2005

2005 Vol. 14 No. 2

Cleveland-Marshall College of Law

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Law Notes

Cleveland Harbor (1994) Mary Deutschman—Diptych in oil
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IRENE HOLYK RENNILLO, CLASS OF ’83  NICHOLAS G. RENNILLO, CLASS OF ’99
Dear Alumni:

As I near the end of my term as the President of the Cleveland-Marshall Law Alumni Association, my thoughts are not on the past year but on the future years. In my opinion, the future of the Cleveland-Marshall Law Alumni Association, our law school and our University has never been brighter. We are beginning a new era.

I know all of you join me in thanking and congratulating Dean Steinglass for the wonderful job that he has done over the past nine years. At the same time, we are very excited about Geoff Mearns’s Deanship and hope to play a significant role in partnering with him to meet the challenges ahead.

I also look forward to a meaningful and productive relationship with the administration from Cleveland State University. I am very encouraged by President Michael Schwartz’s commitment to our law school and our Alumni Association. Together with the University and the law school administrations, our Law Alumni Association can work wonders for development. It is important to remember as we work to improve the reputation and status of the University, the law school and the Alumni Association, we all benefit. We are truly in this together.

Internally, the Law Alumni Association continues to grow stronger. I am amazed at how our membership expanded and found new strengths and new commitments from past graduates. Life membership continues to grow at great speed and efforts continue to maintain and develop our regular membership. Our student relations committee most recently helped host a reception at Jones Day in an attempt to recruit the best and brightest law students to our school. I look forward to further developing the accomplishments of that committee and also of strengthening the alumni ties to our faculty.

The bottom line is the stronger our bonds with the law school and the University, the better we will work together to achieve our goals. It has been a pleasure to be the President of this fine organization and I want to thank each and every one of you for your hard work—Mary, in particular—for all that we were able to accomplish in the past year. I truly believe that we have created an opportunity to build a bigger and brighter future for Vince Lombardo’s tenure as President and thereafter.

Best wishes to all of you.

Henry W. Chamberlain ’90
About the cover artist:
Mary Deutschman was born in Cleveland, Ohio, and has studied painting in Boston and Pittsburgh. She has exhibited in Cleveland, Columbus, Cincinnati, Chicago, the Cleveland Institute of Art, the Cleveland Playhouse Gallery, and in many other exhibitions.

Her work is remarkable in its capture of ordinary people in ordinary settings made extraordinary through the affection of the artist and an abundance of light and color. Ms. Deutschman's diptych, "Cleveland Harbor," hangs in the atrium of the law school and was a gift of the artist to the law school in memory of her father, Sheldon Lloyd, Class of 1929.

### Contents

#### Features

<table>
<thead>
<tr>
<th>Page</th>
<th>Title</th>
</tr>
</thead>
<tbody>
<tr>
<td>2</td>
<td>Dean's Column</td>
</tr>
<tr>
<td>4</td>
<td>Annual Recognition Luncheon Honorees</td>
</tr>
<tr>
<td></td>
<td>Judge Kenneth R. Callahan and William T. Plesec</td>
</tr>
<tr>
<td>8</td>
<td>Spring Break on the Border</td>
</tr>
<tr>
<td>10</td>
<td>Life Members</td>
</tr>
<tr>
<td>14</td>
<td>Dean Steven H. Steinglass: A Very Public Dean</td>
</tr>
<tr>
<td>21</td>
<td>Law Students Work on Behalf of the City's Needy</td>
</tr>
<tr>
<td>24</td>
<td>Joshua Fellenbaum Wins Prestigious Competition</td>
</tr>
<tr>
<td>25</td>
<td>Beverly Blair, an Exemplary Teacher</td>
</tr>
<tr>
<td>26</td>
<td>Preview—New Dean</td>
</tr>
<tr>
<td>28</td>
<td>Thank Your First Teachers</td>
</tr>
<tr>
<td>29</td>
<td>Judges in the Classroom</td>
</tr>
<tr>
<td>30</td>
<td>We Did It Again</td>
</tr>
<tr>
<td>33</td>
<td>Library Titles of Interest</td>
</tr>
<tr>
<td>34</td>
<td>Alumni Happenings</td>
</tr>
<tr>
<td>39</td>
<td>Faculty and Staff Notes</td>
</tr>
</tbody>
</table>

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We hope you enjoy this new issue of Law Notes and ask that you continue to contribute and respond to information in this and future issues of Law Notes.

Special thanks to Leon M. Plevin '57, Donald F. Traci '55, Susan L. Grage '80, Daniel R. McCarthy '54 and Sheldon Sager for their commitment in support of this publication.

The CMLAA Board of Trustees is dedicated to serving the alumni, students, faculty and staff of the College of Law. For comments and suggestions, please feel free to contact the Law Alumni Association Office at 216-687-2368 or by email at mary.mckenna@law.csuohio.edu.

Law Notes, issued by the Cleveland-Marshall Law Alumni Association, 2121 Euclid Avenue, LB 121, Cleveland, Ohio 44115

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**Volume 14, Number 2**  
Spring 2005  
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Dean's Column

The Final Column

by Dean Steven H. Steinglass

This is my final column as Dean of the Cleveland-Marshall College of Law. During the past nine years, I have addressed a broad range of issues affecting the law school, including strategic planning, faculty scholarship, the university, community service, the curriculum, the alumni network, our students, our evening program, and development. This column will be more personal and will focus on how I came to Cleveland, on some highlights of my deanship, and on my plans for the future.

I came to Cleveland in 1980 as a clinical professor after a decade of practice as a legal services lawyer in Wisconsin. Cleveland-Marshall was an attractive destination for me and my wife Dianne, a lawyer who succeeded Judge Lesley Wells '74 as Director of ABAR III, a federally funded program that assisted private attorneys in employment discrimination cases. The law school was committed to bridging the gap between theory and practice, and Cleveland was a solid Midwestern city that reminded Dianne and me of her native Milwaukee, the city in which I lived and practiced in the early years of my legal career. And though I did not fully understand it at the time, Cleveland was a great law town as well as a wonderful place to live and raise a family.

In Wisconsin, I served as Director of the state's largest legal services program, a program that employed 40 attorneys in 11 counties in Southeastern Wisconsin. I left a great job, which included serving as de facto legal director, when I was "at the top of my game," but I had experienced enough law school and other teaching to whet my appetite. And I have not been disappointed by the opportunities that Cleveland-Marshall afforded me—teaching clinical and traditional courses, mentoring countless students, writing two books and many law review articles, and participating in professional and academic conferences and programs in more than 20 states throughout the country. What I did not anticipate was taking another administrative position.

When my predecessor, Dean Steven R. Smith, asked me to become Associate Dean in 1994 after Professor and Associate Dean Solomon Oliver left the law school for the federal bench, I had no idea that my two-year "tour" in administration would be followed by a year as interim dean and eight as dean. Nor did I realize how personally rewarding I would find my experience as dean of this important institution.

Highlights

I have described in other places the highlights of my nine years as dean and my decision to step down as dean and return to the faculty. I was fortunate to become dean when we were preparing to open our new Law Library and celebrate our Centennial, and these were defining moments in the history of the law school. Our successful resistance to the 1996 proposal by the Board of Regents to tie state support to the credentials of our incoming students and our defeat in April 2003 of a legislative proposal to eliminate a public law school demonstrated the strength of this law school's network of alumni and friends. To our alumni and our friends in the legal community, the law school and our students will always be grateful for your swift and effective mobilization.

As I look back on the last decade, the initiatives that stand out include:

• A strategic planning process that recognized the special role this law school has played as the foundation of the legal community in Northeast Ohio and that harnessed the energies of the law school community.

• The strengthening of the faculty through the hiring of 13 faculty members from throughout the country, and the appointment of three faculty members to named professorships.

• The undertaking of efforts to strengthen the law school's reputation and influence regionally and nationally through the expansion of our public lecture series and conferences, the increase in communications with alumni and friends throughout the country (including the launching of the electronic newsletter, Letter of the Law), and the creation of our National
Advisory Council. (The current issue of Letter of the Law is on the law school website: www.law.csuohio.edu)

• The launching of a strong Pro Bono Program that has given our students the opportunity to engage in community and pro bono service.
• The expansion of the Legal Writing and Research Program, clearly one of the finest in the nation.
• The increased use of technology in the classroom and in the administration of the law school.
• The adoption of a plan to reduce the size of the law school, to strengthen the academic profile of our student body, and to enroll a more national student body, while maintaining our commitments to being a law school of opportunity to the part-time program, and to diversity.
• The creation of a mature development program that raised more than $10 million in gifts and pledges, that created a planned giving society in memory of Dean Wilson G. Stapleton '34, and that engaged volunteers from the Law Alumni Association, the National Advisory Council, the Visiting Committee, and the Cleveland legal community.

The Future and My Plans

The future for the law school is bright. With an excellent and engaged faculty, a creative and hard-working administrative staff, an academically stronger and talented student body, a loyal and generous alumni network, a maturing university, and an excellent and supportive legal community, there is no limit to where Cleveland-Marshall can go.

Law school deans, like others in leadership positions, have a responsibility to work to assure smooth transitions after they leave the corner office. The work of our Dean Search Committee has made this possible, and our new dean, Geoffrey S. Mearns, is the ideal person to continue the initiatives that we have begun. Along with the faculty and staff, I have worked closely with Geoff since his selection, and I know that the law school alumni and friends will support him as they have supported me.

My personal plans include a year away from the law school where I will recharge my batteries and get ready for my return to the teaching, scholarship and service that first brought me to Cleveland 25 years ago.

To the law school's many alumni and friends, I conclude by saying thank you for the privilege and honor of serving as dean and for the support, counsel, and friendship that you have provided to Cleveland-Marshall, to our students, and to me.

DID YOU KNOW...

that thanks to Associate Dean Lloyd Snyder, the law school is now a participant in the Legal Scholarship Network Research Paper Series, an on-line network that allows legal scholars to submit abstracts of projects or drafts of articles they are working on for distribution to subscribers with similar research interests. Participation encourages dialogue on the project or paper while the work is still being developed and may also create a demand for the finished work from just those persons the scholar hopes to reach. Persons wishing to know more about Cleveland-Marshall faculty research projects may register on the LSN webpage: http://www.ssrn.com/lsn/index.html
The Honorable Kenneth R. Callahan '81, Judge of the Cuyahoga County Court of Common Pleas, and William T. Plesec '71, Partner, Jones Day

Congratulations to the Cleveland-Marshall Law Alumni Association's 2005 Honorees

The Honorable Kenneth R. Callahan, Judge The Cuyahoga County Court of Common Pleas

For many of Cleveland's Irish Americans, there is a direct two-or-three generational line from the towns on the west coast of Ireland to the suburbs of Cleveland that heads straight to the corner of East 18th and Euclid Avenue, and many of those sons and daughters of Cleveland's early settlers continued on the path from our law school to courtrooms throughout Ohio. That is the course followed by the 2005 Cleveland-Marshall Law Alumni Association honoree Kenneth R. Callahan, a descendant of the O'Reillys of County Cork and the Callahans of County Mayo. In this regard he is our prototypical Irish American graduate, but bear in mind, stereotypes are unreliable: The Irish are generally a rowdy bunch; Ken Callahan is not. The Cleveland Irish are generally Democrats; Ken Callahan is not.

The Judge says he grew up among ghosts, the ghosts that encircled the family dinner table whenever the conversations turned, as they often did in his father's house, to history—their own and that of the country they now lived in and the emerald one from which they had come in the mid-19th century. His father, Dr. Kenneth Callahan, is an oral surgeon, and his
house, with its Civil War museum in the basement, is especially accommodating to ghosts. According to the Judge, "Our family encouraged a culture of learning," which may account for his own historical investigations. Like his uncle, Father Nelson Callahan, Judge Callahan has written about the Irish in Cleveland, in particular his own grandfather's grandfather, James K. O'Reilly, who, he writes, "together with his fellow Clevelanders in the Hibernian Guard of the Eighth Ohio Volunteer Infantry Regiment, helped change the course of the Irish in Cleveland." Judge Callahan earned his undergraduate degree in history from John Carroll University in 1978 and his law degree from Cleveland-Marshall in 1981. Between college and law school he spent a year at Trinity College in Dublin, where he studied Irish art, literature and history with an eye to becoming a writer. Back in Cleveland, his father sent him for career advice to Plain Dealer editor Bob Stock, who counseled him to "go to law school first; get a degree. Write on the side. That way at least you can earn a living while you write," the Judge recalls. "I thought my skills and vocation for history were well suited for the law, which requires you to read and research and write." Fortunately, the Judge has served both masters, law and literature, and done well by each.

After graduation from law school the future judge was in private practice with William T. (Bud) Doyle '70 and served as an assistant Geauga County Public Defender. In 1993 Governor George Voinovich appointed him to fill the seat on the Court of Common Pleas vacated when the Honorable Donald Nugent '74, now on the federal bench, joined the Ohio Eighth District Court of Appeals. Judge Callahan was elected in 1994 and re-elected in 1996 and 2002. No election was easy: "In Cleveland, Republican candidates always have opponents," he notes wryly. In truth, nowadays he would be a hard candidate to beat: In 1995 Judge Callahan, with a mere two years on the bench to commend him, found himself presiding over perhaps the most fractious series of cases ever heard in the courts of Ohio. By all accounts, his handling of the cases was a tribute to the bench, the bar and the rule of law.

**Art for Art's Sake**

In 1995, Cleveland Browns owner Art Modell announced that he was vacating the venerable old stadium on the lake and taking the Browns to Baltimore, lock, stock, trademark name, revered colors, and the whole platoon of brawny players. Not even an announcement that someone had purchased the Terminal Tower and was hauling it to rest among the casinos in Tunica, Mississippi, would have evoked the wrath that arose from the sports-obsessed citizens of this town. It appeared that Clevelanders, who in the past had borne with equanimity the public notoriety of a lake you couldn't fish, a river that erupted into flames, a default on city loans, and a series of disastrous school boards, would not, could not, part company with their beloved Brownsies. It is no exaggeration to write that for the next two years, the proposed departure of the city's professional football team consumed the news, and the numbers of the crazed and enraged grew exponentially till the day the game and more on the signs held up by an especially vigorous group of Browns contingents—grown men and women who dressed up in dog costumes and relished their identity as members of the Browns Dawg Pound. Over that last season, the homemade signs grew increasingly specific, and the message universally was (to put it nicely) that Art Modell was a monumental world-class cad.

And that was not the half of it: Lawyers at full throttle began filing breach-of-contract suits on behalf of the city and class action breach-of-contract suits on behalf of season-ticket-holders, alleging Modell had committed fraud against ticket-holders by publicly announcing a year before that he would never remove the team from its historic birthplace. The story careened out of control. Two days after Modell's announcement, according to an article in the Plain Dealer, an indignant Mayor Michael White flew to New York and accosted NFL commissioner Paul Tagliabue, threatening, "There's gonna be a fight. And there's gonna be a lot of blood on the floor."

And at the center of this emotionally charged fracas was the imperturbable presiding judge, Kenneth Callahan.

"When I first became a judge," he recalls, "I had a sense of 'through the looking glass.' There I was. The robe, the bench, the chambers. Someone calls 'All rise,' when you walk in. I had become an entity I admire—a judge—and for a month I kept waiting for some feeling of divinity to settle in. It never did."

"I had become an entity I admire—a judge—and for a month I kept waiting for some feeling of divinity to settle in. It never did."
franchise owners from moving their teams hither and yon to their hearts content, weighed in with amicus briefs; fans at a pitch of matchless fervor crowded for seats, and the national media descended like, well, like locusts.

So it was rather amazing that in the end, not a blow was exchanged: All the principals—the Mayor, the owners, the fans, the lawyers—settled down and compromised. The old Browns became the Baltimore Ravens, Cleveland got a splendid new stadium and a new Browns team with all its old trappings of color-and-name recognition; the fans were partially remunerated; a charitable foundation benefiting inner-city children arose from the fans’ settlement, and Art Modell, who returned to Cleveland to testify only once under tight security, has, like the snowy owl, disappeared from the shores of Lake Erie.

Blessed are the Mediators

Based on the relatively calm outcome of the Browns disputes, it should surprise no one that Judge Callahan is heavily involved with mediation and ADR: He has served on ADR committees for the Cleveland and Ohio State Bar Associations and promoted this alternative, non-adversarial quest for justice not only as a judge but as a lecturer and as chair of the Cleveland Bar’s Law Day. If you ask him about a “jurisprudential philosophy,” he will tell you that he is a strict constructionist, a pure reader of the law, which surely owes something to Ignatius Loyola. That aside, alternative dispute resolution suits his temperament, and, I suspect the Judge’s attraction to ADR—especially its striving toward peaceful settlements—owes something to another holy man: the writer, poet, and theologian Thomas Merton (1915-1968), a Trappist monk, greatly admired by the Judge, whose life is the inspiration of “Madman Runs East,” a screenplay Judge Callahan has written that envisions a meeting of the Congregation for the Causes of Saints to consider the canonization of Thomas Merton.

Peace All Around

Repeatedly endorsed by the local and state bars, citizen groups and the Republican Party, he is widely considered one of the most articulate and thoughtful jurists presently serving Ohio’s courts. Moreover, in a courtroom that adjudicates both civil and criminal cases, he has seen aspects of life many only read about in the headlines; yet he continues to profess faith in his fellow man; he believes everyone deserves a second chance at a better life. And that’s good for the practice of law in Ohio.

Until I met Judge Callahan I had never known a man who married a woman he first met when both were in grade school. Now I have. He and his wife, Martha Thompson, a Montessori teacher in University Heights, have been married since 1987 and have three sons: Casey, Owen, and C. Patrick. And until I met Judge Callahan, I had never met a man who went to church every day. Now I have. And that’s also good for the practice of law in Ohio. And for the rest of us as well: believers and non-believers alike. LFM

William T. Plesec
Partner, Jones Day

Like many Clevelanders, Bill Plesec ’71, can trace his roots directly to his European ancestors. Before emigrating to the United States, Bill’s paternal grandfather, a Slovenian by birth, was an officer in the Austro-Hungarian Army and his German grandmother was a chef for the Archduke Ferdinand. While both of his grandparents had a connection to the Archduke, Bill assures us that they had nothing to do with the assassination of the Archduke in 1914, the event that triggered World War I, since they had arrived in the United States several years earlier. Bill’s grandparents settled in the North Collinwood area of Cleveland, which was at the time heavily populated by German and Slovenian immigrants. There, they established and operated several neighborhood businesses including an ice cream parlor, an automobile service station and a neighborhood pub that served as a social gathering place for the area residents. Bill’s father, William F. Plesec, continued that entrepreneurial spirit and also owned and operated several small businesses.

A Lawyer in the Making

Bill’s mother, Agnes (nee Gavin) Plesec, was born in County Mayo, Ireland, where her father was both mayor of the City of Westport and a major road contractor. As a young woman, Agnes emigrated to the West Side of Cleveland where many other Irish immigrants settled, including some of her older siblings. Over the years, Bill has made several trips to Ireland to visit with his aunts, uncles and cousins, play a round or two of golf on some of the finest golf courses in the world, and, on rare occasion, sample a wee bit of the drink.

Bill is third in a line of six children. He is the product of a diverse and well-rounded Catholic education, having been taught by the Ursuline Sisters at Holy Cross Elementary School, the Marianist Brothers at St. Joseph High School (now VASJ) and the Jesuit Priests at John Carroll University. It was at John Carroll that his interest in the law was first nurtured. During his sophomore year, Bill took a course in Common Law, taught by the University’s highly regarded Father Paul Woelf, the Dean of the Political Science Department at the time. It was not long into that course that he knew a career in law was where he belonged and would eventually land.

Bill graduated from John Carroll in 1966, but without the financial resources to enter law school immediately. Instead, he accepted a position as an elementary school teacher in the Cleveland Municipal School System where he spent three extremely rewarding years teaching fifth- and sixth-graders at Chesterfield Elementary in the Glenville area of Cleveland. To earn extra money, Bill taught speed reading to adults, including many of Cleveland’s lawyers, business executives and other professionals.

With money he saved, Bill was able to enroll at Cleveland-Marshall in the fall
of 1967, but only on a part-time basis. Eventually, with the financial assistance provided by an academic scholarship, Bill was able to finish his law studies on a full-time basis. While at Cleveland-Marshall, he was a member of the National Moot Court Team, a founding member of the Moot Court Board, Vice President of the Student Bar Association, a member of the Law Review and Dean of the Delta Theta Phi law fraternity.

A Jones Day Lawyer

Having graduated with honors from Cleveland-Marshall in 1971, Bill qualified for the U.S. Department of Justice's Honors Program and accepted a position as a trial lawyer for the Antitrust Division. There, he litigated and tried cases against some of the leading lawyers and law firms located in New York, Chicago, Washington and Cleveland, including Jones Day, the firm in which he is now a Partner.

Since joining Jones Day in 1976, Bill has had extensive experience in complex civil litigation of all kinds in federal and state courts throughout the United States. He has been involved in matters concerning antitrust, civil RICO, class actions, consumer fraud, corporate takeovers, government regulation, patent infringement, product liability, trade secrets, and a wide variety of other types of business and commercial litigation. Bill also has significant experience in representing corporations and individuals in grand jury and other types of government criminal investigations. He has successfully defended numerous corporate and individual clients (i.e., no criminal charges brought against his clients) who were targets of government and grand jury investigations into a vast array of suspected criminal activities, including antitrust violations, customs violations, export violations, false statements and perjury, fraud against the United States, mail fraud, money laundering, RICO, tax evasion, and wire fraud.

Bill is a member of the American Bar Association (Litigation, Criminal Justice, and Antitrust Law Sections), the Cleveland Bar Association (Litigation Section), the Bar Association of the District of Columbia, the Federal Bar Association, and the Judge Anthony J. Celebrezze Inn of Court. He has co-authored several articles and other legal publications and has been a speaker at seminars and programs on such topics as trial techniques, antitrust compliance, advocacy and practice before grand juries. He is licensed to practice in the State of Ohio and the District of Columbia, and has been admitted to practice before the United States Supreme Court, various US Circuit Courts of Appeals, and many United States District Courts.

A Lawyer of Conscience

Over the years, Bill has provided pro bono legal services to a wide range of clients, including low-income families who were threatened with eviction and displacement when their post-World War II housing projects were targeted for demolition. Haitian refugees in their appeals from deportation proceedings and, more recently, the Sisters of the Carmelite Monastery in Cleveland Heights in the resolution of a construction dispute.

Bill has also maintained his connection with the Cleveland Schools by tutoring second-and third-grade children in reading at Case and Audubon Elementary Schools. Bill was also a member of the Jones Day team that built a playground for the children at John W. Raper Elementary School.

Since graduating, he has remained active in the affairs of Cleveland-Marshall. He is a Life Member of the Law Alumni Association and has served as both a Trustee and now Honorary Trustee of the Association. Bill is currently a Member of the Visiting Committee of the law school and, over the years, has been a mentor to numerous law students in the Alumni Association's Mentor Program and an instructor/judge in the law school's Trial Advocacy Program. Perhaps one of his greatest contributions to the law school, however, is being the kind of attorney we can set before our students as an exemplary role model.

Over the years, Bill has also contributed significant amounts of time and financial assistance to many Cleveland area civic and arts organizations, including the Playhouse Square Foundation for the preservation and restoration of the theaters at Playhouse Square, hospice programs around the city, United Way, and Red {an orchestra}, Cleveland's highly regarded and critically acclaimed new orchestra.

Bill has been happily married for 24 years to Susan Stechschulte, a reading specialist and currently a teacher at Cleveland's Audubon School. Their daughter, Elizabeth, who aspires to a career in photography, graduates this year from Regina High School and will attend Columbia College in the fall.

What you may have gleaned from the foregoing is that Bill Pleseć is a reflection of the mores and values instilled in him by his diverse cultural background, his education and his personal relationships. You need only spend a short time with him to appreciate that you are in the presence of a genuinely decent human being. Indeed, there is a palpable sense of stability and trustworthiness about him that, in this cynical age, wears well and is reflected in both his professional and personal life. MMcK
This past spring break, I traveled with three other members of the Student Public Interest Law Organization to Harlingen, Texas. Harlingen is about 12 miles north of the Mexican border. While the weather in Harlingen seemed tropical compared with wintry Cleveland’s, the purpose of our trip was not the typical spring break. Three first-year law students, Jennifer Carroll, Erin Kriyovich, Michelle Maheu and I volunteered at ProBAR, a non-profit organization located in Harlingen. ProBAR is the shortened title of the South Texas Pro Bono Asylum Representation Project, a joint venture of the American Bar Association, the State Bar of Texas, and the American Immigration Lawyers Association. ProBAR provides pro-bono immigration representation to individuals, many of whom are detained at the Port Isabel Service Processing Center (PISPC) in Los Fresnos, Texas. The majority of ProBAR’s clients are asylum-seekers from Latin America, but they also come from around the world.

Although I learned some substantive immigration law during our week at ProBAR, what affected me most was listening to the clients’ stories. I mainly worked with a Honduran woman, “Ana,” and her four-year-old daughter, “Rosa,” on their applications for asylum and withholding of removal. Both of them were being held at the PISPC detention center in a special housing unit for women and children. I met with them daily at the detention center, after a 45-minute drive from Harlingen.

Ana and Rosa were caught crossing the border at the Rio Grande and were put in detention. They were fleeing Honduras because they feared they would be killed by a notorious street gang that has members throughout Central America. Ana’s husband was in the gang, and he subsequently decided he no longer wanted that kind of life. He told the gang that he was through, but they told him it was impossible for him to leave. One night, gang members assembled outside their family’s house and began shouting threats. The most terrifying threat they made was that they would kill Ana and Rosa if her husband left the gang. Ana did not take that threat lightly; this is a ruthless gang.

A few days later she and Rosa fled Hon-
duras and began their arduous journey to the United States. Beyond her fear of the gang, Ana also fears returning to Honduras because her husband physically and emotionally abused her.

Applicants for asylum must show that they are unable or unwilling to return to their country because of past persecution or a well-founded fear of future persecution on account of race, religion, nationality, political opinion or membership in a particular social group. Ana and her daughter were applying for asylum based on the fifth category, membership in a social group, due to her husband’s membership in the gang. Unfortunately, the ProBAR attorneys were not very hopeful; they said the judge may not accept the argument of a gang as a social group, considering it instead a criminal organization. Still, Ana and Rosa were offered a chance at relief, something they would not have had without groups like ProBAR. There is no right to appointed counsel in immigration proceedings. Neither can the majority of immigrants afford to retain an attorney, as most arrive in the United States with little more than the clothes they wear. As such, without legal assistance, most immigrants would have to proceed pro se, and their claims for relief would most likely fail.

It was a humbling experience to work with such a brave woman who had been through so much yet never complained. Throughout our trip, I often wondered how I ended up with the life I have, when I could have easily ended up in a situation like Ana’s. I don’t yet know what happened in Ana’s case, because after turning in her application for asylum, she still must go through a hearing on the merits that the court would decide in approximately a month later.

We four SPILO members also assisted a ProBAR attorney as he prepared for a juvenile’s asylum hearing set for the following week. The attorney was representing a teenage Honduran boy, “Jorge.” Jorge was also fleeing a life of violence. Applicants for asylum must show that they are unable or unwilling to return to their country because of past persecution or a well-founded fear of future persecution on account of race, religion, nationality, political opinion or membership in a particular social group. Ana and her daughter were applying for asylum based on the fifth category, membership in a social group, due to her husband’s membership in the gang. Unfortunately, the ProBAR attorneys were not very hopeful; they said the judge may not accept the argument of a gang as a social group, considering it instead a criminal organization. Still, Ana and Rosa were offered a chance at relief, something they would not have had without groups like ProBAR. There is no right to appointed counsel in immigration proceedings. Neither can the majority of immigrants afford to retain an attorney, as most arrive in the United States with little more than the clothes they wear. As such, without legal assistance, most immigrants would have to proceed pro se, and their claims for relief would most likely fail.

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**New Life Members**

Amy Posner Brooks earned a joint Master of Public Administration and law degree from Cleveland-Marshall College of Law and the Levin College of Urban Affairs in 1995. Following graduation, she worked as a law clerk for the City of Bedford Heights, as an attorney/compliance analyst for the Key Corporation and was in private practice. From 1998 until 2001, she served as a community diversion program coordinator with the Cuyahoga County Juvenile Court. In this capacity she developed and implemented juvenile delinquency prevention programs and assisted and trained law enforcement agents, attorneys and court employees in dealing with at-risk children. From 2002-2003, she clerked in the Colorado Fourth Judicial District Court in Colorado Springs. She is presently living in Tokyo with her husband, Josh, an officer in the United States Air Force, and their eight-month old son, Max.

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**Welcome New Life Members**

Robert H. Moore, Jr. '63  
Emil F. Sos '70  
Patrick J. Alcox '76  
Tim L. Collins '85  
Andrew S. Goldwasser '97  
Darya P. Klammer '97  
Joseph R. Klammer '97  
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Bryan Penvose '01  
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Weldon H. Rice '02  
Dayna M. DePerro '04  
Erik S. Dunbar '04  
Ronald L. Frey '04  
Rhonda J. Porter '03  
Geoffrey S. Mearns

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**DID YOU KNOW...**

**About These Remarkable Students?**

Out of a pool of 100 students from 20 law schools applying for summer associate positions at the Legal Aid Society of Cleveland, two Cleveland-Marshall College of Law students were among the final 12 selected: Maureen Folley will work in the family Law Unit and John Vang will work in the Community Development Unit.

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Cleveland-Marshall’s National Moot Court team, third-year students Amy Scheurman, Terry Billups and Nora Graham, won the award for Best Brief in the Nation at the 55th Annual National Moot Court Competition hosted by the Association of the Bar of the City of New York in February 2005.

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**About these remarkable Law Librarians?**

The Cleveland-Marshall College of Law Library has received a prestigious national award from the American Association of Law Libraries. Michael J. Slinger, Law Library Director, Associate Dean and Professor of Law, will accept the AALL/West Excellence in Marketing Award for the Best Use of Technology at the annual meeting of the AALS this July in San Antonio, Texas. The award acknowledges the multi-media presentation created for a February 2004 event celebrating the acquisition of the Library’s 500,000th book and its status as holder of the second largest legal collection in the state. Chief creators of the presentation were Law Librarian Leslie A. Pardo who wrote the storyboard and produced the video, Law Librarian Marie Rehmar, who did the background research, Law Library Network Administrator Rick Zhang, who did the animation and wrote the music. And congratulations to the entire library staff because, according to Dean Slinger, “We all worked together on the project.”
Steven H. Steinglass: A Very Public Dean

Steve Steinglass, a 1967 graduate of Columbia Law School, came to Cleveland-Marshall in 1980 from Madison, Wisconsin, to teach in the law school's clinical program, a job for which he had been well prepared during the previous 11 years in Madison and Milwaukee as director, associate director and staff attorney of legal aid programs that provided representation to low-income clients in civil matters. He and four other new faculty members joined a faculty of 34, 19 of whom had been hired in the previous decade as the law school, barely a decade old in its affiliation with Cleveland State University, shed its private-school independence and moved toward establishing itself as a presence in public legal education. For the law school and the city, it was a dawning: a new public law school in a new public university with a new faculty, a new building and a new dean, Robert L. Bogomolny.

By 1984 Steve had begun publishing on a subject that still commands his interest, Section 1983 of Title 42 of the US Code; in 1988 his expertise in this area of the law found him successfully arguing before the US Supreme Court the rights of the petitioner in Felder v. Casey, a case involving the duty of state courts to hear section 1983 cases brought against government officials. Tenured in 1985, Steve had been teaching federal jurisdiction, state constitutional law, and civil procedure for a number of years and had published several articles and a treatise on Section 1983 Litigation in State Courts, when, in 1994, Dean Steven R. Smith asked him to share the Associate Dean duties with Frederic White, and Steve accepted. Two years later, as Dean Smith prepared to take a job as the new dean of California Western School of Law, the faculty recommended that Steve serve as Interim Dean, and the university appointed him. In 1997, after a national search, Steve Steinglass was named the 12th dean of Cleveland-Marshall College of Law.

NOTE: In May 2004 Steve Steinglass announced that he was stepping down from the office of the dean, which he has held since 1997, and following a year's leave of absence, would return to the faculty. In April 2005 the Cleveland State Board of Trustees awarded Steve the title of Dean Emeritus, effective July 1, 2005.
The history of the law school is a registry of each of its deans; each built on the accomplishments of his or her predecessors. Steve’s immediate predecessors, Dean Bogomolny, Interim Dean Lizabeth A. Moody and Dean Smith framed their terms of office individually according to a vision or according to what the times demanded. Dean Bogomolny, a Clevelander, understood the necessity of a public university in his hometown and helped define Cleveland-Marshall in its new role as a university-based law school. Interim Dean Moody, co-founder of the Women’s Law Fund and the second woman ever tenured at the law school, brought a feminist perspective to both policy and curriculum, while Dean Smith secured the law school’s Baker & Hostetler Endowment and led a successful campaign to persuade the General Assembly to provide state funding for the 17th/18th Block Project, which included the new Levin College of Urban Affairs, the new James J. Nance School of Business and, most important to the law school, the Cleveland-Marshall Law Library.

So what kind of dean has Steve Stein-glass been?

Steve is the most public dean this public law school has ever had, and he has carried the message that Cleveland-Marshall is the foundation of the legal community in Northeast Ohio, not only throughout the city but also throughout this state and others as well. You can barely cross a street in the county without someone asking how the dean is; you cannot meet a lawyer or a public servant or a businessperson in Cleveland without being asked about the dean. Chances are, at the drop of a hello during any daylight or early evening hour, Steve is somewhere making a pitch for our law school. And that’s what the law school’s first dean of the 21st century has done for Cleveland-Marshall College of Law: He has let everyone he meets know how important this law school is to the economy and to the profession, and he’s sold the town, the state and the world on our students and our faculty.

Why is Steve everywhere you look?

In 1997, Cleveland-Marshall College of Law turned 100, and in September 1996 Attorney General Janet Reno inaugurated the centennial year with an address in CSU’s Waetjen Auditorium. The following fall, Centennial celebrations began in earnest with the opening of our magnificent new Law Library and a gala reception at the Rock and Roll Hall of Fame and Museum. The many ceremonies commemorating the Centennial and a series of Law Notes articles on the history of the school taught us a great deal about our past and the remarkable men and women who had learned law at the Cleveland Law School, the John Marshall School of Law and the Cleveland-Marshall Law School, the three private law schools from which the Cleveland-Marshall College of Law of Cleveland State University emerged in 1969. We learned that the first woman ever appointed to a federal court in America, the first woman ever elected to a municipal court in America, the state’s only five-term Governor, the first African American US Congressman from Ohio, and leaders in law, finance, business, industry and
public service—minorities, women, older citizens, immigrants and the children of immigrants, on and on—were our graduates and their extraordinary lives linked our law school to the various civil rights struggles of the last century and by their attainments brought distinction to the practice of law in Northeast Ohio. Let us just say that the Centennial quickened in all of us a sense of what our law school has meant to the region and the country. For Steve, in particular, it engendered a conviction that this law school must outlast all of us. And that turned out to be an important lesson because as we shall see...

Twice in the past decade Steve has led a coalition of alumni, friends and University administrators in successful campaigns to save public legal education in Ohio. The first assault, in 1996, came, ironically, from the Board of Regents, the very agency charged with safeguarding—not dismantling—the state’s public universities. The Regents proposed a drastic reduction in state funding to public law schools, a measure that would have severely weakened our law school’s academic integrity and its ability to attract and retain gifted faculty and students. The second attack, in 2003, came from yet another unexpected source, when certain members of the General Assembly floated a misguided proposal to close one of the state’s public law schools. The Dean once again rallied the law school’s veteran allies who, together with CSU’s persuasive new President, Michael Schwartz, convinced the legislature that closing doors to opportunity is not sound public policy.

Though such endeavors in academia often inspire irony or risk dissolving into contention or (worse yet) endanger the language, ours did not. At the end of the process the participating faculty, staff, alumni, students and friends had fashioned an image of our future school as one of the best public law schools in the country. And the person who has most fervently taken the plan to heart is Steve Steinglass.

For Steve the Strategic Plan was more than a plan; it was a mandate, and it sent him not just to every law office, judge’s chambers and executive suite in the city but also to Washington, Chicago, New York, Philadelphia, Phoenix, Dallas, Denver and to all the cities in Florida and...
California where a large contingent of alumni have settled. Wherever he found himself, he told the Cleveland-Marshall story, which is a story of changing lives and building community; and somewhere in his travels, he got the idea of creating a National Advisory Council because he had been bowled over by the men and women he was meeting; and the variety and abundance of their talents—the manifold uses they had made of their law degrees—were messages that communicated the value of studying law at Cleveland-Marshall and elevated the school's national reputation—from Library of Congress General Counsel Elizabeth Pugh '78 to patent attorney Thomas L. Peterson '81 of the Washington, DC, firm of Adorno & Yoss to Jim Thomas '63, CEO of Thomas Properties Group in Los Angeles whom Steve chose to head the NAC. In our city he enlarged the Cleveland-Marshall Visiting Committee, which Dean Moody had first formed, with newer members to harvest the wisdom of local talent on behalf of the law school, adding judges like the Honorable Ronald B. Adrine '73, lawyers like Michelle Sheehan '93, partner in the Reminger & Reminger firm; and in-house counsel like P. Kelly Tompkins '81, Senior Vice President, General Counsel and Secretary of RPM International Inc., whom Steve appointed committee chair. And, finally, he pulled members from both those committees together with Trustees of the Cleveland-Marshall Law Alumni Association, to form a Development Council whose work is to strengthen the law school's fund-raising efforts. Among its members are former US Congressman, the Honorable Louis Stokes '53; M. Colette Gibbons '76, Partner-in-Charge of the Schottenstein Zox & Dunn firm; Gary S. Adams '80, President of the Greater Cleveland Automobile Dealers Association; Royce R. Remington '87, partner in the Hahn, Loeser + Parks firm; and Steven W. Percy '79, former Chair and CEO of BP America. These three committees have brought together over 100 men and women ready to do service for the law school; most are our graduates, some of whom had not been involved with Cleveland-Marshall since their law school days, 20 even 30 years ago! Others are not our alumni. No matter. All have discovered something about this law school and its importance to the profession that speaks to their own convictions. So, in that regard, whether they earned their law degrees at Cleveland-Marshall or elsewhere, it's been a homecoming.

1. Tim Russert '76, Jim McMonagle '69
2. The Honorable George McMonagle '30
3. The Honorable Solomon Oliver
4. Dan McCarthy '54 and Steve
5. Pat Moran '70, The Honorable Dick Ambrose '87, Howard Mishkind '80
6. Gloria and Leon Plevin '57
And speaking of development . . .

No one has done development for our law school better than Steve has: Annual fund monies have quadrupled, the numbers of donors have risen, and law school gifts over the past nine years have totaled $10 million.

Five years ago, in perhaps the wisest decision of his development career, the Dean enlisted two of the law school’s most visible alumni to solicit for the annual fund; “Meet the Press” moderator Tim Russert ’76 and the Honorable James J. McMonagle ’70, former Senior Vice President, General Counsel and Secretary to University Hospitals Health System, Inc. and University Hospitals of Cleveland, presently of counsel in the Cleveland office of Vorys, Sater, Seymour and Pease. A mid-year report in May announced that, with two months to go in the present fiscal year, the law school had received almost $1,800,000 in contributions and that does not include in-kind gifts or foundation support. Apparently some people are hard to turn down!

Steve found some of the law school’s best friends among the men and women who graduated during the post-World War II Stapleton years. Three of those, Charles R. Emrick Jr. ’58, Leon Plevin ’57 and James A. Thomas ’63, created the law school’s first professorships. David F. Forte is now the Charles R. Emrick Jr.-Calfee Halter & Griswold Endowed Professor of Law; Deborah A. Geier is now the Leon M. and Gloria Plevin Endowed Professor of Law and James G. Wilson is now the James A. Thomas Distinguished Professor of Law. These new professorships represent an alliance of three alumni with three faculty members and reiterate the bond between teachers and their former students.

Finally, this October, in an unprecedented act of generosity toward our students and the law school, Iris S. Wolstein, widow of Bert L. Wolstein ’53, committed $6.25 million to Cleveland-Marshall College of Law, the law school from which Mr. Wolstein, an entrepreneur and nation-wide commercial real estate developer, graduated with honors in 1953. According to Mrs. Wolstein’s wishes, $5 million will support the renovation of the 38-year-old law building, and the remaining $1.25 million is a matching-grant to create the Bert L. and Iris S. Wolstein Endowed Scholarship Fund. Not only was Mrs. Wolstein’s gift the largest in law school history; it was also the largest in the University’s history. In gratitude, the CSU Trustees have named the law building the Bert L. Wolstein Hall and the Convocation Center the Bert L. and Iris S. Wolstein
Center. For those of us who teach, learn and work in Wolstein Hall, the gift of a generous widow to her husband's law school is a gift as well to academically accomplished students for whom it opens a bit wider the doors to a learned profession and gives promise of a new life.

At the end of the day

Steve Steinglass began his career at the law school a quarter of a century ago. Today, the law school that in 1980 was just finding its public school identity is now asserting itself aggressively onto the national arena with student applications arriving annually from every state in the union, a full-time faculty of 50, an expanded curriculum, five post-JD or dual degree programs, externships, academic concentrations, five lecture series, three endowed professorships, five clinics, academic journals, the best law library in the region and an expanded development program.

Of course, we cannot heap all the progress of the past 25 years on Dean Steinglass's plate, but to use another phrase he is inordinately (and annoyingly) fond of, "At the end of the day," Steve Steinglass has made a difference and deserves a healthy helping of praise.

Moreover, he has made a difference within one of the most turbulent decades in our country's history and in the history of the region. Steve's tenure encompassed the years before and after the tragedies of September 11, 2001—years in which the economy took a deep and disastrous plunge, years in which cultural shifts often disadvantaged not only the profession but also the academy, years in which the university appeared to be foundering and in which internal politics might have derailed the best intentions. So that the good he accomplished—the Strategic Plan initiatives he helped effect, the national reputation he helped enlarge, the money he raised for scholarships, the money he raised to renovate the law building, the new friends he made for the law school, the old friends he brought back, the law students he mentored, and the book* he finished—were often feats accomplished despite a thousand distractions and obstacles from within and without. If today the law school is the "smaller and stronger law school" we aspired to be, it is because Steve has had a hand in making it so.

On July 1, 2005, Steve will officially rejoin the faculty and, after a year's leave-of-absence, return to teaching and research, principally a revision of his Section 1983 Litigation in State Courts. He has promised his wife, Dianne, that they will drive from St. Louis to the Oregon coast following the Lewis and Clark trail on an adventure that is the fulfillment of one of Dianne's life-long dreams.

Steve will not entirely shed his public persona, however. He will continue his involvement with the Cleveland Bar Association, where he has served as a trustee; the Ohio State Bar Association, where he is a member of the Council of Delegates and chair of the Legal Education Committee, and the Ohio Legal Assistance Foundation, where, as a member of the board, he is involved in efforts to improve the delivery of legal services to the poor.

On a personal note: Steve is perhaps the most relentless worker I have even known, the kind of person who works through the night and comes to the office with his shirtsleeves already rolled up and his tie loosened, and, truth to tell, working for him has never been a leisurely promenade on a sunny boardwalk. Still, he has asked considerably less of us than he has asked of himself. During the past nine years, we have grown used to receiving emails that had floated through cyberspace at two and three in the morning from his home computer to our office computers—endless wordstreams of ideas, instructions, suggestions, plans, as if his mind never had a moment's rest. Nor has he slackened this pace during his last year in office. This is no lame duck dean, and the prospect of leaving has only accelerated his momentum: daily, the volume of his mail rises like a tide, and great batches of letters bearing his signature fly from the secretarial pool out across the country, retelling the story: This Wonderful Law School, This Foundation of the Legal Profession. Moreover, he has been scrupulous in preparing a smooth transition for Dean Elect Geoffrey S. Mearns, whom he has called the "ideal candidate to move the school forward." So, perhaps when July 1 comes, and this Dean, who could not distinguish between day and night, heads out across the country, he will have a chance to learn how nice life really can be at the end of the day. LFM
Law Students at Work on Behalf of the City’s Needy

CLEVELAND - Crushed by the loss of steel and other manufacturing jobs, Cleveland has ranked high for poverty before - but never No. 1. That changed when a report from the U.S. Census Bureau recently rated it as the nation’s poorest big city, putting it ahead of Detroit, Miami and Newark, N.J.

M.R. Kropko, Associated Press (September 23, 2004)

In the poorest city in the nation, students from the city’s only public law school have taken the plight of Cleveland’s neediest citizens to heart. This spring, through the law school’s ambitious Pro Bono Program, approximately 30 Cleveland-Marshall students teamed up with practicing attorneys to provide the essential legal services that in other settings only money can buy.

The students are participating in the Legal Aid Society of Cleveland’s new Volunteer Lawyers Program, a project initiated in January of this year with funds from the Eva L. and Joseph M. Bruening Foundation, the Murphy Family Foundation and the Thomas H. White Foundation.

Cleveland’s Legal Aid Society, founded in 1905, provides both civil and criminal representation to the poor of five Northeast Ohio counties. It is the fifth oldest organization of its kind in the country and has been led since 1968 by its redoubtable director, C. Lyonel Jones ‘63, who has championed the indigent for close to 40 years and is probably as familiar with the shortcomings of the justice system with regard to the poor as any man on earth.

The Society’s new Program is a direct response to the statistics of poverty and the legal problems that most often beset the poor: civil cases involving landlord-tenant disputes, public benefits, unemployment, employment-and-wage claims, creditor-debtor issues, disability claims, tax problems, eldercare and tort defense.

The Volunteer Lawyers Program operates two kinds of clinics: In the Law Firm Clinic held in the evening at the offices of the Legal Aid Society on the last Wednesday in the month, lawyers work with clients on new or on-going cases accepted by the Society. In the two Brief Advice and Referral Clinics held on the second Saturday of the month at the St. Martin de Porres Family Center in Glenville and the West Side Catholic Center on the near west side, lawyers deal
with immediate problems brought to them by local residents on a first-come basis.

Whether they go downtown or to the west and eastern corners of the city, Cleveland-Marshall students are working alongside some of the best lawyers in the city—attorneys from Porter Wright Morris & Arthur; Jones Day; Weston Hurd Fallon Paisley & Howley; Benesch Friedlander; Reminger & Reminger, McDonald Hopkins, Brouse McDowell and Calfee Halter & Griswold. And perhaps just as important, these future attorneys are learning first hand the value of the pro bono obligations that will follow them throughout their professional lives.

Together with their lawyer-mentors, students conduct initial client interviews, help determine the legal viability of the problems brought to the clinics, research case law and assist with the cases that land in the hands of the attorneys in the Law Firm Clinic.

According to Lyonel Jones, “We’ve found our volunteer law students very helpful. Basically, students are providing the kind of clerking assistance that they would give in law firms.”

Nathaniel McDonald, now in his second year of law school and first in his class, whose first career was as a teacher at the Hershey Montessori Farm School in Huntsburg, Ohio, where adolescents are schooled in the Montessori method. Early in March, Nate volunteered at the Brief Advice and Referral Clinic in the St. Martin de Porres Center. Nate’s “client” was a man whose legal problems were multiple and multi-generational; legally and morally complex: Unemployed, unable to keep up child support payments, he lived with and cared for his dying father. If his father’s house were put in his son’s name to avoid death taxes, he feared the state would seize the property because of his failure to meet his child support obligations. According to Nate, “It seemed clear that he wanted to pay child support and couldn’t. He had tried to follow the proper course of action by filing for a reduction in his payments but had run into bureaucratic snarls and misunderstandings and ended up with payments that were still inappropriately high. It was a pretty sad situation” that ended with the client saying, “I just want to know if I’m going to be homeless.”

In Nate’s other life, he listened to the hopes-filled communications of the young. Now he must learn the inarticulate language of the city’s most desperate residents; now he must learn how ruthlessly a struggling economy plays out in the lives of the poor—in his client’s case, a man of good intentions, bad choices and diminishing options.

In the end Nate referred his client to one of the Clinic’s attorneys, yet he knew that a resolution would be neither simple nor neatly packaged. So add to the day’s lessons the understanding that an unsatisfactory compromise is often the closest thing to justice that law achieves.

According to Pamela Daiker-Middaugh ’88, Director of the law school’s Pro Bono Program, “Experiences like the ones our students are having at Legal Aid are valuable because they put a human face on the statistics. Numbers are easy to deal with; human misery asks more. Our students are often dealing with men and women who have been shuffled in and out of the revolving doors of the city’s service agencies for years, and for some, the opportunity to have free legal advice may be their last chance at a decent and productive life. I am pleased that the bar has stepped in to help relieve the pressures placed on Legal Aid, and I am proud that our students have responded to this program so generously. What the volunteers are doing is giving the poor something they may feel they lost a long time ago: their American citizenship.”

In fact, the people coming to the Legal Aid Clinics may never have been more aware of the privileges of citizenship than when law students and lawyers became involved in their lives. And perhaps those law students and attorneys may have gained a heightened sense of the larger responsibilities of democratic citizenship as well. LFM
Membership has its Benefits

Discounts
- $10 off each CMLAA-CLE seminar (a bargain even without a discount)
- 50% discount on initiation fee at the Cleveland Athletic Club, Cleveland’s premier downtown business, social and athletic club
- 10% discount at the CSU Barnes & Noble bookstore (excludes textbooks and discounted merchandise)
- Reduced rates in CSU’s Gym Dandy, a recreation program including gym, indoor track, and volleyball, tennis and handball courts

Publications
- Law Notes, Cleveland-Marshall Law Alumni Association magazine
- Law Review (sustaining and life members)
- CMLAA-CLE registration brochures

Reunions & Alumni Receptions
- Reunion weekend
- Bar Results parties
- Regional receptions
- Holiday reception
- Scholarship reception

Networking
- Annual Recognition Luncheon
- Greater Cleveland Auto Show & reception
- All CMLAA programs, receptions, CLE seminars, etc.

Assistance to Students
- Mentor program
- Scholarship awards
- Terrific Tuesday

Continuing Legal Education
- CMLAA-CLE seminars

Incentives
- Use of Law Library
- Priority ticketing at Vikings Athletic Events in the Wolstein Center
- Membership card
- Personalized desk clock (life members)
- Engraved brass name plate displayed in College of Law Atrium (life members)
- Special mention in Law Notes (life members)

Annual Dues July 1, 2005 – June 30, 2006
- New Graduate 2005 ........................................Free
- Recent Graduate 2002-2004 ..............................$ 50
- General Member ..............................................$ 75
- Sustaining Member ..........................................$125
- Life Member one payment ................................$1200
- Life Member Installment 5 years @ ....$ 300 per year
- Life Member Installment 10 years @ ....$ 180 per year

- Law Review ..................................................$ 25
  (for dues paying members)
- Journal of Law & Health ..................................$ 25
  (for dues paying members)

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For more information, visit us online at www.cmlaa.org

Spring 2005 23
Joshua Fellenbaum, a modest young man. In truth, he needn't be. In February Josh learned he had won a scholarship competition to study international arbitration this summer at Queen Mary University in London. The scholarship was only the most recent of many achievements Josh could lay claim to. If he so chose.

Queen Mary University is widely considered the world's leading teaching and research center for the study of international arbitration, and each year its summer program in international dispute resolution brings law students and young lawyers from Europe, the States and India to participate in its certificate program.

Josh had only been in law school a semester but he already knew where his heart and future lay. In the summer of 1998 while still in high school, he was the sole student selected to intern in the Cleveland office of US Senator George Voinovich. The Congress was in the midst of deliberations that eventually led our country into the 78-day Kosovo War. Josh, who had always wanted to be a lawyer, began to understand the implications for peace that international law offered, so he decided to pursue a career in international arbitration, and each year its summer program brings law students and young lawyers from Europe, the States and India to participate in its certificate program.

A 2004 graduate of American University's Law and Society program, Joshua spent the second semester of his junior year at Charles University in Prague, the Czech Republic, studying history, political science, and the humanities and working for Czech Senator Jaroslav Moserova. Apparently the Senator, who was also a candidate for President of the Republic, understood that the young American interning with her was an extraordinary representative of his country, and when the referendum for the European Union was held, she selected him as her delegate to Budapest.

Josh is also an extraordinary representative of the traditions in which he was raised, and as eventful and mind expanding as was that January-to-May semester in Prague, for this young Jewish student the summer following his sophomore year was equally memorable. Josh, a descendant of Jews from East Poland, spent the month of June 2002 in Oswiecim, Poland, as the youngest of four participants chosen internationally as Auschwitz Jewish Center Student Scholars.

Oswiecim, renamed Auschwitz by the Nazis, was once a thriving center of Polish Jewry. Today the Auschwitz Jewish Center is the sole reminder of the thousands of Jews who lived, worked and worshiped in the town and perished in the Holocaust. Among the disheartening scenes Joshua encountered was the Jewish cemetery where weeds abounded and where the stone markers that the Nazis had not used for building projects lay upended and scattered throughout the cemetery. As his independent project for the Center, Josh worked to restore the cemetery; returning home to Cleveland, he published articles that inspired a successful fundraising campaign to repair the cemetery.

According to Cleveland-Marshall College of Law Dean Steven H. Steinglass, “We are used to outstanding first-year law students; even so, Joshua Fellenbaum stands out. I am proud of his initiative and drive, and I look forward to hearing about his summer experience when he returns and to following his career in the coming years.”

In addition to his experiences abroad, Joshua's resume is a roster of youthful ambition and accomplishments: In the spring of 2002 he interned for US Senator Joseph Lieberman; in the summer of 1998, he was the sole high-school student selected to intern in the Cleveland office of US Senator George Voinovich, and he has interned in the Cleveland office of Squire Sanders & Dempsey and in the Cuyahoga County Court of Common Pleas, Probate Division. He is the founder and former president of the Society of Collegiate Scholars at American University, and he is currently an advisor to the Poland Jewish Cemetery Restoration Project.
Beverly Blair, an exemplary teacher and an exemplary citizen

When Legal Writing Professor Beverly J. Blair '85, daughter of Cleveland-Marshall graduate, the late William H. Blair '41, came to teach at our law school in 1985 graduation from law school, Beverly was distinguishing herself both in her work-life and in her school-life.

After law school she first worked in labor and employment law for the Thompson Hine firm in Cleveland and later in human resources for the Cleveland Clinic. In the immediate years before joining the faculty of her law alma mater, Beverly was supervising five attorneys in the Public Defender's Office who handled felony appeals for indigent defendants to the Eighth District Court of Appeals and the Ohio Supreme Court and habeas corpus actions in federal courts.

And, thus, when Beverly returned to the law school in 1993 as a teacher of legal writing and research, she had had a broad and practical work experience and had worked with the city's youngest citizens and its most needy. Moreover, her appellate work, diligence and strong academic record were winning recommendations. She proved to be one of the most effective teachers in the department with a rare gift for engagement with her students. And if that were not enough, Beverly had the kind of impeccable pro bono credentials that our law school values. A fourth generation Clevelander, she invested much good will in city organizations such as the Cleveland Food Bank, Global Village Gifts, the Cleveland Municipal School District, Project Learn, Escuela Popular and Habitat for Humanity. Her commitment to Habitat for Humanity extended as well to the organization's Global Village Missions, which found her building homes in a remote tribal village in Fiji and in Totonicapan, Guatemala.

Twice Beverly led students to Harlingen, Texas, where they participated in the South Texas Pro Bono Asylum Representation Projects/ProBAR program, a public interest law firm providing legal representation to persons seeking asylum in America. Perhaps Beverly's most eventful volunteer work, however, was as a Big Sister in the Project Friendship program, where she met Susan Pak, the daughter she adopted, now an alumna of Notre Dame College for Women and an artist living in Oakland, California.

After announcing that the fall semester 2004 would be her last at Cleveland-Marshall, Beverly taught, not as a member of the legal writing faculty but as the creator and teacher of a course intended to enhance the analytical and literary skills essential to passing the bar, an assignment in which she had already demonstrated great skill. For perhaps her most productive pro bono work was tutoring Cleveland-Marshall graduates who had failed—sometimes repeatedly—the Ohio Bar Exam. Through some special chemistry or through an extraordinary gift for communication, she was able to usher these students to success; in effect, she gave them back the careers they were at risk of losing. And if she could do that for graduates who had failed, think what she could do with students preparing to take the bar for the first time!

In January Professor Blair moved to Sarasota, Florida, a state that will be much improved by the residency of so willing a volunteer. And how does she keep busy? "I tutor twice a week at-risk students from Alta Vista Elementary and serve on the Partnership Committee of Habitat for Humanity." So our message to Florida is this: "Your state now has more than sunshine to brag about." Here in Cleveland during the year that broke all the previous records for snowfall, we wish our colleague good luck in her new life in Florida. LFM
On January 21, 2005, the Board of Trustees of Cleveland State University announced the appointment of Geoffrey S. Mearns as the 13th Dean of Cleveland-Marshall College of Law. Dean Designate Mearns, partner in the Cleveland office of Baker & Hostetler, earned his undergraduate degree in English from Yale University and his law degree from the University of Virginia. Dean Mearns will begin his new career on July 1, 2005.

"Geoffrey Mearns has enjoyed a distinguished legal career in both the public and private sectors and is now bringing his considerable talents to a key academic leadership position in our Cleveland-Marshall College of Law," noted CSU President Michael Schwartz in his announcement of the appointment.

And, indeed, for someone who earned his law degree a mere 18 years ago, Geoff Mearns’s career has been quite remarkable. By the time he joined the Baker & Hostetler firm in 2002, he had clerked for a federal judge and served nine years with the United States Department of Justice. In New York City as chief of the Organized Crime and Racketeering Section and chief of the General Crimes Section for the DOJ, Geoff personally investigated and prosecuted relatives and soldiers of the notorious Gambino and Gotti crime families and saw them convicted of murder, racketeering, gambling, loansharking and bribery; subsequently, as First Assistant United States Attorney for the Eastern District of North Carolina for the DOJ, he supervised a
long-term political corruption grand jury investigation and had management responsibility for all criminal, civil and appellate legal matters. The Clinton administration caught wind of the young man who had routed the Mafia chieftains, and Attorney General Janet Reno, who knew a fine lawyer when she saw one, dispatched him to Oklahoma to assist in the trial and conviction of Terry Nichols for the bombing of the Oklahoma City Federal Building.

According to the Baker & Hostetler website, Geoff, who is a partner in the litigation group and head of the firm’s national business crimes and corporate investigations team, has continued to score impressive victories representing persons and corporations accused of criminal acts, and he has been equally successful in his work on behalf of plaintiffs in civil suits. And surely one of the winning features of his candidacy for dean of Cleveland’s only public law school was his record of pro bono service, an obligation he takes as seriously as his other professional obligations. For example, Geoff represented a Sudanese national who was charged with conspiring with members of the Saudi royal family’s entourage to violate federal firearms and export laws. In a noteworthy ruling the federal court dismissed the indictment. In yet another pro bono case, he and law partner Daniel Warren won the reversal on appeal for a 12-year-old boy who had been convicted of murder. And for several years, Geoff has served on the Board of Trustees for Applewood Centers, Inc., one of the largest children and family services organizations in Northeast Ohio.

The Dean Designate comes from a family of nine children, and he and his wife, Jennifer Proud Mearns, are the parents of Bridget, 13; Christina, 11; Clare, 9; and seven-year-old twins, Geoffrey and Molly. His parents, who brought their large family to Cleveland in 1974, are well established in our city’s political and academic communities: Geoff’s mother, Patricia Mearns, is a former two-term Mayor of Shaker Heights, and his father, Edward Mearns, held teaching and administrative positions at law schools throughout the country for over 40 years. When he retired in 1998, Professor Mearns was a member of the Case Western Reserve University faculty of law.

In coming years Dean Mearns and the law school will face considerable challenges: challenges from an intransigent General Assembly and challenges from the state’s torpid economy. Still, when your chief has dealt a blow to the Mob, you know you’re in good hands. In a letter to our alumni, Dean Steve H. Steinglass praised Geoff as the "ideal candidate" with the "skills, the commitment and the passion to move the law school forward" toward greater national prominence. Those of us who will work with and for the new dean look forward to a ride to the top. LFM

The Clinton administration caught wind of the young man who had routed the Mafia chieftains, and Attorney General Janet Reno, who knew a fine lawyer when she saw one, dispatched him to Oklahoma to assist in the trial and conviction of Terry Nichols for the bombing of the Oklahoma City Federal Building.

About the Dean Search Committee

According to Professor Phyllis L. Crocker, Vice-Chair of the 11-member Dean Search Committee, 33 men and women from ten states applied for the position of Dean of Cleveland-Marshall College of Law; of those, seven were invited to campus for interviews. "It was a fabulous committee experience with everyone ready to volunteer and willing to work hard for the law school," recalls Professor Crocker. In short, a well-functioning committee of compatible spirits who managed without grumbling to conclude with a happy ending. Below are the names of the colleagues, alumni, friends, and student representative whom we thank.

Cleveland State James J. Nance College of Business Administration Dean Robert Scherer, Committee Chair; Cleveland-Marshall Professor of Law Phyllis L. Crocker, Vice-Chair; Cleveland-Marshall Legal Writing Professor of Law Carolyne Broering-Jacobs; Cleveland-Marshall Law Alumni Association President and partner, Weisman, Kennedy & Berris Henry W. Chamberlain ’90; Cleveland-Marshall Professor of Law April Cherry; Cleveland-Marshall Professor of Law Kathleen C. Engel; Cleveland-Marshall Leon M. and Gloria Plevin Endowed Professor of Law Deborah A. Geier; Cleveland-Marshall Office of Career Planning Director Jayne H. Geneva ’88; Cleveland-Marshall Professor of Law Lolita Buckner Inniss; Senior VP, General Counsel and Secretary of RPM International Inc. and Chair of the Cleveland-Marshall Visiting Committee P. Kelly Tompkins ’81; and President of the Cleveland-Marshall Student Bar Association Nicholas DeSantis ’05.
THANK YOUR FIRST TEACHERS:
The Legacy Project ...

Robert B. Weltman is the First Donor to a New Project that Honors the Law School's Earliest Graduates, the Men and Women Who Built the Legal Profession in Northeast Ohio

This winter Cleveland attorney Robert B. Weltman honored his father, the late Maurice M. Weltman '26, by endowing a scholarship in his memory: The Maurice M. Weltman-Weltman, Weinberg & Reis Co., L.P.A. Endowment Fund will award its first scholarship in the fall of 2005.

Robert Weltman, a graduate of the Case Western Reserve University School of Law, is senior partner in the Weltman firm. His gift is the first to come to the law school through its new Legacy Project, a giving-program by which children and other family members may pay tribute to the parents and relatives who were their first teachers and our first graduates.

According to Dean Steven H. Steinglass, "The Legacy Project's initial focus will be on honoring the lawyers, judges and community leaders who graduated in the early and middle decades of the last century from our predecessor schools, the Cleveland Law School and the John Marshall School of Law."

The alumni and alumnae of these two proprietary night law schools were particularly important in building and diversifying the profession. In whichever of our early law schools they earned their law degrees, they studied in a school of opportunity—one of the first in Ohio to dispel the image of law as a privilege of the wealthy. Many, like Maurice Weltman, were sons and daughters of the country's newest citizens; most were the first in their families to pursue higher education. Founders of a major Cleveland law firms, entrepreneurs, businesspersons, leaders in government, prominent practitioners and members of the judiciary, they laid the foundation for the practice of law in Ohio.

"The Legacy Project," notes Dean Steinglass, "offers the children and close family members of those early community-builders an opportunity to thank the parents and relatives who inspired them to study law. Like Robert Weltman, Legacy Project donors need not have attended Cleveland-Marshall themselves. They just have to want to create a tangible memorial to the men and women whom they followed into the law; they just have to want to keep the doors of the profession open. Endowing a scholarship is about the best way I can think of to accomplish both those goals. We are very grateful to Robert Weltman for making it possible for the law school to help other adventurous and gifted students make their way more easily through law school, and we hope others will follow his example."

Persons wishing to endow a scholarship fund in memory of a parent, relative or mentor, should contact Assistant Dean for External Affairs Louise P. Dempsey '81 at 216-687-2300 (Louise.Dempsey@law.csuohio.edu) or Development Director Nicolette Plotner at 216-687-2286 (Nicolette.Plotner@law.csuohio.edu). LFM
Retired Judge Burt W. Griffin and Judge Dan A. Polster Help
Cleveland-Marshall Law Students Unravel New Criminal Sentencing Standards

A controversial United States Supreme Court ruling in June 2004 appeared to overhaul the federal criminal sentencing system and threatened to create courtroom chaos. Whereas proponents of the decision, Blakeley v. Washington, argued the case had reaffirmed the Sixth Amendment's guarantee to trial by jury, others asserted it had overturned two decades of sentencing reform and considerably narrowed a judge's ability to use his/her discretion in imposing sentences.

While prosecutors, defense lawyers and judges scrambled to come to grips with Blakeley, students at Cleveland-Marshall had the advantage of two unquestionable sources of authority in their efforts to understand Blakeley's implications: the Honorable Dan A. Polster, Judge of the US District Court for the Northern District of Ohio, and the Honorable Burt W. Griffin, retired Judge of the Cuyahoga County Court of Common Pleas. Every Tuesday evening during the spring semester, Judge Polster and Judge Griffin team-taught, as adjunct faculty, an hour-and-40-minute course in Criminal Felony Sentencing. The course, new to the curriculum, explores the evolution of the American sentencing system from its beginnings in 1787 through more recent reforms enacted by the State of Ohio and the US Congress with a significant portion of the course focused on the legal and social ramifications of the Blakeley decision.

Though neither judge is a graduate of Cleveland-Marshall, both have a close relationship with the law school: Judge Polster, a Harvard Law School alumnus, is a member of the school's National Advisory Council, and Judge Griffin, a Yale Law School alumnus, is the son of the late Honorable Burt W. Griffin, Sr., who in the 1920s attended two of our earliest predecessor schools, the Cleveland Law School and the John Marshall School of Law, and finished first on the Ohio Bar.

"This is a new course at our law school and in our city," noted Dean Steven H. Steinglass, "and is an expression of our efforts to make sure our students are on top of the law as it evolves and is redefined by the courts. Who would be better suited to explain the new sentencing standards and the history of criminal sentencing than two judges? Judge Polster and Judge Griffin have joined the ranks of some of the best adjunct faculty members in the state, members of the bench and bar who, since the founding of our law school in 1897, have been the informed educators of the next generation of lawyers. Our students are fortunate to have the benefit of their insights and experience." LFM
WE DID IT AGAIN: Cleveland-Marshall Fulfills its Mission
to Serve the Public in a Year Full of Free
Faculty-and Student-Sponsored Lectures and Conferences

September 8, 2004
Criminal Justice Forum I
Ellen S. Podgor
Professor of Law, Georgia State University College
of Law
José Padilla and Martha Stewart: Who Should Be
Charged with Criminal Conduct?

According to Professor Podgor, the United States government—buttressed by an
impenetrable tangle of federal statutes and the
ability to proceed outside the criminal jus­
tice process—has enormous discretion and
power in deciding who should be charged
with a crime. Professor Podgor's lecture
questioned whether the government had
overstepped its authority in its management of two high-profile
cases involving two American citizens, Martha Stewart and
José Padilla.

September 21, 2004
CSU College of Law and CSU College of Education
and Human Services Conference
Cleveland Remembers Brown v. Board:
The Struggle for Equal Schools

Approximately 800 Cleveland high-school children and mem­
ers of the community attended an all-day conference in which
community leaders, school administrators, ministers, education
advocates and attorneys recalled the protracted effort to bring
educational opportunity to Cleveland and to the entire nation
during the 1970s. Featured speakers included L. Douglas
Wilder, former Governor of Virginia, and Ms. Elizabeth Eck­
ford, one of the “Little Rock Nine” who desegregated Little
Rock High School in 1957.

September 27, 2004
The Duvin Cahn & Hutton Lecture in Employment
and Labor Law
Cynthia Estlund
The Isidore and Seville Sulzbacher Professor
of Law, Columbia University Law School
Working Together Under Antidiscrimination Law:
The Paradoxes and Possibilities

Professor Estlund's remarks centered on the
benefits and liabilities of Title VII, the equal
employment mandate of the 1964 Civil
Rights Act. According to Professor Estlund,
on the one hand, this well-intentioned law
transformed the workplace “into the single
most promising sight of integration... in
America”; on the other hand, by subjecting
employers to substantial liability for racially discriminatory
discharges, it may, paradoxically, have created a disincentive to
hire minorities and in the end place equality in hiring at risk.

September 29, 2004
Student Public Interest
Law Organization
Discussion
Iraq, the Economy and Supreme Court
Nominations: A Panel Discussion for the Election Year

Janet Babin, a reporter for Cleveland’s NPR affiliate, WCPN,
moderated a panel of philosophically and politically opposed
attorneys, scholars and public servants debating the ethics of
the war in Iraq, the state of the economy and the politics of
Supreme Court nomination procedures. Advocates for the con­
servative point-of-view were David Forte, the law school's
Charles R. Emrick Jr. - Calfee, Halter & Griswold Endowed
Professor of Law; Michael Wise, Executive Director of the
Cuyahoga County Republican Party and partner in the McDonald Hopkins law firm; and Grace Drake, former State of Ohio Senator, presently serving as Executive-in-Residence at CSU’s Levin College of Urban Affairs. Advocating the liberal point-of-view were Cleveland-Marshall Professor Kevin F. O’Neill; John Ryan, Executive Secretary of the Cleveland AFL-CIO; and Raymond Pierce, former Deputy Assistant Secretary for Civil Rights in the United States Department of Education and partner in the Baker & Hostetler law firm.

October 2, 2004
The Law Student Association for Environmental Law and Sustainability Conference Urban Influences in Environmental Policy

During an all-day conference, ecologists, policy makers, public officials, lawyers and students currently involved in environmental projects in Northeast Ohio discussed the legal and policy challenges of creating and preserving healthy, livable spaces in urban settings. Panel topics included transportation alternatives, environmental justice, brownfields restoration, environmental litigation versus mediation, land use on the urban rural fringe, wetland mitigation, “green” building, and restoring urban rivers and streams.

October 13, 2004
The 79th Cleveland-Marshall Fund Visiting Scholar Lecture Marc S. Galanter,
The John and Rylla Bosshard Professor of Law and South Asian Studies
The University of Wisconsin Law School Law without Trials

Professor Galanter lived up to his reputation as a brilliant and unsettling scholar when he presented a futuristic scenario of a country that is sacrificing the right to adversarial representation in a courtroom setting. According to Professor Galanter, the decline in the numbers of civil cases going to trial over the past decade and the profession’s emphasis on alternative dispute resolution may ultimately restrict the right of ordinary people to achieve justice in a public forum.

October 14, 2004
Cleveland-Marshall National Lawyers Guild Student Chapter The “Miami Model,” a Film Documentary

Indymedia, a collective of independent media organizations and journalists, documented the brutal confrontation in November 2002 between Miami police and a coalition of students, farm workers, environmentalists, and union activists protesting a meeting of trade ministers from 34 countries gathered in Miami to negotiate the Free Trade Area of the Americas. The “Miami Model” was shown by members of the law school’s National Lawyers Guild as part of its service and education mission.

October 26, 2004
Criminal Justice Forum II The Joseph C. Hostetler - Baker & Hostetler Visiting Scholar Lecture Ngaire Naffine Professor of Law, The University of Adelaide Law School The Legal Presumptions of Reason: Noble Truth, Useful Fiction, Ignoble Lie

Feminist legal scholar Ngaire Naffine believes that contemporary criminal legal theory and practice are informed by competing assumptions about human nature and its ability to deliberate and reason well. Her lecture focused on these assumptions, their origin in western rationalist philosophy and their influence on criminal law and the criminal justice system.

November 9, 2004
Cleveland-Marshall College of Law Visiting Scholar Lecture Charles J. Ogletree
The Jesse Climenko Professor of Law; Vice Dean for Clinical Programs; Director of the Charles Hamilton Houston Institute for Race and Justice
Harvard University Law School The Enduring Legacy of Brown v. Board of Education

Drawing on the experiences elaborated in his recent autobiography, ALL DELIBERATE SPEED: REFLECTIONS ON THE FIRST HALF CENTURY OF BROWN v. BOARD OF EDUCATION (2004), Professor Ogletree discussed his coming of age in the years immediately following the Brown decision and what that single ruling has meant to succeeding generations of African Americans and what remains to fulfill Brown’s promises.

February 8, 2005
Cleveland-Marshall Employment and Labor Law Visiting Scholar Lecture Eric Tucker
Professor of Law
Osgoode Hall Law School, York University
Great Expectations Defeated: Divergence in North American Labor and Employment Law post-NAFTA

Though many scholars have looked at NAFTA’s effect on Central American trade and labor law, few have brought insight to bear on its effect on Canadian law. Canadian employment law scholar and historian Eric Tucker provided just those insights when he discussed the threat he believes NAFTA poses for collective bargaining law in both the United States and Canada.
March 2, 2005
The 80th Cleveland-Marshall Fund Visiting Scholar Lecture
Margaret Jane Radin
The William Benjamin Scott and Luna M. Scott Professor of Law
Stanford University Law School
Information Tangibility

In cutting-edge books and articles, property theorist Margaret Jane Radin has successfully dealt with some of the challenges to contract and property law that the Internet presents by re-imagining digital information as tangible commodities. As the law school's 80th Cleveland-Marshall Visiting Scholar, she shared her perspectives on ownership of the products of human thought and creativity that are broadcast or published in cyberspace.

March 29, 2005
The Student Democratic Law Organization Program
Jerry Springer

TV talk show host Jerry Springer, often mentioned as an Ohio gubernatorial candidate, has at least one virtue: He doesn't shy away from being called "liberal" and, unlike many public Democrats, stands his ground on the hard issues. So it was no surprise that standard left-wing politics—from abortion to gay rights to the War in Iraq to multiple failures of the Bush administration—was the subject of the unscripted remarks he presented to around 400 students and community members in a speech promoted as a discussion of his newly launched radio program that aims to counter Limbaugh-style demagoguery.

April 4, 2005
Cleveland-Marshall Employment and Labor Law Lecture
Teresa Demchak ’76
Managing Partner, Goldstein, Demchak, Baller, Borgen & Dardarian
Oakland, California
Litigating Fair Employment Class Action Cases from the Plaintiffs’ Perspective

According to California public interest lawyer Teresa Demchak, class action lawsuits have been especially effective in resolving allegations of discriminatory practices in corporate workplaces. And she should know. As managing partner of a firm that has been hailed as the “swat team” of bias litigation, she and the Goldstein Demchak attorneys have effectively protected the guarantees of the Equal Employment Opportunity Act in actions brought on behalf of plaintiffs charging some of the country’s largest corporations with gender, race, age and disability discrimination.

April 11, 2005
Student Bar Association Program
Bryan Flannery
Former Ohio General Assembly Representative
A Proposal to Save Ohio’s Schools

In a reaction to the Ohio General Assembly’s failure to address the flaws in the State’s education funding system enumerated by the Ohio Supreme Court in its four DeRolph decisions, Bryan Flannery, founder of the Educate Ohio movement, has developed a plan to remove the burden of funding the state’s schools from the backs of property owners. In his SBA-sponsored address, he discussed his proposal and his petition to place an amendment to the state’s constitution on the November 2005 ballot that would force Columbus to enact legislation that responds to the Court’s mandates in DeRolph.

April 18, 2005
Criminal Justice Forum IV
Thomas H. Morawetz
Tapping Reeve Professor of Law and Ethics
The University of Connecticut School of Law
Cross Purposes on the Court: Proportionality and the Eighth Amendment

According to international antitrust attorney Douglas E. Rosenthal, both the patent/copyright laws and antitrust laws enacted at the close of the 19th century and the beginning of the 20th worked to encourage and reward innovation and protect individual ownership while limiting corporate interests. In the present century, however, Mr. Rosenthal finds that these two sets of law often oppose and defeat the efforts of one another, especially when ownership of the products of the intellect is at stake. In his lecture Mr. Rosenthal proposed ways to resolve incompatibilities and set boundaries between these two competing legal techniques. LFM
LIBRARY TITLES OF INTEREST

Library titles of interest newly acquired by the Cleveland-Marshall College of Law Library, the second largest legal collection in Ohio

by Schuyler M. Cook ‘87
Reference Librarian

Welcome. Each issue, I’ll provide a few words about the Law Library’s recent acquisitions that may interest practitioners. All titles are available in the Law Library. You are welcome and encouraged to come by and use our collection.

Effectively Representing Your Client before the “New” IRS: A Practical Manual for the Tax Practitioner with Sample Correspondence and Forms, Washington, DC: American Bar Association, Section of Taxation, 2000. KF6320 .B6 2004. This three-volume work appears to cover almost any situation a practitioner might face versus the Internal Revenue Service. Also included within the first volume is a CD-ROM so bring your laptop with you. This title is non-circulating but can be used within the library. Find it on the Atrium level of the library at the call number listed above.

The E-Business Legal Arsenal: Practitioner Agreements and Checklists, Ruth Hill Bro. Chicago, IL: Section of Science & Technology Law, American Bar Association, 2004. KF889.3 .B748 2004. This book and its accompanying CD-ROM provide samples of agreements and checklists. Most form books provide model documents. The samples in this title have been used by practitioners and are shared with the reader. Here is an excellent resource.

The Lawyer’s Guide to Summation, Tom O’Connor. Chicago, IL: American Bar Association, Law Practice Management Section, 2004. KF8924.O2 2004. This title provides a concise explanation of almost everything you would want to know about the litigation support computer program known as Summation. In fewer than 100 pages, the author guides the reader/user through the features of this electronic tool. Shelved in the room formerly known as “The Ohio Room” and presently known as “The Room that has no name,” this title circulates, so bring your blue circulation card to check it out of the library.


Law’s Quandary, Steven D. Smith. Cambridge, MA: Harvard University Press, 2004. K230 .L39 2004. Occasionally, it seems to be a good idea for attorneys to pick up a title that takes them temporarily away from the substantive law. This is a work about jurisprudence, metaphysics and faith—all mixed, but not really. The title circulates and is worth your time for reading.

Constitutional Law Stories, Edited by Michael C. Dorf. New York, NY: Foundation Press, 2004. KF4549.C658 2004. Continuing in the vain of little or no practical value, this title gathers stories (or the stories behind the opinions) about some of the famous (or infamous) United States Supreme Court cases. The editor acknowledges that opinions will differ regarding his inclusions and exclusions but gathers 15 narratives from various authors. So if you remember Constitutional Law class and you also remember asking yourself, “I wonder what really happened in this case?” this title can provide you a few of the answers.

Other Titles of Interest:


Alumni Happenings

1950
Judge John M. Manos was awarded a Distinguished Service Award by the Federal Bar Association, Northern District of Ohio Chapter.

1961
The Jewish Community Federation of Cleveland presented the Charles Eisenman Award to Richard J. Bogomolny. The award is the Federation's highest civic honor given annually to individuals and organizations making significant contributions to the community.

1964
Howard M. Rossen was named Executive Director of Supreme Bar Review, a program specializing in preparing students for the Ohio bar exam.

1970
Law & Politics Media Inc. recognized Harry W. Greenfield, a shareholder of Buckley King in Cleveland, as an Ohio Super Lawyer.

1971

1972
Keith A. Savidge of the Cleveland firm of Seeley, Savidge & Ebert was named a super lawyer by Law & Politics Media Inc.

1973
Richard Panza was elected vice president, treasurer and chief financial officer of the executive management team of Wickens Herzer Panza Cook & Batista in Avon.

1974
Donna Catliota is in the Office of Legal Counsel of the World Health Organization in Geneva, Switzerland.

1975
James S. Aussem, an attorney with Brouse McDowell in Akron, was named an Ohio "Super Lawyer" by Law & Politics Media Inc. Mr. Aussem focuses his practice on estate, succession planning and probate.

The American Bar Association's Commission on Racial and Ethnic Diversity in the Profession honored José C. Feliciano with the "Spirit of Excellence" award. Mr. Feliciano is a partner with Baker & Hostetler LLP in Cleveland, focusing his practice on business and commercial litigation.

1976
Colette Gibbons, partner-in-charge of Schottenstein Zox & Dunn's Cleveland office, was named Northern Ohio Live Rainmaker of the Year. Ms. Gibbons centers her practice on insolvency-related issues, including representation of debtors, debtors-in-possession, creditors, lending institutions, trustees and creditors' committees.

Carol Rolf of Rolf & Goffman Co. L.P.A. in Cleveland, co-authored a publication entitled "The HIPAA Security Rule: A Long-Term Care Manual."

Michael A. Sweeney, partner with Brouse McDowell in Cleveland, has been listed in "The Best Lawyers in America" and was named an Ohio Super Lawyer by Law & Politics Media Inc.

1977
Carolyn Cappel was elected to the Cleveland firm of Weston Hurd Fallon Paisley & Howley L.L.P.'s management committee as assistant managing partner.

Joseph G. Curatolo is a principal in the Cleveland firm of Curatolo Sidoti Co. LPA.

Magda Szabo joined the Cleveland office of Calfee, Halter & Griswold LLP as a senior attorney.

1978
David Kovach was named of counsel in the Independence firm of Licata & Associates Co. LPA.

1979
Linda L. Bluso, a partner with Brouse McDowell in Cleveland, was elected to the board of directors of the American Red Cross, Greater Cleveland Chapter. Ms. Bluso focuses her practice on corporate and business matters.

The William K. Thomas Inn of Court named Judge Christopher Boyko counselor to the executive committee. The Cleveland Chapter of the American Inns of Court is dedicated to fostering excellence in professionalism, ethics, civility and legal skills for judges, lawyers, academicians and students of the law.

Peter J. Brodhead, a litigator with the law firm of Spangenberg, Shibley & Liber LLP, was named a member of the Board of Trustees of North Coast Community Homes.

Henry I. Reder joined the Cleveland firm of Buckingham, Doolittle & Burroughs in the firm's real estate & construction law practice group.

Thomas H. Terry III is of counsel with Sutter, O'Connell, Manion & Farchione in Cleveland.
Maria E. Quinn announced the opening of Maria E. Quinn Co. L.P.A. in Beachwood and Lake County.

**1980**

Martyn T. Brodnik joined the Columbus office of Ulmer & Berne LLP as of counsel in the firm's environmental law group.

US Judge Magistrate Patricia A. Heumann received the Elaine R. “Boots” Fisher Award for Public Service from the Federal Bar Association.

Denise Knecht was named an Ohio Super Lawyer and one of the Top 50 Women Lawyers in the State of Ohio by Law & Politics Media Inc.

Floyd J. Miller is a federal prosecutor in Philadelphia, PA, and an adjunct law professor at both Temple University School of Law and Rutgers University School of Law in Camden.

Douglas P. Whipple of the Cleveland firm of Seeley, Savidge & Ebert was named a Super Lawyer by Law & Politics Media Inc.

**1981**

CMLAA Past President Dennis R. Lansdowne is president of the Cleveland Academy of Trial Attorneys.

Kevin Purcell was certified as a Specialist in Estate Planning, Trust and Probate Law by the Ohio State Bar Association and approved by the Ohio Supreme Court’s Commission on Specialization.

CMLAA Past President Frederick N. Widen was named a partner in the Cleveland office of Ulmer & Berne.

**1983**

The Retired and Senior Volunteer Program of Greater Cleveland Inc. elected Tom Clevidence executive vice president.

Cleveland City Council President Frank Jackson received the Cleveland Contemporary Dance Theatre’s first Marjorie Witt Johnson Diversity Award. The award honors Northeast Ohio civic leaders who support the arts, build relationships with Cleveland’s diverse communities and help minorities and youth become pillars of their communities.

Stephen E. Walters was appointed managing partner at the Cleveland law firm of Reminger & Reminger where his practice is concentrated on malpractice defense for doctors and hospitals.

**1984**

Cincinnati Magazine designated John X. Garred, a partner with Tucker Ellis & West LLP in Cleveland, as one of Ohio’s Super Lawyers. Mr. Garred is Chair of the firm’s Intellectual Property Group.

**1985**

Weston Hurd Fallon Paisley & Howley LLP elected Todd Jackson financial partner in the Cleveland firm’s management committee.

Kimberly Moses was named a partner in the Cleveland office of Calfee, Halter & Griswold LLP.

Bernard Smith joined the Cleveland office of Tucker Ellis & West as counsel in the firm’s business group.

**1986**

Florida Governor Jeb Bush appointed Robert E. Belanger to the 19th Judicial Circuit Court of Florida.

Robert Blackham was elected to the Cuyahoga County Public Library Foundation Board. Mr. Blackham is the partner-in-charge of the Cleveland office of Roetzel & Andress, as well as the practice manager for the firm’s labor and employment group.

**1987**

CMLAA Past President Frederick N. Widen was named a partner in the Cleveland office of Ulmer & Berne.

**1988**

Mark E. Barbour is treasurer of the Cleveland Academy of Trial Attorneys.

George R. Hicks, Jr. was elected a partner in the Cleveland office of Weltman, Weinberg & Reis Co., LPA. Mr. Hicks practices in the litigation and defense department.

Mark McGrievy joined the Cleveland office of Roetzel & Andress as a partner and chair of the health-care group.
Alumni Happenings

Christine M. Stouffer is Director of Library Services at the Cleveland-based law firm of Thompson Hine LLP. Ms. Stouffer also recently completed a seven-year appointment to the Cleveland Heights-University Heights Public Library Board of Trustees, having served as President in 2003 and 2004.

1989
Patrick Ertle joined University Hospitals as director of principal and planned gifts.

Tanja M. Holecek is a partner with the Cleveland firm of Wegman, Hessler & Vanderburg.

1990
James Byrne was named an associate in the Cleveland firm of McMahon, DeGulis, Hoffmann & Lombardi, LLP.

1991
Michael P. Donnelly was elected judge of the Cuyahoga County Court of Common Pleas.

Governor Bob Taft appointed Jeffrey P. Hastings to the Cuyahoga County Common Pleas Court.

Kenneth S. Kozlowski is the Director of the Supreme Court of Ohio Law Library in Columbus.

Joni Marra is the director of corporate and foundation development for University Hospitals in Cleveland.

Steven M. Moss is chairperson of the labor and employment practice group at the Cleveland firm of Kahn Kleinman.

John Norton joined the Cleveland firm of Secley, Savidge & Ebert as an associate in the business/corporate law division.

1992
Teresa Beasley was named law director for the City of Cleveland.

Rhonda Curtis was appointed law director of the city of East Cleveland.

John Gugliotta, a patent attorney with the Patent, Copyright & Trademark Law Group, LLC, assists in the patenting of innovations based upon technologies of the former Soviet Union, as well as that of many local Russian immigrants.

Meegan Lally Spicer joined the Cleveland office of Squire Sanders & Dempsey L.L.P. as a senior attorney.

1993
Wendy N. Weigand was elected to the membership of the law firm of Gust Rosenfeld PLC in Phoenix, Arizona. Ms. Weigand practices in the area of commercial litigation with an emphasis on construction litigation, breach of contract and insurance.

1994
Parma mayor Dean DePiero was honoree of the year at a scholarship fundraiser of the Italian-American Brotherhood Club.

Henry G. Grendell was appointed vice president and general counsel with Family Heritage Life Insurance Co. of America.

Deviani Kuhar joined the Cleveland office of Tucker Ellis & West as counsel and a member of the firm’s business group.

Peter Kraguljac is a shareholder in the intellectual property practice of McDonald Hopkins Co. LPA in Cleveland.

Former Asst. Cuyahoga County Prosecutor Dennis L. Morgan is practicing in the firm of Cooper, Deans & Cargill, P.A., in North Conway, NH.

Scott Opincar was appointed shareholder in the business restructuring department of McDonald Hopkins Co. LPA in Cleveland.

1995
Cheryl D’Amico and Brian Kondas were elected to partnerships in the Cleveland firm of Calfee, Halter & Griswold LLP.

Peter J. Corrigan was elected judge of the Cuyahoga County Court of Common Pleas.

Eileen Gallagher was elected judge of the Cuyahoga County Court of Common Pleas.

Terri Lastovka, a CPA with Hillow Getsay & Connors, was awarded designation as an Accredited Senior Appraiser from the American Society of Appraisers.

Monica Sansalone has been named a partner in the Cleveland firm of Gallagher, Sharp, Fulton & Norman.

1996
Timothy J. DeGeeter was sworn in as the state representative for the 15th Ohio House District.

Christine M. Faranda joined the Cleveland office of Buckingham, Doollittle & Burroughs as an associate in the employment and workers’ compensation practice group.
Ian H. Frank was named a partner in the Cleveland firm of Frantz Ward LLP.

Herbert Hotchkiss joined the Cleveland firm of Hahn Loeser + Parks as an associate. Mr. Hotchkiss will chair the nonprofit institutions section while continuing to practice in taxation and business law.

Louis McMahon was named a partner in the Cleveland office of Thompson Hine LLP.

John A. McNally IV was sworn in as a commissioner for Mahoning County in Youngstown, Ohio.

Robert D. Schwartz is of counsel at the Beachwood firm of Levy & Dubyak. Mr. Schwartz focuses his practice on personal injury and business litigation.

Sam Thomas III is president-elect of the CSU Alumni Association.

1997

L. Dennis Hoffman was named a partner in the Cleveland office of Baker & Hostetler. Mr. Hoffman is a member of the business group and concentrates his practice in the areas of debt finance, commercial transactions and general business matters.

Capt. Mario J. Russica is working with the Combined Joint Task Force—Horn of Africa in Djibouti, Africa. The mission of the task force is to defeat terrorists in the region while building stable governments.

1998

Robert Adelman joined Cleveland-based Cefaratti Group as managing partner of the record retrieval division.

John Coyne was named a partner in the law firm of Reminger & Reminger Co., LPA, in Cleveland. Mr. Coyne focuses his practice on trucking and transportation and commercial premises liability matters.

LA Magazine and Law & Politics Media Inc. named Michele Berencsi Friend, an associate with the Los Angeles firm of Rohde & Victoroff, a Southern California Rising Star Super Lawyer. Ms. Berencsi Friend is a past president of the Beverly Hills Bar Association Barristers (young lawyers) and the daughter-in-law of Fred W. Friend '55.

Victor Radel joined the Cleveland firm of Chernett Wasserman Yarger & Pasternak LLC as an associate concentrating on business and commercial litigation matters.

Robert A. Sidoti is an associate at Fay, Sharpe, Fagan, Minnich & McKee, LLP in Cleveland.

1999

Patricia J. Haas is an associate with the Cleveland firm of McDonald Hopkins Co. LPA.

Robert C. Hicks is of counsel in the Cleveland law firm of Krantz, Powers & Friedman, P.L.L., focusing his practice on employment litigation and business law.

William Johnston is an associate in the Cleveland office of Calfee, Halter & Griswold LLP.

Salvatore A. Sidoti is a principal in the law firm of Curatolo Sidoti Co. LPA in Westlake.

Robert E. Zulanidt III joined the Cleveland office of Ulmer & Berne as an associate with the product liability and asbestos/toxic tort groups.

2000

The American Bar Association Section of Taxation selected Gregory J. Gawlik as a John S. Nolan Fellow.

Mr. Gawlik is an associate at the Cleveland firm of Thompson Hine LLP.

Sally A. Jamieson joined the Cleveland office of Ulmer & Berne LLP as an associate in the firm’s Product Liability Group.

Kristine King is an associate with the Elyria firm of Fauver, Keyse-Walker & Donovan LPA.

Gary Norman works at the Centers for Medicare & Medicaid Service Office of the Attorney Advisor in Maryland. He was elected secretary of the American Association of Visually Impaired Attorneys and serves on the board of directors of the Baltimore Rowing Club. Mr. Norman is president and founder of the Maryland Area Guide Dog Users, Inc., which is affiliated with the national organization, Guide Dog Users, Inc. Mr. Norman, who passed the Ohio Bar Exam in 2000, has now passed the Maryland bar as well.

Jennifer Sardina joined the Cleveland office of Davis & Young as an associate.

Kenneth Smith is an associate with Calfee, Halter & Griswold LLP in Cleveland.

Kristine R. Zenkewicz joined the Cleveland office of Ritzler, Coughlin & Swansinger Ltd. as an associate in the labor and employment group. Ms. Zenkewicz focuses her practice on workers’ compensation litigation and transportation and logistics law.

2001

Michael J. Tyminski is an associate with the Cleveland firm of Ritzler, Coughlin & Swansinger Ltd.

Ronald Watson was elected to the board of directors of the National Association of Physician Recruiters. Mr. Watson is co-founder, president and
chief executive of Medical Search Consultants Unlimited Inc. in Cleveland.

**Jeffrey Zahn** is a technical consultant at Fay Sharpe Fagan Minnich & McKee LLP in Cleveland.

**2002**

**Christina M. Hronek** is an associate with the Cleveland firm of Wadsworth & Balzano.

**Maureen M. McGuire** is an associate with Ranallo & Aveni.

**Zulma Zabala** was selected to represent Ohio in Europe for three weeks as an American Marshall Memorial Fellow.

**2003**

**Heather Baldwin Vlasuk** is an associate in the compliance department of the Brooklyn Heights operations center of Weitman, Weinberg & Reis Co., LPA.

**2004**

**Cynthia P. Bayer** joined the Akron office of Roetzel & Andress as an associate in the Corporate & Business Services Group.

**Evana Carolyn Delon** is an attorney with the Cleveland firm of Babcock & Wasserman LPA.

**Jason P. Ferrante** is an associate with the Cleveland firm of Sutter, O'Connell, Mannion & Farchione, centering his practice on medical malpractice, products liability and appellate matters.

**Brian Gannon** joined the firm of Reminger & Reminger Co., LPA, in Cleveland, as an associate. Mr. Gannon practices in the areas of medical malpractice and transportation.

**Benjamin N. Hoen** is an attorney in the foreclosure/evictions department of the Cleveland office of Weltman, Weinberg & Reis Co., L.P.A.

**Kimberly Jenkins** has been named Director of Education for Planned Parenthood of Greater Cleveland.

**Krista Kaleps** joined the Cleveland office of Tucker Ellis & West as an associate and a member of the trial group, focusing on medical malpractice and products liability.

**Kevin J. Kelley** is an associate in the Cleveland office of Porter Wright Morris & Arthur LLP. Mr. Kelley was also named to a seven-year term of the Cleveland Public Library Board of Trustees and appointed a member of the Cleveland City Council.

**Stephen T. Knippen** was appointed an assistant county prosecuting attorney in the Montgomery County, Ohio Prosecutors Office.

**Anthony J. Lazzaro** has become an associate in the labor and employment practice group of the Cleveland office of Frantz Ward LLP.

**Bradley Link** is an associate in the Cleveland office of Hahn Loeser + Parks LLP. Mr. Link centers his practice on middle market businesses, real estate, corporate and securities and non-profit matters.

**Matthew A. McMonagle** is an associate with the Cleveland firm of Kelley & Ferraro.

**Michael P. O'Donnell** is an associate in the commercial and litigation practice groups of Brouse McDowell in Cleveland.

**Susan Owens** joined the Cleveland office of Tucker Ellis & West as an associate in the business group, where her practice focuses on general corporate and securities law, business and commercial transactions, and related tax and employee benefits matters.

**Mary R. Segulin** is an associate with the law firm of Kahn Kleinman in Cleveland.

**Nathan E. Studeny** joined the Akron office of Roetzel & Andress as an associate in the product liability group.

Canadian Based BPI Industries appointed **George Zilich** as its new Chief Financial Officer where he will oversee all financial, administrative and human resource operations of the company. Mr. Zilich was also appointed a director of the company.

**OBITUARIES**

Paul J. Hribar '41  
Harold Sieman '41  
Arthur J. Pelander '50  
Granville H. Bradley '53  
Howard E. Egert '54  
Jerry Milano '54  
James C. Sennett '54  
Dale E. Barnard '57  
Joseph R. Stampfel '61  
Ronald J. Kane '62  
Kenneth J. Cummings '66  
Thomas P. Demeter '69  
James W. Sanders '73  
Harold Nelson '75  
Larnell Liggens '75  
Parran H. Curry-Guy '79  
Mary A. Springman '82  
Hou Shyi Cheng '87  
Grant S. Roth '94
Cleveland-Marshall Associate Dean and Professor Linda Ammons taught administrative law at the National Judicial College in June 2004. Dean Ammons served as a member of the ABA site-inspection team at Georgetown University Law Center in 2004 and at the University of Tennessee in Knoxville in 2005. In addition, her article, “Dealing with the Nastiness: Mixing Feminism and Criminal Law in the Review of Cases of Battered Incarcerated Women—A Ten-Year Reflection,” which was originally published in the Buffalo Criminal Law Review (2001), was reprinted in the “External Research Studies by Academicians and Criminal Justice Professionals” section of the Ohio Corrections Research Compendium (vol. II, Ohio Department of Rehabilitation and Correction, April 2004).

On September 14, 2004, Cleveland-Marshall Professor Susan J. Becker spoke on the USA Patriot Act’s impact on civil liberties following the Cleveland debut of Robert Greenwald’s new film, “Unconstitutional?” at Tri-C East. The event was co-sponsored by Tri-C and the ACLU of Ohio, where she is a board member. On February 19 she spoke at the annual meeting of the American Association for the Advancement of Science. Her topic was “The Legal Challenges of Sexual Identity,” which she presented as part of a three-hour program entitled “Defining Male and Female: Biology and the Law.” The other presenters were Dr. Eric Vilian of the David Geffen School of Medicine at UCLA and Dr. William Reiner of the Oklahoma University Health Science Center, both of whom are leading experts on the biological and genetic foundations of sex and sexuality. In addition, Professor Becker participated with approximately 60 science reporters in an hour-long news conference the day before the presentation; on the day following the conference, an article from the Columbus Dispatch by Mike Lafferty, “Views Change on Deciding Gender,” quoted Professor Becker extensively. Other news outlets published stories about the session but focused on medical rather than legal developments. Lastly, Professor Becker was quoted in an Associated Press article by Lauran Neergaard that appeared in the Sunday, February 20, edition of the Plain Dealer: “Doctors are holding off on surgery for newborns of uncertain gender” concerning the on-going debate of the proper medical approach to children whose gender at birth is difficult to determine.

In the fall 2004 Faculty Speaker Series of informal lectures organized by Cleveland-Marshall Associate Dean, Law Library Director and Professor Michael J. Slinger, Professor Gordon Beggs presented “Professionalism: an Issue for Law School Classes,” a discussion of “Rambo” advocacy, lapses in integrity, impossible clients, loss of work-life balance and the role of legal education in teaching professionalism.

Cleveland-Marshall Professor Dena S. Davis won a $25,000 NIH grant to fund a workshop on teaching genetic ethics. The event, presented in November 2004 in conjunction with the Annual Meeting of the American Academy of Religion, was extremely successful. At the same meeting, Professor Davis was part of a panel entitled “Gay Gene? Religious Implications of a Possible Genetic Basis for Sexual Orientation.” Professor Davis has joined the Advisory Board of the Mt. Sinai Center for Jewish Genetic Diseases, part of University Hospitals of Cleveland.


Cleveland-Marshall Assistant Dean for External Affairs Louise P. Dempsey ’81, a member of the Board of the Cleveland Municipal School District, was quoted in a January 5 Plain Dealer article by Janet Okonen and Ebony Reed, “Huge cuts loom for Cleveland schools: Board assemblies list of $30 million to trim,” regarding proposed cuts in the district’s budget.

Cleveland-Marshall Professor Kathleen C. Engel and former Cleveland-Marshall Professor Patricia A. McCoy, now teaching at the University of Connecticut School of Law, published “Predatory Lending: What Does Wall Street Have to Do with It?” in 15 Housing Policy Debate 715 (2004). Professor Engel presented “Predatory Lending and Community Development at Loggerheads” at the Federal Reserve Bank of New York in December 2004. She was quoted in an article by Damian Guevara in the January 29 issue of the Plain Dealer, “Law offers no excuse for not shoveling walks: Courts on your side if someone slips, falls,” regarding a homeowner’s liability if a pedestrian is injured by a fall on the homeowner’s unshoveled walk.

Cleveland-Marshall Professor Joan Flynn was quoted in a January 31 article by Michael Clinebell in the Fayetteville Observer, “Union fights on: Smithfield Packing case winds through the courts” regarding a ten-year-old North Carolina case in which employees brought suit against a packing company on allegations of union intimidation by the company. Professor Flynn was a Visiting Professor of Law at the University of Connecticut School of Law during the 2005 spring semester.

Cleveland-Marshall Professor Charles R. Emrick Jr. - Calfee Halter & Griswold endowed Professor of Law David F. Forte has been asked to contribute to the Third Edition of the ENCYCLOPEDIA OF ISLAM, a publication that is both highly regarded and highly authoritative in the field. On December 16-18, Professor Forte participated in a panel on “Why Marriage Is in the Public Interest” at the Witherspoon Institute of Princeton University; a month later on January 19, he lectured on “Law and Spirituality in Islam” in Cleveland at Legatus, a group of Catholic business persons formed two decades ago at the behest of Pope John Paul II. On January 28, Professor Forte appeared on the local public TV affiliate, WVTZ TV, as a guest on Dick
Feugler’s “Feugler and Friends” show discussing the proposed smoking ban before the Lakewood City Council in Lakewood, Ohio, on January 24, February 2 and February 23. On February 20, Professor Feugler and Cleveland State University Professor of Political Science Roger Govea were both quoted in a Plain Dealer article by Reginald Fields concerning Ohio Senate Bill 24, often called the academic bill of rights: “Legislator wants to restrict professors: Religious, political discussions targeted.” On February 21, Professor Feugler lectured on “Islam and the Prospects for Democracy” at a meeting of the Lawyers Federalist Society in Tallahassee, Florida; the following day he presented the same lecture to the Florida State University School of Law Federalist Society, and two days later, on February 23, he delivered “The War Within(Out) Islam” at the Orlando Federalist Society in Orlando, and lastly, on March 4, this much sought-after speaker lectured on “Politics and Faith in Islam” at the Lorain County First Friday Club at Lorain Community College.

In January the Cleveland-Marshall Leon M. and Gloria Plevin Endowed Professor of Law Deborah A. Geier was a speaker at the Association of American Law Schools Tax Section meeting. The panel dealt with the taxation of low-income taxpayers. Her remarks were entitled “The Payroll Tax Liabilities of Low-and-Middle-Income Taxpayers.” The piece was subsequently published in 106 Tax Notes 711 (2005). Also in January, Professor Geier facilitated one of Associate Dean and Professor of Law Lloyd Snyder’s “Mondays at Noon” discussions concerning the workings of the Faculty Salary Committee, which she chairs. And in April Professor Geier presented a working paper, “The Taxation of Discretionary Income,” at both Northwestern University School of Law as part of its Tax Law Colloquium series and at the University of Michigan School of Law as part of its Tax Law and Policy Workshop series.

On May 13, 2005, Holli Goodman, Administrative Secretary to Dean Stein­ glass, graduated summa cum laude in psychology from Cleveland State University.

Cleveland-Marshall’s expert on Elections Law, Professor Candice Hoke, a political independent, was appointed by local Democrats to serve as a Supervisor of their Designated Challengers in Cleveland Ward 15 (roughly 17 precincts) on Election Day. Professor Hoke’s evaluations of Ohio’s elections procedures during November 2004 and its governing law have produced many requests for her consultation on election law, policy and technology issues at the national, state and local levels. She has provided pro bono counsel on federal and Ohio election law to a wide range of organizations and served as a witness for the verification of provisional ballots at the Cuyahoga County Board of Elections. In November and December 2004, she testified to the Cuyahoga Elections Board on provisional ballot issues and presidential recount procedures. In numerous media appearances and interviews, including a national “Weekend America” segment, Professor Hoke has addressed Ohio’s successes and deficiencies in conducting the election. She has been particularly concerned about unlawful practices with the issuance and rejection of provisional ballots, which she and others personally witnessed, and she was interviewed in a December 18 Plain Dealer article by Diane Sutcheka, “Rec­ count Confirms Kerry’s Cuyahoga Win.” The following morning she spoke about the recount in a brief interview during the morning show on WCPN, Cleveland’s editorial regarding the economic and social hazards of house-abandonment in the city’s blighted neighborhoods: “Bat­ ting Blight: As abandonment saps the life out of city neighborhoods, a solution requires a concentrated plan of attack.”

Cleveland-Marshall Professor Kenneth Kowalski’s October 28 letter to the Plain Dealer editor critically examining the benefits to the middle class of the current federal tax cuts was followed by a second letter on February 28 regarding the deleterious effect of federal tax cuts on local communities, education and social service agencies.

Cleveland-Marshall students voted Law Library Technical Assistant Jessica Mathewson Staff Member of the Year for the second year in a row. Congratulations to Ms. Mathewson!

Cleveland-Marshall Professor Karin Mika’s article, “Learning to Accept Your Students’ Choices,” was published in West Publishing Company’s fall 2004 edition of Perspectives: Teaching Legal Research and Writing. Professor Mika discussed the challenges of working in labor arbitration during Associate Dean Michael J. Slinger’s fall Faculty Speaker Series, “Nice Work If You Can Get It: Working in the Field of Labor Arbitration in 2004.” In February, Plain Dealer reporter Diane Suchetka interviewed her for an article ti-
tled, “Fetus triggers charge of murder under Ohio law.” And this summer Professor Mika will participate in a conference on “The Power of Stories: Intersections of Law, Culture, and Literature” in Gloucester, England, sponsored by Texas Wesleyan University School of Law, the University of Gloucestershire, the Central Gloucester Initiative, Gloucester City Council and the South West Regional Development Agency.

On September 20 Cleveland-Marshall Professor Kevin F. O’Neill spoke on the legal challenges to the Cleveland Indians’ logo during Associate Dean Lloyd Snyder’s “Mondays at Noon” discussions: “Chief Wahoo Meets the First Amendment.” Plain Dealer business reporter John Kroll quoted Professor O’Neill in an article regarding a local judge’s ruling against a bank attempting to collect from a woman on welfare. The article, “Oops! Maybe Discover Card ruling was in line after all” appeared in the September 26 edition of the paper. On September 29 he joined Professor David Forte, Cuyahoga County Republican Chair Michael Wise, Baker & Hostetler attorney Raymond Pierce, AFL-CIO Executive Secretary John Ryan, former Ohio Senator and CSU Professor Grace Drake in a debate sponsored by the Student Public Interest Law Organization on “Iraq, the Economy and Supreme Court Nominations: A Panel Discussion for an Election Year,” which WCPO reporter Janet Babin moderated. On September 30, Professor O’Neill was a panelist, along with Ohio Supreme Court Chief Justice Thomas Moyer and several prominent local judges and attorneys, at a Cleveland Bar Association seminar featuring Harvard Law Professor Arthur R. Miller as moderator: “High Profile Cases and Their Impact on the Public’s Perception of the Legal System.” On October 19 he delivered a lecture entitled “Silencing Wartime Dissent” at John Carroll University as part of that school’s Woelfl Seminar in Public Policy. On February 21, he took part in a live, one-hour radio debate with conservative commentator David Horowitz on the merits of Ohio Senate Bill 24, the so-called “Academic Bill of Rights.” The debate was aired on WCPO-FM, Cleveland’s National Public Radio affiliate. (Editor’s note: Paul Cox, Producer of the call-in show, reported that Professor O’Neill was an outstanding guest and the show was one of the program’s most successful.) On March 5, Professor O’Neill presented an hour-long lecture to local prosecutors and criminal defense attorneys on the impact of Crawford v. Washington, a recent US Supreme Court decision that imposes new Sixth Amendment limits on the use of hearsay statements against criminal defendants.

This fall Cleveland-Marshall Law Librarian Laura Ray assisted Dean Steven H. Steinglass with the development of the College of Law “Vision Statement” PowerPoint program for Cleveland State University’s “Academic Vision 2009” document outlining five-year goals and objectives. In October she was named both the Chair of the Policies and Systems Committee of the State of Ohio Arthritis Coalition and the Chair of the Web Enhancement Task Force of the Association of Rheumatology Health Professionals. On November 1, Ms. Ray presented “Visual Design and PowerPoint Features” to the law school faculty and staff as part of Associate Dean Lloyd Snyder’s “Mondays at Noon” lecture series, and then, on Election Day 2004 she served as a Democratic Party Challenger at a voting poll in Berea, Ohio, and followed the ballot box to the regional pick-up point to assure a safe delivery.

Cleveland-Marshall Professor of Law and Urban Studies Heidi Gorovitz Robertson addressed the International Law Students Association on “Global Climate Change and the Kyoto Protocol in the Absence of the United States” on February 17, and she was interviewed by Lynn Hulsey for a September 30 article in the Dayton Daily News, “Issues: Candidates Differ on Environment: Bush, Kerry Present Sharp Contrast in Views.” On October 2, Professor Robertson spoke on “Brownfields Redevelopment: Issues for the Urban Environment” and “Environmental Justice in Cleveland” at the Urban Influences in Environmental Law and Policy conference organized by the Cleveland State University Association for Environmental Law and Sustainability. In April Professor Robertson discussed the Bush administration’s reddefining of decades of environmental policies that have protected wilderness areas and wildlife refuges when she speaks on “The US EPA under Bush 2” as a participant in Associate Dean Michael J. Slinger’s Faculty Speaker Series.

Cleveland-Marshall Professor Christopher Sagers was quoted in an article by Brandon Glenn in the January 18 CRAIN’s Cleveland Business, “Judge blasts Nesch for ‘inexcusable conduct,’” concerning the role of a local law firm in its representation of PricewaterhouseCoopers in a suit brought against the accounting firm by Tektron shareholders. In February Professor Sagers participated in Associate Dean Michael Slinger’s Faculty Speaker Series with a discussion of “Competitive Sourcing” and the Romance of the Private: The Original Faith-Based Initiative” and in Associate Dean, Lloyd Snyder’s “Monday’s at Noon” series on “Technology Transfer and Non-Delegation.” And, finally, congratulations to Professor Sagers whom Cleveland Marshall Students have voted Cleveland-Marshall Professor of the Year.

On February 8 Cleveland-Marshall Associate Dean, Law Library Director and Professor Michael J. Slinger delivered the featured address, “Lincoln and the Disloyal: Lincoln’s Assault on Civil Liberties” at the Northeastern Ohio Civil War Round Table dinner in Mentor, Ohio.

At the October Board meeting of the Ohio ACLU, Cleveland-Marshall Associate Dean and Professor Lloyd Snyder was elected General Counsel of the Ohio
ACLU. In that capacity he will serve as advisor to the legal director of ACLU of Ohio and present potential cases to the state board that makes the ultimate decision about whether or not to take on the case. In November he gave an update to attorneys of the Thompson Hine law firm on professional responsibility issues in Ohio including a report on the progress of the Task Force on Rules of Professional Conduct.

On February 28 Dean Snyder published a letter to the Plain Dealer editor taking issue with Ohio Senate Bill 9, which is often characterized as the state’s version of the USA Patriot Act.

Cleveland-Marshall Dean Steven H. Steinglass spoke about the history of the Ohio Constitution, including the Constitution of 1802 and the current Constitution that was adopted in 1851 as well as current state constitutional issues, as a participant in Associate Dean Michael J. Slinger’s Faculty Speaker Series. Dean Steinglass was profiled by Arlene Fine in a feature story that appeared in the December issue of the Cleveland Bar Journal. The story is reproduced on the “Welcome” link of the law school’s website www.law.csuohio.edu.

Cleveland-Marshall Assistant Dean for Admissions Melody J. Stewart ’88 was interviewed by Sue Angell for a special section in the February 18 Cleveland Jewish News on older students returning to school, “Higher education responds to needs of adult learners.”

On October 15 Cleveland-Marshall Professor Mark Sundahl moderated a panel for the Cleveland State Executive Forum entitled “Outsourcing in a Global Economy: Opportunities and Risks for American Companies.” In February he spoke about the new Cape Town Convention regarding secured financing of aircraft and space assets as part of Associate Dean Lloyd Snyder’s “Mondays at Noon” series. In March, he participated in Associate Dean Michael Slinger’s Faculty Speaker Series and delivered a talk on “Space Law and the Evolving Space Industry” that provided students with an overview of the space industry and the international laws that govern space activities. In addition, Professor Sundahl recently completed the annual update of California Secured Transactions under Revised Article 9 of the Uniform Commercial Code (published by DataTrace Corporation), which he co-authored with George Haley, Robert Spjut and Thomas Gump.


In February Cleveland-Marshall Professors Barbara Tyler ’89 and Brian Glassman spoke on “Art in Peacetime, Art in Wartime: Who Owns Stolen Art?” as participants in Associate Dean Michael J. Slinger’s Faculty Speaker Series. Professor Glassman discussed the removal of the Elgin Marbles from the Parthenon to the British Museum and the governments of two countries’ claims and counterclaims of ownership. Professor Tyler’s remarks focused on the Nazi plunder of valuable artworks from the collection of wealthy Jewish families during the Third Reich.

On September 30 Cleveland-Marshall Professor of Law and Urban Studies Alan Weinstein was quoted in an article by Thomas Ott in the Plain Dealer. The article, “Panelists discuss eminent domain; Groups examine Lakewood’s, others’ policies,” reported on a conference in Lakewood, Ohio, which Professor Weinstein helped organize. On February 11 Professor Weinstein made a presentation to the Cuyahoga County Law Directors Association 51st Anniversary Municipal Law Workshop on “Land Use and the Constitution: Critiquing the Court’s 2005 Property Regulation Cases.”

On October 24 and 31, Cleveland-Marshall Professor Stephen J. Werber conducted adult bar and bat mitzvah classes at Temple Israel in Akron. On November 21 Professor Werber joined a local magistrate and an attorney at Temple Israel in Cleveland on a panel discussing the right to withdraw life support. He contributed to the discussion by providing insight on how Jewish law might resolve right-to-ter-
minate-life issues involving a battered child placed on life support whose death would place his parents at risk of murder charges. Professor Werber was the author of a January 5 letter to the Plain Dealer in which he found fault with the Ohio General Assembly’s proposed tort reform.

Cleveland Channel 5 News interviewed the Cleveland-Marshall James A. Thomas Distinguished Professor of Law James G. Wilson on February 1 concerning an Ohio Supreme Court Justice’s arrest for driving while intoxicated; the segment aired at 11:00 PM that evening.

That Professors Michael Bordden, Phyllis L. Crocker, Steven Lazarus, James G. Wilson, and Adjunct Professor Jeffrey Coryell were narrators of a public radio program, “The Orphan Train,” written and produced by Annie Wu, wife of Professor Christopher Sagers? Through letters, historical documents and the reminiscences of survivors, Ms. Wu’s documentary retold the story of the thousands of children exported from overcrowded orphanages and homes in large cities in the northeastern United States to live with families on farms throughout western America from the mid-19th to early 20th century.
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