

IDAHO LAW



THE BOISE *Factor*

Students find metropolitan location and real-world opportunity to be the perfect equation for legal education

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COLLEGE OF LAW

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Dean's Message: Moscow and Boise – Complementary Centers of Excellence

The smiling students on the cover of this magazine are sending a message. They are telling us they welcome the expansion of their opportunities for learning and professional development in a new third-year program at Boise that complements our curriculum in Moscow.

The Boise program, authorized by the Board of Regents and approved by the American Bar Association, is designed for approximately 30 students. Delivered by full-time and adjunct faculty, and currently housed in the modern University of Idaho/Boise Center, the program focuses primarily on business law. It encompasses courses ranging from third-year bar courses to bankruptcy (co-taught by Idaho's federal bankruptcy judges), advanced real estate transactions, legislation, and securities law. Students also will be able to participate in clinical offerings in tax law and small business development, as well as externships and our innovative semester-in-practice program.

Students in both Boise and Moscow are benefitting from this curricular enhancement. State-of-the-art videoconferencing facilities make it possible for students in Moscow to take some Boise courses, and vice versa.

Due in part to these new opportunities for students in Boise, but also thanks to recent upgrades of the Menard Building in Moscow and to the continuing excellence of our faculty (read more on page 26), the College is attracting heightened attention from prospective students. Applications for the 2010 entering class were up 16% (twice the national average increase) and more students accepted our offers of admission, producing a larger-than-average entering class of 132 students. We will add faculty positions in both Moscow and Boise next year in order to maintain our faculty-student ratio and to preserve the collegial learning environment that has long been the signature of an Idaho legal education.

Our extension of public legal education to the state capital reflects years of strategic planning by the faculty, the College of Law Advisory Council, and University leadership. Indeed, the program could not have been launched without a commitment of resources by University President M. Duane Nellis and Provost Doug Baker. The College also has received to date more than \$1.5 million in private support, including a transformative \$1 million commitment from the Laura Moore Cunningham Foundation. You can read more about that gift, which will be directed toward establishment of a multipurpose Idaho Law Learning Center, on page 6. With a proposed location squarely between the Statehouse and the Supreme Court, the Idaho Law Learning Center will be a distinctive exemplar of the University of Idaho's statewide mission in legal education.

The results of careful planning and forward-looking investment are now becoming visible. By combining the assets of our residential land-grant campus with the advantages of a metropolitan location in the state capital, we are making the College of Law stronger in two complementary locations than it could be in either location by itself. Now, that's something likely to produce smiles from many generations of students – past, present, and future.



A handwritten signature in dark ink that reads "Don Burnett".

Donald L. Burnett, Jr.

Dean and Foundation Professor of Law

IDAHO LAW

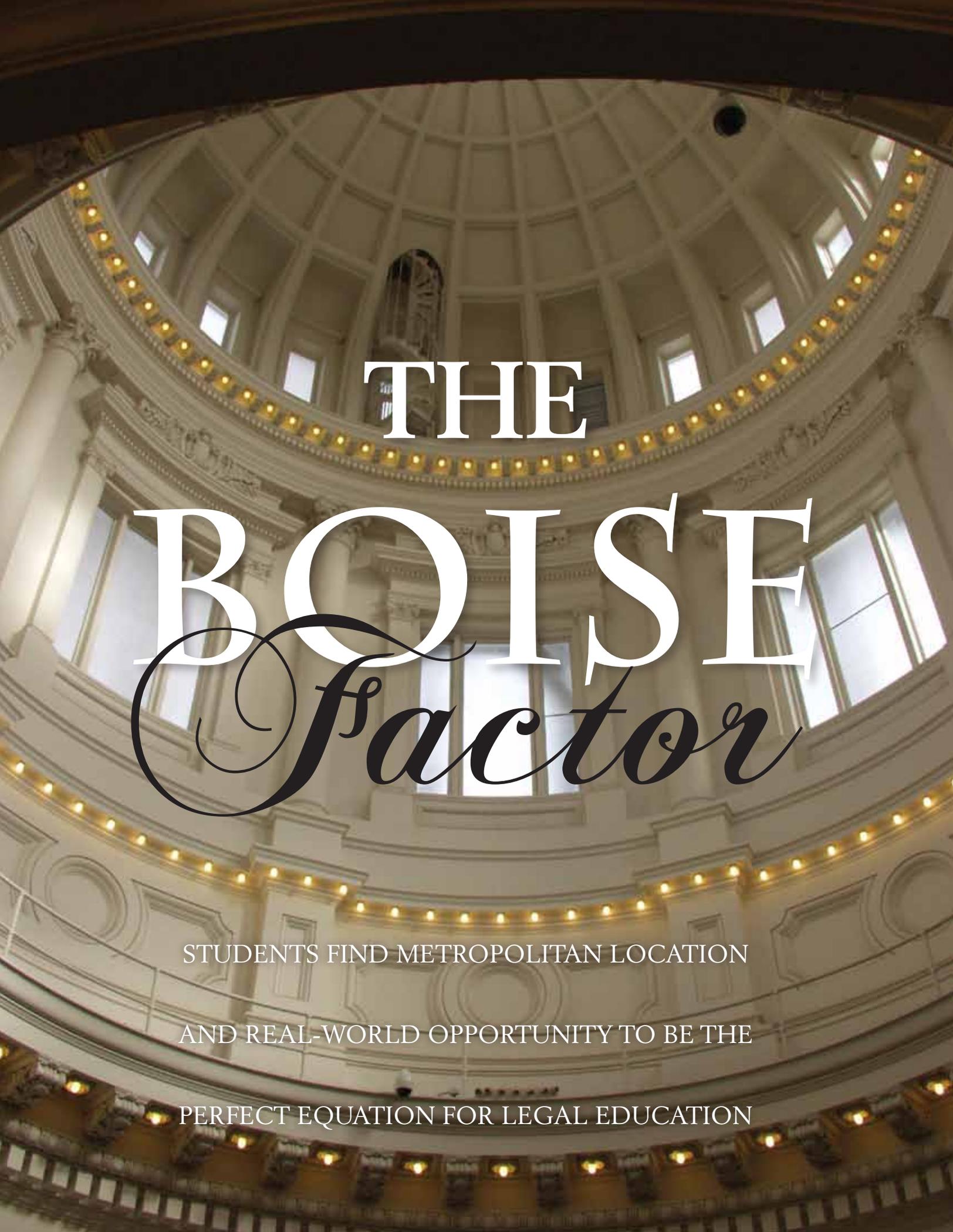
On the Cover:

Students in the new third-year in Boise program on the steps of the Idaho Capitol.

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THE
BOISE
Factor

STUDENTS FIND METROPOLITAN LOCATION

AND REAL-WORLD OPPORTUNITY TO BE THE

PERFECT EQUATION FOR LEGAL EDUCATION

Jennifer Hearne '11

faced a serious dilemma when she began considering law school three years ago.

As a successful human resources professional in Boise, she was anxious to pursue her longtime dream of a career in employment law with a degree from the widely respected University of Idaho College of Law. But as a single mother, she grappled with the fact that the endeavor would require a temporary relocation to Moscow, Idaho, and a 300-mile separation from the oldest of her two sons, Joey, who wanted to stay in Boise with family to start junior high school with his friends.

After much contemplation, she enrolled. The decision split the trio, but it was a sacrifice the family was willing to make.

"Being separated was very difficult," said Hearne, who tried to bridge the distance between her family with Skype, Facebook and countless road trips. "But the boys have been very supportive of this educational step for me. They have been willing to look at this whole process as one big adventure."

Hearne completed her second year of law school in Moscow last spring. She and her sons were fully prepared to endure the separation for another year, but thanks to the College of Law's new third-year law program in Boise, the family was reunited much earlier than expected.

"I was so happy to be selected as one of the students to participate in the new program," Hearne said. "The opportunity to finish my degree in Boise meant that my family could all be living in the same town again. And with my course of study in business law, which is the focus of the Boise program, it also made a lot of sense academically."

Hearne is one of 29 members of the inaugural class of the third-year program, which launched in Boise this fall. Part of the College's strategic plan to strengthen statewide legal education, the program gives 25-30 law students each year the option to complete their final year of study in Boise. The expansion creates enhanced learning and professional opportunities in Idaho's most robust, diverse and metropolitan area, and the state's center of government, law and business.

"The third-year law program in the state capital makes the law school more attractive to prospective applicants and offers students at both Moscow and Idaho a competitive edge by providing additional employment, externship and networking opportunities, as well as an enriched curriculum – particularly

in the fields of business and commercial law," said Donald L. Burnett, Jr., dean of the College of Law.

The new third-year law program also gives students like Hearne, who have family or work commitments in Boise, the flexibility to earn their law degrees without leaving the Boise area for three full years – something alumna Katie Ball '02 would have appreciated.

"I really wish I would have had the opportunity to go to law school in Boise," said Ball, whose husband and four young children remained at the family's home in Boise while she attended law school in Moscow. "I participated in the semester-in-practice program in Boise during my last semester, but I commuted the prior five semesters of law school. It took up a lot of my study and family time, but it was worth it."

Ball now serves as the College's externship coordinator in Boise. She is working with the local legal community to offer students a larger variety of externship placements at businesses and corporations in the Treasure Valley, and she hopes to expand opportunities to private law firms, particularly in the area of intellectual property law.



The new metropolitan location enabled

Dave Arkoosh '11

to secure a coveted full-year externship with the in-house counsel of a prominent Boise company, an opportunity that might not have been available otherwise.

"I went to law school to become a lawyer, not just to earn a degree," said Arkoosh, a Boise native. "With my specific career goals in commercial law, it's extremely valuable to spend a year in the center of the state's

economic activity. Now that I'm back in Boise, I'm plugged into what's going on, instead of just reading about the latest developments in the newspaper. I'm looking forward to establishing important connections with the business and legal professionals with whom I'll be working."



Dru Nakaya '11

also expects the additional on-the-ground learning opportunities to benefit his future career.

"The urban location definitely opens more doors for students like me who are interested in the business side of law," said Nakaya, who will complete an externship with Simplot next spring. "The opportunity to study in Boise will allow me to bring more practical experience to the table, which will improve my marketability and help move my career forward."

As the state capital, Boise offers numerous externship opportunities at state agencies and with state and federal judiciaries, a big draw for many students in the College of Law, as more than 20 percent of its graduates typically launch their careers with judicial clerkships each year. Student Djenne Hearne has been preliminarily placed to work next spring in the chambers of the Hon. Justice Roger S. Burdick at the Idaho Supreme Court.

"I wouldn't have been able to take advantage of this incredible opportunity if I were still in Moscow,"

Hearne said. "I can't think of a better way to prepare myself to go into practice."

Wendy Gerwick Couture, the first full-time, tenure-track law faculty member in Boise, believes the third-year law program offers the ideal blend of theoretical and practical learning.

"Students who study in Boise can actually witness the creation of the law in the legislature and see the application of the law in the courts," Couture said. "Those additional out-of-the-classroom components result in a more well-rounded experience for the students."

Couture plans to engage Boise's tight-knit legal community by inviting local distinguished practicing attorneys to conduct lunchtime seminars for students. Students also will have opportunities to interact with the practicing bar at section meetings of the Idaho State Bar and to get involved in the Treasure Valley's numerous legal organizations and professional associations.



Megan Fernandez '11,

hopes to become a member of Boise's American Inn of Court.

"I'm really excited about the abundant professional networking opportunities in Boise," she said. "I look forward to developing mentoring relationships with the judges and practicing attorneys, and learning directly from these professionals what legal practice is all about."



Lee Dillion, associate dean for Boise programs, said the College's expansion in Boise also creates additional opportunities for students to develop their professional skills through the Boise-based tax and business clinics, in which students represent actual clients under the supervision of an attorney.

"Students participating in the Boise-based clinics are able to meet with and provide educational outreach to the College's partnering agencies, such as the Idaho Small Business Development Center at Boise State University and the Taxpayer Advocate Offices, and to attend periodic meetings of the tax practitioner liaison group and other tax and business organizations," Dillion said.

Third-year program courses are taught in newly constructed classrooms at the University of Idaho Water Center, located on Front Street in downtown Boise. The College of Law's long-term plan is to develop a full three-year law program in Boise.

"The College of Law is, and should remain, rooted in Moscow. But in order to be competitive and to fulfill our statewide mission of providing public legal education, it's critical that we offer our students the opportunity to study in Boise," Dean Burnett said. "By linking the College's land-grant location with a metropolitan location, the legal education program as a whole is enhanced, and the overall stature and reputation of the law school is strengthened, benefiting all Idaho law students as they compete for jobs in their futures."

SECURING THE FUTURE

HISTORIC GIFT CONTIUES FAMILY'S LONGTIME
COMMITMENT TO IDAHO'S DEVELOPMENT



In 1851, C.W. Moore migrated in a covered wagon to the West in pursuit of opportunity. It didn't take long for him to find it.

Within just a few short years, the young entrepreneur was the co-owner of a prosperous merchandising business in Washington. He followed the gold strikes to the Idaho Territory, where he and his wife, Catherine, became among the first settlers in Boise. Moore and a business partner soon chartered the First National Bank of Idaho, the first such charter in the Northwest. It was the beginning of what would be Moore's lifetime dedication to the business and civic development of the Treasure Valley and the state.

Moore's commitment to strengthening Idaho communities has passed down through the generations. Today, Moore's descendants continue to shape the future of the Gem State through the Laura Moore Cunningham Foundation, named for Moore's daughter, who was also a well-known philanthropist and active civic leader in Boise.

"As pioneers, our family helped build Idaho from the very beginning," said Laura Bettis '03, Cunningham's great-great niece and a current director of the Laura Moore Cunningham Foundation. "Through the foundation, we can continue to advance the state of Idaho by supporting the success of its institutions."

The Boise-based Laura Moore Cunningham Foundation, one of the oldest and largest charitable

foundations in the state, is a longtime benefactor of the University of Idaho and several other nonprofit organizations. The foundation funds more than 450 scholarships a year for students at colleges and universities throughout Idaho.

"We try to respond to the needs of communities," Bettis explained. "Our goal is to strengthen the state as a whole by investing in the institutions that support the advancement of education, health care, technology and business throughout Idaho."

The Laura Moore Cunningham Foundation recently pledged \$1 million to the University of Idaho College of Law. Believed to be the largest single pledge in the history of the college, the gift will support the proposed Idaho Law Learning Center (ILLC) in the historic Old Ada County Courthouse in Boise.

"We feel strongly that the center will greatly elevate legal scholarship in our state and capital, and increase the level of statewide access to quality public legal education and important legal resources," said Bettis, an alumna of the College of Law. "It will create a synergistic relationship that will raise the bar – both generally and literally."

The Idaho Law Learning Center is a collaborative project between the College of Law and the Idaho Supreme Court. The proposed multipurpose facility will house a modernized State Law Library and include classrooms, offices and distance learning capabilities for the College's recently launched third-year law program – and eventually a full three-year



Illustration of proposed Idaho Law Learning Center (north face shown).

ALUMNI ANSWER THE CALL

While the gift from the Laura Moore Cunningham Foundation is the largest and most recent one made to the College of Law's Boise program (as of October 1, 2010), it is certainly not the only such gift. The alumni below have also made generous commitments to help the College of Law fulfill its statewide mission in legal education. These commitments come at perhaps the most critical moment in the College's history and are a testament to the vision, leadership and loyalty of our alumni. These, and all other, donors to the College of Law have our sincerest gratitude and thanks for their support.

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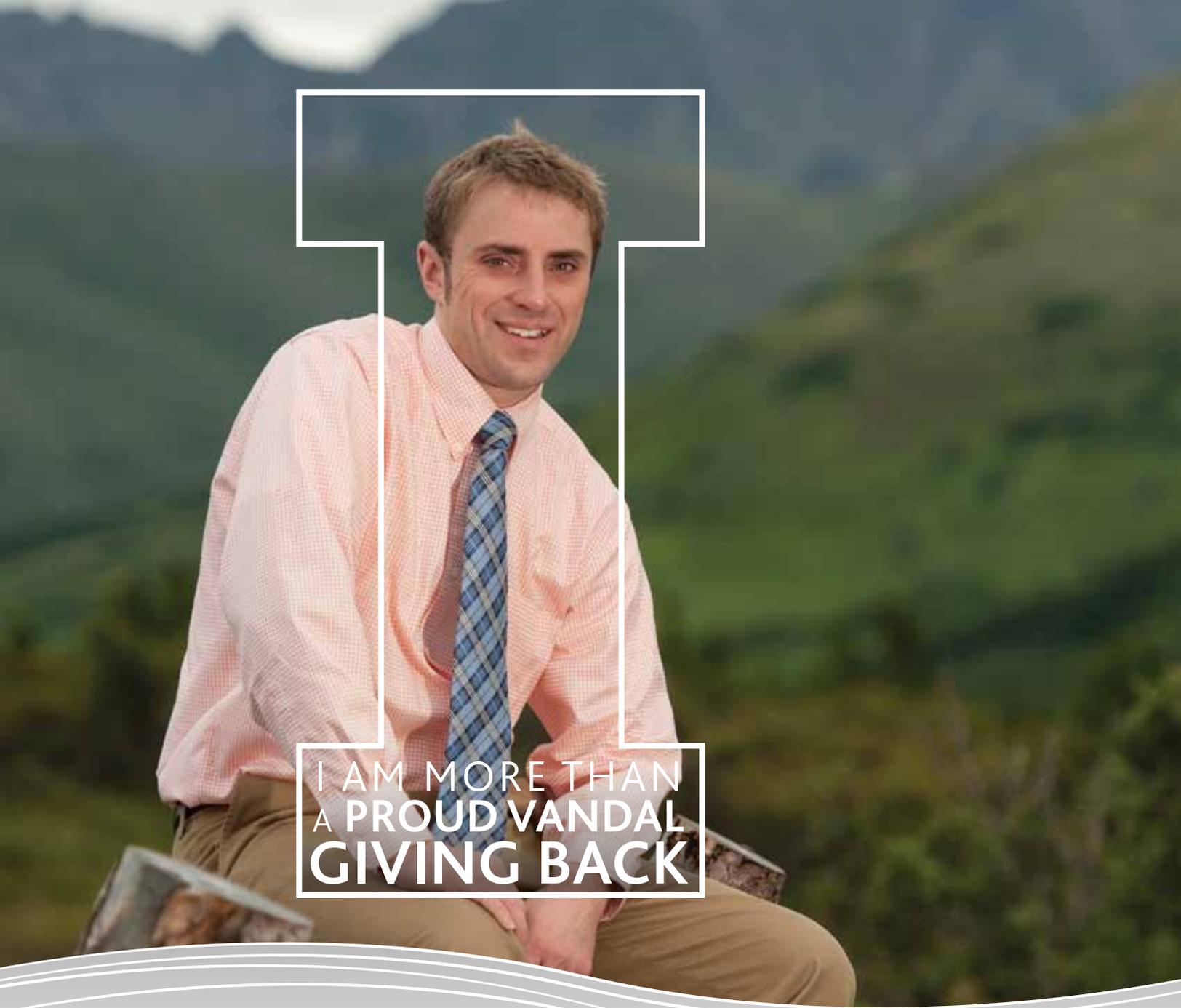
Holden Kidwell Hahn and Crapo, PLLC—\$25,000

For more information on how you can support the College of Law Boise Initiative, contact Terri Muse, Director of Development, at (208) 364-4044 or tmuse@uidaho.edu.

branch campus – in Boise. The center will serve not only the students and faculty of the law school, but also law clerks and court staff, legislators, members of the bar and the general public.

“The Law Learning Center offers a once-in-a-generation opportunity for synergy and efficiency,” said Donald L. Burnett, Jr., dean of the College of Law. “The facility will be nationally distinctive and an asset to the College of Law, the general community, as well as the legal profession, and it will serve as a location for collaboration among the branches of government and for public educational outreach on the rule of law in a democratic society.”

“We thank the Laura Moore Cunningham Foundation for its support of this important initiative and for recognizing the significant impact the center will have on the law school, the University of Idaho and the entire state,” Burnett added.



I AM MORE THAN
A PROUD VANDAL
GIVING BACK

I AM INSPIRING GENEROSITY. Growing up surrounded by Alaska's grand wilderness and incredible natural beauty, I formed an appreciation for my humble place in this world and a deep faith that everything in life is a divine gift. I have a responsibility to share these gifts with others by giving back.

At the University of Idaho College of Law, I learned the importance of giving back through public service. Now, I perpetuate that commitment in my legal practice through pro bono work and by donating half of my profits to education, global relief and other charitable causes. I hope to make an impact not just on someone's life, but on someone's heart – inspiring that person to pay it forward to someone else.

I AM IAN WHEELER '07. I AM THE UNIVERSITY OF IDAHO.

University of Idaho
College of Law



Terri L. Muse
Development Director
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at any time online at
[www.uidaho.edu/law/
alumniandfriends](http://www.uidaho.edu/law/alumniandfriends).**

Letter from the Development Director,

In my previous position at the Idaho State Bar, I was familiar with many of the great things happening at the University of Idaho College of Law. However, until I joined the law school as director of development, I did not know exactly what an exciting time this is for Idaho's law school! Our third-year program started up in Boise, we received the largest single gift in our history to support the proposed Idaho Law Learning Center, and our nationally recognized pro bono and clinical skills programs continue to give students unbelievable opportunities for growth and learning. In these times of statewide budget cuts, including significant cuts to higher education, we have continued to make the most of what we have. Private contributions are essential to helping keep the College of Law moving forward into our second century and allow us to continue to offer high quality legal education at an affordable price.

I hope you will take a few moments and read through our donor roll and take note of the long list of College of Law supporters. The 2010 fiscal year saw you – our alumni and friends – answer the call. Gifts and pledges to the Fund for Excellence (unrestricted funds available to address the highest and most pressing needs of the College) are up 123% from the previous year. Also very important, the number of donors to the law school increased 17%.

As you have read in this magazine, we have received tremendous support and publicity for our Boise Initiative. However, this has by no means been the sole focus of our efforts. For instance, we added more than \$50,000 to the Judge Ray McNichols Moot Court Competition Fund, which provides support to our intramural moot court competition. Gifts came from former law clerks, friends, family and current judges, as well as a challenge matching gift from an anonymous donor, and, because it is an endowment, those gifts will benefit students in perpetuity. This is just one example of all the worthwhile ways you can support the College and our students.

I am thrilled to join the University of Idaho and the College of Law at such a dynamic time. I hope you will stop by the Moscow and/or Boise campus to see the progress for yourself.

D O N O R R O L L

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The College of Law expresses our continued gratitude for the exceptional generosity of donors whose lifetime giving to the law school totals \$10,000 or more. Such donors are listed below according to University categories that also recognize their cumulative contributions to the University of Idaho, in addition to the College of Law.

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This Donor Roll recognizes gifts made between July 1, 2009 and June 30, 2010. If you made a gift after the end of the 2010 fiscal year, it will be listed in the 2011 Donor Roll.

You may view this list at any time online at www.uidaho.edu/law/alumniandfriends. Donor Rolls for previous years are also available for viewing online.

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 Michael Willits Crippen '87
 Elisabeth Ann Curtis '83, '83, '87
 H. Craig Haukaas '87
 Matthew Jonathan Hedlund '87
 John R. Hutchinson '87
 Kipp Lee Manwaring '87
 John C. McCreehy '84, '87
 Robert Dean Nelson '87
 Eric Karl Peterson '77, '80, '87
 Raymond Blaine Rounds '87
 Bentley Guy Stromberg '84, '87
 Marie T. Tyler '87

Class of 1988 (7% Participation)

Elizabeth D. Goudreau '85 '88
 Karen Schauble Leaffer '88
 Jeffrey Joseph Messerich '88
 Thomas F. Prohaska '85, '88
 Heidi J. Ulbricht '88

Class of 1989 (13% Participation)

Susan Elizabeth Buxton '89
 Julie S. Kane '89
 Diane Lynn McDaniel '89
 Lee Russell McGuire, Jr. '89
 Christopher Joseph '75, '89 and
 Pam S. Moore
 Peggi Moxley '89
 Paul Walfrid Samuelson '89
 Robert Alan Wreggelsworth '84, '89

Class of 1990 (12% Participation)

Mitchell Wilkes Brown '90
 Blaine Thomas Connaughton '90
 Roger Bruce Harris '90
 John Baker Lothspeich '87, '90
 Paul Merrill McConkie '90
 Kirsten Anne Ocker '90
 Adrienne Kay Stromberg '87, '90
 Claire Samson Tardiff '90
 Charles Melvin Watkins '90
 Debra Young-Irish '90

Class of 1991 (3% Participation)

James David Bradbury '91
Timothy Mark Honeycutt '91

Class of 1992 (10% Participation)

Karl Stephen Beus '92
Michael Sean Breen '92
Robert James Caldwell '92
Cynthia Ann Jordan '92
Patrick David McBurney, Jr. '92
Thomas G. Myrum '92
David J. Smethers '92
Bryan Lee Stockton '92
Candice Karyn Wilson '90, '92

Class of 1993 (11% Participation)

Leon Aberasturi '93
Amanda K. Brailsford '89, '93
Michele Ann Grimmett '90, '93
Leonore F. Heavey '93
Karen Ann Hudelson '93
Leander Laurel James '93
Dwight Samuel Johnson '89, '93
Christopher F. MacKenzie '93
Richard W. Mollerup '93
Paul Andrew Turcke '93
Peter Andrew Volk '93

Class of 1994 (11% Participation)

Michael Edward Baldner '94
Gregory Allen Byron '94
Scott Christopher Cifrese '94
Lori Anne Dingel '92, '94
Timothy Charles Krsul '94
Robin Marcum Long '94
Mary Michaela O'Leary '94
Matthew Kerry Wilde '94
Eric Jay Wildman '94
Mary V. York '94

Class of 1995 (5% Participation)

Kevin Ray Briggs '95
Robert B. Hancock '95
Lamont C. Loo '95
Robert L. Shaver '95

Class of 1996 (14% Participation)

Elizabeth Marie Allen '71, '96
James Keith Ball, Jr. '96
Mike Merritt Dingel '92, '92, '96
Henry Carroll Hannah '96
Cynthia Cass Locklear '96
Tanya Marie Madison Cunningham '92, '93, '96
Thomas Akin Melville '96
Lance James Schuster '96
Craig Marvin Young '96

Class of 1997 (5% Participation)

Steven James Clark '97
David A. Coleman '97

Robert Daniel Kelly '97
Katherine Ann Smith '97
Mark Patrick Thomas '94, '97

Class of 1998 (7% Participation)

Christy Lynne Brandon '98
Kimberlee S. Bratcher '98
Tod Dallas Geidl '95, '98
Nancy Connell Luebbert '98
Jack Harris McKinney '93, '98
Terri R. Pickens '98

Class of 1999 (1% Participation)

Richard Allen Johnson '99

Class of 2000 (6% Participation)

Steven B. Amend '00
Summer A. Emmert '97, '00
Laurie A. Fortier '96, '00
Joseph H. Jardine '00
Oliver J. Pancheri '00
Krista Dawn Thiry '97, '00

Class of 2001 (9% Participation)

Paul Lawrence Clark '01
Mary V. Kennedy '71 '01
Justin Blaser Oleson '97, '01, '01
Richard Alex Repp '01
James Daw '01 Ruchti and
Angela Rose Sellman '97, '01
Amanda M. Skiles-Schulz '98, '98, '01
Wayne Leonard Weseman '73, '01

Class of 2002 (5% Participation)

Katherine Cecilia Ball '02
Alan Rexford Harrison '02
Corey J. Larson '02
Stephanie Jane Thompson '02

Class of 2003 (3% Participation)

Bettis, Laura MacGregor
Matthew Luke Kinghorn '03
C.J. Montgomery '03
Jennifer May Schindele '00, '03

Class of 2004 (5% Participation)

Robert Lynn Harris '04, '07
Brian Harold Hess '04
Jennifer Joanis '04
Lance Eric Joanis '04
Andrew T. White '99, '04, '10

Class of 2005 (7% Participation)

Dave Keith Bagley II '05
Brian R. Buckham '01, '05
Alycia Truax Feindel '05
Jonathon D. Hallin '05
Romney J. Hogaboam '01, '05
Judith Lee Potter '05
Wade William Rabenhorst '05

Class of 2006 (6% Participation)

David Daniel Bott '06

Abigail Roberts Fuller '06
Daniel Fred LeBeau '06
Kristopher Dean Meek '06
Susan Morrison Moss '06

Class of 2007 (6% Participation)

Nance J. Ceccarelli '07
Christian C. Christensen '07
Lance Ludwig Fuisting '07
Leonard Ernest Mackedon '07
Kirk Thomas O'Reilly '90, '07
Ian Wheelles '07

Class of 2008 (5% Participation)

Raymond Brett Evanson '08
Jodi Kay Felton '08
Jeremy Luke Pittard '08
Danielle Melody Rowand '08
John Robert Withers '96, '05, '08

Class of 2009 (2% Participation)

Susie D. Jensen '09
Jordan Eriksen Taylor '09

Class of 2010 (14% Participation)

Kristian Scott Beckett '10
Aaron Lee Calkins '10
Victor Aaron Contreras '10
Stephen M. Frinsko '10
Erika Michele George '10
Alva Guizar '10
Brandon E. Holbrook '10
Moirra Adair Ingle '10, '10
Hope Teneil Johnson '10
Makiko Karube '10
Jessica Ashley Rammelsberg '07, '07, '10
Sarah Quinn Simmons '10
Ruby Squyres '10

CAN'T FIND YOUR NAME?

The Donor Roll recognizes gifts made between July 1, 2009 and June 30, 2010. If you made a gift after the end of the 2010 fiscal year, it will be listed in the 2011 Donor Roll.

Every effort is made to ensure the accuracy of this list. If your or your spouse's name is not listed or has been listed incorrectly, please contact Stephen M. Perez, development coordinator (208-885-6423, sperez@uidaho.edu) so that we may make the correction.



STUDENT'S WORK HELPS

NATIVE AMERICANS

regain control of cultural heritage

Since 1990, the year the Native American Graves Protection and Repatriation Act (NAGPRA) was passed as federal law, hundreds of thousands of cultural items and human remains have been returned by federal agencies and museums to Indian tribes and Native Hawaiian organizations in the United States.

In most cases, the law works as intended, and the cultural items are safely returned to their rightful owners. But sometimes, the repatriation doesn't go quite as smoothly.

That's when the NAGPRA Review Committee comes in, and where Sally Butts' work gets interesting.

Sally, a third-year law student, spent last summer in Washington, D.C., analyzing more than 18 years of documentation compiled for the NAGPRA Review Committee, which was formed in 1992 to help resolve disputes and other issues between the tribes and museums or federal agencies that affect the repatriation process.

"It's a challenging proposition to figure out whether museums or federal agencies have things that need to go back to tribes. And if they do, which tribe should get those items. Sometimes it's clear, sometimes it's not," Sally explained. "The review committee acts as a sort of jury to help sort those issues out."

Like a jury, the committee considers the evidence and makes findings of fact on whether or not the items should be returned and to whom. But unlike a jury, the committee is strictly advisory, and has no legal authority to enforce its findings, and no way of knowing if its recommendations about the repatriation process have been implemented.

That is until last May, when Sally began an externship with the National NAGPRA Program, part of the National Park Service. Sally spent nine weeks reviewing stacks of documentation from the 13 disputes heard by the committee since it was founded. She analyzed the committee's findings, looked at the effects of its actions, and followed up with the tribes,

NATIVE AMERICAN LAW STUDENTS ASSOCIATION SEES ACTIVE YEAR



Only two years young, the University of Idaho chapter of the Native American Law Students Association (NALSA) has become one of the most active student organizations in the College of Law.

2009-2010 was a particularly busy year for the organization. NALSA members hosted two chili feed fundraisers, organized a holiday gift drive for children in tribal foster care, and hosted a recruitment event for Native American high school and college students.

Additionally, several NALSA members began work as Coeur d'Alene Tribal court-appointed special advocate representatives. The group also co-hosted the College's 2010 Bellwood Lecture, which featured speakers on Native American legal issues.

"NALSA's momentum is really a reflection of the growing success of the College's Native American law program," said student Dylan Hedden-Nicely, a member of NALSA. "The University of Idaho is quickly gaining a reputation as a premier Native American legal institution."

The students' hard work paid off, earning them the title "Student Organization of the Year" from the Student Bar Association.

NALSA, a national organization, works to promote the study of federal Indian law, tribal law and traditional forms of governance, and to support Native Americans in law school.

museums and federal agencies to find out what has happened since the review committee's involvement, and whether or not the parties followed the committee's recommendations.

"It was like detective work," she said. "Each case is very complex. I sorted through piles of records, transcripts from meetings, documentation provided by the disputing parties, meeting minutes, court cases, and other pieces of information.

"I would get deeper into each case; it was like peeling back the layers of an onion," she said. "Each one of the cases has its own unique story. It was really interesting to learn about the different tribes involved, how the museums or federal agencies came into the control of the human remains and cultural items, and the various events that led up to the review committee's involvement."

Sally's work will be used to show the effectiveness of the committee's review process and to provide suggestions for improvement. She hopes to present her work in November to NAGPRA practitioners and to the interested public at a special meeting in Washington D.C., commemorating the 20-year anniversary of the NAGPRA law.

Sally, who is earning an emphasis in both Native American law and natural resources and environmental law, worked as a wildlife biologist for the Quinault Indian Nation and for the U.S. Fish and

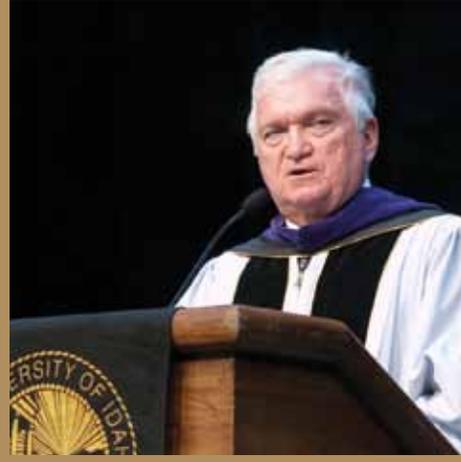
Wildlife Service before attending law school. These two experiences piqued her interest in the crossover between environmental law and Native American law, prompting her to pursue a legal career that blends both specialties. She expects the new knowledge and perspectives she gained from the NAGPRA project to help her achieve her career goals.

"I learned a lot about cultural resources and how that intermixes with not just the NAGPRA law, but also property law, administrative law, natural resources law, and Native American law," she said. "It was also valuable being located in Washington, D.C., and having that exposure to the various federal agencies I could be working with in the future."

The pro bono credit she earned while working with NAGPRA, combined with her previous service last summer with the U.S. Attorney's office in Boise, puts Sally at more than 200 hours of pro bono work, which well exceeds the College of Law's graduation requirement of 40 hours of law-related public service.

Sally's project in Washington, D.C., was made possible in part by a fellowship she received from the Summer Public Interest Law Fellowship (PILF) Program, funded through a grant from the Idaho Law Foundation and private donors.

To learn more about the National NAGPRA Program, visit www.nps.gov/nagpra.



COMMEMORATION 2010



HONORS & RECOGNITION

Faculty Award of Legal Merit

Michael E. McNichols '63

The Award Of Legal Merit recognizes the outstanding contribution of an Idaho law graduate whose career exemplifies the best in the legal profession. This annual award is determined by a vote of the law faculty and is based on demonstrated standards of integrity, competence, service and leadership through work as a legal practitioner, service to the legal profession, service to the community, or service to business/state/national interests. The award is presented during the College of Law commencement ceremony. Nominations are submitted to the dean of the College of Law and voted on by the faculty each spring.

Faculty Award of Legal Achievement

Megan O'Dowd

Presented to the graduating law student with the highest cumulative grade point average, this award honors outstanding dedication and success in the pursuit of academic excellence during legal study at the College of Law.

Peter E. Heiser Award for Excellence in Teaching

Professor Richard Seamon

Determined by a vote of the graduating class, this award is given in recognition of outstanding dedication to students at the University of Idaho College of Law.

Pro Bono: Above and Beyond

Gabriella Marrufo, Marie Callaway

Spirit of the Clinic Award

Jessica Rammelsberg

Spirit of the Class Award

Marie Callaway

Outstanding Student Service Award

Aaron Calkins, Sarah Simmons

PRO BONO SERVICE RECOGNITION

The University of Idaho College of Law is committed to providing opportunities for law students that emphasize the value and habit of service to the community. All members of the class completed at least 40 hours of pro bono service in order to graduate, and twenty-four graduates completed at least 80 hours. The College recognizes these graduates, listed below, with a certificate signed by the chief justice of the Idaho Supreme Court and the dean of the College of Law, as well as a purple cord worn with their commencement regalia.

Pro Bono Service with Distinction (120+ hours)

Kristian Beckett	Katie Kofmehl
Jayne Bouchfaa	Gabriela Marrufo
Marie Callaway	Jake Naylor
Jennifer Chadband	Veronica Neisler
Steven Dalling	Ben Onosko
Reyes Garcia	Jessica Rammelsberg
Jolene Halladay	Ashley Rokyta
Jetta Hatch	Sarah Schmid
Brett Hathaway	Matt Shriver
Ramon Hobdey-Sanchez	Carmen Thomas Morse
Tahja Jensen	Jeffrey Thomason
Dana Johnson	Heidi Tolman
K. Ray Johnson	Cody Yoshimura

Extraordinary Pro Bono Service (80+ hours)

Archibald Harner
Jessica Letus
Shawn Maybon
David Robins
Sherine Tabassum
Anne Voss

Continuing

THE FACE OF THE COLLEGE OF



Since 2004, 13 new faculty members have joined the College. The influx of new faces marks a pivotal time for the College as it enters its second century of providing public legal education in Idaho.

“We’ve been deeply engaged in strategic planning since the late 1990s to determine what we want the College of Law to be as we embark on the next 100 years of our existence,” said Liz Brandt, associate dean of faculty for the College, which celebrated its centennial last year. “This next generation of faculty will help lead us in that new strategic direction.”

More than a third of the new faculty members were recruited to strengthen the College’s natural resource and environmental law program, one of the College’s areas of strategic focus.

“The development of our natural resource and environmental law program has been a top priority for us,” Brandt said. “Our new faculty members in this program are among the nation’s leading scholars in their fields.”

Faculty members have also been added to develop the College’s programs in litigation, business and entrepreneurship, and other areas. Additionally, several of the new hires support the College’s expanding presence in Boise and the growth of the College’s clinical legal education program, which is ranked in the nation’s top 30 programs for student opportunities.

“As we’ve been hiring, we’ve been really conscious of the fact that our decisions will not only shape the future of the College, but also of the future of the legal

the Legacy

LAW FACULTY IS CHANGING.



profession in the state and region,” said Brandt, noting that the College’s senior faculty members were heavily involved in the selection process. “We’ve been able to attract some extremely talented scholars to whom we can hand off our legacy.”

Brandt credits the long-time faculty members for building the foundation for the College’s future success.

“Our senior faculty members have dedicated their whole careers to the College of Law. They have a profound commitment to the institution and the profession. It’s near and dear to their hearts,” she said. “Through their leadership, they have created an outstanding collaborative, collegial environment

and set a phenomenal example for our new faculty members.

“This is an exciting and defining time for the College of Law,” Brandt added. “These new faculty members – with their fresh perspectives, energy and new ideas – breathe new life into the whole place.”



BARBARA COSENS

LL.M., *summa cum laude*, Lewis and Clark School of Law
J.D., *magna cum laude*, University of California, Hastings
M.S. University of Washington
B.S. University of California, Davis

Courses taught: Interdisciplinary Methods in Water Resources, Law and Science Seminar, Property, Water Law, Water Policy Seminar

Joined College of Law: 2004

Professor Cosens is the College's lead developer of the University's interdisciplinary water resources graduate program and organizer of the Natural Resource and Environment Symposium. She was the College of Law's 2009-2010 Allan G. Shepard Distinguished Professor. Cosens worked as a geologist before her career in law.

WHAT IS YOUR TEACHING PHILOSOPHY?

I try to help them understand that we each have a duty to give back to society and to work toward assuring that everyone has access to equal representation.

WHAT ADVICE DO YOU OFFER STUDENTS ABOUT THEIR FUTURE CAREERS?

I tell them to follow their hearts, go after the job they want, and never lose sight of your dream – even if it means fulfilling that dream through pro bono activity.

WHAT'S THE MOST REWARDING PART OF YOUR JOB?

I enjoy working with students on their thesis development. Also, I get to lead faculty and student research teams. The possibility of discovery is so much greater with collaboration.



RICHARD SEAMON

J.D. Duke University
M.A. Johns Hopkins University
B.A. Johns Hopkins University

Courses taught: Constitutional Law, Administrative Law, Civil Procedure

Joined College of Law: 2004

Professor Seamon's passion for teaching began when he taught high school English before starting law school. During his legal practice, he served in the U.S. Department of Justice and argued 15 cases before the U.S. Supreme Court. He is the author of two books on administrative law and numerous articles. He served as the College's associate dean from 2006-2009.

WHAT BROUGHT YOU TO THE COLLEGE OF LAW?

I really admired and believed in its leadership. Also, I'm a strong believer in public education, and it seemed worthwhile and important to be involved in the College's commitment to produce good lawyers for the state of Idaho.

WHAT ADVICE DO YOU OFFER STUDENTS ABOUT THEIR FUTURES?

The most important thing is that they find good mentors — to seek out professionals from whom they believe they can learn not just practical skills, but also values and virtues.

WHAT EXCITES YOU ABOUT THE LAW?

Like the teaching profession, the legal profession is fundamentally about helping people. I really like the idea that through the practice of law, we can help people with their problems and hopefully improve their quality of life.



MIKE SATZ

J.D., *cum laude*, University of Michigan School of Law
B.A./B.S. Southern Methodist University

Courses taught: Architecture and the Law, Consumer Law, Critical Studies, Contracts, Property Security

Joined College of Law: 2006

Before attending law school, Professor Satz served two overseas tours of duty in the U.S. Navy. Satz served as in-house counsel for Nissan, and he practiced two years in bankruptcy and commercial litigation. He is co-founder and faculty adviser of *the crit*, a critical studies journal published by the College.

WHAT'S THE MOST REWARDING PART OF YOUR JOB?

I enjoy seeing the students grow through the education process. There's a significant change in the way they think and in their demeanor. It's rewarding to watch them develop as students and professionals, and to know I had a hand in it.

WHAT IS YOUR TEACHING PHILOSOPHY?

I had great mentors when I was in the Navy. I try to follow that same mentor/mentee model. The College's small size allows me to frequently interact with the students and develop that kind of relationship with them.

WHAT ADVICE DO YOU GIVE STUDENTS ABOUT THEIR FUTURES?

I advise them to pay attention to the balance in their lives. It's very important to be professional, ethical lawyers, but it's also important to grow as people in their personal lives.



ALAN WILLIAMS

J.D., *cum laude*, Georgetown University Law Center
B.A. Virginia Polytechnic Institute and State University

Courses taught: Criminal Law, Criminal Procedure, Evidence, Trial Skills

Joined College of Law: 2006

Professor Williams completed 20 years of active duty in the U.S. Marine Corps, during which he served first as an intelligence officer and commanding officer in the Republic of Korea, and later as a military lawyer and judge, presiding over 200 felony and misdemeanor trials.

WHAT EXCITES YOU ABOUT THE LAW?

I find the law fascinating because it intersects with almost every human endeavor. From a philosophical standpoint, I find it really interesting how we interpret the law and use it to punish crimes.

DO YOU HAVE A TEACHING PHILOSOPHY?

Students have a hunger to learn from people who have experiences in the real world, and I try to feed that by connecting stories from my previous career in criminal litigation to what they're learning in the books.

WHAT ADVICE DO YOU OFFER STUDENTS ABOUT THEIR FUTURES?

I tell them that it's extremely important to maintain a good professional reputation; to think beyond that one case and how their choices will affect their career in the long term.



ANNEMARIE BRIDY

J.D., *magna cum laude*, Temple University James E. Beasley School of Law

Ph.D. University of California, Irvine

M.A. University of California, Irvine

B.A., *summa cum laude*, Boston University

Courses taught: Cyberlaw, Contracts, Copyrights, Intellectual Property

Joined College of Law: 2007

Professor Bridy practiced at a full-service commercial law firm and as a federal judicial clerk prior to joining the College. She was a recipient of the 2009-2010 William F. and Joan L. Boyd Excellence in Teaching Award and the University of Idaho Alumni Award for Faculty Excellence. Her work has appeared in several law reviews and journals.

WHAT EXCITES YOU ABOUT THE LAW?

Intellectual property and technology law are very dynamic fields that implicate all sorts of interesting challenges and problems. Working in the area of technology law also allows me to be close to subjects that interest my students, which is a real bonus. They're all digital natives now, and technology law is an area that resonates strongly with them because it affects their day-to-day lives.

WHAT'S THE MOST REWARDING PART OF YOUR JOB?

I enjoy all aspects of my job, but I really love being in the classroom and interacting with students.

WHAT ADVICE DO YOU OFFER STUDENTS ABOUT THEIR FUTURES?

I advise them to be open to possibility and unexpected opportunities that might come their way. It's important that they be flexible and prepared to think creatively about their careers, especially in this difficult job market.



JERRY LONG

Ph.D. University of Wisconsin-Madison

J.D. University of Colorado School of Law

B.S., *magna cum laude*, Utah State University

Courses taught: Land-use Law and Planning, Property, Environmental Law

Joined College of Law: 2007

Professor Long joined the College as part of the College's commitment to the Waters of the West strategic initiative. After graduating from law school, he practiced environmental law at a firm and later earned his doctorate degree from the Gaylord Nelson Institute for Environmental Studies at the University of Wisconsin-Madison.

WHAT ADVICE DO YOU OFFER STUDENTS ABOUT THEIR FUTURES?

That the law is a system that helps determine how our world works; and they as lawyers will play an important role in shaping our world. I encourage them to remember that their decisions as lawyers are not isolated, and their actions will contribute to what the future of our world will look like.

WHAT EXCITES YOU ABOUT THE LAW?

I believe land-use law affects how people live their daily lives more than any other area of law. Our homes, neighborhoods, communities and cities are all products of land-use decisions.

DO YOU HAVE A TEACHING PHILOSOPHY?

For first-year students, my goal is to help them understand law as a tool we use to make a place a community, and to get them to think about the purpose of law or legal decisions. For upper-division students, I focus more on helping them understand how the law affects real people on the ground.



CAROLE WELLS '03

J.D. University of Idaho College of Law

B.A. Idaho State University

Courses taught: Victims' Rights Clinic

Joined College of Law: 2007

Wells supervises the College's Victims' Rights Clinic. She also has a private law office in Moscow and works as a case manager with drug courts in Grangeville, Lewiston, Moscow and Orofino. Wells is an active board member of the American Civil Liberties Union (ACLU).

WHY DID YOU PURSUE A CAREER IN LAW?

I was a plaintiff in a lawsuit as an undergraduate student. The process fascinated me. Now, as a lawyer, I like the fact that each case is different, and I have the chance to become an expert in the cases that I take on.

WHAT IS YOUR TEACHING PHILOSOPHY?

All the students who come to the College of Law are above average. I hope I can give them little nuggets of wisdom and encourage them to develop a good sense of humor.

WHAT ADVICE DO YOU GIVE STUDENTS ABOUT THEIR FUTURES?

I tell the students to pick up the phone and call the opposing counsel instead of filing something with the court.



KATIE BALL '02

J.D. University of Idaho

B.A. Boise State University

Courses taught: Externships, Semester in Practice

Joined College of Law: 2008

Ball is located in Boise as the College's externship coordinator. She also serves part-time as a law clerk for the Hon. Ronald E. Bush, U.S. magistrate judge for the District of Idaho. Since law school, she has spent much of her career in the federal judiciary, including the 9th U.S. Circuit Court of Appeals.

WHAT'S THE MOST REWARDING PART OF YOUR JOB?

I enjoy helping students put into practice what they have learned in substantive law classes. It is rewarding to watch them transition from students into attorneys.

WHAT ADVICE DO YOU OFFER STUDENTS ABOUT THEIR FUTURES?

I stress the importance of treating their externships like real jobs. It's their opportunity to make a good first impression out in the legal community.

WHAT EXCITES YOU ABOUT THE LAW?

It's a profession in which you're constantly learning. As a law clerk, I learn something new every week and get to explore all different areas of the law.



ANGELIQUE EAGLEWOMAN

LL.M. University of Tulsa College of Law (with honors)

J.D. University of North Dakota School of Law (with distinction)

B.A. Stanford University

Courses taught: Civil Procedure, Native American Law, Native Natural Resources Law, Tribal Nations Economics and Law

Joined College of Law: 2008

Professor EagleWoman (Wambdi A. WasteWin) is the organizer of the College's annual Native American Law Conference. She was recently recognized for her rigorous teaching methods with the College's 2009-2010 William F. and Joan L. Boyd Excellence in Teaching Award. EagleWoman is a citizen of the Sisseton-Wahpeton Dakota Oyate of the Lake Traverse Reservation.

WHAT'S THE MOST REWARDING PART OF YOUR JOB?

Having the opportunity to increase knowledge about tribal law is very meaningful for me. It's rewarding to be able to write and teach about the things I care about, and through that, help shape the future of tribal-federal relations.

DO YOU HAVE A TEACHING PHILOSOPHY?

I want my students to be prepared, ready and able to fully participate and discuss issues in every class, and I work to give them the confidence to do that. I also try to provide historical context for what I teach, and I emphasize the importance of professional ethics and responsibility.

WHY DID YOU PURSUE A CAREER IN LAW?

When I was eight years old, my uncle experienced police brutality when he went to pay a speeding ticket. From that moment, I knew I wanted a career in the law to bring about justice.



ABIGAIL PATTHOFF

J.D. West Virginia University

B.A., *summa cum laude*, West Virginia University

Courses taught: Legal Research and Writing, Judicial Clerkship Seminar

Joined College of Law: 2008

Patthoff clerked for a federal judge prior to joining the College. She graduated with her J.D. Order of the Coif. In law school, she served as an executive notes editor on the West Virginia Law Review and received academic awards for excellence in education law, federal courts, and property.

WHAT IS THE MOST REWARDING PART OF YOUR JOB?

It's very rewarding to watch first-year students transform in just nine months from laypeople who struggle with writing a simple, one-page paper to critical legal thinkers, capable of writing 20-page, complex legal briefs. The metamorphosis can be quite profound.

WHY DID YOU GO INTO TEACHING LAW?

I was lucky to have excellent mentors first as a student in law school and then as a judicial clerk. I wanted to pay forward what they taught me by helping students understand that being a good lawyer is synonymous with being a good writer.

WHAT ADVICE DO YOU OFFER STUDENTS ABOUT THEIR FUTURES?

I like to tell them that there's no such thing as good writing – there's only good rewriting.



ANASTASIA TELESETSKY

LL.M. University of British Columbia

J.D. University of California, Berkeley, School of Law

M.A. University of California, Santa Barbara

B.A. Vanderbilt University

Courses taught: Conflicts of Law, International Environmental Law, International Trade and Investment Law, Public International Law

Joined College of Law: 2009

Professor Telesetsky's career has been focused on international legal and environmental issues. Her background includes representing the Ethiopian government, promoting international food security in Germany, and helping underdeveloped countries address environmental problems.

WHAT ADVICE DO YOU OFFER STUDENTS ABOUT THEIR FUTURES?

I encourage them to stay true to their values and to pursue an issue they're passionate about, because they will make the biggest impact if their work is about something they think is important.

WHAT EXCITES YOU ABOUT THE LAW?

Our quality of life depends on the quality of the environment. As the world population grows, we must take a harder look at how we protect our resources. I'm interested in understanding how international law can be part of the solution.

DO YOU HAVE A TEACHING PHILOSOPHY?

I believe each one of my students can succeed, and my job is to be the facilitator of that success by supporting them and helping them understand the law as an evolving institution.



WENDY GERWICK COUTURE

J.D., *summa cum laude*, SMU Dedman School of Law

B.A., *summa cum laude*, Duke University

Courses taught: Business Associations, Negotiable Instruments, Property Security, Securities Regulation

Joined College of Law: 2010

Professor Couture is the first full-time, tenure-track faculty member hired for the College's third-year law program in Boise. She has clerked for a federal district court judge in Texas, practiced business and commercial law in Texas and Washington, and served as an assistant professor of law at St. Mary's University.

WHAT BROUGHT YOU TO THE COLLEGE OF LAW?

My experience as a visiting professor at the College two years ago was wonderful. I was really impressed by the collegial, distinguished faculty and the motivated, exceptional students. I'm thrilled to return.

WHAT EXCITES YOU ABOUT LAW?

Law is very unique. It has the ability to change individual lives on a grand scale, and the rule of law is one of the most important components of our democracy. I'm drawn to better the law, and as a professor, I have the opportunity to do that by helping educate future lawyers and by writing articles about how the law should be changed.

WHAT ADVICE DO YOU OFFER STUDENTS ABOUT THEIR FUTURES?

I tell them to remember that a legal career is a journey. Each new experience is an opportunity to hone your skills, to build relationships, and to contribute to the community.



BARBARA LOCK

LL.M. University of Washington School of Law

J.D. University of California, Los Angeles, School of Law

B.S. University of California, Riverside

Courses Taught: Low Income Taxpayer Clinic

Joined College of Law: 2010

Lock recently joined the College as the new director of the Low Income Taxpayer Clinic in Boise. Lock's former practice in Seattle focused on federal income and estate tax, state excise tax and general business. She has represented clients before the Internal Revenue Service and the U.S. Tax Court.

WHAT BROUGHT YOU TO THE COLLEGE OF LAW?

The University of Idaho's clinical program has an outstanding national reputation. I was attracted to the opportunity to help expand that program into Boise. This position combines many things I am passionate about – tax, teaching, helping those less fortunate, and Idaho.

WHAT IS THE ADVANTAGE OF THE CLINIC'S BOISE LOCATION?

Students can be an integral part of the legal community and benefit from the knowledge and experience of tax professionals from private practice and the IRS. There's also a great need for the clinic's services in Boise. Students can now meet face-to-face with clients.

WHAT IS YOUR TEACHING PHILOSOPHY?

My philosophy is simple. The students are mature, competent adults on the brink of being great lawyers. I am here to guide them in making that transition, but it is true that experience is the greatest teacher.



TRAPPER STEWART

J.D. University of Idaho College of Law

B.A., *cum laude*, Lewis-Clark State College

Courses taught: Externships, Pro Bono Program

Joined College of Law: 2010

Stewart is the pro bono program and summer externships coordinator. He clerked for the Honorable Wayne L. Kidwell of the Idaho Supreme Court, and later practiced law in Boise and Moscow. He is returning to the College of Law, having previously been a visiting associate professor supervising the Low Income Taxpayer clinic and teaching trial skills-related courses from 2007-2009.

WHAT ADVICE DO YOU GIVE STUDENTS WHO ARE ABOUT TO ENTER THE LEGAL PROFESSION?

Your law school education has given you a strong foundation and a powerful set of tools to create your vision of your own career. These things must be complemented by additional experience and learning, so seek out and learn from ethical, respected mentors throughout your career.

HOW IMPORTANT IS THE PRO BONO PROGRAM?

Pro bono service is an honored and long-standing tradition and duty within the legal profession, and the good-willed attorneys in Idaho continue to make it an important part of their careers. The educational experience and professional preparation of all law students, whether or not they intend to practice law, is greatly enhanced by an introduction to the spirit of public service. Not only does our program help solidify a commitment to public service within our students, but it also provides them with opportunities to experience new areas of law work with a wider range of clients, and to meet future colleagues they might not otherwise come to know.

Law Faculty Publications

2008 TO PRESENT

2010

- Elizabeth Barker Brandt, *The Origins of Idaho's Community Property System: An Attempt to Solve a Legislative Mystery*, 46 IDAHO L. REV. 37 (2010), with David S. Perkins
- Annemarie Bridy, *Graduated Response and the Turn to Private Ordering in Online Copyright Enforcement*, 89 OR. L. REV. (forthcoming 2010)
- Donald L. Burnett, *Law Clerking: "My Favorite Year,"* THE ADVOCATE, vol. 53, no. 3 (2010)
- Donald L. Burnett, *Idaho's Law School and Law Review: Bringing Scholarship into Our Second Century*, 46 IDAHO L. REV. 1 (2010)
- Barbara Cosens, *Transboundary River Governance in the Face of Uncertainty: Resilience Theory and the Columbia River Treaty*, 30 UTAH J. OF LAND RES. & ENV. L. 229 (2010)
- BARBARA COSENS AND JUDITH ROYSTER EDS. THE FUTURE OF RESERVED WATER RIGHTS . . . THE WINTERS CENTENNIAL: WILL ITS COMMITMENT TO JUSTICE ENDURE? (forthcoming 2010)
- Barbara Cosens, *The Legacy of Winters v. United States and the Winters Doctrine, One Hundred Year Later*, in THE FUTURE OF RESERVED WATER RIGHTS . . . THE WINTERS CENTENNIAL: WILL ITS COMMITMENT TO JUSTICE ENDURE? (B. Cosens and J. Royster eds., forthcoming 2010)
- Wendy Gerwick Couture, *Conley v. Gibson's "No Set of Facts" Test: Neither Cancer Nor Cure*, 114 PENN STATE L. REV. 19 (2010), available at <http://www.pennstatelawreview.org/authors/wendy-couture/>
- Angelique EagleWoman (Wambdi A. Wastewin), *Chapter 7. Tribal Bighorn Sheep Cultural and Subsistence Resource, Aboriginal & Tribal Treaty Rights, and State-Tribal Consultation*, in JAY O'LAUGHLIN AND PHILIP S. COOK, BIGHORN SHEEP AND DOMESTIC SHEEP: ANALYSIS OF THE CURRENT SITUATION IN IDAHO, COLLEGE OF NATURAL RESOURCES POLICY ANALYSIS GROUP REPORT NO. 30, University of Idaho, Moscow, January 2010.
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- Dale D. Goble, *Conservation-Reliant Species and the Future of Conservation*, 3 CONSERVATION LETTERS 91 (2010), with J. Michael Scott, Aaron M. Haines, John A. Wiens, and Maile C. Neel, available at <http://www3.interscience.wiley.com/cgi-bin/fulltext/123263877/PDFSTA>
- Dale D. Goble, *The Endangered Species Act: What We Talk about When We Talk about Recovery*, 49 NAT. RES. J. 1 (2010)
- Dale D. Goble, *A Fish Tale: A Small Fish, the ESA, and Our Shared Future*, 40 ENV'L L. 339 (2010)
- John Hasko, *Electronic Access to Transcripts and Appendices of the Idaho Supreme Court*, THE ADVOCATE, vol. 51, no 6 (2010)
- Maureen E. Laflin, *Dreamers and Visionaries: The History of ADR in Idaho*, 46 IDAHO L. REV. 177 (2010)
- Jerrold A. Long, *From Warranted to Valuable Belief: Local government, climate change, and giving up the pickup to save Bangladesh*, 43 NAT. RES. J. 743 (2010).
- Jerrold A. Long, *Legal and Conceptual Impediments on the Path Toward Sustainable Place*, 46 IDAHO L. REV. 341 (2010).
- Jerrold A. Long, *Sustainability Starts Locally: Untying the Hands of Local Governments to Create Sustainable Communities*, 10 WYO. L. REV. 1 (2010).
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- JOHN A. MILLER, THE FUNDAMENTALS OF FEDERAL TAXATION (2d ed. 2010), with Jeffrey Maine
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- John A. Miller, *Taxation and the Sabbatical: Doctrine, Planning and Policy*, 63 THE TAX LAWYER 223 (2010), with Robert Pikowsky
- RICHARD H. SEAMON, ADMINISTRATIVE LAW: PRINCIPLES AND PRACTICE (2010) , with John H. Reese
- Anastasia Telesetsky, *Climate Change and Co-Regulation*, 2ND UNITAR/YALE CONFERENCE ON ENVIRONMENTAL GOVERNANCE AND DEMOCRACY: STRENGTHENING INSTITUTIONS TO ADDRESS CLIMATE CHANGE AND ADVANCE A GREEN ECONOMY (2010)
- Anastasia Telesetsky, *International Environmental Governance through International Co-Regulation: Negotiating Industry-sector Environmental Covenants*, Proceedings of the Four Societies International Law Conference, Awaji, Japan (August 2010)
- Anastasia Telesetsky, *Insurance as a Mitigation Mechanism: Managing International Greenhouse Gas Emissions Through Nationwide Mandatory Climate Change Catastrophe Insurance*, 27 PACE ENV. LAW R. 3 (2010)
- Anastasia Telesetsky, *Organisation of Economic Cooperation and Development Year in Review*, in 2009 YEARBOOK OF INTERNATIONAL ENVIRONMENTAL LAW (2010).
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- ELIZABETH BARKER BRANDT, IDAHO CHILD PROTECTION FORMS ANNOTATED, Idaho Supreme Court (3d ed. 2009), with members of the Child Protection Committee, available at: <http://www.isc.idaho.gov/childapx.htm>.
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- Annemarie Bridy, *Why Pirates (Still) Won't Behave: Regulating P2P in the Decade after Napster*, 40 RUTGERS L.J. 565 (2009).
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- Angelique EagleWoman (Wambdi A. Wastewin), *Tribal Hunting and Fishing Lifeways & Tribal-State Relations in Idaho*, 46 IDAHO L. REV. 81 (2009).
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- Katie Ball, *Hon. Larry M. Boyle Retires as Chief Magistrate Judge for the United States District Court for the District of Idaho*, THE ADVOCATE, vol. 51, no.9 (2008).
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- D. Benjamin Beard, 10 UNIFORM COMMERCIAL CODE SERIES: UNIFORM ELECTRONIC TRANSACTIONS ACT, (Supplement 2008).
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- Elizabeth Barker Brandt, *Review of the Year in Family Law: Charts*, 39 FAM. L. Q. 916 (2008).
- Donald L. Burnett, *Giants of a Golden Age: An Appreciation of Professors Dennis Colson and Craig Lewis*, 44 IDAHO L. REV. 537 (2008).
- Donald L. Burnett, *Neither Mess nor Menace: Legal Education and the Erudite Apprentice*, 18 THE PROF. LAWYER 2 (2008).
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- Angelique EagleWoman (Wambdi A. Wastewin), *Tribal Nation Economics: Rebuilding Commercial Prosperity In Spite of U.S. Trade Restraints – Recommendations for Economic Revitalization in Indian Country*, 44 TULSA L. REV. 383 (2008).
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- Angelique EagleWoman (Wambdi A. Wastewin), *Tribal Sovereignty and Economic Development*, in 2 HANDBOOK OF THE AMERICAN INDIANS: INDIANS IN CONTEMPORARY SOCIETY, 129 (2008), with Taylor Keen.
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- Maureen E. Laflin, *The Mediator as Fugu Chef: Preserving Protections without Poisoning the Process*, 49 SOUTH TEX L. REV. 943 (2008).
- Monique Lillard, *The Standard of Care for Medical Malpractice Claims in Idaho: Time for Reassessment* THE ADVOCATE, VOL. 51, no. 5 (2008).
- Monique Lillard, *The Standard of Care for Health Providers in Idaho*, 44 IDAHO L. REV. 295-359 (2008).
- JERROLD A. LONG, NEW WEST OR SAME WEST?: EVOLVING LAND-USE INSTITUTIONS IN THE RURAL AMERICAN WEST, Ph.D. dissertation, University of Wisconsin-Madison (2008).
- Michael A. Satz, *Situational Prototyping*, 8 INT. J. OF KNOWLEDGE, CULTURE & CHANGE MAN. 20 (2008), with Roman Montoto.
- Richard Henry Seamon, *Domestic Surveillance for International Terrorists: Presidential Power and Fourth Amendment Limits*, in US NATIONAL SECURITY, INTELLIGENCE AND DEMOCRACY: THE CHURCH COMMITTEE AND THE WAR ON TERROR (Russell Miller, ed., 2008).
- Richard Henry Seamon, *Domestic Surveillance for International Terrorists: Presidential Power and Fourth Amendment Limits*, 35 HASTINGS CONST'L L.Q. 449 (2008).
- Alan F. Williams, *"Material Support" Prosecutions for Website Activities*, in US NATIONAL SECURITY, INTELLIGENCE AND DEMOCRACY: THE CHURCH COMMITTEE AND THE WAR ON TERROR (Russell Miller, ed., 2008).
- Alan F. Williams, *Prosecuting Website Development Under the Material Support Statutes: Time to Fix What's Broken*, 11 N.Y.U. J. LEGIS. & PUB. POL'Y 2 (2008).



Bellwood Lecture Program Features Diverse Perspectives.

The Sherman J. Bellwood Memorial Lecture series saw another successful program in 2010, showcasing the perspectives of three nationally prominent Native American leaders – Larry Echo Hawk, assistant U.S. Secretary of the Interior; Lawrence Baca, esteemed civil rights lawyer and president of the Federal Bar Association; and Professor Rebecca Tsosie, executive director of the Indian Legal Program at the Sandra Day O’Connor College of Law at Arizona State University.

During the day prior to the Bellwood Lecture, the speakers met with the University of Idaho Native American Law Students Association and addressed an open gathering of students and faculty in the Menard Building courtroom, where they shared personal and occasionally emotional stories from their careers. The speakers later joined Idaho and Northwest tribal leaders for a lunch on campus.

The theme of this year’s Bellwood Lecture was “The United States and Tribal Nations: An Evolving Relationship Guided by Domestic and International Law.”

Assistant Secretary Echo Hawk recalled the difficulty of deciding whether to accept his appointment in the Department of the Interior, due in large part to the history of the federal government using the office as an instrument of “legal subjugation” directed toward tribal peoples. “I could not say no,” he stated, “I only want to do what is right and just in a new generation of Native law.” He called for a spirit of respect, collaboration, openness, and “brotherhood” in shaping the relationship between the federal government and the tribes.

Lawrence Baca recalled the occasional turbulence of his 32-year career as a civil rights attorney in the U.S. Department of Justice. He provided anecdotes illustrating a culture of indifference, and in some instances hostility, toward cases involving Native American litigants, including once being admonished by his superior at the Department of Justice for “doing too much work on behalf of Indians.” He was optimistic about the future, however, noting that there are vastly more Native lawyers, and lawyers interested in Native issues, than there were at the outset of his career.

Professor Tsosie highlighted the growing connections between Native American issues and principles of international law. She noted the tensions between U.S. domestic law and the 2007 United Nations Declaration on the Rights of Indigenous Peoples, which the United States has yet to sign. She acknowledged concerns about the Declaration’s provisions relating to Native land rights, as well as environmental and cultural rights, but she argued that the Declaration should be regarded not as a threat, but as a point of reference for the evolution of Native American law and policy.

After each gave their individual remarks, Assistant Secretary Echo Hawk moderated a three-way dialogue based on questions from the audience.

The 2010 Bellwood Lecture programs were organized by College of Law Professor Angelique EagleWoman with assistance from Associate Deans Elizabeth Brandt and Helen Albertson-Ploucha. A streaming video of the Bellwood Lecture is available on the College of Law website at www.uidaho.edu/law/aboutthecollegeoflaw/newsandevents/bellwoodlectures.



Dillion Named Associate Dean for Boise Programs

The College of Law named Lee B. Dillion associate dean for Boise programs. He will be responsible for on-site administration of the College's growing programs in Boise. Dillion has supervised the College's externship and semester-in-practice programs, as well as provided classroom instruction in Boise. He has also served on committees of the Idaho State Bar and Idaho Law Foundation. Dillion, a graduate of the University of Chicago Law School, had a business-oriented private practice in Boise before becoming the College's first instructor and outreach director to be based in Boise in 2001.

Tax Specialist Joins Law Faculty in Boise

In May, the College of Law hired Barbara Z. Lock to serve as the College's Low Income Taxpayer Clinic instructor, a contract position supported by annual grants from the U.S. Internal Revenue Service. Professor Lock received her law degree from the UCLA School of Law and earned an LL.M. degree in taxation from the University of Washington School of Law. She served as a law clerk for former Chief Justice Fred Dore of the Washington State Supreme Court and subsequently practiced law in corporate and private firm settings in the Seattle area. Her practice focused on federal income and estate tax, state excise tax, and general business matters.

New Director of Development Has Ties to Idaho Bench and Bar

Terri L. Muse was hired to be the new director of development for the College of Law. Based in Boise, she will work with Dean Burnett and the University as the College embarks on an ambitious fund-raising effort to fulfill its statewide mission in legal education. Muse was formerly the deputy executive director of the Idaho State Bar and Law Foundation, having worked there in several capacities since 2000. She received her law degree from Loyola Law School of Los Angeles and also holds a master's degree in psychology from California State University, Long Beach. Muse practiced law in California and Idaho before joining the Idaho State Bar.

Alumni Honored by Idaho State Bar

The College of Law was well represented at the 2010 Idaho State Bar Annual Conference, where several College of Law alumni were honored with awards from the state bar. Congratulations to the following honorees:

Idaho State Bar Distinguished Lawyer Award:
John D. Hansen '56, '59; William A. Parsons '54, '57

ISB/ILF Service Award: Scott Axline '84, Joel Hazel '94, Theodore Spangler '70, James Spinner '85, The Hon. Scott Wayman '81

The Advocate Award: The Hon. Larry Boyle '72

Outstanding Young Lawyer Award:
Chris Christensen '07

Idaho State Bar Diversity Section's "Justice for All" Award: Ernesto G. Sanchez '72

Idaho State Bar Family Law Section Award of Distinction: James Bevis '74



Morris Joins Hall of Fame

Nancy Morris '83, executive vice president and senior regulatory counsel at Allianz Global Investors of America in New York City, was inducted into the University of Idaho Alumni Hall of Fame. Ms. Morris, a former editor-in-chief of the Idaho Law Review, was recognized for her remarkable career that included serving as secretary of the U.S. Securities & Exchange Commission. Her work, in the words of the SEC's then-chairman, "set an exemplary standard for public service on behalf of America's investors and capital markets." The Alumni Hall of Fame award was created in 1962 and recognizes alumni who have achieved national or international distinction by their accomplishments and leadership. Past College of Law alumni inducted into the Hall of Fame include Senator James A. McClure '50, HON '97; Reginald R. Reeves '52; and Dennis E. Wheeler '66, '67.

Yuan Receives Distinguished Service Award

GEORGIA YUAN '85, deputy general counsel for post-secondary education and regulatory service at the United States Department of Education, received the Distinguished Service Award from the National Association of College and University Attorneys (NACUA) during its 50th annual conference in Washington, D.C. This award recognizes individuals who have given extraordinary service both to NACUA and to institutions of higher learning over an extended period of time, whether in legal or other capacities.

Ms. Yuan joined NACUA in 1991, and served on its board of directors from 1998-2000 and again from 2003-2008. In 2006-2007, Ms. Yuan served as NACUA's president, and was the first Asian-American to hold that office. As president, Ms. Yuan facilitated the association's strategic planning process, setting NACUA's course of action for the next few years.

In addition to her law degree from the University of Idaho, Ms. Yuan also holds a degree in geology from Oberlin College and a master's degree from Stanford University. In 1994, Ms. Yuan became general counsel at the University of Idaho and served here for nine years. In 2003, she became the first general counsel at Smith College in Northampton, Mass., before joining the United States Department of Education in 2010.

Black Law Students Association Holds First Soul Food Feed

The Black Law Students Association held a Soul Food Feed last spring. The event was a festive occasion where students, faculty, staff, and members of the local community enjoyed an extensive menu of Southern favorites, including barbecued chicken, fried chicken, baby back ribs, sweet potatoes, collard greens, black-eyed peas, corn bread and peach cobbler. The dishes were donated by local restaurants or prepared by students.

Kan Kalin, a local African drum and marimba band provided entertainment. "The Soul Food Feed is a chance to celebrate diversity from throughout the Palouse," said Brandon Brown '11, BLSA president. "The event drew in undergrads, grad students, and professors from both Moscow and Pullman. It was a huge success and we are hoping to make it a tradition we can look forward to every year."



College of Law Awards Public Interest Law Fellowships

The College of Law awarded ten law students Public Interest Law Fellowships (PILF) this summer. The PILF program provides stipends for students performing unpaid law-related public service during the summer.

Isaak Stafford '12 worked at the Ada County Public Defender's office in the misdemeanor division where he assisted attorneys in their work with clients.

"Typically, I was assigned to work with the attorney who had the most clients on their calendar," Stafford said. "I sat in on meetings with the clients and facilitated communication between the prosecutor and public defender when needed."

Stafford also helped save time for the people he worked for by handling paperwork at all stages of the process, something he saw as a basic but important part of his work.

"[Handling paperwork] didn't require a great level of skill, but it allowed the public defenders to spend more time with their clients," Stafford said.

Jennifer Hearne '11 worked for the Idaho's federal pro se unit and participated in the process of drafting a summary judgment motion for the court.

"It was an interesting exercise to write on behalf of the court, rather than as an advocate for the prisoner or for the prison," Hearne said.

Hearne was also able to see the pro se process as part of a group observing a panel of representatives for prisoner cases. Hearne expressed appreciation for her fellowship and how it helped ease the financial pressure of taking a valuable, yet unpaid, summer internship.

"The experience was incredibly valuable to me," Hearne said. "It provided me with insights about the role of the court (as opposed to the lawyer) that are not necessarily spelled out in law school. In addition, I have a new appreciation for the challenges faced by pro se litigants as well as the challenges the court faces when determining how to rule on their unique issues."

Stafford also expressed gratitude for his fellowship, citing his work with both attorneys and clients as beneficial to his development as a future attorney.

"I am grateful for this opportunity because I feel the work I was able to do was of great importance," Stafford said. "I was able to help protect important



constitutional rights and show clients that I care, and to many, that seems to make a difference. It was also rewarding to be able to lighten [the attorneys'] loads, even if only a little bit."

The importance of promoting and supporting pro bono work is a central focus at the College of Law. Support for the PILF program comes from private gifts and a major grant from the Idaho Law Foundation. If you would like to make a contribution to the program, contact Stephen Perez, development coordinator, at (208) 885-6423 or sperez@uidaho.edu.

SUMMER PUBLIC INTEREST FELLOWSHIP RECIPIENTS

Sally Butts '11 – Native American Graves Protection and Repatriation Act Review Committee, National Parks Service; Washington, D.C.

Sandy Flores '11 – Idaho Legal Aid (Boise)

Jennifer Hearne '11 – United States District Court for the District of Idaho, Pro Se Unit

Erin Hodgkin-Tomlin '11 – Northwest Justice Project

Jacob Kent '11 – Idaho Legal Aid (Lewiston)

Eugenia Ojeda '11 – 2nd Judicial District Attorney, Albuquerque, New Mexico

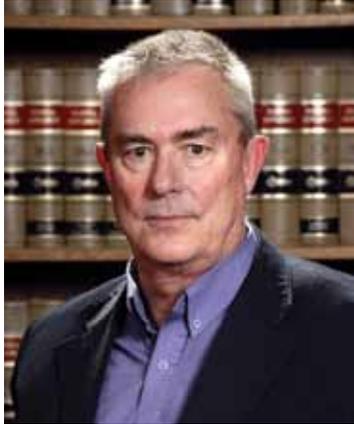
Zaida C. Rivera '11 – Catholic Charities of Idaho, Citizenship and Immigration Services (Nampa)

Kartikey Pradhan '12 – Idaho Legal Aid (Boise)

Isaak Stafford '12—Ada County Public Defender's Office

Aaron Tribble '12 – Clerkship, Idaho magistrate judges

James Macdonald Retires



When Professor James “Jimmy Mac” Macdonald arrived in Moscow in 1975 to teach, he had no idea he would stay long enough to retire.

“Retirement never occurred to me when I was hired here at age 31,” Macdonald says. 35 years later, Macdonald began a new chapter in his life when he retired last spring.

Reminiscing about what brought him here in the first place, Macdonald remembers a meeting he had with Dean Al Menard in 1974.

“[Menard] was a great man and perhaps the most important in my life, considering what has followed since he ‘found’ me 36 years ago in a Dallas corporate skyscraper,” Macdonald says.

Macdonald did corporate, securities and tax work at a large law firm where he, in his words, “helped rich people and their companies get richer.”

After being hired by Menard, he made the move to Moscow. “Moving to Moscow from Dallas was a huge

adjustment,” Macdonald says. “I had spent my first 31 years entirely in and around big cities like L.A., San Francisco and Dallas. At first, I felt like I was ‘on the moon.’ It seemed so small and remote.”

One of Macdonald’s favorite memories from his time at the law school was during a visit from United States Supreme Court Justice Antonin Scalia when he spoke at the Bellwood Symposium in 2000.

“He was very generous with his time and even co-taught a Federal Courts class with me,” Macdonald says. “He didn’t share many of my views, but he did seem to love my addressing him as Professor Scalia.”

Macdonald says many things have changed since he first began teaching in 1975, including the role of women.

“Women [now] are equal participants as students, professors, and lawyers,” Macdonald said. “That was far from the case in 1975. There were no women lawyers in the large Dallas firm I left ... none.”

The growth in communications technology over the past three decades is another aspect Macdonald has witnessed during his time at the law school.

“Law practice was more fun when responses were by ‘snail mail’ rather than back-in-your-face immediately by some modern ‘communications’ technology,” Macdonald said.

Macdonald plans to spend his retirement doing what he loves.

“I plan to be retired,” Macdonald said. “I will do much of the usual – take care of our five acres, golf, travel, hang with friends and read non-legal materials!”

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Sheldon A. Vincenti

1938-2010

To honor Dean Vincenti's long history of service to the College of Law, the Faculty approved a special resolution to establish the Sheldon A. Vincenti Award for Exemplary Service to the University of Idaho College of Law. Dean Vincenti served as a faculty member from 1973-2002, including serving as dean from 1983-1995, and he continued to teach until 2008.

The award will be given from time to time to recognize "persons whose extraordinary and exemplary service to the College of Law reflects the spirit of devotion, loyalty, and commitment to the betterment of the College of Law, embodied by the accomplishments of Dean and Professor Emeritus Sheldon A. Vincenti."

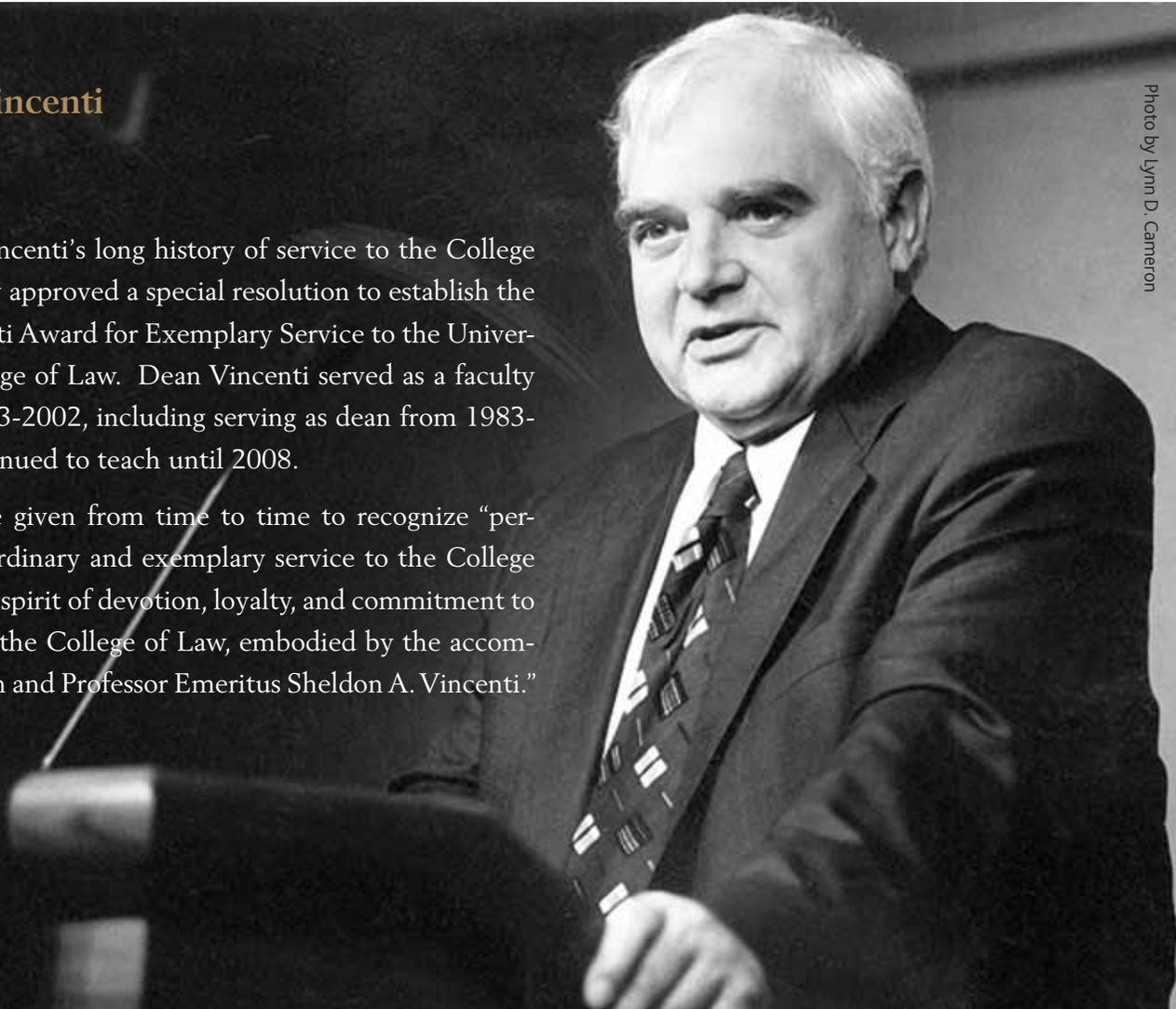


Photo by Lynn D. Cameron