



## Four Faculty Awarded Fulbrights

**FOUR FACULTY MEMBERS** have received Fulbright grants to teach and conduct research during 2010 and 2011—Dorsey D. Ellis, Jr.; David S. Law; Jo Ellen Lewis; and Leila Nadya Sadat—in Portugal, Taiwan, China, and France, respectively.

**ELLIS**, dean emeritus and the William R. Orthwein Distinguished Professor of Law Emeritus, will teach at Catholic University of Portugal. Ellis has previously taught and researched in Belgium, Japan, the Netherlands, New Zealand, Taiwan, and the United Kingdom. He teaches in the areas of antitrust, products liability, law and economics, and torts. The Fulbright exchange will allow him to further the law school's ties with Catholic University of Portugal, which is a member of the school's Transnational Law Program (TLP). Ellis serves as TLP's academic director.

**LAW**, professor of law and professor of political science, will be a visiting professor at National Taiwan University's College of Law, located in Taipei, where he will work with Professor Wen-Chen Chang. Chang is a lead-

ing Taiwanese public law scholar whose transnational and interdisciplinary work complements Law's own scholarship in comparative public law, judicial politics, constitutional politics, and constitutional theory. Law will be researching both the globalization of constitutional law and the internal dynamics of Taiwan's Constitutional Court (also known as the Council of Grand Justices).

**LEWIS**, professor of practice and director of the law school's Legal Practice Program, received a Fulbright Senior Specialist Grant to teach at Fudan University in Shanghai, China, in April and May 2010. She taught *Legal English* to LLM and PhD students at Fudan University's law school and *Introduction to Torts* to Fudan undergraduate law students. She was appointed to a five-year term as a senior specialist in fall 2007. Among her international work, Lewis has served as a visiting lecturer in Japan. She also has taught at Catholic University of Portugal and has presented



### LAW SCHOOL HONORS MEMORY OF WHITNEY R. HARRIS

Tributes are being organized in memory of Whitney R. Harris, the namesake of the law school's Whitney R. Harris World Law Institute, who died on April 21, 2010. He was 97. The law school has created a special website that includes videos, reflections, articles, photo collages, and news media coverage at [law.wustl.edu/harristribute](http://law.wustl.edu/harristribute). A memorial service was held for Mr. Harris on May 23, 2010 in Graham Chapel, and the Harris Institute is planning an international conference recognizing his many contributions in 2010-11.

Mr. Harris was the last surviving prosecutor during the trial of the principal Nazi war criminals at Nuremberg. A great friend of the law school, he was a firm supporter of efforts to promote the rule of law. He is survived by his wife, Anna, also a longtime supporter of the law school, and many relatives.

## School Appoints New Administrators

**THE LAW SCHOOL** recently named Janet Stevens as the new associate dean and chief financial officer and Peter K. Cramer as the new assistant dean of graduate programs.

Stevens is responsible for matters pertaining to the law school's budget and operations, facilities, and events departments. She previously served as vice president for administration and finance at the University of Maryland's Center for Environmental Science. She also has worked in various positions at Northwestern University, including four years as associate dean for administration of the Feinberg School of Medicine. She holds an MBA from the Kellogg School of Management at Northwestern University.

Cramer is responsible for coordinating the law school's graduate programs, including the LLM programs in Intellectual Property & Technology Law and in U.S. Law for foreign lawyers, as well as the JSD program. He previously was the associate director of the Center for Global Legal English at Georgetown University Law Center and an adjunct professor. Cramer also has taught at Indiana University, Bloomington's Center for English Language Training and at Indiana University, Indianapolis School of Law. He studied law in Germany, where he received a BA from Ludwig-Maximilians-University in Munich. While at Indiana University, he received his LLM, as well as his MA in applied linguistics and PhD in language education.



# CERL Launches JEDI Project

**T**HE LAW SCHOOL'S Center for Empirical Research in the Law (CERL) has launched the Judicial Elections Data Initiative (JEDI), which is designed to collect and distribute data about the election of judges of state courts of last resort. The national repository will initially cover the years 1990 to 2010 and will be the first publicly available dataset on such state judicial elections.

"This is an incredibly important topic, especially in light of such Supreme Court decisions as *Republican Party of Minnesota v. White*, *Caperton v. Massey*, and *Citizens United v. FEC*," notes Andrew Martin, CERL director, professor of law, and professor and chair in

the Department of Political Science in Arts & Sciences. "At present, there is a paucity of available data to study these elections. We are seeking to remedy this by facilitating the sharing of such data in an open and cooperative manner. We hope this also will help stimulate new research in the area of state judicial selection."

This past spring, CERL released JEDI's proposed codebook—the data structure for the project, including fields about each state, race, and candidate. CERL also is in the process of contacting thousands of legal academics and social scientists who are members of various political consortiums and listservs in an effort to obtain additional data.

"Though few would deny the importance of the justice system in the functioning of society and in the daily lives of citizens, not enough work has gone into understanding the influence judicial selection has upon judicial systems," Martin says. "We believe that part of the reason that more research has not been done in this area is the fact that data regarding state judicial elections is difficult to collect. This project attempts to address this problem by providing a focal point for data collection and sharing."

For more information, visit the project website at [jedi.wustl.edu](http://jedi.wustl.edu).

## Fulbright Grants

CONTINUED FROM PAGE 1

on and written about clinical and legal practice topics in Korea.

**SADAT**, the Henry H. Oberschelp Professor of Law and director of the law school's Whitney R. Harris World Law Institute, has been named a Tocqueville Fulbright Distinguished Chair and will teach and conduct research at

the University of Cergy-Pontoise in Paris, France. The highly competitive Tocqueville chair is awarded by the Franco-American Commission to a renowned scholar with the aim of reinforcing collaborative research between the United States and France. Sadat will be conducting research comparing French and American perspectives on international law and foreign relations. An internationally renowned authority on international criminal

law and human rights, Sadat recently participated in the ICC Review Conference in Kampala, Uganda, representing the International Law Association.

Previously, Washington University law faculty members and administrators have been awarded Fulbright grants for a variety of placements, including Austria, France, Germany, Israel, Italy, Korea, Nepal, Portugal, South Africa, Spain, and Suriname.

## sideBAR

Sidebar is published for the benefit of Washington University School of Law alumni, friends, and colleagues.

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MARY BURKUS

### INTERNATIONAL JUSTICE

**His Excellency Thomas Buergenthal, the U.S. judge on the International Court of Justice, delivered the law school's Tyrrell Williams Lecture on April 8, 2010. He spoke about "The International Judicial System: Its Growing Influence." During the Q&A period, he also commented briefly on his autobiography, *A Lucky Child: A Memoir of Surviving Auschwitz as a Young Boy*. Judge Buergenthal's singular legal career spans five decades and includes work as a judge, dean, professor, scholar, and advocate.**

# Law School Hosts *Operation Babylift* Screening, Panel

**T**HE LAW SCHOOL recently held a community screening and a discussion of the award-winning documentary, *Operation Babylift: The Lost Children of Vietnam*, in association with Professor Susan Appleton's course on adoption and assisted reproduction. The film recounted the events of the \$2 million U.S. initiative that airlifted more than 2,500 children out of war-torn Vietnam in 1975 for adoption in the United States, as well as 16 other countries. One of the flights met with disaster when a C-5A Galaxy plane transporting about 300 people exploded, prompting class actions, 14 years of complex litigation, and landmark judicial rulings.

More than a straightforward, historical documentary, *Operation Babylift* depicts the lives of some of the surviving children as they grew into adulthood, including their efforts to understand their identities and to reconnect with their cultural heritage, their pasts, and the families many of them left behind.

Following the screening, a panel discussion featured individuals connected to the events



MARIN BURTON

shown in the film, including the filmmaker, Tammy Nguyen Lee; Jim Zimmerly, who, as a child, survived the plane crash on his way to join his adoptive family in St. Louis; Wanda Zimmerly, Zimmerly's adoptive mother who recently accompanied him to Vietnam to find his birth mother; Sister Susan McDonald, who cared for the children before and after Operation Babylift; and Kent Syverud, dean and the Ethan A.H. Shepley University Professor, who as a law clerk assisted the judge presiding over litigation arising from the crash. An expert in family and adoption law, Appleton, the Lemma

**Professor Susan Appleton, third from left, chairs a panel, including Dean Kent Syverud, right, following the community screening of *Operation Babylift: The Lost Children of Vietnam*.**

Barkeloo and Phoebe Couzins Professor of Law and the John S. Lehmann Research Professor for 2009–10, served as the moderator. Members of the community attending the event included law students and faculty members, as well as adoption professionals, members of families formed by intercountry adoption, and additional participants in Operation Babylift.

Lee said that the documentary offers insights into the complexities of international adoption. Appleton noted that the event not only marked the 35th anniversary of Operation Babylift, but also provided an opportunity to explore both similarities and differences between Operation Babylift and the controversial attempts to arrange adoptions for Haitian children in the wake of the devastating earthquake of January

2010. Syverud reminisced about the highly complex case arising from the plane crash. Because the plane was scheduled to bring children to 17 countries, the lawsuit involved multiple jurisdictions with often conflicting laws. In addition, the destruction of documents in the crash posed evidentiary challenges. In one precedent-setting ruling, the judge ordered diagnostic care for the children who survived the crash even before handing down a judgment on the merits.

This event received generous support from the Charles and Bunny Burson Student Activities Fund, with additional support and assistance from the Asian Pacific American Law Students Association, the Family Law Society, the Immigration Law Society, the International Law Society, Appleton, Syverud, and APALSA President Mei Qi.

—Brent Mueller

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## Public International Law & Theory

The Whitney R. Harris World Law Institute recently hosted the *Public International Law & Theory* roundtable of international experts presenting their scholarship, including (top, from left) Curtis Bradley and Mitu Gulati, right, both Duke University; Larissa van den Herik, Leiden University; (bottom, from left) Luz Nagle, Stetson University; Laura Dickinson, Arizona State University; and Héctor Olásolo, University of Utrecht, left, and Adeno Addis, Tulane University.



MARY BUTKUS PHOTOS



## Intersession 2010

Highlights of *Intersession 2010* included short courses taught by renowned jurists, practitioners, and scholars, including (top, from left) Bryan Adamson, Seattle University; the Hon. William B. Chandler III, Delaware Court of Chancery, left; (bottom, from left) Kevin Buckley, Spencer Fane Britt & Browne LLP; Adriaan Dorresteijn, Utrecht University; and Stephen Givens, Aoyama Gakuin University, center.



MARY BUTKUS PHOTOS

## PILPSS 2009–10

The 12th annual *Public Interest Law & Policy Speakers Series* featured a wide range of lecturers, including (top, from left) John Payton, NAACP Legal Defense & Education Fund Inc.; Regina Austin, University of Pennsylvania; (bottom, from left) Kevin Johnson, University of California, Davis; Devon Carbado, University of California, Los Angeles; and Gloria Steinem, Equality Now.



CHERYL TADINI



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## Conferences & Events

Highlights of the law school's many spring conferences and events included panels on (top, from left) *Legal Reform in China*, including Jeffrey Prescott, Yale University, left, and Sida Liu, University of Wisconsin-Madison; and *Human Trafficking*, including Adrienne Davis, Washington University, left, and Bridgette Carr, University of Michigan. The annual *Access to Equal Justice Conference* featured lectures and sessions on "Challenging Structural Impediments to Substantive Justice," including those by (bottom, from left) Martin Guggenheim, New York University; Lisa D. McLaughlin, Polsinelli Shughart PC; Ann Cammett, University of Nevada, Las Vegas, and Doug Richards, St. Louis attorney.



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BILL MATHEWS



CHERYL TADINI PHOTOS

## Clark, Crain Named Treiman Fellows

**LAW PROFESSORS** Kathleen Clark and Marion Crain have been named Treiman Fellows for 2010–11. The fellowship, which supports faculty scholarship, is named in memory of Israel Treiman, an alumnus, a faculty member, and a longtime supporter of the law school.

Clark is an expert in government ethics, legal ethics, and national security law. She created a government and legal ethics course for the law school's Congressional and Administrative Law Program in



Washington, D.C., and taught that course for 13 years. Clark is a member of the American Law Institute and is past chair of the National Security Law Section

of the Association of American Law Schools. Her recent articles include: "‘A New Era of Openness?:’ Obama and Intelligence Sharing with Congress," *Constitutional Commentary*; "Congress's Right to Counsel in Intelligence Oversight," *University of Illinois Law Review*; and "The Architecture of Accountability: A Case Study of the Warrantless Surveillance Program," *Brigham Young University Law Review*.

Crain, the Wiley B. Rutledge Professor of Law and director of the law school's Center



for the Interdisciplinary Study of Work and Social Capital, is an expert in labor and employment law. Her scholarship examines the relationships among gender, work, and class

status with a particular emphasis on collective action. Crain is the co-author of two textbooks, *Labor Law: Cases and Materials* and *Work Law: Cases and Materials*, and the author or co-author of more than 25 law review articles and book chapters. Her most recent publications include "Work Matters," *University of Kansas Journal of Law & Policy* (symposium on employment law in recessionary times), and "Managing Identity: Buying Into the Brand at Work," *Iowa Law Review*. She is currently at work on two new articles: "Arm's Length Intimacy: Employment as Relationship," *Washington University Journal of Law & Policy* (symposium on *For Love or Money?*), and "Consuming Work." Crain and Professor Robert Pollak will be collaborating on a new seminar as part of another research project, titled "Time and the Work/Family Life Cycle."

## Law Students Work on Sustainable Development in Madagascar

**THREE LAW STUDENTS** tackled sustainable development projects in Madagascar this past spring, ranging from a water purification system to rice production to innovative housing initiatives.

The projects were part of a course taught by Professor Judi McLean-Parks from the Olin Business School who collaborates each spring with David Deal, director of the law school's Intellectual Property & Nonprofit

Organizations Clinic and lecturer in law, and Professor Frank Oros from the Sam Fox School of Design & Visual Arts. The interdisciplinary course, *The Madagascar Community Development Initiative*, is offered in conjunction with the Missouri Botanical Garden (MBG).

In addition to a classroom component, faculty and students travel to Madagascar for 10 days over spring break to work with

members of the MBG Community Conservation Program. The group identifies and implements projects having an economic or community development benefit. The law students participating in the spring 2010 course were Mark Schwarz, Megan Koenig, and Tong Zhao.

Deal typically works with students searching expired U.S. patents for technical solutions to common problems such as power generation, water purification, or crop irrigation. Students are challenged to develop economically feasible solutions that can be implemented using locally available materials. This year's group focused on the introduction of a water purification system, a new strain of rice to improve agriculture, and sustainable housing strategies.

"This course enhances the legal representation currently provided by the Intellectual Property & Nonprofit Organizations Clinic to the Missouri Botanical Garden's project and offers a great opportunity for law students to learn about intellectual property issues in a unique setting," Deal says.



### NATIONAL LABOR LAW LECTURE

The Center for the Interdisciplinary Study of Work and Social Capital hosted a number of related lectures and events in spring 2010, including a presentation by Wilma Liebman, chair of the National Labor Relations Board. Liebman's lecture, "The Revival of American Labor Law," was co-sponsored by the school's Public Interest Law & Policy Speakers Series. After the lecture, Liebman, right, discusses recent labor issues with, from left, third-year law student Megan Kokontis and Professors Marion Crain and Karen Tokarz.

# Chinese Delegation Visits Clinic to Discuss Lead Abatement

**A** DELEGATION of Chinese government and university representatives recently visited the law school to discuss environmental issues associated with lead poisoning. In particular, they were interested in work that the school's Interdisciplinary Environmental Clinic (IEC) has been conducting related to problems associated with a Herculaneum, Missouri, lead smelter.

The visit was arranged by the Natural Resources Defense Council (NRDC), which has been working with the Chinese delegation since 2007 to assess health risks from lead pollution and to determine what types of health and regulatory interventions might be effective in China. NRDC's primary partner on the project is Zhongnan University of

Economics and Law, in partnership with Tongji Medical College, Yunnan Provincial Center for Disease Control and Prevention, and Yunnan Provincial Environmental Protection Bureau and its monitoring authority.

The Chinese and NRDC visitors met with faculty who teach in the IEC and with representatives of the Missouri Coalition for the Environment, which the clinic has been representing since 2001 in advocating for human health and environmental protection of the Herculaneum community. They also met with federal and state government officials who have been pressing Doe Run to clean up the smelter's operations



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**Lecturer Beth Martin, Interdisciplinary Environmental Clinic engineering and science director, second from left, meets with a delegation of officials from China.**

and remedy environmental contamination. Additionally, the law school hosted a dinner with the Chinese delegation and with faculty and administrators in the school's International and Comparative Law Program.



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**Chinese government and university officials recently visited the law school's Interdisciplinary Environmental Clinic to learn about lead abatement.**

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## Dispute Resolution Program Assists DOJ in Kirkwood Mediation

**C.J. LARKIN**, senior lecturer in law and administrative director of the law school's Dispute Resolution Program, and several law students were instrumental in helping a team-oriented mediation address issues of perceived citizen disenfranchisement in the city of Kirkwood, Missouri.

Larkin and the law students worked with William Whitcomb of the U.S. Department of Justice (DOJ), Community Relations Service on the project. The 14-page mediation agreement was the result of an almost two-year process, following a shooting by a Meacham Park neighborhood resident at a February 7, 2008 city council meeting in which seven people died.

At the February 2010 meeting, community representatives and city officials signed the agreement, and the Kirkwood City

Council passed a resolution adopting it. While they were law students, RaNae Dunham Inghram, JD '09; Stephanie Huang; and Ross Blankenship, JD '08, provided process design, research, drafting, and documenting assistance. The agreement covers three specific areas that address concerns over "differing racial perceptions" and include improvements to the city's Human Rights Advisory and Awareness Commission, Kirkwood police programs, and home improvement program.

"The entire project was a tremendous learning experience for the students and for me," Larkin says. "We watched the process we had helped design with the DOJ unfold in a series of dynamic meetings over the course of 20 months."

Larkin adds that she and the students saw how important mediation principles are in

the real world—agreeing on a fair process, empowering the participants, listening respectfully, identifying important interests, coming up with creative options, and finding practical, workable solutions. "It took a lot of work and thoughtfulness on the part of the mediation teams—energy and effort, and sometimes just patience, was needed," she says. "We came away with great respect for everyone involved and renewed faith in teamwork."

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C.J. LARKIN

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MARY BUTRUS

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## Washington University Law

### COMMENCEMENT CELEBRATION

David W. Detjen, AB '70, JD '73, left, a member of the law school's National Council, greets Nelson S. "Strobe" Talbott, president of the Brookings Institution and former deputy secretary of state. Talbott delivered the commencement address, and Detjen served as the Voice of the Alumni during the law school's Commencement Ceremony on May 21, 2010. Rebecca Murphy Christensen, JD '10 (not pictured) served as the Voice of the Class. Some 251 JDs, 79 LL.Ms, and one JSD made up the May 2010 list of graduates. For more information including a photo gallery, visit: [law.wustl.edu/commencement](http://law.wustl.edu/commencement).