompson of Vanderbilt Law School, in favor of independent scrutiny of each contractual debt of a sovereign pursuant to the domestic law of the United States or another appropriate country.

“Often if you fail to pay one creditor, it causes a default on everybody’s debt,” Gulati explains, noting the reputational sanctions that follow default. “I want a court to declare a debt illegitimate, so that neither the reputational sanction nor the contractual secondary effects from non-payment apply. South Africa could probably say, ‘Look, we just won’t pay any of the arms debt that the previous apartheid regime incurred.’ Yet they don’t. But if there was a system whereby they could pay the debts that were incurred to build basic infrastructure, but not those that were used to buy arms used to shoot at [black South Africans]—if there is a way that courts could

say a debt is not valid under the basic principles of contract law, maybe the creditor community would say that seems fine.”

ALSO KNOWN AS ONE of the leading scholars of employment discrimination in the country, Gulati’s work has consistently probed the complexities of racial and gender discrimination within the context of specific organizations and institutions. Much of his scholarship in the area of employment discrimination emphasizes the need to examine intra-group, as well as inter-group experiences, and how “identity” affects discrimination—as, for example, how the experience of a black lesbian may differ from that of a black heterosexual woman. It also reflects his fascination with workplace dynamics and the various social and economic forces that affect organizations and their decision-making.

“All firms have their own cultures, and they are going to hire people that fit those cultures,” says Gulati, noting the importance of cohesion in law firms and other workplaces. “Only particular types of women and minorities will be hired, and only particular types of women and minorities will be promoted. And if [the women and minorities] know that’s what the firm requires, they’ll try to behave in ways that the firm wants them to behave.”

In a chapter in *Friedman’s Employment Discrimination Stories* (Foundation Press, 2006), subtitled “Makeup and Women at Work,” Gulati and co-authors Devon Carbado of UCLA and Gowri Ramachandran of Georgetown, dissect the Ninth Circuit’s recent ruling in *Jesperson v. Harrah’s Casino*, which upheld Harrah’s decision to fire a long-time bartender because she refused to comply with its requirement that female employees wear makeup. While the court found that Harrah’s action did not constitute discrimination on the basis of sex, Gulati and his co-authors argue the regulation of makeup and grooming should be so conceptualized, concluding that employers historically have used makeup “both to screen women into the workplace and screen them out.” Gulati and Fisk have joined forces to explore the issue further, inviting business and legal scholars to Duke for an October conference focused on makeup, grooming, performance, and discrimination.

IN 2003, GULATI and Professor Stephen Choi of Boalt Hall – who frequently collaborate on scholarship relating to securities regulation—generated enormous response when they proposed a “tournament of judges” for filling Supreme Court vacancies. The partisan bickering that has overtaken the appointment process could be circumvented, they argued, by looking solely at objective, empirical criteria such as opinion publication rates, dissent rates, reversal rates, and rates of citations by academics, appellate courts, and the Supreme Court.

“There is so much data on these people—they have often been judges for two or three decades,” observes Gulati. “The data can’t give you a full picture, but it can give you an idea of whether someone is being lazy or not. It can lead you to ask more questions [about a jurist’s performance].” And such an exercise would render transparent political motivations behind appointments of less objectively “qualified” judges, suggests Gulati.

Gulati and Choi’s essay setting out their “thought experiment” sparked a great deal of favorable response from legal academics as well as “hate mail,” says Gulati. *Jurist* devoted an online symposium to the idea, and the *Florida State University Law Review* used it as a springboard for a symposium issue considering empirical measures of judicial performance.

Although he did his best to avoid the media spotlight as Chief Justice John Roberts and Associate Justice Samuel Alito went through their confirmation hearings, Gulati acknowledged to *The Washington Post* in January that Justice Alito ranked 16th among 98 appellate judges when “productivity,” “quality” of opinions, and “judicial independence” were taken into account, though he advised against “overinterpreting” the results. Having clerked for Judge Alito on the United States Court of Appeals for the Third Circuit in 1996–97, an experience he describes as “wonderful,” Gulati notes the particular challenge for any clerk to “judge your judges.”

“They are your teachers, and in many ways, if you are lucky, the best teachers you’ll ever have. The relationship is one that goes on forever,” says Gulati who also clerked for the Honorable Sandra L. Lynch of the United States Court of Appeals for the First Circuit in 1995–96. ♡

OVER THE COURSE of six weeks this summer, four members of the Duke Law faculty, **Professors Neil Vidmar, James Cox, Madeline Morris, and Scott Silliman**, were invited to Capitol Hill to share their expertise with lawmakers considering legislative action on tort and securities class action reform, extradition, and the future of military commissions at Guantanamo Bay, respectively. Excerpts from their written testimony follow.*

Having their say on Capitol Hill



* All footnotes removed.

Professor Neil Vidmar, Russell M. Robinson II Professor of Law

Senate Committee on Health, Education, Labor and Pensions, June 22, 2006

Vidmar commented on proposals in the Fair and Reliable Medical Justice Act to establish special “health courts” to hear patients’ claims, and impose damage caps on recovery:



I want to address the commonly held myths that have been raised about the tort system and in particular the jury system. Empirical research evidence strongly goes against these beliefs.

... In recent research I and my colleagues have been studying closed medical malpractice claims in the state of Florida. ... In this research we centered on cases closed between 1990 and 2003. A total of 21,809 claims were closed with a payment to the claimant during those fourteen years. We found that 20.2 percent of paid claims were settled without the claimant even resorting to a lawsuit, 6.3 percent of claims were settled in arbitration and 70.8 percent settled before a trial, leaving just 2.7 percent of paid claims that resulted from a jury verdict.

To pursue this insight further we singled out cases involving a million dollars or more. We found that 10.5 percent were settled without a lawsuit and ... trial and only 7.6 percent resulted from a jury verdict. Thus, more than 92 percent of claims with million dollar payments were settled without a jury. Going further, we found that 37 of the 831 million dollar cases resulted in payments over \$5 million. Only two of these cases were settled following a jury trial. Five of the 831 cases exceeded \$10 million dollars but only one was the result of a jury trial; of the remaining four cases one was settled in pre-litigation negotiations, and three settled before a trial had commenced.

“Whether we are talking all cases or just million dollar cases the process by which claims are paid in Florida (and, it appears, also in North Carolina) involves the negotiation table, not the jury room.”

Perhaps Florida is different than other states. It is hazardous to generalize because each state has its own unique set of laws and legal culture. Nevertheless, it is interesting to observe that data from North Carolina seems roughly consistent with the Florida findings. I compared data on verdicts and settlements reported in the *North Carolina Lawyer’s Weekly*... These data show some interesting patterns. As early as the first part of the 1990s decade there were verdicts and settlements exceeding \$1 million. Over the period from 1990 through 2002, the number of million-dollar-plus settlements exceeded the number of million-dollar-plus jury verdicts by a factor of over three to one. The average amounts of \$1 million plus settlements, when settlements were reported, were comparable to the jury awards. A statistical test on the data indicated that the distributions and the magnitudes of payments for jury verdicts and non-jury settlements were not statistically different from one another. In short, the North Carolina findings also indicate that most of the payments exceeding a million dollars involved settlements rather than jury trial.

These findings have a major implication. Whether we are talking all cases or just million dollar cases the process by which claims are paid in Florida (and, it appears, also in North Carolina) involves the negotiation table, not the jury room. In Florida settlements exceed jury trials by a factor of more than nine to one for million dollar cases. ♣

Professor James D. Cox
Brainerd Currie Professor of Law

U.S. House of Representatives Committee on Financial Services; Subcommittee on Capital Markets, Insurance, and Government Sponsored Enterprises, June 28, 2006

Cox challenged proposals to reform the conduct of securities class actions in H.R. 5491, “Investor Protection: A Review of Plaintiffs’ Attorney Abuses in Securities Investor Protection”:



H.R. 5491 ... embraces three distinct provisions: a modification of the present procedures and substantive standard for imposing costs on the plaintiff or his/her attorney, disclosure of conflicts of interest(s) the plaintiff may have with respect to the suit, and authorization for auctions and other mechanisms for the selection of counsel to be considered by the presiding judge.

... Simply stated, we don’t know what the right number of suits in any year is or should be. Rather than focus too much on that number, it is far wiser to focus, as the Congress did in the Sarbanes-Oxley Act of 2002, on how best to strengthen the financial reporting process.

My co-author, Randall Thomas, John S. Beasley II Professor of Law and Business, Vanderbilt University Law School, and I have carried out a series of empirical studies of securities class action settlements. *See e.g.*, Cox & Thomas, SEC Enforcement Heuristics: An Empirical Inquiry, 53 Duke L. J. 737 (2004); Cox & Thomas, Public and Private Enforcement of the Securities Laws: Have Things Changed Since Enron?, 80 Notre Dame L. Rev. 893 (2005); Does the Plaintiff Matter?, Cox & Thomas, An Empirical Analysis of Lead Plaintiffs In Securities Class Actions, working paper (May 2006) Our data set now includes several hundred settlements dating from 1990 through spring of this year. ... [O]ur

Faculty Focus

work documents that most settlements involve significant sums of money, with the median settlement in the post-PSLRA era approaching \$6 million (median settlements attracting institutions as lead plaintiffs yield settlements more than five times as large as settlements not involving institutional lead plaintiffs) and suits consistently reflect large provable losses per the economic model we use in our analysis. Our data clearly reflects that significant sums are recovered in securities class actions.

The chief disquiet arising from our work is the evidence we have gathered that financial institutions for a variety of reasons fail to submit claims in settled securi-

“If investor protection and sparing American business needless expenses are the focus of this committee’s efforts, it is doubtful that H.R. 5491 will achieve much toward that goal.”

ties class actions. Our study of settlements prior to 2002 reveal that approximately 70 percent of the financial institutions with claims in settled securities class actions do not submit them. *See Cox & Thomas, Letting Billions Slip Through Your Fingers: Empirical Evidence And Legal Implications Of The Failure Of Financial Institutions To Participate In Securities Class Action Settlements*, 58 *Stan. L. Rev.* 411 (2005); *Cox & Thomas, Leaving Money on the Table: Do Institutional Investors Fail to File Claims in Securities Class Actions?*, 80 *Wash. U. L.Q.* 883 (2002). Our articles suggest means to easily remedy this problem. We believe our suggestions are worthy of this committee’s and the SEC’s attention since it would assure that those harmed by securities fraud equally participate in the settlements.

If investor protection and sparing American business needless expenses are the focus of this committee’s efforts, it is doubtful that H.R. 5491 will achieve much toward that goal. ... Indeed, it is quite likely that H.R. 5491 will have totally unintended consequences of actually increasing the defendants’ cost of litigation. ♣

Professor Scott Silliman, executive director of the Center on Law, Ethics and National Security

Senate Judiciary Committee, July 11, 2006

Silliman commented on the future of military commissions in light of the Supreme Court decision in Hamdan v. Rumsfeld:

“If the Congress passes a law which merely gives legislative sanction to the prior system for military commissions – putting everything back in place the way it was – there is no assurance that it would pass judicial muster. With regard to the Court’s determination that Common Article 3 was part of the “law of war” as referenced in Article 21 of the UCMJ, can Congress, by statute, nullify that requirement for compliance with international law as it applies to military commission procedures? Many legal scholars believe so, but it could well invite further challenges in the courts and years of further uncertainty. Merely giving Congressional sanction to the minimal level of due process in commissions which was criticized as inadequate by the Supreme Court and which fails to satisfy commonly recognized international legal standards is, I believe, imprudent.” ♣



Professor Silliman

Senate Committee on Armed Services, July 19, 2006

Silliman argued that Congress should use the Uniform Code of Military Justice (UCMJ) as the base line for any new system of military commissions:

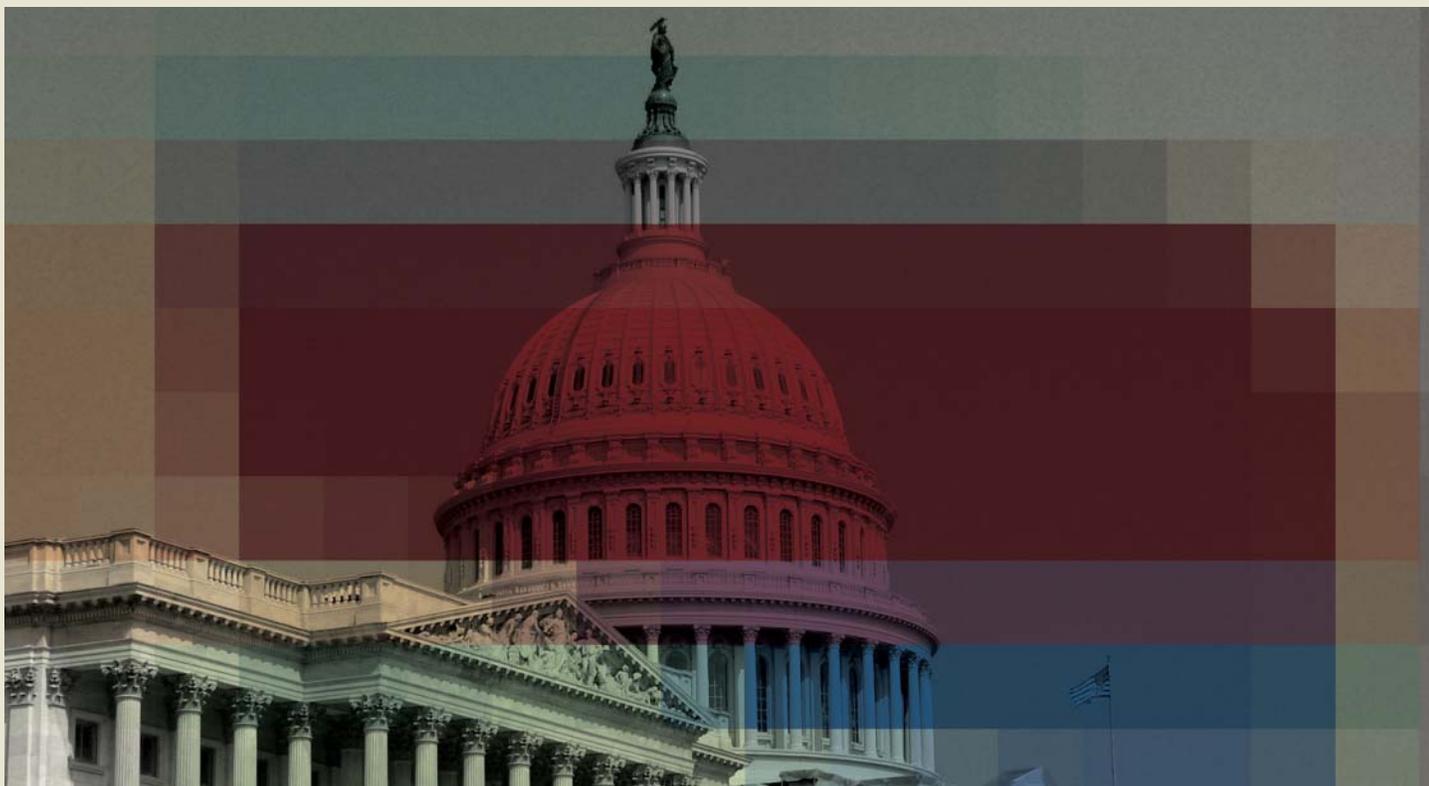
“The UCMJ is a fair and well-proven system of law. ... It is the military criminal code used to deal with misconduct committed by members of our own armed forces, and the Supreme Court clearly implied that it could appropriately and with judicial approval be used to prosecute those at Guantanamo Bay. Further, and more importantly, the Code already provides for jurisdiction to prosecute, either by court-martial or military commission, those who violate the law of war during armed conflict.... If we were dealing with individuals who were classified as prison-

“... We must ensure that perceived pressures to legislate quickly do not cause us to err and fail in our goal to establish a system which reflects our national values and which satisfies commonly accepted principles of international law.”

ers of war, the Third Geneva Convention requires that only a court-martial (or perhaps trial in federal criminal court) could be used to prosecute them; but those held at Guantanamo Bay have not been so classified, so either system under the UCMJ, courts-martial or military commission, is permitted. To use courts-martial, the type of tribunal used for our own military personnel, with its inherent procedural protections which meet and sometimes exceed those in federal criminal trials, is clearly not appropriate. The use of Military commissions, as provided for under the Code, is therefore the better prosecutorial forum.

... The task, then, is to identify those court-martial provisions which would clearly be impracticable when prosecuting terrorists by military commission. I suggest that those articles of the UCMJ which would not, in part or in whole, be practicable in military commissions are few; the greater number would be in the Manual for Courts-Martial, an executive order, which requires action only by the President, perhaps with Congressional approval.

Finally ... I strongly urge that a committee of judge advocates be formally convened to carefully study and make recommendations to the President as to what may, in their view, be required. They are the practitioners who know the Code and the Manual best. If this proposed military commission system under authority of the UCMJ is to provide an appropriate forum for prosecuting those we now detain, as well as those who commit violations of the law of war in future conflicts, we must ensure that perceived pressures to legislate quickly do not cause us to err and fail in our goal to establish a system which reflects our national values and which satisfies commonly accepted principles of international law.” ♣



Professor Madeline Morris

Senate Committee on Foreign Relations,
July 21, 2006

Morris discussed ratification of the proposed Extradition Treaty between the United States and the United Kingdom (Treaty Doc 108-23), challenging allegations that the Treaty violates rights that are protected under the International Covenant on Civil and Political Rights (“ICCPR”):

It is suggested that the treaty is unlawful under [19 provisions of] the International Covenant on Civil and Political Rights. ... Five of the nineteen ICCPR provisions purportedly violated by the treaty concern the freedoms of religion, opinion, expression, assembly, and association – rights also protected under the First Amendment to the U.S. Constitution. Nothing in the proposed treaty threatens or impinges upon the peaceful exercise of those civil and political rights. To the contrary, the treaty provides explicit protection of those rights in the context of extradition. Article 4 states that “[e]xtradition shall not be granted if the offense for which extradition

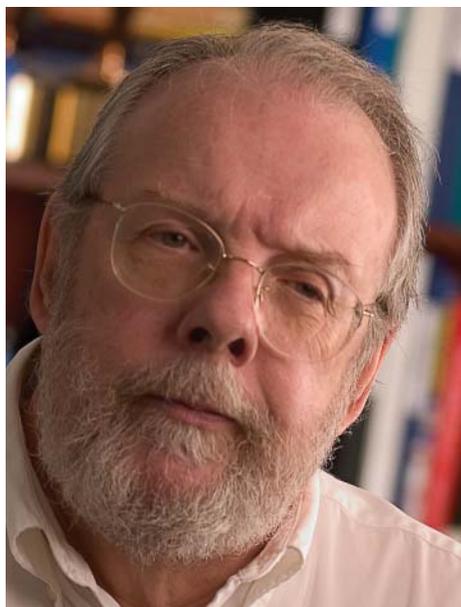


is requested is a political offense.” The treaty thereby prohibits extradition for political crimes such as treason or sedition. Article 5 of the treaty provides further protection of those rights by requiring that “extradition shall not be granted if the competent authority of the requested state determines that the result was politically motivated.”

Even while providing those protections for the peaceful exercise of civil and political rights, the treaty explicitly excludes from the definition of “political crimes” grave violent crimes and weapons offenses. Under the treaty, those crimes are recognized for their violent nature regardless of whether that violence was driven by political beliefs or otherwise. Fully in accordance with the ICCPR and other multilateral conventions, the U.S.-U.K. Extradition Treaty does not accord to alleged perpetrators of serious violent crimes the protections afforded to those accused of political crimes that are a peaceful, if forceful, exercise of civil and political rights. As the ICCPR states: “Nothing in the present Covenant may be interpreted as implying for any State, group or person any right to engage in any activity or perform any act aimed at the destruction of any of the rights and freedoms recog-

“The U.S.-U.K. Extradition Treaty does not accord to alleged perpetrators of serious violent crimes the protections afforded to those accused of political crimes that are a peaceful, if forceful, exercise of civil and political rights.”

nized herein....” Similarly, under the multilateral conventions on hijacking and other crimes on aircraft, hostage-taking, and other violent crimes that typically are committed for political purposes, the covered crimes are subject to prosecution “without exception whatsoever” and are not considered political offenses. In the same vein, the U.N. General Assembly in its 1986 resolution asks states to “cooperate in combating terrorism through the apprehension and prosecution or extradition of terrorists, and the conclusion of treaties regarding the extradition or prosecution of terrorists.” The treaty before you thus does not violate protected civil or political rights by excluding crimes of the gravest violence from the political offense classification. ♡



DAVID LANGE



LAURA UNDERKUFFLER

Lange, Underkuffler honored with distinguished professorships

PROFESSORS David Lange and Laura Underkuffler were honored with distinguished chairs on May 4 at a Duke University ceremony.

Lange was awarded the Melvin Shimm Professorship, a chair endowed by alumni and friends of the Law School to honor the outstanding career of the late Professor Melvin Shimm, a member of the faculty from 1953 to 1996. A renowned scholar of intellectual property, Lange joined the Duke faculty in 1971, having practiced entertainment law and worked in the motion picture industry. He is the co-author of *Intellectual Property: Cases and Materials*, now in its second edition, its *Supplements*, and numerous articles and essays, among them the seminal 1981 article “Recognizing the Public Domain,” which challenged scholars to consider the threat to the public domain caused by an over-emphasis on intellectual property rights.

“I am especially pleased to hold a chair named for Mel Shimm, who will be remembered by all who knew him as a truly great teacher and delightful colleague and friend, and remembered as well for his continuing devotion to one of Duke’s greatest journals, *Law & Contemporary Problems*, which he served as editor and faculty advisor for many, many years,” said Lange.

Underkuffler was honored with the Arthur Larson Professorship, which commemorates the distinguished career of the late Professor Arthur Larson, who taught at the Law School from 1958 to 1980. A faculty member since 1990, Underkuffler is a scholar of property law and theory, constitutional law, and the role of moral decision making in law. She also is a prolific author; her book, *The Idea of Property: Its Meaning and Power*, won the 2003 Dean’s Faculty Scholarship Award, and another, *Captured by Evil: The Idea of Corruption in Law*, is forthcoming.

“I am very honored to have been named to the Arthur Larson chair,” said Underkuffler. “I would like to thank all of those people who have been so very important to my work, including my students and colleagues here at Duke University.”

“David Lange’s conceptualization of the public domain changed the basic fault lines of intellectual property law; Laura Underkuffler’s rethinking of the foundations of property has shaken up fundamental premises about property law,” said Dean Katharine Bartlett. “Each of them exemplifies the kind of scholarly influence that chaired professorships are intended to honor. I congratulate them both.”

Pauwelyn receives Guggenheim Prize

PROFESSOR Joost Pauwelyn has been awarded the 2005 Paul Guggenheim Prize for his 2003 book *Conflict of Norms in Public International Law: How WTO Law Relates to Other Rules of International Law*.

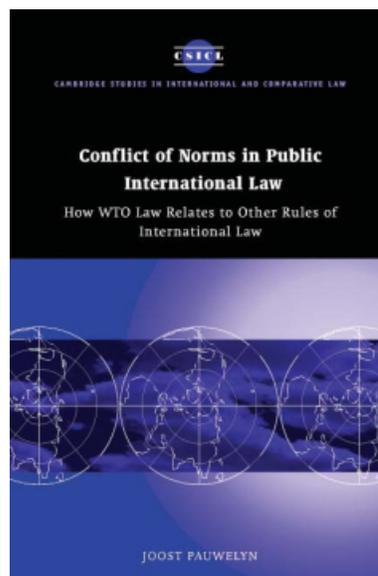
Established in 1979 in memory of Professor Paul Guggenheim, the prize, awarded every two years, honors a piece of outstanding work by a young author in the area of Public International Law.



JOOST PAUWELYN

The award was presented by the Guggenheim family June 12 in a ceremony in Geneva.

Pauwelyn is the director of the School’s J.D./LL.M. program in international and comparative law and the author of numerous articles on international trade and public international law. He also received the 2006 Dean’s Faculty Scholarship Award for his book. ♣



Katharine T. Bartlett

GENDER AND LAW: THEORY, DOCTRINE, COMMENTARY (Aspen Publishers, 4th ed. 2006) (with Deborah L. Rhode)

Feminism and Family Law, in WOMEN AND THE LAW 307-334 (Jane Campbell Moriarity ed., 2005)

Foreword: *A Tribute to William W. Van Alstyne*, 54 Duke Law Journal 1355-1357 (2005)

Panelist, "Conversation Among Deans: Institutional Responses to Student Experience Studies," Harvard Journal of Law & Gender Conference on Results: Legal Education, Institutional Change and a Decade of Gender Studies, Cambridge, March 2006

Sara Sun Beale

FEDERAL CRIMINAL LAW AND ITS ENFORCEMENT (4th ed. 2006) (with Norman Abrams)

Reporter for Criminal Rules Advisory Committee, presentation of the Rules Committee's recommended rules at the meeting of the Judicial Conference Standing Committee, Phoenix, January 2006

Presenter, "How Market-Driven News Promoted the Punitiveness Revolution: The News Media's Influence on Criminal Justice Policy," faculty workshop, Boston College Law School, January 2006; Criminal Law Colloquium, University of Illinois, Champaign Urbana, February 2006; lecturer, 2005-2006 George Wythe Lecture at the William and Mary Marshall-Wythe School of Law, Williamsburg, VA, February 2006

Lecturer, "Prosecution of Terrorists in Federal Court," Federal Judicial Center Program on Law and National Security in the War on Terrorism, Duke Law School, March 2006

Roundtable Participant, "Law and Behavioral Biology: Next Questions, Next Steps," Vanderbilt Law School, Nashville, March 2006

Speaker, "Law and Aggression," Gruter Institute Conference on Law, Behavior and the Brain, Squaw Valley, CA, March 2006

Reporter, Meeting of Criminal Rules Advisory Committee, Federal Judicial Center, Washington, D.C., April 2006

Participant, Informal Advisory Meeting Regarding Neuroscience and Criminal Law, MacArthur Foundation, New York, April 2006

Moderator, "Guidelines, Departures and Variances Outside the Range Under § 3553(a)," Federal Bar Association and U.S. Sentencing Commission Seminar on the Federal Sentencing Guidelines, Miami Beach, June 2006

Reporter for Criminal Rules Advisory Committee, presentation of the Rules Committee's recommended rules at the meeting of the Judicial Conference Standing Committee, Washington, D.C., June 2006

Elected Law School representative, Duke University Academic Council

Member, Law School Dean Search Committee

Reporter, Criminal Rules Advisory Committee

Consultant, Constitution Project (an effort to initiate a project on federal criminal code reform)

Chair, Law School clerkship committee, spring semester

Faculty advisor, Duke Law chapter of International Justice Mission

Stuart M. Benjamin

TELECOMMUNICATIONS LAW AND POLICY (Carolina Academic Press, 2d ed. 2006) (with Douglas Gary Lichtman & Howard A. Shelanski)

Donald Beskind

NORTH CAROLINA EVIDENTIARY FOUNDATIONS (2d ed. 2006) (with Robert P. Mosteller and others)

Moderator and panelist, "Where are the Next Best Company Cases?," Defense Research Institute Corporate Counsel Roundtable, New York, January 2006

Moderator, "Advocacy Track," Association of Trial Lawyers of America, Honolulu, February 2006

Lecturer, "Less is More: Why the Short Trial Works," New Jersey Association of Trial Lawyers of America, Atlantic City, April 2006

Co-Planner, moderator, and lecturer, "Damages," Trial Advocacy College, Association of Trial Lawyers of America, Santa Fe, May 2006

Paper presentation, "Identifying Problem Jurors," Association of Trial Lawyers of America, Seattle, July 2006

Listed in North Carolina 2006 Super Lawyers as one of the top 100 lawyers in the state

Francesca Bignami

European Union's New Ambitions, Remarks, 99 American Society of International Law Proceedings 363-366 (2005)

Rethinking Interest Representation in the European Union, 26 Oxford Journal of Legal Studies 439-447 (2006) (review essay)

Panelist, "Extraordinary Measures: Perspectives from the Social Sciences on the Invasiveness of Police Practices," Association of American Law Schools Annual Meeting, Washington, D.C., January 2006

Presenter, "Civil Society and International Organizations," Faculty Workshop, University of Virginia School of Law, Charlottesville, February 2006

Commentator, "Enrico Grosso, European Citizenship and Democratic Life in the European Union," European Law Research Center, Harvard Law School, March 2006

Commentator, "Cindy Skach, Adjudicating Difference: Judicial Review and Religious Expression in the European Union," Center for European Studies at Harvard University, April 2006

Presenter, "Creating European Rights: National Values and Supranational Interests," Workshop on Institutional Change and the Law, Northwestern University, Evanston, IL, April 2006

Lecturer, "Data Protection and Human Rights," Academy of European Law, European University Institute, Fiesole, Italy, June 2006

Panelist, "Accountability and Global Governance," Second Global Administrative Law Conference, Viterbo, Italy, June 2006

Lecturer, "American Administrative Law," Masters in Public Administration, University of Rome "La Sapienza," Rome, Italy, June 2006

James Boyle

BOUND BY LAW?: TALES FROM THE PUBLIC DOMAIN (Center for the Study of the Public Domain, March 15, 2006) (with Jennifer Jenkins, drawn by Keith Aoki) available at: <http://www.law.duke.edu/cspd/comics/>

Web's Never-to-be-repeated Revolution, Financial Times FT.com, New Technology Policy Forum, November 2, 2005

Two Database Cheers for the EU, Financial Times FT.com, New Technology Policy Forum, January 2, 2006

Google Commie?, Financial Times FT.com, February 6, 2006

Cultural Environmentalism?, Financial Times FT.com, New Technology Policy Forum, February 20, 2006

Supersize My Rights, Financial Times FT.com, New Technology Policy Forum, April 19, 2006

Turning Concepts Into Things, Financial Times FT.com, New Technology Policy Forum, May 31, 2006

Faculty Notes

Constitutional Circumvention, Financial Times FT.com, New Technology Policy Forum, June 13, 2006

Curtis Bradley

FOREIGN RELATIONS LAW: CASES AND MATERIALS (2d ed. 2006) (with Jack Goldsmith)

Panelist, "Federal Courts and the War on Terrorism," Association of American Law Schools Annual Meeting, Washington, D.C., January 2006

Panelist, "Civil Rights on a Cruise: *Spector v. Norwegian Cruise Lines*," Association of American Law Schools Annual Meeting, Washington, D.C., January 2006

Panelist, "Enforceability of International Tribunals' Decisions in the U.S.," Annual National Federalist Society Student Symposium, Columbia Law School, February 2006

Lecturer, Federal Judicial Center Program on Law and National Security in the War on Terrorism, Duke Law School, March 2006

Participant and Organizer, Workshop on "Delegating Sovereignty: Constitutional and Political Perspectives," Program in Public Law, Duke Law School, March 2006

Panelist, "The Powers of the Commander in Chief in the Struggle Against Terrorism," 100th Annual Meeting of the American Society of International Law, Washington, D.C., March 2006

Workshop Presenter, "Sosa, Customary International Law, and the Continuing Relevance of *Erie*," University of Chicago Law School, May 2006

Dean's Faculty Collaboration Award, May 2006

Participant, Symposium on "Legitimacy in International Law," Max Planck Institute for Comparative Public Law and International Law, Heidelberg, Germany, June 2006

Kathryn W. Bradley

Moderator, "Panel: The Brave New World of Family Law: Legal Aspects of Science, Technology, and Adoption," Adoption Policy Conference co-sponsored by The Center for Adoption Policy, The Evan B. Donaldson Adoption Institute, and The Justice Action Center of New York Law School, May 2006

Paul D. Carrington

LAW AND CLASS IN AMERICA: TRENDS SINCE THE COLD WAR (NYU Press, 2006) (editor with Trina Jones)

A Barnburning Court: The Chief Justiceship of Thomas Cooley, in HISTORY OF MICHIGAN LAW (Paul Finkelman & Martin J. Hershock eds., Ohio University Press, 2006)

A Ghostly Reply from Thomas Cooley, 9 Green Bag 2d 216-217 (2006)

Law Made in Skyboxes: An Evolution in American Law, in LAW AND CLASS IN AMERICA: TRENDS SINCE THE COLD WAR 1-20 (Paul D. Carrington & Trina Jones eds., 2006) (with Trina Jones)

Using Public Funds for Corporate Welfare: A Nineteenth Century View of Kelo, 9 Green Bag 2d 121-124, 2006)

Speaker, "Reforming the Supreme Court," Federalist Society, University of Chicago, February 2006; Northwestern University School of Law, Chicago, February 2006; Shared Learning, Chapel Hill, February 2006; American Studies Program, Doshisha University, Kyoto, May 2006

Speaker, "The 1971 AALS Curriculum Study Revisited," Deans' Meeting, ABA Legal Education & Admissions to the Bar Section, Chicago, February 2006

Speaker, "Spreading America's Word," University of Wisconsin faculty workshop, February 2006; Georgetown University Law School, Washington, March 2006; Southern Methodist University Law School, Dallas, April 2006

Private Enforcement of International Law, Waseda University Law School, Tokyo, May 2006; University of Tokyo Law School, May 2006

Lecturer, Duke Institute for Learning in Retirement, Spring 2006

Visiting Professor, Doshisha University Law School, Spring 2006

Erwin Chemerinsky

Court Blasts Indecency of Criminalizing Homeless, Daily Journal, April 19, 2006

Court Ruling Undermines All Our Rights, Durham Herald-Sun, June 5, 2006

Court Snubs Free Speech to Bow to Military, Daily Journal, March 15, 2006

Democrats Must Use the Filibuster to Block Alito, Durham Herald-Sun, January 29, 2006, at A11

'Garcetti' Decision Ignores the People's Right to Know, Daily Journal, June 1, 2006

It's Painfully Obvious What He'll Decide; The Senate and Samuel Alito, Raleigh News & Observer, January 10, 2006, at A9

The LAPD Still Needs Policing, Los Angeles Times, May 3, 2006, at B13 (with Catherine Lhamon & Mark Rosenbaum)

Law Schools Have Right to Bar Military Recruiters, Daily Journal, January 3, 2006

Naming Names at the LAPD, Los Angeles Times, February 17, 2006, at B13

Roberts Court Nips a Little at Sovereign Immunity, Daily Journal, February 23, 2006

Ruling Was a Loss for Free Speech, Association, Richmond Times Dispatch (Virginia), March 20, 2006, at A9

A Scholar Views the Hearing - Alito Sanitizes a Career That Cries for Filibuster by the Senate - Alito Bowdlerizes Record That Cries for Filibuster, Daily Journal, January 12, 2006

Use Careful Procedures, National Law Journal, June 5, 2006

Witness, Senate Judiciary Committee hearings on nomination of Samuel Alito to United States Supreme Court, January 2006

Speaker, "The Future of Constitutional Law," Notre Dame Law School, South Bend, February 2006

Participant, Conference on Justice Sandra Day O'Connor, Brooklyn Law School, February 2006

Lecturer, "Separation of Powers and the War on Terrorism," Barrett Lecture, University of California - Davis School of Law, February 2006

Panelist or speaker, "Recent Supreme Court Decisions," Conference of California Superior Court Judges, Los Angeles, February 2006; Akron Bar Association, Akron, OH, March 2006; Workshop for Federal Magistrate Judges, San Francisco, April 2006; Workshop for Federal District Court Judges, Arlington, VA, May 2006; Nevada Judicial Conference, Primm Valley, Nevada, April 2006; Federal Bar Association of the Inland Empire, San Bernardino, May 2006; Virginia Judicial Conference, Virginia Beach, May 2006; Sixth Circuit Judicial Conference, Detroit, May 2006; Workshop for Federal Defenders, San Francisco, June 2006; Workshop for Federal District Court Judges, San Diego, June 2006

Speaker, "Why the Solomon Amendment is Unconstitutional," Boston College School of Law, March 2006

Speaker, "First Amendment Issues," Federal Judicial Center Program on Law and National Security in the War on Terrorism, Duke Law School, March 2006

Speaker "Making Sense of *Apprendi* and its Progeny," Conference on the Federal Sentencing Guidelines, McGeorge School of Law, Sacramento, March 2006

Panelist, "Recent and Pending Supreme Court Decisions," Judicial Clerkship Institute, Pepperdine Law School, Malibu, March 2006

Speaker, "The Assumptions of Federalism," Stanford Law Review conference, Stanford Law School, March 2006

Keynote address, "Perspectives from 30 Years Later," National Debate Tournament, Evanston, IL, March 2006

Speaker, "In Defense of a Living Constitution," University of Connecticut Law School, April 2006

Speaker, "Recent Developments in Constitutional Law," Conference on Civil Rights Law, Georgetown Law Center, Washington, D.C., April 2006

Speaker, "Recent Supreme Court Decisions of Interest to Bankruptcy Judges," Workshop for Bankruptcy Judges, New York, April 2006

Speaker, "The Misguided Allure of Formalism in Constitutional Decision-making," Conference on Judging, Boston University, April 2006

Speaker, "Recent Developments in United States Constitutional Law and Alaska Constitutional Law," Alaska Bench-Bar Conference, Anchorage, April 2006

Speaker, "Recent Developments in Civil Rights Law," Chicago-Kent College of Law, April 2006; National Conference of ACLU Attorneys, Salt Lake City, May 2006

Speaker, "Law Day Talk: Separation of Powers," Charlotte Bar Association, Charlotte, May 2006

Speaker, "Constitutional Issues in the New Bankruptcy Act," American Bankruptcy Institute, New York, May 2006

Lecturer, "Separation of Powers and the War on Terrorism," Holloway Lecture, Oklahoma City Federal Bar Association, Oklahoma City, May 2006

George C. Christie

The Unwarranted Conclusions Drawn From Vincent V. Lake Erie Transportation Co. Concerning The Defense Of Necessity, Issues in Legal Scholarship, Vincent v. Lake Erie Transportation Co. and the Doctrine of Necessity (2006) article 7 at: <http://www.bepress.com/ils/iss7/art7/>

Charles Clotfelter

THE ACADEMIC ACHIEVEMENT GAP IN GRADES 3 TO 8 (NBER Working Paper 12207, May 2006) (with Helen F. Ladd & Jacob L.Vigdor) available at: <http://papers.nber.org/papers/W12207>

WOULD HIGHER SALARIES KEEP TEACHERS IN HIGH-POVERTY SCHOOLS? EVIDENCE FROM A POLICY INTERVENTION IN NORTH CAROLINA (NBER Working Paper 12285, June 2006) (with Elizabeth Glennie, Helen F. Ladd & Jacob L.Vigdor) available at: <http://papers.nber.org/papers/W12285>

Latino's School Performance Progressive, Not Stagnant, Study Suggests (Op-ed), Contra Costa Times, June 4, 2006 (with Helen Ladd & Jacob Vigdor)

Better News About Hispanic Students (Op-ed), Raleigh News & Observer, June 5, 2006, at A11 (with Jacob L. Vigdor)

Seminar presenter, "The Academic Achievement Gap in Grades 3 to 8," Russell Sage Foundation, February 2006; The New School for Social Research, February 2006; City University of New York, March 2006; Amherst College, March 2006; Columbia University, April 2006; New York University, April 2006; Harvard Achievement Gap Conference, June 2006

James Coleman

Chair, Faculty Committee investigating Duke lacrosse (report issued May 1, 2006)

Chair, ABA Death Penalty Moratorium Implementation Project

James D. Cox

Fair Pay for Chief Executive Officers: Maximizing Firm Value by Minimizing Income Disparity, in LAW AND CLASS IN AMERICA: TRENDS SINCE THE END OF THE COLD WAR 99-119 (Trina Jones & Paul D. Carrington eds., 2006)

Mutual Fund Expense Disclosures: A Behavioral Perspective, 83 Washington University Law Quarterly 907-938 (2005) (with John W. Payne)

Moderator, "Significant Judicial Developments," Securities Regulations Institute, Del Coronado, CA, January 2006

Presenter, "Federalism in Securities Regulations: Rethinking the Balance," University of San Francisco, February 2006

Author, Submission to the SEC Regarding Lack of Authority of SEC to Exempt Small Companies from Section 404 of Sarbanes-Oxley, March 2006 (joined by 19 other professors)

Presenter, "Post Enron Corporate Regulation Conference," University of California - Berkeley, March 2006

Presenter, "Audit Committee Reform and Financial Misconduct," University of Delaware, Weinberger Center for Corporate Governance, April 2006

Moderator, Panel on SEC Developments, Duke Law School Alumni Weekend, April 2006

Invitee, Rethinking Voting and Hedge Fund Regulation, University of Pennsylvania Law and Economic Center, April 2006

Address, "Rethinking the Focus of Securities Class Action Litigation," Annual Meeting of Antitrust, Consumer and

Securities Plaintiffs Attorneys, Nassau, Bahamas, April 2006

Presenter, "An Empirical Analysis of the Institutional Investors' Impact as Lead Plaintiffs in Securities Fraud Class Actions," Institute for Law and Economic Policy and Columbia Law Review conference, Nassau, Bahamas, May 2006

Discussant, "Rethinking Securities Class Action Litigation," United States Chamber of Commerce Roundtable, New York, June 2006

Speaker, "Corporate Governance and Reporting Lessons Learned and Not Learned after Enron," Fulbright Learning Center, Ho Chi Min City, Vietnam, June 2006

Speaker, "Reclaiming Lost Billions: Empirical Evidence Why, and Legal Implications of, the Financial Institutions Participation in U.S. Securities Class Actions," Australian Council of Super Investors, Melbourne, Australia, June 2006

Law School Representative to Academic Council

Chair, University Priorities Committee

Chair, University Commencement Committee

Member, University Honorary Degree Committee

Member, University Strategic Planning Committee

Member, Central Campus Planning Committee

Member, Master Plan Oversight Committee

Member, Business and Finance Committee, Duke Board of Trustees

Member, Law School Strategic Planning Committee

Member, AALS Audit Committee

Richard Danner

Panelist, "Paradigms Lost: Thinking About Library Space in an Evolving Information Environment," American Bar Association Bricks & Bytes Conference, Seattle, March 2006

Presenter, "Classroom Design and Construction" (with Thomas Metzloff), American Bar Association Bricks & Bytes Conference, Seattle, March 2006

AALS representative, ABA site visit team at Northeastern University Law School, March 2006

Consultant on law school technology, Northwestern Law School, February 2006

Consultant on strategic planning, University of Richmond Law School, June 2006

Faculty Notes

Deborah A. DeMott

Agency Law in Cyberspace, 80 Australian Law Journal 157-161 (2006)

Bruce McWilliam Visiting Professor of Commercial Law, University of Sydney Faculty of Law, January-February 2006

Keynote lecturer, "Inside the Corporate Veil: The Character and Consequences of Executives' Duties," to "Corporate Pathology," Annual Conference of Corporate Law Teachers' Association, Brisbane, February 2006

Presenter, "Breach of Fiduciary Duty: On Justifiable Expectations of Loyalty and Their Consequences," Dan B. Dobbs Conference on Economic Torts, American Law Institute-University of Arizona Rogers College of Law, Tucson, March 2006

Commentator, Sixth Annual Law and Business Conference, Vanderbilt University, March 2006

Member, Dean Search Committee, Fuqua School of Business

Diane Dimond

Panelist, "Public Interest Work in Law School and Practice," Southern Regional Black Law Students Association Conference, Research Triangle Park, February 2006

Moderator, "Women in the Law: Women Practitioners Answer Your Questions," Annual ESQ. Career Symposium, Duke Law School, February 2006

Speaker, "Women Lawyers and Negotiation," Women Law Students Association Luncheon Series, Duke Law School, February 2006

Melanie J. Dunshee

North Carolina Colonial Legal Materials, in 2 PRESTATEHOOD LEGAL MATERIALS 837-857 (Michael Chiorazzi & Marguerite Most eds., Haworth 2006) (with Scott Childs)

Robinson O. Everett

Chair, Legal Assistance to Military Personnel (LAMP) Committee, January 2006

Participant, Robinson O. Everett White Collar Crime Symposium, Duke Law School, March 2006

Panelist, "W(h)ither the Voting Rights Act? Agreements and Contestations in the Debate over its Renewal," Voting Rights Renewal Conference, John Hope Franklin Center, Duke University, April 2006

Presentation, "Military Tribunals," International Law Journal Symposium, Boston University, April 2006

Participant, Conference on "U.S. National Security Strategy: Finding the Right Balance," Duke University, April 2006

Participant as Senior Judge, U.S. Court of Appeals for the Armed Forces committee to consider amendments to Uniform Code of Military Justice, Washington, D.C., May 2006

Participant as Senior Judge, Annual Judicial Conference, U.S. Court of Appeals for the Armed Forces, Washington, D.C., May 2006

Counselor and attendee, ABA Committee on National Security Law, Washington, D.C., May 2006

Inductee, North Carolina Bar Association General Practice Hall of Fame, NCBA Annual Meeting, Atlantic Beach, NC, June 2006

Elected Trustee, National Foundation for the American Inns of Court

Member, National Advisory Council, American Judicature Society

Member, ABA Standing Committee on Armed Forces Law

Catherine Fisk

Foreword: Looking for a Miracle? Women, Work, and Effective Legal Change, 13 Duke Journal of Gender Law & Policy 1-5 (2006)

Privacy, Power, and Humiliation in the Workplace: The Problem of Appearance Regulation, 66 Louisiana Law Review 29 (2006)

Book Review, 1 California Legal History 171 (2006) (reviewing THOMAS RALPH CLARK, DEFENDING RIGHTS: LAW, LABOR POLITICS, AND THE STATE IN CALIFORNIA 1890-1925 (2002))

Paper presenter, "Credit Where It's Due," Oxford University Intellectual Property Center, St. Peter's College, Oxford, England, January 2006

Paper presenter, "Humiliation at Work," Symposium on Privacy in Employment, Louisiana State University, Baton Rouge, February 2006

Panelist, "Same Sex Marriage and Civil Liberties," ACLU Chapter of Duke University, Durham, April 2006

Panelist and paper presenter, "Collaborative Invention," Con/Texts of Invention Conference, Case Western Reserve University, Cleveland, April 2006

Speaker, "Recent Developments in Employment Law," CLE Program, North Carolina Academy of Trial Lawyers, Raleigh, May 2006

Duke Law School Blueprint Award for Leadership, May 2006

Moderator, "Restatement of Employment Law," and Panelist, "In Search of an Organizing Theme for Employment Law," Labor Law Group Conference, Saratoga Springs, June 2006

Commentator, "The Inalienable Rights of Beasts: Organized Animal Protection and the Language of Rights in America, 1865-1900," Fifth Annual Law & Humanities Junior Scholars Workshop, University of Southern California, Los Angeles, June 2006

Joel Fleishman

Presenter, "Assessing the Value of the Foundation Community's Infrastructure: How Well Has It Functioned? What More Is Needed?," conference on Foundations, Accountability and Transparency in Democratic Society, The Foundation Center, Milbank Memorial Fund, Rockefeller Archive Center, and Rockefeller Brothers Fund, Sleepy Hollow, NY, January 2006

Presenter, "Effectiveness in Organization is Not Only for Grantees!," conference on "Powerful Partnerships: Grantmaker Practices That Improve Grantee Performance," Grantmakers for Effective Organization 2006 National Conference, Atlanta, March 2006

Panelist, "To Govern or to Manage? How to Make Investment Committees Most Effective," conference entitled "Many Missions, A Common Goal," Commonfund Forum 2006, Hollywood, FL, March 2006

Appointed Co-chairman, Special Advisory Committee on Self-Regulation of the Charitable Sector, March 2006

Andrew Foster

Speaker, "The Importance of Public Service," 12th Annual Mayne Albright Address in Public Service, Department of Political Science, University of North Carolina at Chapel Hill, May 2006

Board appointments, Southern Rural Development Initiative, Inc. and Community Affordable Housing Equity Corporation

Martin Golding

Speaker, "Equity in Eugene O'Neill's 'The Long Day's Journey into Night,'" colloquium on Themes of Equity and Exceptionalism in Anglo-American Literature, Oxford University, Oxford, England, January 2006

David Gray

An Excuse-Centered Approach to Transitional Justice, 74 Fordham Law Review 2621 (2006)

Presenter and panelist, "An Excuse-Centered Approach to Transitional Justice," *Perspectives on Transitional Justice, Post-Conflict Societies and Human Rights*, American Society of International Law, Washington, D.C., March 2006

Mitu Gulati

An Empirical Study of Securities Disclosure Practice, 80 Tulane Law Review 1023-1108 (2006) (with Stephen J. Choi)

Contract as Statute, 104 Michigan Law Review 1129-1173 (2006) (with Stephen J. Choi)

The Rat Race as an Information Forcing Device, 81 Indiana Law Journal 53-82 (2006) (with Sott Baker & Stephen Choi)

Paul H. Haagen

The Players Have Already Lost That Argument: Doping, Drug Testing, and Collective Bargaining, 40 New England Law Review 831-849 (2006)

Invited lecturer, "Antitrust and Comparative Approaches to Labor Cost Control in Professional Sports," Capital University of Economics and Business, Beijing, China, June 2006

Joy Hanson

Presenter and moderator, "Using Technology to Add Research Instruction to Law Courses," Southeastern Chapter of the American Association of Law Libraries Annual Meeting, Raleigh, April 2006

Recipient, American Association of Law Libraries Minority Leadership Development Award, 2006

Donald Horowitz

Dangerous Stalemate in Iraq, Wall Street Journal, March 14, 2006, at A18

Strategy Takes a Holiday: Fraenkel and Grofman on the Alternative Vote, 39 Comparative Political Studies 652-662 (2006)

Presenter, "Iraq: The Uneven Road to Democracy," International Studies Association, San Diego, March 2006

Guest, "Iraq", The John Batchelor Show, ABC Radio, March 2006

Presenter, remarks to delegates, Presidential Commission for the Examination of the Structure of Government in Israel, Tel Aviv, Israel, February 2006

Lecturer, "Electoral Systems and Constitutional Design," Series on Constitutional Design, Tel Aviv University, Tel Aviv, Israel, February 2006

Speaker, "Electoral and Governmental Institutions," Bar Ilan University, Ramat-Gan, Israel, February 2006

Judith Horowitz

Speaker, "Post-Graduate Legal Study in the U.S.," US-Israel Educational Foundation, Tel Aviv, February 2006

Organizer, Duke Israeli Law School Alumni Reunion, Tel Aviv, February 2006

Visits, Tel Aviv University Law Faculty; Bar Ilan University; International Disciplinary Center, Tel Aviv, February 2006

Member, American Bar Association Graduate Legal Education Committee for the Section of Legal Education and Admissions to the Bar

Trina Jones

Brown II: A Case of Missed Opportunity?, 24 Law & Inequality 9-30 (2006)

LAW AND CLASS IN AMERICA: TRENDS SINCE THE COLD WAR (NYU Press, 2006) (editor with Paul D. Carrington)

Law Made in Skyboxes: An Evolution in American Law, in LAW AND CLASS IN AMERICA: TRENDS SINCE THE COLD WAR (Trina Jones & Paul D. Carrington eds., 2006) (with Carrington)

George R. Krouse, Jr.

Presenter and panelist, "The International Practice of Law in 2025," Spring 2006 meeting of the International Section of the ABA, New York, April 2006

Panelist, "Shareholder Activism: They're Not Going Away," Duke Directors' Education Institute, Durham, March 2006

Recipient, Chambers 2006 Awards - named one of America's Leading Capital Markets and Corporate Governance Lawyers, June 2006

David Lange

Moderator, Panel on digital music distribution, Fifth Annual Hot Topics in Intellectual Property Law Symposium, Duke Law School, February 2006

Speaker, "No Law: Intellectual Property in the Image of an Absolute First Amendment," Duke Law Alumni Weekend, April 2006

Awarded Melvin G. Shimm Professorship, Duke University, May 2006

Martin Lybecker

Enhanced Corporate Governance for Mutual Funds: A Flawed Concept that Deserves Serious Reconsideration, 83 Wash. U. L.Q. 1045 (November 2005)
Co-Chair, Financial Services Institute 2006, ALI-ABA Advanced Course of Study, Washington, D.C., February 2006

Speaker, "The Changing Role and Responsibilities of Fiduciaries," Corporate Funds Roundtable, Institutional Investor Institute, Washington, D.C., March 2006

Speaker, "Does Your Family Office Need to Register as an Investment Advisor?," Institute for Private Investors, Boston, April 2006

Speaker, "Investment Management Developments," Financial Services

Roundtable Lawyers' Council Meeting, Washington, D.C., May 2006

Carolyn McAllaster

Legal Issues for HIV-Infected Children in HANDBOOK OF PEDIATRIC HIV CARE, ch. 39, (Cambridge University Press, 2006)

Presenter, "Medicare Part D and its Impact on the HIV Community," Duke Center for Health Policy, February 2006

Co-sponsor, "Medicare Part D and its Impact on the HIV Community," Town Meeting, Duke Law School, March 2006

Presenter, "Wills and Advance Directives for HIV-infected Clients," HIV Treatment Update, sponsored by the Duke and UNC Infectious Diseases Clinics, Durham, March 2006

Recipient, Ally for Justice Award from the North Carolina Gay and Lesbian Attorneys, March 2006

Panelist, "Overview of Medicare Part D," Medicare Part D Information Session, Wake County Health Department, Raleigh, April 2006

Panelist, "Legal Rights of HIV-infected Clients," Bridges to Restoration Program, North East Baptist Church, Durham, April 2006

Francis E. McGovern

A Model Mass Tort: The PPA Experience, 54 Drake Law Review 621-638 (2006) (with Barbara J. Rothstein & Sara Jael Dion)

Common Themes and Unintended Consequences in Class Action Reform, 83 Washington University Law Quarterly 1107-1114 (2005)

Mediation of the Snake River Basin Adjudication, 42 Idaho Law Review 547 (2006)

Procedural Difficulties and Innovations in Asbestos Litigations, in INTERNATIONAL COMPARISON OF ASBESTOS LITIGATION PROCEEDINGS (University of Kyoto, Japan, 2005)

A Proposed Settlement Rule for Mass Torts, 74 UMKC Law Review 623 (2006)

Speaker, "Global Research Analyst Settlement," Securities & Exchange Commission, Washington, D.C., January 2006

Speaker, "Mediating Silicone Gel Breast Implant Claims," U.S. District Court for the Eastern District of Michigan, Detroit, March 2006

Speaker, "Ethical Issues in Class Actions," University of San Francisco School of Law, March 2006

Faculty Notes

Speaker, "Ethical Issues in Resolving Complex Cases," University of San Francisco School of Law, March 2006

Speaker, "Mediating Complex Litigation," University of California Hastings College of Law, San Francisco, March 2006

Speaker, "Alternative Dispute Resolution," University of Houston Law Center, April 2006

Speaker, "A Proposed Settlement Rule for Mass Torts," Class Action Symposium: The 20th Anniversary of *Phillips Petroleum Co. v. Shutts*," University of Missouri-Kansas City School of Law, April 2006

Speaker, "Dispute Resolution," University of Texas at Austin School of Law, April 2006

Speaker, "Designing Claims Resolution Facilities," Harvard Law School, April 2006

Speaker, "Claims Resolution Facilities," Program on Negotiation at Harvard Law School, April 2006

Convener, conference leader, speaker, "Advanced Mediation Strategy for Judges," Federal Judicial Center and Duke Law School, May 2006

Speaker, "Resources for Managing Complex Cases," National Judicial College, Reno, NV, May 2006

President, Academy of Court-Appointed Masters (ACAM) 2006

Thomas B. Metzloff

Distinctive Aspects of American Law Documentary Series: *Van Orden v. Perry*; *Lucas v. South Carolina*; and *Locke v. Davey* (video series exploring factual and legal underpinnings of Supreme Court cases) (with Sarah Wood & Todd Shoemaker, videographer) (2006)

Ralf Michaels

American Law (United States), in ELGAR ENCYCLOPEDIA OF COMPARATIVE LAW 66-77 (Jan Smits ed., Edward Elgar Publishing, 2006)

Arthur Taylor von Mehren, 10. August 1922 - 17. January 2006, 70 *Rechts Zeitschrift Für Ausländisches Und Internationales Privatrecht* 233-234 (2006) (with Giesela Rühl)

Code vs. Code. Images of Code in the French Resistance to European Codification, in *Double Maitrise Association Paris II / Cambridge University, First Spring Convention*, 26-28 (2006)

The Re-State-ment of Non-State Law. The State, Choice of Law, and the Challenge from Global Legal Pluralism, 51 *Wayne Law Review* 1209-1259 (2005, published 2006)

US-Gerichte als Weltgerichte: Die Avantgarde der Globalisierung [US Courts as World Courts: The Avant-Garde of

Globalization], 31 *DAJV-Newsletter* 46-54 (2006)

US Courts as World Courts, in *FOR BOB MUNDHEIM* 36-41 (American Academy in Berlin ed., 2006)

Presenter, "US Courts as World Courts - The Avant-Garde of Globalization," Workshop "Beyond Boundaries," University of Connecticut, January 2006

Presenter, "Code versus Code: Images of Code in the French Resistance to European Codification of Contract Law," Université Paris II, March 2006

Presenter, "The Return of Vested Rights," conference on "Rethinking the Private in Private International Law," Cornell University, April 2006

Presenter, "Economics of Law as Choice of Law: Repetition and Replication," conference on "Rethinking the Private in Private International Law," Cornell University, April 2006

Presenter, "Two Paradigms of Jurisdiction," Faculty Workshop, Cornell University, April 2006

Presenter, "What Concept of Law is Required for Comparative Arguments in Judicial Decisions?" Max Planck Institute for Comparative Private Law and Private International Law, Hamburg, May 2006

Presenter, "Europarecht und Vested Rights Theory (EU Law as Conflict of Laws - The Return of Vested Rights?)," Max Planck Institute for Comparative Private Law and Private International Law, Hamburg, May 2006

Presenter, "La mixité du droit américain. Développements actuels en théorie et pratique des sources du droit (The Mixed Character of American Law. Current Developments in theory and practice of Sources of Law)," Conference: Les sources du droit: aspects contemporains, Université St. Joseph, Beirut, Lebanon, May 2006

Lecturer, "EU Law as Conflict of Laws - The Return of Vested Rights?" Centre of European Law and Politics at the University of Bremen, Germany, May 2006

Keynote speaker, "Common Core and the Challenge from Functionalism," University of Trento, June 2006

Visiting Research Fellow, Max Planck Institute for Comparative Law and Private International Law, Spring 2006

Madeline Morris

Participant by Invitation, Expert Working Group on "The U.S. Military and the International Criminal Court: Issues and Implications," at The Henry L. Stimson Center, Washington, D.C., January 2006

Recipient, International Scholarship Award, Boston University Journal of International Law, February 2006

Panel moderator, "Private Military Contractors and the Law of War," Duke Law School, March 2006

Speaker, "Guantanamo: POWs, Terrorists and Enemies," Faculty workshop, William & Mary Law School, March 2006

Panelist, "Tiger by the Tail: U.S. Military Commissions in Guantanamo Bay," Boston University International Symposium, April 2006

Panelist, "U.S. Military Commissions: Without Judgment," conference on Jurisprudence and the War on Terror, at Columbia Law School, April 2006

Speaker "The Humanitarians Dilemma," Faculty Lives in Public Service, Duke Law School, May 2006

Presenter, "Being Particular About Universal Jurisdiction," U.S. Attitudes and Practices Toward International Courts and Tribunals, Law Schools of New York University, Washington, D.C., May 2006

Speaker "Universal Jurisdiction, Military Commissions, and the Unremarked," Special Seminar, U.S. Department of Defense, June 2006

Special Advisor to the Defense, Office of Military Commissions, U.S. Department of Defense

Advisor to Charles Emmanuel Taylor concerning prosecution for war crimes and related offenses

Member, Advisory Board, American Bar Association, Central and East European Law Initiative

Member, Advisory Board, Duke Center on Law, Ethics and National Security

Member, Advisory Board, Project on U.S. Attitudes and Practices Towards International Courts and Tribunals, Center on International Cooperation of New York University

Robert P. Mosteller

McCORMICK ON EVIDENCE (6th ed., 2006) (with others)

NORTH CAROLINA EVIDENTIARY FOUNDATIONS (2d ed. 2006) (with Donald Beskind and others)

Evidence History, the New Trace Evidence and Rumblyings in the Future of Proof, 3 *Ohio State Journal of Criminal Law* 523-541 (2006)

Joost Pauwelyn

Unity and Fragmentation in International Law: Introductory Report on the World Trade Organization, in L'INFLUENCE DES

SOURCES SUR L'UNITÉ ET LA FRAGMENTATION DU DROIT INTERNATIONAL 211-230 (Rosario Huesa Vinaixa & Karel Wellens eds., Bruylant 2006)

Presenter, "The Law and Politics of the WTO Appellate Body," Conference on the WTO at 10: The Role of Developing Countries in Negotiations and Dispute Settlement, Regional Centre for International Commercial Arbitration, Cairo, Egypt, February 2006

Presenter, "International Institutions Linking Trade to Environment," Conference on Global Trade: Enemy or Friend of Sustainable Development?, Duke Student International Discussion Group (SIDG) and the Nicholas School of the Environment and Earth Sciences, February 2006

Presenter, "Calibrating the Life-Cycle of International Delegation," Program in Public Law workshop on Delegating Sovereignty: Constitutional and Political Perspectives, Duke Law School, March 2006

Lecturer, "Overlaps in WTO and NAFTA Dispute Settlement," Seminar on NAFTA: A Trilateral View, Columbia Law School, New York, March, 2006

Presenter, "How Strongly Should We Protect and Enforce International Law?," International Law Workshop, University of Chicago School of Law, March 2006

Chair, Panel on Just Trade: Do We Need a Theory of Justice for International Trade Relations, Annual Meeting of the American Society of International Law, Washington D.C., April 2006

Presenter, "The Transformation of World Trade," Brown Bag Luncheon Series, Department of Political Science, Graduate Institute for International Studies, Geneva, April 2006

Presenter, "National Treatment in Trade and Investment Disputes: Complement or Conflict?," Annual WTO Meeting, British Institute of International and Comparative Law, London, May 2006

Presenter, "Choice of Jurisdiction: WTO and Regional Dispute Settlement, Challenges, Options and Opportunities," Conference on the Mexico Soft Drinks Dispute: Implications for Regionalism and for Trade and Sustainable Development, International Centre for Trade and Sustainable Development (ICTSD), Geneva, May 2006

Presenter, "Droit et Politique au Sein de l'Organisation Mondiale du Commerce," conference on Droit et Politique dans la Constitution d'un Ordre International: Etat du Débat, Collège de France, Paris, June 2006

Member, Organizing Committee, Centennial Meeting of the American Society of International Law, March-April 2006

Recipient, Dean's Faculty Scholarship Award, Duke Law School, May 2006

Recipient, Prix Paul Guggenheim 2005, Foundation Paul Guggenheim, Geneva, for the book *Conflict of Norms in Public International Law*, May 2006

Visiting Professor, Graduate Institute for International Studies, Geneva, Switzerland, teaching an Advanced Seminar on WTO Jurisprudence, April-June 2006

H. Jefferson Powell

The Executive and the Avoidance Canon, 81 *Indiana Law Journal* 1313 (2006)

Grand Visions in an Age of Conflict, 115 *Yale Law Journal* 2067 (2006)

Lecturer, "Constitutional Virtues," Sixth Annual Walter F. Murphy Lecture in American Constitutionalism, Princeton University, April 2006

Jedediah Purdy

The American Transformation of Waste Doctrine: A Pluralist Interpretation, 91 *Cornell Law Review* 653-698 (2006)

The Ethics of Empire, Again (Essay), 93 *California Law Review* 1773-1817 (2005)

A Freedom-Promoting Approach to Property: A Renewed Tradition for New Debates, 72 *University of Chicago Law Review* 1237 (2005)

The Limits of Courage and Principle, 104 *Michigan Law Review* 1501-1521 (2006) (reviewing Michael Ignatieff, *THE LESSER EVIL: POLITICAL ETHICS IN AN AGE OF TERROR* (2004))

The New Biopolitics, *Democracy* 6-18 (Summer 2006) at: <http://democracyjournal.org>

The New Liberal Imperialism: Assessing the Arguments, in *GLOBAL INSTITUTIONS AND RESPONSIBILITIES* 323-338 (Christian Barry & Thomas W. Pogge eds., 2005)

Speaker, "Reign of Witches? Constitutionalism and the Politics of Fear," Yale Club of New York City, January 2006

Speaker, "Private-Law Concepts in the Theory of Sovereignty," University of North Carolina Law School, Chapel Hill, March 2006

Presenter, "Values and Politics," Demos Foundation conference on Reviving Progressivism, New York, April 2006

Panelist, "Demographics and the Future of the Family," New America Foundation annual retreat, Warrenton, VA, June 2006

Profile subject, "A Super-Scholar, All Grown Up and Still Theorizing," *Washington Post*, April 10, 2006, at A2

Guest, "The State of Things," North Carolina Public Radio WUNC, May 2006

William A. Reppy, Jr.

Punitive Damage Awards In Pet-Death Cases: How do the Ratio Rules of State Farm v. Campbell Apply?, 1 *University of Pennsylvania Journal of Animal Law & Ethics* 19 (May 2006)

Reappointed member, North Carolina General Statutes Commission, 2006-08

Speaker, "Do the exemptions in the North Carolina Animal Cruelty Statute Deny Equal Protection of the Law?" Duke Conference on Animal Law, April 2006

Elected vice-chair, Legislative Committee of the North Carolina Task Force to Abolish Animal Fighting, March 2006

Director, North Carolina Cruelty Project of the Animal Legal Defense Fund

Member, National Advisory Board of *Animal Law*, Lewis & Clark Law School

Jerome Reichman

The International Legal Status of Undisclosed Clinical Trial Data in Negotiating Health, in *NEGOTIATING HEALTH: INTELLECTUAL PROPERTY AND ACCESS TO MEDICINES* 133-150 (Pedro Roffe, Geoff Tansey & David Vivas-Eugui eds., Earthscan 2006)

Of Green Tulips and Legal Kudzu: Repackaging Rights in Subpatentable Innovation, 53 *Vanderbilt Law Review* 1743-98 (2000), selected for publication in 3 *INTELLECTUAL PROPERTY RIGHTS: CRITICAL CONCEPTS IN LAW* (David Vaver ed., Routledge Press 2006)

Preface to *GUSTAVO GHIDNI, INTELLECTUAL PROPERTY AND COMPETITION LAW: THE INNOVATION NEXUS* vii-xi (Edward Elgar, 2006)

Barak D. Richman

A Transaction Cost Economizing Approach to Regulation: Understanding the NIMBY Problem and Improving Regulatory Responses, 23 *Yale Journal on Regulation* 29-76 (2006) (with Christopher Boerner)

How Communities Create Economic Advantage: Jewish Diamond Merchants in New York, 31 *Law & Social Inquiry* 383-420 (2006)

Discussant, Henry Hansmann's "The Role of the Law in the Organization of the Firm," The Law & Economics of Organizations Conference, University of Virginia Law School, Charlottesville VA, February 2006

Participant, The Economics of Contracts Meets the Law and Economics of Contracts Conference, Columbia Law School & Columbia Business School, New York, April 2006

Presenter, "The Story and Legacy of *Rockingham County v. Luten Bridge Co.*,"

Faculty Notes

Washington University Law School Faculty Workshop, St. Louis, MO, March 2006

Presenter, "Distributive Injustice(s) in American Health Care," American Law and Economics Association Annual Meetings, New York, May 2006

Recipient, Provost's Common Fund award, 2006-07

Faculty Fellow, Duke University Social Science Research Institute, 2005-06

Thomas D. Rowe, Jr.

"Inextricably Intertwined" *Explicable at Last? Rooker-Feldman Analysis After the Supreme Court's Exxon Mobil Decision*, 2006 Federal Courts Law Review 1 (2006) (with Edward L. Baskauskas) at: <http://www.fclr.org/2006fedctslrev1.htm>

Straus Distinguished Visitor, Pepperdine University School of Law, Spring 2006

Member, Planning Committee, Association of American Law Schools Annual Meeting, Workshop on Remedies, January 2006

Consultant, Style-revision project, U.S. Judicial Conference Advisory Committee on Civil Rules

Presenter, "Federal Jurisdiction: Recent and Current Developments," Judicial Clerkship Institute, Pepperdine University School of Law, March 2006

Participant, American Law Institute - Members' Consultative Groups for Principles of the Law of Aggregate Litigation and Restatement of the Law Third, Restitution and Unjust Enrichment

James Salzman

The Effects of Wetland Mitigation Banking on People, 28 National Wetlands Newsletter 1 (March -April 2006)

The Promise and Perils of Payments for Ecosystem Services, 1 International Journal of Innovation & Sustainable Development 5-20 (2005)

Presenter, "Thirst: A Short History of Drinking Water," Faculty workshop at University of Arizona Law School, Tucson, AZ, February, 2006; Faculty workshop, University of Utah Law School, Salt Lake City, March 2006; Faculty workshop, Brigham Young University Law School, Provo, UT, March 2006

Presenter, "Farm Conservation in the States and Down Under," Australian Bureau for Agricultural Research, Canberra, Australia, February 2006

Presenter, "Creating Markets for Ecosystem Services," Faculty workshop, College of William and Mary Marshall-Wythe Law School, Williamsburg, VA, March 2006

Keynote presenter, "Making the Environment Pay," Summit for North Carolina's conservation funding organizations, Raleigh, March 2006

Presenter, "Environmental Protection Down Under -- The Use of Auctions for Nature Conservation," Environmental Workshop Series, Stanford Law School, Stanford, April 2006

Introductory presentation at Ecosystem Service Market Innovations in Australia, April 2006 (check date and exact location)

Presenter, "Ecosystem Services - Law and Policy Beginnings," Symposium on the Law & Policy of Ecosystem Services, Florida State Law School, Tallahassee, April 2006

Chair, Panel on Biodiversity Offsets, Katoomba Group Conference on Payments for Ecosystem Services, Portland, OR, June 2006

Richard Schmalbeck

Class War and the Estate Tax: Have the Troops Gone AWOL?, in *LAW AND CLASS IN AMERICA: TRENDS SINCE THE COLD WAR 191-216* (Paul D. Carrington & Trina Jones eds., 2006)

Presenter, "Tax Disaster Legislation," *Duke Law Journal* Administrative Law Conference, Duke Law School, March 2006

Panelist, "Managing Retirement Assets," Duke Law School, April 2006

Speaker, "Non-Profit Governance in the Wake of the Sarbanes-Oxley Act," Duke Law School, April 2006

Faculty, International Tax Program, Instituto Tecnico Autonomo de Mexico, Mexico City, May 2006

Member, Law School Admissions Council, Test Development and Research Committee

Member, Association of American Law Schools Membership Review Committee

Member, Association of American Law Schools Annual Meeting Committee

Christopher H. Schroeder

Loaded Dice and Other Problems: A Further Reflection on the Statutory Commander in Chief, 81 Indiana Law Journal 1332 (2006)

Participant, Supreme Court Preview, Duke Law School, January 2006

Participant, Conference on Delegating Sovereignty, Duke Law School, March 2006

Lecturer, Federal Judicial Center Program on Law and National Security in the War on Terrorism, Duke Law School, March 2006

Featured Speaker, "Separation of Powers During Emergencies," Georgia State School of Law, Atlanta, April 2006

Participant, Environmental Law Program Directors Conference, UCLA School of Law, Los Angeles, April 2006

Speaker, Conference on Disasters and Environmental Law, UCLA Law School, Los Angeles, April 2006

Panelist, National Security and Civil Liberties: Striking the Right Balance, Duke University, April 2006

Panelist, Preemption, American Constitution Society National Conference, Washington, D.C., June 2006

Steven Schwarcz

Presenter, "Financial Information Failure and Lawyer Responsibility," Faculty Workshop, Boston College Law School, January 2006

Expert witness for Vinson & Elkins, LLP, in connection with Enron-related lawsuits

Panelist and presenter, "Critical Sovereign Insolvency Issues," International Insolvency Institute's Sixth Annual Insolvency Conference, New York City, June 2006

"Rethinking the Disclosure Paradigm in a World of Complexity," chosen for republication in the *Securities Law Review*

Visiting Professor, University of Geneva Faculty of Law, May-June 2006

Neil S. Siegel

Separating Childhood Heroes From Today's Politics, Philadelphia Inquirer, Feb. 24, 2006, at A15

Beware the Anti-freedom Amendment, News & Observer, June 9, 2006

Panelist, "Integrating Transnational Legal Perspectives into the First-Year Constitutional Law Curriculum," Association of American Law Schools Annual Meeting, Washington, D.C., January 2006

Presenter, "Commandeering and Its Alternatives: A Federalism Perspective," Duke Law School Faculty Early Stages Workshop, Durham, January 2006; American Enterprise Institute Federalism Roundtable, Washington, D.C., January 2006

Judge and Speaker, North Carolina State Finals, "We the People High School Competition" on the Constitution and Bill of Rights, Raleigh, February 2006

Presenter, "Dole's Future," University of San Diego School of Law Faculty Colloquium, San Diego, February 2006

Presenter, "Dole's Future," Temple University School of Law Faculty Colloquium, Philadelphia, February 2006

Speaker, "U.S. Supreme Court Update," Duke Law Alumni event, Philadelphia, February 2006

Presenter (with Robert Cooter), "The General Welfare Clause and the Theory of Public Goods," Duke Law School Faculty Colloquium, March 2006

Speaker, "U.S. Supreme Court Update," Virginia Trial Lawyers Association, The Homestead, VA, April 2006

Speaker (with Erwin Chemerinsky), "U.S. Supreme Court Update," Duke Law School, Durham, April 2006

Judge, National Finals, "We the People High School Competition" on the Constitution and Bill of Rights, Washington, D.C., April/May 2006

Scott Silliman

Participant, Henry L. Stimson Center workshop probing the military perspective on the International Criminal Court, Washington, D.C., January 2006

Speaker, "The War on Terrorism," Carol Woods Retirement Community, Chapel Hill, January 2006

Panelist, "Private Military Contractors and the Law of War," Duke Law School, January 2006.

Speaker, "Current Issues in the War on Terrorism," East Carolina University, Greenville, January 2006

Lecturer, "National Security and Human Rights: The Torture Debate," Stranahan Lecture Series, University of Toledo School of Law, Toledo, February 2006

Presenter, "National Security Law Update," 16th Annual Festival of Legal Learning, University of North Carolina Law School, Chapel Hill, February 2006

Speaker, "American Legal Precedents in the War on Terrorism" and "American Foreign Policy with regard to Iraq," to 15 Iraqi judges visiting Duke Law School, February 2006

Guest Lecturer, Military Law, Duke University Air Force ROTC program, February 2006

Speaker, "Current Issues in the War on Terrorism," Duke Law Alumni, Cary, NC, March 2006

Panelist, "Current Legal and Policy issues in the War on Terrorism," Terry Sanford Institute of Public Policy, March 2006

Organizer and Lecturer, Federal Judicial Center Program on Law and National Security in the War on Terrorism, Duke Law School, March 2006

Guest Lecturer, "Issues of the Use of Force in International Relations," to an undergraduate class in the Peace, War and Defense Curriculum at the University of North Carolina, Chapel Hill, March 2006

Lecturer, "The Legal and Policy Issues implicit in the President's Authorization of

a Domestic Surveillance Program," to the Board of Governors of the North Carolina Bar Association, New Bern, NC, March 2006

Convener and Panel Chair, conference on "U.S. National Security Strategy: Finding the Right Balance," Center on Law, Ethics and National Security and the Program in Public Law, Duke University, April 2006

Participant, "Understanding the Privatization of National Security," ABA Standing Committee on Law and National Security and the McCormick Tribune Foundation, Cantigny Center, Lisle, IL, May 2006

Speaker, "Current Issues of Law and Policy in the War on Terrorism," Duke in Napa Valley Seminar, Terry Sanford Institute of Public Policy, St. Helena, CA, May 2006

Speaker, "Understanding the War on Terrorism," Duke University Heritage Society, Duke University, June 2006

Lecturer, "Strategic Leader Ethics," United States Army War College, Carlisle, PA, June 2006

Carol Spruill

Poverty Lawyers, in *ENCYCLOPEDIA OF WORLD POVERTY* (Mehmet Odekon ed., Sage Publications 2006)

Appointed member, North Carolina Equal Access to Justice Commission, January 2006

Presenter, "The Effect of FY 2007 Proposed Budget Cuts on Legal Services Clients," 2006 Legal Services Statewide Conference, Legal Aid of North Carolina, Durham, March 2006

Presenter, "The Law School's Role in Equal Access to Justice," Initial Meeting, Equal Access to Justice Commission, North Carolina Bar Center, Cary, April 2006

Selected for membership, Women's Forum of North Carolina

Member, Equal Justice Works National Advisory Committee

Member, North Carolina Bar Association Law School Liaison Committee

Member, North Carolina Bar Association Public Service Advisory Committee

Laura Underkuffler

The Just and the Wild, 18 *Yale Journal of Law & the Humanities* 171-177 (2006)

Presenter, "Teaching Property: Transnational Perspectives," Association of American Law Schools Conference, Washington, D.C., January 2006

Presenter, "Religious Displays in Public Schools: *Van Orden*, *McCreary*, and a Reconstituted Court," First Amendment Law Review Symposium, University of

North Carolina Law School, Chapel Hill, February 2006

Awarded Arthur Larson Distinguished Professorship in Law, Duke University, May 2006

Neil Vidmar

MEDICAL MALPRACTICE LITIGATION AND TORT REFORM IN PENNSYLVANIA (Pennsylvania Bar Association, May 2006)

Presenter, "The Promise and Perils of Archival Data for Tort Reform Research," Annual Meeting of the Association of American Law Schools, Washington, D.C., January 2006

Participant, Conference on Truth and Advocacy: The Quality and Nature of Regulation and Regulatory Science, Coronado Conference III, San Diego, March 2006

Comments on *Duncan v. Louisiana*, Conference on Criminal Procedure Stories, Harvard Law School, April 2006

Participant, "Medical Malpractice: Has the Research Helped or Hindered Our Search for Solutions?," invitational meeting sponsored by Robert Wood Johnson Foundation, Washington, D.C., May 2006

Speaker, "Civil Juries in Ecological Context: Methodological Implications for Research," Conference on Civil Juries and Civil Justice, University of Nebraska, Lincoln, May 2006

Participant, press conference of Pennsylvania Bar Association on medical malpractice litigation regarding Vidmar report on "Medical Malpractice and Tort Reform in Pennsylvania," Harrisburg, PA, June 2006

Witness, hearings on medical liability reform, Senate Committee on Health, Education, Labor and Pensions, June 2006

Stephen Wallenstein

The History of Corporate Governance in the United States, in *THE ACCOUNTABLE CORPORATION*, (Mark J. Epstein & Kirk O. Hanson, eds., 2006)

Program director and keynote speaker, "Best Corporate Governance Practices for Independent Directors," Directors' Education Institute, Duke University, March 2006

Panelist, "Risk Management," Corporate Board Member Academic Council Roundtable, New York, May 2006

Panelist, "Comparative Aspects of Corporate Governance," Rio de Janeiro Judges' forum on Corporate Governance, Rio de Janeiro, Brazil, June 2006

Faculty Notes

Alan Weinberg

Speaker, "What's New at the IRS," Durham County Bar Association, Durham, January 2006

Speaker, "When the IRS Comes Knocking on your Door," 2006 Legal Services Statewide Conference, Raleigh, March 2006

Attendee, ABA tax section meeting, Washington, D.C., May 2006

Speaker, "The Use of Low-income Taxpayer Clinics in Resolving Problems of Constituents," North Carolina Congressional Liaison Meeting sponsored by the Internal Revenue Service, May 2006

Jane Wettach

Presenter, "Special Education Law," Lecture, Duke ADHD Clinic Clinical Psychologists, Duke Department of Psychiatry, May 2006

Panelist, "The Leandro Case: What Does it Mean for North Carolina's Children?," N.C. Bar Association, Juvenile Justice and Children's Rights Section Annual Meeting, Raleigh, March 2006

Panelist, "The Leandro Effect: Breathing New Life into Due Process in School Suspension Cases," Legal Aid of North Carolina, 2006 Legal Services Statewide Conference, Cary, March 2006

Presenter, "Legal Issues in Special Education," International Dyslexia Association, North Carolina Chapter Annual Meeting, Cary, March 2006

Presenter, "The Individuals with Disabilities Education Act," Durham Mental Health System of Care, Durham, March 2006

Panelist, "Reducing School Suspensions, Gang Involvement, and Youth Incarceration," Lost Generation Task Force Town Hall Meeting, Raleigh, January 2006

Jonathan B. Wiener

Après 2012 dans le Rapport de la Mission sur l'Effet de Serre de l'Assemblée Nationale de la France [Report of the Panel on the Greenhouse Effect of the French National Assembly], Rapport No. 3021, Tome II: Auditions 475-479 (April 2006)

Letter Responding to Ruth Greenspan Bell, Issues in Science & Technology 9-10 (Spring 2006) (with Richard B. Stewart, James K. Hammitt, and Daniel J. Dudek)

Madison and Change Climate Policy, 311 Science 335-336 (January 20, 2006) (letters) (with Richard B. Stewart, James K. Hammitt & Jean-Charles Hourcade)

A Pattern of Parity and Particularity, in Who's Ahead in Environmental Protection: The United States or the European Union?, Environmental Forum 52 (March/April 2006)

Precaution Against Terrorism, 9 Journal of Risk Research 393-447 (2006) (with Jessica Stern)

RISK AND REGULATORY GOVERNANCE, Organization for Economic Cooperation and Development (OECD), Public Management Directorate (April 2006)

Speaker, "Climate Change Policy: National Interests and International Action," Transatlantic Dinner Dialogue, at Ecologic, Berlin, June 2006

Speaker, "Making Better Regulation Even Better," conference on Administrative Simplification, Ministère de l'économie, des finances et de l'industrie, Gouvernement de la France (French Ministry of Finance), Paris, June 2006

Speaker, "Can We Reconstruct Climate Policy?" International Energy Agency (IEA), Paris, May 2006

Speaker, "Better Regulation," University College London, Faculty of Law, London, May 2006

Speaker, "Risk and Regulatory Governance," Organization for Economic Cooperation and Development (OECD), Working Party on Regulatory Management, Paris, April 2006

Speaker, "L'ACB dans le Droit" [Benefit-Cost Analysis and the Law], conference sur l'Analyse Coût-Bénéfice [conference on Benefit-Cost Analysis], Université De Toulouse, Toulouse, France, April 2006

Speaker, "La Précaution dans la Régulation des Risques en Europe et aux Etats-Unis" [Precaution in the Regulation of Risks in Europe and the United States], Sciences Po, Paris, March 2006

Lecturer, "Le Débat Transatlantique sur le Risque et l'Environnement: Précaution, Changement Climatique, et l'Avenir de la Politique Publique" [The Transatlantic Debate on Risk and the Environment: Precaution, Climate Change and the Future of Public Policy], séminaire du Master Economie du développement durable, de l'environnement et de l'énergie [Master's seminar on the economics of sustainable development, environment and energy], Paris, March 2006

Lecturer, "La Précaution dans la Régulation des Risques en Europe et aux Etats-Unis" [Precaution in the Regulation of Risks in Europe and the United States], Ecole Polytechnique, Lozères, France, March 2006

Speaker, "Le rôle des modèles dans l'expertise publique aux USA" [The role of models in public expertise in the USA], Colloque International sur "Modèles et Fabrications du Futur: Du débat sur la Croissance au Changement Climatique"

[International colloquium on Models of the Future: From the Growth debate to Climate Change], Ecole Nationale des Ponts et Chaussées, Paris, March 2006

Panelist, "Après 2012," présentation à la Mission sur l'Effet de Serre de l'Assemblée Nationale de la France, (Testimony before the Panel on the Greenhouse Effect of the French National Assembly), Paris, February 2006

Speaker, "The Institutional Origins of Transatlantic Discord on Climate Change," Institut du Développement Durable et des Relations Internationales (IDDRI), Paris, January 2006

Speaker, "EU and US Regulatory Environments, Current and Future Priorities, and Federalism and Preemption," U.S.-Europe High-Level Regulatory Cooperation Forum Brussels, January 2006

Visiting Professor (Professor Invite), Centre International de Recherche sur l'Environnement et le Développement (CIRED), and at l'Ecole des Hautes Etudes en Sciences Sociales (EHESS), Paris, 2005-06.

Appointed, Editorial Board, Journal of Environmental Law (UK)

Lawrence A. Zelenak

The Declining Progressivity of the Federal Income Tax, in LAW AND CLASS IN AMERICA: TRENDS SINCE THE COLD WAR 163-190 (Paul D. Carrington & Trina Jones eds., 2006)

Tax or Welfare? The Administration of the Earned Income Credit, 52 UCLA Law Review 1867-1916 (2005)

2006 Cumulative Supplement No. 2 to Bittker, McMahon, and Zelenak, FEDERAL INCOME TAXATION OF INDIVIDUALS (3d ed. 2002)

Presenter, "Whatever Happened to Fundamental Tax Reform?" Nelson Young Tax Institute, UNC Law School, Chapel Hill, NC, April 2006

Presenter, "Many Not-So-Unhappy Returns," conference on the Future of Federal Tax Reform, University of Washington Law School, Seattle, May 2006

Profiles



LEN SIMON '73 AND CANDACE CARROLL '74

Len Simon '73 and Candace Carroll '74: Going to bat for things that matter

A MEMBER OF ONE OF THE first Duke Law classes to include substantial numbers of women, Candace Carroll '74 says that she loved law school. "It was the first place I had ever been where it wasn't a drawback to be assertive. I had spent my whole life being told all the traditional stuff, including that men won't like you if you're too intelligent and have too many opinions. Law school was the first place I found where, if you were smart and you knew the answer, and you could argue, this was prized."

Len Simon '73 also recalls his time at Duke fondly. "I got a great education and met a lot of wonderful students and faculty members. Walter Dellinger, George Christie, Bill Van Alstyne, Bill Reppy, John Wiestart, and David Lange were all there 'back in the day,' and they have all been resources for us

over the years if we had a question or needed a reference or an introduction to someone. That's been a wonderful thing."

The fact that Simon and Carroll met during her first year and married during the summer after her third cemented their connection to the Law School. "This place has been a big part of our lives," says Carroll, a partner with Sullivan Hill Lewin Rez & Engel in San Diego. "We both made a lot of friends in law school, and a lot of people we care about are connected to the School." She and Simon, now of counsel with Lerach Coughlin Stoa Geller Rudman & Robbins in San Diego, where he was formerly a managing partner, have made a point of staying connected in ways that have enormously benefited the Law School and Duke University. Carroll recently completed a six-year term on the Board of

ALUMNI PROFILE

Visitors (she is now a life member), both have returned as visiting professors, and they have long supported public interest fellowships with a scholarship fund. Carroll represents the Law School on the University's Financial Aid Initiative Committee, and this spring she and Simon took on a leadership role with that Initiative by making a gift to the Law School of \$1 million.

"I can't think of a better reason to have such an initiative than for financial aid," says Carroll, who attended Duke Law on a full scholarship after working her way through undergraduate school at George Washington University, dropping out repeatedly in order to work and earn another year's tuition. "I'd like to see people be able to go to school the way I went to law school, not the way I went to college, even if they don't have the money."

Simon adds that “Duke is at its strongest, whether it’s the undergraduate school or the Law School, when it can accept the very best class possible – and the most diverse in terms of geography, socio-economics, race, religion, and politics – and can provide financial support for those who couldn’t otherwise come.” He hates to see school loans deter bright and motivated law graduates from taking on public interest jobs. “If they want to be tax lawyers on Wall Street, I think they should do that. But I know there are others who would be inclined to do something that is a better fit for them and better for society, but are stopped by loan repayment issues. Because Candy and I have been very fortunate in our law practices, we thought that two good places to be charitable were scholarships and public interest activities at the Law School.”

A CLASS ACTION SPECIALIST, Simon has always handled “big cases,” enjoying the layered issues and nuance involved in complex litigation. After a clerking for a federal judge in Los Angeles – and gaining admission to the California bar – he joined Arnold and Porter in Washington, D.C., spending the next seven years as a corporate defender. He switched sides when he joined Lerach Coughlin predecessor Milberg Weiss Bershad Hynes & Lerach’s San Diego office in 1983, representing plaintiffs in such high-profile lawsuits as those which followed the collapse of Charles Keating’s Lincoln Savings & Loan and the default on \$2.25 billion in municipal bonds issued by the Washington Public Power Supply System to finance nuclear power plant construction in Washington State. Simon, who has also made sports law a specialty, says

he prefers to litigate plaintiffs’ cases.

“I like the opportunity to choose the battlefield that I’ll be on and take on a substantial company in its own field, and make a substantial recovery for those who have been wronged by the company. As plaintiffs’

Carroll, after a clerkship on the D.C. Circuit, spent seven years with the National Labor Relations Board in Washington, D.C., enforcing and defending the Board’s orders in federal appellate courts around the country. “It was a wonderful job and an extraor-

inary experience for somebody just out of law school,” she says. “At a large law firm, I would have waited 10 years before anyone let me argue in a federal circuit court, but at the Board I argued in most of them. I came out knowing more about appellate practice than most people ever learn.” She also found the NLRB a welcoming workplace for women. “The federal government generally, and the NLRB in particular, had been at the forefront of hiring women when we first started coming out of law schools. The Appellate Court section at the NLRB was probably half women. I still have friends who date from that time.”

When they moved to

San Diego in 1983 with three young sons in tow – then five-year-old Daniel and year-old twins David and Matthew [T’04] – Carroll joined a small firm, the predecessor of Sullivan Hill, whose two partners specialized in bankruptcy and civil litigation. She accordingly focused on those practice areas for several years, and tried to maintain a part-time schedule as her children were young and Simon’s cases took him all over the country. It proved to be almost impossible, she recalls. “When you’re a litigator, you can’t just walk out of the office at 3 p.m. If your response to a motion has to be filed the next day, you can’t go home. I finally told Len, ‘I can’t do this.’” Resolved to stop practicing at least temporarily, she was persuaded to stay by one of the firm’s partners. “He said that I must not just go home and stop practicing, that I was a really good lawyer, and the firm would do whatever it could to accommodate

Duke Financial Aid Initiative

CANDACE CARROLL ’74 AND LEN SIMON ’73 made one of the lead gifts in Duke University’s ongoing Financial Aid Initiative with their recent contribution of \$1 million to support a new Law School scholarship endowment and summer public interest fellowships. Their gift has been further enhanced by an additional \$200,000 in matching funds from a group of generous University donors.

Duke Law School seeks to raise \$10 million for the Financial Aid Initiative, in order to fund Law School scholarships and summer fellowships, as well as to provide loan repayment assistance for graduates who pursue careers in public service.

“As the cost of a legal education at the top-tier schools continues to rise, our ability to offer competitive financial aid packages ensures that we can attract the most outstanding students, regardless of their ability to pay,” said Sarah West, associate dean of Alumni & Development. “Candy

and Len’s leadership gift provides a tremendous boost to our financial aid initiative. We hope that other alumni will be inspired

by their generosity to join them – at whatever level of gift is individually possible – in providing access and support to future generations of aspiring students.”

For more information, contact Sarah West, associate dean for Alumni & Development, at (919) 613-7175 or west@law.duke.edu. ♡

counsel, we choose what cases we take, and what issues we follow.”

Simon was co-lead counsel on behalf of investors in *In re American Continental Corp./ Lincoln Savings & Loan Securities Litigation*. The investors he represented were largely retirees, many of whom had lost their life’s savings in the collapse of Lincoln Savings & Loan, the most notorious of the “S&L” scandals of the 1980s. “Most lost \$50,000 or \$100,000, and that was all they had,” Simon recalls. “They thought they had put it in the bank, and it disappeared.” Simon and his team went to trial against Keating and his lawyers, investment bankers, real estate appraisers, and accountants, among others, “but everybody who had any money settled the case before the jury came back.” The investors recouped a remarkable \$240 million on \$288 million in losses – a far higher recovery than in most class action lawsuits.



me.” Cutting back to “almost nothing” for a couple of years, Carroll decided to focus on her appellate skills, and established a successful appellate practice with much more predictable deadlines.

While not ready to retire, in recent years Simon and Carroll have cut back on their traditional practices. Simon takes cases that interest him, such as a current Title IX claim of discrimination against a San Diego high school brought by its girls’ softball team, and a suit against Enron (and others) for energy price manipulation. He discovered a passion for teaching when he taught Complex Litigation and a seminar on the litigation process at the Law School in 2002 – Carroll worked with the Moot Court program – and has taught complex litigation or sports law every semester since at the University of San Diego Law School or the University of Southern California Law School. Simon and Carroll will return to Duke for the spring 2007 semester, when he will teach class actions and she will teach advanced legal writing and analysis.

CARROLL AND SIMON are generous with their time, expertise, and resources to projects and organizations they are passionate about. A “huge” sports fan by his own admission – baseball and Duke basketball being favorites – Simon is on the board of the San Diego Padres and a part owner of the Lake Elsinore Storm, the Padres’ Single-A farm team. Carroll, who became a sports fan “out of self defense,” holds season tickets to the San Diego Opera, which Simon attends with her. Both are active in Democratic politics, and both serve on the board of the San Diego ACLU affiliate, for which they have litigated cases pro bono. Carroll is also on the ACLU’s national board, and is a frequent speaker on ACLU issues such as security vs. civil liberties and domestic surveillance. “I care very deeply about the rights that the ACLU defends,” says Carroll, who also served for a decade on the board of San Diego Volunteer Lawyer Program, for which she has handled asylum cases. In addition, she is a past president of



SIMON AND CARROLL AT THEIR WEDDING IN 1974, WITH PROFESSOR JOHN WEISTART '68, RIGHT

“Duke is at its strongest, whether it’s the undergraduate school or the Law School, when it can accept the very best class possible ... and can provide financial support for those who couldn’t otherwise come.” – Len Simon ’73

both the San Diego County Bar Association and California Women Lawyers, a state-wide bar association.

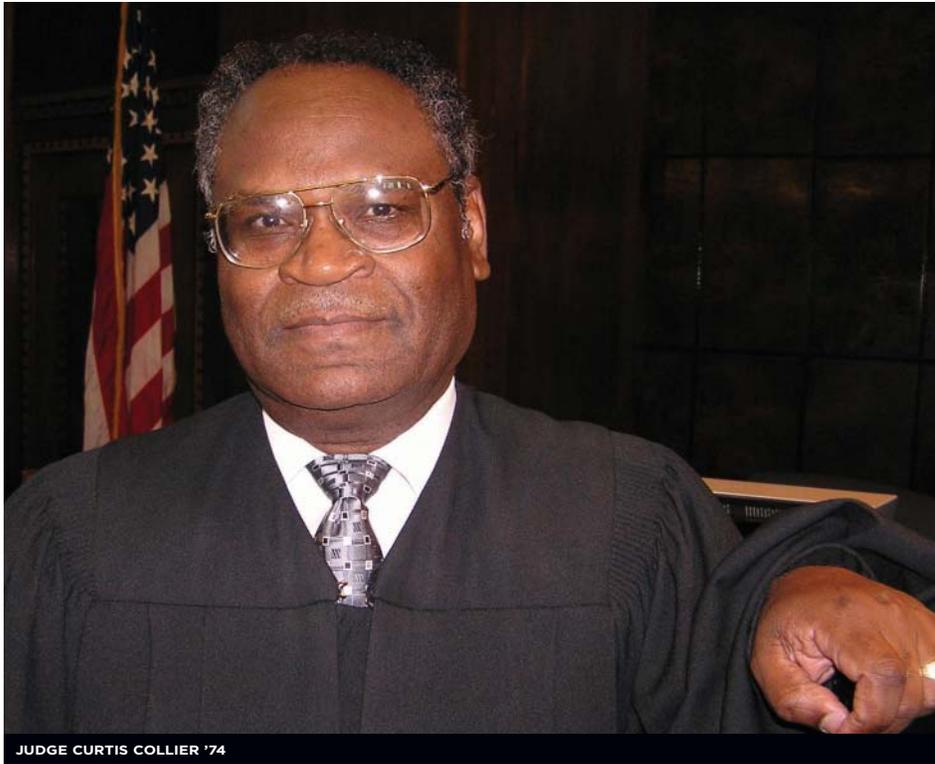
“I care a lot about women succeeding in the law,” says Carroll of her involvement with California Women Lawyers (CWL), which comments on legislation, evaluates judicial candidates, offers networking opportunities for women in law, and honors outstanding women judges. “Not only is it very difficult to have a family while you are practicing – certainly if you’re litigating – but for many women law practice itself is uncomfortable because our legal system, and especially our law firms, are male paradigms which women would have set up differently. For me, raising children was the most fun and most rewarding thing I have ever

done, but women suffer enormous conflicts between raising children and practicing law, often believing that they’re not doing either one successfully. CWL’s honoring of outstanding women jurists is therefore terribly important. It calls attention to women who have succeeded in the law, and lets women know that you can succeed, you can have a family and also practice, and eventually become a judge.”

Carroll demurs when she and Simon are called “leaders” for their active involvement in issues and institutions they care about. “I wouldn’t call it leadership – you would think that everyone would do it. If you want to make the world a better place, then you have to go to bat for the things that matter.” ♡
– Frances Presma

LEADERSHIP WEEKEND
OCTOBER 26–28

Meetings of the Board of Visitors, Law Alumni Association Board of Directors, and Future Forum



JUDGE CURTIS COLLIER '74

Curtis Collier '74: Chief Judge

NOW CHIEF JUDGE of the United States District Court for the Eastern District of Tennessee, Curtis Collier entered law school with a view to becoming a patent attorney. An undergraduate summer spent working in a Proctor & Gamble laboratory had sparked his interest, and two more in Kodak's research and development department during law school cemented it.

"Kodak had just invented the pocket camera, so I got a lot of great experience with patents," Collier says. But on graduating from Duke he owed four years to the Air Force, in return for an undergraduate ROTC scholarship, and joined the Judge Advocate Corps. There he found a calling in litigation.

"I found that I really enjoyed trial work," says Collier, whose advancement to JAG management ranks hastened his decision to leave active duty when his commitment expired. "I was getting to the point where I would never be able to set foot in the courtroom again, and I had not satisfied my goal to become as good as I thought I could be."

Collier became an assistant U.S. attorney in New Orleans, in time becoming deputy chief of the Criminal Division,

where he prosecuted "white collar" criminals and public officials, including then-Louisiana Governor Edwin Edwards. He describes the work as "great training" for a lawyer at that stage in his career, and exceptionally challenging.

"With a typical drug case or bank robbery, the jury walks in believing the government probably has solid evidence against the defendant. You don't have to explain why a bank robber should be found guilty, or why it is necessary to punish a drug dealer," says Collier. "It's a different story when you are prosecuting someone such as a congressman who has done favors for everybody in the community. You have libraries and day care centers named after that person so you are dealing with a completely different animal. Not only must you prove the facts of the case, but you must explain to the jury why society must hold people who commit these types of crimes responsible."

Relocating to Tennessee in 1987, Collier became a supervisory assistant U.S. attorney in Chattanooga. When President Clinton undertook a search for a candidate to fill a vacancy on the United States District Court

for the Eastern District of Tennessee in 1993, Collier's colleagues and friends urged him to pursue the seat. "A lot of people said that I would make a good judge, but I didn't pay much attention," he recalls. "A friend finally persuaded me to toss my hat in the ring by saying that I should do it not only for myself, but for the court because I was the kind of person that they needed."

After meeting with Collier, former Senator James Sasser (D-Tenn) forwarded his name to the president, who nominated him to the court in 1993. But the subsequent mid-term elections, which swept Democrats out of power in the Senate – Sasser was defeated – threatened to derail Collier's confirmation. He started the vetting process anew with Senators Fred Thompson and Bill Frist, both Republicans, winning their support; both senators testified on Collier's behalf at his confirmation hearing. Collier was sworn in on June 2, 1995, joining fellow alumnus Judge R. Allan Edgar '65.

"We are the only court in the nation to have two Duke Law alumni serving together," Collier notes. He succeeded Judge Edgar as chief judge of the court when the latter took senior status in 2005, and says he is grateful for his predecessor's assistance.

"In his last year he really took the time to acquaint me with the role of chief judge," says Collier. "He invited me to attend the annual meeting of the District Courts in Washington, and involved me in every administrative and personnel matter that year so my learning curve would not be as steep." He adds that Judge Edgar helped him understand the need for collegiality on the court. "He taught me that for the court to conduct the business of the public it is essential that the judges get along and are able to see eye to eye."

In addition to his professional service, Judge Collier is active in his church and local community, serving on the board of directors of the Children's Advocacy Council and the Moccasin Bend Girl Scouts Council. He is also an active member of the NAACP and the Urban League. Currently in his second term on the Board of Visitors, Judge Collier was honored with the Law School's Charles S. Murphy Award at Reunion 2006, for his commitment to public service. He and his wife, Cheryl, have three children and one granddaughter. ♡
– Tia Hall Barnes '03

ALUMNI PROFILE

Chris Kay '78: Lasting relationships offer key to success

CHRIS KAY '78 has proven to be extraordinarily versatile in law and business. Having been an equity partner at four law firms, including Foley & Lardner in Orlando, he went out on his own in 1996, persuading classmate Robert Gronek to join him at Kay, Gronek and Latham, which represented such clients as Florida Dairy Farmers, Chancellor Media Group, and Hard Rock Café International Inc.

Among other major trials, Kay won the largest judgment ever against the State of Florida - \$188 million - in a class action case challenging the state's impact fee on new residents. He crafted

a number of corporate transactions, including a new structure for community hospital mergers that has been widely copied after he obtained approval from the Federal Trade Commission, and also handled all aspects of Universal Studios Orlando's legal work, including the acquisition of a 2,500 acre parcel and the subsequent negotiation of expansive land use development rights for that site. Although Kay left his practice in 2000 to become executive vice president and the first in-house general counsel of Toys "R" Us, he has remained close to his former partners in what is now called Gronek and Latham.

Forging lasting relationships is, in fact, one of Kay's guiding principles. Teaching a class at the Law School last February, he advised students to avoid looking at their classmates as competition. "After law school it won't make a difference who made law review and who didn't. What matters most are the relationships you build with your classmates, and the mutual trust that grows within those relationships. Those are the kinds of meaningful relationships that last for decades." In addition to maintaining close contact with law school friends, classmates, and fellow alumni, he has often sought them out for their legal expertise and to share opportunities. That, he says, is good business for both his Duke colleagues and for the clients and shareholders whose interests he has represented.

"As a lawyer, you are always trying to build a level of respect and trust with your

clients. In law school you work closely with classmates and get to know their personalities, character, training, and commitment. In my career, whenever I needed to refer a client to another lawyer, or find someone to compare notes about a potential expert witness, I looked to those people whose abilities I admired, and whose judgments I valued. And if I am choosing from among five outstanding firms that can do exemplary work, having a connection to someone whom I know will do whatever it takes to make our case or project their number one priority is certainly a critical factor in the selection process."

Crafting legal strategy for Toys "R" Us - and becoming general counsel at a time when the company faced a number of formidable legal challenges - Kay found multiple occasions to tap members of his Duke network for their superior legal expertise, coupled with their dedication enhanced by friendship.

After considering several top national firms to represent Toys "R" Us as outside general counsel, Kay retained Simpson Thacher & Bartlett in New York, where classmate David Ichel is a partner. "With Dave Ichel on point, I knew we would always have a sincere commitment to help our company succeed," Kay says. It has proven to be another lasting relationship for Kay and for the company. Under Kay's direction - then as chief operating officer - Simpson Thacher took a leadership role during the strategic review and 2005 sale of Toys "R" Us to a consortium of three private equity firms for \$6.6 billion, one of the largest leveraged buyouts in history. Ichel and his firm continue to represent the company under its new ownership.

Kay called on another classmate and friendly rival from his moot court days,



CHRIS KAY '78

Michael Dockterman, when he needed a tenacious and creative trial lawyer to handle, among other things, litigation arising from a failed joint venture between Toys "R" Us and Amazon.com, relating to online toy sales. "The fate of our Internet company hung in the balance. I wanted someone who could prepare an imaginative argument that was engaging, but also rock solid," recalls Kay of his decision to retain Dockterman, a partner at Wildman, Harrold, Allen & Dixon in Chicago, who also represented Toys "R" Us in a successful claim against MasterCard and Visa for excessive credit card fees. (See profile, page 42.) In March the Superior Court of New Jersey ruled in favor of Toys "R" Us.

"Chris has a unique skill set for what litigation means - and can do - in a business dispute," says Dockterman. "He understood that a fast resolution to the Amazon problem was more important than discovering every possible violation of the agreement, and set management's expectations accordingly."

Kay's connections to Duke lawyers do not

ALUMNI PROFILE

stop with the class of 1978. While in practice, Kay worked with Atlanta-based Alston & Bird partner Christopher Mangum '85. Later, Kay tapped into Mangum's expertise in Internet and e-business to handle some aspects of the disengagement with Amazon and claims for sales tax amnesty for online sales, and to oversee review of hundreds of the company's contracts as the sale of Toys "R" Us progressed. As Kay calls Mangum's personal commitment and accountability "worth their weight in gold," Mangum notes the "dramatic" effect Kay has had on his career. In addition to introducing Mangum to his primary client, Kay "taught me the advantages of looking out for good lawyers who can help build Duke's alumni network," says Mangum, which he does wherever his international practice takes him.

Newly named to the Law School's Board of Visitors, Kay has long been an active alumnus, regularly participating in regional and on-campus alumni events, sharing insight and expertise at the Global Capital Markets Center's Directors' Education Institute, and returning to teach, counsel, and mentor students through such programs as "ESQ.," the Business Law Society's annual career symposium. Along with friends Dockterman, Ichel, and Mangum, he works to build a multigenerational and truly global alumni network to facilitate collegial connections.

Having left Toys "R" Us after its sale, Kay is taking time to consider his "next defining moment," with his wife of 29 years, Kris, and savoring the accomplishments of his 23-year-old daughter, Lauren, as she begins a career in publishing. He says that whether it's strategizing with a former classmate about a high-stakes court case or making plans to attend the wedding of that colleague's child, the ties that bind him to Duke Law School become more profound with each passing year. "I consider myself fortunate that the people I met at Duke Law School have remained friends for many years and through many trying times," he says. "When you look back at your life it's easy to point to winning this big case or closing that big deal as the mark of success. But in fact it's the strong, personal relationships you develop with people you like and respect that makes life so much more meaningful and enriching." ♡

-Bridget Booher



MICHAEL DOCKTERMAN '78

Frank McMahon

Michael Dockterman '78: "Winning" litigator

EVERY CASE YOU TRY is brand new, and that's the fun of what we do. You learn a new discipline, you learn a new subject area, you learn new ways of presenting. It's great."

Michael Dockterman '78, a partner at Wildman, Harrold, Allen & Dixon in Chicago, exudes enthusiasm for his specialty – litigation – during a telephone interview. In naming Dockterman one of the "winning" top-10 trial lawyers in the country in its June 5 issue, the *National Law Journal* cited his "long list of big wins," many of them in complex commercial cases. In particular, the *Journal* lauded Dockterman for his innovative use of the Internet – and effective use of a large stuffed giraffe – when Toys "R" Us successfully sued Amazon.com to void a 10-year contract for online sales of its toys and baby products.

Retained by friend and classmate Chris Kay '78, then the retailer's general counsel (see profile, page 41), Dockterman explains that the case hinged on proving to the court that Amazon was offering merchandise from vendors that were directly competitive with Toys "R" Us, in violation of the companies' exclusive contract, and to

the detriment of the Toys "R" Us brand. To make the case, Dockterman and his team went live to the Internet throughout the three month trial in the Superior Court of New Jersey.

With Amazon witnesses on the stand, they searched and placed orders for identical toys and baby products from their courtroom terminals – from his client and other vendors whose products showed up directly on Amazon.com or in the toysrus.com and babysrus.com stores in the online Amazon "mall." They showed the court how the items appeared on the screen – the other vendors' products often appearing on pages branded with the Toys "R" Us logo – and introduced "screen grabs" as evidence. Dockterman says that in every case, the toys that were delivered to the courtroom a few days later were identical. His client, Chris Kay, calls Dockterman's courtroom performance "flawless."

Always seeking to present evidence in a way that will have maximum impact with the judge, jury, "or court of public opinion," Dockterman admits a fondness for props in the courtroom. He perched "Geoffrey," the Toys "R" Us giraffe mas-

ALUMNI PROFILE

BUILDING THE DUKE LAW ALUMNI NETWORK

LONGTIME FRIENDS and Board of Visitors members Chris Kay and Michael Dockterman – the Board’s chair-elect – share a passion for building the Duke Law alumni network.

Kay, who has long mined his alumni network for top lawyers who best serve his clients’ and company’s needs, hopes to find ways to build a truly world-wide alumni web.

“Through my ongoing involvement with the Law School, I’ve been fortunate to meet a wide range of great lawyers practicing in cities all over the world, and don’t have to rely on ‘headhunting’ firms to help identify well-trained lawyers to recruit. Now the challenge is to find ways for the Law School to let busy people like me know about the work other alumni are doing. So if I need a lawyer in Berlin to help me investigate theme-park development opportunities for a client, I could call the Law School to find out the names of Duke lawyers practicing there who I could call on.”

For his part, Dockterman also hopes to facilitate networking oppor-

tunities for alumni who are looking for career changes. “We have so many talented Duke graduates throughout the country who are there as resources, not only for our new graduates, but for lawyers who have decided they want to do something different with their lives.” Calling himself fortunate to have been happily with the same firm throughout his career, Dockterman knows that others have different experiences.

“We make initial choices. A lot of people go to places that grow in ways different from the ways in which they want to go, or become disillusioned with their initial choices. There are lots of alternative things for them to do, and the likelihood is that we have a Duke Law graduate who has done something like that. If we can just create opportunities for folks who want to make a change to talk to folks who have, that’s terrific – and it really builds loyalty and affection for the Law School in ways that we just don’t have very many opportunities to do. The more loyal we can make our alumni base by creating positive ‘touches’ between them and the Law School, the better for everybody. ♡

cot on the counsel table during closing arguments in the e-commerce case; the judge cited Geoffrey’s question, “Where will my home be on the Internet?” in her decision. Defending a county against a civil rights claim by an offender shot by a police officer during a confrontation, Dockterman had a witness load the cylinder of a revolver, then click it into place to help jurors experience the fear officers often do when faced by armed criminals. “You’ve never seen people scatter out of jury box like that,” he says with a laugh – but notes that it got his message across as planned.

Having joined Wildman Harrold straight out of law school, Dockterman recalls second-chairing a trial even before he was admitted to the bar, and taking a deposition the afternoon he was sworn in. “Our philosophy has always been to get young people into the courtroom and doing important things as quickly as we can. Responsibility builds confidence and character in lawyers,” he says. He is also a strong believer in mentoring, and is expert at it, according to Natalie Hirt ’08 who interned at his firm this summer.

“Michael invested an incredible amount of time and energy in making sure that I was growing as an attorney and that I felt at home at the firm and in Chicago,” says Hirt. “He gave me my most difficult

assignment, allowing me to develop my independence and resourcefulness as a lawyer. He also taught me how to research most effectively using paper resources in the library, despite the fact that he had several demanding and high profile cases competing for the time on his agenda. He was genuinely interested in me as a future attorney and a person.”

During his tenure as president of Duke’s Law Alumni Association from 2000 to 2002, Dockterman initiated a mentoring program to link law alumni with students; this effort was recognized in 2002 when he received the University’s Charles A. Dukes Award for Outstanding Volunteer Service. “If students are interested in a particular area of practice or in coming to Chicago, even if it’s not for my area of practice, they could call me without feeling like they are asking me for a job, and I’d talk to them about what it’s like to practice in Chicago, what it’s like to do what I do, what the other firms are like, what difference a culture makes – big vs. small, Chicago vs. New York or Atlanta. That was the idea behind the program.”

Now chair-elect of the Board of Visitors, Dockterman returns to the Law School several times a year for on-campus interviewing, ESQ., the Business Law Society’s annual career symposium, and occasionally for the

Law School’s intensive trial practice weekend.

“I love those weekends,” says Dockterman. “I learn more from talking to students about what you do in a courtroom as we go through model examinations, directs, and crosses, and why we do what we do than I ever do sitting around and thinking about what I’m going to do.”

Married to Laura Di Gintantonio ’79 and with a 15-year old daughter, Eliana, Dockterman traces his commitment as an alumnus to the potential he saw in his classmates and in the Law School when he was a student. It was an era, he says, when some aspects of the Duke Law experience mirrored that of the hapless law students in “The Paper Chase.” “But law school was very good to me. Professors were accessible to me partly because I always felt comfortable walking through their doors. I felt terrible that there were students who felt they couldn’t. And I asked myself, ‘what can I do to make that door more transparent for others to walk through?’”

Since then, Duke Law has come a long way, Dockterman says. “We attract great students, we have wonderful professors, people’s hearts are in the right places. And when I see stumbling blocks along the road that everybody agrees should be traveled, I try to find ways to remove them and smooth the road.” ♡

Andrea Nelson Meigs '94: Dream maker

ANDREA NELSON MEIGS '94 knew early on that she wanted a career in the entertainment industry –but not in front of the camera, where she had been since the age of five.

“One day, while waiting by the phone for my agent to call about an audition, I realized that I just didn’t have control of my career. So I said that when I grew up I would work in entertainment, but from more of a decision making capacity – I didn’t know exactly what capacity that would be. I just knew that being in front of the camera you really are at the mercy of everybody else.”

As a motion picture talent agent at the legendary Creative Artists Agency (CAA), Meigs, not only controls her own career, but those of such high-profile clients as singer/actress Beyoncé Knowles, and actresses Christina Applegate and Ellen Burstyn. The scope of her job ranges from reading scripts, meeting with producers and clients, and attending screenings, to “helping to realize the dreams of my clients.”

Meigs left a promising position at the Los Angeles District Attorney’s office in March 1995 for a minimum-wage position in CAA’s mailroom, having been encouraged to apply for the job by Erika Keller Johnson '92, who worked for the agency at the time. Though risky – there was no guarantee of promotion – Meigs saw the mailroom/agent trainee position as a chance to jump-start her career. “The D.A.’s office told me if I didn’t like the job at CAA I could always come back. CAA was the most powerful entertainment company in Hollywood, and I thought ‘how can I pass up that opportunity – I am going to have to pay my dues now and hopefully I’ll make it.’”

Meigs spent four-and-a-half years picking up mail, setting up coffee for meetings, and shadowing senior agents before being promoted to agent in 2000. She credits two sources of inspiration during that time.

“When you look around in the entertainment business you see that everyone has to start somewhere. Everybody who has ‘made it’ as an agent or a high-ranking stu-

dio executive had to ‘pay their dues.’ While on one hand I felt I paid mine – I went to college, law school, and had work experience – in the entertainment business, it’s almost like you’re starting all over again. So I just tried to remind myself that even the president of the company started in the mailroom, and if this is what I want to do, I have to do that.

“The other thing that inspired me is that I am the first in the history of my family to ever have gotten a law degree,” continues Meigs, whose parents were educators. “When I looked at some of the clients we represent, people like Will Smith, Oprah Winfrey, Sidney Poitier, I felt like this would be a way of being able to be a ‘first’ here as well, in the sense that there weren’t any other African American motion picture talent agents here.”

According to Meigs, a goal-oriented personality, strong diplomatic skills, and an innate ability to multitask all play a crucial role in her day-to-day job. But she says it’s an “A-type” personality that helps keep her at the top of a high-paced, high-energy, high-pressure industry. “We joke around here about being A-types – really aggressive, very persistent. When you think about it, those traits can be either negative or positive. From a negative standpoint, people that are aggressive or persistent can be total nags, but those very same qualities make a good agent.

“If you pick up the phone and call a producer or director and say, ‘what about so and so,’ and they say, ‘no,’ and you just take that, you’re not going to make it in this business. You have to persevere and find a way to turn that ‘no, I don’t think he or she is right’ to ‘okay, I’d be willing to meet them or audition them.’”

Meigs says she relishes the role she gets to play in her clients’ careers; she helped

Christina Applegate realize a dream of performing on Broadway with a starring turn in “Sweet Charity,” and Beyoncé Knowles land a lead role in the upcoming screen version of “Dreamgirls.”

“It is literally the most rewarding thing when you hear clients say, ‘this is a dream come true,’ and you helped make it happen. It is incredibly gratifying,” says Meigs. She adds that she never finds her work monotonous. “You’re on a high the whole time – you’re always talking to a new person, you’re always reading a new project, you never know exactly what your day is going to entail.”

Married to an entertainment lawyer, John V. Meigs, Jr., Meigs took a leave of absence from CAA last year after their daughter was born. “I found that as much as I was excited about being at home and bringing this new person into my life, I also missed my job,” says Meigs. “I realized that I love being a mother, and I love being a wife, and I love being a working woman.” ♡

– Tricia Horatio

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ANDREA NELSON MEIGS '94

Zachary McNish '06: Service medal winner 'an advocate for people'

WHILE WORKING IN THE remote fields of Panama as a Peace Corps volunteer, Zachary McNish listened. He listened to the villagers describe how they lived their lives and the many hardships that confronted their community.

During his three years of living with the Wounann people in the Rio Hondo area of Panama, McNish learned, for instance, that the indigenous group faced difficulties irrigating their crops. He also found them resistant at first to new agricultural methods, even though these efforts would likely increase their yield.

By listening first, then acting, McNish finally managed to introduce new farming techniques that have helped the Wounann with their crops.

These same qualities served McNish well as a contributing member of Duke Law School community. Shortly before graduating with his law degree this spring, McNish was selected for a prestigious service medal given each year by the University.

"Working for the Peace Corps was more of an instinct than a calling," McNish said. "My desire to help others is specific.... Looking back, I liked being an advocate for people."

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During his three years at Duke Law, McNish advocated for a number of causes. As co-chair of the law school's non-profit Public Interest Law Foundation (PILF), he led an effort that raised nearly \$100,000 for fellow students on unpaid legal internships or who had other financial needs.

Teresa Sakash '06 worked side-by-side with McNish on these PILF efforts, and came away impressed by his hard work and dedication.

"He loves non-profit work. You can just smell it in him; he can work on it 12 hours a day, six days a week."

According to Sakash, McNish also came up with a guide to help law students navigate the difficult first year of law school.

"He focuses on helping building a community," said Sakash, who also served in the Peace Corps before entering law school. "He has paved the way for other students by making it easier."



ZACHARY McNISH '06

Don Hamerman

McNish said his own orientation to law school failed to prepare him for the rest of the school year, which prompted him and another student to act.

They started *Transeo Orbis* (which roughly translates in Latin to "jumping through the hoops") and intentionally made the orientation program comical. For example, students must scale an inflatable mountain (symbolic of the grade curve) and sumo wrestle (a simulation of moot court, where students argue hypothetical cases similar to what might occur in a courtroom).

Associate Dean of Student Affairs Jill Miller co-nominated McNish for the Algernon Sydney Sullivan Medal, awarded to a graduating senior and a member of the faculty, staff or graduate student body for their outstanding commitment to service. McNish was presented with the medal in early May.

"He tackles the most tedious stuff with great passion," Miller said.

Rebecca Rich '06, who like McNish was a teaching assistant in a legal writing class,

said she found McNish "always engaged and passionate about learning" various aspects of the law. She said he approaches a mundane task like teaching citation form with the same passion that he approaches other aspects of his life.

"His conduct in this role exemplifies his commitment to taking all of his work seriously and doing it well, simply because it is work that needs to be done," Rich said.

Born and raised in Hawaii, McNish returned to his native state following graduation. He currently heads Native Future, a non-profit organization aimed at helping indigenous cultures such as the Wounaan conserve their land, which is currently threatened by commercial development.

McNish, who also earned a master's degree in English, began a clerkship for Ninth District Federal Magistrate Judge Barry Kurren in Honolulu in August.

"I am really excited to clerk this year," he said. "It will be great to earn practical experience." ♡

— Rony Camille. Reprinted with permission from Duke Today.



BRETTNY HARDY '07 AT THE DOLPHIN RESEARCH CENTER IN KEY WEST, FL

Brettny Hardy '07: Marine biologist to environmental advocate

MAJORING IN BIOLOGY at Pomona College, Brettny Hardy '07 imagined going on to investigate marine science in a remote corner of the world. While her interest in ocean life remains as strong as ever, field experience and strong role models have led Hardy to pursue a joint J.D./M.E.M. and a career in environmental advocacy.

Hardy moved to Key West, Florida, following her college graduation, living aboard a dive boat and becoming certified as a scuba diving instructor. While she originally saw the move as a first step toward travel and ocean study abroad, the small community and unique environment of the Keys enticed her stay to explore the area. Hardy spent four years working in the education department of the Dolphin Research Center (DRC), where Education Director Peggy Sloan became her biggest role model.

"It's amazing how one person can influence your life so profoundly," says Hardy. "Even though I've always been interested in science, conservation was never at the forefront of my mind until I met Peggy, who approaches environmental problems from a realistic perspective. She taught me that there is often no one to blame for

marine issues like pollution or overfishing. Addressing environmental challenges is not as easy as saying, 'don't pollute.' Instead, solutions involve a complex compromise between the desire to protect an environment and the need to use its resources."

Hardy witnessed many compromising situations through her work at DRC. As a member of the facility's Manatee

STUDENT PROFILE

Rescue Team, working with the Department of Fish and Wildlife to help protect the endangered Florida manatee, Hardy saw first-hand how political power struggles – and misguided good intentions – often got in the way of effective action.

"Because they are endangered, only select organizations are permitted to assess and rescue injured manatees. But some organizations without permits wanted to share in the prestige of rescue responsibilities. Other organizations were passionate about contributing to manatee welfare, but couldn't find an outlet. As a result, those groups would race to help an injured manatee before the proper authorities arrived. In their flourish, they often unknowingly scared a manatee from the area, thus preventing rescue, or caused a struggle that delayed rescue operations."

The difficulty of matching policy with an effective outcome on the ground level intrigued Hardy. "The most fascinating part of environmental management is its complexity. More often than not, conservation clashes do not involve right versus wrong. There are many different perspectives and personal desires interwoven through every issue. Understanding the cause from all sides takes time, but can create success in the long run."

Hardy's new passion for environmental policy brought her to the Nicholas School of the Environment and Earth Sciences at Duke. Because the environmental management degree at the Nicholas School is interdisciplinary, she was able to explore not only policy and science, but also economics, business, and law.

"Two of my first classes at Duke were Environmental Law with Professor [Jonathan] Wiener and Ocean and Coastal Law with Senior Lecturing Fellow [Stephen] Roady '76. Not only did I love both these classes, I also quickly realized that law would provide the best tools for truly becoming immersed in an environmental struggle. More importantly, Professor Roady and Professor Wiener inspired me to work harder and delve deeper into environmental situations. They both have become important role models for me, as well as mentors and friends. Because of their guidance in large part, I decided to extend my stay at Duke in order to obtain a J.D. as well as an M.E.M. The flexibility and breadth of Duke's environmental program made it easy to transition."

Now in her third year of the joint degree, Hardy intends to pursue environmental law professionally and remains particularly zealous on marine topics. As president of the Duke Bar Association she notes that she is also more curious about politics.

"Duke has really nurtured my environmental passions, but has also challenged me to explore myself, forcing me to build inner confidence," she says. Whatever lies ahead, Hardy says Duke has offered her unique opportunities to design an education which will serve as a resource as she continues to follow the winding road of life's new adventures. ♡

Judge Gerald Bard Tjoflat '57

The Last Unlikely Hero: Gerald Bard Tjoflat and the Jacksonville desegregation crisis — 35 years later

by William F. Jung

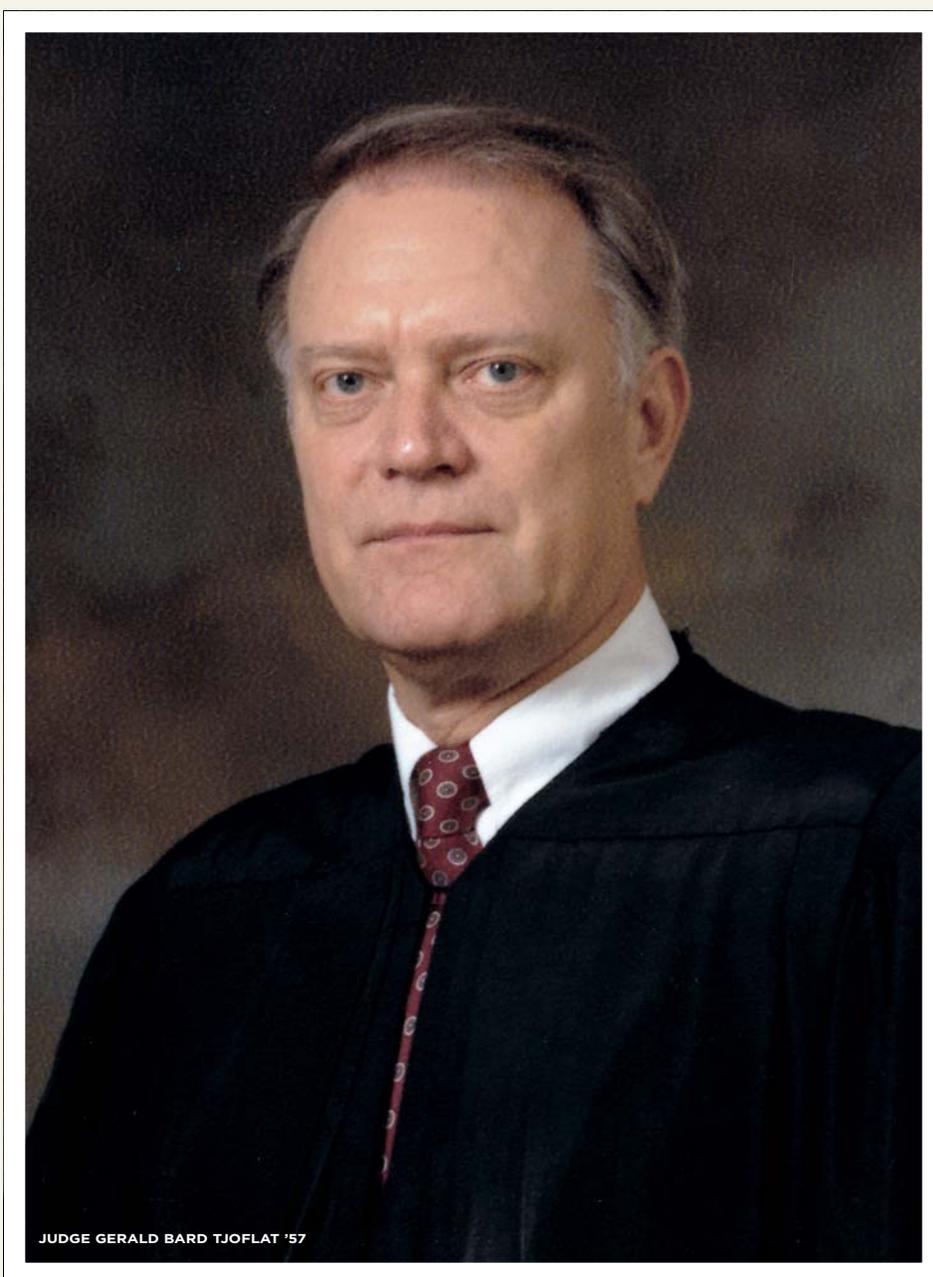
RESISTANCE TO PUBLIC SCHOOL desegregation in this country was often contentious, and sometimes violent. Little is more precious to parents than the education of their children, and few things evoke more loyalty than the local school. Yet dual black/white school systems had existed in many parts of the country since the Civil War, and their necessary replacement invoked intense passion among many, and physical resistance among a few.

TRIBUTE

The 35th anniversary of the final injunctive order in the Jacksonville, Florida desegregation case of *Mims v. Duval County School Board* is a fitting time to review a positive page in this difficult chapter of our national history. The desegregation of the Jacksonville school system 35 years ago involved a 100-year-old dual black/white school system in a city that was very much a part of the old South. It came at a time of intense crisis in our nation, both in terms of race relations and the general social upheaval now called “the 60’s.” The resolution of the Jacksonville school crisis was generally peaceful and successful. The credit for this success belongs to the good citizens of Jacksonville and to the federal district judge who led them, Gerald Bard Tjoflat.

Florida’s Reaction to *Brown*

In Florida prior to 1954 it was illegal under both the state constitution and statutes to educate children in an integrated classroom; Florida laws not only required that the children be kept separate by race, but even their books could not be stored together. This system of educational apartheid



JUDGE GERALD BARD TJOFLAT '57

... the Jacksonville school board asked Judge Tjoflat to delay or modify the second phase of integration. Tjoflat would have none of it. He knew that the unpleasant medicine of reordering a school system was best taken without hesitation once, rather than piecemeal. The time for “gradual adjustment” or “deliberate speed” was well past.

was obliterated, in theory at least, in 1954 by *Brown v. Board of Education*.

The Supreme Court’s holding in *Brown*, of course, was that “separate but equal” education of white and black children was neither equal nor constitutional. Florida school boards and state judges generally disagreed with this logic at the time, and some outright resisted it. Florida joined the rest of the South, collectively, in rejecting the decision.

No action was taken to desegregate Jacksonville’s dual system until 1962, when U.S. District Judge Bryan Simpson ordered submission of a desegregation plan. In 1963, Judge Simpson approved a plan that provided integration of one grade per year.

Still, the Jacksonville schools case simply bogged down. Eleven years after *Brown*, in 1965, only 60 black schoolchildren out of 30,000 were attending integrated schools in Jacksonville. Desegregation accelerated slightly in the 1960’s, but not significantly.

Swann Lights the Fire

Two things happened in 1971 that would change that speed for the Jacksonville schools. The first was the Supreme Court’s pronouncement in *Swann v. Charlotte-Mecklenberg Board of Education*. The second was the assignment of newly-appointed U.S. District Judge Gerald Bard Tjoflat to the case, [taking over from District Judge William A. McCrae, Jr. who had made some progress with it].

Swann v. Charlotte-Mecklenberg caused the smoldering Jacksonville schools case to burst into the full flame of crisis. In *Swann*, which addressed a desegregation plan in North Carolina, a unanimous Supreme Court said, in very plain terms, “do it now.” In strong language, the Court stated that authorities must take all steps necessary “to convert to a unitary system in which racial discrimination would be eliminated root and branch.” The Supreme Court stressed in *Swann* that if school boards failed to fix the problem immediately, the federal courts would. *Swann* also made clear that the High Court viewed busing to achieve integration a permissible, and often necessary, step.

After *Swann*, all parties in Jacksonville, especially the newly-assigned Judge Tjoflat, had marching orders. The judge took the task at hand and, borrowing positive elements from the plan submitted by the school board, issued his operative order two months after *Swann*. This was no small task given that Jacksonville had the thirteenth-largest school district in the country.

Many desegregation orders throughout the country had resulted in civil disturbances, and some in widespread rioting. Jacksonville’s experience in this regard was brief and fairly mild.

One school, Ribault High School, was the site of rioting and had to be closed on several occasions. After a state judge declined an injunction, both the school

authorities and sheriff petitioned Judge Tjoflat to enjoin the troublemakers. He conducted prompt hearings into the matter, finding that organized acts of disruption had occurred. As one commentator [quoted in Frank T. Read and Lucy S. McGough’s *Let Them be Judged: The Judicial Integration of the Deep South*] noted:

Judge Tjoflat responded swiftly ... In response to a courtroom charge by an attorney representing various black groups that he was attempting to “restrain the world,” Judge Tjoflat reportedly leaned across the bench and retorted, “that’s exactly what I’m trying to do. Nobody is going to interfere with the schools and that means nobody.”

The judge’s injunction concerning Ribault High School listed some people individually, was read to every Ribault student, and was personally served on every student who had been suspended or expelled. U.S. Marshals were posted to enforce the order at Ribault. Several persons were convicted of criminal contempt and jailed. Order returned to Ribault High.

Exercising judicial diplomacy

In the face of these national and local pressures, the Jacksonville school board asked Judge Tjoflat to delay or modify the second phase of integration. Tjoflat would have none of it. He knew that the unpleasant medicine of reordering a

Judge Tjoflat was careful with public opinion because he knew that persons of good will would enlist in the difficult task. And indeed they did. Citizens from all walks of life worked together to make the social upheaval as negligible as possible.

school system was best taken without hesitation once, rather than piecemeal. The time for “gradual adjustment” or “deliberate speed” was well past.

Although he spurred hesitant school board members, and jailed those committing physical disruption, Tjoflat’s leadership was not bullying. He had a court of appeals looking over his shoulder, but more importantly he knew that losing public opinion would cause failure. He convinced Jacksonville’s main newspaper, the *Florida Times-Union*, to publish the final operative order in its entirety in their daily edition. This order, in plain language, devoid of legalese, has been labeled by historians Frank Read and Lucy McGough a “masterpiece of judicial diplomacy” in its ability to respond to the various concerned parties: white parents, black parents, the appellate court, the school board, and the teachers. The Fifth Circuit affirmed Tjoflat in short order, finding a “solid basis” for his conclusions.

Judge Tjoflat was careful with public opinion because he knew that persons of good will would enlist in the difficult

task. And indeed they did. Citizens from all walks of life worked together to make the social upheaval as negligible as possible. His task, too, was made easier by an able school superintendent, Dr. Cecil Hardesty. Most important for the schools case, the Jacksonville/Duval County merger caused a new, nonpartisan school board to come into existence in 1969, without prior involvement in the earlier illegal system.

The case took a toll on the judge. Although the community responded well as a whole, a vocal minority vilified him. U.S. Marshals guarded the Tjoflat family, day and night, after credible threats were made. An “Impeach Tojo” billboard was erected.

Judge Tjoflat was blamed for “forced busing,” but if one compares his order to *Swann*, it is clear he used *Swann* as a template without expanding the intrusiveness of *Swann*’s very blunt command. His mandate was to immediately eliminate, “root and branch,” all vestiges of racial discrimination that had existed, as official governmental policy, for a century. The crisis was caused by this 100-year history and

the 17-year delay since *Brown*.

The system operated under Judge Tjoflat’s order for 19 years. Judge William Terrell Hodges finally dismissed it in 1999 after a three-week trial and an exhaustive order in *NAACP v. Duval County School Board*, finding the Duval County school system to be fully unitary.

In a well-received book, the author and professor Jack Bass described the role of Fifth Circuit Judges Rives, Wisdom, Tuttle, and Brown, as well as District Court Judges Skelly Wright and Frank Johnson, in the civil rights struggle in the old South. Bass titled the book after these men, whom he called “Unlikely Heroes.” Judge Tjoflat was younger than these men, and did not take part in their larger civil rights struggles in the 1950’s and 1960’s that predated his judgeship. But his unflinching application of *Brown* and its progeny, and his courage under fire and decisiveness in the Jacksonville schools case, puts him very much in their class. Gerald Bard Tjoflat, approaching his fourth decade in federal judicial service, is the last unlikely hero. ♣

Excerpted, with permission from the author, from “The Last Unlikely Hero: Gerald Bard Tjoflat and the Jacksonville Desegregation Crisis – 35 Years Later,” first published in the March 2006 issue of the Florida Bar Journal. William F. Jung is an attorney practicing at Jung & Sisco, P.A. in Tampa. He previously served as a law clerk to the Hon. Gerald Bard Tjoflat, United States Court of Appeals for the Eleventh Circuit, and to the Hon. William H. Rehnquist, Supreme Court of the United States. The author acknowledges and has relied upon the masterful chronology set forth in F. Read ‘63 and L. McGough, Let Them be Judged: The Judicial Integration in the Deep South (Scarecrow Press 1971). Footnoting to Read & McGough present in the original article has been omitted in this excerpt.

Around the Law School

Sarah West named new associate dean for Alumni and Development

SARAH WEST BECAME Duke Law School's new associate dean for Alumni and Development on July 10. "Sarah is a strategic thinker and experienced fundraiser with a remarkable track record of success in raising development expectations," Dean Katharine Bartlett said in announcing West's appointment.

A native of North Carolina, West has more than 23 years of experience in institutional advancement, having worked in development at the University of Virginia, UCLA, the Claremont Colleges and University of California-San Diego, where she served as associate vice chancellor for University Development, overseeing a \$1 billion campaign with management respon-

sibilities for 150 staff members and a \$12 million annual budget.

West has provided strategic planning and fundraising consulting services since 2000 to a select number of non-profit and entrepreneurial clients. She is currently working with Georgetown University to create and implement the strategic plan for an upcoming \$1.5 billion campaign.

West holds an M.B.A. from the Anderson School at UCLA and a B.A. in English from the University of North Carolina at Chapel Hill.

Bartlett praised the exceptional leadership of Kate Buchanan, who has served as interim associate dean for the past six months. "Kate picked up where Tom



SARAH WEST

Hadzor left off and, without missing a beat, helped guide our development office to one of its most successful years ever," said Bartlett. "Sarah joins the most talented alumni relations and development staff Duke Law has ever had, and I expect great things from her and the staff." ♡

Duke Law places in top ten in international moot court

DUKE LAW SCHOOL's International Moot Court team of 2Ls Ben Mitchell and Justin Sommers, 1L Scott Thompson, and LL.M. Shinjiro Takeda placed an impressive seventh among 108 participants from all over the world in the finals of the WTO Moot Court Competition, held April 25–30 in Geneva. The team also won for best brief in the international written round of the competition, sponsored by the European Law Students' Association.

The WTO case focused on a dispute between two WTO member states, one that subsidizes its agri-industry and another that does not, over whether the agri-subsidies of the first member state violate the Agreement on Agriculture, which prevents a member state from paying out more in subsidies than its scheduled commitments permit, and the Agreement on Subsidies and Countervailing Measures, which aims to curb the use of government assistance to give producers an unfair advantage in the world market.

The Duke Law team, with help of team coach and S.J.D. candidate Jan Yves Remy, qualified for the final oral round in Geneva after competing against teams from North America and Africa in the preliminary written selection round.

"Only 18 teams selected from all over the world compete in this mother-of-all-trade-law competitions," said Professor Joost Pauwelyn, the team's faculty advisor. "It truly is like reaching the 'sweet 18.' It offers a unique opportunity for Duke Law to showcase its prominence in international law."

"We had a great experience in Geneva that will surely have a great impact on our lives and future careers," said team member Takeda.

This team's achievement added to a successful year for Duke's Moot Court competitors; in February a Duke Law team won the National Moot Court Competition. ♡

Dewey Ballantine boosts Low-income Taxpayer Clinic with key sponsorship

IN ITS INAUGURAL SEMESTER, Duke's Low-income Taxpayer Clinic received tremendous support for its endeavors from Dewey Ballantine LLP, which made a leadership gift of \$50,000, facilitated by Thomas Giegerich '80.

"Sponsorship of Duke's Low-income Taxpayer Clinic provides the firm with a chance to help fund an important effort for a deserving population," said Giegerich. "When appropriate, it also allows our attorneys to become directly involved in the Clinic's work, as part of our own pro bono commitment, while simultaneously deepening our ties to the Law School."

The Clinic accepted and opened 47 cases for representation by student lawyers during the semester. Clients are being referred from a number of different sources, reports Clinic Director Alan Weinberg, including Legal Aid of North Carolina, the IRS, the Law School's Volunteer Income Tax Program, the University of North Carolina-Chapel Hill, and North Carolina Central University. Three cases are currently pending in the United States Tax Court, says Weinberg.

"Our growing caseload and client referrals truly indicate the need for our services in this area," said Weinberg. "We are extremely grateful to Dewey Ballantine and, in particular, Tom Giegerich for their financial support and offer of expert resources when unique opportunities arise. Our clients and our students benefit." Mark Hill '06, a member of the clinic's first class, agrees.

"It was a great way to pull together knowledge from traditional law school courses and put it to work in a practical sense," said Hill, who is currently clerking for Chief Justice R. Fred Lewis of the Florida Supreme Court. "I felt like I was making a difference for people who really appreciated someone lending them a helping hand. It was an incredible experience." ♡

Master Class: Duke's Global Law Workshop

LATE ON A FEBRUARY FRIDAY, Harvard's Jack Goldsmith is presenting a draft paper to a group at Duke. With considerable animation, he outlines the central arguments he and his co-author, Duke's Richard and Marcy Horvitz Professor of Law Curtis Bradley, make in their draft article on the legal reach of the Supreme Court's 2004 decision in *Sosa v. Alvarez-Machain et al* – among them that most commentators are wrong in their assumption that the Court affirmed the “modern position” that customary international law is part of federal common law with no need of express Congressional implementation.

His audience of 30 is clearly well-informed and Goldsmith, Henry L. Shattuck Professor of Law at Harvard, fields probing questions both supporting and challenging the way he and Bradley interpret *Sosa*, and asking him to clarify the restrictive role they see for customary international law in domestic legal cases. Although the group includes seven Duke faculty members – not surprising for a workshop of a scholarly paper – the questions are largely posed by students enrolled in the Law School's Global Law Workshop.

Modeled after the faculty workshops common in academia, the Global Law Workshop was started last fall by Professor Joost Pauwelyn, as a way of engaging students as well as faculty in a discussion of top-level scholarship in international and comparative law. He hoped, correctly, that it would be of special interest to faculty and those students, such as Duke's growing number of S.J.D. candidates, who might be interested in academic careers.

“Students are treated like equals in this workshop,” says Pauwelyn. “They are engaging with faculty, get to question the presenters, and experience how ‘early stages’ workshops look like – how colleagues in the field comment [on papers] and try to make them better.”

Whether or not they aspire to academia, the workshop offers students a more deeply intellectual experience than they get in classes that are focused on reading cases, says Bradley, who joined Pauwelyn in organizing the workshop in the spring semester, when enrollment rose from 12 to 30 students. He attributes this largely to the workshop requirement that students submit written reaction papers to each scholarly article that is coming up for bi-weekly presentation by a visiting author.

“They get to ‘know’ the papers more deeply than they would otherwise, because they have to write something about them, and then get to follow that up with direct interaction with the authors. It's a more truly academic experience. They end up becoming participants in the project – their comments are taken into account by the author and that will affect the project.” Bradley, Goldsmith, and their co-author David Moore of the University of Kentucky did just that in refining their paper, which will be published next year in the Harvard Law Review as “*Sosa*, Customary International Law, and the Continuing Relevance of *Erie*.”

“The workshop discussion and the reaction papers helped us to understand what parts of the paper weren't entirely clear, where we were likely to run into

opposition towards our arguments, and the points we needed to develop more fully. We got great feedback while the piece was in progress.”

In the past year the workshop exposed students to a broad range of topics, including humanitarian law, exiting treaties, Chinese law, and European Union governance, as well as some of the leading writers in international law. In addition to Goldsmith, one of the country's foremost authorities in international, foreign relations, and national security law, workshop presenters in its first year included Andrew Guzman of the University of California-Berkeley, Carol Harlow of the London School of Economics, and Eric Posner of the University of Chicago.

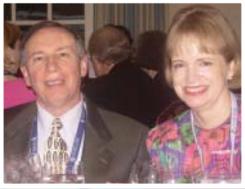
For Jeffrey Goldman '06, who enrolled in both the fall and spring sessions of the workshop, the chance to be “treated as a colleague” was as much a highlight as the high caliber of the speakers.

“As students, we were asked to stretch our minds around topics many of us had not studied and to provide substantive feedback on new ideas and approaches in international and comparative law in a ‘scholar to scholar’ dynamic. The speakers genuinely seemed interested in students' feedback. This challenged us to think more deeply about the material, and it also invited us to challenge our professors, the speakers, and conventional wisdom. I can't imagine a more fitting transition from law school to the ‘real world’ where ideas run into practical difficulties (like governments and politics).”



Neal '08 captures the Hardt Cup

2006 Hardt Cup champion Brandon Neal '08 delivers his final-round argument April 10 before The Honorable Judge Paul L. Friedman of the U.S. District Court for the District of Columbia, the Honorable Judge Algernon L. Marbley of the U.S. District Court for the Southern District of Ohio, and the Honorable Judge Vicki Miles-LeGrange of the U.S. District Court of the Western District of Oklahoma.



Reunion 2006



CLASS OF '56 AND THE HALF CENTURY CLUB

MORE THAN 300 ALUMNI, their families, and friends returned to Duke Law School April 21 and 22 for Reunion 2006. Weekend highlights included a reception celebrating members of the Barrister Donor and Heritage Societies, a ceremony honoring alumni award winners, class dinners, a number of exciting panels and CLE programs led by Duke Law faculty, and a barbeque picnic. Throughout the weekend, alumni toured the Law School's wonderful new wing, taking in its near total transformation from their student days.

James B. Maxwell '66 received the Charles S. Rhyne Award, which honors an alumnus whose career as a practicing attorney exemplifies the highest standard of professionalism, personal integrity, and public service. Specializing in civil litigation with Maxwell, Freeman & Bowen in Durham, Maxwell has taken leadership roles with the North Carolina Bar Association and North Carolina Academy of Trial Lawyers. As a member of the Board of Visitors, he also has devoted hun-

dreds of hours of service to the Law School, most recently serving as volunteer coach of the 2006 National Moot Court champion team.

The Honorable Curtis L. Collier '74, chief judge for the United States District Court for the Eastern District of Tennessee, received the Charles S. Murphy Award honoring an alumnus' commitment to public service or education. A member of the Law School's Board of Visitors, Judge Collier has been active in many professional, civil rights, and civic organizations, including the Arkansas, Tennessee, and Chattanooga Bar Associations, the NAACP, and the Urban League. He has generously shared his expertise with Duke Law students, speaking to them on courts and clerkships, white collar crime, and political corruption.

The A. Kenneth Pye Award honoring a member of the Duke Law community whose work in education reflects the life and ideals exemplified by former Dean A. Kenneth Pye — personal integrity, vigorous intellect, and compassion toward students



ABOVE: CLASS OF '81

— was awarded to James B. Duke Professor of Law George Christie. A faculty member since 1967, Professor Christie's chief scholarly interests are in the areas of torts and jurisprudence; he has published widely in both areas. He is known as an animated teacher, who brings a deep knowledge of legal history to his subjects, while promoting lively discussion — always pushing students to think about why they are in law school and what kind of lawyers they want to be.

Marianne Philip '83 and Per Håkon Schmidt '83 of Denmark shared the International Alumni Achievement Award recognizing international alumni who exemplify the highest standard of professional excellence, personal integrity, and concern for the common good in their careers and countries. A partner with Kromann Reumert in Copenhagen, Philip specializes in mergers and acquisitions, securities law, and general commercial and corporate law. She is a life member of the Board of Visitors. As a partner at Plesner Gronborg in Copenhagen, Schmidt heads practice areas in intellectual property, European Union and competition law, and also writes and lectures on intellectual property and competition law at the University of Copenhagen and abroad. Strong supporters of Duke Law School, Philip and Schmidt helped establish its first overseas summer institute, "Duke in Denmark," in 1986, and were founding members of the Duke Law Scandinavian Club.

Christopher McLaughlin '96 won the Young Alumni Award, given annually to an individual who graduated within the last 15 years, achieved professional distinction, and who has made significant contributions of leadership and service to the Law School. Now Duke's assistant dean for Academic and



Student Affairs, McLaughlin serves as the faculty advisor for the student-led Volunteer Income Tax Assistance (VITA) project, logging hundreds of hours training students and preparing tax returns for low-income citizens in Durham. He has been a dedicated proponent of mentoring relationships between Duke Law alumni and students, and is active in the North Carolina Bar Association.

The Class of 1966 won the second annual Reunion Challenge Awards for the highest participation in the class gift and the largest reunion class gift. The Class of 1981 had the highest reunion weekend attendance. The 2006 reunion classes contributed \$818,000 to the Annual Fund in gifts and pledges. ♡



CLASSES OF

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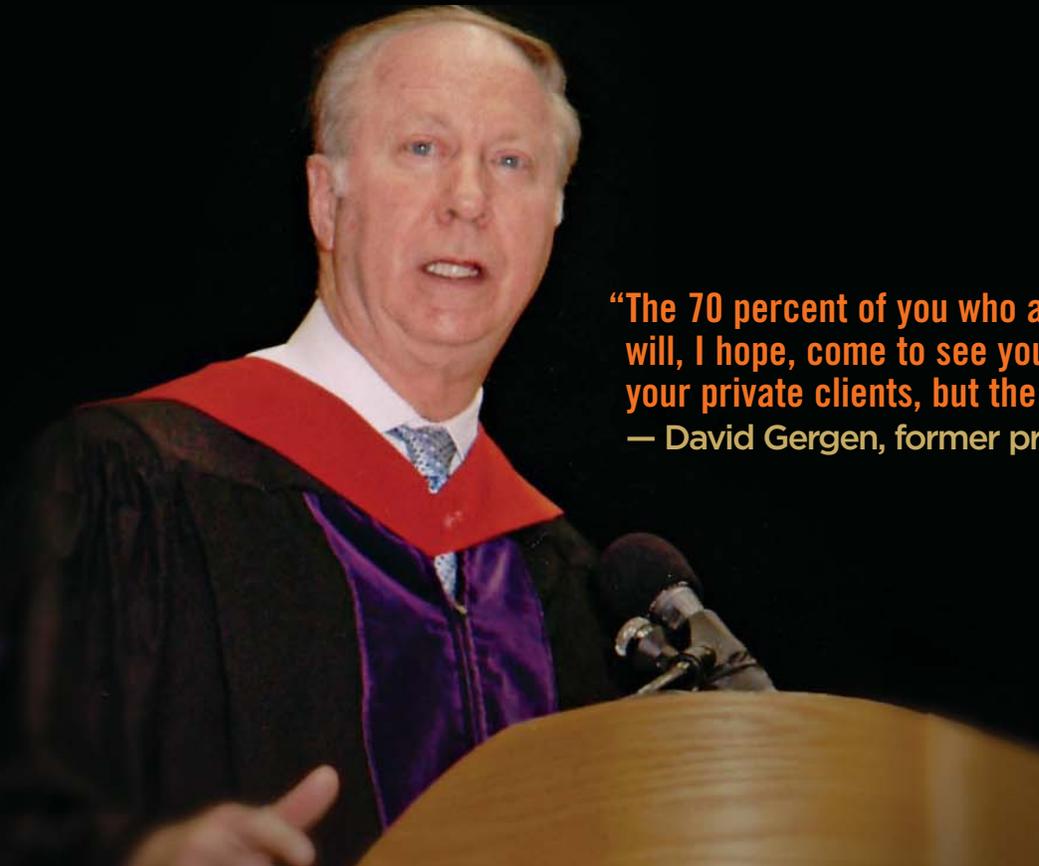
APRIL 13-15, 2007



REUNION CLE PROGRAMS

The following Reunion CLE programs are available online at www.law.duke.edu/cle for CLE credit through the Law School's partnership with West LegalEdcenter:

- Current Issues of Law and Policy in the War on Terrorism, with Professor Scott Silliman;
- Non-Profit Governance in the Wake of the Sarbanes-Oxley Act, with Professor Richard Schmalbeck;
- The Sarbanes-Oxley Act: Emerging Issues at the SEC, with alumni panel and Professor James Cox, moderator.



“The 70 percent of you who are entering private practice will, I hope, come to see your role as not only to serve your private clients, but the public good as well.”

— David Gergen, former presidential adviser

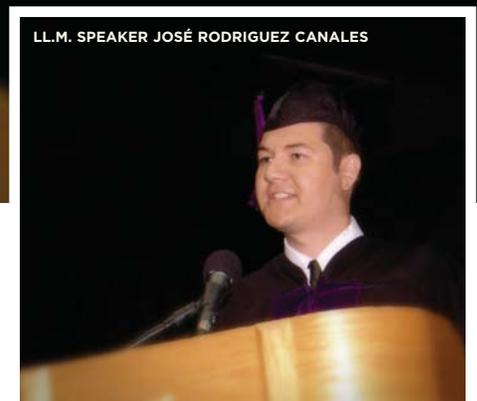
Class of 2006 praised for its sense of community and leadership

ADDRESSING DUKE LAW School’s 2006 graduating class, David Gergen urged its members to become “lawyer statesmen”—professionals “whose practical wisdom and exceptional persuasive powers are directed toward helping clients serve the higher public good.” Gergen, professor of public service and director of the Center for Public Leadership at Harvard’s John F. Kennedy School of Government, spoke at the Law School’s hooding ceremony on May 13 in Cameron Indoor Stadium, which honored 213 graduating J.D.s, 46 of whom were joint-degree recipients, and 75 international lawyers who earned Duke’s LL.M. in American law.

Having served as advisor to four presidents, Gergen called on the graduates to preserve the integrity of the law while advocating for their clients. He passed on advice he had been given while serving in the Reagan White House by Fred Fielding,

then White House general counsel; to avoid taking action that was questionable, however technically defensible. “Can I advise you, as a friend and as someone who wants to be respected, that there is a much better way to proceed? You won’t find it as convenient, and you may not achieve everything you want, but at the end of the day you can sleep at night, and your honor will be intact,” Fielding told Gergen.

With most of the graduates bound for the private sector, 20 percent beginning clerkships, and 10 percent accepting public interest or public service jobs, Gergen told them to transcend distinctions between public and private practice. “The 70 percent of you who are entering private practice will, I hope, come to see your role as not only to serve your private clients, but the public good as well. Public service should be what you do whenever and wherever you practice law.” He challenged them, too, to



LL.M. SPEAKER JOSÉ RODRIGUEZ CANALES

seek balance between their professional and personal lives.

In her remarks, Dean Katharine Bartlett praised the leadership and commitment demonstrated by the graduates, noting that they set a record in the number and quality of student-initiated conferences at the Law School and for participation in pro bono service to the community. She also praised the achievements of their moot court teams, which achieved national and international success, and the quality of their law journals.

Quoting former Duke President Terry Sanford, Dean Bartlett said, “Alumni are the measure and verification of the University.’ You are our ambassadors and when I see all of you before me it makes me incredibly proud to be dean of this law school because I know you will represent us well.”

Speaking on behalf of the LL.M. class, José Rodríguez Canales of Saltillo, Mexico,



PAULINA CAMPOS, STEPHANIE BROWN AND GERMAN BARRETO



RANDY STOKER PRESENTS THE CLASS GIFT TO DEAN BARTLETT



JESSICA BODACK AND SYLVESTER McRAE



JULIA NOONE, JAMES NOWLIN, AND VIRGINIA FRASURE



AWARD WINNING GRADUATES

"Altruism combined with realism; knowledge of fundamental principles and capacity to apply them; courage to insist on the right and patience to achieve it; understanding of the timidity of the weak; fearlessness of the domination of the powerful; sympathy for the mistakes of the indiscreet; caution of the craftiness of the unprincipled; enthusiasm for that which is fine and inspiring; reverence for that which is sacred; these are some of the attributes of great lawyers."

— Justin Miller, Dean, 1930–34

The 2006 Justin Miller Awards were presented May 10 at the Graduation Gala. With these awards, Duke Law students honor members of the graduating class who embody the fundamental virtues described by Dean Miller, and the enormous contributions they have made to the Law School community. 2006 award recipients were **Christopher Kocher** (citizenship), **Teresa Sakash** (leadership), **Garrett Levin** (intellectual curiosity), and **Benjamin Stark** (integrity). The LL.M. award for Leadership and Community Participation, also presented at the gala, went to **German Delgado**.

Faculty awards for student accomplishment in areas of legal specialty and community achievement were presented on May 13 to **Ryan Bates** (constitutional law and civil rights), **Emily Coward** and **Benjamin Stark** (criminal law and procedure), **Natalie Prescott** (dispute resolution), **Yendelela Neely** (family law), **Garrett Levin** (intellectual property and technology), **Daniel Homiller** (intellectual property and technology and legal theory), **Alyssa Greenwald** (interdisciplinary studies), **Coalter Lathrop** (international, transnational, and comparative law), **David Breau** and **Philip Romohr** (property law), **John Plecnik** (tax and estate planning), **Matthew Leerberg** and **Rebecca Rich** (administrative practice and government regulation), **John Collins** and **Jieni Gu** (business organization and finance), **William Smoak, Jr.** (commercial transactions and bankruptcy), **April Nelson** (advocacy), **Zachary McNish** and **Teresa Sakash** (community service), **Zia Cromer** (pro bono service), **Regina Lennox** and **Wyley Proctor** (public service). ♣

recalled the way his fellow students worked together to welcome Tulane students displaced by Hurricane Katrina with a barbecue. "This allowed us to truly understand what being a member of the Duke community implies – commitment, leadership, good attitude, and companionship. It didn't matter that we knew each other for no more than two weeks. It didn't matter the language barriers we had. We all had a very clear understanding of what we had to do, we had to help."

Rodriguez urged his classmates not to forget the values imparted by their shared experience, and not to "forget to be thankful for having the opportunity to be Duke students."

J.D. speaker William Miller also praised the collaborative and supportive atmosphere he and his classmates found at Duke. "A helping hand has always been the norm at Duke Law, not the exception," Miller

said. "This norm was established by our families, professors, and administrators, through their commitment to us. And this class followed their lead in so many ways. You gave time, money, even rooms in your homes to students displaced by Hurricane Katrina. You worked countless hours for the Innocence Project, the Aids Legal Project, and Volunteer Income Tax Assistance. This appreciation of the shared experience is so important given the law's flexibility.

"When I came to law school, I expected to learn the law – a concrete body of rules. Instead, I learned that the law is not set in stone, but subject to interpretation, the quality of which is dependent on the character of the interpreter. Now we are among the interpreters. Based on all of my experiences with all of you, I know that 'the show' – the legal profession – is going to get much much better." ♣

Alumni Notes

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www.law.duke.edu/alumni

Class of '45

Elwood M. Rich, retired superior court judge in Riverside, CA, was profiled in the *Los Angeles Daily Journal* as the “go-to-guy when lawyers deadlock on messy disputes.” “Woody,” who attended Duke Law School in 1942–43 and graduated from the University of Illinois College of Law in 1946, has a contract with the court to hear all mandatory settlement conferences in western Riverside County. When not working at the courthouse, he mediates and arbitrates cases out of his offices at California Southern Law School in Riverside, which he founded in 1971.

Class of '56



Carlyle C. Ring, Jr., of counsel with Ober Kaler in Washington, D.C., has been selected for inclusion in the 2007 edition of *The Best Lawyers in America* for his work in information technology law. Connie has been listed in the publication since 2003.

Russell M. Robinson II, founding partner at Robinson, Bradshaw & Hinson in Charlotte, has been named a “North Carolina Super Lawyer” for 2006, as published in *North Carolina Super Lawyers* magazine. The designation denotes a high degree of peer recognition and professional achievement. He has also been designated one of the “Top Ten Super Lawyers” in the area of business/corporate, having received the third-highest point total in the balloting, research, and blue ribbon review process.

Class of '63

Harry L. Griffin, Jr., founding partner of Griffin Cochrane in Atlanta, will move his independent mediation practice to Sutherland Asbill & Brennan with the merger of the two firms.

A. Ward McKeithen, an attorney at Robinson, Bradshaw & Hinson in Charlotte, has been named a “North Carolina Super Lawyer” for 2006, as published in *North Carolina Super Lawyers* magazine.

Class of '64



Robert J. Elster, a partner at Kilpatrick Stockton in Raleigh, has been selected as a “North Carolina Super Lawyer” for 2006, as published in *Charlotte* magazine and *North Carolina Super Lawyers* magazine.

Class of '65

Robert C. Sink, an attorney with Robinson, Bradshaw & Hinson in Charlotte, has been named a “North Carolina Super Lawyer” for 2006, as published in *North Carolina Super Lawyers* magazine.

Class of '66

John L. Crill, an attorney with Wyrick Robbins Yates & Ponton in Raleigh, has been named a “North Carolina Super Lawyer” for 2006, as published in *North Carolina Super Lawyers* magazine.

James Maxwell, a partner with Maxwell, Freeman & Bowman in Durham, was awarded the Charles S. Rhyne Award during Reunion 2006 by the Law Alumni Association. Jim and his wife, Beth, were also recently presented the Josephine Dobbs Clement Award by the Durham Public Education Network for their exceptional dedication to the Durham Public Schools. Jim and Beth have a long history of working to improve public education in Durham. (See story, page 52)

Class of '67



Thomas A. Jorgensen, a partner with Calfee, Halter & Griswold in Cleveland, has been recognized in *Chambers USA: America's Leading Business Lawyers* in the area of employee benefits and executive compensation.

Class of '68

Michael Abbott has been recognized in *Chambers USA: America's Leading Business Lawyers* in the area of white collar criminal defense. He was also selected for inclusion in *Best Lawyers in America* for 2006. Michael recently left his private practice in Atlanta. He and his wife, Connie, have relocated to Harbor Island, near Beaufort, SC.

Bruce Alexander, vice president and director of New Haven and state affairs at Yale University has taken on the responsibility for the oversight and management of facilities planning, construction, renovation, and operations. He served two previous terms as acting vice president for finance and administration.

James R. Fox of Bell, Davis & Pitt in Winston-Salem, has been named a “Legal Elite” in *Business North Carolina* in the area of antitrust law and litigation.



James H. Kelly, Jr., a partner at Kilpatrick Stockton in Raleigh, has been selected as a “North Carolina Super Lawyer” for 2006, as published in *Charlotte* magazine and *North Carolina Super Lawyers* magazine.

Donald H. Messinger, a partner at Thompson Hine in Cleveland, has been named to the annual BTI Client Service All-Star Team for 2006. He is one of only 134 lawyers across the United States to receive this recognition.



Gordon S. Rather, Jr., a partner with Wright, Lindsey & Jennings in Little Rock and leader of that firm's trial practice team, has been named the 2006 recipient of the Outstanding Lawyer

Award by the Arkansas Bar Association and Arkansas Bar Foundation. Gordon is a Fellow in the Arkansas Bar Foundation, the American Bar Foundation, American Board of Trial Advocates (of which he is a former national president) and the International Academy of Trial Lawyers. He is named in *The Best Lawyers in America*; in *Chambers USA: America's Leading Business Lawyers*, and in *The Lawdragon 500 Leading Lawyers in America*.

Ernest C. Torres, chief U.S. District judge in Rhode Island, has announced he will take senior status in December 2006. He is a life member of the Law School's Board of Visitors.

Class of '69

Richard Horning has joined Fish & Richardson's Silicon Valley office as a partner in the venture and technology group. He was formerly with Tomlinson Zisko, and focuses his practice in the areas of emerging growth companies, venture and technology, complex litigation, intellectual property litigation, and antitrust.

Edward R. Leydon of New Hope, PA, has been appointed general counsel of Reichhold, Inc., headquartered in North Carolina's Research Triangle Park. He will serve as Reichhold's chief legal officer, overseeing all legal affairs on a global basis. Ed joins the company from Schering-Plough Corporation, where he was director of international law for the company's global pharmaceutical business.

Class of '71



Robert M. Cherry, a member at the firm of McNeese Wallace & Nurick in Mechanicsburg, PA, has been named a "Pennsylvania Super Lawyer" for 2006, as published in *Philadelphia* magazine and *Pennsylvania Super Lawyers* magazine.

Randolph May has founded and is president of a new Maryland-based think tank, The Free State Foundation. The Foundation's purpose is to promote understanding of free market, limited government, and rule of law principles in Maryland and throughout the United States.

Class of '72

Robert Breisblatt, a principal with Welsh & Katz in Chicago, has been named an "Illinois Super Lawyer" for 2006, as published in *Chicago* magazine and *Illinois Super Lawyers*, for intellectual property litigation. Bob was also recently selected by his peers for inclusion in the Leading Lawyers Network, which recognizes those lawyers who have been named true leaders within their area of law and region.

Samuel W. Johnson, a partner at Poyner & Spruill in Rocky Mount, NC, was awarded the Rocky Mount Area Chamber of Commerce's Distinguished Citizen Award at the Chamber's 102nd annual meeting. Sam was honored for his contributions and outstanding leadership in both shaping the future and preserving the past of Rocky Mount, Nash, and Edgecombe Counties.



James W. Ummer, a partner at Rothman Gordon in Pittsburgh, has been named a "Pennsylvania Super Lawyer" for 2006, as published in *Philadelphia* magazine and *Pennsylvania Super Lawyers* magazine, in the area of estate planning/trusts.



John R. Wester, an attorney with Robinson, Bradshaw & Hinson in Charlotte, has been named a "North Carolina Super Lawyer" for 2006, as published in *North Carolina Super Lawyers* magazine. He was also designated one of the "Top 100 Super Lawyers" in business litigation.

Class of '73

Kenneth G. Starling, partner with DLA Piper Rudnick Gray Cary in Washington, D.C., has been named that firm's Pro Bono Partner of the Year for 2005. He provided assistance to the United Nations' Mission in reforming the Kosovo prosecutorial and judicial codes and systems. Ken selected the Children's Education Law Clinic of



WILLIAM BUNDSCHU '56

Bill Bundschu arrived at his 50th Law School reunion in April on his bicycle, having pedaled 1,243 miles from his home in Independence, MO. A retired tax specialist, Bundschu was repeating the ride he made to his 40th reunion, and he fully intends to repeat the feat for his 60th. "I'll only be 85," he told *Duke Magazine*. "If I'm going, I'm going on my bicycle." Read more in the July/August 2006 issue of *Duke Magazine*, available at <http://dukemagazine.duke.edu>

Duke Law School as the recipient of the honorarium given in his name by DLA Piper.

James Zimpritch, a partner at Pierce Atwood in Portland, ME, has been recognized in *Chambers USA: America's Leading Business Lawyers*. Jim's practice includes corporate and securities law, financing, acquisitions, banking and insurance law, health care, and tax exempt finance.

Class of '74

Alfred G. Adams, Jr., a partner with Sutherland Asbill & Brennan in Atlanta, has been recognized in *Chambers USA: America's Leading Business Lawyers* in the area of real estate law. Al was also named a "Georgia Super Lawyer" for 2006 as published in *Atlanta* magazine and has also been listed in *Best Lawyers in America* for 2006. Al taught the real estate finance class at Duke Law School in the spring semester.

Thomas Black of Hill, Ward & Henderson in Tampa, has been selected by his peers for inclusion in *Best Lawyers in America* for 2006. Black, a shareholder in the firm, is the chairman of the finance committee.

Curtis Collier, chief judge for the United States District Court for the Eastern District of Tennessee, was awarded the Law Alumni Association's Charles S. Murphy Award during Reunion 2006. (See profile, page 40)

Roger K. Ferland, a partner with Quarles & Brady Streich Lang in Phoenix, has been recognized in *Chambers USA: America's Leading Business Lawyers* in the area of environmental law.

James C. Hardin III, founding member of James C. Hardin III PLLC in Charlotte, has been named a "North Carolina Super Lawyer," for 2006 as published in *North Carolina Super Lawyers* magazine. He was

Alumni Notes



EUROPEAN ALUMNI GATHER FOR GOLF TOURNAMENT

The first European Duke Golf Challenge was held May 19 at the Hofgut Trages Golf Club near Frankfurt, Germany, organized by an enthusiastic group of alumni led by Sibylle Gierschmann '99 and attended by Europe-based alumni from the Law School and other Duke schools.

Gierschmann reports that in spite of windy weather, "four fearless flights" were out on the course all day, equipped with Duke golf balls and tees, many of them wearing Duke Law caps. Non-golfing alumni joined the golfers for a celebratory four-course supper and award presentations.

The organizing team for the event included Hilka Schmitz M.B.A. '03, Sabine Schmidt-Pischner '89, Carsten Schmidt-Pischner, and Ilka Stephan T '93.

also designated one of the "Top 100 Super Lawyers" in estate planning/trusts.

Mark D. Kaufman, a partner with Sutherland Asbill & Brennan in Atlanta, has been recognized in *Chambers USA: America's Leading Business Lawyers*. Mark was also named a "Georgia Super Lawyer" for 2006 as published in *Atlanta* magazine and has also been listed in *Best Lawyers in America* for 2006 and to *Georgia Trend* magazine's "Legal Elite." Mark practices in the areas of corporate and securities law.

David Lowden, special counsel at Stroock & Stroock & Lavan in New York City with a corporate and nonprofit practice, co-authored the 2005 edition of the book *Real Estate Investment Trusts* in the Thomson/West Securities Series, writing the chapters on "Securities Laws Applicable to REITs" and "Corporate Governance of REITs" as well as other portions. He chaired a seminar on issues for New York nonprofit organizations in January 2006. His article "Nonprofits Dissolution Dilemma: April Changes Simplify Process" appeared in the May 22 issue of the *New York Law Journal*.

Brett A. Schlossberg has joined Fox Rothschild in Philadelphia, as partner. His areas of concentration include complex commercial litigation and corporate law. Brett was previously with Greenberg Traurig.

Class of '75

Lola Maddox, elected in 1979 as the first female judge in Madison County, IL, returned from retirement to fill a 10-month vacancy on the Third Judicial Circuit Court. She has been a volunteer attorney at Land of Lincoln Legal Services and the Office of the State Guardian since her retirement from that court in 2004.

John R. Miller, an attorney with Robinson, Bradshaw & Hinson in Charlotte, has been named a "North Carolina Super Lawyer" for 2006, as published in *North Carolina Super Lawyers* magazine.

Clint Richardson has joined Womble Carlyle Sandridge & Rice as partner in its corporate and securities practice group in the Atlanta office. Clint was previously a partner with Arnall Golden Gregory.

Dale Robbins, a partner at Burgett & Robbins in Jamestown, NY, was honored by the Town of Busti, NY in recognition of 29 years of service as town supervisor. The town's preserve was re-named the Dale Robbins Wetlands Preserve.

Class of '76

Peter C. Buck, an attorney with Robinson, Bradshaw & Hinson in Charlotte, has been named a "North Carolina Super Lawyer" for 2006, as published in *North Carolina Super Lawyers* magazine. He was also designated one of the "Top 100 Super Lawyers" in business/corporate law.

Steven M. Shaber, a partner with Poyner & Spruill in Raleigh, has been named a "North Carolina Super Lawyer" for 2006, as published in *North Carolina Super Lawyers* magazine.

Class of '77

Donald H. Beskind, a partner with Twiggs, Beskind, Strickland & Rabenau in Raleigh, has been named a "North Carolina Super Lawyer" for 2006, as published in *North Carolina Super Lawyers* magazine. He was also designated one of the "Top 100 Super Lawyers" for 2006.

Edward T. Hinson, Jr., a partner with James, McElroy & Diehl in Charlotte, has been named a "North Carolina Super Lawyer" for 2006, as published in *North Carolina Super Lawyers* magazine. He was also designated one of the "Top 100 Super Lawyers" for 2006.

Heloise C. Merrill, a partner at Parker Poe Adams & Bernstein in Charlotte, has been named a "North Carolina Super Lawyer" for 2006, as published in *North Carolina Super Lawyers* magazine.

Susan Freya Olive, a partner with Olive & Olive in Durham, NC, has been named a "North Carolina Super Lawyer" for 2006 and one of the "Top 50 Female Super Lawyers," as published in *North Carolina Super Lawyers* magazine.

Jeri L. Whitfield, an attorney with Smith Moore in Greensboro, has been named a "North Carolina Super Lawyer" for 2006 and one of the "Top 50 Female Super Lawyers," as published in *North Carolina Super Lawyers* magazine.

Class of '78

Reginald J. Clark, a partner with Sutherland, Asbill & Brennan in Atlanta, has been recognized in *Chambers USA: America's Leading Business Lawyers* for tax law. Reggie was also named a "Georgia Super Lawyer" for 2006, as published in *Atlanta* magazine.

Michael Dockterman, a partner at Wildman Harrold in Chicago, was named to a list of the top 10 litigators in the country and profiled in the June 5 issue of the *National Law Journal*. Michael was singled out for his role as lead attorney for Toys "R" Us in its successful suit against Amazon.com that sought to terminate a 10-year agreement between the two companies. (See profile, page 42.)

Michael Horan has joined Trenam Kemker in St. Petersburg, FL, as a shareholder in the firm's business reorganization and bankruptcy practice group. Michael was formerly with Akerman Senterfitt.

Renee J. Montgomery, a partner with Parker Poe Adams & Bernstein in Raleigh, NC, has been named a "North Carolina Super Lawyer" for 2006 and one of the "Top 50 Female Super Lawyers," as published in *North Carolina Super Lawyers* magazine.

Gregory Wetstone has joined the International Fund for Animal Welfare (www.ifaw.org) as its U.S. director. Greg was previously with the Natural Resources Defense Council (NRDC) as director of advocacy. The IFAW and NRDC are collaborators on many issues and plan to strengthen that relationship.

Class of '79

Jan T. Adams, an attorney with Womble Carlyle Sandridge & Rice in Winston-Salem, has been named a "North Carolina Super Lawyer" for 2006 and one of the "Top 50 Female Super Lawyers," as published in *North Carolina Super Lawyers* magazine.

Edwin R. Boynton, a partner with Stradley Ronon Stevens & Young in Philadelphia, has been named a "Pennsylvania Super Lawyer" for 2006, as published in *Philadelphia* magazine. Tucker advises high net worth individuals on all aspects of estate planning.

Mark High, a member at Dickinson Wright in Detroit, MI, has published two articles in *Business Law Today*, issued by the ABA's Section of Business Law. Both articles can be found at www.abnet.org/buslaw/blt (Sept/Oct 2005 & Jan/Feb 2006). Mark focuses his practice on corporate and finance law and has been with the firm for 21 years. He and his wife, Janette, have three children.

Gary W. Jackson, founding partner of The Jackson Law Group in Charlotte, has been named a "North Carolina Super Lawyer" for 2006, as published in *North Carolina Super Lawyers* magazine.

Hubert Van Tuyll has been appointed chair of the Department of History, Anthropology and Philosophy at Augusta State University in Augusta, GA.

Class of '80

Ellen Bickal has joined Dorsey & Whitney in New York as partner. Previously with Emmet, Marvin & Martin, Ellen focuses her practice on structured finance, including asset-backed and mortgage-backed securities, and collateralized debt obligations.

James Crouse has co-authored *Aviation Law*, published by Carolina Academic Press. A comprehensive casebook on the subject, more information can be found at <http://www.cap-press.com/books/1546>. Jim will return to Duke Law School to teach his aviation law course in the 2006-2007 academic year.

David Dreifus, an attorney with Poyner & Spruill in Raleigh, has been named a "North Carolina Super Lawyer" for 2006, as published in *North Carolina Super Lawyers* magazine.

Shirley L. Fulton, partner with Tin Fulton Greene & Owen in Charlotte, has been named a "North Carolina Super Lawyer" for 2006 and one of the "Top 50 Female Super Lawyers," as published in *North Carolina Super Lawyers* magazine.



John H. Hickey has been certified as a civil trial lawyer by the National Board of Trial Advocacy. This is the only national certification program for trial attorneys and is accredited by the American Bar Association. Jack has also been named among the "Top Lawyers in Florida" by *South Florida Legal Guide* in the areas of personal injury and maritime, as a

"Super Lawyer" by *Florida Super Lawyers* magazine in the area of personal injury plaintiff, and to the "Legal Elite" by *Florida Trend* magazine.

Elizabeth F. Kuniholm, founding attorney at Kuniholm Law Firm in Raleigh, NC, has been named a "North Carolina Super Lawyer" for 2006 and one of the "Top 50 Female Super Lawyers," as published in *North Carolina Super Lawyers* magazine.

Clifford B. Levine, a partner at Thorp Reed & Armstrong in Pittsburgh, has been named a "Pennsylvania Super Lawyer" for 2006, as published in *Philadelphia* magazine and *Pennsylvania Super Lawyers*. Cliff has significant experience in complex commercial litigation, construction law, land use litigation and public election law. He also counsels clients in general corporate, administrative and governmental matters.

Lisa Margaret Smith was named the chief United States magistrate judge for the Southern District of New York for a two-year term. She has been a magistrate judge for nearly 12 years and succeeds Magistrate Judge **Andrew J. Peck '77** as chief judge.

Class of '81

John Coleman, a partner with Burr & Forman in Birmingham, AL, has been elected Fellow in the College of Labor and Employment Lawyers. John has been selected for inclusion in *Best Lawyers in America* consecutively since 1993 and is a member of the Management Labor and Employment Roundtable. The author of three books, John practices in the firm's labor and employment practice group and teaches discrimination law as adjunct professor at Cumberland School of Law. He lives with his wife, Liz, and son, Jack, in Birmingham.

David E. Nash has joined McMahon DeGulis as partner in Cleveland. Co-founder of Sustainable Cleveland, an economic community action organization, David specializes in environmental and corporate sustainability. He was previously at Thompson Hine.

Geraldine Sumter, an attorney with Ferguson Stein Chambers Gresham & Sumter in Charlotte, has been named a "North Carolina Super Lawyer" for 2006 and one of the "Top 50 Female Super Lawyers," as published in *North Carolina Super Lawyers* magazine.

Class of '82

David Felman, of Hill, Ward & Henderson in Tampa, has been selected for inclusion in *Best Lawyers in America* for 2006 in corporate law and as a leading attorney in both Florida Trend's annual "Legal Elite" and *Chambers USA: America's Leading Business Lawyers*.

Lauren Mack has joined Sonnenschein Nath & Rosenthal in San Francisco, as of counsel. She has been working as an independent contractor for the last decade, and focuses her practice on public finance, health care, and federal tax law.



Douglas L. McCoy, a partner with Hand Arendall in Mobile, AL, has been named co-chair of the American Bar Association business torts litigation committee. His two-year term was effective July 1, 2006. Doug has previously served as the committee's vice-chair and as co-chair of the programs subcommittee. He has also chaired the Eleventh Circuit subcommittee.

Class of '83



David T. Buckingham has joined Parker Poe Adams & Bernstein in Raleigh as partner. David was also named a "North Carolina Super Lawyer" for 2006 for real estate transactions, as published in *North Carolina Super Lawyers* magazine.

Jean Gordon Carter, a partner with Hunton & Williams in Raleigh, has been named a "North Carolina Super Lawyer" for 2006 and one of the "Top 50 Female Super Lawyers," as published in *North Carolina Super Lawyers* magazine.

Robert W. Fuller, an attorney with Robinson, Bradshaw & Hinson in Charlotte, has been named a "North Carolina Super Lawyer" for 2006, as published in *North Carolina Super Lawyers* magazine.

Valerie Schwarz Mason, a member of the banking and finance department of Otterbourg, Steindler, Houston & Rosen in New York City, has received the Isaac T. Hopper Award from the Women's Prison Association (WPA). Val has recently completed a three-year term as the president of the board of directors of WPA.

Marianne Philip and **Per Håkon Schmidt** were awarded the International Alumni Achievement Award during Reunion 2006 by the Law Alumni Association. Marianne, a partner at Kromann Reumert in Copenhagen, practices in the areas of international industrial and financial law. Per heads up the intellectual property law, and European Union and competition law areas at Plesner Gronborg in Copenhagen. (See story page 52)

Class of '84

C. Mark Baker, a partner with Fulbright & Jaworski in Houston, is among the nation's 100 most influential lawyers according to *The National Law Journal*. Mark is co-chair of the firm's international department and its arbitration and international

Alumni Notes

dispute resolution practice. Mark has also been named among the world's top 20 arbitration practitioners, according to Practical Law Company's *Cross-border Dispute Resolution Handbook* and *Which Lawyer?* The publications provide comparative information and recommend leading lawyers. The selection was based on interviews with Mark's peers and research into cases he has handled.

Mary J. Hildebrand has joined Lowenstein Sandler in Roseland, NJ. Mary, formerly with Goodwin Procter, focuses her practice on strategic planning, commercialization, protection, and management of intellectual property, and technology assets in the U.S. and internationally. She is a member of the firm's tech group.

Patricia B. Lehtola has joined Vial, Hamilton, Koch & Knox in Dallas as a partner.

Christopher W. Loeb, an attorney with Robinson, Bradshaw & Hinson in Charlotte, has been named a "North Carolina Super Lawyer" for 2006, as published in *North Carolina Super Lawyers* magazine.

R. James Robbins of Hill, Ward & Henderson in Tampa, has been selected by his peers for inclusion in *Best Lawyers in America* for 2006 in real estate law and as a leading attorney in real estate transactions and eminent domain law in *Florida Trend's* annual "Legal Elite."

John F. Smith, a senior partner with Morris, Manning & Martin in Atlanta, was selected to be among the first recipients of the new Stanford Medal, one of the highest awards given by Stanford University. Sandy received his undergraduate degree from Stanford and has been a strong advocate of the University for more than two decades.

William E. Wright was selected as a "North Carolina Super Lawyer" for 2006 in employee benefits, as published in *Charlotte* magazine and *North Carolina Super Lawyers* magazine. He has recently left Kilpatrick Stockton in Winston-Salem, where he was a partner, and moved with his wife, Deborah, to Jinan, China, where he has joined the law faculty of Shandong University.

Class of '85

Janet Ward Black, an attorney with Ward Black Law in Greensboro, was named president-elect of the North Carolina Bar Association at its annual meeting in June. Janet has recently been named a "North Carolina Super Lawyer" for 2006 and one of the "Top 50 Female Super Lawyers," as published in *North Carolina Super Lawyers* magazine.

Steven R. Lazar has become an independent consultant, doing business as SRL Patents Consulting, in Arlington,

MA, providing counseling and advice in intellectual property law and licensing and regulatory matters. His clients include small, start-up biotechnology companies, and venture capital funds investing in biotech and pharmaceutical opportunities.

Class of '86

Richard Boulden has been named counsel to the North Carolina Human Relations Commission. The Commission enforces the state civil rights laws, particularly in fair housing.

Michael Castellon has joined Sutherland Asbill & Brennan in Atlanta, as counsel, through a merger with Griffin Cochrane. Mike will continue his practice in the area of construction contracts and dispute resolution.

Brent Clinkscale has been appointed chair of the Phillis Wheatley Association in Greenville, SC. The organization offers a range of programs for youth and seniors.

Christopher J. Hagan has joined Goodwin Procter in Washington, D.C., as partner. He practices in the areas of corporate, securities, and venture capital law.

Stephen M. Lynch, an attorney with Robinson, Bradshaw & Hinson in Charlotte, has been named a "North Carolina Super Lawyer" for 2006, as published in *North Carolina Super Lawyers* magazine.

Class of '87

Scott Cammann has joined Lending Tree, LLC in Charlotte, NC, as senior vice president and general counsel. Scott was previously with Bank of America, where he was associate general counsel, global marketing and global corporate affairs.

R. Wilson Freyermuth, the John D. Lawson professor of law at the University of Missouri-Columbia School of Law, received the Blackwell Sanders Peper Martin Distinguished Faculty Achievement Award for 2005. Wilson teaches property law, secured transactions, real estate transactions and finance, real estate leasing, and local government.

Robert E. Harrington, an attorney and shareholder of Robinson, Bradshaw & Hinson in Charlotte, NC, is serving a two-year term, 2005-2007, as co-chair of the board of directors of the Lawyers' Committee for Civil Rights Under Law. President Kennedy created the Committee to involve the private bar in providing legal services to address racial discrimination. Rob has also recently been named a "North Carolina Super Lawyer" for 2006, as published in *North Carolina Super Lawyers* magazine. Rob and his wife, **Sharon Carr Harrington '89**, and their son, Jourdan, live in Charlotte.

Christopher J. Petrini, principal of Petrini & Associates and town counsel for the Town of Framingham, MA, has been re-elected to the executive committee of the City Solicitors and Town Counsel Association for 2006-2007.

Brian Rubin, a partner with Sutherland Asbill & Brennan in Washington, D.C., received a 2006 Burton Award for Legal Achievement for his article, "The House That the Regulators Built: An Analysis of Whether Respondents Should Litigate Against NASD." Brian previously was deputy chief counsel of enforcement with NASD and senior counsel with the SEC's enforcement division, where he prosecuted securities law violators.

Class of '88

David E. Friedman has joined Austin Capital Management in Austin, TX, as managing director and chief operating officer. He will be responsible for the daily operations of the business, including in-house oversight of accounting, legal/compliance, technology-related matters, and operational due diligence on hedge fund investments of the firm. David was previously with Citigroup in New York.

Mary K. Mandeville, a partner with Mayer Brown Rowe & Maw in Charlotte, has been named a "North Carolina Super Lawyer," for 2006 and one of the "Top 50 Female Super Lawyers" for 2006, as published in *North Carolina Super Lawyers* magazine.

Christopher Supple, of counsel with Donovan Hatem in Boston, has been re-appointed to the board of directors of the Boston Redevelopment Authority. Chris also runs the government relations firm Chris Supple Strategies LLC. He and his wife, Kate, live in Boston's West Roxbury neighborhood with their sons, Stuart and Tim.

Class of '89

Kimberly Brown, a partner with Thorp Reed & Armstrong in Pittsburgh, has received the Honorable Carol Los Mansmann Helping Hand Award from the Allegheny County Bar Association for her efforts on behalf of women and her work in mentoring younger female attorneys. Kimberly has also been named a "Pennsylvania Super Lawyer" for 2006, as published in *Philadelphia* magazine.

Sean Callinicos has been named vice president, federal government affairs for Sanofi Pasteur, a unit of the Paris-based Sonofi-Aventis pharmaceutical company. Sean will continue to be based in Washington, D.C.

Dominick C. Colangelo has been promoted to executive vice president, corporate development and operations at Oscent

Pharmaceuticals Corporation in Waltham, MA. Nick joined Oscient in January 2005 as senior vice president, corporate development and operations.

Laura Deaton has joined the YWCA of Greater Charleston as executive director. Laura and her husband, Mark, moved to South Carolina from the San Francisco Bay area where Laura previously held the position of executive director of Big Brothers Big Sisters in Oakland, CA. Laura's expertise is in transitioning non-profits during difficult periods to avoid closure and loss of services.

Michael Devlin, founder and managing partner at Pharos Capital Group, of Nashville and Dallas, has been named a director at Travel Holdings, Inc., and was appointed chairman of the audit committee.

Sharon Carr Harrington has joined the University of North Carolina - Charlotte as director of development for the College of Arts and Sciences. Sharon was previously director of parent programs at Davidson College.

Kenneth A. Murphy has joined Drinker Biddle & Reath in Philadelphia, as partner. He was previously a shareholder in the commercial litigation practice group at Saul Ewing. He will focus his practice on product liability and mass torts.

Mark Rosenberg has become of counsel to Sills Cummis Epstein & Gross in the New York office. Mark practices intellectual property law.

Matthew W. Sawchak, an attorney with Ellis & Winters in Raleigh, has been named a "North Carolina Super Lawyer" for 2006, as published in *North Carolina Super Lawyers* magazine.

Paul K. Sun, an attorney with Ellis & Winters in Raleigh, has been named a "North Carolina Super Lawyer" for 2006, as published in *North Carolina Super Lawyers* magazine.

Class of '90

Karen Cashion and Richard Burton announce the birth of their second child, a son, Alexander James Burton, on September 16, 2005. The family resides in Alpharetta, GA.

John Childress has been awarded a Purple Heart and Bronze Star by the U.S. Armed Forces. John, a major in the Illinois National Guard, received honors after he was wounded in February 2005 when the Humvee he was driving in Iraq hit a roadside bomb and rolled over. John is an assistant U.S. attorney in Springfield, IL.

Victoria Franklin-Sissoon has joined the law firm of Burgess & Hale in Birmingham, AL, as a partner.

John R. Hairr III, an attorney with Parker Poe Adams & Bernstein in Charlotte, has been named "Legal Elite" in *Business North Carolina* in the area of business law

Daniel Kent has become a founding principal in the new Atlanta office of Fish & Richardson, a national intellectual property law firm.

Donald M. Nielsen, an attorney with Bell, Davis & Pitt, in Winston-Salem, has been recently named "Legal Elite" in *Business North Carolina* in the area of environmental law.

Kip Plankinton has joined Latitude Energy (Operations), Inc. in McKinney, TX, as president and CEO. The corporation is engaged in oil and gas exploration and production, concentrating on U.S. onshore leasing and development. It is a wholly owned subsidiary of Latitude Energy Limited, a publicly traded Australian company, of which Kip is the managing director. Kip has also accepted positions with affiliated companies and is currently serving as general counsel for Salinas Energy Corporation and as corporate secretary for OEL Operating (USA), Inc.

Lawrence D. Silverman, a shareholder with Akerman Senterfitt in Miami, has been recognized in *Chambers USA: America's Leading Business Lawyers* in the area of antitrust. Lawrence has recently won four Florida State Championship gold medals (kilo, 3K pursuit, and match sprint and points race) at the 2006 Florida State Masters Track Cycling Championships.

Patrick Sutton and his family have moved to Austin, TX, from Alexandria, VA, where he will continue his design/build practice, www.suttondesign.com. Pat's work focuses on kitchens, baths, and large-scale renovation design. The Suttons are designing and building a new home in central Austin.

Class of '91

Maurice O. Green has been named chief operating officer for Charlotte-Mecklenburg Schools, overseeing all CMS business and day-to-day operations. Specializing in employment and education law, Mo will also help guide educational operations and represent the superintendent on key matters.

Whitney Given Krause and her husband, Col. Troy Patrick Krause, have recently moved to Tampa, after living in Stuttgart, Germany for two years. Prior to moving to Germany, Whitney was an appellate litigation attorney with the Solicitor's Office at the Department of Labor in Washington,

D.C. She is currently working in a private employment litigation practice.

Ronald J. Krotoszynski, a professor of law at Washington and Lee University School of Law, has authored *The First Amendment in Cross-Cultural Perspective: A Comparative Legal Analysis of the Freedom of Speech* published by New York University Press.

Dana Lesemann, vice president and deputy general counsel at Stroz Friedberg in Washington, D.C., taught a six-week course on terrorism and counterterrorism at the University of Otago Faculty of Law in Dunedin, New Zealand. Dana has recently co-authored an article for the ABA Litigation Journal on receiverships and computer forensics. The January 30, 2006 issue of *Legal Times* has also published her article "Copy, Paste, and Reveal."

Barbara Matthews has been named financial attaché in Brussels by the U.S. Treasury Department. She comes to the Treasury from the U.S. House of Representatives where she served as senior counsel in the financial services committee.

Class of '92



Mark D. Scheinblum has been promoted to partner at Lowndes, Drosdick, Doster, Kantor & Reed in Orlando. Mark has extensive experience in mergers and acquisitions, joint ventures, corporate finance, venture capital, securities, and licensing transactions. He is also a member of the board of directors of Leadership Orlando.

Stuart Souther has been appointed general counsel of Hoya Corporation, a Japanese public company that manufactures vision care products, semiconductor photomasks and photomask blanks, glass and optical components for computers, displays, digital cameras and mobile phones.

Class of '93



Jeffrey Benson, a partner at Kilpatrick Stockton in Raleigh, has been selected as a "North Carolina Super Lawyer" for 2006 in real estate, as published in *Charlotte* magazine and *North Carolina Super Lawyers* magazine.



Teresa DeLoatch Bryant, an attorney with Brooks, Pierce, McLendon, Humphrey & Leonard in Greensboro, has been named to the Board of Trustees of Elizabeth City State University.

Adam B. Cohen was recently profiled in *The Journal Record* (Oklahoma City, OK) for his work as director of public and legal

Alumni Notes

affairs for the Oklahoma Medical Research Foundation.

Adam I. Cohen has joined FTI Consulting as senior managing director in the New York office. Prior to joining FTI, Adam was a litigation partner at Weil, Gotshal & Manges. He specializes in electronic discovery and electronic information management policy issues.

Jeffrey Dobbins has joined the faculty of Willamette College of Law as an assistant professor. Most recently with Perkins Coie in Portland, OR, Jeff will teach federal courts in the fall and administrative law and an appellate procedure class in the spring.

Bruce Elvin and his wife, Rebecca, announce the birth of their daughter, Daliah Alana, on May 29, 2006. Daliah joins her two-year-old sister, Nina. Bruce is the associate dean and director of Duke Law School's Career and Professional Development Center.

Eduardo Hauser has opened an electronic publishing company, Mydya, based in Hollywood, FL. Eduardo was previously executive vice president for AOL Latin America, Inc. He was recently appointed to the journalism committee of the John S. and James L. Knight Foundation (Knight Ridder), a private institution dedicated to promoting journalism and freedom of information around the world.

Robert R. Marcus, an attorney with Smith Moore in Greensboro, has been named a "North Carolina Super Lawyer" for 2006, as published in *North Carolina Super Lawyers* magazine.

Jayant Reddy and his wife, Christine, announce the birth of their daughter, Alexandra Suvali Reddy, on February 19, 2006. "Lexi" is their first child.

Class of '94

Scott M. Berg has joined Quarles & Brady Streich Lang in Phoenix, as partner. Scott's practice includes residential real estate development, commercial, retail and industrial development and leasing, development of medical health care facilities, and real estate finance.

James T. Carr has been named the interim president and chief executive officer of the National Association of Intercollegiate Athletics in Olathe, KS. Jim joined the NAIA in July 1998.

Elizabeth Catlin has opened a registered investment firm, Bluestone Wealth Management, in Keene, NH.

Ted Edwards, a partner with Kilpatrick Stockton in Raleigh, has been awarded the William L. Thorp Pro Bono Attorney Award by the North Carolina Bar Association. Ted was nominated by his pro bono client, Laurinburg Charter School, for his countless

hours of representation that resulted in a successful settlement of disputes with the N.C. State Board of Education.

Michael Elston was appointed chief of staff for United States Deputy Attorney General Paul McNulty. Mike was previously an assistant U.S. attorney in the Eastern District of Virginia where he worked on the prosecutions of John Walker Lindh and Zacarias Moussaoui.



Russell B. Killen, a partner with Parker Poe Adams & Bernstein in Raleigh, was appointed to the advisory committee on school construction by the Wake County Board of Commissioners and the Wake County Board of Education. Russell is a member of the Knightdale Town Council and the executive committee of the Wake Educational Partnership where he serves as legal counsel. Russell has also been named to Business North Carolina's "Legal Elite" in the area of construction law. He received a 2006 *Triangle Business Journal's* 40 under 40 Leadership Award, which honors promising young business leaders shaping the future of the Triangle.

Carol Lockwood, a partner with the firm of Schlack Ito Lockwood Piper & Elkind in Honolulu, is practicing in the field of commercial real estate. Carol notes her greatest accomplishment in life to date is the birth of her son, Nicholas John Lockwood, in October 2005.

Laurie Putthoff has been named senior counsel in the newly merged Sprint Nextel Corporation. Laurie leads the group supporting the general business sales segment of the company in Overland Park, KS.

Joelle Sharman has joined Carter & Ansley in Atlanta, as of counsel.

David Zeilstra and his wife, Dina, announce the birth of their son, Austin, on October 18, 2005. Austin joins older sisters Annika and Allison and brother Alex. David continues as general counsel of Hub Group Inc. in Sowners Grove, IL.

Class of '95

Steven H. Blum and his wife, Robyn, announce the birth of their son, Jacob Brandon (Ya'akov Dov), on January 21, 2006. Steven is a senior legal counsel (guidance & legislation) with the IRS Office of Chief Counsel in Washington, D.C.

Kenneth Bullock has completed an LL.M. program in general law, concentrating in labor and employment law, at George Washington University. Ken is a lieutenant colonel and chief, Employment Litigation Branch in the Air Force civil litigation division, based in Arlington, VA.

Doug Chalmers, of counsel with McKenna Long & Aldridge in Atlanta, has been selected as one of "Georgia's Rising Star Super Lawyers" by *Atlanta* and *Law & Politics* magazines. Doug was also appointed by Governor Sonny Perdue to the board of directors of the Georgia Department of Driver Services.

Alex Glashauser, professor of law at Washburn University School of Law in Topeka, KS, received the "Teacher of the Year" award for 2005. Alex joined the law school in the fall of 1999.

Justin Jacobson and **Jeannine Cline Jacobson** announce the birth of their daughter, Jadyn Cline Jacobson, on November 19, 2005, in Plantation, FL.

Tonya Kowalski, has joined the faculty of Washburn University School of Law in Topeka, where she will teach legal analysis and research and writing. Tonya has been a visiting associate clinical professor and staff attorney for the Indian Legal Clinic at the College of Law at Arizona State University.

Xavier Martinez has been appointed vice president of business development at Fiduciary Trust International of the South, based in Miami. He was previously an associate with Podhurst Orseck.



Christian Newsom has joined Graves, Dougherty, Hearon & Moody in Austin, TX, as of counsel. Previously practicing in Dallas, Christian recently earned his master of laws in taxation from Southern Methodist University.

Pierre-Emmanuel Noel is on a two-year secondment with the European Bank for Reconstruction and Development in London. Pierre-Emmanuel and his wife, Sophie, announce the birth of their daughter, Garance, born July 23, 2005. Garance joins big sister Alicia.

John Shipley has joined Hogan & Hartson as associate in the Miami office. He focuses his practice in complex commercial litigation, government investigations, and white collar crime. Prior to joining the firm, John was assistant U.S. attorney in the Economic Crimes Section of the U.S. Attorney's Office in the Southern District of Florida.

Elaina Cohen Werner and her husband, Jeff, announce the birth of their son, Mitchell Derek Werner, on January 28, 2006. Elaina is senior counsel at AstraZeneca Pharmaceuticals in Wilmington, DE.

Class of '96

Chris Bowley has been promoted to division manager of the central coast region of California for Centex Homes.

Thomas L. Harper, Jr. and his wife, Helen Ann, announce the birth of their second child and first son, Thomas L. Harper III, on November 17, 2005.

Amy Kunstling is an assistant attorney general in the Appellate Section of the N.C. Department of Justice. She represents the state of North Carolina in criminal appeals, primarily dealing with murder and sexual assault cases.

Christopher B. McLaughlin, assistant dean for academic and student affairs at Duke Law School, was awarded the Law Alumni Association's Young Alumni Award during Reunion 2006. (See story, page 52)

Scott Schiefelbein has joined Garvey Schubert Barer in Portland, OR, as an associate, practicing in the areas of federal taxation, corporate law, and estate and gift tax.

Thomas Schweiger, a partner with Meyndt, Ransmayr, Schweiger & Partners in Linz, Austria, has received a doctorate of laws from Johannes Kepler University also in Linz.

Class of '97

Brian Bouffard has opened a solo law practice in Fort Worth, TX, specializing in state, federal, and military criminal defense.

Benjamin Butler has been named partner at Crowell Moring in Washington, D.C. His practice is focused on health information privacy, HIPAA, health information technology, fraud and abuse, and state and federal regulatory compliance. Benjamin advises clients across the health care industry including health care providers, health plans, Medicare contractors, and professional medical associations.

Paul Carberry has been promoted to partner at White & Case in New York, where he focuses his practice on complex commercial litigation.



David Esquivel, a member in the litigation department at Bass, Berry & Sims law firm in Nashville, has been appointed to the board of directors of the Tennessee Justice Center.

David recently received the 2005 Harris A. Gilbert "Pro Bono Attorney of the Year" award from the Tennessee Bar Association for his work as lead trial counsel in the pro bono representation of five Salvadoran plaintiffs in a federal lawsuit.

Siobhan Fisher and **Brian Sleigh** and their children, Aidan, Fiona, Owen, and Conor, are happy to share the news of the arrival of the newest member of their family, Kiera Fisher Sleigh, born March 3, 2006.



E. Jewell Johnson, an associate at Fisher & Phillips in Atlanta, was named by *Atlanta Woman* magazine as one of the "Top 25 Power Women to Watch in 2006." Jewell, president-elect of the Georgia Association of Black Women Attorneys, also sits on the Georgia State Bar's women and minorities in the profession committee and is a member and speaker for the Atlanta Business League. She is a board member of the Atlanta Legal Diversity Consortium, and has also been selected as one of "Georgia's Rising Star Super Lawyers" by *Atlanta* and *Law & Politics* magazines.

Robert McCarthy has joined Banc of America Securities in New York, as senior analyst for the electrical equipment and multi-industry sector. He was previously with CIBC World Markets Corp.

Tovan McDaniel is a foreign service officer with the U.S. Department of State, currently posted in New Delhi, India. His next posting will be in La Paz, Bolivia.

Alissa Meade married Brett Christopher Moraski on April 29, 2006 in Pittsburgh. Alissa, a former vice president for investment banking in the global markets unit of Citigroup in New York, joined McKinsey & Company in July as a manager.

Francois Renard has been named partner at O'Melveny & Myers in Brussels, Belgium. Francois is a member of the adversarial department's antitrust/competition practice. His primary area of practice is international trade law, European Union and national competition law, and EU general law. Francois assists clients in antidumping and trade sanctions proceedings and provides advice on various international trade matters, including rules of origin and World Trade Organization-related matters.

Erik Rickard has been elected partner at Squire, Sanders & Dempsey in Columbus, OH. Erik focuses his practice on real estate, real estate finance, joint ventures, equity funds, low income housing tax credits, historic rehabilitation tax credits, new market tax credits, and commercial lending law.



Kathleen Sellers has been named partner at Hodgson Russ in Buffalo. Kathleen's practice is focused on business-related litigation at both the trial and appellate levels. She regularly defends employers against discrimination claims and also represents clients in intellectual property disputes and securities-related actions.

Daniel Thurber has been named partner at Dorsey & Whitney in Salt Lake City. Daniel's practice focuses on investment funds and

advisers, and also assists public and private companies in corporate securities and mergers and acquisitions transactions.

Mattias von Buttler and **Julia von Keussler '01**, announce the birth of their second son, Justus, born February 4, 2006. Justus joins his brother, Philipp. Mattias is an associate with the Acquisition Finance Group at Clifford Chance in Frankfurt, Germany. Julia teaches classes at the University of Applied Science in Wiesbaden and will return to her work at the German Financial Supervisory Authority, where she is a vice president.

Class of '98

Laura Ford Brust and husband, Steve, announce the birth of their son, Colin, on February 10, 2006 in Rockville, MD. Laura is counsel in the environmental group of Bingham McCutchen in Washington, D.C.

Adam Chodos is a principal of The Wealth Preservation Group in Connecticut, specializing in asset protection and advanced estate planning. Adam and his wife, Natalie, live in Greenwich, with their son, Luke, born on May 31, 2005.



Jeremy Cook has been named a shareholder at Haynsworth Sinkler Boyd in Charleston, SC, where he is a member of the firm's public finance department. He recently was named to the Board of Trustees of Leadership South Carolina, a part of Clemson University's Institute for Economic and Community Development. Jeremy and his wife, Elizabeth, live in Charleston with their daughters, Emily, Anna, and Eliza.



Mark Filipini, of Preston Gates & Ellis in Seattle, has been named partner. Mark is a member of the firm's labor, employment, and benefits practice.

Kenichi Inagawa and his wife, Maasa, announce the birth of their daughter, Izumi, on December 2, 2005.

Carol von Urff Kelley and her husband, Edward, announce the birth of their daughter, Margaret Ann Kelley, on January 19, 2006 in Falls Church, VA. Carol continues to practice as an associate in the estate planning group of Buchanan Ingersoll in Washington, D.C.

James Meschewski has joined Pequot Capital Management in San Francisco as a vice president on the Event Driven Arbitrage desk.

Carrie Printz is managing director of the legal search firm David Carrie LLC in New York, where she specializes in placement of attorneys in the U.S. and throughout the world.

Alumni Notes

Allison B. Rosenberg has joined Greenberg Traurig in New York as a shareholder in the real estate department. Prior to joining the firm, Allison had been an associate at Fried, Frank, Harris, Shriver & Jacobson, and at Skadden, Arps, Slate, Meagher & Flom, where she operated out of both the Tokyo and New York offices.

Edward Sassower and his wife, Wendy, announce the birth of their daughter, Victoria, on February 14, 2006 in New York City. Victoria joins brothers James and William.

Darren Wallis has joined Osage Ventures, a venture firm focused on early-stage opportunities in information technology and life sciences companies. Darren, the managing partner, was previously with the mergers and acquisitions group at SAP AG.

Class of '99

Carl Boehm has been named a shareholder at Robinson, Bradshaw & Hinson in Charlotte, where he has practiced since 1999. Carl's practice focuses on employee benefits matters.

Les Carnegie and **Theresa Claffey Carnegie** announce the birth of their daughter, Lucy Elizabeth, on October 18, 2005 in Washington, D.C. Les is an associate at Covington & Burling, in the litigation and international practice group. Theresa, of Mintz, Levin, Cohn Ferris, Glovksy and Popeo has been selected as one of the 2005 "Outstanding Young Healthcare Lawyers" in the country by *Nightingale's Healthcare News*.

Elzhana Duisemaliyeva has joined Merrill Lynch in London. Formerly with JP Morgan, London, Elzhana's business concentrates on structured finance, and both debt and equity derivatives in emerging markets.



Sebastian Guerrero and his wife, Gracia, announce the birth of their son, Sebastian, on February 4, 2006.

Noparat Kaewringarm has joined Phatra Securites Public Company Limited in Bangkok, Thailand, as vice president, office of general counsel and audit. Noparat joins the company from White & Case.

Manfred Ketzner was named partner at Hausmaninger Kletter in Vienna, Austria. Manfred concentrates on capital markets and corporate law.

Amy Kolczak has been named partner at Owen, Gleaton, Egan, Jones & Sweeney in Atlanta. Amy practices in a variety of civil litigation areas, with a focus on health care and medical malpractice defense.

Andrew McNee has joined Blue Chip Financial Solutions, Ltd. in Sydney, Australia, as commercial manager. Andrew was formerly with Middletons, also in Sydney.

Cynthia O'Neal, an associate with Taylor Penry Rash & Riemann in Raleigh, has received a 2006 *Triangle Business Journal* "40 under 40 Leadership Award." She has also co-authored a summary of NC law for "The Law of Motor Vehicle Dealer Bond Claims" published by the American Bar Association. It was presented at the annual meeting of the Fidelity and Surety Law Committee in New York in January.

Lisa Levin Reichmann and her husband, Daniel, announce the birth of twins, Arielle Brook and Alexander Benjamin, on March 29, 2006. Lisa and her family reside in Silver Spring, MD.

Carmalita Riddle and **Tripp Monroe '03** were married on October 15, 2005 in New York City. **Anne Wynne '99** and **Kimberly**

Lerman '99 served as readers during the ceremony. **Jim Nonkees '03** and **Kurt Lunkenheimer '03** were members of the wedding party. Also in attendance were **Pia Thompson '99**, **Sara Lester '03**, **Dave Miscia '03**, **Eddie Moss '03**, **Adam Rogers '03**, **Morgan Streetman '03**, **Jackie Sumer '03**, **Meg Turner '03**, **Heather Ward '03**, and **Sean Ward '03**.

Elizabeth Shaw has recently joined Goodwin Procter in Washington, D.C., as manager of staffing and professional development. Nena was previously an associate with Hunton & Williams.

Class of '00

Megan Bean and her husband, Benjamin Harvey, announce the birth of their first child, Sebastian Clive Harvey, on November 18, 2005, in Starkville, MS.

Daniel Blumenthal, a resident fellow in Asian Studies with the American Enterprise Institute in Washington, D.C., has been appointed to the U.S.-China Economic and Security Review Commission for a two-year term. Daniel served as senior director for China, Taiwan, and Mongolia in the Office of the Secretary of Defense for international security affairs during the first Bush administration.

Brian Bowcut has joined the U.S. Department of Justice as a trial attorney in the environmental torts section of the civil division.

Michael Heath has joined the trial group at the Seattle, WA, office of Dorsey & Whitney as an associate.

Shin Kato, of TMI Associates based in Tokyo, Japan, has been transferred to the Shanghai, China office where he will head up its operations.

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Brian King and **Sarah Schott** welcomed their first child, Ethan Jonah King, on March 16, 2006. Ethan was born during the Duke men's first round game in the NCAA tournament against Southern Illinois University. Brian teaches 7th and 8th grades at the Milwaukee Jewish Day School, and practices law part-time with Littler Mendelson, in Chicago. Sarah was appointed senior managing director and general counsel of The Ziegler Companies, Inc., a financial services company based in Milwaukee, WI, in June.

Antionette Jones Marbray and her husband, Reginald, announce the birth of their son, William Owen Marbray, on January 17, 2006.

John McBroom has joined IBM's legal department as an attorney at its Rochester, MN facility.

Jacqueline Goldberg Meyer and her husband, Robert, announce the birth of their daughter, Caroline Nicole Meyer, on June 7, 2006 in Chicago.

Justin C. Sullivan has joined Mahaffey & Gore in Oklahoma City, as associate, primarily engaged in litigation.

Claire B. Wofford has started a Ph.D. program in political science at Emory University in Atlanta.

Class of '01

Kamla Alexander has joined the legal department of Coca-Cola Enterprises Inc. in Atlanta, as corporate counsel.

Sandra Alley joined the North Carolina Real Estate Commission in Raleigh as an associate legal counsel in January 2006.

Adolfo Martin Gonzalez and his wife, Shim Keun, announce the birth of their third child, a son, Antonio Augusto Gonzalo H. Gonzalez, on September 2, 2005 in San Juan, Metro Manila, Philippines.

Jason D. Hickey has joined Qualifacts Inc., a healthcare software development company in Nashville, as CEO. Jason was previously director of TennCare, the state of Tennessee's Medicaid program.

Amy Grainger June and her husband, Thomas, announce the birth of their daughter, Megan Sarah, on September 22, 2005. Amy recently joined Abramson Church & Stave in Salinas, CA, where she practices business law, business transactions, litigation, and agricultural business.

Ramon A. Lafee has joined Vengas, S.A., in Guarenas, Venezuela, as director, legal corporate affairs. Ramon was previously in-house counsel for Electricidad de Caracas.

Sarah Leung has joined Real Networks in Seattle as corporate counsel. Previously at Heller Ehrman, Sarah specializes in intellectual property and scientific and technology law.

Joshua Malkin is a financial advisor associate in the Private Wealth Management Group of Smith Barney in New York City.

Priya Velamoor is vice president and assistant general counsel in the equity capital markets group at Banc of America Securities in New York City. Priya was previously with Cleary Gottlieb Steen & Hamilton.

Julia von Keussler and **Mattias von Buttlar '97**, announce the birth of their second son, Justus, born February 4, 2006. Justus joins brother Phillipp. Julia teaches classes at the University of Applied Science in Wiesbaden and will return to her work at the German Financial Supervisory Authority, where she is a vice president. Mattias is an associate with the Acquisition Finance Group at Clifford Chance in Frankfurt, Germany.

Jonathan Werner and his wife, Eileen, announce the birth of their twins, Timothy Justin and Olivia Erica, on October 12, 2005. Jonathan is an associate in the Los Angeles office of Buch Alter Nemer.

Class of '02

Jennifer Westerhaus Adams has joined Barnes & Thornburg in Indianapolis, IN, as an associate in the litigation department. Jennifer was previously an associate with Walker & Lambe in Durham.

Robert Bell has joined Linklaters in New York City as a litigation associate.

Andrea Lasker Bradford and **Jeffrey D. Bradford** announce the birth of twins, Riley Cameron and Zoe Marie, on May 5, 2006 in Alexandria, VA.

Matthew B. Crane has joined Bryan Cave in Phoenix, as an associate. Matthew previously practiced real estate law in Las Vegas.

Christopher M. Evans has joined Quinn Emanuel Urquhart Oliver & Hedges in New York City as an associate.

Clara Granier and **Federico Lander '04** announce the birth of their daughter, Clarisa Margarita Lander, on January 27, 2006 in Atlanta.

Fatima Hassan married Kabir Bavikatte, an environmental lawyer and activist, on April 27, 2006 in Johannesburg, South Africa.

Robert Hyde has joined the five-attorney litigation boutique of Rafel Manville in Seattle. Bob concentrates his practice in the area of complex commercial litigation with an emphasis on intellectual

property, business contract disputes, and construction matters.

Mario Enrique Juarez has joined International Finance Corporation in Washington, D.C., as counsel. Previously Mario was with Ritch Heather & Mueller in Mexico City.

Christy E. Kiely, an associate with Hunton & Williams in Richmond, VA, has received the 2006 R. Edwin Burnette Jr. Young Lawyer of the Year Award from the Virginia State Bar's Young Lawyers Conference. It recognizes dedicated service to the conference, the profession, and the community.

Sarah Berger Laybourn and **Peter Laybourn '04** announce the birth of their son, Oliver Sebastian, on May 31, 2006, in Boston.

Steven Mesnick has joined Verizon Communications in New York as director of broadband strategy. Steven was previously with Sheppard Mullin Richter and Hampton in Los Angeles.

Iliana Peters received an LL.M. in health care law from the University of Houston Law Center and began a position in November 2005 with the Department of Health and Human Services, Office of the Secretary, Office for Civil Rights, in Dallas.

Shannon Wells Stevenson and husband, Todd S. Stevenson, announce the birth of their first child, Benjamin Wells Stevenson, on October 30, 2005.

Santiago J. Sturla has been named partner at Allende & Brea in Buenos Aires, Argentina.

Class of '03

Omar Al Saab is a legal advisor at the Al Jadaan Law Firm in Riyadh, Saudi Arabia, and Dubai, United Arab Emirates.

Harrison Dillon has opened a biotechnology firm, Solazyme, Inc., in Menlo Park, CA, focusing on renewable energy. Harrison and his wife, Jessica, announce the birth of their daughter, Lila, born in 2005.

Thandeka Dube joined Sonnenberg Hoffmann Galombik in Johannesburg, South Africa, as an associate in September 2005.

Goncalo C. Godinho has joined Servulo Correia & Associados in Lisbon, Portugal. Goncalo was previously with Abreu, Cardigos & Associados and with Simpson Thacher & Bartlett.

Masatsura Kadota has been named partner at Nagashima Ohno & Tsunematsu in Tokyo, Japan.

Zohar Liss has joined White & Case in New York. He was previously with Zellermyer, Pelossof & Company in Tel Aviv.

Alumni Notes

Kurt Lunkenheimer is a law clerk to The Honorable Richard Leon, in the U.S. District Court in the District of Columbia.

Tripp Monroe and **Carmalita Riddle '99** were married on October 15, 2005 in New York. **Anne Wynne '99** and **Kimberly Lerman '99** served as readers during the ceremony. **Jim Nonkees '03** and **Kurt Lunkenheimer '03** were members of the wedding party. Also in attendance were **Pia Thompson '99**, **Sara Lester '03**, **Dave Miscia '03**, **Eddie Moss '03**, **Adam Rogers '03**, **Morgan Streetman '03**, **Jackie Sumer '03**, **Meg Turner '03**, **Heather Ward '03**, and **Sean Ward '03**.

Daniel O'Neill married Liam Ryan Lim on May 6, 2006 in New York City. Also in attendance were **Brian Damiano '03**, **Charlie '03** and **Alison Nightingale '03**, **Stuart Louie '03**, and **Christopher Evans '02**. Dan recently joined Davis Polk & Wardwell as an associate in their NY litigation department. Prior to joining the firm, Dan was law clerk to the **Honorable William H. Pauley III '77** in the Southern District of New York.

Amy Pines has joined the Chicago-based law firm Butler Rubin Saltarelli & Boyd as an associate. Amy will focus her practice in reinsurance and general commercial litigation. Prior to joining Butler Rubin, Amy was with Schiff Hardin.

Miki Shapira and **Michal Kushnir '04** were married on February 27, 2006 in Tel Aviv, Israel. Miki joined McKee Nelson in New York City in September 2005, specializing in structured finance, while Michal is an associate concentrating in real estate at Katten Muchin Rosenman's New York office.

Jason Veloso has joined Hahn Loeser + Parks as associate in Cleveland, moving from Skadden, Arps, Slate, Meagher & Flom in New York City.

Edward Werner and **Karin Holmberg Werner**, and daughter Isabel, have recently relocated to Milwaukee from New York. Teddy has joined the Milwaukee Brewers Baseball Club as manager of legal affairs and special projects.

Class of '04

Krista Brookhart Barnes has joined Baker Hostetler, helping to create a full-service health care practice in the firm's Houston office.

Caroline Belk and her husband, Chris, announce the birth of their son, Maxwell Christopher, on September 28, 2005 in Raleigh.

Scott Bell, a member of the litigation department at Parsons Behle & Latimer in Salt Lake City, has accepted a position as adjunct professor at Brigham Young University, where he will teach the law and

ethics course to undergraduates in the Communications department.

Paul Brumpton has joined White & Case in London, England. Paul has been teaching in Warsaw, Poland, and other cities throughout Central Europe.

Robert Gallaher married Lauren McLoughlin on October 8, 2005 in Gladwyne, PA. Rob is an associate in the corporate group at King & Spalding in New York. His practice is focused on private investment fund representation, and private equity transactions.

Wengang He has joined Kirkland & Ellis in Chicago. His primary focus is on patent infringement and invalidity litigation.

Michael Koenig has begun a clerkship for the Honorable Raymond Clevenger in the United States Court of Appeals for the Federal Circuit. Mike previously clerked for the Honorable Gregory M. Sleet in the United States District Court for the District of Delaware.

Nailah Knight has joined Ogletree, Deakins, Nash, Smoak and Stewart in Miami. Previously a staff attorney at the Fourth District Court of Appeals in West Palm Beach, Nailah concentrates her practice on labor and employment law and litigation.

Michal Kushnir and **Miki Shapira '03** were married on February 27, 2006 in Tel Aviv, Israel. Michal is an associate concentrating in real estate matters at Katten Muchin Rosenman in New York City, while Miki is an associate with McKee Nelson specializing in structured finance.

Federico Lander and **Clara Granier '02** announce the birth of their daughter, Clarisa Margarita Lander, on January 27, 2006 in Atlanta.

Peter Laybourn and **Sarah Berger Laybourn '02**, announce the birth of their son, Oliver Sebastian, on May 31, 2006, in Boston

Eduardo Lima joined the Sao Paulo, Brazil, affiliate office of Linklaters, Lefosse Advogados.

Rob Mays and **Katie Moore '05** were married on April 22, 2006 in Columbia, SC. Rob is an associate with WilmerHale in Washington, D.C. Katie is an associate at Sutherland Asbill & Brennan's Washington, D.C., office.

Laura S. Patelle was featured in the May 2006 issue of the *ABA Journal*. The article, entitled "Switching to House Calls: Leaving the Office Behind is Perfect for Some Solos," discusses Laura's practice of meeting with clients at their homes, places of business, and other meeting spots.

Walt Wood has joined Richardson, Patrick, Westbrook & Brickman in Barnwell, SC.

Class of '05

Susannah Cox is an assistant district attorney in Duplin, Jones, Onslow and Sampson Counties in North Carolina. Her husband, **Sebastian Kielmanovich '04**, is an assistant district attorney in New Hanover and Pender Counties.

Marjorie Gurganus joined Pierce Atwood as a patent associate in the intellectual property practice in Portsmouth, NH. Prior to joining the firm, Marjorie worked at the Genome Ethics, Law and Policy Center at Duke Law School, researching technological, policy and intellectual property histories of genomic inventions.

Akiko Ishihara and **Taku Matsumoto** have returned to Tokyo to resume work. Akiko and Taku have been visiting scholars at the Law School since graduation. Akiko has also worked in the International Studies office as the visiting scholars program coordinator.

Mangyo Kinoshita, a visiting associate with O'Melveny & Myers' New York office, has returned to the firm's Tokyo office.

Katie Moore and **Rob Mays '04** were married on April 22, 2006 in Columbia, SC. Katie is an associate with Sutherland Asbill & Brennan in Washington, D.C. Rob is an associate at WilmerHale's office in Washington.

Brian D. Murry has joined Lowndes, Drosdick, Doster, Kantor & Reed in Orlando, FL, as associate.

Rohan Oberoi has joined McGuire Woods in Richmond, VA.

Keri Richardson has joined Simpson Thacher & Bartlett in New York City.

Jason S. Rimes has joined Lowndes, Drosdick, Doster, Kantor & Reed in Orlando, as associate.

William Thompson will join Baker Botts in Washington, D.C., as a second-year associate at the end of his clerkship with the **Honorable Gerald Bard Tjoflat '57** of the United States Court of Appeals for the Eleventh Circuit.

Daniel Weiner has joined Orrick Herrington and Sutcliffe in the London office.

Maximilian Wellner had joined Binder Grösswang Rechtsanwälte in Vienna, Austria.

Alex Wojtek has joined Clifford Chance in Frankfurt, Germany in the structured finance department. Prior to joining the firm, Alex was at the Federal German Antitrust Enforcement Agency for a short period after clerking at the Appellate Court in Hamburg.

1936

Harry Goldstein, 94, died February 23, 2006 in Providence, RI. He attended Brown University as a Francis Wayland scholar, graduating Phi Beta Kappa in 1933. He graduated from Duke Law School with the honor of the Order of the Coif, and on taking the Rhode Island bar exam, received the highest score recorded in the state.

Mr. Goldstein worked in the Social Security Administration in Baltimore before being drafted into the Army during World War II, serving as a supply sergeant and an orientation official for newly enlisted troops. After the war, Mr. Goldstein settled in Providence, where he served as assistant city solicitor from 1949-1964, arguing in the U.S. Supreme Court on behalf of the city and gaining national recognition for the many landmark zoning cases he won. In 1964 Mr. Goldstein became the city's first Jewish commissioner of public safety, advocating on behalf of the police and fire departments. Upon retirement he became special assistant to the attorney general and served as a member and chairman of the Zoning Board of Review. He also served on the Ward Committee of the East Side of Providence.

Mr. Goldstein was a past president and member of the Jewish Fraternal Association, a member of Temple Emanu-El, the Knights of Pythia, and the Rhode Island Bar Association.

He is survived by his wife, Ruth; two daughters, Edythe G. Victor, Esq., of Erwinna, PA, and Stephanie Heine of Norwalk, CT; and five grandchildren. He was pre-deceased by his sister, Anne Stone, and his brothers, George Goldstein and the Honorable Abraham Goldstein.

1937

Helen Lucille (Lanier) McCown, 92, died January 4, 2006. Born in Seattle on January 6, 1913, the daughter of Ernest and Grace (Woody) Lanier, she moved to Walla Walla, WA, when her father's printing company purchased the city's evening newspaper. She attended St. Paul's School for Girls and Walla Walla High School, where she excelled in sports, earning four varsity letters in basketball and tennis. She attended Whitman College and decided to attend law school after Whitman's president declared that women had no place in the profession. During her time at Duke, she maintained correspondence with him, sending him her grade reports, articles, and publications.

She was one of three women who graduated from Duke Law School's Class of 1937. Her most memorable classmate was class president Hale McCown, who beat Richard Nixon for the post by six votes. She married Hale McCown on July 15, 1938.

The McCowns settled in Beatrice, NE, where Mrs. McCown was active on the School Board while her three children, Bob, Bill, and Lynn, were in school. After Bob was left a quadriplegic due to a bout with polio in 1954, she focused her prodigious energies on his rehabilitation.

In 1965, Mrs. McCown moved to Lincoln, NE, when her husband was appointed to the Nebraska Supreme Court. She was a founding member of the Nebraska Art Association and Foundation and was an officer and member of the board of trustees of the Sheldon Memorial Art Gallery. During a trip to Norway, Mrs. McCown discovered the art of hand weaving. When she returned she sought out the Lincoln Weaver's Guild. She became an accomplished weaver, teaching at the University of Nebraska and maintaining a private clientele for her original designs.

Mrs. McCown is survived by her children, Bill and Pauline McCown, Lynn McCown and her partner Saul Young (since deceased); her daughter-in-law, Ranna Christenson; grandchildren and their spouses, Jocelyn and Jim Hardman, Hadley and Kevin Messner, Hillary McCown and Rick Donner, Andrew McCown and Margot Roth, and Alex McCown; and great-grandchildren, Zeke and Jacob Hardman, Jules and Katharine Harris, Isabelle Messner and Ruby Helen Donner.

Mrs. McCown was preceded in death by her parents; her sister, Maxine Gibbons; two grandchildren, Heather Young and Cecily Kenton; a son, Bob McCown; and her beloved husband of 67 years, **Hale "Mac" McCown '37**.

1939

John Wesley Books, 89, died September 23, 2005 in Asheville, NC.

Campbell Carden, 90, died July 11, 2006 in Signal Mountain, TN. Judge Carden was born Sept. 3, 1915, in Chattanooga. He was the third child of Frank S. and Frances Campbell Carden, and the great-grandson of two Tennessee governors, William Hall (1829) and William B. Campbell (1851-53).

Judge Carden graduated from the McCallie School in Chattanooga. He received his B.A. from Duke University in 1937 as well as his J.D. in 1939. He was a member of Pi Kappa Alpha fraternity and the varsity soccer team.

In 1941, Judge Carden married Edith Gary Donaldson and had one daughter, Gary Russell Carden.

Judge Carden served as a special agent with the FBI from 1941-1948. In Chattanooga, he was an assistant attorney general and also practiced in the private sector. He was elected judge of the Criminal

Court, 1st Division, 6th Judicial Circuit of Tennessee, serving from 1958-1982. Judge Carden was active at Central Presbyterian Church where he served as a deacon, treasurer, teacher, and elder. He later became a member of First Christian Church and then Signal Mountain Presbyterian Church. He was active in the Kiwanis Club and Big Brothers. He also enjoyed handball, tennis, golf, boating, and fishing.

After the death of his wife, Edith, in 1977, Judge Carden married Frances Harris Wiggins, who died in 2001.

Judge Carden is survived by his daughter, Russell Carden Huber, and her husband, Jack Huber; two grandchildren; and two great-grandchildren all of Atlanta. He was predeceased by a brother, Frank S. Carden, Jr., and by his sister, Alice Carden Holland.

1941

Norman L. Wherrett, 89, died July 14, 2006 in Greenbrae, CA. Born September 9, 1916, he attended Duke University, graduating with a B.A. in 1938. He met his wife, "Lynne" WC '40 at Duke, and they were married in Duke Chapel after his graduation from Duke Law School. During World War II, Mr. Wherrett served in the Pacific as a submarine communications officer, and as assistant management advisor to the chief of Naval personnel in Washington, D.C.

A member of the Ohio Bar, Mr. Wherrett had a 20-year career in industrial relations with Procter & Gamble, Co., first in its domestic divisions, then in its rapidly expanding international operations. In 1960, the Wherretts moved to San Francisco, CA, where they launched a financial services business. Mr. Wherrett retired in 1984.

Mr. Wherrett was an active board member of several health-related charitable organizations. Along with his wife, he was a long-time supporter of Duke University and the Sarah P. Duke Gardens. In 1992 they established a charitable trust that will fund two endowments at Duke to support the teaching of ethics to first-year students: one at the Kenan Institute that will focus on undergraduate students, and the other at the Law School that will focus on law students.

Mr. Wherrett is survived by his wife of 65 years, Evelyn VanSciver Wherrett, of Greenbrae, CA; a son, Norman L. Wherrett, Jr., of Redmond, WA; a daughter, Whitney Lynne Wherrett Roberson, of San Francisco; and six grandchildren.

In Memoriam

1947

S. B. Bradley, 87, died May 29, 2006 in Dallas. He was born on a farm in North Carolina on June 19, 1918. After receiving his B.A. from the University of North Carolina, he served his country in World War II as a Navy pilot, receiving multiple medals, including a Silver Star, and retiring from service with the rank of commander.

After graduating from law school, Mr. Bradley joined the Internal Revenue Service, where he worked for 42 years as an attorney. Upon retirement, he dedicated himself to volunteer work, spending time with his grandchildren, and traveling with his wife, Sarah Sharp Bradley. He cared for her throughout her lengthy battle with Parkinson's disease; at the time of her death they had been married for 52 years.

Mr. Bradley is survived by his daughters, Ruth Bradley Klein and husband Eric Klein of Dallas, and Dr. Nancy Bradley Merrill and husband Dr. Berkeley Merrill of Fort Worth; his son Richard Bradley of Boone, NC; his grandchildren, Amanda and Madeline Merrill, and Sarah and Sam Bradley; and by his sister-in-law Ruth Collins Sharp Altshuler of Dallas. Mr. Bradley was buried with full military honors at Dallas Fort Worth National Cemetery.

David You Mar, 93, died June 22, 2006 in Honolulu. Mr. Mar attended the University of Hawaii and received a B.A. in 1937. After his graduation from Duke Law School he returned to Honolulu, becoming deputy city and county attorney. He served as deputy attorney general of the State of Hawaii from 1959-1962. Mr. Mar was admitted to practice before the United States Supreme Court in 1965. From 1969 until his retirement in 1976 he was deputy corporation counsel for the city and county of Honolulu. He was a lifelong resident of Honolulu, active on the Corporation Counsel and the Hawaii State Conservation Corp. He played major roles in the development of the Honolulu Rapid Transit System, Waikole Pass, and City Redevelopment projects.

Mr. Mar was married to Marion Chun-Hoon from 1948 until her death in 1990. Mr. Mar is survived by his daughters, Marilyn Harrison and her husband Robert Harrison of New York, and Carolyn Andreotti and her husband Peter Andreotti of San Francisco. He is also survived by three step-grandchildren.

1948

Ray Leonard Brock, Jr., 80, died September 26, 2002 in Chattanooga, TN. He was a former Tennessee Supreme Court Justice. Born in McDonald, TN, on September 21, 1922 to Ray Leonard Brock and Ila Venore Bailey Brock, he graduated from Bradley Central High School. After service in the

Army from 1942-1944, he studied at the Citadel, the University of Colorado, and the University of Tennessee before attending Duke Law School.

Judge Brock practiced law in Chattanooga for 15 years before being appointed to the Hamilton County Chancery Court in 1963. He served there until being elected to the Supreme Court in 1974, the first time the high court justices were elected instead of appointed. He retired from the court in 1987, during his second term as chief justice. He subsequently became of counsel to the law firm of Patrick, Beard and Richardson.

Judge Brock was a member of the American and Tennessee Bar Associations. He also served as secretary, treasurer, and as a member of the board of governors of the Chattanooga Bar Association. A graduate of the National College of State Trial Judges, he was a member of the American Judicature Society, and Phi Delta Phi Legal Fraternity. He was an avid supporter of the University of Tennessee football program, where he was a volunteer recruiter, and served as president of the Big Orange Club. He was a member of Pilgrim Congregational Church.

Judge Brock is survived by his wife of 56 years, Juanita Barker Brock of Hixson; two daughters, Ila Raye Bennington of Harrison, TN, and Elaine Daniel of Hixson, TN; four brothers, Paul and Calvin of Cleveland, TN, and Edwin and William of McDonald, TN; three sisters, Inez McCarter, Gladys Brown and Charlotte Albritton, all of McDonald, TN; and five grandchildren.

He was preceded in death by his parents, Ila V. and Ray L. Brock, Sr., and by his daughter, Karen Denise Brock.

He was buried with full military honors at the Chattanooga National Cemetery.

Paul Sheppard Eckhoff, 84, died on January 30, 2006 in Albany, NY. Mr. Eckhoff, an avid outdoorsman and inventor, was a longtime resident of Stuyvesant Falls, NY.

Born July 31, 1921 in New York City, he was the youngest child of Arnold and Emily Buckler Eckhoff. He received his B.A. from Duke University in 1942 and an M.B.A. from Harvard University in 1947, before returning to Duke for law school. He joined the Navy as an ensign during World War II and was the commanding officer at the Kagman Field Naval Base in Saipan. He also served as a bomb disposal officer in Guam. Mr. Eckhoff, a licensed aviator, was married to Adelaide Julia Anderson from 1947 until her death in 1988. The couple had five daughters.

Mr. Eckhoff held 10 mechanical and chemical patents and is credited with 28 inventions. He is best known for the restoration of the east hydroelectric power station in Stockport, NY. The station, renamed Chittenden Falls Hydro,

has been continuously online since its completion in 1981.

Mr. Eckhoff is survived by his wife, Gai; his sister, Doris; his children and two stepchildren.

Marcus T. Hickman, 83, died on January 31, 2006, in Charlotte, NC. He was born October 2, 1922 in Hudson, NC.

Mr. Hickman completed his B.A. degree at Duke in three years, and entered law school. He joined the United States Navy after his first year, and served for three years during World War II aboard a destroyer, before resuming his studies at Duke Law School and continuing service in the Naval Reserve.

Mr. Hickman graduated from law school with high honors and was elected a member of the Order of the Coif and Phi Delta Phi. His loyalty, enthusiasm, and ardent support of Duke continued throughout his life and his family and friends frequently witnessed his lengthy blessings of the Duke basketball team before family meals.

Mr. Hickman moved to Charlotte in 1948, joining the law practice of Frank Kennedy. He became a partner of Kennedy, Kennedy & Hickman in 1953. In 1957, he and Frank Kennedy merged their practice with that of William Covington and Hugh Lobdell to form Kennedy Covington Lobdell and Hickman, which grew to become one of the largest firms in the Southeast.

In his 50 years of practice in Charlotte, Mr. Hickman focused primarily on corporate and tax law. He was a member of the NC Bar and the ABA, and was a Life Member of The Fellows of the American Bar Association.

Mr. Hickman served as chairman of the Mecklenburg County Republican Party from 1955-1968. He was a delegate to several Republican National Conventions and was involved in the leadership of numerous local, state, and national political campaigns.

Mr. Hickman served many civic, cultural, educational, and governmental organizations. He was a trustee of Central Piedmont Community College and the North Carolina Museum of Art. He served four years as the first president of the Charlotte Montessori School in addition to serving as a Trustee from 1974-1981. He also served a member of the North Carolina Alcoholic Beverage Commission from 1973-1977.

Mr. Hickman's enjoyment of classical music led to his involvement as a member of the Board of Directors of the Charlotte Symphony Orchestra Society, where he also served as president from 1982-1984.

The Marcus T. Hickman Family Scholarship Fund was established at Duke Law School in his memory.

Mr. Hickman is survived by his wife of 36 years, Debra Harner Hickman; a daughter, Julie Hickman Thompson and her husband, Daniel Thompson, of Alexandria, VA; two sons, Jonathan Clark Hickman and his wife, Allison, of Charlotte, and Randolph Trent Hickman and his wife, Tabitha, of New York City, as well as three grandchildren. He is also survived by three children from a previous marriage, Mary Stuart Silver, William Hickman and Marcus Hickman, Jr. He was predeceased by a brother, Dr. Harry S. Hickman, and is survived by three sisters, Mary Hickman Vaughn, Jeanette Hickman Smoot and Elizabeth Hickman Boynton.

William Sidney Windes, 84, died January 28, 2006. Mr. Windes, a retired member of the Air Force, lived in Laguna Hills, CA. He attended Wake Forest University prior to attending Duke Law School. He is survived by daughters Michele Earnest and Meredith McMurray, and by six grandchildren.

1949

William C. Farrer, 83, died on March 8, 2006 in Bel Air, CA as the result of a house fire. His wife, Constance, also died as a result of the fire. Mr. Farrer was born in Cleveland, OH, on April 17, 1922. He graduated from UCLA in 1943, where he served as student body president. He attended Duke Law School after serving in the armed forces, where he earned the Bronze Star. He joined his father at Hill, Farrer & Burrill, in Los Angeles, CA, where he practiced probate and corporate law for 43 years before retiring in 1992. He served on the Board of Governors of the American Bar Association and became a life fellow. He was a member of the California State Bar, where he served as a member of the House of Delegates and was a regent to the University of California.

Mr. Farrer and his wife, Constance Webb Farrer, were married on July 25, 1953. They are survived by four sons, William, Cameron, Jonathan, and Webb, and eleven grandchildren.

Ben F. Johnson, Jr., 91, died June 26, 2006 in Atlanta. Mr. Johnson was born in Atlanta on September 30, 1914, and graduated from Atlanta's Boys High School in 1932. He attended the University of Georgia, earning his B.A. degree in 1937. He graduated first in his class from Emory University Law School in 1939.

After beginning his law career with Sutherland, Tuttle and Brennan (now Sutherland Asbill & Brennan) and serving in the U.S. Navy during World War II, he joined the faculty of Emory Law School in 1946. He earned an LL.M. degree from Duke Law School in 1949.

In 1955, while teaching tax law at Emory, Mr. Johnson joined the state attorney general's office, where he served until 1961, leading the effort to desegregate private universities in Georgia. He was named dean of Emory Law School in 1961 and in 1962, concurrent with his time at Emory, he was elected to the Georgia State Senate, serving until 1969.

During his tenure in the Georgia State Senate he was the principal author of legislation that resulted in the creation of the Metropolitan Atlanta Rapid Transit Authority (MARTA). In 1967, under his leadership at Emory Law School, the Emory Community Legal Service Center was opened. This federally funded demonstration project was a building block for the Atlanta Legal Aid Society.

In 1973, Mr. Johnson resigned as dean but remained on the Emory faculty until 1981, when he joined Georgia State University as founding dean of the School of Law. Mr. Johnson oversaw the construction of the school's facilities, hired the first faculty members, and helped select the first class of students. He led the school from its inception through a provisional accreditation from the American Bar Association. He retired in 1985. One of his key accomplishments during his tenure was building a strong night program for part-time students.

Mr. Johnson received an honorary degree from Georgia State University at the spring 2002 Commencement Exercises. The Georgia State College of Law Ben F. Johnson Service Award is given out annually to a Georgia lawyer whose life and career reflect the high tradition of selfless public service that founding dean Ben F. Johnson, Jr. exemplified during his career.

Mr. Johnson is survived by sons; Ben F. Johnson, III, and Sherman D. Johnson of Atlanta; five grandsons; and a great-grandson.

1950

Reverend John William "Bill" Hoyle III, 78, died May 18, 2006, in Kannapolis, NC. Reverend Hoyle was born June 23, 1927 in Guilford County to the late John William Hoyle, Jr. and Lucille Womble Hoyle. He received his undergraduate degree from High Point University in 1947, and after receiving his law degree received his masters degree in divinity from Emory University in 1951.

Reverend Hoyle was ordained as a Deacon in 1951 and ordained as an Elder in 1953 in the United Methodist Church. He ministered to several North Carolina churches including: Mount Harmony United Methodist Church in Hildebran, Westview United Methodist Church in Hickory, Fairview-Pinewoods United Methodist

Church in Lexington, Ann Street and Bogers Chapel United Methodist Churches in Concord, and Shiloh United Methodist Church in Granite Quarry. He was a former member of the Granite Quarry Civitan Club.

Survivors include his wife, Norma Williams Shaver Hoyle, who he married May 18, 1991; six daughters, Lucy Ann Sency of Salisbury, NC, Margaret McKenzie and husband Ken, of Granite Quarry, NC, Cynthia Yost, also of Granite Quarry, Betty Rudo and husband Kenny, of Chapel Hill, Karen Whicker and husband Charles, of Thomasville, NC, and Gina Tucker of Vale, CO; 16 grandchildren and four great-grandchildren.

Oren Walsh McClain, 84, died March 28, 2006 in Daytona Beach Shores, FL. He was born in Lenox, KY, on January 14, 1922. Mr. McClain was a graduate of Otterbein College in Westerville, OH. While at Duke Law he taught accounting and was a member of the debate team

Mr. McClain was a member of the North Carolina and Florida Bar Associations. He practiced law in Winston Salem, NC, serving also as a juvenile judge. He worked for the Public Defender's Office in Volusia County, FL, prior to his retirement.

Mr. McClain is survived by his wife of 21 years, Shirley; son, Mark and his wife, Kathryn, of Lakewood, CO; daughter, Beverly and her husband, Ron, of New York City; two stepsons, Todd Ramsey and Dana Ramsey, both of Port Orange, FL; three grandchildren; and five step-grandchildren.

John Webb Routh, 82, died April 13, 2006 in Austin, TX. Born June 30, 1923 in Charlotte, he grew up in Bronxville, NY, attended Hill School in Pennsylvania, and Yale University. He served in World War II as first lieutenant in the Army Air Corps from 1942-1945, some of which was spent in France, training French pilots.

Mr. Routh was a patent attorney with American Home Products in New York for many years, specializing in pharmaceutical patents. He was a member of the American Bar Association, American Intellectual Property Law Association, the Yale Club of the Treasure Coast, and Lakeway Church. He was a former board member of the Bronxville School and former deacon of the Reformed Church of Bronxville. An avid historical stamp collector, history buff, and genealogist, Mr. Routh was also a member of the Sons of the American Revolution and the Sons of the Confederacy. He enjoyed coaching his daughters' softball games, going to every local high school football game and spending as much time as possible on Long Beach Island at the Jersey Shore.

Mr. Routh is survived by his wife of 53 years, Barbara; sister, Nellie Brook

In Memoriam

McKee; daughters, Susan Routh, Nancy Routh and Joan Routh Aydam; and three grandchildren.

Judge James Boyd Wolfe, Jr., 84, died February 12, 2006 in Greensboro, NC. Born in Greensboro on December 24, 1921 to James Boyd Wolfe and Ethel Nelson Wolfe, he attended Duke University, where he played football, participating in the 1942 Rose Bowl. In 1943 he enlisted in the U.S. Marine Corps and fought in the Battle of Iwo Jima. He went to Japan with the occupation forces and then served in the Marine Reserves, becoming a full colonel. Returning to North Carolina, he enrolled in Duke Law School.

Judge Wolfe was appointed to the federal bench in 1977, serving the U.S. Bankruptcy Court for the Middle District of North Carolina. He retired in 2005. He was a member of the North Carolina Bar Association, the Greensboro Bar Association, the 18th Judicial District Association, and the National Conference of Bankruptcy Judges. Judge Wolfe was a member of the Greensboro Civitan Club and the Greensboro Country Club, and a board member of the Children's Home Society, the YMCA, the Greensboro City Club, and the Salvation Army.

Judge Wolfe is survived by his wife of 55 years, Laura White Wolfe; his children Kathryn Wolfe Morgan and her husband, Larry Morgan, of Greensboro; Laura Elizabeth Wolfe Bailey of Raleigh; James Boyd Wolfe III and his wife, Alice, of Greensboro, and William Paul Wolfe and his wife, Pam, of Asheville; his 13 grandchildren, and his brother, Garland Wolfe, of Beech Mountain. He was predeceased by his sister, Helen Wolfe Rhodes.

1951

John Allen Bostwick, Jr., 79, died April 27, 2006. Mr. Bostwick was born on March 17, 1927 in Jacksonville, FL, to John Allen Bostwick and Jessie Allene Freeman Bostwick. He attended school at Boys High in Atlanta. After naval service in World War II, he attended Emory University. After transferring to Duke University, he met Betty Aldridge, whom he married in 1949. Following his graduation from Duke Law School, Mr. Bostwick moved his family to Alabama and became a member of the Alabama State Bar Association.

In 1961, Mr. Bostwick became vice president of the State National Bank in Decatur, AL, where he started its Trust Department. He later moved to Birmingham, practicing with Hendrix Moore & Head and Merrill Lynch before becoming vice president of personal trusts for Amsouth Bank. Mr. Bostwick was a member of the Estate Planning

Council of Birmingham and served as its president in 1989. He also served as an elder at Briarwood Presbyterian Church in Birmingham.

After retiring from Amsouth Bank, Mr. Bostwick practiced law as a wills, trusts, estates, and tax specialist. He also enjoyed time with family and walks with his wife. His personal hobby was operating a marina in Guntersville, AL.

Mr. Bostwick is survived by his wife, Betty Aldridge Bostwick; his daughters, Linda Bostwick Arnold, Allene Bostwick Zvara and her husband, William Zvara; a son, Theodore Marshall Bostwick and his wife, Stephanie Despinakis; his grandchildren, Allen Durham Arnold, Katherine Allene Arnold, William Ladd Zvara II, Daniel Stillwell Zvara, Jean Battle Zvara, and John Allen Bostwick III.

David Glickfield, 81, died on July 9, 2006 in Naples, FL. Born May 10, 1925, he enlisted in the U.S. Army Air Corps at age 17 and served for three years during World War II, before receiving his undergraduate degree from East Tennessee University.

Mr. Glickfield was a long-time resident of Marion, IN, where he was member of the Grant County Bar Association, at one time serving as president. He was a member of First United Methodist Church, the American Legion, Meshingomesia Country Club, Elks Country Club, and Sertoma Club. Mr. Glickfield relocated to Naples, FL in 2000, where he enjoyed golfing, fishing, crossword puzzles, and spending time with his family.

Mr. Glickfield is survived by his wife of 45 years, Ruth; sons, David, Jr. and his wife, Kathy, Todd and his wife, Lana, all of Marion, IN; and daughter, Lisa Glickfield Back, and her husband, Phil Back, of Jeffersonville, IN; and seven grandchildren.

1954

Richard Louis Baylog, 77, died March 8, 2006 in McAllen, TX. Mr. Baylog was born, July 13, 1928 in Youngstown, OH. He was a long time resident of Shaker Heights, OH, and a winter Texas resident since 1986. He received an LL.B. in 1954, and practiced probate and family law in Cleveland.

Mr. Baylog is survived by his wife, Janis; sons, Louis and his wife, Julie, Richard and his wife, Sheena, Paul and his wife, Andrea; stepsons, Donald Martinez, and his wife, Gail, and, Michael Martinez and his wife, Cheryl; 17 grandchildren; three great-grandchildren, and a brother, Louis Baylog and his wife, Carol.

1961

Alexander E. Drapos, 70, died July 10, 2006 in Worcester, MA. Born in Worcester, the son of Evangelos and Theodora (Liazos) Drapos, he graduated from Classical High School and Clark University, where he was president of the student body and his fraternity, Lamda Chi Alpha. A director with Fletcher, Tilton and Whipple in Worcester, Mr. Drapos specialized in immigration and entertainment law. Prior to joining the firm, Mr. Drapos was a partner with Teshoian, Greenberg and Drapos and was an assistant attorney general for the Commonwealth of Massachusetts. He was a member of the Worcester County Bar Association and the American Immigration Lawyers Association.

A 1994 *Telegram and Gazette* "Citizen of the Year," Mr. Drapos was acting president and chairman of the board of the Worcester Business Development Corporation, and formerly served as chairman of the American Farm School in Thesalonika, Greece, the Worcester Area Chamber of Commerce, the Worcester Regional Research Bureau, the Worcester Cooperative Council, and the Hellenic Arts Society. He served on many boards including the Fallon Clinic, the Fallon Foundation, Clark University, St. Vincent Hospital, Alpha-Omega Council, Quinsigamond Community Foundation, the order of A.H.E.P.A., and the United Way of Central Massachusetts. A lover of the arts and music he also served on the board of the Foothills Theater and the New England Repertory Theater. He was a communicant of Saint Spyridon Greek Orthodox Cathedral.

Mr. Drapos is survived by two sisters, Athena Tsoules of Worcester, and Helen Rougas and her husband, Peter Rougas, of Paxton, MA; and a brother, Arthur, and his wife, Marilyn, of Onset, MA. He was predeceased by two brothers, Nicholas and James.

1964

Charles A. "Butch" Powell III, 65, died on March 15, 2006, in Birmingham, AL. Born in Atlanta on April 8, 1940, he graduated from Ensley High School in 1958 and earned a B.A. from Birmingham-Southern College in 1961, prior to enrolling in Duke Law School. He was a partner at Johnston, Barton, Proctor, and Powell, in the labor & employment practice group, serving for a time as the group's chair and as a member of the firm's executive committee.

Mr. Powell served on the American Bar Association's Board of Governors, and as a member of the House of Delegates. He was a Fellow of the American Bar Foundation. He chaired the ABA's labor & employment law section in 1984-85, as well as its committee on the development of the law under the National Labor Relations Act, and the institutes and meetings committee. He

also served on the ABA's administrative and select committee.

A member of the Monday Morning Quarterback Club, Mr. Powell was also an Eagle Scout and a salt water fisherman. He was a member of the board of Camp Cosby and the Edward Lee Norton Board of Advisors at Birmingham-Southern Alabama Iota Chapter of SAE - Alumni Chapter Commission.

Mr. Powell was a member of many national, state, and local bar and professional groups, including the Alabama State Bar and the Birmingham Bar Associations, the Industrial Relations Research Association, the Council of Railroad and Airline Labor Lawyers, the National Conference of Coal Lawyers and the Labor Lawyers Advisory Committee for the Council on Union-Free Environment. He was a founding member of the American Employment Law Council and former president and charter fellow of the College of Labor and Employment Lawyers. Mr. Powell was listed in each edition of *The Best Lawyers in America*, *Chambers USA* and in 2005 was recognized by the *Birmingham Business Journal* as one of its "Best of the Bar." He was also listed in *The International Who's Who of Management Labor & Employment Lawyers*.

He is survived by his mother, Mrs. C.A. Powell Jr.; his brother, Collin S. Powell, of Atlanta; sons, Charles A. Powell IV, of Birmingham, and Christopher A. Powell of Glenwood Springs, CO; stepchildren Belinda Culp Rahal of Tampa, FL, and Sonny Culp of Birmingham, and ten grandchildren. He was predeceased by his wife, Glenda Ryan Powell.

1965

Ross Jordan Smyth, 69, died on July 26 in Charlotte. Born August 21, 1936 in Hendersonville, NC, Mr. Smyth moved with his family to Charlotte in 1950, while he was a student at Christ School in Arden. He attended Davidson College, where he served as captain of the soccer team and president of the student body, graduating Phi Beta Kappa in 1958. Mr. Smyth served in the Army before coming to Duke Law School where he was a casenote editor of *Duke Law Journal* and a member of Phi Delta Phi. After graduation, he joined the Charlotte law firm of Kennedy, Covington, Lobdell, and Hickman, where he practiced until his retirement in 1998.

Mr. Smyth was an active member of the greater Charlotte community, serving as president of Charlotte Junior Soccer, the Charlotte Speech and Hearing Center, the March of Dimes, and the Family Center. A dedicated alumnus he served as president of the Davidson College National Alumni Association, Davidson's Board of Trustees,

and as president of the Board of Trustees at Christ School. He served the Law Alumni Association at Duke Law School as well as the National Law Council and the Annual Fund Council. In addition, Mr. Smyth was an elder in the Presbyterian Church.

Mr. Smyth is survived by his wife, Alice; his three children, Jordan, Elliot, and Henry; his six grandchildren; and two brothers.

1974

Stuart McGuire Sessoms, Jr., 58, died June 1, 2006, in Durham. Mr. Sessoms was born in Baltimore on November 4, 1947 to Thelma Call Sessoms and the late Stuart M. Sessoms, M.D. He received a B.A. from the University of North Carolina at Chapel Hill in 1968, where he was a member of the basketball team and the Psi Chi Fraternity. While at Duke Law School he was a member of the Legal Research Program, and the Phi Alpha Delta Fraternity.

Mr. Sessoms was a National Merit Scholar, served for two years as president of the Young Democrats in Durham. He taught at Durham Technical Community College for a brief time, and later devoted many hours to Terry Sanford's senatorial campaign. He was an avid sports fan, especially of basketball and sailing.

Mr. Sessoms was a partner with Sessoms and Rogers, P.A. in Durham. He practiced in the areas of collections, civil litigation, commercial litigation, and banking law. He was a member of the North Carolina State Bar, American Bar Association, North Carolina Academy of Trial Lawyers, Commercial Law League of America, and the National Association of Retail Collection Attorneys. He served as legal counsel for the students of Duke University as a service offered through the Duke Student Government office.

Mr. Sessoms is survived by his wife, Angela Williams Sessoms, of Durham; his stepson, Christopher Raynor Cherry of Durham; his mother, Thelma Call Sessoms of Chapel Hill; and his sister, Cristi K. Sessoms of Durham.

1980

Robert M. Halperin, 52, died on July 13, 2006 in Baltimore. Born on March 3, 1954 in Swampscott, MA, Mr. Halperin graduated from Harvard University in 1976. He earned an M.A. in public policy sciences from Duke along with his J.D., and was a Health Education and Welfare fellow. He was on the editorial board of the *Duke Law Journal*.

A resident of Bethesda, Mr. Halperin was a partner in the Washington, D.C. law firm of Crowell & Moring, practicing in the firm's antitrust, government contracts and technology, media and telecommunications groups. He successfully represented one of

the nation's largest Defense Department healthcare contractors in securing multibillion-dollar contract awards before the Government Accountability Office and the federal courts. Mr. Halperin also played a key role in regulatory proceedings which led to some of the largest telecommunications mergers to date, and provided counsel to the state of Alaska on telecommunications matters for several years.

In the 1980s, during an extended leave of absence from Crowell & Moring, Mr. Halperin worked as an associate in San Francisco, while his wife managed a family art gallery. A wine connoisseur, he enjoyed sharing his recommendations of the California wines he enjoyed during this period.

Mr. Halperin sang with the Harvard Glee Club and the National Philharmonic Chorale, for which he served as treasurer. He loved opera, and was a member of Congregation Beth El in Bethesda.

Mr. Halperin is survived by his wife of 25 years, Candace Kaller; daughters, Sarah Halperin and Julia Halperin, both of Bethesda; his father, Dr. Meyer Halperin of Aventura, FL; a sister, and two brothers.

1982

Bernard H. Friedman, 63, died on August 3, in Olympia, WA. Mr. Friedman received a B.A. from the University of California at Berkeley in 1962. He did graduate study in chemistry at San Jose State College and in meteorology at Texas A & M. He was a distinguished graduate of Officer Training School and served in the U.S. Air Force as a meteorologist, retiring as a Lieutenant Colonel in 1979. At Duke Law School he served as project editor of *Duke Law Journal*. He was an active member of the Law Reunion 2007 committee.

Mr. Friedman practiced law in Seattle and Mukilteo, WA, prior to becoming a law clerk at the Washington State Supreme Court in 1994. In 2000 he was appointed by the Washington State Department of Social and Health Services as a special assistant to develop strategies in risk management.

Mr. Friedman was involved in local politics, active in Candlelighters, Seattle Rotary, Seattle Children's Theater, and most recently appointed chairman of the Washington State Bar disciplinary committee. He loved chess, cigars, and classical music, and spent hours on puzzles and logic problems. He had lived and traveled all over the world and was endlessly proud of having dined at all the three-star French restaurants in Europe.

Mr. Friedman was preceded in death by his daughter Laura Ann. He is survived by his wife Kathleen and his daughter Alana.

In Memoriam

1983

Susan Westeen Novatt, 47, died February 2, 2006 in Naples, FL. Mrs. Novatt graduated from Oberlin College with a B.A. in 1979, and after attending Duke received her LL.M. in taxation from New York University in 1984. She worked as a tax attorney for 15 years in Moorpark, CA, before moving to Naples and dedicating herself to being a full-time mother and wife. She was president of the Autumn Woods Master Homeowner's Association and was active in Cairn terrier rescue organizations.

Mrs. Novatt is survived by her husband, Jeff; her son, Jonathan; mother, Miriam Hoover and her husband, Roy Hoover; brother, Bill Westeen and his wife, Debra, and sister, Anne Greasley and her husband, Jim Greasley.

1986

Mr. Steven C. Ellingson, 44, died February 9, 2006 in Atlanta, GA. Mr. Ellingson received his B.A., with honors, in 1983 from Michigan State University where he served as commencement speaker prior to attending Duke. He practiced in the area of labor and employment law, with Paul, Hastings, Janofsky and Walker.

Mr. Ellingson is survived by his children, Mallory and Riley Ellingson, both of Decatur, GA; his father, Curtis E. Ellingson of Lake Lure, NC; three sisters, Connie Bajek of Sidney, OH, Wendy Ellingson of Atlanta; and Stacy Giangaspro of Jacksonville, FL.

1989

Tanya Martin Pekel, 41, died on May 22, 2006 in Saint Paul, MN. Born October 3, 1964, she was raised in Miami and graduated with honors from North Miami High School. While in high school she served as a page for former U.S. Representative William Lehman, (D-FL), and worked as a clerk for attorney H.T. Smith. She wrote a weekly teen column for *The Miami Times*. She received a B.A. in economics in 1986 from Duke University before entering law school. In 1995 Mrs. Pekel joined the Clinton administration as a White House Fellow, serving as an education policy advisor. In 1999 she moved to St. Paul with her family, where she served as chief of staff to the superintendent of schools for six years. In addition to her career accomplishments she was a devoted and nurturing mother.

Mrs. Pekel is survived by her husband, Kent; daughters, Lauren and Victoria; a son, Adam, all of St. Paul; mother, Marcia Saunders; father, Montez C. Martin, Jr.; grandmother, Elise Martin; sisters, Terrie Rayburn and her husband, Wendell, and Emily Martin; brother, Montez C. Martin, III; mother-in-law, Katherine Pekel; and father-in-law, Jon Pekel.

Honor Roll of Donors 2005–2006

This report gratefully acknowledges the generosity of the many alumni and friends who provide vital support to Duke Law School. The Law School operates on a fiscal-year calendar and gifts listed in this report were received between July 1, 2005 and June 30, 2006. If you believe we have made any errors, please contact Laura Eastwood, Director of Development Services & Planning, 919-613-7268, eastwood@law.duke.edu.

Dear Alumni and Friends,

AS CHAIRMAN OF THE BOARD OF VISITORS of Duke Law School, I am delighted to have the opportunity to recognize the extraordinary generosity of the many alumni and friends who have supported the School this year. The Law School received a total of \$14,264,568 in gifts and pledges during fiscal year 2005–2006, of which \$12,240,367 was in cash contributions. Donations to the Annual Fund reached a record high of \$2,156,148! The growth in the Annual Fund is particularly noteworthy, as it represents the ability of our community to come together and provide powerful unrestricted funds to ensure the bright future of Duke Law School.

The success of the Annual Fund this year was sparked, in part, by the many alumni who supported it at the Barrister Society level during our “Buy a Brick” campaign. The “named” bricks will make for a very special plaza outside the new atrium addition to the Law School. The support of alumni and friends was also vital to the success of two of the Law School’s other important appeals, the Financial Aid Initiative and the School’s expansion and renovation project. Alumni and friends contributed more than \$4.9 million to underwrite endowed scholarships, fellowships, and the Loan Repayment Assistance Fund, gifts that will make it possible for Duke to continue to recruit and graduate outstanding students, year after year. The gifts and pledges for the building will move us ever closer to our \$20 million goal, and enable us to wrap up our ambitious undertaking to create one of the most compelling spaces in the country for legal study.

Every gift to Duke Law School, regardless of amount or designation, enhances the School’s mission and reputation as one of the country’s leading legal research and teaching institutions. Since its founding in 1930, Duke Law School has catapulted to the top tier of American legal education through exceptional leadership, a longstanding commitment to community, pioneering efforts in interdisciplinary scholarship, superlative international programs, and deep engagement in improving society through the rule of law.

The interest, support, and commitment of the Law School’s graduates and friends are the ingredients that allow Duke to continue to be an ambitious law school with an exceptionally strong trajectory.

Thank you for all you do for Duke Law School. Your support is greatly appreciated.

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The Lanty L. Smith Society, named for the Law School's first \$1 million donor, recognizes alumni and friends whose cumulative gifts and pledges to the Law School total \$1 million or more. We are grateful to this growing group for its loyal and tremendous support of Duke Law School.

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John D. Johnston, Jr.

Paul F. Kortepeter ^R

Alfred R. Mays *^R

Duncan O. McKee ^

John S. Neely, Jr.

Russell M. Robinson II *

Gary S. Stein

1957

Robert H. Beber *~
Robert W. Bradshaw, Jr. ^
Charles A. Dukes, Jr. *
David A. Friedman *
Richard Edward Glaze ^
Elliott T. Halio
Donald C. Knickerbocker
Marvin M. Moore
Herbert S. Savitt
Gerald B. Tjoflat *

1958

Robert L. Burrus, Jr. *
D. Pierre G. Cameron, Jr.
John F. Lowndes *
Edward Ernest Rieck
W. Donald Sparks

1959

Leif C. Beck *~
Robert B. Berger ^~
Davis W. Duke, Jr. *
J. Terry Emerson
Robinson O. Everett *
Robert Carnahan Hudson
John J. Lack
David C. Newman
Charles England Plunkett
Julian W. Walker, Jr.
James E. Westbrook
W. Dunlop White, Jr. ^

1960

John Q. Beard *
Robert B. Bell
James E. Buck *
Richard E. Cooley
Herbert O. Davis *
Stanley E. Faye ^
Rufus S. Hill, Jr.
Joel I. Keiler ^
William S. McLean
Wade H. Penny, Jr. ^
William R. Shebey
Allen G. Siegel *~
Newton C. Taylor
Edward Thornhill III
Richard R. Weidman

1961

Robert F. Baker ^
Robert Norman Davies *
Donald P. Dietrich *R
Edgar B. Fisher, Jr. ^R
William D. Grubbs
George H. Maclean ^
William Yates Manson
Robert E. Mitchell *
James E. Moore
Donald A. Nohrr ^R
Joseph Charles O'Rorke
Llewelyn G. Pritchard ^
David A. Quattlebaum III *~R
Frederick L. Rice
Stanley A. Star *

James W. Tarlton III
L. Neil Williams, Jr. *~
David R. Willson

1962

C. Thomas Biggs *
William H. Bradford, Jr. ~
Allen G. Burgoyne ^
Wallace C. Harrelson
Johnie L. Joyce, Jr.
James J. Kenny *
Robert E. Lockhart
David L. Maynard *
David M. Merchant
Thomas R. Nesbitt, Jr.
Garrett Power
Peter L. Roda
Frederick Conrad Schneider III
Vincent L. Sgroso *~
Phillip K. Sotel ^~
Sandra J. Strebel *
John M. Tudor
Charles O. Verrill, Jr. *~
David Livingstone Ward, Jr. ^
Richard A. Wood, Jr. ^~

1963

Thomas L. Bass
E. Lawrence Davis III
Roger L. Decker ^~
Stuart E. Duncan II ^
Mark B. Edwards
Raymond A. Enstam
Gary C. Furin
John Boyd Gordon
Harry L. Griffin, Jr. *
John G. Grimsley ^
Harold Robert Hampson
Jerone C. Herring ^
Clayton W. Jones
Glenn E. Ketter, Jr. *
William J. Kinnamon, Jr.
Daniel K. McAlister
A. Ward McKeithen ^
Marvin D. Musselwhite, Jr. *
William J. O'Neill
Charles W. Petty, Jr. *
Richard E. Raymer
Frank T. Read *
Edward Scott Robe
Edgar J. Roberts, Jr. *
J. David Ross *~
Richard Rockwell Swann ^
F. Roger Thaler *~
Louis F. Tidwell
Michael R. Walsh *
John W. Wilcox

1964

Thomas J. Andrews
William T. Buice III *
John C. Carlyle *
Lewis Clifford Craig
Stephen G. Crawford *
Julie Welch Davis *
David Nesbit Edwards, Jr.

W. Erwin Fuller, Jr.
Anton Henry Gaede, Jr. *~
David L. Grigg
Harry J. Haynsworth IV *
William A. Hirsch *
Thomas Swain Kale
Arnold J. Kohn
William A. Kyler
John D. Leech *
Charles W. Mertel *
Robert K. Montgomery *
Robert K. Payson *
Walter W. Pyper, Jr.
James P. Riley ^
David Robinson II
Robert E. Shoun

1965

Peter B. Archie ^~
Robert Angell Bogle, Jr.
Peter Ogden Brown
Reginald Eugene Burleigh
Patrick C. Coughlan ^~
Thomas A. Edmonds
Paul Revere Ervin, Jr.
Donald B. Gardiner *
Peter S. Gilchrist III *~
Thomas W. Graves, Jr. ~
Jeffrey P. Hughes *
Frank W. Hunger *
William H. Lear
Douglas F. MacPhail
Thomas P. Meehan ^
Donald M. Mewhort, Jr. ~
Richard M. Morgan
Jay Edward Moyer
Gary T. Nelms
Gordon P. Peyton
C. Nicholas Revelos *
Ronald Seeber
Edgar Holland Sims, Jr. ^
Robert C. Sink *
G. William Speer
Carter H. Strickland
Edan G. Unterman
Richard H. Vincent ^~

1966

Anonymous (1)
Andrew E. Adelson *
Richard M. Allen ^
William J. Alsentzer, Jr.
Bruce H. Anderson ~
Charles D. Axelrod *R
Barrington H. Branch ^
Richard W. Buhman
John A. Cairns R
Christine Yarrington Denson
Judson W. Detrick
James J. Faris ^~
Henry H. Fox *~R
Eura D. Gaskins, Jr.
Harold A. Haddon *
Anthony S. Harrington *
William Graham Harris
William J. Hart *

L. Mifflin Hayes
Andrew S. Hedden ^
Christopher J. Horsch
Donald R. House ^R
Jonathan T. Howe *R
E. Jeremy Hutton
James Cary Jacobson ^
F. Sherwood Lewis
Don Boyden Long, Jr.
James B. Maxwell *R
Ralph L. McCaughan ~
Jerry J. McCoy *R
Eric C. Michaux
Peter J. Michel *
Roy W. Moore III
Thomas H. Morgan *
David D. Noble *R
Sidney J. Nurkin *R
Carolyn M. Osteen ^
Richard A. Palmer *
Thomas B. Pitcher *R
T. William Porter III *~R
Edward B. Robin
Robert C. Roos, Jr.
Brian A. Snow *R
Robert W. Spangler
K. Morgan Varner III *R
Douglas P. Wheeler R
Dale A. Whitman
Neil C. Williams III
Donald F. Woodcock ^

1967

Richard G. Bacon *
Lawrence K. Banks
W. Christopher Barrier ^
Daniel F. Bernard *~
John T. Berteau *
Carl E. Bolch, Jr. *
Robert E. Burton, Jr.
Roger M. Clark
Donald B. Craven ^
Linwood L. Davis
William A. Davis II
Douglas A. Faulkner
Joseph A. Fink ^
Haley J. Fromholz *
Richard A. Gordon *
George G. Guthrie *
Robert J. Hackett
Thomas A. Jorgensen *
Peter K. Lathrop
Donald R. Lincoln *
John A. Lockwood
George R. Mahoney, Jr. *
Antonio Mendes *
David Meyers
David W. Pancoast *
Nathaniel G.W. Pieper
F. Raine Remsburg
Wayne A. Rich, Jr.
Homer G. Sheffield, Jr. ~
Hugh N. Smith *
Lanty L. Smith *
William H. Steinbrink *
Malcolm B. Street, Jr.

George Thomas Stronach III
John Craft Taylor
Roger P. Thomasch *
William F. Womble, Jr. *

1968

Bruce D. Alexander *
Carl F. Bianchi
J. A. Bouknight, Jr. *
Donald B. Brooks ^
Laurie B. Bruce
Thomas J. Clarke
Paul B. Ford *
Stuart M. Foss
Robert K. Garro
Gilbert L. Gates, Jr.
Ernest L. Goff
David A. Harlow
Edward W. Hieronymus
Randall L. Hughes *
Stuart N. Hutchison III
Charles O. Ingraham ^
Lawrence M. Kimbrough ^
John D. Kirby
Walter O. Lambeth, Jr.
Carl F. Lyon *
Robert W. Maxwell II *
Donald H. Messinger
Martin J. Miller *
Walter G. Moeling IV
Stephen H. Palmer
William L. Patton *
Stephen P. Pepe *
William P. Pinna *
Gordon S. Rather, Jr.
O. Randolph Rollins ^
James R. Safley *~
Henry E. Seibert IV
Ronald V. Shearin *
Jerrold Shenkman
James L. Smith III
William R. Stewart
Ernest C. Torres *
Marlin M. Volz, Jr.
Lynn E. Wagner
J. Robert Walker
John C. Weistart

1969

James P. Alexander *
Joseph R. Beatty
Charles L. Becton
J. Sidney Boone, Jr. *
John P. Cooney, Jr.
Katherine M. Crowe
James P. Davenport *~
Norman E. Donoghue II ~
David E. Foscue
Howard G. Godwin, Jr. *
L. Alan Goldsberry
Gerald R. Haddock
John M. Harmon ^
Robert M. Hart *
Paul A. Hilstad *
John O. Hoos ^
M. Scott Johnson *

Christine Keller
David G. Klaber *
Joel M. Lasker *
David D. Laufer *
Edward R. Leydon
Robert S. Luttrell
John D. Moxley, Jr.
Graham C. Mullen
Donald B. Myers, Jr.
Alexander D. Newton
Wilson D. Perry ^
Robert B. Posey
David M. Powell
Robert B. Pringle *
Robert G. Randall
Michael C. Russ *
Dudley Saleeby, Jr.
John R. Sapp *
Toby L. Sherwood
R. Keith Stark
Robert S. Warwick ^
Breckinridge L. Willcox *
Thomas C. Worth, Jr.

1970

Stephen I. Ahlquist
Howard J. Alpern ~
Terry R. Black
Victor A. Cavanaugh ^
Eugene E. Derryberry
Raymond Buck Ferguson *
James C. Frenzel *
James K. Hasson, Jr. *
George R. Krouse, Jr. *
Kenton L. Kuehnle
Jeffrey R. Lopic ^
Albert H. Larson III
James M. Martin
Michael A. Pearlman ^
Robert J. Shenkin *
William F. Stevens *
George L. Thompson
Sue Ellen Utley *~

1971

R. Kennedy Bridwell *
Arthur W. Carlson
Robert M. Cherry
Donald A. Daucher *R
Christine Witcover Dean *R
John A. DeFrancisco *
Kenneth F. Dornbush
Christine M. Durham R
Randall L. Erickson *R
James R. Fox *R
Karla Harbin Fox
Robert F. Gerkens ^
Richard S. Harwood
Christopher N. Knight ^R
Philip C. Larson ^R
Randolph J. May *R
Patrick C. McGinley
H. Todd Miller *R
Douglas B. Morton
Henry J. Oechler, Jr. *
Richard L. Osborne
Jerry P. Peppers *

Paul E. Prentiss ~
Dale W. Read, Jr.
Gail Levin Richmond *~R
Michael L. Richmond
James A. Rydzal ^
David L. Sigler
M. John Sterba, Jr. *
Walter A. Stringfellow III *
Paul G. Turner III R
David L. Vaughan *R
Barry J. Wendt
John J. Witmeyer III *
David B. Wuehrmann
Thomas Frank Zachman

1972

Thomas C. Barbour *
Thomas W. H. Barlow *
Robert B. Breisblatt *
Stephen J. Bronis
Robert T. Brousseau *
W. Pitts Carr *
Joseph E. Claxton
John D. Englar *
Ronald W. Frank *
Andrew K. Gallagher
William J. Galloway III *
Charles D. Ganz *
Paul A. Gottlieb
C. Marcus Harris
Harry L. Hobgood
A. Everett Hoeg III *
Richard D. Huff *
Samuel W. Johnson ^
Glenn W. Letham *
Cym H. Lowell *~
Paul C. Madden ^
Walter W. Manley II
Martin P. Marta
Daniel S. Mason *
Stephen Frank McLaughlin
Charles R. McManis
Robert H. Michelson
Amos T. Mills III

Gary A. Moomjian, Jr.
Glen A. Payne ^
Jeffrey S. Portnoy ~
Richard W. Ragsdale
Edward D. Reibman
Ronald L. Reisner *
Thomas H. Sear *
John A. Sherrill *
Karla W. Simon
Susan P. Starling *
William H. Swan III
Michael L. Tanchum *
James W. Ummer ~
John B. Wade III
John R. Wester *

1973

Sarah H. Adams *
William Henry Agee
Robin Thomas Baker
Daniel T. Blue, Jr. *
Dana G. Bradford II *
Jackson B. Browning, Jr. *

B. Bernard Burns, Jr. ^
Richard Carney, Jr.
James Murrel Cooper
Theodore E. Corvette, Jr.
Donald James Fitzgerald
Mark Stephen Foster *
Carl H. Fridy *
Robert Alan Gambol
Pamela Brooks Gann *
Robert Thomas Gradoville
S. Ward Greene *
Larry George Haddy
Lee Louis Hale
C. Wells Hall III *
William S. Jacobs ~
Malcolm D. Johnson
Patrick Wayne Kelley
Richard M. Kennedy
Dennis L. Kennelly
Eleanor D. Kinney *~
Paul R. Koepff *
J. Michael Lamberth *
Lawrence J. Langer
James E. Luebchow *
Phillip R. Mattox
David J. Naftzinger *
Calvin R. Phelan *
Roy R. Robertson, Jr.
Nancy Russell Shaw *
Leonard B. Simon *~
Kenneth G. Starling *
Kenneth W. Starr *
Michael Jerome Stewart
Richard Williams Stewart *
Letty M. Tanchum *
Robert L. Titley
Curtis A. Twiddy
John D. Volk *
James R. Warner, Jr.
Michael E. Weddington
Donald R. Williams ~
Paul E. Zimmer
James B. Zimpritch

1974

Alfred G. Adams, Jr. *
Edna Ball Axelrod
John Philip Bailly, Jr.
Brenda B. Becton
William P. Bennett
James Wilson Berry, Jr. *
Charles Edward Binder
William Pomeroy Borchert
John M. Bremer *
Colin Wegand Brown *
Evelyn O. Cannon
Candace M. Carroll *~
Robert P. Cochran *
Philip Gary Cohen
Curtis L. Collier *
John A. Decker ^
James Clifton Drennan
Raymond Craft Dryer ~
James Robert Eller, Jr. ~
Stephen Lawrence Elliott
Stuart F. Feiner *
Richard H. Freed

Fred William Fulton
Johnnie L. Gallemore, Jr.
James Garfield Good
Donna C. Gregg *
Robert Edgar Gregg *
James C. Hardin, III
David Richard Hillier
Ronald Robert Janke
Jerry W. Jernigan
Mark D. Kaufman, Sr. *
Robert Tilford Kofman *
Craig D. Leister *
Edward John Lesniak
Jay Jordan Levin *
James J. Locher
Donald John Logie, Jr. ^
David William Lowden
Thomas E. McLain *~
John Roberts Moffat
Philip H. Moise *
R. Wade Norris
Rory R. Olsen
Marcus Sherman Owens
Stephen Lewis Parr
David R. Poe *
Gregory Vincent Powell
C. Richard Rayburn, Jr. *
Russell Bachman Richards *
William L. Rosenberg
Irwin Neal Rubin
Ira Sandron
Peter Frederick Schenck
Andrew Shaw
Larry W. Shelton
Larry Joseph Skoglund
Thomas C. Stevens *
Richard Eric Teller *
Patricia H. Wagner *
Lynn Dennis Wardle
Peter D. Webster *
Thomas W. Winland *
Frances Anne Zwenig

1975

Margaret I. Adams
Lawrence Harris Babich
Jon Paul Bachelder
Gary K. Berman
Richard Alan Bogue
Terry Walter Calderwood
James H. Carll ^
Mary Cousar Cox
Frank Johnstone Dana III
Allyson K. Duncan *
Michael Fabian Fink ^
James L. Fogle ^
Paul Jay Fukushima *
Jean Mihelich Gerval
Ronald H. Hoebet
James L. Hohnbaum
John A. Howell *
Gary G. Lynch *
Hugh Ranald McDonald
James W. Mertzlufft
John R. Miller
Glenn R. Moran
Ashmead P. Pipkin *

Danae Kay Prousis *
Clinton D. Richardson ^
Thomas S. Richey ^
Lee Gene Schmutde
Richard C. Siemer
Paul H. Tietz *
William J. Trull, Jr.

1976

Harris R. Anthony ^R
H. Ross Arnold III *
Todd Hunter Bailey *
Linna M. Barnes *
John Cole Beeler
Peter Coleman Buck *R
John Arthur Busch *
Denise Caffrey *
Betsy Ida Carter
Dean M. Cordiano *R
James A. Davids
Yvonne Mims Evans
Ralph B. Everett *R
Gail W. Feagles *~R
Prentiss Eric Feagles *~R
James Sidney Fleischer
Sarah Perry Fleischer
Karen Louise Gearreald
Daniel William Gepford
John Bernard Gontrum R
Eric H. Halvorson *
Eric Peter Hansen
Peter J. Kahn *R
Robert Joseph Kasper, Jr. ^
Mitchell Kolkin
Constantine Hanna Kutteh ^
Thomas D. Magill *R
Kent L. Mann
Robert Edward McCorry, Jr. R
Lewis Eugene Melahn
Karen B. Pancost ^
Michael Francis Perley
David B. Post *R
Celia A. Roady *
Stephen E. Roady *R
Aron Morris Schwartz R
James E. Stephenson *
Kathleen A. Stephenson *
Debra Jo Stuart
Robert T. Tally
J. Alexander Tanford
Edward Walter Vogel III ^
Keith W. Weaver
C. Michael Wilson
G. Gray Wilson R

1977

Ronald Evan Barab
Donald Haskell Beskind *
Philip A. Bjorlo *
Henry David Blinder
Mark Bookman
Lea Courington *
Timothy J. Curry
Luis A. de Armas
Michael L. Eckerle
David M. Eisenberg *
Michael A. Ellis

Donald M. Etheridge, Jr.
 Jeanne T. Faubell
 Samuel Peter Feldstein
 Marsha T. Gepford
 Raymond Hayes Goodman III *
 Maxine P. Gordon
 Croley W. Graham, Jr. *
 Judith Lynn Harris
 John Michael Hartenstine
 Jay Roderick Hone *
 Timothy Joseph Jacob
 Bruce Edward Johnson
 Kathryn G. Johnson *
 William Bruce Johnson *
 Michael David Jones
 D. Ward Kallstrom, Jr. *
 Carolyn Kuhl
 Adele O. Levitt *
 Dana N. Levitt *
 Susan Burnett Mansfield
 Craig Robert Mariger
 William A. Meaders, Jr.
 W. Edward Meeks, Jr. *
 Heloise C. Merrill ^
 James L. Miraldi ^
 Christian J. Mixer *
 Albert Garver Moore, Jr. *
 David Eugene Morrison ~
 Kenneth J. Nussbacher ^
 Susan Freya Olive *
 J. D. Page *
 William H. Pauley III *
 Andrew J. Peck
 David C. Pishko *
 Gary A. Poliner *
 Kathleen Pontone
 Charles L. Revelle III
 Stephen Clay Rhudy
 Paul Newton Riddle
 Neil Tobias Rimsky
 Robert E. Spring ^
 Rachel L. Steele
 Alan King Steinbrecher
 John L. Walker *
 Kim W. West *
 Jeri L. Whitfield
 Dennis E. Wiczorek *
 Mary Ellen C. Williams
 C. Thomas Work *
 John Edward Zamer ^

1978

Jaime Eduardo Aleman *
 William George Anlyan, Jr.
 Kenneth F. Antley
 Benita S. Baird
 Robert M. Blum
 Deborah B. Charnoff
 Reginald J. Clark *
 Jana Banahan Cogburn
 Richard E. Connolly
 Kenneth Roy Davis *
 Rodney J. Dillman *
 Michael Dockerman *
 Steven R. Dottheim *
 Douglas Steven Ebenstein
 Mark A. Fishman *

Steven R. Gilford *
 Barbara S. Gontrum
 Jonathan Matt Gross
 John Hasnas
 Richard Alan Horvitz *
 Marilyn H. Howard
 David W. Ichel *~
 Michael Jenkins
 Thomas E. Johnson
 James T.R. Jones
 Linda L. McCall Kangeter ~
 Christopher K. Kay *
 Homer Michael Keller
 Leslie P. Klemperer
 Howard L. Levin
 Jane Makela *~
 Thomas Mammarella
 Alan Mansfield
 CoraLynn H. Marshall *
 Suzanne J. Melendez
 Arthur Madden Miller ^
 W. Allen Nickles III
 Richard G. Niess
 Michael John O'Connor
 Estate of James E. Padilla *
 Robert Bruce Parrish *
 David King Perdue
 Wendy C. Perdue
 Chris A. Rallis *
 Peter David Rosenberg *
 Christopher Glenn Sawyer
 Rodney A. Smolla
 Stuart M. Stein *
 Sarah Holzswieg Steindel
 Gregory S. Wetstone
 James Gradon Willard

1979

Jean T. Adams *~
 Daniel David Addison
 Bruce W. Baber *
 Louis Jay Barash *
 Alan R. Bender *
 D. Rhett Brandon *
 Anthony H. Brett *
 Valerie T. Broadie *~
 Lorynn A. Cone *
 Laura B. Di Giantonio *
 Carl W. Dufendach
 Carol M. Finke
 Richard Charles Finke
 William Francis Giarla
 Kevin P. Gilboy
 Richard Lee Grossman
 Mark R. High *
 Amy D. Hogue *
 John Richard Holzgraefe *
 Terence M. Hynes *
 Gary W. Jackson *
 Margo E. Jackson *
 Gary L. Justice ^
 Edward William Kallal, Jr. ^
 Benjamin C. Kirschenbaum
 Thomas Joseph Leclair
 Michael B. Lichtenstein
 Amy W. Liss
 Michael D. Lorton

Gray McCalley, Jr. *~
 Rita Ann McConnell
 William Kent Moore
 David Welsh Morgan *
 Nancy A. Nasher *
 Solveig Jan Overby
 L. Timothy Portwood
 Carl J. Schuman
 James A. Sheriff
 Stephen Ban Spolar
 Barbara Ann Sprung
 Juliann Tenney *
 Fred Thompson III *
 Diane Rowley Toop *
 William Paul Tuberville
 Brian Thomas Tucker
 Jeffrey Mark Villanueva
 Charles Donald Vogel ^
 J. William Widing III
 David Hilleary Wilder
 V. L. Woolston *
 Jon Carl Yergler *
 Clifford J. Zatz *

1980

Edwin Robert Acheson, Jr. *
 Barbara D. Anderson
 Margreth Barrett
 Daniel S. Bowling III *
 G. William Brown, Jr. *
 Blain B. Butner ^
 James M. Chadwick *
 Kyle Anne Citrynell
 Robert Raymond Cole
 John Lawrence Crocker
 Dara Lyn DeHaven *~
 David Dreifus
 Shirley L. Fulton
 Thomas William Giegerich *
 John Edward Glancy
 Linda Boyd Griffey *
 Randolph Karl Herndon, Sr.
 Bruce V. Hillowe
 James P. Hollowcroft ^
 Eric James Holshouser *
 Lori Terens Holshouser *
 T. Patrick Jenkins
 Karl W. Kindig
 Jeffrey P. King
 Clifford B. Levine
 John W. Marin
 William B. Miller III ^
 Michael Paul Mirande ^
 Claire Louise Moritz
 Carol Grant Opferman
 Paul J. Pantano, Jr. *
 Happy R. Perkins *
 Donald Lee Pilzer
 Robert E. Rigler
 Fredric Alton Rollman
 Edward J. Schneidman
 Marjorie Stripling Schultz ^
 Lisa Margaret Smith
 Madison Stockton Spach, Jr. *
 William L. Thompson, Jr. *
 Michael Stewart Thwaites
 Kimberly Till

Richard Scott Toop *
 Robert W. Turken
 Fred Anton Ungerman, Jr.
 Richard C. Van Nostrand
 Elizabeth M. Weaver
 James P. Wolf

1981

Anonymous (1)
 David S. Addington
 Marshall S. Adler
 Mark Alan Beatrice
 Nancy T. Bowen *
 Phillip W. Campbell
 Michael L. Chartan *R
 Gregory John Cioffi
 Jonathan E. Claiborne *R
 John J. Coleman III *R
 Thomas E. Cone *R
 Marianne Corr *R
 Diana S. Deane
 Michael Richard Dreeben
 Ted B. Edwards ^R
 Denise Marie Elmer ^
 Patrick B. Fazzone R
 David Alan Fine *
 Linda Cox Fornaciari *R
 Carl R. Gold R
 David Douglas Gustafson
 L. Cecily Hines *
 Leigh H. Hopkins
 Jon Mark Jenkins
 Kenneth A. Jones
 Stephen V. Kern *R
 Nancy H. Kerr
 Steven Robert Klein
 Robert B. Krakow *
 Jeffrey P. Libson *
 Alan S. Madans
 Craig Benton Merkle ^
 Paula Krahn Merkle ^
 David Edward Nash
 Robin P. Nash
 Kimberly Sue Perini
 David H. Potel *
 Donald J. Rendall, Jr. *R
 Jane F. Rodas R
 Jennifer P. Rose *R
 Leo Rose III *R
 Mark William Ryan *
 Michele Miller Sales *R
 James E. Schwartz ^
 Pamela K. Silverman *
 D. Charles Stohler
 Richard Lee Strouse
 David Elliot Sturgess
 David C. Tarshes *R
 Neil R. Tucker *R
 William Robert Vezina III *
 Michael Ward R
 Barry Elias Warhit
 David J. Wittenstein ^R
 Peter G. Wright
 John C. Yates *
 Michael R. Young *

1982

Clifford R. Adler *
 J. Bradford Anwyll *
 Stanley Park Barringer, Jr.
 James Edison Bauman *
 Gary L. Beaver
 Lorraine Shook Berkowitz ^
 Harris T. Booker
 Glenn J. Carter
 Patricia A. Casey *
 David Barry Chenkin ^
 J. Michael Dalton *
 Michael Martin Darby
 E. Brian Davis
 Robert L. Dougherty *
 P. Brooks Eason
 W. David Edwards *
 Morris Arthur Ellison
 Carol Brittain Ervin
 Richard Wilson Evans
 Thomas M. Ewing
 David Samuel Felman
 Harry J. Finke IV *
 Sharon M. Fountain *
 Elizabeth Agnew Galloway
 Margaret Hayba Gonzales
 Charles Scott Greene
 Thomas Andrew Hale *~
 Andrew S. Halio
 Ruth Cohen Hammer
 John L. Hardiman *
 James B. Hawkins
 Martha J. Hays *
 Reynolds Walker Holding
 Jonathan Keith Hollin
 Richard Louis Horwitz *
 Larry D. Irick *
 Michael Hugh Krimminger
 Ann L. Majestic
 Margaret Delong Martin
 Douglas L. McCoy
 Susan K. McKenna
 Richard Kevin O'Donnell
 James Russell Peacock III
 Frederick Robinson *
 Elizabeth Roth
 Peter Alan Sachs
 Hideyuki Sakai *
 Stuart Frederick Schaffer ^
 Steven Alan Schneider
 Michael J. Schwartz *
 Mark D. Shepard
 Hezekiah Sistrunk, Jr. *
 Sharon P. Sivertsen
 I. Scott Sokol ~
 Thomas Lee Spinar
 Jeffrey E. Tabak *
 Joel B. Toomey *
 Julian E. Whitehurst ^
 James Frank Wyatt III ^
 Richard Craig Zeskind
 Lynette Remen Zinberg

1983

Dean W. Baker
 Coralyn Meredith Benhart
 Gary L. Benhart
 David L. Blisk *

Duane E. Brown *
 Mark Steven Calvert
 Jean G. Carter ~
 David B. Chaffin *
 Lynn Rosenthal Fletcher *
 Robert Parker Fletcher *
 Seth Lee Forman ~
 Benjamin Eagles Fountain III *
 Dieter Fuellemann *
 Robert W. Fuller III
 John B. Garver III
 Nathan Douglas Goldman
 Susan Bennett Green
 Rondi R. Grey
 Scott D. Harrington *
 Kate Sigman Hendricks
 Dawson Horn III *
 Charles Wilson Hurst
 William D. Jones III ^
 Daniel Franklyn Katz *
 Christopher Charles Kerr
 John R. Knight *
 Kenneth J. Kornblau
 Karl W. Leo *
 Gregory E. Lindley
 Dianne C. Magee
 Richard David Magee, Jr.
 Jennifer D'Arcy Maher
 Christopher M. Mason *
 Valerie S. Mason *
 Beth Willard Miller
 Jerry Hale Owens
 Mary Burke Patterson *
 Carlos E. Pena *
 Stephen C. Peters ^
 Michael T. Petrik *~
 Marianne Philip *
 Deborah Ann Phillips
 C. Scott Rassler
 Mary Alice Robison
 Bruce Jay Ruzinsky
 Jeffrey S. Schloemer
 Per Haakon Schmidt *
 James Dale Smee
 Michael Lloyd Spafford
 John Clay Spinrad *
 Kathleen Ann Wechter *
 John R. Welch ^
 Jay Warren Williams
 Susan M. Wyngaarden
 Rosemary Hsuen Yeoh
 Nancy L. Zisk *
 Robert Louis Zisk *

1984

Sol W. Bernstein
 Gary Paul Biehn
 Thomas J. Blackwell
 Michael Francis Burke
 Jeffrey D. Butt
 Margaret Carter Callahan *
 Leslie Wheeler Chervokas
 Ronald Louis Claveloux *
 Finesse Couch ^
 Angela Sirna Curran
 Kris Evan Curran
 Gardner Fabian Davis

Jonathan L. Drake ^
 Joseph Davis Fincher
 Bruce M. Firestone
 Donald Ray Fitzgerald ^
 Kurt W. Florian, Jr. *
 Duane M. Geck
 Ellen Elizabeth Hausler
 Mitchell I. Horowitz
 Barbara T. Ilsen
 Gary Adamson Jack
 Michael Gerard Jarman
 Lauren W. Jones
 Gregory J. Kerwin
 Laura J. Kipnis
 Katharine Lord Klein
 Paul Allyn Kramer
 Kenneth J. Krebs *
 Patricia B. Lehtola
 Christopher Wendel Loeb ^
 Ellen G. London
 Jeffrey Lewis London
 Kirk Robert Macfarlane
 Lee Douglas Mackson
 Mark E. McGrady
 Mark Harris Mirkin ~
 Karen B. Mozenter
 Michael Jay Mozenter
 Jerold J. Novick
 Gordon Matthew Orloff
 Julie M. Pinke
 Steven D. Plissey *
 Briget M. Polichene
 Evelyn Marie Pursley
 Margaret Jean Reinsch
 Cynthia Lynn Rerucha
 John F. Rigney *
 Robert P. Riordan *
 R. James Robbins, Jr.
 Howard Eric Schreiber
 Lori S. Smith *
 Richard Stanley Smith, Jr.
 Patricia Ann Speth ^
 Gregg Martin Stave
 Jeffrey Alan Stonerock ^
 Donald R. Strickland *
 Edward Sueta, Jr.
 Shuji Taura
 Virginia C. Antipolo-Utt ~
 Elizabeth B. Wright

1985

Amy McCabe Baker
 Janet W. Black *
 John W. Connolly III *
 Mark O. Costley
 Tia Lynn Cottey *
 Mary Woodbridge deVeer *
 Caroline E. Emerson ^
 Brenda Hofman Feis
 William Paul Flickinger
 William Wallace Ford III
 Kip A. Frey *
 Thomas J. Gorman
 Cameron S. Hamrick
 John Paul Hassiepen
 Lynn G. Hawkins
 William W. Horton ^

Arthur J. Howe *
 Eric Alan Isaacson
 Joel Kaufman
 J. Mitchell Lambros
 Marianne Owens La Rivee
 Matt P. Lavine
 Steven R. Lazar ~
 Gerald Anthony Lee
 David S. Liebschutz
 Elizabeth H. Liebschutz
 George Robert Loxton
 Christopher D. Mangum *
 Davia Odell Mazur ^~
 Neil Douglas McFeeley
 Pressly M. Millen
 Siobhan O. Millen
 David E. Mills ^
 William Douglas Morris ^
 James Robert Moxley III
 Carol D. Newman
 Marshall David Orson
 William Keith Reidy ^
 Peter Glatz Rush *
 Elizabeth Y. Schiff *
 Kenneth D. Sibley *
 Michael Stephen Smith *^
 Sonja Steptoe *
 Charles Vuille Stewart
 Bellenne M. Toren
 Leslie Campbell Tucker III
 Darrell R. Van Deusen ^
 Paul R. Van Hook ^
 Peter G. Weinstock *
 Barry M. Wertheimer
 Bea L. Witzleben

1986

Elyce Stuart Abraham ^
 Charles Edward Adams ^R
 Paula Marie Anderson
 Maria E. Arosemena
 Martin David Avallone
 Daniel B. Bogart
 Karen Lisa Brand
 Antonio B. Braz *
 Benjamin Andrew Brown
 Janine Brown *R
 Kathleen Jean Byrnes
 Susan Bysiewicz
 Sally C. Carroll ^R
 Michael C. Castellon ^
 Brent O.E. Clinkscale *
 Ellen S. Coffey
 Ronald T. Coleman, Jr. *
 Robert Talbott Danforth
 Bharat Dube
 Brett D. Fallon *
 George Wheeler Finkbohner
 Ellen K. Fishbein ^
 Benjamin R. Foster
 John F. Grossbauer
 Christy M. Gudaitis
 Elizabeth A. Gustafson *R
 Mark Daryl Gustafson *R
 Pamela G. Hill R
 Lyndall Jay Huggler
 Michael S. Immordino *

Peter Joseph Juran
 Christopher G. Kelly *R
 Christopher Mark Kelly *
 Frederick Kennedy III
 Kermit Brian Kennedy
 M. Elise L. Kennedy
 Gordon F. Kingsley, Jr. ^R
 Kelly J. Koelker
 Cristin C. Lambros
 Andrew Charles Laubach
 Jeffrey T. Lawyer
 Stephen M. Lynch *
 Elizabeth A. Martin
 John Donald Methfessel, Jr. *R
 Francis Joseph Mootz III
 Robin Panovka *
 Barry G. Pea
 David Jefferson Quattlebaum ^
 Anne T. W. Rajagopalan
 Mark D. Reeth ^~
 Susan Canter Reisner R
 Robert Allen Scher
 Daniel R. Schnur *
 Caren A. Senter
 Mr. Douglas Lee Siegler
 Alexander Jackson Simmons, Jr. *R
 James D. Smith *R
 M. Dianne M. Soltis
 Paul Thomas Stagliano *
 Richard P. Virnig

1987

Amy Merrill Appelbaum
 John Robert Archambault
 Kichimoto Asaka *
 David J. Berger
 Axel Bolvig III
 ToNola D. Brown-Bland
 Harry Eugene Bruns
 Scott Alan Cammarn
 Steven Jewett Davis
 David Hamilton Donaldson
 Ross Carey Formell *
 James Alec Gelin
 Lawrence Jonathan Goode
 Susanne I. Haas *
 Robert E. Harrington *
 Amy F. Hecht
 Veronique J. Heim-Albersmeier
 Eve Noonberg Howard
 Jasper Alan Howard
 Franklin D. Jackson
 John Richard Keller
 Jeffrey T. Kern
 Gordon Stewart Kiesling
 Teresa B. Klinkner
 Kevin Michael LeWinter ^
 David H. Lorig
 Stephanie A. Lucie *
 Cynthia B. Maddox *
 Robert L. Maddox III *
 Gary Edward Mason *
 J. Parker Mason
 Louis G. Massouras
 John Richard May, Jr.
 Robert Harrison Nagle
 Gregory E. Neppi

Paul G. Nofer *
 Wendy Beth Oliver *
 Bart James Patterson
 Katherine S. Payne
 Christopher J. Petrini
 Julie O. Petrini
 Alice H. Prater *
 Harlan I. Prater IV *
 Lindsey A. Rader *
 Jane Emily Rindsberg
 Bruce L. Rogers *
 Joseph Paul Rosh
 Brian Lloyd Rubin
 Susan Gwin Ruch
 Cheryl Feik Ryan
 Jonathan Shapiro
 John Sharkey *
 Karen W. Shelton
 Laurel Ellen Solomon
 Tish W. Szurek
 Penelope C. Trowbridge
 Michael K. Vernier *
 J. Thomas Vitt III
 Lorraine L. Wilson
 Alan D. Wingfield *
 Emily O. Wingfield *

1988

Anonymous (1)
 Erik O. Autor
 Richard E. Byrne
 Douglas Robert Christensen *
 Eric John Darden ^
 Jody Kathaleen Debs
 Mark R. DiOrio *
 Margaret Ann Force
 David E. Friedman *
 Don Joaquin Frost, Jr. *
 Kodwo P. Gharthey-Tagoe
 Scott Glabman
 Marc E. Golden *
 Richard L. Gulino
 Kathleen M. Hamm *
 Susan Elizabeth Kinsella
 William Isaac Kohane *
 Mark Labaton
 David Aaron Leff ^
 Mary Kathryn Mandeville
 Linda H. McCown ~
 Robert J. Nagy *
 Theresa A. Newman
 David Anderson Payne
 Mario A. Ponce *
 Lisa Lee Poole
 John David Prather
 Thomas M. Rohe
 Daniel Arthur Rose
 Gregory James Ruffa ^
 Michael Paul Scharf
 David Abba Schwarz *
 Steven R. Shoemate *
 Michael C. Sholtz *
 Roger H. Stein *
 Christopher J. Supple
 Howard Scott Thompson
 James Walker IV
 Melissa P. Walker

Susan K. Weaver
Jo Ellen Whitney
Jill A. Whitworth
Beth D. Wilkinson ^
T. Scott Wilkinson ^
David Wisen *
Winston Zhao *
Robert Von W. Zipp

1989

Susan Maxson Aldridge
Scott A. Arenare *
John Stephen Barge
Kathleen Barge
Mary Dalton Baril
Steven T. Breaux *
Kimberly A. Brown
Alfonso de Orbegoso *
Michael William Devlin *
David Manning Driscoll
Craig B. Fields
Kimiko T. Fields
Deborah S. Flannery
Donna Elena Frosco
Andrea B. Goldman
Sharon Carr Harrington *
Eric L. Hiser ^
Michael K. Hoffman *
Ji Xiang Huang
Deena B. Jenab
Cynthia M. King *
Dania L. Leatherman
David M. Lieberman *
Wendy Sartory Link *
Yibing Mao *
Eric Keith Moser ^
Kenneth Alonzo Murphy
Ann Marie K. Nader *
John E. Pelletier *
Jeffrey Stevens Perlee
Irene B. Ponce *
Susan M. Prosnitz
Katherine McKusick Ralston
Thaddeus T. Rieger
Mark J. Rosenberg *
Russell Edward Ryba
Sabine Schmidt-Pischner *
John R. Stark
Kate Susan Stillman
Paul K. Sun, Jr. *
Leora Tec
Dominique N. Vandeperre
Danian Zhang ^

1990

Mohammed Abdulrahman
Al-Sheabi *
Barbara A. Baccari
Renee Elizabeth Becnel *
Edward John Burke, Jr.
David William Dabbs
John Sabine DeGroot *
Henry De La Garza
Roxanna A. Devlin *
Donald P. Dietrich II ^
Kristyn Elliot Dietrich ^
Lisa Anne Eichhorn *

Michael E. Evers
Peter R. Franklin
Michael S. French
Caroline B. Gottschalk *
Christopher R. Hart
James J. Hoctor
Val Richard Hoyt
Lisa Combs Jern *
Jacqueline J. Jones
Jonathon H. Kaplan *
Daniel A. Kent
Nicolas A. Killen
Bradley A. Krouse ^
Xiaoming Li *
Charles C. Lucas III *
Audrey LeVine Manicone
Sally J. McDonald
Charles Mark North
Deanna T. Okun *
Mark A. Redmiles
Jane Ellen Schaefer
Martin Schaefermeier
Julie Ann Schejbal
Julia Stephanie Shields
Jacqueline O. Shogan ^
Michael Guido Silver
Jeffrey C. Snapp
George B. Telford
Denise Elaine Thorpe
Rebecca L. Torrey *
Robert A. Van Kirk
Gerard J. Waldron
Debra M. Watton
Michael J. Watton
Cynthia Linn Weisman

1991

Juan F. Aleman *^R
Samuel Craig Alexander
Douglas L. Brooks
Louis S. Citron
Anne E. Connolly
Colm F. Connolly
John Mark Coulson
Charles Santo Detrizio
Erica Lynn Edwards
Bonnie Freeman
Stanley Martin Gibson *
Douglas R. Gooding
David Allen Greene ^R
Jennifer Gimer Hays
Susan L. Heilbronner *^R
Hiroyuki Hosoi ^
Gregg Allen Landau
Eric Neil Lieberman ^R
Trent William Ling ^
Angela Lykos ^R
Melissa E. McIlwain
Chinyere Y. Okoronkwo
Francisco David Olazabal
Douglas S. Phillips ^R
Therence O. Pickett ^R
Deana Kay Pruitt *
Andrew Michael Ray ^R
Dara Grossinger Redler
Andrew Neil Rosenberg ^^R
James S. Rowe *

Elissa J. Shendalman *
Amy Beth C. Slutkin *
Andrew G. Slutkin *
Juraj Strasser
Reginald F. Thors
James S. Toscano
Jason Frederick Trumbour
Xianping Wang ^

1992

Mary Margaret Arndtson
Ernest Edward Badway
Daniel Scott Berman *
Karen A. Bussel Berman *
Landis Cox Best
Jay S. Bilas
John J. Bowers
Laura L. Bradley *
Hans J. Brasseler *
Kristin Ramsey Clyde *
Thomas MacIver Clyde *
Kenneth Duncan Crowder
Christopher A. Donesa
Thomas E. Dunn *
Kevin Edward Flynn
Sandra J. Galvis
Martina M. Garris-Bingham
James Anthony Gleason *
Douglas H. Hsiao ^
Douglas H. Jackson
N. Anthony Jeffries
Stefan A. Kenn
Catherine M. Kirk
Julia K. Kirkendall
Jonathan Gardner Lasley
Troy Matthew Lovell
Leanne S. Macel
Stanley Charles Macel IV
Steven M. Marks
Omar Y. McNeill
Janet Moore
Sean Patrick Moylan
John Douglas Nachmann
John R. O'Connor
Michael A. O'Hara *
David Keith Park
Scott M. Pritchett
Anuja G. Purohit *
Glenn R. Sarno *
Scott Woodard Stevenson
Andrea G. Taber
Edward H. Trent
Geovette E. Washington ^
Sheryl A. Wilbon
Don R. Willett

1993

Syed Nadeem Ahmad
Sofie Maria Margaretha
Ameloot-Camp
Seth Adam Blum
Susan B. Bock
Jennifer Buchanan O'Neill
Philip Adam Cooper
Jolynn C. Dellinger
Kelly Capen Douglas
Kira Elizabeth Druyan

Fritz L. Duda, Jr. *
Bruce A. Elvin *
Sara E. Emley
Craig Howard Factor
Catherine Stanton Flanagan
David C. Gibbs III
Amy Ruth Gillespie
Eric J. Glover
Terrie Victoria Hagler-Gray
Mauri Hamalainen
Lisa A. Harig
Cynthia Ming-Wai Ho
Lambert Hofbauer
Jacquelyn Hugel
John S. Kaplan
Lynn Halpern Lederman
David J. Lender
Cosmas N. Lykos *
Michael F. Newbold
Mary Margaret Ogburn
Jennifer D. O'Shaughnessy
Frances H. Pratt
Edward Minor Prince, Jr.
Larry W. Ramsey
Roxane Frances Reardon *
Charles Milton Shaffer
Alexander Grant Simpson
Keith Alan Smith
Richard D. Smith
Jim O. Stuckey II
Lodewijk D. Van Setten
Jay Garrett Volk
Suzanne J. Wasiolek
Andrew C. Weiler
Ilene T. Weinreich *
Keith E. Wexelblatt
Jonathan Marc Zeitler *

1994

Michael W. Balfe
Allison R. Beakley
Rindala Beydoun
Alana R. Black
Gregory Stephen Camp
Elizabeth J. Catlin
Brian McCracken Daucher
Anne L. Dollard *
Theodore C. Edwards II
Michael J. Elston
Lawrence S. Fox ^
Seth Evan Gardner *
Paul R. Genender *
Eileen King Gillis
Reena N. Glazer *
Michael William Graff, Jr.
Randall David Grayson
Ivan P. Harris
W. H. Johnson III ^
Leslie Shane Kehoe
David J. Kendall
Shinri Kinoshita
Carol Williams Lally
Kevin M. Lally
Jennifer V. Lange
John R. Lange
Rachel G. Lattimore
Andrea N. Meigs

Douglas B. Neu
Jason G. New
Jennifer McCracken New
John W. Nurkin
Wesley R. Powell *
Laurie Cooper Putthoff
Elizabeth Hitchins Quigley *
L. Matthew Quigley *
Giordano Rezzonico
Amy A. Ruggeri
Hwawon K. Shim
Noriyuki Shimoda
Lisa T. Simpson
Michael J. Sorrell *
Bruce Richard Spicer
Martha Wach
Matthew Ernest Watson
Julia Furr Youngman

1995

Eric Lawrence Alexander
Ana Cristina Arumi
Carolyn G. Benne
Robert Lance Boldrey
Gregory V. Brown ^
Kenneth W. Bullock
John V. Coburn
Jeffrey D. Collins
James A. Davlin V
Timothy J. Dodd
Adrian E. Dollard *
Helen Irene Dooley ^
Brian L. Doster
Jason R. Erb
Marc Eumann
Carol Rick Gibbons
Alexander Glashauser
Stefanie K. Goldman
Anne Harriet Goldstein
Gates E. Grainger
Matthew J. Gries
Jeannine C. Jacobson
Justin D. Jacobson
Phyllisina L. Vinson Leslie
David Jon Levine
Erika King Lietzan ^
Rachel Kosmal McCart ^
Andrew Edward Miller
Richard J. Peltz
Andrea C. Williams Pettibone
John S. Pettibone III
Julie Hauschild Richardson
Craig E. Sanders
Natalie Kay Sanders
Anne Wilhoit Sherley
Frederick H. Sherley
Lawrence B. Somers
Scott Michael Tyler
Kimberlee Sue Ullner
Mark T. Uyeda *

1996

Michelle Anderson
Edward John Bennett ^R
Gunnar Birgisson ^R
Robert C. Bowers
Deidre Jensen Call

Loren Montgomery Clark *
 Tara Ann Cope
 Amy Elizabeth Davis
 John I. Davis, Jr. ^R
 Michelle M. Davis
 Keith S. Ernst
 Jeffrey Edwards Faucette
 Janice L. Griffin ^R
 Julian Emlyn Hammar
 Pierre R. Heitzmann
 Reed J. Hollander *
 Stacey L. C. Horan
 Arlene Houston
 Steven Ryan Hunter
 Sylvia F. James ^R
 Erin E. Kelly
 Amy C. Kunstling
 Randall D. Lehner
 Lynn Ane Leubuscher *^R
 James R. Levey
 Karen S. Mankes
 Linda H. Martin *^R
 Christopher B. McLaughlin *^R
 Maurine Mills Murtagh
 Benjamin D. Nelson ^R
 Sharon H. Patton
 Robert J. Sayre ^R
 Lovita T. Tandy *^R
 C. Brooke Temple III *
 Claire K. White ^R
 Edward H. White
 Christian Douglas Wright

1997

Maggie H. AbuHaidar
 Francisco D. Almaguer *
 Elliott Matthew Beard
 Elizabeth Martin Bowe [^]
 David A. Buchsbaum
 Alan J. Chadd
 Robert Wallace Dickey III [^]
 Julie A. Dilts *
 Teri Jeannine Dobbins
 David Ruben Esquivel
 Erin S. Gaddy
 Angelica T. Gallagher *
 Arthur L. Gallagher *
 Robert R. Ghoorah *
 Denise Gough
 Jessica C. Graham
 Allyson C. Grainger
 Keith S. Hasson
 Kirkland L. Hicks
 Canaan Huie
 Jeremy Ambler Hushon
 Jennifer A. Jenkins
 Weibo Jiang
 Cathleen Dick Kendall
 Anne E. Krouse *
 Geoffrey R. Krouse *
 Karen L. Denker McKenna
 Peer Meisner
 David H. Morgenstern
 Patricia Taibo Northrop
 Heather G. Regoli
 Nelson M. Reid
 Evan B. Rice

Erik J. Rickard
 Jeremy B. Rosen
 Heather Marie Stack
 Jason M. Satsky
 Scott Eric Seewald
 Michelle R. Seltzer *
 Jacqueline K. Shipchandler
 Rochael M. Soper
 Gillian W. Thackray
 Doc J. Thurston III
 Diane P. Tso
 Phillip Andrew Wertz
 Alan L. Whitehurst

1998

Taylor M. Albright
 Suzanne V. Alwan [^]
 Satoshi Aratani
 David Warren Archey
 Victor Bongard III
 William M. Boyd
 Jonathan Claude Brumer
 Ellen Dunham Bryant
 Shawn Derek Bryant
 Robert A. Buchholz *
 Jay C. Campbell
 Megan Lejeune Carlyle
 Julie P. Coleman
 Mark Francis Daly
 Jennifer Lynne Franklin *
 Emily B. Friedman
 Caitlyn T. Fulghum *
 Thomas E. Fulghum *
 Jeffrey Bauer Horton
 Seth Hillel Jaffe
 Christine P. James
 Carol A. Kelley
 Rachael Dianne Kent
 Naho Kobayashi
 Kerry Elizabeth Larsen
 Baekgyu Lee
 Lauralyn Beattie Lee
 Peter M. Lee
 LeeAnn Wheelis Lockridge
 M. Evans McMillion
 Stacey M. Nahrwold
 Anthony F. Prisco, Jr.
 James E.B. Sanders
 Sharad K. Sharma
 Ting-Ting Shi
 Youngtack Shim
 Jeffrey M. Smith
 Tanya R. Smith *
 Sarah Kathleen Solum *
 Patricia Tilley Song *
 Alexandra Ann Tsiros
 Benjamin Earl Fossum Waller
 Alison H. Wallis
 Darren C. Wallis
 Ronald Paul Wolf
 Kevin Zolot
 Miranda M. Zolot

1999

Stephen A. Ahrens
 Scott H. Allan, Jr.
 David K. Bowsher *

Christian L. Broadbent
 Leslie P. Carnegie *
 Alberto Castelli
 Theresa M. Claffey *
 Timothy A. Dadson
 Elzhana T. Duisemaliyeva [^]
 David W. Dummer
 Andrew B. Flake
 Christopher M. Golden
 Jonathan David Gonce
 Abigail D. Kahl
 Wendy E. Kamenshine
 Joseph P. Lombardo
 Alan L. MacCracken III
 Shelley Gay Myott
 Katherine Jackson Nesbitt
 Alyssa L. Rebensdorf
 Lisa L. Reichmann
 Julie M. Riewe *
 Paul G. Rozelle
 Susan D. Rozelle
 Valerie S. Sanders
 Georg F. W. Schaeffler *
 Hollee Schwartz Temple
 Thomas Carl Sima
 Dara Steele-Belkin
 John Michael Strickland
 Jennifer L. Sullivan
 Morgen Anne Sullivan
 Jonathan M. Vanden Bosch
 Amy Elizabeth Vieta
 Gordon R. Walker
 Marion T. R. Watkins [^]
 Seth Alain Watkins [^]
 Jeffrey B. Welty
 Charles J. Wichmann
 Anne Therese Wynne
 Sungjoo Yoon

2000

Elisabeth J. Barek
 Kelly J. Barsham
 James Hugh Bingham
 Kevin C. Boland
 Jamie A. Brown
 Yi Lin Chua *
 Kevin M. Cuddy
 Jill F. Dash
 Jennifer L. Davitt
 Christine M. DeMott [^]
 Scott W. Dodson
 Elizabeth E. Doscher
 Frederic David Fenton
 Jason Wells Goode
 Robert Toms Gray
 Michael R. Heath
 Elizabeth Anne Holt *
 Margaret C. Hu
 Eric Joseph Johnson
 Sang-Soo Jun *
 Michael L. Kimmel [^]
 Brian D. King
 Alice W. Leaman
 Wolfgang Lehning
 M. Farley Collins Lucke
 Patrick M. Manseau
 Antionette J. Marbray
 Melissa K. Marler

John T. McBroom
 Adam B. Miller
 Frances Turner Mock
 Alison K. Morello
 William Roy Nifong
 Dustin B. Rawlin
 Sarah E. Schott
 Cory J. Skolnick
 Jeremy Todd Steele
 Mariya S. Treisman *
 Michael B. Treisman *
 Jeremy M. Veit *
 Julie O. Veit *
 L. Neal Wheeler
 Mechelle Zarou
 Christopher A. Ziebarth

2001

Kamla G. Alexander ^R
 Leigh A. Bacon ^R
 Heinrich Erwin Baelz
 Mark Lawrence Bieter ^{^R}
 Kelly S. Black-Holmes ^R
 Sharon M. Blaskey
 Daniel Terry Blue III *
 Paul E. Booth
 Kristi L. Bowman ^R
 Gena Brie Choi
 Collin J. Cox *^R
 Alexander C. Dale
 Amberly Lynn M. Donath
 Jeanne T. Donnelly ^R
 Kathleen E. Fuller
 Russell T. Goin
 William A. Haddad
 Michael J. Hostetler *
 Michael C. Hughes
 Shymeka L. Hunter-Crigler ^R
 Robert W. Kaufman
 Kiyoung Kim
 Kasel E. Knight
 Oliver Tsung Wen Lee *
 Justin R. Popp
 Kathryn D. Ratte
 Meggan A. L. Rawlin ^R
 Mary S. Richardson
 Matthew J. Rupp
 Sarah H. Rupp
 Seth J. Safra *
 Antony L. Sanacory ^R
 Michael Gerard Scally
 Jana M. Scharf *
 Nancy Nell Scott *^R
 Christopher P. Seufert *^R
 James Anthony Silver ^R
 Mark E. Singer ^R
 Courtney A. Tippy
 Nicole K. Wilson
 Denise G. Zack

2002

Jennifer W. Adams
 Rachel L. Adams *
 Kimberly Ann Bart
 Robert Harrison Bell [^]
 Andrea L. Bradford *

Jeffrey Dana Bradford *
 Andrew Lu-Young Chang
 Christine R. Chobot
 Lisa Michele Cylus
 Charles Davant
 Matthew T. Davidson [^]
 Adam J. Di Vincenzo
 Ami A. Dodson
 Drew David Dropkin
 Christopher Michael Evans
 Thomas E. Felsberg
 Daniel Joseph Foster
 Kurt Alan Friesen
 Clewonne M. Gaillard
 John Franklin Garvish
 Darin Jeffrey Glasser
 Eric Roger Grouse
 Kenneth Rhyne Harris *
 Marcella Ann Harshbarger *
 David Emmett Hawkins
 Carie Little Hersh
 Lila W. Hope
 Amy L. Horner
 Christian D. Jinkerson
 Denali A. Kemppe
 Christy E. Kiely
 Mark Watkins Kinghorn
 Joanne Ng Kwong
 Adam R. Long
 Amy C. Mena
 Emilio Mena, Jr.
 Edward N. Moss
 Thomas Bernabe Mulhern
 Iliana Leonor Peters
 Mark Deeds Rambler
 Wendy Sue Reese
 J. Kate Reznick
 Alison M. Rhoten
 Leah J. Russin
 Katherine Ellen Saitas
 David Clayton Searle
 Julieann N. Searle
 David Alexander Shuford
 Mary Beth Steele
 Heather Lindsay Stewart
 Nwabundo Enuma
 Ume-Nwagbo [^]
 Anne Marie Verschuur
 Ling Wang *
 Susan Elizabeth Wood [^]

2003

Suzanne M. Alford
 Christina Anzel
 Joshua D. Anzel
 Tia N. Hall Barnes
 Jennifer L. Barry [^]
 Stephan Bauer
 John W. Bolin III *
 Matthew J. Bonness
 Christine S. Cox
 Brian J. Damiano
 Paul R. Ervin III
 Matthew D. Greenley
 Daniel O. Hanks
 James B. Insko
 Elizabeth M. Israel

Joel L. Israel
 David R. Kaplan
 Juliet J. Karastelev ^
 Angela M. Kinghorn
 Tobias M. Leder
 Alison B. Levy
 Stuart D. Louie *
 Jenifer J. Marsh ^
 Stephen G. McNiff
 Stephen L. Minter ^
 Kendra A. Montgomery-Blinn
 Charles R. Nightingale
 Sean M. O'Neil
 Daniel J. O'Neil
 Christopher S. Perry
 Kelly A. Perry *
 Melissa C. Peshkin ^
 Amy A. Pines
 Jontille F. Ray
 Nicole L. Rittenhouse
 Adam J. Rogers
 Antony N. Rutherford
 Lewis W. Schlossberg
 Nathan G. Schmidt ^
 Jay R. Schwarz ^
 Joshua K. Simko
 Stephen T. Smith ^
 Maranda W. Stevens
 Allison H. Stiles
 Kelly M. Townsend
 Meredith L. Turner
 Olga V. Vinokourova
 Caroline E. Wainright ^
 Ward B. Washington
 Aaron T. Wolfson
 Sarah M. Wood
 Fang Xue *
 Jinping Yang *
 Fan Yu *
 Bradley T. Zimmer ^
 Meredith Zinanni ^

2004

Anonymous (1)
 Kristine M. Andreassen *^
 Trever K. Asam
 Marika R. Athens
 Allen X. Baker *
 Krista M. Barnes
 Brian R. Berman *
 Philip J. Bezanson
 Deidre D. Blocker
 James C. Bowers
 Linda M. Boyd
 Courtney R. Brewer
 Walter J. Buzzetta
 Paul Y. Castle
 Frank I. Chao
 Donald E. Childress III
 Graham J. Chynoweth ^
 Randall H. Cook *
 Evan M. Cramer *
 Joseph W. Creech
 Justin T. Curley *
 Sarah V. Dadush *
 Sarah H. Davis
 Shefaali K. Desai

Jeremy C. Entwisle *
 Nita Farahany ^
 Amir R. Farokhi
 Christopher P. Fazekas *
 Thomas B. Franca
 Vanessa R. Franco
 John D. Fred *
 Robert J. Gallagher, Jr. ^
 Michael L. Greenwald
 Michael S. Guntersdorfer ^
 Meaghan P. Hannan
 Yoshinori Horigome ^
 Richard T. Hossfeld
 Cory R. Kampfer
 Sebastian Kielmanovich
 Blake A. Klein *
 Kimberly A. Klimczuk
 Michael T. Koenig
 David H. Koysza
 Luke A. Lantta
 Corey A. Lee
 Justin C. Letts
 Douglas W. Lukasik
 Donal A. Luna
 Artemis H. Malekpour
 Jill R. Martin
 Neill G. McBryde, Jr.
 Montaye S. McGee
 Christopher S. Mills
 Sarah J. North
 Ashley M. Oland
 Lance V. Oliver
 Mayur R. Patel
 Abigail J. Politzer
 Timothy M. Pomarole
 Emily J. Ratte
 Juliana C. Richards *
 Walter K. Robinson
 Keith A. Rogers *
 Stuart H. Russell
 Christopher A. Sajdera *
 Andrew J. Schrage
 Alphonso Simon, Jr. *
 Jesse T. Smallwood *
 Peter M. Smith
 Shannon Smith
 Mitchell D. Sprengelmeyer
 Dayton K. Stout
 Emily K. Su *
 Brian T. Sumner ^
 Jonathan A. Sutter
 Kirsten J. Taylor
 James D. Thayer
 Andrew T. Tripp
 Jaret N. Turkell
 Mark Unger *
 Minodora D. Vancea
 Gregory C. Walsh
 Jamiah K. Waterman
 C. Bryan Wilson *
 Shikun Xie

2005

Donald G. Ainscow
 Ron M. Aizen
 Suzana S. Albano
 Gyorgy Bacsa

James C. Baird
 Wyatt E. Bloomfield
 Jessica A. Bohrer
 Luis M. Borrell
 Brian C. Brook ^
 Scott C. Chase
 Eric K. Chiu
 Andrew J. Cho
 Kyung Hoon Chun
 Sarah E. Citrin
 Noah A. Clements
 Axel A. Clerens
 Susannah B. Cox
 Nicholeen S. D. Creech
 Florence Danis
 Scott M. Edson
 David J. Eklund
 Samantha A. Ferris
 Samuel A. Forehand
 Kristen J. Freeman
 Christopher J. Fregiato
 Dylan M. Fuge
 Megan K. Gaudette
 Jason L. Gelman
 Richard H. Griffin
 Marjorie C. Gurganus
 Maximilian M. Haag
 Nathan B. Hagerman
 Leigh M. Harlan
 Stacy J. Hauf
 Andrew A. Hecht
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Panels, Lectures, Conferences, and Symposia

- 8/21 Presidential Signing Statements:
What is the Problem with Them?**
Professors Walter Dellinger, Curtis Bradley,
Eric Posner, University of Chicago School of Law,
Trevor Morrison, Cornell Law School
PROGRAM IN PUBLIC LAW
- 8/28 Supreme Court Preview:
What to Anticipate in the Coming Term**
Professors Christopher Schroeder, Erwin Chemerinsky,
Robert Mosteller, and Neil Siegel
PROGRAM IN PUBLIC LAW
- 9/13 Charles P. Blahous
Special Assistant to the President for Economic Policy**
DUKE LAW FEDERALIST SOCIETY
- 9/21 Professor Michael Meltsner
Northeastern University School of Law**
BLACK LAW STUDENTS ASSOCIATION
- 10/02 Dean Kenneth Starr '73
Pepperdine University School of Law
Practical Politics and the Law**
PROGRAM IN PUBLIC LAW AND *DUKE JOURNAL*
OF CONSTITUTIONAL LAW AND PUBLIC POLICY
- 10/18 Ambassador Peter Galbraith
*The End of Iraq***
PROGRAM IN PUBLIC LAW
- 10/18 Makeup, Grooming, Performance,
and Discrimination Symposium**
Professors Catherine Fisk and Mitu Gulati, conveners
- 10/23 Professor Justin Hughes, Cardozo Law School**
THE INFORMATION ECOLOGY LECTURE SERIES,
CENTER FOR THE STUDY OF THE PUBLIC DOMAIN
- 10/27 Law, Science and Uncertainty:
The Future of Childrens' Environmental Health**
DUKE ENVIRONMENTAL LAW AND POLICY FORUM FALL SYMPOSIUM
- 11/2 Dean Zhu Suli, Peking University School of Law**
FIFTH ANNUAL HERBERT L. BERNSTEIN MEMORIAL LECTURE
- 11/10 Professor Mary Dudziak
University of Southern California Law School**
DUKE LAW JOURNAL FALL SYMPOSIUM
- 11/14 Professor Carl Schneider
University of Michigan Law School**
SIXTH ANNUAL SIEGEL LECTURE IN MEDICAL-LEGAL ETHICS
- 11/18 International Delegations and the U.S. Constitution**
Professors Curtis Bradley and Jack Goldsmith,
Harvard Law School, conveners
DUKE-HARVARD FOREIGN RELATIONS WORKSHOP

Fall Workshops

Professor Mark Hall, Wake Forest School of Law and School of Medicine
Professor Christine Hurt, University of Illinois College of Law
Professor Teemu Ruskola, American University Washington College of Law
Professor Donald Langevoort, Georgetown University Law Center
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