

# AMICUS

UNIVERSITY OF COLORADO LAW SCHOOL

FALL 2013





# WELCOME TO THE CLASS OF 201

2321	Applications	24%	Diverse students
890	Admitted	114	Undergraduate colleges
184	Class size	31	States (and D.C.)
162	LSAT score (median)	34%	Colorado residents
3.58	Cumulative GPA (median)	44%	Women



# Amicus

VOLUME XXIX, NUMBER 2, FALL 2013

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**T**HE "NEW NORMAL" CAPTURES THE IDEA THAT, AFTER A SIGNIFICANT EVENT, THE OVERALL EN-



THE REALITIES OF TODAY'S LEGAL MARKETPLACE HAVE created new burdens and







“I AM THRILLED TO BE COMING HOME TO COLORADO to help lead the renowned American Indian Law Program,” said Carla Fredericks, a newly appointed associate clinical professor at Colorado Law. “I look forward to guiding students through a hands-on introduction to legal practice, one that will give them valuable skills in working across the varied and complex subject matter that is Indian Law.”

Fredericks, an enrolled member of the Mandan, Hidatsa, & Arikara Nation of North Dakota, directs the Colorado Law’s American Indian Law Clinic. The clinic is designed to provide students with significant learning experiences in American Indian Law while serving tribal and urban American Indian communities. In addition, Fredericks joins Associate Professor Kristen Carpenter as co-director of the American Indian Law Program (AILP). The AILP serves as the umbrella organization for Colorado Law’s academic offerings, practice-based opportunities, and community outreach activities in American Indian Law.

At Colorado Law, Fredericks leads a class in which students have the opportunity to represent American Indian tribes, organizations, and individuals in a variety of matters. Fredericks was previously of counsel to Fredericks, Peebles and Morgan LLP, where she focused on complex and appellate litigation and Native American affairs, representing Indian tribes and organizations in a variety of litigation and policy matters. Fredericks also served as lecturer-in-law at Columbia Law School in New York, where she taught Legal Practice in Indian Law, which focused on developing research, writing and appellate advocacy skills, and worked with the National NALSA moot court competition team. Previously a partner at Milberg LLP in New York, Fredericks founded Milberg’s Native American practice and directed the firm’s human rights litigation.



# Colorado Law Engages With Denver's Legal Leadership

**W**HILE THE PRIMARY MISSION OF COLORADO LAW remains teaching and developing high quality attorneys, the school also is committed to leading and facilitating a candid discussion about important challenges facing the legal profession. In an effort to engage leaders from different sectors of the legal marketplace, third-year law student and U.S. Marine Corps officer Kevin Brown ('13) teamed up with Dean Phil Weiser to conduct three roundtable discussions during the 2012-2013 academic year. Each roundtable focused on a different challenge facing the legal industry: leadership and culture, hiring and recruiting, and law firm organizational struc-

**P**REPARED LAW STUDENTS TO THRIVE in the New Normal is no small feat. Fortunately, Colorado Law's faculty is made up of experienced, dedicated, and resourceful professionals who provide a highly individualized law school experience for each student. Whether they are helping students make strategic decisions about which classes to take or connecting students with alumni, professors at Colorado Law take full advantage of the low 9.68:1 student to faculty ratio. As a result of a highly personalized legal education, Colorado Law graduates are well-situated to leverage the opportunities presented by the New Normal.

For Associate Professor Kristen Carpenter, who teaches Property and serves as co-director of the American Indian Law Program, individualizing law school means helping students figure out where they fit in the legal world. While acknowledging that all students need to acquire foundational legal skills, Carpenter believes that a quality legal education accomplishes more.

"All law students need to develop a baseline skill set including mastery of doctrinal materials and analytical reasoning, along with facility in legal research, client counseling, oral advocacy, and writing." — Kristen Carpenter

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**A** DJUNCT FACULTY MEMBERS ARE CENTRAL

# Schaden Chair in Experiential Learning Transition

**O**FFERING EXCEPTIONAL EXPERIENTIAL LEARNING OPPORTUNITIES is one of the many ways that Colorado Law is preparing students for the New Normal. To ensure the continued excellence of our experiential learning offerings—which include clinics, externships, moot court and mock trial, the Public Service Pledge, and a select number of practice-focused courses—each year a new faculty member is named the Schaden Chair in Experiential Learning and tasked with overseeing experiential learning at Colorado Law.

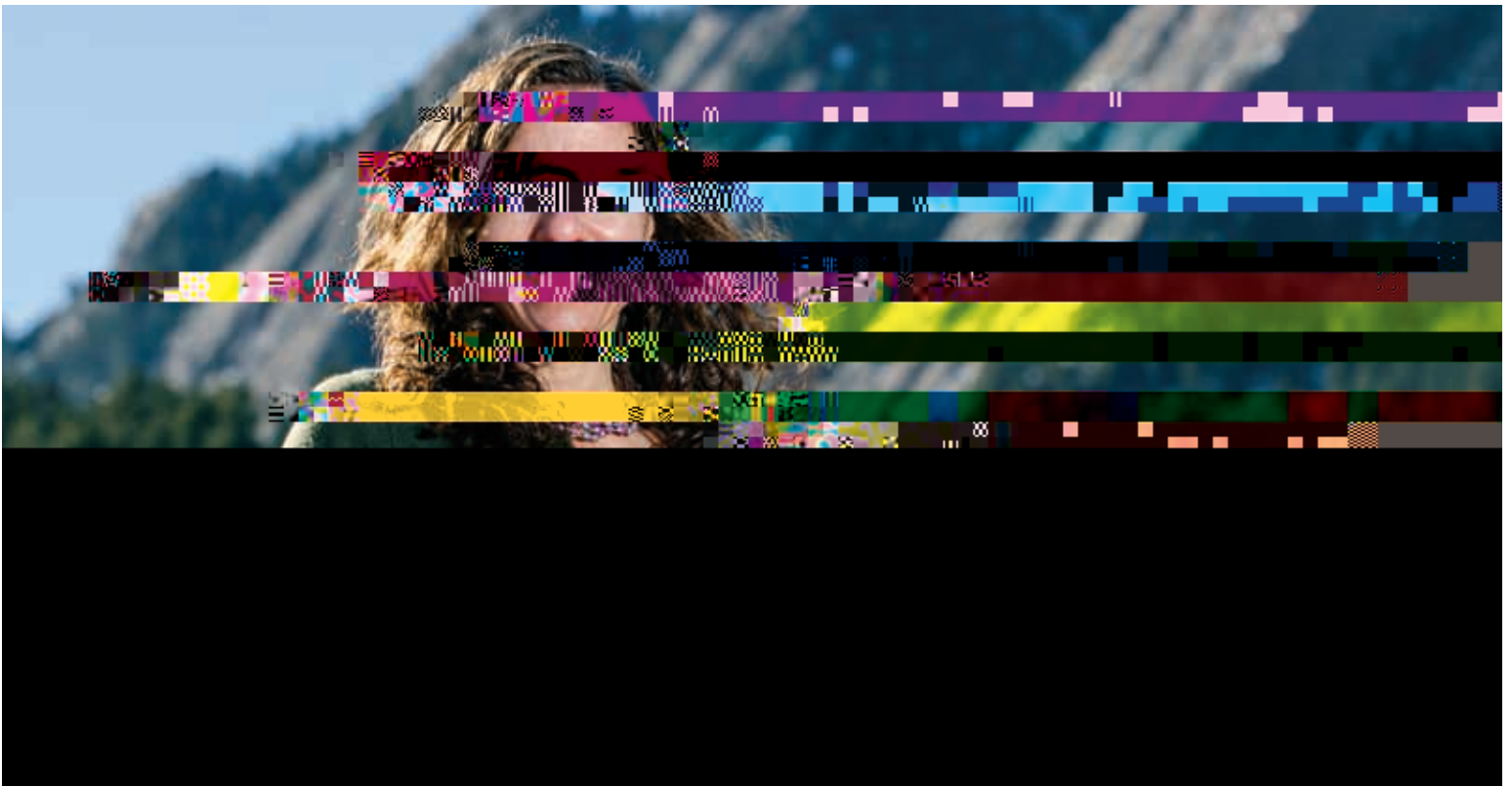
As the Schaden Chair in Experiential Learning for the 2012–2013 academic year, Professor (Mimi) Wesson led the law school in making experiential learning opportunities more available and meaningful for students. Professor Wesson, for example, worked closely with the competitions program, helped develop experiential one-credit and winter session courses, and represented Colorado Law in national discussions on experiential learning. “Mimi’s leadership as our first Schaden Chair was inspired and innovative,” said Dean Phil Weiser. “We appreciate her service and look forward to her continued contributions to Colorado Law.”

Starting in the 2013-2014 academic year, Professor Sarah Krako will serve as the new Schaden Chair. Building on the momentum that Wesson created, Krako looks forward to working collaboratively with her colleagues and continuing to strengthen the connection between the classroom and experiential learning. “I think all good teachers instinctively use various kinds of experiential learning applications in their classrooms,” Krako explained. “One of the things I hope to do is talk to my colleagues about what they are already doing, and figure out how to support them with respect to their own teaching goals in this regard.”

“Another goal of mine is to help bridge the gap between different kinds of learning within our curriculum by, for example, linking experiential learning in our live-client clinics with the important intellectual skills that are taught in lecture classes and seminars,” Krako concluded.

by Laura McNabb ('12)

We link experiential learning in our live-client clinics with the skills that are taught in lecture classes and seminars.



Sarah Krako

# Engaged Scholarship

IN THE MIDST OF THE CHALLENGES FACED BY LEGAL EDUCATION in the New Normal, some are calling for a reduced (or eliminated) commitment to legal scholarship. At Colorado Law, schol-





# Sandra Day O'Connor Shares an Evening with Colorado Law

COLORADO LAW PROUDLY WELCOMED former U.S. Supreme Court Justice Sandra Day O'Connor to speak at the third annual Stevens Lecture on Constitution Day, September 17, 2013. Hosted by the Byron White Center for the Study of American Constitutional Law, the Stevens Lecture brings a distinguished jurist to Colorado Law each year. Joining Justice O'Connor on stage were former Chief Justice of the Arizona Supreme Court Ruth McGregor and former Colorado Supreme Court Justice Rebecca Love Kourlis. Professor Melissa Hart, director of the White Center, led the discussion and took questions submitted by listeners from around the state. Prior to the Stevens Lecture, Justice O'Connor met with high school students at North High School in Denver, undergraduate students of the Presidents Leadership Class, and law students at Colorado Law.

Starting from humble beginnings, Justice O'Connor went on to serve in all three branches of government. As she grew up on a remote cattle ranch in Arizona, her parents eventually sent her to El Paso, Texas to live with her grandparents because her parents lived very far from any school.

After earning both her undergraduate and law degrees from Stanford, she called every potential employer listed on an 'employment board' at the school. Not one offered her so much as an interview because she was a woman. Describing the job prospects for women, she remarked, "Thank goodness times have changed. Back then there was not even a glimmer of hope for a job." Professor Hart then drew laughs with her observation, "Well, you went on to one or two good ones."

Indeed, Justice O'Connor served not only as an assistant attorney general for Arizona, but she also served as the first female senate majority leader in the state. Then, while running for an elected judicial office, she was successful in a ballot initiative to change the election system to merit selection for judges. The topic remains a concern for Justice O'Connor; in fact, all of the Justices expressed concern about the threat judicial elections pose to an independent judiciary. Other concerns included the lack of a Westerner on the U.S. Supreme Court and a declining emphasis on civics in school.

Justice O'Connor also shared interesting stories from her time on the Supreme Court, including meeting Justice (and All-American CU football player) Byron White. "I shook his hand and I thought I was going to die on the spot. He just grabbed that hand and squeezed. I almost yelled out." However,



# Training Legal Entrepreneurs For the New Normal

**F**UELED BY THE GREAT RECESSION



# Faculty Highlights

## EMILY CALHOUN

Next year, after 24 years at Colorado Law, Professor Emily Calhoun will retire as a faculty member. However, she continues her role as one of two faculty ombudspersons on the Boulder campus. A faculty ombudsperson, among other things, trains faculty in dispute resolution, facilitates conversations, and mediates a range of individual and group conflicts that affect faculty.

## ERIK GERDING

Associate Professor Erik Gerding has a new book, *Law, Bubbles and*



# Invest in Colorado Law

**C**OLORADO LAW HAS INDEED ENTERED A NEW ERA—the New Normal. In the Old Normal, state support funded 20 percent of Colorado Law’s operations; law firms hired a significant number of graduates each year; tuition and student debt were both at manageably low levels; and support from only a small portion of our alumni was sufficient to meet our needs.

Those days are gone, and Colorado Law needs support from its alumni and friends now more than ever. As this issue of Amicus details, times have changed for Colorado Law. State support has dwindled to less than four percent of annual expenses, and tuition is up to \$31,500 for in-state students, leading our students to graduate with an average debt load of over \$100,000.

**WE NEED YOU TO INVEST NOW AND TO HELP POSITION COLORADO LAW AS A NATIONAL INNOVATOR IN THE CHANGING LEGAL ENVIRONMENT.**

To thrive in an ever-changing landscape for legal services and employment, Colorado Law needs your support. The Campaign for Colorado Law’s Future announced this past spring defines and targets our most core human capital needs, namely, support for additional scholarships, loan repayment assistance, retaining and attracting top faculty members, and enhancing our programs.





# Honor Roll

We gratefully acknowledge gifts and pledge payments given from July 1, 2012 through June 30, 2013, at the Giving Society Levels below. Thank you to these alumni and friends of the school who made a leadership level gift last fiscal year. We strive to provide a complete and accurate list. Please contact us at [lawgiving@colorado.edu](mailto:lawgiving@colorado.edu) should you notice an omission.

## INDIVIDUALS

IRA C. ROTHGERBER, JR. SOCIETY (\$10,000+)

Anonymous (3)

Joe Boyer

Jessica and Christopher Brown

Dan Caruso

Richard Collins and Judith Reid

Libby Cook

Brian and Kathleen Dolan

Brian and Kari Du y

Brad Feld and Amy Batchelor

Hugh and Jeanne Gottschalk

Dale and Patricia Hat eld

Otto Hilbert and Frederica Wolfe

William and Lynda Johnson

Gary Kleiman and Elisa Moran

Dick and Nancy Knowlton

Cheryl and Bill Leone

Evelyn McClearn

Jim and Carole McCotter

Jason Mendelson

Florence J. Phillips

Tom and Stacey Ray

Ronald Sandgrund and Cheryl Barr

Richard Schaden and Boni Lonnsburry

John H. Schultz

Steven and Sally Sommers

Peter and Kathleen Tenhula

Christina Bearman Von WtE3(o)nso

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## DEVELOPMENT

### CORPORATIONS AND FOUNDATIONS

\$100,000+

Google Inc.  
Green Fund  
Level 3 Communications, Inc.  
Microso  
Walton Family Foundation

\$50,000 - \$99,999

AT&T Corporation  
CenturyLink  
e Class Action Administration, Inc.  
Comcast Corporation  
Monfort Family Foundation  
e Piton Foundation

\$25,000 - \$49,999

Berg Hill Greenleaf & Ruscitti, LLP  
Faegre Baker Daniels Foundation  
Time Warner, Inc.  
Verizon

\$10,000 - \$24,999

AMG National Trust Bank  
Association of Corporate Counsel  
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CoreSite Realty Corporation  
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ExxonMobil Foundation  
Hitachi Consulting  
Holland & Hart, LLP  
Intrado  
Kenneth and Myra Monfort Charitable Foundation, Inc.  
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Law Class of 2013  
Liberty Media Corporation  
National Cable & Telecommunications Association  
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Patton Boggs Foundation  
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e New-Land Foundation, Inc  
tw telecom

\$5,000 - \$9,999

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e Entertainment So ware Association  
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Moye White, LLP  
Neustar  
Perkins Coie Trust Company, LLC  
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Reilly Pozner LLP  
Sheridan Ross PC  
Snell & Wilmer, LLP  
Squire Sanders US, LLP  
T Mobile  
Tendril Networks, Inc.  
United States Telecom Association  
Viacom International, Inc.  
ViaSat

\$1,500 - \$4,999

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Wilkinson Barker Knauer, LLP  
Wilmer Cutler Pickering Hale & Dorr  
Aurora Bar Association  
Berenbaum Weinshienk, PC  
Caplan and Earnest, LLC  
Colorado Women's Bar Association Foundation  
Dakota Legal So ware, Inc.  
Davis Wright Tremaine, LLP  
Du ord & Brown, PC  
El Pomar Foundation  
Ernst & Young Foundation  
First Western Financial, Inc.  
Kurtz Fargo, LLP  
Littler Mendelson. PC  
Quick Le , Inc.  
Rocky Mountain Venture Capital Association  
Sherman & Howard, LLC  
Simple Energy  
Spencer Fane Britt & Browne, LLP  
Steptoe & Johnson, LLP  
e enVision Foundation Fund  
e Ernest S. Madison Family Foundation  
e Merck Company Foundation  
TriWorth  
VMware Foundation  
Western Resource Advocates  
Wheeler Trigg O'Donnell Foundation  
Willkie Farr & Gallagher, LLP  
Xcel Energy Foundation

### HERITAGE SOCIETY MEMBERS

We appreciate the thoughtfulness of those who have included Colorado Law in their estate plans. For more information on how to become a Heritage Society member of if you have already included Colorado Law in your estate plans and are not listed below, please contact Ellen Goldberg at [ellen.goldberg@colorado.edu](mailto:ellen.goldberg@colorado.edu) or 303-735-3689.

Karl F. Anuta  
Richard and Luann Ball  
Christopher and Margot Brauchli  
James and Judith Brown  
omas B. Campion, PhD  
John and Elizabeth K. Cho  
Byron and Carlene Chrisman  
Kelly Cooper  
Frank and Katherine Damon  
Pat Furman  
Ann Getches  
Mimi Abrams Goodman  
Russell and Susan Haskell  
Dale and Patricia Hat eld  
John Hay and Ruth Murphy  
Jack and Andrea Hyatt  
William and Roxie Hyde  
Dennis Hynes  
Lawrence and Diana Linnen

Nancy J. Mellott  
Robert M. Moyers  
Cheryl Peterson and Richard Foley  
Susan S. Peterson  
John H. Schultz  
Norton and Judith Steuben  
Carlton and Susanne Stoiber  
Bradley Udall and Jane Backer  
Peter Wall  
Bill and Marie Wise

### CAMPAIGN FOR COLORADO LAW'S FUTURE COMMITTEE

We would like to thank the alumni who are helping ensure Colorado Law's future of excellence by serving on our campaign committee.

Garry Appel ('78)  
Betty Arkell ('75)  
Tom Brown ('64)  
Sheila Carrigan ('82)  
Marco Chayet ('97)  
Kelly Cooper ('02)  
Cecilia Curtis ('92)  
Darla Daniel ('01)  
Catherine Gundlach Gassman ('82)  
Mimi Abrams Goodman ('86)  
Cli Harrington ('72)  
Bob Hill ('70)  
John Howard ('87)  
Greg Kanan ('75)  
Will Kronenberg ('87)  
Bill Leone ('81)  
Michael McCarthy ('75)  
Brian Meegan ('97)  
Scott Peppet  
Laurie Rust ('06)

### GIVING SOCIETY LEVELS

Giving Society membership is based on cumulative gifts and/or pledge payments to any Law School fund during each fiscal year (July 1–June 30). Benefits are awarded in the following fiscal year.

#### IRA C. ROTHGERBER, JR. SOCIETY CONTRIBUTIONS OF \$10,000 AND UP

Recognition in Amicus  
Dean's insider newsletter  
Annual appreciation lunch  
Invitations to special events  
Dinner with the Dean  
Annual recognition gi

#### DEAN'S CABINET CONTRIBUTIONS OF \$5,000–\$9,999

Recognition in Amicus  
Dean's insider newsletter  
Annual appreciation lunch  
Invitations to special events  
Dinner with the Dean

#### DEAN'S CIRCLE CONTRIBUTIONS OF \$2,500–\$4,999

Recognition in Amicus  
Dean's insider newsletter  
Annual appreciation lunch  
Invitations to special events

#### DEAN'S CLUB CONTRIBUTIONS OF \$1,500–\$2,499

Recognition in Amicus  
Dean's insider newsletter  
Annual appreciation lunch

# Alumni of the Month

GARY JACKSON ('70)



# Letter from the Alumni Board Chair

**A**S COLORADO LAW STUDENTS FACE A NEW SCHOOL YEAR, law schools around the country face the proposition of adjusting to the New Normal. In order to survive and thrive, law schools must attract top caliber talent, provide students with an excellent return on their investment, and serve the community. While the New Normal presents many challenges, Colorado Law has a plan and is fortunate that it can rely on its cadre of students, alumni, and friends who showcase a motivated, enthusiastic, and service-oriented ethos—one of our greatest strengths.

Fortunately, because the New Normal is “new,” law schools stand on relatively equal footing. ose

# In Memoriam

FLORENCE S. BEST ('48) passed away of natural causes on April 30, 2013 at the age of 87. Best loved to garden and was a member of her neighborhood garden club. In addition, she was involved in Bridge Club and volunteered with the Dumb Friends League.

ROBERT H. BUCHANAN ('52) passed away on December 26, 2012. Buchanan joined the Navy during World War II after graduating from high school and was a member of the honor guard stationed aboard the U.S.S. Missouri, where he served on the battleship when the peace treaty with the Japanese was signed in 1945 in San Francisco. After receiving his law degree Buchanan worked in the oil and gas industry until retiring in the late 1980s to Maui.

RALPH MARKWELL CLARK ('52) passed away on January 18, 2013. Ralph was born in Grand Island, Nebraska in 1926, the youngest of four brothers. He retired from his law practice in 1980 to become a professional lobbyist with the Colorado legislature. Ralph had a great love of politics and was involved in many local and national political campaigns.

TOM CARNEY ('56) died on February 4, 2013. Carney was an accomplished attorney and was named president of the Colorado Bar Association in 1975. His dedication to Jefferson County was obvious in his role as county attorney.

JOEL DAVIS ('62) passed away on February 4, 2013. After graduating from law school, Davis was appointed Boulder Assistant City Attorney, a position he held until he became manager of the Boulder office of







'04

CHRISTINE M. GARRISON was appointed to serve on the board of directors for Work Options for Women.

Brownstein Hyatt Farber Schreck announced that EVAN ROTHSTEIN has joined the litigation group in their Denver office. Rothstein is well versed in all aspects of intellectual property litigation and has significant first and second chair trial and injunction experience in federal and state courts.

'05

KELLY MURPHY joined the Matthew C. Ferguson Law Firm as an associate attorney. Following law school, Murphy clerked for Colorado Supreme Court Chief Justice Michael Bender and served as a Deputy District Attorney in Boulder, representing the State in dozens of contested hearings.

'07

JACK MANKAMYER has joined Polsinelli's Denver office as an associate in the firm's real estate development practice. Mankamyer is on the board of directors for the Castle Rock Economic Development Corporation.

MICAH SCHWALB was elected a member of the Colorado Public Television board of directors. Schwalb is an associate in the Denver office at the international law firm of Greenberg Traurig LLP. He served as a member of the Governor's broadband council in 2010 and as a consultant to the Governor's innovation council in 2009.

BECKY SEIDEL, an attorney at Leaver Law Group, a boutique law firm dedicated exclusively to serving Colorado's charitable foundations and nonprofit organizations, joined the board of friends of Levitt Pavilion Denver. Levitt Pavilion Denver will be Denver's next great outdoor concert venue.

'08

Brownstein Hyatt Farber Schreck announced that KYLE BLACKMER joined its real estate group as an associate. Blackmer's practice will focus on commercial real estate transactions, with an emphasis on acquisitions and dispositions.

Meyer, Unkovic & Scott announced that MATTHEW R. LASEK has joined the firm's construction law and litigation group and the corporate and business law group as an associate attorney. Prior to joining the firm, Lasek handled an array of real estate matters, and also clerked at the U.S. District Court for the District of Colorado.

'09

Brownstein Hyatt Farber Schreck announced that TIFFANY A. UPDEGRAFF joined its litigation team as an associate. Her practice will focus on employment and civil litigation matters.

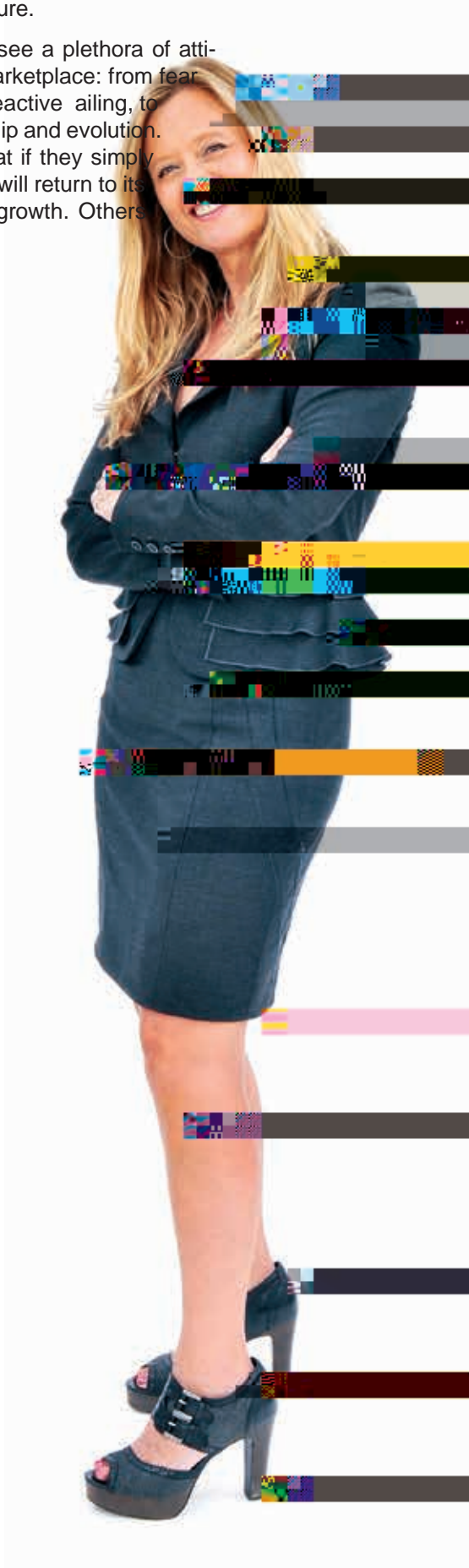
'11

After graduating in 2011, ANDREW BECHEL received his Tax LLM from

# Innovating in the New Normal

I believe in Colorado Law's vision for the future.

In my work as a consultant for law firms, I see a plethora of attitudes about change in the legal services marketplace: from fear and intransigence, to stumbling and purely reactive sailing, to courageous and innovative thought leadership and evolution. Some believe there is no New Normal—that if they simply hang on for the short term, the legal market will return to its previous pattern of relatively unrestrained growth. Others





# Colorado Law Action Plan

As Colorado Law looks toward the future, our core objectives remain simple: for Colorado Law to thrive. We must, at a minimum, continue to attract high-quality applicants, offer a high-value and affordable education to our students, and place students to satisfy good jobs after graduation.

## Vision

Make and improve Colorado Law as a nationally recognized innovator and the regional leader in creating legal landscapes based on the quality of our scholars, pedagogy, and curriculum, all of which deliver a high-value education, and serve our students and our varied communities.

[colorado.edu/law/action-plan](https://colorado.edu/law/action-plan)

UNIVERSITY OF