

## F | O | R | U | M

April 2000

Arizona State  
University  
College of Law  
FORUM is  
published for  
alumni, students,  
faculty and friends.

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Dean

Hannah Arterian  
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Editor of the FORUM

This issue of the FORUM represents an important departure from past issues. We hope that you will enjoy our new format and the fact that there will be several issues a year designed to keep you abreast of college news and events on a regular and timely basis.

In recent years, law schools have almost universally begun to produce and to distribute widely increasingly impressive “alumni” magazines. These magazines are mailed to alumni and to law firms, judges, and law deans throughout the country. At first only a handful of schools engaged in this practice of wide distribution. There can be no doubt that these schools benefited from the increased exposure which the magazines brought to them. As with many good ideas, the practice spread, and soon became the standard. Schools then sought to distinguish themselves by producing more elaborate, and more expensive, magazines.

We were no exception and the Summer 1999 issue of the semi-annual FORUM is a handsome 56-page production. My weekly mail invariably includes several such magazines – each one, even from schools that I have barely heard of, vying to be slicker than the last. Needless to say, I do not have time to look at them. Whatever benefit came from being one of a handful of schools to have a

widely distributed “alumni” magazine has surely been lost.

Our mission is to run a first rate law school. We have limited funds with which to operate. It turns out that we can step off the elevator that everyone is on, produce several newsletters a year to be sent to our alumni, neighbors and friends and save enough money both to provide additional programmatic support and to fund a full tuition scholarship each year for an exceptionally worthy student.



Patricia D. White  
Dean, College of Law

I suspect that no one who receives several magazines a week will notice that he or she hasn't received one from Arizona State University and that those who looked forward to reading the FORUM will appreciate receiving a shorter, more frequent publication with more current news, including a calendar of upcoming events.

I hope that everyone will understand why we thought it was better to concentrate on communicating effectively with those who are interested in us, and on building the best law school we can, rather than on producing a costly magazine. But I may be wrong.

Please know that I welcome your thoughts and suggestions as we embark on this new vision of the FORUM.

*Patricia D. White*

# Law Partners Give to Students

## Guest Speakers

### have included:

Hans Tesmer  
David Faigman  
Fred Schauer  
Lawrence Zelenak  
Gillian Dempsey  
Neil Malamuth  
Laura Kalman  
Lars Noah  
Judge Kyung Jik Kwak  
Roger Wilkins  
Joan Gabrynowicz  
Richard Schmalbeck  
Lionel Tiger  
Rafael Cohen-Almagor  
Janet Hall

## Visiting Faculty

### have included:

Ben Barton  
William Rodgers  
George Schatzki  
Judge Paul Plunkett  
Michael Malinowski  
Alberto Szekely  
Doug Endreson

He was young and an idealist who decided to attend law school because being a lawyer was viewed as a noble and respected profession.

She was a soon-to-be single mom with three young children and wanted a career that would provide financial independence and stability.

**Bruce Cohen** ('81) and **Sandy Fromm** ('81) met their first year in law school when they were the only two to show up for a newly formed study group.

"That was the beginning of our friendship," said Fromm. "We studied together all during school and for the bar exam and dreamed about having our own law firm one day."

After brief stints working elsewhere, the two opened the firm of Cohen & Fromm in 1983. Focusing entirely on the practice of family law, there are now four attorneys and two paralegals in the firm.

"Family law was one of the few areas that combined my training and personal interest in families and children," said Cohen, who married about a year after law school, and is a devoted family man with two children. "It's an area that's ripe for innovation and that excites me."

Fromm's interest in family law stemmed from her personal experiences, and both credit **Professor Ann Stanton**, who inspired them as students in her

family law class to continue in that area of law.

To honor her and to "raise the bar on civility," Cohen and Fromm sponsored a writing contest at the law school. Limiting essays to five pages in length with no legal research required, they asked aspiring attorneys what it takes to be a good family lawyer.

"We got the idea that the way we communicate

as attorneys is less than optimal and the best way to effectuate change is to start with those who are entering the field," Cohen said. "It's important to know that civility has a place among professionals."

Seventeen students entered the contest, with winner, **Yvonne Masters**, receiving a \$2,000 scholarship. Second place winner, **Jami Wilenchik**, received \$500, while

**Karen Boehmer** and **Deanna Fleming** shared honorable mention awards. They each received \$250 scholarships.

In addition to Fromm and Cohen, other judges of the contest were **Maricopa County Superior Court Judges Mark Armstrong** and **Barbara Mundell** and Professor Ann Stanton.

## First FORUM Scholar

Student Bar Association President **Julie Ashworth** walked up to the podium in the Willard Pedrick Great Hall in August 1999 and led an extensive orientation program for the entering class of first year students. No one knew the many hours of thought, planning and coordination she had spent in preparation for the event.

Throughout her three years as a student, Ashworth has been a living demonstration of her commitment to professionalism. Because of her exemplary behavior and people skills, law school administrators chose her as the first recipient of the FORUM scholarship.

"Julie is a person of remarkable maturity, commitment and leadership," said Associate Dean

**Hannah Arterian**. "She truly represents professionalism and understands that starts in law school, not just after you graduate and get a job."

Ashworth enjoys her responsibilities as president of the Student Bar Association (SBA) and takes them seriously. The student group, which represents everyone enrolled at the College, strives to insure that everyone is effectively represented. It is a challenge Ashworth has worked hard to achieve successfully.

"Julie has an understanding of the real importance of the SBA," said Arterian. "She's done an outstanding job of realizing there are many constituencies within the student bar and of giving each one value and recognition."

Ashworth, who trained and competed in gymnastics

for 12 years, said that gymnastics prepared her well for law school.

"Gymnastics taught me a lot about motivation, goal setting and leading a balanced life," she said. "I'm much more focused as a result. Gymnastics was physically challenging, but law school is mentally challenging and there is always something new to learn."

Julie Ashworth, FORUM Scholarship Recipient



# SCHOLARLY EVENTS

This academic year the law school has hosted a number of scholarly presentations and conferences. The following examples are among the highlights.

## Pedrick Lecture

The Fourth Annual Willard H. Pedrick Lecture featured **Martha A. Field**, the Langdell Professor of Law at Harvard University. Her topic was “Parental Rights in Constitutional and Family Law.”

Field is the author of *Surrogate Motherhood and Equal Treatment for Persons with Mental Retardation* (with Valerie Sanchez). These books, along with many of her other writings, analyze the concept of parental rights in constitutional and family law. Field argues that parental rights are an important concept, which supports both the well being of children and the diversity of society.



James Weinstein

## Weinstein Lecture

A symposium on Hate Speech, Pornography and the First Amendment given in celebration of the installation of **James Weinstein**, as the Amelia D. Lewis Professor of Constitutional Law was held in November. The distinguished symposiasts were: **Gerald Gunther**, Stanford Law School, **Frederick Schauer**, Harvard University and **Paul Bender**, of the College of Law.

Weinstein’s recent book, *Hate Speech, Pornography and the Radical Attack on Free Speech Doctrine*, provided the springboard for a discussion of the question “Does the Free Speech Doctrine Discriminate Against Women and Minorities?”

At a dinner for the panelists and invited guests, Amelia Lewis’ son, Frank, spoke movingly about his

mother’s life and the profound effect she had on the legal system. She is perhaps best known for her role as counsel in the 1967 landmark U.S. Supreme Court decision, *In re Gault*.

Martha A. Field



## Jeffrie Murphy

*Philosophy of Law: Contemporary Issues* was the topic of a two-day conference in February. The event was chaired by ASU Regents’ **Professor of Law and Philosophy Jeffrie Murphy**, and featured papers by a number of prominent scholars including **Jules Coleman**, Yale Law School; **James Nickel**, University of Colorado, Philosophy; **Donald Regan**, University of Michigan Law and Philosophy; **Seana Shiffrin**, of UCLA Law and Philosophy; **Horacio Spector**, Universidad Torcuato Di Tella Law School, Argentina and **Jeremy Waldron**, Columbia University Law School. Speakers from the College of Law included **Jeffrie Murphy**, **Fernando Tesón** and **Patrick Brennan**.

1999-2000  
Guest  
Speakers



Jeffrie Murphy

Topics included Fairness and the Costs of Life’s Misfortunes, The Relationship Between Legal Theory and Political Theory and Contracts and Paternalism?

# Student News

Several second year law students have accepted clerkships for 2000-2001. Going to the 9th Circuit Court of Appeals are **Rodina Cave** – Judge William Canby, and **Meghan Tomasik** – Judge Barry Silverman. Three students will go to the Court of Appeals, Division One: **Nicholas Dickinson** – Judge Rebecca Berch; **Cara O’Driscoll** – Judge Michael Ryan and **Christine Davis** – Judge Jefferson Lankford. **Karen Hartman** will clerk for Arizona Supreme Court Justice Ruth McGregor.

**Tajudeen Oladiran**, a second year student, received a \$2,000 scholarship from the Hayzel B. Daniels Bar Association at their annual dinner in February.

Sixteen students, two full-time faculty supervisors, and one adjunct faculty supervisor are serving 18 clients this Spring semester in the Law School Clinic. Four students are working in the Public Defender Clinic, and eight in the Prosecutor Clinic.

Sixty-seven students provided 1092 hours of pro bono service during the Fall semester.

**Beth Houck**, a second year student, was the 1999 recipient of the Volunteer Lawyers Program Student Pro Bono Award. She volunteered 250 hours during the summer with Community Legal Services.

Of the 163 members of the first year class, 48% are women and 33% are students of color. The students represent 63 undergraduate institutions and come from 17 different states. Sixty-six different majors are represented and 23 students have advanced degrees.

Third year student **Joe D’Aguanno** and first year student **Raj Abhyanker** passed the Patent Bar.

**Taylor C. Young** won first prize in the 1999 Nathan Burkan Memorial Competition sponsored by the American Society of Composers, Authors and Publishers (ASCAP) for his essay “How Duke Nukem and Judge Kozinski Destroyed the Software Add-On Industry: An Analysis of Micro Star v FormGen, Inc.” **Kara Currier** took second prize for her essay “Parody as a Fair Use.”

## NEW IDEA CREATES FUNDS FOR SCHOLARSHIP

Seeing a way to provide a necessary service and put some money into the law school coffers was the innovative idea of long-time professor **Michael Berch**.

Now Berch anticipates that the school will raise about \$70,000 per year for the next five years by offering the State Bar’s mandatory professionalism course. All of the money, minus minimal costs, goes to scholarships for ASU law students.

“Every program has been filled to capacity with waiting lists,” boasted Berch. “Not only do we offer it at the law school, we also hold the class on Saturday at law firms. The response has been overwhelming.”

The State Bar of Arizona appreciates the help because putting on the class is labor intensive and expensive for the bar, according to **Harry Beans**, director of the bar’s CLE division.

“It’s a wonderful way for the law school to bring in some revenue and help students,” said Beans. “And anytime we can use the expertise of academia along with attorneys in the community, the attendees are the beneficiaries. It’s a win-win.”

The idea also has the support of Arizona State Supreme Court **Chief Justice Thomas Zlaket**, who speaks personally at the classes when his schedule allows.

“It lends great prestige to the program to have professional educators present the materials,” he said. “It offers the best of both worlds – the academics and the practical life of attorneys. I think it’s wonderful.”



It’s not too late meet both your CLE requirement and help your alma mater all at the same time since another class is scheduled on June 9.

As Berch says, “It’s for a worthy cause!”

This semester there are 29 adjunct faculty and four visiting professors. They come from as far away as Connecticut, New Jersey and Washington, D.C. and from as close as Scottsdale and Phoenix.

Professor Charles Calleros participated in Hands Across the Border, an exchange program for middle school students, and spent four days in Caborca, Mexico with his 13 year old son, Alex. He was one of 10 volunteer parents to make the trip.

The College of Law Class of 1974 raised over \$51,000 in honor of their 25th law school reunion. This represents the largest class gift in the school’s history. The fund will be used for scholarships.

Owen Jones, professor of Law, Biology and Human Behavior, enjoys white water kayaking and snow skiing.

# FACULTY and STAFF NEWS

Regents' Professor of Law and Philosophy, **Jeffrie Murphy**, was interviewed by the BBC for its weekly show *Analysis*. He spoke on the topic of forgiveness and received emails from England lauding his talk.

**Fernando Tesón**, professor of International Law, presented papers this semester at the University of California at Irvine, the annual meeting of the American Society of International Law in Washington, D.C. and at the University of Denver School of Law.

**Alan Matheson** became a Fellow of the American Bar Association and chaired a site evaluation team in charge of accrediting the Law Center at the University of Houston.

**Bonnie Tucker** completed the supplement to her textbook on disability law, taught the first ASU law school Internet course (on trusts and estates) and is speaking at conferences in Ohio, Alabama, and Sienna, Italy.

**Dale Furnish**, an expert on legal issues involving Latin America and Mexico, attended the Organization of American States Comision Interamericana de Derecho Internacional Privada in Washington, D.C. He was also a member of a panel on recent developments in judicial review in Latin America.

**Joseph Feller** received the prestigious National Conservation Achievement Award for 1999 from the National Wildlife Federation. Feller is recognized as one of the most successful public interest environmental lawyers and received the award for his work in the area of federal lands management.

**Jon Rose** will present a paper on *The Ambidextrous Lawyer: Conflict of Interest and the Medieval Legal Profession*, at Harvard University.

**Victoria Trotta**, Director of the Ross-Blakley Law Library and Associate Dean, is chair of the Academic Law Libraries Special Interest Section of the American Association of Law Libraries. She was also appointed to a three-year term on the Libraries and Technology Committee of the Association of American Law Schools.

**Charles Calleros** is a visiting professor for 1999-2000 at the Santa Clara University School of Law in California, where he is teaching two sections of contract law.

**Owen Jones** has two articles coming out this Spring: *The Nature of Norms: Biology, Morality, and The Disruption of Order*, in the *Michigan Law Review*; and *An Evolutionary Analysis of Rape: Reflections on Transitions*, in the *Hastings Women's Law Journal*.

**Rebecca Tsosie** presented a paper on "Cultural Appropriation" at the University of Iowa's conference on Race, Gender and Justice. In February, UCLA hosted a conference on Critical Race Theory and she spoke about "Sacred Obligations: Intercultural Justice and the Discourse of Treaty Rights."

David Kaye published *Bioethics, Bench and Bar: Selected Arguments in Landry v. Attorney General*, in *Jurimetrics: The Journal of Law, Science, and Technology*, and the 2000 Supplement to his co-authored volume *Modern Scientific Evidence: The Law and Science of Expert Testimony*.

## Ross-Blakely Library News

**Marianne Alcorn**, Head of Reference and Faculty Services, published an article, "A Comprehensive Overview and Analysis of PAC 10 and Big 10 Law Libraries" in *Legal References Services Quarterly*.

**Donna Larson-Bennett**, Head of Electronic Services and Government Documents, and Richard Nash, Head of Technical Services, retired.

**Rose Gavin** was promoted to the position of Electronic Services/Reference Librarian. She is a graduate of the ASU College of Law and the University of Washington Library School.

**Beth Smith**, formerly Reference Librarian at the University of Nebraska, was appointed Assistant Director and Head of Public Services.

Did you know there are 650 places to sit in the Ross-Blakley library?

Can you name the three ASU alums who were sworn in as Maricopa County Superior Court judges in February? *Warren Granville ('79)*, *John Gaylord ('81)* and *Emmet Ronan ('74)*

Fernando Tesón, professor of International Law, is a gourmet cook, champion level bridge player and a musician who plays keyboard and guitar in his band, B.A. Tango. The band performs authentic Argentinean tango music.

International business law professor Dale Furnish sings in his church choir and has done so for the past 20 years.

# Calendar of Events

## May 11

Honors Convocation  
Great Hall 4:00 p.m.

## May 12

Graduation  
Gammage Auditorium 2:30 p.m.

## May 16

Law Society Annual Meeting  
and Dinner  
General Meeting 3:00 p.m. at the Law School  
Dinner 7:00 p.m.

## May 21-22

Trial College, Arizona Women  
Lawyers Association  
ASU Law School  
8:00 a.m. - 4:00 p.m.

## May 30-June 27

Summer School – First Session

## June 9

Professionalism Course  
ASU Law School  
1:00 - 5:30 p.m.  
Cost \$65, RSVP to (480) 965-3096

## July 5-August 2

Summer School – Second Session

## August 21

Fall Semester 2000 Begins

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