Election Law @ Moritz      Helping Make Each Vote Count
Honor Roll of Donors
Scholarship in Action: A Hallmark at Moritz Law

Moritz Law faculty members engage in scholarship that makes a difference. In the past six months, several compelling issues for the legal community have catapulted our faculty members into the national spotlight. In the pages of this magazine, you’ll read about some of the events that have made these days so interesting to our college.

In June 2004, the U.S. Supreme Court, in *Blakely v. Washington*, declared that state’s criminal sentencing guidelines unconstitutional. This decision immediately cast doubt on the constitutionality of the Federal Criminal Sentencing Guidelines. Professor Douglas Berman has been following the extraordinary fallout, including the Court’s decision to schedule immediately two follow-up cases, *U.S. v. Freddie J. Booker* and *U.S. v. Duncan Fanfan*, on opening day in October 2004 to clarify its ruling. Professor Berman’s web log, or “blog,” *Sentencing Law and Policy* (http://sentencing.typepad.com) provides concise analysis of *Blakely*, reports on all state and federal court sentencing decisions made since June in light of *Blakely*, and gathers the testimony and analysis of scholars and the U.S. Sentencing Commission that examines the implications of the Court’s decision and the possible legislative initiatives that might be required. Federal judges have cited his blog as an authoritative, reliable resource for information on this topic.

In addition to criminal law matters, Moritz Law will become center stage at the U.S. Supreme Court in spring 2005 when the Court, in *Cutter v. Wilkinson*, considers important issues involving the dimensions of religious liberty. Arguing for the petitioner will be Professor David Goldberger, Director of Clinical Programs at Moritz Law. Students in the clinic worked on the original appeal and will assist Professor Goldberger in preparing the Court briefs. Representing the State of Ohio will be Ohio State Solicitor Douglas Cole, a Moritz Law professor currently on leave.

And while the Supreme Court has focused on its calendar, the nation focused on elections. Again, through a new initiative entitled Election Law @ Moritz, described in the pages that follow, 18 Moritz Law professors worked collaboratively to educate students and the public about law-related issues that dominated the presidential campaign. Through their efforts, Election Law @ Moritz was one of the nation’s most reliable resources for independent and non-partisan expertise regarding such issues as provisional ballots, attack ads, and campaign financing.

And, as noted in the faculty listings beginning on page 8, the range, dimension, and intensity of media coverage about these various initiatives has been extraordinary.

Scholarship in action has become a hallmark at the Moritz College of Law. While the three developments noted above have garnered much recent attention, our entire faculty continues to be prominent, visible scholars who speak to a broad range of legal issues that have national and international significance. Discharging that public education responsibility is part of the land-grant tradition that is Ohio State and one that we hope to instill in each of our students.

**NANCY H. ROGERS**

DEAN AND MICHAEL E. MORITZ CHAIR
IN ALTERNATIVE DISPUTE RESOLUTION
Cover Stories

2 Election Law @ Moritz
Project helps public, draws attention to Moritz Law

3 Examining Rules That Make Democracy Work

5 Helping Make Each Vote Count by Sandhya Bathija '06
Students get involved in the election process

Faculty

7 Law Professor's Web Log Is Jurists' Must-Read
by Laurie P. Cohen
Professor Berman's Warholian moment of fame

8 Faculty News

10 Moritz Law Faculty Members Promoted
Four professors receive promotion or tenure

12 Amy Cohen Joins Moritz Law Faculty
New staff attorney has taught in Nepal

Development

21 Honor Roll of Donors
Thank you for your financial support of the Moritz College of Law

Student News

32 Moritz Law Faculty, Students Prepare for U.S. Supreme Court Argument
Moritz Law faculty will argue both sides of the case

Alumni

33 In Memoriam
Our sympathy goes to relatives and loved ones

34 Alumni News
Learn the latest happenings in the lives of your classmates

35 Alum Cooks Up Cash for a Good Cause
Dave Olson '78 is as successful in the kitchen as in the courtroom

40 A Family Tradition
The Wards and the Bloomfields have made Moritz Law a family affair

44 Moritz Law 2005 Alumni Awards Call for Nominations
What do Ohio Governor Bob Taft, pizza with Dan Tokaji, and the New York Times have in common? They have all been elements of a new initiative at the Moritz College of Law—Election Law @ Moritz. The comprehensive project is led by Professor Edward B. Foley, a nationally recognized expert in the area of campaign finance.

The project began last spring when Foley, together with Dean Nancy H. Rogers, then-Associate Dean Gregory Travailo, Professor Peter Swire, and Director of Communications Liz Cutler Gates recognized that the breadth of Moritz Law faculty, when combined with Ohio’s being a swing state in a predicted close presidential race, presented a unique opportunity in legal scholarship. By using Internet technology, that expertise could have an immediate and positive impact on the development of law regarding elections and voting nationwide.

Little did anyone realize exactly how targeted the concept was in a particularly explosive election season. Dean Rogers would later refer to it as “the perfect storm,” a dynamic clash of events that is seldom seen.

Joining Professor Foley on the project was a team of 17 other faculty members and multiple Moritz Law librarians. Possessing expertise from campaign finance and electronic voting to disability issues and felon disfranchisement, the group convened in May to develop the multi-faceted project. The project elements included the development of a web-based resource, a conference series, and, as Election Day approached, a broad-based media initiative.

The first step was to develop the e-Book on Election Law, an online reference guide. (See http://moritzlaw.osu.edu/electionlaw/index.html.) Its eight chapters, a collaborative effort, provided reliable and easy access without charge to non-partisan information about election law. The faculty also wrote regular topical essays that helped define and explain breaking news issues. A weekly e-mail newsletter was sent to list-serve subscribers, media personnel, and other interested individuals.

The web site became a key component of the project. As Election Day drew closer, the focus of the site changed to reflect ongoing issues, particularly in those 10 states targeted as the “swing states,” and to serve as a repository for election litigation documents for cases nationwide. Since its inception in July, the site had more than 43,000 hits, including more than 25,000 during the first two weeks of November.

A second component of the project was to host a series of events that focused on election law issues. Conducted in Saxbe Auditorium, each event drew a live audience of more than 160 people. (More tuned in via webcast. See the archive at http://moritzlaw.osu.edu/electionlaw/events.html.) Bradley E. Smith, chair of the Federal Election Commission, came in mid-September to talk about campaign finance and was joined on the platform by Foley and Donald Tobin, a Moritz Law professor and member of the election law team. Through Professor Tokaji’s leadership and with co-sponsorship by Moritz Law’s Center for Law, Policy, and Social Science, a half-day conference on electronic voting drew panelists and participants from around the country in late September. William P. Marshall, a law professor at the University of North Carolina, came in October to join Foley and Moritz Law professor David Goldberg in a discussion of false campaign ads. And, for the final event in late October, Ohio Governor Bob Taft was the featured panelist. He spoke about how the Buckeye State was prepared to handle Election Day problems. Joining him on the dais were Moritz Law professors Peter Shane, Steven Huefner, and Tokaji, also all part of the election law team.

In addition to these formal programs, election law team members were participating in informal “chats” with Moritz Law students about election law issues. These conversations, established last year by the Student Bar Association and known as “Lou’s Café Chats,” foster interaction among students, faculty, and staff in the newly renovated student lounge, Lou’s Café. There is an identified topic for each chat and up to 10 students, staff, or faculty gather to discuss it over an informal lunch.

The election law team plugged into this existing opportunity to talk about subjects such as “Nader on the ballot” and the role of the debates in the coming election. “They generated fantastic discussion about the intensity of this year’s elections,” recalls Peter Debelak, a second-year student from Cleveland who helped (along with Benton Bodamer, a 2L from Lancaster) initiate the discussions.
Another outcome of the chats was the development of a student group focused on non-partisan election monitoring, Just Democracy. Over a pizza lunch last year, Professor Tokaji encouraged the students to start a chapter of the organization, which was begun nationally in February 2004 by law students at Harvard. Debelak and Bodamer initiated the chapter with the goal of training their membership to be monitors and poll workers on Election Day (see story on page 5).

As election activities began to accelerate, the team, with the assistance of an external media consultant, realized the immediacy of the Internet format allowed them to track litigation almost instantly and to provide timely analysis of cases and issues. Team members were frequently sought out by media personnel to provide independent analysis of litigation and other questions related to election rules.

As Election Day neared, key members of the team, including Foley, Tokaji, Huefner, Tobin, and Terri Enns ’94 conducted daily press briefings via phone conference calls. While the team gathered in Drinko Hall, media from around the world called to ask questions. This resulted in Moritz Law faculty being quoted in newspapers from coast to coast and in Canada.

Compliments about the quality and usefulness of the election law project began to pour in. “The Moritz Law team was an invaluable resource,” says Adam Liptak, national reporter for the New York Times. “On two nights running, I was on the phone with Ned Foley after two in the morning to talk about breaking developments. The dedication of the team, the expertise it brought to bear, the technical quality of the web site and conference calls, and the happy coincidence that many of the issues were in Ohio made the project the best of its kind I have ever encountered.”

Los Angeles Times reporter Harry Weinstein found contact with the Moritz Law faculty and the web site helpful as he tracked the numerous law suits being filed during the days leading up to the election.

**Examine Rules That Make Democracy Work**

(Editor’s Note: As Edward B. [Ned] Foley prepared to launch the e-Book on Election Law and Election Law @ Moritz last summer, he wrote the following introduction to the project.)

As we approach the nation’s birthday on July 4, we are reminded that the founders were revolutionaries, who declared “[t]hat whenever any form of Government becomes destructive of these ends [i.e., the security of basic human rights], it is the Right of the People to alter or to abolish it.” By saying also that “Governments...derivative of just powers from the consent of the governed,” the Declaration of Independence seems to put the people first, and the law second. The founding idea seems to be, in other words, that the law and its authority follow from democracy, and not the other way around.

Yet the founders knew that, without law, there would be no democracy. At the top of the list of the “long train of abuses” that the Declaration cites against King George, first and foremost is the fact that he suspended the legislative powers of the Colonies, with the consequence that they could not rule themselves democratically. By “taking away our Charters, [thereby] abolishing our most valuable Laws,” King George disabled the Colonies from even organizing themselves in a form that would permit authority to flow peaceably from the people. Without what we today would call the organic or constitutional law that establishes the authority of the Legislature, and determines the procedures by which its members are elected, civil society is subject to the mercies of internal “convulsions,” as the Declaration puts it. Revolution, in the eyes of our law-generating founders, was but a temporary and extraordinary measure to avoid the lawlessness of arbitrary tyranny and restore the constitution power of the people to form legislative bodies by means of an organic Charter of Government.

Today, perhaps more than then, we recognize the necessity of law to specify the procedures that make democracy possible. We have learned that we need the constitutional rule of “one-person-one-vote,” or else our state legislatures fail the first principle of democracy. We know, too, that democracy does not exist if it is a crime to criticize the government and the Constitution contains no freedom of speech to protest against prosecutions for this crime.

The lesson of the 2000 election is that we need more democracy-defining law, not less. The problem that the Supreme Court perceived in Bush v. Gore was that Florida had failed to specify the rules for determining when a “chad” gets counted as a vote. Had Florida adopted a law stipulating that a chad gets counted as a vote when, but only when, light shines through a puncture in the ballot, there would have been no need for the Court to find a flaw in the recount procedures ordered by the state’s judiciary.

Democracy, alas, is not self-executing. It needs rules to operate. In creating Election Law @ Moritz, we are dedicating ourselves to identifying and explaining the rules that make democracy work and, where necessary, proposing reforms or new measures to make it work better. We hope that, in doing so, we can make some small contribution to the “sacred Honor” of self-rule that our forebears have bequeathed to us.

**Election Law @ Moritz**

http://moritzlaw.osu.edu/electionlaw/index.html

**Election Law Hotline**

(for questions related to election problems and issues, monitored on a regular basis)

(614) 247-8580

www.moritzlaw.osu.edu
He had traveled to Cincinnati, which had become the center of pre-election litigation battles in Ohio, but as cases were filed elsewhere, he looked to professors Foley and Tokaji to provide context and access to documents. Since election night, he has talked with both men, seeking observations about the various problems that arose during the conduct of the election. “As they did before the election, both provided good insights and useful guidance,” he notes.

On Election Day, the college joined forces with Ohio State media relations and the staff at WOSU to host Election Central, a comprehensive media center where questions regarding the rules of the election could be answered. Joining Moritz Law faculty to answer calls were Ohio State experts in political science. The studios at the campus public broadcasting station became a set that allowed electronic media to uplink interviews for broadcast to a satellite. A hotline phone number for the media was linked to a bank of telephones answered by law students and media professionals and a row of computers allowed law librarians and students to research issues and link to law suits almost as quickly as they were filed. This helped the faculty experts maintain a thumb on the pulse of legal activity through the day and into the evening hours.

More than 1,000 calls were fielded from media around the world. Professor Enns talked with a panel of journalists in Columbia through a translator. Professor Huefner was interviewed, in Japanese, by a Japanese newspaper. Calls came from Switzerland, Bulgaria, and Great Britain, all wanting to know about the election process in Ohio, as provisional ballots and long lines at the polls seemed the norm and not the exception.

As the morning of November 3 dawned, it became evident, more than ever, that the work of Election Law @ Moritz would not end.

“We will continue to monitor legal developments arising from this year’s election, both in Ohio and elsewhere, even though those legal developments will not affect the result of this year’s presidential elections,” says Professor Foley. “The resolution of some issues, such as how to determine whether provisional ballots should be counted, will set important precedents for future elections,” he adds, stressing that Election Law @ Moritz was launched with the intention that it would be an ongoing operation. “Given this plan, we will continue to engage in scholarship—both on the web site and through other activities—designed to illuminate public understanding of election law and its role in our nation’s democracy.”

The faculty and staff who worked on the project found it to be rewarding and look forward to continuing the effort. “I was impressed once again with how much value can be added by collaboration,” notes Enns. “Working together on the web site, phone conferences, and on Election Day provided a much more valuable product than we could have developed working individually.”

“Election 2004 was a great moment for Moritz Law,” echoes Tokaji. “It allowed the unparalleled body of election law expertise we have gathered at this institution to shine, for people throughout the country—and indeed throughout the world—to see.” Noting that the project provided a vital resource to the media, other election scholars, and the general public, he adds, “I hope that we will continue to serve citizens of this state and people throughout the country, in providing a reliable source of information and analysis on the law of democracy.”
As the election heated up, Moritz Law students realized they wanted to make sure their votes would count. They quickly learned it required more than just turning in their ballots; it meant volunteering precious class and studying time to work at the polls in Franklin County.

“We took part in the Democratic Party’s Election Protection Program,” says Bassel Korkor, a second-year student and president of the Law School Democrats. “Pursuant to Ohio law, official party ‘challengers,’ consisting of hundreds of attorneys and law students, were trained and stationed in polling places throughout the state to be advocates for counting every vote.”

Members of the Law School Democrats, Law School Republicans, and a new organization, Just Democracy, volunteered to work at the polls on Election Day. But that was just the last of many efforts these organizations put forth during the past year.

All saw their memberships increase in the months preceding the election. The Law School Republicans membership grew from just a handful of students to more than 60. The Law School Democrats grew from only a dozen members to 200 to 300 members actively attending the meetings. And Just Democracy, a non-partisan election-monitoring group that was started last February by Harvard University students, already has a membership of 150 students at Moritz Law, one of the largest such groups in the country.

The Law School Republicans worked on voter registration, including setting up a table at the law school, working at various community events, and going door-to-door. The group also had a weekly Law School Republicans day at the Bush/Cheney phone bank. During the final 72 hours of the campaign, members volunteered to get the vote out by making calls and distributing flyers.

“Lawyers play a central role in the political process,” explains Matt Monda, a second-year law student and president of the Law School Republicans. “As future lawyers, and, more importantly, as interested citizens, it is important to be involved. Law school should be more than just classes. The Law School Republicans, and others like our group, provide students with many opportunities to become involved in the community and to shape the government.”

The Law School Republicans also worked on the campaigns of many local candidates and helped with the Franklin County Judicial Salute, a fundraiser to benefit the campaigns of judicial candidates.

The Law School Democrats were also hard at work. They began a voter registration drive at the law school last year, and this year expanded those efforts to the undergraduate population, distributing more than 6,000 registration forms.

The group invited Senators John Kerry and John Edwards to speak on campus at the Ohio Union and provided staff for both rallies. “I was helping make each vote count.”
Student leaders involved in the election process joined Ohio Governor Bob Taft for lunch on October 21. Pictured left to right are Moritz Law dean Nancy H. Rogers, Bassel Korkor, president of the Law School Democrats, Peter Debelak, co-founder of Just Democracy, Governor Taft, Ben Bodamer, co-founder of Just Democracy, and Matt Monda, president of the Law School Republicans.

fortunate enough to meet both candidates," Korkor says. "And I even introduced Senator Edwards at his event. Both events received wide national media coverage."

The Law School Democrats also hosted other speakers, including Elizabeth Edwards, attorney, former legal writing professor, and wife of vice presidential candidate John Edwards; Mozelle Thompson, Federal Trade Commissioner and former Assistant Secretary of the Treasury; Senator Eric Fingerhut, candidate for U.S. Senate; Judge William O’Neill, candidate for Ohio Supreme Court; and Ohio-coordinators for the Kerry/Edwards campaign.

Members also regularly participated in door-to-door canvassing, volunteer phone-banking, and other grassroots efforts with organizations including the Ohio Democratic Party, the Kerry/Edwards campaign, and the MoveOn.org political action committee.

“I think, as busy and focused law students, we are sometimes susceptible to losing track of the outside world,” Korkor notes. “Our organization needs to provide opportunities for law students to bridge that gap and become involved in the community. Of course, it is also important that we do everything we can to make our voices heard and hopefully help influence the presidential and other elections in Ohio.”

Just Democracy was also active in stirring up participation in this year’s elections. The group worked with Professor Tokaji to focus on problematic issues in the voting process. “Our goal was nothing more than ensuring a transparent election,” says Peter Debelak, a second-year student who leads the organization.

Debelak, along with another second-year student, Ben Bodamer, were responsible for organizing lunch-time faculty-student chats in Lou’s Café at the law school. They arranged chats on election law topics such as “Nader on the Ballot” with Professor Foley and “The Role of the Debates in the Coming Election” with Professor James J. Brudney.

“Our work focused primarily on monitoring the polls in a non-partisan capacity,” adds Debelak. On Election Day, approximately 100 Moritz Law students were present at 14 polling places close to campus. “The law students proved to be a valuable asset to voters, election officials, and even other monitoring groups—by virtue of our training and understanding of the problematic laws,” he adds. “Most election officials were very pleased to have us present and a number of them allowed the volunteers inside the polling places to assist voters and the voting process (directing people to the right precinct line, etc.).”

Regardless of the election results, all the groups felt the experiences and hard work they put in were worth it. “Law students realize the important role we are playing in the elections and have become actively willing to sacrifice ‘school time’ to do some important legal and grassroots work,” Korkor says. “I think we’re realizing that real life work for this kind of cause can be equally educational for us as law students.”
For the nation’s federal judges and the defense lawyers and convicts who come before them, June 24 was a momentous day. For Douglas A. Berman, a 35-year-old law professor at The Ohio State University in Columbus, the day marked the beginning of his Warholian moments of fame.

On that date, the U.S. Supreme Court struck down tough sentencing guidelines used in Washington state. The high court said any factor increasing a criminal sentence must be admitted by the defendant in a plea deal or proved to a jury. Since then, Mr. Berman has become the chronicler of the sweeping effect of the Blakely v. Washington ruling on the nation’s courts.

As the creator of a web log, or blog, called “Sentencing Law and Policy” (http://sentencing.typepad.com), Mr. Berman has established himself as the go-to guy for all things Blakely for federal and state judges, defense lawyers, prosecutors, and prisoners’ relatives. Although the 5–4 Supreme Court ruling technically affects only one state’s court system, its greatest impact so far has been on federal sentencing guidelines, whose constitutionality has been called into question in dozens of court rulings nationwide, almost all of them posted on Mr. Berman’s blog.

Last week, the blog was cited in testimony before the Senate Judiciary Committee, which held hearings to consider a short-term fix to quell some of the chaos resulting from the Supreme Court ruling’s effect on the 20-year-old federal sentencing guidelines. Also last week, New York’s Second Circuit Court of Appeals cited the blog in a unanimous opinion of the court’s 13 active judges, which beseeched the Supreme Court to decide the guidelines’ constitutionality quickly. Judge Paul G. Cassell of Utah, the first federal judge to declare the guidelines unconstitutional, cited the blog in his groundbreaking opinion.

Mr. Berman has taught and written about sentencing issues for nearly a decade and is the editor of Federal Sentencing Reporter, a journal that tracks sentencings. But it is his blog, which is getting more than 2,000 visitors daily, that is his claim to fame. “It’s like I got tapped and put in the major leagues,” he says.

In the vast reaches of the Internet, blogs are small fry compared with commercial web sites such as eBay Inc. and Yahoo Inc. But their often narrow focus—the Blakely ruling, for example—can make them a must-read for the particular community interested in every bit and piece related to the subject at hand.

Last week, U.S. District Judge Lawrence L. Piersol of South Dakota, president of the Federal Judges Association, recommended the Berman blog to members in an e-mail.

“I’ve been on it four or five times a day,” says U.S. District Judge Joseph Goodwin of Charleston, W.Va., who slashed the sentence of a drug felon after finding the guidelines unconstitutional. (Mr. Berman was among the first to report that ruling.)

Judge Cassell says judges and lawyers traditionally get information from paid legal web sites, such as Westlaw and LexisNexis, which post published court rulings. By contrast, Mr. Berman’s blog instantaneously posts unpublished opinions and, on occasion, even documents not intended for public consumption.

Mr. Berman caught flak this month for his posting of one such document—a memo to federal prosecutors from Christopher Wray, the chief of the Justice Department’s criminal division, that detailed how prosecutors ought to handle the Blakely ruling in the drafting of indictments and plea agreements. The memo carried a bold-faced warning: “The material in this document consists of attorney work product and should not be disseminated outside the Department of Justice.”

While no one asked him to remove the Wray memo, Mr. Berman says, Justice Department officials made it clear to Mr. Berman that “they weren’t ecstatic that it was up there.” The Justice Department declined to comment.

Mr. Berman has posted federal-appeals and district-court rulings on Blakely’s applicability to federal guidelines from Illinois, Louisiana, Utah, New York, West Virginia, Tennessee, and elsewhere. He offers analysis on many of the dozens of sentencing opinions that have been issued since the Supreme Court ruling. Of an Ohio Appellate Court

continued on page 9
Moritz Law faculty members are committed to providing professional and public service through scholarly publications and presentations at appropriate conferences, symposia, and professional meetings. Their work, both inside and outside the classroom, garners public recognition and awards. Some of their recent activity is noted below.

**Lectures**

**Douglas A. Berman**
Presenter, A Common Law of Sentencing, annual meeting of Court of Appeals Judges Association in Ohio, June 2004
Presenter, Developments in Federal Sentencing Law, annual meeting of the United States Attorneys for the Southern District of Ohio, July 2004
Presenter, Conceptualizing Blakely, Reforming Sentencing Reform Conference, Oklahoma City, October 17

**James J. Brudney**
Presenter, Routine Oversight: Congress and the GAO in Recent Times, Association of American Law Schools annual meeting, Atlanta, Ga., January 2004
Presenter, Religion and Judicial Outcomes: Unionization of the Workplace, Law and Society Association annual conference, Chicago, May 2004

**Ruth Colker**
Presenter, The Law of Disability Discrimination in the Age of Hypercapitalism, Amherst College, Amherst, Mass., April 2, 2004
Presenter, Same Sex Marriage and the Constitution, Athens County Bar Association, Athens, Ohio, May 6, 2004

**Sharon L. Davies**
Panelist, False Confessions, 2004 Association of American Law Schools annual meeting, co-sponsored by the Criminal Justice and Evidence Sections, Atlanta, Ga., January 2004

**Ellen E. Deason**
Panelist, Competing or Complementary Rule Systems? Adjudication, Arbitration, and the Procedural World of the Future, Joint Program of Sections on Alternative Dispute Resolution and Civil Procedure, Association of American Law Schools annual meeting, Atlanta, Ga., January 2004

**Edward S. Lee**
Presenter, Conflict and Conflict Resolution, Advanced Child Protection Mediation Training Program, Supreme Court of Ohio Judicial and Court Services Division (with A. Lloyd and M. Green Camp), April 2004

**Angie S. Lloyd**
Presenter, Conflict and Conflict Resolution, Advanced Child Protection Mediation Training Program, Supreme Court of Ohio Dispute Resolution Section, April 28-29, 2004

**Deborah J. Merritt**
Judicial Remedies and Democracy: The Legacy of Brown, Association of American Law Schools annual meeting, Atlanta, Ga., January 2004

**Mary Ellen O’Connell**

**Katherine H. Federle**
Panelist, Enhancing Defender Resources, Ohio Juvenile Defender Leadership Summit, Dayton, Ohio, April 30, 2004
Presenter, Model Rule 1.14 and the Responsibility of Counsel to the Minor Child, Ohio Association of Criminal Defense Lawyers Juvenile Law Seminar, Columbus, Ohio, September 30, 2004
Presenter, Differentiating the Roles of Counsel and the Guardian ad Litem, Ohio Association of Criminal Defense Lawyers Juvenile Law Seminar, Columbus, Ohio, October 1, 2004
Presenter, Dependency, Neglect, Abuse, and Permanent Custody, Ohio Association of Criminal Defense Lawyers Juvenile Law Seminar, Columbus, Ohio, October 1, 2004

**Keynote Speaker, The Role of Lawyering for Children, Child Welfare Symposium, Southern Methodist University Dedman School of Law, Dallas, Texas, October 15, 2004**

**Panelist, Mentoring Asian and Asian Pacific American Caucus, Columbus, February 24, 2004**

**Presenter, discussion of work in progress, Intellectual Property Colloquium, Chicago, April 20, 2004**

**Panelist, Dependency, Neglect, Abuse, and Permanent Custody, Ohio Association of Criminal Defense Lawyers Juvenile Law Seminar, Columbus, Ohio, October 1, 2004**

**Keynote Speaker, The Role of Lawyering for Children, Child Welfare Symposium, Southern Methodist University Dedman School of Law, Dallas, Texas, October 15, 2004**

**Edward S. Lee**
Presenter, Conflict and Conflict Resolution, Advanced Child Protection Mediation Training Program, Supreme Court of Ohio Dispute Resolution Section, April 28-29, 2004

**Deborah J. Merritt**
Judicial Remedies and Democracy: The Legacy of Brown, Association of American Law Schools annual meeting, Atlanta, Ga., January 2004

**Mary Ellen O’Connell**

**Presenter, Cultural Heritage as Casualty of War, Moritz College of Law Faculty Workshop Series, March 31, 2004**

**International Law and Iraq, “The United States and Iraq: Why We’re There, Where We’re Going,” An Educational Forum, The Ohio State University, School of the Humanities, May 11, 2004**
Speaker, Cultural Heritage as Casualty of War: The Case of Iraq, Islamic Art Circle Lecture Series, School of Oriental and African Studies, University of London, England, May 19, 2004

Panelist, The Role of International Law: Two Views (Debate on the Law of Armed Conflict with Prof. Eric Posner, University of Chicago), National Endowment for the Humanities Institute, U.S. Naval Academy, June 17, 2004


Speaker, International Law and War, International Law Colloquium Series, Political Science Department, Wittenberg College, Oct. 1, 2004

John B. Quigley
Presenter, The Lack of Necessity for Israel’s Separation Wall, United Nations International Meeting on the Implications of the Construction of the Wall in the Occupied Palestinian Territory, April 16, 2004, Geneva, Switzerland

Speaker, The Role of States and Civil Society, The Palestine Center, Washington D.C., Sept. 24, 2004

Nancy H. Rogers
Panelist, The Role of Law Schools in Promoting Access to Justice, Ohio State Bar Association’s Annual Convention, Cleveland, May 13, 2004

Speaker, Uniform Mediation Act, Ohio State Bar Association’s Annual Convention, Cleveland, May 14, 2004

Master of ceremonies, dedication ceremony for the Ohio Judicial Center, Columbus, May 15, 2004

Allan J. Samansky
Presenter, Understanding Financial Statements, CLE Class: General Practice in Northwest Ohio, The Continuing Legal Education Committee of the Allen County Bar Association, Lima, Ohio, Sept. 17, 2004

Peter M. Shane


Joseph B. Stulberg

Presenter, Creating and Certifying the Professional Mediator—Education and Credentialing, Symposium on Issues Affecting the Professional Mediator, co-sponsored by the American college of page 11

Web Log, Continued from page 7

ruling. Mr. Berman says it is “already giving prosecutors nightmares.”

New York criminal defense lawyer Gerald Lefcourt says the Berman blog “enables me to keep up with the moment-to-moment chaos of the supreme mess created by the Supreme Court.” He recently wrote to Mr. Berman seeking advice about a coming criminal trial.

Mr. Lefcourt is among hundreds who have written to the professor, including relatives of federal prisoners who might be affected by the Blakely ruling if the Supreme Court eventually decides the federal guidelines are unconstitutional. “My brother is serving a 10-year sentence, drug-related,” wrote a Maryland woman. “His original plea was to have given him a two-year sentence,” but the judge increased it. “I am hoping you will keep an eye towards this for those of us who are trying to help prisoners seek relief from this draconian system.”

Another of those who wrote recently was Richard Erpenbeck, whose 45-year-old brother and 69-year-old father both have been sentenced in recent weeks to lengthy prison terms. “Your fantastic resource work on Blakely and your help to a hundred thousand head-scratching attorneys and defendants has not gone unnoticed,” wrote the Edgewood, Ky., man. Mr. Erpenbeck’s brother was sentenced to 30 years for bank fraud and obstruction of justice, while his dad got 70 months for obstruction.

Both sentences were significantly boosted based on the very “relevant conduct” that the Blakely ruling outlawed in Washington state. A Cincinnati federal judge increased the sentences based on findings, by a preponderance of evidence, of multiple victims of the fraud and the men’s leadership roles in the crime.

“Professor Berman’s really provided an education and he can help me explain the nuances of this ruling to my brother and dad, who are in jail,” Mr. Erpenbeck says.

Mr. Berman has competition, principally from Blakely Blog (Blakely-boblog.blogspot.com), which was founded by Jason Hernandez, a 27-year-old law student at Columbia University in New York who is a summer associate at a Washington law firm. There also is SCOTUSblog, run by Washington law firm Goldstein & Howe, that posts news articles and analysis of Supreme Court rulings on the firm’s web site. Mr. Erpenbeck says he reads them all. “No other site even comes close,” he says of Mr. Berman’s blog.

Still, Mr. Berman may be forced to yield ground to competitors next month, when he is scheduled to take a long-planned vacation to Myrtle Beach, S.C. Like it or not, he will have to leave his work behind. The reason: “There’s no Internet wiring in that beach house,” says his wife, Christine Berman.
FACULTY NEWS

Moritz Law Faculty Members Promoted

Four members of the Moritz College of Law faculty—Mary Beth Beazley, Douglas A. Berman, Christopher Fairman, and Steven Huefner—were recently promoted or awarded tenure. Beazley, who specializes in legal research and writing, was awarded tenure. Berman, a noted scholar in the field of criminal law and criminal sentencing, has been promoted to Professor of Law. Fairman, who has expertise in the areas of civil procedure and legal ethics, and Huefner, who directs the Legislation Clinic, have been promoted to Associate Professor of Law.

Beazley joined the Moritz Law faculty in 1998 and teaches Legal Writing and Analysis, Appellate Advocacy, and Advanced Legal Writing. In addition, she is the coach of the National Moot Court team and the former president of the Legal Writing Institute. Currently, she serves as a board member of that organization. She is the author of *A Practical Guide to Appellate Advocacy* (2002) and several articles.

Beazley is a graduate of the University of Notre Dame Law School. Prior to joining the Moritz Law faculty, she was the co-director of the Legal Research, Writing, and Reasoning Program at Vermont Law School and a research and writing instructor at the University of Toledo Law School. Her appointment to a tenured position on the faculty is part of a nationwide trend to recognize the value of legal writing faculty and legal writing scholarship. In many schools, legal writing is taught by non-tenure-track faculty members or adjunct professors.

Berman joined the Moritz Law faculty in 1997 as an assistant professor. He teaches Criminal Law, Criminal Punishment and Sentencing, Criminal Procedure—Evidence Gathering, Introduction to Intellectual Property, Legal Writing and Analysis, and seminars on the death penalty and advanced sentencing. Additionally, he is the operator of the Sentencing Law and Policy Blog, the co-managing editor of the *Federal Sentencing Reporter*, and the co-managing faculty editor of the *Ohio State Journal of Criminal Law*. He is also the coauthor of *Sentencing Law and Policy: Cases, Statutes and Guidelines* (2004) and has written numerous other articles and commentaries. For the 1999–2000 school year, Berman received The Ohio State University Alumni Award for Distinguished Teaching.

Prior to starting his legal career, Fairman served as a high school history teacher for nine years. He graduated from the University of Texas School of Law with honors and served as an associate editor of the *Texas Law Review*. Upon graduation, he clerked for the Honorable J. Woodfin Jones of the Texas Court of Appeals and then for the Honorable Fortunato P. Benavides of the U.S. Court of Appeals for the Fifth Circuit. Before joining the Moritz Law faculty, Fairman specialized in complex commercial litigation at Weil, Gotshal & Manges, LLP, in the firm’s Dallas office.

Huefner joined the Moritz Law faculty in 2000 and teaches Legislation, Jurisprudence, and Legal Analysis and Writing. He is also the director of the Legislation Clinic and has published several articles. Huefner is conversant in Japanese and is interested in Japanese law, and he is an active participant in the recently launched Election Law @ Moritz project.

Huefner graduated from Columbia School of Law, where he served as an articles and book review editor of the *Columbia Law Review*. Upon graduation, he clerked for the Honorable Christine M. Durham of the Supreme Court of Utah and the Honorable David S. Tatel of the U.S. Court of Appeals for the District of Columbia Circuit. He was also an associate at Covington & Burling in Washington, D.C., and assistant legal counsel to the Office of Senate Legal Counsel of the U.S. Senate.

Weiss, Rifkind, Wharton, and Garrison in New York City.

Fairman joined the Moritz Law faculty in 2000 and teaches Civil Procedure I and II, Professional Responsibility, Ethics and Alternative Dispute Resolution, and Legal Writing and Analysis. For his innovative teaching techniques, Fairman received the Outstanding Professor Award in 2003, presented by the graduating class. He was also recently honored with The Ohio State University 2004 Alumni Award for Distinguished Teaching.

Weiss, Rifkind, Wharton, and Garrison in New York City.

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Civil Trial Mediators and the International Academy of Mediators, New Orleans, La., April 2004
Presenter, *The Balance Between Process and Resolution, or Have We Tipped the Scales Too Far?*, mini-conference on Court ADR, American Bar Association Section on Dispute Resolution, 6th annual conference, New York, N.Y., April 2004
Presenter, *That May Work in Theory but Will it Work in Practice?* American College of Civil Trial Mediators, Bar Harbor, Maine, July 2004

Peter Swire
Speaker, *The Foreign Intelligence Surveillance Act and Agents of Foreign Powers*, Joint Session on National Security Law and Immigration Law, Association of American Law Schools, Atlanta, Ga., January 2004
Speaker, *Control of Personal Information: A Dialogue Between a Technologist and a Lawyer*, Radcliffe Institute and Harvard Division of Engineering and Applied Sciences Symposium on Security and Privacy, Cambridge, Mass., April 2004 (with Joan Feigenbaum)
Speaker, *Surviving Government Regulation*, SANS Institute Course, Washington, D.C., June 2004


**Articles**

**Douglas A. Berman**


**Joshua Dressler**


**Martha Chamallas**


**Sarah Rudolph Cole**


**Ruth Colker**


**Katherine Hunt Federle**


**Howard Fink**


**David A. Goldberger**


**Sheldon W. Halpern**

*“Copyright Law and the Challenge of Digital Technology,” in Image Ethics in the Digital Age* (Larry Gross et al. eds. 2004).

**Steven Huefner**


**Edward Lee**


**Deborah J. Merritt**


**Alan C. Michaels**

*Fastow & Arthur Anderson: Some Reflections on Corporate Criminality, Victim Status, and Retribution, 1 Ohio St. J. of Crim L. 551 (2004).*

**Mary Ellen O’Connell**

*To Kill or Capture Suspects in the Global War on Terror, 35 Case W. Reserve J. of Int’l L. 325 (2003).*

**Dale A. Oesterle**

*Early Observations on the Prosecutions of the Business Scandals of 2002-03: On Sideshow Prosecutions, Spitzer’s Clash with Donaldson Over Turf, the Choice of Civil or Criminal Actions and the Tough Tactic of Coerced Cooperation, 1 Ohio St. J. of Crim. L. 443 (2004).*

**John B. Quigley**

*How the United States Explained the Legality of its Military Action in Iraq, 60 Guild Practitioner 216 (2003).*


**Joseph B. Stulberg**

*Justice in Mediation, symposium transcript from session of same title at annual meeting of Association for Conflict Resolution, 5 Cardozo J. of Conflict Resol. 194-200 (2004).*

**Peter Swire**


**Daniel Tokaji**


www.moritzlaw.osu.edu
Scholar and a recipient of the Harvard Sheldon Graduate Award during her time at Harvard Law School, Amy Cohen recently joined the faculty at the Moritz College of Law as a staff attorney and research associate for the Comparative Dispute Resolution Project.

Before joining the faculty, Cohen clerked for the Honorable Carlos F. Lucero of the Tenth Circuit Court of Appeals. She graduated magna cum laude from Harvard Law School and was a member of both the Negotiation Law Review and the Human Rights Journal. During law school, she worked for Cleary, Gottlieb, Steen, and Hamilton in New York.

Upon graduating from law school, Cohen was a Fulbright Scholar and a recipient of the Harvard Sheldon Graduate Traveling Fellowship. She spent the year after graduation in Kathmandu, Nepal, doing consulting work for USAID and The Asia Foundation as well as teaching legal writing and alternative dispute resolution at the Kathmandu School of Law.

Cohen’s article concerning gender as a category of prescriptive negotiation analysis will be published in the Texas Journal of Women and the Law. She is coauthor of a forthcoming article on the intersection between donor-funded alternative dispute resolution projects and grassroots social justice movements in rural Nepal.

In addition to her responsibilities with the Comparative Dispute Resolution Project, Cohen is an instructor in the mediation practicum.

Amy Cohen Joins Moritz Law Faculty
Peter Swire testified in July 2004 before the National Committee on Vital Health Statistics, on “Connecting for Health: A Roadmap for Achieving Electronic Connection in Healthcare” in Washington, D.C.

Oral Arguments

Douglas Cole argued before the U.S. Supreme Court in City of Littleton v. Z.J. Gifts (02-1609) on Mar. 24, 2004. Professor Cole is on leave from the Moritz Law faculty to serve as Ohio Solicitor.

Christopher Fairman argued before the U.S. Court of Appeals for the 5th Circuit in Drake v. Haltom City on behalf of the ACLU on June 7, 2004.

Things To Watch For...

Douglas A. Berman
Teacher’s Manual for Sentencing Law and Policy; Cases, Statutes and Guidelines (with Nora Demleitner, Marc Miller, and Ronald Wright) Aspen Publishers

Sharon L. Davies

The Unbearable Lightness of Analysis, a Reply to Judge Medley, Law and Contemporary Problems

Eileen E. Deason
Procedural Rules for Complementary Systems of Litigation and Mediation—at Worldwide, 90 Notre Dame Law Review

Larry Garvin
The Law of Entrepreneurial Finance (with D. Gordon Smith), Aspen Publishers

Alan C. Michaels
Co-guest editor of the Ohio State Journal of Criminal Law, vol. 1, issue 2

Mary Ellen O’Connell
Cultural Heritage as a Casualty of War: The Case of Iraq, Journal of Art and Antiquity Law


Ad Hoc War, in Krisensicherung und Humanitärer Schutz—Crisis Management and Humanitarian Protection 399 (Horst Fischer et al., eds.)

Unlawful Responses to Terrorism, Proceedings of the Hague Joint Conference on Contemporary Issues of International Law, “From Government to Governance?”

Peter Swire

The System of Foreign Intelligence Surveillance Law, Geo. Wash. L. Rev.


Daniel Tokaji

Media...

Moritz Law faculty are frequently called upon by media personnel to provide insight and expertise for law-related stories. They have an established reputation for being reliable sources of independent expertise. During 2004, two particular events generated substantial media coverage of Moritz Law faculty. First, in June, the U.S. Supreme Court rendered a decision in Blakely v. Washington that brought into question the constitutional status of both state and federal criminal sentencing guidelines; Moritz Law Professor Douglas A. Berman, a nationally recognized scholar in this area, has been one of the country’s primary resources for clarifying the developments erupting from this significant court case. Second, Moritz Law faculty participating in the Election Law @ Moritz project (see story on page 2) emerged as primary resources for national and international news media organizations covering the presidential election as it played out in Ohio. Listed below are samplings of the diverse local, state, and national media stories and sources that tap Moritz Law expertise.

Douglas A. Berman
The New York Times, “U.S. Judge Overturns Guidelines for Sentences.” Berman said decision will be influential given the high quality of analysis and the judge’s background. July 1, 2004

The Wall Street Journal, “Judge Rejects Federal Rules in Sentencing.” In a story on whether a decision in Utah federal court to rule federal sentencing guidelines unconstitutional is binding on a national level, Berman said that, while it is not, Judge Cassell’s decision would likely be influential. July 1, 2004

Vera Institute of Justice (vera.org). A news brief notes Berman’s web site and its contents. July 1, 2004

Criminal Appeal. A link to Berman’s blog, or web log, is provided to obtain further information/explanation on Blakely decision. July 1, 2004

Legal Information Institute. Berman’s blog is noted as a resource for understanding the Blakely decision. July 1, 2004

Baltimore Sun, “Ruling: A Boston judge works to preserve the jury’s role in American justice.” Berman said that more plea bargains might be a possibility in the fallout of the U.S. Supreme Court decision in Blakely. July 12, 2004

USA Today, “High court ruling sows confusion.” Berman said that every judge has the discretion to make the rules up as he or she goes along. July 12, 2004

The Washington Post, “High Court Decision Sows Confusion on Sentencing Rules.” Berman said that Blakely is like an earthquake. Twenty years of investment in structured sentencing has essentially come crashing down. July 13, 2004

Federal News Service (Judiciary Hearing). Paul Cassell, U.S. District Court Judge for District of Utah, read prepared statement before the Senate Committee on the Judiciary; “I am greatly indebted to Professor Douglas A. Berman…whose excellent web site is devoted to tracking post-Blakely developments.” July 13, 2004

St. Louis Post-Dispatch, “Federal sentences here are in limbo after ruling.” Berman commented on the disarray in Illinois after Blakely and the need for the Supreme Court to give more guidance. July 13, 2004

The Plain Dealer. Berman was quoted on effects of the Blakely decision. He said that this is the closest thing to legal anarchy that he’ll ever see in his lifetime. July 15, 2004

Slate Magazine, “No-Good Lazy Justices.” Berman’s blog is touted as the best place to go to understand the evolving confusion surrounding the Blakely decision and federal sentencing guidelines (see http://slate.msn.com/id/2103909). July 15, 2004

Chattanooga Times Free Press, “Appeals court rules on sentencing guidelines.” Berman said that “this is the closest thing to legal anarchy that I’ll ever see in my lifetime. Nobody knows the rules anymore, and nobody knows who to turn to.” July 16, 2004

The Wall Street Journal, “Law Professor’s Web Log is Jurists’ Must-Read.” Berman and his blog were featured. July 19, 2004 (see a reprint of this article on page 7).


FACULTY NEWS

Weekend Edition (National Public Radio), “Sentence-Guideline Ruling Stirs Confusion.” Berman said, regarding the Blakely decision, that every one of the facts critical to enhancing a defendant’s sentence has to either be found by a jury or admitted by the defendant. July 31, 2004

The Third Branch (Federal Information and News Dispatch, Inc.), “Blakely Rolls Waters of Federal Sentencing.” The article cited Berman’s Blakely web log, or blog, August 1, 2004

All Things Considered (National Public Radio), “Supreme Court to Take Up Mandatory Sentences.” Berman discussed the Blakely case and the U.S. Supreme Court’s decision to consider constitutionality of federal sentencing guidelines. August 2, 2004

Legal Times/law.com, “Blakely Revisited.” Berman said that the cases the government has used after Blakely are “ugly on the facts” and result in underpunishment. August 2, 2004


The Washington Post, “Court Offers Guidance on Sentencing In Md., Va.” Berman credited the court for making an effort but he found the recommendation “amazingly peculiar.” The story also appeared in the Canton Repository. August 4, 2004

The Oregonian, “Ruling Adds Confusion in Federal, State Courts.” Berman said the fallout from Blakely is taking shape in a variety of ways. August 17, 2004


New York Law Journal, “Commission Will Defend Guidelines at High Court.” Berman said that the commission should be a leader in the post-Blakely world, not a follower. August 26, 2004

Chicago Tribune, “U.S. courts await clarity on sentencing guidelines; justices to revisit June ruling that caused confusion.” Berman said that we’ve seen a stunning amount of disruptions to both federal and state sentencing practices. August 29, 2004

Texas Lawyer, “Sentencing Commission to File Brief in Post-Blakely Cases.” Berman said that the commission ought to have taken the interests of defendants into account. August 30, 2004


New York Times, “Long Term in Drug Case Fuels Debate on Sentencing.” Berman said that there are real economic and human costs to putting everyone away for as long as humanly possible. September 12, 2004

The Recorder, “Blakely sentencing guidelines to commence term.” Berman said that convincing the Supreme Court that Blakely does not apply to the federal system will be a “Herculean” task. The story also appeared in the Legal Times, Palm Beach Daily Business Review, Miami Daily Business Review, and Broward Daily Business Review. September 27, 2004

The Christian Science Monitor, “High-Court Sentencing Showdown: The justices begin their term Monday by reviewing judges’ role in federal sentences.” Berman said that the current debate over procedural rights at sentencing stems from a modern transformation of the role of judges. October 4, 2004

Fox Special Report with Brit Hume. Discussing Blakely, Berman said, “It’s the biggest criminal justice decision at least of the last 25 years, possibly in the history of the Supreme Court.” October 4, 2004

U.S. News & World Report. “Sentencing guidelines gain court priority.” Berman said that the court was correct in putting the sentencing issue on the fast track because “the federal sentencing system has ground to an absolute halt.” The story also appeared in the Pittsburgh Post-Gazette and the Miami Herald, October 4, 2004

Douglas A. Berman, Joshua Dressler

The Cincinnati Post, “A loophole for Erpenbeck?” Both professors discussed how the Supreme Court decision in Blakely could affect a local case. July 1, 2004

Michael Braunstein

The Columbus Dispatch, “Granville wants voters to resolve fast-food fight.” In a story on a proposed ban on fast-food restaurants in Granville (Ohio), Braunstein said that challenges to a zoning ban must be heard in court. February 24, 2004

James J. Brudney


Daniel C.K. Chow

The Columbus Dispatch, “Police breaking up area purse parties.” Chow said that a purse party, where an individual sells counterfeit product in a home setting, is no different from going into a department store and stealing a genuine name brand purse. February 24, 2004

The Enquirer (Cincinnati), “Time, patience keys to China; Doing business there not easy.” Chow said that counterfeiting is an enormous problem in China. March 26, 2004

Dayton Daily News, “Product copies causing losses, Ohio companies hurt by knock-offs from China.” Chow said nothing is being done on the export side to stop the shipment of counterfeit goods from China. May 17, 2004

60 Minutes, “The World’s Greatest Fakes.” Chow was interviewed in a story about counterfeiting in China. (Rebroadcast from January 28, 2004.) August 8, 2004

The Dolans Unscripted (CNNfn), Chow discussed commercial piracy, particularly related to goods coming into the U.S. from China. August 11, 2004

Financial Times (London), “Golf copycats land in the rough, US golf equipment makers, backed by the Chinese authorities, are cracking down on illegal brand piracy.” Chow’s testimony before the U.S. Senate was cited. August 18, 2004

U.S. News & World Report, “Sniffing Out Fakes.” Chow said, “If you are a brand owner, you can’t get anywhere without hiring private investigators or having in-house counterfeit investigators” [to find those that are counterfeiting their product]. September 13, 2004

Sarah Rudolph Cole

Marketplace (American Public Media), Cole was interviewed for a story on limiting manufacturer liability. February 24, 2004
Ruth Colker
WOSU NPR 820. Colker was interviewed about the possible constitutional amendment banning same sex marriage. February 24, 2004

The Boston Globe, “SJC to Weigh Suicide’s Claim vs. Raytheon.” Colker said that most lawsuits alleging violations of the federal law prohibiting discrimination against people with disabilities are dismissed before ever going to trial. March 29, 2004

WBNS-TV (Columbus). Colker discussed the proposed Ohio constitutional amendment requiring marriage be between a man and a woman. April 3, 2004

National Law Journal, “More litigation seen over court access; Scope of Title II still unclear after ‘Lane.’” Colker said there has been much litigation over courthouse access for persons with disabilities. May 24, 2004

Odyssey (NPR Chicago). Colker participated in a discussion on discrimination and the law. May 25, 2004

The Recorder, “More litigation expected from court access ruling.” Colker said that there has been much litigation over courthouse access. A similar quote appeared in the Legal Intelligencer. May 28, 2004

WBNS-TV (Columbus) “Campaign for Marriage Amendment Submits Petitions.” Colker talked about the proposed constitutional amendment in Ohio. August 3, 2004

The Plain Dealer, “Officials Say Marriage Ban Could Hurt Ohio’s Economy.” Colker said that no other state has gone as far as Ohio in terms of what it wants to include in its ban on gay marriage. September 25, 2004

Sharon L. Davies
Pittsburgh Post-Gazette, “Supreme Court: Police can ask for names when they ‘reasonably’ suspect a crime.” On a Supreme Court decision upholding Nevada’s “stop and identify” statute that allows police to ask for IDs, Davies said that you can be sure of one thing; the opinion will leave open questions the court will have to address in the future. June 22, 2004

Joshua Dressler
San Francisco Chronicle, “Networks pushing for trial coverage; Cameras in the courtroom up to Peterson’s judge.” Dressler commented on the choice of trials that are chosen for broadcast; high profile cases get the highest ratings. February 2, 2004

The Columbus Dispatch, “Media, public play growing role in tracking down fugitives.” Dressler noted the positive use of the media in tracking down the alleged central Ohio sniper. March 19, 2004

Dayton Daily News, “If Convicted, Suspect in Highway Shootings Could Escape Death Penalty.” Dressler said that jurors are more inclined to show mercy and spare the death penalty if the defendant suffers a mental illness. March 19, 2004

The Columbus Dispatch, “Prosecutors in sniper case to try legal twist, preliminary hearing would secure testimony.” Dressler said that preliminary testimony from the alleged sniper’s mother could be used at trial if she is no longer willing to testify or dies. March 30, 2004

Associated Press, “Experts: Parents weren’t obliged to turn in son.” In a story about the family of the alleged highway sniper in Central Ohio alerting authorities about him, Dressler said that people would say the parents didn’t do the right thing but they didn’t do the wrong thing. The story also appeared in The Enquirer and the Akron Beacon Journal. March 31, 2004

The Cincinnati Post, “Experts: Deal likely won’t cut sentence.” In a story about a bank fraud case, Dressler said that plea deals aren’t likely to result in significantly less time behind bars for the defendants. (The story also quoted Moritz Law alum and Cincinnati law professor Mark Godsey ’93). March 31, 2004

Toledo Blade, “Indictment says McCoy was gunman in 12 cases; prosecutors pursue possible death penalty.” Dressler said that he believed a plea agreement would be reached in which Mr. McCoy, the alleged Central Ohio highway sniper, would plead guilty to reckless manslaughter and other lesser charges. April 2, 2004

Associated Press, “Did Juliana try to kill her baby? When the defendant can neither hear nor speak, how does a court determine blame?” Dressler questioned how one determines “moral blame” in a case in which the defendant could not hear nor speak. Among the places the story appeared were the Seattle Times, Oakland (Calif.) Tribune, The Commercial Appeal, and the Los Angeles Times. It also ran on AP Spanish Worldstream. April 11, 2004

Plain Dealer, “Who Killed Marilyn? 50 years after the Sheppard murder, Clevelanders still wonder.” Dressler was quoted on the 1954 Sheppard trial and the Warren Court: “In the mid-1950s, not only was the court not due-process-oriented, but Chief Justice Warren was still feeling out his own views on criminal justice. Probably the court would have been hesitant to overturn...” July 4, 2004

Plain Dealer, “Die during a crime, it’s murder in Ohio.” Dressler said that most states would not allow prosecutors to seek murder charges based on assault. July 5, 2004

Sandusky Register, “Cops help clear man in bar beating.” Dressler was quoted regarding the situation of Jeffrey Myers, a man who was charged with felonious assault due to the eyewitness account of one person, despite having an alibi. July 8, 2004

The Columbus Dispatch, “Sniper suspect competent for trial.” Dressler said that having a mental illness but being competent to stand trial is not rare. July 16, 2004

WOSU NPR 820. Dressler discussed various criminal justice issues. July 21, 2004

WOSU NPR 820. Dressler was interviewed on the Central Ohio highway sniper case. July 23, 2004

The Marion Star, “Defense changes plea in highway shooting case.” In an Associated Press story, Dressler said that the “innocent by reason of insanity” plea is the hardest defense of all the recognized defenses. The story also appeared in the Akron Beacon Journal, Contra Costa Times (Walnut Creek, Calif.), Deseret Morning News, Duluth News-Tribune, Journal Gazette (Fort Wayne, Ind.), and Tulsa World. September 2, 2004

Joshua Dressler, Ric Simmons
The Columbus Dispatch, “Rape Suspect Might Escape Some Charges.” Dressler said that the statute of limitations would not permit some of the rape charges because they occurred more than six years ago. Simmons said that a motion to dismiss charges would stop the clock. August 14, 2004

Terri Enns
The Columbus Dispatch, “Ohio’s Election Day rolls include people who couldn’t and shouldn’t, vote.” Enns said, “There certainly are potential problems, but there are a lot of (Election Day) safeguards to keep it from swaying the election.” October 24, 2004

Bloomberg News, “U.S. Court Permits GOP Poll Challengers in Ohio.” Enns said that challengers at polling places could delay voting and lead to lawsuits. November 2, 2004

Christopher Fairman
The Columbus Dispatch, “O’Neill’s Opponent Urged to Use Report.” Fairman noted there is a tremendous black cloud that colors everything Judge Deborah P. O’Neill does. He said that to suspend her law license for two years is questioning her ability to be a lawyer, much less a judge. May 19, 2004

Katherine Hunt Federle
The Columbus Dispatch, “Ohio Supreme Court Asked to Keep Baby on Life Support.” In a story on how to determine when to keep a baby on life support, Federle said that the cleanest way for the court to look at it is to start from the premise that the mother has constitutional rights. June 11, 2004
EDWARD B. FOLEY

Roll Call, “McCain: FED ‘Enabling’ 527s.” Foley said the FEC’s regulations should clearly reflect the two-pronged approach as to when an organization qualifies as a federal political committee. March 11, 2004

WBNS-TV (Columbus), “Columbus to See a Lot of Campaign Ads.” Foley said that it makes sense that Central Ohio is the focus of political ads. “Columbus is a swing city in a swing state,” he said. June 10, 2004

Los Angeles Times, “Few Will Discuss Postponing Vote if Terror Strikes.” Foley said that everyone would benefit if the rules for an emergency were agreed upon in advance. The story also appeared in the Chicago Tribune. July 22, 2004

New York Sun, “Elections Chief Eyes New Speech Limits.” Foley said that clarity was desperately needed. August 19, 2004

New York Sun, “Campaign Laws Could Suppress Partisan Books.” Foley said Federal Elections Commission chair Bradley Smith raised a legitimate point in questioning the publishing of books that contain “express advocacy” against specific candidates. September 14, 2004

Toledo Blade, “Scholars See it Plainly: No clear way to require that political ads are true.” Foley said a First Amendment principle is that when one campaign lies, the other may respond, and then citizens decide. October 12, 2004

The Columbus Dispatch, “Experts Examine False Campaign Ads.” Foley said, “I think the truth does get lost in the process. The lie unfortunately have staying power.” October 12, 2004

The Columbus Dispatch, “Provisional balloting broadened by judge.” Foley said that the issue of provisional balloting needs to be decided quickly. October 15, 2004

Wall Street Journal, “Report warns this election day could be beset by new problems.” Foley was quoted about the importance of provisional ballots and the upcoming presidential election. October 20, 2004

The New York Times, “Expect Bush v. Kerry, the Chadless Sequel.” Foley said that he guaranteed litigation if the margin of victory in a state is less than the amount of provisional ballots. October 27, 2004

The Frontrunner, “Democrats File Nine Election Lawsuits in Florida.” Foley said that the results of the election could be within the margin of litigation. October 27, 2004

The Washington Post, “In Fierce Contest of Ohio Vote, Secretary of State Feels Scrutiny.” Foley said that he did not see a pattern of political bias in Blackwell’s rulings. October 27, 2004

Los Angeles Times, “The Race for the White House; Election Suits are Filed Early and Often.” Foley noted that Ohio and Florida were the most likely states to have litigation. The article also mentioned the daily status report of Election Law @ Moritz on court cases. October 28, 2004

Mercury News, “Parties Plan to Dispatch Lawyers, Observers Despite Court Rulings.” Foley speculated that lawsuits might be proliferating because there is “a perception that litigation mattered the last time.” November 1, 2004

Chicago Tribune, “Late Ruling Allows GOP to Challenge Ohio Voters.” Foley discussed the 6th Circuit decision which allowed challengers in polling places. November 2, 2004


San Francisco Chronicle, “Record Voter Turnout Predicted; Day of Reckoning Arrives at Last.” Foley said that the reviews of HAVA had been mixed. November 2, 2004

Sun-Sentinel (Fort Lauderdale, Fla.), “3 Judges Deal Blow to GOP Challenges.” The article noted that Foley predicted a ruling from the 6th Circuit before the polls opened. November 2, 2004

USA Today, “Campaigns wage 11th hour battles in courts.” Foley predicted that litigation would occur if the margin of victory is one percent or less. November 2, 2004

Knight Ridder Tribune Information Service, “Parties plan to dispatch lawyers, observers despite court rulings.” Foley said lawsuits are proliferating because there is a perception that litigation mattered the last time.” The story also appeared in the Philadelphia Enquirer. November 3, 2004


The Columbus Dispatch, “Kerry’s Concession A Number’s Game.” Foley said Ohio should look critically at areas of its elections system that drew criticism and lawsuits during the campaign. November 4, 2004

Edward B. Foley, Donald Tobin

Roll Call, “FEC to Consider Activities of 527s: Advisory Opinion Touches Off Debate on Scope of Oversight.” Tobin said the draft opinion appears to be legally sound. The article noted that both professors had authored an article arguing that the use of tax-exempt groups is not an end run around BCRA (Bipartisan Campaign Reform Act) restrictions on soft money. February 2, 2004

The Columbus Dispatch, “FEC chairman isn’t sure regulation good for campaign.” In a report of Chairman Smith’s appearance at the Moritz College of Law, Tobin compared “527” groups to political action committees. Foley discussed restrictions on third-party ads. September 16, 2004

Edward B. Foley, Daniel Tokaji

New York Times, “In making his decision on Ohio, Kerry did the math.” Tobaji noted that even if there were 250,000 provisional votes, it would not be enough to bridge the gap. Foley discussed the Help America Vote Act’s effect on provisional ballots. November 4, 2004

David Goldberger

The Columbus Dispatch, “Love may not conquer police rules of conduct; officer wed to felon fights to keep her job.” Goldberger said that a Columbus Police Division rule of conduct to avoid associations with known felons is unconstitutional on its face. February 27, 2004

The Columbus Dispatch, “Hardball Policy; unless detective’s spouse backslides, firing her is wrong.” Goldberger thinks the firing of a police officer, married to a convicted felon, would not stand up in court. March 10, 2004

The Columbus Dispatch, “Wording Ok’d for ban on same sex marriage.” Goldberger said the proposal begins by dealing directly with the definition of marriage but goes off track constitutionally. August 18, 2004

The Columbus Dispatch, “Judge Oks Government Agency’s Gospel Concert.” Goldberger said that a clear Establish- ment Clause is needed in using a gospel concert to recruit foster parents. August 21, 2004

Associated Press, “Supreme Court to Review Inmate Freedom Law.” Goldberger said that prisoners are stripped of many of their rights but access to religion should not be one of them. October 12, 2004

David Goldberger, Douglas Cole

The Columbus Dispatch, “Court tackles religion.” Cole said the federal law prevents prison wardens from making common sense safety decisions. Goldberger said that he hopes the Court clarifies whether legislatures can pass laws making accommodations for religion. October 13, 2004
Sheldon Halpern
The Columbus Dispatch, “Similarities noted between ‘Village,’ novel.” In a story about the similarities between the novel of writer Margaret Peterson Haddix, published in 1995, and M. Night Shyamalan’s The Village, Halpern said that copyright infringement is hard to prove. August 4, 2004

L. Camille Hébert
Mother Jones Magazine, “Last Chance for Overtime.” Hébert was quoted about the new overtime regulations promulgated by the Department of Labor. August 12, 2004

Steven Huefner
Roll Call, “Lawyers Prepared for Post-Election Senate Battles.” Huefner said, “Any race within the margin of error is likely to generate litigation.” October 28, 2004

Newhouse News Service, “Chief Stuns Fellow Republicans with Backdown on Challengers.” Huefner discussed vote challengers and compared them to “Jim Crow-era” statutes. The story also appeared in The Plain Dealer. October 30, 2004

Chicago Tribune, “Americans Cast Votes, But Legal Issues Linger.” Huefner discussed the likelihood that provisional ballots could change the voting outcome in Ohio. November 3, 2004

Reuters, “Ohio Avoids ‘Next Florida’ Tag as Kerry Concedes.” Huefner said, “I don’t think we were ever looking at another Florida. The margin of votes for Bush was too large for Kerry to overcome.” November 3, 2004

Reuters-UK, “Ohio vote undecided amid confusion.” Huefner questioned whether the federal court order to allow voters waiting in long lines to use paper ballots came in time to do any good. November 3, 2004

Steven Huefner, Daniel Tokaji

Creola Johnson
Akron Beacon Journal, “These loans don’t pay; Borrowing against next paycheck just puts off crisis...” The story quoted payday loan research by Johnson. June 14, 2004

KPRC-TV (Houston). Johnson commented on the multi-million dollar contracts between credit card companies and universities, and the harmful effects those contracts have on students. July 12, 2004

Mary Ellen O’Connell
To the Point/ KCRW, Los Angeles. O’Connell participated in an hour-long discussion on the United Nations General Assembly’s request for an advisory opinion from the World Court on the legality of Israel’s security structure on the West Bank. February 23, 2004

The Columbus Dispatch, “Ohio State Forum; Panel Not Sure How U.S. Gets Out Of Iraq.” O’Connell said the U.S. went into the war without regard for international law and with insufficient and improperly trained troops. May 12, 2004


Morning Edition (National Public Radio), “Ashcroft Won’t Release Torture Memo to Senate.” O’Connell said the U.S. Supreme Court has limited the President’s power to act, even during war, and that the commander-in-chief’s authority is limited by the rule of law. June 9, 2004


Weekend All Things Considered (National Public Radio), “Prison-Abuse Scandal Prompts Lawsuits.” O’Connell said, regarding Iraqi prisoner abuse, that at the end of the day what most of us are very concerned about is that human rights are enforced, and that those responsible are held accountable. July 31, 2004


Los Angeles Daily Journal, “‘Hamdi’ ruling gives guidance for Tribunals.” O’Connell said she had a number of concerns about the process to try military detainee Hamdi in a tribunal. August 10, 2004

Weekend All Things Considered (National Public Radio), “Abu Ghraib prison abuse scandal update.” O’Connell said that she is dismayed that the details surrounding the abuse didn’t come out when the scandal first broke. August 14, 2004

National Public Radio, “Hamdi designated an enemy combatant by the Bush administration is going home to Saudi Arabia.” O’Connell said the Hamdi agreement sends a warning signal that courts should be skeptical about the government’s Padilla claims. September 23, 2004


Mary Ellen O’Connell, Daniel C.K. Chow
The Columbus Dispatch, “Columbus Firm Sues Venezuela Over Notes.” Both professors said that foreign countries that want foreign companies to invest have a vested interest in playing by the rules. U.S. companies can collect judgments against a foreign government if that government has assets in the United States. August 28, 2004

Dale A. Oesterle
Daily Camera (Boulder, Colo.), “Gauging investment value in private equity funds.” Oesterle said that private equity funds are not required to follow the guidelines, nor should they be. Market pressure should suffice. January 26, 2004

Daily Camera (Boulder, Colo.) “Can we escape double tax on corporate income?” Oesterle said that the business climate of the country would be much healthier if we could eliminate the double tax on corporate earnings. February 16, 2004

Daily Camera (Boulder, Colo.), “How prosecutors got Martha.” Oesterle said that whatever one’s view, one has to marvel at the dexterity of modern prosecutors. March 15, 2004

Daily Camera (Boulder, Colo.), “Jury is out on corporate fraud.” Oesterle said that it is no surprise that prosecutors often give in to the temptation to seek convictions on minor, specific charges while stingy cleuing in the jury that the defendant is really guilty of much, much more. April 18, 2004

Daily Camera (Boulder, Colo.), “Agog about Google.” Oesterle looked at the initial public stock offering by Google Inc. May 17, 2004

Daily Camera (Boulder, Colo.), “Corporate crooks, criminal intent.” Oesterle said that juries, with distressing frequency, deadlock or acquit in criminal trials of executives charged with plundering companies of huge sums of money. June 20, 2004

www.moritzlaw.osu.edu
**Daily Camera** (Boulder, Colo.), “New mutual funds rules are a jumbled mess.” Oesterle said that to make the new rule work, the Securities and Exchange Commission will find that it has to control the minutiae of a fund’s process for selecting directors, an interjection of government authority in fund structure that is very, very deep. July 18, 2004

**Daily Camera** (Boulder, Colo.), “Why Buy Google?” Oesterle said that investors have to be very confident of a company’s growth prospects to invest in such a company in this manner. August 16, 2004

**San Jose Mercury News**, “Google shares unlocked Friday.” Oesterle said that lock-up expires tend to jolt a stock more when there’s market uncertainty. The story also appeared in the Wichita Eagle, Philadelphia Inquirer, and Miami Herald. September 1, 2004

**Daily Camera** (Boulder, Colo.), “Venture capitalists living on the edge.” Oesterle said that funds, to survive, must walk a shifting line: too much control (according to judge) and the liabilities are debilitating; too little control and the business risks are too high. September 19, 2004

**Daily Camera** (Boulder, Colo.), “CEOs face tougher legal standards than politicians.” Oesterle said that it is important to note that business leaders, subject recently to much popular disparagement, operate day in and day out to personal exposure under standards of honesty that our politicians (who are often the critics) do not. October 18, 2004

**Newsday**, “Some Call Them Bargaining Chips.” Quigley said that, regarding reports that Iraqis were being arrested and detained until people close to them surrendered, “It’s clearly an abuse of powers of arrest…arrests are supposed to be based on suspicion that the person has committed some offense.” May 26, 2004

**Milwaukee Journal Sentinel**, guest column. Quigley said that the September 11 commission found that al-Qaida and Saddam Hussein were not linked, proving that the Bush administration was wrong for going to war. June 27, 2004

**IPS-Inter Press Service**, “Rights: U.N. Panel Assailed for Silence on Anti-Terror Abuses.” Professor Quigley said that many governments are using the anti-terrorism slogan as a rationale for limiting human rights. August 10, 2004

**Peter M. Shane**

ABC News, Washington, D.C. Shane was interviewed about Condoleezza Rice. March 30, 2004

**The New York Times**, “Behind the Privilege that in the End Bowed to Politics.” On Condoleezza Rice’s testimony, Shane said, “If the argument is that such testimony will damage the presidency and she goes ahead and testifies and the presidency remains undamaged, that only makes it more difficult to resist the next time.” March 31, 2004

**The Washington Post**, “To Repair the Electoral College, Drop Two.” In an op-ed column, Shane wrote about doing away with the electoral college. October 31, 2004

**Marc Spindelman**

WBNS-TV (Columbus). Spindelman was interviewed for a story on cloning. February 12, 2004

**Marion Star**, “Sickest babies force decisions on barest life.” In a story about special needs children, Spindelman said addressing these challenges presents some of the most difficult moral questions faced by society today. The story previously appeared in the Cincinnati Enquirer and the Lancaster Eagle Gazette. February 15, 2004

**National Law Journal**, “0-2 in 9th, Ashcroft may seek review; at issue are medical pot, assisted suicide.” In a story on drug regulation, Spindelman said there are questions about the purpose of the Controlled Substances Act. The story also appeared in the Fulton County Daily Reporter, Miami Daily Business Review, Palm Beach Daily Business Review, The Recorder, Bower Daily Business Review, and The Legal Intelligencer. June 17, 2004
Ohio News Network, “Gay marriage debate following divergent trends.” Spindelman said that apparently conflicting movements are consistent with what many people feel about gay marriage. August 4, 2004

Miami Herald, “Attorney General: Marriage Amendment would harm economy.” Spindelman said that Issue 1 sweeps broadly. The story also appeared in The Repository (Canton), Mercury News (San Jose, California), The State (South Carolina), The Advocate, and NBC 4 (Columbus). September 27, 2004

Ohio Today (Ohio News Network). Spindelman noted that under Issue 1, partners could be kept from hospitals; domestic violence rights and other rights would be compromised for many, not just gay couples. October 5, 2004

Cincinnati Enquirer, “Partner Benefits Could be Curtailed.” Spindelman said that Issue 1 goes beyond banning gay marriage. October 9, 2004

Cincinnati Enquirer, “Wording of Ohio’s Gay-Marriage Ban Called Sweeping.” Spindelman said other states have not gone this far. October 9, 2004

Lancaster Eagle Gazette, “Amendment may go past gay marriage.” Spindelman said Issue 1 goes further than banning gay marriage. The story also appeared in the Port Clinton News Herald. October 14, 2004

Peter Swire

salon.com, “Axiom is watching you.” In a story about Wesley Clark’s work as a board member and lobbyist for Axiom, an Arkansas company that manages data collected by large businesses on millions of Americans, Swire said that he saw no problem with Clark’s work. February 10, 2004

The Washington Post, “Customers required to waive right to sue.” Swire said that liability for network attacks is an area of law with little precedent. March 5, 2004

Federal Computer Week, “Privacy advocates push for czar. OMB official would oversee agencies’ efforts.” Swire agreed with Sally Katzen’s urging of lawmakers to mandate a chief privacy officer position in the Office of Management and Budget. March 8, 2004

IEEE Spectrum, “Voice over IP’s Threat to Privacy.” Swire’s article in the Michigan Law Review was quoted, noting that the traditional U.S. legal standard for conducting wiretaps does not apply to stored communications, such as voice over Internet protocol. March 17, 2004

WCMH NBC 4 (Columbus), “OSU Sells Alumni Info To Credit Card Company.” Swire said that businesses prize access to potential customers. March 21, 2004

World News Tonight with Peter Jennings, “A Closer Look at Abortion Records.” Swire said that if we don’t have a reasonable expectation of privacy in our medical records, when do we? March 29, 2004

USA Today, “Canadian judge says swapping songs online is legal.” Swire said that a haven has been created for Canadians to do file-sharing lawfully. April 1, 2004

NJ.com, “Get smart, experts urge U.S., about intelligence coordination.” Swire said that if a new agency were created to focus on preventing terrorist events before they occur, individuals who never broke the law could come under surveillance. April 19, 2004

Toledo Blade, “Of wiretaps and civil liberties.” Swire said that until (1978), the president claimed the power to do wiretaps for national security without any judge being involved. May 3, 2004

Financial Times (London). Swire commented on Google’s possible use of what people say in e-mails to match them with advertisements. He said that in Europe, Google is a test case. It pushes the law, pointing out that the European Union privacy directive and the national laws protect personal data. May 24, 2004

Federal Computer Week, “Upping the ante on privacy: House Democrats propose creating privacy czars.” Swire said there needs to be someone inside the White House who is working everyday on privacy issues. May 24, 2004

Omaha World Herald, “Boys Town director a tiger when crossed, but some say Val Peter may have gone too far in response to suits.” In discussing a local privacy issue involving a Boys’ Town director, Swire said that officials are taking advantage of a loophole by releasing old records that you couldn’t release if they were current. May 24, 2004

Reuters America, Inc., “Gov’t Computer Surveillance Rings Alarm Bells.” In a story on cryptography, Swire said, “I believe that Total Information Awareness is continuing under other names, and the (Defense Department) projects listed here might fit that bill.” May 27, 2004

The Washington Post, “Bogus charges, unknowingly paid.” Swire was quoted about American privacy law and how it relates to the Federal Trade Commission. May 28, 2004

Scripps Howard News Service, “Anti-Terror Laws Target Americans, Not Just Terrorists.” Swire said that a little noted impact of the Patriot Act is that prosecutors can add more charges against defendants even when terrorism isn’t involved. June 15, 2004

Federal Computing Week, “TSA exempts system from Privacy Act.” In a story about the Transportation Security System changing the Code of Federal Regulations to shield information systems from Privacy Act provisions, Swire said that this re-creates the conditions that led to the act. July 5, 2004

USA Today, “EB sets up 6-month digital music test.” Swire said that in the pre-digital era, the person who bought a record or book could sell it to someone else when they were done with it, but in the digital era, there’s a much greater use of licenses. July 16, 2004

Dayton Daily News, “Franklin man held on 200 child pornography charges.” Swire said that U.S. Customs agents have always been charged with the investigation of global smuggling, including pornography. July 27, 2004

Dallas Morning News, “Cell 411 service creating static; listing to include only those who give OK but privacy fears remain.” Swire said that most people still view their cell phones as private communication. August 2, 2004


Wired.com, “Congress Wants Rights Board.” In a story about a recommendation to establish a federal civil liberties commission, Swire said the board belongs in the executive office. August 21, 2004

Financial Times (London). As part three of a series on eBay, Swire said, “as the business model grew up, it had to have the kind of legal protections that exist in the physical world.” September 4, 2004

National Journal’s Technology Daily, “Privacy: Government, Privacy Advocates Collide Data Techniques.” Swire said that transparency of government activities that affect privacy “has not been a hallmark of recent policy.” September 30, 2004

Washington Post, “Bahamas Firm Screens Personal Data to Assess Risk.” Discussing a new Bahamas company that will be gathering information, Swire said, “[T]here are layers of legal protections and public relations protections [it] can get by going offshore.” October 18, 2004

GovExec.com, “Postal Service Privacy Chief Focused on Maintaining Public Trust.” Swire said that the government should view creating privacy protections as the “flip side” of speeding up information sharing. November 2, 2004
Peter Swire, Creola Johnson
WBNS-TV (Columbus), “OSU gets bucks for contact list.” Johnson said that it’s a violation of the trust that students and parents expect. Swire said that the best practice is giving people a choice before they are subjected to marketing efforts. The story was also published in The Columbus Dispatch. March 1, 2004

Gregory Travallo
The Washington Post, “Probe Begun Over Halabi Investigator’s Documents.” Travallo said that violations of rules on classified material are common and there is a fair amount of prosecutorial discretion in handling them. March 18, 2004

Gregory Travallo, Larry Garvin
The Plain Dealer, “Oops! Maybe Discover Card ruling was in line after all.” Travallo discussed when contracts are ‘unconscionable.’ Discussing the two tests of unconscionability, Garvin said “a whole lot of one can make up for not much of the other.” September 26, 2004

Donald Tobin
The Columbus Dispatch, “Lawmaker Touts Campaign-Finance Proposal.” Tobin said that we can’t be sure if issue-advocacy groups are acting for a valid purpose or if it’s a front. July 22, 2004

Bloomberg, “Ohio’s Provisional Ballots Delay Election Conclusion.” Tobin said that a lot of the legal disputes concerning the election were worked out beforehand. November 3, 2004


Daniel Tokaji
City Business (New Orleans). Tokaji was interviewed regarding the controversy over voting technology, including the use of electronic voting machines. February 27, 2004

Electioneonline Weekly, “Tug of War Over California Voting Systems Continues.” Tokaji said that voting mishaps during the primary could have been avoided with better procedures. March 18, 2004

ITWorld.com, “Groups call for law requiring e-voting paper trail.” Tokaji said that electronic voting is the best option there is and that he is in favor of some sort of paper trail. April 28, 2004

stateline.org. “Integrity of electronic voting questioned.” Tokaji said that “sticking with imperfect punch-card systems already proven to leave thousands of votes unrecorded would disenfranchise a large portion of the electorate.” April 29, 2004


The Boston Globe, “As e-voting grows, calls for paper trail delay cards’ demise.” Tokaji said that well meaning activists, holding out for a paper replica of their ballots, have extended the use of flawed punch-card voting. June 21, 2004


The Columbus Dispatch, “Ohio’s Voting Methods; trial over punch card balloting begins today.” It was noted that Tokaji is serving as co-counsel for the ACLU in the punch-card case. He said that “we want to make sure the hanging-chad punch card is retired.” July 26, 2004

St. Petersbug Times, “Absentee isn’t a guarantee.” Tokaji said that there is a greater chance that absentee ballots won’t be counted. August 8, 2004

Cincinnati Enquirer, “Punch-card ballots raise new worries: Ohio says voting accu-rate; critics call it a ‘train wreck.’” Tokaji said a lot of concerns have been raised about voting equipment in Ohio and Florida. August 14, 2004

ABC World News Tonight. Tokaji discussed the use of punch cards in the voting process. August 18, 2004

North County Times, “Critics: Riverside County resists change.” In a story about Riverside County (Calif.) repeatedly resisting attempts to make the touch-screen ballots more tamper-proof, Tokaji said that paper can be just as easily messed with. August 24, 2004

USA Today, “Heading into primary, Florida under microscope again.” Tokaji said that he thought that touch-screen voting was the best available system. August 31, 2004

The Columbus Dispatch, “Ohio Won’t Count Ballots Cast at Incorrect Precincts.” Discussing provisional ballots, Tokaji said, “It’s a huge issue.” September 24, 2004

The New York Times, “Fed ruling deepens backup ballot divide.” Tokaji was quoted about a federal judge’s ruling in a dispute over how to count provisional ballots, a new voting requirement that could become the hanging chad in 2004. October 20, 2004

Christian Science Monitor, “Courts have issued conflicting rulings over what will constitute valid ‘provisional’ votes.” Tokaji said that there will be all sorts of questions having to do with provisional voting if the election is close. October 27, 2004

The Columbus Dispatch, “Dispute Over New Voters Rages On; GOP wants provisional ballots for registrants it has challenged.” Tokaji said that throwing these ballots into the provisional voting pile is like throwing them into a black hole. October 29, 2004

The Columbus Dispatch, “Race to the White House the Homestretch; 8 Votes Apart; It could all be decided here.” Tokaji said he would be surprised if the parties didn’t already have litigation papers ready to be filed. October 31, 2004

Akron Beacon Journal, “Ballots Go Uncounted in Summit.” Tokaji noted that there was a substantial disparity along racial and economic lines. October 31, 2004

Lou Dobbs Tonight (CNN), election discussion. Professor Tokaji said, “We can expect to see whoever is on the losing side in the initial count to bring a lawsuit.” November 1, 2004

Plain Dealer (Cleveland), “Provisional Ballots: The Chads of 2004?” Tokaji noted that provisional ballots appear to be the “hanging chad” of 2004. November 1, 2004

Arizona Republic, “Bush-Kerry Race Down to the Wire.” Tokaji said that litigation was likely if the difference was less than one percentage point. November 2, 2004

Baltimore Sun, “Legal wrangling begins before election wraps up.” Tokaji noted that challengers didn’t show up in some precincts and there were only scattered reports of challengers raising objections to individual voters. November 2, 2004

Chicago Tribune, “This Time, Ohio Takes on Role of Florida.” Tokaji discussed the lack of standards for assessing the validity of provisional ballots. November 3, 2004

The Columbus Dispatch, “Lawsuits focus on provisional balloting.” Tokaji said, “Ohio has a responsibility to treat all voters equally.” November 3, 2004


USA Today, “The election won’t be over in Ohio for weeks.” Tokaji noted how difficult it would be for Kerry to win in Ohio based on the number of provisional ballots. November 3, 2004

Douglas Whaley
The Lantern (Ohio State), “Same-sex couples put off by marriage act.” In a story about Ohio Governor Taft’s signing a bill banning same-sex marriages, Whaley said that he is concerned gay and lesbian Ohio State faculty members will begin looking elsewhere to work for universities that provide adequate benefits. February 11, 2004

Charles E. Wilson
The Columbus Dispatch, “Contamination Charges; DuPont Sets Reserve of $45 Million for Lawsuit.” Wilson was quoted on DuPont’s setting aside $45 million to fight a class action suit. He said that companies generally guess high when setting reserve amounts for suits. July 29, 2004
Honor Roll of Donors

The annual Honor Roll of Donors to the Moritz College of Law reflects all cash gifts received in the college during the fiscal year beginning July 1, 2003, and ending June 30, 2004. This report does not include gifts made directly to the academic or student programs. Every effort has been made to ensure the accuracy of this report. If you find an error or omission, please contact the Office of Development, Moritz College of Law, 55 West 12th Avenue, Columbus, OH 43210, (614) 688-8232.

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<td>Carl Craddock Tucker</td>
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<td>James Marshall Tuschan</td>
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<td>John Willis Van Dervoort Sr.</td>
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<td>Dennis Patrick Witherell</td>
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<td>Rebecca Woods</td>
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<td>James Edward Young</td>
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<td>Kim William Zerby</td>
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</tbody>
</table>

*DECEASED  *PRESIDENTS CLUB
Donors by Class Year

Class of 1934
Participation: 33%
Carl Craddock Tucker*
John W. Lehrer

Class of 1937
Participation: 20%
Edwin Lawson Mitchell*

Class of 1940
Participation: 10%
John L. Roof

Class of 1941
Participation: 21%
Jean Gordon Peltier
Judson C. Schuler
David A. Wible

Class of 1942
Participation: 27%
Gerald Otis Allen*
Louis Gray
Helen Grundstein Rosen

Class of 1944
Participation: 25%
John Deaver Drinko*

Class of 1945
Participation: 50%
Robert Earl Horowitz

Class of 1947
Participation: 15%
James A. Lantz
Hon. James P. Natoli
John L. Roof

Class of 1948
Participation: 23%
Harold Reed Black
Thomas Leonard Corrto
William B. Devaney Jr.
James R. Dupler
Morton Sedley Frankel
Kenneth Richard Harkins
William E. Herron
William Johnson Lee Jr.
George Willard Rooney Sr.
Robert W. Rowley
William Bart Saxbe Sr.*
William M. Stillins
John A. Skipton
John Joseph Spittler Sr.

Class of 1949
Participation: 22%
James Ralph Burchfield*
Charles William Davidson Jr.
J. Robert Donnelly
Lloyd Edison Fisher Jr.
Max Harley
Danny Dale Johnson
Charles Freeman Knapp
Webster S. Lyman Jr.
John Butcher Mantonya
John Clyburn Wagner*

Class of 1950
Participation: 21%
Lee Oscar Fitch
David William Hart
Sanders David Heller
William Lewis Johncox
Nils Paul Johnson
Wayne M. Leatherman
Julian O. Northcraft
Robert W. Phillips
Thomas Richard Spellerberg
Theodore Raymond Treffinger
Thomas I. Webb Sr.

Class of 1951
Participation: 19%
Basil J. Boritzki
Robert A. Clair
Roy J. Gilliland
Howard H. Harcha Jr.*
Dr. Edward Stephen Havasy
William C. Kuhn
George Carlton McConnaughey Jr.*
Carl B. Mellman
Samuel B. Randall
Rerverend William Ernest
Rathman
Marvin Ritzenberg
George William Stuhlreder
Hon. Herman J. Weber
Sheldon Mike Young

Class of 1952
Participation: 27%
Robert Louis Balyeat
Richard K. Desmond
Hon. Robert Morton Duncan*
George Vance Fisher*
Martin S. Goldberg*
Robert Davies Hays*
Blaine Brycen Hunks Sr.
William A. Lavelle
Thomas C. B. Letson*
Lewis Lee Marquart Jr.
Donald Eddy Miller*
Charles Daniel Minor*
Hon. William W. Mosholder
Hon. James Evan Nelson
Hon. George O. Pachuta
Robert Raitze Reed
William H. Saltzman
Charles D. Shook
Donald H. Tishman
Tenny H. Tom*
Thomas L. Tribbie

Class of 1953
Participation: 19%
Frank Ellis Bazler*
John M. Curphrey*
Duane L. Isham*
Richard G. Ison*
Thomas E. Jenks
Br. Thomas More McGarry
James D. Oglevee*
Harold L. Taislan*
John Martin Tobin
Robert J. Watkins*

Class of 1954
Participation: 19%
George J. Aman
Rodney Alan Baker
O. Allan Gulker*
Sally Reardon Heid
Titus Jackman
Charles Frederick Johnston Jr.
Robert L. Keyes
Maurice Lewitt
Harold Carl Meier
Joseph Raymond Prohaska*
Gerald E. Schlaifman*
Douglas R. Trail
John Willis VanDervoort Sr.*
Frederick D. Waldock
Hon. Alba Lea Whiteside Jr.

Class of 1955
Participation: 12%
Harald Franklin Craig Jr.
William Brooks Johnson
Charles Russell Leech Jr.
Charles G. Martis
James William Miller
Robert W. Siegel
Steven Timonere

Class of 1956
Participation: 12%
Joseph P. Buchanana
James Richard Hamilton*
James R. Hinton
Charles Doyle Parke
Michael J. Petrucci
Hon. Theodore Schneiderman
Hon. Bonford Reed Talbert II
Paul R. Walsh
Joseph H. Yearling Jr.

Class of 1957
Participation: 16%
James George Annos
Paul P. Gutmann
John Allen Hoskins
Hon. Sara Rusk Hunter
Joseph David Karam
Hon. David Allan Katz*
Hon. Charles F. Kurfess
Edmund G. Peper
Michael C. Scanlon
William E. Shirk

Class of 1958
Participation: 16%
Albert Leo Bell
Bernard C. Boggio*
James Donald Cairns
Marshall Cox*
Bernard Fineman
Ralph C. French
Rollyn Cliftont Gibbs
Lodge L. Hanlon
William D. Kloss Sr.
William W. Moland
Daniel Martin Snyder
Neal S. Tostenson
John P. Van Abel
David A. Ward*
Thomas Joseph Zuber

Class of 1959
Participation: 18%
Joseph E. Andres
Charles Ensign Brant
James C. Cullers
Louis J. Disantis
Capt. Albert W. Eoff II
Richard J. Fraas
Charles F. Gliender**
Frank Marshall Hays
G. Bradley Hummel
Ronald P. Lankenau
Hon. Thomas Scott Moulton
Frank Jerome Neff*
Stuart A. Summit*
Anthony Tuccillo*
Leonard W. Yelsky

Class of 1960
Participation: 19%
Larry Raymond Brown
William Lewis Clark
Charles Douglas George
Robert C. Kiger
Hon. Charles Russell Petree II
Robert G. Reed Jr.*
Richard F. Rice
Jerome J. Robison
Robert J. Rodefer
Asriel C. Strip
W. Lynn Swinger
Frederick A. Vierow

Class of 1961
Participation: 22%
David Frank Allen
James R. Barton
Hon. James D. Booker
Charles Donald Byron
Howard J. Haddow
Larry Russell Langdon*
Gavin R. Larrimer*
Edward W. Lincoln Jr.
John Cooper McDonald*
Patrick N. McTeague

*DECEASED  **PRESIDENTS CLUB
Class of 1962
Participation: 18%
Alexander Andreoff
James Kenneth Brooker*
James Kaufman Lawrence*
James Roe Beatley Jr.*
James Charles Thompson
James Frederic Frye
John H. Siegenthaler
John J. Heron*
John T. Brook
John William Kenesey
John Harper Bain
John William Moore III
Jerry A. Petersen
Jerry A. Feather
Jerry A. Petersen
Jerry B. Rupp Jr.
Jerry Jerome Smith
Jerry D. Throckmorton
Robert C. Parsons
Robert A. Rappoprt
Robert A. Dreyer
Robert A. Fishman
Robert W. Werten*
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Robert W. Werten*
Robert W. Werten*
Robert W. Wert
DONORS

Class of 1975

Participation: 19%

Walter Kerfoot Chess Jr.
David Walter Cox
Rose Blau Babek
Thomas Earl Fennell
Thomas Joseph Fiscus
Roger William Fones
Edward Steven Ginsburg
Michael Dean Greenberg
Marlin Jay Harper
John William Herbert
Hon. Robert Henry Hoover
Steven Wash Jemison
Thomas Wade Kahlé
Terrence Patrick Kessler
Hon. Norah McCann King
Frederick J. Lange Jr.
William Travis McIntyre
Terry Morrow Miller
Robert Allen Minor
Karen Mueller Moore*
Kathleen Marie O’Brien
David Andrew Orlins
Terry Lee Overbey*
Hon. John Patrick Quinn
Richard Keller Rohde Jr.
Thomas Richard Sargeant
Karen Jones Sarjeant
Bernard Joseph Schaeff
Thomas Philip Webster
Alex Wightman*
James Roy Williams
Thomas D. Wright
Michael E. Zatezalo

Class of 1976

Participation: 19%

Gary William Auman
Robert Lewis Bays
Jeffrey Lewis Benson
Hon. Peggy Lynn Bryant
Don William Bulson
John Jeffrey Chernoski
Bernard Joseph Schaeff
James David Gradel
John Patrick Gordon
James Murdock Grant
James Burton Farmer
Howard Rankin Grant
Hon. Joseph Henry Gravitz
Lorne Mark Griffith
Robert Edward Hickey Jr.
Larry Allen Karns
Louis Harvey Khoury Jr.
Edwin Lee Kirby Jr.
Daniel Vaughn Koppenhafer Jr.
Howard Penn Krisher II
Douglas Michael Mancino*
Frederick Langdon Ransier III*
Kathleen Hayes Ransier*
Steven Douglas Rowe
Lyle Richard Saylor
Charles Howard Schottenstein
Edward Frank Seidel Jr.
James Robert Shenk
Louis Ernest Tosi*
Leslie Varnado Jr.
Robert Warren Jr.*
Hugh Richard Whiting*

Class of 1977

Participation: 18%

Carol Lee Barnum
Robert Joseph Behail*
James Duane Brubaker
Cheryl Blackwell Bryson
Karen Jean Bunning
Hon. Janet Rose Burnside
Michael Hiram Carpenter*
Hon. Jerome David Catanarzo
Stephen Eric Chappelear*
Alden Brett Chevlen
Joel Kim Dayton
Richard Stephen Dodson Jr.
Jeff Douglas Drushal
Nan Teiltebaum Ellis
Gregg Michael Emrick
Wilbur Glenn Forrester
Hon. Francis Ambrose Fregiato
David Lawrence Fuhr
Patrick Joseph Goebel
Timothy Lorence Holston
Thomas Dean Lamers
Michael Joseph Meaney
Hon. Carla Denise Moore
Erin Frances Moriarty
Jon Ray Philbrick
Kristine Agnes Roth
Dr. Martin Stanley Seltzer
Richard Kaoru Shimabukuro
Dale Phillip Shrawlow
Thomas Sico
Russell Gary Tisman
Edward Philip Walker
Charles Herbert Waterman III
John Harry Westergard
Dennis Patrick Withereill
Nancy Belville Young

Class of 1978

Participation: 17%

David Warren Alexander
Thomas Edward Barnes*
Timothy John Bechtold
Dr. Roger Craig Blocher
Glen Eugene Bost II
John Ira Cadwallader
John Watson Cook III
Steven Lynn Dauterman
David William DeVita
Richard Allan Estabrook*
Bernard Matthew Floetker
Patricia Anne Folkerth
Hon. David Leslie Johnson
Regina Hildebrand Joseph
Robert Steven Kestner*
Kenneth Hobson Koch
David Eli Larson
Ellen Matthys MacFarlane
Carol Seubert Marx
Timothy Charles McCarthy
Dr. Karen Cole McGhee
Robert Francis O’Connor
Joseph Ritzen
Paula Friedman Seger
Jeffrey Lee Simmons
John Michael Stephen
Howard Grant Stephenson*
Dr. Kevin Lee Sykes
Thomas Dale Sykes
John William Ward
David William Wenger
Stephen Miles Wilson
Cheryl Foster Wolff
Stephen Joseph Yurasek
Mark Anthony Zicarelli

Class of 1979

Participation: 25%

Raymond Dale Anderson*
James Humphrey Bechth
Jordan Lewis Bleznick
Richard Howard Brody
Daniel Oliver Conkie
Paula Terese Cotter
Stewart Francis Black
Steven Pel Elliott
Robert Arnold Ellison
Thomas Conner Fenton
Hon. William Robert Finneg
Michael Edward Flowers
Hon. David Leslie Johnson
Regina Hildebrand Joseph
Robert Steven Kestner*
Kenneth Hobson Koch
David Eli Larson
Ellen Matthys MacFarlane
Carol Seubert Marx
Timothy Charles McCarthy
Dr. Karen Cole McGhee
Robert Francis O’Connor
Joseph Ritzen
Paula Friedman Seger
Jeffrey Lee Simmons
John Michael Stephen
Howard Grant Stephenson*
Dr. Kevin Lee Sykes
Thomas Dale Sykes
John William Ward
David William Wenger
Stephen Miles Wilson
Cheryl Foster Wolff
Stephen Joseph Yurasek
Mark Anthony Zicarelli

Class of 1980

Participation: 25%

Rolland Humphreys Bauer
Barbara Ann Belville
Gerry Wayne Beyer
Theodore Samuel Bloom
Hon. Herman Andrew Carson

*DECEASED  **PRESIDENTS CLUB

24  Law Record · AUTUMN 2004
Persons Establishes Law Scholarship in Honor of His Children

W. Ray Persons ’78 has made a $50,000 gift to the Moritz College of Law to establish a scholarship for a deserving student. Named in honor of his children, the Conrad and April Persons Scholarship Fund will be awarded to a Moritz Law student based on his or her financial need—a situation Persons faced during his years as a student.

“I hope this scholarship will enable someone like myself, from very humble beginnings, to realize their dream of attending law school,” Persons explains.

Through the generosity and support of those who surrounded him, Persons learned the value of helping others to achieve their dreams. “My mother never once wavered in her belief in me and my dream of becoming a successful lawyer,” he says.

Professionally, Persons gives accolades to William E. Knepper for helping him to realize his goals. “He taught trial practice at Ohio State for many years, and he gave me a job in his law office. In retrospect, working at Knepper White Arter & Hadden had more to do with my becoming a successful trial lawyer than any other experience in my entire career.”

Now a partner and attorney with King & Spalding, Persons and his wife, Wendy, live in Atlanta. “The outstanding and truly dedicated law faculty at Ohio State provided me with a strong foundation upon which I have continued to build. I am profoundly grateful to each of them,” he adds.

Cheryl Lynne Connelly
David Keith Conrad
Daniel William Costello
Stephen Paul Dailey
Douglas Alan Daley
Karen Sue Darby
Douglas Alan Dimond
Deborah Ruth Pitlik Ecker
Eileen Sue Goodin*
Deborah Ruth Pitluk Ecker
Douglas Allen Dimond
Douglas Alan Daley
David Keith Conrad
Dale Kent Perdue*
Laurene Helen Horiszny
Fordham Eric Huffman*
Richard Emory Jacobs
Richard Emory Jacobs
Michael Duane Juhola
Hon. Thomas Edward Trempe
William Joseph Sparer
Daniel Jerome Sponseller
Allen Jonathan Koslovsky
Brian Martin Kushner
Matthew Christopher Lawry
Bruce Charles Lazear*

*DECEASED  *PRESIDENTS CLUB

W. Ray Persons ’78

Class of 1984
Participation: 7%
Amy Stein Berk
Karen Riesterberg Brinkman
Glen Alan Dugger
Catherine Telles Dunlay
Janet Everson Henry
Mark Ira Jacobs
Russ H. Kendig
Alan Jonathan Koslovsky
Brian Martin Kushner
Matthew Christopher Lawry
Bruce Charles Lazear*

Class of 1983
Participation: 10%
Marjorie Hasselback Brant
Russell Earl Carnahan
Elaine Ann Chotlos
Douglas Howard Cook
Robert Carl Goldie
Harry Greenlee
Teresa Dorow Kaylor
William August Leuby III
Lynda Gay Loomis
Barry Lewis Lubow
Jennifer Thomas Mills
Alexander Mitrovich
Anthony Clair Mollica
Captain Raul Antonio F. Pedrozo
Randall William Rummell
Barbara Ann Sentz*
Hon. Ann Louise Snyder
 Kris Herman Treu
Nancy Jepson Treu
Curt Richard Zimansky

Class of 1982
Participation: 17%
Eliot W. Abarbanel
Mark Francis Ahiers
John Thomas H. Batchelder
Catherine Elaine Blackburn
James Patrick Botti
Wanda Lees Carter
Frank Phillip Darr
Nicholas R. Emrick
Linda Jane Fisher
Patrick Jonathan Janis
Benita Ann Kahn
Hon. Donald Robert Knight
Donald Byron Leach Jr.
William Joseph Lebold
Gary Richard Martz
Gregory Louis McCann Jr.
Paul Frederick Moke
Barbara Thompson Moser
Phyllis Stillpass Nedelman
Charles Sumner Plumb III
Stephen David Pymale
Diane Catherine Reichwein
Robert James Reynolds
Paul Anthony Rose
Bruce Steven Rutsky
Marcia Katz Slotnick
Ronald Joseph Snyder*
Theres Verhoff Squeri
Gregory William Stype
Paul Edmund Szykowny*
Carol Lynn Tenyak-O’Connor
Bruce Robert Thompson
Mark Samuel Toledo
Steven Marc Walk
Scott Benson West
Barbara Jean Wright

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Steven Worthington Miller*  
Pierre Warren Priestley  
Robert John Winston  
Kim William Zerby*  

**Class of 1985**  
*Participation: 16%*  
Joseph Orwin Bull*  
Lorie Ann Chaiten  
Ernest Eugene Cottrell Jr.  
Thomas S. Counts  
Kathleen Ann Cullen  
Douglas Parker Currier  
Julia Anne Davis  
Michelle Dorsey Deis  
James Alexander Demetry  
Timothy Edward Eagle  
Scott Jay Frankel  
Charles Michael Gegenheimer Jr.  
Gary Alan Gillett  
Polly Jane Harris  
Kristin Hay Ives  
Mark Alan Johnson  
Susan Allene Kovach  
John Joseph Laffey  
Sherri Blank Lazear*  
David Edward Lefton  
Jeffrey Allen Merklin  
Elizabeth Chichester Morrogh  
William Joseph O’Neill  
Dr. Douglas Mark Radman  
Sara Ellen Robbins  
Martin Sanford Rosenthal  
James Gregory Ryan  
Matthew James Toddy  
Elizabeth Flynn Vorys  
Webb Isaiah Vorys  
Raechel Tigner Wright  

**Class of 1986**  
*Participation: 13%*  
Clare Cass Armbruster  
Jeffrey A. Ayres  
Elizabeth Schorpp Burkett*  
Gail Chern Ford  
Denise Smith Golonka  
Kenneth Anthony Golonka Jr.  
Kathleen Strange Gross  
Ronald Lee House  
James Michael Jones  
Amy Elizabeth Kellogg  
Nancy Prytel Klingshirn  
Stuart Michael Kodish  
Steven Gerard LaForge  
Alan Jack Lazaroff  
Kevin Dean Lyles*  
Jennifer Brown Mailly  
Elizabeth Berner Moore  
David John Rectenwald  
Susan Horensky Rhiel  
Mary Schneider Rua  
James Michael Snyder  
Michael Alan Stann  
Dawn Watson  
Barbara McIntosh Webb  

**Class of 1987**  
*Participation: 16%*  
Linda L. Ammons  
Thomas Edward Berry Jr.  
Joseph Paul Boeckman  
Smith Rufus Brittingham IV  
J. Scott Clark  
David James Coyle  
Jayne Ellen Demaras  
Mary Suzanne Duffey  
Andrew Allen Folkerth  
William Adam Herzberger  
Anne Light Hoke  
John Mark Kantner  
Steven Robert Kirschner  
Laura Dicola Kulwicki  
Kathleen Rummel LaTour  
Randall Duane LaTour  
Donald Alan Lane  
Risa Dinitz Lazaroff  
Jeffrey Wiley Linstrom  
Sara Elizabeth Lioi  
Hon. Herman Marable Jr.  
Douglas Robert Matthews  
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Joseph Michael Patchen  
Caryl Lyn Roberto  
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Margaret O’Connor Shackelford*  
Belinda Henderson Simile  
Marlo Bridges Tannous  
Robert Joseph Tannous  
Jennifer Murchake Todd  
Mark Edward Vannatta  

**Class of 1988**  
*Participation: 10%*  
Geoffrey Randall Ayers  
John Joseph Brennan  
Robert Frederic Brown  
Lisa Weekley Coultier  
Philip Francis Downey  
Mark Francis Fischer  
Judith Lynne French  
Gregory Aloysius Gehlmann*  
Bernadette Bollas Genetin  
Anthony Joseph Giuliani  
James Armand King*  
Thomas Neil Littman

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 Rays Contribute to New Scholarships, Moot Courtroom Renovation

“Carol and I appreciate that my superb legal education at the Moritz College of Law provided the impetus and foundation for my livelihood as a trial practitioner,” says Frank Ray ’73. “We view our commitment to the college as a fundamental expression of gratitude.” These words eloquently explain why the Rays are among Moritz Law’s most consistent and committed partners. Whether volunteering their time or donating financially, the Rays exhibit a passion that Dean Nancy Rogers hopes is contagious.

“Many people express wistfully the desire to contribute to improving the legal profession,” Rogers says. “Frank and Carol Ray stand out among this group because they are acting so effectively and creatively on that desire.”

As a trial attorney, Frank knows full well the importance of preparation. To that end, he and Carol have given $25,000 toward the renovation of the Woodside Moot Courtroom. It is their hope that, through this enhancement of bricks and mortar, future Moritz Law students will be given the opportunity to prepare and hone their professional skills in a state-of-the-art facility.

The Rays are also firmly committed to enhancing the formal education of Moritz Law students by endowing the Frank and Carol Ray Scholarship. With an initial gift of $100,000 and an eventual bequest of $1 million, this full in-state tuition scholarship will “jump-start” the professional lives of its recipients. The Ray Scholarship will come with a “moral obligation to repay,” which means the Rays hope the recipient will be inspired to replace the corpus of the scholarship to help future Moritz Law students.

This idea was born from Frank’s own education when his parents fully funded both his collegiate and professional educations. Through the scholarship, Frank and Carol feel they are simply meeting a moral obligation to his parents by paying forward.
DONORS

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Participation: 14%
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Class of 1991
Participation: 12%
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Participation: 5%
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- Timothy Conrad Hall Jr.
- Robert Allan Harris
- Jill Ringel Hart
- Christopher Alan Murray
- Lisa Pierce Reisz
- William Pailet Zox

Class of 1993
Participation: 9%
- Christopher Brant Cook
- Colleen Annora Deep
- Gregory Alan Goroospe
- Kelley Marie Griesmer
- Daniel Michael Haymond
- Erin Kotzman Joe
- Elizabeth Power Kessler*
- Susan Munroe Milne
- Polly Misra
- Dr. Dennis Bernard Pollard
- David Elliott Pritchard
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- Joel David Rhoades*
- Todd Lesley Sarver
- Michael George Seidel
- Kimberly M. Skaggs
- Robert Martin Spiegel
- John Kenneth Stipanich

Class of 1994
Participation: 8%
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- Brian Elliot Chisling
- Matthew Rickey Copp
- Dane Arthur Gaschen
- Mary Prechel Geswein
- Tatia Christine Gibbons
- Kenneth Scott Hafenstein
- Marsha Curley Harris
- Christopher S. Koczwar

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Participation: 12%
- Elaine Herrmann Blais
- Dr. Patrick David Paiken
- Sandra Humphries Riveiras
- Yvonne S. Schlosberg
- Douglas Kevin Sesnowitz
- Jeffrey Glenn Thompson

Class of 1996
Participation: 10%
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- Lori Ann Clary
- Julia L. Dorrian
- Steven Jeffrey Eleman
- David Christopher Faure
- Melanie K. Johnson
- James Clifford Joslin*
- Darius Nariosang Kandawalla
- Jennifer Steere Mason
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- Jason L. Richey
- Michele Marie Schoeppe
- John B. Schwendener
- Bradley Kent Shafer
- Erin Freund Siegfried
- Denise Lynn Sinkle

Class of 1997
Participation: 13%
- Peter Bermudez

Class of 1998
Participation: 8%
- Jason Jeffrey Camp
- Jennifer Nicholson Elleman
- Geoffrey Stuart Goss
- Brad Michael Johnston
- Ian Martin Langley
- Katherine Lynne Murphy
- Andrew James Murray
- Justin Koslan Schwartz
- Andrea Cleland Seidt
- Andrew Jason Shaw
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- Stephen Aaron Silver
- Jessica Flickinger Silfko
- Aaron Peter Sloan
- Tracy Kozicki Stratford
- David Scott Torborg
- Rebecca Woods
- Aimee A. Zaleski

Class of 1999
Participation: 11%
- Clayton Heath Benton
- Frederick Louis Block
- Stuart Ethan Casillas
- Margaret Bustamante Chavez
- Michelle Renée Darvishi
- Adam Joseph Deutsch
- Andrew Cooper Emerson
- Patricia Lynn Eschbach-Hall
- Michelle Wilcocks Freeman
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- Michael Benjamin Kass
- Rebekah Elisabeth Kaufman
- Charles Edmund McClesney II
- Cassandra G. Mott
- Renne Montenery Murray

*DECEASED  *PRESIDENTS CLUB

www.moritzlaw.osu.edu  27
Frank C. Woodside Moot Courtroom Completed

Frank Woodside ’69 of Wyoming, Ohio, has made a gift of $200,000, completing the campaign for a redesigned moot courtroom to be named the Frank C. Woodside Moot Courtroom. The moot courtroom will be furnished with the newest high-tech multi-media tools, making Moritz Law students better prepared for trials.

“Trials are won or lost in the courtroom,” says Woodside, who also has a medical degree and practices law with Dinsmore & Shohl of Cincinnati. “The new moot court trial setting provides a valuable forum for preparing students to effectively analyze and communicate legal issues in the courtroom. And it’s a skill students will use throughout their careers whether or not they choose to practice law.”

Woodside’s experiences in the moot courtroom have been a great resource to him. He sees giving to the Woodside Moot Courtroom as an investment with a major payoff. “I credit my legal education at the college as the foundation for whatever success I have had as a trial lawyer,” he says. “I’m grateful for the experience, and giving to the new moot courtroom is an opportunity for me to contribute to the success of our future attorneys.”

Woodside’s professional career has focused on representing manufacturing concerns in class actions and mass tort litigations involving pharmaceutical products, medical devices, chemicals, and consumer products. He has played essential roles in many major cases, including litigations for Procter & Gamble, Merrell Dow Pharmaceuticals Inc., and Rugby Laboratories, Inc. For the past 11 years, he has been recognized in The Best Lawyers in America.

Woodside still finds time to participate and contribute his time and efforts in a magnitude of ways. He is an adjunct professor at the University of Cincinnati College of Law and clinical professor of pediatrics emeritus at UC’s College of Medicine. A member of numerous bar associations, he also serves as chair of Dinsmore & Shohl’s Product Liability section.

With all of these accomplishments, Woodside credits his education at Ohio State as a key element of his professional success. In turn, the Moritz College of Law appreciates Woodside’s dedication. “The College of Law was good to me; now I am trying to be good to the law school,” he says.
The following firms, foundations, and corporations have made cash gifts to the Moritz College of Law. The list includes corporations that matched contributions from alumni and friends.

AN Foundation  
Abbott Laboratories Fund  
Accenture Foundation Inc.  
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Borg-Warner Corporation  
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Bunge North America Foundation Matching Gift Program  
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Covington & Burling  
Daimler Chrysler Corporation Fund  
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Deloitte Foundation  
Dykema Gossett  
Eastman & Smith Ltd. Eaton Charitable Fund  
Eclipse Real Estate Group Inc.  
Elizabeth G. & John D. Drisko Charitable Foundation  
Ernst & Young Foundation (New York, N.Y.)  
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Exxon Mobil Foundation  
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Friends of the Upper Arlington Library  
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General Motors Foundation  
Hale and Dorr LLP  
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Hume & Pulito Co. LPA  
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*DECEASED  *PRESIDENTS CLUB
John Casey ’65 was recognized in September with the John B. Gerlach Sr. Development Volunteer Award, which is presented annually by The Ohio State University. Specializing in tax, trust, and estate planning, John is an attorney whose tax and financial advice is highly sought after by many, including those wishing to give to the university. He was instrumental in helping guide Michael E. Moritz ’61 to contribute $30 million to what would become the Moritz College of Law. It was the college’s largest gift to date and one of several substantial gifts John has helped bring to the university.
Gift Commitments Through Life Insurance

The following individuals have made a deferred gift to the Moritz College of Law through the purchase of an insurance policy.

Ralph D. Amiet*  
Phillip H. Barrett*  
John P. Beavers*  
Clair M. Carlin*  
Michael F. Colley*  
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Samuel Ronald Cook Jr.*  
Edwin M. Cooperman*  
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Richard J. Hobbs*  
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John D. Hvildes*  
William Michael Isaac*  
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Henry Folsom Page Society

Founded during the Law Centennial Campaign, the Henry Folsom Page Society recognizes the college’s most generous and loyal donors who make major gifts of $25,000 or more during a five-year period or a deferred gift of $100,000 or more. In the fiscal year 2003–2004, Robert J. Watkins ’53, Cincinnati, served as honorary president of the society. For more information about becoming a Page Society member, contact the development office at (614) 688-8232.

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Karen S. Casey ’91, Columbus  
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Michael ’61 and Nancy Colley, Columbus  
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Robert M. Duncan ’52, Columbus  
Charles W. ’38 and Florence W. Ebersold, Wilmette, Illinois†  
Maxine Erskine, Columbus  
Mary Ellen Fairfield ’73, Columbus  
Grace Heck Faust ’30, Urbana†  
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Bernard V. Fultz ’55, Pomeroy  
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John A. Jenkins ’53, Scottsdale, Arizona†  
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William B. Saxbe ’48, Delray Beach, Florida  
Melvin L. Schottenstein ’58’, Columbus†  
Stanley Schwartz Jr. ’47, Columbus†  
Charles H. and Joyce Shenk, Columbus†  
Richard Shenk, Cincinnati†  
Sol A. ’37 and Florence Shenk, Miami, Florida†  
William A. Shenk ’68, Del Mar, California†  
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Harold L. Talisman ’53, Washington, D.C.  
Estate of Ida Topper  
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James M. Tuschman ’66, Toledo†  
L. Jack VanFossen ’63, Powell†  
Arthur ’49 and Ann Vorys, Gahanna  
George R. Walker ’52, Carmel, California  
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Paul F. ’39 and Anita Ward, Columbus†  
Robert J. ’53 and Helen Watkins, Cincinnati†  
Elizabeth J. Watters ’90, Columbus  
Robert W. Werth ’65, Columbus  
Hugh R. Whiting ’74, Dallas, Texas  
Sara Gerhart Wieland, Dayton  
Alec Wightman ’75, Columbus  
Frank C. Woodside III ’69, Wyoming  
Kenneth A. ’61 and Paula D. Zeisler, Cleveland  
Mr. David J. ’66 and Mrs. Zendell, Wayne, New Jersey  
Benjamin L. Zox ’62, Columbus†
Moritz Law Faculty, Students Prepare for U.S. Supreme Court Argument

The United States Supreme Court granted certiorari in Cutter v. Wilkinson, a case in which attorneys associated with Moritz Law will argue both sides. David Goldberger, director of clinical programs at the college, will represent prison inmates seeking protection of their statutory rights to religious exercise, while Douglas Cole, who is serving as the Ohio Solicitor while on leave from the Moritz Law faculty, will represent the State of Ohio. Students from the college will assist Professor Goldberger in preparing documents for the argument, which is expected after the first of the year.

The case involves prison inmates who sued the State of Ohio claiming they were denied access to religious literature and ceremonial items under the Religious Land Use and Institutionalized Persons Act. This federal statute requires states to accommodate prisoners’ religious beliefs unless the prison officials can show that there is compelling reason not to accommodate the request.

The Sixth Circuit invalidated the statute as a violation of the U.S. Constitution’s Establishment Clause. The prison inmates sought Supreme Court review.

“This case is an important case because it should clarify the power of state and federal government to lift governmental burdens from religious exercise of all prisoners without violating the establishment clause,” Goldberger says. “The case may also define the degree to which Congress may condition its appropriations to state governments based on their willingness to comply with the congressional funding requirement.”

“This case is about prison safety,” says Cole. “We believe that prison wardens are in the best position to make decisions about the security implications of various kinds of prisoner requests, and that the federal government should not be foisting a ‘one-size-fits-all’ solution on the states.”

Through the clinical programs at Moritz Law, second- and third-year law students receive practical training and, for third-year students, a chance to represent actual clients. Professor Goldberger and his students have worked on this case for years and will continue to work on the case in preparation for the arguments to the Supreme Court.

“I feel very lucky to be involved in something so important to the school and to the law in general,” says Anne Juterbock, a third-year law student from Ashtabula County, who is a research assistant for Goldberger and a participant in the civil law clinic. “I never thought I would set foot in a courtroom and now I am considering litigation as a career.”

Since Goldberger has been director of the clinical programs, students have worked on other important cases including McIntyre v. Ohio Elections Commission, which also reached the U.S. Supreme Court.

Cole expresses his excitement to argue against Goldberger. “I know that my colleague and good friend David Goldberger will do an exceptional job on behalf of his clients,” the Ohio Solicitor notes. “It will be a real treat to argue against someone for whom I have such great respect.”
The Moritz College of Law has received word of the deaths of these graduates. We express our sympathy to relatives and loved ones.

Edward Kirwin '35 died February 9, 2004. He was a World War II veteran of the U.S. Army Air Corp and a member of St. Mary Magdalene Parish for 50 years. He is survived by his wife, Virginia; two brothers, Robert, and his wife, Ruth, and James Kirwin; a sister, Elizabeth Tritschler and her husband, James; a sister-in-law, Loretta Kirwin; and many nieces and nephews.

William A. Calhoun '38 died October 26, 2004, in Mansfield at the age of 89. He was the founder and former senior partner of the law firm of Calhoun, Kademenos, Heichel & Chil dress Co., L.P.A. He started his career practicing law in Columbus and, in 1942, became a special agent for the Federal Bureau of Investigation. In 1945, he was assigned to Orlando, Fla.; five grandchildren; and daughter-in-law, Nancy Calhoun of Orlando, Fla.; five grandchildren; and six great-grandchildren.

Charles Saunders Sr. '47 died November 13, 2004, in Columbus. He was 79. Columbus' oldest black practicing lawyer, he worked mostly in the area of probate law for 57 years. In 1999, he received the Award of Excellence from the Columbus Bar Association. He is survived by his wife, Jaynes O'Neal Saunders and four children, all of Columbus: Charles Saunders Jr. '72, O'Neal Saunders '93, Leslie Saunders, and Janice Ossa.

Richard Cole '49 died March 27, 2004. He was a judge in Clark County for 34 years before moving to Cincinnati, where he served as a visiting judge for Hamilton County Common Pleas Court for 10 years. Prior to his public service, he worked for his family's law firm in Springfield, Ohio. In 1950, he became city solicitor, was appointed to the Municipal Court in Springfield in 1956, and served as a probate and juvenile judge in Clark County before being elected to Common Pleas Court in 1976. He retired in 1990. A daughter, Sarah C. Cole, preceded him in death in 1972. Survivors include his wife, Mary Miller Cole; four children, Richard, James, and David Cole, and Nancy Nangle; and four granddaughters.

Charles Ernest Brown '52 died April 21, 2004, at the age of 76. He served as senior partner in the law firm Crabbe, Brown, and James and was one of the premiere trial lawyers in Ohio whose major cases included defending Ohio Governor James Rhodes and the Ohio National Guard in the Kent State trial and General Electric in the Beverly Hills Supper Club fire trial. He also served as a second lieutenant in the U.S. Army during World War II. He is survived by his wife, Barbara Crouse Brown; sons Jeffrey Brown '79 and wife, Rita, Brian Brown and wife, Becky, and Doug Brown, all of Columbus; a brother, Harold Brown and wife, Sue, of Topeka, Kan.; and a sister, Lilibeth Hamilton and husband, Bill, of Columbus.

Robert Adrian Strickling '52 died July 22, 2004. He served in Normandy and Northern Europe in World War II in the U.S. Army and returned to Ohio to graduate from The Ohio State University and the Moritz College of Law. After practicing law in Ohio, he moved to Southern California to work in the defense industry and later was a manager and counselor of a drug rehabilitation program. He is survived by his wife of 29 years, Anne; two daughters, Carey Gorgolinski and her husband, Denny, of Redwood Shores, Calif., and Kelly Strickling of Watsonville, Calif.; four sons, Casey and his wife, Mary, of Raleigh, N.C.; Kenneth of Santa Cruz, Calif., Todd Grant of Marina, Calif., and Robert Jr. of Nashville, Tenn.; daughter-in-law, Teresa Strickling of Capitola, Calif.; seven grandchildren; and brothers-in-law, Peter and John Sylvester, Palo Alto, Calif.

William W. Turpin '53 died April 24, 2004. He loved the practice of law and was highly regarded by his clients and the legal community in Fairfield County, Ohio. He is survived by his wife, Martha, his son and daughter, three grandchildren, and two great-grandchildren.

Charles Franklin Glander '59, died July 8, 2004, at the age of 70. Aside from his college years, Glander lived in Columbus his entire life. He practiced as an attorney for 40 years, retiring from the firm Bricker & Eckler in 1998. He was a long-term member of the Moritz College of Law National Alumni Council. He also served in the arts, public service, and several churches. He was a member of the Upper Arlington City Council for one year and served the city two years as mayor. Glander was also active in the Columbus Cum Christo, serving on several teams. He is survived by his wife, Sue; children, Rebecca Harvey and husband, Steven Thurston, Fred Kirchner, Phyllis Teater and husband, Andy Teater, and Gordon Glander and wife, Debby Glander; 10 grandchildren; sister-in-law, C. Lynn Glander; and two special cousins, Susanne Holm and Doug Chandler.

Robert E. Holmes '59 died July 28, 2004, at his home in Powell, Ohio, at the age of 81. Holmes served for more than a decade on the Ohio Supreme Court and left the court in 1992 after reaching the mandatory retirement age of 70. As an appellate judge, he wrote a decision upholding the constitutionality of the age limit that continued on page 43
Keep the News Coming…

Do you wonder what happened to the guy who sat next to you in criminal law? Where did that girl on the law journal end up? Keep up with your classmates (and allow them to keep up with you) through the Alumni News. Let us know what is happening in your life, personally and professionally, and we’ll include it in a future issue of the Law Record.

Submit news items to Liz Cutler Gates, Law Record editor, Moritz College of Law, 55 West 12th Avenue, Columbus, OH 43210. You may also e-mail news to gates.68@osu.edu. Photos are welcome but will not be returned. Digital photos must be 300 dpi for printing purposes.

Because of the volume of class notes received, we regret we cannot confirm all information. If an item is printed incorrectly, please let us know and we will correct the error in the next issue.

1950s
Sheldon Mike Young ’51, Westerville, has been included in the 2005–2006 Edition of Best Lawyers in America.

Robert M. Duncan ’52, a member of The Ohio State University Board of Trustees, former Ohio Supreme Court Justice, and judge for the U.S. District Court for the Southern District of Ohio, was honored with the Julian Sinclair Smith Celebration of Learning Award presented by the Columbus Metropolitan Library. The award was created in 1993 to honor a central Ohioan who exemplifies the spirit of lifetime learning.

1960s
William T. Bodoh ’64 is serving as chair of the Supervisory Academic Committee for the Journal of Restructuring Finance. He is of counsel with Frost Brown Todd.

Niki Schwartz ’64 is the recipient of the William K. Thomas Professionalism Award, given by the Cleveland Bar Association.


William Alan Goldman ’66 joined the firm of Crabbe, Brown & James, Columbus, as of counsel.

Joel H. Mirman ’66 has joined the firm of Gamble, Hartshorn & Johnson, Columbus, as a partner in its litigation practice group. He also was selected by the Ohio Super Lawyers as one of the top 100 lawyers in the state and named to the list of the Best Lawyers in America in 2003-2004 for personal injury and business litigation.

Beatrice K. Sowald ’66, of Sowald, Sowald & Clouse, Columbus, has received the Ohio State Bar Association’s highest honor, the Bar Medal Award. The award is given annually to an individual who exemplifies unusually meritorious service to the legal profession, to community, and to humanity.

James M. Tuschman ’66 completed his first year as a member of the Governor’s Commission on Higher Education and the Economy and co-chair of the commission’s committee on governance, structure, and finance. He has also served nine years as a trustee of the University of Toledo. He is a member of the firm of Barkan & Rob LTD, Toledo.

Charles Blaine Fielding ’68, of Seattle, is no longer practicing law. He recently completed his book The Superiority of Their Women: Catherine Blaine and the Settling of the Pacific Northwest, a historical biography of the 19th century.

George Hairston ’68, managing partner at Columbus’ Baker & Hostetler, received the Commitment to Diversity Award, presented by The Ohio State University Black Law Students Association during their 25th anniversary banquet. The award was in recognition of his role in the establishment of a $5,000 scholarship and paid summer jobs awarded to outstanding minority law students. In 2003, firm-wide expenditures on the program topped one million dollars.

Ron Perey ’68, of Perey-Harris Trial Lawyers, Seattle, is celebrating his 35th year of practice. He has been listed in Best Lawyers in America for 2004 in the field of personal injury and medical malpractice and also was selected as a Super Lawyer for the state of Washington. He is a senior partner at his firm and specializes in medical malpractice and personal injury.

Sally W. Bloomfield ’69 is president-elect of the Columbus Bar Association and will assume the office of president in 2005.

Frank Woodside ’69, a partner at Dinsmore & Shohl, Cincinnati, has been named Ohio Super Lawyer. He was also included in the Top 50 Cincinnati Ohio Super Lawyers and the Best Lawyers in America.

1970s
John P. Palumbo ’70 has joined the Cleveland firm of Tucker Ellis & West LLP as a member of the firm’s trial group.
Robin Phelan '70, a partner in the Dallas office of Haynes and Boone, LLP, is one of 251 lawyers from 41 countries listed in The International Who’s Who of Insolvency and Restructuring Lawyers.

Michael Schwarzwalder ’70 is a former two-term Ohio state senator and a Washington, D.C.-based telecommunications lobbyist and legal director. He has been appointed by Columbus mayor, Michael Coleman, to serve as Coleman’s chief of staff.

Frank A. Ray ’73 was the featured speaker at The Ohio State University College of Humanities baccalaureate ceremonies on June 12.

Dana G. “Buck” Rinehart ’73, Dublin, has been sworn in as president of the Legal Aid Society of Central Ohio.

David J. Sternberg ’73, Mentor, has been elected president of the Lake County (Ohio) Bar Association. He is also a principal at the law firm of Sternberg & Zeid Co., L.P.A., and a member of the House of Delegates of the Ohio State Bar Association.

Thomas Dillon ’74, of Roetzel and Andress, Columbus, has been elected to serve as a director of the Federation of Defense and Corporate Counsel.

Edward P. Leihensperger ’74 is president-elect of the Boston Bar Association. He is a member of the firm McDermott, Will & Emery, Boston, where his practice focuses on the litigation and trial of general business, securities, corporate governance, and professional liability cases. He is a fellow of the American College of Trial Lawyers, is listed in Best Lawyers in America, and has been recognized by Chambers USA 2004 for commercial litigation.

by Sandhya Bathija ’06

Alum Cooks Up Cash for a Good Cause

Dave Olson ’78 may be a successful litigator, but that certainly isn’t his only talent.

During his 32 years of marriage, Olson has become a “pretty good cook,” he says, since he does most of the family cooking. But he also has used his culinary skills as part of a charity fund-raising event with his Cincinnati law firm, Frost Brown Todd, LLC. For nearly eight years, Olson has auctioned off his services to cook dinner for eight people during the firm’s United Way fund drive. These dinners have typically raised about $500 per year, and this year he agreed to do two dinners for a record $850.

Olson, along with other amateur cooks with the firm, has also raised more than $13,000 in the past two years for the Freestore/Foodbank and a local church through a program called “FBT (Frost Brown Todd LLC) Cooks.” The program was so successful its first year, it led to “FBT Cooks, Too” this year. Planning is already underway for next year’s event.

The first “FBT Cooks” took place in February 2003, when the firm rented Culinary Sol, a now defunct cooking school in Cincinnati. Olson said in order to raise money for the Freestore/Foodbank, members of the firm gathered together to create different dishes and charged $50 per person to attend. Chefs from local restaurants also put on cooking demonstrations in the facility’s amphitheater.

Seventy-five people attended the first “FBT Cooks” and the firm raised $5,000 for charity that year.

During “FBT Cooks, Too,” which took place in April 2004, the firm moved locations to a local market and set up food stations. This year, 110 people attended, including the firm’s invited clients. “FBT Cooks, Too” raised $8,000 for charity.

All the cooks at the event were either attorneys at the firm or spouses. Some food supplies were donated by a local grocer, but the firm also covered some of the expenses as part of its donation.

This year Olson stirred up cream of squash soup that the Cincinnati Post described as “legendary.” He also cooked pork tenderloins stuffed with dried fruit soaked in wine with feta cheese.

“It’s good people, good food, for a good cause,” Olson says.

Dave Olson ’78, right, serves soup to fellow Frost Brown Todd attorney Bernad L. McKay during FBT Cooks.
Kathy Ransier ’74 has been named one of the YWCA of Columbus (Ohio) Women of Achievement.

Ray A. Farris ’75, partner with Fuller & Henry L.T.D., Toledo, has been selected as an Ohio Super Lawyer for 2004 in the area of general litigation.

Thomas Fennell ’75 a partner in Jones Day, Dallas, has been recognized for his work as chief counsel in NAACP v. American Arms Inc., which was heard in Brooklyn, N.Y. This was the first major lawsuit making it to trial where plaintiffs attempted to hold the handgun industry responsible for gun violence, alleging that handguns are a public nuisance. The case was featured in the National Law Journal in March 2004 among “Defense Wins of 2003.” Thomas and the case were also featured in the American Lawyer’s article about Jones Day’s Product Liability Department.

Frederick Gittes ’75 of Gittes and Schulte, Columbus, was elected president of the Columbus Academy of Trial Lawyers.

Alec Wightman ’75 has been appointed to the board of directors of Cleveland Rock and Roll, Inc., which operates the Rock and Roll Hall of Fame and Museum. He is the managing partner at Baker and Hostetler, Columbus.

Thomas D. Wright ’75 has been elected chair of the board, Attorneys’ Title Insurance Fund, Orlando, Fla. He is a sole practitioner in Marathon, Fla., specializing in real estate law.

Michele M. Gutman ’76, a shareholder at Babst, Calland, Clements and Zommor, P.C., Pittsburgh, gave a presentation at the annual underwriters meeting of Swiss Re, a global reinsurer based in Switzerland. She was invited to discuss America’s experience with natural resource damages.

Robert C. Tucker ’76, a member of Tucker Ellis & West, Cleveland, has been named a fellow of the American College of Trial Lawyers, one of the premier legal associations in America. He is managing partner at Tucker Ellis & West and his practice focuses on product liability and medical malpractice cases.

Michael Flowers ’79 has been appointed to the board of directors of Cleveland Rock and Roll, Inc., which operates the Rock and Roll Hall of Fame and Museum. He is the managing partner at Baker and Hostetler, Columbus.

Virginia M. Trethewey ’77 received the 2004 Leader Luncheon Outstanding Achievement Award. This is one of Chicago’s most prestigious salutes to outstanding women and is presented by the YWCA of Metropolitan Chicago Board of Directors. Cheryl is a partner and head of the Chicago office’s employment law and management labor relations practice for Duane Morris LLP.

Virginia M. Trethewey ’77 received the Nettie Cronise Lutes Award during the Ohio State Bar Association’s annual meeting in May. The award, created by the OSBA Women in the Profession Section, recognizes female lawyers who have improved the legal profession through their own high level of professionalism and who have opened doors for other women and girls. She has also been appointed senior vice president of The Ohio State University Alumni Association. Previously, she served as executive assistant to the president/general counsel at The Ohio State University, a position she had held since 1998. She came to the university in 1995 as vice president for legal affairs/general counsel after serving as a partner at Vorys, Sater, Seymour and Pease, Columbus.

Michael Flowers ’79, a partner with the Columbus law firm of Bricker & Eckler, attended the East Africa Regional Anti-Corruption Conference in June 2004. Held in Nairobi, Kenya, the four-day conference brought together government and non-government representatives from Kenya, Uganda, Tanzania, Zambia, Nigeria, and the United States to discuss anti-corruption efforts, focusing on the Kenyan Public Officers Ethics Act of 2003. Flowers discussed the recent wave of private sector corruption that has surfaced among some of the largest U.S. corporations, including Enron, WorldCom, and Adelphia.
Brian E. Hurley ’79 partner with Crabbe, Brown & James, Cincinnati, has been chosen as an Ohio Super Lawyer for 2004 in the area of business litigation.

David C. LeGrand ’79 is the recipient of the Las Vegas Chamber of Commerce Community Service Award—2004 in the professional category. He was recognized for his service as co-chair of the Clark County Bar Association Community Service Committee; trustee of the Nevada Technology Council, the Technology Business Alliance of Nevada, and the Las Vegas Valley Angels; member of the Howard Hughes College of Engineering Advisory Board; and director of the Montana Community Association.

1980s
Dale Perdue ’80, of Clarke Perdue Roberts & Scott, Columbus, has been named a Super Lawyer for 2004 in the area of personal injury.

Carl Smallwood ’80, a partner at Voris, Sater, Seymour and Pease, Columbus, received the Commitment to Diversity Award presented by The Ohio State University Black Law Students Association at the chapter’s 25th anniversary banquet. A former president of the Columbus Bar Association (CBA) and first black officer in the organization’s 130 history, he initiated the CBA’s managing partners’ diversity initiative.

Ronald Snyder ’80, of Dinsmore & Shohl, Cincinnati, has been named an Ohio Super Lawyer.

Bruce J. Weston ’80 has been appointed as the deputy consumers’ counsel at the Ohio Consumers’ Counsel, Columbus.

Michael R. Booher ’81, Dayton, has been senior attorney at Wright State University Student Legal Services and also is in private practice. In 2002, he received the service award presented by the Dayton Bar Association and in 2003 was nominated for the outstanding faculty/staff award presented by student government.

Kay Woods ’81 was appointed United States Bankruptcy Judge for the Northern District of Ohio in August 2004. Prior to being appointed, Woods worked for Jones Day Reavis & Pogue in Cleveland and then as counsel for LTV Steel.

The Essex County (Mass.) Greenbelt Association recently published a book by Russ Cohen ’82, Wild Plants I Have Known… and Eaten (see http://users.rcn.com/eatwild/press_release.htm). Russ lives in Arlington, Mass., and has been employed by the Riverways Program of the Massachusetts Department of Fisheries, Wildlife, and Environmental Law Enforcement since 1985 and has served as its rivers advocate since 1992. Russ has allowed the Greenbelt Association to retain his share of the proceeds from the book to express his gratitude to the organization for explicitly allowing responsible foraging as a permitted activity on their properties open to public use.

Michael M. Schmidt ’82, a shareholder and director of Stromberg Cleveland Crawford & Schmidt, Denver, has been elected chair of the Colorado Bar Association’s Health Law Section. He specializes in health care law.

Dan Shaban ’82, Middlebury, Conn., was appointed by then-Governor John Rowland as a judge for the Superior Court for the State of Connecticut.

Michael Currie ’83, Columbus, has been named by Chambers USA as the best Ohio lawyer in the field of construction law.

Brent Benjamin ’84 was elected to a seat on the West Virginia Supreme Court on November 2. He is the first non-incumbent Republican to win a state Supreme Court seat there since the 1920s, according to the Wheeling Intelligencer. His campaign was also noted as one of the most expensive Supreme Court races in the United States. Brent is a partner at Robinson & McElvree in Charleston, where he began the practice of law following graduation from law school. He resides in Charleston with his wife, Janice, and five children.

Michael S. Miller ’84, Dublin, has been elected president of the Franklin County (Ohio) Trial Lawyers Association (FCTLA). He is partner with the Columbus firm of Volkema, Thomas, Miller, Burkett, Scott & Merry.

Pierre W. Priestley ’84, recently joined Investment Property Exchange SVC’s In., Chicago, as vice president and division manager for the personal property division.

Julie Hubler ’85 was endorsed by the Franklin County (Ohio) Republican Central Committee for Common Pleas Court Judge in the November 2 general election. She ran against (and was defeated by) incumbent John Connor ’66. She was the first major party endorsed Asian American woman to run for the bench in Franklin County history.

Gordon F. Litt ’85, a partner with Bricker & Eckler L.L.P., Columbus, has been named vice president of The Wilds governing board, which oversees the nonprofit organization’s 10,000 acres of land in southeast Ohio. This past year, he was also listed in The Best Lawyers in America and Ohio Super Lawyers.

Mark Sarlson ’86 has been appointed chair of the executive council of Prevent Blindness of Northeast Ohio. Prevent Blindness Ohio is the only statewide, voluntary vision health and safety organization dedicated solely to the prevention of blindness and the preservation of sight. Mark is a partner in the Cleveland office of the firm Roetzel and Andress and focuses his practice in corporate and business services.
Belinda Barnes ’87 has been named secretary/treasurer of the Columbus Bar Association Board of Governors.

Gregory Vincent ’87, after finishing his dissertation at the University of Pennsylvania this past year, has been named vice provost at the University of Oregon. He also serves on the president’s cabinet and teaches employment discrimination, civil rights, and education law and policy as a law professor. Gregory gave the commencement address to University of Oregon graduates, their families, and friends in the summer of 2004.

Christopher E. Parker ’89, managing partner at Freeman Mathis & Gary, LLP, a 28-lawyer litigation firm in Atlanta, Ga., is president of the Atlanta Chapter of the Federal Bar Association.

Brad Sprayberry ’89 has joined the law firm of Gunster, Yoakley & Stewart, P.A., as director of attorney recruiting. He is responsible for managing the hiring of all partners, new and lateral associates, and summer associates. While his office is in the firm’s West Palm Beach, Fla., headquarters, he is responsible for attorney hiring for the Miami, Fort Lauderdale, Vero Beach, Palm Beach, and Stuart, Fla. offices.

1990s

D. Lewis Clark ’90 is a partner in the Columbus office of Squire, Sanders & Dempsey, where he specializes in labor and employment law.

Thomas E. Geyer ’90 has joined Bailey Cavalieri, Columbus, where he will concentrate on corporate governance issues, including director and officer liability and corporate and securities issues.

Walt Richemann ’90 has accepted the position of vice president and general counsel of Adams Laboratories, Inc., a specialty pharmaceutical company in Chester, New Jersey.

Elizabeth J. Watters ’90 is a newly elected member of the Columbus Bar Association’s Board of Governors.

Laura Holleman ’92 became the managing director of Goldman Sachs. She joined Goldman Sachs in 1998 as vice president and, since 2001, has managed the Investment Banking Legal group supporting the European Investment Banking Division of Goldman Sachs. She lives in London and specializes in European capital markets and merger transactions with a particular focus on Germany.

Kimberly Callery Shumate ’92 has been elected president of the Columbus Bar Association Board of Directors, the first African American woman to hold the position.

James Beckman ’93, a law professor at the University of Tampa, has published a two-volume book, Affirmative Action, an Encyclopedia (Greenwood Press). He is also working on a second book on affirmative action to be published by Greenwood Press in 2006. He and his wife, Maria Beckman ’93, reside in Tampa, Fla., where she is regional counsel for the U.S. Environmental Protection Agency.

Mark Godsey ’93 was awarded the 2004 Goldman Prize for Teaching Excellence by the students at the University of Cincinnati College of Law after his first year of teaching at the school.

John K. Stipancich, ’93 accepted the position of general counsel for Newell Rubbermaid Incorporated’s Rubbermaid/Irwin Tool Groups in North Carolina. He and his wife, Amy, live in Davidson, N.C., with their two sons.

Erika L. Haupt ’94 has been named partner at Roetzel & Andress. She practices in the firm’s tax and estate planning area in the firm’s Columbus office.

T. Earl Levere ’94 of the Columbus firm of Bricker & Eckler, has been named to Million Dollar Advocates Forum, a group of trial lawyers who have won million and multi-million dollar verdicts, awards, or settlements. He is a partner in the firm’s litigation department.

Jeffrey Willis McLeod ’94 is assistant commissioner for the Central Intercollegiate Athletic Association. In April 2004, he was named Distinguished Alumni of the University of Florida College of Health and Human Performance. He was graduated from UF in 1991 with a master of science degree in sports management.


Maria E. Spencer ’94 has joined the firm of Bricker & Eckler L.L.P., Columbus, as departmental attorney in the technology and intellectual property protection group, focusing on intellectual property with an emphasis on trademark and copyright registration and protection.

Christopher Jacobs ’95 and Carolyn Broering-Jacobs ’94 had their third child, Maya, born in May 2004, joining Henry, four, and Joe, two. Chris is a partner at Renner, Otto, Boisselle & Sklar, LLP, Cleveland. Carolyn teaches legal research and writing at Cleveland State University Marshall College of Law, where she also served on the search committee for their new dean.

Angelique Strong Marks ’95 has joined the Handelman Company, Troy, Mich., as vice president, corporate legal counsel. She is responsible for managing all the company’s legal affairs. Previously, she was an employment law...
litigator for the law firm of Hardy, Lewis & Page, P.C.; served as in-house counsel for a national nursery retailer; and practiced corporate securities finance for two Michigan-based energy companies.

John R. Swisher ’95 has been promoted to manager of the legal department at Grange Mutual Insurance, Columbus.

Timothy A. Barnes ’96 has joined the San Francisco office of the New York law firm of LeBoeuf Lamb Green & MacRae LLP as of counsel in the insolvency group.

Michael J. Delany ’96 was named partner at the firm of Powell, Goldstein, Frazer & Murphy LLP in Atlanta. His principal areas of practice are mergers and acquisitions and corporate finance.

Jordan Herman ’96 has joined the San Francisco office of the New York law firm of LeBoeuf Lamb Green & MacRae LLP as of counsel in the insolvency group.

Natalie Segall ’96, a sole practitioner in Park City, Utah, started a mediation program in Park City. She is also beginning the Mountain Mediation Center, where individuals in the community can come for free and low-cost mediation.

Chrysanthe E. Vassiles ’96 joined the law firm of Black, McCuskey, Souers & Arbaugh in Canton. Her practice will concentrate on bankruptcy law and commercial transactions.

Robert Baer ’97 and Ashley Wilson ’97 were married in July 2004. Robert is a real estate broker serving the west side of Los Angeles and Ashley is assis-

tant general counsel for Meggitt USA/ the Whittaker Companies, an international aerospace company.

Bryan Bowen ’97 has been named assistant public defender with the Cook County Public Defender’s Office in Chicago. Brian and his wife, Lee Ann Rabe ’03, reside in Chicago.

Erin Claypoole ’97 and her husband, John Eversole, welcomed their first child, Hannah Kate Eversole, on October 11, 2004. Erin is the supervising attorney of the Montgomery County Prosecutor’s Office Family Violence Unit in Dayton.

Ryan G. Eastham ’97 has joined the tax, trusts, and estates and nonprofit organizations group of the Columbus law firm of Bricker & Eckler.

Lark T. Mallory ’97 joined the firm Chester, Willcox & Saxbe LLP in Columbus. Mallory’s practice is concentrated in taxation and business transactional law.


Elizabeth (Ziewacz) Murch ’97 gave birth to a daughter, Madeline Grace, on February 21, 2004. Also welcoming Madeline was Elizabeth’s husband, Kevin, and her son, Maxwell. Elizabeth has returned to work as chief of the Bureau of Employee Relations for the Department of Rehabilitation and Correction in Columbus.

Sean P. Ruffin ’97 is an associate at the Akron law firm McGown & Markling Co., L.P.A. The firm specializes in the representation of Ohio schools.

In August, Sara Sampson ’97 received a master’s in library and information science from Kent State University. She is a reference librarian at the Moritz Law Library.

Jeffrey A. Yeager ’97 has joined Hahn Loeser & Parks L.L.P., Columbus, as an associate, where he will continue to focus his practice in the area of litigation. He resides in Columbus.

Katherine L. Murphy ’98 is an associate in the Columbus office of Boetzel & Andress, where she works on mergers and acquisitions and general corporate counseling and governance.

Andy Murray ’98 recently joined the Cleveland office of Baker and Hostetler after working for a law firm in Louisville. A son, Reid Joseph, was born to Andy and his wife, Renne, on January 7, 2004.

David E. Potters ’98 has joined the firm Bailey & Wyant P.L.L.C., Charles- town, WV. In addition, he and his wife, Anne, welcomed into their family a son, Lade Stewart Potters, who was born on April 16, 2003.

Christopher McClellan ’99 recently accepted a position as assistant attorney general in the Special Litigations Bureau of the Illinois Attorney General’s Office and will largely handle public fraud and corruption cases. Previously, he was employed at Winston & Strawn in Chicago as a litigation associate.

An article by Bill Michael ’99, “Questioning the Necessity of Concealed Carry Laws,” was published in the Akron Law Review. Two other articles he wrote, “The Original Understanding of Original Intent: A Textual Analysis” and “When Originalism Fails,” were published in the Ohio Northern Law Review and the Whittier Law Review, respectively. Bill is now working for Callee, Halter & Griswold in the Columbus office.
A Family Tradition

In 1938, during his days as a law student at The Ohio State University, Paul Ward ’39, used to ride the streetcars on High Street home every night from his job downtown back to his dorm on campus. When he got off at the campus stop, Anita Smith would be waiting to take the same streetcar back downtown to go home after a day of classes.

“I used to see her there, so I asked around about her,” says Paul. “Then I found a mutual friend and had him introduce us.”

That resulted in a marriage of more than 60 years that yielded two more generations of Moritz Law grads. The Wards’ daughter, Sally, married David Bloomfield, both Class of ’69, and their son, David Jr., graduated in 1997.

And while one might think it would be hard to gather such a busy family together, it’s just the opposite. The families live within a two-mile radius of each other, and despite their demanding legal careers, they all meet for Sunday night dinner at Sally and David’s house, including Sally and David’s second son, Paul, and his family, and Sally’s sister, Susan, and her husband, Ric Caner.

Family has always come first for them, which is why each generation continues to be successful. The family has also made the Moritz College of Law a priority. They have supported their alma mater in countless ways, from Sally’s time on The Ohio State University Alumni Association Board of Directors and David’s teaching immigration law as an adjunct professor at the college, to their generous contributions, including the Ward-Bloomfield Scholarship, which each year goes to a law student in financial need. They also have generously given to the Buckeye Barrister Club Fund and the Critical Difference to Women Scholarship, among many other contributions.
The Bloomfields are distinguished lawyers who lead busy lives,” says Moritz Law dean Nancy Rogers. “Despite the many demands on their lives, they are committed to assuring that those who follow them at the college have the best preparation. …In every effort, the Bloomfields are there to counsel, contribute, and raise morale of those who are working on college initiatives.”

Their generosity extends from their appreciation of the education they received at Ohio State. Without a scholarship from the university, Paul would not have been able to attend law school at all, he says.

It’s been 65 years since Paul was graduated from law school—when tuition was $40 per quarter and rent for a dorm room above the Ohio Stadium was just $1 per quarter. What he remembers, he says, is a group of 10 friends with whom he was very close.

“When we used to study in the library, people would fall asleep with their shoes off,” he says. “We used to take their shoes and hide them.”

The days studying in the library led to a successful career and family life for Paul, who has a long history of being politically active in Ohio. Following law school, he took a position as the administrative director of the Ohio Industrial Commission. In 1947, he formed the firm Ward, Kaps, Bainbridge, Maurer and Melvin, which focuses primarily on worker’s compensation issues. He was also nominated as a candidate for Ohio Attorney General three times throughout his career.

Paul’s wife, Anita, also is an anumnus of The Ohio State University. She received a degree in business administration in 1938. Ever a pace setter, she served as chair for the board of trustees at Bowling Green State University, the first woman ever to hold that position at a state-supported school. In 1984, she was appointed to the Ohio Board of Regents for a nine-year term. In 1992, she was elected to a five-year term on the Ohio State Alumni Association Board of Directors.

When Paul and Anita’s daughter, Sally, was ready to graduate from St. Louis University in 1965, they encouraged her to think about law school. She had spent her undergraduate years focusing on social work and thought she would continue working in that area. But she ultimately decided to attend law school at Ohio State because she thought that she could make more of a difference as a lawyer than as a social worker.

Women in law school in the late 1960s were not a common site. In fact, Sally was the only woman to graduate in 1969, although her father’s class had graduated 10 women.

“1969 was a very odd year,” Sally says. “We had four women, but two transferred and one dropped out, so that left me.”

But law school was where Sally met her husband, David Bloomfield. The two were in the same section their first year and shared the same study group.

“It was love at first sight,” David jokes, but it really wasn’t until the summer after their second year that their relationship developed. “She was staying with a cousin of mine in D.C. for the summer, and I went to visit my cousin and that’s where it started.”

Sally worked for the Public Utilities Commission of Ohio for four years before being appointed commissioner. In 1977, she joined Bricker and Eckler, where she is now a partner practicing energy, telecommunications, and water law.

Their marriage has proven that it is possible for individuals who work in a profession to raise a family successfully. Sally credits her husband for holding things together while they both worked outside the home full time.

“At that time, there weren’t many professional couples,” she says. “When we first got married, we talked about having children and I wanted to practice after going to law school. It was important that Dave and I divide the labor right down the middle. There were many times when I was away for work and he had to take it all on his own.”

That help has also allowed Sally to become active in the community, and particularly at the university.

“Sally has been an incisive thinker and effective influence for Ohio State in several top-level roles including the Alumni Association Board of Directors, Alumni Advisory Council, the Advocates Steering Committee, not to mention her work with the Moritz College of Law,” says Dan Heinlen, former president/chief executive officer of Ohio State’s Alumni Association.

This fall, Sally became chair of the National Alumni Council of the Moritz College of Law and chair of the American Red Cross Greater Columbus Chapter. She is also president-elect of the Columbus Bar Association and will take over as president in the summer of 2005. She currently is the vice chair of the Franklin County Convention Facilities Authority and chair of the YWCA Housing Corporation.

Multi-tasking has been a quality that daughter-in-law Dawn Dailey Bloomfield has observed about the Bloomfields since she married David Jr., a graduate of Moritz Law who litigates for Porter, Wright Morris & Arthur in Columbus. She notes that her in-laws can always balance many responsibilities at the same time. And family always remains first.

“They made it to every football game, driving hundreds of miles every weekend,” says their son, Paul, an All American Division III college player at Franklin and Marshall College in Pennsylvania, who now works as a commercial real estate broker.

Sunday night dinner is just another way the Ward-Bloomfields keep it all together. New faces have joined the dinner table over the years—including David Jr.’s nearly two-year-old daughter, Caroline. Paul and wife, Toni, also introduced a son to the family in August. They may just be the fourth generation of Ward-Bloomfield lawyers, the family jokes, but there certainly is no pressure.
Wayne D. Roberts ’99 is leading the Grand Rapids, Mich. office of Raymond & Prokop. He has been with the firm since May 2001 and became partner in January 2004. His practice includes all aspects of federal and state tax planning and litigation, along with general business planning and counseling.

Jorie Tress ’99 joined the firm Bumberger, Kirk & Caldwell in Orlando, Fla., as an associate, practicing in products liability and insurance coverage. Previously, she was an assistant state attorney for Brevard and Broward counties in Florida.

Evan Weidenhamer ’99 has joined the real estate practice group of Schottenstein Zox & Dunn, Columbus.

Cassandra Mott ’99 and her husband, Jamie, welcomed twins, Alexandra and Gavin, on March 12, 2004. Cassandra is an associate with Jones Day’s Cleveland office, where she practices in the lending/structured finance and mergers and acquisitions areas.

2000s

Adam J. Hall ’00 has joined the law firm of Kegler, Brown, Hill & Ritter, Columbus, where he specializes in litigation of business matters.

Jolie N. Havens ’00, an associate with Vorys, Sater, Seymour and Pease LLP, has been elected to the board of directors of Ohio Parents for Drug Free Youth. The organization provides leadership and fosters networks in order to promote safe and drug free communities throughout Ohio.

Jason A. Hill ’00, who is associated with Connelly, Jackson, & Collier, Toledo, received the Trustees Award, given by the Toledo Bar Association, in recognition of his professionalism and commitment to improving the legal profession through the bar association. He provides service to needy organizations in Toledo and is the coordinator of the New Lawyer Training Program.

RonNell Jones ’00 has completed her clerkship with Justice Sandra Day O’Connor at the U.S. Supreme Court and has moved to Tuscon, Ariz., where she is teaching law at the University of Arizona.

Mandy Shavinsky ’00 has joined the Las Vegas office of Snell & Wilmer, LLP, as an associate. Her practice is focused on real estate, including development and commercial finance.

Amy Wei ’00 and her husband, Todd Kenreich, welcomed their first child, Casey Wen-Wei Kenreich, on August 18, 2004. Amy currently clerks for the Honorable Harry A. Haines at the U.S. Tax Court in Washington, D.C.

In the summer of 2004, Bob Eckhart ’01 was a visiting foreign teacher at Wuhan University in Wuhan, Hubei Province, P.R. China, teaching in an extensive program that combined conversational English, public speaking, and American culture. He returned to Ohio State in the fall, where he taught first-year writing (and, more recently, English as a second language composition) for the last 11 years.

Last summer, Nichole A. Francis ’01 took a leave of absence from the office of Congressman Harold E. Ford Jr. (D-Tenn.)—where she oversaw the district office staff and served as the congressman’s liaison to the Memphis community—to serve as assistant national field director for the Kerry/Edwards campaign. She also worked as national field director for the Democratic National Committee’s Voter Protection Program. Now that the election is over, she hopes to relocate to Washington, D.C., to practice federal regulatory affairs and health care law.

Majeed G. Makhlouf ’01 and his wife, Michelle, had a daughter, Raina Katrina, on April 23, 2003. Majeed is an associate at Taft, Stettinius & Hollister LLP in Cleveland.


Stephan Anway ’02 joined the law firm Squire, Sanders & Dempsey in Cleveland following completion of a two-year clerkship with the Chief Justice of the Supreme Court of Ohio.

Elizabeth Ann Fitzwater ’02 has joined Arkin Kaplin L.L.P. as a litigation associate in the firm’s New York City office.

Susan Kenney-Afalzer ’02, Gahanna, started her own practice emphasizing domestic relations and adoption law. She also remains part-time with Kim M. Halliburton-Cohen and Associates.

Jason Dejelo ’03 has joined the Columbus office of Vorys, Sater, Seymour and Pease LLP as an associate.
Lee Ann Rabe '03 has been clerking for the Honorable Elaine Bucklo on the U.S. District Court for the Northern District of Illinois since graduating. She plans to clerk for her for another year.

Nilay S. Dilal '04 has joined the intellectual property law firm of Brinks Hofer Gilson & Lione in Chicago. He will concentrate his practice in the trademark, patent, copyright, and trade secret law areas.

Andrew D.M. Miller '04 has been named an associate at Squire Sanders & Dempsey where he practices in the litigation area.

Gilda Mossadegh '04 is working at the U.S. Department of Justice as part of the Presidential Management Fellowship Program (http://www.pmi.opm.gov/).

Brian Nam '04 and wife, Cortney, welcomed a baby boy, Alexander Tae Hyun Nam on May 7, 2004. Brian recently joined the Cleveland office of the law firm Buckingham, Doolittle and Burroughs.

Emily E. Root '04 has been named an associate at Squire Sanders & Dempsey where she practices in the area of litigation.

Leslie H. Youssef '04 joined the law firm Roetzel & Andress in Columbus. Leslie is a member of the business litigation group and also focuses on matters in immigration law.

In Memoriam, Continued from page 28

forced his retirement after 33 years of public service. Holmes was a practicing lawyer; he was elected state representative from Franklin County for the first time in 1960. He served eight years, rising to the second-ranked leadership post in his final term as a lawmaker. He also served 10 years on the Franklin County Court of Appeals before being appointed to the Ohio Supreme Court in 1978. He is survived by his sons, Robert E. Holmes Jr. and Hamilton Barclay Holmes; his grandchildren, Zane Barclay and Hamilton Barclay Jr.; his daughters-in-law, Sherry and Beckie; step-children, Barbara and Gene Gunderson, Quaid Mishey, and Dean and Lana Mishey; as well as 10 step-grandchildren.

George E. Gehring '81 died April 4, 2004, at the age of 47. Gehring spent his entire career with Deloitte & Touche LLP providing corporate tax services. He was a resident of Short Hills, N.J. A certified public accountant, he is survived by his wife, Betty Steingass Gehring '80 and his sons, Erich and Nick.

Leslie Marie Lucas '04 died September 4, 2004, as the result of an auto accident in Dubois, Pa. She is survived by her parents David and Judy Lucas of Orient; grandmother, Sally Baumann of Columbus; paternal grandparents Kent and Rosalea Miller of Harrisburg; aunts and uncles, Mary (Reay) Baumann of Mt. Sterling, Sue McConville of Lancaster, Wilma and Chuck Waltz of Junction City, Ronnie Baumann of Lancaster, and Tom and Ali Baumann of Williamsport; and many cousins and friends.
Moritz Law 2005 Alumni Awards
Call for Nominations

Nominator Information:

Name: _________________________________________________________
Address: _______________________________________________________
City: __________________________________________________________
State: ___________________ Zip: ________________________________
Phone: ( ) __________________ Fax: ( ) _________________________
E-mail: _______________________________________________________

Alumni Medalist Award for national or international career achievement
Presented to alumni who have gained distinction as outstanding exponents of a chosen field or profession and who have brought extraordinary credit to the university and significant benefit to mankind. The medalist may be selected from among nominees in this or any other award category. This award is the highest honor accorded by The Ohio State University Alumni Association, Inc.
Nominee: _______________________________________________________

Professional Achievement Award for career achievement
Awarded to alumni who have superb records of distinguished career accomplishments and who have made outstanding contributions to their professions. The award is presented by The Ohio State University Alumni Association, Inc.
Nominee: _______________________________________________________

William K. Thomas Distinguished Jurist Award for fairness, freedom, and equality
Awarded to a current or former judge who has graduated from the college and whose personal integrity and commitment to fairness, freedom, and equality exemplify the highest ideals of the judicial system. The award is presented by the Moritz College of Law Alumni Society.
Nominee: _______________________________________________________

Outstanding Alumna/us Award for graduates whose accomplishments merit special recognition
Given annually to a Moritz Law graduate for exceptional achievement or outstanding service to the college or community. The award is presented by the Moritz College of Law Alumni Society.
Nominee: _______________________________________________________

Ralph Davenport Mershon Award for service to Ohio State
Presented to alumni who have demonstrated exceptional leadership and service to The Ohio State University. Ralph Davenport Mershon 1890 was largely responsible for the Alumni Association’s early beginnings as an organized force for the university. The award is presented by The Ohio State University Alumni Association, Inc.
Nominee: _______________________________________________________

William Oxley Thompson Award for early career achievement
Presented to young alumni who have demonstrated distinctive achievement in a career, civic involvement, or both. Nominees must not have reached their 36th birthday by the year in which the award is given. Named for the beloved fifth president of Ohio State, this award is presented by The Ohio State University Alumni Association, Inc.
Nominee: _______________________________________________________

Nominating statements should include supporting documents, such as a biographical sketch or resume. (Please attach no more than two 8.5 x 11-inch pages, typewritten and single-spaced.) Nominators should take care to address the specific award guidelines when writing the nomination. All forms must be postmarked, or faxed, no later than March 1, 2005. If you need more forms for additional nominations, please duplicate this page.
Mail to: Office of Alumni Affairs, Moritz College of Law, 55 West 12th Avenue, Columbus, OH 43210-1391.

Public Service Award for commitment to promoting and providing access to the justice system
Awarded to an alumna/us whose public interest career exemplifies a commitment to promote and provide access to the legal system. Examples of public interest organizations include, but are not limited to, legal aid, legal services, civil liberties, pro bono representation, or volunteer lawyer projects. The award is presented by the Moritz College of Law Alumni Society.
Nominee: _______________________________________________________

Recent Alumna/us Award for a graduate whose early accomplishments merit special recognition
Granted to an individual who has graduated from Moritz Law within the past 10 years whose accomplishments exemplify outstanding professionalism or loyalty to the college community. The award is presented by the Moritz College of Law Alumni Society.
Nominee: _______________________________________________________

Alumni Citizenship Award for community service
Presented to alumni who have distinguished themselves in service to humanity and who have best exemplified the university’s motto, “Training for Citizenship,” by having performed significant voluntary service to their community beyond the call of business or professional duty. Initiated in 1958, this award is the oldest given by The Ohio State Alumni Association, Inc.
Nominee: _______________________________________________________

Dan L. Heinen Award for university advocacy
Presented to those who have realized outstanding achievements in advocating the interests of the university with one or more of its important publics. It recognizes achievement in activities ranging from students and faculty recruitment to advocacy with elected officials and opinion leaders on behalf of the university. The award is presented by The Ohio State University Alumni Association, Inc.
Nominee: _______________________________________________________

Community Service Award for volunteer service
Presented to the Moritz Law graduate who has volunteered significant and sustained time and expertise to assist a local, state, national, or international humanitarian organization. The award is presented by the Moritz College of Law Alumni Society.
Nominee: _______________________________________________________

Josephine Sitterle Failer Award for volunteer service to students
Presented to those whose voluntary personal involvement has enhanced the quality of student life at the university. Created in 1988, it honors those who exemplify the spirit of selfless caring for Ohio State students. The award is presented by The Ohio State University Alumni Association, Inc.
Nominee: _______________________________________________________

E-mail: _______________________________________________________
Phone: ( ) ____________________________________________
Fax: ( ) _______________________________________________
State: _______________________Zip: __________________________
City:  _____________________________________________________
Address: __________________________________________________
January 20, 2005
8 a.m.–3:45 p.m., The Collision of Two Ideals: Legal Ethics and the World of Alternative Dispute Resolution, symposium sponsored by the Ohio State Journal on Dispute Resolution. Contact Rebecca Owen at owen.89@osu.edu or Kara Marshall at marshall.250@osu.edu.

February 22, 2005
4 p.m., University Distinguished Lecture, Joshua Dressler, Frank R. Strong Chair in Law, Wexner Center Auditorium, 1871 North High Street, Columbus

February 24–25, 2005
The Sunset of Affirmative Action?, symposium sponsored by the Ohio State Law Journal and the Kirwan Institute on Race and Ethnicity. For more information, call (614) 292-6829 or (614) 688-5429.

March 10–11, 2005
The Mind of a Child: The Relationship Between Brain Development, Cognitive Functioning, and Accountability Under the Law, a symposium sponsored by the Justice for Children Practicum, in conjunction with the Ohio State Criminal Law Journal and the Center for Law, Policy, and Social Science. For more information, see http://moritzlaw.osu.edu/jfc/symposia/Spring2005.html or call (614) 292-9177.

March 21–25
Spring Break

April 8
Noon, Ohio Legal History Seminar, Congressional Protection of Individual Rights, Vorys Faculty Lounge. Rebecca Zeitlow of the University of Toledo College of Law. For more information, contact Professor Les Benedict, (614) 292-5479.

April 22
2 p.m., Schwartz Lecture on Dispute Resolution, “Clemency in the Killing State: The Illinois Experience,” Austin Sarat, William Nelson Cromwell Professor of Jurisprudence and Political Science at Amherst College, Saxbe Auditorium. For more information, see http://moritzlaw.osu.edu/jdr/symposium.htm or call (614) 292-2937.

May 13
9 a.m., Honors Convocation, Hyatt Regency, Columbus
10:30 a.m., Brunch for members of the Class of 2005 and their friends and families
1 p.m., Hooding Ceremony for the Class of 2005, Ohio Theatre, Columbus. For more information, see http://moritzlaw.osu.edu/hooding/index.html.

Unless otherwise indicated, all programs are held at John Deaver Drinko Hall, 55 West 12th Avenue, Columbus, Ohio. If you plan to attend, please use the contact information listed for each event.

The Moritz College of Law will provide reasonable accommodations to seminar, workshop, or symposium participants with disabilities. Individuals who desire accommodations should call the telephone number for a particular event or send an e-mail to lawalum@lists.acs.ohio-state.edu.
Remember When?

Law student Beverly Suozzo and Ted Ramirez '77 discuss their differences during last spring’s production of *Trial By Jury*. 