

INSIDE McGEORGE

Volume 7, Number 5

University of the Pacific, McGeorge School of Law

January 2004

China summer program unveiled

The University of the Pacific McGeorge School of Law, in collaboration with the Kenneth Wang School of Law of Soochow University, will hold its first summer institute on Chinese law in Sacramento and Suzhou, China from June 14 to July 9, 2004.

“There are a great many exciting things happening in Chinese legal education and Pacific/McGeorge is fortunate to be among its first American partners,” Dean **Elizabeth Rindskopf Parker** said. “Our students, in turn, will have the opportunity to learn about China from a legal perspective.”

A two-unit Concepts of Chinese Law course will consist of two weeks of classes in Sacramento, followed by two weeks of classes, cultural trips, and visits to Chinese courts in Suzhou. Adjunct Professors **Laura Young** and **Frank Wang**, assisted by Professor **Brian Landsberg**, will teach all classes with guest lectures in Suzhou given by Soochow University law professors.

During the program, students will have the opportunity to meet and discuss with Chinese law professors and law students the changes and reforms to the legal system in China that have occurred and continue to occur as China strives to adapt its ancient system to the needs of an economic superpower.

A \$3,000 tuition price includes almost everything except airfare and living expenses during the Sacramento portion of the course. The tuition includes hotel lodging and three meals daily in Suzhou and meals, transportation and accommodations at all sidetrips. Pacific/McGeorge will negotiate a group return airfare at the lowest possible rate.

New McGeorge attorneys sworn-in

Pacific/McGeorge graduates who passed the State Bar of California’s July 2003 examination filled the Lecture Hall with family and friends on December 3 for the school’s annual swearing-in ceremony.

Seventy-two new attorneys were welcomed into the ranks of the state’s attorneys by Judge **Connie Callahan**, ’75D, U.S. Ninth Circuit Court of Appeals, and Presiding Justice **Arthur Scotland**, ’74D, of the Court of Appeal, Third Appellate District.

“This is my favorite program of the entire year at Pacific/McGeorge,” Dean **Elizabeth Rindskopf Parker** said. “I’m pleased so many of you are here and sharing this proud moment with your equally proud families.”

Justice Scotland offered “congratulations on the completion of a long and arduous journey” and cautioned the new lawyers on their “solemn responsibility to be defenders of something special in American society – the Rule of Law.”

Judge Callahan, the president of the Pacific/McGeorge Alumni Association, recalled that she spoke to many of the same group at the law school’s orientation program in the fall of 2000. “I must say, you clean up well,” she joked. “But seriously, we’re all proud of your accomplishments. Your sacrifice was worth it.”

Dean's Message

There’s much good news to begin the new semester, but to start, I want you to know that **Ruthe Ashley** has agreed to serve as our new director of the Career

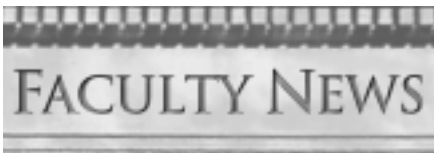


Development Office, with **Lisa DeSanctis** moving into the position of senior career advisor and **Jane Thomson** (previously director at UC Davis’ King Hall) joining an increasingly strong team. I consider CDO a very important part of our administrative support for students and I hope you’ll take advantage of the impressive talents the office has to offer.

As you begin new classes, you may hear some Spanish in the Courtroom – Professors **Jay Leach**, **Gregory Weber**, **Fred Galves**, **Ed Villmoare** and **Joe Taylor** are sharing our top-ranked trial advocacy training with visiting Chilean prosecutors — using U.S. State Department funds in helping Chile move from the inquisitional to the adversarial approach to criminal justice. Be sure to greet them.

My own January is off to a wonderful start — 15 Pacific/McGeorge faculty joined me at the Association of American Law Schools Annual Meeting in Atlanta, where we inaugurated a new section on National Security Law. This was a yearlong

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Landsberg book a major effort

MacMillan Reference USA has published *Major Acts of Congress*, a weighty three-volume work coordinated by editor-in-chief **Brian Landsberg**.

“Kudos to Brian are warranted for this extraordinary undertaking in creating what will, endure as a major act of scholarship,” Professor **Michael Malloy** said.

Professor Landsberg worked on the 1,178-page opus for more than a year-and-a-half that’s being marketed to high school and collegiate libraries. It features 270 entries, authored by historians, attorneys and legal scholars.

Eight Pacific/McGeorge faculty members contributed to the work. Professor Malloy wrote seven articles, Professors **Julie Davies** and **John Sims** two apiece, and Professors **Fred Galves**, **Hether Macfarlane**, **Eric McElwain**, **Mary-Beth Moylan** and **Gregory Weber** one each.

Professor Malloy’s entries include coverage of Community Development Banking and Financial Institutions Act, Glass-Steagall Act, International Emergency Economic Powers Act, National Banking Act, Tariff Act of 1789, Trading With the Enemy Act, and United Nations Participation Act.

Professor Davies authored pieces about the Ku Klux Klan Act and Title IX, Educations Amendments while Professor Sims wrote about the Emergency Planning and Community Right-To-Know Act and the Privacy Act of 1974. Professor Galves commented on the Community Reinvestment Act and Professor Macfarlane analyzed the Walsh-Healey Public Contracts Act. Professor McElwain explained the Trade Act of 1974 and Professor Moylan expounded on the Highway Act of 1956. Professor Weber dissected the Comprehensive Environmental Response, Compensation and Liability Act of 1980.

McCaffrey named Nile Basin adviser

Professor **Steve McCaffrey** was appointed legal adviser of the Nile River Basin Negotiating Committee at the December 9 to December 11 meetings of that organization in Addis Ababa, Ethiopia. The negotiating committee, composed of delegates from nine of the 10 Nile Basin countries, is empowered to produce a framework agreement on the Nile Basin.

Professor McCaffrey spent the week of November 9-15 in Ramallah, the West Bank, working with the Palestinian Authority’s Negotiations Affairs Department negotiation support unit. He is part of a British-led team that is preparing Palestinians for future water rights negotiations with Israel. The team also examined the legality, under international law, of the wall being built by Israel in the West Bank and its implications on water rights issues.

Malloy in Ireland

Professor **Michael Malloy** delivered a paper on “The Emerging International Regime of Financial Services Regulation” on November 20 to a meeting of the Irish Society of International Law in Dublin, Ireland.

The lecture examined the role of the Bank for International Settlements, located in Basel, Switzerland (and specifically the Bank’s Committee on Bank Supervision) in creating international rules of financial services regulation.

Popular panelist

Dean **Elizabeth Rindskopf Parker** kept busy with out-of-town appearances in October and November on a variety of subjects.

Dean Parker moderated a panel on “The Business Response to the New

Vitiello files brief in Three Strikes case

Professor **Michael Vitiello** has filed an amicus curiae brief in the California Supreme Court in a Three Strikes case, *People v. Carmony*.

The state high court has agreed to decide whether a trial judge’s decision to sentence a defendant under the Three Strikes Law, rather than to dismiss one or more “strikes” and impose a lesser sentence, may be overturned on appeal as an abuse of discretion.

Professor Vitiello, who has written four law review articles on the controversial state law, argues that the state appellate courts have ignored the state Supreme Court’s settled line of precedent interpreting California’s constitutional protection against cruel or unusual punishment. He also argues that the particular sentence violates the state constitution – Keith Carmony’s final strike was the failure to (re)-register as a sex offender, even though he had recently registered.

Cybersecurity Threat” on October 20 in Washington, D.C., then joined a discussion on the post-9/11 legal landscape on October 31 at the California Judges Association’s annual meeting in San Francisco.

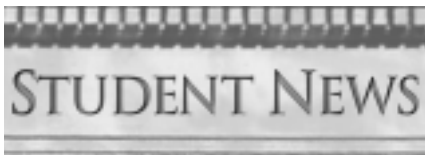
She chaired a panel on “National Governments and Technology” at an International Law and Technology Forum on November 4 in Dallas, Texas, and was a panelist on the topic of “Our New Federalism? National Authority and Local Autonomy in the War on Terror” at Brooklyn Law School on November 21 in New York City.

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Your comments are appreciated. Please contact
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National boards select Tu, Castillo

Quyen Tu 2D was elected president of the National Asian Pacific American Law Students Association at its annual convention held in November in Honolulu, Hawaii.

She will be among Pacific/McGeorge representatives at the Bay Area APALSA Conference on February 7 at the University of California, Davis that brings together students from the eight ABA-accredited law schools in northern California.

Latino law student representatives from law schools across the country came together to form the National Latina/o Law Students Association on October 12.

The organization's first board of directors includes vice chair **Mercedes Castillo** 2E. She is the current president of the Latino Law Students Association on campus.

Team falls in L.A.

Pacific/McGeorge won one match and lost two split decisions in Loyola Law School's 2nd annual National Civil Trial Competition held November 13-15 in Los Angeles.

Venus Johnson 2D, **Catherine Voelker** 3D, **Meghan Gavin** 2D and **Jeff Dean** 2D beat the University of Akron, the State University of New York at Buffalo and Pepperdine edged the local entry. Voelker and Gavin each were nominated for Best Advocate.

The University of Denver won the championship, topping Syracuse University in the finals. Semifinalist trophies went to SUNY-Buffalo and Campbell University.

Dietzen nominated

Rebecca Dietzen 3D was nominated for Top Advocate at the William Daniel Mock Trial Competition

Kennedy Fellows visit D.C.

The six first-year **Anthony M. Kennedy** Fellows traveled to Washington, D.C., the weekend of January 10-12 to visit the Supreme Court of the United States.

Brenna Day, **David Keyser**, **Elizabeth Krause**, **Chelsea Olson**, **Molly Sword** and **Jason White** listened to oral arguments on the morning of Monday, January 12. After lunch, the group met with Associate Justice Kennedy and General Bill Souter, Clerk of the Supreme Court.

The Kennedy Fellow Program honors Justice Kennedy's lifelong dedication to legal education and long-time service as a faculty member at Pacific/McGeorge. Justice Kennedy taught Constitutional Law as an adjunct professor from 1965 to 1988 when he was appointed to the Supreme Court. He continues to teach each summer in the school's Salzburg summer program.

Dean **Elizabeth Rindskopf Parker** and Associate Dean for Academic Affairs **John Sprankling** accompanied the Kennedy Fellows to the nation's capital.

held November 21, 22 in Atlanta, Georgia.

Dietzen and her teammates, **Jenny Ehn** 3D, **Katherine Vizcarra** 2D and **Veronica Vrancuta** 3E defeated Thomas Jefferson, but fell to Chicago-Kent and South Texas. Coaches **Parker White**, '80E, and **Laura Giuliani**, '01D, accompanied the team to the national invitational tournament, which is sponsored by the Georgia Bar Association's Young Lawyers Division.

Angel Tree a success

The SBA's Angel Tree project was once again a major success last semester, thanks to the work of chairwomen **Jodi Hill** 3D and **Allison Rector** 3D.

Students, faculty and staff contributed more than 600 gifts to needy children at the Sacramento Children's Home, the Police Athletic League program that provides school services to kids in the Oak Park neighborhood, and the Mustard Seed School for homeless children.

Tang team stopped

Darrin Lim 4E and **Jon-Paul Valcarengi** 3D were one of 11 teams from law schools across the country to compete in the national championship of the Thomas Tang Moot Court

Competition on November 7, 8 in Honolulu, Hawaii.

The Pacific/McGeorge entry competed against teams from the University of Washington and the University of Oklahoma, but failed to advance to the final round that was won by Loyola University of Chicago.

Roy Yang 3D and **Davis Tran** 3E competed in the tournament regionals back in February along with the McGeorge team that advanced.

UPCOMING EVENTS

January 24 - Alumni MCLE Program
9 a.m., Lecture Hall

January 24 - Barrister's Ball
6 p.m., Sacramento Grand Ballroom

February 11 - Military Tribunal Forum
3 p.m., Lecture Hall

February 20, 21 - International Law Forum
"Reconstruction and Development"
All Day, Seminar Room 4, 5

February 25 - Career Night & Job Fair
5 p.m., Student Center

March 24 - Distinguished Speaker Series
Professor Michael Vitiello
4 p.m., Courtroom

March 27 - Women's Caucus Wine-Tasting
7:00 p.m., Discovery Museum
Old Sacramento



Higgins running for L.A. top job

Head Deputy District Attorney **Tom Higgins**, '68E, has filed papers to run against incumbent Steve Cooley for Los Angeles County District Attorney in the March 2004 primary.

Higgins, a former police officer, has worked as an L.A. prosecutor for 34 years, serving as the chief of the juvenile division and currently serving as the head of the workers' compensation fraud division.

Higgins son, **Kevin Higgins**, '93D, is a Sacramento County Deputy District Attorney.

Senate confirms Hagel

The U.S. Senate voted to confirm, **Lawrence Hagel**, '76D, general counsel, Paralyzed Veterans of America, to be an associate judge of the U.S. Court of Appeals for Veterans Claims on December 9.

President George W. Bush nominated Hagel for the judgeship last February. The seven-member court provides judicial review of decisions made by the Department of Veterans Affairs.

VLSP honors Zeff

The Voluntary Legal Services Program of the Sacramento County Bar Association has named **Fifi Zeff**, '75D, as its June Black Pro Bono Award winner for 2003.

Zeff, who is of counsel to the Sacramento firm of Atkinson, Andelson, Loya, Ruud & Romo, was recognized for her service in VLSP's Employment Law Clinic that dispenses assistance to low-income employees with legal questions.

Mix on board

Russell Mix, '86D, the CEO of Prolific Publishing, Inc., was named to the board of directors of Minneapolis-based One Link, Inc., in December.

Slater swings major water deal

Scott Slater, '84D, played a major role in a landmark water agreement reached last October that has been labeled the largest and longest water transfer in history.

Slater was the lead negotiator for the San Diego Water Authority in a \$4.9 billion deal to buy Colorado River Water from Imperial Valley farmers, guaranteeing San Diego County cities a water supply for the next 45 years. San Diego County, which imports nearly 85 percent of its water annually, had previously gotten all of its water from the Los Angeles-based Metropolitan Water District.

Dan Hentschke, '77D, general counsel for the San Diego Water Authority, credits Slater with making it happen. "Scott brought creativity to the table," he told the *Santa Barbara News-Press*. "Whenever it looked like we had hit a wall or the end of the road or a cliff, he would find a way over the wall, a new road or a path down the cliff."

Slater is a partner at Hatch and Parent, a 45-attorney Santa Barbara firm that represents many southern California cities, counties and water agencies. Slater has handled complex water cases and was the lead counsel in 1991 for the plaintiff and prevailing party in a case against Newhall Land & Farming Co.

An adjunct law professor at Pepperdine University, he wrote a two-volume, 600-page treatise on water law that was published in 1995.

"In some areas of the law, you can make a deal and get the other guy nothing and never see them again," Slater said. "In high stakes water deals, there are no secrets. It's a small world ... and you have to be honest. You see the same stakeholders over and over."

Mix led corporate and banking teams in three public offerings for Casino Data Systems in the 1990's as that company's senior vice president and general counsel. Prolific Publishing creates software applications and utility products for the gaming and video games industries and specialized applications for Boeing.

Dean's Message...

--continued from page 1

effort in which **Eden Forsythe** 3D played a vital role. Professors **John Sims** and Steve Dycus (Vermont Law School) will edit a new peer-reviewed *Journal of National Security Law & Policy* to accompany the new section. It signals important things to come for us in this vital area of the law.

Our school hosted two well-attended breakfasts in Atlanta, one showcasing our fine International Law Programs and the other revolving around National Security Law. Gene Matthews, general counsel of the Centers for Disease Control

and Prevention, spoke at the latter.

Elisa Skibsrud 3D has just returned from a newly created internship at the Defense Intelligence Agency, by way of The Hague where she assisted former General Wesley Clark in preparing for testimony before the International Criminal Tribunal for the Former Yugoslavia. She should be able to share what she learned (except for the classified parts, that is!) and explain why this area of the law is something that we all should learn more about.

Two outstanding staff members retired earlier this month. Director of Financial Aid **Addalou Davis** and Chief of Security **Howard Busch** devoted a combined 73 years to helping Pacific/McGeorge students. We will all miss them, but new Financial Aid Director **Cindy Bogue** and Acting Chief **Alan Smith** pick up their respective batons.

Finally, I hope you'll join me for "Doughnuts with the Dean" on Tuesday, February 10 at the Student Center. Please drop in between 8 and 9 a.m. or between 5 and 6 p.m. I look forward to seeing you.

— Dean Elizabeth Rindskopf Parker