

Hastings Alumni Publications

Fall 2015

UC Hastings (Fall 2015)

Hastings College of the Law Alumni Association

Follow this and additional works at: http://repository.uchastings.edu/alumni_mag

Recommended Citation

Hastings College of the Law Alumni Association, "UC Hastings (Fall 2015)" (2015). *Hastings Alumni Publications*. 140.
http://repository.uchastings.edu/alumni_mag/140

This Magazine Issue is brought to you for free and open access by UC Hastings Scholarship Repository. It has been accepted for inclusion in Hastings Alumni Publications by an authorized administrator of UC Hastings Scholarship Repository.

UC Hastings

University of California

Made in San Francisco | Ready for the World

A special issue on how our alumni are transforming the way we think about, use, and abuse our finances

PLUS: A campus transformed / Faculty scholars on the cutting edge / Enforcing the Airbnb law

Clinton Chen '13 is helping the Federal Reserve Board re-evaluate the way dollars move.

MONEY MATTERS

FALL 2015

{ CONTENTS }

02 | FROM THE DEAN

03 | FOR THE RECORD

Actor George Takei amused and inspired at the 134th Commencement.

04 | TRENDING

Social media updates from and about the UC Hastings community.

06 | IN BRIEF

Enforcing the Airbnb law, a partnership with Black Girls Code, a new joint degree program with UC Davis, and more.

18 | ENGAGED SCHOLARSHIP

New work by Professors Alina Ball, Evan Lee, Morris Ratner, Reuel Schiller, Joan C. Williams, and Setsuo Miyazawa. Plus: UC Hastings welcomes new faculty.



Cover photo by Gretchen Bedell

Departments



62 | COMMUNITY

A shared passion for law and art has nurtured the friendship between Jim Ardaiz '74 and the Rev. Rod Davis '74.

66 | ADVANCEMENT

A major campus expansion includes a new academic building and student housing, Justice Marvin R. Baxter '66 receives the Alumnus of the Year Award, and Legacy Society news.

70 | THEN AND NOW

Generations of Hawaiians have forged close ties with UC Hastings.

72 | STUDENT ORGANIZATIONS

Students help their underserved neighbors prepare and file their taxes.

The Money Issue

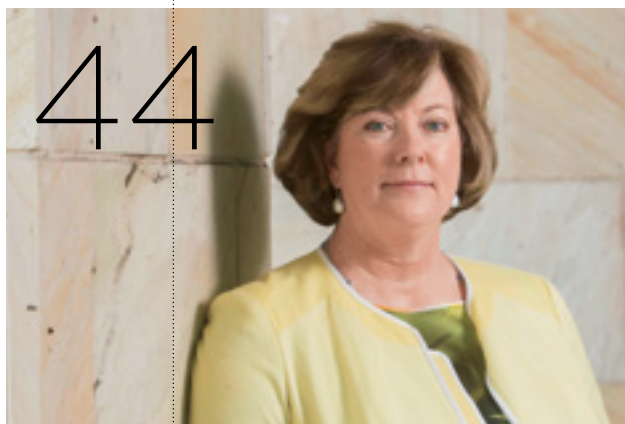
30

FINANCES TRANSFORMED

On the front lines of everything from cryptocurrency to China's growing interest in U.S. capital markets, alumni are doing important work on money and the entities underlying its use.

"The law must pay attention to the evolving institutions that grow up around money, from Venetian countinghouses to Wall Street banks, and from the ancient Royal Mint to Bitcoin."

—Professor John Crawford



44

POINT OF VIEW

Litigator Lynne Hermle '81 discusses career highlights, including her sensational victory in *Pao v. Kleiner Perkins*.

48 | Your Class Notes

WHAT'S NEW WITH YOUR UC HASTINGS COLLEAGUES AND CLASSMATES.

> classnotes@uchastings.edu

welcome



Dear Alumni and Friends,

Everything we do depends on the rule of law. It is what makes the United States the city upon a hill, beckoning to the world over, offering freedom and opportunity.

Look at China. Specifically, observe what happens when a Chinese citizen who is ambitious and intelligent makes some money. I do not mean he or she becomes superrich. I mean he or she attains a middle-class status comparable to that of the average American.

The Chinese invest in the United States. They put their newfound wealth in American bonds, American stocks, and American real estate. They do so on a staggering scale that plays into the fears of “Yellow Peril.” More to the point, they transfer assets to the United States (including human capital in the form of

children to be educated), notwithstanding the relative growth rates of the two nations. That is, they prefer the United States with its more modest returns.

I submit that a key reason is law. In American Treasury bills, companies, land, or even plain bank deposits, the ordinary person can have confidence that whatever partisan political changes take place, and despite government shutdowns, there is an extraordinarily high likelihood that nobody will steal one’s possessions. An infrastructure has been built to ensure that, imperfect though it may be. In China, there are not similar guarantees.

Our alumni, faculty, and staff—and soon enough, our students—play a role in implementing the rule of law. Lawyers, judges, and policymakers are needed to apply the abstractions that constitute “the law.” We in the academy have the privilege to train people to take up these responsibilities. We also advance the development of the doctrines they learn.

Sincerely,

Frank H. Wu
Chancellor & Dean



UC Hastings College of the Law

Chancellor & Dean | Frank H. Wu

Provost & Academic Dean |

Elizabeth L. Hillman

Director of Communications & Public Affairs | Alex A.G. Shapiro

Editorial Director | Jessica Kraft

Senior Communications Writer |
Ami Dodson

Photography | Jim Block

Design and Production | DCP

Board of Directors

Thomas Gede '81, Chair

Carl W. “Chip” Robertson '98, Vice Chair

Donald Bradley '68

Tina Combs '88

Maureen Corcoran '79

Marci Dragun '86

Carin T. Fujisaki '85

Claes H. Lewenhaupt '89

Mary Noel Pepys '78

Bruce L. Simon '80

Sandra Thompson '01

Contact Us

Alumni Center

University of California

Hastings College of the Law

200 McAllister Street

San Francisco, CA 94102

415.565.4615

alumni@uchastings.edu

www.uchastings.edu

Send changes of address to
updates@uchastings.edu.

Please submit your class notes at
classnotes@uchastings.edu.

UC Hastings is published by the
University of California Hastings
College of the Law. ©2015

All rights reserved.

If you prefer to opt out of receiving
UC Hastings magazine by mail, email
updates@uchastings.edu or visit
uchastings.edu/alumni-contact.

Any reference or depiction of a commercial
product does not constitute or imply an
endorsement by UC Hastings of the product
or its provider or producer.



Actor George Takei (left and above with Chancellor & Dean Frank H. Wu) headlined the UC Hastings 134th Commencement on Sunday, May 10, 2015. “You will now begin a new life with all of the knowledge that you gathered from your three years here at UC Hastings. You will be prepped for a host of esoteric legal questions, usually in emails from distant relatives,” he joked.





SOCIAL MEDIA BUZZ

UC HASTINGS KEEPS STUDENTS, SUPPORTERS, ALUMNI, AND FRIENDS UP TO DATE WITH THE HELP OF SOCIAL MEDIA. BE SURE TO FOLLOW US ONLINE ON [f](#) [t](#) [i](#) [in](#) [g+](#). IN THE MEANTIME, CHECK OUT SOME OF OUR FAVORITE RECENT POSTS.



@UCHASTINGSLAW, MAY 30, 2015

Welcome to the team, @AaronBelkin! We are thrilled to announce that the acclaimed #LGBTQ scholar has joined the #UCHastings faculty.



@UCHASTINGSLAW,
APRIL 29, 2015

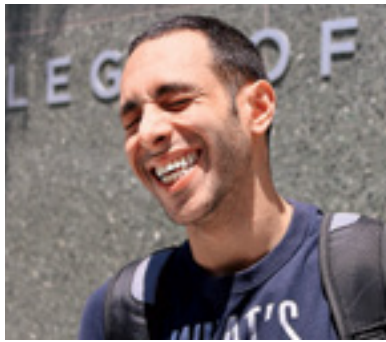
#TBT Remembering U.S. Supreme Court Justice Ruth Bader Ginsburg's visit to UC Hastings for the Legally Speaking interview series. <http://bit.ly/1HfuvF8>



@UCHSCHOLAR, JUNE 18, 2015

Professor Reuel Schiller weighs in on the recent Uber ruling: "What the public is going to find out is whether there's milk in those bottles. Is the product actually better if it has to play on a level field?" <http://buff.ly/1CfBdsA>





@UCHASTINGSLAW, JUNE 4, 2015

The #humansofuchastings speak out. "The more order we have, the more regulation we have; that is the key to success in a community."



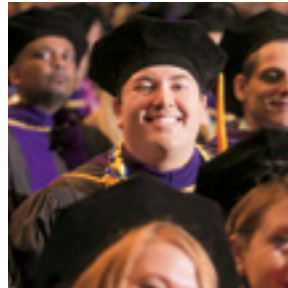
@UCHASTINGSLAW, MAY 15, 2015

Check out what Professor Ahmed Ghappour has to say about the unique way @USPS "tracked" down a drug dealer. "What's most bizarre about this case is the tip-off by algorithm." <http://ars.to/1e5HB0e>



@UCHASTINGSLAW, MAY 15, 2015

Congratulations to the class of #UCH15! We wish you all the best on your next step forward. Don't miss @GeorgeTakei's inspiring commencement address. <http://bit.ly/1TotKRO>



@UCHASTINGSLAW, APRIL 30, 2015

A shout-out to 2Ls Justin Globerson (above) and Stacy Kowalski, who respectively received the Squire Patton Boggs Fellowship and the AT&T Pro Bono Award for their work in immigration law.



@UCHASTINGSLAW, JUNE 24, 2015

"We love donuts!" Students prepping for the July 2015 State Bar Exam had the chance to grab a quick morning snack courtesy of Student Services. #Everythingisbetterwithdonuts #Youcandothis





RETHINKING THE AIRBNB LAW

Joseph Tobener '99 wants to maximize affordable housing in San Francisco by making it tougher for homeowners to turn their properties into short-term rentals

San Francisco is in the midst of a historic housing crisis. Longtime residents and low-wage workers are being priced out of the city by an influx of young, high-paid tech workers. At the same time, landlords are increasingly offering lucrative short-term rentals, and some companies are reaping the profits as a result. At the heart of this issue are online hosting platforms like Airbnb and Vacation Rentals by Owner (VRBO), which make it easy for homeowners to replace long-term tenants with per-night rentals. The sites are growing in popularity: Airbnb, for example, is currently valued at more than \$2 billion.

“Cities around the world are dealing with similar issues,” said **Joseph Tobener ’99**, founder of the Tobener Law Center, a leading tenants’ rights practice in San Francisco. “They are looking to see how San Francisco handles this, especially since this is Airbnb’s backyard.”

Tobener, who credits his time in the UC Hastings Public Interest Law Clinic for guiding his interest in city issues, has long been concerned with the effects that hosting platforms have on the rental market. He estimates that short-term rentals have removed up to 4,000 long-term rental units from the local housing market because per-night rentals earn more for the landlords than long-term rentals.

City law currently regulates short-term rentals, but Tobener says it has no capacity

to enforce these regulations. “Without enforcement, there are no legs to the current legislation,” he said of what is now known as the Airbnb law, which was introduced in 2014 by then Board of Supervisors President David Chiu, who is now a California state assemblyman.

Now, a new ballot initiative—set for the November elections—looks to dramatically amend Chiu’s legislation. Tobener was instrumental in drafting the enforcement section of the proposed ballot initiative, which would cap the number of nights people can rent their homes at 75 per year. After that, penalties would accrue. The ballot initiative would allow the city, a nonprofit (such as the San Francisco Tenants Union, which Tobener represents), or a neighbor within 100 feet of the short-term rental property to pursue “special damages”—basically, to sue the homeowner for \$250 to \$1000 for every night rented that exceeds the approved 75 per year. One of the most contentious parts of the proposed legislation is that it would compel platforms like Airbnb to hand over information to the city so it could monitor how often a person rents out his or her unit. And if a hosting platform allows a person to rent more than 75 days in a year, the company itself can be fined.

“My hope is that people will only do Airbnb for 75 days a year,” Tobener said. “All I want is to return units to the affordable housing stock.”

“Cities around the world are dealing with similar issues. They are looking to see how San Francisco handles this, especially since this is Airbnb’s backyard.” —JOSEPH TOBENER ’99

JEFF ADACHI '85 EXPLAINS U.S. PLEA BARGAINING TO JAPANESE ATTORNEYS

In a recent lecture, the San Francisco public defender discussed the pros and cons of the U.S. system



From left: Professor Setsuo Miyazawa; Jeff Adachi '85; Hiroshi Shidehara, chair of JFBA's Criminal Defense Center; attorney Satoru Shinomiya.

On May 22, San Francisco Public Defender **Jeff Adachi '85** delivered an address to the Japan Federation of Bar Associations (JFBA), in Tokyo, on how plea bargaining functions in the United States. The JFBA, which is the national association of practicing attorneys, invited Adachi to speak on this topic because the Japanese government recently proposed a bill to introduce plea bargaining into its legal system.

The bill proposes that a defendant will get lenient treatment in return for providing investigators with incriminating information about a third person; both prosecutors and police would be allowed to bargain.

The bill also proposes introducing video recording of interrogations in a limited range of cases. Since the bill's passage is very likely, Japanese defense lawyers wanted to learn what problems they should anticipate and how best to prepare for them.

Adachi delivered his lecture, "Plea Bargaining in the United States: Its Reality and Problems Seen From the Perspective of a Defense Lawyer," to some 50 lawyers and law professors, and it was televised to local bar associations through JFBA's network. Professor **Setsuo Miyazawa**, senior director of the East Asian Legal Studies Program at UC Hastings, served as the interpreter.



In his office, Hector Chinchilla '86 displays paintings he buys in El Salvador as a way of providing direct assistance to the artists and their families.

SMALL FIRM, BIG IMPACT

HECTOR CHINCHILLA '86 OPENED A COMMUNITY-BASED PRACTICE IN THE MISSION DISTRICT, A NEIGHBORHOOD DEAR TO HIS HEART

After graduating from UC Hastings, **Hector Chinchilla '86** had a successful career as an attorney at Crosby Heafey Roach & May in Oakland. But it wasn't until he opened his small firm in San Francisco's Mission District that he felt he was fulfilling his passion.

The new firm, Chinchilla & Associates, is a community-based practice focusing on civil litigation, immigration, real estate, and estate planning law. Born and raised in the Mission District by parents native to El Salvador, Chinchilla was constantly exposed to the injustices that were experienced by immigrant populations, specifically the Latino community.

"Growing up in the Mission, I witnessed a lot of inequalities; I saw and still see a lot of people's rights being trampled on by others. That is why I am here, because the people need these types of services

from someone who is a part of their community," said Chinchilla, who speaks fluent Spanish.

Chinchilla hopes his practice will not only provide legal representation to the Mission community but also will educate the underrepresented population on their rights and how to comply with various legal regulations. Chinchilla says this is especially important for small-business owners who are uninformed or choose to ignore important minimum wage requirements and other regulations needed to run a legal and profitable business.

Chinchilla also says a large part of his work is helping tenants and residents fight for due process, a civil right often denied to many people within his community.

"With this new firm, a lot of my work will be helping people fight for these rights," said Chinchilla. "That is what I came back to the Mission District to do."

OPENING TECH'S DOORS TO WOMEN OF COLOR

An innovative partnership between the UC Hastings Startup Legal Garage and the pioneering nonprofit Black Girls Code is a win-win for all participants

When Kimberly Bryant founded Black Girls Code four years ago, her vision was clear: She wanted to get more women of color into the technology sector by offering free programming classes. The organization took off, sponsoring boot camps and hackathons across the country, but its legal structure was a mess. "It's hard to afford lawyers these days,"

said **Alice Armitage**, head of the UC Hastings Startup Legal Garage, especially for a new nonprofit like Black Girls Code. So the two teamed up. The Startup Legal Garage would provide Bryant free legal help; Bryant would give UC Hastings students a chance to roll up their sleeves.

For **Shaila Nathu '15**, working with Black Girls Code was a way to explore her interest in intellectual property law through real-world work with top lawyers in her field. Nathu spent her last year of school partnered with supervising attorney and UC Hastings alumnus **Peter Burns '00** from tech law giant Cooley. Nathu and her mentor worked with Bryant to assess the startup's legal needs, then got to work drafting privacy and terms of use policies, along with photo and video releases. "It's important to get those skills and learn to navigate work with a firm," Nathu said, adding that knowing the ropes is especially valuable since it's precisely the work most first-year associates do at corporate firms.

The program brings benefits to everyone involved. Burns remarked that associates at his firm had the valuable opportunity to give Nathu advice not just on legal tasks, but also on topics such as life at a big law firm and networking tactics.

"It has been a pleasure working with the Startup Legal Garage and Black Girls Code," Burns said. "It provided several of our attorneys with an opportunity to do interesting work, help an exciting entrepreneurial client, and mentor the next generation of lawyers."



From left: Alice Armitage of the Startup Legal Garage, Kimberly Bryant of Black Girls Code, and Peter Burns '00 of Cooley.

What if you could ride a bicycle but never have to deal with cars, hills, and potholes? Sound good? Better yet: You don't even need to know how to ride a bike.

The new S1 bicycle from Schiller Bikes, which sits on two pontoons, is designed to be operated on water. Like a regular bicycle, it is equipped with handlebars and pedals, but instead of turning wheels, the pedals spin an underwater propeller.

"It's the ultimate bike for a blue planet," said **Judah Schiller '02**, the brains behind the Mill Valley-based company. "It's a fun, serene ride and a great workout. And with a catamaran configuration, the S1 is incredibly stable and easy for anyone to get on and ride away."

With a \$4,500 price tag, the S1 would seem to have a limited market, but Schiller said his company is filling orders around the globe. Increasingly, he said, commuters are using the S1 to get to work, bypassing rush-hour bridge and tunnel traffic.

Though he no longer practices law—he did a stint as a corporate lawyer and found it was not for him—Schiller credits his time at UC Hastings with preparing him for an entrepreneurial life. "My law background has been an enormous asset," he said. "The critical thinking skills I gained in law school have helped me in this venture."

"It might have seemed like a crazy notion at first," he added, "but on a planet that is two-thirds water, the time had come for a revolution in cycling."

AFTER THE LAW

Riding the Waves

A SEAWORTHY BIKE FROM **JUDAH SCHILLER '02**
TAKES CYCLISTS INTO THE BLUE BEYOND



"On a planet that is two-thirds water, the time had come for a revolution in cycling." —JUDAH SCHILLER '02

Rapid-Fire Connections

SPEED NETWORKING INTRODUCES DIVERSE STUDENTS TO PRACTICING ATTORNEYS



On April 8, 2015, UC Hastings hosted an evening of diversity speed networking organized by the Bay Area Legal Recruitment Association (BALRA). At this event, over 45 Bay Area first-year law students who self-identified as diverse (in terms of racial, religious, sexual orientation, gender, disability, or socioeconomic categories) connected with over 30 law firm and in-house attorneys.

Not unlike speed dating, speed networking allows for brief encounters among many different participants so that common interests and promising opportunities can surface.

“As a first-generation professional and woman of color, I am proud to be part of a great team at BALRA to promote diversity and inclusion in the legal profession,” said **Samorn Selim**, associate director for the graduate class and co-chair of the BALRA Diversity Committee. “I still remember how nerve wracking it was as a student to connect with attorneys and am glad that BALRA continues its commitment to make this more accessible to diverse students.”





FINDING A NEW “HAPPILY EVER AFTER”

MARIROSE PICIUCCO '88 AND THE RING PROJECT

When her 20-year marriage ended in 2010, **Marirose Piciucco '88** decided her diamond engagement ring just didn't have the same meaning anymore. She resolved to give it a new happily ever after by donating it to a good cause. Never one for half measures, Piciucco threw herself into finding a cause to which she could commit the ring—and herself.

Piciucco, whose legal career focused on asylum and deportation issues, including gender-based violence and Violence Against Women Act cases, had been concerned about the plight of women terrorized by conflict, particularly in Central Africa and the Congo. She had been studying the issue and even saw *Ruined*—the Pulitzer Prize-winning play about women raped and mutilated during Congo's horrific civil war—three times.

Then one night at 2 a.m., it came to her. “I decided to connect this story of divorced women like me to women in the Congo,” said Piciucco. “Women in many countries, especially in the Congo, are left behind when it comes to education and opportunities to help bring peace to their countries.” Piciucco also wanted to bring justice full circle “by figuratively returning the diamonds to their rightful owners”—the “amazing women” of one of the world's largest diamond-producing countries.

That was the birth of The Ring Project, under the slogan: “Diamond rings repurposed for good.” Still in its infancy, the project has so far received 11 rings. Donated jewelry will be independently appraised and



sold through participating jewelers, who will explain to buyers that what they pay for the ring will help deserving women and girls in the Congo.

Piciucco, co-owner of Muffin Revolution, a wholesale paleo baking company, and Amanda Robinson, her Ring Project partner, plan to support three causes in the Congo:

- In partnership with *Dynamique des Femmes Juristes*, a group of female Congolese attorneys, Piciucco and Robinson will give scholarships to women who want to go to law school to help Congolese women victimized by sexual violence navigate their nation's legal system.
- They will help the Fallen Rangers project in Virunga National Park provide education to daughters of Congolese park rangers who have died on the job, often murdered by poachers or soldiers.
- The project will also support Marie Rose Shakalili, coordinator of *Actions des Femmes Africaines Solidaires pour le développement*. Shakalili goes into Bukavu-area precious metal and mineral mines to help women miners or miner wives avoid sexual exploitation.

To learn more, visit www.theringproject.org.

CREATING COMMUNITY

Rey Orillo-Alden and 2L Isaac Jackson are Rummel winners



Rey Orillo-Alden



2L Isaac Jackson

Rey Orillo-Alden was recognized with the 2015 Rummel Award, an annual acknowledgment of a staff member who has gone above and beyond in service to UC Hastings. Chancellor & Dean Frank H. Wu noted that Orillo-Alden stood out among the nominees for her dedication and positive spirit.

As Director of Donor Relations and Stewardship, Orillo-Alden coordinates more than 60 events a year, including dinners with the chancellor, the gala, the annual reunion, and receptions across the country.

Orillo-Alden has been at UC Hastings since 2002, first as recruitment manager/human resources specialist, then as event planner/manager for the Alumni Center, before stepping into her current position this year. "Rey has done an incredible job of creating community at UC Hastings," said **Alex A.G. Shapiro**, acting assistant dean of institutional advancement. "Her spirit lights up everything she touches."

Born and raised in Hawaii, Orillo-Alden earned a master's degree in counseling at San Francisco State and worked as a middle school counselor before switching to human resources. Event planning was a natural next step for her, one that drew on her past experience as banquet captain at a country club.

Among Orillo-Alden's goals in her new position is enhancing the donor relations program. "We have more than 20,000 alumni all over the world," she said. "I want all of our alumni and donors to share their UC Hastings opportunity stories with each other. Every story matters. Everyone has something to give back."

2L Isaac Jackson Receives Rummel Scholarship

This year's Rummel Scholarship of \$3,000 was awarded to **2L Isaac Jackson** in recognition of his outstanding academic achievements and involvement

in the UC Hastings community.

Jackson grew up in San Diego and moved north to attend UC Berkeley, where he pursued a double major in political science and rhetoric. With plans to specialize in criminal law, he recently completed a summer internship with the San Mateo County District Attorney's Office.

In addition, Jackson is president of the Legal Eagles Running Club and co-president of UC Hastings Legal Notes, an a cappella singing ensemble; he also served as a gala chair for the UC Hastings Public Interest Law Foundation. "It's nice to have something other than law in your life," he said. "Balance is important."

THE RUMMEL LEGACY

The Rummel Award and Scholarship were created in memory of **Charles A. Rummel '31** and his wife, Jane. Rummel was a founding member of the UC Hastings Foundation, formerly known as the 1066 Foundation.

BACK TO REALITY

Hali Ford '15 used skills acquired at UC Hastings in her quest to outlast, outwit, and outplay on the hit CBS TV show *Survivor*

The path through law school has been more of a life-or-death adventure for Hali Ford '15 than for many of her UC Hastings classmates. That's because Ford, 25, took a semester off to go to San Juan del Sur, Nicaragua, to compete on *Survivor 30: Worlds Apart*.

"You get a handful of rice per day, and then you eat whatever you can kill," she said, when asked to describe the greatest challenges of her experience. "Or you eat things you find dead, for better or worse." Example: Ford found a dead octopus, which she and her team boiled and ate. "We had no idea how long ago it had died. It could have been really toxic, but fortunately, it was pretty good."

Well-honed survival instincts are critical for contestants in this long-running reality show, in which 18 people vie for a prize of \$1 million. Ford, who stays in peak condition practicing jujitsu and surfing, endured 22 days of physically and mentally demanding competitions before becoming the eighth person voted off the show. "It's like preparing for a trial for three weeks," Ford said. "It's that level of stress and strain."

Ford, who grew up in Knoxville, Tenn., credits UC Hastings for helping to prepare her for the various interpersonal alliances and rivalries that come with competing on the show. "*Survivor* is all about probabilities and your position at any moment," she said. "Law school teaches you how to juggle a lot of factors at once and how to negotiate and balance a case. The analytical framework I built in law school helped me to assess the game."



Now, back at UC Hastings for her final semester, Ford said she is excited to begin working with the Office of the Marin County Public Defender, as part of the UC Hastings Criminal Practice Clinic.

"It's not going to be easy, but it's what I've always wanted to do," Ford said. "I've always wanted to do real work for real people on real cases."

And if anyone knows the real deal, it's this reality show veteran.

EXPANDED OPTIONS FOR JOINT JD/MBA DEGREES

UC HASTINGS AND UC DAVIS
GSM WILL TRAIN MORE
SOPHISTICATED LAWYERS
AND BUSINESSPEOPLE WITH
THE POTENTIAL TO FIND
SUCCESS IN NUMEROUS
ARENAS

UC Hastings has recently expanded its JD/MBA degree offerings to give more options to students interested in earning the two degrees. Beginning with the 2015–2016 academic year, UC Hastings students may participate in a joint degree arrangement with the UC Davis Graduate School of Management (GSM), which is ranked in the top 50 business schools in the country, according to *U.S. News & World Report*.

This program is the third concurrent JD/MBA that UC Hastings offers; the law school has had a joint degree program with UC Berkeley Haas School of Business since the mid-1970s and one with Presidio Graduate School since 2014. These programs, which are coordinated by Professor **Morris A. Ratner**, enable students to earn the JD and the MBA in less time than it would take to earn them sequentially.

The JD and MBA degrees are complementary: Lawyers provide legal services that require an understanding of business principles, and they also need business skills to start and manage law practices. As



part of the regular law school curriculum, UC Hastings provides a solid foundation for practice in business settings and for starting or running a law firm. Students can take, among other courses, financial basics for lawyers, doctrinal and clinical courses that emphasize business law and skills, and a seminar on the business of law practice.

However, some students may wish to obtain an MBA in addition to the JD. The students who are most attracted to JD/MBA programs tend to pursue one of three career paths: law firm practice in specialized and complex sectors of business; in-house positions involving both legal and management duties; and nonlegal business jobs, in which the JD is helpful but the MBA is more essential. Some law students express an interest in an MBA degree in anticipation of running legal businesses, from disruptive startups to traditional firms.

For more information, visit www.uchastings.edu/academics/education/JD-MBAProgram/index.php.

Rohini Mohan holds an MBA in international business from the prestigious Indian Institute of Foreign Trade and has been managing supply chains in India, Belgium, Canada, and the United States for 21 years.

In her seven years at Chevron in the U.S., Mohan worked her way up from category manager to contract process adviser. But now she wants to master contract law so that she can negotiate complicated contracts, be more effective at her job, and share her expertise as a volunteer for nonprofits. But she doesn't want to be a lawyer.

Created for health and science professionals to learn law related to their fields, the UC Hastings Master of Studies in Law (MSL) program added a business and technology track in 2013. It was just what Mohan was looking for. "If your job has anything to do with the law, this is an indispensable course of study," said Mohan. "The program is helping me learn to think like a lawyer."

The one-year, 28-unit program is made up of JD classes and is customizable, which appeals to busy professionals like Mohan. An optional MSL-specific seminar is available during the second semester.

Professor **Jeffrey Lefstin**, the faculty adviser for the MSL program, says that mainstreaming the master's students with JD students is most effective for learning.

"Being in the classroom with lawyers-in-training is invaluable for our MSL students," said Lefstin. "If you're going to interact with legal professionals, you need to learn how to communicate with them."

Business and Tech Students Learn to Think Like Lawyers

MASTER OF STUDIES IN LAW PROGRAM OFFERS A CUSTOMIZED, FLEXIBLE EDUCATION FOR BUSY PROFESSIONALS



"If your job has anything to do with the law, this is an indispensable course of study." —ROHINI MOHAN

TRANSLATING TRANSACTIONAL LAW INTO ECONOMIC EMPOWERMENT

Professor Alina Ball animates the Social Enterprise Clinic



◀ Professor Alina Ball (in red) with 3L Paris Hayes, catching butterflies with students from an Oakland preschool, one of the clinic's clients.

Alina Ball's energy and passion for practicing law for the greater good are the engine behind the UC Hastings Social Enterprise and Economic Empowerment Clinic. Just an idea two years ago, today the clinic has an impressive client list and students lining up to get in.

And for good reason. Ball offers students the opportunity to practice what they learn in their law classes, which at the time may have had little practical use.

"It's this process of taking something you knew and applying it to a new area of law," Ball said. "It makes for a much more meaningful learning experience."

The clinic provides *pro bono* corporate and transactional legal representation to nonprofits and small businesses with a social bent. So for example, the students have helped a nonprofit bilingual preschool in Oakland with regulations and compliance issues, and they've assisted a free health clinic

with its revenue-generating arm in seeking reimbursement for services through the Affordable Care Act.

"The students are the lead with regard to our legal team," said Ball, who guides them in the process.

"As law clerks in the clinic, we are empowered to think critically and develop our own legal strategies, which are then strengthened and refined by Professor Ball," explained 3L Paris Hayes.

The clinic's clients have been particularly interested in knowing more about California's new entities: the social purpose corporation and the benefit corporation. These entities go beyond the traditional LLC or C corporation designation, and can provide a unique benefit to social enterprises, Ball said.

Though there are no tax benefits to changing to one of the new corporate entities, there may be structural or fundraising advantages when seeking investors. While most investors focus only on return for their money, impact

investors looking for more than just financial gains may get assurances from the corporation structure that social impact is embedded in the company mission, Ball said.

For example, the owner of the bilingual preschool may currently have 100 percent ownership control, but over time, as she accepts investors, her stake may shrink, leaving her with maybe 30 percent of the business. She would no longer have majority control, and the original mission could get lost in the process, Ball said.

But under a social purpose or benefit corporation, the original social mission of the founding owners becomes part of the legal framework of the business.

“That mission that is so important to this founding owner will remain intact over the life of the company,” Ball said.

Ball’s educational path forged her interest in social justice. After her undergraduate at Wellesley, she returned to her native California to study law at UCLA. While there, she participated in the Critical Race Studies Program.

“I practiced for a few years, working with big clients,” Ball said. “But I really wanted to do social justice work. I knew I needed to find something else.”

That something, she soon realized, was to pursue a career in clinical teaching. Ball was living in Washington, D.C., at the time and decided that if she was going to become a professor, she needed hands-on experience. She received

a Harrison Institute for Housing and Community Development Graduate Teaching Fellowship at Georgetown University Law Center, and focused on affordable housing transactions. She had done various debt transactions while at Morrison & Foerster in San Francisco and Washington, D.C., so she had a solid foundation to build on. The fellowship helped her explore whether she’d like teaching. She loved it.

About the same time that Ball was completing her fellowship,



I don't know many other law schools where this would be a hot commodity. Students here are aware of the larger world, and they have questions. They have the opportunity to help with the injustices they see.”

UC Hastings was in the process of developing what is now the Social Enterprise and Economic Empowerment Clinic. It was perfect timing: Ball had the experience and knowledge to step into the job and build a program.

“The clinic definitely makes us unique,” Ball said. “We are so purposeful and intentional in our interests. You won’t get this anywhere else.”

Ball attributes the program’s success to the unique qualities of UC Hastings students. They travel through the Tenderloin district daily, so they are aware of the social disparities, and they are eager to learn practical applications of the law.

“I don’t know many other law schools where this would be a hot commodity. Students here are aware of the larger world, and they have questions,” Ball said. “They have the opportunity to help with the injustices they see.”

But even those who do not plan on a future in social impact law benefit from applying the law they’ve learned from a textbook to real situations, Ball said. And Ball uses the opportunity to impart to her students that practicing the law carries responsibility, and that law carries power.

Ball has been impressed by what she sees as students’ interest in having a positive impact on the community, which has contributed to the clinic’s success. “The students here are interested in being relevant,” Ball said. “I couldn’t have picked a better place to land.”



Crimmigration Law Expert

PROFESSOR EVAN LEE EXAMINES HOW FEDERAL COURTS VIEW STATE CONVICTIONS IN CRIMINAL AND IMMIGRATION LAW CASES

The length of federal prison sentences and the number of deportations are both soaring, and there is a common reason: They both are triggered largely by the existence of prior convictions. In fact, the pervasive intermingling of criminal law and immigration has even spawned a new term: “crimmigration.” Given the draconian effects involved, a great deal depends on which prior convictions qualify. But that matching process has become incredibly complicated.

Professor Lee will be teaching a Crimmigration Law seminar in Spring 2015. An expert in federal courts, he believes more attention should be given to the byzantine technical issues courts face in determining which state convictions qualify for federal sentencing enhancements or deportation.

Because state and federal statutes for drugs and violent offenses often differ, courts must decide whether to delve into the facts of an individual case (known as a modified categorical approach) or blind themselves to those facts (a categorical approach) to decide whether to count a conviction as a strike.

“It seems esoteric, but it has powerful real-world



consequences,” said Lee. “With the federal three-strikes statute, you get a mandatory minimum sentence of 15 years.” For a defendant, the court’s approach can mean a difference of years, even decades, in prison.

Lee cites the example of the U.S. Supreme Court ruling in *Descamps v. United States*, in which the fate of the defendant, Michael Descamps, rested on whether a California burglary conviction could be counted as his third strike. Federal law considers burglary a felony only if it involves unlawful entry, but California law does not require the state to prove unlawful entry in order to convict someone of burglary.

The Ninth Circuit applied a modified categorical approach and decided that Descamps had committed an unlawful entry, making his conviction a violent felony under federal law. The court affirmed a 15-year sentence.

But the U.S. Supreme Court rejected this approach, declaring that courts could not “unlock the facts” and examine documents from past convictions. The California conviction could not be counted as a violent felony, meaning the three-strikes law did not apply.

Though *Descamps* was a criminal case, it has broad implications for immigration cases, especially those in which green card holders are deported because of state convictions.

“In most cases, if the government can unlock the facts, the person gets deported; if the government can’t unlock the facts, the person doesn’t,” Lee said. “There are a lot of inconsistencies, and people in similar situations are being treated very differently.” Through his scholarship, Lee hopes to sketch out a framework for administering a categorical approach that can guide courts in both federal sentencing and immigration.



In most cases, if the government can unlock the facts, the person gets deported; if the government can’t unlock the facts, the person doesn’t.”

Harnessing Lawyers' Financial Self-Interest

PROFESSOR MORRIS RATNER CHALLENGES CLASS ACTION FEE AND COST AWARD ORTHODOXY

Professor Morris Ratner's recent scholarship explores how lawyers' financial self-interest can be better harnessed in class actions to inspire the right level and quality of private enforcement of the law, which he characterizes as an access to justice issue. Pay lawyers too little or without regard to the agency cost problems any fee formula may generate, and they won't file otherwise meritorious cases, or may underinvest in and prematurely settle the cases they do file, he argues.

In two articles, Ratner explores the mismatch between the way courts reward lawyers in class actions for investing their professional time and for advancing the litigation costs needed to pursue such actions. Time investment is capable of generating a direct profit through the lawyer's hourly rate and any multiplier on it. Cost investment (e.g., disbursements to third parties such as expert witnesses), on the other hand, is always merely reimbursed in class actions. This creates an incentive for lawyers to choose time-intensive approaches over cost-intensive ones, even when that choice may not be in the clients' best interests and can lead to inefficiencies more broadly.

In "Profit for Costs," an article published in 2014 in the Clifford Symposium issue of the *DePaul Law Review*, Ratner and his co-author, Harvard Law Professor William Rubenstein, examine the theoretical and policy arguments in favor of rewarding class action lawyers' time and cost investment more equally. In a 2015 article in the *Georgetown Journal of Legal Ethics* titled "Class Counsel as Litigation Funders," Ratner argues that ethics rules that have been traditionally read to bar the award of interest or profits on costs incurred to prosecute class actions fail to recognize the vital role that entrepreneurial class counsel play in funding private enforcement of law. Together, the two articles shake the foundation of current class action fee and cost award doctrine.



Pay lawyers without regard to the agency cost problems any fee formula may generate, and they won't file otherwise meritorious cases."

Liberalism in Crisis

IN HIS NEW BOOK, PROFESSOR AND ASSOCIATE DEAN FOR RESEARCH REUEL SCHILLER EXPLORES THE ROOTS OF POSTWAR LIBERALISM'S BREAKDOWN

Just after Thanksgiving of 1943, 800 workers went on strike outside the gates of Marinship Corporation, a World War II shipbuilder in Sausalito. While labor activism was hardly uncommon in the Bay Area, this strike was unusual because the workers weren't striking against management but against their union, the International Brotherhood of Boilermakers. And the workers were all African American.

The strike and ensuing California Supreme Court case, *James v. Marinship*, is one of five compelling stories Professor and Associate Dean for Research Reuel Schiller vividly recounts in *Forging Rivals: Race, Class, Law, and the Collapse of Postwar Liberalism* (Cambridge University Press, March 2015). The events he features, which took place in the Bay Area between 1944 and 1975, illustrate how the conflict between postwar liberalism's goals of economic and racial egalitarianism shattered liberalism by the end of the 20th century.

In the *Marinship* case, Local 6 of the Boilermakers' union forced African American workers to join segregated union auxiliaries, which provided them with considerably less job security than their white co-workers. Represented by future U.S. Supreme Court Justice Thurgood Marshall, the workers fought and won a ruling that the union had to offer equal membership to African Americans.

“

Issues of white poverty are all but absent from the political dialogue, and discussions of racial inequality all too often elide its pernicious economic component.”



But when mass layoffs came at the end of the war, African Americans, lacking seniority, were the first to go. “Technically, the union was integrated, but there were very few black people left in it,” Schiller said. “That led to increasing awareness in the African American community that you had to have affirmative remedies to employment discrimination. Yet those remedies were vehemently opposed by white union members.”

Ultimately, conflicts like these destroyed the alliance between labor and civil rights groups, and led the Democratic Party to deprioritize its commitment to economic equality as white working class voters fled the party. Thus, since the 1970s, there has been no party focused on fighting economic inequality. “And that’s when the income gap appeared,” Schiller observed.

Now, discussions of economic inequality are rare in U.S. politics, Schiller said. “Issues of white poverty are all but absent from the political dialogue, and discussions of racial inequality all too often elide its pernicious economic component.” By casting a light on the historical story of how this issue disappeared from American’s political dialogue, Schiller hopes to help bring it back to the center of our national discussion of inequality.

Tackling Workplace Gender Bias From All Angles

PROFESSOR JOAN C. WILLIAMS ADDS NEW SCHOLARSHIP ON WORK-LIFE BALANCE AND GENDER DISCRIMINATION ISSUES TO HER ALREADY FORMIDABLE BODY OF WORK

Perhaps one reason Distinguished Professor Joan C. Williams was once described by *The New York Times* as having “something approaching rock star status” is that she is a profoundly interdisciplinary scholar. The founding director of the Center for WorkLife Law and chair of the UC Hastings Foundation, Williams has authored more than 95 academic articles and book chapters, as well as eight books, on topics that span fields as diverse as law, psychology, and sociology.

Most recently, Williams co-authored “Beyond Work-Family Integration,” which will be published in the *Annual Review of Psychology*. The piece includes a review of existing literature on work-family conflict and plots a path for future research: Specifically, it calls for an examination into the psychological processes that have prevented the workplace from adapting to changing worker demographics.

She also co-authored “Double Jeopardy: Gender Bias Against Women of Color in Science,” which has received over 28,000



This article is the first comprehensive review of how many firms have hard-baked work-life balance into the business model.”



shares on social media and has been widely cited in the press. The result of interviews with 60 women scientists and a survey of hundreds of others, the report examines how the experience of gender bias in the STEM fields (science, technology, engineering, and mathematics) differs according to race. Williams and her co-authors found, for example, that Asian American women scientists are much more likely to report pressure to behave in feminine ways. White women, on the other hand, experience more pressure to cut back their work hours after having children. And African American scientists are considerably more likely than other women to be forced to prove their competence.

In addition, Williams has another important new article, “Disruptive Innovation: New Models of Legal Practice,” forthcoming in the *Hastings Law Journal*. “This article is the first comprehensive review of how many firms have hard-baked work-life balance into the business model,” she said. For example, one firm provides legal services in return for a monthly subscription fee, enabling its attorneys to work in a sophisticated legal practice but on an 8 a.m. to 5 p.m. weekday schedule with three weeks of vacation per year.

These recent reports were “three of the hardest projects I’ve ever worked on,” said Williams, who received the UC Hastings Visionary Award in 2013. Working closely with social scientists and a wide range of participating companies, Williams has focused her latest scholarship on the critical need for organizations to build a new model to address gender bias.

CROSSING THE PACIFIC

■ Professor Setsuo Miyazawa brings an interdisciplinary and humanistic focus to the study of East Asian law

Professor Setsuo Miyazawa has always been motivated by his deep passion to improve the legal system in his home country of Japan and to expand international understanding of East Asian law.

Leadership has come naturally to Miyazawa since childhood, and his interest in governing led him to pursue studies in political science at Hokkaido University in Sapporo, Japan. But a chance occurrence—his undergraduate professor slated to teach a political science seminar became ill—led Miyazawa to take a criminal law seminar instead. He excelled and found his calling, eventually blending his political science interest with legal reform studies.

The result: Miyazawa has spent almost 50 years examining Japan's criminal investigation procedure, legal training system, and practice of international corporate law. He has also been influential in setting up graduate law programs in Japan and South Korea, where students traditionally earned undergraduate law degrees.

Most recently, Miyazawa co-founded the Collaborative Research Network on East Asian Law and Society, which is now the largest such group in the Law



and Society Association (LSA). It allows East Asian scholars to share their research findings and interact with other scholars at annual LSA meetings. His achievements were recognized in 2014 when he received the LSA's International Prize. Miyazawa also recently became senior director of the newly created East Asian Legal Studies Program at UC Hastings.

"I have to see to it that these organizations I establish will grow to have firmer foundations and younger members will inherit my leadership. I would like to be remembered as a scholar who built organizations that bridge Asia and the U.S. in the field of legal and sociolegal studies," Miyazawa said. "I want to provide students with a basic understanding of the main aspects of the contemporary Japanese legal system so that they will be able to give intelligent advice to their clients with an understanding of differences and similarities between the Japanese and U.S. systems."

Miyazawa began his professional career in 1972 as a research associate at Hokkaido University, completing an empirical study of police detectives, who are the gateway into the Japanese criminal justice system. He found numerous flaws in the system leading to false convictions, some in capital cases.

"After arrest, the police may detain the suspect for up to 48 hours, the prosecutor may continue detention for another 24 hours, and the prosecutor may further extend

detention for another 10 days with an authorization by the judge, which may be extended for another 10 days. The suspect will be indicted only after this 23-day detention," Miyazawa said. "This 23-day detention is available for each count. The suspect has the right to remain silent, but he may not refuse interrogation itself; it is very difficult to remain silent under relentless questioning in such a long period of time. We call it 'hostage' justice."

Miyazawa's research earned him an SJD (Doctor of Juridical Science), and he was broadly published in law journals and books, including the English-language

Policing in Japan, which won the 1993 Distinguished Book Award from the Division of International Criminology of the American Society of Criminology.

He followed up that work by studying law and sociology at Yale University, alternating his time between his dissertation and his associate professor position at Hokkaido University. His research examined in-house legal departments in Japanese companies.

Miyazawa has held visiting professor positions at UC Hastings since 2008 while still teaching at Aoyama Gakuin University. In 2013, he joined the full-time faculty at UC Hastings and will retire from his Japanese position in spring 2016. Miyazawa said that he could not be happier with the opportunity to build the UC Hastings East Asian Legal Studies Program into the strongest of its kind.

"I intend to grow this program into a leading hub of intellectual exchange between East Asia and the U.S., and attract many East Asian scholars, lawyers, and graduate students. We also have to tell American students that China is the second largest economy; Japan is the third largest economy; and South Korea is a powerhouse in automobiles, electronics, and so on, so they recognize that the market for U.S.-licensed lawyers in East Asia is expanding," Miyazawa said. "Our program is the only comprehensive program on East Asian law in California."



I would like to be remembered as a scholar who built organizations that bridge Asia and the U.S. in the field of legal and sociolegal studies."

FOUR LEADING SCHOLARS JOIN THE UC HASTINGS FACULTY

Professors bring expertise in work law, bankruptcy law, environmental law, and constitutional law



Veena Dubal: Work Law Leader

Veena Dubal received her JD and PhD at UC Berkeley, where she was a Fulbright scholar and a graduate fellow at the Center for Research on Social Change. She worked as a public interest attorney at the Asian Law Caucus and a postdoctoral fellow at the Clayman Institute for Gender Research at Stanford University. She is passionate about work law and the evolution of contracting and its impact on workers in the new economy.

She focused her dissertation research on taxi and shuttle drivers, who are often immigrants, and found that although they are not protected by employment and labor laws, they enjoy the flexibility of contract work. "There are important structural reasons they enjoy these positions," Dubal said. "They can work for six months and then go back to their country of origin to be with their families. Many are used to multigenerational living, and a flexible schedule allows them to provide care and help out."

Employers like hiring contract workers because it is cost efficient, and there are more independent contractors than ever before as a result, nearly a third of the workforce. But the trend could end up hurting society in the long run by limiting upward mobility, as adequate benefits and protections remain out of reach. This has the potential to create a financial pit from which even the most hardworking cannot escape, Dubal said. "The financial incentives to hire contract workers would be lessened if the state provided basic benefits and protections to all workers, regardless of their employment status," she said. "I think this is something employers could get behind because it takes the burden off them."

Dubal said her classes will allow her to teach aspects of the law that shed light on the rapidly shifting economy. "UC Hastings graduates are creating social change around the world," Dubal said. "To help shape their views on important topics is an exciting opportunity."



Jared Ellias: Bankruptcy Law Specialist

Before becoming a professor at UC Hastings, Jared Ellias represented investors in the Tribune Company, Charter Communications, and Tropicana Casino, among others, through bankruptcy and corporate restructuring.

"I had always loved the law and bankruptcy," Ellias said, "and I thought I'd enjoy teaching it rather than just practicing." He also was skilled in statistics and empirical research methods from his undergraduate degree, and he relished the opportunity to dive into the academic side of the field.

Ellias accepted a teaching fellowship in corporate governance at Stanford University, where he taught for three years. He joined the permanent faculty last year at UC Hastings, conducting empirical research on the impact of hedge funds on bankruptcy law.

Ellias said that his line of inquiry, which involves linking data sets of trading prices with data from court dockets and loan agreements, has been enhanced by the interactions with his students. "It all overlaps nicely with what I'm doing," he said. "I'm able to show my research to my students, and they have had interpretations that have given me a lot of things to think about."

Ellias describes the student body as bright, enthusiastic, and diverse in perspective. "They are very in tune with the ethos of San Francisco and the Bay Area," Ellias said. "I've had students who have worked as investment bankers and others interested in high tech. My bankruptcy class helps them understand the buzzwords in venture capital and startups."

Ellias said he is in the perfect place to work with professionals such as Judge **Stephen Johnson '89** of the U.S. Bankruptcy Court in San Jose, a UC Hastings alumnus and adjunct professor. Ellias also is looking forward to shaping the corporate law and bankruptcy department at UC Hastings.

"It's great to be part of the California bankruptcy community," Ellias said. "UC Hastings has a proud tradition of producing high-profile bankruptcy lawyers, and I'm looking forward to adding to that legacy."

“

It's great to be part of the California bankruptcy community. UC Hastings has a proud tradition of producing high-profile bankruptcy lawyers, and I'm looking forward to adding to that legacy.”



“

There's no better stage for someone interested in water law than UC Hastings.”



Dave Owen: Environmental Law Scholar

Dave Owen couldn't be coming to UC Hastings at a better time. As a nationally recognized expert in water resource management, Owen will be at the center of these issues as California grapples with one of the worst droughts in its history.

“Right now, the stakes are high and the issues are extremely complicated,” Owen said. “California has a system for water rights. But how do we balance the traditional water allocation system—which mostly involves extracting water from streams and rivers—with environmental protection? How do we balance agricultural uses? How do we factor in urban use and development? There's no better stage for someone interested in water law than UC Hastings.”

Owen has been on the faculty of the University of Maine School of Law since 2007 and has been associate dean for research for the past two years.

Owen graduated Order of the Coif from UC Berkeley School of Law and clerked for Judge Samuel Conti of the U.S. District Court for the Northern District of California. He also practiced at Bay Area law firm Rossmann and Moore, specializing in environmental and water law. During that time, he became acquainted with Professor Brian Gray, who is also an authority on water and environmental issues but is now retired.

“Professor Gray is a beloved teacher and tremendous scholar,” Owen said. “It's an honor to follow his lead.”

Zachary Price: Constitutional Law Expert

Zachary Price specializes in issues of separation of powers and law enforcement. His most recent article, "Enforcement Discretion and Executive Duty," published by *Vanderbilt Law Review* in 2014, considered the president's authority to decline enforcement of federal laws. This issue is central to controversies surrounding immigration and marijuana enforcement policies, and delays in implementing the Affordable Care Act. His article has been discussed in *Slate*, the *Washington Post*, and the *New England Journal of Medicine*, among other publications.

In a previous article published in the *Columbia Law Review* in 2013, Price looked at the constitutionality of criminal law enforcement by Native American tribes, which until recently had authority only to prosecute tribal members. New law has expanded this authority by allowing them to bring charges against certain other individuals with strong connections to the tribe. "For example, tribes may have the authority to prosecute domestic violence offenses by someone who is married to a tribe member but not a member himself," Price said.

Price, who has taught at UC Hastings for the past two years as part of the college's visiting assistant professor program, graduated magna cum laude from Harvard Law School. He clerked for judges on the U.S. District Court for the District of Maryland and the U.S. Court of Appeals for the D.C. Circuit, and for Justice Anthony M. Kennedy of the U.S. Supreme Court.

A tenure-track professor, Price is happy to make UC Hastings and the Bay Area his home. His wife is a physician at UC San Francisco, and they have three children.

"UC Hastings has an outstanding faculty doing interesting, relevant work," Price said. "I'm honored to be joining it."



“

UC Hastings has an outstanding faculty doing interesting, relevant work. I'm honored to be joining it.”



BY PROFESSOR
JOHN CRAWFORD

In a scene in the Booker Prize-winning historical novel *Wolf Hall*, King Henry VIII's brilliant and ruthless political fixer, Thomas Cromwell, brings to heel an uncooperative noble by threatening to have his debts called in.

"Bankers have no armies," the noble scoffs.

Cromwell wonders how to enlighten the young lord: "The world is not run from where he thinks ... Not from castle walls, but from countinghouses, not by the call of the bugle, but by the click of the abacus."

Cromwell knew that even kings' best-laid plans are futile without money. As a tool to measure, store, and transfer claims on resources, money stands as one of humanity's most consequential inventions. Like most inventions, it invites beneficial use as well as abuse. To promote one and discourage the other, the law must pay attention to the evolving institutions that grow up around money, from Venetian countinghouses to Wall Street banks, and from the ancient Royal Mint to Bitcoin. This issue of *UC Hastings* highlights important work by alumni on money and the institutions underlying its use.

Cryptocurrencies sit at the cutting edge of money and the law; the most famous, Bitcoin, aims to provide a private alternative to government fiat currency as a medium of exchange. **Jim Harper '94** serves on the board of the Bitcoin Foundation and seeks

to persuade banking authorities to adopt a light touch in regulating the digital currency. **Veronica McGregor '98** advises firms and investors on navigating the still inchoate regulatory environment for such currencies. **Clinton Chen '13**, meanwhile, works at the Federal Reserve on efforts to incorporate recent advancements in payments technology into the core of the U.S. financial system.

Of the myriad motives that may exist for transferring money, the most consequential for economic growth is investment: moving funds from those with extra cash to businesses that need it to grow. Many promising Chinese firms today have trouble accessing sufficient funding. **William Uchimoto '81** works with these firms to help them navigate the challenges of tapping the capital markets of the U.S.

There are less edifying stories to tell about money. **Gerald Posner '78** shines a light on the Vatican Bank in his book *God's Bankers*, described in *The New York Times* as "an intricate tale of intrigue, corruption, and organized criminality." Closer to home, **James Stang '80** has fought efforts by American dioceses to use bankruptcy law to shield Church assets from lawsuits by victims of sexual abuse.

Cromwell knew the importance of money. When important things intersect with the law, it's a safe bet that UC Hastings alumni will be working at the nexus. Money is no different.



UC HASTINGS ALUMNI ARE DOING
LEADING-EDGE WORK AT THE CRITICAL
INTERSECTION OF LAW AND FINANCE.

THE MONEY ISSUE

FEEDING CHINA'S GROWTH WITH U.S. CAPITAL

WILLIAM UCHIMOTO '81
SEES PROSPERITY IN A NEW
STOCK EXCHANGE.

BY VANESSA HUA



FIONA ABOUD

When **William Uchimoto '81** takes his turn at the karaoke microphone in China, he belts out “My Heart Will Go On,” the stirring ballad from the blockbuster romance *Titanic*.

“I mastered that one,” Uchimoto said with a chuckle. “But I always want the host to sing Chinese songs. I don’t understand the words, but they’re more beautiful than Western songs.”

After-hours karaoke sessions and deals brokered over banquets are standard business practice in China, where Uchimoto has begun advising companies and wealthy individuals seeking to invest in the United States. Uchimoto, with expertise in securities regulatory and compliance matters, builds upon nearly a decade of experience working in the Middle Kingdom, where he helps small and midsize enterprises raise capital in the United States, in industries ranging from agriculture to manufacturing to automotive parts.

Lately, he’s been working with Richard Fuld, the chairman and chief executive who presided over the 2008 implosion of Lehman Brothers. A few months later, Fuld founded Matrix Advisors, a financial services firm that advised the buyers of the National Stock Exchange last year. Uchimoto advised investors in the 130-year-old exchange, where Chinese companies—as well as small and medium-size companies based in the U.S. or elsewhere—will soon be able to offer their shares for sale. “Certain strategic investors are China based and see this as a key opportunity,” Uchimoto said.

In China, the capital markets tend to favor big state-owned companies. So too, the banks. Small and medium-size enterprises account for about 60 to 70 percent of China’s economic output, so they are an important driver of the country’s economic growth, said UC Hastings Professor **Keith Hand**. If unable to borrow from commercial banks, some smaller companies turn to unlicensed lenders. However, local Communist Party leaders can halt such quasi-legal lending if angered. “If the institution isn’t licensed to lend, it’s at risk,” Hand said.

Leaders at the highest levels of the Chinese government have recognized that their funding mechanisms

have not been adequate for companies of this size, said Hand, who called Uchimoto's efforts "quite timely."

For nearly four decades, the Communist Party has been introducing market reforms. These have opened the country up to foreign investment, encouraged entrepreneurs, and launched a booming private sector with Chinese stock exchanges in an economic system known as "socialism with Chinese characteristics."

Chinese companies are setting their sights on U.S. capital markets, attracted by the depth and breadth of institutional and retail investors, as well as world-class accounting standards. U.S. investors have already prized Chinese giants such as Alibaba, the e-commerce site that raised a whopping \$25 billion in its initial public offering on the New York Stock Exchange last fall.

"The U.S. has the best capital markets in the world, and China is the biggest growth engine in the world," Uchimoto said. "China should be our closest ally. We can help each other achieve prosperity."

However, small to midsize Chinese firms have struggled to get listed in the United States, after an initial wave of public offerings burned investors. AgFeed Industries, a Chinese animal-feed and hog-production company, faked invoices and inflated sales to boost its stock price. Eventually, the company filed for bankruptcy before paying \$18 million to settle allegations by the Securities and Exchange Commission last year.

Likewise, in 2010, Puda Coal raised \$116 million in two public offerings on the New York Stock Exchange. Its shares collapsed and were eventually delisted, but the Securities and Exchange Commission—which charged Puda's executives with fraud—has had trouble collecting from the defendants in China.

As a result, U.S. exchanges have been reluctant to list Chinese companies. And Chinese companies stopped applying because they believe they won't be accepted. "It's self-perpetuating," Uchimoto said. He has thrice-visited the Wuhan Equity Exchange, a burgeoning exchange in Hubei province in central China, where he discussed how to connect small to midsize enterprises to U.S. capital—including a trip in August 2014 with Fuld.

After gaining experience on the Wuhan Equity Exchange, the firms could then raise additional capital in America by offering shares on the National Stock Exchange. Historically, Chinese companies of this



From left: Richard Fuld, the former CEO of Lehman Brothers, and William Uchimoto '81 in Pingyao, China.

size had little understanding of how difficult it is to go public, Uchimoto said. They're used to running their own companies with an "iron fist" with no shared governance. "Corporate governance and public disclosure obligations are new and difficult concepts to grasp for Chinese companies. The Wuhan companies will get exposure to these concepts prior to a U.S. listing with very stringent obligations in these areas.

"Access to American stock exchanges such as the National Stock Exchange is very important after the recent volatility and dramatic stock declines experienced in China," observed Uchimoto. "The hard lessons learned over 225 years of U.S. stock market self-regulation could enlighten Chinese stock market regulators as to how to deal with this crisis and create certainty that beckons Chinese companies to America's capital market."

Chinese companies listed on the National Stock Exchange will expand their reputation both in China and U.S. markets and get financial help from American investors, and may thereby sell more products in overseas markets, said Bo Gong, the exchange's chairman, who described Uchimoto as "kind, friendly, and enthusiastic about China."

Uchimoto traces his family roots to Japan. In World War II, both his parents were shipped off to internment camps—his father in Arizona, his mother in Wyoming—after President Roosevelt signed an order forcing people

of Japanese ancestry out of the West Coast.

His father served in the 442nd infantry regiment, a highly decorated fighting unit composed almost entirely of soldiers of Japanese descent, Uchimoto said. He served in northern Italy, earning a Bronze Star. After the war, his father became a public health chemist and his mother a dietitian. They met on a blind date and raised their family in Richmond, Calif.

Early on, Uchimoto knew his strengths: social science, history, and talking to people. “I could never be happy in a lab or surrounded by test tubes,” Uchimoto said, reflecting on his father’s chosen field.

Long fascinated by capital markets, he opened a brokerage account while majoring in economics at UC Davis, investing in speculative stocks with birthday gift money he’d saved up. He made little or no money, but that wasn’t the appeal for him. “It’s how companies and jobs are created. It’s what makes the world go round.”

He said he enrolled at UC Hastings because of the school’s great reputation and low in-state tuition. The 65 Club professors—distinguished retired scholars and jurists over the age of 65—left a lasting impression on him. He told Professor William Lockhart that after graduating, he would work for the Securities and Exchange Commission. The constitutional scholar dryly called it one of those “New Deal agencies.”

Uchimoto thrived in his new life in Washington, D.C. “As a young lawyer, I was thrust into the center of the universe,” he said. “To be part of securities regulation was so exciting. And the people I worked with were

tremendously bright.”

He became general counsel to the Philadelphia Stock Exchange in 1986 and later entered private practice at three law firms, specializing in securities regulation and China; he now runs his own boutique firm.

In 2006, Uchimoto’s client, a Chinese-American broker-dealer, suggested that Uchimoto start working with Chinese companies clamoring for U.S. capital. The following year, he traveled to China for the first time, working with a consulting firm to arrange travel and meetings with potential clients. “You need someone who knows culture and has connections,” Uchimoto said. “The key is to get outside of Beijing, Shanghai, Hong Kong—cities saturated with competition.” He’s fond of Dalian, in northeast China, which reminds him of San Francisco—a beautiful city by the ocean with a growing market and full of opportunity.

He hired Chinese-born Jinjin Gu, who has a master’s in finance from Temple University, to translate and serve as a cultural guide. “What’s good in American business may be the opposite in China,” Uchimoto said. In meetings, Gu offers nuanced interpretation and advice. “He tells me when they’re saying yes,” Uchimoto said, “but mean no.”

Uchimoto must also navigate China’s historical enmity toward Japan for wartime atrocities. Uchimoto was once invited to speak at a conference in China where the organizers had translated his name as “Bill Bill” on the sign—omitting his surname, which would have given away his ethnicity and possibly upset attendees.

Another client told him, “I hate the Japanese, but I have one exception.”

Uchimoto replied, “Are you talking about me?”

Clients have learned to accept him on a personal level. “They accept me because I’m American,” he said.

Although Uchimoto travels frequently to China, he also has begun tapping into opportunities now flowing here: Chinese investors who want to create jobs, build factories, and settle in the United States.

He and Gu act as a “conciierge” of sorts to help Chinese clients navigate tough transactions here. “The Chinese are seeing the other side of the coin. They have us help them understand the culture. You need a son or daughter placed in a college—do they need a visa after they graduate from college? Does your son need a job? Do you want to get your family here? The business borders on the personal.”

“ Corporate governance and public disclosure obligations are new and difficult concepts to grasp for Chinese companies. The Wuhan companies will get exposure to these concepts prior to a U.S. listing with very stringent obligations in these areas.”

—WILLIAM UCHIMOTO '81

THE WILD WORLD OF NEW PAYMENT TECHNOLOGIES

UC HASTINGS
ALUMNI
BRAVE THE
LAWLESS
FRONTIERS OF
CRYPTOCURRENCY.

BY CARRIE KIRBY

Jim Harper '94

36 FALL 2015

GRETCHEN BEDELL

It may feel novel to pay for a Big Mac with an iPhone or transfer money to a friend using a social networking app. But these payment innovations are nothing compared to fundamental changes in the way we pay and store value that could result from breakthroughs in cryptocurrency or from a remodel of the national infrastructure for moving money. *UC Hastings* talked with three alumni who are helping create and navigate the new pathways along which our future money will travel.

“That’s a scam.”

Veronica McGregor '98 remembers a friend picking up an article about her work with Bitcoin from her kitchen counter and declaring this common opinion. Like others that McGregor has educated about the Internet currency, her friend had seen headlines about its use in online drug markets and its price volatility, but knew nothing about the promise of the technology behind it.

“I liken virtual currency to tattoos,” McGregor said. “Remember when tattoos were part of the seedy, criminal world, the fringe? Now, everyone has tattoos.”

Well, not McGregor. She looks perfectly in place walking the hallways of Hogan Lovells in San Francisco, where she is a partner. But she stands out from the slow-to-change legal world in her embrace of technology and her understanding that the concepts behind cryptocurrency—something many lawyers have never heard of—may someday change not just commerce but the legal system as well.

McGregor provided Apple with regulatory advice in developing Apple Pay and naturally uses her Apple Watch to buy espressos at Starbucks. But that’s not the biggest change the gadget brings to her workdays.

“The watch is a tough mistress,” she said with a grin, striding across a Hogan Lovells conference room to demonstrate how the device’s fitness app prompts her to move around during conference calls.

McGregor has specialized in the evolving world of payments for most of her career, cutting her teeth on the networks that made automatic teller machines possible and working with tech companies, which besides Apple have included Google, Amazon, and Nintendo.

Now, she spends a lot of time helping stealth-mode startups pursue opportunities in Bitcoin, the revolutionary online currency that emerged in 2009, when an anonymous developer (or group—no one knows) released the software for a peer-to-peer, open-source network on which value could be stored and traded outside the banking system.

The biggest problem for McGregor’s clients is not navigating the law but the lack thereof. A few regulators have issued limited guidance on how to deal with cryptocurrency, but most have been silent.

Then there is the challenge of complying with codes penned by lawmakers who never imagined the Internet, much less virtual currency. “State money transmitter laws were designed back in the days when a physical human being would walk into a business and give money across the counter,” McGregor said.

McGregor sees her UC Hastings JD and regulatory expertise as tools that help her translate between “the cowboys of the tech world” and the buttoned-down bankers they depend on. Serving as editor in chief of the *Hastings Law Journal*, she said, gave her leadership skills that have come in handy for positions she now holds, such as chair of the American Bar Association’s Electronic Financial Services Subcommittee and member of the Board of Regents at the American College of Consumer Financial Services Lawyers.

McGregor knows that Bitcoin is no scam, but she’s no cheerleader either. She’s not even sure that the most-well-known cryptocurrency is the one that will survive long term. But she knows that the technology created to run it, an open-source shared ledger known as the block chain, is a concept that will find value for years to come. The block chain is a cryptographic record of every Bitcoin transaction that happens, and it’s copied over and over by a distributed network of privately owned computers so that no one person can alter the

CRYPTOCURRENCY:
Alternative digital currency operating anonymously for users and outside the regulation of a central bank.

record, and anyone can inspect it.

“This is an interesting protocol; why don’t we talk about self-executing contracts, proof of existence?” said McGregor, referring to some of the proposed uses for the block chain in the law.

Self-executing contracts could eliminate the need for invoicing by inserting code into the block chain that would trigger automatic payments when conditions are met. Using the block chain for proof of existence could shake up the patent system, with inventors embedding descriptions of their discoveries into the public ledger.

McGregor feels comfortable in the regulatory gray areas where cryptocurrency currently resides. But for the sake of her clients, she looks forward to regulators clearing up those gray areas. “We need thoughtful guidance from the regulators so when people are building their models and their technologies, they know what to bear in mind.”

The open-ended promise of Bitcoin technology is what motivated **Jim Harper '94** to argue against BitLicense, New York State’s requirement that companies be specially licensed to deal with virtual currency.

“We don’t have any idea how Bitcoin’s going to be used in the future; trying to regulate now is a fool’s errand,” said Harper, a board member of the Bitcoin Foundation and a senior fellow at the Cato Institute.

Bitcoin brings together Harper’s most fervent interests: privacy, monetary policy, cryptography, and open-source software. When he first learned about Bitcoin, Harper recalled, it seemed like a second chance to get involved with a new technology in its early days.

At UC Hastings, Harper served as editor in chief of the *Constitutional Law Quarterly*, a role that kindled a fascination with policy and drew him away from San Francisco, where he had watched with interest the development of digital media, to Washington, D.C.

“By moving to D.C. in 1995, I missed an entire protocol—HTML,” Harper said. “When I saw Bitcoin come along, I said, ‘I am not going to miss this one.’”

After years of working on Capitol Hill and for Cato, Harper joined the Bitcoin Foundation in 2014 as global policy counsel and worked on educating lawmakers and regulators about the promise of Bitcoin technology. But after less than a year, the foundation eliminated his position, calling public policy “a drain on resources.” The foundation’s budget is kept mostly in bitcoins, whose value against the dollar has gyrated wildly; a bitcoin was valued at more than \$600 when Harper started and less than half of that by the time he left.

Harper did not give up on the Bitcoin Foundation. In March, he was elected to its board of directors, a position he hopes to use to guide the organization on a path of member-driven action. There has been controversy in the Bitcoin community as to whether the organization should focus on developing the core technology or representing Bitcoin to the world; one board candidate ran (unsuccessfully) on a platform of disbanding the foundation altogether.

Listening to the membership may or may not mean reviving the push to slow regulators’ hands, Harper said. As private companies explore Bitcoin’s untapped potential, they may obviate the need for some

“ I liken virtual currency to tattoos. Remember when tattoos were part of the seedy, criminal world, the fringe? Now, everyone has tattoos.”

—VERONICA MCGREGOR '98





“ These things are just kind of a wrapper around the old system. If you use Apple Pay, it’s ultimately still done through the payment card networks and the banks.” —CLINTON CHEN '13

regulations placed on old-line financial companies, he said. For example, the way that cryptocurrency is processed on a peer-to-peer network could make auditing unnecessary because financial companies can use the public ledger to prove they have the assets they say they have, he predicted. “No bank can do that,” Harper said. “Regulation comes in when a consumer can’t make direct observation of a transaction.”

Cryptocurrency operates completely outside the established banking system, and the Federal Reserve has nothing to do with it. But just as new ideas are pushing change on the outside, there is innovation afoot within the system as well.

The United States’ machinery for moving money electronically—known as the Automatic Clearing House network—has fallen behind that of other nations, and the growing crop of tech companies trying to create quick, convenient ways to move money, from Apple Pay to Xoom.com and Venmo, doesn’t touch the heart of the problem, says **Clinton Chen '13**, who moved to D.C. after graduating to work for the Monetary and Consumer Affairs section of the Federal Reserve Board’s Legal Division. “These things are just kind of a wrapper around the old system. If you use Apple Pay, it’s ultimately still done through the payment card networks and the banks,” Chen explained.

In fact, the Federal Reserve worries that all this innovation may be making things worse by creating a fragmented landscape, when Americans should really be able to send money to one another or to businesses easily and instantly, no matter what service provider they and the recipient use. The Fed expressed that worry in a 2015 paper, “Strategies for Improving the U.S. Payment System,” which called for the creation of a

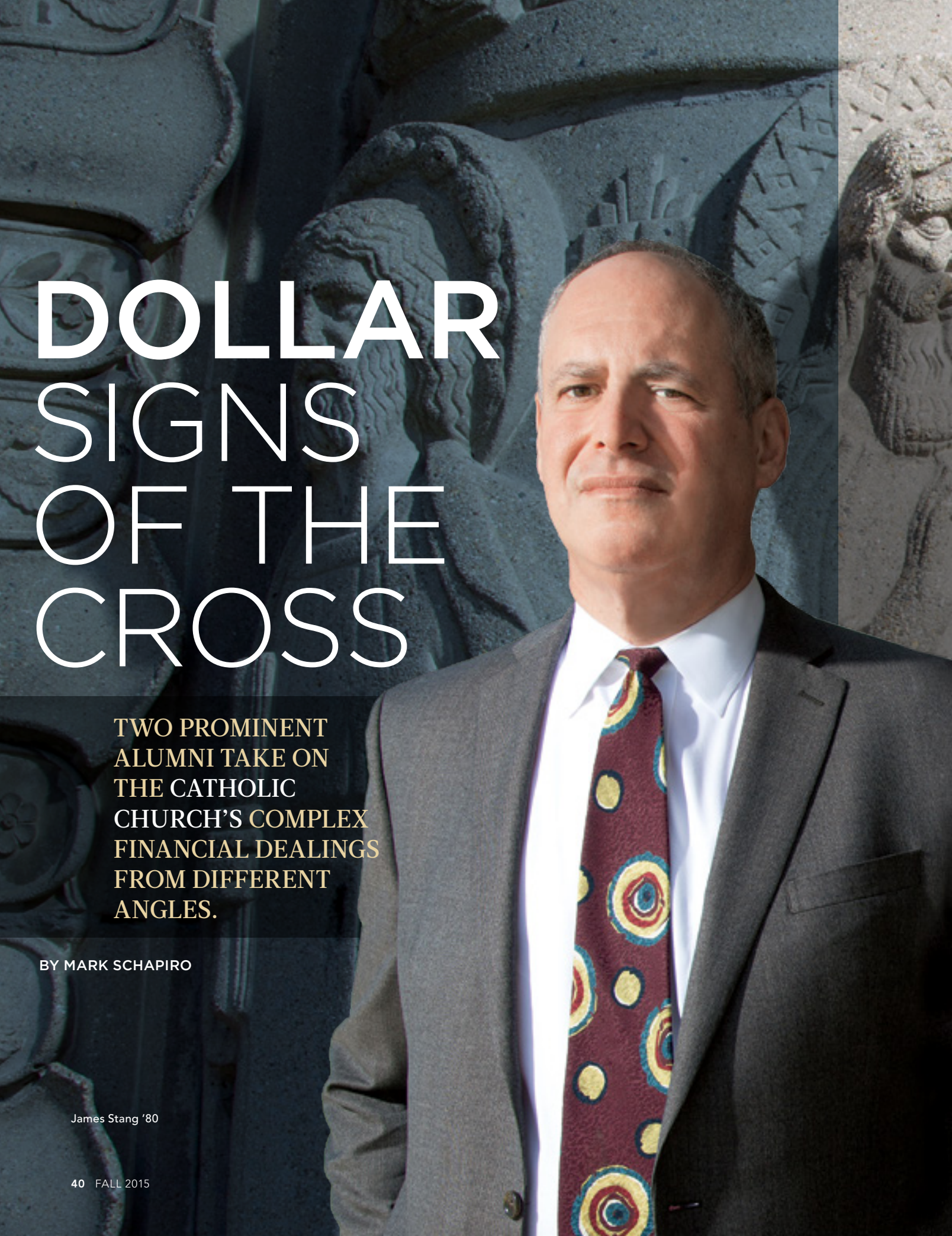
Faster Payments Task Force comprising representatives from the payment industry who will work together with Fed support to modernize the way dollars move, while defending against fraud risks. Participants are expected to include banks, payments technology providers, payment startups, and other organizations interested in modernizing the payments system.

Chen is excited to provide legal support for this endeavor. “I look at the legal issues that arise with the Federal Reserve playing this role, such as potential anti-trust concerns, potential intellectual property issues, what kind of agreements we want people to sign,” said Chen. It will also be important to examine every action the Fed considers, to make sure it is within the organization’s congressionally mandated role, Chen said.

“We’re a federal agency whose authority is delineated by legislation. We want to stay in the boundaries of that and make sure our role is of leader and convener and catalyst,” he said.

While Chen never took a payments class at UC Hastings, he said that his tax classes with Professor Susan Morse and Professor Heather Field helped prepare him to penetrate the complexities of the Fed’s role in the payments industry. From them, he learned to break down problems into manageable pieces. “If you take your time, you can learn anything that seems completely confusing at the beginning,” Chen said.

As different as future payments technologies may look, they all address the same societal need to keep track of who owes whom. For Harper, looking to the future of money means embracing its past: “Money first arose among people figuring out how to trade. Bitcoin is similar to gold or salt or cowrie shells: It’s just out there, and people can decide to use it.”

A man in a grey suit, white shirt, and a red tie with a colorful circular pattern stands in front of a wall with intricate stone carvings. The lighting is dramatic, highlighting the man's face and the textures of the stone.

DOLLAR SIGNS OF THE CROSS

TWO PROMINENT
ALUMNI TAKE ON
THE CATHOLIC
CHURCH'S COMPLEX
FINANCIAL DEALINGS
FROM DIFFERENT
ANGLES.

BY MARK SCHAPIRO

James Stang '80



Attorney James Stang '80, who represents hundreds of claimants in sex-abuse lawsuits against Catholic dioceses, wants to pierce the veil of secrecy that covers the Church's finances.

One of the country's leading bankruptcy lawyers, **James Stang '80** is deeply committed to examining the means by which the Catholic Church has tried to protect its complex web of assets. Probing into how Roman Catholic dioceses try to shield themselves from millions of dollars in damages claims by sexually abused parishioners, Stang is committed to obtaining, as he says, "some form of justice."

Stang took a somewhat unorthodox route to the center of the legal effort to hold the Church accountable for sexual abuse. He graduated from UC Hastings just as the repercussions of the 1978 Bankruptcy Reform Act were being felt. The reform opened bankruptcy protection to still-functioning companies, enabling them to stay in business while undergoing financial reorganization and shedding obligations. Bankruptcy law was suddenly a far livelier arena in which to practice than it had been in the past. After two and a half years at the legal giant Sidley Austin, Stang and a lawyer friend, Richard Pachulski, created their own Los Angeles-based firm, Pachulski Stang Ziehl & Jones. "Bankruptcy law has a lot of interesting challenges," Stang said. "This has really come through with the Church cases, especially because of the enormous social aspects of the crime of sexual abuse. You don't see impact of this kind when you're representing widget manufacturers."

Stang began to notice a consistent pattern in the response of the Church to the surging numbers of aggrieved parishioners filing suit: Dioceses attempted to dodge the impact of the accumulating liabilities on their operations and finances by declaring bankruptcy. And because bankruptcy law does not require balance-sheet insolvency, the dioceses did not have to prove they were moneyless in order to secure

bankruptcy protection.

In 2004, the Roman Catholic Diocese in Portland, Ore., was the first to pursue this strategy. Stang was called on to consult with plaintiff attorneys, and he realized he could use the knowledge he had gained in creating bankruptcy protections to undo them. By 2011, with Stang's help, a coalition of some 500 abuse victims was awarded \$166 million by a Portland bankruptcy judge. (The settlement was funded by insurance companies and the Society of Jesus, Oregon Province.)

Stang's expertise became invaluable as one diocese after another declared bankruptcy in response to sex-abuse lawsuits. The evidentiary trials of those cases are, of course, unlike the average bankruptcy; they are traumas of a very different nature. "The most significant difference is that tort plaintiffs typically have not reduced their claims to a specific dollar amount, which makes for a lot of disputes with the debtor as to the extent of the liabilities," Stang said. "And sex-abuse survivors' litigation is also different because of the confidentiality of the claims and the emotional impact of the testimony. It can be difficult to read this material. It may take decades for people to address the abuses they suffered. People are afraid to hold their grandchildren too close. You see the people who were hurt, their children, their spouses; you see alcoholism and drugs."

Stang began offering training sessions around the country to personal injury lawyers on the Church and Chapter 11, explaining how bankruptcy law applied to the protections the Church was attempting to create for itself. This led him into the midst of some of the biggest sex-abuse cases in the country, including one in Helena, Mont., where earlier this year, a bankruptcy

“ This has really come through with the Church cases, especially because of the enormous social aspects of the crime of sexual abuse. You don't see impact of this kind when you're representing widget manufacturers.” —JAMES STANG '80

judge awarded \$20 million to more than 300 victims; and another in Milwaukee, where Stang's legal victory has weakened the ability of the Church to protect itself behind the shield of bankruptcy.

In 2011, facing millions of dollars in liabilities and attorney fees, the Catholic Archdiocese of Milwaukee filed for Chapter 11 bankruptcy protection. Stang, who represented a committee for 570 claimants who alleged abuse, discovered that four years earlier, the Archdiocese had shifted \$55 million into a special fund dedicated to maintaining Catholic cemeteries and mausoleums. He challenged the maneuver as an effort to shield funds from lawsuits, and the bankruptcy court ruled that cemetery funds are not protected under the First Amendment's religious freedom guarantees. The diocese appealed, successfully, to the district court. Stang then made a key discovery: The district judge's parents, sisters, and other close relations were buried in a Milwaukee cemetery that could benefit from the Church fund. Stang argued on appeal that this amounted to a conflict that the judge had not disclosed and asked that his finding be thrown out. In March 2015, the Seventh Circuit Court of Appeals reversed, sending the case back to a different district court judge and, more importantly, sending a strong message that the Church could not hide its financial activities behind freedom of religion to avoid judgments.

Stang now focuses most of his professional time on pursuing the Wisconsin case and similar challenges in other cities. What began as a career in helping businesses move beyond their own financial crises has become a pursuit to puncture the veils of bankruptcy protection.

By doing so, Stang said, "We are affecting people's lives. We can help them hold institutions accountable for crimes against innocent children."

In his compelling new book, Gerald Posner '78 examines the Vatican's use and misuse of money and power.

When investigative journalist **Gerald Posner '78** was researching *Mengele: The Complete Story*, the 1986 book he co-authored on Nazi war criminal Josef

Mengele, he gained extraordinary access to court records in Argentina, where the infamous doctor of Auschwitz had fled after World War II. The files not only revealed how Mengele had evaded capture for decades but also contained the seeds of Posner's new book.

To Posner's surprise, the files divulged the extent to which the Vatican helped Mengele and other Nazis flee Allied forces in Europe after Germany's surrender. Many resettled in Latin America. A question nagged at Posner: How does the Vatican operate on a political level? A best-selling author of 12 books and a frequent on-air commentator, Posner decided to examine the Vatican as both a sovereign political power and a transnational business.

"When I saw that this 2,000-year-old institution had been running a supersecret bank, my journalistic instincts told me that this is where I needed to go. My legal training at UC Hastings gave me the skills to follow the evidence, to build a case, to weigh what's credible," said Posner, who no longer practices law but remains a member of the bar associations of New York and Washington, D.C. "A book is the equivalent of doing a massive brief on a big-time legal case. You assemble the evidence and let readers draw their own conclusions."

The result is his epic book, *God's Bankers: A History of Money and Power at the Vatican*, published this year by Simon & Schuster and praised by *The New York Times* as "an extraordinarily intricate tale of intrigue, corruption, and organized criminality." Posner also had the good fortune to be published on the heels of the ascension of Pope Francis, who is committed to reforming the Vatican. "I was so slow in finishing my book that I stumbled into a new papacy," Posner said. "Sometimes, you get lucky being late."

The copious evidence he assembled ranged from the evolution of the Vatican's business strategies in the 14th century, which mostly relied on the sale of indulgences, to the Papal States that fed church coffers through taxation. The later secular revolutions in France and Britain and a newly unified Italy triggered the Vatican's move into large-scale finance. As Europe's new governments began to confiscate Church properties and levy taxes on Church assets, the Catholic hierarchy needed to find a new way to make a living. So it turned to banking—of the legitimate and

“ It’s a story of how the men who have run the Church are as fallible as the rest of us. You take a lot of money and put it in the dark, and you are going to get problematic behavior.”

—GERALD POSNER '78



DALE STINE

Gerald Posner '78

over time, increasingly sub rosa varieties.

Posner dives deep into the Vatican’s collaboration with Italian dictator Benito Mussolini in the mid-20th century, a period that proved to be critical in establishing the Church’s financial solvency and its status as a religion with its own political domain, Vatican City.

In addition, Posner offers groundbreaking details about the deals cut between the Vatican and Mussolini, as well as with his ally, Adolf Hitler. Posner asserts that the Vatican agreed not to intervene in politics in Italy and Germany in return for retaining the right to collect taxes in both countries, and to maintain its hold on critical real estate and industrial interests. These connections, he states, ultimately placed the Vatican in the position to assist with the relocation of Nazis after the war.

After the war, much of the Catholic Church’s financial support system lay in ruins. The Vatican responded, as Posner demonstrates in fascinating detail, by establishing an alliance with a private bank based in Milan, Banco Ambrosiano, which began offering loans to Mafia families and laundering millions of dollars.

While the Vatican’s standing as a sovereign state aided in maintaining secrecy, it also turned out to provide unexpected leverage when Pope Francis decided to clean up the bank’s financial affairs. The currency of the Vatican had been the Italian lira. But when Italy began using the euro in 2002, the Vatican was compelled to adopt it as well. Posner shows how this transition greatly aided Pope Francis’ ability to distance Vatican finances from the practices that have colored its dealings for the past century.

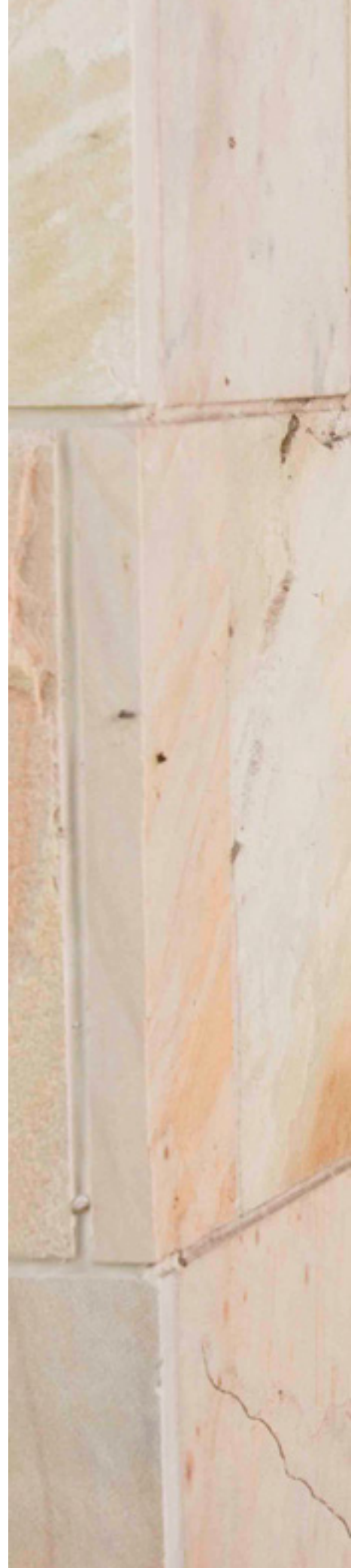
Posner does not shy away from difficult topics: His previous books include investigations into the assassinations of Martin Luther King Jr. and John F. Kennedy, and he’s accustomed to weathering attacks on his findings. In the case of *God’s Bankers*, however, he has also been attacked for being anti-Catholic. (In fact, Posner was raised Catholic.) “The book is not about religion,” he explained. “It’s a story of how the men who have run the Church are as fallible as the rest of us. You take a lot of money and put it in the dark, and you are going to get problematic behavior. Only by understanding this history can we nudge this institution to be more consistent with modern international standards and laws.”

Commanding the Courtroom

THE SENSATIONAL COURT WIN FOR KLEINER PERKINS WAS ONE OF SILICON VALLEY'S MOST HOTLY WATCHED TRIALS—AND YET ANOTHER VICTORY FOR LITIGATOR **LYNNE HERMLE '81**.

*It's rare that a civil litigator achieves as much notoriety as a criminal lawyer—or the parties to a case. But that's certainly what happened to **Lynne Hermle '81**, a long-time partner in Orrick's Menlo Park office, earlier this year. In a case that generated intense media scrutiny, she successfully defended Kleiner Perkins against claims by former partner Ellen Pao. After 24 grueling days of trial, a San Francisco jury rejected all claims that the plaintiff was passed over for promotion and terminated from the venture capital firm because of her gender and her complaints about discrimination. The Recorder described Hermle's cross-examination of the plaintiff as "masterful" while Bloomberg reported that Hermle's "charismatic, intimidating oratory made her the trial's breakout star."*

The Pao trial was just one of many complex discrimination and wage-and-hour class actions that Hermle has handled for retail and technology leaders, including the Gap, Advanced Micro Devices, Williams-Sonoma, IBM, and Apple. Here, Hermle discusses the evolution of her illustrious practice. >





Q: How did your experience at UC Hastings help shape your career?

A: I went into UC Hastings poor and in debt. I'd lucked into an undergraduate scholarship at UC Santa Barbara, but I spent my senior year abroad and it cleaned me out. I came to UC Hastings determined to find a job. I took excellent classes in consumer protection with Professor James McCall, in tax with Professor Stephen Lind—I'm still surprised he made the subject so interesting—and many other classes with the scholarly and intimidating professors of the 65 Club. I liked the practical approach many professors adopted because my focus was always on what will work once I practice. The most valuable information came from my first-year legal research and writing class, which was spectacularly good. To this day, I use what I learned there. I'm famous for editing excess words from briefs.

Q: How did your career in employment litigation evolve?

A: I never questioned if law was the right profession, a refrain I heard often from classmates. I knew it was right for me—all that reading, writing, and arguing. I thought employment law was interesting, full of people and how they thought and fought and interacted with others in the workplace.

“

I thought I'd be a hideous personality fit for a big established firm, given how outspoken I am. But I was wrong.”

I lobbied for a job with the Equal Employment Opportunity Commission, but the folks there told me they would only hire experienced practitioners, and encouraged me to work for a defense firm first and transition later to government work. I began working in defense jobs, figuring that I'd move once I got experience, but I found it was a fit for me. I liked being closely connected to the business and working with management to



fix processes and problems. As an extension of those interests, I went in-house at AT&T in the mid-'80s, long before it was viewed as a great job choice. I loved the business side of in-house practice. I left only when Orrick recruited me. I wanted to see if I could be a good trial lawyer, and I had the opportunity to work with great lawyers here. I thought I'd be a hideous personality fit for a big established firm, given how outspoken I am. But I was wrong.

Q: How did you gain trial experience?

A: I didn't try any cases until I came to Orrick, although I had worked on some labor arbitrations. That was a good prequel—hand-to-hand combat with no discovery and many surprises. You learn how to think fast and cross-examine witnesses on the fly. When I came to Orrick, I was lucky enough to go to trial with two excellent lawyers who have since become judges.

Q: What's the broader impact of the Pao trial victory?

A: I don't think most cases impact the broader picture. Culture does not change as a result of lawsuits, period. If we want more women in tech and venture capital, we need more girls in science and math and more women entrepreneurs. Kleiner is doing some very interesting investing with women-led

firms, and I think there is hope, especially because one of the key issues many women have in corporate life is trying to handle family responsibilities. Creating your own company lets you write your own rules, including maneuvering around kids and their schedules. For many women who want to lead—whether in engineering or on trial teams or in other organizations—figuring out the kids part is one of the most difficult challenges. I completely agree with Facebook's Sheryl Sandberg that picking the right partner is crucial for your own professional opportunities. [*Editor's note: The untimely death in May of Sandberg's husband, David Goldberg, rocked Silicon Valley.*]

Q: What do you enjoy most about trying cases?

A: I like almost all of it. I believe in the jury system, assuming the judge allows safeguards like questionnaires and a reasonable



I like taking a jury through the story and the timeline, explaining how we got to trial. I could do without the heart-pounding wait for the verdict to be read.”

amount of voir dire to ensure a fair jury. That's especially necessary in employment cases because almost all jurors are employees and tend to identify with the plaintiffs. I like taking a jury through the story and the timeline, explaining how we got to trial. I could do without the heart-pounding wait for the verdict to be read, as I wonder if I've read the jury wrong, but that's just a small piece of the adventure.

Q: You're a baseball fan. Do you have any "game-day" superstitions you abide by when you're in trial?

A: Go Giants! I'll usually wear jewelry that has a sentimental or family connection—something that brings good luck, like a locket with my son's picture.

Q: What's next in your career?

A: You'll see me in other litigation. I'm hoping not all of the cases get tried in the public eye.

Q: Any advice for new women lawyers?

A: Don't discount opportunities in large law firms. We've worked hard to increase the number of women in the partnership ranks and to offer benefits that help, and there are great opportunities to work with mentors. On that point, don't insist on only women mentors. You can learn so much from the men who have made things work for them.

CLASS NOTES



NEWS ABOUT YOUR CLASSMATES AND COLLEAGUES

'15

Emily Goldberg Knox received the Burton Foundation's 2015 award for distinguished legal writing. / **Sonya Rahders** and **Arnetta Rogers** were named LSRJ Reproductive Justice fellows for 2015–2016. Sonya will work at Advocates for Youth and Arnetta will work at the Positive Women's Network-USA.

'14

Jonathan Fortman wrote and published a letter to the editor in the *American Journal of Emergency Medicine* titled "The Inadequacies of Community Consultation in Emergency Medicine Research: A Proposal for Revising the Rule." / **Cecilia Lipp** (MSL) was hired as executive

director of the International Action Network for Gender Equity & Law. This volunteer legal organization promotes gender equality and justice for all people through *pro bono* work. / In August 2014, **Pengpeng Zhan** (LLM) launched AngelsGlobal, a platform connecting global startups and angel investors. His 300-member angels club includes DFJ Dragon, Diamond Ventures, IDG China, Sequoia China, and other investors. His platform has raised \$5 million, funding 10 out of the 60 startups thus far.

'13

Gina Gribow joined Manatt, Phelps & Phillips as a land use/



Alexandra Stupple '13

government attorney in the Los Angeles office. She wrote: "The position is the perfect fit for me, as it allows me to utilize my experience in both real estate development and politics." / **Alexandra Stupple** is an attorney at the California Department of Public Health in Sacramento and recently published an article in the *National Lawyers Guild Review*.

She has an upcoming article in Michigan State University's *Journal of Animal and Natural Resources Law*.

'12

Dan McLeod joined Farella Braun + Martel as an associate in the firm's real estate and land use practice. / **Mara Veneman** joined the Peace Corps and has been working with youth development in rural Costa Rica.

'11

Since joining CrowdCheck in 2013, **Andrew Stephenson** has been working to help entrepreneurs, investors, and innovative online investment platforms by delivering efficient due diligence, disclosure, and compliance services for online alternative investments. CrowdCheck was recently featured as one of *Entrepreneur* magazine's 100 Brilliant Companies of 2015. In addition, Andrew's article on the Securities and Exchange Commission's new Regulation A+ was published in May in Bloomberg BNA's *Securities Regulation & Law Report*. Andrew has been a featured panelist on webinars hosted by Financial Poise and West

LegalEd on investment crowdfunding. / **Matthew Summers** has been appointed the new city attorney for Ojai.

'10

Samir Abdelnour joined the San Francisco office of Hanson Bridgett as an associate in the firm's government practice. / **Yuan Feng** returned to San Francisco from K&L Gates Hong Kong and Singapore. She continues her corporate finance practice at Ragghianti Freitas alongside fellow UC Hastings colleagues. / **Anna Hancock**, owner of Pugs Leap Cheese and White Whale Farm, has gotten press about the revival of artisan dairy farming in Marin and Sonoma counties. / **Ali Marquart**, co-founder of Marquart & Small, a firm that represents models and fashion designers, was profiled in the *Park Record* for her unique career path, which was forged while a student at UC Hastings and has garnered her a spot on *Forbes'* 30 Under 30 list in the law and policy category. / **Frank Splendorio** joined Archer Norris as a litigation associate in the firm's Walnut Creek office. / After

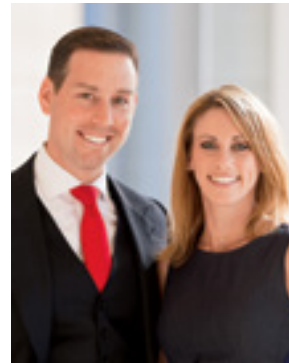
four years practicing in the Bay Area, **David Yoshida** moved back home to Southern California, where he now practices at Catanese & Wells in Westlake Village. He specializes in representing horse owners and buyers in equine disputes, resolving trust and estate issues, and litigating business conflicts.

'09

Christopher Adams, a labor and employment lawyer, joined LightGabler as an associate. / **Daniel Vermillion** has joined Farella Braun + Martel as a senior associate in its family wealth group and made the *North Bay Business Journal's* annual Forty Under 40 list.

'08

Jacqueline Canlas-LaFlam is an associate at Severson & Werson, practicing financial services litigation. / **Erica Pham** welcomed a baby boy in November 2014. / **Bari Williams** and Kasheica McKinney were selected as two of the National Bar Association's 40 Names Under 40 Award recipients.

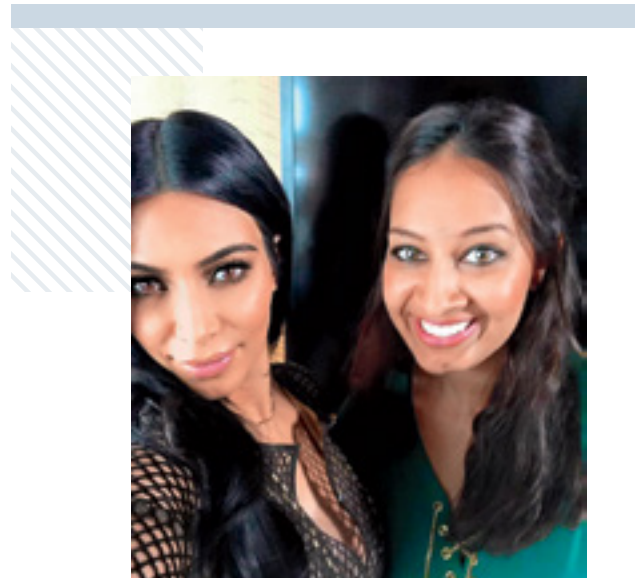


Keith and Angela Bruno '07

'07

Candace Bertoldi and her husband, Antonio DiLeva II, welcomed their first daughter together, Madelyn Rose DiLeva,

on Dec. 3, 2014. / In 2014 **Angela (Nalu) Bruno** married Keith Bruno. Not long after, the two, who are both lawyers, formed their own law firm, Bruno Nalu. The firm maintains limited caseloads to focus on winning each trial. Their practice is focused on personal injury, criminal defense, and family law. / **Xochitl Carrion** has been appointed assistant district attorney with the San Francisco District Attorney's Office. / **Mia Chiu** has been appointed



Selfies With Kim

Sangita Agrawal '12 joined *Glu Mobile's* business development team in San Francisco. She will be managing *Glu's* relationships with platform partners on their game portfolio, which includes *Deer Hunter* and *Kim Kardashian: Hollywood*. She wrote: "Kim taught me how to take a good selfie on my phone."



Nema Milaninia '07

the new general counsel of ebates.com. / **Joi Garner** has been selected to the *Super Lawyers*' 2015 Rising Stars list, an honor reserved for those lawyers who exhibit excellence in practice. She is listed under the primary practice area of entertainment and sports. / **Andrew Houston** was selected as one of the National Bar Association's 40 Names Under 40 Award recipients. / **Tim Hsieh** was named a Southern California Rising Star by *Super Lawyers* magazine and became a partner of Loza & Loza in 2015. / **Nema Milaninia** recently published a chapter in a book titled *Economic Sanctions Under International Law*. In March 2015, Nema spoke at Harvard Law School at a conference on International Criminal Courts and Tribunals:

Successes and Challenges, sponsored by the *Harvard Human Rights Journal* and Advocates for Human Rights. In April 2015, he spoke at the 109th annual meeting of the American Society of International Law on international refugee law and displacement. He was selected to speak on the New Voices Panel, which is geared to exposing "rising scholars" in international law.

'06

Marc Belloli is a founding partner at Feinberg Day Alberti & Thompson, an intellectual property boutique in Silicon Valley. He specializes in representing a wide range of clients—from Fortune 10 companies to individual inventors—in patent infringement disputes. / **Ollie Benn** has been named executive director of San Francisco



Andrew Houston '07



Ollie Benn '06

Hillel and will be responsible for overseeing the chapters at several local campuses, including UC Hastings. / In August 2014, **Lisa Charbonneau** began working as an associate in the San Francisco office of Liebert Cassidy Whitmore, a firm that advises and counsels 74 percent of California's cities; 90 percent of California's counties; 90 percent of California's community college districts; and numerous special districts, schools, and private companies on labor and employment matters. / **Andy Green** has joined the Securities and Exchange Commission as counsel to Commissioner Kara Stein after serving six years as counsel for the office of U.S. Sen. Jeff Merkley, D-Ore. Andy and his wife, Emily Gee, recently welcomed their daughter Alexandra Lillian (Lexi) to the world.

He wrote: "Drop us a line if you visit Washington, D.C." / **Valerie L. Green**, an attorney on the energy industry team at Michael Best & Friedrich, was recently named one of *Super Lawyers* magazine's 2015 Washington, D.C., Rising Stars in the energy and natural resources category. / After two years in St. Louis, **Grace Lee** recently moved back to the Bay Area to join Gensler as its northwest regional counsel.

'05

Gabriel Bellman joined the Bar Association of San Francisco's Mediation Panel. In addition, the AIDS Legal Referral Panel presented Gabriel with the Hero Award, commemorating 10 years representing clients with HIV/AIDS. / **Anthony Burney** was promoted to partner at Allen Matkins Leck Gamble Mallory & Natsis, where he is a member of the real estate practice. / **Paul E. Davis** is senior vice president, general counsel, and corporate secretary of Tessera Technologies. / **Rodolfo Estrada** moved back home to California from New York City in 2013. A year later he started working as a

program director with a nonprofit in Los Angeles called the Learning Rights Law Center, focusing on education-related issues. / In March, **P.J. Javaheri** marked the third anniversary of Power Liens. As a practicing attorney and entrepreneur, P.J. realized there was no easy way for him and his colleagues to find doctors that worked on liens. Today, the company serves as the largest directory of physicians who work on personal injury and workers' compensation liens across four states and more than 28 specialties. More than 5,000 attorneys search the directory every month. / **Meaghan Kent**, counsel at Venable, was named to the Washington, D.C., 2015 Super Lawyers and Rising Stars lists. / **Eliza Xuan Wang**, managing attorney at Meridian Law, has been appointed to the board of directors of Dais Analytic.

'04

Sophia Cope recently moved back to San Francisco to take a job as a staff attorney with the Electronic Frontier Foundation. She spent the past eight



Tom V. Jamgochian '04

years in Washington, D.C., working on civil liberties and technology policy issues. / **Tom V. Jamgochian** currently serves as the assistant district attorney in Nome, Alaska. He owns 17 sled dogs and plans on competing in the 1,000-mile 2016 Iditarod Sled Dog Race from Anchorage to Nome. / In May 2015, **Alphonse Provinziano** of Beverly Hills prevailed in a trial in the San Bernardino Superior Court in which he represented grandparents seeking visitation of their grandchild. Although both parents objected to the proposed visitation, because of the clear and convincing evidence standard, Alphonse was able to prove detriment to the child. This was a big victory given the difficult legal standard. Alphonse is proud that these grandparents

will now be reunited with their grandchild. / **Michael Shipley**, a partner at Kirkland & Ellis in Los Angeles, was recently named by the *Daily Journal* as one of the top 20 attorneys in California under the age of 40.

'02

Greg Korbel, a partner at Miller, Morton, Caillat & Nevis, has been appointed to the board of directors of Christmas in the Park, San Jose's annual holiday celebration. / **Velva Moses-Thompson** has been working as an administrative law judge for the state of Arizona for approximately two years. She celebrated 10 years of marriage to her husband in August.

'01

Mike Collins is outreach director for U.S. Rep. Gerry Connolly, D-Va., and was recently elected to the board of directors of the Fellowship Square Foundation, which provides affordable housing for 750 low-income seniors at four sites in Northern Virginia and Maryland. / **Michele Haydel Gehrke** joined the San Francisco office of Polsinelli as a shareholder in the labor and employment department.



Mike Collins '01

'00

John Climaco has been appointed executive vice president of Perma-Fix Medical. / **Rebecca Fewkes** recently returned to Fenwick & West in Mountain View as an associate in its IP litigation group. Rebecca focuses on patent, trademark, privacy, trade secrets, and other complex technology litigation for clients such as Amazon and Netflix. / **Jill McInerney** is the founder and executive director of San Francisco Counsel for Families & Children, a policy organization dedicated to strengthening the due process rights of parents in abuse and neglect cases and increasing awareness of the need for effective advocacy in the juvenile dependency system. / **Mieke Malmberg** joined Glaser Weil as partner

and practices intellectual property litigation in Los Angeles. She was recently named a Southern California Super Lawyer and, along with **Matthew Bowman '01**, welcomed Wade Bowman into the world in September 2014. / Professor **Susie Salmon**, who runs the first-year legal writing program at the University of Arizona, James E. Rogers College of Law, recently earned clinical tenure and a promotion to full professor. In February 2015, Carolina Academic Press published *The Moot Court Advisor's Handbook*, which Susie co-authored. She writes a monthly column, "The Legal Word," in *Arizona Attorney*, a publication of the State Bar of Arizona. She also serves as board president for the Humane Society of Southern Arizona, the oldest and largest animal-welfare nonprofit in southern Arizona. / After seven years of solo practice, **Amy Shelf** has partnered with another estate planner, Kimberly Spears, to open Spears & Shelf. They have a full-service estate planning and administrative practice. Amy also continues to conduct Panic-Free Estate

Planning Workshops, something she has been doing for more than five years. In these workshops, Amy works with participants to walk through the process of completing publicly available and DIY estate planning documents.

'99

Alex Grab, general counsel and vice president of strategic relations and corporate secretary at Electronics for Imaging, was a finalist in the Public Company Under \$1 Billion category at the 2015 Top Corporate Counsel Awards. Alex was also profiled in the *Silicon Valley Business Journal* after receiving the honors.

'98

In 2014, **Stephanie Lucia Kanter St. Amour** started a 501(c)(3) nonprofit called Spectrum Strategies, providing siblings support groups as well as dog matching, placement, and training for families of children with autism. She has trained two rescue dogs to be service dogs for her oldest son, who has autism. This followed her 10-year career on the management side of employment practice in the public



Scott Sher '97

and private sector. She founded Pactum Factum Dispute Resolution as a mediator in 2008 and taught Mediation and Negotiation at UC Hastings and UC Berkeley Law for 10 years. After 15 years of board service and *pro bono* work for the Community Alliance for Special Education, she decided to join the nonprofit world.

/ **Christopher Parkhurst** became a member of the American Association of Premier DUI Attorneys.

'97

Mark Charles Hardie, a candidate for the U.S. Senate in California (2016), is now blogging for the Huffington Post. / In 2014 and 2015, **Dawn Hassell** was selected as a Northern California Super Lawyer. Both years, she was also placed on the list of the Top Women Attorneys

in Northern California, a list that is published by *San Francisco* magazine. In 2014, she became a member of the Million Dollar Advocates Forum, a distinguished organization for lawyers with case results exceeding \$1 million. / In June 2015, **Hasan Shafiqullah** was appointed supervising attorney of the Immigration Law Unit at the Legal Aid Society in New York. He had joined Legal Aid as a staff attorney in 2001. / **Scott Sher**, partner at Wilson Sonsini Goodrich & Rosati, was named to the Washington, D.C., 2015 Super Lawyers and Rising Stars lists.

'96

In May 2015, **Rich Campbell** was voted by members of the city of Pacifica Planning Commission to serve as chair for the 2015-2016 term. Rich is an attorney at the Environmental Protection Agency. / **Elaine Fitch**, partner at Kalijarvi, Chuzi, Newman & Fitch, was named to the Washington, D.C., 2015 Super Lawyers and Rising Stars lists.

'95

In 2015, **Joseph Levin** was appointed to a



Eva Guo '94

second term as chair of the Supreme Court of New Jersey District Ethics Committee. He was selected by the Supreme Court of New Jersey to serve on its Ad Hoc Domestic Violence Committee (one of only two private practitioners in the state chosen to work with judges, legislators, executive liaisons, prosecutors, public defenders, and more to rewrite the domestic violence laws in the state). He was also elected president of the Atlantic County Bar Association. / **Michele Simon**, a public health lawyer and president of Eat Drink Politics (a consulting group dedicated to helping advocates counter industry practices to improve public health), is slated to be a keynote speaker at the Specialty Food Association's 2015

Natural Products Expo East, which will take place in Baltimore in September.

'94

Victoria Alzapiedi, the founder and principal of Breakthrough Insight Consulting, is running for the position of town supervisor in New Castle, New York. / **Eva Guo** practices law in the Bay Area and is a real estate broker. Her first book of poetry is available on Amazon. / **Frannie Mok** recently hosted a Financial School Seminar at UC Berkeley. Topics included Financial 101 Training, Smart Investments, Risk Assessments, Tax Savings, Asset Protection, Estate/Retirement/MediCare, and Long-Term Care Planning. / **Lauriann Wright** added a new partner, J. Andrew Douglas, to her firm.



Lauriann Wright '94

UC Hastings to Hollywood

Frederick Alvarez '94 and his wife, **Allie**, recently welcomed beautiful twins, **Everly** and **Leo**. The family resides in Los Angeles. Instead of practicing law in the traditional sense, Frederick now uses his legal education almost every day while producing and writing for movies and television shows. He wrote: "I've been fortunate to make such films as *Scary Movie 1 & 2*, *White Chicks*, *Little Man*, and *A Haunted House 1 & 2*, among others. One day I'll make something about my incredible experience at UC Hastings."



Everly and Leo Alvarez

The firm is now called Wright Kim Douglas, A Law Corporation. The firm handles probate, conservatorship, trust, business litigation, corporate, real estate, and family law matters. The firm also relocated to its own, newly renovated building in Glendale. Lauriann is in her fourth consecutive year as a Super Lawyer in trust and estate litigation for Southern California.

'93

Teresa Cole, partner at Cole Miller, was named to the Washington, D.C., 2015 Super Lawyers and Rising Stars lists. / **Vincent Yip** has joined Lee Tran & Liang as a partner in the firm's intellectual property practice.

'92

John Barker sends his greetings from Boston. He is doing defense-side litigation at Curtin,

In Memoriam

William Dillingham '76 passed away on Aug. 3. He balanced his career as a tireless litigator with several successful business ventures. He founded the firm Dillingham & Murphy in 1982.

William H. Lundy '74 passed away on May 3. After practicing law for some years, he managed the largest U.S. computer network and worked with FEMA. Bill was a Vietnam veteran who served in the U.S. Navy as a lieutenant from 1967 to 1970.

Stephen Tabor '71, who spent many years in private practice in Los Angeles and San Francisco and served as a judge in L.A. prior to his retirement in South Carolina, died on March 27.

Tom Marovich '67, a former district attorney and a country lawyer in Sonora, died on March 27.

Walter M. Phillips '66, a prosecutor known for outing corrupt politicians, died on Feb. 7.

Bryan Jamar '59, who served for 20 years as a judge in Sonoma County, died on March 22.

John Donald Jelletich '52, a retired Kern County Superior Court judge, died on March 3.

The Honorable Judge Thomas Jenkins '49, a philanthropist, lawyer, and judge who served on the San Mateo County Superior Court from 1976 to 1990, died on March 16.

Cecilia Blackfield, an educator and philanthropist who served on the board of directors at UC Hastings and was named an honorary alumna in 1999, died in her home in Kahala, Hawaii, on March 20. She was 100 years old. Cecilia and her late husband, **William Blackfield '38** established the **William Blackfield Scholarship Fund** at UC Hastings.



Randy Gast '91

Murphy & O'Reilly in the Park Square area of Boston.

'91

Chris Cline just celebrated his seven-year anniversary as head of the trust department for Wells Fargo Bank in Oregon. / **Randy Gast** has been appointed board president of the town of Allouez, Wisconsin. / **Ellen Mouchawar** is a candidate for an interim seat on the Sequoia school board. / **Laura Sullivan** has been named vice president of operations of NVISION Laser Eye Centers.

'90

Dave Cochran has been appointed acting chief of the Reno, Nevada, fire department. / **Lynn Tracy Nerland** has been appointed San Pablo's city attorney.

'89

Christopher Aguilar is celebrating five years in solo practice, following 10 years as a law firm trial lawyer and 10 years as an in-house investment bank general counsel. He remains in the San Francisco financial district, enjoying a classic "Sam Spade" office in the historic Colombo Building. Chris is an active participant in the UC Hastings Alumni Rotisserie Baseball League, which has continued for the 25 years since graduation. Classmates get together each year for the draft and keep in touch while trying to make trades during the season.

'88

Mary Jo Quinn has been listed in *Fortune* magazine's Heroes of the 500 list for 2015. / **Jeffrey Rosichan** has joined



Lynn Tracy Nerland '90

Evercore as a senior managing director for its equity capital markets group. / **Richard Scotti** was recently elected to the Nevada bench. He serves as judge in the eighth judicial circuit.

'87

Gary Dulberg has been traveling the world. He's been to Bali, Machu Picchu, the Galapagos, South Africa, Swaziland, Zimbabwe, Botswana, and Ireland. He plans to head to Laos next. / **Janet Kulig** is a judicial attorney at the California Court of Appeal, Sixth Appellate District in San Jose. She serves in the chambers of the Honorable Miguel Marquez. Janet, who has been with the court for 13 years, previously served in the chambers of the Honorable Richard J. McAdams '68. Janet is married to Ric Gilbert and has two grown daughters.



Michael Schwartz '87

This year's highlight: celebrating her younger daughter's college graduation. / **Michael Schwartz** was named the 11th Most Influential Person in Legal Education by *The National Jurist*. / **Vernon M. Winters** is working with in-house and outside counsel teams on Amgen's interests in two of its first biosimilars cases, including the first case to interpret the BPCIA's patent DJ provisions. He is also defending against Intellectual Ventures' first moves against the insurance industry. He said he is "humbled to be included again in Chambers USA's patent litigator rankings," released in May.

'86

David Aronoff has joined Fox Rothschild as a partner in the firm's Los Angeles office. / **Hector Chinchilla** started Chinchilla & Associates, a neighborhood-based civil practice focusing on civil litigation, real estate, estate planning, and immigration law. / **Sean Faircloth** is an attorney and five-term state legislator. While in the legislature, Sean was appointed to the Judiciary and Appropriations



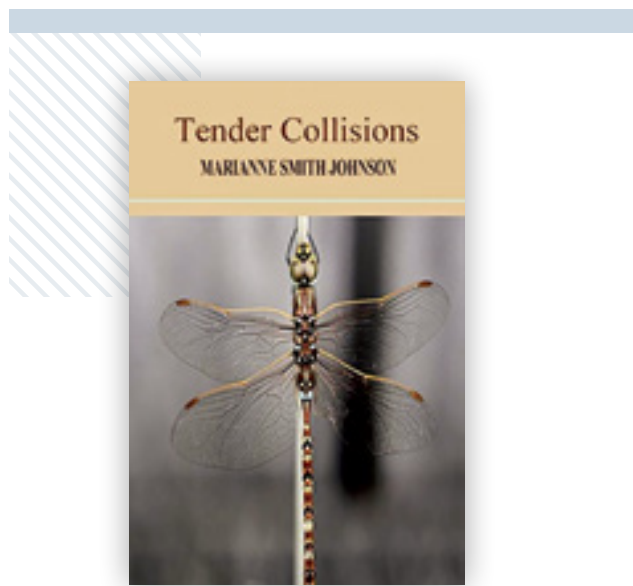
Carin Fujisaki '85

Committees. An advocate for separation of church and state and a former Maine congressman, he recently authored the book *Attack of the Theocrats! How the Religious Right Harms Us*

All—and What We Can Do About It.

'85

Carin Fujisaki, who served as chair of the UC Hastings board of directors for 2014–2015, assumed the role of principal attorney to Tani G. Cantil-Sakauye, chief justice of California. This follows 23 years of service as a judicial research attorney for California Supreme Court Associate Justice **Marvin R. Baxter '66**. / **Eli Glovinsky** is working as a health care transactional lawyer and angel investor.



Poetry in Motion

Tender Collisions, the first book of verse by Marianne Smith Johnson '88, was published in 2015 by Aldrich Press via Kelsay Books and is available on Amazon.

Top Brass

Katheryn Russell-Brown '86 was nominated for an NAACP Image Award for Outstanding Literary Work for *Little Melba and Her Big Trombone*, her children's picture book about the jazz musician Melba Liston.



His daughter just had a baby girl, so he is now a grandfather. Eli wrote: "Regards to all my UC Hastings friends." / **Kathy Jorrie**, an entertainment law litigator, joined Pillsbury Winthrop as a partner and will be based in the firm's Los Angeles office. / **Juana Schurman**, vice president of legal at Oracle, won in the Employment & Labor category at the 2015 Top Corporate Counsel Awards. Juana was also profiled in the *Silicon Valley Business Journal* after receiving the honors.

'84

In June 2015, **Jeff Blanck** started his new position as county counsel for Humboldt County in Eureka. He wrote: "Looking forward to working for the county and living in the redwoods on the coast."

'83

Suzanne Case, executive director of the Nature Conservancy of Hawaii, has been nominated to lead the state's Department of Land and Natural Resources.

/ **Kathleen DeSantis** retired after 27 years at

the Fifth District Court of Appeal as a research attorney and managing attorney. Last June, she and her husband, Dan, moved from Fresno to Davis to be closer to their son, daughter-in-law, and two grandsons. She is currently caring for her second grandson before he starts preschool. Kathleen wrote: "I've gone from wrangling issues of law to wrangling issues of teething, toddling, and diaper changes. I'm looking forward to pursuing part-time appellate work once my baby-wrangling responsibilities are complete." / The

Honorable **Sergio Gutierrez**, a judge on the Idaho Court of Appeals, has been named one of Job Corps' Graduate Heroes. / **Daniel Nash**, partner at Akin Gump Strauss Hauer & Feld, was named to the Washington



Suzanne Case '83

D.C., 2015 Super Lawyers and Rising Stars lists. / The Honorable **Mark Windham** continues to try felony cases at the Airport Branch of the Los Angeles Superior Court. He has become the supervising site judge of the branch. He has been elected chairman of the board of trustees of New Roads School in Santa Monica, where he also established and coaches the middle school debate team, which qualified for the national tournament in its first year.

'82

Destie Overpeck has been appointed administrative director in the Division of Workers' Compensation at the California Department of Industrial Relations. / **Irma Perez** started her own immigration law firm specializing in defending immigrants from removal, securing temporary and permanent lawful immigration statuses for immigrants, and helping immigrants become U.S. citizens. She has extensive experience in immigration court representing lawful permanent residents with criminal convictions and immigrants with



Debra Bogaards '81 (center) with fellow cyclists.

no lawful status but who have strong ties to the United States. In addition, Irma represents immigrants eligible for Deferred Action for Childhood Arrivals (DACA), immigrant victims of crimes in U visa petitions, battered spouses in Violence Against Women Act (VAWA) petitions, families seeking extreme hardship waivers, immigrants seeking to remove conditions on their resident status, and lawful permanent residents with complex naturalization petitions. / In April 2015, **Randy Shaw** released his new book, *The Tenderloin: Sex, Crime and Resistance in the Heart of San Francisco*, which examines why the district has survived as an enclave for a mostly low-income and ethnically

diverse population in a city of great wealth. / **Mark Zemelman**, senior vice president and general counsel at Kaiser Foundation Health Plan, was a finalist in the Diversity Champion category at the 2015 Top Corporate Counsel Awards.

'81

In May 2015, **Debra Bogaards** joined 150 bikers in a ride from Carmel, through Big Sur, and ending in San Simeon. The event was organized by **Jack McGlynn '66**. / **Tom Gede** was elected director of UC Hastings' board of directors. As a partner at Morgan Lewis, he recently spoke at the Guiding Indian Law conference, hosted by the Indigenous Law & Policy Center at Michigan

State University. The conference explored the development of two of the most widely used treatises on federal Indian law, *Cohen's Handbook of Federal Indian Law* and the Conference of Western Attorneys General's *American Indian Law Deskbook*. Tom authored the *Deskbook's* chapter on Indian gaming and served as one of the book's editors. / **Lynne Hermle** was named Litigator of the Week by *American Lawyer*,

which reported how she skillfully handled voir dire and "steadily poked holes" in Ellen Pao's testimony during the monthlong trial with Kleiner Perkins. / **Linda Northrup** has been elected chair of the Agoura Hills Planning Commission in Agoura Hills and has become a grandmother of a baby boy.

'80

Michael Fish is celebrating his third year as a partner at Merrill, Arnone &



Fat and Lazy No More

Lorie Eber '81 retired from legal practice 10 years ago. She is now a Mayo Clinic-certified wellness coach, NASM-certified personal trainer, keynote speaker, instructor of gerontology, and published author. Her latest book was just published on Amazon.com and is titled *How to Stay Healthy in a World Designed to Make Us Fat and Lazy*.



John Lande '80

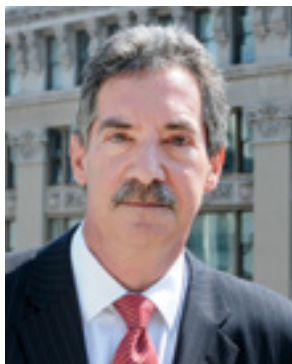
Jones in Sonoma County. / **Scott Gordon** is serving in his second year as an appointed trustee of the Contra Costa County Employees' Retirement Association Pension Board, a \$7 billion pension trust administering retirement benefits for more than 10,000 active employees and retirees of the system. The Contra Costa County Board of Supervisors appointed Scott in July 2013. / **John Lande** is retiring from his position as Isidor Loeb Professor at the University of Missouri School of Law, but he will continue to be active in the dispute resolution community. / **James Wagstaffe** is a partner of Kerr & Wagstaffe, which specializes in defamation, privacy, and intellectual property litigation. He is an adjunct professor at UC Hastings.



James Wagstaffe '80

'79

Former U.S. Deputy Attorney General **James M. Cole** has joined Sidley Austin's government litigation and investigations practice in the firm's Washington, D.C., office. / **Barbara Cray** has recently added creative artist representation to her commercial law practice. She is also a producer and director of PBS shows and is working on a documentary film about an autistic child and his service dog. /



James M. Cole '79

Marc Greenberg's book, *Comic Art, Creativity and the Law* (Elgar, 2014) was released in paperback in summer 2015. His next book, *Copyright's Termination Law*, is being published by the American Bar Association in early 2016. / **Eric Kawamura** has been reappointed to the California Housing Partnership Corporation. / **Hugo Loza** has been appointed by Gov. Jerry Brown to a judgeship on the Tulare County Superior Court.

'78

Thomas M. Berliner, a partner in Duane Morris' San Francisco office, has been named chair of the firm's global energy, environment, and resources practice group. Thomas is among the leading lawyers in California on water, power, and irrigation rights for water agencies, agriculture, and other businesses. He succeeds Stephen Teichler of the firm's Washington, D.C., office. / **Bob Freeman** received the Omaha Bar Association's 2015 Public Service Award, presented by Senior U.S. District Court Judge Lyle Strom. The award recognizes career-long

work to improve public access to the legal system. Cited in the presentation of the award were his juvenile justice program development, large-scale *pro bono* projects for the city of Omaha, and civic leadership. Bob continues his corporate law practice at the Fraser Stryker firm, teaches sports law at Creighton University's School of Law, and chairs Omaha's signature Tri-Faith Initiative Board. / **Jennifer Keller**, a prominent attorney at Keller Rackauckas in Irvine, has been named to the list of Top Women Lawyers of 2015, as selected by the *Los Angeles Daily Journal* and the *San Francisco Daily Journal*. Jennifer tries complex business and white-collar criminal cases and is one of the state's most highly regarded trial lawyers. This is the



Jennifer Keller '78

seventh time Jennifer has been selected for the Top Women Lawyers award. She resides in Corona del Mar. / **Lawrence Siegel** wrote: “I hope my 1978 mates are doing well. Despite an admittedly mediocre law school GPA, I have enjoyed a career representing students with disabilities, have published on the subject (*The Human Right to Language*), been honored with an endowed chair at Gallaudet University, and have advised Gifu University in Japan and Stockholm University via a Fulbright specialist designation. I have also written law and policy and testified before Congress and at the state capitol in Pierre, South Dakota. My wife and I started ForWords, which provides Bay Area students who are learning English and come from communities lacking in resources with enriched literacy programs.”

'77

Thomas Humphreys is the co-chair of the federal tax practice group and the tax department at Morrison & Foerster in New York. He also is an adjunct professor of law at New York University Law School, where he teaches

taxation of financial instruments in the LLM program.

'75

Steve Gurnee wrote: “It is amazing how quickly the years have passed. It has been a fascinating career as a trial lawyer learning about things I never would have dreamed of while in law school. Unfortunately, with the ever-increasing costs of litigation and shrinking court budgets, the days of the jury trial seem numbered. I have had the privilege of representing and trying cases for great clients in complex and interesting matters throughout the state. With three grandchildren and one on the way, life has been very good.” / In 1977, after practicing law in San Francisco, **Marliese G. Kim** joined the Santa Clara County District Attorney’s Office as a deputy district attorney/supervising district attorney. In 1989, she was appointed judge of the Santa Clara County Superior Court. She retired in 2003 but continues serving as an assigned judge. / **Paul Knight**, partner at Nossaman, was named to the Washington, D.C., 2015 Super Lawyers

Documentary on Anti-Apartheid Heroine

Abby Ginzberg '75 won the Peabody Award for her film, *Soft Vengeance: Albie Sachs and the New South Africa*. The documentary covers the inspiring life of **Sachs (below center)**, a lawyer who defended members of the anti-apartheid movement in South Africa and eventually helped write the country’s new constitution after the dramatic overthrow of the apartheid regime.



and Rising Stars lists. / **Mark Meltzer** is working as general counsel for Intuitive Surgical, manufacturer of the da Vinci surgical robot. He says he is still skydiving; it is his 46th year in the sport. His other hobbies include aviation, fishing, and ham radio. He is married to Sara Peterson, who teaches math at City College of San Francisco. He also has a commercial salmon permit and boat and plans to fish commercially when he

retires, a trade he picked up from his father. He is still good friends with **Stan Davis**, who is a full-time fishing vessel



Jeff Nadrich '75

captain. He recalled that he and Stan would often fish tuna and salmon during law school summer vacations. /

At **Jeff Nadrich's** firm Nadrich & Cohen, Jeff practices personal injury, mass torts, and chemical exposure cases in both Northern and Southern California. Although he lives in Los Angeles, he is in the Bay Area on a regular basis. Jeff wrote: "I would love to see

anybody who wants to get together in Los Angeles or the Bay Area."

'74

After retiring from a 30-year career with the city of Hayward, **Harry Bruno** has been working for the Alameda County Sheriff's Office for the past 12 years. He wrote: "I look forward to seeing class members at our 45th reunion." / **Ann Ravel**, chairwoman

of the Federal Election Commission, made the news for her comments about the agency. She was also mentioned on the May 7, 2015, episode of *The Daily Show*.

'73

Joseph A. Roman is semiretired, enjoying his twin grandsons and playing golf. He wrote: "Great memories of UC Hastings—but wouldn't want to go through all the pain and suffering again. Make a difference in someone's life, students!" / **Richard Scheuler** is retired after building a practice in Red Bluff, California, and serving as Superior Court judge. He covers courts throughout Northern California as an assigned judge. He has a great wife, great dog, and two successful children.

'72

John Barrie, a partner at Bryan Cave, was named to the Washington, D.C., 2015 Super Lawyers and Rising Stars lists.

/ **Jim Thompson** lives in Austin, Texas, and is not practicing law. /

Susan Weber is working part time as a retired annuitant on energy law matters at the California Department of Water Resources. Susan is

enjoying being a first-time grandmother of Phoebe, born in October 2014 to her daughter Emily and son-in-law Seth.

'71

Jay Knight continues to practice employee benefit law at Jackson Lewis in Los Angeles and was inducted in 2014 as a fellow into the American College of Employee Benefits Counsel. /

After two decades on the trial bench in Mount Vernon, Skagit County, Washington,

John M. Meyer retired in June 2015. John wrote: "Looking forward to spending more time on the golf course and with my wife, Susan, whom I married during the first year at UC Hastings, along with our two daughters, their husbands, and my four granddaughters."

'70

Rick Fischer, partner at Morrison & Foerster, was named to the Washington, D.C., 2015 Super Lawyers and Rising Stars lists.

'69

Fred Allen, founder and senior partner of business and litigation law firm Allen Matkins Leck Gamble Mallory & Natsis,



Making Vast Photo Archives Accessible

Howard K. Watkins '72, photo laureate for the city and the county of Fresno, has retired from active lawyering to work on making most of his nearly 300,000 photographs taken since 1973 available online for free to the public. To do this, he has partnered with Fresno State's Madden Library. The 130,000-plus photographs taken since 2007 can be viewed and individually downloaded from his Photo Archive Project website at www.watkinsphotoarchive.com.



George Roberts '69

was honored by Stanford Professionals in Real Estate (his undergraduate alma mater) for his distinguished career in the industry. / **George Roberts**, one of the co-founders of the private equity firm KKR, won the *San Francisco Chronicle's* inaugural Visionary of the Year award.

'67

Richard Charles Ackerman is a Republican politician, most recently a California state senator for the 33rd District, representing inland Orange County from 2000 to 2008. / The Southern California Chapter of the American Academy of Matrimonial Lawyers awarded longtime fellow Judge **Ned Huntington** its first Lifetime Achievement Award. Ned became a fellow in the American Academy in 1983 and received his LLM in

taxation from the University of San Diego in 1982. Ned started in the San Diego City Attorney's Office and later practiced family law for 28 years. During that time, he became a certified specialist in both family law and taxation. To date, he is the only lawyer in the state with that double certification. In 1988, he served as president of the San Diego County Bar Association and in 1994 as vice president of the State Bar board of trustees. In 1995, he received the San Diego Bar Association's Legal Professional of the Year award and was appointed to the bench in 1995 by Gov. Pete Wilson. In 2002, the UC Hastings Alumni Association named him *Alumnus of the Year*. He has maintained many friendships with the many attorneys who have graduated



Ned Huntington '67

from UC Hastings and ply their trade in San Diego. / **Duane Nelson** practices law in Modesto with Damrell, Nelson, Schrimp, Pallios, Pacher & Silva.

'66

Bart Bleuel has been retired for over two years. He is now in the day care business for his three grandchildren. He also is quite the overachiever with his Kiwanis Club and swimming, which consume his time. He is still trying to figure out how he ever had time to work. Bart wrote: "Speaking of overachievement, a much younger friend of mine and I have decided to swim across the Anacapa Channel this summer, although we will be wearing wetsuits—a concession to my age and his lack of body fat. The 12 miles will not be a problem; it's the waves, surge, and currents that are on my mind."

'64

After 47 years with Wells Fargo, **Steve Dobel** retired in May 2015.

'57

Gordon Phillips received his MA in history from Sonoma State University

in May 2015. His thesis was titled "The Chinese of Sonoma County, 1900-1930: the Aftermath of Exclusion."

'53

William E. Freedman practices law in Las Vegas. He specializes in arbitrations, probate, and uncontested divorces. / **Ed Morris** and his wife just published their joint autobiography, covering 70 years of marriage. It is titled *May I Sit on Your Towel?* and is available on Amazon. Those were the first words he ever spoke to her, and he asked her for a date that night. On their second date, he asked her to marry him, and she said yes. The book captures the spirit of the times and shows how their lives were shaped by major events in world history. There is considerable advice for lawyers as well—the same advice for which the California Bar Association paid \$1,000 per hour for Ed to lecture at the annual State Bar conventions.

PARALLEL LIVES

Two former prosecutors and appellate judges reflect on their careers, their passion for the arts, and their enduring friendship



Jim Ardaiz '74

Although **Jim Ardaiz '74** and the Rev. **Rod Davis '74** did not know each other at UC Hastings, their similar career trajectories, first as prosecutors and then as judges, fueled a decades-long friendship that has extended beyond the courtroom to their mutual passion

for art and their support of one another's professional and personal accomplishments.

The two men got to know one another after they both became appellate court justices in the late 1980s. Ardaiz spent 30 years on the bench, serving 16 years as the administrative presiding

justice for the Fifth District Court of Appeal in Fresno. Davis was a judge for 27 years, 20 of which he spent as an associate justice on the Third District Court of Appeal in Sacramento. Their effort to reform the appellate lawyer compensation system was one of their first professional collaborations. Ardaiz

recalled, “We were brand-new appellate court judges telling the most powerful appellate judges in California what was wrong with the way they paid appellate lawyers. As we left the meeting, Rod said, ‘You know, this may actually happen.’” And happen it did, with the successful implementation of a new methodology for oversight and payment of claims.

Ardaiz launched his legal career in the Fresno County District Attorney’s Office, where he ultimately rose to chief of homicide. Despite the difficult nature of the cases he handled, he describes being a prosecutor as the best job he ever had. “Unlike our classmates who weren’t getting into court, we were trying major cases very rapidly,” he said.

Among the approximately 150 homicide cases in which Ardaiz was involved, his prosecution of Clarence Ray Allen in two separate trials stands out. While serving a life sentence as a result of the first trial, Allen initiated a conspiracy from prison to murder witnesses who had testified against him. After one of the witnesses was killed, Ardaiz’s realization that Allen was connected to the crime resulted in a second trial and a death sentence. Ardaiz attended the execution, which took place 26 years after the verdict. “Allen was a scary guy. I made commitments to the witnesses that they’d have nothing to worry about, and one of them died doing what I asked him to do. I felt a tremendous sense of

personal responsibility.” Ardaiz’s book, *Hands Through Stone*, is a nonfiction account of the story behind the Allen case.

During his tenure as an appellate judge, Ardaiz played a key role in transitioning the judiciary to a uniform state-based trial court. “Jim was the guy the judiciary turned to when complicated and sensitive changes had to be made,” said Davis. Ardaiz also formulated the concepts behind California’s three-strikes statute. Despite the controversy that erupted over his involvement in the legislation, it remains one of his proudest accomplishments. After retiring in 2010, he joined Baker Manock & Jenson, a Fresno law firm that primarily represents private businesses, their

“I made commitments to the witnesses that they’d have nothing to worry about, and one of them died doing what I asked him to do. I felt a tremendous sense of personal responsibility.”

—JIM ARDAIZ '74

owners and executives. He is also an accomplished painter and has just completed his second book, a psychological thriller.

Davis rose through the prosecutorial ranks to become chief of the statewide Medi-Cal Fraud Unit, overseeing more than 90 employees. During his subsequent judicial career, he authored more than 200 published opinions. A few years before retiring in 2009, Davis began the process to become an Episcopal priest. Ordained in 2010, he currently serves a parish in Carmichael and spends his free time serving as an alumni regent on the University of California’s Board of Regents and honing his skills as a sculptor.

Davis, who recently wrote a cover story for *Sacramento Lawyer* about the role of religion in judicial decision-making, first felt the pull toward the priesthood in the 1970s. When he finally decided to pursue his vocation, it took seven years. “The most difficult period for me was during the eight months I served nights and weekends as a hospital chaplain while still working full time as a judge. Until then, my perspective in terms of death and suffering tended to be at arm’s length. Suddenly, that aspect of my judicial career—grappling with the consequences of suffering and pain and family disruption and death—became very real.”

Ardaiz and Davis frequently mention the compassion they developed as judges. “Over the course of a lengthy judicial career, you see

situations and individuals that are very moving and surprising, and it humbles you,” said Davis. That compassion is evident in their art, which helps them clear their minds and relax. “Engagement in the creative side of being human taps into something fundamental about our nature,” observed Davis, who took his first sculpture class about three years ago. He creates evocative pieces depicting animals, humans, and occasionally combinations of the two. Ardaiz began painting about 10 years ago. “I was trying to develop a warm and fuzzy side, and I didn’t want to become a priest,” joked Ardaiz, whose paintings, grounded in realism, reflect his interest in light. “During our judicial lives, few of our colleagues would have guessed that we both had a creative side,” said Davis.

In addition to their post-judicial careers and creative pursuits, the two friends are busy with their families, and both men recently became grandfathers. They live several hours apart and don’t see each other as frequently as they used to now that they’ve retired their judges’ robes. Their bond and mutual admiration remain strong, however. “When Rod was ordained, I made a special effort to be there for him, and when I retired he made a special effort to be there for me,” said Ardaiz. “No friend of mine compares with the breadth and depth of interests that Jim has developed during the time I’ve known him. I consider him one of the most interesting people I have ever known,” said Davis.



Rod Davis '74

“Over the course of a lengthy judicial career, you see situations and individuals that are very moving and surprising, and it humbles you.”

—ROD DAVIS '74

TOMORROW'S OPPORTUNITY IS OURS TO CREATE.

Barbara Banke's career path led her from legal practice to leadership of the nation's largest seller of premium wines. What prepared her for this opportunity? A UC Hastings education.

Early in her career, Banke specialized in complex land-use and eminent domain cases. When she married the late Jess Jackson, famed California winemaker and fellow attorney, Banke became a vintner. In 2011, she took the helm of Jackson Family Wines, which has expanded strategically under her leadership.

Career transitions are something today's lawyers must be ready for, Banke believes. With an investment in the Campaign for UC Hastings, you can help prepare future graduates to be sound strategists, able to navigate change and create opportunities of their own.

To make a difference and share your definition of opportunity, visit opportunity.uchastings.edu

THE CAMPAIGN FOR UC HASTINGS

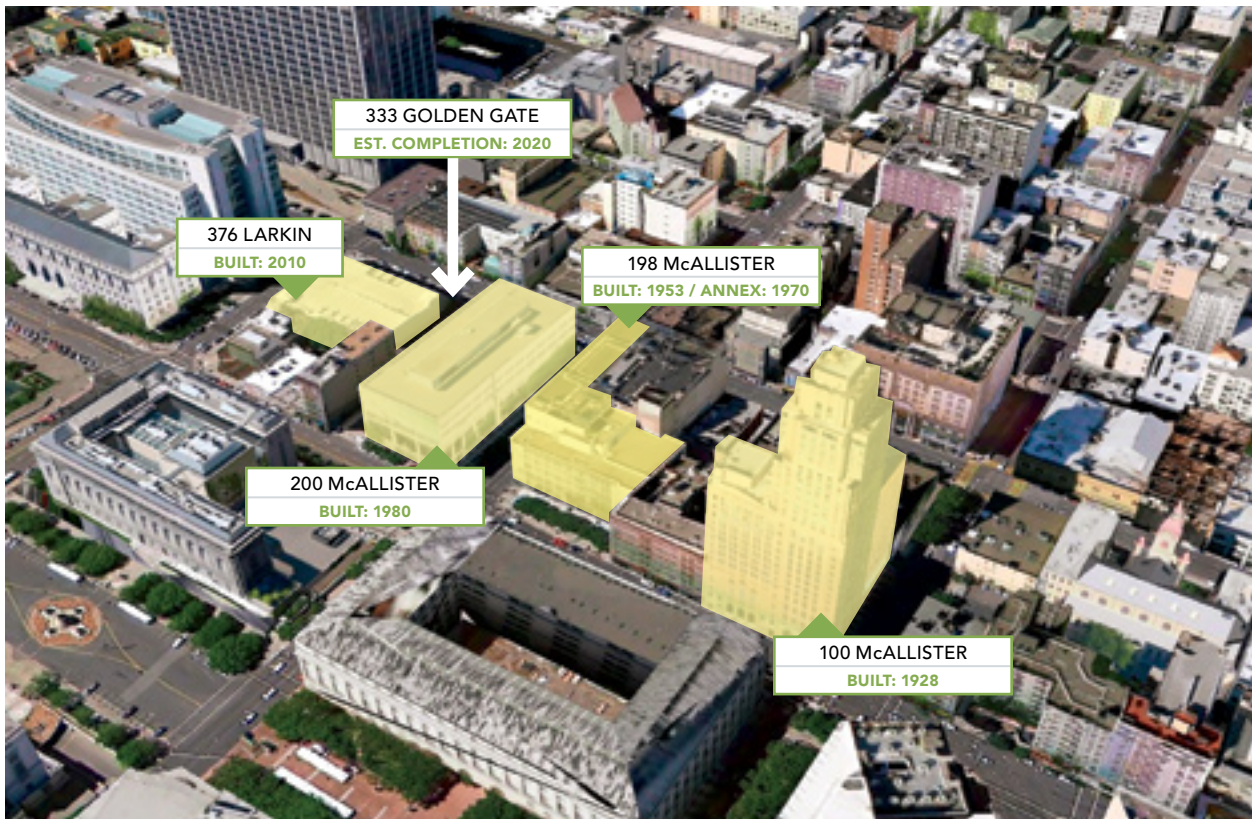
"LAW SCHOOL PROVIDES A GOOD MENTAL FRAME FOR ASSESSING RISKS AND SOLVING PROBLEMS."

BARBARA BANKE '78
CHAIRMAN AND PROPRIETOR
JACKSON FAMILY WINES

INVESTING IN OPPORTUNITY

BUILDING UC HASTINGS

The law school begins a large-scale campus upgrade with plans for a new academic building and student housing

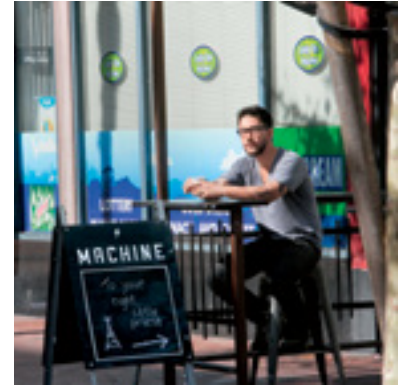


Above: The buildings that currently comprise the campus and the site for new construction at 333 Golden Gate Ave.

Opposite page: Scenes from a changing neighborhood.

As San Francisco's long-blighted Mid-Market and Tenderloin areas continue their exciting transformation—from the game-changing arrival of tech giants like Twitter to ACT's gorgeous renovation of the once-derelict Strand Theater—UC Hastings is embarking on a dramatic revitalization of its own.

This year, the law school, one of the Tenderloin's anchor institutions, announced plans to construct a new academic building in a vacant lot it owns at 333 Golden Gate Ave. The building will replace the current academic building, Snodgrass Hall, at 198 McAllister St., which will be demolished and replaced with much-needed student housing. The plan has been endorsed by Gov. Jerry Brown's administration, which has earmarked



\$36.8 million of its fiscal year 2015-16 budget to fund the project.

“There’s a resurgence of urban life here, which translates into increased safety and cultural vibrancy,” said David Seward, chief financial officer of UC Hastings and one of the driving forces behind the campus renewal. “UC Hastings is well positioned to give its students greater opportunities to engage in the community.” With the additional new housing, he said, the law school will become more of a traditional living-and-learning campus.

The impetus for the project, Seward noted, was the declining condition of Snodgrass Hall, which houses 83 percent of the school’s classrooms. Built in 1953, Snodgrass Hall is energy inefficient and needs a substantial upgrade of its core systems. The cost of rehabilitating the structure is approximately the same as building a new one. Its annex, located at 50 Hyde St., housing the Justice Marvin and Jane Baxter Appellate Law center, Gold Reading Room, and Louis B. Mayer Lounge, is slated for renovation with

an additional \$7 million from the state of California to be appropriated at a future date. Once the new academic structure at 333 Golden Gate Ave. is open in 2020, the Snodgrass site can then be developed for student housing.

Currently, 32 percent of the student body lives on campus, at 100 McAllister, in the grand, gothic

revival skyscraper known as the Tower. The new construction will add up to 400 more residential units at the old 198 McAllister site, some of which will likely be made available to students from nearby UCSF.

Seward is clearly excited by the prospect of finally giving UC Hastings more of a campus feel. He has already spearheaded a \$2.4 million project largely funded by a grant from the city of San Francisco to give the law school more “curbside appeal” and increase pedestrian safety by widening the sidewalk for its two blocks of McAllister, planting 20 trees, and installing ground-level halogen lighting. His goal is to have the new building LEED-certified and plant gardens on its rooftop, which he hopes to link to Mary Kay Kane Hall by a series of skybridges. “I want the new building to maximize light and air,” he said. “There’s nothing worse than dead space. It’s all about activation.”

And the same could also be said of the invigorating changes taking place in the neighborhood at large.

“

There’s a resurgence of urban life here, which translates into increased safety and cultural vibrancy.”

— DAVID SEWARD,
CHIEF FINANCIAL OFFICER

JUSTICE MARVIN R. BAXTER HONORED AS ALUMNUS OF THE YEAR

Esteemed Honorary Committee Includes Governor George Deukmejian (Chair), Chief Justice Malcolm Lucas, and Chief Justice Ronald George

After serving 24 years on the California Supreme Court and 32 consecutive years of public service, Justice **Marvin R. Baxter '66** retired in January, leaving behind a legacy of commitment and dedication to the law. As the 2015 Alumnus of the Year, Justice Baxter attributes much of his success to his legal education.

"Everything I've had the privilege to do in public service is because of UC Hastings," said Baxter. "It is a great honor to receive this award. I'm grateful to the school for preparing me for an interesting, challenging and very fulfilling career in law."

California Governor George Deukmejian, who is chairing the Honorary Committee, called Justice Baxter a tremendous friend and former colleague. Baxter served as Appointments Secretary during Deukmejian's first six years as Governor, assisting in all gubernatorial appointments to the executive and judicial branches. "I was very fortunate, having met Marv back in 1970, that I could always trust what he was telling me. I relied on him and trusted him, and we upheld the duty that the people had given us to perform," he said.

"Justice Baxter is a giant of the bar," said Chancellor & Dean Frank H. Wu. "He exemplifies



Justice Marvin R. Baxter '66 and his wife, Jane.

the best that a lawyer can do: helping his community; becoming involved in public life, and then serving at the highest levels of government. We are honored to recognize him."

HONORS GALA 2015

The 2015 Honors Gala on Friday, September 25, at the Westin St. Francis Hotel in San Francisco will salute the accomplishments of UC Hastings Alumnus of the Year Justice Marvin R. Baxter '66, Rising Alumna of the Year **Xochitl Carrion '07**, and Distinguished Faculty Member of the Year, **Professor Richard Marcus**. Carrion, who uses her legal education to provide justice to low-income and underrepresented communities, is an Assistant District Attorney at the San Francisco District Attorney's office. Marcus holds the Horace O. Coil '57 chair in litigation and is an Associate Reporter for the Advisory Committee on Civil Rules to the U.S. Judicial Conference.

"We hope that you will join us in honoring the Baxters by contributing to the Justice Marvin and Jane Baxter Fund for Moot Court," says Jim Mahoney '66, UC Hastings Foundation Honors Committee Co-Chair. "Support for the fund directly benefits students and will help continue the winning tradition of UC Hastings Moot Court excellence." **For more information, visit www.uchastings.edu/gala2015.**

In addition to recognizing our distinguished honorees, the Honors Gala offers a means to support the Justice Marvin and Jane Baxter Fund for Moot Court at UC Hastings. All funds raised through sponsorship, ticket sales, and donations, in excess of actual event costs, will be held as restricted but expendable for this purpose. If you wish to change your designation of net proceeds to the UC Hastings fund or another UC Hastings program, please contact the Alumni Center at 415-565-4615 or alumni@uchastings.edu.

MARVIN & JANE BAXTER



A LASTING LEGACY

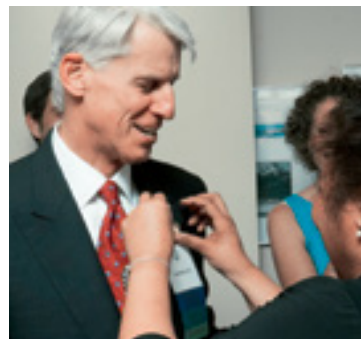
A special event celebrates the generous donors who make planned gifts to the law school

Earlier this year, the UC Hastings Legacy Society held a reception to honor its Bay Area members who have named the school as a beneficiary in their wills, trusts, and retirement funds. The event, hosted by foundation trustee **Betsy England '78** and her husband, Robert MacIntosh, was attended by grateful alumni whose generosity will help ensure the law school's long-term financial stability.

One such alumna is **Peter Engstrom '85**, general counsel at Baker & McKenzie and a member of the UC Hastings Foundation board of trustees. "I deeply appreciate how my time in law school positioned me for the success I have enjoyed," he said, "so I designated UC Hastings as a beneficiary in my estate planning. There are many different ways to give back and engage, from making financial contributions to serving as an alumni mentor, and I try to show my support in as many ways as I can."

Recently retired from her position as senior vice president and general counsel at J. Crew in New York, **Jennifer Meeker '84** has also included UC Hastings in her estate planning. "So many of the opportunities I have had are because of UC Hastings," said Meeker, who serves on the law school's board of governors. "I want to help ensure that others will have the opportunities I had. It is especially important to do so now that state funding of UC Hastings and other schools has declined so dramatically."

To learn more about planned giving opportunities, visit www.uchastings.plannedgiving.org or contact Laura Jackson, managing director of development, at jacksonl@uchastings.edu or 415.565.4621.



Peter Myers '84 (above) and Scott Morris '76 (left) receive Legacy Society pins during the event. Below: Chancellor & Dean Frank H. Wu and Betsy England '78.



Kelly Matayoshi '12 (center) with her sister, Alana Matayoshi, and her mother, Coralie Chun Matayoshi '81.



From Hawaii to UC Hastings

GENERATIONS OF HAWAIIANS HAVE FORGED CLOSE TIES WITH THE LAW SCHOOL

Kelly Matayoshi '12—a Honolulu native and Wellesley graduate—had no doubts about where she wanted to attend law school. “UC Hastings was my natural choice,” she said. “I’d heard so many positive things about it from my mother, aunts, and uncles, who had all gone there. I applied early decision, got in, and loved it.”

Now a third-year associate at Farella Braun + Martel in San Francisco, Matayoshi is one of hundreds of Hawaii-born alumni who have long-standing connections with the law school. “When I went to UC Hastings, it was considered the Hawaiian law school,” remembered **Keith Suzuka '84**. “Anyone who wanted to be a lawyer in Hawaii looked at UC Hastings, and the state had among the largest alumni groups.”

Those ties go back to the 1950s, when California allowed Hawaiian students to pay in-state resident tuition at its law schools, and UC Hastings became the mainland school of choice. Over the years, distinguished Hawaiian alumni have included three associate justices of the Hawaii State Supreme Court—**Mario R. Ramil '75**, **Richard W. Pollack '76**, and **Paula A. Nakayama '79**—and former U.S. Rep. **Ed Case '81**, who represented Hawaii’s 2nd District.



Alfred Wong '64

Even after the University of Hawaii opened its own law school in 1973 and California's preferential tuition policy ended, many Hawaiian students still applied after hearing about UC Hastings from alumni, said Suzuka, a partner at McCarriston Miller Mukai MacKinnon in Honolulu.

"When I was at UC Hastings, there were more than 20 students from Hawaii in first-, second-, and third-year classes," added Kelly's mother, **Coralie Chun Matayoshi '81**. It was a tight-knit group, said the former executive director of the Hawaii State Bar Association and now CEO of American Red Cross, Pacific Islands Region. "We had a lot of camaraderie—studying together, playing sports, and making pies and turkeys together at Thanksgiving when we couldn't go home. It was like family."

Many Hawaiian alumni have maintained strong ties to UC Hastings. When **Alfred Wong '64** and **Bert Kobayashi Jr. '65** were in law school, UC Hastings had a Hawaiian Club, with about 20 members. "I'm still in touch with all of my Hawaiian classmates," said Wong, a retired attorney in Honolulu who has served on the UC

Hastings Foundation board of trustees. Kobayashi is actively involved with the law school as well, assisting with its outreach in Hawaii. A founding partner of Kobayashi, Sugida & Goda in Honolulu and director of First Hawaiian Bank and Hawaiian Air Lines, he received the Alumni Association's Distinguished Service Award in 1987.

"Hawaii has a very loyal alumni group," said Chancellor and Dean Emerita Mary Kay Kane, "and they care a great deal about the law school." UC Hastings deans try to visit Hawaii once a year, and the law school sponsors a variety of events to encourage applications and enrollment.

Although the number of Hawaiian students at UC Hastings has dropped in recent years, dedicated alumni and friends have been working to make the law school accessible and affordable for young islanders. The late Hawaii resident, educator, philanthropist, and conservationist Cecilia Blackfield and her late husband, **William**



Bert Kobayashi Jr. '65

Blackfield '38, both served on UC Hastings' board of directors and established UC Hastings' William Blackfield Scholarship Fund for needy students.

Five years ago, Hawaii alumni also raised \$250,000 to create the Hawaii Hastings Scholarship Fund. **Cheryl Hetherington '79**, a former practicing attorney and active community volunteer, is planning a gala in 2016 to raise money for the fund and reconnect alumni with each other. Hetherington's husband, **George Hetherington '78**, who is president of Torkildson, Katz, Moore, Hetherington, Harris in Honolulu, said that the scholarship is offered to qualified candidates from Hawaii who are considering UC Hastings. "UC Hastings has contributed tremendously to the legal profession in Hawaii," Cheryl explained. "We want to see that continue."

Staying involved as an alumna is a privilege, according to Kelly Matayoshi, who serves on the law school's board of governors and coaches a moot court team every year. "UC Hastings has given me so many opportunities," she said. "I want to make sure that future students have the same opportunities that I did."

“

Anyone who wanted to be a lawyer in Hawaii looked at UC Hastings, and the state had among the largest alumni groups.”

— KEITH SUZUKA '84

MAKING TAX TIME LESS TAXING

Student volunteers offer filing assistance to the underserved

Most people don't relish the chore of completing their income taxes, putting them off until the final days in April before the IRS due date. Taxes can be overwhelming for many, but for low-income residents of the Tenderloin, confusion over the process delays the receipt of funds essential to the health of their families.

Since 2004, the UC Hastings' **Volunteers in Tax Assistance (VITA)** program has been offering *pro bono* tax return filing services one night a week during tax season to individuals and families making \$53,000 annually or less. Each year, 20 to 40 student volunteers pass an IRS certification test to prepare and file 1040 forms in consultation with walk-in clients. Last year, student volunteers helped 144 tax filers recoup more than \$120,000 in refunds. The project, supervised by Nancy Stuart, clinical professor of law and associate dean of experiential learning, is one of the College's numerous programs through which students provide *pro bono* services. "Some student volunteers are interested in tax law, but this program also offers the opportunity for them to develop client skills like interviewing and explaining legal principles," she said.



2L Tyra Singleton and 3L Andrew Garrett

This past spring's program was run by **3L Andrew Garrett** and **Corey Arnold '15**, who together won the 2015 UC Hastings Student Leadership Award for their outstanding service. "My priority is to make sure that UC Hastings is acting very neighborly in the community, and that people know they can access legal resources through the law school," Garrett said.

Arnold said that clients are students and poor working families, and some may have recently been homeless. "It's great to be able to take the tax filing load off their backs," he said.

Many clients don't know they qualify for an earned income tax

credit or an education credit, and they walk in expecting to owe the government money. "That is what is really satisfying about VITA," said Garrett. "Both volunteers and clients get instantaneous results when we process their returns. We are literally bringing thousands of dollars back into the community on most nights."

2L Tyra Singleton, who will lead the organization next spring, agrees, and said that her clients are hardworking and want to do the right thing. "It's always a pleasure to see the surprise on their faces when we are able to get them a credit on their tax return that they had no idea they were eligible for," she said.

MAKING THINGS HAPPEN

Chancellor & Dean Frank H. Wu leads UC Hastings to new heights

The UC Hastings board of directors has unanimously confirmed the appointment of Frank H. Wu as chancellor and dean for a second five-year term—a ringing endorsement (especially at a time when, as *The National Jurist* recently reported, the average tenure for a law school dean is at an all-time low of 2.78 years).

Named the most influential dean in legal education by *The National Jurist*, Dean Wu has ushered in an exciting new era for UC Hastings with his plan to “reboot legal education.” Following are highlights of the many initiatives the school has launched, formalized, or expanded during the first five years of his leadership—all accomplished with the invaluable contributions of faculty, staff, and alumni.

- > Set new fundraising records and helped secure a state appropriation of approximately \$43 million for new buildings.
- > Enhanced programs and partnerships, including the UC Hastings-UCSF Consortium and the East Asian Legal Studies Program.
- > Expanded joint degree offerings by revitalizing or establishing programs with the UC Berkeley Haas School of Business, UC Santa Cruz (3+3), and the UC Davis Graduate School of Management.
- > Launched the Startup Legal Garage; the Liberty, Security & Technology Clinic; Lawyers for America; and the Medical-Legal Partnership for Seniors Clinic.
- > Created three new endowed faculty chairs.

LOOKING AHEAD

The next five years promise to be just as transformative. With plans for new buildings underway and the Investing in Opportunity capital campaign entering its public phase, the law school is on an electrifying new trajectory. To learn more, follow Dean Wu on Twitter: @frankhwu.



- > Added new foreign exchange programs.
- > Reduced class size by 20 percent to proactively address the changing legal landscape, a decision that became a model for law schools across the country.
- > Improved internal operations by transitioning to a paperless workflow, added position of chief information officer, created office to support students’ bar passage, and developed new financial aid strategies.

To help make legal education available to more students, Dean Wu and his wife, Professor Carol Izumi, established the Oshima Family Scholarship, to which they have given \$125,000 and will continue to contribute \$25,000 annually.



Alumni Center
200 McAllister Street
San Francisco, CA 94102-4707

Nonprofit Organization
U.S. Postage

PAID

Salt Lake City, UT
Permit No. 621

Made in San Francisco. Ready for the World.

Visit our website at www.uchastings.edu.



**▶ ALL ALUMNI INVITED
UC HASTINGS HONORS GALA
SEPTEMBER 25**

**DON'T MISS
REUNION 2015!
SEPTEMBER 26**

THE CLASSES OF

**1965, 1970, 1975, 1980, 1985,
1990, 1995, 2000, 2005, and 2010
will celebrate their reunions at the
Palace Hotel in San Francisco on
Saturday, September 26.**

For more information on the
Honors Gala and reunions,
visit www.uchastings.edu/alumni
or call 415.565.4667.