Students Named National Champions in ABA Moot Court Competition

THIRD-YEAR LAW STUDENTS Justin Lepp, Nick Rosinia, and Mikela Sutrina recently made history by becoming the first Washington University School of Law team to win the American Bar Association’s National Appellate Advocacy Competition, the largest and most competitive moot court competition in the country.

The students went a combined 11-0 in the Seattle Regional and National Final en route to the championship, surpassing 209 other teams from 118 law schools. Rosinia and Sutrina also received individual recognition as the second- and third-ranked speakers overall in the six rounds of the National Final.

“Our success can be attributed to three things: the incredible talent of my teammates, the passion and skill of our coach, and the support of the law school community, including other students, professors, and alumni,” Lepp says. “Winning the national championship proves what we have all known for a while, that Wash U trains advocates who know how to win.”

Lepp, Rosinia, and Sutrina were crowned the champions by a final-round panel that included Seventh Circuit Judge John D. Tinder and U.S. District Court Judges Edmond E. Chang, John W. Darrah, and Charles P. Kocoras.

The final round was held in the ceremonial courtroom of the Supreme Court of Illinois in Chicago.

“This was the very best final round in this competition in recent memory,” says Larry Bates, competition committee chair.

Rosinia observes, “Competing in the final round was an unforgettable experience but one that Coach Finneran prepared us for from the very start.”

Washington University School of Law is now accepting applications for @WashULaw, the first and only top-tier online Master of Laws in U.S. Law for Foreign Lawyers in the country. Delivered through state-of-the-art online technologies, the program will integrate live classroom sessions with streaming video and self-paced content.

For more information, see article on page 3 or visit: onlinelaw.wustl.edu.

Continued on page 2
Hollander-Blumoff Elected to American Law Institute

Rebecca Hollander-Blumoff, associate professor of law, has been elected to the American Law Institute (ALI), a national independent organization that focuses on producing scholarly work to clarify and modernize the law. Membership in the ALI is based on professional achievement and a demonstrated interest in improving the law.

In addition to her undergraduate and law degrees from Harvard University, Hollander-Blumoff holds a PhD in social psychology from New York University. This unique background provides an interdisciplinary perspective to her research on law and psychology in the context of dispute resolution and her exploration of the relationship between human behavior and dispute resolution systems.

Hollander-Blumoff joins a number of other Washington University law professors who are members of the ALI, including: Professors Susan Frelich Appleton (who also holds the office of secretary and serves on the ALI Council), Kathleen Brickey, Kathleen Clark, Michael Greenfield, Daniel Keating, Pauline Kim, Stephen Legomsky, Charles McManis, Kimberly Norwood, Laura Rosenbury, Leila Nadya Sadat, and Hillary Sale; Dean Kent Syverud; and Dean Emeritus Dorsey D. Ellis, Jr.

Founded in 1923, ALI produces influential Restatements of the Law, model statutes, and Principles of Law. Its publications are distributed widely and are often cited in court opinions.
Law School Goes Online with LLM in U.S. Law

@WashULaw is the first and only top-tier online degree of its kind

THE LAW SCHOOL is now offering its Master of Laws in U.S. Law for Foreign Lawyers (LLM) in a new and innovative online format. Called @WashULaw, the program is the first and only top-tier online LLM in U.S. law. The online LLM builds on the law school’s internationally recognized postgraduate law degree program, which is designed for foreign attorneys interested in increasing their knowledge of U.S. law to practice more effectively in today’s global legal environment.

@WashULaw will allow foreign lawyers to complete an LLM degree in U.S. law without leaving their law practices or relocating to the United States. Students will receive an excellent grounding in U.S. law, with a focus on business issues, without dramatic disruption to their professional and personal lives or the relocation costs associated with a prolonged stay overseas.

“We aim to produce extraordinary LLM graduates who benefit from the highest caliber online education available—and to ensure that the quality equals or exceeds the quality of the best LLM programs in the world,” says Kent Syverud, dean and the Ethan A.H. Shepley Distinguished University Professor.

The @WashULaw LLM program will offer students an online version of the law school’s on-campus LLM curriculum, with:

- Courses designed and taught by Washington University law faculty, who are renowned legal educators and scholars;
- Classes of students who meet the same selective admissions criteria as the on-campus graduate law program;
- An LLM degree identical to the one received by on-campus graduates and the option to attend the campus graduation ceremony;
- Intimate classes of no more than 15 students; and
- An optional summer immersion in U.S. law offered in the United States and taught by Washington University faculty.

Delivered through state-of-the-art online technologies, @WashULaw courses will integrate live classroom sessions with streaming video and self-paced content. In live classroom sessions, law faculty and @WashULaw students will “meet” at pre-arranged times for coursework discussions, study groups, and face-to-face meetings. The self-paced content offers students high-quality, faculty-designed coursework; highly produced video content; and a 24-hour interactive social technology platform.

@WashULaw is being directed by Melissa Waters, professor of law, and Tomea Mersmann, JD ’91, associate dean for strategic initiatives and lecturer in law. An advisory council is being formed to engage the law school community and thought leaders in education in the development of @WashULaw.

One of the initial advisory council members, Andrew Puzder, JD ’78, CEO of CKE Restaurants, Inc., is enthusiastic about the opportunities and benefits provided by @WashULaw.

“I have been extremely supportive of this program since day one. I manage our company by the maxim that to survive and prosper, companies must take advantage of current technology and innovate,” says Puzder, a member of both the law school’s National Council and the @WashULaw advisory council. “I am proud that my law school is embracing technology, without sacrificing quality, to expand its presence in global legal education.”

The law school has partnered with the education technology company 2tor, Inc. to deliver @WashULaw. 2tor works with leading higher education institutions to deliver rigorous, selective degree programs online by providing the technology platform, instructional design, marketing, and infrastructure support.

“We’re honored to add Washington University to the esteemed family of 2tor partners,” says Chip Paucek, co-founder and CEO of 2tor. “We’re thrilled to be working with a school that is pioneering a law program for the 21st century and one that is primed for an increasingly globalized world.”

@WashULaw is now accepting applications; classes begin in January 2013. International applicants must first earn a law degree from their home jurisdiction. For more information, visit onlinelaw.wustl.edu, email admissions@onlinelaw.wustl.edu, or call 888-WashULW (888-927-4859).

“We aim to produce extraordinary LLM graduates who benefit from the highest caliber online education available.”

DEAN KENT SYVERUD
Recent Events

Evolving Workplace Law

The Center for the Interdisciplinary Study of Work & Social Capital presented “The Evolving Law of the Workplace,” an event featuring a panel discussion, guest speakers, and a conversation with students regarding career paths.

Work and Livable Lives

The Center for the Interdisciplinary Study of Work & Social Capital’s “Work and Livable Lives Conference” drew scores of people to the law school for presentations by economists, political scientists, lawyers, and social scientists from across the country.

William C. Jones Lecture

The Whitney R. Harris World Law Institute and Department of East Asian Languages and Cultures welcomed Her Excellency Xue Hanqin, judge at the International Court of Justice, to deliver the William C. Jones Lecture. Her Excellency discussed the history of the court and its role in seeking peaceful settlement of international disputes.

Evolving Workplace Law

The Center for the Interdisciplinary Study of Work & Social Capital presented “The Evolving Law of the Workplace,” an event featuring a panel discussion, guest speakers, and a conversation with students regarding career paths.

Work and Livable Lives

The Center for the Interdisciplinary Study of Work & Social Capital’s “Work and Livable Lives Conference” drew scores of people to the law school for presentations by economists, political scientists, lawyers, and social scientists from across the country.

William C. Jones Lecture

The Whitney R. Harris World Law Institute and Department of East Asian Languages and Cultures welcomed Her Excellency Xue Hanqin, judge at the International Court of Justice, to deliver the William C. Jones Lecture. Her Excellency discussed the history of the court and its role in seeking peaceful settlement of international disputes.
The Center for the Interdisciplinary Study of Work & Social Capital, Whitney R. Harris World Law Institute, and Immigration Law Society presented "Immigration and Family Reunification: A Comparative Perspective," which explored changes in family reunification policy.

Hosted by the Juvenile Rights and Re-Entry Project of the Civil Justice Clinic, the 12th Annual Access to Equal Justice Colloquium, "Evolving Standards of Juvenile Justice: From Gault to Graham and Beyond," brought together about 50 invited legal scholars, social and psychological scientists, public defenders, and other experts for a full day of presentations, panel discussions, and working groups.

(above) Anna Crosslin, right, International Institute of St. Louis

(left) Law students at the Jones lecture

(left) Muneer Ahmad, Yale University, at podium, and Marion Crain, Washington University School of Law

(below) Audience members at the conference

(left) Her Excellency Xue Hanqin, judge at the International Court of Justice, left, and Leila Nadya Sadat, Washington University School of Law

(top, left) Kristin Henning, Georgetown University

(above) A panel at the "Evolving Standards of Juvenile Justice" conference

(left) Law students and community members in attendance
Dinner’s Scholarship Selected for Junior Faculty Forum

A dissertation chapter by Associate Professor Deborah Dinner was selected for presentation at the 2012 Junior Faculty Forum at Harvard Law School (formerly the Stanford/Yale Junior Faculty Forum).


Dinner’s dissertation spans the years 1964–93. Titled “Pregnancy at Work: Sex Equality, Reproductive Liberty, and the Workplace,” it examines feminists’ legal imagination and advocacy regarding the relationship between sex equality and reproductive liberty. It analyzes how feminist argumentation evolved in dialogue with the ideologies and strategies of market and social conservatives. Her award-winning chapter focuses directly on the “legal and political debates” that played out in the 1970s, as society struggled to “allocate the costs of reproduction between private families, employers, and the state.”

Dinner argues that legal and political controversy about abortion shaped debates about the “costs of life.” Employers and business groups appropriated “legal advances in reproductive choice” to argue against antidiscrimination law protecting pregnant workers. Market conservatives argued that the U.S. Supreme Court’s historic decisions in *Griswold v. Connecticut*, *Eisenstadt v. Baird*, and *Roe v. Wade* had made pregnancy a voluntary choice. As a consequence, society had no obligation to assume responsibility for the costs of pregnancy and childbirth.

In two decisions, the Supreme Court held that the exclusion of pregnancy from state and private temporary disability insurance plans violated neither the Equal Protection Clause of the U.S. Constitution nor Title VII of the Civil Rights Act of 1964. The court rejected an older liberalism that made women’s reproductive capacity the basis for a sex-differentiated citizenship, but embraced a new liberalism, premised on women’s capacity for rational and independent choice, which nevertheless perpetuated gender inequality.

Meanwhile, in Congress, “abortion and other perceived threats to traditional motherhood triggered neomaternalist politics.” In fact, “some social conservatives” split from market conservatives to join feminists in an alliance for federal antidiscrimination law that would protect the job and income security of pregnant workers. These social conservatives argued that extending health and sick-leave benefits to pregnant women would serve as an incentive for them to bring their pregnancies to term rather than to undergo abortions. At the same time, “liberals” sought “to remove childbearing from the calculus of the market.” Dinner writes, “In the context of a new political landscape, feminists coupled sex-egalitarian arguments for pregnancy disability benefits with arguments that represented childbearing as a service to society.”

These debates ultimately resulted in the Pregnancy Discrimination Act of 1978, which amended Title VII to prohibit discrimination on the basis of pregnancy or childbirth. The neomaternalist politics that contributed to the passage of the act carried “an ideological and policy price for feminists.” Congress excluded coverage of abortion and related conditions from the Pregnancy Discrimination Act’s equal-treatment mandate.

Feminists coupled sex-egalitarian arguments for pregnancy disability benefits with arguments that represented childbearing as a service to society.”

Competition continued from page 1

beginning. With his principled guidance, our preparation replaced nerves with confidence—allowing us to relish the judges’ questions and enjoy our time at the podium.”

While mock trials simulate the trial court experience, moot court simulates the exercise of arguing an appeal before the U.S. Supreme Court. This year’s ABA problem focused on the fictional case of a child with severe autism named Ryan Reed, who had been denied coverage for an expensive medical treatment. In the final round, Rosinia and Sutrina petitioned on...
Three Faculty Members Recognized for Research, Scholarship

PROFESSORS Susan Appleton and Brian Tamanaha have been named Israel Treiman Faculty Fellows for 2012–13. The fellowship, which supports faculty scholarship, is named in memory of the late Israel Treiman, LLB ’22, a former faculty member and longtime supporter of the law school.

In addition, Professor Kathleen Clark—who recently served as Special Counsel to the Attorney General of the District of Columbia—has been named the John S. Lehmann Research Professor for 2012–13. The research professorship recognizes the contributions of the late John S. Lehmann, LLB 1910, who was a distinguished lawyer and university trustee for more than 20 years.

Appleton, a nationally known expert on family law, is the Lemma Barkeloo & Phoebe Couzins Professor of Law. Her scholarship explores such issues as adoption, assisted reproduction, gender and parentage, surrogacy, and abortion rights. She has co-authored a family law casebook (the fifth edition is forthcoming) and a casebook on adoption and assisted reproduction, as well as published extensively on family law matters in law reviews.

Appleton’s current scholarship includes a book chapter on gender and parentage law, a law review article on illegitimacy as a constructed identity designed to regulate sex, and a law review article on the legal significance of regret following a reproductive decision or outcome.

Tamanaha, the William Gardiner Hammond Professor of Law, is a renowned jurisprudence scholar and the author of six books and numerous scholarly articles, including his most recent books, Beyond the Formalist-Realist Divide: The Role of Politics in Judging and Failing Law Schools. Tamanaha’s articles have appeared in a variety of leading journals, and his publications have been translated into seven languages.

An expert on law and society, his current scholarship includes an essay comparing two different types of general jurisprudence (one philosophical in orientation and the second with an empirical bent) and a law review article on the history and elements of the rule of law (delivered as a lecture at the Singapore Academy of Law).

Clark is a nationally known expert on government ethics, whistleblowing, and legal ethics. She is an associate reporter for the American Law Institute’s Principles of Government Ethics and is co-authoring a treatise on government ethics. Her current research, “Ethics for an Outsourced Government,” examines the intersection of government ethics and government procurement law.

An Israel Treiman Research Fellow in 2010–11, Clark began her current research project as a consultant to the Administrative Conference of the United States, which adopted recommendations that the federal government apply government ethics standards to some service contractor personnel. Clark is also writing a book chapter about the limited role of transparency in preventing government corruption.

Named research professorships and fellowships support vital faculty research at the law school.

REMEmBERING LIDDELL

Professor Kim Norwood, at podium, welcomes guests to “Liddell Is 40! Commemorating the Desegregation Movement in St. Louis and a Look at the Future of Urban Education.” The conference examined the legacy of school desegregation pioneer Minnie Liddell and explored the future of desegregation in the city and beyond.
Washington University School of Law saluted its graduates and their families at Commencement on May 18, 2012. JD candidate Jessica Mayo, holding banner, served as a class marshal. Some 278 JDS, 77 LLMs, and two JSDs made up the May 2012 list of graduates. Judy Okenfuss, JD ’91, a member of the law school’s National Council, offered the Welcome to the Legal Profession, and JD candidate Philip A. Cantwell served as the Voice of the Class. For more information and photos, visit: law.wustl.edu/commencement.