

Kuehn Receives
Pincus Award

ROBERT KUEHN, associate dean for clinical education and professor of law, has been awarded the 2012 William Pincus Award for Outstanding

Service and Commitment to Clinical Legal Education by the Association of American Law Schools (AALS).

The Pincus Award is the AALS's highest honor bestowed in the area of clinical legal education. The prestigious award recognizes Kuehn's excellence in service, scholarship, program design and implementation, and other activities benefiting clinical legal education and the advancement of justice. In addition to serving as associate dean for the law school's highly ranked Clinical Education Program, Kuehn co-directs the Interdisciplinary Environmental Clinic.

"Bob Kuehn is most deserving of the Pincus Award for all of the selfless, tireless, passionate, and effective work he has done for so many clinicians, in so many ways, for so many years," says Alan Kirtley, chair of the AALS Section on Clinical Legal Education.

An expert on environmental law, Kuehn has published extensively on a wide variety of topics in environmental law, legal education, and professional practice. He also is known as an outspoken advocate for the importance of law school clinics operating in environments free of judicial and legislative interference. An outstanding professor and past president of the Clinical Legal Education Association, he has served in several leadership roles among legal educators nationally.



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Adjunct Professor Mark Zoole, JD '88, addresses the U.S. Court of Appeals for the Armed Forces during a question and answer period.

Student Argues Amicus Brief
at CAAF Special Session

WHAT BEGAN as a phone call last summer from Adjunct Professor Mark Zoole, JD '88, turned into the opportunity of a lifetime for third-year law student Justin Lepp. Lepp says he immediately recognized the significance of Zoole's invitation to prepare and present an amicus brief at a Special Session of oral arguments before the U.S. Court of Appeals for the Armed Forces (CAAF).

"It is a huge honor," says Lepp. "I was given the option of what element of the case to discuss, so when we received the record, Professor Zoole and I decided to work on something we didn't think the parties to the case were going to cover." Lepp adds that his amicus brief focused on the issue of whether or not a threat of suicide—as opposed to threat of bodily or other harm to an individual—can be classified as "duress."

The case, *United States v. Thomas J. Hayes*, was heard by a panel of five CAAF judges in the Bryan Cave Moot Courtroom. Immediately after the attorneys' oral arguments, Lepp answered questions from the bench for 10 minutes about his brief.

The case involves the appeal of a Navy midshipman who pled guilty to stealing and selling military equipment on eBay. In entering his plea, Midshipman Hayes made unsworn statements that suggested he had committed the crime under "duress." His mother had repeatedly threatened suicide if Hayes did not send money to her. A military judge sentenced him to confinement, forfeiture of pay, a \$28,000 fine, and dishonorable discharge.



CRAFTING THE DEAL

Second-year law student Barbara Geisman discusses the Busch Stadium project with Mayor Francis Slay, right, and Michael Whittle, JD '92, general counsel for the St. Louis Cardinals. Slay, Whittle, and attorney David Richardson (not pictured) participated in a recent panel discussion on "Crafting the Deal: Financing Busch Stadium," organized by the law school's Real Estate and Economic Development Law Society.

CONTINUED ON PAGE 3

Sadat Wins Book of the Year Award

PROFESSOR LEILA NADYA SADAT'S edited book, *Forging a Convention for Crimes Against Humanity*, has received the 2011 Book of the Year Award from the American National Section of L'Association Internationale de Droit Pénal (AIDP). Sadat, the Henry H. Oberschelp Professor of Law and director of the Whitney R. Harris World Law Institute, published the book through Cambridge University Press at the culmination of the more than three-year Crimes Against Humanity (CAH) Initiative.

"I am honored that this book has been recognized by the American Section of the International Association of Penal Law," says Sadat, who previously received an Article of the Year Award from AIDP for her *American Journal of Comparative Law* article, "The Nuremberg Paradox."

"The Crimes Against Humanity Initiative was the most ambitious project the Harris Institute has ever undertaken, and it is gratifying to see the hard work of so many honored in this way, particularly by AIDP, which was a leader in promoting the International Criminal Court as early as 1926," Sadat adds.

Founded in 1924, AIDP is the world's oldest association of specialists in penal law. AIDP member Michael J. Kelly observes of the new CAH book, "*Forging a Convention* is not only a book worthy of praise for its content, but it also so very clearly furthers the goals of our organization."

The book includes 15 essays addressing various aspects of crimes against humanity. It also contains the complete text in both English and French of the CAH Initiative's proposed international convention on this category of crime. Additionally, the book recounts the comprehensive history of the CAH Initiative process.

In addition to Sadat, contributors are: Richard Goldstone, Gareth Evans, Roger S. Clark, Payam Akhavan, M. Cherif Bassiouni, David Crane, Valerie Oosterveld, Göran Sluiter, Guénaél Mettraux, John Hagan, Todd J. Haugh, Diane Orentlicher, Elies van Sliedregt, Michael P. Scharf, Michael A. Newton, Kai Ambos, David Scheffer, Laura M. Olson, and Gregory H. Stanton.

The proposed CAH Convention builds on the legacy of Nuremberg. Following the 1945 Nuremberg trials, the Genocide Convention was adopted in 1948. The next year, the



Professor Leila N. Sadat

Geneva Conventions were codified to address war crimes. However, similar conventions were not adopted for crimes against humanity—a category that includes murder, extermination, rape, and torture.

For more information on the book and the CAH Initiative, visit the website: crimesagainsthumanity.wustl.edu.

—Timothy J. Fox

sideBAR

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

Kent Syverud, *Dean*
 Ann Nicholson, *Managing Editor*
 Julie Kennedy, *Editor*
 Scott Hueting, *Production*

Direct communications to—
 Ann Nicholson
 Washington University
 School of Law
 Campus Box 1120
 One Brookings Drive
 St. Louis, MO 63130-4899
 Phone: (314) 935-6430
 e-mail: anicholson@wustl.edu



PARENTS AND FRIENDS DAY

Donald Schlappizzi, JD '59, at podium, addresses guests during the law school's annual Parents and Friends Day. Schlappizzi and his wife, Deby, chaired the full day of activities; their daughter, Annie, is a current law student.

School Hosts U.S. Court of Appeals for Armed Forces, Welcomes Military Guests

ABOUT 175 LAW STUDENTS, professors, and members of the public—including approximately 30 guests from Scott Air Force Base and Fort Leonard Wood—had the privilege of attending a Special Session of the U.S. Court of Appeals for the Armed Forces (CAAF) at the law school on November 2.

The session began with a brief greeting from the clerk of the court, followed by three service members from Fort Leonard Wood being sworn in as officers of the court. A panel of five judges then heard arguments on both sides of the case of *United States v. Thomas Hayes*. The panel consisted of Chief Judge James E. Baker; Judges Charles E. Erdman, Scott W. Stucky, and Margaret A. Ryan; and Senior Judge Walter T. Cox.

Third-year law student Justin Lepp argued an amicus brief (*see related article on page 1*), while Adjunct Professor Mark Zoole, JD '88, served as the amicus counsel of record. CAAF holds Special Sessions at law schools as a part of an educational outreach program. At the conclusion of



Adjunct Professor David Rosen, JD '75, left, moderates a discussion on rules of evidence led by Senior Judge Walter Cox, center, and Judge Scott Stucky of the U.S. Court of Appeals for the Armed Forces.

KEVIN LOWDER

the session, the panel answered general procedural questions about the court and presented Dean Kent Syverud with a framed lithograph of CAAF's headquarters in Washington, D.C.

Additionally, Senior Judge Cox and Judge Stucky conducted a Judges and Law Clerks Roundtable, attended by law students and current CAAF clerks. The session was moderated by Rachel Koehler, JD '99, Career Services Office (CSO) judicial clerkship advisor, and also attended by former CAAF clerk Eric Powers, JD '09.

The two judges then attended a section of Adjunct Professor David Rosen's (JD '75) *Evidence* class. The judges fielded questions from students as they discussed the history of the court, its relationship to the military, and the court's structure. Meanwhile, CAAF Chief Judge Baker conducted an International Forum for law students.

In a companion event, Powers held a brown bag lunch, sponsored by CSO, about the Chicago legal market. Powers is an associate in Drinker Biddle & Reath LLP's Commercial Litigation Practice Group.

CAAF

CONTINUED FROM PAGE 1

When Hayes appealed, the Navy-Marine Corps Court of Criminal Appeals set aside the guilty plea and sentence, authorizing a rehearing. The Judge Advocate General of the Navy then filed a certificate of review that accepted Hayes' guilty plea and rejected the possibility of duress "because suicide cannot, as a matter of law, be the threat necessary to establish the defense of duress."



Third-year law student Justin Lepp answers questions about his amicus brief during a Special Session of the U.S. Court of Appeals for the Armed Forces.

MARY BURKUS

In preparing his amicus brief, Lepp discovered that a duress defense based on the threat of suicide had previously come up relatively rarely. "It's harder to research a case when there are not a lot of precedents," Lepp says.

Two cases of the 20 or so that Lepp found were particularly important for his brief, which ultimately argued that the court had erred in setting aside the duress

defense. Lepp stressed: "A defendant who commits a crime because a loved one threatens suicide is no more or less culpable than a

defendant who acts when a third person is the source of the threat."

Asked if he prepared for his oral argument in front of a mirror, Lepp says that he actually chose to be "mooted" by his dog, Sokka, as well as Zoole and the more traditional group of select faculty. The friendly canine audience and the tougher faculty group, plus his years spent participating on law school moot court teams, had him feeling prepared. Lepp says he hopes simply that "the court will decide the issue favorably."

To listen to the Special Session, including Lepp's arguments, visit: www.armfor.uscourts.gov/newcaaf/calendar.htm.

—Timothy J. Fox

Recent Events

Public Service

First-year law students participated in service projects throughout St. Louis, including organizing clothing donations for low-income children and families, reading and playing games with pre-schoolers, sprucing up parks and community areas, and sorting food and school supply donations. (below, from left) Madaline George, left, and Tiffany Wong volunteer at Kingdom House. Kaleb Berhe gets a workout on the playground at Neighborhood Houses.



MARY BUTKUS PHOTOS

Speakers 2011



Andrew Cayley, Extraordinary Chambers in the Courts of Cambodia

MARY BUTKUS

Reunions

Alumni, along with their families and friends, participated in 2011 Law Alumni Weekend activities, including receptions, CLE courses, class dinners, and networking opportunities with students. (clockwise from left) Members of the class of 1961. Dean Kent Syverud, left, with John Birath, JD '71, and Bonnie Birath. From left: Remzy Bitar, JD '01; Jana Bitar; Elisa Oldenburg Edlund, JD '01; and Ingrid VanBiber, JD '01. Professor Jules Gerard, BA '57, JD '58, right, and Joseph Sanchez, JD '71. From left: Lauren Sismondo, JD '06; Sidhardha Kamaraju, JD '06; and law students Ankith Kamaraju and Nicole Cortez.



(left) Front row, from left: Arthur Hyatt, Ken Teasdale, Jim Herron, Tom McGhee, and back row, from left: Tom Eichhorst, Mel Brown, and Jerry Klein.



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Brad Seligman, Impact Fund



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Andreas Schloenhardt, University of Queensland TC Beirne School of Law



KENIN LOWMEYER

Sen. Claire McCaskill, U.S. Senate

Orientation

Small group discussions, mini classes, panels on professionalism, public service projects, social events, and a Matriculation Ceremony were among the highlights of Orientation 2011. (clockwise from right) The Hon. Zel M. Fischer, Supreme Court of Missouri, center, and Dean Kent Syverud, right, welcome law students to the legal profession during the Matriculation Ceremony. Attorney David Sokol, JD '11, chats with The Hon. Donald Wilkerson, Southern District of Illinois, left, before a panel presentation. LLM students Mengni Cao, left, and Shiyu Wang enjoy refreshments during a picnic.



MARY BUTKUS PHOTOS



32 Graduates Garner Prestigious Judicial Clerkships

THIRTY-TWO RECENT LAW GRADUATES secured judicial clerkships this year. These prestigious positions are with U.S. Courts of Appeals judges for the Fifth, Sixth, Seventh, Eighth, and Eleventh Circuits; with U.S. District Court judges in California, the District of Columbia, Florida, Illinois, Indiana, Missouri, Oregon, Puerto Rico, and West Virginia; with a state Supreme Court Justice in Mississippi; and with judges on a number of other federal and state courts.

The clerkships are in 17 different states, the District of Columbia, and Puerto Rico. Despite a difficult job market, the total number of Washington University law graduates securing clerkships rose by more than 40 percent over 2010. Several of the clerkships are two-year positions; a few others begin in 2012.

“The increasing number of clerkships obtained by Washington University law students is proof positive of the growing reputation of this law school and its student body,” says Associate Professor Adam Badawi, the faculty judicial clerkships advisor. “That our students were able to garner so many positions in the midst of an exceptionally competitive hiring environment shows that judges are aware of the high caliber of our students and seek to hire them.”

Graduates who secured clerkships this year are: **Zachary P. Boren**, JD '06, the Hon. Theresa L. Springmann, U.S. District Court for the Northern District of Indiana; **Eric H. Bronner**, JD '09, the Hon. Stephen C. Williams, U.S. District Court for the Southern District of Illinois; **Whitney R. Cale**, JD '09, the Hon. William D. Keller, U.S. District Court for the Central District of California; **Coretta L. Catlin**, JD '11, Chief Judge Fernando J. Gaitan, Jr., U.S. District Court for the Western District of Missouri; **Jocelyn Halbert Win Chien Chong**, JD '10, the Hon. Cecilia Maria Altonaga, U.S. District Court for the Southern District of Florida; **Stephen M. Cole**, JD '11, Chief Justice William L. Waller, Jr., Mississippi Supreme Court; **Kevin Patrick Conrad, Jr.**, JD '10, the Hon. Michael W. Mosman, U.S. District Court for the District of Oregon; **Laura E. Crane**, JD '09, the Hon. James Emanuel Boasberg, U.S. District Court for the District of Columbia; **Benjamin M. Daniels**,

JD '08, the Hon. John M. Rogers, U.S. Court of Appeals for the Sixth Circuit; **Jonathan S. Drucker**, JD '07, the Hon. Daniel R. Dominguez, U.S. District Court for the District of Puerto Rico; **Alexander S. Elson**, JD '09, the Hon. Charles Ronald Norgle, Sr., U.S. District Court for the Northern District of Illinois; **Sophie Leona Fortin**, JD '11, U.S. Court of Appeals for the Eighth Circuit (staff attorney); **Alexandra So-Yun Haar**, JD '11, the Hon. Kathianne Knaup Crane, Missouri Court of Appeals, Eastern District; **Elliott M. Hedin**, JD '00, the Hon. Patricia A. Seitz, U.S. District Court for the Southern District of Florida; **Amanda Marie Katz**, JD '11, Chief Judge Catherine D. Perry, JD '80, U.S. District Court for the Eastern District of Missouri; **Brett Randel Larson**, JD '10, U.S. Bankruptcy Court for the Central District of California; **Joseph A. Litman**, JD '11, the Hon. Eileen W. Hollowell, U.S. Bankruptcy Court for the District of Arizona; **Elizabeth Erin McDonald**, JD '09, the Hon. Amy Berman Jackson, U.S. District Court for the District of Columbia; **Katherine Elaine McRobbie**, JD '11, the Hon. S. James Otero, U.S. District Court for the Central District of California; **Christopher R. Mills**, JD '11, the Hon. Leslie H. Southwick, U.S. Court of Appeals for the Fifth Circuit; **Kevin**

James Moore, JD '09, the Hon. Robert H. Jacobovitz, U.S. Bankruptcy Court for the District of New Mexico; **Michelle J. Parthum**, JD '11, the Hon. Edward Charles Prado, U.S. Court of Appeals for the Fifth Circuit; **Stephanie Ann Quick**, JD '09, the Hon. Nancy Joseph, U.S. District Court for the Eastern District of Wisconsin; **Jarrod Daniel Reece**, JD '11, the Hon. Kenneth F. Ripple, U.S. Court of Appeals for the Seventh Circuit; **Wesley Austin Roberts**, JD '10, U.S. Court of Appeals for the Eleventh Circuit (staff attorney); **Jessica A. Silverman**, JD '11, the Hon. Henry Jack Boroff, U.S. Bankruptcy Court for the District of Massachusetts; **Kelly Lynn Snyder**, JD '09, Chief Judge David R. Herndon, U.S. District Court for the Southern District of Illinois; **James Edward Stanley**, JD '11, the Hon. Bobby E. Shepherd, U.S. Court of Appeals for the Eighth Circuit; **Yen-Shyang Tseng**, JD '11, the Hon. Joseph Robert Goodwin, Chief Judge, U.S. District Court for the Southern District of West Virginia; **Jacob A. Vanzin**, JD '11, the Hon. Patricia L. Cohen, Missouri Court of Appeals, Eastern District; **Amber Rose Woodward**, JD '11, the Hon. Eric Lee Clay, U.S. Court of Appeals for the Sixth Circuit; and **Alison Austen Yewdell**, JD '10, the Hon. Anna Blackburne-Rigsby, District of Columbia Court of Appeals.



WORLD PEACE THROUGH LAW AWARD

The law school's Whitney R. Harris World Law Institute recently honored Chief Prosecutor Elect Fatou Bensouda, International Criminal Court, second from right, with the World Peace Through Law Award. From left are: Dean Kent Syverud, Anna Harris, Professor Leila N. Sadat, Bensouda, and Chancellor Mark Wrighton.

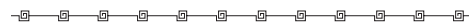
Seven Law Firms Achieve 100 Percent Alumni Participation

THE 2011 FIRM PARTICIPATION CHALLENGE was a great success, with a record-setting seven firms achieving 100 percent participation. Participating alumni collectively made gifts totaling \$173,422; these were given by 425 of the 679 alumni at participating law firms. The cumulative rate of participation reached 63 percent among alumni at these firms during the challenge's fifth year. The overall alumni participation rate for 2011 also increased to 26.9 percent, up from 24 percent in 2010.

The *Firm Participation Challenge* encourages alumni to give to the Annual Fund. It does so through a structure of alumni volunteer leaders at participating firms, creating a sense of fun competition as firms check their firm participation rates against those of other firms. *Firm Participation Challenge* results are displayed on the *Annual Fund Donor Wall* in the heart of Anheuser-Busch Hall for the subsequent academic year to honor all participating alumni and law firms.

"Programs such as this are of tremendous assistance to the law school and the current student body, as the annual fund is the largest source of unrestricted funding. It can therefore be directed where most needed to benefit students," says Gina Sholtis, senior director of alumni and development for the law school.

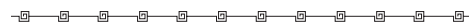
"We'd like to thank all the alumni who participated in the *Firm Challenge* and the many alumni volunteers who encourage philanthropic support of the law school," adds Elizabeth Kaul, director of development and administrator of the *Firm Challenge*.



"Programs such as this are of tremendous assistance to the law school and the current student body."

GINA SHOLTIS

SENIOR DIRECTOR OF ALUMNI AND DEVELOPMENT



2011 FIRM PARTICIPATION CHALLENGE

FIRMS MEETING OR EXCEEDING 2010 PARTICIPATION RATE

GROUP 1 – 40+ ALUMNI	ALUMNI %
Bryan Cave LLP	70
Greensfelder Hemker & Gale PC	49
Husch Blackwell LLP	68
Thompson Coburn LLP	75

GROUP 2 – 16-39 ALUMNI	ALUMNI %
Armstrong Teasdale LLP	100
DLA Piper	56
Kirkland & Ellis LLP	74
Lewis Rice & Fingersh LC	100
Polsinelli Shughart PC	79
SNR Denton LLP	100

GROUP 3 – 4-15 ALUMNI	ALUMNI %
Clausen Miller PC	33
Cordell & Cordell PC	100
Drinker Biddle & Reath LLP	56
Frankel Rubin Bond Dubin Siegel & Klein PC	67
Goffstein Raskas Pomerantz Kraus & Sherman LLC	80
K&L Gates LLP	46
Katten Muchin Rosenman LLP	56
Mayer Brown LLP	75
Polster Lieder Woodruff & Lucchesi LC	100
Rosenblum Goldenhersh Silverstein & Zafft PC	100
Senniger Powers LLP	100
Stone Leyton & Gershman PC	33
The Stolar Partnership LLP	82
Wildman Harrold Allen & Dixon LLP	75

PHOEBE COUZINS' LEGACY

Some 140 women students, faculty, lawyers, judges, and alumnae gathered in the law school's Crowder Courtyard to mark the 140th anniversary of Phoebe Couzins becoming the first woman to earn a degree from Washington University and the law school.

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