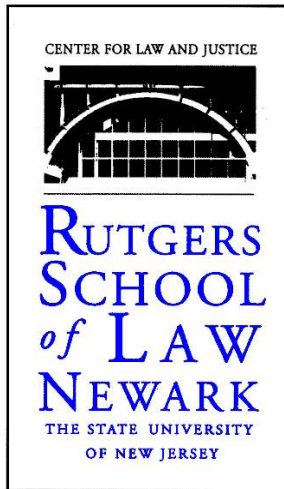


RUTGERS LAW SCHOOL NEWS

October 2002



Professor Goldberg Takes AALS Best Scholarly Paper Award

Suzanne B. Goldberg, Assistant Professor of Law and Director of the Women's Rights Litigation Clinic, has won the annual Scholarly Papers Competition sponsored by the Association of American Law Schools (AALS). Goldberg's entry, entitled "Equality Without Tiers," was chosen Best Scholarly Paper out of a field of more than 50 submissions. The winning paper, which challenges the U.S. Supreme Court's current approach to equality jurisprudence, will be published in the April 2003 *University of Miami Law Review*.

Goldberg graduated *cum laude* from Harvard Law School and subsequently clerked for New Jersey Supreme Court Justice Marie Garibaldi. She joined the Rutgers faculty in 2000 after almost nine years as a senior staff attorney for the Lambda Legal Defense and Education Fund. She has published several articles on gay rights, workplace rights, and international human rights, and co-authored the book *STRANGERS TO THE LAW: GAY PEOPLE ON TRIAL*. Goldberg teaches Civil Procedure, Jurisprudence, Sexuality and Law, and Employment Discrimination.

Library of Congress Program Brings Russian Legal Educators to Rutgers

The law school will host a delegation of five leading Russian legal educators in their Nov. 2-10 visit to the metropolitan area. The visit is sponsored by the Open World Program of the Library of Congress. Recent judicial reforms in Russia have heightened that country's interest in using practice-based teaching in its law schools and judicial education institutions.

Rutgers is one of only six American law schools selected to participate in this program. "The Rutgers clinical education program is nationally regarded for teaching law students excellent practice skills along with the importance of legal work on behalf of the poor and under-represented," states Marcia Levy, Clinical Professor of Law and director of the school's Eric R. Neisser Public Interest Program. "Hosting the Russian delegation is part of our growing effort to share Rutgers clinical education expertise on an international basis." Rutgers currently has a "sister" relationship, involving exchange of faculty and students, with three law schools in Russia and one in Serbia.

The delegation's Rutgers visit will include: attending classes on Copyright & Trademark, Property, and Election Law; viewing students representing clients in judicial hearings of election law cases on Election Day; visiting Essex County Superior Court; and a mock trial.

Associate Dean Ronald Chen Honored By ACLU-NJ

Ronald K. Chen, Associate Dean for Academic Affairs, has received the Roger N. Baldwin Award from the American Civil Liberties Union of New Jersey for his outstanding contributions to the preservation and promotion of civil liberties. Chen has served on the New Jersey affiliate board and currently serves on the national board and the Executive Committee of the ACLU. Since beginning his volunteer work in 1988, he has worked as cooperating attorney on behalf of the ACLU-NJ in numerous cases addressing such issues as free speech, the

establishment clause, due process, and search and seizure. Most recently, he was the lead attorney in the Rutgers Constitutional Litigation Clinic's lawsuit challenging the secret detention of non-citizens in New Jersey jails.

Chen received his J.D. degree with high honors from Rutgers-Newark, then clerked for the Honorable Leonard I. Garth, U.S. Court of Appeals for the Third Circuit. Before joining the Rutgers faculty in 1987, he was associated with Cravath, Swaine & Moore. He is a member of the editorial board of the *New Jersey Law Journal*, the New Jersey Supreme Court Advisory Committee on Professional Ethics, the New Jersey Supreme Court Ad Hoc Committee on Bar Admissions, and the Lawyers Advisory Committee of the U.S. Court of Appeals for the Third Circuit. Chen teaches Contracts, Federal Courts, Church-State Relations, and Mass Media Law.

FACULTY NOTES

The summer issue of *Human Rights* includes **Assistant Professor Karima Bennoune's** article "Who Takes Responsibility? Afghan Women's Human Rights and the Role of the United States." On Oct. 18-19, Bennoune served as a commentator at "A 'War Against Terrorism': What Role for International Law?" a conference organized by the *European Journal of International Law* and the University of Michigan Law School. She was a panelist at the University of Iowa's *Journal of Gender, Race and Justice* Oct. 26 conference on the impact of U.S. foreign policy on gender, race and justice in the world.

Professor Norman Cantor authored "Death, Dying, and the Law," Chapter 35 in ROSNER'S PRINCIPLES AND PRACTICE OF FORENSIC PSYCHIATRY, 2d ed. On Oct. 11, Cantor presented "Applications of Ethics and the Law to People with Disabilities" at the Disability Ethics Workshop sponsored by New Jersey Health Decisions. The presentation was part of a joint effort with Gloria Ramsey, director of the Program on Legal Aspects of Practice at NYU's Division of Nursing.

The bi-weekly column on topical legal issues that Professor **Professor Sherry Colb** writes for writ.findlaw.com now appears on cnn.com as well.

MORAL IMPERIALISM: A CRITICAL ANTHOLOGY, new from New York University Press, features a chapter by **Professor Claire Dickerson** on "Harm to the Individual as a Norm in International Commerce: A Human Rights Perspective."

Professor Gary Francione was keynote speaker at the September national conference of the Friends of Animals. Francione's essay entitled "Animal Rights and the Status of Animals as Property" will be included in the book ANIMAL RIGHTS: LAW AND POLICY, to be published by Oxford University Press.

On Oct. 11 **Assistant Professor Suzanne Goldberg** served on a panel on "Lesbian, Gay, Bisexual and Transgender Issues in Academia" at the National Lesbian and Gay Law Association's annual Lavender Law conference, held in Philadelphia. Goldberg was also a guest lecturer in a Sexuality and Law course at Barnard College.

Barbara Hoffman, legal research and writing instructor, delivered a keynote address on the

employment and insurance rights of cancer survivors at a conference sponsored by Thomas Jefferson University Hospital, Philadelphia.

On Sept. 29 **Professor Tanya Hernandez** presented “The Racialism of Gender Dominance” at a Feminist Legal Theory Workshop held at Boalt Hall, the University of California at Berkeley Law School. Hernandez also participated on Oct. 22 in the first of a series of discussions entitled “Nuestra Realidad: Issues in the Law,” sponsored by the City University of New York School of Law Chapter of the Hispanic National Bar Association.

Professor Alan Hyde talked about the new law and economics of high-velocity labor markets in his Oct. 2 keynote address at the XII Inter-American Conference of Ministers of Labor, held in Montreal. The theme of the conference was “New Employment Relationships and the Digital Divide.”

A review of Friedman’s AMERICAN LAW II by **Professor Gregory Mark** appears in the Autumn 2002 issue of *The Green Bag*.

Professor James Pope discussed “Workers’ Constitutional Rights and the Role of Labor in Broader Social Change” at the Labor Voices/Labor Tech Conference held at the City University of New York on Sept. 28. His Oct. 8 presentation at the Forum on the Politics of Food, sponsored by the Fox Leadership Program, University of Pennsylvania, was entitled “Workers’ Constitutional Rights and the Problem of Low-Wage Labor in the Food Industry.”

“Treaties in Collision? The Biosafety Protocol and the World Trade Organization” by **Assistant Professor Sabrina Safrin** was published in the July issue of *The American Journal of International Law*.

Professor George Thomas contributed the “Grand Jury” entry in the ENCYCLOPEDIA OF CRIME AND PUNISHMENT, vol. 2.

The Institute on Education Law and Policy (IELP), the interdisciplinary, law school-based project headed by **Professor Paul Tractenberg**, has received funding from five New Jersey foundations for a meeting of experts on school choice policy. The meeting is the first stage of the Institute’s school choice project, entitled “Setting the Stage for Informed, Objective Deliberation on School Choice.” Tractenberg has made presentations to the Joint Committee on Public Schools, the Public Education Institute, the Newark Committee of Advocates and several other organizations about the IELP study, released in June, on the state takeover of local school districts. Tractenberg is also serving as a member of the New Jersey Education Commissioner’s working group on state takeover.

Staff Attorney Jennifer RosenValverde of the Special Education Clinic will spend the first two weeks of November in Novi Sad, Serbia as part of the Eric R. Neisser Public Interest Program’s Balkan Law School Initiative. She’ll teach skills classes related to clinic work and family law and will attend a conference in Budapest.

STAFF & STUDENT NEWS

Associate Dean Fran Bouchoux '87 has been reappointed to the New Jersey Supreme Court Committee on Women in the Courts and designated vice-chair for the 2002-2004 term. Bouchoux had served as committee vice-chair for the 2000-2002 term.

Kenneth Padilla '95, Assistant Dean and Director of the Minority Student Program & Externships, is identified as a leading example of Latino philanthropy in a new publication issued by the Hispanic Federation. Padilla is one of eight Latinos and Latinas profiled in *Abriendo Caminos* for their “exemplary leadership, vision, and a deep commitment to issues ranging from education to the arts.”

Edna Baugh has joined the law school in the newly-created position of assistant director for clinic administration. Baugh holds a B.A. in economics from Hartwick College and a J.D. from Vermont Law School. Her previous positions include corporation trial counsel for the city of East Orange, associate attorney with Medvin & Ellberg, and managing partner with Stephens & Baugh.

Additionally, Baugh has been appointed to represent the Garden State Bar Association on the New Jersey Supreme Court Committee on the Tax Court. She will serve for the committee’s 2002-2004 term.

Information Technology Director Karen Fromkes received the New Jersey Technology Council’s Business Advisory Committee’s Award for dedication to Bridging the Gap students. The Bridging the Gap program provides an intensive, 40-hour a week information technologies training program that focuses on computers, programming, and support. Fromkes taught seminars in help desk management, hosted tours, and hosted interns upon their graduation, exposing them to a working computer support environment and giving them the opportunity to question managers, clients, and computer support specialists.

The American Society of Composers, Authors, and Publishers (ASCAP) has awarded First Prize to student **Christopher A. Andrew** for his research paper entered in the 2002 Nathan Burkan Memorial Competition at Rutgers Law School-Newark. Andrew’s paper is entitled “Home Recording and Space-Shifting: Defining the Rights of Consumers and Copyright Owners in the Increasingly Intimidating World of Digital Music.” Andrew also received letters of congratulations from Governor McGreevey, and Senators Corzine and Torricelli.

RUTGERS-NEWARK LAW IN THE NEWS

Professor Frank Askin was quoted by numerous print media, including the *New York Times*, *Wall Street Journal*, *Washington Post*, UPI, Gannett, *Star-Ledger*, *Trenton Times* and the *Press of Atlantic City* and interviewed by radio stations WNYC (the Brian Lehrer Show), ABC, 101.5 FM and the Voice of America concerning the replacement of Robert Torricelli by Frank Lautenberg as the Democratic candidate for U.S. Senate and litigation over the move.

The *Trenton Times* (Sept. 29) featured a comment by **Associate Clinical Professor Tom Borden** on plans by the McGreevey administration to launch an aggressive environmental enforcement policy. On Sept. 25, NJN News did a story on a case the Rutgers **Environmental**

Law Clinic is working on called Milligan Farm. A *Star-Ledger* editorial (Sept. 25) about nominations to the Pinelands Commission noted that nominee Ed Lloyd is a former director of the Rutgers Environmental Law Clinic.

A comment by **Associate Dean Ronald Chen** was included in a *Los Angeles Times* article (Oct. 2) on litigation over the state senatorial election. Chen was profiled in the *Star-Ledger's* Oct. 4 "Industry Insider: Business of Law" column. The Oct. 28 *New Jersey Law Journal* reported his Roger N. Baldwin Award from the ACLU-NJ and quoted him on a circuit court ruling in an ACLU-NJ religious freedom case.

An article in the *Christian Science Monitor* (Sept. 16) about a renewed emphasis on enforcement by the IRS featured a quote by **Professor Charles Davenport**.

The September 2002 issue of *Corporate Governance Fund Report* included a comment by **Professor Claire Dickerson** on Computer Associates' actions in a proxy fight.

Professor Jon Dubin discussed the impact of legal problems on low-income people for an Oct. 27 *Star-Ledger* article about a Legal Services of New Jersey survey.

The September 2002 *Student Lawyer* article on loan repayment assistance programs noted the broad-based student support at Rutgers that led to creation of the LRAP in 1997. The article featured comments by **Financial Aid Coordinator and LRAP Administrator Nicky Fornarotto** and '01 graduate Marnie Glaebberman.

The July 29 *Philadelphia Inquirer* included a quote from **legal research and writing instructor Barbara Hoffman** about a New Jersey Appellate Division ruling that extended workplace protection to mastectomy patients under the state's Law Against Discrimination.

Professor Alan Hyde commented on workplace race discrimination lawsuits for an article in the Sept. 16 issue of *New Jersey Business* magazine.

An Oct. 21 *Record* article about a lawsuit over a college's withdrawal of a scholarship offer to a high school athlete quoted **Associate Clinical Professor John Kettle**.

A photo of **Professor Howard Latin** in Namibia is part of the Fall 2002 Rutgers-Newark *Connections* article on the summer travel experiences of R-N faculty. The article noted that Latin's non-profit EcoVitality runs safaris to raise funds for African wildlife conservation.

The *Star-Ledger* (Oct.10) quoted **Professor Gregory Mark** in an article about the investigation of Bristol-Myers Squibb by the U.S. Attorney's Office.

Professor Paul Tractenberg was quoted in an article in the October *Governing* magazine about the use of private fundraising to enhance public schools. A *Star-Ledger* article (Oct. 3) on appointments to the Newark advisory school board cited the state-commissioned report, written principally by Tractenberg, on returning three New Jersey school districts to local control. Tractenberg explained some of the legal aspects of New Jersey's takeover of local school districts in the Oct. 21 *Rutgers Focus*.

Efforts by **Clinical Professor Penny Venetis** and the **Constitutional Litigation Clinic** to keep town parks open to all of the public were the subject of an Oct. 10 article in the *Record* and an Oct. 15 *Record* editorial that supported their threatened lawsuits should several Bergen County towns not change their exclusionary policies.

EVENTS

At the recent annual Law Library Tea, **Associate Dean and Director of the Law Library Carol Roehrenbeck** and other library faculty and staff demonstrated the new Virtual Reference service that allows librarians to answer questions from remote users electronically. On Nov. 8 the Law Library will host a conference on “Reference Services in the Digital Era” with guest speaker Professor Jana Varlejs of the library and information services department, Rutgers School of Communication, Information and Library Services.

The Dean’s Alumni Practice Series, an ongoing program sponsored by the **Office of Career Services**, highlights for students the professional opportunities that exist in a variety of practice areas. Entertainment law/West Coast practice was the focus of the first program, held Sept. 30. The featured speaker was David Keneipp ’79, vice president of legal affairs for Fox Television Stations.

On Oct. 10, the **Minority Student Program (MSP)** held the first of several events in commemoration of its 35th anniversary. Approximately 100 alumni from every decade as well as current students attended the MSP Alumni Reception. During the reception, Donita Judge ’03 and Vanessa Brown ’04 shared their experiences as current MSP students, while guest speaker Oliver Quinn ’75 talked about the importance of the MSP and the law school’s commitment to the program. The 35th Anniversary MSP Banquet will be held Thursday, April 10, 2003. For further information or to be put on the MSP alumni list, call Elvirra Gallashaw at 973-353-5644.

Faculty, students and staff participated in the Oct. 30 **Town Meeting on Iraq**, moderated by Saul Mendlovitz, Dag Hammarskjold Professor of Peace and World Order Studies Emeritus. Speakers were Professors Karima Bennoune, John Payne and Keith Sharfman, and John Burroughs, Adjunct Professor and Director of the Lawyers Committee on Nuclear Policy.

The **Voter Assistance Project**, an annual Election Day event organized by Professor Frank Askin and students from the Constitutional Litigation Clinic, brings Election Day Judges to the law school to resolve voting issues encountered at the polls.

“Careers in Public Interest Law” is the topic of a Nov. 6 panel at the law school sponsored by the **Public Interest Law Foundation**. The expertise of the speakers will touch on all sectors of public interest law – from fellowships and clerkships to careers in the private, public and government sectors.

A panel of the **Appellate Division of Superior Court of New Jersey** will hear arguments in the Baker Trial Courtroom on November 20. The law school is hosting the Appellate Division six times during the 2002-2003 academic year.

