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Valparaiso University Law School

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## Alumni News: Vol. 2, No. 1

Valparaiso University School of Law

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Valparaiso University School of Law

# Alumni News



Vol. 2 Issue No. 1

Editor: Louis H. Bartelt, Jr.

September 1979

## Letter From The Dean

Dear Alumni:

The 1978-79 academic year was busy at the School of Law. It ushered in our Centennial celebration, which, in conjunction with the recent regular re-evaluation of the School by its accreditors--the American Bar Association and the Association of American Law Schools--has led us into a process of introspection and thought about the future. To that end, we have received a generous grant from the Aid Association for Lutherans, which will help us fund a major planning program, including the services of outside-consultants on a number of issues of great import to the direction of the School.

That major planning effort, however, will stand upon a substantial foundation of thought and action already undertaken by the law school and University both. Some of that has been reported to you already and more is presented in this issue of the Newsletter. Perhaps the most profoundly significant by-product of our recent advancement is our very much expanded need for space for the 1979-80 academic program. In response to that need, the University is making available to the law school for temporary use about 2,500 square feet of additional space on Old Campus. Beginning this Fall, a significant center of important law school activity will be established in Lembke Hall, including the clinical program, some classroom and seminar space, several faculty offices, a variety of student activities, and some library facilities. For the Clinic, which has operated during the past year by itself as the only law school program located outside Wesemann Hall, the new Lembke center will mark a decided improvement. We intend the Lembke facility to work as a viable and substantial part of the School with its own resources of interaction, while retaining close ties to Wesemann Hall function. We realize, nevertheless, that operating two centers of activity on opposite ends of the campus will cause inconvenience. Accordingly, our major planning program will include as a high priority the reuniting of all our educational functions.

Among the specific causes of our space pressure has been the 50 percent increase in faculty size since 1976 and the significant expansion of library and administrative support services. For example, I am pleased to announce that we will be adding three faculty members in the Fall, Professors Ivan Bodensteiner, Bert Goodwin, and Seymour Moskowitz. Many of you already know Professor Bodensteiner, who is returning to lead the team that is developing our exciting new first year curriculum (described in greater detail elsewhere in this newsletter) and Professor Moskowitz, who is returning on a one-year visiting appointment and will be teaching labor law courses. An honor graduate of the University of Chicago Law School, Professor Goodwin comes to us from Washington, D.C. where he has served as General Counsel to the Federal Aviation Administration, and as counsel to the Airline Pilots Association. He will be teaching in the administrative law area and in the public law aspects of the first-year curriculum. More detailed biographies appear elsewhere in this newsletter.

Last year, I reported to you the establishment of our professionally-run Placement Office and I know that many alumni have been contacted by its Director, Mildred Kristowski, and have used its services. This year, we are experiencing a dramatic upswing in our admissions program, due in no small part to the efforts of Gene Hennig and his committee of alumni volunteers who have been contacting admitted students. While it is impossible as yet to make any final evaluation of the incoming class, almost fifty percent more admitted applicants have sent in tuition deposits this year than last. We are adding a full-time Director of Admissions who will be responsible for working with the Hennig committee to continue these fine student recruitment efforts. The new Director will be actively sending out information about the School to applicants, pre-law advisors, and others. Bruce Van Heukelem, a high-ranking member of the class of 1979, has accepted that post. The admissions process is discussed more fully inside.

The Library is changing significantly as well. In an important element of our new space arrangements, we are adding an extensive new office, seating, and stack area to the Library this summer by utilizing the ground-level space in the new wing, as had been planned when that wing was built in 1976. Elmer Hess, our Law Librarian for seven years, has resigned to take a position in Moellering Library where he will be in charge of the University's technical and scientific collections. We shall miss Mr. Hess but recognize that his new position represents an important step in his professional development. A search has begun for his successor. In the interim, Matthew Downs, who has been serving as Assistant Librarian, will be Acting Librarian.

On a matter of continuing alumni interest, we now have used the funds earlier donated by your Association for the purchase of videotape equipment, and have acquired a video cassette recorder and monitor. We shall be seeking shortly to acquire the video camera that will complete our equipment, but already have used the existing equipment with University-owned cameras to great effect. Videotape has become an important teaching tool for Legal Problems, Trial Advocacy, and the Clinical Program. In the coming years, we expect its use to increase further, and we have begun to develop a library of pre-recorded tapes.

On the other side of the ledger, I regretfully note that tuition at the School of Law has been increased substantially for the 1979-80 academic year. That decision was difficult for the law school and University to reach, and drew upon the counsel of students and faculty as well as that of the School of Law Board of Visitors. It was essential, however, if we were to be able to sustain the progress that I have already described, and to begin eliminating the deficit at which the School recently has been operating. Simultaneously, we were able to increase financial aid no less dramatically, so that it will continue to be the case that no student who wishes to attend Valparaiso and who meets our admissions criteria will be forced, for financial reasons, to seek law training elsewhere.

## CENTENNIAL LECTURES ON LEGAL EDUCATION

*President Robert Stevens of Haverford College*

**October 3, 4, 5, 1979 at 2:30**

**HOMECOMING WEEKEND October 5 - 7**

**Annual Meeting of Law Alumni Association Board of Directors October 6**

**Annual Law Alumni Dinner and Meeting October 6**

**DETAILS FORTHCOMING**

Turning again to the happier side of things, the Centennial observation was launched on March 29 with a lecture by the Reverend Richard Neuhaus, a noted sociologist and senior editor of *Worldview*. To a University audience gathered in our Courtroom, he spoke on the interaction of morality and law and the purposes of a law school such as ours in a university that retains its religious ties. Later, Professor Edward Gaffney of the Notre Dame Law School led a combined group of law school and Theology Department faculty and students in discussion with Dr. Neuhaus. The University commencement speaker this year also participated in our Centennial celebration. Associate Justice John Paul Stevens of the Supreme Court of the United States gave the commencement address. Additionally, *The Cresset*, will be devoting its entire October issue to the law school Centennial.

Also, in October, during the week preceding Homecoming, President Robert B. Stevens of Haverford college, will deliver a funded lecture series at the School of law. All alumni are invited to attend, and I strongly urge you to save that week. A former Yale law professor and Provost of Tulane University, President Stevens is perhaps the most eloquent speaker of our era on the history of legal education.

In another high point, Valparaiso was host in March to the 1979 Midwest Regional Client Counseling Competition of the American Bar Association. Our team took first place in that contest and went on to the national competition. I am proud to report that the team, consisting of Eric Lewis and Glenda Drinkhahn, took second place nationally.

The remainder of this newsletter expands on some of the preceding topics, it will bring you up-to-date on the activities of the Faculty, and will report on the whereabouts of your classmates. I wish you good reading and hope you will share my optimistic view of our school's prospects for continued progress.

Have a good summer and we shall be seeing you in the Fall—at the Stevens lectures and at Homecoming.

Sincerely,

Charles A. Ehren, Jr.  
Dean

## The New First Year Curriculum

Marcia Gienapp

This fall, our incoming class will be participating in a program that will bear little resemblance to the courses which you worked through in your first year studying law. In addition to the traditional casebook basics of torts, criminal law, contracts, and property, students will be enrolled in a five hour per semester course entitled Problems and Perspectives in the Law. This ambitious undertaking incorporates both the course on legal writing and research and the introduction to the Federal Rules of civil procedure.

The basic philosophy of the new course will be learning through doing, expressed in the context of a model law firm. The students will begin to understand the rules of procedure as they draft pleadings, do discovery, and make motions in case files assigned to them. They will learn the interrelationship of the judicial, legislative, and administrative branches of government as they select the proper forum for the matters presented to the "firm." By interviewing "clients" and representing them in negotiations with their classmates, they will learn the importance of interpersonal dynamics. Ethical problems and questions of social values will surface periodically in the case files, allowing students to confront these hard questions in a setting designed for supervision and small group discussion.

Writing and research, traditionally a strong part of Valparaiso's first year curriculum, will continue to be emphasized. The students will produce more short written products for various members of the teaching team ("partners" in the firm). Oral skills will get more attention than they have in the past. In addition to the appellate argument, our students will be called upon to make more informal trial court arguments and presentations before legislative or administrative bodies.

Problems and Perspectives in the Law is obviously a tall order, but one that the faculty and present student body enthusiastically endorse. The teaching team is gearing up for the challenge. Ivan Bodensteiner, known to many of you, is returning to Valparaiso to direct the program. His insight and experience in federal courts will illuminate the pleading and practice portion of the course. Professor Bert Goodwin is joining the faculty in the fall and brings to the course many years as a lawyer in the federal government. Matthew Downs, Acting Librarian with degrees in both law and library science is responsible for teaching legal bibliography and legislation. I will be primarily concerned with teaching legal writing. Together with support from the entire faculty and twelve teaching assistants (who will enroll in a course-related seminar), we look forward to a dynamic year.

## Placement

It is too soon to tell exactly what success our expanded placement program has had in any but the most approximate sense. About 70 per cent of our graduates this year have reported that they had jobs already prior to graduation. More than 92 per cent of those taking the bar in recent years have passed on the first try. Perhaps most striking, however, is the range and nature of the jobs that people have found. Several students will be clerking for judges during the coming year, two for Judge Chipman (Indiana Court of Appeals) alone. Another has accepted a position as counsel with a major steel manufacturer.

A December graduate, Jack Johnson, is working for the Federal Trade Commission in Washington, D.C., and Susan Kellock, a May graduate, has accepted the position of Executive Director of the Equal Justice Foundation, a Washington-based public interest law foundation supported by pledges from attorneys. Here, again, the alumni have been most supportive, and Mrs. Kristowski has been most gratified by the response to her letters to all of you.

## Admissions

As of this writing, the Alumni Admissions Committee has been wildly successful in its program of contacting admitted students. We anticipate a large and exciting entering class, and are particularly gratified that in a year when law school applications were down by more than ten percent nationally (and, for that matter, here), so many of the people whom we've accepted seem to be planning to attend. The thanks here are due largely to the alumni who have participated in this program, and to Gene Hennig for his leadership. In the coming year, we will be asking for even more help on this front—contacting all applicants, not merely those already admitted—and hope that you will again generously contribute your time.

Gene will be backed up in the coming year by Bruce Van Heukelem, our new director of Admissions. A graduate of Calvin College, Bruce received the J.D. from Valparaiso in May. He has consented to work with us during the coming year, recruiting students and administering the admissions process. He was Articles Editor of the Law Review during his last year here, graduated at the top of his class, and served for the year as the student member of the Admissions Committee. We are delighted that he is joining us, and feel strongly that, as was the case when we convinced Mildred Kristowski to serve as Placement Director, we have found the single person most qualified for the job.



### Professor BERT GOODWIN

Professor Goodwin came to Valparaiso after an impressive career with the federal government.

He received his B.A. (general honors, 1954) and his J.D. (cum laude, 1957) from the University of Chicago. He is a member of the Order of the Coif, and was Managing Editor of the University of Chicago Law Review.

After graduation he entered the Air Force as a lieutenant in the military honors program for outstanding law school graduates. He rose to become Deputy General Counsel, the ranking career position for civilian attorneys in the Air Force. In 1975 he left that post to assume the position of Chief Counsel to the Federal Aviation Administration, an executive appointment in that office. He left the FAA in 1977 to become counsel to the Airline Pilots Association, and came to Valparaiso from there in 1979.

In 1970 Professor Goodwin received the S.M. degree from the Sloan School of Management of the Massachusetts Institute of Technology. He was named by the Secretary of the Air Force to be a Sloan Fellow in that program. He is an avid swimmer, and is admitted to the bar in Illinois, Florida, and the District of Columbia.



### Associate Professor IVAN BODENSTEINER

Professor Bodensteiner graduated from Loras College in 1965 (B.A., history). He attended Notre Dame Law School (J.D. 1968). Upon graduation from Notre Dame he joined the Legal Services Program of Fort Wayne, Indiana, where he served as Director.

He came to Valparaiso in 1972, where he taught federal practice and was director of the School's Clinical Program, becoming deeply involved in significant federal impact litigation. In 1977 he took a leave of absence from the School to act as a consultant to the Legal Aid Society of Hawaii, training attorneys in litigation skills. He returned to Indiana in 1978, where he was Director of Litigation for the Legal Services Program of Northern Indiana and the Legal Services Organization of Indiana.

He returned to Valparaiso in 1979 to direct the faculty team implementing the School's new first year curriculum. He is a member of the Indiana bar.

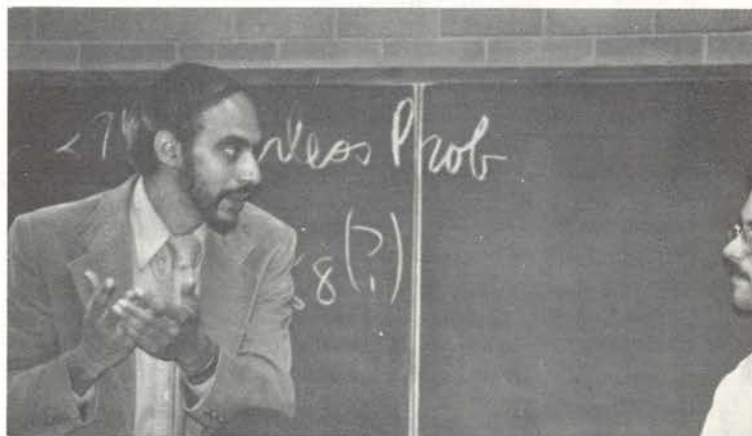


### Associate Professor SEYMOUR MOSKOWITZ

Professor Moskowitz graduated from Columbia University in 1963 (B.A., American History), and from Harvard Law School in 1966 (J.D.). After completing law school he worked for two years for V.I.S.T.A. in East Chicago, Indiana. He later worked for the Gary Legal Aid Society and with Project Justice & Equality, engaging in impact litigation in the federal courts.

Professor Moskowitz joined the faculty at Valparaiso in 1969 as an adjunct professor. His primary areas of interest were constitutional law, labor law, poverty law, and supervision of students in the School's clinical program. In 1975 he left Valparaiso to serve as Lawyer-in-Residence at the University of Massachusetts and as an adjunct professor at Northeastern University Law School. During that period he also served as Director of Services for the Handicapped for the State of Massachusetts (Newton-Wellesley-Weston catchment area). In 1978 he emigrated to Israel where he worked as a farmer on Kibbutz Givat Brenner.

During 1979-80 Professor Moskowitz has returned to Valparaiso as a visiting member of the faculty to teach labor law and to supervise clinical placements in that field. He enjoys hiking, camping, skiing, and diving. He is a member of the New York, Indiana, and Massachusetts bars, and has been admitted to practice before the Court of Appeals for the Seventh Circuit and the U.S. Supreme Court.



1908 - Last October, the Edgar Illinois County Bar Association sent a delegation to carry its greetings to Harvey Gross, who was 99. The oldest member of the Illinois State Bar Association, Mr. Gross attended the law school when its founder, Mark L. DeMotte still was dean.

1957 - Roland Herrmann is a Circuit Judge in McHenry County, IL.

1958 - James Butcher, who practices in Kokomo, is an Indiana State Senator.

In one of the first cases interpreting the Fair Credit Reporting Act and one which will have national import, a federal court jury awarded damages in excess of a quarter of a million dollars to Don Prevallet's client in her suit against Equifax, Inc. The amount is believed to be the largest ever rendered by a jury in a northeast Arkansas civil proceeding.

1967 - Charles Fleck, Presiding Judge, Domestic Relation Division, Circuit Court of Cook County and former member of the Illinois House of Representatives, recently published an article in the *Chicago-Kent Law Review*. The title of the article is, "Child Snatching by Parents: What Legal Remedies for 'Flee and Plea'?"

1968 - Raymond Nimmer is an Associate Professor and Associate Dean for Student Affairs at the University of Houston School of Law.

1971 - George Walsh has been made a partner in the Wall Street law firm of Gould and Wilkie.

1973 - Andrew Rodovich is the new Chief Deputy Prosecutor in Lake County, Indiana.

1974 - Timothy Anderson is working for West Publishing Company. Mark Rau is in the private practice in Ft. Collins, Col.

1975 - John Pera, who has been associated with the firm of Greco (James, '68) and Gouveia (Gordon, '70) since graduation, recently wrote and passed the California bar examination.

1976 - Donald Dettman has become a partner in the law firm of Small, Small, & Dettman in St. Joseph, Michigan. Richard Miller, '77 is an associate with the law firm.

The law firm of Christopher A. Nuechterlein & Clare Kragel Nuechterlein, '79, announced the Birth on April 21 of a new member, Carl Christopher.

1977 - Information about the class of 1977 is unusually comprehensive because colleague Marcia Gienapp requests it of her classmates and publishes a newsletter four times a year. We urge all alumni to send us news about themselves or other alumni.

- Robert Bowen spent several months in the office of United States Senator Richard Lugar. Bob is now with the Indiana Legislative Reference Bureau. There is speculation that he might run for Congress.

Ann Bowman recently left the office of the Indiana Attorney General, Theodore A. Sendak, '58 to join the legal staff of Whiteco Industries in Merrillville, Indiana.

David Capp practices with Cohen & Thiros (Nick, '57) in Gary, Indiana.

George Carberry, who clerked for Indiana Appeals Court Judge Robert H. Staton for a year, has returned and has joined the Merrillville law firm of Thomas, Burke, Dyerly, and Cuppy.

Michael Cork is in the corporate practice with Norwich-Eaton Pharmaceutical Company in Norwich, New York.

Richard Eichfeld has formed a partnership with four Marquette graduates in Milwaukee, Wisconsin.

David Foelber has opened his own office in Valparaiso. He and Chris (Walther), Nursing '74, have a year-old son, Jonathan.

Ronald Geiersbach is in the trial division, juvenile department in the Franklin County, Ohio, Prosecutor's Office. His wife is a first-year law student at Ohio State.

Ann Hartmann has opened her own practice in Evanston, Illinois where she lives with husband, Craig.

John Lee has been with Chicago Title & Trust for almost two years.

John Lohrmann practices law in Walla Walla, Washington with Herbert Freise, '39, the father of Eric Freise, '76, who is with a Seattle law firm. John Junke, '79, has joined the Freise & Lohrmann law firm.

William Longer, '77, and Michael Morow have formed a partnership and are now practicing in Hobart, Indiana. Mike clerked for Indiana Supreme Court Justice Alfred Pivarnik, '51, for a year.

Ruth Anne Lusthoff is married to James Brendemuhl, '75. She practices with her brother while Jim continues his association with another law firm.

Gregory Lyman is working for a Lake County, Indiana, law firm.

William Maakestad is teaching Business law at Ferris State College in Michigan.

Nancy Meyer worked for a lawyer in St. Petersburg, Florida while husband, Alfred, '50, was a visiting professor at Stetson University College of Law. Nancy's employer also maintained a practice in veterinary medicine. Unique? The Meyers are now back in Valparaiso.

Shawn Rosscup is working in the Legal Services Program in Rochester, Indiana where husband Tom Kragh practices law.

Greg Schroeder is an Assistant Attorney General in Missouri. For the past year, Randy Sproule has been clerking for Indiana Court of Appeals Judge Rober H. Staton.

Joanne Tapocsi has opened her own law office in Valparaiso

Michael Weiss is an assistant prosecutor in Saginaw, MI.

After eight months as a solo practitioner, Paul Wenzloff formed a partnership with another attorney in Bay City, MI.

After two years with Legal Services in Chattanooga, Tennessee, Leland Willis left to join the legal staff of Union Carbide.

1978 - A new associate in the Valparaiso law firm of Hoepfner, Wagner & Evans is Richard Browne.

Dennis Carlson is an associate in a Wyoming, Michigan law firm.

Michael Cook is a County Judge in Plymouth, Indiana.

David Geisler is the Prosecuting Attorney of Jasper County, Indiana.

Another solo practitioner is Cynthia Hedge, who has opened an office in Michigan City, Indiana.

David Heritier, who practices in Columbia City, Indiana, was elected judge of the Whitley County Court.

John E. Johnson and Melissa D. Nelso were admitted recently to the Michigan bar.

Michael Kurtis is practicing in communications law with a Washington, D.C. law firm. Rhonda Levin Kurtis is an attorney with the National Automobile Dealers Association.

1979 - Kurt Armstrong is clerking for the Circuit Court Judges of Berrien County, Michigan.

Ned Curtis has been admitted to the graduate program at the Georgetown Law Center in Washington, D.C.

John A. Johnson is with the Federal Trade Commission.

Lis Cohen and Daniel P. Murphy have entered private practice in Valparaiso.

## Necrology

1911 - Harold D. Cheever, Milford, New Hampshire  
Grover C. Pennell, Monterey California

1912 - Herman Dehnke, Harrisville, Michigan

1913 - George W. Padbury, Jr., Helena, Montana

1914 - Harry H. Gemuend, Ionia, Michigan

1915 - Stephen Barton, Burton, Missouri

1917 - Joe S. Hall, Scotlan, Arkansas

Frank E. Trobaugh, West Frankfort, Illinois

1918 - James M. Reeves, Caruthersville, Missouri

1927 - John J. Laskosky, Merrillville, Indiana

1930 - Clarence H. Anderson, Everett, Washington

1951 - James Mason, Land 'O Lakes, Wisconsin

Nicholas (Nick) Senak, Merrillville, Indiana

## Faculty News

Professor Baepler, who for the past year has held a joint appointment in the School of Law and the Department of Theology, has been appointed by President Schnabel to be Vice President for Academic Affairs of the University. He will continue to teach one course in the School of Law each year. He is also the Chairman of the Council for University Priorities and Planning, a recently-formed, University-wide advisory committee to the President.

Professor Bartelt is completing work on his history of the School of Law, a portion of which he delivered as an address at the Convocation that marked the opening of the School's Centennial celebration.

Professor Berner has been working as a Special Deputy Prosecutor on a pro bono basis for the State of Indiana in its criminal prosecution of the Ford Motor Company (the "Pinto case"). Ford's recent motions to dismiss the case were recently denied, and the case appears to be heading for a Fall trial date.

Professor Brietzke successfully defended his doctoral dissertation at the University of London and was awarded the Ph.D. in law. He has actually made good on his boast that he would write a major book review for each issue of the Law Review, as those of you who subscribe probably have already observed. He is the author of the chapters on Ethiopia for the Annual Survey of African Law, volumes 7-9, and is serving as the Chairman of the African law Ass'n of the U.S.

Dean Farago has had book reviews published in the Chronicle of Higher Education and the National Law Journal. During the spring he presented a paper to the annual meeting of the Association for the Study of Higher Education, and completed the taste-testing of

several recipes that will appear in the forthcoming book *Junk Food*. He is serving as Chairman of the Section on Law and Education of the Association of American Law Schools, and is completing work on a major law journal article on jurisprudence.

Professor Gienapp has just been promoted to Assistant Professor. During the 1978-79 year her article on Indiana Trial Rule 59 was published in the Law Review.

Professor Hiller's article "Language, Law and Culture" was published by the Law Review. He served as a panelist at the 1979 Annual Meeting of the African Law Ass'n of the U.S., and participated in an A.B.A. workshop on international relations. He was invited to participate in the State Department's Scholar-Diplomat Program, and served on Senator Bayh's advisory committee on selection of federal judges. In addition, the photographs he took of works in the University's art collection have recently been issued as note cards and post cards.

Professor Kmiec has completed work on a book review for the Law Review, and is in the process of researching two other articles. He has served as a consultant to Department of Public and Environmental Affairs, Indiana University Northwest, on legislative and legal aspects of the Coastal Zone Management Act. In addition, his son, Keenan, was born during the school year.

Professor Levinson was promoted to the rank of Associate Professor. Her article on the rights of the learning disabled was published in the Law Review, and has already been cited in an article on a related topic in the Harvard Law Review. The Seventh Circuit sustained her appeal of the decision in *Mackey v. Stanton*, which she argued on behalf of Project Justice and Equality. The appellees have sought a writ of certiorari from the U.S. Supreme Court.

Professor Long was promoted to the rank of Assistant Professor. She is a continuing participant in the Project for Study and Application of Humanistic Education in Law, and attended the 1979 Workshop on Clinical Law Teaching of the Association of American Law Schools.

Professor Martz, also a participant in the Project for Study and Application of Humanistic Education, delivered a paper on the right of privacy to the Institute for Theological Encounter for Science and Technology, which will be published by that group.

Professor Stevenson suffered a heart attack late in the Spring but appears to be on the way to a full recovery. He continues work on his book on Indiana evidence law to be published by West.

Professor Stith has completed a chapter for a volume of essays edited by D. Horan, D. Mall, and T. Hilgers. His topic was "The Problem of Public Pretense." In addition, his commentary on Prof. Martz' paper will be published in the ITEST conference proceedings. He is participating this summer in an invitational seminar sponsored by the National Endowment for the Humanities and led by Professor Morton Horwitz of Harvard Law School.



Herbert Stride, Esq. ('57; right) in conversation with Associate Justice John Paul Stevens of the United States Supreme Court during President's Luncheon, 1979 Commencement.



Left to right: Medi Hoover, Esq. ('76); Herbert Stride, Esq. ('57); Associate Justice John Paul Stevens of the United States Supreme Court; Hon. Luther Swygert, Judge, United States Court of Appeals for the Seventh Circuit.



Alan S. Morrisson, Esq. ('62; right) and Hon. James Letsinger ('62; left) at Deans' reception for Class of 1979.



Lucy Hubbard's recent birthday party. Left to right, front row: Linda Berner, Bruce Berner, Lucy Hubbard, Kathleen Evans, Linda Moskowitz. Back row: Jack Hiller, Diane Swygert, Donald Evans.