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Please see Page 36 of this magazine for an article about Bob Butler ’74 who recently left an estate gift to benefit the students of Pacific McGeorge.
Message from The Dean

I often refer to “engaged scholarship” as a trademark of the Pacific McGeorge faculty I have come to admire so much. This issue of Pacific Law provides good examples. From professor John Myers’ lifetime commitment to abused children in court, to the recent CalPAP contract which, under associate Dean Glenn Fait’s direction, serves thousands of prisoners facing parole revocation, to professor Clark Kelso’s stunning role as the receiver in a landmark federal lawsuit to address unconstitutional conditions in prison health care, to professors Linda Carter and Mary-Beth Moylan’s work on clemency — the examples are inspiring.

And there is more. At Pacific McGeorge, it’s all about engagement and making a difference. This issue highlights the remarkable things that faculty, students and yes — alums, too — are doing to address inequities and problems in the criminal justice system here and abroad. Consider the following.

Last year, following Tara Long’s experience, her classmate James Bjorkman, ’08, summered in Rwanda, assisting defense counsel Peter Robinson in one of the war crimes prosecutions resulting from that nation’s tragic genocide. James was in good company as earlier professors Linda Carter and Omar Dajani visited Rwanda to study the local justice system called “Gachacha.” All of this is part of a Rwandan outreach effort initiated when a remarkable recent graduate, Maggie Baingana, LL.M. ’04, took leave from the war crimes prosecutors’ office in Kigale to earn her degree here. In the intervening years, four scholarship-assisted Rwandan students have followed Maggie — and all will return to rebuild their nation after obtaining Pacific McGeorge LL.M.’s.

Closer to home, Judge Steven Alm, ’83, is working to improve the Hawaiian probation system with his “Project Hope” a new approach to allocating punishment in an immediate manner, which is successfully introducing new correction strategies to those under criminal sentence. Judge Alm’s approach was presented by professor Clark Kelso to senior officials in California state government last December and in July was the focus of a Pew Charitable Trusts workshop, which professor Michael Vitiello attended. We look forward to further developments as Professor Vitiello’s long term-work on sentencing reform continues.

Later this summer, Charles Tolliver, ’10, and IAJ senior staff attorney Joy Redmond, ’97, attended the “Black Brown Summit,” co-hosted by the University of the Pacific and Pacific McGeorge to address the problem of repeat offenders in the black and brown communities. Charles was the ideal student rapporteur as his masters’ thesis focused on the topic — another example of a Pacific McGeorge student well on his way to using his law degree to further important social goals.

Not surprisingly, with so many Pacific McGeorge alumni working as prosecutors and public defenders, much is happening locally as well. Amber Poston, ’06, has returned to Yolo County as a public defender where, as a student extern, she designed an alternative sentencing strategy adopted by local judges.

And, thanks to Marilyn Lee, ’77, the McGeorge Law Review is excited to be publishing a first-hand account of the precedent setting Katz v. U.S. case argued in 1961 by Marilyn’s husband, Judge Harvey Schneider. Harvey lectures annually at Pacific McGeorge about Katz, which he argued as a young lawyer, establishing for the first time a 4th Amendment limitation on wire tap evidence. Harvey’s article is a tribute to the students who have been inspired by his example of what a difference a young lawyer can make.

As these examples make clear, it is the interaction between our alumni, students and faculty that makes Pacific McGeorge so special. What better example of this than the efforts of Washington, D.C. alum Gustavo Matheus, ’96. Learning that the U.S. Air Force Guantanamo defense team needed assistance on a high-profile case, he reached out to David James, head of our Career Development Office. In less than 24 hours, David identified SBA President Jeremy West, ’09, as the ideal candidate. With a military background, command of Arabic and interest in criminal law, Jeremy jumped at the opportunity to occupy second chair in this national case, demonstrating dramatically what a Pacific McGeorge education offers!

I could go on, but by now the point is clear: few law schools are doing more to improve our criminal justice system than Pacific McGeorge. I hope you’ll read the stories that follow in this issue with every bit as much pride as I have!

With warm regards,

Dean Elizabeth Rindskopf Parker
Students Take the Initiative to Help State Voters Make Their Own Decisions

‘Green Sheets’ Remain a Valuable Resource for California Attorneys, Judges and Lawmakers

Erin Brockovich II Bakersfield Attorneys Reach Major Settlement for Tiny Town Residents

Reforming the Criminal Justice System
Upgrading Medical Care in California’s Prisons

Clemency

The Penal Code

Miranda

Defending Parolees in Revocation Hearings

Prosecutors

Erin Brockovich II Bakersfield Attorneys Reach Major Settlement for Tiny Town Residents
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Xiyi “Jackie” Fu is Not Waiting on the World to Change: Story on page 28
Reforming the Criminal Justice System
“The court has concluded,” said Federal Judge Thelton Henderson when he appointed Pacific McGeorge Professor Clark Kelso to replace Robert Sillen as Federal Receiver for California’s State Prisons, “that such work would best be accomplished by appointing a Receiver who brings a different set of strengths.”

Those strengths are well-known to officials in all three branches of state government. “I have a history of lurking around various state agencies and departments,” Kelso says, playing down his achievements. “I believe I’ve established some trust. I try to be a collaborative leader although this assignment certainly will test me.”

Kelso’s résumé in state government includes a stint as Acting Insurance Commissioner for California in 2000 and as Chief Information Officer from May 2002 through 2007. Selected to serve as the Scholar-In-Residence at the California Administrative Office of the Courts, he has also worked closely with the leadership in the legislative, judicial and executive branches on constitutional amendments, legislation and rules of court to improve and reform the California judiciary and the administration of justice.

As Federal Receiver since January 8, 2008, Kelso has full legal authority over medical conditions and practices in all thirty-three California state prisons. He is responsible for personnel, recruitment, fiscal matters, contracts, invoice processing, business services and new construction. By court order, Kelso is also charged with coordinating prisoners’ medical care with their dental and mental health care. He is putting special emphasis in areas where these areas overlap, such as pharmaceuticals, medical records, information technology and out-sourcing.

As a result of three separate court cases and subsequent court orders, the three areas now fall under the supervision of three different people—Kelso for medical care, Special Master Michael J. Keating for mental health services, and U.S. District Court Judge Jeffrey White for dental care. “Ideally, there would have been one case and one supervisor,” says Kelso, “but the reality is that there were three. Given the complex and multiple needs in all three areas, I think the coordination has turned out to work fairly well in practice.”

Responding to questions often raised by the general public as to why prisoners should receive supposedly first-rate medical care free of charge whereas millions of law-abiding Californians continue to go without health insurance and medical care, Kelso says, “In essence, this is not even an appropriate question. There is no federal constitutional right to health care, but there is a federal constitutional right banning cruel and unusual punishment.”

The Eighth amendment to the Constitution outlawing cruel and unusual punishment was repeatedly cited in the three court cases as a reason to drastically upgrade prisoner’s medical care. Presiding over Plata v. Davis and Plata v. Schwarzenegger, Judge Henderson described medical care in California prisons as “shocking” and “horrifying.” Based on this, he called for a complete overhaul of medical policies and practices along with providing enough resources, financial and otherwise, to get the job done. Similar conclusions were reached by Judge White in Perez v. Tilton, which addressed dental care; and in Plata v.
Davis and Plata v. Schwarzenegger, which looked at mental health care.

On July 9, 2008, Kelso issued a two-page memorandum comparing prison health care to other public health care programs such as Medi-Cal and the county medical services program. The memo concludes that “inmates in California’s prisons are not receiving substantially better health care than is available to ordinary Californians pursuant to public health care programs.”

Services specifically not provided to prisoners include conditions such as mononucleosis that will improve on their own without special treatment; conditions not readily treatable such as multiple organ transplants and highly metastatic cancer; cosmetic procedures; acupuncture and related treatments; contact lenses; and methadone maintenance. Preventive care is not mentioned in Kelso’s memorandum, and he points out that such care is not part of the court mandate. The main point, he says, is to correct “abysmal primary care and bad emergency care. We do administer flu shots, and anyone who wants to have a physical can have one, but we don’t mandate them.”

In June, 2008, after releasing a turnaround plan of action entitled “Achieving a Constitutional Level of Medicare of California’s Prisons,” Kelso blasted the state government for failing to provide the $7 billion he requested to build seven new long-term care facilities around the state capable of treating 10,000 inmates, and to make significant improvements in the health clinics located within the state’s thirty-three prisons. He called on the Governor to invoke emergency powers and issue bonds for that amount.

After being met with resistance on both the executive and legislative levels, Kelso reported his conclusions in a filing to Judge Henderson: “The state’s failure to make the necessary financial commitment is not a result of inadvertent neglect or mere incompetence,” Kelso wrote. “It is a result of conscious, deliberate obstruction.”

Maintaining that he is under a court order and must act, Kelso’s strategy in the face of such an impasse is to ask for the $7 billion incrementally in a series of measures to be put before the legislature. Nonetheless, he acknowledges that the legal waters could get very murky.

“I think it is clear,” Kelso says, “that a court can enter orders directing a government entity to engage in activity that results in the expenditure of funds—in this case, to order the state to construct necessary health care facilities. If the state refuses to construct the facilities, it can be held in contempt. Things get much more complicated when state officials (e.g., the Governor) assert that they have no legal authority to make expenditures absent legislatively enacted appropriations. A court of equity generally will not order someone to do something that is unlawful, so the challenge becomes one of figuring out how to craft an order that overcomes state law obstacles to compliance with federal court orders.

However, the court can’t order the State of California as an abstract entity to take action. It can only order individuals in positions of authority to take action. “But suppose,” Kelso continues, “that their ability to take action depends upon legislation being enacted? The Legislature is not a party to the lawsuit, so how does the court deal with that?”

There might be precedents, Kelso thinks, in cases involving school desegregation and housing discrimination. For example, in Missouri v. Jenkins (1995), the Supreme Court, in a 5-4 decision, overturned a lower court ruling that required Missouri, without legislative approval, to spend $2 billion raised from property tax increases to increase teacher salaries and funding for remedial education programs as a way of alleviating de facto racial inequality in Kansas City area schools.

Kelso’s 30-page action plan, which includes an appendix with detailed cost estimates, advances six major goals: (1) ensure timely access to health care services; (2) establish a prison medical program addressing the full continuum of health care services; (3) recruit, train and retain a professional quality medical care workforce; (4) implement a quality assurance and continuous improvement program; (5) establish medical support infrastructure; and (6) provide for necessary clinical, administrative and housing facilities.

In addition to completing construction of upgraded administrative and clinical facilities at all thirty-three prisons, the plan calls for moving 10,000 patients with serious, chronic conditions and serious mental health conditions into the seven long-term care facilities. All the prisons will be canvassed to identify 10,000 patients, many of them elderly, who need substantial access to health care. Notices have already been filed under the 1970 California Environmental Quality Act for long-term facilities at RJ Donovan in San Diego and the Holton juvenile facility in Stockton. Other sites being considered include Folsom, Solano County, Chino, Ventura County and Whittier.
Clemency is a legal concept that is frequently discussed and often misunderstood. Clemency can be defined as commutation, pardon or a reprieve. A commutation is the most common form of clemency and is the lessening of a penalty for a crime without forgiving the crime itself. It is requested in many noncapital cases of all kinds, and routinely in capital punishment cases.

Pacific McGeorge Professors Linda Carter and Mary-Beth Moylan spent a year researching clemency. They undertook the study on behalf of the California Commission on the Fair Administration of Justice, established by the California State Senate to evaluate the criminal justice system and make legislative recommendations to improve it. Both professors brought their respective areas of expertise to the project. Carter, a former trial attorney, has taught and written extensively on capital punishment. Moylan is co-director of the Pacific McGeorge Appellate Advocacy program, and serves on the commission on judicial impartiality.

Both professors came away from their research with a robust respect for the legal advisers who have helped
Carter calls clemency “a valuable part of the criminal justice process,” and an appropriately unregulated one at that because it is an executive and not a judicial function. “Clemency historically was meant to be an act of mercy. If you regulate it, you are going to take away some of the breadth of what a governor could conceivably consider,” Carter explains.

Still, Carter and Moylan believe there are ways to fine-tune the process. They shared their report with the California Commission on the Fair Administration of Justice at the commission’s third and final hearing on the death penalty last spring in Santa Clara last spring.

Among the formal recommendations are:

• The Governor should be required to report to the state Legislature when clemency has been denied, in that same way that, presently, the granting of clemency must be reported.
• The legal briefs of the parties involved in the clemency proceeding should be released to the public, both to establish an institutional history of the process and on the general principle of transparency.
• Efforts should be undertaken to educate the public about the function and the “non-judicial, highly discretionary” process of clemency.

“One way to minimize or neutralize public pressure on sitting governors is to educate the voting public about the purposes and historical use of clemency in the State of California,” Carter and Moylan wrote. “Given the very limited use of the process in recent generations, and the limited transparency in the process, very few members of the public have any idea of the purpose of the power and its intended uses.”

Since the U.S. Supreme Court’s April 2008 ruling on lethal injection, Moylan predicts that the states, governors will see an increase in requests for clemency, especially with some 670 inmates currently sentenced to death in California.

When Distinguished Professor and Scholar Michael Vitiello says he wants to “leave something important behind,” it is clear that he means a tangible and viable public policy in the area of sentencing reform, an area where his scholarship has already made a significant mark.

Under Vitiello’s best-case scenario, all interested parties in California would come together to reform and rationalize all aspects of the state’s sentencing policies. Discussion of every law, in his view, should be on the table, including mandatory minimum sentences, Three Strikes, and the death penalty, not to mention overall sentencing guidelines and the restructuring of a complex, confusing and often contradictory set of sentencing laws now in practice.

Vitiello hopes that one outcome from such an effort would be the creation of a statewide sentencing commission. Ideally, the commission would have a strong leader who could bring on board leading experts in various criminal- and justice-related fields. Such a commission, Vitiello says, could set sentencing policy with a much greater degree of independence from legislative intrusion than is the case today.

“There are lots of models available for designing such a commission,” Vitiello says. “North Carolina provides the best one. In that state, the need for a commission arose because of overcrowded prisons, a problem that California obviously shares.”

The increase of legislative involvement in sentencing policy has been accompanied by a decline in involvement by academic lawyers. “A few decades ago, academic lawyers had something to say,” Vitiello asserts. “Now
Cameras and recorders of all sizes were commonplace at the conference. They aren’t active. There has been an erosion of confidence in academic experts—in fact, in experts of all kinds. Legal scholarship has become more and more theoretical. Professors can’t seem to execute workable public policy.”

Recently, there has been an avalanche of new studies, both in California and nationally, on such topics as sentencing reform, parole guidelines, prison overcrowding, Three Strikes and mandatory minimum sentences. The American Bar Association, the Little Hoover Commission—a California Independent Review Panel—and the Pew Institute have all conducted major empirical studies with strong recommendations for reform. (See the box accompanying this article for details.)

Meanwhile, the American Law Institute (ALI) is undertaking a major revision of its venerable Model Penal Code formulated more than forty years ago. Begun in 1999, the revision won’t be complete until sometime after 2010. It addresses three principal areas of sentencing law—the authority of sentencing commissions, presumptive sentencing guidelines, and the authority of courts in sentencing.

Although he welcomes such studies, Vitiello feels there is a lack of urgency. “We’ve had more than enough studies about sentencing laws,” he says. “I used to advocate the creation of a Blue Ribbon commission to study sentencing laws in California, but not any more. We don’t need such a study. The data and theory are both abundant and widely available. What we need is action.”

As often as he can, Vitiello has moved into the public arena to call for sentencing reform. In April 2004, he served as the moderator for a conference hosted by Pacific McGeorge entitled “Sentencing Practice & Policy: Dollars and Sense.” The conference brought together leading national scholars in criminal justice and sentencing reform including Franklin Zimring of the University of California, Berkeley; Jonathan Turley of George Washington University; Erwin Chemerinsky of the University of Southern California; and Kevin Reitz of the University of Colorado. “The state penal code is broken and it needs to be fixed,” Vitiello charged in an opening statement. “California has piled one sentencing scheme on top of another and now has no coherent sentencing policy.”

Vitiello also served as the moderator for a panel presentation at the 2008 National Association of Sentencing Commissions annual conference, held August 3-5 at Stanford Law School. Entitled “The Role of Media in Sentencing,” the conference was hosted by the Stanford Criminal Justice Center. Panelists included Lisa Rich, Legislative Director of the U.S. Sentencing Commission; Professor Robert Weisberg, Director of the Stanford Criminal Justice Center; Adam Liptak, the New York Times Supreme Court reporter; and Andy Furillo, the criminal reporter for the Sacramento Bee.

As a law professor at the Loyola University in New Orleans where he worked from 1977 to 1990, Vitiello helped to found the Loyola Death Penalty Resource Center, which represented persons sentenced to death in state post-conviction and federal habeas corpus proceedings. Later renamed The Center for Equal Justice, it received a federal grant in 1988 that lasted until 1996, at which time the Center was forced to close because the law school was unable to provide it with funding.

As a visiting professor at Tulane Law School in 1989, Vitiello was a colleague of Turley, who founded the Project for Older Prisoners (POPS), an organization that Vitiello continues to support. “Anyone interested in sentencing reform has to include POPS,” he says, pointing out that community-based sanctions, in-home detention, close monitoring, and increased drug treatment—all principal elements of POPS—make good sense because older prisoners commit fewer crimes and cost much more to house.

Vitiello is closely identified with efforts to modify or eliminate California’s Three Strikes law, passed in 1994. In 2004, he published an 84-page research paper entitled “California’s Three Strikes and We’re Out: Was Judicial Activism California’s Best Hope?” (37 U. C. Davis L Rev 1025 (2004), that made the case for >
major reforms in the law. In November of that year, California voters rejected the Three Strikes and Child Protection Act by a 52.7 percent to 47.3 percent margin. The initiative would have required that the third strike must be a “violent or serious crime.”

Vitiello says the failure to pass the law was due to “careless drafting” and that compromise is still possible in the near future that would result in positive changes to the law. The present law has caused “an irrational allocation of resources” among other problems.

Vitiello’s ideas for across-the-board revisions to California’s sentencing policy were set down in a 64-page article co-written with Pacific McGeorge Professor Clark Kelso and entitled “A Proposal for a Wholesale Reform of California’s Sentencing Practice and Policy” (38 Loyola L. Rev. 101 (2004)). Other contributors to the article were Erwin Chemerinsky, Kevin Reitz, Jonathan Turley and Franklin E. Zimring.

The dream of wholesale sentencing reform combined with the establishment of a California sentencing commission may not be realized very soon, if ever, in a state beset by budget problems and virtually paralyzed by legislative gridlock. In the meantime, Vitiello sees more than a glimmer of hope. “Thankfully,” he says, “we have the federal courts. Independent and progressive judges are enforcing constitutional principles in areas such as prison reform and defendant rights.”
Although two decades have passed since Professor Gerald Caplan did his pioneering work in the field of criminal justice, his legacy lives on, both through his extensive scholarship, and through policies and structural changes he brought to management and advisory positions at a variety of federal, state and local agencies.

Caplan, who served as Dean of the Pacific McGeorge School of Law from 1992 to 2001, played important advisory roles in criminal justice in four cities across the country — Los Angeles, Philadelphia, Sacramento and Washington D.C. He twice did criminal justice work for the White House. He carried out three separate assignments for the U.S. Department of Justice, and he served on two crime-related policy groups for the American Bar Association.

It is in the area of Miranda rights that Caplan’s scholarship perhaps has had its most indelible impact. No less of an authority than Yale Kamisar, the Clarence Darrow Distinguished University Professor of Law and Professor Emeritus at the University of Michigan Law School, thinks so. Kamisar’s article “Equal Justice in the Gatehouses and Mansions of American Criminal Procedure” was cited by the Supreme Court in deciding *Miranda vs. Arizona*, the 1966 case creating the now-famous court-ordered “Miranda warnings” that police read must read to suspects in criminal cases before questioning them.

“Since 1966, the year the *Miranda* was decided,” Kamisar says, “there must have been well over a hundred law review articles written about that much-praised and much-criticized decision. If I were asked to select the best or the most important five articles ever >
written about *Miranda*, I would have to include Gerald Caplan’s *Questioning Miranda*, 38 Vanderbilt L.Rev. 1417 (1985). I believe it constitutes the most insightful and powerful criticism of *Miranda* ever written."

What is particularly interesting about Kamisar’s comment is that he and Caplan have had strong disagreements about the case: “When Caplan criticized those who sought to achieve ‘equality,’ he was criticizing commentators like me. Only a year before *Miranda*, I had written an article complaining about the wide disparity of treatment by the police between wealthy and sophisticated suspects and those who were poor and uneducated.”

Caplan maintained that *Miranda* “was a child of the racially troubled 1960s and our tragic legacy of slavery.”

At the time, Kamisar says, many people did not view crime the way Caplan did, as “the offshoot of individual will, [not] ...as a byproduct of one’s status as poor or black.” The Miranda decision, Caplan believed, implied that criminals were not wicked, they were unfortunate.”

“The arguments made by Professor Caplan more than twenty years ago,” Kamisar says, “still constitute the best and most fundamental criticism of *Miranda*.” He notes in *Minnick v. Mississippi* (1990), that Justice Scalia, who joined by Chief Justice Rehnquist in dissent, cited Caplan’s article in arguing that “guilt is personal.” Quoting Caplan, the justices pointed to the fact that “another, equally guilty person got away with murder” because he was more experienced in dealing with the police or because he had a smart lawyer or because he...
knew his rights did not make the other murderer any “less guilty.” To think otherwise, Caplan had written, “is to confuse justice with equality... Since sophisticated suspects ordinarily will choose not to confess, ...to strive for equality is to strive to eliminate confessions. Thus the Miranda Court elected to let one person get away with murder because of the advantage possessed by another.”

Often mentioned alongside Caplan’s Miranda scholarship is his 53-page essay, “Reflections on the Nationalization of Crime, 1964–1968,” in 3 Law & the Social Order 583 (1973). Even today, thirty-five years later, this article is being used in law school and undergraduate law classes. Temple Law Professor Charles Rogovin, for example, requires his students to read the entire study, and it is being used as part of the orientation process for new employees at the National Institute of Justice.

Caplan’s historical overview of the nationalization of crime stands apart from most comparable studies in legal research. It presents a coherent, linear story with the kind of narrative drive usually seen in fiction rather than non-fiction, and it is distinguished for both the quality of its prose and the strength of its conviction. In describing the issues addressed by the National Crime Commission (NCC), for instance, Caplan writes, “Discussion of crime tended toward speculation, political manipulation, armchair empiricism, and sociological generalization. Seemingly endless discussions on capital punishment . . . claimed the energies of political leaders, criminal justice officials, and the media, and diverted them from more fundamental problems.”

His conclusions about the state of crime research in America at the time paint a blunt and unsettling portrait: “What emerges [from the NCC study] is a portrait of a criminal justice system that is, in its essential character, neither liberal nor conservative, permissive nor punitive, but unsophisticated, lethargic, erratic, and inefficient in its routine.”

It’s clear that some of Caplan’s ideas in this 1973 article were carried over into his work as Director of the National Institute of Justice (NIJ) from 1973 to 1977. “As director, he really got people to stop thinking that research into crime could result in a reduction of crime,” says Betty Chemers, now a senior program officer at the National Academy of Sciences and, at the time, an assistant to Caplan. “He brought in a period of stability when the field of criminology was very new and quite small, and he moved the entire emphasis away from crime reduction onto efficiency and fairness in the judicial system as a whole.”

Caplan directed the NIJ towards basic research in such areas as the behavioral causes of crime and the character of people committing those crimes. He emphasized what would now be called a multidisciplinary approach by bringing in sociologists, economists and historians as well as criminologists. “He really wanted to expand interest in a multitude of issues related to crime,” Chemers says.

While at the National Institute, Caplan joined with others in promoting the creation of a bureau of criminal statistics. The goal was to emulate the Bureau of Labor Statistics, which was viewed as a neutral and reliable source. The bureau was created and it has enjoyed success and reduced dependence on the FBI statistics that at the time were widely perceived as reflecting biases both in under- and over-reporting crime.

In the last two decades, Caplan has turned his attention from criminal to civil law, particularly Contracts, which he enjoys teaching at Pacific McGeorge. Recently his papers, dating from his days as president of the Legal Services Corporation, were added to the Equal Justice Library at Georgetown University.

“I had a lot of wonderful opportunities in my career. I worked with good people,” Caplan says. “We always tried to do the right thing in the administration of justice.”
A Pacific McGeorge success story that has flown largely under the radar recently received the highest compliment a government agency can give when the state Department of Corrections and Rehabilitation awarded the law school’s Institute for Administrative Justice (IAJ) a $130 million contract to continue providing parole hearing services for the next four years.

“This contract is reflective of the many successful programs IAJ has developed during its thirty-six year history at Pacific McGeorge,” says Dean Elizabeth Rindskopf Parker. “My personal thanks go to Glenn Fait and his team of professionals who developed a solution to a major problem in the criminal justice system and continue to perfect their accomplishment.”

“There have been more changes to the state parole system in the last four or five years than in the previous thirty-five,” says Glenn Fait, ’71, Associate Dean-Special Counsel and IAJ director, understating his knowledge of the administrative law landscape. Fait is so well known in the world of California parolee rights and parole revocation hearings that a judge once summoned him out of a hearing audience to take the stand and testify as an expert witness. It was no surprise, then, that the California Department of Corrections and Rehabilitation (CDCR) selected Fait and the IAJ to assist in implementing a consent decree (“Stipulated Order for Permanent Injunctive Relief”) signed by Judge Lawrence K. Karlton on March 8, 2004.

Defending Parolees in Revocation Hearings: CalPAP Blazes a Trail and Sets Precedents
by Robert T. Wazeka
The consent decree, arising out of *Jerry Valdivia, et al. v. Arnold Schwarzenegger et al.*, required the state to do four principal things: (1) appoint attorneys at state expense to represent all parolees facing revocation proceedings; (2) hold a probable cause hearing within ten days after a parolee is notified of charges against him; (3) hold a revocation hearing within thirty-five days after a parolee hold is placed; (4) institute alternative sanctions for parole violations.

After the CDCR contracted with Pacific McGeorge, IAJ and the appropriate state agencies had just one month in which to implement many of Judge Karlton’s rulings. Whatever celebrating Glenn Fait and his assistant director at IAJ, Mary Swanson, ’94, did after winning their contract in June 2004 was quickly tempered by the realization of just how much they had to get done. They had only thirty days to get into operation a system for processing an almost epic-level of 90,000 parole revocation hearings a year. Their first step was to lease eleven offices in dispersed locations across California to serve as centers for parole advocacy. The regulations require that parole revocation hearings be held within fifty miles of the alleged parole violations occur. Next they set out to hire twenty full-time lawyers while simultaneously designing a training program in the particularities and nuances of defending parolees.

These twenty lawyers were just a start. Over the next two years, the California Parole Advocacy Program (CalPAP as it was soon called) hired fifty additional full-time staff and signed two hundred contract attorneys to provide representation to parolees. Many of the contract attorneys were Pacific McGeorge alums. Others were attorneys who had been practicing for several years in communities around the state. A prime recruiting source was the state’s huge pool of retired law professors, including Fait’s own former criminal law professor, Bob O’Neal, ’64 whom Fait had the pleasure of personally training in the technicalities of parole advocacy.

Students in Professor Mary Swanson’s Parole Representation Clinic also participate in parole advocacy work. Once the State Bar certifies them, the students are able to interview clients, do legal research, prepare hearing briefs and advocate for their clients at parole revocation hearings.

The law prescribes a period of thirty-five days to complete both the preliminary and final hearings for parolees charged with violations. “This fact alone makes the clinic an almost perfect class,” says Fait. “In the course of a semester, students are able to work on two or three entire cases from start to finish. This gives them a thorough picture of the entire operation.” Students can also become involved in parole advocacy cases through externships or work-study programs.

Parolees who are cited for violations and brought before a hearings officer may be charged with criminal offenses, such as robbery or DUI, or with technical violations such as missing a meeting with their parole agent or failing to report a change of address. Studies show that criminal violations account for sixty percent of all parolee offenses and technical violations account for forty percent.

The maximum sentence for such violations is twelve months, and each sentence is designated as either eligible or ineligible for early release because of good behavior. A sentence of “12 I,” for example, means that a parolee must serve twelve months without the possibility of early release; a sentence of “7E” means he or she is eligible for early release before the seven months are up.

According to Fait, students quickly lose whatever stereotypes they hold regarding prisoners and parolees. As they work with their clients, the students gain an appreciation of the complexity of the circumstances that brought the parolees and prisoners to where they are. Insights such as these are reflected in student hearing reports and course evaluations.

Equally beneficial to the CalPAP program has been feedback from the prisoners and parolees themselves. “We always ask them to give us written feedback after their hearings,” says, Fait. “What they provide us with is very thoughtful and useful. Most appreciate how important it is to have a lawyer represent them.” In fact, the California Public Defenders Association presented CalPAP with its prestigious Program of the Year award in 2005.

In 2007, CDCR, after a competitive bidding, awarded IAJ a new, four-year, $130 million contract to continue providing representation to parolees. The contract also includes an option for a fifth year.

Lawyers and state agencies and the courts aren’t particularly known for their speed in getting things done, but at least in this one instance CalPAP has shown how it’s possible.
shrink budgets, escalating caseloads, the acceleration of increasingly sophisticated technology, and the rising expectations from ever more knowledgeable jurors all present prosecutors today with a myriad of challenges in their jobs.

The U.S. has experienced a dramatic increase of incarceration, which may explain the reasons behind the continuing expansion of caseloads. “We are locking people up at record rates,” says Pacific McGeorge Professor Emily Garcia Uhrig. “We lock up more people in this country than any country on the planet, including China.”

A study by the Pew Center on the States’ Public Safety Performance Project bears this out: one in every 100 adults in America is currently in jail or prison. In 2006, states spent more than $49 billion on corrections.

The proliferation of crime shows has also added to the challenges prosecutors face as potential jurors expect real life cases to follow television crime segments, where budgets seems to be a non-issue, cases are dealt with in a timely and straightforward manner, and verdicts are rendered at the top of the hour.

“Most prosecutions don’t have the kind of budgets that underpin an investigation, ala CSI,” says Uhrig.

While Professor Ruth Jones does find some merit in crime shows, she notes that prosecutors still have to make jurors aware that real life does not always equal certainty. “Some of these shows do a good job of raising the issues that confront the criminal justice system, but the resolution is always easy,” she says. “From a prosecutor’s standpoint, you have to confront the notion that there will not always be certainty and that beyond a reasonable doubt is not beyond all doubt.”
Technology has also raised both procedural and substantive issues for prosecutors today, especially when determining which investigatory tools, techniques, and strategies are permissible under the U.S. and state Constitutions. “It’s increasingly difficult for the law to keep up with these changes, because the Constitution was written at a time in which these techniques could not even be envisioned,” says Jones. “On the one hand you have techniques available to the police where it’s not clear constitutionally if those techniques are acceptable. Conversely, the techniques and resources criminals have available to them present unique investigatory challenges for law enforcement.” She cites the example of online sexual exploitation of children as one technological example, where legislatures have had to scramble to write new laws addressing some of these situations. “The system has to respond to these types of issues, because increasingly what was just a small problem can become a big problem,” says Jones.

Uhrig also notes that new technology can present a steep learning curve for the courts. “Judges have to be familiar with certain technology, and you may need a cadre of expert testimony to come in and explain the technology, which just complicates everything,” she says.

Despite all of its challenges, however, Jones feels that a prosecutor’s job is one of the most fulfilling in the legal field. “Your goal is to seek justice, and sometimes that’s difficult because it’s not clear what the just result is,” she says. “But it is always your mandate to seek justice, and that’s unique.”

### Pacific McGeorge District Attorneys

Pacific McGeorge has nearly 430 alumni who serve as prosecutors at the state and federal level. Included in that group are the elected District Attorneys of nine of California’s 58 counties, more than any other law school.

- Birgit Fladager ’85D Stanislaus County
- Michael Harper ’93D Trinity County
- Patrick McGrath ’81D Yuba County
- Larry D. Morse II ’87D Merced County
- Michael L. Ramsey ’77D Butte County
- Jeff Reisig ’76D Yolo County
- Todd Riebe ’90D Amador County
- Jeffrey Tuttle ’76D Calaveras County
- James P. Willett ’79D San Joaquin County

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**Black-Brown Summit Gives Hope to Drive To Reduce Recidivism**

The California Black-Brown Summit held at the University of the Pacific in early August confronted the high re-entry rates of incarceration in the state’s Black and Latino communities.

Sponsored by the Southern California-based Homeward Bound program, members of the judiciary, community organizations, faith-based organizations, state agencies and academics gathered to discuss root causes of high crime rates among minorities and seek solutions to recidivism.

“The three-day summit was organized after the recent passing of the Second Chance Act 2007, and the resulting increased grant availability for re-entry programs beginning with the next fiscal year,” says Charles Tolliver, ’10, who attended the event.

Notable speakers included Rocky Delgadillo, Los Angeles city attorney, and the Reverend Amos C. Brown, an NAACP board member. The first two days of the conference were held in Stockton and included an array of workshops.

On the final day, Pacific McGeorge hosted a legislative breakfast. Assemblywoman Anna Caballero (D-Salinas) encouraged conference participants to continue much-needed progressive work and support legislation to change the culture of inner-city communities.

“It is impossible to capture into words the energy of the event,” Tolliver says, “but it was truly amazing. It was a great first step toward addressing the current challenges facing the Black and Latino communities.”

“The final day of the conference was inspirational in tone, yet intensely focused on the implementation and sustainability of policies aimed at reducing the rate of incarceration and recidivism within the prison system,” says a key administrator in Pacific McGeorge’s CalPAP program, Joy Redmon, ’97. “The participants were from a variety of disciplines from judges and community activists to a senior level executive within the California Department of Corrections and Rehabilitation. I believe we will see long-term systemic changes, such as the increased use of alternatives to incarceration, achieved via the legislative process and championed by this group.”
Every election cycle, California voters can count on a barrage of TV ads and mail with catchy slogans and crisp images about ballot measures. For the last decade, Pacific McGeorge students have parsed the often obtuse language of those lengthy ballot measures and sifted through the public materials to let voters know what to expect. The results are published in Pacific McGeorge’s California Initiative Review, (CIR) in hard copy and online at www.mcgeorge.edu/x1350.xml.

By Gail Maiorana
Twenty-four states, including California, have ballot initiative processes in which citizens can place measures on the ballot, according to the Initiative and Referendum Institute. Every state has some form of legislative referendum that allows the government to put issues before the voters. CIR analyzes both types of procedure.

Professor Mary-Beth Moylan began supervising the student writing, editing and publication of these analyses shortly after she joined the Pacific McGeorge faculty in 2000.

Because the ratio of students to qualified ballot measures varies wildly whenever her class — known as California Initiative Seminar — is offered, Moylan has developed a system to sort out who works on what. If there are more students than ballot measures, two students may co-write an analysis of a single measure or a student may write a report on an issue related to election law that does not appear on the ballot, such as electoral-college reform.

With California’s fervent ballot initiative culture, occasionally there are more measures than students. If this happens, a student may analyze two measures.

Once assignments are made, Moylan leads the students through the maze of California direct democracy court rulings and sends them out to round up material from ballot measure foes, supporters and neutral parties outside the Pacific McGeorge community. Many students arrive with a work background at the Legislature, state agencies or lobbying firms, or volunteer experience on political campaigns.

“One of the things we’re trying to do is make [the analyses] accessible to the average voter,” says Moylan, who worked at the Sacramento-based election law firm Olson Hagel & Fishburn before becoming a law professor. “One of the biggest challenges for the students is to turn what can be very complicated legal issues into something that’s readable to the average voter.”

CIR does not predict a measure’s chance for passing, but might mention polls that make such predictions.

In at least one instance, a student conducting CIR research uncovered flaws in the way some statutes had been passed by the Legislature, Moylan says. “She took that to the legislature and said, ‘You can’t do this anymore.’”

The public service angle doesn’t end when CIR is published. Students are required to keep printouts of all their source materials, including notes from telephone or in-person interviews, and turn them in to the school, Moylan says. These source materials are stored on the Pacific McGeorge campus and are available to the public.

“I have had people contact me and say we’re looking at challenging this initiative. Do you have documents relating to the research the students are doing?” Moylan says.

Other law schools have slightly different takes on teaching the direct democracy process. USC/Caltech Center for the Study of Law and Politics hosts the Initiative and Referendum Institute, which holds conferences that result in law review articles, according to Elizabeth Garrett, a distinguished professor of Public Interest Law, Legal Ethics, Political Science and Policy, Planning and Development at the University of Southern California.

As part of the University of Florida’s political campaigning program, Professor Daniel A. Smith offers a graduate seminar on direct democracy. Law students and those in other graduate programs may take the class.

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**State entities created by ballot measures include:**
- Board of Chiropractic Examiners, 1922, Proposition 16
- Fish and Game Commission, 1940, Proposition 8
- Fair Political Practices Commission, 1974, Proposition 9
- State Lottery Commission, 1984, Proposition 37
The November 2008 Ballot

Proposition 1
A bond measure to fund the California High-Speed Rail line from Los Angeles to San Francisco

Proposition 2
An initiative statute regarding the treatment of livestock

Proposition 3
An initiative statute that authorizes children's hospital bonds and grants

Proposition 4
An initiative constitutional amendment regarding waiting periods and parental notification before termination of a minor's pregnancy

Proposition 5
An initiative statute regarding nonviolent offenders, sentencing, parole, and rehabilitation

Proposition 6
An initiative statute regarding criminal penalties and public safety funding

Proposition 7
An initiative statute regarding renewable energy

Proposition 8
An initiative constitutional amendment that would ban same-sex marriage

Proposition 9
An initiative constitutional amendment and statute that deals with the criminal justice system, victims' rights, and parole

Proposition 10
An initiative statute that authorizes bonds for alternative fuel vehicles and renewable energy

Proposition 11
An initiative constitutional amendment and statute that deals with redistricting

Proposition 12
A bond measure that would assist veterans with buying property

See www.mcgeorge.edu/x1350.xml for analyses

And the University of California, Hastings College of the Law, hosts an online database of every California statewide ballot measure since the initiative process was instituted nearly a century ago.

Al Lundeen, '06, press secretary for the California Lottery, worked on ballot measure campaigns before, during and after his stints as a CIR writer (2004) and editor (2005). Lundeen, a former TV journalist in Sacramento and Reno, was working for Woodward & McDowell when he got to dispute President Clinton's statements about an alternative energy tax measure. The former president appeared at UCLA in October 2006 to promote Proposition 87, which later failed at the polls.

“I think the initiative review was extraordinary from the standpoint that you learn that language turns out to be critical,” Lundeen says. “With a legal background, you have a better chance of explaining it. That class made me pay more attention to specific words and phrases within any initiative I worked on.”
The official name sounds formidable: “Review of Selected California Legislation.” But the unofficial name — derived from the color of paper used for publication — is far better known as: “Green Sheets.”

These student-written, student-edited commentaries on California legislation have been a valuable resource for the state’s practitioners, judges and lawmakers since their first appearance in 1971. Then as now, the Green Sheets provide concise, practical and well-informed analyses each year of the latest statutes and enactments, with an emphasis on legislative history and the practical impact of the new laws.

Even today, despite the abundance of search engines and online databases, finding California legislative history can be a daunting task. Unlike the federal system, California does not transcribe floor debates; only a limited number of enacted bills are published with brief summaries of floor debates. Committee Hearings and Reports are rarely published. The library website of another California law school describes the problem this way: “Much useful documentation on California legislation is unpublished and stashed away in archives or in file cabinets in legislative offices in Sacramento.”

It was to address this information gap that the Green Sheets first appeared in January 1971 in the back of what was then called the Pacific Law Journal. The Law Journal, which was only in its second year, focused on full-length scholarly articles that probed trends and ideas in California legislation. (Over time, the Law Journal expanded its scope beyond California legislation and changed its name to the McGeorge Law Review in 1996).

The issue that contained the first Green Sheets (Volume 1, #2) featured an introduction by Earl Warren, the former governor of California who retired in 1969 after sixteen years as Chief Justice of the U.S. Supreme Court. The former Chief Justice explained the rationale for legislative history: “Without detailed information on the legislative history of a given bill, the courts, of necessity, are left to their own resources to determine the rationale underlying a...”
particular statute,” Warren wrote. “[It’s] not a case of courts sitting as a super-legislature, but merely the byproduct of a duty which devolves upon the courts by default.”

With the Green Sheets, the Pacific McGeorge student editors envisioned a way to supplement the Journal’s detailed, full-length articles with a more timely, accessible insight into bills that had just come into law.

“McGeorge saw itself as uniquely situated to do a project like this, which might be useful to lawyers around the state,” says Kevin Culhane, ’76, of Hansen Culhane Kohls Jones & Sommer LLP in Sacramento. Culhane, who is also a long-standing adjunct professor at Pacific McGeorge, wrote for Green Sheets and went on to become editor-in-chief of the Law Journal. “The Green Sheets were part of McGeorge staking out its claim as the law school situated right in California’s capital.”

The Law Journal and Green Sheets were based in McGeorge House during the 1970’s, Culhane recalls. “You’d go in the front door of McGeorge House and there would be a room to the right with tables all around the periphery and lots of manual typewriters. In order to work on the Green Sheets, I had to learn how to type.”

“I still love the Green Sheets now that I’m in practice,” Culhane continues. “They are a quick and easy way to find out about substantive legislative history.”

From its first issues and continuing today, Green Sheets writers are selected through a competitive screening process, during which applicants must submit lengthy sample articles. Belan Wagner, ’75, of the Sacramento area firm of Wagner Kirkman Blaine Klomparens & Youmans LLP, remembers that being selected for Green Sheets boosted his academic performance.

“What was interesting about the Green Sheets,” Wagner says, “was that working on them changed your whole perspective on law school. In the first year, you really didn’t get it. After writing for Green Sheets, all of a sudden you got it. Green Sheets made a huge difference for me.”

In a succession path that would become common over the years, Wagner went on from Green Sheets to become a top editor of the Pacific Law Journal. “Writing for Green Sheets was the single best thing I did in law school. After Green Sheets, being a law journal editor was a walk in the park.”

Wagner also remembers hot summer days working on Green Sheets inside McGeorge House. The air conditioning was unreliable and the windows were usually open. “I lived a few blocks from campus and had a dog named Linus — an Australian shepherd/pit bull mix. Well, Linus loved people and he’d get lonely. So he’d sometimes escape from my house, find his way to campus, and jump through an open window of McGeorge House to join me. You would be sitting at your typewriter and all of a sudden you’d see Linus just sailing through the window past people.”

The current editor of Green Sheets is David Muradyan, ’09. “Our pieces are not written in archaic legal jargon,” he says. “Instead, they’re pieces that focus more on policy. Green Sheets remain a favorite around the state because they encapsulate a summary and analysis of recently enacted laws.” As a staff writer last year, Muradyan tracked the progress of AB 900, which provided money through bonds to build more capacity and expand rehabilitation programs in state prisons. The funding mechanism for the enactment — lease revenue bond financing, which circumvented voter approval for funding — triggered a law-suit and considerable political controversy, which Muradyan tracked through research and interviews with legislative staff.

Can Green Sheets remain relevant in the digital age? The answer appears to be yes, as suggested by a recent excerpt from “Legalt Matters,” a blog written by a Pacific McGeorge student that provides a first-person account of law school life. Says the blogger, “I have to complete a submission for Green Sheets, McGeorge’s very own legislative review. It’s a huge four-day project, but if selected, I’ll get to follow a couple of bills through the California legislature.”
Two Pacific McGeorge alumni successfully represented plaintiffs earlier this year in a case that evoked memories of the film “Erin Brockovich.”

The Julia Roberts film, which was released in 2000, was a fictionalized portrayal of events in the rural community of Hinkley, located in San Bernardino County about 14 miles west of Barstow. Pacific Gas & Electric’s gas compressor station in Hinkley was the source of a suspected carcinogen, hexavalent chromium (chromium-6), which was disposed of improperly and contaminated local groundwater. In 1996, a group of Hinkley residents who had suffered serious illnesses linked to the contamination reached an out-of-court settlement with PG&E for $333 million.

That seemed like a happy ending for the case of Anderson v. PG&E, as far as Hollywood was concerned. However, the story wasn’t over. Several years after the settlement, a different group of Hinkley residents began suffering from illnesses that ranged from dermatitis and respiratory distress to some requiring hysterectomies. These residents lived farther away from the original contamination, and their exposure to chromium-6 appeared too small to support a claim against PG&E. Furthermore, the statute of limitations had expired for claims arising from the original contamination.

Because of the obvious difficulties with their case, the Hinkley residents had a hard time finding a lawyer who would represent them. Fortunately for them, they contacted Michael P. Dolan, ’89, a former Kern County prosecutor who now has a solo practice in Bakersfield.

Dolan previously represented some of the litigants in Anderson. These plaintiffs claimed that their Los Angeles law firm had kept too high a proportion of the settlement money that was due to them as minors. The L.A. firm filed a defamation against Dolan, which was quickly dismissed.

Dolan agreed to take the case, but problems remained. “Hinkley is an unincorporated community that covers a large area,” Dolan says. “We had to figure out how these people, who lived two miles or more from PG&E, got sick from the chromium. If we couldn’t make the link, we didn’t have a case.”

Dolan researched yellowing records from the now-defunct Hinkley Valley Water Company. He found cryptic references to Hinkley’s Volunteer Fire Department, which spurred further inquiries, such as locating and interviewing retired members of the Fire Department.

Dolan’s research revealed that, during summer months from approximately 1965 until 1986, Hinkley residents frequently called the fire department to have their swimming pools filled by the fire trucks’ high-pressure pumps. The fire department, in turn, was obtaining water for its pumps from PG&E. This explained how the new group of plaintiffs could have been exposed to the chromium-6.

At this point, Dolan teamed up with Thomas J. Anton, ’73, a highly successful business litigation attorney and a principal in the Bakersfield firm Anton & Associates. When PG&E attempted to dismiss the claims, based on the statute of limitations, Anton and Dolan were able to persuade the court that the plaintiffs did not know, nor could have known, of their injuries when they were occurring. The court ruled that the claims were not time-barred and permitted the litigation to continue.

In December 2007, the parties settled on behalf of 104 plaintiffs. Although settlement terms were confidential, the Bakersfield Californian reported the settlement figure as $20 million.

Anton explained to the newspaper that the effects of the contaminated water had a long period of latency. “You may be exposed today and symptoms may not show for 37 years. You’re dealing with a large question mark in your life.” Referring to the defendant’s actions that led to the exposure of the Hinkley residents, Anton says, “They ruined an entire community.”

“Because of the latency period, we have more people coming up with full-blown symptoms every week. It’s the chemical that never stops killing. As a result, we have 14 new cases since the settlement,” Anton says. “I’m pretty sure we won’t have to go to trial.”

“The irony is that PG&E could have bought the entire town for $1 million, but like so many foolish corporate decisions we see being made on Wall Street to this day they spent hundreds of millions of dollars defending the indefensible. It makes no sense. PG&E knew the truth for 24 years.”

“One thing you might want to tell your law students up there,” Anton adds. “If you get yourself a good case, you have to hang in there. In the last eight years, there were times I wondered ‘what have I done?’ Tell them, sometimes it’s worth it.”

Dolan considers the Hinkley litigation one of the most gratifying cases of his career. “Tom [Anton] and I believed in the case, we believed that what we were doing was right for the people of Hinkley. When you wear the white hat, you feel good about it.”
Paul P. Holden, Jr. thought his career path was set when he graduated from Pacific McGeorge in 1982. First, he would complete his three-year obligation with the U.S. Army—a result of his participation in undergraduate ROTC. Then, he’d leave active duty and work in a U.S. Attorney’s office or in private practice.

That was 26 years, numerous countries and two war zones ago. Today, Colonel Holden is still in uniform. After a series of assignments as an Army prosecutor, administrator and educator, he’s currently serving as an appellate judge on two senior military panels.

“Whenever I’ve finished an assignment with the Army, there’s always been another interesting one waiting for me down the road,” says Holden, who is now based in Arlington, Virginia. He’s had tours of duty at Fort Bragg, N.C., Bad Kreuznach, Germany and West Point, where he was the Academy’s deputy general counsel. He also earned an LL.M. in Military Law, with a concentration in Criminal Law, at the Judge Advocate General’s School in Charlottesville, Virginia.

Holden’s current assignments have him in the midst of key decisions in national security law. He is a senior judge on the ten-judge U.S. Army Court of Criminal Appeals, leading a three-judge panel that decides felony court-martial appeals and reviews cases for legal error, factual sufficiency, and sentence appropriateness. Prior to 1994, the U.S. Army Court of Criminal Appeals was known as U.S. Army Court of Military Review; it is the Army’s highest court.

In addition, Holden was appointed in 2007 to serve on the Court of Military Commission Review, an appellate court created by the Military Commission Act (2006) to hear appeals in the Guantanamo Bay detainee cases. The
Colonel Paul Holden, ‘82, (right) shares a moment of levity en route to Baghdad with classmate Navy Captain Carleton Cramer, ‘82. The photograph was taken during a layover at Ahmed Al-Jaber Air Base in Kuwait. In Iraq, Holden and Cramer conducted seminars for Iraqi judges and lawyers on investigation and prosecution procedures.

A native of Fall River, Massachusetts, Holden applied to Pacific McGeorge on the advice of a faculty advisor at Rhode Island’s Providence College. After traveling cross-country to Sacramento and graduating from law school, Holden soon found himself in the role of a prosecutor for all military offenses committed in a unit of 8,000 soldiers of the 24th Infantry Division at Fort Stewart, Georgia.

“What’s remarkable about military practice is the amount of trial experience a young attorney can get,” Holden says. “It was true when I was starting out, and it is true today. You prosecute all kinds of cases – drug distribution, aggravated assault, rape, smuggling, espionage, even capital murder cases.” Holden has also been involved in military diplomacy. While stationed in Germany as senior litigation attorney for the 8th Infantry Division, he was involved in sovereignty and jurisdictional negotiations with host nation authorities concerning major felony cases.

Holden returned to Rhode Island in 2003 when he was named Director of the Defense Institute of International Legal Studies in Newport, which provides legal education and training to international military officers and government officials. The curriculum focuses on such topics as legal aspects of combating terrorism, anti-corruption procedures, and protection plans for “whistleblowers” and witnesses.

Holden taught a program on legal reform for military and civilian leaders in Afghanistan – one of three missions he’s had in Afghanistan during U.S. combat operations there. Holden has also organized and taught legal seminars in Lebanon, Russia, India, Macedonia and Vietnam.

“In the seminars we explain core concepts of Western law. For example, in many countries service members swear allegiance to the national leader. In the American system, we swear allegiance to the Constitution,” Holden says. “We also learn about other legal systems and cultures – in fact, we always learn as well as teach.”

In 2006, Holden took on another teaching mission, this time in Baghdad. As part of a multi-service military delegation, he assisted the U.S. Department of Justice by providing training for judges, prosecutors and defense counsel of the Iraqi High Tribunal, which tried and heard appeals from the criminal trials of Saddam Hussein and other former principal leaders of the Baath Party regime.

10-member court (six officers, four civilians) sits in various panels and has ruled on appeals in prominent detainee cases. One of those decisions was in the case of U.S. v. Khadr, which involves a Canadian national who was 15 years old when his alleged terrorist conduct occurred in Afghanistan. Khadr is accused of throwing a grenade that killed a U.S. soldier in 2002.

“Our Iraqi hosts were very proud of their legal traditions. They liked to remind us that current-day Iraq is the site of Babylon, the ancient home of Hammurabi, whose Code was the basis of written law,” says Holden.

Looking back on almost 30 years of a military career, Holden says, “I’ve had a fabulous experience. I never could have imagined a job that would take me all over the world. And the litigation experience has been incredible.”

He describes other rewards of his work. “Since 9/11, I have been repeatedly stopped when I’m in uniform — in airports, restaurants, or riding on the Washington Metro. People just walk up to me, shake hands and say, ‘Thank you for your service.’ That’s been the experience of my military colleagues, too. I’m very proud of our country.”
Not Waiting on the World to Change
NEW WAVE OF STUDENTS CARRIES HIGH HOPES, ASPIRATIONS

A popular song by artist John Mayer... suggests that there’s little else “gen-nexers” can do but “wait on the world to change.” Waiting? Not for Pacific McGeorge’s newly minted entering JD class for 2008-09. Indeed, this first-year class of go-getters hails from 33 states and four countries, and represents 117 different undergraduate institutions. Yes, the usual bevy of top-notch UC graduates here—but also a sprinkling of students with degrees from leading institutions such as Boston University, Brigham Young, Claremont-McKenna, Indiana University and the University of Michigan, to highlight a few.

And if the campus garnered a passport, it would be well-stamped this fall. Thanks in part to the largest number of graduate program enrollees in law school history—nearly 60 to date—the greater Pacific McGeorge campus will brim with international students from 24 countries including: Austria, Belgium, Belize, Bulgaria, China, Czech Republic, El Salvador, Germany, India, Israel, Malaysia, Mexico, Moldova, Nepal, Romania, Russia, Rwanda, Saudi Arabia, Spain, Taiwan, Turkey, Uganda, Ukraine and the United Kingdom.

Here we focus on a few members of this highly-credentialed incoming class. Built on the law school’s growing reputation as a leader in foreign and domestic studies, these gen-next lawyers are confident that if they start here, they can truly go anywhere and be—as Gandhi is oft-quoted—“the change [they] want to see in the world.”

By Courtney Stutts: Photography John Blaustein

By the Numbers

Day Division
Students: 230
Median LSAT: 158
UGPA: 3.31
Diversity: 23.7%

Evening Division
Students: 107
Median LSAT: 155
UGPA: 3.24
Diversity: 21.9%
If this former film student wrote the movie of his law school journey, the credits would include many faces and places.

Born in Oslo, Norway, Osama Chaudhary has also called London, Atlanta, Maryland, Dallas, Los Angeles, Stockton, Berkeley, and the small foothill town of Placerville, California, home. He credits this multi-cultural background — combined with the influence of loving family and friends — for making him an open-minded and caring young man. Chaudhary graduated from UC Berkeley in 2006 with a B.A. in Film Studies, and while the degree would seemingly place him in the entertainment business, his desire for community service led him to channel his skills into law. His law school search top-seated Pacific McGeorge for several reasons — “Pacific McGeorge is widely reputed as an institution that boasts not only a cooperative and positive atmosphere, but as one that also produces practice-ready graduates of the highest level.” As for the future, Chaudhary is open-minded, but would like to look into criminal law, with an eye on trial advocacy. As he puts it, “I hope and pray that in the summer of 2011, I too will be one of those Pacific McGeorge graduates: confident, well equipped with the finest of legal skill sets, and eager and ready to begin serving my communities.”

Leo Moniz
(Evening)

Hometown: Carmichael, California
Undergraduate: Claremont McKenna College
Year: 2003
Major: Government and Literature

This hometown family guy engaged a passion for the law through journalism, and as a short-lived White House intern, witnessed a fateful day in American history that he’ll not soon forget.

September 11, 2001 is a day every American remembers. For Sacramento native Leo Moniz, it was only his second day as a college intern with the Domestic Policy Council in Washington, D.C. Having clocked exactly one day and one hour at the White House when the terrorist attacks began, Moniz vividly recalls the evacuation orders, running across Pennsylvania Avenue and seeing the surreal sight of billows of smoke rising above the Pentagon from his second-floor apartment window. Given the circumstances at the time, the internship was cancelled, but the experience is one he will never forget. A former journalist, Moniz also taught public high school. While he loved teaching, the law classroom called to him, and he answered at last. “Having circled around the edges of public policy by working in education and in journalism a few years after college, I finally felt ready to take the plunge directly into law.” Moniz and his wife Nicole welcomed a daughter this year, and while he was initially drawn to Pacific McGeorge’s solid reputation, it was the scheduling flexibility as an evening student that was key for this young family. “Having a family as I enter law school gives me an added sense of responsibility and purpose. Plus, when the baby won’t sleep, I’m sure my law textbooks will make wonderful bedtime stories!”

Osama Chaudhary
(Day)

Hometown: Rancho Cucamonga, California
Undergraduate: University of California, Berkeley
Year: 2006
Major: Film Production
With a transfer from Notre Dame to USC (but a staunch Trojan fan, natch!) this avid rugby and soccer player is ready to tackle his greatest challenge yet—law school.

A Sonoma County native, Garrett Civian is a small-town guy with big city dreams—and a passport itching for more stamps. During his spring 2007 semester, his time abroad in Madrid, Spain, whet his appetite for more international experiences, and attracted him (among many reasons) to Pacific McGeorge, and the summer program in Salzburg, Austria. A history major, Garrett first began to seriously consider law school in his junior year—but didn’t want to be a professor or academic. Law was a natural fit for the knowledge and skills he’d picked up, as he says, “Historians gather different perspectives in order to build a fair and balanced picture; assumptions are never constructive, and supporting your argument with evidence is crucial.” Civian was attracted to Pacific McGeorge for “its emphasis on producing practical lawyers prepared for real world experience, the moot court and trial team programs, and the school’s criminal justice emphasis—great preparation for a career in a District Attorney’s office, where I ultimately hope to be.”

Garrett Civian (Day)
Hometown: Windsor, California
Undergraduate: University of Southern California
Year: 2008
Major: History

Heather Thomas (Day)
Hometown: Fresno, California
Undergraduate: Indiana University
Year: 2000
Major: English

Heather Thomas may call herself “an accidental journalist,” but she’s one law student with a drive that’s anything but accidental.

A native of South Bend, Indiana, Thomas moved to Fresno three years ago to work for a daily newspaper. She was a hard-driving reporter who took playful teasing from colleagues for the bruises on her arm the year she played tackle football with the National Women’s Football Association. She is also a violinist who enjoys tackling a majestic Tchaikovsky or Beethoven symphony. While flipping through a friend’s LSAT study booklet, she found the word problems riveting and decided to research the profession. But before committing to law school, she accepted an internship as a legal research and writing intern with Central California Legal Services in Fresno, which specializes in farm worker assistance, to decide if law was really for her. “Suddenly, I was thrown into a world where every word had a far more precise meaning than I had ever assigned to it. And when I would hear that my extremely minuscule contribution to a larger writ helped get it heard by the judge, I was flooded with pride.” Eventually, Thomas would like to represent a nonprofit whose mission she believes in. “The future is only limited if a person is unwilling to try new things,” she says.
From China to the USA, Xiyi “Jackie” Fu booked her flight, became a U.S. citizen and secured on-campus housing. It’s safe to say she’s all pumped up for Pacific McGeorge.

Xiyi “Jackie” Fu's future career in law first began when she arrived in the United States from China with her parents at age fourteen. But it was during her freshman year at the University of Michigan that her path toward law really gelled when she helped negotiate the purchase of her parents’ house. The process of translating, bargaining and working out a contract with the family’s attorney started her thinking that perhaps law could be the right path for her talents. Many immigrants, she noticed, “find the concept of law vague at best.” She surmised that as an attorney, she could help other first-time home buyers — like her parents — by providing helpful legal consultation and solutions to many real estate functions. She says that with the increasing globalization, recent economic boom in Asia, and her fluency in Chinese and Japanese, that she would welcome the opportunity to work for a multinational corporation. Incidentally, it was her second passion — international law — that led her to Pacific McGeorge. “The international law program and global business and development program were eye catching to me,” she says, adding “I think it would be a unique opportunity for me to study and integrate both fields.”

Scott Radcliffe (Day)
Hometown: Clovis, California
Undergraduate: University of California, San Diego
Year: 2007
Major: Real Estate

Scott Radcliffe was a pretty good basketball player with professional aspirations. Yet, after taking a business law course as a transfer requirement, this Fresno native found his perfect game was actually off the basketball court and in the courtroom.

Scott Radcliffe has long dreamed of attending law school, and persevered despite a lower-than-hoped for initial LSAT score. He successfully retook it in February ’08, and as he says, “here I am!” With real estate being what he refers to as a “family affair,” Scott was naturally drawn to the business law and transaction cases he read in his undergraduate studies. After graduating from UCSD, he moved to Walnut Creek and worked for a law firm specializing in plaintiff litigation, where he remarks, “it is good to see people being helped out and to make a difference.” Incidentally, his time at the law firm exposed him to Pacific McGeorge, which he recalls was always discussed in glowing terms by the firm’s partners. “I was accepted elsewhere, but a lot of little things made my decision easier — the law school’s reputation for public interest, its location close to the Capitol and my sister in Rocklin with whom I’ll live.” Scott’s future plans may read like a court-side playbook — full of options.
Older Student Sparks Elder Law Clinic

Last spring, Pacific McGeorge’s Community Legal Services inaugurated an Elder Law Clinic that helps senior citizens navigate the difficult legal decisions that they might otherwise face alone.

And the new clinic already has a star, Alice Thomas, ’10, who may well be the oldest law student in the country at age 77. Thomas is an inspiration to her fellow students in the clinic and the classroom. She was also the subject of a feature story in the Sacramento Bee that was picked up by the ABA Journal web site and several national legal blogs.

“She’s given a lot of respect,” Professor Kathleen Friedrich, ’81, told the newspaper. “It takes some level of spunk to do what she is doing. If you can stand up for yourself, you can stand up for somebody else.”

The Elder Law Clinic grew out of the CLS Civil Practice Clinic, which helps people in a variety of matters. Adjunct professor Melissa Brown works with students in the clinic. “We found we were doing a lot of work for older people who had lost spouses or become full-time caregivers and needed help,” Friedrich says.

Thomas herself lost a longtime companion to Alzheimer’s in 2005. “Older people in our society are often treated very shabbily,” she says. “We need to devote much more attention to Alzheimer’s research and helping these people instead of warehousing them.”

Trying to play catch-up after devoting so much time in her first few years in law school as a caregiver, Thomas is taking six courses this semester. But it’s her clinic work that has been most rewarding.

“We just closed a case this morning and the lady said, ‘you’ve inspired me to go back to school’,” says Thomas. “I’ve also received three thank-you cards and a cream cake,” she adds.

International Program Climbs Up to No. 16

Pacific McGeorge is ranked 16th among American law schools in the quality of its international programs, according to the 2009 edition of “America’s Best Graduate Schools” published by U.S. News & World Report. It marks the third straight year that the law school has been ranked among the nation's top 20 in the International Law specialty category. The magazine’s ratings, released in April, also again show Pacific McGeorge in the top 100 tier (ranked No. 95) of ABA-accredited law schools.
“While the specialty rankings are not always present in the public consciousness, they are more indicative of the quality of our program, in that these rankings are made by experts in the field, as opposed to the overall rankings ‘beauty contest,’ ” said Dean Elizabeth Rindskopf Parker.

“It is also heartening to see the schools we’re keeping company with in these international rankings, especially Stanford, UC Berkeley and UCLA in the West.” The law school also continues in the magazine’s overall top 100 listing for the fourth straight year.

The parent University of the Pacific was named in the top 100 schools for the third year. With only 6,250 students enrolled at its campuses in Stockton, Sacramento and San Francisco, Pacific is one of the smallest universities to be ranked high in a category dominated by large research institutions.

Wile, McGuire Named To Administrative Posts

Professor Phil Wile was named Associate Dean for Academic Affairs and Mary McGuire, ’83, was named Assistant Dean for Student Affairs at Pacific McGeorge.

Wile has been a member of the Pacific McGeorge faculty for 20 years. A Stanford University and Stanford Law School graduate, he has served as director of the law school’s tax programs. Wile fills the position previously occupied by Professor Christine Manolakas, who served in the role for three years. A tax law expert herself, she returned full-time to the classroom this fall.

Manolakas was also lauded for her “outstanding service, guiding the law school’s academic program through a particularly exciting and productive time” by Dean Elizabeth Rindskopf Parker at a faculty dinner in the spring. “Her three-year service in the second-in-command role spurred Pacific McGeorge’s advancement on many faculty and curricular fronts,” the dean added.

McGuire has served as a student services counselor at the law school since 2005. She previously practiced law for 20 years in the Bay area and Sacramento. McGuire succeeds Carin Crain, who was named to a similar position at the University of Iowa College of Law in 2007.

Washington Welcomes First Matsui Fellows

Three Pacific McGeorge students served internships last summer in Washington, D.C., thanks to the generosity of the Robert T. Matsui Foundation for Public Service.

The foundation honors the late Congressman Robert Matsui, who represented the Sacramento area in the U.S. House of Representatives from 1979 to 2005. Each Robert T. Matsui Fellowship provides a stipend to allow a law student to pursue a public service project or placement in a federal agency.

Megan Herberger, ’09, interned at the Millennium Challenge Corporation, a federal government organization that works with some of the poorest countries in the world. Sarah Dansereau, ’10, worked for FairVote, a public interest group that develops and promotes practical strategies to improve elections at the local, state and national levels. Scott Keefe, ’10, served his internship with the U.S. Department of the Interior.

Congresswoman Doris Matsui, who succeeded her husband in Congress, delivered the commencement address marking Pacific McGeorge’s 84th academic year on May 10 at Sacramento’s Memorial Auditorium.
“Some day we will have to account for our choices,” she told the graduates, “Embrace inquiry and make it your practice to thoughtfully reach your own conclusions. Embrace your duties in our community and make them your purpose.”

**China USAID Program Continues in Summer**

Under the auspices of its USAID China grant program, Pacific McGeorge conducted its second workshop on experiential legal education in China, held from July 21 to August 7 in Hangzhou.

Professor Brian Landsberg directed and taught in the program along with Professors Cary Bricker, Fred Galves, Jay Leach, Jarrod Wong and recent L.L.M. graduates Luo Wenyan, ’08, and Hu Minfei, ’08.

Thirty-seven participants from Pacific McGeorge’s partner schools attended the summer session along with teachers from the Yale China project and the Commission of Chinese Clinical Legal Educators.

Pacific McGeorge’s advocacy workshops began with classes on how to teach negotiation and mediation skills. The second week of classes concentrated on the teaching of arbitration skills. While in Hangzhou, the Zhejiang Gongshang University Faculty of Law conferred on Landsberg its title of Honorary Professor of Law in recognition of his leadership in directing the USAID program.

**Schaber Law Library Marks a Milestone**

The Gordon D. Schaber Law Library celebrated the acquisition of its half-millionth volume last spring.

“This is a milestone achievement because it places the Schaber Library in the very upper echelon of law libraries in California,” says Dragomir Cosanici, the Interim Law Library director.

“According to a 2007 ABA report, only Berkeley, Stanford, Hastings UCLA and Loyola Los Angeles in California have achieved that number,” he says. “Nationally only 64 ABA-accredited schools have reached that plateau.”

Professor Brian Landsberg’s second contribution to the Global Issues series, *Global Issues in Employment Discrimination Law*, was designated and honored as the 500,000th volume.

**Kim Clarke**, former Assistant Dean for Library and Research Services, presided over the celebration. “It’s fitting that Professor Landberg’s latest work, which he co-wrote with NYU professor, was selected as the half-millionth volume. He is one of our most distinguished professors and scholars. And it’s fitting that the book be part of the highly successful Global Issues series that was the brainchild of Professor Frank Gervurtz.”

**Joint Classes Explore Law/Medicine Nexus**

Pacific McGeorge law students and UC Davis Medical Center medical students held two joint classes in April to exchange ideas and concerns between the two disciplines on how to deal with the rights of patients facing death.

Forty law students from three upper-division elective courses (Elder Law & Social Policy, Health Law, Bioethics and the Law) were involved in the scripted and unscripted sessions with 80 med students.

The three-hour classes, organized by Professor Ned Spurgeon, the Gordon D. Schaber Professor of Health Law & Policy at Pacific McGeorge, and hosted by UC Med Center, were believed to be a first-of-its-kind program in California.

“There’s room for better understanding between doctors and lawyers,” said Spurgeon. “The Terri Schiavo case brought this into sharper focus. Hopefully, these types of programs will mean better-educated doctors and lawyers with respect to enabling patients to have their surrogates make better decisions.”

Professors Larry Levine and Kathleen Friedrich participated as facilitators.
along with adjunct professor Melissa Brown, Institute for Health and Aging research fellow Anne Marie Marciaurille, and Jenny Phillips, ’07, who earned her LL.M. in Government Affairs with an emphasis on Health Law.

**Chicago-Kent Wins National Ethics Title**


The host school for the prestigious invitational finished seventh in the 20-team. Maria Wilson, ’08, took Best Advocate honors. She and her teammates, Rema Al Jundi, ’09, Alan Donato, ’09, and Kevin Koligian, ’08, earned the Most Professional Team award.

Chicago-Kent defeated SUNY at Buffalo in the final round after those two schools slipped past Stetson and Baylor in the semifinals. The field also included Alabama, Boalt Hall, Brooklyn, Creighton, UC Davis, Duke, Fordham, Houston, John Marshall, UCLA, Loyola of New Orleans, Roger Williams, Santa Clara, South Texas and Temple.

A prestigious panel that included Judge Connie Callahan, ’75, U.S. 9th Circuit Court of Appeals; Justice Carol Corrigan, California Supreme Court; Judge Morrison England, ’83, U.S. District Court, Eastern District of California; Larry Fox, senior partner, Drinker Biddle, Philadelphia; and Bob Buccola, ’83, partner, Dreyer Babich Buccola & Callaham, judged the final championship round. More than 90 Sacramento area attorneys and jurists participated as judges in the preliminary rounds.

The National Ethics Trial Competition, presented by Pacific McGeorge, is sponsored by Dreyer, Babich, Buccola, & Callaham, LLP. The Anthony M. Kennedy Inn of Court and the American Bar Association Section of Litigation are co-sponsors. All rounds were held at the U.S. District Court, Eastern District of California, in the Robert T. Matsui U.S. Courthouse.

**First-Year Students Get a Surprise Visit**

Justice Anthony M. Kennedy, a longtime member of the Pacific McGeorge faculty, returned to campus on April 3. The Supreme Court jurist paid a surprise visit to two Criminal Law classes in the morning, engaging first-year students in lively discussions on theoretical and practical elements of the American justice system.

He later attended a luncheon presentation about “Persecution as a Crime under International Law.” by Judge Fausto Pocar, presiding judge of the International Criminal Tribunal for the former Yugoslavia and law professor at the University of Milan, another classroom visit and an informal meeting with more than 40 foreign LL.M. students concluded his five-hour visit.

Justice Kennedy, who celebrated 20 years on the High Court in February, continues to teach a course on Fundamental Rights in Europe and the United States each summer at the law school’s International Legal Studies program in Salzburg, Austria.

His role as the swing vote on the Supreme Court has brought much attention to the law school. In the most recent term, he was the deciding vote between the conservative and liberal wings of the Court on three high-profile cases: the Second Amendment case, Guantanamo detainee rights, and the propriety of the death penalty in non-murder convictions.
When John Hawkins, ’74, and Bob Butler, ’74, met at Pacific McGeorge, little did they know that within a few years, they would share office space and a friendship that would span more than 30 years. The two worked for various law firms before meeting up again and deciding to create their own separate law practices in the same building.

“I bought a building in Reno and asked him to move in with me as an associate,” says Hawkins, now a retired personal injury attorney still living in Reno. “He was an excellent attorney, honest as the day is long. If someone came in wanting a bankruptcy, and they tried to hide any money, he would withdraw from the case and tell the judge.”

Butler specialized in bankruptcy and business law, while Hawkins focused on personal injury cases. “We were very close,” says Hawkins. “We practiced law together and shared our thoughts and helped one another. He was a very ethical guy and did a good job for his clients, and I was always proud that he was there.”

Bob Butler died unexpectedly late last year, leaving behind two sons, a wealth of friends like Hawkins, and a generous $100,000 gift to the McGeorge School of Law, Schaber Legacy Society.

“As people begin to plan for their legacy, and what they want to leave behind on this planet, they often think highly enough of their alma mater to make a planned gift,” says Charlene Mattison, ’06, assistant dean for advancement at Pacific McGeorge. “Many of our alumni choose to leave a legacy at McGeorge to make sure that their law school thrives today, tomorrow, and in perpetuity.”

The Schaber Legacy Society was named after Gordon D. Schaber, the legendary dean of the law school. Dean Schaber left many legacies at Pacific McGeorge, one of which was an estate gift that created the first endowed chair at the law school – the Gordon D. Schaber Chair in Health Law and Policy. “This gift established a program and ensured a focus
on health law at the law school, one that we are currently expanding with new gifts even today,” says Kevin Gonzalez, senior development officer at Pacific McGeorge.

The Schaber Legacy Society’s main intent is to recognize and honor alumni and friends who take these planned gifts. The gifts come in various forms including retirement plan designations, charitable trusts, gift annuities, gifts of life insurance and donations of property. The funds are used to establish endowments and scholarships, or to support ongoing academic programs.

“A majority of our alumni discuss their wishes with the law school, and then plan for and earmark their money for use in a specific way,” says Gonzalez. “Others leave their gift for the betterment of the school. Either way, the law school and students of today and tomorrow feel their impact.”

In many instances, as in the case of Bob Butler, gifts are very welcome, but sometimes unexpected. “Bob Butler left us a gift in his will, but the day it arrived was a little bit of a shock,” says Gonzalez. “Here an alumnus left a generous and caring gift, and we at the law school did not know and were not able to thank him in his lifetime. That is why we would like to open up those discussions with people considering, or who have made, estate gifts to McGeorge. We would like to help them think through the future use of their funds, but more importantly we would like to acknowledge them.”

Pacific McGeorge has set up a website (www.mcgeorgelegacy.org), which provides valuable information about gift legacies and gift vehicles, as well as the tax benefits and calculators to see which gift vehicles would provide the donor and their family with the best giving and tax options. There are two components to the website: one for professionals practicing in estate planning or a related area, and the other is for anyone considering a legacy gift. The law school also offers a quarterly newsletter targeted to alumni and friends interested in either of these things. This newsletter can be subscribed to online at the above website.

The law school never got to acknowledge Butler’s bequest when he was alive. The semi-retired attorney came to several of the Alumni Association’s January MCLE programs in the last few years, but he told only his closest friends that he was putting Pacific McGeorge in his will. The former U.S. Air Force officer, Vietnam veteran, and retired Nevada Air Guard lieutenant colonel was swimming at a Reno health club on a December Sunday when he suffered a massive coronary.

His loss shocked the close-knit Reno legal community, particularly the early 1970s Pacific McGeorge alums who started the Pacific McGeorge pipeline to northern Nevada.

Many people have made significant legacy gifts to Pacific McGeorge, which have, in turn, made a huge impact on the law school. “People think about how their university helped make their life what it is, and then they really want to make the school a better place now and for the next generation,” says Mattison.

That was certainly the case with Bob Butler. “Bob wanted to reward McGeorge for allowing him to do what he wanted to do and live the way he chose,” says Hawkins. “He told me, ‘I appreciated it, and I’m going to pay them back for it.’”

Bob Butler, ’74, right, was president of the Northern Nevada Senior Gold Club and loved to play new courses with his many friends. Here, he joins Joe Marson, left, and Frank Omboli for a golf trip to Death Valley.
Faculty News

Gould, Glee Scully, Jed Scully Retire

Three veteran law professors, who represent a combined 85 years of service on the faculty, retired at the end of the spring 2008 semester.

Glee Scully, ’72, joined her legal alma mater in 1974. She served as the director of Clinical Legal Education for more than two decades, supervising the school’s on-campus Community Legal Services clinic as well as off-campus placements in public agencies and public interest law firms. She taught Family Law, Community Property, and a Negotiations and Settlement Seminar. She also is a former chair of the University’s Academic Council.

Her husband, Jed Scully, joined the faculty in 1979 and was the director of the school’s Intellectual Property Concentration. He was co-founder of the campus-based Anthony M. Kennedy American Inn of Court that brings together law students, faculty, attorneys and judges to advance legal ethics, skills and professionalism. His teaching assignments included Copyright, Judicial Arbitration Practice, Negotiations and Settlement, and an Advanced IP Law Seminar.

Professor George Gould joined the faculty in 1984 from the University of Wyoming Law School. He taught Property, Water Law, and Land Finance to thousands of Pacific McGeorge graduates. In July, the Rocky Mountain Mineral Law Foundation honored Gould with its Distinguished Teaching Award for his contributions to students and academia in a legal education career that spanned more than three decades. He is the co-author of a casebook, Cases and Materials in Water Law, now in its seventh edition, which is used by law schools throughout the country.

Animal Law and Policy was published earlier this year. “I’ve been interested in animal law for a long time,” Davies says. “In a way, it’s an extension of my interest in civil rights law. Some students circulated a petition last spring, the faculty discussed it and found merit, and the students are thrilled we are having the class.”

Davies doesn’t have to dig very deeply into today’s headlines to show the pertinence of the course in the legal world. NFL quarterback Michael Vick is in prison, convicted of criminal conspiracy resulting from felonious dog fighting. The late “Queen of Mean,” Leona Helmsley, had named her dog, Trouble, the beneficiary of a $12 million legacy. Her grandchildren mounted a challenge, and the judge reduced Trouble’s share to $2 million. “There’s even an initiative on the November state ballot [Proposition 2] to prohibit the confinement of certain farm animals, like chickens, to small areas that prevent their movement,” Davies adds.

It is a very interdisciplinary issue, involving Torts, Contracts, Property, Wills & Trusts, Family Law, and many other legal fields,” she says. “I’m getting plenty of opinions from my fellow faculty members about potential issues to bring up.”

It seems like everyone has a dog in this hunt.

Davies’ New Elective Really a Breed Apart

It’s being taught in more than 90 law schools throughout the country and now it’s coming to Pacific McGeorge. Twenty students have signed up for Professor Julie Davies first class in Animal Law next spring.

Not to be confused with the animal rights movement, Animal Law has been taught at schools such as Harvard, Columbia, Georgetown and UC Berkeley for several years. The inaugural edition of Stanford Journal of Davies’ New Elective Really a Breed Apart

Photography: Steve Yeater
**Gevurtz’s Article Inspires Lawsuit**

A 20-year-old article by Professor Frank Gevurtz may have inspired a legal battle in federal court that involves a major international scandal.


The class-action RICO antitrust suit claims that wheat prices in the U.S. were lower as the result of Australian sellers using bribery to obtain the rights to sell wheat to Iraq while that country was under strict United Nations sanctions following the first Gulf war. The wheat farmers alleged that AWB Limited, an Australian wheat exporter, bribed the Saddam Hussein regime under the UN Oil for Food Program in exchange for a monopoly in the Iraqi wheat market and the exclusion of American wheat from the Iraqi market.

The U.S. District Court, Southern District of New York, recently dismissed the claim. The court said Gevurtz’s scholarship did not apply since the farmers failed to claim they would have exported their wheat to Iraq but for the bribery. The suit only alleged that they were the indirect victims of lower prices in the U.S. market.

There is no word yet on whether Cohen Milstein Hausfeld & Toll, lead attorneys for the plaintiffs, will amend their suit and refile it. The case is *Boyd et al. v. AWB Limited*, 544 F.Supp.2d 236 (S.D.N.Y. 2008).

**Telfeyan’s Show A Hit in Indiana**

Professor Ed Telfeyan’s “Grammar Bee” has been a welcomed staple of his Legal Process classes for seven years at Pacific McGeorge so he decided to share his showmanship secrets with colleagues recently at the Legal Writing Institute Conference.

Telfeyan’s presentation, “The Grammar Bee – Taking the Pain out of One-Ls’ Grammatical Deficiencies” drew a standing-room only crowd at the Indianapolis, Indiana, event. Since the July conference, the veteran legal writing instructor has received more than a dozen requests from professors at other ABA schools for materials that might enable them to replicate his teaching methods at their law schools.

As a result of these requests and the response Ed received to his presentation in Indianapolis, the Grammar Bee will now be used in schools across the country.

Telfeyan’s “Grammar Bee” competition extends over the entire first semester of his year-long Legal Process course (the course has different names at different law schools). Here’s how the game is played. For each class session, he chooses three previously unannounced students as contestants. They are given grammar/writing problems to solve. In the early rounds, students can advance just by providing the right answer. In later rounds, it becomes more competitive (e.g. first to raise hand and provide correct answer advances). Ultimately, only three contestants remain, and they are given a nasty, horribly written paragraph to rewrite.

“Along the way, of course, all students hopefully benefit from the subtle instruction that takes place, as even those who are not contestants on a given day contemplate the questions the contestants are given,” Telfeyan says. “In this respect, the competition is much like a typical TV game show such as ‘Jeopardy’.”

Telfeyan also holds an awards ceremony at the end of the first semester. The winners receive t-shirts with the words “Winner — >
Manson Named to National Water Panel

Professor Craig Manson, ’81, was named to the advisory panel of The Water Policy Institute, a newly formed organization in Washington, D.C. that will address current challenges affecting both global and local water issues including supply, quality, use, wildlife and agricultural concerns, and climate change.

The non-partisan organization’s mission is to collaboratively develop innovative, sustainable solutions for water supply and quality issues, and to provide leadership on legal, regulatory and policy issues involving water locally, nationally, and internationally.

Former EPA Administrator and New Jersey Governor Christine Todd Whitman chairs the institute. Manson is one of a small, select group of leading water experts, among them scientists, academics, former government officials, and NGO professionals, who comprise the advisory panel.

Manson, former Assistant Secretary for Fish and Wildlife and Parks in the U.S. Department of the Interior, is a Distinguished Visiting Professor and Lecturer in Law at Pacific McGeorge. He is also director of the school’s J.D. Government Law and Policy Certificate Program.

Landsberg Receives New Faculty Honor

Professor Brian Landsberg was accorded the title Distinguished Professor and Scholar at a March banquet celebrating his accomplishments in legal scholarship.

The Constitutional Law professor was honored for his books and articles that have enhanced the reputation of Pacific McGeorge in the academy, legal profession and society. His recent work includes Alabama and the Origins of the Voting Rights Act, based on his early service with the U.S. Department of Justice, and two other books he co-authored for the Global Issues series, Global Issues in Constitutional Law and Global Issues in Employment Discrimination Law.

Landsberg joins a select group of law school faculty with that designation, a group that includes Professors Frank Gevirtz, Michael Malloy, Steve McCaffrey, John Myers, John Spranking and Michael Vitiello.

A year earlier, the University of the Pacific named Landsberg a winner of its prestigious Eberhardt Teacher-Scholar Award, which annually recognizes a University-wide faculty member who fulfills the highest aspirations of scholarship and service to students, colleagues, the profession and the community.

This spring, the Gordon D. Schaber Law Library received and added to its collection a significant set of civil rights materials (cases, files, litigation papers) courtesy of Landsberg. The span of the DOJ materials ranges from 1960’s to 2000. The materials from him and other prominent former Civil Rights Division officials are currently being reviewed for digitization in the Washington University Civil Rights Clearinghouse.

The Clearinghouse houses a collection of documents and information about civil rights cases in selected case categories across the United States.

Yelpaala’s Article Attracts Attention

Professor Kojo Yelpaala has written a thought-provoking article that has garnered national attention. His article, “Legal Consciousness and Contractual Obligations,” has been published in the new volume of the McGeorge Law Review, 39 McGeorge L. Rev. 193 (2007).

It examines the moral foundations for contractual obligations by exploring a simple question: Where do human beings get the idea that they must perform their promises?

Based upon the article’s content, Owen Jones, Professor of Law and Biological Sciences at Vanderbilt University, has invited Yelpaala to join the Society for Evolutionary Analysis in Law (SEAL). There are 400 SEAL members from 22 different countries. Disciplines represented in the prestigious organization include law, biology, psychology, psychiatry, anthropology, and philosophy.
Three new tenured-track faculty members join the Pacific McGeorge family this fall, each eager to continue a tradition of scholarship and service to our students and the legal community.

Associate Professor Michael Mireles, ’98, who taught here as an adjunct and visiting professor, returns to his legal alma mater from a tenure-track position at the University of Denver, Sturm College of Law, where he’s cultivated an emerging national visibility for his scholarship in intellectual property. His articles have appeared in seven different law reviews including the University of Michigan Journal of Law Reform.

Mireles began his legal career as an associate attorney at Downey Brand LLP in Sacramento, practicing intellectual property and commercial law. Recently, he taught Cross Border Trade in Intellectual Property at a summer program in Munich, Germany sponsored by the George Washington University Law School, where he earned an LL.M. in intellectual Property Law. He has served on the board of directors of several professional and community organizations, including a term as president of the Asian Bar Association of Sacramento. He is teaching Property and Intellectual Property and Unfair Competition this fall.

With expertise that covers a wide spectrum of legal fields such as contracts, immigration law and statutory interpretation, Associate Professor Brian Slocum is a welcomed addition to the faculty. A prolific scholar, his articles have been published in numerous high-profile law journals including the Northwestern University Law Review. Following a clerkship for a U.S. Court of Appeals for the Eighth Circuit judge, Slocum joined the Department of Justice through its honors program. While at the DOJ, Professor Slocum argued more than a dozen appellate cases, wrote and reviewed criminal legislation, and authored the Department’s guidance on various criminal matters to federal prosecutors throughout the country. A graduate of Harvard Law School, Professor Slocum has also taught at several law schools, including most recently the Florida Coastal School of Law in Jacksonville, Florida. He is teaching Contracts, Legislation/Statutory Interpretation and Administrative Law this year.

Stanford Law-educated Associate Professor Paul Paton joins Pacific McGeorge from Queen’s University in Kingston, Ontario, Canada. An authority on legal ethics, professional responsibility and business associations, among other subjects, Professor Paton’s published credits include an article in the Stanford Journal of Law.

Paton has an impressive resume as an attorney, senior manager, legal counsel, government policy advisor and law school administrator. In 2005, he was appointed vice-chair of the Canadian Bar Association National Ethics & Professional Issues Committee. In addition to teaching Professional Responsibility and Corporate Governance this year, Associate Professor Paton will also serve as director of Pacific McGeorge’s “Ethics Across the Professions” Initiative.

Quince Hopkins is a visiting professor this year from Florida Coastal. She boasts two advanced law degrees from Stanford, in addition to a J.D. from the University of Maryland. A former practicing attorney in Baltimore, Hopkins is teaching Torts in both semesters.

Sacramento attorney Athena Roussos has joined the faculty and will assist Professors Mary-Beth Moylan and Eric McElwain in directing the Appellate and International Advocacy program. She is a graduate of the Syracuse University College of Law and has practiced law, specializing in California appellate work since 1997.

A fourth tenured faculty hire, Professor Raquel Aldana, will come on board next fall. A Harvard Law grad, she is currently a tenured faculty member at UNLV’s William S. Boyd School of Law.
Racing to Keep Child Abuse Professionals Current

THE PACIFIC McGEORGE PROFILE

By Cynthia Kincaid
or Professor John Myers, speed is a way of life. Whether it’s making scores of presentations a year on child abuse to judges, mental health professionals and doctors, social workers, and other attorneys around the country, or racing his Mazda Miata as an amateur on the Sports Car Club of America Club Racing circuit, Myers seems to be in constant motion.

His passion and reputation lies in helping those who assist and defend the most vulnerable members of our population, especially abused and neglected children.

As an attorney in Salt Lake City, Utah, Myers worked as a legal services lawyer on juvenile court cases and also represented the developmentally disadvantaged. After leaving the law and moving into academia, he chose the area of child abuse because of his interest and experience with children, and because it seemed a neglected field.

“In the early 1980s, virtually nobody in the legal academy was writing about child abuse issues,” Myers says. Over the past two decades, Myers has followed, indeed been a part of the emergence of, child sexual abuse as a major social issue. He notes that people were interested in the subject in the 1970s and 80s, but few law professors wrote about it or devoted their full energies to children as witnesses or to evidence issues as they related to child sexual abuse. “It was a niche that needed to be filled,” he says.

The growing interest in child abuse, Myers says, stems from the intersection of human nature, crime and sex—all very emotional issues. “So it makes us interested in it,” Myers concludes.

Myers travels around the U.S. giving presentations and lectures that involve training on the legal issues such as interviewing children properly and investigating abuse cases effectively.

“People don’t have access to the most recent information or the most recent psychological or medical literature, which could be relevant,” says Myers. “If they do, they don’t have time to read it. So it’s not that people have a lot of misconceptions, it’s that they’re not, for the most part, fully up to date. My job is to be a resource for the people who do the work in the field.”

Over the past few years, Myers says he has seen a vast improvement in the quality of child interviewing techniques. “We’ve made real strides,” he says. “We are doing a better job of interviewing, and we are doing a better job of training people in how to talk to kids.” He points out that much of the initial interviewing of children for court cases is done by the least trained of professionals. “So we still have a tremendous amount of work to do in terms of society’s interest in protecting kids,” Myers says.

All the work around protecting children is paying off. Today, according to Myers, there are more than 400 specialized child advocacy centers scattered across the United States; in 1985, there were none.

When Myers is not zipping around the country lecturing, you can find him speeding around race car tracks in his modified Mazda Miata. His amateur racing club cohorts race around the same tracks as the racing stars do, and Myers concedes that he enjoys what he calls the “slight” degree of risk and the adrenaline rush of racing.

“I love the competition because I am very competitive,” he says. “I love the camaraderie, and I love the speed. I didn’t start racing until I was 60.” He finished in the top 10 in a recent race although he admits a crash that wiped out part of the field might have helped him a little bit.

For Myers, who also taught karate for 13 years, racing provides a way to clear his head and be among other racing friends. He has taken his students for rides, and has a bent fender from a previous racing collision up on his office wall to remind him of his mortality. He’s had one car catch on fire, and he’s totaled another. Still, none of this deters him from the love of the sport.

Not surprisingly, he brings this same passion into the classroom. “Teaching is the greatest job in the world,” he says. Initially, Myers had no interest in being a lawyer. Instead, he went to Vietnam, where he served as a Navy medic, then worked his way through college by driving an ambulance. “I was interested in the human condition and the unbelievable conditions in which so many people somehow get along, in terms of poverty and alcoholism and mental illness,” he says. “I was moved by that to try and do something about it.”

So a decision had to be made—law school or a career in sociology? “The law school application was easier to fill out than the sociology application, so I became a lawyer,” Myers says. “Turned out it was a good choice for me.”

This is the tenth in a series of Pacific Law articles on members of the Pacific McGeorge faculty who pursue excellence inside and outside the classroom.
Dear Fellow Alumni & Friends,

It is fall again, and the Pacific McGeorge campus once more welcomes another excellent new class, and welcomes back those who are one year closer to graduation. As I recall my arrival at law school, I note that I was not especially mindful of the presence of alumni nor of their importance to my future success. This may have been true for you, as well, but I am pleased to report this is no longer the case.

Alumni now play important roles in the lives of students from day one and are increasingly evident on campus. In fact, according to the Admissions Office, some of the law school’s best candidates arrive at Pacific McGeorge thanks to guidance from alums. Alumni encourage the next generation of students to apply, then provide mentoring once they arrive and, in many cases, offer them employment when they graduate. This support is irreplaceable, deeply meaningful and speaks to the “Pacific McGeorge family” ethos that is so evident on campus, as well as at alumni chapter events around the country. This growing sense of alumni community has been a special priority for the Alumni Association and its board of directors and we are always looking for ways to increase that sense of mutual commitment and benefit.

The alumni directors again hosted an Alumni Welcome Back Barbecue, which is one of several traditions of relatively recent vintage. These efforts are specifically intended to engage students and introduce them to the importance of networking — during their tenure at the law school, as well as in their careers. We also value diversity in our law school community and in the profession, and have encouraged the development of several special interest chapters — including Black Alumni, Asian Pacific Islander Alumni, GLBT Alumni, Latino Alumni and Capitol (i.e., government) Alumni — holding student/alumni events for these chapters as well.

The point is, our continued engagement with the law school and with the students who make up the Pacific McGeorge of today is just as important as the philanthropic support so many of you have given. This doesn’t have to be heavy lifting — especially if every one of us does a little bit. You can be a mentor, serve on a committee or board, attend chapter or campus events (like the BBQ or Dine with Alumni), host a gathering of alumni and friends in your area, refer or recommend a colleague or student for employment, or simply take opportunities to speak positively about your law school and the experience it gave you. It all counts.

I must also take a moment to recognize some alumni who have served admirably and generously as alumni volunteers — donors of their time, energy and more on every alum’s behalf. All of these individuals are now concluding their term (or terms) on the Alumni Board, and each has made significant contributions in serving so remarkably.

Eric Barnum, ’94, initiated the Black Alumni Chapter, the first of the law school’s special interest chapters, which catalyzed several others; Jim Day, ’73, has served as a board vice president chairing a reinvigorated Development Committee that has greatly increased alumni participation in the McGeorge Fund; John Masterman, ’78, also served as a board VP leading several initiatives from enhancing alumni communications to providing a ‘gift match’ to student donations; Dennis Olmstead, ’84, brought a strong push for Board accountability and merciless focus on the board’s strategic plan; the two Dianas from Los Angeles — Diana Rodgers, ’94, and Diana Scott, ’78 — never missed an opportunity to serve and to encourage networking among alumni and students alike; Margaret Shedd, ’75, whose leadership got the Capitol Chapter off the ground; and, especially, Brian Putler, ’85, whose leadership as board president in 2005 and 2006 set a powerful standard for excellence, and who last year was honored as the law school’s Alumnus of the Year. These are alumni exemplars of whom we can all be proud and I want to take this opportunity to offer my personal thanks to them.

Pacific McGeorge has a rich heritage of leadership and now a growing legacy of volunteer support. There’s a role for each of us and, if you haven’t taken the opportunity to do so yet, I hope you will do so soon. I look forward to any ideas and input you may offer. Please contact me at bharn@pacific.edu if you have comments, questions or, more importantly, would like to participate on the alumni team as an alumni ambassador, volunteer or even as a member of the Board of Directors.

With best regards,

William Davis Harn, ’93
More Alumni Chapter Events Lined Up

By Michael Curran

Alumni chapters, both regional and interest-based, continue to flourish.

The Northern Nevada Chapter hosted a dinner in April at a Reno restaurant. More than 80 people attended the European Chapter’s International Reunion-Conference May 23-24 in Vienna, Austria. Earlier that month, the Sacramento-based GLBT Chapter held a successful reception in San Francisco. The Washington, D.C. Chapter welcomed three Matsui fellows and two other summer interns to the nation’s capital in late May.

The Alumni Association continued its sponsorship of post-Bar exam receptions in July and also holds a December swearing-in ceremony at the law school. It held its fourth annual Alumni/Student Welcome Back Barbeque on-campus in mid-August.

Tentatively scheduled upcoming events include:
- Fresno Alumni Chapter reception on October 13 at the Downtown Club
- San Francisco Alumni Chapter reception on October 22 at the City Club
- Los Angeles Chapter reception on November 19 at an undetermined site
- Hawaii Chapter reception on December 4 at an undetermined site in Honolulu
- Washington D.C. Chapter on December 9
- New York City Chapter on December 10
- San Diego Chapter on January 8

1935-1959

Francis B. Dillon ’50
I’m still practicing law more than 57 years after being sworn in on January 11, 1951. (Sacramento)

1960s

Patricia Mar ’69
Mar was elected an honorary member of the Pacific McGeorge chapter of The Order of the Coif in May. The Chapter can elect only one honorary member each year, and she was elected by acclamation. A retired San Francisco attorney, she was the valedictorian of her class. Pacific McGeorge did not receive a chapter in The Order of the Coif until 1982. (Sacramento)

Ronald J. Peters ’69
Peters won a $40,000 verdict for an Amador Superior Court plaintiff in a dog bite strict liability case. (Jackson, California)

1970

Class Representatives
Raul A. Ramirez
Terence B. Smith
G. Patrick Galloway
Galloway was named to a list of “The Top 100 Attorneys,” in Northern California. He was among the attorneys who received the highest point totals in the 2008 Northern California Super Lawyers magazine’s nomination, research and review process. He is a senior partner in the Walnut Creek defense firm of Galloway, Lucchesi, Everson & Picchi, and has been selected for inclusion in Best Lawyers in America for more than 10 years. (Walnut Creek, California)

1971

Class Representative
Phil Hiroshima

Donald L. Carper
In 2008, I retired from California State University, Sacramento with the title Professor Emeritus. I have joined the labor arbitration practice of John Laffocco in downtown Sacramento and remain available for commercial arbitrations. I am also a Vice President of a Biomedical Company in Carlsbad, California, Advance Brain Monitoring, providing research and products in the field of alertness and diagnosis of Obstructive Sleep Apnea. I accepted a position as Visiting Professor of Law and Policy at the Whitman School of Management at Syracuse University for the 2008-2009 academic year. The 5th edition of my textbook Understanding the Law was just published by West Legal Studies in Business. The summer issue of the Dispute Resolution Journal leads with my co-authored article, “Comparing Attributes of Litigation, Arbitration, and Medication and Other Basics of ADR.” (Sacramento)

Thomas L. Hill
Hill is one of four former McDonough Holland & Allen attorneys who have split off from the Sacramento-based firm to form Martinez Hayes Hyatt & Hill in Yuba City. He is a retired Sutter County Superior Court judge. (Yuba City, California)

1972

Class Representative
Gordon P. Adelman

Paul Caprioglio
Caprioglio was named by the Fresno City Council to fill out the remaining term of Larry Westerlund, ’94, after the latter was deployed to Iraq. (Fresno, California)

Martin Dingman
Dingman died on February 23, 2007 at the age of 76 in Roseville. He was a senior counsel with the California Department of Real Estate for more than 20 years. (Walnut Creek, California)

1973

Class Representatives
Rudy Nolen
George F. Wolcott
Thomas Anton
Anton was a lead counsel in obtaining a $20 million settlement from Pacific Gas & Electric Co. for 104 plaintiffs, past and present residents of Hinkley, California, who were exposed to contaminated water in a case that was settled in Los Angeles Superior Central West. The lawsuit sprang from the release of the movie “Erin Brockovich” in 2000 and involved the cancer-causing chemical chromium 6. He is a principal in the firm of Thomas Anton & Associates. (Bakersfield, California)

Frank Y. Jackson
Jackson was elevated to the Court of Appeal, Second Appellate District Division Seven, by Governor Arnold Schwarzenegger, filling a vacancy created by the retirement of a justice. Jackson, a judge of the Los Angeles Superior Court since 1993, had served as a justice pro tem on an appellate panel for more than six months. His son, Frank, is a student at Pacific McGeorge. (Lancaster, California)

1974

Robert Perez
Perez is representing the family of a teenage girl who died in May 2008 after working long hours on a hot day in a Lodi vineyard in a wrongful death lawsuit filed in Merced Superior Court. He is a senior partner in the Fresno personal injury firm of Perez, Makasian, Williams & Medina. (Fresno, California)

Steven Van Sicklen
Van Sicklen announced that he is stepping down in December as supervising judge for the Los Angeles criminal courts when his term ends to transfer to a position on the Los Angeles Superior court bench in Torrance. A former partner at Baker, Silberberg & Kenner in Irvine, he has served on the bench for 10 years. (Los Angeles, California)
Stephen A. Sillman
25 years on the Monterey Superior Court bench. But he will remain as the assigned judge for the upcoming jury trial of a Carmel Valley man accused of fatally shooting two neighbors. (Salinas, California)

Jackson S. Wallace
Wallace died on January 7, 2008 at the age of 89 in Carmel Valley. A former Air Force bomber pilot, he practiced law in the Monterey area from 1974 to 1995 and was a frequent contributor of articles based on his flying adventures to military magazines.

1974
Class Representative
Gay L. Vinson

James Lopes
Lopes was named to a list of “The Top 100 Attorneys,” in Northern California. He was among the attorneys who received the highest point totals in the 2008 Northern California Super Lawyers magazine’s nomination, research and review process. He is a director with Howard Rice Nemerovsky Canady Falk & Rabkin and chair of the firm’s bankruptcy & reorganization group. (San Francisco, California)

Steve Martini
Martini has written another novel, Shadow of Power, which has just been published by HarperCollins. The author of numerous New York Times bestsellers including Double Tap, The Arraignment, The Jury, The Attorney, Martini practiced law in California in both state and federal courts and served as an administrative law judge and supervising hearing officer before becoming a full-time author. (Bellingham, Washington)

Arthur C. Scotland
Scotland wrote the appellate opinion that overturned a lower court ruling and allows California to continue sending prisoners out of state because of overcrowding in state prisons. He is the presiding justice of the Court of Appeal, Third Appellate District. (Sacramento)

Pat Galloway, ’70, was fresh out of Pacific McGeorge when he joined the Alameda County District Attorney’s office and was co-counsel for the prosecution in Black Panther trials involving Huey Newton and David Hilliard. “I was basically a bag boy and glorified research assistant,” he says. “But I got to sit at the table.”

After the trials, Galloway, a member of Pacific McGeorge’s first Day Division graduating class, got to try cases alone for that office. Along the way, though, civil defense work became his career path and passion.

More than 30 years later, Galloway is a “Northern California Super Lawyer” for the fifth consecutive year, an award bestowed by the magazine of the same name. His field of expertise is representing health care professionals who have been sued for professional negligence.

That’s a long way from working for the DA’s office, especially for someone who had never even taken a pre-med class. But Galloway’s ability to relate to jurors as a prosecutor convinced a one-time opponent to recommend him to a civil litigation law firm. Galloway dived into reading about medicine and became a medical malpractice authority. But the lead partner for the Walnut Creek firm of Galloway Lucches Eeverson & Picchi is smart enough to rely on medical consultants, when needed.

“What I find most challenging in this business—and it really gets my juices flowing—is understanding complex medical issues and being able to explain them to lay people and jurors,” he says. “I still find that fascinating; I’ve always found medicine fascinating; I find that very stimulating and energizing.

“Doctors have always been the brightest and the best, and for someone to attack them professionally, accusing them of doing something below their standard of care, that can be very devastating. I’ve come to learn, with a lot of gray hair, that a lot of this work is handholding. They’re now in a totally different profession; they’re used to controlling their own destiny; now they’re facing circumstances out of their control. They have to find someone they can rely on, that they can feel comfortable with, and that they can trust.”

According to his attorney peers, that man in northern California is Pat Galloway. The 63-year-old shrugs off the praise and enjoys quieter moments at his Alamo home with his wife of 40 years, Kathy. They have three grown children and eight grandchildren with whom to share those times.

By Steve Kennedy
### 1975

**Class Representatives**

**Ervin A. DeSmet, Jr.**

**Ira Rubinoff**

#### Donald C. Byrd

Byrd was profiled on May 15 in the San Francisco Daily Journal. He is a veteran judge of the Glenn County Superior Court. (Willows, California)

#### David Combellauck

Combellauck was the lead counsel for the defense in an eminent domain condemnation case in El Dorado Superior Court. He helped win a $3.2 million award from the South Tahoe Redevelopment Agency for his clients. He is a principal in the Placerville firm of Combellauck & Craig. (Placerville, California)

#### Bryan Hartnell

Hartnell ran for a seat on the State Bar of California’s Board of Governors in District 6. A commissioner of the Estate Planning, Trust and Probate Advisory Board of the state bar, he is a partner in the Redlands firm of Hartnell Lister & Moore. (Riverside, California)

#### Douglas Fletcher

Douglas Fletcher died on April 11, 2008 at the age of 65 in a skiing accident at a Lake Tahoe resort. He was a retired Reno probate attorney who held an engineering degree and an M.B.A. As legal counsel, he was operating trustee for the Mapes Hotel and Casino.

#### Kelton Lee Gibson

Gibson was co-counsel for a plaintiff who won a $650,000 settlement against a defendant’s employee who set him on fire. The employee was convicted in a criminal case. Gibson is a senior partner in the Ventura office of Myers, Widders, Gibson, Jones & Schneider LLP. (Ventura, California)

#### Jack Kennedy

Kennedy finished third in a field of candidates vying for a seat on the Nevada Third Judicial District bench. A Fernley resident with an office in Reno, he has experience in a wide variety of legal cases including employment rights, personal injury and criminal defense. (Fernley, California)

### 1976

**Class Representative**

**R. Steven Corbitt**

#### Charles F. Bloodgood Jr.

Bloodgood died on July 10, 2008 at the age of 59 in Sacramento after suffering a brain aneurysm and lapsing into a coma five days earlier. A prominent Sacramento criminal lawyer, he represented many high profile clients in cases ranging from political corruption to capital murder.

#### Michael Hackard

Hackard was quoted in the Wall Street Journal in a story about a surge of lawsuits from builders that charge that banks have unfairly cut off their construction financing. His Sacramento law practice focuses on real estate law. (Sacramento)

### 1977

**Class Representatives**

**R. Marilyn Lee**

**Gary F. Zilaff**

#### Evelyn Matteucci

Matteucci was named chief counsel of the California Gambling Control Commission. She previously served as deputy secretary and general counsel for the Business, Transportation and Housing Agency. (Sacramento)

#### Richard Papst

Papst won a $202,140 arbitration award for a claimant who charged gender discrimination retaliation against a securities company for which she had worked. He is a principal in the Law Offices of Richard J. Papst in Bakersfield. His daughter, Kelsey, attends Pacific McGeorge. (Bakersfield, California)

### 1978

**Class Representatives**

**Thomas O. Freeburger**

**Peggy Chater-Turner**

#### Bruce Beesley

Beesley was installed as president at the State Bar of Nevada’s 80th Annual Meeting in Santa Barbara. The third Pacific McGeorge alumnus to lead the organization, he is a partner in the Reno office of Lewis Roca, LLP. (Reno, Nevada)

#### L. Whitney Clayton

Clayton was named to the Presidency of the Seventy during an assembly of members of The Church of Jesus Christ of the Latter-Day Saints in Salt Lake City. Clayton has been a member of the First Quorum of the Seventy since 2001. A former business litigation lawyer in Southern California, he has served the Mormon Church in numerous high-level positions for more than three decades. (Salt Lake City, Utah)

#### Richard Glasson

Glasson spoke about protective orders to the Douglas County Bar Association in Carson City. A Tahoe Township justice of the peace since 2000, he also serves as a court program arbitrator and private mediator. (Zephyr Cove, Nevada)

#### Steven Marden

Marden joined De La Housaye & Associates as senior trial counsel to head the Walnut Creek firm’s commercial liability trial work. Previously, he was a partner at Burnham Brown in Oakland. (Walnut Creek, California)

#### John V. Powell

I married Laura Myers (MLS, Florida State University) on February 9, 2008 in Carmichael. I work at the Sacramento Public Library. (Sacramento)

#### Michael Pro

Pro was unanimously appointed by the Merced County Board of Supervisors as the county’s new public defender. A member of the office for nearly three decades, he has served as the chief deputy public defender in recent years. (Merced, California)

#### Emmet Thornton

Thornton was co-counsel for the defense that successfully warded off a $1 million plaintiff demand in a four-week, medical malpractice wrongful death trial in Los Angeles Superior Court. He is a principal in the Santa Monica firm of Emmet Thornton & Associates. (Santa Monica, California)

#### Robert Zimmerman

Zimmerman won a defense verdict in a medical malpractice case in El Dorado Superior Court involving a physician who performed a knee replacement using a particular brand of prosthesis that the patient had asked months earlier not be used. He is a senior partner in the Sacramento firm of Schuering, Zimmerman, Scully, Tweedy & Doyle. (Sacramento)
Zinkin Success Story Tied to Family, Fresno

By Steve Kennedy

For DeWayne Zinkin, ’71, it is and always has been all about family.

Zinkin’s father, Harold, was a true pioneer of the fitness movement and considered by many to be the father of modern bodybuilding. He left a legacy as a physical therapist with his development of fitness programs for American armed forces in World War II, then as creator of the revolutionary Universal Gym machine that he patented in 1961. Harold Zinkin, a lifelong pal of fellow “Muscle Beach” cohort and TV fitness guru Jack LaLanne, was the first Mr. California in 1941. He befriended a young Arnold Schwarzenegger when the young Austrian came to this country and the governor was in attendance at Harold Zinkin’s services following his death at age 82 in 2004.

DeWayne Zinkin has continued the family legacy, producing four children who have earned Division I All-American acclaim as athletes.

While fitness has been “a way of life for me,” he says, his own legacy won’t be in the fitness business. DeWayne Zinkin has left his mark on the second-largest metropolitan area in the Central Valley, Fresno, as a businessman with a reputation for ethics and excellence.

“I really wanted to go into business with my dad, but he convinced me that a law school education was more valuable,” Zinkin says. “He told me you never know when a patent is going to be invalidated or when the market may change and take away your livelihood.”

Before he went to Pacific McGeorge, Zinkin began dabbling in one of his vocations: As a college student at Fresno State, he started developing apartments around the neighborhood in which he had lived since age 10. He has since combined his legal and business acumen into the development of major open-air malls with prominent national tenants. Zinkin Properties recently completed two office buildings, leased two others and has a multitude of other developments, mostly in the Fresno area, while employing approximately 30 people.

Plus, his four children and his nine grandchildren—a lawyer, mixed martial arts sports agent, real estate broker and retail outlet owner—all live within 10 minutes of Mom and Dad.

“We’re all here, it’s really nice,” DeWayne Zinkin says. “I’m here to stay. I’m so blessed.”
Francisco Superior Court against a Administration's defense team state Department of Personnel K. William Curtis the redundant pension system for six fiscal year to enter private sector. He fund in the world, at the end of the Buenrostro retired as CEO of CalPERS, Fred Buenrostro Richard A. Harris Class Representatives 1980 Angeles, California) when he joined the firm in 2004. (Los insurance defense experience with him & Ames who brought 24 years of LaFollette, Johnson, DeHaas, Fesler & Ames who brought 24 years of insurance defense experience with him when he joined the firm in 2004. (Los Angeles, California) First Amendment rights violation claim by the California Correctional Peace Officers' Association. Michael Flanagan Flanagan has written his first novel, The Arboreturn, which has been published by Book Surge Publishing. It's the story of a psychiatric caseworker who grapples with the secret of an adolescent patient. Flanagan, who lives in Folsom and has a Sacramento law practice, has been a lawyer for more than 27 years. (Folsom, California) Rick Opich Opich, a 25-year veteran of the Placer County District Attorney's Office, was named that office's Prosecutor of the Year. (Sacramento) Paul Richardson Richardson was appointed to the Yolo County Superior Court bench by Governor Arnold Schwarzenegger. The former Pacific McGeorge Alumni Board president has served as a commissioner of the court since 2006. (Woodland, California) James Stone I retired from the bench in 1997, but couldn't stand the inactivity. I moved to Michigan and went to work for National City Bank, Miss the practice of law but enjoy what I do now. (Detroit, Michigan) Sim von Kalinowski Von Kalinowski was appointed by Governor Arnold Schwarzenegger to judgingships on the San Diego County Superior Court. She has been a deputy city attorney with the San Diego City Attorney's Office since 1981. David R. Williams Williams has been appointed to the board of directors of iMergent, Inc., a publicly traded provider of eCommerce software in Orem, Utah. A former tax attorney, he is the chairman and CEO of Equity Management Group, which provides asset management, tax consulting and financing for EMG-Lakewater LLC. (Salt Lake City, Utah) 1981 Class Representatives Fritz-Howard R. Clapp Jennifer J. Tachera Terry Cassidy Cassidy was cocounsel for a defense team that won a civil rights excessive force case in U.S. District Court, Eastern District of California, against a plaintiff who attacked two Butte County deputy sheriffs and suffered eye injuries when the deputies stopped him with a beanbag rifle. He is a shareholder at Porter Scott. (Sacramento) Phil Urice Urice advanced to a November runoff with another candidate in a battle for a vacant seat on the San Joaquin Superior Court. He is a San Joaquin County deputy district attorney. (Stockton, California) Jim Wilson Wilson finished second in a four-way Nevada primary race for a judgeship in the First Judicial District. He advanced to a November runoff against classmate Noel Waters. He is a principal at the Law Office of Jim Wilson. (Carson City, Nevada) Noel Waters Waters finished first in a four-way Nevada primary race for a judgeship in the First Judicial District. He advanced to a November runoff against classmate Jim Wilson. He is an attorney at the Reno office of Lionel Sawyer & Collins. (Carson City, Nevada) 1982 Class Representative Debra Steel Sturmer Roger Abe Abe, a Wheatland lawyer and walnut farmer, defeated an incumbent to win the Yuba County's District 4 supervisor race. He ran on a platform of opposition to a proposed 5,100-unit housing project in the largely rural county. (Wheatland, California) James R. Donahue Donahue won a $215,000 arbitration award for two wine-grower claimants in a breach of contract sale of goods case. He is a partner in the Folsom firm of Caffield, Davies & Donahue LLP. (Folsom, California) Robert A. Jones Jones was appointed deputy secretary special counsel for the state Labor and Workforce Development Agency. A former chief counsel for the Division of Labor Standards Enforcement in the Department of Industrial Relations, he was in private practice from 2000 to 2005 as a principal in the Jones Law Group. (San Francisco, California) Kent Maher Maher finished second in a five-person race for a seat on the Nevada Sixth Judicial District bench. He is a general practitioner in Humboldt County. (Winnebucca, California) William Thompson Thompson was named CEO of the Association of Graduates of the United State Air Force Academy. A 1973 graduate of the Air Force Academy, he attended law school while stationed at the then-Mather Air Force Base as an instructor pilot. After law school graduation, he left the Air Force for Delta Air Lines. While flying for Delta out of Atlanta, he practiced tax law with a Boston firm. (Colorado Springs, Colorado) Robert Vaage Vaage negotiated a $460,000 settlement in a medical malpractice case for a child whose mother died following hospital treatment for a head injury in a 2006 accident. Most of the money will be used to fund an annuity with a guaranteed payout of $1.72 million. He is a principal in the San Diego-based Law Offices of Robert F. Vaage. (San Diego, California) Edward J. Wright Jr. Wright assumed the role of managing partner of Martensen Wright LLP, which opened an office in San Francisco. The firm, which serves Scandinavian clients doing business in the U.S., is headquartered in Hirtsals, Denmark. (San Francisco, California)
1983

**Class Representatives**
Paula G. Tripp
Susan H. Hollingshead

**Steven Alm**
Alm presented a program on Hawaii’s Opportunity Probation and Enforcement Program at a national roundtable on sentencing reform sponsored by the Pew Charitable Trusts in Washington, D.C. He has served as a First Circuit judge in the Hawaii state judiciary since 2001. (Honolulu, Hawaii)

**Ric Blumhardt**
Blumhardt, the appellate practice group chair at Archer Norris, has launched the California Appellate Law Blog, www.cappellatelaw.com, with an associate in his Walnut Creek office. (Walnut Creek, California)

**Bob Buccola**
Buccola was named to a list of “The Top 100 Attorneys,” in Northern California. He was among the attorneys who received the highest point totals in the 2008 Northern California Super Lawyers magazine’s nomination, research and review process. He is a senior partner in the Sacramento firm of Dreyer Babich Buccola & Callahan. (Sacramento)

**Daniel P. Costa**
Costa was co-counsel for the defense in a 10-day Sacramento Superior Court trial where the plaintiff attorneys for an injured elementary school principal unsuccessfully sought $3.4 million in damages for a workplace fall at a school construction site. He is a partner at the Costa Law Firm. (Sacramento)

**David Glissman**
Glissman was featured in an article in the March 2008 edition of the New England Real Estate Journal. The co-founder of MacDermid, Reynolds & Glissman, P.C., a top-rated commercial real estate law firm in Hartford, Connecticut, he was recently recognized as one of New England’s leading lawyers. (Hartford, Connecticut)

**Joyce Hinrichs**
Hinrichs ran successfully for an open seat on the Humboldt County Superior Court bench. It was an uncontested race and she will take office as a judge on January 5, 2009. She has served as a commissioner of the court since August 1997. (Eureka, California)

**Brian Kunzi**
Kunzi has been named to the Nevada Auto Theft and Insurance Fraud Task Force by Nevada Governor Jim Gibbons. The former Mineral County District Attorney is a state deputy attorney general. (Las Vegas, Nevada)

**Matthew Pacher**
Pacher was co-counsel for the defense in the U.S. District Court, Eastern District of California that won an equitable award of more than $3.3 million for three property owners in an eminent domain case that involved a new 80-mile power line pathway. He is a partner at Damrell, Nelson, Schrimp, Pallios, Pacher & Silva. (Modesto, California)

**1984**

**Class Representative**
Patricia A. Day

**Richard Jacobson**
Jacobson won a defense verdict in a 20-day contract indemnity trial in Alameda Superior Court for a Livermore construction company that worked on a freeway where two cross-median accidents had taken place. The general contractor plaintiff argued for $1.3 million in damages for the settlement money paid out and the cost of defending the underlying lawsuits. He is a senior partner in Jacobson Markham LLP. (Sacramento)

**Harvey L. Roberts**
Roberts was a member of a defense team that settled a 2003 auto accident case that left a plaintiff seriously injured for $1.7 million. The plaintiff originally sought $6 million, alleging dangerous condition of public property (a highway) in Mendocino Superior Court. The case had been tried to a 6-6 hung jury in 2006. He is a principal in the firm of Roberts Law. (Mendocino, California)

**1985**

**Class Representative**
Cheryl L. Van Steenwyk

**Robert Busch**
Busch has written a book, How to Win Your California Divorce, The Beginner’s Guide. The Gold River attorney has practiced family law for more than 20 years and his 73-page book is designed to help readers understand the basics of state law. (Gold River, California)

**Stuart Hing**
Hing was appointed to the Alameda County Superior Court bench by Governor Arnold Schwarzenegger. He has been a prosecutor in the Alameda County District Attorney's Office since 1985. (Oakland, California)

**Kevin Mayo**
Mayo is the prosecutor in an 15 stranger case. Roger Kibbe was arraigned and charged with six murders in the 1970s and 1980s. The 68-year-old has been serving 25 to life for a 1991 murder conviction. Mayo is a San Joaquin County deputy district attorney. (Stockton, California)

**Warren Stracener**
Stracener was a member of the state Department of Personnel Administration’s defense team that won a bench decision in San Francisco Superior Court against a First Amendment rights violation claim by the California Correctional Peace Officers’ Association. (Sacramento)

**Sharon Sandeen**
Sandeen has been promoted to full professor at the Hamline University School of Law. A faculty member of the St. Paul, Minnesota, law school since 2002, she teaches a variety of intellectual property courses and has focused her recent scholarship on U.S. and international trade secret law. She is a former Sacramento attorney and Pacific McGeorge adjunct professor. (St. Paul, Minnesota)

**1986**

**Class Representative**
Andrea A. Nelson

**Mark S. Borrell**
Borrell was named Alternative Dispute Resolution Advocate of the Year by the Ventura County Bar Association’s ADR Section and the Ventura Center for Dispute Resolution. Judge Borrell has served on the Ventura Superior Court bench since May 2006. (Ventura, California)

**Alberta Chew**
Chew is retiring after 14 years as a Solano County court commissioner. A family court specialist, her responsibilities have included handling restraining orders in cases of domestic violence and civil harassment, child support and guardianship. (Fairfield, California)

**Edward E. Corey**
Corey was named to the board of directors of ProElite, a publicly traded Los Angeles-based company that promotes mixed martial arts entertainment events on cable television. He is the principal shareholder at the law firm of Corey & Corey, which specializes in business litigation and the representation of clients starting new businesses. (Los Angeles, California)

**Thomas Cregger**
Cregger was co-counsel for the defendant state Department of Managed Health Care in a gender discrimination retaliation employment law trial. A partner in the Sacramento firm of Randolph, Cregger & Chalfant LLP, he won a defense verdict in the Superior Court case. (Sacramento)

**Mark S. Curry**
Curry was the subject of a feature story in the Los Angeles Daily Journal on July 28. The former Sacramento County prosecutor has completed his first year on the bench as a Placer County Superior Court judge. (Roseville, California)

**Gary Duohn**
Duohn has been appointed senior vice president and area director for the Trammell Crow Company’s Northern Nevada office in Reno. Trammell Crow
is a real estate development and investment company with offices in 28 major U.S. cities. (Reno, Nevada)

Tamara Falor
Falor has joined the Harland Law Firm in Eureka as an associate. She is the former Humboldt County Counsel. (Eureka, California)

Lori-Ann Jones
Jones advanced to a runoff with another candidate for a Los Angeles Superior Court judicial seat by finishing second in the June primary election. She is a commissioner of the court. (Los Angeles, California)

Timothy M. Smith
Smith won a $1.35 million verdict in Sacramento Superior Court for an elder plaintiff who suffered leg injuries in a 2004 accident in an ophthalmologist’s office. He is a senior partner at McKinley & Smith, APC. (Sacramento)

Kevin Dunbar
Dunbar won a defense verdict for a bank in a dangerous condition premises liability case in Los Angeles Superior Court. He is a principal in the Rolling Hills Estates firm of Dunbar & Associates. (Rolling Hills Estates, California)

Geoffrey Moore
Moore won a defense verdict in an Orange County Superior Court medical malpractice negligent diagnosis and treatment case where the injured plaintiff demanded $399,000 in settlement discussions. He is a senior partner with D’Antony, Doyle & Moore. (Laguna Hills, California)

Davis R. Shaw
Shaw was appointed by Governor Arnold Schwarzenegger as state inspector general. He has served as chief assistant inspector general of the Bureau of Independent Review for the Office of the Inspector General since 2004. (Sacramento)

embezzlement, and unjust enrichment in a case involving a dispute over the ownership of an auto parts business. (Pleasanton, California)

1987

Class Representative
Megan Halvonik

Patricia Curtin
Curtin was named to a list of “The Top 50 Women” lawyers in the 2008 edition of Northern California Super Lawyers. She is a partner in the Walnut Creek firm of Morgan Miller Blair. (Walnut Creek, California)

Robert Morgester
Morgester is handling an unusual case where the defendant is charged with impersonating his former self. The defendant, a former Fresno County prosecutor, first was found guilty of impersonating an estranged girlfriend on the Internet. Now he faces misdemeanor charges involving use of an expired district attorney badge to bypass court security checkpoints. Morgester is an assistant state attorney general. (Fresno, California)

William Palmer
Palmer won a major victory in the U.S. Ninth Circuit Court of Appeals when a panel ruled that the state must enforce new rules for notifying owners before seizing the contents of dormant bank accounts, stocks and other unclaimed property. The Sacramento lawyer is the lead attorney for plaintiffs who successfully challenged the state’s previous law. The court also ruled that the state must pay attorneys’ fees of an estimated $2.3 million. (Sacramento)

1988

Class Representative
Lisa A. Specchio

Ruthe Ashley
Ashley was named president and CEO of a new 501(c)(3) corporation named California ALL (Aspire “Learn” Lead). The non-profit will focus on creating a structure that will act as an umbrella organization for diversity pipeline programs from pre-school to the profession in three career pathways: law, financial services and technology. Previously, the former Pacific McGeorge assistant dean for career and professional development was the external affairs diversity officer for CalPERS. (Sacramento)

Joan Bechtel
Bechtel died on June 26, 2008 in Yuba City at the age of 69. She served as the Sutter County clerk-recorder and registrar of voters from 2002 until late 2007 when she was diagnosed with Lou Gehrig’s disease. She had served two full terms and one partial term as a member of the Yolo County Board of Supervisors. Along with her elected offices, she spent 25 years on the Fremont-Rideout Health Group’s board of directors.

Matt M. Brady
Brady lost in a six-way primary election race for an open seat on the Kern County Superior Court. Active in Republican county politics, he is vice president and general counsel for ABA Energy Corp. (Bakersfield, California)

Steve R. Sherman
Sherman won a $797,312 verdict in Alameda Superior Court for an individual who charged infringement of trade name, conversion, and misappropriation of credit card information. (Sacramento)

1989

Class Representatives
Billie B. Line, Jr.
William W. Palmer

Michael Dolan
Dolan was a lead counsel in obtaining a $20 million settlement from Pacific Gas & Electric Co. for 104 plaintiffs, past and present residents of Hinkley, California, who were exposed to contaminated water in a case that was settled in Los Angeles Superior Central West. The lawsuit sprung from the release of the movie “Erin Brockovich” in 2000 and involved the cancer-causing chemical chromium 6. He is a principal in the Law Offices of Michael P. Dolan. (Bakersfield, California)

Robert Morgester
Morgester is handling an unusual case where the defendant is charged with impersonating his former self. The defendant, a former Fresno County prosecutor, first was found guilty of impersonating an estranged girlfriend on the Internet. Now he faces misdemeanor charges involving use of an expired district attorney badge to bypass court security checkpoints. Morgester is an assistant state attorney general. (Fresno, California)

1990

Class Representatives
John R. Brownlee
Derek R. Lonogstaff

Peter Renstrom
Renstrom was part of a defense team that succeeded in turning back a plaintiff who claimed he suffered mesothelioma caused by asbestos exposure to the defendant’s products. He is a senior partner in the San Francisco office of Jackson & Wallace, LLP, a 50-attorney law firm with offices in five major cities. (San Francisco, California)

Christopher Yost
Yost was co-counsel for a defense team that won a four-week Los Angeles Superior Central trial. The plaintiff charged wrongful termination related to alleged sexual harassment and gender discrimination. He demanded $1.45 million in damages. Yost is a senior counsel with Federal Express Corporation. (Irvine, California)

1991

Class Representatives
Gregg S. Garfinkel
Mark J. Reichel

Diane Balma
Balma was recently promoted to VP of Strategic Relations for Susan G. Komen for the Cure’s global headquarters. Diane formerly served as legal counsel
From the Wyoming legislature to California’s capital and back to Wyoming, Judge Steven R. Cranfill, ’84, has made laws, studied them and interpreted them. And now Cranfill is one of only 21 appointed judges for Wyoming’s entire district court system.

Wyoming ranks as the least populous state with just over 500,000 people, but a small-population state does not mean small-stakes cases. “Seventy percent of Wyoming is federal land,” Cranfill says. “There is energy development, coal, natural gas, methane. Energy-related activities have led to a lot of litigation with new and first-time issues.”

Energy litigation isn’t cheap. During the summer, Cranfill was presiding over a $50 million oil and gas case. “It’s just incredible the number of attorneys involved,” he says.

Cranfill grew up in Worland in the north-central part of the state. His father worked for Halliburton and his mother worked for Montgomery Ward.

At Weber State in Ogden, Utah, he ran the 880 dash (now the 800 meters), often competing against the University of Wyoming.

“The man who is now Wyoming chief justice and I used to run track against each other and I always won,” Cranfill says. “I beat him [Barton R. Voigt] every time we raced, and he says he didn’t know what I looked like until we had graduated, as he had only seen my back side.”

The college track connection figured again at Cranfill’s swearing in or “robing” ceremony on October 12, 2006. His college track coach, Charles Hislop, was a speaker at the event, as were former Wyoming Senator Alan Simpson and the late Senator Craig Thomas.

Cranfill moved from Wyoming to Sacramento some three decades ago in part because his father-in-law worked for a company with a home office in California’s capital. With his background as a two-term member of Wyoming’s House of Representatives still fresh, he began working as a legislative analyst in a Sacramento company and soon registered as a lobbyist. It was a quick step from there to Pacific McGeorge, where the teaching of water law expert Professor Frank Trelease particularly impressed Cranfill.

Cranfill relishes the variety he encounters in his job. He presides at various times over a drug court, a juvenile court, felony cases, contract disputes and citizenship naturalization ceremonies.

“The respect for the position is almost startling,” he says. “I know it’s not me. It’s the position itself.”
<table>
<thead>
<tr>
<th>Name</th>
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<tbody>
<tr>
<td>Rick Welsh</td>
<td>Welsh is co-counsel for the prosecution in the case of an Orange County lawyer accused of taking part in the most expensive medical fraud in the nation's history. The Orange County assistant district attorney represented the government at the arraignment of a defendant who was later held on $2 million bail. (Santa Ana, California)</td>
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<td>Lt. Col. Fred Cavese</td>
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<td>David M. Miller</td>
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<td>Pamela E. Cogan</td>
<td>Cogan wrote an op-ed piece, “Benefits of the Doubted,” that appeared in the San Francisco Daily Journal. The article examined the Supreme Court’s ruling in an injured workers insurance case. A partner in the Redwood City office of Ropers, Majeski, Kohn &amp; Bentley, she represents insurers and benefit plans in ERISA litigation. (Redwood City, California)</td>
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<tr>
<td>John N. Demas</td>
<td>Demas won a $4.5 million Sacramento Superior Court jury award from the County of Sacramento for a man who suffered serious injuries in a 2005 accident when his car was rear-ended by an off-duty sheriff's detective. He is a partner in the firm of Demas &amp; Rosenthal LLP. (Sacramento)</td>
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<td>Gordon Fraser</td>
<td>Fraser won a $1.5 million settlement for a plaintiff in Santa Clara Superior Court in a case involving injuries to a worker installing backyard barbecue equipment. (San Jose, California)</td>
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<td>Eric Heryford</td>
<td>Heryford ran unsuccessfully for a seat on the Trinity County Superior Court bench in June. A county deputy district attorney for the past eight years, he previously worked for the California District Attorneys Association after beginning his career in private practice. (Weaverville, California)</td>
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<td>Sally M. Knox</td>
<td>Knox helped the California Department of Toxic Substances reach an $11.92 million settlement as co-counsel in a 20-year-old case involving contaminated drinking water in the Chico area. In the fall of 2007, she was co-counsel for the plaintiff California Department of Toxic Substances Control in a suit against an estate that controlled contaminated land around a former metal plating plant in Alameda County. A state assistant attorney general, she helped the agency reach a $135,000 settlement with the defendant in U.S. District Court, Northern District of California. (Sacramento)</td>
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<td>Violet R. Radosta</td>
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<td>Traci F. Lee</td>
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<td>Greg Aghazarian</td>
<td>Aghazarian was unopposed in the Republican primary for the District 5 Senate seat. The term-terminated Stockton Assemblyman is the underdog in the November general election in a district where Democratic registration outnumbered Republican by 13 percentage points. (Stockton, California)</td>
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<td>Carolyn Cottrell</td>
<td>Cottrell, a partner at what was formerly Schneider &amp; Wallace, now has her name on the shingle of the newly named Schneider Wallace Cottrell Brayton Konecky LLP. She focuses on discrimination, harassment and retaliation matters for the San Francisco-based firm, which has won several high-profile class actions in recent years. (San Francisco, California)</td>
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<td>1994</td>
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<td>Class Representatives</td>
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<td>Captain Laura H. Heller</td>
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<td>Guy E. Ortovela</td>
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<td>Michelle Cannon</td>
<td>Cannon was promoted to shareholder at Kronick Moskovitz Tiedemann &amp; Girard. (Sacramento)</td>
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<td>Kathryn K. Francis</td>
<td>Francis was the subject of a feature story on March 29 in the Nevada City Union that lauded her work with the Nevada County District Attorney’s office. The deputy district attorney oversees cases of domestic violence and sexual assault and has successfully prosecuted several high-profile cases within the past two years. (Nevada City, California)</td>
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<td>Thomas Hockel</td>
<td>Hockel has become a name partner at San Francisco's Kelly, Herlihy &amp; Klein, which will now be known as Kelly, Hockel &amp; Klein. His practice focuses on employment, insurance and ERISA litigation. (San Francisco, California)</td>
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<td>Ryan J. Raftery</td>
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<td>Christopher J. Kaeser</td>
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<td>Leigh Bass</td>
<td>Bass has been elevated to partner at Loeb, Block &amp; Partners LLP in New York City where he practices international business law, including representation of clients in domestic and cross-border mergers and acquisitions. (New York, New York)</td>
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<td>Christine Craft</td>
<td>Craft has a part-time law practice in San Francisco and continues her radio work as a talk show host for KGO. (San Francisco, California)</td>
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<tr>
<td>Carla J. Collinge</td>
<td>I am a business consultant, providing guidance to a variety of industries in finance, process refinement, human resources, and risk mitigation. My company’s name is 100 Percent Solutions. (Castle Rock, Colorado)</td>
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</tbody>
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Ingrid Evans
Evans was elected to the board of governors for the American Association for Justice, the new name for the organization that was formerly known as the Association of Trial Lawyers of America. She is a senior litigation counsel for Renne Sloan Holtzman Sakai. (San Francisco, California)

Scott Hervey
Hervey wrote a column about an IP trademark infringement case involving the Boston Duck Tours company that appeared on June 27 in The Daily Recorder. He is corporate attorney at Weintraub Genshlea Chediak whose practice focuses on technology and entertainment/new media companies, as well as brand-driven companies. (Sacramento)

Daniel Karalish
Karalish was co-counsel for a prisoner who won a $180,000 excessive force claim against the city of Sacramento in U.S. District Court for a 2003 jail incident. He is a principal at the Law Office of Daniel M. Karalash. (Sacramento)

Spencer Skeen
Skeen was elected to partnership at the San Diego firm of Procopio, Cory, Hargreaves & Savitch LLP. His practice emphasizes business and commercial litigation, employment counseling and litigation and real estate. (San Diego, California)

Beau Sterling
Sterling lost a 4-3 decision in a Nevada Supreme Court case where he represented a baseball fan who was injured by foul ball while eating a sandwich in a restaurant area at a minor league ball field. He had argued that the “baseball rule” protecting stadium operators from liability for foul balls should apply only to the stands. Sterling is a principal in the Las Vegas firm of Sterling Law LLC. (Las Vegas, Nevada)

When Roni Lynn Deutch, LL.M. ’93, became an attorney 17 years ago, she set out to build the nation’s largest tax resolution law firm. Between her passion for numbers and her unflagging knack for publicity, Deutch believes she has done so — and credits the power of television for much of her success.

“Thirty-eight million people owe the IRS. How do I get in front of those 38 million? How do I do it?” Deutch asks. “If your goal is to be the largest law firm of that kind, it’s not a mystery. You advertise. You market.”

Now known as the “Tax Lady” to millions of TV viewers, Deutch has run commercials in local and national television markets for more than a decade. She employs 150 people at the 20,000-square-foot North Highlands office structure, where tax advice and legal services are provided by phone to thousands of customers, most of them out of state.

Recently, she launched the Roni Deutch Tax Center, a tax-preparation franchise that is up and running in several states. She hopes to have 1,000 centers in place by 2012, providing “preventive medicine for tax liability” and taking a bite out of the national market dominated by chains such as Jackson-Hewitt.

“I’ve always visualized and dreamed in large, large numbers, big goals. I’m not the kind of chick to do anything small,” Deutch says. “Unfortunately, a lot of lawyers are not savvy business owners. I’m a savvy business owner.”

Deutch says she learned early on — as one of seven children raised solely by their mom — to champion the underdog. To her, the IRS is the Big Bad Wolf. “Unfortunately, the IRS does not have a ‘one-stop shop.’ But there are so many ways to solve [a client’s] problem…It’s our responsibility to find the right solution,” she says.

Deutch got her undergraduate degree from UC Berkeley and received her law degree from Western State University. She earned her Master of Laws in Taxation from Pacific McGeorge in 1993, and is an ardent supporter of the program.

“It launched me onto another planet,” she says. “Anyone who wants to hold themselves out as a tax expert should or take all the tax courses a good law school like Pacific McGeorge offers so they can provide that level of service.”
1996

Class Representatives
Theresa A. Dunham
Jane Greaves Sargent

Ernest C. Baynard
Baynard married Lindsey Dickinson on May 31 in Ludlow, Vermont. He is a lobbyist and public affairs consultant in Washington, D.C., who has worked for former Vice President Al Gore and two members of the House of Representatives. (Washington, D.C.)

Jeff Carra
Colonel Jeff Carra was mobilized in February 2008 and is on his second deployment in support of Operation Iraqi Freedom. He is at Camp Arifjan, Kuwait, and commands the Army Reserve’s 165th Quartermaster Group. He is responsible for managing requisition and distribution of more than two million gallons of fuel every day for combat forces throughout Afghanistan, Iraq and Kuwait. (Camp Arifjan, Kuwait)

Darren Cottriel
Cottriel was co-counsel for the plaintiff in a complex breach of oral contract case in Orange Superior Court that resulted in a settlement involving $3.2 million and a transfer of ownership in a multimillion dollar development and investment company. He is a partner at Jones Day. (Irvine, California)

Laurie Diefenbach
Diefenbach finished third and garnered a respectable 25 percent of the vote in a four-way race for a seat on the Nevada District Eight bench. She is an assistant Clark County public defender. (Las Vegas, Nevada)

Amy Haupert
Haupert has been recognized by Cambridge Who’s Who. An attorney at the Laguna Hills Law Office of Fay Blix, she specializes in probate and estate planning law and also assists clients with elder law issues. (Laguna Hills, California)

Michelle Michaels
Michaels has opened her Los Angeles firm, Law Offices of Michelle Michaels, and will specialize in criminal defense and white collar crime. She brings nine years experience in criminal defense from her previous felony and misdemeanor representation at the Law Offices of Mark J. Werksman. (Los Angeles, California)

1997

Class Representatives
Katherine J. Hart
Molly J. Mrowka
Gary S. Winuk

Christopher Doyle
Doyle joined the San Francisco office of Jeffer, Mangels, Butler & Marmaro as an associate. He was previously with Miller Starr Regalia. (San Francisco, California)

Peggy Z. Huang
I left the Department of Social Services and joined the Attorney General’s Office, Criminal Appeals, Writs, and Trials Section, on February 21, 2008. (Sacramento)

Kevin Kieffer
Kieffer was co-counsel for the plaintiff in a complex litigation case where the final settlement, approved by the U.S. District Court, Central District of California, totaled $76.25 million. The Federal False Claims Act case involved price fixing of carbon fiber, a material used in aircraft, ammunition, and satellites purchased by the U.S. government, in addition to sporting equipment. He is a partner in the Orange County office of Ross, Dixon & Bell, LLP. (Irvine, California)

Paul Lannus
Lannus was co-counsel for the defense, which won a 12-day product liability asbestos exposure trial in Alameda Superior Court. The plaintiffs sought $610,000 in damages for the survivors of a person who handled auto brake repair tools. (San Francisco, California)

Heather June Christiansen
Stanley
Stanley opened a private law practice at 1005 H Street in Bakersfield. She is a certified family law specialist with more than 11 years of experience at two Kern County firms. (Bakersfield, California)

Ivan M. Morales
Morales accepted a position with Visa Inc. as senior vice president and head of legal services and government relations for Latin America, based out of the credit card giant’s Miami office. He was previously an associate at Linklaters LLP in New York City. (Miami, Florida)

Molly Mrowka
Mrowka has been elevated to partner at the San Francisco law firm of Dillingham & Murphy, LLP. Her practice areas include defective products, toxic torts, and premises liability. She has spoken on Silica Litigation at conferences for the ACD and Harris Martin, and co-authored Chapter XI, “Expert Evidence in the Tenth Circuit”, Scientific Evidence Review: Admissibility and Use of Expert Evidence in the Courtroom, Monograph No. 6, published by the American Bar Association. (San Francisco, California)

Christopher Sanders
Sanders made partner at Ellison, Schneider & Harris LLP. (Sacramento)

1998

Class Representatives
Kara L. La Bella-Parker
Emily L. Randon

Joseph W. Carroll
Carroll was re-elected president of the River City Chapter of the Western Manufactured Housing Association, a statewide organization which represents the interests of mobilehome park owners throughout the state. He is a solo practitioner who specializes in representing mobilehome park owners in landlord-tenant disputes. (Sacramento)

Sean Dunston
After 7½ years of practicing law with Bill Babcock, a premier estate planning attorney in Old Town Alexandria, Virginia, I decided to start my own practice. As of March 1, 2008, I started Sean Anthony Dunston, PLLC, and I am continuing to focus exclusively on my area of practice – wills, trusts and estates. Business has been great and I am excited for the future. Outside of work, my wife Erin (nee, Stepno – class of 1999) and I are about to celebrate our ninth Anniversary. Erin is on the Alumni Board and she is co-chair of the DC Alumni Association. We have enjoyed many visits with the Dean and several faculty members over the past few years, and continue to enjoy seeing McGeorge alumni at the Supreme Court swearing-in ceremonies every other year. If you are coming to the DC area – let us know! As many lawyers do, Erin and I noticed that we were suffering from “office body” (I had gained more than 30 pounds since graduation), and she convinced me to train for and run a ½ marathon with her in September of 2006. I suffered an Achilles injury during a 12 mile training run about a month before the race and ended up having a terrible race, but I vowed to do another ½ marathon – and to be in better shape and faster the next time around. Well, in 2007 we ended up traveling to and running four more ½ marathons in Phoenix, Nashville, Virginia Beach and San Jose. Erin ran another one in
David Salmon
Salmon is involved in a pro bono effort by residents of a North Las Vegas residential community to keep a major homebuilder from developing a large apartment complex on adjacent land that residents contend was designated for a park or more single-family homes. He is a principal in David Salmon & Associate, Inc. (Las Vegas, Nevada)

1999

Kathryn M. Davis

Derek Cole
Cole was co-counsel for Madera County in a due process case where the plaintiff unsuccessfully claimed he was refused grading permits for a huge parcel of undeveloped land and the refusal resulted in environmental regulation violations. The plaintiff asked for $100 million in damages. Cole is a partner in the Roseville firm of Cota, Duncan & Cole. (Roseville, California)

Andrew Pugno
Pugno is the legal adviser for Proposition B, the November state ballot initiative aimed at overturning the California Supreme Court’s recent ruling on same-sex marriage. He is a principal at the Law Offices of Andrew P. Pugno. (Folsom, California)

Max Truax
Truax was a member of a defense team that settled a 2003 auto accident case that left a plaintiff seriously injured for $1.7 million. The plaintiff originally sought $8 million, alleging dangerous condition of public property (a highway) in Mendocino Superior Court. The case had been tried to a 6-6 hung jury in 2006. He is a San Francisco-based counselor for CalTrans. (San Francisco, California)

Emily Randon
Randon accepted an offer from UC Davis Law School to become its first Director of Academic Success. She was the assistant director of Admissions at Pacific McGeorge from 2004-07, later serving as director of Academic Success while overseeing the law school’s Pipeline Program. (Davis, California)

Kevin Hughey
Hughey joined the Sacramento office of Bulivant Houser Bailey, he represents seven clients doing business in China and he recently formed an alliance with the a Beijing-based law firm, Lehman, Lee & Xu. (Sacramento)

Jennifer Schultz
Schultz has joined Rediger, McHugh & Hubbert LLP as an associate. Previously with the employment law division of Matheny, Sears, Linkert & Jaime LLP, she represents employers in areas of employment and labor law. (Sacramento)

Jeremy Jessup
Jessup has been promoted to partner at Matheny Sears Linkert & Jaime. He has been an associate attorney at the Sacramento firm for six years. (Sacramento)

Kelly Jones
Jones joined the Holden Law Group in Auburn. Her sevenyear legal career includes practice in Virginia. (Auburn, California)

Michael Kuzmich
Kuzmich joined Sacramento’s McDonough Holland & Allen in an of counsel capacity if its real estate practice group. He was previously with Downey Brand. (Sacramento)

Leon Page
Page brought suit as a private citizen in San Diego Superior Court against a community college district that gave a college president a $1.6 million buyout settlement. A deputy counsel for Orange County, he claims the district violated the state’s open meeting laws in 2007 when it formulated the package. (Santa Ana, California)

Anne Sherlock
Sherlock has been promoted to principal attorneys at Kronick Moskovitz Tiedemann & Girard. (Sacramento)

Tom Woods
Woods joined the Sacramento office of Greenberg Traurig. A litigation associate who most recently worked at Shook, Hardy & Bacon, his practice involves business litigation with a strong emphasis on defending medical device and pharmaceutical manufacturers against product liability claims. (Sacramento)
Class Representatives
Raijinder Rai-Nielsen
Lisa V. Ryan

Lael Andara
Andara was elevated to partner at Ropers, Majeski, Kohl & Bentley in Redwood City. He has litigated patent, copyright infringement and trade secret cases, and counseled clients on IP management, as well as litigated in other areas such as antitrust cases and venture capital disputes. (Redwood City, California)

John Barnes
Barnes was promoted to shareholder at McDonough Holland & Allen PC in Sacramento. He counsels health care entities on federal and state regulatory compliance, charity and indigent care, and other issues. (Sacramento)

Juanita Barrena
Barrena was honored as one of three 2008 Champions of Health Professions Diversity by The California Wellness Foundation in San Francisco. She is a professor of biological sciences at California State University, Sacramento, and a director of the Science Educational Equity program that provides support to underrepresented minorities in the science and health professions. (Sacramento)

Daniel Flores
Flores represented Ryan Meckfessel, ‘01, in San Francisco Superior Court and won his classmate $60,000 in damages from a 2005 auto accident. Flores is a principal in the Flores Law Firm and Meckfessel is an associate with Siderman & Bancroft. (San Francisco, California)

Kristen M. Ingersoll
I recently joined a new law firm, Beyers & Steinheimer, LLP as an associate in the Sacramento office of Murchison & Cumming LLP. (Costa Mesa, California)

2002
Class Representatives
Andre Batson
Lan Li

Jack Duran
Duran wrote an op-ed piece for Indian Country Today magazine about a U.S. District Court ruling, which held that California’s compact negotiation “net revenue” requirement is illegal. He is a gaming law attorney with Rosette & Associates, PC, (Folsom, California)

Christopher Nielsen
Nielsen was named general counsel to Nevada Governor Jim Gibbons. He previously served as deputy executive director of the Nevada Department of Taxation where he oversaw the compliance division and managed taxpayer appeals to the Nevada Tax Commission. (Carson City, Nevada)

Erica Rosasco
Rosasco was co-counsel for the defense in a 10-day Sacramento Superior Court trial where the plaintiff attorneys for an injured elementary school principal unsuccessfully sought $3.4 million in damages for a workplace fall at a school construction site. She is an associate at the Costa Law Firm. (Sacramento)

Mark Slaughter
Slaughter wrote an article, “California’s Determinate Sentencing Law: The ‘Fix’ Is Fractured,” which appears in the March/April 2008 edition of the Sacramento Lawyer. A felony trial attorney, he is an assistant public defender with the Sacramento County Office of the Public Defender. (Sacramento)

Jonathan Stein
Stein was named by Business Week magazine as one of the 11 leading foreclosure attorneys in the country. A specialist in defending people facing foreclosure and other real property issues, he was selected on the basis of judgments won, years of experience, and awards. He was the only California attorney cited by the magazine. (Elk Grove, California)

Michelle Viveros
I recently became engaged to the most wonderful man in the world and am now living down in North San Diego County. I work at an insurance coverage firm, Harold & Sager, in Encinitas, about a block away from the beach. Life is good! (Encinitas, California)

2003
Class Representatives
Shawn M. Krogh
Kristin A. Odom

William Scott Cameron
Cameron wrote an article, “We’re the Government and We’re Here to Copy – Blueprint Co. v. United States,” that appeared on August 1 in the Daily Recorder. He is an associate with Weintraub Genshlea Chediak who focuses his practice on general business and intellectual property litigation in both state and federal courts. (Sacramento)

Julie M. Capell
Capell was co-counsel for the defense in a 10-day housing discrimination trial in Los Angeles Superior Court that resulted in a defense verdict. She is an associate with the Los Angeles office of Klinedinst PC. (Los Angeles, California)

Krista Dunzweiler
Dunzweiler joined Bulivant Houser PC as associates in the Sacramento office’s employment law group. She was previously with Depenbrock Harrison. (Sacramento)

Jennifer Gregory
Gregory has joined the Sacramento firm of Ellis, Coleman, Poirier, La Voie & Steinheimer, LLP as an associate. A civil litigator, she previously represented employers in employment law cases for Basham & Parker, LLP. (Sacramento)

2004
Class Representatives
Carolyn Kubish
Ryan E. Fillmore

Karen Bettencourt
Bettencourt was the subject of a feature column on July 23 in the Sacramento Bee. She left her position as law clerk at U.S. District Court, Eastern District of California, to be a legal volunteer for Asylum Access in Bangkok, Thailand, where she helps refugees from war-torn countries seeking asylum in safer nations. (Bangkok, Thailand)

Rebecca Dietzen
I’m an associate at Murphy Austin Adams Schoenfeld. My son, Isaac, turned 1 on August 1, 2008. Dietzen and her husband, Wesley Andrews, will welcome their second baby, a girl, this December. (Sacramento)
Jennifer Gartren
Gartren was a member of the state Department of Personnel Administration's defense team that won a bench decision in San Francisco Superior Court against a First Amendment rights violation claim by the California Correctional Peace Officers’ Association. (San Francisco, California)

Sarah Randall
Randall has joined Church, Church, Hittle & Antrim as an associate in the practice of estate planning and estate administration. The 17-attorney Noblesville, Indiana law firm traces its roots back to 1880. (Noblesville, Indiana)

2005
Class Representatives
Sarah M. Lightbody
Michal Meciar
Sarah Hartmann
Hartmann joined Bullivant Houser PC as an associate in the Sacramento office’s employment law group. She was previously with Diepenbrock Harrison. (Sacramento)

Dawn Houston
Houston has joined the Silicon Valley Law Group as an associate where she is a member of the business litigation and financial services groups. She was previously with Hansen, Culhane, Jones & Sommer in Sacramento. (San Jose, California)

Ken Mackie
I have a part-time solo practice that I run from my home in Merced. I teach third grade during the day, and do legal work at night and on weekends. I was a public school teacher while attending McGeorge. After joining the Bar in February, 2007, I received a job offer as an appellate level attorney with a Sacramento law firm. My request for a leave of absence so I could accept the job, was denied, so I opened a solo practice to keep up my legal skills, while teaching until early retirement. I have 1½ years to go. Health insurance is a crucial issue to me because my wife came down with MS while I was in my

Losing a younger sister to disease, Juanita Barrena, ’01, as the only one of five siblings to finish high school, had a single aim: to improve health care access for other poor Americans.

“My goal in becoming a professor of biology was not to be a great scientist,” says Barrena, a faculty member at California State University, Sacramento, since 1975. “I wanted to... improve diversity in the health profession, and to improve access to health care and to education.”

The California Wellness Foundation recently honored Barrena as one of only three recipients of its “Champion of Health Professions Diversity” award. Among her accomplishments, she established the Science Educational Equity program, which provides academic support to Sacramento State students faced with social, economic and educational barriers.

Barrena has directed the program since 1986. She is also lead project director of a National Science Foundation effort to increase the number of underrepresented minority students graduating from California State University campuses in science, technology, engineering and mathematics.

A much-decorated classroom teacher, Barrena conquered every academic hurdle to further that mission, earning a biology degree from Long Island University, master’s and doctorate degrees in zoology from Iowa State University, and, finally, a law degree from Pacific McGeorge.

Her decision to go to law school, more than three decades after her undergraduate days, was motivated by her concerns over the Welfare Reform Act and the curtailment of scholarships to undocumented immigrants. When Barrena voiced her concerns to university administrators, she says she was told, “You are not a lawyer.” The next day, she recalls, she began preparing for the LSAT.

“I thought maybe I would also eventually like to do some pro bono work for welfare reform or civil rights on the side,” she explains.

A New York City native, Barrena was raised by her Italian mother and Puerto Rican stepfather. Money was scarce and health care non-existent. Barrena’s sister developed a brain tumor at 13 that ultimately took her life.

As a child, Barrena was sent to a summer program for disadvantaged children. Before the New Jersey camp, she says, “I thought all insects were roaches and all mammals were rats.” She returned yearly and credits that program, Trail Blazers, for sparking her interest in the natural world.

She credits her parents, teachers, and many mentors along the way with sparking her interest in the welfare of others.
second year at McGeorge. I want to share how the Jessup experience I had with Professor Eric McElhaney prepared me for the real world. Recently, I was involved in a very public matter before the Merced City Council. My clients are members of a church whose leadership wants to demolish a 91-year-old historic sanctuary. As part of the efforts to preserve the sanctuary, I advised them to apply for Historical Resource designation from the city of Merced. The hearing before the Historic Resource Preservation Commission was contentious, with the church leaders presenting their case as to why the building had to be demolished. I had to rebut their arguments in a five-minute presentation. So, just like in the Jessup competition, I took notes, picked out three of the most crucial issues to rebut and presented the rebuttal. The Commission voted 6:0 to forward the application to the City Council for adoption. At the City Council hearing, I was again slated to give the rebuttal. But I knew the church’s arguments so well that I prepared a PowerPoint presentation for the rebuttal. And I hit every single one of their arguments. The City Council voted 5:2 to have staff prepare findings to support the Historical Resource designation. The church countered with political arm-twisting behind the scenes, but we were able to prevail after further oral argument. Being on the Jessup Team was invaluable preparation for going before the City Council, giving rebuttals and presentations and answering their questions. It even helped when I had to go before the TV cameras for interviews after the votes. (Merced, California)

Ronald Pearson
Pearson was a member of the state Department of Personnel Administration’s defense team that won a bench decision in San Francisco Superior Court against a First Amendment rights violation claim by the California Correctional Peace Officers’ Association. (Sacramento)

Rob Plagmann
After working as a government prosecutor from September 2007 through March of 2008, I was assigned to the legal staff of General David H. Petraus, the Commanding General of MultiNational Force Iraq. As a U.S. Army captain and administrative law member of this multi-service team, I have the unique opportunity to be exposed to a variety of cutting-edge legal issues from detainee operations, to the training of Iraqi lawyers and judges. The Iraqi legal structure is in the midst of a complete overhaul and the U.S. presence here is crucial to implementing a fair and democratic legal system. (Baghdad, Iraq)

Ryan Seeley
Seeley has joined Downey Brand as an associate in the Sacramento law firm’s land use group. He previously practiced with Bornholdt & Associates in San Luis Obispo. (Sacramento)

Richard Sutherland
Sutherland has joined Santa Barbara-based Cappello & Noel as an associate. He was previously an associate with Mastagni, Holstedt, Amick, Miller, Johnson & Uhrhammer in Sacramento. (Santa Barbara, California)

Douglas A. Wright
Wright has joined Mulcahy Reeves LLP in Irvine where he will specialize in franchise, vertical distribution and antitrust law. (Irvine, California)

Matt Young
Young, a sergeant in the Sacramento Police Department, is the media relations office spokesperson on department activities and procedures. She is seen frequently on Sacramento television stations and often quoted in the capital area’s newspapers. (Sacramento)

2008

Class Representatives
Kimberly L. Kakavas
John P. Oglesby

Erin Barmby
Barmby assisted in an Alameda Superior Court trial that resulted in a verdict for the defense team of which she was a part. Less than two weeks later, she found out she had passed the February 2008 state bar exam and officially joined Jackson Markham LLP. (Sacramento)

Brett Allen Dieffenbach
Dieffenbach is engaged to marry Tara Leigh Freres on October 11, 2008 at St. Elizabeth Ann Seton Catholic Church in Las Vegas. He is a judicial clerk for the 3rd Judicial District Court of Nevada. (Yerington, Nevada)

2007

Class Representatives
Amyann Rupp
Michelle Laidlaw

Gina Bowden
Bowden was quoted in a National Law Journal article that questioned the need for more law schools, particularly in California. She is an associate at Hansen, Culhane, Jones & Sommer. (Sacramento)

Sharon Everett
McGeorge Class of 2030 – Jacob Stanton Everett was born September 28, 2007. I work as a deputy legislative counsel. (Sacramento)

Jeremy Goldberg
Goldberg joined Ellison, Schneider & Harris LLP as an associate. (Sacramento)

Kevin Khasigian
Khasigian has joined Wike, Fleury, Hoffelt, Gould & Bierney as an associate. He will focus on administrative law, civil litigation, bankruptcy and estate planning for the firm. (Sacramento)

Christian Wellisch
Wellisch lost to Shane Corwin on May 24 in the opening bout of a mixed martial arts card, UFC 84, which drew 20,000 people to a Las Vegas arena. The heavyweight fight was billed as a battle between a lawyer (Wellisch is a member of the State Bar of California) and an engineer (his opponent develops hydraulic models for new subdivisions). (Las Vegas, Nevada)
David McAuley
McAuley was engaged to be married to Amber Alves in an August 9, 2008 wedding at The Unitarian Universalist Church of Berkeley, (Kensington, California)

Johanne Medina

Victor Plata
Plata lost out on his bid to make the U.S. Olympic team as a triathlete, finishing 10th in the Olympic Trials at Tuscaloosa, Alabama. He was a member of the 2004 U.S. Olympic triathlon team. (Sacramento)

Rumiko Yoneyama
I’m going to take an LLM in the Intellectual Property law program at Cardozo School of Law. It starts in August 2008. (New York, New York)

LL.M.
TRANSACTIONAL
BUSINESS
PRACTICE
Dr. Amin Mansour ’84
I am working as a manager of the legal department of the Arab International Bank after obtaining an LL.D. from Cairo University, Faculty of Law in 2001. Last year, I traveled to India, to deliver, hand over and mortgage a vessel for my bank. During my stay in Mumbai, I was asked by the Weingar Institute of Management, Development and Research to give a lecture on “Doing Business with Egypt.” I also spoke on cyberlaw in March 2008 in Tripoli, Libya. Back June 2005, I met one of my McGeorge LLM classmates, Lieutenant Colonel Thomas Tinti, who achieved significant success in Egypt. He was working in MultiNational Forces and Observers as Instructor and Command Counsel Task Force Sinai. He’s back in California now, practicing law in Temecula. (Cairo, Egypt)

Meril Markley ’84
Markley wrote an article, “Modern Lessons From Ancient Internal Controls,” that appeared in Vol. 20, No. 20 of Accounting Today. She is a principal in the international accounting firm, UHY Advisors TX, LLC. (Houston, Texas)

Stephen Zirschky ’90
Zirschky has been appointed to serve as the Republic of Latvia’s honorary consul to the state of Washington. The general counsel for Seattle-based WatchGuard Technologies, Inc., he will promote business relationships between Latvia and Washington. (Seattle, Washington)

Wayne Bunch ’91
Bunch has joined the Houston office of Jackson Walker L.L.P. as senior counsel. He previously served as CEO, president and general counsel of Crescent City Beignets, Inc., a restaurant franchise that expanded to encompass nearly 40 franchisees and 100 units before its sale. He will represent franchisors in a variety of industries. (Houston, Texas)

Stein D. Heinfjell ’91
Heinfjell will begin his 14th year as a judge in the Bergen City Courts in Norway. (Bergen, Norway)

Patti W. McGlasson ’93
I am counsel for Netsol Technologies, a leading global IT solutions provider. I would love to find a Pacific McGeorge LLM student who is interested in an internship here. (Calabasas, California)

Catherine Davey ’95
Davey represented a psychiatrist and a man appointed as guardian at a competency hearing in a Florida courtroom for Orlando venture capitalist Frank Amodeo, whose delusional dreams of world domination have him headed to a psychiatric center. She is a Maitland, Florida attorney who specializes in real property probate and trust law. (Maitland, Florida)

Keith Pershall ’95
Pershall presented a program, “Advising Foreign Clients Investing Doing Business in the U.S.: An Overview of Critical Income, Estate and Gift Tax Issues,” to the Bar Association of San Francisco’s International Law Section. (San Francisco, California)

Jeffrey Santos ’95
I am currently working for JTS Capital Group, Inc. (San Diego, California)

John W. Garman ’96
I am currently teaching International ADR at University of Southern California Gould Law School and recently passed the examinations to become a fellow with the Chartered Institute of Arbitrators. I am still “of counsel” to Hasch & Partner, an Austrian law firm. (Manhattan Beach, California)

Henry Liao ’98
I am setting up a new firm with some friends, The Firm, and last month is my last month with King & Wood. The Firm has more than 20 staff and focuses on M&A, general corporate practice, intellectual property protection, and litigation and arbitration. (Guangzhou, China)

Ivan Morales ’98
After nine years in New York, I accepted a position with Visa Inc. as Senior Vice President and Head of Legal Services and Government Relations for Latin America based out of Miami. I will be the senior legal officer for Visa’s operations throughout its 44 country Latin American Region. (Miami, Florida)

Mingpei Wang ’01
I am managing my own law office in Los Angeles, which specializes in immigration law. I hope to revisit the campus some day and meet with the professors. (Los Angeles, California)

Diploma Holders

Alan Anderson
Anderson joined the Minneapolis, Minnesota firm of Briggs and Morgan as a shareholder. With more than 26 years of experience in trial work, he concentrates his practice in complex commercial litigation and intellectual property litigation, and franchise litigation on behalf of franchisors. (Minneapolis, Minnesota)

IN MEMORIAM

David C. Dormeyer ’51
June 22, 2001

Martin Dingman ’72
February 23, 2007

Jackson S. Wallace ’73
January 7, 2008

Douglas Fletcher ’75
April 11, 2008

Charles F. Bloodgood Jr. ’76
July 10, 2008

Joan Bechetel ’88
June 26, 2008
This essay by Pacific McGeorge Professor Marjorie Florestal was selected by the ABA Journal Board of Editors as the winner of the 2008 Ross Essay Contest. The prize is $5,000. The contest drew 193 entries on the topic: “Why do you believe the legal profession is the greatest profession in the world?” The contest is supported by a trust established in the 1930s by the late Judge Erskine M. Ross of Los Angeles. The contest is administered by the ABA Journal.

Why? A Father’s Question Spurs Exploration of Our Profession

I remember the moment I told my father I wanted to be a lawyer. It was a typically humid June day in New York City, and through the open window of our apartment could be heard all the sounds of summer: the gush of water escaping from an open fire hydrant, the blaring horns of ever-impatient motorists, and the occasional snippet of conversation from the old men gathered on the stoop outside. But in our tiny, cramped kitchen there was only silence.

“Why?” my father finally asked.

Family legend has it that I responded, “Because I want to be the international Thurgood Marshall.”

Perhaps. My career has been a (modest) homage to the late, great justice in that I, too, focus on issues of fairness and equity in my work as a trade and development specialist. As I grow older, I find myself less concerned with my answer, however, and more fascinated with my father’s question: Why?

At the time, I did not fully comprehend what he was asking—I was only 9 years old. Like a Zen koan, more is revealed each time I explore the question.

EXTREME ODDS

My father came of age during the “Papa Doc” Duvalier regime in Haiti, a time in which lawyers faced persecution, kidnapping and even death. Why would I aspire to a profession that pitted a single individual against the all-powerful state? Why would I contemplate membership in an organization whose ethics call for representation of the accused, the unpopular, the poor and the dissident? Why would I participate in a system that either corrupts or kills?

My father’s experience of law, lawyers and the legal profession is vastly different from my own. As an American attorney whose closest bout with danger was a pulse-pounding (but ultimately uneventful) trip to Algeria, I am not often called upon to risk life or limb in service to my profession.

Like so many others, I recoiled in horror last November as Pakistani lawyers faced down batons, tear gas, barbed wire and other implements of autocratic rule to protest the government’s manipulation of the judiciary. My first uncensored thought was “Why?” Why would these lawyers stage protests at local courthouses knowing they would be clubbed, beaten and jailed? Why would they risk their safety, their families and their careers to object to the firing of a single judge?

As I contemplated the actions of my comrades in law, I finally came to understand the true nature of my father’s question: Why choose a profession that eschews security in favor of a life lived holding authority figures accountable under the law?

It is a task that will often prove risky—and not just in “exotic” locales across the world. The lawyer who forces the prosecutor to prove her case when society has already found a murder suspect guilty faces public scorn. The lawyer who battles the U.S. government all the way to the Supreme Court to ensure those charged with terrorist acts have access to courts and justice risks public opprobrium. But we the lawyers do these things anyway.

I sometimes wish I could go back in time—back to that summer day in June in New York City. If I could face my father’s question all over again, here is what I would say: “Why? Because the legal profession is the greatest profession in the world. In the process of doing our jobs, we secure freedom for everyone else.”

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Calendar of Events

For details on these and other events, please see the Alumni and News & Events sections on the Pacific McGeorge web site www.mcgeorge.edu or call 916.739.7141

October 11, 2008
31st Annual Women’s Caucus Wine Tasting & Silent Auction
Rail Bridge Cellars, Sacramento

October 16, 2008
Fresno Alumni Chapter Reception
Downtown Club, Fresno

October 22, 2008
San Francisco Alumni Chapter Reception
The City Club, San Francisco

October 29, 2008
U.S. Ninth Circuit Court of Appeals Special Sitting
Pacific McGeorge

November 19, 2008
Los Angeles Alumni Chapter Reception
West Los Angeles

December 2, 2008
State Bar of California Swearing-In Ceremony
Pacific McGeorge

December 4, 2008
Hawaii Chapter Reception
Honolulu, Hawaii

December 9, 2008
Washington, D.C. Chapter Reception
Washington, D.C.

December 10, 2008
New York City Chapter Reception
New York, N.Y.

January 8, 2009
San Diego Chapter Reception
San Diego

January 24, 2009
Alumni Association’s Southern California MCLE
The Grand, Long Beach

January 31, 2008
Alumni Association’s Sacramento MCLE
Pacific McGeorge

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