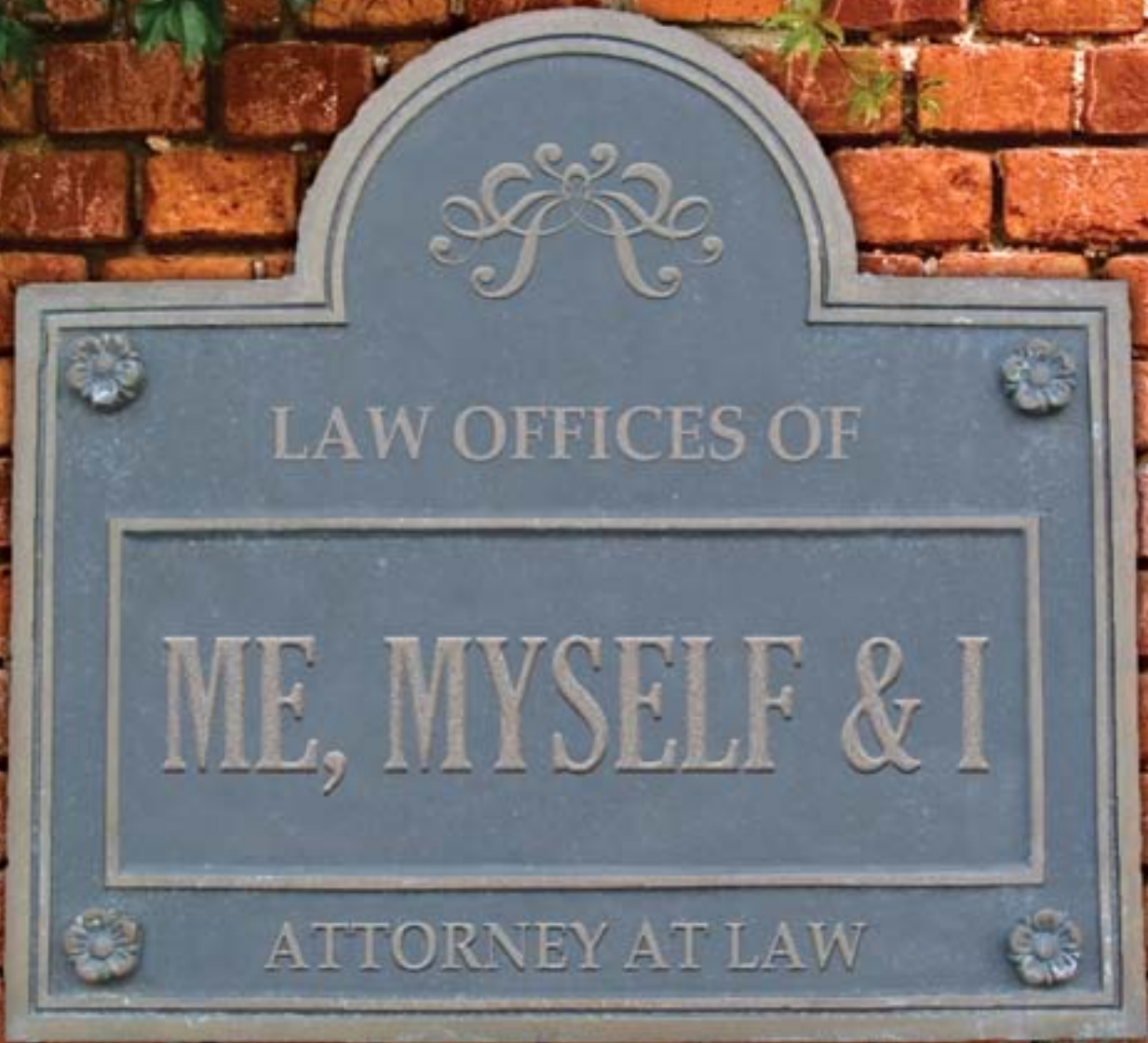


THE UNIVERSITY OF TOLEDO COLLEGE OF LAW

TRANSCRIPT

FALL 2011



Toledo Law Alumni in solo and small firm practice

As you may have heard, I have accepted the position of dean of the College of Law for the next three years. (See story Page 4.) I am honored and humbled to take this post. It is a wonderful opportunity to assume a new role with students, faculty, staff, and the many alumni I know so well. My affection for this school and its community and a desire to serve the institution that has been my professional home for so long contributed greatly to this decision.

Having been a member of the faculty for 26 years and interim dean this past year, I think it is fair to say that the transition should be a smooth one. Rather than learning the lay of the land, I can focus immediately on making the College of Law an even better place. I will be aided by a gifted group of associate and assistant deans and other administrative staff, all of whom will continue.

We have a great assemblage of students, faculty, and staff, and provide a truly excellent education at an affordable price. I had lunch with several current students recently and was delighted to hear how happy they are with their education here.

Any place can be made better, of course, and I have several goals for the next three years. One is to add to a very talented faculty. At a seminar for new deans this past June (at which all of the reading material came from our Law Review's deans' leadership issues!), of the speakers said, "The faculty is your legacy." If that is the case, I could step down now with my legacy assured. Two terrific new teachers and scholars joined us last year, with three more coming this fall. They have outstanding backgrounds; four of the five clerked for judges on the U.S. Courts of Appeals, for example. They show all indications of being wonderful teachers who will continue the College of Law's tradition of teaching excellence. They join other successful recent hires. We plan to add a health law specialist in fall 2012 and have a University commitment to replace any faculty who may leave.

Second, I plan to work to enhance the reputation and ranking of the college. In a competitive market, we need to make every effort to bring in top-flight matriculants, and our new admissions dean is off to a great start. We will soon add a communications director to get the word out about our accomplishments and to further enhance our excellent speaker series.

I am looking forward to several building improvements. We renovated the first-floor bathrooms this summer. And while I know how attached our graduates are to its yellow burlap benches, I am committed to giving the auditorium, including its technology, a thorough overhaul. All of this and other priorities, such as scholarship support, takes money (and offers naming opportunities). We will be stepping up development efforts, including our participation in The University of Toledo's capital campaign, and will have the help of a new principal gifts officer (Page 4). One of my personal objectives is to boost our alumni giving percentage. Participation doesn't necessarily take a large amount of money — just an expression of connection and a pride in the place that helped you on your way.



Dean Steinbock frowns at an auditorium space in critical need of refurbishment.

We are grateful for the resources the University has promised in support of these efforts. With your help, too, I think the next few years will be an exciting time for the College of Law, with the opportunity for significant improvement in many areas.

I have very much enjoyed the messages of congratulations from many of you, and they have helped confirm my decision to become dean. No matter when you graduated, I will need your help and will welcome your participation in whatever way you feel comfortable. In return, I will do my utmost to make The University of Toledo College of Law a place of which we can all be proud.

Sincerely,

Daniel J. Steinbock
Harold A. Anderson Professor of Law and Values
The University of Toledo College of Law Dean

FALL 2011

The Toledo Law Transcript is published once a year by the College of Law.

Dean

Daniel J. Steinbock

Associate Dean for Academic Affairs

Nicole B. Porter

Associate Dean for Student Affairs

Lee A. Pizzimenti

Assistant Dean for Law Alumni Affairs and Career Services

Heather S. Karns

Assistant Dean for Admissions

Jessica Mehl '05

Contributing Writers

- Anita Crane
- Heather S. Karns
- Ken Kilbert
- Brittany Lyszak
- Jessica Mehl
- Cynthia Nowak
- Lee Pizzimenti
- Amber Pursley
- Geoffrey Rapp
- Tricia Salata
- Daniel J. Steinbock
- Lee Strang
- Frank Weir
- Shannon Wermer

Editor

Heather S. Karns

Graphic Designer

Stephanie Delo

Photographer

Daniel Miller

Project Manager

Angie Jones

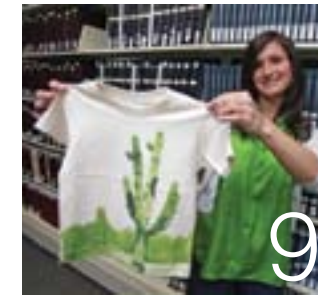


Table of Contents

| | |
|------------------------------------|----|
| College of Law News..... | 4 |
| Events | 13 |
| Speakers..... | 16 |
| Graduation 2011 | 20 |
| COVER STORY: | |
| “Doing It My Way” | |
| Solo and Small Firm Profiles | 22 |
| Alumni News | 30 |
| Faculty Notes | 33 |
| Class Notes | 39 |

Toledo Law admissions goes paperless



The Toledo Law Admissions Office has seen major upgrades over the last year. New personnel, new technology, a new look for the office — nearly every aspect of our operation has evolved. The most important change may be our transition to a completely paperless review process. Using Law School Admission Council (LSAC) software, we receive and review applications entirely online in a streamlined process that uses absolutely no paper. We've received almost 1,400 applications so far this admissions season, so the savings in the office supply budget are substantial.

Our new system also makes reviewing applications and communicating with applicants faster. Our staff has round-the-clock access to applicant information, and multiple reviewers can work on the same application simultaneously. Storing application materials on LSAC's online server saves physical space in the office, hard-drive space on our computers, and guarantees that we can keep working through local computer crashes and network outages. Applicants' personal information is more secure because only authorized personnel can access the system.

We can also e-mail entire groups of our applicants to keep them updated on the admissions process and what's happening at Toledo Law.

In short, the Toledo Law Admissions Office is striving to be more efficient, effective, secure, eco-conscious and tech-savvy. With even more improvements planned for the next recruiting season, we will be well positioned to identify the best applicants, communicate our message about the value and benefits of Toledo Law, and build smart, motivated and successful incoming classes.

Daniel J. Steinbock named dean

Daniel J. Steinbock, who had been leading The University of Toledo College of Law on an interim basis for the past year, has been selected to serve as dean for the next three years. The appointment was approved by the UT Board of Trustees on June 20.



Dean Steinbock

“During the past year, Dan’s leadership has been a key component to the important progress the College of Law has made in teaching and legal scholarship,” said Dr.

William McMillen, provost and executive vice president for academic affairs. “The College of Law will thrive under Dan’s guidance.”

Steinbock said it would be his goal to spread the word about UT College of Law, bring wider attention to the nationally and internationally

renowned law faculty, and highlight the rich learning environment available for students.

“I’m honored to be selected and excited for the opportunities for the College of Law that lie ahead,” Steinbock said. “I have been a member of this faculty for 26 years, and I know firsthand the strong teaching and scholarship that goes on here. I also know the outstanding graduates we produce.”

Steinbock said he planned to continue his work of the past year to further enhance the college’s reputation and its relationship with the legal community and bar associations, and to prepare for the college’s upcoming capital campaign.

Since 2004, Steinbock has served as Harold A. Anderson Professor of Law and Values. He has taught Criminal Procedure, Evidence, Immigration Law, Administrative Law, and Trial Practice. Before coming to UT, he taught at the State University of New York at Buffalo and Seattle University. He received his undergraduate and law degrees from Yale University.

Before entering law teaching, Steinbock worked as a law clerk to U.S. District Judge Constance Baker Motley of the Southern District of New York, as a public defender with the Legal Aid Society in state and federal courts in New York City, and as associate and executive director of Prisoners’ Legal Services of New York.

Steinbock served as education coordinator in Cambodian refugee camps in Thailand for the International Rescue Committee and is co-author of *Unaccompanied Children: Care and Protection in Wars, Natural Disasters and Refugee Movements* (Oxford University Press, 1987), whose recommendations were adopted by United Nations agencies.

He also has written law review articles and book chapters about refugee children, refugee law, search and seizure, identity documentation, and data mining. He has been a member of the Ohio Commission on the Rules of Practice and Procedure.

Dean Steinbock is married to Laurie Jackson, a team leader with Hospice of Northwest Ohio. They have two children, Sam, 24, and Anna, 22.

Barbara Tartaglia to serve as College of Law principal gifts officer

Barbara Tartaglia returned to The University of Toledo as Associate Vice President in the department of Institutional Advancement. One of her duties will be to serve as Principal Gifts Officer for the College of Law and she will be an important participant in the College’s capital campaign. Tartaglia returned to the University after serving from 2008 to 2011 as Associate Vice President and Principal Gifts Officer at the University of Cincinnati Foundation.

Tartaglia has 15 years of fundraising experience and was a part of UT’s “The Time Is Now” Campaign, in which she served as the principal gifts officer for the College of Business Administration (now Business and Innovation) and director of the East Coast Region, traveling with UT presidents and faculty.



Tartaglia

Democko '12 delivers presentation on social networking to conference of Ohio Association of Magistrates



Democko

Breanne Democko, a 2L at Toledo Law, was invited to speak at the 2011 Spring Conference of the Ohio Association of Magistrates. Her presentation, “Social Networking and the Ohio Rules of Evidence,” was given on April 28. The subject is part of a note she has written for The University of Toledo Law Review.

Democko was recommended to the conference by Professor Beth Eisler, and spoke for about 90 minutes. Although the presentation was intended to cover several aspects of social networking and the law, she was able to complete only about half of her presentation due to the many audience questions. The attorneys and magistrates in attendance were interested in more information as it pertained to specific cases they had encountered.

Democko’s Note, titled “Is the Writing on the Facebook Wall? [No Need to Wrestle with the Rules on Authentication],” will be published in volume 42 number 2 of the Law Review, due out in December 2011.

Seger '11 wins first place in national writing competition

Nick Seger of the Toledo Law class of 2011, won first place in the Fourth Annual 2011 Embryo Law Writing Competition, sponsored by Nightlight Christian Adoptions. The competition is conducted to raise awareness and increase interest in embryo donation and adoption. Seger won a prize of \$2,500 for his scholarly position paper, written in response to the provided problem.



News from the Office of Professional Development

The Office of Professional Development continued its strong programming and student service schedule this past year with Toledo Law alumna Kelly J. Tomlinson '06 serving as Interim Assistant Director and Pro Bono Coordinator.

“Kelly has both a public sector and private firm background, and has also taught on an interim basis in our legal clinic. Having someone on board with that skill set has been invaluable,” said Assistant Dean Heather S. Karns.

One of the Office of Professional Development’s new initiatives is engaging 1Ls in the strategic planning process. This includes

deadlines for completion of resumes, writing samples and cover letters, as well as requiring 1L attendance at a talk on the state of the legal economy early in the fall semester. In addition to its regular programming, the office addressed topics such as Networking, Building a Marketing Plan, and Social Media Implications. It also brought in Susan Gainen, a national expert in the area of Alternative Legal Careers. Ms. Gainen addressed ways students can use their law degrees outside of the traditional practice of law. “With the legal economy as it is, students should look at all possibilities and opportunities. This helps to widen their scope,” Gainen said.



Susan Gainen’s visit was made possible by Jim Barone ’94, pictured above, founder of the Jim and Melissa Barone Professional Development Fund.

Named a “Best Value Law School” for third year!

In August, The University of Toledo College of Law was named a Best Value Law School by *National Jurist* magazine for the third year in a row. We take pride in keeping tuition at affordable levels and having above-average employment rates and bar results. The 2010 list appears below. *National Jurist* will publish the 2011 list in late September.

2010 Best Value Law Schools

| School | School's bar passage rate for first-time test takers | Statewide bar passage rate for first-time test takers | Graduates known to be employed nine months after graduation | Median private sector starting salary | Median public service starting salary | Tuition | Average indebtedness (2008) |
|---------------------------------|------------------------------------------------------|-------------------------------------------------------|-------------------------------------------------------------|---------------------------------------|---------------------------------------|----------|-----------------------------|
| Arizona State University | 89.53% | 84.03% | 92.90% | \$100,000 | \$54,000 | \$19,225 | \$73,317 |
| Cleveland State University | 90.30% | 88.09% | 89.50% | \$80,000 | \$49,000 | \$16,754 | \$61,500 |
| Temple University | 89.11% | 86.69% | 88.90% | \$125,000 | \$45,000 | \$17,226 | \$78,502 |
| University of Arizona | 91.53% | 82.49% | 92.30% | \$115,000 | \$52,000 | \$20,895 | \$74,678 |
| University of Connecticut | 92.31% | 88.28% | 92.20% | \$120,000 | \$52,125 | \$20,374 | \$65,224 |
| University of Houston | 91.34% | 84.54% | 96.00% | \$95,000 | \$47,400 | \$21,029 | \$70,575 |
| Univ. of Missouri- Kansas City | 97.62% | 92.33% | 88.70% | \$62,500 | \$43,800 | \$14,242 | \$75,093 |
| University of Nevada- Las Vegas | 81.48% | 76.94% | 93.60% | \$78,000 | \$56,000 | \$18,818 | \$55,944 |
| University of North Carolina | 89.84% | 82.61% | 90.30% | \$130,000 | \$46,000 | \$16,014 | \$63,621 |
| University of Oklahoma | 96.27% | 92.80% | 88.60% | \$52,250 | \$45,040 | \$16,976 | \$65,775 |
| University of Toledo | 88.28% | 87.12% | 95.00% | \$70,000 | \$42,500 | \$19,137 | \$74,167 |
| University of Washington | 84.68% | 74.40% | 93.60% | \$125,000 | \$49,000 | \$22,267 | \$69,945 |
| University of Wisconsin | 99.31% | 91.29% | 96.20% | \$125,000 | \$47,500 | \$16,426 | \$67,655 |
| Wayne State | 95.90% | 82.13% | 86.00% | | | \$23,713 | \$61,180 |



Karren '11 finds opportunity with presidential management fellows program

Cleveland Karren '11, 2010-2011 Student Bar Association President and Dean's Award recipient, was selected for the U.S. Office of Personnel Management's Presidential Management Fellows program. Karren will work on the legislative staff of the Department of Veteran Affairs in Washington, D.C. The PMF program has been in existence since 1977 and places outstanding graduate students in paid two-year positions with federal agencies.

Karren (at right) with Bruce Stone '96 (left), 2010-11 Law Alumni Affiliate President.

UT Law student Carty moonlights as NY Times sportswriter

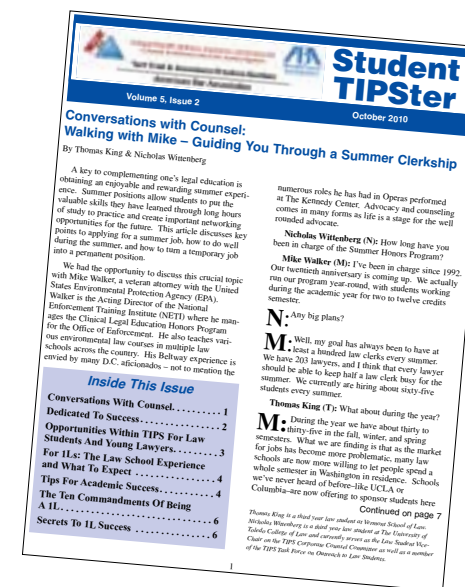
When third-year law student Jim Carty (December 2010) was not busy last fall with his classes and his duties as an articles editor of *The University of Toledo Law Review*, he worked as a freelance sportswriter for *The New York Times*, covering University of Michigan football. His story on the UM-Notre Dame game, "Sophomore Leads Michigan Past Irish," was published last September.

Before coming to law school, Carty was a sports columnist for the *Ann Arbor News*. Carty has moved on to a legal career and joined a Michigan law firm, Bodman, LLP, after graduating in December.



Carty

Wittenberg '11 publishes article in ABA student TIPster newsletter



Recent graduate Nicholas Wittenberg (2011) interviewed Mike Walker '77, a veteran attorney with the U.S. Environmental Protection Agency, for the October 2010 issue of the ABA's Student TIPster magazine. The article, titled "Conversations with Counsel: Walking with Mike - Guiding You Through a Summer Clerkship," was co-authored by Vermont School of Law student Thomas King.

Students, professors and staff join for successful bowling fundraiser



On January 13, Toledo Law students, professors and staff participated in the "Gutter Madness" bowling fundraiser at Bowlero Lanes, raising \$1,360 to help a current law student pay substantial medical bills. It was also an opportunity for students to interact and have fun with their professors. SBA and WLSA organized the event, which concluded with an after-party at Chuck's on Monroe.

Toledo's law and leadership students win in Moot Court competition

Students in the Law and Leadership Institute (LLI) sponsored by the College of Law won the 9th- and 10th-grade divisions at a Moot Court Competition in Dayton on March 19. The students were coached by Toledo Law students who spent the last academic year teaching the LLI students about First Amendment rights in public schools.

The Law and Leadership Institute is a statewide initiative that inspires and prepares students from underserved communities for post-secondary and professional success through a comprehensive four-year academic program

in law, leadership, analytical thinking, problem solving, writing skills, and professionalism. Students enroll in LLI the summer before they begin 9th grade and attend a five-week LLI Summer Institute held at The University of Toledo College of Law or another Ohio law school. LLI programming continues for admitted students throughout the four years of high school and includes internships in law offices, college tours, college admission test preparation, mock trial, and moot court competitions, among other activities. Toledo's LLI 9th-grade and 10th-grade teams each

took first place in the regional moot court competition in Dayton.

The 9th-grade defense team, coached by Lindsay Gwozdz and Zack Hohl, was awarded best overall 9th-grade team and named as competition champion. The 10th-grade plaintiff team, coached by Terrell Ratliff and Cleveland Karren, was awarded best overall 10th-grade team and named as competition champion.

Professor Marilyn Preston, director of the Toledo LLI, said, "We are very proud of these students. They worked hard and their efforts paid off."



University of Toledo 10th grade LLI participants Vania Johnson, Ronald Birchfield, and Eddie Ramsey Jr. along with their instructor Terrell Ratliff (first four from left) participated against the Dayton 10th grade LLI team.

Generous donation presented by litigation section of Ohio State Bar Association

The Litigation Section of the Ohio State Bar Association presented Toledo Law and other Ohio law schools with \$10,000 to promote trial and/or appellate advocacy.

Ann Elick retires after 27 years

Ann Elick has been keeping alumni connected with the law school for 27 years. She joined the University in 1980 and worked at the College of Law since 1984. On January 11, law school faculty, staff, alumni, and members of the community gathered to congratulate Ann on her retirement. Assistant Dean Heather Karns said during her remarks, "Ann has a way of making each person feel as though he/she was the most important person in the room." The College of Law was fortunate to have someone like Ann serving on the front line.



Smitley '11 named one of "Coolest Entrepreneurs"

Kyle Smitley '11, founder of the eco-friendly clothing line barley & birch, continues to win accolades for the company she started while a law student. Last February she was featured as the "Greatest Person of the Day" on the Huffington Post website. Ms. Smitley was also named by Inc. magazine as one of the 30 Coolest Entrepreneurs Under 30 and by FORTUNE magazine as a top-25 finalist for its 10 Most Powerful Women Entrepreneurs.



Married – with law studies

Many married people go to law school, and a fair number start law school single and find a spouse among their fellow students. But few married couples decide to enter law school and go through the entire three or four years together. That's a lot of togetherness! Is it a good idea or a bad one? The Transcript decided to interview three couples who attended Toledo Law together to get their "take" on the experience. Here are their reactions.

"I think that's the nice thing about going through law school together. We always knew why the other one was busy and understood what the other one was going through," says Kelly Tomlinson '06.

She and her husband Corey '06 had planned on getting married after they finished their first year, but made the decision to have the wedding two weeks before classes began once they realized what a challenge it would be to plan a wedding during their first year of law school. Before she decided to enter law school, Kelly was planning to take a job in Atlanta in veterinary pharmaceutical sales. During a trip to Paris, Corey suggested she take the LSAT. "What's the worst that could happen?" he asked her. Kelly took the test and wound up getting a full scholarship to UT.

The Tomlinsons found the environment at UT to be a perfect fit for them as a couple. "The atmosphere here was so normal. At a lot of other schools, it was either



Kelly and Corey Tomlinson and daughters Norah (2½ years) and Elizabeth (4 months)

combative or awkward. And here it felt totally normal—it felt right. People were friendly: the faculty, the students who we talked to," Corey said.

Reflecting on how law school affected their relationship, Corey said, "You sort of observe what the process does to other couples when they're not going through it together. It can be a very divisive experience in a relationship because of how demanding it can be. A spouse will often feel neglected. The great thing about doing it together is that neither of us had time to feel neglected." He feels that it's actually better to go through law school with your significant other. "At the end of the day you can come

home and explain what happened in your case that day because they understand."

He adds, "It's nice having someone there to say 'You can do this,' because it gets stressful and you may start to doubt yourself." Kelly emphasized the importance of being supportive and understanding, of being able to say, "I know you need this time to study and do what you need to do," and not giving the other one a hard time about that.

"We understand each other a lot better because we have this common shared experience," Kelly says.

They both feel that there's no downside in terms of the relationship, going through the process together. There are only benefits.

Sydney and Doug Leavitt, who just finished their second year,

also married in preparation for law school.

Doug took the leap into law school with his wife after having been in the working world for 14 years. It was nerve-racking, but "It's one of the best decisions that I've made with her," he says. The Leavitts had never worked together before this, but they found, he adds that "We have different interests and strengths which tend to come together pretty well."

The couples both noted that while attending law school together they have remained individuals and have their own unique experiences. They rarely take the same classes, share books or study together. They participate in different extracurricular activities and have their own jobs. They often study independently due to different approaches in study habits. "The two of us have worked well together in doing everything a little bit differently," Doug says.

Like the Tomlinsons, the Leavitts feel the advantage of going through it together is that you understand what the other person is going through. In addition to the academic stimulation, there is a competitive atmosphere in law school and many of subcategories within that environment. Having someone by your side who understands this is advantageous.

As for how it's affected their relationship, "We debate more than we did in the past. He's become a better arguer," Sydney says. "It's also helped us have more respect for each other, knowing how difficult it is and seeing how well each other has done," she adds.

What really makes attending school together work for the Leavitts, explains Doug, is that their marriage is not based on the historical head-of-household figure; it is more of a joint relationship. This type of household environment, along with the ability to communicate, is more conducive to people being able to do this together. "I don't think people can be selfish, or competitive with each other," he says.

One of the biggest challenges for the Leavitts was not talking about law school constantly, because, as Corey Tomlinson pointed out, "It is an all-consuming profession." To help with this, Sydney and Doug often make up topics to discuss other than law school.

In the end, the most memorable part of law school for Doug has been being able to spend more time with his wife. The Leavitts feel that they have a more normal life as law

graduated in May 2011. Aside from the birth of their children, the most memorable part for Rory was studying with his wife on the second floor of the law library during finals week.

The Keillors faced the added challenge of expecting a child during their first year. It wound up working out so well that they decided to have their second child while they were still in school. They were able to stagger their schedules

his career goal. His wife, Jennifer, chose law later. The Keillors had been married for a year when they came to UT. They had worked together previously. Jennifer said that working together was never a problem for them because they are the kind of couple who get along better the more time they spend together. "It depends on the couple and how strong the relationship is, each person's individual personality and the dynamic of the couple."

All three couples say they would recommend jointly attending law school to other married couples. They also all agree that relationships where one person is not in law school are harder to maintain because the other feels left out, often not understanding the rigors of law school. Going through this process together produces a shared understanding and support for each other.

While each couple had a slightly different dynamic and faced their own unique challenges, they all agree that it is a huge benefit to be working toward common goals and to be able to relate to what their partner is going through.

One of the biggest challenges for the Leavitts was to not talk about law school constantly...

students than they did when they were both in the work force. As for how they support each other to achieve their goals, "You have to make sure that you each know what your goals are and where you're planning on going," Sydney explains.

Like Doug Leavitt, Rory Keillor '11 has fond memories of time spent with his wife while they attended law school together. Both

so that one of them was always home with their daughters.

The Keillors, like the Tomlinsons, remark that UT was a good fit for them and their family. "Being in a smaller school where they know who you are as individuals and know your situation really ended up being beneficial for us," Jennifer Keillor explains.

Rory came from a family of lawyers and always knew that was

Toledo Law students spend spring break giving back

Six Toledo Law students participated in an "alternative spring break" project last March in Memphis, Tenn., where they provided free legal services to elderly and low-income residents of that area. The project was sponsored by the University of Memphis School of Law and the Public Action Law Society. Participants also had the opportunity to work with a number of Memphis-area nonprofit organizations to develop community outreach programs.

The Toledo Law students who attended were Caitlin Frost, Tami Harmon, Jennie Hoffman, Tom Marino, Peyton Mullins

and Miranda Vollmer. All put in enough hours during the week to receive a Public Service Commendation for spring semester.

Under the supervision of licensed attorneys, the students worked with clients in three areas: pro se divorce, advance directives, and nonprofit advocacy. They attended workshops and tutorial sessions in a number of legal subjects. Thirty-four students from 10 law schools participated, processing 34 pro se divorce petitions and preparing more than 60 advance directives. In addition, students in the nonprofit track assisted three nonprofits in developing projects.

Public service/pro bono commendations

Every spring, the College of Law holds a Public Service Recognition Ceremony to acknowledge the clinical, externship and pro bono work of our students. On April 14, 2011, Trish Branam, Executive Director of the Toledo Bar Association, Pat Intagliata '79, director of Pro Bono Legal Services Program, Stephen Dane '81, Toledo Bar Association President, law faculty, staff, pro bono supervisors and special guests gathered with the students in the Forum for the 5th annual Public Service Recognition Ceremony. Dean Daniel J. Steinbock welcomed the crowd to what he called "one of the nicest events of the year." Prior to his tenure in academia, Dean Steinbock's professional career was spent in public defender, legal services, and nonprofit work. Dean Steinbock went on to commend students for their pro bono efforts. Since the program's inception, 155 students have received the



Dane

commendation, and more than 14,800 pro bono hours have been logged by law students. Stephen M. Dane, Toledo Bar Association President and partner in the law firm of Relman & Dane, offered an inspiring message. It doesn't matter where we all end up in our careers; there is always room for good work. "You aren't ever in a situation



Karren

where you can't do some [public service]," he said.

Kelly J. Tomlinson '06, Interim Assistant Director and Pro Bono Coordinator in the Office of Professional Development and master of ceremonies for the event, announced the recipients of Public Service Summer Fellowships. Joe Howe '97 of the City of Toledo's

Prosecutor's Office, was presented with the Outstanding Supervisor Award, and Robert Salem '90, Clinical Professor at the College of Law, presented Jennie Hoffman with the Patrick M. Burns Memorial Outstanding Clinical Student Award.

Cleveland Karren, Student Bar Association President 2010-11 and Rebecca Louks, SBA Pro Bono Committee Chair 2010-2011, took this opportunity to present a sizeable donation to the Ability Center of Greater Toledo on behalf of the Student Bar Association's fundraising efforts over the past year.

No matter where students go or what they do after leaving law school, the pro bono, public service, and clinical programs help to pave the way for continued community involvement.



Buck addresses the panel.



Ewing presents his argument.

Forty years of Fornoff competition

Who would have guessed that an idea raised 40 years ago would be one of Toledo Law's best-loved traditions today? In 1971, Peter R. Casey III '73 suggested an intra-school appellate advocacy competition to then-Professor James G. Carr, and it has evolved into a Toledo Law rite of passage. Participation in the Fornoff Competition begins in the spring of a student's first year and continues during the fall of the second. Students argue before panels comprised of faculty and student judges in a double-elimination tournament. The student who emerges unbeaten is named Barrister, the other student who reaches the final round is named Solicitor, and the two other students reaching the penultimate rounds are also finalists. These

four finalists have the honor of presenting their arguments before a panel of actual judges. The Fornoff finals are a major event on the law school calendar, and most students and faculty attend, along with many community members. The competition is named for former Dean Charles W. Fornoff, who retired in 1971 following a long and distinguished career at the College of Law.

Last fall, more than 100 students participated in the Fornoff Competition. David Mann emerged as the Barrister and Eli Ewing was the Solicitor. Kayla Buck and Matthew Manning were Fornoff finalists. Last year's Fornoff Judges were U.S. District Judge James G. Carr of the Northern District of Ohio, Justice Maura D. Corrigan of

the Michigan Supreme Court, and U.S. District Judge Paul G. Gardephe of the Southern District of New York.

As we look to this year and the celebration of a 40-year tradition, we are excited to announce that U.S. Sixth Circuit Judge Jeffrey Sutton will preside over the 40th anniversary Fornoff Competition. U.S. District Judge Benita Y. Pearson of the Northern District of Ohio will also serve on the Fornoff panel scheduled for noon on Thursday, October 20, 2011 in the College of Law auditorium. In recognition of his role in creating the Fornoff Competition, Peter R. Casey III, now a partner at Toledo firm Eastman & Smith, will join the panel. "I am delighted that one of the 'Founding Fathers' of this now esteemed and venerable

law school institution will be one of the Judges at the Fornoff Finals this October," Judge Carr shared. Says Casey of his Moot Court experience, "I recall Moot Court as being one of my best experiences in law school. It gave me the skills that I have used ever since and it was a big relief from classroom drudgery!"

We invite all Fornoff and Moot Court alumni to join us at the Fornoff finals, and at this year's Law Alumni Reunion and Recognition Gala, to celebrate this milestone! The Gala is scheduled for September 24, 2011. Look for more information about the Gala and reunion event throughout the magazine.

College of Law connects with China

Over the past few years the College of Law has taken the opportunity to connect with law students and law schools in China. As Chinese business investment is becoming increasingly important to the future of the Toledo metropolitan area, and ultimately to the U.S. economy, the College of Law has continually sought new ways of engaging with our Chinese counterparts. The path was blazed by Professor Llew Gibbons, who taught intellectual property at Zhongnan University of Economics and Law in Wuhan as a Fulbright Scholar in 2007 and 2008. He was followed in 2009 by Professor Bruce Kennedy, also a Fulbright Scholar, who taught property and consulted on law library collections. Toledo Law

students have been involved as well and participated in the Beijing Foreign Service University Intellectual Property Law Moot Court Competition (3rd place 2010). Closer to home, we have hosted visiting Chinese law faculty interested in doing legal research in the United States and were willing to teach a course on Chinese law.

The College of Law has now taken another step and established a law school-to-law school relationship with Ningbo University Law School. In June 2010, while teaching in China, Professors Bruce Kennedy and Llew Gibbons initiated contact, resulting in a delegation from Ningbo University visiting the College of Law on September 27,

2010. The Ningbo Law School delegation was headed by Zhang Bing Sheng, Executive Dean. They were impressed by the College of Law facilities, including the library, and the SMARTBoard technology in the classrooms. Talks between Deans Zhang and Steinbock led to a Memorandum of Understanding between the College of Law and Ningbo Law School relating to future faculty and student exchanges. Even before this agreement, several students from China made the choice to attend law school at Toledo. Experience teaches that student and faculty interaction with Chinese law faculty and students will facilitate intercultural understanding and help prepare American students for the practice of law in a global economy.

Stranahan speaker discusses relationship between free enterprise, human happiness

According to Dr. Arthur C. Brooks, there is a cultural struggle over the role of business and the role of government in the United States. Brooks asserts that maintaining a culture of free enterprise is not only the will of the majority and the fairest system possible, it is also a moral imperative. Free enterprise, he believes, enables the largest number of people to achieve the best possible chance of success, and therefore offers the greatest opportunities for happiness.

Brooks went on to discuss research showing that individuals are happiest when they have earned their success, regardless of the money they've earned. "Lottery winners, welfare recipients, and those who inherit large sums are not happier than others," he said, and unearned money often creates unhappiness. Brooks argued that, by encouraging entrepreneurship through beneficial tax policies, we can create the best conditions for human flourishing.

Brooks is president of the American Enterprise Institute for Public Policy Research. The American Enterprise Institute is a public policy think tank in Washington, D.C. Prior to his current position, Brooks was the Louis A. Bantle Professor of Business and Government Policy at Syracuse University, where his research focused on the intersection of economics, entrepreneurship and philanthropy.

The Stranahan National Issues Forum is a joint program of The University of Toledo College of Law and its chapter of the Federalist Society for Law and Public Policy Studies. It is made possible by an endowment from the Stranahan Foundation. Brooks joins a group of nationally known high-profile speakers who have delivered the Stranahan Lecture at the College of Law.



Brooks delivered the fall 2010 Stranahan Lecture, "The Battle: How the Fight Between Free Enterprise and Big Government Will Shape America's Future," at the College of Law.

10th annual Water Conference addresses Asian carp, wind turbines, and drugs in water



Like Betty White, Toledo Law's Great Lakes Water Conference is more popular than ever.

The 10th annual Great Lakes Water conference attracted more than 200 attendees to the College of Law auditorium on November 5. Following a welcome by UT President Lloyd Jacobs, the crowd heard from a plethora of experts in law, science and government as they addressed issues critical to this region and its water resources.

Keynote speaker Tim Eder, executive director of the Great Lakes Commission, expressed optimism that the millions of dollars in Great Lakes restoration efforts, both

in progress and planned, will allow the region to leverage its water advantages and boost its economy. But he had words of warning, too.

"All the money in the world is not going to make a difference if we don't stop Asian carp or toxic algae," Eder said.

Other important messages conveyed by the panels of experts included the fact that wind turbines are coming to Lake Erie and that a vast array of pharmaceuticals are already in our waters because of imperfect disposal methods.

Panelists included the director of the Ohio Department of Natural Resources, the deputy director of the U.S.



Environmental Protection Agency Office of Science and Technology, a pharmacologist, lawyers from the public and private sectors, and law professors from Florida, Michigan and Ohio.

The Great Lakes Water Conferences, sponsored by the College of Law and its Legal Institute of the Great Lakes, began in 2001. In its early years, the conferences focused primarily on the

threat of diversions of waters out of the Great Lakes basin. More recent conferences have expanded in scope and are now viewed as marquee events for those interested in water and environmental law and policy in the region. The Great Lake Water Conference is coordinated by Professor Kenneth Kilbert, Associate Professor of Law.

The 2011 Water Conference will be held on November 4.

ACLU legal director spotlights continuing inequality

On November 8, Ohio American Civil Liberties Union Legal Director James Hardiman visited the College of Law, speaking about ways to address the over-criminalization of people of color in Ohio.

Mr. Hardiman began by saying that when he was in college, he had hoped that organizations such as the ACLU and the NAACP would be irrelevant by 2010, and that all major racial and civil liberties issues would be resolved. “We wanted to work ourselves out of a job,” he said, “but it hasn’t happened yet.”

Mr. Hardiman shared a brief history of legal cases that have dealt with civil rights and criminal justice, including *Mapp v Ohio*, *Miranda v Arizona*, and *Gideon v Wainwright*, following the history with more current issues of continuing discrimination in our society. For example, research shows

that people of color often receive harsher sentences than whites for similar offenses. Mr. Hardiman said that politicians who want to appear tough on crime will propose legislation that only looks effective, while ignoring other options that could create more meaningful change.

He concluded by saying that the solution to these problems lies at least partially with the students who were in the audience. It is up to the next generation of lawyers, he said, to decide the course we take in dealing with these issues.

Mr. Hardiman has more than 40 years experience litigating complex civil rights and civil liberties issues, including school desegregation, police practices, and voting rights. Outside of the courtroom, Hardiman has advocated for civil liberties as chair of Citizens for a Safe and Fair Cleveland, and as first vice president of the Cleveland Chapter NAACP.

Professor urges regional cooperation on alternative energy

“Expanding Regional Renewable Governance” was the subject of a March 25 lecture by Hannah Wiseman, a nationally recognized scholar and expert on renewable energy and land use.

The pace of renewable energy development must increase, Wiseman told the audience, but this is difficult under our current regulatory structure. Recent events like the BP Gulf Coast spill and the Japanese nuclear crisis have reminded the public that the costs and consequences of continued reliance on conventional fuels can be unpalatable. Americans are slowly becoming convinced of the importance of renewable energy, and new legislation on state and local levels is beginning to reflect this shifting attitude.

According to Wiseman, however, effective reform likely will not occur under our existing systems of governance. Solar and

wind power plants take up large areas of land and must be placed in locations best suited to generating power. This can place power plants across multiple jurisdictions with differing or even contradictory regulations and requirements. It is difficult — perhaps impossible — to run a renewable energy plant under these circumstances. Wiseman identified a potential solution in creating regional energy boards to handle regulation and grant siting permits.

Hannah Wiseman is an assistant professor at the University of Tulsa College of Law and a Fellow of the National Energy Policy Institute. A prolific scholar, Professor Wiseman conducts research addressing the intersections of land use, energy, and environmental law. She has papers forthcoming in the *Emory Law Journal* (co-authored with Toledo Law Professor Garrick Pursley)



Wiseman

and the Harvard Environmental Law Review. Wiseman is a frequent speaker at academic conferences on energy law and policy, sustainability, land use and environmental protection. She is a nationally recognized expert on issues related to hydraulic fracturing extraction methods for oil and natural gas.

Day After speaker: Solo practitioner recounts Supreme Court victory

Attorney David E. Mills spoke at the College of Law on March 15 as a part of the “Day After” Series, a forum for top advocates who have recently argued before the United States Supreme Court. Mills successfully represented the petitioner in *Ortiz v. Jordan*. The case involved a technical question of civil procedure — whether a party can appeal an order denying summary judgment after a trial on the merits if the party failed to appeal before trial. In a 9-0 opinion, the Supreme Court reversed the Court of Appeals, reinstating a \$625,000 jury verdict in favor of petitioner Michelle Ortiz, who had been sexually abused in prison.

Mills shared his experience with the audience, explaining the process that led him to take the case and then persuade the Court to hear it. It was

necessary to explain to Ms. Ortiz that the argument needed to focus on an unsettled point of law for the Court to resolve, rather than on the specific injustice she felt she’d suffered. He convinced her to accept this strategy, and filed a last-minute extension while preparing a certiorari petition. The case was one of the few accepted that year by the Court.

David Mills is one of the youngest lawyers to argue and win a case before the Supreme Court, and one of few solo practitioners to do so. His story has received widespread national attention.

“Mr. Mills’ story is incredibly compelling,” said Dean Daniel Steinbock. “Students, faculty and the community had the opportunity to hear how a young lawyer just starting in his own practice took on a sympathetic case that reached the



Mills

nation’s highest court. They learned how he prepared for the argument, what that experience was like, and how it felt to bring and win a case before the U.S. Supreme Court.”

Northern district of Ohio involved in representing Guantanamo Bay detainees

Dennis G. Terez, Chief Federal Defender for the Northern District of Ohio, spoke at the College of Law about his experiences representing detainees at Guantanamo Bay, Cuba. His talk on November 16 was sponsored by the American Constitution Society.

Terez explained the Supreme Court’s ruling that detainees are entitled to fair hearings and to the right of counsel provided by the Sixth Amendment. Terez learned that AJ Kramer, the FPD for the District of Columbia and coordinator with the National Federal Public Defender Office of this effort, saw an opportunity for the Northern District of Ohio to be involved. Terez and colleagues spent time researching Islam, the Quran and Middle Eastern culture to understand fully the issues involved. He said the learning curve

was long and that it was difficult to earn the trust of the detainees, but it was his office’s responsibility to do so.

Terez went on to discuss the difficulties involved in the plans to close the detention facility at Guantanamo Bay. Federal funding is required to complete the operation, and Congress has yet to provide it. In addition, it’s unclear where the current detainees should be moved. Terez stressed, however, that closing the facility is important, citing the \$150 million annual operating costs, among other concerns.

Dennis G. Terez is also an adjunct faculty member at the Case Western Reserve University School of Law. Prior to his federal appointment, he was a partner with the Cleveland law firm of Squire, Sanders and Dempsey, LLP.



Terez

Obesity litigation criticized

Theodore H. Frank, founder and president of the Center for Class Action Fairness, spoke at the College of Law on November 10. His speech, "Cheeseburger Bills and Obesity Legislation," was sponsored by the Federalist Society.

Frank's talk provided the students and community members in attendance with an overview of the current state of obesity litigation. Frank explained that obesity is a growing international problem with public policy implications, but the American government's approach to addressing the problem has been incoherent. Programs such as food stamps, which can subsidize poor food choices, and labeling laws, which may actually encourage people

to eat higher-calorie foods, according to Frank, are contributing to weight gains for Americans.

Frank also noted that class action lawsuits don't fight the causes of obesity, because obesity is an individualized issue not lending itself to a single common action. In addition, Frank pointed to labor-saving technologies, increases in service-sector jobs, and advertising as contributing to the obesity problem.

When asked what solutions he would recommend, Frank suggested that policies requiring people to bear more of their own health-care costs would create a disincentive for unhealthy behavior, though he added that such



policies might not be politically feasible at this time.

Frank, whom the Wall Street Journal has called "a leading tort-reform advocate," was a litigator from 1995 to 2005 and clerked for the Honorable Frank H. Easterbrook on the Seventh Circuit Court of Appeals.

Securities regulator speaks on peer-to-peer lending

On April 11, 2011, Mark R. Heuerman, JD/MBA '88, the Securities Chief Attorney for Registration with the Ohio Division of Securities, discussed Ohio's approach to online peer-to-peer lending with a large audience of law and business school students. Peer-to-peer lending sites such as Prosper.com and LendingClub.com have attracted considerable attention since their launch some six years ago. Using these web platforms, would-be borrowers can request loans, and "investors" can contribute funds to those loans. The sites promise to eliminate the middleman associated with commercial banking, offering borrowers lower interest rates and lenders higher returns than available in traditional savings accounts. At the same time, such sites have raised difficult questions for regulators. Describing such sites as offering a perfect hypothetical securities law exam, Mr. Heuerman noted that they raise issues that include the definition

of a "security," an "issuer" and an "exchange," and whether the sites' warnings that borrowers may have deliberately submitted fraudulent information can be squared with a state regulatory regime prohibiting fraudulent or deceptive securities offerings. Heuerman offered his perspectives on compliance options for such sites, which are currently prohibited in Ohio. A lively question-and-answer session followed his presentation. This talk was made possible by the Heuerman Fund for the Study of Investment Law and Regulation, established in 1999.

Richard and Lois Heuerman established the Heuerman Fund for the Study of Investment Law and Regulations to benefit The University of Toledo Law School. The purpose of the fund is to support the study of current legal and regulatory issues relating to investor protection, market regulation and capital formation. In addition, the fund provides resources to disseminate information about current legal and



Heuerman

regulatory developments through internet-based activities. Richard Heuerman is a 1956 graduate of UT Law School. His legal career included serving as in-house counsel for Dow Corning and BF Goodrich prior to joining Roetzel and Andress and serving in their Akron and Naples offices. Richard and Lois reside in Naples, Fla.

Virtue jurisprudence explained

Lawrence B. Solum, an internationally recognized expert on legal philosophy, spoke on "Virtue and Law" on March 22. His talk was sponsored by the Stranahan National Issues Forum, a joint program of The University of Toledo College of Law and its chapter of the Federalist Society for Law and Public Policy Studies.

Solum discussed the role that the concept of virtue plays in the realm of ethics and by extension in the law, suggesting that legal professionals consider Aristotle's idea of an ethical system based on human character and human *eudaimonia*, or happiness/flourishing.

"The best life for humans is a life of rational and social activity in accord with human excellences," Solum said.

He went on to discuss the

concept of virtue jurisprudence, in which lawyers, judges, and legislators weigh their decisions against a moral obligation to promote human flourishing. Under this system, they consider the consequences of the various options and select the one that best balances the needs of all parties involved. The goal is to create and sustain conditions where people can achieve the best possible lives.

Solum is the John E. Cribbet Professor of Law and Philosophy at the University of Illinois College of Law and the co-director of the Institute for Law and Philosophy.

A prolific scholar, Solum has authored numerous works and recently co-edited the first anthology on the relationship between virtue and law, entitled *Virtue Jurisprudence*. Solum has delivered lectures nationally and internationally and his "Legal Theory Blog" is the premier website for legal theory.

Solum



Correcting Omissions:

Transcript 2010:

Despite our best efforts, we regrettably omitted a few of our alums from our Judicial Tribute in last fall's Transcript. We apologize and are happy to report the following additions, both in Ohio.

Steven P. Beathard '78
Judge, Fayette County Court of Common Pleas

Jeff Robinson '76
Judge, Fulton County Western District Court



Send Us Your News!

Highlight your personal and professional achievements. Tell us where you're going and what you're doing. Send information to heather.karns@utoledo.edu

Graduation: Defining moments

Messages at 2011 College of Law Commencement

One hundred twenty-one happy law graduates received their Juris Doctor degrees at the May 7, 2011 Commencement ceremony. In his welcome, then-Interim Dean Daniel J. Steinbock told the graduates, “You are now on the verge of entering the profession. You have come a long way in a short time.

“Lawyers cannot rest on what they learned in law school,” he said, reminding the graduates that they must be lifelong learners. “It is not a secret you are graduating in tough times,” he added, “but the skills we’ve given you will carry you through.”

Cleveland Karren, immediate past president of the Student Bar Association and a graduate himself, reminded the graduates that while goals may seem larger than life, “take any goal one step at a time and you can always succeed.” Karren is an incoming Presidential Management Fellow preparing to begin a two-year position with the Office of Veterans Affairs in Washington, D.C.

Joseph E. Slater, Balk Professor of Law and Values and a faculty member since 1999, gave a rollicking (for some) faculty welcome.

Class Valedictorian Jeffrey Reusch began his valedictory

address by noting that everyone has defining moments. After sharing his own defining moment (involving a plate of chocolate-chip cookies and a midnight-movie marathon) and the winding path that led him to law school, Reusch challenged his classmates to remember what led them to law school when they find their motivation waning: “Think back to the person you wanted to become, and let that image guide you forward.”

United States Attorney for the District of Nevada and 1981 graduate of Toledo Law Daniel G. Bogden offered the keynote address. “Speaking at this year’s commencement takes me back 30 years to my own law school graduation,” he said. Recounting the mixture of emotions he experienced on his graduation day, he identified “great pride of accomplishment and satisfaction of achievement, but also the uneasiness and uncertainty of facing the unknown and the challenges ahead — the upcoming bar exam, seeking employment and the sadness at the thought of leaving the law school.” Bogden went on to tell the graduates that they will need to be open to all possibilities and urged them, “Always be the hardest

worker and above all, believe in yourself.” Bogden, who did not have employment lined up when he graduated, sought out opportunities and crafted a career for himself. As he noted, “Most of all, being a lawyer has allowed me the opportunity to make a difference and be responsible for doing the right thing — and that is of paramount importance in any career.” Bogden echoed Valedictorian Jeffrey Reusch when he said, “Consider why, of all things in this world, you chose to become lawyers,” adding three challenges for the graduates: Have the courage to serve others, allow yourself the courage to take risk, and dedicate yourself to doing the right thing and making a difference in your community. He closed with, “Like so many whose names we admire, your success will be measured not by the cases you win, or the awards you receive, or by the money you make, but by the hearts you touch, the souls you enrich, the doors you open, and the lives you change.”

Following Daniel Bogden’s address, the graduates were hooded and degrees conferred by University Board of Trustees

members William C Koester, Linda N. Mansour ’79, and Judge Richard B. McQuade Jr. ’65. Bruce Stone ’96, 2010-2011 Law Alumni Affiliate president, welcomed the graduates to the alumni community. Stone announced that each graduate would receive a Scales of Justice statuette from an alumnus/a, and asked that they pass on this tradition of giving. Professor Kelly Moore, who teaches tax and trusts and estates, received the Outstanding Faculty Award for the second time in as many years on the faculty. Kathleen Kormanyos received a Student Award for Scholarship and Leadership from the American Law Institute and American Bar Association, and outgoing Student Bar Association President Cleveland Karren received the Dean’s Award for his contributions to the law school and SBA over the past year.



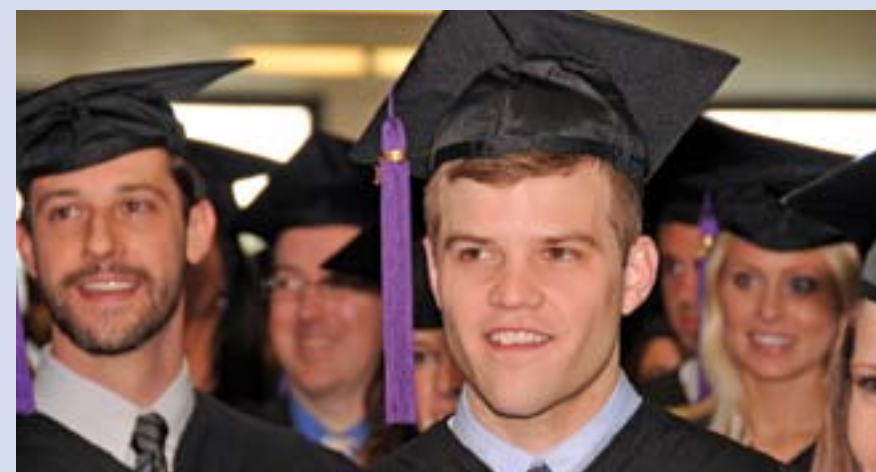
Excited graduates await conferring of degrees.



April Miller and Bryan LaMar Latta (foreground)



Bogden addresses the graduates.



Dale Bricker and Andrew Barde (foreground)



Leo Clark shows his enthusiasm.

“DOING IT MY WAY”

Solo and Small Firm Profiles:

Choosing to head out on one's own as a solo practitioner or to join forces with someone else to start a small firm takes confidence, dedication, business savvy, and a leap of faith. Some alumni had their sights set on running their own shops even before entering law school. Others found their way as a result of circumstances and choices later in the game. In 2005, the American Bar Foundation reported that 62 percent of all private practitioners worked in solo or small firms with five lawyers or fewer. Blood, sweat, and tears are essential ingredients for building a business, but we don't always hear about the satisfaction it can lead to or the interesting stories that emerge.

Toledo Law alums have chosen, or fallen into, this career path in a variety of practice areas and geographic locations. On the following pages you will meet a small sampling of Toledo Law alumni who ventured out on their own to begin a solo or small firm. You'll see fairly recent graduates making a go of it as well as some who have spent decades building their practices, brands, and backbones. We applaud all of you and look forward to hearing your stories. Visit law.utledo.edu/myway or scan the QR code below to share it with us.



SAID ORRA '03

Said Orra appears as solid and steady as the classic brick walls of his downtown Toledo law office.

"I'll accept that as a compliment," says the seven-year veteran of private practice. "Steadiness is a positive in practice. Depending on their circumstances, clients do look for a bit of comfort and hand-holding. People skills are a major part of a practice."

Although law wasn't Orra's first career choice — with a bachelor's degree in political science, his dream "was to do Peter Jennings' job," he says — the decision to go solo came soon after graduation from UT.

"In interviews with different firms, I'd ask if in addition to doing research, I'd have to chance to go to court. A lot of them said 'No, you won't do that for a long time,'" he says.

"I thought, if I'm going to be doing all the work, I might as well go to court. That's when I decided to set up my own office."

Knowledge gained in his family's business was an early plus, he says. "My father taught me what's involved in running a business — things they don't cover in law school, like banking, invoicing, how to correspond with clients." He also cited the Practical Legal Writing course taught by Marilyn Preston.

His office space was another advantage. "I have two office mates who

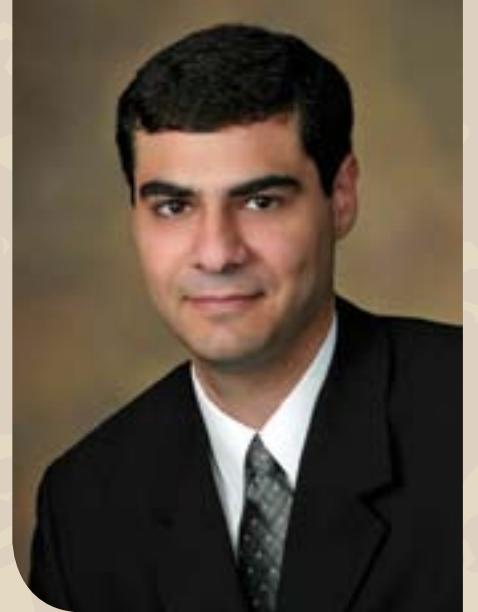
have served as my mentors over the years: Cherrefe Kadri and Bonnie Rankin. It was very helpful to be able to ask questions in the early days."

Those days were slow but steady. "Everything I've built in my practice and my client base has been through referrals," he says. "It's slower that way, but in the end your referral is a much more trusted source: a friend or family member. I'm apprehensive about social media, because we can all put things online to make ourselves look good. The proof, though, is always in the pudding: Can you deliver for the client?"

He does maintain a Web site. "In the first few years of practice, I would ask clients how they came across my name. The number one answer was referral; two was 'I looked on the Internet and saw your Web site.' People want a glimpse of who you are and your background."

As his practice grew, it expanded from corporate and criminal to include family law. "I never thought the last would be something I would do, but I found it to be a great way to do positive things for clients," he says.

His advice? "Be patient if you go solo. It takes time to get established. It's a profession, but a business like any other: you're building a brand. If you build it right, you'll have a nice practice, a nice



reputation and be able to deliver great services to your clients."

He strongly recommends joining a local bar association, praising Toledo's.

"It's a fantastic way to get to know your professional colleagues, make friendships that last a long time, and a way to network."

Seven years in, he said he's much happier now than when first considering law. "Because then you don't realize how much you're able to help people, how much knowledge you gain. It's absolutely amazing. Even if somewhere down the line I decide not to practice, the experience has been a privilege, and I'm thrilled with it."

CATHERINE M. PAGE '90

A long route to small firm practice gave Catherine M. Page plenty of time to accumulate valuable lessons - including many learned at the College of Law. Speaking in the accents of her English upbringing, the partner of California firm Page and Jorgensen LLP says, "People who've attended UT can be successful in any practice, large or small. And I've done both now."

Her entry into law school came when she was a paralegal in the 1980s, having come to the United States some years earlier to follow her husband's career. She acted upon the idea of law practice by entering UT Law's evening program while

continuing her day job. "I actually had our daughter halfway through law school," Page notes. "It was a busy time."

Busy but eminently worthwhile, she added. "I'm very grateful to the night program. It was very special, with wonderful professors. And I think night-school people can tell today's busy students a bit about time management."

Eventually, both she and her husband accepted job offers in California; from 1990 to 2007, she was senior counsel at Allen Matkins Leck Gamble Mallory & Natsis LLP, focusing on business litigation in their Orange County office. More busy, successful years followed. Eventually, life



propelled her in a new direction. "When my daughter entered junior high, I decided I needed to spend less time at the office," she says. "With one of my good friends at the firm, Jeanne Jorgensen, I started talking about going out on our own — we made the decision to do so in 2007."

Their timing was good. "We'd each had big-firm training and a good level of experience. We set our rates lower than they would have been at Allen Matkins, taking the mid-level cases of old clients that were harder for a large firm to litigate efficiently, so there was no animosity."

Initially, they had no administrative help. "Our daughters would occasionally

come in to do filing!" she laughs. "If you work for a big firm, you vaguely know that the messenger comes in to pick up the documents, then they miraculously appear in court in the files. Obviously it was a bit worrying, but it was one of the things we'd planned for."

New technologies — such as timekeeping and billing software, and legal databases — made their practice easier, she says. "But I think we use them judiciously, pardon the pun. We don't do much billing by e-mail, for example, partly because we like to use the traditional cover letter that keeps us in touch with our clients."

She cites a jewel of good advice: "Keep your expenses as low as possible when you first open. Because if you don't get as much business as you'd thought, you don't have to throw in the towel because you've taken on more than you need."

She's found what she needed, she says, crediting UT with giving her a strong foundation. "I'm a firm believer that for people wanting to move outside northwest Ohio, as long as they've done well at UT and have a resume with some high points, they can make it in any market."

MICHAEL SPIROS '72

For **Michael Spiros**, the road not taken has indeed made all the difference. Unlike Frost, though, he has no regrets. Quite the contrary, the attorney looks back on a career of nearly 40 years with deep satisfaction.

"I grew up in New York City and came to Toledo with a specific plan: Stay one semester, then transfer credits," says Spiros, who lives in Sylvania and practices in the Lambertville, Mich., firm of Spiros and Stewart. Instead, he remained at UT to complete a business degree, finish law school, join the UT faculty and act as statistician for the men's basketball team.

Obviously the game plan changed.

"By the time I finished law school I considered myself a Toledoan," he says. He also married a Toledo girl: Jennifer Hrabak, now his wife of 41 years.

His original partner, Stanley Krawetz ('65), hired Spiros, then a third-year law student, on a part-time basis for the academic year. However, in another plan shift, Krawetz subsequently asked him to join his private practice in Lambertville. "My initial reaction was no," Spiros remembers. "I was looking for more security, a paycheck every other Friday."

The older attorney persisted, convincing Spiros to take both the Ohio and Michigan Bar exams. His powers of persuasion succeeded, but another surprise loomed.

"Shortly after I joined the partnership, he asked me to take over the administrative end," Spiros says. "I had no experience in that area. Although I had a business degree, I don't know how well that prepares you for running a five-person office, so I had to feel my way."

Initial anxiety gave way to a successful long-term partnership. When Krawetz retired, Spiros took on one of his former UT students, Julia Stewart ('89), as his new partner. "In fact, everyone who works in the firm today is a UT grad: three attorneys [his daughter Nicole ('99) is the third], our paralegals and secretaries," he notes.

The practice's emphasis on probate, real estate and domestic relations affords him a rewarding immediacy, he says. "The feedback happens right away, and the cases tend to turn over fairly quickly, many within three or four months.

"Plus it's rewarding that we're helping people through difficult times."

Given the emotional content of many cases, he's cultivated up-front frankness from the beginning. "In 39 years, no client

has ever said, 'No, don't be honest with me; tell me what I want to hear.' But we'll occasionally lose a client for giving too straight of an answer.

"We still find that it's much easier to be straightforward from the outset. You won't find yourself waking up in the middle of the night two months later, wondering what it was you promised the client that you can't do. It's best for the client and for us as well."

With referrals from clients and other attorneys making up a significant portion of new cases, the firm hasn't delved far into online marketing, he says, though he's no technophobe — he oversaw a computer network installation, developed case management software and conducted software seminars. And as a UT associate professor, he continues

to teach paralegal courses in the UT Judith Herb College of Education, Health Science and Human Service.

A guiding principle ties it all together, he says. "I heard it said of a priest once that he took his faith seriously without taking himself seriously. I use that expression in the classroom and here in the practice. We take our work very seriously, we don't take ourselves that way."

Oh, and those roads not taken? No regrets. "One of the jobs I was getting ready to apply for as a third-year student was with the IRS. In those days, they paid about \$12,000 a year. That was more money than any of my family had made in a year.

"I think now, though, how mismatched I would have been with that job."



STACY LILLY '00

Stacy Lilly works more hours now than when she was working in a firm, but says she's not bothered by it. "I built this from nothing and it's a great feeling," says Lilly, who started her solo practice in 2009 and continues to keep overhead low by working out of her home.

After graduating from law school, Lilly stayed in Toledo, practicing insurance defense with the firm of Doyle, Lewis & Warner. The market in Toledo wasn't great and the firm closed in 2003, so she moved closer to home. Originally from Geneva, Ohio, Lilly went to work on the insurance coverage side at what was then Janik and Dorman in Cleveland. This new focus required her to switch gears. She had grown accustomed to court time, but working on the coverage side involved more legal writing. Steve Janik helped her learn that angle.

After a few years, her husband's career took them to Philadelphia. Lilly focused her job search on firms with insurance coverage practice groups and ended up at DLA Piper, a firm that has thousands of attorneys worldwide but, at the time, only about 50 in the Philadelphia office. The Philadelphia office was a more intimate environment while still having access

to the resources of the large firm "machine." Like most young attorneys, Lilly had the goal of making partner, but soon realized there was no lock-step guarantee and that partnership decisions were largely influenced by factors beyond what was taking place in Philadelphia. Lilly noticed associates who had been out longer than she "still gunning" and began to wonder what would happen to them if they didn't make partner.

Instead of chasing an uncertain future, Lilly decided to start her own practice. She scheduled some time off to develop a business plan and create a board of advisors. Lilly also participated in career counseling through the Women's Business Development Center in Philadelphia in order to learn more about all the hats she would wear. She credits the organizational skills and personal discipline developed in law school as helpful to her startup success. Hard work comes with the territory, but by far her biggest expense has been marketing. Lilly knew investing in a professional website and other marketing materials would be a wise and necessary move.

Her law practice, which began primarily as providing freelance legal services to other firms, now

encompasses litigation and transactional work, primarily for small businesses. Lilly's advice for new attorneys is "Be flexible, and take on things you may not have considered." Doing so has helped Lilly expand her practice. As a result of that growth, she cites repeat business and referrals from existing clients as her greatest accomplishment. She also has words of caution: "It is important to know your limitations." The majority of Lilly's CLE hours are spent on developing skills and practice areas that matter most to her clients. Lilly also takes on a number of pro bono cases and invests time in philanthropic efforts such as Dress for Success. Lilly is excited about what she has built, but with all of this, day-to-day time management remains a struggle. Lilly admits, "It's a juggling act, but it's *my act*."



MICHAEL ADAMS '04

Michael Adams, solo practitioner in Grand Rapids, Mich., came to law older and wiser, but in drive and determination he can match any younger, fresh-to-the-bar compatriot. "I entered law school in 2001 to fulfill a lifelong dream," says the attorney who specializes in criminal, family and immigration law.

Born in Flint, Mich., Adams' background included a four-year tour of duty with the U.S. Air Force, positions in public security, several years of college and five years as co-owner of a successful locksmith business. "I was flying by the seat of my pants," he admits. "My father gave me advice to finish college, but at that age, you think, 'I'll get to it when I get to it.'"



His father's unexpected and early death in 1997 jarred Adams into action: "I didn't want to look back and say, 'I wish I had done that.' I enrolled at Eastern Michigan to finish my paralegal studies degree, and all the while my focus was law school."

Two years into his UT law degree, a chance meeting with Michigan attorney John Beason ('81) turned life-changing. "He was at UT only because he was giving an assistant a tour," Adams says. "We got to chatting and he suggested I come to Grand Rapids over Christmas break, shadow him, check the area. So that's what I did."

Adams and Beason became good friends, with Beason mentoring the younger man. "That was a blessing, as though God sent him my way," Adams says.

After reaching his initial goal of being sworn into the Michigan bar, he says, "My bread and butter that first year came out of my assignment to the federal court for the Western District of Michigan; that and assisting Mr. Beason. I learned a great deal; I'd sit in on his client interviews and finish with him in court."

Beason wasn't paying him a salary, but he provided Adams with office space in his downtown suite. "I had my own practice by this time but no money

to advertise," Adams says. "With time, though, my name got around."

He preferred staying solo. "Having done it before, I knew a lot about running a business. I knew I could build a successful practice if I put the hours in. It was 12-hour days in the beginning, with a lot of that in research."

His primary advice for new attorneys? "Get to know the court staff: the clerks, bailiffs, judges' legal assistants, even the deputies who supervise the prisoners in court. They're invaluable to new lawyers and can guide you through the process — if they like you."

Being a people person is doubly important in solo practice, he adds.

"If you don't get along with people, that can cause problems in a firm, but when you're on your own, it's deadly."

Anticipating a "banner year" in this, the fifth of his practice, Adams is on the appointment list for both criminal and juvenile, factors that will allow him to hire staff. "And advertise more," he says. "The Internet gives you a lot more ways to get your name out."

He continues to feel blessed, saying, "I didn't get into this to make a million. I sincerely thought that I could make a difference practicing law, and I think I have."

JEFFREY B. BOGART '72

Attorneys who accept celebrity clients become quasi-celebrities themselves, and **Jeffrey B. Bogart**, senior partner with Bogart & Bogart PC in Atlanta, is no exception. Having represented the children of former President Jimmy Carter, Watergate figure John Ehrlichman and numerous professional athletes, he and his firm are on the high-visibility end of small practice, specializing in family law, criminal and civil litigation, divorce and child custody. He has even had two appearances on Court TV.

Despite this success, he doesn't take himself too seriously. "I roll my sleeves up and come to work every day. I don't think of myself as anything but a hard-working lawyer, which is what you need to be effective, because it's all about preparation, preparation, preparation."

At UT, he says, he developed a taste for trial work: "In 1971, at the beginning of UT's intern criminal practice program, we third-year students worked with Toledo Prosecutors Office as public defenders."

After graduation, Bogart joined the District Attorney's Office in New York as a member of the corruption section, prosecuting organized crime and political corruption, then continued doing public corruption prosecution with the U.S. Attorney's Office in Atlanta, eventually leaving to start a two-person firm. He came back to small practice some years later following four years with Atlanta's Arnall, Golden & Gregory.

Reviewing a long career, he names prosecuting as its most rewarding area. "You can protect the innocent by not prosecuting particular cases, and you can zealously go against those who need to be prosecuted."

"I enjoyed it so much that when I entered private practice I was honored to be selected as a special prosecutor for the State of Georgia Bar Disciplinary Committee, and then as a special prosecutor for the Judicial Qualifications Committee, prosecuting judges who've committed malfeasance



in office. I've always kept my hand in prosecuting."

Today, in addition to his practice, he teaches litigation courses at the University of Georgia and Emory University. Yearly, he chairs his own trial practice seminar, presented through the Institute of Continuing Legal Education (ICLE). "Teaching has been extremely gratifying for me, and I think I got a sense of all that

at UT, where I really enjoyed the great teachers," he says.

A high-profile practice, though, still requires marketing. "The hardest thing about small practice is that you're solely responsible," he says. "You have to generate your business, work it and collect for it. I keep five lawyers busy full-time; that's from teaching and word-of-mouth from satisfied clients. In domestic relations, which is about 70 percent of the firm's work, that's hard."

The level of the practice is demanding as well, he notes. "You have to hit the ground running, so we have always had lawyers with at least fifteen years of experience working with us," including his wife Christine. The couple has seven children in this blended family and two grandchildren.

In addition to his demanding life, he gladly counsels younger attorneys through his teaching and seminars. Is there a commonality in the messages he delivers? One pictures him rolling up sleeves before replying. "Respect what you're doing, represent every client to the best of your ability, and always try to be the best lawyer in the room."

DANIEL AHARONI '76

When Madonna needed last-minute visas for her touring troupe, where did she turn? To the same attorney Naomi Campbell called for help with her green card, and Iggy Pop retained to settle an immigration issue: **Daniel Aharoni**, managing partner of the New York City law firm bearing his name.

In a 30-years-plus legal practice that includes stints in entertainment law and corporate law, Aharoni forged his specialty as an immigration counsel to creatives: artists, entertainers, new media wizards, and old-style scientists, athletes, educators, and entrepreneurs who need U.S. residence visas to achieve career goals.

One of his early successes earned him a literal standing ovation, Aharoni recalls. "And I liked that."

He adds, "Americans tend not to know anything about immigration, but foreigners learn very quickly. The ability to come to this country is very important to them, not only to reach the American market, but also as creative people wanting to practice their art — so whoever helps them is not

just another vendor, but someone they'd like to meet."

He has met many of them, starting in his early post-OSU grad days as a road manager for rock bands. "I came to New York with a backpack, on my way to Europe, and stayed with a friend who'd gotten into the music business," he says.

The hard-rock lifestyle held him for a few years, he adds. "But I'd met some entertainment lawyers; the work sounded



interesting and I'd always enjoyed advising people, seeing solutions to problems that stymied them. The study of law appealed to my intellect. I came back to my hometown, where I wouldn't be tempted by New York and I would study, see my folks, be serious."

At UT, he concentrated on the courses likely to fit his planned path, such as copyright and tax law. "I had great teachers," he says. "They were responsive to me, who at 27 had five years on everyone and had a very fixed career goal."

Returning to New York after graduation, he took a job with a lawyer who had gone on his own after working for what Aharoni calls "a very small but high-quality boutique firm, doing entertainment, litigation, and real estate. I was his only associate; he passed on what he'd learned there."

"Our biggest client was a rock 'n' roll booking agency that brought over British bands. I found myself applying all my UT courses to real-life questions. It was always multiple contracts for every big deal, and while all that integration of the coursework was fascinating, it did give me a headache.

I'd come home and literally, my brain hurt. That's what I remember about being a young lawyer, having so much to learn."

Learn he did, and in time went solo and focused exclusively on the immigration practice he had come to find especially rewarding. "I wasn't an overnight sensation — I was living on plastic for a long time," he says.

Today, he works with four other lawyers who practice on their own but work collaboratively. "It allows everyone to be as idiosyncratic with their practice as they like. Immigration lawyers tend to be either solo or two people practicing together."

"We have a great bar — the American Immigration Lawyers Association — that's very collegial and supportive. The common opponent is the government, as we try to persuade them to grant a visa to someone or not deport a person."

A mentor to many, he advises students to consider immigration law. "It's an area of law where you can do some good as well as make a living. It's not the highest earning area, but I would venture it's the most rewarding by far."

RALPH DILEONE '84

Ralph DiLeone says to new customers: "We're not going to have a lawyer-client relationship; I'm a partner." His clientele appreciate it, given that many of them are family-owned corporations, joint ventures and partnerships, or limited-liability companies.

"I try to put myself in my clients' shoes," says the attorney from the Raleigh, N.C., offices of DiLeone Law Group P.C.

He's walked the corporate walk for nearly three decades. Following five years as a tax accountant for companies that included Marathon Oil, he earned his Toledo Law degree and practiced with firms in hometown Cleveland before moving to Raleigh and entering the fast lane — fast food, that is.

While his habitual hard work netted speedy recognition — he served as senior vice president and general counsel for Hardee's Food Systems; as vice president, general counsel and secretary for Swifty Serve — DiLeone's stints in that arena were not without bumps.

The time-zone difference between North Carolina and Hardee's corporate offices in California, for instance, made for long days and late drives home. "The company president said to me, 'I'm afraid I'm going to find you as a grease spot on the road one of these days,'" DiLeone recalls.

Parting from Hardee's was mutually amicable; his departure from Swifty Serve, though, left him with a classic war story: new president, new game, big broom.

"At nine in the morning I was told that my job had been eliminated, by 10 I was on the road, making calls, saying that I was going to start my own firm until I figured out what else to do," he says.

"Well, that was 12 years ago." In the interim, he's built on both his existing reputation and that corporate experience. He began as a general business lawyer, though as he wryly notes, he's amended that to business divorce lawyer: "I seem to be handling a lot of shareholder fights."

Most family-owned companies, he adds, lack the buy-sell agreements that can prevent separation anxiety. But that's a teachable moment. (He also enjoys more formal teaching at Campbell Law School and University of North Carolina Chapel Hill, assisting former UT faculty member Mike Kadens.)

"In business law, it's fun to create opportunities," he says. "For instance, in an acquisition settlement, probably 85 percent of acquisitions don't work because they're not implemented properly. I help my client get what they thought they were going to get when they bought it."

He's retained a focus on middle-market, family-owned business: "Putting ourselves in your shoes to help you better your business."

Currently operating with a small staff — "a paralegal, me and a summer intern" — he keeps eyes peeled for lawyers with a matching work ethos: "willing to invest in yourself, someone who can go out and manage the risk."

A corollary to DiLeone's self-investment is technology: "I have Facebook, I have Twitter, I have LinkedIn, we're trying podcasting, revamping our website to make it more searchable. We use technology as much as we can; I think it's a great way to interact with clients."

"But I have yet to get a client off any of the social media; the people who have contacted me that way have been mainly tire-kickers. I'm friends with a Fortune 500 company executive down here; if I want to hook up with someone of his stature, I don't think it will happen because he's following my tweets."

DiLeone's most valued gain from solo practice: professional satisfaction. "It's funny," he says. "I had the same rewards when I was in a big firm; they just mean more when you're on your own. It's when a client says, 'I sleep better because you're on my team.'"



TODD M. WILLIAMS '08

Todd M. Williams of energy law firm Williams & Moser LLC always knew he'd have his own law offices. What ended up surprising him was the timing.

"I just assumed that day would come after about five to ten years in a nice medium-sized firm," he says. Instead, an economy on standby helped propel him into flying solo.

"I worked for a major corporation before law school, doing accounting," he says. "Loved the company, hated the job. So I knew going into law school that I didn't want to take a job just to have one."

With sparse job offers and even fewer in areas that matched Williams' strong interest in environmental law, he carefully weighed options before leaping. "I already had a client with my small firm while I was looking, so private practice made sense if I was going to make any money and practice in an area of law I really cared about."

Made sense, but still terrified, he admits. Nevertheless, he knew that success is in the details, in this case accounting, bookkeeping, strategies for marketing and reducing overhead.

"It's tough starting a firm, even tougher when you have a niche firm like ours," he says. "The product you're selling is your legal services, but what you're running is a business. You need to pick up additional skills you don't learn in law school."

Like patience, he adds. "The first year there were weeks when I had nothing to do except go out and market the firm. I was a solo firm for about the first nine months out of school. After that I formed a partnership, which is about two years old now."

That's the same age as his daughter, Sophia, which brings up another detail: mutual spousal support. "Because of how my wife Megan and I set our lives up before I started law school, everything depends on her salary. A lot of our current success is due to her willingness to support me after law school for a few years," he says.

On the other hand, the firm was home-based until last fall, which allowed Todd to help raise Sophia. "For a long time, my largest client was in Columbus, the second largest in San Francisco, so most of my work was done over the Internet," he



says. They now have offices in Toledo and Columbus.

The niche status has been both advantage and challenge, he notes of the practice that's heavy on energy regulation. "I graduated with an environmental law certificate and a concentration in environmental law. The regulatory side of energy law is very much classic administrative law issues and learning how to operate at the Public Utilities Commission of Ohio, with its own special rules for evidence and special procedures; the administrative law courses I had prepared me for that."

MELAN M. FORCHT '01

Sitting in her cozy office on the second floor of a red-brick building in downtown Sylvania, Ohio, it is easy to see why Melan M. Forcht is able to connect with clients. Forcht has a comfortable demeanor but is able to speak candidly about the ups and downs, the pros and cons, the good and the bad of solo practice. "This is how I built my business," says Forcht. "I spend time with my clients and I get a lot of referrals. I think people know I'm genuine."

Genuine she is. Forcht casually references the kid-size table and chairs stashed in the corner of her office for those weekends when she brings her daughter to work. She also openly discusses the tough road she had to a law degree. After switching majors multiple times, she finally completed her undergraduate degree. She was several years older than her classmates by the time she started law school. Forcht says, "The toughest part of law school was getting into the groove of time management." Her son was going into kindergarten at the time. She would work with him, then stay up reading until

2 a.m. most nights. "Looking back, it's hard to believe I did that. I couldn't stay up until 2 a.m. now if I had to." Forcht admits her favorite law school memories are of studying for exams with her group of friends. Support from this close circle and perseverance learned largely from the demands of law school contributed to the courage to set out on her own.

Forcht's goal after law school was to be hired by a local law office. She had achieved that when she was invited to join law school friends to form a firm. When she decided to leave this arrangement, one of her greatest concerns was whether clients would follow her; they did. With the support of her husband and her mentors, she started out small and, this time, completely on her own. One of her first business decisions was to purchase an ad in the phone book. Forcht took care in doing so, recognizing she needed to match the size of her ad with client perceptions of her office and fees.

Right now she is just where she wants to be. A year ago another attorney expressed interest in the space she rents.

Now they share the suite. "It is nice to have company," Forcht admits. She also cites the support of the solo practitioners in the area as contributing to her success. Forcht's greatest achievement? "My family and that my doors are still open after eight years of being on my own."

Much of her success may be due to her approach. Forcht practices family law and bankruptcy. She remembers so many



Word of mouth has brought clients, he says. "And I spend a lot of time getting to know local politicians and business leaders, and other members of the bar, making them aware that there's an energy firm in town."

A major step forward has been acting as advisers for the efficiencies-implementing Better Buildings Program Northwest Ohio, a Toledo-Lucas County Port Authority effort supported through a \$15 million Department of Energy grant.

As the firm grows, initial terror has given way to intense satisfaction, he says. "I love the reward of being able to build my own name and brand. Nobody's second-guessing me; but I did try to build a network of older attorneys past whom I can run questions. That's valuable. I recommend the Ohio Lawyer-to-Lawyer mentoring program through the Ohio Supreme Court."

In the end, he adds, "This choice has made all the difference in the world to me."

attorneys leaving the bankruptcy practice after the law changed in 2005. She stuck with it and now works to change the bankruptcy stigma that many of her clients experience. She tells people, "It [bankruptcy] is a tool to help those who need a fresh start. It gives you a clean slate to start over." She's seen people fall on unexpected hard times with job loss and health issues. "Circumstances that are not typically planned for can derail someone who is already living paycheck to paycheck."

Two of the best practice tips she ever received were to return phone calls and to be upfront with her clients. Forcht tells them, "You may not hear what you want to hear, but you will hear what you need to hear."

Forcht knows the importance of "giving back" and does so through the TBA's pro bono services and mentoring. Forcht remembers calling around to ask others for help when she was a new attorney. When she was recently approached by a new Toledo Law graduate asking the same question she had asked a number of years ago, she was more than willing to respond.

ALAN KONOP '63

Alan Konop doesn't miss a beat as his assistant shoves a stack of papers in front of him to sign at the same time he motions the reporter to sit down to begin the interview. Sitting on the front of his desk is the book *Quotes from Great Leaders*, stacks of paper and tons of pictures and mementos. Scattered around the room are various pieces of artwork and framed quotations; some hung, but many not. "No rest for the wicked," he says with a twinkle in his eye. You can sense the energy in the air and see the spring in his step. Alan Konop has been practicing law in Toledo since 1963, and he still loves what he does.

Initially he had no idea what he wanted to do. "Before going to law school I contemplated becoming a rabbi, and during law school I worked as a social worker." Upon graduating, Konop rented office space with some older lawyers and practiced mainly criminal defense and general practice for the first five to six years. As it turned out, criminal law, civil rights and personal injury areas were where he felt most comfortable.

One of his first lessons came from his criminal law experience. Konop was defending a client in a criminal trial and the client was found guilty. Konop's face falls as he recounts, "It was bad. I was devastated." His client turned to him and said, "Don't feel so bad. You are the first person who has listened to me." He has never forgotten this experience, seeing it as a lesson in how to treat people and how important it is to listen.

Konop says as a defense lawyer you have to understand that cases are tough, but everyone is entitled to the best job the attorney can possibly do. "You hope you can be successful, but you can't win every case," says Konop, who went through law school at a time when clinical courses didn't exist. He says of clinics and practical internships now, "Those experiences are vital. It's very important to learn the law, but the next step is applying it."

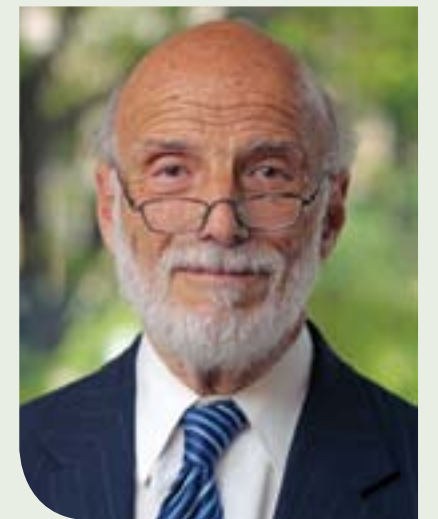
He credits his social work background with creating familiarity with seeing people in trouble and trying to find ways to help. His ideals are rooted in rehabilitation, and he feels early intervention is necessary for criminal offenders. "We could do more," says Konop. He and his wife

Barbara feel just as strongly about mentoring. Whether it's mentoring troubled youth or new attorneys, Konop states, "Mentoring is so important. You have to sort of like people to do this (lawyering) well."

Konop describes himself as an "old-timer." He never got into advertising his practice; it grew through clients who referred friends and relatives. To new attorneys seeking advice he says, "Go for it." (with that same twinkle in his eye), but cautions it can be very frustrating. The key is to respect all people: "Never underestimate the need for some degree of civility."

Is there anything that upsets this veteran attorney? "Don't ever think you know it all. If you have self-doubt, you are thinking things through more clearly. Trouble pops up, he adds, the minute you say to a client, "Don't worry about a thing."

His practice and reputation have been built through trust and relationships. "One of the real



problems in society today is we don't feel connected to each other. We have to understand we are all connected," says Konop. "My client saved me when he told me I was the first to listen to him. I was wiped out!" According to Konop, an un-hung framed quote by playwright Arthur Miller says it best: "...but the truth, the first truth, probably, is that we are all connected, watching one another. Even the trees."

Message from Law Alumni Affiliate President Jill Hayes '90

I have the privilege of serving as your Law Alumni Affiliate president for the 2011-2012 term. For many years, I have served on the former University of Toledo Law Alumni Board of Governors, which became The University of Toledo Law Alumni Affiliate two years ago. I have witnessed many changes throughout the years and can confidently assure you the Law Alumni Affiliate has moved in the right direction. We have sponsored many exciting events this past year, including ice-skating at Tam-O-Shanter, wine tasting at the Driscoll Center, Walleye hockey games, Imagination Station family outings and performances of the Toledo Symphony. Some events were co-sponsored with the College of Medicine Affiliate, which allowed us to meet alumni from the medical school. If you have not attended any of these events in the past, I encourage you to do so this year. I further encourage you to attend the Law Alumni Gala to be held on September 24 at Inverness Club. We are planning a very special evening.



Hayes

These are challenging times for our law school with the cuts in state funding for universities all over Ohio. Michelle Kranz has graciously continued to serve as chair of the Development Committee for our Law Alumni Affiliate. Please consider calling Michelle with your donation so our students can continue to receive an outstanding legal education.

I would like to thank Bruce Stone for his service as president of the Law Alumni Affiliate for the 2010-2011 term. Bruce works and lives in Ann Arbor, Mich., and Bruce's deep commitment to the law school is demonstrated by all those miles driven to and from meetings and events in Toledo. I commend you, Bruce.

Finally, I would like to recognize Heather Karns, assistant dean of Law Career Services and Alumni Affairs; Vern Snyder, vice president for Institutional Advancement; Dan Saevig, associate vice president of Alumni Relations; and Susan Fandrey, Law Alumni Affiliate events coordinator, for their hard work on behalf of the Law Alumni Affiliate. When you see them at one of our events, please thank them for all they do for us.

Should you have any thoughts, suggestions or questions, please give me a call. I look forward to seeing you this year at our events.

An active year for the Law Alumni Affiliate

The Law Alumni Affiliate had an active year, hosting more than 20 alumni events and offering varied opportunities for alumni to connect. Highlights include:

- The 2010 Recognition and Reunion Gala with 120 alumni and friends in attendance
- Supporting the Lawyers' Build for Maumee Valley Habitat for Humanity
- Partnering with the Toledo Bar Association for CLE events
- Toledo Symphony concerts at the Stranahan Theater
- Pre-event receptions at the Black Pearl restaurant (underwritten by Key Private Bank)
- Wine-tasting with commentary provided by Professor John Barrett
- The 12th annual Stoepler Scholarship Golf Outing
- Walleye hockey
- Ice-skating at Tam-o-Shanter
- Evening at Imagination Station
- Exam break snacks for law students

Last but not least, through your donations the Law Alumni Affiliate provided each incoming law student with a leather portfolio and each graduate with a Scales of Justice statuette.

These gifts make a lasting impression and send a message about the importance of connections and staying involved. Thanks to those who donated for your generosity to our students and graduates.



Award winners Pat S. Intagliata '79, Gerald L. Trepkowski '02, Professor Robin M. Kennedy, Kenneth W. White '61 and Christopher P. Bussert '83, join Law Alumni Affiliate President, Bruce Stone, and Dean Steinbock (pictured fourth and fifth from the left) for a picture.

Alumni perspectives: James R. Knepp '92

Periodically we ask alumni to share perspectives on important issues or events. This year, the College of Law was asked to host the Investiture of James R. Knepp, II (1992), who was appointed to the position of Magistrate Judge by the judges of the U.S. District Court for the Northern District of Ohio. Following the ceremony (summarized on Page 32), we asked Judge Knepp to share his journey to the bench with us.

I wonder how many of us have had a memorable moment at a self-serve gas pump. Maybe the first time on your own as a newly-licensed driver? Perhaps the first time the cost per gallon was somewhere north of \$4?

Mine was on May 3, 2010. That evening, while pumping gas in the rain at the Shell station in downtown Toledo, I received a phone call that changed my life. Judge James G. Carr, then chief judge of the U.S. District Court for the Northern District of Ohio, called to tell me that I had been selected by the judges of the court as the next Magistrate Judge to serve at the federal court in Toledo.

Several months earlier, when I heard that United States Magistrate Judge Vernelis K. Armstrong was going to be retiring (happily for the northwest Ohio legal community, she has continued to serve the court on recall status), I made the decision to apply for the position. The decision was both difficult and easy.

It was difficult to think of leaving Robison, Curphey & O'Connell, my professional home and family for the past 15 years. I joined RCO immediately after serving a two-year clerkship for Judge John W. Potter in the United States District Court in Toledo. I was always proud to tell law students interviewing for positions with the firm that it was a special place, where, as trite as it may sound, people really do care a great deal for each other. I worked through my tenure as an associate, made partner, and was presumably going to take over as managing partner at some point in the near future. I had great relationships with several clients, and was able to marry my love of technology with the needs of a particular corporate client, which selected me to serve as national counsel for its locomotive video program.

The decision was also easy. I have to believe that anyone who serves as a law clerk to a federal judge considers the prospect of actually being a federal judge his or her dream job. That dream job status, and the relative rarity of opportunities, made it feel like submitting my application was the functional equivalent of buying a lottery ticket. But as some marketing genius, speaking through a commercial

message for the lottery, once told me, "You can't win if you don't play."

In fact, as I progressed through the selection process, I kept reassuring myself that I had no realistic chance of winding up with my dream job, but that fate was merely toying with me. I surpassed an initial round of screening and was interviewed by a panel of approximately 30 committee members, mostly attorneys, all selected by judges of the Northern District of Ohio. I was, frankly, surprised when I was advised I was one of five finalists recommended to the judges of the district. I knew that each of the finalists was well-qualified, and feared that perhaps the committee had advanced my candidacy for comic relief to break up an afternoon of serious interviews for the judge. Following my interview with the judges, I felt like I had put my best foot forward, but was again confident that the foot of another would win the race. Having finally concluded that the promised phone call to let me know one way or the other was not going to arrive that afternoon after all, I headed home. While filling my gas tank, my phone registered a call from an unfamiliar number. In utter disregard of the warning on the pump about using cell phones while dispensing the flammable liquid, I answered what turned out to be the call that changed my life. I heard the voice of Judge Carr on the other end of the line, and the first words out of his mouth were, "Welcome aboard, James."

After my selection, I was required to undergo an extensive background check by the FBI. I was required to answer dozens of questions which began with the phrases "Have you ever . . ." or "Have you, within the past 15 years . . . ?" Then came a period of deafening silence. I was advised to not even check on the status of the background investigation for three months. I have never before experienced such a profound feeling of hanging in limbo. While I knew, objectively, that there was nothing about the background check that could pose a problem, I had to admit the uncertainty was really uncomfortable. Despite the uncertainty, over those three months I transitioned my law practice to my partners at RCO and said goodbye to clients and friends, many of whom had come to be numbered in both categories.



Judge Knepp graduated magna cum laude from Mount Union College, received his Masters Degree from Bowling Green State University, and graduated summa cum laude and as the class valedictorian at The University of Toledo College of Law.

It was both a relief, and even more stressful, when the calls and e-mails finally started coming in letting me know that friends, neighbors, judges, coworkers and litigation adversaries had been contacted by the FBI, inquiring about my character. The low-water mark for that period was undoubtedly when my close friend at the office, reporting his experience in the investigation, told me of his response to an inquiry by the agent about whether I ever abused alcohol: What do you mean by "abuse"?

Apparently, the agent had a sense of humor, because I survived the background investigation and didn't have to explain to my clients and colleagues that I wouldn't be leaving after all. In keeping with tradition, my formal swearing in took place at an investiture ceremony attended by my new judicial colleagues from around the district, as well as members of the bench and bar, friends and family.

As I was responsible for selecting the location for the investiture, it was important to me to involve UT Law, to which I was grateful in the first instance for bringing me to Toledo and then for matchmaking me personally (my wife, Linda, is a fellow 1992 law alumni) and professionally (former placement director Joyce Shawaker provided an introduction to Judge Potter, my first employer after graduation).

As Judge Potter administered the oath of office to me, the intervening 21 years since I sat in that very same auditorium as a new law student attending orientation melted into a warm and comforting sense of an orderly progression to a completely unexpected result. And, more than anything, it felt good to formally begin this next adventure in the same place where my professional life began.

College of Law hosts investiture of James R. Knepp '92

On September 22, 2010, College of Law hosted the investiture ceremony for James R. Knepp II, who was sworn in as magistrate judge for the U.S. District Court, Northern District of Ohio, Western Division. Knepp, a 1992 graduate of The University of Toledo College of Law, was selected from a pool of finalists by the district court judges of the Northern District of Ohio to assume the magistrate judge vacancy in Toledo resulting from Magistrate Judge Vernelis K. Armstrong's recent assumption of recall status. Chief Judge Solomon Oliver Jr. presided over the investiture and was joined in attendance by several district court, bankruptcy and magistrate judges from across the Northern District of Ohio.

Judge Knepp also received best wishes from Dean Steinbock and several local bar associations. More than 150 people attended the investiture.



Jeff Crowther '81, Rule-of-law advisor in Afghanistan



Jeff Crowther '81 makes his daily commute in the mountains north of Kandahar, Afghanistan. That's Taliban territory, just down the road, in fact, from the

home village of Mullah Omar. An employee of the U.S. State Department, Crowther is a senior rule-of-law adviser embedded with a multinational force of Australians, Dutch and Americans. "People often forget that the Afghan conflict is a NATO operation," Jeff notes. Via e-mail and Skype, he shares the passion he's developed for a mission as rewarding as it is dangerous.

The danger is obvious: Crowther never travels without three or four armed bodyguards. The rewards take longer to fathom, though Crowther began reaping them from the moment he plotted a course for the rest of his life.

"I looked at all the things I had done in my life: Vietnam veteran, criminal justice and

law, international experience in cross-cultural training, martial arts, and it all pointed to this type of work," he says. "It was a perfect fit, for I truly love what I do."

Part of the rule of law is to help the constitutional law of Afghanistan become legitimate and reach its people. This is a huge undertaking, Crowther notes. But the necessary interaction energizes him. "I love the challenge of the cultural awareness when talking with someone who's looking to you for advice, mentorship and connection to the international community legal assistance programs," he says.

Afghans who seek his help are steeped in a far older legal culture, one Crowther still strives to understand fully. "Modern systems of laws are not readily accepted here," he explains. "It's part of the environment you operate in; you have to be aware of it as you work with judges, prosecutors and police."

Part of his job is making a record of the decisions handed down by the jirga — the Pashtun council of tribal elders — that's always resolving disputes the old-fashioned way just miles from the city court.

He explains the complexity: "There's a blend of statutory law, their constitutional law, Shari'a

and Pashtunwali. Afghans always take into consideration the community; extra-judicial law, we call it. They'll call in community members to be witnesses, to see that the community is given its proper consideration."

The traditional Afghan way to settle a blood feud, he notes, is to marry three generations of women from the offending family into the wronged family. Sharing a much-cited story concerning an Afghan man whose family honor was wronged and who waited 100 years before he exacted retribution, he adds wryly, "He was counseled that he had acted too quickly."

He laughs while offering a message for Western law students. "They should never complain about any American courthouse. Here, they conduct trials in buildings heated by pot-bellied stoves fashioned from 50-gallon steel drums."

Though his own student status is decades past, he says, "I do think of my UT Law College days many, many times. They are times you know you had a good education, and at UT, I understood the concept of law and jurisprudence, and developed a range that's carried me a long way."

At least 6,900 miles, by any estimation.

Kara Bruce Assistant Professor



Professor Bruce joined the faculty in August 2010. During her first year at the College of Law, she taught Secured Transactions and Commercial Paper. She is working on an article exploring retail bankruptcies in the wake of the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005. Bruce presented this article at the Law and Society Association's annual meeting in June 2011 and the Midwest Corporate Law Scholars Conference in July 2011. Professor Bruce was an invited presenter at a CLE program given by the Toledo Women's Bar Association in May 2011.

Benjamin Davis Professor



Professor Davis spoke at The University of Toledo on legal issues with respect to the Ahmed Ghailani (West African Embassy bombings) conviction, torture, and drones and targeted killings. In March, he spoke at the University of Montreal Faculty of Law on a humanist vision of international commercial arbitration. He continued his work as a board member of the Society of American Law Teachers on a wide range of topics affecting legal education. He wrote commentaries online at Jurist and the Society of American Law Teachers blog, and offline in the Toledo Blade and other media, on issues concerning the definition of torture and the killing of Osama Bin Laden. He continued his multi-year work with Human Rights First on the drafting of its Accountability Report, work with Vincent Bugliosi on state prosecution of a former president, and work on his book on the citizen's role in state compliance with international law.

Beth Eisler Professor

In April, Professor Eisler presented a program on the Ohio rules of privilege at the 2011 Spring Conference of the Ohio Association of



Magistrates, which is sponsored by the Supreme Court of Ohio Judicial College. In June, she presented an update on Ohio hearsay rules at the Ohio Prosecuting Attorneys Association 2011 Summer Workshop. Professor Eisler continues to teach in the American Law Certificate Program at Szeged University in Hungary. In February, she taught International Sales of Goods to the Hungarian law students in the program.

Llewellyn Joseph Gibbons Professor



Professor Gibbons was elected to membership in the American Law Institute (ALI). The ALI (made up of 4,000 lawyers, judges, and law professors) drafts, discusses, revises, and publishes restatements of the law. Professor Gibbons has volunteered to work on ALI member consultative groups on the Legal and Economic Principles of World trade law, Restatement Third, the U.S. Law of International Commercial Arbitration, and the Restatement Third, Torts: Economic Torts and Related Wrongs. Professor Gibbons co-authored with Lars S. Smith a book on trademark law, wrote for *Regulatory Approaches: Crisis, Danger or Opportunity for Copyright and Trademark Law in the United States* (2011) a book chapter, "Reader in American Law for Chinese Law Students" and a law review article, "Do as I Say (Not as I Did): Putative Intellectual Property Lessons for Emerging Economies from the Not So Long Past of the Developed Nations," in the SMU Law Review. Professor Gibbons also presented papers or spoke at 2011 IPR Nanhu Forum — National IPR Strategy; the Drake University School of Law, Intellectual Property Scholars Roundtable; The Association for the Study of Law, Culture and the Humanities 2011 Annual Conference; and The Third National People of Color Legal Scholarship Conference. Finally, Professor Gibbons successfully concluded his year as chair of the Association of American Law Schools Section on Minority Groups.

Rick Goheen Assistant Professor and Director of the Law Library

Professor Goheen will be serving another two-year term as



treasurer of the Ohio Regional Association of Law Libraries, and recently completed a major furniture renovation project on the main floor of the LaValley Law Library. He also serves on the advisory board for the UT Paralegal Studies Program, and presented a state of the library update for them at a February board meeting.

Ken Kilbert Associate Professor



Professor Kilbert was awarded a grant by the National Sea Grant Law Center to conduct a legal research and public outreach project aimed at combating the sources of hazardous algae blooms in Lake

Erie, a growing problem for recreation, tourism, aquatic life, and human health. Collaborators on this multi-disciplinary project are the directors of UT's Lake Erie Center and Ohio State University's Stone Laboratory. Kilbert organized the 10th annual Great Lakes Water Conference in November 2010 at the College of Law, where he chaired a panel on renewable energy. Other speaking engagements included a Feb. 2011 workshop in Windsor, Ontario, regarding Great Lakes water levels, sponsored by the International Joint Commission. He was named "Outstanding Newsletter Editor" for 2009-2010 by the ABA Section of Litigation. This was the second time in three years that Kilbert and his two co-editors were so honored for their work on The Environmental Litigator, published quarterly by the section's Environmental Litigation Committee.

Jessica Knouse Associate Professor



Professor Knouse published an article titled "Restructuring the Labor Market to Democratize the Public Forum" in the Stetson Law Review. She placed an article titled "Civil Marriage: Threat to Democracy" in the Michigan Journal of Gender & Law. Knouse gave presentations at the 2010 Annual Meeting of the Law and Society Association in Chicago, Illinois; the Case Western Reserve University School of Law; the Loyola University Chicago School of Law's Constitutional Law Colloquium ("How Democratic is the Constitution?"); the Toledo Bar Association's

Federal Courts Section Meeting; and The University of Toledo's Constitution Day Celebration. Within the College of Law, she was a presenter in the Faculty Roundtable Series and a participant in the annual Supreme Court Preview Panel Discussion. She also organized the June 2010 Ohio Legal Scholarship Workshop, which was attended by faculty from law schools across Ohio. She gave presentations at the 2011 Annual Meeting of the Law and Society Association in San Francisco, and the Michigan State University College of Law's Midwest Family Law Consortium, and for the Toledo Women's Bar Association's CLE.

Susan Martyn Stoepler Professor of Law and Values



Professor Martyn has been named a Fellow of the American Bar Association. Membership in the fellows is an honor limited to one-third of 1 percent of the lawyers in America. She also co-chaired the annual ALI-

ABA Developments in Legal Ethics CLE at the Annual Meeting of the American Law Institute in San Francisco in May. She and co-author Lawrence J. Fox recently filed an amicus curiae brief in the U.S. Supreme Court in *Maples v. Thomas* on behalf of 90 legal ethics professors and practitioners and The Ethics Bureau at Yale. The brief evaluates a myriad of professional responsibility issues raised in a habeas corpus proceeding. The court will hear oral arguments in the case this fall.

Kelly Moore Assistant Professor



Professor Moore placed two articles, "Home Run Balls and Taxation, a New Stance: How a H.R. Can Be I.R.D." (co-authored with Adam J. Poe) and "Will the Applicable Exclusion Amount Tame Section

2057, Again?" in the Texas Tech University School of Law Estate Planning & Community Property Law Journal (winter 2011). In addition, he contributed an essay, "Contextual Tethers to Greater Understanding," to the newsletter of the Institute for Law Teaching and Learning (fall 2010). He was honored to be voted Outstanding Professor of the Year by the 2011 graduating class, the second year

in a row he has won this award. He was also involved with or on various committees, such as the Dean Search Committee and the Strategic Planning Committee. Finally, he was elected a member of the Faculty Senate for the upcoming academic year.

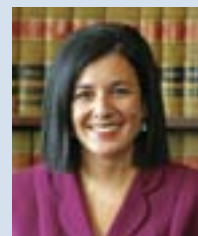
Dan Nathan Clinical Professor



Professor Nathan was hired in January 2011 and teaches the Juvenile Law and Domestic Violence Clinic. Professor Nathan is on the board of Court Appointed Special Advocates (CASA) and

on the legal committee of the ACLU. During spring semester, Professor Nathan presented a workshop on domestic violence at Maumee Valley Country Day School's Issue Day, and he presented to Mountain Mentors on factors promoting resiliency in neglected and abused children.

Nicole Porter Associate Dean



Professor Porter was granted tenure and promoted to full professor in June 2010. In July 2010, she began serving as the associate dean for Academic Affairs. Her article (co-authored by graduate

Jessica Vartanian '10), "Debunking the Market Myth in Pay Discrimination Cases," is forthcoming in the Georgetown Journal of Gender and the Law. This article was selected for presentation at the Annual Meeting of the American Association of Law Schools in January 2011, and Porter also presented it at the Annual Labor and Employment Law Colloquium in Saint Louis, Mo.

Porter also presented a CLE lecture at the Toledo Women's Bar Association in May.

Garrick Pursley Assistant Professor



Professor Pursley's article, "Preemption in Congress," was published in the Spring 2010 issue of Ohio State Law Journal. He also published two shorter pieces in 2010: "Penal Deference and Other

Oddities in United States v. Comstock" in Duke Journal of Constitutional Law and Public Policy and Preemption, "Deference and Constitutional Doubt" in Administrative and Regulatory Law News. His review essay, "Federalism Compatibilists," appeared in the Spring 2011 issue of Texas Law Review; and "Local Energy," (written with Tulsa Professor Hannah Wiseman), his article examining legal mechanisms that may promote renewable energy use, appeared in the Spring 2011 issue of Emory Law Journal. His most recent articles — "Dormancy," which was accepted for publication in the Georgetown Law Journal, and "Instrumental Federalism," an invited contribution to Alabama Law Review — will appear in spring 2012. Professor Pursley presented "Dormancy," a constitutional theory piece, at the 2010 Ohio Legal Scholarship Conference, the Toledo Law Faculty Roundtable, the Wayne State Faculty Colloquium, and at a constitutional theory colloquium at Duke Law School.

Geoffrey Rapp Professor



Professor Rapp was named one of the university's Outstanding Junior Faculty, one of nine professors recognized by President Jacobs in his 2011 Annual Address (Professor

Lee Strang was also recognized). Professor Rapp was also named one of Toledo's "20 Under 40," a leadership award sponsored by Fifth Third Bank, Columbia Gas, The Toledo Business Journal and other groups. Professor Rapp is currently at work on a follow-up to his 2007 article, "Beyond Protection: Invigorating Incentives for Sarbanes-Oxley Corporate and Securities Fraud Whistleblowers," in which Professor Rapp argued for the payment of "bounties" to securities fraud whistleblowers. In July 2010, Congress enacted such a policy as part of the

Dodd-Frank financial reform legislation. His current work examines whether this new law lives up to its potential. In 2011, he testified in hearings of the U.S. House of Representatives, Committee on Financial Services, Subcommittee on Capital Markets and Government Sponsored Enterprises. The hearings covered "Legislative Proposals to Address Negative Consequences of the Dodd-Frank Whistleblower Provisions."

During the year, Professor Rapp published Torts 2.0 in a symposium issue of the William Mitchell Law Review. Professor Rapp also wrote an essay on the Ohio State University football scandal, "Tattoo Regrets and Extra Benefits: Does Free Ink Justify an NCAA Suspension of OSU's Terrelle Pryor?," in the Journal of NCAA Compliance. Professor Rapp presented "Regulating Steroids" at DePaul University, "Lend Long and Proper: What's New, Old and Worrisome About On-Line Peer-to-Peer Lending," in Columbus at the Ohio Securities Conference (co-sponsored by the state Division of Securities and the College of Law), "Meddling Reasonableness: Disability, Care, Access and Obligation in the Law of Tort" at the Annual Meeting of the Association of American Law Schools and "You've Got Tenure: Now What?" at the Annual Conference of the Southeast Association of Law Schools.

Professor Rapp also began writing a monthly "Diary of a Dad" column for the Toledo Area Parent Magazine.

Rob Salem Clinical Professor



Professor Salem was selected as an expert panel member for a U.S. Department of Education study on state bullying laws and school policies. Salem was one of seven experts from around

the country chosen by the Department of Education to work on the study. Salem gave a presentation titled "Innovative Ways for Lawyers to Impact the Safe School Movement" at the Lavender Law Conference in Miami, Fla. He conducted training for the Court Appointed Special Advocates (CASA) program at the Lucas County Juvenile Court on legal issues facing lesbian, gay, bisexual, and transgender youth. He also gave a presentation on the connection between the law and bullying-related suicides at the 7th Annual Ohio Suicide Prevention Foundation

Conference in Columbus, Ohio, and he presented on legal issues facing school districts and administrators at an Education Leadership Association seminar in Toledo. He continues to provide anti-bullying trainings to area school districts.

Salem and his students are actively involved in the Northwest Ohio Prisoner Re-Entry Coalition, a network of legal professionals and social service agencies working to ease the transition from prison to the public in an effort to reduce recidivism rates. He presented on his work with the coalition at the 25th Midwest Clinical Law Teachers Conference at Northwestern University School of Law in Chicago. He also gave a presentation on the gay rights movement in the Middle East at the National Gay and Lesbian Task Force's annual Creating Change Conference in Minneapolis.

Salem serves on the executive board of the National Gay and Lesbian Task Force, the board of trustees for the Toledo Bar Association, the board of Equality Toledo, the advisory board of Planned Parenthood of Northwestern Ohio, and the board of the Toledo Legal Aid Society Public Defenders Office.

Joseph Slater Professor



Since last spring, Professor Slater has had two publications come out in print: the casebook *Public Sector Employment: Cases and Materials* (2nd West 2010) (with Marty Malin and Ann Hodges)

and an essay, "Public Sector Labor in 2010: View of a Legal Historian," in the Labor and Working Class History Association Newsletter (Spring 2010). Two more of his articles will be published soon, both based on papers he gave at symposia: "Public Sector Labor in the Age of Obama," at the Indiana University Law School Conference, "Labor and Employment Law Under the Obama Administration: A Time for Hope and Change," and "Employee Voice: Lessons from the Public Sector," at the Marquette Law School Symposium on Labor and Employment Law in September. In March, he gave the paper, "Public Sector Impasse Procedures as ADR: From Wisconsin to Ohio," at St. John's University School of Law. He continues to work on another casebook covering both private sector and public sector labor law, *Modern Labor Law in the Private*

and Public Sectors: Cases and Materials (with Seth Harris, David Gregory, and Anne Lofaso) (LEXIS, forthcoming 2012). Recent controversies over public sector labor laws have given him the opportunity to make multiple media appearances, including interviews on NPR's "Morning Edition," MSNBC.com, Reuters and Fortune; op-eds and interviews in the Cleveland Plain Dealer, Cincinnati Enquirer, and Toledo Blade; and appearances on local TV. He was recently selected to be part of the Employment Policy Research Network, a group of labor and employment scholars affiliated with the Labor and Employment Relations Association.

Lee J. Strang Professor



Professor Strang placed his most recent publication, "Originalism as Popular Constitutionalism: Theoretical Possibilities and Practical Differences," in the Notre Dame Law

Review. The article contends that, despite the theoretical compatibility of originalism and popular constitutionalism, they have diverged in practice.

Additionally, Strang placed "The Road Not Taken: Catholic Legal Education at the Middle of the Twentieth Century" (with John M. Breen), in the Loyola Chicago Law Journal. This is the first law review article from what will be a book on the history of Catholic legal education. Strang also continued editing a constitutional law casebook for LexisNexis. Strang also participated in a symposium on Justice Clarence Thomas' jurisprudence. His symposium essay, "The Most Faithful Originalist?: Justice Thomas, Justice Scalia, and the Future of Originalism" will appear in the University of Detroit Mercy Law Review.

Strang presented papers at numerous conferences and workshops, including the Midwest Political Science Association annual conference, the Central States Law School Association annual conference, Indiana University School of Law-Indianapolis, Northern Kentucky University Chase College of Law, Detroit Mercy School of Law, St. Mary's University School of Law, Duquesne University School of Law, and the Ohio Legal Scholars Workshop.

Strang frequently debated and spoke on constitutional interpretation at law

schools across the country. His debates and presentations took place at St. Mary's University School of Law, the University of North Dakota School of Law, the University of Pittsburgh School of Law, Michigan State University College of Law, Loyola University, New Orleans School of Law, the University of Nebraska College of Law, Akron University School of Law, and The Ohio State University Moritz College of Law.

As faculty adviser to the Federalist Society, Strang assisted with organizing speakers and debates including a panel discussion, "The Upcoming Supreme Court Term," with College of Law faculty. Professor Strang also regularly commented in the media.

Rebecca E. Zietlow
Professor



Professor Zietlow was a visiting professor at the University of Iowa College of Law this past year. She published "Progressive Popular Constitutionalism and the 2010 Patient Protection and

Affordable Care Act" in the Ohio State Law Journal, and "Patterns of Inequality – Paradigms for Equality" (book review) in the Tulsa Law Review. She also gave a number of talks and presentations, including at the Ohio State University Moritz College of Law, Drake University Law School, the University of Maryland College of Law, the Annual Labor and Employment Colloquium, and at the 2010 Law and Society Annual Meeting.

Heather Karns
Assistant Dean
Law Alumni & Career Services



Assistant Dean Karns continues to oversee career services and alumni affairs in the Office of Professional Development. Karns co-presented on "Alumni Engagement Through Career

Services and Professional Development" at the 2011 National Association for Legal Career Professionals with Cheryl Kitchen, Director of Career Services at Ohio Northern's University Pettit College of Law and Christine Corral, Executive Director of the Career Planning Center at The Valparaiso University School of Law. Karns has also been elected to serve as a Regional Coordinator for NALP during the 2011-12 year.

Jessica Mehl
Assistant Dean, Law Admissions



Assistant Dean Mehl co-presented a session on Applying to Law School at the Mercer Langston Bar Association (JLMB) Conference for African American Aspiring Attorneys in Columbus. She presented

with Robert Solomon, the Assistant Dean for Admissions & Financial Aid and Director of Minority Affairs at OSU Law.

Former faculty members: what are they doing now?

Alumni often ask about those professors who spent so much time educating them. We were able to catch up with a few retired professors for a quick update, and we found out none are resting!

Rhoda L. Berkowitz
Professor



Professor Berkowitz retired from The University of Toledo in 2003. Since then, she has been enjoying her time as a resident of a small town south of Chapel Hill, N.C.

Professor Berkowitz and her husband, Roger, chose North Carolina because of the temperate weather, and selected that particular area of North Carolina for its proximity to museums and several universities, including Duke and UNC, allowing many cultural opportunities.

Since retiring, Professor Berkowitz has stayed busy. She has become active in the local public library, where she is president of the Friends of the Library, a 700-member advocacy and fundraising group. Professor Berkowitz also serves on the county and state library boards. In addition, she and Roger have enjoyed traveling and have recently visited India, Egypt, Turkey, Japan, and Finland.

Professor Berkowitz says the field of law will always be a part of her life, but she is no longer a professionally active participant other than through her continuing enthusiasm for politics and civic life. In her library work she often finds herself telling volunteers to move books out of the way to keep people from tripping over them, speaking as a former Torts professor.

During her time at UT, Professor Berkowitz especially enjoyed the contact she had with students. One message she has for alumni and current students is "Support your law school." Also, she says, "Faculty love to hear from past students."

If you would like to contact Professor Rhoda Berkowitz, you can e-mail her at rberkowitz@aya.yale.edu

Howard Friedman
Professor



Professor Friedman retired from The University of Toledo in 2006. He continued to teach part-time at UT until a year ago, when he moved to Atlanta to spend more time with his daughter, son-in-law and

grandchildren. Since the move, that enjoyable time has been augmented with the many attractions of Atlanta itself. "I'm exploring all sorts of things: There's a great arts community and the great climate for being outdoors," he says, adding that he enjoys being able to grill most of the year.

On the professional side, Professor Friedman spends his time blogging about constitutional law. The blog, which Professor Friedman started soon after he retired, can be accessed at religionclause.blogspot.com. It now has 20,000 visitors per month. In addition to blogging, Professor Friedman spends his time working on his book, *Publicly Held Corporations Lawyers Guide*, coming out in August.

In addition to writing, Professor Friedman stays connected to the legal field by e-mail subscription to issues through The University of Toledo law library.

His fondest UT memory of his time on the faculty was of the first dean he worked under, Karl Krastin. "He was a great mentor as a dean," says Professor Friedman. He adds, "I remember fondly all my students over the many years I taught at UT. I learned a lot from them and I hope they learned a fair amount from me."

Four outstanding new faculty members join the College of Law in 2011

Shelley Cavalieri
Assistant Professor



Professor Cavalieri received her undergraduate degree from the University of Virginia and her J.D. from the University of California, Berkeley. After law school she clerked for Judge Martha

Craig Daughtrey at the U.S. Court of Appeals for the Sixth Circuit and then for Judge Thelton Henderson at the U.S. District Court Northern District of California. Following her clerkships, she began her teaching career at the West Virginia University College of Law as a visiting assistant professor. Professor Cavalieri will teach property courses beginning this fall.

Jelani Jefferson Exum
Assistant Professor



Professor Exum has both her undergraduate and law degrees from Harvard. Upon graduating from law school, she clerked at the U.S. District Court, Eastern District of Louisiana for Judge

Eldon Fallon, then for Judge James Dennis at the U.S. Court of Appeals for the Fifth Circuit. Following her judicial clerkships, she was a Forrester Fellow and legal research and writing instructor at Tulane Law School, an associate professor of law at the University of Kansas School of Law, and a visiting associate professor of law at the University of Michigan School of Law. Among her research interests are federal sentencing, comparative criminal law and procedure. Professor Exum will be teaching criminal law, criminal procedure, and race and the law courses beginning this fall.

Gregory Gilchrist
Assistant Professor



Professor Gilchrist has degrees from Stanford University and Columbia Law School. He began his post-law school career clerking for Judge Robert H. Henry, U.S. Court of Appeals for the Tenth Circuit. Following

his clerkship, he worked at Arnold & Porter, then as an assistant federal public defender in the District of Maryland. He later returned to Arnold & Porter and practiced in the area of white collar criminal defense. Professor Gilchrist will teach criminal law/criminal procedure courses beginning this fall.

Dan Nathan
Clinical Professor



Professor Nathan joined the College of Law faculty in January 2011 as a clinical professor teaching in the Domestic Violence & Juvenile Law Clinic. Nathan is a graduate of The University of Toledo

College of Law (J.D. 2004), where he was the class valedictorian. He also graduated from the University of Chicago (master's in teaching), and the University of Michigan (B.A.).

Prior to joining the faculty, Nathan was in private practice for six years, focusing in the areas of juvenile and appellate law.

Before entering the field of law, Nathan was a high school English teacher and an investigator and caseworker for Lucas County Children Services.

Former faculty members *continued*

Considering those recollections, Professor Friedman concludes, "The law school has been a wonderful place and I hope all the alumni appreciate the great institution that they attended."

If you would like to contact Professor Howard Friedman, e-mail him at Howard.Friedman@utoledo.edu

Michael Kadens

Professor



Professor Kadens retired from The University of Toledo in 2000, but he continues to teach for Toledo Law, the University of North Carolina and Campbell University. "I spend more time in the

classroom now that I'm retired than I did before retirement," says Kadens.

About four years after he retired, Professor Kadens moved to Chapel Hill, N.C. Since then, he has continued his relationship with UT by returning to teach short "flex" courses each year. Outside of teaching, he enjoys spending time around the Raleigh area, which includes UNC and Duke. "We enjoy the music scene most. Between the Raleigh, UNC, and Duke programs, you could go to one concert a week if you wanted," Kadens adds.

Kadens also enjoys playing tennis. "I play a lot of tennis. I actually play better tennis today than I ever have," he says. Playing tennis helps him keep in good health, but one benefit he enjoys while living in the Chapel Hill area is the medical facilities provided by Duke and UNC.

When he's not teaching, playing tennis or attending concerts, Kadens spends his time participating with the American Bar Association, and he enjoys taking advantage of the committees and materials provided by the ABA.

Kadens' fondest memory of his time at Toledo Law is of Dean John Stoepler. "He helped me to thrive. He was a great credit to the Toledo community, law school, and the University," recalls Kadens. Beyond his mentorship with Dean Stoepler, "I had a wonderful career at the College of Law. It was a privilege and I'm proud to have been at the institution," says Kadens.

When asked if he had a message for alumni, Kadens responds, "Be proud to be a lawyer and be a consummate professional at all times. A legal education can never be anything but beneficial."

If you would like to contact Professor Michael Kadens, e-mail him at mkadens@earthlink.net

Scholarship fund in memory of Col. Jacqueline R. Little '84



Classmates of Col. Jackie Little '84 have established a scholarship in her memory at UT College of Law.

Col. Jackie Little, age 48, died on May 8, 2008, at her home in Springfield, Va., from cancer. At the time of her death, she was serving as the chief of the Legal Assistance Policy Division, Office of The Judge Advocate General. Jackie's service was held at the Memorial Chapel on Fort Myer, Va., and

she was buried with full military honors at Arlington National Cemetery.

Jackie is survived by her husband, Juan Rivera; their 11-year-old daughter Diana; her parents, Geoffrey W. and Margaret Little; and her twin sister, Colonel Cheryl A. Little, M.D., USAR.

While at UT, Jackie was a member and editor of the Law Review and graduated third in her class. Jackie's UT classmates remember her as a kind student with a great laugh, quick wit and willingness to help others. Among her many gifts, Jackie was a devoted wife and mother, a passionate reader and beloved friend to many.

The scholarship will provide financial support for law students

with a demonstrated financial need combined with a strong academic record. Because Jackie participated in ROTC during her undergraduate studies at Bowling Green State University, students sharing those experiences will be given preference.

We invite others who knew Jackie or who would like to contribute to this fund to make gifts to the Col. Jackie Little Scholarship Fund. Donors' names will be added to the scholarship fund. Please make checks payable to the UT Foundation and mail to the UT Foundation 2800 W. Bancroft Street Toledo, OH 43606 or gifts may be made online at www.utfoundation.org and click on Make a Gift.

The College of Law extends condolences to the families of recently deceased graduates.

In Memoriam

William R. Kennedy '51
Michael E. Judge '56
John A. McWilliam '56
Frederick J. Fadell '59
Gene W. Graves '59
Joe Stack '59
William J. Moore '62
Donald Rothschild '65
Malcolm M. Limongelli '72
John T. Landwehr '73
Richard J. Szczeniowski, Jr. '76
Michael L. Zaremsky '77
Gary L. Wamer '78
James E. Goranson '78

Myron Harkacz '78
Thomas L. Farquer '78
Gerard Vancavage '78
Neil H. Light '79
Thomas F. Zachman '79
Bobby Lane Daniel '80
John P. Donahue '81
Grant E. Gabriel '83
Larry A. Kaczala '83
Keith J. Winterhalter '85
Joseph H. Loeffler '87
Joseph Charles Bania '91
Keith A. Keisser '93

1969

Judge Jim Jensen of the Lucas County Court of Common Pleas was elected to a three-year term on the Ohio State Board of Governors beginning in June 2011. The 24-member board is the governing body for the Ohio State Bar Association. Judge Jensen was formerly a member of the Ohio State Bar Association Council of Delegates.

Award and will be recognized at the 2011 UT College of Law Recognition and Reunion Gala. Mr. Casey practices in Toledo with Eastman and Smith.

1974

Judge Michael L. Burkett retired from the Fremont Municipal Court. Judge Burkett, who has been on the bench since 1991, also served as the city's prosecutor in 1981.

Stephen K. Haller, Greene County prosecuting attorney, was recently appointed by the Ohio Attorney General, R. Michael DeWine, to chair the State Victim Assistance Advisory Commission. He has been a resident of Bellbrook and has been with the Greene County Prosecutor's Office for 36 years. He also serves on the foundation board of Michael's House, Greene County's Child Advocacy Center.

1971

Thomas G. Pletz, a partner in the Toledo office of Shumaker, Loop & Kendrick, LLP, was presented with the Distinguished Toledo Lawyer Award from The University of Toledo's Law Alumni Affiliate at the Toledo Bar Association's Law Day luncheon on April 29, 2011.

1973

Peter R. Casey III was selected to receive the Law Alumni Affiliate's 2011 Distinguished Alumnus

Michael L. Piccarreta has been selected as the recipient of the 2011 State Bar of Arizona's Tom Karas Criminal Justice Award. The award recognizes a

criminal defense practitioner who, during his career, has worked to advance the principles of criminal justice by representing clients with integrity, excellence, and professionalism.

Thomas Wochok is working as counsel in the law firm of Sands Anderson in McLean, Va. He was also invited to be a Fellow in an organization known as Litigation Counsel of America, a trial lawyer honorary society based in New York. The society accepts Fellows who have distinguished themselves in the areas of trial and appellate law.

1975

Judge Roderick Kennedy of the New Mexico Court of Appeals taught forensic and scientific evidence as adjunct at University of New Mexico Law. In addition, he was awarded the American Board of Trial Advocacy (NM Chapter) Outstanding Appellate Jurist of the Year for 2011 as well as serving on the Board of Advisors for the University of North Texas' Center for Human Identification.

Linda L. Smith, associate dean of the UT Honors College, graduated in August with a master's degree in counselor education and a concentration in clinical mental health counseling.

1976

Judge Keith P. Muehlfeld recently retired after serving 16 years as Common Pleas Judge in Henry County, Ohio. Keith and his wife, Karen, plan to move to North Augusta, S.C.

Judge Craig Roth, who has served in the Williams County (Ohio) Court of Common Pleas since 2006, retired from a career that also included more than two decades as

county prosecuting attorney, assistant prosecutor and working in private practice.

1977

Jack G. Fynes of Shumaker, Loop & Kendrick, LLP's Toledo office has been selected for inclusion in the 2011 edition of Ohio Super Lawyers.

Joseph A. Humpolick ran the ING New York City Marathon on November 7, 2010. Humpolick is a public defender in Ashtabula, Ohio.

John Husband is chairman of Denver-based Holland & Hart LLP, the largest law firm in the Mountain West. He was also named one of the Top 50 Lawyers in Colorado by Colorado Super Lawyers.

Scott S. Schwab was selected by the UT Law Alumni Affiliate to receive the 2011 Commitment Award for his role as a member of The Kirbys and will be recognized at the UT College of Law Recognition and Reunion Gala on September 24, 2011.

Laura Walker teaches undergraduate legal studies at George Mason University in the School of Government and International Affairs. Her courses include The Law & Civil Liberties, Family Law and The Judicial Process.

Michael J. Walker, adjunct professor at The University of Toledo College of Law, was selected as a 2011 Distinguished Alumnus and will be recognized at the 2011 UT College of Law Recognition and Reunion Gala. Walker is also the director of the National Enforcement Training Institute at the U.S. Environmental Protection Agency in Washington, D.C.

1978

Judge R. Marc Kantrowitz authors a monthly column, Law 'n History, for Lawyers Weekly. Judge Kantrowitz, who also sits on the Massachusetts Appeals Court, is writing a book on the history of the Supreme Judicial Court.

Michael J. Schlifka is a licensed attorney in Georgia and New York. He resides in a suburb of Atlanta and has maintained a solo practice focused on family law. Michael and his wife, Debbie, have been married for more than 25 years and have a 23-year-old son who is a graduate student in San Juan, Puerto Rico. Schlifka has completed five marathons and 17 half-marathons; this summer will be his third consecutive year of marathon coaching.

1979

Paul T. Belazis of Toledo was selected for the 2011 Access to Justice Award. Paul practices law in areas of business litigation and employment litigation.

Howard M. Levine, partner at the Portland, Oregon, law firm of Sussman Shank LLP, has been recognized for the sixth consecutive year in the Oregon Super Lawyers® listing, and is included for the third year in a row in Oregon's Top 50 Super Lawyers. Levine was recognized by his peers in the bankruptcy and creditor/debtor rights areas of law. Only 5 percent of Oregon lawyers will receive the honor as an Oregon Super Lawyer.

Neil H. Light, who died this year, was chosen by the Law Alumni Affiliate to receive the Commitment Award for his role in The Kirbys. He will be recognized at the 2011 UT College of Law Recognition and Reunion Gala.

1980

Gregory L. Arnold was reappointed for a three-year term (2011-2013) to the Ohio Supreme Court Board of Commissioners on Character and Fitness.

Howard Gerry Anderson is now senior director and labor relations counsel for Southwest Airlines.

Dean Mandros was elected to Common Pleas Court in Lucas County, Ohio.

Mike Zugelder has been promoted to professor of business law in the College of Business and Public Administration at Old Dominion University in Norfolk, Va. He retired in 1995 as partner in the Norfolk firm of Breedren MacMillan and Green.

1981

Connie Zimmelman, Lucas County Juvenile Court Judge, presented at a symposium titled "Developmental Forensics of Children Adjudicated by Courts" at the ASTAR (Advanced Science and Technical Adjudication Resource Center) conference in Chapel Hill, N.C. Judge Zimmelman addressed approximately 100 judges from across the nation on the topic of human trafficking of juveniles.

1982

William H. Boger III joined the American Bankers Association as senior legislative counsel. A veteran of numerous Washington law firms, Boger arrives at ABA after serving as a partner at Perkins, Smith Cohen & Crowe, LLP. Boger previously worked as a legislative assistant to Congressman Robert L. Livingston (R-La.)

Federal Magistrate Judge Virginia Morgan retires after 26 years of service

by Frank Weir '86, *Detroit Legal News*



Judge Morgan spent the majority of her 26 years with the court in Detroit, but during the past two years she has been based in Ann Arbor. She retired April 29, 2011, after 26 years of service on the bench. Judge Morgan cites Camp Newaygo, a camp she attended as a girl, her college sorority, and an early teaching experience on a Navajo reservation as the foundation for her desire to "try to make the world a better place." Morgan earned her bachelor's degree from the University of Michigan, with multiple areas of concentration. She then made her way to a Navajo reservation in New Mexico to teach high school math. After two years on the reservation, she left to teach math in California, then taught math back in Toledo. While teaching in Toledo, she began attending and graduated from the evening program in 1975. After passing the bar exam, she became Washtenaw County Prosecutor William Delhey's first female assistant prosecutor. She moved to the U.S. Attorney's Office for the Eastern District of Michigan in 1979 and became a magistrate judge in 1985.

and as associate staff on the House Appropriations Committee.

1983

Joan R. Bullock, Professor of Law at Florida A & M University College of Law, recently traveled as a legal specialist to Dubai, UAE, and Doha, Qatar, on behalf of the ABA Rule of Law Initiative. She was the sole presenter, giving four presentations over five days in the two countries.

Lawrence Muscarella has moved back in-house as assistant general Counsel for MTD Products Inc. in the Cleveland, Ohio area, and will manage the corporation's litigation caseload.

1984

Judge Michael D. Kirby was selected by the Law Alumni Affiliate to receive the 2011 Commitment Award for his role as a member of The Kirbys musical group and will be recognized at the 2011 UT College of Law Recognition and Reunion Gala.

1985

Judson DiVincenzo is married to Heather and has three children: Carter, 10; Jackson, 8; and Juliana, 4 months.

Patricia S. Eshman was recognized as a 2011 Woman of Achievement by the YWCA of Columbus. This recognition is given to a select group of

women who have a passion and commitment to empower women and eliminate racism.

William E. Grande celebrated the 25th anniversary of his admission to the bar. He is a sole practitioner labor attorney in Kenmore, N.Y., and was admitted to the practice of law in New York State in 1986. He established The Law Office of William E. Grande in 1995.

Patricia Wise joined Niehaus and Associates, Ltd. in April 2010 and was named to the Board of Trustees for Advocates for Basic Legal Equality, Inc.

1986

Darryl Thomas works at ProAssurance, which offers professional liability insurance and related products/services.

1988

Craig Rappel of Rappel Health Law Group, P.L., in Vero Beach, Fla., has become a solicitor of the Senior Courts of England and Wales, and a member of the Law Society of England and Wales. Additionally, Craig was recently appointed to the Client Security Fund Committee by the president of the Florida Bar.

1989

David Newsome Jr. joined the U.S. Army Judge Advocate General's Corp and retired June 2010. He practiced criminal law, labor law, administrative law, taxes, and family law. During the last 10 years of his career he practiced government contract law. David served eight years overseas: five in Germany, one in Kosovo and one in Kuwait. He earned two LL.M.s, one in military law

from the U.S. Army Judge Advocate General's School and Learning Center, and the other in government contracts from George Washington University. David is now a member of the legal department of KBR, an international services, construction and hydrocarbons company, as a senior legal counsel.

1990

Linda Ulinski is licensed in the State of Ohio since 1991. She has been actively involved in the Akron Bar Association and served as secretary/treasurer, vice president and president of the Probate Section of the Akron Bar Association (2005-2008) among other positions. She is a solo practitioner in will and trust-based estate planning, probate and trust estate administration, guardianships and tax matters. Linda has five children.

1991

Joe Garber has been named the state of Ohio Insurance Department's chief legal counsel, advising the department in legal matters and recommending courses of action in legal and administrative proceedings involving the agency. He directs the Office of Legal Services and serves as a liaison with other state agencies and the Ohio Attorney General's Office. Prior to joining the department, Garber worked at Nationwide Mutual Insurance Company, serving as managing counsel, responsible for analyzing and consulting on statutory and regulatory issues affecting the Material Damage, Casualty and Property Claim's teams. During his time with Nationwide, he served as lead counsel for the Texas Regional Operations, and was senior

counsel for the company's commercial operations, and Texas regional operations and Midwest regional operations leadership teams. Garber is also a Certified Public Accountant. Garber, his wife, Kathleen, and their three boys live in Columbus.

Robin Hunziker provides intellectual property counsel and supporting southeast Asia operations for Marathon Oil Company, Houston, Texas.

1992

Cindy Kirby will be co-presenting at the 48th annual conference of the Association of Family and Conciliation Courts in Orlando, Fla. The topic of the workshop is "Same-Sex Marriage: Addressing the Challenges for the Courts and the Parties."

Robert P. McArdle joined the Michigan law firm of Zausmer, Kaufman, August, Caldwell & Taylor, P.C.

Denise Adams McNulty became an administrative law judge for the State of Michigan in August 2010. She hears unemployment benefit cases and issue decisions regarding whether individuals are qualified and/or eligible for benefits.

1993

Leslie Diels Carr received the Monroe County Pro Bono Award from Legal Services of Southeastern Michigan and the Monroe County Bar Association at Law Day 2011.

1994

Michael A. Mayer has been the Fairborn, Ohio, city solicitor since 1999. Mayer owns his own law office and has been active in the Miami Valley Military Affairs Association, the YMCA and

the David DeCarlo Memorial Scholarship Fund.

1995

Jenifer A. Belt of the Toledo office of Shumaker, Loop & Kendrick, LLP, has been selected for inclusion in the 2011 edition of *Ohio Rising Stars*.

Thomas B. Elliott is lead analyst for professional tax software development at Thomson Reuters in Dexter, Mich. Since 1997, Elliott has worked with federal, state, and local agency officials on compliance issues and modernizing tax filing processes.

Judge Michael R. Goulding was selected by the judges of Toledo Municipal Court to serve as its presiding and administrative judge. He and his wife, Amy (nee McQuillen) (Education '97), welcomed their third child, Peter Michael, this past June, joining big sisters Abby and Madeline.

Law alumni trip to Cuba?

At the present time, individual American tourists cannot travel to Cuba. It's been suggested that the College of Law organize an educational trip. We're gauging interest in a seven-day, eight-night trip to Cuba that may also offer CLE.* The tentative dates will be sometime during the College of Law spring break—approximately March 3-11, 2012 and price/person would likely be in the range of \$1,700-\$2,200, not including airfare. If you may be interested, please e-mail donna.amstutz@utoledo.edu by November 1, 2011.

*If it would make a difference in your interest if there was CLE involved, please mention that, too.

1996

Jason R. Aslinger was appointed by Gov. John Kasich to serve as judge in Darke County Probate/Juvenile Court. He replaces Judge Michael D. McClurg Sr. who retired Jan. 31. Aslinger earned his bachelor's degree in business administration from Bowling Green State University in 1993 and is the owner of the Law Office of Jason Aslinger, LLC, a private law practice located in Greenville. He was previously a partner at Amick, Breaden & Aslinger in Greenville and an associate attorney at the firm of Dynes & Garbig in Arcanum. Aslinger is a volunteer attorney for the Cancer Association of Darke County and is a current board member of the Darke County Chamber of Commerce. He lives in Greenville with his wife, Karin, and their three children.

Myron Duhart was appointed by then-Ohio Governor Ted Strickland to fill the vacancy on the Lucas County Common Pleas Court created by the December 17 resignation of Judge Charles J. Doneghy. Duhart, a general practice attorney and a small business owner, began his term January 7, 2011.

Maara Fink and husband Chris Hamilton welcomed their fourth child, Sophie Kate Hamilton, on November 14, 2011. Sophie joins big brothers Adam and Noah and sister Sara.

Michael Hadley of Oil City, Penn., was appointed as special assistant to the Venango County Board of Education for the year 2011.

1997

Jennifer Grieco of Neuman Anderson, PC in Southfield, Mich., was recognized by the Crains' Detroit Business as a "40 Under 40" Award winner.

She is also finishing a term as president of the Oakland County Bar Association. She is the youngest woman to serve in this role and only the sixth woman in the association's 76-year history.

Tricia Sherick of Honigman Miller Schwartz and Cohn LLP was honored in Crain's Detroit Business as a 2010 "40 Under 40" Award winner.

Stacey J. Vetter is a major in the U.S. Air Force Judge Advocate General's Corps and is the deputy staff judge advocate at the Air Expeditionary Center, Joint Base McGuire-Dix-Lakehurst, New Jersey. Stacey is married to Richard V. Stevens III, and they have two daughters: Grace, 6; and Anna, 4.

1999

Chad R. Baker of the Toledo office of Shumaker, Loop & Kendrick, LLP, has been selected for inclusion in the 2011 edition of *Ohio Rising Stars*.

Bernadette Restivo announced the opening of law offices of Restivo & Reilly, LLC, which has offices in Key Largo and Orlando. The law firm focuses in the areas of family and criminal law. Restivo is a former attorney for the Department of Children and Families and the State Guardian Ad Litem Program.

2000

Jennifer Calacob opened her law firm, Calacob Law Group, on the north side of Columbus, Ohio. Her practice focuses on the representation of debtors in consumer bankruptcy.

Jeff Wilson is the author of *Life's Cheat Sheet: Crucial Success Habits Schools Never Taught You*.

2001

Jeanetta Brown was awarded an MBA from the University of Florida on April 17. She also received a promotion to assistant general counsel and chief compliance officer for Walter Investment Management Corp. in Tampa, Fla.



Curtis L. Fisher was elected to membership at Bass, Berry & Sims, PLC in Nashville, Tenn.

Ted Greene recently won two appeals in front of the Florida Supreme Court and Florida's Fourth District Court of Appeals. They are *Mady v. DaimlerChrysler Corporation*, — So.3d —, 2011 WL 1045598 (Fla. 2011) (reversing appellate court and trial court, and holding consumer entitled to attorney fees and costs as the prevailing party where consumer accepts settlement offer which leaves issue of statutory attorney fees unresolved), and *Rastaedt v. Mercedes-Benz USA, LLC*, — So.3d —, 2011 WL 1661179 (Fla. 4th DCA 2011) (trial court reversed after granting defendant's motion for judgment on the pleadings).

2002

Mark E. Mercer has been named a partner in the Toledo firm of Shumaker Loop and Kendrick, with environmental law and civil litigation as his principal areas of practice. Mark is co-chair of Shumaker, Loop & Kendrick's "Leadership Shumaker Toledo" program, which involves the firm's attorneys and staff members in various civic and fundraising events that benefit not-for-profit charitable and arts organizations in the Toledo area.

Milton E. Pommeranz of Malone, Ault and Farell, was named a Rising Star by Ohio Super Lawyers magazine.

2003

Brad Mantel is an attorney in the Office of Legal Counsel at the U.S. Department of Labor, where he advises the Secretary of Labor and other senior officials on policy and legislative matters. He and his wife, Colleen, reside in McLean, Va., with their 15-month-old daughter, Samantha.

Sarah (Hedman) O'Leary and her husband, Mike, are parents of a daughter, Molly Elizabeth, born August 4, 2010.

Said M. Orta was selected as 2011 Outstanding New Exemplar Award by Law Alumni Affiliate and will be recognized at the UT College of Law Recognition and Reunion Gala on September 24, 2011. He was also the recipient of the Toledo Bar Association's Trustees Award.



Jennifer A. Watkins (Bus '99) was named a partner with Michigan corporate law firm Warner

Norcross & Judd LLP, headquartered in Grand Rapids. She concentrates her practice in employee benefits law.

2004

Michael D. Adelman was named president of the West Virginia School of Osteopathic Medicine.

David M. Beller was named a partner of Recht Kornfeld in Denver in July.



Emily W. Newman practices in Reminger Co., L.P.A.'s Louisville office. She concentrates

on defending clients in the areas of professional liability, employment practices liability, mortgage banking litigation, medical malpractice, and nursing home negligence. Newman's litigation expertise spans Ohio and Michigan, and she has been listed in the Ohio Super Lawyers *Rising Stars Edition* for 2010.

Stephen T. Persia of Roetzel & Andress was named in Ohio's Rising Star for 2010 and 2011 for civil litigation by Law and Politics and Cincinnati Magazine.

Karen P. Wu was nominated to participate in Ohio State Bar Association's 2011 Leadership Academy. Class size for academy programs is limited to 24 lawyers, and invitation to the Leadership Academy is made by the president of the association.

2005

Dr. Gretchen Carroll earned an Ed.D. in leadership and policy studies from Bowling Green State University in 2011. She is now serving as the dean of the School of Business at Owens Community College.

2006

Corey and Kelly Tomlinson and big sister, Norah, welcomed their daughter/sister Elizabeth (Eliza) Sabine on April 20, 2011.

2007



Stephanie Buck Ingram joins Reminger's Columbus office. Her legal practice areas include

government liability, employment law and medical malpractice.



Kurt Bruderly and his wife, Robin, welcomed Camryn Sue on May 27, 2010.

2008

Kyle Gee, his wife, Kristen, and 2 ½-year-old daughter, Brooklyn, announce the birth of Mazie Ruth Gee, born on January 15, 2011.

Stephanie R. Hanna accepted a position as a staff attorney for Judge Geer in the Franklin County Court of Common Pleas.

2009

Joshua Boggioni and Laura Monroe Bogginoi welcomed their son, Brandeis James Boggioni, on March 21, 2011.

Matthew B. Bryant moved from LexisNexis to the firm of Barr, Jones & Associates in Columbus, Ohio.

Jordan J. Grant was recently hired as an assistant prosecutor for Allen County, Ohio.

2010

Dan Benoit became an assistant prosecutor with the Richland County (Ohio) Prosecutor's Office, splitting his time between juvenile court and appellate work.

Nathan Higley passed the Nevada bar exam and is now working as a law clerk to the Honorable Michael P. Villani in the 8th Judicial District Court of Nevada. He assists the judge on both criminal and civil matters.

John McSweeney retired from the UT College of Medicine in 2010, returning as Professor Emeritus in September. He co-chaired a committee composed of College of Law and College of Medicine faculty members, studying interdisciplinary educational programs, including a JD/MD joint degree, as well as continuing his teaching and clinical activities. In November, he was admitted to the bar. John made presentations on Assessment of Civil Competence and Capacity to the OSBA Elder Law Institute in March and the TBA Probate Committee in February.

Tom Persinger accepted a job as a hazardous materials investigation specialist I with the State of Ohio in the Public Utilities Commission in the Transportation Division.

Emily Plocki graduated from Georgetown Law Center with an LL.M in taxation and a certificate in estate planning. She has accepted a position as an associate with the Washington, D.C., office of Sutherland, Asbill & Brennan.

Brooke Stokke is the Westlaw academic account manager for Michigan, Wayne State and Toledo law schools.

Amy Tremonti was hired as assistant general counsel for the New York Hotel & Motel Trades Council in New York City.

Jessica R. Vartanian began her clerkship with Justice Brian K. Zahra of the Michigan Supreme Court in May 2011.

Give to Toledo Law and qualify for favorable tax treatment in 2011

Giving to your College of Law helps improve the college for today and tomorrow. Your philanthropy benefits both our programs and our students.

Now you can use a one-step, simple method to make an immediate impact at the College of Law. Anyone age 70½ or older may authorize a distribution from an IRA directly to The University of Toledo Foundation by transferring up to \$100,000 on or before December 31, 2011 to qualify for favorable tax treatment in 2011.

Transferring the funds counts toward your required minimum distribution for 2011.

Thank you for building excellence and investing in The University of Toledo and the College of Law. You make the difference!

To learn more, please contact:

Nancy L. Koerner, J.D.
Director of Planned Giving
Phone: 419.530.5412
nancy.koerner@utoledo.edu



TOLEDO LAW

THE UNIVERSITY OF TOLEDO

Toledo Law

The University of Toledo
2801 W. Bancroft St.
Toledo, OH 43606-3390
law.utoledo.edu

Non-Profit
Organization

U.S. POSTAGE
PAID
Toledo, OH
Permit No. 161

Congratulations to those award winners who were honored at the

College of Law's Alumni Recognition and Reunion Gala

September 24, 2011

Inverness Club, 4601 Dorr Street, Toledo

Distinguished Alumnus Awards

Peter R. Casey, III, '67 Arts & Sciences, '73 Law

Michael J. Walker, '77 Law

Commitment Award

The Kirbys

The Hon. Michael D. Kirby, '84 Law, '86 Business

Scott S. Schwab, '77 Law

Neil H. Light, '79 Law (posthumously)

Outstanding New Exemplar Award

Said M. Orra, '03 Law

Outstanding Faculty Member Award

William M. Richman

**Sponsored by the College of Law and the Law Alumni Affiliate*