

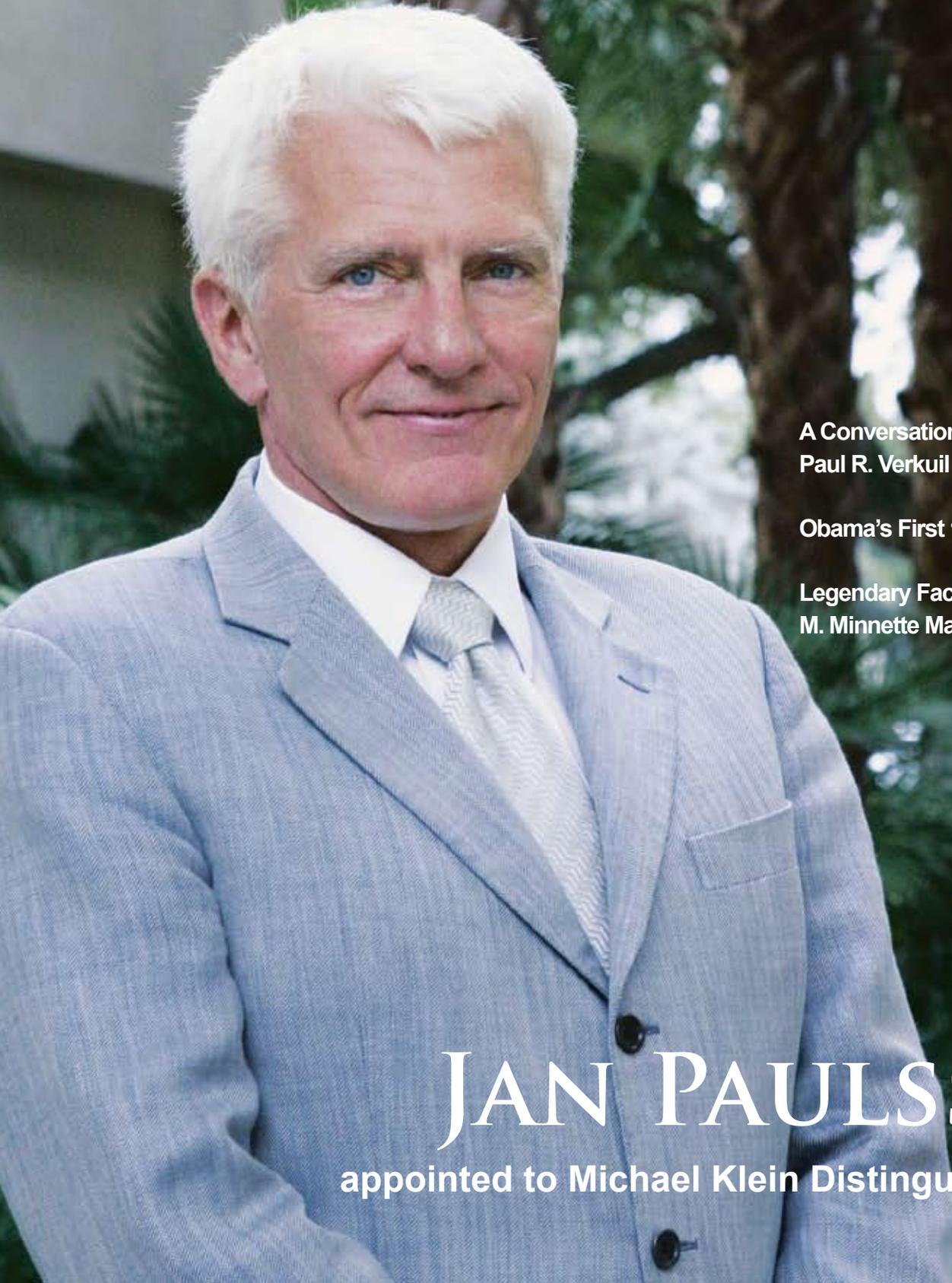
WINTER 2009

Volume LX

ALUMNI MAGAZINE

BARRISTER

UNIVERSITY OF MIAMI SCHOOL OF LAW



A Conversation with Acting Dean
Paul R. Verkuil

Obama's First 100 Days in Office

Legendary Faculty Member
M. Minnette Massey

JAN PAULSSON

appointed to Michael Klein Distinguished Chair

BARRISTER

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Associate Dean and Professor of Law

Raquel M. Matas, Esq.

Associate Dean for Administration

Georgina A. Angones

Assistant Dean for Alumni
Relations and Development

Michelle Valencia

Director of Publications

Patricia Moya

Graphic Designer

Contributors

Arlene Adams Easley

Erin Halleran

Mary Howard

Marika Lynch

Mindy Rosenthal

Patty Shillington

Angela Sturupp

Warren Zinn

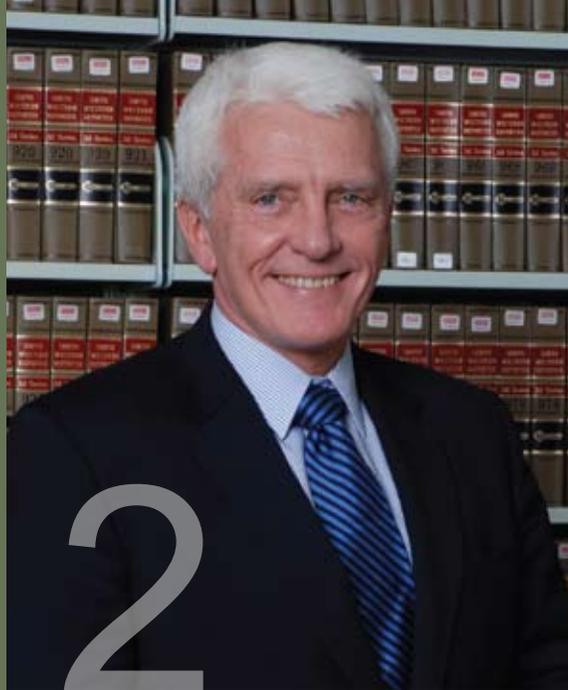
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Address correspondence to Barrister, UM School of Law, P.O. Box 248087, Coral Gables, Florida 33124-8087.

Telephone: 305-284-3470. E-mail: alumni@law.miami.edu. Website: www.law.miami.edu/alumni

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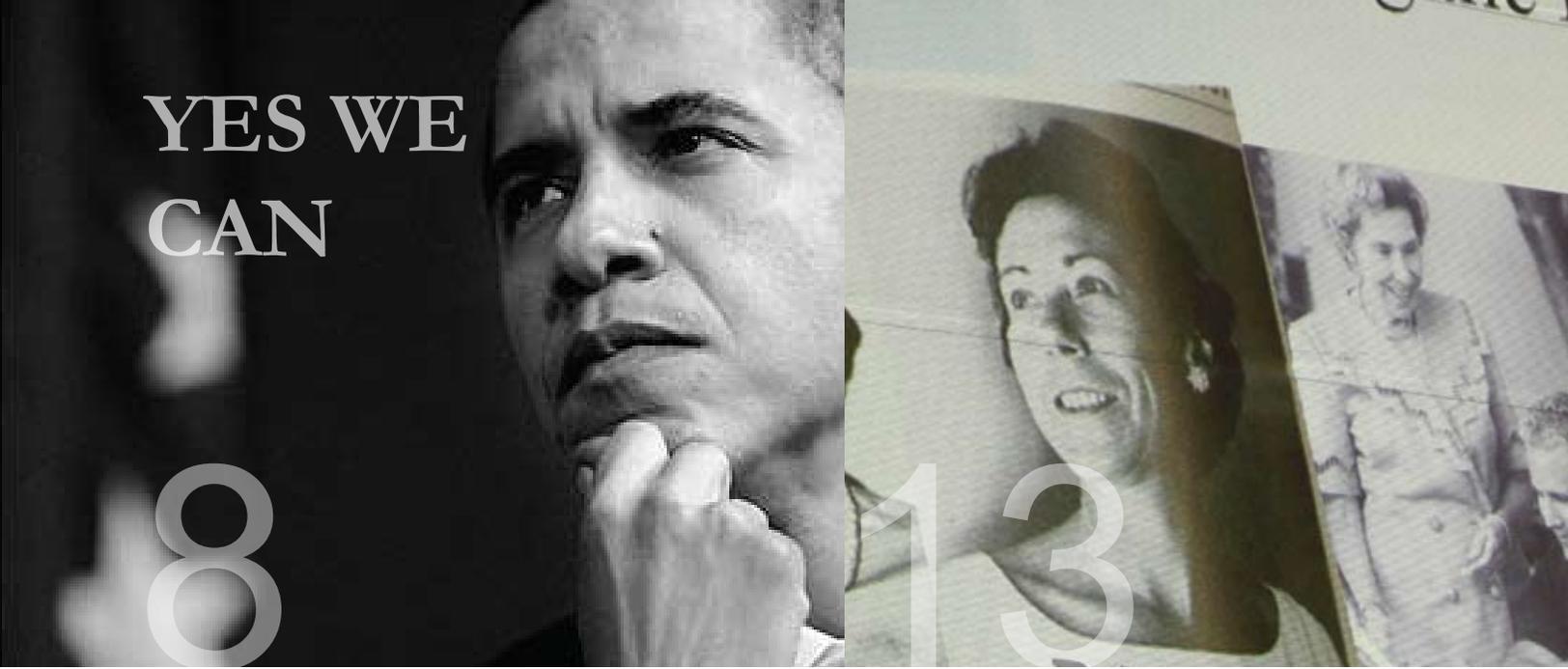
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JAN PAULSSON

one of the world's top lawyers, appointed to the Michael R. Klein Distinguished Scholar Chair

Beginning in the Fall of 2009, Jan Paulsson will serve as the Michael Klein Distinguished Scholar at the University of Miami School of Law. He is head of Freshfields Bruckhaus Deringer's pre-eminent international commercial arbitration practice, and is consistently ranked one of the top three worldwide arbitration practitioners in the annual survey conducted by *Who's Who Legal*. In addition to his practice, Paulsson is also the president of both the London Court of International Arbitration and the World Bank Administrative Tribunal.

In his post, Paulsson will head a newly established institute for international arbitration at the School of Law that will include an enhanced international curriculum, an LL.M. with a concentration in international arbitration, training, and CLE programs. The curriculum will feature offerings of special interest to students from Latin America. In addition, the institute will promote opportunities for international moot court competitions and will bring to campus arbitration specialists for lectures and seminars.

"We are very excited that Jan Paulsson, one of the world's leading experts on international arbitration, is joining our faculty," said UM President Donna E. Shalala. "With his leadership, the School of Law will be prominently positioned as an important center for the study of international law."

The Law School will benefit from Paulsson's expertise as counsel or arbitrator in over 500 arbitrations in Europe, Asia, the United States, and Africa. He has acted before a great variety of international tribunals, including the International Court of Justice and the International Center for the Settlement of Investment Disputes.

"Knowing Jan for over twenty years as an opponent, scholar, teacher, author and a leader in the field of international arbitration, he is a brilliant advocate, and an extraordinary and principled arbitrator who truly is one of the leading stars in the international community in terms of substance and ability," said American Bar Association President-Elect and UM Law alumna Carolyn B. Lamm, JD '73. "I am certain his scholarship and stature will enable the Law School to establish a pre-eminent arbitration program."

Called a "legend in his own lifetime" in the English legal press, Paulsson looks forward to becoming a member of the UM Law School faculty.

"The greatest attraction for me is the quality of faculty at UM Law," explained Paulsson. "This goes beyond individual excellence of scholarship; there is a stimulating and supportive collegial environment which can only benefit students."

Jan Paulsson was born to Swedish missionary parents who ran a leper colony in Liberia and his childhood was spent there. He didn't go to a formal school until his thirteenth birthday, when he chose to be educated in California. After spending his teenage years on the Pacific coast, he went to Harvard University, where he received an A.B. degree in Political Science, and then on

We are very excited that Jan Paulsson, one of the world’s leading experts on international arbitration, is joining our faculty,” said UM President Donna E. Shalala. “With his leadership, the School of Law will be prominently positioned as an important center for the study of international law.

to Yale Law School, where he received his J.D. degree and was an editor of the *Yale Law Journal*.

In his first week as an associate in Paris in 1975, Paulsson was assigned to work on a case involving the Atlantic Richfield Oil Company, whose assets in Libya had been expropriated by the revolutionary Gadaffi regime. It became a drawn-out and fascinating first job for the young lawyer. This eventually led to his first arbitration victory and “becoming utterly hooked.”

By 1985, Paulsson, along with William Laurence Craig, now practicing with the Orrick firm, and Professor William Park from Boston University, wrote the seminal *International Chamber of Commerce Arbitration*, a standard text. Among his many other scholarly publications are the books *Denial of Justice in International Arbitration*, published by Cambridge University Press, and the forthcoming *The Idea of Arbitration*, to be published by Oxford University Press this year.

Paulsson has headed Freshfields’ worldwide international arbitration group since 1993, and now leads a 115-lawyer international team. In 1995 he also became head of the firm’s public international law group.

“Jan is a fascinating combination of academic intellectual and powerful practitioner, who in many ways mirrors the strengths of the person whose chair he will hold – Michael Klein, distinguished UM Law alumnus,” said Acting Dean Paul Verkuil. **“We are lucky to have him.”**

The Michael R. Klein Distinguished Scholar Chair was established by Michael Klein, JD ’66, in 2005, with the largest gift ever to the UM School of Law. A former partner with Wilmer Cutler Pickering LLP, Klein is chairman and co-founder of CoStar Group, which provides information and marketing services to the commercial real estate industry. Paulsson will be the first scholar to fill the chair.

“I am so pleased that Jan Paulsson will be the first chairholder,” said Klein. “He is a world-renowned arbitrator and an outstanding legal scholar. He will bring a truly international perspective to the Law School that will benefit both students and faculty.”

While Paulsson will become a member of the Law School faculty this year, he will continue with his practice at Freshfields.

“After a full career in practice, I wish to do whatever I can to contribute to the improvement of international best practices,” said Paulsson, **“and to the good name of the School. I’m determined to be a part of a team, not a one-man show.”**

A Conversation with Acting Dean **Paul R. Verkuil**

In August 2008, President Donna Shalala appointed Paul R. Verkuil to a one-year term as Acting Dean of the University of Miami School of Law. Dean Verkuil is a professor of law at Yeshiva University's Benjamin N. Cardozo School of Law and senior counsel at Boies, Schiller & Flexner LLP. He served as dean of Cardozo law school from 1997-2001, where the Paul R. Verkuil Chair in Public Law was established in his honor. He is president emeritus of the College of William and Mary and a former dean of Tulane law school.

Why did you decide to take on the role of Acting Dean for the University of Miami School of Law?

Obviously, Donna Shalala's intervention was crucial. However, I was always impressed by the School of Law and the work of its faculty and its position in Miami and in the legal community, more generally. I know many of its alumni, and have even practiced law with some of them.

What would you like to accomplish this year?

I would like to set the stage for a very successful, permanent deanship by reviewing existing programs, establishing some new programs, and hiring some crucial faculty.

Were there aspects about the School that surprised you?

Of course, every school is different, and so you just can't apply what you learned elsewhere to your current situation. I think what surprised me, actually, is how

important the city of Miami is to the future careers of our students. Most of our students who come into our school are not from this area, but most of them end up staying here to practice law, which is an indicator of the strength of the legal community here. That impressed me very much.

Has your perception of the University as a whole changed?

Yes, I am much more aware of the efforts being made by President Shalala and the administration to improve the academic quality of this University, to benchmark it against the very best private universities in the United States.

If you had to identify a core goal for the Law School, what would it be?

I think the core goal is to be recognized generally as a leading private law school, not only in the South, but in the country and internationally, especially in Latin America.

What is your perception of the student body and the faculty of the UM Law School?

I've liked the students I've met very much, and I believe they have a lot of potential to contribute effectively to the Bar in this state and elsewhere.

And the faculty contains pockets of excellence that I was unaware of before. For example, we have one of the most important philosophers of pragmatism, Susan Haack, as part of our faculty, as well as leading scholars in international law, led by Bernie Oxman, who is a member of the World Court of Justice. These are people who don't always get associated with us in a prominent way, but they are reflective of the deeper and broader quality of many of our faculty. Another example is Bruce Winick, who founded the field of therapeutic jurisprudence and has been with us for a long time. We will be focusing his work in a newly established center. Then there's Tony Alfieri and the Center for Ethics & Public Service. There are really so many people that I hesitate to single out a few, but this gives you a flavor of the quality of the place.



What do you see as the role of the Law School in our community?

The Law School should not only teach law well to students who will become members of the bar, but it should also be a leader in the community, among alumni and among the judiciary. The community should be used as a source of legal education over a longer period of time than just three years. It is so important to connect the bar and the bench to the Law School. The people who work in our Clinical Programs, including a new program we have started in immigration law, are making a major contribution to the well-being of people in this community who are underserved by the legal system.

What are your thoughts regarding the School of Law's Visiting Committee?

The Visiting Committee has just been revived under the leadership of its Chairman, Carlos de la Cruz, one of our alumni and a distinguished business executive. Many of our top graduates are on this committee. For example, two federal judges, Adalberto Jordan and Fred Moreno; Carolyn Lamm, the President-Elect of the America Bar Association; Hilarie Bass, incoming chair of the Litigation Section of the ABA, the largest section of the Association; and numerous others who are willing to participate in the life of this law school. We also have several non-alumni on the committee, such as David Boies and Aaron Podhurst, who are lending their wisdom to our school.

Can you talk a little about some of the exciting initiatives that have been going on here?

Of course, it's nice to be in a position to be able to announce that we are first in the Florida bar passage rate. That's an important measure to this School's success. It demonstrates that our faculty is doing a good job of teaching and our students are doing a good job in learning. There are many good law schools in this state, so it was especially satisfying to have those results.

Obviously, the Jan Paulsson arrival and the development of an international arbitration institute is a very significant event. The fact that we are making really impressive senior faculty appointments, which will be announced in due course, is also significant for us. And the fact that the faculty has agreed to establish centers of excellence with a public policy orientation is also a measure of our commitment to the intellectual side of the law.



UNIVERSITY OF MIAMI SCHOOL OF LAW CONVENES **Visiting Committee**

ALUMNI AND FRIENDS OF THE SCHOOL PROVIDE LEADERSHIP



Craig Robins, JD '87, Paul R. Verkuil, Acting Dean of the School of Law, and Carlos M. de la Cruz, JD '79

The University of Miami School of Law's Visiting Committee convened in December 2008 with members ranging from the arts industry to the government sector. The purpose of the Visiting Committee, which is comprised of distinguished alumni and friends of the law school, is to provide feedback regarding the School's strategic plan, support the administration and faculty in its work, and encourage philanthropic support.

"I am grateful for the members who have agreed to serve on this important committee," said Paul R. Verkuil, Acting Dean of the School of Law. "The dedication and leadership of our Visiting Committee will make a real difference in the success of the law school, especially during these challenging times." Dean Verkuil re-established the Visiting Committee after nine years of inactivity.

The committee is led by Chair and UM trustee Carlos de la Cruz, JD '79, Chairman of the Board and CEO of the CC1 Companies and former chairman of the UM Board of Trustees. The Vice Chair is UM trustee, Hilarie Bass, JD '81, Chair of the National Litigation Practice Group for Greenberg Traurig, P.A.

"The University of Miami School of Law encompasses a rich and unique tradition of legal excellence and the Visiting Committee is here to ensure that this caliber of legal scholarship continues," said Mr. de la Cruz.

The Visiting Committee was established through the Service Committee of the University of Miami's Board of Trustees. The Law School expanded the membership



Carlos M. de la Cruz, JD '79, Cristina Moreno, JD '78, Hon. Federico Moreno, JD '78, and Manuel Kadre, UM Trustee.

to include prominent alumni and attorneys, with the goal of improving communication with the Board of Trustees and to create an awareness of the plans, challenges, and opportunities at the School.



Hilarie Bass, JD '81, UM Trustee, H.T. Smith, JD '73, UM Trustee, Rosa de la Cruz, and Cristina Moreno, JD '78.

The Visiting Committee consists of the following members:

Robert A. Ades, JD '73, Robert Ades & Associates

David Boies, Managing Partner, Boies, Schiller & Flexner LLP

Gregory M. Cesarano, JD '76, Carlton Fields, P.A., University of Miami, Board of Trustees

Wayne E. Chaplin, JD '82, President and Chief Operating Officer, Southern Wine and Spirits of America, Inc., University of Miami, Board of Trustees



Prof. Elliott Manning, Craig Robins, JD '87, and Robert Panoff, JD '76, LLMT '77

Hon. Sue McCourt Cobb, JD '78, Former Florida Secretary of State and Former Ambassador to Jamaica, Cobb Partners Ltd.

Dean C. Colson, JD '77, Colson Hicks & Eidson, University of Miami, Board of Trustees

Hon. Adalberto J. Jordan, JD '87, United States District Court, Southern District of Florida

Manuel Kadre, Vice President and General Counsel, CC1 Companies, Inc., University of Miami, Board of Trustees

Michael R. Klein, JD '66, Chairman, Sunlight Fdn./CoStar Group, Inc.

Carolyn B. Lamm, JD '73, Shareholder, White and Case and President-Elect of the American Bar Association

Peter Lederer, Esq., Long Mountain Road Foundation

Dr. Rudolph Moise, JD '97, President & Chief Executive Officer, Comprehensive Health Center, Inc.

Cristina Moreno, JD '78, Murai Wald Biondo & Moreno P.A.

Hon. Federico Moreno, JD '78, Chief Judge, United States District Court Southern District of Florida

Robert E. Panoff, JD. '76, LLMT '77, Robert E. Panoff, P.A.

Aaron S. Podhurst, Senior Partner, Podhurst Orseck, P.A., University of Miami, Board of Trustees

Craig L. Robins, JD '87, President and Founder, DACRA

David B. Schwartz, JD '97, Vice President, Business Affairs, Disney ABC Domestic Television

Laurie S. Silvers, JD '77, President, Hollywood Media Corporation, University of Miami, Board of Trustees

HT Smith, Jr., JD '73, H.T. Smith P.A., University of Miami, Board of Trustees

Thomas D. Wood, Sr., JD '56, Chairman, Thomas D. Wood & Company, University of Miami, Board of Trustees



Hon. Charles E. Cobb, UM Trustee, Hon. Sue M. Cobb, JD '78, Paul R. Verkuil, Acting Dean of the School of Law, and Judith Rodin.



Prof. Ricardo Bascuas, Hon. Federico Moreno, JD '78, Laurie Silvers JD '77, UM Trustee, and Mitchell Rubenstein



Dean Colson, JD '77, UM Trustee, Aileen Ugalde, JD '91, Carlos M. de la Cruz, JD '79, and Manuel Kadre, UM Trustee



What will President Obama Do In His First 100 Days?

UM Law Faculty Members Weigh In

A U.S. president's first 100 days in office has taken on storied proportions since Franklin Delano Roosevelt cemented his legacy in a three-month whirlwind of New Deal legislation in 1933.

Much like FDR, who worked quickly to reverse the devastating effects of the Great Depression, President Barack Obama takes office in the midst of crisis. The financial markets have collapsed; the emerging global economy is shaken. Climate change threatens Earth. The nation is at war with an uncertain enemy. The post-September 11th world is still largely under construction.

Obama's agenda in the next three months may well set his leadership tone and ripple throughout his historic presidency. The Barrister asked some of UM Law's faculty experts to weigh in on President Obama's likely priorities on a range of issues in his first 100 days.

Here are their perspectives.

THE ECONOMY

President Obama inherits multipronged bailout plans for the financial sector — the Emergency Economic Stabilization Act of 2008, which includes the \$700 billion Troubled Asset Relief Program (TARP) as well as bank loss tax breaks, and the Federal Reserve's economic stimulus efforts.

“He's going to leave them all in place because there's no choice,” said UM Law Professor Frances Hill, a tax law expert and director of UM Law's Graduate Program in Taxation. **“And he will ensure it operates in a way that is more transparent and accountable.”** Job creation, somewhat reminiscent of FDR's public works projects, will be at the top of Obama's economic priority list. “He has signaled strongly that he is going to begin with a job stimulus package, probably involving infrastructure projects, administered through grants to state and local governments,” Professor Hill said. “There may be emergency help to state and local governments that goes beyond that.”

She expects Obama to extend unemployment benefits while the job creation program is being put in place. “The economic predictions are for a serious loss of jobs in January and the end is by no means in sight.”

Then, Obama will likely turn to the housing crisis, focusing on “troubled but salvageable mortgages,” Professor Hill said. “The FDIC has been arguing we need to do that for some time now and it's likely that the Obama administration will work to expand and refine that concept.”

President Obama is not expected, however, to address any tax increases right away. **“Even the campaign discussion of increasing the taxes of people with high incomes is not likely to be an immediate priority,”** Professor Hill said. **“A number of tax reforms will be considered, if at all, far later in the first year or in the second or third year.”** Professor Hill said Obama has picked an “outstanding” economic team. “They are so capable that they have the courage to say they don't understand something if they don't,” she said.

Beyond that, they understand that the radically changed economic landscape may require a critical shift in their approach. For example, even though they have previously opposed deficit spending, they now may well support tactics that do just that. “Adding to the deficit in the shorter term may be what the economy requires,” Professor Hill said, “and they have enough intelligence and self-confidence to embrace what some are going to call an inconsistency.” Obama's economic efforts will be global in scope, with a big-picture point of view, Professor Hill predicted. “Expect the Obama administration to work closely with other economies around the world, including developing countries,” she said. **“The Obama administration is very sophisticated in its view of how national security and economic issues relate and how they have to coordinate responses across the board.”** Ultimately, the president and his team will need to react with flexibility and deftness to the unpredictable challenges ahead. “The Obama administration will be judged by the creativity of its capacity to adapt,” Professor Hill said.

HEALTHCARE

Healthcare reform was a major element of President Obama's campaign and many of the issues will prove complex and controversial. **"He has plans for extending health insurance to everyone, but he was not at all clear about how it would be paid for,"** said UM Law Professor Mary Coombs, whose specialties include medical law. **His proposal to reverse President Bush's income tax cut for the wealthy would have been a likely vehicle for raising needed funds, but "his plan was put together largely before the financial crisis we're in now."**

In light of that global economic storm, universal health insurance is not going to be tackled in Obama's first 100 days, Professor Coombs predicted.

Obama is more apt to pick the "low-hanging fruits" first – the healthcare issues with strong bipartisan support, she said. He'll probably start with expanding the State Children's Health Insurance Program, known as S-CHIP, to cover more children in low- and moderate-income families, legislation that was twice vetoed by President Bush in 2007. Some opposition has existed to broadening S-CHIP to families with higher incomes, but **"the decline in the economy makes that argument weaker and the perceived need stronger,"** Professor Coombs said. **"My guess is this will come through with a sufficient level of support. Filibustering against health insurance for children? No, that won't happen."**

Next, Obama may focus on legislation to improve health information technology, funding the creation of a streamlined and standardized electronic records management system to reduce medical errors, share best practices, improve efficiency and lower costs. "There are legal complexities to figure out how hospitals and doctors can work together on this, but everyone agrees that getting it done is the right thing to do," Professor Coombs said. "It's not an exceedingly high-cost item and it has significant payoffs in terms of efficiency and safety."

It might even create some quick jobs, as untold reams of paper records will need to be scanned and saved as computer files. "This is an area in which I'm hopeful they can get people to work together across partisan lines,"

Professor Coombs said. "There's enough of a common belief that this is important to enhance the quality of safety of healthcare."

Behind the scenes, the Obama administration may start quietly laying the groundwork for difficult healthcare reforms, especially as the anticipated loss of more jobs will increase the ranks of the uninsured, as well as the unemployed.

"It's not a quick fix. It will take a lot of political capital and right now healthcare reform is not a place where they're going to spend it," Professor Coombs said. **"Six months ago, I would have said differently."**

ENVIRONMENT & ENERGY

President Obama laid out broad green goals during his campaign and, once elected, signaled his intent "to put science at the top of our agenda." He tapped a Nobel Prize-winning physicist as his energy secretary, an experienced environmental advocate as his "energy czar," and two experts on global warming, who have pushed for aggressive government action, to lead his science team.

Confronting climate change worldwide and reducing carbon gas emissions will likely be among Obama's immediate priorities, said UM Law Professor and Dean Emerita Mary Doyle, co-director of UM's Leonard and Jayne Abess Center for Ecosystem Science and Policy.

"He will reach out globally," said Professor Doyle, who served in federal environmental posts under Presidents Carter and Clinton.

Professor Doyle expects Carol Browner, Obama's appointment for energy czar who headed the Environmental Protection Agency under President Clinton, to confer with her mentor, Al Gore, and help devise Obama's strategy to reduce greenhouse gas emissions 80 percent by 2050. "They are going to put a dollar value on carbon emissions in some way," she said. "Everybody in the industry is expecting that." Browner will take the leadership role on Obama's environmental team, Professor Doyle said. "She's very thorough, understands all the issues, is a good politician and a very strong-minded person. I don't know Dr. [Steven] Chu, but it's great to

have an energy secretary who is familiar with the technological issues.”

In the first 100 days, Obama will address his energy agenda within the context of his economic stimulus plan, Professor Doyle said. “There are going to be green-collar jobs associated with clean energy technologies, including solar and wind and biomass, and jobs associated with ecosystem restoration,” she said.

“He’ll be looking at alternative fuels and reducing our dependence on foreign oil. We’re going to see a lot happening.”

Professor Doyle looks forward to renewed support for the “neglected” National Park Service. “After 9-11, a lot of responsibility was placed on the Park Service to protect our national icons from terror attack — Mount Rushmore, the Washington Monument, the Lincoln Memorial — without any increase in their budget. They have been given more and more responsibility with less and less money.” Many new jobs could be contracted to small- and medium-size businesses to enhance the nation’s parks. “There are a lot of infrastructure needs,” she said. “Trails need to be restored; visitor centers need renovation.”

Beyond the first 100 days, Professor Doyle said, Obama has indicated support for large-scale ecosystem restoration of the Great Lakes, Chesapeake Bay and the Everglades.

SUPREME COURT

Nominating U.S. Supreme Court justices, who are appointed for life after confirmation by the Senate, is a presidential duty with lasting impact on American law and life. While some pundits predict that as many as three justices could step down in the next four years, it’s perhaps just as likely that President Obama, like George W. Bush in his first term, will have no vacancies to fill.

“The only correct answer is: we just don’t know,” said UM Law Professor Patrick Gudridge, a constitutional law expert. “We have no idea when President Obama would get a chance to nominate somebody.”

Still, the potential for a Supreme Court opening is a priority concern of any presidential administration, and

only four presidents (William Henry Harrison, Zachary Taylor, Andrew Johnson and Jimmy Carter) did not have the opportunity to select a single high court justice.

Professor Gudridge said Obama, a lawyer who enjoyed teaching constitutional law at the University of Chicago Law School, will take an active and enthusiastic role in Supreme Court nominations. “That’s not true of every president,” he said. “President Obama will be deeply interested and involved in the process. He will have wonderful, marvelous conversations with the candidates that one would wish were tape-recorded.”

While Obama “would be very well prepared,” it’s not clear what his philosophy would be, Professor Gudridge said. “People have tried to label him and guess what he would think. But that is presumptuous. We can suppose that he has a very well-developed critical capacity when it comes to law. The question would be whether this means those who would interest him the most would be people who are very smart and properly skeptical, but evenhanded in their skepticism. That is, people of the center – skeptical of strong decisions on either side. If that were the case, how much of a difference would those people make? It would depend.”

In the past four decades, 12 of the 14 justices appointed to the high court were chosen by Republican presidents. How an Obama appointment would affect the balance of the Supreme Court is impossible for even the president to gauge, Professor Gudridge said. When an opening does occur on the nine-member court, which is often divided by a 5-4 conservative-leaning vote, Obama’s choice for a replacement would depend on who the outgoing justice is, Professor Gudridge said.

“If someone with very strong views remains on the court, appointing someone with strong views from the other end would be a useful counter. If a skeptical, of-the-center justice replaced Justice [Clarence] Thomas or [Antonin] Scalia, that would make a difference. With [David] Souter, [Stephen] Breyer, and [Ruth Bader] Ginsburg, it might not change things much at all.”

President Obama also likely would be concerned about having a Supreme Court representative of America's diversity, Professor Gudridge said. Currently, Ginsburg is the only woman on the court, Thomas the only African-American, and there is no Hispanic.

IMMIGRATION

President Obama did not emphasize immigration issues during his campaign, which doesn't surprise UM Law Professor and immigration policy expert David Abraham.

“Immigration issues are a loser,” Professor Abraham said. “There is more political loss than gain.” And, with current economic conditions monopolizing the attention of the nation and slowing illegal immigration from Mexico and Central America, Obama isn't likely to dive directly into immigration matters in his first 100 days in office.

“The stalemate that developed when Congress last attempted to undertake a significant revision of immigration law demonstrated the political and social difficulty of major changes and the political and social difficulty of acknowledging the causes of the crisis,” Professor Abraham said.

However, the general outlook of the Obama administration will mark a philosophical shift, and Professor Abraham predicts the new president will back away from globalism.

“Borders will become more important, not less,” he said. “The project to bring democracy and the free market to the world has literally and metaphorically blown up in our faces. And many of Obama's advisers and supporters appreciate that.”

Among Obama's likely immigration-related priorities will be border security and renewing debate about a guest worker program. When it comes to how the Obama administration will deal specifically with border security, there are more questions than answers, Professor Abraham said. Janet Napolitano, Obama's pick for secretary of Homeland Security, “has demonstrated ambivalent tendencies” as governor of Arizona.

“She does not want illegals to come in, but she does not want them harassed and punished if they are already there in Arizona,” he said. “That's an unstable position at the national level, and Obama's own preferences seem to be unknown.” Professor Abraham called Obama's immigration team “very moderate people, not advocates of open borders or vastly expanded immigration numbers; nor are they committed to punitive and radical deportation proposals.”

Professor Abraham noted that the guest worker program that President Bush tried to negotiate with former Mexican President Vicente Fox before the September 11th terrorist attacks was predicated on the premise that there were low-wage jobs in the United States that Americans didn't want that Mexicans could do to benefit the U.S. economy.

“This was during a period of relatively low unemployment,” Professor Abraham said. “Now that unemployment is rising, the question of jobs that Americans don't want to do has to be rethought.”

As a senator, Obama supported the path to citizenship legislation, but Professor Abraham said creating consensus on the issue would be daunting.

“Many Republicans and some Democrats united to defeat that,” he said. “The one lesson learned was it's a loser; stay away from the issue.”

For Barack Obama, the 44th president of the United States and the first U.S. African-American president, the work to confront the challenges of a nation and the world is about to begin. His first 100 days in office will debut his leadership style and pinpoint the programs by which his presidency may one day be measured.

Legendary Faculty Member,

M. MINNETTE

MASSEY

If there was a maxim University of Miami law students abided by over the last 57 years, it was this: do not show up for Professor Minnette Massey's class unprepared. "Better not," said Michael Pieciak, Editor-in-Chief of the Miami Law Review. "You can – if you don't mind being turned into pâté," alum Joe Klock, Jr., JD '73, recalled.

Colleague and friend Taylor Mattis remembered a brave soul who once took the risk. "She reduced him to a bowl of Jell-O," Mattis said. "Very politely. And he's a better man for it to this day."

Professor Massey's incisive wit and sharp tongue certainly whipped legions of students into legal shape. But the tough love prodding was but one expression of her deep affection for her students and their chosen profession. Students knew it too, many of whom gathered on October 23, 2008 to honor her on the occasion of her retirement.

They celebrated the professor who made history as the first woman dean at the University of Miami School of Law – and among the first in the country – and who cherished her career.

Illustration by
BILL LATHAM



“I have had the most wholesome, good, kind, appreciative luck – if you will call it that – of anyone I know,” Massey said recently. “It’s a wonderful life, I tell you.”

A ‘Cane thrice over, Massey first began at the University as an undergrad, following her sister who had left Yale because it didn’t confer drama degrees to women. A government and international relations major, she entered Miami’s law school three years later at 19, and then the classroom as a professor at the age of 22. Apart from time studying in Europe and as a Kenison Fellow at New York University, Massey has been here ever since.

As a junior member of the faculty, she was assigned to lead the moot court team. She created an award-winning program that landed the 1972 national championship. Revered for her bright legal mind, she was tapped to be the interim Dean, and put aside her own doctoral studies to lead the school for three years in the early 1960s.

Her knowledge was noted outside the University too. Massey served on the American Bar Association and the NCAA Committee on Infractions. She also was a member of the Judicial Nominating Commission during the Carter years when – at the administration’s urging – she pushed to get women and minorities on the bench.

“There was homogeneity among the brotherhood - and it was a brotherhood,” Massey said of the federal court in that era. Though a member of the commission stated flatly that there weren’t any qualified women to serve in the state, Massey could name a few dozen off hand. In the end, of the nine judges named that year in Florida, one was a woman, and another a black man.

“It was a nose in the tent,” Massey said. What fueled her for more than five decades in the classroom, though, was her love for her students. She lived for the volley of the debate – the student who would ask her the one question she didn’t know the answer to, which they would research and chew through together.

A legal education she believed was a wonderful frame for analysis, a good preparation for any career. The training, she said, matures the mind and spirit. And if at the end of the semester, the blue books “It was not, ‘what a bunch of idiots I’ve got,’ but, ‘what a bad job I

did teaching. How could I have done such a poor job? She's a perfectionist. She took her job very seriously."

Part of her success as a professor comes from her teaching style. When she speaks about law, it's not all cases and statutes. The human element drives the conversation. She talks about how the law affects the family waiting to see if their loved one's murderer gets the death penalty, or the father maneuvering the tax code as he considers whether he will leave equal sums to a wealthy and a struggling son. Certainly that human element was present in her rapport with her students.

"She was there when anybody needed help," said Klock, Jr., a leading litigator and close friend of Massey. "When anybody was in trouble, she would pick the best person she thought could help them, pick up the phone and call them and ask in a way you'd never say no to."

"No one says no to Dean Massey because everyone has a very special relationship with her." H.T. Smith, another law alum and Massey admirer, agreed.

"She was my professor in law and in life," Smith, a civic leader and prominent Florida trial lawyer, said. Smith began at the University of Miami Law School in 1970, part of the largest enrollment of black law students UM had had to date – thanks to a summer program for aspiring black lawyers that Massey led. As a first year, Massey gave him advice and guidance, especially as he encountered a student body at times not keen on studying alongside black students.

"It was just seven black students in this ocean of white, and she was the person who took it upon herself to nurture us, to support us, to encourage us and more importantly to protect us."

Massey's kindness and counsel inspired him, Smith said. Here was a former dean, a distinguished professor, who had written a book on civil procedure, telling him he had what it took to make it in law school. It was a tremendous boost of confidence, Smith said.

"If Bill Clinton was referred to as the first black president, she was the first black professor."

Last spring, though, the professor taught her last class. She was not eager to retire, but decided it was time. "You're not the same person at 80 as you were at 28. In some ways you're better, and hopefully smarter. But you don't have as much speed or sparkle. The students have a right to that," Massey said. **"You do it for the students in the beginning, and you do it for the students in the end,"** she said.



Highlights of M. Minnette Massey's legal career

First woman dean of the law school, serving from 1962-65

Led the University's moot court team for 25 years, including to a national championship in 1972

Professional service includes membership on the NCAA's Committee on Infractions and the Federal Judicial Nominating Commission

Active in the American Bar Association's sections on Legal Education, Professional Responsibility, and Individual Rights

Served on the Federal Bar Examination Advisory Committee and the Florida Bar's committees on Rules of Judicial Administration and Appellate Procedure

Former Chair of the Florida Bar Student Liaison Committee and Vice Chair of the Florida Bar Committee on the Rules of Civil Procedure

Honors include Business & Professional Women's Association Woman of the Year award, 1964, and the National Women's Journalist Association award, 1965.

Endowed Chair named for Massey at the School of Law in 1997



Not Taking Heritage **FOR GRANTED**

Two UM Law professors obtained a grant from the Mellon Foundation to complete a proposal for a comprehensive bibliographic index of cultural heritage law.

For many people, the phrase “cultural heritage” brings to mind museums and monuments. However, for Associate Professor Stephen Urice and Professor and Law Library Director Sally Wise it means a new online bibliographic index of monumental proportions.

In 2003, Professor Urice founded the Project for Cultural Heritage Law & Policy, based at the University of Pennsylvania School of Law where he taught at the time. Over the next three years he explored the possibility of developing an international bibliographic database of cultural heritage law, entering into discussions with the J. Paul Getty Trust, one of the world's largest philan-

thropic supporters of the visual arts. During the spring of 2006, as he was considering a move to Miami, he met with Professor Wise and the Law Library staff to discuss their interest in the project.

“I have the necessary knowledge of this field of law,” said Professor Urice, “but lacked and needed expertise in contemporary research resources. I found that expertise here with Professor Wise and her terrific staff.”

Professor Wise brought more than 30 years of library experience to the table, and as luck would have it, experience of her own in fundraising as a grant reviewer for the Institute of Museum and Library Services, a federal agency.

At the end of 2006, Professors Urice and Wise, collaborating with the Getty and the Project for Cultural Heritage Law & Policy, submitted a grant proposal to the Andrew W. Mellon Foundation for a project to plan for the creation and sustainability of an international cultural heritage law bibliography. This new database will be the first online, fully abstracted bibliographic index for the field.

In January of 2007, the Mellon Foundation awarded a \$50,000 grant for the project. Professors Urice and Wise, who served as co-principal investigators of the project, spent the next 18 months working with the library staff, consultants, an international advisory board of experts, and senior administrators from the Getty to conduct extensive research, create a working prototype of the index, and develop a comprehensive project plan before submitting their final report to the Mellon Foundation in June of 2008.

Nearly 100 pages long, their report details their findings and outlines a bold initiative and three-year plan to create ICHLI, the International Cultural Heritage Law Index. The report covers every detail of the implementation process, including the creation of a classification system, collection development plan, temporal and jurisdictional limitations, personnel requirements, and the University of Miami School of Law's ongoing involvement as the primary institutional base of operations for ICHLI.

As the report details, philanthropic grants will provide the financial base on which ICHLI can be built and launched; exploring various business models so that ICHLI can eventually become self-supporting is an important component of ICHLI's work in its first years of operation.

"We are only two of several faculty members at the Law School who raise funds for their work," noted Professor Urice. "Raising money for research and special projects through foundation grants augments the support we rely on from our alumni."

"The potential reach for this project is truly global," said Professor Urice. "Cultural heritage law has expanded from its origins focused on how cultural property moves across national borders to its current focus on how cultural values move through communities and among nations. This dramatic expansion of the scope of cultural heritage law and policy increases those who would benefit from ICHLI."

"There are so many constituencies who can be served by a resource such as ICHLI," said Professor Wise. "It can facilitate the research of a scholar or student, the rapid turnaround of a journalist's article, the needs of legislators and their aides in understanding policy questions, and help answer questions from art collectors, patrons of the arts, museum officials, and others."

Professors Urice and Wise are continuing to research potential sources of funding and plan to present a proposal for implementation of ICHLI to the faculty after the School's new Dean is appointed later this year.

New & Visiting Faculty Strengthen Law School

The foundation of every law school is its faculty. The professors of the University of Miami School of Law are preeminent men and women, committed to educating and inspiring the next generation of lawyers, distinguished in their fields as scholars and experts in public and private law. They represent a richly textured and vibrant academic community.

The School of Law hired three new faculty members for the 2008-2009 academic year: Caroline Mala Corbin, Osamudia James, and Markus Wagner. Experts in several areas, including employment discrimination, comparative and international law, and educational equity, the new faculty hires represent a diversity of interests that enrich the campus.

“It’s been wonderful being a part of the School of Law community,” said Professor Osamudia James. “I came here for an engaged student body, and for a faculty with a reputation for producing substantive, in-depth legal scholarship, and encouraging the same from their junior faculty. I have not been disappointed! My colleagues were supportive of me as a new teacher and scholar, and the enthusiasm of my students made teaching a pleasure each day.”

NEW FACULTY FOR 2008-2009



Professor Caroline Corbin was the highest ranked female law graduate as well as the Solicitations and Notes Editor of the *Columbia Journal of Gender and Law*. Following graduation at Columbia Law School, Corbin clerked for the Honorable M. Blane Michael,

United States Court of Appeals for the 4th Circuit, and she completed a postdoctoral research fellowship at Columbia Law, where she was also an associate in law. Professor Corbin also practiced law as an attorney with the American Civil Liberties Union’s Reproductive Freedom Project and was a pro bono fellow with Sullivan & Cromwell LLP, where she served as lead or co-counsel in civil rights cases.

Her written work includes “Above the Law? The Constitutionality of the Ministerial Exemption from Antidiscrimination Law,” which was published in the *Fordham Law Review*, and “Mixed Speech: When Speech is Both Private and Governmental,” published in the *New York University Law Review*.



Osamudia James served as a William H. Hastie Fellow at the University of Wisconsin Law School. She was an associate with King & Spalding in Washington, DC. Currently, Professor James writes and teaches in the areas of Education Law, Race and the Law, Administrative Law, and Torts.

Professor James has authored articles for the *University of Kansas Law Review* (2007) and for the book, *Our Promise: Achieving Educational Equity for America’s Children* (Carolina Academic Press, 2008). She holds a B.A. (2001, *cum laude*) from the University of Pennsylvania; a J.D. (2004, *cum laude*) from Georgetown University Law Center, where she was a senior writing fellow and a legal research and writing fellow; and an LL.M. (2008) from the University of Wisconsin Law School, where she was a guest lecturer. Her LL.M. thesis was titled “Dog Wags Tail: The Continuing Viability of Minority-Targeted Financial Aid in Higher Education.”



Markus Wagner is an international law scholar. Fluent in German, French and English, Professor Wagner has taught at the Heidelberg Center Para America Latina in Chile, and was an independent legal consultant for the Brussels office of the WilmerHale law firm. In 2006, Professor Wagner served as a comparative and international law clerk at the Supreme Court of

Israel in Jerusalem, and completed a clerkship with the District Court of Offenburg in Germany. In addition, he was a legal counsel for the Permanent Mission of Germany to the United Nations in New York in 2003.

Professor Wagner recently earned his doctorate in International Economic Law at the University of Frankfurt Law School in Germany. He previously earned a J.S.M. (Master's of the Science of Law) from Stanford Law School in 2006, as well as a Magister Juris Internationalis in 2005, and an Erstes Juristisches Staatsexamen (J.D. equivalent) in 2002 from the University of Giessen Law School in Germany.

Visiting Professors for 2008-2009

In addition to these new hires, the School of Law brought to its campus several visiting professors, whose professional and scholarly experiences provided students with a deeply rewarding learning experience. During the 2008-2009 academic year, these fifteen visiting professors helped to strengthen the culture of teaching and research excellence at the UM Law School.

“It has been all too many years since I was a law student here at Miami,” said Professor David Frisch, JD '76, a Visiting Professor during the Fall semester. “Although the physical plant has changed and the faces are different, it remains the same intellectually stimulating place that I remember. I consider myself extremely fortunate to have had the opportunity to enjoy the classroom experience on both sides of the podium.”

Dapo Akande is the Yamani Fellow and University Lecturer in Public International Law at Oxford University. He has published articles on international organizations, international criminal law, and international dispute settlement. His article in the 2003 volume of *Journal of International Criminal Justice* was awarded the Giorgio La Pira Prize. Professor Akande has acted as Consultant for the African Union and provided training on international humanitarian law and international criminal law to diplomats, military officers and other government officials.



Hugo Caminos is a judge at the International Tribunal for the Law of the Sea, headquartered in Hamburg, Germany. He is a former under-secretary for legal affairs and legal counsel for the Organization of American States. He has been Argentina's ambassador to Brazil, and deputy director of the Third United Nations

Conference on the Law of the Sea. He is professor emeritus at the University of Buenos Aires' School of Law and Social Sciences, and has lectured and written extensively on international law and the law of the sea.

David G. Carlson is a Professor at the Benjamin N. Cardozo School of Law at Yeshiva University in New York City, where he has taught since 1981. Professor Carlson is the author of more than 50 articles on the subjects of debtor-creditor law and legal philosophy. He recently published a revision of Gilmore's classic treatise, now titled “Gilmore and Carlson on Secured Lending: Claims in Bankruptcy.” He specializes in bankruptcy law, commercial law, and jurisprudence.



Gerald B. Cope, Jr.

has been an appellate judge on the Florida Third District Court of Appeals since 1988. He served as Chief Judge of the DCA from 2005 to 2007. In addition, he is a member of the Appellate Practice Section of the Florida Bar, the Executive Council of the Real Property, Probate and Trust Law Section, and various professional associations. Judge Cope is a former president of the Florida Conference of District Court of Appeal Judges and past chair of the Appellate Court Rules Committee of The Florida Bar. He is also a former member of the American Law Institute, the Council of Chief Judges, and the American Inns of Court.



Judge Cope is the School's inaugural Distinguished Jurist in Residence.



Dr. Yves Dezalay is a director of research at the Centre National de la Recherche Scientifique in France. Renowned for his extensive research on the construction of the Single Market and its effects on legal practices in European countries, Dezalay authored *Les marchands de droit (The Merchants of*

Law) and coauthored *Professional Competition and Professional Power, Lawyers, Accountants and the Social Construction of Markets*. He was also a fellow for the University of Indiana's Institute for Advanced Research, as well as a visiting scholar at the University of Wisconsin's Institute of Legal Studies.

Sandra Friedrich

obtained her maîtrise en droit, the French Juris Doctor equivalent, and her LL.M. in 2005 after four years of law studies at the Universities of Cologne and Paris I Panthéon-Sorbonne. She focused on international, comparative, and European Union law. In May 2008, she completed her J.D. at the University of Miami School of Law after two years of graduate work in the Comparative

Law LL.M. and J.D. programs. Professor Friedrich completed internships at the German Consulate General in Los Angeles; Diaz Reus in Miami; and WilmerHale LLP in London.

David Frisch is a professor at the University of Richmond School of Law where he teaches commercial law courses and contracts. He has also taught at the University of Illinois, the College of William and Mary, Temple University and Widener University. Professor Frisch served as the ABA advisor to the U.C.C. Article 2 Drafting Committee and is a member of the American Law Institute. He is also a proud alumnus of the University of Miami School of Law.



Michael Masinter is a Professor of Law at Nova Southeastern University's Shepard Broad Law Center in Ft. Lauderdale, Florida, where he teaches Antitrust, Civil Procedure, Civil Rights Litigation, Employment Discrimination, Federal Courts, UCC Negotiable

Instruments, and UCC Sales. He has previously worked at Florida Rural Legal Services in Winter Haven, where he served as the Director of Litigation. His publications include "The Class Action Fairness Act of 2005 and "Exxon Mobil Corp. v. Allapattah Services, Inc."

Kunal Parker has taught at Cleveland-Marshall College of Law, where he was the James A. Thomas Distinguished Professor of Law. He has also been a Visiting Fellow at New York University Law School, Cornell Law School, and the American Bar Foundation in Chicago, Illinois. Professor Parker has written extensively in the area of colonial Indian legal history and U.S. citizenship and immigration history. He is currently at work on a book that discusses the emergence of historical context in late nineteenth-century American jurisprudential thought.





Jan Paulsson is a visiting professor this Spring and will assume the Michael R. Klein Distinguished Chair in the 2009 - 2010 academic year.

Rhonda Reaves is an Associate Professor at Florida A&M University College of Law in Tallahassee, Florida, where she teaches courses in Property, Employment Discrimination, Employment Law, and Professional Responsibility. Prior to joining the law faculty at FAMU, she was an Associate Professor of Law at Loyola Law School in Los Angeles and she worked as a Litigation Associate with Heller, Ehrman, White & McAuliffe in Los Angeles. During law school, she served as a staff member of the *Stanford Law Review* and after graduation she clerked for the Honorable James Ware, United States District Court of the Northern District of California.



Jeanne L. Schroeder is a Professor at the Benjamin N. Cardozo School of Law at Yeshiva University in New York City, where she has taught since 1989. Her scholarly interests range from commercial law doctrine and securities regulation to feminist jurisprudential theory. Her current work is on recent amendments to Article 8 of the Uniform Commercial Code and in developing a feminist

theory of law and economics incorporating the political philosophy of G.W. F. Hegel and the psychoanalytic theories of Jacques Lacan.

Scott Sundby is the Sydney and Frances Lewis Professor of Law at Washington & Lee University. To obtain a prosecutor's viewpoint on the criminal justice system, he took a leave and prosecuted cases as a Special Assistant United States Attorney in Miami. Much of his research has been through a National Science Foundation grant to study how juries decide whether or



not to impose the death penalty. His findings have been cited by a number of courts, including the U.S. Supreme Court. His book, *A Life and Death Decision*, focuses on the human side of the decision as different jurors from the same case describe their decision to impose a death sentence.



George G. Triantis is the Eli Goldston Professor of Law at Harvard Law School. Professor Triantis' research interests include bankruptcy, commercial transactions, contracts, and corporate finance. He was previously the Perre Bowen Professor of Law at the University of Virginia and the Seymour Logan Professor at the University of Chicago. His current projects concern the techniques and process of innovative contracting, with particular focus on the link between contract design and litigation.

William Twining, Emeritus Quain Professor of Jurisprudence, is a leading figure in British legal education. Professor Twining has been Lecturer in Private Law at the University of Khartoum, Senior Lecturer in Law at University College, Dar-es-Salaam, Professor of Jurisprudence at Queen's University, Belfast and Professor of Law at the University of Warwick. He is Karl Llewellyn's biographer and the author of many books and articles on the law of evidence and on globalization and the law. Professor Twining is a fellow of the British Academy.



Faculty Notes



David
Abraham



Caroline
Bradley



Kenneth M.
Casebeer



Charlton
Copeland



Ben
W.F. Depoorter

Professor David Abraham participates in Mellon Competition, National Immigration Law Teacher's Workshop, and REP Conference.

Professor Abraham served as a juror/evaluator at the Andrew W. Mellon Grant Competition in Chicago, Illinois, held during the Council for European Studies (CES) 16th annual conference. At the conference, Professor Abraham also chaired a panel entitled "Religion and Migration in Contemporary Europe."

On April 25, Professor David Abraham also presented a paper titled "The Liberal Dilemma in Immigration" at the University of San Diego's Institute for Law and Philosophy's National Borders and Immigration conference.

In addition, Professor David Abraham chaired the 2008 National Immigration Law Teachers Workshop, which took place May 1-3, 2008 at the University of Miami's Coral Gables campus. Professor Abraham helped organize the event and also spoke on the plenary panel discussion on "Race, Immigration and Integration."

Professor David Abraham also co-chaired the Race, Ethnicity, and Place (REP) Conference Steering Committee for the Fourth Biennial REP Conference that was held November 5-8, 2008 in Miami.

Professor Caroline Bradley participates in the Global Business Forum symposium at the UM School of Business.

Professor Bradley participated in a panel discussion titled "Harnessing the Power of the Connected World," on January 15-16, 2009.

Professor Kenneth M. Casebeer participates in 2008 Critical Legal Conference.

Professor Casebeer presented a lecture titled "Of Service Workers, Contracting Out, Joint Employment, and the University of Miami" at the 2008 Critical Legal Conference at the University of Glasgow School of Law in Scotland on September 6.

Professor Charlton Copeland participates in 2008 SEALS Conference.

Professor Copeland presented a paper titled "Anti-Constitutional: Towards a Theory of Judicial Invalidation of Constitutional Amendments" at the 2008 Southeastern Association of Law Schools (SEALS) Annual Conference in West Palm Beach, Florida on July 28, 2008.

On August 29, 2008, Professor Copeland delivered a presentation titled "Barack Obama and the Search for a Usable Religion: The Promise and Peril of Relevant Faith in Liberal Democracy" at the University of Denver Sturm College of Law's post-DNC conference.

Professor Ben W.F. Depoorter speaks at Stanford Law School.

Professor Depoorter presented a paper titled "Copyright Disobedience: Technology, Norms and the Optimal Timing of Law Making" at the 8th Annual Intellectual Property Scholars Conference at Stanford Law School, held August 7-8, 2008.

Preeminent Men & Women

Professors Mary Doyle and Cynthia A. Drew publish book on Large-Scale Ecosystem Restoration.

Former Law School Dean and Professor Mary Doyle and Associate Professor Cynthia A. Drew published a book titled *Large Scale Ecosystem Restoration: Five Case Studies from the United States*. In addition to serving as co-editors of the book, Professors Drew and Doyle authored and contributed to several chapters.

Professor Cynthia A. Drew participates in two conferences and interviews President Donna E. Shalala for *Administrative & Regulatory Law News*.

Professor Drew moderated a panel titled “Hot Cases and Emerging Issues” at the American Bar Association's Eastern Water Resources Conference, held May 1-2, 2008 in Charlotte, North Carolina.

Professor Drew was also featured in the Spring 2008 issue of *Administrative & Regulatory Law News* interviewing UM President Donna E. Shalala in an article titled “Donna Shalala on Presidential Transitions in Agencies.” In its Summer 2008 issue, *Administrative & Regulatory Law News* published part two of Professor Drew's interview with President Shalala titled “Donna Shalala on Managing Cabinet Departments, Rulemaking.”

On July 29, Professor Drew moderated a workshop on teaching titled “Using Technology in the Classroom: The Professor's Perspective” at the 2008 Southeastern Association of Law Schools' (SEALS) Annual Conference in West Palm Beach, Florida.

Professor A. Michael Froomkin speaks at the 2008 Computers Freedom and Privacy conference.

Professor Froomkin moderated a panel titled “The Transparent Society’ – Ten Years Later” at the conference which was held in New Haven, Connecticut on May 22.

Professor Susan Haack traverses the globe presenting lectures.

On June 21, Professor Haack spoke at Dartmouth College's Conference on Evidence and Law in Hanover, New Hampshire, where she presented a lecture titled “Warrant, Causation, and the Atomism of Evidence Law” during the conference's “Burdens and Presumptions” panel.

During the summer of 2008, Professor Haack also presented lectures at the University of Alicante in Spain; the Annual Conference of the Spanish Society for Analytic Philosophy in Murcia, Spain; and the 2008 AALS Conference on Evidence in Cleveland, Ohio.

In August, Professor Haack spoke at the University of Valparaíso in Chile. She also spoke at the “Décimas Jornadas Rolando Chuaqui Kettlun” conference at La Pontificia Universidad Católica de Chile in Santiago, Chile.

In September, Professor Haack gave two lectures in Poland. On September 8, she presented a lecture titled “Belief in Naturalism” at the 2008 Kazimierz Naturalism Workshop at the Centre for Philosophical Research in Kazimierz Dolny, Poland. Two days later, on September 10, she spoke at the John Paul II Catholic University of Lublin in Lublin, Poland, where she presented a lecture titled “The Whole Truth and Nothing but the Truth.”

Mary
Doyle



Cynthia
A. Drew



Michael
Froomkin



Susan
Haack





Francis Hill

D. Marvin Jones

Martha Mahoney

JoNel Newman

Professor Frances R. Hill participates in several national conferences.

Professor Hill participated in a Georgetown University Law Center conference on “Representing and Managing Tax-Exempt Organizations,” presenting a paper titled “Permissible Politicking: Proper Use of Tax-Exempt Organizations to Influence Elections.” The conference was held from April 24-25, in Washington, D.C.

On May 9, 2008, Professor Hill participated in the American Bar Association’s Section of Taxation May Meeting in Washington, D.C., where she made a presentation on “Self-Regulation in the Exempt Sector.”

Professor Hill also made a presentation titled “Exemption and Interdependence: Implications for Guidance and Compliance” at the Internal Revenue Service (IRS) Office of Chief Counsel Annual Conference held in Atlanta, Georgia, August 12-14.

Professor D. Marvin Jones moderates a ‘Judging and the Rule of Law’ seminar and participates in the 2008 National Bar Association Annual Convention.

On May 22, Professor Jones delivered a presentation entitled “A Comparative Look at Justice: Law, the Middle East, Religion and the Rule of Law in Middle Eastern Countries” during a seminar on “Judging and the Rule of Law” that he also moderated.

On July 30, Professor Jones presented a lecture titled “When you come to the fork in the road: How to take law school exams,” at the 2008 National Bar Association Annual Convention in Houston, Texas.

Professor Lili Levi participates in several conferences.

On April 18, Professor Levi spoke at the Administrative Law Review’s “Does the Red Lion Still Roar?” symposium at the American University Washington College of Law in Washington, D.C.

Professor Levi also spoke at the “Information and Information Economy” conference at Fordham University in New York City from May 2-3, where she participated in a panel entitled “Information and Decision-Making in Media and Communications Policymaking.”

On June 26, Professor Levi spoke at a First Amendment Center conference titled “Indecency & Violence in the Media: FCC v. Pacifica 30 Years Later,” held at the First Amendment Center in Washington, D.C.

Professor Martha R. Mahoney participates in the 2008 Critical Legal Conference in Scotland.

On September 5, Professor Mahoney presented a lecture titled “What’s Left of Solidarity?: Reflections on Law, Race, and Labor History” at the 2008 Critical Legal Conference held at the University of Glasgow School of Law in Scotland.

Associate Professor JoNel Newman speaks at the Florida Conference on Aging.

Professor Newman, director of the Law School’s Health and Elder Law Clinic, spoke at the Florida Conference on Aging, held August 11-14 in Orlando, Florida.

Professor Bernard H. Oxman speaks at the United Nations Fellowship Programme.

Professor Oxman, the Richard A. Hausler Professor of Law, lectured at the United Nations International Law Fellowship Programme held at the Hague Academy of International Law in the Netherlands from July 21-24, 2008.

Professor Bernard P. Perlmutter speaks at several conferences and files an amicus brief on behalf of an immigrant minor.

Professor Perlmutter spoke on a panel titled “Ethics and Confidentiality” at the Third Annual Conference on Unaccompanied Immigrant Children at John Marshall Law School in Chicago on April 3.

Professor Perlmutter also spoke during a panel titled “Simple v. Complex—From Law Reform to the Basics in Framing a Clinical Experience” at the Association of American Law Schools (AALS) Conference on Clinical Legal Education in Tucson, Arizona from May 4-7.

The same month, Professor Perlmutter, director of the Children & Youth Law Clinic, joined forces with the national Juvenile Law Center (JLC) and the Florida State University College of Law’s Center for the Advancement of Human Rights in the filing of an amicus curiae brief before the Board of Immigration Appeals to adjust the immigration status of a minor who suffered abuse and abandonment.

On June 10, Professor Perlmutter presented a lecture titled “Unchain the Children: Gault, Therapeutic Jurisprudence and Shackling” at the John Jay College of Criminal Justice international conference, “Justice and Policing in Diverse Societies,” in San Juan, Puerto Rico.

On August 5, Professor Perlmutter participated in a policy advocacy panel titled “Serving the Whole Child: The Roles of Attorney, CASA and GAL” at the 31st National Juvenile and Family Law Conference of the National Association of Counsel for Children (NAAC) in Savannah, Georgia.

Professor Edgardo Rotman participates in the IPPF colloquium in Norway.

Professor Rotman presented a paper titled “The Influence of International Criminal Law on the Advancement of Prisoner’s Rights” at the Colloquium on Prison Policy and Prison Rights, held in Stavern, Norway, June 25-28. Professor Rotman participated in the General Assembly of the Foundation as a Council member representing the United States on June 26.

Professor Irwin P. Stotzky participates in World Refugee Crisis lecture and delivers keynote address at Nova Southeastern University symposium.

On June 23, Professor Stotzky participated in the International Rescue Committee-sponsored “World Refugee Crisis” lecture at Books & Books in Coral Gables.

Professor Stephen K. Urice receives 2008 Hausler Golden Apple Award and spoke at several conferences.

Professor Urice was selected as the 2008 recipient of the Hausler Golden Apple Award, an award given annually by the Society of Bar & Gavel to the faculty member who contributes the most to the student body, both academically and through extracurricular activities.

Professor Urice also participated in several conferences. In April, Professor Urice spoke at the American

Bernard H. Oxman



Bernard P. Perlmutter



Edgardo Rotman



Irwin P. Stotzky



Stephen K. Urice





Francisco Valdes

Kele S. Williams

Bruce J. Winick

Sally Wise

Association of Museums annual meeting. He also spoke at the 36th Annual ALI-ABA (American Law Institute/American Bar Association) Course of Study entitled “Legal Issues in Museum Administration” in Scottsdale, Arizona.

On September 5, Professor Urice participated in the annual meeting of the Museum Attorneys Group (MAG), held at the Smithsonian Institute in Washington, D.C., where he sat on a panel that discussed new guidelines, promulgated over the summer by the American Association of Museums and the Association of Art Museum Directors, regarding the collection of antiquities by U.S. museums.

On October 16, Professor Urice participated in a symposium titled “Acquiring and Maintaining Collections of Cultural Objects: Challenges Confronting American Museums in the 21st Century” at DePaul University College of Law.

Professor Francisco Valdes receives the Haywood Burns-Shanara Gilbert Award.

Professor Valdes was honored with the Haywood Burns-Shanara Gilbert Award at the 2008 Northeast People of Color (NEPOC) Legal Scholarship Conference in Boston, Massachusetts, on September 13, 2008.

Professor Kele S. Williams speaks at AALS Conference on Clinical Legal Education.

Professor Williams spoke during a panel titled “Simple v. Complex—From Law Reform to the Basics in Framing a Clinical Experience” at the Association of American

Law Schools (AALS) Conference on Clinical Legal Education in Tucson, Arizona from May 4-7.

Professor Richard L. Williamson, Jr. speaks at the University of Osaka.

Professor Williamson spoke at the University of Osaka in Osaka, Japan on May 14, 2008, where he presented a lecture titled “The Role of Governments in Alternative Dispute Resolution in the United States.”

Professor Bruce J. Winick speaks in Puerto Rico and Zurich.

On May 23, Professor Winick presented a lecture entitled “Therapeutic Jurisprudence: An Introduction” at the University of Zurich School of Law.

On June 12, Professor Winick presented a lecture titled “The Miami-Dade Domestic Violence Mental Health Court: A Pioneering Hybrid Problem-Solving Court Using Principles of Therapeutic Jurisprudence” at the John Jay College of Criminal Justice international conference, “Justice and Policing in Diverse Societies,” in San Juan, Puerto Rico.

Professor Sally Wise participates in 2008 SEALS conference.

On July 30, Professor Wise moderated a session titled “Available Technologies for Electronic Education (Distance Learning)” at the Southeastern Association of Law Schools (SEALS) Annual Conference in West Palm Beach, Florida. Professor Wise also participated in the conference’s “Using Technology in the Classroom: The Professor’s Perspective” workshop, which was moderated by Professor Cynthia Drew.



Ricochet

photo by Warren Zinn

Ricochet

My shot made Joseph Dwyer famous. Did it also lead to his death?

In 2003, Warren Zinn, now a third-year law student at the School of Law, captured an image with his camera of an American soldier carrying a wounded Iraqi child to safety. He was then a 25-year-old international combat photographer working around the world in countries such as Iraq, Afghanistan, Israel, and Pakistan for the Army Times Publishing Company. The subsequent photo, which garnered Warren a third place award by the White House Photographers Association, was highly publicized and printed on the front page of many magazines and newspapers, including USA Today.

Warren left behind his career as a photojournalist to attend law school at the University of Miami. He is a third-generation 'Cane: both his father, Richard Zinn, JD '73, and his grandfather, Harold Zinn, JD '41, graduated from the School of Law. During his time at the Law School, Warren has received honors in Litigation Skills, was an Advanced Moot Court Competition Finalist, and was awarded the Hon. Theodore Klein Scholarship for Excellence in Oral and Written Advocacy in Litigation Skills. Warren expects to graduate in May, 2009 and is hoping to practice criminal law.

Below is an editorial Warren wrote for The Washington Post about his experiences in Iraq and the famous photo that changed his view of the world.

The e-mail was a punch in the gut: "the soldier you made famous -- killed himself last Saturday -- thought you should know."

I thought I'd put photojournalism and war behind me four and a half years ago when I traded in the dusty battlefields of Iraq and Afghanistan for law school in Miami. But those words reminded me that you never truly leave the battlefield behind.

I knew at once what the message meant: Joseph Dwyer was dead. I drove home in a daze and walked into my apartment. And there was Joseph, on the wall, looking at me.

Dwyer was the subject of a highly publicized photograph I'd taken as an embedded photojournalist during the first week of the U.S. invasion of Iraq in 2003. It captured the young medic running toward safety with an injured Iraqi child in his arms. It was splashed across newspapers worldwide and brought Joseph instant fame. And for years, I'd proudly displayed the front page of USA Today featuring the photo. It was a tremendous accomplishment for me; I was only 25 when I took it.

Now, though, the picture was suffused with a different meaning. Joseph Dwyer was dead of a substance overdose at 31. I'd read news reports that he was struggling with post-traumatic stress disorder. He thought he was being hunted by Iraqi killers. He'd been in and out of treatment. He couldn't, his mother told the media, "get over the war."

But as I stared at his image on my wall, I couldn't dodge the question: Did this photo have anything to do with his death? News reports said he hated the celebrity that came with the picture. How much, I wondered, did that moment -- just 1/250th of a second when three lives intersected on a riverbank in Iraq -- contribute to the burdens he'd brought home with him? If I'd never taken his picture, would he have ended up as he did? Would he still have been a casualty of war?

In the pre-dawn hours of March 25, 2003, less than a week into the invasion of Iraq, the U.S. Army's 7th Cavalry Regiment was in Mishkab, south of Baghdad, contending with ambushes from all directions. I was embedded with the unit as a photojournalist for the Army Times. Sheltered for the night in the cramped quarters of a Bradley Armored Fighting Vehicle, I managed to sleep through intense fighting but was awakened when the ground started shaking beneath me. U.S. aircraft were dropping bombs on Iraqi fighters, who were using the cover of the nearby village on the banks of the Euphrates River to launch their attacks against the 7th Cavalry.

My eyes barely open, I grabbed my camera gear, threw on my helmet and bullet-proof vest and crawled out of the Bradley. I opened the hatch to see fire engulfing the palm trees that lined the Euphrates. A few minutes later, a man appeared, jogging up the dusty, winding road from the village toward the soldiers. His hands were in the air, one clasping a makeshift white flag.

Visibly shaken, he said that there were injured people in the village who needed immediate medical attention. Fearing an ambush, the unit commander told the man that the Army would treat the wounded but that they had to be brought to the road.

The man left. A few minutes later, he was running up the dirt road again, this time carrying a 4-year-old boy named Ali Sattar. Ali was naked from the waist down, and his left leg was wrapped in a blood-soaked white scarf. As the man ran toward me, I fired away with my camera, sensing that something special was developing before me. A medic suddenly appeared to my right and ran to the Iraqi man, who handed the injured child to the American soldier. The soldier was Dwyer. As both turned to run, Dwyer to the aid station and the man back to the village, I kept shooting, thinking, “I hope this is in focus, I hope the exposure is right, God, Warren, don’t mess this one up.” I knew this was a moment that the world needed to see -- a moment of American heroism, of American commitment to saving a people and to saving lives.

In June 2003, a few months after that incident on the Euphrates, I traveled back to Iraq to document Ali Sattar’s fate. Back at Mishkab, I spent an hour showing residents the newspaper covers and photographs of the boy before I was finally directed to his house. His father walked out with Ali in his arms. The boy’s leg injuries had been massive, and he hadn’t been able to receive proper follow-up medical care from the local Iraqi hospitals. Ali couldn’t walk without a painful limp, so his relatives mostly carried him everywhere.

We spent that afternoon together on the banks of the Euphrates, drinking Pepsis and Iraqi tea and sharing M&Ms as I showed the family the photos I had taken of Ali. He was a typical shy little boy, but he was enamored of the picture of himself, though his farming family didn’t understand why it was such a big deal. As we said our goodbyes, an airplane passed above. The noise of the engines panicked the 4-year-old, and fear spread across his face.

Ali would be about 9 now. I don’t know where he is, though I wonder about him sometimes. I wonder whether he has grown used to war and conquered his fears. And whether he’s fully recovered and able to walk. I know there was a time when Joseph wondered about Ali, too.

Joseph and I hadn’t had much time to speak in Iraq, except for spending a couple of hours together the day after I took the photograph, so I was surprised to get an e-mail from him one day a month or two after my return to Mishkab. I think he was back in the States by then, or at least not in Iraq, and he wanted to know whether I knew what had happened to the boy in the photo. I e-mailed back and told him about my trip to find Ali.

“I can’t believe you went back to Iraq. . . . I was afraid the kid didn’t make it,” he replied on August 6, 2003. “I wish I was there with you back at that village.”

In November, he messaged again. “Hey Warren it’s Joseph Dwyer the kid you made famous. Hope your [sic] doing well and staying safe.” He asked whether I had any other pictures from that day that I could send him and whether I’d heard anything more about Ali.

In January 2004, I was slated to return to Iraq for a third stint. But after two rotations in Afghanistan and two in Iraq, I decided that it was time to hang up my cameras. The war had taken its toll on my family, my friends and me. I couldn’t find it in me to go back to Iraq and risk my life again. That’s the difference between me and soldiers like Joseph Dwyer: I had the privilege of calling it quits whenever I wanted to. The men and women of the Armed Forces don’t have that luxury.

I left journalism, moved home to Miami and soon after enrolled in law school. I heard from Joseph a couple more times, casually. He didn’t tell me that while I was



Warren Zinn, 3L, in Iraq

struggling with Contract Law, he'd been struggling to fit back into civilian life after his three-month stint in Iraq. I first learned of his problems with Post Traumatic Stress Disorder (PTSD) in a 2005 news story about his arrest in Texas after a standoff at the apartment where he was then living. He thought there were Iraqis outside trying to get in, and he was shooting at the phantoms.

The last message Joseph sent me was on Dec. 1, 2004. "When I first got back I didn't really want to talk about being over there to anyone," he wrote. "Now looking back on it, it's one of the greatest things I've ever done. I hope you feel the same about what you have done. I truly believe you played an important role in this war. You told everyone's story."

Even as I transcribe that e-mail, it gives me pause. What happened to him after he wrote that? And did I do what he said?

U.S. soldiers perform courageous deeds daily, deeds that go undocumented -- and unrecognized. The difference between Joseph's act and theirs is that I just happened to be in front of him with a camera when he did his job. If a camera could follow U.S. soldiers in action around the clock, newspapers would be flooded with images of their valiant actions.

I think my favorite image of the war was one I took far from the battlefields, at Baltimore-Washington International Marshall Airport. A soldier had just finished his two weeks of R & R and was returning to Iraq. He walked through the concourse in his desert camouflage uniform holding his young son by the hand. As I photographed them from behind, the two stepped onto an escalator, the son barely reaching his father's hips. To me, that image is truly iconic: an anonymous soldier holding his child's hand as he heads off to battle, hoping that he'll see his son again, sometime soon.

Just like those daily, unnoticed heroic moments, there are also numerous soldiers who are suffering, unnoticed, from the wounds of this war, both mental and physical. Had I never captured that image of Joseph, it's likely that very few people would have paid any attention to this one soldier's death.

About a week after Joseph died, his mother called me. I'd been trying to contact her to share my condolences with the family and to let them know how bad I felt. Maureen Dwyer told me that she'd read the statements

claiming that Joseph hated the fame the picture had brought him, and she wanted me to know that they weren't true. Joseph loved the photograph, she said. He'd always been proud of it. He just felt somewhat embarrassed at being singled out because so many other soldiers were doing exactly what he'd done.

Like Joseph, I was proud of and excited by my accomplishment with that picture. But also like him, I always had the sense that others deserved recognition more than I did. I'm a little embarrassed when people call the photo iconic or compare it with other famous photos. I was a photojournalist doing my job, just like hundreds of others in Iraq. There were countless pictures produced during the invasion that were better composed, better exposed and more compelling.

Photographers like to say that when they place the camera to their eye, it acts as both a physical and mental barrier to what's going on around them -- that somehow the camera can be a shield between you and the awful scenes taking place in front of you. The fatal flaw in that thinking is that the shield has a hole in it right where your eye goes. Nor does the camera block smells and sounds, which are rampant on the battlefield. So although it may be easy to say that you're just a fly on the wall, not a participant, the truth is that journalists are participants, in their own way. I've never struggled to the degree that Joseph and Ali did, but there are small things that affect me every once in a while. Certain sounds will get to me. Fireworks, for instance, make me jump.

I don't know that the photograph of Joseph was the best one I ever took, or my favorite, but I think it represented something important. At the time, it represented hope. Hope that what we were doing as a nation in Iraq was the right thing. Hope that our soldiers were helping people. Hope that soldiers such as Joseph cared more about human life than anything else.

But now when I look at the picture, it doesn't feel hopeful. It makes me realize that so many soldiers are physically torn and in such mental anguish that for some of them, hope has turned to hopelessness. That, I have to believe, is what happened to Joseph Dwyer, who was haunted by the ghosts of what he'd seen in Iraq, by fears he had lived with for too long. He could never leave the battlefield behind.

He was memorialized in that image trying to preserve life. But he could no longer preserve his own.

The Charles C. Papy, Jr. Moot Court Board is making its mark

“So much about law school is about the abstract application of legal theories,” says Chris Pizzo, third-year UM Law student and President of The Charles C. Papy, Jr. Moot Court Board. “Moot Court allows students to test the skills they learn in law school in a realistic environment under intense scrutiny. This kind of training is, I believe, crucial to preparing aspiring attorneys for their future careers.”



UM law students are eager to participate in the training that Pizzo describes. Members of the Board undergo a challenging selection process to join one of the Law School’s most distinguished student organizations.

Each spring, the John T. Gaubatz 1L Competition, key to admission to the Moot Court Board, attracts over 250 students, of whom only 7% ultimately qualify. In addition to participating in the Gaubatz Competition, applicants submit an appellate brief written in the Legal Research and Writing class taken by all 1L students. They must also fulfill service requirements and show evidence of academic distinction.

Students who succeed become part of a living tradition: for over fifty years, the Board has offered UM Law students the opportunity to hone their skills in oral and written advocacy. The Board received its name in 2006, when Anne Papy and Charles Papy III created a generous endowment in support of the Moot Court Board to commemorate their father, Charles C. Papy, Jr., a distinguished UM Law School graduate and renowned South Florida litigator. Ranked sixth in the nation by the Blakely Advocacy Institute, The Charles C. Papy, Jr. Moot Court Board consistently distinguishes itself in tough competition.

When members stand before a judge in moot court competition, their experience is very close to the real thing. Such verisimilitude doesn’t just happen; it’s the result of countless hours of hard work by students as well as dedicated UM Law School faculty who serve as coaches and mentors.

Moot court competitions depend, too, on the participation of the broader legal community. UM Law’s annual on-campus competitions involve judges from the U.S. District Court for the Southern District of Florida and from Florida’s 3rd District Court of Appeals, as well as over 400 South Florida attorneys, some of whom coach the Board’s interschool competition teams.

Professor Jennifer Zawid, faculty advisor to the Board, applauds the generosity of the legal community and looks forward to its increased involvement as competitions become more specialized. She notes that the Moot Court Board attracts students who have “the gift of oral advocacy,” offering them vital opportunities not found in traditional classes. Zawid speaks enthusiastically of students’ “comfort level, ease and finesse,” and she has been deeply impressed by their commitment. “What’s amazing to me,” she says, “is the amount of time that students dedicate to the Board.”

On campus and off, Board members immerse themselves in the moot court experience. In 2008-2009, they will host six competitions at UM and participate in seventeen interschool competitions across the nation, addressing a wide variety of topics including evidence law, national security law, entertainment law, constitutional law and corporate law. As Vice-President for Interschool Competitions, third-year student Stephanie Kaplan has the crucial role of organizing the Board’s teams, communicating with coaches and competition hosts, and tracking team progress prior to competitions.

“The Moot Court Board has been the highlight of my law school experience,” says Kaplan. “The Board has provided me with the tools I need to become a successful lawyer, both with oral and written advocacy. In addi-

tion, the Board has provided me with a community of law students who share my interest in litigation. The Board to me is more than an extracurricular activity.”

The fall 2008 semester has been a full one for the Moot Court Board, starting in September with the on-campus UM Law Negotiation Competition, won by board members Jordan Isrow and Daniel Poterek. The five-round competition began with twenty teams. Each team of two students was given a set of general facts, as well as confidential facts for their particular side, and asked to negotiate a deal with an opposing team. The teams who made it to the finals successfully negotiated deals related to real estate, injury, industrial disasters, intra-community racial tension, and an athletic endorsement. The competition ran over the course of one week, and was judged at all levels by local attorneys and judges.

In November, the Coral Gables campus buzzed with activity as the Board hosted the American Bar Association’s Regional Negotiation Competition for the Southeast Region. Pizzo notes that the competition was “the most interesting and challenging experience during my involvement with the Board. Needless to say, managing the needs of teams from 28 law schools around the country, each with different schedules, was quite an undertaking. I am happy to report that the Board rose to the challenge.” Two UM teams advanced to the finals, including Moot Court Board members Daniel Poterek and Jordan Isrow, along with UM Law students Kristofor Nelson and Jane Muir. Nelson and Muir will represent the University of Miami at the ABA National Negotiation competition in February.

Later in November, the Board hosted the C. Clyde Atkins Fall Advanced Moot Court Competition--the culmination of the Fall Advanced Moot Court Workshop coordinated by the Moot Court Board and co-taught by attorney Harvey Sepler, JD ‘84, and third-year Moot Court Executive Board member Rachel Dubin. UM students Nicole Sparks and Omar Bradford placed first out of the seventeen teams in a Final Round presided over by distinguished members of the local legal community, including the Honorable Paul C. Huck, of the United States District Court for the Southern District of Florida; the Honorable Charles Edelstein, of the 11th Judicial Circuit of Florida; James Cunningham, Jr., a litigator serving as of counsel for Berger Singerman; and UM Law Professor Charlton Copeland.

In addition to their busy fall season at home, Moot Court Board members travelled far and wide to inter-

school competitions, including the National Criminal Procedure Competition at the University of San Diego School of Law, the New York City Bar National Moot Court Competition in Atlanta, the Emory University Civil Rights Competition, and the American University First Amendment Competition. At the National Entertainment Law Competition at Pepperdine University, the University of Miami team, consisting of Veena Abraham, Deke Foxhoven, and Michael Rothenberg, placed in the top eight teams.

This spring semester Board members will organize the Mock Trial Competition, the Spring Advanced Moot Court Competition, and the John C. Gaubatz Competition at home and will continue to travel to competitions across the nation.

Passionate about moot court competition, Board members have a strong sense of teamwork. Describing his experience in the ABA National Appellate Advocacy Competition last year, Pizzo says, **“NAAC is known for its talented competitors, high caliber judges, and intense atmosphere. With this in mind, it’s easy to understand why my heart was racing when I walked into the federal courthouse in New York City. With the help of our advisors and some more experienced team members, UM advanced all the way to the final round.”**

Daniel Poterek, who will represent UM Law at this year’s National Appellate Advocacy Competition, also underlines the Board’s esprit de corps: “It is such an honor to serve on the Charles C. Papy, Jr. Moot Court Board and to represent our school at prestigious competitions. This February, I, along with five other Board Members, will be competing in the National Appellate Advocacy Competition in Boston, Massachusetts. Receiving an invitation to be a part of this team was a very humbling experience, especially considering UM’s Moot Court Board is one of the best in the country.”

As members of The Charles C. Papy, Jr. Moot Court Board, UM students sharpen their skills in an environment that reflects the reality they will encounter as litigators. They work closely with UM faculty, form a supportive community within the law school, and make valuable connections to the legal network beyond UM. Students who participate in Moot Court Board share a challenging experience that enriches their time at UM and prepares them to be better lawyers.



FLORIDA SUPREME COURT

Internship Offers Exciting Opportunities to UM Law Students

Since 2000, the University of Miami School of Law has been sending students every fall, spring and summer to participate in the Florida Supreme Court Internship Program for Distinguished Florida Law Students. This selective and exciting opportunity, extended to second- and third-year students from six Florida law schools, consistently attracts exceptional students who immerse themselves in the challenges and rewards of clerking at the highest court in the state.

Each semester and summer, a new group of UM Law students arrives in Tallahassee ready to participate in the broad array of duties that make up the 20-hour work week of Florida Supreme Court Interns. As clerks to individual justices or as central staff clerks to all of the justices, they review and offer recommendations on petitions for discretionary review, attorney discipline matters, and extraordinary writ petitions, and they conduct legal research and prepare memoranda on pending cases. Interns attend oral argument, discuss cases with staff attorneys and justices, and help to draft orders or opinions. Group discussions, special lectures and training sessions are also part of the internship experience. In addition, fall and spring interns take classes at nearby Florida State University, adding the excitement of a new academic environment to their work at the court.

UM students who become Florida Supreme Court Interns are a diverse group, but they have certain characteristics in common. All are well-rounded individuals with high achievement in a variety of areas, and their excellent academic records include outstanding research and writing skills. Also essential is a strong interest in the judiciary and in Florida state law.

When UM Law student **Mary Pascal** envisioned her fall 2008 Florida Supreme Court internship, she looked forward to “a unique opportunity to apply what I learned in law school and get experience in the judicial branch.” Born and raised in West Palm Beach, Pascal earned her bachelor’s degree in Anthropology and Biology from Emory University. During her undergraduate years, she served as an intern with Congresswoman Ileana Ros-Lehtinen and Senator Saxby Chambliss.

As an intern for Justice Harry Lee Anstead, Pascal gained experience rapidly: “In the beginning, I wrote determination of jurisdiction memos. As time went on, I was given a wide range of assignments. I wrote memos on motions for rehearing, motions to stay and recall, and motions to strike. I also completed research and edited opinions. One week a month I attended oral arguments.” Pascal found the progress she made very rewarding, noting that she went from reliance on her supervisor to the independent completion of increasingly difficult assignments. “The best perk of the internship,” she says, “was getting to know Justice Anstead.” Pascal’s work at the Florida Supreme Court proved to be an essential part of her education:

“The internship provided a practical, hands-on experience and greatly improved my research and writing skills. Working at the Court has heightened my educational and career goals.”

A new group of students will forge their paths in Tallahassee this spring semester. Paige Mason, Tai Phetsanghane, and Cassandra Spring share a sense of excitement about enhancing their legal education at the Florida Supreme Court.

Tai Phetsanghane learned about the program at an informational meeting, where his interest was sparked by Professor M. Minnette Massey and Assistant Dean for Career Planning Marcy Cox. His desire to participate was confirmed by former interns “who spoke glowingly of the internship program.” A University of Central Florida graduate with a bachelor’s degree in Political Science/Pre-Law and History, Phetsanghane is a member of the International Moot Court Board and the *Inter-*

national and Comparative Law Review. This fall, he was a Dean's Fellow for Professor Osamudia James's first year Torts class. As a central staff law clerk, Phetsanghane will work for all of the Florida Supreme Court justices.

With a wide variety of interests, including corporate, criminal, and investigative law, Phetsanghane has not yet settled on a specialization, but he is certain that he wants to pursue a career in Florida and he looks forward to hands-on involvement as an intern. He explains: "I am very excited to participate in the program. I have always desired to practice in the state of Florida, and to intern at the state's highest court will be an invaluable experience. I expect to work with some very bright individuals and see how the Florida court system works. I cannot wait to get started."

Phetsanghane's enthusiasm is echoed by classmate **Cassandra Spring**, who calls her Florida Supreme Court internship a "fabulous opportunity" and "a unique way to gain insight into the legal system of the state." Born and raised in Lonoke, Arkansas, Spring attended the prestigious Arkansas School for Mathematics and Sciences, then went on to graduate *cum laude* from Wesleyan College in Georgia. Spring notes that her interest in becoming an intern was piqued by the recent appointment of Peggy A. Quince, the first African-American woman to become Chief Justice of the Florida Supreme Court. This spring, she will intern with Justice Barbara J. Pariente.

"I expect to work very hard and to learn a lot about researching narrow issues and considerations that go into making decisions as the court of last resort in the state. I also hope to learn a little about how the court and the legislature work together while they are both in session," says Spring.

Volunteer work is among Spring's highest priorities, and she is committed to helping families who have suffered from domestic abuse. During her time in Tallahassee, she hopes "to become involved in some volunteer

interest projects with Judge Pariente or any of the other justices."

Spring remarks that the distinction of participating in the Florida Supreme Court Internship Program will enhance her employment prospects in South Florida, where she plans to practice law, adding, "Of course, it would be nice to think I could become a Judge or Justice one day, and exposure like this certainly will help me on that path."

Like Cassandra Spring and Tai Phetsanghane, **Paige Mason** is eager to begin her internship, saying, "I am trying to supplement my legal education with as many unique and interesting opportunities as possible in order to become a well-rounded attorney, and this program fits right in." A *magna cum laude* graduate of Tulane University's A.B. Freeman School of Business, Mason worked in Cairo last summer for a non-governmental organization focused on women's rights, and also found time to volunteer at a refugee center. In fall 2008, she served as an intern at the Miami-Dade County Public Defender's Office.

As a Florida Supreme Court Intern, Mason will work with Justice R. Fred Lewis, a 1972 graduate of the UM School of Law. Mason is delighted that she will enjoy "a working relationship with such a talented legal mind." She speaks enthusiastically of the opportunities she will have to interact with justices, attorneys, and fellow interns and looks forward to refining her research and writing skills. "I'm open to the idea of clerking after I graduate," Mason explains, "and I think that working at the Supreme Court will help me learn more about what clerks do on a daily basis."

Whatever path they ultimately choose, UM Law students who participate in the Florida Supreme Court Internship Program are shaped and strengthened by this special opportunity.

Mary Pascal



Tai Phetsanghane



Paige Mason



Cassandra Spring



International LL.M. Students have High Hopes & Aspirations



Anne Marie Fallert, a Fulbright Scholar who will receive her LL.M. in Comparative Law this spring, comes to the University of Miami School of Law from Germany. A 2007 graduate of Bucerius Law School in Hamburg, she has received her Bachelor of

Laws and passed the First State Examination. During her five years at law school, Fallert worked with firms in Germany and Brussels and was a Scholar of the Konrad-Adenauer-Stiftung, a politically-oriented foundation that awards merit-based scholarships to outstanding students. For one semester, she was an exchange student at the National University of Singapore. After law school in Germany, Fallert began to write her doctoral thesis, which compares European and U.S. product liability law.

Describing her decision to come to the University of Miami School of Law, Fallert explains that the American LL.M. is “a desirable qualification for a German lawyer” and mentions that a very happy high school year at Phillips Academy inspired her interest in returning to the United States for further study. Fallert speaks enthusiastically of the UM program: “UM’s uniquely broad course offerings allow me to look into different areas of U.S. law and to try out something new with at least one class per semester—for example, Trade in Antiques in the spring semester.”

Fallert gives high marks to the Legal Research and Writing class taken by all LL.M. students, calling Professor Ana Bierman “wonderful and devoted.” She also observes that Introduction to U.S. Law, taught by Jessica Carvalho Morris, Director of the International Graduate Law Programs, generated lively interest: “This class familiarized us with the major cases in U.S. legal history and provided for numerous critical debates, especially because we are such a diverse class. When it came to issues like abortion or freedom of speech, we could not stop discussing, so extra classes had to be scheduled!” In addition to her classes, Fallert continues

to work on her Ph.D. thesis with the guidance of Professor Michael H. Graham.

The intellectual engagement that Fallert enjoys at UM is inseparable from “the amazing people.” She cites “the great organization and support that the international office provides,” speaks glowingly of the deep commitment displayed by deans and professors, and notes that the program’s students are “like a big international family.”

After receiving her LL.M. in Comparative Law this May, Fallert will return to Germany to complete her Ph.D. thesis, undertake the practical training known as the Referendariat, and take the Second State Examination. During that time, she will determine the direction of her legal career. Whatever path she takes, she looks forward to staying in touch with the many friends she has made at the University of Miami School of Law.

Fulbright Scholar Birthe Rautenstrauch



comes to the University of Miami’s LL.M. Program in Comparative Law from the Friedrich-Schiller University School of Law in Germany, where she graduated in the top 5% of her class and was the recipient of numerous awards in moot court competitions. After passing the First

State Examination in 2007, she began her doctoral studies and served as a research assistant at Friedrich-Schiller University. In that role, she not only researched intellectual property law but also taught law classes. Rautenstrauch has worked as an intern for two firms in her native Germany, focusing on technology, media, telecommunications and trademark law.

Because the LL.M. Program in Comparative Law is small and selective, students are able to tailor their studies to their own academic and professional goals. Rautenstrauch appreciates the opportunity that UM provides to pursue her primary interests: “I really enjoy my time at UM. Since I’m interested in antitrust and intellectual property, I chose corresponding courses

which were very interesting and provided a good overview on these subjects - especially helpful for my Ph.D. thesis, which compares U.S. and European antitrust law with regard to Open Source Software Licenses.” As a research assistant to UM Law Professor Robert E. Rosen, she pursues research regarding the legal profession, ethics and law, and attorneys’ roles and responsibilities in society.

Noting that LL.M. candidates are typically immersed in their work, Rautenstrauch praises the Comparative Law Program for organizing events that bring students together outside the classroom.

Rautenstrauch has set her sights on “a challenging and diverse job” in the field of antitrust and intellectual property law. She would be delighted to work one day in the European Commission’s competition department, which seeks to enhance competition in Europe’s banking, insurance and securities markets, or at the World Intellectual Property Organization (WIPO), a United Nations agency that works to develop a fair and accessible international intellectual property system. Her experience as a Fulbright Scholar at the University of Miami School of Law is bringing her closer to her goals.



When asked about what attracted her to law, **Fulbright Scholar Milena Rudolph** cites the “endless opportunities it offers,” explaining that “the law brings together aspects of history, philosophy, economics, politics and culture and offers job opportunities in all of these areas plus, of course, the traditional legal careers.”

Rudolph has the distinction of holding both an LL.M. degree from her native Germany’s University of Cologne and a *Maitrise*—the equivalent of a J.D.—from the University of Paris. In 2008, she passed the First State Examination, earning the final university degree for lawyers in Germany. Before coming to Miami, Rudolph completed a five-month internship with the European Commission in Brussels. As a candidate for the LL.M. degree in Comparative Law at the University of Miami, Rudolph is building on a robust background.

Discussing her enjoyment of her time at the UM Law School, Rudolph cites small size and extraordinary personal guidance as key factors in the success of the Comparative Law LL.M. program. “I really appreciate the great work of the International Office and its director, Jessica Morris.” She praises the breadth of the program’s curriculum, explaining that she enjoys the opportunity to take courses not regularly offered in Germany, such as Transnational Litigation and Arbitration, and she credits Introduction to American Law and Legal Writing and Research with helping her to understand “how American law and life at an American law school work.”

A seasoned traveler, Rudolph relishes the opportunity to explore the United States, Mexico, and the Bahamas. She loves reading and music and is an accomplished violinist. Already multilingual, Rudolph is determined to add Spanish to her language repertory during her time in Miami.

Upon her return to Germany, Rudolph will complete a required two-year traineeship period culminating in the Second State Examination. “Only then,” she explains, “will I be considered a lawyer in Germany.” Her training will take place with a judge, a state attorney, an administrative unit, and a lawyer, allowing her ample time and experience to clarify her career goals. Although she is waiting to settle on the kind of law she will practice, Rudolph will definitely consider “a globally active law firm.”

An attorney who hails from Paraguay, **Rodrigo Fernandez de Nestosa** graduated with distinction from the Law and Social Sciences School of the National University of Asuncion. Currently an **OAS (Organization of American States) Fellow** in the University of Miami School of Law’s Comparative Law program, Fernandez de Nestosa also has significant professional experience.



From 1997 to 2003, Fernandez de Nestosa was employed in the legal department of Paraguay’s Rural Development Institute, where he drafted administrative judgments in matters such as expropriations, peasant

conflicts, real estate acquisitions and sales within the National Agrarian Reform Program. He also represented the Rural Development Institute in countryside negotiations between peasants and farm owners. Fernandez de Nestosa next worked as a clerk at the First Instance Civil and Commercial Court in the Justice Administration, assisting in the drafting of rules in civil and commercial matters with a focus on contracts, intellectual property, real estate, bankruptcy and injunction proceedings.

Before coming to Miami, Fernandez de Nestosa was associated with the Paraguay Threshold Program, which seeks to create conditions that encourage economic growth and reduce poverty. He translated technical documents, coordinated activities among the public institutions involved, and revised external advisors' reports and proposals. He also provided direct support to the program's technical advisor.

Fernandez de Nestosa finds his UM classes useful and compelling, and he notes that Doing Business in Latin America was of particular interest to him. He enjoys his classmates, who bring such a wide range of interests and experience to the program, and speaks warmly of the International Graduate Law Programs team, observing that they are "always willing to help you."

Fernandez de Nestosa plans to apply his experience and skills, including his facility in four languages, to a career in international business and trade law.



An Edmund S. Muskie Fellow, Sabina Gulmaliyeva comes to the University of Miami School of Law's Comparative LL.M. Program from the Republic of Azerbaijan, where she received her bachelor's degree in Law and her master's degree in Civil and Entrepreneurial Law from Baku State University.

Gulmaliyeva brings considerable experience to her studies at UM. Working for one of Azerbaijan's leading international law firms, she has been involved in many

aspects of Azeri law, with an emphasis on corporate and commercial practice. She has participated in a variety of cross-border transactions, including syndicated lending, equity acquisition, and other equity investment transactions. In April 2008, Gulmaliyeva received an award from the World Bank for her three-year partnership with the Doing Business project. During that time, she advised the World Bank on employment law development in Azerbaijan.

Gulmaliyeva was drawn to the practice of law by its thought-provoking complexity, as well as the breadth of its application. "Law is a sphere where things are not always black or white or wrong or right. This gives you an opportunity to think in various ways, sometimes to be creative. The most attractive thing in law for me is that it always keeps you thinking," Gulmaliyeva explains. She goes on to note that "law is applicable to all spheres of our life, to a certain extent: family, economics, politics, business."

For Gulmaliyeva, the flexibility of UM's Comparative LL.M. Program is among its greatest strengths. A limited number of mandatory courses allows abundant opportunity to create a curriculum that fits individual interests and needs. Another strength is the law school's "unique faculty." Gulmaliyeva speaks warmly of Professors Ana Bierman, Jessica Morris, Lili Levi and Stephen Halpert, remarking that each has his or her own compelling style of teaching.

As she looks to the future, Gulmaliyeva plans to continue her focus on corporate law and international business transactions, noting that her study of common law at the University of Miami School of Law, as well as the overall skills she is gaining in the program, will contribute to her success.

Health & Elder Law Clinic

MAKING A DIFFERENCE IN THE COMMUNITY



When Alexandra Plasencia, a second-year law student, became involved with the newly established Health and Elder Law Clinic at the University of Miami School of Law, she didn't realize how much she would learn from her poor and often ill clients.

"Listening to their stories and the hardships they have experienced helped place life into perspective," said Plasencia. "My goal is to help them, but in return they are teaching me important and invaluable life skills."

The Health and Elder Law Clinic, the Center for Ethics & Public Service's newest clinic, is an integrated teaching, research, and community service program. The clinic provides health and elder rights representation to underserved communities in cooperation with the University's School of Nursing and Health Studies and the Leonard M. Miller School of Medicine, and other social services and health care providers. The elder law section of the clinic specifically receives client referrals from the Department of Veteran Affairs, the Alliance for Aging, the Dade Family Counseling Center, the South Florida AIDS Network and the University of Miami Jefferson Reeves Clinic.

"I have had the pleasure of working with the Clinic's students, clients and healthcare partners, and watching the students' skills as lawyers develop as they assist some of our neediest citizens," said JoNel Newman, Director of the Health and Elder Law Clinic. "It has been tremendously rewarding."

Elder Law students represent clients in federal and state administrative hearings and courts and prepare wills, durable power of attorney documents, and guardianship and probate documents. Since its inception in August 2008, the clinic has opened sixty-two files, closed ten, and represented five clients in Social Security claims resulting in over \$75,000 in back pay for the clients. One of the successful client cases was managed by Plasencia.

"An extremely rewarding experience was when I was able to help a homeless client obtain his citizenship, as well as receive Supplemental Income from Social Security," said Plasencia. "When this client first came to me, he was completely depressed and had little hope for the future, but after just a few weeks, his life took a turn for the better. It is unlikely that this client would have been able to accomplish both these things on his own, and knowing that my efforts positively impacted his life is even more rewarding than getting an 'A' in the most challenging class in law school."

Olga Porven, JD '08, an Equal Justice Works Fellow, works in the Health and Elder Law Clinic, helping to expand and develop the scope of services offered to the elderly community. She has developed partnerships with the Alliance for Aging, Team-Metro Community Affairs, and other Miami-Dade County elder service providers. Porven is expanding the clinic's outreach in the community by conducting "Know Your Rights" presentations to client groups on a variety of topics, including consumer issues, advance directives, and public benefits.

Porven is proud to point out the Clinic's early successes. From preparing numerous wills and advance directives

on behalf of clients, to successfully representing nine disabled clients in naturalization hearings before the Department of Homeland Security, to helping a client obtain lawful permanent residence in the United States, and securing Social Security and other economic benefits for clients, the Health and Elder Clinic has begun to impact the lives of underserved and disenfranchised members of the community.

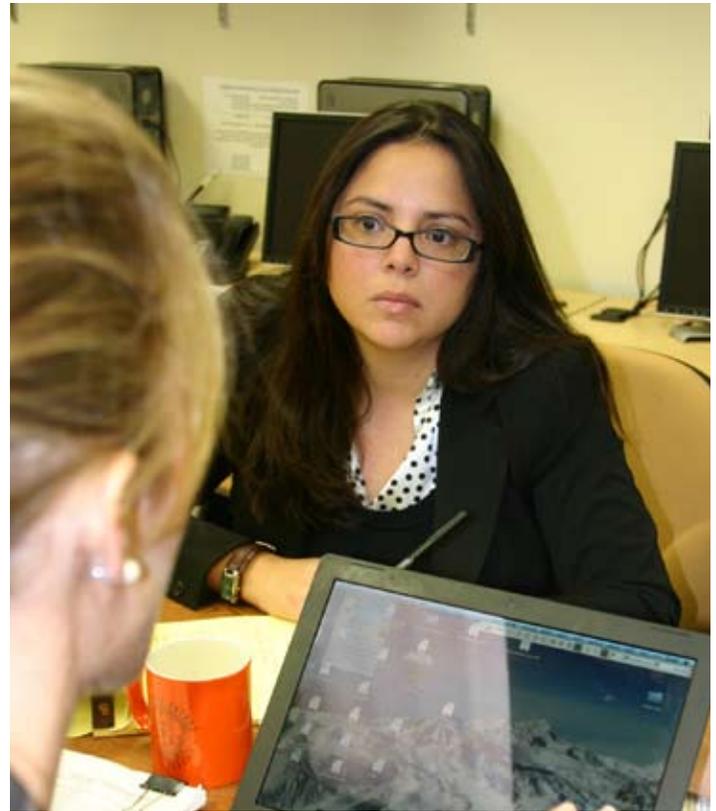
“When I began law school at the University of Miami, I never imagined I would be an attorney here,” said Porven. “Working with law students who are in the same position I was only a short time ago enlightens me and provides me with daily self-reflection. I feel privileged that each day I am able to shape the minds of future citizen lawyers that will soon disperse into various communities throughout the nation. The Legal Clinic is a win-win situation where students are able to grow as practitioners and the underserved elderly population of Miami-Dade County is able to access direct legal services. Nothing compares to my students’ reaction when they successfully acquire public benefits, housing, or Social Security Income for one of their indigent clients.”

Working with clients has proven invaluable for the students at the Health and Elder Clinic.

“As a student in the Clinic, I handle my clients’ cases from intake to closing,” explains Aleksandra Cuprys, a third-year law student. “Through the representation of clients, students have to struggle with difficult real-life issues, learn how to communicate with their clients, and deal with ethical dilemmas. It’s the only opportunity in law school where students actually practice on how to be a lawyer.” Douglas Baier, a second-year law student, concurs.

“The practical training I have received is truly invaluable,” said Baier. “Having clients that I am accountable to has really put my learning into perspective. Through just one semester at the Health and Elder Clinic I have learned more and grown more as a student than I ever thought possible.”

For one disabled client, in particular, the Health and Elder Clinic has made a real difference in her life. The Clinic was able to obtain citizenship for the elderly Cuban woman. For the first time ever, she was able to vote in the U.S. presidential election this past November.



“Your daily work is a great tribute to the spirit that made the United States a great nation,” wrote the client’s son in a letter to the Health and Elder Law Clinic. “You have returned the faith, the hope and the possibility of a dignified life to many people.

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WEST GROVE HISTORIC Black Churches Program

The Center for Ethics and Public Service Forms
an Alliance with Black Churches

With her 13-year-old son, Isaiah, by her side, Crystal Braddy took her usual seat in West Coconut Grove's Greater St. Paul AME Church and began to listen to the well-dressed man who stood at the pulpit. Braddy has been a member of the church for 12 years, and during that time, she has heard ministers preach on all kinds of religious topics. But this was a different kind of sermon. Louis Chiavacci, the man standing at the pulpit, began talking about credit card interest, prepaid college savings plans, living wills, and investments.

“Your financial future, to a large extent, is in your hands, depending on the choices that you make,” Chiavacci, a Merrill Lynch broker and financial planner, told the worshippers. He was conducting a financial self-sufficiency workshop, an unlikely topic for a Sunday church service. But soon, more workshops on a range of topics will be given for churchgoers all over this Miami community. It is part of a new alliance that has been forged between the historic black churches of West Coconut Grove and the University of Miami law school's Center for Ethics and Public Service, an initiative of six in-house clinics staffed by students who provide legal services such as health and children's rights counseling to the underserved.

Spearheaded by the center's Community Economic Development and Design clinic (CEDAD), this burgeoning partnership seeks to solve the West Grove's most pressing problems by going through one of the few institutions in the community that has demonstrated an ability to foster change.

“In communities like the West Grove, where there are pockets of poverty, economic despair, and devastated infrastructures, we've found that the best places to go to reach out to people in need are the churches,” says Tony Alfieri, the UM law professor who directs the center.

The financial planning seminar given by Chiavacci at Greater St. Paul is just the first cog in this fledgling alliance. At other historic houses of worship in the West Grove, such as Christ Episcopal and Macedonia Missionary Baptist Churches, Alfieri and his students plan to conduct seminars and workshops on education, taxes, tenants' rights, and other issues, providing avenues of free legal assistance to church members, many of whom are longtime residents of a community in crisis.

The West Grove faces staggering problems, with crime, high rates of unemployment and drug addiction, and a lack of affordable housing topping the list. Local churches have undertaken efforts to solve many of these problems. Greater St. Paul feeds the homeless every Wednesday, organizes clothing and voter registration drives, and is renovating a house as a youth center.

But the churches need help, and the Center for Ethics and Public Service is providing it. Since it began 12 years ago, the center has maintained a strong presence in the West Grove, partnering with organizations such as the Coconut Grove Collaborative on initiatives aimed at addressing the area's needs.

For some residents, the center is one of only a few legal aid options available to them. **“They feel comfortable talking to us about certain things because we're already involved with so many organizations [in their community],”** says Kiara Griggs, a third-year law student and CEDAD fellow.

Sixty-six-year-old Jimmie Ingraham, a retired bus driver and member of Greater St. Paul who was born and raised in the West Grove, hails the new partnership, predicting that it will help tremendously because “churches are a link to the community.”

A letter from LAA President LUCINDA HOFMANN



The University of Miami School of Law Alumni Association (LAA) is delighted to share with you a brief report on alumni events and accomplishments that have occurred since the last issue of the *Barrister* was published.

Already this year, we have honored several of our distinguished alumni with LAA awards and receptions.

This fall, we presented the Honorable A. Jay Cristol, BA '58, JD '59, Ph.D. '97, a U.S. Bankruptcy Court judge for 23 years, a former president of the Law Alumni Association (1985), and one of our most loyal and involved alumni, with the fourth annual Henry "Lat" Latimer Leadership and Professionalism Award. We also recognized the leadership and service of another past president and loyal alumnus, Gregory M. Cesarano, JD '76, by presenting him with the Thomas Davison, III Memorial Service Award. And it was my particular pleasure to present the Alumni Achievement Award to a most deserving alumna, colleague, and friend, Linda Collins Hertz, JD '73.

Later in the fall, we hosted a reception for the President-elect of the American Bar Association, alumna Carolyn B. Lamm, JD '73, and presented to her the Distinguished Alumni Award. This award was established to expand our reach by recognizing the achievements of our alumni in their communities throughout the country.

If you know these honored alumni, please congratulate them on their awards. If you know of other deserving alumni, you can nominate them for these awards by contacting the Alumni Office. Also, be sure to inform us of your own promotions, achievements, and awards so that we can publicize them on our website and in future issues of the *Barrister*.

Our reunions and Homecoming activities were a smashing success due to the enthusiastic leadership of our Vice President for Alumni Relations, Jerry M. Markowitz, JD '74, and the superb planning of the Reunion

Committees. With the fortuitous addition of Professor Minette Massey's retirement party on Thursday night, it was party, party, party, and even a little rain did not dampen our spirits! We have many other fun events scheduled throughout the coming year and encourage you to visit our website at www.law.miami.edu for a schedule of these events and ongoing reports – including photographs – of LAA activities.

Under the leadership of our Vice President for Fundraising, Elizabeth B. Honkonen, JD '98, we have completed our Strategic Plan. We thank the many alumni who participated by answering our questionnaires and giving us valuable input.

Along with our Student-Alumni Mentoring Program, headed by our Vice President for Regional Programs, Charles S. Rowley, Jr., JD '93, we are implementing a program to introduce new Law School faculty members to local alumni through monthly luncheons hosted by local law firms. We hope that you will take advantage of this opportunity to meet and come to know our talented and nationally-recognized faculty members.

We are lucky to have on staff a new, energetic, and enthusiastic Annual Fund Director, Tai Palació. I hope you will have the opportunity to meet her and to help her arrange fund-raising and other alumni activities in your community.

And last, in all economic times – good and bad – our nation needs well-educated lawyers. So, please, keep your contributions coming. A check in any amount is greatly appreciated. Your tax-deductible donation may be designated to a particular scholarship or left undesignated, in which case it will be used to fund special projects. As a reminder, a donation of \$1,000 or more gives you membership in both the Law School's Dean's Circle and the University's President's Circle. So go for it!

Under the leadership of our Acting Dean, Paul R. Verkuil, our alma mater continues to grow and strengthen. This year, resolve to be involved in this growth and to support it with your participation and contributions. Many thanks!

Lucinda A. Hofmann

Lucinda A. Hofmann, JD '91
President, University of Miami School of Law
Alumni Association

DORIAN DENBURG, JD '82

When Dorian Denburg began law school, she never thought she would actually be a lawyer. Interested in politics and public affairs, she expected to use her degree to legislate, not litigate. "I went to law school because I was going to go into public service. I was never planning to practice law," she explained. With one year of law school under her belt, Denburg spent

the summer working at a Miami firm and then she was hooked. "I got the bug and decided from there I wanted to practice," she recalled. After graduation, Denburg spent seven years at Shutts and Bowen in Miami and was then asked by BellSouth's predecessor (Southern Bell) to join the company as its first outside counsel to come in house. This practice, though more common now, was unusual at the time. "They gave me tremendous opportunities to diversify my practice and to grow," she said.

She worked with BellSouth in Miami for nine years before moving to the headquarters in Atlanta when the company created a position for her in 1998. She is currently the General Attorney for what is now AT&T South. Her "solution-driven" practice covers a wide range of responsibilities, including counseling clients, advancing and protecting AT&T's interests in federal and state legislation, and supporting and arguing regulatory matters.

Denburg has vivid memories of her time at the Law School. The late Dean Soia Mentschikoff played a vital role in Denburg's experience, helping her to shape who she was to become as a lawyer. "She had her hand on my shoulder and at my back," Denburg remembered. When she spoke about Dean Mentschikoff, the adjectives began to flow. "She was larger than life, brilliant, out of the box, unafraid, dynamic, and a team builder," she said without hesitation. "She was an extraordinary person."

Denburg stays connected to the Law School through events in the Atlanta area and in Miami. She served as a co-chair of her class reunion committee and was on the committee for the farewell gala in honor of Dean Dennis O. Lynch in May 2008.

One organization Denburg devotes a tremendous amount of time to is the National Association of Women Lawyers (NAWL), "the leading national professional organization devoted to interests of women lawyers and women's rights." Currently the vice president, she has been a board member since 2005, and in the spring of 2009 she will be named president-elect for the 2010 term.

The issue of women and the law is a familiar one to Denburg, who recalls what it was like to raise three young children and practice law at the same time. "I had to balance a lot of needs as a mom and a lawyer," she said, reflecting on the earlier days. Although her children are older now - one son is twenty and her twins (a son and daughter) are sixteen - she still has to figure out how to manage it all. "I am very organized, and I make lots of lists," she admitted. "I see my world as being made up of different communities," she explained, and bridging those communities presents her with both challenges and rewards.

MARLENE QUINTANA, JD '96

While most law students typically have three years to develop a connection to their school and surrounding community, Marlene Quintana, B.S. '93, J.D. '96, spent seven years at the University of Miami. Twelve years later, Quintana's ties are still strong. She particularly enjoys working in the same city where she went to college and law school. "I enjoyed getting to know a variety of different people whom I now see all the time," she explained.

Quintana kept herself busy during her days at UM, earning many honors and achievements along the way. She was associate editor of the *InterAmerican Law Review* and president of the Hispanic Law Students Association. She was also inducted into the prestigious Iron Arrow honor society and the University of Miami's chapter of the Order of the Coif. Reflecting on her time at the School of Law, Quintana credits her professors with providing her the solid foundation she needed to practice law. "I thought the education was superior and exceptional," she said.

“I thought the faculty was accessible. We were taught that the rule of law should be respected.” One mentor in particular stands out for Quintana. “Dean Jeannette Hausler was an exceptional role model for me and many other young women, especially young Hispanic women, and she always encouraged us to reach the next level,” Quintana remembered.

The shareholder at the Miami law firm of Gray Robinson, PA, Quintana specializes in labor and employment law. She credits former UM Law professor Michael Fischl with helping her direct her focus toward her current practice area. “I had figured out what I didn’t want to do,” she said, “and Professor Fischl thought my personality would be very well suited for employment law.” Also a certified mediator, Quintana appreciates the broad range of opportunities in her practice. “Not only do I get to react to problems, but I get to do a lot of preventative work and shape the culture of a company and the way they handle their employment issues,” she explained.

Quintana is a strong leader in the Miami legal community. President of the Cuban-American Bar Association for the 2008 term, she has held a position on the CABA board since 2003. Her role with CABA has given Quintana even more opportunity to stay connected to the University of Miami through endowed scholarships and an active mentoring program. She also serves on the Law Alumni Board. Recognizing her outstanding leadership role in Miami, the School of Law recently presented Quintana with the Law Alumni Leadership Award.

Not only is Quintana devoted to the legal community, she is committed to a number of civic organizations as well. She is on the board of Miami Bridge Youth and Family Services, and serves as a mentor to the group, Take Stock in Children. Her passion for being involved and helping others reflects her personal philosophy, one that she is willing to share with current law students and recent graduates. “My best advice is to get involved early in different organizations both inside and outside the law and stay involved,” she explained. “It helps your career, but it also fulfills an obligation we have to give back to the community.”



CHERYL LITTLE, JD '85

Cheryl Little, co-founder and executive director of the Florida Immigrant Advocacy Center (FIAC), knows what it’s like to leave her homeland behind and seek out a new life in America.

“I was fortunate,” said the Montreal native, “because I was able to come legally in 1968, and I’m now a proud U.S. citizen.”

However, many of the people whom Little has dedicated her career to helping haven’t been so fortunate. Often they have fled violence, persecution, poverty and despair in their native countries only to face “unfair and unjust policies and practices” in the United States, said Little, who is regarded as one of the nation’s leading advocates for Haitian refugees and other immigrants.

For her “tireless efforts” in an increasingly difficult cause, Little has received both accolades and hate mail – even threats on her life. None of this fazes her; Little is motivated from within and inspired by thousands of courageous clients over the years. Her latest honor is national in scope: the 2008 Morris Dees Justice Award, given annually since 2006 to a lawyer who has invested their career working in the public interest and has brought about positive change. Created by Skadden, Arps, Slate, Meagher & Flom LLP & Affiliates and the University of Alabama School of Law, the award was given to Little this past November.

“I cannot emphasize enough the dedication, commitment and tireless efforts expended by Cheryl Little...and the many talented lawyers who have traded lucrative private practice careers to perform this public service for the poor,” said the Honorable Rosemary Barkett, of the 11th Circuit Court of Appeals and a former Florida Supreme Court chief justice, in a comment to the Morris Dees Justice Award committee.

Having a sharp legal mind is only one aspect of her advocacy, which requires a broad range of skills and personal commitment, said FIAC Board President Carl Goldfarb, a partner with the law firm Boies, Schiller & Flexner LLP.

“Cheryl gives voice to the powerless, speaking on their behalf in court, in the halls of Congress and in the pages of our nation’s newspapers,” Goldfarb said. “No case is too small for her, no cause too daunting. She has touched and transformed thousands of lives. Cheryl is beloved by those she has helped, a beacon of hope to others in need and an inspiration to us all.”

Little entered law school focused on pursuing public interest work. After her first year at the progressive Antioch School of Law in Washington, D.C., she transferred to UM. She interned with the Dade County Public Defender’s Office, which was “a wonderful experience.” In her third year of law school, she discovered her public-interest passion during a course in which students could write a paper on a topic of their choice. Little chose: “The Haitian Refugees: A People in Search of Hope.” After she graduated cum laude, Little was hired by the Haitian Refugee Center, where she worked for seven years litigating successful class-action cases that affected tens of thousands of Haitian refugees nationwide.

In 1992, she joined Florida Rural Legal Services in Miami, continuing to meet one-on-one with refugees, training asylum officers and working on major federal court cases involving the rights of detained Haitians. “I was hoping to give Haitian refugees a voice,” Little said. With the help of award-winning filmmaker Jonathan Demme and an entourage of film stars including Susan Sarandon, Julia Roberts, Robert DeNiro and Gregory Peck, Little was able to secure the humanitarian release of 100 unaccompanied Haitian children following a coup in 1991. “Sometimes,” Little said, “it takes more than a village.”

Despite an uphill battle, especially after an immigrant backlash following the September 11th terrorist attacks, Little and FIAC have recorded significant victories. Just this past summer, FIAC and an Arizona law firm obtained the release of a legal U.S. resident with life-threatening cancer who had been detained more than a

year by Immigration and Customs Enforcement (ICE). In addition, in suits filed in Federal Court, the agency has forced the government to stop unlawful delays in determining citizenship for more than 30 immigrants who now will be able to vote this year for the first time.

Little, who has a broad smile and is quick to break into laughter, said the rewards for immigration work are deep, but not typical in the legal field. “It’s difficult work and staff salaries are certainly inadequate. But at the end of the day, if you can save a life, it’s great satisfaction. Doing something you believe in has its own rewards,” she said. “I love what I do.”



TIM RAVICH, JD '99 used to have dreams of flying. “I always thought I would be an airplane pilot,” he said, reflectively. Instead, he became a lawyer who never stopped thinking about the sky. Four years ago, he started taking flying lessons, and now Ravich can say his dreams have come true. An attorney at the Miami firm of Clarke, Silverglate and Campbell, PA, Ravich specializes in aviation law (no surprise there), commercial litigation, and products liability defense.

A native of Boston, Ravich grew up in Miami and went to Brandeis University. He returned to Miami to go to law school, and then he went on to earn his Masters in Business Administration in Aviation Policy and Planning from Embry – Riddle Aeronautical University. As a law student, Ravich was elected senator of the Student Bar Association and was editor-in-chief of the University of Miami Business Law Review. He was also tapped for membership in the Iron Arrow honor society, the highest honor attainable at the University of Miami. Ravich had the privilege of studying law under professors Richard Hausler, John Gaubatz, and M. Minnette Massey. “The ongoing legacy of professors Hausler and Gaubatz is and will forever be an important part of my practice, especially their lesson that lawyers must practice not only with a precise analytical mind, but also a clear sense of the inherent justice and injustice of every situation,” he said.

Staying connected to the School of Law is not too difficult for Ravich. Each fall, for the past three years, he has taught a course in aviation law. Ravich’s course is the only one of its kind at the Law School, and the enrollment in his class has increased steadily since he first started teaching. He is also an adjunct professor of trial and appellate advocacy at Florida International University College of Law.

Somehow between practicing law, teaching, and flying lessons, Ravich managed to become the youngest president in the history of the Dade County Bar Association (DCBA). Incorporated in 1920, the DCBA is the largest voluntary bar association in the state of Florida. “My relative youth has informed my agenda to refresh the outlook and operations of our organizations in the e-commerce era,” Ravich explained. “The goal of my administration is to optimize business for our members in today’s difficult economic climate without also sacrificing the need to give back to the community through pro bono work.”

Ravich is involved in other professional and civic groups, lending his energy and leadership to various community organizations. He is vice president of the Greater Miami Aviation Association and a board member of both the Aventura-Sunny Isles Chamber of Commerce and the Legal Services of Greater Miami. He also serves on the Florida Bar’s aviation law committee and has been elected a fellow of the American Bar Foundation, a prestigious honor limited to one percent of all attorneys in the country.

For Ravich, the future seems limitless. He has a unique combination of youth, energy, skill, and leadership, and he is motivated to do his part to contribute to his profession and his surrounding community. He works hard to remember his role both as a lawyer and as a member of society. “Right or wrong, the practice of law today is as much about business as it is about the law,” he explained. “In this atmosphere, the next generation of lawyers is facing unprecedented challenges to find employment and drum up business. However, our legal community must be careful not to lose the ideal of the lawyer-citizen. Lawyers are public citizens having special responsibilities for the quality of justice.”

CRAIG ROBINS, JD '87



Craig Robins is widely acclaimed for revitalizing South Beach, rejuvenating the Miami Design District and creating innovative, aesthetically vibrant urban communities. What is not as well known: he earned his JD at UM’s Law School in 1987 while training for triathlons, he recently joined the Law School’s Visiting Committee and,

in December, hosted the committee’s initial reception at his distinctive, art-infused Dacra offices.

“My law school years were a magical time for me,” said Robins. “The experience of being engaged in both rigorous mental and physical activity was inspiring.” Born in Miami Beach, Robbins recalls his early years as a time when Miami was in many ways a sleepy town. By the 1980s, as he graduated from UM, the international influence had begun to take hold. “Seeing the neighborhoods that I had grown up in and Miami itself become much more regarded internationally as a city of the future was exciting for me,” he said. “I love the way Miami was when I was a child and it has been especially nice to grow up with the city and see it grow as well.”

With a family background in real estate development, Robins father, Gerald “Jery,” Robins, a longtime UM supporter, provided personal and professional guidance. Since those early years, the unique integration of Craig’s eye for design, his passion for modern art and an abiding respect for the historical significance of acquired lands has driven him to remarkable success.

From his instrumental efforts to attract the vitality of Art Basel to Miami; to sponsoring Design Miami and Design Miami/Basel that showcase designers at parallel events in Miami and Switzerland; developing AQUA, his latest residential enterprise at the former site of St. Francis Hospital where he was born; fostering new artists in residence through a collaboration of his Anaphiel Foundation, the UM and the Knight Foundation; to his global effort to establish green communities in China – Robbins has effectively and repeatedly assembled diversely talented individuals – architects, artists and designers - to collaborate, explore and create a vista of unique initiatives that not only inspire those involved, but that enrich

the culture and character of a community.

Another formative influence on Robins' professional career took root in his Corporate Finance class at UM Law. "Professor Elliott Manning taught valuation as an abstract concept," said Robins. "How one could structure a transaction or ownership in different ways and improve the value. This teaching helped me to think in a broader way." Indeed, Robins has been an astute consumer of undervalued properties that generate tremendous value by enhancing the individuality of the neighborhoods.

To Professor Manning, "Craig is an excellent example that a good legal education can have major advantages in pursuits other than the conventional practice of law. From his record, and I hope his legal education can claim some of the credit, his business career seeks to do good things, not necessarily make the most money as fast as possible. If we had more business executives and entrepreneurs like him, I suspect we would not be facing the current financial crisis."

"Going to law school taught a different level of work ethic than I had in college," said Robins. "It inspired critical thinking, critical writing and critical reading in a way I had not experienced. It made me generally more sophisticated and more prepared to work in the business world and it's an important part of what makes everything that I do function better. This becomes especially apparent as I do business in other countries. As I travel around the world, particularly visiting emerging economies, I realize the importance of a strong legal system and the uniqueness of our country. We can easily take for granted those things that protect us to some extent because our legal rights seem so guaranteed."

Participating on the Law School Visiting Committee is not unlike many of Robins' other creative endeavors that bring together outstanding individuals to share innovative ideas that will advance a great foundation to even higher quality. "Paul Verkuil and Donna Shalala are wonderful examples of how extraordinary people become attracted not only to the school but also to our city and how vital that can be. Donna showed incredible vision by bringing in Paul as the acting Dean. He's such an enlightened person and a good friend. I also have a very close friendship with Carlos de la Cruz, the Visiting Committee Chairman. Being back involved at a time when Paul and Carlos have agreed to put their energy toward the current transition and evolution of

the school is an especially meaningful opportunity for me," he added. "With a good existing base here at the school and new attention of remarkable people like Paul and Carlos, we have the right combination of elements to ultimately define our city and our school as a nationally vital center of legal study."

TOM ROONEY, JD '99

Tom Rooney, JD '99, was elected in November to the United States House of Representatives for the 16th Congressional District of Florida, which spans the state from Palm Beach north to Fort Pierce and west to Port Charlotte. Not since the late Representative Dante Fascell has the University of Miami School of Law been represented in Congress by an alumnus. After garnering nearly all the major newspaper endorsements in the district, Rooney went on to capture over sixty percent of the votes against incumbent Tim Mahoney. Sworn in to Congress in January 2009, Rooney's first act was to co-sponsor the "Stop the Congressional Pay-Raise Act," which would block the automatic \$4,700 pay raise for members of Congress.



Rooney was raised in Palm Beach Gardens, Florida and attended Syracuse University and Washington and Jefferson College outside of Pittsburgh where he earned his B.A. in English literature. After working for Senator Connie Mack in Washington D.C., Rooney returned to Florida to attend the University of Florida where he received his Master's degree. From there, he went on to attend the UM School of Law, because he "wanted to put roots down in South Florida." Rooney met and married his wife, Tara, while at Law School.

Rooney fondly recalls his classroom experiences at the Law School, especially with Professors Terrence Anderson and the late John Hart Ely. He took Constitutional Law with Professor Ely and noted that he was "a great professor, very challenging, but fair." He also specifically remembers Professor Andersen's deliberate speaking style.

After law school, Rooney spent over four years in the United States Army JAG Corps. Most notably, he

served as Special Assistant U.S. Attorney at Fort Hood, Texas, prosecuting all civilian crimes on post. Rooney successfully prosecuted more than ten cases in just over two years. He also gained hundreds of convictions during that time. While at Fort Hood, the events of 9-11 occurred, leading Rooney to enter public service.

After his experiences in the Army JAG Corps, Rooney returned to Florida where he went to work as an Assistant Attorney General under Charlie Crist. While a criminal prosecutor for the Office of Attorney General, Rooney became involved with The Children's Place at Home Safe, a local charity that each year serves over 300 abused, neglected, and abandoned children. Because of

his work as director of Home Safe, Governor Jeb Bush appointed Rooney to the Children's Services Council of Palm Beach County Board of Directors in January 2006.

When asked to share one piece of advice for current students at the School of Law, Rooney said "to be a good lawyer is the same as being a good lawmaker – you need to understand both sides of complex issues. That way nothing surprises you."

CLASS NOTES

Class of 1956

Sheldon Palley, JD '56, and his wife Myrna donated over 100 pieces from glass artists to the Lowe Art Museum, as well as \$1.7 million to create the Palley Pavilion for Contemporary Glass and Studio Arts.

Class of 1957

Jack Samuel Ring, JD '57, has become Of Counsel to Goldberg Weisman & Cairo.

Class of 1970

Roy Black, JD '70, led an extremely successful fundraiser for Bay Point Schools.

Class of 1973

Hon. Stanford Blake, JD '73, was featured in an article in the Boston Globe.

Norman Leopold, JD '73

received the first ever City of Aventura Distinguished Citizen Award.

Class of 1974

Lewis B. Freeman, JD '74, received the designation of Certified in Financial Forensics from the American Institute of Certified Public Accountants Council.

Jerry M. Markowitz, JD '74

was named a "Top Lawyer in South Florida" in the 2009 South Florida Legal Guide.

Class of 1975

Ronnie B. Gallina, JD '75, joined JAMS, The Resolution Experts.

Christine Hall, JD '75

is the director of the Alexandria Law Library

Class of 1976

M. Ann Bradley, JD '76, was included on Woodward White, Inc.'s 2009 list of the Best Lawyers in America.

T. Randolph Cox, JD '76

was included on Woodward White, Inc.'s

2009 list of the Best Lawyers in America.

Thomas Ringel, JD '76

was named a "Top Lawyer in South Florida" in the 2009 South Florida Legal Guide.

Class of 1977

Dean Colson, JD '77, received the James W. McLamore Outstanding Volunteer Award at the 2008 National Philanthropy Day Luncheon.

David S. McLeod, JD '77

was appointed Assistant Commissioner of Agriculture for Policy, Communications & Legal Affairs with the North Carolina Department of Agriculture and Consumer Services.

Jack Sobel, JD '77

published "The Flower Man's Daughter," a fictional account of a rookie CIA officer in Chile during the 1973

coup that overthrew President Salvador Allende.

Class of 1979

Patrick Barthet, JD '79, was appointed by the Republic of Malta as Honorary Consul for the State of Florida.

Bruce P. Meyerson, JD '79

joined Goulston & Storrs' New York office as a Director in the real estate finance group.

Howard Talenfeld, JD '79

raised more than \$125,000 for Florida's Children First. Howard was included in the South Florida Legal Guide for 2009.

Class of 1980

Thomas D. Hall, JD '80, is the 2008-2009 President of the National Conference of Appellate Court Clerks.

Class of 1981

Hon. Barbara S. Levenson, JD '81, has written

a debut novel, *Fatal February*, released by Oceanview Publishing on February 1, 2009.

Laurence Litow, JD '81, joined Roetzel & Andress in Ft. Lauderdale as partner.

Class of 1982
Kimberly Leach Johnson, LLM '82, was named a 2008 Florida Super Lawyer by Law & Politics Media, Inc.

Class of 1983
James Ferraro, JD '83, was honored by the Buoniconti Foundation for his dedication to the Miami Project to Cure Paralysis.

Robert C. Meyer, JD '83, published "Section 522(f): Forward to the Past or Back to the Future?" in Volume 82, No. 10 of the Florida Bar Journal.

Class of 1984
N. A. "Nick" Ammar, Jr., JD '84, was included on Woodward White, Inc.'s 2008 list of the Best Lawyers in America for Virginia.

Steven E. Eisenberg was selected as a "Top Lawyer in South Florida" in the 2009 South Florida Legal Guide. Steven was also selected for Woodward White, Inc.'s The Best Lawyers in America 2009.

Peter Reinert, JD '84, was selected for The Best Lawyers in America 2009. Peter was appointed to the board of trustees for the Sweetwater Episcopal Academy.

Diana Santa Maria, JD '84, was included

in the Best Lawyers in America for 2009.

Class of 1985
Ervin A. Gonzalez, JD '85, was featured on the cover of Florida Super Lawyers 2008 Magazine as one of Florida's top attorneys. Ervin was elected to the St. Thomas University's Board of Trustees.

Michael J. Higer, JD '85, was elected to the Florida Bar Board of Governors as a representative of the Eleventh Judicial Circuit.

Steve Silverman, JD '85, delivered the opening remarks and participated in the conference "Commercial Real Estate: Workouts, Turnaround, and REO" held in Miami.

Class of 1986
Donald P. Dufresne, JD '86, was re-elected President of the Palm Beach County Sports Commission.

Crane A. Johnstone, JD '86, was nominated by the Daily Business Review as one of South Florida's most effective Personal Injury lawyers.

Kimberly Kolback, JD '86, was a panelist at the seminar "From Hollywood to Hollywood: EASL at the Emmys" in Beverly Hills, California, on September 20, 2008.

Class of 1987
Ronald L. Bornstein, JD '87, joined Hodgson Russ LLP as partner.

David C. Rex, LLM '87, was selected as a "2008 Texas Super Law-

yer" by Texas Monthly Magazine.

William Pena Wells, JD '87, was appointed to the Board of Directors of the Downtown Bay Forum.

Class of 1988
John C. Strickroot, Jr., JD '88, was named to the Board of Directors of Habitat for Humanity of Palm Beach County.

Class of 1989
J. Everett Wilson, JD '89, was named to the Board of Directors of Make-a-Wish Foundation of Southern Florida.

Franklin Zemel, JD '89, was appointed to the American Arbitration Association's National Roster of Arbitrators.

Class of 1990
Albert L. Frevola, Jr., JD '90, joined Adorno & Yoss.

Michael R. Gibbons, JD '90, was included in The Best Lawyers in America for 2009.

Cathy Stutin, JD '90, and the firm where she is a partner, Fisher & Phillips LLP, received the 2008 Broward Partnership for the Homeless, Inc. Special Recognition Award.

Class of 1991
Lucinda A. Hofmann, JD '91, joined Shubin & Bass.

Jeffrey Rinde, JD '91, spoke at the PIPEs Conference in New York City in November. In October, Jeffrey spoke at the Global Chinese Financial Forum in Dalian, China, and at the Fall 2008

China Growth Conference in New York City.

Bridget Whitley, LLM '91, was named vice chair of the probate division of the Pennsylvania Bar Association's Real Property, Probate, and Trust Law Section.

Class of 1992
Amanda M. McGovern, JD '92, joined Bilzen Sumberg Baena Price & Axelrod LLP as a partner in the firm's litigation group. She was named in Florida Trend's "Legal Elite" in 2008.

Class of 1993
Randy C. Bryan, JD '93, has served in the Reserve Component of the Navy's JAG Corps since leaving active duty in 1997. In 1999, Randy opened the Law Offices of Hoyt & Bryan, LLC. Randy was recalled to active duty and served in Iraq until February 2009.

Alexander Reus, LLMLL '91, JD '93, represented Deka Investment GmbH and Deka International SA Luxembourg as lead plaintiffs in the worldwide securities class action litigation against General Motors and obtained a \$303 million settlement in July.

Class of 1994
Julie Gonzalez Cohen, JD '94, was named partner at Strock Cohen & Warburton in Weston.

Class of 1995
Carlos O. Fernandez, JD '95, joined Frank J. Taddeo, Esq., to form Taddeo & Fernandez.

Irene Recio, JD '95, was named a "Top Washington Lawyer" of 2008 by the Washington Business Journal, and was honored as the area's Top Immigration Lawyer.

Class of 1996

Leyza Blanco, JD '96, was a panelist on the topic of protecting clients and firms from bankruptcy and foreclosure at the first Family Law American Inn of Court.

Melanie Emmons Damian, JD '96, is the 2008-2009 President of The Women's Chamber of Commerce of Miami-Dade County.

Karen Renz, JD '96, was a finalist for the Cincy Magazine ATHENA Award which recognizes outstanding women in the Greater Cincinnati Area.

Josh Silber, JD '96, has formed Abend & Silber, PLLC, in New York City.

Douglas S. Stransky, JD '96, LLM '97, is the co-chair of the International Tax Committee of the Tax and International Law Sections of the Boston Bar Association.

Class of 1997

Alex Espenkotter, JD '97, LLM '98, joined Bilzin Sumberg Baena Price & Axelrod as partner.

Mary Claire Espenkotter, JD '97, joined the law firm of Damian & Valori LLP as Of Counsel.

Kenneth A. Gordon, JD '97, is Florida Bar Board Certified in the area of Marital and Family Law.

Lauren D. Levy, JD '97, was named partner at Butler Pappas Weihmuller Katz Craig.

Hannesson Murphy, JD '97, has been elected partner at Barnes & Thornburg LLP.

Class of 1998

Stephen R. Guth, JD '98, is the executive director of the National Rural Electric Cooperative, is an adjunct professor at the University of Maryland's graduate school, and published his second book, "The Contract Negotiation Handbook: An Indispensable Guide for Contract Professional".

Shelly A. Wald, JD '98, discussed the Florida Trust Code at a recent West Palm Beach Chapter of the Florida Institute of Certified Public Accountants seminar.

Class of 1999

Karen E. Salas-Morales, JD '99, LLM '06, was named partner at Kirkpatrick & Lockhart Preston Gates Ellis in Miami.

Class of 2000

Ardith Bronson, JD '00, was appointed to counsel with Weil Gotshal in Miami.

Victoria Chemerys, JD '00, was named partner at Ford & Harrison in Miami.

Jason E. Havens, JD '00, was appointed

Treasurer of The Able Trust and re-appointed as Co-Chair of the ABA's Charitable Planning Committee.

David Kron, LLM '00, was named partner at Ruden McClosky.

L. Ryan Pinder, JD '00, LLM '01, joined Becker & Poliakoff as a partner.

Mark A. Rothenberg, JD '00, joined the legal department of Southern California Edison.

Benjamin Wolkov, JD '00, has become partner at McDermott Will & Emery in Miami.

Class of 2001

Rachel Lopate Rubio, JD '01, was selected as a "Top Up and Comer" by the 2009 South Florida Legal Guide.

Class of 2002

Jeffrey P. H. Caizeau, JD '02, is the 2008 President of the Haitian Lawyer Association. Jeffrey joined Ehrenstein Charbonneau Calderin in Miami as Of Counsel.

Class of 2003

Melissa B. Catello, JD '03, joined Dickie, McCamey & Chilcote, PC.

Matthew J. Zipay, JD '03, LLM '05, was elected to the Board of Directors for Voices for Kids of Southwest Florida.

Class of 2005

Emily S. Pan, JD '05, presented "The Disposition of Bodily Remains and Everything You Wanted to Know

about Cremation and Organ Donation" at the Cincinnati Bar Association's 18th Annual Basic Estate Planning and Probate Institute.

Class of 2006

Rolando Silva, JD '06, of the Palm Beach County Sheriff's Office was featured in an October 2, 2008, Palm Beach Post article, "Sheriff's captain has soft spot for children."

Class of 2007

Mahvish Rukhsana Khan, JD '07, wrote a memoir entitled *My Guantanamo Diary: The Detainees and the Stories They Told Me*, detailing her experiences as an interpreter and defense attorney for prisoners held at Guantanamo Bay.

Class of 2008

Eric Bluestein, JD '08, joined Freidin Dobrinsky.

Dana Gordon, JD '08, joined McDermott Will & Emery in the Miami office.

Robin H. Organek, JD '08, joined Shutts & Bowen.

Ethan J. Wasserman, JD '08, joined Shutts & Bowen.

QUESTIONNAIRE

UNIVERSITY OF MIAMI LAW ALUMNI ASSOCIATION ACHIEVEMENT AWARD NOMINATION

The Law Alumni Association, in its quest to expand its reach into the national alumni community, has established the "University of Miami Law Alumni Association Achievement Award." Our goal is to recognize alumni on a national and international level, whose professional achievements and service to the communities at large have earned them the recognition of distinguished alumni.

We encourage your nomination of individuals who fulfill the criteria: "Individuals who are graduates of the University of Miami School of Law and who have excelled in his/her chosen profession, in the public or private sector, or in service to the legal community."

Name: _____ I nominate: _____ Class of: _____
 Email: _____ Accomplishments/Reasons for this nomination:
 Address: _____ (You may include a resume if one is available:)
 Office phone: _____
 Fax: _____

SHARE YOUR NEWS!

From all reports, the most avidly read section of the Barrister, both printed and Web site versions, is "Class Notes." The Law School's more than 18,000 alumni want to know what their classmates have been doing – the awards they have received, high-profile cases they have won, law firms or cities they have

moved to, pro bono activities they have undertaken, spouses they have married, etc.* Please note that space limitations do not permit publication of every submission in its entirety. The editors reserve the right to edit when necessary.

Name (Maiden): _____ Class of: _____
 Home address: _____
 City: _____ State: _____ Zip: _____
 Job title: _____
 Type of business: _____
 Employer/Firm: _____
 Business address: _____
 City: _____ State: _____ Zip: _____
 Office phone: _____ Fax: _____
 Email address: _____
 I am interested in serving as a member of the Alumni Advisory Group to the following student organization _____
 I am/was a clerk in a domestic or foreign court.
 Court jurisdiction: _____
 Judge's name: _____
 Would you like your email address included in a dire able on UM Law's Career Development web site? Yes No
 Information for Class Notes: _____

Please mail this form to the University of Miami Law Alumni Association, P.O. Box 248087, Coral Gables, Florida 33124. You may also fax it to (305) 284-3968.

Thank you!

Named Scholarship Donor Luncheon

On Friday, October 31, 2008 the Office of Law Development and Alumni Relations, along with Acting Dean Paul R. Verkuil, hosted the annual Donor Luncheon in the Alma Jennings Foundation Student Lounge. This successful event provided donors and student recipients with the opportunity to celebrate the importance of scholarships and the true impact they have on the lives of law students.



Andre Dreyfuss, recipient of the Chaplin Family Scholarship, Lucinda Hofman, JD '91, President of the Law Alumni Association, Jeffrey Bass, JD '92, Wayne Chaplin, JD '82



Allison Perez, recipient of the Hon. Theodore Klein Scholarship, Miriam Klein Kassenoff



Brian A. Hart, BA '75, Jeannette F. Hausler, JD '53, Dean of Students Emerita, Mike Pieciak, Hugh L. Wood Jr./Quintairos, Prieto, Wood, & Boyer Scholarship recipient.



Milena Rudolph, Fulbright Scholarship recipient, Anne Fallert, Fulbright Scholarship recipient, Sabina Gulmaliyeua, Muskie Scholarship recipient, Paul R. Verkuil, Acting Dean of the School of Law, Magaly Cobian, Rafael Benitez Scholarship recipient, Samuel Mekonnen, Felsenstein Scholarship recipient, Jessica Morris, Director, International Graduate Law Programs



Acting Dean Paul R. Verkuil

Kapila Family Foundation Establishes Scholarship for Minority Students

The Kapila Family Foundation, a small family foundation located in Fort Lauderdale, Florida, recently committed \$25,000 to establish a scholarship at the University of Miami School of Law. This scholarship will assist minority students who are interested in the field of bankruptcy law.

The Director of the Kapila Foundation is Soneet R. Kapila, who is the founding partner of Kapila & Company, one of the foremost insolvency/creditors' rights and litigation consulting practices in Florida. Kapila has been appointed in the Federal District Court as Corporate Monitor and Claims Administrator, in Bankruptcy Court as Examiner, Chapter 11 Trustee of operating businesses and Liquidating Trustee, and in State Court as Receiver. Kapila is also a sitting member on the Panel of U.S. Chapter 7 Bankruptcy Trustees in the Southern District of Florida.

The other Directors of the Kapila Family Foundation are Dr. (Mrs.) Prabodh Kapila, a practicing rheumatologist in Plantation and Ravi Kapila, father of Soneet Kapila.

"Kapila & Company is very active in the legal community, especially in the bankruptcy field, and we wished to support minority students who have a financial need," explained Kapila on the reason why the Kapila family and company choose to create this scholarship at the UM School of Law.

"Having worked with several law school alumni, I hold the UM Law School in high regard," Kapila added.

Jerry Markowitz, JD '74 and a member of the Board of Directors for the Law School Alumni Association, helped shepherd the gift from the Kapila Family Foundation to the School of Law.

"As a bankruptcy lawyer, I was very pleased when the Kapila family decided to earmark this scholarship for minority students who have an interest in bankruptcy," said Markowitz. "And as an alumnus, I was thrilled to have played a role in establishing this scholarship that will help future generations of law students."

SHUBIN & BASS

Create Scholarship at UM Law School

“We are very proud of our firm’s extensive ties to the University of Miami School of Law,” said John K. Shubin, JD ’88, founding partner of the law offices of Shubin & Bass, P.A. “I can’t think of a better way to show our appreciation for the fabulous education it has bestowed upon all of us than to support its educational mission.”

The Law Offices of Shubin & Bass recently established a scholarship at the School of Law with a commitment of \$25,000. The Shubin & Bass, P.A. Scholarship will be used to support an academically qualified second- or third-year student, who has excelled during his/her first year in law school. Elizabeth Somerstein, a third-year student, is the first recipient of the Shubin & Bass, P.A. Scholarship, which was awarded for the first time last fall.

Located in downtown Miami, the boutique firm of eight attorneys was established in 1993 by Shubin and Jeffrey S. Bass, JD ’92. The firm’s practice areas include land use and zoning law, commercial litigation, constitutional and election law, first amendment litigation, and real estate disputes, as well as state, federal, and administrative appeals. All six full-time attorneys are graduates of the School of Law, including Lucinda A. Hofmann, JD ’91, the current President of the Law Alumni Association, Juan J. Farach, BBA ’89, JD ’92, Amy E. Huber, JD ’04, and Aaron C. Dunlap, BA ’04, JD ’07. One of the firm’s Of Counsel attorneys, David R. Hazouri, JD ’95, is also an alumnus. The firm’s other Of Counsel attorney, Rob-



ert A. Ginsburg, served for 25 years as the County Attorney for Miami-Dade County.

“The firm places a premium on relationships and community building,” said Bass. He added that, “because of the many and varied relationships between the Law School and the firm’s attorneys, the scholarship idea was a natural.”

“When well-trained law school graduates choose to practice law in a community,” said Shubin, “everyone in that community benefits in some way from their education and training, as well as from their involvement in professional, civic, and charitable endeavors. By rewarding academic excellence through our scholarship and encouraging the development of the civic values that are important to our firm, we hope to ensure that our community will be the beneficiary of our scholarship recipients’ future deeds.”

“Recognizing and rewarding excellence at the Law School helps to promote more excellence,” he added. “We are delighted to contribute to the attainment of the high standards shared by so many others in the Law School community.”

Law Firm of Zarco, Einhorn, Salkowski & Brito Establishes Scholarship

The law firm of Zarco, Einhorn, Salkowski & Brito, headed by senior partner, Robert Zarco, JD ’85, established an endowed scholarship at the University of Miami School of Law with a commitment of \$100,000. This scholarship will be



used to support academically qualified students who exhibit a passion for the law and small business.

“My law firm and I are especially appreciative of the foundational and academic contributions that the University of Miami School of Law has made to each of us as lawyers,” said Zarco. “We also believe that it is important to give back to the legal community and the local academic institution which made it all possible. There is nothing more gratifying than to reward bright law students with merit scholarships which will afford them the opportunity of earning a law degree and representing the interests of small business and entrepreneurs in their professional, legal and business relationships in the future.”

Located in Miami, the law firm is renowned for providing the highest caliber of legal services in the areas of franchisor/franchisee, manufacturer/distributor, automobile, truck and equipment dealers disputes, and complex commercial law including litigation, arbitration, and mediation in United States federal and state courts. Three partners in the firm – Zarco, Robert Einhorn, JD ’90, and Robert Salkowski, JD ’91 – are alumni of the UM Law School.

HOMECOMING

Class of '68



J. Frost Walker, Arnold R. Gellman, Prof. M. Minnette Massey, David Dickenson, Alan J. Goldberg, Richard Hauser and Katherine Dickenson



Arnold Gellman, Alan Weinstein, Mark Brodsky, Reunion Chair for Class of '68, Jay Hershoff

Class of '78



John W. Thornton and Hon. Federico Moreno, Reunion Chair for Class of '78



Bonnie Blaire, Marcia B. Dunn, Ellen Catsman Freidin, Andrea Casson, Melinda S. Thornton, Sheryl Tropin

Class of '83



Mark Raymond, Edith Osman, Beth Bloom ('88), Joanne Koren, Jay Koren



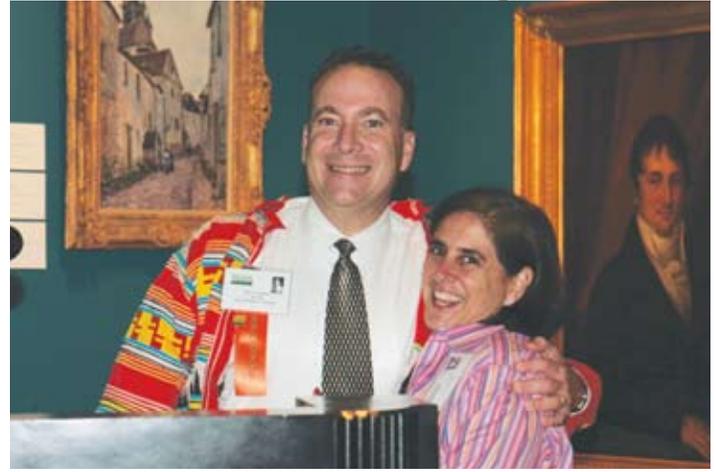
Lauren Brodie, Reunion Chair for Class of '83, Jonathan Goodman, Andrea Berman

HOMECOMING

Class of '88



Martin Zilber, Reunion Committee Member



Roy Kobert and Karen Gilbert

Class of '98

Gina E. Romanik, Reunion Co-Chair for Class of '98, Michael Rajtar, Reunion Co-Chair for Class of '98, Jorge A. Lopez



Michael Rajtar, Jorge A. Lopez, Todd A. Borrow, Elizabeth Honkonen, Jose G. Sepulveda

We gratefully acknowledge our sponsors:

Adorno & Yoss, P.A.
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Mattebella Vineyards
Matusalem Rum

Kenny Nachwalter, P.A.
Southern Wine &
Spirits of America

Yolanda Suarez
TotalBank
John F. Walker III

60th Annual Law Alumni Homecoming Breakfast

TotalBank was the generous corporate sponsor of the Law Alumni Association's 60th Annual Homecoming Breakfast, held on October 25, 2008.

The Honorable Stanford Blake, JD '73, served as Master of Ceremony. Jerry M. Marlowitz, JD '74 and Vice President of the Law Alumni Association, was Homecoming Chair.

During the festivities, President of the Law Alumni Association, Lucinda Hofmann, JD '91, presented the Thomas Davison, III Memorial Service Award to Gregory M. Cesarano, JD '76. The Henry "Lat" Latimer Leadership and Professionalism Award was presented to The Honorable A. Jay Cristol, JD '59, and Lewis J. Levey, JD '86, received the Past President's Award.



Hon. Lauren L. Brodie, JD '83, Patricia Redmond, JD '79, Hon. Stanford Blake, JD '73



Lee Penninger, Hon. Sue Cobb, JD '78, Hon. Federico Moreno, JD '78, Cristina Moreno, JD '78



Michael Guilford, JD '85, Mort Guilford, JD '56, Hon. Peter R. Palermo, JD '50



Karen Gilbert, JD '88, Hon. Beth Bloom, JD '88, Reunion Chair for Class of '88, Hon. Lauren L. Brodie, JD '83



Joanne Harvest Koren, JD '83, Reunion Class Committee member, Hon. Lauren Brodie, JD '83, Edith Osman, JD '83, Jerry M. Markowitz, JD '74, Homecoming Chair, Georgie Angones, Assistant Dean of Development, Hon. Beth F. Bloom, JD '88, Karen Gilbert, JD '88, Reunion Class Committee member

Past President's Award



Lewis J. Levey, JD '86, recipient of the Past President's Award, and William VanderWyden, JD '84, Associate Dean of Students

Henry Latimer Leadership and Professionalism Award



Hon. A. Jay Cristol, JD '59, recipient of the Henry Latimer Leadership and Professionalism Award, Ely Cristol

Thomas Davison, III Memorial Service Award

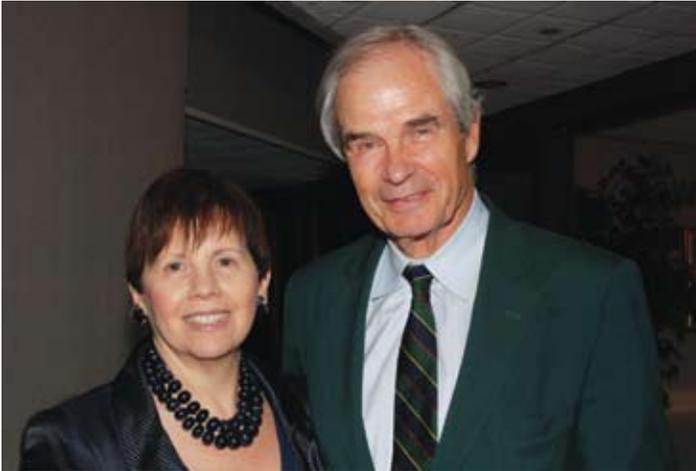


Gregory M. Cesarano, JD '76, UM Trustee, recipient of the Thomas Davison, III Memorial Service Award, Lucinda Hofmann, JD '91, President, Law Alumni Association

DEAN'S CIRCLE LUNCHEON

On December 2, 2008, the University of Miami School of Law hosted the fall 2008 Dean's Circle Luncheon at the Bankers Club in Miami, Florida.

Acting Dean Paul R. Verkuil was the guest speaker at the event, which is held each semester to celebrate alumni and friends who contribute \$1,000 or more annually to the Law School. Dean Verkuil spoke of the exciting initiatives happening at the School, and how the School "needs strong alumni commitment."



Adrienne Arsht, UM Trustee, Paul R. Verkuil, Acting Dean of the School of Law



Neal R. Sonnett, JD '67, Thomas D. Wood, JD '56



Donna Coker, Associate Dean, Paul R. Verkuil, Acting Dean, Hon. Carroll Kelly, JD '89, Hon. Jacqueline Hogan-Scola, JD '82

HECKERLING INSTITUTE 43rd ANNUAL ESTATE PLANNING CONFERENCE

The University of Miami School of Law's Heckerling Institute hosted its 43rd Annual Estate Planning Conference in January 2009 at the Orlando World Center Marriott Resort & Convention Center.

The Heckerling Institute on Estate Planning is the nation's leading conference for estate planning professionals. As the largest gathering of its kind in the country, the conference is designed to meet the educational needs of sophisticated attorneys, trust officers, accountants, insurance advisors, and wealth management professionals.

This year, the Institute offered a new series of programs focusing on the estate planning and administration issues associated with retirement plan benefits. The comprehensive series provided registrants with a thorough understanding of the planning techniques involved in this growing practice area. The Institute also addressed the planning issues and opportunities presented by recent economic developments, changing demographics and the prospect for wealth transfer tax legislation in 2009. Conference sessions such as "Planning for the Unknown for 2010 and Beyond" and "Estate Planning for the Next Generation of Clients" reflected these timely concerns.

HECKERLING



Jeffrey D. Weinstock, JD '96, LLM '03, President-Elect of the LAA, Donna R. Blaustein, JD '95, Giliel L. Nellis, JD '06



Dean Emerita Jeannette Hausler and Jeff Weinstock, with admitted students (l-r) Melissa Goldman and Tiffany Thompson

Annual Miami-Dade County Judicial Reception

On October 14, 2008, the Law Alumni Association hosted the Annual Miami-Dade County Judicial Reception at the Mellon Financial Center. The reception, sponsored by the Bank of New York Mellon, brought Law School faculty, students and alumni together with local judges and attorneys to honor the judiciary.

Linda C. Hertz, JD '73, was honored and presented with an Alumni Achievement Award in recognition of her extraordinary service and dedication. During her career, Hertz was an Assistant United States Attorney for the Southern District of Florida, and served as chief of the district's appellate division for over twenty years. She also served as an Assistant Attorney General of Florida, a partner in her own law firm, and a partner at the law firm of Holland & Knight LLP.



Lewis J. Levey, JD '96, LLM '03, Alvin F. Lindsay, JD '91, Past-Presidents, Law Alumni Association



Lewis B. Freeman, JD '74, Stuart Z. Grossman, JD '73

Judicial Reception



Joseph H. Serota, JD '78, Hon. Peter R. Palermo, JD '50



Lucinda Hofmann, JD '91, presents Hon. Linda Collins Hertz, JD '73 with the Law Alumni Achievement Award



Dwight Hill, Executive Vice-President of BNY Mellon,
Lucinda Hofmann, JD '91, President, Law Alumni Association

CAROLYN B. LAMM *Reception*

UM Law alumna Carolyn B. Lamm, President-Elect of the American Bar Association, was honored by the Law Alumni Association in November 2008.

Lamm, JD '73, will become President of the ABA in August 2009 and will be the first UM Law graduate to do so. As a partner in the Washington, D.C. office of White & Case LLP, where she's practiced since 1980, Lamm is widely recognized as one of the world's leading experts in international commercial litigation, arbitration, and trade. Lamm was named among the nation's 50 most influential women and the 100 most influential lawyers by the National Law Journal, the 2002 Woman Lawyer of the Year by the Women's Bar Association of Washington D.C., and the 500 leading lawyers in America by Lawdragon.

CAROLYN B. LAMM *Reception*



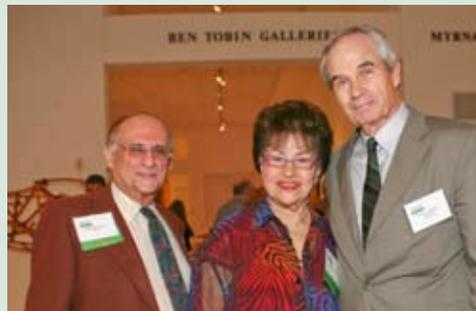
Peter E. Halle, JD '73, Carolyn B. Lamm, JD '73, Sheryl Lowenthal, JD '73, Dr. Barry M. Crown



Hon. Mario P. Goderich, JD '66, Jeannette F. Hausler, JD '53, Dean of Students Emerita, Richard Rappaport, JD '73, Law Alumni Association Board-of-Directors



Dennis O. Lynch, Dean Emeritus, Carolyn B. Lamm, JD '73



Sheldon Palley, JD '57, Myrna Palley, Paul R. Verkuil, Acting Dean



Jeannette F. Hausler, JD '53, Hon. Paul G. Hyman, Jr., JD '77, Judy Hyman, JD '82, Kaylee Hyman



Timothy M. Ravich, JD '99, President, Dade-County Bar Association, Erica N. Wright, JD '97, Treasurer, Law Alumni Association, William Aaron, JD '72



President Donna E. Shalala, Paul R. Verkuil, Acting Dean, Peter E. Halle, JD '73, Carolyn B. Lamm, JD '73, Daniel Halle, Lucinda Hofmann, JD '91, President, Law Alumni Association



Carolyn B. Lamm, JD '73, Hon. Mark King Leban, JD '72, William Aaron, JD '72, Marcos Jimenez, JD '83

WANT A GUARANTEED, FIXED INCOME FOR **Life?**

Everywhere we turn these days there is more bad news about the economy. Stock market volatility, low interest rates, rising prices – it makes you want to not get out of bed in the morning. In these uncertain economic times, there is a way to gain some security, however - you can guarantee a fixed income for life and make a gift to the University of Miami School of Law through a Charitable Gift Annuity. Among the benefits of a University of Miami Gift Annuity are:

Attractive Rates:

When you compare gift annuity rates with what you might receive from a savings account or a CD right now, you will see that you may receive a higher rate of return with a gift annuity. For example, the payout rate (as of February 1, 2009) for a 70 year old is 5.7%. The payout rate for an 80-year old is 7.1%. (Rates are given only as an illustration and depend on timing of the gift and the age of the donors).

Fixed Income:

Your payment rate is locked in at the time you establish your gift annuity. It does not fluctuate with the market or the economy, but remains the same every year – which can provide some reassuring stability in these uncertain times.

Lifetime Benefit: Gift annuity payments are for life, no matter what your age or how long you live.

Reliable Source: In accordance with state law, the University of Miami has a reserve fund set aside to meet our obligations and backs up its annuity obligations with the full financial assets of the organization. So you can feel secure that your annuity payments will continue for life.

Tax Advantages:

You will receive an income tax deduction to apply on an itemized return for that portion of the gift annuity considered a charitable gift. In addition, you should be able to claim part of the annuity payment you receive during your lifetime as tax-free income. And if you fund your gift annuity with appreciated assets, you can reduce the amount of capital gains tax you owe.

Simple Process:

A gift annuity is easy to complete. It is simply a contract between you and the University of Miami which is prepared by the Office of Estate and Gift Planning at the University. To show you how it works, we can send you a personalized illustration based on your age and contribution amount. No obligation, no cost, no hassle.

A University of Miami Gift Annuity is an easy way to achieve not only some much-needed security in a chaotic world but also personal satisfaction in helping the University of Miami School of Law continue its mission of educating and preparing the lawyers of tomorrow today.

To learn more about how you can benefit from making a planned gift to the University of Miami School of Law, please call (305) 284-2914, toll-free (800) or email to cbeamish@miami.edu.



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