

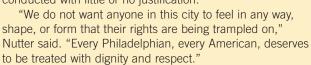
TEMPLE UNIVERSITY JAMES E. BEASLEY SCHOOL OF LAW · LAW SCHOOL AND ALUMNI NEWS · FALL 2011



# MAYOR SELECTS DEAN AS INDEPENDENT AUDITOR OF 'STOP AND FRISK'

Epps will enlist students to aid in developing new city policies

JUNE 21, 2011 In the wake of the settlement of a class action lawsuit concerning the use of investigative detentions—or "stop and frisk"—by Philadelphia police, the mayor has selected Dean JoAnne A. Epps to lead an independent outside audit of policies and practices. Mayor Michael Nutter's announcement followed the settlement of Bailey v. City of Philadelphia, a case in which the American Civil Liberties Union sued the city over allegations that police officers used racial profiling to determine whom to stop, and that the stops were conducted with little or no justification.



Epps shares Nutter's sentiment: "For many people—particularly given the array of shows on television today—their first encounter with our legal system is with our criminal justice system. It's crucial that our system be, and be perceived to be, fair."

As an independent auditor, Epps is charged with analyzing existing proposals and procedures surrounding this controversial crime-fighting tactic, and will have the authority to recommend additional policies, practices, and



**DEAN JOANNE A. EPPS** 

procedures to ensure compliance. Epps' recommendations will go directly to U.S. District Judge Stewart Dalzell, who approved the settlement in the lawsuit.

Epps plans to recruit Temple Law students to engage directly in the extensive research required for this task, and says that is a large part of what appealed to her in the assignment. "In addition to the pull of a call from the Mayor—whom I am honored to serve—what really inclined me to accept this assignment was the potential for law students to have an opportunity to see law

in action, and in a setting directly at the heart of fairness and justice," she says. "Together, law students and I can have hands-on involvement in the realities of law enforcement."

The resulting audit is one component of a multi-tiered system of oversight that will be in effect by next year. The Police Department will create an electronic database into which stop-and-frisk reports will be entered. The database will track the searches, and allow others to analyze the data and audit the process regularly, to ensure that officers are conducting the searches legally. That data will be monitored by the Police Department's Internal Affairs Bureau and the plaintiffs' attorneys in the case.



JEFFREY L. DUNOFF, LAURA H. CARNELL PROFESSOR OF LAW

## INT'L LAW PROF AWARDED ENDOWED UNIVERSITY CHAIR

The founding director of Temple Law's Institute for International Law and Public Policy and the Law School's LL.M. in Transnational Law Program, Professor of Law Jeffrey L. Dunoff was recently named the Laura H. Carnell Professor of Law. The endowed chair is awarded by the university to outstanding faculty in a variety of schools and disciplines.

Since coming to the law school in 1992, Dunoff has taught popular classes in various aspects of international law. His scholarship focuses on public international law, international regulatory regimes, and interdisciplinary approaches to international law. Dunoff held the Charles Klein Professorship of Law and Government from 2002 to 2008. Since joining the Temple faculty, he has accepted invitations to teach as a visiting professor at the Woodrow Wilson School at Princeton University and Harvard Law School. He also served for a year as a Law and Public Affairs Fellow at Princeton University and spent a semester as a fellow at Cambridge University.

Among Dunoff's other activities, he has served as the only American member of the Warwick Commission on the Future of the Trade System, a consultant for the World Bank, and a member of the editorial board of the Yearbook of International Environmental Law. His publications include a leading casebook, International Law: Actors, Norms, Process (with Steven Ratner and David Wippman) and an edited volume Ruling the World? Constitutionalism, International Law and Global Governance (with Joel Trachtman). His writings have appeared in the American Journal of International Law, European Journal of International Law, Journal of International Economic Law and other leading publications.

Before joining Temple faculty, Dunoff clerked for a federal court judge and practiced law in Washington, DC, where he specialized in the representation of developing state governments in international and domestic litigations and arbitrations. He earned a B.A., *magna cum laude*, from Haverford College; a J.D., *cum laude*, from NYU School of Law; and an LL.M., with distinction, from Georgetown University Law Center, where he served as a Ford Foundation Fellow in Public International Law and received the Thomas Chetwood Prize for distinguished academic performance.



## INT'L INTERNSHIPS SPAN THE GLOBE

New Head Start Program opens doors to work opportunities for students in Rome.



JOHN IANNACONE '13 AT THE WORLD FOOD PROGRAMME

During the last thirty years, Temple Law's summer abroad program and maintenance of a campus in Rome, Italy has resulted in a rich relationship between Temple Law and the Italian legal community. For the last two years, the Office of Graduate and International Programs has expanded its program in Rome by conducting the Head Start program, in which Professors Rafael Porrata-Doria and David Sonenshein teach Introduction to American Law to both Italian law students and licensed attorneys with the purpose of attracting Italian applicants to Temple's LL.M. program.

Connections made through Head Start have proved beneficial to Temple students as well, as they seek internships with Italian firms and European non-governmental organizations.

Continued on page three



## YLD AWARDS DIVERSITY SCHOLARSHIPS

Three at Temple are chosen for academics and community service



SEAN-TAMBA MATTHEW '13 (LEFT) AND MUTHURAMANAN RAMESWARAN '13

JUNE 16, 2011 The Philadelphia Bar Association's Young Lawyers Division (YLD) awarded two Temple Law students and a recent graduate with diversity scholarships at its sixth annual diversity scholarship reception. Those selected were Temple Law students Sean-Tamba Matthew '13 and Muthuramanan "Ramana" Rameswaran '13, and recent graduate Sammetria L. Goodson '11.

The diversity scholarships recognize excellence in academic performance, involvement in community service, and significant commitment to the Philadelphia area, according to YLD chair Carolyn Chopko, an attorney at Feldman Shepherd Wohlgelernter Tanner Weinstock & Dodig. Successful scholarship recipients are originally nominated by an "affinity bar."

Goodson, who has accepted a position working for Philadelphia Common Pleas Court Judge Leon Tucker, was nominated for the scholarship by the Philadelphia chapter of the National Bar Association's Women Lawyers Division. "It is tremendously encouraging to receive the



SAMMETRIA GOODSON '11

award because law students do a lot of work that is not reflected in their grades or in their GPAs," says Goodson, who has volunteered with the North Philadelphia Arts and Culture Alliance and Sharon Baptist Church Legal Ministry. "The scholarship really reflects this absolute passion that many of us have for serving the community."

Matthew, who was nominated by the Barristers' Association of Philadelphia, says his interest in education and public service dates back to his undergraduate years at

the University of Pennsylvania, when he co-developed the Financial Literacy Program for Big Brothers Big Sisters of Southeastern Pennsylvania. Matthew, who just completed a summer law clerkship for Regional Housing Legal Services, is particularly interested in transactional law and hopes to counsel clients outside of the courtroom.

The South Asian Bar Association of Philadelphia nominated Rameswaran, who spent summer 2011 as an associate with Page Wolfberg & Wirth in Mechanicsburg, PA. He is interested in health care and intellectual property law and serves on the executive boards of the South Asian Law Student Association and the Health Law Society at Temple Law. An active member of his local ambulance squad in suburban Philadelphia, Rameswaran is also an Eagle Scout, who continues to serve as a merit badge counselor for his old Boy Scout troop.

Rameswaran says the scholarship is motivating: "It's more of a drive. You want to be a part of the community, a part of the YLD, and a part of what the city has to offer."

## EU LAW EXPERT JOINS FACULTY

AUGUST 2011 Beginning this fall, Fernanda Giorgia Nicola joins the faculty at Temple Law School, where she will teach torts and European Union (EU) law in her first semester. Nicola comes to Temple from Washington College of Law at American University, where she was an associate professor.

Nicola, a native Italian speaker, is a natural for focusing on comparative EU-U.S. legal systems. She is



FERNANDA G. NICOLA

also fluent in English, French, Spanish, and has a working knowledge of Portuguese. Her legal education has taken her back and forth across the Atlantic Ocean. Her undergraduate degree in political science as well as her law degree were earned at Turin University in Italy. In 2002, she completed an LL.M. at Harvard, then back to Italy (Trento University)

for a Ph.D. in Comparative Private Law in 2006. In 2009, Nicola earned the highest degree available in the law, an S.J.D. degree, from Harvard.

Prior to teaching at American, Fernanda was an adjunct professor at the New England School of Law. She has also taught at Harvard Law School and the University of Turin Law School at the ILO Training Center of Turin. Nicola's broad-ranging areas of study include European and comparative law, the law of the EU, contracts and torts. Her thesis topic for her Harvard S.J.D. was "Decentralization and Harmonization in the Construction of Europe." She is currently completing publications that range from "The False Promise of Decentralization in EU Cohesion Policy" to "Liability in the Bedroom: Common Law Torts and Civil Law Crimes."

## **BRETSCHNEIDER TO HEAD CLINICAL PROGRAMS**

Prosecutor joins Temple after more than a decade of service at the Philly DA's Office



JENNIFER BRETSCHNEIDER

SEPTEMBER 2011 Jennifer Bretschneider joins Temple Law on a leave of absence from the Philadelphia District Attorney's Office, where she has spent more than a decade as a prosecutor. At Temple, she will serve as Acting Director of Clinical Programs for the coming year.

Bretschneider began her career as an assistant district attorney assigned to the appeals unit, where she

wrote briefs submitted to the Superior Court of Pennsylvania and had the opportunity to argue before an *en banc* panel of the Superior Court. She then moved to the trial division, where she spent eight years in the family violence and sexual assault unit before joining homicide. Over the course of her career, Bretschneider has tried countless high-profile sexual assault and homicide cases to verdict. She also co-administered the Elder Justice

Project and frequently lectured on issues of domestic violence and child abuse.

Bretschneider and Temple Law are already well acquainted with one another. Since 2005, she has coached Temple's award-winning trial teams and has taught as an adjunct in the Integrated Trial Advocacy Program. She has also served as a judge for the Stern Moot Court Competition and participated in Women's Law Caucus activities.

Today, as Director of Clinical Programs and a Visiting Assistant Professor of Law, Bretschneider's busy schedule includes overseeing all of the law school's external clinical programs. The cinicals are taught by 35 adjunct instructors and offer more than 350 student slots every year. Bretschneider will also teach Integrated Trial Advocacy and Ethics in Practice and coach a trial team.

Bretschneider earned both her undergraduate and law degree from University of Pittsburgh. Her undergraduate degree was in communications and rhetoric, laying a solid foundation for her success in the courtroom—and now in the classroom.

# DOES WTO AGREEMENT ADVERSELY AFFECT PUBLIC HEALTH?

In award-winning paper, Amy Sfara '11 explores TRIPS effect on access to drugs in developing nations

**JUNE 3, 2011** Amy Sfara '11 won the Santa Clara Centennial Writing Competition for her paper "The TRIPS Agreement and Its Implication on Access to Medicines in Developing Countries." The award is accompanied by a \$1000 prize and an invitation to present the paper as part of a panel on legal ethical issues in September 2011.

In announcing the award, the competition judges lauded Sfara's work for its "originality, clarity, and analysis." Professor Sophie Smyth, Sfara's faculty advisor, concurred. "Amy's paper, which analyzes the implications of the TRIPs agreement on the developing world's access to life-saving pharmaceuticals, pulls no punches."

TRIPS (Trade-Related Aspects of Intellectual Property Rights) is an agreement governing the behavior of members of the World Trade Organization. In her paper, Sfara explores how the provisions of TRIPS—as implemented—have failed to draw a reasonable balance between the corporate interests of the developed nations' pharmaceutical companies, and the survival needs of the developing nations' citizens. Sfara also explores how the TRIPS' failure to strike that halance undermines the shared public health goals of developed countries' development aid policies. Sfara writes that a globalized world and a globalized market have the potential to "exacerbate the distributional inequalities of the world" if inter-country disparities, capacities and needs are not adequately addressed in formal provisions that can be effectively and practically implemented.



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### SUMMER 2011 AT TEMPLE LAW



DEAN JOANNE EPPS WITH XU CHONGLI, DEAN OF XIAMEN UNIVERSITY LAW SCHOOL, AND CAI LIDONG, ASSOCIATE DEAN OF JILIN UNIVERSITY

## NINE U.S. LAW DEANS TRAVEL TO CHINA

US-China legal education conference convenes in Beijing

JUNE 2011 The group of nine law school deans that arrived in Beijing, China for the Sino-U.S. Deans' Summit represented the law schools of Temple, Berkeley, Chicago, Georgetown, Michigan, Penn, Stanford, Virginia and Yale

Organized by the U.S. Embassy in Beijing, Tsinghua University Law School and University of Pennsylvania School of Law, the two-day summit was a unique opportunity for deans of U.S. law schools to meet with deans of ten top Chinese law schools to discuss the need for expanded cooperation as well as how law schools can be leveraged to improve the rule of law.

Temple, which began a formal partnership agreement with Tsinghua University in Beijing in 1997, has a long and deep history of rule of law programs in China. In addition to offering an LL.M. to Chinese attorneys and judges in partnership with Tsinghua, Temple has a memorandum of understanding with China University of Politics and Law in Beijing and with East China University of Politics and Law in Shanghai, and has hosted numerous U.S.-China legal roundtables. Three of the ten Chinese deans at the conference had previously participated in Temple Law programs, either in Beijing or in Philadelphia.

At the Beijing conference, Temple's Dean Joanne A. Epps presented models for Sino-U.S. collaboration in legal education, citing Temple's LL.M. degree for Chinese lawyers, as well as the non-degree Judicial Education Program and scholarly roundtables on critical areas of Chinese law and legal education.

"Having the opportunity to join other U.S. law schools in thinking about the future of international legal education reaffirmed the importance of the breadth and impact of Temple's programs," says Epps. "It was clear that our efforts in China are widely known and highly regarded, and that China is now seeking additional collaborations to maximize the synergies that flow from international partnerships."

At the conference's conclusion, a joint committee was formed to find ways to collaborate. According to a written statement issued by the University of Pennsylvania School of Law, a working group of five deans from each country will look for ways to foster "multilateral exchanges between law schools, and to explore new initiatives that focus on substantial areas of law such as public health, the environment, and leadership."

#### MARISSA BOYERS BLUESTINE '95



RICHARD GLAZER '69 (RIGHT)
WITH DAVID RICHMAN

# PA INNOCENCE PROJECT MARKS SECOND ANNIVERSARY

Temple-based nonprofit celebrates at Eastern State Penitentiary

MAY 24, 2011 In June 2010, Kenneth Granger was released from the custody of the Pennsylvania Department of Corrections after serving 30 years in prison for a murder he did not commit. In May 2011, supporters of the Pennsylvania Innocence Project attending the group's second anniversary at Eastern State Penitentiary gathered to hear the story of Granger's release first-hand. The Pennsylvania Innocence Project brings together volunteer attorneys and students to identify and help exonerate individuals like Granger.

In addition to hearing the tragic details of Granger's wrongful conviction and the inspiring events surrounding his release, guests had a rare after-hours opportunity to explore Eastern State, once home to such notorious offenders as Al Capone and escape artist "Slick Willie" Sutton. They were treated to refreshments from Jack's Firehouse, private tours of the infamous cell blocks and the newly renovated Jewish synagogue, an inmate art show presented by the City of Philadelphia's Mural Arts Restorative Justice Program, and a customized scavenger hunt—the Innocence Puzzle.

Housed at Temple University and made possible by Beasley School of Law, the Pennsylvania Innocence Project center is headed by Executive Director Richard C. Glazer '69, who also chairs the city's ethics board, and Legal Director Marissa Boyers Bluestine '95, who left the Defender Association of Philadelphia to join the project. Under the supervision of these two Temple Law alumni and other volunteer attorneys, students from Temple and other area law schools strive to prove the innocence of Pennsylvania inmates who have been wrongfully convicted. Some cases involve new DNA testing, while others are investigated through more traditional methods.

### INT'L INTERNSHIPS

continued from page one

During summer 2011, students studying in Rome were able to broaden their classroom experience through a wide range of internships:

- MATTHEW PACKARD '13 sampled both the Italian civil code and international law at Petrucci e Petrucci, where he had the opportunity to attend civil hearings, observe at the Criminal Tribunale, and assist in preparing crossborder contracts for Petrucci's internationally-based theme park clients.
- FIAMMA RAGO '12 interned at Corrada Ferrari Mainieri Pedeferri Societa, a law firm with offices in Rome and Milan.
- At the international law firm of Vitale & Partners,
   JOSH GALVAN '12 had the opportunity to research a range of international finance issues.
- As an intern at Studio Legale Improda, Transnational LL.M. student BRANDON BRUCE '12 attended patent and trademark prosecution hearings, researched EU regulations, and wrote an article on a recent Ninth Circuit trademark case that he plans to submit for publication.

## STUDENTS INTERN FOR NGOS IN EUROPE, ASIA, AFRICA, AND SOUTH AMERICA.

Temple Law students also interned at several international public interest and public service organizations abroad this summer.

- **JOHN IANNACONE '13,** who went to Rome with a specific interest in international public law, obtained an internship with the United Nations' World Food Programme.
- CAMILO RINCÓN CAMACHO '13 interned at the International Center for Transitional Justice in Colombia.
- AIMEE HAYNES '12 divided her summer between the African Center for Legal Excellence in Kampala, Uganda and the U.S. Department of State Consular Section in Shenyang, China.
- RACHAEL STEENHOLDT '12 investigated farmer suicides for the Human Rights Law Network's Right to Food Initiative in New Delhi, India.
- AMY DRAPKIN '12 interned at the International Law Institute African Centre for Legal Excellence, based in Kampala, Uganda.
- XIMENA FLORES-CARVAJAL '13 interned at the Documentation Center of Cambodia, based in Phnom Penh, Cambodia.



BRANDON BRUCE '12, TRANSNATIONAL LL.M.
STUDENT, WITH RAFFAELLA ARISTA OF STUDIO
LEGAL IMPRODA IN ROME





## Faculty on the Record

## REINSTEIN QUESTIONS SCOPE OF PRESIDENT'S POWER TO RECOGNIZE FOREIGN STATES

At issue in the Supreme Court case *MBZ v. Clinton* is whether a 2002 law directing the State Department to record Israel as the place of birth for American children born in Jerusalem has Congress stepping too far into executive branch territory. The justices "directed the two sides to address the broad question of whether the law 'impermissibly infringes the president's power to recognize foreign sovereigns.' That power is rooted in the constitutional text, but not in an especially obvious way. The courts have said the president's authority to 'receive ambassadors and other public ministers' implies the power to recognize foreign governments. A recent article in the *University of Richmond Law Review* argued that the original understanding of the clause concerning ambassadors did not support that leap. 'The Constitution, by its terms, does not give the president the power to recognize foreign states or governments,' wrote **ROBERT J. REINSTEIN**, a law professor at Temple University." —*July 26, 2011, New York Times* 

#### **KNAUER COMMENTS ON HOMOSEXUALITY AS "CONTAGION"**

Presidential hopeful Michele Bachmann's views on homosexuality are coming under scrutiny. Past statements imply that a gay lifestyle is a choice or contagion. "The belief that homosexuality is highly contagious is at the heart of the perspective . . . shared by the Bachmanns and many other conservative Christians, but it is not new. As **NANCY KNAUER**, a Temple University law professor, has written, the notion of homosexuality as a contagion has been a staple of American culture for almost 100 years, if not longer. Among the tenets of the contagion model Knauer describes are the ideas that homosexuality is a choice, that homosexuals target children, and that 'everyone in society is potentially at risk because homosexuality is very seductive and, apparently, has universal appeal.'" —July 20, 2011, Slate

## RAMJI-NOGALES SAYS IMMIGRATION CASES ARE CLOGGING FEDERAL COURTS

"Despite the nationwide hiring of more than 40 additional judges in the past year, the number of deportation cases, asylum claims, and green-card fraud prosecutions in America's 59 immigration courts is at an all-time high: 275,000, and climbing.... There is money for 'night vision goggles for border patrols,' said Temple University law professor JAYA RAMJI-NOGALES, coauthor of the book Refugee Roulette, but 'next to nothing to fix the problems of the courts.'" —July 18, 2011, Philadelphia Inquirer

## URBAN AREAS MORE FAVORABLE FOR PLAINTIFFS, SAYS OHLBAUM

"The parents of an 11-year-old girl who died after falling off a Ferris wheel in Wildwood last month have sued the amusement park. . . . The filing of the suit in Philadelphia likely represents a strategic move on the part of the plaintiffs. The [parents'] attorneys have argued that Pennsylvania is the appropriate jurisdiction because the amusement park does business and markets itself there. Philadelphia is widely considered a favorable venue for plaintiffs' suits. 'The jury verdicts are substantially larger and more frequently returned in Philadelphia than they are, for example, in the counties,' said **EDWARD D. OHLBAUM,** a Temple University law professor. 'That's not inconsistent with most major urban areas.'" —July 9, 2011, Philadelphia Inquirer

### **DEAN PRAISES PROSECUTOR APPOINTMENT**

Temple Law School graduate Kevin Harden, Jr. '10 is among Philadelphia's newest city prosecutors. "Harden is a rarity among city prosecutors—someone who lived both sides of the law, went straight, and now prosecutes people for doing the kinds of things he once did ... [Temple Law **DEAN JOANNE] EPPS,** who recommended Harden for an internship with Common Pleas Court Judge Leon Tucker, calls Harden a 'real special guy ... engaging, smart, and thoughtful.'" —July 4, 2011, Philadelphia Inquirer

#### SLATE REPORTER DEFINES 'GIFT' WITH ASSIST FROM BARON

In response to the news that Charlie Sheen had asked his ex-girlfriend to return an expensive car after the couple broke up, *Slate's* "Explainer" explored whether recipients must respond when people demand the return of gifts, and thanked **JANE BARON** of Temple's Beasley School of Law for her help in providing the answer: "As all law students know, there are three elements—that's lawyer-talk for requirements—in gift-giving: donative intent, delivery, and acceptance. In other words, the giver must intend to give the thing away, it must actually change hands, and the



recipient has to take it. (Acceptance is rarely an issue in legal disputes.) Without all three, the original owner can demand his property back."

—July 29, 2011, Slate

#### KAIRYS CALLS COVENANTS BANNING UNION-ORGANIZING 'UN-AMERICAN'



When Sands Casino sold land to Bethlehem development partners, the deeds banned union organizing and activities that a reasonable casino operator would consider offensive . . . "DAVID KAIRYS, a constitutional law professor at Temple University, said case law dating to the 1940s shows that covenants such as deed restrictions have constitutional limitations. For example, covenants can't be used for racial

discrimination, even on private property. After reviewing the Sands' restrictions, Kairys said he expected courts would extend that reasoning to the First Amendment as well. He said free speech, with some restrictions, is guaranteed on public sidewalks, streets and parks. 'It's un-American and so clearly wrong,' Kairys said, referring to the restrictions. 'Justices—liberal or conservative—would invalidate these restrictions.'" —June 28, 2011, Allentown Morning Call

## PRESIDENT GETS MIXED MESSAGES ON LIBYA FROM HOUSE, SAYS SPIRO

"The House voted to reject President Obama's introduction of U.S. forces into the conflict in Libya, defeating a resolution that would have officially authorized that operation. . . . The House then voted on an even more aggressive rebuke of Obama: a proposal to strip away part of the funding for the Libyan campaign. The House's surprising mixed decision could ease congressional pressure on Obama, at least for now. . . . 'It shows Congress's tendency towards indecision on these kinds of questions,' said **PETER SPIRO**, a law professor at Temple University. 'The White House will look at this as business as usual.'" —*June 24, 2011, Washington Post* 

#### TING IS COMMENTATOR ON LOCAL AND NATIONAL NEWS

Temple Law professor **JAN TING** appeared on a roundtable which considered Philadelphia Council redistricting, teacher ratings, Phillystat and the federal debt ceiling. Commenting on President Obama's press conference on raising the debt ceiling, Ting said Obama had not done a good job at convincing the public: "We're absolutely running out of time... all the polls say that the American people do not believe we need to raise the debt ceiling." —*July 10, 2011, 6ABC-TV's Inside Story* 





## **CELL PHONE LEGISLATION— DOES IT WORK?**

Scott Burris joins in cross-disciplinary study to see which 'distracted driver' laws save lives

JUNE 2011 Cell phone distractions account for more than 300,000 car crashes annually. Not surprisingly, more and more states are scrambling to crack down on the use of mobile devices while driving. But a recently-released study, led by a Temple University team from the law school and the public health department, found a widening gap between the evidence on distracted driving and the laws being passed to address the problem.

Professor of Law Scott Burris and public health law researcher Evan Anderson '07 joined with a professor of public health at Temple, Jennifer Ibrahim, to research and publish a hard-hitting article in the June 2011 issue of American Journal of Preventive Medicine. The article featured a study funded by the Robert Wood Johnson Foundation, which documented how distracted driving laws vary across states and how they have evolved over time, and demonstrated a method that successfully measures the relationship between laws and health outcomes for use in scientific studies. The resulting dataset, accessible online, reflects differences in the state laws that include restricted activities, regulated devices, classes of drivers and fine amounts.

The team's conclusion: Despite the increase in distracted driving laws, it is unclear whether any will have their desired effect, and there is evidence that driver use of mobile devices is increasing. "There is considerable evidence," says Anderson, "that most of the risk of using communication devices while driving comes from the cognitive strain of doing both things at once and not the manual manipulation of the device." Currently, all states that prohibit cell phone use by all drivers provide exceptions for hands-free use. Yet, the authors remain confident that continuing innovation by states and subsequent evaluation by researchers will eventually yield effective policy.

"By capturing variation in these laws in the laboratories of the states in a form that scientists can use in empirical analyses, our study is the first step toward understanding which laws really do reduce distracted driving, and thus can reduce related crashes and associated injuries and fatalities," says Burris.

Burris began his career in public health law during the early days of the HIV/AIDS epidemic and edited the first systematic legal analysis of HIV in the U.S., AIDS and the Law. "This work is an extension of my efforts to promote research that pushes the boundaries of what we know about the relationship between law and population health."

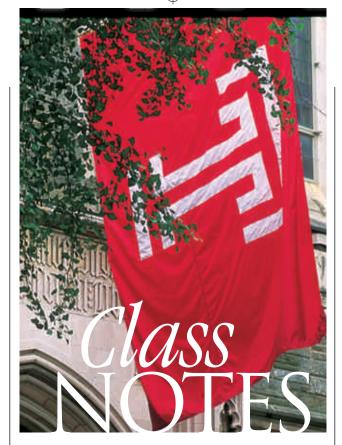
Burris has been on the faculty of Temple Law since 1994, and directs Temple's Center for Health Law, Policy and Practice, and the Robert Wood Johnson Foundation's Public Health Law Research program. He is also associate director of the Centers for Law and the Public's Health: A Collaborative at Johns Hopkins and Georgetown Universities. Anderson, who collaborated on the paper, is a researcher at the Public Health Law Research Program housed at Temple Law, and a doctoral student in public

health whose interests include social epidemiology and empirical legal studies.

**EVAN ANDERSON '07** 



**SCOTT BURRIS AND** 



## 1960s

FREDERIC M. WENTZ '66 has again been nominated and confirmed as a commissioner on the State Transportation Commission where he will continue as the vice-chairman. He was first appointed in 1992 by Governor Casey, reappointed by Governors Ridge and Rendell, and now by Governor Corbett. Wentz is a senior partner in the Montgomery County law firm of McGrory Wentz.

MARCEL L. GROEN '70 was recently appointed by the Supreme Court of Pennsylvania to serve as a hearing committee member in the District II disciplinary district. Groen, a partner in the Blue Bell, PA office of Fox Rothschild, is also a member of the Pennsylvania Democratic State Committee and one of eight Pennsylvanians on the Democratic National Committee.

In March 2011, MARC ROBERT STEINBERG '73, managing partner of Rubin, Glickman, Steinberg and Gifford in Lansdale, PA, spoke at the Criminal Law and Forensics Conference hosted by Lancaster Area Paralegal Association. Steinberg's topic was "Internet Child Pornography and Sex Crimes: Defending the Seemingly Indefensible."

THEODORE SIMON '74 was sworn in as second vice-president of the National Association of Criminal Defense Lawyers in August. Simon has been in private practice in Philadelphia for the last 37 years.

BRIAN R. HAUSER '77 recently retired from the bench of the Superior Court in

Maricopa County, AZ after serving since 1991. He is now of counsel at The Doyle Law Firm in Phoenix, working as an arbitrator, mediator and discovery master.

**SETH WEBER '78** retired after 26 years as a federal prosecutor. Weber, who headed the Allentown branch of the U.S. attorney's office since 2002, retired in June after 26 years as an assistant U.S. attorney.

The Pennsylvania Convention Center Authority has elected GREGORY J. FOX '79 as its new chairman. Fox, a partner at Montgomery McCracken Walker & Rhoads, replaces Thomas Riley, who resigned in May 2011.

SUSAN KATZ RICHMAN '79, principal court attorney for Nassau County, NY Courts, was installed as the president of the Nassau County Bar Association. Richman is also a village justice in Sea Cliff and Plandome Manor, the first woman to hold these positions, and has served as acting city court judge for Glen Cove and Long Beach.



**SHERYL SANTERIAN '79** recently returned to Temple University to work in the Office of the University Counsel where she will focus on transactional matters. Previously, Santerian was a vice president and associate counsel of Franklin Realty Group, a Philadelphia-based real estate investment company, and general counsel of Prime Bank, a federal savings bank.

SUSAN SCHNEIDER THOMAS '80, a partner at Berger & Montague in Philadelphia, and DAVID B. ZLOTNICK '80, of counsel at Krause Kalfayan Benink & Slavens in San Diego, CA, were part of a national team of lawyers who represented Ven-A-Care of the Florida Keys, a whistle blower. In the last several years, they have helped Ven-A-Care recovered more than \$1 billion for the U.S. and various states in Medicare and Medicaid fraud actions against a number of major pharmaceutical companies.

CYNTHIA B. BATT '81 has left her position as Director of Clinical Programs at Temple Law to join the faculty of Stetson University College of Law in Tampa, FL, where she will teach and direct the clinical program.

BRIAN D. SPECTOR '81 has been elected president of the Syracuse University Alumni Association. He also serves on the Syracuse University Board of Trustees. Spector is a founding shareholder of Spector & Ehrenworth in Florham Park, NJ.

KEVIN C. O'MALLEY '82 has joined Butzel Long as a shareholder in the firm's Lansing, MI office, where he concentrates his practice on banking, corporate, and commercial real estate matters.

LEONARD BERNSTEIN '83, a partner in Reed Smith's Philadelphia office, received the 2011 Sean Halpin Award for his pro bono work with Big Brothers Big Sisters (BBBS) and leadership in community public interest work. The recognition includes a \$10,000 donation from Reed

Smith to a nonprofit organization designated by the winner. Bernstein plans to divide the money between BBBS and the Support Center for Child Advocates, where he is chair of the board.

CLAIRE J. RAUSCHER '83 has joined Womble Carlyle's white collar criminal defense team based in Charlotte, NC. Rauscher joins the firm after serving six years with the Federal Defenders of Western North Carolina, where she was the organization's first executive director.

litigation counsel.

Reed Smith announced the return of litigator MARILYN HEFFLEY '84 to the firm. She will be of counsel in the financial industry group in the Philadelphia office. Heffley rejoins Reed Smith from Sunoco, where she was chief













MARC S. RASPANTI '84 was the featured speaker at the American Health Lawyers Association's Healthcare Liability and Litigation and Labor and Employment Joint Practice Groups annual luncheon in June 2011.

**ERIC P. ROTHBERG '84** presented an educational seminar in June 2011 for injured workers. The program reviewed the Workers' Compensation Act and how it affects an injured worker already receiving benefits. Rothberg limits his practice to representation of injured workers at Rothberg & Federman in Bensalem, PA.



**SUSAN M. ERLICHMAN '86,** executive director of the Maryland Legal Services Corporation, has been appointed to the American Bar Association's Interest on Lawyers' Trust Accounts Commission.

RidgeWorth Investments announced that JOSEPH M. O'DONNELL '86 was appointed managing director of the Atlanta, GA firm. In addition, he was elected by the Board of Trustees of RidgeWorth Funds as executive vice president and chief compliance officer. O'Donnell previously served as RidgeWorth Fund's chief compliance officer.



Solo practitioner **KENNETH H. RYESKY '86** teaches at Queens College CUNY and was a panelist at a continuing professional education seminar, "How to Keep Tax-Exempt Organizations in Compliance."

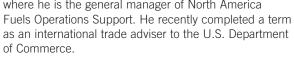
LORI K. SHEMTOB '87 spoke to the
Philadelphia Society of Clinical
Psychologists regarding recent changes in the custody
statute. Shemtob, of Shemtob Law, is former chair of the
family law section of the Montgomery Bar Association, and
currently serves on the Council of the Pennsylvania Bar
Association's family law section and the Montgomery Bar
Association's judiciary committee.

NANCY WINKLER '87, of Eisenberg
Rothweiler Winkler Eisenberg & Jeck, has been elected vice president of the
Philadelphia Trial Lawyers Association and will be president next year. Winkler also recently spoke at the Pennsylvania
Association for Justice seminar, "Historic Changes: New Joint and Several Liability Laws."

**STUART M. BROWN '88** has been selected to act as managing partner of DLA Piper's new Wilmington, DE office.

**ROBERT M. CAPLAN '88** recently joined White and Williams as an associate in the firm's subrogation practice group. He practices exclusively in the field of insurance subrogation. He will reside in the firm's Philadelphia office.

otto o. MEYERS III '88 was recently named Corporate Executive of the Year by the Houston Chapter of the National Black MBA Association. He also received a Congressional Citation from Congresswoman Shelia Jackson Lee. Meyers is in-house counsel with Shell Oil, where he is the general manager of North America



**DIANA BOYAR '89** was recently sworn in as a judge in the Criminal Court of the City of New York. Prior to becoming a judge, she worked at Bronx Defender Services.

# NEW LEADERSHIP IN PLACE FOR LAW FOUNDATION

Grant Rawdin '87 is new president, Murray Shusterman '36 steps down after 19 years of service



**GRANT RAWDIN '87** 

JUNE 8, 2011 Murray Shusterman '36 was feted at the biannual meeting of the Law Foundation, as he stepped down after leading the organization since 1992. He is succeeded as president of the law school's major fund-raising organization by Grant Rawdin '87.

Rawdin has long been an active and supportive alumnus who joined the Law Foundation Board of Directors in 2008. He is

well-prepared and eager to take over the helm. "I am honored to follow in the esteemed footsteps of Murray Shusterman. The foundation has an important purpose and, with continued alumni support, will help keep the law school in the forefront of legal education. I look forward to working with Dean Epps, her colleagues and the members of the Foundation in our exciting visions for the future."

Rawdin is president and CEO of Wescott Financial Advisory Group LLC. He founded the firm in 1987 together with the law firm of Duane Morris. In addition to being an attorney, Rawdin is an accountant and a certified financial planner who has been named annually by *Barron's Magazine* as one of the nation's "Top 100 Financial Advisors."

The departing president, a senior counsel at Fox Rothschild in Philadelphia, has long been known for his commitment—and generosity—to the law school. In 1997, Shusterman Hall was named in recognition of a \$1 million gift that supported the renovation of the law school's

conference hall. Shusterman has also shared his legal expertise with Temple Law students by teaching corporate and real estate law as an adjunct professor for 32 years. He continues to sit on the law school's Board of Visitors and is an Honorary Life Trustee of Temple University. Before joining Fox Rothschild, he was a deputy city solicitor in Philadelphia and counsel for the Commission on Human Relations and for City Council, and also served as vice president for the City Board of Health.

#### THE LAW FOUNDATION

The Temple University Law Foundation was formed in 1959 to consolidate and bolster the school's fundraising efforts. Shusterman helped found the leadership group along with other distinguished alumni including Judge Charles Klein '21, Samuel Lander '31, and Judge Ethan Allen Doty '31. The founders envisioned a body that would assist law students through scholarships and financial aid, provide funds for legal research, improve the operation of legal services, attract outstanding scholars to the faculty and support distinguished guest lecturers.

Years of dedication and diligent fundraising by the Law Foundation increased the school's endowment enormously. Income from this fund is distributed annually for such things as student scholarships, loan forgiveness for students working in public interest, and research grants for professors. The law school's physical plant has grown to include two new buildings, Shusterman Hall Conference Center and Barrack Hall in addition to Klein Hall. Today, the full-time faculty totals over 70, and the school now offers four LL.M. degrees in Philadelphia and one in China.

## WOMEN'S WORLD CUP FINALISTS REPRESENTED BY JOHN LANGEL '74



JULY 17, 2011 When the U.S. women's national soccer team met Japan in the final round of the World Cup in Frankfurt, Germany, Ballard Spahr partner John Langel '74 was in the stands. He was there not only as a fan, but as the team's lawyer. Langel, who chairs Ballard Spahr's labor and employment practice, has represented athletes for years,

including 76ers coach Doug Collins and former Eagles quarterback Ron Jaworski.

Langel took on the women's soccer team in 1998, one year before Mia Hamm and Julie Foudy's team captured the World Cup. Although this summer's final match ended in a heartbreaking loss to Japan decided by penalty kicks, Langel remains an ardent fan and advocate.

When the women selected Langel to represent them, the team had a contract with U.S. Soccer and the players felt they were not receiving benefits equal to the U.S. men's team, such as quality hotels and travel accommodations and additional staff like a massage therapist, equipment managers and trainers. In late 1998, Langel helped settle those issues with U.S. Soccer. He has negotiated two employment contracts with U.S. Soccer, the latest of which expires at the end of 2012. He also negotiated their participation in two professional soccer leagues, the latest being Women's Professional Soccer that includes the Philadelphia Independence.

# PRESIDENT OF WOMEN'S LAW GROUP CITES 'PLATEAU' IN GAINS



JULY 2011 Heather Giordanella '98, counsel at Drinker Biddle & Reath in Philadelphia, was sworn in as president of the National Association of Women Lawyers (NAWL). In her acceptance speech, she quoted statistics showing that some of women's gains in the law have leveled off. In the decade that NAWL has been surveying the profession,

women continue to constitute about 15 percent of equity partners in firms and make about 85 percent of what their male counterparts earn.

Since its founding in 1899, NAWL has been involved in many of the critical campaigns for the advancement of women in and out of the legal sector. The organization supported suffrage, helped women lawyers earn the ability to work independently, advocated for the first female U.S. Supreme Court justice and helped women have more of an equal footing in the military. But when it comes to professional endeavors of female lawyers, that collective success has hit a plateau.

Giordanella, who practices in the areas of commercial litigation and employment law, said, "What's frustrating for me is that we've plateaued. What is the cause of the plateau? Why can't we get over that hurdle?"

A few years ago, NAWL challenged all sectors of the legal profession to get the number of women in their organizations to 30 percent by 2015.

"We need to continue to advocate for women to be in leadership positions in law firms," says Giordanella, "because giving women those opportunities definitely helps overall in the retention and promotion of women."







PETER DUTZ MANDA '89 received a Masters in Public Administration and Politics from the Bloustein School at Rutgers in 2010 and a Certificate of Study in Law from the University of Pennsylvania Law School in May 2011. Now he is pursuing studies in public administration and public finance through the Fels Institute of the University of Pennsylvania.

KATHLEEN DELANEY '90 was sworn in as a New Jersey Superior Court judge in July 2011 after working as an assistant prosecutor for Camden County, NJ for the past twenty years.

Family law attorney DAVID J. DRAGANOSKY '90 authored a chapter entitled "Effectuating the Distribution Agreement/ Award" in Slicing Up the Pie: Property Distribution in Pennsylvania, published by the Pennsylvania Bar Institute in 2010. Draganosky is a partner of Shemtob Law, located in Blue Bell, PA.

MARK W. SHEM '90 was recently elected to represent District 6 (encompassing Santa Clara County) to the California State Bar Board of Governors for a three-year term. Shem is a partner in the San Jose, CA office of Borton, Petrini.

In June, HARRY SOKHI '93 was promoted to assistant general counsel of Nationwide Insurance, where he has been since 2002.

The intellectual property firm Volpe and Koenig announced that LINA GENOVESI '94 has joined the firm's Princeton, NJ office as of counsel. Prior to joining Volpe and Koenig, Genovesi was a senior attorney with an international law firm and director of legal affairs at Keryx Biopharmaceuticals.

JEFFREY T. MCGUIRE '94, of Caldwell & Kearns in Harrisburg, PA is now certified in both arbitration and mediation.

In June 2011, REID I. HOWELL '96 joined Rawle & Henderson's Philadelphia office as an associate. He will concentrate his practice in the areas of casualty and premises liability litigation.

Litigator JANELLE E. FULTON '97 has joined the law firm of Rubin, Fortunato & Harbison as a shareholder. Fulton was most recently of counsel with the West Chester, PA firm of Lamb McErlane.

KEITH A. WALTER, JR. '98 is a new partner at Connolly Bove Lodge & Hutz in Wilmington, DE, where he practices in the firm's intellectual property group.

INEZ M. MARKOVICH '99, a partner at Deeb, Petrakis, Blum & Murphy, is a co-founder and member of the board of directors of the Russian-Speaking Professionals Network of Greater Philadelphia, and is a member of the Turnaround Management Association and the Forum of Executive Women.

Shortly after legislation establishing same-sex marriage was passed in New York State, ALPHONSO B. DAVID '00 participated in a forum with Brian Ellner, a senior strategist at Human Rights Campaign, the group which led the successful campaign. David and Ellner provided a behindthe-scenes look at the coalition-building strategies of Governor Cuomo's Administration and of the Human Rights Campaign that resulted in the passage of the law in June 2011. David is a special advisor to the Commissioner for New York State Division of Human Rights.

## **SYMPOSIUM** continued from back cover

In addition to keynote speaker Professor Kohn, the following experts will be featured:

- Eric Carlson, National Senior Citizens Law Center
- Kim Dayton, Center for Elder Justice and Policy, William Mitchell Law School
- Carolyn Dessin, University of Akron Law School
- Larry Frolik, University of Pittsburgh Law School
- Alicia Kelly, Widener Law School
- Nancy J. Knauer, Temple Law School
- Debra Kroll, Temple Elderly Law Project
- Elizabeth Loewy, Elder Abuse Unit, New York County District Attorney's Office

- Michele Mathes, Center for Advocacy and the Rights and Interests of the Elderly
- Hilary Meyer, National Resource Center on LGBT Aging
- Daniel Redman, Del Martin Memorial LGBT Elder Advocacy Initiative
- Lois Shepherd, University of Virginia Law School and Center for Biomedical Ethics and Humanities
- Peggie R. Smith, Washington University in St Louis
- Barbara A. Soniat, Catholic University Center for Global Aging
- · Evelyn Tenenbaum, Albany Law School and Albany Medical College

### To learn more about the symposium, go to www.law.temple.edu/aging

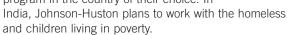
KASSEM LUCAS '00 has been named partner in charge of diversity at Pepper Hamilton, where his practice focuses on commercial litigation.

JOAN V. METZLER '00 has been promoted to director of admissions at Quinnipiac University School of Law in Hamden, CT. She has worked at Quinnipiac since 2007.

TODD M. SAILER '00 was elected partner at Begley Carlin & Mandio in Langhorne, PA.

STEVEN B. WITTENBERG. J.D. '01. LL.M. '09, has joined the SEI Wealth Network in Oaks, PA as the director of legacy planning

In 2012, NIKKI JOHNSON-HUSTON '04, a tax attorney for the City of Philadelphia Law Department, will be going to India for four to six weeks as an Eisenhower Fellow. The Eisenhower Fellowship program selects eight to ten high-achieving midcareer U.S. citizens or legal permanent residents for an individually-designed program in the country of their choice. In



KAREN M. SANCHEZ, J.D./M.B.A '04 is now an associate in the commercial, real estate and public finance group in the Philadelphia office of Thorp Reed & Armstrong.

ROYCE W. SMITH '04, LL.M. '08 of the personal injury law firm Feldman Shepherd Wohlgelernter Tanner Weinstock & Dodig has been re-elected minority caucus delegate to the American Association for Justice. He is also an adjunct professor of trial advocacy at Drexel University's Earl Mack School of Law.

RICHARD L. FRANKEL '05 has been named a partner at the Cherry Hill, NJ firm of Bross & Group, where he oversees the veterans disability benefits practice. Frankel joined Bross & Group as an associate in 2006.

DARIO PACE '06 is currently living in Bangkok, Thailand, where he is spending three months studying violence prevention, mediation, compromise building and the philosophy of peace building at Chulalongkorn University. Pace, a member of the Philadelphia Police Department, was sponsored by a Peace Fellowship Scholarship from Rotary International.

MICHAEL P. ALFORD '08 recently joined Begley Carlin, a Bucks County, PA law firm, as an associate in the areas of appellate and school law. Alford was previously a law clerk to Judge Albert J. Cepparulo in the Bucks County Court of Common Pleas.

## SEND US **YOUR NEWS!**

TEMPLE ESQ. welcomes news and photos of our alumni/ae. Please include: Full name, class, degree, and a way to reach you if we need to confirm information.

Send to: Janet Goldwater Temple Esq. **Temple University Beasley School of Law** 1719 North Broad Street Philadelphia, PA 19122

Email: janet.goldwater@temple.edu

## 2010s

MARIAJOSÉ DELGADO '10 has joined the Blue Bell, PA full service family law firm, Shemtob Law.

In October, MARY ARNOLD '11 joins the Bronx County (NY) District Attorney's Office as an assistant district attorney.

JACOB GINSBURG '11 is working for the consumer protection firm of Kimmel & Silverman in Ambler, PA. He will be doing financial/credit law, as well as representing employees in employment discrimination cases.

LAURA E. HUGHES '11 is an associate in Morgan Lewis's litigation practice. Hughes earned a master's degree in economics from Temple University concurrent with her

JEFFREY L. VAGLE '11 has joined the Philadelphia office of Pepper Hamilton where he will practice commercial litigation.

This month, KATRINA YOUNG '11 begins a three-year commitment as an assistant defender at the Defender Association of Philadelphia, where she will represent indigent criminal defendants at the trial level.

### **IN MEMORIAM**

Steven B. Silverman Michael J. Stief Jr. Albert W. Sheppard Jr. **Richard Furia** James M. L. Ferber

Class of 1957 Class of 1967 Class of 1968

**Class of 1971** 

**Class of 1973 Howard Soffer** Class of 1987 **Sharon B. Ortzman** Class of 1994

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# AGING IN THE US: THE NEXT CIVIL RIGHTS MOVEMENT?

Symposium will explore elder law today



NINA KOHN

A one-day symposium Saturday, October 22, 2011 Klein Hall, Room 2B 8:30 am-5:30 pm

Is it possible—as the symposium's keynote speaker Professor Nina Kohn suggests—that we all run the risk of "outliving" our civil rights? Over the next thirty years, the senior population of the U.S. will

increase dramatically. The number of individuals aged 65 and older will double, and the number of individuals aged 85 and older will nearly triple. By 2040, one out of every five Americans will be 65 or older.

This one-day symposium, organized by I. Herman Stern Professor of Law Nancy J. Knauer, will explore elder law and aging policy from a civil rights perspective and begin the important task of rethinking equality across the lifespan. More than twenty leading scholars and advocates will engage cutting edge public policy issues regarding health care, guardianships, caregiving, institutionalized elders, and the special needs of minority populations. The symposium seeks to move the conversation beyond the traditional elder law topics of estate planning, benefit eligibility, and health care financing and ask whether it is time for a new civil rights movement.

continued on page seven

## STUDENTS WIN ABA FUNDING

Project aims to interrupt 'school to prison pipeline'

JUNE 2011 An ambitious group of Temple Law students conceived of Students for Students as a response to what they describe as the "school to prison pipeline," in which zero tolerance policies push children out of school, often for issues like wardrobe or tardiness, depriving them of the opportunities that access to a basic education affords.

Students for Students, led by Julia Melle '13 and Diane Akerman '13, proposes a three-pronged solution to interrupt what they see as a vicious cycle: direct advocacy by representing students at school disciplinary hearings (a right many families do not know they have); empowerment through "know

your rights" materials and community education sessions; and organizing with a toolkit for other law students seeking to create similar groups in Philadelphia and across the country.

The initiative is one of three student projects nationally selected to receive funding from the ABA section of litigation's annual Good Works Project. The winning projects receive funding and support over the following year.



STUDENT FOR STUDENTS TEAM, FRONT ROW FROM LEFT:
DIANE AKERMAN '13, DEAN JOANNE A. EPPS, JULIA MELLE '13,
KATRINA LIU '13, ANDREW KELSER '12, NICHOLAS SOLOMON '12;
BACK ROW FROM LEFT: DEREK KANE '13, TIMOTHY RYAN '13,
JAMES PRICE '13. MISSING FROM PHOTO: JAMES CLARK '13,
JOHN-PETER MELLE '13, AND SARAH COBURN '11

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## CALENDAR OF EVENTS

Tuesday, October 4, 2011
PA SUPERIOR COURT SESSION
Duane Morris LLP Moot Court Room, 9:30 am

Wednesday, October 5, 2011
DEAN'S ALUMNI RECEPTION
Washington, DC, 6-8 pm

Thursday, October 6, 2011
TLAA GOLF CLASSIC
Huntingdon Valley Country Club
For more information visit
www.mytlawconnection.com/TLAAgolf
8 am-1:30 pm

Monday October 17, 2011
DEAN'S ALUMNI RECEPTION
New York City, 6-8 pm

Tuesday, October 18, 2011
POLSKY MOOT COURT COMPETITION FINAL ROUND
Duane Morris LLP Moot Court Room, 4-6 pm

Saturday, October 22, 2011 SYMPOSIUM

Aging in the US: The Next Civil Rights Movement Klein Hall, Room 2B, 8:30 am-5:30 pm
See article this page

Tuesday, October 25, 2011
PA BAR ADMISSIONS CEREMONY
Philadelphia City Hall, 4 pm

Thursday, November 17, 2011 DEAN'S ALUMNI RECEPTION Boston, MA, 6-8 pm







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JOANNE A. EPPS, DEAN

Publications Director: Janet Goldwater Art Director: Gene Gilroy Photography: Joseph Labolito, Kelly & Massa, Ryan Brandenburg, Janet Goldwater

Send letters and comments to:
Janet Goldwater, Temple Esq.
Temple University James E. Beasley School of Law
1719 N. Broad Street, Room 510
Philadelphia, PA 19122
Email: janet.goldwater@temple.edu
Fax: (215) 204-1185

Change of address: (215) 204-1187

TEMPLE UNIVERSITY JAMES E. BEASLEY SCHOOL OF LAW 1719 North Broad Street Philadelphia, PA 19122