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Winter 2009

## FSU Law Magazine (Winter 2003)

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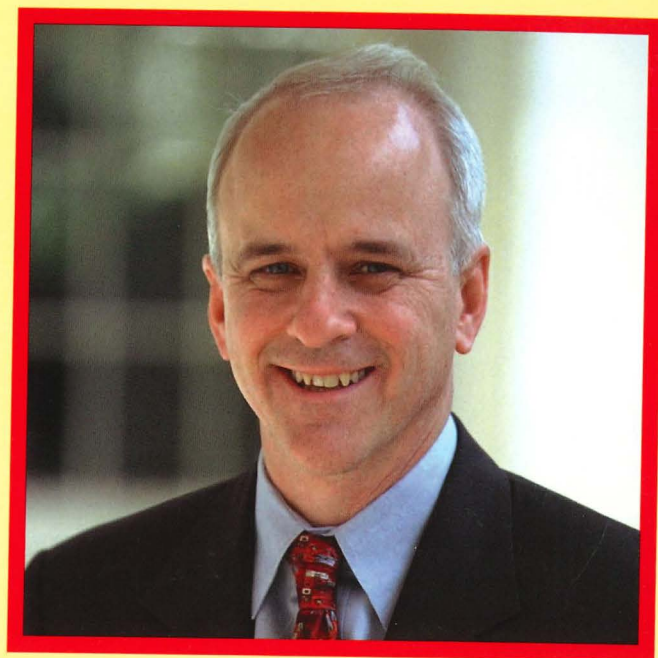
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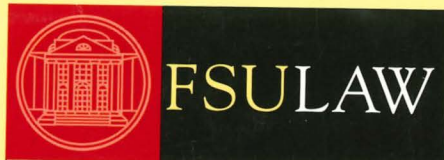
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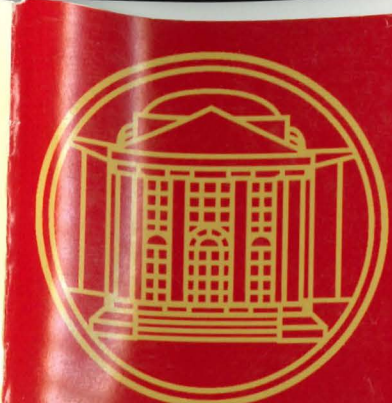


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THE MAGAZINE OF THE FLORIDA STATE UNIVERSITY COLLEGE OF LAW

# FSU LAW

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WINTER / 2003



**SHEILA McDEVITT,**  
**SENIOR VICE PRESIDENT & GENERAL COUNSEL OF TAMPA'S TECO ENERGY**

## SETTING HIGH STANDARDS IN THE UTILITY INDUSTRY

**PLUS: 2001-2002 Annual Report**

## More great news about the law school

**E**ven in the few months since the last issue of this magazine was released, outside acclaim for the law school continues to pour in.

Let's start with the students. First, this past semester, we found out that our graduates, for the second time in a row, had the highest passing rate in the State on the Florida Bar Examination. Indeed, our passing rate on July's large administration of the Bar Exam was over 90%! Second, late this fall, our Mock Trial Team won two major mock trial competitions. Our students won the statewide competition sponsored by the Academy of Florida Trial Lawyers and they also won the national competition sponsored by Michigan State University Law School. Third, and perhaps most importantly, our students continue to impress interviewers at the Placement Office. For the past two years, the American Bar Association's Guide to Law Schools has listed Florida State as having either the first or the second highest placement rate among the Florida law schools. A law degree from Florida State has more pulling power than ever!

An important reason for the successful student outcomes is a faculty that provides excellent training and that has increasingly earned respect and admiration throughout the state, region and nation. Our faculty are extremely productive and competitive. Their powerful and well-placed scholarship is being read, and it is being noted. Their speeches are being attended, and they are being listened to. This fall, a national survey out of the University of Texas, the *New Educational Quality Rankings of U.S. Law Schools*, in a section on Trends in Faculty Hiring, listed Florida State as one of 14 law schools in the country with a faculty stronger today than ten years ago. What is most impressive is the company we are in. Other schools listed in the top 14 include the University of California at Berkeley, the University of Pennsylvania and New York University—all national powerhouse law schools. This is the level at which our faculty now circulates. In the past two years alone, our faculty have served as visiting professors at some of the nation's premier law schools, including



Berkeley, Cornell and UCLA, with three serving as visiting professors at the University of Texas at Austin.

Another reason for student successes is our extremely accomplished and loyal alumni. Make no mistake about it: the

successes of our alumni advance the reputation of the law school. Unfortunately, the space limits of this column permit mention of but a few. As this issue of *FSULaw* was going to press, Pensacola Judge and '82 grad Ken Bell became our first alum appointed to the Florida Supreme Court. Dare I say, "It is about time!" Congratulations, Ken! Also rising to the appellate bench as 2002 drew to a close were: Linda Wells ('77), to the 3rd DCA; Vince Torpy ('84), to the 5th DCA; and Paul Hawkes ('86), to the 1st DCA. Chris Kise ('90) has returned to Tallahassee to serve a stint as Solicitor General of the State of Florida and as Richard Ervin Visiting Professor at the law school. Chris and his boss, Charlie Crist, have already been extremely helpful to the law school and supportive of an even deeper relationship between the school and the Office of the Attorney General. Last but by no means least, Kelly Overstreet Johnson ('82) has become President-Elect Designate of The Florida Bar. She will be sworn in as President-Elect at June's Annual Meeting. Kelly is our third alum and first woman alum to serve as President. Congratulations Kelly and to all of you whose accomplishments make us at the law school so proud!

Speaking of new Presidents, you all know by now that T.K. Wetherell, former Speaker of the House and former President of Tallahassee Community College, has been installed as the new President of Florida State University. T.K. is an extremely impressive person, and my initial meeting with him has been quite encouraging. He has heard great things about the law school from all quarters, and I am hopeful that our emphasis on core mission will be appealing to him in these tight budget times.

continued on inside back cover



*About the Cover: Sheila McDevitt helps TECO Energy ride out tough times.*

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FSU LAW

THE MAGAZINE OF  
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## Navigating Rough Seas

TECO Energy's SHEILA McDEVITT helps steer her company through turbulent times in the utility industry

**S**heila McDevitt, senior vice president and general counsel for Tampa-based TECO Energy, is one of the few people who can truthfully boast that her ship has come in.

The U.S.-flagged M/V Sheila McDevitt, part of TECO Energy's transport fleet, is a 600-foot, 40,000-ton bulk carrier that transports a variety of commodities to ports worldwide. Like the others in the fleet, the ship was to be named for the wife of a corporate officer, in this case the company's senior vice president. "My problem," says McDevitt, "is that I don't have a wife."

In the end, tradition yielded to necessity. McDevitt believes that the naming of the ship in honor of a woman in the corporate office sent a message to women company-wide that the glass ceiling had been broken. "I think that many of them were pleased," she says.

McDevitt has spent most of her professional life challenging standard procedure. Since the late 1960s, McDevitt has been making inroads in the male-dominated legal and corporate world. "I don't think there was anything special about what I did except that I wanted to be successful and I was willing to work hard." In recent months, her focus on success and her work ethic have proven to be valuable assets for TECO, one of Forbes' Platinum 400 "Best Big Companies in America," as the utility sector has been battered by bad news.

The California energy crises, 9/11, the recession and the dramatic collapse of Enron have temporarily changed the landscape of the industry. Wall Street, focusing on over-capacity and flat earnings, has punished utility-related stocks, which, in turn, has created a liquidity crisis in the financial markets. McDevitt and her staff have worked overtime to keep TECO's financings in order and deal generally with the affects of the economic downturn. She gives most of the credit to her staff, and says, "So far we've fared pretty well."

TECO's CEO Robert Fagan, however, says McDevitt's knowledge and savvy have proven crucial. "In most corporations, you expect to get high-level guidance and policy support from your general counsel," he says. "We've gotten that from Sheila, but we've also gotten outstanding transactional skills and street smarts."

TECO Energy has grown rapidly in recent years, adding subsidiaries and expanding operations across North America, Latin America and Europe. Although it has expanded into such areas as the transport business and coal operations, its core competency remains electric generation. TECO provides power to almost 600,000 customers in the Tampa Bay area through Tampa Electric and People's Gas.

Trouble in the utility industry, McDevitt points out, was largely the result of unforeseen economic factors. "There was a lot of construction of new generation capacity underway in the industry. The thinking was that the old inefficient plants, especially coal-fired plants, would be replaced by new efficient gas-fired plants. Because of events of the past couple of years—the recession, Enron and the rest—we now have perceived overcapacity. That has had a chilling effect on the markets, power prices, and on financial liquidity."



McDevitt's 600-foot, 40,000-ton namesake plies the high seas

generation subsidiary, TECO Power Services, when the bankruptcy was announced. A quick review of the books showed that money TECO had paid for the construction had disappeared. "When we found out that Enron's cash management system had 'swept' the cash, we were on the next plane to Seattle, and have been working on that and related things ever since," says McDevitt. Although TECO and its subsidiaries have claims filed against Enron to recover the funds, construction of the largest of the plants, in Arkansas and Arizona, have continued. Phase I of the Arkansas facility began operating early this year and all phases of both facilities will be operating by the end of 2003. Work on the two other plants has been suspended temporarily due to market conditions.

**F**ollowing an undergraduate internship, McDevitt began working for the Florida legislature in 1968. Assigned to a governmental reorganization project in the human services area, she was asked to study the unwieldy array of state agencies providing services. "It was my job to know how all these agencies worked and what they did, since we were collapsing some agencies into other agencies," says McDevitt. "I got a pretty intimate understanding of Florida government." Ultimately, the state legislature created the Department of Health and Rehabilitative Services.

On a visit to Atlanta the following year, McDevitt was offered, and accepted, a job administering Georgia's constitutional revision process. Among others, she worked with future Georgia

McDevitt believes that much of the trouble was the result of the frenetic, get-rich-quick, culture of the 1990s. "What Wall Street was looking at and what we were seeing were two different worlds. The analysts were expecting double-digit growth in every kind of business, not just in dot coms and other tech stocks, and whoever fell below those expectations was punished." She adds, "The fact that diversified energy companies like TECO had excellent prospects for the future was ignored."

The California deregulation experience of sky-high utility prices didn't help the industry's standing either, but McDevitt believes the public didn't get the whole story. "It's difficult to know exactly what happened out there, but I don't think you can blame it on deregulation per se, but on poorly structured market design and a number of other factors," she says. "There were cases where power went through five or six hands, with the price being marked up each time, often by municipal systems."

Like many large utility generators, TECO didn't escape fallout from the Enron collapse. A Seattle-based Enron subsidiary was in the process of building four power plants for TECO's

governor and current U.S. Senator Zell Miller on the project. "It involved a lot of the things I had just been through in Florida," she says. When the commission finished its work, McDevitt stayed on as a staff member of a legislative appropriations committee during the Georgia legislative session. As it turned out, the Georgia session ended just as Florida's began, and she returned to Tallahassee to take a similar job.

McDevitt was working for Tampa senator David McClain in 1975 when she started law school. "One thing I regret about my years at law school was that I was so busy working I couldn't enjoy them," she says. "Those years were very stressful, especially during legislative sessions."

After graduation she joined McClain's Tampa law firm, where she opened the firm's Pinellas County office. After briefly trying a solo practice, primarily in insurance defense, she began her relationship with TECO in 1981. At first, the company was looking for a lawyer to handle contracts and claims, but because of her experience in state government, she was also enlisted in governmental affairs as well. Through the years, McDevitt worked her way through the corporate ranks, as the importance of her office and duties grew. She was promoted to senior vice president and general counsel in 2001.

One of the TECO programs run out of McDevitt's office that she is most proud of is corporate compliance. "Since Enron, everyone is scrambling to get their affairs in order," says McDevitt. "We've been doing this for years. It's something built into TECO's culture." Much of her and her staff's time is devoted to training employees to work within the law and encouraging them to report corporate irregularities. The program has proven so successful that McDevitt has been asked to give talks about it across the country.

"What I stress is auditing, monitoring and training," she says. "Training our workers to do the right thing is one of the most important roles this office plays. I believe that good lawyers do what they can to prevent bad things from happening and I think our program goes a long way toward achieving that."

CEO Fagan agrees. "When I had to sign off on the financials under the Sarbanes-Oxley Act, I felt very comfortable," Fagan says about the post-Enron legislation sponsored by U.S. Senator Paul Sarbanes and U.S. Representative Mike Oxley that holds CEO's personally liable for the accuracy of financial filings. "A lot of other companies were going through fire drills trying to make their CEOs comfortable. Because of the work Sheila and her staff had done our procedures were already in place."

McDevitt's work guiding TECO through troubled waters has not gone unrecognized. In July, the Corporate Counsel Section of the Hillsborough County Bar Association named her its Corporate Counsel of the Year. In the December 2002/January 2003 issue of *Irish America*, McDevitt was featured as one of the top 100 business executives of Irish-American descent in the country. The magazine reports, "In her multi-faceted role with TECO Energy, the Florida-based energy-related holding company, Sheila McDevitt is used to pushing boundaries. Throughout her career in what is a predominantly technical and male-dominated business, McDevitt has helped shatter the glass ceiling by being the first woman to achieve officer status."

McDevitt also has been recognized for her work in the community. She is currently vice chairman of the St. Leo University Board of Trustees; member of the Board of Visitors at the College of Law; member of the Judicial Nominating Committee for Florida's 13<sup>th</sup> Judicial Circuit; member of the Board of Directors of the University of Tampa's Center for Women; and member of the Florida Humanities Council. In the past she has served as a member of the Florida Bar's Administration and Selection and Judicial Nominating Procedures Committee, and on former U.S. Senator Connie Mack's Judicial Advisory Commission.

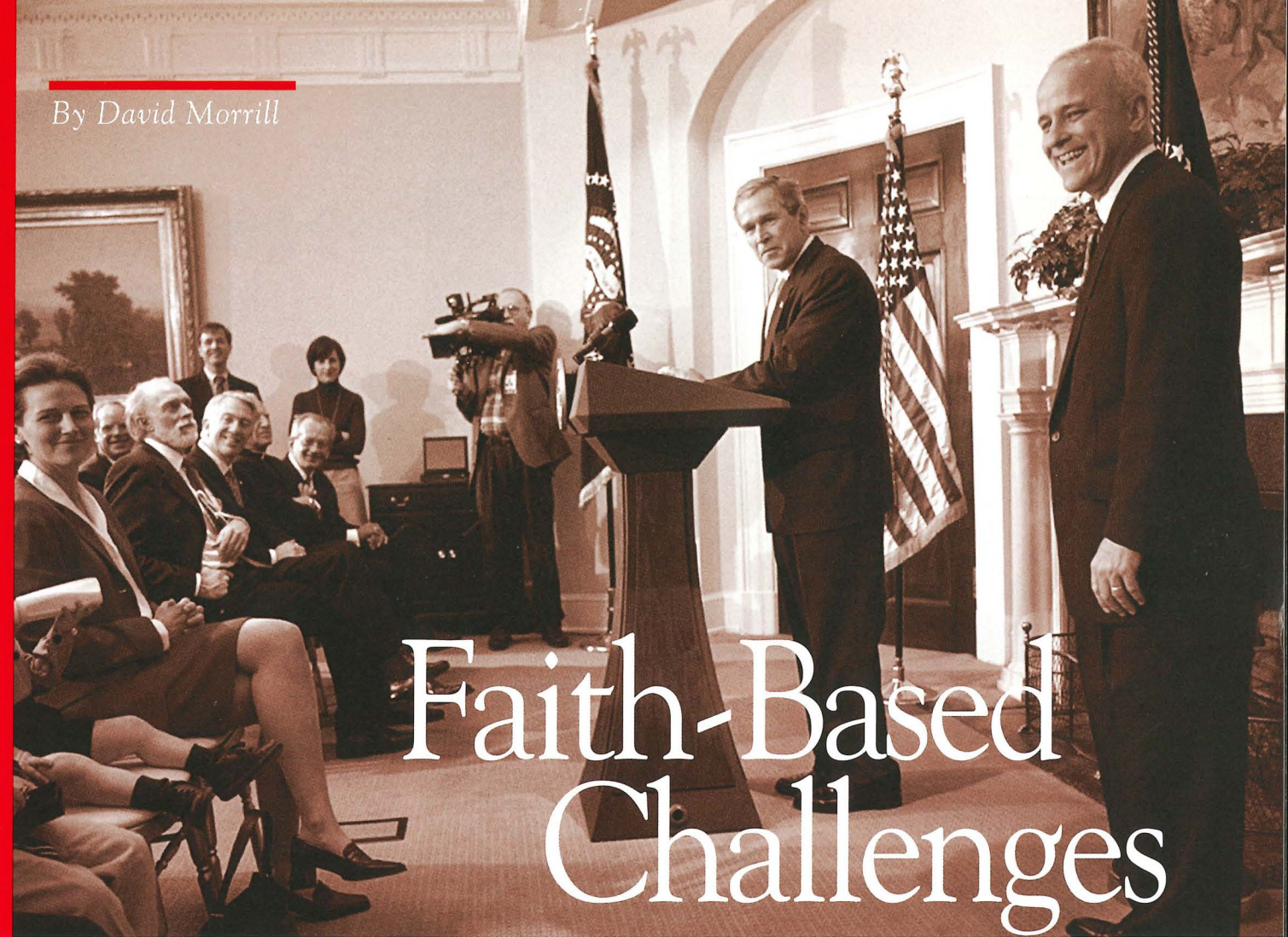
So what does the future hold for TECO Energy, the utility industry and Sheila McDevitt?

"I think it's very bright," she says, acknowledging that tough times remain. "Eventually, we'll grow into what is now considered over-capacity. The old plants will be phased out and the new ones will go on-line. At TECO, we have an excellent customer base and excellent long-term prospects." ■

**McDevitt insists that good communication with TECO Energy employees is the key to a healthy, ethical corporate climate.**



By David Morrill



# Faith-Based Challenges

**JIM TOWEY, DIRECTOR OF THE WHITE HOUSE OFFICE OF FAITH-BASED AND COMMUNITY INITIATIVES, DEFENDS HIS PROGRAM AGAINST CRITICS WHILE KEEPING HIS FOCUS ON HELPING THE POOR**

**President George W. Bush introduces Jim Towey to the press in January 2002**

Jim Towey found himself answering familiar questions last December after President George W. Bush issued an executive order making it easier for faith-based organizations to secure federal funds to provide social services.

Towey, Director of the White House Office of Faith-Based and Community Initiatives and a 1981 graduate of the College of Law, insists that the order does not violate the constitutional guarantee of separation of church and state. Nor does the mission of the faith-based office violate that guarantee. "This order is about bringing services to people who need them," he says. "The wall the President wants to tear down is the wall that separates the poor from effective programs. He opposes the funding of religion. He always has. This initiative is about better care for the poor."

The presidential order, which partially circumvented a Senate bill that contained some of the same provisions, drew immediate criticism for mixing religion with governmental responsibility. Critics focused

on the issue of channeling federal dollars to religious organizations, which may hire and fire employees based on religious beliefs. This not only violates separation of church and state guarantees, they claim, but anti-discrimination laws.

Says Barry Lynn, executive director of Americans United for Separation of Church and State, "Bush is giving his official blessing to publicly funded religious discrimination."

The Faith-Based and Community Initiative, created by Bush in 2001 to engage what he called "armies of compassion," is an effort to eliminate the barriers that deny small, local organizations—many of them faith-based—government funding to provide social services. "The federal government spent \$67 billion on social welfare last year," says Towey. "We want to put that money to the best use possible, and that sometimes involves faith-based groups. Ultimately, this is about spending our resources effectively."

Towey claims that the language in the presidential order stipulates that organizations cannot use federal funds to preach a

particular faith, worship or provide religious instruction. The program, whose target audience includes the homeless, at-risk youth, prisoners, the elderly, drug abusers and people moving from welfare to work, operates from the belief that local organizations, whether faith-based or not, can often do a better job of helping local residents. "They are uniquely situated to partner with government to provide services," he says.

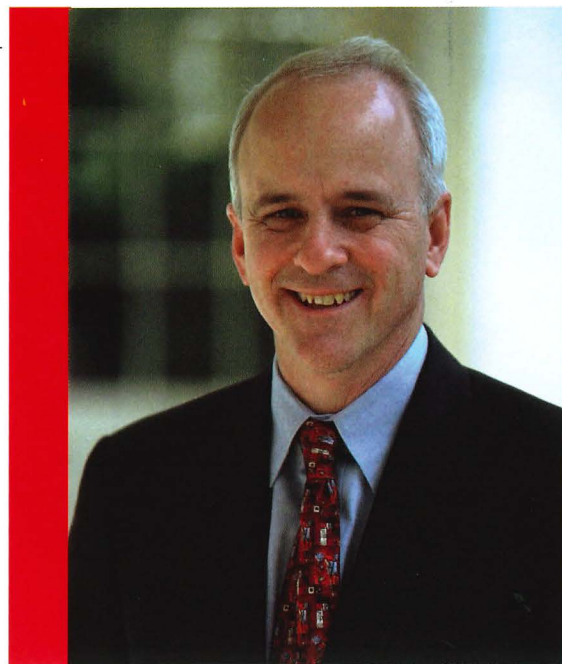
"What is truly sad about the effort to stop our work is that people who desperately need assistance are being denied," says Towey, whose office works with the departments of Justice, Housing and Urban Renewal and Health and Human Services.

"We try to reduce the bureaucratic barriers that many small groups face," Towey says. Part of his job involves traveling around the country to observe exemplary programs in action. "I accompanied the President to Milwaukee last summer to see a successful welfare-to-work program. What struck me was the dignity with which the clients were treated and the positive way they responded to that treatment. This is something a local organization can do that a large bureaucracy cannot."

As a freshman and sophomore at Florida State in the 1970s, Towey came to know the sting of poverty. "I usually found myself with empty pockets," he says. "When I started school I didn't have a scholarship or family support. It was up to me if I wanted to stay in school," he says. "Most of the time, I was dead broke."

In 1976, following his sophomore year, Towey signed on with South Western Publishing Company to sell religious books door to door. He describes it as the hardest job he ever had. "They gave us intensive sales training, assigned us a territory and put us on the street." Towey was sent to Wellsburg, West Virginia where he peddled such titles as *Bible Stories that Live*, *Treasured Tales of Childhood*, *The Layman's Bible Encyclopedia*, and *Webster's Student Handbook Set*.

Towey spent his first night in Wellsburg on the concrete basement floor of a Catho-



**Jim Towey**

briefly as interim Secretary of the Department in Tallahassee. Ironically, Towey was forced from the position when the Republican legislature, in a rebuke to former Democratic governor Lawton Chiles, refused to confirm his nomination. Later Towey created Aging with Dignity, a national organization devoted to elder care issues and was heading that organization when he was called to Washington, D.C. by the President in January 2002.

Today, as he continues to defend his office's work, he suggests that many of the critics are ignoring history. "What we are doing has been done quietly for years. The Salvation Army has long been involved with the federal programs and we've rarely heard complaints." Although much of the opposition to the faith-based initiative comes from Democrats, Towey, who is a Democrat, points out that support cuts across party lines. Democratic Senators Joseph Lieberman and Hilary Rodham Clinton have been strong backers of the program.

Although his visit with Mother Teresa may have been transforming, those who knew Towey at FSU came to appreciate his strong sense of compassion. One of his law school professors, Phil Southerland, also remembers his former student's robust sense of humor. "It took a while to understand how deeply spiritual and compassionate Jim was," Southerland says. "He cared about his fellow human beings in a way few of us have time for these days."

Towey tries not to forget the standards set for him by Mother Teresa. "When I face a difficult situation, I think about what she would do. I think about her strong sense of right and wrong. I also think about the way she looked at things. She worked under absolutely miserable conditions and still smiled. She could be serious and joyful at the same time," he says.

"I've been blessed," Towey says, of both his religious experiences and his work. "My job in the Faith-Based office combines the two things that are most important to me, helping people and my religious faith." ■

lic church before he discovered that, despite the fact he was Catholic, the Baptist minister down the street offered better accommodations. Although Towey often felt the humbling breeze of doors being shut in his face, he made enough money to return to Tallahassee for his junior year. That fall, he received a scholarship for managing the FSU basketball team, and later was hired as a basketball program assistant.

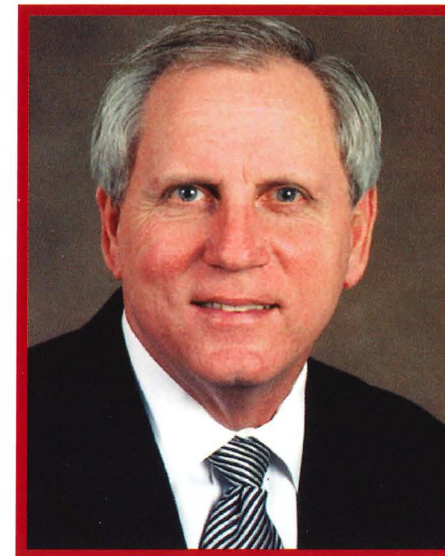
Towey divides his life into two parts, pre- and post-1985. The event that changed his life that year, he says, was meeting Mother Teresa. As a senior aide to then-Senator Mark Hatfield, an Oregon Republican, Towey was returning to the U.S. from Indochina when he stopped in Calcutta, India, to meet the celebrated Catholic nun. Expecting a tour of a clinic, he was thrust into the role of caregiver, cleaning the sores of a bedridden man at Mother Teresa's insistence.

"Until then, I was afraid to be near the sick and poor and Mother Teresa kind of threw me in the deep end," Towey says. "The barrier that existed between me and the poor broke down. That was a gift from Mother to me. It put me in personal contact with people in need." Following his spiritual awakening in Calcutta, Towey worked with the poor and sick in Mexico and Washington, D.C. before returning to government service in 1988.

In the 1990s, he spent several years working in social service jobs in Florida. He was administrator of the regional office of the old Department of Health and Rehabilitative Services in South Florida, and served

## Changing of the guard

### T.K. Wetherell becomes FSU's 13th President; Sandy D'Alemberte returns to the law school campus to work for Eastern European legal education



**T.K. Wetherell**

The Florida State University Board of Trustees named Thomas Kent "T.K." Wetherell, former president of Tallahassee Community College, as the university's 13th president December 18, 2002. He assumed his new duties January 6.

Wetherell, 57, succeeds Talbot H. "Sandy" D'Alemberte, who had been president since January 1994.

"I'm extremely gratified and honored to serve as this university's next president," Wetherell said. "I look forward to leading Florida State University into a new era of academic excellence."

Wetherell earned a doctorate in education administration from FSU in 1974. He earned both his bachelor's and master's degrees in social studies education from FSU, in 1967 and 1968 respectively. He was awarded an honorary Doctor of Law degree from Flagler College in 1999.

Most recently, Wetherell was a lobbyist with the Southern Strategy Group before resigning to seek the FSU presidency.

Wetherell was president of TCC from 1995 to 2001. During his tenure, the college moved into the top 25 community colleges nationally in the number of associate of arts degrees it awarded. In addition, TCC's enrollment doubled to 25,000, an online associate of arts degree program was implemented and physical plant assets increased from \$50 million to \$130 million.

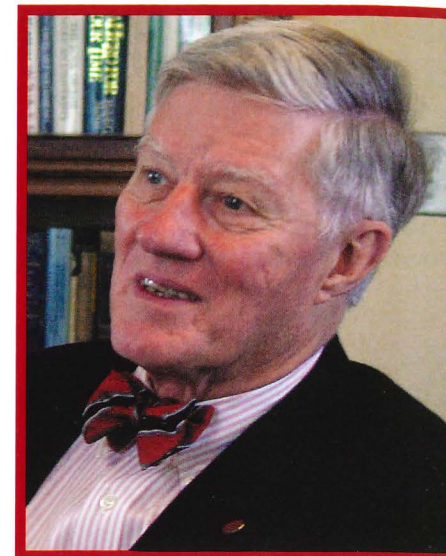
From 1988 to 1995, Wetherell was the president of the Independent Colleges and Universities of Florida, responsible for coordinating and promoting post-secondary

higher educational opportunities and programs in the state's independent colleges and universities.

Wetherell served in the Florida House of Representatives from 1980 to 1992, the last two years as house speaker. Among his duties there, he was chairman of the Appropriations Committee from 1988 to 1990 and was chairman of the Higher Education Committee from 1984 to 1986. Among his distinctions, Wetherell was the first professional educator in the modern history of Florida to be elected House Speaker and was named the most effective member of the Florida House in 1988 and 1990.

Wetherell has participated in the National Conference of State Legislators, the Southern Legislative Conference, the Southern Regional Education Board, the National Association of Independent Colleges and Universities and the College Board. As a legislator, he appeared before every committee in the Florida House and many in the Florida Senate — as well as working with Florida's Congressional delegation. He worked with other state legislators on a variety of topics, including educational reform programs. He also worked with federal government staffers and members of Congress on federal and state educational issues.

Before entering politics, Wetherell held numerous positions in higher education, including vice president and provost at Daytona Beach Community College and assistant professor of education at Bethune-Cookman College. ■



**Sandy D'Alemberte**

Although he's out of the FSU president's office, Sandy D'Alemberte has no time to relax.

Within days of leaving the Westcott building, D'Alemberte had set up an office in the Collins Center on the law school's Village Green, and immersed himself in a three-year project to help educate lawyers and law students in Central and Eastern Europe. Funded by the United States Agency for International Development (USAID), the project will provide distance-learning instruction in international law with a focus on the legal systems in democratic capitalist societies.

"We've had the project for several months now, but I haven't had the time to work on it," says D'Alemberte, who is the project's principal investigator "Now it's finally getting the attention that it deserves."

Officially titled the Online Legal Studies Project, the work includes close collaboration with Central and Eastern European lawyers and legal educators. Currently in a fact-finding phase, the project has sent assessment teams to the Central and Eastern European region and has, in return, invited lawyers, educators and government officials from that region to visit the United States. Earlier this year, D'Alemberte welcomed law professors from University of Bucharest, Romania, and St. Petersburg State University in Russia.

D'Alemberte, who served as FSU law

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## Kenneth Bell becomes first FSU law grad appointed to the Florida Supreme Court

Kenneth B. Bell, the first College of Law graduate to sit on the Florida Supreme Court, was sworn in January 7.

A Pensacola circuit court judge, Bell becomes the court's only justice with trial court experience. He replaces retiring Supreme Court Justice Leander Shaw, Jr.

In a brief statement after he was introduced by Governor Jeb Bush, Bell said the judiciary must recognize its role as "the weakest branch of government, and pay due deference to the legislative and executive branches." In his application for the job, he explained that he favored the "purposeful submission of personal views" and the "courageous but restrained use of the court's constitutional responsibilities."

In announcing his nomination of Bell, who is the first Supreme Court Justice from Northwest Florida since 1917, Governor Bush praised Bell for his sense of judicial restraint. "We can be sure that Judge Bell will apply the law as he finds it, not as he would like it to be," Bush said.

After graduating from law school in 1982, Bell specialized in real estate and business law. He was elected judge in the



Supreme Court Justice Kenneth Bell (left); Kelly Overstreet Johnson (right), President-Elect Designate of The Florida Bar

First Judicial Circuit in 1990, and has earned the reputation as a highly effective trial judge. He has handled more than 27,500 cases during his twelve years on the bench, including the nation's first manslaughter conviction of a doctor in an Oxycontin case.

## Kelly Overstreet Johnson will lead The Florida Bar in 2004-05

Kelly Overstreet Johnson, a 1982 graduate of the College of Law, became president-elect designate of The Florida Bar in December when no other Bar members filed to challenge her. She will be sworn in

as president-elect at the Bar's annual meeting in June.

Johnson has been involved in Florida Bar activities for much of her legal career, serving on the Bar's Board of Governors and Executive Committee. "After serving with other Bar presidents, I realized I had a desire to serve and thought I could do a good job," she says.

According to Johnson, continuing the work of current Bar President Tod Aronowitz to improve the image of lawyers will be a priority during her presidency. It is important, she says, "to let the public know the many positive things lawyers do on a daily basis." She also wants to make lawyer advertising rules more consistent and work with judicial nominating commissions to find qualified candidates.

## College of Law graduate Chris Kise is appointed Florida Solicitor General

For Chris Kise, a 1990 FSU law graduate, it was a case of a job he couldn't turn down.

As Florida's new Solicitor General and the College of Law's Richard W. Ervin Visiting Professor, Kise says the offer from Florida Attorney General Charlie Crist came with outstanding inducements. "First, it allows me to work with Charlie Crist, someone I respect a great deal. Second, I believe this administration will do some great things for Florida, and I want to be involved in that. Finally, it allows me

to get involved again with the law school that provided me an excellent education."

The primary responsibility of the Solicitor General is to oversee the representation of the State of Florida in litigation affecting the powers, duties, and responsibilities of all branches of state government. As Solicitor General, Kise also will be responsible for directing and coordinating cases of constitutional importance before the United States Supreme Court and the Florida Supreme

continued on page 29



Chris Kise

# A Passion for Human Rights

## FERNANDO TESÓN,

THE COLLEGE OF LAW'S

NEW TOBIAS SIMON

EMINENT SCHOLAR

AND A LEADING

EXPERT ON

INTERNATIONAL

HUMAN RIGHTS, HAS

KNOWN THE TERROR

OF OPPRESSION

By Tara Rosenblum

In a draft of a 1993 article, Fernando Tesón posed the question, "Is it permissible to assassinate Saddam Hussein?" He concluded it was not, but not because Hussein deserves better treatment. "He deserves to die," Tesón wrote in the draft. The editors of the *Columbia Journal of Transnational Law*, who had accepted the article for publication, asked him not to include the



statement. When Tesón asked why, he was told that Saddam's henchmen might kill him—or bomb the law review office. He acceded to the editors' request.

Such fears, however, are not new to Tesón, who resigned from his diplomatic post as a Second Secretary in Argentina in 1981 in silent protest of the reigning Galtieri junta's human rights violations. "Everyone I knew, knew the reason [I resigned], but I didn't say the reason because it would have put my family in dan-

ger." In other writings, Tesón autobiographically notes, "talking, much less writing about human rights was forbidden—in the subtle and terrorizing form of veiled threats and constant self-censorship for all those who lived in Argentina and cared about their personal safety."

Although Tesón, who is the Tobias Simon Eminent Scholar, did not plan a career in foreign relations, he joined the diplomatic corps after graduating from the University of Buenos Aires. "I originally

joined the foreign service because I wanted to travel and I didn't have the money. It was a frivolous reason, really. While I was in diplomacy I enjoyed foreign relations work, but my vocation has always been scholarly."

Immediately after resigning his post, Tesón moved to the U.S., finished his doctorate (S.J.D.) at Northwestern University and accepted a position at the Arizona State University law school. Known today as one of the foremost experts on human rights and international law, he credits his initial acclaim to the publication in 1988 of his first book, *Humanitarian Intervention: An Inquiry into Law and Morality*. "I was very lucky, for reasons unrelated to the merits of the book. The book preceded the breakup of the Soviet Union. The book was in the right place at the right time."

Now in its second edition, the text, along with other works, continues to be a standard on international intervention. Central throughout Tesón's work is a challenge to the traditional notion that states are "black boxes," that sovereignty attaches to them equally, whether democracy or dictatorship, and that the morals within the individual states should determine whether the sovereignty is legitimate. Instead, he promotes a standard for legitimacy based on a justified world order. "A justified world order is an order in which all states respect human rights."

In 1994, following the much publicized Alvarez-Machain abduction case, in which agents of the U.S. Drug Enforcement Agency kidnapped a Mexican murder suspect and brought him to the U.S. for prosecution, Tesón wrote about the legitimacy of intervention in "low intensity conflicts" in times of peace. Tesón examined the previously ignored areas of covert operations. "A democracy depends on activities like spying. I don't want to be one [a spy], but all countries participate in these activities. My instinct was that if we go into a country like Iraq and abduct an official, it is not as bad as going into a legitimate state like Mexico. If I had to write [that piece] now, I would revise some of it, but not the gist of it: action that would not be morally acceptable against a democracy may be legitimate against a dictatorship."

American foreign policy under Nixon

*'I would like to see civil and political rights, basic rights such as freedom of speech and the rights of women, strengthened.'*

and Kissinger was part of the traditional "old school," approach. Noting that the policy was complex, Tesón explained, "It's not that they didn't think freedom and democracy were important. They just thought these things were totally irrelevant to power politics. Their approach was, 'we deal with power, values are irrelevant.'"

Tesón credits President Jimmy Carter with reintroducing values into foreign policy. "The attitude of Carter in putting human rights at the top of the agenda has been preserved...the values of democracy and human rights, free markets, and capitalism were pushed as an ideological moral tool, with different rhetoric. Carter talked about human rights, Reagan's vision was superiority of democracy, and Clinton continued that."

The current administration continues this approach, although with modifications reflecting the 9/11 attacks, says Tesón. "Part of the rationale is that the attacks are not just against American power, but the attacks are against what America stands for. In a way it is a value, or an approach on values. These are our enemies, we want to destroy you, but on top of that, we have a just cause. In that sense, it is a return of U.S. policy toward human rights."

"In spite of my disagreements with some foreign policy decisions, currently we [America] stand for what is decent, we have a just cause based on values," Tesón continues, crediting Carter for the introduction of values into foreign policy.

As to whether the United Nations is on the right track in its recognition of human rights, Tesón offered his version of a perfect world. "I would like to see civil and political rights, basic rights such

as freedom of speech and the rights of women, strengthened." Describing a divide in the international human rights community between those who favor, and those who are skeptical of, free markets, Tesón explains that he feels fewer restrictions on international trade and other economic liberties are needed. "If you want to create wealth, then you protect private property rights in order to create incentives for production. You cannot redistribute resources unless you create them first. One way to combat poverty is to open up trade. But this is a big debate and this is just my wishful thinking."

College of Law Associate Professor Tahirih Lee, a member of the faculty committee responsible for bringing Tesón to the attention of other law faculty, notes that he joined the faculty just as two of his areas of expertise—international war crimes and international human rights—gained prominence following the events of 9/11. As a permanent Visiting Professor at Universidad Torcuato Di Tella, Buenos Aires, Tesón, who speaks four languages and reads five, strengthens the law school's ties with Latin American countries. "Professor Tesón's arrival strengthens the international program generally, and also signals Dean Weidner's commitment to area expertise. We are the envy of many law schools who would like to get an expert on Latin America," says Lee, an expert in Comparative and Chinese law. "His arrival bolsters the law school's new International Law certificate program and further demonstrates FSU's willingness to look beyond domestic confines to seek out top talent," she says.

Students, who were impressed with Tesón during interviews last spring,



**"I grew up in Buenos Aires with this music," Tesón says. One of the first things he did when he arrived in Tallahassee was to organize his band, Tango Sur. At left he performs at Java Heads, a night club not far from the law school.**

*'In spite of my disagreements with some foreign policy decisions, currently we [America] stand for what is decent; we have a just cause based on values.'*

quickly filled his classes, particularly International Human Rights. "Professor Tesón is a wonderful addition to the law faculty—he is an engaging speaker, covers interesting material, and is always available and willing to meet with students outside of class," says third-year law student and editor-in-chief of the *FSU Law Review* Román Ortega-Cowan. Tesón also teaches Human Rights, Public International Law, Jurisprudence and Public International Criminal Law.

He is currently writing an analysis of

political philosophy with Guido Pincione of Argentina, who lectured as the Simon Scholar at FSU in December, 2002. The book is scheduled for publication in 2004.

When he is not teaching or writing, Tesón pursues his other passion, music. His tango band, Tango Sur, has performed in a number of Tallahassee nightclubs, including Java Heads and Black Dog Café. "I play the bandoneon, guitar and piano," Tesón says. "I grew up in Buenos Aires with this music."

Although Tesón considered Arizona

State a great university, he is happy with his move to Tallahassee. "FSU offered a great law school with a critical mass of young and senior scholars publishing in the best journals. The emphasis here is on scholarship...and the Eminent Scholar Chair was a great honor." After 18 years in Arizona, Tesón was simply ready for a change. "My wife, Bettina, is German and made me promise not to take her somewhere cold." The east coast of the U.S. also allows easier foreign travel to Buenos Aires and Europe, where they often travel.

Tesón also finds intellectual benefits to his new home. "Phoenix was much more impersonal. People here have an attachment to the place. There is a sense of community." Other FSU departments are seeking Tesón's expertise, especially in philosophy, human rights and music. "This is an intellectually dynamic place. People talk about the issues." ■



# Advocate for the Environment

*After years of developing and enforcing environmental protection laws, College of Law Professor David Markell wants his students to understand environmental issues first hand*

*By Phillip M. Pollock*

**P**rotecting the environment is too important to be left to the government. So says David Markell, one of four new College of Law faculty members. "The opportunity for citizen involvement in governance is one of the important parts of the legal framework of environmental law that I cover with my students. We need to improve the transparency and accountability of government and continually re-ex-

amine the role that citizens play in environmental protection," said Markell, who has been appointed Steven M. Goldstein Professor of Law.

Even as a boy, Markell said, he was interested in the environment. "I liked hiking, sports and other outdoor pursuits. It's been a great thing for me that my interest in the environment could evolve to become part of my professional life," he said. "I have a strong sense of commitment to the physical world we live in, and so I try to find strategies that would allow us to deal effectively with threats to the envi-

ronment and make the world a better place."

Though Markell did not take any environmental law courses as a student at the University of Virginia Law School, he immersed himself in administrative law, learning the skills that are critical to being an effective environmental lawyer. He developed a keen interest in understanding how the government interacted with citizens and the government's legal role in those relationships. "Not long after I graduated from law school, when I was an associate with a private firm in Washington, I



worked on a pro bono environmental case, and that was when I decided that my legal career was headed that direction."

In 1984, Markell began working as an attorney in the U.S. Environmental Protection Agency's Boston office. In 1987, he was hired by the Department of Justice (DOJ), Land and Natural Resources Division, Environmental Enforcement Section, where he was part of the DOJ team that tried the nation's first federal Superfund remedy case. Superfund is the popular name for an environmental law that focuses on cleaning up contaminated sites. New York's Love Canal, a former dump for chemical wastes, came under government scrutiny in the late 1970s. Congress passed the Superfund Law in 1980, creating a \$1.6 billion fund to clean up such sites.

"Working with the federal government was a wonderful experience. I was able to hone my negotiation skills by working across the table from some of the top lawyers in the country," Markell said. He found that litigating against senior partners from major firms, while invigorating, provided some humbling moments. He also worked with toxicologists and wetlands experts. "It was that whole mix of administrative and environmental law that intrigued me about this work and that still intrigues me," he said.

In the late 1980's, Markell shifted from the federal Justice Department to the New York State Department of Environmental Conservation, where he served until 1992 as director of the Division of Environmental Enforcement. "Moving from the federal to the state government was a terrific eye-opener, since I had the opportunity to help establish and implement environmental enforcement policy for a key state," he said. "It gave me important insight into our nation's system of 'cooperative federalism,' in which the federal and state governments share power for environmental governance." Under Markell's direction, the division doubled the number of Superfund Consent Orders that were negotiated annually and increased fivefold

the value of work that companies performed annually under these orders. He also helped establish a criminal enforcement unit, doubling the number of criminal cases identified and turned over to prosecutors. The Department created and implemented a substantial number of innovative enforcement policies during his tenure.

In 1992, Markell joined the faculty at Albany Law School in Albany, New York, where he stayed through the spring of 2002. From 1998-2000, he took a two-year leave of absence from his academic position to serve as the first Director of Submissions on Enforcement Matters for the North American Commission for Environmental Cooperation in Montreal. The CEC was a fascinating place to work, he said.

"Being on the inside of an international institution and working with officials from the three North American countries was a great experience, allowing me to understand the world of international relations. I also learned quite a bit about some of the significant environmental challenges facing North America, and about Canadian and Mexican environmental law," he said. "Citizens groups would file complaints with our office, making claims that the U.S., Canadian, or Mexican government was doing a poor job of enforcing various environmental laws."

Markell said that probably the most interesting and challenging citizen's complaint that he worked on involved the claim that the Canadian government was allowing hydroelectric dams in British Columbia to routinely violate the Canadian Fisheries Act by harming fish habitat. A number of experts were hired to help investigate the claims and they developed

a detailed *Factual Record* that provided information about what Canada was doing to reduce the violations, and about the effectiveness of Canada's efforts. "It turned out to be a significant report that interest groups have found useful in working with the government to reduce pollution down the road," Markell said.

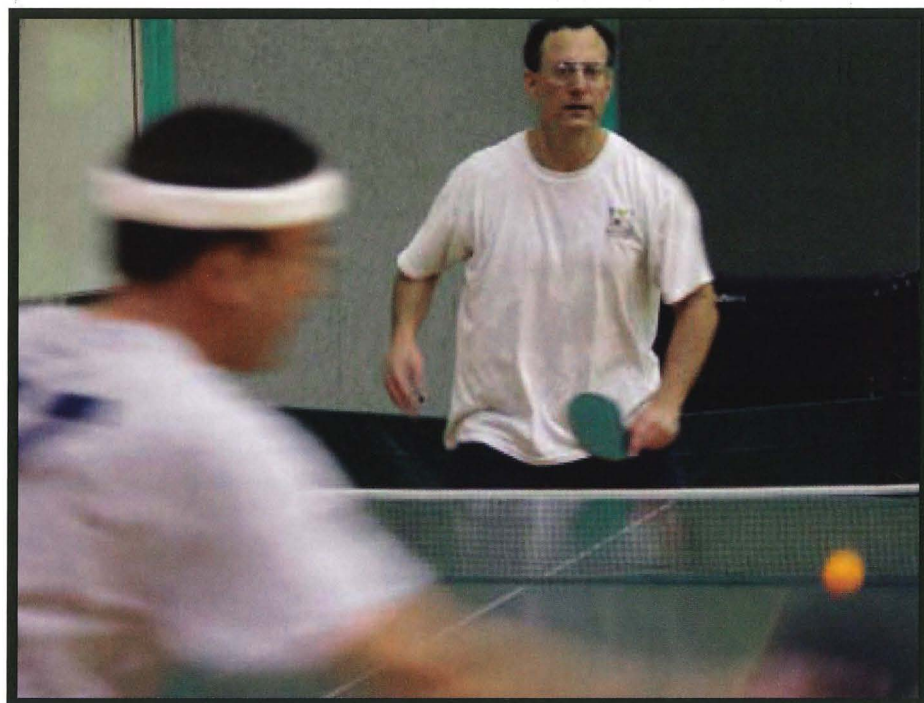
The move to FSU after his experience at Albany Law School has proven a good transition for Markell. "The school's national reputation and engaged faculty was definitely important in my decision to come here. As those who look at my background might guess, the administrative and environmental law faculty—certainly Mark Seidenfeld, J.B. Ruhl and Donna

*Working with the federal government was a wonderful experience. I was able to hone my negotiations skills by working across the table from some of the top lawyers in the country.*

Christie—along with a very strong international law teaching core, provided a great pull."

Having the opportunity to interact with leading experts in law like Fred Abbott, Mary Crossley, Joseph Dodge, Greg Mitchell, B.J. Priester and Fernando Tesón, had great appeal. "I sometimes feel as if I'm in an intellectual candy store. There are so many things to learn, to think about, and issues to address. And, in academia, you can make the time to work on the issues."

Markell said he was honored to be named the Steven M. Goldstein Professor of Law in light of Goldstein's highly regarded work as a civil rights advocate and a defender of the poor and unrepresented. "This was a unique opportunity. The professorship allows me to carry forward the Goldstein tradition of public interest work and to be a member of a very distinguished faculty. I can be active in the academic world and still actively bridge the community in which we live," he said. "Being selected to fill this professorship is a privi-



**Markell, who was a junior state ping pong champion in Delaware, keeps his game sharp during a match at FSU's Leach Center.**

Markell's relocation. The warmer climate was something he looked forward to. "I've always loved athletics. Up north, seasons for outdoor sports are abbreviated, but here in Florida, it's almost a year-round possibility."

When Markell went to England as an undergraduate, he was named to the All-England University Basketball Team. He played semi-pro as well as college baseball, and was a member of the semi-pro league's all-star team. At FSU, he fits regular cardio workouts into his schedule at the University's Leach Center recreational facility. Once a week, Markell plays ping pong at the Center. "There is a university ping pong group that meets, and there are some very good players among them, including my colleague Adam Hirsch. I like the camaraderie that it provides."

Markell's family is at the center of his life. "I find the role I play in my family so challenging and fulfilling. Our three daughters, Rebecca, Jenny, and Rachel, have a number of diverse interests, and it's a wonderful experience to help nurture their interests and applaud their accomplishments," he said. "I've coached the girls' soccer and softball teams, and watch their gymnastics practices. My wife Mona and I enjoy exploring Florida with them."

Markell is looking forward to challenges and opportunities that lie ahead at FSU. "My colleagues have been very welcoming and supportive, and the energy and commitment from the students has been outstanding," Markell said. "Being close to the center of Florida's government has allowed me to meet a number of leaders of the environmental community and the bar, as well as state and local officials. Over the next couple of years, I'm looking forward to strengthening the links between the law school and the outside community. That will help to enrich the students' educational experience and contribute to the development of creative public policies in the environmental arena." ■

lege, and I'll certainly do my best to honor Professor Goldstein."

Working with students has always provided him with incredible challenges and a wonderful sense of satisfaction, Markell said. His teaching style is a reflection of his work. He uses a problem-solving approach in which he often builds on fact patterns. Students represent different actors—the parties who are causing pollution, citizens groups who want something done about it, and the government. "We consider how to deal with environmental concerns from the perspective of each of the three, by reviewing the legal framework that governs the problem and how students would apply that legal framework to the facts. There's a healthy amount of coverage of the policy issues associated with different fact patterns and legal strategies as well."

At least once a year, at Albany and now at FSU, Markell takes his students on a field trip. This fall, his class toured a City of Tallahassee power plant. Site officials were available to show students the types of air and water pollution that result from power generation and how they control it. "These experiences give dimension to teaching. You can talk about things in the classroom, in theory, but this is what makes a legal problem real," he said.

Students in Markell's classes say they enjoy his approach to teaching. "He has a

*My colleagues have been very welcoming and supportive, and the energy and commitment from the students has been outstanding.*

really clear approach to presenting information—there's no 'hiding the ball,' so to speak. I think part of that clarity comes from his real world experiences, which help make the more theoretical legal issues seem more understandable," said second-year student Deanna Hurt. At Albany, students were equally impressed by his abilities, voting him "Friend of the Class" in two of his seven years on the faculty. At FSU, Markell is already serving as the faculty advisor for the Environmental Law Society and is assisting the Environmental Moot Court team.

Aside from academic opportunities, there were other factors that figured into

# Justice for All

WITH A STAFF DOMINATED BY FSU LAW ALUMNI, LEGAL SERVICES OF NORTH FLORIDA STRUGGLES TO MEET GROWING CLIENT NEEDS WHILE PROVIDING HANDS-ON TRAINING TO LAW STUDENTS

By Tara Rosenblum

**T**wenty-three years ago, when Kristine Knab graduated from FSU and joined Legal Services of North Florida, Inc. (LSNF) as a staff attorney, the legal services climate was different. "There weren't the restrictions on the type of work we could do. We did class action work, and lobbying to represent clients that had legislative issues. We represented inmates in a jail conditions suit in Leon County and participated in several voting rights suits. We represented the Public Housing Tenants Association. When AFDC payments were decreased, we sued the Governor and Cabinet and participated in oral argument before the Florida Supreme Court."

What did not exist in legal restrictions, however, did exist sometimes in resistance by some members of the bar. Attorneys outside of Tallahassee, particularly those in small towns, often felt threatened that LSNF would interfere with local practice, Knab explains. "In the early 80s when we got to Fort Walton Beach, the private Bar filed a lawsuit to keep us from opening our office, based on the funding source [trust source funding], but a lot of it was based on philosophical objections." In one area, the local attorneys would not treat legal services attorneys as professionals. "They would schedule hearings without clearing our calendars, those types of things, to be difficult," says Knab.

Today, although the restrictions on the types of cases legal services attorneys may take are greater, the climate has changed.



"Once we're in a community, it becomes a lot clearer that we not only don't take away business, but we generate some business," Knab says. "And in fact, I think that they enjoy being able to refer people to us as opposed to being able to say, 'I can't help you.' It depends on your relationship with the bar. We've always encouraged our attorneys to be involved in bar activities."

In return, the local bar participates in legal services. Private Attorney Involvement (PAI) is a crucial component of LSNF. Legal Services Corporation guidelines require a certain amount of funding to go to bar activities. "[PAI coordinator] John Fenno is really good at recruiting volunteers and placing cases. We've tried to come up with creative ways for people to participate on that panel, not only based upon their particular area of expertise, but also taking into consideration that there are many people who work for state gov-

ernment who may have a limited area of expertise that doesn't lend itself to taking a case here," she said. "Or their expertise may lend itself, but their particular job doesn't lend itself to do an ongoing case because of resource issues or because they travel a lot." Many alternative options for private attorneys, including participating in the legal hotline, night clinic or reviewing and preparing legal education materials are now available.

In Tallahassee, the proximity to the College of Law adds an additional community component to legal services. "We have a relationship with the law school on a lot of different levels," says Knab. For example, LSNF is one of the placements for the Certified Legal Externships, where law students who have met certain requirements and who have taken special prerequisites specific to the program are certified by the Florida Supreme Court to

LSNF staff pictured on previous page: front row: (l-r) Chris DelMarco, Ali Sackett, Marc Taps, Zaid Haynes, Carolina Williams, Kerri Bowden, Maria Rodriguez, Jimmy Higgenbotham; back row: (l-r) Ann Marshall-Jones, Scott Manion, Doris Williams, Stephanie Johnson, Connie Davis, Theresa King, John Fenno



**Kristine Knab, director of Legal Services of North Florida and a 1978 College of Law graduate, spends much of her time balancing a tight budget and the growing need for legal services.**

practice under supervision. Currently, two third-year students, Melissa Andrade and Sean Tobaygo, are in the program's Tallahassee office. Says staff attorney Chris DelMarco, '00, "Thank goodness for interns. I miss mine," referring to second-year student Valerie Thompson, who interned last summer on a fellowship. "She learned a lot while she was here, and I was able to better assist clients because of the things she was able to do."

Larry Krieger, director of the law school's externship program, has been active on the LSNF board for many years. Many students also choose to complete their pro bono hours at LSNF, Knab says. The organization also relates through the Children's Advocacy Center by referring cases to each other. "We have looked at some ways to jointly collaborate on projects with the CAC to increase resources to the populations we are serving. And at various times over the years, attorneys on staff have taught courses at the law school."

Knab has maintained ties to the law school, serving on the College of Law Board of Visitors from 1994-2001. She described the Board as "a support group to bridge the divide between law school and the profession by looking at ways to approach professionalism in the actual practice of law vis a vis law school."

Despite the improved climate, funding changes have affected legal services practice, Knab says. "In the past we were primarily funded by the Legal Services Corporation and Florida Bar Foundation. Both of these sources were for general services, so you could have someone come in for one thing and address multiple problems. We still have some of that money, but a lot of the grants are for very specific services," says Knab. These specific services cover such areas as domestic violence, tax and dependency.

Restrictions at first applied only to LSC funding. "We still could use IOTA [interest on trust accounts] to continue doing restricted cases." In 1996, however, additional restrictions were added, and LSC funded programs were required either to apply the restrictions to all funding sources or lose LSC funding. "So we reconfigured a lot within the state and took some of the IOTA money and placed it within some of the organizations that could do the restricted work and changed some of the services that we were able to do," says Knab.

Managing attorney Marc Taps, a former adjunct at FSU, notes that the funding affects the structure of the practice. "It used to be that we had one person who could do appeals and another who could do something else, and two who could take any case. The way the funding is set up now, we have people paid out of certain grants who work on one type of case who are prevented from working on other types of cases. This limits the scope of representation we can provide to individual clients compared with past years."

Knab does not let the funding changes limit her mission, however. "What it really requires you to do is be a lot more creative on the type of impact you choose. For example, we still bring a case on behalf of a student against a school board and it results in a policy change that helps many people. Or we can do declaratory judgments that have an impact on a lot of people. You just have to think about the

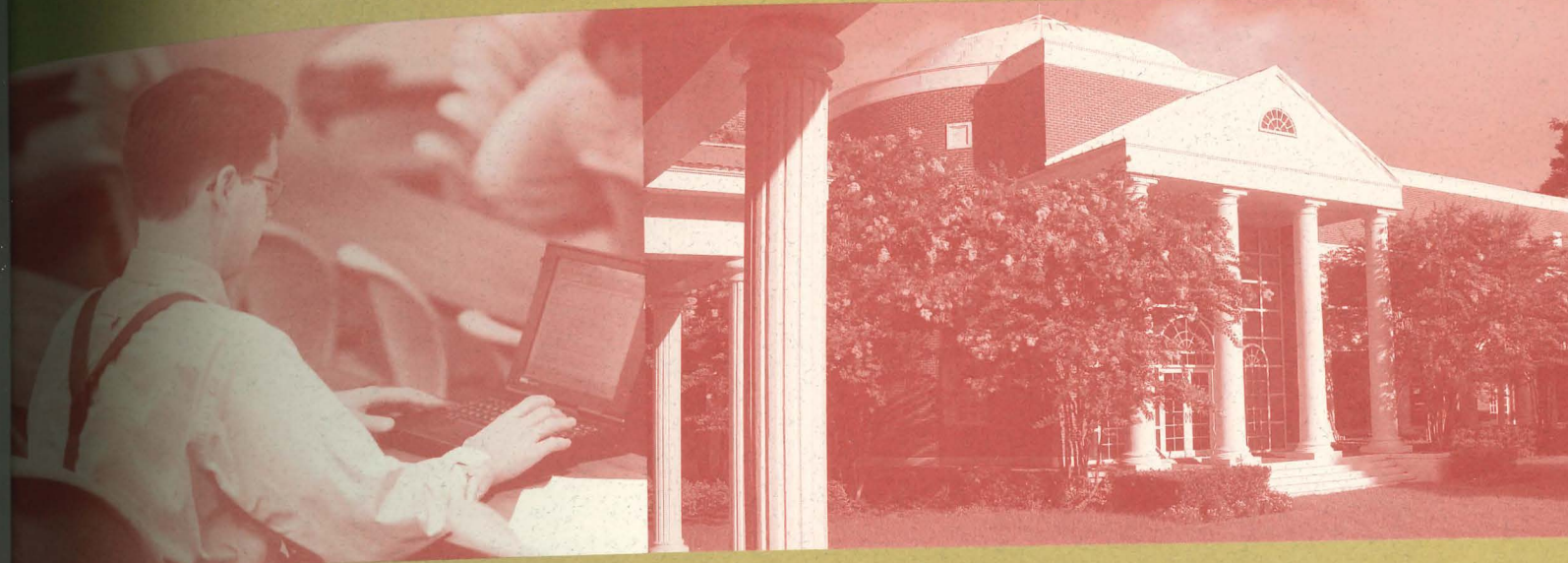
strategies you use."

Having held several positions within the organization and worked on several class actions in the program, Knab assumed the Executive Director position in 1994. "Our goal has always been to try to serve as many people as we could with the resources that we have and to do a really quality job of that. And to change people's lives, to give them a new life, or at least a new lease on life, when the only way they are going to be able to resolve a particular piece of the dilemma that's facing them is through the legal system." Personally, she says, she has remained with legal services because "it's a general passion of mine to make life better for people. It's rewarding. It's satisfying."

Today LSNF serves 14 counties from four offices with 14 attorneys. Clients are those whose income falls below 125% of the federal poverty guidelines, with a few exceptions for the elderly and domestic violence victims. In 2001, LSNF served over 5,500 clients. "We provide some type of service to almost everyone who is eligible," says Knab. "Unfortunately, because of the demand, we may only be able to provide advice in some circumstances when the client needs extended representation." Many people are financially ineligible, or are geographically ineligible, says Knab. In such cases, LSNF works hard to find local attorneys willing to provide legal services.

Knab says LSNF tries to stay close to the needs of its clients. One-third of LSNF board members could qualify for services and are chosen by area organizations. "You really know how you are providing services when people eligible for services are making organizational policy," says Knab.

In an organization where the financial compensation is \$29,000 for new attorneys, something other than money keeps them there. "We have a core group of staff and attorneys that have been here a while, get along, and get great satisfaction from what they do," Taps says, noting that the



# FLORIDA STATE UNIVERSITY College of Law

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DEAN'S THANK YOU

2001-2002 DONORS

ANNUAL FUND DONORS

RECENT MAJOR GIFTS

BOOK AWARDS

ENDOWMENTS

Gifts to the College of Law provide important support for quality academic programs, student activities, financial aid and faculty productivity. This report gratefully acknowledges all gifts and pledges received between July 1, 2001 and June 30, 2002. Gifts received between July 1, 2002 and June 30, 2003 will be recognized in the Fall 2003 FSU Law.

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#### DEAR ALUMNI AND FRIENDS

This was a year of great success for the law school. Our students topped the state in Bar passage rate for both the February and July exams, the student job placement rate is once again one of the top in Florida and our faculty is getting unprecedented national recognition for scholarly and professional excellence. Our alums are excelling and our reputation is on the rise!

Private fundraising has been an important part of our successes, although this past year's results paint a mixed picture. Our Annual Fund has been an unprecedented success. On the other hand, the last fiscal year showed fewer major gifts than we would have liked.

#### ANNUAL FUND

Last year's Annual Fund was a big success. This past year, 18% of our alumni made gifts or pledges to our Annual Fund. This is a 29% increase in giving rate over the preceding fiscal year. This level of alumni support sends a powerful signal about the enthusiasm our alumni have for the school. The Levin Law School at the University of Florida, our principal in-state rival, began the year with the goal of catching up to our alumni contribution rate. They did not succeed.

Proceeds from our Annual Fund have increased with our giving rate. This money enriches our entire academic program. It helps sponsor everything from student scholarships to distinguished visitors to campus to graduation receptions for families. Annual Fund dollars mean that student organizations seeking additional support are much more likely to get a positive response.

#### MAJOR GIFTS

There are two principal reasons this past year's Major Gift efforts were less successful than they might have been. First, the depressed stock market dramatically shrunk the portfolios of many of our alumni and friends. Second, it was a time of transition in the development office. As a result, there were fewer major gifts, and many of the gifts that did come in were pledges to pay over time. The numbers in this report include only cash payments on Major Gifts, with total amounts pledged indicated only in text.

Things are already looking up. With Mark Pankey on board as our new Assistant Dean for Development, we have taken the law school show "on the road" in full force. Second, the economic climate seems to be improving. Indeed, the Major Gift results for the end of the calendar year have been extremely promising. Under the heading of "Recent Major Gifts" we include some of the Major Gift commitments that we have received in the current fiscal year. These commitments have been an important morale boost to all of us at the law school and suggest that this current year is going to be a much stronger one for Major Gifts.

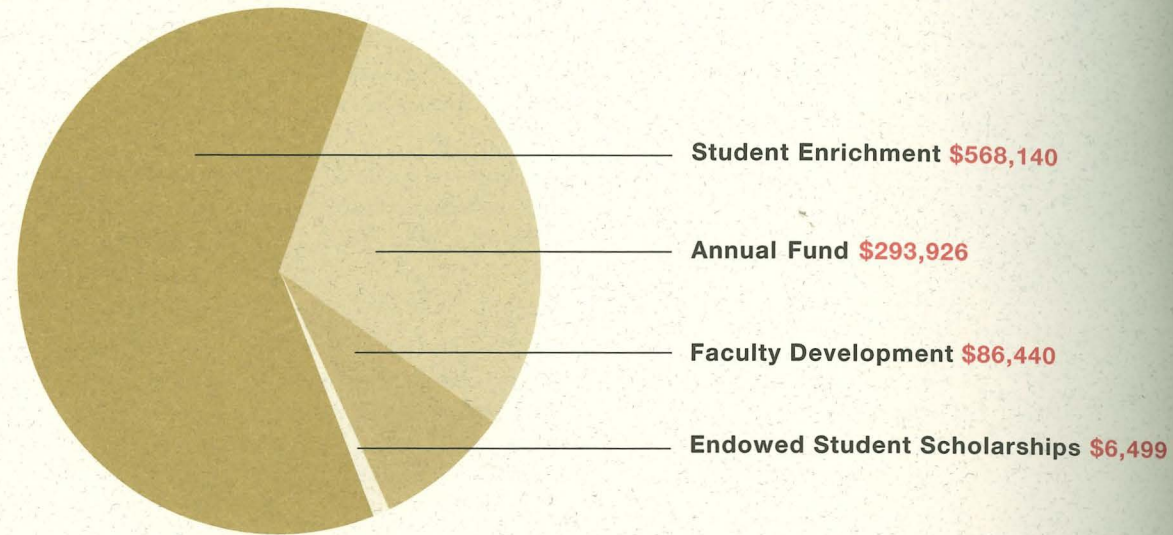
Thank you for all of your support.

Sincerely,

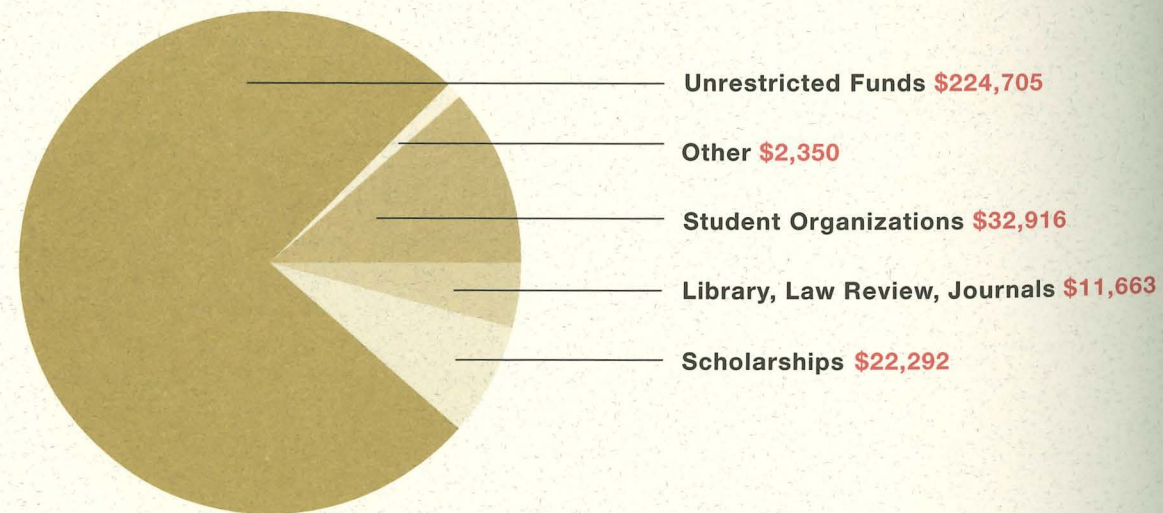
Don Weidner, Dean

**GIFT TOTALS**

2001-2002 TOTAL CASH RECEIVED: **\$955,005**



2001-2002 TOTAL ANNUAL FUND GIVING\*: **\$293,926**



\*All cash gifts of \$10,000 or less made by alumni and friends that are not earmarked for endowment.

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Jonathon Miller  
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Jennifer K. Millis  
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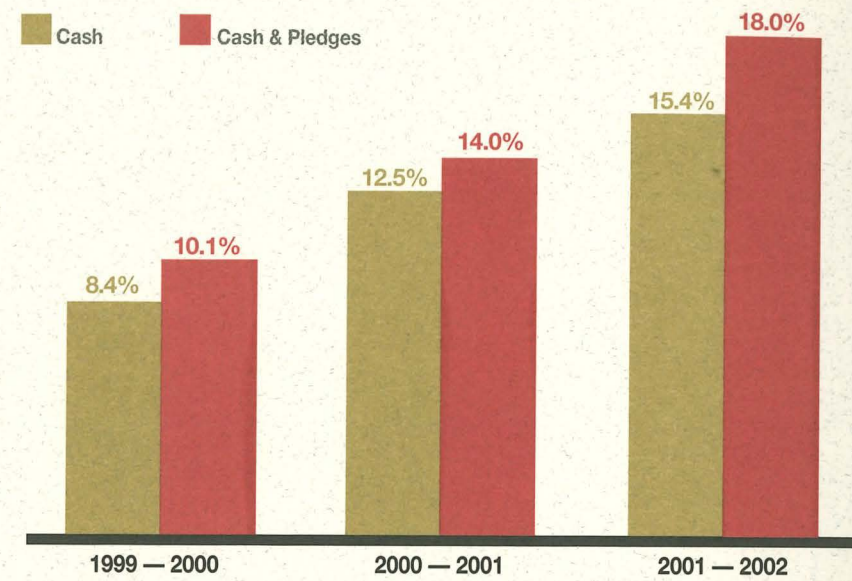
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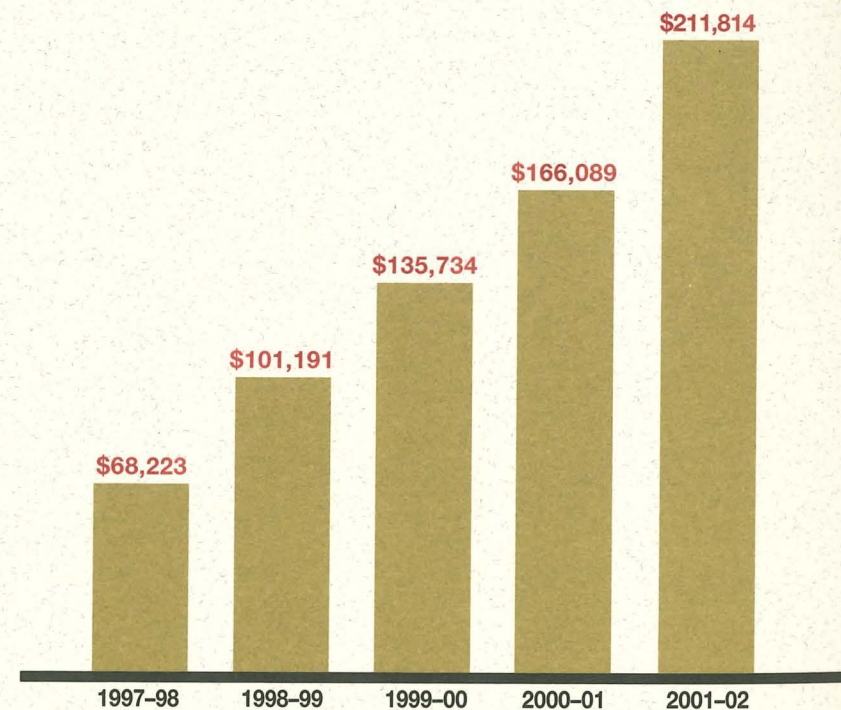
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ALUMNI GIFTS TO THE ANNUAL FUND



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*Alumni: 90*  
*Number of Donors: 13*  
*Participation: 14.44%*  
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 H. Lawrence Hardy  
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 James M. Landis  
 Thomas L. LaSalle  
 The Honorable Donald S. Modesitt  
 Douglas H. Morford  
 The Honorable Susan W. Roberts  
 J. Michael Shea  
 Dennis S. Silver

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*Alumni: 93*  
*Number of Donors: 22*  
*Participation: 23.66%*  
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 E. Bruce Buckley  
 Terry P. Cole  
 Raymond K. Costello  
 Kenneth John Densmore  
 Elaine N. Duggar  
 Rodney G. Fair  
 William E. Johnson  
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 Joseph A. Sheffield  
 J. Phillip Short  
 John E. Slaughter, Jr.  
 A. James Spalla  
 Robert L. Trescott  
 Ansley Watson, Jr.

E. Jonathon Whitney

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*Alumni: 81*  
*Number of Donors: 16*  
*Participation: 19.75%*  
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 The Honorable Richard G. Payne  
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 Lee L. Willis, II

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*Alumni: 143*  
*Number of Donors: 25*  
*Participation: 17.48%*  
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 The Honorable Ralph E. Eriksson  
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 The Honorable Raymond O. Gross  
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 R. William Roland  
 Steven L. Sparkman  
 Eugene E. Stearns  
 George L. Varnadoe  
 Robert F. Vason, Jr.  
 Robert W. Walkley

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*Alumni: 156*  
*Number of Donors: 36*  
*Participation: 23.08%*  
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 David A. Barrett  
 James C. Brady  
 William G. Cooper  
 James M. Corrigan  
 William W. Corry  
 Jeffrey A. Glass  
 Francis E. Holden, Jr.  
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 Stephen R. White  
 Vernon L. Whittier, Jr.  
 John C. Whitton, Jr.  
 Charles L. Woody

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*Alumni: 175*  
*Number of Donors: 37*  
*Participation: 21.14%*  
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 Thomas A. Beenck  
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 Clark J. Cochran, Jr.  
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 C. Norman Stallings, Jr.  
 The Honorable R. L. Stephenson  
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 George E. Tragos  
 James H. Webb  
 Clement H. White

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*Alumni: 169*  
*Number of Donors: 53*  
*Participation: 31.36%*  
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 Drucilla E. Bell  
 Bruce B. Blackwell  
 F. Philip Blank  
 Samantha D. Boge  
 P. Douglas Brinkmeyer  
 The Honorable Catherine M. Brunson  
 Neil Howard Butler  
 Martin J. Campbell  
 Michael A. Campbell  
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 Mark Herron  
 J. David Holder  
 David P. Hopstetter  
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 Robert W. Joyce  
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<b>Number of Donors: 36</b>	<b>Number of Donors: 45</b>	Thomas E. Wheeler, Jr.		<b>CLASS OF 1980</b>
<b>Participation: 27.27%</b>	<b>Participation: 29.22%</b>	John G. Wood, Jr.		<b>Alumni: 174</b>
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Philip C. Claypool	James H. Burke, Jr.	<b>Number of Donors: 34</b>		Robert F. Bethea
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D. Hywel Leonard	Diane A. Scott	<b>Number of Donors: 37</b>	Steven M. Blount	Gregory P. Nelson
Charles T. Moore	Marjorie Starnes	<b>Participation: 18.59%</b>	Cecelia P. Bonifay	Mary Jo Peed
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	<b>Number of Donors: 28</b>	Craig A. Dennis	Major Elizabeth C. Masters	<b>CLASS OF</b>
	<b>Participation: 18.06%</b>	Donna F. Dugger	Patrick J. Maxwell	<b>1986</b>
<b>CLASS OF 1981</b>	<b>Alumni: 187</b>	Lisa O. Etheridge	Louis K. Nicholas II	<b>Alumni: 212</b>
	<b>Number of Donors: 37</b>	Major David J. Fletcher	Frank P. Rainer	<b>Number of Donors: 35</b>
	<b>Participation: 19.79%</b>	Sheldon B. Forte	Hala M. Sandridge	<b>Participation: 16.51%</b>
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	E. Gary Early	Les S. Kushner	<b>Alumni: 195</b>	Richard M. Colbert
	Suzanne F. Farmer	Robert R. McDonald	<b>Number of Donors: 27</b>	J. Michael Coleman
	K. Dian Fedak	Leslie B. McWilliams	<b>Participation: 13.85%</b>	The Honorable Cynthia L. Cox
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				Belinda H. Miller

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Floyd R. Self	<i>Participation: 15.88%</i>	Daniel O'Shea	
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Robert M. Truman	Warren J. Bird	Mark Ragusa	<i>Number of Donors: 32</i>
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	Patrick L. Butler	P. Dennis Shuman	Kenneth J. Barr
	Matthew M. Carter, II	The Honorable Jonathan E. Sjostrom	Paul R. Berg
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<i>Participation: 15.79%</i>	Rosemary B. Eure	David A. Theriaque	Timothy J. Center
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\* Includes all gifts and pledges made by Alumni to Annual Fund.

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<i>Participation: 11.47%</i>	Glen D. Kaplan	Lilia R. Bell		I. Weston Wheeler, Jr.
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\* Includes all gifts and pledges made by alumni to the Annual Fund.

*We would like to thank those of you who made a major gift commitment over the past fiscal year and through this fall. This fall's major gift commitments suggest that this is going to be a very good year for us.*

A College of Law graduate and named partner in Matthews & Hawkins, P.A., **Dana C. Matthews** (JD '81) announced that his firm would commit \$300,000 to endow the **Matthews & Hawkins Professorship in Property**. The firm's gift will support an extraordinarily productive professor in the College's property program. Matthews & Hawkins has an extensive real estate practice based in Destin. The firm's gift will be eligible for a 50% match from the State of Florida.

A 1970 graduate of the College of Law, **Larry Beltz**, and his wife Joyce, have made a \$150,000 gift to establish the **Larry and Joyce Beltz Professorship in Torts**. Larry and his daughter, **Jennifer Beltz-McCamey** (JD '96), are partners in Beltz, Ruth, Magazine & Newman, P.A. in St. Petersburg. An oil portrait of Larry and Jennifer is already hanging in the Rotunda. Larry and Joyce's gift will be matched with \$75,000 from the State of Florida matching gift program.

**Gary and Sallyn Pajcic** have established a professorship at the College of Law with a \$150,000 gift to endowment. The professorship may be awarded to attract or retain an outstanding faculty member in any area. Gary, a 1972 graduate, practices personal injury with Pajcic & Pajcic in Jacksonville. An oil portrait of Gary and Sallyn is already hanging in the Rotunda. This gift will be supplemented by a \$75,000 match under the State of Florida matching gift program.

The **Tom and Robin Gonzalez Endowed Scholarship** was established with a commitment of \$100,000 to create an endowment to provide student scholarships in the College of Law. Half of the gift will be outright and the other half will be made through a testamentary gift. Tom graduated from law school in 1975 and practices labor and employment relations law with Sizemore, Thompson & Gonzalez, P.A. in Tampa.

Through a \$100,000 gift of life insurance, **Richard Hadlow** has established the **Richard B. Hadlow Fund for Excellence**. The future earnings from this deferred gift will be used by the College of Law in continuing the growth in its reputation by supporting the various needs of faculty and students. Rich, a 1977 graduate, is a partner with Holland & Knight in its Tampa office where he practices in the areas of corporate law and corporate finance.

To assist the College of Law in providing more opportunities in the area of business law, **Amelia "Mel" Maguire** (JD '86) made a commitment of \$100,000 over time to endow the **Amelia Rea Maguire Endowment for Business Law Lecturers**. This fund will generate income that may be used to invite distinguished and energetic speakers on transactional practice to the law school. Mel practices in the area of corporate and financial institutions and is a partner with Holland & Knight in Miami. An oil portrait of Mel is already hanging in the Rotunda. Mel's gift is eligible for a \$50,000 match from the State of Florida matching gift program.

With a desire to help those students who are most in need, **Carlos R. Diez-Arguelles** (JD '85), made a \$100,000 commitment over time to endow the **Carlos R. Diez-Arguelles Scholarship**. Carlos is a partner with Attorneys Trial Group in Orlando and is a Board Certified Civil Trial Lawyer. Under the State of Florida matching gift program, this gift is eligible for a \$50,000 match.

Graduates of 30 years ago, **John Marshall Kest** and **Sally D. M. Kest** made an outright gift of \$100,000 to endow the **John Marshall Kest and Sally D. M. Kest Scholarship**. This scholarship will support College of Law students who have demonstrated leadership abilities and have a commitment to public service. John, a former partner with Wooten, Honeywell & Kest, is going on the bench. Sally will continue with her own practice in Orlando. John and Sally's gift will qualify for a \$50,000 match from the State of Florida matching gift program.

**Sheila McDevitt** (JD '78) increased her support from \$25,000 to \$100,000. Her gift will go to endowment and the earnings can be used at the discretion of the Dean of the College of Law. Sheila is the senior vice president and general counsel for TECO Energy, Inc. in Tampa. She also serves on the College's Board of Visitors and the FSU Connect National Campaign Committee.

The Tallahassee office of **Broad and Cassel** made a six-year pledge of \$60,000 to support Moot Court. The gift, the second largest by the firm, creates the **Broad and Cassel Final Four Moot Court Competition** and the **Broad and Cassel Outstanding Brief and Advocacy Awards**. Tallahassee partner Steve Turner, although not himself an FSU law alum, was instrumental in making the gift possible.

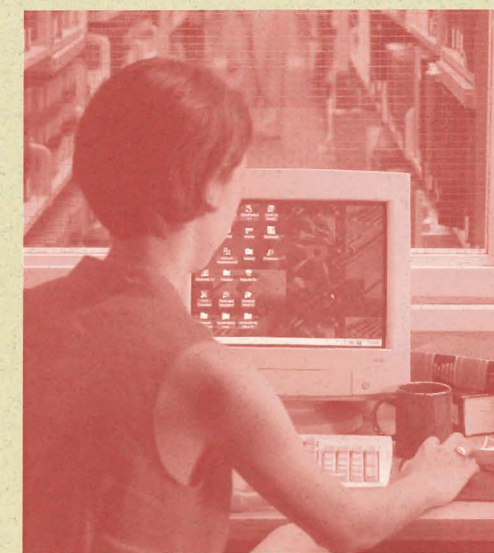
In addition to the annual scholarship gift of \$10,000 for the **Blank-Miller Scholarship**, **Phil** (JD '74) and **Rita Blank** of Tallahassee have created an annual \$25,000 scholarship to support descendants of survivors of the Holocaust. The award has been named the **David and Cela Miller Scholarship** in honor of Rita's parents who, themselves, are survivors of the Holocaust. Phil is a named partner in Blank, Meenan & Smith, P.A.

(as of June 30, 2002)

Book Awards honor and encourage academic excellence by recognizing the top student in each course. Awards are sponsored with \$2,000 annual contributions for five years, or they may be endowed through gifts of \$50,000. The funds support student and faculty activities and programs through the Annual Fund. For a list of courses available for sponsorship, contact Tim Kelly, Assistant Director of Development and Alumni Relations, [tkelly@law.fsu.edu](mailto:tkelly@law.fsu.edu), (850)-644-0231, FSU College of Law, Tallahassee, FL 32306-1601.

**Amundsen & Gilroy, P.A.** – *Environmental Law*  
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**Lawrence A. Kellogg** – *Contracts II*  
**John M. & Sally D. M. Kest** – *Professional Responsibility*  
**Knox & Givens, P.A.** – *Family Law*  
**Martinez, Manglardi & Diez-Arguelles, P.A.** – *Civil Procedure*  
**Brian D. O'Neill** – *Administrative Law*

**Mary Jo Peed and Kevin Wood** – *Real Estate Development and Finance*  
**Pendorf & Cutliff** – *Intellectual Property*  
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**Rosenthal & Weissman, P.A.** – *Worker's Compensation*  
**Linda Spaulding White** – *Entertainment Law*  
**L.B. "Buck" Vocelle, Jr.** – *Torts*  
**Donald J. and Jiji Weidner** – *Agency and Partnership*  
**R. Scheffel Wright** – *Federal Jurisdiction*  
**Young, van Assenderp, Varnadoe & Anderson, P.A.** – *Florida Administrative Procedure*  
**Zimmerman, Shuffield, Kiser & Sutcliff, P.A.** – *Legal Writing*



*The College of Law extends a special thanks to all its donors who over the years have made the following endowment funds possible.*

<p>UNRESTRICTED</p> <p>Michael and Helen Atter Discretionary Fund Endowment **</p> <p>Richard B. Hadlow Fund for Excellence**</p> <p>Sheila M. McDevitt Endowed Fund **</p> <p>Howard L. Nations Fund **</p> <p>CHAIRS &amp; PROFESSORSHIPS</p> <p>Elizabeth C. and Clyde W. Atkinson Professorship</p> <p>Ed Ball Eminent Scholar Chair in International Law</p> <p>Larry and Joyce Beltz Professorship in Torts</p> <p>William J. and Susan P. Cohen Professorship in Environmental Law**</p> <p>D'Alemberte Professorship</p> <p>Patricia A. Dore Professorship in State Administrative Law</p> <p>Richard W. Ervin Eminent Scholar Chair</p> <p>Florida Bar Health Law Section Professorship</p> <p>Fonvielle &amp; Hinkle Endowment for Professorship Support</p>	<p>Fonvielle &amp; Hinkle Professorship in Litigation</p> <p>John W. and Ashley Frost Professorship</p> <p>Steven M. Goldstein Professorship</p> <p>Mason Ladd Professorship in Evidence</p> <p>Matthews and Hawkins, P.A. Professorship in Property</p> <p>Gary and Sallyn Pajcic Professorship</p> <p>Ruden, McClosky, Smith, Schuster &amp; Russell, P.A. Professorship</p> <p>Stearns Weaver Miller Weissler Alhadeff &amp; Sitterson Professorship</p> <p>Tallahassee Law Alumni Professorship</p> <p>Tobias Simon Eminent Scholar Chair in Public Law</p> <p>William VanDercreek Professorship</p> <p>Harry Walborsky Professorship</p> <p>SCHOLARSHIPS</p> <p>Amelia White Rowell Law School Endowed Scholarship</p> <p>American Academy of Matrimonial Law</p>	<p>Scholarship</p> <p>Dubose Ausley Endowed Scholarship</p> <p>Sandra Barr Memorial Scholarship Fund</p> <p>Ralph Bailey Scholarship Fund</p> <p>Bedell Standley Scholarship Fund</p> <p>Carol Z. Bellamy Memorial Fund</p> <p>College of Law Scholarship Fund</p> <p>Bud Daley Memorial Fund</p> <p>Richard M. Davis Scholarship</p> <p>Denise Diaz Memorial Scholarship Fund</p> <p>Carlos R. Diez-Arguelles Scholarship</p> <p>David Warren Denney Memorial Scholarship</p> <p>Patricia A. Dore Memorial Scholarship</p> <p>Steve Goldstien Memorial Fund</p> <p>Tom and Robin Gonzalez Endowed Scholarship</p> <p>Wayne and Patricia Hogan Scholarship Fund</p> <p>Katzentine/Simon Scholarship</p> <p>John Marshall Kest and Sally D.M. Kest Scholarship</p> <p>G.P. McCord Memorial Scholarship</p>
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\*\* Denotes bequest or deferred gift

ENDOWED PROFESSORSHIPS

Our faculty have distinguished themselves both nationally and internationally as leaders in their fields. Their scholarship is being read and it is having influence. They are frequent speakers, panelists and commentators for the media. Most recently, The Florida State University law faculty have been recognized as one of the fourteen most improved law faculties in the country by the Leiter Survey of Educational Quality. Other law schools ranked in the top fourteen include New York University, the University of California at Berkeley, and the University of Pennsylvania. We are being ranked with the best in the business!

Since the State Legislature mandates we can only provide small annual salary increases to our faculty, we must rely on alternative methods of support to attract and retain our most productive faculty. The most successful method we have is that of endowed professorships supported through private philanthropy. Endowed professorships give us the financial flexibility to reward those members of the faculty who are the most productive through salary supplements.

The minimum needed to endow a professorship in the College of Law is a gift of \$150,000. The State of Florida will match gifts at incremental ratios, starting with 50% for gifts to endowment of at least \$100,000 and going up to 100% for gifts of \$2,000,001 and larger. For a gift to qualify for a State of Florida match, we request payments be made over no more than five years.

For more information about Endowed Professorships, contact Dean Don Weidner at (850) 644-3071 or Mark Pankey, Assistant Dean for Development, at (850) 644-5160 or [mpankey@law.fsu.edu](mailto:mpankey@law.fsu.edu).

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Endowments provide perpetual income streams for the law school. These gifts may be **unrestricted**, to be used at the discretion of the law school, or **restricted** to a particular use. Endowments are established with a minimum of \$25,000 through outright gifts, pledges paid over a period of years or deferred gifts.

**ENDOWED CHAIRS AND PROFESSORSHIPS**—aid in the recruitment and retention of outstanding faculty by generating income for salary supplements for highly productive faculty.

**CHAIRS**—minimum \$1,000,001 contribution + \$750,000 state match.

**PROFESSORSHIPS**—minimum \$150,000 contribution + \$75,000 state match.

**ENDOWED SCHOLARSHIPS**—are an important tool in ensuring that students have the opportunity to pursue quality legal education. Scholarships are awarded according to the intent of the donor, usually based on merit and/or need.

**DEAN'S SCHOLARS**—\$100,000 minimum contribution + \$50,000 state match.

**ENDOWED SCHOLARS**—\$50,000 minimum contribution.

**PARTIAL SCHOLARSHIPS**—minimum \$25,000 contribution.

**BOOK AWARDS**—recognize academic achievement in each law school course, while supporting the law school's Annual Fund.

**BOOK AWARD**—minimum \$10,000 pledge over five years.

**ENDOWED BOOK AWARDS**—\$50,000 minimum contribution.

For more information and other endowment options to support the law school through a wide variety of tax-deductible charitable giving methods, please contact: *Mark Pankey, Assistant Dean for Development, (850) 644-5160 or mpankey@law.fsu.edu.*



**Legal Services attorney Christina DelMarco, a 2000 FSU law grad, discusses a case with a client.**

Tallahassee office has relatively low turnover. "Usually, people don't leave this office until they worry about retirement," says Taps. The other offices, however, lose many of their young attorneys who have trouble paying student loans and living expenses.

Taps describes legal services staff as a different breed. "They don't do it for the money. They do it because they have a need in their souls to help other people." A 20-plus year veteran of poverty law who worked on many of the voting rights class actions, Taps takes on twice as many cases as he has to, "because I have trouble turning anyone away." Staff attorney Ann Marshall-Jones '87 says, "Marc sets the tone," referring to his sense of humor about everything except clients cases, and law. "You almost have to have a sense of humor to work here. Otherwise the clients' situations would become overwhelming," says Taps.

**E**ach Wednesday, all the attorneys gather in Taps's office for a case acceptance meeting. Over two to three hours, Taps reads 20-50 applications aloud to the group. Although the language is not always standard, the client's imagery is sometimes powerful enough to compete with that of the most well known writers. Case acceptance is about the clients—potential clients and those who are ineligible—and takes a toll

on the group, Taps says. Sometimes there is laughter at a client's perception of a situation versus how the applicable law might view it. At other times there is only dead silence at the weight of the particular burden the client has expressed. Regardless of the reaction, if legal services can meet the client's need, it will. At the end of the session, the attorneys divide the applications among themselves and begin contacting their new clients.

Knab worries about the challenges her organization faces. "Based on a study done several years ago, it's projected that on a statewide basis, we're meeting 20% of the need. Even though we're serving 5,500 clients, there's still a lot of need out there we can't possibly get to. The funding is difficult. If you compare us to the early 80's and adjust for inflation, we are getting about half the federal dollars that we used to get." Closer to home, low interest rates mean less funding from Florida Bar Foundation trust accounts. Despite tight budgets, Knab points out, employee health insurance and property insurance costs continue to rise.

Meanwhile, LSNF must compete with the private sector and government for attorneys. "Last year the public defenders and state attorneys were successful in convincing the legislature to pass an incoming salary of about \$35,000, with an increase in the second year up to around \$45,000. We have people here who have worked for five years who aren't anywhere close to

that. So trying to keep really good, dedicated people with the number of clients we have is a major challenge."

Knab says LSNF is constantly pressed to send the right message to the public. "We have to think of new creative approaches to get our message out, and be very business-oriented to draw in private funds," says Knab. "We have to do better at getting our message out to the general public, because we already get a lot of support from within the legal community."

What is the message? "First, that we really are making an impact on people's lives, and in the long-term we are saving the community a lot of money. Because when people have the ability to access civil legal representation, it often prevents some things from escalating into criminal activity and it reduces the burden on social service agencies." This also works to change the negative public stereotype of attorneys. "To the extent that we can continue to tell the story of all the people, private attorneys also, who donate their time here, it really enhances the image to the public," says Knab.

Most importantly, says Knab, is that LSNF inspires confidence that our system of justice works. "Our whole democratic society is based on a judicial system of fairness and impartiality, and participation by its citizens in the legal process on juries. If you can't get in the system to have it work for you, then that system has some cracks in it. We're trying to fill those cracks. Our success in doing that restores faith of the general public that our overall goals for a free society are being met."

"If we can continue to get that message out so that people understand it, and have a staff that has the necessary resources, even if they are minimal, to provide quality services to people who need it, then we are fulfilling our mission that began Legal Services 25 years ago—'...and justice for all.'" ■

CLASS NOTES

'69 **Robert Perkins** has been awarded the 2002 Republican Gold Medal by the National Republican Congressional Committee's Business Advisory Council. The award was made in recognition of his support of Republican ideals and for his support of President George W. Bush.

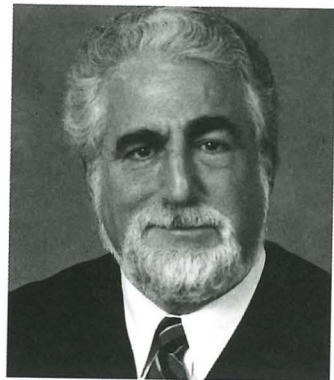
'71 **Thomas G. Pelham** has joined the law firm of Fowler White Boggs Banker, P. A., in its Tallahassee office. He will continue his statewide practice in environmental, land use, and administrative law. He has also been elected Chair of the City, County, and Local Government Law Section of the Florida Bar.

'72 **Robert Bennett** has been elected Chief Judge for the Twelfth Florida Judicial Circuit in the Bradenton and Sarasota area.



**Jerry Spinks** has retired from the Internal Revenue Service in Jacksonville after 30 years of service. He says he owes his career to founding law school Dean Mason Ladd. "I think of him often and realize that he was older than I am now when

he started a new law school," Spinks says. "His example kept me at the law books and now keeps me from sitting on my duff."



**Raymond Gross**, a judge in the Sixth Judicial Circuit, has been presented with the University of South Florida's Alumni Association 2002 Distinguished Alumni Award.

'75 **Thomas F. Lang** has joined Allen, Lang, Curotto & Peed, P.A. His address is 14 East Washington Street, Suite 600, P.O. Box 3628 Orlando, Florida 32802-3628; phone (407) 422-8250

'76 **Terry P. Lewis**, a judge in the Second Judicial Circuit, has been named co-chair of the Florida Court Education Council.

'77 **Guy E. Burnette** has formed Guy E. Burnette, Jr. P.A., in Tallahassee. His new address is 3019 Shannon Lakes North, Heritage Oaks Business Center #201, Tallahassee, FL 32309; phone (850) 668-7900.

**Roberta J. Fox** has rejoined the employed after a period as an at-home mother and volunteer. She is a Volunteer Advocate for Children Program Attorney program with the Legal Aid Society of the Orange

County Bar Association.

**Richard Hadlow** has joined Holland & Knight's Tampa office as a partner. He was formally a partner with Bush, Gardner, Warren, & Rudy in Tampa.

**Mary Smallwood** of the Tallahassee office of Ruden, McClosky, Smith, Schuster & Russell, P.A., has been included in the 2003-2004 edition of *Best Lawyers in America* published by Woodward/White. She has also been identified as a leading lawyer in *Florida by Chambers USA*:

*America's Leading Lawyers.* She practices environmental law.

**Linda Wells** has been appointed to the Third District Court of Appeal in Miami by Governor Jeb Bush.

'78 **Randall O. Reder**, former law clerk to Chief Justice Boyd, is offering a weekly email newsletter summarizing Florida appellate opinions concerning all areas of the law other than criminal and family law called "Reder's Digest." His past summaries are posted at his website

<http://www.redersdigest.com>. If you are interested in subscribing to his newsletter or contributing to his database of articles on Florida Law, contact Mr. Reder at mailto: [reder@redersdigest.com](mailto:reder@redersdigest.com). Also, Mr. Reder has been elected vice president of the Carrollwood Community Bar Association.

**Gerald B. Cope**, Third District Court of Appeals Judge, has been elected 2002-2003 President of the Conference of District Court of Appeals Judges.

'79 **Terry E. Lewis** of Lewis,

Longman & Walker, P.A., lectured at the Florida Chamber's Environmental Permitting Summer School. He co-presented the lecture, "Florida Legislative update and 2003 Forecast."

**David W. Spicer** announces the formation of Spicer, Romaguera, Baker & Dawson, P.A. The firm has offices in Palm Beach Gardens, Orlando and Clearwater and practices in the areas of medical malpractice, long-term care facility defense and representation of physicians in administrative, licensure, privileging and corporate matters.

'81 **Deborah Kearney** has been appointed General Counsel for the Florida Supreme Court. Her new address is Office of the State Courts Administrator, 500 S. Duval Street, Tallahassee, FL 32399-1900; phone (850) 922-5079.

'83 **Paula G. Freeman** has joined Thompson & Knight of Houston, Texas. She is board certified in estate planning and probate law. Her address is 1200 Smith St., Suite 3600, Houston, TX 77002.

'84 **Sonya K. Daws** has joined Messer, Caparello & Self, P.A. She concentrates in the areas of real estate closings and title insurance. Her new address is 3116 Capital Cir. NE, Suite 5, Tallahassee, FL 32308; phone (850) 668-5246.

**Steve Lewis** of Lewis, Longman & Walker, PA., lectured at the Florida Chamber's Environmental Permitting Summer School. He co-presented the lecture, "Special Permitting Considerations for Sovereign Lands, Aquatic Preserves, Outstanding Florida Water."

**Richard La Belle '86, honored for making voting easier for people with disabilities, finds inspiration at home**

**W**hen Richard La Belle needs inspiration to pursue his advocacy for people with disabilities, he looks no further than his own family. He and his wife are parents of four children, including two sons with disabilities.

Recipient of the Advocate of the Year award from the Grass Roots Forum for People with Disabilities in Florida, La Belle says his sons are always in his thoughts as he fights for what he calls "the forgotten minority."

"When I was drafting legislation [to improve voting access for the disabled], I kept my boys in mind as I went through the Election Code, looking at each provision in light of whether it would be a barrier for them to vote."

In 2001, La Belle was appointed by former Florida Secretary of State Katherine Harris to the Select Task Force on Voting Accessibility for persons with disabilities. As a member of the task force, he framed the constitutional argument that made sweeping election reform possible in the 2002 legislative session. La Belle drafted the task force's final report and the legislation that unanimously passed the Florida Legislature in March 2002. He was an active member of a group of disability advocates from across the state who worked up until the last day of the Legislature's regular session to win passage of the legislation. The legislation makes Florida a national leader in guaranteeing the rights of persons with disabilities to accessible voting machines and polling places. Governor Jeb Bush signed the



**Richard La Belle (center) with his kids (from left to right): Ricky, 14; Courtney, 16; Tiffany, 21; and Joey, 12**

legislation into law in May 2002.

La Belle has won the respect of those on both sides of the political aisle. Of La Belle, State Representative Larry Crow, R-Palm Harbor says, "His work is outstanding. He is a man who knows how to get things done. I'm sure he will bring the same kind of clear thinking to the committee's discussions that he did to the debate over voting access." Former State Senator Richard Mitchell, D-Jasper, weighed in: "Rich is a person who has the ability to cut through the fog and put things in clear terms. I have no question that his appointment will be good for the citizens of Florida with disabilities."

In October, La Belle was named to the Advocacy Center for Persons with Disabilities, Inc. Board of Directors. In December, Gov. Bush appointed him to the new Select Task Force on

Election Procedures, Standards and Technology. The main goals of the task force will be to review the performance of the reforms of 2001 during the 2002 primary and general elections and issue recommendations for the further refinement and improvement of Florida's electoral system.

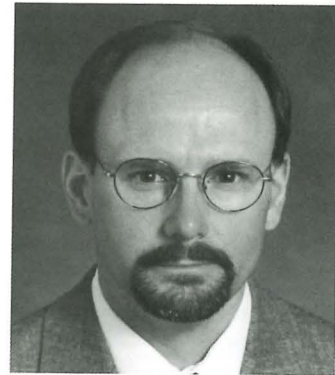
La Belle is also a member of the Board of Directors of the Caring and Sharing Center for Independent Living, Inc., the Deaf Service Bureau of West Central Florida, Inc., and is the Secretary of the Florida Coalition for Disability Rights, Inc. He has served on the Board of Directors of Parent Support Network, a support group for parents of babies who have been in neonatal intensive care. He has also served on the Board of Directors of the Healthy Start Coalition of Pinellas, Inc. and the Statewide Advocacy Network on Disabilities, Inc. (STAND), an advocacy training and support organization for individuals with disabilities and their families.

La Belle is a principal in the law firm of The Law Offices of Richard La Belle, P.A. His practice is concentrated in the areas of disability law and elder law. La Belle's firm is the administrator of the First Florida Pooled Trust. The pooled trust is a special needs trust created under Federal law for persons with disabilities. It performs a crucial role in improving the quality of life of persons with disabilities by allowing them to preserve personal assets while maintaining or qualifying for public benefit programs.

Vincent G. Torpy, Jr. has been appointed to the Fifth District Court of Appeal by Governor Jeb Bush. Before the appointment, he was a circuit judge in the 18th Judicial Circuit in Melbourne.

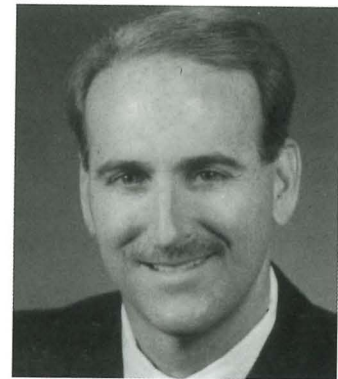
Randall W. Hanna has been named the 2002 "Leader of the Year" by Leadership Tallahassee.

'85



Jeffrey M. Fleming of Orlando has been appointed to the posi-

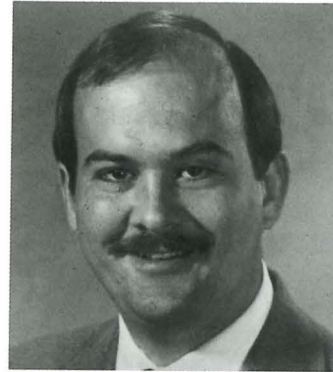
tion of Orange County Judge by Governor Jeb Bush.



Sam King has been re-certified as a board certified specialist in Civil Trial Law by The Florida Bar. His practice is limited solely to the representation of plaintiffs in personal injury cases. He is a partner with Dellecker, Wilson & King, P.A. in Orlando.

David Sessions has been promoted in the Air Force Reserves from Major to Lt. Colonel.

'86



Paul Hawkes has been appointed to the First District Court of Appeal by Governor Jeb Bush. He is a former member of the Florida House of Representatives.

'87

Amelia "Mel" Rea Maguire, a partner in the Miami office of Holland & Knight, LLP, was appointed to the board of directors of CHARLEE, a Miami-Dade County non-profit organization that provides for the needs of abused and ne-

glected children within the foster care system.

'88

Richard Moore has joined Moore Consulting Group as Chief Operating Officer and General Counsel.

Susan S. Welch announces that her new address is Northern Trust Bank of Florida, 1515 Ringling Blvd, Sarasota, FL 34236.

'89



Stephen G. Cobb has been elected as the founding presi-

## Bobby Elmore '78 is recognized as Florida's top prosecutor

Although he has watched other lawyers leave the state attorney's office for private practice, Bobby Elmore has no regrets about his long career as a prosecutor. "I'm doing what I choose to do," he says. "I feel that what I do is important and has real value for the community."

Elmore's dedication was recognized last summer when he was presented the Florida Prosecuting Attorneys Association 2002 Eugene Berry Memorial Award. The award recognizes the state's top prosecutor.

Specializing in homicides, Elmore is known for his ability to make effective cases to the jury. "My job is to connect with the people in the jury box," he says. "To do that you have to make the jurors know that you believe in what you do." His 29 murder prosecutions without a loss are a testament to the fact that jurors take him at his word.

Elmore's boss says no one communicates better. State Attorney Curtis Golden, says that Elmore "has a tremendous record as a prosecutor. He's very thorough, and he

knows the law, and he's able to couch legal phrases and arguments to the court and jury in easily understandable terms."

Although Elmore has built a reputation for putting away murderers, his prosecution last fall of former state senator W.D. Childers for violation of state Sunshine Laws also made headlines. Although Elmore's father had served in the Florida Legislature with Childers, Elmore pressed the prosecution as he does in all his cases. And as he has done in almost all his cases, he won.



## Give to the 2002 - 2003 Annual Fund

### MAKE A GIFT TODAY

Now is the time to make a gift to the Florida State University College of Law through the Annual Fund! Last year 18% of College of Law Alumni pledged a gift to the Annual Fund, which provides funding for student scholarships, student organizations, alumni activities and faculty support. Alumni participation sends a clear message that you support the mission of the College of Law and are a partner in its success.

### ANSWER THE CALL

In October, you may have received a call from a College of Law student asking for your support of the Annual Fund during the Fall Phonathon, or, you may have responded to our year-end mailing. If not, please take the time to "answer the call" during the Spring Phonathon which will be held February 10 - March 7. By "answering the call" you will have an opportunity to speak with a 1L, 2L, or 3L student and get a fresh perspective of current life at the Law School.

### CAN'T WAIT TO MAKE A GIFT?

You don't have to wait until the Phonathon to make your gift. You can make an online gift right now by using your Mastercard or Visa. Just log onto <http://www.law.fsu.edu/alumni>.

### MAKE A DIFFERENCE

Whichever way you choose to give, the most important thing is to participate! The College of Law has already proven that it can compete with the University of California and the University of Virginia in the academic arena, but so far, we have lagged behind in terms of alumni giving. Sure we can whip the Gators when it comes to Alumni participation, but we need to have loftier goals. Our alums should aspire to be among the most successful programs in the country. For example, the University of North Carolina alumni participate at a rate of 20%, the University of Michigan alumni give at 27%, and University of Texas at a rate of 30%. There is no reason why we should not surpass the University of North Carolina's rate of 20% this year. But it is up to you. Answer the call, respond to a letter from the Dean or give online. Just be sure to give!

## The New 2003 Alumni Directory is here!

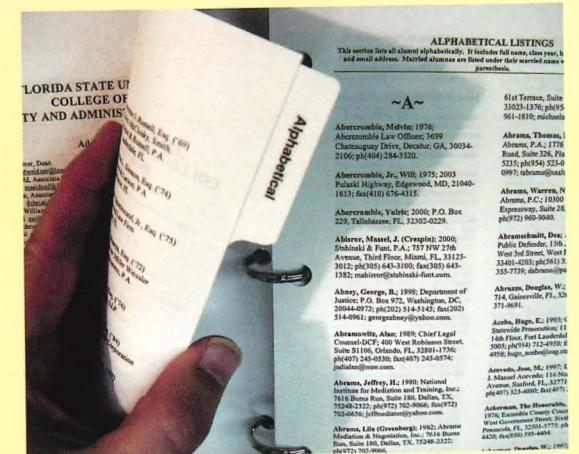
Get in touch with classmates, network and refer business to fellow alums by getting your own copy of the 2003 *College of Law Alumni Directory*.

The Directory includes the business contact information of over 5,700 College of Law alums. The information is listed alphabetically, geographically, by class year, and area of practice.

You can order your copy of the *Directory* by mailing a check for \$15, made payable to The Florida State University College of Law (Note: Alumni Directory) and mail to:

The Florida State University College of Law  
Office of Development and Alumni Relations  
425 West Jefferson Street  
Tallahassee, FL 32306-1601

You may also order the *Directory* online! Use your Visa or Mastercard to order your copy of the *Alumni Directory* by going to: <http://www.law.fsu.edu/alumni>.



dent of the Okaloosa-Walton Florida Association of Criminal Defense Lawyers. He became a Board Certified Criminal Trial Law Specialist in August 2002. He founded the Cobb Criminal Defense Firm in 1997. His address is 1255 N. Eglin Parkway, Shalimar, FL 32579; phone (850) 651-6565.

'90  
**Rafael Gonzalez** has been elected Secretary/Treasurer of the Practice Management & Development section of The Florida Bar.

**Markus Nolff** is the author of a book for intellectual property attorneys, *TRIPS, PCT and Global Patent-Procurement*, published recently by Kluwer Law International.

'91  
**Sally Still** has received certification by the Supreme Court of Florida as a civil mediator and is now available to mediate labor and employment related disputes.



With the addition of **Meghan Boudreau Daigle '02** (left), the law firm of **Joyce Sibson Dove, P.A.**, becomes the first mother and daughter team practicing law in the Second Circuit. **Joyce Sibson Dove** (right) is a 1992 FSU Law grad. **General Master Harriet Williams** (center) performed Florida Bar swearing in duties. In addition to its Tallahassee office at 203 N. Franklin Boulevard, the firm has offices in Crawfordville and Apalachicola.

**Jeff Wahlen** of Ausley & McMullen, P.A., in Tallahassee presented the 2002 Biletnikoff Award on the Home Depot College Football Awards program on ESPN, December 12.

'92  
**M. Craig Hall** has been appointed to the corporate and securities group of Ashland, Inc.

**Avery McKnight** was promoted as the Acting General Counsel for Florida A & M University.

'93  
**R. Blake Menzel** has joined the new Nashville Office of Hall, Booth, Smith & Slover, P.C., as an associate attorney. He specializes in litigation with a focus on medical malpractice and nursing home defense.

**James Humann** has been promoted to Senior Director of Business Affairs for Hard Rock Café International (USA), in Orlando.

'94  
**Alan Sanders Richard** has been appointed Chair of the Admiralty Law Committee of The Florida Bar.

'95  
**Beth A. Boyce** has joined Cohen & Grigsby, P.C., in Pittsburgh. Her new address is 11 Stanwix Street, 15th Floor, Pittsburgh, PA 15222-1319; phone (412) 297-4734.

**Adam Hasner** has been elected to the Florida House of Representatives from District 87 in Palm Beach County. He is a Republican.

**John C. Miotke** announces the formation of Gorman, Miotke, & Associates, P.A., with offices at 2600 Ninth St., N. Suite 401, St. Petersburg, FL 33704; phone (727) 897-9084, and 550 N. Reo St., Ste. 300, Tampa, FL 33609; phone (813) 261-5183. The firm concentrates in the areas of immigration and nationality law.

**Kimberly Redmon** has been appointed to the Board of Advisors for St. Thomas University's School of Law.

**Diego "Woody" Rodriguez** of Orlando has been given the Lynn Futch Most Productive Young Lawyer Award by The Florida Bar Young Lawyers Division for his work on the board of the Young Lawyers Section of the Orange County Bar Association. The Futch award is given annually to a young lawyer who has exhibited exemplary work in Bar activities or other law-related activities and who has an excellent reputation for legal abilities and integrity.

**Charles Webb**, Senior Assistant District Attorney in the Atlanta Judicial Circuit, received a judicial nomination



### Bob Owens '76 ranks 24th for largest 2001 judgments

**B**ob Owens's '76 Mississippi law firm was featured in the *National Law Journal* in a list of the "Winningest Law Firms" in the U.S.

The firm's \$100 million judgment against the maker of the heartburn medicine Propulsid and its maker, Janssen Pharmaceutica, ranks 24th in the country among jury awards in 2001.

Following a four-week trial in Claiborne County, Mississippi, in September 2001, the jury awarded ten plaintiffs represented by the Owens' law firm \$100 million. The lawsuit was the first in the nation to go to trial against the drug-maker. Other suits are pending. The plaintiffs claimed the drug caused heart problems, anxiety attacks and other conditions.

The Owens firm, which is AV rated in the Martindale-Hubbell Bar Register, has won a number of multi-million settlements since 1987.

in May. He is responsible for prosecuting major felonies, including murder, armed robbery and aggravated assault, in the Atlanta area. He is a member of the Georgia and Florida Bars.

'97  
**Aristides "Kico" Diaz** announces the opening of the Small Business Legal Center, P.A. The firm concentrates in the area of general civil practice. He was formerly with Gronek & Latham. His new address is 425 W. Colonial Ave., Ste. 206, Orlando, FL 32804; phone (407) 246-5200.

**Lorna Staten Sylvester's** new address is 4318 S. 218th Place, Kent, Washington 98032.

'98  
**Alberto Dominquez** has been

appointed Director of Legislative Affairs for the Florida Department of Corrections.

**Steven M. Millsap's** new address is 3926 Potomac Court, Charlotte, NC 28211; phone (704) 362-1675.

**Janice Lindsey** has relocated to Long Beach, California to direct the planned giving program for the Pacific Region of Boys & Girls Clubs of America. The Pacific Region includes the states of California, Utah, Nevada, Arizona, Washington, Oregon, Alaska, Idaho and Utah.

**Robert A. Morris** and his partner **James C. Banks** announce the formation of their new law firm, **Banks & Morris, P.A.**, at 103 N. Gadsden Street, Tallahassee, FL 32301. The firm concentrates in the areas of marital and family law, criminal defense, wills, probate, personal injury, civil trial practice and appeals. The firm's telephone number is (850) 681-1010.

**F. Colby Peel** has been appointed County Judge in Washington County by Governor Jeb Bush. He is the youngest sitting judge in the state of Florida. His new address is P.O. Box 561 Chipley, FL 32428; phone (850) 638-6268.

**Deborah Gallagher Warner** has joined Faddis, Oldham & Smith, P.A. She concentrates in the area of nursing home neglect. Her address is 100 S. Orange Ave., Suite 200, Orlando, FL 32801; phone (407) 872-1050.

**Alicia M. Caridi** has joined Marshall, Dennehey, Warner, Coleman & Goggin in Scranton, PA as an associate. She was formerly with de la Parte & Gilbert, P.A. of Tampa. Her new address is 1845 Walnut Street, Philadelphia, PA 19103-4797; phone (215) 575-2600.



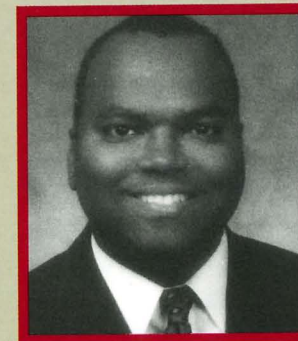
'99  
**Mindy Miller** has joined Marshall, Dennehey, Warner, Coleman & Goggin in Tampa. She practices in complex civil litigation with an emphasis on defending cases involving insurance coverage, bad faith and professional liability.



'01  
**Brandon Banks** is a clerk for U.S. District Court Judge Lacey Collier in Pensacola.

**Marcello Llorente** has been elected to the Florida House of Representatives from District

### Michael Jackson '88 gets high school cheerleaders reinstated; makes national news



**T**wo Selma (Alabama) High School cheerleaders have been reinstated on the school's cheerleading squad thanks to the efforts of attorney Michael Jackson '88.

According to Jackson, a settlement was reached in mid-August with the school district that resulted in Lyncia Clay and April Willoughby being put back on the Selma High School cheerleading squad. "We got them put back on the team, and there was also an apology by the school," Jackson said. "We had some tough, tough negotiations. There was some money involved, but not very much."

The suit, filed by the cheerleaders after they were dismissed from the team by Selma High principal Eli Welch, sought several million dollars in damages from the school district. The girls had claimed that they were "embarrassed" by Welch when he appeared at a workout in June and announced that he was removing the two from the team.

The suit said the principal then took the girls to his office and summoned police to the school to "coerce and intimidate" them and their parents to leave the campus and to stop inquiring about the reasons for his actions.

The girls also claimed that the principal's action may have cost them an opportunity for college cheerleading scholarships.

News of the suit traveled far beyond Selma when it became a topic on Fox News' "O'Reilly Factor" television show.



116 in Miami-Dade County. He is a Republican.

'02

**Carlos Moore** of the Harlow Law Firm, P.A., in Grenada, Mississippi, has passed the Mississippi Bar Exam.

In Memoriam

**Jerome Johnson '01**, an attorney with the Florida Department of Environmental Protection, died Monday, January 27 in Tallahassee. Johnson had many close friends, including

classmate C. Erica White '01, Dean Don Weidner and Professors Tahirih Lee and Meg Baldwin. According to Baldwin, "Jerome was an inspiration to everyone here at the law school." Lee hopes to establish a scholarship fund in Johnson's honor. Those wishing to contribute can contact her at tlee@law.fsu.edu.

**Elmer David Johnson '70** died

January 3 in Sarasota. A bicycling and sailing enthusiast, he had his own legal practice. He was the founder of the annual Conquistador Cup sailing race in Sarasota.

**Jon Henning '74** of Fort Lauderdale died in April, 2002. He was a partner with Mastriani & Christiansen, P.A., in Fort Lauderdale.

**Frank Kreidler '73 fights to make children's dependency cases a priority in the court system**



**F**rank Kreidler finally got his wish. The state Supreme Court amended the rules on Aug. 29, 2002, making termination of parental right trials a priority for judges and lawyers. The change became effective in October.

Now when there's a scheduling conflict, children won't be at the bottom of the list. Instead, they'll be near the top, right after speedy trial and capital cases.

"It is a happy day for Florida's children," said Kreidler, who has a Lake Worth practice. "This isn't the solution to all the problems, but it's a step in the right direction."

Children have languished in foster care while termination of parental rights (TPR) cases were delayed for months and years, Kreidler said. In some counties, such as Miami-Dade County, it takes as long as four years to get a TPR case to trial.

"That's a long time in the life of a child," said Kreidler. "Children should be adopted while they're still children."

In 1998, Kreidler represented a parent in a Palm Beach County TPR case. There were numerous lawyers involved, including a pro bono guardian ad litem, attorneys for the state department of Children and Families and an attorney who represented one of the child's grandparents.

Because of scheduling conflicts, it took several months to complete the trial, which required four days instead of the two allotted.

"I thought there had to be a better way to determine what's going to happen to Florida's children," he said. The old rules make no mention of dependency cases in telling judges how scheduling conflicts should be resolved.

"We (TPR) didn't fit into any cubbyhole," said Kriedler,

a former city attorney. "We were given less importance than a DWI (driving while under the influence) or small claims jury trial."

Kreidler wrote to The Florida Bar Rules of Judicial administration Committee in 1998, and he attended one of the group's meetings in Tampa, asking the group to modify the conflict rule to address TPR cases.

"They rejected my request," he said. Kriedler filed a petition with the Florida Board of governors. The board unanimously endorsed his request and filed a joint petition with Kreidler with the Supreme Court.

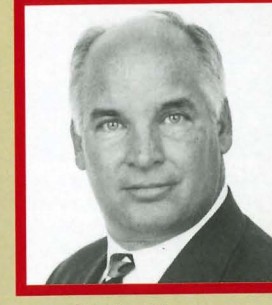
But the court sent the issue back to the Bar's committee, which studied the idea, came up with a proposal and submitted it to the high court. "They changed the calendar conflict rule almost exactly to what I asked them to change it to back during oral argument in January 2000," Kreidler said.

The court also made other changes not requested by Kreidler. A party in a priority non-criminal case, such as a TPR proceeding, can now go to the chief judge when a case isn't properly advancing. The Conference of Circuit Judges expressed concerns about the amendment, but the court passed it anyway.

*Reprinted from the September 13, 2002 Tampa Bay Review*



Dana C. Matthews



John W. Hawkins

**Matthews & Hawkins makes \$300,000 gift to the law school**

**T**he northwest Florida law firm of Matthews & Hawkins has announced it will make a \$300,000 multi-year gift to the College of Law to create an endowed professorship in property law.

The named partners in the general service firm, which has offices in Destin and Grayton Beach, are Dana C. Matthews, a 1981 alumnus of the College of Law, and John W. Hawkins, an alumnus of South Texas College of Law.

According to College of Law Dean Don Weidner, the gift to create the Matthews & Hawkins Professorship in Property Law "will enable us to be home to an outstanding scholar about the difficult balancing of private property rights and environmental concerns."

Matthews, who also received his B.S. degree from FSU, practices in the areas of general and criminal litigation, real property transactions and litigation, condominium and construction law, complex commercial litigation, business tort litigation and personal injury law. He is a member of the Florida Trial Lawyers Association, the Association of Trial Lawyers of America, the Okaloosa/Walton County Bar Association, the American Bar Association and The Florida Bar. He served as president of the Okaloosa/Walton County Bar Association in 1992-1993.

"I've known Dana since he was a law student, and am thrilled that he and his firm are supporting us in this way," says Weidner.

Hawkins practices in the areas of civil litigation, complex commercial litigation, construction law, business formation and estate planning. He is a member of the Okaloosa/Walton County Bar Association, the American Bar Association, The Florida Bar and the State Bar of Texas.

In addition to Matthews, other FSU law graduates among the law firm's staff of 19 include Richard A. Krause, Mary K. Kraemer, Mark Robert McMullen and Lori Ellen Ward.

**Alumni Reception Sponsors**

The College of Law would like to thank the following sponsors who made our Fall Alumni receptions such a success. If you are interested in sponsoring a reception in your area please contact Tim Kelly at (800) 788-7097, or by email at tkelly@law.fsu.edu

**Tampa, FL**

**September 17, 2002**

Barrs, Williamson, Stolberg, Townsend & Gonzalez, P.A.

Law Offices of George B. Cappy, P.A.

Davis & Harmon, P.A.

De La Parte & Gilbert, P.A.

GrayHarris

Knopik, Krieger & Varner, P.A.

Scarritt Law Group, P.A.

Thompson, Sizemore & Gonzalez, P.A.

**Orlando, FL**

**October 1, 2002**

King, Blackwell & Downs, P.A.

Allen, Lang, Curotto & Peed, P.A.

GrayHarris

Lowndes, Drosdick, Doster, Kantor & Reed, P.A.

Law Offices of Sally D. M. Kest

**Washington, D.C.**

**October 24, 2002**

LeBoeuf, Lamb, Greene & MacRae, LLP

## FSU College of Law Alumni Association Awards Program

# NOMINATION FORM

The FSU College of Law Alumni Association Awards Committee is requesting nominations for the 2003 College of Law Alumni Awards. These awards were established to honor outstanding alumni and community leaders who have made a significant contribution to the FSU College of Law and their respective communities.

The awards will be announced during the FSU College of Law Alumni Association meeting at the Florida Bar Meeting in June.

Check one box below to indicate which award category is appropriate. Please make additional copies of this form if you wish to submit more than one award nomination.

**Distinguished Alumnus Award:** The FSU College of Law Alumni Association Distinguished Alumnus Award recognizes an alumnus who has distinguished himself/herself professionally and who has rendered outstanding service to the community as well as the Florida State University College of Law. Good citizenship, significant contributions benefiting community, state and nation, and humanitarian services and contributions to society will be considered in selecting a recipient. Eligibility is limited to living FSU College of Law graduates.

**Alumni Association Service Award:** The FSU College of Law Alumni Association Service Award recognizes an alumnus who has rendered distinguished service to the Florida State University College of Law. The recipient should have distinguished volunteer service to the FSU College of Law over an extended period of time. Eligibility is limited to living FSU College of Law graduates. Full-time College of Law employees (faculty or staff) can be considered provided there is a distinction made between the duties that lie within the employee's job description and service that is above and beyond the employee's job description.

**Class of '66 Award:** The Class of '66 Award recognizes a non-FSU College of Law graduate who has rendered distinguished service to the FSU College of Law and the community. Political success and/or philanthropic support is not to be considered sole justification for selection. Each recipient is inducted into the Class of '66 to commemorate the year the Florida State University College of Law was founded. Full-time College of Law employees (faculty or staff) are not eligible until after the employee's retirement or resignation.

Nominee's Name: \_\_\_\_\_

Firm Name: \_\_\_\_\_

Address: \_\_\_\_\_ Phone: (\_\_\_\_) \_\_\_\_\_

Reason for Nomination (Please provide a description of the candidate's accomplishments on a separate page)

Recommended By: \_\_\_\_\_ E-mail: \_\_\_\_\_

Address: \_\_\_\_\_ Phone: (\_\_\_\_) \_\_\_\_\_

Note: Please attach any articles, publications or other information that may be useful to the Awards Committee.

To nominate someone for an award, please complete this form and return it to the address below. Include with your nomination form a description of the candidate's accomplishments along with supporting materials such as newspaper clippings, articles or other publications. For further information, please call (800) 788-7097 or write to the following address:

The Alumni Association Awards Committee  
c/o Tim Kelly  
Florida State University College of Law  
425 W. Jefferson Street  
Tallahassee, FL 32306-1601  
Submission Deadline: May 15, 2003

## FACULTY NOTES



**Frederick Abbott**, Edward Ball Eminent Scholar, made a presentation "Technology Transfer and the TRIPS Agreement: what are the obligations of the industrialized world, and what is actually happening?" at the Drugs for Neglected Diseases Working Group Meeting, Medecins sans Frontieres, Rio de Janeiro, Brazil, December 2-3, 2002. On October 30 - November 2, 2002, he made a presentation, "The future of IPRs in the multilateral trading system: Responding to Council for TRIPS activities, the Doha Development Agenda, and the evolving WTO jurisprudence on TRIPS," at the International Centre for Trade and Sustainable Development, United Nations Conference on Trade and Development, Towards Development-Oriented IP Policy: Setting An Agenda For The Next Five Years, (part of the Rockefeller Foundation Bellagio Series on Development and Intellectual Property Policy), to be published in *ICTSD, Trade, Intellectual Property and Sustainable Development: Views from Developing Countries* (2003). On May 3-4, 2002, with Thomas Cottier, he presented "Case Study: Dispute Prevention and Dispute Settlement in the Field of Intellectual Property Rights and Elec-

tronic Commerce, United States—Section 211 Omnibus Appropriations Act of 1998 ("Havana Club")," at European University Institute Project on the Transatlantic Partnership, conference on Dispute Prevention and Dispute Settlement in the Transatlantic Partnership, at the European University Institute/Robert Schuman Centre, Florence (to be published by Oxford University Press). On July 20-23, 2002, he presented "Legal Options for Implementing Paragraph 6 of the Ministerial Declaration on the TRIPS Agreement and Public Health," at the Quaker United Nations Office (QUNO)—Norway Ministry of Foreign Affairs Meeting at Utstein Monastery, Norway, (Summary of Presentation online at [www.afsc.org/quuno.htm](http://www.afsc.org/quuno.htm)). He wrote Part I, "Nature of Obligations, Principles and Objectives," *UNCTAD TRIPS and Development Resource Book* (United Nations Publication). He also wrote chapter 3.8—*TRIPS—UNC-TAD Handbook on Dispute Settlement in International Trade, Investment and Intellectual Property* (United Nations Publication 2003). The material was presented at a workshop for developing country Geneva delegations, September 2-3, 2002. As a consultant to the Quaker United Nations Office in Geneva, he served as facilitator of a series of meetings with developing country WTO delegates addressing TRIPS and Public Health issues. As an administrative panelist for the WIPO Arbitration and Mediation Center, he decided a substantial number of disputes involving Internet domain names.

**Paolo Annino** has been appointed to the Florida Supreme Court Chief Justice's Advisory Committee for the 2003 Tobias Simon Pro Bono Awards. The

Advisory Committee is responsible for reviewing nominations and recommending recipients for the annual pro bono service awards.

**Rob Atkinson**, Ruden, McClosky, Smith, Schuster & Russell Professor, presented a paper entitled, "A Social Democratic Critique of Pro Bono Lawyering" at Osgoode Law Faculty of York University in Toronto, November 2.

**Meg Baldwin** spoke to over 200 women inmates at Gadsden Correctional Institution as part of the inmates' Annual Domestic Violence Speakout program, October 30. The program included poems, artwork, songs and speeches by inmate domestic violence survivors. Professor Baldwin encouraged survivors to reflect on how prostitution has affected them, and how prostitution may have been a factor in the circumstances leading to their incarceration. In September she was appointed as consultant to the Battered Women's Justice Project of the Florida Coalition Against Domestic Violence. The BWJP is a program that provides advocacy and intervention for battered women charged with crime.

**Steve Bank** appeared on the CNBC financial news program Squawk Box January 8 to dis-



Paolo Annino

cuss the double taxation of dividends and related issues. In October, he presented a paper, entitled "Enron Apologists and the Assault on the Corporate Income Tax," as part of the Legal Theory Workshop Series at the Vanderbilt University School of Law. His article "Corporate Managers, Agency Costs, and the Rise of Double Taxation," has been published in *44 William and Mary Law Review* (2002).



**Donna Christie**, Elizabeth C. and Clyde W. Atkinson Professor, is one of five legal advisers named to the National Commission on Ocean Policy.

**Joseph Dodge**, Stearns, Weaver, Miller, Weissler, Alhadeff & Sitterson Professor, participated in the meeting of the Task Force on Transfer Tax Restructuring, in Chicago, September 20-22. The Task Force is a joint ad hoc body with representatives from the ABA Tax Section, ABA Real Property, Probate and Trust Section, the American College of Trust & Estate Counsel, AICPA, and the American Bankers Association. Dodge is drafting the report of the Subcommittee on Alternative Systems of Taxing Gratuitous Transfers, which will be part of the Task Force's final report that will be submitted to Congress in 2003.

**Mary Crossley**, Florida Bar

Health Law Section Professor of Law, has published "Toyota Motor Manufacturing v. Williams: Narrowing the Definition of Disability," in the Fall 2002 edition of *Health Law News*, published by the University of Houston's Health Law & Policy Institute.

**Larry Garvin** has written a survey on Sales, with R. Meadows and Carolyn Dessin, in 57 *The Business Lawyer* 1669. He also gave a lecture, "Small Business and the False Dichotomies of Contract Law," at the Indiana University School of Law. This was the inaugural lecture in the Harris Speaker Series on commercial and corporate law.

**Sally Gertz** made a presentation titled "Florida's 'Service First': Radical Reform in the Sunshine State," at the Annual Meeting of the American Political Science Association, August 29-September 1, 2002

(with J. Bowman, J. West). On October 2-5, 2002 she made the presentation, "Civil Service Reform in Florida: State Employees Attitudes One Year Later," presented at the annual meeting of the Southeastern Conference on Public Administration (with J. Bowman, M. Gertz, R. Williams). She served as a consultant to the Faculty Senate Steering Committee regarding Labor Relations in the State University System after Devolution in September 2002.

**Elwin Griffith**, Tallahassee Alumni Professor, has published an article, "The Search for More Fairness in the Fair Debt Collection Practices Act," in 37 *University of Richmond Law Review* 511. In December, he served as chairman of the Caribbean Law Institute's Workshop on Alternative Dispute Resolution held in St. Lucia.

**Adam Hirsch** has been voted

an Academic Fellow of the American College of Trusts and Estates Counsel. On November 7, he presented a faculty colloquium at the University of San Diego entitled "Default Rules in Inheritance Law: A Problem in Search of Its Context."



**Larry Krieger** spoke on the "Depression and Values Among Law Students" panel and the "Proposed Classroom and Other Solutions" panel of the depression program to the Deans of Students section at AALS, January 3. In November he was appointed to the ABA Subcommittee on Law School Outreach chaired by Judge Robert Childers. He was also appointed to the board of advisors of the Institute for Law School Teaching at Gonzaga University. In July he participated in three presentations for legal educators, focusing on "humanizing" the legal profession, at the Texas Bar annual conference.

**Jennifer LaVia** presented a CLE seminar at Holland & Knight LLP, entitled "Ethical Considerations in Taking Depositions."

**Paul LeBel** has published the article, "Misdirecting Myths: The Legal and Cultural Significance of Distorted History in Popular Media," in 37 *Wake Forest Law Review* 1035. In October, he delivered the

2002-2003 Law and Literature Lecture at Loyola University Chicago. The title of the lecture was "The Stewardship of Lawyering: Lessons from Wendell Berry's Port William." In August, he spoke on the topic of "The Claim for Increased Risk of Disease" as part of a panel on Toxic Torts Today, at the Southeastern Association of American Law Schools Conference at Kiawah Island, South Carolina.

**David Markell**, Steven M. Goldstein Professor, and Robert Nakamura of the University at Albany, completed "The Effectiveness of Citizen Participation in the Article X Power Plant Siting Process: A Case Study of the Athens Project," and submitted the report to the Hudson River Foundation for Science and Environmental Research, Inc.



**J.B. Ruhl**, Joseph Story Professor, has written the article "Sustainable Agriculture: Food for the Future" and "Farmland Stewardship: Can Ecosystems Stand Anymore of It?" in volume 9 *Journal of Law & Policy* (2002). He was the opening speaker at a symposium on "The Pragmatic Ecologist," Nov 1-2 at the University of Minnesota as a tribute to the contributions of Professor Dan Farber to the field of environmental law. His paper, "Is the Endangered Species Act Eco-Pragmatic?" will be published

in volume 87 of the *Minnesota Law Review* in the spring of 2003. He has published the law school course book, *The Law of Biodiversity and Ecosystem Management* (Foundation Press 2002). It is the first law school text to focus on the two themes that are becoming the central principles of environmental and natural resources law.

**Edwin M. Schroeder** and **Jon Lutz** made a presentation, "Supreme Court Records and Briefs on the Web, The Florida Experience," at the Annual Meeting of the Southeastern Chapter, the American Association of Law Libraries, April 12 - 13, 2002, in Ft. Lauderdale. A power-point version of the presentation can be found on the Power Point website. Also, go to Florida Supreme Court Briefs and Opinions.

**Mark Seidenfeld**, Associate Dean and Patricia Dore Professor in Florida Administrative Law, made a presentation titled "Micro-economics as a Means of Evaluating Legal Rules," at the Annual Education Meeting Florida Circuit Judges Conference in Ponte Vedra in early September. He is serving as Chair-Elect and member of the Executive Committee of the American Association of Law Schools Section of Administrative Law.

**Phil Southerland's** article "Theory and Reality in Statutory Interpretation" has been published in 15 *St. Thomas Law Review* 1 (2002).

**Nat Stern**, John W. and Ashley E. Frost Professor, has written the article "The Troubling Admission of Supervised Visitation Rights Records in Custody Proceedings" (with Karen Oehme) in 75 *Temple Law Review* 271 (2002). In the spring, he was voted first-year Professor of the

Year in Student Bar Association elections.

**Fernando Tesón**, Tobias Simon Eminent Scholar, has been invited by the Canadian Government to join a group of twenty experts on humanitarian intervention from all over the world in order to design institutions and procedures for intervening in cases of humanitarian catastrophes. The first meeting will take place in New York in early February. He will lecture at the Institute for Ethics and Public Affairs at San Diego State University in late February on "The War Against Terrorism and the Problem of Just Cause." He has also been invited to be a panelist at the Annual Meeting of the American Society of International Law in April. He has been invited to a Liberty Fund Colloquium in Denver in June on the nature of rights, and to a conference on Legal Philosophy in Lund, Sweden, in August, where he will present a paper on the analysis of international custom from the standpoint of game theory. In September, he participated in a symposium on "Liberty, Rationality, and Deliberation" organized by the Liberty Fund in Buenos Aires, Argentina.

**Dean Donald J. Weidner** has published the 2002 edition of *The Revised Uniform Partnership Act* (with R. Hillman and A. Vestal).

**John Yetter**, Roberts Professor of Criminal Law, has completed the 2002 update to the Florida Civil Trial Guide (Matthew Bender & Co.). On September 5, he lectured at the Defending Our Defenders seminar sponsored by the Fowler White law firm in Tampa.

**Kise**  
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Court. As the law school's Ervin Visiting Professor, Kise plans to teach an appellate practice and advocacy course in the fall and include FSU law student interns in the work of the Solicitor General's office.

"I had a fantastic experience as a law student," Kise says. "I'm excited about working with Don Weidner and seeing some of my old professors." Kise also hopes to engage the services, from time to time, of former law school dean and university president Sandy D'Alemberte, for whom he served as research assistant.

Kise graduated magna cum laude and is a member of Order of the Coif. He served as both Managing Editor and Articles Editor of the *FSU Law Review*.

Before joining the Attorney General's office in January, Kise was a partner in the Tampa office of the Gray Harris law firm, where he was State-wide Chair of the firm's White Collar Defense and Corporate Compliance Practice Group. His litigation practice has extended throughout the United States representing individuals, private and public corporations, and government entities.

Crist, who has known Kise for more than ten years, complimented the young attorney. "Chris Kise is a remarkable lawyer and will represent the people of Florida with great distinction. I am excited that he has accepted this call to serve the public in such a significant role."

Weidner expressed similar enthusiasm for Kise's new role. "I am delighted to have Chris back in Tallahassee and extremely grateful to Charlie Crist for his support of our law school."

Kise says he would like to see a strong relationship established between the Attorney General and Solicitor General's office and the law school. "I think there is great potential here because we are so close together. The Attorney General agrees and thinks the law school can be a great resource." Crist earned his B.A. degree from FSU.

Kise had little time to settle in after he arrived in Tallahassee. "The very first day on the job I was filing a brief with the U.S. Supreme Court in the University of Michigan affirmative action case and I haven't slowed down yet." He adds, "I'm loving every minute of it." ■

**D'Alemberte**  
continued from page 7

dean from 1984 to 1989, is also busy "re-training" himself to be a law professor. He has sat in on classes taught by Steve Gey and Nat Stern and plans to sit in on others. "I've been away from teaching for a long time and have a lot of catching up to do."

In addition to the Eastern European project, D'Alemberte has a number of scholarly projects in the works, including a book he has been contracted to write and several articles. He serves on the board of directors of the Collins Center, a project dedicated to high ethical standards in government created in honor of former Florida Governor LeRoy Collins.

He also plans to stay involved with the FSU Human Rights Center located across Jefferson Street from the law school.

"I've got plenty to do," says D'Alemberte. "I don't anticipate being bored." ■

## Law faculty quality recognized in national law school survey

The College of Law's faculty is on the rise according to a national survey on law school quality.

FSU is among the top 14 law schools recognized for faculty improvement since 1992 by the biennial Educational Quality Rankings of U.S. Law Schools. Other law schools cited in the rankings include New York University, Georgetown, University of California, Berkeley and the University of Texas. FSU is the only Florida law school in the top 14.

According to Dean Don Weidner, the faculty quality survey is recognition of the law school's success in recruiting talented faculty. "This is confirmation of the fact that we have an extremely productive and influential faculty," the dean says. "It's gratifying to know that outside authorities agree."

The Educational Quality Rankings of U.S. Law Schools, compiled by University of Texas law professor Brian Leiter and his staff, relies heavily on objective measures of faculty scholarly output and impact on the profession in assigning its rankings.

## COLLEGE NOTES

**FIRST YEAR LAW CLASS IS THE LARGEST EVER**

The corridors and classrooms of B.K. Roberts Hall were noticeably more crowded when law school convened in August for the fall 2002 semester. The first-year class is the school's largest ever, numbering 291. The law school's first-year law classes typically have about 215 students.

Erika Hill, Assistant Director of Admissions, said that what the school is experiencing is symptomatic of law school admissions around the country. Florida State's numbers, she added, are more pronounced than many.

"I think, to a great extent, good recruiting created the situation that we have—maybe we did our jobs just a little too well!" she said. The recruiting approach this year was a three-pronged attempt to get the best students in the country to come to FSU. Many of the students considered for admission were contacted by a faculty member and, in some cases, the dean. In addition, they each received written and e-mail communications encouraging them to attend FSU.

**FSU LAW GRADS AGAIN LEAD FLORIDA LAW SCHOOLS IN BAR EXAM PASSAGE RATE**

Just as they had done on the winter exam, College of Law graduates passed the Summer Florida Bar Exam at a rate higher than graduates of any other Florida law school.

New FSU law alumni taking the bar exam for the first time boasted a 90.2 percent passage rate, with 157 of 174



During the August orientation session, Professor Rob Atkinson gave first-year law students a primer on life in the law school.

earning a passing score.

Passing percentages for graduates of other Florida law schools on the General Bar Exam were: Stetson University, 87.6 percent; University of Florida, 86.9 percent; University of Miami, 84.7 percent; Florida Coastal College of Law, 77.6 percent; Nova Southeastern University, 71.3 percent; St. Thomas University, 49.4 percent; and Barry University, 40.9 percent.

**FSU WINS TWO MOCK TRIAL CHAMPIONSHIPS ON THE SAME DAY**

The College of Law's Mock Trial team was a champion two times in one November 2002 weekend.

FSU won the Michigan State University National Trial Advocacy Competition Championship, competing against fourteen mock trial teams from around the country. FSU beat University of Florida in the semi-final round and Southern Methodist University in the finals to bring home the trophy. Representing FSU were Masheika Allen, Bruce Bullock,

Linda Noel and Roxanne Rehm. Coaches were Kathy Ray and Sandy Coulter.

Fifteen hundred miles away in West Palm Beach, four other FSU Mock Trial team members took first place the same day in the Academy of Florida Trial Lawyers Trial Advocacy Competition. The winners were Toni Wortherly, Diane Barnes, Kelly Parsons and Eddie Lopez. FSU also took individual honors, with Diane Barnes winning the Best Advocate Award in the preliminary rounds and Kelly Parsons claiming the same prize in the final round. Coaches were Ruth Stone and Kyle Mitchell.

Prior to the competition season, the Mock Trial team held its annual Wayne Hogan Intramural Competition October 3-5. Almost all of the mock trial team members competed in teams of three against each other using an aggravated battery and domestic violence case written by Judge Jerry Parker of the 2nd DCA. The entire Mock Trial team spent many hours getting ready for intramurals. Both 2L's and 3L's had to prepare a case and advocate for

both the Defense and Prosecution.

The two teams that advanced to the semi-finals were Roxanne Rehm, Andrew Mikos and Genevieve Hall for the prosecution, and the team of Steve Rapp, Bryan Slogick and Jennifer Paterson for the defense in a case involving a lawyer/gubernatorial candidate accused of severely beating his wife.

A number of lawyers in the community helped make the competition possible by giving their time to judge, score and critique the competitors. On the final evening of competition, Nicholas Bykowsky, Assistant Attorney General, presided over the court proceedings. The team of Steve Rapp, Bryan Slogick and Jennifer Paterson was judged overall winner, while Roxanne Rehm was named Best Advocate. The winners received trophies and a cash prize.

The competition is made possible by a gift from FSU law alumnus Wayne Hogan and his wife, Patricia Hogan. Hogan is a 1972 College of Law graduate and renowned trial lawyer from Jacksonville. He was part of Governor Chiles' litigation "dream team" that secured the huge settlement for the State of Florida against the tobacco companies.

**OXFORD'S JEFFREY HACKNEY IS HONORED BY FSU'S ORDER OF THE COIF**

Jeffrey Hackney, a mainstay of the College of Law's Summer Program in Law at Oxford for more than a quarter of a century, has been elected honorary member of FSU's chapter of the Order of the Coif.

Order of the Coif is a legal honorary society open to the top 10% of graduating classes of American law schools with active chapters.

**Mock Trial team Training yields dramatic results**

Although Mock Trial Team coach, Ruth Stone, felt that, in recent years, the team has had excellent courtroom skills, she also felt something was missing and that additional training might help in competitions.

"Mary McCormick gave me the name of a 'persuasion strategist' and trial consultant who we felt would give our team added dimension," said Stone. McCormick, the law school library's Head of Public Services, helped organize a two-day practice session with nationally respected consultant Joseph Guastafarro.

"What Guastafarro brings to a trial team is a lot of insight and practical knowledge based on his past experience as a consultant in both civil and criminal cases nationally," Stone said. "He certainly made a difference in individual team members' performances."

In the training session, Guastafarro used several exaggerated speaking and physical maneuvers that helped team members project themselves or develop a sensitivity with those in the courtroom. One technique involved having second-year student, Min Cho, reach into the jury box and hold the hand of various jurors as points were being



Ruth Stone

made. Stone said, "I think this kind of practice activity really helped the team members emotionalize more later in actual competition. I know that as one of the jurors in the training, I nearly found myself in tears, the sincerity was so real."

In addition to the training provided by Guastafarro and Stone, the Mock Trial Team benefited from the assistance of coaches in the Tallahassee legal community. Michael Minerva, former assistant public defender; C. Erica White, Department of Community Affairs; William W. Daniel; Kathy Ray, assistant state attorney in domestic violence; Sandra Coulter, assistant public defender in domestic violence; Kyle Mitchell, Lexis Nexis representative, all worked long hours to help the Mock Trial Team become more skilled advocates.



Jeffrey Hackney

Hackney has taught in FSU's Oxford summer program since 1974, the second year of the program's existence, and has served as Oxford liaison since 1976. "Over the years, Jeffrey has been a wonderful friend and a great teacher," says Edwin Schroeder, FSU law library director and professor, who has coordinated the Oxford program since 1981. Since 1974, says Schroeder, Hackney has taught English Legal History to hundreds of FSU law students attending the Oxford summer program.

Hackney is one of the most prominent faculty members at Oxford where he has been a Law Fellow at St. Edmund Hall and Wadham College since 1964. He has served as Curator of Oxford's Bodleian Library and has held the Elected Chair of the General Board of the Faculties at Oxford, a position comparable to the provost of an American university. He is currently Sub Warden of Wadham College.

The honorary Order of the Coif membership was awarded September 27, at a law school faculty presentation. Hackney was completing his second visit to the College of Law.

**TALLAHASSEE WOMEN LAWYERS PRESENT SCHOLARSHIPS**

Tallahassee Women Law-

yers (TWL) held its Annual Judicial Reception October 14 at the Mary Brogan Museum of Art and Science in Tallahassee, presenting scholarships to three women law students for their commitment to promoting the status of women in the legal community. The recipients were Kylie Doyle, Michelle Fontaine, and Ramona Hupp. Over 300 judges, attorneys, and other guests, including FSU Women's Law Symposium (WLS) members, were in attendance.

The TWL Judicial Reception honors members of the local judiciary, and in addition, honored the three FSU women by giving the scholarships for the second consecutive year. The scholarship committee considered three primary criteria in evaluating the applicants for the scholarship: how the applicants promoted the status of women in the legal community; how they created and maintained support networks among women in the legal profession through mutual cooperation, respect and friendship; and financial need and academic performance of the applicant.

Hupp is an active member of WLS at the law school. Doyle is a single mother who balances motherhood with her studies, and Fontaine has been active in promoting and developing mentoring programs on campus.

During the fall, TWL members served as mentors for WLS student members at the College of Law. For many students, the reception is the first opportunity to meet their mentors, while others use the reception to re-establish existing relationships and find out about real-world problems that face them when they finish law school.



Jennifer Dixon

#### JENNIFER DIXON IS BEST ORALIST IN BROAD AND CASSEL MOOT COURT COMPETITION

Second-year College of Law student Jennifer Dixon was selected "Best Oralist" by the Florida Supreme Court, November 7, in the 2002 Broad and Cassel Final Four Moot Court Competition. Dixon and Daniel Norris argued as respondent, while Brandon Cathey and Michael Rowan argued for petitioner, in a case that involved the custody of frozen embryos. The biological father wanted the embryos he had created with his deceased wife destroyed, while the wife's parents sought custody of the embryos.

The 2002 competition was heard by all of the justices of the Florida Supreme Court.

Prior to the competition, Chief Justice Harry Anstead offered this advice to the constants: "We are always expected to offer you advice about things you could do better—that would be difficult for us. But, I will say that you always need to consider the weakest aspects of your argument as you go through your preparations, because both the judges and your adversaries will be doing that."

After the arguments, before announcing Dixon as winner, Justice Anstead congratulated

all of the Final Four. "You four are obviously the cream-of-the-crop in the law school, and it will be very difficult for us to say that one of you is 'the best.'" He continued, "Your level of preparedness was just outstanding, and that is something that we appreciate in the cases we hear."

After the competition, Moot Court members, justices and friends gathered in the D'Alemberte Rotunda for a reception, where Broad and Cassel managing partner Steve Turner made the Best Oralist presentation to Dixon.

#### JACK FORD URGES LAW STUDENTS TO SEEK A 'DEFINING MOMENT'

Jack Ford, lawyer and TV network legal correspondent, discussed the negative view of the legal system resulting from the O.J. Simpson trial and challenged College of Law students to "help craft that defining moment that will change the public's perception of the way the justice system works." Although Ford said he supports the use of cameras in the courtroom, during his October presentation, he claimed the media attention in the Simpson case showed a legal process out of control. "People saw lawyers become very confrontational—and acting childish. There was an attitude of churlishness in the courtroom that has no place in the legal profession."

Ford has had a long, successful legal career before entering television journalism. As a trial attorney he was involved in many high-profile cases, including New Jersey's first death penalty case and Wall Street insider trading cases. He has written and lectured extensively on legal issues, and he serves as adjunct professor of law at Fordham University School of Law.

Ford has co-anchored ABC



Jack Ford, center, talks to Dean Don Weidner, left, and former FSU president Sandy D'Alemberte before his presentation in October.

News 20/20 and has served as substitute anchor for Peter Jennings on ABC's primetime newscast, World News Tonight. He has also been a substitute co-host on ABC's Good Morning America. He recently signed with CBS to co-host a new morning talk show, "Living It Up," beginning in the fall of 2003.

Ford said he had high expectations for the O.J. Simpson trial. "This is going to be a great day for the legal profession," he thought. The set-up was ideal, Ford said: a large cast legal stars and a highly engaged public. "The trial seemed to dominate the public's imagination. Everywhere I went, people would stop me and ask, 'so do you think he's guilty?'"

Ford said that prior to the Simpson trial, he felt that cameras in the courtroom created a sense of propriety in the courtroom. "Those who had seemed more lackadaisical or flamboyant were, more or less, reeled in and put on their best behavior. Everyone kind of came to the middle," he said. In the

Simpson trial, Ford said, the public saw a courtroom that got out of control. "Lawyers came to hate each other. They lost their sense of propriety. It bothers me today when I talk to people who say they no longer have faith in the legal system."

Ford said that the law profession is not always a smooth path to follow. "There will be some days when you ask yourself why you entered the law field, why didn't you go to work on Wall Street? Then there will be those defining moments when you realize that somebody out there is better off because of something you did, and you'll know you made the right choice."

Lawyers can be adversaries, Ford said, but that doesn't mean they need to be confrontational and nasty toward one another, "I'm looking forward to the future when people again take pride in witnessing the fairness of our justice system. Hopefully you and your classmates can help us move that direction," he said. ■

#### Dean's Letter continued from inside front cover

The tight budget times mean that private fundraising is more important than ever. On behalf of the students and faculty, I want to thank everyone who made a contribution of any size to the law school last year. As reported in detail elsewhere in this issue, last year's Annual Fund results were extremely good. Our giving rate was up significantly, as were the dollars raised. The Gators failed in their announced goal to catch up to our giving rate. You have sent a powerful signal to everyone on the pride in our program. Please let's do it again this year! The second phase of our student phonathon for this year's Annual Fund is about to begin. Please take the call and contribute! Because of the gifts to last year's fund, we were able to give more student scholarships than ever and provide more direct support to student organizations.

The depressed stock market, combined with the departure of our Development Director, made last year's major gift fundraising efforts a disappointment. With new Assistant Dean for Development Mark Pankey on board, and signs of an economic turnaround in the air, the current year has gotten off to a much better start. This issue of *FSULaw* highlights some of our most recent major gifts. I hope you all will join me in thanking our major donors for their support, which is enabling us all to press ahead. With the help of our major donors, we have made this the best law school in the state and one of the best in the region.

Thank you all!

Don Weidner, Dean, College of Law

## Office of Career Planning & Placement

**Become a Career Placement Mentor!** The Career Placement Office is starting a mentoring program designed to increase networking among students and alumni. Mentors will be designated in the alumni directory as willing to be contacted by students and other alumni to answer career-related questions or to serve as a networking contact. The mentoring program will improve alumni networking, assist students in determining a career path, help new graduates starting a job search, and aid alumni considering a lateral move. Mentors may also indicate an interest in speaking at the law school about career-related topics and practice areas. If you are interested in becoming a mentor, please contact the Director, Brittany Adams Long, at (850) 644-4495 or [blong@law.fsu.edu](mailto:blong@law.fsu.edu).

**Diversity Resume Directory.** Many of our alumni, in both private firms and government agencies, have reported that they are striving to diversify their workforce. To assist alumni in this endeavor, we have assembled a collection of resumes of our minority law students. Approximately a quarter of our minority students submitted resumes, and those resumes have been incorporated into a Diversity Resume Directory. We are pleased to be able to offer this Directory to our alumni. If you are interested in obtaining a copy of the Diversity Resume Directory, please contact Brittany Adams Long at (850) 644-4495 or [blong@law.fsu.edu](mailto:blong@law.fsu.edu).

**Access Job Postings Exclusively for Our Alumni!** The Career Placement Office receives lateral job listings on a daily basis. All of our job listings are posted daily on a password-protected, commercial website: [www.eattorney.com](http://www.eattorney.com). The job listings can be searched by geographic location, type of position, and size of employer. For instructions to access these job listings and to obtain the password, please contact the Career Placement Office, (850) 644-4495 or email us with your name and class year at [jkkelley@law.fsu.edu](mailto:jkkelley@law.fsu.edu).

**Post a Job.** If you are interested in posting a job listing for our alumni or students, you can submit a job listing online through our website at [www.law.fsu.edu/placement](http://www.law.fsu.edu/placement). Click "Information for Employers" and then "Job Posting Form." You may also contact Joy Kelley at [jkkelley@law.fsu.edu](mailto:jkkelley@law.fsu.edu) or (850) 644-4495 to obtain a job posting form or fax job announcements to us at (850) 644-2109.

**Spring On-Campus Interviewing Program.** It is not too late to register for our Spring On-Campus Interviewing Program (Spring OCI), which will be held February 3 – March 21, 2003. This program provides the opportunity to interview our outstanding first- and second-year students for law clerk positions and our third-year students for post-graduate positions.

Participating employers visit the College of Law campus and interview only those students they consider best suited to their available positions. Information about employers is made available to students, who then submit their resumes to the Career Placement Office. Each employer is able to review the resumes of interested students in advance and select the students they would like to interview. The Career Placement Office handles all of the details of the interviews, from notifying the selected students and scheduling interview times to arranging rooms and set-up. Our calendar is filling up fast, so contact us today to reserve a date for your interviews. Contact Erica Bubsey at (850) 644-2262 or [ebubsey@law.fsu.edu](mailto:ebubsey@law.fsu.edu).