LEE WEIDMAN’S PAGE OF HISTORY

Duquesne Alumnus Holds Wall Street Accountable
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ON THE COVER:
Lee Weidman, L’70, in his office in Los Angeles.

Photo courtesy J. Emilio Flores for The New York Times.
As you will see in the pages of this magazine, this has been another year of steady success for Duquesne School of Law. Our U.S. News & World Report rankings climbed again, this time by 23 spots; The National Law Journal cited us as having one of the most significant increases in the country. Our Legal Research & Writing program was ranked as 12th best in the nation, continuing our dominance in this key area.

Our ABA reaccreditation visit took place in March—an important event that occurs every seven years. Members of the Site Team—composed of prominent legal academicians, administrators and lawyers—repeatedly expressed their praise for our dramatic advances. They noted, in particular, that they were impressed with our students and alumni, who are so actively engaged in every aspect of the Law School’s life. One Site Team member told me that there was a “buzz” of energy and excitement at the Law School that was truly enviable. Professor Frank Liu and Associate Dean Jane Moriarty, who served as co-chairs of the Law School Committee on ABA reaccreditation, deserve enormous credit for the successful visit. Also, my thanks to President Charles Dougherty, Provost Tim Austin and the University Board of Trustees, led by our alumna Marie Milie Jones, who demonstrated unwavering support for the Law School during the ABA Site Team visit. Finally, my thanks to our entire faculty and staff who worked so hard to allow us to shine during this important process.

We are not resting on our laurels, though; there is much more to do. This summer and fall, we will roll out several high-end, pilot online courses, in order to ensure that the School of Law and our students keep abreast of changes in technology that are transforming legal education as they change the legal profession itself. I foresee the day, soon, when evening students will be able to spend one day a week at home or work actively engaged in synchronous online course work, giving them more flexibility in juggling work and family obligations, while allowing them to learn even more effectively.

On another important front, I’ve worked with our director of bar services, Professor Richard Gaffney, and our dedicated Law Alumni Association, to roll out a new Intensive Bar Preparation program that is already underway. We have created impressive new “Kickstart” reviews in core subjects taught by our own faculty; we have hired “Bar Tutors” who will work one-on-one with students as they study for the bar exam; and we are paying for a simulated exam for students in the Bar Tutors program, to assess their strengths and weaknesses in the weeks prior to the bar exam. All of this is expensive. My thanks to the Law Alumni Association for making a substantial financial commitment toward this groundbreaking program. I am now looking for alumni who are willing to donate $5,000 to “Adopt a Law Student”—including Evening Division students who often face challenges in studying for the bar exam while working—to help us maximize all students’ chances of success. This program, I believe, can make a major difference in our students’ lives and careers. I urge you to join me in helping to make it happen.

Dean Ken Gormley with recipients of the Excellence in Legal Writing Endowed Awards at Pittsburgh fall reception.
On a different note, I’d like to say a few goodbyes, which are bittersweet. Our best wishes go out to Professor Mike Streib, who built our enormously successful Trial Advocacy program. Mike officially retired this semester, but we plan to twist his arm and keep him involved in our program as long as we can! Our congratulations to Professor Amelia Joiner, director of the Trial Advocacy program, as she leaves for sunny Florida to serve as professor of legal skills and trial advocacy at Stetson Law School, the No. 1 trial advocacy program in the United States. We are proud of Amelia and all that she has accomplished for Duquesne School of Law and our students. We are doubly proud that a Duquesne alumna will be helping to run the top program in the country! Our alumnus Pete Giglione, L’00, who has served as an adjunct professor and has been actively involved in our Trial Advocacy program for over a decade, will become the new coordinator of this program, assisted by faculty advisers Professor Wesley Oliver and Professor Stephen Baicker-McKee. My thanks to all of them: I know that our great tradition as a trial advocacy powerhouse is in good hands.

After five years of tireless service in the deans’ office, Associate Dean Nancy Perkins is shifting more of her time to teaching and scholarship. She will continue to serve as associate dean of academic affairs; while she is on sabbatical in the fall, Professor Bruce Ledewitz will hold this position. In the meantime, I’ve appointed Professor Richard Gaffney to serve as acting associate dean for administration; he will occupy the office across from me on the fourth floor and will coordinate much of the day-to-day administrative work. My thanks to Nancy, Bruce and Richard for their dedicated service to the Law School. It is because of the willingness of them, and other faculty colleagues, to go above and beyond their ordinary duties that the Law School has thrived in recent years.

Finally, I am honored to announce that—following a process that included input from students, faculty and alumni—President Charles Dougherty has appointed me to a second term as dean of the School of Law. My thanks to Professor Martha Jordan, who chaired the reappointment committee, and to all of my faculty colleagues, students and alumni friends who said nice things on my behalf. There is no greater privilege, in my view, than to serve as dean of this special Law School. I will do my best to earn the trust that you have reposed in me, in carrying out this important duty of serving God—as well as our society and the legal profession—by serving our students.

Ken Gormley
Dean and Professor of Law
Leon “Lee” Weidman has left his mark on the United States, both geographically and as a trailblazing attorney. Weidman was born in Chicago and moved to Los Angeles as a child. He graduated from Los Angeles High School (which the baby-boomer generation remembers as the location of the television series *Room 222*.) He received an undergraduate degree in physics from UCLA, and subsequently found himself fielding three enticing job offers: one from NASA to work with the missile program at Cape Kennedy; one to work for the United States Navy missile program in China Lake, Calif.; and one from Westinghouse in Pittsburgh. He chose Westinghouse, leaving the perpetually sunny climate of Southern California in 1966 in favor of the more distinctive seasons of Southwestern Pennsylvania.

After almost four decades of an accomplished but quiet legal career, Leon Weidman, L’70, stepped into the national spotlight in 2009 by spearheading the use of the Financial Institutions Reform, Recovery and Enforcement Act of 1989 in the U.S. government’s campaign against Wall Street. His success not only caught the attention of federal prosecutors across the country but also the attention of the international media as well, including a highly praised profile in the Oct. 30, 2013 edition of *The New York Times*. His brilliant use of groundbreaking strategies in such a monumental forum is a proud moment for the legal profession—and for The School of Law.
Westinghouse represented a myriad of opportunities for the ambitious Weidman. After completing the placement programs, he found himself involved in project management. His first assignment was with the legal department of the Commercial Nuclear Division. In this capacity he became aware of the Duquesne School of Law night program and his career took a dramatic new turn. In quick fashion he passed the entry exams and was accepted at the Law School, beginning the Night Program in the autumn of 1966. While the career move may have seemed sudden, Weidman was well aware of a vital connection between the two fields, surmising that “my undergraduate degree is in physics, which I think is an excellent basis for law because it teaches analytical skills, skills which I used, and continue to use, to analyze facts and evidence within the framework of the law.” While continuing to work full time, he completed the four-year program and graduated from the School of Law in 1970.

As a member of the United States Department of Justice Honors Program, Weidman accepted a position in the Philadelphia office of the Anti-Trust Division. His time in the City of Brotherly Love would serve as an apprenticeship for the career to come. He worked on price fixing cases and other anti-trust cases, gaining valuable experience while establishing his credentials as an efficient taskmaster with a sharp eye for detail. After three years he returned to California to work as an attorney in the Los Angeles field office. In 1979, he was named acting chief of the field office, though his tenure would be short. The Department of Justice downsized the anti-trust divisions and closed the Los Angeles office in the process. Since he was firmly established as an accomplished attorney and leader, the closing did not deter Weidman’s burgeoning legal career. He stayed in L.A. and accepted a position in the criminal division of the U.S. Attorney’s office.

Weidman spent the 1980s prosecuting major white-collar and consumer fraud cases. Among the highlights was the prosecution of teamster officials who were embezzling money that had been collected to go toward the health insurance benefits of union members. The head of the teamsters local and the insurance executives behind the scheme were convicted. Another major case centered on an individual who was in conspiracy with a leasing agency to create phony leases on concert equipment and then selling those leases. The conspirator and the head of the leasing company were convicted. There were several multi-million dollar fraud convictions, such as boiler room cases in which precious metals—gold, silver and platinum—were sold by individuals who, instead of investing the money in futures, actually sold the customers short. Through it all Weidman was learning not just how to convict the criminals, but how to use the law to its fullest potential in order to restrict the extent of criminal activity.

After a decade of prosecuting white-collar fraud, in 1990, Weidman became chief of the civil division of the U.S. Attorney’s Office in Los Angeles, a position he maintains today. The civil division is primarily concerned with defending the federal government in lawsuits. This involves an eclectic mix of cases ranging from postal truck accidents to defending federal law enforcement officers charged with constitutional violations and wrongful death.

Another primary focus for the civil division has been the defense of medical malpractice suits brought against Veterans Affairs hospitals and other federally funded health care organizations. In this capacity, certain insights began to emerge from the civil division in Los Angeles, which proved to be useful tools in protecting the government from fraudulent actions and in prosecuting the perpetrators of those actions. According to Weidman, “We developed a section that specializes in cases involving fraud upon the government. We’ve collected billions of dollars involving health care fraud with hospital chains, doctors, Medicare. And we collected a very large amount of money in a fraud case involving defense contractors in Southern California.”

When the Small Business Office of the Inspector General approached Weidman about a fraud case involving small loan applications, his diligence with research and eye for minute details paid off. “In looking for a statute I could use, I came across the Financial Institutions Reform, Recovery and Enforcement Act of 1989 (FIRREA).” Realizing the potential of FIRREA, the civil division under Weidman’s direction developed a section devoted to bringing cases to trial during the aftermath of the savings and loan crisis. Their success did not go unnoticed.

There are 93 U.S. Attorneys’ offices in the country, with the Justice Department’s Executive Office for United States Attorneys providing oversight, supervision and administrative support. In the mid-1990s, a committee was formed to determine how U.S. Attorneys could better participate in responding to false claim cases. Weidman was able to bring his insight and experience to the table. A few years later he was asked to join a new group of civil chiefs from around the country. The group met quarterly, working with client agencies and Department of Justice components. He was involved from the beginning, setting guidelines and implementing procedures. When the Obama administration came in, Weidman’s input was actively sought by the Department of Justice transition team. “As part of that working group, I was asked to do a presentation on FIRREA.”
I had previously been asked by the Justice Department to do training on FIRREA for the FBI and other agencies, so I was very familiar with the role—I knew what a powerful tool it was and how it could be used to respond to the latest financial crisis. It was something that I’d been working on for years."

Tony West had recently been appointed and confirmed as the assistant attorney general of the civil division of the Department of Justice (he is now the associate attorney general). He subsequently undertook an official tour of U.S. Attorneys’ offices, and that tour brought him to Los Angeles. As Weidman recalls, “I met with him and his deputy to discuss general civil matters, and as part of the discussion we talked about FIRREA. And then, after that, I received a call from his special counsel asking me to work on some special projects involving FIRREA.”

Although FIRREA requires a criminal violation in order for the law’s penalties to be brought into effect, it is a civil statute and therefore requires a lower burden of proof than criminal charges. In late 2009, the Justice Department, in conjunction with Weidman’s Los Angeles office, initiated an action against Standard & Poor’s based on FIRREA, bringing a $5 billion civil action against the credit-rating agency for knowingly issuing misleading ratings on mortgage-backed securities. The success of this case brought greater attention to FIRREA as a viable tool, and subsequent civil fraud actions were successfully brought against Wells Fargo, BNY Mellon and Bank of America, among others. In November 2013, JPMorgan agreed to a $13 billion settlement in answer to charges that the bank overstated the quality of mortgages it was selling to investors in the run-up to the financial crisis, a figure that represents the largest amount paid to the U.S. government by a single company.

Weidman remains pragmatic and optimistic as he surveys the present and looks to the future. “We have a tool and it’s a powerful tool. The question to ask is, ‘Are they in violation of any criminal laws?’ If so, then we can bring a FIRREA civil penalty case. I believe that bringing FIRREA civil penalties against corporations will be a long-range deterrent. Hopefully the board of directors and the shareholders of these corporations will alert to this and hold their officers accountable.”

The limelight has been focused on his office in such a manner that some might see it as being exclusively a Wall Street task force, but he is quick to clarify. “When this most recent financial crisis happened, we started bringing more and more of those type cases—but it’s just part of our overall division. The majority of lawyers that I supervise handle defensive cases. We also do other things—civil rights work, environmental cases, cases to recover the costs of fighting forest fires and other affirmative work. FIRREA is just one of the tools we use.”

Worth noting is that fellow alumni Michael Fasanello, L’10, and Hasan Mansori, L’07, have assisted Weidman along the way, providing a distinctive Duquesne flavor to the proceedings.

Away from the office, Weidman spends time with his wife, Diane, and their 95-pound labradoodle, Duncan. Diane is an artist and a dedicated art teacher, and her influence clearly has an impact on her husband’s career. “One of the many things that I’ve learned from my wife is that artists are very perceptive and learn to notice details that might otherwise go unnoticed. Perception is the key. That’s also important in the law, to be able to focus on those details of which you and others are not normally cognizant.”

And even as he directs jousting between the federal government and some of the world’s most powerful corporations, Weidman carries his time at Duquesne close to his heart. “I had an anti-trust professor at Duquesne who had been a Department of Justice lawyer. I enjoyed the class and recognized that it was the kind of thing I wanted to do. That professor inspired me to apply to the honors program at the Department of Justice. The rest, as they say, is history.” And a vital chapter of U.S. history now bears the imprint of Leon “Lee” Weidman, L’70.

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A Passion for Giving:
New Scholarships and Awards

Phil Rice, Contributing Writer

The School of Law maintains a strong commitment to making an education in law affordable and accessible for dedicated students demonstrating a strong passion for the study of law. All admitted students are automatically considered for merit-based scholarships, and tuition awards are made to the most qualified applicants based on their records of achievement, aptitude for the study of law and general background. This dedication has not gone unnoticed. *National Jurist* magazine, in its rankings to “identify and recognize law schools that help students pass the bar exam and land jobs without burdening them with huge debt,” placed the School of Law as the fourth Best Value Among Private Law Schools in the 2013 rankings.

Several scholarships for current students are made possible by the generous contributions of benefactors. A portion of incoming student scholarships may also be funded from the proceeds of one of several funds. The School of Law dedicates a significant amount of scholarship support for incoming law students, and that funding continues to increase. In fact, 70 percent of the current first-year class received scholarship support. In addition, scholarships are awarded each academic year to current students solely on the basis of exceptional academic achievement. Among the most recently established scholarships and awards for students at the School of Law are the Mary Grealy Endowed Scholarship, the Reginald P. Robosson Law Scholarship for a Woman’s First Year Academic Achievement, the Judith A. Kasdan Memorial Scholarship, the Zeno (Law 1926) and Thomas (Law 1964) Fritz Endowed Scholarship, the Aaron J. DeLuca Advocacy Award and the Raymond F. Sekula Award.

Mary Grealy Endowed Scholarship

Mary Grealy, L’78, is an attorney who understands how to keep gratitude and compassion at the forefront of her own successful career. “When I think of my own law school experience, two things inevitably come to mind: one, what a difficult struggle it was for me financially; and two, how it opened doors that changed the direction of my life in a way I’d never dreamed. My hope is to help someone along a similar journey, giving them a chance to broaden their own horizons and make a difference.” With this vision in mind, she established the Mary Grealy Endowed Scholarship to be awarded annually to an academically talented second- or third-year student. A minimum GPA of 3.30 is required, and the fund will be administered by the director of financial aid in consultation with the dean of the School of Law. Such a demonstration of giving back is a laudable example of strengthening the foundation for the success of future law students.

The Reginald P. Robosson Law Scholarship for a Woman’s First Year Academic Achievement

Gwendolyn Robosson, L’81, is another alumna with a guiding sense of gratitude and a prevailing willingness to be of continuous service to others. “My education at Duquesne—which was excellent—provided me with the skills and ability to advance in my career. I want to acknowledge my gratitude to the University, and also to acknowledge my father for his lifelong commitment to equal rights—especially his dedication
to furthering the careers of women.” Among his more notable efforts, Robosson (1927-2007) voted for the acceptance of women into Pittsburgh’s famous Duquesne Club in 1980, a moment that may seem insignificant in context with 21st century attitudes but one that was the source of considerable controversy at the time.

The Reginald P. Robosson Law Scholarship for a Woman’s First Year Academic Achievement will be given to a full-time day student who has completed her first year in the top 20 percent of her class. For Reginald Robosson, removing any barriers based on gender was simply the right thing to do, and he lived a life that reflected that strength of character. The scholarship bearing his name is a marvelous memorial that perpetuates his relentless efforts toward opening doors for others.

**Judith A. Kasdan Memorial Scholarship**

Early in her career, Judith A. Kasdan (1946-2013) was a public school teacher before staying at home to raise her three daughters. She had a great passion for helping others and entered the Duquesne School of Law at age 53 to gain the tools and knowledge to better serve those in need. Following her graduation from the Law School in 2003, Kasdan became a public defender in Allegheny County. She was a tireless community leader, serving as the president of the National Council of Jewish Women, volunteering her time to improve the children’s waiting room at Allegheny County Court of Common Pleas’ Family Division and helping victims of domestic violence, among other worthy projects.

Her family has established a scholarship in her memory to provide financial support to an incoming Duquesne law student who demonstrates significant financial need in combination with a commitment to public service and social justice. As her daughter, Alexa, explains, “Graduating from law school at age 57 was such an important achievement for my mom. She was able to add her law degree to the tools she used to help others who were in need. My mom was energized by meeting and learning about people, especially those with life experiences that were different from her own. My family set up the scholarship to carry on my mom’s legacy and to ensure that students who want to make the world a better place have the opportunity to do so.” The scholarship is open, but non-traditional students representing ethnic diversity will be given strong consideration.

**The Zeno (Law 1926) and Thomas (Law 1964) Fritz Endowed Scholarship**

The Zeno and Thomas Fritz Endowed Scholarship will be given to a law student based on need, merit and service to law. The scholarship was established by Dr. William Fritz—son of Thomas, L’64, and grandson of Zeno, L’26—and his daughter, Kristine Fritz, L’06. This is an extension of the original Zeno Fritz Scholarship Award, about which his son Thomas once said, “Zeno always fought hardest for the little man who most needed sound legal representation. He was always proud of Duquesne School of Law and its students. As such, when he died, his friends and family thought that an appropriate tribute to this man
would be to provide on into the future for those from Duquesne who would someday continue down the road he traveled." Now Thomas is part of the enduring legacy.

William Fritz is proud to carry on the tradition. "My father and my grandfather felt it was an honor to practice law, a special calling. And they loved Duquesne University. The Zeno and Thomas Fritz scholarship is designed to assist Duquesne in recruiting high quality students to build upon the work of those who came before—and to carry this honorable profession forward."

**The Aaron J. DeLuca Advocacy Award**

The Aaron J. DeLuca Advocacy Award was established by alumni Michael O’Day and Rob Peirce to be given to a graduating law student who represents the values so aptly demonstrated by their friend and classmate, Aaron DeLuca, L’95. Known as a great trial lawyer and a community servant of unwavering integrity, DeLuca was a passionate advocate of victims of mesothelioma, a fatal form of cancer caused by exposure to asbestos.

O’Day remembers DeLuca as “a loyal friend, an extremely talented attorney, and a wonderful father and husband to his wife and two children. Aaron was the type of lawyer who fought every day for the little guy who otherwise would not have had a voice in our legal system. He had an indomitable, competitive spirit that ensured his clients received a more than fair chance of obtaining justice in our system.”

Peirce adds, “This award embodies the principles of Aaron: hard work, a dedication to the underdog and a willingness to fight for what is right.” An indefatigable work ethic in conjunction with the demonstration of career and personal potential will be emphasized in the selection process for this enlightened award.

**The Raymond F. Sekula Award**

In a gesture honoring an influential teacher and Duquesne icon, the Raymond F. Sekula Award is given by a group of former students in appreciation of the longstanding, exemplary teaching and service of Dean Raymond F. Sekula, L’65. This award will be given to the graduating student who most exemplifies the qualities of Sekula—passion for the study of law, diligence and a desire to serve others through excellence in the practice of law.

Sekula began teaching in 1968, and for the next 4-1/2 decades he remained a constant in the school’s evolution and growth—the second longest tenure of any faculty member in the school’s storied history. In addition, he served the community and the legal profession as a member of the Pennsylvania Local Government Commission, Disciplinary Hearing Board and Board of Law Examiners, among other public service endeavors.

Gail Balph Gordon, L’03, recognized the opportunity to support the Law School while honoring an influential professor whose teachings continue to influence her life and career. “Since I graduated, I’d been looking for the right vehicle for my donations to Duquesne. The Ray Sekula Award provided the right opening, as it honors an exemplary academician, teacher and mentor. My husband and I were only too happy to donate the award’s seed money, and will not only donate for years to come, but have made long-term provisions to sustain the award, as well.” All Duquesne Law alumni are invited and encouraged to join in this most deserved tribute.

There are many barriers and hurdles to overcome for any aspiring law student. Financial realities can often take the forefront in these struggles, but the Duquesne School of Law rewards a willingness to devote one’s life energy to the study of law by placing students in the position to recognize and pursue opportunities that will provide them with the means to traverse any obstacle, financial or otherwise. The ongoing availability of scholarships and awards, fed and nourished by the generosity of Law School alumni, is just such an opportunity, one upon which the School of Law proudly continues to build.

*For more information on these and other scholarships, and to make a donation, please contact Jeannine DeBor, Director of Law Alumni Relations and Development, at deborj@duq.edu.*
Fresh Ethics Part I:

Recent Amendments to the Pennsylvania Rules of Professional Conduct

Mark D. Yochum, Professor of Law

As of November 2013, the Pennsylvania Rules of Professional Conduct were amended. The now 105 page text of the Rules and Comments in the now thicker booklet version is available from the Disciplinary Board of the Supreme Court of Pennsylvania. This new testament does not note where changes happened. Specificity on the amendments, their genesis and the initial procedure on their adoption is at 43 Pa. B. 1997 [April 13, 2013]. The title of that notice of proposed Rule-making states a desire: “to Address the Need for Changes in Detection of Conflicts of Interest, Outsourcing Technology and Client Development, and Technology and Confidentiality.” Perhaps, simply “to Address Technology” would be a better title. Now, Comment [8] of Rule 1.1 holds that competence includes keeping “abreast” of “the benefits and risks associated with relevant technology.” The difficulty, of course, has been that the Rule-makers, in ethics, have been and always will be behind the curve of the profession (and clients) in “relevant technology.”

These amendments parrot provisions (primarily Comments, not Rules) in the ABA Model Rules of Professional Conduct and provide permission for long-thought permitted practices. New Rule 1.6 (c) (7) provides for permissive disclosures for conflicts checking, historically thought to be a permission that was implied. New Comment [19] summarizes the limited extent of the disclosure, with concerns for the privilege or prejudice. I would prefer empirical proof but I believe that positive Rule-making in this area is driven by increased frequency in the need to engage in conflict checking. Cross referenced in the Comment is Rule 1.17 on the sale of one’s practice, as the larger swallow the smaller. (Rule 1.17 itself could use amendment but that is another seminar.)

Firm consolidation itself is a modern technology, a practice, socially enabled by the Rules. While cautioning on firm consolidation, outsourcing, contract attorneys or technology, the Rule-makers have recognized that these things are so. And, of course, all of these practices happened before (at least) Nov. 21, 2013. Rule 1.0 (n) in Terminology was amended yet again. The provision’s history would display, as even its new text does, the inevitable backwardness of positive ethics and technology:

(n) “Writing” or “written” denotes a tangible or electronic record of a communication or representation, including handwriting, typewriting, printing, photostating, photography, audio or video recording, and electronic communications. “Electronic communications” has been added, if you could not guess, implicating the electron, with the quark not far behind. The locked lawyer desk and the steel-clad safe have been supplanted, heavy furniture moved by nano-technology.

New Rule 1.6 (d) demands a lawyer “make reasonable efforts to prevent the inadvertent or unauthorized disclosure of, or unauthorized access to” protected information. This notion, of course, has always been in place; the key was secreted, the combination memorized. Locking the office door does not work anymore. The office is not even the office anymore. The concern here, of course, is electronic. Of a piece is Rule 4.4 (b) (not a new Rule) dealing with receipt of an inadvertent communication; you can look at it but you must tell the sender you got it. How often was the typed letter, stamped, missent?

New Comment [25] under Rule 1.6 lists factors (among unknown others) to consider in determining whether your efforts at security were reasonable: “sensitivity of the information, the likelihood of disclosure if additional safeguards are not employed, the cost, the difficulty and the extent to which the safeguards adversely affect the lawyer’s ability to represent clients (e.g., by making a device or important piece of software excessively difficult to use).” The client can ask for more and may informedly consent to less. Of course, the Comment notes other laws may affect record keeping (and they do).

Here, our Rules talk “devices” and “software,” implying that is where the information is. The information really (or not) is in devices and software and in our ability to utilize and find devices and software and to understand the information. How to recall this information is only in our heads. We no longer
remember things but must remember where we put them. Completely secure but unusable is not required but insecure but easy is unacceptable. When the ethical issue was whether your safe should be locked, the answer quickly clicked. Now, the technology, the business systems of law, requires devices and software and the skills in use and interpretation. These systems may be forever unlockable. The new Rule and Comment represent no change in ethical thinking. Endless considerations of the technical, profitable and ethical use of these tools has gone on for 20 years. Now, late, and perhaps, forever nearly instantly obsolete, technology of the moment is in the Rules.

Outsourcing is our modern term for delegating to others an aspect of our ultimate performance. This practice, by lawyers, advocates in courts, to use assistants is merely more than 2,000 years old. In Plato’s *Phaedrus*, Socrates chats about the ethics of the professional speech writer, emphasis on *writer*. The first and most dangerous technology, writing, allowed a speaking advocate to use the writing of another as a script. As our new Rules of ethics suggest, Plato ultimately recognizes that the new drug of writing is useful, unavoidable, but use requires caution and care.

The technical skill of writing—not crafty language—just writing—was the skill of the profession, scribes, notaries, clerks. Endlessly, lawyers wrote in fine hand on small notes with their own sharpened quills, repeating words and legal formulae. Then, the lawyer and the scrivener followed, dividing the labor, the lawyer and the typist, the lawyer and the steno with the shorthand pad, the lawyer and the Dictaphone, all technological innovations that changed lawyers’ practice. Do modern systems present a different ethical result in the practice of law?

Outsourcing (and the ever-popular in-sourcing) might occur with respect to other lawyers. The examples are legion—retention of outside counsel, local counsel, conflicts counsel. Other lawyers are those “outside the lawyer’s own firm.” See new Comment [6] under Rule 1.1. The “firm” does not include so-called contract attorneys. (At least, not for this Rule; the difficult ([and technologically facilitated]) issue of what is a “firm” has been left for the future.)

All of these arrangements have been tested with respect to proper allocation of the scope of the representations, concerns over unauthorized practice facilitation, allocation of fees, work, preservation of confidences—the list is without citation because it would not end.

New Comment [6] and [7] suggests that the delegating “lawyer must reasonably believe that the other lawyer’s services will contribute…” Heretofore, “bad” delegation (e.g., to brainless brother-in-law) could always attract breach of fiduciary duty actions and ethical sanction as “incompetent.” Of course, the Comments are not Rules and do not set up a cause of action. The new Comments offer the usual suspects of factors to consider.

Rule 5.3 governs “Non-lawyer Assistance.” Here the Rules deal with outsourcing in the raw, anyone in anyplace in anyway “employed or retained by or associated” with you.

For more than 15 years, Mark D. Yochum’s primary specialty has been Professional Responsibility, lawyers’ ethics. Additionally, for over 20 years, Yochum had administered the Law School’s vibrant Continuing Legal Education program that offers up to 20 programs annually for the benefit of our alumni and the region. Part II of this article will be printed in the Fall/Winter 2014 issue.
Duquesne University School of Law has been offering continuing legal education courses for alumni and other attorneys for more than 20 years. The Saturday series, named for former dean John J. Sciullo, attracts lawyers looking for weekend courses. Symposia and other events during the week often offer substantive or ethics CLE credit.

This year, a record number of lawyers have attended the School of Law's CLE courses. At-capacity crowds of 100-plus attended individual Sciullo courses this spring. Visiting Professor of Health Law Valarie K. Blake kicked off the series in February with the three-hour program The Affordable Care Act: Early Outcomes and Legal Implications. The course provided lawyers with an understanding of the ACA in the context of prior health care reforms and looked at significant provisions of the act and early data on the outcomes of its implementation.

Screenwriter and producer Marshall Goldberg arrived from Los Angeles in early March to offer Narrative Skills and the Law, a three-hour course teaching the principles of storytelling and how to apply them to legal situations. The program, complete with film clips and references to movies, books and television shows, covered the story drive and other narrative elements, then looked at real-life legal cases and discussed how narrative principles likely affected the outcomes. Goldberg offered his 25 years of writing experience and work as general counsel with the Writers Guild of America to answer questions from the overflow crowd.

At the end of March, the School of Law hosted a symposium looking at the 20-year history of the Violence Against Women Act. Law professors from throughout the country joined Associate Dean Jane Moriarty, Professor Rona Kaufman Kitchen, law student Judy Hale-Reed and Adjunct Professor Lisette McCormick for the discussion. Keynote speaker Professor Cheryl Hanna of Vermont Law School reviewed key cases in the U.S. Supreme Court, the Inter-American Court of Human Rights and the European Court of Human Rights and discussed current American and international approaches of ending violence against women and girls.

Alumni also had the opportunity to attend a special CLE in April, Understanding the Pennsylvania State Parole System. The four-hour CLE brought members of the Parole Board to Western Pennsylvania, one of three such symposiums across the commonwealth, and offered a special rate for participants.

Professor Mark Yochum, who launched the School of Law's CLE program in 1993, ended the spring Sciullo series with the two-hour Fresh Ethics course. He was joined in late April by students in Professor Sherri Adelkoff’s Advanced Legal Writing class, who presented one hour of substantive credit on Act 13 after the Pennsylvania Supreme Court case of Robinson Township, Washington County v. Commonwealth.

The School of Law’s CLE courses will begin again in the fall. Members of the Duquesne Law Alumni Association receive a discount on the Saturday series or individual courses. For more information, visit duq.edu/cle.
New Family Law Clinic Assists Family Division

Student attorneys from the new Family Law Clinic are helping to provide much-needed legal assistance to clients of the Self-Help Center in the Allegheny County Court of Common Pleas’ Family Division.

Working under the supervision of family law expert and Assistant Professor of Clinical Legal Skills Katherine Norton, seven student attorneys spend their Wednesdays and Fridays at the court, where they meet with and interview income-qualified clients who cannot afford to hire attorneys to help with issues such as domestic abuse, divorce settlement, conservatorships, child support and child custody, among others.

“Clients tell us their story and we try to figure out what, if anything, we can do to help them,” said Norton. “If it’s something that requires going to a judge in motions court, the student attorneys not only get the experience of interviewing clients, identifying issues and helping to prepare the pleadings, they also get the experience of appearing before the court to represent and advocate for these clients who otherwise—given the complexity of some of these issues—couldn’t really represent themselves effectively.”

To date, the student attorneys have interviewed nearly 150 clients and have appeared in court more than 30 times.

“These students are very interested in family law, and they are truly immersing themselves in these cases,” explained Laurie Serafino, director of clinical legal education and associate law professor. “They’re not just there to provide only an initial consultation—they have the option to handle these cases from beginning to end.”

Serafino emphasized the importance of the students reaping the benefits of working with a supervising attorney (Norton) in both the courtroom and the classroom. “She teaches them all aspects of family law, not just from the academic point of view, but also from a clinical point of view. It is the absolute best way to learn—when you have both happening at the same time.”

In addition, Norton encourages the student attorneys to sit in during motions court sessions. “There, they can observe not only oral arguments and things like that, but also how to apply the substantive law that they learned in the clinic component or in their family law class to actual oral arguments,” said Norton.

Clinical education is one of the instructional cornerstones of Duquesne University’s School of Law. Its six law clinics offer students the opportunity to serve the community by providing good counsel, promote the rewards of public service and train in the actual practice of law.

“We’re very proud of the advances made by our law clinic under the leadership of Laurie Serafino,” said Law Dean Ken Gormley. “Our students have new opportunities for experiential learning that are unparalleled. At the same time, our clinics are providing essential services to underserved individuals and making a real difference.”

Gormley reappointed to second term

Provost Dr. Timothy Austin recently announced that President Charles J. Dougherty reappointed Dean Ken Gormley to another term as dean of the School of Law. “The positive evaluation of Dean Gormley’s performance by the members of the School’s faculty and staff played an important role in informing that decision,” said Austin. “The president and I are grateful to all those who contributed candid reviews of Dean Gormley’s performance and to those who served on the Review Committee chaired by Professor Martha Jordan.”

Perkins steps down as associate dean

After five years of tireless work as associate dean, Nancy Perkins will return to full-time teaching after a well-earned sabbatical this fall. While the School of Law searches for a new associate dean, Professor Richard Gaffney will serve as interim associate dean of administration, and Professor Bruce Ledewitz will serve as interim associate dean of academic affairs.

“I extend my deepest appreciation to Associate Dean Nancy Perkins for her fabulous service to the law school over the past five years,” said Dean Ken Gormley. “She has been a steady force in every way; no accomplishment over the past five years would have been possible without her.”

Professor Katherine Norton
On Nov. 21, 2013, Pennsylvania Supreme Court Justice Max Baer, L’75, presided over the first annual Duquesne University School of Law Pennsylvania Bar Admissions ceremony.

The Duquesne Law Alumni Association continued its outreach to students and provided job-search and networking tips through a series of presentations. On Jan. 23, the DLAA presented Networking 101.

Panelists were, from left: Vince Quatrini, L’74; Kim Tague, L’04; Jessica Jurasko, L’04; Joe Williams, L’09.

On March 24, the School of Law welcomed its first Practitioner in Residence, William C. Costopoulos, L’71, who presented Trying Cases in the Court of Public Opinion at a student-faculty colloquium.

Also on March 24, journalist Mark Curriden, author of Contempt of Court: A Turn of the Century Lynching that Launched a Hundred Years of Federalism, joined Professor Wes Oliver for Law, Journalism, and Justice, which considered the intersection of law and journalism. Curriden discussed how investigative and storytelling skills that journalists develop can be put to use by lawyers to improve advocacy, and why journalists hold a critical role in illuminating the law.

Paula Reed Ward and Rich Lord, right, of the Pittsburgh Post-Gazette with author Mark Curriden, second from left, and Professor Wes Oliver.
Marking Higher Education

Jacob H. Rooksby, Assistant Professor of Law

What’s in a trademark? To many people in higher education, mention of the term—which denotes the legal protection afforded words or other devices that identify a good’s or service’s source—leads to bewildered looks. “You mean the designs on shirts sold in the bookstore?”

Trademarks in higher education encompass institutional names, logos and insignias, the iconography that fans love to see featured on all kinds of merchandise. Institutions license their marks on these products, often relying on third parties to broker deals that can produce significant royalties. This $4.6-billion industry appears to be good for colleges, which exploit the revenue channel to make up for losses elsewhere in their operations.

The problem is that with success comes temptation. Colleges increasingly seek trademark protection for marks that go beyond their names and athletics insignia to cover fundamental aspects of their education and research programs as well. Some of these marks, and the exclusive rights they represent, threaten to undermine the public-serving soul of nonprofit higher education.

Take the common practice of advertising the “first-year experience” at an institution. Student affairs professionals beware: The University of South Carolina has a federal trademark registration for that term as used in relation to educational services. Does your business school offer a “fast-track MBA”? Eastern University, in Pennsylvania, lays claim to that phrase, again for uses in connection with educational services.

Should institutions encourage their students to “be the difference” they want to see in the world? Gandhi would probably like us to, but better hope Marquette University does not find out, as it owns a federal trademark registration for the adage (in connection with “education services in the nature of courses at the university level”). And while faculty researchers may study violence as a societal problem, they could draw unwelcome legal attention from the University of Illinois should they use the phrase “cure violence.” The university owns a trademark registration for those words, as used in relation to “promoting public awareness of violence as a public health epidemic.”

Further examples of trademark registrations owned by colleges include “student life” (Washington University in St. Louis)
Louis), “students with diabetes” (University of South Florida), “one course at a time” (Cornell College), “touched by a nurse” (University of Colorado), “we’re conquering cancer” (University of Texas), “working toward a world without cancer” (University of Kansas Hospital) and “imagination beyond measure” (University of Virginia).

Registrations and rights-claiming of this sort are unwarranted in higher education. Trademarks are meant to be vehicles for reducing consumer confusion, not rewards for brand-building. Because trademark registrations signify rights to commercial uses of words, rights holders and the public often mistakenly think they confer ownership of words themselves. This misperception tends to promote risk aversion and stifle otherwise fair expression. Determining when a mark is confusingly similar to another, or distinguishing impermissible commercial uses of a term from fair uses of it, is complicated.

We should not want or expect institutions of higher education to seek private rights in uses of language that describe or promote educational services or represent attempts to solve community concerns. These forays clutter the linguistic market and are producing a blizzard of marks in higher education. Fueling the storm are institutions’ hypersensitive image-consciousness and the mistaken belief that any pet phrase needs “protection” in the form of a trademark registration. Unfettered speech—long considered a hallmark of academe—will potentially be buried under drifts of regulated intellectual property.

Little is to be gained from this growing commodification of language, despite the mostly vain hope that locking up terms that describe academic programs and research initiatives will lead to additional revenue. Most trademarks that go beyond the simple protection of institutional names, logos and insignias present poor licensing opportunities, if any.

As more colleges construct their trademark portfolios in expansive terms, many feel compelled to police any market reference to the institution, even when the chances of market confusion and harm are minimal. Just ask the owner of Mary’s Cakes & Pastries in Northport, Ala., who was accused by the University of Alabama of trademark infringement in 2012. Her alleged misdeed? Selling Crimson Tide-themed cookies and cakes. Or consult Cisco Systems, the computer-networking giant, sued by East Carolina University for trademark infringement in May 2013 over the tag phrase “tomorrow starts here.” Cisco used the phrase on television to advertise offerings unrelated to education.

With the help of indulgent court decisions, colleges now can claim trademark protection for their colors alone, leading West Virginia University to sue a company selling blue-and-gold shirts sporting the cheer “Let’s Go! Drink Some Beers!” WVU claimed that the colors and the phrase—which to fans might bring to mind “Let’s Go Mountaineers!”—infringed the university’s rights. Never mind that blue and gold are the official colors of the state of West Virginia, or that the words “Mountaineers,” “WVU” and “West Virginia University” did not appear anywhere on the shirts. And speaking of market confusion, who, exactly, would believe that a university would condone sales of shirts that encourage drinking?

Yes, colleges have a responsibility to protect their assets, but their trademark portfolios should not be built as stockpiles that inhibit free speech. We should reject a world where curricular features and research goals are marked like menu items at a chain restaurant.

Our institutions operate in the public sphere by design, with no prospect of a buyout made more attractive by an arsenal of trademarks. Let institutions compete fiercely for students and allegiance and generate revenue from athletics wear and other consumables in the process. But please, let’s leave the rest of higher education as unmarked space, open for the public good.

Most trademarks that go beyond the simple protection of institutional names, logos and insignias present poor licensing opportunities, if any.

Steven Baicker-McKee

PUBLICATIONS/ARTICLES

- Federal Litigator, 29(2) (2014, Feb.).
- Federal Litigator, 29(1) (2014, Jan.).
- Federal Litigator, 28(12) (2013, Dec.).
- Federal Litigator, 28(11) (2013, Nov.).
- Federal Litigator, 28(10) (2013, Oct.).

Robert S. Barker

PUBLICATIONS/ARTICLES


Valarie Blake

PRESENTATION

- The Affordable Care Act: Early Outcomes and Legal Implications, Duquesne University School of Law, Pittsburgh, Pa. (2014, Feb. 22).

Nicholas P. Cafardi

PUBLICATIONS/ARTICLES


MEDIA


Susan C. Hascall

PUBLICATIONS/ARTICLES


Julia Glencar

PUBLICATIONS/ARTICLES


PRESENTATION


Ken Gormley

- “Wisdom from Watergate” (op-ed), POLITICO, (2013, Oct.).

PRESENTATIONS

- The Saturday Night Massacre: 40 Years Later (organizer and co-moderator), National Press Club, Washington, D.C. (broadcast on C-SPAN television) (2013, Oct.).
- Providing Civil Legal Services to Low Income Clients, Testimony, Pennsylvania Senate Judiciary Committee (2013, Oct.).
- The Saturday Night Massacre, Jefferson County Bar Association’s Judges Regional Unit III (2013, Oct.).
- The Clinton Presidency, Keynote Address, Beaver County Bench-Bar (2013, Sept.).

MEDIA

- Interview, Atlantic Television, Nutopia, The National Geographic Channel, New York City, N.Y., “The ’90s: The Last Great Decade?” (2014, Feb.).
- Interview, WITF Radio, “Proposed Constitutional Amendment to Change Retirement Age of Judges” (2013, Nov.).
- Interviews for KQV, KDKA and Pittsburgh Post-Gazette regarding Supreme Court’s new term (2013, Oct.).

Kenneth E. Gray

PUBLICATIONS/ARTICLES

Rona Kaufman Kitchen

PRESENTATION


• An Exploration and Critique of Legal Motherhood: Law, Experience and Science, Duquesne University School of Law, Pittsburgh, Pa. (2013, Sept. 28).

Bruce Ledewitz

PUBLICATIONS/ARTICLES


• “Stretching the definition of religious liberty,” Pittsburgh Post-Gazette, (2013, Nov. 26).


PRESENTATION

• Law and religion in America today, Saint Vincent College, Latrobe, Pa. (2013, Aug. 8).

Jan Levine

In addition to being awarded the Thomas F. Blackwell Memorial Award for Outstanding Achievement in the Field of Legal Writing, Professor Jan Levine also received the AALS Section Award on Legal Writing, Reasoning and Research in New York in January. Levine is the first person to win both awards in the same year.

Tracey McCants Lewis

PRESENTATIONS

• Trayvon Martin Case—Was Justice Served? (Panelist), Duquesne University School of Law, Pittsburgh, Pa. (2014, Feb. 5).


Jane Campbell Moriarty

PUBLICATIONS/ARTICLES


ACADEMIC PRESENTATION


John E. Murray

PUBLICATIONS/ARTICLES

• The Judicial Vision of Contract: The “Constructed Circle of Assent” and Printed Terms. St. Thomas University Law Review.

• Biannual Supplement. Corbin on Contracts: Lexis.

• Corbin on Contracts (Vol. 13), Editor (2013).

Wesley M. Oliver

PUBLICATIONS/ARTICLES


MEDIA

Ronald J. Ricci

PUBLICATIONS/ARTICLES

• Corporate and partnership law. Louisville, Ky.: XanEdu (2013).
• Advanced corporate law and business entities. Louisville, Ky.: XanEdu (2013).

Jacob H. Rooksby

PUBLICATIONS/ARTICLES


PRESENTATIONS


Ann L. Schiavone

PRESENTATION


Laurie B. Serafino

PUBLICATIONS/ARTICLES

• “Protecting the Privacy of Information Stored in the Cloud,” The Computer and Internet Lawyer, 31(2) (2014, Feb. 2).

Tara L. Willke

PUBLICATIONS/ARTICLES


Mark D. Yochum

PRESENTATIONS

• Personal Contact, Delaware Bankruptcy Inns of Court, Wilmington, Del. (2013, Dec. 17).
• Personal Contact, Allegheny County Bar Association’s Annual Bankruptcy Symposium, Pittsburgh, Pa. (2013, Dec. 5).
• Professor Yochum also wrote the short play, “Chance,” Duquesne University’s Red Masquers Premieres XXXVII (2013, Dec. 4-7).

Law School Professionals Update

Samantha Coyne was hired as the employer outreach manager in the Career Services Office. She joins us from the University of Pittsburgh School of Law, where she served as employer relations specialist in the Office of Professional and Career Development. Coyne earned her MBA at Duquesne University.

Professor Laurie Serafino was granted tenure by President Charles Dougherty in March.
The School of Law and its alumni welcomed the 60th Mayor of Pittsburgh, William “Bill” Peduto, as their special guest and keynote speaker at the annual reunion dinner on April 11.

This year’s law alumni reunion dinner honored prominent alumni for their achievements in the profession, and beloved professors who will be missed after their retirements in the next two years.

The Law Alumni Association bestowed the Distinguished Alumna Award on Mary Grealy, L’78. Grealy is president of Healthcare Leadership Council, a coalition of chief executives of the nation’s leading health care companies and organizations. She is an expert in the field of health care policy and has led important initiatives including Medicare reform and protecting the privacy of patient medical information. Grealy was also recently appointed to the new Dean’s Health Law Advisory Board.

The Outstanding Achievement Award was given to Nicholas J. DeIuliis, L’02, president and chief executive officer of CONSOL Energy, Inc. DeIuliis has more than 23 years of experience with the company and was the president and CEO of CNX Gas Corporation from 2005-2009. He is also a registered professional engineer and received his MBA from Duquesne in 1994.

Mark Yochum, master of ceremonies extraordinaire, and S. Michael Streib, L’79, director emeritus of the Trial Advocacy Program, received the LAA’s Meritorious Service Awards. Yochum has been teaching at the School of Law for 30 years, launched the Dean John J. Sciullo Continuing Legal Education program, and has presented over 200 CLE programs since 1993. Under Streib’s leadership, the Trial Moot Court program has experienced an unprecedented level of success over the last several years, including the coveted Tournament of Champions.

Many classes celebrated their reunions at the dinner, with the class of 1974 having the largest showing. The class of 1973 was toasted for gaining the most LAA members this year; a $500 donation to the Law Alumni Scholarship will be given in their honor.
Class of 1974 celebrates their 40th anniversary

Mayor Bill Peduto

Class of 1973 receives their champagne toast

Mike Streib with Hon. Kelley Streib L’92, his daughters Kamila and Sydney, and Amelia Michele Joiner, L’02

DLAA Immediate Past President P.J. Murray and President Brennan Hart

Class of 1974 celebrates their 40th anniversary
Young Alumni Profile:

Melissa R. Ruggiero, L’03


Education: John Carroll University, BA’99; Duquesne University, L’03; Queen’s University Belfast and National University of Ireland, Galway, LL.M’07 (Human Rights and Criminal Justice, Cross Border). Her LL.M dissertation was Establishing the Rule of Law in the Republic of Macedonia after the 2001 Conflict.

International Experience:
• Legal Officer, Special Court for Sierra Leone, The Hague, Netherlands (January 2012 to October 2013; Court mandate fulfilled October 2013)
• International Legal Officer for Court of Bosnia and Herzegovina, Sarajevo (January 2008 to December 2011)
• Researcher at the Irish Centre for Human Rights, National University of Ireland, Galway Researcher (March to December 2007)
• Intern, International Service for Human Rights, Geneva, Switzerland (June 2004 to September 2004)
• Law Clerk, British United Provident Association (BUPA), London, England (January to June 2004)
• Intern, Interights (NGO), London, England (March to May 2004)

Case of interest: The appeal judgment case of Prosecutor v. Charles Taylor in the Special Court for Sierra Leone (SCSL). Charles Taylor was the former head of Liberia and was charged with 11 counts of war crimes and crimes against humanity for atrocities committed by the rebels against civilians during the civil war in Sierra Leone. On Sept. 26, 2013, the Appeals Chamber upheld Taylor’s conviction on 11 counts and affirmed the 50-year sentence imposed by the Trial Chamber. The SCSL is the first international court since Nuremberg to indict, try and convict a former head of state.

Of Note: In May 2007, Ruggiero participated in a study visit organized by Barbara Carlin, L’82, former Department of Justice, Overseas Prosecutorial Development Assistance and Training (DOJ/OPDAT) Resident Legal Adviser at the U.S. Embassy in Skopje and Sarajevo. This provided the opportunity to interview U.S. Embassy officials, local professors and organizations regarding various projects to assist with establishing the rule of law in the Republic of Macedonia after the 2001 conflict.

Lasting Impression: “During my second year of law school, Dean Ken Gormley organized a memorable trip to see oral arguments at the Supreme Court. As part of the visit, we had the amazing opportunity to meet and talk with former Supreme Court Justice Sandra Day O’Connor. When asked what advice she would give future lawyers, I was surprised when she told us to make sure we exercised. I have remembered that advice. While in Sarajevo, I enjoyed running and hiking, and in The Hague I rode my bike to work every day, was a member of the women’s soccer team and the Den Hague Touch Rugby club, and participated in tournaments in Amsterdam, Brussels and Paris.”

The value of a Duquesne Law Education: “My law school education provided the foundation for my career as a lawyer. I use the skills I learned at Duquesne every day to do my job well. Professor Kirk Junker provided invaluable advice on how to go about having a career in international law, while the law school provided courses such as international law, international business transactions and European union law that enabled me to pursue my career.”

Why I give back: “The encouragement and advice of family and friends have helped me in my professional and personal life in many ways, and I am fortunate to have this kind of support. One way of showing my appreciation to them is by trying to give advice and provide assistance to other students and lawyers who want to pursue a career in international law.”
1961
Peter Vaira was appointed by Philadelphia Mayor Michael Nutter as executive director of a 16-member panel to lead an independent review of the Department of Licenses and Inspections, an action spurred by a building collapse that killed six people in Center City in June 2013.

1969
Hon. Robert E. Colville was presented a Lifetime Achievement Award at the Amen Corner 54th Annual Judicial Reception.

1972
Hon. Jeffrey A. Manning was elected by the board of judges of the Fifth Judicial District of Pennsylvania to serve a five-year term as president judge.

1973
Hon. Gary P. Caruso retired after 28 years as a Westmoreland County Court of Common Pleas trial judge and has embarked on a career in mediation with Noblemediation, LLC in Greensburg, Pa.

Hon. Joy Flowers Conti was selected for the Women of the Year award by The Legal Intelligencer.

John W. Peck won a fifth term as Westmoreland County district attorney.

1974
Samuel W. Braver received the 2013 Professionalism Award from the Allegheny County Bar Association’s Civil Litigation Section.

Ernest B. Orsatti joined Rothman Gordon P.C. as a partner, continuing his practice in labor and employment law.

Vince Quatrimi, L’74, Peter J. Gough, L’90, and Ronald J. Fonner, L’94, have been officially certified as specialists in the practice of workers’ compensation law by the Pennsylvania Bar Association Workers’ Compensation Law Section.

John S. Vento was recently appointed to the board of directors for the Florida Defense Contractors Association.

1977
Phoebe A. Haddon was named Chancellor of Rutgers University-Camden. She was also honored on the Power List 2014 of the Nation’s Most Influential Minority Attorneys by Lawyers of Color. Haddon was again named as one of the top 25 Most Influential in Legal Education by the National Jurist magazine.

1980
Hon. Robert A. Sambroak was elected to the Court of Common Pleas of Erie County.

Bruce J. Teitelbaum joined Farrell & Reisinger, LLC as of counsel.

1981
Jennifer Fox Rabold has been elected chair of the board of Presley Ridge, a $70 million Pittsburgh-based nonprofit organization helping children in need and families in crisis.

Joseph A. Macerelli has been appointed an alternative dispute resolution mediator and arbitrator by the United States District Court for the Western District of Pennsylvania.

1982
Hon. Paul E. Cozza was elected to the Allegheny County Court of Common Pleas.

1983

1984
Jerry S. Eisenberg was promoted to director of operations at AIG in Pittsburgh, Pa.

1988
Gretchen J. Fitz, L’87, Susan A. Kostkas, L’96, and Amanda M. D’Amico, L’10, joined the firm Walsh, Barnes, Collis, Gill & Zumpella, P.C.

John P. Goodrich was named grand marshal for the 2014 St. Patrick’s Day Parade in Pittsburgh, Pa.

1985
Paul J. Gitnik has been appointed to serve on the City of Pittsburgh’s Planning Commission by Mayor Bill Peduto.

Joni Mangino-Selep was re-elected as vice president of the board of Zimmer Kunz PLLC for 2014.

1987
Edythe Gaiser Nash, deputy clerk of the West Virginia Supreme Court of Appeals, has been elected to the executive committee of the National Conference of Appellate Court Clerks.
On Jan. 3, Hon. Leslie Dutchcot, L’00, was sworn in to her second term as Magisterial District Judge. Stacy Parks Miller, L’94, was sworn in to her second term as Centre County District Attorney. Hon. Bradley P. Lunsford, L’89, is pictured in the center.

Bridgette C. Roman, general counsel, Community Choice Financial, Dublin, Ohio, was honored by the Ohio Cancer Research Associates at its 25th anniversary Capital Valentine Party.

Francis J. Scott was elected to the Baldwin Borough Council. Scott was a member of the Baldwin Council in the early 1990s.

1989
Tina C. Flowers was honored with a 2014 BusinessWomen First Award by the Pittsburgh Business Times.

Babette Magee accepted a position with Dinsmore & Shohl in the litigation department focusing on torts and environmental issues.

1990
Carol S. Hesz was honored with the Susan B. Anthony Award by the Women’s Bar Association of Western Pennsylvania, celebrating the 25th anniversary of the award.

1991
John Levitske, managing director, Duff & Phelps, Chicago, Ill., has been elected as national president of the Forensic Expert Witness Association.

Kelley G. Owen has been named president of the board of directors of Hearth, a nonprofit that provides a progression of supportive services and housing that empowers families to become independent, self-sufficient and adequately housed.

1992
Hon. Michael J. Lucas was elected to judge of the Washington County Court of Common Pleas.

Paul J. Malak was recently named the 2013 Texas General Counsel of the Year – Small Legal Department by The General Counsel Forum at its annual Magna Stella awards event in San Antonio, Texas. Malak is secretary, general counsel and chief audit executive of Mitsubishi Caterpillar Forklift, headquartered in Houston, Texas.

1993
Jackie Atherton Bernard was the recipient of the 2014 Vision of Hope Award from the Pennsylvania Coalition Against Rape. The award is given annually to a Pennsylvanian in recognition of a sustained commitment to protecting children against sexual abuse and exploitation.

Debbie M. Lestitian was appointed chief administration officer for the City of Pittsburgh – Office of the Mayor, Bill Peduto.

Tina O. Miller has been selected to serve as the designee for the Third Circuit to the Practitioner’s Advisory Group to the United States Sentencing Commission.

Brian K. Parker was honored on the Power List 2014, one of the Nation’s Most Influential Minority Attorneys by Lawyers of Color.

1994
Patrick J. Guinee accepted a position with the L.B. Foster Company as vice president, general counsel and corporate secretary.

D’Angela C. Proctor has been named to lead TV One’s original production team as senior vice president of programming and production.

1995
Dennis R. Very joined Dinsmore & Shohl as a partner in the firm’s corporate department and shale group.

1996
Hon. Jeffrey A. Deller was appointed chief judge of the U.S. Bankruptcy Court, Western District of Pennsylvania.

1997
Kevin L. Colosimo was honored with the Susan B. Anthony award by the Women’s Bar Association of Western Pennsylvania, celebrating the 25th anniversary of the award.

1998
Kelly L. Enders was promoted to partner at Caroselli, Beachler, McTiernan & Conboy.

1999
Christian D. Bareford joined the Law Offices of Ira Weiss, now Weiss Burkhartt Kramer, LLC, as an associate from his position as assistant county solicitor for the Allegheny County Law Department.

2000
Hon. Megan Bilik DeFazio was elected to the Westmoreland County Court of Common Pleas and was sworn in on Dec. 31, 2013.

Michael Dutkovich joined Kennedy, PC Law Offices in the Canonsburg office.

Joyce Novotny-Prettiman was recently admitted to the Westmoreland County Academy of Trial Lawyers.
Amanda H. Sargent was promoted to member at Burns White LLC.


2001

Paul Didomenico was promoted to counsel at Reed Smith LLP in the Pittsburgh office.

Julian E. Neiser joined Cook & Associates, focusing on commercial litigation, business formation, construction litigation and immigration law.

Alka Patel was honored with a 2014 BusinessWomen First Award by the Pittsburgh Business Times.

Frank P. Tomasello joined the Griffith Insurance Education Foundation as program director.

2002

Peter D. Giglione joined The Massa Law Group.

Sharon Z. Hall was elected secretary to the board of Zimmer Kunz PLLC for 2014.

Meghan Jones-Rolla was elected to serve on the Peters Township Council and was promoted to vice president, corporate counsel at ServiceLink.

Matthew D. Racunas has been named a member of McGrail & Racunas, LLC.

Michael A. Rynn was promoted to senior counsel at FedEx Ground.

2003

David D. Cardone has been named a shareholder of the San Diego, Calif., firm Butz Dunn & DeSantis.

Melissa Devich Cochran was elected a shareholder in Marshall Dennehey Warner Coleman & Goggin.

Cara C. Davis was honored by the National Association of Professional Women as 2013/2014 Woman of the Year for leadership in law.

William T. Fahey III was promoted to partner at Burleson LLP.

Aubrey H. Glover accepted a position with Brenlove & Fuller, LLC as of counsel, in Bridgeville, Pa.

Gail Ralph Gordon was honored with the 2014 Carol Murphy Award by the Women’s Political Caucus of New Jersey.

Amy E. McCall was named general counsel of Point Park University.

Rachel L. Smydo accepted a position as senior counsel with PNC Financial Services Group, Pittsburgh, Pa.

2004

Renee V. Anderson was elected a shareholder in Tucker Arensberg and leads the firm’s oil and gas industry group, which has seen significant growth during her tenure at the firm.

Bryan C. Brantley was promoted to partner at McGuireWoods LLP.

Kelton M. Burgess was hired as an associate at Bremer Whyte Brown & O’Meara in the general liability and complex litigation group.

Mary M. Marks joined Baker Donelson’s Washington, D.C., office as an associate and member of the firm’s global business group.

Bonnie E. Pattison transferred from PNC Wealth Management in Scranton, Pa., to Orlando, Fla., where she is vice president and senior trust adviser for the central Florida market.

Julie Thiers Potts joined MacElree Harvey, Ltd. as an associate in the firm’s family law department.

2005

Elliott J. Ehrenreich has been elected a shareholder of Knox McLaughlin Gornall & Sennett, P.C.

Ryan O. Hemminger was elected to partner of Leech Tishman.

Robert Max Junker joined Babst Calland as an associate in the public sector services group, counseling and representing the firm’s municipal clients. Junker is currently the solicitor for the boroughs of Franklin Park, Pa., and Bell Acres, Pa.

Daniel W. Kunz was recently named vice chair of the board of directors of Vincentian Charitable Foundation.

Erin McLaughlin has been promoted to counsel at Buchanan Ingersoll & Rooney.

Tyra M. Oliver was elected as vice-chair of the Homer S. Brown Division of the Allegheny County Bar Association.

P. Chad Schneider was promoted to first district attorney of Washington County.
Christopher J. Azzara has been promoted to shareholder at Strassburger McKenna Gutnick & Gefsky and has become board certified as a creditors’ rights specialist by the American Board of Certifications.

Erica N. Burns was honored for her pro bono and volunteer work by her colleagues at the law firm of Richard Ducote, P.C. as well as Neighborhood Legal Services, Pittsburgh Pro Bono Partnership, Big Brothers Big Sisters of Greater Pittsburgh, the Young Lawyers Division of the Allegheny County Bar Association and the Women’s Center and Shelter of Greater Pittsburgh.

Jessica A. Lewis joined Molleur Law Office in Biddeford, Maine, and represents consumer and small business debtors in Chapter 7, 11 and 13 bankruptcy cases as well as creditors, contract counterparties and defendants with various interests in larger Chapter 11 cases.

Justin M. Lovich received the Bernard Patrick Maloy Graduate Student Research Award for his research on First Amendment issues involving intercollegiate student athletes and social media. Lovich is a Ph.D. candidate in sport management at Florida State University, focusing his research on sport law and ethics.

Aaron M. Ponzo joined Dickie, McCamey & Chilcote PC as an associate in the firm’s medical malpractice defense group.

Joshua C. Vaughn joined Eckert Seamans Cherin & Mellott, LLC as an associate in the labor and employment practice in the Pittsburgh office.

Carl Walker Metzgar married Molly E. Beahr, L’14.

Hon. Guy L. Reschenthaler was elected magisterial district judge of Pleasant Hills, Pa. Reschenthaler, an Iraq War veteran, is following in the footsteps of retiring Pleasant Hills district magistrate and Vietnam War veteran, Hon. Pat Capolupo, L’73.

David L. Trzeciak has been named an oil and gas title analyst at Lawrence D. Brudy & Associates Inc.

Joyce A. Hatfield-Wise, L’97, Sandra A. Kozlowski, L’02, and Jonathan M. Gesk, L’07, were the Allegheny County Bar Association National Trial Advocacy College Scholarship winners.

Heather Brandau-Zambelli joined Post & Schell, P.C. as an associate in the firm’s workers’ compensation department.

Kathryn M. Cooper received a master of science in biomedical engineering, joined the Pittsburgh office of DeForest Kosselnick Yokitis Skinner & Berardinelli and is a professor for an Introduction to Intellectual Property Law Course at Carnegie Mellon University.

Martin J. DiGiovine joined Cohen & Grigsby as senior counsel and associate in the firm’s business services group.

Bridget R. Guarascio was promoted to conflicts resolution attorney in the Office of General Counsel at K&L Gates in the Pittsburgh office.


Nicholas J. Bell was elected by the Pennsylvania Bar Association to serve in its House of Delegates for a three-year term.

Matthew J. Scanlon and Timothy G. Wojton, L’09, recently started a new law firm, Scanlon & Wojton, LLC, located in Pittsburgh, Pa.

Lara E. Shipkowitz joined Tucker Arensberg, P.C. as an associate concentrating on bankruptcy, insolvency and Creditors’ Rights Law.

Steven A. Walton accepted a position as senior ROW agent at Percheron Field Offices.

John W. Ament joined Feldstein Grinberg Lang & McKee P.C. as an associate in the real estate, estate planning and business planning groups.

Derek P. Dissinger was hired as an associate in the finance and creditor’s rights and real estate groups of the law firm barley Snyder.

Matthew J. Fischer joined the Pittsburgh office of Burleson LLP as an associate specializing in oil and gas law.

Michael A. Sundo and his wife, Jamie, celebrated the birth of a son, Lucas Anthony, born in January. Sundo works as the controller at the Jewish Healthcare Foundation.

Tyneisha M. Harris joined the Law Offices of Patenaude & Felix in San Diego, Calif.

Alaina R. Hill joined the regional law firm Bowles Rice, LLP as an attorney in the energy and real estate departments of its Southpointe office.

Alexandra K. McCluskey joined Leech Tishman as an associate in the energy practice group.
Daniel R. Schimizzi accepted a position with Bernstein-Burkley, PC as an associate in the bankruptcy department.


Catherine J. Spafford accepted a position as an associate with Dell, Moser, Lane & Loughney, LLC focusing on insurance defense and other general liability civil litigation.

Alyson L. Wyman joined Haskell & Zimmerman as an associate in Baltimore, Md.

2012

Clarissa R. Chenoweth finished a clerkship with the Hon. Charles E. Butler, Delaware Supreme Court, and joined Rawle & Henderson LLP as an associate in the Wilmington, Del., office, focusing her practice in the area of environmental torts.


Robert H. Hartley Jr. accepted a position as assistant district attorney in Mercer County.

Stephanie A. Jones was honored with the Susan B. Anthony Award by the Women’s Bar Association of Western Pennsylvania, celebrating the 25th anniversary of the award.


Alexander J. Papa accepted a position as a law clerk with the National Football League in New York City.

Carolyn M. Slayton joined Worner & Associates, LLC as an associate.

Gabriela Steir, L’12, and Kiran K. Patel, L’12, recently secured a publishing agreement for the first global textbook, titled International Food Law.

Natalie L. Thompson joined Babst Calland as an associate in the title and energy and natural resources groups.

Eric J. Weinheimer accepted a position as assistant counsel and agency representative in the Pittsburgh Office of Old Republic National Title Insurance Company.

2013

Andrew J. Acker joined the law firm Dallas W. Hartman P.C. in New Castle, Pa.

Steven T. Auerbach opened his own firm, The Law Office of Steven Auerbach, in Narberth, Pa.

Alex J. Barker joined Steele Schneider as an associate focusing on the protection of individual state and federal rights, including rights under the Constitution of the United States.

Julianne Cutruzzula Beil joined Cutruzzula & Nalducci as an associate focusing on civil litigation.

Jeffrey T. Berkey joined Cohen & Grigsby as an associate in the business services group.

John L. Bonaccorsi joined Cohen & Grigsby as an associate in the business services group.

Joseph S. Budd accepted a position as an associate at Bowles Rice, LLP in the firm’s energy practice group.

Sean D. Callaghan joined Marshall Dennehey Warner Coleman & Goggin, P.C. as an associate focusing on civil litigation.

Stephen A. Chesney accepted a position as an associate and member of the employment law and employment benefits group and the construction law and litigation group of Meyer, Unkovic & Scott.

Bridget J. Daley joined Buchanan Ingersoll & Rooney in the litigation section of the firm’s Pittsburgh office.

Stefan A. Dann accepted a position at UPMC as a contract administrator.

Simone L. Delerme joined Burns White as an associate in the area of products liability and energy.

James G. Dilmore joined Beck & Thomas, P.C.

Christopher N. Elnicki joined Steele Schneider as an associate focusing on education law and civil rights litigation, advocating for the rights of children.

Pernille K. Frankmar joined Voelker & Colton, LLC as an associate practicing in the areas of estate and family law.
CLASS ACTIONS

Joyce A. Hatfield-Wise, L’97, Sandra A. Kozlowski, L’02, and Jonathan M. Gesk, L’07 were the Allegheny County Bar Association National Trial Advocacy College Scholarship winners.

Honored by the Allegheny County Bar Association:

50 Year Practitioners
John Daley, L’59
Samuel P. Kamin, L’63
Peter J. King, L’63
Lawrence E. Moncrief, L’62
Harry N. Sydor, L’62

60 Year Practitioners
Irwin J. Dean, L’53
Phyllis L. Kramer, L’52

In Memoriam

It is with deep sadness that we list the following School of Law alumni who passed away between Oct. 1, 2013 and March 31, 2014.

David J. Armstrong, L’56
Renee S. Atkinson, L’11
Timothy J. Codelka, L’00
Hal F. Doig, L’57
Frank Fleming III, L’74
Joan Gaughan, L’81
Mark L. Glosser L’73
Robert N. Hackett, L’69
Chester A. Johnston, L’52
James J. Lyne, L’80
Daniel T. McCarthy, L’78
Alex E. Seed, L’05

Correction:
Brian Cali’s graduation year was incorrectly stated in the Fall/Winter 2013 magazine as 1976. Cali graduated in 1977.

Peter S. Reith accepted an associate position in the Pittsburgh office of Buchanan Ingersoll & Rooney in the firm’s corporate section.
Matthew V. Rudzki accepted a position with Giuffre Law Offices, PC.
Michael L. Rush is employed with Rice Energy LP as a member of the legal team.
Emily A. Shaffer accepted the position of judicial law clerk to Washington County Court of Common Pleas President Judge Hon. Debbie O’Dell Seneca.
Andrew D. Shannon was hired as an associate at the Law Offices of Lisa P. Wildstein.
Ginevra E. Ventre accepted a position as a law clerk for the U.S. District Court for the Western District of Pennsylvania.
Ryan S. Welsch joined the regional law firm Bowles Rice, LLP as an attorney in the energy department of its Southpointe office.
Alec B. Wright joined Leech Tishman as an associate in the litigation and bankruptcy and creditor’s rights practice groups.
Christina S. Zanic joined Sherrard, German & Kelly, P.C. as an associate in the corporate, energy and natural resources, and real estate services groups.

Christina O. Magulick joined Wendy L. Williams & Associates.
Kelly E. McCauley joined the Pittsburgh office of Leech Tishman as an associate in the energy practice group.

Kathryn A. Morrow joined Welch, Gold, Siegel & Fittik, P.C. as an associate.
Cara A. Murphy accepted a position with Global Advisors on Smokefree Policy in Summit, N.J.

Alicia Nealon joined the team of regulatory compliance counsels at the National Association of Federal Credit Unions.

Nichole M. Onda accepted a position as an assistant district attorney in the Allegheny County District Attorney’s Office.

Brian V. Panucci accepted a position as an associate at The Law Offices of Patrick J. Shannon.

Linda M. Postol accepted a position with Special Counsel/Phillips Healthcare, in Murrysville, Pa., as third party contracts administrator, reviewing and drafting international health care contracts.

Amber L. Reiner accepted a position as an associate with Steptoe & Johnson, PLLC in Canonsburg, Pa.

David P. Stefko, L’69
Mary R. Steiner, L’03
David P. Strellec, L’83
Clayton A. Sweeney, L’62
Stephen J. Warner, L’72
Daniel F. Zeigler, L’72

This list is provided through Duquesne University’s Advancement Records Office and may not be complete. If you have information about an alumni who passed away this past year and is not listed, please contact the Law Alumni Office at 412.396.5215 so we may update our records.
2013 Alumni Receptions

Pittsburgh, Pa.

Harrisburg, Pa.

Atlanta, Ga.

Washington, D.C.
For the last eight months, I’ve had the fantastic opportunity to participate in the production of a documentary that focuses on veterans’ post-deployment adjustment issues.

Painfully inspired by the recent Department of Veterans Affairs estimation that 22 veterans commit suicide every day, *Project 22* was filmed during a 22-day, 6,500-mile cross-country motorcycle trip that sought to increase prevention by raising awareness of the current veterans suicide epidemic. The two riders and subjects of the film, Marine Sgt. Daniel Egbert and Army Sgt. Matt “Doc” King, are combat-wounded veterans. They visited and interviewed researchers, care providers and veterans, many of whom had attempted or thought about committing suicide. The journey was captured by a production crew and will be released as a feature-length film this summer.

My involvement as a producer with the film has been as a location scout and fixer during the four days of filming in Pittsburgh in October, and as an adviser and spokesperson. To raise public visibility and aid in fundraising efforts, Egbert, King and I have made numerous media appearances, including segments on MSNBC’s *Morning Joe*. Through crowd-sourced fundraising efforts and the kindness and generosity of many, we’ve been able to raise approximately $60,000 of the $80,000 needed to produce and release the film.

Our goal is to make the film viewable, free of charge, to all veterans and their families. We’re seeking to inspire hope in affected veterans by highlighting individual successes and alternative therapies found.

To learn more about the film and the awareness campaign, and to see the film’s trailer, visit [www.medicinalmissions.com/project-22](http://www.medicinalmissions.com/project-22).

Theo Collins, a rising third-year day student, is a former sergeant in the U.S. Marine Corps and served in Afghanistan in 2010 and 2011. He is an associate producer of the film and an associate director of Medicinal Missions, the nonprofit organization producing Project 22.
Trial Advocacy

Duquesne Wins Gourley Cup Championship

Duquesne University School of Law won the 41st annual Academy of Trial Lawyers Mock Trial Competition in February, bringing home the coveted Gourley Cup. After beating University of Pennsylvania and outscoring all of the plaintiff teams—including Howard University, Catholic University, College of William & Mary, American University, University of Pittsburgh and Widener University Harrisburg—Duquesne’s team of Laura Pitchford, Joshua Ward, Nicholas Yovich and Madi Bobb defeated Widener University Delaware by a one-point margin in a tough and close battle. In addition to the championship win, Joshua Ward was named Best Advocate.

Duquesne vs. Duquesne in American Association for Justice Regional Competition

It is extremely rare to have two teams from the same school face each other for a win, but that’s exactly what happened at the American Association for Justice Regional Competition in March. Two Duquesne teams outscored 14 others, including those from Pennsylvania State University (the No. 1 seed), Drexel, Rutgers, University of Oklahoma, University of Pittsburgh, University of Tulsa, West Virginia University and Widener University, on the way to the final round.

The championship featured Duquesne vs. Duquesne, with Alex Poorman, Autumn Pividori, Kathleen Shoaff and Andrew Rothey facing Aubrey Smith, Asra Hashmi, Nicholas Jimenez and Kara Lattanzio. After almost three hours of grueling competition and zealous advocacy, one team emerged as champions and one as finalists.

The team of Poorman, Pividori, Shoaff and Rothey won the competition and moved on to the AAJ nationals in Santa Monica, Calif., in April. One of only 14 regional champions competing, Duquesne defeated the eventual winner, University of Akron, as well as Chicago-Kent and California Western to advance to the quarterfinals of the national event.

Special thanks go out to Professor S. Michael Streib, director emeritus, and Professor Amelia Michele Joiner, director, for their leadership of the trial advocacy program over the years. Streib, a 1979 grad, is retiring after more than 30 years of service to Duquesne University School of Law. Joiner, a 2002 grad, is leaving to become director of trial advocacy and associate professor of legal skills at Stetson University College of Law. We wish them both the best of luck. Duquesne’s program has become one of the strongest trial advocacy programs in the nation thanks to their leadership.

Trial Advocacy Alumni Coaches: 2013-2014

S. Michael Streib L’79  Lisa Mantella L’06
Amelia Michele Joiner L’02  Katie Chpengery McGee L’11
Brock McCandless L’09  Elbert Gray L’03
Lisa M. Barnett L’09  Erica Lombardo L’13
Peter Giglione L’02  Julian Neiser L’01
Alicia Nocera L’09  Clancy Boylan L’12

duq.edu/law/trialadvocacy

Best Wishes to Professor Joiner

Congratulations to Professor Amelia Michele Joiner, who has accepted a position as director of trial advocacy and associate professor of legal skills at Stetson University College of Law. Joiner will be directing the entire Stetson trial advocacy program, as well as teaching courses in trial advocacy and other advocacy-related subject matters in both the J.D. and LLM programs. Stetson’s trial advocacy program has been consistently ranked as best in the nation by U.S. News & World Report.
Appellate Moot Court Board

National Energy & Sustainability Moot Court Competition

Duquesne University School of Law sent two teams to the 2014 National Energy & Sustainability Moot Court Competition and came home with the championship, a quarterfinalist placement, two of five Best Brief awards and four of 10 Best Oralist awards.

Aleksandra Kocelko and David Leake won the national competition at West Virginia University in March, after arguing on and off brief eight times. In addition to the championship, Leake and Kocelko won the Fifth Best Brief award, Leake won the Third Best Oralist award, and Kocelko won the Fifth Best Oralist award.

Cara Pinto served as student coach, and Professor Erin Karsman, director of appellate advocacy, advised the team.

Dean Jerome Prince Memorial Evidence Competition

Duquesne Law students Zack Bombatch and Lauren Gailey won the much-coveted Best Brief award at the Dean Jerome Prince Memorial Evidence Competition held in Brooklyn, N.Y., in March. Mary Hancock served as student coach, and Associate Dean Jane Moriarity, Professor Wesley Oliver, Professor Erin Karsman and alumni helped to prepare the team for oral argument.

Duquesne is only the second team in the competition’s 29-year history to win the Best Brief award in two consecutive years.

Appellate Moot Court Board Alumni Coaches 2013-2014

| Sarah Andrews L’06             | Devin Misour L’11         |
| Keaton Carr L’11              | Matthew Pilsner L’12      |
| Stephen Guzzetti L’12         | Peter Reith L’13          |
| David C. James L’13           | Frank Stoy L’12           |
| Kate M. Lewis L’12            | Ginevra Ventre L’13       |
| Abigail Marusic L’11          | Ryan Wilk L’13            |

duq.edu/law/appellateadvocacy
On Feb. 26, 2012, 17-year-old African-American Trayvon Martin was shot and killed by George Zimmerman, the neighborhood watch coordinator for a gated community in Florida. Zimmerman called police to report Martin as being suspicious, and soon thereafter a physical altercation ensued between the two. Zimmerman claimed that Martin, who was unarmed, attacked him, and Zimmerman was found not guilty of murder on July 13, 2013. The case became the focal point for a national discussion on the role race plays in the criminal justice system.

The Duquesne University School of Law Black Law Students Association hosted a three-person panel discussion of the controversial George Zimmerman murder trial involving Trayvon Martin in February. The event drew overflow crowds from Duquesne’s student body and the community. The panel discussion was moderated by Elliot Howsie, L’98, chief of Allegheny County’s Public Defenders Office.

The wide-ranging discussion covered topics including police procedure, “stand your ground” laws, the media’s attention to the case, the role of race in the trial and the mistakes made by the prosecution.

Panel member A.J. Bellido de Luna, former police officer and law professor at the University of Maryland’s law school, said that proper police procedure was initially followed in the Zimmerman case.

“I think there’s a big misconception that George Zimmerman was not arrested,” he said.

Following police’s arrival on the scene of the shooting, Bellido de Luna said, Zimmerman was handcuffed, read his rights, and had his picture taken, which is all standard and appropriate police procedure. Bellido de Luna said that an officer at the scene “actually wrote out a statement of charges to bring George Zimmerman in front of a hearing officer, but was ultimately overruled by a more senior officer in the police department.”

Leonard Birdsong, former diplomat and law professor at Barry University, opined that the reason Zimmerman was not booked was because in 2005 the Florida legislature enacted a stand your ground law. In Florida, where the shooting occurred, the stand your ground law permits the use of deadly force in defense of one’s life without the need to retreat, and is “coupled with the fact that there is a presumption that you acted reasonably,” he said.

Though Zimmerman never affirmatively raised the stand your ground law in his defense, Birdsong suggested that the existence of the stand your ground law played a role in keeping Zimmerman from initially being booked for the shooting.

“It’s very, very rare to have an ‘un-arrest,’ especially in a shooting death, usually you collect the evidence, present it to the prosecutor, the prosecutor determines whether or not to move forward,” said Bellido de Luna. “In this case, that didn’t happen.”

Tracey McCants Lewis, professor at Duquesne University School of Law and author of a chapter in the book Pursuing Trayvon Martin: Historical Contexts and Contemporary Manifestations of Racial Dynamics, said that the unusual police procedure forced Martin’s family to turn to the media to seek justice.
On April 2, Duquesne University School of Law and the Women’s Law Association celebrated its 22nd annual Woman of the Year event.

This year’s event, held at The Common Plea, was the most well-attended in the history of Woman of the Year Awards ceremonies, which was no surprise, as our awardees were two accomplished and outstanding women. Receiving the Recent Graduate Award was Christina Horton Duty. Duty, a 2010 graduate, was an extremely active student during her time at Duquesne Law School and continued on a path of success after graduation, working as an associate at Burns White and currently at Highmark.

This year’s Woman of the Year Award was given to Nicola Henry-Taylor, a 1996 law graduate. Henry-Taylor runs her own private practice, which focuses mostly on criminal and family law. She participates in many community organizations and is the current chair of the Allegheny County Bar Association’s Women in the Law Division. Her hard work and tenacity have allowed her to rise up through the ranks of well-known attorneys in the Pittsburgh legal community, and, at such a young age, her accomplishments made her a wonderful and deserving awardee for the Woman of the Year Award.

Both awardees not only humbly expressed their gratitude in receiving their respective awards, but also took the time to offer words of advice and encouragement to the young lawyers and law students in attendance. Duquesne University School of Law is very proud and much honored to have the opportunity to celebrate the accomplishments these two outstanding women.

Eric S. Donato, L’14, is the 2013-2014 executive editor of Juris Magazine. This article was originally published on www.jurismagazine.com.
Energy and Mineral Law Society

The Energy and Mineral Law Society hosted an interactive discussion with Nicholas J. DeIuliis, L’02, president and CEO of CONSOL Energy, Inc., about the current events and policy issues relevant to the energy industry. Beginning by outlining the history of CONSOL, a 150-year-old corporation, DeIuliis introduced the various issues that arise with the convergence of energy policy and legal principles. He explained how the history of Pittsburgh has been built around energy industries, beginning with coal and steel, and rising again with the growth in the Marcellus Shale plays throughout western Pennsylvania and other neighboring states. DeIuliis elaborated that while the energy-rich region is as close as Greene, Washington and Fayette counties, the industry has quickly become global as resources are shipped to manufacturers in China and India, whose products then circle back to be sold in the U.S.

DeIuliis described the various areas of the law that are involved in the coal and Marcellus industries: From real property, including surface and mineral interest ownership; to corporate law topics, such as balancing shareholder expectations with updated SEC reporting rules; to constitutional law, involving the checks and balances of state and federal industry regulations. He also explained the relationship of the recent Act 13 decision to decisions made by municipalities and states concerning the energy companies. DeIuliis touched upon the importance of ethical negotiations, road use and maintenance agreements specific to the natural gas industry. He closed by discussing the complexities of geo-politics and the impact energy sources and energy independence, or energy dependence, can have on global decision-makers.

Corporate Law Society

On Jan. 16, the Corporate Law Society hosted its spring semester Corporate Law Panel, the second such event of its kind for this academic year. The panelists included Travis Williams, L’96, current COO of the Pittsburgh Penguins and a former partner at Reed Smith; Brian Walters, L’95, vice president and general counsel for Matthews International; William Ries, L’74, shareholder and practice group leader at Tucker Arensberg; and Thomas Grealish, BS’83, president at Henderson Brothers. Dean Gormley, along with James Miller, current Corporate Law Society president, gave the opening remarks, while Peter Horne, current Corporate Law Society treasurer, served as the moderator. The panelists provided a variety of insights ranging from descriptions of their daily interactions with their associates and clients to describing what clients and potential employers expect or desire from potential new hires. The focus of this discussion was predicated on providing career advice for law students interested in building their relationship management skills by both networking with fellow attorneys and through building new client relations.

For more information on the panel or the Corporate Law Society itself, please email clsduquesne@gmail.com.
Career Services on the Move

Maria D. Comas, L’00, Director of Career Services

The School of Law is pleased to announce the addition of Samantha Coyne, MBA ’04, to the Career Services Office. Coyne brings a unique blend of legal, financial services and sales experience to Duquesne Law, as well as experience in law school employer development. As the employer outreach manager, Coyne identifies and cultivates relationships in order to develop employment opportunities for Duquesne Law students and graduates. Coyne will continue to reach out to alumni in all areas of the law, but she is particularly interested in speaking to small and mid-sized firm professionals, corporate attorneys and alumni working in nontraditional careers.

Lawyers on Location
One of the programs Coyne coordinates is Lawyers on Location, a new way for law students to be introduced to local practitioners. Employers host students for a casual lunch and informal question and answer session. (The number of students is up to the employer.) The program provides a great way for students to develop networking skills and gives attorneys a way to support the School of Law and meet potential future colleagues. If you would like to host a Lawyers on Location, please contact Coyne at coynes1@duq.edu or 412.396.2593.

Thank You
Thank you to all of our alumni who participated in the Spring Recruitment Program, contacted the Career Services Office about employment, and met with students and recent graduates for informational interviews. The Career Services Office is always available to discuss how we can help you find a law clerk or associate attorney to meet your employment needs.

Additionally, we’d like to thank the following who joined us for programs and events between Oct. 30, 2013, and April 30, 2014.

JUDICIAL, GOVERNMENT AND PUBLIC INTEREST LAW RECEPTION: OCTOBER 30

YOUR FIRST LEGAL POSITION PANEL DISCUSSION: NOVEMBER 4
Joshua Camson, Grant Cannon, Kristine Long, Beth Slaby and Michaelene E. Weimer, L’10
Co-sponsored with the Allegheny County Bar Association Young Lawyers Division

MILITARY CAREER PANEL: NOVEMBER 6
Co-sponsored with the Military Law Society

ENERGY LAW CAREER PANEL: NOVEMBER 12
Natalie Jeferis, David J. Laurent, L’80, and Courtney Richardson
Co-sponsored with the Energy and Mineral Law Foundation and the Energy and Mineral Law Society

ALLEGHENY COUNTY BAR ASSOCIATION 1L DIVERSITY SUMMER CLERKSHIP INFO SESSION: NOVEMBER 14
Presented by Alysia M. Keating

LAWYER TO LAWYER: ON LOCATION AT FEDEX GROUND: NOVEMBER 15
Hosted by Richard M. Heiser, L’01, and attended by Lindsay M. Bard, L’07, Albert Chin, Clarence Dozier, Christine M. Gass, L’99, Luca M. Giorgi, L’03, Michael Higginbotham, Maureen S. Hopbell, L’04, Joseph Horter, Christina Johansen, Chase Karsman, Joanne LaRose, Joseph Milcoff, Jason Norris, Denise Radocaj, John Snyder, Anthony Spalvieri and Ashley Swanson, L’02

A DAY IN THE LIFE: NOVEMBER 19
Joseph P. Covelli, L’80, Dodi Walker Gross, L’82, Rebecca Gruen, L’92, Garry A. Nelson, L’82, Hon. James J. Panchik, L’82, and Vincent Quatrini, L’74
Co-sponsored with the Duquesne Law Alumni Association Board of Governors

SCHWEITZER FELLOWSHIP PROGRAM INFORMATION SESSION: JANUARY 15
Presented by Joan Haley

CORPORATE RELATIONSHIP MANAGEMENT PANEL: JANUARY 16
Thomas Grealish, BS’83, William C. Ries, L’74, Brian D. Walters, L’95, and Travis E. Williams, L’96
Co-sponsored with the Corporate Law Society
ENERGY & MINERAL LAW LUNCH & LEARN: JANUARY 22
Jonathan D. Hall, L’11, and Anthony J. Racioppi, L’12
Co-sponsored with the Energy and Mineral Law Society

NETWORKING 101 – A PANEL DISCUSSION: JANUARY 23
Jessica M. Jurasko, L’04, Vincent Quatrini, L’74, Kimberly S. Tague, L’04, and Joseph R. Williams, L’09
Co-sponsored with the Duquesne Law Alumni Association Board of Governors

MOCK INTERVIEW PROGRAM: JANUARY 27 – FEBRUARY 12

INTERVIEWING SKILLS PANEL DISCUSSION: FEBRUARY 24
Nicholas J. Bell, L’09, Samuel A. Hornak, Erin E. McCurdy, L’08, Kirsha Weyandt Trychta, L’06, Michaelene E. Weimer, L’10, and Joseph R. Williams, L’09
Co-sponsored with the Allegheny County Bar Association Young Lawyers Division

SPEED NETWORKING WITH THE ALLEGHENY COUNTY BAR ASSOCIATION YOUNG LAWYERS DIVISION: MARCH 10
Julie A. Brennan, L’09, Cara J. Group, L’10, Alexander Guminski, Bradley A. Matta, L’10, Amy D. Rees, L’12, Justin T. Romano, L’09, Kimberly S. Tague, L’04, Michaelene E. Weimer, L’10, Regina Wilson and Joseph R. Williams, L’09
Co-Sponsored with the Allegheny County Bar Association Young Lawyers Division

SPECIAL COUNSEL INFORMATION SESSION: MARCH 11
James J. Cafaro, L’12, and Mary Welsh

SPEED NETWORKING WITH LAW ALUMNI: MARCH 12
Co-sponsored with the Duquesne Law Alumni Association Board of Governors

HEALTH LAW NETWORKING RECEPTION: MARCH 25
Mary Austin, Professor Valerie Blake, Michael A. Comber, L’98, Peter D. Giglione, L’02, Marcus S. Graham, L’08, Ron G. Jones, Susan M. Seitz, Amy Dolan Strano, L’92, and Phil Zarone
Co-sponsored with the Health Law Society

SPEED NETWORKING WITH THE WOMEN’S LAW ASSOCIATION: MARCH 26
Co-sponsored with the Women’s Bar Association of Western Pennsylvania

PERSPECTIVES OF FOOD LAW: ENVIRONMENTAL SUSTAINABILITY AND FOOD SAFETY: APRIL 3
Featuring Gabriela Steier, L’12
Co-sponsored with the Animal Law Society and the Health Law Society

PRACTICE AREA AND CONCENTRATIONS FAIR: APRIL 7

JUDICIAL LAW CLERK PANEL: APRIL 15
Katie McGee, L’11, Devin M. Misour, L’11, and Ginevra F. Ventre, L’13
congratulates

HONORABLE KATE FORD ELLIOTT, L'78
Pennsylvania Superior Court

HONORABLE ARTHUR E. GRIM, L’72
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