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2004-2005 Annual Report

Georgia State University College of Law

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GEORGIA STATE UNIVERSITY
ANNUAL REPORT
FY05
COLLEGE OF LAW

STEVEN J. KAMINSHINE, INTERIM DEAN
September, 2005
Section A. Summary of Major Accomplishments

Planning for the Future

In 2004-05 the College of Law commenced implementation of multi-year plan to develop distinctive programmatic initiatives made possible by a Board of Regents-approved tuition increase and a University initiative designed to promote interdisciplinary collaboration across departments and colleges. Under this plan, 2004-05 saw the College develop its first centers of excellence: the Center for Law, Health and Society, and the Center for the Comparative Study for Metropolitan Urban Growth. During this same year, the college also launched a new Criminal Justice Clinic, a Death Penalty Clinic, a Student Pro Bono Recognition Program, and a Study Abroad Program in Environmental and Public Health Law based in Rio de Janeiro, Brazil.

Planning is underway to build on these successful starts by helping the new Centers achieve national prominence, by pursuing initiatives in Intellectual Property, Trial Advocacy, and Dispute Resolution, and by developing a second live-client in house clinic the focuses on children and families. This multi-year planning is an outgrowth of the College’s 2002 Strategic Plan and its 2003 Action Plan, which collectively offer a roadmap that will help the College to build upon its past successes and achieve its desired goals for the future.

Planning in 2004 also included the formation of a faculty committee that began gathering data for a new self-study process that will begin in earnest in 2005. This self-study process is required by the American Bar Association and is part of the college’s preparation for a Spring 2007 ABA site accreditation visit.

Planning in 2004 also included the College of Law’s participation in the Law School Survey of Student Engagement, sponsored by the Association of American Law Schools and the Carnegie Foundation for the Advancement of teaching. The resulting survey will assist the college in evaluating its curriculum and the quality of its student services, and in preparing for the ABA site visit in 2006.

All of these efforts, along with the College’s recent hire of its first Director of Communications, will enable the College to enhance its reputation and profile nationally and continue to climb in national rankings. The U.S. News & World Report’s 2005 survey of the best law schools saw the College’s ranking advance from 91 to 85, and emerge as the youngest law school in the top 100.
Interdisciplinary Programs

Interdisciplinary programs are one of the strengths of the College of Law. In 2004-05 the College launched its first two centers, each of which has strong interdisciplinary focus: The Center for Law, Health & Society; and the Center for the Comparative Study of Metropolitan Urban Growth.

The Center for Law, Health and Society explores the intersection of law, medicine, health policy, and ethics. The Health Center’s name reflects its multidisciplinary focus and its emphasis on cross-professional education, research, and outreach. By promoting opportunities for collaboration among students, scholars, and health-related professionals in both law and non-law disciplines, we fully expect the Center to become a leading forum for examining the interplay of law and medical ethics and the impact of ethical norms in shaping health policy. Under the leadership of Professor Charity Scott, in 2004 the Health Center launched a distinguished speaker series, a faculty fellows program to attract leading national figures in the health law field, a trailblazing Health Law Partnership (HeLP) with the Children’s Healthcare of Atlanta and Atlanta Legal Aid, and a legislative advocacy program for students. The Health Center also sponsored the addition of new courses to the curriculum including a course in Food and Drug Law, Biotechnology Law, and Domestic Violence Law. A more complete description of the Health Center’s activities in 2004-05 is set forth in its first annual report, which is attached.

Under the leadership of Professors Colin Crawford, Julian Juergensmeyer and Janice Griffith, the Metro Growth Center has been equally active in its first year, creating an innovative foreign enrichment course that was taught by leading international scholars; a visiting lecture series; an “Urban Fellows” program that provided forums for law students and Georgia State graduate students in related disciplines to meet with leading urban planners and policymakers; and a study abroad program that began in the summer of 2005 in Rio de Janeiro, Brazil. A more complete description of the Metro Growth Center’s activities in 2004-05 is set forth in its first annual report, which is attached.

The College of Law’s interdisciplinary focus also is reflected in its joint degree programs. In 2004-05 that college added a new joint degree program in law and health administration in collaboration with the Institute of Health Administration in the Robinson College of Business. The College of Law now offers five joint degree programs; the other programs are in law and business administration with the Robinson College of Business, in law and public administration with Georgia State’s Andrew Young School of Policy Studies, in law and philosophy with the University’s College of Arts and Sciences, and in law and city and regional planning with the Georgia Institute of Technology’s City and Regional Planning Program in its College of Architecture. Future plans envision a joint degree
program in law and public health in collaboration with the Institute of Public Health in the College of Health and Human Sciences.

Outside of the joint degree programs, Law Faculty continue to teach courses that are cross-listed with other Georgia State departments. The College has hired Professor Roberta Berry from Georgia Tech as a visiting professor for 2005 to teach a course in Biotechnology and the Law to law students and to graduate students in the hard sciences. In addition law faculty member William Edmundson holds a joint appointment with the Department of Philosophy and Charity Scott holds a joint appointment with the Institute of Health Administration in the Robinson College of Business.

International Relationships, Foreign Visitors and Fulbright Scholars

The College of Law continued its Summer Academy in International Commercial Arbitration, which takes upward of 50 students to Europe each spring. The program, led by Professor E.R. Lanier, brings the college in contact with distinguished European experts in commercial arbitration who, in turn, visit the university during the regular academic year. Based in Linz, Austria, the program visited arbitration courts in Vienna, Prague, and other Central European cities. Instruction was shared by Georgia State College of Law Faculty and faculty from the University of Warsaw.

In addition, the College of Law offered its inaugural session of a summer foreign study program in Rio de Janeiro, Brazil. This program, led by Professor Colin Crawford and offered in collaboration with the Colleges of Law at Florida International University and the University of Tennessee, expands foreign study opportunities for law students in Rio de Janeiro, Brazil, furthers academic exchange between these institutions and with law schools in Rio de Janeiro, and increases opportunities for student exchanges and academic collaboration between the United States of America and the Federal Republic of Brazil. This program offered courses on Comparative Conflict Resolution with an emphasis on Mediation and Negotiation, Comparative Environmental and Environmental Health Law; and International Trade Law.

The College of Law has been delighted to have in residence Dr. WanPyo Hong, Associate Professor in Real Estate Management at Myongji College in Seoul, Korea, who is a recipient of a 2004-05 Fulbright Scholarship award. His visit at the College of Law began in February 2004 and will run until January 2006. Dr. WanPyo Hong requested affiliation with the law school “because of [its] impressive work on land use law.” From the law school faculty, Professor Michael Landau was awarded a Fulbright Scholarship for the fall of 2005 at the Intellectual Property Rights University Center in Helsinki, Finland, where he will be conducting research on International Intellectual Property issues and leading seminars for and supervising postgraduate law students. Professor Colin
Crawford was awarded a Fulbright pursuant to which he will spend much of the Spring 2006 semester in the Dominican Republic, where he will research issues related to the provision of potable water and lecture on comparative environmental law and international environmental law and regulation. Dr. Gregory Jones was named a Visiting Research Scholar by the Max Planck Institute for Research on Collective Goods in Bonn, Germany. In a series of visits over the 2006-07 academic year, Dr. Jones will focus on his work related to computational modeling of conflict and cooperative behaviors. Professor William Edmundson was named an HLA Hart Visiting Fellow at Trinity College, Dublin; he will be in residence from late April to mid-June of 2006.

In the spring of 2004, the College’s Center for the Comparative Study of Metropolitan Growth launched a Foreign Enrichment Course in Comparative Environmental and Land Use Law. The course featured several internationally known foreign scholars each of whom visited the College of Law and taught a 3-week module of a semester-long course. The foreign visitors included: Dr. Michael Bothe, from the University of Frankfurt, Germany; Professor Raymond Young, from the University of British Columbia, in Vancouver Canada; and Dr. Ellen Basse, from the University of Aarhus, Denmark.

The Law School as an Intellectual Hub

The College of Law significantly increased the number of outside speakers and scholars invited to campus in 2004-05. The 2005 Law Review Symposium focused on Conflict Resolution in Health Care and featured an impressive panel of speakers from the academy and the health care professions. The endowed Henry Miller Lecture Series featured in the fall of 2004 nationally acclaimed scholar and commentator Walter Dellinger from Duke Law School, and in the spring of 2005 Constitutional Law scholar Lilian Bevier from the University of Virginia School of Law. In the spring of 2005 the College Law hosted an important conference on race and law admissions policy that featured prominent academics and admissions directors from throughout the region and which was moderated by Charles Ogletree, the Harvard Law School Jesse Climenko Professor of Law, and Founding and Executive Director of the Charles Hamilton Houston Institute for Race and Justice. Also in the spring of 2005, the College of Law partnered with law school at Brigham Young University to sponsor an important conference related to the controversies associated with same-sex marriage.

Over the course of 2004-05, the new Center for Law, Health and Society inaugurated a four-part lecture series that attracted nationally acclaimed speakers in the area of Public Health Law. This series was coordinated by Gene Matthews, the Center’s first faculty fellow, and the former General Counsel of the Center for Disease Control and Prevention. The Health Law Center is planning an equally impressive series in 2005 that will focus in Biotechnology Law and
Ethics. The new Metro Growth Center also sponsored several lectures throughout the year on a variety of planning topics including a lecture on “Violence as a Public Health Issue” from Dr. Maria Helena Moreira Alves, a prominent Brazilian political scientist, formerly on the faculty at the State University of Rio de Janeiro, and a forum entitled “Florida’s Experiment with Growth Management: Lessons for Georgia.

The endowment established by the Southeastern Bankruptcy Law Institute (SBLI) to support visits by nationally known experts in the bankruptcy field once again supported a program in which the visitors taught classes at the law school, shared some of their research interests with faculty, met with members of the SBLI, and made a presentation on a bankruptcy related topic to bankruptcy lawyers and judges. Professor David Epstein of the Southern Methodist University School of Law served as the SBLI visitor during the 2004 fall semester, and Professor Thomas Plank of the University of Tennessee College of Law served as the DSBLI visitor during the spring 2005 semester.

A particular success in 2004-05 was the launching of the Visiting Faculty Lunchtime Colloquia Series, in which the College would invite leading scholars to campus for one-day visits in which they would discuss with the faculty their current scholarship and works in progress. Sponsored by the College of Law’s Committee on Faculty Development, the lunchtime series featured scholars from George Washington Law School, Vanderbilt, Mercer, and South Carolina. The Faculty Development Committee plans to expand this program in 2005-06.

Technology Enhancements

Technology has had a profound effect upon the practice of law, legal research, instruction, and law school administration. The College of Law at Georgia State University is proud to be recognized as a leader in embracing these new innovations. By nature technology changes rapidly, and the College of Law is changing just as rapidly with constant integration of technology into all aspects of its academic endeavors. The college continues to be ranked as one of the “most wired” law school in the country by the National Jurist Magazine.

One of the primary technology improvements that took place during 2004 was the upgrade of the Moot Courtroom. The technology upgrade provides students, faculty and staff with access to state-of-the-art evidence presentation technology for litigation training and scenario-based simulations, including computer-controlled video cameras, high-end audio components, an automated multimedia projection/recording system featuring touch screen controls, and a networked computer with Internet access and electronic litigation tools, such as the TrialDirector Suite™ evidence presentation software from InData Corporation, CaseMap™ case analysis software from CaseSoft and Binder discovery management software from RealLegal, LLC.
The courtroom technology upgrade also provides the College of Law with video conferencing capabilities. The anticipated uses of this technology are diverse -- examples include connecting guest speakers from around the globe to our student body, recording moot court competition training and activities for rebroadcast, recording video depositions remotely for litigation instructional scenarios, conducting distance learning courses, and providing law firms around the country the ability to interview our student candidates, thus eliminating the need for employers to physically travel to the campus for recruiting.

Another one of the College of Law’s classrooms, room 201, was upgraded to include fixed seating that provides power and data access for over 80 students. In addition, a “smart podium” similar to the ones used in the College’s other classrooms was installed. Planning was also finalized for the renovation of the 6th floor in the Urban Life Building. This project, when completed in the fall of 2005, will provide the College of Law with two additional large classrooms, two smaller seminar rooms, and another court room. Each of these instructional areas will be outfitted with the latest “smart podiums” and power and data connectivity for students.

Computer-based test taking continued to be offered to College of Law students. For the 2004-2005 academic year over 800 exams were administered to students utilizing proprietary Secureexam software.

The College of Law conducted two different pilot distance education courses in International Criminal Law. The first utilized video-conferencing technologies and involved the College’s students and faculty and students and faculty at the University of Louisville’s School of Law. The second pilot course offered was completely web-based and utilized technologies that allowed the instruction to take place asynchronously. This course was attended by law students from Georgia State and students from 3 other law schools (Rutgers University, Stetson University, and University of Alabama). Both of these courses were developed and taught by Professor Ellen Podgor.

Development and Alumni Cultivation

With the assistance of the College of Law’s Development Director and her staff, the Dean devotes considerable time to fund raising, including alumni and community cultivation. The fruits of this effort are clearly reflected in the accomplishments of the past year. As a result of the volunteer efforts in law firms and other organizations, as well as the leadership of the graduates who serve on the Graduate Leadership Council, the overall percentage of alumni giving during the college’s annual giving campaign matched last year’s highest-ever rate of 21%, and the total dollars of alumni giving reached $268,991, an amount that exceeded last year’s high by $36,000. Total annual giving to the College also
was the highest ever, reaching $628,931, an amount that exceeded last year's total by $78,425. In addition, for the first time, the College's Graduate Leadership Council (50 members) achieved 100% participation.

In 2004 several endowed scholarship funds reached levels sufficient to award their first scholarships for students entering in the fall of 2005. These awards include the Burge Family Endowed Scholarship (one student), the College of Law Board of Visitors Scholarship (two students), the Twentieth Anniversary Scholarship (2 students), the Catherine Henson Scholarship (three students), and the David J. Maleski Scholarship (two students). The Maleski scholarship awards were made possible by a successful class gift campaign sponsored by the graduating class of 2004. The gift campaign raised over $5000, an amount that enabled the Maleski endowment to exceed the level necessary to begin making awards. In addition, the Johan Droogmans Law Scholarship endowment reached its goal of $115,000 in less than one year thanks in large part to the generosity of College of Law alumna Alan Rosenberg and his family. The Droogmans scholarship will begin making awards in the fall of 2006. The College of Law's largest scholarship support comes from the The Atlanta Law School Foundation which in 2004 provided over $150,000 in scholarships to twenty-three students.

Another new fund raising initiative involved the activities of a group of graduates who created an advisory task force to support Intellectual Property Law developments at the law school. The task force raised over $100,000 that thus far has yielded over $40,000 in gifts for intellectual Property Law initiatives.

New Faculty & Staff Recruited

The College of Law made several key additions to its faculty and staff during the past year. Peri Parks was recruited to serve as the College's first Director of Communications. Peri has over 15 years of significant experience in public and media relations both from a marketing and journalism perspective and comes to Georgia State from Hands-On Network (formerly City-Cares), a non-profit founded and run by former Senator Sam Nunn's daughter, where she served as the marketing and communications manager. Peri's experience includes a successful 3 year stint as communications manager for the Robinson College of Business' E-Commerce Institute, so she brings some familiarity with the workings of the University.

The College also successfully recruited two new Legal Writing faculty members, Kendall Kerew and Stacy Perry, both of whom join the College of Law in time for the Fall 2005 semester. Kendall Kerew earned her J.D. in 1998 from Vanderbilt, where she was Executive Symposium Editor of the Journal of Transnational Law; a Research Assistant to Prof. Donald Hall, and winner of both the Junius L. Allison Legal Aid Award and the Posner Foundation Pro Bono Student Award.
An Associate at King and Spalding from 1998-2000, Kendall has been with the Georgia Attorney General's office for the last five years. She has extensive experience briefing and arguing cases in Georgia's administrative and appellate judicial system, and in the federal courts in Georgia - including oral argument in the Eleventh Circuit.

Stacy Perry earned her J.D. in 1998 from Howard, where she was a member of the Howard Law Review and President of the Trial Advocacy Moot Court Team. Tracy won the Earl O. Davis Award for Excellence in Advocacy in 1997; in 1998, her competition team won for the region and advanced to the Finals in the National Mock Trial Competition. From 1998-1999, she served as a law clerk to Judge Sidney Nation and Judge David Irwin in the Rockdale Superior Court. After two years as a Litigation Associate with Hall, Booth, Smith & Slover, Stacy served three years as Associate General Counsel to the Grady Health System. She comes to us from Barrickman, Allred, & Young.

Jerri Nims joined the College of Law as the new Assistant Director for the Center for Law, Health & Society. Jerri worked in management and administration prior to law school and has been in private law practice since her graduation from law school. A graduate of the College of Law in 2003 and former President of our Student Health Law Association, Jerri brings real passion and experience in the health law field.

Greg Jones, who is currently the Director of Research for CNCR and the Editor-in-Chief for CNCR Press, will also serve this year as a College of Law Research Fellow. In this capacity, Greg will serve as a resource to faculty in the area of empirical and interdisciplinary research. In addition to Greg's law degree (from the College of Law in 2003), Greg has a PhD from the College of Business in the area of Decision Sciences, an MBA and an MPA. Greg's PhD and other graduate work has focused on interdisciplinary courses of study involving the traditional areas of computer science, economics, statistics and the psychology of individual and group behavior. Greg's scholarship, including his PhD dissertation, relies extensively on empirical legal studies. Greg taught Statistics and the Law at the College of Law this past summer. Early this fall Greg will hold a faculty workshop on empirical legal research and throughout the year will be available to consult with individual faculty who wish may wish to add empirical, interdisciplinary or statistical dimensions to their scholarship.

Tim Floyd joined the College of Law in the Fall of 2004 as a Visiting Professor. He comes to us from Texas Tech University School of Law where he was the J. Hadley Edgar Professor in the areas of Criminal Law, Clinical Teaching, ADR, and Legal Ethics. Tim will teach Criminal Procedure for us this fall. In addition, he supervises students who participate in the Capital Defense Clinic housed at the Georgia Capital Defender's office.
Gene W. Matthews joined the College of Law as a Faculty Fellow in the Fall of 2004. For the past 25 years Gene has been the General Counsel of the Centers for Disease Control and Prevention and a leading national figure in the area of public health law. Gene stepped down from his General Counsel post to establish the Institute of Public Health Law in partnership with the CDC Foundation and with the goal of expanding the use of law as a tool in the practice of public health. Gene will be jointly sponsored by our two new centers and by the University's new Institute of Public Health. While here, Gene will work with the centers, organize workshops and colloquia, and help us establish a relationship with the CDC foundation and his newly created institute.

Faculty Scholarship

The impressive record of scholarly research and publications by the faculty of the College of Law continues, building ever greater professional reputations and contributing to an ever increasing scholarly reputation for the college and university. Legal scholarship constitutes an important part of the college's mission to provide new insights on molding the law to better serve our society. Many of the faculty engages in original and influential scholarly inquiry. Only a portion of faculty endeavors can be mentioned in this summary. The appendix indicates the productivity of the faculty in their scholarly endeavors and reflects an increase in scholarship in tune with the college's articulated goals and promotion and tenure policy.

The following represents a sampling of faculty members who had published products of their scholarship this past year: Ronald Blasi, 2004 Bank Tax Guide and co-authored articles in The Tax Lawyer and the Journal of Taxation and Regulation of Financial Institutions; Clark Cunningham, articles in the Connecticut Law Review and the Georgia State Law Review; Andrea Curcio, an article in the Georgia State Law Review; William Edmundson, co-edited The Blackwell Guide to Philosophy of Law and Legal Theory; William Gregory, an article in the Akron Law Review; Julian Juergensmeyer, an article in the Warsaw University Law Review; E.R. Lanier, articles in New Georgia Encyclopedia and the Atlanta History Journal; Paul Milich, Courtroom Handbook on Georgia Evidence; Ellen Podgor, White Collar Crime in a Nutshell (with another author), International Criminal Law: Cases and Materials (with two other authors), and a teacher's manual and statutory and documentary supplement on White Collar Crime: Law and Practice (each with three other authors); Mary Radford, an article in Mercer Law Review; Natsu Saito, articles in Seattle Journal of Social Science and UC-Hastings Race & Poverty Law Journal; Charity Scott, an article in Journal of Law, Medicine & Ethics; Eric Segall, an article in University of Pennsylvania Journal of Constitutional Law; Roy Sobelson, an article in Mercer Law Review; Ellen Taylor, co-author of Kaplan's Georgia Corporations, Limited Partnerships and Limited Liability Companies, with Forms; Kelly Timmons, an
Student Accomplishments

The 2004-2005 academic year was a very active one for our student body. Perhaps their most ambitious and noteworthy accomplishment was the creation and operation of the Fulton County Jail Project. The project was created by Professors Mark Kadish and others, largely in response to the critical situation in the Fulton County jail. Without getting too specific, suffice it to say that numerous prisoners in the overcrowded jails were going for weeks or months without being given an opportunity to meet with counsel or exercise other critical rights. With the full support of Federal District Court Judge Marvin Shoob, Professor Kadish sought the help of student volunteers to meet with prisoners at the jail on a weekly basis to assess the situation and address what problems they could. We fully expected and prepared to manage a contingent of half a dozen students in the program in the fall. Instead, we had 40 volunteer students, almost all of whom continued with the program throughout the entire year. This year, the program continues with over 30 students, many of whom participated last year.

Of course, that was not the only 2004-2005 project addressing the needs of our community. The Public Interest Law Association had its most successful Public Interest Law Auction yet, raising nearly $15,000. As a result, six students were given fellowships, allowing them each to work at non-paying public interest jobs over the summer months. The new Immigration Law Society held a citizenship drive, in which our students teamed up with local attorneys to assist locals interested in becoming American citizens. Several other student organizations participated in the AIDS walk or volunteered for service at local soup kitchens, homeless shelters and the like.

The Student Bar Association, which serves as both the representative body for all students and the umbrella organization through which other student organizations receive funding and support, was especially active in 2004-2005. Perhaps their most notable accomplishment was significantly amending the SBA constitution. The constitution it replaced was a patchwork of documents copied from other schools when the College of Law was born over twenty years ago; it was both outdated and internally inconsistent in many ways. Its cumbersome and conflicting provisions actually lead to an election challenge in the SBA elections the year before. With the hard work of many students on the SBA board, constitutional amendments were drafted, voted on by the student body, and incorporated into a newer and better document.

Also with the help of the SBA, several new student organizations were started in the College of Law, including the Immigration Law Society and the Child
Advocacy Society, both of which are dedicated to community service in the Atlanta Area.

The entire law school community also pitched in to make Law Week a bigger and better program than the College of Law had ever seen before. We kicked off the week with an inspiring speech by Laughlin McDonald, a lawyer who has dedicated his entire career to making the right to vote a reality for all Georgians. From that ambitious beginning, the students sponsored presentations, roundtables, panel discussions and the like for both the noon and five o’clock hours of every single day of the week. Following tradition, the SBA ended Law Week with the Barristers Ball at Stone Mountain.

As is always the case at the College of Law, our Student Trial Lawyers Association fielded several highly competitive teams in trial competitions nationwide. Third year student Paige Boorman became the first GSU student lawyer to be named Best Advocate in both a moot court and a mock trial competition, a truly remarkable achievement. Our STLA teams finished first in the nation in the William Daniels National Invitational Competition, and second in the nation in the Lone Star Classic National Competition. They were regional champions in the National and American Trial Lawyers Association competitions, and finalists in the National Trial Advocacy and Buffalo National Invitational competitions.

Our Moot Court teams were also quite successful, apart from Ms. Boorman’s already noted achievement. They finished first in both the Georgia Intrastate and the John J. Gibbons National Criminal Procedure Competitions. In the Criminal Procedure competition, they also won the best brief award, a first for a Georgia State team. We also finished third in both the National Moot Court Competition and the Saul Lefkowitz Trademark and Unfair Competition tournament.

Community Outreach and Service

The Georgia State University Tax Clinic continues to serve low-income individuals who are involved with disputes with the Internal Revenue Service. In addition to providing this public service, it serves as an important laboratory for the training of law students and graduate tax students from the College of Business Administration. The Tax Clinic continues to receive support from the Internal Revenue Service to fund the clinic’s activities, and this past year received $85,000. In the past year, the clinic dealt with over 200 taxpayers. Our tax clinic remains the only such entity in the southeast. Despite the adversarial role of the Georgia State Tax Clinic, the Internal Revenue Service respects the clinic for its success in providing equitable solutions for troubled taxpayers.

The College continues to offer Legislation Clinic and Practicum course in which law students interned at the State Capitol and performed legal research for
Georgia General Assembly committees. The students analyzed and provided legal research on such key topics as options for providing property tax relief to longtime residents, analysis of proposals to regulate ethics in the state government, options for allowing counties to collect franchise fees, repeal of the premarital blood test requirement, and reform of the state's certificate of need laws.

Faculty Community Service

As part of the college's efforts in strengthening and increasing community outreach and public service, law faculty serve in leadership positions and on numerous committees for the Association of American Law Schools, the American Bar Association, the State Bar of Georgia, and for other local and regional organizations where their legal training is of value. A complete listing of this service by faculty is shown in the attached appendix.

Janice Griffith served as both Executive Committee and as the Secretary for the AALS Section on State and Local Government Law; Charles Marvin served on the Executive Board of the Africa Law Section for the AALS; E.R. Lanier served as Chair for the AALS Section on International Legal Exchange and was elected as Executive Board Member to the AALS Sections on Law and History, Law and Religion, and International Legal Exchange; Ellen Podgor served on the Executive Committee of the AALS Criminal Justice Section; Mary Radford served as Chair of the AALS Section on Donative Transfers, Fiduciaries and Estate Planning; Ronald Blasi served as Chair of the ABA Tax Section Committee on Banking and Savings Institutions, Commercial Bank Subcommittee; Mark Budnitz chaired the Working Group Meeting on Consumer Protection at the ABA Annual Meeting; Marjorie Girth served on the Professional Development Committee of the AALS; Janice Griffith Served as the ABA Section of State and Local Government Law's liaison to the AALS and as the Section's representative to the Section Officers Conference Technology Committee; Charles Marvin served as Chair of the ABA's Eastern European Law Committee of the International Law Section; Ellen Podgor served as Vice Chair of the ABA's International Criminal Law Committee; Clark Cunningham is a member of the State Bar Committee on Indigent Defense; Anne Emanuel is a member of the State Bar's Formal Advisory Opinion Board; Marjorie Girth is a member of the State Bar's Committee on Standards of the Profession; Janice Griffith is a member of the State Bar's Standards of the Profession Committee, its Institute of Continuing Legal Education in Georgia, and its Institute of Continuing Judicial Education of Georgia; Paul Milich was appointed Official Reporter for the Georgia State Bar Evidence Study Committee; Mary Radford is the Reporter for the State Bar's Trust Code Revision Committee as well as the Reporter for its Guardianship Code Revision Committee; Roy Sobelson is a member of the State Bar's Professionalism Committee, the Professionalism Committee's special Budget Subcommittee, an ex officio member of the Chief Justice's Commission on Professionalism, and a member of the Mock Trial Committee's special
subcommittee on teams; Douglas Yarn is an advisor to the State Bar's Committee to Study Mediator Ethics and Standards for the Georgia Supreme Court Commission on Dispute Resolution; Clark Cunningham is a member of the Chief Justice's Commission on Professionalism and the Co-Reporter for the Chief Justice's Commission on Indigent Defense; Andrea Curcio is a Board Member for the Center for Justice and Democracy and a member of the Society of American Law Teachers Sub-committee on the Bar Exam; E.R. Lanier served as Vice-President for the Georgia Legal History Foundation; Anne Emanuel is the Chair of the Georgia Assessment Team for the ABA Death Penalty Moratorium Implementation Assessment Project and Secretary of the Board for the Georgia Center for Law in the Public Interest; Marjorie Girth is a member of the Audit Committee for the Law School Admission Council, a member of the Georgia Supreme Court's Commission on Access and Fairness in the Courts, and a member of the American Arbitration Association's Commercial Dispute Resolution Panel; Nancy Johnson is the Chair for the CALI Legal Research Community Authoring Project; Marjorie Knowles is a member on the ABA Subcommittee on International Developments in Corporate Governance, a Board Member for the Center for Working Capital, and a Board Member for the International Institute for Corporate Governance and Accountability; E.R. Lanier is a Member of the Board of Trustees for the Institute for Continuing Legal Education in Georgia, and the Chair of its Quality Assurance Committee; Charles Marvin served on the International Trade Law Committee of the American Branch of the International Law Association; Ellen Podgor served on the Board of Directors for the National Association of Criminal Defense Lawyers, the Board of Directors for the International Society for the Reform of Criminal Law, the Executive Board for the International Association of Penal Law, as a member of the Center for International Studies' Congress of Fellows, and as a member of the American Law Institute's Members Consultative Group – Model Penal Code Sentencing; Mary Radford is Vice-President for the Supreme Court Fellows Alumni Association, is a member of the Georgia Resource Center Board of Directors, is a member of the Board of Regents for the American College of Trust & Estate Counsel, Co-Chair of their Legal Education Committee, a member of their Program Committee, a member of their Strategic Planning Task Force, and a member of their Elder Law Committee; Natsu Saito is on the Board of Directors for the Society of American Law Teachers and the Conference of Asian Pacific American Law Faculty; Corneil Stephens is a member of the Dekalb Lawyer's Association, an arbitrator for Fulton County and the American Arbitration Association, and a Judge in the Magistrate Court of Dekalb County; Jack Williams is the Chair of the American Bankruptcy Institute/Bankruptcy Taxation Committee; Douglas Yarn is the Co-Chair for the Association for Conflict Resolution, Research Section, Committee for Next Generation Research; Ronald Blasi is a member of the Editorial Advisory Board of the Journal of Taxation of Financial Institutions; Mark Budnitz is on the Editorial Board for the Consumer Financial Services Law Report and on the Board of Directors for Atlanta Legal Aid Society and the National Consumer Law Center; William Edumundson is on the Editorial Board for Law and Philosophy; Nancy
Johnson is an Editorial Board Member for *Legal Reference Services Quarterly*; E.R. Lanier is on the Editorial Board for the *Croatian Arbitration Yearbook*; Patrick Wiseman is a member of the CALI Editorial Board; Douglas Yarn is on the Editorial Board for *Conflict Resolution Quarterly*; Bernadette Hartfield is on the Advisory Board for the Georgia Court Appointed Special Advocates; William Edmundson is on the Advisory Board for Jean Beer Blumenfeld Center for Ethics; Nancy Johnson is a member of the WESTLAW Library School Educators Advisory Board; Ellen Podgor is Co-Chair of *The Champion Magazine* Advisory Board; Charity Scott is a member of the Georgia Collaborative to Improve End-of-Life Care; Roy Sobelson is a member of the Board of Directors for the Georgia Innocence Project; Jack Williams is on the Board of Advisors for the American Bankruptcy Institute *Bankruptcy Law Journal* and the Board of Advisors for St. John's University School of Law LL.M Program in Bankruptcy; Patrick Wiseman is a member of the CALI Board of Directors.

**Law Library Accomplishments**

As reported to the American Bar Association in Fall 2004, the Law Library recorded a net gain of 1072 hardcopy titles (added 1,733 titles and withdrew 661 titles). The total volume count (including volume equivalents) is 329,472 volumes of which 144,675 volumes are hard copies. This is a decrease of 1,255 total volumes and 3,320 hard copy volumes from the previous year. The total number of visits to the Law Library totaled 125,185 during the 2004-2005 academic year.

The base acquisitions budget for the Law Library was increased to $813,000 for the 2004-2005 academic year. The University, however, was not able to provide any additional one-time funding to support the Law Library’s acquisitions as it has done in years past. The result was that many titles had to be cancelled. While the base budget for each year is more substantial than the continuing funding, it is extremely difficult to plan purchases wisely when such a significant proportion of each year’s library acquisitions budget is subject to the availability of supplementary, one-time funding during the academic year. We are grateful for the funding was provided by the University to replace the carpet on the entire lower level of the Law Library. This upgrade significantly enhanced the facility’s appearance.

The shift by the Law Library to provide an increased number of its titles electronically, resulting in the withdrawal of many hard copy resources, provides additional shelf space.

**Section B. Progress in Institutional Strategic Planning**

Done centrally by the University
Section C. Progress in Assessing Institutional Effectiveness

In 2004, the faculty approved a new Learning Outcomes Assessment Plan. It provides for expected learning outcomes in the following areas: communication skills, legal research, analysis and critical thinking, knowledge of legal doctrine, lawyering skills, professionalism and ethics, and preparation for a legal career or a career in a non-legal area that is related to graduate law study. The Plan then outlines the assessment methods to obtain each of the above outcomes.

The Learning Outcomes Assessment Plan calls for the Associate Dean for Academic Affairs to have overall responsibility for the collection of data and the dissemination of reports on the various assessment results. Although the new Learning Outcomes Assessment Plan should assist in the identification of student learning outcomes and non-academic outcomes, the college also continues to rely upon several traditional benchmarks (some of which are incorporated in the Plan) used in the past that provide valuable information on the effectiveness of instruction and the subsequent success of our students. These include student success in moot court and mock trial competitions, bar passage rates, employment statistics of graduates, placement of graduates in judicial clerkships, and the success of our graduates in obtaining employment and partnerships in prestigious regional and national law firms.

1. Georgia State Bar Examination & the Multistate Professional Responsibility Exam

The Georgia Bar Examination is taken by virtually every graduate of the College of Law. It consists of three sections:

A. Essay Questions
B. A Case File/Performance & Analysis Problem
C. The Multistate Bar Examination (MBE) - a day long Multiple Choice Test

The State Board of Bar Examiners reports overall pass rates, first time taker pass rates, repeat taker pass rates, and average MBE score by College of Law for each Georgia law school. The Board does not report essay grades, or performance problem grades.

Historically, graduates of the College of Law have performed exceptionally well on the State Bar Exam. The data from the last two examinations bear witness to this. Results from the February 2005 Exam were released at the end of May. Overall, 59.9% of those who took the Bar passed; overall, 75.8% of the takers
from GSU passed, and this represented the highest overall pass rate among the Georgia law schools.

Overall, 75.2% of first time takers passed; 85.7% of GSU first time takers passed, again the highest rate among the Georgia law schools. Also, the average MBE score for GSU graduates was 143.7, the highest among the Georgia law schools.

The results from the July 2004 Bar were reported in late October, 2004. Overall, 77.5% of those who took the Bar passed; overall, 92.6% of the takers from GSU passed, and this represented the highest pass rate among the Georgia law schools.

Professional Responsibility is a required upper level course. Students who wish to sit for any state Bar must also take and pass the Multistate Professional Responsibility Exam [MPRE], a nationally administered multiple choice exam that tests in the area of Professional Responsibility. Results are not reported to the College of Law, but to our knowledge, only one student in the past five years failed this test, and that student passed upon retaking it.

2. Exit Survey - Placement

Each year, our Career Services office surveys the graduates six months after graduation. CSO waits six months in order to allow the students time to sit for the Bar and obtain their results. Survey figures are reported to the ABA, the NALP, and US News & World Report. Survey participation is excellent – in 2003, 94.19% of the graduates responded; in 2004, 95.85% responded.

Complete survey results for 2003 and 2004 are attached. To summarize the overall picture, in 2003, 88.36 of the respondents reported having obtained full time legal employment; 10.27% reported full time non-legal employment; and 1.37% reported part time legal employment. In 2004 the numbers were all but identical, with a slight increase in full time legal employment – 88.65% reported having obtained full time legal employment; 10.27% reported full time non-legal employment; and .54% reported both part time legal and part time non legal employment.

Another measure of the effectiveness of legal instruction received as a student at Georgia State's College of Law is the success of graduates in achieving partner in prestigious law firms, appointment or election to the bench, and service as legal counsel for major corporations. Georgia State graduates are now partners in Alston & Bird; Arnall, Golden & Gregory; Holland & Knight; Jones, Day, Reavis & Pogue; Kilpatrick & Stockton; Powell, Goldstein, Frazier & Murphy; McKenna Long Aldridge; and others. A number of Georgia State College of Law graduates serve as assistant district attorneys and magistrate judges, and several hold State Court and Superior Court judgeships. Numerous corporate legal offices
employ College of Law graduates including AT&T, BellSouth, Cox Enterprises, Equifax, Federal Reserve Bank, Georgia Power, and Georgia-Pacific.

3. LSSSE: Law School Survey of Student Engagement

During the 2004-05 academic year, we participated for the first time in the LSSSE. This survey allows students to record their assessment of the education they receive at the College of Law. The entire report fills a ring binder; it is too extensive to include in this report, but we would highlight a few points.

First, the mean national response rate by College of Law was 57%, with a range from 34% to 73%; our response rate was 58.8%. Second, one of the questions that concludes the Survey asks the students to evaluate their entire educational experience on a scale of 1-4, with 1 equaling Poor, 2 equaling Fair, 3 equaling Good, and 4 equaling Excellent. Our first year students ranked their educational experience at 3.29, as compared to 3.14 for responding schools of our size, 3.19 for responding public law schools, and 3.20 overall. Our second year students ranked their educational experience at 3.30, as compared to 3.00 for responding schools of our size, 3.09 for responding public law schools, and 3.08 overall. Our third year students ranked their educational experience at 3.36, as compared to 3.06 for responding schools of our size, 3.12 for responding public law schools, and 3.08 overall. Finally, our fourth year law students ranked their educational experience at 2.90, as compared to 2.97 for responding schools of our size, 3.20 for responding public law schools, and 3.15 overall.

When asked if they were starting over, would they would attend the same law school again, the answer was a resounding yes. From first year to fourth, the mean answers were 3.44, 3.39, 3.37, and 3.40, as compared to 3.20, 3.07, 3.01, and 3.12 overall.

4. Probation & Exclusion

Our registrar creates an annual report for the Dean and the Associate Dean for Academic Affairs which contains relevant data about students who are on probation or excluded from the College of Law due to their inadequate grade point average (GPA). A student must have a 70.0 at the end of the first year of studies to remain in the program, and a 73.0 to be in good standing. If a student is not excluded but has a GPA lower than 73.0, the student has two semesters in which to bring it up to 73.0. Failure to do so results in exclusion.

At the end of the spring semester 2004, eight students were on probation, and eight students were excluded. Of the eight students excluded, five had finished the first year of full time studies, one had finished the first year of part time
studies, and two had finished the second year of part time studies – in other words, all were just completing the first year core curriculum.

Likewise, of the eight on probation, six had completed the first year of full time studies, and one each had completed the first year and the second year of part time studies. Again, all were just completing the first year core curriculum. No upper level students were on probation or excluded.

At the end of the spring semester 2005, six students were excluded. Four had completed the first year of full time studies, one had completed the first year of part time studies, and one had completed the third year of part time studies. Seventeen students were on probation. Sixteen had completed the first year of full time studies and one had completed the first year of part time studies; their GPAs ranged from 70.17 to 72.9.

Exclusion is far more likely at the end of the first year full time or the first year part time because we maintain mandatory means in the first year courses [77.5-79.0]. As the competitiveness of each class increases, the relatively greater academic strength of each student is offset to some extent by the greater strength of those they compete against. If a student finishes the first year core curriculum in good standing, that is, with a GPA of at least 70.0, they are very likely to be able to complete the program and graduate. The academic career of the 3L part time student who was excluded this Fall was aberrational.

On the one hand, we hold out great hope that each student who begins our program will complete it and earn a J.D. On the other hand, as a professional school qualifying students to sit for the Bar Examination, it is critical that our program be rigorous and that those who can not or do not attain sufficient mastery of the material be excluded. We believe that the small number of students who do not maintain good standing or who are excluded, and the extremely high percentage of graduates who pass the Bar on their first attempt and who attain full time legal employment within six months of graduation, support a conclusion that the program strikes the right balance – that it competently educates those who are able to handle its rigors, and identifies and excludes those who cannot.

5. Grade Reports

Unlike much other graduate education, legal education proceeds with many classes being taught to large sections of students. The entering classes improve each year, albeit incrementally. The Average LSAT for 2003 was 158.17 and the median LSAT was 158; the Average LSAT for 2004 was 158.65 and the median LSAT was 159. The average GPA for 2003 was 3.32 and the median GPA was 3.31; the average GPA for 2004 was 3.31 and the median GAP was 3.35. Over the past several years, applications have routinely exceeded 3000, and we plan
to seat a class of approximately 210. As a result, a large percentage of the class is grouped fairly closely around the mean and median LSAT and GPA.

Because of these factors, in order to ensure fairness in the assessment of students, the College of Law faculty has agreed on mandatory means in first year courses and upper level required courses. Moreover, in order to inform the faculty of their colleagues grading practices, each semester the Registrar prepares a report which groups classes by class size and provides the mean and median grade for each section. The data is provided to the full time faculty but is not otherwise distributed or available. Because of these practices, we do not expect grades to rise, and rising grades are therefore not useful to assess the effectiveness of the program.

6. Student Competition Teams: Trial and Appellate Practice

The success of our Trial Advocacy and Appellate Advocacy [Moot Court] Teams in national competition is another gauge of the success of the program in transmitting advocacy skills. Last year Trial Advocacy teams won the William Daniel National Competition and placed second in the Lone Star Classic National Competition. Moot Court teams won the John J. Gibbons National Criminal Procedure Moot Court Competition and the 2005 Georgia Intrastate Moot Court Competition. Also, a GSU team placed third in the Saul Lefkowitz Southern Regional Moot Court Trademark Competition.

7. Annual Assessment of RWA Program

Because research, writing, and advocacy skills are critical components of legal education, Research, Writing and Advocacy is a first year, two semester, required course, taught by a dedicated faculty. This year the College of Law has five full time RWA Instructors, allowing each instructor an average load of 45 students [taught in three sections]. Each instructor teaches from the same syllabus, which requires the entire group to agree on the sources and problems used. The RWA faculty meets regularly to assess the effectiveness of the program and the materials.

Each year the RWA faculty develops a problem that requires the students to address two distinct substantive or procedural issues in a series of exercises. The problem and the supporting materials that are distributed to the students are reviewed by the Associate Dean for Academic Affairs. First the students write a memo, then an appellate brief, then in teams they participate in a mock appellate argument. RWA instructors, other members of the faculty, and upper level
student members of Moot Court participate as judges for the mock appellate arguments; each team of students argues before a panel of three judges. This provides an opportunity for community wide assessment of the effectiveness of the program. In addition, a questionnaire that will assess how confident upper level students who hold summer clerkships are with the research and writing skills obtained in RWA is being developed.

8. Annual Assessment of Externship Program

The College of Law places students in externships at approximately 40 locations per semester. Placements include judges' chambers, state and federal agencies, and non-profit legal organizations. Two faculty members supervise the program/semester. They conduct mid-semester and end of semester interviews with each student in order to evaluate the placement. In addition, the on-site supervisor completes a lengthy evaluation of the student which the supervising faculty member reviews with the student at the exit interview.

If a student does not report sufficient engagement with legal issues as part of their responsibilities, the faculty member contacts the on-site supervisor with a view to remedying the situation. This does occur, at a rate of perhaps one or two sites a year. The supervising faculty member sends each on-site supervisor a mid-semester e-mail asking them to confirm that the student extern's work is satisfactory; also, each student must have the on-site supervisor sign a form confirming that the student is on track for passing the class and must bring that form to the mid-semester interview.

If an on-site director reports that a student is not fulfilling the responsibilities assigned to the student, the faculty member meets with the on-site director and with the student. If the student's performance does not improve, the student fails. This has occurred, but only once in the last 15 years.

Externship placements allow students to hone analytical and advocacy skills, to put substantive learning to practical use, and to confront professionalism issues under the guidance of an experienced mentor. The constant monitoring of the externship sites and the student externs permits ongoing assessment and adjustment with a view to ensuring a rich educational experience.

Section D. Improvement of Student Retention and Graduation

The summer skills program and the academic enrichment program are two valuable activities at Georgia State University College of Law that assist with student retention and graduation. Both of these entities are intended to improve
the success rate of students who are deemed to be at risk of experiencing academic difficulty in law school. The summer skills program is a pre-start program that takes place prior to the beginning of the academic year for first year students. The academic enrichment program takes place during the regular school year and consists of tutorials offered by upper level students under the direction of a faculty committee.
College of Law
Annual Report 2004-2005 Appendices

A. Publications

1. Books:

Ronald Blasi


Mark Budnitz

The Law of Lender Liability, 2004 Supplements #1 & 2, A.S. Pratt, approximately 35 printed pages per Supplement.


William Edmundson


Paul Milich


2004 Pocket Part (53 pages) for Georgia Rules of Evidence, 2d ed. (Thomson/West 2002).

Ellen Podgor


Ellen S. Podgor & Jerold H. Israel, WHITE COLLAR CRIME IN A NUTSHELL, 3rd Ed., (Thomson/West 2004) (452 pages, not including table of contents and table of cases)

Edward M. Wise, Ellen S. Podgor, Roger S. Clark INTERNATIONAL CRIMINAL LAW: CASES AND MATERIALS 2d Ed. (Lexis 2004) (830 pages, not including table of contents, selected references, table of cases, statutes, & index)
Mary Radford


B. Ellen Taylor


Jack Williams


2. Articles, Essays, and Chapters:

Ronald Blasi


Professor Blasi co-authored a booklet entitled "Tax Strategies for Community Bankers" published in September 2004 by the American Bankers Association.

Professor Blasi co-authored an article entitled "Banking and Savings Institutions, Important Developments" published in The Tax Lawyer, Summer 2004, Vol. 57, No. 4, pp. 977-983.

James Bross


Mark Budnitz

Clark Cunningham


Andrea Curcio


William Edmundson


William Gregory


Julian Juergensmeyer


E. R. Lanier

Article, “Business Law in Georgia,” in New Georgia Encyclopedia (Univ. Of Georgia)


Mary Radford


Ellen Podgor


Natsu Saito


Charity Scott


Eric Segall


Roy Sobelson

Annual review of Legal Ethics, 56 Mercer Law Review 315 (Fall 2004)

Kelly Timmons

Kelly Cahill Timmons, Accommodating Misconduct under the Americans with Disabilities Act, 57 Fla. L. Rev. ____ (2005).

Tanya Washington


Jack Williams


*Caution: You are Now Entering the Zone of Insolvency*, J. Turnaround Management 77-80 (Spring 2004)(with William K. Lenhart).

Douglas Yarn


3. Published and Printed Conference Proceedings and Abstracts

a. Invited Papers

Neil Kinkopf

1st Annual Supreme Court Update (Sept. 2003) (published by the Institute of Continuing Legal Education in Georgia)

Charles Marvin

Professor Marvin presented "A Critique of Role Conflicts between the Governor and Attorney General in Georgia Administrative Law", at A GSBA-CLE conference on Executive Branch Adjudication in Georgia, Atlanta, Georgia, 26 February 2004.

Mary Radford

"Recent Developments in Fiduciary Law," published in the proceedings of the State Bar of Georgia Fiduciary Law Institute, July, 2004

"Hot Topics; Non-Tax Issues", American College of Trust & Estate Counsel (ACTEC) Fall Meeting, October, 2004

Jack Williams

The Battle Within Islam I (MITRE 2004).


Strategic Threat Assessment (Department of Homeland Security 2004).

Role of Islamic Clerics in Setting Rules of Engagement (The MITRE Corporation 2004).


The Use of Women and Children In Terrorist Activity Under Islamic Law (Department of Homeland Security 2004).

Strategic Threat Assessment (Department of Homeland Security 2004).

The Morphing of Al-Qaida (Department of Homeland Security 2004).

Perfection of Liens (Region 21 Bankruptcy Trustee Training Session) (January 2004).


b. Contributed Papers

None.

c. Abstracts

None.

4. Edited Books, Journals, Journal Issues, or Monograph Series:

William Edmundson

Julian Juergensmeyer
Panel of Academic Contributors, BLACK'S LAW DICTIONARY (8th edition 2004)

5. Creative Writings:

Roy Sobelson

6. Encyclopedic Entries:
None.

7. Public and Government Documents:

Clark Cunningham
THE STATUS OF INDIGENT DEFENSE IN GEORGIA — PART II: THE IMPACT OF ALABAMA v SHELTON IN GEORGIA. Reporter, Chief Justice's Commission on Indigent Defense. (Submitted to the Supreme Court on September 1, 2004 and approved by the Court on September 21.) See also: "State Lags in Applying Shelton, Report Says. Traffic defendants not always told of their right to counsel." Fulton County Daily Report (October 7, 2004).

8. Bibliographies:
None.

9. Reviews:

Ellen Podgor
Columns - Reviews In Review, CHAMPION MAGAZINE

Charity Scott


10. Reprints:
None.

11. Tapes/Records:

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Douglas Yarn
Co-produced DVD on “Academic Dishonesty Procedures at UGA.”

Jack Williams
Prepared tapes for re-enactments of terrorist incidents in last decade.

12. **Computer Software:**

None.

13. **Additional Publications:**

**Ellen Podgor**


14. **Other Disseminated Materials:**

**James Bross**


**Mark Budnitz**

“A Brief History of Legal Services Under OEO, Its Critics and Its Supporters,” CLE paper and lecture presented to Atlanta Legal Aid and Troutman Sanders.


“Payday Lending Meets Electronic Commerce,” paper presented at meeting of the Conference of State Bank Supervisors & National Association of Consumer Credit Administrators
"Proposed Consumer Bill of Rights: Minimal Protections for Stored Value Cards," ABA Teleconference.

Supplementary Materials for Consumer Protection course, 112 pages.

Supplementary Materials for Commercial Paper, 47 pages

Andrea Curcio


Wrote a short fact sheet entitled, "Why the Tort System Is Important" to be distributed by the Center for Justice and Democracy.

E. R. Lanier

"Some Preliminary Thoughts on Legal History, Georgia Legal History, and the Historiography of Early Georgia Law" (unpublished paper)


"Love, Law and Litigation in Colonial Georgia: The Trial and The Tribulation of John Wesley in Savannah" (unpublished paper)


Paul Milich

"Georgia Evidence" (16 pages) prepared for the Institute of Continuing Judicial Education January 30, 2004 program for Georgia Superior Court Judges;

"Daubert and Expert Testimony" (5 pages) prepared for the U.S. District Court for the Southern District of Georgia’s 2004 Court Advisory Committee Meeting, February 24, 2004;

"Georgia Evidence" (26 pages) prepared for the Institute of Continuing Legal Education – March 12, 2004 program;

"A Short Quiz on Georgia Evidence," (40 pages) prepared for the Institute of Continuing Legal Education – March 12, 2004 program;

"Crawford v. Washington: A Sea Change in Confrontation Clause Jurisprudence" (4 pages) prepared for the Georgia Prosecuting Attorneys Council, March 19, 2004 meeting;

"Evidentiary Issues: Administrative Hearings," (12 pages) prepared for the Institute of Continuing Judicial Education program for Administrative Law Judges, April 2, 2004;
“Georgia Evidence - DUI Cases” (7 pages) prepared for the Institute of Continuing Judicial Education June 24, 2004 program for Municipal and Probate Judges;

“Evidentiary Issues in Contract Cases: The Parole Evidence Rule” (6 pages) prepared for the Institute of Continuing Legal Education’s August 20, 2004 program;

“Georgia Evidence” (6 pages) prepared for the Institute of Continuing Legal Education’s September 17, 2004 program for City and County Attorneys;

“Depositions” (9 pages) prepared for the Ogelthorpe Legal Society’s Continuing Legal Education program for GSU Alumni, October 23, 2004;

“Georgia Evidence” (16 pages) prepared for the Institute of Continuing Judicial Education program for Juvenile Court Judges, November 1, 2004;


Mary Radford

“Georgia’s New Guardianship Code,” Materials disseminated at the Cobb County ElderLaw Section CLE, ElderLaw Section of Gwinnett County Bar Association, Savannah Estate Planning Council

Douglas Yarn


B. Presentations at Professional Meetings:

Ronald Blasi

Professor Blasi was a featured speaker at the 2004 Annual Financial Institutions Conference of the Georgia Society of Certified Public Accountants held September 2004.

Professor Blasi was a featured speaker at the 2004 Annual Meeting of the Bank Tax Institute attended by over 400 financial institutions professionals held October 2004.

Professor Blasi was a featured speaker at the FDIC Atlanta Regions’s Seventh Annual CPA-Regulator Roundtable meeting held June 2004.

James Bross


Mark Budnitz


Conducted Workshop for professional staff of Payment Cards Center, Philadelphia Federal Reserve Bank on the need for a uniform payments law. Invited.


Colin Crawford

"Law, Integrated Ecosystem Management and a Sustainable Wastewater Infrastructure," delivered at the April 2005 conference on sustainability at the University of Pittsburgh, Mascaro Sustainability Initiative.


"Legal and Regulatory Obstacles to Decentralized Wastewater Treatment," Georgia Water Pollution Control Association Annual Conference, Dalton, Georgia, October 2004.

Clark Cunningham

Annual Roundtable of the ABA Standing Committee on Specialization. New Orleans (March 26, 2004). Keynote Speaker.


Opening Speaker, Third International Conference of the Global Alliance for Justice Education. Krakow, Poland (July 2004).

Participated in two panels on teaching and promoting professionalism at the annual meeting of the American Bar Association. Atlanta (August 2004).
Andrea Curcio

Professor Curcio was a moderator at the spring GSU Law Review Symposium on Alternatives to the Bar Exam.

William Edmundson

Privacy: An Interdisciplinary Colloquium, University of Utah (refereed)

Wendy Hensel

“The Disabling Impact of Wrongful Birth and Wrongful Life Actions,” Southeastern Association of Law Schools as part of the Young Scholars program.

Nancy Johnson


E. R. Lanier

Organized half day program (as Chair, AALS Section on International Legal Exchange) at January 2004 Annual Meeting of AALS (New ABA Guidelines on Accreditation for Foreign programs)

Organized and coordinated the First Annual Peach State Update, a full day CLE program sponsored under the aegis of the Oglethorpe Legal society, in Savannah (October, 2004); prepared and presented a one-hour review of recent developments in Georgia civil practice matters

Official Liaison meetings with:

Hungarian State Court of Arbitration, May 2004 (Budapest)
Austrian State Court of Arbitration, May 2004 (Vienna)
International Arbitration Court of Venice, June 2004 (Venice)
Czech State Arbitration Court, May 2004 (Prague)
Deutsche Institution fuer Schiedsgerichtsbarkeit, June, 2004 (Cologne)

Charles Marvin

“Recent Developments in the Baltic States” as a member of a panel program on “The Impact of European Union Expansion on Business and Law in New European Union Member States”, at the Annual Meeting of the American Bar Association in Atlanta, Georgia, 8 August 2004.

Ellen Podgor

CLE Program for Attorneys - Washburn University Law School, Symposium: Enron Three Years Later: A White Collar Crime Scorecard
Speaker- Topic: Mail Fraud: Limiting the Limitless (Kansas City, October 2004)

International Society for the Reform of Criminal Law
Panelist: Security Measures and Links to Organized Crime (Montreal, August 2004)

Association of Professional Responsibility Lawyers (APRL)
Panelist: Ethics and Criminal Law: How to Deal with False Client Evidence (Atlanta, August 2004)

Southeast Association of American Law Schools (SEALS)
Moderator: Civil Liberties and Terrorism (Kiawah Island, August, 2004)

Wisconsin Association of Criminal Defense Lawyers
Speaker: Mail Fraud: Limiting the Limitless (Madison, June 2004)
Law & Society Association
Moderator/Discussant: Civil Liberties and Terrorism: Finding the Appropriate Balance (Chicago, May 2004)

Thirteenth National Annual Seminar on the Federal Sentencing Guidelines

Louisiana Association of Criminal Defense Lawyers- Law & All That Jazz
Speaker: Ethics: Making Sure the Prosecutor’s Notes are in Key (New Orleans, April 2004)

Association of American Law Schools

Mary Radford

“Recent Developments in Fiduciary Law,” State Bar of Georgia Fiduciary Law Institute, July, 2004

"Hot Topics; Non-Tax Issues", American College of Trust & Estate Counsel (ACTEC) Fall Meeting, October, 2004

“Georgia’s New Guardianship Code,” Cobb County ElderLaw Section CLE, ElderLaw Section of Gwinnett County Bar Association, Savannah Estate Planning Council

Four-Hour Training Program for Georgia Probate Judges on Georgia’s New Guardianship Code, Savannah, GA, Nov. 2004

"Planning for Incapacity," GSU Faculty Emeriti Group, Nov. 2004

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Natsu Saito


Interning the "Non-Alien" Other, panel presentation, Conference, Judgments Judged and Wrongs Remembered: Examining the Japanese American Civil Liberties Cases of WWII on their 60th Anniversary, Japanese American National Museum, Los Angeles, California, November 2004 (by invitation).


Preserving the Rule of Law in the War on Terror, panel presentation, Conference of Asian Pacific American Law Faculty, Michigan State University, Lansing, September 2004 (by invitation).

The USA PATRIOT Act and the Rule of Law, panel presentation at Yale Law School, "Human Rights v. the USA PATRIOT Act" forum, New Haven, Connecticut, April 2004 (by invitation).

Charity Scott


Lead Organizer, Moderator, and Presenter at panel program, presentation: "Disclosure of Medical Errors: Legal, Ethical, and Practical Perspectives," at the ABA Health Law Section’s 5th Annual Mid-Year Conference on Emerging Issues in Healthcare Law 2004 (San Diego, February 2004) (disseminated outline attachment #8).


Lead Organizer, Moderator, and Presenter at panel program: "Joseph M. Healey Memorial Session on Teaching Health Law," plenary session leader at annual Health Law Teachers Conference (topic, race and the teaching of health law), American Society of Law, Medicine & Ethics (Seton Hall law school, June 2004) (disseminated conference materials attachment #10)

Presentation: "Interdisciplinary Contributions in Public Health Law," Third Annual Conference on Public Health Law, co-sponsored by Centers for Disease Control and Prevention (CDC) and American Society of Law, Medicine & Ethics (Atlanta, June 2004).


Lead Organizer, Moderator, and Presenter at one-day conference on Law and Ethics in Health Care: co-sponsored with Health Care Ethics Consortium of Georgia all day conference; Prof. Scott secured all speakers (including attorneys and judge for mock judicial hearing), planned program, and disseminated the following materials (Atlanta, Nov. 2004):

- Conference materials: “Patients’ Rights and Health Care Decision-Making: Georgia Law Concerning an Individual’s Rights to Consent to, Refuse, and Receive Health Care”
- Power point slides: “Workshop on Law and Ethics in Health Care: An Introduction”
- Case scenario: “Case of Lucy” for use in mock judicial hearing (attachment #13)


Eric Segall

Speaker, SEALS panel on Justice O’Connor, July 2004.

Speaker, Supreme Court Seminar on Constitutional Law (Georgia CLE program), September 2004.


American University Sponsored Debate with Sandy Levinson on the importance of Marbury v. Madison, April 2004:

Interviewed on NPR about Freedom of Religion, November 2004

Roy Sobelson

“The Effectiveness and Value of Honor Codes in Law Schools,” presented to the Academic Integrity Conference in Manhattan, Kansas (Invited)(October 2004)


“10 Things That Will Make You a Star...But Risk Your Standing at the Bar,” presented to ICLE program on Evidence, Closing Arguments and Ethics in the Courtroom (with Paul Milich, GSU, and John Marshall, Powell Goldstein) (March 2004).


**Cornell Stephens**

Instructor and Participant, Annual Jury Trial Seminar, Presented by the Atlanta Volunteer Lawyers Foundation

**Kelly Timmons**


**Tanya Washington**

Featured Speaker, Bar Preparation Program, Virgil Hawkins Bar Association, Orlando Regional History Center, Orlando, Florida, April 19, 2004.

**Jack Williams**

Lecturer, *Insurgency Movements from a Tribal and Historical Perspective Within Islam* (DoD, Marin Corp Intelligence, DIA, Department of Homeland Security, CIA; Washington, D.C. 2004).

Lecturer, *Fraud and Fraud Investigation* (BDO Seidman LLP Summer Institute 2004).


Lecturer, *Identifying Terrorists and Predicting Terror Events* (El Grupo, Atlanta, Georgia 2004).


Lecturer, *Credit Management Best Practices* (Georgia State University Continuing Professional Education Program 2004).

**Douglas Yarn**

Invited Speech to the College of Arbitrators; Topic: Arbitration and the Vanishing Trial; Atlanta, GA; 12/9/04

C. Colloquia and Seminar Presentations:

**Ronald Blasi**

Professor Blasi presented continuing legal education seminars for the Internal Revenue Service and private firms on bank taxation during May and June 2004.

**Mark Budnitz**

"A Brief History of Legal Services Under OEO, Its Critics and Its Supporters," CLE lecture presented to Atlanta Legal Aid and Troutman Sanders.


"Demand Drafts: What the Law Demands." Professor Budnitz was invited to be the trainer at this seminar for state Attorneys General from throughout the country sponsored by the National Association of Attorneys General training session.

**Colin Crawford**


Lectures on environmental law to the U.S. Army Corps of Engineers training program at the Corps’ Huntsville, AL training facility, April 2005.

**Clark Cunningham**

Met with faculty and students of the Roger Williams Law School in Providence, Rhode Island on September 10, 2004 to discuss interdisciplinary collaboration and restorative justice in the context of clinical education.

"The U.S. Patriot Act and the War on Terror," The Dartmouth Lawyers Association. Hanover, New Hampshire (September 11, 2004). Was one of two lead speakers at half-day, national CLE program.
"Issues of Faith and the Practice of Law: Towards a Deeper Understanding of Vocation and Work," Emory Law School (October 12, 2004). Was a small-group facilitator and final speaker at half-day CLE program.

"Taking the Punishment out of the Process" (to appear in Law & Contemporary Problems [Fall 2004]) at the Marilyn Stein Bellet Conference on Ethics and the Law, Sponsored by Fordham School of Law and Low Country Legal Aid at Hilton Head, S. Carolina, on November 12, 2004. [Approved CLE Program]

Bernadette Hartfield


Panelist, Ethics and Advocacy in Juvenile Court Representation, Truancy Intervention Project, October 29, 2004.

Coordinator and Presenter, Bar Preparation Kickoff Program, Gate City Bar Association, November 2004

Planning Committee, SE/SW People of Color Scholarship Conference (planned for May 5-8, 2005, New Orleans)

Wendy Hensel

“The Disabling Impact of Wrongful Birth and Wrongful Life Actions," to members of Georgia State University’s Center for Atypical Learning and Development.

L. Lynn Hogue

Presented a paper on "State Law Issues Regarding the Recognition of Out-of State Marriages: A Contemporary Reassessment of the 'Public Policy' Doctrine" at a symposium on The Implications of Lawrence and Goodridge for the Recognition of Same-Sex Marriages and the Validity of DOMA held at The Catholic University of America, May 20,2004, and co-sponsored by Creighton University Law School and the J. Reuben Clark Law School at Brigham Young University.

Presented a paper on "Contemporary Interjurisdictional Recognition Issues: Impact of Technological Innovation in Procreation" at a symposium on Parentlessness: Protecting the Best Interests of Parent-Deprived Children Growing Up in a World of Diversity held at the J. Reuben Clark Law School, Brigham Young University, October 8,2004, and co-sponsored by Creighton University Law School and the J. Reuben Clark Law School at Brigham Young University.

Presented as a paper on "State Choice-of-Law Doctrine and Non-Martial Same Sex Partner Benefits and Relationships: How Will States Enforce the Public Policy Exception?" at a Mini-Symposium on Interjurisdictional Recognition of Civil Unions, Domestic Partnerships, and
Benefits held at the J. Reuben Clark Law School, Brigham Young University, November 5, 2004, and co-sponsored by the J. Reuben Clark Law School at Brigham Young University and the Ave Maria School of Law and Law Review.

**Julian Juergensmeyer**

Lecturer on Law for the Georgia Planning Association's American Planning Association's AICP Review

Presentations at the National Impact Fee Roundtable held in Ft. Myers, FL.

**Paul Milich**

"Georgia Evidence" (2 hours) Institute of Continuing Judicial Education January 30, 2004 program for Superior Court Judges;

"Daubert and Expert Testimony" (1 hour) U.S. District Court for the Southern District of Georgia’s 2004 Court Advisory Committee Meeting, February 24, 2004;

"Georgia Evidence" (4.5 hours) Institute of Continuing Legal Education -- March 12, 2004 program;

"Crawford v. Washington: A Sea Change in Confrontation Clause Jurisprudence" (2 hours) Georgia Prosecuting Attorneys Council, March 19, 2004 meeting;

"Evidentiary Issues: Administrative Hearings," (2 hours) Institute of Continuing Judicial Education program for Administrative Law Judges, April 2, 2004;

"Georgia Evidence - DUI Cases" (1.5 hours) Institute of Continuing Judicial Education June 24, 2004 program for Municipal and Probate Judges;

"Evidentiary Issues in Contract Cases: The Parole Evidence Rule" (1 hour) Institute of Continuing Legal Education's August 20, 2004 program;

"Georgia Evidence" (2 hours) Institute of Continuing Legal Education's September 17, 2004 program for City and County Attorneys;

"Depositions" (1 hour) Ogelthorpe Legal Society's Continuing Legal Education program for GSU Alumni, October 23, 2004;

"Georgia Evidence" (2 hours) Institute of Continuing Judicial Education program for Juvenile Court Judges, November 1, 2004;

"Introduction to Georgia Evidence" (2 hours) ICJE program for New Probate Judges, November 18, 2004.
Charles Marvin

Professor Marvin presented a critique and response to a presentation by Professor David Bernstein, author of *You Can't Say That*, on the threat to civil liberties of the administration of antidiscrimination laws, at a seminar sponsored by the Georgia State University Federalist Society, 26 January 2004.

Ellen Podgor

Criminal Procedure Discussion Forum (Sponsored by Washington & Lee University Law School, Vanderbilt University Law School, and the University of Louisville’s Louis D. Brandeis School of Law)
Topic: Jose Padilla and Martha Stewart: Who Should Be Charged With Criminal Conduct? (Louisville, November 2004)

American University, Washington College of Law (Symposium Sponsored by the American University Law Review, National Association of Criminal Defense Lawyers, Heritage Foundation)

Washburn University Law School, Symposium: Enron Three Years Later: A White Collar Crime Scorecard
Topic: Arthur Andersen, LLP. and Martha Stewart: Should the Government Have Charged Obstruction of Justice? (Topeka, Kansas, October 2004)

Cleveland Marshall Law School, Criminal Justice Forum
Topic: Jose Padilla and Martha Stewart: Who Should Be Charged With Criminal Conduct (Cleveland, September 2004)

Natsu Saito


Roy Sobelson


Speech to Atlanta Legal Aid Fundraising Campaign Solicitors on the "History of the Legal Aid Movement in America"

CLE presentation (at Troutman Sanders) on History of Legal Aid Movement in the United States (October 2004)
Presentation to insurance defense lawyers on ethical obligations and conflicts and interest (March 2004)

Presentation on Legal Ethics developments in 2004 to the Oglethorpe Legal Society Annual Peach Law Update CLE program (Oct 2004)

Moderator of panel discussion on ethical duties of lobbying lawyers. Arranged, sponsored and transcribed by Fulton Daily Report, this is part of the paper's "In Practice" series. Edited transcript published in the FDR in early December 2004.

B. Ellen Taylor

Panelist, Same-Sex Marriage Symposium, Jean Beer Blumenfeld Center for Ethics at Georgia State University, March 23, 2004.

Tanya Washington


Patrick Wiseman

Invited speaker at 19th Annual Technology Law Institute, "The Internet and the First Amendment" (Fall 2004)

Douglas Yarn

Presentation, "Ethics in the Mediation of Workers' Compensation Cases in Georgia," ALJ conference, ICLE, Atlanta, GA, Feb. 20, 2004


Organizer and Host, 7th Annual Scholarship Conference, Society for Evolutionary Analysis in Law, held at GSU COL, Oct. 15-16, 2004.


D. Submissions for Publication/Presentation:

Mark Budnitz


**Wendy Hensel**


**Nancy Johnson**


Co-Author, CALI Lesson on Georgia Legal Research (with Elizabeth Adelman, Nan Adams, Terrance Manion) submitted for review.

**Mark Kadish**

Professor Kadish’s article entitled “Article 36 of the Vienna Convention on Consular Relations: The International Court of Justice in Mexico v. United States (Avena) Speaks Empathically to the Supreme Court of the United States about the Fundamental Nature of the Right to Consul”, was accepted for publication by the Georgetown Journal of International Law and was scheduled for publication.


**Paul Milich**

Advanced Evidence: a Trial Simulation Course, (Re-titled by Publisher: TRIAL PRACTICE: EXERCISES IN WITNESS EXAMINATION AND THE RULES OF EVIDENCE, Accepted for Publication in Fall, 2005 by Thomson/west Publishing.

**Ellen Podgor**

UNDERSTANDING INTERNATIONAL CRIMINAL LAW, Lexis Publishing (to be published in the spring of 2005)


Jose Padilla and Martha Stewart: Who Should Be Charged With Criminal Conduct?
Natsu Saito


E. Fellowships:

Colin Crawford

Fulbright Award granted to teach and study in the Dominican Republic. Professor Crawford has been asked to teach at both the Technological institute of Santo Domingo and the Iberoamerican University on environmental and land use law.

Charity Scott

Faculty Associate in Health Law: Granted continuing appointment by the Emory University Center for Ethics in Public Policy and the Professions; participated in the third-year medical student ethics curriculum; attended monthly planning/development meetings of the clinical ethics faculty; provided legal education to both the faculty and medical students in clinical rotations throughout the year; hosted one-day retreat in May for all faculty fellows in clinical ethics program (Spring, Summer, and Fall 2004)
Jack Williams

Special Advisor, Intelligence Analysis and Terrorism Studies, the MITRE Corporation, McLean, VA (2004-2005)

Scholar in Residence, Association of Insolvency and Restructuring Advisors, Eugene, Oregon (2004-2005)

Douglas Yarn

Research Fellow, Gruter Institute for Law and Human Behavior (continuing)

F. Grants and Contracts:

1. Grants/contracts funded by GSU or the University System

Charity Scott

Submitted interdisciplinary Health Justice proposal in connection with Provost Henry's Request for Proposals (RFP) for new initiatives at the University; requested $1,590,000; designated for Category "B", consideration recommended for re-submission in future.

Granted $16,000 from CHHS Institute of Public Health to hire a health services evaluation consultant for the Health Law Partnership (HeLP)

2. Grants/contracts funded by external sources

Ronald Blasi

Professor Blasi received in 2004 an $85,000 grant from the Internal Revenue Service to expand and improve the operations of the Tax Clinic.

William Edmundson

I am under contract to serve as General Editor of the series, Cambridge Introductions to Philosophy and Law 2003-08.

Charles Marvin

Professor Marvin received a contract from the Vytautas Magnus University in Kaunas, Lithuania to develop and teach an intensive short course in European Union Law at their Faculty of Law. $1,310.00 equivalent.

Professor Marvin received a contract from the Riga Graduate School of Law in Riga, Latvia to serve as co-instructor in a course on Legal Theory and Practice, and to direct and advise certain students on their master's theses. $1,350.00 equivalent.
Natsu Saito

Renewal Grant from Edna Wardlaw Trust for establishment of Human Rights Research Fund; $15,000 received November, 2004.

Charity Scott

Received $5,000 from Blue Cross/Blue Shield of Georgia, Wellpoint Foundation, to support the Health Law Partnership (HeLP)

Douglas Yarn

Principal Investigator; submitted and received this year, $30,000 seed grant from Hewlett Foundation to study nexus of biology and conflict resolution.

G. Honors and Awards

Julian Juergensmeyer

Re-elected to membership to the International Council of Environmental Law (Bonn, Germany).

Charles Marvin

Professor Marvin was one of seven University of Chicago Law School alumnae/i to be interviewed for, and featured in the article “Building the Rule of Law”, University of Chicago Law School Record, Spring, 2004, pp. 6-13, which article focused on the work of the seven in international development for the American Bar Association Central European and Eurasian Law Initiative since 1991.

Ellen Podgor

Honorary Fellow - American Board of Criminal Lawyers

Charity Scott

University Exceptional Service Award: received University’s exceptional service award for discipline-related service.

Nominated: for Instructional Effectiveness Award (not awarded, Spring 2004) (submission attachment #16).

Granted joint faculty appointment: appointed as Professor in J. Mack Robinson College of Business, Institute of Health Administration

Roy Sobelson

Elected by student body as one of three hooders at graduation in May, 2004
Kelly Timmons

Professor Timmons was one of five College of Law faculty members selected by the 2004 graduating class to serve on the hooding team during the Hooding Ceremony.

Jack Williams


H. Professional Service

1. Current Offices and Committee Assignments in Professional Organizations:

   a. Association of American Law Schools

William Gregory

Prof. Gregory continued his work to found a new section of the AALS. The proposed name of the section is: “Section on Agency, Partnership, LLC’s and Unincorporated Associations.”

Janice Griffith

Section on State and Local Government Law
   Member, Executive Committee, 2004
   Secretary, 2004

Charles Marvin

Executive board of the Africa Law Section

Basil Mattingly

Member, AALS Real Property Law Section
Member, AALS Creditors' and Debtors' Rights Section

E. R. Lanier

Chair, AALS Section on International Legal Exchange
Elected as Executive Board Member, AALS Section on Law and History
Elected as Executive Board Member, AALS Section on Law and Religion
Elected as Executive Board Member, AALS Section on International Legal Exchange
Ellen Podgor
Criminal Justice Section, American Association of Law Schools
Criminal Justice Section - Executive Committee

Mary Radford
Chair of the Section on Donative Transfers, Fiduciaries and Estate Planning (2004)

b. American Bar Association

Ronald Blasi
Chair of the ABA Tax Section Committee on Banking and Savings Institutions, Commercial Bank Subcommittee.

Mark Budnitz
Chaired meeting of Working Group on Consumer Protection at ABA Annual Meeting

Marjorie Girth
Member, Professional Development Committee, which plans the academic workshops and conferences which the AALS supports during each year.

Janice Griffith
Section of State and Local Government Law
Section’s liaison to the Association of American Law Schools
Section’s Representative to the Section Officers Conference Technology Committee
Assisted in the planning and execution of the Section’s annual meeting program that covered land use and transportation issues. Found several Georgia lawyers to speak at the program, including a member of the College’s Board of Visitors

Section of Legal Education and Admissions to the Bar, Member, American Bar Association Site Visit Team, for the University of Nebraska College of Law, March 7-10, 2004

Charles Marvin
Chair of the Eastern European Law Committee of the International Law Section until August, 2004, at which time that committee was merged with the European Law Committee and Professor Marvin became Vice-Chair for East European Law of the latter committee.

Member of the Planning Committee for the International Law Section Programs for the American Bar Association Annual Meeting in Atlanta, Georgia, 6-8 August 2004.

member of the ABA-CEELI Host Committee for the 7 August 2004 Luncheon honoring President Mikhel Saakashvili of the Country of Georgia
Member of the European Administrative Law Task Force of the American Bar Association Section on Administrative Law and Regulatory Practice.

Ellen Podgor

Criminal Justice Section, American Bar Association
International Criminal Law Committee (Vice-Chair 2001-present)

c. State Bar of Georgia

Clark Cunningham

State Bar Committee on Indigent Defense, Member

Anne Emanuel

Member, Formal Advisory Opinion Board, State Bar of Ga.

Marjorie Girth

Member, Committee on Standards of the Profession, which is now planning the implementation of a statewide Transition into Practice program for newly-admitted attorneys

Janice Griffith

Standards of the Profession Committee, Member, Spring 2004
Mentees Recruitment & Selection Subcommittee, Member, Spring 2004
Institute of Continuing Legal Education in Georgia, Member, Spring 2004
Institute of Continuing Judicial Education of Georgia, Member, Spring 2004

Wendy Hensel

Advocates for Students with Disabilities Committee within the Young Lawyer’s Division of the State Bar of Georgia

Paul Milich

Appointed Official Reporter for the Georgia State Bar Evidence Study Committee which is exploring a major reform of the Georgia Rules of Evidence.

Mary Radford

Reporter, Trust Code Revision Committee (July 2003-present)
Reporter, Guardianship Code Revision Committee (July, 1997 - present)

Roy Sobelson

Member of the Professionalism Committee
Member of Professionalism Committee's special Budget subcommittee
Ex officio member of the Chief Justice's Commission on Professionalism
Member of Mock Trial Committee, Special Subcommittee on Teams

Douglas Yarn

Advisor to the Committee to Study Mediator Ethics and Standards, Georgia Supreme Court Commission on Dispute Resolution

Organizations other than AALS and Bar Associations

Clark Cunningham

Chief Justice's Commission on Professionalism, Member.
Chief Justice's Commission on Indigent Defense, Co-Reporter.

Professor Cunningham chaired the selection committee for the Inaugural Award for Innovation and Excellence in Teaching Professionalism, co-sponsored by the ABA Standing Committee on Professionalism and the Conference of Chief Justices. Selection of the award winners was the culminating event of the first W. Lee Burge Conference on professionalism, organized by Professor Cunningham as the Burge Chair in Law & Ethics, and held at GSU on January 30.

Andrea Curcio

Board Member, Center for Justice and Democracy
Member, Society of America Law Teachers Sub-committee on the Bar Exam

Anne Emanuel

Chair, Georgia Assessment Team, ABA Death Penalty Moratorium Implementation Assessment Project
Secretary of the Board, Georgia Center for Law in the Public Interest

Marjorie Girth

American Law Institute, Elected Member, Member of the Consultative Group for the R.S. 3rd of Restitution
Law School Admission Council, Member, Audit Committee
Member, Georgia Supreme Court's Commission on Access and Fairness in the Courts
Member, Planning Committee for the April, 2005, National Conference on Racial and Ethnic Fairness in the Courts to be hosted in Atlanta.
Member, American Arbitration Association's Commercial Dispute Resolution Panel

Wendy Hensel

National Women Lawyer's Association, GSU College of Law liaison
Nancy Johnson

- attended SEAALL Annual Meeting, Richmond VA July 2004
Chair, CALI Legal Research Community Authoring Project, 2004
- attended CALI Annual Meeting, Seattle, WA June 2004

Marjorie Knowles

Member, Subcommittee on International Developments in Corporate Governance, American Bar Association.

Board Member, Center for Working Capital, Washington, DC

Board Member, International Institute for Corporate Governance and Accountability, Washington, D.C.

E. R. Lanier

Member, Board of Trustees, Institute for Continuing Legal Education in Georgia

Chair, Quality Assurance Committee, Board of Trustees, Institute for Continuing Legal Education in Georgia

Served as Vice-President, Georgia Legal History Foundation

Charles Marvin

International Trade Law Committee of the American Branch of the International Law Association

Ellen Podgor

National Association of Criminal Defense Lawyers
Board of Directors (2002-05)
Federal Circuit Oral Argument Panel (11 Circuit Co-th coordinator)(benched two local attorneys for en banc hearing in 11th Circuit)
Public Affairs Council
Overcriminalization: The Politics of Crime Symposium (Co-Chair 2004)

International Society for the Reform of Criminal Law
Board of Directors (2002-present)
American Law Institute (1998-present)
International Association of Penal Law- American National Section
Executive Board (2003-present)
The Center for International Studies
Congress of Fellows (2003-present)
SEALS
Program Committee (arranged three panels and moderated one)

Mary Radford

American College of Trust & Estate Counsel:
- Member, Board of Regents (Fall 2004-present)
- Co-Chair, Legal Education Committee (June 2002 - present)
- Member, Program Committee (2004-present)
- Member, Strategic Planning Task Force (Fall, 2004 - present)
- Member, ElderLaw Committee (March, 2002-present)

Georgia Resource Center, Member, Board of Directors (1997 - present)

Supreme Court Fellows Alumni Association: Vice President, 2004-present

Natsu Saito

Board of Directors, Society of American Law Teachers.
Board of Directors, Conference of Asian Pacific American Law Faculty.

Corneill Stephens

Dekalb Lawyer’s Association
Arbitrator for Fulton County and the American Arbitration Association
Judge in the Magistrate Court of Dekalb County

Jack Williams

American Bankruptcy Institute/Bankruptcy Taxation Committee (Chair 1997- Present); Co-Chair, Texas Indian Bar Association Indian Gaming Committee.

Douglas Yarn

Association for Conflict Resolution, Research Section, Committee for Next Generation Research (Co-Chair, 2004)

2. Memberships and Editorial Boards

Ronald Blasi

Professor Blasi is a member of the editorial advisory board of the Journal of Taxation of Financial Institutions.

Mark Budnitz

Editorial Board, Consumer Financial Services Law Report
Board of Directors, Atlanta Legal Aid Society
Board of Directors, National Consumer Law Center
Regent, American College of Consumer Financial Services Attorneys
William Edmundson

Law and Philosophy, Editorial Board
State Bar of Georgia, since 1985 (inactive since 2003)
South Carolina Bar, since 1986 (inactive since 1995)
American Society for Political and Legal Philosophy
American Philosophical Association
AMINTAPHIL
American Association of University Professors
American Bar Association
Southern Society for Philosophy and Psychology
The Aristotelian Society

Nancy Johnson

Editorial Board Member, Legal Reference Services Quarterly, 1981-present.
Librarian Member, ABA Accreditation Review Board Visitor to University of Pittsburgh Law School, February 2004

E. R. Lanier

Member, Editorial Board, CROATIAN ARBITRATION YEARBOOK
Arbitrator, CROATIAN STATE COURT OF ARBITRATION, Zagreb, Croatia
Arbitrator, appointed by Vienna Arbitral Centre, Vienna, Austria

Ellen Podgor

American Bar Association, Criminal Justice Section (White Collar Crime Committee)
National Lesbian and Gay Law Association (2000-Present)
Georgia Association of Criminal Defense Lawyers (1992-Present)
Stonewall Bar Association (1999-Present)
Indiana Bar Association (1976- Present)
Society of American Law Teachers
American Society of International Law

Jack Williams

Academic Member, Journal of Corporate Renewal
Native American Bar Association

Patrick Wiseman

Member of CALI Editorial Board. Duties include review of CALI lessons for style and content; attendance at Board meetings at the annual CALI and AALS conferences.
Douglas Yarn

Editorial Board, CONFLICT RESOLUTION QUARTERLY (one of two interdisciplinary scholarly journals in the field) (2001- ).

Panel of Neutrals, Georgia Department of Community Affairs (1992- ).

Board of Foreign Correspondents, Arbitration and Dispute Resolution Law Journal (1994-).


3. Memberships on Advisory Boards or Permanent Review Boards

William Edmundson

Advisory Board, Jean Beer Blumenfeld Center for Ethics

Bernadette Hartfield

Race and Law School Curriculum Survey Advisory Committee, Center for the Study of Race and Race Relations, University of Florida School of Law

Advisory Board, Georgia Court Appointed Special Advocates.

L. Lynn Hogue

Member of the Board of Directors of the Georgia Legal History Foundation Member of the Board of Directors of the Federalist Society, Atlanta Chapter

Nancy Johnson

Member, WESTLAW Library School Educators Advisory Board, 2000-.

Ellen Podgor

The Champion Magazine, Advisory Board (co-chair)
(Reviewed several articles for publication in the magazine)
CODEC (served on initial advisory board)

Charity Scott

Member, Georgia Collaborative to Improve End-of-Life Care

Roy Sobelson

Member, Board of Directors, Georgia Innocence Project

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Jack Williams

Board of Advisors, American Bankruptcy Institute Bankruptcy Law Journal
Board of Advisors, St. John's University School of Law LL.M Program in Bankruptcy

Patrick Wiseman

Member, CALI Board of Directors. Attend required half-day meetings twice a year at the annual CALI and AALS conferences.

4. Membership on Academic and Professional Accreditation, Certification or Review Bodies

5. Additional Significant Professional Service Activities:

Colin Crawford

Latino/a Critical Theory. Professor Crawford has become a key member of two programs currently being executed by this organization of law and other academics.

South-North Exchange on Law, Theory and Culture: Member of the steering committee, with primary charge to plan the South-North Exchange to be held at the Faculty of Law, Universidad de Los Andes, in Bogota, Colombia, on May 2006, on the topic of “Free Market Fundamentalism.” In addition, active in planning for the May 2007 “Colorism” conference of the Exchange, possibly to be held in Rio de Janeiro.

Critical Global Classroom. Primary responsibility to plan the two-week portion of this month long foreign summer study course in Rio de Janeiro, in July and August 2006.

Clark Cunningham

In one of the cases handled by the new GSU Criminal Justice Clinic, Professor Cunningham obtained an emergency order from the Georgia Court of Appeals on October 15, 2004 releasing a traffic court defendant improperly jailed on contempt charges. See: "Traffic judge's 'answers' appealed. Inquiring driver jailed for contempt." Atlanta Journal Constitution (October 23, 2004)

In another case handled by the GSU Criminal Justice Clinic, Professor Cunningham served as lead counsel in a multi-day bond hearing on behalf of a client charged with first degree murder. The bond hearing not only resulted in the release of the defendant on bond but also in the arrest of three other suspects based on testimony indicating that the Clinic’s client had been misidentified as the shooter.

William Edmundson

Tenure reviewer for candidate Simon Cushing, University of Michigan at Flint.

Manuscript reviewer for:

Law and Philosophy
Ethics
Reviewed and prepared written comments on materials in manuscript for Prof. Jane Winn (U. of Washington, Law); David Lefkowitz (U. of Maryland, Philosophy); Prof. Brian Bix (U. of Minnesota, Law and Philosophy); Prof. Mark Murphy (Georgetown U., Philosophy)

Bernadette Hartfield

Invited Participant, National Urban League Town Hall Meeting on the African American Male, Morehouse College

Participant, American Constitution Society Conference, Washington, D.C., June 2004

Participant, ABA/AALS/NCBE Workshop “Examining the Landscape of Legal Education and Bar Admission” October 2004

Participant, National People of Color Legal Scholarship Conference, September 2004

L. Lynn Hogue

Served as a judge for the state-wide "We the People Competition" held at the Georgia State Capitol (December 11, 2003)

Executive Director, Southeastern Legal Foundation in Atlanta, Georgia, a nonprofit, public interest law firm (from January 1, 2004 through August 30, 2004)

E. R. Lanier

I have been active in an of counsel capacity in the case of Ukrainian Orthodox Church v. Holy Ascension Orthodox Church, an action for equitable and declaratory relief (now pending in the Appellate Division, State of New Jersey), which centers on significant issues of first impression in New Jersey under the First Amendment to the U. S. Constitution. I have devoted over 200 hours to this matter since August of 2002. In this connection I have made appearances in both of the Appellate Division and the Supreme Court on New Jersey.

I have been active as co-counsel or of counsel in approximately two (2) other pro bono matters in Georgia trial courts in 2004.

Continued representation of convicted death row inmate in his habeas corpus proceedings (1987-present)

Lecturer, BAR-BRI (Bar Review) Courses, Georgia, Alabama, Indiana

Roy Sobelson

Coach, Paideia School Mock Trial Team (13th consecutive year)
Judge and evaluator, High School Mock Trial Competition, Northwest Georgia Regional
6. Reviews of Published Works and Significant Citations

Mark Budnitz


William Edmundson


cited in:

Paul Milich

In the past year, Prof. Milich's books on Georgia evidence have been cited 4 times by the Georgia Supreme Court and 3 times by the Georgia Court of Appeals.

In the past year, Prof. Milich's articles on hearsay have been cited by the Indiana Supreme Court and the Maryland Court of Appeals.

Prof. Milich's *Daubert* article was cited this year in the 4th edition of the Manual for Complex Litigation.

Mary Radford

*Stewart v. Walters*, 278 Ga. 374, 602 S.E.2d 642 (Ga., 2004)

Dispute Resolution Journal November, 2004-January, 2005 Feature USING MEDIATION TO STEM THE TIDE OF LITIGATION IN THE OCEAN OF FAMILY WEALTH TRANSFERS Roselyn L. Friedman

University of Pennsylvania Law Review December, 2004 Articles SAME STRUGGLE, DIFFERENT DIFFERENCE: ADA ACCOMMODATIONS AS ANTIDISCRIMINATION Michael Ashley Stein

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Real Property, Probate and Trust Journal Fall, 2004 HOLISTIC ESTATE PLANNING AND INTEGRATING MEDIATION IN THE PLANNING PROCESS David Gage, John Gromala, Edward Kopf

Probate and Property July/August, 2004 Department KEEPING CURRENT--PROBATE Gerry W. Beyer


Journal of the Missouri Bar January-February, 2004 THE MISSOURI HUMAN RIGHTS ACT IS THE LAW OF CHOICE FOR SEXUAL HARASSMENT VICTIMS' PRIVACY

Real Property, Probate and Trust Journal Winter, 2004 MEDIATING PROBATE DISPUTES: A STUDY OF COURT SPONSORED PROGRAMS Ray D. Madoff

Willamette Law Review Winter 2004 Articles A MATTER OF TRUST, OR WHY "ERISA-QUALIFIED" IS "NONSENSE UPON STILTS" [FNa1]: THE TAX AND BANKRUPTCY TREATMENT OF SECTION 457 DEFERRED COMPENSATION PLANS AS EXEMPLAR Robert B. Chapman

Elder Law Journal 2004 Article PROTECTING WHO FROM WHAT, AND WHY, AND HOW?: A PROPOSAL FOR AN INTEGRATIVE APPROACH TO ADULT PROTECTIVE PROCEEDINGS Jennifer L. Wright


Patrick Wiseman

The Meta-Index for U.S. Legal Research continues to be favorably mentioned in several publications, and continues to garner awards.

7. Other Significant Activities:

Mark Budnitz

Revised edition of Consumer Banking & Payments Law
Supplement to The Law of Lender Liability

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William Gregory

Prof. Gregory and his co-author Prof. Tom Hurst of the University of Florida have a contract to revise their existing Casebook on Corporations. Prof. Gregory and his co-author Prof. Tom Hurst of the University of Florida had a contract to revise their existing Casebook on Unincorporated Businesss Associations, Second Edition. The Third Edition has a deadline for manuscript submission in December 2005.

Janice Griffith

"Regional Governance: Has Its Time Come?", University of Virginia School of Law Journal of Law and Politics

Bernadette Hartfield

"Rights of Juveniles and Parents at Intake" (To be presented at the Juvenile Courts Association of Georgia Annual Seminar on June 8, 2005)

"Issues in Interstate Adoption after the UAA"

"Grandparent Visitation Statutes Revisited"

"The Best Interests Standard and African American Children"

Ellen Podgor


Patrick Wiseman

May the Market Do What Taking Jurisprudence Does Not: Divide a Single Parcel Into Discrete Segments"

8. Significant activities, other than works in progress, that do not fall within some other category

Ronald Blasi

Professor Blasi hosted in May 2004 the visit to the College of Kiyoto Matsuyama, Deputy Director, Planning Division, National Tax Agency, Japan at the request of the Georgia Council for International Visitors.

Professor Blasi directs the College of Law’s Tax Clinic.

Lisa Bliss

Professor Bliss attended the Southeastern Regional Research and Writing Conference held at Stetson University College of Law in St. Petersburg, Florida in September 2003.
Mark Budnitz

Media appearances, interviews, quotes
Radio: KTSA, San Antonio

Colin Crawford

Discussing possible expansion of the Rio de Janeiro summer study program in collaboration with Florida International University College of Law, Seattle University School of Law, University of Tennessee Law School, in collaboration with the Pontifical Catholic University of Rio de Janeiro.

Andee Curcio

In the spring semester, Professor Curcio was interviewed on sexual assault issues by a local radio station in Athens, Georgia. She was also interviewed by a local television station about Senator John Edwards.

Professor Curcio became a last-minute participant in a panel on tort reform sponsored by the Federalist Society in the Fall when the invited speaker was unable to attend.

William Edmundson


Anne Emanuel

Prepared IRB & Certificate of Confidentiality Application Materials for the Fulton County Jail Project

Marjorie Girth

Multiple interviews in October and November, 2004, with the Atlanta Journal-Constitution’s Carrie Teegardin and Alan Judd as they developed a four-segment feature article on Georgia’s collection laws and their possible impact on bankruptcy proceedings.

Janice Griffith

Quality Growth Legal & Technical Committee, Atlanta, Georgia, Member, August 2004-present

Wendy Hensel

Professor Hensel is currently working on an article that explores the difficulties that plaintiffs face in establishing a protected disability under the Americans with Disabilities Act.
L. Lynn Hogue

Numerous television, radio appearances and OpEds in connection with activities growing out of work as Executive Director of the Southeastern Legal Foundation, e.g., Commentary "Lifting Bans on Speech Opens New World to Judicial Challengers," Fulton County Daily Report, July 12, 2004; and thereafter interviewed by Luke Burbank of National Public Radio on "Morning Edition" (December 9, 2004) on U.S. District Judge Royce Lamberth's denial of a temporary restraining order to Specialist David Qualls, one of seven soldiers challenging the "stop loss" policy that allows the Army to extend enlistments during war or national emergencies.

Mark Kadish

Professor Kadish appeared on radio and television broadcasts as a legal commentator. He appeared on WAGA-TV, WXIA-TV, WGST-AM Radio and Georgia Public Radio Broadcasting to discuss a variety of legal topics.

E. R. Lanier

Preparation of a variety of discrete manuscripts which are extracts from the two theses I completed in 2004, the one for the LLM at the University of Georgia and the other for the M.A. in history from Georgia College & State University.

Engaged in detailed discussions with editors on both the Journal for Southern Legal History and the Georgia Historical Quarterly regarding potential publications in both of these journals.

Charles Marvin

Professor Marvin is conducting research concerning the difficulties former Soviet States are having in converting their administrative law review systems from the penal law mode controlled by the Prokuratura to an administrative procedure law mode overseen by the judiciary.

Ellen Podgor

Reviewed draft article of former dean of Washington & Lee Law School
Met with visitors from Vietnam for the Georgia Council for International Visitors
Reviewed draft article of professor at Cardozo Law School
Reviewed draft article of professor at Washington & Lee Law School
Reviewed draft article of professor at SMU
Co-presented at a faculty forum on distance learning (w/ Patrick Wiseman)
Reviewed draft article of professor at Emory Law School

Natsu Saito


Charity Scott

Conference attendance: Attended one-day conference on medical malpractice, State Bar of Georgia (Atlanta, Feb. 2004).

Seminar attendance: Attended 1/2-day grants writing seminar sponsored by GSU Research Office (April 2004).

Workshop attendance: Attended 3-day Grants Writing 101 Workshop (Atlanta, June 2004)


Copyright permission granted: to Lois Shepard (Florida State) and Janet Dolgin (Hofstra) to reprint substantial portions of Prof. Scott's 1999 article "Why Law Pervades Medicine: An Essay on Ethics in Health Care" for casebook on Bioethics and the Law, Aspen, forthcoming 2005.

**Roy Sobelson**

Selected and served as Special Master for the Georgia Supreme Court and heard disciplinary case

Along with Lisa Bliss, met with two Superior Court judges and separately with General Counsel of Egleston Hospital to explore means of providing student legal representation to parents and children at hospital (in conjunction with Professor Charity Scott, Director of GSU Center for Law, Health and Society)

Testified before Georgia General Assembly Judiciary Committee on propriety of having District Attorneys on selection panel for new public defenders


Interviewed by local CBS television affiliate about propriety of local judge's activities.

Interviewed by WGST about conflicts of interest.

**B. Ellen Taylor**

Research on same sex marriage.

**Tanya Washington**

Participated in a meeting convened by the African-American Policy Forum, a consortium of leading legal scholars researching and writing about issues related to affirmative action and other equity based conceptions.

Member, Human Relations Committee for the City of Atlanta.

**Patrick Wiseman**

Editor, JURIST's Lessons from the Web

Prof. Wiseman continues to develop software for online collaboration.
Douglas Yarn


Bi-annual meeting of Hewlett Foundation Directors of Conflict Theory-Building Programs, Washington, DC, June 1-2, 2004.
