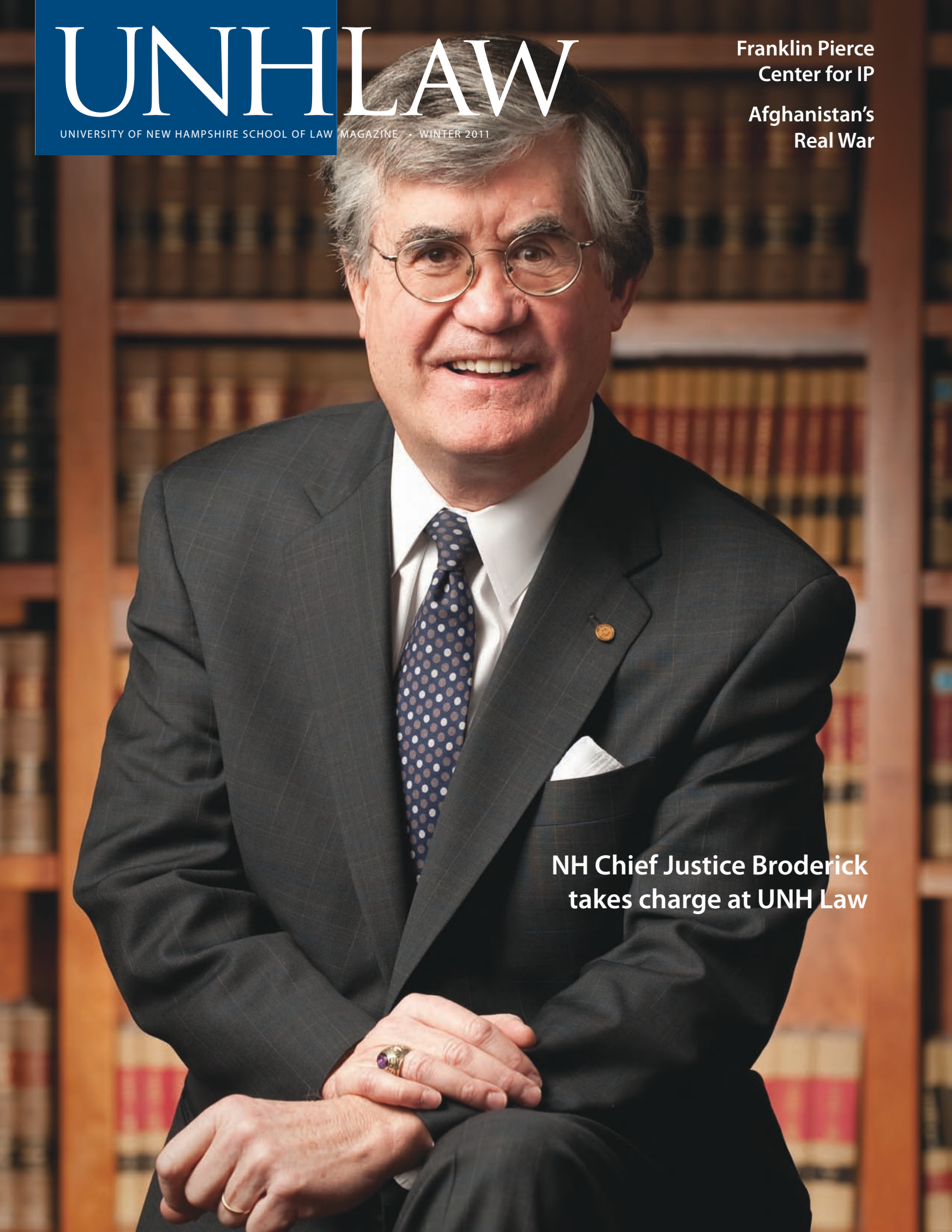
UNH LAW

UNIVERSITY OF NEW HAMPSHIRE SCHOOL OF LAW MAGAZINE • WINTER 2011

Franklin Pierce Center for IP

Afghanistan's Real War



NH Chief Justice Broderick takes charge at UNH Law

DEAN'S MESSAGE

Dear Alumni and Friends,

As I approach my last days "at the helm," my overwhelming emotion is gratitude for having had the opportunity to serve as dean and president for over ten years. It has been a real honor and a rare pleasure to work with the faculty, staff, students, trustees, alumni and friends of this great institution. I have been personally and professionally rewarded by the experience and I hope I have brought something worthwhile to the enterprise.

You all should be very proud of your alma mater. We have made remarkable progress over the first decade of the 21st century. As any vibrant institution should do, we have matured and improved in every important respect. One need only look at the accomplishments of our alumni around the world to see the fruits of our labors. You are the measure of what we do.



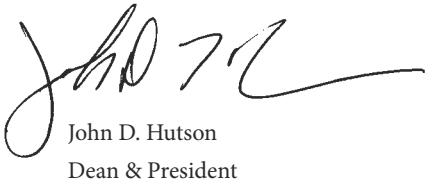
Happily, the future looks bright, indeed. We will continue to thrive. As I said to a group of alumni recently, the quintessential example of the entrepreneurial tradition of this school is the affiliation with the University of New Hampshire. Only a couple other law schools have done what we have, and none as quickly or smoothly as we did it. Over the coming months and years, you will continue to read and hear much more about how it is being implemented and affecting our teaching and learning. Mark my words, this affiliation will enable the law school to achieve a level of excellence that would have been out of reach without it.

The Daniel Webster Scholar Honors Program, Social Justice Institute, Franklin Pierce Center for IP, increased scholarship by the faculty, new buildings and facilities, a second-to-none Academic Success Program for students who want to work outside of the classroom to improve their grades, an endowment that has grown by three fold, and new programs and degrees are all examples of how we have changed and improved over the decade. I don't take credit for any of it—it was all done by others—but it has been great fun to be a part of. Perhaps my greatest contribution was to get out of the way and let people enthusiastically do their jobs.

I'm delighted to have former New Hampshire Chief Justice John Broderick come in to replace me. He is a man of tremendous vision and energy. He will be fabulous. Along with the rest of the team here and the dedicated Board of Trustees, he will take this school to the next level.

Let me close with a request for your financial support. I urge you to consider your alma mater as a worthy recipient of your charitable support. The dollar amount is important, but so is the simple percentage of alumni who contribute. I hope you will celebrate the law school's past and inspire its future by making a contribution today.

Again, it has been an honor and pleasure to serve as your dean and president. As we say in the Navy, I wish you all fair winds and following seas.



John D. Hutson
Dean & President

DEAN & PRESIDENT

John D. Hutson

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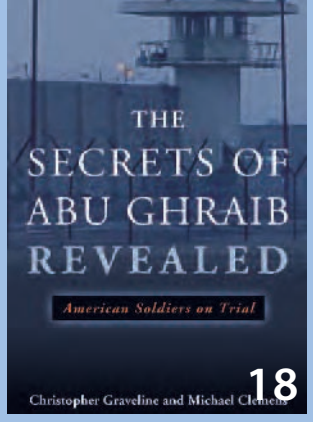



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Office of Communications
Peter Davies, *Director Marketing & Communications*

Sharon Callahan, *Editor Associate Director of Communications & Events*

Linda M. Turner, *Webmaster*

Contributors
Shashwat Purohit LLM '08

Credits
Photography:
Michelle Haley, Angel Colarusso
Sharon Callahan
Design:
Desmarais Design,
Amherst, NH
Printing:
R.C. Brayshaw & Co.,
Warner, NH

Front cover
Dean John T. Broderick Jr. (Photo: Perry Smith/UNH Photographic Services)

Back cover
Trustee Gordon Smith, who often travels the world for business, took his new UNH Law t-shirt along to London this year to help raise international awareness of the affiliation; Students enjoyed the affiliation celebration in August: Jennifer Makahusz '12 and Christa Ellis '12, Paul Roberson '11, Mikyeong Kim '13.

Office of Communications
UNH School of Law
Two White Street
Concord, NH 03301 USA
(603) 228-1541
law.unh.edu

Tribute

In August 1999 the school was stunned by the tragic death of Bob Viles, our dean for more than 20 years. Eric Neisser, former acting dean of Rutgers University School of Law, at the age of 52, assumed the reigns and readied himself to lead the institution. Then, as if the school was cursed, Dean Neisser suddenly died on November 8, 1999, barely four months into his tenure. The shock to the entire institution was overwhelming.

Dean John D. Hutson

by Douglas J. Wood JD '76

A new search began and, as if the hands of fate took control, we found Rear Admiral John Dudley Hutson, then the judge advocate general of the United States Navy, the Navy's highest ranking lawyer responsible for the operation of the entire Naval JAG Corps of more than 1,600 people strewn around the world. After serving his nation for nearly 30 years and exemplifying the best of the Navy's unofficial motto, *Non sibi sed patriae* (Not for self, but for country), he had decided to retire and was looking for a new day job. So we began courting John and his wife, Paula, to consider moving from Washington to Concord. After all, he had already sailed the world and it was time to settle down. He wasn't a pushover, but with some persuasion he signed on and began in July 2000. And it's been smooth sailing since.





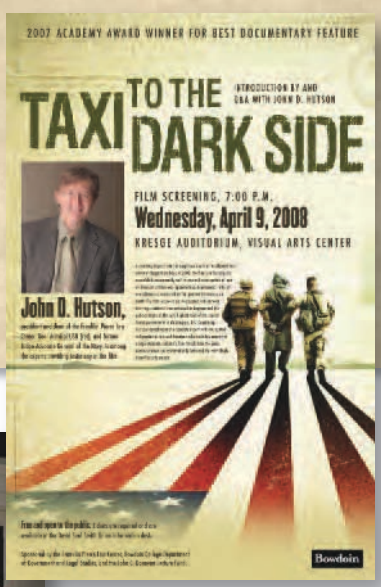


Under his ten years as dean, he helped transform the school into one of the finest legal educational institutions in the nation. Our campus expanded with the addition of the F. Dane Buck building in 2001, and was capped off in 2010 with the groundbreaking for the Franklin Pierce Center for Intellectual Property. It is quite a different place today than that which welcomed the first class in 1973 with classrooms in a former bull-breeding barn. Under Dean Hutson's leadership we established key joint IP programs with law schools in China and Ireland as our focus on IP flourished, including expansion of our LLM programs, national conferences, and more. In 2005, we established the Daniel Webster Scholar Honors Program, a program unique to the law school and the envy of every other state. His unrelenting stewardship of this unprecedented idea was integral to its success.

And little did we know when we hired Dean Hutson that we were also getting a bona fide celebrity with a true passion for social justice. From the beginning Dean Hutson put the school on the media map from CBS *60 Minutes*, to NPR, CNN, ABC, MSNBC, *Newsday, USA Today, Newsweek, The New York Times*, *Wall Street Journal* and many more. His outspoken views on controversial military programs like "Don't Ask, Don't Tell," the treatment of prisoners of war, and access to justice, helped raise the school's profile of leadership throughout the world.

His unique talents also allowed him to work both sides of the aisle in Washington and be an effective advocate for important matters of State. He partnered with Senator John McCain to prohibit torture of prisoners of war while at the same time partnering with President Obama on critical issues in Guantanamo Bay. He was a leading figure in the ACLU and in 2005 received its prestigious Bill of Rights Award. And to show off his many other talents, he was featured in the 2005 Men of Pierce Law calendar, a fundraising effort; appeared in the 2008 Oscar-nominated film, *Taxi to the Dark Side*, a documentary examining the suspicious death of an Afghani taxi driver in Bagram in 2002; and in the HBO documentary *Ghosts of Abu Ghraib*.







In his final year as dean, he led the school to its affiliation with UNH to become the University of New Hampshire School of Law, a truly transformative alliance for both institutions that charts our course ahead with promise, new opportunities, and most of all, the ability to keep improving the most important thing the school can do—deliver the best possible legal education to those who entrust us with three years of their lives and a considerable sum of their hard earned (or borrowed) money.

We can never thank Dean Hutson enough for all he's done for the school and the dedication he brought to the job from the very first day he stepped into Concord. So to Dean Hutson, on behalf of the entire Board of Trustees, administration, faculty, staff, and alumni, I say, "Thank you, Admiral, for a smooth cruise through unchartered waters and for your fending off every sea monster that reared its ugly head over all those years." And for myself, thank you for becoming a true friend, mentor, and inspiration.

"Thank you, Admiral, for a smooth cruise through unchartered waters and for fending off every sea monster that reared its ugly head over all those years."

– Douglas J. Wood JD '76, chair, Board of Trustees







BUILDING NEW PROGRAMS TOGETHER



New partnerships will soon become the norm as the affiliation with the University of New Hampshire proceeds during the coming year.

One of the most concrete examples of the educational partnership between UNH and the law school is the work being done on dual degree programs. Over the past six months, Professors John Orcutt and Erin Corcoran have been working with their colleagues at UNH to develop dual degrees between the law school and a number of UNH's graduate programs. "The practice of law is an increasingly complex discipline that requires lawyers to have multiple areas of expertise to serve their clients most effectively," Orcutt explains. "The best lawyers know how to work in a cross-discipline world that goes well beyond the law."

Dual degrees that are currently being worked on include a JD/MBA (Master of Business Administration), JD/MSW (Master of Social Work), JD/MPH (Master of Public Health), JD/MPA (Master of Public Administration), and JD/MEd (Master of Education in Administration and Supervision). "This is just the start," according to Corcoran. "There are opportunities for many more dual degrees that we will be exploring."

In developing these degrees, the law school is being careful to develop programs that are particularly tailored to the needs of its students and that can be completed by them in a cost-effective manner. "The best law schools will be those that are able to provide their students with more valuable information and do so cost-effectively," adds Orcutt. "In our knowledge-based world, the need for knowledge will not slow. But the cost for getting that knowledge does need to slow."

Developing degrees is a complicated process that involves numerous approvals, both internal and external. As a result, it will still be months before the dual degrees can be offered. The end result, however, should be well worth the wait.

"I extend my heartiest congratulations to the school on the affiliation with UNH. It is a tremendous achievement. I feel proud that I am a part of the law school community."

– Lincoln Soldati JD '77, Somersworth, NH

While these new programs are under consideration, other cooperative projects are already underway.

Intellectual Property

Students Wendy Zimbone '11 and Susan Middleton '11 externed at the UNH Office for Research Partnership and Commercialization (ORPC). Middleton's work in patent searching was such a success, she was asked to help advise the ORPC, along with the assistance of Intellectual Property Librarian and Assistant Professor of Law Jon Cavicchi JD '84 /LLM '99. In addition, Associate Dean Susan Richey offered a guest lecture on copyrights and trademarks, followed by a lecture on patents taught by Adjunct Professor of Law Kevin Carroll JD '95 for engineering students.

According to Richey, "Courses in intellectual property are not offered at the undergraduate level, and there is a tremendous need for it. Engineers and scientists should learn how to document and protect their research."

During the 2011 spring semester, Zimbone, an electrical engineer, and environmental engineer Ramani Marakani '11 will assist UNH students with intellectual property documentation while they prepare their engineering capstone projects. In addition, under the supervision of Stanley Kowalski JD '05, professor of law and director of the International Technology Transfer Institute Clinic Patent Landscape Project, they will examine algae biodiesel space, specifically focusing on patents relating to genetic engineering of algae to enhance quality and improve efficiency for the production of biodiesel. This work is conducted in conjunction with UNH, with the involvement of Dr. Ihab Farag, Department of Chemical Engineering.

In addition, Professor Ashlyn Lembree, director of the Intellectual Property and Transaction Clinic, will supervise UNH Law students helping UNH visual arts students with copyright and trademark issues.

"I have been following the progress of this affiliation with great interest. My husband, Paolo (JD '01), and I are absolutely thrilled to hear this news. I am a New Hampshire native, a graduate of UNH (Class of 1996), and all three of my younger siblings are UNH alums as well. While there may be some who are resistant to change, especially a name change, I embrace it fully and pledge my support for this process in any way that I can help. I can only imagine the ways in which this affiliation will enhance the prestige of the school and open up new opportunities for students, faculty and alumni of FPLC and the University System of New Hampshire. This is truly a crowning achievement for Dean Hutson as he prepares to retire. I am sorry to hear that he is leaving but grateful for all he has done to enhance the degrees hanging on my wall."

– Kelly Mullen Wieser JD/MIP '01, Campton, NH

Law Students Enroll in Classes at UNH

Affiliation Offers Expanded Educational Opportunities for Students



Several students were quick to take advantage of the school's new affiliation with the University of New Hampshire this fall. One student was Erin McKeag '12, a 2007 graduate of Mount Holyoke College (MHC) who enrolled in a School Law course taught at UNH Manchester.

"I chose the School Law course because it was different from everything else that was being offered at UNH School of Law during the fall semester. I'm also used to taking classes at other colleges. When I was at MHC, we could take classes at any of the '5 colleges' (UMass, Amherst, Smith, and Hampshire) and it was something I really enjoyed doing," says McKeag. An international relations major, McKeag says she knew by her senior year that she wanted to go to law school.

"The thing I've enjoyed the most about taking classes at UNH Manchester was getting to know new people. Everyone in the class was a teacher or worked in administration," adds McKeag. "I found it helpful to be exposed to different points teachers face."

McKeag has taken advantage of other unique educational opportunities available at UNH School of Law. During the summer of 2009, she traveled to Ireland to participate in the e-Law Summer Institute held each year at the University College Cork.

"Learning about the legal system of another country is fascinating. Sometimes there are subtle differences between legal systems, but there are also stark contrasts. For instance, in the U.S. an artist can waive his moral or creative rights so others can use the image he created. However, in the EU that isn't possible and no one can ever tamper with the image. It was also interesting to see how important a country's history is in shaping the legal system," says McKeag. "I enjoyed studying in Cork and the ease of traveling there. I was able to take a few short day trips on the weekends around the west coast of Ireland."

Following graduation, McKeag plans to practice in New Hampshire or Massachusetts. Although not certain about her practice area as yet, McKeag says she is thinking about education law, representing either K-12 or college and universities. What is certain, is that she will continue traveling.

"I like to travel because it forces me out of my comfort zone. I figure that if I can immerse myself in the culture and customs of another country, then nothing is too great a challenge," says McKeag "Getting through the first few days or first week of being homesick can be tough, but after that you get used to the new surroundings and really open your eyes to the world around you. I love finding the hidden jewels, like the quintessential Irish pub in Cork, the coziest restaurant in Paris, or the best beer garden in Munich."

FAQ

Why did Franklin Pierce Law Center affiliate with the University of New Hampshire (UNH)? Affiliation with a flagship research university provides an opportunity to strengthen the school's programs and raise its stature both nationally and internationally. Franklin Pierce Law Center, for example, has had one of the top intellectual property law programs in the world, which will benefit from, among other things, the strength of UNH's science and engineering, and business colleges. At the same time, expertise in intellectual property and technology commercialization will help UNH continue to expand its efforts to strengthen its research programs and commercialize the products of its science and engineering labs, thereby improving UNH's position as an engine for economic growth in New Hampshire. The state benefits when new jobs are created as a result of this new synergy.

How will the affiliation benefit students at both institutions? One of what will be many examples is the Exchange Agreement that allows graduate degree students from UNH and JD and LLM or interdisciplinary masters students from the UNH School of Law, who are in good academic and financial standing at each institution, to enroll for graduate/law coursework and to earn academic credits at the other institution.

Why did the school change its name? In order to more accurately reflect the status of the law school as an affiliate of UNH, it will be known as the University of New Hampshire School of Law. The school's long-standing national and international

reputation in intellectual property will be maintained and strengthened by establishing the Franklin Pierce Center for Intellectual Property at UNH School of Law. The school will continue to invest in, and expand, its intellectual property program through this newly established Center for IP.

Is UNH School of Law moving to Durham? UNH School of Law is staying in Concord for the foreseeable future. Both institutions agree that the current location in the state's capital has many advantages. The ultimate location of the law school is one of many issues that will be reviewed by two integration committees—academic and administrative—that will make recommendations for how best to maximize the benefits of the two institutions coming together.

What do the integration committees do? The academic and administrative integration committees are established as part of the affiliation agreement. The integration committees are comprised of personnel from both institutions. They are responsible for identifying and analyzing potential integration and collaboration opportunities and issues. The committees report and make recommendations to the law school board and leaders of each institution.

How will the UNH School of Law be governed under the agreement? During the period of affiliation, the UNH School of Law will be governed by a board of 30 trustees, as well as the presidents and chief financial officers of both institutions. The composition of the board will change each year, shifting from a UNH School of Law majority to an equal balance of UNH-appointed trustees and UNH School of Law-appointed trustees by July 1, 2014. A merger vote can occur as early as January 1, 2013. If a merger is approved, the board will take on an advisory role and the UNH School of Law will fall under the UNH governance structure.

What is the process for a merger to be approved? The agreement allows for a merger vote to take place not earlier than 2013, upon the request of five or more UNH School of Law trustees, and would require approval by a two-thirds majority vote until 2015. Thereafter, a merger could be approved by a majority vote of the trustees.

Will current students graduate from UNH School of Law? The Class of 2011 will be the first class to graduate under the name of the University of New Hampshire School of Law.

Will the UNH School of Law's tuition change? Will the school have in- and out-of-state rates like UNH? The UNH School of Law Board of Trustees approves tuition rates for the UNH School of Law and has recently approved that beginning in the fall of 2011, tuition waivers of $4,000 will be available for two different categories of students: 1) "qualified" New Hampshire residents*, and 2) students currently enrolled full time at UNH in an undergraduate or graduate degree program at the time of application submittal. A student who is both a qualified New Hampshire resident and enrolled at UNH will get a tuition waiver of $8,000. This policy reflects the law school's commitment to not only UNH students, but also to its state's residents. Conventional financial aid for merit, diversity, and need is also available for qualifying students in addition to the waivers. Admissions criteria remain the same for all applicants.

Will faculty and staff become university employees? During the affiliation period, faculty and staff will be employees of the UNH School of Law. If and when a merger occurs, faculty and staff will become University System of New Hampshire employees.

Will alumni be able to request new diplomas with the "University of New Hampshire School of Law" name? Yes, alumni may purchase a new diploma. The process will be announced in the coming weeks.

Will the affiliation, and potential merger, cost either institution financially? The affiliation agreement calls for no exchange of funds between the institutions. There are likely to be situations where the institutions mutually agree to invest in certain activities that benefit the affiliation. An example is the development of a joint degree. In addition, UNH School of Law will continue to abide by the American Bar Association requirement that all funds received by a law school should be allocated for the operation of the law school.

Will class sizes at the UNH School of Law change? There are no immediate plans to increase or decrease the number of admitted students. There will be an emphasis on creating new programs.

**A qualified New Hampshire resident is someone who has been legally domiciled in New Hampshire continuously for at least twelve months immediately prior to registering for the term for which New Hampshire residency status is claimed. Nonresident undergraduate students at the University of New Hampshire will be considered nonresident students for the purpose of qualifying for the New Hampshire resident waiver.*

New Franklin Pierce Center for Intellectual Property to Open Fall 2011

Construction began in November for a new $4.6 million, 12,700 square foot addition that will house the newly created Franklin Pierce Center for Intellectual Property.

"This addition will provide a striking home for our intellectual property program and reaffirm our commitment to remaining a global hub for the intersection of intellectual property and economic development," says Dean John Hutson. "The Center will build on the pioneering work that has made Franklin Pierce synonymous with intellectual property leadership for over 35 years."

"Plans for the Center include an event-sized atrium, multiple conference rooms, a large lecture hall, a high-tech classroom, and offices for faculty and staff," says Duene Cowan of DC Designs Architectural Studio, Concord, NH.

The primary mission of the Center will be to promote global economic development by facilitating research and training in the protection and use of intellectual property for technological innovation. It will also offer opportunities for





students, faculty and researchers to work with governments, industries and academia across the world through research projects, conferences and strategic collaborations. Future goals include the establishment of major international conferences and the initiation of new strategic alliances with leading organizations to advance the Center's mission.

According to Professor Mary Wong, chair of the school's Intellectual Property Graduate Programs, "The Center will also be the home for our clinical programs such as the International Technology Transfer Institute which offers our students hands-on training in establishing technology transfer offices and best practices *(see story on page 27)* as well as in preparing patent landscape analysis of innovations that are relevant to the needs of developing countries. This type of work is representative of what we hope the Center will lead, as it's becoming increasingly important to the global economy."

"The Center will kick off its activities in 2011 by inaugurating a Distinguished Speaker in IP Lecture Series and hosting a faculty workshop where junior IP professors can showcase and discuss their works-in-progress with more senior colleagues in their respective fields of expertise," adds Wong.



Intellectual property faculty took part in groundbreaking ceremonies held in December. ***Pictured (l.-rt.)*** *are Professors Karen Hersey, Thomas G. Field Jr., Jon Cavicchi JD '84/LLM '99, John Orcutt, Ashlyn Lembree, Stanley Kowalski JD '05, William Murphy and William Hennessey JD '86.*

UNIVERSITY of NEW HAMPSHIRE
SCHOOL of LAW

Dear Alumni and Friends,

As the University of New Hampshire School of Law enters the New Year, we wanted to take the opportunity to update you on the Franklin Pierce Center for Intellectual Property—the brand new research center that will be the flagship of the school's intellectual property programs.

When the law school affiliated with UNH in August 2010, our Board of Trustees made it clear that maintaining the international reputation, innovative programming and unique traditions that had defined Franklin Pierce Law Center was a top priority. We know that much of the school's success is due to the support and community spirit of our alumni from all over the world. The Franklin Pierce Center for Intellectual Property is therefore being established both to showcase the school's many programmatic innovations in intellectual property education and research, as well as to serve as the focal point for the school's continuing commitment to being a leader in international intellectual property training and practice.

The Center will house many of the school's resident intellectual property faculty and provide meeting and working space for our clinics, student intellectual property activities and visiting faculty and researchers. Many of our existing curricular and research initiatives are already oriented towards assisting our students and partners develop expertise in IP practice and policymaking. These include the:

- International Technology Transfer Institute (ITTI)
- IP Transactional and Amicus Clinics
- World-renowned online IP Mall
- Practice-based curriculum
- IP Library, the largest in the U.S., with the only dedicated IP librarian in the nation

We will soon appoint a director who will lead the Center in its mission, build on our IP strengths and develop new strategic and international partnerships, as well as host symposia and conferences that will bring together practitioners, governments, academics and students from across the globe to discuss cutting-edge IP issues and work on research that will have a real-world impact.

UNH Law faculty and students are excited about the possibilities and opportunities that the new Center will bring to the school. We look forward to your participation in making it a success, and to welcoming you to the new building and its activities very soon.

With best wishes for a Happy New Year from all of us at UNH Law,

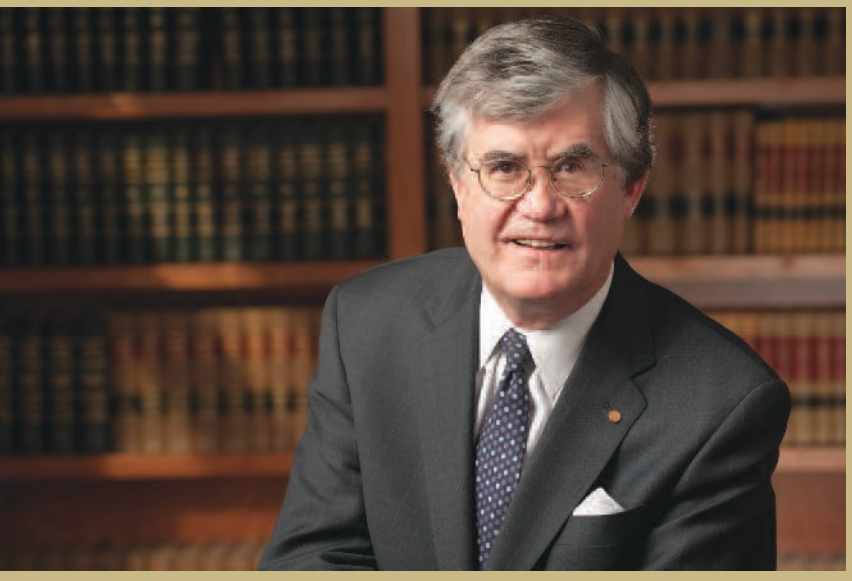
Professor Mary S. Wong
Chair, IP Graduate Programs

Professor William Murphy
Chair, Graduate Commerce & Technology Programs

RETIRED NEW HAMPSHIRE SUPREME COURT CHIEF JUSTICE

John T. Broderick Jr. Takes Charge at UNH School of Law

Retired Chief Justice of the New Hampshire Supreme Court John T. Broderick Jr. joined UNH School of Law in early January, officially assuming the title of dean and president on January 28. He and retiring Dean John D. Hutson, who began his tenure in July 2000, worked closely together to ensure a smooth and successful transition.



"I am genuinely honored to have been selected to lead the law school at this time of great opportunity and change. I am committed to working collaboratively with the distinguished faculty at the law school, our 5,000 alumni, and UNH leadership to create new and exciting interdisciplinary curricula and joint degree programs for our mutual benefit," says Broderick.

Dean Broderick retired from the New Hampshire Supreme Court on November 30 after serving on the bench for 15 years, the past six as chief justice. "As those of you who met with him learned," says Douglas J. Wood JD '76, chair of the Board of Trustees, "he is nationally known for reexamining the way the court system works and redesigning it to meet the challenges of the 21st century. During his tenure as chief justice, which made him administrative head of all the state's courts in addition to his judicial duties, he is widely credited with reinvigorating the court system and successfully advocating against further debilitating budget cuts."

A New Chapter

Dean Broderick meets with Mort Goulder Professor of Legal Writing Kathleen McGuire.



Broderick is well known for his efforts addressing the challenges confronting today's courts, encouraging access to justice for all, and creating new avenues to enhance access. Under Broderick's leadership, New Hampshire established an Access to Justice Commission to help enhance programs that provide low cost legal services to poor and low income citizens.

Broderick applauded efforts to make justice accessible in a 2010 op-ed that was published in *The New York Times*. He, along with co-author California Chief Justice Ronald M. George, wrote, "One such effort involves the 'unbundling' of legal services. Forty-one states, including California and New Hampshire, have adopted a model rule drafted by the American Bar Association, or similar provisions, which allow lawyers to unbundle their services and take only part of a case, a cost-saving practice known as 'limited-scope representation' that, with proper ethical safeguards, is responsive to new realities. Traditionally, lawyers have been required to stay with a case from beginning to end, unless a court has excused them from this obligation. Now, in those states that explicitly or implicitly allow unbundling, people or businesses can hire a lawyer on a limited basis to help them fill out forms, to prepare documents, to coach them on how to present in court or to appear in court for one or two hearings."

Last year, he challenged the graduating class of Vermont Law School to provide legal services to those in need. "I urge you, particularly, to remember the disadvantaged, the 'left out,' and the 'left behind,'" said Broderick in his commencement address. "There is no higher calling for any lawyer than pro bono service and no purpose more important to our justice system that can only survive if it retains its public trust and confidence. I challenge all of you to lend your voices and skills to the underserved."

Broderick was recently honored with the 2010 Bill of Rights Award from the New Hampshire Civil Liberties Union. In accepting his award, he said, "In our country, the greatest nation in the world, rights matter. Everyone's rights, no matter their station in life, no matter their income. No matter their circumstances, guaranteed rights are fundamental to the American identity, fundamental to its core values. That belief is part of the social compact. It's integral to our Constitution. It's even chiseled above the threshold of our nation's highest court: 'Equal justice under law.'"

"At this time of great change for UNH School of Law, I know that John Broderick will be a wise and visionary leader," says retiring Dean John Hutson. "I will continue to work with him to ensure a smooth and effective transition so that the law school may continue to flourish."

Prior to serving on the Supreme Court, Broderick was a litigation attorney in the Manchester, NH, law firm of Devine, Millimet & Branch, and was a founding shareholder of Broderick & Dean Professional Association. He is a graduate, magna cum laude, of the College of the Holy Cross and the University of Virginia School of Law, as well as a Fellow of the American College of Trial Lawyers. He has been awarded honorary degrees from Massachusetts School of Law, Saint Anselm College, Vermont Law School, and New England School of Law. He was recently inducted into the Warren E. Burger Society by the National Center for State Courts.

"As an alumnus of the UNH School of Law, I am very pleased by John Broderick's appointment as dean; he is ideally suited to continue Dean Hutson's efforts to more strongly integrate the school into the New Hampshire legal community. As one of Chief Justice Broderick's former law clerks, I know from direct experience what a pleasure it will be for the entire law school community to get to know the new dean and work with him."

– Parker Potter JD '99

"As a graduate of Frank's and a classmate of yours at the Cross (1969), we are proud, we are confident, and we are fortunate to have you lead the newest law school in New Hampshire with vision towards graduating students who are competent and conscientious in their duties as attorneys in their practice as well as in their duties to serve their communities. Much luck and much success."

– James Carroll JD '87

AFGHANISTAN: The Real War

THE WAR AGAINST NARCOTICS TRAFFICKING

By Stuart Steinberg JD '80

Many of my friends, particularly my fellow Vietnam veterans, were incredulous that I was going to Afghanistan. They could not understand why, at the age of sixty-two, I was going to one of the most violent and bloody corners of the world. After almost thirty years as a public defender and capital defense investigator, they were equally surprised that I was going to be involved in a law enforcement program for the United Nations Office on Drugs and Crime (UNODC). My response to their questions, as well as the reasoning I gave my wife, son and siblings, was simple. A good friend—a former special operations officer who had been directing this program for five years—asked for my help. When someone like this tells you he needs your skills, you cannot say no; it is a matter of duty, which is still an important trait to me, even after leaving the Army almost forty years ago. I have devoted my entire adult life to public service and this seemed like a fitting and necessary conclusion to my career before retiring.

On December 9, 2009, I went to Afghanistan to help train the Afghan Border Police (ABP) in a UNODC counter-narcotics project. The mission of this program is to train border police officers in counter-narcotics interdiction operations and basic police skills in order to restore the rule-of-law along the 936-kilometer border with Iran. In addition, the writing skills I developed as an attorney and investigator—learned from my wonderful teachers at FPLC—were sought after by my boss because of the reports UNODC projects like this require, both as a way to report operational results, as well as for the benefit of the donor countries who funded us. With my experience as an explosive ordnance disposal operator in the Army, including eighteen months in Vietnam, and as a defense investigator, it was decided that I would give the first training to the ABP in "Improvised Explosive Devices and Ordnance Identification," "Community Policing" and "Crime Scene Investigation."

The interdiction of narcotics and the precursor chemicals used to process poppies into opium, heroin—the purest in the world—and morphine, is, in my opinion, the most important strategy that NATO should be pursuing in Afghanistan. Unfortunately, it is not. I sat in a meeting with a colonel from the 82nd Airborne Division and the command of the ABP brigade we were training and was told that the Iranian border was NATO's "lowest priority." I was stunned to learn that the coalition fighting the Taliban and other anti-government elements, believed that killing the enemy—an impossible strategy—was more important than disrupting the cause of everything that is wrong and corrupt in Afghanistan. The narcotics industry has fueled criminal enterprises at all levels of the Afghan government and is the largest source of funding for the enemy's ability to secure a constant flow of the weapons, munitions and explosives used to kill and maim coalition soldiers and untold numbers of Afghan civilians. The fact that NATO, and particularly the United States, do not aggressively involve themselves in eradication and interdiction operations necessarily means that we are complicit in killing our own soldiers and Afghan civilians. We can no more "kill our way" out of

Afghanistan, than we could in Vietnam, a strategic lesson that the coalition seems not to have learned, despite the clear similarities between these two wars.

Our base of operations was in the city of Herat, located in northwest Afghanistan about 100 kilometers from the Iranian border. We lived in a "safe" compound just east of the city and did our training at the ABP base located ten kilometers west of the city on Highway 1 which ran from Islam Qala on the Iranian border to Herat. "Safe" is a relative term in Afghanistan and, ultimately, you are not safe anywhere. Shortly after I left, the compound I lived in was hit by suicide truck bombers and bombers who were on foot. Both gates were breached but, fortunately, no one was killed except the bombers who were surrounded, attacked and killed by our Gurkha security force. During the last seven weeks I was there, my driver/interpreter and I were almost bombed twice by IEDs in the road but, fortunately, the first bomb was set for a specific target and the second one was found and disarmed before we got to the intersection where it had been planted. In addition, beginning in May, our patrols began to get hit by IEDs and ambushes on a regular basis after almost a year of relative quiet. The reason for this was simple—the ill-conceived NATO operation into Helmand Province and the city of Marjah in February 2010, which we announced to the world, in advance, on television.

Afghanistan provides
92%
of the world's illicit opium, heroin and morphine—
7,700
metric tons /
16,950,000 lbs.
in 2008.
70%
of that crossed the border into Iran, which has the world's highest per capita rate of addicts.

As a result, and as any thinking person would have understood, most of the enemy moved west and then north, into our Area of Operations (AOR). Nonetheless, my cohorts and I continued with our mission and helped our assigned ABP units increase their interdiction operations and, thereby, the amounts of narcotics and precursor chemicals they were seizing. The class I taught to the NCO Academy and the brigade command



in "Improvised Explosive Devices," was the first instruction they had in this critical area of operational readiness and tactics on survivability in the event of an IED or roadside bomb attack. In addition, I was able to arrange for a U.S. contractor to provide three days of training in Counter-IED Tactics. This was also a first and no doubt will greatly reduce the casualty rates among the ABP units patrolling their AOR along and near the Iranian border. Thanks to my efforts and those of co-trainer Victor Schmidt (a retired Ukrainian police colonel and former KGB agent), trainings will be continued by our replacements.

One of the best "hands-on" lessons we taught our trainees, was to involve them in a humanitarian assistance mission to workers in the Kohsan District west of Herat, formerly a hotbed of Taliban activity and a center of poppy farming. The UNODC Alternative Livelihood Program had arranged for funding for three work projects that employed more than 800 district men, most of whom had previously been poppy farmers, or who were involved in smuggling opium products across the border into Iran. With security provided by our trainees, we successfully delivered sixty metric tons of food supplies for the workers on the three projects. This was a classic illustration of "community policing" and our trainees learned that providing help to their fellow citizens would result in receiving actionable intelligence that we were able to use to plan successful interdiction operations. In one seizure that we made from intel gathered shortly after the humanitarian assistance mission, we recovered almost 400 kilograms of opium and heroin and in a second seizure we captured thirty-seven rocket propelled grenades that, no doubt, would have been used against us during patrol operations.







I want to make clear what I learned from seven months in Afghanistan. I believe our "counter-insurgency strategy" will not work. It will not stop the enemy from continuing to raise large sums of money from their direct involvement in narcotics trafficking, particularly with the corruption and criminal involvement of high-ranking members of the Karzai government and, particularly, his half-brother, Ahmed Wahlid, in Kandahar Province. Many of the important ministries involved in national defense are rife with corrupt officials; we know who they are, we have the evidence, but we continue to allow them to freely operate. We have ended all eradication programs because we are worried that the farmers will go over to the enemy. This is an absurd proposition since they are already "the enemy" in every sense of the meaning of that phrase. If they grow poppy, they are supporting the enemies of the world in the context of the transnational crime resulting from opium production. Afghanistan provides 92% of the world's illicit opium, heroin and morphine—7,700 metric tons (16,950,000 pounds) in 2008 and 70% of that crossed the border into Iran, which has the world's highest per capita rate of addicts. Despite the knowledge of all of this all the way to the Office of the President, the U.S. and its allies have made a decision not to make this the coalition's top priority. Bob Woodward's new book, *Obama's Wars*, makes this clear since there was not a single discussion leading up to the "surge" in Afghanistan about the narcotics issue. The only time it was raised, by a Marine Corps general who led the Marjah operation, it was ignored. Unless the U.S. and its allies make a determined effort in the counter-narcotics war in Afghanistan, we may as well pack up and leave now because, in the end, everything that is wrong with that country ultimately relates to poppies and the production of opium products. It is just that simple.

Steinberg resides with his wife, Ramona, in Bend, OR. He is currently seeking another position with the United Nations that is not in war zone, as he says, "retirement is not my cup of tea." For the past five years, he has worked for Central Oregon Veteran's Outreach, Inc., a non-profit that provides a full range of social services to homeless, disabled and disadvantaged veterans. Steinberg is the national service officer for Vietnam Veterans of America, and assists veterans with VA claims for disability compensation, health benefits, vocational rehabilitation and education programs. He serves as the legal advisor to the Board of Directors of the National Explosive Ordnance Disposal Association and the vice commander of the Vietnam EOD Veterans Association. Steinberg and his family are "avid horse people" and spend as much time as they can riding in the Cascade and Ochoco mountains and the national and state parks and forests that abound in the Oregon high desert.

Visit Steinberg's blog: stuinafghanistan.blogspot.com

***Left:** Taking notes during a talk with a brigade intel officer before an Interdiction Operation on the Iranian border*

***Above left:** Inspecting border police on the Iranian border with our interpreter, Fahim; **Above right:** Preparing to leave for an operation on the Iranian border*

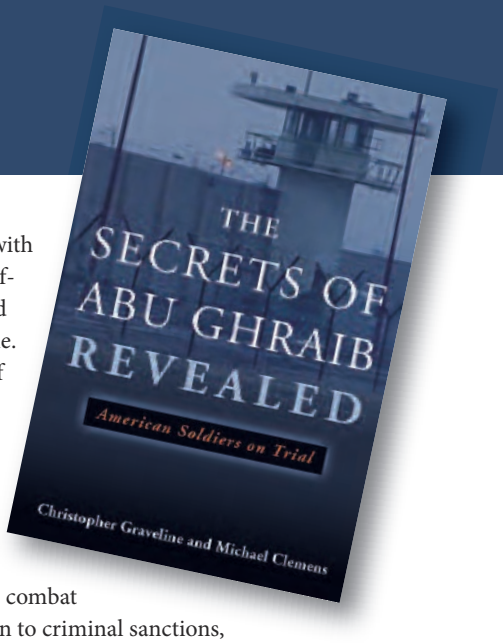


Was former United States Army reservist Lynndie England just one of the bad apples at Abu Ghraib? Or was she following orders from her superiors?

What U.S. law made it possible to convict United States citizen Chuckie Taylor, son of Charles Taylor, the former Liberian warlord-turned-president, of crimes committed in Liberia?

International Prosecution: An Inside Look

Christopher Graveline JD '98



By Sharon Callahan

Christopher Graveline JD '98 can probably address these questions better than anyone. He was the lead Army prosecutor in the Abu Ghraib trials in 2005 and one of the lead attorneys in the successful prosecution of Chuckie Taylor for human rights violations—events that captured the attention of the world.

"Abu Ghraib is like a Rorschach test," says Graveline, who handled the courts martial of the eleven U.S. Army soldiers who were accused and convicted for their abusive acts against the prisoners held at Abu Ghraib. "You either believe that this was just a couple of bad apples or you believe Donald Rumsfeld was personally instructing people how to abuse and torture prisoners at Abu Ghraib. As usual, the truth lies somewhere in the middle."

"Taylor's trial was the first conviction from a 1994 law allowing the U.S. to prosecute American citizens and anyone on U.S. soil for torture committed abroad," adds Graveline. Taylor, a U.S. citizen, tortured hundreds of Liberians while he was commander of the so-called "Demon Forces," a special security unit meant to protect his father from 1999 to 2003.

Graveline, who has worked as a prosecutor since he graduated from UNH School of Law, has handled several cases of national and international importance. Most recently, he handled the case of ten members of the Detroit Highwaymen Motorcycle Club who were found guilty on a variety of charges, including conspiracy to violate federal racketeering laws and conspiracy to commit murder, along with controlled substance, stolen property, and firearm violations.

"They were charged with attempted murder, drug trafficking, stolen property, and violence," explains Graveline. "It was such a wide range of activity, they were charged using the Racketeer Influenced Corrupt Organizations Act or overarching RICO statute." Congress enacted the RICO statute in the late 1960s in order to combat organized crime. In addition to criminal sanctions, RICO permits private actions to be brought in federal district courts.

Graveline began his career in the Army JAG Corps in 1999, assigned first to the 101st Airborne Division, and later the Appellate Division in Washington, DC. He worked for the V Corps in Heidelberg, Germany, serving deployments in both Kosovo and Iraq, and at the Pentagon working in the Trial Counsel Assistance Program.

After working briefly as a state prosecutor in Detroit, MI, he accepted a position with the Human Rights Section of the Department of Justice (DOJ) in 2007. It was while he was at the DOJ that Graveline worked on the Chuckie Taylor trial.

"The Domestic Security Section has two areas of interest," according to Graveline. "One is crimes committed under the Military Extra-territorial Jurisdiction Act. Our department had

"Normally, I wouldn't be interested in writing about cases I prosecute. But ... I thought there was a lot of misinformation and that the debate could be furthered by getting out as many of the facts about what happened at Abu Ghraib as possible."

– Christopher Graveline JD '98

jurisdiction in cases involving civilians working overseas in support of a military mission. These could involve a contractor in Bagdad or Afghanistan, or a spouse of a service member in Korea or Germany, for example. These crimes fall under the federal code. We had jurisdiction back here in the U.S. to prosecute federal crimes committed overseas."

"The other area of interest involves jurisdiction over the statutes outlawing torture, genocide and other war crimes committed by U.S. citizens overseas," says Graveline. "At the time, we did the first prosecution ever involving torture. Taylor, a U.S. citizen born in Miami, FL, was prosecuted and convicted of committing torture overseas. Following the collapse of his father's government in Liberia in 2003, Taylor ran out of money and tried to return to Miami to visit his mother. He was arrested at Miami International Airport. This case involved both found in jurisdiction and U.S. citizenship," Graveline explains.

"During my year in the Army while I was finishing up the Abu Ghraib cases, the investigator on the cases had started writing a book. He asked me, as well as my co-counsel, if one of us would like to help write it. Normally, I wouldn't be interested in writing about cases I prosecute. But because of the implications of these trials on foreign policy, national policy, and American policy on interrogation, I thought there was a lot of misinformation and that the debate could be furthered by getting out as many of the facts about what happened at Abu Ghraib as possible."

Graveline, along with co-author Michael Clemens, a military policeman and investigator, wrote and published *The Secrets of Abu Ghraib Revealed: American Soldiers on Trial,* released in 2010.

"In the book, we tried to give a glimpse within the inner circle, what our thought processes were and what we were trying to accomplish," adds Graveline. Reader reviews agree the book offers not only "an excellent account of the exhausting investigation and trial," but also reveals to readers "the excruciating amount of hard work that goes into prosecution of criminal activity at all levels."

"For example, the individuals featured in the infamous pyramid photographs were never interrogated," explains Graveline. "They were 'Iraqi on Iraqi' criminals who had started a food riot."

"While their defense counsel tried to make the distinction that the soldiers had not received proper military training, the two guards most responsible for the abuses, Specialist Charles Graner and Staff Sergeant Ivan Frederick, had years of previous experience working in correctional facilities," says Graveline.

According to Graveline, "There were 7,500 detainees at Abu Ghraib. The company commander of Graner and Frederick was responsible for a company of about 100 to 120 soldiers, all trying to do a number of missions of the prison. Most of these photographs were taken during the night shift, from 11 p.m. to 7 a.m. The commander reported that he put his 'two most experienced correctional officers on the night shift.' He later received administrative discipline, but we did not feel his lack of action rose to the level of criminal negligence."

"Should he have done more? Yes," says Graveline. "But did he purposely turn a blind eye? We don't think so."

"Originally, we were intent on doing the trials in Iraq—for the openness of the process and the transparency of the process. We felt the Iraqi people deserved to see American justice being done and to know that we were not looking the other way. The first guilty pleas were actually done in Iraq. But we moved the trials to Fort Hood, TX, because many of the soldiers and witnesses at Abu Ghraib had already returned to their civilian lives in the United States. It didn't make sense to return them to a combat zone, especially considering the security issues in 2004."

Graveline believes Abu Ghraib has made a difference in American interrogation policies. "Following the trials, the Army reissued its interrogation manual, drawing some clear, bright lines as to what was acceptable," says Graveline. "There has been a lot more debate and clarification as to what the American public believes is acceptable in interrogation."

"My time at UNH Law has been essential in these career endeavors given the school's international focus and the faculty's insistence on seeking justice as our primary responsibility," adds Graveline.

Graveline currently works at the U.S. Attorney's Office in Detroit, MI, where he serves as deputy chief of the Narcotics Section. Graveline resides with his wife, Colleen, and their three children. They are expecting a fourth child.

LIFE AS A LAWYER

By Mary Sheffer JD '92, Director of Alumni Relations

New this year for first-year JD students is a one-credit course called *The Legal Profession and the Lives of Lawyers*. The course is a pilot project taught by Professor Kimberly Kirkland. If successful, it will become a required class for all first-year students next year. The goal of the course is to introduce JD students to the various legal practice areas and the core values of the profession. How the class accomplishes this very heady goal is through interviews of practicing attorneys, readings, and small group discussions.

Before each class, there is a short reading assignment from a yet to be published book. The assignments relate to the practice area that will be discussed in class and provide information on common ethical situations faced by attorneys who practice in that area.

Following the introduction, Kirkland, interviews two attorneys, usually alumni, in front of the entire class. Kirkland's questions range from "What is typical day?" to "How do you manage your clients?" She also explores the attorneys' practice area, why they chose that area and what they like and don't like about the area.

Students are permitted to ask questions of the attorneys as well. Not surprisingly in this economy, the students' questions focus on how the attorneys got their jobs. Another frequently asked question is about work/life balance. After the interviews, the class breaks out into small groups of eight students each with a professor. In the small groups, the professors lead the discussion about what students learned from the interviews and the introductory reading. After class, students are required to write a short, one-page reflection paper.

I had the opportunity to be a leader of a small group, working with Professors Sophie Sparrow, Margaret McCabe, Amy Vorenberg, and Ann McCrackin. I loved working with the students and helping them discover which practice areas are of interest to them. Even more fun was seeing alumni come back to the school and talk about their practice. The vibrancy and success of our alumni is wonderful. To hear attorneys, both veterans and newcomers to the practice of law, talk about their love of the law is inspiring. Of course, the blemishes are uncovered as well.

Student feedback about the class has been very positive. Many students say that they now have a much better idea of the area of law they want to practice. Further, they also know what ethical issues may face them in practice. Naturally over the next two years of law school, their interests will grow and change. They will take Professional Responsibility and learn the Rules of Professional Conduct. But for now, they have a taste of the profession they will be entering and a much needed reminder of why they came to law school.





Dr. Manisha Shridhar LLM '02:

Preserving India's Culture through Intellectual Property Rights

By Shashwat Purohit LLM '08 and Sharon Callahan

One of India's leading intellectual property specialists, Dr. Manisha Shridhar LLM '02 has been an active advocate in developing and writing her country's laws regarding intellectual property rights (IPRs). Through her work to advance intellectual property rights, she is also helping to preserve India's heritage.

Currently on deputation from the Indian government, Shridhar works for the World Health Organization-South East Asia Regional Office (SEARO) where she heads the Intellectual Property and Trade Unit. Her work at WHO involves the organization's Public Health, Innovation and Intellectual Property Program, which supports the global health initiative from the perspective of intellectual property and international trade.

Shridhar worked previously for the Ministry of Small Scale Industries (now Ministry of Micro, Small and Medium Enterprises) where she developed and organized training programs on IPRs for the pharmaceutical and biotech industry. She was instrumental in framing the intellectual property policy for the Ministry and its revolutionary policy guidelines that have been the stepping-stone for micro, small and medium enterprises in India to use intellectual property as a tool to achieve economic success.

In addition, Shridhar assisted the World Intellectual Property Organization in developing IPR case studies and study materials. She scripted and assisted in the production of a film on IPRs, which is being used by WIPO's Small and Medium Enterprises Division for creating awareness about intellectual property and its relevance in many parts of the world.

Saving India's Cultural Heritage

Shridhar has worked extensively with the United Nations Industrial Development Organization to develop IPRs relating to geographical indications (GI) registrations. Typically, a GI conveys "an assurance of quality and distinctiveness, which is essentially attributable to the fact of its origin in that defined geographical locality, region or country." In India, the granting of GIs is governed by the Geographical Indications of



Dr. Manisha Shridhar LLM '02



Goods (Registration & Protection) Act of 1991 and exemplifies how India's small businesses can use intellectual property resources as a tool for development as well as a mechanism to protect their art and talent against plagiarism and counterfeiting.

Two examples of India's GIs are the blue pottery of Jaipur and Kathputlis or "puppet dolls "of Rajasthan. The blue pottery of Jaipur, though Turko-Persian in origin, is widely recognized as a traditional craft of Jaipur. According to legend, the blue pottery came to Jaipur in the early 19th century when one of its rulers, Sawai Ram Singh II (1835-1880), set up a school of art and encouraged artists and craftsmen from all over the country to come and settle here. Its name comes from the unique Persian-blue dye used to color it. A distinctive feature of the blue pottery is that it is made of ground quartz and not from clay; all the materials that go into the composition require the same temperature and the pottery needs to be fired only once unlike other pottery. The ornamentation, usually floral and animal patterns, is done by hand with a brush made of squirrel's hair. The puppets of Rajasthan are string puppets, which is the most common type of puppet found in India. They are called "kathputlis" from the word "kath" meaning wood and "putli" meaning doll. The puppets feature brightly colored costumes fashioned from scraps of cloth.

According to Manjul Dahiya '11, a current LLM student and attorney from New Delhi who handles IP matters in India, "GIs provide economic incentives for local producers to generate goods, and GIs fetch better prices in the international market."

"The legal protection of GIs relating to goods improves exports in the international market and promotes the economic prosperity of the producers of such goods," adds Dahiya. "GIs are beneficial to the entire economy of our country."

A 1984 graduate of the Indian Administrative Service, Shridhar holds a BS and LLB from Delhi University. She recently obtained a doctorate from Indian Institute of Technology, Delhi on "Technology Innovation and Patent Activity in Indian Industry." She has served as a visiting faculty member at the Indian Institute of Foreign Trade and Institute of Chartered Accountants of India where she conducted training programs on IPRs for senior civil servants, industry groups, and accountants. In addition to her native language of Hindi, she is fluent in English and French. She resides in New Delhi.

A research fellow at UNH Law, Shashwat Purohit LLM '08 resides in Jaipur with his wife, Gordie. He is a consultant to the World Intellectual Property Organization and bioDevelopment (international). He earned his LLB from National Law University in 2007.



What is a geographical indication?*

- It is an indication or appellation of origin
- It is used to identify agricultural natural or manufactured goods. Originating in the said area.
- It originates from a definite territory in India.
- It should have a special quality or characteristics or reputation based upon the climatic or production characteristics unique to the geographical location.

What are the benefits of registration of geographical indications?

- It confers legal protection to geographical indications in India.
- It prevents unauthorized use of a registered geographical indication by others.
- It boosts exports of Indian geographical indications by providing legal protection.
- It promotes economic prosperity of producers.
- It enables seeking legal protection in other WTO member countries.

**From the website of Intellectual Property India, Department of Industrial Policy and Promotion, Ministry of Commerce and Industry, Government of India*

PIC Fellowship:

A Life Changing Experience in Cape Town, South Africa

BY EMILY HAHN '11

> "IF YOU DON'T CRY FOR THESE PEOPLE, THEN YOU AREN'T HUMAN. IF YOU AREN'T HUMAN, THEN YOU AREN'T CUT OUT FOR HUMAN RIGHTS WORK."
>
> *– Theodore Kamwimbi, Projects Abroad Human Rights*

When I first arrived in Cape Town I was full of nerves. I had traveled abroad on many occasions, but never for work, and never to a third world country. I knew stepping off the plane that the next few months would be marked by ups and downs, highs and lows. Though I did not know exactly what to expect, I knew that spending three months in South Africa would be both exhilarating and tragic. I could not have been more right.

I arrived at the Projects Abroad Human Rights Office in the southern suburbs of Cape Town in late May. I was welcomed by staff and interns from all over the world, including Holland, Senegal, England, Angola, France, Japan, and Cameroon. My supervisor, Theodore Kamwimbi, was a lawyer originally from the Democratic Republic of Congo. He told me that during my internship I would be helping refugees, rape survivors, and victims of xenophobic attacks with various problems such as lack of adequate healthcare, third country resettlement, domestic violence, and police brutality. Theo warned me that to be effective in a human rights career, you have to stay focused. He also told me that it was alright to feel sad, frustrated, and angry. I will always remember sitting in his office one day as Theo gave me the best piece of advice I received all summer: "Emily, if you don't cry for these people, then you aren't human. If you aren't human, then you aren't cut out for human rights work."

About a month and a half later, I remembered his advice when I was sitting with a client from Rwanda. Her entire family was killed during the genocide in 1994. She fled to the Congo where she was again faced with violence. By 2008 she arrived in Cape Town, just in time for the xenophobic riots in the townships. Because she was a foreigner, she was targeted and gang raped multiple times. During one such attack she contracted HIV and became pregnant. I felt a certain affinity towards her because she was only 29, the same age as myself.



During her Public Interest Coalition Fellowship in Cape Town, South Africa, Emily Hahn '11 earned big hugs after teaching two little boys how to juggle rocks.

The World Cup brought celebration for most people, but for those living in the townships, it was an opportunity to express social unrest, mostly through violence. Officials feared that the 2008 xenophobic attacks would resume when the teams and fans left Cape Town after the finals ended in July. My client arrived at our office because she was sure she would be raped again. She told me that she had heard nothing from the United Nations High Commissioner for Refugees after her request for third country resettlement months before. She was afraid that staying in South Africa would be a death sentence for her. She knew she needed to leave.

I had to tell her that the UN cannot be pushed, and that there was nothing we could do for her until she heard back, which could be many more months. I felt awful, but Theo said there was no recourse. With her baby strapped to her back, she lowered her head and began to sob. I have never seen such hopelessness in someone. After several minutes, she got up and slowly walked out of the office. Later, I saw her in the hallway nursing her baby. I told her that I would keep in touch with her. I gave her a hug and walked away. I called her a week later. Her phone was shut off. I will never know what became of her after she left my office.

Though I have never felt so deeply sad for another human being, I realized in this moment that I was doing good work. I could not help her, but I knew that there were others that I could, and did, help during my time in South Africa.

I was able to assist a Cape Townian who approached me at a woman's support group meeting. She was injured on the job and was in fear of being fired or suspended without pay. I drafted a letter stating her rights as an employee and explained that it is unlawful to be fired without cause. She gave this letter to her employer and was able to keep her job with full pay.

A Congolese refugee, who fled her country for fear of being persecuted, came into the office because her refugee permit had expired and she was ordered by the South Africa Office of Home Affairs to leave the country immediately. I helped her get a review hearing for the "must leave" order, and she was eventually able to renew her permit, enabling her to stay in South Africa.

The experience that the PIC Fellowship gave me was life changing in so many ways. Not only did I learn about the South African government, and the African National Congress' rise to power though Nelson Mandela's struggles, but I gained first hand-experience in the townships, women's shelters and HIV clinics. The lessons I learned about social justice and human rights were invaluable. Though much of my work was extremely heartbreaking, I would go back tomorrow and do it all over again.

Originally from Colorado Springs, CO, Hahn plans to return to Seattle, WA, where she lived for eight years following high school, and work as a private criminal defense attorney following graduation.

PIC Fellowships Inspire and Empower

The mission of the Social Justice Institute (SJI) is to inspire and equip students to use their law degree to advocate for and assist underserved and vulnerable populations. Through Public Interest Coalition (PIC) Fellowships funded by the SJI, students can serve these constituencies in various ways during the summers of their first and/or second year. Many of the organizations do not have the financial means to offer a summer legal intern a salary, yet are in grave need of legal assistance. PIC Fellowships expose students, often for the first time, to the needs of underserved and vulnerable populations, often inspiring students to pursue life-long careers in public interest. Below, please read comments from a few of the most recent PIC Fellowship recipients.

"When I was chosen to participate in Community Legal Services' Summer Program, I was filled with a variety of emotions. I was happy because I was going to provide legal services to a historically Black and underserved community in South Los Angeles. I was hopeful, because I anticipated the many adventures that I was going to have and the new knowledge and real world experiences that I was going to gain during the summer. And lastly, I was afraid because, frankly, I was going to be working in the notorious city of Compton, CA — a city of 100,000 that has a reputation for poverty, gang violence, low-income housing, and urban blight. I worked in the domestic violence clinic, where I directly supported victims of abuse by writing their declarations in anticipation of their restraining order hearings. This was my favorite experience of the summer because I felt like I really made a positive impact in the victims' lives by providing them with moral support and dictating their story for the court, in addition to helping them to liberate themselves from violent and dangerous relationships." ***– Paul Roberson '11, Community Legal Services, Compton, CA***

"All of my work at the New Hampshire Public Defender was beneficial. Most importantly I gained substantial experience in a new area of law and the research projects taught me substantive content in criminal law. These projects also left me questioning the implications of New Hampshire's sexual predator program, reimbursement requirement, and the effect of budget constraints on court efficiency. The court observations, document drafting, and interviewing all improved my actual lawyering skills. I was exposed to many different lawyering styles, which helped to shape the kind of advocate I want to be."

– Andrea Christensen '12, New Hampshire Public Defender, Concord, NH

"As an immigrant to the United States, I have come to greatly appreciate this country's legal system and the care taken to ensure citizens are treated fairly and their rights are protected. Being a PIC Fellowship recipient made it possible to meet my financial responsibilities during the summer while working as a judicial intern for the Essex County Superior Court in Newark, NJ. Newark is the biggest city in New Jersey and domestic violence is a common occurrence. Many victims had endured abuse for years, often too terrified to report the incidents or press charges. In extreme instances, some had almost lost their lives at the hands of their abusers. It was heart wrenching to listen to the victims as they tearfully shared their stories in court. It was eye-opening for me to see how many of the litigants could not afford legal representation. Often times, they appeared in front of the judge to ask for more time to gather money to hire a lawyer or to find a non-profit organization that might represent them at no cost. This strengthened my resolve to assist people who do not have the financial means to represent themselves in the legal system." ***– Obi Ikeme '12, Essex County Superior Court, Newark, NJ***

"Most importantly, the PIC Fellowship gave me an opportunity to develop my legal philosophy and agenda. Francis Bacon wrote, 'If we don't maintain justice, justice will not maintain us.' Public defenders have the burden to maintain justice, regardless of its popularity at any moment in time. I hope as a lawyer that I work towards maintaining justice, regardless of the circumstance or political climate. This opportunity allowed me to lay a legal foundation based on equity and advocacy early in my career development." ***– Paul Groce '12, Committee for Public Council Services, Boston, MA***

To support PIC, visit law.unh.edu/giving

ALECK NCUBE:

Advancing Zimbabwe's Future





Zimbabwe native Aleck Ncube is very comfortable in the classroom, and rightly so. He has earned multiple advanced degrees and is currently attending UNH School of Law as a Fulbright Visiting Scholar, adding to his already illustrious credentials. Ncube has big plans for his future and for the future of his country.

At the young age of 37, Ncube intends to take his newly gained expertise back to the National University of Science and Technology (NUST), to build his country's first "proper technology transfer office."

"It is so sad that people die of cholera in Zimbabwe," says Ncube. "It is a simple preventable disease. Industries and corporations elsewhere and outside of Zimbabwe have developed vaccines that could prevent this. A lot of lives are lost unnecessarily. A technology transfer office could make these vaccines available to Zimbabwe."

Ncube's father worked as a brewery salesman and his mother dedicated her life to working for the Salvation Army church. Ncube grew up in Bulawayo with his twin brother and several other siblings, all who attended college. Ncube's success is bittersweet, as he cannot share it with his twin, who passed away in 2008. "There is not a day that goes by that I don't think of him," says Ncube.

Ncube earned a BA degree in media studies at Zimbabwe Open University in 2004 and later a MS in library and information science at NUST in Bulawayo. In 2008, Ncube was selected as a WIPO Fellow (World Intellectual Property Organization) and attended Africa University in Mutare, where he obtained a Master's degree in intellectual property. Today, Ncube is an intellectual property educator at NUST where he lectures on intellectual property rights, conducts patent searches and facilitates technology transfer.

As a student in the International Technology Transfer Institute (ITTI) at UNH School of Law, Ncube will be learning about technology transfer in American universities and the impact of the Bay-Dohle Act on stimulating technology transfer and how Zimbabwe as a country can draw lessons from this legislation. The focus is to ensure that NUST plays a role in stimulating the creation of a knowledge economy in Zimbabwe based on science, technology and innovation. A technology transfer office is crucial in this endeavor.

"With the help and guidance of Stanley Kowalski JD '05, professor of law and director of ITTI, we will come up with a strategic plan for Zimbabwe," says Ncube.

"IP is the main driver of economic activity. Technology transfer is one of those critical areas where most African countries don't have a plan. My wish is for Zimbabwe to rightfully change its place," explains Ncube. "I hope to build the technology transfer capabilities at the University so that it can become the country's hub of technology transfer."

"Professor Kowalski says, 'Aleck, you cannot fight the war alone. You have to build an army.' So we will create an army of IP people who will assist Zimbabwe. We need scientists, engineers and biochemists. Our economy is agriculture based, and we will need people who will show us how to use drought resistant crops. We will look at health issues, and will need vaccines for diseases such as malaria," explains Ncube.

"The vice chancellor, who is president of the University, is very eager to facilitate the development of a technology transfer office. And hopefully we can find funding from outside organizations and foundations," adds Ncube.

"It will be a long term project. We will need to put ten, fifteen, to twenty years in to it before we will see the results. But I am sure with the right people in place, it will happen."

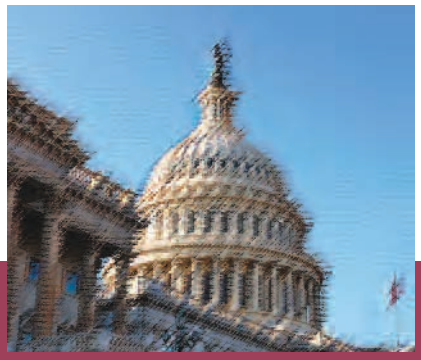
Ncube was awarded the 2010 Scholarship for Technology Transfer Professionals from Developing Economies from the Association of University Technology Managers (AUTM) Foundation and will attend the 2011 AUTM Annual Conference in February in Las Vegas, NV.

Fifth Class of Daniel Webster Scholars Sworn in

The fifth class of Daniel Webster Scholars was sworn in at the New Hampshire Supreme Court this fall. Twenty second-year law students affirmed they would "work diligently" so they can be "fully prepared to represent clients at the moment of graduation from law school." The Daniel Webster Scholars Honors Program is a joint venture of the New Hampshire Supreme Court, the New Hampshire Bar Association, the New Hampshire Bar Examiners and University of New Hampshire School of Law. It was created in response to the recognition that many students graduate law school with a book knowledge, but not a working knowledge, of law. The new class of Webster Scholars is diverse, ranging in age from 24 to 36, from 11 states and Canada. They are Melissa Atherton, Robert Berry, Joseph Citro, Margaux Dunn, Kelly Farrell, Jonathan Foskett, John Fuentes, Paul Groce, Rachel Hawkinson, Matthew Kinnear, Emily Laflamme, Jennifer Makahusz, Eman Pahlevani, Joshua Puryear, Edward Sisson, Holly Stevens, Ramey Sylvester, Jeff Warley, Donald Weeks, and Maddalena Zefferino.

Students Win Inaugural Samsung-Stanford Patent Prize

Kanav Hasija '11 and Paul Tanpitukpongse '11 were recently selected among the winners of the inaugural Samsung-Stanford Patent Prize competition. Hasija and Tanpitukpongse will travel to Stanford Law School in February to participate in a conference and discuss their paper. Their topic is "Game Theory: A Zooming and Sliding Method for the Determination of Reasonable Royalties in Patent Damages."



Three Alumni In Congress

This year's midterm election brought out record numbers of voters across the nation, and its results ensured three University of New Hampshire School of Law alumni will be seeing each other regularly on the U.S. Capitol House floor. Representative **Donna F. Edwards JD '89** was re-elected to serve Maryland's 4th Congressional District. In October, she was named as one of "10 Best Members of Congress" by *Esquire* magazine and noted in 2008 as one of "50 Politicos to Watch" by Politico. **Frank Guinta MIP '00** was elected to represent New Hampshire's 1st Congressional District. A former mayor of Manchester, this will be his first term in Congress. Representative **Tim Ryan JD '00** returned to the House to represent the 17th Congressional District in Ohio. He is a member of the House Appropriations Committee.



Congresswoman Donna Edwards JD '89 to Deliver Commencement Address

Congresswoman **Donna F. Edwards JD '89** will address the graduating class at commencement ceremonies to be held in May. Edwards is the first African-American to represent Maryland's 4th Congressional district, and currently serves on committees for Transportation and Infrastructure, Science and Technology, and the Tom Lantos Human Rights Commission. A former UNH School of Law trustee, Edwards worked previously as executive director of the Arca Foundation, a Washington, DC nonprofit organization established in 1952 "to better the lot of humankind." Arca's first grants supported groups working on population policy and women's rights and issues. In the early 1990s, Edwards co-founded and later served as executive director of the National Network to End Domestic Violence, a membership organization of state coalitions against domestic violence based in Washington, DC.



Graduate Programs hosted a special ceremony for students completing their studies in December. Pictured are: **Yubing Li, China; Aleck Ncube, Zimbabwe; Dante Pusiol, Argentina; Bhargavi Nayak, India; Jihong He, China; Feng Wu, China;** and **Samendra Patil, India.**

UNH Law Teen Court Honored at Spirit of NH Awards

The UNH Law chapter of Teen Court was honored recently at the annual Spirit of New Hampshire awards. Each fall, the statewide recognition celebration is hosted by Volunteer NH in collaboration with the Office of the Governor. Spirit of New Hampshire awards honor outstanding contributions to volunteerism throughout the state of New Hampshire. The UNH Law Teen Court team was a finalist in the Higher Education category of the Volunteer Program Champion Awards. The team trains and mentors first-time juvenile offenders in Merrimack County as a viable sentencing alternative for the teens. Law students volunteer their time to teach legal process to teens who act as defense and prosecuting attorneys, as well as jurors, in the Teen Diversion Program.

Students Help Area Nonprofits During Annual Bruce E. Friedman Community Service Day

In late October, student volunteers continued the annual tradition of volunteering at area nonprofits throughout Concord, in honor of the late Professor Bruce E. Friedman. Friedman is remembered by colleagues for his saying, "Do good as you do well." He believed strongly that lawyers have a duty to serve our communities by providing legal services to the indigent. Organizations receiving assistance this year included the Concord YMCA, Concord Library, Concord SPCA, Friends Emergency Housing Program, New Hampshire Coalition Against Domestic Violence and the Salvation Army.

Social Justice Institute Brings Women's Activist Lisa Shannon to New Hampshire

The Social Justice Institute partnered with Red River Theatres to bring Congolese women's activist Lisa Shannon to Concord in November. Founder of "Run for Congo Women" and author of *A Thousand Sisters: My Journey into the Worst Place on Earth to Be a Woman*, she is also a subject of the film, *The Greatest Silence: Rape in the Congo*. Shannon has led a mass movement for Congolese women trapped by the world's deadliest war. *The New York Times Magazine's* Nick Kristoff wrote "In a land where so many 'responsible' leaders eschew responsibility, Lisa has gone out of her way to assume responsibility and try to make a difference." The film takes the viewer to remote war zones in the Democratic Republic of Congo and interviews activists, physicians, victims, and even perpetrators.

President Obama Nominates Alumnus to Key Post

President Barack Obama recently nominated **Clyde E. Terry JD '85** of Concord, NH, to serve as a member of the National Council on Disability. Terry currently serves as chief executive officer of Granite State Independent Living and is responsible for the organization's advocacy, grant, and service activities to assure independent living and economic self-sufficiency for persons with disabilities in New Hampshire. He spearheaded a national coalition of disability organizations on election reform and election accessibility for persons with disabilities and co-authored the 2001 publication *Voters Denied Equal Access at the Polls; A Status Report of the Accessibility of Polling Places in the United States.*

Two New Hampshire Alumni Appointed to Judgeships



The appointments of **Kristin Spath JD '85** to be a judge on the Concord District Court and **James Carroll JD '87** to be a judge on the Laconia District Court were approved in December. Spath of Concord, NH, worked most recently as chief of staff for the Department of Justice and has worked in the attorney general's office for 12 years. She worked previously as a New Hampshire and federal public defender and also served as the deputy clerk of Merrimack County Superior Court. Carroll of Laconia, NH, has served as Belknap County attorney since 2006. He worked previously as a city prosecutor for ten years and returned to criminal defense as a partner at Wescott, Millham and Dyer, until 2006, when he was first elected county attorney.

Across the Nation

Several articles by **Professor Thomas G. Field Jr.** are available on *IP Frontline*, including "Bilski — Swinging Sideways?" "Patent Bar Requirements Revisited," and "Jules Jordan Video and Works for Hire." Field is now ranked 56th among Social Science Research Network's top 1500 law authors (includes foreign law authors).



Professor **John B. Garvey** presented a plenary session on the Daniel Webster Scholars (DWS) Honors Program at the Society of American Law Teachers Conference in Hawaii, and then met with three members of the Hawaii Supreme Court to discuss DWS. He also appeared on an Association of American Law Schools panel on "Improving Learning and Student Engagement," with examples from the DWS program.

This fall, **Professor John Greabe** appeared on a panel at Keene State College to discuss recent developments in the law of individual constitutional rights. In early 2011, **Greabe** and **Professor Dana Remus** will present a one-day CLE at the United States District Court for the District of Puerto Rico. They will discuss the impact of the Supreme Court's Ashcroft *v.* Iqbal decision in constitutional tort actions, legal ethics, recent developments in the United States Court of Appeals for the First Circuit, and appellate advocacy before the federal appeals courts from a law clerk's perspective.



Professor Kimberly Kirkland spoke at the University of New Hampshire's Justice Studies Colloquium in December. She discussed the ethical and moral consciousness of corporate litigators in relation to their notion of truth. She also reported on a recent seminal study of litigators sponsored by the litigation section of the American Bar Association, known as the *Ethics Beyond the Rules* project, Duffy Graham's qualitative empirical work reported in *The Consciousness of the Litigator* and her own qualitative empirical research focused on large firm litigators' ethical decision-making.

Adjunct Professor Parker Potter JD '99 recently wrote and published an article entitled "Law Clerks Gone Wild" in the *Seattle University Law Review*. "Law Clerks Out of Context" will appear in the next issue of the *UNH Law Review*. Two more of his articles from the series have been accepted for publication: "Judges Gone Wild" in the *Ohio Northern University Law Review* and "The Rhetorical Power of Law Clerks" in the *Southwestern Law Review*.

Professor Sarah Redfield wrote a new book on diversity issues and the educational pipeline entitled *Diversity Realized: Putting the Walk with the Talk for the Legal Profession*, published by Vandeplas Publishing.

Professor Sophie Sparrow presented "Teaching In (and About) Small Groups in Law School" at the Society of American Law Teachers Conference in December in Hawaii and at three sessions at the Association of American Law Schools Annual Meeting in San Francisco, CA in January, including a "Presidential Program on Teaching Excellence," and "Best Practices for Active Learning." In February, she will talk about "Assessing Law Students," at a faculty workshop at John Marshall School of Law, Chicago, IL.



Around the Globe



In November, **Associate Dean Susan Richey** spoke at a meeting of the Inter-American Association of Intellectual Property (ASIPI) on "Trade Dress and Unfair Competition" in Santiago, Chile.

Professor Mary Wong was the guest speaker at the Global Forum on Intellectual Property held in Singapore in January. She was recently re-elected to the Council for ICANN's Generic Names Supporting Organization, representing non-commercial stakeholders in the domain name space.

Dr. Stanley Kowalski JD '05, professor of law and director of the International Technology Transfer Institute, along with several students, visited with government officials in Washington, DC, in December on behalf of the school. Visiting Fulbright Scholar Aleck Ncube, Thy Tran '11, Mindy Brown '13, and Yashekia Simpkins '11 accompanied Kowalski on a visit with administrators of the World Bank's Global Science, Technology and Innovation Program to discuss strategic plans for establishing IP management/technology transfer offices in Zimbabwe and the Mekong Delta Region of Southeast Asia. In addition, the group visited with the U.S. Department of Commerce, Commercial Law Development Program regarding technology transfer offices in Zimbabwe and possible participation in an Intellectual Property Conference in Africa in late 2011. The group



Professor John Orcutt recently co-authored a new book with alumnus Hong Shen LLM '03 Entitled *Shaping China's Innovation Future: University Technology Transfer in Transition*, it was published by Edward Elgar Publishing, as part of the Elgar Intellectual Property and Global Development series.

also met with Senior Advisor for Technology Transfer at the U.S. Department of Energy-Rochelle Blaustein JD '93. The trip included a meeting with senior officials from the White House Office of Science and Technology Policy and the National Institutes of Health regarding the establishment of technology transfer offices in Zimbabwe and Vietnam and the Mekong Delta Region.

Kowalski also participated in a panel discussion advising a committee comprised of Senator Thomas Daschle and several executives from DuPont and John Deere companies on strategies to advance innovations in agriculture in Africa.

2011 China Intellectual Property Summer Institute

This year, the China Intellectual Property Summer Institute (CHIPSI) will be held from June 27–July 22 at Tsinghua University in Beijing and in Shanghai at the East China University of Politics and Law. UNH School of Law faculty members teaching in China are **Professors William Hennessey JD '86** and **Mary Wong**.

2011 e-law Summer Institute

The e-Law Summer Institute (ELSI) will be held from July 4-22, in Cork, Ireland, at the University College Cork. UNH School of Law faculty members include **Associate Dean Susan Richey** and **Professor William Murphy**.

2011 Summer Graduate Programs Travel to India

For the first time, UNH School of Law faculty will travel to Bangalore, India, August 3-5, 2011 to offer the India Patent Institute, a series of specialized intellectual property workshops for patent professionals and engineers working in a corporate environment. The program will include three modules, Patent Law, Patent Drafting and Valuation of IP. The program will provide participants the knowledge necessary to assist inventors in dealing with the international patent system, with an emphasis on unique aspects of the system in the United States.

The Patent Law module, taught by **Professor Jeffrey Hawley**, will offer a standard introduction to patent law as well with an emphasis on the patent system of the United States and those areas in the U.S. law that cause the most issues in a multinational patent practice. **Professor Ann McCrackin's** course in Patent Drafting will emphasize best practices for drafting patent claims for all types of inventions, with an emphasis on drafting claims for the United States Patent Office. The topics covered will include claim drafting mechanics, invention analysis techniques and recent developments in statutory subject matter. **Trustee Gordon Smith** will offer Valuation of IP, an examination of the financial and economic principles that underlie the valuation and exploitation of intellectual property in business.

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Atlanta Reception

1. *Professor Albert "Buzz" Scherr, Peter Lando JD '91, Hunter Yancey JD '03*
2. *Heena Kampani LLM '03, Director of Development Angel Colarusso*
3. *Ann Yates JD '03, Dean John Hutson, Sherry Womack JD '07*
4. *Daniele Bourgeois JD '99, Kaveh Rashidi-Yazad JD '04*



Alumni attended a dinner at the Hyatt Regency in New Delhi. ***Pictured (l.-rt.) are:*** *Shashwat Purohit LLM '08, Manisha Shridhar LLM '02, Satya Arora LLM '02, Punita Bhargava LLM '01, prospective student Kapil Vyas, Neerja Agarwal and husband Pravin Agarwal LLM '07, and Debra Beauregard, director of graduate programs.*

ALUMNI PROFILE

Helping NH's Hispanic Community



Former New Yorker Peter Nieves JD '98 is dedicated to helping others, including Manchester's growing Hispanic community.

The son of Pedro Nieves and the late Luz Medero, Nieves grew up in multicultural sections of Brooklyn and Queens. While most of his friends settled down to local jobs in the neighborhood or took less desirable paths, Nieves choose to attend college at SUNY-Buffalo, for electrical engineering, where he put himself through college full-time by working three jobs.

"It wasn't until my last year of college, while I was working as an electrical engineer and attending school, that I became interested in patent law. I wanted to work with more than one technology at a time. I decided to enroll at Franklin Pierce Law Center because of the school's reputation as the premiere patent law school in the country. While I was in school, I continued to visit my old neighborhoods, discussing other options with neighborhood youth," says Nieves.

In 2005, Nieves joined Sheehan, Phinney, Bass & Green, PA, in Manchester, NH. Now a shareholder, he heads the firm's Patent Group where his daily practice focuses on many aspects of intellectual property, including domestic and foreign preparation and prosecution of both patents and trademarks, and disputes concerning patents, trademarks, and copyright. In 2007, he was named one of the *Union Leader's* "40 under 40" and, more recently, named a "Rising Star" by *New England Super Lawyers*, in the area of intellectual property for 2009 and 2010. In addition, *New Hampshire Business Review* selected Sheehan, Phinney, Bass & Green as the "Best Law Firm in Intellectual Property" in 2010.

But Nieves has not forgotten his roots. When he is not focused on securing and protecting intellectual property rights for his domestic and foreign client base, he spends time with his family and volunteers within his community. As a member of the Society of Hispanic Professional Engineers (he co-founded the Buffalo Chapter while in college), Latinos On The Move New England, and the Hispanic National Bar Association, Nieves works to improve the lives and job opportunities for the Hispanic population in New Hampshire.

"Growing up in multicultural environments has proven very beneficial in providing a level of appreciation and respect for different cultures. This has extended into my career as a US patent attorney having a relatively large international client base. Understanding cultural differences between foreign clients assists with client communication, handling negotiations, and understanding foreign client long term expectations," explains Nieves.

Nieves is a founding member of Latinos on the Move New England, established in 2008. Today, this organization of business professionals is devoted to assisting the community and to helping small businesses thrive and prosper. It is dedicated to tying the Latino community into all aspects of "mainstream" culture, community, and business. Latinos on the Move NE prides itself on its hands-on approach and the abilities of not only those who head the organization, but also the willingness of its members to reach out to promote, stimulate business, and connect with one another. The group strives to give any business the chance to promote and network in a friendly atmosphere, and help to give back to local communities.

Nieves stays active with Latinos on the Move NE by guiding members with business development ideas, creating new contacts and opportunities for members, and mentoring members. Recently, Nieves and Sheehan, Phinney, Bass & Green hosted a Latinos on the Move NE networking and educational forum in Manchester, where various legal issues surrounding business formation and immigration were discussed by attorneys of the firm.

Nieves' public service work does not stop with the Hispanic community. He also serves on the board of Friends of Children's Hospital at Dartmouth (ChaD) where he focuses most of his efforts on assisting children with cancer, and their families.

"Having a daughter who greatly benefitted from the services of ChaD, due to her being premature, is just one of the reasons that I volunteer for ChaD," says Nieves. "I want to assist other families and enable them to experience the 'excellence, drive, and devotion' that ChaD provides."

Nieves is a committee member of the Entrepreneur Forum of New Hampshire, and has been for many years. He also serves as an adjunct professor at UNH School of Law and as a regular guest lecturer at the Tuck and Thayer Schools at Dartmouth College in Hanover, NH.

Nieves now lives in Dunbarton, NH, with his wife Bonnie, a former admissions counselor at UNH School of Law, and their two daughters, Skye and Sierra, ages 8 and 4.

1977

Marilyn B. McNamara JD is the president of the New Hampshire Bar Association.

1978

Nicholas Harding JD, Hartford, CT, was named among New England *Super Lawyers* 2010 for environmental litigation.

The members of the **Class of 1978** had such a good time at their 25th Anniversary Reunion, that they held another reunion this year at the home of **Harry Judd JD** and **Marybeth Walz JD '79**, Bow, NH. **Marybeth** was re-elected to the New Hampshire House of Representatives.

1980

Professor Peter Wright JD, director of the Clinical Programs and Commercial Law Clinic at UNH Law, testified before Congress in July about medical bankruptcy protection.

1981

James Shorthill JD is president and CEO of Glock, Inc., Smyrna, GA.

1982

The Council on Ethical Billing appointed **John McGann JD**, Canton, MA, to its Advisory Board. McGann is vice president of Claims Legal Services for OneBeacon Insurance.

The Mount Washington Cog Railway and its president, **Wayne Presby JD**, recently received the Lean & Green 2010 Award from *New Hampshire Business* magazine. The Cog Railway converted to biodiesel from steam and coal.

1985

John T. Gannon JD was named director of administration by Pawtucket, RI, Mayor Don Metivier. Gannon has served as city solicitor.

1986

Thomas Dewhurst JD, Conway, NH, won the election for county attorney in Carroll County, NH.

The New Hampshire Association for Justice elected **Maureen Raiche Manning JD**, Manchester, NH, as president-elect.

1987

Bruce Jordan JD, Bangor, ME, was appointed a judge on the Maine District Court.

1988

Karin Gregory JD, managing general partner of Furman Gregory Deptula and a former trustee, was selected for *Who's Who in Cambridge, MA*, for "demonstrating dedication, leadership and excellence in legal services."

Robert Parks JD recently accepted the position of treasurer for the United Way of Charles County, La Plata, MD. This will be his second term on the board, having served previously on the Community Impact Grants and Personnel committees.

1989

John H. Roberts JD retired as the intellectual property counsel for Buckeye Technologies, Memphis, TN.

1990

Alfred "Freddie" Catalfo III JD, Dover, NH, recently made a movie entitled *Bighorn*, a "15-minute, supernatural historical fantasy based on a true fact: that General Custer's bandmaster, Felix Vinatieri — an Italian immigrant and the great-great-grandfather of Super Bowl-winning kicker Adam Vinatieri — was ordered to stay behind at the 7th Cavalry's Powder River camp and missed the Battle of the Little Bighorn…." To view the movie, visit www.BighornMovie.com

Save the Date

April 4
Alumni Gathering
Phoenix, AZ

April 5
Alumni Gathering
Salt Lake City, UT

May 16
Alumni Reception (INTA)
San Francisco, CA

May 20
Class of 1976 Reunion

May 21
Commencement

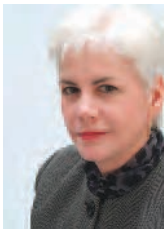
June 3
NH CLE Day

June 10
7th Annual LRAP Golf Invitational

Mark your calendar and watch your mailbox for more information, or visit law.unh.edu

Myra Broadway JD, Gardiner, ME, is the current president of the National Council of State Boards of Nursing and serves as the executive director of the Maine State Board of Nursing.

1992



Shelley Santry JD will receive the 2011 Woman of Distinction Award from The Center for Women and Families, Louisville, KY. The award is presented annually to a woman "for her community contribution against domestic violence, sexual assault and child abuse."

1993

John M. Garvey JD has joined the Boston office of K&L Gates, LLP.

Beth Goldstein Trimmer JD has been appointed the acting deputy director of the Alaska Office of Public Advocacy, which provides representation to the vulnerable residents throughout the entire state of Alaska.

1994

Scott T. Smith JD, Brooksville, FL, received the 2010 Hernando Pro Bono Attorney of the Year Award given by Community Legal Services of Mid-Florida Volunteer Lawyers Project. He is a partner at the Law Offices of Harp and Smith.

1997

Deborah L. Lauer JD, St. Louis, MO, is now vice president of Wells Fargo in the Estate Planning Group.

1998

Duong Hoai Le MIP has opened the firm of Le and Le in Hanoi, Vietnam.

1999

Roger H. Bora JD/MIP was named a partner at Thompson Hine. He is a member of the firm's Intellectual Property Group in the Dayton, OH, office.

Ping Wang JD has joined Andrews Kurth to expand the firm's IP presence in Washington, DC.

2000

Holly Haines JD is the new president of the New Hampshire Women's Bar Association.

2001

Roger P. Manno JD, Annapolis, MD, recently won Maryland's District 19 Senate race.



The Leela Palace served as the location for an alumni dinner in Bangalore. Pictured (l.-rt) are: ***first row:*** *Swetha Maladkar MCT '09, event host Reema Patil LLM '08, Chitrajit Chandrashekar MIP '10, and Abhishek Sharma LLM '06;* ***second row:*** *Vinita Vasanth MIP '07, Somashekar Ramakrishna MIP '05 and guest Kumar Anjani;* ***third row:*** *Nishant Kewalramani LLM '08, Shashwat Purohit LLM '08 and Debra Beauregard, director of graduate programs.*

2002



Adriana Burgy JD was recently elected partner at Finnegan, Henderson, Farabow, Garrett and Dunner, where she practices patent prosecution in the Washington, DC office.

IP Gurus, a firm co-founded by **Pooja Dodd LLM**, was recently nominated a "Rising Star" by Asia IP.

Dennis Hogan JD/LLM-IPCT, Nashua, NH, was elected county attorney for Hillsborough County.

2003

Bryan Erickson JD/MIP has joined fellow alumni **Garth Coviello JD '08** and **Mike Wasco JD '06** at Marjama, Muldoon, Blasiak & Sullivan, Syracuse, NY.

Kalyan C. Kankanala LLM, Bangalore, India, co-wrote the recently published book, *Indian Patent Law and Practice*.

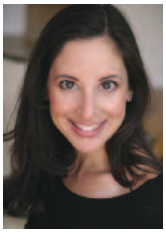
Andrew Jagenow JD joined the Denver, CO, office of Merchant and Gould.

Anne Yates JD is an associate with the new IP practice of Arnall Golden Gregory in Atlanta, GA.

2004

Tariq Arif JD/LLM is a technology transfer specialist with the National Cancer Institute, Washington, DC.

2005



Jacqueline Hudkins JD/MIP, Windham, NH, was named one of the "Top 40 Emerging Professionals Under 40" by the *Merrimack Valley Business Magazine* (Fall/Winter 2010). She also recently co-authored *A Practical Guide to Residential Real Estate Transactions and Foreclosures in New Hampshire*, a new practice manual for New Hampshire attorneys published by the Massachusetts Continuing Legal Education (MCLE). **Jeffrey Crocker JD '79** is also one of several co-authors.

Enrique Mesa JD, Nashua, NH, was recently elected to the New Hampshire Governor's Commission on Latino Affairs. Governor John Lynch created the commission in 2005 to promote policies, procedures, regulation, legislation and practices that advance the economic, social, political and legal equality of the state's Latino population.

2006

Stephen D. Daugherty JD/MIP has joined Williamson IP Law, LLC in Atlanta, GA.

Jon Fallon JD and **Courtney Darsch Fallon JD '07** opened a new law office, Fallon & Fallon in Freehold, NJ.

Leslie Leonard JD joined the firm of Cooper, Cargill Chant, North Conway, NH.

Austin Wang JD is counsel in the Legal–IP Group at the Procter & Gamble Company, Boston, MA, where **Ronald Sia JD** was recently promoted to senior counsel in the same department.

2007

Yelena Morozova, JD/LLM is with the patent group of Cowan, Liebowitz & Latman, New York, NY.

Vinita Vasanth MIP is working for PRTM Management Consultants in Bangalore, India.

2009

Seunglee "Victoria" Chun JD, Seoul, Korea, is with Barun Law.

Christopher Paul JD, Amherst, NH, joined McLane, Graf, Raulson, and Middleton in Manchester, NH.

2010

Greg Albert JD, Penacook, NH, is with the New Hampshire Public Defenders Office.

Jason Becker JD is an associate with Staas & Halsey, LLP in Washington, DC.

Love and the Law

Martha Woods Yancey JD '03 and James Hunter Yancey JD '03

"Hunter and I first met at the orientation ice cream social prior to our 1L year in the fall of 2000. We kept crossing paths—that's not hard to do at such a small school! My mom (Roberta Woods JD '08) was Hunter's workstudy "boss" in the computer lab. In fact, I had the same job and my mom was my "boss" as well. My last name was at the end of the alphabet, as was Hunter's, so that first year we were in all of the same classes.



Photos by Michelle Haley, Lawrenceville, GA.

Hunter asked me out several times, and eventually I agreed to have dinner with him in Portsmouth. We started dating during the spring semester of our 1L year and in our last semester of law school we both traveled to Atlanta, GA, for externships. I externed with the Southern Center for Human Rights and Hunter externed for United States District Judge Story as a federal clerk intern.

After graduation, we later took and passed the Georgia bar. After the dreadful bar experience, we traveled to California for a month to relax. We stayed with a friend in Huntington Beach and used her house as our "home base" while we explored the coast, camped, and visited several parks and other outdoor attractions. We also stopped at Paso Robles, Napa, and Sonoma and had a fabulous time.

Hunter started his law practice with Troutman Sanders's Intellectual Property Group in Fall 2003, and I went back to the Southern Center doing volunteer work until I started my practice at Genex Services representing clients seeking Social Security Disability benefits and Medicare. I later joined the Fulton County Public Defender's Office where I tried several jury trials. Hunter distinguished himself at Troutman Sanders, being named to the 2007 and 2008–2010 Georgia Rising Stars for Intellectual Property and receiving numerous pro bono awards for his representation of military veterans.

In 2004, we bought a home in Atlanta and then, in 2005, we traveled back to California for vacation. Hunter proposed to me as we picnicked at the Buena Vista winery in Sonoma. We were married on March 18, 2006, just down the street from our house in Decatur, GA. On April 8, 2010, our son, Jackson Wyatt Yancey, was born. We are blessed to have a happy and healthy son."

Hunter, Martha, and Jackson recently left Atlanta and now live in San Diego, CA. Hunter accepted a position as Patent Counsel with Qualcomm, Inc. to continue his intellectual property practice. Martha now practices part time with Genex Services writing Social Security Disability appellate briefs and will soon return to representing Social Security clients in ALJ hearings in the San Diego area.

Kristen Blanchette JD is an associate at Devine, Millimet & Branch, Manchester, NH.

Mitchell Bragg JD, Concord, NH, is employed with DangerMilana, an entertainment and estate planning firm with offices in Derry, NH and Allston, MA.

Matt Broadhead JD, Dover, NH, has joined Burns, Bryant, Cox, Rockefeller & Durkin.

Adraea Brown JD, Concord, NH, is with the PLK Law Group in Hillsborough, NH.

Cyril Chan JD joined Sughrue Mion PLLC, Washington, DC.

Alex Chan JD is with Fish & Richardson in the New York City office.

Adam Chapin JD joined Nixon & Vanderhye, Washington, DC.

Joe Cherniske JD is an assistant county attorney in Merrimack County, NH.

Jiyeon Choi JD joined Rader Fishman in the Washington, DC office.

Christina Ferrari JD joined Beliveau & Fradette, Manchester, NH.

Stephen Deren **JD** is in San Jose, CA, working for Hickman Palermo.

Saurabh Vishnubahakat JD/LLM has accepted a one-year term at the United States Patent and Trademark Office in the Office of Chief Economist.

COMMON THREADS

The Court of Appeals for the Federal Circuit honored many attorneys for their pro bono work before the court. Among those honored were: **Kirk Dorius JD '04**, Austin, TX, **Joshua Graham JD/MIP '06**, Minneapolis, MN, **Eric Sophir JD '02**, Falls Church, VA, and **James "Hunter" Yancey Jr. JD '03**, San Diego, CA.

Nathan Harris JD '09, **Keith Noe JD '91**, **Thomas McGinnis JD '06** and **Michael Mathaisel JD/LLM '09** are four of the five editors of a new blog, The Ordinary Observer, dedicated to design patent law. All are attorneys with Lando & Anastasi, Cambridge, MA. Visit http://design-patents.blogspot.com/p/theordinaryobserver.html

CRIB SHEET

James Bindseil JD '97 and wife, Johanna, a daughter, Sara, September 23, 2010.

Andrew Bertrand JD '98 and his wife, Kristi, a son, Cache Zee, January 28, 2010.

Jennifer Sides JD/MIP '01 and her husband, Philip, a son, Oliver Randolph, August 30, 2009.

Mike Frodsham JD '02 and his wife, Jena, a daughter, Emmie, October 22, 2010.

Jon Fallon JD '06 and **Courtney Darsch Fallon JD '07**, a daughter, Mikayla Belle, February 25, 2010.

Remembering Edythe M. Bowlby



A friend to many UNH Law international students, Edythe M. Bowlby, 87, of Concord passed away Saturday, Sept. 25, 2010. Her very poignant obituary in the *Concord Monitor* read:

"Edythe was a very creative, talented and generous person who gave selflessly to many others throughout her lifetime. She worked for the telephone company on Cape Cod during the war and later for the state of New Hampshire. She was once the New Hampshire women's pistol champion—not a person to be messed with!

In her later years she became involved with helping students from other cultures attending Franklin Pierce Law Center. She stayed in touch with many of these friends long after their graduations. She was predeceased by her first love, her husband Raymond Bowlby, with whom she shared a sense of humor that made life for all of us a lot more fun! Her second love was the ocean, and she spent many happy days in the Kennebunks.

She is survived by her children, Bonnie Wright, Beth Taylor, and Brian Bowlby and his wife, Loretta; her grandchildren, Jesse Taylor and his wife, Jennifer, Amanda Palmieri and her husband, John, and Jason Bowlby; her great grandchildren, Mia Palmieri, Sabrina Palmieri, Ronan Taylor, Jordan Palmieri, Lauren Palmieri and Avery Taylor; her brother Frank Merrill; nieces and nephews; and her lifelong friend Madlyn Whipple.

Spend a wonderful day at the ocean in her memory."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Washington, DC Reception

1. *Hao –Yi Chen MIP '10, Jiyeon Choi JD '10*
2. *Thomas Corrado JD/MIP '97 and William McCarty JD '03*
3. *Eric Sophir JD '02, Robert O'Connell JD/LLM '97, Rebecca Goldman Rudich JD '96*
4. *Nicole Wanty '11, Dylan Nelson JD '10, Dave Crosland JD '10, Chibuzo Okafo JD '10; Jana Meier JD/LLM '10, Ryan Richardson '11*


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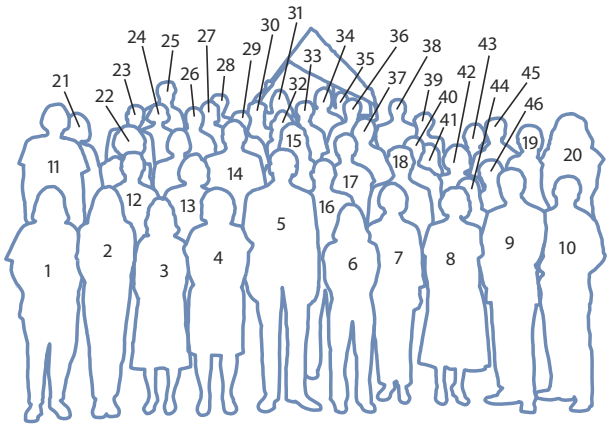
1985 Class Reunion

1. *Richard Allen, The Honorable Kristin Spath, John Gannon, Thomas Ficarra*
2. *May Hain, Professor Marcus Hurn, guest, Bill Hovath*
3. *John Bobroweicki, Walter Ollen, Professor Charles Temple*
4. *Steven Miano, Rosanne Mistretta*

Law school co-founder, the late Robert M. Viles, enjoyed this photo-op on his 50th birthday with friends, faculty and staff on the steps of the law school in 1989. Can you name everyone in the photograph? Email: sharon.callahan@law.uhu.edu. Names will be disclosed in the summer edition of *UNH Law*. A prize will be awarded to the first person to name everyone correctly (based on date received.)



UNIVERSITY of NEW HAMPSHIRE
SCHOOL of LAW

Two White Street
Concord, NH 03301
(603) 228-1541
law.unh.edu

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