



Temple's national championship trial team, from left: John T. Drost, coach and Director of LL.M. in Trial Advocacy, Laura Carlin '02, Alicia Freind '02, John Mattiacci '02, Gabriel Levin '02, and Marissa Boyers '95, coach.

Temple ESQ.



LAW SCHOOL AND ALUMNI NEWS • SUMMER 2001

34 Chinese Lawyers and Judges Graduate from Pioneering LL.M. Program



Dean Robert J. Reinstein introduces Professor Jiang Ping at the inaugural graduation of Temple's program in Beijing, China.

TEMPLE AGAIN NAMED #1 IN TRIAL ADVOCACY

Team wins national championship

Temple's trial team won the 2001 Association of Trial Lawyers of America (ATLA) Competition held in New Orleans. Ranked the number one law school in trial advocacy by *US News & World Report* for the third consecutive year, the team's performance proves that the ranking is well-deserved.

In winning its second ATLA national championship in four years, the team defeated twenty-five other regional winners and runners-up during the four-day tournament. Semi-finalists in 1999, Temple last won the tournament in 1998.

The new ATLA champs are Laura Carlin, Alicia Freind, Gabe Levin, and John Mattiacci. They were coached by Marissa Boyers '95, Director of LL.M. in Trial Advocacy John T. Drost, Randy Goldman, LL.M. '96, James Gavin, LL.M. '98, and Richard Negrin.

The competition file involved a claim of medical malpractice based on a failure to diagnose. Representing both the plaintiff and defendant in different rounds, Temple tried the case six times in four days before juries composed of ATLA trial lawyers from across the country. 203 teams from 119 law schools began the road to New Orleans by competing in 13 regional competitions in early March.

During the same weekend, another of Temple's National Trial Teams took quarterfinalist honors in the National Trial Competition championship rounds in Dallas. It was Temple's tenth trip to the elite eight in eleven years.

The team of Cristina Marinucci and Mark Nebrig represented both the prosecution and defense in a case charging first degree murder. The team was coached by Kevin Toth '98, Greg Hillyer '00, and Director of Advocacy Programs Cristi Charpentier.

Temple was the only school in the country to have its teams survive the "cut" and advance to the round of the elite eight in both national tournaments.

Chinese judges, government officials and lawyers benefit from Temple's "rule of law" program

On April 26, 34 of China's top legal professionals walked down the aisle as graduates of Temple University's Beasley School of Law/Beijing Master of Laws program. The group, which includes six judges nominated by the Supreme People's Court of China, have attended classes in Beijing for the last two years as well as coming to Philadelphia for an intensive summer of study in 2000.

The festive American-style ceremony, held at the downtown campus of China's University of Political Science and Law, was officiated by Dean Robert J. Reinstein. Assistant Dean Adelaide Ferguson, Professors Eleanor Myers, Professor Jan Ting, and Professor



Professor Jan Ting returned to Beijing for the graduation ceremony after teaching in the program last fall.

"I am very impressed with what I have learned about the American legal system, and I am sure that the knowledge will prove useful in future dealings with American businesses as well as international legal matters, particularly after China's entry into the WTO," said Lu Tao, a lawyer at the Department of Treaties and Law of the Ministry of Foreign Trade and Economic Cooperation.

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PROFESSOR WINS ALI-ABA AWARD

Professor David Sonenshein is recognized for commitment to upgrading advocacy skills of the trial bar.

The 2001 Francis Rawle Award, presented at the annual meeting of the American Bar Association next August, will go to Temple Law Professor David A. Sonenshein. As one of ALI-ABA and NITA's most sought-after instructors, Sonenshein has taught generations of lawyers about taking and defending depositions, motion practice, evidence, and trial advocacy. He has lectured at numerous judicial conferences and has conducted CLE programs for more than 40 law firms and CLE organizations. In addition, he has written ground-breaking evidence handbooks for the federal courts as well as 15 state jurisdictions.

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Professor Burton Caine, left, taught American constitutional and antitrust law to the Chinese LL.M. students in Beijing.



Professor Eleanor Myers, left, taught the Chinese LL.M. students when they studied in Philadelphia in summer, 2000.

Assistant Dean for International Programs Adelaide Ferguson, left, shown with Professor Wu, has been involved in the formation of the program for Chinese lawyers and judges since 1997.



A collaborative effort between Temple Law and the university in China, the program was started in 1999 under the invitation of the Chinese Ministry of Justice. The first and only foreign law degree-granting program in the country, its purpose is to educate China's attorneys in American and international law in order for the country to develop a sound legal system. The two-year LL.M. curriculum focuses on business, trade and commercial law, intellectual property and other courses fundamental to American and foreign legal systems, including American constitutional law.

"This program gave me a unique opportunity to better understand the global legal system in which we all work," said Jessica Zhao, an attorney at the China International Economic and Trade Arbitration Commission. "Learning with American professors and legal experts has given me a depth of knowledge that I never would have had otherwise."

Recently reviewed by the American Bar Association, Temple's Beijing program was called "a signal success" that would "likely serve as the prototype for similar foreign LL.M. programs in China."

"It's an honor for Temple Law to have an opportunity to make such a global impact," says Dean Reinstein.

Several corporations and foundations as well as representatives from the international legal community have supported the development of the program. Temple Law received \$2 million from the Starr Foundation (founded and funded by AIG) for start-up costs and funding for student tuition. In addition, support from the Trace and Luce Foundations, and companies including General Motors, DuPont and Microsoft have contributed to the success of the program.

Judge Petrese Tucker Honored at Temple Law . . . Twice

For the first time ever, two law school organizations—the Women's Law Caucus and the Black Law Students' Association—chose the same honoree.

On March 22 the Women's Law Caucus recognized the Honorable Petrese B. Tucker '76 at a gala Shusterman Hall reception.

On April 5—this time at an event sponsored by the the Black Law Students' Association—more than 60 students, faculty and alumni gathered at the Pyramid Club in downtown Philadelphia for the same purpose.

Judge Tucker is a federal judge in the United States District Court for the Eastern District of Pennsylvania. Nominated to the U.S. District Court by former President Clinton in July 1999, she was sworn in on July 14, 2000.

Prior to becoming a federal judge, Tucker served 13 years as a state judge in the First Judicial District of Pennsylvania. During her tenure in the Pennsylvania Common Pleas Court, she served in the Family Court division, the criminal and civil sections of the trial division, and was appointed by the Pennsylvania Supreme Court as administrative judge of the Orphans' Court division.

Before becoming a member of the judiciary, Tucker was the senior trial attorney for the Southeastern Pennsylvania Transportation Authority and the assistant chief of the Philadelphia District Attorney's child abuse and rape units. She has also served as an adjunct professor at the Great Lakes College Association, and has taught trial advocacy courses at Temple.



Photo (above): The Honorable Petrese B. Tucker '76 (center) at the Black Law Students' Association reception with, from left, Professor Charles Pouncy and students Ebiho Ahonkhhia, Velisha Thomas, and Frank Love. Photo (left): At the Women's Law Caucus dinner, Judge Tucker, left, is shown with Professor Muriel Morisey.

Actively involved in numerous professional organizations, including the Barristers Association of Philadelphia, the National Council of Juvenile and Family Court Judges, and the American Bar Association, Tucker has also been committed to the community, serving as the president of the board of directors of Big Sisters of Philadelphia, Inc. She has received numerous meritorious distinguished service awards for her contributions to the community.



Associate Dean JoAnne A. Epps

MAYOR NAMES ASSOCIATE DEAN TO LEAD POLICE DISCIPLINE TASK FORCE

Prompted by daunting internal disciplinary problems within the police department—most recently an alleged coverup surrounding a 1998 car accident involving then-Homicide Capt. James J. Brady—Philadelphia Mayor John Street '75 has named Temple Law School's Associate Dean JoAnne A. Epps as head of a task force on police discipline.

The commission will not review cases. Rather it will study acclaimed disciplinary systems in other cities, and review the recommendations from an October 2000 report by Ellen H. Ceisler '86, an independent "integrity officer" for the police department, that found police officers often suffer little or no punishment for serious offenses.

"Ellen Ceisler's report provides a solid foundation—even an excellent foundation—for the issues that need to be reviewed," says Epps, whose task force will begin informational hearings in May. "It appears there is also much to be learned from other major American cities who have dealt successfully with similar problems."

Epps is honored to be chosen to lead the commission, which will report back to the mayor next November. "The commission should ask tough questions about the procedures and assess whether there is room for improvement," says Epps. "I hope I can bring some fairness and objectivity to the issues."

Epps comes well prepared to this new challenge. A native of Cheltenham, Pa., Epps graduated from Trinity College and, later, Yale Law School. She worked as a deputy city attorney in Los Angeles, then as a federal prosecutor in Philadelphia. Epps joined the Temple Law School faculty in 1985, where she specializes in criminal law and has been the associate dean for academic affairs since 1989. She is a member of the American Law Institute and served on the Third Circuit task force on equal treatment in the courts. An avid sports fan, Epps is also the Temple University faculty representative to the NCAA and to the Atlantic 10 Conference.

In addition to Epps, other task force members are Temple alumni Hon. Nelson A. Diaz '72, and Glenn F. Hing '82, a lawyer with Comroe, Hing and Associates; former federal prosecutors Jim Eisenhower and Greg Miller; and Carolyn Short, a former city prosecutor.

Jaqueline Daley '97 named to head internal probes

Temple Law graduate Jaqueline Daley '97, a lieutenant in the police department, has been appointed by Police Commissioner John Timoney to head the internal Police Board of Inquiry. A lawyer with 19 years of police training, Daley replaces a police captain who had no formal legal training.

As head of the tribunal that punishes errant police, Daley's function is akin to a prosecutor in a criminal case, presenting evidence to a three-member jury of police officers.

TEMPLE ESQ.



Published by the Temple University Beasley School of Law for alumni and friends.
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Gene Gilroy, Art Director
Photography on location at Temple Law School by Kelly & Massa

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Alumni Certificate of Honor Presented to Judge Lowell A. Reed Jr. '58

Founder's Day honoree has "served the law school in some capacity ever since graduation."



Lowell A. Reed Jr., senior United States district judge, was the recipient of a Certificate of Honor, presented by the Temple Law Alumni Association at Founder's Day Dinner on April 16. This was the second alumni award for Reed, who received the Special Achievement Award in 1988.

"I can't think of anyone more deserving," says Thomas D. Paradise '88, president of the Law Alumni, who presented the certificate.

Associate Dean JoAnne A. Epps, standing in for Dean Robert Reinstein, who was in China, adds, "Judge Reed has had a lifetime of service to Temple, beginning with his receipt of the Law Academy of Philadelphia prize at graduation and continuing to the present time

when he co-chairs Law Day. He has served Temple in some capacity ever since his graduation."

The law school paid homage to Reed at a reception in Shusterman Hall before Founder's Dinner. Attendees included his family, former students, law clerks, teachers and colleagues, illustrating, Epps says, "his remarkable ability to serve as a focal point for others."

Reed began his connection with the Alumni Association in 1958, serving as the first-year graduate representative to the group. He has been a long-time member of the executive committee and, since the death of Judge Ethan Allen Doty '31, has co-chaired Law Day with Judge Ida K. Chen '76.

Other service to Temple includes teaching Temple graduate students about workmen's compensation law from 1966 to 1981. An expert in this area, he authored one of the earliest workmen's compensation practice manuals for the Pennsylvania Bar Institute and co-authored updates until 1987. He serves as faculty adviser for the Academy of Advocacy, and as founding president and now master of the bench of the Temple American Inn of Court.

A one-room schoolhouse

Although he was born in West Chester, Reed grew up near Pleasant Prairie, Wisconsin, where he attended a one-room school. His father was a partner in a domestic mink farm. Reed says, "I worked on the mink farm, learned how to feed them and catch and skin them. If there wasn't work there, I worked on the dairy farms."

School was a mile away and the children walked back and forth, often in sub-zero weather. Reed was an apt student who listened to the lessons of the older students and skipped a grade. Later he graduated from Mary D. Bradford High School, the first free high school in the northwest territories.

In addition to his farm work, Reed delivered Avon products on a bike when he was 12 or 13, set pins in a bowling alley and changed tires and greased cars for Firestone Stores, a company he would later represent.

"I literally worked my way through school, even high school," he says. Admitted to the University of Wisconsin, he attended extension school for one year and then moved to Madison, where he majored in business administration.

After four years of college, Reed needed a few credits towards graduation. "Instead of just going to summer school, I bit the bullet and made my decision to go to law school, using a couple of those courses to finish my degree," he says.

He graduated in 1952, during the Korean War. In short order, he was drafted, enlisted in the Navy and applied to Officer Candidate School. After attending boot camp and receiving the American Spirit Honor Medal, he was accepted into OCS in Newport, Rhode Island.

A Temple connection

Reed (who now holds the rank of Lt. Commander Ret.) was next accepted at the Naval Intelligence School in Washington, D.C., and later assigned to the Pentagon, pending assignment overseas.

During this busy time, Reed met Diane Benson, who was a graduate student at Temple University. "We had a whirlwind, wartime type of romance," Reed says. "We met the week before Thanksgiving in 1953 and we got married January 23, 1954."

His new wife had agreed to work the rest of the academic year as a secretary for John Anthony Brown, dean of students at Temple. "She honored that commitment, and I went off to Hawaii and the Philippines," Reed says.

Later, after the Reeds returned from a tour of duty in Asia, Reed was assigned to Washington, D.C., where he attended night law classes at George Washington University. In 1957, he enrolled at Temple, his third law school. He needed a preceptor, and through the efforts of Dean Brown and Dean Benjamin Boyer, was introduced to Ethan Allen Doty, who agreed to serve. When Doty became a judge, he hired Reed as his first law clerk. "He was the key," Reed says.

After the clerkship, Reed honed his litigation skills as in-house counsel at the PMA Insurance Company, specializing in medical/legal litigation. In 1963, he joined Rawle and Henderson, where he concentrated in the areas of medical malpractice, toxic torts, occupational injury, products liability and complex litigation.

Appointed as a federal judge by President Ronald Reagan in 1988, Reed has officiated over many controversial and complex cases and has published some 500 opinions. Two early cases were the conviction of General Electric on 221 counts of criminal liability for fraud against the Army Department, a case that took three months to try; and the *Northeast Women's Center, Inc. v. McMonagle*, in which a group of abortion protesters were found guilty of criminal trespass and enjoined against certain disruptive protests at the center. He had early experience with asbestos cases, and over the years worked both as a lawyer and as a judge on the claims of thousands of asbestos victims.

Making headlines recently have been Reed's preliminary injunction blocking the Child Online Protection Act, and a recent mandate ordering the Southeastern Pennsylvania Transit Authority (SEPTA) to provide next-day service to the disabled 100 percent of the time.

Active in many professional organizations, Reed was president of the Philadelphia Association of Defense Counsel, chairman of the Medico Legal Committee of the Philadelphia Bar Association, a member of the American Judicature Society and a course planner and lecturer for the Pennsylvania Bar Institute.

His community activities include serving as a past trustee of the Abington Memorial Hospital Foundation, as an elder and trustee of the Abington Presbyterian Church and on the Abington Board of School Directors.

"Lawyers are very unique people, who owe something to their community beyond their profession," he says. "They are the problem solvers of this country . . . and they owe it to public organizations to get involved in community service of some kind."

The Reeds have four adult children, and he says, "like many fathers of my generation, I recognize that I stole some time from my children, and I regret that. . . . But I have been exhilarated and satisfied with trying to serve the law, the community, and my children, by example.

"It has been an incredible ride and it's not over yet."

— Janet Blom Shea

LAW DAY 2001

Members of the law school community and the Philadelphia judiciary gathered at City Hall March 29 for the annual Law Day reception. Below right are Law Day co-chairs Judge Lowell A. Reed Jr. '58 and Judge Ida K. Chen '76. Mayor John F. Street '75, below left, addresses the gathering, and Dean Robert J. Reinstein congratulates Emily Davis '01, lower right, recipient of the Ethan Allen Doty Scholarship.



PUBLIC INTEREST FELLOWSHIPS GO TO TWO RECENT GRADS

- **NAPIL fellow Lee Carpenter '00 will work at the Center for Lesbian and Gay Civil Rights**
- **Steven JohnsonGrove '01 received an Independence Foundation fellowship to work with the Homeless Advocacy Project**

Like a growing number of their classmates, Steven JohnsonGrove '01 and Lee Carpenter '00 entered law school committed to public interest law and once there say they found the support to pursue that commitment.

Starting in the fall, both Carpenter and JohnsonGrove will begin prestigious fellowships awarded by Philadelphia foundations established to help launch public interest careers in law. As a recipient of a National Public Interest Law (NAPIL) fellowship, Carpenter will work for two years at the Center for Lesbian and Gay Civil Rights, providing legal representation to victims of anti-LGBT (lesbian, gay, bisexual and transgendered) hate crime, and victims of same-sex domestic violence. An Independence Foundation fellowship will enable JohnsonGrove to spend a year—with an option to renew for a second year—providing legal assistance to homeless veterans through the Homeless Advocacy Project.

Carpenter's connection to the Center for Lesbian and Gay Civil Rights was forged in law school. "I worked at the center between my second and third year of law school," says Carpenter. "In my third year, I helped them start the only law student-run clinical in the country that focuses solely on direct legal representation for LGBT clients."

JohnsonGrove's ties to the community he will be working with started before law school. After graduating from Penn State, he decided to spend a "mission year" living in a faith-based community in Kensington. "It was a very relational situation, getting to know the community, to know one another, to identify with poor and suffering people in the city."

"It confirmed my plan to go to law school," he continues. "But I didn't want to do it without first being sure of the community I would be serving."

Last summer JohnsonGrove did an internship at the Homeless Advocacy Project, where he provided legal services in the areas of divorce, SSI, welfare benefits, housing, and custody. Starting in September he will start a clinic for homeless veterans at the Veterans Building on Fourth Street in Old City.

Both future fellows credit the law school's new public interest office, run by Karen Forman, with being a significant boon to getting started in a public interest career. JohnsonGrove adds, "[Director of Trial Advocacy] Christi Charpentier really gave me a solid foundation and love of trial advocacy in 'Intro to Trial Ad'—and she remains a friend."

They were also helped in the application process by Professors Susan DeJarnatt and Katherine Stanchi, who serve on the faculty public interest committee. "Professors DeJarnatt and Stanchi were incredibly helpful and encouraging when it came time to put the application together," says Carpenter. "They rock!"

She adds, "The Temple Law community is very focused on encouraging its students to pursue public interest careers when they graduate. I always felt that my goal of becoming a civil rights attorney was honored, both by my fellow students and by the faculty and administration of Temple."

Alumni Association Sponsors Students' Work in Immigration Law

The Temple Law Alumni Association helped send three law students to Miami for spring break this year—but the students barely got to the beach. Instead, they spent the week getting hands-on experience in complex immigration law issues.

Second-year law students Brenda Zwack and Trudy Strassburger and first-year student Peter Catalanotti traveled to Miami to assist attorneys at the National Immigration Project of the National Lawyers Guild and at the Central American Political Asylum Project of the American Friends Service Committee (AFSC).

The AFSC Political Asylum Project is a non-profit organization dedicated to providing free legal services to immigrants. The organization's focus is on helping Guatemalans and El Salvadorans fleeing political turmoil. Civil wars in both countries, in which the United States played a large role, left millions of people displaced. Although the United States has passed laws allowing some immigrants to obtain relief, many live in fear that they will be deported back to their countries. The AFSC plays a large role in Miami because they are able to offer such a specialized service to these people.

The students' work in Miami exposed them firsthand to a wide variety of immigration issues, including the application of a recent immigration statute, Violence Against Women Act (VAWA). They learned how to research asylum claims for victims of domestic violence and how to conduct direct intakes with clients seeking legal permanent resident status.

An eye-opening experience

Catalanotti spent the week researching case law and amendments to the recent VAWA statute, which allows immigrants who have married abusive spouses to divorce the spouse and self-petition for citizenship. The client from Colombia whom he worked with had come to the U.S. and married an American citizen. She divorced her husband because he was abusive but because of the divorce she is now in danger of losing her citizenship. Catalanotti's language skills proved critical and he was able to translate her Spanish affidavits into English.

"Working with the immigrant population in Miami was truly eye-opening," Pete Catalanotti says. "People come from so many diverse backgrounds and difficult circumstances to become what so many of us take for granted—U.S. citizens. It was really inspiring."

Students also witnessed firsthand the complicated—and sometimes frustrating—workings of the INS. Strassburger worked with Spanish-speaking clients over the phone to assist them in filing applications for citizenship of relatives and informing them about what documentation they would need.

Zwack was charged with arguing for asylum status for a woman who was fleeing an abusive boyfriend in Honduras. Although victims of domestic violence have never before been granted asylum status, a recent ruling of former Attorney General Janet Reno involving a Guatemalan woman appears to open the door to arguments for asylum based on a claim of persecution at the hands of a domestic abuser. Zwack's research included not only the legal issues but also the cultural attitudes supporting a climate of domestic violence in Honduras in order to show



Law students (from left) Brenda Zwack, Trudy Strassburger, and Peter Catalanotti worked in Miami over spring break.

that Honduras was not providing the protection her client needed to escape her abuser.

"I really felt I was assisting people as well as lightening the attorneys' loads, while at the same time I had an inside view of immigration law," says Zwack. "It's also a valuable lesson to recognize that, in comparison to what a lot of people go through to survive, being a law student isn't so difficult after all."

The trio did outreach in Little Havana helping Spanish-speaking legal residents, many of them elderly Cubans, apply for full citizenship. Strassburger claims the week was a major learning experience: "I had no idea how complicated it is for a person who doesn't speak English to even communicate with the INS, let alone attempt to petition for anything. The attorneys who do this type of work are providing a real service."

In addition to the first-ever grant from the Alumni Association, the students funded their trip through a bake sale and help from the Student Bar Association. They found out about the opportunity to work with immigration lawyers through the National Lawyers Guild, to which all three students belong. As part of the Guild's mission of promoting social justice, law students are matched with public interest programs during breaks in the academic year.

Students have solid public interest backgrounds

All three students who participated have a history of involvement in social issues. Catalanotti graduated from Fairfield University with a Bachelor's degree in psychology and political science. While at Fairfield he worked on a labor campaign for the university's custodial workers in a successful attempt to win them affordable health benefits and a living wage. Before coming to Temple Law School, Peter worked in the public finance department of a center city firm.

Zwack, who graduated from George Mason University with a degree in American studies, worked in the labor movement for two years in Washington, D.C. before starting law school. At Temple, Zwack is on the steering committee of the Temple Guild chapter and is a member of the *Political and Civil Rights Law Review*. After her first year of law school, she worked for the Service Employees International Union (SEIU). This summer she will be working for a union-side law firm representing the postal workers union.

Strassburger graduated from Colorado College with a degree in history and political science and went to live in Guatemala and Mexico. There she studied Spanish and worked as an international human rights observer in Chiapas, Mexico. Strassburger, like Zwack, is a member of the Guild's steering committee as well as the *Political and Civil Rights Law Review*. She also works at Community Legal Services and is a research assistant for Professor David Kairys.

"The most important thing to me is not forgetting why I came to law school," says Strassburger. "Experiences like we had in Miami are a great reminder that there is more to being a lawyer than status or a paycheck."

ISRAELI PROFESSOR BRINGS INTERNATIONAL PERSPECTIVE TO LAW SCHOOL

Eli Lederman, former dean and current professor at Tel Aviv Law School, spoke at a Temple Law School faculty colloquium on "Protected Frameworks of Information in Criminal Law." Professor Lederman spent spring semester in Philadelphia as part of a faculty exchange program between the two law schools.



Professor Eli Lederman

DAVID POST EXPLAINS WHY THOMAS JEFFERSON WOULD HAVE LOVED THE INTERNET

Professor of intellectual property law explores a new “New World”

Professor David G. Post wants the law to encourage unfettered movement in cyberspace. He suspects that his hero, Thomas Jefferson, who championed the wide-open potential of the Western frontier, would approve. Post is hard at work on a new book about Jeffersonian thought and the Internet which will explore the parallels between the virtual world and the world envisioned by Jefferson, the president who encouraged the Lewis and Clark expedition into an area then considered wilderness.

“Jefferson had a complicated, fascinating vision of the world, the ‘New World’—and was one of the thinkers who made it ‘The New World.’ “There is a real sense that thinking about cyberspace requires ‘out-of-the-box’ thinking, just as envisioning a new country did,” Post continues. “Many of the intellectual issues he [Jefferson] was grappling with are the same ones we are confronted with today in looking at new uses of the Internet: issues of language and domain.”

With a working title of *Declaring Independence: Notes from Jefferson’s Cyberspace*, Post has

yet to decide on the final title of the book, but he is open to suggestions. Being open to new ideas has been paramount to the co-founder and director of the Cyberspace Law Institute, a virtual think tank and gathering place for fellow pioneers in discussion of the Internet.

As associate professor at Temple Law School, Post is also a fellow at George Mason University. He has been central to the formation of a strong program in intellectual property law at Temple, which now boasts a flourishing Intellectual Property Law Society and an annual—well-attended—symposium (*see page seven*).

In addition to helping his students understand the intellectual property laws governing cyberspace, Post has delivered almost 50 talks and written more than 60 articles for such varied publications as the *American Lawyer*, the *Computer Law Reporter*, and the law reviews at Stanford and Vanderbilt Universities.

Post was a Yale-trained anthropologist teaching at Columbia when he decided to go to law school. After graduating *summa cum laude* from Georgetown in 1986, he spent six years in corporate law before leaving to clerk for Supreme Court Justice Ruth Bader Ginsburg.

After a short stint at teaching law at Georgetown, Post joined the Temple Law faculty in 1997. With a wife—Nancy Birdsall, an economist at the Carnegie Endowment for International Peace—and a son in Washington, D.C., Post continues to commute to Philadelphia, claiming the train provides valuable uninterrupted time for writing and class preparation.

And of course he uses the time to keep current with the ever-changing world of cyberspace. “It is hard to write about ‘facts’ because they change so quickly. That’s why using a framework—like Thomas Jefferson—gives me the kind of perspective I am looking for,” Post explains.

“Live in the details and then jump back for the big picture. Jefferson knew that.”



ESQ. SPOTLIGHT

Mitchell Morgan '80

When Mitchell Morgan was featured in the Dean’s lecture series this spring, he could have chosen to talk about any number of issues. As president of Morgan Properties, a company he spent the last 20 years turning into the largest apartment owner in the tri-state area, Morgan has dealt with just about every aspect of real estate law and business. Instead he chose to speak about not practicing law.

“I went to law school with no expectation of ever practicing law, and I wanted to present that option for current students,” says Morgan. “There are lots of us out there using our law degrees to do something other than law.”

Morgan attended law school in the evening while working full-time as an accountant at Laventhol, an international accounting firm. After graduation he remained in the tax department of that firm, but within a year, he was drawn to real estate.

When Morgan joined Construction Consultants in 1981, it was one of the largest multi-family residential development companies in the greater Philadelphia area. There he learned the complexities of apartment construction and management.

Seeing the potential for growth in the area, Morgan started his own company in 1985. In the first year, Morgan Properties acquired a 1,385-unit project in Montgomery County. The rest, as they say, is history. Today Morgan Properties owns more than 11,000 apartment units in eight states, some as far away as Georgia and Indiana. With more than 350 employees, Morgan Properties continues to grow.



While the economic downturn from 1988 to 1992 posed a threat to some businesses, Morgan points out that the apartment business is more recession-proof. Even when home buying is slow, Morgan Properties’ occupancy rates have never dipped below 90%, and they currently stand at 97%.

“The real estate business is challenging and, like any business, there is risk involved,” acknowledges Morgan. “But the more you know about a market, the less risk you are taking. When I

acquire an apartment complex, I sleep like a baby because I have spent years learning the market. If I were buying a shopping center, I would feel differently.”

In 1996 Morgan acquired a controlling interest in the largest brokerage firm in Philadelphia, Jackson-Cross Oncor International. Two years later, as chairman of the board, Morgan sold Jackson-Cross to Insignia Financial Group, a New York stock exchange company.

Morgan lives with his wife and three children—Jonathan, 16, Brittany, 13, and Jason, 10—in Bryn Mawr. He serves on the board of directors of the American Red Cross and Federation Housing, and is vice president of the Apartment Association of Greater Philadelphia.

When asked what a law degree has contributed to his career, Morgan replies without hesitation: “Confidence. I use every big law firm in Philadelphia in every type of transaction imaginable. Law school gave me the confidence to deal with the attorneys I hire and the sophistication to fully understand the issues.”

DEAN’S 2001 SPEAKERS SERIES

Featured in this year’s Dean’s Speakers Series were attorneys who represented both sides of the 2000 Presidential election: David Mandell ’99 of Blank, Rome and Comisky, who worked on the Bush team, and Mitchell Berger ’80, of Berger, Singerman in Tallahassee, Florida, who represented Gore. Also speaking in the series were Michael Ambrose ’69, President and CEO of Cottman Transmission, and Mitchell Morgan ’80, President of Morgan Properties (*see Spotlight above*). The annual series, held in Shusterman Hall, exposes students and faculty to outside expertise in an informal lecture/discussion format over lunch.



Mitchell Berger '80



Michael Ambrose '69 (standing)



David Mandell '99 (standing)



1966

Joel Moldovsky has emigrated to Israel. In 1959 he had attended Hebrew University Law School in Jerusalem before starting at Temple Law School in 1963. His attorney sons, Ari and Brem, are taking over Joel's practice in Philadelphia.

1972

Robert I. Tuteur, J.D. '72, LL.M. '75 is a new partner of Blank Rome Comisky & McCauley in its public finance department.

1973



Robert G. Hanna of Marshall, Dennehey, Warner, Coleman & Goggin was a speaker at the seventh annual municipal law section of the Pennsylvania Bar Association that was held in Hershey, Pennsylvania in March. Hanna's presentation was entitled "Insurance Risk Management and the Incident."

Steven H. Lupin has been named managing partner of Hamburg, Rubin, Mullin, Maxwell & Lupin, and has also been appointed the vice chair of the bench bar committee of the Montgomery County Bar Association. Lupin specializes in commercial litigation, personal injury, and banking litigation.

Bless Young writes, "After retiring from the practice of law and moving to Park City, Utah to ski, I came out of retirement to accept the position of Assistant Attorney General (litigation division), Utah."

1975



John S. Eory, a member of the family law group of Stark & Stark in Lawrenceville, New Jersey, has been named to the board of directors of the matrimonial lawyers section of the Association of Trial Lawyers of America-New Jersey. Eory is also a fellow of the American Academy of Matrimonial Lawyers.



Henry Ian Pass has been elected to the board of directors of the Greater Philadelphia Venture Group, the Pennsylvania Private Investors Group, and the Entrepreneurs Forum of Greater Philadelphia. Pass is a transactional and commercial litigation attorney with offices in Bala Cynwyd, Pennsylvania.

1977

Stephen S. Aichele, a partner and chair of Saul Ewing's real estate department, has been elected vice chairman of the Pennsylvania Convention Center Authority by its board of directors. Aichele represents developers, lenders, and governmental entities in all areas of land use, zoning, development, financing, construction, and leasing.



Alexander D. Bono, a partner in the firm of Blank Rome Comisky & McCauley, and a member of its management committee, has been chosen to serve on the advisory board of LaSalle University Law Society. Bono received his B.A. from La Salle University.

Jonathan Samel, of Hamburg, Rubin, Mullin, Maxwell & Lupin, has been appointed chair of the business, banking and corporate counsel committee of the Montgomery County Bar Association. Samel specializes his practice in personal injury, litigation, real estate, and family law.

1978

Larry Scott Auerbach has joined the National Academy of Elder Law Attorneys (NAELA). NAELA is concerned with improving the availability and delivery of legal services to the elderly. Auerbach concentrates his Montgomery County practice in elder law, estate planning, and estate administration.

1979

Neil A. Morris has been appointed as labor counsel for Valley Township, Bensalem Township, Bucks County, and the Borough of Kennett Square, Chester County, and is special counsel for Dollar General Corporation.

Evening Division Brunch



The third annual Evening Division brunch at Shusterman Hall was attended by over 75 alumni and students. Thomas Paradise '88 (standing above) and Professor Robert Bartow '71 (left) greeted guests at the April 4 event.



1980

Michael S. Caccese has joined Kirkpatrick & Lockhart of Boston, Massachusetts, as a partner, focusing his practice on investment management and securities law. Before joining Kirkpatrick & Lockhart, Caccese was general counsel for the Association for Investment Management and Research.



Mark S. Harris, a partner in the firm of Kraut, Harris, Maliszewski & Barlow, has been selected as an approved mediator by the Montgomery County Bar Association's Davenport Dispute Resolution Center. The program uses alternative dispute resolution in settling civil disputes outside the courtroom.

1981

Craig R. Tractenberg spoke at the 41st annual International Franchising Association conference in Las Vegas, Nevada in February, leading a roundtable discussion on "Maximizing Outcomes in Bankruptcy Proceedings." Tractenberg practices with Buchanan Ingersoll, an international franchise and retail development firm, and chairs the franchise law subcommittee of the Pennsylvania Bar Association.

1982



Kevan F. Hirsch has joined Kaplin Stewart Meloff Reiter & Stein as partner in the firm's construction litigation and surety law group. Hirsch focuses his practice in the representation of clients in the construction, business, and insurance industries.

1983

Lester G. Weinraub has been elected president of the Montgomery Trial Lawyers Association. He is also a director of the Montgomery Bar Association. Weinraub

is the senior managing trial attorney at Weinraub, Hart & Miller in Norristown, Pennsylvania.

1984

Marie A. Fritzinger writes, "As of April, 2001 I am administrative counsel for UNITE, a labor union (United Needletrades and Industrial Trades Employees)."

In November, 1999 **Glynnis D. Hill** was elected judge for Philadelphia Court of Common Pleas, where she hears criminal cases in the juvenile branch of Family Court.

1985

Roseann B. Termini was recently honored for excellence in teaching by Temple University School of Pharmacy, where she teaches in the Quality Assurance and Regulatory Affairs graduate program. She was also selected to serve on the editorial board for a national publication on pharmaceutical and medical device law.

1986

Robert Segal writes, "I have joined the firm of Davis, Friedman, Zavett, Kane, MacRae, Marcus & Rubens (Chicago, Illinois) as a partner. I will still be concentrating in family law, but I also handle other litigation matters."

1988

Harris J. Chernow spoke at the 41st annual International Franchising Association conference in Las Vegas, Nevada, in February 2001, leading a roundtable discussion, "Dealing with Under-Performing Franchisees." Chernow practices with Buchanan Ingersoll and also serves as chair of the Montgomery County franchise law committee.

Mario Pabon-Rosario writes, "During the summer of 2000 I established the law offices of Mario Pabon-Rosario in Hato Rey, Puerto Rico. Also, in January, 2001, I became Executive Director of the Judiciary Committee for the Puerto Rico House of Representatives."

1989

Steven A. Hann, of Hamburg, Rubin, Mullin, Maxwell & Lupin, has been appointed chair of the Environmental Committee of the Montgomery County Bar Association. Hann specializes in environmental law, copyright law, and Internet law.

1992

Samuel S. Choy has joined the employee benefits group of Kilpatrick Stockton's Atlanta, Georgia, office. Choy concentrates his practice on ERISA, employee benefits, and executive compensation.

Scott F. Cooper, a partner with Blank Rome Comisky & McCauley, has been named as 2001 co-chair of the Philadelphia Bar Association's labor and employment committee. Cooper focuses his practice on employment discrimination claims and labor relations.



Tamara Traynor, of Miller, Alfano & Raspanti, helped organize the Winter Gala at the Philadelphia Museum of Art, in her capacity as co-chair of the Young Friends of the Philadelphia Museum of Art.

1993

Irene Flores Cooney writes, "I am an attorney with Legal Services of central New York, in Syracuse, in its AIDS project. I was admitted to the New York State Bar in January. I served as a 'judge' for the County Bar Association's High School Mock Trial, and also as an adviser for the ATLA regional competition."

1994

Steven Brill and **Joseph Sullivan** write, "We have finally taken the plunge we have dreamed of since law school, forming Sullivan & Brill in New York City. We both left secure positions, however every day has been exciting, challenging, and rewarding. The firm focuses on personal injury, criminal defense, and real estate."

1995



Thomas K. Ellixson, a shareholder at Marshall, Dennehey, Warner, Coleman & Goggin, presented "Alternative Dispute Resolution in the Twenty-First Century: In the Courts and Beyond" to the Philadelphia chapter of the CPCU Society in February 2001.



Clark A. Jablon has been named counsel in the Philadelphia office of Akin, Gump, Strauss, Hauer & Feld. Jablon is a patent attorney who concentrates his practice on all phases of patent prosecution, opinion work and due diligence investigations in the areas of electronics, computer hardware and software, and Internet technologies.

Lori Forter Ridyard is counsel at AGL Life Assurance Company in Plymouth Meeting, Pennsylvania. Ridyard was formerly a corporate associate at Fox, Rothschild, O'Brien & Frankel in its Exton, Pennsylvania office.

Julie E. Snyder has joined the Philadelphia office of White and Williams as an associate in the casualty department.

1996

Kevin Grubb has founded Kevin C. Grubb, a firm specializing in the defense of toxic tort, products liability, and environmental coverage actions.

Paul McConnell and Suzanne McConnell are pleased to announce the birth of their daughter Jacqueline Kelly McConnell. Paul is a major in the U.S. Marine Corps, currently serving as the chief prosecutor at Camp Lejeune, North Carolina.

Dawne Simon-Ponte and Devlin Ponte are pleased to announce the birth of their daughter Damali Simon-Ponte in September 2000.

1997

Jaqueline Daley, a lieutenant in the police department, has been appointed by Police Commissioner John Timoney to head the internal Police Board of Inquiry. (See *Police Discipline story, page two.*)

Janelle Fulton has joined Montgomery, McCracken, Walker & Rhoads as a senior associate in its complex commercial litigation practice group.

Kevin Rakowski has joined the Philadelphia firm of Pelino and Lentz as an associate in its commercial litigation and labor and employment department.

IN MEMORIAM

Daniel S. Malamed	Class of 1938
Edward Karet	Class of 1943
Stanley Kubacki	Class of 1948
Paul D. Sulman	Class of 1958
Helene F. Brown	Class of 1981
Curtis Creveling	Class of 1983
Ashley Andrus	Class of 1993
John J. Mackiewicz	Class of 1996

SONENSHEIN WINS ALI-ABA AWARD

continued from page one

In the 1970s and 1980s, Sonenshein initiated the practice of teaching evidence through the use of courtroom manuscripts and videotapes. The technique was so successful that it became the predominant method used to refresh new federal judges and magistrates on the law of evidence in courses taught at the Federal Judicial Center. But it is in the area of small group hands-on programs that he has pioneered training and teaching techniques that have propelled the "learn by doing" skills-training methodology to prominence in many educational venues.

Sonenshein served as director of ALI-ABA's American Institute for Law Training Within the Office from 1988 to 1996 and as an instructor since then. He has taught at the law school since 1983,

where he was the 1994, 1997, and 2000 recipient of the Williams Award for excellence in teaching.

The Francis Rawle Award

Originally funded by the Philadelphia law firm of Rawle and Henderson, the Francis Rawle Award was established in 1983 to recognize outstanding contributions to the continuing education of the legal profession. Francis Rawle (1843-1930) was a Philadelphia lawyer who was instrumental in organizing the American Bar Association and who served as its first treasurer in 1878 and as its president in 1902. Rawle's original library is preserved in toto in the Rawle Room of Temple's law library.

"NAPSTER & BEYOND" SYMPOSIUM BRINGS TOGETHER EXPERTS, PRACTITIONERS



The 2001 symposium sponsored by the Intellectual Property Law Society, "Napster & Beyond: Protecting Copyright in the Digital Millenium," featured keynote speaker Judge Lowell A. Reed Jr. Two Philadelphia law firms, Saul, Ewing, Remick & Saul and Synnestvedt & Lechner, co-sponsored the event.

Shown at the April 5 symposium are, standing from left: John Albright '01, student symposium chair; Manny Pokotilow, Caesar, Rivise, Bernstein, Cohen & Pokotilow; Professor David Post, Temple Law School; Professor Polk Wagner, University of Pennsylvania Law School; Alan Lewine, Piper Marbury Rudnick & Wolfe; John Luneau, Palm Entertainment; and Eric Fisher, Synnestvedt & Lechner. Seated from left: Peter Butch, ; Gerry Wells '01, Temple Environment and Technology Law Journal; and Karen Kontje Waller, Saul, Ewing, Remick & Saul.

1998

John M. Bacon writes, "I have left Ballard Spahr and Philadelphia and I am now a vice president and business development manager for Salomon Smith Barney Philanthropic Services, based in New York City."

Abbe F. Fletman, LL.M. in Trial Advocacy, has been appointed to the Lesbian, Gay, Bisexual and Transgendered Community Advisory Board by Mayor John F. Street. Fletman is a partner in Wolf, Block, Schorr and Solis-Cohen, where she concentrates her practice on commercial litigation and intellectual property disputes.

Clay P. Kinney writes, "I have resigned from PricewaterhouseCoopers Financial Advisory Services and have joined Credit Suisse First Boston Securities (Japan) Limited (Tokyo, Japan), where I am a vice president in the corporate finance group's investment banking division."

William J. Kovatch has joined the Department of Commerce, Chief Counsel for Import Administration Office, advising the administrative agency charged with enforcing the antidumping and countervailing duty law.

1999



Scott A. McKeown has joined Ratner & Prestia as an associate in the Valley Forge, Pennsylvania office, where he will focus on patent prosecution mainly in the electrical and computer-related technologies.

In March **Monica Mosley** joined the Lancaster County, Pennsylvania, District Attorney's Office as an assistant district attorney. Mosley was formerly with Kats, Jamison & Van der Veen.

Leon Pasker is an attorney with the regional solicitor's office of the U.S. Department of Labor in Philadelphia.

2000

Amy B. Miner has joined Drinker Biddle & Reath as an associate in the litigation department of the firm's Philadelphia office. Miner was previously an intellectual property litigation associate at Alston & Byrd in Atlanta, Georgia.

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Professor Scott Burris Funded to Continue Work on AIDS Prevention and the Law

Law School receives second grant from Robert Wood Johnson

Professor Scott Burris will direct research funded with a \$99,881 grant from the Substance Abuse Policy Research Program of the Robert Wood Johnson Foundation to conduct a survey of physicians across the nation to identify their knowledge, attitudes and beliefs about providing medical care to injection drug-using (IDU) patients. Burris, who will develop and execute the survey, recently completed a project, funded by the same foundation, that analyzed the legality of physician prescription of syringes to IDUs.

While the practice of dispensing sterile needles has been proven to reduce health risks among illegal drug users, and Burris' previous study found that it was legal for physicians in 48 states to prescribe syringes, many doctors are still unwilling to offer that service. Myths and stereotypes about the extent of their legal authority, about the efficacy of medical care or drug treatment for IDUs, or qualms about associating with IDUs, all contribute to maintaining the status quo.

In addition to surveying physicians, the project will identify next steps for increasing physician involvement in IDU care by reducing attitudinal or other factors inhibiting care, and conduct new legal research on emerging issues, such as the obligation of insurers to pay for prescribed needles.

"In the past, physicians claimed that they did not prescribe syringes to IDUs because it would violate state and federal laws aimed at combating drug abuse,



or result in a malpractice claim," says Burris. "Our analysis shows that—in most places—these concerns are unfounded. Now—with the help of this grant—we can begin to spread the word, and combat the other factors that keep physicians from offering these services that can be of both clinical and public health importance."

Burris has emerged as a leader in the field of AIDS/HIV law. In addition to his previous grant from the Robert Wood Johnson Foundation, Burris was awarded a \$227,400 grant from the American Foundation for

AIDS Research in 2000. He also serves as counsel for the AIDS and Civil Liberties Project of the American Civil Liberties Union of Pennsylvania. A member of the Temple Law faculty since 1991, Burris teaches public health law, disability law, and civil procedure.

The Robert Wood Johnson Foundation, which funds the Substance Abuse Policy Research Program, is the nation's largest philanthropic organization devoted exclusively to health and healthcare. The foundation concentrates its grant making in areas to assure that all Americans have access to basic healthcare at reasonable cost; to improve the way services are organized and provided to people with chronic health conditions; and to reduce the personal, social, and economic harm caused by substance abuse—tobacco, alcohol, and illicit drugs.

INT'L HEALTH LAW CONFERENCE

Health, Law and Human Rights: Exploring the Connections

Philadelphia, September 29 to October 1, 2001

This international, cross-disciplinary conference will explore the role of human rights and law in determining population health and the effectiveness of human rights strategies in promoting it. The goal of the conference is to provide researchers, policy-makers and advocates with a common framework for addressing law as a structural factor in health.

In addition to lawyers working in the fields of human rights and public health, the conference will draw from a wide array of professionals in the public health field: epidemiologists and other physicians, behavioral scientists, health advocates and social scientists studying the role of law in society.

The conference is funded by the American Foundation for AIDS Research (AMFAR) and presented by Temple University Beasley School of Law, the University of Connecticut Health Science Center, and Georgetown University Law Center, in cooperation with the Francois-Xavier Bagnoud Center for Health and Human Rights at the Harvard School of Public Health.

Fully accredited for CME and CLE credit.

For conference and registration information, please call the American Society of Law, Medicine & Ethics at (617) 679-5494 or on the web at <http://www.aslme.org/humanrights2001>.



LAW SCHOOL AND ALUMNI NEWS • SUMMER 2001

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WRITE TO US: lawalum@astro.ocis.temple.edu

CALENDAR OF EVENTS

Sunday, June 10–Saturday, June 16
Academy of Advocacy
SugarLoaf Conference Center

Monday, September 10
Alumni Association Annual Golf Outing
Philmont Country Club

Saturday, Sept. 29–
Monday, October 1
Health Law Conference
Society Hill Sheraton
See article above for details

Saturday, October 20,
9:00 am–5:00 pm
Political and Civil Rights Law Review Symposium
Kiva Auditorium
6 CLE credits

Temple Law Library showcased the law school's international programs—in Greece, Italy, China, Israel, and Japan—at an April 6th reception. The celebration, capping a week of events for National Library Week, featured food from different countries and faculty, students and guests in native costumes. Above, from left, are a guest dressed as a Roman soldier in full armor regalia, Professor Alice Abreu, and Director of the Law Library John Necci '77.



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