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UF LAW

UNIVERSITY OF FLORIDA FREDRIC G. LEVIN COLLEGE OF LAW • SPRING 2014



**Gator lawyers engage
perils and opportunities
of environmental change**

UF LAW

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ABOUT THE ILLUSTRATIONS

The art for this issue's cover story is by James Ayres (JD 12). In addition to the postcard on the cover, he decorated a Central Florida orange grove in this photo. Inside, an Arizona solar array, Everglades landscapes, a Florida spring, a wheat field and the site of a West Virginia chemical spill receive the Ayres treatment. Ayres is a UF Law alum, artist and Levin College of Law webmaster in the Office of Communications.

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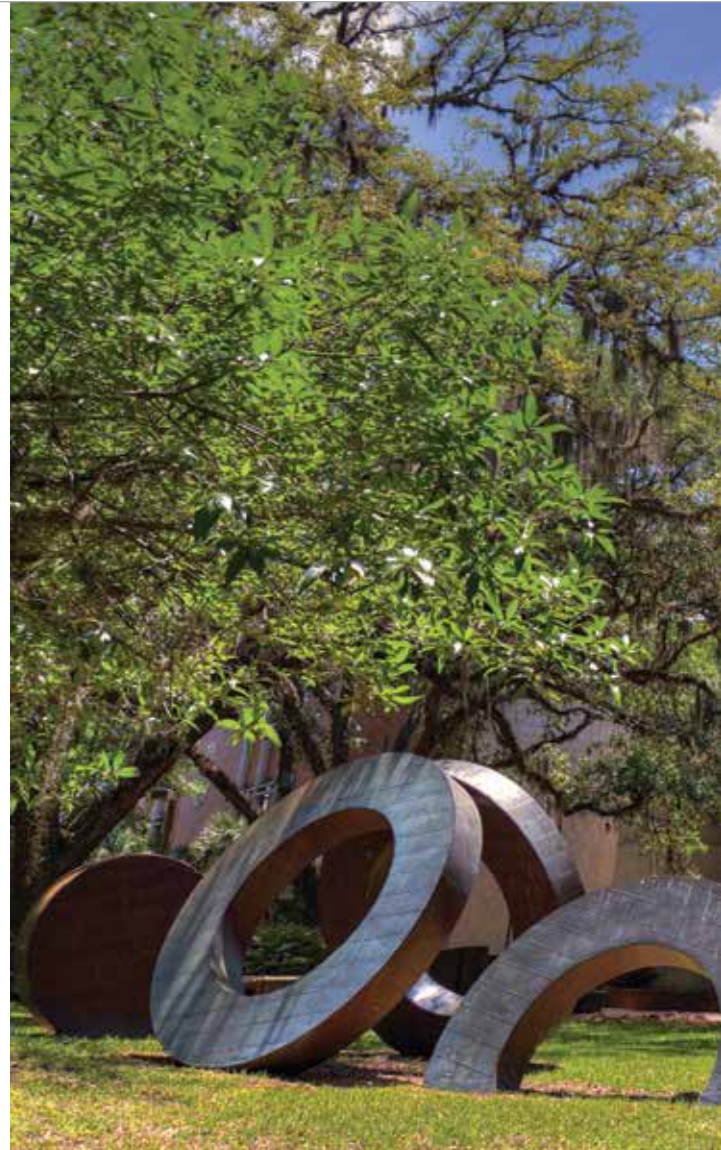
*Levin Mabie
& Levin
Professor
of Law*

Privileged to serve, not indispensable

One day early this spring as I walked out of the Dean Suite by the glass wall on the second floor that separates Holland Hall and the Lawton Chiles Legal Information Center, I saw a young man who appeared lost in the surroundings and in need of help finding something. I said, “Can I help you?” and he asked, in a state of apparent puzzlement, “How do I get into the library up here? Where’s the door on this floor?” I explained there were no entrances to the library on the second floor, and that he could get to the courtyard and enter the Legal

Information Center through its entrance there, which is the only entrance. I also gave him a brief explanation of the architecture of the law school and why the library’s access is limited that way. I thought he was probably a newly admitted student, an applicant to the 2014 entering class, or a visitor from out of town, because often that time of year we have applicants who come to the college to visit

as they consider their different law school options. So I asked him if he was from out of town or was an undergraduate from across the campus. He replied, “Oh no, I’m a first-year law student.” As I stood there trying to wrap my mind around the notion of a first-year law student deep in the second semester not having a full understanding of how to get in and out of the law library, he then turned to ask me another question: “And what is your role here?”



I will always remember this student and this conversation with great fondness. Although the student was deeply chagrined and will probably never forget this conversation either, he created an occasion that reminds us of an important lesson: None of us is indispensable, none of us is irreplaceable, and none of us has a role so singularly important that the organizations and institutions we serve will be unable to go on without us. But hopefully most of us are able at some time in our lives to experience the privilege of being parts of teams within institutions — teams that work together to do good, and sometimes great, things to move the institutions we serve farther down the road in fulfillment of missions and purposes that align with our own personal passions. That has certainly been my experience at the Levin College of Law. I am both blessed and privileged to have worked with many truly great and dedicated colleagues whose leadership and service have made our



college stronger and have helped it come closer to realizing its aspirations.

I cannot say enough to thank our alumni for all of your help and support throughout these years. The evidence of your support is evident throughout our facilities, our programs, our curriculum, our fundraising, and the news in this magazine. I am grateful to the faculty and staff who have given significant portions of their professional lives to educating and supporting the education of the next generations of lawyers in our profession. The students are the ones we serve, but many of them are already serving the college and manifesting their pride at being a part of the “Gator law nation.” It has been my privilege to be a part of this alumni-faculty-staff-student team.

**It has been
an honor and
privilege to
serve as your
college’s dean.**

I also thank in advance my friend and colleague George Dawson, whose outstanding service to the college for the past 33 years, including eight years as the senior associate dean for academic affairs (four of which were during my deanship), will continue in 2014-15 in George’s new role as the interim dean. The Levin College of Law will be in great hands this next year, and I know all of you join me in promising George and his leadership team our assistance and unqualified support.

It has been an honor and privilege to serve as your college’s dean. Both Lisa and I are grateful for the many expressions of affection and good wishes we have received, and we take great joy in the many lasting friendships we have made. Thank you so very much, and “Go Gators!”

NEWS BRIEFS



Dane Ullian (3L) pictured here at a spring UF Law event, was awarded Honorable Mention for Best Oralist at the Willem C. Vis International Commercial Arbitration Moot in Vienna. (Photo by Elise Giordano 4JM)

UF Law sponsors elite national symposium

In the 33-year history of the Federalist Society National Student Symposium, UF Law became the first school outside of the elite top 15 law schools to host the conference. The conference featured former U.S. Attorney General Michael Mukasey.

He described an intelligence-gathering crisis caused by leaking of classified government documents to the public that revealed critical intelligence-gathering techniques to the world.

Hundreds of Federalist Society members from around the country gathered at

the university to hear panel discussions and debates on topics including, “Balancing privacy and security,” “Cybersecurity and the NSA,” “Is the FISA court too secret?,” “Detained suspect terrorists: Try in military or civilian courts?” and “Drones and presidential authority.”

ICAM team finishes top 8 in world

UF Law’s International Commercial Arbitration Moot team — Kristina Gandre (3L), Jennifer Lada (2L), Gabriela Rodriguez (2L), Andres Sandoval (3L), and Captain Dane Ullian

(3L) — finished among the Elite Eight in Vienna at the Willem C. Vis International Commercial Arbitration Moot. ICAM’s finish was out of 295 teams, placing UF Law in the top 2 percent in the world.

UF Law was one of only 64 teams to advance to the finals in Vienna, where it engaged in a winner-advances format and was defeated by Duke, the only other U.S. team left at that point. For the second year, Ullian was awarded Honorable Mention for Best Oralist and Sandoval was second runner-up.

Incoming UF Law Dean George Dawson coached ICAM and was assisted in Vienna by Eduardo “Eddy” Palmer (JD 85).

Graduate employment surges 10 points

UF Law's Class of 2013 saw a 10 percentage point increase in full-time, bar-passage required jobs compared with the previous year's class. Nationwide, the increase in these jobs among law schools was less than 1 percent, according to American Bar Association data.

There was a 43 percent increase compared with the Class of 2012 in securing small firm jobs (from 42 to 60), and an increase of 40 percent in securing government jobs (from 42 to 59). Rob Birrenkott, UF Law's assistant dean for career development, credited alumni with the sharp employment increase. He appealed to alumni to build on the hiring momentum in the year to come. (Learn more at www.law.ufl.edu/career/employers)

"The Gator Nation is more than a slogan; alumni have been instrumental in helping our students while in school and beyond by recruiting students for jobs and internships, traveling to campus to meet with students, and volunteering to mentor law students and recent graduates," Birrenkott said. "UF Law alumni readily share their time, talent, and other resources, which culminates in improved outcomes for graduates."

UF Law publishes an analysis of hiring statistics nine months after graduation. The latest complete report of data can be found at www.law.ufl.edu/career/employment-statistics.

This jobs data will be reflected in the *U.S. News & World Report* rankings in 2015, but it has already boosted UF Law in national rankings. UF Law was 32nd in the nation (13th among public universities) in online publication *Above the Law's* new Top 50 Law School Ranking.

It's the only ranking to incorporate the latest ABA employment data for the class of 2013, and it focuses exclusively on "outcomes," defined as full-time, long-term jobs, job quality, federal judicial clerkships with active judges, school costs adjusted for cost of living, and alumni satisfaction. The American Bar Association also increasingly uses outcome measures to determine law-school effectiveness. UF and Miami (49th) were the only Florida law schools to make the list.

Meanwhile, summer 2014 student externship placements are at an all-time high: 228 compared to 196 for summer 2013,

reports Leslie Knight, director of externship programs and professor of law. Out-of-state externships are among those on the rise at 22, up from 17 last year.

UF Law is ranked in the top tier, 49th, among law schools in the newest *U.S. News & World Report* ranking, and is 24th among public universities. *U.S. News* has been subject to increasing criticism for how it incorporates into the formula factors that

are measured differently by different law schools (such as spending per student). But on the factor of "quality," UF Law has the best reputational scores among publics in the southeast: 14th among the nation's publics and 35th overall. The Graduate Tax Program continues to rank first among publics and second overall, and

the environmental law program is seventh among publics and 14th overall. UF Law also had 13 graduates placed in federal judicial clerkships — the 26th highest number in the nation.

UF Law was 13th among publics in *Above the Law's* new Top 50 Law School Ranking, the only ranking to incorporate the latest ABA employment data and focus exclusively on "outcomes."

Student clubs recognized among best

Two UF Law student clubs were recognized during the spring semester for state and national excellence.

The Florida Association for Women Lawyers selected the UF Law chapter as the 2014 Outstanding Student Chapter of the Year. According to a letter announcing the award: The student chapter "has developed innovative ways to build its membership, including by providing programs and services which specifically encourage and assist members to become leaders in the profession and in the community."

The UF Black Law Student Association won regional chapter of the year for the southern region for the second year in a row and was first runner-up national chapter of the year.



Todd LaDouceur (JD 95) of Galloway, Johnson, Thompkins, Burr & Smith interviews Brock Hankins (3L) Feb. 11 during on-campus interviews at UF Law. (Photo by Elise Giordano 4JM)



Going global

These UF Law professors teach the eight-week Massive Open Online Course, Global Introduction to U.S. Law. From left are Pedro Malavet, Loren Turner, Kenneth Nunn, Claire M. Germain, Sharon Rush, Jennifer Wondracek, Lyrissa Lidsky and Jeff Harrison. To sign up for the course and see a promotional video for it go to www.coursera.org/course/globalintrouslaw. (Photo by Elise Giordano 4JM)

18,000 sign up for new online intro to U.S. law

The University of Florida Levin College of Law is joining the MOOC revolution on a global scale. The law school's first Massive Open Online Course began May 1, with The Global Student's Introduction to U.S. Law.

The course is free and open to all — admission to UF is not required — and is intended to appeal particularly to pre-law undergraduate students and international lawyers or students contemplating further study of the U.S. legal system. By June, there were 18,000 students from across the globe signed up for the course.

“Our new MOOC provides an opportunity to literally anyone with computer access anywhere in the world to learn more about U.S. law and our legal system and for some to learn

whether pursuing a career in law would be personally interesting and rewarding,” UF Law Dean Robert Jerry said.

The eight-week course offers an overview of the U.S. legal system and how it compares to other legal systems around the world, and is taught by an eight-member team of some of UF Law's top faculty members and scholars. Students will leave the class with basic concepts and terminology in the fields of constitutional law, criminal law and contract law.

“For curious students, the MOOC is a great opportunity to explore — and not just to explore the subject, but also to explore UF Law,” Jerry said.

Last year, the University of Florida became the first university in the state to offer MOOCs, with almost 100,000 students enrolled in four courses at the time of launch last spring.

Through its partnership with MOOC industry leader Coursera, UF Law stands

to gain expertise in designing, marketing and staging a course for tens of thousands of students at a time. Coursera's invitation-only consortium includes 98 universities worldwide. UF is Coursera's only member in Florida.

Students can register at any point after the course begins. They will not receive credit for coursework.



SCAN HERE with your smartphone to go directly to the course website

PARTNERS

Gator Nation to the rescue

As we close out another fiscal year here at your law school, I find myself reflecting on how fortunate we are for the many contributions our alumni make throughout the year. From serving as adjunct faculty or offering to speak at professionalism seminars to sponsoring book awards and serving on boards, there is no shortage of alumni asking, “How can I help?” For that, I thank you.

This year, a number of our alumni were very specific in asking how they could help. The theme has been, “how can I help students find jobs?” or, at the very least, help students gain valuable experiences that could lead to jobs.

A wonderful example of how you can help our students in this capacity is our fellowship program, which has grown over the past two years to include several public interest fellowships, a federal judicial fellowship and a federal government internship. These fellowships have been awarded to students who worked at the Securities and Exchange Commission, the U.S. Environmental Protection Agency Office of the General Counsel, Americans for Immigrant Justice, Defenders of Wildlife, Community Legal Services of Mid-Florida Veterans Office, a White House fellow



and many more. For many of these students, these experiences will shape their careers and place them in positions to give back to UF Law. Like many of you, they will ask, “How can I help?”

I continue to be impressed with our alumni and their support of our students. After all, students are why we are here. With the changing legal market, job placement continues to be a challenge, and it is critical that we work together to give UF Law students every possible advantage.

As you reflect on how you want to help this coming year, I ask you to consider contributing to our students’ future by donating to one of our many fellowships or by creating your own endowed fellowship. For more information, please contact me at 352-273-0640 or wilcox@law.ufl.edu.

Go Gators!

—Lauren Wilcox,
Senior Director of Development and Alumni Affairs



Students benefit from dean’s going-away present

A lot of the work of being a dean is to raise money in support of legal education. So members of an alumni group thought a fitting going away present for Dean Robert Jerry and his wife Lisa would be a student scholarship in their honor. Jerry steps down in July after 11 years on the job.

The UF Law Center Association, an alumni group that supports the college of law with time and money, created the scholarship fund. Money from interest generated by the endowed scholarship will be used as financial support to UF Law students.

Dean Robert Jerry, left, and wife Lisa accepted a framed photo April 5 of the UF Levin College of Law commemorating a new scholarship fund. Law Center Association Vice Chair Oscar Sanchez (JD 82), right, and LCA chairman Michael Minton (JD 81, LLMT 82) present the gift. (Photo by Elise Giordano 4JM)

Thanks to the esteem and affection in which alumni hold the dean, raising money for the scholarship fund “was the easiest thing in the world,” Law Center Association Vice Chair Oscar Sanchez said.

Sanchez said 100 percent of the LCA active members contributed to the scholarship fund and 42 percent of the group’s emeritus members gave. As of April, \$227,000 had been raised for the fund.

The wider UF Law community is now invited to give. To donate, call the foundation’s secure credit card line at 877-351-2377 Monday through Friday (8 a.m. - 4:30 p.m.), make a credit card gift online, or mail a check payable to UF Foundation to: Lauren Wilcox, UF Law Development & Alumni Affairs, P.O. Box 117623, Gainesville, FL 32611-7620.

Fellowship to federal courts

Judge Paul C. (JD 65) and Donna Huck created a federal fellowship that provides financial assistance to UF Law students funding the costs associated with field experiences in the federal courts. It is intended that the fellows will receive mentoring and training by learning about the judicial process, federal practice and the values of the legal professions. Fellowships are open to 1Ls and 2Ls, but preference is given to 2Ls. This fellowship is for a student working with a federal judge in the state of Florida.

UF Law student D.C. fellowship under construction

The UF Law Alumni Group-D.C. Chapter created this fellowship that provides financial assistance to UF Law students who will gain experience in an unpaid federal government legal internship (or externship) located within the Washington, D.C., area during the summer. They are actively seeking funding to support two \$2,500 fellowships each summer with a goal of raising \$100,000. In addition, the alumni group will provide mentoring and support to the fellows each summer by hosting a welcome gathering with students and alumni and one-on-one lunches with alumni.

New development officer has ‘always been a Gator’

A former school teacher who has degrees from the University of Florida and Florida State University is a new director in the Office of Development and Alumni Affairs.

Rick Miller started Jan. 13 and focuses on major-gift fundraising and mini-campaigns and assists with volunteer management and special projects of the Law Center Association board of trustees, said Lauren Wilcox, senior director of development and alumni affairs.

Miller worked for three years at FSU, where he raised more than \$1.7 million for the College of Engineering as development director. Now, he’s turning his attention to UF Law to accomplish similar feats.

“I’m very excited about working in a new culture — going from working with engineers to law,” he said. “It’s a new way for me to look at the same type of alumni engagement, just with a different kind of constituent base.”

Miller graduated from UF in 2005 with his undergraduate degree in history. He also earned a master’s degree in sports administration from FSU and worked as a law firm administrator.

Part of his work ethic comes from his two years as a high school teacher in St. Petersburg.

“Things that I’ve learned while teaching, like how to work with people, how to adapt to different personalities and how to manage a group — those are things I’ve taken through my career,” he said.

With that background, Miller’s goal is to reach out to as many UF Law graduates as possible. His philosophy about connecting with alumni is finding out what they care about and giving them opportunities to invest in those areas.

“A lot of times it’s trying to unlock their passion,” he said. “A lot of people have thought about giving back, but they

haven’t been asked or don’t know what the process is.”

Miller, who grew up in the small town of Inverness, said he’s also glad to be back in Gainesville for sports reasons. “Even though I’ve worked with both universities and have degrees from both universities, I’ve always been a Gator,” he said.

—Kelcee Griffis (4JM)



Miller



Making an endowment, naming a jury room

Larry (JD 74) and Pat Stewart donated \$100,000 to name the jury room in the Martin H. Levin Advocacy Center. Their gift will assist with the college’s greatest needs and take advantage of new opportunities for the benefit of students and the advancement of the college’s academic program.

At left, UF Law Dean Robert Jerry, Trial Team President Dane Heptner (3L) with Trial Practice Director and Professor Jennifer Zedalis (JD 84) stand by the newly named Larry S. and Pat K. Stewart jury room in the Martin H. Levin Advocacy Center. (Photo by Elise Giordano 4JM)

CONFERENCES & LECTURES

Top legal minds addressed timely and timeless topics of law and policy during UF Law presentations

TRAYVON MARTIN CASE: A RETROSPECTIVE

“Looking Back, Moving Forward” “Trayvon Martin: Race, Rights and Justice”

In a two-part series, UF Law looked back at the Trayvon Martin case from various perspectives. The first event, a town hall-style meeting moderated by UF Law Professor Kenneth Nunn, welcomed the UF Law and Gainesville communities to offer their opinions on the case. The Feb. 5 discussion recounted the surprise some felt that there was not an immediate arrest in the case and the possibility that something similar could happen again.

Monique Wilson (2L) spoke about the dangers black Americans face.

“I remember distinctly being about 5 or 6 and my parents being like, these are the rules, and you always have to follow them,” Wilson said.

The Feb. 13 installment featured Duke University Sociology Professor Eduardo Bonilla-Silva, who discussed the evolving nature of racism and how it may be less obvious than it was in the past, but is just as present.

“The normative climate of what can be said in public has shifted,” Bonilla-Silva said. “The nasty racial discourse of the past has been replaced by a more seemingly civilized racism.”

The series was sponsored by UF Law’s Center on Children and Families and Center for the Study of Race and Race Relations.



VOTING IN AMERICA

Nelson Symposium, “State and Local Elections: Rights and Wrongs”

Election experts addressed voter identification laws, felon disenfranchisement, voter roll purges, campaign disclosure for ballot measures, ballot-box zoning, and the status of the Voting Rights Act after the U.S. Supreme Court’s 2013 decision in *Shelby County v. Holder*.

The topics were highly relevant to Sunshine State residents, especially with voting issues from the 2000 presidential election and beyond. There’s no debate that the state of Florida has been in the spotlight for controversial election topics, and the Feb. 7 symposium provided food for thought and further debate.

Symposium speaker Janai Nelson, professor of law at St. John’s University School of Law, asked audience members to think about the election debacle of 2000 and consider what had changed in 14 years.

“The very disturbing answer is that there are now more legal barriers to exercising vot-

ing rights than there were in 2000,” Nelson said. “And there are increasingly fewer legal protections.”

COVERING THE TAXABLE WATERFRONT

Florida Tax Institute

Last fall, Lauren Detzel (JD 77) said the inaugural Florida Tax Institute had three main goals — to reinforce the reputation of UF Law as one of the nation’s leading tax programs, to educate current students, and to generate funds to go back into the program. The institute, held Feb. 19-21 in Tampa, succeeded on all fronts.

“It exceeded our wildest expectations,” Detzel said. “We covered the waterfront in tax topics.”

Detzel, who chaired the Tax Institute Steering Committee and is a shareholder at Orlando’s Dean Mead office, said all three of those goals were readily met due to the high quality of speakers who presented difficult topics with ease — including many UF Law professors and alumni — and the dedication of the sponsors involved.

“We were ecstatic with the quality of the program, the speakers were absolutely top notch,” Detzel said. Having been to plenty of dry tax conferences where the speakers were less than engaging, Detzel said she could honestly say that every speaker in the two-and-a-half day conference was outstanding.

Detzel said there more than 300 registrants for the conference, around 70 of which were current UF Law students. She said she heard great feedback from the students, some of whom were attending their first CLE event.



Former Florida Gov. Buddy MacKay (JD 61) speaks at the 2014 Public Interest Environmental Conference. (Photo by Elise Giordano 4JM)

COOPERATION CALLED KEY TO WATER SOLUTIONS

Public Interest Environmental Conference, “Feeding the Future: Shrinking Resources, Growing Population and a Warming Planet”

In February, the PIEC celebrated 20 years of attracting leading experts to UF Law to grapple with contemporary environmental issues. This year focused on projected population growth and the need for food and clean water in a world of dwindling natural resources. The conference, held Feb. 20-22, offered three “tracks” for the more than 200 attendees to choose from: agricultural frontiers, natural resources, and legal/regulatory issues.

Speakers included former Florida Gov. Buddy MacKay (JD 61), who worked on several water projects as Gov. Lawton Chiles’ (JD 55) lieutenant governor. MacKay said the competition for water in Florida is not a new problem. He compared the current issue to when he was faced with Hillsborough and Pinellas counties sucking down water while competing for growth in the 1990s. Their overconsumption left nearby Pasco County nearly dry.

“I have seen this movie before. I know the plot, and some of the players are even the same,” MacKay said.

In order to protect the springs, the most endangered ecosystem in Florida, it’s going

to take more than policy framework or regulation, he said.

“When all else fails,” MacKay said, “we’re going to have to work together.”

‘WHITE PRIVILEGE’ ADDRESSES ONGOING RACIAL INEQUALITY

CSRRR Spring Lecture, “White Privilege: Unpacking the Invisible Knapsack”

Peggy McIntosh says that as a white person she is part of an invisible system of advantages.

It’s as simple as the ability to buy a Band-Aid that matches her skin or never being asked to speak for every member of her race, explained the author of the 1988 essay, “White Privilege: Unpacking the Invisible Knapsack.”

“White privilege is like an invisible weightless knapsack of special provisions, maps, passports, codebooks, visas, clothes, tools and blank checks,” McIntosh wrote in the essay.

During the March 14 CSRRR Spring Lecture, the director of the Wellesley College Center for Research on Women said the idea that “whites are knowers, and knowledge is white” was something she was taught from a young age. In order to overcome this worldview, McIntosh said she consciously installs “alternative software” that allows her to learn from the people she was taught to look down upon.

In order for change to occur, all whites must become aware of their habits and deliberately choose to see past the system that teaches they are better simply because of race.

“Those who happen to be born into the group that is given the benefit of the doubt, given jobs, assumed to be good with money, assumed to be reliable with families” are given a “tremendous power,” McIntosh said. “I urge all whites here to use your white power ... — which you have more of than you were taught — to weaken the system of white power, and it will alter your friendships, your relationships, (and) your relationship to life itself.”

WHERE 1’S AND 0’S DO THE TALKING

E-Discovery Conference, “Letting Data Tell the Winning Story”

The message of the second annual UF Law E-Discovery Conference was clear, said E-Discovery Project Executive Director William Hamilton: “21st century litigators must still tell the winning story.”

Each panel at the March 14 conference featured e-discovery experts demonstrating various specialized software, all of which is designed to meet the needs of clients who must respond to increasingly complex e-discovery requests.

E-discovery is largely concerned with complying with discovery requests that can often encompass millions of digital files stored on hard drives and servers. The issues are often more complex than simply drag-and-drop transfers, since moving the files in any way can result in unwanted changes to the meta-data.

Jason Pill, a Tampa-based associate of Phelps Dunbar, participated in the panel entitled “Targeted Collections: Get What You Need to Find the Story.” He said targeted collection must be carefully tailored to discovery requests.

“It’s not like plugging information into Google,” Pill said.

Hamilton said litigators need not get bogged down in the intricacies of e-discovery, since the newest software gives lawyers powerful tools for corralling the essential information in a case.

APPLYING PERSPECTIVE

Florida Law Review Dunwody Distinguished Lecture in Law, “Thirty-Two Years on the Federal Bench: Some Things I Have Learned”

UF Law students, faculty and guests learned a little history as Judge Emmett Ripley Cox, of the U.S. 11th Circuit, delivered this year’s Dunwody Lecture.

Cox said the proliferation of federal law has negatively impacted the effectiveness of the federal courts by imposing a burden on them.

“Today, we often hear complaints about high costs, inefficiency, abusive discovery and complexity of litigation in the federal courts,” Cox said during the March 21 lecture. “It has not always been this way.”

Cox said the expansion of both criminal and civil law, in part caused by the explosive increase in statutory offenses created by Congress, has swamped the federal courts with litigation.

“In 2008, a Heritage Foundation study concluded that there were 4,450 federal crimes,” Cox said. “Over 40 percent of the federal criminal offenses enacted since the Civil War have been enacted since 1970.”

Cox also addressed the mistakes modern lawyers often make when preparing for federal litigation. In particular, he said, lawyers often submit complaints that are far too long and complex.

SHIFTING COASTLINES COULD MEAN SHIFTING PROPERTY LAWS

Wolf Family Lecture Series: “Property Rights and Climate Change”

Property law, with roots reaching back centuries, has a reputation for stability.

But with the effects of climate change becoming increasingly evident, the legal field will be brought into the spotlight in coming years, and may be forced to adapt.

The reason, said UC Berkeley Law Professor Daniel A. Farber, will be evident along Florida’s coastline in the not-so-distant future.

“It’s not so much future generations anymore,” Farber said during the March 24 Wolf Lecture. “It’s people in this room, your younger siblings, your children, children who are being born right this moment who are going to be affected by this, so it really is not too early to start worrying.”

“What happens when a coastal property is faced by ever-increasing encroachments from the sea?” Farber asked. “There is a clash there between our idea of preserving property rights and having some kind of a sensible strategy for getting ourselves and our society out of the way as the sea rolls in.”

Farber pointed out how difficult it can be to determine how best to approach the situation and illustrated ways current property laws can help or hinder certain scenarios.



SPORTS LAW RESURGENCE

Entertainment and Sports Law Society Sports Law Symposium, “Challenges and Legal Complexities Facing Athletes: Collegiate and Professional Perspectives”

The 2014 University of Florida Sports Law Symposium rose from the ashes this year to tackle some of the most pressing issues in sports.

The April 4 symposium resurrected a previously annual occurrence that went on hiatus after 2010. By all accounts, the 2014 iteration was a successful return to form.

Prominent attorneys with expertise in collegiate and professional athletics gathered for panel discussions on current issues facing lawyers and athletes.

Kristi Dosh (JD 07) and Darren Heitner (JD 10) delivered keynote speeches and participated in the panels.

Dosh, the author of *Saturday Millionaires: How Winning Football Builds Winning Colleges*, talked about how college athletics departments, even the ones that don’t post profits, are big moneymakers for their universities.

The hot-button issue in collegiate sports is the recent National Labor Relations Board decision to allow college athletes to unionize. That topic dominated the morning panel discussion. Despite some heated debate, all of the experts on the panel agreed on one thing: the NLRB decision would stand.

WEIGHING TAX REFORM

Ellen Bellet Gelberg Tax Symposium

Mark Mazur, the U.S. Treasury Department Assistant Secretary for Tax Policy, had a few choice words about the United States tax system.

“Tax policy is part of our covenant that binds us together as self-governing people,” Mazur observed and went on to ask how one should assess the effectiveness of our tax system.

Among the criteria and conclusions Mazur laid out during the April 17 Gelberg lecture:

- The code is not particularly fair to taxpayers in similar situations — see income earned from wages versus income earned from capital gains;
- It’s reasonably progressive, which is to say high earners pay a greater proportion of their incomes than lower earners, though it used to be much more progressive; and
- The Internal Revenue Service is surprisingly efficient at administering tax collections compared with other administrative bodies around the world.

Mazur also discussed noted tax reform proposals from the Obama administration and Congress, weighing potential benefits and possible downsides to moving forward with broad tax reform.

The Gelberg Tax Policy Lecture Series was established to bring distinguished lecturers to the college each year to speak on tax policy topics to reflect on the policies supporting the U.S. tax structure.

UF RISING to National Preeminence

Corporate law gets boost as university drives for top 10 status

BY MATT WALKER

For the nonlawyer, images of young southern John Grisham advocates or the cold ch-chunk of the Law & Order signifier rule the popular consciousness of Americans when it comes to the law. But it is often the less, shall we say, Hollywood areas of practice like corporate and business law that will impact lives on a daily basis.

Over the next five years, the University of Florida's Pre-eminence Plan aims to boost the university's already-strong reputation into the strata of the nation's top-ranked research universities. The state has promised \$15 million annually for five years. Adding money raised by UF from alumni and friends, as many as 130 new faculty members will be hired in the coming years.

The term "research university" might paint a picture of white coats shuffling test tubes around in a sterile lab, but there are a multitude of factors that go into helping UF reach its pre-eminence goals. And business law is an important one.

Thanks to pre-eminence funding, UF's Levin College of Law plans to add a leading business and corporate law scholar to its faculty in the fall to help vault the university as a whole.

Robert Rhee is coming to UF Law from the University of Mary-

land Carey School of Law, where he has established himself as a leading scholar in business law, with articles published in numerous law journals and his scholarship frequently cited in top law books and law reviews.

In case it's not immediately clear how a legal expert in business law ties into UF's Pre-eminence Plan, consider this: business and corporate law intersects with just about every newly incubated company, emerging technology, market strategy, and business operation in the U.S. Indeed, business and corporate law is intertwined with almost every facet of our country's economic fabric.

"Corporate law might not be in the forefront of the average person's thinking about business, but its presence is ubiquitous in our economy and our culture," said UF Law Dean Robert Jerry. "By bringing on a top-flight business and corporate law scholar to UF Law, we will both bolster the college's excellent faculty and be situated to leverage this professor's research and expertise to help the university as a whole."

Rhee, who will be the John H. and Mary Lou Dasburg Professor of Law, is expected to offer unique insights into "big data" issues in financial regulation, investment banking, distressed restructurings, private equity funding, debt and equity issuances, and fiduciary duty and governance in business organizations. This could also lead to an array of possibilities to work with other areas of the university, including the Warrington College of Business.

The immediate effect of Rhee is already clear. He will make an already-strong business law team — with the No. 1 public tax program in the country and some of the top antitrust faculty of any university — even stronger.



Rhee

UF Law alum powers UF's rise with a little help from baby Juan

BY KELCEE GRIFFIS (4JM)

John Dasburg (JD 73) earned degrees from the University of Florida in business, engineering and law. Now a successful businessman as chairman and CEO of ASTAR Air Cargo based in Miami, Dasburg is backing each of these colleges and has become one of the driving forces behind the University of Florida's rise to preeminence.

The university calls faculty endowments "the cornerstone of UF pre-eminence" and part of an \$800 million fundraising initiative to reinforce its standing as a premier university. The goal is to create 100 new faculty endowments over five years for a total of 500.

Dasburg is out front on this effort. With his most recent \$1.5 million donation, he became the only person to endow chairs in three different colleges, including the John H. & Mary Lou Dasburg Professor of Law. The latest gift went to the College of Engineering, which completes gifts to the three academic disciplines in which he earned degrees. The gift came following Gov. Rick Scott's approval of law granting state funds to promote UF's "academic and research pre-eminence."

"I'm a believer that a university is, at its very heart, the faculty," Dasburg said. "I'm a strong believer in supporting the faculty."

In April, Dasburg, a former member of the UF board of trustees who has served as CEO of numerous national corporations, received an honorary doctorate from the Warrington College of Business Administration. Meanwhile, the house under construction for the next university president will have Dasburg's name on it thanks to his \$3.5 million lead gift. The house is slated for construction along Village Drive across the street from the UF Law campus.

Dasburg's gifts are unusually generous. But giving to causes and units throughout the university is actually typical of UF Law alumni. Since the University of Florida Foundation has kept records, UF law alumni have given almost \$52 million to the law school. During the same period, those alumni have given almost \$158 million to the university as a whole.



Dasburg

"I'm a believer that a university is, at its very heart, the faculty. I'm a strong believer in supporting the faculty."

—JOHN DASBURG (JD 73)

Dasburg's gift for the president's house had something to do with the current university president.

Dasburg said he was celebrating the birth of his first grandson, Juan, with his family. On the way home from the hospital after visiting the newborn, they stopped by an ice cream shop on West University Avenue in Gainesville. The shop was empty except for one small group: Dasburg's longtime

friend, UF President Bernie Machen and his granddaughters.

They were all happy and excited, Dasburg said. That's when Machen, who is leaving the president's job in December, sprung a question.

"President Machen knew I was vulnerable, and he got me in a moment of vulnerability," Dasburg said, chuckling. "President Machen said, 'Now wouldn't it be nice, now that you have a grandson, if the new president's house had your name on it?' I said, 'Well, that would be nice.'

"You might say that the president's house is in celebration of my grandson."

George Dawson smiles during the 33rd Dunwoody Distinguished Lecture in Law banquet. (Photo by Elise Giordano 4JM)



Taking the reins

BY RICHARD GOLDSTEIN

Veteran professor, administrator George Dawson named UF Law interim dean

A picture of George Dawson in his third-floor Holland Hall office shows him atop a camel in the shadow of the Great Wall of China. Perhaps not astride a camel, but Dawson had expected this summer to be riding off into the sunset with wife Sally after 33 years as a professor and administrator at UF Law. Instead, on July 16, his 70th birthday, Dawson takes the

reins of another sort of beast as he begins service as interim dean of the Levin College of Law.

Dean Robert Jerry is stepping down this summer after 11 years on the job, and Dawson was a member of the search committee looking for Jerry's successor. University of Florida President Bernie Machen called off the search, feeling the right candidate for the job was not among the finalists. After consulting with the College of Law faculty, Machen subsequently appointed Dawson as interim dean.

“Being the interim dean, even when I had not expected to be here, was something that I thought was important to do and I guess I was pretty honored to be asked,” he said during a discussion in his office.

Dawson pointed to his agenda for the next year while the search for a permanent dean resumes: digesting a consultant’s report on tenure and promotions for faculty, diversity issues, placement of students in the workforce and gearing the law school curriculum to meet the future of the legal profession.

He said experiential learning — such as clinical experience, simulations and externships — is gaining currency in legal education. And he noted the importance of distance learning, talking of demand that the law school can tap into for legal certificates for lawyers and nonlawyers alike. Accountants, health care professionals, engineers and others might benefit from specialized courses at the law school. UF Law is dipping its toes into these waters with a new Spanish for Lawyers course.

“That’s not a whole certificate but the fact of the matter is, legal Spanish is different than Spanish in the same way that legal English is different from English,” Dawson said. “A course like that might be very useful to lawyers who routinely deal with clients who speak Spanish.”

And UF Law’s international connections won’t be neglected under Dawson’s deanship. That camel picture was taken while he taught in Beijing in the autumn following the crushing of student dissent in Tiananmen Square. Dawson also taught in Odessa, Ukraine, soon after the demise of the Soviet Union. And he is currently co-director of the College of Law Summer Program at the University of Montpellier in France.

“I think that the background will help simply because I have become quite sympathetic to international initiatives,” Dawson said.

Dawson grew up in the eastern Colorado town of Sterling and entered Princeton after a counselor put him in touch with another Princeton alumnus and lawyer in his small town. That move diverted him from an engineering major and launched him on his path toward law. He majored in politics at Princeton and earned a law degree from the University of Chicago.



Lyrissa Lidsky is co-director with Dawson of the summer program at the University of Montpellier. She considers Dawson, who has served two stints as senior associate dean for curriculum, to be a model administrator.

“He’s completely unflappable, he has such a broad range of experience in handling issues that he knows that they all can be dealt with and he just conveys a complete sense that everything is under control,” Lidsky said. “George absolutely knows how to cut red tape to make things happen.”

Lidsky stressed that his years of service at UF Law and within wider legal education, including as chair of the Law School Admission Council, will aid Dawson as he addresses a changing legal professional landscape. Dawson has also made his reputation at UF Law as a popular teacher.

“It comes through that he really cares about whether students are learning or not, whether they’re getting a good experience and whether they’re going to go out and be wonderful lawyers,” Lidsky said.

Right on cue, the Dawson-coached International Commercial Arbitration Moot team, better known as ICAM, finished in the Elite Eight at the Vienna, Austria, competition held in April. Dawson was assisted in Vienna by Eduardo “Eddy” Palmer (JD 85). Organizers say 295 international teams were in at the start. Also this spring, UF Law’s 400-member John Marshall Bar Association voted to name Dawson the Levin College of Law Professor of the Year.

“I just found he was the most engaging professor,” said Alisha Feldman (1L), JMBA’s public relations director who took Dawson for

Students wear T-shirts bearing a George Dawson likeness as they conclude their first-year contracts class in April 2012. The shirts have the tag line, “consideration,” a concept in contracts law. (Photo provided)

her first-year contracts course. “Somehow the way he taught wasn’t so scary, but he really ingrained the information in our heads, the way he talked through cases.”

Feldman said the first impression of Dawson is of a matter-of-fact lecturer, but he soon wins over students with his wit and caring nature. Feldman said Dawson regularly spends 30 minutes speaking to students after class ends to talk over issues raised during the lecture. And a deadpan delivery can go a long way, with a prop thrown in here or there.

One day, Dawson came to class with a paper bag, its contents a mystery to the 100 students filling the lecture hall.

“The case was about two parties who disagreed about what constituted a ‘suitable’ chicken for a particular shipment,” Feldman recalled. “And when we started discussing it he said: ‘what is a chicken?’ and then pulled out the rubber chicken.”

In addition to serving as former chair of the Law School Admission Council (LSAC), Dawson is past chair of the Association of American Law Schools Committee on Curriculum & Research, and past chair of the LSAC Test Development and Research Committee.

His previous academic experience includes positions as instructor at the University of Michigan, assistant professor, assistant dean and associate professor at the University of Oregon, and visiting professor at various institutions.



Leadership lessons



(PHOTO BY THE FLORIDA BAR)

Florida Bar members learn how to pitch in for the common good

BY KELCEE GRIFFIS (4JM)

It's a phenomenon Renee Thompson (JD 99) describes as the silo effect.

Lawyers get entrenched in their own practices, and the ones who want to branch out into leadership in the legal profession or the community often aren't aware of the network available to them.

To bridge that gap and connect the statewide legal community, The Florida Bar this year launched the William Reece Smith, Jr. Leadership Academy. This unprecedented bar leadership training program aims to teach "soft skills" and inspire community service and grassroots projects.

This academy built for leadership was itself largely built by Gator lawyers — from the chairwoman to the

writer of its curriculum to the founder. The academy is even named after W. Reece Smith Jr. (JD 49), one of the most distinguished graduates in the history of UF Law.

The inaugural 2013-2014 class had 39 members, and the second class kicks off in June at the bar's annual convention. Participants devote one weekend every other month, rotating through select cities around the state.

Thompson, the Leadership Academy chair and former Florida Bar Young Lawyers president, said community service is a major component of the program. Participants collaborated to identify legal service projects they wanted to be involved in, and they worked to implement their ideas on a practical level.

Thompson said one group came up with the idea of simple legal forms they want to translate into different languages to aid people who can't afford legal help.

The academy's namesake Smith was renowned as a socially conscious lawyer who strived to help the less fortunate. In view of that vision, the academy is helping carry on the legacy by inspiring networking and grassroots projects.

"The goal is to help them meet personal career goals with regard to leadership," Thompson said. "Maybe they want to head their local bar association, or maybe they want to get out into the community more. Some of them are already taking that next step."

Linda Calvert Hanson (JD 86), director of The Florida Bar's Center for Professionalism, said the academy curriculum includes topics such as how to motivate others and delegate, how to build consensus, how to get stakeholders involved and how to launch an action plan — skills that are important to organizing associations and leading community grassroots initiatives.

"Most lawyers aren't taught this in law school because, of course, there is so much legal curriculum to get through," Hanson said.

She said it's designed to help lawyers mobilize people on the local level.

"You're taught to litigate in court, but you're not necessarily taught how to go address your local bar association," Hanson said.

The curriculum was designed to be adaptable. Local speakers, many of whom are established bar leaders, are given the modules, which include PowerPoint presentations and supplemental materials, and add their personalized touches when they deliver the sessions.

The curriculum also includes teaching on strategic planning, which means setting plans, goals and benchmarks for an organization. With a strategic plan in place, leadership will have continuity to carry on with a common vision — regardless of who is at the helm.

"No matter who is in office, they know what their vision is," Thompson said. "Some organizations don't necessarily take the time to do it. It's exciting to see some of the skills they're learning turn into real life."

Rob Birrenkott (JD 05), a fellow in the academy's inaugural class and UF Law's assistant dean for career development, recalled the opening ceremony in which Florida Bar President Eugene Pettis (JD 85), spoke to the group. It seemed to Birrenkott that the leadership academy's founder displayed "this deep look of contentment and satisfaction."

"You can just tell that when he looks out on all the fellows, he's seeing his vision start to become a reality. That was one of the most inspirational moments for me," Birrenkott said. "It makes you say, 'Hey, I want to accomplish something like that, too.'"

And Birrenkott said the academy is enabling bar members to do just that. "When we work collaboratively and cooperatively, we're at our best," he said.

For more information about the William Reece Smith, Jr. Leadership Academy, go to www.floridabar.org/leadershipacademy.

"The goal is to help them meet personal career goals with regard to leadership."

—RENEE THOMPSON (JD 99)

Smith led profession, now inducted into Heritage of Leadership

W. Reece Smith Jr. (JD 49), who rose to a succession of leadership positions in the legal profession never before or since equaled, was inducted posthumously into the Heritage of Leadership Society during a ceremony in the Chesterfield Smith Ceremonial Classroom.

Co-workers, friends and family spoke in Smith's honor and dedicated a glass etching bearing his image and a list of his most significant accomplishments. The etching is on display on the second floor

of Holland Hall on the law school campus as a permanent tribute to his contributions to the nation, the state and the university. Since his death Jan. 11, 2013, at the age of 87, The Florida Bar has also honored Smith by naming its newly formed leadership academy after him.

Gwynne Young (JD 74), among two former Florida Bar presidents and a former ABA president who spoke during the UF Law ceremony, praised Smith for promoting professional opportunities for blacks, Jews and women despite cultural resistance. Young said Smith believed in equal opportunity for all, shaping a culture of civility and meritocracy at Carlton Fields Jordan Burt where he worked for six decades including as president and chairman.

"He treated people with respect. He treated everyone with respect. He introduced each young law partner as his partner or his lawyer," Young said.

Smith served as president of the Hillsborough County Bar Association, The Florida Bar, the American Bar Association and the International Bar Association. No other person has reached the top of all levels of professional leadership.

During his term as ABA president, he led opposition to the Reagan administration's drive to eliminate the Legal Services Corporation, which provides legal services to the poor across the country. He was an influential advocate of pro bono work, establishing the ABA Pro Bono Center, which helped increase voluntary projects from 50 to 1,000 over a 10-year period. His work with legal service nonprofits around the country helped him earn the American Bar Association Medal of Honor.

He also led a colorful life. Smith played starting quarterback for the South Carolina Gamecocks in the first Gator Bowl in 1946, and in 1952 he was Rhodes Scholar at Oxford University. He also served overseas with the Navy and argued before the U.S. Supreme Court.

Smith joins 34 others in the Heritage of Leadership Recognition Society. Inductees represent illustrious personalities in the history of the University of Florida College of Law since its founding in 1909. They assumed national leadership positions and distinguished themselves in legal, governmental, academic and corporate sectors. They labored to improve the administration of justice and received the highest commendations for contributions to the profession and service to education, civic, charitable and cultural causes.

Members of the Heritage of Leadership Recognition Society are selected by the Heritage of Leadership Committee, which presents the slate for discussion and approval to the full membership of the University of Florida Law Center Association, Inc. board of trustees.

—Richard Goldstein



Attitude adjustment

From Florida Supreme Court to UF Law, a push for professional behavior by practicing lawyers

BY RICHARD GOLDSTEIN

When practicing lawyers behave unprofessionally, what's the legal profession supposed to do about it?

Right now, there is The Florida Bar grievance procedure. But some call that a blunt instrument. It is muscularly staffed and well suited to sanction lawyers for criminal or unethical acts which can lead to disbarment (as well as lesser punishments). But court officials say that sometimes it's not a hammer that's called for to correct unprofessional courtroom behavior, but more gentle, and timely, cajoling.

Eighth Circuit Chief Judge Robert Roundtree Jr. said judges once routinely called misbehaving lawyers into their chambers for a talking to. But that practice has fallen into disuse, Roundtree said, because such conferences can cause judges to be disqualified from cases based on allegations of bias or favoritism.

Enter the Florida Supreme Court. Justice Fred Lewis appointed a commission to recommend a solution to what he and the bar see as rising unprofessionalism. And Franklin Harrison (JD 72), of Harrison, Sale and McCloy in Panama City, was among those appointed by Lewis to the Florida Supreme Court's Commission on Professionalism.

"There was a feeling among judges and among lawyers in surveys that were done, that there is a problem with professionalism in our profession, in the practice of law," Harrison

said during a discussion on professionalism sponsored by UF Law and the 8th Circuit.

Harrison and Roundtree were part of a continuing legal education forum in ethics staged to explain the new policy that drew scores of lawyers and law students.

Each chief circuit court judge has been tasked by the Supreme Court with setting up local professionalism panels. The panels have no subpoena power or even power to punish unprofessional actions. The panel only has the power to advise and persuade lawyers toward more professional modes of behavior, though it can also refer lawyers to the bar's grievance committee to consider sanctions.

Roundtree expects that most complaints to the local professionalism panels will come from clients rather than colleagues of unprofessional lawyers. And Jeanne Singer (JD 77), the 8th Circuit chief assistant state attorney and a member of the local professionalism panel appointed by Roundtree, said that while the panels are mostly meant to correct lawyers, they can also be used to deliver reality checks to clients.

"I think this will be a benefit to practicing attorneys because there are just some folks that no matter how hard you work or how much you do you're not going to meet their needs or their expectations," Singer said.

UF Law Professor Amy Mashburn (JD 87) moderated the CLE discussion and questioned why fellow lawyers and judges could not con-

tain the misbehavior of their peers without resorting to a separate professionalism panel.

"I've often marveled that lawyers don't tell other lawyers ... that they are out of line," said Mashburn, who directs lawyering and professionalism at UF Law.

Meanwhile, UF Law is doing its part to promote greater professionalism among lawyers. The Joe Milton Civility Luncheon on the UF Law campus drove home the ways professional comportment will benefit students as they embark on careers.

Circuit Court Judge Victor Hulslander, (JD 74) of the 8th Circuit, has years of experience dealing with lawyers who fail to check their bad attitudes at the courthouse door. He described his method of convincing contentious attorneys to stay civil — by threatening to call the bailiff. That is one sure way he could remind lawyers of their manners.

"It goes a long way to your success if you know how to talk to people and you know how to treat people in a civil fashion," Hulslander said.

UF Law is teaming students with working lawyers for job shadowing so they learn expected behavior in court settings. And perhaps most consequentially, a Mashburn-taught course trains first-year students in professional responsibility. She also instructs students on some of the unwritten rules of professional demeanor such as: Don't smirk and stop arguing once the judge has ruled against you.

Practitioners, judges and academics all point to the growing attention paid to professionalism in the courts. Still, no one quarreled with Harrison's observation that there is only so much the legal profession and law schools can do about the problem. "You just can't fix jerks," Harrison said.

"I've often marveled that lawyers don't tell other lawyers ... that they are out of line."

—AMY MASHBURN (JD 87)

—Andrew Steadman (2L) contributed to this story



Mashburn



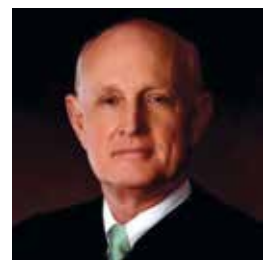
Roundtree



Singer



Harrison



Hulslander

Alumnae craft professional
lives that work for them

flex hours Prosecutor
telecommuting
mother's circle

private practice
job share child care
public defender



STORIES BY KELCEE GRIFFIS (4JM)

Legal careers

Feminine preferences

Kimberly Leach Johnson (JD 81) had just given birth, but that didn't stop her.

The Naples attorney shuffled down the hospital maternity ward hallway to another new mother's room and officiated the signing of adoption paperwork.

"I waddled down, got the mother to sign the papers and waddled back to my room," she said.

In October, Johnson was named chair of Quarles & Brady, a 450-lawyer, Milwaukee-based firm with national reach. But back in 1984 when she became a

mom, she was working at a small Naples attorney's office that didn't offer post-natal support.

Keeping up with her caseload then meant working from home, and even from the hospital. During her two-week maternity leave, Johnson accepted work that her secretary dropped off at the house. Without cooperation from her workplace, new motherhood was difficult, but Johnson said she understood the way the legal profession worked at the time and expected the sacrifice.

"This was going to be my career, my life," Johnson said. "If they weren't going to help me, then I was going to take care of my people — my clients."

“The most important thing is to be the very best lawyer you can be, regardless of your work schedule.”

—ALEXA SHERR HARTLEY (JD 02)

About 50 percent of law students are women, but only one-third of practicing lawyers are women.

(American Bar Association)

Women in the law have long applied creative solutions to balance professional advancement with childrearing and household responsibilities, which historically tend to fall more heavily on women.

Women comprise roughly one-third of the legal profession, and even fewer hold partnership positions within law firms. That gap could be closing. A study by the National Association for Law Placement noted that the number of female partners rose about one percentage point, from 19.2 to 20.2 percent, between 2009 and 2013. During the same period, the study showed the number of female associates at law firms decreased about one percentage point, from 45.7 to 44.8 percent. Meanwhile, only four percent of the heads of the nation’s top 200 law firms are female. Johnson is a rarity in the field.

Some attribute the gap to the division of childrearing and household responsibilities. Strict office schedules and limited or nonexistent maternity leave curtailed the upward mobility of female professionals in the past. Some chose to leave the profession or to abandon the fast track because they were essentially forced to choose between work and family.

But that’s changing. As the climate of the legal community shifts to embrace alternatives to rigid workday desk jobs, women are using alternate work schedules and other creative ways to make a thriving law career work for them.

Alexa Sherr Hartley (JD 02), who spent years in private practice and now is president of Premier Leadership Coaching, an executive

and organizational coaching firm, said several increasingly popular options are doing just that. Sherr Hartley suggested four main ways practicing female lawyers customize their working lives:

- **Reduced-hours** schedule lets women coming back after maternity take, say, 80 percent workload for 80 percent pay. This arrangement allows people to stay on track for partner though it takes longer to get there, Sherr Hartley said.
- **Flex hours** allow an attorney to work the same amount of time per week but gives the employee leeway in how she arranges those hours.
- **Telecommuting**, or working from home, lets attorneys stay in touch with the office and clients via Internet video chat, email and phone conferences.
- Employees using **job share** work together to meet a quota of hours, and they coordinate with each other to arrange their schedules.

About 22 percent of lawyers were self-employed in 2012.

(U.S. Bureau of Labor Statistics)

Melissa Duncan (JD 04), who has been working for the Legal Aid Society of Palm Beach County since she graduated, uses a job share option. Her job involves managing a case load and appearing in court on behalf of the Juvenile Advocacy project, which represents children and teenagers in delinquency and dependency issues.

When her first child, Zachary, was born five years ago, she started looking for a better way to arrange her schedule than the typical 9-to-5. She recalled that some employees at the society had previously used a job-share arrangement, so she asked around and found a sort of working-lawyer doppelganger. She was

someone with similar skills and interests who could handle similar clients: in other words, a “match” to share a schedule with.

“We both are committed to public interest, have similar interests, similar values, similar attempts to balance work and family,” Duncan said.

The pair have separate caseloads but share an office. Together, their schedules add up to 45 hours per week. Duncan works 25, and her partner works 20. During the summer, they trade off working full time so they can spend extended periods with their kids. The arrangement gives Duncan the flexibility to do things like picking her children up from school and even biking her daughter, Chloe, to preschool on some mornings.

Sherr Hartley combined many of the same progressive options for a period while she was raising her family. She came back from maternity leave with her first child and cut back to 80 percent work time, which meant she only worked four days per week. On one of those four days, she worked from home. It gave her the flexibility to care for her child while still moving forward with her career.

42 percent of female lawyers leave the legal profession at some point in their careers.

(2007 *Working Mother* magazine)

Jeanne M. Singer (JD 77), chief assistant state attorney in the 8th Judicial Circuit, was practicing law before the Family Leave Act allowed for extra time off before giving birth. Like Johnson, she knows what it was like to have to choose between priorities: a demanding, inflexible law job or a demanding role as a highly involved parent. She eventually chose to decelerate her law career for a while.



Alexa Sherr Hartley (JD 02), president of Premier Leadership Coaching, plays with her daughter Delia at their West Palm Beach home. Throughout her legal and consulting career, she has used a combination of schedule arrangements to accommodate her work and family. (Photo by Kelly Logan 2JM)

“When I go to the courthouse now and teach at the law school, it is very gratifying to me at how many young women have chosen to go into trial work.”

—LEE STAPLETON (JD 82)

“After I realized I had to sacrifice a lot of my own physical well-being as well as that bonding time with my child, I realized that priority has to be family first,” she said.

Now, she tells other women with families that they shouldn’t feel pressured to choose one thing. “Find the type of job — the type of professional experience — that’s going to allow you to be able to get the most out of interaction and contact and relationship with your children,” she said.

Lee Stapleton (JD 82) took a different path that had different considerations as she focused on her career.

A journalist-turned-lawyer who had lived in three states and three countries by the time she was 18, Stapleton has always had a penchant for adventure. She worked in Miami fresh out of law school because she viewed the city as an untamed frontier. Large-scale illicit drug cartels, rampant crime and recklessness were threatening the utopia she came to call home.

She broke into the law in the 1980s when relatively few women had joined the legal profession, and she spent years working to turn the tide as a federal prosecutor.

Stapleton was hired by then-U.S. attorney Stanley Marcus as one of two women in the criminal prosecution division. In the three decades since, cultural norms have shifted in the courtroom.

“It’s not unique to see a woman attorney anymore. Clients don’t find it unique. Judges don’t find it unique,” she said. “We’re out there in numbers. When I go to the courthouse now and teach at the law school, it is very gratifying to me at how many young women have chosen to go into trial work.”

But Stapleton said the breakneck pace of the profession can take its toll, and it’s

especially grueling with responsibilities outside of work thrown in the mix.

“I think the practice of law can be a fierce business for both women and men,” she said. “It may be exhausting for some to stay.”

Fifteen percent of women deviate from partnership-track positions by moving into staff attorney or of counsel positions; 9 percent of men make that choice.

(2007 MIT Workplace Center study)

Among the models touted nationally for promoting work-life balance is the Mother’s Circle program developed at Jenner & Block in Chicago. Attorney Reena R. Bajowala, 34, founded the program after her second child was born.

“It seemed to me that a ready group of people should be available to access and get advice, ask for tips, ask about policies,” she said.

The Mother’s Circle meets quarterly with speakers to talk about benefits and resources available to mothers, informally for lunch and through an email Listserv. Bajowala said letting women know they have a support network waiting for them back in the office can make the decision to take an extended maternity leave easier. It gives them assurance that “there’s no penalty or stigma for taking your full maternity leave,” said Bajowala, who took a six-month maternity leave when her daughter was born. “It says, ‘Hey, we understand you need time

to figure things out, and we’ll be here when you get back.”

Firms stand to lose when employees leave due to parenting and work conflicts. In those cases, firms offering generous maternity leave policies help someone transition into new parenthood and encourage them to stay.

Female lawyers and judges earn 82 percent of the wages men do.

(Claudia Goldin via *The New York Times*)

For Carrie Levine (JD 02), in-house childcare at her workplace encouraged her to stay after she gave birth to her son Zachary. As in-house counsel for Royal Caribbean at the Miami port, Levine said working from home wasn’t an option because her “clients” are her co-workers and the job requires a physical presence in the office.

It’s rare for law firms to have on-site childcare. Usually only lawyers who work as in-house counsel for firms such as Royal Caribbean can take advantage of the service. Levine said her workplace is in a complex on the Port of Miami, which is driving distance from other amenities in the city. To compensate, Royal Caribbean’s complex is large and offers a variety of services on site.

The on-site care option lets Levine drop Zachary off each morning at the 7 a.m. to 7 p.m. daycare in the building next to her office. At lunch time, she walks over to play with him. Getting to see him during the day and knowing he is nearby influenced her decision to stay at Royal Caribbean after maternity leave.

“From that perspective, it really made it easier,” she said. “I didn’t have to make more difficult choices.”



Lee Stapleton (JD 82) sits for a portrait at her downtown Miami law office Baker & McKenzie where she is a partner. Stapleton broke into the legal profession in the 1980s and has since seen cultural norms shift in favor of women in the law. (Photo by Kelly Logan 2JM)



Melissa Duncan (JD 04) takes advantage of a job-share option that lets her split caseloads with a colleague at the Legal Aid Society of Palm Beach County. (Photos by Kelly Logan 2JM)

The next generation

Alumni busy building scholarships for women at UF Law

Endowed scholarships are gifts that keep on giving for UF Law students. Several women's groups across the state are organizing scholarships to boost the advancement of female law students at UF.

"Endowed scholarships are an important tool to ensure that students meeting criteria have the opportunity to pursue quality legal education," explained Lindsey Farah, UF Law's associate director of development. "They are also a way for donors to make a lasting impact on the future generations."

The Central Florida Women's Scholarship is a \$2,000 award bestowed each year on a woman attending UF Law. Criteria include being a student member of the Florida Association for Women's Lawyers or the Law Association for Women. Recipients must also be from Central Florida as defined by the following counties: Marion, Sumter, Lake, Seminole, Orange, Osceola, Polk, Hardee or Highlands, or have family from those counties.

Former Florida Bar President Mayanne Downs (JD 87) is one of the scholarship's founders. The goal of the scholarship, she said, is to "focus on two im-

“We both are committed to public interest, have similar interests, similar values, similar attempts to balance work and family.”

—MELISSA DUNCAN (JD 04)

As women fill nearly half the places in America’s law schools, they increasingly pursue successful legal careers on their own terms by carving out space for family in their working lives.

Consultant Sherr Hartley said some women may worry about being stigmatized for backing away from an aggressive partnership track or choosing to work from home part-time. Some may worry about losing their competitive edge in the workplace, and she acknowledges the legitimacy of that concern. But she said strong work performance will ameliorate the potential downside.

“If you exceed expectations on whatever you have arranged, then in most instances, your employer will value your contribution and work with you to the extent it is financially feasible,” she said.



Melissa Duncan (JD 04) with her daughter Chloe at their West Palm Beach home. (Photo by Kelly Logan 2JM)

“The most important thing is to be the very best lawyer you can be, regardless of your work schedule.”

In 1947, 3.5 percent of American law students were women. The number peaked at 50.4 percent in 1993. Since then, the proportion has hovered between 45 and 50 percent. UF Law’s 2013 entering class was 45 percent women.

(American Bar Association)

portant issues. One is to reward leadership by women, and the second is to provide mentorship to those young women from those of us who have been in this profession for a long time and who have been fortunate enough to be involved in leadership.”

Following that model, the Tampa Bay Women’s Leadership Scholarship is being launched for women attending UF Law who are part of the Florida Association of Women Lawyers. One of the organizers is former Florida Bar president Gwynne Young (JD 74). Young, a shareholder with Carlton Fields Jordan Burt in Tampa, said the scholarship

“It is important to continue to encourage women to pursue a legal education.”

—GWYNNE YOUNG (JD 74)
An organizer of the Tampa Bay Women’s Leadership Scholarship

is in the beginning stages of fundraising, and criteria are still being drawn up. The organizers hope to raise about \$100,000 for the fund’s endowment by next year.

“I think it is important to continue to encourage women to pursue a legal education,” Young said. “Sometimes I think the ability to have financial aid to assist young people broadens the range of women we can bring to the law school.”

A similar scholarship for women at UF Law is being organized in the Miami area by Marcia Madorsky (JD 75) and Leslie Lott (JD 74). Madorsky, a shareholder

with Carlton Fields Jordan Burt in Miami, said they are planning to launch it next year. Although details such as criteria are still being put in place, Madorsky said it will probably be based on grade-point average and activities.

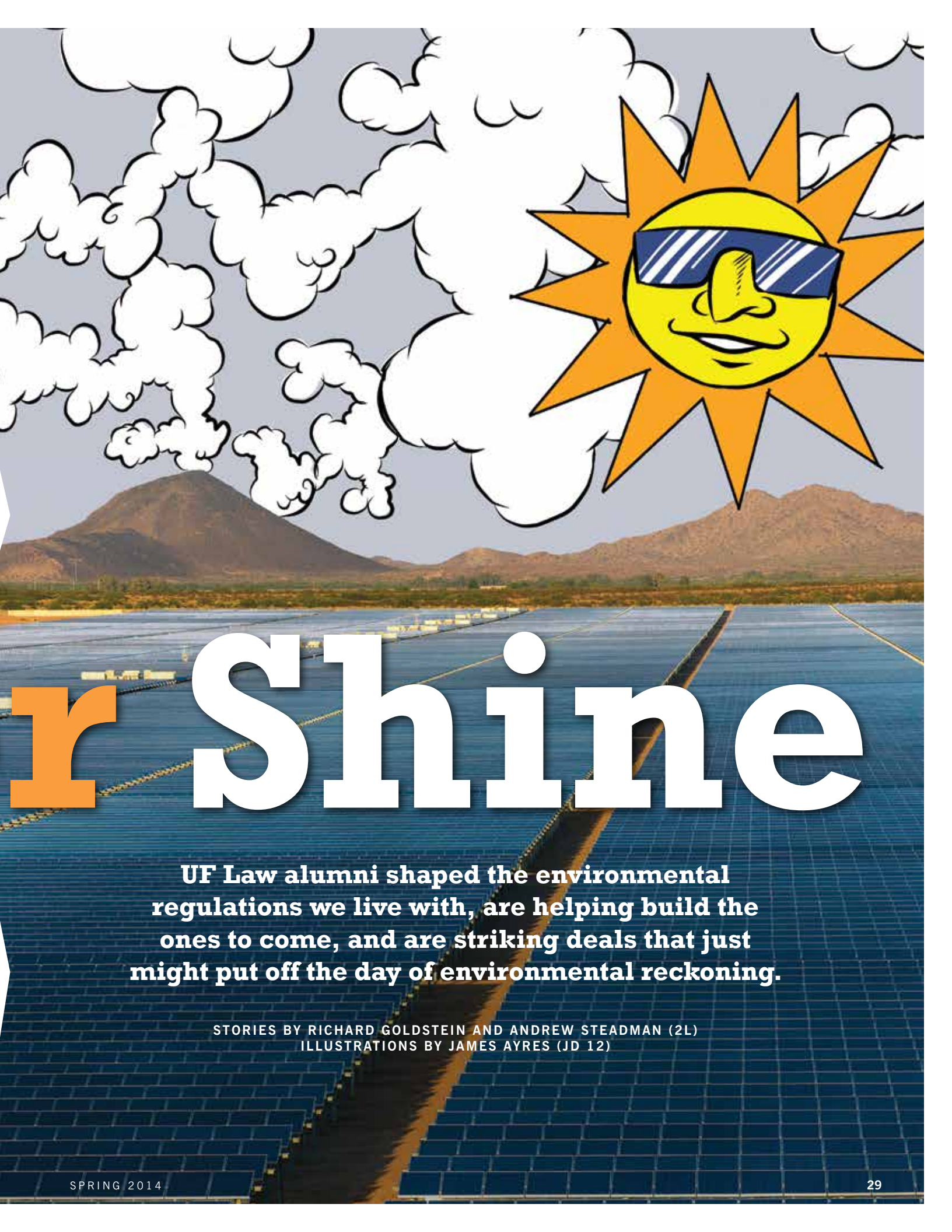
“We feel the university has done so much for us that we want to give back,” Madorsky said.

For information about scholarship deadlines and cycles, interested students should contact Rachel Inman, associate dean of students, in the Student Affairs Office at inman@law.ufl.edu. Interested donors can contact Lindsey Farah, associate director of development, in the Development and Alumni Affairs Office at farah@law.ufl.edu.

—Kelcee Griffis 4JM




Come
Rain o



r Shine

UF Law alumni shaped the environmental regulations we live with, are helping build the ones to come, and are striking deals that just might put off the day of environmental reckoning.

STORIES BY RICHARD GOLDSTEIN AND ANDREW STEADMAN (2L)
ILLUSTRATIONS BY JAMES AYRES (JD 12)



The National Climate Assessment reports that **climate change threatens the coasts** with inundation and the interior with wildfires.

Michael Minton (JD 81, LLMT 82) works in the Sunshine State, but he sees great potential in its rainy days. A burgeoning Florida population taps its diminishing groundwater supply, while treating rainwater as a nuisance to be shunted out to sea. Minton's big idea? Divert some of the 53 inches of Florida's annual rainfall to supply drinking water, agriculture and business.

Richard "Chip" Thompson II (JD 95) works on the sunnier side of the street. His Atlanta-based law firm specializes in energy, and business is booming thanks to market forces, technological advances as well as tax and regulatory structures. All are pressing to the fore nuclear power, plentiful natural gas and renewable energy like solar power, setting the table for billions of dollars in deals handled each year by Mercer Thompson LLC.

The natural gas part of Thompson's business is growing thanks to a drilling method known as hydraulic fracturing or fracking, which has turned the United States into the "Saudi Arabia of natural gas." But the technique also stirs fear of groundwater contami-

nation while igniting state-by-state political combat.

Carol Browner (JD 79) is the former U.S. Environmental Protection Agency chief and climate czar who led environmental regulation for Florida and the nation. She offers a modest proposal.

"Why not set a national standard based on the best available science and technology, and delegate the day-to-day oversight to individual states that have adequate capacity and capability?" Browner wrote in an email to *UF LAW*.

Springs grow sicker in Florida as the Southeast faces water shortages. The National Climate Assessment reports that climate change threatens the coasts with inundation and the interior with wildfires. Fracking in the heartland prompts concern over polluted groundwater, and a chemical spill in a West Virginia river fouls the drinking water for hundreds of thousands. Even exotic species like Burmese pythons wreak ecosystem havoc.

Some UF Law alumni and faculty are designing innovative solutions to fix these environmental problems. Others apply regulations and technology to building a solar array in the Arizona desert or by balancing competing interests of agriculture and water quality in the Everglades. One way or another, Gator law-

yers are engaging the perils and opportunities of environmental change.

RAIN, DON'T GO AWAY

In Florida and the nation, water quality and water availability represent a double-barreled problem. Minton, a shareholder and former president of Dean Mead, is crafting a response that neatly addresses both.

Grove Land Utilities, LLC wants to provide additional water to supply a growing population. Minton figures he's the right person to represent the utility that would oversee a "replumbed" water management system. "I actually believed in this concept before there was a project, having done work on it for 20-plus years before there was a project."

Minton, who is past vice chairman of the South Florida Water Management District, is one of the leaders in a sort of super water-regime, the Central Florida Water Initiative. The group, which includes three water-management districts, environmentalists, utilities and agriculture entities, is devoted to solving a fundamental mismatch. In a few years, there will be too many people in the greater Orlando metropolitan area for the available groundwater.

"Our goal is to find an additional 250 million gallons per day of water supply to aug-

ment the groundwater,” said Minton, who represents Grove Land Utilities, located in the Fort Drum Marsh area west of Vero Beach. “We currently have a lot of surface water with all these rain events.”

All that rain is now funneled to the coast via canal systems and discharged into estuaries, which damages their ecosystems. Minton suggests trapping some of the water, storing it in reservoirs and shifting it into the St. Johns River. There, it would be available for drinking water, meaning less demand for groundwater and, potentially, more freshwater to recharge springs. It would also benefit the environment by limiting the flow into delicate estuaries such as the Indian River Lagoon where it changes the natural freshwater-salt-water balance.

A similar system is already in use along the Peace River on the west coast of Florida in DeSoto and Sarasota counties. The Grove Land Utilities proposal for central Florida would “supersize” that project, eventually accounting for in excess of 100 million gallons per day of additional freshwater, according to utility plans. Water conservation measures also would make water supplies stretch farther.

“If we don’t capture this surface water and keep it in the system then you’re going to have everybody fighting for the last drop of groundwater, which is what you’re experiencing now around the springs,” said Minton, who serves as chairman of the Levin College of Law’s Law Center Association board of trustees.

EVERGLADES INTERESTS

Glenn J. Waldman (JD 83), another Law Center Association board member and a governing board member of the South Florida Water Management District, said the push-pull between the costs and benefits of any kind of regulation is a problem his Water District colleagues must confront on a regular basis.

Covering 16 counties and 8 million citizens, Waldman described the South Florida Water Management District as tasked with handling flood control, managing and protecting water resources, ensuring water quantity, ensuring water quality, and restoring the Everglades.

Those core missions sometimes put the Water Management District’s own programs at odds with each other, which means complex approaches to cost-benefit balancing are often necessary. Further complicating matters is the fact that the federal and state governments each have overlapping regulatory control over various bodies of water or their watersheds.

Enter “back pumping,” the controversial practice of pumping water from flooded agri-



Minton



Browner



Waldman



Ankersen

cultural land directly into an adjacent body of water such as Lake Okeechobee. Farmers in the Everglades Agricultural Area south of the lake rely on it to relieve flooding, to free up fields for planting and harvest, and as a backup water source in times of drought.

Jon Mills, director of UF Law’s Center for Governmental Responsibility, said back pumping is a pressing issue in Florida. Floodwater from farmland picks up fertilizers and pesticides, so pumping it into Lake Okeechobee, for example, pollutes the lake.

Waldman said the lake itself is regulated and supervised by the U.S. Army Corps of Engineers, but the Water Management District makes frequent recommendations on lake management through a complex analysis called Adaptive Protocols.

Waldman said limited use of back pumping is an instance of the cost-benefit analysis which the Water Management District must undertake since flood control and water quality are two of the group’s essential missions. Either the district must find less efficient ways of dealing with flood control, or, however undesired, it must move polluted water from the

flooded areas into the lake.

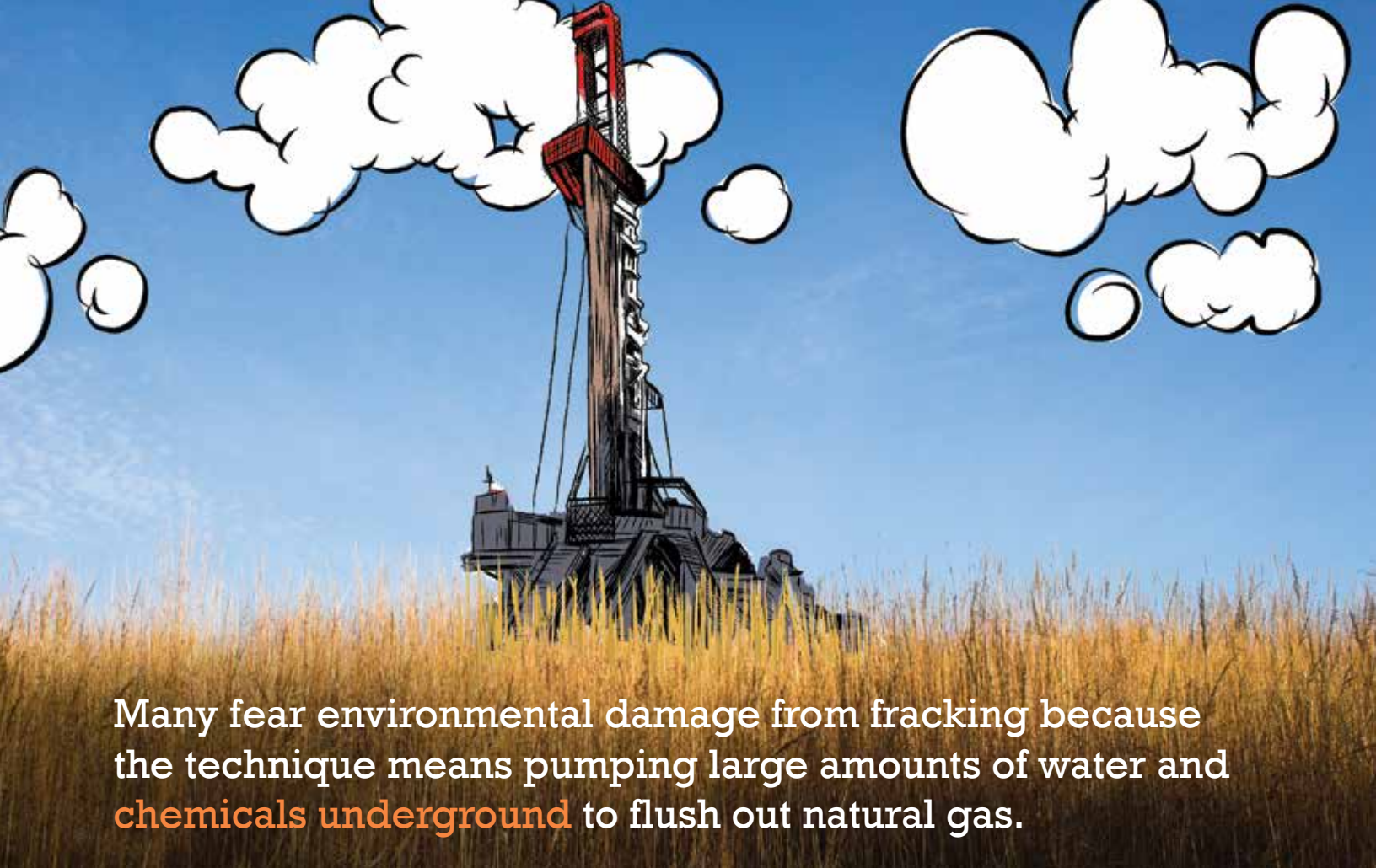
“With this current governing board, I reasonably predict that the only circumstance in which we will back pump is for extreme weather conditions and consequent flood control,” Waldman said. “That is one of the better examples of the very difficult balancing tasks that the governing board and the senior staff face.”

Mills said governmental bodies in other parts of the country have prohibited back pumping, but legislatures have carved out exceptions that allow it in certain situations.

The Indian River Lagoon is closely tied to Lake Okeechobee via the Okeechobee Waterway and the St. Lucie River, which physically connect the lagoon and the lake. The lagoon’s ecosystem has suffered a near-collapse as a result of pollution from agricultural fertilizers and urban runoff.

The Legislature voted \$170 million for lagoon cleanup in the spring session. This comes on top of millions for water quality improvements in the Everglades that Eric Eikenberg, CEO of the Everglades Foundation, called “historic.”





Many fear environmental damage from fracking because the technique means pumping large amounts of water and **chemicals underground** to flush out natural gas.

Proponents of Florida springs revitalization were disappointed when a large-scale plan died during the same session. In November, a ballot measure would dedicate revenue already collected on house sales to conservation land acquisition, including the restoration of spring watersheds. Minton suggested that springs and other water legislation would find favor next year.

“I think you’re going to see the big push for water legislation in the next Legislature,” Minton said. “This year the big focus was on the Everglades and Indian River Lagoon.”

SUN POWER

Thompson, a founding partner of the Atlanta energy firm Mercer Thompson LLC, summarizes his firm’s business this way: “Major solar projects in five states, wind projects in the Appalachian mountains, a huge nuclear project in Georgia, and gas-fired projects almost everywhere.”

The boutique, transactional law firm of 18 lawyers does not shape the regulations and policies that protect the environment. It just lives in their world. “The regulations are already in place and driving behavior as or before we enter the picture,” Thompson said.

That behavior is manifest in the construction of huge renewable energy plants. In line with that development, Mercer Thompson just

opened a Washington, D.C., office with a team of attorneys who specialize in renewable energy deals.

“In the past five years you’ve seen a surge of wind and solar deals — with solar becoming a particularly hot market, with module pricing having dropped significantly year over year,” Thompson said. “There’s a lot of competition and there are critical deadlines to getting projects built now before tax credits expire.”

Mercer Thompson handles power plant deals all over the world, but the largest solar plants are usually built in western states like California, Arizona and Nevada where sunshine is most plentiful, Thompson said. The lawyers supply legal expertise for the financing, including U.S. Department of Energy loan guarantees, land acquisition, equipment purchases, construction contracts and other contracts peculiar to the energy business, including long-term power sales agreements.

Tracey Holmes Thompson (JD 96) leads the land transaction side of the firm. Tracey and Chip are husband and wife who met at UF Law. Partner Jason Yost, a 1990 UF undergraduate, handles energy matters around the world, and has recently been traveling regularly to Mexico City to close a deal involving huge gas turbines. David Cayce (JD 00), who joined the firm in 2013, focuses on energy development, finance and merger and acquisi-

tion, and Richard Thompson Sr., Chip’s father and the law firm’s senior financial adviser, has a 1965 UF bachelor’s degree. How did so many Gators come together in one Atlanta law firm? “By the grace of God,” Thompson quipped.

GOING FOR GAS

Fracking technology has also driven the construction of gas-fired power plants, Thompson said, as natural gas prices remain far below what they were before the fracking revolution exploded in the United States. Burning natural gas emits far less greenhouse gases, the pollutants thought to be responsible for global climate change, than coal does.

“The Obama administration EPA has put forward rules to clean up coal plants or shut them down,” Thompson said. “A lot of coal-fired generation has been scheduled for retirement. There are tens and tens of thousands of megawatts of coal-fired generation that are being taken off line in the coming years.”

In June, the administration gave another boost toward gas-fired plants and renewable energy as it released a draft rule on tighter carbon emissions that could shut down even more coal-fired plants.

Browner explained the significance rule to combat climate change.

“These plants account for nearly 40 percent of the domestic carbon pollution that fuels climate change,” Browner wrote. “When paired with the energy efficiency, renewable energy production and adaptation elements in the president’s Climate Action Plan, this standard will be critical to achieving real and sustained carbon pollution reductions.”

She said the clean energy grants, loans, tax incentives and research into renewable sources funded by the Obama administration is putting the United States on course to reduce emissions as pledged by 2020.

But sometimes a solution creates a new problem. Many fear environmental damage from fracking because the technique means pumping large amounts of water and chemicals underground to flush out natural gas trapped in shale deposits.

Environmentalists and some landowners have protested expansion of the technology and regulations vary from state to state. Vermont bans the practice and there are calls for a moratorium in California. Pennsylvania, North Dakota and Texas all require disclosure of chemicals used in fracking, according to a 2013 report by Resources for the Future, a Washington, D.C., energy think tank. The same report notes that the “dynamic” regulatory environment has produced a great deal of “heterogeneity” among the states.

Browner advocates a national rule to calm the waters and assure a common standard. “Right now, states have the authority to oversee fracking,” she wrote. “This means that companies could potentially have to comply with 20 to 30 different state requirements for fracking.”

LEADING THE FIELD

If Minton, Waldman and Thompson do their work within the regulatory framework, Browner has spent much of her career building it. She was chief environmental regulator in Florida under Florida Gov. Lawton Chiles (JD 55), director of the Environmental Protection Agency under President Bill Clinton and national climate and energy policy coordinator in President Barack Obama’s administration.

Among her accomplishments during the Obama administration was serving as the administration’s public face in the aftermath of the Deep Water Horizon Gulf oil spill and ushering in new fuel-saving automotive standards.

“I coordinated across states and industries to ensure the new automotive fuel economy standards will hit 54.5 mpg by 2025,” Browner wrote. “Over the life of the program, the standards will save consumers \$1.7 trillion, save 12 billion barrels of oil, and eliminate 6



Thompson



Thompson



Cayce



Yost

billion metric tons of carbon pollution from tailpipes.”

Browner, now senior counselor at Albright Stonebridge Group and a distinguished senior fellow at the Center for American Progress, is the UF Law graduate most closely associated with environmental protection. But she’s far from the only one. Among the legacies of Reubin Askew’s (JD 56) Florida governorship was broad expansion of environmental protection. As House Speaker from 1987-1988, Mills pushed through wetlands conservation and growth management legislation. After his stint in politics, Mills has served as director of the Center for Governmental Responsibility, which includes environmental law within its mandate.

Part of the reason for so many leaders in environmental law is that UF Law trains them in its Conservation Clinic, an arm of the Center for Governmental Responsibility. Under the direction of Tom Ankersen (JD 86), clinic students pump out research papers every year on topics ranging from sea-turtle friendly lighting to urban planning for sea-level rise to combating invasive species.

The best-known invasive species in Florida is probably the Burmese Python. Released pet snakes have multiplied so that they are now altering the ecosystem by supplanting alligators as top predators in the Everglades.

Iguanas brought in for botanical gardens have also established colonies.

The state and university have responded to the invasion by organizing hunts for the pythons. The state also issues permits to allow private individuals to hunt them.

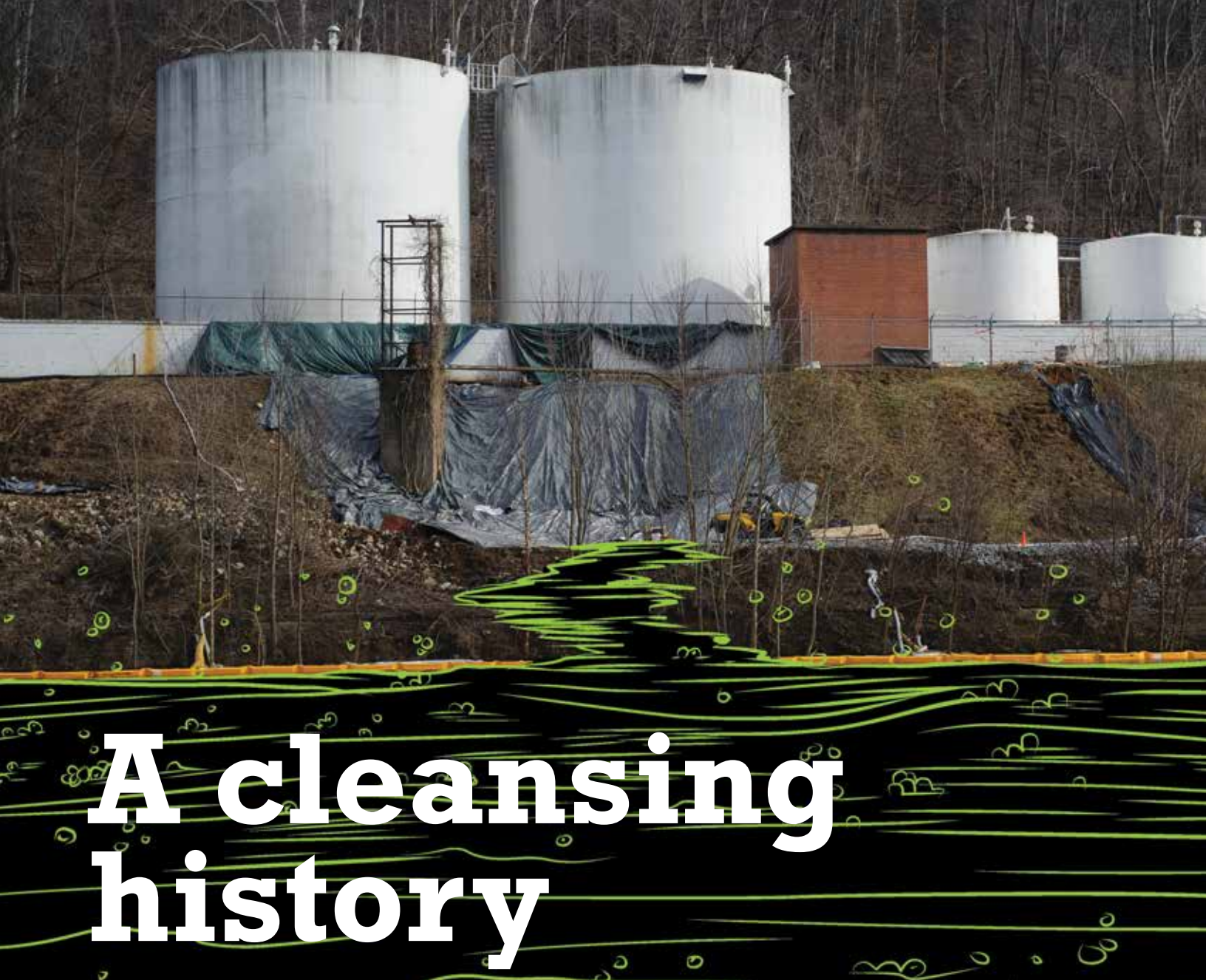
Ankersen said the implications of allowing the import of exotic beasts into the state were not carefully considered in the first place.

“The best-case scenario would be prohibiting the introduction of all exotic species unless it can be proven that they won’t become invasive — and that burden of proof should be very high,” Ankersen said. “Florida has made considerable progress toward this legal framework, known as a white list.”

The clinic’s own contribution to combating exotic species dealt with cats. In her 2003 paper, “Feral Cat Colonies in Florida: The Fur And Feathers Are Flying,” Pamela Jo Hatley (JD 03) argued that wild mice, rabbits and birds are all victims of feral cat populations.

She said that free-roaming cats should be considered exotic species under Florida law. Hatley’s report contributed to a change in the way the Florida Fish and Wildlife Conservation Commission dealt with the problem on and around public lands, Ankersen said. Not content to stop there, Hatley also sings folk songs about the issue. The *Feral Cat Blues* is available for download.





A cleansing history

What made today's environmental regulations and what got left out

BY ANDREW STEADMAN (2L)

Pipes spewing raw sewage into pristine rivers. Smokestacks belching black clouds. The Cuyahoga River aflame. These aren't scenes from an apocalyptic thriller but scenes from 1950s and '60s America.

Mary Jane Angelo (JD 87), who has spent her career as an environmental regulator and academic studying environmental law, explains that modern regulation was born from the sweeping industrial growth of the 20th century and the need for checks on its environmental damage.

"The really profound environmental impacts we were seeing in the '60s — rivers on fire, terrible air pollution — led to the current

regulatory structure we have now," Angelo said.

From 1988-1995, Angelo served as an attorney in the U.S. EPA's Office of the Administrator and Office of General Counsel then for a decade as senior assistant counsel to the St. Johns River Water Management District. Now she's a UF Law professor and director of the Environmental and Land Use Law Program.

Ohio's Cuyahoga River was so polluted that it oozed rather than flowed, according to *Time* magazine in 1969. Raw sewage flowed from open pipes in Cleveland into the river and then to Lake Erie. Multiple Cuyahoga-like conflagrations during the '50s and '60s spurred lawmakers to finally address the problem.

Angelo said the Environmental Protection Agency, the Clean Water Act and the Clean Air Act all sprung from this period of regula-

tory vigor in the 1960s and early 1970s.

"Prior to those programs being in place, there wasn't much that really limited pollution," Angelo said. "That was why we had such dramatic problems."

The laws, agencies and programs that sprang forth showed how regulation can help repair the damage done and prevent future instances of unchecked pollution. To take but one example, the Cuyahoga River no longer catches on fire.

And their relevance today is easy to see. In April, the Supreme Court ruled 6-2 in *EPA v. EME Homer City Generation* that the government was acting within its authority under the Clean Air Act when it required upwind states to contain air pollution that crosses into downwind states.

And in June the Obama administration issued a long-awaited draft rule under authority of the Clean Air Act that would curtail carbon-emissions drastically. It is expected to hit coal-fired power plants the hardest.

When the source of pollution can be pinpointed, penalties can also be swift and certain. The laws are suited to deal with the aftermath of environmental disasters like this year's Elk River chemical spill that polluted drinking water for hundreds of thousands in West Virginia and the Duke Energy spill of 39,000 tons of coal ash into North Carolina's Dan River. The Clean Water Act and other environmental laws give the Environmental Protection Agency the authority to force cleanup. The agency can also impose fines and mandate protections against future pollution.

Some have also argued that the twin spills show the need for greater vigilance and more information available to regulators concerning potential dangers.

"Communities still need an environmental cop on the beat to protect them from dangerous pollution," observed former top environmental regulator Carol Browner (JD 79).

But much of the pollution now plaguing the land, water and its ecosystems come from largely unregulated nonpoint source pollution. Fertilizers, pesticides, chemicals and toxins leach into groundwater. They pollute springs and other water bodies, destroying wildlife and contaminating drinking water.

"Urban and suburban runoff as well as agricultural runoff have not been regulated by the federal government and has been regulated incompletely by the state of Florida,"

Angelo said. "It's a little harder to get a handle on because it's diffuse pollution."

Jon Mills (JD 72), director of the Center for Governmental Responsibility and former Florida House speaker, describes three approaches to environmental policy: regulation, incentives and education.

"You can either regulate an activity or provide economic incentives for people to do what you want them to do," Mills said. Or, he added, encourage change through schools, which has a sort of "trickle-up" effect. "There are some terrific examples of kids who then educate their parents," Mills said.

Whatever the precise approach, Angelo warns that waiting for the next disaster is not the best plan.

"History has shown that trying to clean things up or restore things is much more expensive than trying to prevent the problem in the first place," Angelo said.



Angelo



John November (JD 09) stands along the Intracoastal Waterway at Ormond Beach on May 29. November used his UF Law training to end a federal building inspection program in the Florida Keys. (Photo by Whitney Larson)

How to make federal regulations disappear

BY ANDREW STEADMAN (2L)

Fed up with what they regarded as a particularly onerous federal land use initiative, Florida Keys residents came to UF Law for help. A Keys group called Citizens Not Serfs enlisted John November's (JD 09) assistance in 2009 to fight the Federal Emergency Management Agency's Downstairs Enclosure Pilot Inspection Program.

Under the program, residents of Monroe County — a coastal floodplain — were required to pay for inspections of basement enclosures when they applied for building permits, renewed their flood insurance, or sold their homes. In some situations, FEMA required that noncompliant portions of the homes be demolished. This state of affairs deterred homeowners from making repairs and drove others to use unlicensed contractors to perform the work, according to a petition written by November.

November worked with the Florida Keys Contractors Association and authored legislation that would prohibit local inspectors in Florida from requiring, upon application for a building permit, the inspection of any portion of a building not directly impacted by the permit.

To push through the regulatory change, November conducted surveys of Keys residents, gauged the regulation's economic impact and lobbied state legislators as well as U.S. senators.

November, who is now an environmental and regulatory consultant in St. Augustine, credited his training as a UF Law student with giving him the skills to conduct the campaign. One example: Through the UF Law Conservation Clinic, November helped write a conservation easement for a property that was home to seven springs that fed Gum Slough, a tributary of the Withlacoochee River in Sumter and Marion Counties.

He also noted help from UF Law experts after graduation, including Professor Joseph Little, who was November's torts professor. Little helped November refine the legislation.

"I directed all of my administrative law questions to (Professor) Mary Jane Angelo," November said. "She not only provided me with guidance on the most appropriate legal strategies, but she also gave me real life advice on how to act in a cooperative manner so all the parties involved could achieve their goals."

The legislation passed and became Florida Statute 553.79. Federal enforcement of the pilot program ceased on July 1, 2013, and it was officially terminated Jan 14.

CLASS NOTES

Send your class notes to classnotes@law.ufl.edu or to: *UF LAW* magazine, Levin College of Law, University of Florida, P.O. Box 117633, Gainesville, FL 32611. The class notes deadline for the fall issue is Oct. 1. Please limit submissions to 75 words or fewer by focusing on new endeavors and recognition.

been recognized as “Florida Super Lawyer,” as published in Florida *Super Lawyers* magazine. Reid has also been recognized in *Best Lawyers in America* for the past several years.

1970

Rosemary Barkett, former Florida Chief Justice, has received the Florida Supreme Court Historical Society’s “Lifetime Achievement Award.” Barkett was the first woman to serve on the court as well as the court’s first female chief justice.

Joel Brown, a partner with Freidin Dobrinsky Brown and Rosenblum P.A. in Miami, has become a Florida Supreme Court-certified family mediator. He is the former chief judge of Florida’s 11th Judicial Circuit and the former administrative judge of the family division. A Florida Bar board-certified civil trial lawyer, Brown practices personal injury, medical malpractice and product liability.

William Sayer has received the 2013 “Gideon Award” from the Public Defender Association of Pennsylvania for high-quality representation of his clients.

H. Adams Weaver, of Jones, Foster, Johnston & Stubbs P.A. in West Palm Beach, has been selected for inclusion in the nationwide publication *Super Lawyers Business Edition* (2013). He specializes in eminent domain.

1971

Larry B. Alexander, of Jones, Foster, Johnston & Stubbs P.A. in West Palm Beach, has been selected for inclusion in the nationwide publication *Super Lawyers Business Edition* (2013).

1963

Bruce Rogow has received the Broward County Chapter of the ACLU’s first “Allan Terl/Paul Joseph Civil Liberties Award.” He was also inducted into the Miami Beach High School Hall of Fame.

1965

Paul C. Huck, senior U.S. district judge, received the 2013 S. “Austin Peele Distinguished Trustee Award” from the Law Center Association board, of which he is a member. Huck served at the UF law school as the 2013 Peter T. Fay Jurist-in-Residence. He also initiated the UF Law NaviGators Program, which gives South Florida UF Law students the opportunity to network with UF Law alumni and federal judges.

Sidney A. Stubbs Jr., of Jones, Foster, Johnston & Stubbs P.A. in West Palm Beach, has been selected for inclusion in the nationwide publication *Super Lawyers Business Edition* (2013). He specializes in business litigation. In honor of Stubbs, the Palm Beach County Bar Association renamed its annual Professionalism Award as the “Sidney A. Stubbs Professionalism Award.” The announcement was recently made during the association’s annual Bench Bar Conference before more than 1,000 local attorneys and judges.

1966

Charles H. “Chuck” Baumberger, co-founding partner of Rossman, Baumberger, Rebozo, Spier & Connolly P.A. in Miami, has been elected as the national first vice president of the American Board of Trial Advocates. The board is one of the nation’s most prestigious legal organizations, and membership is by invitation only.

Stephen F. “Steve” Rossman, co-founding partner of the Miami plaintiff’s trial law firm Rossman, Baumberger, Rebozo, Spier & Connolly P.A., has received the prestigious “B.J. Masterson Award for Professionalism” from the Florida Justice Association. He received the award with his partners, colleagues and family in attendance at the FJA’s annual Founders’ Luncheon at the Biltmore Coral Gables in September.

1967

John Lazzara has been reappointed as a judge of compensation claims by Gov. Rick Scott. Lazzara, 70, of Tallahassee, has held the position since 1990.

1968

Justus Reid has become senior partner of the newly formed law firm partnership Reid Burman, based in West Palm Beach. Reid has



Stubbs 65



Baumberger 66



Rossman 66



Brown 70



DeLancett 71



Zack 71



Lott 74

John G. DeLancett has joined Shuffield, Lowman & Wilson P.A. in Orlando as a member of the tax section, providing emphasis in tax disputes, civil and criminal tax matters and litigation. DeLancett, of counsel with the firm, will provide senior-level client representation and serve as a mentor to firm associates in all areas of tax controversy.

Stephen N. Zack, administrative partner at Boies, Schiller & Flexner LLP in Miami and past president of the American Bar Association, recently received his fifth honorary degree — this time from University of North Carolina. He has also received honorary degrees from the American University Washington College of Law in Washington, D.C., California Western School of Law in San Diego, Nova Southeastern University, Shepard Broad Law Center in Fort Lauderdale and St. Thomas University School of Law in Miami.

1973

Andrew Joshua “Josh” Markus has been selected as a recipient of “The Fellows 2014 Outstanding State Chair Award,” given by the fellows of the American Bar Foundation. The award is given annually to state leaders of the fellows who have demonstrated a dedication to the work of the foundation and the mission of the fellows through exceptional efforts on behalf of the fellows at the state level.

1974

Leslie J. Lott was named “2014 Miami Copyright Law Lawyer of the Year” by *Best Lawyers* and was also selected by her peers for inclusion in *The Best Lawyers in America* (2014) in the fields of arbitration, copyright law, litigation — intellectual property, litigation — patent, mediation, patent law and trademark law. Additionally, she has been selected by her peers as a “Top Lawyer” in the field of intellectual property for the *South Florida Legal Guide* (2014).



Zack takes his talents to United Nations

Greater law grad Stephen N. Zack (JD 71) recently took his skills to the Big Apple as an alternate delegate for the United Nations. Zack, partner with Miami firm Boies, Schiller & Flexner LLP, spent several months in New York City working primarily with the U.N.’s Legal Committee and the Committee on Human Rights.

His duties included delivering an October address to the U.N. on behalf of the United States Mission. He spoke about progress in promoting rule of law, citing increased access to criminal defense attorneys in many member countries.

“Those individuals who need justice the most are also the most likely to slip through the cracks of their country’s justice system,” said Zack, who is past president of the American Bar Association and The Florida Bar. “No one should feel helpless at the hands of their government.”

In a telephone interview, Zack said the job was multifaceted, and it included “lots of interesting receptions each evening and lots of interesting people to meet.”

Getting to the New York City U.N. headquarters was quite a process. It required a full vetting and a top-secret security clearance.

He lived in the city from September until December to attend the delegation. Since he was an alternate delegate, he didn’t have to give up his position with Boies, Schiller & Flexner LLP.

The alternate delegate arrangement is “unique in the sense that you do not have to leave your place of employment,” Zack said.

Although his duties at the delegation ended in December, he continues to do related work from his Miami office.

1975

John D. Allen, a Chattahoochee Judicial Circuit superior court judge for 20 years and chief judge for four years, has been awarded the third annual “Emory Findley Award for Outstanding Judicial Service.” He received the award at the Council of Superior Court Judges’ 2014 annual meeting in Athens, Ga.

Jorge Blanco has again received the “AV Preeminent Rating,” Martindale-Hubbell’s highest possible rating for both ethical standards and legal ability. He first achieved the rating in 2003 and has maintained it since.

Christopher White has joined GrayRobinson’s Jacksonville office as a member of the litigation practice. His work will emphasize civil litigation, government representation and family law.

1976

Terry Vento, a partner at Shutts & Bowen in Miami, has been recognized with the naming of the Perez Art Museum Miami Café Lounge in her honor. She has served on the museum’s board for 28 years and has provided pro-bono services as general counsel for the museum.

1977

Dennis J. Wall, an attorney in Winter Springs, Fla., recently had his article addressing the American Law Institute’s principles of liability insurance law project, “Fiduciary in Settlement,” published in *Insurance Litigation Reporter*. He is the author of *Litigation and Prevention of Insurer Bad Faith*, third edition published by West Publishing Company.

1978

Dennis M. Campbell, the founding member of Campbell Law Firm PLLC in Coral Gables, has again been recognized in *Best Lawyers in*

America (2014) in the areas of commercial litigation and litigation involving banking and finance, bankruptcy, construction and real estate issues. He also was included in the *South Florida Legal Guide’s* “Top Lawyers” list and has been consistently recognized as a *Florida Super Lawyer* and in *Florida Trend’s* “Legal Elite” list.

1979

James A. Edwards, a shareholder at Zimmerman Kiser Sutcliffe in Orlando, was recently appointed treasurer of the Central Florida chapter of the American Board of Trial Advocates. He was also a featured speaker at the Virgin Islands Bar Association annual meeting on the island of St. Croix. Edwards spoke on the topic of “Admissibility of Social Network and Internet Based Evidence” and led a panel to discuss the topic “Civility Matters.”

Robert Griscti has joined Dean Mead’s Gainesville office. He works as of counsel for the office’s business litigation practice. Griscti’s practice focuses on the areas of appellate law, professional licensing, government investigations, civil litigation and regulatory compliance.

Carla Miller has been named to a fellowship at the Safra Center for Ethics at Harvard University, where she will work on training tools for ethics programs based upon the center’s research in conflicts of interest and ethics. She is the founder of www.cityethics.org, an international resource for government ethics. She also directs the City of Jacksonville’s independent ethics program, which she helped create.

1980

Philippe Jeck was elected to a two-year term as vice chair of Palm Healthcare Foundation, Inc. in Palm Beach County. He also serves on the executive committee for the organization’s board of trustees. The foundation is a public health care organization primarily addressing the needs of Palm Beach County residents.

Christine B. Fisher, an attorney with Quarles & Brady in Chicago, has been recognized in *Illinois Super Lawyers* magazine (2014).

Peter T. Kirkwood (LLMT, JD 79), a partner at Barnett, Bolt, Kirkwood, Long & McBride in Tampa, has been named 2014 “Tampa Trusts and Estates Lawyer of the Year” by *Best Lawyers*. He was previously named “Tampa Tax Lawyer of the Year” in 2010.

Warren R. Trazenfeld has co-authored “Florida Legal Malpractice & Attorney Ethics,” which was recently published by *The Daily Business Review*.

1981

Kimberly Leach Johnson, firm chair of Quarles & Brady, has been named to the 2014 “MAKERS: Women Who Make Southwest Florida” list by WGCU Public Media. She was one of 14 recipients who were nominated by community members for building a positive legacy and making a significant impact on Florida’s southwestern region.

1982

Neal Pitts has been reappointed as a judge of compensation claims by Gov. Rick Scott. Pitts, 59, of Orlando, has held the position since 2009.

Lee Stapleton has been featured in the briefs section of *Florida Super Lawyers* magazine (2013). The publication ran a profile about her career. Stapleton was one of three attorneys in the state of Florida spotlighted there. She is likewise listed as a “Super Lawyer” by *Florida Super Lawyers*. She is the weekly on-air legal analyst for WPLG, Channel 10 News, ABC’s Miami affiliate. Additionally, Stapleton was selected by the editors of *South Florida Legal Guide* (2014) as a “Distinguished Attorney.”



Allen 75



Wall 77



Campbell 78



Edwards 79



Jeck 80



Fisher 80



Trazenfeld 80



Johnson 81



Dellecker 83



Gale 83



Hamilton 83



Campbell 85



Green 86

law for more than 25 years and focuses on estate planning; estate and trust administration; and business succession planning.

Edward Koos is currently a visiting scholar at Harvard Law School, where he is conducting research on tax dispute resolution mechanisms utilized in developed and developing countries.

1983

Robert H. Dellecker, managing partner of the Orlando-based firm Dellecker Wilson King McKenna Ruffier & Sos, has been recognized as a "Legal Elite Hall of Fame" attorney by *Florida Trend* (2013). His practice areas include personal and wrongful death.

James A. Gale, a founding shareholder with Feldman Gale P.A. in Miami, has recently been named to *International Top 100 Magazine's* "International Top 100 Lawyers in America" list. He is a registered patent attorney specializing in litigation and counseling of intellectual property disputes.

William "Bill" Hamilton, a partner in the Tampa office of Quarles & Brady LLP, has been named the firm's national e-discovery partner. In his new role, Hamilton will work closely on e-discovery matters with the firm's litigation teams and litigation support department. Hamilton teaches electronic discovery and digital evidence as an adjunct professor at UF's Levin College of Law.

Scott G. Hawkins, of Jones, Foster, Johnston & Stubbs P.A. in West Palm Beach, has been selected for inclusion in the nationwide publication *Super Lawyers Business Edition* (2013). He specializes in business litigation.

Steve Pennypacker has accepted a new position in the Department of Children and Families as assistant secretary for programs overseeing family safety, child welfare, adult services, child care, domestic violence, homelessness and refugee services. He started at DCF in 2006 as a managing attorney.

Glenn J. Waldman, founder of Waldman Trigoboff Hildebrandt Marx & Calnan P.A. in Fort Lauderdale, has been elected chairman of the 4th Appellate District Judicial Nominating Commission.

1985

Amelia Campbell has joined the trusts and estates group of Hill Ward Henderson in Tampa as a shareholder. She has practiced

1986

Elizabeth Green, partner at BakerHostetler in Orlando, moderated a panel discussion at the Ninth Annual Caribbean Insolvency Symposium in El San Juan, Puerto Rico, in February. The



In the center from left, 11th Circuit Judge Peter T. Fay (JD 56), Florida Bar President Eugene K. Pettis (JD 85), former Florida Bar President Benjamin H. Hill III (JD 65) and Federal Judge Paul C. Huck (JD 65). The UF Law graduates stand Nov. 9 among law students at the 10th Kozyak Minority Mentoring Picnic at Amelia Earhart Park in Hialeah. Each year this event gives minority law students across the state a chance to receive valuable career advice from lawyers and judges. (Photo provided)

Minority mentoring makes picnic a plus

Miami lawyer John Kozyak grew up in a segregated community and attended high school when the 1964 civil rights legislation was put in place. He is the founder of the Kozyak Minority Mentoring Foundation, which he created to fulfill his commitment to promote diversity in the profession. The picnic is the organization's most notable event, drawing more than 3,000 lawyers, judges and attendees in 2012, according to the Kozyak Foundation website. UF Law is a big supporter of the event, providing a bus that transports students to the picnic each year.

"The Minority Mentoring Picnic has developed into a 'must attend' event for minority students across the state of Florida," Florida Bar President Eugene Pettis (JD 85) told *The Florida Bar News*. "It is the single place where you can come and network with lawyers and judges from throughout South Florida in a relaxed and fun-filled atmosphere. It has been a pleasure to watch this event grow each and every year. In truth, I think the lawyers and judges who attend, in order to develop mentoring relationships, are getting as much out of it as the law students."

panel, titled “Anything but Absolute: The Evolution of the Absolute Priority Rule in Individual and Corporate Cases,” explored recent developments with respect to the absolute priority rule using a fact pattern/role-playing approach. Additionally, she was inducted as a fellow of the American College of Bankruptcy in Washington, D.C., at the Smithsonian Donald W. Reynolds Center for American Art and Portraiture.

Bill Perry, managing shareholder of Gunster in West Palm Beach, has been appointed to the University of Florida Law Center Association Inc. board of trustees. The board serves as the primary support and advisory council for the university’s Levin College of Law.

1987

Jeffrey Shear, an attorney in Gunster’s Tampa office, has been elected to the Tampa Theatre Foundation board. The Tampa Theatre is an 87-year-old landmark that was selected as one of the top 10 iconic showplaces worldwide by *Delta Sky* magazine and one of “America’s 21 Wonders” by *Life* magazine.

1988

Scott E. Ray, assistant U.S. Attorney, Felony Major Crimes, in Washington, D.C., invites fellow members of the class of 1988 to make a gift to UF Law in memory of **Jack William Geckler (JD 88)** who died Nov. 11 in Wauchula, Fla.

Spencer H. Silverglate, managing shareholder and co-founder of Clarke Silverglate, P.A. in Miami, has been named director of the 2015 IADC Trial Academy. The academy is one of the oldest and most respected programs for developing defense trial advocacy skills. The academy provides intensive, comprehensive and participatory education to young defense trial attorneys and is held at Stanford Law School.

Christi Underwood has been appointed as a circuit judge in Florida’s 9th Judicial Circuit. Before enrolling in law school, she followed her father’s footsteps by acquiring a general contractor’s license.

1989

Patrick S. Cousins, of Cousins Law P.A. in West Palm Beach, has been recognized as one of “Palm Beach County’s Most Powerful and Influential Black Professionals in Business and Industry” (2013) by the *Palm Beach Post’s Legacy Magazine*. His practice was selected as the 2013 “Business of the Year” by the publication.

Paul Donnelly, managing partner of Donnelly & Gross P.A. in Gainesville, has been inducted as a College of Labor and Employment Lawyers Fellow. Election as a fellow is the highest recognition by colleagues of sustained outstanding performance in the profession, exemplifying integrity, dedication and excellence. Donnelly teaches as an adjunct professor at UF Law.

Michael Ferguson, a retired Army brigadier general, delivered the May commencement address at the University of West Florida. He was also selected to receive the university’s highest honor, an honorary doctorate of humane letters, at the ceremony.

1990

Joseph L. Amos, a shareholder with Orlando firm Fisher, Rushmer, Werrenrath, Dickson, Talley & Dunlap P.A., has been awarded “The Florida Bar President’s Pro Bono Service Award” for 2014 for the 9th Judicial Circuit. He was honored at an awards ceremony at the Supreme Court Building in Tallahassee in January.

Joseph T. Ducanis, an attorney with GrayRobinson P.A.’s Ft. Lauderdale office, has been recognized as a “Top Lawyer” by *South Florida Legal Guide* (2014).

Kay Hobart has recently joined Parker Poe as a partner in the firm’s Raleigh, N.C., office. Prior to joining Parker Poe, she served as special deputy attorney general for the North Carolina Department of Justice, Revenue Section.

Yolanda C. Jackson has been elected to the National Black Caucus of State Legislators’ Corporate Round Table Board for a two-year term.

The organization was founded in 1977 by African-American state legislators to secure parity in the state legislatures for their constituents. Today, the organization boasts a membership of more than 600 African-American elected officials.

John J. Rahaim II, an attorney with Rahaim Moore P.A. in Jacksonville, Fla., has been appointed to the Workers Compensation Board Certification Committee and was elected as secretary to the E. Robert Williams Inns of Court.

1991

Keith Grossman, founder and managing partner at Grossman Law & Conflict Management, recently presented a lecture, “How to Build Your Peace Chest,” to a group of business professionals in Naples. Grossman speaks nationwide to corporations, nonprofits and professional associations on topics such as conflict management in the workplace.

Dawn Nichols, of Ormond Beach, has been appointed by Gov. Rick Scott to the 7th Judicial Circuit Court as a judge. She was previously nominated by Gov. Jeb Bush to serve on the 7th Circuit Judicial Nominating Commission.

John V. Tucker, a founding shareholder at Tucker & Ludin P.A. in Clearwater, was elected chairman of the ERISA Disability & Health Insurance Litigation Group of the America Association for Justice at its annual convention in San Francisco.

Edwin A. Scales III, of Key West, has been appointed to the 3rd District Court of Appeal by Gov. Rick Scott. Scales is currently the general counsel of the Florida Citrus Commission, vice chairman of the Florida Keys Community College board of trustees, vice chairman of the Florida Commission on Ethics and a member of The Florida Bar Board of Governors.

1992

Jennifer Lester has joined Dean Mead’s Gainesville office. She will serve as of counsel for the office’s business litigation practice. Lester’s practice involves commercial litigation, personal injury, wrongful death and fiduciary proceedings.



Shear 87



Cousins 89



Amos 90



Ducanis 90



Hobart 90



Jackson 90



Grossman 91



Tucker 91



Brennen 94



Prescott 96



Atkinson 98



Fahnestock 98



Moran 98

Michael G. Schwartz (LLMT) has been included on the “Ohio Super Lawyers” list in *Super Lawyers Magazine* (2014). The publication distinguishes the top 5 percent of attorneys in Ohio in more than 70 practice areas and recognizes those who have attained a high degree of peer recognition and professional achievement.

1993

Perry W. Doran Jr. has been included on the “Ohio Super Lawyers” list in *Super Lawyers Magazine* (2014). The publication distinguishes the top 5 percent of attorneys in Ohio in more than 70 practice areas and recognizes those who have attained a high degree of peer recognition and professional achievement.

Lester Law (LLMT) has joined Abbot Downing’s Naples office as director of client management. Previously, he worked at U.S. Trust in estate and financial planning.

1994

Jeff Bartel, managing director of Hamptons Group LLC, has been elected to City Year Miami’s board of directors. The nonprofit places full-time mentors in Miami-Dade County public schools.

David Brennen (LLMT, JD 91), dean of the University of Kentucky College of Law, has been appointed to the Hospice of the Bluegrass board of directors. The nonprofit provides end-of-life care and support for terminally ill patients in homes, nursing facilities and Hospice Care Centers.

Sherwood S. “Flip” Coleman, of Clearwater, has been appointed by Gov. Rick Scott to the 6th Judicial Circuit Court. Since 2007, Coleman has served as associate general counsel for the Pinellas County Sheriff’s Office.

Donna L. Longhouse (LLMT, JD 93), of Allen Dell in Tampa, was named by *Best Lawyers in America* (2014) in the area of trusts and estates. Longhouse is a frequent lecturer and author and has been an adjunct professor of income tax at Stetson University College of Law.

1996

Oshia Gainer Banks, an attorney with Clarke Silverglate P.A. in Miami, has been selected as “Big Sister of the Year 2014” by Big Brothers Big Sisters of Greater Miami.

Greg Meier (LLMT), of Orlando firm ShuffieldLowman, hosted humanitarian, author and international speaker Carl Wilkens at a book-signing and reception. The event was part of Valencia College’s Peace and Justice Initiative’s Peace Week.

Joanne M. Prescott, a shareholder with Zimmerman Kiser Sutcliffe in Orlando, has received the “AV Rating” by the nationally recognized Martindale-Hubbell law directory. The AV rating is a result of extensive and confidential reviews conducted among legal professionals in Central Florida.

1997

Monica Brasington, of Gainesville, has been appointed to the 8th Judicial Circuit Court by Gov. Rick Scott. She has been a partner with Miller & Brasington P.A. since 2006, practicing elder and special needs law. She previously practiced at King & Spalding in Atlanta and was staff counsel to the 8th Judicial Circuit Court.

Mark J. Criser, a shareholder and the practice co-leader in Hill Ward Henderson’s Litigation Group in Tampa, has been elected to serve as the national chairman of the board of trustees for the nonprofit AMIKids. He will serve a two-year term.

1998

Nicole Atkinson, an attorney with Gunster in West Palm Beach, has been appointed to the board of directors of the Women’s Foundation of Palm Beach County. She will serve a two-year term.

Brad Bondi, a partner at Cadwalader, Wickersham & Taft LLP in Washington, D.C., has been named to the Securities Docket’s “Enforcement 40” list, which recognizes top securities enforcement lawyers nationwide.

According to the list, Bondi is known for “razor-sharp questioning of witnesses” and professional knowledge of federal securities laws.

Fabienne Fahnestock, an attorney in Gunster’s Fort Lauderdale office, has joined the 2014 boards of directors for Coast-to-Coast Legal Aid of South Florida and Legal Aid Service of Broward County. She was sworn in on Jan. 29 by Ilona Holmes, circuit court judge for the 17th judicial district.

John Howe, of John M. Howe P.A. in West Palm Beach, addressed the advancement of the civil rights movement at the Urban League of Palm Beach County’s 12th annual Heritage Day Luncheon. The event was held at the Martin Luther King Jr. Memorial in Curry Park in West Palm Beach.

Michelle Kalil, of Jacksonville, was elected to the Duval County Court of the 4th Judicial Circuit. Kalil will cover both criminal and civil cases. She previously served as an assistant public defender for the 4th Judicial Circuit and also managed her own private law practice prior to being elected.

Marilyn G. Moran, counsel at BakerHostetler Orlando, was selected as a speaker at the Orange County Bar Association Bench Bar Conference on April 11. The Bench Bar

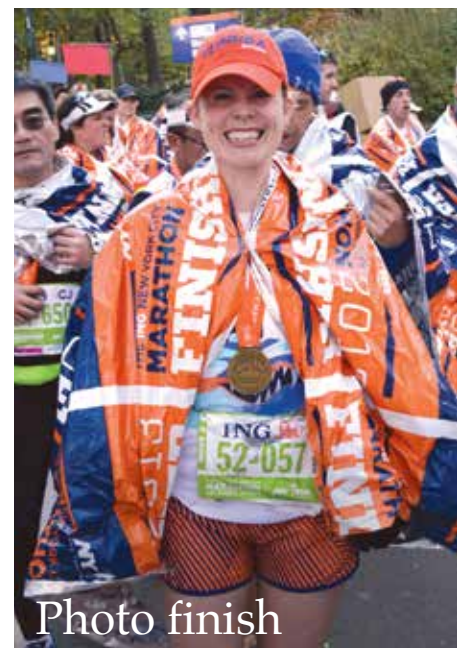


Photo finish

Julie Miller (JD 05) has her picture snapped right after finishing the New York City Marathon on Nov. 3. (Photo Provided)

Conference featured more than 50 highly regarded members of Central Florida's federal and state judiciary. She also spoke at Barry University School on a panel titled "Great Expectations for Female Lawyers: Conversations About Women in the Law." The panel facilitated an in-depth discussion about issues women lawyers face and the advantages they have as practitioners.

Harvey Oyer III, a partner at Shutts & Bowen LLP in West Palm Beach, has been recognized for his most recent book, *The Last Calusa*. The book was awarded a "Gold Medal in Florida Children's Fiction" by the Florida Publishers Association. His books, *The American Jungle*, *The Last Egret* and *The Last Calusa*, have won numerous awards and are used widely by schools throughout Florida. He was also selected by the Education Foundation of Palm Beach County, Inc. as a 2014 Distinguished Alumnus.

John F. Roscow IV, an attorney with Holden, Carpenter & Roscow PL in Gainesville, has been elected chairman of the Business Community Coalition. The coalition lobbies for business-related public policy.

1999

Paul A. Giordano, a partner at Roetzel in Ft. Myers, was sworn in as vice president of the Southwest Florida Bankruptcy Professionals Association. The association's goal is to raise new ideas to streamline the bankruptcy process for the court, attorneys and their clients.

Laurel Moore Lee was appointed by Gov. Rick Scott to the Circuit Court of the 13th Judicial Circuit (Hillsborough County). She currently presides in the domestic relations division. Lee has been an assistant U.S. attorney since 2007.

Mark C. Nicoletti, who has worked at Sklar Kirsh LLP as of counsel, has recently been named partner in the firm's real estate practice group. His areas of expertise include real estate capital markets, joint ventures and lender and borrower side structured financing.

2000

Eric J. Hall, of Tampa Bay law firm Hill Ward Henderson, has been elected to shareholder. Hall practices in the firm's corporate and tax group. His focus is on transactions in connection with business acquisitions and dispositions.

Juliann Hickey, of Dallas-based Title Resources, has been appointed senior vice president and eastern regional manager for the company. She will work out of Title Resource's Maitland, Fla., office. In her new role, Hickey will be responsible for business development and overall management of the eastern region.

Tiffany Payne has become a partner at BakerHostetler. She will work in the Bankruptcy, Restructuring and Creditors' Rights group in the firm's Orlando office. Payne practices primarily in the areas of bankruptcy and creditors' rights. She has represented corporate debtors and secured creditors, unsecured creditors and trustees in bankruptcy cases of corporate and individual debtors.

Julie Sellers has been named partner at Weissman, Nowack, Curry & Wilco, P.C., in Atlanta. Sellers handles zoning and land use matters for property owners, builders and developers.

2001

Brad Gould, a shareholder at Dean, Mead, Minton & Zwemer in Fort Pierce, Fla., recently served as moderator for the Current Developments Program given by the S Corporation Committee of the Tax Section of

the American Bar Association. The program was presented at the ABA Section of Taxation 2014 Mid-Year Meeting in Phoenix, Ariz.

William "Bill" Riley Jr., a shareholder with GrayRobinson P.A.'s Miami office, has been recognized as a "Top Lawyer" by *South Florida Legal Guide* (2014). He has also been appointed to the City of Miami Civil Service Board, which ensures city employees are hired, promoted and retained based on merit, efficiency, character, and industry — not political patronage.

2002

Daniel N. Gonzalez has been elevated to partner at the Miami firm Meland Russin & Budwick. Previously, Gonzalez was of counsel at the firm.

Gregory T. Wilson has been appointed to the 14th Circuit Judicial Nominating Commission by Gov. Rick Scott. He succeeds Raymond H. Layne and has been appointed for a term ending in 2016.

Jennifer Olmedo-Rodriguez has been promoted to shareholder with Buchanan Ingersoll & Rooney PC in Miami. She was also honored as a 2014 member of South Florida's Real Estate Litigation Department of the Year by the *Daily Business Review*.

2003

Lori L. Moore, of Roetzel in Ft. Myers, has recently been certified in real estate law by The Florida Bar Board of Legal Specialization. She has been selected as a "Rising Star" by *Florida Super Lawyers* every year since 2010.

Cristina Papanikos, an associate in Gunster's West Palm Beach office, has been appointed to the Florida Probate Rules Committee of The Florida Bar Association and the Estate & Probate law CLE Committee of the Palm



Oyer 98



Giordano 99



Lee 99



Nicoletti 99



Hall 00



Hickey 00



Payne 00



Sellers 00



Gould 01



Riley 01



Gonzalez 02



Moore 03



Willis 03



Hayes 04



Ribeiro 04



Bachman 05

Beach County Bar Association. The Florida Probate Rules Committee's primary purpose is to carry out the mandate of Rule 2.140, Florida Rules of Judicial Administration, concerning the proposal of new rules of procedure and changes to existing rules. The Estate & Probate CLE Committee plans and conducts at least one program per fiscal year.

C. Todd Willis has been elected to shareholder at Carlton Fields Jordan Burt in Washington, D.C. He is a member of the firm's financial services and insurance litigation practice group.

2004

Cheryl Priest Ainsworth, senior counsel at Affeld Grivakes Zucker, has been named a "Rising Star" for Southern California by *Super Lawyers*.

Travis Hayes, an attorney in the Naples office of Cummings & Lockwood LLC, has been elected as partner. He also received the "AV Preeminent Peer Review Rating" from Martindale-Hubbell. His practice focuses on estate planning, estate and trust administration, and probate and trust litigation.

Nick Nanton, a founder of Orlando-based CelebrityFilms entertainment company, recently received two Emmy Awards for documentaries he directed. "Esperanza" looks at how a professional baseball player impacted poor villages in the Dominican Republic, and "Mi Casa Hogar" details a children's home in Acapulco, Mexico. Nanton previously won an Emmy Award for directing the short film "Jacob's Turn."

Rafael R. Ribeiro, partner at Bilzin Sumberg Baena Price & Axelrod LLP in Miami, has been elected to the WLRN Public Radio & Television Community advisory board. Ribeiro is a commercial litigation lawyer with extensive experience handling internal investigations, international arbitration and alternative dispute resolution.

2005

Radha Bachman has been elected shareholder at Carlton Fields Jordan Burt in Tampa. Bachman is a member of the firm's Health Care and Business Transactions practice groups.

Lou Barbieri III has been promoted to partner at the Atlanta office of Womble Carlyle Sandridge & Rice LLP. Barbieri has experience representing corporate clients in sophisticated and technical transactions from formation to exit. He also guides clients through state and federal corporate compliance issues.



Gators give back

From left are Stephen Messer (JD 09), Ashley Johnson (JD 12) and Clay Matthews (JD 13), associates with the Tampa office of Galloway Johnson Tompkins Burr and Smith PLC. The trio volunteered Jan. 11 at Feeding America Tampa Bay, a local food bank, helping sort food donations which are then distributed to local charities and nonprofit organizations to fight hunger. (Photo provided)

Kimberly Davis Bocelli, an associate with Roetzel & Andress in Ft. Myers, has recently been elected vice president/president elect of the Young Lawyers Division of the Lee County Bar Association. The association furthers the education of its members and informs the community about important legal matters.

Christopher L. Carmody Jr., a shareholder at GrayRobinson in Orlando, has been selected to serve on the board of directors for both the Seminole and Kissimmee/Osceola counties chambers of commerce. He also serves as the Central Florida Gator Club president.

John M. Hemenway, of Bivins & Hemenway in Valrico, Fla., wrote the chapter "Adapting to the Changing Concerns of Trusts and Estates Clients in the Current Planning Environment," in the book *Inside the Minds: Best Practices for Structuring Trusts and Estates* (2014). It was published by Aspatore Books, a Thomson Reuters business.

Matthew Hill participated in a round table with the Senate Veterans' Affairs Committee focused on the VA disability appeals backlog and how to update the appeal process. He also serves on the board of directors for the National Organization of Veterans' Advocates.

Jarrett Hoffman, of Cravath, Swaine & Moore LLP in New York City, has been selected by *Super Lawyers Magazine* as a "Rising Star" in the New York metro area for employee benefits/ERISA for his work as a senior associate in the firm's executive compensation and benefits department.

David L. Luikart III, of Hill Ward Henderson in Tampa, has been elected as a shareholder in the firm. He is part of the firm's litigation group and focuses on general and complex commercial litigation.

W. Doug Martin, of Dellecker Wilson King McKenna Ruffier & Sos. in Orlando, recently earned the "AV Preeminent Rating" by Martindale-Hubbell.

Adina Pollan, an attorney with GrayRobinson's Jacksonville office, has been named to the statewide list of "Top 40 Under 40 Bankruptcy Lawyers."

2006

Drew M. Altman, has been elected shareholder at Greenberg Traurig in Miami. Altman, a member of the firm's corporate and securities practice group, focuses his practice on securities matters, capital markets transactions, mergers and acquisitions, financing transactions and general corporate and business law matters.

Charlie Douglas has launched his own firm, Douglas & Hedstrom P.A., in Palatka, Fla.

Chad McCormick (LLMT), of Baker Potts LLP in Houston, has been promoted to partnership status within the firm. He advises clients on issues such as tax-efficient structures for domestic and cross-border mergers, acquisitions and separations.

Christina Anton Garcia, a partner with Anton Castro Law in Tampa, was selected as a finalist for the "Tampa Legal Business Woman of the Year" in 2013. She has also been selected for inclusion in *Super Lawyers* (2014) making this her third consecutive year. She has devoted her practice since graduation exclusively to marital and family law.

Andrew J. Orosz has been elevated to partner at Lowndes, Drosdick, Doster, Kantor & Reed P.A. in Orlando. He counsels clients in commercial and residential real estate matters, resort and hospitality law, commercial leasing, and structuring partnerships and joint ventures.

Jeremy C. Sahn received a "John Edward Smith Outstanding Attorney Award" for his ongoing dedication to protecting the legal rights of dependent children. During the past seven years, Sahn has served as a volunteer attorney ad litem for a number of Lawyers for Children America child clients.

2007

Brian D. Burgoon has been appointed to serve as the 2013-2014 chair of The Florida Bar Disciplinary Review Committee and as a member of the executive committee of The Florida Bar Board of Governors. Burgoon practices with The Burgoon Law Firm, LLC in Atlanta, and focuses his practice on business litigation, civil litigation and personal injury.

Tyler Cathey, an attorney with Englander Fischer LLP in Tampa, has been selected by Attorney General Pam Bondi to serve as the chief deputy attorney general. He previously worked in private practice with the Tampa office of the law firm of Holland & Knight, and he served as special counsel to the attorney general's 2010 statewide campaign during the general election.

M. Everett "Ret" Peaden (LLMT) is now a shareholder with Davis, Matthews & Quigley, P.C., in Atlanta. He will continue his practice in the areas of estate planning and probate, corporate law and taxation. He advises clients with regard to estate and business planning and taxation.

Wendy Polit, an attorney at Bilzin Sumberg Baena Price & Axelrod in Miami, has been elected to the Cuban American Bar Association 2014 board of directors. She has been an active member of the organization for five years.

2008

Brian J. Aungst Jr., of Macfarlane Ferguson & McMullen in Tampa, has been selected as the recipient of the "Economic Advancement Business of the Year" award by the Clearwater Chamber of Commerce for his work related to the Clearwater Marine Aquarium. Aungst was lead counsel for the aquarium in its effort to build a new state-of-the-art aquarium in downtown Clearwater.

Zachary D. Kravitz, an attorney with Taft Stettinius & Hollister LLP in Columbus, Ohio, was selected for inclusion in "Ohio Rising



Carmody 05



Hemenway 05



Hill 05



Luikart 05



Martin 05



Altman 06



McCormick 06



Garcia 06



Sahn 06



Peaden 07



Politt 07



Kravitz 08



Lugo 08



Shenkman 08



Comiter 09



Ivashchuk 09



Nowak 09



Rodriguez 09



Jones 10



Grimaudo 10



Swann 10

Stars" (2014). Rising Stars, a Thomson Reuters business, recognizes the top up-and-coming attorneys in the state. No more than 2.5 percent of the lawyers in the state are selected.

Joshua R. Levenson, as associate in Holland & Knight LLP's Fort Lauderdale office, was recently named a "Rising Star" in *Florida Super Lawyers* magazine (2013).

Liza Lugo, of El Paso, Texas, recently published her second book, *How Do Hurricane Katrina's Winds Blow: Racism in 21st Century New Orleans*. It is part of her series, "Racism in American Institutions."

Drew E. Shenkman has joined the legal department of CNN in Atlanta as counsel, advising on news content and First Amendment issues. Prior to joining CNN, he was an associate with the Washington, D.C., office of Holland & Knight.

Douglas F. Stewart has joined the IP litigation practice of Bracewell & Giuliani LLP in Seattle as a partner. As a registered patent attorney, Stewart focuses on patent infringement litigation and counselling.

2009

Andrew Comiter (LLMT, JD 08), an associate with Comiter, Singer, Baseman & Braun in Palm Beach Gardens, Fla., spoke at the National Association of State Bar Tax Section's 34th annual meeting in Washington, D.C., in October. He discussed the efforts of the tax section of The Florida Bar to attract young lawyers as well as retain older members.

Iryna Ivashchuk, an attorney with Berger Singerman in Fort Lauderdale, has been named to the board of governors of the Ukrainian-American Bar Association. The national bar association was created in 1977, and its members are U.S. judges, attorneys and law students of Ukrainian descent.

Matthew I. Lufrano has opened his own law firm, Johnson and Lufrano, P.A. in Jacksonville. The firm focuses on criminal defense at the pretrial, trial and appellate levels.

David N. Torre was recently promoted to director of gift planning at Rollins College in Winter Park. His philanthropic case study, "A 25th Anniversary Featured Gift: Harold Alfond Foundation and Rollins College," was published in the January 2014 issue of *Planned Giving Today*.

Eric D. Nowak, an attorney with de la Parte & Gilbert, P.A. in Tampa, has been appointed to the board of directors of the Florida Justice Association Young Lawyers Section. The Young Lawyers Section provides networking opportunities for new lawyers and provides a support system as they enter the practice of law.

Scott Holtz recently opened Prestia|Holtz P.A. in Lake Worth. The firm focuses on criminal defense, personal injury and real estate/foreclosure across South Florida. Before founding the firm, Holtz was a prosecutor in Miami and worked in civil litigation.

Mark Schweikert began a clerkship in Fort Lauderdale in March with James I. Cohn, U.S. district judge for the Southern District of Florida. He recently completed a clerkship

in Miami with Paul C. Huck (JD 65), U.S. district judge for the Southern District of Florida.

Kristianna Rodriguez, an attorney at Grossman Law & Conflict Management in Fort Lauderdale, served as chairwoman of the Junior League of Fort Myers' event Kids in the Kitchen Fair, which took place in March. The fair taught children ages 3 to 15 about healthy eating and active lifestyles.

2010

Cassidy Jones has joined Quarles & Brady LLP. She joins the firm's Tampa office as an associate in the Commercial Litigation Practice Group. Prior to joining the firm, Jones was an associate with DLA Piper LLP in Tampa, where she concentrated her practice in the areas of commercial and civil litigation.

Mitchell W. Goldberg (LLMT, JD 09), of Gutter Chaves Josepher Rubin Forman Fleisher Miller P.A. in Boca Raton, recently presented "Income Tax Consequences of Inheriting an IRA" to the South Dade Chapter of the Florida Institute of CPAs.

Nicholas Grimaudo (LLMT, JD 09) has joined Johnson, Pope, Bokor, Ruppel & Burns in the firm's tax, estates and trust; and business department. His practice areas include taxation law, business law, estate planning, probate law, trust law and tax exempt organizations.

Jessica S. Swann has joined Tampa law firm Smolker, Bartlett, Schlosser, Loeb & Hinds, P.A. as an associate. She was previously a law clerk for G. Kendall Sharp, U.S. district judge.

CLASS NOTES



Vinson 10



Cortizo-Acevedo 11



Landon 11



Wang 11



Comiter 12



Kimball 12



Taylor 12



Smith 13

Nathan Vinson (LLMT) recently joined English, Lucas, Priest & Owsley, LLP in Bowling Green, Ky., as an associate with the firm. His work will center around tax law and litigation, trusts, estates and probate. He has worked in Alabama since 2010 as an attorney, concentrating his work in tax law.

2011

Dana T. Chang, an associate with Clarke Silverglate P.A. in Miami, was published in the January 2014 edition of the Defense Research Institute's flagship publication, *For The Defense*. The article, which Chang co-authored, provides an analysis of the evolution of mixed-motive liability and how courts today address these cases at the different stages of the litigation process.

Lourdes C. Cortizo-Acevedo has joined the law firm of PobleteTamargo LLP as special counsel in Washington, D.C. She focuses her practice on immigration and nationality matters. Prior to joining the firm, she served as the sole

attorney for a Hispanic nonprofit in Alexandria, Va., that provided immigration legal services. She formerly served as a legal extern for Judge Adalberto Jordan in the U.S. District for the Southern District of Florida and as a legal intern for Judge Israel Reyes at the Florida 11th Judicial District Court, Civil Division in Miami.

Jonathan C. Landon (LLMT) has joined Shuttleworth & Ingersoll in Cedar Rapids, Iowa. He previously served as a clerk for Judge David Gustafson at the United States Tax Court in Washington, D.C. He practices primarily in the areas of business and tax law.

Jon Philipson completed a judicial clerkship with Chief Judge Anne C. Conway (JD 75) of the U.S. District Court for the Middle District of Florida. He has also joined the law firm of Carlton Fields P.A. in its Tampa headquarters, where he aids clients with litigation, counseling and strategic communications needs.

Christine Wang has joined Broad and Cassel's West Palm Beach office as an associate in the

commercial litigation practice group. She is active in organizations including Dreyfoos School of the Arts Foundation, Palm Beach County Bar Association, Florida Association of Women Lawyers, University of Florida Levin College of Law Alumni Mentor Program and Duke University Alumni Association.

2012

Matthew M. Comiter (LLMT) has joined Gunster's Miami office as an associate. He previously worked at PricewaterhouseCoopers in New York City as an international tax associate.

Allison Fischman recently traveled to Honolulu for a six-month stint with the Fish and Wildlife Service refuge system. She was involved with a FWS project that removed shipwrecks from coral reefs in the remote Pacific.

Kathryn A. Kimball has accepted an invitation to join the Criminal Tax Division of the Department of Justice as part of the honors program. She is currently clerking in Birmingham for Judge William H. Pryor Jr. of the U.S. Court of Appeals for the 11th Circuit. She previously clerked in Tampa for Judge James S. Moody Jr. (JD 72) of the U.S. District Court for the Middle District of Florida.

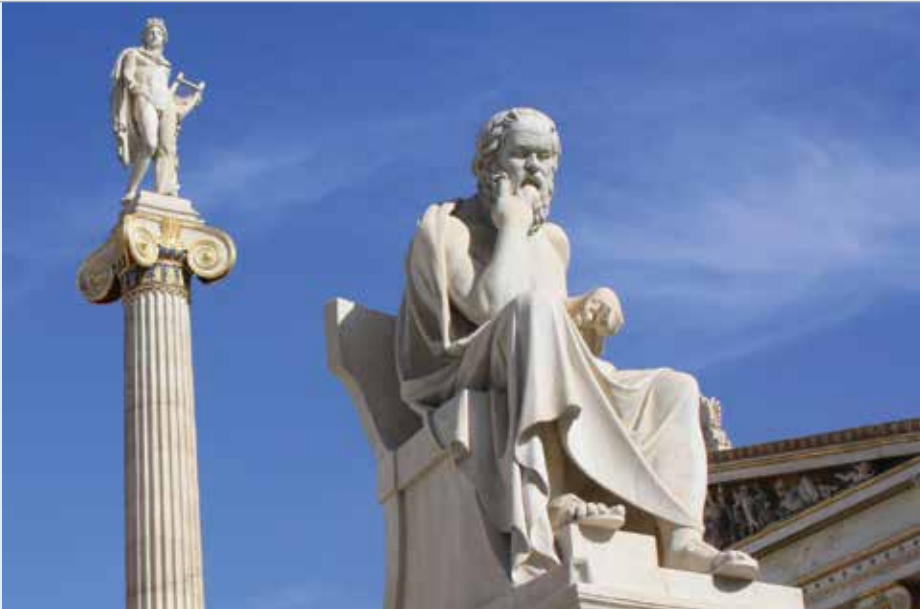
Alicia L. Taylor (LLMT, JD 11), an attorney with Quarles & Brady in Naples, has been accepted into the Growing Associates in Naples Class of 2014. GAIN is a program of the nonprofit Leadership Collier Foundation under the Greater Naples Chamber of Commerce for emerging young leaders and professionals. Participants learn about the local history, government, election structures and charitable foundations.

2013

Amanda C. Smith has joined the law firm of Blalock Walters, one of the largest law firms in Manatee and Sarasota Counties. She assists with pre-trial motions, discovery and business litigation matters.



Jacksonville division U.S. Magistrate Judge Patricia D. Barksdale (JD 96), Middle District of Florida U.S. District Court Judge Sheri Polster Chappell and Orlando division Chief U.S. District Judge Anne C. Conway (JD 75) speak on the topic of women in the law. The April 11 leadership roundtable, "Women, the Law, and Leaning into Leadership," was hosted at The Woolly in Gainesville. It was sponsored by organizations including North Central Florida Chapter of the Federal Bar Association and by UF Law. Florida Bar President Eugene K. Pettis and about 20 judges and lawyers were featured speakers. (Photo by Elise Giordano 4JM)



The Uncertainty Principle

Gator applies law school lessons to politics

BY LINDSEY TERCILLA (1L)

Nelson Diaz (JD 04) is comfortable with uncertainty. In law school, he actually loved the Socratic Method.

“Even after giving the response, my professors rarely acknowledged whether it was right or wrong, so you were always left to wonder,” Diaz said. “The Socratic method really forces your mind to go into overdrive and stay there.”

Diaz did well in law school, and now he’s making his way in politics, another realm where uncertainty reigns. Diaz was elected in 2012 as chairman of the Miami Dade County GOP, and he is lobbyist and partner at Southern Strategy Group, a Tallahassee-based Republican lobbying firm.

Diaz serves as chairman of the Board of Government Relations for the University of Florida where “we work with a staff to put together grassroots and grass-tops efforts to lobby the legislators to support our issues.”

In 1995, he worked on the Bob Dole presidential campaign and met another young Florida Republican named Marco Rubio. It proved to be a fruitful relationship.

“I’ve known Nelson Diaz for nearly 20 years. I met him when he was still a teenager,

and I was nearly finished with law school,” Rubio, now Florida’s junior United States senator and mentioned as a presidential aspirant in 2016, wrote in an email. “Nelson served as a volunteer in the Dole campaign and was a natural leader. Years later he would serve as my first legislative aide when I was elected to the Florida House of Representatives in 2000.”

Rubio said Diaz was responsible for recruiting young volunteers to get involved in his campaigns.

“As the county campaign coordinator, I knew I could always rely on Nelson to get any job done, from running a phone bank, to driving in a motorcade, to putting signs up in the middle of the night. He was always willing to step up to do what was needed,” Rubio wrote.

Both Diaz and Rubio cut their political teeth in one of the nation’s best-known Republican county organizations.

“There’s a long tradition of great leaders who started out in the local executive committees and went on to do even bigger things, including (former Florida Gov.) Jeb Bush, (CPAC chairman) Al Cardenas and others. Like many of us, Nelson grew up in the local party, and it’s an incredible honor to lead an organization that provided so much to

you over the years as far as opportunities to participate in our democratic process,” Rubio wrote.

Diaz also looked to Rubio, a Gator alumnus with a law degree from the University of Miami, as a mentor and sought his advice when he decided to attend law school.

“The main reason I went to UF Law was because of Sen. Rubio. He was a Gator and I always attributed his greatness to being a Gator,” Diaz said.

It was at UF Law that Diaz found an intellectual environment where he was stimulated to excel. He reminisced about his favorite law school course, Florida Constitutional Law with Professor Jon Mills (JD 72).

“He’s a great human being and a great friend to this day, even though we disagree on just about everything politically,” Diaz said.

On that subject Mills, a former Democratic speaker of the Florida House, replied: “He is a registered Republican and I’m a registered Democrat, but I don’t view him as a partisan type of person.”

Mills said Diaz won a book award from his class, one of two Diaz received in law school.

“Nelson really understood subtleties, and I consider him one of my best students ever,” Mills said.

Emeritus Professor Joe Little also made a profound impression on Diaz during his law school career.

There are some things like torts at 8 a.m. every Monday morning that Diaz will never forget. It was, as Diaz recalls, a bracing experience.

“He was a person with a tough character, extremely strict, but one heck of a teacher,” Diaz said. “Facing Professor Little at that hour was like being woken up with a bucket of freezing cold water being dumped on you in bed.”

Diaz has no complaints about his law school career and says the degree laid the groundwork for his career in law and politics.

“I loved my time in Gainesville. There is no question in my mind that no other law school in the state of Florida could have afforded me the same education,” he said. “I use what I learned in school every day.”





Lance Reich (JD 94) and Kevin E. Regan (JD 03) test the output of one of their Washington state clients. (Photo by Zibby Wilder)

An intoxicating practice

UF Law grads team up to defend Northwest winery brands, find spirited perks

BY DIANA MIVELLI

When Lance Reich (JD 94) pursued law at the University of Florida, he fell in with a law school crowd who was into wine. “On Friday, we’d go to the Wine and Cheese Gallery, sit outside and crank out the cheese and wine. We’d do this very regularly. People don’t think about the incredible wine culture we had at the school but I guarantee it’s still there.”

Flash forward 20 years, Reich and fellow UF Law graduate Kevin E. Regan (JD 03) represent a growing Pacific Northwest client base in the regulatory and intellectual property disputes endemic to Washington state’s wine, beer, cider and spirits industries.

Practicing in this realm has its charms — from touring vineyards and production facilities to sampling final product.

“Many people are passionate about wine and enjoy it as a pastime,” Regan said.

“Nowadays, people are doing business over a bottle of wine in the same way some conduct business on a golf course.”

Perhaps an unusual twist on a legal practice, but right in the wheelhouse of an intellectual property lawyer.

“I interned at the U.S. Attorney’s office in Gainesville my last year of law school when they changed hiring regulations and fell into patent law,” Reich said. “My mentor said ‘Florida is great for many things but patent law is not one of them. You need to go to New York, D.C. or the West Coast.’ I had a friend in California and fell into wine practice in San Francisco.”

Some of their clients at the Seattle office of Miller Nash, the firm they recently joined, are start-ups and mom-and-pop companies facing disputes with large, well-funded corporations, particularly over brands. “The best part is the clients. It is

very rewarding to work with people who are passionate about what they do,” Regan said.

Regan calls alcohol beverages “brand-centric” and trademarks, as a form of intellectual property that identify the source of a good, are vital to protecting a brand. “One has to have a quality product, but a brand is an alcohol beverage company’s biggest asset,” he said.

Trademark disputes are common among wine and alcohol beverage producers.

“Right now, the disputes in Washington remind me of what was happening in Napa and Sonoma in the ’90s; these same issues are becoming common in Washington,” Reich said. “The problems are more acute now that they span multiple states and even internationally.”

In one case, Ravenswood Winery successfully opposed Black Raven Brewing Company’s bid to register its name. Ravenswood believed it was too similar and feared that consumers would think they had gotten into the beer business.

“[The case] is one example of how beer, wine, and spirits are related products, and how, as a lawyer for an alcohol beverage producer, you have to pay attention to what is going on with different products,” Regan said.

Regan’s background includes federal and state regulatory law. He represented the Army Corps of Engineers in Chicago, worked in the U.S. Department of Justice Environment and Natural Resources Division in Washington, D.C., and with Earthjustice, an environmental nonprofit litigation firm.

There are plenty of regulatory issues in this practice area. They include federally designated growing regions known as American Viticulture Areas; the privatization of liquor sales that previously only were

legal at state-run stores; and the legalization of marijuana approved by referendum in November.

And where do the tastes of these viticulture legal mavens incline? Regan prefers Washington Syrah while Reich is a fan of Australian Shiraz. “A blueberry pie in a bottle,” he gushed.

“The disputes in Washington remind me of what was happening in Napa and Sonoma in the ’90s.”

—KEVIN E. REGAN (JD 03)

C. Joseph DelPapa has joined Ward and Smith, P.A. in New Bern, N.C. His practice encompasses a broad range of business law and tax matters.

Sara Dunn has joined Quarles & Brady as a commercial litigation attorney at the firm's Naples office. While in law school, Dunn served as a law clerk at Infinite Energy, Inc. where she completed legal research projects and drafted state and federal court documents.

Keith Fernandez has been appointed as legal counsel and director of communications for U.S. Rep. Ileana Ros-Lehtinen, R-Fla. The appointment places Fernandez at the head of the congresswoman's media and communications operation in Miami and Washington, D.C. Fernandez will also serve as a close adviser to Ros-Lehtinen on legal and policy matters.

Megan Kelberman has joined Gunster's Jacksonville office business litigation practice. She is in the process of becoming certified as a Florida Supreme Court county mediator.

Asim Mandhai has joined Faegre Baker Daniels in Minneapolis as an associate. Mandhai focuses his practice on finance and restructuring. Before graduating cum laude from UF Law, he owned and operated his own financial consulting firm.

Whitney McGrew has joined the 3rd Judicial Circuit Public Defender's Office. She worked as a certified legal intern for the office before she passed the bar exam.

Dylan Shea has joined Lowndes, Drosdick, Doster, Kantor & Reed P.A. in Orlando. He was hired as an associate in the firm's real estate practice, and assists clients with the acquisition, sale and leasing of commercial real estate.

Allison Symulevich has joined Quarles & Brady as a commercial litigation attorney at the firm's Tampa office. While in law school, she served as an intern at the 13th Judicial Circuit for Judge Nick Nazaretian.

John Terwilleger has joined Gunster's West Palm Beach office as a business litigation team member. His article, "Can a professional limit liability contractually under Florida law?" was published in the *Florida Law Review* in July.

Nicole Kuncel has joined the firm of Jones, Foster, Johnston & Stubbs P.A. in West Palm Beach as an associate attorney. She concentrates her practice in the areas of trusts and estates, guardianship, litigation and private client services. She was also recognized for her high achievement on the Florida Bar Exam and accepted an invitation to speak on behalf of newly admitted attorneys at the Florida Supreme Court Induction Ceremony.



DelPapa 13



Dunn 13



Kelberman 13



Mandhai 13



Shea 13



Symulevich 13



Terwilleger 13



Kuncel 13

In Memoriam



Florida's 37th Governor Reubin Askew dances with his wife Donna Lou at his 1971 inaugural ball in Tallahassee. (State Archives of Florida, Florida Memory)

Reubin Askew, governor and reformer

Reubin Askew (JD 56) was exactly the man Florida needed, at precisely the time Florida needed him. Askew died March 13 in Tallahassee at the age of 85.

At a time when the state and country were enmeshed in government scandals, Askew was renowned for his unshakable integrity. At a time when the South was struggling with the social upheaval of the 1960s, he embraced and defined genuine leadership. At a time when many were focused on what was best for themselves, he focused on what was right for everyone.

Always demonstrating a calm demeanor, upright decency and steadfast devotion to his faith, his family and his principles, Askew set the gold standard for a Golden Age of Florida government. Embracing the ideal of commitment to others, he served in two branches of the United States military, in both houses of the Florida Legislature, through an unprecedented two terms as governor, as United States Trade Ambassador and as a dedicated instructor, role model and mentor for students at universities across Florida.

During his tenure as Florida's 37th governor from 1971-1979, the Democrat from Pensacola became known and admired as a progressive reformer for his bold, forward-thinking leadership on civil rights, tax reform and open, accountable government. The John F. Kennedy

School of Government at Harvard University considers him one of the nation's top 10 governors of the 20th Century.

He did all this with the steadfast love and devotion of his wife of 57 years, former First Lady Donna Lou Askew, who survives him. Together, they guided son Kevin and daughter Angela, who also survive, on the path to become outstanding adults, parents and grandparents.

Reubin O'Donovan Askew was born Sept. 11, 1928, in Muskogee, Okla., and moved with his mother and five siblings to Pensacola in 1937. He graduated from Pensacola High School in 1946 and served in the U.S. Army as a paratrooper.

Askew graduated from Florida State University in 1951 with a bachelor of science degree in public administration, and went on to law school at the University of Florida. He served in the U.S. Air Force during the Korean War before returning to Florida and beginning his legendary political career.

He was elected to the Florida House of Representatives in 1958 and served two terms before winning a seat in the Florida Senate in 1962. He served there until his election as governor in 1970. After leaving the governor's office, Askew served in President Carter's Cabinet as U.S. Trade Representative.

Askew spent his later years teaching government courses, always believing the public had a right to know and that open government meant better government. He told interviewers that he enjoyed teaching more than anything else he had done.

Askew's legacy of good government lives on at two of Florida's public universities.

Florida State University is home of the Reubin O'D. Askew School of Public Administration and Policy, considered one of the country's most prestigious government programs. Askew held an eminent scholar chair and taught there for many years. The University of Florida's Reubin O'D. Askew Institute on Politics and Society, created in 1994, brought Floridians together to discuss critical issues and served as a forum for statewide issues while promoting civic engagement.

—*This obituary was first published in the program distributed during the Reubin Askew memorial service held in Tallahassee on March 19.*

Robert Ervin, a leader at home and abroad

A pillar of the Florida legal community for decades, Robert M. Ervin (JD 47) brought a distinguished service in the military, a personable touch to the courtroom and a lasting vision for state government.

Ervin died on Feb. 5 at his Tallahassee home. He was 97.

Ervin founded Tallahassee-based Ervin Kitchen & Ervin and he was instrumental in revising the Florida Constitution.

Ervin was born Jan. 19, 1917, in rural Marion County in a hamlet called Friendship outside of Ocala, Fla.

The fifth of seven children, he attended high school at the stately brick corridors of Leon County High School in Tallahassee.

Upon his graduation from University of Florida in 1941, he enlisted in the Marine Corps Reserve and entered Officer Candidate School in Quantico. He was commissioned a second lieutenant.

It was during his time at UF Law that his legal education was interrupted by the attack on Pearl Harbor, following which he shipped out to the Pacific.

He married his sweetheart Frances Anne Cushing on Christmas Day 1941, right before he left. They were married 65 years until her death in 2007.

Ervin served two tours of duty, between which he trained Marine units in Virginia. He was stationed on Samoa during his first tour and Midway Island during his second, where he commanded an artillery battalion.

He was on Midway preparing for the attack on the Japanese homeland when the war in the Pacific abruptly ended, and he returned to UF to complete his legal education.

He rose to the rank of colonel and was honorably discharged at the age of 60. While climbing the Marine Corps ranks, he had also been advancing in the legal profession.

Ervin graduated from UF Law in 1947 and became president of The Florida Bar in 1965. He also served in leadership positions for the American Bar Association throughout the '60s, '70s and '80s.

He was a drafter of Florida's sixth and most recent Florida Constitution, which was ratified in 1968 and included amendments to the state voting process.

Ervin's dedication to his alma mater was notable. As a UF Law Center Association trustee, he contributed valuable leadership to the direction of UF Law. He was recognized for his service by the UF chapter of

Phi Alpha Delta Legal Fraternity. The fraternity commended him for his "contribution to the legal profession and the College of Law of the University of Florida."

Also a generous donor to UF, school records indicate his vision was for the "improvement of the administration of justice, improvement of legal education and assisting worthy and deserving but financially handicapped students."

Perhaps Ervin's motivation behind all he accomplished during his lifetime is best glimpsed in a letter he wrote to the mayor of Tallahassee while Ervin was in the field during WWII.

"As you know, we are only doing what any real American should be glad to do — contributing our small part in the great struggle. Of our ultimate victory, I am sure there can be no doubt," Ervin wrote.

Ervin is survived by his sister Ruth Davis, his daughter Anne Ervin Rowe, his son Robert M. Ervin Jr., six grandchildren, four great-grandchildren and numerous nieces and nephews.

For alumni deaths since Dec. 1 go to Web Extras at www.law.ufl.edu/uflaw/.



Robert Ervin

Justice Jorge Labarga (JD 79) and other Florida Supreme Court justices judged the 30th annual Maguire Appellate Advocacy Competition on Feb. 13 in the Martin H. Levin Advocacy Center courtroom. (Photo by Kelly Logan 2JM)



Jorge Labarga
Justice

Judged on merit

Jorge Labarga (JD 79) appointed 56th chief justice of the Florida Supreme Court

As Jorge Labarga (JD 79) prepared to become the 56th chief justice of the Florida Supreme Court on July 1, he talked to UF LAW about what must be done to maintain the quality of Florida's judiciary, how the seven-member high court decides cases and why he — the first Cuban-American to serve as chief justice — never became a Major League pitcher. The interview has been condensed and edited.

Q. What have you learned about the law since becoming a justice in 2009?

A. I have learned that it is the glue that holds our democracy together. We are a country of laws, not men or women, and we have to live by the law.

Q. What is the toughest decision you have made as a Supreme Court justice and what made it so tough?

A. The thing about being a judge on the Supreme

Court is that all cases are tough in one way or another. Our decisions not only affect the parties directly but also affect the jurisprudence of our state law. One day, it could be a land use case, or the next day it could be a death penalty case or a medical malpractice case or a divorce case.

Q. You were appointed by former Gov. Charlie Crist, and in your opinions, you sometimes side with the more liberal members of the court and at other times the more conservative ones. Describe your judicial philosophy.

A. The only philosophy I have as a judge is the same philosophy I've always had since I was a trial judge: to judge each case by the merits of the case. My colleagues and I may disagree on the merits of what the case may be, but all seven of us work very hard and try to do the right thing. Our decisions are intellectually based. I have yet to see politics enter into any decision since I've been here. Some people call me a swing vote. I don't know that I am that. It's just that each case, in my book, is differ-

ent, and each case should be judged differently based on the facts of the case.

Q. As a boy in Cuba, your family was the victim of the knock by police in the middle of the night — politically motivated harassment by the Castro regime. Is that experience relevant to Florida justice in 2014?

A. Absolutely. Every judge is a human being, and all of us are shaped by our experience in life. The mere fact that soldiers would come into someone's house in the middle of the night without even so much as a knock and begin to ransack the house searching for someone who they were clearly told wasn't there — my father — that experience obviously affected my view on our Constitution that prohibits illegal searches and seizure. In the United States, obviously police can't just go kicking down peoples' door without a search warrant. So it affected me to appreciate our Constitutional guarantees to protect us from, in some instances, overzealous police work.

I remember, as a little boy, we arrived in this country in 1963 shortly before JFK was assassinated. And after the assassination, I remember my dad used to take my mom and my two brothers and me for a drive every night, and we would drive around town. I was mentioning to my father that the kids at school are saying that Lyndon Johnson had JFK assassinated so he could be president — one of those silly things that kids talk about. And my father pulled the car over, and he and my mother turned around and started pretty much telling me ‘Don’t you ever say that again. The government will think that your parents are telling you that, and the government will come and get your father and take him away.’

Clearly in the United States, that’s way over the top, but you have to think of where they came from, to believe that a child’s loose lips could sink a parent.

Q. How will your responsibilities change as chief justice?

A. I will still have the same caseload that I have now. I will also be the administrative justice of the judicial branch of the state of Florida. I will be responsible for making sure that we are given a proper budget, that the judicial branch is running efficiently and properly and so on. It’s going to add a lot more work—especially when the Legislature is in session. And they consider our budget every year, and we want to make sure the judicial branch is funded properly.

Q. What do you hope to accomplish during your term as chief justice?

A. I have no specific pet projects. My pet project is to manage this branch as efficiently as possible and to make sure the taxpayer’s money is not wasted in any respect. And also to get the necessary funds in order for this branch to operate properly. We also need to have our salaries up to a level that attracts qualified people to come and preside as judges. It is difficult for a lawyer in private practice to meet with his or her family and tell them, ‘I want to be a judge. Now we have to live on one-quarter or one-half of what I’m making now in private practice.’ My big project is to convince the Legislature to provide us with the necessary funds and additional funds now that the economy is improving.

Q. Now let me go to your time at UF. What is your favorite memory as a UF Law student in the late 1970s?

A. I actually liked law school. I actually enjoyed the discussions, all the way from something as basic as *Marbury v. Madison* to something as complicated as a corporations case the second and third year in law school. I enjoyed the discussions in class, the intellectual interest in class. I did not enjoy the exams very much. I truly enjoyed law school. I miss that. I miss sitting in class and discussing these things back and forth with the students. I kind of get the same thing here. I enjoy the intellectual discussions my colleagues have in our conference over these cases. It reminds me of law school, where we basically discussed these cases back and forth until we were exhausted.

Q. You come back regularly to UF Law. Why is that important?

A. First and foremost, I love the University of Florida. I went there as an undergraduate, received my bachelor’s degree, and I received my law degree at the University of Florida. Any success I have today can be attributed directly to the opportunities my education has given me at the University of Florida. I enjoy being the only Gator on the court, and I like being around students and hearing from them about their concerns — not just the financial concerns that many students seem to have today with their

loans, but their concerns on the law and their views on the law and their analytical skills. Justice Overton died last year, and he taught constitutional law. And Justice Pariente, Justice Canady and myself came down and taught that class one week at a time.

Q. If you weren’t a lawyer and judge, what would you be?

A. If I had been blessed with the physical ability, which I haven’t been, I would say a Major League pitcher. I like that because he is up there on the mound all by himself, and it is all up to him to throw the right pitches and make sure that the batter gets out.

“Any success I have today can be attributed directly to the opportunities my education has given me at the University of Florida.”

— JORGE LABARGA (JD 79)

Q. What advice would you give students and young lawyers who wish to follow in your path?

A. First thing is work very hard and enjoy what you do. It is a great profession, and one can do a lot of good in this profession, and, yes, can also make a lot of money, but it is something that you really can enjoy if you put your mind into it. And above everything else, conduct yourself in a professional manner at all times. If you do all those things, if you work hard, enjoy what you do and conduct yourself professionally, you eventually get on the path to being a judge. Of course, the positions are limited and many other people are going to be doing the same thing so luck has a lot to do with it, too.

—Richard Goldstein

GATOR CHIEF JUSTICES

Jorge Labarga (JD 79) is the 16th Gator lawyer to lead the Florida Supreme Court as chief justice. The other 15 are:

- Alto Adams (JD 21) 1949-51
- Harold Sebring (JD 28) 1951-53
- Bonny K. Roberts (JD 28) 1953-55, 1961-63, 1971-73
- Benjamin Campbell Thornal (JD 30) 1965-67
- Stephen C. O’Connell (JD 40) 1967
- Richard W. Ervin (JD 28) 1969-71
- James C. Adkins (JD 38) 1974-76

- Ben F. Overton (JD 52) 1976-78
- James E. Alderman (JD 61) 1982-84
- Parker Lee McDonald (JD 50) 1986-88
- Raymond Ehrlich (JD 42) 1988-90
- Rosemary Barkett (JD 70) 1992-94
- Stephen H. Grimes (JD 54) 1994-96
- Charles T. Wells (JD 64) 2000-02
- Harry Lee Anstead (JD 63) 2002-04

Compiled from www.floridasupremecourt.org and UF Law databases.

Fletcher Baldwin
in his UF Law
office in 2007.
(UF Law archives)



Peerless professor

UF Law's Fletcher Baldwin enters second half-century
as teacher, advocate, scholar

BY DEBORAH CUPPLES (JD 05)

Like John Marshall Bar Association socials and the Cheerios, Fletcher Baldwin is a UF Law tradition. Since fall 1962, thousands of UF-educated attorneys, judges and policymakers have shared a common experience: cutting their teeth with Baldwin.

"I first saw Professor Baldwin in my first-year Con Law class," said Suzanne Gilbert (JD 96), partner at Holland & Knight in Orlando. "He was straight out of central casting — well-dressed, direct and a bit scary. Before law school, I had heard stories of professors employing the Socratic method but had yet to encounter any . . . until Professor Baldwin. He taught me to think."

UF Law Dean Robert Jerry recognized Baldwin Sept. 19 for serving half a century as a UF Law professor. More recently, he said Gilbert's recollections are typical among former students.

"No conversation I have with alumni that gets to the topic of 'How's Professor X or Professor Y' fails to ask about Fletcher Baldwin," said Jerry. "It is so very obvious that his career, both in the classroom and outside it, has touched the lives, both professional and personal, and the hearts of generations of UF Law alumni."

Generations is no exaggeration: Baldwin has taught the children, and even grandchildren, of former students. Since the 1950s when he and wife Nancy helped integrate the University of Georgia he has been

working on constitutional issues. Baldwin waded into the very different legal milieu of international money-laundering during the 1990s and into the new century. He is on the schedule for the fall term to teach International Financial Crimes.

UF Law students have gained and leaders have grown from the intellectual ferment and persistent practical application. One of those leaders is Gerald Richman (JD 64), former president of The Florida Bar and current president of Richman Greer in West Palm Beach.

“As my Constitutional Law teacher, Professor Baldwin was my first and one of my best experiences in law school,” Richman said “Fletcher is a great teacher and great friend.”

Baldwin also put his practical experience to work as the longtime moot court adviser and coach.

“The team was comprised of only five students, and we were like a close family. Fletcher was part of that family, and we recently funded a book award in his name,” said Federal Judge Gregory Presnell (JD 66), U.S. District Court for the Middle District of Florida. “When the 1966 moot court team would submit a draft brief for his review, it would come back the next day with enough red-pen edits to make a bureaucrat blush.”

Three decades later, Presnell garnered national attention for using his own red pen to mark errors in a document an attorney had submitted to Presnell’s court.

And that points up another element of the Baldwin legend. By all accounts, the former U.S. Marine insisted on boot-camp-level thoroughness from students.

“Fletcher taught us how much work needed to be put into a case,” said Jon Mills (JD 72), former UF Law dean, House speaker and now director of the UF Law Center for Governmental Responsibility. “He was committed

to getting things right, and he did real-world work, which gave him credibility.”

As Baldwin’s research assistant, Gilbert wrestled with some of those real-world issues. “We worked on money laundering cases, death penalty cases and many others,” Gilbert said.

Baldwin taught students and argued numerous appellate cases including before the U.S. Supreme Court and Florida Supreme Court even while engaging the anything-seemed-possible Civil Rights era. Long before free online college courses on the Internet, Baldwin and his UF colleagues founded the Free University of Florida and delivered lectures inside local churches.

“During tumultuous times in Florida’s history,” Nancy Baldwin said, “Fletcher would visit African-American churches and discuss civil rights.”

Baldwin earned his law degrees from the University of Georgia, Illinois and Yale, but his son and daughter hold UF Law degrees. Even Nancy Baldwin made a late-career change and earned a UF Law degree in 1993. She now practices in Gainesville.

In a 1989 interview, Baldwin gave a rundown of the sort of cases he took on as a young law professor.

“Free speech, integration of the city of Gainesville or other cities in the South, representing professors who were denied tenure. I represented Pam Brewer, a student who posed nude for a magazine off-campus. I represented a fellow who horribly stabbed a co-ed in the old College Inn in the women’s bathroom the day of a football game. I worked at integrating the restaurants in town, including the College Inn,” Baldwin said.

Baldwin has also traveled extensively,

lending his expertise to governments, nongovernmental organizations, and academic institutions. In 2008, for example, he worked with leaders in Afghanistan to promote the rule of law — at some risk to himself. “Every time program participants left a building,” Baldwin said, “we were escorted by armed guards.”

As Fulbright professor, Baldwin helped establish Uganda’s first post-colonial law school in the late 1960s. Baldwin and his family left the country in haste as Idi Amin rose to power. Baldwin pioneered UF Law’s exchange program with the University of Montpellier in France, and his overseas teaching comprised four continents, including universities in Beijing, Kiev, Ukraine, Rio de Janeiro and as an exchange professor at Trinity College, Cambridge.

Since 1990, Baldwin has been a leader of Cambridge University’s Symposium on International Economic Crimes.

Attended by regulators and financial professionals, the symposium focuses on laws regarding financial crimes and asset forfeiture.

Baldwin and others attending the Cambridge symposium had understood that money laundering was one key to terrorist financing. Even

after the terror attacks of the ’90s, most nations ignored money laundering. Sept. 11, 2001, changed that. Weeks after the attacks, the U.N. Security Council adopted Resolution 1373, which called upon member states to take measures that would “prevent and suppress the financing of terrorism.” The resolution acknowledges that money laundering because of its connection to terrorism was a “threat to international security.”

“Before 9/11, most nations did not take money laundering seriously,” Baldwin said. “After 9/11, they began to understand why they should.”

For his part, Dean Jerry noted that the latest chapter in Baldwin’s career cements a legacy long since established.

“When the definitive history of the law school is written,” Jerry said, “Fletcher Baldwin will be described as one of its most important figures — ever.”

“His career has touched the lives and the hearts of generations of UF Law alumni.”

—DEAN ROBERT JERRY



Gilbert



Richman



Presnell



Mills

MEDIA HITS



“I can’t say it’s illegal. But the courts have always been skeptical whenever neighbors can exercise veto power over their neighbors... That’s something the government does.”

—MICHAEL ALLAN WOLF
Professor of Law; Richard E. Nelson Chair in Local Government Law

“Palmetto Bay allows Montessori school to expand” (Nov. 22, 2013, *The Miami Herald*)



“Eventually the Supreme Court will probably say that prohibiting gay marriage is unconstitutional.”

—DANAYA WRIGHT
Clarence J. TeSelle Endowed Professor of Law

“Couples take marriage equality cases to Florida court” (Jan. 22, 2014, *The Alligator*)



“Although I don’t think the evidence supports this, it is possible that the jury felt that Dunn was proper to stand his ground as to Davis, but his shooting of the others in the car was excessive.”

—KENNETH NUNN
Professor of Law; Associate Director, Center on Children and Families; Assistant Director, Criminal Justice Center

“Verdict in Florida Again Raises Self-Defense Issue” (Feb. 16, 2014, *The Associated Press*)

“There is a desire to have a broad, one-size-fits-all answer to cyberbullying. I don’t know if this phenomenon lends itself to that kind of solution.”

—LYRISSA LIDSKY
Professor of Law; Stephen C. O’Connell Chair; Associate Dean for International Studies

“Fix laws to keep pace with cyberbullying” (Nov. 23, 2013, *Tampa Bay Times*)



“If the standard about shooting were fear that would give cowards carte blanche. The question is was there reasonable fear, was the fear reasonable?”

—BOB DEKLE
Master Lecturer; Director, Criminal Prosecution Clinic; Assistant Director, Criminal Justice Center

“Accused Movie Theater Shooter Said He Was ‘In Fear of Being Attacked’” (Jan. 14, 2014, ABC News)

“A lot of people who participate in the bitcoin community do it for the veil of secrecy. I’m not sure how the IRS is going to enforce it when the identities of people are not known.”

—OMRI MARIAN
Assistant Professor of Law

“Say goodbye to tax-free bitcoins in the U.S.” (March 25, 2014, *Politico*)



“It’s not legalization. It’s medically related and regulated.”

—JON MILLS
Dean Emeritus; Professor of Law; Director, Center for Governmental Responsibility

“Ballot language cleared; legal medical marijuana far from a slam-dunk” (Jan. 27, 2014, *The Gainesville Sun*)



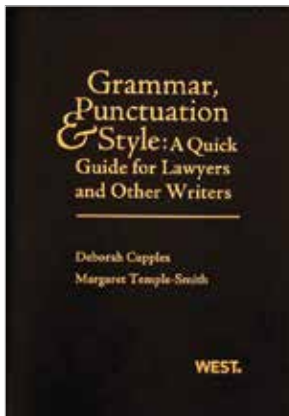
“You can’t unscramble an airline merger.”

—DANNY SOKOL
Associate Professor of Law

“Is it time to unmerge some airlines?” (Nov. 18, 2013, *USA Today*)



SCHOLARSHIP SPLASH



DEBORAH CUPPLES

Legal Skills Professor

MARGARET TEMPLE-SMITH

Senior Legal Skills Professor

***Grammar, Punctuation, and Style: A Quick Guide for Lawyers and Other Writers* (West Academic Publishing, 2013)**

Cupples and Temple-Smith consulted multiple grammar-related sources to create an easy-to-read guide for all types of writers with notes of interest specifically for legal professionals. The book addresses the rules of grammar and punctuation, key grammatical terms, citations to various sources regarding controversial rules, style tips, and exercises for self-testing.

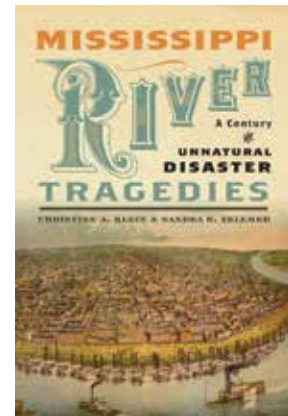


JEROLD ISRAEL

Ed Rood Eminent Scholar Emeritus

***White Collar Crime, Hornbook Series* (West Academic Publishing, 2013) — with Ellen S. Podgor, Peter Henning and Nancy J. King**

Israel co-authored a “one-volume, in-depth analysis of substantive and procedural aspects of white collar crime,” — the first of its kind. Procedural issues include grand jury process, agency investigations, searches and privileges. The book also focuses on offenses including conspiracy, fraud, corruption, RICO, perjury, tax, bankruptcy, environmental and computer crimes.

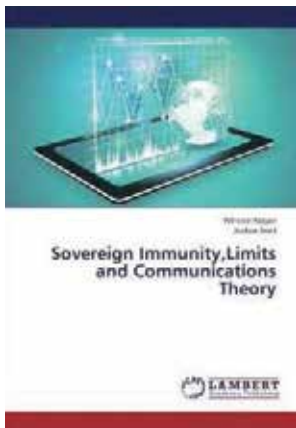


CHRISTINE A. KLEIN

Chesterfield Smith Professor of Law; Director, LL.M. Program in Environmental & Land Use Law

***Mississippi River Tragedies: A Century of Unnatural Disaster* (NYU Press, 2014) — with Sandra Zellmer**

Klein’s book traces the historical evolution of the nation’s flood control, flood insurance, and disaster relief policies, which were forged in the Mississippi River Basin. It uncovers the larger story of how the law reflects and amplifies ambivalent attitudes toward nature, concluding that it is dangerously misleading to call floods and other environmental catastrophes “natural.”



MARTIN MCMAHON JR.

James J. Freeland Eminent Scholar in Taxation and Professor of Law

“When Subchapter S. Meets Subchapter C” *The Tax Lawyer*, 67 *The Tax Lawyer* 231 (2014) — with Daniel L. Simmons

McMahon’s article highlights major differences between taxation of S corporations and taxation of partnerships. It explores the intersection of subchapter C with subchapter S with respect to transactional issues, such as formation of the corporation, redemptions, liquidations, and mergers and acquisitions of and by S corporations as well as similar issues regarding qualified subchapter S subsidiaries.

WINSTON P. NAGAN

Samuel T. Dell Research Scholar Professor of Law; Affiliate Professor of Anthropology; Affiliate Professor of Latin-American Studies; Affiliate Professor African Studies; Fellow, Royal Society of the Arts; Fellow, World Academy of Art and Science; Founding Director, Institute for Human Rights and Peace Development

***Sovereign Immunity, Limits and Communications Theory* (Lambert Academic Publishing, 2014) — with Joshua Root**

This book deals with the conceptual and historic basis of the concept of sovereign immunity, emphasizing the importance of general communications theory in understanding its development. It also explores the concept’s evolution, current limits and applications in international law, and its future.

SHALINI RAY

Legal Skills Professor

“Optimal Asylum” *Vanderbilt Journal of Transnational Law*, 46 *Vand. J. Transnat’l L.* 1215 (2013)

Ray’s article contends that Congress should consider allowing an “asylum visa” to be made available to certain foreign nationals in specific circumstances in which they demonstrate credible fear of persecution. Despite certain challenges, the practice would create a safer path for protection and increase accuracy of information possessed by asylum seekers and the U.S. government.

D. DANIEL SOKOL

Associate Professor of Law; Recipient of the Global Competition Review’s Antitrust Academic of the Year award.

***Global Antitrust and Compliance Handbook* (Oxford University Press, 2014) — Editor, with Daniel Crane and Ariel Ezrachi**

This book offers a comprehensive review of critical antitrust compliance issues, outlining the laws and practice in 43 of the world’s most important antitrust jurisdictions — focusing on anticompetitive agreements, market power and monopolization, enforcement, arbitration and remedies.

MICHAEL ALLAN WOLF

Richard E. Nelson Chair in Local Government Law

“Conservation Easements and the ‘Term Creep’ Problem” *Utah Law Review*, *Utah Environmental Law Review*, 2013 *Utah L. Rev.* 787, 33 *Utah Env’tl. L. Rev.* 101 (2013)

This essay discusses the “term creep” problem — common law courts’ failure to distinguish between distinct-yet-related types of easements — and the resulting confusion caused by this lack of distinction; the substantive nature of hybrids commonly known as conservation easements; why term creep matters; and finally, proposes benefits to altering language applied to conservation restrictions.



Faculty recognition

LEE-FORD TRITT *Director, Center for Estate Planning; Director, Estates & Trusts Practice Certificate Program; Associate Director, Center on Children and Families*

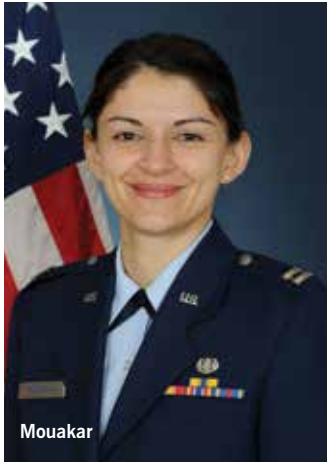
Tritt was recently inducted into the American College of Trust and Estate Counsel. Its members are elected by demonstrating the “highest level of integrity, commitment to the profession, competence and experience as trust and estate counselors.” Read more at www.actec.org.

An American flag is draped across the top of the page, with its stars and stripes clearly visible. Below the flag, a wooden gavel rests on a dark, polished wooden surface. The gavel is positioned to the right of the main title, with its head resting on the wood and its handle extending downwards.

To serve and protect

UF Law JAGs on a mission to stamp out military sexual assault

BY JENNA BOX (4JM)



When Elvis Santiago (JD 09) began work as an Air Force Judge Advocate General at the Joint Base San Antonio-Lackland, he was fresh out of law school and had no idea he'd be dealing with some of the highest-profile sex-crime cases in military history.

Within a few months of graduating his Judge Advocate Staff Officer Course he was assigned to prosecute his first general court-martial, the highest court level. A father was accused of raping his daughter.

"The one thing I wasn't ready to deal with — and nothing that any school would teach you — is to deal with the victim and to deal with the family," Santiago said. "And then to look at someone in the eye knowing that, 'You're about to go to jail for a very long time, and I'm the reason you are going to jail,' and then seeing them in shackles and taken away."

He eventually learned to accept that aspect of the job and was given the title of United States Air Force Deputy Staff Judge Advocate for the 902 Mission Support Group at Joint Base San Antonio-Randolph. In this position, he continues to deal with a well-publicized issue in the military — sexual assault.

The Pentagon estimates that 26,000 troops were sexually assaulted from October 2011 through September 2012, while only 3,374 of the assaults were reported, according to the Department of Defense's *Annual Report on Sexual Assault in the Military*. On May 1, the Department of Defense said that 5,061 incidents were reported from October 2012 to September 2013 — a 50 percent increase over the previous year. It did not estimate how many experienced sexual assault.

The ongoing battle with military sex crime has stemmed in part from the widespread abuse of authority by military training instructors at Joint Base San Antonio-Lackland, Santiago said. Santiago and his wife, Nicole Mouakar (JD 09), have prosecuted a number of those cases,

none more notable than Mouakar's prosecution of Technical Sergeant Jaime Rodriguez, an Air Force recruiter convicted of assaulting a young woman who had inquired about joining the military at his recruiting station. Rodriguez was sentenced to 27 years in prison for aggravated sexual assault among other charges.

UF Law helped prepare the couple for their task.

Santiago recalled pulling out notes from his UF Law evidence class when the team was trying to figure out how to exclude certain evidence in the Rodriguez trial. Santiago said the fact that he and Mouakar kept the notes four years after graduating and referred to them in real-life cases is a testament to the practicality of UF Law teaching.

"That speaks volumes to the quality of education," he said.

The Pentagon reported that in 2013 the military kicked up its advocacy against sex crimes to

promote further prevention, encourage increased reporting, and improve response capabilities for victims. The special victims' advocacy program was one new addition created to support victim participation in the military justice system, according to the report.

Army JAG Capt. Christopher A. Vallandingham (JD 00) works in his unit with an officer who was just assigned to the special victims counsel program for the Army. Vallandingham, head of collections for UF Law's

Legal Information Center and adjunct law professor, said this program is still in its early stages, but that it should lead to more military employees reporting sexual assault — "especially now that they know they have a lawyer who's going to guide them ... and help them get over the fear of retaliation."

And, from the point of view of the Pentagon, the numbers are improving. In the Pentagon's report, the average annual increase for sexual assault reporting has been about 5 percent since 2006. The Department of Defense gives credit to encouraging victims to come forward.

"It is unlikely the increase in reports this year is due to increased crime," the report concludes. The Department of Defense is continuing to improve the Sexual Assault Prevention and Re-

"They know they have a lawyer who's going to guide them ... and help them get over the fear of retaliation."

—CAPT. CHRISTOPHER A. VALLANDINGHAM (JD 00)

sponse program to encourage reporting, response and holding offenders accountable.

Stemming the tide of sexual assault has also become a political issue. In March, the U.S. Senate rejected New York Sen. Kirsten Gillibrand's bill that would have taken prosecutorial discretion out of the hands of commanding officers. Missouri Sen. Claire McCaskill's alternative, which kept the chain of command in place in the military justice system, moved forward instead. As it stands, commanders hold the power to decide when to prosecute crimes and can lessen convictions and sentence lengths imposed by judges and juries.

Although commanders do hold much of the power, there are JAGs working behind the scenes to advise them on their every move, Vallandingham said. Additionally, only the "higher-level commanders" are the ones with the authority.

"I'm not sure that if you take that authority away from the commander and put it in the hands of special military prosecutors that it will be more likely that cases where people have been suspected of sexual assault will move forward," he said.

Vallandingham pointed to speculation that if special military prosecutors take over, they would only take cases they could prove beyond a reasonable doubt. That could mean fewer prosecutions, the opposite outcome desired by supporters of Gillibrand's proposal.

If a general favors prosecution against the advice of his JAG "then they're going to have a court-martial," Vallandingham said. "They might not be able to meet their standard of proof, which is beyond a reasonable doubt, but they will have a court-martial".

Capt. Fabienne Suter (JD 12) began her JAG career in the Army a little more than a year ago and said she's seen first-hand the vital role JAGs play in implementing reform.

"The generals rely so heavily upon their JAGs to be at their side because they're constantly making decisions that have legal implications — even something as small as searching the barracks to being able to prosecute a soldier for sexual harassment," Suter said in a phone interview from the 25th Infantry Division at Schofield Barracks in Honolulu, Hawaii.



"The generals rely so heavily upon their JAGs ... because they're constantly making decisions that have legal implications."

—CAPT. FABIENNE SUTER (JD 12)

In April, she took part in Sexual Harassment/Assault Response and Prevention Month and watched as activists promoted awareness about sexual violence and educated individuals on how to prevent it. Her role as a JAG, she said, is to aggressively encourage servicemen and women to report sex crimes.

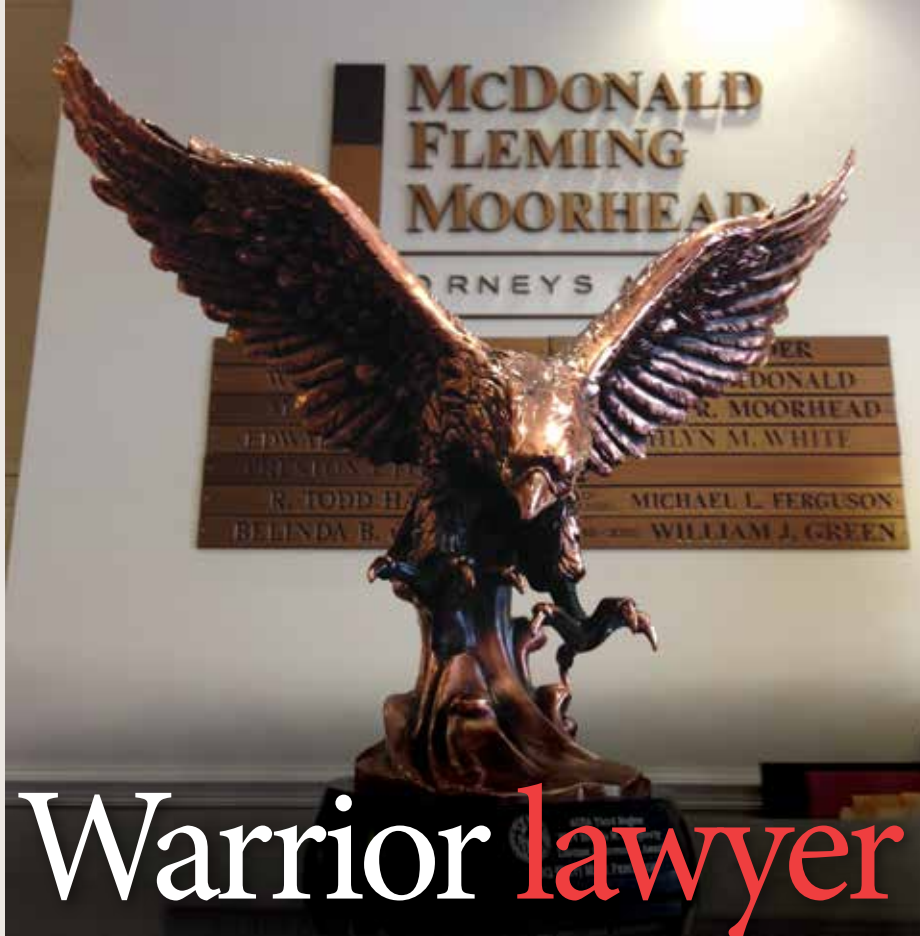
Since joining the Army, Suter has worked with victims as a legal assistance attorney. She said the special victims counsel program has been a boon to victims who may have previously fallen through the cracks when trying to get access to services like

counseling or therapy. Coordinating those services has become much more effective through this program.

"It's just a job that you really are proud of," Suter said, "and you have to be proud to wear the uniform."

U.S. Army Capt. Fabienne Suter (JD 12) shows her Gator spirit at The Judge Advocate General's Legal Center and School in Charlottesville, Va., during her Judge Advocate Officer Basic Course graduation. (Photo provided)

—Kelcee Griffis (4JM) contributed to this story.



Warrior lawyer

Alumni engage veterans with law and democracy

BY JENNA BOX (4JM)

Mike Ferguson's (JD 89) first job consisted of "being fired at while trying to keep your wits about you." After that experience, law school was just a "three-year vacation" for the retired brigadier general.

The Vietnam veteran went from commanding armed forces on the battlefield to commanding attention as a top performer at UF Law in his late 40s. Now, at 75, he serves as a volunteer advocate for veterans, current service members and their families, commanding respect as North Florida's senior civilian aide to Secretary of the Army John McHugh under President Barack Obama.

In just about every role Ferguson has ever held, he's been serving others — whether country or community. Almost daily, Ferguson meets with active duty or retired members of the United States Army, helping them with everything from training areas on Florida bases to housing and education for their families to helping veterans adapt to civilian life.

This spring Ferguson was recognized by the Association of the Army of the United States of America with a Lifetime of Service award, and he received an honorary doctorate of humane letters from the University of West

Florida where he delivered the commencement address for the class of 2014.

In Florida there are about 10,000 national guardsmen, 5,000 reservists and 6,000 active duty soldiers, he said. From Orlando and north, Ferguson is there, speaking, visiting or talking to the governor or Senate President Don Gaetz about what North Florida's service members need.

"I am passionate. I've been there. I've seen it, and I've seen what happens to nations that don't have people who are absolutely spirited about democracy and helping their fellow citizens and standing up for the things that America stands for," he said.

Ferguson's father died in combat during World War II while serving as a heavy machine gunner in the attack on Cologne, Germany. In 1960 Ferguson was commissioned as a second lieutenant in the Army after graduating from the U. S. Military Academy at West Point. He has received more than 30 military awards, including the Combat Infantryman Badge, the Purple Heart, the Bronze Star for Valor and the Distinguished Service Medal. When he retired from the military at 49, he de-

ceded to attend UF Law on what remained of his GI Bill. Ferguson wanted to get back into his Florida community and contribute, he said. "To me, there was no better way to do that than in the legal end of things."

Ferguson, who is a retired partner from the Pensacola law firm McDonald, Fleming & Moorhead, said law school gives veterans "a chance to see what they're doing and how they're contributing to their country. Democracy is only supportable if, in fact, you know the laws, you understand the laws and you try to assist in keeping those laws for what they were intended to be by our founding fathers."

Ferguson is adamant about encouraging all veterans to "get out" and "be better contributors to society."

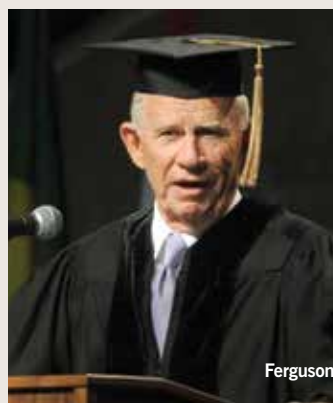
And with so many military veterans, there has never been a better time for a scholarship to help them do just that, said Army veteran and UF Law alumnus Matthew Hall (JD 11). For most, the GI Bill is not enough to cover the costs of both a bachelor's degree and a juris doctor. That's why he created the Law School Veteran's Scholarship Fund, the first endowed scholarship that will be available exclusively to UF Law's military veterans.

"People just assume that the Army pays for your college," said Hall, who had his undergraduate degree covered by the GI Bill but was out of his "Army college fund" by the time law school rolled around. For many veterans, "it's just almost cost deterrent to go to school and take a sacrifice financially."

The scholarship is about halfway funded, said Lindsey Farah, associate director of Development & Alumni Affairs. Hall must raise \$30,000 for a permanent endowed scholarship.

"The future of America will almost certainly be guided and molded by military veterans and lawyers," Hall wrote on his scholarship fundraising website. "With the help of this scholarship, we can assure that more of our future leaders are products of the University of Florida Levin College of Law."

Visit www.tinyurl.com/uflawveterans to donate to the Law School Veteran's Scholarship Fund.



(Photo by Pensacola News-Journal)

A woman of influence

Wilson strengthens BLSA on campus, veterans in Florida

BY JENNA BOX (4JM)

The day Gov. Rick Scott signed the tuition waiver program into law that drops out-of-state college tuition fees for honorably discharged veterans, Monique Wilson (2L) won her fight. She also received the Governor's Veterans Service Award.

Wilson is a 33-year-old law student and Iraq War veteran from New Jersey with ambitions of entering the world of criminal law as a prosecutor. Right now, she's focused on helping out other veterans and changing the face of law.

Over the past year, she's done just that.

Wilson has been a key player in groups of UF students who traveled to Tallahassee to lobby for the passage of the veterans tuition-waiver bill. Although out-of-state tuition did not deter Wilson from going to law school in Florida, she knew getting this bill passed was important to other veterans who might not have had the financial support from family that she did. She remembers watching Scott sign the bill in March, she said, and feeling excited about what Florida had accomplished.

"It didn't so much help me, but the fact that it will make (attending college) easier for the next veteran who comes is just outstanding," Wilson said. "I think it will bring a lot more veterans to UF and Florida in general, so I'm happy."

Wilson is an example of "all the finest qualities" student veterans bring to the University of Florida, said John Gebhardt, veteran advocate at UF and vice president of the Florida Association of Veterans Education Specialists.

"Mature, disciplined, dedicated and a Florida law student, (Monique) found time to visit with Florida Legislators to educate them on the merits of in-state tuition for all veterans," Gebhardt said. "Monique paid out-of-state tuition and dedicated her time and talent

to assist future student veterans, as the law would not apply to her former payments — a fine position of service to her former comrades in arms, many who will attend UF in the future."

Going to UF Law was important for Wilson, a New Jersey resident, because her parents had recently moved to Ormond Beach. Being close to them was a priority, and her family was willing to help with the out-of-state tuition costs.

"I feel like I'm lucky, both as a veteran and a black law student," Wilson said. "I think that it's important in that role to give back to the community if you want to change the face of the law school or the law field in general."

Wilson has put her aspirations into practice. Administrators say the Black Law Students Association, which Wilson led as president, stood out as one of the law school's strongest student organizations over the past year.

Not only has she encouraged all students to join the organization, regardless of race, she's seen the group through an outstanding year of accomplishments.

BLSA was named regional chapter of the year for the southern region for a second consecutive year — and placed first runner-up for national chapter of the year.

Members excelled in competitions, too. At regionals, BLSA's mock trial team finished second place overall, and another mock trial team made the quarterfinals in their competition. The BLSA moot court team finished in third place and won an award for best brief.

BLSA brought UF Law onto the national stage with its strong performance in the national mock trial, moot court and international negotiations competitions. All three teams placed in the top four at their respective events.

Wilson said she's also watched the group grow in the area of community service, with service activities benefiting Habitat for Hu-

"Wilson found time to visit with Florida Legislators to educate them on the merits of in-state tuition for all veterans."

—JOHN GEBHARDT



Monique Wilson (2L) stands with books that UF Law's Black Law Students Association collected for a book drive in November. (Photo provided)

manity, St. Francis House, Haile's Angels Pet Rescue and others. BLSA has also developed a long-term volunteer program with the Alachua County Teen Court.

"We're not the most heavily funded organization," Wilson said. "When I came into the group there was like \$100 or something in our bank account."

To open doors, including competing for national chapter of the year, Wilson said she's had to make sacrifices. She paid out-of-pocket to attend the Congressional Black Caucus Week, a networking event in Washington, D.C.; for a leader's retreat at the University of South Carolina; and for the regional and national BLSA conventions.

Wilson, who left the Army as a sergeant, is looking forward to serving as a Veteran's Advocate intern at the Community Legal Services of Mid-Florida with her extra time this summer.

"When I saw I would get the opportunity to use my legal education to help veterans that need it, I couldn't let the opportunity pass," Wilson said, while also considering her goal of becoming a criminal prosecutor.

In Wilson, Gebhardt said, UF Law "has a fine representative of all that a truly good lawyer can be in service to fellow man."



New graduate Zachary Rogers pumps his fist as he walks down the aisle during the 2014 UF Law Commencement Ceremony. (Photo by Haley Stracher 4JM)

**The Florida Bar Annual
UF Law Alumni Reception**

June 26
6:30 to 8 p.m.
Gaylord Palms Resort and Convention Center
Kissimmee

**Law Alumni Council
Board of Directors Meeting**

June 27
8:30 – 11:30 a.m.
Gaylord Palms Resort and Convention Center
Kissimmee

**Heritage of Leadership and
Fall Book Awards Ceremony**

September 12
5 p.m.
UF Hilton Conference Center

**Institute for Dispute Resolution
Annual CLE/CME Seminar**

October 24
All Day
Martin H. Levin Advocacy Center

Beat the Bulldogs Reception

October 30
5:30 – 7:30 p.m.
The River Club, Inc.
Jacksonville

10th annual International Tax Symposium

October 31
8:30 a.m. – 1:30 p.m.
UF Law campus

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