



THE LAW ALUMNI
JOURNAL

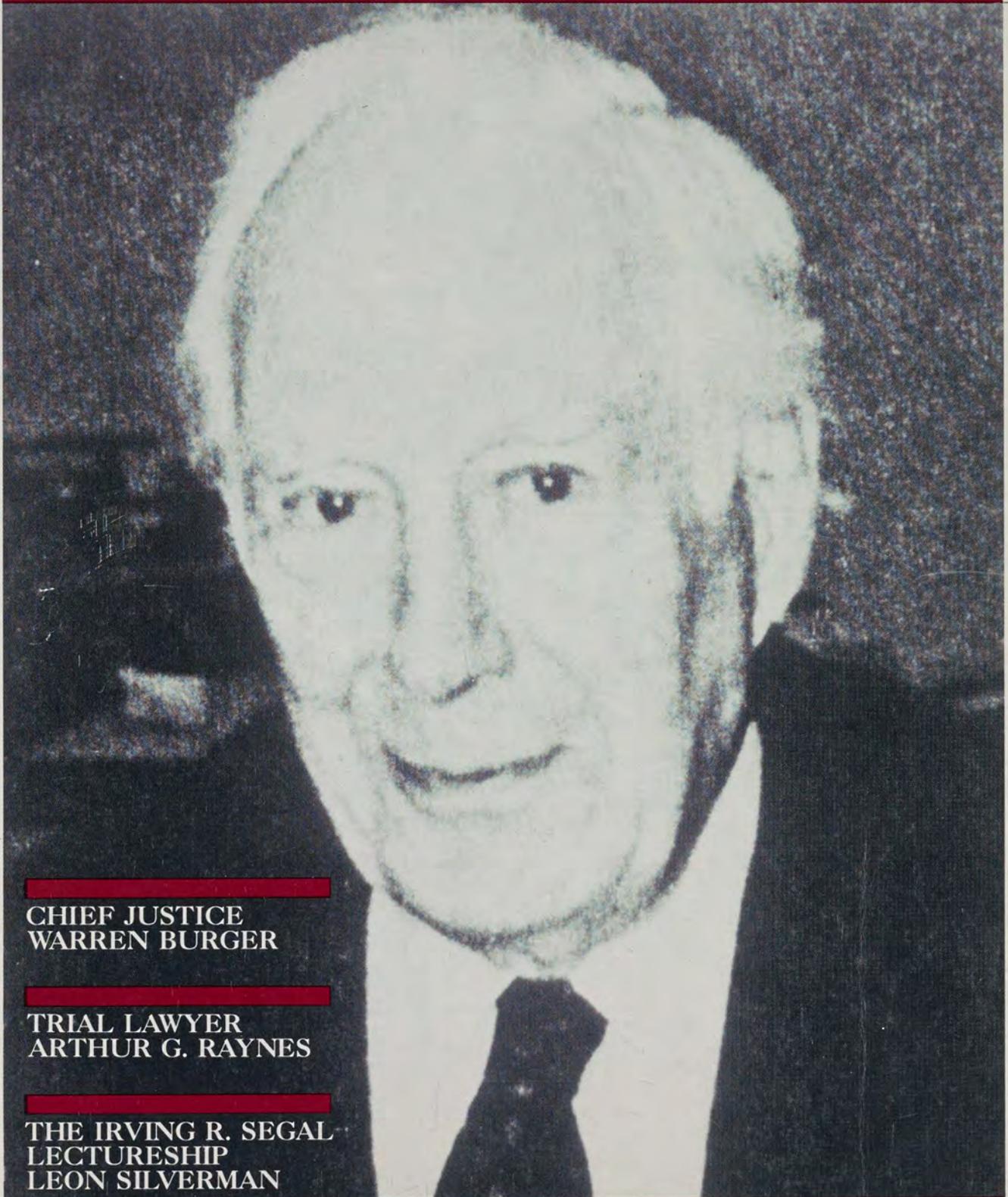
THE LAW SCHOOL

UNIVERSITY OF PENNSYLVANIA

Spring 1988

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**CHIEF JUSTICE
WARREN BURGER**

**TRIAL LAWYER
ARTHUR G. RAYNES**

**THE IRVING R. SEGAL
LECTURESHIP
LEON SILVERMAN**

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SYMPOSIUM

FROM THE LAW LIBRARIAN'S WINDOW

by Elizabeth S. Kelly
 Director,
 Biddle Law Library



During this past year the Biddle Library has been experimenting with two fee-based programs by which lawyers in Philadelphia as well as those who practice at a distance from the School might effectively use the Library's collection. The programs have been successful in bringing in a modest amount of income, and in sharing the Library resources with the for-profit bar in a way which does not inhibit the availability of library space and library personnel for students.

One is a subscription program, known as ACCESS BIDDLE, which permits access to the Library by law firms or by individual attorneys within commuting distance. Alumni/ae of the Law School are, of course, entitled to free, non-transferable access cards. Individual attorneys, who are not alumni/ae, may purchase either access-only cards for \$200 a year or access-plus cards which, for \$500 a year, permit the borrowing of books. Non-profit organizations have been issued access-only cards without cost.

The subscription plans for multi-attorney law firms include access-plus cards which may be used by firm members or employees, both for access and borrowing privileges, and they include, as well, a number of delivered loan or photocopy requests. The annual cost for firm subscriptions ranges from \$600 for firms of fewer

than thirty attorneys to \$1600 for firms of more than seventy-five attorneys.

Although use of ACCESS BIDDLE during the year just concluding confirms that the Library should continue the program, both Penn Law alumni/ae and graduates of other law schools have shown more interest in Biddle's Photocopy Service. This service dispatches, generally within twenty-four hours by telefax, overnight delivery, United States mail, or messenger, photocopies of a wide spectrum of published legal sources including journal articles, statutes, state or federal regulations, court decisions, treaties, foreign legislative and judicial documents, and United States government publications. More than one hundred fifty law firms have set up accounts with Biddle and phone their requests to the Library at 215-898-9387 to secure convenient, quick possession of sources not otherwise easily available to them.

Sentiment at the Library is that these programs, ACCESS BIDDLE and the Photocopy Service, have been successful in sharing Biddle's increasingly strong collection with alumni/ae, Philadelphia law firms, and attorneys who practice in areas remote from the School. Two of this past year's acquisition initiatives have been to build a collection of state compilations of administrative regulations and a stronger collection of current foreign codes of laws from other countries. I encourage your use of Biddle and I ask for any helpful suggestions you may have on how we can make Biddle Library a more valuable resource for alumni/ae and the balance of the practicing bar without decreasing the Library's availability to students.

NEWS FROM THE INSTITUTE FOR LAW AND ECONOMICS Seminars

On January 21, Professor Michael L. Wachter and George M. Cohen '86 gave a seminar entitled "The Law and Economics of Collective Bargaining." Michael L. Wachter is a Professor of Economics, Law and Management and Director of our Institute for Law and Economics. George M. Cohen is a joint J.D./Ph.D. degree candidate, a law clerk for the Third Circuit Court of Appeals, and is currently writing his doctoral dissertation in Economics. The seminar was based on their paper which appeared in the May issue of the *University of Pennsylvania Law Review*.

The second Law and Economics seminar on Collective Bargaining was held on April 18. Professor Michael Wachter and George Cohen led the seminar, which was co-sponsored by the Labor Workshop.

"Intergovernmental Takings," led by Law Professor Michael Schill, was the subject of the May 18 Olin Seminar co-sponsored by the Ad Hoc Seminars at the Law School.

Olin Lecture Series

On February 4, Lewis A. Kornhauser, Professor of Law at New York University School of Law, delivered a lecture entitled "The New Economic Analysis of Law: Legal Rules as Incentives." Professor Kornhauser holds both a J.D. and a Ph.D.

in Economics and has written extensively in the areas of antitrust and law and economics. His lecture was followed by a reception for students and faculty and a dinner with members of the Institute's associate faculty. Professor Kornhauser's visit was made possible by a grant to the Institute from the John M. Olin Foundation.

On Tuesday, April 5, Curtis A. Hessler, Senior Vice President and General Counsel of Unisys Corporation, gave a lecture on "Efficient Capital Markets and Insider Trading" at the Law School. Mr. Hessler holds an M.A. in Economics from the University of California at Berkeley and a J.D. from Yale Law School.

On Thursday, April 21, Eugene H. Rotberg '54, Vice President of Merrill Lynch & Co., Inc., delivered a luncheon address at the Latham Hotel on Third World debt based on his experience as Vice President and Treasurer of the World Bank.

Both Messrs. Hessler and Rotberg are members of the Institute's Board of Advisors.

Roundtables

On Friday, May 13, the Institute held a roundtable for United States Third Circuit judges which was co-sponsored and hosted by the Federal Reserve Bank of Philadelphia. Entitled "Economics and the Law," the roundtable included panels on predatory behavior; employment security and wrongful discharge; and takeovers, leveraged buy-outs, and fraudulent conveyance. This was the Institute's third roundtable for Third Circuit judges.

On Monday, June 6, the Institute will sponsor an all-day roundtable on corporate tax issues. Alan Auerbach, Chairman of Penn's Economics Department and member of the Institute's associate faculty, will present a paper entitled "Interest Deductions in a Mixed Tax System" at the morning session. In the afternoon, the participants will discuss problems in revenue estimation.

Winston Fellowships

The Institute for Law and Economics is pleased to announce the recent renewal of the Norman and Rosita Winston Foundation's three-year grant to the Institute which funds five graduate student fellowships. The fellowship program encourages true interdisciplinary research in law and economics by matching J.D. students with Economics and Wharton faculty, and Ph.D. students in Economics and Finance with Law School faculty.

Board Appointment

Peter F. Waitnight, Vice President of Sun Company, has been appointed to the Board of Advisors of the Institute for Law and Economics.

PUBLIC INTEREST AND THE LAW

On March 18 and 19, the Law School hosted the Edward V. Sparer Public Interest Law Conference. This year's program, entitled "Privacy and the Public Interest," was the fifth forum of its kind at the University of Pennsylvania. The Conference was attended by students and members of the public sector who explored current issues such as the rights of AIDS victims, drug testing in the workplace, and economic needs testing for recipients of government benefits.

The Conference began with a keynote address by Professor Rhonda Copelon of the City University of New York on the scope of constitutional and common law rights to privacy. A panel discussion featuring Professors David Rudovsky and Howard Lesnick followed the address and provided a closer look at specific privacy issues such as political affiliations and sexual conduct.

The second day of the Conference consisted of a half dozen practical workshops which identified legal solutions to problems of privacy. The workshop themes included Domestic Violence, led by Sally Simmons of Women Against Abuse; Child Welfare, led by Robert Schwartz, Director of the Juvenile Law Center and Leslie Kidd of Community Legal Services; Gay Rights and AIDS, led by David Webber of the Philadelphia Gay and Lesbian Task Force.

The Conference was dedicated to Edward V. Sparer, a member of the Law School faculty from 1969 until his death in 1983 and a pioneer in welfare rights law. Mr. Sparer's dedication to the poor motivated him to establish Mobilization for Youth, the first community legal services

program, and the Columbia University Center on Social Welfare Policy and the Law.

This year's Public Interest Law Conference provided a medium for students to discuss the practical implications of issues that affect the public sector.

MID-ATLANTIC TAX CONFERENCE II

The second annual Mid-Atlantic Tax Conference was presented by the Law School in conjunction with the Section on Taxation of the Philadelphia Bar Association on January 23. The Conference, organized by Law School Professor Harry L. Gutman and Sheldon M. Bonovitz of Duane, Morris & Heckscher, took place at the Annenberg Center.

The Conference was split into two segments: 'S' Corporations and Partnerships. The 'S' Corporation panel was moderated by Robert E. McQuiston of Ballard, Spahr, Andrews & Ingersoll and focused on: "Transactional Planning, 'C' and 'S' Interrelationship Issues, Estate Planning With 'S' Corporations, and Issues Peculiar to 'S' Corporations." This morning segment was followed by a reception and luncheon at the Faculty Club. During lunch, the Honorable O. Donaldson Chapoton, Assistant Secretary (Tax Policy) of the United States Treasury Department, spoke to conference participants. After lunch, a three hour session on "Partnerships," moderated by Pamela Daley Kendrick '79 of Morgan, Lewis & Bockius, featured discussions on "A Review of the Basics, Transactional Planning, and Working With the Section 704(b) Regulations."

This year's Mid-Atlantic Tax Conference featured a distinguished panel of faculty members which contributed to the overall success of the program.

Course materials and audio cassette tapes of the Mid-Atlantic Tax Conference are available for \$175.00. Call Ms. Susie Satterfield, (215) 898-7498 to order the materials.

Continued on page 3

LAW REVIEW SYMPOSIUM

The second annual Law Review Symposium took place on March 1 at the Annenberg Center. The subject of the all-day event was "The Limitations on the Effectiveness of Criminal Defense Counsel: Legitimate Means or Chilling Wedges." The symposium examined issues related to the criminal defense attorney's duty to represent the client zealously within the boundaries of the law.

The first session on "Criminal Defense Counsel and Grand Jury Subpoenas" was discussed by Jane Serene, Special Counsel to the Assistant Attorney General of the United States Department of Justice, and Max D. Stern '69 of Stern & Shapiro, Boston, MA. The moderator was the Honorable Louis H. Pollak of the United States District Court, Eastern District of Pennsylvania and former Dean of the Law School.

The next panel discussion featured "Investigating Criminal Counsel as Suspects of Criminal Wrongdoing." Panelists included Ronald Goldstock, Director of the New York State Organized Crime Task Force, H. Richard Uviller, Professor of Law at Columbia University School of Law, and Charles Ogletree, Professor of Law at Harvard Law School.

The afternoon panels were moderated by the Honorable Anthony J. Scirica of the United States Court of Appeals for the Third Circuit. The first panel examined the implications of perjurious testimony by criminal defendants on counsel's ability to present a zealous defense in *Nix v. Whiteside*.

Speakers included Brent R. Appel, former Assistant Attorney General of Iowa, and Monroe H. Freedman, Professor at Hofstra University Law School. The final session explored the Sixth Amendment right to counsel. Addressing the issue were Rhea Kemble Brecher, Executive Assistant States Attorney, Southern District of New York, and David Rudovsky, Senior Fellow at the Law School.

The Law Review Symposium, under the tutelage of the Honorable Edmund B. Spaeth, Jr. concluded with all panelists discussing the Sixth Amendment right to counsel and its current implications. In closing, David Rudovsky stated: "The question, I think, is whether (the tools) the Government has developed have undermined the Sixth Amendment...The point of the Sixth Amendment and the Bill of Rights is to prevent abuse before it occurs...Finally, we have to be concerned about access to justice and the effective assistance of counsel."

The panelists' papers and comments will be published in the June, 1988 edition of the *University of Pennsylvania Law Review*. The symposium was sponsored by the Law School's Council of Student Representatives, the Center for Professionalism, and the Law Alumni Society.



Glenn DuMont '88, CSR Representative,
Henry Klehm '88, Class Agent at Law Review
Symposium

ALUMNI FRIENDSHIP PROGRAM

Minority students and alumni met on January 5 to establish the Minority Student/Alumni Friendship Program. The purpose of the program is to match minority students with alumni who share similar interests in a mentor-student type exchange. The Career Planning and Placement Office, under the directorship of Lyn Davis, sponsors the program, which is a reinstatement of the original Friendship Program which was active from 1979-1984.

Seventeen students and ten alumni attended the event. Students sought out those alumni with related career interests and were encouraged to contact other interested alumni whose names are on file at the Placement Office.

Once a student is matched with an alumnus/a mentor, plans can be made for law firm visits, attendance at court proceedings and trials, observance of pretrial conferences, deposition proceedings, participation in community and public service related activities, or other aspects of the mentor's legal agenda. Min de Collingwood, Assistant Director of Career Planning and Placement, feels that the program will benefit minority students seeking practical information from alumni: "I want to encourage minority alumni to participate in the Friendship Program, even on an ad hoc basis; to share preoccupations and ask questions; to go over interview strategies and discuss various fields of legal practice." Interested alumni can contact Min de Collingwood at (215) 898-7493.

NEWS FROM THE COUNCIL OF STUDENT REPRESENTATIVES

There have been a number of student activities sponsored by the Dean's office this spring: a guest speaker series, a monthly lunch with the Dean comprised of three

representatives each from the Class of '88, '89, '90, and one LL.M. at the Faculty Club; an open forum with the Dean, and a feature film series at the Law School.

On January 27, 1988, Stanley Martin David Beck, Chairman of the Ontario Securities Commission, Ontario, Canada visited the Law School as part of the CSR lecture series. Chairman Beck's discussion focused on the differences between American and Canadian market structure and the ways in which Canada has been able to regulate tender offers and securities trading through legislation. A group of law students and faculty members participated in the lecture and ensuing question and answer session.

Former Chief Justice Warren Burger spoke at the Law School on March 22 and attracted a sizable audience of faculty and students. The topic of his lecture, "The Insanity Defense," is featured on page 13.

On Wednesday, March 23, visiting professor Manfred Weiss gave a lecture entitled "The Impact of Modern Technology on German Labor Law." The lecture was a joint project by the *Journal of International Business Law* and the *Comparative Labor Law Journal*. Professor Weiss is on the law faculty at the University of Frankfurt, West Germany.

Alumni, colleagues and scholars had a unique opportunity to attend the Gruss Lecture on Monday, March 28. Established by Joseph S. Gruss and Caroline Zelaznik Gruss (see page 11), the lecture was delivered by visiting professor Haym Soloveitchik.

On March 29, Leon W. Silverman delivered the second Irving R. Segal Trial Advocacy lecture and his discussion is featured on page 9.

Commencement

On Monday, May 16, the Class of 1988 held their Law School graduation at Memorial Hall in Fairmount Park. 220 were graduated, including 36 LL.M.s. The Honorary Fellow selected by faculty and student representatives was Morris S. Dees, Jr. Mr. Dees is founder and director of the Southern Poverty Law Center, serving as counsel in over fifty civil rights cases. Mr. Dees has been Visiting Instructor at the Kennedy School of Government, Harvard University, and as guest lecturer at the University of Alabama, Emory University Law School, Miles College, Cumberland Law School-Samford University, and University of Virginia Law School. Dean Robert H. Mundheim presided and addressed the Class of 1988.

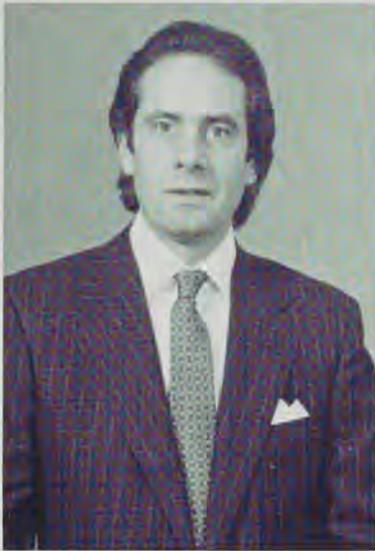
Continued on page 5



NEWS FROM THE LAW ALUMNI SOCIETY

PRESIDENT'S REPORT

HOWARD L. SHECTER '68



"Midway through my term as President of the Law Alumni Society, I am pleased to report that there has been an increasing number of alumni programs and that they have been very well received. I look forward to the forthcoming year and anticipate a continuing expansion of the Law Alumni Society's work. With my 20th year class reunion this spring, I am also mindful of the significant influence the three years at Penn Law School had on my life and take pride in the Law School's direction and focus under Dean Mundheim's leadership."

Firm Reception Program

Leon Meltzer Professor A. Leo Levin '42 addressed alumni on March 1 at a Blank, Rome, Comisky & McCauley firm reception hosted by Fred C. Blume '66, the firm solicitor. Professor Levin also addressed alumni at a firm luncheon at Mesirov, Gelman, Jaffe & Jamieson on Monday, March 14. The luncheon was hosted by Arthur Lefco '71. On April 29, Gregory A. Weiss '69 hosted an alumni breakfast at Simpson, Thatcher & Bartlett. Dean Robert H. Mundheim addressed the group.

Legal Writing Instructorship

The Law Alumni Society hosted a reception for the nineteen second and third year legal writing instructors in the Faculty Lounge on April 5. The program, directed by Professor of Law Gary Francione, is funded by the Arthur Littleton Fund, the H. Clayton Louderback Legal Writing Instructorship Fund, the Raynes, McCarty, Bender, Ross and Mundy Fund, and the Law Alumni Society.

Alumnae Workshop

Law firm advancement was the topic of the second Law Alumni Society-sponsored Alumnae Workshop. Entitled "Not Yet Equal Partners," the workshop was attended by 48 alumnae and their guests on March 17. Nancy J. Bregstein '76 and Helen P. Pudlin '74 moderated the discussion, which included an exchange of opinions and attitudes representative of a cross section of alumnae possessing a wide range of law firm experience.

Issues were discussed on an informal basis and included: the frustration which stems from not being considered as equals by male counterparts, methods by which female lawyers can develop new business and find new clients, the costs and benefits of being a part-time law firm partner, and future goals and plans after partnership status is attained. Also discussed were the positive and negative aspects of work in the public and corporate sectors and partners' expectations of associates. The workshop concluded with some suggestions for ways that these workshops can be proactive; that is, address issues and take action to resolve them.

Suggestions or recommendations for the next Alumnae Workshop to be held September 8 should be sent to Joanna Charnes, Director, Law Alumni Affairs, at (215) 898-6303.

Washington, D.C. Annual Alumni Reception

On Wednesday, April 27, the Washington, DC Annual Alumni Luncheon convened at the Willard Hotel. Mahlon Frankhauser '57 addressed the 35 alumni in attendance. Mr. Frankhauser, an expert on securities and commodities regulation and a senior partner at Lord Day and Lord, Barrett Smith in Washington, DC spoke on the topic: "The Aftermath of the Stock Market Crash and its Ramifications on Securities and Financial Futures Regulation."

Law Alumni Society-Sponsored Class Party

This year's Law Alumni Society-sponsored third year class party was held on Saturday, April 30, at The Peale Club. The Class of 1988 enjoyed an evening of dancing to Purple Haze and imbibing after a rigorous week of final exams.

Pennsylvania Bar Association Meeting

On Wednesday, May 18, Penn alumni attended the cocktail reception at the Hershey Motor Inn in conjunction with the Pennsylvania Bar Association's Annual Meeting. Benjamin Lerner '65 was presented with the Alumni Award of Merit for his commendable service and successful career as Chief Defender of the Defenders Association of Philadelphia.

Save the Date!!! ABA Meeting-Toronto

The Law Alumni Society will hold its annual cocktail reception at the Annual Meeting of the American Bar Association in Toronto, Canada on Monday evening August 8 from 6:00 p.m. to 8:00 p.m. Dean Mundheim will address the alumni/ae present. An invitation is forthcoming in my July annual report to alumni/ae.



Alumnae Workshop

LAW ALUMNI DAY

On Tuesday, April 12, alumni spent a full day at the Law School. Board of Visitors Day, Law Alumni Society Board of Managers working lunch, an Annual Giving Evaluation Meeting, the Annual Meeting and Law Alumni Day Cocktail Reception and Dinner were on the agenda.

The Annual Meeting of the Law Alumni Society was called to order by Society President Howard L. Shecter at 5 p.m April 12 in Room 100. Mr. Shecter opened the meeting with a report of the year's activities. Edward F. Beatty, Jr. '56, the 1988 National Reunion Chair, introduced the reunion committee chairs from the Classes of 1933, '38, '43, '48, '53, '58, '63, '68, '73, '78, and '83. Reunion chairs gave updates on Reunion Weekend, May 14-16, 1988, and specific plans for the quinquennial parties. Howard Shecter introduced outgoing members of the Board of Managers, and distributed to each a commemorative book on Penn entitled *Gladly Learn and Gladly Teach* and written by Martin Myerson and Dilys Pegler Winegrad. Gilbert F. Casellas '77, Chair of the Nominating Commit-

tee, presented the slate of the new Board of Managers whose terms expire in 1990:

Donald Beckman '59, Philadelphia
 Lisa H. Kramer '70, Philadelphia
 Dale P. Levy '67, Philadelphia
 E. Ellsworth McMeen III '72, New York
 Marshall Rutter '59, Los Angeles
 David Samson '65, Roseland, New Jersey
 David S. Shrager '60, Philadelphia

The Class of 1988 officers were introduced:

President: David Buckman
 Officers: Glenn DuMont
 David Dwares
 Stella Tsai
 Class Agent: Henry Klehm



Chuck Manon '89, Al Feldman '53,
 David Marion '63



The Honorable Louis Pollak, Martin J. Aronstein, '65,
 Neysa Adams

A portrait of the Honorable Louis Pollak, former Dean of the Law School, was unveiled at the annual meeting of the 133rd Law Alumni Day. Allen J. Model '80, addressed the alumni, introduced the artist, David Langfitt, and unveiled the portrait. In the audience were Judge Pollak, his wife Cathy, and a number of his law clerks.

A cocktail reception was held at 6 p.m. in the Great Hall. Dinner catered by Carolina's, followed at 6:45, and Mr. Shecter welcomed the group, greeted the 150 alumni



Juan Mayol '87, Laura Morilla '86



Mark G. Yudof '68, Howard L. Shecter '68



Judy & Joseph J. Weisenfeld '67

AALS Cocktail Reception Miami, Florida January 9, 1988

Miami was the location of the 1988 Association of American Law Schools Annual Meeting. The Law Alumni Society hosted a cocktail reception there at the Fontainebleau Hotel on Saturday evening, January 9. Professor Stephen Burbank addressed the group which was comprised of Florida alumni, University of Pennsylvania Law School Faculty, alumni in teaching at other institutions, and former colleagues of the Law School.

and their guests. Mr. Shecter introduced Philadelphia Police Commissioner, Kevin Tucker, the guest speaker, who spoke about the different changes that have occurred on the Police Force since the Task Force Report was published last March.



Philadelphia Police Commissioner, Kevin Tucker, Guest Speaker, Law Alumni Day

The Board of Managers approved raising annual dues from \$35 to \$50 in an effort to continue to provide effective law alumni programs and to cover costs of producing and publishing the *Law Alumni Journal* three times each year.

PHONATHON

Alumni fund raisers and students participated in the Annual Giving phonathon held on April 25 and 26. Pledges in excess of \$20,000 were recorded as a result of the two evenings of calling. Special efforts were made to contact recent graduates to increase the percentage of alumni participation to Annual Giving.

BASKETBALL DINNER

In recognition of their loyalty and service, Annual Giving volunteers were invited to the 1988 Basketball Dinner at Hutchinson Gymnasium on Friday, March 4. After dinner, volunteers and their guests attended the Penn vs. Cornell basketball game.

BFS NYC RECEPTION

Law School Alumni and friends in the New York City area who have joined the Benjamin Franklin Society attended a university cocktail reception at the Explorers Club on Friday, April 29. Members of the University Board of Trustees, and Central Annual Giving staff members greeted and acknowledged those who have given so generously to Annual Giving.

BOARD OF VISITORS DAY

The Law School's second Board of Visitors Day took place on Tuesday, April 12, beginning with coffee and rolls in the Goat Area and concluding with the Law Alumni Day annual meeting, cocktail reception, and dinner. Alumni returned to the Law School for a complete day of classes, discussions and presentations. Classes included Professor Clyde Summers' Labor Law class and Gerald Neumann's Property class. Following classes, Dean Robert H. Mundheim welcomed the group and introduced the Honorable Edmund B. Spaeth, Jr., who led a panel discussion on professionalism. Lunch with students and faculty was held in Administrative Hall. Board of Visitors were then led on a guided tour of the Law School by students. Elizabeth S. Kelly, Director of Biddle Law Library, met with the alumni to discuss the library, its progress, and its needs. Dean Mundheim and the Honorable Arlin M. Adams '47 shared long-range goals for the Law School with the Board of Visitors, and the day concluded with a discussion on admissions and placement issues with Frances Spurgeon, Assistant Dean for Admissions, and Lyn Davis, Director of Career Planning and Placement. Board of Visitors remained at the Law School to attend the annual Law Alumni Day festivities.

ANNUAL GIVING UPDATE

Please remember, every gift is important!

Campaign Totals Through April 15, 1988:
 Campaign Goal: \$1,500,000
 Cash and Pledges Received: \$1,025,000
 Donors:
 % of participation achieved: 30%
 Campaign deadline: June 30, 1988

The Annual Giving Evaluation and Planning Meeting was held in conjunction with the Second Board of Visitors Day and Law Alumni Day on Tuesday, April 12. Lawrence J. Fox '68, the campaign's National Chairman, reviewed with alumni fundraisers the progress of the current campaign and presented the strategy for the 1988-89 campaign. The emphasis on participation has yielded increased numbers of donors, particularly from the most recent graduating classes.

The Class of 1988, under the leadership of Henry Klehm, Class Agent, has raised \$1,100 through a class campaign which has as its goal to raise \$19.88 from 88% of the Class of 1988.

Edward F. Beatty, Jr. '56, Reunion Program Chairman, reports a total of \$295,000 contributed by the 11 participating classes. Of special note: the Class of 1968 has raised \$55,000, surpassing the goal of \$50,000. Twenty-one members of the class have already joined the Benjamin Franklin Society with reunion gifts of \$1,000 or more. John G. Harkins Jr. '58 has set a goal of \$100,000 for the Class of 1958. Robert Spiegel '48 and his gift committee have pledged to achieve 100% participation in honor of their 40th Law School Reunion.

The Benjamin Franklin Society has announced a new membership privilege. The university libraries will grant all members a Library Courtesy Card which carries borrowing and access privileges. Requests for library cards should be directed to: Ms. Hilda Pring, Circulation, Van Pelt Library, 3420 Walnut Street, Philadelphia, PA 19104-6026. Telephone: (215) 898-7094.

IN THE NEWS

The Honorable Bernard J. Goodheart '55 of the Philadelphia Court of Common Pleas continued a 12-year tradition by marrying couples in his courtroom on Valentine's Day, Sunday, February 14. Press coverage included mention in the *Philadelphia Inquirer* and WPVI-TV (ABC) Action News.

Seymour Kurland '57 has been appointed by Mayor W. Wilson Goode to serve as Solicitor for the City of Philadelphia. In his new position, Mr. Kurland will serve both as lawyer to the mayor and lawyer for the city. He was featured in a recent *Philadelphia Inquirer* article which discussed the new appointment.

Arthur J. England, Jr. '61 has been named Chief Executive Officer of the law firm Fine, Jacobson, Schwartz, Nash, Block & England. Mr. England is an experienced appellate lawyer and former Chief Justice of the Florida Supreme Court. A recent article in the *Miami Review* discussed his new position and included highlights of his long and successful legal career.

Peter Savage '65 has written a book entitled *The Safe Travel Book: A Guide for the*

International Traveler. The book was published in April of this year by Lexington Books.

Glenn T. Carberry '79 is the Republican candidate for the United States Congress in Connecticut's Second Congressional District.

Leslie C. Nixon '81 is serving her first term as a member of the House of Representatives of New Hampshire. She serves on the House Committee on Labor, Industrial and Rehabilitative Services and was profiled in the *New Hampshire Law Weekly* in December, 1987.

Sheldon J. Tepler '81 was mentioned recently in the *Portland, Maine Press Herald* for his instrumental role in litigating a case against a police officer of the Lewiston Police Department.

Judy E. Reardon '83 is a member of the House of Representatives for the State of New Hampshire. She serves on two House committees and holds the position of House Minority Whip Leader. Ms. Reardon was profiled in the *New Hampshire Law Weekly* in December of last year.

THE CALENDAR

Calendar Update In an effort to more efficiently communicate the calendar of Law School and alumni events, a direct dial phone number is available with current information. For your convenience, you can dial the number twenty four hours a day, seven days a week and get a communique of upcoming events. The number is (215) 898-2644.

JUNE

Wednesday June 8
New York Alumni Chapter Annual Spring Reception and Dinner, Harvard Club

Thursday, June 9
Law Alumni Society Board of Managers Meeting, Law School

Thursday-Friday June 16-17
Board of Trustees Meeting, Law School

AUGUST

Monday, August 8
Law Alumni Society Cocktail Reception at the Annual Meeting of the ABA, Toronto

SEPTEMBER

Thursday, September 8
Alumnae Workshop

Tuesday, September 27
Friends of Biddle Advisory Council Kick-Off Breakfast

Wednesday, September 28
Law Annual Giving Kick-Off Meeting and Dinner

OCTOBER

Saturday, October 1
Law Alumni Society Cocktail Reception at the Annual Conference and Exposition of the Philadelphia Bar Association, Wash., D.C.

Tuesday, October 4
Past Presidents of the Law Alumni Society Lunch, Faculty Club

Tuesday, October 11
Law Alumni Society Board of Managers Meeting, Law School

Wednesday, October 12
Irving R. Segal Lectureship: Justice Lewis Powell

Thursday-Friday, October 20-21
Board of Trustees Meeting

Friday, October 21
BFS Reception; Major Donor Recognition Dinner

Wednesday, October 26
Benefactors Dinner

NOVEMBER

Tuesday, November 1
Philadelphia Regional/Firm Reception

Friday, November 4
Parents and Partners Day, Law School

Tuesday, November 15
New York City Regional Annual Giving Breakfast, New York Yacht Club

Thursday, November 17
Owen J. Roberts Lecture; Ms. Sissela Bok, "New Scope For Legal Ethics" University Museum



Photo Courtesy of Touchstone Productions

Good Morning Vietnam!

ADRIAN CRONAUER '89 AND ROBIN WILLIAMS

The name Adrian Cronauer is by now familiar to anyone who saw the film *Good Morning Vietnam*. The lead character, played by Robin Williams, is based on second year law student Adrian Cronauer's real life experience as an Air Force disc jockey in Viet Nam from 1964-1965.

Cronauer and a friend wrote the original screen treatment which took a number of years to sell and turn into a working script. Cronauer had been in civilian broadcasting since his teenage years in Pittsburgh. Majoring in Broadcasting at American University in Washington, D.C., Cronauer was drafted when he opted to take a part-time class load his last semester of college.

A real life experience of a grad-to-be is dramatized by a lead actor in a new, hit film.

Unlike the fictionalized version of himself, Cronauer was not thrown out of Viet Nam nor did he befriend a Viet Cong. There were, however, a number of consistent points throughout the movie: "Yes, I did teach (the Vietnamese) English, although I did not teach them street slang." As emphasized in the film, "We had to be all things to all people because we were the only English speaking radio station. We

were there as a morale factor and tried to make it sound like a stateside station."

Cronauer, who resumed his broadcasting career after his sojourn in Viet Nam, also worked as an anchorman, a program director, station manager, and a communications management consultant before completing his bachelor's degree and obtaining an M.A. in Media Studies from the New School for Social Research in New York. Cronauer, who has made Law Review, is philosophical about Penn Law: "I have another story idea that I have in my mind about a guy who is in his mid-forties, shucks it all and decides to go to law school. It will be called, *Good Morning Counsellor!*" 

INVOLVEMENT IN PUBLIC SERVICE

Editor's Note: Leon Silverman served as Assistant Deputy Attorney General before joining the firm which became Fried, Frank, Harris, Shriver & Jacobson of New York. He is a member of the Supreme Court Advisory Committee on Criminal Rules and a member of the Board of Directors of the Legal Aid Society. Mr. Silverman served as President of the American College of Trial Lawyers from 1982-1983 and as United States Prosecutor in the Secretary of Labor investigation.

A graduate of Yale Law School, Mr. Silverman received the Federal Bar Council's Emory Buckner medal for outstanding public service. In 1984, he was appointed legal representative for future claimants in the asbestos litigation by the Bankruptcy Court supervising the Johns Manville Corporate reorganization.



The
IRVING R. SEGAL
Lectureship
In
Trial Advocacy

GUEST
LECTURER
LEON SILVERMAN



Dean Robert H. Mundheim introduced Mr. Silverman: "He has had an enormous amount of experience. I think he might even say more than he wished he had in take over litigation. He had an active role in the recent Boosti criminal prosecution on the defense side. He had a very interesting role in the Johns Manville litigation but if one talks about his private practice you're really not talking about what made all of Leon Silverman's career a full and rich one because he's done a lot of things outside the private practice. He's been the president of the American College of Trial Lawyers, he's been an Assistant Deputy Attorney General of the United States, he's been counsel to the governor of New York's committee on judicial and legislative salaries. Recently he was the special prosecutor to investigate Raymond Donovan, the First Secretary of Labor in President Reagan's cabinet. So I think the title 'Blessed Are The Litigators' is a very apt description for his own career and I take great pleasure in introducing our second Bernard J. Segal lecturer, Leon Silverman."

Leon Silverman began his lecture by discussing the unique "monopoly" which lawyers possess in the area of dispute resolution in today's society. Along with power and privileges come, in Silverman's words, "an obligation to provide representation to those who cannot provide such representation for themselves." Silverman explained that "there is a professional obligation to represent the public interest" and warned that "this monopoly position has been the subject of considerable attack and, although probably safe enough for the moment, has been under siege in the past and may, if the obligations imposed by the monopoly are not discharged, receive even more scrutiny in the future."

Silverman then discussed the historical development of the American Bar and the changing role and status of the lawyer in the United States, with particular emphasis on the period of Jacksonian democracy which wiped away bar admission and educational requirements: "This movement resulted in legislation in several states, first lowering educational requirements for admission to the bar and second allowing for admission to the bar to be secured in other ways, apprenticeship training for example. In four states there was legislation abolishing all the educational requirements whatsoever." The large numbers of "poorly trained or untrained lawyers resulting from the populist movement to decentralize and deprofessionalize the legal profession led to deplorable conditions in the state of the law and legal interests. It was a time of widespread, open and notorious corruption among judges and lawyers....The Civil War and its

"If you perform well... you will put yourselves in the area where more interested, responsive and important tasks will seek you out."

aftermath of corruption made certain political reforms indispensable and this brought reform as a whole into fashion....Because it was not difficult to trace the connection between the existing low standards of admission to the bar and the existing corruption of judges and politicians, a slow reversal began in the late 1860s and 70s and by the turn of the century, efforts to improve the qualifications of members of the bar led to the resurfacing of a culture of professionalism..."

In returning to the obligation of representing those who cannot represent themselves, Silverman points out that there is a distinction between representing charitable organizations and the poor: "I have never heard that charitable groups and organizations lack legal representation. Indeed, lawyers line up to represent such prestigious groups....It is the poor who must rely on attorneys who will serve them for reduced fees or for no fees at all who need and need desperately the services of lawyers. It is ironic that in this society where we urge those with legal grievances to take their problems to the courts and to refrain from self-help, we will try to move dispute resolution from the streets to the courts and where nevertheless the courts are closed to those who are without lawyers. It is ironic that we have not more affirmatively required this monopoly institution to meet the legal needs of the poor in an effective manner. I think it fair to predict that if lawyers do not meet the needs of those who cannot afford to pay for legal representation, the streets rather than the courts will be used for the redress of grievances and the monopoly position of lawyers in the courts will again be put under intense and hostile scrutiny."

One man who elevated the practice of law in the public interest was Lewis Brandeis, the "first modern public interest lawyer." Silverman remarks: "It would not be unreasonable however to suggest that Brandeis' concern with the need of the profession to associate itself with the public

interest had its finest hour in the early days of the New Deal. During the 1950s a new generation of lawyers committed to public service emerged but they served almost exclusively in the rapidly expanding federal government....Thus, government service was seen as the fulfillment of the profession's commitment to public service obligation. But now we come to a unique phenomenon in American institutions which has permitted the lawyer and particularly the litigator to bridge the dichotomy between serving public and private interests...In many nations there is some interchange between the public and private sector, but nowhere is this practice so firmly entrenched as it is here. This ability to move in and out of government, although criticized by some, provides unparalleled opportunities to do public service."

Involvement in public service has been a hallmark of Mr. Silverman's distinguished career, and he captivated the audience of law students, professors and other legal professionals with his interesting stories and experiences moving back and forth from private practice into the sector of public service. His overall theme of the importance and obligation of public service took on a more practical note for the law students in attendance, as Mr. Silverman dispensed valuable advice on how to find and take advantage of opportunities to serve the public interest: "As one looks to identify those who are performing the fascinating tasks of public service, it is clear that litigators overwhelmingly predominate. In order to put yourself within the area where public service is offered to you, the first objective would be to distinguish yourselves from the pack...When in private practice, participating in bar association activities, continuing legal education programs, publishing, appearances on panels, all are ways to distinguish yourselves from those who do none of these things...The trick however, and trick it is, is to volunteer and perform. If you perform well in any of these activities, you will put yourselves in the area where more interested, responsive and important tasks will seek you out....Indeed, I predict that if you are interested in doing public service and seem to do it diligently... you will receive more requests for your services than you will be able to cope with..."

"How does one position himself so that such opportunities become a reality. I now don the mantle of palominos and dispense advice so simple that it may offend you to hear it. I first assume I am speaking to, for the most part, embryonic litigators."

Mr. Silverman concluded the lecture with a discussion of his role as special prosecutor in the investigation of former Secretary of Labor Raymond Donovan, and then opened the floor to a variety of questions from the audience. 

FEATURED EVENTS

The Caroline Zelaznik Gruss & Joseph S. Gruss LECTURESHIP IN TALMUDIC CIVIL LAW

"Talmudic civil law reflects universal principles of justice and protection of the rights of the most vulnerable."



Joseph S. Gruss

Joseph S. Gruss, one of the leading benefactors of Jewish education in New York and Israel, established in 1987 the Caroline Zelaznik Gruss and Joseph S. Gruss Chair in Talmudic Civil Law at the Law School through a bequest from his wife Caroline's estate.

Mr. Gruss explained that "Talmudic civil law reflects universal principles of justice and protection of the rights of the most vulnerable. It has played a substantial role in the development of the Judeo-Christian heritage that serves as a foundation of the Common Law."

Dean Robert H. Mundheim stated that the Gruss Chair will enhance the Law School's curriculum and the University's Jewish Studies Program. In order to promote the development of the associated academic program, an international advisory board has been formed.

In addition to the chair in Talmudic Civil Law, Mr. Gruss has given generously to establish a special Talmudic Law collection in the Biddle Law Library.

LECTURER
Professor Haym Soloveitchik



This is the inaugural year of the Gruss Chair and its first public lecture by the Visiting Gruss Professor Dr. Haym Soloveitchik. An alumnus of Harvard College, Yeshiva University and Hebrew University, Dr. Soloveitchik is a specialist in Medieval Franco German History and was named to the Golda Meir Chair in Jewish History in 1978 at Yeshiva University. He has written a number of papers and articles in the United States and abroad including "A Provençal Mortgage Contract," *Tarbiz*; "Topics in the Hochmat Ha-Nefesh," *Journal of Jewish Studies*; "Pawnbroking: A Study in Ribbit," *Proceedings of the American Academy of Jewish Research*; "Surety in Interest Loans," *Journal of the Israeli Historical Society*; "Can Halakhic Texts Talk History," *Bulletin of the Institute of Jewish Studies*, London; and "Jewish and Provençal Law: A Study in Interaction," *Melange Roger Aubenas*.

To an audience of over 100 faculty, alumni, students and scholars, Dr. Soloveitchik discussed "Books, Printing and Their Influence In Jewish Law." Dr. Soloveitchik emphasized the meaningfulness of the printed word in a society of people dispersed among continents over hundreds of years, and for whom the study of law is a religious obligation. Due to the divergent viewpoints of Jewish Law reflected by the Ashkanaz and Sefardic interpretations of the Talmud, traditional printing methods did not take place. Had the two traditions merged after the expulsion from Spain and Portugal, the printing traditions would have been more similar.

In 1908 a part of the Talmud written in Spanish characters was found in Central Europe. Previously, no one had found any Spanish printings of the Talmud. Used as wrapping paper, these isolated pages were found in dispersed libraries. The papers were initially disregarded because they were so different to the Ashkenazic scholars who examined them from the interpretations that they used. Dr. Soloveitchik explained that Ashkenazic interpretation of the Talmud had three commentaries on the border whereas Sefardic interpretation did not. It took Jewish theologians seventy years to resolve the derivation of the dispersed pages and establish that indeed, the "wrapping paper" was printed in Spain and Portugal in the fifteenth century. If they had not been lost, the tradition would have been more traceable. Soloveitchik said that eighty percent of what was printed from 1469-1500 is still the staple (reading of scholarly) Jewish life. 

TRIAL LAWYER

ARTHUR G. RAYNES

On March 16, 1988, law students had an opportunity to hear firsthand the rewards of being a personal injury lawyer when Arthur G. Raynes, Esquire discussed his approach to litigating cases, and the professional responsibility and sensitivity necessary to represent clients who have suffered catastrophic losses. Mr. Raynes is managing partner in the Philadelphia firm of Raynes, McCarty, Binder, Ross & Mundy. He is a Fellow of both the International Academy of Trial Lawyers and the American College of Trial Lawyers. In 1986 he was invited by the Smithsonian Institution to participate in a public presentation of the advocacy styles of thirty top United States litigators. Mr. Raynes serves as Vice-Chancellor of the Philadelphia Bar Association.

Mr. Raynes has litigated some well-known liability cases, including suits filed on behalf of American and Canadian children suffering tragic birth defects as a result of the ingestion of the drug Thalidomide. He has represented the Philadelphia School District in property damage claims against asbestos manufacturers, and recently represented the estate of former NBC anchor Jessica Savitch. "The settlement established the principle of equality of salary and longevity for women in television news." Mr. Raynes has established a Communications Studies scholarship fund at Penn dedicated to the memory of Ms. Savitch.

Arthur Raynes began his discussion defining the role of an effective trial lawyer: "If you are a trial lawyer, and you are trained to be a trial lawyer, then you can try

any kind of case because it all boils down to the same thing: You have to be a detective, learn what the facts are, and superimpose a blueprint of the law over the facts. The best way to try cases is [to try to eliminate] the factual disputes. Take the facts as your adversary has them and use your imagination, your ingenuity, to develop a theory of liability."

Mr. Raynes went on to provide the students with an insightful account of the famous Thalidomide case: how he inherited the case from a senior partner at a law firm where he worked, and how, through dogged persistence and thorough investigation the Thalidomide case was won.

Raynes also emphasized the value of the jury in a trial setting: "They become a unique phenomenon in...American history...If you can point the way to a theory of liability and have the facts that you can prove by a preponderance of the evidence, then you have it...The jury wants to do the right thing."

Raynes then discussed the controversial case he recently won in representing the estate of Jessica Savitch: "What we have been able to accomplish in this case, in the Thalidomide case and other cases [which is] better than getting the biggest verdict [or] getting headlines, is that we served the clients' interests well. [The Savitch case] was handled with dignity and professionalism, with the primary focus being the needs of the client... My message is that the true essence of the advocate and the trial lawyer is his ability to be a problem-solver." 

"If you are a trial lawyer, you have to be a detective, learn what the facts are, and superimpose a blueprint of the law over the facts."



FEATURED EVENTS
Continued on pages 13-14



**WARREN
BURGER**

CHIEF JUSTICE

**AN EX-CHIEF
SPEAKS OUT**



Editor's Note:

Chief Justice Warren Burger visited the Law School and the University as the Pappas Fellow from March 20-24. On March 22, Chief Justice Burger met with the Class of 1990 in a joint session of Constitutional Law Classes. Lunch followed in the Faculty Lounge with students and former law clerks. At 3:30 p.m., Justice Burger gave his keynote address in Room 100 on "The Insanity Clauses" which is profiled in the following text. Afterwards, Chief Justice Burger, students, and guests were treated to a reception in the Goat Area, followed by dinner with faculty and students.

Chief Justice Burger retired from the Supreme Court in 1986 after serving 17 years on the Court. He was nominated to the Supreme Court by President Nixon in 1969 at the age of 61. Historically, it has been difficult to categorize the Burger Court as either liberal or conservative. Some of the most noteworthy issues ruled on during his tenure included women's rights in *Reed v. Reed*; busing in *Swann v. Charlotte-Mecklenberg Board of Education*; freedom of religion in *Wisconsin v. Yoder*; abortion in *Roe v. Wade*; the Watergate tapes, *U.S. v. Nixon*; criminal justice, *Brewer v. Williams*; and reverse discrimination, *Regents of California v. Bakke*.

Chief Justice Burger practiced and taught law at Mitchell College of Law in St. Paul, Minnesota before serving on the U.S. Court of Appeals for the District of Columbia.



Chief Justice Burger lectured for about an hour on the use of the insanity defense in criminal law cases. His discussion focused primarily on the development, flaws and eventual overruling of the primary insanity defenses: the *McNaughton Rule* and the *Durham Rule*.



In his years on the United States Circuit Court of Appeals, Chief Justice Burger and his colleagues, notably the Honorable David Bazelon, (father of Richard Bazelon '68; Judge Bazelon's judicial papers have been donated to the Biddle Law Library.) were faced with what seemed to be growing dissatisfaction with the Durham Rule as a feasible defense. In Burger's words: "I came on the court two years after Durham had come down. I did the best I could to try to make it work, but after a few years concluded that it was not workable."

To restate the Durham Rule from the original court opinion: "An accused is not criminally responsible if the unlawful act was the product of mental disease or mental defect." Justice Burger discussed the previous court rulings that eventually led to the Durham rule, including the McNaughton Rule which stemmed from the 1869 New Hampshire court decision ruling that the accused is not guilty if it is proven that commission of the criminal act is the product of mental disease or defect; and the 1895 & 1897 rulings in *Davis v. United States* which mandated that the burden of proof shifts to the prosecution if the accused is found to be suffering from a mental defect. Burger pointed to this last example directly: "The shifting of the burden of proof was a very major factor. Durham itself brings up not only important questions of psychology, and psychiatry, but even a little bit of theology here and there." In discussing what he sees as the flaw in the Durham Rule, Chief Justice Burger states: "Durham was really at heart a concept based on a determinist approach... determinist in the sense that it is all predetermined and that free will is de-emphasized."

In addition to pointing out the importance that the concept of free will has played in the development of our legal systems, Burger also referred to the "elusiveness" of the definitions of "disease and defect," and also to the fact that "product" has never been defined. Finally, the ambiguity related to these essential terms contained in the Durham Rule has made the task of instructing the jury and enabling them to understand how applying the rule became increasingly difficult.

After grappling with the issue for some time, Chief Justice Burger finally wrote a lengthy dissent on the Durham Rule in the 1960 case *Blocker v. United States*. In writing his dissent, Burger looked to the writings of Roscoe Pound, Robert Jackson, Thurmon Arnold, Benjamin Cardozo and other noted legal scholars and judges for guidance.

Chief Justice Burger gave an example of one of the problems involved with determination of insanity: "The psychiatrists had been testifying...on a Friday, and at the time of recess, one psychiatrist from the staff of St. Elizabeth's had just said that he had examined the man for so many



"Durham was really at heart a concept based on a determinist approach...determinist in the sense that it is all predetermined and that free will is de-emphasized."

weeks and all of the processes had been carried out and that he had no mental disease or defect. The court adjourned. Monday morning, when the court convened at ten o'clock, the psychiatrist was back on the stand...and said, 'I have a statement to make.' And the statement was that on Saturday there had been a meeting of the staff of St. Elizabeth's Hospital psychiatrists. They had adopted the American Psychiatric Association Cataloging and Classification and now, the particular condition that he had been describing on Friday, when it was not a mental disease, was now a mental disease." The former Chief Justice's remarks were followed by a host of chuckles from the audience, but he had made his point: "It [the incident] illustrated that the terms were beginning to control in a way that is not compatible with reasonable standards of criminal law."

Another important factor, as Burger pointed out, which contributed to his decision to dissent, was the *Spalding* case which involved the determination of lifetime disability of a World War I veteran. In this case, the Supreme Court ruled that "the expert [witness] cannot testify in terms of the ultimate conclusion to be made by the jury. The expert in any situation must testify to the facts, and the observations, but he may not express an opinion in the

very terms that the jury must ultimately decide." Burger stated that a series of cases in the Court of Appeals had completely ignored the *Spalding* decision, and psychiatrists, in effect, were permitted to instruct the jury how to decide instead of helping them to come to an informed decision based on the facts and observations.

In addressing the overall problems and complexities of the insanity defense, Burger says: "I suppose in the criminal law there is no problem comparably difficult to the problem of trying to determine guilt in this setting, but, Thurmon Arnold's statement has always struck me as coming as close as anyone could when he said, 'Fixing standards of criminal responsibility is a legal, not a medical problem, and if we adopt a test based, as it should be, on legal concepts which grow from traditional, ethical, and moral standards, we need not be concerned about reconciling the two.'" But, as Burger says, "That was a little too easy...as a matter of fact we can't escape trying to bring about some reconciliation."

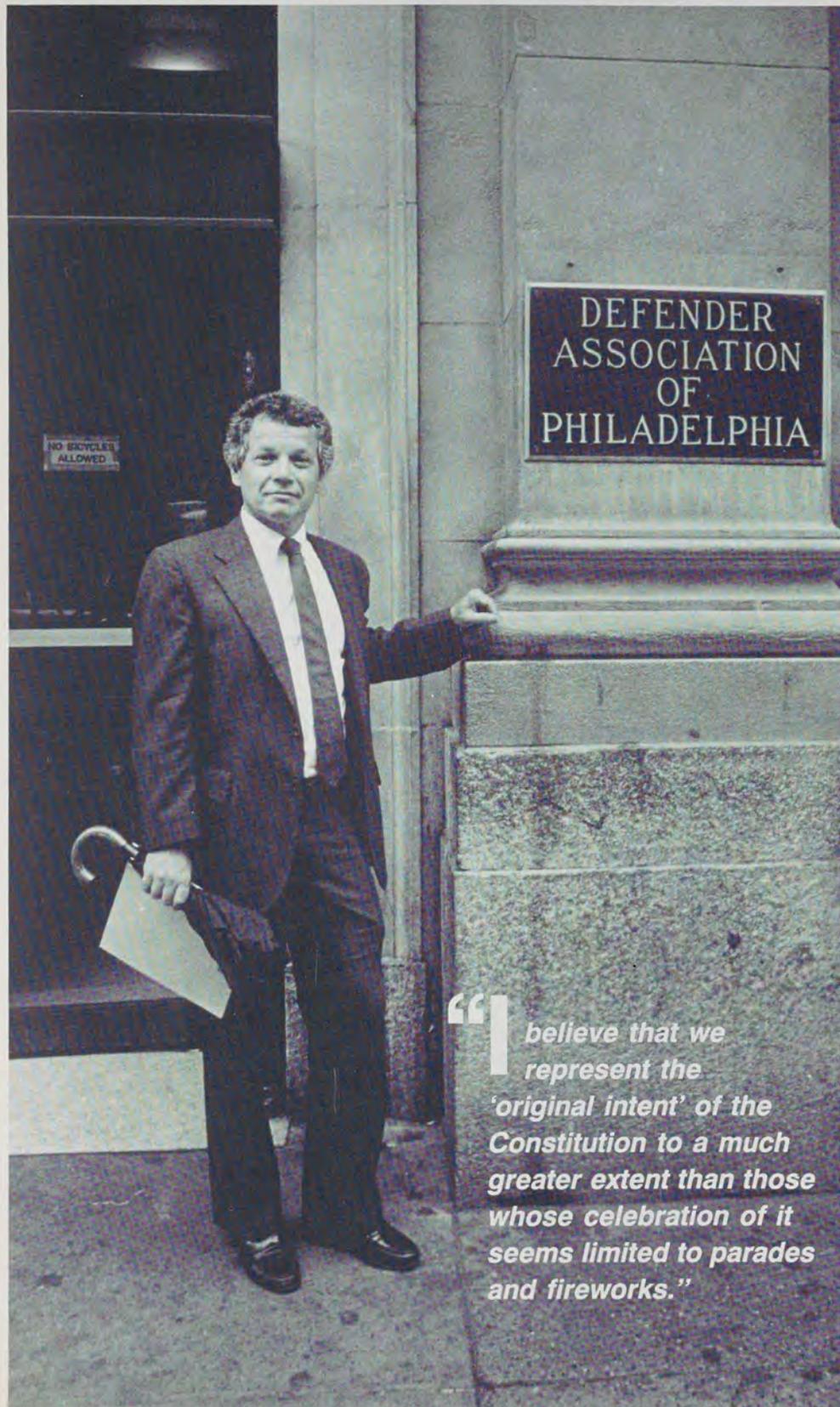
In his dissent in the *Blocker* case, Burger admitted that "I didn't have and don't have today any notion that there is a perfect solution to this problem." As an alternative to Durham, he proposed the American Law Institute Test as a test which addresses some of the problems with Durham. It should be noted that about 40 states now use the ALI test in one form or another as the basis for establishing insanity as a criminal defense.

In closing, Chief Justice Burger remarked that he is glad that certiorari has never been granted by the United States Supreme Court in these types of cases because, in his opinion, the individual states have always been the "laboratories" for determining directions for such complex issues, and he hopes that the issue will remain on the "backburner" within the various states until further progress in the field is made.

A lively question and answer session involving both students and faculty followed the lecture, and various issues were raised. In his witty and congenial manner, the former Chief Justice provided an entertaining and informative forum. 

ALUMNI PROFILE

BENJAMIN LERNER '65



“I believe that we represent the ‘original intent’ of the Constitution to a much greater extent than those whose celebration of it seems limited to parades and fireworks.”

The Philadelphia legal community is familiar with Benjamin Lerner '65, whose stewardship of the Defenders Association of Philadelphia has led to national acclaim and recognition. Last year, the Clara Shortridge Foltz Award for the best defenders association nationwide was awarded to the Philadelphia Defenders for outstanding achievement in the provision of criminal defense services. The award, given by the National Legal Aid and Defender Association is the umbrella organization for all public advocates. The nomination was supported by a diverse group of local judges, lawyers, and included a representative of a legal clinic at a state correctional facility. To be nominated by peers in the legal profession is a tremendous accolade, and not surprising for an alumnus who has been dedicated to representing the public defendant.

“I realize that the work that my colleagues and I do is frequently unpopular in a Law and Order society. But I believe that we represent the ‘original intent’ of the Constitution to a much greater extent than those whose celebration of it seems limited to parades and fireworks.”

Ben Lerner attended the University of Pennsylvania as an undergraduate and graduated from Brandeis University. His academic years at Penn Law School were impressive: Law Review, Order of the Coif, Chairman of the Student Honor Committee and a Magna Cum Laude graduate.

Lerner began his legal career with the Defenders Association of Philadelphia for two years before going to Ballard, Spahr, Andrews & Ingersoll in the Litigation Department trying criminal, selective service and civil liberties cases. He was drawn back to the public sector to serve as the Pennsylvania Department of Justice's Deputy Attorney General supervising the statewide office of Criminal Law, serving as counsel to the Bureau of Corrections, the Pennsylvania State Police, and the Pennsylvania Judicial Inquiry Review Board.

Lerner, a native of Philadelphia, has been Chief Defender for the last twelve years, running a reknown Defenders Association of 135 attorneys who represent indigent defendants in state and federal criminal courts. He and his co-workers were profiled last November in *The Philadelphia Inquirer* for establishing a system that is

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"The desire to heighten the level of professionalism and skills among trial advocates can be traced to the original English Inns of Court system, when in 1292, King Edward I directed his chief justice to select a sufficient amount of 'apprentices' (barristers) to be near the Royal Court at Westminster."

INNS OF COURT

by John J. Pease, III

One of the most highly visible and rapidly growing organizations commissioned with the purpose of promoting competency and ethics among American appellate and trial lawyers is the American Inns of Court Foundation. Founded in 1980 at the urging of Chief Justice Warren Burger, the organization now has 41 chapters in 24 states. Since 1985 the number of American Inns of Court has grown from 12 to 41, and it is predicted that 30 new chapters will be started by next year. As more chapters open in the United States, the legal profession becomes increasingly aware of the need to educate young attorneys about courtroom ethics and responsibility while offering an opportunity to improve trial advocacy skills through individual interaction and discussion.

The goals of the Inns of Court were set forth by the original Ad Hoc Committee established by Chief Justice Burger. They are:

1. to unite a cross-section of the bench and bar into an educational forum for the promotion of excellence, professionalism and ethics in legal advocacy
2. to promote fellowship of the bar, the bench and the students of the law
3. to contribute to essential reforms and improvements in training and performance of legal advocates
4. to facilitate the transition of law students and young lawyers into the operation of our court system
5. to preserve, foster and adapt for contemporary use in the United States the genius and strengths of the English Inns of Court and their "joy and zest in legal advocacy as a service worthy of constant effort and learning."

An American Inn of Court is composed of 45-65 judges, experienced lawyers, newly-minted lawyers, and current law students. A common distribution of a 60 member Inn would be 7 judges, 2 law teachers, 20 experienced lawyers, 19 less experienced lawyers and 12 students. Monthly meetings are held and subjects relating to the many facets of trial and appellate advocacy are discussed. A typical meeting includes a presentation of the designated subject matter followed by a moderated critique of the demonstration, involving comments, observations and opposing views of the judges. The presentation may consist of a cross-examination, voir dire, opening statement, or some other related segment in the handling of a case. The comments directly

address the style, tactics, decorum and approaches of the participants and are intended to serve as a forum from which each participant can learn.

Each Inn meets on a regular basis (usually monthly) during the academic year, and the sessions normally last about two hours. Some Inns meet for dinner with the meeting following immediately thereafter, while others arrange for light refreshments. The activities of each Inn are carried out on a voluntary basis, with a modest charge normally assessed to all members to cover administrative and operating expenses, food, refreshments, etc. The fees charged are decided upon by local Inn leaders according to the individual needs of the membership. As an example, lawyer members of the Chester Bedell Inn of Court in Florida pay annual dues of \$100 plus the cost of meals. Students pay only a reduced rate for meals.

In addition to the monthly meeting, the Inn of Court typically provides other opportunities for learning through "Pupillage Meetings" which take place between Inn meetings. Pupillage teams are organized and the pupil is expected to spend "some time" each month with his or her barrister, senior litigator and with the judge in their pupillage team. The length of "some time" and the activities undertaken are decided upon by the Inn members. The time should, however, be spent in court, at deposition or in the office -observing and discussing what was observed.

In discussing the purpose of the Inn, Foundation President Sherman L. Cohn Georgetown University Law School Professor remarks: "It's a group devoted to excellence in litigation practice, excellence defined from a standpoint of skill, ethics and the broad ethos of the practice of law. An Inn encourages those people who are members to be as good as they can be in every sense of the word." U.S. District Court Judge William Enright, president of the San Diego Inn of Court chapter, feels strongly about the organization's mission: "Everybody gripes about the professional standards and the advocacy skills, and here, by God, is something you can do about it. I think this is the most important thing I can be involved in." While the presence of distinguished and experienced members of the bench and bar like Judge Enright is a tremendous contribution to any Inn, it is essential to realize that all participants have something to learn and gain from the experience. Bedell Inn charter member John A. DeVault remarks: "If the active practitioners aren't getting a direct benefit, eventually they will drop out. Our programs are designed for the members who have been practicing for 15 or 20 years, so it is no

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INNS OF COURT

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accident that the experienced practitioners are benefitting...This is an opportunity for interaction on a different level than you have in court where you're in a more combative, adversarial nature. In Inns of Court, you're trying to find solutions to common problems and you're learning how other lawyers approach problems."

The desire to heighten the level of professionalism and skills among trial advocates can be traced to the original English Inns of Court system, when in 1292, King Edward I directed his chief justice to select a sufficient amount of "apprentices" (barristers) to be near the Royal Court at Westminster. At about this time, the barristers practicing in the English courts began to live within a short distance of the city of Westminster in collegiate houses which became known as "hostels" or "inns."

During the Middle Ages, these Inns became more widespread and gained in prominence as they developed a more defined residential and educational structure closely modeled on the collegiate form of the Universities of Oxford and Cambridge. By the beginning of the 16th century, four houses emerged and became known as the "Inns of Court": Lincoln's Inn, Gray's Inn, Middle Temple and Inner Temple.

As described in "The American Inns of Court: A Perspective": "The students who resided within the Inns of Court learned their profession by close day-to-day contact with experienced practitioners, whom they were able to watch at work, in court and in their offices, and with whom they could discuss the law over refreshments and dinner...Underlying the whole life of the Inn was its collegiality and intimate day-to-day contact between practitioner and student...The collegiality of the Inn was re-enforced by the practice, derived from the medieval university tradition, of taking meals in common in the hall of the Inn." Most lawyers in Great Britain today are called "solicitors" and do not appear in court. Only "barristers" practice trial advocacy. In order to become a barrister, membership in an Inn is required. The Inn serves as a professional and social fraternity charged with controlling the quality of the trial bar, imposing discipline for misconduct, and insuring continuing professional education for its membership.

Inspired by the original purpose of the English Inns of Court system, a team of American lawyers and judges spent two weeks in England in 1977 observing the English legal system. The Honorable J. Clifford Wallace of the United States Court of Appeals for the Ninth Circuit suggested that the English Inns of Court system might be adapted to the American legal system. The first American Inn of Court was established on February 2, 1980 at Brigham Young University in Provo, Utah. In the Fall of 1983, Chief Justice Warren Burger formed the Ad Hoc Committee of the Judicial Conference of the United States on American Inns of Court. The committee met and recommended to the Judicial Conference that a national American Inns of Court Foundation be established. The Foundation was formed on May 24, 1985, with headquarters in Washington, DC. Sherman L. Cohn was elected the first president of the Foundation, a position which he holds today.

At the present time, there is no American Inn of Court in Pennsylvania. The closest American Inns are located in Wilmington, Delaware and Newark, New Jersey. If you are interested in participating in the Inns of Court contact Joanna Charnes, Director, Law Alumni Affairs, (215) 898-6303 at the Law School. 

LERNER

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first-rate. A local lawyer said, "If the Defenders get your case, you're getting the best lawyers you could possibly find-unless you can spend \$100,000 or so for an attorney. The Defenders are experienced."

Lerner has been a lecturer at the Law School on Trial Advocacy since 1977 and is a member of the Philadelphia Bar Association Commission on Judicial Selection, Retention and Evaluation. In 1978 Mr. Lerner won the Philadelphia Bar Foundation "Honorable Gerald F. Flood Memorial Award" for distinguished service to the profession. On May 18 the Law Alumni Society presented Mr. Lerner with the Alumni Award of Merit at a cocktail reception in conjunction with the Pennsylvania Bar Association annual meeting in Hershey, Pa.

Although he is a member of a number of other professional committees, boards and legal associations, it would be incomplete to profile Mr. Lerner without mentioning his devotion to baseball, his zealous support of the Phillies, and his yearly participation in Phillies Dream Week during Spring Training in Clearwater, FL. 

THE FACULTY

Professor Stephen B. Burbank delivered a paper at a symposium celebrating the fiftieth anniversary of the Federal Rules of Civil Procedure held at Notre Dame, February 25-26. The paper, "Of Rules and Discretion: The Supreme Court, Federal Rules, and Procedural Common Law," will be published in a symposium issue of the *Notre Dame Lawyer*. "The Chancellor's Boot," comments by Professor Burbank on a paper by the Honorable Jack Weinstein, appears in the April issue of the *Brooklyn Law Review*. He also wrote the introduction for an issue of the *University of Michigan Journal of Law Reform*, commenting on outstanding law review articles. Professor Burbank serves on the Executive Committee of the Commission for the 250th anniversary of the University of Pennsylvania. He recently concluded two mediations as a neutral for the Asbestos Claims Facility.

Practice Professor and Clinical Director Douglas Frenkel '72 addressed the First Annual Congress of Judicate Judges on the topic "Private Judging and the Future of Alternative Dispute Resolution" last September, and spoke on "Open Adoption: The Legal Response" at a Philadelphia Bar Association-sponsored Conference on Open Adoption in October of last year.

Kenneth W. Gemmill Professor of Law Robert A. Gorman has been appointed by the American Association of University Professors to serve on its Committee on Academic Freedom in Artistic Performances and Exhibits. The Committee will prepare a statement on the proper role of the university or college in limiting the free expression of faculty members involved in the visual or performing arts on campus. Professor Gorman has been appointed, along with Professors Paul Goldstein of the Stanford Law School and Arthur Miller of the Harvard Law School, to serve as a judge of the 1988 Nathan Burkan Memorial Essay Competition. The annual competition, sponsored by the American Society of Composers, Authors and Publishers, leads to the selection and publication of outstanding student essays written on the subject of copyright law. Professor Gorman has also been designated by Commerce Clearing House to serve on a panel of labor law professors and practitioners which comments periodically in CCH publications on important developments in the law of labor relations and collective bargaining.

Professor Harry L. Gutman discussed the ABA Tax Section Transfer Tax Proposals as a panelist on a mini-program at the Tax Section's January meeting. He lectured on current partnership tax issues at New Jersey Federal Tax Day in March. In April, he began a six week seminar at the Internal Revenue Service on the Tax Aspects of Master Limited Partnerships as part of the NYU/IRS Continuing Legal Education Program. Professor Gutman chaired a discussion on the teaching of estate and gift taxation and estate planning at a Tax Teacher Roundtable held at Capital University Law Center in April. In May, he delivered the Hess Lecture before the New York City Bar Association on the topic, "Where Will Congress Go From Here: Base, Timing and Measurement Issues in Taxing Wealth Transfer."

Algernon Sydney Biddle Professor of Law, Emeritus George L. Haskins has been invited by the University of Haifa in Israel to participate in the first Conference of the International Society for the Study of European Ideas, to be held at Amsterdam in September, 1988. He has been asked to deliver a paper relating to the comparative history of European revolutions, which will mark the 200th anniversary of the French Revolution when published. Professor Haskins' article, "Rights and Duties of the Governing Agencies Against the Rural Communities in Colonial America," has been published in a volume *Les Communautés Rurales in Recueils de la Societe Jean Bodin Pour l'Histoire Comparative des Institutions (Paris, 1987)*.

William A. Schnader Professor of Law, Emeritus John Honnold has joined the firm of Pepper, Hamilton & Scheetz, which has offices in Philadelphia, Washington, Detroit, Los Angeles, Harrisburg, Berwyn, PA, Wilmington, DE and London.

Professor Howard Lesnick has received the 1988 Teaching and Service Award from the Society of American Law Teachers. The citation reads: "In recognition of his exemplary work as a legal educator — as a founder of S.A.L.T., inspirational teacher and crafter of curricula, advocate for the dispossessed, legal scholar, mentor, role model and friend to many who struggle for equality, authenticity and humanity."

Leon Meltzer Professor A. Leo Levin '42 is serving as a member of an advisory panel to a program on the Administration of Justice for the Congressional Investigating Arm of the United States General Accounting Office.

Dean and **Bernard G. Segal Professor of Law Robert H. Mundheim** has been elected to a three year term as a public governor of the National Association of Securities Dealers. In addition, he has been selected as Vice-Chairman of the University of California at San Diego Securities Regulation Institute. His paper, "Teaching About the Legal Profession and Professional Responsibility at the University of Pennsylvania Law School" was presented at the American Law Institute's Arden House Conference in November. Dean Mundheim has been awarded the Harold P. Seligson Award by the Practicing Law Institute for outstanding contributions to continuing legal education.

Algernon Sydney Biddle Professor of Law Curtis R. Reitz '56 attended the mid-winter meeting of the Scope and Program Committee of the National Conference of Commissioners on Uniform State Laws in January, 1988 and the final meeting of the Drafting Committee on Revised Article 6 of the Uniform Commercial Code. Professor Reitz and the Honorable Edmund B. Spaeth, Jr. are members of the Governor's Judicial Reform Commission which issued its report in January.

The Honorable Edmund B. Spaeth, Jr., a Senior Fellow, serves as a member of the Planning Committee of the Pennsylvania Bar Institute's series of seminars presented during this year for the purpose of analyzing and reviewing the changing ethical standards in the new Rules of Professional Conduct. The programs are tentatively scheduled to be held in seven locations throughout the Commonwealth with videotape replays in approximately 40 county seats.

Jefferson B. Fordham Professor of Law Clyde Summers spoke at the Penn Women's Club on January 26 on the topic "Drug and AIDS Testing: The Right of Privacy and the 4th Amendment."

Professor Elizabeth Warren's most recent article is the lead piece in the 54 *University of Chicago Law Review* 775 on Bankruptcy Policy. The article focuses on the justification for a law of bankruptcy and the appropriate limits on the reach of bankruptcy laws.

ALUMNI BRIEFS

'30 Robert W. Greenfield announces the relocation of his Philadelphia office to Suite 13-G1, Wyncote House, Wyncote, PA.

'33 Donald J. Farage, a partner with the Philadelphia firm of Farage and McBride has written "Excerpts from a Symposium on Tort Law Developments in 1987," published in a recent issue of the *Dickinson Law Review*. Mr. Farage is the author of numerous articles on tort law, and has taught at Dickinson School of Law, George Washington University School of Law and Jefferson Medical College. In January, he was elected a fellow of the Pennsylvania Bar Foundation.

'35 Frank E. Hahn of Elkins Park, PA has been elected a Fellow of the Pennsylvania Bar Foundation.

'36 George C. Laub married Josephine Greer Brewster last Spring and currently resides in Blue Bell, PA. He continues to practice law with the Easton, PA firm of Laub, Seidel, Cohen and Hof. Two of his firm's partners are Penn Law alumni: Norman Seidel '41 and Daniel Cohen '68.

'37 Harold Sills has been appointed General Counsel of Confab Corporation of Wayne, PA, International Consumer Disposables, Inc. of King of Prussia, PA, and Total Marketing Company of San Francisco, CA. Formerly in private practice, Mr. Sills will direct the legal activities of these corporations.

'38 Sylvan M. Cohen chaired a session on the development of small shopping centers at the European Shopping Center Conference held in Geneva, Switzerland from March 17-21. Mr. Cohen is past president and a current trustee of the International Council of Shopping Centers.

'47 The Honorable Arlin M. Adams was chosen as a recipient of the Mellon Bank Good Neighbor Award along with the Honorable A. Leon Higginbotham of the U.S. Court of Appeals, 3rd Circuit. The Good Neighbor Award Committee honored the federal judges as an acknowledgment of the Bicentennial of the U.S. Constitution, and the presentation took place at a reception at Mellon Bank Center in November of last year. On February 8, Judge Adams served on the Judiciary panel of the National Samuel Polsky Moot Court Competition held at the Temple University School of Law.

'47 Alfred W. Putnam was awarded the honorary degree of Doctor of Laws from Spring Garden College on October 15, 1987.

'48 The Honorable Daniel H. Huyett, III has been elected a Fellow of the American Bar Foundation. Membership in the Fellows is limited to one-third of one percent of lawyers licensed to practice in each jurisdiction. Mr. Huyett is a U.S. District Court judge in Philadelphia, a member of the Pennsylvania and Berks County Bar Associations and the Supreme Court Historical Society.

'51 The Honorable Joseph L. McGlynn of the U.S. District Court for the Eastern District of Pennsylvania presided at naturalization ceremonies sponsored by the Philadelphia Bar Association on February 17.

'51 The Honorable John TeSelle was sworn in as a U.S. Bankruptcy Judge for the Western District of Oklahoma on October 19, 1987.

'53 Vincent J. Apruzzese has been nominated to the American Bar Association's Board of Governors. The 33-member Board of Governors is the highest governing body of the ABA. Mr. Apruzzese will take office at the conclusion of the ABA's Annual Meeting in August, and he will represent the third district, composed of New Jersey, Maryland and Indiana, for a three year term expiring in 1991.

'53 The Honorable Edward J. Bradley was the recipient of this year's Humanitarian Award presented by William Nezowy, president of the Ukrainian Philadelphia Chapter, American Friends of the Anti-Bolshevik Bloc of Nations.

'53 Albert J. Feldman, a senior partner in the Philadelphia-based law firm of Wolf, Block, Schorr and Solis-Cohen has been appointed to the first Board of Advisors of the University of Pennsylvania Cancer Center by the Trustees of the University. Mr. Feldman has been a partner in the firm's Corporate Department since 1963, and in recent years has been responsible for the development of the firm's public finance practice.

'54 S. Gerald Litvin directed an intensive trial advocacy training course for the Philadelphia Bar Association based on his well-known Academy of Advocacy. The program ran from April 11-23 and participants learned trial techniques by performing actual exercises and presenting two trials before judges and juries.

'54 Stanford Shmukler is Co-Chairman of a Criminal Law Committee formed by the Federal Bar Association. The committee will be the first bar association group in the Philadelphia and surrounding area to deal exclusively with federal criminal law issues. Mr. Shmukler has served as a member of the Pennsylvania Supreme Court's Criminal Procedure Rules Committee for 11 years and was its Secretary and Executive Director for five years. He has been a criminal defense attorney for more than 30 years.

'57 Seymour Kurland announces the commencement of the Early Settlement Conferencing and Pretrial Evaluation (ESCAPE) program. The program, administered by Judicate, the national private court system, is designed to enhance continuing efforts to reduce the number of cases awaiting trial in Philadelphia.

'58 Harold Berger is president of the Third Circuit Branch of the American Foreign Law Association and past president of the Federal Bar Association, Philadelphia Chapter. He served as Meeting Chairman at a breakfast meeting sponsored by the American Bar Association, the Federal Bar Association and the American Foreign Law Association on February 5.

'59 Philip Cherry is now a partner at International Business Law Firm, P.C. in Washington, DC. He retired in 1986 from the Central Intelligence Agency where he was honored with the Distinguished Intelligence Medal.

'59 Louis M. Tarasi, Jr. was the featured speaker at the Pennsylvania Trial Lawyers Association (PTLA) Case of the Month Program on January 13. Mr. Tarasi is a former president of the PTLA and a senior member of the law firm Tarasi & Johnson in Pittsburgh, PA.

'60 Arnold H. Rosenberg has been appointed Director of the newly formed Institute for Tax and Fiduciary Management in Philadelphia. This new four-month certificate program trains college graduates for careers in tax, financial planning, trusts and estates, and management positions in law firms, accounting firms, banks and trust companies.

'61 Peter Hearn has begun a one-year term as Chancellor-Elect of the Philadelphia Bar Association. Mr. Hearn is a partner in the Philadelphia firm of Pepper, Hamilton & Scheetz and served as Vice Chancellor last year. He is a member of the American College of Trial Lawyers, the American Law Institute, the American Judicature Society and the Third Circuit Lawyers Advisory Committee.

'61 The Honorable Jack K. Mandel has been named to the faculty of the California State Judicial College for the sixth consecutive year. Judge Mandel will teach both Family Law and Adoption Law at the Judicial College in Berkeley during July.

'62 Leonard J. Cooper was recently elected a fellow of the Pennsylvania Bar Foundation.

'63 Aaron D. Blumberg has been re-elected Assistant Treasurer of the 11,000-member Philadelphia Bar Association for a one-year term. Mr. Blumberg is vice-president of the firm Litvin, Blumberg, Matusow and Young, and has been involved in numerous other Philadelphia Bar Association organizations and activities. In addition, he has served as a faculty member for the Trial Advocacy Foundation of Pennsylvania, a member of the Litigation Section of the American Bar Association, a member of the Pennsylvania Trial Lawyers Association Medical-Legal Committee and as a member of the Board of Directors of the Philadelphia Trial Lawyers Association.

'63 The Honorable John J. Langenbach was appointed a Judge of the Superior Court of Connecticut on January 8 of this year. Judge Langenbach resides in West Hartford, CT.

'64 Paul D. Pearson is now a Partner and Chair of the Family Law Department at Hodgson, Russ, Andrews, Woods & Goodyear in Buffalo, NY. He was formerly a partner in the Boston law firm of Hill & Barlow, where he organized and chaired a Family Law Department. Mr. Pearson has been recognized in the second and subsequent editions of "Who's Who in American Law," and in both editions of "The Best Lawyers of America."

'65 Lita Indzel Cohen has formed Lita Cohen Radio Services, Inc., a national radio syndication company, specializing in station clearance of programs featuring Arlene Francis and other satellite delivered programs.

'65 William H. Lamb, senior partner with Lamb, Windle & McErlane in West Chester, PA, has joined the Board of Directors of the American Red Cross, Southeastern Pennsylvania Chapter and Penn-Jersey Blood Services Region.

'65 Henry A. Stein, Managing Partner of the Tampa office of Mesirov, Gelman, Jaffe, Cramer & Jamieson, was a guest speaker at the annual Real Estate Lending Institute and the Banking Law Institute in Washington, DC on February 7-8. Mr. Stein spoke on the topics of "Workouts", "Litigation With the Regulators", and "Directors' and Officers' Liability".

'66 Norman F. Caplan is licensed and active in two professional fields in addition to his law practice. He holds a Pennsylvania real estate broker's license and trades through Property Investment Associates in Bryn Mawr, PA. In Fall, 1987, he was licensed as a life, health and accident insurance agent with the Ohio State Insurance Company.

'66 Edward F. Mannino has been confirmed by the Senate of Pennsylvania as a Commonwealth Trustee of Temple University. Mr. Mannino is a senior principal in the law firm of Baskin, Flaherty, Elliott & Mannino and was nominated for the trustee position by Pennsylvania Governor Robert P. Casey. He currently serves as a member of the Board of Overseers of the University of Pennsylvania School of Arts and Sciences and has been a frequent lecturer for the ALI-ABA, the Practising Law Institute, the Pennsylvania Bar Institute and other continuing legal education programs.

'67 **Stephen J. Cabot** is a senior partner in the newly formed law firm Myerson & Kuhn, which has offices in Philadelphia, New York and Dallas. Mr. Cabot is head of the management/labor relations practice.

'67 **Dennis H. Replansky** is the co-author of a new article entitled "The Elusive Article 90 — Lien Security Interest: How Your Lien Position Can Be Eroded and How to Prevent It," published in the Winter 1988 issue of *Uniform Commercial Code Law Journal*. Mr. Replansky practices law in the Financial Services Department of Blank, Rome, Comisky & McCauley, and was recently named a Fellow of the Pennsylvania Bar Foundation.

'67 **Jason A. Sokolov** has been elected Managing Partner of the Boston, MA firm of Rubin and Rudman.

'67 **William V. Strauss** has been named to the Board of the Development Corporation of Cincinnati, a non-profit corporation organized to promote housing opportunities in Cincinnati. A senior partner of Strauss & Troy, Mr. Strauss is Chairman of the firm's Management Committee and Chairman of its Real Estate Department. He is also President of Security Title and Guaranty Agency, Inc., the firm's affiliated title insurance agency.

'67 **Dennis R. Suplee**, a partner with Schnader, Harrison, Segal & Lewis, and a member of the firm's Executive Committee, recently spoke at a seminar held in New York City on antitrust, securities, class actions and RICO litigation. The two-day program was sponsored by the Defense Research Institute. Mr. Suplee practices in the area of general litigation, and has written and lectured on various aspects of civil litigation.

'68 **Bruce Joel Jacobsohn** has been selected as Special Assistant to the Assistant Postmaster General, Employee Relations Department. In this position he is assigned to act as "Special Counsel" for the United States Postal Service in Charlotte, NC. Bruce, his wife Rose Ellen, and their three children have relocated to Charlotte.

'68 **Brian T. Keim** has been named a Partner-in-Charge of the health care practice at Ballard, Spahr, Andrews & Ingersoll. Mr. Keim has been a member of the firm since 1970 and has been actively involved in the structuring and financing of joint ventures in the health care industry, corporate reorganizations of hospitals, and general corporate representation of hospitals and coalition groups. He also serves as Financial Partner and as a member of the firm's Board.

'68 **Frank A. Orban, III** was appointed in early 1987 as a member of the U.S.-Soviet Nuclear and Space Talks Delegation in Geneva, Switzerland. As the Senior Representative of the U.S. Arms Control and Disarmament Agency to the Strategic Arms Reduction Talks (START), Mr. Orban acts as one of the principal negotiators in the START negotiations with the Soviet Union.

'68 **Mark G. Yudof** has been appointed by Governor William P. Clements (Texas) to the Select Committee on Education, charged with making recommendations to the Governor and the Texas State Legislature on financing public education. Mr. Yudof has also been elected to the Executive Committee of the Association of American Law Schools. He and his wife Judy are co-recipients of a Humanitarian Award from the National Conference of Christians and Jews given March 22 of this year.

'69 **Jeffrey M. Stopford** and his wife Jane proudly announce the birth of their second son, Jared Michael.

'70 **Marcia D. Greenberger** has been elected a Fellow of the American Bar Foundation. Ms. Greenberger is Managing Attorney of the National Women's Law Center in Washington, DC and serves on the Board of Directors of the District of Columbia Bar.

'70 **Alexander Kerr** has been elected to a three-year term on the Philadelphia Bar Association's Board of Governors. Mr. Kerr is a partner in the Philadelphia firm of Hoyle, Morris and Kerr. His other law-related activities include memberships in the Litigation and Antitrust Section of the American Bar Association, the Pennsylvania Bar Association, the Pennsylvania Defense Institute and the Board of Directors of the Public Interest Law Center of Philadelphia.

'70 **Roy A. Nierenberg** is a finalist in the 1988 Andrew Fluegelman Awards for making a "substantial, innovative contribution to the personal computer community." Mr. Nierenberg, President of Experience in Software in Berkeley, CA, has created two new software programs named "The Idea Generator" and "The Art of Negotiating". These programs are among the first in a line of interactive programs that simulate thought, sparking creativity by forcing the user to consider problems from different perspectives. Mr. Nierenberg and his work have been featured in the January 1986 and January 1988 editions of the *ABA Journal*.

'71 **Germaine Ingram** of Raynes, McCarty, Binder, Ross & Mundy in Philadelphia was a member of the faculty of a seminar entitled "Settling Personal Injury Cases—The Critical Stages" on March 5. The program was sponsored by the Pennsylvania Trial Lawyers Association's Trial Advocacy Foundation of Pennsylvania.

'72 **David L. Pollack**, a partner in the Philadelphia firm of Rosenwald, Pollack and Grunfeld, recently assumed the chairmanship of the Real Property Section of the Philadelphia Bar Association. The Real Property Section is one of six substantive law sections of the Association. Mr. Pollack specializes in real estate (particularly shopping center) and estate planning matters, and has lectured extensively on Commercial Leasing. He previously served as an Adjunct Professor in Temple University's Department of Legal and Real Estate Studies.

'72 **Lawrence R. Richard** is working on his doctoral dissertation on the study of career satisfaction and personality traits among lawyers. Mr. Richard is President of Lawgistics, an individual and organizational consulting firm which services the legal profession in Philadelphia and New York City. Services offered by Lawgistics in addition to counseling attorneys in transition include: helping lawyers market their services through interpersonal encounters, consulting on managing turnover in a firm, training plaintiff's attorneys in improving courtroom communication skills, and training for lawyers seeking improved management skills within the firm.

'72 **Richard M. Walden** is the founder of Operation California, an international relief agency which has delivered over \$53 million of humanitarian aid to 27 countries including the United States since its inception in 1979. Mr. Walden resides in Los Angeles with his wife and daughter.

'72 **Nancy M. Weinman** has become a partner in the Philadelphia law firm of Diamond, Polsky & Bauer.

'73 **Francis H. Cobb** has joined the newly-formed Tampa office of the Detroit-based law firm Dykema Gossett, and will practice in the areas of commercial litigation and bankruptcy reorganization. Mr. Cobb is a member of the American, Florida and Hillsborough County Bar Associations.

'73 **Jeffrey Garson** is the chairman of the Public Interest Law Center of Philadelphia (PILCOP). PILCOP has become a national center for disability law and for the advocacy of the rights of disabled children.

'73 **Roslyn G. Pollack** of Radnor, PA has been elected a fellow of the Pennsylvania Bar Foundation. She has also been elected to serve a three-year term on the Board of Governors of the Philadelphia Bar Association. A partner in the Philadelphia firm of Cohen, Shapiro, Polisher, Shiekman and Cohen, Ms. Pollack is also a member of the Litigation Section of the American Bar Association and the Commercial Transactions Editor of the *Philadelphia County Law Reporter*.

'74 **Jonathan W. Delano** was recently married to **Jane Lahey, WG '83**. Mr. Delano is Chief of Staff to U.S. Representative Douglas Walgren (D-Pittsburgh) and completed a term as President of the Administrative Assistants Association, the professional association representing the chiefs of staff to U.S. congressmen.

'74 **David B. Pudlin** has been elected a member of the Executive Committee and Chief Financial Officer of the Philadelphia law firm Hangley, Connolly, Epstein, Chicco, Foxman & Ewing. Mr. Pudlin, who specializes in tax law and estate planning, currently serves on the governing council of the Philadelphia Bar Association Tax Section and as Editor of the Tax Section Newsletter and Chairman of the Tax Section Lecture Series.

'74 **Helen P. Pudlin** has been named a Partner-in-Charge of the health care practice of Ballard, Spahr, Andrews & Ingersoll. Ms. Pudlin has been a member of the firm since 1974 and is the first woman appointed head of a law firm's health care practice in Philadelphia. She has represented health care clients for over ten years, with an active practice involving medical staff privileges, counseling and litigation and antitrust counseling in such areas as health care coalition activities, joint ventures, and hospital mergers, acquisitions and consolidations.

'75 **Anthony Hom**, of Counsel with Hwang and Associates, has been presented with a resolution of Philadelphia City Council that recognized November 19-22, 1987, as Inter-racial Outreach Week in Philadelphia. Mr. Hom was also named co-chair of the Citizens Committee for Unity and was elected to serve as a member of the executive committee of the Asian American Bar Association.

'75 **James D. Morris** has been named a shareholder in the Philadelphia firm of Baskin, Flaherty, Elliott & Mannino. He concentrates his practice in the areas of natural resources, energy and environmental law and general civil litigation. He lectured at the ALI-ABA Environmental Law Institute Seminar in Washington, DC on "Hazardous Wastes, Superfund and Toxic Substances" last November and in January taught at the Pennsylvania Bar Institute seminar "What Real Estate Lawyers Should Know About Environmental Law."

'76 **Sheryl L. Auerbach** has been elected a Fellow of the American Bar Foundation, the research arm of the American Bar Association. Ms. Auerbach practices law in the Litigation Department of Dilworth, Paxson, Kalish & Kauffman in Philadelphia and is a member of the firm's Executive Committee. She is a former Chair of the Pennsylvania Bar Association State Court Committee and has been a member of the House of Delegates of the Pennsylvania Bar Association for ten years.

'76 **James A. Backstrom** co-authored an article in the Winter, 1988 issue of the *Corporate Criminal Liability Reporter* entitled "Agents on Your Doorstep: Managing the Government Investigation." In February of this year, Mr. Backstrom appeared on the faculty of Courses of Study on the new Federal Sentencing Guidelines. The programs are sponsored by the ALI-ABA Committee on Continuing Professional Education in Atlanta, Chicago, Los Angeles and Washington, DC.

'76 **Michael P. Malloy** was recently appointed Professor of Law at Fordham University and has published a two-volume treatise entitled *The Corporate Law of Banks*, published by Little, Brown & Company.

'77 **Gilbert F. Casellas** has been elected to a three-year term on the Board of Governors of the Philadelphia Bar Association. Mr. Casellas is a partner in the Philadelphia firm of Montgomery, McCracken, Walker & Rhoads.

'78 **Nancy K. Baron-Baer** has become a member of Hangle, Connolly, Epstein, Chicco, Foxman & Ewing in Philadelphia. Ms. Baron-Baer practices Real Estate Law.

'78 **Marvin Benton**, Assistant Regional Counsel of the U.S. Environmental Protection Agency in Chicago is currently on a one year educational leave at Harvard University. Mr. Benton is pursuing a Master's degree in Public Administration at the John F. Kennedy School of Government, where he specializes in public management, criminal justice and environmental issues.

'78 **Mary C. Helf**, a partner in the Philadelphia law firm of Mesirov, Gelman, Jaffe, Cramer & Jamieson, has been elected President of the Philadelphia Finance Association, a Philadelphia-based professional organization concerned with the region's financial condition and outlook. Ms. Helf currently serves on the Campaign Leadership Council of Women's Way and is a member of the Board of Directors of Families of Murder Victims and a member of the Probate Section of the Philadelphia Bar Association.

'78 **Richard S. Laweh** is Senior Vice President and Co-Director of Real Estate at Thomas McKinnon Securities, Inc. in New York, and resides with his wife and son in Short Hills, NJ.

'78 **David I. Levine** has been granted tenure and promoted to Professor of Law at the University of California Hastings College of the Law in San Francisco.

'79 **Reuben Clark** has become associated with the law firm of Maupin, Taylor, Ellis & Adams in Raleigh, NC. He practices law in the firm's Real Estate Department, and is involved in many facets of real estate activity, including transaction and litigation work.

'79 **Joseph C. Crawford** and **Charles M. Honart** of the Philadelphia office of Schnader, Harrison, Segal & Lewis and **Craig J. Blakeley** of its Washington office have been named partners in the firm.

'79 **Arvin J. Jaffe** and his wife **Melanie** are pleased to announce the birth of their second son **Bradley Todd** on January 19. Mr. Jaffe is a partner in the Boca Raton, FL office of Broad & Cassel and concentrates his practice in Real Estate Law.

'79 **Terry M. Louie** has been appointed staff attorney with the Clothing and Textile Fraud Remedies Unit, Defense Personnel Support Center, in Philadelphia. The Remedies Unit is responsible for investigating and prosecuting defense contractors and government officials implicated in defense contract fraud. Mr. Louie also serves as Command Judge Advocate for the reserve detachment of the USS Coral Sea, and recently completed a four and one-half year tour with the U.S. Navy Judge Advocate General's Corps in Norfolk, VA and Yokosuka, Japan. He currently serves on the Board of Directors of the Chinese-American Resource Center.

'79 **Gerald Paul McAlinn** has completed a one year intensive course in Japanese language at Keio University in Tokyo. He has recently joined Arco Chemical Company as Senior Attorney. He will be working at the Company's Asia Pacific Headquarters in Tokyo.

'79 **Gerald A. McHugh, Jr.**, a partner with the Philadelphia firm Litvin, Blumberg, Marusow and Young spoke on the topic "Perspectives on Joint Tortfeasor Releases" at a luncheon lecture sponsored by the Professional Education Committee of the Philadelphia Bar Association on February 17. In December he received the Young Lawyers Fifth Annual Community Service Award for his work with Hospitality House, a residential program for ex-offenders which he helped to establish.

'79 **Donald M. Millinger** has been appointed an Adjunct Professor at Drexel University's College of Humanities and Social Sciences. Mr. Millinger will teach "Law, Entertainment and the Arts" in the Master of Science-Arts Administration Program. He practices corporate and commercial law in entertainment, radio and television, art copyright and publishing and sports at Wolf, Block, Schorr & Solis-Cohen, of which he is a partner.

'79 **Marcia J. Wexberg** has been named a partner in the Trusts and Estates Department of the Philadelphia firm of Cohen, Shapiro, Polisher, Shiekman and Cohen. Ms. Wexberg serves on the Board of Directors for the Senior Citizen Judicare Project and is a member of the Executive, Education, and Taxation Committees of the Probate Section of the Philadelphia Bar Association.

'80 **A. Richard Feldman** has been named a partner in the Philadelphia law firm of Bazelon, Less & Price, and he concentrates his practice in commercial litigation.

'80 **Charles F. Forer** has become a member of the Philadelphia law firm of Hangle, Connolly, Epstein, Chicco, Foxman & Ewing. Mr. Forer practices commercial litigation and represents condominium unit owner associations.

'80 **Charles Goldberg** and his wife **Arleen** are the proud parents of **Mara Elizabeth**, born November 4, 1987.

'80 **Marianne Rosenberg, LL.M.** has become a member of the New York office of White & Case.

'81 **Leon I. Behar** and his wife **Naomi** announce the birth of their second child, **Eric Ross**. Mr. Behar is a trial attorney with the Manhattan law firm of Jacobs and Zinns.

'81 **Thomas R. Fileti** has been named a partner in the Los Angeles office of Morrison & Foerster, and he concentrates in the area of real estate law. He and his wife live in Rancho Palos Verdes, CA.

'81 **Christopher D. Graham** has become a partner in the Providence, RI law firm of Edwards & Angell. He has been associated with the firm since 1981 and now concentrates his practice in the areas of general corporate law, lending and mergers and acquisitions. He resides in Rumford, Rhode Island with his wife and two children.

'81 **Marjorie K. Shiekman** has been appointed Associate Trustee of the University of Pennsylvania. She is a member of the newly-formed Trustees' Council of Penn Women and continues to serve on the Institutional Review Boards of Pennsylvania Hospital and Graduate Hospital in Philadelphia.

'83 **Emilio W. Civitanes** serves as Counsel for the U.S. Senate Judiciary Committee's Subcommittee on Technology and the Law. Mr. Civitanes was previously associated with the Washington, DC firm of Dickstein, Shapiro & Morin.

'83 **James R. Haslem** has recently moved from the New York office of Milbank, Tweed, Hadley & McCoy to its newly-opened Los Angeles office where he concentrates in banking law.

'83 **Robert M. Jarvis** has become an Assistant Professor of Law at the Nova University Center for the Study of Law in Ft. Lauderdale, FL. His current teaching duties include courses on arbitration, contracts and international law. Since his graduation from Penn, Professor Jarvis worked as an associate with the New York office of Baker & McKenzie, earned an LL.M. degree from New York University, and has authored two dozen law review articles. He is currently co-authoring a text on maritime law which will be published next year by Matthew Bender & Company.

'84 **Joel B. Benjamin** has become associated with the Hartford, CT law firm of Pepe & Hazard. Mr. Benjamin practices in the area of corporate law and resides in West Hartford, CT.

'84 **Tsivven M. Law** was elected to serve as President of the Asian American Bar Association of the Delaware Valley. Ms. Law is an associate in the law firm Galfand, Berger, Senesky, Lurie & March. She is also a member of the Asian American Advisory Committee to the Philadelphia Commission on Human Relations, the Philadelphia School District's Task Force for the Education of Asian Immigrant-Refugee Students, the Philadelphia Trial Lawyers, and a board member of Asian Americans United.

'85 **Torsten Lange, S.J.D.** is the author of *The Role of Lockouts in Labor Conflicts: A Legal Study of American and German Approaches*, published by Peter Lang Publishing, Inc. He and his wife **Norma** and daughter **Anja Martina** have recently left Hong Kong as he has begun a new executive assignment with BASF Philippines, Inc. in Manila.

'85 **Ria A. Levine** practices law at Shearman & Sterling in New York, specializing in international asset trading and Latin American debt restructuring. She recently completed a clerkship with the Mexico City law firm of Santamarina and Steta.

'85 **Thomas P. Pinansky** has joined the Washington, DC firm of Hogan & Hartson where he practices financial institutions and securities law as part of the firm's Commercial Practice Group. Mr. Pinansky's article "The Emergence of Law Firms in the American Legal Profession" was recently published in the *University of Arkansas at Little Rock Law Journal*.

'85 **J. Michael Russell** was married to **Shu-Chi Chen LL.M.** '84 on October 28, 1987 by the Honorable **Thomas N. O'Neill, Jr.** '53 of the Federal District Court for the Eastern District of Pennsylvania.

'85 **Francesca E. Seltzer** of Saul, Ewing, Remick & Saul spent 10 days in Israel during January on a leadership development mission sponsored by the Federation of Jewish Agencies of Greater Philadelphia.

'85 **Steven R. Sparks** has become associated with the Media, PA firm of Eckell, Sparks, Levy, Auerbach, Monte & Moses. The firm now boasts six Penn law grads, one of the highest concentrations among Delaware County law firms.

'87 **Sanford L. Pfeffer** has joined the Philadelphia firm of Wolf, Block, Schorr & Solis-Cohen and will serve his initial rotation in the Corporate Department.

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