

# Faculty Briefs



**Ronald Bretz, Professor**  
**Prepared**, and filed, an amicus curiae brief in the Michigan Supreme Court case of *People v. Hawkins* on behalf of the Criminal Defense Attorneys of Michigan.



**Dennis Cichon, Professor**  
**Delivered**, a paper on "Improving Mental Health Services to Children and Families: A Therapeutic Jurisprudence Approach," at the XXVII International Congress on Law and Mental Health, in Amsterdam, in July 2002.



**Barry Dubner, Professor**  
**Published**, a report and article, "Recent Developments in the International Law of the Sea," in *1 American Bar Association International Lawyer*.

**Served**, as an arbitrator, for the Willem C. Vis International Commercial Arbitration Moot, Institute of International Commercial Law, March 22-28, 2002, in Vienna, Austria.

**Delivered**, a paper, and spoke, on "The Economic Effects of the Sea Piracy," at the Center for Business and Trade Law, Chicago Bar Association and ABA Section on International Law and Business, Oct. 18, 2001, at John Marshall Law School.

**Invited**, to participate, at the International Conference on "The Caspian Sea: Legal Issues," sponsored by the Department of Foreign Affairs of the Russian Federation, Feb. 26-27, 2002, in Moscow, Russia.

**Appointed**, as chairman of the ABA Public International Law Section Committee on Law of the Sea, Section on International Law and Practice, 2001-2003.



**Steven Ettinger, Associate Professor**  
**Attended**, a conference, the 21st Annual Federal Tax Institute, May 2-3, 2002, at the Chicago Kent College of Law.



**Cindy Faulkner, Assistant Professor**  
**Attended**, the AALS Clinical Conference, May 18-21, 2002, in Pittsburgh, Penn.

**Delivered**, a paper, on Learning from Non-Lawyers in Legal Education, at the AALS Conference May 19, 2002, in Pittsburgh, Penn.

**Served**, as Guest Lecturer, at Widener University's School of Law, Delaware Campus, Intensive Trial Advocacy Program. This was Prof. Faulkner's sixth year of participating in the program.



**Elliot B. Glicksman, Professor**  
**Spoke**, in August 2002, to the National Judicial College on the Hearsay Rule and its selective exceptions, child witness statements, and special relevancy issues as they affect sexual abuse cases for either

child or adult victims. Professor Glicksman has been an adjunct member of the NCJ staff for 15 years.

**Will lecture**, to South Carolina judges in November 2002, on a number of evidentiary issues, including Hearsay Rule matters. The program was jointly sponsored by the National Judicial College.

**Served**, on an ethics panel, at an Administrative Law Seminar, co-sponsored by the State of Michigan and the State Bar of Michigan. The topic was ethics for administrative law judges. Professor Glicksman spoke on how the Hearsay Rule and other rules of evidence help guide ethics.

**Spoke**, on evidence matters, to litigating lawyers, in a program put on the by Michigan Attorney General's Department. Professor Glicksman spoke on the Hearsay Rule as it relates to lay person testimony and expert witness testimony.



**Mara Kent, Assistant Professor**  
**Wrote**, a partial motion for summary judgment for the American Civil Liberties Union (ACLU) in *Triangle Foundation v. City of Detroit*, challenging the Detroit Police Department's enforcement of the city's anti-solicitation ordinance. The litigation resulted in a favorable settlement for the ACLU, including an amendment to the ordinance, sensitivity training for the 6th Precinct, a damages award, and attorneys fees. The ordinance was successfully challenged on First Amendment grounds.



**Joseph Kimble, Professor**  
**Published**, an article, "A Crack at Federal Drafting," in the Spring 2002 issue of *Court Review*.

**Published**, an article, "How to Mangle Court Rules and Jury Instructions," in Volume 8 of *The Scribes Journal of Legal Writing*. Volume 8 was the first issue that Professor Kimble produced as editor in chief.

**Spoke**, at an international conference on "The Language of Legislation," held at Peterhouse College, in Cambridge, England. The conference was sponsored by the Statute Law Society and Clarity. Professor Kimble is the U.S. representative for Clarity.

**Spoke**, at the Distinguished Brief Award Banquet, for the *Thomas M. Cooley Law Review*.



**Don LeDuc, President and Dean**  
**Published**, the 2002 Supplement to his text, Michigan Administrative Law (West Group). This is the 10th annual supplement, one of which was a completely revised edition, published last summer.



**Gerald MacDonald, Professor**  
**Appointed**, with Professor John Scott, co-director of the National Association of Criminal Defense Lawyers (NACDL) Student Criminal Trial Competition.

**Appointed**, with Professor John Scott, vice chair of the NACDL Law School Committee.



**Helen Pratt Mickens, Associate Dean and Professor**  
**Team-taught**, a class called "Decision Making" to judges at the National Judicial College in Reno, Nevada, in July 2002.



**Marla Mitchell, Associate Professor**  
**Published**, "Who's the Client, Anyway? A Suggested Approach for Defining the Attorney- Client Relationship When Representing the Unsophisticated Personal Representative," which

appeared in the January 2002 issue of *Briefs*. This article was reprinted in the Michigan State Bar's on-line journal in February 2002.

**Attended**, the AALS Annual Clinical Conference, "Clients as Teachers," May 17-22, Pittsburgh, Penn.

**Spoke**, at the AALS Annual Clinical Conference, May 17-22, Pittsburgh, Penn., on "Achieving Social Justice Through Art."

**Spoke**, at Fellowship for Today, Aug. 4, Lansing, Mich., "We're All Alike, We're All Different" (spiritual reflections on a sabbatical abroad).

**Earned**, an Honorable Mention, in the Third Annual Clinical Legal Education Creative Writing contest for her poem, "One Week Later at 8:58" (a reflection of the events of September 11th).



**Kimberly O'Leary,  
Associate Professor**

**Published**, an article, "Evaluating Clinical Law Teaching — Suggestions for Law Professors Who Have Never Used the Clinical Method," in *29 Northern Kentucky Law Review* 491 (2002).

**John Scott, Professor**

**Appointed**, with Professor Gerald MacDonald, co-director of the National Association of Criminal Defense Lawyers (NACDL) Student Criminal Trial Competition.



**Appointed**, with Professor Gerald MacDonald, vice chair of the NACDL Law School

Committee.



**Brent Simmons,  
Professor**

**Attended**, the Association of American Law Schools Conference on Constitutional Law, June 5- 8, 2002, in Washington, D.C.

**Chris Shafer,  
Associate Professor**

**Spoke**, on The Current Legal Framework of Water Use in Michigan, on April 12, 2002, in Novi, Mich., and July 30, 2002 in Lansing, Mich., for SEMCOG Water Use Management Workshops.



**Spoke**, on Water Law in a Nutshell: Riparian Rights, the Public Trust Doctrine and Navigability, on May 31, 2002, for the Michigan Cooperative Extension Lakes & Streams Institute.

**Completed**, a 24-page Proposal for Decision in the matter of *Green River Trout Farm v. Michigan Department of Natural Resources*, Special Exceptions JOI-2SE, regarding an issue of abandonment of a nonconforming use (trout farm) in a designated natural area (the Jordan River), on July 15, 2002.

**Completed**, three years of service on the East Lansing Planning Commission, on July 24, 2002, by submitting for public review and public hearing the proposed Northern Tier Land Use Plan, which is a component of the city's comprehensive plan.



**Otto Stockmeyer,  
Senior Professor**

**Published**, entries on "Fraud" and "Restraining Order" in the *Encyclopedia of American Law*, published by Facts On File, Inc., 2002.

**Served**, as co-editor and contributing author, of the

two-volume book *Michigan Law of Damages and Other Remedies*, published by ICLE, 2002.

**Appointed**, to a three-year term on the American Bar Association Standing Committee on Legal Assistants, by ABA President Alfred P. Carlton, Jr.



**Roberta Studwell,  
Associate Dean for  
Library and  
Instructional Support**

**Attended**, the American Association of Law Libraries, 95th Annual Meeting and Conference, "Creating Connections," July 20-24, 2002, in Orlando, Fla.

**Attended**, the MichALL (Michigan Association of Law Libraries) 2002 Annual Meeting on May 31, 2002, at the Library of Michigan, in Lansing, Mich.

**Published**, a chapter, The Leader as Transformer (p. 179-198), in *Leadership Roles for Librarians*, edited by Herbert E. Cihak and Joan S. Howland, AALL Publications Series No. 66, 2002. William S. Hein & Company Publishers

**Delivered**, a paper, "Disconnects in the Practice of Law: The Legal Profession, Technology, Culture, and Change," as part of Panel III: Technology and the Profession of Law at the Baldy Center for Law & Social Policy, Workshop on Technology, Legal Information, and Legal Knowledge, on March 15, 2002, at State University of New York, Buffalo, NY

**Spoke**, at the Thomas E. Brennan Law Library Dedication on July 12, 2002.

**Appointed**, Chair of Special Committee: Develop Performance Measurements for Law Librarians, by the American Association of Law Libraries, July 2002-July 2003.

**Appointed**, Professor and Law Library Director, William S. Boyd School of Law, University of Nevada Las Vegas, August, 2002.



**Kathy Swedlow,  
Assistant Professor**

**Published**, an article, "Don't Believe Everything You Read: A Review of Modern 'Post-Conviction' DNA Testing Statutes," in *38 Cal. W. L. Rev.* 2 (2002).

**Published**, an article, "May Capital Sentencing Judges Consider Non-Jury Testimony in Capital Cases?" in *Preview of United States Supreme Court Cases, Issue No. 7*, p. 391 (April 12, 2002).

**Quoted**, in *The Legal Intelligencer*, Philadelphia's legal newspaper, on July 9, 2002, regarding mental retardation and the death penalty.

**Quoted**, in *The Philadelphia Inquirer* on July 1, 2002, regarding mental retardation and the death penalty.

**Quoted**, by the Capital News Service on May 14, 2002, regarding the future of the voluntary intoxication defense in Michigan.

**Quoted**, in *The Miami Herald* on April 23, 2002, regarding the effect of *Ring v. Arizona* on the Florida death penalty statute.

**Quoted**, in *The Richmond Times-Dispatch* on Feb. 17, 2002, regarding mental retardation and the death penalty.

**Quoted**, in the *Pittsburgh Post-Gazette* on Jan. 10, 2002, regarding life without possibility of parole, future dangerousness, and the death penalty.

**Spoke**, at Muskegon Law Day, on May 3, 2002, regarding the Cooley Innocence Project.

**Invited**, to speak, at the Conference of the American Society of Criminology, Nov. 13-16, 2002, in Chicago, Ill.

**Served**, as keynote speaker for the Muskegon County Bar Association's 2002 Law Day Program, May 3, 2002.



**Evelyn Tombers,  
Assistant Professor**

**Appointed**, by State Bar of Michigan President Bruce Neckers, to the Delay Reduction Task Force to study and respond to the delay reduction proposal announced by Judge William Whitbeck, Chief Judge of the Michigan Court of Appeals.



**Amy Timmer, Associate  
Dean and Professor**

**Appointed**, to the Attorney Discipline Board as a hearing panelist.



**William Weiner,  
Professor**

**Taught**, Public International Law for the University of San Diego School of Law in Oxford, England. This was his fourth foreign teaching assignment with San Diego and his seventh international teaching assignment overall.