Students

We the People

in order to form

a more perfect union

Marshalling the Future

The Marshall-Brennan Project sends Suffolk Law students back to high school to teach the next generation of constitutional scholars.
A NEW PRESIDENT, A NEW ERA.

SUFFOLK UNIVERSITY LAW SCHOOL IS PLEASED TO WELCOME JAMES MCCARTHY AS THE UNIVERSITY’S NINTH PRESIDENT.

President McCarthy, a distinguished scholar and academic leader, comes to Suffolk University from Baruch College, City University of New York, where he was provost and senior vice president for academic affairs.

To learn more about this innovative scholar’s career and his expectations for Suffolk’s future, visit www.suffolk.edu.
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Correction: in the Winter 2011 issue of Suffolk Law Alumni Magazine, we incorrectly identified the role played by Robert Bonsignore JD ’85 in the case In re Massachusetts Smokeless Tobacco Litigation. He served as lead counsel in the case. We regret the error.
Welcome Back to Suffolk University Law School! Now in my second year as dean, I am enthusiastic about our future. As this publication attests, we have a tremendous community and are doing great things both within and beyond the walls of Suffolk Law. I am grateful to have met so many of our alumni across the country, and I am privileged and humbled by the opportunity to work daily with an amazing and dedicated cadre of staff, administrators, and faculty in the service of our students. Please peruse the pages of our alumni magazine; you will see that there is much for us to celebrate.

Our nationally renowned clinical and legal practice skills programs are flourishing, but that’s not all. In its latest assessment of the nation’s graduate schools, U.S. News and World Report ranked our law clinics 21st, our Legal Practice Skills (LPS) program 13th, our trial advocacy program 14th, and our intellectual property law concentration 26th in the country (see page 7). We call these programs our Four Diamonds. Only Columbia, Georgetown, Harvard, New York University, Stanford, UCLA, and the University of Michigan have more nationally ranked programs. Furthermore, no other school in the nation has a legal writing, clinical, and trial advocacy trifecta—this is a tremendous experiential learning foundation for our students!

Without a lot of fanfare, Suffolk Law has built one of the strongest skills and experiential learning programs in the country, at a time when students need this type of education more than ever. What do employers want? Smart, hard-working, socially skilled graduates who don’t enter their doors with a sense of entitlement—graduates with real-world legal experience who take the initiative. That’s our bread and butter.

Our faculty members are committed teachers and scholars. Recognized for their excellence both nationally and internationally, they are engaged inside and outside of our law school, as exemplified by our community involvement with the Marshall-Brennan Project (page 20) and by the efforts of faculty members like professors David Yamada and Marc Greenbaum to address current issues surrounding labor and employment law (page 10).

Suffolk Law graduates are regularly called upon to devote their talents overseas. The work of Dan Ryan JD ’09, who spent the last two years in South Sudan helping the nation prepare for independence, is a fine example of an alumnus making a difference (page 16).

I thank you, our community, for your ongoing commitment to Suffolk Law, and I look forward to your continued engagement and involvement. As I have said on many occasions, your success is our success and our success is your success. As alumni and friends of Suffolk Law, you are essential to our continued progress. It is an exciting time at Suffolk Law, and I very much hope you will be a part of it.

Best wishes and continued success in your endeavors.

Sincerely,

Camille A. Nelson
Dean and Professor of Law
SUFFOLK LAW TOPS IN TRAINING CITY'S PATENT LAWYERS

IT'S BECOME patently obvious.

Suffolk University Law School is first in Boston when it comes to patent law, with more Suffolk Law alumni practicing that specialty in local law firms than graduates from any other law school in the country.

Currently 121 Suffolk Law-educated partners and associates work in the area of patent law in the city's top patent firms, according to data on the top 25 patent firms in Boston as identified by the Avery Index.

Compared to other Boston-area law schools in the study, Suffolk Law yields nearly twice as many patent law associates as Boston College Law School, nearly three times as many as Boston University School of Law, and more than three times as many as Harvard Law School.

Suffolk Law also has the most patent attorneys and technical specialists with PhDs, with 66 such alumni and students practicing in Boston. Many of those graduates have obtained their law degrees through the evening program while advancing their careers in engineering, life sciences, medicine, and other fields during the daytime.

"Suffolk Law-trained lawyers are dominating every practice category in our study: in patents and among patent partners, associates, technical specialists, registered patent attorneys, and patent lawyers with doctorates," says Professor Michael Rustad, codirector of Suffolk Law's Intellectual Property Law Concentration.

“Suffolk Law educates a disproportionate number of IP lawyers, and they are in the most elite patent law firms in Boston.”

The current rapid growth in U.S. intellectual property law practice has been driven in part by the America Invents Act, the recent major overhaul in the nation’s patent system.

“Suffolk Law alumni now have a significant presence in the top patent law firms that service New England’s software, technology, life sciences, and health care industries," says Professor Andrew Beckerman-Rodau, codirector of the Intellectual Property Law Concentration. “Innovation in newer areas, including social media and apps for mobile devices, is fueling further demand for intellectual property law experts.”

In 1995, Suffolk Law became the first Boston-area law school to launch an intellectual property law concentration.
A NEW CHAPTER COMMENCES

PURSUE YOUR DREAMS, but don’t neglect the people who made them possible, law enforcement leader Bill Bratton and his wife, television personality and trial attorney Rikki Klieman, told Suffolk Law graduates as they addressed commencement exercises in May at the Boston Convention and Exhibition Center.

Klieman talked of embracing her mother’s conviction that what determines success in life is “ten percent fact and circumstance and ninety percent attitude.” In terms of attitude, she urged the graduates to do “what really makes your heart sing,” but “maintain your true self … your integrity, dignity, and self-respect.”

Bratton quoted Gandhi as saying that “to create change, you must become change.” He spoke of Suffolk University’s origins more than 100 years ago as a school offering opportunity to students not welcomed elsewhere.

“The education you have received … is without equal because this school is dedicated to equality,” he said. “As you go forward, seek to make a world without discrimination…. You can create change in the world that is meaningful and profound.”

Bratton, Klieman, and three other honorees received honorary doctor of laws degrees:
- David Z. Chesnoff, partner, Goodman & Chesnoff
- The Honorable John E. Fenton Jr., Distinguished Professor of Law and former dean of Suffolk Law, and retired chief administrative justice of the Massachusetts Trial Court
- The Honorable Therese Murray, president of the Massachusetts Senate

AN ARTISTIC COLLABORATION

OVER THE SUMMER, Suffolk Law struck up a partnership with the Boston-based Artists for Humanity, an organization which helps to provide underserved teens in the community with the means to financially sustain themselves through artwork.

The initial result: twenty new pieces of original artwork hanging in Sargent Hall. The pieces, which have been either leased or purchased by the school, include several five-by-five-foot acrylic paintings and kaleidoscope-style photographs.

Susan Rodgerson, the executive director of Artists for Humanity, says it has been a great opportunity for the students.

“We do about thirty public exhibitions throughout the city, including ones at Logan Airport,” she says. “It is very exciting for the students to be able to have an exhibition in a law school and to have their work showcased downtown.”

—Andrew Clark
RAPPAPORT CENTER HIRES NEW DIRECTOR

**GREG MASSING**, a lawyer with extensive experience in public service and private practice, has been appointed the next executive director of the Rappaport Center for Law and Public Service.

Massing most recently served as general counsel for the Massachusetts Executive Office of Public Safety and Security, the cabinet office charged with oversight of law enforcement, criminal justice, and public safety matters. He led the administration’s efforts in a variety of public safety policy matters ranging from criminal sentencing to racial profiling and hate crimes.

He is a graduate of the University of Virginia School of Law and practiced law at two Boston firms, Laredo & Smith LLP and Ropes & Gray. From 1993 to 2005, Massing served as an assistant district attorney and assistant attorney general specializing in appeals. He is the author of numerous articles on criminal justice matters as well as a former editor, author, and consultant on high school civics and government textbooks.

"Greg brings to the Rappaport Center a rare blend of public policy, private practice, and scholarly experience," said Dean Camille Nelson. "He knows government firsthand. And he is deeply committed to the center’s mission of creating paths for students interested in careers in public service."

"Throughout my career, I have seen the positive impacts that law school graduates make through work in public service, and I believe the Rappaport Center’s role in providing a gateway to those careers is of critical importance," Massing said. "I look forward to contributing to that effort and to fostering the center’s dialogue on a broad range of important public policy issues."

NEW HIRES

**FACULTY**

**NICOLE FRIEDERICHS** is the practitioner-in-residence for the Indian Law and Indigenous Peoples Clinic. Before joining Suffolk Law, Friederichs JD '03 practiced federal Indian law and international human rights law on a range of cases, including jurisdictional cases between Native American tribes and New England states as well as indigenous peoples land rights cases before international and regional human rights bodies. She also worked in the international development sector supporting community development and education programs in West Africa. She holds an LLM in Indigenous Peoples Law and Policy from the University of Arizona and is a graduate of Mount Holyoke College.

**MARITZA KARMELY** is an associate clinical professor of law teaching the Family Advocacy Clinic. Before joining Suffolk Law, she was an assistant clinical professor of law at Boston College Law School. She worked as a staff attorney at Casa Myrna Vazquez, where she represented victims of violence in family law matters in the Boston area. She also worked as a litigation associate with the Boston law firms Skadden, Arps, Slate, Meagher & Flom, and Todd & Weld. During her years in private practice, Karmely specialized in corporate litigation while devoting considerable time to numerous pro bono matters. She serves as president of the board of directors for the Latin American Health Institute and is a member of the board of directors for the Clinical Legal Education Association. She earned her BA from Boston College and her JD from Boston University.

**ADMINISTRATORS**

**JANA COX** joins Suffolk Law as the director of financial aid. For the past six years she worked at West Hills College in Coalinga, California, most recently as the district director of financial aid. In that position she provided guidance and supervised employees for three campuses, and monitored and administered state, federal, and institutional aid funding. She received both her BA and her MA from Chapman University.

**MICHAEL FISCH** is the director of marketing and communications. He previously served as the director for marketing at New England Law School in Boston. At New England Law, his team won five Higher Education Marketing Awards. He was a regular commentator for National Public Radio's Weekend Edition—one of his commentaries aired on *Weekly Edition: The Best of NPR News with Neal Conan*—and has also worked as a writer and editor for Dunkin’ Brands, writing the package copy for Dunkin’ Donuts coffee beans.
NEW CLINIC LAUNCHES I

A SAVORY BUFFET of harvest vegetables and the uplifting chants of Native American drummers greeted the Suffolk Law community during the launch of the Indian Law and Indigenous Peoples Clinic in November.

Dean Camille Nelson said she was “thrilled and moved” to preside at the celebration, which included a performance by the Eastern Suns drum group and involved representatives from a dozen New England tribes, among them the Mashpee Wampanoag, Nipmuc, Maliseet, and Abenaki. She said the clinic, to be overseen by professors Jeffrey J. Pokorak and Lorie M. Graham, is an example of Suffolk Law’s mission to “bring the community into the law school.”

The new clinical program, which will be offered to students in spring 2012, is the only one of its kind east of the Mississippi, says Pokorak.

The clinic will serve the needs of tribal governments as well as individual Native Americans in the nine federally recognized and many state-recognized tribes in the six New England states. Issues to be addressed include child welfare, land claims, civil procedure, contracts, boundary disputes, environmental violations, and hunting and fishing rights.

“Like all our clinical programs, it gives students the opportunity to develop their overall legal skills through practice while honing skills that are unique to working with the tribal governments,” he said.

Students will help draft court rules and tribal codes, develop materials to assist pro se claimants in tribal court, engage in Indian Child Welfare Act representation, and explore lawyering in Indian country, says Nicole Friederichs, the clinic’s practitioner-in-residence.

Joanne Dunn of the Mi’kmaq tribe adds that the clinic is a “wonderful new resource” in the tribes’ constant battle for justice and recognition.

—Tom Mashberg

THE “FOUR DIAMONDS” OF SUFFOLK LAW I

SUFFOLK UNIVERSITY LAW SCHOOL was the only school in the country to combine three experiential/skills national rankings in the 2011 US News & World Report. The school has an additional US News ranking in Intellectual Property.

Out of nearly 200 law schools, Suffolk Law was ranked as having the 15th best legal writing program in the country, the 21st best clinical program, the 14th best trial advocacy program, and the 26th best intellectual property law concentration. Only Columbia, Georgetown, Harvard, New York University, Stanford, UCLA, and the University of Michigan have more nationally ranked programs.
WHEN IT CAME to picking a topic for the first International Humanitarian Law Student Writing Competition, Elizabeth Holland JD '11 didn't hesitate. The recent Supreme Court ruling on Holder v. Humanitarian Law Project had already drawn her attention; it was a case Holland believed would have a damaging effect on the delivery of humanitarian assistance in the course of armed conflicts.

"I knew when Holder was decided that it would have a great impact," says Holland, who is a program associate and head of curriculum development for the Program on Humanitarian Policy and Conflict Research at Harvard University as well as an adjunct professor at the University of Connecticut School of Law. An inspired Holland spent last winter break writing a paper titled "Holder v. Humanitarian Law Project and the Potential to Cripple Humanitarian Assistance in Armed Conflict." Her efforts paid off: she was one of two first-place winners chosen from 50 submissions to the competition, which was cosponsored by the Center for Human Rights & Humanitarian Law at American University Washington College of Law and the Lieber Society on the Law of Armed Conflict at the American Society of International Law.

The grand prize was the chance to present the winning paper in front of a panel of experts in the field of armed conflict. Holland was overseas at the time but got creative: she presented to the panel via Skype. Holland, who will be an associate at Foley Hoag beginning in January, says the experience was something she will never forget.

"It was incredible, because the panel was filled with all of these people whose work I was very familiar with. I was just thrilled to have the opportunity to present to them," she says.

—Andrew Clark

THIRD-YEAR STUDENT Daniel P. Carney has many joyous memories from his own wedding a year ago. Which is why a case of consumer fraud involving missing-in-action wedding photographers stands out from his summer stint with the Consumer Protection and Antitrust Bureau of the New Hampshire Attorney General's Office.

"I found myself very sympathetic toward the victims and outraged at the callousness and flippancy of the photographers," Carney says of the case, in which couples paid for wedding portraits, photo albums, and DVDs they never received. "It made me understand how helpless and frustrated consumer fraud can make people feel."

Carney, 31, took the job after receiving a prestigious Janet D. Steiger Fellowship from the American Bar Association's Antitrust Section; he was one of 20 people chosen from a pool of 400 applicants. The eight-week program places law students in the consumer protection departments of attorney general offices around the nation.

A Haverhill resident and University of New Hampshire hockey standout, Carney arrived at Suffolk Law with an interest in professional sports and antitrust law, and opted for consumer protection and business regulation "as an essential and rewarding pursuit." For the Steiger grant he submitted a contract written for two friends starting a golf course partnership. "I was hopeful it would stand out as something the application panel would not normally see," says Carney, whose resume includes work as a television sports cameraman.

Carney teamed with attorneys, investigators, and paralegals probing numerous fraud cases, including a laboratory that overcharged health insurers for cell tests done for bone marrow donations. The charges hurt consumers who were "selflessly attempting to donate bone marrow for charitable purposes and amounted to deceptive and greedy conduct," he says.

Another crime that outraged Carney was financial exploitation of the elderly at the hands of caregivers and family members. "It's really discouraging to see such behavior," says the passionate consumer protection lawyer.

"But it's rewarding to know I've worked to help remedy the situation and hopefully achieve justice for the victims."

—Tom Mashberg
ON THE EDGE OF THE WILD

WHEN SECOND-YEAR student Jennifer M. Bonar realized her life's passion was environmental law, she decided to visit the front lines of the battle over America's wilderness. Little did she know her first day in the Alaskan wilds would put her and her fiancé within striking range of a grizzly bear.

"We were 200 yards down the trail and a park ranger came running to meet us," she recalls of the close encounter in Denali National Park. "A mother grizzly and three cubs had just run through the area. We had no idea. As we were walking back with the ranger, another ranger radioed him and asked, 'Are they bear food yet?' Wildlife is everywhere in Alaska."

Undaunted, Bonar went on to spend three months in the northern wilderness as part of a summer internship in the Alaska field office of Defenders of Wildlife through a fellowship from Suffolk's Public Interest Law Group (SPILG). The Pennsylvania native helped make the legal case for the protection of bears and other predators that were being shot from the air as part of a state program aiming to augment moose and caribou populations.

The culling controversy is a legal hornets' nest because of conflicting interpretations of wildlife management regulations among the federal Bureau of Land Management, the National Park Service, the Alaska state government, and legal advocacy groups like Defenders of Wildlife. During her internship, Bonar produced a memo arguing that the Bureau of Land Management had "violated its statutory obligations by impliedly assenting to state-led predator control on its lands."

With a strong love of wildlife and fierce interest in animal law, administrative law, and environmental and land-use policy, Bonar is set on a career as a conservation lawyer. She currently serves as president of Suffolk Law's Environmental Law Society and on the Suffolk University Sustainability Committee.

"I doubt I would have been able to take advantage of this opportunity had it not been for the SPILG program," she says. "The Rappaport Center does a fantastic job engaging students in public interest work and preparing them for careers in the public sector."

—Tom Mashberg

STUDENT RECEIVES ETHICS AWARD

THIRD-YEAR STUDENT Christopher Jee received the 2011 Law Student Ethics Award from the Association of Corporate Counsel (ACC) Northeast chapter.

Jee was nominated by Suffolk Law Professor William Berman for his work in the law school's housing clinic. In his nomination letter, Berman praised Jee's "utmost integrity and ethical sensitivity" when representing clients.

"In my ten years teaching the clinic, I have rarely seen the dedication and zeal demonstrated by Chris in his clinic work," Berman wrote.

Jee says he was honored to be nominated by Berman. "This award signifies the influence Bill has on his students with his own compassion, diligence, and attitude. Under his mentorship, I had an invaluable experience in the clinic and have gained tremendous insight as a future lawyer," he says.

The Northeast chapter of the ACC created the awards program to "recognize and encourage the ethical practice of law at the earliest stages of a young lawyer's professional career." Jee received the award, which includes a $1,000 scholarship, at a ceremony held in April at the Union Club in Boston.
Labor and employment law has recently become a high-profile area of practice. In November, Ohio voters rejected Governor John Kasich’s efforts to limit the collective bargaining rights of public employees. This action followed a season of unrest in Wisconsin, after Governor Scott Walker signed a controversial law curtailing the collective bargaining rights of Wisconsin’s public employees. In the meantime, the issue of workplace misconduct hit the headlines with sexual harassment accusations leveled against former Republican presidential candidate Herman Cain. The one constant in this area of law? Change is the norm.
Where Have All the Public-Sector Unions Gone?

BY PROFESSOR MARC D. GREENBAUM

The Roll Call
Wisconsin
Ohio
Indiana
Iowa
Oklahoma
New Jersey
Massachusetts

What do these states have in common? Conventional wisdom would say, not much. But events in 2011 bound these states together in ways that could not have been anticipated a year ago. In each, the rights of public employees to bargain collectively over wages, hours, and other terms and conditions of employment have been legislatively circumscribed.

Were these events foreseeable? I offer the classic law professor response: yes, no, and maybe. Critical differences between public- and private-sector collective bargaining arguably presaged the new restrictions. An unprecedented perfect storm established a climate in which these events occurred.

Public-Sector Collective Bargaining: A New Breed of Cat
The growth of public-sector collective bargaining can be traced to Wisconsin’s 1959 enactment of legislation permitting municipal employees to designate exclusive representatives for collective bargaining. Before then, changes in the wages and benefits of public employees depended upon the whim of the executive and legislative branches of government; employees were powerless to trigger such actions.

Collective bargaining changed that dynamic. Once employees designated a bargaining representative, the public employer was required to negotiate with that representative with the intention of reaching a collective-bargaining agreement. Upon an agreement’s expiration, the public employer was compelled to bargain a successor agreement. Thus, whim and caprice were replaced by a regular and predictable process.

Public-sector collective bargaining is, however, radically different from its private-sector counterpart. Private-sector collective bargaining outcomes are dictated by economics. Employees aggregate their collective economic power, using the threat of withholding their services to secure the employer's agreement. Employers in turn may withhold work opportunities by using a lockout to secure the union's agreement. The party that more correctly gauges its economic power will emerge more satisfied with the final result.

There is no comparable economic warfare in the public sector. Public employees are generally prohibited from striking. Political power thus becomes the substitute for economic power.

At the municipal level especially, public employees frequently occupy the roles of employee and citizen, thus making up a voting bloc. Some public employees, notably teachers and firefighters, generally have good relationships with the citizens they serve, thus permitting the energizing of those consumers to convince elected officials of the legitimacy of employee bargaining demands. Those citizens can take their votes elsewhere if public officials are not responsive to their concerns.

Public-sector collective bargaining is also different because it inevitably impacts public policy. Improving the wages and working conditions of public employees can impact tax rates and divert resources from uses sought by other segments of the community. Bargaining can often impact the everyday lives of citizens. Consider the school calendar: it defines public employees’ work schedules, thus placing it within the traditional scope of collective bargaining.

Such potential public policy impacts have prompted legal scholars to urge limits on the scope of public-sector collective bargaining. The late Professor Clyde Summers of the University of Pennsylvania Law School, for example, was a renowned advocate for employee rights.
The Perfect Storm

The wages, benefits, and working conditions of public employees have improved considerably since 1959. The old bargain of good benefits and job security in exchange for lower wages has evolved, with there now being greater parity between public- and private-sector wages. One could argue that these improvements occurred without engaging the general public. Each year, for example, Massachusetts newspapers publish the names of the highest-earning public employees. Those lists, generally dominated by police officers at the municipal level, tend to elicit a collective yawn and no more.

Within the last year, however, minimal scrutiny has been replaced by strict scrutiny due to an unusual confluence of factors. The economic meltdown of 2008, unlike more recent such events, greatly affected homeowners. Whereas it was once generally assumed that home values could only go up, people have learned that home values can travel travel in the opposite direction. Subprime lending also produced a frightening rise in actual and threatened foreclosures, thus undermining the traditional sense of stability in that most fundamental of things—a person's home.

The distress in the real estate market was accompanied by rising unemployment. Many of those lost jobs will likely never return because of globalization and technological advances.

These events adversely impacted government finances. Tax revenues dependent upon real estate and employment declined. Rising unemployment and homelessness increased the need for public services. The federal government's ability to help states and municipalities was limited by tax cuts and the costs of military actions in Iraq and Afghanistan.

These forces produced electoral upheaval in the 2010 mid-term elections. The House of Representatives changed parties, the existing Democratic majority in the Senate was eroded, and there were numerous changes in the executive and legislative branches of various states. Governors and legislators who were not fans of public-sector collective bargaining and who saw reforms in the process as a means of combating deficits without increasing taxes came into power.

The perilous fiscal condition of various states was exacerbated by rapidly growing health care and pension costs. Proponents of changes in public-sector collective bargaining could not have devised a better scenario for change. Private-sector employees lost their jobs, while public-sector employees remained relatively (though not entirely) secure. Private-sector employees, who pay between 30 and 50 percent of their health insurance costs, read about public employees paying significantly less. Private-sector employees who experienced the loss of their traditional pension plans and their replacement by 401(k), cash balance, or defined-contribution plans learned that their tax dollars would have to fund unfunded pension liabilities resulting from years of underfunding coupled with reduced investment returns.

This climate enabled newly elected governors, such as Scott Walker in Wisconsin, to secure limits on the scope of public-sector bargaining. Even the Massachusetts governor, Deval Patrick, supported legislation limiting collective bargaining's role in establishing health care benefits.

The most radical change, after much publicized drama, occurred in Wisconsin. The new Wisconsin law restricts public-sector bargaining to wage increases that cannot exceed the growth in the consumer price index; limits collective-bargaining agreements to one year's duration, a departure from the traditional three-year period; and requires the annual certification of the bargaining representative by a majority of employees, unlike the usual assumption of continued majority status. Wisconsin also became a right-to-work jurisdiction for public employees, as it outlawed agreements requiring public employers to withhold union dues or their equivalent from employee paychecks, thus making it harder for unions to secure the revenue necessary to defray collective bargaining expenses.

The changes in certain states, are almost as drastic. Other states, like New Jersey, enacted legislation increasing employee health care costs and reducing pension benefits. Binding arbitration has been eliminated by numerous states.

Where Are We Now?

This is not a great time to be a public employee or union leader. Political forces have undermined their political power and have put private- and public-sector employees at war with one another. Private-sector employees have seemingly failed to realize that a laid-off public-sector employee contributes equally to the unemployment rate.
Many citizens seem unaware that these developments are closely linked to the disappearance of the upwardly mobile middle class and the growing economic disparity between rich and poor. The decline in the percentage of private-sector employees represented by unions has contributed to the failure of working peoples’ earnings to grow at rates comparable to those of executives and professionals. Public-sector bargaining was arguably one of the few economic forces exerting upward pressure on employee incomes. The erosion of public employees’ bargaining power may exacerbate the forces producing these economic disparities.

Equally troublesome are the numerous efforts to replace the public sector’s defined-benefit pension plans, already dodo birds in the private sector, with defined-contribution plans. Changing such plans shifts the investment risk on pension assets from large entities capable of securing sophisticated investment advice to individuals without similar access. Many workers will likely find retirement impossible, despite declining physical and mental health. Retirees unable to return to the workforce also become impoverished, thus generating more demands on an increasingly fragile government safety net. This possibility cannot be blamed on collective bargaining. The blame lies with public-sector executives and legislators who underfunded their plans in both good and bad economic times.

As for the future of public-sector bargaining, the jury is still out. Many of the Wisconsin legislators supporting the new law are facing recalls; other comparable initiatives have been subject to either referenda or legal challenges. The only sure bet is that the ultimate jury verdict cannot be predicted.

Workplace Bullying Goes Mainstream

During the past decade, concern about workplace bullying has entered the mainstream of American employment relations. Leading newspapers such as the New York Times and the Wall Street Journal as well as local and national electronic media have devoted feature articles to the subject. Entire websites and blogs address workplace bullying, and it is a frequent topic at conferences for human resources practitioners and organizational psychologists. Buttressing these developments has been the emergence of a growing multidisciplinary network of scholars who are focusing their attention on workplace bullying.

Much of the original impetus for this work came through the pioneering efforts of Drs. Gary and Ruth Namie, who in 1998 founded the Campaign Against Workplace Bullying, the first North American initiative devoted to combating the problem. Their work continues through their nongovernmental organization, the Workplace Bullying Institute (which I have been affiliated with on a pro bono basis since its inception). Despite the growing recognition of the harm caused by workplace bullying, it remains the most neglected form of serious worker mistreatment in U.S. employment law. In a 2000 Georgetown Law Journal article, I examined potential remedies for targets of workplace bullying, including tort law, discrimination law, occupational health law, and labor law, ultimately concluding that current employment law failed to protect bullied workers and to provide incentives for employers to prevent these behaviors.

Developing a Legislative Response

Drafted in response to this gap in worker protections, the HWB provides relief to workers who can prove that they were subjected to an abusive work environment that caused tangible physical and/or psychological harm. It also includes provisions that allow employers to minimize their liability exposure and that discourage weak or frivolous claims.

Since 2003, variations of the HWB have been introduced (though not yet enacted) in more than 20 state legislatures, including the New England states of Connecticut, Massachusetts, New Hampshire, and Vermont. In May 2010, the New York State Senate passed the HWB by a strong majority that included bipartisan support. Although the bill stalled
Bullying During a Recession

This is an especially apt time to pay attention to this topic, as bullying behaviors become more prevalent when the economy turns sour. During a previous recession in the 1990s, social psychologist Harvey Hornstein documented an increase in abusive supervision, which he attributed to mid-level managers clamping down on subordinates after being pressured by their superiors to do more with less. More recently, studies and commentaries have confirmed links between the current recession and workplace bullying, and have noted the trend of bullied workers remaining in bad job situations for lack of other options.

New Workplace Institute

Workplace bullying is just one of many challenges facing modern employment relations. In an effort to address these varied issues on a broader scale, I founded the New Workplace Institute as a nonprofit organization dedicated to research and public education promoting healthy, productive, and socially responsible workplaces.

In addition to administering a number of educational programs and roundtable discussions, the institute hosts a blog, Minding the Workplace (http://newworkplace.wordpress.com), that has become a respected source of information and commentary on employment relations. Its articles have been featured in the Boston Globe, The Chronicle of Higher Education, and many blog sites, and it recently was named among the Top 50 Workplace Blogs by a popular organizational psychology website. The institute also has been gaining national and international attention from my numerous speaking appearances and media interviews on workplace bullying and related topics.

Looking Ahead

The economic meltdown has both highlighted the need for workplace bullying legislation and distracted state legislatures from paying more attention to it. In recent years, however, prospects for enacting the Healthy Workplace Bill have progressed from pipe dream to real possibility. We are nearing the day when workers will have greater protections from this destructive form of interpersonal abuse.

For Professor Yamada’s commentary on work and employment relations as well as updates about the New Workplace Institute, visit his blog, Minding the Workplace, at http://newworkplace.wordpress.com/
Human rights activist Dan Ryan JD '09 doesn't just talk the talk. On the shores of the Nile River in east Africa, he also walks the walk as a legislative adviser to the newly born nation of South Sudan.

BY TOM MASHBERG

Juba, the capital of the new Republic of South Sudan, is a modest place, a town really, with round thatched homes, erratic water supplies, and more longhorn cattle than cars maneuvering its streets. For more than two years, Juba has also been the home of Dan Ryan JD '09 and his wife, Joanna. Ryan's job has been straightforward enough: wake up every morning; grab a quick breakfast of papaya, guava, and mango; and help promote peace and the rule of law in a fledgling and war-battered nation. "The optimism here for a bright new future of peace and development is palpable," says Ryan, 34, a longtime Woburn resident, career-long human rights activist, and member of the New York bar. "It has been exciting to be involved in such historic events. It's not every day a new country is born."
Optimism has been a rare commodity in southern Sudan for more than two decades.

A ghastly civil war tore through the land and its people during an epic struggle for freedom from the northern Sudanese regime in Khartoum. According to the United Nations, 2 million southern Sudanese have died from fighting, famine, and disease, and 4 million more have been uprooted.

The war saw the decimation and enslavement of entire towns and villages, Juba included, by forces from the north. Fighting began to abate in 2005, and after long negotiations involving neighboring Libya and Egypt and the United Nations, the Republic of South Sudan formally became an independent nation on July 9, 2011.

Ryan, who arrived in October 2009, has witnessed astonishing changes since becoming an adviser to newly elected legislators and, in particular, to the new Ministry of Peace. His work has focused on creating laws and practices to help resolve conflicts as varied as cattle raiding, gunfights among insurgent factions, and fair distribution of the country’s oil resources.

“Sudan has a long history of conflict, so there is a tremendous amount of deep-rooted structural violence that has to be overcome,” he says. “In practice, we look at creating grassroots dispute resolution by community leaders and elders, and at amending the constitution to ensure that it creates a government based on equality, equity, peace, justice, and human rights.”

Ryan calls South Sudan “a dynamic place.” In the past 18 months, he notes, the country has witnessed its first democratic elections, a referendum on independence, its formal secession from Sudan, and the adoption of a new constitution. He says hundreds of thousands of refugees are returning home from the north, from neighboring countries, and from overseas, and that new homes, roads, businesses, and a functioning government are being painstakingly established in the young nation.

Ryan also emphasizes that progress, while visible, is slow. He was cheered over the summer when South Sudan’s new parliamentary government increased the funding for the kinds of internal peace and reconciliation initiatives he is helping create. Yet he realizes the challenges are immense.

“Armed groups roam freely in many parts of the nation, attacking government forces and civilians with impunity, raiding cattle, abducting children, razoring villages, and displacing thousands,” he explains. “Outside of Juba there is little growth or development. Access to food, healthcare, education, clean water, sanitation, or security is beyond the reach of most South Sudanese.”

Ryan’s own life in Juba, on the banks of the Upper Nile, is modest but comfortable. He and his wife drink water and eat fresh fish trucked in from the great river. Street markets are becoming more plentiful, he says, and he enjoys a locally brewed beer, White Bull. The Ryans live in a compound along a creek near his office, and “the river Nile is lovely, especially at sunset.” Joanna Ryan has taken a job as a health manager with Save the Children. The couple recently welcomed their first child and plan to be back in the states later this year.

Ryan has felt the call of peacemaking work since well before his graduation from the University of Massachusetts at Amherst in 2001, with a bachelor’s degree in sociology and a minor in German. He was campus president of Amnesty International, spent time aiding refugees in Macedonia, and coordinated humanitarian deliveries abroad while working with the International Rescue Committee in New York.
Valerie C. Epps, professor of law and co-director of the International Law Concentration, got to know Ryan through the International Law Society and while he served as a member of the Jessup International Moot Court Team.

"Dan is a fabulous young man, very quiet and unassuming, yet he has an amazing capacity for work," Epps says. "It is not every year one meets a student like him. He specifically set out to do good in the world and to better people's lives."

Ryan's experience has allowed him to advise South Sudan on an exceptionally wide range of legal matters, among them budgeting, creating conflict-resolution hotlines, drafting civil rights laws, and establishing basic human rights norms. He has great confidence in the ability of his South Sudanese colleagues at the Committee on Peace and Reconciliation to forge a law-minding, peace-loving nation after he ends his advisory tour.

"What I enjoy most is working with my South Sudanese colleagues," he says. "They have great hope for the future of their country and want to see real change after so many years of war and underdevelopment."

"It is clear to me that, notwithstanding a few spoilers and debate have largely displaced violent political action in South Sudan," he adds. "Such strides towards peace and democracy give me hope for the country and its people."
The Marshall-Brennan Project sends Suffolk Law students back to high school to teach the next generation of constitutional scholars.

Should juvenile offenders be sentenced to life in prison without parole for a non-homicide crime? That's the day's topic as third-year student Monika Bandyopadhyay and second-year student Elizabeth Burke lead one of their final classes in constitutional law at the Jeremiah E. Burke High School in Dorchester on a May morning. Teenagers are not notably responsive at 9 a.m., so it's not surprising that the students, mainly seniors, need encouragement to focus on the U.S. Supreme Court's 2010 decision in the case of *Graham v. Florida*.

BY JANE WHITEHEAD • PHOTOGRAPHY BY KATHLEEN DOOHER
"Who can give us a little recitation of the facts?"

prompts Bandyopadhyay, who before law school spent two years developing her teaching skills and a commitment to education in a fourth-grade class in rural Arkansas, working for Teach for America. Bandyopadhyay and Burke extract the main details of the case from the students, with occasional assists from Brandon Slaughter, their social studies host teacher. In 2003 Terrance Graham was retroactively sentenced to life imprisonment by a Florida court for an armed burglary committed at age 16, after he was arrested at age 17 for two further offenses while on parole. The case raised the issue of whether a juvenile life-without-parole sentence for a non-homicide offense violates the Eighth Amendment prohibition against cruel and unusual punishment.

“What happened after his first arrest? What kind of sentence did he get?” asks Burke. Slowly the teens come alive as they connect the real-life case with theories of punishment and interpretations of the Eighth Amendment, and discuss why the law might treat juveniles differently from adults. “Peer pressure,” says one. “They’re not mature,” suggests someone else.

Referencing the national picture of states that imprison juveniles for life for non-homicide offenses—Florida is one of eleven that do so—a female student in the back row points out, “Most states think it’s not the right thing to do.” Bandyopadhyay and Burke consistently push the students to back up their ideas with reasons. “The world expects you to be able to explain yourself,” says Bandyopadhyay.

“It’s so crucial to have some working knowledge of the Constitution, to be an active citizen,” Burke later says.

Jeremiah E. Burke High School is one of seven sites—six in Boston and one in Cambridge—where Suffolk University Law School students are bringing critical legal questions into the classroom. The Marshall-Brennan Constitutional Literacy Project, a national initiative based at American University’s Washington College of Law, aims to spark young people’s interest in politics, law, and government by sending law students to teach high school students about aspects of constitutional law that directly impact their everyday lives. These issues range from students’ rights of free expression on political and religious matters to school authorities’ rights to search students’ lockers or demand urine or blood samples.

With generous financial support from alumni Paul E. Mitchell JD ’87 and John C. DeSimone JD ’87 (see sidebar), Professors Michael Avery and Kim McLaurin launched the project at Suffolk Law in September 2010 under the banner of an innovative yearlong course, Constitutional Justice in School. Bandyopadhyay and Burke were part of Suffolk Law’s first cohort of sixteen Marshall-Brennan fellows, chosen from twenty-three applicants.

The current state of civics education in U.S. schools is at a low ebb, notes Dean Camille Nelson. She cites a May 2011 ABA Journal cover story, “Flunking Civics: Why America’s Kids Know So Little,” that depicts a generation of students increasingly disengaged from civic and political life, often ignorant of fundamental democratic principles and processes. So she sees the Marshall-Brennan program as “an excellent opportunity to uplift students’ understanding and create a discussion around these constitutional questions,” in addition to being an initiative “absolutely keyed to our mission to build opportunity and access.”

“My hope is that, by teaching urban high school students constitutional literacy, they will develop a passion for legal studies and see the utility of law in transforming their communities,” she says.

Learning the Language of Power

After two semesters of teaching together, Burke and Bandyopadhyay form a confident team, fired by a shared enthusiasm for education and a firm conviction about the importance of their subject matter. But the duo describe how, at the beginning of the school year, they threw their proposed lesson plans out of the window while working one-on-one with each student to build up basic writing skills. Their collaboration with Slaughter was crucial to their progress, both agree.
Brandon reminded us that this was probably the hardest class the students would take in high school,” says Bandyopadhyay. Burke adds that her first foray into teaching has made her “better at analysis, a better speaker, and more attuned to when I need to slow down.”

Both Bandyopadhyay and Burke see the impact of the class as going far beyond its legal content. “We wanted to get the students invested in their own futures,” says Bandyopadhyay.

Slaughter agrees. Since civics is not part of the Boston public high school curriculum, he says, “Most of my students graduate from high school without an understanding of their basic rights, and without the essential tools needed to navigate our democracy.” In the face of that glaring gap, he says, “the Marshall-Brennan program is without a doubt the most important course I have ever had the privilege of teaching and supporting.” In the course of the year, says Slaughter, Burke and Bandyopadhyay introduced his class to more than forty landmark Supreme Court cases affecting the rights and responsibilities of young people.

Briana Hooks, a 17-year-old junior, appreciated the relevance of the course. “The law students taught us about the laws today, and Mr. Slaughter taught us about the laws decades or even a century ago,” she says. “To see how the law changed or stayed the same has been eye-opening.”

Slaughter has seen how their introduction to legal reasoning has strengthened his students as critical thinkers and effective advocates, and has had “a tremendous impact not only on their academics but also on their perception of the world.”

“Law is the language of power,” he says. “I think the single most important thing about this class is that it’s given students access to that language.”

Once the students got over the strangeness of the language, “they started to really love the formality. They loved saying, ‘May it please the court.’”

Bringing Marshall-Brennan to Suffolk Law

Jamin B. (Jamie) Raskin, a member of the Maryland State Senate since 2007 and a law professor at American University’s Washington College of Law, founded the Marshall-Brennan Constitutional Literacy Project in the fall of 1999. Named for former Supreme Court justices William J. Brennan Jr. and Thurgood Marshall, both ardent believers in the need for all citizens in a democracy to understand its governing principles, the program sends law students into public high schools to teach the Constitution and the Bill of Rights. The project aims to empower high school students to be informed, active citizens and lifelong participants.
in the democratic process. From its Washington roots, the Marshall-Brennan Project has grown into a national program, with affiliates at eleven law schools in nine states and Washington, D.C.

Professor Michael Avery first met Marshall-Brennan founder Jamie Raskin at a 2009 book-signing event in Washington, D.C., to promote We Dissent: Talking Back to the Rehnquist Court—Eight Cases That Subverted Civil Liberties and Civil Rights, which Avery had edited. Raskin had contributed to the book, which argued that under Rehnquist's leadership the Supreme Court favored government interests and failed to protect civil liberties and civil rights in cases ranging from torture to search and seizure.

When Raskin outlined the Marshall-Brennan Project, Avery immediately saw how its vision "dovetailed with Suffolk Law's mission to broaden access to legal education and to build relationships between the school and Boston's minority populations. To get law school on the radar of young people in poor communities, "you have to start talking to people in high school about the possibility," says Avery. He further notes that, with all law schools competing to enroll a limited pool of minority applicants, especially African Americans, the Marshall-Brennan Project has the potential to act as "a pipeline kind of program."

In late 2009 he approached the law school administration to request administrative support. According to Susan Prosnitz, then-director of the Rappaport Center for Law and Public Service, "I was personally excited about the fact that Marshall-Brennan came to us at the same time that Mayor Menino entered his fifth term and announced education as his top priority."

Avery then invited professor Kim McLaurin to co-teach the course. "It was a no-brainer," says McLaurin, who worked for almost 20 years as a juvenile defender and ran an office of the Legal Aid Society in New York City before joining the Suffolk Law faculty, where she teaches the juvenile defender clinic. "Adolescents, high schools, kids—it was right up my alley," she says.

Avery, McLaurin, and Director of Public Interest and Pro Bono Programs Mia Friedman worked to identify a cross-section of local public schools that might be interested in signing on to the project. "The response was overwhelming," recalls McLaurin, with principals and administrators enthusiastic about giving their students a strong dose of civics, law, and public service. Seven schools signed up: Another Course to College in Brighton; Boston Preparatory Charter Public School in Hyde Park; City on a Hill in Roxbury; Jeremiah E. Burke High School in Dorchester; Social Justice Academy in Hyde Park; Greater Egleston Community High School in Roxbury; and, across the Charles River, Cambridge Rindge & Latin School. This year Brighton High School has taken the place of the Social Justice Academy as a host school.

The administrators faced daunting logistics. Meshing the schedules of sixteen overcommitted law students with the curricular requirements of seven schools was "a nightmare," McLaurin admits. "We grossly underestimated the amount of time our students would end up putting into it," she says, noting that all teaching and preparation time was pro bono. The Marshall-Brennan fellows' official commitment was to attend a weekly seminar at Suffolk Law with Avery and McLaurin on the intricacies of constitutional law as it applies to youth. In addition, they would teach two one-hour classes per week in their assigned high schools; prepare their students for the National Marshall-Brennan High School Moot Court Competition; and interact regularly with their host teachers, who would cover the historic background to the cases discussed.

Marshall-Brennan fellows David Kushner and Aliya Khalidi laugh when they think back to this optimistic estimate. "We met every day for at least two and a half hours," says Khalidi, who reckons that for every hour of class time at Cambridge Rindge & Latin School they spent three in preparation. "It was essential to have a partner," says Kushner: "I can't even imagine how teachers do it all day, every day."

An advocate of constitutional literacy ever since he took a case law class in high school, Kushner

"Who knows how many future lawyers and judges will come out of this amazing partnership?"
worked as a legal intern with the American Civil Liberties Union's Police Misconduct Documentation Project in Boston from January 2010 to May 2011. A crucial message he wanted to convey in class, he says, was that "you should always take time to question authority and analyze the status quo." Khalidi, the 2011 student commencement speaker and recipient of both the John E. Fenton Jr. Public Service Award and the Pro Bono Service Award, calls her stint with the Marshall-Brennan program hands down the best thing she did in law school. "It really takes you out of the law school bubble," she says.

"May It Please the Court"
For Jerry Howland JD '76, the host teacher at Another Course to College, the biggest attraction of the Marshall-Brennan program was the moot court competition. For years, Howland has put his legal background to use in the classroom, organizing mock trials to sharpen his students' reasoning and debating skills. He watched two students in particular, Geidy Romero of Charlestown and Dario Hernandez of Brighton, blossom in confidence as they argued their way through all three stages of the moot court competition to the national event in Philadelphia, prepped by Marshall-Brennan fellows Christina Fisher and Julian Smith. The combination of deep background preparation and the demands of questioning from judges made the competitions "a great intellectual challenge," says Howland.

Avery and McLaurin agree that the moot court component was a highlight of the program, not least because it mobilized the resources of the whole law school community, with professors, students, and alumni acting as judges for the citywide rounds held at Suffolk Law in February 2011.

Even at the in-school rounds in January 2011, the Marshall-Brennan fellows worked hard to reproduce the formality and rigor of the appellate court process. At Burke High School, few students had a background in debate and many "were not eager to do public speaking," says Elizabeth Burke, "but we really wanted everyone to participate." Once they got over the strangeness of the language, "they started to really love the formality," says Burke. "They loved saying, 'May it please the court.'"

"A lot of fellows worried about how their students would perform at moot court," says McLaurin. But during the event, she says, "the high school students' enthusiasm was just so palpable: they were all prepared, most of them even dressed like lawyers, and the Marshall-Brennan fellows acted like stage moms and dads—they were just so proud of their students."

Of the thirty-two high school students who took part in the citywide competition, six went on to compete in the national competition at the Earle Mack School of Law at Drexel University,
Philadelphia, in April. The Suffolk Law Moot Court Team grilled the finalists until they were fully versed in the intricacies of the hypothetical case they had to argue, which involved a female high school student who was suspended and prevented from running for office in a school election after she wore a tuxedo to school to protest the omission of her friend’s photograph from the school’s yearbook, because the friend had posed for her picture in a tuxedo. The case revolved around issues of symbolic speech and whether the wearing of the tuxedo constituted a substantial or material disruption of the school’s educational function.

“This was a big deal,” says McLaurin of the road trip to Philadelphia with a busload of around thirty-five people—high school students, Marshall-Brennan fellows, teachers, and parents. “There were moms and dads who were heartbroken that grandma couldn’t go too,” she says.

“There were so many Suffolk Law people there—we had a huge cheering section for all our students,” says Khalidi. For her and Kushner to see student Liam O’Leary confidently answering the judges’ questions on what would constitute a material and substantial disruption in the finals of the national competition was, she says, “the culmination of all our hard work.”

For Geidy Romero, a senior at Another Course to College, the Philadelphia trip was unforgettable, and the excitement of the competition was “almost too much to handle.” Romero prepared for weeks beforehand, practicing in front of a mirror and boring her little sister to sleep by reciting her argument over and over again. When she reached the semifinals, she says, “the pride I felt because my teachers taught me well on how to prepare, and what to do, was something I had never felt before."

Fast Forward
As Avery and McLaurin reflect on the first year of the program, they see great gains for the Marshall-Brennan fellows, who bonded into a tight-knit supportive group over the first year. “They developed a nuanced, intimate understanding of public education in an urban setting that most people don’t get,” says Avery.

They both hope that this year’s sixteen fellows will benefit from the insights of the past year. Avery and McLaurin are delighted with the enthusiasm of the new fellows. They plan to make more classroom visits so they can “see what kinds of challenges our students are having and get to know people in the schools much better,” Avery says. They also aim
Partners in Giving

The Marshall-Brennan Project's inaugural year owes its success not just to the hundreds of pro bono hours put in by students and faculty but also to the financial generosity of two Suffolk Law alumni.

Paul E. Mitchell JD '87 and John C. DeSimone JD '87 founded the Boston-based civil litigation firm Mitchell & DeSimone in 1993. The pair, both recognized by Boston Magazine as Massachusetts Super Lawyers, followed parallel careers in leading Boston civil litigation firms until a mutual friend from Suffolk Law introduced them, and they formed their partnership.

In 2009, on the basis of his expertise in Massachusetts law of evidence, they retained Professor Michael Avery to help them prepare appellate briefs in a personal injury lawsuit involving a traumatic brain injury. During months of trawling through trial transcripts in the conference room of their Boston offices, "we got to know him quite well," says Mitchell. They talked about Avery's work at Suffolk Law, and he outlined his plans for launching the Marshall-Brennan Project at the school.

"His eyes lit up when he spoke about it—he was very excited about it, and we were excited to learn about it," says Mitchell. At the successful conclusion of their appeal process—with a final settlement of around $14 million dollars—Avery asked the partners if they would consider backing the program.

"We said of course," says Mitchell. Adds DeSimone, "We felt that it would not only benefit Suffolk Law and the community, but it would also get people excited about people's individual rights, about how the Constitution and individual rights are really the great equalizers of society, and how everyone is treated the same under the law, whether you're a high school student or a large corporation." Mitchell and DeSimone agreed to contribute $20,000 a year for three years.

When Mitchell and DeSimone had a chance to meet the first cohort of Marshall-Brennan fellows, "it was really eye-opening to sit there and learn what inspired them to apply for the program," says Mitchell. And DeSimone says, "It was great to see that law students today are looking for more than a traditional law school education and have such a commitment to service in the community."

"They just really stepped up," says Avery, noting that he and the duo are now in initial talks about securing the program's future by building an endowment. He credits the huge volunteer commitment on the part of the Marshall-Brennan fellows and the administrative support of the the Rappaport Center and Suffolk Law for laying the groundwork that will sustain the program. "This is $20,000 that goes a long way and impacts a lot of people." —Jane Whitehead

Lisa Gilbert-Smith, headmaster of Another Course to College, believes the Marshall-Brennan Project has opened a window on prospects that otherwise might have stayed hidden from her students. Being taught by enthusiastic, high-achieving law students has "most certainly inspired several of our students to consider becoming lawyers," she says.

Then she adds: "Who knows how many future lawyers and judges will come out of this amazing partnership?"
Dean Camille Nelson wrote "Racializing Disability, Disabling Race: Policing Race and Mental Status," published in 15 Berkeley Journal of Criminal Law 1 (2010); "Racial Paradox and Eclipse: Obama as a Balm for What Ails Us," published in 86 Denver University Law Review 743 (2009); and "The Radical King: Perspectives of One Born in the Shadow of a King," published in 32 New York University Review of Law & Social Change 485 (2009). She was recently appointed to the executive committee of the AALS Section on Civil Rights as well as the AALS Section on Federal Courts. She received the 2011 Lawyer Award from the Massachusetts chapter of the National Lawyers Guild and was a Massachusetts Lawyers Weekly nominee for their "Lawscar" Professor of the Year award.


Karen Blum wrote "Qualified Immunity: Further Developments in the Post-Pearson Era," published in 27 Touro Law Review 243 (2011), and "Supervisory Liability after Iqbal: Misunderstood But Not Misnamed," published in 43 Urban Lawyer 541 (2011). She was appointed to the executive committee of the AALS Section on Education Law. She was profiled in the Winter 2011 issue of Deliberations, the alumni magazine of her alma mater, University of Southern California's Gould School of Law.

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Charles P. Kindregan wrote *Assisted Reproductive Technology: A Lawyer’s Guide to Emerging Law and Science* (2nd edition, American Bar Association, 2010) (with Maureen McBrien); *Kindregan and Inker’s Massachusetts Domestic Relations Rules and Statutes Annotated* (Thomson West, 2011) (with Monroe L. Inker and Patricia A. Kindregan); *Alabama Family Law* (Thomson West, 2008; supplement 2011) (with Judith S. Crittenden); and *Family Law and Practice with Forms*, vols. 1, 2, 2A, and 3 of Massachusetts Practice Series (with Monroe L. Inker and Patricia A. Kindregan) (2002; supplement 2011). He also wrote an article on Massachusetts family law and assisted reproduction for the Massachusetts Bar Association, which was published in a conference book used at the MBA’s 20th Annual Conference on Family Law in Lenox, Massachusetts, in November, where he was also a panelist. In April he presented a paper to the faculty at Samford University’s Cumberland School of Law and later was honored at a reception for his contributions to the development of family law in Alabama. The paper, “Genetically Related Children: Harvesting of Gametes from Deceased or Incompetent Persons,” was later published in VII *Journal of Health & Biomedical Law* 147 (2011).


Elizabeth McKenzie served as chair of the Ad Hoc Committee on the ABA Accreditation Standards Review for the Academic Law Libraries Special Interest Section of the American Association of Law Libraries.


Elizabeth Trujillo wrote "Consumer Protection in Transnational Contexts," published in *58 American Journal of Comparative Law* 135 (2010) (with Jacques deLisle), and a chapter on Article VII of GATT, published in *Max Planck Commentaries on World Trade Law, Volume 5: WTO - Trade in Goods* (Rüdiger Wolfrum et al., eds., Brill Academic Publishers, 2010). She was appointed to the AALS Committee on the Recruitment and Retention of Minority Faculty and Students and was elected to serve as co-vice chair of the American Society of International Law’s International Economic Law Interest Group. She is a visiting scholar at the Institute for Global Law and Policy at Harvard Law School for the 2011–2012 academic year.

Kathleen Vinson wrote "The Blurred Boundaries of Social Networking in the Legal Field: Just ‘Face’ It," published in *41 University of Memphis Law Review* 355 (2010). In January she was elected chair of the AALS Section on Legal Writing, Reasoning, and Research.


A LONGTIME LAW SCHOOL benefactor has deepened his generosity.

Richard L. Scheff JD '81, past president of Suffolk Law's Alumni Association Board of Directors, recently committed to a multiyear scholarship pledge totaling $100,000.

The Richard L. Scheff Term Scholarship will provide scholarship funds of $20,000 annually for five years to a deserving student or students whose economic circumstances might otherwise preclude their attendance at Suffolk Law.

His reasons behind the gift were simple.

"To me the cost of education is really unbelievable," he says. "When I think of the cost for me to go to college and then law school however many years ago versus the cost today, it's incredible.

"When my oldest son started kindergarten and I got the bill, I thought to myself, 'This is more money than I spent on law school.' I would like to help a student be able to graduate without debt hanging over his or her head," adds Scheff.

Scheff, partner and firm chairman at the 150-person Montgomery, McCracken, Walker & Rhoads LLP in Philadelphia, credits his time at Suffolk Law with much of his success.

"Suffolk opened doors for me that I never thought could be opened. All students need to have doors opened for them," he says. "I think it's important for everyone who's had opportunities to give back, whether it's big or small."

In 1995, President Bill Clinton designated Scheff assistant secretary of the Treasury for law enforcement, and he served in a consulting capacity. Scheff has also served as chief of the Corruption/Labor Section of the U.S. Attorney's Office for the Eastern District of Pennsylvania.

"Even today when I measure myself against many of my peers who have gone to other law schools, I don't find people who have been trained any better than I was trained at Suffolk," Scheff says.
"Suffolk allowed me to structure my own clinical program with the Department of Justice in Boston, which is where I went after my clerkship. It’s framed the rest of my career."

Scheff contributes much of his free time to Suffolk Law. In addition to his years on the Alumni Association Board of Directors, he has served on the Dean’s Advisory Committee and the University Alumni Council and helped establish the Delaware Valley Alumni Chapter.

Director of Financial Aid Jana L. Cox will determine the recipient or recipients of the scholarship in accordance with Suffolk University’s policies and in consultation with Dean Camille A. Nelson.

Scheff hopes the gift will free up an ambitious student to pursue his or her career aspirations. "My hope is for a recipient who applies themselves in law school and does well, to come out, whether they choose to go into law or business or education or whatever, and find it a rewarding experience, and that is a little easier for them because they have less of a financial burden hanging over their heads."

"It’s not for me to say they have to go out and become the greatest criminal defense lawyer in the world," says Scheff. "I just want to give somebody a little bit of help getting wherever they want to go."

A New Level of Commitment

For Dean Camille Nelson, it’s all personal. In order to ensure that the law school fulfills its mission of accessibility, Dean Nelson has committed $10,000 of her own salary to the newly created Dean’s Public Citizenship Award.

"Frankly, as a parent, I could save that money for my kids. My husband sort of scratched his head when I told him what I was doing," Nelson says with a laugh. "But how do we activate our mission without being entirely committed to it? This was a way for me to personally say, ‘I’m committed.’"

“Our mission at Suffolk Law highlights access and opportunity. And those are really hard to ensure if students can’t afford the education,” she continues. “I wanted to draw a line in the sand and say I take this personally and very seriously.”

Alumni, staff, administrators, and faculty have since more than doubled Nelson’s initial contribution.

The award takes its inspiration from the American Bar Association’s preamble: “A lawyer, as a member of the legal profession, is [...] a public citizen having special responsibility for the quality of justice.”

“That’s the key jumping-off point for us as we look at candidates for the scholarship,” Nelson says. “The public citizenship part really dovetails with our mission of opportunity and access. It highlights that a lawyer is part of the community.”

Rather than applying, students are nominated by members of the Suffolk Law community. This past spring, the first Dean’s Public Citizenship Award went to Keerthi Sugumaran and Tristan Colangelo of the day program and Nadiyah Humber and Kathryn Leonard of the evening program. Additional awards will be made later this fall. —Steve Macone
Fostering a Healthy Respect for the Law

Suffolk Law students looking to focus on health law have received a leg up thanks to a newly created fellowship.

The Donoghue, Barrett & Singal PC Health Law Fellowship is an annual award funding the summer employment of a designated student in the field of health care law. To apply, a student must seek a position in a Massachusetts-based governmental agency or nonprofit engaged in health law–related work.

Alumni Roger Donoghue JD '83 and Paul Barrett JD '83 met while attending Suffolk Law's evening program and later launched their Boston-based firm—one of the city's largest healthcare practices.

"Health care law is such an important part of the local economy," says Roger Donoghue JD '83.

“We've been very fortunate that the law firm has done well,” says Donoghue, who is also a member of the Rappaport Center advisory board. “So we felt like we wanted to give something back, because none of this would have happened but for Suffolk Law's evening program.

“Health care law is such an important part of the local economy,” Donoghue adds, “It's important to the economy and it's important socially, and we hope to see talented people get involved.”

Third-year student Rebekah Diamond received this year's fellowship and spent the summer working at Health Law Advocates, a public interest law firm that provides pro bono legal representation to low-income state residents seeking medical care.

"I was thrilled to have the opportunity to work in public interest health law,” Diamond says. “I was able to gain a better understanding of how payment works for health services while helping low-income clients with health care access and medical debt.

"Being able to help someone struggling not only with illness, but also with paying for their medical care, is a gift.” —Steve Macone

Slow and Steady

Good things will come to those who wait.

Taj McCree JD '01 and his wife, Faries MEd '97, have established a scholarship fund that will assist underrepresented communities in the law school as well as students in Suffolk University masters-level programs in the field of education. The first McCree Family Centennial Scholarship will be granted in 2017, allowing the couple enough time to fully fund the gift.

“We opted to spread the installments over six years to make it more affordable to donate,” says McCree. “My experience in establishing this award has shown me that anyone can do it. It might seem like a large amount of money, but spread over five to six years, it becomes affordable.”

The couple felt compelled to help ambitious students who might not otherwise have the financial means to pursue an advanced degree.

Sixty percent of the annual amount available for distribution will be awarded to a student enrolled at Suffolk Law, with first priority given to African American, Latino, and Native American students. Forty percent will be awarded to a student enrolled in a master of education program in the College of Arts and Sciences.

For the latter award, "there is no requirement to be of an underrepresented group, as anyone who goes into that field has already demonstrated a commitment to public service," says McCree.

The couple felt compelled to help ambitious students who might not otherwise have the financial means to pursue an advanced degree.

“Our careers have put us in a position to be able to contribute a gift to Suffolk to help future generations of students, and we're very happy to have the opportunity to do so,” says McCree. A former U.S. Army captain, McCree currently works as a government attorney.
Public Charter High School in Washington, D.C., was recently named campus director for Columbia College at Guantanamo.

The scholarship does not have a GPA requirement—which, McCree explains, is a deliberate decision.

“When Faries and I sat down to discuss the parameters, we both agreed that GPA should not be a deciding factor,” he says. “Our focus was on a scholarship available to everyone. There are many good people studying at Suffolk who won’t be in the top of their class but will go on to have great careers. If scholarships are only being awarded to the top 20 percent of the class, how do the rest of the students fund their educations?” —Steve Macone

A Class Act

The Class of 2011 chose something a little different for its gift this year, pledging to raise the $50,000 necessary to create a perpetual scholarship by its five-year reunion.

“I think in our class there was a certain dedication to Suffolk,” says former Student Bar Association President Tristan Colangelo JD ’11, who helped organize the gift. “We enjoyed our Suffolk experience. We feel that it helped us. Hopefully it shows that the young alums are dedicated to giving back.”

Ninety students have already donated, a participation rate of about 16.5 percent.

“If we can use this as a starting point and then slowly grow as more and more of us get jobs, we might be able to really make an impact,” says Colangelo.

New Fundraising Initiative Introduced

In November, Dean Camille Nelson and Patricia Annino JD ’81, president of the Law School Alumni Board, launched a new pilot program, The Law Firm Challenge, to help raise scholarship monies for current Suffolk Law students. A total of 33 Boston-area law firms participated in the inaugural challenge, competing for highest percentage of alumni giving; most dollars raised; and highest percentage of alumni mentors/career advising volunteers working with students.
Letter from the Alumni Board President

Dear Alumni,

There are more than 22,000 living graduates of Suffolk University School of Law. We owe our achievements and successes to the legal education we received there. Through the years, many of my fellow alums have told me how grateful they are for the Suffolk Law experience and its continuing impact on their careers.

Suffolk Law provided me with a challenging and rewarding profession, a good living, and countless professional colleagues and friendships. I feel a loyalty and a desire to give back to the institution that has provided so many good things to my life. I hope you feel the same way.

My primary goal for this year is to help broaden and strengthen the alumni commitment to the law school, including alumni participation in its endeavors. There are many opportunities for you to become involved with Suffolk Law. You can mentor a current law student; provide advice to a graduate who is looking for a first job or changing careers; attend a reunion; or frequent one of the many educational and social programs our Alumni Association hosts. If you would like to increase your participation in any of these endeavors, please call me at 617-456-8009 or email me at pannino@princelobel.com.

I extend a warm and sincere thanks to all those who have donated to the law school this year. I hope to increase the number of our alumni who contribute financially to Suffolk and to deepen the level of their commitment. If you are not already contributing to Suffolk, please consider doing so. Any amount of contribution is needed and greatly appreciated. If you are a regular donor and your circumstances permit, consider increasing your contribution. If you have not contributed for a while, I encourage you to do so again today.

I have made the choice to remain connected to Suffolk, and I encourage you to join me in enhancing your connection to our law school. Let us ensure that the next generation of graduates has the same great experiences and opportunities we did.

Sincerely,
Patricia M. Annino JD '81
Alumni Weekend 2011

Over a halcyon three-day summer weekend, alumni and friends gathered to mingle, reminisce, and reengage with their fellow Suffolk family members. Visitors enjoyed the Boston Pops and the annual Alumni Awards Dinner before attending educational panel discussions presented by the university's three deans. The Half-Century Club Luncheon honored the 50th reunion Class of 1961 as well as all Half-Century Club members and their special standing in the law school community.

HALF-CENTURY CLUB LUNCHEON

Michael Cappiello JD '49 and daughter Susan Cappiello JD '82

HALF-CENTURY LUNCHEON RECEPTION

50TH REUNION CLASS OF 1961 WITH DEANS

Left to right (standing): College of Arts & Sciences Dean Kenneth Greenberg; Law School Dean Camille Nelson; Arthur Bennett BSBA '63; Joseph Larrabee BSBA '61; Paul Kroll BS '57; Richard Chambers JD '69; Russell Hadaya ABA '61, MBA '68; Frank Umanzio ABA '61, JD '71; Michael Smith BSBA '61; Business School Dean William O'Neill

Left to right (seated): Thomas Doherty BA '61; Leo McCabe BA '61, JD '64; Robert Nelson BSBA '61; John Higgins JD '61; Anthony DiDio BSBA '61; Elliott Bornstein BSBA '61

ONE-DAY UNIVERSITY

Dean Nelson spoke on the collision of art and law.
ALUMNI AWARDS DINNER

Mary Catherine Nagle JD '76 and Timothy Linnehan JD '86; Paul Moriarty BSBA '54, JD '58; John Higgins JD '61; and Heather Cormier; Sonya Nersessian JD '79 and Setti Warren JD '07; Dean Nelson and Andrew C. Meyer Jr. JD '74, chair of the University Board of Trustees; Setti Warren JD '07, the Outstanding Young Alumni Award recipient; and Jessica Massey JD '03, outgoing vice president of the Board of Directors; William T. Hogan III JD '81, trustee; and Barbara Anthony JD '77, the Outstanding Alumni Achievement Award recipient; Thomas Madonna JD '80, outgoing president of the Board of Directors; and Richard Scheff JD '81, the Outstanding Alumni Service Award recipient.
Boston Panel Discussions

In March, the Alumni Association hosted two educational panels to address issues concerning law firm hiring practices and federal healthcare reform.

BUSINESS LAW CAREER PANEL

Left to right: Margaret Fulton BA '93, JD '99, Maureen Lane JD '99, Hal Leibowitz JD '85, Robert Longden JD '75, and Jody Newman JD '83

HEALTH CARE REFORM

Left to right: Paulette Renault-Caragianes MPA '05, Jeffrey Rommer MBA '82, and Michael Varadian JD '82
WHEN I DECIDED to go to law school many years ago, being sworn in to the Bar of the United States Supreme Court was one of the furthest things from my mind. Running a hospital during the day, attending law school at night, and raising a family in between occupied all of my conscious thought.

However, some twenty-nine years after graduating from Suffolk University Law School, there I was, standing in front of the nine justices of the U.S. Supreme Court, listening to my name being read and looking at the justices nodding at me. I tried to capture that moment in my mind and relate it to all the time, classes, studying, meetings, and exams, and to the execution of my legal skills at work and on behalf of others. The predominant feeling I had at that moment was fulfillment—fulfillment of the obligations to my law school, my profession, my family, and myself for the collective effort it took to become an attorney.

Located behind the Capital Building, the U.S. Supreme Court itself is an awe-inspiring structure. The exterior and interior of the Supreme Court, and the manner in which business is conducted at the court, clearly emanate the honor, respect, and dignity that justice deserves. The swearing-in process was scheduled during a non-argument open court full bench session. This year, during our swearing-in session day, the Supreme Court rendered several decisions: it placed new limits on the power of citizens to challenge government programs as unconstitutionally promoting religion, on a close vote; it reinstated the death penalty for a man convicted of a double murder, overturning an appeals court decision to throw out the death penalty because of bad legal representation; it refused to hear Ralph Nader's appeal of a Hawaiian court's decision keeping him off the state's presidential ballot in 2004; and it turned away appeals from prisoners seeking their release after nine years of detention at Guantanamo Bay. Not things that I think about on a daily basis, yet the finality of these decisions had a notable impact on all of us.

This year, our group of inductees from Suffolk Law included graduates from 28 different classes, so all ages were represented, along with their family members and friends. We all felt honored that day—by the law school, by the Court, and by our profession for making the investment in time and effort needed to allow us to become members of the Supreme Court Bar. Dean Camille Nelson, Associate Dean Karen Blum—who served as mover—and the Office of Alumni Relations were all facilitators of this memorable event that every attorney should experience.

Each accredited law school is permitted to nominate up to 50 applicants for the Supreme Court Bar per year. Suffolk Law has made this opportunity available every other year since 1978, and starting in 2013, the school will be permitted to induct eligible graduates every year. This year, the Ceremonial Weekend (April 3-4) included a welcome reception on Sunday evening, a breakfast on Monday at the Supreme Court Formal Function Room, the swearing-in session in open court, and a celebratory luncheon for the participants and their families. Suffolk Law's guest was Justice William S. Sessions, partner at Holland & Knight, a section chief of the Department of Justice, the former U.S. District Chief Justice of the Western Texas District Court, and the former director of the Federal Bureau of Investigation. In his humble and self-deprecating way, Justice Sessions provided an inspiring talk about the tasks each one of us carried in bringing the accomplishment of the day back to our legal communities, so as to promote best practices in law and active participation in the profession, its associations, and its advocacy organizations.

This event should be a "must attend" for any attorney who values the honor and national heritage of the law and the celebration of an individual career worthy of this distinction. I hope more alumni will join the many others who have been sworn in to date, adding to the ranks of Suffolk University Law School graduates admitted to the U.S. Supreme Court Bar.

The next opportunity for alumni to participate will be April 1, 2013. For more information, contact the Office of Alumni Relations at amueller@suffolk.edu or 617-305-1999.
Chapter Receptions: Meet The Dean

Last winter and spring, Dean Camille Nelson traveled both coasts to meet with alumni from all corners of the country.

SANTA MONICA RECEPTION, JANUARY

1 Elizabeth Stollings LLM '09, Dean Nelson, and Erin Kunze JD '10 | 2 Alison Gokal JD '07, Abbas Gokal JD '08, and Paul Murtagh JD '95

SAN FRANCISCO RECEPTION, JANUARY

1 Left to right: Bruce Gribens JD '91, Jacqueline Gribens JD '91, Kevin Bruen JD '90, and Carolyn Bruen | 2 Jennifer Lee JD '06

PALM BEACH LUNCHEON, FEBRUARY

1 The Honorable Carmine Bravo JD '69 and Wayne Culver JD '00 | 2 Margaret Wright JD '00 and Susan Kalman JD '92 | 3 Elisha Page JD '07
DELAWARE VALLEY CHAPTER RECEPTION, MARCH

1 Dean Nelson and Oliver Mitchell Jr. JD '79, 2 Andrew Quinn JD '79 and Hilda Marrero-Ladik LLM '10

RHODE ISLAND, MARCH

1 Left to right: Thomas Madonna JD '80, the Honorable Paul Suttell JD '79, and the Honorable Laureen D'Ambra BS '77, JD '80
2 Left to right: Girard Visconti JD '67, the Honorable Haiganush Bedrosian JD '71, Christine Visconti, and Dean Nelson
Suffolk Law: The Employers' Source for Intellectual Property Talent

BY ELIZABETH ARMOUR, DIRECTOR OF EMPLOYER RELATIONS

T'S A TREND that has been steadily developing for many years, and it is high time that we brag about it: Suffolk Law serves as New England employers' source for their intellectual property and patent law talent.

The law school actively recruits students with degrees in science to attend our evening division. Often these students are hired by the firms themselves to serve as technology specialists (tech specs) or patent agents. These students work in the firms by day and attend Suffolk Law in the evening. Once they graduate, they become full-fledged associates within these same or other firms. At any given time, the law school has well over 30 students working in the IP arena while attending law school.

Suffolk Law also attracts law student-scientists to the day division. These students strive to enter firms and companies through traditional summer associate positions or through internships with intellectual property boutique firms and businesses. However you look at it, our school is the region's incubator for IP and patent lawyers.

An important clearinghouse for connecting our students with employers is our annual Patent Law Forum. Now in its fifth year, the forum is jointly sponsored by the Career Development Office (CDO), the Intellectual Property Concentration, and the Intellectual Property Law Student Association (IPLSA). This year's forum attracted a record 20 firms (and 40 patent lawyers and firm representatives) who mixed and mingled with dozens of patent-eligible students. We capped the evening with welcoming remarks by the co-chair of the Intellectual Property Concentration, Professor Andrew Beckerman-Rodau, followed by a networking reception. While not strictly a jobs program, a number of the junior firm representatives in attendance were hired by their firms after first meeting at the forum. Employer participants eagerly anticipate receiving the resume book produced in conjunction with the forum each year and use it to identify potential candidates when future hiring needs arise—and the resume book is distributed nationwide. The forum is truly a win-win for us all.

Not all work done by intellectual property lawyers requires a technical or science degree. Through on-campus interviews, resume collections, and job listings posted through the CDO's online recruiting database, Suffolk Law is also frequently the go-to school for filling positions in the areas of IP litigation and trademark, copyright, and licensing work. In March—building on the model of the Patent Law Forum—the CDO, the IP Concentration, and the IPLSA launched our first-ever Intellectual Property Networking Fair targeted specifically to employers and students interested in "soft" IP specialties. Fourteen law firms and companies participated in the inaugural event and received CDs burned with student profiles and resumes for their review and use. We will hold the second annual networking fair in the spring of 2012.

We ask alumni to help spread the word about the quality of our curriculum, the strength of our students, and our impressive market penetration in the IP and patent law arena (see the related article on page 4). Speak with the hiring decision-makers in your office and enlist us to follow up with them about the myriad services the CDO offers to assist employers in meeting their needs for entry-level or experienced IP and patent lawyers, and to learn more about participating in one of our IP-focused programs. And volunteer to serve as a networking resource to students and fellow graduates about your career in the IP or patent law field. For additional details, please contact me at 617-573-8094 or earmour@suffolk.edu.

If you are an IP or patent lawyer exploring a career change, let one of the skilled counselors in the CDO help you devise your strategy and connect you with fellow graduates and potential employers. You may make an appointment either by phone at 617-573-8148 or through our online appointment scheduling system, which is accessible on the CDO website at http://www.law.suffolk.edu/offices/career/.

We look forward to working with you to promote and advance this world-class strength of our law school.
1968 | Stephen B. Grundstein passed the Florida Bar exam in February.

1970 | Robert H. Rowe, a retired attorney and former judge, was named chairman of the Judiciary Committee of the New Hampshire House of Representatives. He also is a member of the New Hampshire Judicial Retirement Board and the Judicial Council.

1972 | CLASS CORRESPONDENT Richard Weiss Phone: 617.742.2900

Howard Freed was appointed a municipal court judge in Galloway Township, New Jersey.

Leonard Krulewich received the President’s Cup from the Commercial Law League of America for demonstrated leadership, excellence, and dedication to the high principles of the organization.

Robert Neu was appointed chairman of the Public Defender Commission in Aurora, Colorado.

1973 | Dawn-Marie Driscoll HDH’89 was named one of the 60 most influential visionaries of the U.S. mutual fund industry in the past 25 years by Strategic Insight, a business intelligence provider to the worldwide fund industry. Driscoll is an independent director of DWS Investments and Sun Capital Advisors Trust mutual funds and past president of the board of governors of the National Mutual Fund Association.

1976 | CLASS CORRESPONDENT Virginia Bonesteel Phone: 781.863.2951 Email: vabvwz@world.std.com

R. Demarest Duckworth III, a member of the Suffolk Law Dean’s Advisory Committee, renamed his law firm Duckworth & Moore and relocated to New York City.

1977 | CLASS CORRESPONDENT Robert Turner Phone: 781.729.0557 Email: Robert.turner9@comcast.net

Jane Brandon Emons was appointed a judge on the Connecticut Superior Court.

1978 | CLASS CORRESPONDENTS Daniel Russo Phone: 860.347.5651

Harry W. Asquith Jr. was appointed a municipal court judge in East Providence, Rhode Island.

Joan Feeley, a U.S. bankruptcy judge for the District of Massachusetts, will begin her term as president of the National Conference of Bankruptcy Judges in October. She is the co-author of The Road Out of Debt and the Bankruptcy Law Manual.

Ron Sussman, a partner in the bankruptcy & restructuring group at Cooley LLP in New York, was elected to the executive board of the Turnaround Management Association.

Justine E. Wilcox of Nixon Peabody LLP was included in the 2011 editions of Chambers USA: America’s Leading Lawyers for Business and Chambers Europe.

1979 | Karen L. Gilman of Wolff & Samson PC, a regional law firm based in West Orange, New Jersey, was included in the 2012 edition of the Best Lawyers in America.

Jeanne LaBelle joined First American Title Insurance Company’s national commercial services division in Washington, D.C., as senior divisional counsel for the eastern region.

Paul H. Merry of the Law Offices of Paul H. Merry in Boston was named to the executive board of the National Employment Lawyers Association. He is an adjunct faculty member at Suffolk Law.

Kenneth Trevett was elected to serve as chair of the Board of BioMed San Antonio.


Thomas W. Madonnna completed his second and final term as president of the Suffolk University Law School Alumni Board of Directors.

Cecilia Baldwin Paizs opened a mediation training arm of her practice through The Mediation Center in Ellicott City, Maryland.

Michael A. St. Pierre was recently elected president of the Rhode Island Bar Foundation.

1981 | CLASS CORRESPONDENT Sheila Tracey Phone: 781.933.0838 Email: jmcclihinney94@attbi.com


David E. Cherny, a partner in the Boston law firm Atwood & Cherny PC, was included in the publication The Best Lawyers in America 2011.

Alan Kravetz was named executive vice president of Leveraged Marketing Corporation of America in New York City.

1982 | CLASS CORRESPONDENT Edward L. Wallack Phone: 617.225.2600 Email: ewallack@sapers-wallack.com

James D. Barretto was appointed an associate justice of the Brookline (Massachusetts) District Court. Previously he was chief of the Business, Technology, and Economic Development Division in the Massachusetts Attorney General’s office.

Bruce A. Bierhans is president of the board of directors of Outer Cape Health Services Inc. in Wellfleet and the Payomet Performing Arts Center in Truro, Massachusetts.

Kevin M. Fitzgerald of Nixon Peabody LLP was included in the 2011 editions of Chambers USA: America’s Leading Lawyers for Business and Chambers Europe.

Marsha V. Kazarosian was elected vice president of the Massachusetts Bar Association for its 2011-2012 centennial year.

WRITE TO US

We want to hear from you!

To submit a career-related Class Note, please email Karen Decilio at kdecilio@suffolk.edu, or visit www.law.suffolk.edu/offices/alumni/update.cfm.

Your submission will appear in the next available issue of Suffolk Law Alumni Magazine.
Nine Is the Magic Number

The current leadership of the Massachusetts Judges Conference includes nine Suffolk Law graduates. Pictured at a recent gathering are, left to right: Appeals Court Justice Peter W. Agnes Jr. JD ’75; Probate and Family Court Associate Justice David G. Sacks JD ’74; Westfield District Court First Justice Philip A. Contant JD ’74; Superior Court Associate Justice Christopher J. Muse JD ’76; recently retired Land Court Recorder Charles W. Trombay Jr. JD ’65; Boston Municipal Court Justice Thomas C. Horgan BA ’70, JD ’74; and Franklin-Hampshire Juvenile Court First Justice James G. Collins JD ’84 (president). Not pictured are Appeals Court Associate Justice Joseph A. Trainor JD ’76 and Salem District Court First Justice Robert A. Cornetta BA ’72, JD ’76.

Eric J. Parker’s firm Parker Scheer LLP was named the 2011 Law Firm of the Year by Massachusetts Lawyers Weekly.

Robert B. Feather received the Outstanding Corporation Member of the Year award from Butler Hospital in Providence, Rhode Island.

Howard B. Klein is serving a four-year term as counsel with the FDIC’s professional liability unit in Arlington, Virginia.

Kathleen A. Ryan was sworn in as a member of the Florida bar. She is a partner at Partridge Snow & Hahn LLP.

Jon B. Sparkman was named 2012 Manchester (New Hampshire) Tax Lawyer of the Year by Best Lawyers in America. He practices in the Manchester office of Devine Millimet as head of the corporate department and chair of the tax practice group.

Gary Merken, a senior attorney in the large business and international division of the Internal Revenue Service Office of Chief Counsel in Philadelphia, was appointed an adjunct faculty member at Southern New Hampshire University.

Doreen Zankowski joined the Boston office of Saul Ewing LLP as a partner in the litigation department.

Jeff Padwa

CLASS CORRESPONDENT
Jeff Padwa
Phone: 401.751.0445
Email: jpadwa@aol.com

Jeffrey Calfa is the chief intellectual property attorney at Navistar International Corporation.
ALUMNI PROFILE | JEFFREY R. LUBER

To Our Health

LONG BEFORE JEFFREY R. LUBER ’96 WAS structuring multimillion-dollar transactions in the pursuit of groundbreaking healthcare solutions, he had a far more important deal to negotiate: convincing the dean of Suffolk University Law School to admit him after he was initially rejected.

“I’m not exactly sure why he took a chance on me, other than that I was relentless in calling the man,” Luber says of then-Dean John Deliso. “I made my case to him, and I think he heard in my voice that I did not intend to let him down.”

And the cum laude graduate and Suffolk Law Review editor didn’t disappoint, laying the academic groundwork for an eventual groundbreaking career in healthcare and biotechnology law.

After earning an MBA from Suffolk University’s Sawyer Business School in 2006 (his mother and brother are fellow Sawyer graduates), Luber became general counsel and later president and CEO of the publicly traded Exact Sciences Corporation in Madison, Wisconsin. Among other accomplishments, he helped procure licensing for the first-ever DNA screening test for colorectal cancer, which was adopted in the screening guidelines of the American Cancer Society in 2008.

“It’s why biotech is so much more interesting to me than any other area of law I could have practiced—it makes you want to go to work,” says Luber. “I’ve got three kids, so it’s easy for me to see that what I’m doing matters and explain to them that what daddy does matters.”

Soon after, Luber rebuffed a lowball offer of $40 million for Exact Sciences. In a lukewarm biotech market, he managed to negotiate a $25 million sale of one of its non-core technologies to Genzyme while still retaining the assets of its colorectal screening technology.

“And the company is still going strong today,” he notes.

Today, Luber has taken on a new challenge as co-founder, chief financial officer, and general counsel for SynapDx, a laboratory services company in Southborough, Massachusetts, that is working to commercialize a groundbreaking blood test for earlier detection of autism spectrum disorders (ASDs).

“We’re actually looking to change medical practice and to bring innovation to areas that have been scientifically overlooked for whatever reason,” he says.

Working alongside renowned life sciences entrepreneurs like Stanley Lapidus and top doctors from Children’s Hospital Boston, Luber has helped raise nearly $10 million in venture capital from blue-chip investors like Bain Capital, North Bridge Venture Partners, and General Catalyst Partners to help SynapDx stem the tide of autism.

“It’s an explosive problem,” Luber says of autism. “If something that I do can create a product that actually leads to early diagnosis ... or a family can have an answer that gives them peace of mind, that makes me feel pretty good.”

While Luber’s work has likely touched the lives of thousands of people, he won’t soon forget the one person who affected his own.

“There are a few people in all of our lives that we can point back to and say they changed the course of our lives, and I think he’s one of them,” says Luber of Deliso. “It all points back to that one initial shot that he gave me.”

—Jeannie Greeley
ALUMNI PROFILE | DEBORAH RYAN

From the Front Desk to the White House

When new high school graduate Deborah Ryan ID ‘98 started her secretarial job at the Massachusetts Architectural Barriers Board in 1976, she probably never imagined receiving this call some 35 years later: “Are you Deborah Ryan? I’m calling on behalf of President Obama.”

It was an invitation to serve on the U.S. Access Board, the federal agency that governs accessibility for people with disabilities—a subject in which Ryan has become expert after more than two decades immersed in the field.

“They’re pretty much now the leading agency on accessible design,” says Ryan of the board. “We actually write the ADA guidelines.”

The letters ADA need little explanation now, but when a young Ryan started at the Architectural Barriers Board, the Americans with Disabilities Act was still nearly 15 years from passage. Consequently the board, which was responsible for developing and enforcing accessibility in public buildings, faced pushback from both developers and designers.

“I just really couldn’t figure out why architects weren’t understanding this stuff,” she remembers.

She soon learned. After the sudden loss of a colleague only two months into her job, Ryan quickly assumed new responsibilities that she hadn’t bargained for.

“I was kind of left there to run the agency by myself—at 18!” she says. “So I had to learn quickly what this whole field was about.”

To better communicate with the architects she dealt with daily, Ryan enrolled in night school at the Boston Architectural Center. However, after eight years of study, she concluded the trade wasn’t for her, preferring her work as a state employee. (Ryan had by this time become the board’s associate director.)

In 1987 the board was reconstituted as the Architectural Access Board (AAB) and fell under the Executive Office of Public Safety. Ryan was appointed its first executive director and soon found herself mingling with an entirely new breed of colleague—lawyers. It was then that she discovered a thirst for legal knowledge.

“I like how lawyers think, and I really wanted to understand all of the laws that related to disability issues,” says Ryan. “We had a lot of cases that people were appealing. I wanted to be able to understand it.”

However, she first had to earn an undergraduate degree by enrolling in night school at UMass Boston. “Basically I went to school nights for most of my life,” Ryan, 54, laughs.

After earning her bachelor’s degree in two years, Ryan enrolled in the evening division at Suffolk Law. All the while she remained at the helm of the AAB, governing the implementation of and adherence to new federal accessibility guidelines.

In 2002 Ryan left the comforts of the state agency where she had worked since she was a teenager to hang her own shingle. Her accessibility consulting firm, Deborah A. Ryan & Associates, embodies the skills of its namesake, guiding architects through compliance and navigating the legal issues that arise from non-compliance, among other services.

“People with disabilities have waited long enough for people to do the right thing, and they’re getting tired of waiting,” says Ryan. “So they’re filing lawsuits.”

Through both her firm and her new role on the U.S. Access Board, Ryan looks forward to a near future of accessibility for all.

“The more things become universally accessible to everyone, the better it will be for everyone,” she notes. “If architects design buildings for everyone regardless of their level of ability or disability, then the concept of ‘accessible’ design and the stigma attached to it will go away.”

Oh, and she’s also looking forward to meeting that man in the White House. —Jeanie Greeley
Nathaneal E. Wright
Email: nwrightesq@gmail.com

Nicole A. Bernabo was elected counsel at the law firm Robinson & Cole LLP in Hartford, Connecticut.

Anuj Goel received the HIM Advocacy Award from the Massachusetts Health Information Management Association for extraordinary and long-term advancement of the health information management profession.

Anthony P. Kearns III was appointed Hunterdon County prosecutor in New Jersey.

Deborah A. Ryan was named a member of the U.S. Architectural and Transportation Barriers Compliance Board by President Barack Obama.

Nathanael Wright, an assistant district attorney in Chatham County, Georgia, and a specialist in elder abuse prosecution, was a guest on Ageless Radio, a youth development program.

1999

Jason A. Panos joined the Boston law firm Bernkopf Goodman LLP as an associate in the real estate practice group.

Manisha Bhatt, senior attorney at the Family Unit of Greater Boston Legal Services, received the 2011 John G. Brooks Legal Services Award from the City Solicitors and Town Counsel Association of Massachusetts.

Deanna Salemme joined Cataldo & Fisher in Woburn, Massachusetts, as of counsel.

2000

Jennifer Genzale
Phone: 617.884.2913
Email: jeng007@hotmail.com

John D. Finnegan, of counsel at the Boston law firm Tariow, Breed, Hart & Rodgers PC, was appointed to the board of directors of the Massachusetts Credit Union Share Insurance Corporation and was reelected to the executive board of the City Solicitors and Town Counsel Association of Massachusetts.

Elissa Flynn-Poppey of Mintz, Levin, Cohn, Ferris, Glovsky and Popeo PC received the Rosemary Wahlberg Children's Choice Award from South Shore Stars, an early education and youth development program.

Ethan Ganc opened a law office in New York City.

David C. Hardy opened a law office in Tampa, Florida, after working as a Florida state prosecutor for five years. He was designated a board-certified expert in criminal trial law by the Florida Bar.

Thomas Reith, a partner at Burns & Levinson LLP, was named a New England Super Lawyer.

Robert D. Scolaro joined the Wladis Law Firm PC in East Syracuse, New York.

Brian Snell recently located his private practice to Reading, Massachusetts.

2001

Wendy I. Provoda
Phone: 860.523.4772
Email: wiProvoda@comcast.net

Lucinda V. Rivera
Email: Lucinda.Rivera@verizon.net

Laura Unflat
Phone: 781.581.0683
Email: wysedd@yahoo.com

Christiennen Bik joined the Fallon Community Health Plan as director of government relations.

James B. Jumper was elected a partner in the Berwyn, Pennsylvania, office of Pepper Hamilton LLP and is a member of the firm's corporate and securities practice group.

Kristin Cataldo and Gillian Fisher JD '05 opened Cataldo & Fisher LLC in Woburn, Massachusetts.

Noel Dumas was named a partner at Morrison Mahoney LLP in Boston.

Elizabeth Dolan Grimes is a managing attorney at Ligris & Associates PC in Newton, Massachusetts.

OBITUARY

SAM ZOLL

SAMUEL E. ZOLL JD '62, LL'D '77, a longtime chief justice of the Massachusetts district court system, died on April 26, 2011, at the age of 76.

A native of Salem, Massachusetts, Zoll became the city's youngest councilor at age 23. He served as a state representative for two terms and was later elected mayor of Salem in 1970. Appointed a district court judge by Governor Frances W. Sargent, Zoll spent three years on the bench before Governor Michael S. Dukakis appointed him chief justice of the district court in 1976, a position he held until 2004. During his tenure, he abolished the state's two-trial system and backed strengthening laws against domestic violence and enhancing the probation department's powers.

"Chief Justice Samuel Zoll will be remembered as an outstanding judge who was admired for his fairness, integrity, and respect for all," Supreme Judicial Court Chief Justice Roderick L. Ireland told the Boston Globe.

He is survived by wife Marjorie; brother Michael; children Barry, Cheryl, Lisa, and Rachel; and five granddaughters.

PAUL FITZPATRICK

THE HONORABLE PAUL J. FITZPATRICK BS '56, JD '57 died April 7, 2011, at the age of 81.

Fitzpatrick attended City College of New York before entering the U.S. Army during the Korean War. After his discharge, he enrolled at Suffolk University; while later attending Suffolk Law, he received the Trustee Scholarship for 1956. After graduating law school, Fitzpatrick worked as an associate at Lee & Graham in Boston. In 1963 he became a trial attorney for the U.S. General Services Administration in Washington, D.C., arguing cases concerning international law, maritime concerns, interstate commerce, and antitrust matters. His last federal government position was with the Federal Energy Regulatory Commission.

He is survived by his sister, Elizabeth Ragsdale, and many nieces and nephews. Remembrances can be made to The Honorable Paul J. Fitzpatrick Scholarship Fund, Suffolk University Law School, Attn: Jana Cox, 120 Tremont Street, Boston, MA, 02108-4977.


Frank Twarog was named a 2010 Rising Star by New England Super Lawyers magazine. He is one of four attorneys in Vermont who were admitted to the National College for DUI Defense.

Nancy Chiu Wilker joined Sunstein Kann Murphy & Timbers LLP in Boston as a partner and member of the life sciences practice group.

2003 I
CLASS CORRESPONDENT
Sean R. Higgins
Phone: 617.573.4700
Email: sean.higgins@nelsonmullins.com

G. Mark Edgarton was named a partner at Choate, Hall & Stewart LLP in the firm’s intellectual property litigation and major commercial litigation groups.

Jennifer Schick of Devine Millimet was named a 2010 Rising Star by New England Super Lawyers magazine.

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Seth N. Stratton
Phone: 860.240.2916
Email: seth.stratton@bingham.com

Rebecca Woodworth Brodie is a law lecturer at the University of Massachusetts Law School, Dartmouth.

Mark J. Fitzgerald was elected a partner at Nixon Peabody LLP.

Joshua Miller was appointed vice president in wealth management business at BNY Mellon in Boston.

Melanie McBride was elected a partner in the Arizona law firm Gust Rosenfeld PLC.

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Krista Zanin Griffith
Email: kristazanin@hotmail.com

Elizabeth G. Crowley, an associate at Burns & Levinson LLP, was named a 2010 Rising Star by New England Super Lawyers magazine.

Jared Freed opened D’Ambruoso & Freed LLP in Boston.

Charles Gwynne Jr. was named a shareholder of Rogers, Townsend & Thomas PC in South Carolina.

Erin McGill Nobles was promoted to assistant attorney general in the Complex Civil Enforcement Bureau of the Medicaid Fraud Control Unit in the Florida Attorney General’s Office.

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CLASS CORRESPONDENT
Michelle-Kim Lee
Email: milee@wrhmlaw.com

Fangli Chen was named a partner at Choate, Hall & Stewart LLP in the firm’s intellectual property, intellectual property litigation, and life sciences groups.


328 352

Jill Hanson, an associate in the Boston office of Edwards Angell Palmer & Dodge LLP, was elected to a two-year term on the board of directors of the Women’s Bar Association of Massachusetts. She serves as co-chair of the association’s New Lawyers Committee.

Jon D. Jekielek was named a 2011 “Rising Star” in New York Super Lawyer magazine. He recently opened a law office, Jekielek & Janis LLP, with offices in New York City and the Philadelphia area.

Jeffrey Kuntz was promoted to senior associate at the Fort Lauderdale, Florida, law firm GrayRobinson. He was appointed to the Appellate Court Rules Committee of the Florida Bar and was also named a 2011 Rising Star in Super Lawyers magazine.

Michelle-Kim Lee joined the firm Schwartz Hannum PC in May, focusing on labor and employment counseling and litigation. She was recently appointed to the University of Massachusetts Amherst Alumni Association board of directors.

Christian Scorzoni of Travaglini, Eisenberg & Kiley LLC, was elected to the board of directors of Project Bread.

2007 I
CLASS CORRESPONDENT
Beth Keeley
Phone: 508.864.8678
Email: Bethkeeley@yahoo.com

Nina Andersson-Willard was elected a partner in the Boston office of Brown Rudnick LLP.

Kelly Castriotta joined the corporate and financial claims department of CNA Insurance in New York City as a claims specialist.

2008 I
Christine Borzilleri opened the Borzilleri Law Office in Johnston, Rhode Island.

Corinna A. Ferrini joined Tully Rinckey PLLC as an associate in the firm’s Washington, D.C., office.

Melanie A. Manoach is manager of labor relations at Massachusetts Port Authority.

Michael Murray was named vice president for hockey operations for the American Hockey League.

2009 I
Craig Coulombe is an associate in the law office of Charles Kurmay in Stratford, Connecticut.

Matthew Makara joined the Boston office of Constangy, Brooks & Smith LLP as an associate.

Brandon Ruotolo joined American Tower Corporation as in-house counsel.

Missy Sikorski joined the Boston office of Hinckley, Allen & Snyder LLP as an associate in the intellectual property group.

2010 I
Patrick Leeman is an associate in the Boston law office of Leggett & Chicoine PC.

Joshua S. Matloff joined the Concord, Massachusetts, law firm Hamilton Brook Smith Reynolds as an associate.

Elizabeth McElaney joined Swanson, Martin & Bell LLP as an associate.

Winter Raymond is in-house counsel for LivingSocial in Washington, D.C.

Kristen Testaverde joined the Law Office of Paul D. Silvia in Brockton, Massachusetts, as an associate.
Report of Giving

JULY 1, 2010 – JUNE 30, 2011
Dear Friends,

It is my great pleasure to be able to offer my personal thanks to you for your support of Suffolk University Law School and our students. Your incredible generosity is a true reflection of your commitment to our mission of proving access and opportunity to a superior legal education.

As I complete my first full year as Dean of the Law School, I am grateful for having had an opportunity to meet many of you throughout the country. These meetings have crystallized the positive impact our alumni and friends have on the students of today—you continue to be an important part of their success. Your accomplishments coupled with your dedication to Suffolk Law School demonstrate to our community the value you personally place on a Suffolk Law School education. We are grateful that your influence is present within our walls and our students are honored by your support.

In fact it was this inspired generosity that galvanized the Class of 2011 to establish a long-term plan for their gift to the Law School. These students, now our newest alumni, worked to develop a class committee and solicited their peers to raise money for one of the Law School's greatest needs—scholarship support. Thanks to their hard work, 21% of their class made gifts to support this initiative, and this committee will continue their work through their fifth year reunion where they will award the Class of 2011 scholarships to our students. Theirs is a significant precedent in achieving our highest class participation rate for this past academic year. I look forward to continuing to acknowledge their generosity in the coming years and hope that you too will contribute thereby continuing the momentum at Suffolk Law!

In this spirit, I am honored to use the following pages to recognize all of you, who have made such a profound impact on the Law School this past fiscal year. I look forward to the opportunity to continue our conversations about the future of Suffolk Law and to personally express my deep appreciation for all you do in support of the Law School.

Warmly,

Camille A. Nelson
Dean and Professor of Law, Suffolk University Law School

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Levels of Giving

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Beacon Society: Gifts of $500 to $749
Tremont Society: Gifts of $250 to $499
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Donors: Gifts of $1 to $99
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  - Michael B. Galvin
  - Kenneth T. Gear

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  - Paul C. Gibbons

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  - Kathleen E. Daniels

**Class of 2001**
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**Class of 2002**
- SUMMA MEMBER
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**Class of 2003**
- SUMMA MEMBER
  - John T. McNees

**Class of 2004**
- SUMMA MEMBER
  - Seth N. Stratton

**Class of 2005**
- SUMMA MEMBER
  - Melissa J. Maguire Moran

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**Levels of Giving**

<table>
<thead>
<tr>
<th>Level</th>
<th>Gifts Range</th>
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<tr>
<td>Summa Dean's Circle</td>
<td>$10,000 to $24,999</td>
</tr>
<tr>
<td>Summa Founders</td>
<td>$5,000 to $9,999</td>
</tr>
<tr>
<td>Summa Benefactors</td>
<td>$2,500 to $4,999</td>
</tr>
<tr>
<td>Summa Members</td>
<td>$1,000 to $2,499</td>
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<tr>
<td>Archer Society</td>
<td>$750 to $999</td>
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<td>Beacon Society</td>
<td>$500 to $749</td>
</tr>
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<td>Tremont Society</td>
<td>$250 to $499</td>
</tr>
<tr>
<td>Ashburton Society</td>
<td>$100 to $249</td>
</tr>
<tr>
<td>Donors</td>
<td>$1 to $99</td>
</tr>
</tbody>
</table>
Alumni Giving

[Image of Paul F. Zerola, JD '01, Nicole M. Zerola, JD '01, Molly Carty, and Tyler Sparrow, JD '11]

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TREMONT SOCIETY
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ASHBURTON SOCIETY
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Francisca O. Lakanu
Amy B. Lonergan
Anna Lucey Neeley
Angela Wissler Newell
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TREMONT SOCIETY
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Michael E. Shamgochian

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The Frost Society honors visionary individuals who support the mission of Suffolk University through a planned gift. Named after George A. Frost, the friend and patron of Suffolk founder Gleason Archer, the Frost Society celebrates the importance of legacy giving and the role it plays on our campus. Suffolk is deeply grateful to the more than 200 alumni and friends who are members of the Society; the names listed here reflect those members who have agreed to have their name listed in print.
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We all have our stories, some of which you've read in these pages. Yet as different as our backgrounds and careers may be, there is one story that inspires us all. It began when Gleason Archer, determined to change a system of higher education that excluded all but a privileged few, turned his Roxbury apartment into what would become Suffolk Law School and, ultimately, Suffolk University. Over a century later, 62,000 graduates like ourselves in law, business, and the arts and sciences, use our education to open doors for others every day.

Please join us in honoring an astonishing legacy and building an extraordinary future by supporting the Campaign for Suffolk University.

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Or call Maddelyne Cuddeback, Associate Vice President of Advancement, at 617-994-6486 or mcuddeba@suffolk.edu.
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