

Summer 1996

Class Action, Summer 1996

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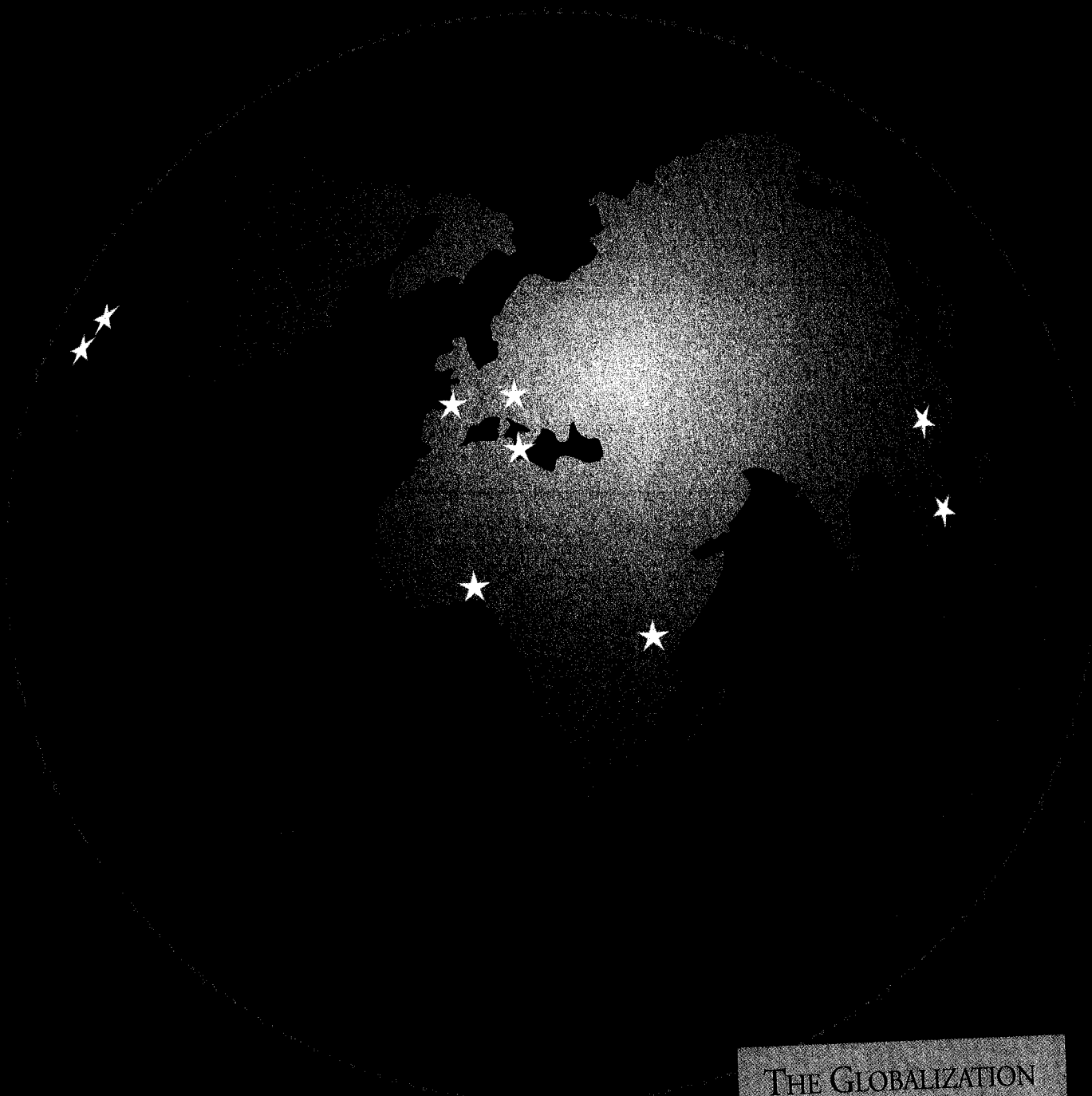
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THE MAGAZINE OF GOLDEN GATE UNIVERSITY SCHOOL OF LAW • SUMMER, 1996

Class ACTION

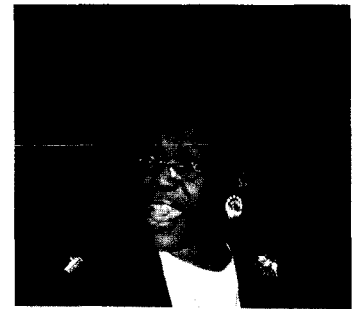


THE GLOBALIZATION
OF THE LAW SCHOOL

RACE RELATIONS IN AMERICA

Spring 1996 Lecture Series

The Law School's Race Relations In America Spring 1996 Lecture Series included lectures by Duke Law Professor Jerome McCristal Culp, USC Law Professor Erwin Chemerinsky, NAACP Legal Defense and Educational Fund Director-Counsel Elaine Jones, and San Francisco Bay Area Lawyers' Committee for Civil Rights Executive Director Eva Jefferson Paterson. The series was funded by the Helzel Family Foundation and co-sponsored by the Bar Association of San Francisco and the Black Law Students Association. See the inside back cover to order a special *Law Review* issue containing the texts of the lectures.



ELAINE JONES



ERWIN CHEMERINSKY (C) WITH GOLDEN GATE FACULTY MEMBERS JON SYLVESTER (L) AND DAVID OPPENHEIMER

Class Action

Class Action is the magazine of Golden Gate University School of Law. It is published for graduates and friends of the Law School.

Editor: James E. Kowalski
Writer: Chris Pagano
Designer: John Massey

Send comments or questions to:

Editor, *Class Action* Magazine
Golden Gate University
School of Law
536 Mission Street
San Francisco, CA 94105-2968



U.S. DISTRICT COURT CHIEF JUDGE THELTON HENDERSON AND EVA JEFFERSON PATTERSON

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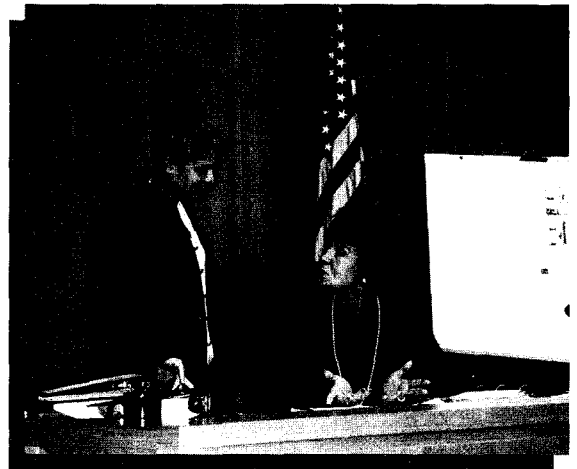
The Law School faculty are active in a wide variety of areas. Writing books and articles, and giving lectures and presenting papers, are just the beginning of the faculty's accomplishments.

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Law School graduates are very accomplished as well—in everything from serving as San Francisco's coordinator for the homeless to being appointed to the bench.



JANET MANGINI, J.D. '79



KLEIGH HATHAWAY, J.D. '95, AND HON. LEE D. BAXTER, J.D. '74

Dean's Message



DEAN ANTHONY J. PAGANO

During 1995 at the Law School, we took steps to consolidate the achievements of the past few years of growth, and to expand our horizons geographically and intellectually. Our clinical education programs, the broad range of offerings made available by our talented adjunct faculty, a new MCLE program for alumni, and the LL.M. programs in Taxation and International Law are flourishing. This summer we will offer for the first time an Environmental Law Summer Institute in San Francisco.

I think the articles in this issue of Class Action tell the story of Golden Gate Law School students, faculty, and alumni reaching out beyond the traditional confines of legal education to bring the school into the community we serve – a world community now – and to bring some of the lessons we can learn from the world into the classroom. I hope you will agree.

Let me call your attention to a few developments of particular significance.

PLACEMENT

The Career Services Office has moved to expanded quarters at 562 Mission Street, Suite 303. The indefatigable Susan Schechter continues to devote her considerable skills and energies to finding and publicizing every job opportunity for our students and graduates. In late 1995, the office expanded its staff with the addition of Susanne Aronowitz as a career counselor.

Despite the fact that many of our students graduate with practical skills and legal experience as law clerks or clinical interns, it is still difficult for some to find jobs in the legal community upon graduation. So please be sure to let the Career Services office know when you have an available position or know of one.



FACULTY

Professors Sompong Sucharitkul and Jon H. Sylvester have achieved tenure. Professor Sylvester, a former Fulbright Scholar, will direct our new summer program in Malta, and on July 1 will take over the position of Associate Dean for Academic Affairs from the capable hands of Professor Barbara Anscher who has served in that position for the past three years. Professor Anscher will continue to direct the Advanced Writing Programs. Last summer, Professor Sylvester prepared an informative recruiting and informational video of the Law School, which features many familiar faculty faces and some new ones.

Two new full-time faculty members have joined our Writing Program. Leslie A. Burton teaches *Solving Legal Problems* and *Writing and Research* and Catherine Glaze teaches *Appellate Advocacy* and *Writing and Research*.



DEVELOPMENT AND ALUMNI RELATIONS

We have hired Susan Worth as our Senior Development Officer. Formerly at Boalt Hall, Susan is expert and experienced in creating programs that allow alumni to help their school while at the same time giving them something in return. Here are a few of the programs Susan has begun in the few months she has been with us. You will receive more information about these as time goes by.

1. Within the next 18 months we will publish our first new Alumni Directory since 1987. In the meantime, if you are looking for a fellow graduate, call Susan at 415-442-7829 or e-mail her at sworth@ggu.edu and she will be glad to assist you.
2. In response to alumni suggestions we have begun to offer MCLE classes free to graduates. Offerings so far have included "Elimination of Bias" with Professors Marci Seville and Maria Blanco, and "Law Office Management" a panel featuring Bay Area attorneys, the "Race Relations In America" speaker series, and the Fulbright Symposium. We will offer MCLE credit for The Environmental Law Summer Institute.
3. We are calling on alumni to help us improve the long-term outlook for the school in these major areas: the student experience on campus, career services, alumni relations, and annual fund raising and major gifts. Our goal is to recruit about thirty alumni to a task force. According to the skills and experience they bring to the job, these alumni will help with moot court, career services presentations, and student recruitment; act as advisors to the Law School on practice, policy, and administrative issues; help us reach our annual fund raising goals; and identify and assist in introducing us to sources for major gifts to the Law School.

You are our voice in the world. By simply identifying yourself as a Golden Gate Law School graduate when you give a talk to your local community or bar association, or when you do *pro bono* work, you put our best foot forward into the world. We need you to help us let the world know great lawyers come from Golden Gate. Please give me a call if you would like to help.

Sincerely,

A handwritten signature in cursive script that reads "Anthony J. Pagano".

Anthony J. Pagano, *Dean*

A Drop of Water in the Ocean of Law

"The whole world is so rich in legal custom that we will be well served to begin to understand other approaches."

American Bar Association (ABA) President Roberta Ramo, speaking to the ABA Section on Legal Education at the ABA Convention in Chicago in August of 1995, spoke of the need for globalization of the American law school. She stressed the importance of engaging in dialogue with legal scholars from other countries and cultures, and of providing tomorrow's lawyers with tools "beyond the marketplace skills." The new global society brought about by increased international trade and instant communication will expect law to provide the rules, the etiquette, and security appropriate to the changing order. The foundations of legal education ought to include an international framework, history and anthropology of law as well as study of our own legal system. Effective clinical training, fluency in another language, and an understanding of cultural clues will improve law students' ability to communicate with clients. President Ramo's presentation and others that day confirmed that the students at Golden Gate through the Law School's international course offerings are well prepared to navigate the "ocean of law" that stretches before them.

LL.M. INTERNATIONAL STUDIES

Golden Gate's Master of Laws in International Legal Studies program, begun in the Fall of 1994, granted LL.M. degrees to 15 students in June 1995, and currently has enrolled 43 students from Africa, Asia, Europe and the Americas as well as from the United States. Practicing attorneys and recent graduates of U.S. law schools join their colleagues from around the world in small classes, seminars, and informal gatherings where they exchange knowledge, ask and answer questions, and discuss the economic and social issues impacting on their various legal systems.

Students from Germany confirm *Road and Track's* recent claim that it costs about \$2000 to obtain a German driver's license. Attorneys from the People's Republic of China chat amicably with recent law school graduates from Taiwan. Scholars from Nigeria and India explain how the common law inherited from the British Empire interacts today with local custom, codes, and the laws of Islam.

The serene center of this tumult of activity is Professor Sompong Sucharitkul. Golden Gate's globalization gained momentum in 1990 when Professor Sompong, as the students call him, joined the faculty after a long career as Thailand's Ambassador to Italy, Japan, Greece, Israel, France, Portugal, the Benelux countries, the European Economic Community and the United Nations.

Formerly a Fulbright Professor at the University of North Carolina at Charlotte, he has taught at Notre Dame, Lewis and Clark University, and at the University of Leiden in the Netherlands as well as at several universities in Asia. Consequently, Professor Sucharitkul and his wife Thaitow, who helps administer the Bangkok summer program, have many friends among the leading educators and members of the legal and judicial professions in dozens of countries.

SUMMER STUDY PROGRAMS

The Summer Law Study Abroad Program began in 1992 with a summer institute in Bangkok, Thailand offered in cooperation with the University of Chulalongkorn, Thailand's premier university and law school. J.D. students from the United States and Canada study alongside students from Europe, Vietnam, Cambodia, Laos, Australia, Indonesia, Japan, Nigeria and elsewhere. Cooperating with the program is the University of Victoria in British Columbia.

Several of the summer students have come to Golden Gate subsequent to their graduation

from law school to earn the LL.M here. In summer 1996, simultaneously with the Bangkok summer program, Golden Gate will offer a summer institute on the island of Malta in the Mediterranean, under the direction of Professor Jon Sylvester. South Texas University Law School will cooperate in that venture. Plans are under-way for future programs in other locations as well.

INTERNATIONAL EXCHANGES

Golden Gate International Law graduates are also serving in internships and positions within and outside of the United States. For example, three LL.M students are currently working at the International Institute for the Unification of Private Law (UNIDROIT) in Rome.

The aims of the International Legal Studies program, according to Professor Sompong, are to cultivate intellectual and legal exchanges, and to internationalize the standard of legal education in the United States. "American law is a drop of water in the ocean of law. The whole world is so rich in legal custom that we will be well served to begin to understand other approaches."

To that end, the Law School has entered into several other exchanges at the J.D. and graduate levels, employing the talents and experience of several faculty members with international ties. In 1993, Golden Gate formed an exchange agreement with the University of Paris, Nanterre whereby 3-5 students in their fourth or fifth year of legal study in Paris attend Golden Gate for one year to obtain the LL.M degree. An equal number of American students can study French law or European Community law for a semester or a year at Nanterre, and a Golden Gate faculty member gives a series of lectures annually at Nanterre.

AFRICAN INITIATIVES

Golden Gate Law School is a participant in the American Bar Association's African Law Initiative (AFLI). AFLI is modeled on the successful Central and Eastern European Law Initiative (CEELI) begun several years ago by the ABA, where American attorneys, law professors, and judges traveled to former Soviet bloc nations to

assist in building legal institutions, and attorneys from those nations visited U.S. law schools, law firms, and courts.

Co-funded by the United States Information Agency, AFLI is a three phase program. Now in Phase Two, the program sponsors exchange visits of African Law School Deans and faculty with U.S. Law School Deans and faculty. In Spring, 1995 Dean Ole Karei of Moi University in El Doret, Kenya visited Golden Gate.

In a separate effort, Professor John Sylvester visited law schools in Nairobi and Dar-es-Salaam in June and July of 1995, and is currently arranging a faculty exchange program which will involve Golden Gate, Texas Southern, and Villanova University Law Schools, and African law schools in Kenya, Tanzania, and Malawi. This program is also seeking to enlarge the libraries of the participating African schools.

Golden Gate Law School has a number of faculty members with interest and experience in Africa. Elaine Andersson spent three years as a Peace Corps volunteer in Senegal teaching, training teachers, and working with the Senegalese Ministry of Higher Education. Michael Bannister was a Peace Corps volunteer in Ethiopia and Eritrea for two years, and speaks Amharic. In the spring of 1995, Allan Brotsky traveled to South Africa to establish links with law schools in Capetown and Johannesburg. Markita Cooper recently returned from a study tour of South Africa and Zimbabwe as a Kellogg National Fellow focusing on the role of education in political change. Clifford Rechtschaffen has spent more than a decade doing volunteer legal work related to human rights in South Africa; along with his wife, attorney Karen Kramer, he was an international election observer there in 1994. He has also visited Zimbabwe and Botswana.

This year, Barton Selden met with government officials of Botswana and Uganda, and with members of Makerere University's Faculty of Law. John Sylvester has made several trips to Africa and visited more than a dozen countries there. During the 1992-93 academic year, he taught at the University of Nairobi as a Fulbright scholar. John Wilson spent a year teaching in Nigeria as a Fulbright scholar.

"The new global society brought about by increased international trade and instant communication will expect law to provide the rules, the etiquette, and security appropriate to the changing order."

All of these ties promise a bright future of cooperation between Golden Gate and African legal institutions. This mutual effort is already under way in the Comparative Law class taught by Professor Sucharitkul with the assistance of Professor Chris Okeke, a Nigerian legal scholar with graduate training in the soviet legal system.



NEWS OF THE INTERNATIONAL LAW PROGRAM

The Fifth Regional Meeting of the American Society of International Law was the occasion of the Sixth Annual Fulbright Symposium of International Legal Problems held on Friday March 22 at Golden Gate University School of Law, Auditorium A, 536 Mission Street, San Francisco. The program included presentations on Current Developments in International Trade, including NAFTA and Intellectual Property issues, Human Rights, Environmental and Development issues.

Unidroit, the International Institute for the Unification of Private Law, has invited Golden Gate 2d year law student Monique Oliver to be a 1996 summer intern in Rome. She follows several predecessors at the Institute, most recently Cesar Lopez, an LL.M. International Law student.

Golden Gate Law School has joined an international human rights program sponsored by Human Rights Advocates (HRA). Michelle Leighton Schwartz, HRA Board member and Golden Gate graduate, coordinates the effort, which will allow student interns to participate at the U.N. Commission on Human Rights in New York and Geneva. Assisted by Golden Gate student-intern Andrea Marcus, Ms. Schwartz has prepared a comment on human rights and environment issues for HRA which will be presented at an upcoming U.N. session.

STUDY FOR FREE IN PARIS

Would you like to spend a semester studying in Paris? The Law School has an exchange program with the University of Paris-Nanterre where you can do just that. The classes, which are taught in French, are open to all Law School graduates and are tuition free. Your only costs are for transportation and housing. If you are interested in applying for this program please contact the Law School Admissions office at (415) 442-6633 or e-mail them at lawadmit@ggu.edu.

The Golden Gate Law School team won honors at the Phillip C. Jessup International Moot Court Competition Northwest Regional Round held at Boalt Hall on February 10 and 11, 1996. Golden Gate received the third place award for Best Written Memorials; and among 50 participants in the category of Top Individual Oralist, Golden Gate oralist Warren Small placed third. These achievements won for Golden Gate placement among the top five schools in the region.

The Golden Gate Space Law Moot Court Team placed fourth in the Space Moot Court Competition held at Georgetown Law Center March 30th. Team members Brian Grantham and Cathleen Frazier received the second highest score for their written memorials. The competition was held in conjunction with the final round of the Jessup International in which 300 students from 45 countries participated.

It is with much sadness that we report the death on February 18th of former California Supreme Court Justice Frank C. Newman. Justice Newman most recently taught International Human Rights at the Law School last fall. He was a guiding spirit behind Golden Gate's commitment to International Human Rights. He will be missed very much.

ONE STUDENT'S IMPRESSIONS

Laurenz Meckmann, an LL.M. International Legal Studies student from the University of Saarbrücken in Germany prepared a report on his studies at Golden Gate for his Rotary Foundation sponsors. Herewith a few excerpts:

I knew that the legal systems (common law and civil law) are different. I knew that the way of teaching would be different. But I didn't expect it to be that different...the difference in the way of teaching is really striking. I have to say that there is a lot more I like than I dislike.

In my smallest class I'm with six students and my biggest class has about forty. What a relief, if I think about the average of 250 students in German law classes [In contrast to the classes at Golden Gate, in Germany] there is very little discussion; rarely are there any questions, and the contact with the teachers is on a minimum level.

I share a three bedroom flat with a Swedish girl and a Dutch guy. Friends call our place the "European Community." [We formed a club.] The first event was a party last weekend, starting at our house with a salad bar and afterwards we



INTERNATIONAL STUDENTS TAKE A BREAK IN THE PLAZA.

had a fire at the beach. It happened to be the most international party I have ever been to. To name the "exotics," there were people from Bulgaria, Croatia, Kazakhstan, Turkey, Finland, Nigeria, Tunisia, Malaysia, Thailand, Peru and Argentina, and—what a surprise—from California. The purpose of the party, to meet people from everywhere, was truly achieved.

It seems to me that San Francisco and especially Golden Gate University is the best place to do international studies in both ways—academic and social. In effect the only thing to "complain" about is the difficulty one has, to pronounce properly the names of people from Finland, Malaysia, Japan, etc.!

"...the difference in the way of teaching is really striking. I have to say that there is a lot more I like than I dislike."

LL.M IN TAXATION REACHES OUT

Surprisingly it was not the International legal Studies program but the LL.M in Taxation program which had the largest single contingent of foreign students during 1995. Ten foreign attorneys and tax collectors and three visiting scholars from the Bureau of Taxation of the People's Republic of China (PRC) were in residence during the 1994-95 school year, and were awarded the LL.M Taxation degree at graduation ceremonies in June. This year, a Fulbright Scholar from Austria, and students from France,

Germany, the PRC, and Thailand are enrolled in the LL.M Taxation program.

The LL.M in Taxation program, under the leadership of Associate Dean Marci Kelly, has experienced phenomenal growth during the past 5 years, with a fourfold increase in enrollment. In addition to day and night classes in Taxation at the San Francisco campus, Golden Gate now offers the only LL.M Taxation program available in Los Angeles.

Law School Grad Fights Tobacco Company Ad Campaign

"My clients are best served by me not getting into the emotional issues of the case."

When Janet Mangini, J.D. '79, learned the image of Joe Camel was recognized by six-year old children as frequently as Mickey Mouse she was shocked into action. She utilized a California law that allows private citizens to file class-action lawsuits as a private attorney general to file a suit against R.J. Reynolds Tobacco Company.

"I don't consider myself to be an anti-smoking activist or prohibitionist," says Mangini. "However, marketing cigarettes with a cool, hip cartoon character that never ages or dies from emphysema is unfair to children. Children are not able to decide today about an addiction that may affect the rest of their lives."

In addition to the tobacco company's parent R.J.R Nabisco, the suit names McCann-Erickson USA and Young and Rubicam Inc., the advertising firms who created the Joe Camel campaign, as defendants.

Mangini says the case, which currently is in the discovery stage, will go all the way to trial. She wants the Joe Camel campaign stopped, the money earned from the sale of cigarettes to minors taken away from R.J. Reynolds and the company ordered to provide a corrective advertising warning to children that smoking is unhealthy for them.

The lawsuit has brought a lot of publicity to Mangini and made her a household name to others involved in the anti-smoking fight. Americans for Non-Smokers Rights in Berkeley filed an amicus brief in support of her case with the California Supreme Court. Also, other states including Florida and Mississippi have taken their lead from the Mangini suit and started their



own legal actions against the tobacco industry promotional campaign.

The suit against R.J. Reynolds has seen both ups and downs. The California Supreme Court ruled federal advertising law does not prevent states from enacting separate laws. However, the Federal Trade Commission decided R.J. Reynolds did not engage in "unfair advertising practices."

Mangini, who grew up in California's Central Valley and earned her undergraduate degree in community studies at U.C. Santa Cruz, first became interested in consumer issues when working on her college thesis. She spent six months taking complaints and conducting surveys with San Francisco Consumer Action—mostly referring consumers to the correct agency or organization.

"Law school was a different way of thinking for me," explains Mangini. "My trial classes were very practical, but I didn't learn too much about the business aspects of practicing law or how to get clients once I opened my practice." (Today, Golden Gate Law School students learn about operating a law office in the course *Small Law Firm Management*.)

After practicing for a year with a local firm, Mangini struck out on her own, spending the last thirteen years building a family law practice in San Francisco. She describes herself as a "level headed, good counselor to people in need," especially to those involved in the often emotional situations of divorce and child custody cases. "My clients are best served by me not getting into the emotional issues of the case," said Mangini, who usually is meeting with clients when they are upset by their circumstances and often at their worst.

She does, however, try to get away and relax by leaving the city and riding her horses up in Sonoma County. Additionally, she participates one weekend a month as a member of the volunteer mounted patrol for the California State Park System's Silverado District

Mangini partially credits the success of her practice to her involvement in organizations like

the Italian American Bar Association, of which she is a past-president, and the Edward J. McFetridge American Inn of Court, a mentoring and education association based on a system used by British barristers.

A victory in the case against R.J. Reynolds would not be the first for Mangini on behalf of children. In 1991, she sued Waterford Wedgwood for manufacturing lead crystal baby bottle that leached lead into the warm milk. The company has since stopped producing the bottles.

Mangini said that winning the R.J. Reynolds case would "stand out as one of my major accomplishments as a lawyer. Nobody has ever beat the tobacco companies. Tobacco is a dangerous substance, especially to children who don't have the maturity to decide yet if they want to engage in such a habit."



"A victory in the case against R.J. Reynolds would not be the first for Mangini on behalf of children."

TRIAL TRAINING SCHOLARSHIPS FOR GOLDEN GATE LAW SCHOOL ALUMNI

Two full-tuition scholarships were awarded to Miles Dolinger, J.D. '93, and Russell Fung, J.D. '92, to attend the Building Trial Skills program presented at the Law School by the National Institute of Trial Advocacy (NITA) from June 5-15, 1996.

"The NITA program is the best trial advocacy learning experience available to practicing lawyers," said Professor Bernie Segal, who directs GGU's role as co-host of the NITA program. Professor Segal will also be one of the faculty members of the NITA program.

Each scholarship is worth \$1800 for the tuition for 11-day program.

Each lawyer enrolled in the NITA program is in a section with seven other lawyers of comparable legal backgrounds. Two experienced lawyers instruct each section. There also are lectures and

demonstrations. However, the essence of the NITA program is for every lawyer to actually do performances in class which are discussed and critiqued. Most performances are videotaped.



NITA BUILDS ON TRIAL SKILLS ATTORNEYS ALREADY HAVE. GOLDEN GATE STUDENTS LEARN TRIAL TECHNIQUES DURING THEIR SECOND AND THIRD YEARS AND COMPETE AROUND THE COUNTRY. PICTURED ABOVE, THE GOLDEN GATE COMPETITIVE TEAM IN SALT LAKE CITY (MORE ON PAGE 15).

THE HOMELESS PROBLEM THROUGH THE LOOKING GLASS

By Travis Whitfield

"...she was an outsider trying to get into a system that would rather pay her off than help her out."

I must admit the problem of homelessness (or as George Carlin would say, "houselessness") is not one that I have ever encountered, although I have been close. It is not a problem I want to encounter if I can help it. However, by signing up for Professor Susan Rutberg's Lawyering Skills class I am forced to face my phobia head on. For the first time I get to look at the problem of homelessness, not from the outside in, but from the inside out and hopefully learn something along the way.

My greatest fear is one Atticus Finch described in Harper Lee's *To Kill a Mockingbird*. How do you get inside your client's skin and walk around? After all this is a problem I never had to deal with. How am I supposed to give advice to people who live on the streets of San Francisco while I live in a flat in Noe Valley? How do I deal with a landlord who wants to evict his or her tenants while my landlord invites me up to dinner once a week?

All of this flashed through my head as I read the course description for Lawyering Skills that included a clinic, the Homeless Advocacy Project (HAP), which offers legal counseling to the homeless. But as with most of my decisions, common sense went out the window and I signed up.

This class is true enigma because it is one that is both very simple and yet extremely complex. All I have to do is talk to people. That's funny. I'm not an attorney. Hell, I don't even have a student bar number and yet Professor Rutberg wants me to help people solve their legal problems.

My problem comes in the quest to understand three little words: Stop, Look and Listen. Believe it or not, this is all we have been doing in room #340. I'll bet that sounds easy, but it is one of the toughest assignments I've ever had. Atticus Finch was able to do it with his client because he was objective and understood what his client needed. I have no idea what the hell I am doing.

However, no matter how I seem, there are some things I do understand. I do not know how a welfare office is run, but I know there are

people inside with short lunch breaks. I have never been to a low-income housing unit in the Tenderloin, but I do know what it is like to be cold. In short, I know how to be human. I know what it means to acknowledge someone's existence. To say "thank you," "please," or even "do you need some help?" None of these requires a person oozing with philanthropic motives—they are just humanisms.

One of our assignments was to read a story written by Lucie E. White entitled "Subordination, Rhetorical Survival Skills and Sunday Shoes: Notes on the Hearing of Mrs. G." This is a tale of a poor unwed mother with five girls. Her attorney tries to do everything right for her, does everything wrong, and still wins the case (I will not give away any more). But it was the message the author conveyed and the themes the author chose that gave me an insight: Intimidation, Humiliation and Objectification. The way I understand it, all these were working like a well-oiled machine against Mrs. G, because she was an outsider trying to get into a system that would rather pay her off than help her out. She had no power other than that which was given to her. In truth, any of these three could ultimately have stopped her had she not stood up for herself and affirmed her own dignity.

In one way this story was even more meaningful to me because I noticed the author had cited *Goldberg v. Kelly*, which I was required to read my first semester in Civil Procedure with Professor Susan Kupfer (Yeah, it is all coming around full circle. I guess law school really does teach you something). That decision gave me insight into the realm of Due Process, but what piqued my interest even more was a follow-up article I also had to read. It was by Jerry L. Mashaw and was entitled "The Supreme Court's Due Process Calculus for Administrative Adjudication in *Mathews v. Eldridge*: Three Factors in Search of a Theory of Value." Professor Mashaw deals with the problems the participants in the welfare process must face, and I think he hits on Professor White's theme when he says

STUDENTS WORK WITH HOMELESS CLIENTS

Skills Training Put to Real-life Use

For many years Professor Susan Rutberg has taught Lawyering Skills to Golden Gate University Law School students to help them develop the interviewing, counseling and negotiating techniques necessary in the real world of being an attorney. She has used simulated client-attorney interactions as a central part of the course.

Now Professor Rutberg has devised an additional method to help students put their energy, enthusiasm, and burgeoning intelligence to work helping real people solve their everyday legal needs. Her Lawyering Skills students now help the homeless directly through work in the San Francisco based Homeless Advocacy Project (HAP).

HAP, a program of the Bar Association of San Francisco's Volunteer Legal Services Program



GOLDEN GATE STUDENTS AND FACULTY HAVE SERVED BANQUET OF HOPE AT THE CENTRAL YMCA FOR THE PAST TWO YEARS.

(VLSP), trains lawyers and law students to act as advocates for persons trying to survive on the streets. Tanya Nieman, Director of the San Francisco Bar's VLSP, developed HAP and local attorney Teresa Lynn Friend is the HAP Supervising Attorney.

The HAP client's needs range from the most basic of getting food and shelter through a myriad of more complicated scenarios. These may include substance abuse, emotional difficulties, immigration status, criminal offenses, and applying for and getting social security or disability benefits.

Under the supervision of Professor Rutberg, the Golden Gate law students work in two-person teams at HAP, meeting their clients and learning first-hand what it takes to be a practicing attorney.

there is "a tension between the efficacy of the state and the individual's right to freedom from coercion or socially imposed disadvantages."

So what does this all mean? I believe it all goes back to my central theme of humanism. How can individuals feel they are worth anything if the society they live in treats them with absolutely no respect? This reminds me of a story that my classmate told in Lawyering Skills. He was walking to school and spotted a homeless man lying in the street downtown in a puddle of blood. Everyone was walking past in the normal, every-

day, I've got to get back to the office style and practically stepping over this guy. Well, my classmate ran up to offer some assistance and finally succeeded in getting the paramedics there. No one told him he had to do it. It was just the human thing to do.



This article first appeared in the Law School student newspaper, Caveat. The author is currently a second year law student at Golden Gate.

"Everyone was walking past in the normal, everyday. I've got to get back to the office style and practically stepping over this guy."

From the Clinics

GRANTS

Two of the Law School's clinics were rewarded for their fine work by receiving grants during the past year. The Environmental Law and Justice Clinic (ELJC) and the Women's Employment Rights Clinic (WERC) both received funds which will help them continue their work. (See the annual report in this issue for a complete list of the grants.)

The ELJC, which received positive press coverage for its work on behalf of the residents of the Hunters Point area of San Francisco, was awarded a number of grants including \$40,000 from the Educational Foundation of America (EFA) and \$20,000 from the San Francisco Foundation. Both grants were specifically targeted to help the ELJC continue its fight protecting the environment of the Hunter's Point community.

Among the grants WERC received this year was \$5,000 from the Capital Cities/ABC Fund. These monies are to help WERC continue its work on behalf of low-income and minority women who need assistance with various types of employment related issues including unemployment insurance appeals, sexual harassment, and wage and hour claims.

Both clinics are an integral part of the legal skills training program that is central to the educational mission of the Law School.

LAWSUIT VICTORIES

The WERC was also part of a recent lawsuit victory for employees that should radically change the way back pay is calculated when awarded by the State Labor Commissioner.

California Superior Court Judge William Cahill ruled that the State Labor Commissioner should calculate the back pay from the date a complaint is filed, not from the date the first Commission hearing is held. WERC was one of the petitioner's representatives in the case.

Additionally, the Constitutional Law Clinic won an important victory for persons in nursing homes in California. The court overturned a state

law that allowed doctors to make decisions about their patients in the homes if they simply declared them incompetent to make the decisions for themselves. This led to the State Legislature rewriting the law to comply with the court ruling.

ENVIRONMENTAL LAW SUMMER PROGRAM

In June, the law school will offer a concentrated summer program in Environmental Law. Three courses will be offered: The Environmental Implications of Real Estate Transactions, evenings June 3-15; Risk Assessment and the Law, evenings June 17-29; and Superfund, mornings June 17-28. A special luncheon speaker series is planned. MCLE credit is available for individual sessions. In addition, Professor Anne Lee Eng heads the Environmental Law and Justice Clinic throughout June and July, where students may work on ongoing cases for academic credit. For information about the summer programs, contact Professor Cliff Rechtschaffen at the law school, (415) 442-6674; fax 442-6609 or e-mail envirolaw@ggu.edu.

TRACI FUJITA WINS NAPABA SCHOLARSHIP

Traci N.T. Fujita, a third-year law student and candidate for the Honors Environmental Law Certificate has won the 1995 National Asian Pacific American Bar Association Law Foundation Scholarship. The scholarship is awarded to law students who demonstrate a commitment to serving the needs of the Asian Pacific American community in their future legal careers. One of seven national winners, Ms. Fujita has worked with the Environmental Law and Justice Clinic on the Bayview Hunter's Point case. Her winning essay described that work, and her concern for the environmental degradation occurring in her home state of Hawaii.

*ANNUAL
REPORT
OF GIFTS*

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Memorial gifts are a tribute to a loved one, friend, classmate or colleague. The Law School gives special thanks to those who contributed in memory of the following individuals:

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Private gifts enhance virtually every aspect of the Law School: curriculum enrichment, student financial aid, computers and equipment, and the Law Library. The University and the School of Law have established gift clubs to honor individuals who have expressed their support through a significant level of giving. Membership is based on pledge payments, cash gifts, or gifts-in-kind made in a fiscal year—July 1 to June 30. Members receive some special privileges, such as the use of certain campus facilities, depending on the level of support. However, the greatest benefit members receive is the satisfaction of having a measurable impact on the people, projects, and programs of the Golden Gate University School of Law.

PRESIDENT'S CIRCLE

The leadership of those who set an exemplary standard of giving undergirds the Law School's ability to serve its communities and society with increasing effectiveness. Their example also encourages others to join in helping to assure a strong future for the Law School. This highest recognition level highlights the importance of the graduates, faculty, staff and friends who are the Law School's most generous benefactors—those who have given \$1,000 or more.

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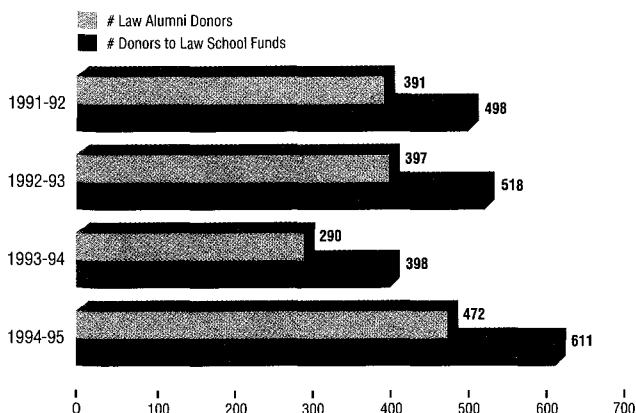
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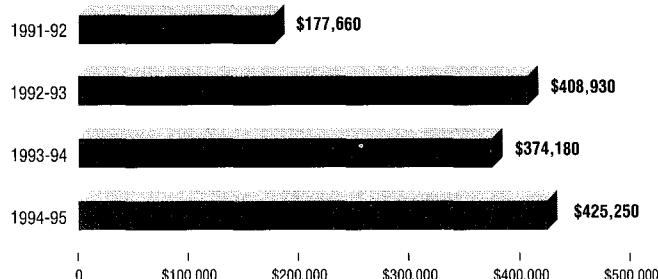
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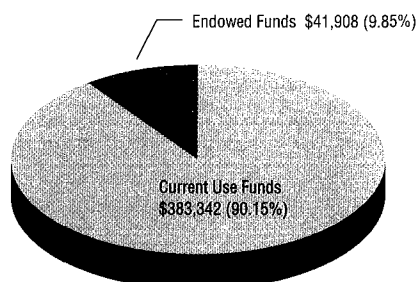
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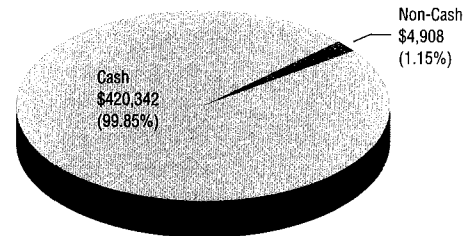
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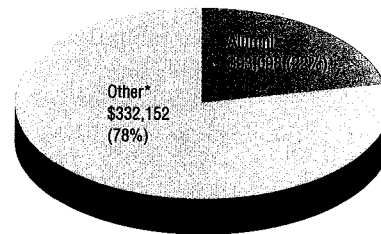
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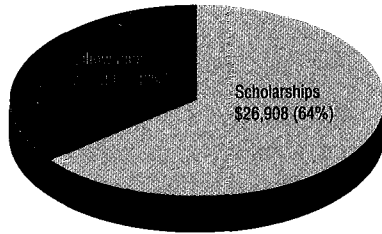
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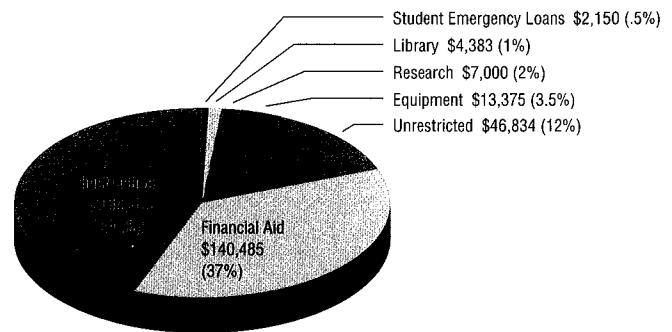
GIFTS FROM CORPORATIONS, LAW FIRMS, ORGANIZATIONS AND FOUNDATIONS

The generosity of corporations, law firms, foundations and other organizations has enhanced the Law School and enabled it to improve its vital programs and services. Program grants and faculty fellowships allow the School and its faculty to advance their understanding of and possible solutions to some of the major problems in our society. The Law School thanks these organizations for providing new and ongoing support to the following faculty and programs:

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Matching gift companies are those businesses which share in their employees' support of higher education through a program whereby an employee's contribution is matched by the company. This generous program doubles and sometimes triples a personal gift to the Law School. (To arrange for your company's matching gift, please ask your payroll or personnel office for a Matching Gift form.) The Law School thanks the following companies, which matched employee gifts in 1994-95:

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The Law School gratefully acknowledges the interest and support of individuals and organizations who direct their gifts to special projects of importance to the School. These gifts support curriculum enhancement, clinical programs, the Law Library, financial aid, scholarships, and student loans. In 1994-95, contributions were made to the following funds (individuals contributing to these funds are listed elsewhere in this report.):

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A FINAL NOTE

We strive to ensure accuracy in this listing of our 1994-95 donors. If there is an error in the way we listed your gift, or if you wish to make a change to your name as shown, please notify:

Susan Worth
Senior Development Officer
Golden Gate University
School of Law
536 Mission Street
San Francisco, CA 94105-2968
phone: (415) 442-7829
e-mail: sworth@ggu.edu

PLEASE ACCEPT OUR APOLOGIES FOR ANY ERRORS.

Introducing Susan Worth

"Our alumni...are a dynamic, diverse and enthusiastic group, who are genuinely concerned about the law school and its future."

After five years working in alumni relations and fund raising for the U. C. Berkeley Law School (Boalt Hall), Susan Worth decided it was time for a new challenge. She accepted the position of Senior Development Officer for Golden Gate University School of Law, and began her new job last July.

As the Law School's chief fund raiser, the Oakland, California native brings her many years in the non-profit world and her upbeat personality to a position where her joy in working with people is as important as any other attribute she may bring to the job.

"Over the past eight months, I've had the opportunity to meet and get to know many of our alumni. They are a dynamic, diverse, and enthusiastic group, who are genuinely concerned about the law school and its future. I am looking forward to continuing this. It's fun!"

The Chico (CA) State University graduate spent years in the health care field prior to joining Boalt Hall. For eight years she worked for Planned Parenthood of Santa Cruz County, serving as Director of Clinical Services and Acting Executive Director during a large part of that time. Then she spent seven years as Associate Director of ETR Associates, a Santa Cruz-based health education, training, and publishing company.

In both these nonprofit agencies, Worth spent part of her time raising money for general support, as well as for specific medical services and health education, research and training projects these agencies wished to undertake. That work, along with her love of working with people, led her to Boalt Hall in 1991.

However, the Kensington, California resident does much more with her life than simply talk to alumni and raise funds. She spends lots of time with her two dogs, cat, and a menagerie of fish and birds; she also enjoys reading, working in her garden, and a variety of arts and crafts.

Above all she likes what she is doing these days for the Law School and working for the University. "I really enjoy being part of a strong and capable University Advancement team," she said. "The support I receive from the University Advancement staff, and from everyone at the law



school has been tremendous."

Worth added, "It's a joy to work with alumni who want to support the Law School. The most rewarding part of the job is when I can help someone identify a specific purpose for their gift that will really make them feel good, as well as being of great help to the School. It's a win-win situation!"

IN SEARCH OF GOLDEN GATE UNIVERSITY SCHOOL OF LAW ALUMNI

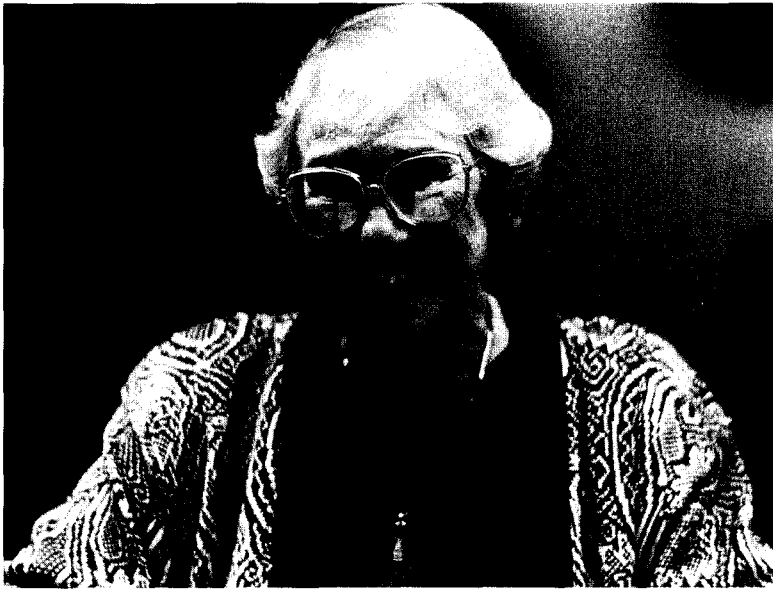
The Development Office has commissioned the Bernard C. Harris Publishing Company to produce a new Golden Gate University School of Law Alumni Directory. The Directory, scheduled for release in May, 1997 will be an up-to-date and complete reference on over 4500 law school alumni. Comprehensive listings will include current name, address, phone number, academic data, and business information, bound into a classic, library quality edition.

The Harris Company will research and compile the information to be printed in the Directory by mailing a questionnaire to each alumnus/a. If you prefer not to be listed in the Directory, please contact the Law School Development Office.

The new Law Alumni Directory will soon make finding alumni as easy as opening a book. Look for more details on the project in future issues of *Class Action*.

From Theatre to Courtroom

More than 75 adjunct professors teach at the Law School each year. Coming from many branches of the legal profession, including private practice, public interest, government service, and the judiciary, adjunct professors bring into the classroom their experience with the day-to-day issues facing attorneys in practice. They teach seminars and upper-division electives in their areas of specialization, plus litigation, appellate advocacy, and legal writing.



ADJUNCT PROFESSOR ARLIN ARMSTRONG

Arlin Armstrong seems like a typical adjunct law professor. Like others, she has practiced law in California as a member of law firms and as a sole practitioner. She specialized in criminal defense and immigration, areas of the judicial system well suited to her commitment to serve the underrepresented. When she began teaching at Golden Gate in 1992, she was a well-established practitioner with sixteen years of legal experience.

However, Professor Armstrong teaches a course called Courtroom as Theater, neither typical nor traditional law school fare, and her jour-

ney toward that classroom has spanned 50 years and four professions.

A 1976 graduate of Golden Gate Law School, Arlin Armstrong was 64 years old when she was sworn in as a member of the California Bar. Now 84, with three grandsons, a granddaughter, and two great-grandsons, she is pursuing her fourth career, that of law professor.

Arlin began her professional life as an actress, an ingenue with a theater stock company in St. Louis. She married, moved to Chicago and had two sons, but she says, "When I got married I was determined that nobody would support me. I guess I was a feminist." She took a job reviewing books for the *Chicago Sun Times*. This drive and her belief in the importance of acting training, with its components of public speaking, movement, and communication skills, are two recurring themes in her life journey.

When her sons were in elementary school, she convinced the principal of their school in Chicago to lend her the auditorium for acting and movement classes. She opened and ran, hiring a second acting teacher and a dancing teacher, the Stagecraft School for Children. Later she decided to teach theater and dramatic literature at the university level, and undertook her doctoral work at Northwestern University, earning a Ph.D. in Dramatic Literature and Theater Production in 1956.

Armstrong's first university teaching assignment was at Kendall College in Evanston, Illinois, where she taught English literature for two years and served as Academic Dean in 1959-60. She next accepted a position as Associate Professor of Drama at San Francisco State University, where she taught, directed, and wrote during the turbulent and artistically exhilarating 1960's. She co-authored the book *Classics for Contemporaries*, which discusses the staging of selected challenging plays from the perspectives of scholar, director, and designer. She published articles on theater and is a contributor to the *Shakespeare Encyclopedia*.

While at San Francisco State University, she met and married her second husband, George

Armstrong, a designer in the theater department. Together with another professor at San Francisco State, Tom Tyrell, they opened the Drama Ring theater, where she directed a production of Jon Whiting's explosive drama, *The Devils*.

In 1969, the Professors Armstrong moved to Rocky Mount, North Carolina, where Arlin was a Professor of English and Humanities at North Carolina Wesleyan University until her "retirement" in 1973. She wanted to continue working, and the law was an obvious choice for her; her first husband and her son were attorneys, and an uncle had been a judge in New York. "I was from a family of lawyers. I knew about the profession and was certain I would find it interesting," said Armstrong. She and George returned to San Francisco.

Professor Bernard Segal, then a member of the Admissions Committee, recalls reading a recommendation letter included with Armstrong's application to Golden Gate. Ending with "I have known her all my life. In fact, she is my mother," the glowing recommendation was written by her attorney son Luke. The Admissions Committee voted favorably on her application, and Segal taught Armstrong *Criminal Law* her first semester of school.

"From the very beginning I knew Arlin was special. She never let any barrier prevent her from accomplishing her goals," remarked Segal. He kept in touch with Armstrong after she graduated, and when she moved back to San Francisco, after practicing in Los Angeles and Davis, Segal asked her to help coach Golden Gate's Mock Trial teams. According to Segal, "Once Arlin started volunteering her time as a coach, our teams immediately improved."

A few years later, Segal and Armstrong realized her knack for combining courtroom procedure with theatrical skills. They designed the Courtroom as Theater course, which Armstrong has been co-teaching with Segal ever since.

"One-third of the course is the use of voice and body," explains Armstrong. After learning and practicing how to project their voices clearly while moving gracefully around a courtroom,

MOCK TRIAL TEAMS WIN TOP HONORS

The efforts of the Mock Trial teams this semester have been rewarded with outstanding results. In the trial competition sponsored by the Association of Trial Lawyers of America (ATLA), GGU won the Western Regional Championship, in Salt Lake City. This was the second time in three years that GGU has won the ATLA championship.

The members of the winning ATLA Mock Trial team are Duncan Lemmon and Mondonna Mostofi. The team witnesses are June Powells and Howard Underwood. The team was coached by Professor Bernie Segal assisted by alumnus Stephen Lightfoot (GGU '92), of Bledsoe, Cathcart, Diestel, Livingston & Pedersen. They advanced to the final four in the ATLA National competition in Palm Beach, Florida before losing to Stetson Law School, the 1996 National Champion.

Another Mock Trial team won the Bronze medal in the Western Regional of the National Mock Trial Competition at San Diego. That team, Brian Soriano and William Doderer, was coached by Professor Segal and Adjunct Professor David F. Phillips, of Farella, Braun & Martell.

students then role-play with overly helpful and uncooperative witnesses, and terse and chatty judges. Students then conduct direct and cross-examinations. Opening statements and closing arguments to a jury round out the remainder of the course.

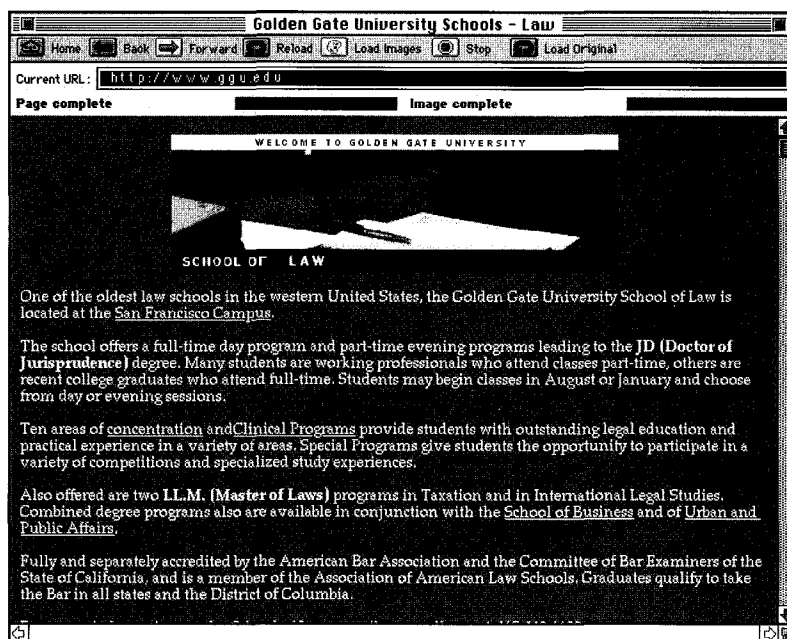
"In Courtroom as Theater, students learn to conduct themselves suitably and to use appropriate speaking voices," said Bill Doderer, a third-year student who completed the class last spring. He added "Professor Armstrong's invaluable knowledge and guidance provided me with skills I would not have learned in any other course."

"Golden Gate is a few years ahead of other law schools, which are just beginning to develop courses similar to Courtroom as Theater," said Segal. "Because of Arlin Armstrong, our students learn proper and effective courtroom demeanor before they enter the legal profession."

As for Arlin Armstrong, she does not intend to slow down just yet. In fact, she says, "Bernie is trying to convince me to open another theater."



Golden Gate Briefs



WEB ARRIVES

You can now find the Law School on the Web. The entire university now has a World Wide Web homepage in development at <http://www.ggu.edu>. Simply click on the schools from the University home page and then click on Law School. You will get the first two pages of our site. Remember this is only a beta site, which means it is under construction. If you have any ideas we would love to hear them. Contact Matt P. Pachkowski at the Law School via his e-mail address lawadmit@ggu.edu for more information or to comment on the site.

GGU LAW ALUMS HELP ABDUCTED CHILDREN

There's an informal group of Law School alumni who regularly help each other out in providing services to help recover abducted and exploited children. Anne K. Clarkin, J.D. '92, who works for Hawaii's Attorney General as the Coordinator of the State Clearinghouse on Missing Children, has been the force behind this loose affiliation of Law School graduates.

"In the time I have held this position, I

frequently call my old buddies from GGU to provide all sorts of services in the aid of recovering abducted and exploited children," Clarkin stated. Along with fellow graduate Lili Young, J.D. '92, she recently published a manual on prevention and recovery in custodial abduction cases.

Among the other Law School alumni participating in this joint help project are Melissa Sargeant, J.D. '92, who resides in San Francisco and offers her home to some of the parents who cannot afford accommodations to or from Hawaii. Also, another Bay

Area resident, Nancy Tully, J.D. '93, has been an active partner by advising the Clearinghouse on aspects of California Family Law.

Clarkin added that all fellow Law School alumni are welcome to join in this volunteer effort. "Anyone wishing to join this group of volunteers is heartily welcome and, aside from a waivable requirement that they be a GGU Law School graduate, only a very simple initiation is required."

NEW SCHOLARSHIPS FOR STUDENTS

In 1995, two new endowed funds to aid needy students were created at the Law School. The Kevin J. Connell J.D. Memorial Scholarship Fund was created by Connell's family and fellow Law School students after his death in a motorcycle accident.

Masud Mehran, a member of the University Board of Trustees since 1986, created the Masud Mehran Endowed Fellowship. This Fellowship was established following a challenge grant issued to the School by Mehran.

The Law School will award each annually to a student in good academic standing who can demonstrate financial need. Preference for the

Mehran Fellowship will be given to students who display entrepreneurial spirit and achievement. The Law School plans on making its first award for both later this year. Alumni contributions are welcome for any scholarship fund.

STUDENT LOAN PAYBACK HELP

If you are an alumnus of the Law School and are having trouble paying your student loans, the Law School Financial Aid Office is available to help. Simply call Financial Aid Director Julie Moreno at (415) 442-6634 to discuss problems you may be having making your loan payments. The Financial Aid Office may be able to mediate a problem between you and your lender. The office may also be able to help you renegotiate the terms of your loan so you can more easily make the payments.

PUBLIC INTEREST LOAN ASSISTANCE PROGRAM

Designed to help reduce the heavy debt load of Law School graduates, Golden Gate's Public Interest Loan Assistance Program will award grants later this year. Funding for this program comes from the Public Interest Law Foundation annual faculty and student fund drive, alumni contributions, and from interest earned on an endowment over \$200,000 established by student fees and matching Law School contributions.

If you are interested in applying for one of the grants, please call student services at (415) 442-6615 and ask for an application. Anyone who would like to contribute to the fund please contact Susan Worth at (415) 442-7829.

GOLDEN GATE SCHOOL OF LAW VIDEO AVAILABLE

Professor Jon H. Sylvester, who before he entered Harvard Law School, was a television news writer, reporter and producer, spent a portion of the summer of 1995 producing a 20 minute video about the school. It highlights our clinics, our skills training, and our writing program as

well as the diversity of our faculty and student body. The video is sent to prospective students, and is available to prospective employers on request. If you would like to see your alma mater in action in the '90's, call Matt Pachkowski, Assistant Dean for Admissions at 442-6633 or Susan Schechter, Assistant Dean for Career Services at 442-6625 to request a copy.

LAW SCHOOL RANKED ELEVENTH NATIONALLY AMONG BEST FOR WOMEN

The National Jurist, a magazine for law students, conducts several annual student polls ranking student satisfaction and other values in legal education. In the poll reported in the October/November 1995 issue, the magazine ranked the best law schools for women based on ABA Review of Legal Education data on percentages of women faculty and students, and on a National Jurist survey of the percentage of women holding leadership positions in the student bar association and law review. In addition, the poll factored in the question asked by the Princeton Review survey of 18,000 law students at ABA accredited schools nationwide, "Female students are afforded equal treatment by students and faculty." Based on these factors, Golden Gate placed 11th among 168 ABA accredited law schools included in the survey.

In the April issue of the same magazine, another survey placed Golden Gate in the top twenty in the nation in satisfaction with faculty, which included quality of teaching, level of faculty-student relations, diversity of faculty, and whether students' work is intellectually challenging.



First Baxter Fellowship Recipient

"Hathaway found the Fellowship experience 'very helpful', and also learned some new things about herself through the process."

San Francisco Superior Court Judge Lee Baxter's funding led to the first award of the Baxter fellowship this past fall. Judge Baxter, a 1974 Law School graduate, donated the funds so the school will have a Fellow every fall for one semester of work and study related to litigation training.

Kleigh Hathaway, the first Baxter Fellow, spent the fall semester working in the litigation program with Law School Professor Bernard Segal concentrating on three different areas.

She taught in the litigation program, spending a lot of her time "sitting down with the students and helping them with their questions. At many times I was the one who they came to for assistance since I was more like a peer."

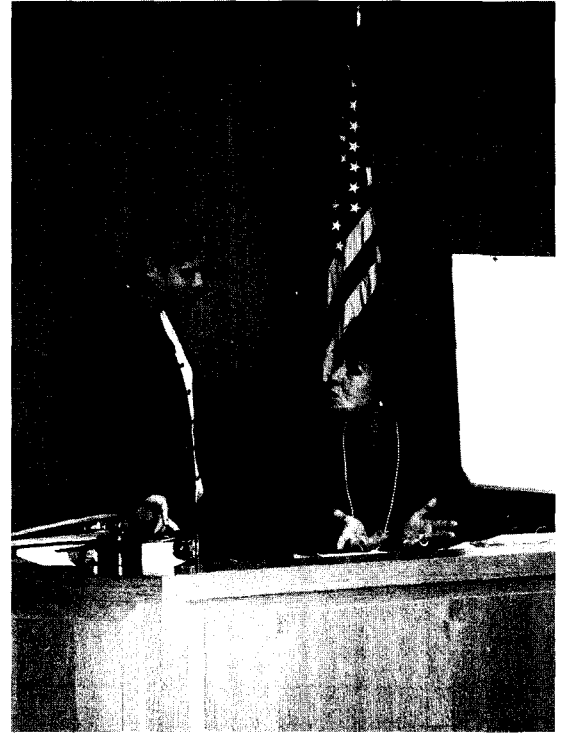
One of her other duties was to examine the litigation curriculum and make suggestions on how to improve it. "Since I am such a recent graduate and participant in the litigation program, I could realize any weaknesses the program may have," Hathaway said.

She developed original materials which focused on in-class exercises that teach students how to object at trials. These involved the use of role-playing in the litigation classes where students would practice their objection skills during all phases of a trial.

"The litigation courses I took did not spend much time on teaching students how to object at trials, and since this is such an important part of any trial work I felt it would be a great addition to the course work," Hathaway pointed out.

The third facet of the Fellowship involved "tutorial" dinners where a leading trial lawyer from the Bay Area joins Hathaway, a few current litigation program students and one of the litigation faculty in a discussion about trial law.

"I found these dinners very rewarding," Hathaway said. "It was great to have these attor-



BAXTER FELLOWSHIP RECIPIENT KLEIGH HATHAWAY WITH JUDGE LEE BAXTER.

neys talk about their experiences since we are all novice litigators and can learn a great deal from those who actually do the work."

Hathaway found the Fellowship experience "very helpful", and also learned some new things about herself through the process. "I never thought of myself as a teacher," Hathaway pointed out. "It was very enjoyable, however, to teach and meet so many people that I have a great deal of admiration and respect for and who I enjoy being with."

In the end the Fellowship's success can best be measured by Hathaway's decision to stay on the litigation path. She intends to pursue a career in the Public Defender's office. The next fellowship recipient will be selected from among recent Law School graduates later this year.

Faculty Notes

Visiting Professor Elaine Andersson



taught two courses at the University of Paris X Nanterre: UCC Article 2 in December, 1995, and American Disability Law in 1994. She is the Vice Chair-North of the

Committee on Legal Professionals with Disabilities of the State Bar of California; she drafted the Committee's comments on proposed California Rule of Court 984.2; at the State Bar Annual Meeting, she spoke on the topic, "The Code of Professional Responsibility and Disability Discrimination," as part of the workshop, *The Bench and Bar on Valuing Diversity*. At the California Judicial Council Hearings on Fairness and Access to the Courts, she testified on the role culture plays in perpetuating discrimination on the basis of disability in the law and in the courts.

Professor J. Lani Bader is a co-editor and author of McGraw Hill's *California ADR Practice Guide*. During 1995, he published the following: "Disclosure" and "The Federal Arbitration Act" in *California ADR Practice Guide*; "The Federal Arbitration Act and Banking" in *ADR for Financial Institutions*; "Arbitrator Disclosure: Probing the Issues," *AAA Lawyer's Letter*; and "Arbitrator Disclosure" *Journal of International Arbitration*, September, 1995.



Professor Roger Bernhardt



Professor Roger Bernhardt published the following: *Bernhardt's 1995 California Real Estate Codes*, *The 1995 Deskbook of Federal Real Estate Laws*, and the third edition of *California Real Estate*

Finance. He has been named Chair of the Curriculum Subcommittee of the Committee on Legal Education of the ABA's Real Property, Probate and Trust Section. He has spoken on Mortgage Law to the San Francisco Bar Association, the Santa Clara Bar Association, and the Los Angeles Bar Association.

Visiting Professor Maria Blanco received the 1995 San Francisco La Raza Lawyers Association Unity Award for dedicated service to the Latino community. She was interviewed several times by CNN Spanish language radio about the OJ Simpson trial. The CNN Spanish Language Service feeds news to all the major Spanish language radio stations around the country. She also presented a paper entitled "The Feminization of Migration from Latin America to the United States" to a conference on Borders and Cultures at McGill University in Montreal.



Professor Emeritus Allan Brotsky was accepted for membership in and status as senior barrister in the American Inn of Court, Lawyers' Club of San Francisco.



Professor Robert K. Calhoun Jr.



published "Waiver of the Right to Appeal," *Hastings Constitutional Law Quarterly*, vol. 23, January 1996.

Professor Markita D. Cooper



was named as a Kellogg National Fellow in 1994, and is pursuing the three-year program in addition to her teaching and research. She has travelled to South Africa, Zimbabwe, Brazil, and

Colorado as part of the program. She will share some of her experiences with Class Action in a forthcoming issue.

Professor Rod Fong



was appointed to a one year term on the Academic Assistance Subcommittee of the Law School Admissions Council. He gave a presentation on "Contextualized Learning" at the

Association of American Law Schools Annual Meeting during the Teaching Methods section panel on "The Culturally Diverse Classroom: Learning New Techniques from Academic Support Programs." Also, he conducted a workshop on "Experiencing to Enhance Learning" as part of the session on Teaching and Learning in a Diverse Environment at the Society of American Law Teachers Conference.

Professor Thomas Goetzl wrote a Guest



Editorial in the *San Francisco Chronicle*. "GOP Shouldn't Just Single Out Welfare." For the fourth year in a row he presented a three-hour workshop at the California College of Art and Crafts on "Rights and Liabilities of the Artist Under the Law." Also he continues his service as an arbitrator for the American Arbitration Association and as a Judge Pro Tempore for the Berkeley-Albany Municipal Court, Small Claims Division & Oakland-Piedmont-Emeryville Municipal Court, Small Claims Division.

Professor Joan Howarth published



"Deciding to Kill: Revealing the Gender in the Task Handed to Capital Jurors," in the *Wisconsin Law Review*. An article, "First and Last Chance: Looking for Lesbians in Fifties

Gay Bar Cases," based on her paper presented at the USC Symposium on Lesbians in Law is soon to be published in the *Southern California Journal of Law & Women's Studies*. She spoke on "Class Politics in Lesbian Communities" at a conference co-sponsored by Georgetown and American Universities, *The Politics of Class and the Construction of Identity*; she was a presenter at two Society of American Law Teachers (SALT) Conferences, and was on the faculty for the American Association of Law Schools (AALS) conference "New Ideas for Experienced Teachers." She has been named to the AALS Resource Committee, a group of ten law professors who will teach faculty of U.S. law schools to facilitate faculty retreats.

Professor Janice Kosel was elected to the governing board of the Kensington Fire Protection District in November 1994. She negotiated a contract with the City of El Cerrito for the provision of fire services. She also taught a two-week long UCC class at the University of Paris-Nanterre.



Professor Les Minkus was a panelist on the Education Institute Section of the State Bar of California Conflicts Problems of Related Taxpayers and he was a participant in the First Annual Statewide Ethics Symposium.



Professor Myron Moskovitz wrote the 1995 Supplements to the *California Eviction Defense Manual, 2nd Ed., California Residential Landlord-Tenant Practice, and Robinson's Criminal Defenses*. He spoke to the Berkeley-Albany Bar Association on "The OJ Inquisition: What if OJ were Tried in Europe?," and on Landlord-Tenant Law on KALW (SF) radio. He was a panelist in Boalt Hall's Fourth Annual Housing Injustice Symposium, "Housing Litigation Trends; Overcoming Legal Barriers - Past, Present, and Future." His article, "The O.J. Inquisition: A United States Encounter with Continental Criminal Justice," appeared in the *Vanderbilt Journal of Transnational Law*.



Professor Maria Ontiveros received a \$7,000 grant from the Fund for Labor Relations Studies to support her ongoing research into the cultural aspects of collective action, with an emphasis on organizing immigrant workers. She spoke on the cultural and gender issues involved in the organizing of immigrant workers during the Labor and Employment Law Section program at the 1995 annual AALS conference in New Orleans. She also spoke on two panels, "Immigrants, Foreigners and Aliens," and "Diversity, Solidarity and the Labor Movement," at the conference *The Politics of Class and the Construction of Identity* held at Georgetown and American University Law Schools in Washington D.C. Additionally, she has been appointed to the National Advisory Committee for the U.S. National Administrative Office created by the labor side-agreement to NAFTA.



ADJUNCT FACULTY NOTES

Rebecca Conradi is Chair of the Trust Committee of the Estate Planning, Trust and Probate Law Section of the Alameda County Bar. She is active with the AIDS Legal Referral Panel of the Bar Association of San Francisco. She has published numerous informational articles on estate planning in the Hills newspapers of the East Bay.

Joel E. Marsh is Chair of the International Law Committee of the Alameda County Bar Association.

Barton S. Selden published an article entitled "Lex Mercatoria in European and U.S. Trade Practice: Time to Take a Closer Look" in *Golden Gate's Annual Survey of International and Comparative Law* vol. 2, iii.

Professor David B. Oppenheimer



published two law review articles in 1995: "Exacerbating the Exasperating: Title VII Liability of Employers for Sexual Harassment Committed by their Supervisors," in the

Cornell Law Review, and "Kennedy, King, Shuttlesworth and Walker: The Events Leading to the Introduction of the Civil Rights Act of 1964," in the *USF Law Review*. His magazine article, "Affirmative Action - Fiction and Facts," appeared in *Common Ground: A Forum for Civil Liberties*. He has participated in a number of national debates on affirmative action, including appearances at the annual convention of the National Conference of State Legislators in Atlanta, the Biennial convention of the ACLU in New York, and the annual conference of the National Association of Minority Engineers. He has testified before the California Fair Employment and Housing Commission and spoken on the subject at the annual benefactors dinner of the ACLU of Northern California. He presented a paper on affirmative action at a symposium at Hastings College of the Law; his article, "Understanding Affirmative Action" will appear this spring in the *Hastings Constitutional Law Quarterly*.

Professor Oppenheimer recently appeared with UCLA Law Professor Eugene Volokh at a Boalt Hall debate on "Workplace Harassment and the First Amendment;" his article, "Workplace Harassment and the First Amendment: A Reply to Professor Volokh" will appear this summer in the *Berkeley Journal of Labor and Employment Law*.

During 1995, Professor Oppenheimer was appointed to the Lawyers' Committee for Civil Rights of the San Francisco Bay Area, the Executive Committee of the ACLU of Northern California, the Equal Justice Committee of the Bar Association of San Francisco, and the Board of Directors for the Northwest Region of the American Jewish Congress. He was recently named to the Advisory Committee for the U.C. Davis Public Policy Conference.

Dean Anthony J. Pagano was elected to the State Bar of California Law School Council which represents the interests of law schools in California before the Committee of Bar Examiners. He was also named to the



Host Committee for the 1997 Annual Meeting of the American Bar Association to be held in San Francisco.

Professor Alan Ramo made a presentation at the State Bar Committee on the Environment conference on "Private Enforcement of Environmental Law." He also moderated a panel on citizen suits



and served on the planning committee for the ABA- SONREEL - Environmental Protection Agency Region 9 Conference on Environmental Law.

Professor Cliff Rechtschaffen wrote the chapter "Enforcement of Hazardous Waste Management Requirements" in *California Environmental Law and Land Use Practice* (Summer 1995). He



moderated a panel on "Private Enforcement of Environmental Law" presented by the State Bar Committee on the Environment and was a Rapporteur at the Fifth and Sixth Annual Fulbright Symposium on International Legal Problems. He was appointed to the Advisory Committee of the group Lead Safe California and to the statewide committee drafting a comprehensive lead ordinance in California.

Professor Susan Rutberg had two articles published in the February 1995 issue of the *Indiana Defender*, a publication of the Indiana Public Defender Council; "Syndrome Evidence" (reprinted from



California Public Defender Association Defender magazine (Dec 1993) and "Tips on Preparing Your Case". She also had an op-ed piece on race relations published in the *San Francisco Examiner*. She spoke on "The Law and the Art of Impeachment" at the California Public Defenders Association seminar in March, 1996.

Professor Marci Seville gave panel presentations at the *Berkeley Women's Law Journal* 10th Anniversary Symposium and at Legal Smarts, a conference for women business owners sponsored by WOLF (Women's



Owned Law Firms), a subcommittee of BASE, WISE (Women's Initiative for Self-Employment) and the San Francisco Chamber of Commerce. She also wrote the chapter on "The Family & Medical Leave Act of 1993" in *Employment Discrimination: Law & Litigation* 1994 edition.

Professor Marc Stickgold continues to serve on the Academic Committee of the Public Interest Law Program and together with Dean of Career Services Sue Schechter, has developed a new Government Counsel Clinic. This semester 15 GGU Law School students were placed at seven different city, state, and federal agencies, including the San Francisco City Attorney's Office, the State Departments of Insurance and Industrial Relations, The California P.U.C., the N.L.R.B., and the U.S. Attorney's Office. Also, the University of California World Wide Programs has chosen Professor Stickgold to co-teach a course on constitutional law for use in a wide number of Chinese Universities and other learning centers via videotape.



Professor Sompong Sucharitkul wrote "The Treaty Law and Practice of Thailand", *Studies in Transnational Legal Policy, No.27 American Society of International Law*, 1995 and "Le statut juridique des détroits de Malacca et de Singapour", *Revue Espaces et Ressources Maritimes*, No. 8, 1995. He served as co-rapporteur for the ABA working group on the Specialized Agencies of the UN: FAO.



Professor Jon H. Sylvester joined the Golden Gate Law faculty with tenure after teaching here as a visiting professor from Loyola Law School (Los Angeles) during the 1994-95 academic year. He will teach in and direct the law school's new summer program in Malta this summer, and assume the position of Associate Dean for Academic Affairs in July. Professor Sylvester continues to serve as Chair of the National Bar Association's Committee on Africa, and to coordinate the law school's involvement in the American Bar Association's African Law Initiative.



Professor John P. Wilson published "The Resolution of Legal Impediments to the Manufacture and Administration of an AIDS Vaccine, 34 Santa Clara Law Review 495 (1994).



Class Notes

Please send us your news for "Class Notes." Mail or fax the form on the inside back cover.

CLASS OF 1951

Leo Helzel published a new book entitled "A Goal Is A Dream With A Deadline". It focuses on entrepreneurship and, according to the book's publicists, includes 401 "pithy lessons and inspirational encouragements to help others succeed in entrepreneurial ventures."

CLASS OF 1963

Malcolm Ebright wrote a book entitled "Land Grants & Lawsuits in Northern New Mexico" which was recently published by University of New Mexico Press.

CLASS OF 1969

Thomas M. Powers, after 16 years in county government, including many as a Contra Costa County Supervisor, joined the San Francisco law firm of Jaffe, Trutanich, Scatena & Blum. Known for its work in resolving environmental conflicts, the firm represents both government agencies and private clients in state and federal Superfund matters as well as administrative, civil and criminal issues involving hazardous waste, pollution, and pesticide use.

CLASS OF 1970

Marjorie G. Mandanis has relocated to the Bay Area Bank Building in Redwood City. She specializes in personal injury and slip and fall cases.

CLASS OF 1974

John Robin Orme, a specialist in Failure to Disclose cases of the law firm, Orme & Grabstein, participated in a Real Estate Arbitration panel presented by the Real Estate Sales and Brokerage Subsection of the Real Property Section of the Bar Association of San Francisco.

CLASS OF 1976

Barbara Zuniga is serving as a Contra Costa County Superior Court Judge in Martinez.

CLASS OF 1977

Marlene Gay Weinstein has recently opened her own bankruptcy law practice in Walnut Creek. She continues to represent debtors, creditors, and bankruptcy trustees in Chapter 7, 11, and 13 cases.

IN MEMORIAM

ROBERT STEVENSON, '46

RICHARD P. GROFF, '66

STANLEY NAPARST, '83

CLASS OF 1978

Julie Simon became the new Policy Director for the Electric Generation Association, a trade association in Washington D.C.

CLASS OF 1979

Karen Hawkins (Law 1979, Tax 1981) was named the Chair of the State Bar of California Taxation Section Executive Committee, the first woman to hold that position in 20 years. She has also recently been named Chair of the ABA Taxation Section Committee on IRS Regional Liaison meetings.

Ruth E. Ratzlaff, a sole practitioner in Fresno, CA, was presented the "Outstanding Chapter Member of the Year" award by the Northern California Chapter of the National Academy of Elder Law Attorneys (NAELA) at the Academy's Symposium on Elder Law held May 3-7, 1995.

Gregory W. Sacra has closed his law practice after 13 years and entered Endeavor Academy in Wisconsin.

Ronald K. Stitch was certified as a Specialist in Family Law by State Bar of California Board of Legal Specialization in December 1994. His practice specializes in Family Law and Civil Litigation, and is located in Westlake Village, CA.

CLASS OF 1980

Carol Boes was named to the San Mateo County Women's Hall of Fame

Barbara S. Bryant, principal in the Law Offices of Barbara S. Bryant in Oakland and lecturer at Boalt Hall School of Law, was selected to the Alameda County Bar Association Board of Directors. She practices and teaches in the area of employment and sexual harassment law representing employees.

Nancy Erickson, Dean of Lincoln Law School, received a special commendation from the California State Assembly for her illustrious record of accomplishments during her career in the field of education.

CLASS OF 1981

Karl Joseph Brandes was named Executive Partner of Holland & Knight's Tampa, Florida office. His commercial practice includes: petroleum marketing litigation; other trade litigation; construction litigation; personal injury litigation, including insurance and self-insured defense; condominium litigation; landlord and tenant disputes; family law; and labor law, including EEOC work. In his community he serves on the Board of Directors for the Boys and Girls Club of Tampa as well as the Board of Counselors for the University of Tampa. He also provides pro bono legal service through Tampa's Bay Area Legal Services.

Carol Kingsley was promoted to shareholder status in the San Francisco firm of Bancroft & McAlister, where she previously served as of counsel. She came to the firm in 1993 after an eight-year stint at Henrickson, Higby & Cole, where she was a principal.

CLASS OF 1983

Randy Barrow opened his own law office in downtown Sacramento. Barrow equally divided the last nine years between the law firms of Weintraub, Genshlea, Hardy, Erich & Brown and more recently, Burger & Plavan. He continues to practice civil litigation and general business law with an emphasis on contract disputes, commercial litigation, collections, and fiduciary liability.

Susan M. Gibbons has had her own law office in downtown San Francisco since 1993. She has a general practice emphasizing estate planning, probate and trust administration. She also handles cases involving immigration, sexual harassment, and landlord-tenant issues. She was previously a contract attorney (including two years at Pillsbury, Madison & Sutro) in the securities litigation area, and a business litigation associate with the Law Offices of Michael Brooks Carroll in San Francisco.

CLASS OF 1984

Matthew P. Guasco is now associated with the Ventura firm of Engle and Bride in the practice of general civil litigation, defense of products liability, automobile liability and medical malpractice cases. Additionally, he handles insurance bad faith cases and is an occasional mediator. He lives in Ventura with his wife, Susan, and his two daughters, Emily Sarah (5) and Anna Kathleen, (2).

Joel Selik, of Selik & Associates, Solana Beach, CA, has been published for a nursing home malpractice settlement and a sexual abuse jury verdict.

CLASS OF 1985

Diana Brown was appointed a Judge on the Contra Costa Municipal Court by California Governor Pete Wilson.

Allan H. Rappaport's company, NES Healthcare Services Inc., was awarded a contract to provide family-practice doctors to as many as 38 U.S. Army medical facilities. Under the new contract, NES will provide contracted family doctors for clinic appointments and on-call services. The contract's worth is estimated at about \$8 million.

CLASS OF 1986

Marjorie J. Heinrich became a principal at Kincaid, Gianunzio, Caudle, & Hubert, which specializes in all aspects of insurance defense. She works in their Walnut Creek office.

Jaima Marie Jackson accepted a position as Chief Counsel to the New Mexico Veterans' Service Commission after a seven year stint as an Assistant Attorney General under both Republican and Democratic State Attorneys General. The Commission administers a \$15 million dollar trust fund on behalf of veteran wards.

CLASS OF 1987

Julie Driscoll Farrah was named a partner with the law firm Ericksen, Arbuthnot, Kilduff, Day & Lindstrom Inc., in the San Francisco office.

CLASS OF 1989

Larry F. Estrada is now in solo practice in San Jose, continuing to represent peace officers. He recently toured Mexico as a member of Los Lupenos, a Mexican folkdance company.

CLASS OF 1990

Terrie Brodie was named an Administrative Law Judge at the Equal Employment Opportunity Commission.

John G. Karris became the Staff Attorney for Santa Clara County Municipal Court in September 1994.

CLASS OF 1991

Gayle H. Allen joined the litigation department of Bernstein, Shur, Sawyer & Nelson in Portland, Maine. She will practice in the area of commercial and bankruptcy litigation.

Liong Lie Gan is an associate with the law firm of Higgs, Fletcher and Mack in San Diego.

CLASS OF 1992

Corinne Burt - joined the law firm of Bancroft & McAlister in San Francisco as a business litigator.

Ghada N. Saliba an associate with the San Francisco law firm of Jonas & Matthews, was appointed to the San Francisco Human Rights Commission. Her practice consists primarily of estate planning, probate and trust administration, and real estate matters.

Frederick Keith Taylor, a bankruptcy attorney with the San Diego City Attorney's office, wed Dorothy Jean Daniels, an attorney with the San Diego Defender's Office.

Need a Lawyer in another jurisdiction to help out on a case? Why not contact a fellow GGU graduate. Call Susan Worth at the Law School (415-442-7829) for information.

CLASS OF 1993

Ann Blessing, formerly a graduate fellow with the Women's Employment Rights Clinic, has joined the firm of Ryu, Dickey & Larkin to work on class action litigation.

Valenti Dolcini has joined the staff of Representative Vic Fazio as his legislative analyst covering health care, foreign affairs, and social issues.

Kirsten Keith is pleased to announce that she started her own practice last year in Palo Alto. She specializes in criminal, immigration, and family law and speaks Spanish fluently.

CLASS OF 1994

Gregory Dillon, while studying for the bar examination, was informed that the asylum case he had briefed for the U.S. Court of Appeals for the Ninth Circuit had been accepted for argument. Oral argument was presented on August 19, 1994 and on September 11, 1995, the Court of Appeals released an unpublished decision reversing the previous decisions of the Immigration Judge and the Board of Immigration Appeals, effectively granting the client asylum in the United States. (More on this case will appear in the next issue of *Class Action*. ed.)

John J. Mifsud has joined the San Francisco firm of Lynch Loofbourrow Gilardi & Grummer as an associate.

Andy Olshin, formerly a deputy city attorney, has been appointed by San Francisco Mayor Willie Brown as coordinator for the homeless. According to Brown, Olshin "dogged me all during the course of the campaign on issues of homelessness." Olshin was responsible for getting 10,000 meals for the homeless donated by local restaurants and businesses for Brown's Inauguration Day festivities.

Allison West has joined the San Francisco firm of McGlynn, McLorg & Ritchie, practicing in the area of medical malpractice and wrongful termination defense.

CLASS OF 1995

Cheresh Finer, who is earning an LL.M. in Taxation at Golden Gate, has joined Coopers and Lybrand as a tax associate.

Maureen McTague has joined the San Francisco firm of Lynch Loofbourrow Gilardi & Grummer as an associate.

Kevin Nolt, active in the Women's Employment Rights Clinic as a student, is acquiring an LL.M. in Labor and Employment Law at Georgetown University.

Heidi Poppe and **Olivia Wein**, active in the Environmental Law and Justice Clinic and the Women's Employment Rights Clinic, respectively, have joined Lead Safe California, a non-profit organization working to develop comprehensive statewide legislation to address the problem of lead based paint hazards.

LAW REVIEW ORDER FORM

The Golden Gate University *Law Review* publishes three issues a year, "Notes and Comments," "Ninth Circuit Survey," and "Women's Law Forum." Additionally, the Law School's Center for Advanced International Legal Studies publishes the *Annual Survey of International and Comparative Law*. Subscriptions are available for the 1996 editions of all of these publications. Prices include shipping and handling costs; sales tax appropriate to the delivery address will be added to the subscription cost at the time of invoice. Issues are usually mailed in the summer or during the fall semester.

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177 J.D. GRADUATES, 42 LL.M. IN TAXATION AND 30 LL.M. IN INTERNATIONAL LEGAL STUDIES



ABOVE Commencement speaker Roberta Cooper Ramo (center), the current and first woman president of the American Bar Association, receives an honorary Doctor of Laws degree before giving her address. **TOP RIGHT** Marjorie Randolph (formerly Holmes), J.D. '77, accepts the Judith G. McKelvey Award for Outstanding Achievement by an Alumna. **RIGHT** June Powells, J.D. '96, reflects on the experience of attending law school and looks toward the future during the class farewell address. **FAR RIGHT** Assistant Dean Susan Schechter, University Trustee Hon. Lee D. Baxter, J.D. '74, and Distinguished Professor Sompong Sucharitkul just before the beginning of the ceremony.

