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Fall 2006

### Maine Law Magazine - Issue No. 85

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# MAINE LAW

THE ALUMNI/AE MAGAZINE OF THE UNIVERSITY OF MAINE SCHOOL OF LAW

A photograph of three individuals in a courtroom setting. A man in a dark suit and red tie stands in the center. To his left, a woman in a black blazer sits at a wooden table. To his right, another woman in a grey blazer sits at the same table. The background shows rows of wooden chairs and a wood-paneled wall.

## What the Maine Law Community is Doing to Address Domestic Violence

LEFT TO RIGHT: ASSOCIATE PROFESSOR DEBORAH TUERKHEIMER; ATTORNEY GENERAL STEVEN ROWE '87; CUMBERLAND LEGAL AID CLINIC DIRECTOR DEIRDRE SMITH '94

See inside for  
2005–2006  
Annual  
Philanthropy  
Report

A PLACE OF GREAT OPPORTUNITY

ISSUE NO. 85 ■ FALL 2006 ■ PORTLAND, MAINE

# MAINE LAW MAGAZINE

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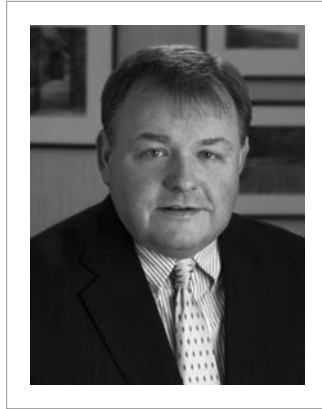
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## To Maine Law Alumni/ae and Friends

We hope you enjoyed this issue of *Maine Law* magazine. *Maine Law* is published twice a year. Issues are scheduled for the fall and spring. Thank you for your feedback and suggestions concerning this publication. Our goal is to capture all that is special and unique about the Law School, the faculty, the students, and alumni/ae. You can help through your letters and e-mails. We hope to hear from you, and we want to share with our readers your successes and celebrations.

Please send items of interest to Maine Law Alumni Office, 246 Deering Ave., Portland, ME 04102, or e-mail items to [lawalumni@usm.maine.edu](mailto:lawalumni@usm.maine.edu). Additional Law School and alumni/ae news can be found at [www.mainelawalum.org](http://www.mainelawalum.org).

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**SINCE GRADUATING FROM THE UNIVERSITY** of Maine School of Law, I have found myself curiously unable to say 'no' when it comes to the requests of the University of Maine Law Alumni Association. That I have agreed to give of my time and money is a bit of a mystery to me. After all, there is a limit as to how generous we can be with our time, energy and money. I am unable to say 'no' because of the students, professors and administrators I knew and continue to know from my years in Law School; the lawyers I know and have worked with who preceded me at the Law School or who graduated after me; and the lawyers I will work with in the future, who will graduate from the Law School in the years to come.

One doesn't have to look very far to realize that the University of Maine School of Law plays an important role in the State of Maine and beyond. Graduates serve at the highest levels of local, state and federal governments. Our alumni include former Governors, U.S. Congressmen, State Representatives, State Senators, and Judges at all levels. Our graduates play a significant role in numerous government agencies as well as in charitable, philanthropic and nonprofit organizations. Our graduates also play a role in providing legal assistance to low-income Mainers. They can be found in leadership roles in all types and sizes of businesses, which employ thousands of people. The impact of University of Maine School of Law graduates on this state and beyond can not be overstated.

In Maine, there is much public and political debate over why it is that so many of our talented young people choose to move out of state to further their education and to start their careers. There is no question that Maine has some very significant economic disadvantages. But one thing remains as true today as it has for a great many years now. The University of Maine School of Law offers an affordable opportunity for bright young students to earn a graduate degree in a profession that gives them the opportunity to remain in this state and to do good and meaningful work.

I am proud to be a graduate of the University of Maine School of Law. What we have done and will continue to do is important. Law School graduates will continue to make significant contributions to the lives of many people for generations to come. Some of these accomplishments will be very public, and some of them will be known only to those people who have been helped by us. It is most important to ensure that future generations have the opportunity to earn a quality graduate degree without mortgaging the future as well as the opportunity to live in a great state and work as a professional in an area that affects so many people. The only way to assure that this opportunity will be there in the future is for each of us to now be generous with our time, energy and money.

I must acknowledge and express my gratitude to those who have made this last year's annual fund so successful. The numbers are really quite impressive. The annual fund topped the \$300,000 mark for the first time. Total dollars given was up more than 25% from the previous year. This is largely thanks to the hard work of our class agents, members of the Board of Directors and, most importantly, the alumni for being so generous. I urge you all to raise a glass to yourselves for these efforts.

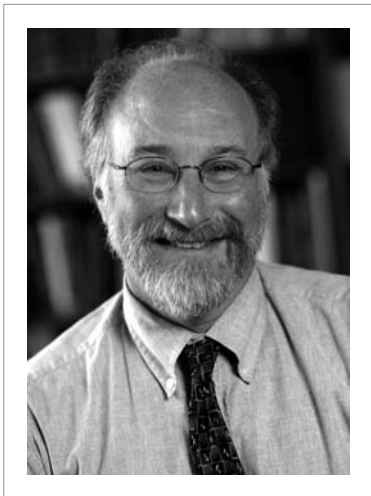
You will soon be hearing from Liz Griffin who has been elected Vice President of the Alumni Association and who will lead the next annual fund. I hope you, too, will find it difficult to say 'no.'

— MAINE LAW ALUMNI ASSOCIATION PRESIDENT, MIKE MARTIN '89



**PUBLIC SERVICE IS A CORE** element of the Maine Law School identity and enterprise. It is not simply a complement to excellence in teaching and stellar scholarship. Rather, the values of equity and public service pervade our Law School community. Our graduates enter the legal profession, private practice and the public sector, with a keen sense of justice. This issue of *Maine Law* magazine reflects these values in featuring a range of activities addressing the issue of domestic violence.

In the realm of research and policy, Professor Deborah Tuerkheimer has emerged as a national leader. Building upon her research and innovative theoretical work in domestic violence, Professor Tuerkheimer has taken her work public in speaking engagements with a wide array of audiences and in policy work in Maine and in the U.S.



Congress. Professor Jennifer Wriggins, as well, has placed domestic violence in an interdisciplinary legal context in her publications. As for direct service, faculty and students in the Law School's Cumberland Legal Aid Clinic represent clients in the domestic violence court in Lewiston, Maine. And, a number of our alums are actively involved in addressing family violence, including Maine Attorney General Steven Rowe, '87, in the public sector and Faye Luppi, '85, Kate Faragher, '97, and others in public interest practice.

Professionalism in the law necessarily involves service to the public and the pursuit of justice and so too does legal education. Principles of social justice are embedded throughout our curriculum – from financial literacy in commercial matters to policy debates in environmental law; from criminal law challenges to application of legal ethics. Students and faculty seek justice for clients in need through our longstanding clinical program and newly established juvenile justice clinic, and provide access to the marketplace through our new intellectual property law clinic. Distinguished speakers this academic year – Professor Laura Underkuffler of Duke Law School, Professor William Simon of Columbia Law School, Professor Lucie White of Harvard Law School, Chinese Supreme Court Justice Jianli Song, and many others – amplify and enrich our vision. Maine Law's increasing engagement in public policy helps to shape the rule of law for the common good.

The Law School's Donald L. Garbrecht Law Library stands as a rich resource, not just for students and faculty but also for the public. We welcome Professor Christopher Knott, most recently from Georgetown Law School, as our new Director of the Law Library, and we are pleased to name Christine Hepler, '96, as Associate Director. In the years to come, the public role of the Law Library will grow and reinforce Maine Law's engagement beyond the academy. The Center for Law & Innovation is growing as a pivotal policy and service center for the Law School, with intellectual property counsel to clients and the scientific community, public policy participation in technology and economic development matters, and marine law activity in partnership with regional ocean and coastal institutions.

Alumni and friends play a crucial role in Maine Law's advancement, as a place of opportunity for an excellent legal education and as an institution providing unique service to the community. Thanks to you, our Annual Fund effort in 2005-2006 resulted in more than \$300,000 in donations — a 25% increase from the prior year! This wonderful support enables us to provide needed scholarships for students and to enrich our program. It also helps support students in their summer work outside the Law School, some of which is featured in this issue. We count upon and sincerely appreciate your involvement and support. Please enjoy this issue of *Maine Law Magazine*, and stay in touch with us.

— LAW SCHOOL DEAN, PETER R. PITEGOFF

## Contents

Feature: What Maine Law Faculty, Students and Alumni are Doing to Address Domestic Violence ..... **2**  
 Around Campus..... **12**  
 Annual Report .....after page **14**  
 Faculty Notes.....**19**  
 Class News.....**22**  
 Alumni Events.....**28**

### 2006–07 Alumni Association Board of Directors

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## Princeton Review Names Maine Law as #1 on List of Schools ‘Most Welcoming of Older Students’

**THE PRINCETON REVIEW** named the University of Maine School of Law first in the country on the “Most Welcoming of Older Students” list in the just released “2007 Best 170 Law Schools” annual survey of students.

“Our #1 ranking in welcoming older students reflects a signature strength of the University of Maine School of Law. We are especially pleased that this conclusion comes from extensive student surveys. The diverse range of prior career and life experiences that our students bring to the Law School enriches the classroom experience and our educational community,” said Law School Dean Peter Pitegoff.

The average age of the current University of Maine School of Law student is 30. Out of the 262 students currently enrolled at Maine Law, ninety-one students are more than 30 years of age.

The Princeton Review compiled the ranking lists based on its surveys of 17,000 students attending 170 law schools during the 2003-04, 2004-05 and 2005-06 academic years. Princeton Review based its list on such data as the average student age at entry and years spent out of college before enrolling in law school. Previously, students ranked the University of Maine School of Law 3rd on Princeton Review’s “Most Welcoming of Older Students” list.

The University of Maine School of Law’s ranking on the list of “Most Welcoming of Older Students” was mentioned in an article published in the Oct. 3, 2006 issue of the Boston Globe.

## Duke Professor Teaches Property Course This Fall

**LAURA UNDERKUFFLER**, the Arthur Larson Distinguished Professor at Duke Law School, serves as a University of Maine School of Law Foundation Visiting Professor in the fall of 2006.

Underkuffler has taught at Harvard Law School, the University of Pennsylvania Law School and Georgetown Law School. She also served as the Godfrey Visiting Professor at the University of Maine School of Law in 1999. An internationally-recognized scholar in property theory, constitutional law, and the role of moral decision-making in the law, she is the author of *The Idea of Property: Its Meaning and Power* (Oxford University Press, 2003) and the recipient of Duke Bar Association’s Distinguished Teacher Award as well as the Distinguished Faculty Scholarship Award.

Underkuffler received her S.J.D. and LL.M degrees at Yale Law School, her J.D. degree at William Mitchell College of Law, and her B.A. from Carleton College.

## Dignitaries from France and New England Visit the University of Maine School of Law for Celebration of Franco-American Relations

**THE UNIVERSITY OF MAINE SCHOOL OF LAW** hosted a special celebration in September to recognize the publication of a symposium issue of the *Maine Law Review* titled “French and American Perspectives on International Law and International Institutions.” Several dignitaries were in attendance.

Speakers included the following: University of Maine School of Law Dean Peter Pitegoff; Maine’s Honorary Consul for France Severin Beliveau; Boston’s General Consul for France Francois Gauthier; and University of Maine School of Law Professor Martin Rogoff.

The symposium issue includes articles from established and junior scholars in France and the U.S. that address a number of controversial contemporary issues, while at the same time providing broader perspectives on divergences in French and American thinking. The aim of the symposium issue is to stimulate constructive dialogue between French and American legal communities concerning issues that are particularly contentious today and to contribute to a deeper understanding between the two countries.

To subscribe or for more information on the symposium issue of *Maine Law Review*, go to <http://mainelaw.maine.edu/mlrsubscribe.aspx>.

## Maine Law Professor Appointed President of the University of Maine at Presque Isle

**MAINE LAW PROFESSOR DON ZILLMAN** was named as president of University of Maine at Presque Isle for a two-year appointment. Zillman is the Edward S. Godfrey Professor of Law at the Maine School of Law in Portland. He served as dean of the Law School from 1991-2000 and as Interim President of the University of Maine at Fort Kent in 2001-2002.

“This is an exciting and challenging time for public higher education in Maine,” Zillman said. “It demands the strongest of relationships between campus and community. It demands excellence in all of the activities of the UMPI campus. I look forward to leading this splendid campus in the years ahead.”

Professor Zillman also served on the law faculty at Arizona State University, and the University of Utah and has served as visiting professor of law at the United States Military Academy and the University of New Mexico Law School. He has written more than 50 law review articles and served as the author-editor of 10 books. His areas of expertise include energy and natural resources law.

In addition to his academic year, Zillman has served as special assistant attorney general in Arizona, independent counsel to the Maine House of Representatives to resolve election contests in 2000, 2002 and 2004, and he chaired the Maine Legislative Reappointment Commission in 2003. He received his B.S. and J.D. degrees from the University of Wisconsin and his LL.M. degree from the University of Virginia.

# No Longer a ‘Private Family Matter’:

## What Maine Law Faculty, Students and Alumni are Doing to Address Domestic Violence

**A THIRD-YEAR MAINE LAW STUDENT PROVIDES** representation to a young woman filing a Protection from Abuse (PFA) order in Lewiston District Court... A professor challenges the way domestic violence is traditionally treated in criminal court, while another explores the relationship between domestic violence and insurance law... Graduate-activists reflect on their experiences with domestic violence on the community level... From direct representation to national policy reform, this *Maine Law* cover story examines the diverse contributions of students, faculty and alumni in addressing domestic violence from various fronts. Finally, within these pages, Maine’s Attorney General Steven Rowe, ’87, contributes a powerful message about the need for a workplace domestic violence policy.

WRITTEN  
BY ELIZABETH  
RAFFAELE

PHOTOS BY  
RENE MINIS

Students and faculty at Lewiston District Court.  
Left to right:  
Third-year student Colleen Mathews, Visiting Clinical Professor Christopher Northrop, third-year student Carol Copeland, Associate Clinical Professor James Burke, and third-year student Caroline Wilshusen





## The Cumberland Legal Aid Clinic — Representing Victims

**IT'S A FOGGY, RAINY MORNING IN LEWISTON, MAINE.** Even at 8:30 a.m., the streets appear relatively quiet except for the steady stream of cars passing through the city's center on Lisbon Street. A crowd gathers in front of a red brick building with the letters "Music Hall" etched in stone above the entrance, where "DV (Domestic Violence) Day" is about to begin.



"DV Day" refers to these typical Friday mornings in Lewiston, where the court may sort through anywhere from 11 to 20 Protection From Abuse (PFA) cases in a single day. For anyone at Lewiston District Court on a Friday, the atmosphere appears chaotic. But, as the judge will say, without the presence of students and faculty from Maine Law's Cumberland Legal Aid Clinic, these Fridays would be "unimaginable."

Inside there is more evidence that the building was gutted from its former use as a music hall. A judge, with dark-rimmed glasses, calls the names of the women looking to obtain a PFA. As he finishes, a flurry of activity begins both inside and outside of the courtroom, for this is when third-year students from the Law School go about the business of seeking justice for their clients, working cases from start to finish sometimes literally minutes after meeting their clients for the first time.

Inside the courtroom. Left to right: Carol Copeland, Caroline Wilshusen, Visiting Clinical Professor Christopher Northrop, and Colleen Mathews

"Fridays are like emergency room surgery," explains E. James Burke, an associate clinical professor of Maine Law, who is supervising the students on this particular day. "DV day is you show up, you see who shows up, you take which cases are there, and you do them."

The assistance of the Cumberland Legal Aid Clinic enables the court to filter through what are often the most challenging of cases. Like many other court systems in the country, Lewiston District Court is overburdened and underfunded, making the services provided by the clinic essential.

**"Fridays are like emergency room surgery. DV day is you show up, you see who shows up, you take which cases are there, and you do them."**

— E. JAMES BURKE, ASSOCIATE CLINICAL PROFESSOR

According to Cumberland Legal Aid Clinic Director and Associate Professor Deirdre Smith, '94, Law School students help on average 225–250 individuals a year, and a majority of cases involve family court. Founded in 1969, the Cumberland Legal Aid Clinic is one of the key providers of legal assistance to low-income Mainers in Southern Maine. In addition to providing direct representation to those who need it, the clinic provides a highly valuable opportunity for law students to actually handle a regular case load under the supervision of faculty.

Students manage anywhere from 20–30 cases during the semester clinic. Currently, the Law School offers students three clinics including a General Practice Clinic, a Prisoner Assistance Clinic and a new Juvenile Justice Clinic, which started this fall (*see related story on page 14*), in addition to an intellectual property law clinic operated separately in Maine Law’s Center for Law and Innovation.

There are two third-year students in Lewiston on this particular day, and they divide their time between negotiating with the defendant, conferring with their clients, all while getting supervision from Burke, who himself takes a case on this particular day.

“The goal of the clinic is to learn how to be a lawyer, which is not the same as learning the law,” Burke explains. “They get to figure out what kind of lawyer they will be, and how they will conduct themselves. There are an infinite number of possibilities. The students who get the most out of it are the ones who understand how to come to grips with what is a very complex professional job.”

Caroline Wilshusen, of Gorham, is one of those students. Wilshusen says she is developing a sense of what kind of attorney she wants to be by learning how to interact with her clients, how to handle aggressive opposing counsel, and how to conduct negotiations. On this particular day, she gets plenty of practice.

“I happen to be one of those people who really enjoys (legal) theory, but it helps me to understand the theory of law better to be in the trenches and to see how it plays out,” Wilshusen says. “Your job is to be their representative whether you agree with what their choices are or not (and) that was the real learning curve for me. I don’t think you can understand how to interact with clients until you interact with them in the role of an attorney.”

On Fridays in Lewiston, students also get to interact with a number of other professionals including members of the Abused Women’s Advocacy Project (AWAP), who go to DV court every Friday and work closely with Maine Law’s Cumberland Legal Aid Clinic and the women who show up seeking PFAs.

At the end of “DV” day, students and faculty left Lewiston around 1 p.m., a fairly “light” day in Lewiston, according to Burke, who says some Fridays hearings last well into the afternoon.

### Faculty Engagement — National Domestic Violence Policy Reform

**IN THE MANHATTAN D.A.’S OFFICE**, there is no shortage of criminal domestic violence cases crossing a first-year’s desk, but seldom are young prosecutors eager to take them.

For one thing, many victims are often reluctant to testify. Domestic violence cases are also often linked with other concurrent legal matters such as divorce proceedings, spousal support cases or custody battles. Furthermore, because domestic violence usually involves a pattern of behavior intended to control another person, many of the interactions between victim and batterer remain outside of the realm of criminal prosecution. As a result, these cases are fraught with challenges, especially for new attorneys.

Contrary to other first-years in the Manhattan D.A.’s office, however, Deborah Tuerkheimer, now an associate professor in the Law School, did not shy away from these cases when she worked as a prosecutor during the mid-90s. Instead, she began to focus on domestic violence cases because of their challenging nature. (*See sidebar “Q&A with Tuerkheimer” on the next page.*) In fact, Tuerkheimer later went on to become the Special Assistant for Domestic Violence, responsible for supervising and training all junior prosecutors at the D.A.’s office. Since then, she has emerged as a national voice on domestic violence policy reform.



Cumberland  
Legal Aid Clinic  
Director and  
Associate  
Professor  
Deirdre Smith '94



Law School  
Associate  
Professor  
Deborah  
Tuerkheimer



## A Q & A with Associate Professor Deborah Tuerkheimer

### Q: How did your early experiences in the Manhattan D.A.'s Office affect your work in domestic violence policy reform?

A: I think my interest in domestic violence really did grow out of my experiences with the victims in the cases I was given as a new prosecutor. Those were cases that to me felt the most challenging and provided the greatest opportunity to make a difference in the lives of the people who we were trying to help. I had a few cases in the beginning that really did get under my skin in terms of my relationships with the victims. They provided me with a framework for my work going forward and for my interactions with other women in these types of situations.

### Q: In your scholarly articles you frequently refer to the narratives of victims. Why?

A: I think it's a way for me to try to bridge these worlds: my practice experience and my academic writing. I never want to become severed from the real world, nor do I want the reader of my pieces to forget that we are talking about real lives. So for me, my research begins with people. It begins, in particular, with battered women and the problems that they are experiencing, and it works upward or outward from there. ▶

CONTINUED ON NEXT PAGE.

"There are a lot of prosecutors who are very concerned with racking up convictions, but Deb was someone who wanted justice served," recalls Nichole Williams, who worked with Tuerkheimer in the Manhattan D.A.'s office from 1997 to 2001.

Not only did Tuerkheimer take these challenging cases on, but she also displayed a certain depth of understanding early on for effectively prosecuting them, according to Manhattan Assistant District Attorney William Darrow, '81. Darrow, who is a Bureau Chief in the Manhattan D.A.'s office, oversaw the Bureau in which Tuerkheimer worked her first three years in the D.A.'s office.

"She has a great deal of sympathy for the victims in these cases, yet she also had the appropriate sensibility to the rights of the accused," says Darrow.

This sensibility not only informed Tuerkheimer's work as a lawyer but her work as a scholar and teacher as well. At the Law School, Tuerkheimer teaches courses in criminal law, criminal procedure, evidence and domestic violence. In all of these areas, Tuerkheimer draws upon her work representing victims of domestic violence, often recounting the stories of victims in their own words in her articles.

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**"There are a lot of prosecutors who are very concerned with racking up convictions, but Deb was someone who wanted justice served."**

— NICHOLE WILLIAMS-MILLER, CORPORATE COUNSEL, SYMANTEC CORP.

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As a result of her scholarship, Tuerkheimer was recently selected to be part of a small working group put together by Sen. Joseph Biden in order to consider proposing federal legislation on the prosecution of domestic violence. Biden assembled the group in light of several recent U.S. Supreme Court decisions that affect the requirements for the admission of hearsay evidence under the Confrontation clause of the Sixth Amendment. In her article "Crawford's Triangle: Domestic Violence and the Right of Confrontation," Tuerkheimer explores both the theoretical and practical ramifications of these decisions on the prosecution of domestic violence cases.

In another article, "Recognizing and Remediating the Harm of Battering: A Call to Criminalize Domestic Violence," Tuerkheimer proposes a new criminal statute for the prosecution of domestic violence cases that, in her view, more accurately reflects the nature of these crimes. In the spring of 2006, Tuerkheimer also published a related article entitled "Conceptualizing Violence Against Pregnant Women." This summer, Tuerkheimer gave a plenary presentation at the National Coalition Against Domestic Violence conference in Atlanta, Georgia, at which she discussed her domestic violence policy work.

Current laws are not "premised on the ongoing patterned nature of domestic violence," Tuerkheimer explains. "Domestic violence can not be captured by a single incident or moment in time, and this really creates a problem with applying traditional criminal law models. This battering statute really tries to get at the course of conduct that is characterized by power and control. Rather

than looking at a single assault, it looks at what happens in the space between physical incidents and tries to grab all of it under criminal law,” she concludes.

Tuerkheimer is also active with state-wide efforts aimed at domestic violence policy reform. Selected as part of Gov. Baldacci’s Advisory Council on the Prevention of Domestic and Sexual Violence, she was charged with helping to provide the state recommendations on how to improve the state’s response to domestic violence. The committee’s final report made widespread recommendations including amending the bail code, improving the process for PFA orders, implementing technological enhancements for the entire court system, and approving educational programs for batterers.

### Maine Law Graduates Contribute to a Community Response

**MAINE LAW GRADUATE FAYE LUPPI, ’85**, remembers when domestic violence was still treated tacitly by Maine courts as a ‘private, family matter.’ As she embarked on her legal career working as a prosecutor, the tide was just beginning to turn.

Less than twenty years later, one can view through the eyes of the woman who is now the project director of Cumberland County’s Violence Intervention Partnership, the evolution of Maine’s legal response to the issue of domestic violence.

“I actually got involved early on as a prosecutor in trying some of the earliest domestic violence cases before there was widespread recognition that it was not a private, family matter,” Luppi recalls. “The climate in court was just beginning to change in terms of prosecution and awareness.”

Since 1997, Luppi has led the Violence Intervention Partnership, which coordinates Cumberland County’s response to domestic violence. Its purpose is to bolster the safety of victims, while increasing accountability among batterers.

The project encompasses many initiatives including efforts aimed at increasing awareness about domestic violence among Maine’s growing immigrant and refugee population. It also plays a role in policy by recommending legislative changes, working with various agencies to identify potential gaps in domestic violence laws. For example, the Violence Intervention Partnership assisted in the passing of the Maine’s anti-stalking laws, which are among the strongest in the country, and it helped launch the state’s pilot “DV” court. Maine now has five such courts. The Violence Intervention Partnership also works with incarcerated women, many of whom are the victims of domestic violence, Luppi says.

Luppi, who teaches a course in juvenile law as an adjunct instructor at the Law School, is also involved in international efforts to address domestic violence. This year she coordinated a six-person team to Brazil, where she conducted training sessions with judges, police and lawyers on to how to build a coordinated and effective response to domestic violence there.

A recent graduate engaged in similar work is **KATE FARAGHER, ’97**, a community educator for the Violence Against Women Project, which provides a range of services to victims of domestic violence in Kennebec and Somerset Counties. Faragher designs and implements training and education programs

(TUERKHEIMER Q & A CONTINUED.)

#### **Q: Why did you decide to leave the DA’s office and pursue teaching?**

A: I felt like I had a perspective on the issue that wasn’t being articulated in the scholarly literature, and I was excited about the possibility of sharing that perspective. And it is really the same for the classroom... In my classes I bring my practice experience to bear just as others do because I think it’s really important for students to be able to hear that.

#### **Q: How do you see your speaking engagements as part of your work in this area?**

A: I see it as being completely integral to what my job is. Disseminating these ideas within the academy and outside of it is really important to me. I believe very strongly that I want my writing to have a practical impact, and if it stays just within academy, it is not going to do that.

If you yourself are not being victimized, you learn about these realities from other people and the stories that they tell, and you have to be open to hearing them without imposing your own conception of what it’s like out there. Similarly, I was seeing that the law had a vision about what crime was about and that was just not matching up with what I was seeing and hearing. ◀

## Statistics on Domestic Violence in Maine

- Domestic assault as reported to police occurs every 1 hour, 37 minutes in Maine.
- In 2003, 46 percent of reported assaults were domestic assaults, an increase of 11 percent from 2002.
- In 2004, 11 of the 19 homicides in Maine (58 percent) were domestic violence related.
- From 2000-2003, 65 percent of murdered women were killed by intimate partners

Source: National Coalition Against Domestic Violence

For more information on domestic violence, contact the Maine Coalition to End Domestic Violence or call 1 866-83-4HELP to identify state resources or to get involved.

for both public and private sector agencies, community groups, employers, and others. She frequently presents training programs for the Maine Department of Labor's Workplace Response to Domestic Violence.

**“People’s hackles go up when you bring the issue of domestic violence up. My ability to develop common ground and deal with policy came right out of my education from the Law School.”**

KATE FARAGHER, '97, COMMUNITY EDUCATOR FOR THE VIOLENCE AGAINST WOMEN PROJECT

An active member of the Women's Law Association while a law student, Faragher arrived at the Law School already “interested in women's plight in society,” she says. Faragher's legal training provided the “perfect preparation” for her current work advocating for victims of violence in court proceedings, conducting intervention programs for batterers and training for law enforcement personnel, she says. Working with such a wide array of agencies and individuals, Faragher says that while the climate has changed significantly on this issue, she still finds her role as an advocate a difficult one. She finds that her skills as a lawyer contribute to her ability to be more effective in such a challenging role.

“People's hackles go up when you bring the issue of domestic violence up,” Faragher explains. “My ability to develop common ground and deal with policy came right out of my education from the Law School.”

While both Faragher and Luppi maintain that significant things are occurring in Maine to address domestic violence, there are many challenges ahead. According to Luppi, funding continues to be a major issue as federal resources for victims' services dwindles, and both agree that education and awareness continue to be critical to long-term social change. (See “Statistics on Domestic Violence in Maine” in sidebar on left.) Both mentioned the state's efforts to increase awareness of domestic violence in the workplace as an important step. (See Attorney General Steven Rowe's, '87, article on page 10.) Through such efforts, many graduates of the Law School are finding themselves connected by their drive to address this issue.

“The number of alumni from the University of Maine School of Law who been able to walk the walk on this issue is pretty amazing,” Faragher concludes.

### Maine Law Professor Explores Dynamics Between Insurance Law and Domestic Violence

**IT WAS DURING THE 1990S**, when Jennifer Wriggins, now a Maine Law professor, took on a pro bono case involving a victim of domestic violence who was serving jail time in a Massachusetts prison for manslaughter.

A partner at the law firm of Pressman, Kruskal & Wriggins at the time, Wriggins' client was one of eight women serving jail time for violent crimes against their batterers, and their crimes up until that point were not characterized by self defense. Wriggins was one of a group of attorneys who prepared petitions on behalf of the women to the Massachusetts Governor's Council, which has the power to commute sentences or recommend that the Governor commute sentences. The women's stories became the subject of an Academy-Award winning



documentary called “Defending Our Lives.” Most of the women received some kind of lenience in their cases, including the woman whom Wriggins represented.

It was through her work on that case that Wriggins says she “saw many of the barriers” she now writes about as a legal scholar. In her articles, Wriggins has explored the dynamics between domestic violence and insurance as well as between gender issues and torts. At Maine Law, Wriggins currently teaches courses on torts, constitutional law, family law and insurance law.

Similar to other kinds of personal injury cases, Wriggins says that insurance frequently drives the kinds of civil cases that are brought to court. Because domestic violence injuries are not currently covered by any kind of insurance, seldom do victims of domestic violence get any sort of restitution for their injuries by filing a civil suit. Furthermore, defendants in domestic violence cases typically have few, if any, assets, making it more difficult for victims to bring about a civil suit.

“The vast majority of times those who are out to bring the law suit don’t because you can’t get blood from a stone,” Wriggins explains. “Domestic violence is used as one example of the way insurance shapes the kinds of litigation that is brought and not brought.”

In her writing, Wriggins has proposed including personal injury from domestic violence under automobile insurance. By doing so, she argues, it would be possible to provide the most widespread coverage since automobile insurance is mandatory in all states.

Domestic violence “is a public health crisis, and we need to be similarly creative,” in coming up with a solution, Wriggins says.

Professor Wriggins’ writing is frequently excerpted in insurance law and tort law case books nationally including “Insurance Law and Policy” as well as in “Studies in American Tort Law.” Currently, she is working on a book exploring race and gender within the context of tort law with Professor Martha Chamallas of Ohio State University. The book, “The Measure of Injury: Race, Gender and the Law of Torts,” will be published by New York University Press, and Wriggins expects to have the book completed in 2008. (See faculty note on Wriggins on page 21.)



2006–07  
University of  
Southern Maine  
Trustee Professor  
Jennifer Wriggins

“The vast majority of times those who are out to bring the law suit don’t because you can’t get blood from a stone. Domestic Violence is used as one example of the way insurance shapes the kinds of litigation that is brought and not brought.”

— PROFESSOR JENNIFER WRIGGINS

Named the University of Southern Maine Trustee Professor for 2006–07, Wriggins was selected by senior faculty to receive the award, which releases her from some of her teaching duties in order to pursue this book project.

Wriggins, who has been on the faculty of Maine Law since 1996, is known for her work in the classroom as well. She received the University of Southern Maine’s 2005–06 Faculty Senate Award for Excellence in Teaching. Wriggins has also taught courses on such topics as Native American law, gender and the law, as well as race, gender and sexual orientation and the law. ◀◀

# The Hidden Costs of Domestic Violence

WRITTEN BY ATTORNEY GENERAL STEVEN ROWE '87

Steven Rowe '87 has been Maine's Attorney General since 2001. Prior to taking office, he served four terms in the Maine House of Representatives. During his last term in the Maine Legislature, Rowe served as Speaker of the House.

As Attorney General, Rowe has emphasized issues related to children and families, health care and prescription drugs, civil rights education and enforcement, consumer protection, domestic violence and elder abuse. He has taken a leadership role in the National Association of Attorneys General, chairing committees dealing with prescription drug pricing, consumer health issues and underage drinking.

Attorney General Rowe holds a law degree from the University of Maine School of Law, a master's degree in business administration from the University of Utah, and a bachelor's degree from the United States Military Academy at West Point. He served as an officer in the U.S. Army and U.S. Army Reserve. Prior to becoming Attorney General, Rowe was a litigation counsel with UNUM Corporation.

**DOMESTIC VIOLENCE** – in all its ugly forms – exists in homes throughout Maine. Victims and abusers are relatives, co-workers, neighbors and friends. They teach our children, repair our cars, prepare our financial data and represent us in court. However, we seldom learn of the reality of their lives because domestic violence most often remains a secret hidden deep within the family home.

As Maine's Attorney General, I see first hand the devastation caused by domestic violence. Each year, more than half of the homicides in Maine are domestic violence related. Prosecutors and victim-witness advocates in my office work with the families of homicide victims and understand the horrific human costs of these crimes.

Children who witness domestic violence pay a higher price than most of us realize. Witnessing violence damages emotional and cognitive development. Chronic exposure can change the structure of the developing brain, particularly among children younger than three.<sup>1</sup> Neurochemical changes can cause impulsive and violent behavior.<sup>2</sup> This explains why children who grow up in homes with domestic violence are often distracted and unfocused; why they are often overaroused and hyperactive; and why they may have learning and behavioral problems.

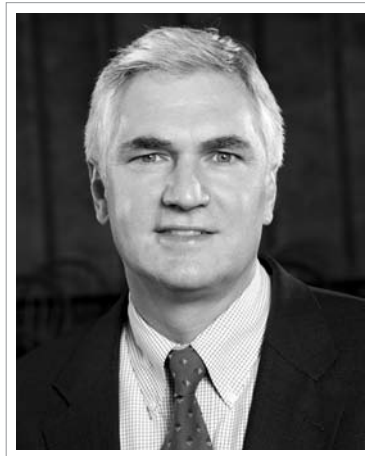
Statistics tell us that child abuse is fifteen times more likely to occur in families where domestic violence is present.<sup>3</sup> Child protective attorneys in my office know this first hand as almost half of all substantiated child protection cases involve serious domestic violence.

Another sad fact is that children who witness domestic violence often repeat the pattern of either victim or abuser as adults. In fact, a young boy's exposure to his father abusing his mother is the strongest risk factor for transmitting violent behavior from one generation to the next.<sup>4</sup>

While we continue to incur the staggering societal and economic costs of domestic violence, we fail to effectively address the root cause of the problem – violence in the home. That is because this problem is ingrained deep into the fabric of our society and is all too often considered to be a family issue and a private matter. In order to effectively end domestic violence, we must first accept responsibility for its existence. We must acknowledge that domestic violence is not a private matter. We must talk about it as a crime with long-term destructive effects. Talking about the issue publicly, helping victims find paths to safety and providing consistent messages deploring domestic violence will help change the culture around this problem. You can play a meaningful role in this change.

### Establish a Workplace Domestic Violence Policy

Domestic violence does not stay at home when victims and perpetrators go to work and it negatively impacts workplace productivity. A 2005 Maine Department of Labor (MDOL) survey found that 87 percent of victims were harassed at work and nearly all victims had difficulty concentrating and performing job duties. A 2004 MDOL abuser survey found that 78 percent of abusers used workplace resources to harass victims. Twenty-one percent of abusers contacted the victim at work in violation of a court order.<sup>5</sup>



Employers are starting to address the issue directly by creating workplace domestic violence policies that support victims and address workplace abuse. Policy development includes training on the policy and the dynamics of abuse.

These policies do not ask supervisors to counsel victims. Instead, they require supervisors to refer victims to community resources and provide assistance in the workplace - changing phone numbers, providing escorts and offering time off to address the abuse. Each policy is tailored to the specific workplace and developed in partnership with the local domestic violence project.

In 2003, my office implemented a workplace domestic violence policy. The policy has made a positive difference in the lives of our employees. Our experience has been repeated in workplaces throughout the state. When people feel supported, they seek help. Ask today if your business has a workplace domestic violence policy. If it does not, contact your local domestic violence project to find out how to start the process.

### Find Unconventional Intervention Points

Abusers often control the daily actions of victims, making it difficult for them to access services. If we are to help victims access services, we must take advantage of intervention opportunities and fight the problem through unconventional means.

Earlier this year, my office partnered with the Maine Coalition to End Domestic Violence to launch a new initiative called Cut Out Domestic Violence. This program provides salon professionals with information about the dynamics of domestic violence and prepares them to become vital resources to victims.

While many wondered how this program could help, salon professionals understood immediately. A hair appointment offers a victim a rare opportunity to be outside of the control of the abuser. Clients form relationships with stylists and

confide personal problems, including abuse. Professionals who have been trained now have the tools they need to initiate respectful conversations and to make referrals.

We must find other opportunities to initiate innovative outreach programs that bring informed help to victims in a safe, non-directive way. I challenge you to find these unconventional intervention points and to partner with domestic violence projects to put ideas into action.

### Become a Mentor

We must change the culture in which our children live. Boys who do not witness violence still get bombarded with messages that being a man involves power and control over women. Girls are also inundated with these messages.

These messages are wrong and it is the obligation of influential men to speak out against violence and the stereotypes that perpetuate it. We must offer young men another model - a model where women's voices are heard and honored, where power is shared and where men maintain their masculinity without violence.

There are many excellent mentoring programs in Maine that connect young men to positive male role models who have rejected traditional social norms of power and control. These mentors teach boys that they are more powerful when they work cooperatively with girls. There are also mentoring programs that focus on the healthy development of young women. I encourage you to participate in these programs.

We have made progress in the fight against domestic violence. We have strengthened laws to protect women, built shelters, criminalized violent behavior and required consistent law enforcement. Public attitudes have started to change, but we still have a long way to go to change what happens behind closed doors. I urge you to work to help eliminate domestic violence in our communities. ◀◀

<sup>1</sup> Perry, B D & Azad, I, *Post-traumatic Stress Disorders in Children and Adolescents*, *Current Opinions in Pediatrics*, Volume 11, Number 4: (August 1999).

<sup>2</sup> *Id.*

<sup>3</sup> Department of Justice, Bureau of Justice Assistance, *Family Violence: Interventions for the Justice System* (1993).

<sup>4</sup> Report of the American Psychological Association Presidential Task Force on Violence and the Family, *Violence and the Family*, 1996.

<sup>5</sup> Victim and abuser reports can be found at [http://www.maine.gov/labor/labor\\_stats/research.html](http://www.maine.gov/labor/labor_stats/research.html).



# MAPIL Fellowships Give Law Students a Chance to Explore the World

WRITTEN BY ELISABETH WILKINS LOMBARDO

**AFTER FINISHING HER FIRST YEAR** at Maine Law, Vaneska Litz found herself tromping through the jungles of Cambodia and Laos. She was interning with RECOFTC, a nonprofit organization based in Thailand that helps support community forestry and natural resources development in Southeast Asia.

A little closer to home, Maine Law classmate Julia Floyd researched issues relating to large-scale development and wildlife habitat preservation for the Maine Audubon Society. And Kevin Haskins, a first-year student interning at the Gulf of Maine Research Institute, explored how fishing cooperatives could be used in New England to restore and expand community-based fisheries. “There is a tremendous amount of shared energy to improve fisheries management,” remarks Haskins. “To participate in research that explores their use in New England feels like some kind of small contribution to that collective energy.”

All of these students were able to make “contributions to the collective energy” of various organizations over the past summer, thanks to fellowships provided to them by the Maine Association for Public Interest Law, a student organization at the University of Maine School of Law. In the past, students have chosen from a wide range of diverse experiences—internships have included everything from stints at Legal Services for the Elderly in Maine to working for hate-crime prevention in South Africa. This year, MAPIL awarded eleven first- and second-year students the coveted summer fellowships, using money raised at various charitable events like the MAPIL Auction held each spring on campus. Annual contributions from the Women’s Law Association, the Annual Fund and the Law Alumni Association also help fund the program.

“Public interest organizations can offer wonderful legal experiences to summer interns, experiences often rather different from what interns encounter at law firms,” says Director of Career Services Derek Van Volkenburgh, whose office administers the fellowship process. “MAPIL Fellowships give students the opportunity to spend up to ten weeks working in legal settings that might otherwise be impracticable. What’s more, the knowledge and insight these students gain, and the professional contacts they make can open doors to rewarding legal careers serving the public good. It’s not just the individual students who benefit from these fellowships, but all of us.”

Julia Floyd is a case in point. She interned at Maine Audubon with Jenn Burns, ’96, the organization’s staff attorney. Floyd’s primary focus was Plum Creek’s well-publicized development proposal for the Moosehead Lake and Greenville region. Julia maintains that “although her piece of the Plum Creek project is only a fraction of

the total picture,” her research will play an integral role in protecting wildlife in the Moosehead Lake region.

Vaneska Litz is also “giving back” to the global community. She has been invited to present the paper she wrote during her internship at RECOFTC’s (the Regional Community Forestry Training Center for Asia and the Pacific) Annual Forestry Forum in Bangkok in March 2007, which will be attended by forestry officials from throughout Southeast Asia, including government ministers and leaders. “Perhaps in some small way, bringing these issues to light in a public forum may assist governments as they address issues and work toward solutions,” Litz says.

Her research also took her to Cambodia and Laos, where she met with government officials and development organizations working on forestry issues in the region, as well as with local communities and companies that have been directly affected by these reforms. While there, Litz met with attorneys working for the United Nations, the American Bar Association, and other nongovernmental organizations that support legal reform projects in the region. “It certainly opened my eyes to the opportunities that are available to someone with legal training, and the wide range of work that is possible outside of the U.S. and outside of the traditional firm setting.”

Kevin Haskins says that he chose to do a public service fellowship this summer rather than work at a law firm because he was “interested in environmental issues, and how a legal background can contribute to work in environmental policy.” At the Gulf of Maine Research Institute in Portland, Haskins’ project helped to provide GMRI with an initial roadmap for future legal and policy research. He also assisted in planning GMRI’s joint forum with Maine Law’s Center for Law & Innovation. The forum on climate change and marine resource management will be held in 2007.

“Kevin’s work has been excellent. It’s an ideal example of how smart graduate students can help their communities through research on important issues affecting those communities,” says Rita Heimes, Kevin’s fellowship supervisor and the director of the Center for Law and Innovation at the University of Maine School of Law. “We need more fellowships like MAPIL to help students like Kevin use their research and writing talents for the greater good.”

The lasting impact these fellowships have on students’ lives is immeasurable. When asked about the effect her summer at Maine Audubon will have on her post-law school journey, Julia Floyd says, “This experience will definitely influence my career. It has reaffirmed my commitment to public service work, and it will eventually influence the type of law that I practice.” ◀

## Bookish Pursuits: Maine Law Welcomes New Library Director

WRITTEN BY ELIZABETH RAFFAELE

**GROWING UP IN IOWA** as the son of a printer, it is little wonder that Christopher Knott, the new director of the Garbrecht Law Library, makes his livelihood amongst books.

Trained in printing at the University of Iowa, Knott's father published works by writers associated with the well-known Iowa Writers' Workshop. Later settling in a nearby town, his father remained keenly interested in bookmaking and the fine press movement. Knott says his father's involvement in bookish pursuits helped shape his career path as well as his current scholarly interests.

"I just grew up in a family that was very sensitive to printing, publishing, and the production of texts," Knott says. "As I learned more about law, I got more and more interested in the ways at some level, you could look at the evolution of Anglo-American law through the evolution of the publications that it produced."

Years later, Knott found a way to combine his interest in publishing with his interest in the law, working for two of the largest and most prestigious law libraries in the country: Columbia Law Library and Georgetown Law Library. Most recently, Knott was associate director for patron services at Georgetown.

Through a joint appointment at the Law School, Knott will have the opportunity to explore his scholarly interests as an associate professor, to teach courses in advanced legal research, and to direct the law library. The position at the Law School also offered Knott the opportunity to have a more personal connection with students both as chief librarian and as a professor.

"I think the opportunity to work in a smaller law school was very appealing to me," Knott explains. "At Georgetown and Columbia, I rarely knew students by name and the expectation is that I will know every student at the Law School by name."

Knott, who moved here with his wife and two children after working in New York City and Washington, D.C., also found the Law School's Portland, Maine location another draw.

"Tired of big cities, my family and I were open to a change, to a different way of living," Knott says.

As the associate director of Georgetown Law Library, Knott's role was to design, to staff and to oversee all of the services to the faculty and students of the law school; however, at the Law School, Knott will also oversee services to members of the Maine bar as well as to the public at large.

According to Knott, the current collection at Garbrecht reflects the nature of legal issues in Maine and the current interests of Law School faculty, with substantial collections of materials on Maritime law, environmental law, technology and patent law, as well as a comprehensive collection of material on Maine law. Knott says that the library also houses special collections



Christopher Knott, the new director of the Garbrecht Law Library

focusing on two areas: collections of the most important works in legal history, and collections that reflect Maine Law's close ties with several prominent judges over the years.

As director, Knott would like to ensure that the library supports all of the school's programs not only those related to teaching and scholarship, but other law school programs such as the Cumberland Legal Aid Clinic and the Center for Law and Innovation. Similarly, Knott would like the library to play a greater role in serving second- and third-students as they write for legal journals, interview for jobs or serve as summer associates at law firms. Externally, Knott will be looking for ways the library can also be useful to the state through new partnerships with other public libraries or other university libraries, as technology makes the sharing of resources increasingly feasible.

"It isn't a matter of wholesale change or deep restructuring of what we do, I just think we need to make sure that we're spending our efforts as wisely as we can," Knott says.

Knott will be teaching courses in advanced legal research with his first class in the spring of 2007. Knott taught advanced legal research at Columbia, Georgetown and Fordham Universities. He is co-author of a textbook on the topic, which is used by many law schools around the country. The second edition of the book, "Where the Law Is: An Introduction to Advanced Legal Research," part of the American Casebook Series of West Publishing, was published in June. The textbook teaches upper-level students how to understand the structure of legal information and to make use of the interconnected and cross referential nature of modern legal publications, Knott says.

"Students in my course should, by the end of the semester, know a good deal about the legal texts they use every day, and should be much more confident in the uses of these texts," Knott explains.

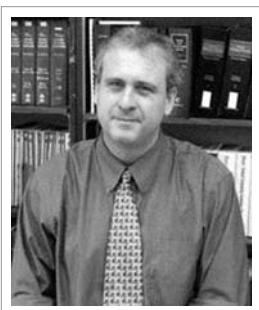
As a law librarian, a teacher, a scholar of legal publications, and the son of a printer, Knott is the appropriate person in the Law School to help students with such endeavors. ◀◀

## Cumberland Legal Aid Clinic Launches New Juvenile Justice Clinic

WRITTEN BY ELIZABETH RAFFAELE

**WALKING INTO THE CUMBERLAND** Legal Aid Clinic in Portland, it is hard to miss the room with the stuffed animals, wall murals and the smaller-sized furniture just beyond the reception area. The room is a reminder that many of the clients who come through the doors of the clinic are children. Children or young adults are often involved in a variety of cases, ranging from custody proceedings to juvenile criminal proceedings.

CONTINUED ON PAGE 15, AFTER ANNUAL REPORT.



Spearheading the new clinic is Christopher Northrop, who is widely known on a state and national level for his work in juvenile justice.



# Annual Philanthropy Report

## Donor Recognition 2005–2006



Throughout my first year as Dean,  
I have been heartened by the deep and widespread  
commitment of alums and friends.”

— DEAN PETER PITEGOFF —

**2006-07  
LAW ALUMNI  
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- Professor Melvyn Zarr  
Faculty Representative
- Julia Wyman '07  
SBA Representative
- John C. Gundersdorf  
Director of Alumni Relations  
& Development
- Elizabeth Raffaele  
Assistant Director of Alumni  
Relations & Development

# 2005-06 Annual Fund – Best Year Ever

**UNDER THE LEADERSHIP OF MICHAEL MARTIN, '89**, the Law School's Annual Fund grew by more than 30 percent in 2005-06 to \$301,822. "We challenged ourselves to raise an additional \$50,000 which would have been a 22 percent increase," says Martin. "Instead alums and friends contributed more than 30 percent increase. That's an increase of \$65,000. I am truly touched by this wonderful response."

Traditionally, the Annual Fund supports student scholarships, public interest fellowships and many of the enrichment programs such as sending Law School teams to compete in Moot Court and advocacy competitions.

Law Dean Peter Pitegoff noted that this was an extraordinary accomplishment. "The excellent results of the Annual Fund effort reflect the best of Maine and the Law School. Throughout my first year as Dean, I have been heartened by the deep and widespread commitment of alums and friends."

While there was an increase in funds raised, Martin noted, however, that "The alumni/ae participation rate continues to drop." In 1992, the number of alums giving to the Annual Fund was a record high 44 percent. In recent years that has dropped to 30 percent.

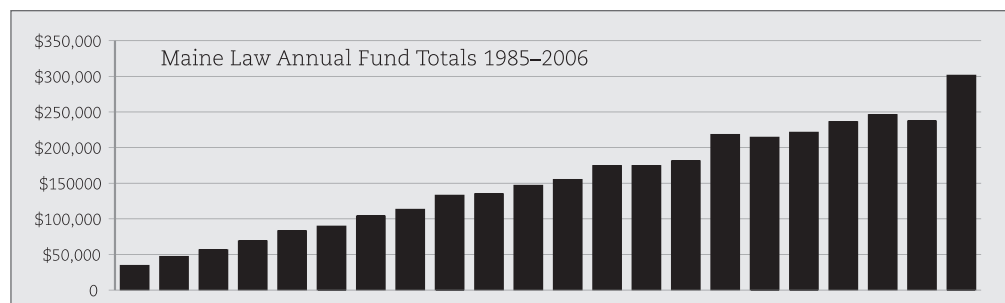
"By law school standards, the participation rate of alums is one of the highest in the nation, even at our current rate of 30 percent. However, over the last decade the trend has been down, and this year's campaign was down ever so slightly," Martin says.

## Support for the Law School

Fiscal Year Ending June 30, 2006	
Annual Fund Goal	\$285,000
Annual Fund Raised	\$301,822
Number of Total Donors	1,046
Average Gifts	\$289
Gifts From Alums	\$195,665
Number Alumni/ae Donors	827
Participation Rate — Alums	30%

**TOTAL GIVING**  
(Capital Gifts, Annual Gifts &  
Program Grants)

**\$897,649**



# Volunteer Opportunities

**THE LAW SCHOOL EXTENDS** our sincere appreciation to the many alumni/ae and friends who sit on our boards and committees, and who advise and teach our students in many wonderful ways. Here are a few ways you can help.

## Alumni/ae-Student Mentor Program

The University of Maine Law School invites alumni/ae to share their expertise with students and to assist them in meeting their educational and career goals. Mentoring matches are made based on geographic location, field of law or occupation.

Alumni/ae interested in participating in the mentoring program should contact the Alumni Office at [lawalumni@usm.maine.edu](mailto:lawalumni@usm.maine.edu) or (207) 780-4342.

## Admissions Ambassador Program

Alumni/ae can play a vital role in efforts to recruit the best and the brightest to the Law School. Informally, you can encourage potential applications to consider the Law School. Alumni/ae can help by making calls to accepted applicants and by attending job fairs and other recruiting functions with Law School staff. Contact the Admissions Office at [mainelaw@usm.maine.edu](mailto:mainelaw@usm.maine.edu) or 207-780-4341, if you know of a potential candidate or if you can help with the recruitment program.

## Career Placement

Volunteer to meet with law students and recent graduates looking for work. Talk with them about likely sources of employment. If you know of an opening in your organization, please pass the information along to our Career Services Office at [lawcareer@usm.maine.edu](mailto:lawcareer@usm.maine.edu) or (207) 780-4796. Their staff will work with you to find the most qualified candidate(s) for the position.

## Student Interviews

Early in the fall semester, the Career Services Office organizes a Saturday of mock interviews where students can practice their interviewing skills and gain confidence with the interviewing

process. An attorney volunteer (interviewer) gives a student (interviewee) an opportunity to experience what an interview is like before the fall recruiting season begins.

For more information on how to volunteer, please contact the Career Services Office at [lawcareer@usm.maine.edu](mailto:lawcareer@usm.maine.edu) or (207) 780-4796.

## Career Panels and Presentations

Throughout the school year the Career Services Office hosts panels and presentations about the various uses of a law degree, the practice of law, and other career planning topics.

If you are interested in serving as a presenter, or if you have an idea for a topic, please contact the Career Services Office at [lawcareer@usm.maine.edu](mailto:lawcareer@usm.maine.edu) or (207) 780-4796.

## Moot Court Competitions

During the spring semester, first-year law students participate in a moot court exercise as part of the Legal Writing Program. Each student prepares an appellate brief and argues their case before a panel of judges comprised of bar members, faculty and third-year students.

Please contact Assistant Professor H. Cabanne Howard at [hhoward@usm.maine.edu](mailto:hhoward@usm.maine.edu), if you would like to participate in the Moot Court judging.

## Mock Trial Competitions

Each fall, hundreds of high school students from across Maine compete as teams, arguing a fictional case before a judge in a real courtroom. EXCEL (Excellence in Citizen Education through the Law) needs attorney volunteers to help coach student teams and to act as attorney-evaluators.

If you are interested in volunteering or learning more about the High School Mock Trial Competitions, please visit <http://mainelaw.maine.edu/mlce/>.

**Please check [www.mainelawalum.org](http://www.mainelawalum.org) for additional volunteer opportunities.**

## Liz Griffin '92 To Lead 2006–07 Annual Fund

### Goal set at \$315,000



**LIZ GRIFFIN, '92**, an attorney at the Portland firm of Pierce Atwood, will lead the 2006-07 Annual Fund.

“When I decided to attend the University of Maine School of Law 15 years ago, I knew I would receive a superior legal education from topnotch professors,” she said. “I also knew that because of Maine Law’s low tuition, I would be able to afford to practice in Maine. I see my Annual Fund contribution as giving back to the Law School.”

Griffin whose husband is Henri Griffin, a 1991 graduate of the Law School, is currently organizing her team for the upcoming campaign. She noted that most alumni/ae should have recently received a letter from either their class agent or from Law School Dean Peter Pitegoff at this point.

“We have set an ambitious goal of raising at least \$315,000. Last year 827 alums contributed to the campaign. I hope that more than 1,000 alums will contribute this year. If you agree that the Law School has been a place of great opportunity for most of its graduates, I hope you will join me in making a generous gift,” she said.

#### Make A Gift

You can make a gift online by logging onto [www.mainelawalum.org](http://www.mainelawalum.org), or by sending a check to Maine Law Annual Fund, 246 Deering Ave, Portland, ME 04102

## Graduating Class Makes Gift in Name of Peter Wiley '89

**FOR THE SECOND CONSECUTIVE YEAR**, the Law School’s graduating class has left a significant gift to the Law School. The Class of 2006 has pledged \$6,000, most of which will be used to help establish a permanent scholarship fund in the name of Peter Wiley '89 who died suddenly in March.

According to Nell-Garwood Garvey '06 who helped organize the effort, the class felt it would be a fitting tribute to Wiley. “When we learned that he and his wife Betsy had been making a significant contribution each year for a scholarship to go to a single parent attending the Law School, we felt we wanted to see that tradition continue,” said Garvey. “We had several members of our class who were single parents, and we recognize the especially daunting role of being both a single parent and a law student.”

Thirty-three members of the class have already made pledges, and Garvey expects that number to increase following graduation.

The gift from the Class will be added to nearly \$9,000 in memorial gifts from Wiley’s friends and colleagues to help start this fund. Wiley was serving as Chief of Staff for Congressman Tom Allen of Maine when he died. He had also served as Maine Governor Angus King’s Chief of Staff and as a senior official with the National Governors Conference.

The Peter and Betsy Wiley Scholarship Fund will be administered by the University of Maine School of Law Foundation.



## Foundation Continues To Show Strong Growth – Allocations from Endowments to Double, Three New Funds Established

**PETER MCKENNEY, '77**, President of the University of Maine School of Law Foundation, reported that the Foundation will be doubling its support for scholarships and faculty funds next year. “As pledges are paid and many of the new endowments funds reach maturity, we are able to allocate more funds to the Law School,” he notes. “This year the Foundation will transfer nearly \$54,000 in endowment earnings to the Law School and that amount may double again in 2007.”

The University of Maine School of Law Foundation now manages over \$2.2 million in endowments as well as other funds for various projects at the Law School.

The Foundation's newly created Professorship, called the Foundation Professorship, will help defray the costs associated with Professor Laura Underkuffler's visit to the Law School this fall. Underkuffler, a member of the Duke University School of Law faculty, will teach the first year Properties course. “It is really exciting to have a nationally known scholar such as Professor Underkuffler teaching first year students. This is a great example of why we created the Foundation five years ago,” says McKenney.

This is one of two endowed Professorships held by the Foundation. Friends of the late Sumner Bernstein have raised gifts and pledges of more than \$250,000 to create an endowed fund in his and his wife Rosalyne's name. That Professorship has grown to a value of over \$220,000 and McKenney is hopeful that by next year, it will reach \$250,000 and begin to support the work of a distinguished faculty member.

“Our two priorities are to build endowments for scholarships and faculty support. The two important pillars of a great law school are a faculty of renowned legal scholars and excellent teachers, and top flight students,” McKenney says. “Endowments for these purposes will serve the Law School decades into the future.”

McKenney reported that an Investment Committee chaired by Michael Currie, '80, meets regularly to review Foundation investment performance. “They have taken a thoughtful, long-term approach to managing these endowments,” McKenney says.

McKenney also reported that the Foundation has accepted three new endowed funds during the last year. The Bride Family Fund For Business, Entrepreneurship & The Law has been established by John Bride, '64, to assist students who plan non-traditional legal careers in business with fellowships and to assist the Law School in developing innovative courses in business law and entrepreneurship.

The Shur-Frinsko Award for Municipal Law and Local Governance honors Barnett I. Shur and F. Paul Frinsko, '69, in recognition of their achievement in the practice of law and their leadership in municipal law. It was established with core support from the law firm of Bernstein, Shur, Sawyer and Nelson, the family of the late Barnett I. Shur, and the Nelson & Small corporate family.

The Betsy and Peter Wiley Scholarship Fund was established by the family and friends of Peter Wiley, '89, who died suddenly in March. It will be used to provide financial aid to single parents attending the Law School.

Distributions from the Foundation are also now supporting several scholarships, the School's Loan Repayment Assistance Program (LRAP), several academic awards and the Coffin Lecture on Law and Public Service.

Foundation Endowments	Value as of June, 2005	Value as of June, 2006
Sumner T. Bernstein Professorship of Law	\$177,965	\$220,650
Laurie Balmuth Scholarship Fund	\$10,160	\$14,290
Bride Family Fund For Business, Entrepreneurship & The Law	NA	\$108,248
Class of 1976/David Gregory Library Acquisition Fund	\$67,676	\$66,500
Class of 1979/David Gregory Scholarship Fund	\$14,312	\$27,874
Frank M. and Ruth Coffin Fund for Law and Public Service	\$202,675	\$235,528
Elliott Family Scholarship Fund	\$28,182	\$27,250
Foundation Scholarship Fund	\$6,562	\$6,510
Robert Macdonald, Sr. Fund	\$15,636	\$20,530
Maine School of Law Foundation Professor of Law	\$250,000	\$248,077
New Hampshire Scholarship Fund	\$12,353	\$15,566
Osher Scholarship Fund	\$504,208	\$490,300
Pierce Atwood Scholarship Fund	\$26,330	\$40,225
Shur-Frinsco Award For The Study of Municipal and Land Use Law	NA	\$22,960
TD Banknorth Scholarship Fund	\$65,845	\$105,672
Unrestricted Endowments	\$170,847	\$256,822
Lewis Vafiades Scholarship Fund	\$148,672	\$173,340
Verrill Dana Public Service Fellowship Fund	\$79,468	\$105,307
Daniel E. Wathen Writing Prize	\$6,704	\$6,461
Woodcock Family Scholarship Fund	\$14,204	\$21,344

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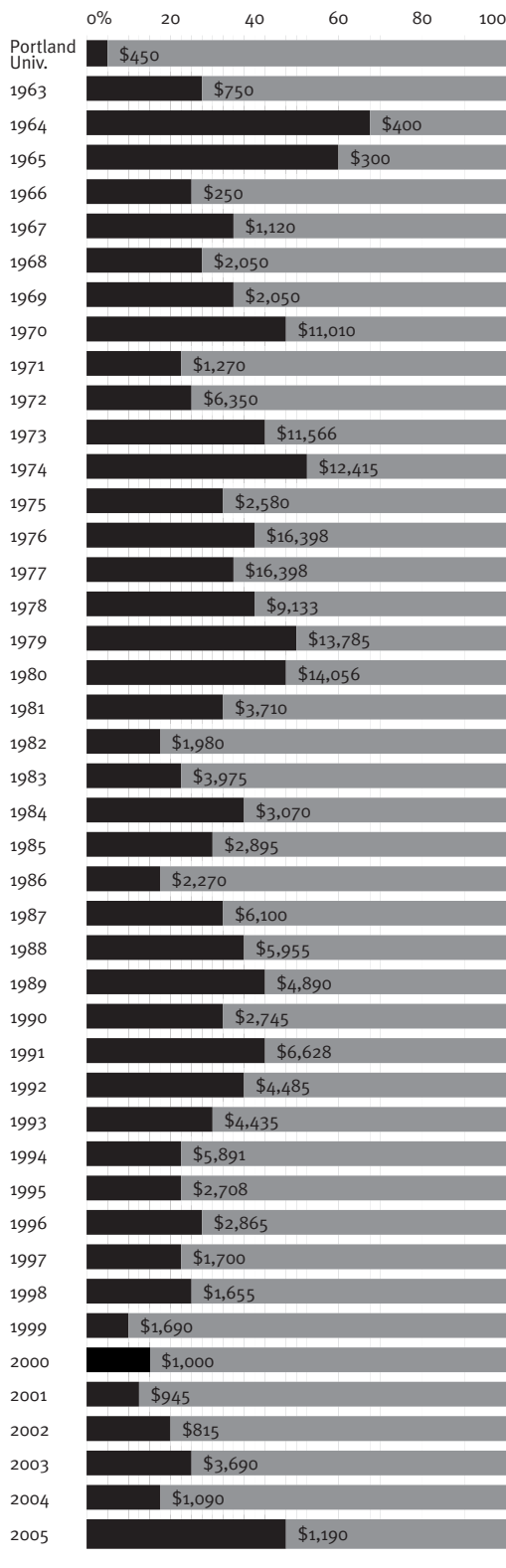
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(JUVENILE JUSTICE CLINIC, CONTINUED FROM PAGE 14)

In order to better serve children and adolescents as well as to train lawyers to better handle cases involving children and adolescents, Maine Law's Cumberland Legal Aid Clinic launched a new juvenile justice clinic this fall. The aim of the program is to provide quality representation to these clients, but also to expose law students to the unique issues involved in representing children or adolescents. Many of the clients in the juvenile justice clinic also face family, education or mental health issues.

The new clinic was launched with the help of a grant from the Sam L. Cohen Foundation, a Maine foundation that supports programs and services for children. The grant not only provides much needed support for the new clinic but also presents the Law School with a significant opportunity to identify new funding partners for the clinic's work. Alumni of the Law School also supported the launch of this clinic; in fact, the class of 1981 decided to donate half of their class gift to the juvenile justice clinic.

Spearheading the new clinic is Christopher Northrop, who is widely known on a state and national level for his work in juvenile justice. Northrop joined Maine Law as a visiting clinical professor in the summer.

opportunity to work on a broad spectrum of juvenile cases, ranging from drug treatment court cases, Federal gun charges, robbery and burglary cases, to cases involving the failure to complete court-ordered community service.

By working on such cases, Maine Law students come to understand a variety of issues such as education and special education issues, mental health treatment services, family services and adolescent substance abuse and treatment issues, Northrop says.

In addition to his consulting work for the National Juvenile Defender Center in Washington, Northrop also helped to found two juvenile justice organizations: Kids Legal Aid of Maine as well as the New England Juvenile Defender Center. Northrop says that such work is particularly rewarding because he believes that by working with children and young adults, there is a greater chance to intervene on the individual's behalf and to create change.

"By the time we see a lot of these folks in Domestic Violence Court in Protection from Abuse cases, they have been involved in a pattern of behavior for many years, but in the juvenile systems, you are usually seeing the problem as it is just

---

**"By the time we see a lot of these folks in Domestic Violence Court in Protection from Abuse cases, they have been involved in a pattern of behavior for many years, but in the juvenile systems, you are usually seeing the problem as it is just budding."**

— CHRISTOPHER NORTHROP, VISITING CLINICAL PROFESSOR

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Northrop's interest in juvenile justice issues grew out of his experiences as a counselor in a North Carolina boys' home, a role which involved accompanying kids to court. It was during those years that Northrop says he witnessed both the "good" and the "bad" in juvenile justice and made the decision to not only become a lawyer, but to make juvenile justice the focus of his career.

Now a consultant for the National Juvenile Defender Center in Washington, D.C., Northrop assists in the assessment of juvenile defender systems around the country. In these assessments, Northrop surveys juvenile defenders around the country, finding that the need for continuing education in this area of the law ubiquitous. So far, Northrop helped conduct assessments on the juvenile justice systems in five states.

Northrop says it is a natural progression in his career to focus his attention on helping to prepare future lawyers in juvenile justice.

The new Maine Law clinic provides third-year students the

budding," Northrop explains. "If you are hooked up with the right services, if you are making sure that the family gets appropriate treatment, and if you can engage a particular youth at this point, you stand a much better chance for success."

Not only does Northrop believe in the social importance of his work in juvenile justice issues, but he enjoys working one-on-one with his clients.

"You hear the most amazing personal histories," Northrop says. "Most of the kids I work with are funny, they are bright, and they have a deep perspective on the world around them."

Northrop has also contributed to national reports dealing with juvenile justice issues for publications by the American Bar Association, the New England Juvenile Defender Center as well as for the U.S. Department of Justice. A graduate of the University of North Carolina at Chapel Hill, Northrop received his undergraduate degree at Grinnell College. ◀

# School of Law Commencement, 2006

**ON MAY 27TH**, University of Maine School of Law graduated 97 members of its class of 2006 in the Merrill Auditorium in downtown Portland with more than 1,000 family members and friends in attendance.

Left to right:  
Dean Peter  
Pitegoff and  
Pat Peard, '88



The graduation speaker was David Flanagan, who just returned from serving as counsel to the U.S. Senate Committee on the response to Hurricane Katrina. In his remarks, Flanagan, who previously served as the CEO of Central Maine Power Company before serving in the U.S. Senate, drew upon his recent experiences helping the government more adequately prepare for life-threatening situations.

“With your new law degree, you can help people solve problems, whether in private business, their private lives, or in public service in government or in nonprofit organizations.”

Law School Dean Peter Pitegoff also made remarks during graduation including the announcement of Professor Orlando Delogu’s new status as professor emeritus after 40 years of teaching at Maine Law.

**Below Left:** Rebecca  
St. Laurent, '06, and  
Nell-Garwood Garvey, '06

**Below Middle:**  
Tim Norton, '88, and  
Gerald Petruccelli

**Below Right:** Dean  
Peter Pitegoff addresses  
the class of 2006

During the ceremony, the faculty recognized Patricia Peard, '88, with the L. Kinvin Wroth Award for her civil rights advocacy work. An attorney with Bernstein Shur, Peard served on the boards of such organizations as the Maine Civil Liberties Union, Maine Lesbian and Gay Alliance and the Center for the Prevention of Hate Violence.

The Law School also recognized Alistair Raymond at graduation for achieving the highest scholastic average during his three years of study. First in his class of '97, Raymond received his degree Summa Cum Laude while serving as the managing editor of the *Maine Law Review*.



# Awards Presented at the University of Maine School of Law Commencement

**The Faculty Scholastic Achievement Award** is given to the member of the senior class who achieves, over three years of law study, the highest academic average. **Recipient:** Alistair Raymond

**The Faculty Significant Achievement Awards** are presented to graduates whose academic performance and overall contribution to the school have been outstanding. **Recipients:** Nicole Bradick, Alicia Curtis, Matthew Stein

**The Gignoux Award for Appellate Advocacy** is presented to the graduating senior who has demonstrated excellence in advocacy skills through clinical practice, moot court, or other curricular or extracurricular programs. **Recipient:** Courtney Michalec

**The Faculty Award for Trial Advocacy** is given for outstanding performance in advocacy courses. **Recipient:** Courtney Michalec

**The Edward S. Godfrey Leadership Award** is given to the student who has made the most significant contribution to a student-edited law journal during his/her years at the law school. **Recipient:** Sarah Monkton, for her work on the *Ocean & Coastal Law Journal*

**Wernick Prize for Legal Writing** is given to the student who has submitted the best piece of legal scholarship during the year. **Recipient:** Matthew Stein, for “Rethinking UCITA: Lessons from the Open Space Movement”

**Independent Writing Project** is awarded for the best Independent Writing Project. **Recipient:** Christine Alberi, for “Midwives and Homebirth: Constitutionality, Antitrust Implications, and Insurance”

**Clinical Legal Education Award** is presented by the Law School’s clinical faculty for excellence in clinical fieldwork based on ethical and high quality representation provided to clients and the community and for exemplary thoughtfulness in exploring lawyering issues and skills in the accompanying seminar. **Recipient:** Tara Ward

**ABA/BNA Award for Excellence in the Study of Intellectual Property Law** is given for excellence in intellectual property law courses. **Recipient:** Sean Sweeney

**ABA Award for Excellence in Labor and Employment Law** is given for excellence in labor and employment law courses. **Recipient:** Clifton Hoyt

**ABA/BNA Award for Excellence in the Study of Health Law** is given for excellence in health law courses. **Recipient:** Steven Gerlach

**American Bankruptcy Institute Medal for Excellence in Bankruptcy Studies** is presented for excellence in bankruptcy studies. **Recipient:** Philip Hodgkins

**American Bankruptcy Journal Award.** **Recipient:** Justin Boothby

**Outstanding Scholastic Achievement Awards** are presented for outstanding performance in selected areas of the curriculum.

**Recipient for Environmental & Land Use:** Nell-Garwood Garvey

**National Association of Women Lawyers Recognition Award** is presented to a graduate who has contributed to the advancement of women in society and promoted issues and concerns of women in the legal profession. **Recipient:** Ericka Kahill

**The Maine State Bar Association Pro Bono Student Award** is given to the student whose legal service to the community, without compensation or academic credit, exemplifies the legal profession’s tradition of pro bono service. The recipient is selected by the dean and faculty after consultation with the president of the Maine State Bar Association. **Recipients:** Maureen Barron and Matthew Clark

**The Law Alumni Association Award** is presented to an outstanding member of the senior class. **Recipient:** Kate Acheson Kerham

**Student Bar Association Distinguished Service Award** is given by the SBA for contributions to the school. **Recipient:** Nell-Garwood Garvey

# New Faces Around the Law School

WRITTEN BY JOHN GUNDERSDORF

## **BRENDA J. BERRY** Law School Registrar

Brenda Berry brings more than 30 years of experience working in a college environment to the Registrar's position. Most recently she has been a part owner and "jack of all trades" at Andover College, a two-year proprietary school in Portland. She helped the school grow from 80 to more than 600 students. She hails from East Millinocket, Maine and obtained her B.S. in business education from the University of Maine at Machias, where she also served on the Board of Visitors for many years. Berry also holds a B.S. degree from Husson College and her M.Ed. degree from the University of Southern Maine. In her spare time, Berry is an avid reader and still very much enjoys—entirely by coincidence—fiction books about lawyers, in addition to other kinds of fiction.

## **ELIZABETH RAFFAELE** Assistant Director of Alumni Relations and Development

Prior to joining the staff in July as the assistant director of alumni relations and development, Elizabeth Raffaele worked as an administrator in public relations for two Pittsburgh universities. Most recently, Raffaele served as an associate director of institutional relations at Carlow University, where she oversaw the day-to-day production of all of the university's marketing communications materials including the alumni magazine. She holds a graduate degree in English literature from Duquesne University. She plans to organize a Pittsburgh Steelers' club in Portland and enjoys tooling around Maine in her white Jeep.

## **JENNA ADLEY** Assistant to the Dean and Coordinator of Special Events

In May, Jenna Adley joined the Law School staff as assistant to Maine Law Dean Peter Pitegoff and coordinator of special events. Prior to joining the Law School staff, she was scheduler and assistant to USM President Richard Pattenaude. And, prior to that she worked at USM's Glickman Library. She holds a B.S. degree in library sciences and information technology from the University of Maine at Augusta and a graduate certificate in community planning and development from the Muskie School of Public Service. She says that her goal is to complete her M.B.A. degree in the next three years. In good weather, she can be found sailing, hiking or horseback riding.

## **JEREMY LESTAGE** Administrative Assistant and Secretary to the Faculty

Jeremy Lestage is the new face in the Law School's administrative office. Prior to joining the administrative team at the Law School, Lestage worked as an aide for two committees of the Maine State Legislature: the Joint Standing Committee on Inland Fisheries and Wildlife and the Joint Standing Committee on Agriculture, Conservation and Forestry. He performed administrative duties for the committees as well as acted as a liaison between the public and the committees. He holds a B.A. degree in criminology from the University of Southern Maine. Last summer, when he wasn't rooting the Red Sox on, he helped his parents and grandparents with construction projects at their homes in the Portland area. ◀◀



Associate Clinical Professor E. **James Burke** was recently appointed Law School representative on the civil engagement coordinating committee.



In May, Associate Professor **Christine Galbraith** gave a presentation titled

“Remembering the Public Domain” at Denver Law School’s Summit on Intellectual Property and Digital Media. Galbraith also presented a paper, “A Panoptic Approach to Information Policy: Utilizing a More Balanced Theory of Property in Order to Ensure the Existence of a Prodigious Public Domain,” at the University of California Berkeley’s Boalt Hall School of Law. The event was hosted by the University of California Berkeley and Stanford Law School. She was also invited to present this paper at the 2006 Works in Progress Intellectual Property Colloquium, which was held at the University of Pittsburgh School of Law in October.

**Rita Heimes**, Director of Maine Law’s Center for Law and Innovation, is working on a research grant project with

David Harris of the University of Southern Maine’s Lewiston-Auburn College called “Mapping Infectious Disease Across the New Brunswick—Maine Border.” The main sponsor for the project is the American Lung Association of Maine. Heimes will do research as well as advise the association on health data privacy issues and privacy policies for the Web site.



Professor **Colleen Khoury** was asked by Judge Kermit Lipez, chair of the Justice Action Group, to chair the JAG’s Statewide Access to Justice



Planning Initiative. The goal of the initiative is to create a vision and a plan for enhancing and expanding access to justice for all Mainers over the next decade.

Additionally, Khoury, on behalf of the Law School, is working in collaboration with colleagues at the Muskie School of Public Service and the Margaret Chase Smith Schools on an analysis of the TABOR (Taxpayer Bill of Rights) initiative. The work of the initiative helped inform voters

of an important issue on the state’s ballot this fall.

Associate Professor and Law Library Director **Christopher Knott** is the co-author of the book “Where the Law Is: An Introduction to Advanced Legal Research.” The second edition of the book was published over the summer. Part of the West’s American Casebook Series, it has been adopted for use in several dozen law schools. Knott was



also chosen to write the law section of the 12th edition of the American Library Association’s “Guide to Reference Sources,” which will be published in 2007. Knott delivered a paper, “The Patent for Printing Books on Common Law in Tudor and Stuart England: The Control of Publishing and the Beginnings of Copyright,” in October at the 4th International Conference on the Book. Knott was also named bylaws committee chair for the American Association of Law Libraries.



Professor **Lois Lupica’s** article, “Legislative Messaging,” recently was published in the Pittsburgh Law Review. In addition, Lupica

was a distinguished visiting scholar at Southern Vermont College, where she gave a Constitution Day speech entitled, “Who Makes the Laws and Why Does it Matter,” as well as a speech entitled, “Families and the Crisis of Over-indebtedness.”

Professor and Associate Dean for Academic Affairs **Jeffrey Maine** published “Giving Intellectual Property,” the lead article in the University of California Davis Law Review. Maine also completed the “2006 Cumulative Supplement to Intellectual Property Taxation: Transaction and Litigation Issues” (BNA 2003) and the “2006 Student Update to Intellectual Property Taxation: Problems and Materials” (Carolina Academic Press 2004).



Visiting Clinical Professor **Christopher Northrop** conducted site visits over the summer in Champagne County, Illinois, on behalf of the National Juvenile Defender Center in Washington, D.C. His research is part of the Illinois Juvenile Defense Assessment Project. The aim of the research is to help Illinois identify systemic and institutional barriers that



prevent indigent children from receiving effective representation. The final report was published in October.



Law School **Dean Peter Pitegoff** was appointed to the Presiding Officers’ Advisory Committee

on the Laws Governing Legislative Ethics, which is preparing a report to the Maine State Legislature’s Senate President and Speaker of the House. After a one-year hiatus from teaching, Pitegoff returned to the classroom this fall to teach a course in Professional Responsibility at the Law School.

Professor **Martin Rogoff** is the co-author of the article “Tort Reform à la Francaise:



Jurisprudential and Policy Perspectives on Tort Reform in France,” which will be published in the Columbia Journal of European Law.



Associate Professor of Law and Director of the Cumberland Legal Aid Clinic **Deirdre**

**Smith, ’94**, presented a paper, “The Paradox of Personality: Mental Illness, Employment

Discrimination and the Americans with Disabilities Act,” at the annual meeting of the Law and Society Association in Baltimore, Maryland. Smith was also appointed to the Maine Supreme Judicial Court’s Advisory Committee on the Rules of Evidence.

In September, Associate Professor **Deborah Tuerkheimer** presented “A Relational Approach to Confrontation” at Brooklyn



Law School’s symposium titled Crawford and Beyond: Revisited in Dialogue. Tuerkheimer’s resulting article, “Forfeiture Evolved: A Relational Approach to the Right of Confrontation and its Loss” will be published early next year in the Journal of Law and Policy. Her article, “Crawford’s Triangle: Domestic Violence and the Right of Confrontation,” has incorporated the recent U.S. Supreme Court decision in *Davis v. Washington* and will be published this winter as the lead article in the North Carolina Law Review. In addition, “Renewing the Call to Criminalize Domestic Violence: An Assessment Three Years Later,” will be published early next year in the George Washington Law Review. In July, Tuerkheimer was the plenary speaker at the Annual Conference of the National Coalition Against Domestic Violence, where she spoke

about “Changing the Face of Domestic Violence Laws to Reflect Battered Women’s Realities.” She was also invited to join a small working group convened by U.S. Senator Joseph Biden in response to recent U.S. Supreme Court decisions impacting the prosecution of domestic violence. The group is currently in the process of considering drafting federal legislation to enhance the effective prosecution of battering.

The Women’s Law Association (WLA) at the University of Maine School of Law named



**Nancy Wanderer, '90**, director of the legal research and writing program at the Law

School, as the recipient of its annual Outstanding Alumna Award. Wanderer will receive the award at a special reception, which will support WLA Scholarship funds, on Nov. 29th at the Greenhut Galleries in Portland. In addition, Wanderer was asked by The National Center for State Courts in Williamsburg, Va., to be the lead faculty member for a Web-based course titled Expository Opinion Writing. The course was developed to train Missouri judges writing opinions on controversial topics. She was chosen in part because of her article, “Writing Better Opinions:

Communicating with Candor, Clarity and Style,” which appeared in a 2002 issue of the *Maine Law Review*.

Professor **Jennifer Wriggins** was named the USM Trustee Professor for '06–07.



Selected by a panel of senior faculty, the professorship provides funding that enables the recipient to be released from a portion of his or her teaching duties for an academic year in order to pursue a project. Wriggins is spending a portion of her time this year on her forthcoming book, “The Measure of Injury: Race, Gender, and the Law of Torts,” which will be published by New York University Press. In addition, Wriggins will publish a book chapter entitled, “Whiteness, Equal Treatment, and the Valuation of Injury, 1900–1949.” The chapter will appear in “The Cultural Foundations of Tort Law,” which will be published by Stanford University Press in 2007. Wriggins also presented “Race and Valuation of Injury, 1900–1949” at an international conference, the Cultural Foundations of Tort Law, which was held in Denver, Colorado.

In July, Professor **Melvyn Zarr** presented a review of constitutional decisions of the U.S. Supreme Court for the past year as part of a continuing legal education

program for state-employed lawyers through Maine’s Attorney General’s office.



Godfrey Professor **Donald Zillman** was named interim president of the University of Maine at Presque Isle. (See *News Briefs on page 2*.) Zillman recently co-presented a paper, “Innovative Regulation of Energy and Natural Resources,” at the July annual meeting of the Rocky Mountain Mineral Law Foundation. Zillman presented this paper with John Gulliver, a senior partner with Pierce Atwood and a member of the Law School’s Foundation Board and Board of Visitors. This paper will be published as part of the foundation’s proceedings. A longer version of this paper will be published in the International Bar



Association’s Journal of Energy and Natural Resources Law in the fall. ◀

## Graduate Drafts Legislation to Include Pets in Domestic Violence Cases



**ANNE JORDAN**, '84, drafted ground-breaking legislation to allow courts to include pets within the scope of protection from abuse orders in domestic violence cases. The legislation was passed and signed into law in last session.

In addition to Maine, Vermont and New York have passed a similar statutes. Legislation is now pending in the following states: Washington, Wisconsin, Illinois, California and New Jersey.

Since the passing of this legislation, Jordan has been interviewed by the Canadian Broadcasting System, the Chicago Tribune, the New York Times, the International Herald Tribune and the American Bar Association Journal.

Following her graduation from the University of Maine School of Law, **Anne Jordan**, '84, served as assistant district attorney and then deputy district attorney for York County. Jordan was a frequent instructor at the Maine State Police Academy, the Maine Criminal Justice Academy and the Cumberland and York County Fire Attack Schools. In addition, Jordan serves as chair of the Governor's Advisory Board on Executive Clemency and chair of the State of Maine Animal Welfare Advisory Council. Her practice focuses on the civil litigation, fraud and insurance defense.

### 1967

Retired Vermont District Court Judge the **Hon. Paul Hudson** was appointed by Gov. Jim Douglas to chair Vermont's Human Services Board. Judge Hudson is a resident of Springfield, VT, and served as a Vermont District Court Judge from December 1979 until his retirement in January 2003.

### 1970

**Charles Cragin** joined Maine Street Solutions LLC, a public affairs and consulting service of Verrill Dana LLP, as senior government affairs counselor. Cragin is a former senior U.S. Department of Defense official, former Chief Judge of the U.S.

Department of Veterans Affairs and 1982 Republican nominee for the Governor of Maine. Cragin joined Verrill Dana in 1970 and practiced law there until his appointment by George H.W. Bush as chairman of the Board of Veterans' Appeals of the U.S. Department of Veterans Affairs. He held a number of senior positions in Washington, D.C., including Acting Under Secretary of Defense for Personnel and Readiness, Acting Assistant Secretary of Defense for Reserve Affairs and Acting Assistant to the Secretary of Defense for Civil Support. A native of Maine, Cragin served in the U.S. Navy for 37 years and retired as captain in 1998.



## 1974

**Jim Tierney** received the Public Interest Professor of the Year Award from students of Columbia Law School in 2006. The award is presented to a faculty member or administrator who supported or inspired a significant portion of the public interest law student community at Columbia.

## 1976

The International Who's Who of Real Estate Lawyers named **Ira Waldman** as one of the top 11 most highly regarded real estate lawyers in the world. Waldman, a partner with Cox Castle & Nicholson LLP in Los Angeles, was listed among lawyers from U.S., England, France and Canada. Waldman recently served as the president of the Los Angeles Real Estate bar. He is a director of the University of Maine School of Law Foundation.

## 1977

Gov. Baldacci named **Cushing Pagon Samp** (husband is **Frederick Samp**, '77) to the Maine Gambling Control Board, a seat vacated by Jean Deighan, a '76 graduate of the Law School.

## 1979

**Karen Lovell** was named a fellow of the American College

of Trust and Estate Counsel, a national organization of more than 2,500 trust and estate attorneys and professors from the U.S. and Canada. Lovell is an attorney with Bernstein Shur.

## 1980

**Beth Dobson** of Portland has been elected president of the VNA Home Health Care board of directors. Dobson is an attorney with Verrill Dana in Portland and a director of the Law School Foundation.

**Janis Cohen** of Standish was named vice president and managing counsel of investments at UnumProvident. Cohen has been with UnumProvident for 17 years and was previously assistant vice president and senior counsel.

## 1981

**Jim Houle** of Portland's Bernstein Shur, has established the Maine Trust for People with Disabilities, which creates an inexpensive way for families to open a trust account to pay for supplemental economic needs for developmentally disabled family members. Houle did this on a volunteer basis, and Bernstein Shur is serving as a sponsor of the trust.



## 1984

See left page 20 for the news on **Anne Jordan**.

## 1988

The EqualityMaine Foundation awarded **Pat Peard**, '98, with a Lifetime Achievement Award in 2006. A Falmouth resident and an attorney with Bernstein Shur, Peard was recognized for her longtime work on behalf of lesbian, gay, bisexual and transgender equity. Peard served on EqualityMaine's Legislation '05 committee that helped pass non-discrimination legislation that protects the rights of gays and lesbians. At Bernstein Shur, she is co-chair of the litigation practice group and is chair of the firm's education practice group.

**Donna Senkbeil** was promoted to vice president of the legal department at TD Banknorth, N.A., the banking subsidiary of TD Banknorth Inc. in Portland. She will continue to be responsible for vendor contract review, drafting, negotiation and management in her role as a staff attorney.

## 1990

**Colleen Quint** is currently serving as President of the National Association of Scholarship Providers, a nonprofit group whose members include companies

and organizations that provide scholarship assistance. She was recently quoted in a Wall Street Journal article regarding scholarship aid to illegal immigrant students. Quint is executive director of the Mitchell Institute in Portland.

## 1992

Woodard & Curran, a consulting, engineering and operations firm, announced that **Bruce Nicholson** was promoted to senior vice president. He also was elected to join the firm's stockholders.



## 1993



**Lori Desjardins** joined the Portland firm of Pierce Atwood as counsel in the retail

financial services practice group.

**Walter McKee** was elected to the Board of Governors of the Maine Trial Lawyers Association (MTLA). McKee is a partner in the law firm of Lipman, Katz & McKee in Augusta, Maine. McKee's personal injury practice focuses on automobile accident cases including premises liability and general negligence matters. He also serves as the president of the Maine Association of Criminal Defense Lawyers MACDL



(MACDL) and as president of the Pineland Suzuki School (PSS), a nonprofit program

that teaches violin, viola, cello and piano using the Suzuki method. McKee lives in Hallowell with his wife, Kristin Aiello, a 1994 graduate of the Law School, and their two daughters.

**Elaine M. Michaud**, a shareholder at Devine Millimet, was named head of the firm's Health Care Practice Group. Michaud provides both counseling and litigation services to institutional and individual clients in the health care industry. She also serves as an incorporator for New Hampshire Catholic Charities and is a member of the University of Maine School of Law Alumni Board of Directors. She is an account executive for Heritage United Way



and is chairperson of the steering committee for the Manchester Chamber of Commerce's Leadership Program. Since 2002, she has served on the New Hampshire Bar Association's Committee on Professionalism.

## 1994

In May, 2006, **Karen Fawcett** joined the Portland law firm of Preti Flaherty in their Litigation Department.

## 1995

**William Hewitt** was elected to the Board of Directors of the N.E. Chapter of the Energy Bar Association. Hewitt will hold the office of secretary - treasurer and be responsible for overseeing financial and administrative matters. The Energy Bar Association is a nonprofit voluntary association of attorneys, non-attorney professionals, and students, whose mission is to enhance the professional competence of those who practice and administer energy law. Hewitt is a member of the energy and litigation practice groups at Pierce Atwood.

**Robert C. Robbins IV** joined the law offices of Bonneau and Geismar of Lewiston, Maine, concentrating in the areas of commercial law and transactions, corporate and business law, real estate law, and condominium law. Robbins has practiced law since 1995, and served as in-house counsel to the Maine State Housing Authority from 2001-2005. Active in community affairs, Robbins was a member of the Lewiston Planning Board from 1998 to 2003, serving as vice chair, and recently was a member of the Basic Needs Council for the Mid-Coast United Way. He is a member of the American Bankruptcy Institute.

## 1996

**Hope Creal Jacobsen** has been named a director and shareholder at the law firm of Perkins Thompson in Portland. Her areas of practice include

land use, real estate and environmental law.

**Bruce McGlaufflin's** article "The Exception that Threatens to Swallow the Statute: The Statutory Exception to Maine's Unfair Trade Practices Act" appeared in the Summer 2006, (No. 3, Vol. 21) issue of the Maine Bar Journal.

## 1997

**Kate Faragher** and her husband, Matthew Houghton, announced the birth of their son, Noah Thomas Faragher Houghton, on July 11, 2006. Faragher works at the Family Violence Project in Augusta, which provides specialized education and training about domestic violence to local and state wide community groups, agencies, and organizations.

**Timothy Woodhouse** was promoted to vice president of TD Banknorth Wealth Management Group.

## 1998

**William St. Lawrence** joined the firm of Daniels & Associates, the New York investment firm that specializes in mergers, acquisitions and financing for media, cable and telecommunication companies as a Banker.

**Erek Sharp** joined the benefits and compensation group of Dewey Ballantine's New York City office as an associate.

**Rebekah Smith** (husband is **Patrick Mellor**, '98) published an article, "Family Caps in

Welfare Reform: Their Coercive Effects and Damaging Consequences," in a 2006 issue of the Harvard Journal of Law and Gender.

## 1999

**Steven Lechner** relocated his practice, Lechner Law Office, LLC to 4 South Street, Freeport, ME 04032.

## 2000

**Jennifer Archer** and **Miles Archer** announced the birth of their first child, Olin Gregory Archer, on August 23. His middle name, Gregory, pays tribute to the legendary Maine Law Professor David D. Gregory, whom Jennifer and Miles Archer greatly revered during their time at the Law School.

**James Billings** joined the Augusta law firm of Lipman, Katz & McKee as an associate, where he will focus on litigation. Previously, Billings practiced with the Portland firm of Thompson & Bowie.

**Virgilia "Jill" Bryant** moved back to Maine after living several years in the Hartford, CT area. She is still working for PricewaterhouseCoopers LLP, now out of their Boston office, although she does most of her commuting in the Internet. Virgilia Bryant and Dr. Shane Bryant are pleased to announce the birth of their second child, Catherine Whitehead Bryant, on February 10, 2006. Catherine is the granddaughter of the Maine State Rep. Joan Bryant-Deschenes '01.

**Robert Hatch** has joined the Portland law firm of Thompson & Bowie as a Partner. Hatch was previously a clerk for Maine Supreme Court Justice Donald Alexander. At Thompson & Bowie, he focuses his practice on civil litigation, professional liability, municipal liability and construction law.

**Sallie Davis** returned to her New Orleans home and took a position as the director of paralegal studies at Tulane University after being evacuated to Maine during Hurricane Katrina.

**John Lisnik** has joined the Portland law firm of Drummond Woodsum & MacMahon as an associate in their Business Services Group, where he will concentrate his practice on commercial and real estate transactions. He has been previously a partner in a Western Maine law firm.

## 2001

In October, **Rafael Galvez** spoke to the Law School's International Law Society on private practice, community advocacy and immigration rights in Maine.



## 2002

**Elizabeth Bancroft** has joined the law firm of Maley & Associates in Collingswood, NJ, where she practices municipal law and real estate law.

## Featured Class Note

**A 2006 GRADUATE** of the Law School, **Molly Butler Bailey** won first prize in the Maine State Bar Association's annual Kenneth Clegg Memorial Writing Awards competition for her article dealing with domestic violence policy reform. The article was printed in the summer 2006 issue of the Maine Bar Journal.

In "Improving Domestic Violence Sentencing," Butler Bailey discusses the problems associated with using anger management programs as part of sentencing for offenders. She argues that batterer intervention programs are more effective than anger management programs and that anger management programs could even be dangerous for victims of domestic violence.

Butler Bailey graduated from Harvard University's Division of Continuing Education in 2003 before joining the Law School. As a law student, she worked in the U.S. Attorney General's office and for the Maine Civil Liberties Union. She was a member of Maine Law's Moot Court Board and the Advanced Trial Advocacy Team.

While at the Law School, Bailey received the Pro Bono Public Service Award.

### 2003

**Charles Olcott** and his wife Susan announced their arrival in La Maddalena, Italy, in early August for what is likely to be Olcott's two-year tour as the Staff Judge Advocate (SJA) for Naval Support Activity La Maddalena. As the SJA, Olcott will be the attorney for the base, providing a variety of services for the base. Olcott goes to Italy after two and half years as a Navy prosecutor in San Diego.

**Christina Connors** was appointed to the Animal Welfare Advisory Council to represent a Maine based animal advocacy group. The Council advises the Commissioner of Agriculture on Animal Welfare matters.

### 2004

**Scott Houde** has been appointed to the Biddeford

(ME) zoning board of appeals. Houde is an associate at the Biddeford law firm of Woodman, Edmands, Danylik & Austin.

**Aaron Fethke** was elected to the five-member Searsport Board of Selectmen in Searsport, Maine.

### 2005

**Colin Keohan** has been appointed Deputy County Attorney for St. Mary's County in Maryland. Prior to this appointment, Keohan worked as a law clerk for the Federal Elections Commission in Washington, DC.

**Gwen Simons**, PT, JD, OCS, FAAOMPT, has accepted a position as an adjunct faculty member in the University of New England doctorate program in physical therapy. She will be teaching "Health Policy & Legislation," along

with two other courses. Simons was also recently named in The U.S.'s list of Best of Class" in the category of Orthopaedic Physical Therapists.

**Cara Lovejoy** joined the firm of Robinson, Kriger & McCallum as an associate.

### 2006

**Andrew Belousov** was hired as a patent examiner for the U.S. Patent Office. Belousov spent a semester as an extern and several months as a researcher with the Maine Patent Program at the Law School's Center for Law and Innovation. ◀◀





## In Memoriam

### Albert Mavrinnac '90

Professor **Albert Mavrinnac**, a member of the Class of 1990, died July 27th at the age of 83. He was Maine Law's oldest graduate receiving his J.D. degree when he was 67 years old.

For many years, Mavrinnac was on the faculty of Colby College in Waterville, where he was chair of the Government Department from 1958 until 1982, and was the Charles A. Dana Professor of Government until 1992. In addition, to his achievements as a scholar and educator, he was a WWII combat veteran and had served in a number of high level government appointments.

A student of Professor Mavrinnac at Colby College, Law Professor Colleen Khoury says that he inspired her to continue her study of political science after graduation. After he retired from teaching full-time and enrolled at the Law School, Mavrinnac would become one of Khoury's students.

Another of his students was the author and historian Doris Kearns Goodwin. In his obituary in the Boston Globe, Goodwin was quoted as saying, "Of all the teachers I ever had, he was by far the best."

In addition to his J.D. degree from the Law School, Professor Mavrinnac obtained his Ph.D. in comparative politics from Harvard in 1950. He taught at Harvard Law School, Columbia University and the University of Louvain in

Belgium. He was also active in Democratic politics in Maine and at the national level where he was chairman of the Waterville Democratic Party Committee and served as foreign policy advisor to Senator Edmund Muskie during his 1968 vice-presidential campaign.

He leaves his wife of over 52 years, Marilyn, four daughters and a large extended family.

### John Greenlaw '73

**John Greenlaw**, Class of 1973, passed away on July 26th, following a long illness. For many years John, who resided in Portland, was the President and CEO of the Government Employees Credit Union of Maine and was highly regarded by those in the industry. John leaves his wife of 33 years, Sandra, whom he married days after graduating from Maine Law and a daughter, Kristin Jordon.

### Kenneth Tatro '70

**Kenneth H. Tatro**, a member of the Class of 1970, died at his home in Warren, Mass., on March 3rd at the age of 60. Prior to attending the University of Maine School of Law, Tatro graduated from Norwich University in Vermont and served for four years in the Army Corps of Engineers achieving the rank of Major. He practiced law from many years in Warren and the greater Worcester, Mass., area. He leaves his wife Linda, three daughters and two sons.

## Class of '81 Celebrates 25<sup>TH</sup> Year Reunion

Maine Law Class of '81 celebrated 25 years with a weekend of activities Sept. 8-9. Thirty-one graduates, nearly 50 percent of the class, attended one or more of the events including a Friday night cocktail party at the home of Paul Driscoll, '81, and Beth Dobson, '80; a Saturday brunch at the Law School; and a Saturday evening dinner reception at the Saltwater Grille in South Portland.

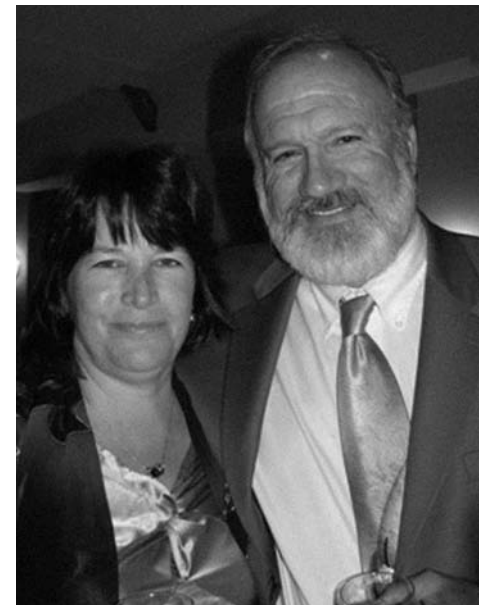
At the Saturday brunch, classmates went back to the 1L room, toured the Law School and heard remarks from Dean Peter Pitegoff. While at the Law School, the class also heard from professors at Maine Law's Cumberland Legal Aid Clinic. The Class of '81 decided to apply half of their 25th reunion gift towards the establishment of a new juvenile justice clinic at Maine Law's Cumberland Legal Aid Clinic. (See feature story on page 14.) The other half will be designated for the Godfrey Loan Fund, which supports students who experience emergencies during law school.



Class of '81



**Left:** (left to right) Susan Lowery, Nancy Thomas and Deborah Buccina



**Below:** Janet Waldron and William Baghdoyan

**Above:** Louise Sinclair and James Boone

**Right:** James Houle and Martha Grant



# Externship — A Thank You

**EACH SEMESTER**, a number of second- and third-year students are selected to participate in the Law School's externship program. Externs earn academic credit for their work at a variety of legal placements around Maine. Experienced practicing attorneys assist the externs in preparing learning goals, in supervising their daily work and in providing feedback.

Additionally, these field supervisors engage their externs in discussion about the overall legal context and noteworthy ethical or social implications of their work.

The supervising attorneys devote many hours of their time and expertise to providing a unique educational experience to Maine Law students.

The Law School recognizes with appreciation the following individuals who served as supervising attorneys during the 2005-06 academic year:

**Leonard Agneta**, Maine Patent Program

**Frank D'Alessandro**, Pine Tree Legal Assistance

**Hon. John Beliveau**, Task Force on Best Practices in Child Protection Cases, Maine District Court

**Jon Chapman**, Criminal Division, U.S. Attorney – District of Maine

**Michael Colleran**, Maine Office of Securities

**Christopher Cotnoir**, Advocacy Division of the Worker's Compensation Board

**Nina Lavoie**, University of Maine System, Counsel's Office

**Margaret McGaughey**, Appeals Division, U.S. Attorney – District of Maine

**Christopher Leddy**, Maine Attorney General, Child Protective Division

**Bridget O'Rourke**, Androscoggin Child Advocacy Project

**Mark Randlett**, Maine Attorney General, Natural Resources Division

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For additional information contact John Gundersdorf at 207-780-4521 or [johng@usm.maine.edu](mailto:johng@usm.maine.edu).

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- You receive substantial tax benefits, including an immediate charitable deduction and partial tax-free income.
- In the future, the balance of your gift will be used by the Law School in support of educational programs.

# 2007 Calendar of Events

<b>JANUARY</b>	<b>17</b>	Alumni Board Meeting — 5:00 pm
	<b>19</b>	Foundation Board Meeting
<b>MARCH</b>	<b>21</b>	Alumni Board Meeting — 5:00 pm
<b>APRIL</b>	<b>TBA</b>	Annual Road Race
	<b>28</b>	Alumni Association Dinner
<b>MAY</b>	<b>26</b>	Law School Graduation

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