

Carolina Law Alumni News

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Law Students Depend on Scholarship and Aid Assistance

Before Brooke Locklear Clark settled on Carolina Law, she considered several law schools including North Carolina Central University and the universities of Arizona and Wisconsin. All offered her scholarships of varying amounts, some providing a "full ride," and the programs in Arizona and Wisconsin also had a curriculum in Native American law – an area dear to her heart.

She chose Carolina, though, for the overall quality of the education, the comparatively low cost and the ties she felt to the School because her father, Gary Locklear '79, is an alumnus. Clark, a third-year student from Pembroke, N.C.,

Cost was a principal factor in Jaime White's decision to attend Carolina as well. In her case, keeping cumulative debt at a manageable level was vital.

With LSAT scores in the 99th percentile, White had many options available and narrowed the field to Carolina, Duke and the University of Georgia. In the end, she applied only to Carolina because the School of Law matched her goals of collegiality and affordability.

"I worked at the School of Law when I was an undergraduate at Carolina and really liked the

"The loan situation really was key in my decision to apply to Carolina over Duke," she says. "If I had undertaken the kind of debt Duke required, it would have been a factor in deciding what type of law I want to pursue. I'm still trying to figure out my career goals, but at this point I think I would like to do criminal prosecution, and I don't want a financial burden to dictate my career goals."

Easing the financial burden

Carolina Law's admissions process is need-blind, which means that students are admitted on the basis of their merit, not their ability to pay. Once a student has been admitted, administrators try to find a way to make a law education as accessible as possible, something that's a little more manageable for residents of North Carolina.

"A priority is our commitment to the citizens of North Carolina that their merit will get them here, especially for those who don't have significant financial resources," says Winston B. Crisp '92, associate dean for Student Services. "We do what we can to ease the burden for non-residents, but unfortunately, we are well beyond the ability to provide accessibility for students who are from outside North Carolina."

Currently, it costs North Carolina residents roughly \$25,000 per year to attend Carolina Law, with about \$10,400 of that amount covering tuition and fees, while it costs non-residents close to \$37,000 per year, \$22,400 of which goes toward tuition and fees.

"When you realize that federal Stafford Loans are capped at \$18,500 per year, and Perkins Loans, when they are available, are \$1,500 per year – this year, anyway – it's easy to see that all our students face a financial gap of anywhere from \$5,000 to \$17,000 each year," Crisp says. "Ideally,

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Brooke Locklear Clark

"The reality is, even with scholarship assistance, which I am very grateful for, I still have quite a few loans to repay and I work about 10 hours a week on campus to help meet expenses."

has received a \$5,000 scholarship each year, roughly covering one-half the cost of her annual tuition and fees.

"With the scholarships I received, Carolina is definitely a good deal," she says. "Although the scholarships certainly played a big part in my choosing to attend Carolina Law, I can't say that they were necessarily the decisive factor. The reality is, even with scholarship assistance, which I am very grateful for, I still have quite a few loans to repay and I work about 10 hours a week on campus to help meet expenses. People sometimes forget that tuition is only part of the cost of a law education. There are many additional expenses, such as basic living expenses, which are fairly costly in a place like Chapel Hill."

family atmosphere of the school," says White, a first-year student. "With the price of tuition at Carolina and an education comparable to that at Duke, there really was no choice. Carolina Law was definitely the better option. I had been an out-of-state undergraduate from Delaware, and even though I worked for three years after I completed my degree, I needed to keep my law school education as affordable as possible."

The recipient of the Robert D. Dearborn Memorial Scholarship, which recognizes accomplishment as well as financial need, White has been able to defray around 40 percent of her law tuition. Even with the scholarship, White acknowledges that she'll probably face a cumulative debt approaching the six-figure mark.

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Update: UNC Center for Civil Rights Continues to Expand Reach

Increased funding, collaborative relationships and national interest has fueled growth

During the summer of 2002, the UNC Center for Civil Rights presented its first conference, partnering with the nationally known Harvard Civil Rights Project and the Thurgood Marshall School of Law at Texas Southern University to produce "The Resegregation of Southern Schools? A Crucial Moment in the History (and the Future) of Public Schooling in America." The conference sparked enormous public interest and raised awareness about the threat of resegregation, inadvertently placing the Center into the forefront of the resegregation debate. Spurred by this interest and support it had received from The John S. and James L. Knight Foundation to combat resegregation, the Center committed itself to a broad campaign to combat the trend toward Southern school resegregation and maintain the gains of *Brown v. Board of Education*.



Make plans to attend the 2004 Law Alumni Weekend, Oct. 29 & 30!

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From the Dean

Dear Alumni and Friends:

A couple of months ago, I signed on for a second, five-year term as dean. In some ways, the decision for me was more complicated than some might think. Unlike a number of my colleagues in the decanal ranks, I still love to teach and write. And, though I manage to find the time to do both at modest levels, I occasionally long for the more traditional academic life.

Carolina's students remind me, almost daily, why this is such a remarkable line of work.

But I am also, by now, powerfully drawn to this particular institution. Carolina's students remind me, almost daily, why this is such a remarkable line of work. Their talents, their accomplishments, and most of all, their enthusiasm, inspire. And I am bound and determined to do my best by them.

I am also beyond proud to be a member of this faculty. You know much of its history and a good deal of its present attainment. And, like every member here, I am steadfast in my belief that in each succeeding decade, we will manage to become even better. That is saying a great deal.

But perhaps most of all, I have become a disciple, and I think a committed one, of the mission and the traditions of this University. At this time in our nation's life, it is perhaps unusual or contrary to be committed to competing at the very highest levels of the academy as a actual public university – taking seriously both excellence and the obligations of our public charter. But that charge, quite literally, is in Carolina's blood.

And as I think of the challenges of today and tomorrow, I lean on those here who have taught so much about our unique combination of character and opportunity. Perhaps it captures the matter to say that I try always to remember that Frank Graham and Bill Friday and Julius Chambers and Bill Aycock were Carolina lawyers. We have a rare calling to pursue.

Sincerely,



Gene R. Nichol
Dean and Burton Craige Professor of Law



The Carolina Law Alumni News is published in winter, spring and summer. Alumni are encouraged to submit news items about themselves or other alumni and to submit material of interest for editorial consideration.

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we would like to be able to claim that we can meet the financial need of all our students, but we aren't even close to that yet. At this point, we cannot even guarantee that any resident we admit can afford to go to school here, but we're trying to do as much as we reasonably can to keep Carolina Law accessible for these students. At best, we try to take the financial edge off a student's situation."

Even relatively low tuition increases have an impact on students. "People don't always realize that small increases make a big difference when students are paying their own way," White says. "As

the greatest financial need, sometimes helping them find jobs and sometimes providing emergency loans. Although Crisp admits the School does not have the capability to provide every financially needy student with a \$5,000 scholarship, as he would like, administrators do what they can to make limited resources stretch as far as possible.

"My goal is always to find a way to keep students in school," Crisp says. "If a student has exhausted all the options and comes to us and says, 'I can't make it,' we will try to figure out a way to come



Tawanda Foster

"With the cost of attendance around \$25,000 and the federal loan limits at \$18,500, I have to ask myself every year where I'll get the additional \$7,000 I need."

a student, you're only eligible for so much financial aid, so an increase even as low as \$250 is significant when you don't have \$250 and you also have to pay for books and plan for possible emergencies."

Theoretically, Crisp says, with the availability of loans and need-based scholarships, a student should not have to work to make ends meet. In fact, administrators prefer that students not try to work and balance the demands of a law education. But too often, the reality is that students look for jobs to meet the shortfall.

All three years in school, Tawanda Foster has received need-based scholarships, and she was awarded an additional scholarship in recognition of her community service and leadership. Still, she has unmet expenses that require her to work.

"With the cost of attendance around \$25,000 and the federal loan limits at \$18,500, I have to ask myself every year where I'll get the additional \$7,000 I need," says Foster, a third-year student from Louisburg, N.C. "Because I have never had the full cost of my expenses met – even with my scholarships – I have worked every semester of law school."

In her first year of school, Foster worked for IBM approximately 15 to 20 hours per week. As her class schedule changed each semester, however, she was unable to commit to consistent hours so she found a position as a paralegal in different law firms. While it provides the money she needs to pay her bills, working compromises the amount of time Foster says she is able to devote to her studies.

"Scholarships are crucial for me to be able to access law school and to be successful," she says. "Even so, I wish I could devote more time to several of my classes, but it seems that all I do is attend class and go to work. And I still have to put in three to four hours every night for my studies, which isn't always enough when some of my peers are spending six to seven hours a night.

"Actually, I probably would have left the School after my first year if Dean Crisp and Dean Novinsky hadn't been such strong advocates and made sure I had what I needed. Last year, for example, I had some additional medical costs, and they were able to find another scholarship so I could cover those unexpected expenses."

Foster's case is not unusual. Administrators routinely work to help students make it financially, sometimes relying on diligence and creativity to find need-based scholarships for those students with

up with the money. Typically, we reserve some funds to help the students with the greatest financial need meet their unexpected expenses during the school year. Usually, we can find need-based scholarship assistance or help them find a job, and sometimes we even loan them money on a short-term basis through the School's emergency funds."

Holding the line on costs

Unless the School can hold tuition costs at the current level, though, attracting the best and brightest students, then helping them remain in school will become an unattainable goal, Crisp explains.

"The more we raise tuition for North Carolina residents, the more we'll approach the situation we're in with non-residents, which means we'll begin to close out an entire population of people," he says. "Conversely, the more scholarship and other financial assistance we can offer, the more flexibility we have in closing the gap between need and financial help."

As a prime example, rising tuition during the past few years has significantly affected the School's premier scholarship, the Chancellors Scholars Program. Until recently, each Chancellors Scholarship covered tuition and fees for residents and non-residents alike with some money left for books and other start-up expenses. Now, however, the scholarship is capped at \$10,000 per year, enough to cover tuition and fees for residents but only enough to put a dent in the tuition and fees non-residents pay.

"We aren't yet at a point where the Chancellors Scholars Program is not effective for our residents, but we're definitely at the limit," Crisp says. "And we need to make sure the program can keep pace with future cost increases."

The answer lies in increased scholarship revenue, he explains, but that requires a substantial amount of money. "A scholarship program that awards \$10,000 to 5 students costs more like \$1 million because you cannot spend the principal," he says. "A \$10,000 gift would fund a one-time scholarship because we would not be able to invest the principal to earn money for the future. That means, for every \$10,000 scholarship we want to award, we essentially need to raise \$200,000. Getting something like the Chancellors Scholars Program back on track as far as what we would like the scholarships to fund

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UNC Center for Civil Rights continued from page 1

The initial design of the Center envisioned many of the elements now in place: the fellowship program for recent law grads; the senior advocacy position; opportunities for law students to become directly involved in civil rights work; timely and important conferences; the development of new curricula based on cutting edge civil rights issues; the building of connections with other social justice and civil rights organizations; and the generation and publication of social science and legal research in support of human rights in our democracy.

In some ways, however, the Center has had to reach beyond its initial goals as it has been called upon by communities large and small for advice, research and support. As a result, the Center's agenda has expanded to include problems suggested by communities or ones that have only developed more recently. In the last year, the Center has continued its efforts to counter resegregation, and new sources of funding have allowed the Center to broaden its reach and scope to include projects on other equally important civil rights and social justice issues.

Public School Forum and National Roundtable in Charlotte Work Continues

Funding provided by the John S. and James L. Knight Foundation allowed the Center to partner with the Civil Rights Project at Harvard this past summer and host a two-day event in Charlotte to examine the role of race and socioeconomic status in city's public schools. National education leaders joined local and state education leaders in

a discussion on resegregation and what steps could be taken to counter a movement toward racial segregation in public schools. During the roundtable, it was suggested that the Center match the efforts of those favoring efforts that lead to resegregation and use the same tactics instead to protect the principal achievement of the southern civil rights movement of the 1960s – school desegregation. The Center plans to coordinate with other groups working to create a response to these problems, including The NAACP Legal Defense and Educational Fund Inc., The Southern Education Foundation, The Lawyers' Committee for Civil Rights under Law, The Kirwan Institute for the Study of Race and Ethnicity, The Citizens' Commission on Civil Rights, and The Leadership Conference on Civil Rights.

The Center has also continued meeting regularly with parents and parent groups in Charlotte as well as attending school board meetings and providing resources and information for parents who wish to address school assignment policy and diversity at public meetings.

New Sources of Funding Allows for Statewide Efforts

A \$300,000 grant received this spring from The Ford Foundation will allow the Center to initiate statewide discussions on the problems inherent in resegregation and on currently available policy options. The Center is seeking to work with other local advocates, such as Ann McColl, former attorney for the N.C. Association for School Administrators, and plans to conduct information

sessions and meetings with school authorities, local school boards, parent groups, policymakers and the press.

The Center has also deployed law students to document racial, socioeconomic and achievement data in a number of North Carolina school districts. Reports have been received on Forsyth, Guilford, New Hanover and Wilson counties that include brief histories of school desegregation efforts and court orders as well as current assignment plans.

School Finance Reform

At any time over the next several months, the North Carolina Supreme Court will issue its decision in *Leandro II*, the case deriving from the groundbreaking *Leandro v. State of North Carolina* (1997). *Leandro II* will clarify the obligations of the State – as mandated by the North Carolina Constitution – to provide a sound basic education for all children. The Center is preparing for the decision so its staff will be able to immediately interpret the opinion and support implementation.

To further this goal, the Center has entered into a partnership with the North Carolina Child Advocacy Institute and, with them, have applied for funding from the Jessie Ball DuPont Foundation. The Center is also preparing to advise state legislators, agencies, policymakers and other influential parties as to how best to apply the principles and rights established by *Leandro* and *Leandro II*.

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would cost hundreds of thousands of dollars in new revenue.”

Student-initiated fundraising

The group most affected by the program's diminishing buying power, the Chancellors Scholars themselves, have stepped up to help. Beginning with the Class of 2004, the Chancellors Scholars are working with the Office of Development on a fundraising effort in which they will ask their fellow scholarship recipients to

received the scholarship. We wanted to find a way to connect alumni with current students to build a network and a sense of collegiality, but to do it in a way that wasn't particularly taxing to students.”

The new endowment fund is earmarked for programming – for supplemental opportunities such as educational, alumni and networking activities. “These are the things that make the Chancellors Scholars Program robust; they're the real meat of the program,” Boyd says. They're also the aspects of the program he believes have suffered as scholar-

years, this endowment will handle the total programming element.”

Because being named a Chancellors Scholar was vital in Boyd's decision to attend Carolina Law, he wants to ensure that it will make the same difference for future generations of law students.

“The Chancellors Scholarship was a very important part of being able to come to school here. This is my third graduate degree, so keeping my debt load down was crucial,” says Boyd, who opted to do a joint six-year M.D./J.D. program after completing his master's degree in molecular biology at East Carolina University. “As a dual-degree student and an older student, I didn't want to add to an already substantial debt, so I am grateful for the opportunity to receive such a beneficial scholarship.”

Public interest law

Even beyond its commitment to ensure that Carolina Law remains accessible to the best and brightest students across North Carolina and beyond, the School takes seriously its obligation to the larger community. One-third of the School's graduates pursue public-interest careers, something administrators take great pride in. At the same time, they are acutely aware that the reality of encouraging students to explore the public sector hinges on minimizing students' cumulative debt.

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Greg Boyd
 “No matter whether people have chosen to go into public-interest or corporate law, pledging \$50 should be manageable.”

pledge \$50 per year for every year they've been out of school in order to protect the program's viability.

“We chose that amount because it seemed fair, and no matter whether people have chosen to go into public-interest or corporate law, pledging \$50 should be manageable,” says Greg Boyd, a third-year student from eastern North Carolina. “Our class will make the first pledge, and we'll choose alumni leaders in other classes who will make phone calls to their classmates who

ship money has increasingly been redirected into rising tuition and fees.

“If we could raise an endowment in the low tens of thousands of dollars, which doesn't seem out of reach considering how long the Chancellors Scholarship Program has been around, we could address the programming component,” he explains. “A little bit of money goes a long way in programming, but when you have to divert programming money away in order to cover the cost of tuition, programming suffers. It is my dream that in 15

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"A student's debt load is a huge factor in attracting students to public interest jobs," Crisp says. "The more students have to rely on loans, the more we lose the ability to attract those students who truly want to go into the public sector. For this public institution, with its long-standing commitment to public service, the ability to provide scholarships is even more important because it is the only way we can hold down students' debt load."

Matt Stiegler '01 was always interested in public service but discovered his passion for death penalty work as a law student. He helped found the Fair Trial Initiative, which enables young attorneys to take on death penalty cases, and for the past couple of years he has worked for the Center for Death Penalty Litigation, a Durham-based nonprofit law center that trains and advises lawyers in capital cases and provides direct representation for clients.

"I went to law school because I was looking for a way to continue to do work that was important to me and relevant to others, yet was something I could do on a sustainable basis," Stiegler explains. "When I entered the School of Law, I knew that I wanted to go into public interest law, even though I wasn't sure what direction my career would take."

"And that was really the determining factor in my choosing to go to UNC. Tuition was much lower than other high-quality schools, and Carolina has always had a commitment to public-interest law. In reality, if my only opportunity to go to law school was a school where I would pay \$15,000 or \$20,000 a year in tuition, I couldn't have gone to law school. It would have been irresponsible to come out of school with that kind of debt given my career goals."



Winston Crisp

"The more scholarship and other financial assistance we can offer, the more flexibility we have in closing the gap between need and financial help."

After his first year in school, Stiegler received a full-tuition scholarship in recognition of his accomplishments. "I am indebted to the School of Law for my scholarship," he says. "Today, I am very fortunate in that I am able to get up in the morning and go to work doing exactly what I would choose to do if money was not a factor, and that is a real luxury."

For many of the same reasons, Clare Norins '03 chose Carolina Law, although her path to the public sector was somewhat different. She pursued a dual graduate degree in law and social work with an eye toward a career in civil rights, child welfare issues, and poverty law or impact litigation, among other public-interest fields she is considering.

"I would describe myself as a generalist, so I am pretty open-minded about which aspect of public-interest law I want to pursue," says Norins, who is now clerking for Judge Michael Dolinger, a federal magistrate in the southern district of New York. "I have a strong commitment to being in a helping profession, so I knew I wanted to pursue public interest law when I entered the School."

A former Chancellors Scholar, Norins says her scholarship gave her the ability to pursue a career without consideration for salary. "I knew I wanted to attend law school regardless of receiving a scholarship, but it was a huge, huge help. Not only do I have less debt now, but I had less debt when I was in school, which gave me the flexibility to take unpaid summer internships, as most public-interest internships are."

Contrary to popular belief, she says, public interest jobs are very competitive and usually attract many top-notch students. "It is a credit to Carolina that the School can be so affordable, yet place its students in jobs all over the country," she says. "I can't reiterate enough how helpful the Chancellors Scholarship was. I can't even imagine what my life would be like now if I had a huge debt hanging over me."

Commitment to accessibility

Carolina Law is steadfast in its commitment to accessibility without compromising a high-quality education.

"First and foremost, our School is still reasonable in the cost of tuition for North Carolina residents, and we have to hold the line on that cost," Crisp says.

In conjunction, he explains, Carolina Law must continue to provide scholarships to meet the needs of its students, both residents and non-residents. "Each year, we take 25 percent of any tuition increase and funnel it directly into need-based scholarships so we can target students' unmet financial need as much as possible. At this point, we can take the edge off, but we cannot meet the entire financial need of all our students."

For more information about providing scholarship support for the School of Law, contact Mary Murray, assistant dean for External Relations, at (919) 962-7701. [↗](#)

~ Patty Courtright

UNC Center for Civil Rights

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2003 Fall Conference on Health Care Accessibility

In November 2003 the Center hosted the second in its series of annual conferences, "Mending the Health Care Divide: Eliminating Disparities in Access for Minority and Low Income Communities." Co-sponsored with the UNC School of Public Health and funded in part by GlaxoSmithKline, the conference examined the forces that create and maintain inequalities in access to health care for poor and minority people in North Carolina and across the nation. U.S. Rep. Jesse L. Jackson, Jr. (D-Ill.) delivered the conference keynote address. The conference sparked a great deal of interest in the topic of health care accessibility and resulted in numerous requests for materials and more information about the conference and the Center.

2004 Fall Conference to Focus on GIS Mapping, Municipal Services

The Center has been working with Cedar Grove Institute for Sustainable Communities to map small rural towns throughout North Carolina using geographical information systems (GIS) mapping techniques. A preliminary review of the Institute's maps of selected rural communities reveal a consistent pattern of exclusion of minority neighborhoods from the towns that adjoin (and sometimes encircle) them. The GIS data shows clearly the effects of exclusion from town boundaries on these minority neighborhoods: lack of municipal services; political disfranchisement; depressed housing values and stifled community development.

The implications of these findings and the role of GIS technology will be the subject of the Center's annual conference this fall. The conference will explore the mechanisms that perpetuate minority subordination in rural towns in North Carolina and throughout the South. The conference will focus on the interrelated forces that combine to relegate minorities, particularly African Americans, to second-class citizenship. Because of the vivid images it can convey and the new availability of supporting data, GIS mapping can be a powerful tool in this effort. Plans for the conference are underway and a date will be set by early summer.

Director Diversity Initiative

A joint project of the Center for Civil Rights and the UNC Center for Banking and Finance, the Director Diversity Initiative is being led by Center for Banking and Finance Director Lissa Broome; law professor Tom Hazen; former Chief Justice Henry Frye, now of counsel at Brooks Pierce; and James Speed, president of N.C. Mutual Life Insurance Company. A working group has been meeting to plan an education program for women and minorities who are interested in becoming members of boards of directors of public companies.

To learn more about the Center for Civil Rights or the upcoming conference, contact the Center at (919) 843-7896. [↗](#)

Alumni Profile: Donna Moffitt '83

A Lifetime of Focusing on North Carolina's Natural Resources Leads to Directorship of Fort Fisher Aquarium



Donna Moffitt '83

On a lovely strip of land between the Atlantic Ocean and the Cape Fear River, Donna D. Moffitt '83 oversees a working environmental laboratory.

As director of the North Carolina Aquarium at Fort Fisher, she manages a facility that not only hosts hundreds of thousands of visitors a year who want to learn about marine life, but one that also has been mandated to reduce, reuse and recycle, becoming in the process a sustainable state facility. It's an ideal job for Moffitt, who is able to draw on 25 years experience in conservation and environmental protection and a governmental career focused on safeguarding our state's natural resources.

Beginning as an undergraduate and master's student studying landscape architecture at N.C. State University, Moffitt developed an affinity for creating spaces that people love without sacrificing the natural surroundings. Then, an appreciation for the value of legal knowledge in navigating complex environmental situations led to her keen interest in environmental law at Carolina followed by a Loeb Fellowship in advanced environmental studies at Harvard.

Throughout her career, Moffitt has implemented government programs to preserve and manage the state's environment – from river basins to farmland to coastal management. She has held many top-level positions in the departments of Administration, Commerce, and Environment and Natural Resources, where she has managed areas as diverse as community development, marine policy, outer continental shelf protection and pollution control.

"Through the years, I have really come to appreciate how important our environment is to our economic well-being. It is crucial to nourish a good environmental quality of life," she says. "My career in government has been almost exclusively in conservation and environmental protection. Somehow, I've managed to keep my hand in these matters that are so meaningful to me. I really like and feel comfortable in this area."

The state has recognized Moffitt's dedication and expertise on several levels. In 1991, as director of the Outer Continental Shelf Office, she received the N.C. Department of Administration Award of Excellence. In 1997, while working for the N.C. Department of Environment and Natural Resources' Division of Soil and Water Conservation, she was nominated for the Governor's Award of Excellence and received the Director's Award of Appreciation for outstanding accomplishments in improving the state's water quality.

She was the main author of the \$270 million Conservation Reserve Enhancement Program grant, awarded to the state by the U.S. Department of Agriculture in 1999. The program received a national Hammer Award, which recognizes agencies for using reinvention principles to enhance government efficiency.

Accolades from colleagues have followed Moffitt throughout her career.



"She has a unique ability to weigh often competing interests, look for commonalities and advocate fair decisions. Underlying her search for solutions, Donna has an uncompromising environmental ethic."

"I have known Donna for approximately 20 years, from her law school days, through her time at the Department of Administration, Community Assistance and Coastal Management. Donna has a true dedication to the environment and balancing environmental protection with the practicalities of modern society," says Walter Clark, legal specialist for N.C. Sea Grant. "She has a unique ability to weigh often competing interests, look for commonalities and advocate fair decisions. Underlying her search for solutions, Donna has an uncompromising environmental ethic."

Much of Moffitt's work has had a direct impact on people's lives. For example, she was instrumental in helping people in the aftermath of recent hurricanes that have demolished parts of the coast.

"I have worked with Donna on numerous Coastal Area Management Act issues," says Jill Hickey, special deputy attorney general and counsel for the N.C. Coastal Resources Commission. "Donna has worked tirelessly to help coastal residents recover from a number of devastating hurricanes and has provided strong leadership as director of the Division of Coastal Management."

Moffitt's current position as aquarium director, which she has held since January, combines her extensive knowledge of North Carolina's natural resources with her acute problem-solving skills. Although its visitors find the aquarium delightful, it poses a number of environmental challenges. For example, Moffitt and her staff must address problems such as the facility's vulnerability to the ocean constantly creeping toward it, ways to provide high-caliber wildlife habitats without sacrificing visitors' needs, a means to reduce the volume of treated water the aquarium uses for its tanks and bathrooms, ways to decrease the water's calcium content

to improve wear and tear on the heating and air conditioning systems, and possible shared parking areas with other state facilities on the peninsula.

"We want to do basic things like planting sea oats to provide a barrier from the ocean and putting rain water in cisterns so we can irrigate the gardens and grounds," she explains. "Also, we have an ideal site for generating energy from wind, so we might become a model for how to use wind to power portions of our facility. With my background in ecology, environment and ocean policy, I can lobby for these things. We want to do more in the way of recycling and composting to show others how it's done and how we can all work to save our part of the world."

It is this can-do attitude, coupled with an ability to juggle seemingly conflicting interests, which has earned Moffitt kudos from people who work with her.

"Donna is one of the state's true assets in dealing with its coastal resources," says Joseph J. Kalo, Graham Kenan professor of law at Carolina. "I met Donna when she was head of the state's Outer Continental Shelf Office, when some of my law students wanted to conduct research into the legal issues related to Mobile Oil's proposal to drill exploratory wells off Cape Hatteras in the 1980s. She is extremely knowledgeable, very organized and insightful, and she has dealt effectively with many different constituents. In addition, she is an extremely nice person. Donna certainly deserves recognition for her contributions to the state in terms of its coastal policy."

Moffitt's background as director of the Outer Continental Shelf Office and the Division of Coastal Management not only provides a comprehensive background for making decisions on behalf of the North Carolina Aquarium at Fort Fisher, but it also gives her an appreciation for the challenges she faces.

"I love the field of coastal management and coastal policy," she says. "But the coastal management director's position was a very intense job. There were constant fires to be put out and a demand to do more with less as our budget was cut year after year. I gave it everything I had for five years, but I realized it was time for a change."

Moffitt and her husband, who at the time worked in the state Attorney General's office, both decided to make the change from their high-pressure jobs and bought a house in Kure Beach. Not long afterward, Moffitt discovered that the former aquarium director was about to retire and she began lobbying for the position. As a result of her efforts – and her credentials – she took over as director in January.

"When we bought our house at the beach, I never dreamed I would be working just five minutes away," she says. "It is an excellent place to work; the environment in the aquarium is always lovely." 🌊

~ Patty Courtright

Alumnus Plays Key Role in Russian Legal and Judicial Reform

Patrick Murphy '79 has witnessed enormous change during 20 years in Russia



U.S. Supreme Court Justice Sandra Day O'Connor with Patrick Murphy '79 in Moscow.



A penchant for learning a new language and a passion for taking pictures – two interests that developed during childhood – have shaped the direction, and the geography, of the life of William Patrick Murphy, Jr. '79. One interest led to his current vocation, the other to his lifelong avocation.

As a high school senior, Murphy decided to take a course in Russian rather than continue his study of French, and he studied Russian language and literature as an undergraduate at Yale. An attraction to all things Russian and a degree from Carolina Law coalesced to set the path for Murphy's career. He spent the 1983-1984 academic year in an exchange program at Moscow State University studying Soviet law, and the following year, he undertook a fellowship at the Kennan Institute for Advanced Russian Studies at the Woodrow Wilson Center in Washington, D.C.

Although he didn't make his way back to Moscow right away, Murphy maintained his interest in Russia by translating Soviet laws for law firms and newsletter publishers. In 1991, he took a leave of absence from his job at the Administrative Office of the U.S. Courts to travel with the first delegation of Soviet jurists invited by the U.S. government to the United States. Three years later, he accepted a position in Moscow with the ARD/Checchi Rule of Law Consortium, contracted by the U.S. Agency for International Development to work on rule of law projects in the former Soviet Union.

"I thought I would be in Moscow for a bit more than two years," Murphy says. "That was nearly 10 years ago, and I'm still there."

In 1997, he became the senior rule of law adviser with the USAID Russian Mission at the U.S. Embassy in Moscow, a position he still holds. He helps orchestrate legal and judicial reform by managing USAID contracts and grants to organizations striving to promote the rule of law in Russia. The organizations vary in the scope of their work, and part of Murphy's job involves coordination among groups as

diverse as the American Bar Association's Central European and Eurasian Legal Initiative, the Open World Russian Leadership Center at the Library of Congress, the U.S. Department of Justice, the World Bank, European Commission, Open Society Institute, Canadian International Development Agency and private foundations, among others.

Murphy has immersed himself in understanding Russia, its people and its laws. Although he works at the U.S. Embassy, he lives in an apartment in Moscow and has made many friends in the city. He can hold his own in speaking the language, both socially and professionally.

"Russian is a difficult language, but I've had enough practice by now that I can go to the theater and other cultural events without experiencing much of a language barrier," he says. "I address conferences in Russian and conduct meetings without an interpreter."

As an observer of Russian politics and culture during the past two decades, Murphy says he has seen enormous changes.

"I'm very glad that I saw what life was like under the Soviet system in the early 1980s," he says. "Despite enormous changes in things like the rise of private property rights, the lifting of direct censorship of the press and on Soviet citizens undertaking foreign travel, the availability of foreign goods, the disappearance of the fear of contact with foreigners that gripped many Soviet citizens, and numerous other sea changes, there are still many continuities with the Soviet system. If I hadn't seen what it used to be like over here, I wouldn't understand some of the reactions I encounter here, even now."

The Russian judicial system is one area undergoing significant change – change that Murphy works to bring about. Under the Soviet system, Murphy says, the judicial system had no prestige, did not decide policy issues and included no real corporate or business law. Within the last 10 years, however, the demand for legal education exploded, and judicial reformers began to envision a broader role for the judiciary, similar to its role in Western democracies. As a result, the judiciary has increased in independence and prestige, Murphy explains.

A specialized system of courts handles economic disputes between businesses as well as disputes between business and government, and a larger system of courts of general jurisdiction handles everything else, he says.

"Russia's legal system is a civil law system rather than a common law system, but with the development of widely used Russian legal databases and the Internet, court decisions are more widely available," Murphy says. "Consequently, some observers see a 'de facto' precedential value of court decisions."

Beginning in the mid-1990s, the U.S. federal courts increased their involvement in helping USAID promote judicial reform in Russia. As the Russian courts of general jurisdiction began to opt for the American model of court self-governance, they created an agency under the Supreme Court that

administers the courts and presents its budgetary needs to the Duma and the government. That agency, called the Judicial Department, is essentially patterned after the Administrative Office of the U.S. Courts.

"This development in effect made the judiciary a separate third branch of government in Russia," Murphy says. "The field of judicial administration has changed greatly in many respects in recent years. There are now judicial administrators, judicial law clerks, court press secretaries and justices of the peace in the Russian court system – none of which existed before. Some of these changes were stimulated by the Russians' exposure to the U.S. models.

"As someone who spent a good deal of time in Soviet courts in 1984, I know there has been tremendous change for the better over the last 20 years, with especially rapid changes over the last five years or so."

In recognition of his work on behalf of judicial reform in Russia, in 2002 Murphy received an award from the Council of Judges of the



Patrick Murphy (standing) in role of senior rule of law advisor with the USAID Russian mission.

Russian Federation, roughly the equivalent of the Judicial Conference of the United States.

"I'm extremely proud of what Pat has accomplished," says William P. Murphy, Brandis professor emeritus at Carolina Law and Murphy's father. "What he has done in the last 10 years is so different from what I did as a law professor my whole career. Anyone who can help Russia improve its legal and judicial system should be proud of his contribution. It is obvious from the letters and recognition Pat has received that his work there is well respected."

While in Moscow, Murphy has been able to pursue his lifelong avocation – photography. It's a passion that began as a child, when he was given an old German rangefinder camera by a neighbor. Encouraged by his parents to pursue this interest, Murphy takes photos wherever he goes. He has had many of his photos published, including in publications such as the *New York Times Sunday Magazine*, *Time*, *U.S. News & World Report*, *Encyclopedia Britannica* and others.

He has exhibited his photos twice in Moscow, in 1998 and again last year at the American Center in the Russian Library of Foreign Literatures. [📷](#)

~ Patty Courtright

Law School Community Shocked and Saddened by Death of Marilyn Yarbrough



Marilyn Yarbrough

Faculty, staff and students at the School of Law were saddened to learn that Marilyn V. Yarbrough had died at her home in Chapel Hill on March 10. Dean Gene R. Nichol described Yarbrough as one of the School's most treasured faculty members.

"The law school and the University of North Carolina have lost one of its greatest leaders and most prized friends," said Nichol. "Yarbrough gave much of her professional life to us and we have all benefited greatly from her efforts, her humor, her insight and her care.

"Our entire community has been devastated by her loss. We have lost a close, close friend, far too soon."

Yarbrough, considered a trailblazer, was a woman of "firsts." She was one of the first African American female law professors in the country; the first African American woman to serve as dean of a major Southern law school (University of Tennessee); and the first African American woman to serve as president of the Law School Admissions Council.

Her contributions to her profession were extensive and diverse. Yarbrough served as executive director of the Black Law Journal; leader in the American Bar Association's section on legal education; and on the NCAA's Committee on Infractions, the Pulitzer Prize Board, the ABA Journal's board of editors, and the board of directors of Kenyon College. She was a nationally recognized scholar in race and gender discrimination, sports law and professional responsibility.

Yarbrough joined the Carolina Law faculty in 1993. She previously had a distinguished career at the University of Kansas where she served as a professor and as associate vice chancellor for research and graduate studies. From Kansas, she moved to Tennessee and the deanship of a major law school. After four years as dean at the University of Tennessee College of Law, Yarbrough became the William J. Maier, Jr. Chair of Law at West Virginia and then came to North Carolina to become the William Rand Kenan, Jr. Visiting Professor of Law at Carolina. At the conclusion of her visit at Carolina in 1993, she joined the law faculty at Carolina, becoming a tenured faculty member. Additionally, she served as associate provost of the University of North Carolina from 1994-1996.

The School has established The Marilyn Yarbrough Memorial Fund to honor Professor Yarbrough's distinguished career and dedication to Carolina. If you would like to contribute to the fund, please use the gift form on page 11 or send your contribution to: Mary Murray, assistant dean for External Relations, UNC School of Law, CB #3380, Chapel Hill, NC 27510.

Record Number Attend 2004 Witt Professionalism Dinner

Over 150 alumni, students, faculty and members of the judiciary attended this year's Witt Professionalism Dinner. Seventy-one alumni, 60 law students and members of the law faculty gathered at the Friday Center on February 11 for the annual dinner. Florence B. Witt and members of her family attended the event established by her late husband, Raymond B. Witt '39. Witt provided the funding for an annual event that gave students the unique opportunity to discuss ethical issues with seasoned attorneys, judges and faculty members. For the past 11 years, Witt's vision has come true and students and members of the legal profession have gathered for a couple hours one evening each February to discuss hypothetical ethical issues, usually an ethical issue surrounding the N.C. Rules of Professional Conduct. This year, participants discussed a hypothetical case involving N.C. Rule 1.6: Confidentiality of Information.

The School of Law extends a warm thank you to the many alumni who volunteered for the event! We appreciate your support of this valuable learning opportunity.

"A Celebration for Esphur Foster, Saturday, March 27"

- 1 Stephanie King, Esphur Foster and Robin King, who served as assistant to former law school deans Ken Broun, Ron Link and Judith Wegner.
- 2 Former Chancellors Paul Hardin (l) and Bill Aycock with Esphur Foster.
- 3 Esphur Foster and a painting of her donated by the Student Bar Association.
- 4 Odessa Jackson '88 and Esphur Foster.



Law Student's Paper Wins Trip to GRAMMY Awards

Third-year law student Chip Smith's essay on "Digital First Sale: Friend or Foe" may not have placed first, but it was enough to get him \$1,500 and an all-expenses-paid trip to the 46th Annual GRAMMY Awards. Smith's entry in the 6th Annual Entertainment Law Initiative Legal Writing Competition earned him one of four runner-up awards and afforded Smith an opportunity to travel to Los Angeles and attend the ceremony. Smith, second from the left, is shown in a photo taken at the February 8 GRAMMY ceremony with other competition winners.



First Center for Banking and Finance Leadership Awards Honor Three Legal Giants of the Banking Industry

Carolina Law graduate Marion Cowell '64 among honorees



Jerome Herring, Marion Cowell and Paul Polking.

Three legal giants who propelled North Carolina banks to national prominence were recently honored by the UNC School of Law Center for Banking and Finance at the 2004 Banking Institute dinner, held on April 1 in Charlotte.

The Center's first Leadership Awards were given to Marion A. Cowell '64 of Charlotte, Jerone C. Herring of Winston Salem and Paul J. Polking of Charlotte. They were honored for their 90 collective years of service to the state's banking industry.

The Leadership Award was created by the Center for Banking and Finance to recognize those

individuals whose outstanding contributions to banking law and the banking industry have played a vital role in advancing North Carolina's national profile in the banking industry. Cowell, Herring and Polking certainly fit the criteria.

"I can think of no individuals more deserving of this award than Marion, Jerone and Paul," said Lissa Broome, the Center's director. "Their individual contributions to the banking industry are too numerous to name and the impact of their 90-plus collective years of work in the industry is immeasurable.

"We are extremely lucky to have had their involvement in our Center since its inception, and the Center is extremely proud to offer its first Leadership Awards to these three gentlemen."

Cowell, a Carolina Law alumnus, joined Cameron-Brown Company, mortgage banking subsidiary of First Union, in 1972. In 1978, he became general counsel of First Union and served in that capacity until his retirement from the bank in 1999. First Union merged with Wachovia following Cowell's retirement and is currently the fifth largest financial holding company in the United States. Cowell is now counsel to Kilpatrick Stockton LLP in

Charlotte. He is a member of the board of Legal Services of North Carolina, Inc., a member of the Interest on Lawyer Trust Accounts (IOLTA) board and former chair of the North Carolina Bar Association's Professionalism Committee.

Herring was hired as BB&T's first lawyer in 1971. When Herring retired, after 32 years at BB&T, the bank had grown from \$250 million in assets when he started to over \$90 billion in assets, making it then the 11th largest financial holding company in the country and the eighth largest retail insurance broker in the United States. BB&T now operates over 1400 bank branches in 11 states and the District of Columbia. It was a pioneer in the acquisition of thrift institutions and the use of merger-conversions.

Polking joined NNCB Corporation (one of Bank of America's predecessors) in 1970. Polking was the bank's second lawyer. He was named general counsel in 1988 and presided over a legal department that numbered over 230 attorneys prior to the consummation of the Fleet Financial merger. Polking retired from Bank of America this spring. NNCB, then NationsBank and now Bank of America, is widely credited with helping to dismantle geographic restrictions on banking. Bank of America will hold the most deposits in the United States after its merger with Fleet, and it will truly be a bank with a nationwide branch system. ☺

Center for Banking and Finance Update & 2004 Banking Institute



Joseph Smith, N.C. Banking Commissioner, and retired Banking Commissioner Hal Lingerfelt.



George Beischer '66, Eleanor Helms and H. Parks Helms '61.



Don Nelms, Alfred Cleveland '59 and Tom Dunn '68.



Ozzie Ayscue '60 and A.P. Carlton '76.



N.C. Secretary of State Elaine Marshall, Center for Banking and Finance Director Lissa Broome, and Mike Miller.

The eighth Banking Institute was held April 1-2 in Charlotte, N.C. and attracted more than 200 attendees. The annual program focuses on issues of interest to bank lawyers, and this year the Banking Institute included sessions on preemption, privacy, anti-tying guidelines, financial literacy, Basel II, markets for bank stock and developments in capital markets activities. Highlights of the program include a keynote address by John Allison, CEO of BB&T Corporation, and the honoring of Marion Cowell, Jerone Herring and Paul Polking with the Center for Banking and Finance Leadership Awards in recognition of their leadership and service to the banking industry. Attendees received copies of Volume 8 of the *North Carolina Banking Institute Journal*, which was published in connection with the Institute. Twenty-nine Carolina Law students served on the staff or editorial board of the journal.

The Banking Institute was supported by the generous sponsorship provided by 39 banks and firms. The Center's board of advisors voted to establish a Center for Banking and Finance Research Fund with some of the sponsorship proceeds. This fund will help provide research support for the Center for Banking and Finance and associated faculty.

In February the Center sponsored the 3rd Annual Consumer Law and Consumer Credit Symposium, as part of the School of Law's 14th Annual Festival of Legal Learning. Nine separate sessions were offered during Festival covering topics as diverse as the Fair Credit Reporting Act and charitable solicitation fraud.

The Center is co-sponsoring the North Carolina Bank Directors' College with the North Carolina Office of the Commissioner of Banks and the FDIC. The College will meet for three, two-day sessions beginning in July and continue through September. The Center will continue to co-sponsor the Dan K. Moore Program in Ethics, providing a focus on ethical issues and corporate governance issues of interest to lawyers who represent corporations. This program is scheduled for Friday, October 8, 2004, in Chapel Hill. ☺

Thank You 2004 Banking Institute Sponsors

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Law Student Gift of Bone Marrow Saves A Young Life

When some friends asked Richard Wheelahan to “get typed” during their sorority’s bone marrow donor drive, he was all set to turn them down. A sophomore at Appalachian State at the time, Wheelahan was just getting his strength back after two years of anemia that doctors couldn’t explain.

“I was afraid to give blood because I didn’t want to regress to anemia,” Wheelahan said. “I was of the mind that I needed all the red blood cells I could get.”

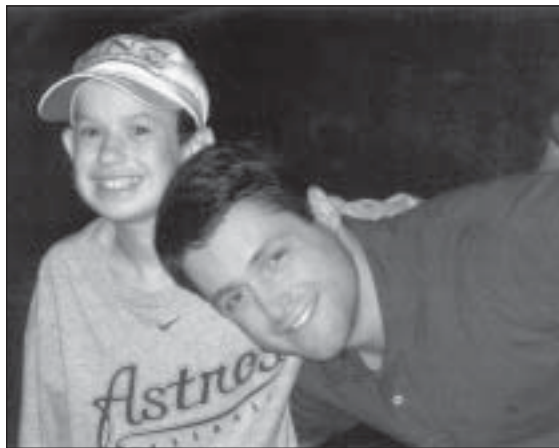
But stronger than the nagging anxiety that something might be seriously wrong with him was the empathy for people who knew for sure they had a fatal condition. So, he got his ear pricked, his blood typed and his name on the donor registry.

That was that, until two and a half years later, about two weeks before he was to begin law school at Carolina in August 2002. He got a call that he was a possible match for a 10-year-old boy ill with a rare form of leukemia known as Myelodysplastic Syndrome. Wheelahan went in the next day for more tests and learned he was a definite match. He signed the forms agreeing to go ahead with donating marrow, and doctors in Houston, Texas, began prepping a 10-year-old boy for a bone marrow transplant.

Between then and the donation, Wheelahan had to move to Chapel Hill, start classes and, over a period of several days, donate several pints of blood that he would need after the bone marrow harvest.

“I donated a couple in Charlotte and a couple in Durham,” Wheelahan said.

All the while, Taylor Wilkins was undergoing intensive chemotherapy and radiation to destroy his damaged bone marrow.



Taylor Wilkins with Richard Wheelahan, Carolina Law student and bone marrow donor, at Houston Astros game.

About two weeks into law school – “I remember I only had two days of property notes written,” he said – Wheelahan went to Wake Forest’s Baptist Medical Center in Winston-Salem to have some of his bone marrow harvested. A courier flew down to Houston with it, and later that afternoon, doctors transfused Wheelahan’s marrow into Taylor’s bones.

“I didn’t see this as a goodwill gesture,” Wheelahan said. “It just seemed like, I have spare parts, here you go. You need it more than I do, and I can grow it back.”

The Red Cross insists on a year of anonymity between donor and recipient, but once that time was up, Wheelahan gave approval for Taylor’s parents to contact him. In September, Taylor’s parents flew Wheelahan to Houston to meet Taylor at a Texas-sized barbecue and go to an Astros game. Taylor wore a UNC School of Law hat the entire time. Wheelahan and Taylor continue to exchange letters, talking sports and dogs and other interests outside law school life.

The inconvenience of spending 15 minutes getting typed and filling out the papers to be listed on the bone marrow registry is a small price to pay to perhaps save a life, Wheelahan said. Even though the chance of getting called to donate is slim, “You might end up helping out somebody who needs it very much.”

“You don’t want to not be on the list when somebody needs you,” he said. ☺

~ Nancy Oates

Want to Learn More About Bone Marrow Donation?

A person of any race, ethnicity or gender who is 18 to 60 (up until 61st birthday) years old and who meets donation health guidelines can become a potential marrow or blood stem cell donor. To learn more about becoming a bone marrow donor, visit the National Marrow Donor Program® Web site at <http://www.marrow.org>.

Love of Football Leads Law Student to Carolina Gridiron

Wrapping up his second year of law school and his fifth year of playing college football, David Mirazo is ready to turn his full attention to his studies. The 20- to 30-hour-a-week commitment he’s made to the Carolina Tar Heel football team during his first two years of law school has kept him ranked squarely in the middle of his law school class. But, Mirazo isn’t complaining.

“Quite frankly, my grades could have been better,” Mirazo said. “But I feel good that I’m doing better than a lot of people who didn’t have this extra commitment. I did this for the love of football.”

Football has shaped Mirazo’s destiny, starting with his parents’ decision to move from Mexico to Texas when Mirazo was 16 so he could play football in high school. His gridiron prowess garnered a football scholarship to University of Texas at El Paso, where he completed his bachelor’s degree in three years, playing football all three seasons.

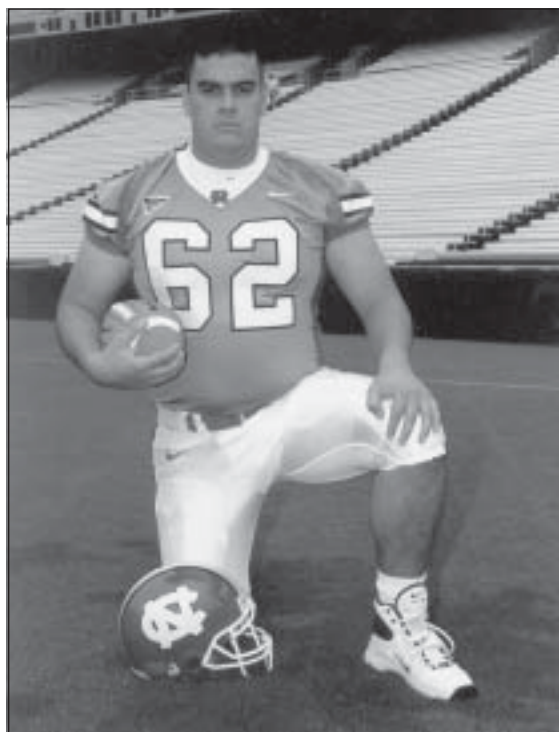
“I figured, the scholarship is paying for it, I’m going to take as many courses as I can,” he said.

The National Collegiate Athletics Association allows students to compete four out of five years at college. Students may sit out one year to strengthen themselves for competing the following year, a practice called red-shirting. When Mirazo arrived at Carolina, he still had two years of NCAA eligibility left. He spent his first year of law school red-shirting, working out with the football team; his second year, he played all season.

“I realized the insanity of what I was contemplating,” he said. “I thought about it a lot. I came to the conclusion that I only have one life, and I

love football. This was going to be the last chance I had to ever play football again.”

Football camp begins the middle of August, and from then until the season ends in early December, Mirazo’s typical day looks like this: Up at 6 a.m.; lift



David Mirazo

weights until 8; class until 2 p.m.; grab a bite to eat; team meeting for an hour or more; suit up for practice that lasts until after 6; dinner; studying; bed by 11.

“I started it as a trial to see if it would be possible,” Mirazo said. “After a few weeks, I decided it wasn’t so bad. As long as I stayed disciplined and kept doing my reading, I’d be OK.”

Winston Crisp, associate dean for Student Services, said that a student entering law school with any NCAA eligibility left is rare; making a commitment requiring that much time is less rare.

“We have students who are parents, owners of businesses and have significant time demands from nonprofit activities,” Crisp said. “But it means they sacrifice being involved in a major way in a lot of student organizations.”

The importance of class standing depends on the student’s life goals, Crisp said.

“When you’re in a school like Carolina that’s in the upper tier of law schools, you don’t have to be in the top of the class in order to be successful,” Crisp said. “We believe everyone we graduate, from the top to the bottom, is going to have a measure of success as practitioners. There is a pedigree to being at the top of the class that opens certain doors for you your first job out. In the long run, it ends up being less important than what your skill set is and how you perform that first job.”

Now that Mirazo is considering internships, he finds that his time on the team gives him something different to talk about at interviews. Football taught him discipline, courage and commitment, building character in a way that no other sport does, he said. For that, he’s willing to sacrifice a few notches in class rank.

“That’s a compromise I made,” Mirazo said. “The experience of playing Division I football at a college like Carolina is something I’ll keep with me all my life.” ☺

~ Nancy Oates

N. Ferebee Taylor, Former Chancellor and Law Professor Dies at 83

Nelson Ferebee Taylor, former Cary C. Boshamer Professor of Law and chancellor emeritus of the University of North Carolina at Chapel Hill, died Feb. 25 at his Chapel Hill home. He was 83.

Taylor served as the University's fifth chancellor from 1972 to 1980 and joined the School of Law faculty upon his retirement in 1980. He remained a part of the University as a full-time law professor until his retirement from teaching in 1991. Even in retirement, Taylor continued to come to the law school every day, perfectly dressed in his usual attire of a coat and tie, until his health declined to the point where it was not feasible for him to do so.

Professor Ken Broun, who served as the School of Law dean from 1979 to 1988 and was appointed by Taylor, remembers Taylor's commitment to teaching and to excellence.

"He was a wonderful, wonderful teacher," said Broun. "He worked as hard as he possibly could to become a terrific teacher, and by the time he retired, was one of the most popular teachers among the students and one of our most outstanding faculty members."

In 1983, Taylor received the Frederick B. McCall Award for teaching excellence. He served on the board of the UNC General Alumni Association, which honored him with its Distinguished Service Medal in 1988. In 2001, Taylor was honored for service to the university with the William R. Davie Award, the highest award given by the UNC Board of Trustees. In 1991, the law school established the Nelson Ferebee Taylor Prize for Excellence in Corporate Law, which is given annually to the graduating law school student who has demonstrated the strongest record of achievement in corporate law studies.

A professorship in Taylor's name was established as part of the Margaret and Paul A. Johnston Professorships in the College of Arts and Sciences. In addition, the School of Law has created the Ferebee Taylor Memorial Fund, which will benefit the Chancellors Scholars program – the School's most prestigious scholarship and one that was established in 1989 to honor Taylor along with former Chancellors William B. Aycock and Paul Hardin. Taylor was instrumental in the establishment of the Chancellors Scholars program, and he remained involved with the students and the program long after his retirement.

Taylor is survived by his wife, Diane Jackson Taylor, and four daughters: Louise Taylor Arnold of Tyler, Tex.; Sarah Taylor Peterson of Chapel Hill; Martha Gregory Taylor of Charlottesville, Va.; and Meredith Conley Adams of Charlotte.

The School has established The Ferebee Taylor Memorial Fund to honor Chancellor Taylor's distinguished career and service to the University and the School of Law. Gifts to honor Chancellor Taylor will be directed to the Chancellors' Scholars Program. If you would like to contribute to the fund, please use the gift form on page 11 or send your contribution to: Mary Murray, assistant dean for External Relations, UNC School of Law, CB #3380, Chapel Hill, NC 27510.



N. Ferebee Taylor

Alumni & Development News

Will Your Name Appear in the 2004 Honor Roll?

All donors who make a gift to the School of Law are listed in the Honor Roll of Donors, which appears in the summer issue of the Law Alumni News. All gifts received by June 30, 2004, will be included in the 2003-04 Honor Roll of Donors. Will your name be listed in the this year's Honor Roll?

Making A Gift

Giving to the School of Law is easy, and making your gift online is now available through the University's Web site at <http://carolinafirst.unc.edu/gift>. To ensure your gift is credited to the School of Law, designate that you would like your gift to go to the School of Law in that section of the form. The School is also able to accept gifts of appreciated stock, and checks of any amount can be mailed using the gift envelope included in this newsletter.

Join hundreds of law alumni who support student scholarships, faculty research, career services and so many other special programs by making your gift to the Annual Fund today. By making a gift of \$2,000 or more, you are distinguished as a member of the Chancellors' Club; a gift of \$1,000 places you in the William Horn Battle Society; and a gift of \$500 or more places you in the Dean's Club.

Help us reach our Annual Fund goal of \$475,000 by making a gift today. If you have questions, please contact Rachel Ruvo, deputy director of Development, at (919) 962-6718 or rruvo@email.unc.edu.

Letter from the LAA President



Dear Carolina Law Family:

In the fall of 1964 I was a new freshman living in 207 Lewis on the Lower Quad. I ate most of my meals in Lenoir Hall for 40 cents, which got me one meat, two vegetables, tea and a roll (the student special). Otelia Connor walked around inside Lenoir Hall with a red umbrella and tapped us on the shoulders if she thought our manners were out of order. Times were different.

The walk from Lewis to Lenoir went behind the Emerson Field stands and by the bench at the rear of Manning Hall where law students sat in the sun at lunch time. Guys like Tommy Jarrett, Ray Farris and Erwin Spainhour could be seen there often. I thought they were the crème de la crème of the University; the coolest guys, the future leaders of our state; young Thomas Jeffersons in training, learning how to craft great documents of state for the benefit of all! In my eyes, no other University graduate school came close. The School of Law led the way.

Almost 40 years have passed since I looked in awe at those on that bench in the sun. The School's great traditions continue. At 50-year class luncheons and other alumni gatherings I hear Carolina Law graduates, young and old, talk about the accomplishments of their classmates. Those accomplishments are really contributions made to society by our law school. Those classmates include bar leaders, business and institutional board members, council of state members, commissioners, congressmen, corporate counsel, distinguished private practitioners, district attorneys, governors, judges, legislators, professors, public defenders, school board members and senators – the personification of professional achievement. I do not have to place names with the faces; each one of you can do so quickly. Those faces are Carolina Law.

As you keep Carolina on your mind, know that you are the living example of the School's great traditions of advocacy, leadership and service. As you navigate your busy lives, look for opportunities to stay connected with the School of Law. Thanks to all of you who have stepped up to the plate with contributions to the Annual Fund and to the Carolina First Campaign. Your support is essential and appreciated. Finally, thank you all for allowing me to represent your Law Alumni Association.

Sincerely,

Irvin W. Hankins III
President
Carolina Law Alumni Association

Alumni and Foundation Commitments Push Campaign to 57% of Goal

The Campaign for Carolina Law is currently in its second year of active fundraising and well on its way to reaching the campaign's goal of \$30 million. As of April 1 the School of Law had raised \$17,004,373, which represents 57 percent of the amount the School hopes to raise before the campaign ends on June 30, 2007.

The campaign's fundraising chair, Marion A. Cowell, Jr. '64, gives a lot of the credit for the campaign's current success to alumni.

"We needed increased levels of support from our alumni to foster the School of Law's success and assure that the School continues to provide outstanding leadership for North Carolina, the practicing bar, law firms and corporations," said Cowell. "Our alumni are stepping up to that challenge as Dean Nichol and I have visited with them to discuss the needs of the law school."

Leading alumni giving is Thomas Fleming Taft '72 with a \$1 million commitment last fall to create the Thomas F. and Elizabeth D. Taft Professorship in Environmental Law.

"Tom and Elizabeth Taft's gift, I'm confident, will do two things," said Dean Gene R. Nichol. "It will change the Carolina law school – helping us bring scholars and experts here we wouldn't be able to attract otherwise. And second, it will change environmentalism in the state of North Carolina. The Taft program will be high impact."

In addition, the campaign has benefited from foundation support, such as the grants received from The Ford Foundation, The Z. Smith Reynolds Foundation and The Knight Community Foundation.

"The recent announcement of a \$300,000 grant from The Ford Foundation for the UNC Center for Civil Rights will support the Center's ongoing work regarding *Brown v. Board of Education*," said Nichol. "The Ford gift is in addition to grants received earlier in the campaign from The Z. Smith Reynolds Foundation and The Knight Community Foundation."

"In the past, foundation support for the law school has been modest at best. It is very gratifying to see increased support of the School and its programs from foundations and corporations as well as alumni," said Nichol.

To learn how you can help the School of Law meet its \$30 million fundraising goal, contact Mary Murray, assistant dean for External Relations, at (919) 962-7701. [↗](#)

Washington, D.C. Regional Alumni Event

The Washington, D.C. Regional Alumni Council organized a Carolina Law alumni gathering in the nation's capitol at the law offices of Sidley Austin Brown & Wood, LLP to honor the judiciary and the leadership of Judges David B. Sentelle '68 and Karen L. Henderson '69 of the U.S. Court of Appeals for the D.C. circuit. The event was a tremendous success and wonderful opportunity for alumni to visit with friends and colleagues. Guests enjoyed remarks from Dean Gene Nichol and Judge Sentelle. Special thanks to Karen Popp '85 and the folks at Sidley Austin Brown & Wood, LLP for hosting this event.



Shree Vattikuti '97, co-chair of the D.C. Regional Alumni Council; Megan Sunkel '03; Rebekah Toton '03 and Angela Xenakis '03, associate at Sidley Austin Brown & Wood.



The Honorable David B. Sentelle '68 with friends and alumni at Sidley Austin Brown & Wood.



Campaigns Established to Honor Ferebee Taylor, Marilyn Yarbrough and Esphur Foster

Several individual campaigns are going on right now to honor some of Carolina Law's finest faculty and staff members. Two memorial funds have been established to remember the contributions of two former faculty members who recently passed away: Chancellor Ferebee Taylor and professor of law Marilyn Yarbrough. Additionally, a special scholarship fund has been set up to honor Esphur Foster who recently retired from the School of Law after 28 years of service as the School's receptionist.

- **Ferebee Taylor Memorial Fund:** Gifts to honor Taylor are being directed to the Chancellors Scholars program. Taylor was one of three namesakes for the program along with Chancellors' Aycock and Hardin. The Chancellors Scholars program is an invaluable resource for recruiting and supporting the nation's top law students and enriching their law school experience.
- **Marilyn Yarbrough Memorial Fund:** This fund has been established to honor Yarbrough's distinguished career and dedication to Carolina. She was a true pioneer who was gracious in her desire to share her knowledge and experiences with others.
- **Esphur Foster Scholarship Fund:** In an effort to honor her years of immeasurable love and devotion to the Carolina Law community, this scholarship fund has been established and will go to support a law student who is a single parent or to one who is returning to law school as a second career.

Gifts to any of these funds can be made by using the gift form below. Questions about the funds or giving options can be directed to Mary Murray, assistant dean for External Relations, at (919) 962-7701 or msmurray@email.unc.edu. [↗](#)

Campaign Gift Form

I/We would like to make a donation to the:

- Ferebee Taylor Memorial Fund (# 2784)
- Marilyn Yarbrough Memorial Fund (# 2787)
- Esphur Foster Scholarship Fund (# 2785)

In the amount of: \$

My Check is enclosed. I'd like to pay by credit card: MasterCard VISA

Card #: _____ Exp. Date: _____

Signature: _____

Name: _____

Address: _____

City, State, Zip: _____

You may submit your gift by returning this form in the gift envelope enclosed in this newsletter or you may mail it to:

Office of Development
UNC School of Law
CB# 3380
Chapel Hill, NC 27599-3380

Alumni & Development News

Call for Nominations!

The Carolina Law Alumni Association is seeking nominations for its Distinguished Alumni Award and its Outstanding Recent Graduate Award. Letters of nomination for the 2004 Distinguished Alumni Award and the 2004 Outstanding Recent Graduate Award will be accepted until July 18 for this year's awards. Both the 2004 Distinguished Alumni Award and the Outstanding Recent Graduate Award will be presented at the annual Law Alumni Banquet on October 29, 2004, at the Carolina Inn.

The Distinguished Alumni Award

The Distinguished Alumni Award is an annual award given by the Carolina Law Alumni Association to a graduate whose accomplishments and contributions have enhanced the School of Law and the profession of law at the local, state, national or international level. The recipient must be a graduate of the UNC School of Law and should demonstrate one or more of the following:

- Excellence in the practice of law
- Excellence in public service as members of the judiciary or other elected / appointed office
- Exemplify the highest ideals of the legal profession.

The Outstanding Recent Graduate Award

The Carolina Law Alumni Association established the Outstanding Recent Graduate Award in 2002 to formally recognize recent graduates for their achievements. This award is presented to an alumnus/alumnae whose achievements have brought credit to the School of Law, the legal profession or society. The recipient must be a graduate of the UNC School of Law within the past 10 years, and must demonstrate one or more of the following:

- Accomplishments within the legal profession
- High level of community involvement

Nominations may be submitted to Louise Harris, assistant dean for Alumni and Special Programs, by e-mail at louise@unc.edu or by fax to (919) 843-9917. Nominations may also be mailed to: Louise Harris, Assistant Dean for Alumni and Special Programs, UNC School of Law, CB# 3380, Chapel Hill, NC 27599-3380. ☺

Attending the annual meetings of the NCADA, NCATL or NCBA? Please join us for a Carolina Law alumni event!

Carolina Law Alumni Luncheon

N.C. Association of Defense Attorneys Annual Meeting
Hilton Head Oceanfront Resort, Hilton Head Island, S.C.

The Law Alumni Association invites all alumni attending the NCADA annual meeting at the Hilton Head Oceanfront Resort to join friends and colleagues for a Carolina Law Luncheon at 1:00 p.m. on Friday, June 11, 2004. Dean Gene Nichol and members of the Law Alumni Association Board of Directors will be there to visit and give an update on Carolina Law.

Reservations are requested by June 4.

Carolina Law Alumni Breakfast

N.C. Academy of Trial Lawyers
Sea Trail Resort, Sunset Beach, N.C.

Join fellow law alumni at Sea Trails Resort for the NCATL annual meeting in Sunset Beach, N.C. The Law Alumni Association will host an Alumni Breakfast on Wednesday, June 16 at 8:00 a.m. Dean Gene Nichol will be present to visit with alumni. **Reservations are requested by June 9.**

Carolina Law Alumni Breakfast

N.C. Bar Association Annual Meeting
Grove Park Inn, Asheville, N.C.

The Law Alumni Association invites all alumni attending the NCBA annual meeting to enjoy an early breakfast with friends and colleagues at 7:45 a.m. on Saturday, June 19, 2004. Gather with friends and alumni and get an update on Carolina Law. The cost to attend the breakfast is \$20. **Reservations are requested by June 9.**

To reserve your space at any of these events, please contact Louise Harris, assistant dean for Alumni and Special Programs, by e-mail at louise@unc.edu or (919) 962-1592. ☺

U.S. Supreme Court Bar Admission

Carolina Law alumni gathered in the nation's capitol for the third group admission to the Supreme Court of the United States on March 2, 2004. Irvin W. Hankins III, president of the Law Alumni Association, moved the admission for Carolina Law alumni, and Chief Justice William Rehnquist gavelled the approval.

Friends and alumni enjoyed two days of events in the capitol, including a dinner party at the Metropolitan Club on Monday evening prior to the swearing-in ceremony on Tuesday, March 2. ☺

Congratulations to the following Carolina Law alumni:

George Dietrich Beischer '66
Mary Boney Denison '81
O. William Faison, Jr. '72
Emmett Boney Haywood '82
Thomas Karl Hoops '93
Craig Taylor Lynch '86
Larry E. Robbins '79
Robert E. Zaytoun '75



Carolina Law alumni on the steps of the U.S. Supreme Court Building.

Calendar of Events ~ Spring 2004

May 9 School of Law Commencement 	20 Triangle Young Alumni Social Southend Bar and Grill Raleigh, N.C.	24 Raleigh Summer Associate Reception Womble Carlyle Sandridge & Rice Raleigh, N.C.	June 1 Charlotte Summer Associate Reception Kennedy Covington Lobdell & Hickman Charlotte, N.C.	8 Greensboro Summer Associate Reception Schell Bray Aycock Abel & Livingston Greensboro, N.C.		
June 10-12 NCADA Annual Meeting  ~ Hilton Head, S.C. ~	11 Carolina Law Alumni NCADA Luncheon	12-16 NCATL Annual Conference  ~ Sunset Beach, N.C. ~	16 Carolina Law NCATL Alumni Breakfast	17-19 NCBA Annual Meeting ~ Asheville, N.C. ~	19 Carolina Law NCBA Alumni Gathering	22 Atlanta Summer Associate Reception Alston & Bird Atlanta, GA
August 26-27 Law School Orientation  Van Hecke-Wettach Hall	September 18 Law Family Day  Van Hecke-Wettach Hall	27 Murphy Lecture Featuring U.S. Sen. John Lewis Van Hecke-Wettach Hall	October 8 Dan K. Moore Program in Ethics Chapel Hill, N.C.	29 Law Alumni Association Board of Directors Meeting The Carolina Inn Chapel Hill, N.C.	29-30 Law Alumni Weekend HONORING THE CLASSES OF '54, '59, '64, '69, '74, '79, '84, '89, '94 & '99	

Alumni Welcome New Chancellors Scholars

This past March a number of alumni – including former Chancellors Scholars – joined faculty and current students for a luncheon to welcome the Chancellors Scholars for the class of 2007. These students will enter the School of Law next fall. The luncheon was sponsored by the Office of Alumni and Special Programs and designed to provide the new Chancellors Scholars with an opportunity to hear “first hand” about the Carolina Law experience and the value of a law degree from the School of Law.

The Chancellors Scholars program was founded in 1989 and provides substantial merit-based financial assistance to students of superior character, leadership and academic achievement. Modeled after the prestigious Morehead Scholar program, Chancellors Scholars are matched with a faculty mentor to develop his or her intellectual and career interests in law.

This year, the attendees were honored by the presence of former Chancellors William P. Aycock '48 and Paul Hardin who, along with Ferebee Taylor, are the chancellors for whom the program was created to honor.

A special thanks to the alumni who joined us for the luncheon:

The Hon. Patricia DeVine '83
 Donna T. Eyster '00
 Andrew H. Foster '00
 Steven M. Gebeaux '99
 Irvin W. Hankins III '75
 Reginald Johnson '97
 J. Nicholas Kendall '03
 Christopher M. Kindel '01
 Elizabeth T. MeHaffey '01
 The Honorable Ripley E. Rand '95
 Sabrina P. Rockoff '02
 The Honorable W. Erwin Spainhour '70
 James P. West '91
 T. Carolton Younger, Jr. '75

MARK YOUR CALENDAR FOR LAW ALUMNI WEEKEND OCTOBER 29 & 30, 2004

CELEBRATE YOUR REUNION AT LAW ALUMNI WEEKEND.

We will honor the classes of

'54, '59, '64, '69, '74, '79, '84,
 '89, '94 & '99

Hotel space is limited, so make your reservation today for the 2004 Law Alumni Weekend. Hotels in the UNC area include:

Best Western University Inn (919) 932-3000	Hampton Inn Chapel Hill (919) 968-3000	How Suite It is (919) 968-6866
Carolina Inn (919) 933-2001	Hampton Inn Suites Durham (919) 403-8700	The Siena Hotel (919) 929-4000
Days Inn Chapel Hill (919) 929-3090	Holiday Inn Express Chapel Hill (919) 489-7555	Sheraton-Chapel Hill (919) 968-4900
Governors Club (919) 918-7260	Holiday Inn Chapel Hill (919) 929-2171	Walden Executive Suites (919) 929-8634

Would you like to help plan your class reunion? Please contact Louise Harris, assistant dean for Alumni and Special Programs, at (919) 962-1592 or lharris@email.unc.edu.

Nelson Mullins Riley and Scarborough, LLP hosts Carolina Law's first Big Firm Campaign Kick-off.

On March 23, Carolina Law alumni from across North Carolina gathered at the Raleigh office of Nelson Mullins Riley and Scarborough, LLP to kick-off the Big Firm Campaign. Nelson Mullins joins the Big Firm Campaign this year, and they are the first of the firms participating to achieve 100 percent giving participation!

The Firm Campaign is led by firm campaign representatives from law firms with a minimum of six Carolina Law alumni. Each year, participation in the Firm Campaign continues to increase, with a record 12 law firms achieving 100% participation from Carolina Law graduates.



Carolina Law alumni from participating firms listen to an update regarding new developments at the law school.

This year Nelson Mullins Riley and Scarborough, LLP has set the standard that we hope all participating firms will achieve: 100 percent participation. Special thanks to Bill Gammon '77, Noah Huffstetler '76 and the folks at Nelson Mullins for organizing this wonderful event. ☺



Dean Gene Nichol and Bill Gammon '77. Gammon presented Nichol with a check from Nelson Mullins the evening of the kick-off marking Nelson Mullins as the first firm to reach 100% participation in 2004.

Detach here

The University of North Carolina School of Law Alumni Information Update Form

The Law Alumni Association needs your help to stay in touch. Please use the form below to note address changes, career information or other news you would like to share through the *Alumni News*. We look forward to hearing from you.

First Name _____ Middle _____ Last _____ Class Year _____

Employer _____

Business Address _____ City _____ State _____ Zip _____

Business Phone (____) _____ Business Fax (____) _____ E-mail _____

Home Address _____ City _____ State _____ Zip _____

Home Phone (____) _____ Do you prefer to receive mail at your home, or your business?

Is there news you'd like to share with your fellow alumni? _____

Please mail or fax to: **Louise Harris**, UNC-Chapel Hill School of Law, CB #3380, Chapel Hill, NC 27599-3380 Fax: (919) 843-9917
 You may also e-mail your updates to: law_alumni@unc.edu

or submit changes online!

Visit the Carolina Law Online Alumni Directory at www.law.unc.edu/alumni

Fall Recruiting at Carolina Law

On-Campus Interviewing

Dates for on-campus interviewing visits this year are August 20 – October 8, 2004. Interviews will not be held on September 3 and 6 (Labor Day Weekend). Please keep in mind that interview dates are scheduled on a first-come, first-served basis.

Unlike many other law schools, Carolina Law allows employers to prescreen interviewees by reviewing resumes collected by the law school in the weeks prior to the on-campus interview date. Employers may choose a 20- or 30-minute interview schedule and may interview second- or third-year students. During the on-campus visit, recruiters are given reserved parking spaces next to the law school, greeted by a student who escorts them to the Career Services Office (CSO) and treated to lunch at the Carolina Club.

Other Recruiting Methods: Resume Collections and Direct Contact

Employers do not have to come on-campus in order to recruit Carolina Law students. The CSO offers employers two other methods of recruiting students for summer and permanent positions. The first option is called a "resume collection." Upon request from the employer, the CSO will advertise to its students the availability of summer clerkships or permanent positions with an employer. The office will collect resumes over a two-week period and will send the resumes as a group to the employer. The employer may then contact the law school to set up an on-campus interview or the individual student to schedule an interview at a mutually convenient time and location. The second type of off-campus recruiting activity is called "direct contact." At the request of the employer, the CSO will advertise the employment opportunity to Carolina students and interested students will contact the employer directly.

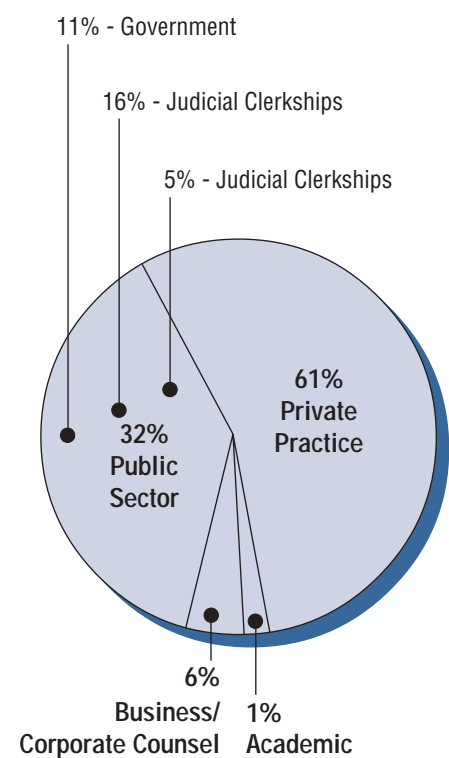
To recruit Carolina Law students by any of the methods listed above, please complete the recruiting form found in our "Invitation to Recruit." A copy of the "Invitation to Recruit" can be downloaded online at <http://www.law.unc.edu/recruiting/interviews.html>, or you may contact Kala Glenn-Pruitt, recruiting administrator, at (919) 962-0280 or kvglennp@email.unc.edu.

Fees for Fall Recruiting*

Law Firm (1-5)	\$75
Law Firm (6-10)	\$110
Law Firm (11-50) ...	\$225
Law Firm (51+)	\$275
Corporations	\$275

* Government agencies and public interest organizations are exempt from all fees.

Class of 2003 Employment by Category



CALLING ALL ALUMNI! Career Services is planning the 4th Annual Carolina Law Career Night and Alumni participation is needed!

Many first year students do not know in which area of law they want to practice. They may not know what it means to be an entertainment lawyer or a lawyer who does labor or securities work. They may not have thought about working for the government or becoming a solo practitioner.

For the fourth year, the Career Services Office (CSO) is organizing a program at the School of Law to help students better understand their career options. Current plans are to hold an evening session in early November to provide students with an opportunity to talk with attorneys working in various areas of specialty. Attorneys will be seated at a table behind a sign with his or her area or type of practice, and the students will circulate from table to table asking questions. Last year, nearly 40 alumni and more than 150 students participated.

In order to provide as large a range of practice areas and types as possible, the CSO needs the participation of alumni who are interested in assisting our students. If you are willing to volunteer an evening of your time, please contact Ellen Hill, deputy director of CSO, at (919) 843-9918 or eshill@email.unc.edu.

Faculty Notes

John Boger

Professor of law John Boger's article, "Foreward – Acts of Capital Clemency: Words and Deeds of Governor George Ryan," will be published in an upcoming *North Carolina Law Review*. In February, he presented "After Michigan: The Future of Race-Conscious Student and Faculty Assignments in K-12 Education" at the School of Law's Festival of Legal Learning.

Lissa Broome

Director for the Center of Banking and Finance and Wachovia Term Professor of Banking and Finance Lissa Broome spoke on national banks and the preemption of state laws at the School of Law's Festival of Legal Learning in February. Also in February, she moderated a panel discussion on "Information-Sharing, Money-Laundering, and Other Issues Facing Financial Institutions" at the *North Carolina International Law and Commercial Regulation Journal's* symposium, "The USA PATRIOT Act: Privacy v. Security in Post-9/11 World." In April Broome directed the 8th Annual Banking Institute in Charlotte. Her article, "The Legal Giant that Propelled North Carolina Banks to National Prominence: Paul J. Polking, Marion A. Cowell, and Jerone C. Herring," was published in the *North Carolina Banking Institute Journal*.

Kenneth Broun

Henry Brandis Professor of Law Kenneth Broun published the Sixth Edition of Brandis & Broun on *North Carolina Evidence* in March. His article, "Death and Privilege," appeared in the spring issue of the *North Carolina State Bar Journal*.

John Calmore

In February Reef C. Ivey II Research Professor of Law John Calmore gave a lecture, sponsored by the American Constitution Society chapter of the University of Virginia School of Law, entitled "Justice Warren – Thanks for the Memories: The End of Legal Liberalism and the Search for Social Justice Outside the Supreme Court." In January he served as a panelist at the joint program of the clinical, litigation, and poverty law sections at the Association of American Law Schools annual meeting in Atlanta. His topic was "Critical Pedagogy and Social Justice Lawyering: The

Bridge Over the Troubled Waters of Theory and Practice." His prospective publications include "Displacing the Common Sense Intrusion of Whiteness from Within and Without: 'The Chicano Fight for Justice in East L.A.,"' *California Law Review* (forthcoming 2004); "Chasing the Wind: Pursuing Social Justice, Overcoming Legal Miseducation, and Engaging in Professional Re-Socialization," *Loyola L. A. Law Review* (forthcoming 2004); and "Social Justice Advocacy in the Third Dimension: Addressing the Problem of 'Preservation Through Transformation,'" *University of Florida Journal of International Law* (forthcoming 2004). The latter publication arises out of Calmore's participation in the Critical Global Classroom held at the Universidad de Buenos Aires Facultad de Derecho last summer. He also is serving in his second year on the board of directors of Oxfam America.

Donald Clifford

Aubrey L. Brooks Professor of Law Donald Clifford participated in "Harmony & Discord: Consumer Protection in Commercial Transactions," a panel discussion at the American Bar Association's business law section meeting held this past April. This July, Clifford will teach international sales law in the Hofstra-Nice summer program in Nice, France.

John Conley

William Rand Kenan Professor of Law John Conley's article, "The International Law of Business Methods Patents," appeared in the *Federal Reserve Bank of Atlanta's Economic Review*. Another version of the article, adapted for a European audience and entitled "Strolling Down State Street: The International Law of Business Methods Patents," appeared in *Information & Communication Technology Law*, a journal published in the United Kingdom. In January, Conley spoke to the annual meeting of the UNC System University Counsels in Chapel Hill on the topic of electronic discovery. He spoke on the same topic in February at the School of Law's Festival of Legal Learning, and to the Mecklenburg County Bar Association on "Recent Developments in the North Carolina Law of Scientific Evidence." In March Conley and Professor Andrew Chin presented a seminar on gene patents at the UNC School of Nursing. Conley is also serving on a University-wide task force to consider the ethical, legal and social implications of screening newborns for a genetic anomaly called "fragile X syndrome."

Charles Daye

Henry Brandis Professor of Law Charles Daye's authored, by invitation, two short items, "The United States Housing Act of 1937" and "The Housing and Urban Development Act of 1965," that are included in *Major Acts of Congress*, an encyclopedia edited by Brian Landsberg, editor-in-chief, and published by Macmillan Reference USA. In March Daye made a presentation as a panelist on the 2004 Mitchell Lecture Series at the University of Buffalo Law School. The title of the program was "Who Gets In?: The Quest for Diversity After Grutter." He recently received phase I of a substantial grant awarded to a team of scholars for an interdisciplinary research study on whether, and if so how, personal factors (including race, ethnicity, gender, experience and other matters) contribute to "educational diversity." In addition to Daye, the team is comprised of Dr. Abigail Panter, UNC-Chapel Hill professor of psychology; Dr. Walter Allen, UCLA professor of sociology; and Dr. Linda Wightman, UNC-Greensboro department chair and professor of educational research methodology. Daye has been elected to the Council of the Administrative Law Section of the North Carolina Bar Association.

Elizabeth Gibson

Burton Craige Professor Elizabeth Gibson participated on a panel on "Hot Topics in Bankruptcy" at the meeting of the Fellows of the American College of Bankruptcy in Washington, D.C., this past March.

Thomas Hazen

Cary C. Boshamer Professor of Law Thomas Hazen's book, *Corporate Finance: Cases and Materials* was published in January by Thomson-West. Hazen's co-author is former Carolina Law professor Jerry Markham.

Donald Hornstein

Reef Ivey II Research Professor of Law Donald Hornstein's chapter on "Clean Science" will be published in *The New Progressive Agenda* later this year. In April Hornstein presented a paper on "Insights from Complexity Theory on Adaptive Governance" at the *Duke Law Journal's* Administrative Law Symposium. He also presented a paper on the Data

continued on page 15

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Quality Act at the University of Maryland School of Law. In February Hornstein taught a 4-hour seminar on environmental information at the School of Law's Festival of Legal Learning's Environmental Law Symposium.

William Marshall

Professor of law William Marshall has participated in numerous programs across the country, including workshops at Northeastern Law School and Boston University; a symposium on judicial selection at Cardozo; a symposium on the legal autonomy of religious organizations at Brigham Young; and a symposium on the law of democracy at the University of Pennsylvania.

Hiroshi Motomura

This fall Dan K. Moore Professor of Law Hiroshi Motomura will be on leave in Germany, as the first Lloyd Cutler Fellow at the American Academy in Berlin. The Cutler Fellowship is one of the Berlin Prize Fellowships, of which about ten are awarded each semester to academics, journalists, novelists and artists to spend a semester in residence at the Academy to work on projects relating to Berlin, Germany, or Europe. His project at the Academy has the working title, "Germany: A Country of Immigration or a Nation of Immigrants?" Motomura was also reappointed to the American Bar Association's Commission on Immigration Policy, Practice and Pro Bono. Motomura presented at a number of programs this spring: "Brown, Noncitizens, and the Idea of Equality" at New York Law School's Brown is Dead? Long Live Brown!: A Commemorative Symposium Analyzing the Influence of Brown v. Board of Education; "Racial Profiling After 9/11:

Immigrant Rights and Civil Rights" at the School of Law; "Immigration Reform: Justice or Exploitation?," at the University of North Carolina at Chapel Hill; and "Immigration and Citizenship After 9/11," at the School of Law's Festival of Legal Learning. He has participated as a panelist on "Demore v. Kim," at a Georgetown University Law Center Symposium on the Supreme Court and Immigration and as a panelist on "Immigration Law Reform," at the School of Law. Motomura served as moderator for "Citizens and Non-Citizens: National Security, Immigration and Creation of the Other," at Harvard University's National Asian Pacific American Conference on Law and Public Policy and also for "Cases in Controversy: Recent Lawsuits and Developments in Criminal and Immigration Law" at the School of Law's symposium, The USA PATRIOT Act: Privacy v. Security in a Post-9/11 World.

Gene Nichol

This past January, Dean and Burton Craige Professor of Law Gene Nichol delivered the Pauley Lecture in Pinehurst, N.C., entitled "Patriots, National Security and Civil Rights." He also gave the keynote address, on judicial independence, at the annual meeting of the Colorado Judicial Institute in Denver. His essay, "Educating for Privilege," appeared in *The Nation* magazine. Nichol chaired Secretary of State Elaine Marshall's Council on Legislative Lobbying. He wrote "Ignoring Equality" for the anthology, *Where We Stand: Southerners on the State of Our Union* (forthcoming in 2004 from NewSouth Books).

John Orth

William Rand Kenan Jr. Professor of Law John Orth recently published "Relocating Easements: A Response to Professor French" in the *Real Property, Probate and Trust Journal* (2004). In March he delivered the Brendan Brown Lecture at Loyola

Law School in New Orleans. The lecture, "The Secret Sources of Judicial Power," will be published in the *Loyola Law Review*. In April Orth spoke to the American Constitution Society at Brigham Young University Law School on "Substantive Due Process in Context."

Gerald Postema

Cary C. Boshamer Professor of Philosophy Gerald Postema's article, "Melody and Law's Mindfulness of Time," was recently published in volume 17 of *Ratio Juris*. In February, he lectured on "Jazz, Jokes, and Jurists," at the University of Victoria in Victoria, British Columbia. In May, he is scheduled to discuss "Sweet Dissonance: Law, Disagreement, and Public Reason," at the University of Athens in Athens, Greece.

William Turnier

Willie Person Mangum Professor of Law William Turnier presented "Meeting the Cost of Higher Education" at the School of Law's Festival of Learning.

Mark Weisburd

Professor of law Mark Weisburd will take part in a workshop on "International Customary Law on the Use of Force: A Methodological Approach" at the University of Macerata, Italy, in June.

Deborah Weissman

Director of Clinical Programs and associate professor of law Deborah Weissman's article, "The Human Rights Dilemma: Rethinking the Humanitarian Project," will appear in an upcoming issue of the *Columbia Human Rights Law Review*.

Class Notes

'48

John Richard Jordan, Jr. received the University Award for service to higher education, the highest honor given by the board of governors of the University of North Carolina.

'60

E. Osborne Ayscue, Jr. has received the Mecklenburg Bar Foundation's first Professionalism Award. The award has been named to honor Ayscue and will be presented each year as the "Ayscue Professionalism Award."

'61

Howard Alvin Knox Jr. was elected president of the Seventh Judicial District Bar Association covering Nash, Edgecombe and Wilson counties. **James Rochard Vosburgh** presided over the regionals of the annual Wade Edwards High School Mock Trial competition sponsored by the N.C. Academy of Trial Lawyers.

'62

Julius LeVonne Chambers delivered a speech commemorating the 50th anniversary of Brown v. Board of Education as part of the Race and Gender Institute at UNC-Greensboro.

'64

James Baxter Hunt, Jr. recently received the Outstanding Achievement Award from the North Carolina Electronics and Information Technology Association (NCEITA). The award recognizes a career-long commitment to the advancement of the information technology industry.

'69

James Robert Bryant III has joined Dechert, LLP as a Charlotte-based partner in their finance and real estate group. **Neill Gregory McBryde** wrote the forward for *The Family Limited Partnership Deskbook, Forming and Funding FLPs and Other Closely Held Business Entities*, a new book published by the ABA. **Burley Bayard Michell, Jr.** has received the North Carolina Citizens for Business and Industry Citation for Distinguished Public Service in recognition of his 30 years of public service. **Robert A. Wicker** has joined Helms Mullis and Wicker as partner.

'70

Dillard Martin Powell has formed the new law firm of Powell & Bridges with Ulmer Z. Bridges III. **Geoffrey Maclaren Yaryan** is still practicing as a criminal defense attorney in California. His office is located in Palm Desert, which is close to Palm Springs, Calif.

'72

John Stanley Willardson has been elected to a three-year term on the board of the North Carolina Center for Public Policy Research.

'73

Alan Scott Hicks has been appointed to the board of trustees of the North Carolina School of Science and Mathematics by the UNC Board of Governors. **Linda Mace McGee** has been elected to another term on the board of the North Carolina Center for Public Policy Research.

'74

Richard Wright Wilson has been named among the "Legal Elite" by *Business North Carolina* magazine. He is a partner in the law firm of Nexsen Pruet Adams Kleemeier, PLLC.

'75

Ronald Thomas Lindsay has been named vice president-general counsel and corporate secretary for Bowater Incorporated. **Robert Flynn Orr** has announced his retirement from the N.C. Supreme Court. He plans to lead a new free-market group that is considering suing the state over tax breaks and other issues.

'78

John Bruce is the 2004 recipient of the Outstanding Government and Public Sector Attorney Award presented by the NCBA's Government and Public Sector section. **Sidney**

Katherine Powell chaired the 19th Annual Fifth Circuit Appellate Practice and Advocacy Seminar in New Orleans, February 5-7. The event was co-sponsored by the Eleventh Circuit Historical Society and the appellate sections of the Georgia, Alabama and Florida Bar Associations. Powell spoke on the topic of "How to Reverse a Case on Appeal." She also spoke at the Federal Bar Association's Federal Civil Practice Seminar in Dallas on "Federal Appellate Practice in the Fifth Circuit."

'79

Gary Francis Young has formed the firm of Lovekin, Young & Orndoff in Hickory, N.C. The practice, formerly known as Steve Lovekin & Associates, concentrates in personal injury, workers compensation and family law. **Ann Elizabeth Hanks** has formed the new law firm of McAllister & Hanks, PLLC in High Point, N.C., for the general practice of law. She will continue to practice in the areas of estate planning and administration.

'80

Penni Pearson Bradshaw has been named chairman of the board of directors for Goodwill Industries of Northwest North Carolina. She will serve a one-year term. **Jane Harper** participated in the annual holiday flotilla at Wrightsville Beach, N.C.

'82

Sally Ann Lawing has become a fellow of the American College of Trial Lawyers. She is the first woman from North Carolina to be selected by the college. She also recently formed The Lawing Firm, P.A. in Greensboro, N.C. The firm will represent plaintiffs in catastrophic medical malpractice cases. **John S. Arrowood** has been appointed by Gov. Mike Easley to the N.C. Arts Council. **Milton Lewis** was a featured speaker at a Martin Luther King memorial service in Henderson, N.C.

'83

Denise Smith Cline became a partner at Smith Moore, LLP in their Raleigh, N.C. office. **Donna Palmer Moffitt** has accepted the position of director of the N.C. Aquarium in Ft. Fisher, N.C. **Thomas Dean Myrick** has joined Moore & Van Allen as a member in their Charlotte, N.C. office.

'87

Michael Eugene Smith has retired and lives in Asheville, N.C.

'88

Anthony T. Lathrop welcomed the birth of his son, Henry Fishburne Lathrop, on November 3, 2003. **Jacques S. Whitfield** has just completed his sixth year as the general counsel for the

Grant Joint Union High School District in Sacramento, Calif. In addition, Jacques and his wife, Nicole Marie, have just celebrated their 10th wedding anniversary. **B. Perry Morrison, Jr.** announces the formation of the Morrison Law Firm, PLLC. The firm practices in the areas of workers compensation and social security disability. **Jeffrey Brian Parsons** has joined the Raleigh, N.C. office of the law firm, Conner Gwyn Schenck, PLLC. Parsons will practice in the areas of construction law and public contracting.

'89

William Guin Scoggin became a partner at Kennedy Covington Lobdell & Hickman in the Raleigh, N.C., office. **Mark Andrew Stafford** has joined the law firm of Nelson Mullins Riley and Scarborough, LLP as a partner in their Winston-Salem, N.C., office. **James Hugh Slaughter** published "Loosen Up" in *Association Management*, the business magazine of the American Society of Association Executives. The article focuses on making board of directors meetings less formal and more manageable. **William Guin Scoggin** has been appointed by Secretary of State Elaine Marshall to the advisory council on legislative lobbying policy and regulation. He is partner and co-chair of Kennedy Covington's governmental relations practice group. **James Hugh Slaughter** was on the faculty of the 25th Annual Communication Association of Law Seminar in Las Vegas, Nev., sponsored by the Community Associations Institute. The program included case law updates, property construction claims, fair housing issues and other community association concerns.

'90

Alan Aron Andrews was elected president for the N.C. Association of Police Attorneys for 2004. **Thomas Ashton Beckett** announces the birth of his son, Isaac Thomas Ellington Beckett, born September 29, 2003.

'91

Daniel Lyndon Deuteran formed the Deuteran Law Group, PA in 2003. The firm specializes in workers' compensation, personal injury and social security disability and is located in Greensboro, N.C.

'92

Martin Hal Brinkley has joined the Raleigh, N.C., firm of Smith, Anderson, Blount, Dorsett, Mitchell & Jernigan as a partner practicing corporate and commercial law. **Amy Beth**

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IN MEMORIAM

'30
Kelso Currie Hambricht
William Logan Higdon, Sr.

'33
James Major Baley, Jr.

'41
James Hinton Pou Bailey
Samuel Richardson Leager

'42
N. Ferebee Taylor

'48
William Robert Pope

'49
David Newton Henderson

'50
Charles Groce James
Ralph Madison Stockton, Jr.

'53
Roy Morgan Cole
Wallace Roosevelt Gray

'54
Frances Jeanne Owen

'60
Louis Joseph Fisher, Jr.

'61
Daniel Winder Haley

'64
Forrest Leonard Collier III

'65
Henry Stancil Manning, Jr.

'72
Irvin "Ike" P. Breedlove, Jr.

'75
George Atkins O'Hanlon

'78
Gary Ernest Brinson

'83
Robert Clare Briskin

'92
Jonathan Paul Luna



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Class Notes

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Freedman has relocated her practice from Salisbury, N.C., to a small town in Currituck County. Her practice is limited to domestic law. Freedman was also admitted on motion to the New York Bar in 1999. In 2000, she married Allen Becker who resides in Niagara Falls, N.Y. **J. Michael Cornett** became a member at Miller & Chevalier in the Washington, D.C., office. **Jeffrey Evan Noecker** was recently certified as a specialist in criminal law and criminal appellate practice by the N.C. State Bar Board of Legal Specialization. He is in his ninth year of solo practice in Wilmington, N.C. **Brian Thomas Atkinson** has returned to Moore & Van Allen as a partner in the securities practice of its Charlotte, N.C., office. He was previously serving as general counsel of MedCath Corporation. **George Wayne Goodwin** is running as the Democratic candidate for the N.C. Commissioner of Labor in 2004.

'93

John Hemstreet Carmichael became a partner at Kennedy Covington Lobdell & Hickman in the Charlotte, N.C., office. **Scott Evan Leo** [RIGHT] became a partner at Parker, Poe, Adams & Bernstein, LLP in the Charlotte, N.C., office. **Patrick Martin Allen** and his wife Heather had their first child, Daniel Martin Allen, on October 15, 2003. **Beth Tillman Logan** formed a law firm with **Sherri Toler Murrell** called Logan & Murrell, PLLC, in Chapel Hill, N.C. The firm primarily practices in the areas of estate planning and probate and real estate. **Donna Rhea Rascoe** became partner at Cranfill, Sumner & Hartzog in the Raleigh, N.C., office. Rascoe focuses her practice on education, employment law and civil litigation. **J. Timothy Meigs** has joined Sughrue Mion's biotechnology group as of counsel. He focuses on patent preparation and prosecution, client counseling and licensing.



'94

Timothy Jude Rohr was elected to a four-year term on the Lenoir, N.C., City Council. **Peter John Michael Romary** will receive the title of Knight Commander of the Venerable Order of Michael the Archangel for his pro bono work on behalf of victims of domestic violence in North Carolina.

'95

Jill Hershman Cairo has joined the Reidsville, N.C., firm now called Murray Wang Glidewell & Cairo, where she will concentrate in family, criminal and general civil litigation. **Sara Wyche Higgins** became a partner at Kennedy Covington Lobdell & Hickman in the Charlotte, N.C., office. **Randolph Bland Houston, Jr.** became a partner at Hulsey, Grether, Fortkort & Webster, LLP. His practice focuses on trademark and copyright law, as well as music and

entertainment law. **Gregory Scott Brow** became a partner with the law firm of McKenna Long and Aldridge, LLP in Atlanta, Ga. Brow represents clients in trials, arbitration and appeals in business litigation, including class actions, throughout the United States. **Danny R. Glover, Jr.** and his wife Meredith, announce the birth of their third child, Dylan Malone Glover, born January 10, 2004. Glover also became a partner with the law firm of D. Keith Teague, P.A. and was recently elected to the board of governors of the N.C. Academy of Trial Lawyers. **Joseph E. Smith** became a member at Maynard, Cooper & Gale, P.C. in the Birmingham, Ala., office. **L. Stanford Sherrill, Jr.** transferred from the Littler Mendelson Atlanta office to the Littler Mendelson Charlotte, N.C., office. **James M. Wines** became partner with Dickstein, Shapiro, Morin & Oshinsky in Washington, D.C. Wines primarily practices securities litigation. **Jeffrey Douglas Barnes** has been named senior counsel at the firm of Culp Elliott and Carpenter in Charlotte, N.C. Barnes concentrates in real estate, bank lending, leasing and commercial transactions. **John Michael Clerici** became partner with the law firm of McKenna Long and Aldridge, LLP in Washington, D.C. Clerici focuses his practice on government contracts, public policy and regulatory affairs. **Kearns Davis** and his wife Ashley announce the arrival of their son, Zachary Ward Davis, on March 21, 2004.

'96

Paul Arnold Steffens became a partner at Kennedy Covington Lobdell & Hickman in the Charlotte, N.C., office. **Jonathan Christian Jordan** has been named staff attorney for Stokes County in North Carolina. **Christopher Alan Raines** and his wife Jill Doss-Raines announce the birth of their son, Wade Doss Raines. Wade was born on September 25, 2003 at Lexington Memorial Hospital in Lexington, N.C. Raines is an associate at the law firm of Biesecker, Tripp, Sink & Fritts, LLP. **C. Douglas Ferguson** was selected for a special two-month assignment with the Office of the General Counsel-Public Health Division in Rockville, Md. He will be providing advice and representation to the Indian Health Service. **Duane Joel Mauney** became a partner at Arnold & Porter in the Washington, D.C., office. He focuses his practice on litigation and product liability. **John Gordon Kelso** spoke at the 24th annual estate planning and fiduciary law seminar. He is a partner at Van Winkle, Buck, Wall, Starnes and Davis in Asheville, N.C. **Steven Lee Kennedy** became a partner in the law firm of Seyfarth Shaw, LLP in Atlanta, Ga. Kennedy practices commercial real estate development and finance law. **Grace Jendrasiak McLean** and her husband, Dr. Timothy McLean, announce the birth of their daughter, Charleston Annetta McLean, on October 1, 2003. **Shannon Thyme Klinger** was elected partner at Alston & Bird, LLP in the Atlanta, Ga., office in January 2004.

'97

Reginald James Johnson recently began serving as senior assistant to the city manager for the City of Durham, N.C. **Scott David Syfert** has joined Moore & Van Allen in their Charlotte, N.C. office. **William Soloman Dean** recently accepted an

assistant general counsel position with Freddie Mac in McLean, Va. He was previously with the Arnold & Porter law firm in Washington, D.C. **Derek Jason Allen** [RIGHT] became a partner at Brooks, Pierce, McLendon, Humphrey & Leonard in the Greensboro, N.C., office. **Jennifer Johnson Koenig** became a member of Schell Bray Aycocock Abel & Livingston, PLLC in Greensboro, N.C., on January 1, 2004. She is a board certified specialist in estate planning and probate law. **Jaye Elizabeth Bingham** became partner at Cranfill, Sumner & Hartzog in the Raleigh, N.C., office. Bingham focuses her practice on civil defense litigation and appellate practice.



'98

Christopher Jordan Simmons has joined the law office of Emmett Boney Haywood as an associate in its Raleigh, N.C., office.

'99

Carlos Enrique Mahoney became a junior partner at Glenn, Mills & Fisher in Durham, N.C. **Emily Jo Burkhardt** married Heath Joseph Vicente on August 23, 2003, in St. Mary's Church in Auburn, N.Y. **Theresa Joan Rosenberg** was awarded the Frank Turner award for her significant contributions to the state's environment as part of the annual state construction conference in February. Rosenberg is both an architect and an attorney in Raleigh, N.C. **Edward B. "Ward" Davis** has joined Bell Davis & Pitt in Winston-Salem, N.C. He will concentrate in general civil litigation.

'00

Rachel Esposito Beaulieu married Thomas Michael Beaulieu on November 8, 2003, in Morehead City, N.C.

'01

Tia Shawnetter Phillips recently joined Isaacson, Isaacson & Sheridan, LLP in Greensboro, N.C. **Candice Sylvette Wooten** assumed an associate position with the law firm of Constangy Brooks & Smith, LLC in their Winston-Salem, N.C. office. Her focus will be on employment litigation.

'03

Kristie Ellison Shufelt has joined the Phoenix, Ariz., of Brown & Bain, P.A. where she will concentrate in business litigation. **Sarah Gish Powenski** has joined Blank Rome, LLC in their Philadelphia, Penn., office. **Molly Green Huggins** has joined Smith Moore LLP in the Raleigh, N.C., office. **Hillary Burgess Leary** recently gave birth to a baby girl, Margaret Virginia Sharon, on March 20, 2004. **Christopher David Johnson** has moved to Greenville, N.C., and started working as an assistant district attorney on March 8, 2004.