

SUFFOLK  
UNIVERSITY  
LAW SCHOOL  
ALUMNI  
MAGAZINE

# Suffolk **LAW**

WINTER 2014



## **> THE TECHNOLOGY OF LAW**

Preparing Law Students  
for the 21<sup>st</sup> Century

# SULS



**Suffolk** University  
Law School

# Connections

“As a recent alumna, I understand the importance of maintaining and building a professional network. My Suffolk education prepared me for my career, but my connection to Suffolk Law since graduation has kept my career moving.”

— **ELKE TRILLA PERKUHN JD '12**  
Associate, Tax Services  
Ernst & Young LLP

Get connected today at [www.suffolk.edu/law/alumni](http://www.suffolk.edu/law/alumni)

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“This is a very tough business for a woman to break into.”

— Kristen Kuliga JD '94



#### Writing in this magazine



**Sean P. Murphy** (“Bringing the Technology of Law Into Class”) has been a reporter and editor at *The Boston Globe* since 1991. He graduated from Suffolk Law as a night student in 1987 (back in the paper and pen era). He also teaches journalism at Suffolk University.

**Tom Mashberg** (“Playing in the Big Leagues”) is a Boston-based freelance journalist and former reporter and editor for *The Boston Globe*, the *Boston Herald* and *The New York Times*. He reports frequently on art crimes and is coauthor of *Stealing Rembrandts* (Palgrave).



**Jane Whitehead** (“Primed for Practice”) is a British-born writer based in Boston and New York. An Oxford University graduate and former manager in the U.K. National Health Service, her work has appeared in *The Boston Globe*, *ArchitectureBoston* and *The Horn Book Magazine*.

# Alert and Awake



AS LAWYERS, WE ARE TRAINED to look backward, to the past, as our system of precedent requires a constant check of the rearview mirror. But today, law schools must look forward. A tech revolution is rapidly changing the way law is practiced, promising opportunities in emerging legal fields and enhancing access to affordable legal services.

As we approach Black History Month, it's interesting to recall that the Rev. Dr. Martin Luther King Jr. warned, "There is nothing more tragic than to sleep through a revolution." For my part, I take seriously what he said—I want us to be awake and active during this revolution. At Suffolk Law, we have embraced technological innovation.

Last spring we launched our Institute on Law Practice Technology and Innovation (LPTI), and this fall the faculty unanimously approved a new concentration in Legal Technology and Innovation. I created the new institute because technology is transforming everything law related, creating opportunities and challenges for lawyers in every practice setting. The LPTI will offer programs, courses, public lectures and other resources designed to educate students, the legal profession and the public about technology's transformation of the practice of law and the delivery of legal services.

Similarly, the new concentration will prepare students for 21<sup>st</sup> century legal employment with specialized courses on legal technology like electronic discovery, virtual lawyering and legal project management. These include legal tech pioneer Marc Lauritsen's hands-on programming class "Lawyering in an Age of Smart Machines" and Jordan Furlong's new course "The 21<sup>st</sup> Century Legal Profession." We are rolling out a course on project management for lawyers to

teach law students how to employ many of the techniques that businesses use to make processes more efficient and effective. And we have added an ethics simulation course taught by Professor Andrew Perlman, LPTI's director, that will require students to operate a virtual law firm and solve problems using a virtual law practice management system.

Importantly, part of this technological revolution should aim to ensure the delivery of legal services to those most in need. For example, the students in Lauritsen's "Smart Machines" class create interactive apps to allow unrepresented people to generate legal documents. We hope that the new institute will facilitate the delivery of excellent, accessible and affordable legal services.

Critically, these changes will make our graduates more successful in a challenging marketplace. Our students will receive the traditional grounding in legal research, writing and analysis as well as acquire business and technology skills in such areas as cloud computing, data security and cybersecurity. We've also expanded our internship program to include nontraditional legal employment, such as e-discovery and automated document assembly companies to give our students a broader range of experience before graduation.

We are excited to be at the forefront of this new technological movement. As innovations continue to change the world around us, we choose to remain awake and engaged.

Sincerely,

Camille A. Nelson  
Dean and Professor of Law

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## Defending Whitey Bulger

**FOR MANY COURT WATCHERS**, the highlight of this summer's murder trial of James "Whitey" Bulger was the cross-examination of Bulger's ex-partner Steve "The Rifleman" Flemmi.

"At what point did you become attracted to your daughter?" defense attorney Hank Brennan JD '96 asked in his opening salvo. Rapid-fire questions followed about Flemmi's sexual relationship with his stepdaughter and her murder.

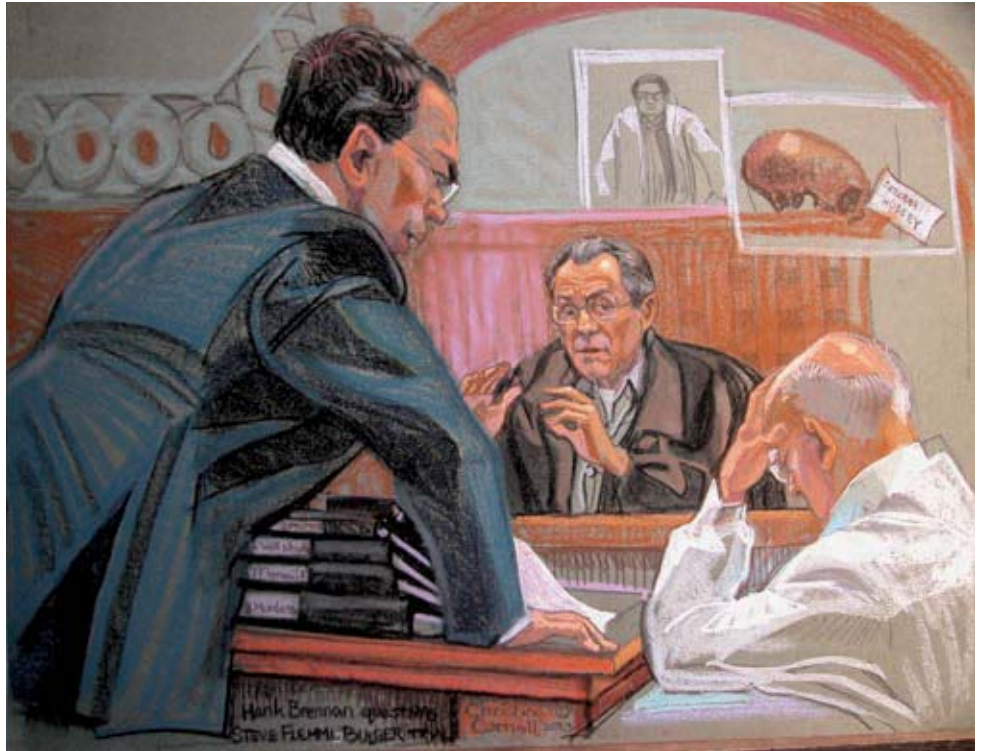
The *Boston Herald* called Brennan's cross-examination "masterful, almost to the point of being sadistic." *Massachusetts Lawyers Weekly* called it "jaw-dropping" and "one of the most compelling cross-examinations I've ever seen."

Brennan served as co-lead counsel for the Boston gangster during an eight-week trial in federal court in Boston. Bulger, who was the inspiration for the fictional mob boss played by Jack Nicholson in *The Departed*, was convicted of participating in 11 murders from the 1970s through the 1990s.

"I always thought the most intense type of law would be trial work and the most intense type of trial work would be criminal law," Brennan said. "Having someone's entire life in your hands is an intense obligation."

Known for consulting massive binders of materials during the Bulger trial, Brennan said he learned this kind of disciplined, meticulous analysis from the late professor Kate Judge at Suffolk Law. He also credited trial team coach Andrew D'Angelo for bringing him out of the library basement, where he practiced delivering closing arguments, and onto the path to being a trial attorney.

Trial advocacy Professor Tim Wilton, who remembers Brennan fondly, saw him again at this fall's Suffolk Law Alumni



Suffolk Law alum Hank Brennan questions Steve "The Rifleman" Flemmi during the federal murder trial of Boston gangster James "Whitey" Bulger.



**"I always thought the most intense type of law would be trial work and the most intense type of trial work would be criminal law. Having someone's entire life in your hands is an intense obligation."**

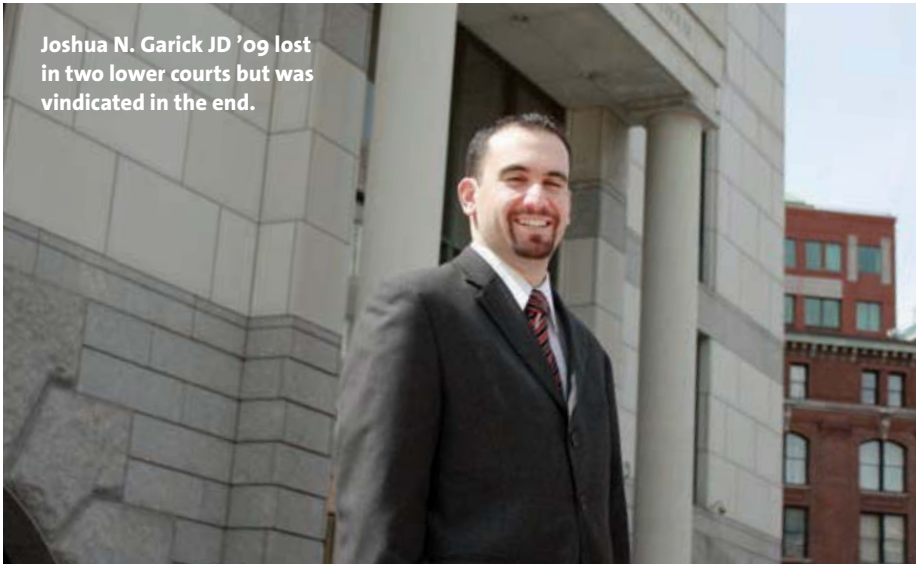
—Hank Brennan JD '96

Dinner, where Brennan was the keynote speaker.

Wilton was the coach for Brennan's trial team, which won the New England Regional Championship in the National Trial Competition but failed to win the National Championship. The American College of Trial Lawyers awarded all the regional champions a Lewis F. Powell Medal for Excellence in Advocacy, but Brennan gave his to Wilton, claiming he didn't deserve it if he did not win the National Championship. Wilton said he would hold it for him.

"Hank would stop by my office frequently in the years that followed," Wilton said. "As he was telling me about some trial he was doing, he would casually walk over to the window and turn the medal around so Lewis F. Powell's face was not looking at him. Sometimes I wasn't in when Hank dropped by, but I could always tell he had been there because the medallion was backwards on its stand."

— By Monica Jimenez



## Alum Takes Case from Suffolk Law Clinic to State's Highest Court

**JOSHUA N. GARICK JD '09** KNEW the odds would be long and the payday short when he took an obscure subsidized-housing dispute all the way to the Massachusetts Supreme Judicial Court.

But his tenacious four-year effort to save a disabled woman's housing paid off with a decision that goes a long way in protecting tenant's rights and a wealth of satisfaction for the Woburn-based litigation specialist.

Garick was part of Suffolk Law's pro bono Landlord-Tenant Clinic in 2008 when he came across the case of Elizabeth Rivas, a Chelsea, Mass., woman dependent on a monthly rental voucher for shelter. Rivas and five family members faced homelessness because, the Chelsea Housing Authority claimed, she had allowed her mother, who was moving to Massachusetts from Virginia, to stay as a guest in violation of agency rules.

With the guidance of professor Stephen J. Callahan and the university's legal services office, Garick took the case to Massachusetts Superior Court and the Massachusetts Appeals Court, arguing that Chelsea's imprecise housing regulations did not support the eviction.

Garick lost both times. He knew he "faced an uphill battle" when he made a request that the state's highest court review the decision because the SJC accepts but 4 percent of such requests.

But the SJC took the case and sided with Rivas, ruling that the regulation Chelsea officials applied "was unconstitutionally vague because it didn't inform Ms. Rivas when a 'household guest' became a 'household member,'" Garick said. More importantly, he said, the court set an important precedent by finding that state housing officials in general should not be granted "deference" to interpret inexact administrative rules as they see fit.

"This prevents housing authorities from becoming judge, jury and executioner, and allows the courts the ultimate discretion to interpret administrative regulations," Garick said.

Callahan called that outcome "an outstanding contribution" to Suffolk Law's clinical programs.

Read the complete court opinion at *Rivas v. Chelsea Housing Authority*, 464 Mass. 329 (2013)

— By Tom Mashberg

## 'Eye-opening' Internship on Texas–Mexico Border

**MEGAN E. MCCORMICK** KNEW HER FLUENCY in Spanish would be crucial when she traveled to El Paso, Texas to work as a 2013 summer law clerk at Paso Del Norte Civil Rights Project, which offers free legal help to poor clients, many of them Hispanic immigrants.

But a child-custody case involving a young deaf mother who was denied a legal interpreter at numerous court appearances showed her how profoundly language barriers can lead to injustice.

"Despite requesting such a service ahead of time, our client was forced to rely on the substandard sign language of friends or family members," said McCormick, now in her second year at Suffolk Law. "She came to us not only to alleviate her situation but to ensure that interpretation services would never be denied to another deaf person at a public institution in El Paso."

McCormick, a 24-year-old native of Newburyport, Mass., drafted the woman's petition and filed the case in court.

As part of the larger Texas Civil Rights Project, McCormick also helped domestic violence victims obtain legal status in the United States through the Violence Against Women Act.

"It was an extremely eye-opening experience to work with the deaf community and to learn more about the struggles they face that often go overlooked," said McCormick, who received a grant from the Texas Access to Justice Commission's Summer Internship Program and an Equal Justice America law student fellowship.

Her dedication and work ethic have caught the eye of professor Stephen C. Hicks, who describes her as "an outstanding young student" who excelled in his torts class and other areas.

"She is dedicated to helping people," he said. "She is exceptional because in the field of law many today are looking away from the needs of the public towards the profits of the corporate world."

— By Tom Mashberg



## Suffolk Law Has 8 Women Named ‘Top Women of Law’

**MASSACHUSETTS LAWYERS WEEKLY** selected Dean Camille Nelson as a Top Woman of Law for 2013, one of eight 2013 honorees with connections to Suffolk Law.

The honorees were chosen for their significant contributions to the legal profession and their status as role models for young women entering the field.

The magazine emphasized that Nelson promotes “a culture that fosters creativity and fresh perspectives.” Specifically,

the magazine highlighted the increase in racial, ethnic and gender diversity among both students and administration since Nelson took the helm of Suffolk Law in 2010. The magazine also cited Nelson’s work to strengthen the school’s law clinics and the \$10,000 annual scholarship she created out of her own salary.

*Lawyers Weekly* also recognized professor Kate Nace Day, specifically highlighting her efforts to understand and end the problem of human trafficking.

Day worked with a former student to launch the Human Rights and Sex Trafficking Film Forum in Boston. She also contributed to the recent publication of the first legal guide on the subject of Massachusetts human-trafficking law: *Representing Victims of Human Trafficking in Massachusetts: A Guide for Attorneys*.

In addition, *Lawyers Weekly* honored six Suffolk Law alumnae: Patricia M. Annino JD ’81, partner at Prince Lobel Tye LLP in Boston; Sarah N.A. Camougis

JD ’92, partner in the private equity and venture capital group at Edwards Wildman; Lisa F. Edmonds JD ’95, chief of the Domestic Violence Unit for the Cape and Islands District Attorney’s Office; Janis DiLoreto Noble JD ’05, general counsel for the Massachusetts Parole Board; Constantia T. Papanikolaou JD ’93, general counsel for the Massachusetts Department of Higher Education; and Katie Cook Rayburn JD ’99, associate in the Law Offices of Daniel W. O’Malley PC in Quincy.

## University Names Chief Diversity Officer

**SUFFOLK LAW’S FORMER DIVERSITY DIRECTOR** Nicole G. Price has been appointed chief diversity and inclusion officer for Suffolk University. She will oversee the university’s newly established Office of Diversity and Inclusion.



Most recently, Price was director of diversity, inclusion and affinity relations for Suffolk Law School and also served as interim dean of law admissions. She took on the new role in April 2013.

Prior to joining Suffolk Law, Price served as associate director for academic and multicultural affairs at Boston University School of Law; was an assistant county attorney in Prince William County, Va.; an associate in the Law Offices of Robert Weed in Alexandria, Va.; and an immigration attorney in New York City.

Price earned a law degree from the College of William and Mary School of Law and a bachelor’s degree in rhetoric and communications from the University of Virginia.

## Alumna Nominated as No. 2 in Navy

**JO ANN ROONEY JD ’87 WAS NOMINATED** by President Obama to become undersecretary of the Navy, the No. 2 position in the Navy Department.

Rooney currently serves as the principal deputy defense undersecretary for personnel and readiness, a post she took up in June 2011.

In 2010, Rooney was president of Mount Ida College, a small, private college in Newton, Mass., just outside Boston,

with a student body of about 1,300.

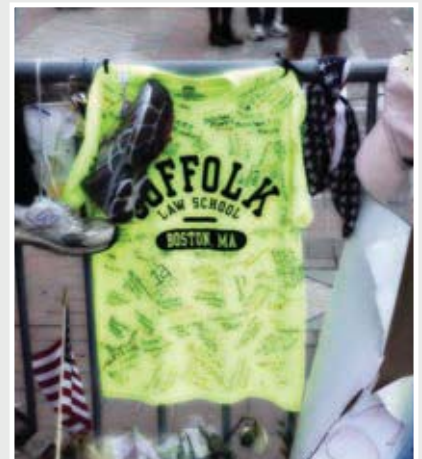
From 2002 to 2010, Rooney was president of Spalding University in Louisville, Ky.

From 1996 to 2002, Rooney served as chief counsel, chief operating officer, chief financial officer, and partner of The Lyons Companies in Waltham, Mass., according to the Pentagon.

The Senate has yet to confirm Rooney’s nomination.

## Tragedy at Marathon

This memorial to the victims of the Boston Marathon bombings was in Copley Square, less than a block from where the blasts killed three people and injured more than 140 in April 2013.



## Teaching Human Rights, Military Justice to the World

**LT. COL. RICK SINNOTT** is bringing justice to the world—one human rights lesson at a time.

Sinnott is an Army judge advocate general who leads Army reservists in missions overseas to teach foreign military officers and their legal advisors about the rule of law and democracy.

“There’s something wonderful about being a lawyer and being able to fight for good people,” said Sinnott JD ’90. “You have a voice and can stand up for the right thing.”

With support from Suffolk Law classmate and Navy JAG Corps member Capt. Greg Noone JD ’90, Sinnott started the Army Reserve Unit two years ago to teach legal topics such as human rights, armed conflict, military justice, anti-terrorism, and anti-corruption. Sinnott is the officer in charge of the Army Reserve



**Lt. Col. Rick Sinnott JD ’90 with Cesar Fwani Sasi Malanda, assistant to the president of the Democratic Republic of the Congo.**

Legal Command of the Defense Institute of International Legal Studies (DIILS), which is a branch of the Department of Defense.

Though the majority of his private legal practice is torts, Sinnott has been providing legal training for more than 25 years. While attending Suffolk Law, he taught foreign judges about

U.S. criminal law and worked at the police academy teaching recruits constitutional law.

“A lot of people get pushed around in this world,” Sinnott said. “Someone needs to stand up for them, whether in Africa or Boston.”

Sinnott emphasizes that international human rights has to be personal, not just

about numbers. For example, during a presentation on force in police response to the Boston Marathon bombings, one of the first images Sinnott shows is of 8-year-old Martin Richard, who was killed in the blasts.

“You look at this cute little boy in a Red Sox cap for a while, and that’s going to mean more to students than a statistic,” Sinnott said.

Sinnott learned this strategy from late professor Tom Lambert, a war crimes prosecutor at the Nuremberg Trials.

“Professor Lambert taught me that when you deal with a huge number like that, it’s just an abstraction. But when you talk about soldiers’ boots going up the stairs to pull Anne Frank out of her attic and put her to death, it becomes something a jury and an audience can relate to,” Sinnott said.

— By *Monica Jimenez*



**Associate Dean Chris Gibson with Chinese Ministry of Commerce Assistant Minister Zhang Xiangchen at the 18th annual U.S.-China Legal Exchange, which was held at Suffolk Law School on Dec. 6, 2013. Members of the U.S. Department of Commerce also attended.**

## Three Skills Programs in U.S. News Top 20

**SUFFOLK LAW HAS THREE SKILLS PROGRAMS** ranked in the Top 20 in *U.S. News & World Report’s* 2014 Best Law School Guide—the only law school on the East Coast to do so.

Suffolk’s Legal Writing program was ranked No. 5, Dispute Resolution came in at No. 12, and the Clinical Programs were ranked No. 17.

- It’s the sixth year in a row that Suffolk’s legal writing has been ranked in the Top 20.
- Clinical programs have placed in the Top 25 for six years running.
- Dispute resolution has earned a Top 20 spot for three of the last four years.

“The *U.S. News* rankings of our legal writing, dispute resolution, and clinical programs speak to a law school where academics and real-world legal practice skills interact to create a special kind of education,” Dean Camille Nelson said.

## Bruins GM Uses Law Degree to Do What He Loves

**FOR BOSTON BRUINS** General Manager Peter Chiarelli, the formula for success is simple: find your passion then find a way to put it to work.

Addressing roughly 70 students at Suffolk Law's Sargent Hall, Chiarelli spoke about how he was able to combine the law degree he earned from the University of Ottawa with his love for hockey.

**“When you’re passionate about something, you find the opportunities so you can continue being passionate.”**

—lawyer and Boston Bruins General Manager Peter Chiarelli

Chiarelli's winding career path started as a player for Harvard University's hockey team. After a short stint playing European hockey, Chiarelli turned his focus to scouting players and studying law.

Chiarelli believes it was in law school that he found a clear career path. He kept watching for talented players while

attending games and eventually became a rising star on the legal and business side of the National Hockey League.

His rise wasn't easy. Chiarelli said he worked his way through countless positions before becoming assistant general manager for the Ottawa Senators in 1999.

“When you're passionate about something, you find the opportunities so you can continue being passionate,” he said.

Chiarelli's visit to Suffolk Law on Oct. 7 came about following a reunion event in Boston organized by the University of Ottawa Law School, the alma mater of both Chiarelli and Suffolk Law Dean Camille Nelson. Nelson reached out to Chiarelli to talk about the intersection of hockey and law and asked him to come to speak about his career trajectory.

“I knew Peter would be a great draw, having so brilliantly combined his passions. He was a great player and now he's an exemplary attorney and strategist,” Nelson said.

His proudest moment was when the Bruins hoisted the



**Peter Chiarelli spoke at Sargent Hall about how he went from playing hockey for Harvard to scouting for the NHL and then into law.**

Stanley Cup for the first time in nearly 40 years. Because he had had a hand in acquiring most of the players on the team, Chiarelli said the experience of winning it all was akin to his wife giving birth.

“It's unconditional joy to be

at the top of your profession,” Chiarelli said. “Seeing what a player goes through mentally and physically during the playoffs and then to see the look on their faces when they win is just incredible.”

— By Marc Filippino



## Professor Vinson Elected President of ALWD

**LEGAL WRITING PROFESSOR** Kathleen Elliott Vinson JD '95 was elected president of the Association of Legal Writing Directors (ALWD), a nonprofit professional association of directors of legal writing programs in the United States, Canada and Australia. ALWD has more than 300 members representing more than 150 law schools. Vinson also serves on ALWD's Executive Committee.

Vinson is the director of Legal Writing, Research and Written Advocacy at Suffolk. She teaches legal practice skills, advanced legal writing and problem solving courses. She also is the past chair of the Association of American Law Schools (AALS) section on legal reasoning, writing and research and served on the board of directors of the Legal Writing Institute.

## An Internship Under the Gold Dome

**In 2009**, fresh out of college, Joe McCarthy JD '15 wondered what direction to take.

He briefly considered law enforcement and military service. Then he wrote up a resume and walked into the office of then-Rep. Ed Markey in McCarthy's hometown of Medford, Mass.

The internship with now-Sen. Markey led to a job as a congressional aide and then as press secretary for the 5th Congressional District.

But he also grew frustrated by his own limitations.

McCarthy found it rewarding to help people facing "pocketbook issues," such as avoiding foreclosure or getting fuel assistance in the winter.

But he was devastated when cuts to programs like the federal Low Income Home Energy Assistance Program meant he had to tell people they would no longer receive money to help heat their homes.

"There's only so much advocacy you can do without a substantive education in these matters, be it contracts or property," said McCarthy, who started at Suffolk Law in the fall of 2012.

With his experience at the sharp end of district-level government policy, McCarthy was keen to explore the other side: "the real nuts and bolts of how the government runs—how it's funded, how [policies are] administered."



A Rappaport Fellowship in Law and Public Policy gave him a ringside seat, as a legal intern in the Massachusetts Executive Office of Administration and Finance (A&F) in the summer of 2013 after his first year at Suffolk Law.

From an office on the third floor of the State House, down the hall from the speaker of the House and president of the Senate, McCarthy managed an email account linking the governor's Legal Counsel and public policy offices with the Fiscal Affairs Division of A&F. His job was to keep the consultation process on track and to review each proposed regulation before passing it on for approval.

One of the summer's key lessons, he said, was that in the public policy arena "no one goes it alone, ever. When you get various stakeholders to buy in, everyone has something to lose and you have everything in the game."

— By Jane Whitehead

## Rappaport Fellow's Winding Path from Celebrities to Foreclosure Mediation

**SOON AFTER HE STARTED** his first professional job at Harvard's Institute of Politics, Sean Tierney JD '14 was invited to a small private dinner with the late Ted Sorensen, President Kennedy's longtime advisor.

Tierney, who was born and raised in Cambridge, Mass., recalls that the conversation ranged from the Cuban Missile Crisis to JFK's favorite kind of jokes (dirty) and his preferred brand of beer (Heineken).

In his four years as director's assistant and then forum coordinator at Harvard's John F. Kennedy Jr. Forum, Tierney learned not to be celebrity shy. Managing up to three events a week, he met Mikhail Gorbachev, F.W. de Klerk, Nancy Pelosi, Condoleezza Rice,



Michael Bloomberg and Alec Baldwin.

"Many of the people I admired, even people I wouldn't agree with politically, spoke about the importance of legal education and how it changed them," said Tierney.

During the summer after

his second year at Suffolk Law, Tierney received a Rappaport Fellowship to intern in the Policy and Government Division of the Massachusetts Attorney General's Office.

Tierney's major project was to investigate the viability of a foreclosure mediation law in Massachusetts. Sitting at the table with bankers, housing advocates and legislators, Tierney saw at once that "compromise would be difficult." He ultimately researched mediation programs in more than 20 jurisdictions.

"You couldn't come at it with a liberal or conservative agenda and say, 'this is the way it ought to be,'" he said. "You really had to take into consideration, how are the bankers going to react? How

are the housing advocates going to react?"

He also saw that copying policies wholesale from other states would not work. Instead, he recommended adapting components from successful programs and tailoring them "to the scale of the problem and legal framework in Massachusetts."

Tierney, now in his third year at Suffolk Law, will continue at the attorney general's office this fall for two days a week to work on foreclosure issues as well as research updating the state's 1968 wiretap law.

As for his next career move: "It's an exciting time to be flexible—you could end up anywhere."

— By Jane Whitehead

# Judge Strikes Down NSA Spying Program

**DISTRICT COURT JUDGE** Richard J. Leon JD '74 made headlines in December when he declared the National Security Agency's collection of Americans' phone records "most likely unconstitutional."

Leon wrote that the technology used by the NSA was "almost Orwellian" and that James Madison would be "aghast" to learn the government was encroaching on liberty in such a way.

In the ruling, Leon granted a preliminary injunction ordering the government to stop collecting data on the personal calls of two plaintiffs and to destroy the records of their calling history. However, Leon stayed his order pending an expected appeal by the government.

"I cannot imagine a more 'indiscriminate' and 'arbitrary' invasion than this systematic and high-tech collection and

retention of personal data on virtually every single citizen for purposes of querying and analyzing it without prior judicial approval," he wrote.

Leon's colorful 68-page opinion included a reference to the Beatles' Ringo Starr (a "Ringo-only database doesn't make any sense," he wrote in questioning the NSA's facts about the completeness of its surveillance program) and a sarcastic aside about the government's defense of the vast surveillance program ("Candor of this type defies common sense and does not exactly inspire confidence!" he wrote in a footnote).

Leon was the first federal judge not from the Foreign Intelligence Surveillance Court to review the legality of the NSA's bulk data collection on behalf of someone who is not a criminal defendant.

Leon, a Republican, was



**Judge Richard J. Leon JD '74 spoke at Suffolk Law in September 2012 as part of the Law Review's annual Donahue Lecture Series.**

appointed by President George W. Bush on Sept. 10, 2001, and confirmed in 2002.

Before the NSA decision, Leon was best known for his cases involving Guantánamo Bay detainees. In 2005, he agreed with the Bush administration that foreigners imprisoned in Guantanamo could not challenge their detentions in federal court. In 2008,

Leon ordered the government to free five Algerians who he ruled were illegally detained.

Prior to joining the bench, Leon worked in the Justice Department during the Reagan administration and served as special counsel to the House Banking Committee's Whitewater investigation.

—By Jennifer Brown  
Bonniwell




## Front Row for Victory

The Red Sox World Series victory parade in front of Suffolk Law School on Nov. 2, 2013. As the duck boat procession passed, workers threw confetti from the sixth floor balcony of Sargent Hall.

# > BRINGING THE TECHNOLOGY OF LAW INTO CLASS

By Sean Murphy



**you want to peek into the law school classroom of the future, Marc Lauritsen’s course, “Lawyering in an Age of Smart Machines,” is a good place to start.**

Lauritsen stands at the front of the darkened room, but it is the large overhead screen that has the attention of the dozen law students, most of whom also have glowing laptops in front of them.

Half the screen is showing the website LawHelp Interactive, on which Lauritsen is clicking and typing as he talks. Splitting space on the screen is the teaching assistant, whose image is streaming live from her office in Chicago. In addition, students are contributing notes in real time, each appearing on the screen in a unique color.

The class is creating an interactive questionnaire to generate legal documents, such as

a demand letter to a landlord for return of a security deposit. Later in the semester, students will write their own user-friendly legal apps. Previous students built smart forms to apply for food stamps, secure a copyright or screen a client for a potential claim of workplace discrimination.

“We’re teaching machines to do something that a lawyer would otherwise do, and do it better,” Lauritsen said—a paradigm change that he called “one of the most significant developments for the next few generations of lawyers.”

So what do we do about this dramatic shift, he asked rhetorically.

“Understand it, but more importantly get in front of it. Be a part of the process. Know how to



Vedika Mehera, a second-year law student from Bangalore, India.



Dana Conneally JD '11 is a partner at Evidox, an e-discovery start-up in Boston.

make machines do your bidding. Then lawyers will be free to take on the more creative side of legal practice.”

Lauritsen’s course—which is taught less by Socratic method than by experiential learning—is an obvious value-add for law graduates who will be more desirable to employers with tech proficiency. But Lauritsen sees a more revolutionary purpose: inspiring students to be legal entrepreneurs.

“As the things that are being made are doing more and more sophisticated forms of legal work, the natural participant in their development should have legal knowledge,” Lauritsen said. “There is a strong role for law students and lawyers to have involvement in their construction.”

### > THE 100-YEAR UPHEAVAL

“Lawyering in an Age of Smart Machines” is one of a suite of classes unveiled at Suffolk Law in the past few years that capitalize on the emerging

industry of law-related tech jobs, from e-discovery to cloud computing to cybersecurity.

While the law of technology is well-covered ground at most law schools, the technology of law is not.

“We are going through a dramatic

upheaval in the way legal services are delivered—an upheaval unlike any in at least a hundred years,” said Professor Andrew Perlman, director of the Institute on Law

Practice Technology & Innovation—launched in the spring of 2013—and director of the new Legal Technology and Innovation concentration approved in the fall of 2013.

“When I started in practice in the mid-1990s, I would be put in a room with a stack of documents and told to look through them,” Perlman said. That job is largely outsourced today—either to automated systems or e-discovery firms that employ cheaper workers domestically or overseas.

**“There are these really interesting legal jobs, the jobs that are the equivalent of creating the iPhone.”**

—Professor Andrew Perlman

But rather than fearing the loss of jobs, Perlman said this leaves an opening for entrepreneurial law graduates.

“We need to think innovatively. There are these really interesting legal jobs, the jobs that are the equivalent of creating the iPhone,” Perlman said. “We can come up with those ideas. We need students to be thinking about how to innovate in the delivery of legal services to make it more efficient and effective.”

### > NEW NICHEs IN LAW

Perlman is a thoroughly modern guy but supremely credentialed by any traditional measure: chief reporter for an influential American Bar Association commission on ethics; Massachusetts Supreme Judicial Court committee member on the rules of professional conduct; co-author of a widely used civil procedure casebook and two other books; author of a dozen law journal articles; graduate of Harvard, Yale and Columbia.

An ethicist, political philosopher and legal theorist, Perlman is also, he admitted, “at heart, a nerd.” His face wrinkled into laughter.

He is a blogger on legal ethics and a lifelong tinkerer with all things technological. He was one of the first to try Google Glass—which he uses in class to let students text message him questions—and is teaching an ethics simulation course using a virtual law firm to pose real-world problems for students.

By integrating technology and law in classes, Perlman hopes that law students similarly begin to see technology in a different way.

“We have to get students thinking about how to deliver legal services in new ways and how to create new niches in the legal industry,” Perlman said. “This only comes from teaching students to think about legal services in an entrepreneurial way, which law schools traditionally have not done.”

Perlman emphasized that the



# GOOGLE GLASS IN CLASS

Last summer, Professor Andrew Perlman was chosen as one of the early testers for Google Glass. Perlman's pitch—a 15-second video and 50-word application—described how he would use Google's wearable computer in the classroom and incorporate Glass into legal education. We spoke to Perlman this winter about his experience.

## Q: How do you use it?

A: It looks like a pair of eyeglass frames with a small projector screen in the upper righthand side that allows you to access information. You interact with Glass using voice commands and a touch pad on the side of the device above your right ear.



## Q: What is it like to use?

A: It's like wearing your smartphone. I can access Google searches and simple web browsing. I can take photos and videos and do other things that I would normally use my phone for, but without having to pull my phone out of my pocket. For me, it's mostly cool. But I'm admittedly a geek.

## Q: Is it ever distracting?

A: Yes. For example, I tried it once while driving. There won't be a second try. I didn't find it easy to access the information I needed while keeping my eyes on the road.

## Q: What is the best use for Google Glass?

A: New apps—which Google calls "Glassware"—are being added all the time. One cool app is Field Trip, which gives you visual images and information about areas you're traveling through. So, for example, if you walk Boston's Freedom Trail, you get all sorts of historical information about what you're seeing as you walk. Another cool app is a visual translation app. You can look at a sign in a foreign language, and Glass recognizes the text and shows you what the sign means in English. It's not quite the universal translation device from Star Trek, but it's still pretty awesome.

## Q: How do you use Glass in class?

A: When I wear Glass, students can text me questions while I'm lecturing. I can see the questions as I'm talking and respond to them when the time is right. Students love it because it gives them an additional way to interact with me beyond the usual question-and-answer format. It doesn't replace the typical way of doing things but nicely supplements it. I have found that students are much more eager to ask questions while I'm wearing Glass.

## Q: You got Google Glass over the summer; how often do you wear them now?

A: I don't wear Glass a lot. For the most part, I still prefer my smartphone. But given how quickly Google and developers are adding new Glassware, that might change sooner than I think.

—JBB

current trend lines show Suffolk Law and all law school graduates increasingly gravitating to jobs for which a JD degree is preferred but not required. In 2013, 29.2 percent of employed Suffolk Law graduates got jobs in business.

And unlike other parts of the legal marketplace, legal tech jobs are growing. The *ABA Journal* estimates that employment in what the U.S. Census Bureau calls "All Other Legal Services" was less than 1 percent of total legal services employment in 1998. But by 2010, that market had more than doubled to more than 21,000 jobs and now makes up nearly 2 percent of total legal industry employment—an annual growth rate of more than 6 percent, the *ABA Journal* magazine reported in October 2013.

"For all of these new jobs, whether it's e-discovery or automated document assembly, law graduates are in a better position to utilize their expertise. If you have a law degree, you will have better insights and do the jobs better," Perlman said.

## THE JD AS ENTREPRENEUR

Perlman's vision is already a reality for some of Suffolk Law's recent grads.

Dana Conneally JD '11 is a partner not in a law firm but in Evidox, an e-discovery start-up housed in an old leather tannery near South Station in Boston. Although he worked in the litigation support group at Goodwin Proctor for nearly seven years, he said he never wanted to work as a

traditional lawyer. When he enrolled at Suffolk Law as an evening student, his eye was on the emerging tech businesses that provide legal consulting.

"I needed to be able to think and talk like an attorney to be able to think and work with them in the way that I wanted to," Conneally said. "When you are working in the legal environment, it helps when you can talk in the same way, issue spot in the same way. You just see things differently as an attorney."

Evidox has recently broken through the walls on the tannery's second floor to gobble up another 3,000 square feet for its expanding business. Conneally works long hours and his smile is prideful as he presents \$1 million worth of computer servers

recently purchased and stacked in this climate-controlled space.

Perlman called Conneally “a perfect example” of the kind of spirit Suffolk Law’s new institute is trying to instill in law students.

“He saw the market changing, made his move and now he’s a partner with a very successful company,” Perlman said.

Luke O’Brien JD ’91 worked part-time at a Cambridge software consulting firm while attending Suffolk Law. Today, O’Brien, 43, is general counsel of Brightleaf, a legal document automation firm. Clients—mostly law firms and in-house legal departments—use the firm’s web-based system to “streamline the production of documents,” the *Boston Globe* recently reported in an upbeat story focusing on new business opportunities in the law. Brightleaf has raised \$9 million in start-up capital, and the Westwood, Mass.-based firm now has five employees in the United States and 30 in India.

O’Brien has started, built and sold a handful of companies, including one to automate legal processes in the health law industry.

“Law school can be like studying botany of trees in a school for carpenters,” he said. “It is nice theory to know, but doesn’t teach you how to use a power saw.”

But O’Brien thinks Suffolk Law’s new institute might smooth the transition from law student to working lawyer by fostering practice technology skills. To take his analogy further: the institute is dedicated to teaching law students how to use the power saws.

O’Brien is among a crowd of legal innovators now coalescing—professionally and personally—around the institute. “Andy Perlman is refreshingly open to how can we do things better,” he said.

Also in that crowd is Adam Ziegler, who recently left his firm to start Mootus, a website that allows law students and lawyers to share legal knowledge. For a small monthly subscription fee, you can apply the power of crowd-sourcing to legal knowledge, he said.

“For obvious reasons, Andy Perlman and I really hit it off,” said the 38 year old. “He’s proactive and not just sitting around complaining about the changes in the legal profession. He wants

Suffolk Law students to find the opportunities in technology.”

At Mootus, Ziegler is one of two full-time employees (both co-founders) and a paid intern in rent-free space in Boston’s Innovation District. With the institute up and running, Ziegler said he plans to draw Suffolk Law students into the company.

### ➤ THE LEGAL TECHIE

Back in Lauritsen’s Smart Machines class is 25-year-old Vedika Mehera, a second-year law student from Bangalore, India. During class, her fingers are a blur over her laptop keypad as she zips between various websites and shared class folders.

The opportunity to bring technology into the practice of law is what brought Mehera to law school—and almost kept her away.

“Everybody tried to talk me out of it,” she said of her decision to go to law school after spending a year working in Massachusetts state government. “They say technology will put lawyers out of work.”

But Mehera has a different career path in mind. During the summer after her first year, she eschewed the traditional clerkship or law firm internship. Instead, she worked in client services for a Boston-based tech

**“For these students, it’s like ‘Whoa, I don’t need to limit my sights to a traditional legal career path.’ ”**

—Marc Lauritsen

## There’s an App for That

Can an iPhone app improve your legal writing? Want to find the newest state evidence rules on the fly?

Yes, there are apps for that, courtesy of Suffolk Law School.

Legal writing professor Kathleen Vinson developed **iWrite Legal**, a free iPhone app to help lawyers and law students improve their writing skills. The app includes legal writing tips, a checklist to improve your writing, and other helpful resources. Another free legal app comes from Suffolk Law’s new Institute on Law Practice Technology and Innovation.



**MassLitApp.com**—which looks great on an iPhone when saved as an app—allows you to pull up the text of federal and state rules. The mobile web app provides easy access to a wide range of state and federal legal resources—from the federal rules of civil procedure to the Massachusetts child support calculator. And all of the rules are formatted to be viewable on a phone or other web-enabled mobile device.



start-up, a fundraising website called Fundraise.com.

“I’d like to work in tech at some point,” Mehera said about her plans after graduation. “I’d like to use what I have learned as a lawyer but also do something creative, like making a product.”

Lauritsen said that while the majority of his students likely will still end up working as traditional lawyers, he invites speakers into his class from start-ups and legal consulting companies like Evidox and LegalZoom to give his students alternative role models.

“There are really novel and surprising new forms of legal services delivery that are on the edge,” Lauritsen said. “For these students, it’s like ‘Whoa, I don’t need to limit my sights to a traditional legal career path.’ ”

# ARE YOU TECH SAVVY?

## Suffolk Law Partners with Corporate Counsel for Kia Motors to Test Lawyers' Software Skills

When a lawyer spends five hours completing tasks that should take 30 minutes with the right software tool, valuable time is wasted and unnecessarily billed to clients.

Suffolk Law's Institute on Law Practice Technology and Innovation is working to remedy this problem through a unique partnership with D. Casey Flaherty, corporate counsel at Kia Motors America.

Flaherty pioneered a technology audit to test his outside counsel's software skills, including proficiency with Word, Excel and Adobe. Flaherty's test consists of a series of mock assignments, such as formatting a motion in Word, preparing exhibits in a PDF, and creating an exhibit index in Excel.

The goal of the audit was to determine if lawyers' lack of basic technological competence was translating into unnecessary costs for Kia Motors.

The nine firms that took the audit confirmed Flaherty's concerns. While Flaherty took about 30 minutes to complete the mock assignments in the audit, the average pace for the nine firms whose lawyers took the audit was 5 hours. The best pace of any associate was 2.5 hours; the worst pace was 8 hours.

"Casey's results reveal how much most lawyers need to learn about the use of basic law practice technology," said Professor Andrew Perlman, the institute's director.

Suffolk Law's new institute is currently automating Flaherty's audit with plans to expand it to cover additional subject areas, such as cybersecurity and knowledge management. Perlman and Flaherty also hope to use the audit data to identify gaps in legal training and develop curricula to fill those gaps.

Suffolk Law will make the audit freely available to law schools, lawyers, and clients who want to enhance technological competence within their organizations. A pilot is expected to be available in early 2014, with a larger rollout later in the year.

—JBB

Professor Andrew Perlman, director of the Institute on Law Practice Technology and Innovation, identified some of the ways technology has changed the legal workplace.

### STANDARD:

Reviewing discovery documents page-by-page or on paper



### BETTER:

Using predictive coding to sort electronically



### STANDARD:

Typing in Word to convert a hard copy into electronic form



### BETTER:

Scanning a document using OCR software



### STANDARD:

Drafting a document from scratch



### BETTER:

Using interactive forms or templates



# PRIMED *for* PRACTICE

## HOW CLINICS LAUNCH LEGAL CAREERS

By **Jane Whitehead** *photographs by* **Aynsley Floyd**

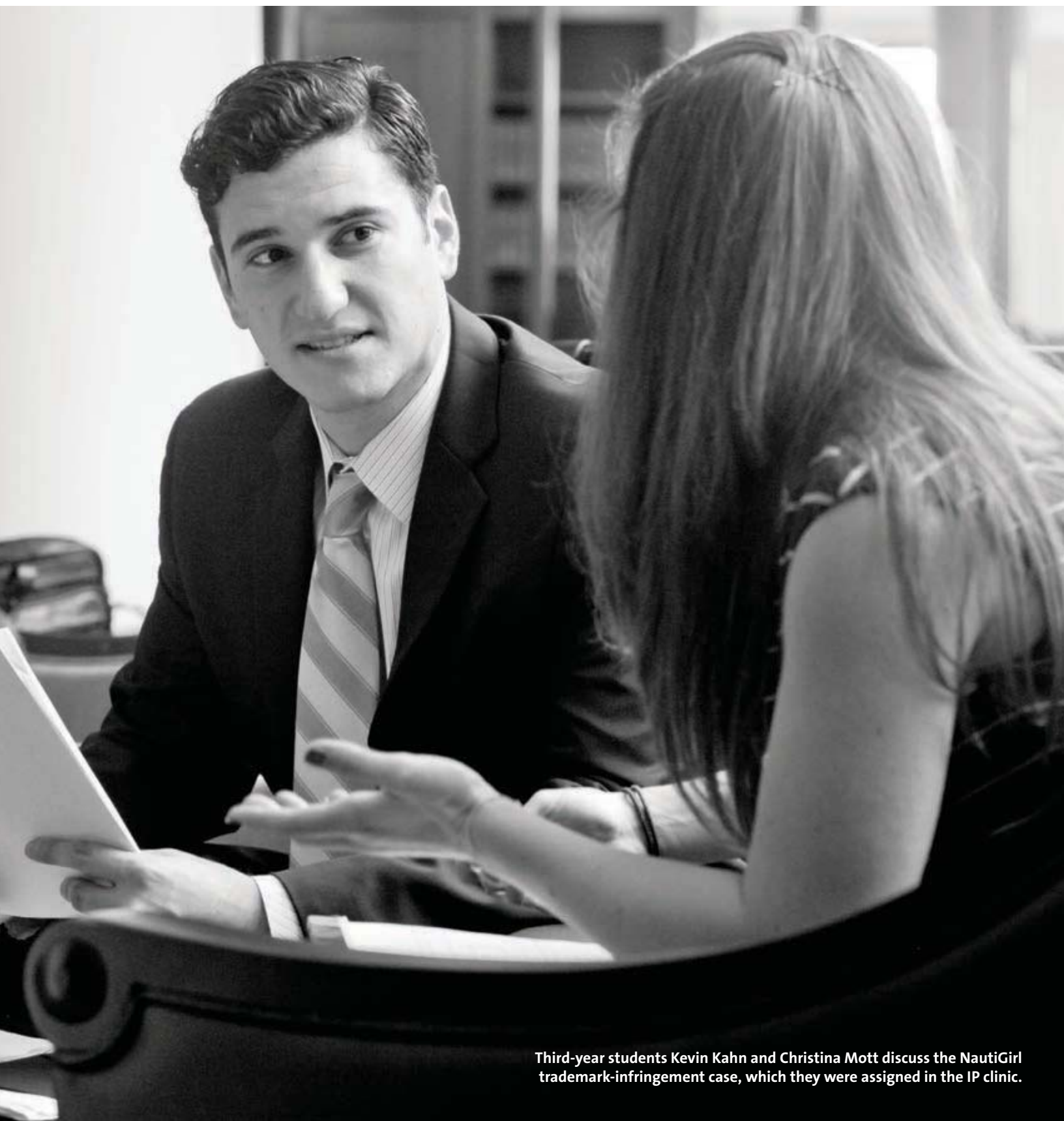
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HIRD-YEAR STUDENT Kevin Kahn is drafting document requests in a trademark dispute between his client NautiGirl and global lifestyle brand Nautica.

He is seeking documents, clothes, logos and anything else to distinguish between Nautica's sailboat symbol and NautiGirl's trademark—a cocktail-brandishing sailor-girl behind a ship's wheel with the tagline "Dare to be naughty!"

"I'm trying to play a chess game and anticipate any documents that might help me with my argument that they have no rational reason to reach out to us," Kahn said.





Third-year students Kevin Kahn and Christina Mott discuss the NautiGirl trademark-infringement case, which they were assigned in the IP clinic.

IP clinic Director Eve Brown, left, talks with IP clinical students Christina Mott and Kevin Kahn.



**“THE CLINIC TAUGHT ME HOW TO PERFORM UNDER PRESSURE AND MORE IMPORTANTLY DEAL WITH PRESSURE.”** — Jared Olanoff JD '04

Still a half-year from graduating and taking the bar, Kahn is representing real clients through the Intellectual Property and Entrepreneurship Clinic, a recent addition to Suffolk Law's 10 in-house clinics that range from health law and immigration to criminal defense and juvenile guardianship. Ranked among the top 25 nationwide for six years by *US News & World Report*, Suffolk Law's clinical programs have now reached the top 20, placing 17<sup>th</sup> in the 2014 guide.

This is now the second year the IP clinic has represented NautiGirl, with each new batch of students reviewing the filings and memos of past clinical students, said clinic Director Eve Brown. Brown supervises the eight clinical students and is the attorney of record on all litigation cases.

This fall, Kahn and third-year student Christina Mott helped Brown prepare for depositions. (The sessions were in New York at the start of exams, so the students couldn't attend.) In the spring, the students will use the deposition

transcripts to prepare a motion for summary judgment.

Like in a law firm, Brown meets with students weekly to discuss ongoing cases.

“It's really better than the traditional partner-associate relationship, because the projects they get are not necessarily ones that would run down to a young associate,” she said.

Previous clinical student Alexander Chiulli JD '13 said working with real clients was invaluable. Chiulli helped represent MonsterFishKeepers, a small company that hosted online forums for exotic fish enthusiasts. Multinational beverage company Monster Beverage contended MonsterFishKeepers' logo and brand name infringed its own trademark in a David-and-Goliath dispute that drew the attention of *The Boston Globe* in March 2013.

“It taught me to ‘think like a lawyer’ and trust my analytical process,” said Chiulli, now a law clerk in the Rhode Island Supreme Court. “This sounds rather simple, but it's hugely important to trust yourself as you speak for and represent others.”

## JUSTICE FOR TENANTS

For Jared Olanoff JD '04, immersion in the Housing Clinic during his second and third years at Suffolk Law launched his career in litigation.

As a volunteer clinic intern during the

summer after first year, Olanoff represented six Chelsea Housing Authority tenants who had received pre- eviction notices for violating a newly-created pet policy that banned cats weighing more than 10 pounds and dogs weighing more than 20 pounds.

“The choice given to these tenants was clear: get rid of your pets or leave,” recalled Olanoff.

Olanoff met the tenants, accompanied them to hearings at the Housing Authority, called witnesses and presented exhibits to try to persuade the authority to allow reasonable accommodations to the pet policy. In vain – the evictions went ahead.

But in a dramatic second act, in the fall 2002 as a second-year law student Olanoff filed discrimination complaints on behalf of two disabled tenants with the Massachusetts Commission Against Discrimination (MCAD), on the grounds that their pets were service animals. The state Attorney General’s Office ultimately filed suit against the Housing Authority and its then executive director Michael McLaughlin; Housing Clinic Director and Clinical Professor of Law William Berman and Olanoff joined as plaintiffs on behalf of the tenants.

The lawsuits settled favorably for both clients, caught the attention of local media and won Olanoff and Berman “Human Hero” Awards from the Massachusetts Society for the Prevention of Cruelty to Animals in 2005.

“My job is basically an extension of my clinical experience,” said Olanoff, now a public defender for the state’s Committee for Public Counsel Services representing indigent defendants charged with major felonies. “The clinic taught me how to perform under pressure and more importantly deal with pressure.”

## RAISING THE STAKES

Starting with the family law and adult criminal defense (called Suffolk Defenders) clinics in the 1970s, Suffolk Law has long prioritized providing students with real-world legal experience while helping underserved populations.

“Students are getting very deep experience in working directly with clients, and building skills like interviewing, negotiating and counseling,” said interim Clinical Programs Director Ragini Shah, who formerly led the Immigration Law

## CLINICS BEGIN WITH BOOT CAMP

TO PREPARE STUDENTS for the realities of practice, all the clinics run varying forms of intensive training outside the regular seminar schedule.

For example, students in the Suffolk Defenders clinic represent clients charged with felonies and misdemeanors in Boston Municipal Court. So Dearborn brings students to the Suffolk County Jail on Nashua Street in Boston, where they see prisoners in their cells and the clanking, jarring rituals of an ordinary day in captivity.

“They’re fighting for people’s liberty and visiting the jail really impresses upon them the gravity of the situation,” Dearborn said.

Dearborn’s clinical orientation also includes role-playing exercises, bail simulations and lessons on court procedure and etiquette.

Practitioner-in-Residence Nicole Friederichs JD ’03 also runs intensive training sessions with students in her Indian Law and Indigenous Peoples Clinic. She spends six hours on the complex and unfamiliar relationships between tribal, state and federal laws. For her, it’s critical that students understand “that there is this third sovereign government that exists here in the U.S. and finding out what that means.”

— JW

## SUFFOLK LAW’S CLINICAL PROGRAMS ARE RANKED 17TH IN THE 2014 U.S. NEWS & WORLD REPORT GUIDE TO BEST LAW SCHOOLS

Clinic. “You can do a lot with simulations, but having a real person with real consequences to their actions is quite different. And you see that for the students it really raises the stakes.”

One of the benefits of Suffolk’s broad range of clinics is that clients of one clinic have access to the services of the others.

“The clinical program as a whole is like a medium-sized law firm with around 80 young associates and 10 supervising attorneys,” said

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# INDIAN LAW CLINIC

## COLLABORATING WITH TRIBAL MEMBERS TO DRAFT COURT RULES

TOBIAS BRAMBRINK JD '13 said his experience in the Indian Law and Indigenous Peoples Clinic gave him invaluable experience in working with clients and reaching compromises on complex issues.

Brambrink helped draft rules of appellate procedure for the Mashpee Wampanoag Tribe's Supreme Court during his third year in 2012-2013. The tribe had been using the federal rules and in 2010 asked the law school to help write new rules from scratch.

One challenge for the students in the Indian Law clinic was in balancing concerns of the tribal elders and the chief judge: the elders wanted the rules to be concise and accessible to unrepresented people while the chief judge preferred more comprehensive rules to provide for an efficient and fair appeals process, Brambrink said. Students met, emailed and talked on the phone with tribal members and the chief judge to revise the rules—sometimes from scratch, sometimes borrowing language from other tribes around the country.

“Working for a tribal government shares many similarities with working for a complex corporate client, which many of my clients are,” said Brambrink, a technology specialist at Wolf Greenfield, a Boston-based law firm specializing in intellectual property law.

“You typically have multiple players, and sometimes their interests don't align. It's part of our job as their legal counsel to be aware of who we owe our professional duties to, and to see whether we can find a solution that people can agree to.” —*JW*



[1] Tribe member Annawon Weeden, center, telling the history of tribe to the Elders Judiciary Committee and a tribal supreme court judge at Mashpee Wampanoag Tribal Court.

[2] Sage burning at the meeting.

[3] Suffolk Law students Jeffri Uber, left, and Danny Soto.

[4] Soto, left, with clinic Director Nicole Friederichs and Weeden.



# STUDENTS POSE AS RENTERS TO STOP HOUSING DISCRIMINATION

SUFFOLK LAW STUDENTS are helping fair housing enforcement agencies by developing and implementing discrimination tests at housing companies and agencies in the Boston area.

The school's **Housing Discrimination Testing Program** received more than \$500,000 from the U.S. Department of Housing and Urban Development to fund the testing program, which launched in 2012. The grants also will help Suffolk Law offer course work in fair housing, host a national fair housing conference at the school and fund a fellowship program to place students in internships related to fair housing.

"Not only are we seeing results for Boston-area residents facing discrimination, but we also are providing valuable, on-the-ground training for future lawyers and instilling in them a sense of social justice," said program director William Berman, a clinical law professor.

The law school has trained more than 70 fair housing testers, who pose as potential renters. Most of these testers are students, and they have conducted more than 70 fair housing tests in the past year. As the academic year began, more than 40 additional students signed on to be testers.

The Massachusetts Attorney General's Office and the Boston Fair Housing Commission settled three enforcement actions in September 2013 stemming from the Law School's efforts to uncover housing discrimination.

In one case, Suffolk Law testers posed as families with

children seeking a rental property. The housing manager told Suffolk testers they would not delead the apartments because it was too expensive. Based on the evidence provided by Suffolk Law, and additional investigation, the property management agency agreed to pay \$15,000 to settle and to train leasing staff on fair housing rules.

Suffolk law students designed a discrimination test in which a disabled tester visited a real estate agency that did not have an accessible entrance. The firm refused to provide any accommodation to the tester and did not even step outside to speak to him. Ultimately, the Massachusetts Attorney General's Office imposed a \$2,500 fine, required a written reasonable accommodation be drafted and filed an Assurance of Discontinuance with Suffolk Superior Court.

Finally, a real estate agent's refusal to show an apartment to a Suffolk tester using a housing voucher—based on an income-discrimination test designed by Suffolk's program—resulted in a settlement requiring staff to receive fair housing training, put fair housing language in postings and display fair housing posters in all offices.

The first year of the program was funded by a \$150,000 HUD grant that allowed for systemic testing focused on LGBT, disability, source of income and familial status issues as well as complaint-based testing that supported state and local fair housing assistance programs. — JW

← CONTINUED FROM PAGE 21

Suffolk Defenders Clinic Director Chris Dearborn. "If we have a client with a criminal issue, and they also have an immigration issue, we work with the Immigration Clinic. Or if the Housing Clinic has a client who also has a criminal issue, they may refer the criminal piece to us."

Dean Camille Nelson highlights the clinical programs as "what's best in experiential learning," for students, their clients and the potential employers who benefit from this real-world experience.

"Our students are getting truly unique practical experience whether it's representing clients against big companies like Nautica and Monster

**"THE CLINICAL PROGRAM AS A WHOLE IS LIKE A MEDIUM-SIZED LAW FIRM WITH AROUND 80 YOUNG ASSOCIATES AND 10 SUPERVISING ATTORNEYS."**

— Suffolk Defenders Clinic Director Chris Dearborn

energy drinks, or fighting for citizenship in immigration hearings," Nelson said. "They are becoming grounded in legal practice and also having an impact on the lives of everyday people."

Kristen Kuliga JD '94 is among the elite sports agents from Suffolk Law.





# PLAYING in the **BIG** **LEAGUES**

By Tom Mashberg | PHOTOGRAPHS BY Bryce Vickmark



**I**T WAS A WARM SUNDAY EVENING in late September, and the New England Patriots were battling the Atlanta Falcons.

When a little-known tight end named Matt Mulligan caught his first career touchdown pass from Tom Brady, Kristen Kuliga JD '94 felt a special thrill. She had negotiated with the Patriots to sign Mulligan just a few weeks earlier.

But football has a way of upending things.

Later in the game, Kuliga cringed in dismay when another of her clients, defensive lineman Vince Wilfork, went down for the season with a severe leg injury. Kuliga has long managed the affable Wilfork's charitable and marketing efforts, including his annual bowling fundraiser to combat diabetes.

"It was definitely an emotional roller coaster," the 44-year-old Boston-based sports attorney said a day later, seated in a conference room crowded with boxes of Wilfork T-shirts. "It was awesome to see Matt score a touchdown and make some good blocks. And then it was devastating to watch someone as great as Vince go down like that."

"Roller coaster" perfectly describes Kuliga's groundbreaking career as one of the first female agents in men's professional sports. She is one of just 30 women (among more than 700 men) certified to represent National Football League players. In nearly two decades, she has handled contracts for more than two dozen NFL players, including a \$33 million deal inked by former quarterback Doug Flutie in 2001.

"This is a very tough business for a woman to break into," Kuliga said.

And while many of her male counterparts have been welcoming, she still hears of instances where rival

agents say to players, "Why would you hire a woman? She's never played the game. She doesn't understand."

"There are a lot of good people in the business," she said, "but there are a lot of agents with no clients and [who] will do anything to get clients."

### **A Grueling Job**

Kuliga, it turns out, is one of a remarkably influential coterie of Suffolk Law School alumnae who have opened up the ranks of major team sports representation to women—and who credit Suffolk Law with helping prepare them for the legal rigors and professional challenges that come with the terrain.

The circle includes Lisa P. Masteralexis JD '90, the pioneer of the group and a certified player representative with Major League Baseball, as well as up-and-comers like Kimberly A. Miale JD '04, who was recently certified by the NFL; Mandy (Eysie) Petrillo JD '06, senior manager of legal operations for the Boston Red Sox; and Abby E. Porosky JD '10, attorney for the Boston agency Altus Marketing & Management.

It's a grueling job with little of the glamour, high times and instant riches onlookers and moviegoers might imagine. Agents must battle legions of client-hungry competitors simply to recruit a potential

Lisa P. Masteralexis JD '90  
and Jim Masteralexis JD '89  
represent pro baseball players.



## Connections

The circle of Suffolk Law graduates that has opened the ranks of major team sports representation to women.



**Lisa P. Masteralexis JD '90**, the pioneer of the group

- Certified agent for pro baseball
- Founded DiaMMond Management Group sports agency
- Met UMass undergrad Kuliga in 1991; encouraged her to consider sports law
- **Key clients:** former Red Sox pitchers Manny Delcarmen and Tomo Ohka



**Kimberly A. Miale JD '04**

- Certified agent for NFL
- Joined Jay-Z's new sports agency, Roc Nation Sports
- Took Kuliga's sports law class at Suffolk Law; interned for Kuliga at K Sports
- **Key client:** New York Jets rookie quarterback Geno Smith



**Mandy (Eysie) Petrillo JD '06**

- Boston Red Sox senior manager of legal operations
- Took Kuliga's sports law class at Suffolk Law; interned for Kuliga at K Sports



**Kristen Kuliga JD '94**

- Certified agent for NFL
- Founded Boston's K Sports & Entertainment
- Longtime Suffolk Law instructor
- **Key clients:** Retired QB Doug Flutie, Patriots tight end Matt Mulligan, Redskins punter Sav Rocca, Browns tight end Keavon Milton, retired Patriots running back Patrick Pass



**Abby E. Porosky JD '10**

- Attorney for Boston-based Altus Marketing & Management
- Interned for Kuliga at K Sports

pro player, and they usually invest \$25,000 or more of their own capital to prepare the athlete for pivotal try-outs like the NFL Scouting Combine and the league's "pro days" held at universities.

In football, an agent's fee is no more than 3 percent of the player's contract, and agents do not get paid unless the player gets paid. Kuliga, whose list of clients has included successful tight ends and quarterbacks, said having too many prospects at the same time can eat up revenue. Once a player is poised for big money, other agents start angling to steal him.

Add to that the inevitable skepticism and chauvinism that greets most women breaking into a male-dominated field, and there is little wonder that a recent triumph by Miale—handling the \$5 million contract signed in July 2013 by New York Jets rookie quarterback Geno Smith—received bitter criticism from some male agents. Miale (pronounced MY-lee) had just been hired

by entertainment impresario Jay-Z to negotiate football contracts for his new agency, Roc Nation Sports, and Smith was her first major client. One prominent Boston football writer led off a column on the topic this way: "Until this week, the most newsworthy thing Kimberly Miale ever did was marry her Suffolk University Law School sweetheart."

Kuliga, like many others, found that remark "appalling," and the controversy led to headlines like this one in *The Huffington Post*: "The NFL Is Really the No Female League." Many football followers noted that the NFL's fan base is now 45 percent female and said male attitudes ought to evolve with the times.

Miale has declined to comment on the flap; the NFL Players Association is reviewing her deal for Smith.

Kuliga, who has known Miale for a decade, described her as "very smart and very diligent." She reiterated that for every male colleague who has been

dismissive of female agents, there are many who embrace the emergence of women in the field.

Kuliga's bottom line: "It really isn't an unfriendly environment for women."

Still, the basic reality is that women constantly have to prove they belong. Kuliga summed up what it's like to be a female pro sports agent by quoting a famous line used to describe the great Hollywood dancer Ginger Rogers: "It's like doing everything a man does, only backwards and in high heels," she said.

### Trailblazing in Major League Baseball

If anyone set the table at Suffolk Law for female graduates aspiring to represent male pro athletes, it is Lisa Masteralexis, 48, the head of the Mark H. McCormack Department of Sport Management at the University of Massachusetts at Amherst. She is one of only five women among the 400 or so agents who are certified by the major leagues to represent professional baseball players.

Masteralexis went to Suffolk Law with the goal of becoming a sports labor relations lawyer, and over the years she has published extensively on collective bargaining issues and on the maze of legal problems that can affect professional sports teams and athletes. One of her recent articles, published in the *Jeffrey S. Moorad (formerly Villanova) Sports Law Journal*, is provocatively titled, "Enough Is Enough: The Case for Federal Regulation of Sports Agents."

She and her husband, fellow Suffolk Law alumnus Jim Masteralexis JD '89, founded DiaMMond Management Group in 1993 and today represent 30 pro ball players at the major and minor league levels (among them Manny Delcarmen, a former Red Sox pitcher most recently with the Baltimore Orioles).

At the start, she said, "It was challenging being a woman in the industry." She recalls an early experience trying to negotiate a player contract alongside her husband while she was eight-months pregnant.

"Someone made a comment from the other side of the table, saying, 'He had to bring his pregnant wife to close the deal,'" she said. "He tried to get leverage by embarrassing us at the table."

But she holds no grudges when it comes to such overt sexism. In fact, she grew used to going to agents' conferences "and being the only woman in the hotel ballroom."

Nowadays she praises pro athletes for being receptive to hiring a female negotiator, saying, "There's this perception that you have to do extra to convince a male athlete, but I have never felt that kind of resistance."

At Suffolk Law, she co-founded the Sports and Entertainment Law Association, a group that still meets.

She also recalls being encouraged by three professors in particular, Russell G. Murphy, Marc D. Greenbaum and Richard M. Perlmutter, who are all still with the faculty.

And she remembers first encountering a determined Kristen Kuliga when Kuliga was an undergrad at UMass-Amherst in 1991. Masteralexis encouraged her to consider the field of sports law while attending Suffolk Law.

"What I remember about Kristen is that she had this firm goal that she was going to represent athletes," Masteralexis added. "No one was going to tell her that she couldn't do it because she was female."

Kuliga, a native of Assonet, Mass., came of age in the rich milieu of Greater Boston sports fanaticism and was a gymnast and track athlete in high school. Her father was the athletic director at her school, and she "grew up hanging outside the locker room waiting for a ride home after practice."

**"Someone made a comment from the other side of the table, saying, 'He had to bring his pregnant wife to close the deal.' He tried to get leverage by embarrassing us at the table."**

— Lisa P. Masteralexis JD '90

Still, after a summer as a clerk in the Justice Department's U.S. Trustee Program, she set her mind on passing the bar exam and entering another male-dominated field—the Army's Judge Advocate General's Corps.

Then she met Gary Woolf, a principal with the noted Boston sports agency Woolf Associates, which negotiated on behalf of Larry Bird. She accepted an internship there and never looked back. Soon she was asked to help Flutie start the Doug Flutie Jr. Foundation for Autism, and she worked long hours with her colleagues on a marketing deal that led to the creation of Flutie Flakes, the star's novelty breakfast cereal.

Then came the chance to handle Flutie's mega-deal with the San Diego Chargers. She recalls asking the Boston College legend if he wanted her to partner with a more experienced agent, and Flutie responding, "No, I trust you; I know you are not going to have a second agenda."

After 18 years of working together, Flutie still feels that way.

"In making my decision for an NFL agent I was undated by big agencies," recalled Flutie. "I didn't want to be one of a number of clients; I wanted to know I had

someone I could trust and depend on to help manage my career on the field and off.”

As Kuliga’s experience with Flutie makes clear, the work of a sports agent does not stop with contract talks. To be successful, agents must branch out. Kuliga has added corporate consulting in sports to her portfolio.

K Sports & Entertainment—founded by Kuliga in 2002—oversees all of a player’s needs and goals, including endorsement deals and charitable fundraising. Which is why, on any given day, Kuliga can be trying to get an NFL team to sign a replacement long snapper

or flying across country to help retired athletes obtain sponsorship and marketing deals from companies like Nike, Dunkin’ Donuts and UPS.

Kuliga believes that well-trained agents could represent players in all major sports, but recruiting clients in football alone is a year-round job.

“I can’t even imagine doing it in multiple sports,” she said. “I would not have a life.”

### Inspiring Suffolk Law Grads

As she continues to grow her business representing active players like Mulligan, Wilfork and Washington Redskins punter Sav Rocca, Kuliga is inspiring and training the next generation of Suffolk Law graduates ready to bust through the glass ceiling of sports representation.

Seated just outside her office, working long hours to learn about the sports entertainment business, is Kristi Caputo JD ’13, a 28-year-old Belmont resident.

Caputo scored an internship at K Sports last spring and stayed on after graduation. She is grateful for the firsthand insights “into the day-to-day life of a highly successful sports agent and business entrepreneur.”

“Kristen has been an incredible mentor for me over the past couple of months,” she said. “She has entrusted me with a number of legal projects and has made herself available at all times when I have needed guidance.”

Watertown resident Porosky, who spent six months interning with Kuliga in 2009, sings similar praises.

“Kristen has been a huge mentor for me, and she is the reason I have gone down this path,” said Porosky, who now works for Altus Marketing & Management as an associate counsel.

Porosky has yet to handle players’ contracts, but she has worked on marketing deals for a slew of big names, including Rob Gronkowski of the Patriots, former Celtic Ray Allen, ESPN announcer Chris Berman, and former Patriots players Kevin Faulk and Troy Brown.

“I think I’m pretty lucky that I get to establish great relationships with the players and their families,” she said. “They become friends more than clients. I feel close to them and try to be there for them.”

She said negotiating contracts remains “very male-oriented,” although that is changing slowly. For now, Porosky especially embraces the opportunity to help athletes launch charities, a tricky legal field.

“Seeing the end result of the work of the charities and knowing that by helping the athlete you are helping the child with a disease like cancer, that’s rewarding,” she said.

“Suffolk Law gave me the tools I needed to get into the field and succeed.”

## Behind the Scenes for the Miami Dolphins

Next time you look at the Bank of America logo in the Miami Dolphins stadium, have a little respect. A Suffolk Law graduate has put a lot of work into it.

“It’s not just slapping a logo on the stadium and let’s go,” said Patrick Sullivan JD ’12, manager of the Dolphins Business Alliance and Special Projects. “It’s not, ‘How do we sell an ad?’ It’s ‘How do you create meaningful partnerships and how do you maintain them?’”

As a law grad, Sullivan admits he has a unique job. On the one hand, he participates in contracting discussions with some of the Dolphins’ biggest corporate sponsors. But the “cool part,” he said, is “all the other stuff on the business side, such as helping our partners interact with each other to generate business.”

For example, last year Sullivan helped develop a pre-game networking lounge—with private access to the field—that has become the hottest area for corporate sponsors, like Bank of America, to interact

and meet other elite corporate partners, premium seat members and vendors. Rather than just selling ads or seats, the Dolphins Business Alliance is selling membership to an elite business club.



“Now the Dolphins Business Alliance is in most every deal. It’s what every partner wants,” said Sullivan, who is the intermediary between the business alliance and the corporate sponsors. “It’s not just about the contract. It’s creating memorable business experiences so they want to continue coming back.”

Sullivan credits Suffolk Law, and especially the professors who often talked with him about their work experience, for teaching him to think outside the box.

“Right as a 1L you are giving arguments and debating them. And that’s what the real world is,” Sullivan said. “That’s what Suffolk Law teaches you how to do, real-world application of problem solving and thinking on your feet.”

— By Jennifer Brown Bonniwell



**Dean Camille Nelson** wrote “Colonial Optics: Dancehall and Legal Imperatives against the ‘Unnatural,’” a chapter in *Exploring Masculinities: Feminist Legal Theory Reflections* (Aldershot, UK: Ashgate, 2013) (M. Fineman and M. Thomson, eds.). She also is a contributing editor for the equality section of the blog [jotwell.com](http://jotwell.com).

**Marie Ashe** wrote “Multiculturalist Liberalism and Harms to Women: Looking through the Issue of ‘The Veil,’” 19 *UC Davis Journal of International Law & Policy* 1 (2012) (with Anissa Helie); and “Philosophy, Feeling, and American Novels: An Essay on Zen and the Art of Motorcycle Maintenance,” 37 *Legal Studies Forum*, suppl. 1, 63–79 (2013).

[1] **Michael Avery** wrote *The Federalist Society: How Conservatives Took the Law Back from Liberals* (with **Danielle McLaughlin** JD '09)(2013) and *Police Misconduct: Law and Litigation* (with **Karen Blum** and David Rudovsky) (2013–2014 edition).

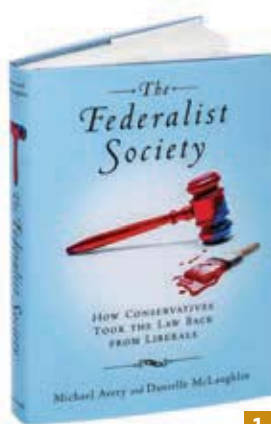
**Andrew Beckerman-Rodau** wrote “Toward a Limited Right of Publicity: An Argument for the Convergence of the Right of Publicity, Unfair Competition and Trademark Law,” 23 *Fordham Intellectual Property, Media & Entertainment Law Journal* 132 (2012) and “What Should Be Patentable? A Proposal for Determining the Existence of Statutory Subject Matter Under 35 U.S.C. Section 101,” 13 *Wake Forest Journal of Business and Intellectual Property Law* 145 (2013).

[2] **Karen Blum** wrote *Police Misconduct: Law and Litigation* (with **Michael Avery** and David Rudovsky) (2013–2014 edition); “Section 1983: Qualified Immunity,” 30th *Annual Section 1983 Civil Rights Litigation Program*, Practising Law Institute, vols. 1 & 2 (2013); “Local Government Liability Under Section 1983,” 30th *Annual Section 1983 Civil Rights Litigation Program*, Practising Law Institute, vol. 3 (2013); “Municipal Liability After Connick and Liability of Supervisors After Iqbal,” *Section 1983 Civil Rights Litigation 2013: New Developments & Strategies*, Practising Law Institute (2013); and “Qualified Immunity Developments: Not Much Hope Left for Plaintiffs,” 29 *Touro Law Review* 633 (2013) (with Erwin Chemerinsky and Martin A. Schwartz). Blum also was appointed a member of the State Advisory Committee to the U.S. Commission on Civil Rights.

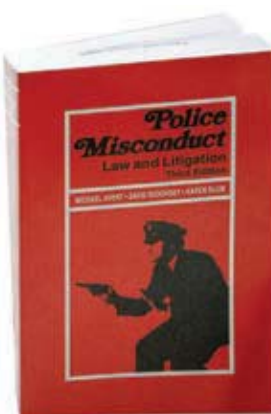
**Gerard Clark** wrote “Monopoly Power in Defense of the Status Quo: A Critique of the ABA’s Role in the Regulation of the American Legal Profession,” 45 *Suffolk Law Review* 1009 (2012).

**Meredith Conway** wrote “‘Money, It’s a Crime—Share It Fairly, But Don’t Take a Slice of My Pie!’: The Legislative Case for the Progressive Income Tax,” 38 *Notre Dame Journal of Legislation* 1 (2012–2013).

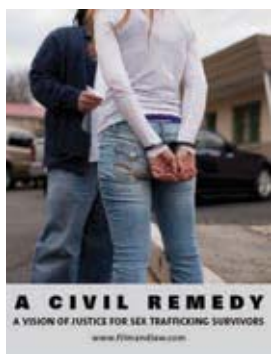
**Frank Rudy Cooper** wrote “Post-Racialism and Searches Incident to Arrest,” 44 *Arizona State Law Journal* 113 (2012).



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**Rebecca Curtin** wrote “The ‘Capricious Privilege’: Rethinking the Origins of Copyright Under the Tudor Regime,” 59 *Journal Of The Copyright Society Of The USA* 391 (2012).

[3] **Kate Nace Day** was awarded a grant by the Puffin Foundation to continue work on her first film, *A Civil Remedy*, a short documentary that highlights the importance of the civil justice system in ending human trafficking. *A Civil Remedy* was made by Film and Law Productions, a company founded by Day and her husband Professor **Russell Murphy** to present their work and that of Suffolk law students. The Mass. Academy of Trial Attorneys cited the film in honoring Day and Film and Law Productions with the group’s annual Media Award, to be given in 2014.

**Sabrina DeFabritiis** wrote “Lost in Translation: Oral Advocacy in a Land Without Binding Precedent,” 35 *Suffolk Transnational Law Review* 301 (2012) and “Barking Up the Wrong Tree: Companion Animals, Emotional Damages and the Judiciary’s Failure to Keep Pace,” 32 *Northern Illinois University Law Review* 237 (2012).

**Sara Dillon** wrote “Yes, No, Maybe: Why No Clear ‘Right’ of the Ultra-Vulnerable to Protection via Humanitarian Intervention?,” 20 *Michigan State International Law Review* 179 (2012); and “Opportunism and Trade Law Revisited: The Pseudo-Constitution of the WTO,” 54 *Boston College Law Review* 1005 (2013).

**Kathleen Engel** wrote “Complexity, Complicity, and Liability Up the Securitization Food Chain: Investor and Arranger Exposure to Consumer Claims,” 2 *Harvard Business Law Review* 345 (2012) (with Thomas Fitzpatrick) and “The State of Play in City Claims against Financial Firms,” to be published in *Fordham Urban Law Journal City Square* (forthcoming 2013). She also was appointed a member of the board of directors of the International Association of Consumer Law.

**Valerie Epps** wrote “Remarks: What Makes a State?,” 106 *Proceedings of the Annual Meeting of the American Society of International Law* 446 (2012) and “Civilian Casualties in Modern Warfare: The Death of the Collateral Damage Rule,” 41 *Georgia Journal of International and Comparative Law* 307 (2013).

**Bernadette Feeley** wrote “Guiding Law Students through For-Profit Field Placements,” 19 *Clinical Law Review* 57 (2012).

[4] **Steven Ferrey** wrote “Earth, Air, Water and Fire: The Classical Elements Confront Land and Energy,” 27 *Journal of Land Use & Environmental Law* 259 (2012); “Alternative Energy in a Spaghetti Western: Clint Eastwood Confronts State Renewable Energy Policy,” 32 *Utah Environmental Law Review* 279 (2012); “Follow the Money! Article I and Article VI Constitutional Barriers to Renewable Energy in

the U.S. Future,” 17 *Virginia Journal of Law & Technology* 89 (2012); “Toxic ‘Plain Meaning’ and ‘Moonshadow’: Supreme Court Unanimity and Unexpected Consequences,” 24 *Villanova Environmental Law Journal* 1 (2013); “Administrative Restructuring and Renewable Energy: Best Legal Practices in Developing Economies,” 3 *KLRI Journal of Law & Legislation* 91 (2013); *The Law of Independent Power* (New York & London: Thomson Reuters/West, 31st ed., 2013); and *Environmental Law: Examples and Explanations* (New York: Aspen Publishers: Wolters Kluwer Law & Business, 6th ed., 2013).

**Christopher Gibson** was appointed to the editorial board of the *International Law Journal of London*.

**Joseph Glannon** wrote *Civil Procedure: Examples & Explanations* (New York: Aspen Publishers: Wolters Kluwer Law & Business, 7th ed., 2013).

[5] **Dwight Golann** wrote *Sharing a Mediator’s Powers: Effective Advocacy in Settlement* (Chicago: American Bar Association, 2013).

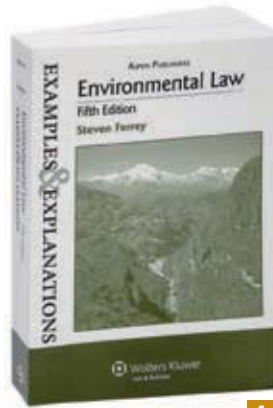
**Stephanie Hartung** wrote “Missing the Forest for the Trees: Federal Habeas Corpus and the Piecemeal Problem in Actual Innocence Cases,” 10 *Stanford Journal of Civil Rights and Civil Liberties* (Fall 2013) and “Legal Education in the Age of Innocence: Integrating Wrongful Conviction Advocacy into the Legal Writing Curriculum,” 22 *Boston University Public Interest Law Journal* 129 (2013).

**John Infranca** wrote “Institutional Free Exercise and Religious Land Use,” 34 *Cardozo Law Review* 1693 (2013) and “Transferable Development Rights Programs: ‘Post Zoning?’” 78 *Brooklyn Law Review* 435 (2013) (with Vicki Been).

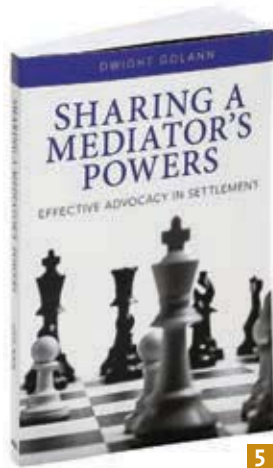
**Rosa Kim** wrote “The ‘Americanization’ of Legal Education in South Korea: Challenges and Opportunities,” 38 *Brooklyn Journal of International Law* 49 (2012) and “Lightening the Cognitive Load: Maximizing Learning in the Legal Writing Classroom,” 21(3) *Perspectives: Teaching Legal Research and Writing* 101 (2013).

**Charles P. Kindregan** wrote *Family Law and Practice* (West, 4th ed., 2013) (with Maureen McBrien and Patricia Kindregan); *Massachusetts Domestic Relations Rules and Statutes Annotated with Related Federal Statutes Annotated* (Thomson Reuters/West, 2013) (with Patricia A. Kindregan); “International Fertility Tourism: The Potential for Stateless Children in Cross-Border Commercial Surrogacy Arrangements,” 36 *Suffolk Transnational Law Review* 1 (2013) (with Danielle White); and “Reforming Alimony: Massachusetts Reconsiders Post-Divorce Spousal Support,” 46 *Suffolk Law Review* 13 (2013). He also joined in a Brief of Amici Curiae in the U.S. Supreme Court case *U.S. v. Windsor* (No. 12-307).

**Renée M. Landers** was elected to a third one-year term as secretary of the Section of Administrative Law and Regulatory Practice of the American Bar Association in August.



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**Jeffrey Lipshaw** wrote “‘What’s Going On?’ The Psychoanalysis Metaphor for Educating Lawyer-Counselors,” 45 *Connecticut Law Review* 1355 (2013).

**Stephen M. McJohn** wrote “Fair Use: The Case of the Missing Case,” 53 *IDEA: The IP Law Review* 323 (2013) and “Top Tens in 2012: Patent, Trademark, Copyright and Trade Secret Cases,” 11 *Northwestern Journal of Technology and Intellectual Property* 173 (2013).

**Kim M. McLaurin** wrote “Children in Chains: Indiscriminate Shackling of Juveniles,” 38 *Washington University Journal of Law & Policy* 213 (2012).

**Samantha Moppett** wrote “Think It, Draft It, Post It: Creating Legal Poster Presentations,” 18 *Legal Writing: The Journal of the Legal Writing Institute* 339 (2012); “Lawyering Outside the Box: Countering the Creativity Crisis,” 37 *Southern Illinois University Law Journal* 253 (2013); and “Control-Alt-Incomplete? Using Technology to Assess ‘Digital Natives,’” 12 *Chicago-Kent Journal of Intellectual Property Law* 77 (2013). She also was elected to the board of directors of the Legal Writing Institute.

**Marc Perlin** wrote *Sum & Substance Quick Review of Family Law* (New York: Thomson Reuters/West, 7th ed., 2012); *Massachusetts Proof of Cases* (New York: Thomson Reuters/West, 2012–2013 ed.) (with Davalene Cooper); and *Handbook of Civil Procedure in the Massachusetts District Court* (4th ed.) (Boston: Lawyers Weekly, 2013) (with John M. Connors). He also served as general editor of *The Rules: A print and online rules service for Massachusetts, containing civil and criminal rules for state and federal courts* (Boston: Lawyers Weekly, 2013).

**Andrew Perlman** completed his work as the chief reporter for the ABA Commission on Ethics 20/20 in February 2013. He also wrote *Regulation of Lawyers: Statutes and Standards* (New York: Aspen Publishers, 2013) (with Stephen Gillers and Roy Simon) and *Civil Procedure: Rules, Statutes, and Other Materials* (New York: Aspen Publishers, 2013) (with **Joseph W. Glannon** and Peter Raven-Hansen). In January, he was elected secretary of the Professional Responsibility Section of the Association of American Law Schools. Perlman was appointed as the inaugural director of Suffolk Law’s new Institute on Law Practice Technology and Innovation and as the director of the new Legal Technology & Innovation concentration.

**Anthony Polito** wrote *Small Business Corporation Stock: Special Tax Incentives*, U.S. Income Portfolios Library (Arlington, Va.: Bloomberg BNA, vol. 760, 3rd ed., 2013) and *Accounting Periods*, Tax Management Portfolios (Arlington, Va.: Tax Management Inc., vol. 574, 3rd ed., 2012).

[6] **Alasdair Roberts** wrote *The End of Protest: How Free-Market Capitalism Learned to Control Dissent* (e-book) (Ithaca, N.Y.: Cornell University Press, 2013) and “The Rise and Fall of Discipline: Economic Globalization, Administrative Reform and the Financial Crisis,” in

*Handbook de Administração Pública*, César Madureira and Maria Asensio, eds. (Lisbon, Portugal: INA Press, 2013).

**Marc A. Rodwin** wrote *Conflicts of Interest and the Future of Medicine: The United States, France and Japan* (New York: Oxford University Press, 2013); “Independent Clinical Trials to Test Drugs: The Neglected Reform,” 6 *St. Louis University Journal of Health Law & Policy* 113 (2012); “Rooting Out Institutional Corruption to Manage Inappropriate Off-Label Drug Use,” 41 *Journal of Law, Medicine and Ethics* 654 (2013); “Institutional Corruption and Pharmaceutical Policy,” 41 *Journal of Law, Medicine and Ethics* 544 (2013); “Five Un-Easy Pieces of Pharmaceutical Policy Reform,” 41 *Journal of Law, Medicine and Ethics* 581 (2013); and “Independent Drug Testing to Ensure Drug Safety and Efficacy,” Edmond J. Safra Center Working Papers, No. 23, September 19, 2013. He also was named a lab fellow at Harvard University’s Edmond J. Safra Center for Ethics for 2013–2014 and was appointed to the editorial board of the center’s Working Paper Series.

**Ilene Seidman** wrote “Stop the Thinking and Start the Doing: Three-Year Accelerator to Practice as a Market Based Solution for Legal Education” (with **Gerald Slater** and **Jeffrey Pokorak**), which will be published in the forthcoming issue of the *Washington University Journal of Law & Policy*.

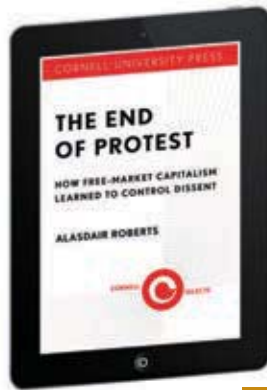
**Patrick Shin** wrote “Discrimination Under a Description,” 47 *Georgia Law Review* 1 (2012) and the entry “Civil Rights” in *The International Encyclopedia of Ethics*, Hugh LaFollette et al., eds. (Hoboken, N.J.: Wiley-Blackwell, 2013).

**Jessica Silbey** wrote “The Semiotics of Film in U.S. Supreme Court Cases,” (with **Meghan Hayes Slack JD ’12**) in *Law, Culture and Visual Studies*, Anne Wagner & Richard Sherwin, eds. (Dordrecht, Netherlands: Springer Press, 2014) and “Surveying Recent Scholarship on Fair Use: A Conversation,” 52:2 *Cinema Journal* 138–150 (2013) (with Peter Decherney, Rebecca Tushnet and Bill Herman). In May, she received the Alexander J. Cella Memorial Award for faculty dedication to the *Suffolk Law Review*. She has been invited to serve on the editorial board of *IP Law Book Review*.

**Linda Simard** wrote “A View from Within the Fortune 500: An Empirical Study of Negative Value Class Actions and Deterrence,” which will be published in a forthcoming issue of the *Indiana Law Review*. In January, she was appointed chair of the Civil Procedure Section of the Association of American Law Schools.

**Gabriel H. Teninbaum** wrote “Medical Apology Programs and the Unauthorized Practice of Law,” 46 *New England Law Review* 505 (2012).

**Elizabeth Trujillo** wrote “A Dialogical Approach to Trade and Environment,” 16 *Journal of International Economic Law* 3 (2013); “The WTO Appellate Body Knocks Down U.S. ‘Dolphin-Safe’ Tuna Labels But Leaves a Crack for PPMs,” *ASIL Insights*, American Society of International Law, July 26, 2012; and “The Tuna–Dolphin Encore: WTO Rules on



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Environmental Labeling,” *ASIL Insights*, American Society of International Law, March 7, 2012. She was elected co-chair of the International Economic Law Interest Group of the American Society of International Law and was appointed co-director of Suffolk Law’s International Law Concentration for the 2013–2014 academic year. Trujillo received a Humboldt Research Fellowship Award sponsored by the Alexander von Humboldt Foundation in Bonn, Germany, to complete her book project on trade and sustainable development as a visiting scholar at the Max Planck Institute for Comparative Public Law and International Law in Heidelberg, Germany.

**Kathleen Vinson** wrote “Hovering Too Close: The Ramifications of Helicopter Parenting in Higher Education,” 29 *Georgia State University Law Review* 423 (2013). She also was elected president of the Association of Legal Writing Directors.

## Adjunct Faculty

We appreciate the contributions made to our students’ education and to the law school by our adjunct faculty:

- |  |   |
|--|---|
| David E. Abrams                          | Linda Giles                             |
| Daniel W. Ahern, Suffolk JD’82           | Edward M. Ginsburg                      |
| Barbara Anthony                          | William E. Graves                       |
| Mitchel Appelbaum                        | Erica B. Gray                           |
| Susan A. Atlas                           | Karl O. Hartmann                        |
| Irwin N. Barnes                          | Stephen Houlihan                        |
| Janis M. Berry                           | Eddie Jenkins Jr.                       |
| Michael C. Bolden, Suffolk JD’78         | Brian J. Kelly                          |
| Michael R. Brown                         | Kenneth J. King                         |
| Michelle Carron, Suffolk JD’89           | Shannon C. Kirk                         |
| Dragan Cetkovic, Suffolk JD’94           | Todd W. Krieger, Suffolk JD’99          |
| Kerry Choi                               | Marc R. Leduc                           |
| Jerry Cohen                              | James M. Lynch                          |
| Lynda M. Connolly                        | Bonnie MacLeod                          |
| John C. Cratsley                         | Paula F. Mangum                         |
| Cyrus Daftary                            | Catherine F. McCarron, Suffolk JD’86    |
| Marshall S. Davis                        | Stephen McNaught, Suffolk JD’92, MBA’78 |
| William J. Delaney                       | Paul H. Merry                           |
| Ralph C. Derbyshire                      | Olivia C. Milonas                       |
| Thomas M. Dickinson                      | Peter M. Moldave                        |
| Gordon L. Doerfer                        | Peter D. Nash, Suffolk JD’87            |
| Kerry E. Doyle                           | Martin J. Newhouse                      |
| Jay W. Fee, Suffolk JD’86                | Anne B. O’Driscoll, Suffolk JD’03       |
| Mark A. Fischer                          | Donna L. Palermينو                      |
| Robert A. Fishman                        | Shenan L. Pellegrini, Suffolk JD’99     |
| Francis J. Frasier                       | Nelson Scott Pierce                     |
| Arthur S. Fulman                         | Carmin C. Reiss                         |
| James E. Gallagher, Suffolk JD’04        | Philip Swain                            |
| Andrew J. Garcia                         | Kirk Teska                              |
| Alexander C. Gavis                       | Timothy O. Wilkerson, Suffolk JD’03     |
| Gustavo A. Gelpi, Suffolk JD’91, HLLD’06 | Ellen J. Zucker                         |
| Serge Georges Jr.                        |   |

# ADVANCEMENT

## Meyers' Gift Launches In-House Law Firm

Suffolk Law students will soon have the opportunity to work at an actual law practice to be established within the law school, thanks to a \$250,000 donation from Suffolk University Board of Trustees Chair Andrew C. Meyer Jr. and his wife, Kathleen Sullivan Meyer.

The Meyers' gift will launch the new Accelerator to Practice program to prepare students to enter legal practice immediately after school.

Students will represent average-income clients in fee-generating cases while also learning the business of running a small or solo practice. The Meyers' donation will fund two graduate law fellows to manage cases and supervise the work of up to 20 law students. A clinical faculty member will serve as the firm's managing attorney.

"Prior to this program, law school graduates would have to gain experience through either unpaid internships or a mentoring partnership with a lawyer who had the time and availability to train them," said Andrew Meyer JD '74, HLLD '99.



"This innovative program will provide our students with the highest quality hands-on training."

Andrew Meyer is a founding partner of Lubin & Meyer, a Boston medical

malpractice firm well-known for its groundbreaking verdicts and settlements. Kathleen Sullivan Meyer JD '78 was appointed to the state Board of Registration in Medicine in 2012.

"I have tremendous respect and gratitude for the university and its law school, which afforded me opportunities I might not have otherwise been offered," said Andrew Meyer, who became chairman of the board in 2010 after serving as a longtime trustee.

The Accelerator to Practice program, which will launch in September 2014, will include enhanced upper-level coursework focused on business, case management and technological competencies to ensure that Suffolk Law's students are "more than practice ready" at graduation, Andrew Meyer said.

"There has been a tremendous effort in putting this program together. We believe it will ensure that Suffolk Law School continues to produce some of the finest attorneys in this country," he said.

—By Marc Filippino

## Alumni-Trustee Call for Nominations

**We need your help** identifying the next law school representative to the university's Board of Trustees. The Alumni Trustee Committee is now seeking nominations for the position of alumni trustee. As Suffolk Law alumni, your input can make a huge impact on your school.

There are three alumni trustees, one for each of

Suffolk University's three schools and its respective graduates. Each alumni trustee serves a three-year term.

Nominations are being accepted until Feb. 7, 2014. **For more info and to submit a nomination**, please visit [www.suffolk.edu/law/alumni](http://www.suffolk.edu/law/alumni) or call the Alumni Engagement Office at 617-305-1999.



# Giving Back: Kahalas Creates Fund for Students in Need

In more than four decades of criminal trial work, Howard Kahalas JD '72 has always been grateful for the start that Suffolk Law gave him.

"Suffolk gave me an opportunity to do what I have loved every single day of my 42-year career," Kahalas said. "I've done very well, and I owe it all to Suffolk."



That's why Kahalas and his wife Judith are giving back with a \$100,000 scholarship to subsidize law students who want to attend the university he loves so much.

"What I wanted to do is give to someone who didn't necessarily have the financial means to go to law school a chance to do so," said Kahalas, a personal injury attorney who established his own law firm in 1981 after several years as a solo

practitioner. "If I'm helping somebody who would not necessarily be able to go to law school, then that makes me happy."

Howard and Judith Kahalas both grew up in Mattapan and began dating as teenagers. They have close ties to the city: Howard's father, the late Judge Abraham H. Kahalas, was a state representative and member of the Governor's Council before taking the bench; Judith is a full-time faculty member and coordinator of the Writing Center at Roxbury Community College; and Howard's office is just steps away from Suffolk Law.

The Howard and Judith Kahalas Term Scholarship Fund will provide \$10,000 grants for up to two students per year based on need, with preference given to students from historically underrepresented communities.

Kahalas also will provide career advice and mentoring to scholarship recipients, a part of the scholarship that both he and his wife believe could be the most valuable to law students as they graduate and head out into the workforce.

"Mentorship is the most important gift you can give anyone," said Judith Kahalas. "As a mentor, you can give students the gift of inspiration, a sense of community and the feeling that there is someone supporting them and cheering them on."

Dean Camille Nelson says that this donation meets two of Suffolk Law's primary goals: to provide access to legal education to students with financial need, and to be a welcome home for students from underserved communities.

"We're grateful to the Kahalases for their generosity, both in terms of scholarship funds and attorney Kahalas' time in mentoring students through the ups and downs of law school and beyond," she said.

—By Jennifer B. Bonniwell

## Connections and Fun in Nation's Capital

From an annual clothing drive to a reception for U.S. Rep. John Tierney JD '76, Suffolk Law's Washington, D.C., alumni chapter hosts an array of professional and social opportunities that reflect the work-hard-play-hard mentality of its members.

"At a recent event, a bunch of us—with a 30-year age range—were sitting around after an event enjoying a drink and ribbing each other seemingly mercilessly," said chapter vice president Ken Gear BSB '89 JD '95. "But at the same time, we were brainstorming to come up with contacts for one alum looking to change jobs, talking about the best CLE credit opportunities for another, discussing work-life balance issues. It was like lawyers' therapy."

The D.C. alumni chapter is among the most thriving of Suffolk Law's regional alumni groups. It started informally in the mid-1970s and was organized as a non-profit in Maryland in 1984.

Like other regional chapters, the group hosts accepted-student receptions and social events that showcase Suffolk Law's influential alumni. In June, the group held a career panel featuring Matthew Okolita JD '06, general counsel at Bennett Group Financial Services; and Air Force Maj. Gen. F. Andrew Turley JD '74.

The chapter recently hosted Suffolk health law professor Renee Landers, who has spoken to the D.C. chapter before about her positions during the Clinton administration.

"The chapter's career panels are really valuable," said Farrah Saint-Surin JD '08, co-vice president of the chapter. "With all the different ages, you are able to see the spectrum of professional possibilities."

—By Carolyn Lang

# INTELLECTUAL PROPERTY

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## Suffolk Law Alumni Board of Directors 2013-2014

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## New Members of the Alumni Board of Directors

### New Faces | Michael Caljouw JD '91

Michael Caljouw JD '91 is vice president of government and regulatory affairs for Blue Cross Blue Shield of Massachusetts. Before joining Blue Cross, he was senior counsel at Holland & Knight in Boston.

"Suffolk Law trained me so well for my work as an analytical lawyer invested in the development of major policy initiatives," Caljouw said. "I hope my board service can help ensure these opportunities flourish for today's generation of students, who stand at such a critical intersection of the law and policy."

For 10 years, Caljouw held senior positions in Massachusetts state government. Most recently, he served as deputy director, general counsel and chief of staff for the state's Office of Consumer Affairs and Business Regulation.



Caljouw attended Boston Latin School and Williams College before graduating *cum laude* from Suffolk Law.

He has been an instructor of legal writing and research at Boston University School of Law and is a frequent guest lecturer and expert panelist on health care, legal and public policy. Most recently, he has lectured and written extensively on the implementation of the

Affordable Care Act in Massachusetts.

In 2010, Caljouw received Suffolk Law's Outstanding Alumni Service Award. He also serves on the Board of Advisors for Suffolk Law's Rappaport Center for Law and Public Service.

Caljouw and his wife, Ann-Margaret, live in Milton, Mass., with their children, Jack and Megan.

### New Faces | F. Andrew Turley JD '84

Retired Maj. Gen. F. Andrew Turley JD '84 is the general counsel for the Joint Improvised Explosive Device Defeat Organization for the U.S. Department of Defense in Washington, D.C. He also served for more than 27 years with the Air Force, Air Force Reserve and Air National Guard, culminating in his last assignment as the Ninth Air National Guard assistant to the Air Force judge advocate general.

"This is a superb opportunity to help ensure our alumni remain a vibrant and relevant part of the Suffolk Law community and to promote the interests of Suffolk within the legal community at large," he said.

Turley began his legal and military careers in 1985 as an active-duty Air Force judge advocate with assignments in California, Illinois and Italy.



After a short stint in private practice, he entered public service as a civilian attorney in 1992. He worked for the Department of the Air Force (detailed to the Department of Justice), Federal Election Commission, IRS Office of Chief Counsel, and Office of Administration in the Executive Office of the President before assuming his current duties in 2008.

He retired from the Air Force Reserve in 2012.

Turley received his bachelor's degree in political science *summa cum laude* from the University of Massachusetts Boston and graduated *cum laude* from Suffolk Law.

He lives in Fairfax, Va., with his wife, Catherine, who is an associate professor at George Washington University.

## Alumni Weekend 2013

### Alumni Dinner and Awards Ceremony

The Liberty Hotel, September 28, 2013, Boston, MA

Over the course of three days, nearly 400 law school alumni came together. The weekend was a fun opportunity to reconnect with Suffolk Law and included a variety of programs. From cocktails with recent graduates and a student/alumni golf tournament, to a panel discussion about women in the practice of law, we welcomed back alumni from the graduating classes of 1953 to 2013. The highlight of the weekend was the Alumni Dinner and Awards Ceremony at the Liberty Hotel. Three of our distinguished alumnae were honored for their achievements and service to the law school (The Hon. Linda S. Dalianis JD '74, HLLD '01; Mary K. Murray JD '02; and Lindy Aldrich JD '06). We were delighted to welcome Hank Brennan JD '96 as our keynote speaker. Hank eloquently narrated his experiences beginning with his time at Suffolk Law, to his most recent case as lead co-counsel for Boston gangster James "Whitey" Bulger. We truly appreciate the support and commitment of our alumni and are already looking forward to next year's weekend.



[1] Outstanding Alumni Service Award recipient Mary Murray JD '02, President of the Alumni Association Stephani Hildebrandt JD '00. [2] From left, John Nucci BA '07, JD '12, Daniel Conley JD '83, John Nucci MPA '79, Howard Kahalas JD '72 and his wife Judith. [3] Hon. Serge Georges JD '96, keynote speaker Hank Brennan JD '96 and Suffolk Board of Trustees Chair Andrew C. Meyer Jr. JD '74, HLLD '99 [4] Hank Brennan JD '96 gives the keynote address at the Liberty Hotel. [5] Trustee Damian Wilmot JD '00, right, chats with Professor Renée Landers. [6] Henry Sullivan JD '84, Ani Ajemian JD '07 and guest Meghan Burke. [7] Outstanding Young Alumni Award Recipient Lindy Aldrich JD '06, Associate Dean Ilene Seidman and Outstanding Alumni Achievement Award Recipient Hon. Linda S. Dalianis JD '74, HLLD '01.





### Wine Tasting Reception, Classes of 1993-1995

Sargent Hall, October 8, 2013, Boston, MA



Michael St. Andre JD '95, Jonathan Tabasky JD '95, Mia Frabotta JD '95, Gary Murad JD '95, Tom Johnson JD '95.

### GOLD Cocktail Reception

Julep Bar, September 26, 2013, Boston, MA



[1] Emmanuel Mukendi JD '12, David Schachner JD '12, Garrett Marques, JD '12 Alison Drobiarz JD '13. [2] (Top row, from left) Greg Devlin JD '13, Meghan Driscoll JD '13 and Daniel Gaudet JD '13. (Bottom, from left) Sean Devlin JD '10, Megan Fanning JD '13 and John Rapone JD '13. [3] Tiffany Michael JD '10, Vanessa Hernandez JD '10 and Avni Amin JD '10.

## Alumni Weekend 2013

### Women's Leadership Academy

Sargent Hall, September 27, 2013, Boston, MA



**SAVE THE DATE!**

*Alumni Weekend 2014*

Thursday-Saturday, Oct. 23-25

*Stay tuned for more details*

**[1]** Women's Leadership Academy panelists: Elke Trilla-Perkuhn JD '12, Joan Vennoch JD '84, Alumni Association President Stephani Hildebrandt JD '00 and Professor Renée Landers.

**[2]** Associate Dean Ilene Seidman, Dean Camille Nelson and Hon. Amy Nechtem JD '85.

**[3]** Jennifer Doig JD '11, Andrea S. Jackson BA '88, JD '93 and Associate Dean Kim McLaurin.

## Alumni Events 2013

### U.S. Supreme Court Swearing in Program

April 1, 2013, Washington, DC



**[1]** Chief Justice John Roberts congratulates Suffolk Law alumna newly admitted to the U.S. Supreme Court Bar.

**[2]** Associate Justice Samuel Alito, Dean Camille Nelson, Maria Rockwell JD '02, Associate Justice Ruth Bader Ginsburg, Eric Nissen JD '74, Cynthia Blumsack, Helaine Palmer JD '78.

**[3]** Suffolk University Law School's newly admitted members of the U.S. Supreme Court Bar.



### 26th Annual Thomas J. Drinan Memorial Fellowship Reception

Sargent Hall, June 12, 2013, Boston, MA



**[1]** Bruce Singal, Kerrie Barry JD '14, Dean Camille Nelson, Hon. Richard G. Stearns. **[2]** Kerrie Barry JD '14 with past Drinan Fellows and Drinan Committee Members.

## Alumni Events 2013

### New Hampshire Alumni Chapter Dinner

Bedford Village Inn, March 5, 2013, Bedford, NH



Suffolk University Law School New Hampshire Alumni Chapter.

### Summa Dinner

The Ritz-Carlton Hotel, May 19, 2013, Boston, MA



[1] Keith Greenaway, Hon. Joseph Greenaway, Jr. HLLD '13, Alicia Greenaway, Trustee Damian Wilmot JD '00.

[2] Hon. Roderick Ireland HLLD '98, Alice Roderick, Lawrence DiCara JD '76.

[3] Paul Zerola JD '01, Nicole Zerola JD '01.



### Fenton Public Service Award Reception

Sargent Hall, June 4, 2013, Boston, MA



Top row: Hon. John E. Fenton, Trustee Gerard F. Doherty JD '60, Associate Dean Christopher Gibson. Bottom row: Raeha Blouin JD '13, Katharine Hall JD '13, Courtney Clemente JD '13.

# A Strategic Vision for Employment

**W**ITH DISRUPTION comes opportunity. Emerging service industries and a growing underserved market for affordable legal services reveal a consistent need for lawyers and our services. Three-quarters of parties in Massachusetts' housing and family and probate courts are unrepresented. Technological innovation produces an ever-growing list of new legal and law-related service companies and jobs in the business and tech sectors. Existing practices and businesses continue to seek lawyers capable of leveraging technology and business skills to improve client service.

So, what can we do to prepare our students to take advantage of these opportunities?

Over the past year, Suffolk Law's newly reconstituted Professional & Career Development team has completed a strategic review of our industry and graduate employment statistics and devised a plan to move forward. We've decided we need to:

- Engage students to develop professional skills and goals by providing accessible and effective services, programming and individual counseling;
- Empower students to achieve their career goals through expanded opportunities for practical training and post-graduate employment; and

- Educate students to master the skills and competencies required to succeed as lawyers in the 21<sup>st</sup> century.

Working with faculty and administrators, we've begun to do just that.

It starts with engagement. We've launched new online tools available to students on demand—any time of the day or night—on the law school's redesigned website. The Resume Builder formats a student's resume to ensure that it's a high quality representation of his or her skills and experience. Students can practice for interviews using another tool,

## What can we do to prepare our students to take advantage of these opportunities?

Interview Stream, that allows students to answer sample interview questions appropriate to specific legal fields, watch a video of their answers, and then email the video to counselors for additional feedback.

We've also launched new job search tools, also available 24/7 on the website, to further engage students in the process. Career Shift, mines the web



for all posted jobs to provide students with one-stop global shopping for internship and postgraduate job opportunities. Providing online career supports to students in addition to effective programming and counseling services will enable students to compete more effectively for the existing pool of traditional entry-level legal positions.

We're empowering students to get the jobs they want by expanding opportunities for practical experience. To start, we're expanding our first-year summer internship program—which places more than 110 students in judicial internships—to also include government and public service employers. We're creating a new summer internship program for small- and medium-sized firms and corporations to provide students greater opportunities for practical training and post-graduate

opportunities. We're also working with Professor Andy Perlman and our new Institute on Law Practice Technology & Innovation to create new internships in law-related technologies, practice and knowledge management.

Finally, we're working to train students in professional communications, legal technologies and project management.

We're also helping build Suffolk Law's new Accelerator to Practice Program, which will enable students to start or join solo or small practices upon admission to the bar.

Of course, we're doing this with and for you, our alumni community. Visit [www.suffolk.edu/law/careers](http://www.suffolk.edu/law/careers) to access our on-demand services for alumni. Also, please join our mentoring programs and hire Suffolk Law students as legal interns.

For the last five years, legal educators and career services professionals have questioned how to react to our new economic reality. At Suffolk Law, answers are beginning to emerge.



*Jerry Slater joined Suffolk Law as its first Assistant Dean for Professional & Career Development in October 2012. He can be reached at [gslater@suffolk.edu](mailto:gslater@suffolk.edu).*

1967

**Gary Fialky**, chairman of the corporate department at the Springfield-based firm Bacon Wilson PC, was named a 2012 New England "Super Lawyer" by *Boston* magazine.

1968

The Hon. **David Wiseman** BSBA '65 was re-elected to a third term as a Superior Court judge for the U.S. Commonwealth of the Northern Mariana Islands. He also was appointed to his 11th consecutive term as a designated judge of the U.S. District Court for the Northern Mariana Islands.

1973

**Francis R. Mirkin** was named 2013 Top Rated Lawyer in Real Estate by lawyer ranking service Martindale-Hubbell.

1974

**Thomas D. Murphy** was elected chairman of the board of directors of CATIC Financial, Inc., the parent company of Connecticut Attorneys Title Insurance Company, New England's largest domestic and only bar-related title insurance underwriter.

1975

**Richard T. Tucker**, associate justice of the Massachusetts Superior Court, received the 2013 Judicial Excellence Award from the Massachusetts Academy of Trial Attorneys.

1977

**Robert L. Jubinville** BSBA '73, an attorney in Milton, Mass., was elected to a two-year term on the Massachusetts Governor's Council.

**James Perkowski** was appointed assistant clerk

magistrate in the District Court, Attleboro, Mass.

1978

**Richard Few**, an attorney for Smith Moore Leatherwood, Greenville, S.C., was included in the 2013 edition of *Chambers USA*.

1979

**Robert Sacks**, executive vice president, general counsel and secretary of Standard Parking Corp., was profiled in the *National Law Journal* (January 2013).

1980

The Hon. **M. Jacqueline Regis**, district court judge in Hennepin County, Minn., was named a 2013 Woman of Distinction by the Girl Scouts of Minnesota and Wisconsin River Valleys.

1981



**Henry C. Shelley, Jr.**, general counsel to the Department of Defense Inspector General, retired as captain in the U.S. Navy Reserves after 31 years of service.

1982



**Patricia A. McEvoy** was promoted to chief ethics

and compliance officer at The Hartford in Connecticut.

1985

**Claire (McLaughlin) Cronin** was elected to the Massachusetts House of Representatives for the 11th Plymouth district. She serves on the Joint Committee on the Judiciary, the Joint Committee on Economic Development and Emerging Technologies, and the Joint Committee on Veterans and Federal Affairs.

1987

**Michael Donlan**, a partner in the Portland, Maine, office of Verrill Dana LLP, was included in the 2014 edition of *The Best Lawyers in America*.

**William Erickson** was named chair of the insurance group at Robins, Kaplan, Miller & Ciresi LLP in Boston.

**Daniel C. Pope** will publish his second novel, *Housebreaking*, with Simon and Schuster, in 2014.

1988

**Robert Chiaravalli**, president of Strategic Labor and Human Resources, LLC, in West Bloomfield, Mich., was named a fellow of the National Labor and Employment Relations Association.

**Laura Richards**, an attorney with the Mass. Association of Health Boards, was appointed to the Board of Health in Milton, Mass.

1990

**John H. Draper IV**, senior vice president at the Burlington, Vt., based firm Paul Frank + Collins PC, received an AV Preeminent rating from Martindale-Hubbell.

**Gregory P. Noone**, professor of political science and law and director of the National Security and Intelligence Program at Fairmont State University in West Virginia, was named 2012 Professor of the Year by the Faculty Merit Foundation of West Virginia.

**Dennis P. Sargent** was nominated by Mass. Gov. Deval Patrick as an associate justice of the Clinton District Court.

1991

**Sharon J. Thibeault**, second assistant district attorney for Barnstable County, Mass., was named 2013 Prosecutor of the Year by the Mass. District Attorney's Association.

1992

**Kathleen Heffernan** was appointed chief compliance officer at Boston Medical Center.

**Christopher P. LoConto** was nominated by Mass. Gov. Deval Patrick as an associate justice of the Fitchburg District Court.

1993

**Elizabeth Levy** was named a Leader in the Law for 2013 by the *Massachusetts Lawyers Weekly*, the *Rhode Island Lawyers Weekly* and *New England In-House*.

**Tom Sullivan** was appointed general counsel at the Bipartisan Policy Center in Washington, D.C.

1994

**Michael O'Loughlin** was appointed an assistant clerk magistrate in the central division of the Boston Municipal Court Department.

1995



**Alicia A. Donahue** joined the investment management firm Nashua Capital Management, in Nashua, N.H., as a partner.

**Elaina Quinn**, assistant clerk at the Mass. Suffolk Superior Court Civil Clerk's Office, received the Excellence in Courthouse Management Award.

1996

**David Iacuzio** was elected a shareholder of the firm Winstead PC in Charlotte, N.C. He is a member of the finance and banking and real estate finance practice groups.

1997

**Erin Bradbury** was appointed secretary of the board of directors of the Elder Services of Worcester (Mass.) Area, Inc.

**William L. Roberts** MBA '81 joined the Boston office of Preti Flaherty as of counsel with the energy law group.

**Bari Weinberger**, owner and founding partner of Weinberger Law Group LLC in Parsippany, N.J., was named one of the 2013 Best 50 Women in Business by *NJBIZ* newspaper.

1998

**Cesar Archilla** was appointed a circuit district court judge for Essex County, Mass.

Internship | Physicians for Human Rights

## Alum Helps Third-Year Student Get Experience as Intern

When Jim Meara JD '13 started at Suffolk Law, he had a vision of working for a human rights group that could somehow make a difference in the world.

Last spring, Meara got to do just that when he helped compile a report on human rights abuses by the Chinese government for the UN Office of the High Commissioner for Human Rights.

As an intern with Physicians for Human Rights in Boston, Meara researched stories of people who had been granted asylum in the United States. He reviewed medical reports of torture and other abuses, and then helped compile the group's report detailing—with supporting documents—the status of human rights in China.

“When I came to law school, this is what I had a desire and passion to do,” Meara said. “It gave me a little bit of a taste of what an attorney does in a human rights NGO.”

This is one of the reasons Suffolk Law graduate Christy Fujio JD '08 hired Meara last spring. She knows that internships are especially important in public interest fields, where money is tight and staff positions are few and far between.

“They need to do as many internships or as much volunteer work as possible because it's virtually impossible to start a career in human rights unless you have some substantive field experience prior to graduation. Academic experience is not enough,” said Fujio, who is director of MENA training and legal advisor for Physicians for Human Rights.



Christy Fujio JD '08 hired Jim Meara JD '13 as an intern at Physicians for Human Rights in the summer of 2013.

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**Internships are especially important in public interest fields, where money is tight and staff positions are few and far between.**

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Fujio oversees training of doctors and lawyers on how to document human rights violations. Since last summer, she has been working with Syrians, though she can't be more specific due to security concerns.

Fujio tries to impress upon interns the importance of well-rounded skills. “For a lot of human rights work, you need to be a jack-of-all-trades, with

the ability to do many things—legal, administrative, financial, fundraising,” Fujio said.

These are exactly the types of experiences that Suffolk Law seeks to provide its students.

“Students are eager to contribute their skills and learn from working in a professional environment,” said Suffolk Law practitioner in residence Christine Bustany, who also leads the International Internship Program. “And often the supervising attorneys value having interns not only in terms of the work they assist with, but also because they enjoy mentoring students.”

— *Monica Jimenez*

Alumni Profile | Michael Cianchette JD/MBA '10

## From Chief Legal Counsel to Police Training for Afghans

When Michael Cianchette JD/MBA '10 joined Maine Gov. Paul LePage's administration as deputy legal counsel following the 2010 election, he did so with a caveat.

The U.S. Navy Reserve member told LePage he'd resign his post if he were called up to active duty.



In February, the Navy called. And in August, Cianchette kept his word.

"It's a real commitment, but it's worth it for every second," said Cianchette, who was the governor's chief legal counsel when he resigned to serve a tour of duty in Afghanistan.

Cianchette grew up near the now-shuttered Brunswick Naval Air Station in Brunswick, Maine. He's had his sights set on a military career since he was a teenager. He considered enlisting several times before he was commissioned in July 2010.

Over the past three years, he's split his time between his duties with the LePage administration and

continuing service with the Navy Reserve.

In Afghanistan, where Cianchette is expected to serve for eight or nine months, he'll be teaching Afghan police forensics and investigative techniques, among other duties.

Cianchette said his Suffolk Law degree has laid a solid foundation.

"One of the great things about Suffolk Law School is its focus on practicalities. It's a great generalist degree that gives you a background of working through problems," he said. "And that's really what the heart of intelligence work is. You have a lot of unknowns."

While he's proud to be heading to Afghanistan to serve his country, Cianchette said he regrets that he'll be apart from his wife, whom he married in September 2012.

"As my wife pointed out the other day, I'll probably arrive in Afghanistan on our first wedding anniversary," Cianchette said. "But this is what I signed up to do." — *Evan MacDonald*

**Anthony Blenkinsop** was named city attorney for Dover, N.H.

**Christine Marinello** opened the Law Office of Christine Marinello in North Kingstown, R.I., focusing on special education, children's health care needs, employment discrimination and guardianship matters.

### 1999

**Manisha H. Bhatt**, a senior attorney in the Family Unit of Greater Boston Legal Services, was appointed to the Mass. Judicial Nominating Committee.

**Francine Gardikas** was elected partner in the Boston office of Burns & Levinson LLP.

### 2001

**Tricia (Gray) Hayes** published adult novel *Liberty Begins* under her pen name Leigh James.

**Kevin V. Maltby** of the Springfield, Mass.-based firm Bacon Wilson PC, was named a 2012 New England "Super Lawyer" by *Boston* magazine.

### 2002

**Alisa K. O'Neil** was promoted to trust counsel at Loring Wolcott & Coolidge Trust LLC in Boston.

**Edward Prisby** joined the firm Kenney & Sams PC as an associate.

### 2003

**J. Eric Chisholm** of the Boston firm Kantrovitz & Associates PC was named a 2012 Massachusetts Rising Star by *Super Lawyers Magazine*.

The company co-founded by **Justin Cook**, C-4 Analytics, placed 69th on the 2013 *Inc.* 5000 List of the fastest growing private companies in America. The Boston-based digital

marketing agency ranked third in Massachusetts.

### 2004

**Brian M. Haney** joined the Boston office of Preti Flaherty as a director with the litigation and labor and employment law groups.

**G. Matthew Pike**, chief deputy with the Lawrence County Public Defender's Office in Deadwood, S.D., was named 2013 South Dakota Young Lawyer of the Year by the Young Lawyer's Section of the State Bar of South Dakota.

**Marren Sanders** was promoted to associate professor of law at Phoenix School of Law in Arizona.

### 2006

**Samuel E. Cohen**, an attorney with Gross McGinley LLP in Allentown, Pa., was accredited by the U.S. Department of Veterans Affairs to handle claims for benefits before the Board of Veterans Appeals.



**Stephen E. Kabakoff** was promoted to partner at Finnegan, Henderson, Farabow, Garrett & Dunner LLP in the firm's Atlanta, Ga., office.

**Carolina Tumminelli** joined the Chelmsford, Mass. location of Law Offices of Howard H. Swartz PC as an associate.

### 2007

**John Brescher** joined the firm Glidden & Glidden Associates in Nantucket, Mass.



**Meghan Williams**, a lawyer at Miller Nash LLP in Vancouver, Wash., was named an Accomplished and Under 40 professional by the Vancouver Business Journal.

2008

**Courtney C. Shea** was appointed chair-elect of the Young Lawyers Division of the Massachusetts Bar Association. She will serve as chair from 2014-2015.

**Tara Shuman**, counsel in the Boston office of Verrill Dana LLP, was honored by the Political Asylum/Immigration Representation Project as the 2013 Pro Bono Asylum Attorney of the Year for her work representing a Ugandan asylum seeker who had suffered persecu-

tion in Uganda due to her political activity. She worked on this pro bono matter for more than two years, including several months during her own cancer treatment.

2009

**Paul Mark**, who is serving a second term as Massachusetts state representative, 2nd Berkshire district, was appointed vice chair of the Joint Committee on Higher Education.

2010

**Denise (Ouellet) McCarthy** was named managing partner of the boutique estate planning law firm Cody & Cody, LLC, which changed its name to Cody, Cody,

Cusano & McCarthy, LLC as of Jan. 1, 2014.

**Riikka Morrill**, an associate in the Portland, Maine, office of Verrill Dana LLP, was named a Katahdin Counsel by the Maine Supreme Judicial Court in recognition of her pro bono work.

**Erin Secord** joined the Minneapolis, Minn., firm Fredrikson & Byron PA as an associate in the litigation group.

**Ashley Stolba** was promoted to associate counsel at the Massachusetts Association of REALTORS.

2011

**Justin Davidson** joined the Massachusetts Association of REALTORS as a staff attorney.

## Obituaries

Professor of Law **Clifford E. Elias**, 81, of North Andover, Mass., died in 2012. Elias began teaching at Suffolk Law in 1961 and became a full professor in 1968; he later served as associate dean of the law school. Elias founded the Suffolk Defenders Program, which offers clerkships and internships at district courts in Greater Boston as well as with the Office of the Massachusetts Attorney General. He served as the project manager for the five-year construction of Sargent Hall on Tremont Street, where Suffolk Law has been located since the building's dedication in 1999.

**Leila Lister Maynard** JD '43 of Concord, N.H., died in 2013. Maynard was class secretary as well as the first female valedictorian of Suffolk Law. She was one of the first women to join the New Hampshire bar and, as her daughter remembers, was often the only woman attending New Hampshire Bar Association meetings.

"Once when she was the only woman there, the speaker said, 'I didn't know there would be a female present—guess I'll have to change my talk a little,'" Maynard's daughter Martha Maynard Jacques JD '01 told the *New Hampshire Bar Association News* in 2007. "No, you won't," said my mom. 'If what you have to say can't be said in front of both men and women alike, I won't be around to hear it!' With that, she got up and walked out."

Professor of Law **John J. Nolan Sr.**, 84, of Winchester, Mass., died in 2012. Nolan JD '55 was a full-time professor at Suffolk Law from 1956 until his retirement in 2001. He served on Suffolk University's board of tenure and as advisor for the *Law Review*.

The Hon. **Joseph R. Nolan**, 87, of Belmont, Mass., died in 2013. Nolan was a Suffolk Law professor from 1965 to 2011. He was the first Massachusetts judge to serve at every level of the state court system, beginning in 1973 as a special justice at Brighton District Court, in 1978 as an associate justice of the Superior Court, in 1980 as an associate justice of the Supreme Judicial Court and in 1981 as an associate justice of the Supreme Judicial Court. He served 14 years on the highest court before reaching the mandatory retirement age of 70 in 1995.

## In Memoriam

Mary Jayne Avila JD '85  
 Charles B. Bateman JD '67  
 John C. Bentley, Jr. JD '75  
 Marcus H. Bordiere LLM '69  
 Donald E. Bullock JD '38  
 George F. Chandler, III JD '72  
 Richard I. Clayman JD '72  
 Donald A. Cole, Jr. JD '49  
 Gerald A. Coli JD '62  
 Peter B. Collins JD '72  
 John R. Cox JD '73  
 David H. Dowling JD '62  
 Peter J. Feuerbach JD '94  
 Anne Hiltz-Donovan JD '82  
 Thomas M. Hughes JD '96  
 Kenneth M. Lombard JD '75  
 Heidi E. MacLaren JD '81

Nicola F. Marcaccio JD '51  
 William A. McDermott, Jr. JD '73  
 Stephen J. McGrath JD '78  
 Peter J. Muse JD '81  
 Robert Muse JD '50  
 John H. O'Neil JD '55  
 William F. O'Shea JD '62  
 Donald P. Oulton JD '69  
 Stephen Haydn Prosser MED '89 JD '98  
 Chester S. Rewers JD '69  
 Domenic J. Scalise JD '69  
 Anne Strong JD '79  
 Marguerite "Margie" Tracy JD '95  
 Steven F. White JD '09  
 Joseph M. Wisniewski, Jr. JD '75  
 William Womack JD '67



### Write to us, we want to hear from you!

To submit a career-related Class Note, please email Karen Decilio at [kdecilio@suffolk.edu](mailto:kdecilio@suffolk.edu) or visit [www.suffolk.edu/law/alumni](http://www.suffolk.edu/law/alumni)

## The Next Step in Innocence Protection

**WORKING WITH** law students on Innocence Project cases has been one of the most rewarding experiences of my academic career.

This work allows students to use their legal skills to advocate for factually innocent prisoners who have been wrongfully convicted and incarcerated for years. Although wrongful conviction laws and procedures are notoriously complex, students rise to the challenge and find the work enormously fulfilling.

The impact of the Innocence Movement on our criminal justice system can scarcely be overstated. The Innocence Project—along with a network of similar organizations at law schools and law offices around the country—has been responsible for the exoneration of more than 1,200 factually innocent prisoners and has effectuated numerous policy reforms to address factors giving rise to wrongful convictions. The success of the Innocence Project is arguably due, in large part, to its fundamental reliance on the skills and enthusiasm of law students.

Over the last several years, Suffolk Law students have had the opportunity to work with this exciting organization. In an upper-level seminar setting, students have partnered with



the New England Innocence Project, advocating for prisoners raising claims of factual innocence. Students thrive when they realize that their work product helps pursue the cause of justice. Further, wrongful conviction advocacy brings students to a speedy realization that the criminal justice system remains flawed.

While the Innocence Movement has been instrumental in bringing about policy changes in the investigation and trial contexts—such as police interrogation and eyewitness identification procedures—very few comparable reforms have occurred at the post-conviction level. Thus, for factually innocent prisoners who were convicted before the dawn of the Innocence Movement, these pre-trial reforms offer cold comfort. Many remain behind bars in spite

of new evidence supporting their innocence, the victims of a post-conviction procedural quagmire that operates to foreclose most claims of innocence.

My students and I recently worked on one such case involving a prisoner who has remained incarcerated for 20 years in spite of new evidence supporting his innocence and the steady erosion of the trial evidence over time. This new evidence has prompted five jurors, a police captain and a former federal judge to state their belief in his innocence. In spite of this public support and numerous petitions for

post-conviction relief, his conviction remains intact. The federal courts have reviewed each new claim of innocence in isolation, without regard to the claims that have come before it. This piecemeal approach is typical of federal courts reviewing habeas corpus petitions.

In reviewing claims in a piecemeal fashion, federal courts often fail to recognize the aggregate effect of new evidence that has come to light bit by bit. The failure to review such claims holistically can cause the courts to miss a landscape pointing to innocence. Great strides have been made in mandating pre-trial and trial procedure to help minimize the impact of what we now recognize as the underlying causes of wrongful convictions. Now the time has come to implement similar reforms in the post-conviction context. Certainly lawmakers must balance the competing interests of finality and justice in constructing post-conviction procedural rules. Yet, in light of the exoneration data available today, a recalibration of this balance is long overdue.



*Stephanie Roberts Hartung is a Suffolk Law professor of legal writing and a member of the New England Innocence Project Board of Directors. For a more detailed discussion of this topic, her article “Missing the Forest for the Trees: Federal Habeas Corpus and the Piecemeal Problem in Actual Innocence Cases” is forthcoming in the Stanford Journal of Civil Rights & Civil Liberties (Fall 2013) and can be downloaded from SSRN.com.*

2014 summer

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**Karen Simão JD '01, Partner**  
McDermott, Quilty & Miller LLP

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**Suffolk** University  
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# Advanced Legal Studies Spring 2014 Schedule

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- Networking
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- International CLE opportunities

Thursday, JANUARY 30	Thursday, FEBRUARY 13	Friday, FEBRUARY 14	Thursday, FEBRUARY 27	Thursday, MARCH 6
Trademarks, <b>IP Certificate</b>	<i>Session One</i> Fundamentals of Special Education Law	Understanding the Legal and Financial Issues in the Lifecycle of a Business	<i>Session Two</i> Fundamentals of Special Education Law  IP Survey, <b>IP Certificate</b>	Trade Secrets, <b>IP Certificate</b>
Wednesday, MARCH 12	Thursday, MARCH 13	Thursday, MARCH 20	Friday, MARCH 21	Thursday, MARCH 27
Licensing, <b>IP Certificate</b>	<i>Session Three</i> Fundamentals of Special Education Law	Handling High Profile Criminal Trials	Technology Start-Ups: Examining the Legal & Business Perspectives, IP Conference	<i>Session Four</i> Fundamentals of Special Education Law  IP Dispute Resolution, <b>IP Certificate</b>
Friday, MARCH 28	Thursday, APRIL 3	Friday, APRIL 4	Thursday, APRIL 10	Thursday, APRIL 17
New Civil Rules on E-Discovery	<i>Session Five</i> Fundamentals of Special Education Law	XX Annual Elder Law Institute: Accessing Services for Clients with Disabilities	Patents, <b>IP Certificate</b>	The Evolving Energy Landscape
Thursday, APRIL 24	Friday, APRIL 25	Thursday, MAY 1	Thursday, MAY 8	Thursday, JUNE 5
New Developments in Search & Seizure Law	IP Conference on International Trade Commission	Assessing & Valuing an IP Portfolio	Copyrights, <b>IP Certificate</b>	Super Marketing IV: Building Relationships to Build Business