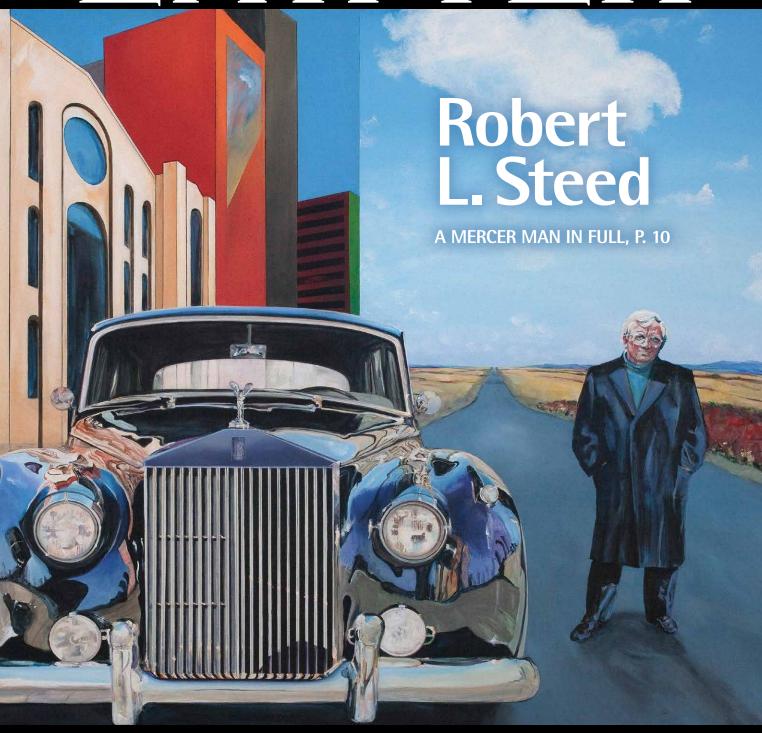
# MERCER AMATER



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#### **COVER STORY**

# 10 Robert L. Steed A.B. 1958, LL.B. 1961, LL.D. 1979

Robert "Bob" Steed has dedicated his life to meaningful service to others, his family, and his beloved alma mater. Dwight Davis ('82) tells the story of Bob meeting his soul mate at two months old, causing trouble on campus as a student and how he helped secure the current building which houses Mercer Law School on Coleman Hill. This story hardly seems to scratch the surface of Steed's many contributions and service to Mercer. Even in this small glimpse, it is clear that Bob truly embodies what it means to be a Mercer lawyer.

Cover Art by Lu Steed

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# **15** Remembering Those Who Made a Difference

Becoming a lawyer is more than just earning a legal degree. The transformative process you go through during Law School is not only shaped by experiences, classes and friends, but also by Mercer Law professors who truly influence the lives of students in and out of the classroom. Three alums remember how Professors Reynold Kosek, John Cole and Patrick Longan helped shape them into the lawyers, and persons, they are today.



### 33 School of Law Giving Report

The financial commitment provided by the Law School's donors enables us to offer an exceptional education to our students and to continue to be a national leader in legal education. Individuals, foundations, corporations, and others who give so generously make a profound difference in the Law School's life and future. Acknowledged in this report are donors who made gifts to the Law School from July 1, 2012, through June 30, 2013.

Mercer Law's LL.M. in Federal Criminal Practice and Procedure hosted a day-long program in collaboration with the post-doctoral fellowship program in psychology at Georgia Regents University in February 2014. The program consisted of a series of simulation exercises, based on real cases, of direct and crossexamination of expert testimony by psychologists on the issues of the competency of criminal defendants to stand trial and the insanity defense.



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# LAWYER

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Dear Alumni and Friends,

As I write this, the Law School building is quieter than usual. In the midst of a busy academic year, I sometimes look forward to the summer and the moments when I can catch up on the many tasks that I have put aside to meet the daily demands of teaching and administrative life. Yet, when it is quiet, the building seems not quite "right" to me. I find myself a bit restless and not really able to focus on those waiting tasks. Like other educational institutions, Mercer Law School is at its best when filled with the energy of students engaged in the sometimes noisy and messy, but always transformative, process of becoming lawyers. We are meant to be loud with the sounds of intellectual give-and-take and student meetings, and messy with papers strewn about the library with pizza boxes and other signs of late-night studying. I will try to remind myself in the midst of the fall's coming noise and mess that this is how it is supposed to be and that the quiet times I wish for aren't really what I would want every day.

Law schools are complicated and exciting places. They have a rhythm that is different from law practice, moving in cycles through academic years and summers, welcoming new students and saying good-bye to graduates. We have both the pleasure and the pain of constant beginnings and endings. This time of year, we are thinking about our new graduates, who are moving from celebration to the tedious task of studying for the bar exam, and our rising second and third year students, who are expanding their educations through work, externships, or summer study abroad. We eagerly await the Class of 2017, who will be joining us in just a few short months from diverse backgrounds and perspectives. Our faculty are dispersed, close at hand or spread around the globe teaching summer school, completing research projects or designing course materials, and speaking at conferences. Our staff members are counseling students, installing the latest technological upgrades, and preparing for yet another new beginning. We are also thinking about our alumni — from those new graduates to members of the Half-Century Club — and learning from them about how to do our jobs better.

I hope that you will find in this issue of *Mercer Lawyer* both a moment of respite in the midst of a noisy, messy world and an appreciation of complicated and exciting professional environments. In these pages, you will read about those whose daily lives follow the rhythms of academia as well as those who inhabit the less predictable world of law practice and business. But, among these differences, you will find that everyone in this issue has something important in common. They are a part of, and they shape, Mercer Law School.

Thank you for being part of our community.

Daisy Hust Flaged

Best wishes,

Daisy Hurst Floyd, Dean and University Professor of Law and Ethical Formation



# Law Review Symposium

n October, Mercer Law Review held the daylong symposium "Current Trends in International Trade and Their Impact on Multinational Business," featuring a mix of leading academics, key government officials and expert attorneys in private practice and corporate general counsel.

"It is a truism that law must be practiced nowadays in an increasingly globalized environment," said Mark Jones, professor of law and organizer of the symposium. "It is an undeniable fact that goods, services, capital, people, information and ideas cross national borders at an ever-increasing and accelerating rate and that legal practitioners and their business clients in the United States must take account of this fact."

Along with Professor Jones, Professors Kidd, Ritchie, Simson, and Titshaw, Honorary Consul of The Kingdom of Denmark Christopher N. Smith, Lead Articles Editor Robert Johnson, and Editor in Chief Jennifer Findley, participated in the moderation and organization of the symposium.



#### **SPEAKERS INCLUDED:**

- **Todd Benson**, Corporate Attorney, United Parcel Service
- Eric Chaffee, Professor of Law, The University of Toledo College of Law
- Evan Chuck, Partner, Bryan Cave LLP
- **Greg Desautels**, Business Development Executive for U.S. Manufacturing Companies
- Curtis Foltz, Executive Director, Georgia Ports Authority
- John Linarelli, Professor of Law and Legal Theory, Dean of Swansea Law School, United Kingdom
- Muna Ndulo, Professor of Law and Director of the Institute for African Development, Cornell University Law School
- Kathy Oxford, Senior International Trade Manager, Georgia Department of Economic Development
- Penelope Prime, Professor, Georgia State
   University College of Business and Director, China
   Research Center
- James Reed, Senior Vice President and Chief Legal Counsel, YKK Corporation
- Elizabeth Silbert, Associate, King & Spalding
- David Stepp, Partner, Bryan Cave LLP
- Roger Tutterow, Professor of Economics, Stetson School of Business & Economics, Mercer University
- Lynn Van Buren, Attorney, Bryan Cave LLP
- Joel Williams, Partner, Bryan Cave LLP

## **Constitution Day Lecture**

Noted constitutional law scholar Louis Michael Seidman, the Carmack Waterhouse Professor of Constitutional Law at Georgetown Law School, presented "Constitutional Skepticism" at Mercer Law School's Constitution Day celebration on Sept. 17, 2013. Seidman spoke during the University's observance of Constitution Day. Established by federal law in 2004, the national holiday commemorates the formation and signing of the U.S. Constitution on Sept. 17, 1787. The day is also designed to recognize those who have become U.S. citizens.



# Supreme Court of Georgia Holds Special Session at Mercer Law School

In November the Supreme Court of Georgia heard oral arguments in the first-floor moot courtroom at Mercer Law School. The visit provided an opportunity for students and the local community to observe the Court in action.

At the start, the Court held a short admission ceremony allowing any recent law school graduates, alumni or members of the local bar who are not already admitted to the Supreme Court to be admitted at this special session.

"Having the Georgia Supreme Court on campus for oral arguments was an experience of great value," said first-year student Tyler Bishop. "It changed the way I go about my studies by showing me what would be expected of my work in the future."



Pictured from left to right: Justice David E. Nahmias, Justice Carol W. Hunstein, Presiding Justice P. Harris Hines, Chief Justice Hugh P. Thompson, Justice Robert Benham, Justice Harold D. Melton and Justice Keith R. Blackwell.

### **Cocktails and Conversations**



Atlanta area alums on Nov. 5 joined current students, faculty and staff at a networking event in the Offices of Burr Forman LLP. Pictured from left to right: Anne Bryan, Debbie Malone, Tommy Malone ('66) and Wheeler Bryan ('65).

## AWLS Raises \$4,000 for Susan G. Komen

As part of its philanthropy work, Mercer Law's Association of Women Law Students organized several fundraising events for the Susan G. Komen Race for the Cure of Central Georgia. At the race, the association was recognized as the top team fundraiser and the top school/university division. To raise over \$4,000, the group hosted events such as a zumba class, Pink Ribbon Week, a kickball tournament and a bake sale.

Co-president of AWLS Megan Powers says, "The entire organization genuinely cares and wants to make a difference when it comes to breast cancer awareness."



## **Currie Lecture**

On Oct. 1, 2013, Professor Kermit Roosevelt of the University of Pennsylvania School of Law delivered the Third Annual Brainerd Currie Lecture. The lecture series is named after the legendary conflict of laws scholar who graduated from Mercer Law School and began his teaching career here.

Professor Roosevelt is co-author of the latest edition of a conflict of laws casebook that began years ago as a casebook by Brainerd Currie's son David, a longtime professor at the University of Chicago. Professor Roosevelt is a 1997 graduate of Yale Law School and clerked for U.S. Supreme Court Justice David H. Souter. He is the author of "Conflict of Laws: Concepts and Insights" (Foundation Press 2010) and various articles in the field.



# Professor Scott Titshaw Receives Prestigious Fulbright Award

Mercer University School of Law Professor Scott Titshaw has been selected to receive a Fulbright-Schuman European Union Program grant to spend the 2014–15 academic year conducting research through the support of this prestigious award.

Professor Titshaw will be doing comparative legal research on immigration and internal migration by same-sex couples and their children. This is a timely topic since these European families, like their American counterparts, face fundamental issues with divergent laws affecting the cross-border portability of their family relationships.

"We are delighted that Professor Titshaw's innovative work is receiving international recognition," said Dean and University Professor of Law and Ethical Formation Daisy Hurst Floyd. "His ongoing research will have a significant impact in the development of law and policy in this important intersection of immigration and family law."

During the fall, Professor Titshaw will be based at the European University Institute (EUI) in Florence, Italy. During the spring, he will be based at Leiden University's Grotius Centre for International Legal Studies in The Hague, Netherlands.



# Third-Year Law Student Wins Writing Competition

James Milner won first place in the 2013 College of Workers' Compensation Lawyers Student Writing Competition. His paper, "Facing a Fear of Forfeiture: Workplace Equipment, Successor Liability, and the Dual Persona Doctrine as an Exception to the Exclusive Remedy of Workers' Compensation," was judged on organization, quality of research, depth, originality of analysis, clarity of style and readability.

As the winner of the competition, he received a \$1,500 cash award plus an expenses-paid trip to the College Annual Induction Dinner. Mercer Law School's scholarship fund also received \$1,000 from the College of Workers' Compensation Lawyers in honor of the achievement.

## Gary Simson Appointed to Senior Vice Provost of Scholarship; Daisy Hurst Floyd Appointed Dean of Mercer Law School

ary J. Simson, Macon Professor of Law and Dean of Mercer University's Walter F. George School of Law since July 1, 2010, was named Senior Vice Provost for Scholarship by Mercer Provost D. Scott Davis effective March 2014. Daisy Hurst Floyd, who served as law dean from 2004 to 2010 and is currently University Professor of Law and Ethical Formation at Mercer, has assumed responsibility as dean until such time as a national search

is conducted for a new leader at the law school.

"I am pleased that Gary a nationally regarded legal their scholarship portfolios. Gary will serve a key role as the institutional focus on

Simson has agreed to lead this new initiative in the Provost's Office," Dr. Davis said. "He is scholar and has an excellent reputation for mentoring young faculty in the development of

cultivating scholarship among both junior and established faculty expands."

"I am grateful for Gary's service as dean of Mercer Law School over the past four years," said Mercer President William D. Underwood. "He has made a number of important contributions to our law school during his Mercer tenure, including recruiting outstanding faculty, improving the school's facilities and enhancing career services, which has resulted in Mercer Law School having one of the best placement rates in the country for its graduates."

Floyd was appointed dean of Mercer's law school in 2004, coming from Texas Tech University Law School, where she served on the faculty for 14 years and was an associate dean. She received a B.A. summa cum laude and M.A. in political science from Emory University and a J.D. from the University of Georgia School of Law, where she was articles editor of the Georgia Law Review.

"We are fortunate to have an experienced dean like Daisy Floyd to step in and provide leadership at the law school," Dr. Davis said. "Because of her experience and track record, the law school will continue to flourish while Gary Simson brings his knowledge and expertise in the area of scholarship to the entire University."



Mercer Law hosted its 2014 annual Law Day luncheon with the Honorable Guido Calabresi, U.S. Court of Appeals for the Second Circuit, delivering the keynote address on March 28. Calabresi's speech titled "Faith in Law and Faith in People" inspired attendees to believe in our future generations of lawyers and the possibilities law has in shaping our society, nation and world.

"The annual Law Day celebration is a time for lawyers to remember the importance of the work they do and also offers inspiration to our law students as they look forward to lives of meaning and purpose as professionals," said Dean and University Professor of Law and Ethical Formation Daisy Floyd. "Judge Calebresi's remarks and his example of a life of service in the law exemplify the highest standards of the legal profession. We are grateful to him for meeting with our students and offering the keynote address at the Law Day luncheon."

Judge Calabresi was appointed United States Circuit Judge in July 1994, and entered into duty on Sept. 16, 1994. Prior to his appointment, he was dean and Sterling Professor at Yale Law School, where he began teaching in 1959 and is now Sterling Professor Emeritus and Professorial Lecturer in Law.

During the event, three alumni were recognized for their outstanding contributions to the legal profession: Thomas P. Bishop, CLA '82, LAW '85, Outstanding Alumnus Award; Deryl Dantzler, CLA '64, LAW '70, Alumni Meritorious Service Award; and The Honorable Thomas J. Matthews, CLA '71, LAW '74, Manley F. Brown Distinguished Adjunct Professor Award.

# Two Faculty Members Appointed to **Endowed Positions**

ercer Law School appointed Professor Timothy Floyd to the Tommy Malone Distinguished Chair in Trial Advocacy and Professor Linda Jellum to the Ellison Caper Palmer Sr. Professorship, effective January 2014. Professors Floyd and Jellum were recognized at a reception in their honor on March 11.

The Tommy Malone Distinguished Chair in Trial Advocacy was established in 2007 by a generous gift from Tommy Malone, LAW '66, in support of Mercer Law School's trial advocacy program. Professor Floyd's appointment recognizes his leadership in experiential education in American law schools, which includes extensive scholarly and teaching contributions. He has a particular interest in the law, policy and morality of the death penalty,

and he has represented several defendants in death penalty cases, including the only case before the United States Supreme Court under the Federal Death Penalty Act of 1994. Floyd came to Mercer in 2006 as director of the Law and Public Service Program, where he has developed Mercer's clinics and externships. Along with his



appointment to the Malone Chair, he will become the director of Experiential Education, continuing to oversee and coordinate clinics and externships, and he will assume supervisory responsibility of the trial practice curriculum and other skills courses.

The Ellison Caper Palmer Sr. Professorship was established by Ellison Caper Palmer Jr. in honor of his father's long and distinguished career with the Internal Revenue Service. Ellison Capers Palmer graduated from Mercer in 1918. Professor Jellum has taught at Mercer Law School since 2003 in the areas of administrative law, statutory interpretation and property. In 2011-2012, she served as deputy director of the Association of American Law Schools. In the past few years, her conversance with administrative

law and statutory interpretation has sparked an interest on her part in ongoing debates among tax scholars about forms of tax abuse and regulations adopted to stem them. Her recent article, "Codifying and 'Miscodifying' Judicial Anti-Abuse Tax Doctrines," was published this spring in Virginia Tax Review.

# Law Bears Tailgate

Mercer Law School hosted a dedicated tailgate for Law alums as the Mercer Bears played the Carnegie Mellon Tartans on Oct. 19. Fans from across the state joined in the celebrations and enjoyed the game as the Bears beat the Tartans 54-21. This fall we will host another tailgate in conjunction with Homecoming on Saturday, Nov. 1, 2014, against The Citadel. Visit law.mercer.edu for additional information. Pictured from left to right: Gene Hatcher ('81), Hugh Thompson ('69) and Dennis Sanders ('72).



# **BINGZI HU**

# LLM Student Ties Together Western and Eastern Legal Traditions

Tell us about your background and what brought you to the U.S.

I was born in a small city in Hunan province. My hometown is in south China, famous for its fireworks. My father is a pediatrician, and my mother is a high school teacher. I attended Beijing Technology and Business University, earning a Bachelor's Degree in Economic Law and later a Master's Degree in Civil and Commercial Law, both *magna cum laude*. After graduation, I joined Thomson Reuters as they worked to start an entirely new Chinese legal information business in Beijing — Westlaw China. As an annotator, I analyzed Chinese laws and cases. In order to develop Westlaw China, we need to learn from Westlaw. The more I know about case law, the more questions I have: What factors caused the vast differences between western and eastern legal



traditions? In this globalization time, what will the conflicts and mergers between the two legal systems generate? I discussed these questions with the General Manager of Westlaw China, Duncan McCampbell, a lawyer from Minnesota. The day before he went back to the U.S., he put a small Statue of Liberty on my chair. I knew what it meant: he was encouraging me to pursue legal education in the United States.

What do you want to do in the future, and how do you think the LL.M. will help you get there?

As part of this program, I completed a field placement with The Law Offices of L. David Wolfe, a nationally recognized law firm in the area of criminal defense. In addition, I have been interested in the Foreign Corrupt Practices Act since I was studying law in China. The FCPA is also a topic in Professor Fleissner's class, Survey of Substantive Federal Criminal Law, and I am writing a paper on the FCPA, using my native Chinese language skills and my combined knowledge of law from both the United States and China.

Tell us about your work with the Deputy to the National People's Congress of China and the legislation project you worked with.

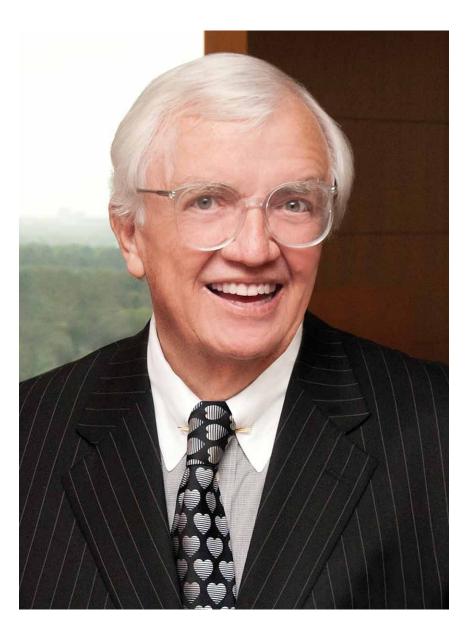
In 2003, I had the honor to help Mr. Wang Tian, Deputy to the National People's Congress of China, with a legislation project. I was responsible for the suggestion draft of *Law of Mega Store*. I conducted research to compare Chinese local regulations with European legislation in this field and found great differences between them. Based on the research results, I suggested holding hearings before the opening of a mega store. The draft was submitted to the 12th NPC, which was reported by more than 10 media as "the very first time a Deputy to the NPC proposes a complete suggestion draft of law in China." Later, the draft was partly adopted by the Ministry of Commerce of China.

You're a graduate of Beijing Technology and Business University as well as Georgia State University's College of Law. Do you find Mercer Law to be different from other educational institutions you've attended?

The LL.M. program is like a bridge connecting the knowledge of law and its real-world application. Courses are taught by experienced professors and leading practitioners. In class, we always assume the role of a lawyer involved in the cases. When discussing the legal issues, we also consider the interplay of relevant social, economic and cultural factors. The small size of this program also guarantees personalized attention.

# ROBERT L. STEED

# A Mercer Man in Full



By Dwight J. Davis

n April 18, 2013, the Board of Trustees of Mercer University dedicated the lobby of the Walter F. George School of Law to Robert L. ("Bob") Steed. The occasion was marked with the unveiling of a bust, created by famed sculptor/painter Ross R. Rossin. The resolution of the Board read, in part:

Whereas Mr. Steed has received virtually every honor that can be bestowed on an individual by Mercer University, including Outstanding Alumnus Award ... an honorary Doctor of Laws and ... election as only the seventh Life Trustee ...

Now, therefore, be it resolved in recognition of Robert L. Steed's lifetime of meaningful service to Mercer University, that the Board of Trustees hereby designates the lobby of the Walter F. George School of Law Building as the Robert L. Steed Lobby in perpetual tribute to one of the institution's most loyal alumni and devoted Board members.

"Lifetime of meaningful service," indeed. The glowing resolution cannot begin to explain the depth and breadth of Steed's relationship with his beloved alma mater. Robert L. Steed is the Mercer Man in Full.







Steed stood out at Mercer with a distinctive sense of style and a larger than life sense of humor. These qualities won the affection of his classmate, Linda Ruth (Lu) McElroy. They were married in August 1958.

#### STEED: THE EARLY YEARS

While a summary of Steed's accomplishments and contributions makes it appear almost inevitable that Steed would receive the highest honors and accolades from Mercer, a closer look at his early career at the university makes future honors much less a *fait accompli*. In fact, on more than one occasion, it appeared doubtful that Steed would ever be able to count himself as an alumnus, much less a distinguished one. He was, from the beginning, a disruptive force on campus. And, thank heavens, he never changed.

The early life of Steed is still shrouded in myth. This author could not verify the oft-repeated story that Steed burst forth in the West Georgia town of Bowden, resplendent with, as he himself described it, a "full, flowing crown of luminous silver hair," a head with the diameter of a Buick hubcap and a sports coat in a fluorescent color not found in nature. Nor can it be confirmed, as is often repeated in legend and song, that at the tender age of 17 he was put on a Greyhound bus in Bowden with a bucket of fried chicken and a note pinned to his flannel shirt which read, "Put this boy off in Macon."

What is certain, however, is that in Bowden he met the love of his life, Lu McElroy, when they were both two months old. Theirs was a storied romance. Lu remembered she was smitten with Bob from an early age. "He dressed differently from any of the boys in Bowden. The locals wore dungarees and t-shirts and usually went barefoot. Bob wore corduroy pants with plaid shirts and shoes."

"He was, from the beginning, a disruptive force on campus. And, thank heavens, he never changed."

Bob was a fashion plate from an early age.

When they were in the ninth grade, Bob promised to marry Lu. When Lu decided to attend Wesleyan College in Macon, Bob immediately announced he was going to Mercer. Those in the Mercer community who know and love Lu for her wit and charm and admire her gifts as one of Georgia's most celebrated contemporary artists also have this to thank her for — she is the reason Bob Steed came to Mercer.

# An Irrepressible Force Meets the Unmovable Object

To say that Bob's tenure at Mercer was stormy ranks alongside "General Sherman was a trespasser" for an understatement. In 1954, Mercer was the jewel of the Georgia Baptist Convention education system. Chapel was still required daily and Steed claims that snake handling had been dropped as a required course only the year before he arrived. He also claimed that a "C" in foot washing was the only thing that kept him off the honor roll his first semester.



Bob Steed with Former United States Attorney General Griffin Bell, University President Kirby Godsey, and Dean of the Law School Karl Warden.

Young Steed was a dangerous combination of eclectic artistic tastes, irrepressible wit and natural leadership. Come to think of it, so is the Old Steed.

As a student, Steed immediately immersed himself in the local music scene in Macon. The love of music brought Bob into direct contact with such legendary local performers as Fats Domino, Little Richard, Percy Sledge, Sam and Dave, and Otis Redding. It also formed the foundation of his lifelong friendship with Phil Walden, a fraternity brother and founder of Capricorn Records.

But it was Bob's literary flair that was the source of his most subversive effects at Mercer. Shortly after Bob was elected editor of *The Cluster*, the Mercer school paper, a column appeared written by Willard Clutchmeyer, a mysterious, insightful and sarcastic student no one had ever met. Willard's articles were hilarious and left no sacred cows untipped. Mandatory chapel, dining room food, esteemed faculty and the administration — all fell victim to Willard's withering wit. As President Kirby Godsey said, Steed, writing under the *nom de plume*, "made it his mission to break all

"Fortunately, in one of his last official acts as managing partner, Griffin Bell wrote to his successor, "Don't forget about that Steed boy."

the rules, to belittle all traditions, and to challenge all the decisions made by the administration."

As angry as the administration may have been about this disruptive young man, however, Steed was almost bulletproof. He was one of the most popular and influential students on campus. In addition to being elected editor of *The Cluster*, Bob was also elected president of the sophomore class and president of his fraternity. He graduated with honors.

#### Lawyer Steed

After a short stint in the Army at Fort Gordon (Steed proudly boasts that not an inch of Georgia soil was lost to South Carolina during his watch), he enrolled at Mercer Law School. To no one's surprise, he flourished. He was an editor of the *Mercer Law Review* and graduated *cum laude*. Upon graduation he was selected for a prestigious clerkship at the Georgia Supreme Court.

During that clerkship, a serendipitous meeting with another Mercer graduate had a profound impact on Steed's life. Mercer graduate Griffin Bell had just been elected managing partner of King & Spalding, Atlanta's oldest and most prestigious law firm, when he told Rufus Harris, president of Mercer, that he wanted to hire a bright young lawyer with some personality. President

Harris put aside past run-ins and highly recommended lawyer Steed.

Before Steed could complete his clerkship and accept King & Spalding's offer, fate almost intervened. Griffin Bell was appointed to the Fifth Circuit Court of Appeals by President John F. Kennedy. Fortunately, in one of his last official acts as managing partner, Bell



His first of many books, Willard Lives, was published by Mercer University Press in 1981.



Bob Steed receives an Honorary Doctor of Laws degree from Mercer University President Rufus Harris in 1979.

wrote to his successor, "Don't forget about that Steed boy."

After Steed completed his clerkship in 1963, the offer was re-extended and Steed accepted. In 1963, King & Spalding had a single office in Atlanta. Steed was the firm's 19th lawyer. King & Spalding would be his home for the next 40 years, during which time it would become an international firm with almost 1,000 lawyers.

Shortly after he started at the firm, Steed began working for Pope McIntyre, a specialist in municipal and corporate debt. Together they caught the wave of tax-free financing that was sweeping the country. King & Spalding developed one of the largest and most profitable bond practices in the country. In time, Steed would be elected chairman of the firm's bond

department and a member of the firm's management committee. Unsurprisingly, he combined all of this with being the firm's jester and favorite emcee.

#### Mr. Mercer

Merely sinking the country in debt and growing King & Spalding into a legal behemoth were not enough to occupy Steed's intellect and boundless energy. In the 1970s, Steed's creative muse was given an outlet by Hal Gulliver, editorial page editor of *The Atlanta Journal and Constitution*. Steed began writing a regular editorial for the paper.

Once again, no one was safe from Steed's humorous assaults. Dentists, fellow lawyers, women's groups, anyone who ran the Peachtree Road Race, and everyone from Alabama got a working over. Steed wrote one article making fun of what he assumed was a fictional "Cobb County Symphony," only to receive hate mail from supporters of the very real Cobb County Symphony. He said he refrained from driving in Cobb County thereafter. President Godsey said that Steed's articles "created a firestorm among the Baptists, at least those who could read."

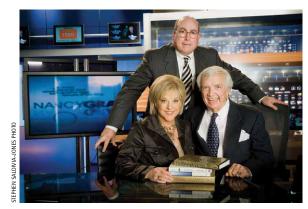
But Steed reserved most of his free time and energy for Mercer University.

Steed was first elected to the Board of Trustees of Mercer in 1972. He would serve seven, five-year terms and was the Chairman of the Board from 1985 to 1995. He was to have a leadership role in every significant development at Mercer for over 40 years.

By the mid-1970s, it was obvious that the Mercer Law School was being inhibited by its cramped quarters on the main campus. Steed, working with a group of tax lawyers from King & Spalding, structured a deal in which Mercer acquired the impressive headquarters of the Insurance Company of North America. The beautiful building sits regally atop Coleman Hill and has housed the Law School since it was dedicated by then-Chief Justice of the United States Warren Burger on May 4, 1979.

In the 1980s and early 1990s, Mercer underwent an

unprecedented expansion. In fairly short order Mercer acquired Atlanta Baptist College and Tift College in Forsyth, created new medical and engineering schools, built a palatial basketball arena and student center, and expanded student housing. When the increased debt that financed the expansion threatened the stability and, perhaps, the very existence of Mercer, Steed once again saved the day. He led a successful capital campaign that raised over \$200 million. The Steeds have personally



Photographed with fellow Law alumni Nancy Grace ('84) and Richard A. 'Doc' Schnieder ('81) in 2009.

"On a macro level, no person has had as much influence on Mercer in the modern era as Bob Steed."

donated \$1 million to Mercer.

Once again financially stable, Mercer was positioned for a new wave of growth under President William Underwood beginning in 2006. Steed and Underwood have worked hand in glove to expand Mercer Medical School to Savannah and Columbus, open continuing education facilities across Georgia and build a new football and lacrosse stadium on the Macon campus.

#### A Personal Note of Thanks

There would be no argument that on a macro in honor or level, no person has had as much influence on Mercer in the modern era as Bob Steed. But Steed has also promoted and led Mercer in many more subtle and personal ways that usually go unheralded. Dozens of Mercer graduates have been helped in their careers by Bob Steed. For example, he

hired Ruth West (Class of 1974), who became King & Spalding's

first female partner. He hired Doc Schneider (Class of 1981), who became a senior partner at King & Spalding and is the current chairman of the Mercer Board of Trustees.

In the fall of 1980, the Steeds took my wife, Brenda, and me to dinner when we were being recruited at King & Spalding. It was not lost on the awestruck recruits that our dinner was repeatedly interrupted as celebrities and officials stopped by our table to talk with Bob and Lu. It was like an evening out with a rock star. If there was ever

any doubt about where I would begin my legal career, it ended that night.

It was my privilege to practice law with Bob Steed for over 20 years. As a young associate, I benefited enormously from Steed's success at King & Spalding and leadership in Atlanta. He gave me instant credibility. He was always my biggest cheerleader, mentor and supporter. But there is no way to calculate the value he has added to my life in so many other ways. Lunch with Bob



Mercer Law Dean Daisy Floyd and University President William Underwood dedicate the Law School Lobby in honor of Bob Steed in March 2014.

Steed was as intellectually nourishing as it was gastronomically enlightening. There was never a new restaurant in Atlanta that he did not know and in which he could not get a good table on short notice. At a cocktail party at Steed's house (the interior could easily pass for an art museum), one was as likely to run into a

famous author (Kathryn Stockett, Terry Kay and Pat Conroy come to mind) as you were a music legend (Mary Travers of Peter, Paul and Mary fame). It is easy to document that Mercer is a better university because of Bob Steed. More difficult to calculate but no less true is the fact that anyone who knew him led a much more interesting life.

The next time you pass through the lobby of the Law School, take a moment to admire the handsome bust displayed there. The artist captures Steed's likeness and also his love of life.

Also take a moment to reflect upon the life and legacy of Robert L. Steed, *bon vivant*, music *aficionado*, lawyer extraordinaire and a Mercer Man in Full. I always do.



Many quotes herein are from the upcoming book, "The Best of Bob Steed," by Chuck Perry (Mercer Press, expected in 2014).



Bob and Lu at a recent President's Club event held in Atlanta.

# LEGACIES OF LEARNING

# Alumni Remember Their Teachers

Graduates of Mercer Law School leave Macon with a law degree, a solid grounding in legal ethics and practical skills that will stand them in good stead for the careers ahead of them. They also carry with them vivid memories of professors who not only helped them understand the intricacies of legal theory and doctrine, but in many instances shaped them to become the lawyers and persons they are today.

We invited several alumni to tell you here about the Mercer Law faculty member who left the most indelible impression on him or her. Share your memories of the Mercer Law faculty member whom you remember most fondly by writing to news@law.mercer.edu. We'll feature stories regularly online at law.mercer.edu.



# REYNOLD KOSEK

#### By Richard Gerakitis '81

Almost 36 years have passed since I met him. While in law school, and since, there have been numerous professors who have been impressive and influential. I have often said that Hal Lewis taught me how to practice law. But Reynold Kosek taught me how to be a lawyer.

There is a reason why a lawyer is called "counselor," and I was blessed to be the recipient of Professor Kosek's counsel through the years. From August 1978 until he left us on Jan. 17, 2012, I turned to Reynold for his wisdom more times than I can count, and I'm proud to say that he also allowed me to serve as his counsel occasionally, which meant a great deal.

My introduction to Reynold occurred as he stood before a mass of new law school students, listening intently to that mandatory Introduction to Law lecture that kicks off every legal education.

Afterwards, I saw Reynold, still wearing the brown polyester sport coat with a barely contrasting shirt and tie that he'd lectured

us in, sitting outside Leah Chanin's office on Coleman Hill. Smiling broadly, as was his habit, he introduced himself to me. Almost instantaneously, we uncovered similar interests (our mutual thirst for all things college football and major league baseball), and polar oppositions (anything related to Chapel Hill and the Dodgers).

Over the years we would end up attending sporting events together, some of my greatest memories. On opening night of the Braves season in 1979, Reynold presciently opined that Dale Murphy was not the Braves catcher of the future. (That was actually true to form for his prognostications - he missed the mark, however, on Reagan's 1980 election and 1984 re-election.) We went to Auburn football games, where we would tailgate with my parents (who I secretly believe were more delighted to visit with Reynold than with me). But my secret is that I enjoyed talking to Reynold more than just about anyone,

while travelling to and from sporting venues. Those visits gave me the opportunity to share in his wisdom, always communicated with caring and through his unique perspective. Those moments changed me permanently.

He once told me that you should always have, in crystal-clear view, reminders of three reasons why you spend so many hours toiling in legal vineyards. So, surrounding me in my office today are images of time spent with my family, my church and my friends



playing golf (though some would say Auburn football images actually predominate in my office). Reynold insisted that you use those images as motivation to devote extra time when needed to ensure exceptional, not just acceptable, work. His method of instruction — whether delivered in the classroom or while riding in his rickety VW Bug — was to make you ceaseless in your legwork to find the facts. So many of the answers to a situation

are self-evident once you become a master of the facts.

By the time he left us two years ago, it was no surprise that students, faculty and friends alike considered their relationship with him to be particularly special, just like I did. He made us see ourselves, as if holding up a mirror, and drilled the most important lessons home: When engaged as a lawyer, be your best and know your place is to respect and be respected.

When engaged in life, as father, mother, son, daughter or friend, be sure to pause amidst the surrounding fury or crisis, and be present in that moment for the person who needs your help.

"Counselor" meant more than giving legal counsel to Reynold. He taught that to us all.

I hope that my life reflects the principles he worked to impart to us all. May I be as responsible and enduring for all those that I have the privilege to counsel as Reynold Kosek was to us.



Professor Kosek and Professor Hal Lewis, in the early 1980's.

# JOHN COLE

#### By James Terry '73

John Cole is the first law professor I have ever had. He was fair minded and listened to differing views and was willing to give them credence.



When Michelle and I arrived in Macon from Coronado Island, Calif., in late July 1970, we rented a little attic apartment on Tattnall Square near the old law school. One block down the square lived John Cole. I reminded him of this when I spoke at graduation in 2004.

John is notably the best mind and teacher, but more importantly, understands how to get law students

to think, research and argue effectively. Years later, in 1981, when we were arguing *Rossi v. Brown* before the U.S. Supreme Court, I remembered every word he had said in class about effective and persuasive arguments. We won 9-0 in this international law case.

John was a superb athlete, and like Judge Wilcox in our class, captained our respective faculty and law student basketball teams.

He was in a class of new professors that included Professors Claxton, Watson and Thoms. He is the consummate professional, as each are, and brings the Socratic method to its highest level.

Professor Cole's Constitutional Law class was the diamond in our Law School education. The law students came alive in his classroom. In my more than 40 years of practice as a prosecutor and judge, I have never seen a better professor or friend.



Professor Cole wearing his standard uniform of khaki's and blue shirt.

# Patrick Longan

#### By Kate Cook '02

It is humbling and inspiring to recollect, more than 10 years after the fact, advice given to me by a law school professor and, only now, to fully understand the truth and significance of that counsel.



As a commuting

3L with a family, I was not a law student with time to actively seek out professors for conversation. However, Professor Patrick Longan, who had only recently joined Mercer's faculty, did not allow any of his students to "go it alone." He actively sought out the students in his class and was a true mentor, providing insights into both substantive legal issues and the business of practicing law that have proved invaluable over the course of my practice. Making sure we were introduced to and networked with others within the legal community, he ensured that we understood the importance of taking personal responsibility, not only for our individual careers, but also for safeguarding the standards within our profession. I have often recalled his encouragement, as well as words of caution, at crucial

junctures in my practice, and have always done well to consider them.

Professor Longan, like several other professors I had the pleasure of knowing at Mercer, cared about cultivating nascent lawyers, not just turning out law school graduates with some understanding of legal research and analysis. I count him among the number of Mercer faculty and staff to whom I owe my development from law student to lawyer.



Professor Longan with Judge William Augustus Bottle in 2001.

# When Johnny Came Marching Home

By Joseph E. Claxton, Professor Emeritus

he years following World War II marked a watershed at Mercer Law School. A decade and a half earlier, the institution had maintained operations through the Great Depression. With the advent of war, however, the critical need of the United States armed forces for millions of young men meant that the doors of the Law School would close for the duration of the conflict.

When the guns finally fell silent, no one was sure what would happen next. One thing that did, of course, was that huge numbers of veterans from every social and economic background leaped at the opportunity provided by the GI Bill to pursue an education beyond the high school level. (It is arguable that the GI Bill provided greater economic and social benefits to the United States than any piece of legislation adopted by Congress during the twentieth century.)

For Mercer Law School, World War II veterans provided an infusion of excellence and energy that would be felt for over 60 years. War had produced an unprecedented level of maturity and motivation among these men. Even the formation of the Walter F. George Foundation in 1948 (accompanied by the naming of the Law School for Senator George) did not create as much momentum as was generated by the veterans.

Students were greeted by a faculty that was small, but probably more dynamic than any group ever in the Law School's classrooms. Four faculty members stand out.

The new dean was F. Hodge O'Neal, a 29-year-old Navy veteran who, after serving at Mercer for nine years, later filled the dean's chair at Duke University and Washington University's schools of law. He ultimately became one of the top legal educators in the country and the author of the widely used law treatise, *Close Corporations*, *Law and Practice*.

James Quarles had graduated first in his class at the University of Virginia School of Law and served as the editor-in-chief of The

Virginia Law Review. He succeeded O'Neal as dean in 1956. After 13 years in that role, Quarles became a very distinguished member of the faculty of the University of Florida School of Law and the Director of the Florida Law Revision Commission.

Edgar H. Wilson had been a bomber pilot in the European Theater by the age of 21 and had been awarded the Distinguished Flying Cross as an officer in what then was known as the Army Air Corps. He eventually served as the mayor of Macon and the dean of the Tulsa University School of Law. He left Tulsa in 1972 to return to Mercer for a five-year term as dean.

Charles Elihu Nadler had a very different background from these others. He had retired from his lucrative law practice in Cleveland, Ohio, and married a woman who was a native of Macon. In addition to his teaching responsibilities, "Charlie" Nadler wrote a book on bankruptcy that became a bible for practitioners and judges in the field. Nadler was literally a "dollar-a-year-man" while serving on the Mercer faculty, not a precedent that most law professors would care to follow!

In some instances, the post-war students who sat in front of those four men in the Ryals Law Building had gone through a few quarters of their legal educations before entering military service. Other students had earned their college degrees and enrolled directly as first-year law students. Many of the veterans, however, enrolled as students pursuing both an undergraduate degree and a law degree at the same time. In a pattern that was essentially the same as what is now called the "3+3 program," the first year of law school applied to the completion of the final year of college.

Students always are the heart of an educational institution, but the Mercer Law students of the post-World War II years were very special. Many enrolled in substantial course overloads, and then proceeded to plow through the demands of these heavy academic burdens without breaking stride. At least two of the students were blind as a consequence of war wounds. They depended on their classmates, who were paid about 65 cents per hour by the Veterans Administration, to serve as readers.

Seven students received their degrees in 1947 by completing their requirements on an essentially individual basis. But even that little band contained men like Wylie Davis, a future dean of the University of Arkansas School of Law; Frank Pinkston, a respected practitioner and a prominent player in Georgia politics; Albert Henderson, a future Federal judge; and Sam Whitmire, a future Georgia Superior Court judge.

The first "official" post-war class graduated in 1948, and that class is legendary. With the exception of Baldwin Martin, Jr., the youngest student (and one of the finest attorneys to emerge from that class), every member of '48 was a veteran of World War II. The class included such tremendously respected practitioners as John

Hemingway; Albert Reichert, Sr. (father of the current mayor of the Macon/Bibb consolidated government, Robert Reichert, '81); and Lamar Sizemore, Sr., a great lawyer and influential political operative; members of the judiciary such as Harrold Carswell and Cloud Morgan; one member of Congress, Doug Bernard, Jr.; one of the truly extraordinary historical figures of the second half of the 20th century, United States Attorney General Griffin Bell; and the man who became a never-to-be-forgotten faculty member of the Law School, James C. Rehberg.

The recognition accorded to the Class of 1948 is well-deserved, but the surge of World War II veterans extended at least through the Class of 1951. But that story, perhaps, is for another time.

### Post-World War II Graduates: Classes of 1947 - 1951

#### 1947

William Wright Daniel Wylie H. Davis Albert John Henderson, Jr. P. Clayton Fitzgerald Jay, Jr. Frank Chapman Pinkston James Robert Sparks, Jr. Sam L. Whitmire

#### 1948

Kepoikai Choy Aluli Ralph U. Bacon Doug Barnard, Jr. Griffin B. Bell George Lewis Burkhalter George Harrold Carswell Charles J. Constantine Berry Benson Earle, Jr. Edgar B. Gostin John Davidson Hemingway George L. Jackson Marion Roscoe Lowery Thomas Baldwin Martin, Jr. John Dwight Mattox L. Thomas McLane John B. Miller Clarence Cloud Morgan, Sr. William F. Nee Marion Wesley Rainey James Chesley Rehberg Albert Phillips Reichert, Sr. Virgil H. Shepard George E. Sims, Jr. Lamar W. Sizemore

Marion O. Strickland John William Williford James L. Wood

#### 1949

Charles F. Adams Percival C. Andrews, Jr. Robert E. Andrews Alex L. Baldwin Hal Bell Leonard H. Conger William A. Crawford, Jr. Gene Forrest Dvar Arthur C. Farrar, Sr. Arthur L. Fuller, Jr. Joseph A. Gladin James R. Goldbaugh Buford E. Hancock Dewey Norman Hayes, Sr. Hemingway William (Bill) W. Douglas G. Alan Hilburn George R. Jordan John G. Kopp Ernest E. Mahler Buckner F. Melton Durward B. Mercer Thomas H. Morton Albert D. Mullis William J. Neville J. Walter Owens, Jr. James Edwin Peavy Ben Barron Ross Charles A. Scholz

Tilman E. Self, Sr. Jesse McDowell Sellers H. Dale Thompson McInnis L. Ward

#### 1950

Wallace Kendrick Askew Charles C. Booker Henry W. Bostick James Willie Branam, Sr. Floyd Moye Buford Rayford D. Bulloch Essley B. Burdine Harry H. Burkhalter James B. Cantrell G. William Carr Robert Nathaniel Carswell Willard Henry Chason Robert E. Coll Kashous E. Conine Marvin M. Dean Michael A. Deep Lyman M. Delk, Jr. Willis Albert Edison DuVall K. Lanelle Rimes Eaves M. Dale English Henry Westbrook Finlayson James T. Gainey Aubrey W. Gilbert Jesse Alvin Gilmore Talmadge F. Gordon, Jr. Jule B. Dublin Greene Arthur F. Grimsley, Jr. John Milton Grubbs, Jr.

James G. Hampton John H. Holder, Jr. William Dan Jenkins Frank Cater Jones Robert V. Jones, Jr. Robert E. Lanyon J. Adelbert Leggett David W. Luo W. Leroy McMurray, Jr. T. Peyton Miles, Jr. **Emmett Gwinn Miller** James G. Milwain Richard Carlisle Minter George F. Nason Hansley Thomas O'Neal, Jr. Thomas Anderson Roach Joseph C. Royalty Richard F. Scholz William Leon Slaughter Jack Madison Smith William D. Smith. Jr. Richard B. Thornton William Penn Tyson, Jr. Scott Walters, Jr. John S. Warchak Carl Elliotte Westmoreland E. Mullins Whisnant Reginald D. Wilson Edward T. Wright

#### 1951

Frank H. Bass, Jr. Patrick M. Bass Juan L. Cruz-Rosario Francis M. Davis Joseph (Joe) H. Davis Richard E. Deane Raymond L. Dockery William R. Dorminy **Dubignion Douglas** Sanford M. Fitzsimmons Peter Zack Geer, Jr. William Thomas Griffith Marion Heywood Hall Leven H. Harris Robert Edward Hicks Primus Seale Hipp William O. Hitchcock James Carlton Ivey Clisby W. Jarrard Paul J. Jones, Jr. Edgar G. Kimsey, Jr. James M. Kirby Casimer E. Korowicki Walter E. Leggett Horace N. Lynn Thomas G. Matthews John Thomas Minor, III Gerald S. Mullis James Benjamin O'Connor Patricia Beauchamp O'Neal Howell C. Ravan David Richardson Rogers **Donald Bolton Smith** Henry R. Smith Robert E. Steele, Jr. James T. Stewart William T. Whatley

# LINDA JELLUM

## Sabbatical Offers Unique Experiences in Florida, D.C. and Tbilisi, Georgia

Returning to Mercer after a visiting stint at Florida State University's College of Law and a prestigious appointment at the Association of American Law Schools, Professor Linda D. Jellum didn't exactly have a there's-no-place-like-home epiphany a la Dorothy in "The Wizard of Oz." But, well ... close enough.

Rewind a couple of years. A Mercer Law School faculty member specializing in administrative law and statutory interpretation since 2003, Jellum headed to Tallahassee in the fall of 2011 to teach as a visiting professor at Florida State College of Law. What was initially meant to be a two-semester visit changed when she was asked by the AALS to be its deputy director.

A nonprofit organization of more than 150 U.S. law schools, the AALS is a leading resource for improving the quality of legal education. Among other services, the AALS evaluates the academic programs of schools applying for membership in the AALS and, working jointly with the American Bar Association, reevaluates the programs of its member schools every seven years.

"Traditionally," explains Jellum, "the deputy has spent most of his or her time working on membership issues. For example, this past year, the AALS executive board placed a law school on probation for lying about its admissions criteria. I spent a lot of my time working with the executive committee to resolve that issue. And just as we completed the one school, we learned about another school doing a similar thing."

The job meant she had to relocate to D.C., along with husband

Lee and their middle- and high school-age children Kaylee and Chris ... renting out their spacious, lakeside north Macon home while they were gone.

During her time away from Mercer, Jellum had another opportunity that took her even farther — as in *very* far — away. As author of the book *Mastering Statutory Interpretation*, recently released in its second edition, she was approached via e-mail by George Jugeli, a commercial law specialist with the USAID-funded Judicial Independence and Legal Empowerment Project (JILEP) who was looking for an American expert to train Georgian judges in statutory interpretation.

Georgia as in the country, not the state.

Jellum jumped at the opportunity — though she had second thoughts when she was then contacted by another person online, claiming to represent the stateside management firm in charge of hiring experts, asking for not only passport and frequent flyer numbers, but also her personal bank account information.

Jellum admits, with a laugh: "I thought, 'I have been hit by an e-mail scam!"

No, it was all legit. The professor soon found herself in Tbilisi, with no handle on the Georgian language, trying to teach judges who likewise had no facility with English. This resulted in a U.N.-style setup, with headphones and a simultaneous translator chattering in her ear as she taught.

That was only one of the challenges.

"The really, really hard thing for me?" Jellum says. "I'm all about humor. Well, humor doesn't translate into another language." Especially when it comes to trying to explain the verbal nuances so critical to statutory interpretation.

"I'm trying to use examples, showing them what language means, but we have two completely different languages," she explains. For instance, she offered up the word "pig." "I told them, 'It can mean a little oink-oink thing, or sometimes it's used as slang for police.'

"They started laughing. They said, 'Yeah, yeah — "dog," we use "dog."

On top of the 10 or 12 Georgian phrases she's now mastered after four training stints in Tbilisi, Jellum has learned several things from her time away. She loves discussing scholarship with colleagues, which she did regularly at Florida State, and she adores traveling to new places. But she definitely learned that the grass is not always greener elsewhere.

In particular, she visited several other law schools as part of her time with the AALS. "If any of those schools had asked me to work for them, I would have turned them down," she says. "The



dysfunction I observed on their faculties and within their schools showed me they were not a place I wanted to be. At Mercer, the students come first. That's exactly how it should be."

And no, she prefers not to name the law schools she's talking about ... at least in print.

And now we come to the no-place-like-home part:

"Being away, I learned that I have the best job in the world, and that I absolutely love what I do here at Mercer," Jellum says.

"And I believe I'm good at it. All of the things that I most love about this job — freedom, flexibility and student engagement — I did not have when I went up to D.C. And I really missed them.

"I also appreciate Macon more than when I left. Lee and I learned very quickly that we are not big-city people at this point in our lives. Maybe we were at one point and now we're not. We missed our home unbelievably. And I came to value this small town that I now proudly call home."

# O & A DAVID HRICIK

## Hricik Takes Own Advice - "You Only Get One Chance"

You spent a year recently clerking for Chief Judge Randall R. Rader at the United States Court of Appeals for the Federal Circuit, a court that Congress charged with improving patent law. What led you there?

I spent 15 years in patent litigation before coming to Mercer in 2002. Although I have worked with firms and testified as an expert after 2002, I realized I was losing touch with the practice of law, and I believe it is critical as a professor to maintain that connection. So, one day I sent a short message on LinkedIn to Chief Judge Rader, suggesting I clerk. He wrote back two hours later and said "sure." (I later learned that he did some quick due diligence on me by contacting other Intellectual Property professors that he knew; he did not know me.) Then I asked my wife and Dean Simson if it was okay! Luckily, they both agreed.

## What was your day-to-day work life like, and was any of it a hard adjustment?

I served three primary roles: preparing Chief for oral arguments by writing bench memos and having roundtable discussions with him and my fellow clerks; assisting at oral argument by "chatting" by computer with Chief; and writing opinions and other judicial documents.

The biggest adjustment was in the first role: Chief demands concise and accurate summaries and evaluations of the issues in every appeal. Every word mattered. Academic writing does not, normally, require that sort of attention to detail. While I think I'm a good writer, my writing improved dramatically during that year. He's a demanding and great teacher; he is a professor himself, and, like me, majored in English.

Assisting at oral argument was like being a professor: I'd listen to argument and suggest to Chief questions or issues to explore. That part of the job was very fun.

Writing opinions proved challenging but in a different way: Each case had three judges assigned to it, and so not only did the task require excellent writing, it also required negotiating skills. Other clerks, and their judges, would want to make changes that I knew Chief did not want, and so finessing the wording proved as much of a challenge as anything else. I was not used to negotiating over wording, since that is not what academics generally do.

#### Are there trends in patent law worth watching?

I was fortunate to clerk for Chief at a time when the court, Congress, and the Supreme Court were all focused on patent law. Chief authored an opinion on whether, and if so when, inventions that use software can be patented, and the Supreme Court is hearing that case in 2014.

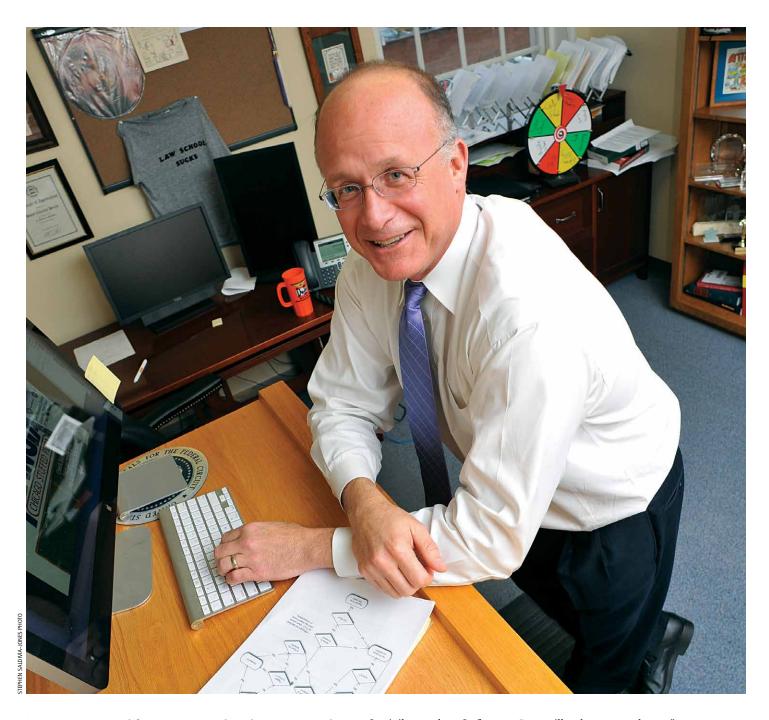
Chief, Professor Colleen Chien and I published an op-ed in the *New York Times* about the need to impose attorney fees in frivolous patent cases, and the Supreme Court is about to hear that issue, too. And Congress is analyzing legislative changes.

Finally, a key issue of how much deference to give to district judges' interpretations of patents was before the court and will be decided soon. I clerked in interesting times.

#### What was your biggest takeaway from clerking for Chief?

My biggest takeaway was my friendship and admiration for Chief and the court. I made several life-long friends, and working with Chief was the highlight of my professional career.

On the substance, the most important thing that my experience confirmed is that the briefing matters far more than oral argument and, sadly, the briefing was too often only mediocre. Lawyers appealed too many issues, obscuring the important ones. Lawyers took far too many words to explain



issues or, worse, used far too many words and never managed to explain the issues. Writing matters.

What are you bringing back to the classroom from your clerkship?

I have always recognized the importance of legal writing, as has Mercer, and I will continue to emphasize that to my students.

In civil procedure, I often say "you will only get one chance," and my clerkship confirmed that. Finally, my experience confirmed my view that knowledge of statutory interpretation, administrative law, and civil procedure are far more important than even I had thought. As a result, I'll be sure to foster a better understanding of those skills in my classes.

# Immigration after *United States v. Windsor*What Changed, What Remains the Same



### BY SCOTT TITSHAW



Before I joined the Mercer Law faculty, I practiced immigration law for 12 years. Some of my most frustrating hours back then were spent advising same-sex couples and their families.

At the time, the federal Defense of Marriage Act (DOMA) defined marriage, for purposes of rights and responsibilities under federal law, to exclude same-sex couples, rendering them invisible under U.S. immigration law. Unlike other married U.S. citizens, Americans in same-sex couples had no right to petition for their spouses to immigrate.

Many of these U.S. citizens were left with an untenable choice between family and country. When they chose family, their only option was often emigration to Canada, Europe or another place that recognized the couple for immigration purposes. I kept the name and number of Canadian immigration counsel handy.

Children further complicated the situation because a child's immigration or citizenship status often hinges on the meaning of terms like "stepchild" and "born in wedlock."

Last summer brought a major change. In *United States v. Windsor*, the U.S. Supreme Court struck down DOMA's federal definition of marriage as unconstitutional. Yet the Court's opinion in *Windsor* left several important immigration questions unanswered.

With DOMA's federal definition of marriage gone, it is clear that federal recognition of same-sex marriages will depend on state law. But which state law applies when same-sex married couples cross state lines? What happens when a same-sex couple marries in Massachusetts, but resides in Georgia? Will their children be recognized as "born in wedlock" for immigration and citizenship purposes?

The Obama administration has now answered the first question, concluding that same-sex spouses who celebrate their marriage in Massachusetts or Spain are married for immigration purposes, even if they reside in a state like Georgia. However, the parent-child relationships of many same-sex (and different-sex) married couples are still invisible in some immigration and nationality contexts.

#### IMMIGRATION FOR SAME-SEX SPOUSES AFTER WINDSOR

The *Windsor* opinion includes a discussion of federalism that could be used to argue against federal rights for gay residents of a state like Georgia who traveled to Massachusetts solely for the purpose of avoiding Georgia's restrictive marriage laws and taking advantage of those in Massachusetts, the first state to permit same-sex marriage. But the resulting place-of-domicile immigration rule would be at odds with both precedent and long-established policy.

Fortunately, the Obama administration has adopted a uniform place-of-celebration rule instead. At least in the context of immigration, this rule rests on well-established precedent and policy. In fact, this rule was already adopted by the Bush-era Board of Immigration Appeals, which focused on the place of celebration to determine if a marriage involving a transgender spouse qualified as a valid different-sex marriage under DOMA.

The policy of family unity, particularly among spouses and their minor children, has long been a lodestar of our legal immigration system. It would undermine this goal if a married couple's qualification to live together in the United States depended on its state of residence. Imagine if a U.S. citizen could live with her foreign national spouse or stepchild only if she moved from Georgia to a state like Iowa that permits same-sex marriage. Such a rule would undermine freedom of interstate movement and the concept of national citizenship embodied in the Fourteenth Amendment for over 28,000 U.S. citizens living with same-sex foreign partners.

The Windsor Court expressed deep concerns not only about

DOMA's inconsistency with federalism principles but also about separation, and even stateless children.

its incompatibility with principles of equality, personhood and dignity in choice of intimate and familial relationships. These latter concerns support the unified place-of-celebration rule for marriage validity. In fact, as Justice Scalia pointed out in dissent, Windsor also supports a constitutional guarantee of full marriage equality for same-sex couples. While the Court has not yet taken that step, it is clear that government discrimination against same-sex couples raises serious constitutional issues. This is significant because the Court has held that ambiguous immigration statutes should be interpreted so as to avoid serious doubt as to their constitutionality. A uniform place-of-celebration rule would avoid such doubts.

#### CHILDREN OF SAME-SEX SPOUSES AFTER WINDSOR

Windsor allows recognition of many parent-child relationships that were previously invisible for immigration purposes such as "stepchildren" and children "born in wedlock" to married samesex parents. Yet the State Department has drawn the opposite conclusion with regard to U.S. citizenship transmission upon birth abroad. It requires a genetic link between a child and her U.S. citizen parent in that context.

This "blood relationship" requirement can pose a major problem for the increasing number of same- and different-sex couples using assisted reproductive technology to conceive children. If a lesbian U.S. citizen and her Belgian wife have a child abroad, the child's citizenship would depend entirely upon whose egg was fertilized, even if the citizen were to carry and give birth to her wife's genetic child. If a heterosexual U.S. citizen wife gives birth abroad to a baby conceived in vitro using a donated egg and the sperm of her foreign national husband, that child too is a non-citizen. This can result in long delays, permanent family

This State Department interpretation is not required by statute. While section 309 of the Immigration and Nationality Act expressly requires a "blood relationship" between a U.S. citizen parent and citizen children born "out of wedlock," other children's citizenship is governed by the Act's section 301, which contains no such requirement. Relying on this distinction, the Ninth Circuit Court of Appeals has disagreed with the State Department, holding that children born "in wedlock" acquire U.S. citizenship if they meet the criteria of section 301 and state family law even without a "blood relationship." Yet the State Department, which decides most cases of citizenship transmission upon birth abroad, has not yet altered its misguided approach. Fortunately, it has indicated recently that this may change.

While I no longer practice immigration law, I have no doubt that some of the students in my Immigration Practice simulated clinic will soon face these issues. I'm glad they will be spared the frustration I encountered advising couples in the past. Hopefully, they will not have to wait so long to see the children of their married clients treated fairly as well, even if they were conceived through assisted reproductive technology.

# **Brown** at 60 – Casting Deep Footprints



## BY TONY BALDWIN



On May 17, 2014, the Brown v. Topeka Board of Education (Brown I) decision turns 60. In Brown I Chief Justice Warren, for a unanimous Court, stated that the "directly presented" question was "whether *Plessy v. Ferguson* should be held inapplicable to public education." The Court answered yes and concluded that "... in the field of public education 'separate but equal' has no place. Separate educational facilities are inherently unequal. Therefore, we hold that the Plaintiffs and others similarly situated for whom the actions have been brought are, by reason of the segregation complained of, deprived of the equal protection of the laws guaranteed by the 14th amendment."

Eighteen years later in Keyes, black and "Hispano" plaintiffs attended segregated schools in an urban school district that never "operated under a constitutional or statutory provision that mandated or permitted racial segregation in public education." School district pupil assignments sent them to segregated schools and the assignments tracked Denver's segregated residential patterns.

The Court found that the Keyes plaintiffs were "similarly situated" to Brown I plaintiffs. Moreover, the segregation complained of was segregated schools. Measured by the Brown I equal protection analysis, the facts established that the Keyes plaintiffs were "deprived of the equal protection of the laws guaranteed by the 14th amendment."

Other than Keyes, the Brown court opinions, beginning with Brown II, have focused on plaintiff's remedies for school districts segregated by law (Brown I) or by fact (Keyes) and whether states and school districts that voluntarily attempt to provide equal education opportunity for diverse students unduly use race to harm white students' equal protection rights.

However, analyzed, characterized, supported and criticized, decisions reviewing Brown II remedial prescriptions since 1955 do not ameliorate the deep and seminal footprint Brown I Fourteenth Amendment equal protection analysis placed in American public elementary and secondary education. This is true whatever

their pronouncements. "Separate but equal" was an affirmation of racial discrimination. Closing the door on a "separate but equal" Equal Protection standard for the first time opened the possibility for equal education opportunity for those other than white students. The fact that solutions on the other side of the door have been elusive should never detract from Brown I and its enormous footprint on law and public education for 60 years.

A little before his one-hundreth birthday in 2013, my late uncle looked back, looked to the present, and best explained why. Today, as a result of Brown I, children of all colors expect to see each other's presence in the nation's elementary and secondary public schools as a normal course of events. More critically, their parents had similar expectations when they were school children. Children and parents have carried those same expectations from school to college, to the workplace and to daily life. My uncle was right and his perspective captured the impact of Brown's first footprint on all of us.

There is a second *Brown I* footprint that is less apparent. It carries forward from my late uncle's observation. At least as wide, broad and deep as Brown's footprint in public elementary and secondary education and in our lives, the second footprint often is forgotten after 60 years. Recall that in Brown I, Chief Justice Warren, for a unanimous Court declared: "In the field of public education 'separate but equal' has no place." Beginning one week after May 17, 1954, and for the years 1954-1964 the Court held that 'separate but equal' has no place in: the admission of a black applicant to a law school; in admitting another black applicant to a joint arts and sciences and law program; admitting two black orphans to a college for white orphans; allowing blacks to integrate public parks, playgrounds swimming pools, playgrounds, golf courses, a city bus system, an amusement park, and an airport restaurant.

In complete and direct contradiction to Plessy Equal Protection analysis, the Court, citing Brown I, vacated the arrest of black students for sitting-in at an all white lunch counter and the arrest



Student Nathaniel Steward, 17, recites his lesson surrounded by fellow students on May 21, 1954, at the Saint Dominique School, in Washington, where for the first time in the USA the *Brown v. Board of Education* decision, which outlaws segregation in state schools, was applied.

of a black man for refusing to leave seats set aside for whites in a state traffic court. Under *Plessy*, the arrests could not be vacated.

Beyond applying  $Brown\ I$  to dismantle racially segregated public facilities, racial discrimination in higher education opportunity, and vacating arrests for protesting segregation, the Court applied the same Equal Protection analysis to find that failing to hire a black airline pilot was employment discrimination. Further, it rested on  $Brown\ I$  Equal Protection analysis to find black vote dilution by a state legislature.

By the 1964 Civil Right Act, Congress went beyond discrimination under color of state law by prohibiting discrimination in facilities and accommodations available to the public and discrimination by private employers. After the 1965 Voting Rights Act, Congress prohibited voter dilution and other discrimination against exercising the right to vote.

Court decisions applying and reviewing protections afforded by each statute over the last 49 and 50 years, respectively, facilitate overlooking what the Court did between 1954 and the years before either statute was the law. On the strength of its finding that "separate but equal ha(d) no place" in elementary and secondary public education, it extended the death of racial segregation and racial discrimination case by case across a wide range of circumstances. The decisions, though always premised on state action, clearly laid groundwork for the statutes. That groundwork is *Brown I*'s second footprint.

My late uncle's assessment about the first footprint carries over to the second. The groundwork established by cases applying *Brown I* for ten (1964 Civil Right Act) and eleven (Voting Right of 1965) years set the stages for federal public policies re-enforcing our expectation to see faces of different colors in college, in the workplace, voting, and winning elected office.

Anniversaries are occasions to acknowledge the passage of time, to look back, and to celebrate the years and what they have produced. The footprints in public elementary and secondary education and in groundwork Equal Protection cases eventually covered by the 1964 Civil Rights Act and 1965 Voting Rights Act are incontrovertible bases for our recognizing and celebrating *Brown I* at 60.

#### FACULTY NEWS AND SCHOLARSHIP



**Professor Ted Blumoff** 

#### **Recent Publications**

When Nature and Nurture Collide: Early Childhood Trauma, Adult Crime and the Limits of Criminal Law (Carolina Academic Press 2014).

#### **Select Speeches & Presentations**

Rationality, Insanity, and the Insanity Defense: Reflections on the Limits of Reason, 39 Law and Psychol. Rev. (2014).



Assistant Professor Zack Buck

#### **Recent Publications**

Enforcement Overdose: Health Care Fraud Regulation in an Era of Overcriminalization and Overtreatment, 74 Md. L. Rev. (forthcoming, 2014–15).

#### **Select Speeches & Presentations**

Enforcement Overdose: The Case for Recalibrating Health Care Fraud Regulation in an Era of Overtreatment, 2013 Health Law Scholars Workshop, Saint Louis University School of Law, St. Louis, Mo.

Legal and Ethical Issues in Voluntary Self-Disclosures, Health Care Compliance Association, Southeast Regional Annual Conference, Atlanta.

Panelist, Maintaining Consent and Confidentiality in the Modern Era, ABA HIV/AIDS Law & Practice Conference, Georgia State University College of Law, Atlanta.

Overregulation and Overtreatment, 2013 Southeastern

Law Scholars Conference, Charleston School of Law, Charleston, S.C.



Assistant Professor Jessica Feinberg

#### **Recent Publications**

The Survival of Non-Marital Relationship Statuses in the Same-Sex Marriage Era: A Proposal, Temp. L. Rev. (forthcoming).



**Professor Jim Fleissner** 

### Select Speeches & Presentations

Balancing National Security and the Free Flow of Information: The Legal Landscape for Leakers and Publishers of Classified Information, Young Lawyers Division of the State Bar of Georgia, Chicago, III.

Use of Similar Transaction Evidence Against Criminal Defendants Under Georgia's Evidence Code, Prosecuting Attorney's Council of Georgia, Young Harris.



**Professor David Hricik** 

#### **Recent Publications**

Patent Ethics – Litigation (2d ed. LexisNexis 2013).

Patent Ethics – Prosecution (with Mercedes Mayer), (2d ed. 2013).

Chapter on ethical issues in *Prosecuting Patents for Litigation*, (2d ed. 2013).

#### **Select Speeches & Presentations**

Conflicts in Patent Practice, American Intellectual Property Law Association, national webinar.

Ethical Issues in Using Technology, Georgia Probate Judges, Athens.

Spotting Conflicts of Interest, Georgia State Bar IP Section.

Presentations in California, Ohio, South Carolina, Georgia, Delaware and Texas.

#### Honors, Awards & Activities

Appointed to serve as Chair of the Student and Law Clerk Committee of the Federal Circuit Bar Association.



Professor Linda Jellum

Ellison C. Palmer Professor of Tax Law

#### **Recent Publications**

Codifying and "Miscodifying" Judicial Anti-Abuse Tax Doctrines, 33 Va. Tax Rev. (forthcoming 2014).

On Reading the Language of Statutes, 8 U. Mass. L.R. 184 (2013) (Book Review).

The Impact of the Rise and Fall of Chevron on the Executive's Power to Make and Interpret Law, 44 Loy. U. Chi. L.J. 141 (2012).

Mastering Statutory Interpretation (Carolina Academic Press; 2008; 2d ed. 2013).

The Theories of Statutory Construction in American Jurisprudence, Logic And Legislation (Springer, forthcoming 2014).

#### **Select Speeches & Presentations**

Consultant, for USAID funded Judicial Independence and Legal Empowerment Project in Tbilisi, Georgia. Trained Georgian judges on statutory interpretation and legal analysis in June 2013, November 2013, and March 2014. Interviewer (for federal administrative law judge), U.S. Department of Personnel.

Two Codifications of the Economic Substance Doctrine: Why One Fails, 2013 Administrative Law Discussion Forum, University of Louisville Louis D. Brandeis School of Law, Louisville, Ky.

Why Subchapter K's Anti-Abuse Statutory Directive Violates Separation of Powers, Mercer University School of Law Board of Visitors Meeting.

Panelist, *The Good, the Bad, and the Ugly: Responses to the Changing Market for Legal Education,*Southeastern Association of Law Schools' Annual Conference, Palm Beach, Fla.

Discussant, Student Evaluation Through Multiple-Choice Questions: Good Practice and New Ideas, Southeastern Association of Law Schools' Annual Conference, Palm Beach, Fla.

Discussant, *Teaching LegReg and Similar Courses*, Southeastern Association of Law Schools' Annual Conference, Palm Beach, Fla.

Program Organizer, *New Voices in Administrative Law*, Association of American Law Schools' 2013 Annual Meeting, New Orleans, La.

The Impact of the Rise and Fall of Chevron on the Executive's Power to Make and Interpret Law, University of Alabama School of Law Faculty Development Colloquium, Tuscaloosa, Ala.

Panelist, Whither Skills Training, Clinic, and Scholarship in Tight Budget Times?, Southeastern Association of Law Schools' Annual Conference, Amelia Island, Fla.

Heads I Win, Tails You Lose: Reconciling Brown v. Gardner's Presumption that Interpretive Doubt be Resolved in Veterans' Favor with Chevron's Second Step, 2012 Veterans Law Conference, Washington, D.C.

Symposium Panelist, *The "Familiar Conversation" of Veterans Benefits Law in the Federal Circuit*, American

University Washington College of Law Symposium "The Federal Circuit: 30 Years Back, 30 Years Forward," Washington, D.C.



**Professor Mark Jones** 

Honors, Awards & Activities
Faculty coordinator for the Mercer
Law Review Symposium on Current
Trends in International Trade and

Their Impact on Multinational Business, Macon.



Assistant Professor Jeremy Kidd

**Recent Publications** 

Kindergarten Coase, 17 Green Bag 2d 141 (2014).

**Select Speeches & Presentations** 

Kindergarten Coase, Southeastern Association of Law Schools Annual Meeting.

What is Litigation Financing?, Testimony before the Insurance Interim Committee of the Indiana State Legislature.



**Professor Patrick Longan** 

William Augustus Bootle Chair in Professionalism and Ethics

**Recent Publications** 

Defining and Enforcing the Federal Prosecutor's Duty to Disclose Exculpatory Evidence: Foreword, 64 Mercer L. Rev. 363 (2013) (with **Professor Jim Fleissner**).

Introduction to a Conversation with The Honorable W. Homer Drake, Jr., 20 Journal of Southern Legal History 1 (2013).

Legal Ethics, Annual Survey of Georgia Law, 65 Mercer L. Rev. 175 (2013).

**Select Speeches & Presentations** 

Moderator, Acting for Your Client, Beginning Lawyers Program, Atlanta.

Program co-chair, *Beginning Lawyers Program*, Georgia Institute for Continuing Legal Education, Atlanta.

Moderator, Ethics and Professionalism: Perspectives After Forty Years at the Bar, Macon.

Panelist, *Interviewing the Client* with Diminished Capacity, National Institute on Aging and the Law, Washington D.C.

Lawyers and Fiduciaries, Clifton B. Kruse Jr. Ethics and Professionalism Lecture, National Aging and Law Institute, Washington, D.C.



Associate Professor Teri McMurtry-Chubb

**Recent Publications** 

The Chronicle of the Disappeared White Law Professors: The Real Meaning of Affirmative Action and Diversity in Legal Education in Affirmative Action: Contemporary Perspectives (James Beckman, ed., forthcoming 2014).

**Select Speeches & Presentations** 

Panelist, Teaching and Training Students to be Social Engineers: Social Justice Lawyering Seminar, A Case Study, 2014 Southeast/ Southwest People of Color Scholarship Conference, Houston, Texas. Moderator, Impact Litigation and Social Engineering, 2014 Southeast/ Southwest People of Color Scholarship Conference, Houston, Texas.

Post Racial, But Still Black: Criminal Incarceration and the Legacy of Slavery, Mercer Black Law Students' Association, Macon.

Panelist, *The Trayvon Martin Case and Its Meaning*, Mercer Lyceum Series, Macon.

Honors, Awards & Activities

First person of color elected to serve as President Elect (8/2014–7/2015) and President (8/2015–7/2016) of the Association of Legal Writing Directors (ALWD).

Executive Planning Committee, 2014 Southeast/Southwest People of Color Scholarship Conference, Houston, Texas.



**Professor David Ritchie** 

**Recent Publications** 

Constitutionalism Ownership, translated into Portuguese in Trarado de Direito Constitucional: Constituicao, Politica e Sociedade, Felipe Dutra Asensi and Daniel Giotti de Paula, eds., (Campus Juridico 2014).

Philosophy after Hiroshima, Peace Review: A Journal of Social Justice, 26:1, 149-153 (2014) (Book Review).

Select Speeches & Presentations

Ninth Annual Philosophy in Society Lecture, Clayton State University, Morrow.

The Rhetoric and Geography of Pluralism and Difference, Global Ethics Fellows Conference, Carnegie Council for Ethics in International Affairs, N.Y.

Moderator, Trends in International Trade in the Southeastern United States, Mercer Law Review Symposium, Macon.



**Professor Michael Sabbath** 

Southeastern Bankruptcy Law Institute/W. Homer Drake Jr. Endowed Chair in Bankruptcy Law

Select Speeches & Presentations
Bankruptcy and the Elderly,
20th Annual Mid-South Conference
on Bankruptcy Law, Memphis, Tenn.

Recent Developments in Bankruptcy Law, 40th Annual Bankruptcy Law Institute, Atlanta.



Professor Jack Sammons

**Griffin B. Bell Professor Emeritus** 

**Recent Publications** 

The Virtuous Circle of Justice: Richard Dawson's Justice as Attunement: Transforming Constitutions in Law, Literature, Economics, and the Rest of Life, No Foundations: An Interdisciplinary Journal of Law and Justice at the University of Helsinki (forthcoming) (Book Review).

The Common Good of Practices, Florida International College Law Review (forthcoming) (Book Review).

**Select Speeches & Presentations** 

The Role of Intuition in Judicial Decision-Making, University of Notre Dame.

The Missing Poetry of Legal Rhetoric: A Phenomenological Inquiry, Association for the Study of Law, Culture and Humanity Annual Conference at the University of Virginia Law School.

#### FACULTY NEWS AND SCHOLARSHIP



Gary J. Simson
Senior University Vice Provost
and Macon Chair in Law

#### **Recent Publications**

Judge W. Homer Drake, Jr. – An Appreciation, 21 Journal Of Southern Legal History 13 (2013).

Religion's Role in Bans on Same-Sex Marriage, National Law Journal, April 14, 2014, 34.

#### **Select Speeches & Presentations**

The History of Legal Education and Recent Developments, Undergraduate Pre-Law Society, Georgia Institute of Technology, Atlanta.

Introduction of Keynote Speaker Hon. Guido Calabresi, Law Day Luncheon, Macon.

Luncheon speeches as dean at law firms and alumni gatherings in Atlanta, Augusta, Macon, and Marietta.

#### Honors, Awards & Activities

Appointed Mercer University's first Senior Vice Provost for Scholarship and concluded service as Law dean.

Named by Georgia Institute of Continuing Judicial Education as Co-Chair (with Judge Ben Studdard, Mercer Law '84) of Strategic Planning Committee to implement judicial education recommendations of State Bench-Bar Commission on Next Generation Courts.

Represented the Law School as dean at: American Bar Association's Annual Deans Workshop, Atlanta; Association of American Law Schools' Faculty Recruitment Conference, Washington, D.C. and Annual Meeting, New York, N.Y.; and State Bar of Georgia's Midyear Meeting, Atlanta.

With sterling accompaniment on keyboard by Professor Jellum, performed (guitar, harmonica and vocals) off-campus to indulgent audiences at student-run events sponsored by Phi Alpha Delta and Association of Women Law Students.



Associate Professor Karen J. Sneddon

#### **Recent Publications**

Memento Mori: Death and Wills, Wyo. L. Rev. (2014).

#### **Select Speeches & Presentations**

Wills, Trusts and Estates Meets Gender, Race and Class, Gender, Language and Wills Symposium, Oklahoma City University School of Law, Oklahoma City, Okla.

Who I Will Become: Legal Writing's Role in the Formation of Professional Identity, Rocky Mountain Legal Writing Conference, William S. Boyd School of Law at the University of Nevada, Las Vegas

You Get What You Get and You Don't Get Upset: Priming and Wills, The Next Generation of Trusts and Estates Scholarship, Association of American Law Schools, New York, N.Y.

#### Honors, Awards & Activities

Member of the 2014 Committee on Committees for the AALS Section on Legal Writing, Legal Research, and Legal Reasoning.

Workshop participant in "Not Your Mother's Will: Gender, Language, and Wills, West Coast Rhetoric Scholarship," William S. Boyd School of Law at the University of Nevada, Las Vegas.

Received the 2013-2014 Adjunct/ Visiting Faculty of the Year Award at the William S. Boyd School of Law, University of Nevada, Las Vegas, as determined by student vote.



Associate Professor Scott Titshaw

#### **Recent Publications**

"I Do," You Don't: The Constitutionality of Defining Marriage (student summary of panel discussion at law review symposium) 4 Charlotte L. Rev. 179 (2013).

Revisiting the Meaning of Marriage: Immigration for Same-Sex Spouses in a Post-Windsor World, 66 Vand. L. Rev. En Banc 167 (2013).

Why Conservatives Should Learn to Love Gay Marriage, The Huffington Post, Dec. 10.

#### **Select Speeches & Presentations**

Administrative Proceedings: Social Security and Immigration, ABA HIV/ AIDS Law and Practice Conference 2014, Atlanta.

Moderator, *The Broader Context:* Changing Patterns in International *Trade*, Mercer Law Review Symposium, Macon.

Panelist, The Future of LGBT Immigration: A Discussion of Immigration Issues in Light of Comprehensive Immigration Reform and Judicial Action on DOMA, National LGBT Bar Association Annual Conference, San Francisco, Calif.

The Implications of United States v. Windsor in States Like Georgia, Savannah College of Law, Savannah.

Immigration and Same Sex Couples; Views on Sexual Minority Issues, 3rd Annual Same Sex Legal Issues Conference, State Bar of Georgia, Atlanta. International ARTs and Immigration: Time for a Treaty?, American Academy of Assisted Reproductive Technology Attorneys Conference, Charleston, S.C.

Moderator, Resolving Business Disputes Having an International Aspect: Georgia's New International Arbitration Code and Its Use, Atlas & Isla, Macon.

Panelist, U.S. Supreme Court Update: Marriage Equality – What Do the Supreme Court's Rulings in United States v. Windsor and Hollingsworth v. Perry Mean for Georgia and the Georgia Constitution's Marriage Amendment, State Bar of Georgia, Atlanta.

Panelist, Womb With a View: Surrogacy Issues and Immigration for Children, AILA National Podcast.

#### Honors, Awards & Activities

Fulbright-Schuman E.U. Affairs Program Award (2014–15), jointly financed by the U.S. State Department and the Directorate-General for Education and Culture of the European Commission, to conduct research at the European University Institute in Florence, Italy and at Leiden University's Grotius Centre for International Studies in The Hague, The Netherlands.

# Deron Hicks '93

# Alumnus Pens Young Adult Novel Series

By Jamie Dickson

What Deron Hicks does in his spare time isn't just kids stuff. The former inspector general for the State of Georgia has an impressive law career, but also a burgeoning writing career as well.

The associate general counsel at TSYS, a credit card processing company in Columbus, Hicks loves his job and the law, but his children and a passion for history inspired him to write a series of young adult novels titled *Shakespeare Mysteries*.

Hicks, who now serves as president of the Alumni Association, had an idea for a novel whose main characters were around his kids' ages at the time. The first two books, *The Secrets to Shakespeare's Grave* and *The Tower of the Five Orders*, follow Colophon Letterford, a pre-teen out to discover the connection between her family and Shakespeare's tomb. Deron has finished the third book in the series and is looking forward to its release in the near future.

"I wrote the ending first and I liked it, so I backed myself into it and wrote the rest of the book. My daughter liked it and so I found a literary agent in New York," Hicks said. The agent signed him with Houghton Mifflin Harcourt, which publishes a variety of popular children's literature, including *Curious George* and *Martha Speaks*.

While Hicks is no stranger to writing (he served as the senior managing editor for *Mercer's Law Review*, co-authored "Georgia Law of Torts: Preparation for Trial," and has written a variety of law-related papers) this is the first time he's tried his hand at fiction. "I get tickled with all the places [*Shakespeare Mysteries*] has ended up," he said.

Hicks is a self-proclaimed cheerleader for Mercer Law. He said he has the school to thank for his success in law and in writing. "The tools I took away from [Mercer] were invaluable when I got this inkling to write something," he said.

Hicks served as an adjunct professor at Mercer Law for 10 years and also co-authored the "Torts Survey" for the Mercer Law Review



for 12 years. He said he owes a lot to Mercer, and he encourages his fellow alumni to stay connected to the school. "An involved alumni base makes such a difference. It improves the school and it improves the degree you've taken from the school," he said. "To me, it's a very affirming experience. Mercer is such an important part of my life in so many different ways that I want to give back and contribute in any way I can."

A 1990 graduate of the University of Georgia, Hicks lives in Warm Springs with his wife, Angela, '93, and their two children, Meg and Miles. You can find *Shakespeare Mysteries* at most major bookstores and on Amazon.com. For more information about the series, visit www.shakespearemysteries.com.

# Anita Wallace Thomas '89

# The Art of Storytelling in Commercial Litigation

nita Wallace Thomas loved being an Assistant District Attorney, prosecuting felonies for the Fulton County District Attorney's office starting the year after she graduated from the Law School. "I enjoyed representing the state and representing victims — people who had been aggrieved or whose rights had been violated, people who were victims of crimes," she says. "I enjoyed vindicating them, and I was very passionate about that."

Well, for the first few years, anyway. By 1995, every time she came to the courtroom, it felt like somebody was hitting a rerun button. The same scene kept replaying, featuring the same tired props: "a trace of cocaine and a 40-ounce bottle of malt liquor." The players changed, though: A witness to a felony would reappear down the road as the victim of a crime. A year or so later, the same person was on trial as a perpetrator.

"I was getting to the point where I had seen the full cycle," Thomas says, "and I felt that I had reached the extent of my effectiveness when all of the cases started sounding alike."

So she looked for a new venue to apply the talents she most enjoyed, and found it as a partner at Atlanta's Nelson Mullins Riley & Scarborough LLP. She specializes in litigation, handling a wide variety of cases — general commercial, franchise, drug and medical device, product liability, employment and toxic tort.

Commercial litigation draws on some of the same skill set she brought to the DA's office. "I'm a people person, and I enjoy helping my clients solve problems," she says. "I enjoy the art of storytelling that you have to use in litigation in front of juries.

While I represent corporations, they still have a particular story and they have a culture. I like being in the position to relay my client's story to a jury, weaving together the facts, putting together the evidence and using my skills of persuasion."

Outside of offices and courtrooms, Thomas's typical day starts early. She's at the gym by 5 a.m., out at 6:15, and often taking clients' calls on her drive to work. Home life includes her pastor husband and their two sons, ages 12 and 13. If that's not enough to keep her busy, "I love mentoring young women, particularly those who are from low income or disadvantaged areas. I think that, as a professional woman of color who has had some level of success, I have an obligation to put



back value into the community."

Thomas brings her concerns about community back to Mercer as a new member of the Law School's Board of Visitors. "I'm very interested in the retention of diverse students at the Law School. Even as a practicing attorney, we see the number of lawyers of color dwindling," she says. "I look at it as an opportunity to make sure that those populations of students are doing well and getting what they need."



#### MERCER UNIVERSITY

# SCHOOL OF LAW GIVING REPORT

2012 - 2013

MERCER LAW SCHOOL HAS ONCE AGAIN BENEFITED FROM THE GENEROUS SUPPORT OF ITS ALUMNI, FACULTY, STAFF, AND FRIENDS. The financial commitment provided by the Law School's donors enables us to offer an exceptional education to our students and to continue to be a national leader in legal education. Individuals, foundations, corporations, and others who give so generously make a profound difference in the Law School's life and future. Each gift truly is important to Mercer Law's success and allows us to do things that we otherwise could not.

Acknowledged in this report are donors who made gifts to the Law School from July 1, 2012, through June 30, 2013. Gifts by all alumni to other University funds are greatly appreciated and are recognized in the 2013 President's Giving Report published this spring in *The Mercerian*.

Beyond the facts and figures shown here, Mercer Law's alumni and friends are among its greatest assets. From attending alumni receptions to recruiting future students and hiring our graduates, your steadfast support is greatly appreciated. Thanks to all who are giving of their time and financial resources to Mercer Law School.

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James P. Terry '73 Michelle L. Terry

Hugh P. Thompson '69

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J. Henry Walker, IV '86

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Allen F. Wallace '74 Andrew J. Welch, Jr. '69

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Joel C. Williams, Jr. '67 M'Liss G. Williams

### PARTNERS

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Herman D. Baker '52
Jacob Beil '70
Steven K. Bender '82
Lovett Bennett, Jr. '83
John G. Blackmon, Jr. '86
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Bo Chambliss '02

Community Foundation of Central Georgia Kate Sievert Cook '02 Matthew E. Cook '99 Alice W. Culpepper George B. Culpepper, III '43 Nathan I. Finkelstein '72 Hulane E. George '78 Joan S. Godsey R. Kirby Godsey Amy M. Hollis '00 Lance Hollis

Benjamin G. Hudson, Jr. '62 Ruth E. Hudson D. Marcus Kalish, III Katherine McCauley Kalish '79 Adam Malone Johann R. Manning, Jr. '85 Cheryl P. Matthews Walter J. Matthews '74 Rhonda Wilcox McCurtain '02 Scott H. Michalove '95 Michael J. Moore '93 Amanda M. Morris '04 James W. Morris, III
Samuel D. Ozburn '76
Alexander G. Paderewski '75
S. Catherine Phelps '91
Benagh B. Philips '74
Loretta L. Pinkston '87
Charles S. Sexton '78
David A. Siegel '86
Evett L. Simmons '82
William P. Simmons
Charitable Fund
E. Lee Southwell, III '75

Evan J. Stitt
Susan L. Stitt
Helen Rhea Stumbo
John E. Stumbo
SunTrust Bank Foundation
Thomas W. Talbot '68
Brett D. Thompson '06
Richard A. Watts '92
David A. Wells, Jr. '91
E. Mullins Whisnant '50
Robert J. Wilder '86

#### ADVOCATES

\$250 - \$499

Virgil L. Adams '80 Adams, Hemingway & Wilson, L.L.P. Robin B. Allen '86 Carl H. Anderson, Jr. '87 James H. Anderson '73 C. Dan Bailey, Jr. '71 Nancy S. Bailey RaVonda Bargeron Robin N. Bargeron '90 Gary A. Barnes '81 Therese S. Barnes '81 Brett C. Bartlett '99 Walter R. Beales, III '69 D. Barton Black '07 John G. Breakfield '01 W. Wheeler Bryan '65 William A. Buchanan '07 Rebecca R. Burgess '01 M. Tyus Butler, Jr. '74 J. Michael Campbell

Peter A. Cantrell '85

Janette D. Carden Kevin J. Carden '84 Frances L. Clay '01 Bonnie Johnson Cole '87 John O. Cole + Cathy Cox '86 Daniel J. Craig '79 Flise D. Creswell Richard W. Creswell † Bryan H. Davidson '80 James R. Dirmann '70 Barbara M. Dunaway David B. Dunaway '70 Alton D. Greenway Shirley C. Greenway William H. Gregory, II '96 Michael K. Grogan '76 B. Seth Harp, Jr. '72 Robert L. Harris '83 Robert F. Hershner, Jr. '69

Sally S. Hershner

James B. Hiers, Jr. John H. Hurst Margaret G. Hurst David M. Ivey '75 A. Sidney Johnson '59 Claire W. Johnson Randolph B. Jones, Jr. '79 Mary M. Katz '79 Richard M. Katz Howard C. Kaufold, Jr. '78 L. Stephen Kelehear '78 Tangela S. King '01 Charles D. LeGrand '87 Michael S. Levine '83 John S. Lewis '68 William Paul Mason '89 Edward T. McAfee '02 Anton F. Mertens '87 Michael S. Meyer von Bremen '83 Peggy H. Mever von Bremen Fred B. Monroe '96

Guerry R. Moore '69 Gina Naccarato-Fromang '92 Robert L. O'Brien, Jr. '73 Russell Osgood David M. Owen '83 John W. Peach '65 Ray Persons Wendy Persons W. Warren Plowden, Jr. '68 Stephanie D. Powell '03 † Geri Presti William C. Puckett, Jr. '81 Hal Roach, Jr. '73 Barbara B. Rodgers Paul Rodgers '57 Carolyn Lee Rountree '83 Dennis C. Sanders '72 Frances Kay Sanders Margaret Cammon Sanders '03 Timothy C Sanders '03 Karla Heath-Sands

W. Louis Sands '74 George Shepherd Stephanie Godsey Shepherd '02 Wendy L. Shoob '77 Darcee S. Siegel '85 James C. Smith, Jr. '85 Robert G. Swain '76 Swift, Currie, McGhee & Hiers, LLP Philip R. Taylor '57 Chilton D. Varner Mary Kathleen Weeks '07 Stephen M. Welsh '94 Kristin H West '86 Adria Holwell Wilkes Andrew M Wilkes '02 F. Bradford Wilson, Jr. Amy C. Reeder Worley '00

#### COUNSELORS

\$100 - \$249

William P. Adams '77 Leah Morton Aiken '11 † T. Greer Aiken, Jr. '10 + Robert G. Aitkens '79 Kent H. Albright '67 Anna A. Armitage Paul C. Armitage '61 A. Quillian Baldwin, Jr. '69 Robert L. Barlow, II '80 W. Lonnie Barlow '67 Anne Barnes Waddell Barnes Kenneth S. Barr '80 Rafic H. Barrage '98 Charles W. Barrow '76 Charles D. Bass J. Raymond Bates, Jr. '75 Randy J. Bates, II '06 G. Phillip Beggs '86 David A. Bell Griffin Boyette Bell, III '02 Jessica Bell Virginia I. Bell '79 Julie P. Bennett '92 Helen Berenthien '70 James F. Biles, Jr. '61 Christopher M. Blades '97 Ionathan I. Bledsoe '02 Theodore Y. Blumoff † J. Phillip Bond '83 J. William Boone '77 Andrew Boyd Bowman '05 Sarah Marks Bowman '07 Johnny W. Brantley '90 Letoyia C. Brooks '07 K. Todd Butler '99 Steven M. Calcutt '89 Harold H. Catlin '76 Joseph H. Chambless '61 Margaret C. Chambless

Christy Crowe Childers '05

Matthew E. Childers Cynthia H. Clanton '86 James L. Cline, Jr. '77 T. Milburn Clyburn, Jr. '60 D. Scott Cole '93 Susan S. Cole '77 George L. Colson, Sr. '63 Marcia M. Colson Charles L. Compton '73\* John G. Conger '72 David R. Cook, Jr. '05 Marie D. Cook J. Virgil Costley, Jr. '68 E. Banks Craig '11 William A. Crawford, Jr. '49 Theresa Light Critchfield '05 David L. Croswell '96 Sue L. Cummings Thomas S. Cummings Robert M. Cunningham '78 F. Alton Curtis, Jr. '66 Martha W. Curtis Dervl D. Dantzler '70 + Douglas A. Datt '81 Diana Lynn Davis '02 Joseph H. Davis '51 Brown W. Dennis, Jr. '90 George E. Dennis Kathryn H. Dennis Kav Dennis David W. Dodge '97 James R. Doyle '94 Sara I Dovle '94 Roger W. Dunaway, Jr. '71 Randy J. Ebersbach '84 Susan M. Ebersbach '86 Margaret F. Epps Richard A. Epps '74 Peter J. Esposito '71 Jonathan Kaz Espy '05 Jesse D. Evans '00

Joseph W. Evans Anna S. Farrar A. Curtis Farrar, Jr. '69 Daisy Hurst Floyd + Timothy W. Floyd † Janne C. Foster '81 David A. Fowler '88 Dana Haas Freeman Benjamin M. Garland '69 Carol A. Garland Everett W Gee III '89 Sarah L. Gerwig-Moore † Cade Carter Gibson '06 Dwayne H. Gillis '90 Pamela D. Gillis Robert Good Neal B. Graham '86 Kristin S. Gray '06 Michael G. Gray '78 Jule B. Greene '50 Mary Katherine Greene '93 David E. Greer '69 Emmitte H. Griggs '82 Thomas Anthony Gump '94 Michael S. Haber '73 Rose Haber Ivev E. Hall Ion Travis Hall '08 Timothy M. Halligan '80 Edwin L. Hamilton '88 Shellie I. Hammock '04 James E. Hardin, Jr. '83 Cassandra I Harris-Starks '94 Lucienne Hartmann '11 Dewey N. Hayes, Jr. '79 Amanda Nichole Heath '10 Theodore M. Hester Angela Medders Hicks '93 Deron R. Hicks '93

Mitchel P. House, Jr. '59 Harry C. Howard Christopher J. Hudson '03 Robert J. Hulsey '80 James D. Hyder, Jr. '87 David B. Irwin '82 Ann Shannon Jackson '79 Andrew W. Jenkins '12 Jewish Federation of Greater Atlanta Dorothy S. Jones Randolph B. Jones, III '08 Ellis I. Kahn Jerome L. Kaplan '61 Louise S. Kaplan M. Anne Kaufold-Wiggins '05 Roy R. Kelly, III '73 David A. Kendrick '83 John F. Kennedy '90 Susan E. Kennedy A. Martin Kent '66 George H. Knott '82 Carolyn K. Kolben '82 Daniel R. Lauffer '80 Raymond Lawler '72 Nathan C. Lee '83 Ronald A Levine '90 Edith W. Lewis '97 Katherine Lewis Preston B. Lewis, III '79 Cheryl Lienhop-Price George R. Lilly, II '83 Marian A. Lindquist '91 Jeffrey P Lutz '02 Kenneth L. Mann '73 Suzanne P. Mathis '85 Kathy R. Matthews Thomas I Matthews '74 Raymond C. Mayer '82 Edward S. McCallum, III '92 Rick H. McClure '83 Ann-Marie M. McGaughey '93

Max R. McGlamry '52 J. David McRee '81 Kipling L. McVay-Stubbs '76 Anne R. Melton C. Robert Melton '74 John L. Merritt '71\* James E. Messer '93 J. Thomas Minor, IV '81 Anita S. Momand Henry C. Momand, Jr. Christopher D. Moore John H. Moore '70 Kellye C. Moore '93 David C. Morgan '81 Michael E. Murphree '81 Robert F Ness '76 William J. Neville '49 Charles D. Newberry '74 Teresa H. Newberry Amber L. Nickell '01 W. Perrin Nicolson, IV '77 David G. Oedel † James P. Orr '79 W. John O'Shaughnessey, III C. Joel Osteen '95 John M. Ott '81 C. Frederick Overby '84 Richard A Palmer Ir '74 Kevin Charles Patrick '08 Bryan B. Persons '79 John R. Phillips '72 J. Richard Porter, III '63 Joseph W Powell II '71 Miranda Pratt David P. Price '79 Lisa M. Putnam '90 D. Tom Pye, III '70 Krishna G. Ramaraju '03 Richard A. Rapaport Louise J. Roach Thomas A. Roach '50

John B. Hindman '75

Linda S. Hodge



William C. Sanders '75

Donna H. Scarbary

Otis L. Scarbary '77
Michaela D. Scheihing '91
Larry Schlesinger
Ed S. Sell, III
Lenore S. Sell
Charles M. Shaffer, Jr.
Harriet H. Shaffer
William B. Shearer, III '99
C. Cullen Sheppard '01
F. Sinclair Shingler, III '63
B. Robert Shipp '64
Sandra B. Shipp
Lamar W. Sizemore, Jr. '74
Sandra O. Sizemore

G. Neil Skene, Jr. '77 William L. Slaughter '50 Connie C. Smith '89 Gregory K. Smith '01 Kristie M. Smith '89 Naomi W. Smith '89 Naomi W. Smith '85 Scott C. Smith '85 David L. Stephens '75 Kice H. Stone '67 Susan H. Stone Mary P. Sullivan '93 Frank M. Talbot, II '94 Gregory I. Talley '95 J. Curt Thomas '05 Lauren Pierce Thomas '04 Wallace F. Tillman '68 Thomas S. Topping '84 Marc T. Treadwell '81 Wimberly D. Treadwell J. Edward Trice, Jr. '75 Robert J. Trimble '91 Anne Tunnessen '98 Thomas H. Vann, Jr. '69 Louann Vari John Gray Walker '02 Ida Ruth C. Wall '67 K. Glynn Watson '63 Phyllis Hicks Watson
Mark J. Webb '89
Renee Webb
Jerry D. Webber '90
D. Christopher Wells †
Nathan A. White '05
Cynthia G. Wilcox
Tommy Day Wilcox, Jr. '73
George T. Williams '69
Joline B. Williams '60 \*
Virginia F. Williams †
Connie L. Williford '00
Nathan Alexander Wood '08
Justin J. Wyatt '93

#### ASSOCIATES

UP TO \$99

Shervl B Adair W. Hal Adams '72 Pamela R. Allen '92 Andrew K. Antrim '88 Julie R. Applewhite Thomas D. Applewhite '94 Alvin W. Arnold '66 B. Carlton Bailey, Jr. '66 Carshena L. Bailey '92 Diana S. Barber '85 Sarah Bartholomew '89 Patricia W. Bass '83 Thomas I Bass Thomas L. Bass, Jr. '93 Beverly B. Bates '61 Gerald N. Blaney, Jr. '80 Joan Blaney Kristin K Bloodworth '09 Thomas C. Bobbitt, III '78 Candice L. Branche '10 Barbara A. Brown '84 William B. Bryant '09 Stephanie Diane Burton '01 Mallary B. Byrd '10 Melanie W. Cabiness Robert F. Cabiness '97 Benjamin C. Carpenter '02 Jacob M. Carpenter '02 Darrell R. Caudill, Jr. '91 Jennifer C. Chapman '10 Sharon G. Cheney '90 Laurel R. Clapp '69 John P. Cole '91 Mary B. Conlin '82 Jerry E. Conner '52 Charles M. Cork, III '82 Victoria B. Cork Dorothy H. Coyle Laura L. Crockett Robert D. Cullifer '81 P. Melton Culpepper, Jr. '70

Karen F. Dant

Michael Dant James M. Davis '65 John N. Davis '85 Joy H. Davis Michael S. Dean + Michael A. Deep '50 Albert Demarino Mary S. Donovan † Julia C. Dudley '85 Dennis L. Duncan '91 Kenneth S. Dunning '80 Shiel G. Edlin '79 John C. Edwards '72 Peggy S. Edwards Robert B. Ellis, Jr. '81 Charles F Evans '00 Patricia S. Fears Daniel F Finch '73 Jean B. Finch James F. Forsyth Rosalyn Forsyth Donna J. Fox Amanda Tatman Freeman '10 Spencer G. Freeman '10 Billie Rampley Frys † James H. Fulghum, Jr. '59 James A. Garland '02 Searcy S. Garrison, Jr. '66 Kathrvn M. Gerhardt '81 Ann Marie Giordano Gilden '85 Sue Ballard Gilliam '82 David McClees Gram '10 Linda L. Green Anna Greer George S. Greer '02 Amy M. Grimsley Charles W. Grimslev '10 Kimberly A. Gross '94 Auden L. Grumet '97 Jason M. Hadra '07 L. Theresa Harden '82 Sarah McPherson Harriman '95

Ioan W Harris '78 Peter J. Harrison '09 Georgia W. Hatcher Robert F. Hatcher David R. Helmick '03 Darren K. Hensley '85 Robin E. Hensley Edward L. Hill '66 Martha C. Hill April R. Holloway '09 Charles S. Hunter '74 James W. Hurt '68 Catherine F. Ivev N. Tyrus Ivey Brian Scott Johnson '00 Cheri I Jones '90 Kenneth A. Jones '75 M Charlene Lane '82 Ruth W. Laney Wesley T. Leonard '87 Jeanette Felicia LeRay '05 Annie M. Lewis Jason D. Lewis '06 Lillian H. Lockary '81 Sarah Beth Mabery '01 Macon Bar Association Julia Hall Magda '01 James W. Malys '77 D. Wayne McCurley '86 Monica J. McFlvea '91 Gloria H. McSwain Flizabeth Berenguer Megale '02 Caitlin Grace Miller '10 Benjamin W. Mitchell '11 Catherine Elizabeth Bell-Mitchell '11 Mark E. Mitchell '91 Charles S. Moore '09 Nathaniel Macon Chapter DAR Paisley Hines Newsome '07 Angelia Morie Nystrom '93 G. Campbell Oetter, Jr. '84 Katherine C. Oliver \*

Erica Hickey Opitz '10 Angela Patterson Sherrod G. Patterson '82 Evan Robert Paulson Jeffrey H. Perry '05 George L. Phillips, Jr. '13 J. William Pierce, Jr. '82 Thomas H. Pittman '66 Kimberly A. Ponder '05 Philip R. Potter '11 Robert H. Preston '66 Billie B. Pritchard '12 Stanley E. Protokowicz, Jr. '79 Adrienne Radulovic '81 Erin Daniele Rahaim '10 Thomas J. Ratcliffe, Jr. '68 Amy Brand Raub '00 Gregory S. Raub '99 Kathryn E. Ray '07 Brittany Flowe Reese '10 Franklin E. Remick '64 Jeff Brian Rentz '02 Joe T. Roberts '65 M. Madison Roberts '07 John W. Routh '83 Joseph W. Rowland '52 Stephen T. Rushing '84 Harry P. Sakellaris '85 Reid V. Sanders '08 Lydia J. Sartain '84 Michelle L. Schieber '92 Gregory A. Sebastian '95 Mark A. Segal '85 Sell & Melton, L.L.P. Shelba D. Sellers '91 Bernard F. Shearon, Jr. '87 Emily McLarty Shuman '09 Donald W. Singleton, Jr. '90 W. Thomas Slowen, Jr. '72 Amanda G. Smith '07 Kenneth Ronald Smith '07 Nancy Loveday Smith

S David Smith Ir '75 William D. Smith, Jr. '50 Keith H. Solomon '86 Tonda B. Solomon Ellen S. Sprayberry State Farm Companies Foundation Linda P. Stephenson Mason W. Stephenson Max Stout Ben W. Studdard, III '84 Natalie Fears Sundeen '12 † Marilyn E. Sutton '92 † Thomas P. Swaim '80 Rosanna M. Szabo '87 Judy B. Tanner William F Tanner '81 Cater C. Thompson '83 Jason Edward Tours '06 Kelly Toups Winslow H. Verdery, Jr. '76 Michael Vetro '93 Joseph J. Vonnegut '89 Wendy C. Vonnegut '89 William R. Waldrop '76 Susan Joan Warren '01 Anne Henneberg Watson '84 David H. White, Jr. Kimberley Slayton White '88 Pamela Y. White-Colbert '87 Jordan M. Wiegele '11 Joseph L. Williams '67 Donald N. Wilson '71 Walter D. Wilson John W. Wingate, III '98 Julie E. Wingate Marshall A. Winslow, Jr. '89 Dianne G. Yamin '86 Anna K. Young Donald E. Young

\* Deceased

† Current and Former Law Faculty and Staff

Gifts to Mercer University School of Law make a difference in the lives of students and the quality of legal training they receive. For more information about giving to the Law School, please contact the Office of University Advancement at (478) 301-2232 or visit law.mercer.edu/alumni/giving.

PRODUCTION NOTE — The Mercer University School of Law 2013 Giving Report was published by the Office of University Advancement, the Office of Marketing Communications, and the School of Law. Every effort has been made to publish an accurate report. If, however, you feel any information contained in this publication is incorrect, please contact Linda Deal at 1400 Coleman Ave., Macon, GA 31207, or call (478) 301-2725.

# JENNIFER FINDLEY

Former Professor Brings Passion and Energy to the Classroom as a Student

Prior to starting law school at Mercer in the fall of 2011, you were a Visiting Professor in the History Department at Point Loma Nazarene University in San Diego from 2006-07 and a History Lecturer at Triton College in Chicago from 2007-11. How did your teaching experiences before law school affect your outlook when you once again became a student?

The transition between teaching and being a law student has been seamless and natural. Before I went to the University of Chicago, where I received my Master's in European Cultural and Intellectual History, I trained as a classical opera singer, which requires a lot of energy and passion. I brought that passion to being a professor, and it has sustained me through law school. In fact, teaching and music are connected to legal studies. For example, teaching and music, like the law, involve technique and precision. However, they also require something more: the realm of the emotive. An exceptional professor, like a singer or an artist, must be a zealous advocate for his or her ideas, and communicate with emotion and skill, just as an exceptional lawyer must be a "zealous advocate" for his or her client, with the same level of technique, logic, and passion.

After living in California and Chicago, what made you decide to enroll at Mercer Law School?

After weighing a number of law school options, in the South and California, I decided that I didn't want a large, cold, research-style environment. I decided on Mercer because of its reputation as being a collegial law school. The reality, however, far surpasses its reputation. I have been fortunate to learn from and to be mentored by faculty who are not only leaders in their respective fields, but generous with their time and talent. I have formed friendships that will be lifelong.

You were Editor in Chief of The Mercer Law Review and you served on the Jessup moot court team for two years. Tell us a little about both experiences.

It is an honor to be surrounded by peers who are some of the most gifted and talented people I know. This year, the Law Review Symposium was on international trade, bringing to Macon a dynamic group of international legal practitioners and highlighting Mercer's potential to be a leader in this exciting area of the law. Jessup too has been a fantastic experience, and this competition is another important way that I believe Mercer continues to raise its profile as a leading school.

You list quail hunting as a hobby. How did you get involved in it?

It's the pageantry of quail hunting that I find very beautiful. Being from Southern California, I never imagined that I would enjoy hunting, but my husband's family has a quail plantation in Worth County, Whisperwood, and they are focused on conservation, not just hunting. Watching an English Setter work the wiregrass and pines as hunters close in on a point: for me, it represents the majesty of nature and man acting at once in struggle and in union.



## **Class Notes**

#### 1956

W. Homer Drake Jr. was elected by Mercer University's Board of Trustees as the board's 11th lifetime member during its annual Homecoming meeting on Nov. 22, 2013.

#### 1957

Judge Richard Mills served as the guest speaker at Blackburn College's Veterans Day Convocation on Nov. 11, 2013.

#### 1966

Thomas Malone was elected chair of the Executive Committee of Mercer University's Board of Trustees at the board's annual Homecoming meeting on Nov. 22, 2013

#### 1967

William "Andy" Haggard received the Florida State University Bernard F. Sliger Award. The award recognizes a member of the university community who has made a major contribution to the fulfillment of its mission.

James A. Bishop concluded a five-year term of service on Mercer University's Board of Trustees at the board's annual Homecoming meeting on Nov. 22, 2013.

#### 1969

The Honorable Hugh P. Thompson began his second five-year term as a member of Mercer University's Board of Trustees at the board's annual Homecoming meeting on Nov. 22, 2013.

#### 1973

**Robert L. O'Brien Jr.** retired from the Georgia Department of Public Safety in April 2013.

#### 1974

The Honorable W. Louis Sands concluded a five-year term of service on Mercer University's Board of Trustees at the board's annual Homecoming meeting on Nov. 22, 2013.

#### 1977

Otis Scarbary retired Dec. 13, 2012, after four terms as Bibb County Solicitor-General.

#### 1978

Judge Marcus Ezelle was recognized with the Kayla Foreman Wright Award by the Polk County Trial Lawyers Association. The award celebrates a local jurist who possesses professionalism, leadership and courtesy.

#### 1979

#### **Class Correspondents:**

Danny Craig, dcraig@augustaga.gov Mary Katz, mkatz@chrkglaw.com

#### 198

**Kathy A. Bradley** was named Georgia Author of the Year by the Georgia Writers Association in 2013 for her essays.

Richard A. Schneider was elected chair of Mercer University's Board of Trustees at the board's annual Homecoming meeting on Nov. 22, 2013.

The Honorable Marc T. Treadwell began a five-year term as a member of Mercer University's Board of Trustees at the board's annual Homecoming meeting on Nov. 22, 2013.

#### 1982

**Dwight J. Davis** concluded a five-year term of service on Mercer University's Board of Trustees at the board's annual Homecoming meeting on Nov. 22, 2013.

Evett L. Simmons hosted the Evett L. Simmons Mock Trial Competition at this year's National Bar Association Crump Law Camp. She also received the Sankofa Award.

#### 1984

**Dan McGrew** was inducted as a Fellow of the American College of Trial Lawyers in October 2013.

#### 1985

Diana S. Barber won the National Anthony G. Marshall Hospitality Law Award for 2013 in recognition of pioneering and lasting contributions to the field of hospitality law.

**D. Scott Cummins** was recognized as a top attorney in Georgia Legal Elite by *Georgia Trend* magazine.

Carter L. Stout was awarded the Member of Distinction Award by the Real Estate Section of the Atlanta Bar Association.

#### 1986

Thomas W. Herman was the first middle Georgia attorney and the 18th statewide to be selected as a Fellow in The College of Workers' Compensation Lawyers.

Henry Walker was named the Chair of Kilpatrick Townsend and Stockton LLP.

#### 1988

Lynn Scott joined the Healthcare, Life Sciences and Technology team at the Atlanta-based Kilpatrick, Townsend and Stockton. She is listed in *Best Lawyers in America* and was recognized nationally by Nightingale's Healthcare News as an Outstanding Healthcare Transaction Lawyer.

#### 1989

Mark Webb was appointed Chairman of the Heart of the Community Foundation Board of Governors for 2013-2014.

#### 1995

Matthew Lepore was appointed Senior Vice President and General Counsel of BASF Corporation, effective lan 10, 2014

Rachael B. Schell joined Georgia Legal Services Program as a part-time coordinator of the Private Attorney Involvement Program.

#### 1997

#### **Class Correspondent:**

Auden Grumet, auden@atlantalawyer.org

Ed Cloaninger became a principal (partner) with Deloitte Tax and leads the International Tax Practice for the New England area.

Joel Harms left Atlanta in 2011 and moved to Provincetown, Mass., where he is a realtor with William Raveis Real Estate.

L. Paul Sirmans recently took a position as General Counsel to Continental Pacific, LLC, in Santa Rosa Beach, Fla.

Mason Weiss is moving to Fort Leonard Wood, Missouri, this summer to begin serving as a Law Instructor at the U.S. Army Military Police School.

#### 1998

Renee Christen L'Eplattenier opened the doors of Roosters Men's Grooming Center in Atlanta with her husband Ross. Roosters is an upscale, classic American barbershop reconfigured for the 21st century guy. L'Eplattenier will remain employed with Morris, Manning & Martin, LLP, while serving as Roosters' marketing director.

**Jonathan J. Tuggle** was named one of the 2014 Best Lawyers in America by *U.S. News* and *Best Lawyers*.

#### 2000

#### **Class Correspondent:**

William Noland, William@childsandnoland.com

David H. Williams Jr. was appointed to the Board of Directors of Lenbrook Retirement Community in Atlanta.

#### 2001

#### **Class Correspondents:**

Chad C. Hastings, chastings@lesserlawfirm.com Michelle Pinto, michelle.pinto@harris.com Laura L. Voght, lvoght@wwhgd.com Susan Warren, susanwarren@yahoo.com

**Aaron W. Mumford** was included in *Georgia Trend* magazine's 2013 Forty Under Forty.

#### 2002

Melody A. Glouton served as co-counsel in a case that obtained a \$4.6 million jury verdict in Gwinnett County, Georgia for the husband of a woman killed when she was ejected from a Jeep during a rollover wreck.

**Bradley M. Harmon** was named an "On The Rise Attorney" by *The Fulton County Daily Report*.

**Kathleen L. Wright** was named one of the 2014 Best Lawyers in America by *U.S. News* and *Best Lawyers*.

#### 2003

**G. Grant Greenwood** was named an "On The Rise Attorney" by *The Fulton County Daily Report*.

**Carl R. Varnedoe** was named an "On The Rise Attorney" by *The Fulton County Daily Report*.

#### 2004

#### **Class Correspondents:**

Lauren Pierce Thomas, lauren3003@gmail.com Lauren Shurling Finley, laurenshurling@hotmail.com

J. Slade Edwards was named the firm's most recent partner at Martin Snow LLP. His practice focuses on the defense of medical malpractice lawsuits against doctors, hospitals and other health-care professionals.

Susan Elizabeth Hall was elected into membership of the law firm Stites & Harbison, PLLC.

**Brandon Peak** was elected by members of the Georgia Trial Lawyers Association to serve on the 2013–2014 Executive Committee as an American Association of Justice State Delegate.

#### 2005

Kathleen B. Connell was named an "On The Rise Attorney" by *The Fulton County Daily Report*. This year, she was also appointed to the Charles Longstreet Weltner Family Law American Inn of Court's Board of Directors and to the Georgia Commission on Child Support.

**Darcy L. Jones** was promoted to Special Counsel at Kasowitz, Benson, Torres, and Friedman LLP.

**Christopher J. Mueller** recently became Board Certified by the Florida State Bar in construction law.

Jonathan E. Smith joined Miller & Martin PLLC as an associate in December 2013.

Thomas B. Ward was named a partner at Swift, Currie, McGhee and Hiers. LLP.

Sarah E. White recently joined the Board of Directors of the Central Georgia Chapter of the Alzheimer's Association and the Board of Directors of the American Red Cross of Central Georgia.

Caroline Whitehead Herrington was recently named shareholder with the firm Adams & Jordan, PC. Pursuant to the addition of Herrington as a shareholder, the firm

#### 2014 Alumni Association, Board of Directors

Deron R. Hicks, '93, Warm Springs, President Anton F. Mertens, '87, Atlanta, President-elect

> Theresa Light Critchfield, '05 Ooltewah, Tennessee, Secretary

Jonathan Bledsoe, '02, Dalton

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Timothy K. Hall, '94, Athens

April Holloway, '09, Marietta

James Davis Hyder Jr., '87, Augusta

Anne Kaufold-Wiggins, '05, Atlanta

James E. Messer, '93, Tallahassee, Florida

Fred B. Monroe, '96, Charlotte, North Carolina

Gina Naccarato-Fromang, '92 Orlando, Florida

Natalie D. Sacha, '07, Atlanta

David A. Siegel, '86, Columbus

J. Curt Thomas, '05, Savannah

Wendy C. Vonnegut, '89 Fayetteville, North Carolina

name has changed to Adams, Jordan & Herrington, PC. Herrington's practice is primarily focused on representing plaintiffs in serious personal injury and wrongful death actions.

#### 2006

Jason Toups was named a partner at Cranfill Sumner & Hartzog LLP. Toups handles matters in the Workers' Compensation Practice Group in the firm's Wilmington, N.C. office.

#### 2007

**Jason Blanchard** was selected by Super Lawyers as a "Rising Star" for 2014.

Ivy N. Cadle was selected by Super Lawyers as a "Rising Star" in eminent domain and condemnation for 2014. He is also currently serving in his second year as cochair of the Georgia YLD Leadership Academy.

Adam Hand was named a partner at Murphy and Sibley PC in Macon.

Douglas J. Miller announces the birth of his daughter, Katelyn Jennings, born Oct. 12, 2013.

Michael Scaljon and his wife, Jennifer, announce the birth of their daughter, Anna Grace, born Aug. 16, 2013.

Amanda Rodman Smith was named a partner at the law firm of Hall Bloch Garland & Meyer LLP. Smith focuses her practice in the areas of railroad defense, insurance defense, business and commercial law, and probate and estate litigation.

Boone Smith IV has been named a partner at the firm of Smith, Hawkins, Hollingsworth and Reeves LLP.

**Justin Studstill** was named an "On The Rise Attorney" by *The Fulton County Daily Report*.

Robert L. Walker was named a partner at Jenkins & Bowen, P.C., which has offices in Cartersville and Savannah.

#### 2008

**Class Correspondent:** 

Bryan Babcock, babcock.bryan.o@gmail.com

**Chuck Efstration** was elected to fill the District 104 seat in the Georgia House of Representatives.

Lindsey Zittrouer McMahon and her husband, Brad McMahon ('07), announce the birth of their daughter, Kara, born June 6, 2013.

Kate Miller began as In-House Counsel on the Engagements Team at Deloitte LLP in Atlanta in July 2013.

Fred Taylor was named partner at Bush & Taylor, P.C., in Suffolk, Va., in February 2014.

Eric L. Trivett and his wife, Carrie, announce the birth of their daughter, Ellen Lee, born Nov. 13, 2013.

#### 2009

#### **Class Correspondent:**

Cayce Myers, mcmyers@uga.edu

Crystal Clark coauthored the article "Attorney Violating Confidentiality Obligation Is Disqualified From Being a Whistle-Blower," featured in the January 2014 edition of Bloomberg BNA's Corporate Law & Accountability Report.

James M. Wright and his wife, Miranda, announce the birth of their son, Hudson Vandiver, born September 2013.

## Class Notes

#### 2010

#### **Class Correspondent:**

Rizza Palmares O'Connor, rizzapalmares@gmail.com

Jennifer Friend Block and Jesse Block ('11), announce the birth of their daughter, Parker Jeselyn, born Aug. 17, 2013.

Audrey James Davis married William Cheek Davis, III, on Nov. 2, 2013.

Alison Duncan and her husband, Ryan, announce the birth of their twin daughters, Piper Caroline and Bethany Louise, born Jan. 14.

Tiffany Gardner and her husband, Ross, announce the birth of their son, Liam Michael, born Sept. 21, 2013.

Walker Garrett was one of five people named to the list of 5 Under 40 in *Columbus and the Valley* magazine.

Amanda Lewis married Ben Day on Oct. 12, 2013.

Rizza Palmares O'Connor was appointed as the Chief Magistrate Court Judge of Toombs County. She is the first Filipina American Judge in the state of Georgia.

Emily Macheski-Preston was appointed to the board of the GA Legal Services Program where she will represent the Valdosta region. She also married Eric Veline on Oct. 19. 2013.

Hays McQueen and his wife, Anne, announce the birth of their son, Holmes, born Oct. 15, 2013.

**Ryan Rubin** opened his own sports agency, RMI Athletics, in 2012.

Seth Trimble married Andrea Moss ('12) on Sept. 14, 2013.

#### 2011

#### **Class Correspondents:**

Brian M. Jasper, bjasper@wilkesmchugh.com

Bowen Reichert Shoemaker,

Bowen.Shoemaker@alston.com

Jonathan L. Simpson, jonathan.simpson.1@us.af.mil

Terry Bailey was appointed by Mayor Kasim Reed to the Atlanta Zoning Review Board in Nov. 2013. He also began his own practice, The T.S. Bailey Law Firm, LLC, in November 2012 representing businesses with licensing, permitting and other governmental issues.

Tommy Branch was chosen as a member of the 2013–2014 class of Leadership Savannah.

**Jeff Costolnick** and his wife, Beth, welcomed a daughter in October 2013.

**Dustin Davies** was selected as a 2014 Georgia Rising Star by Super Lawyers for Personal Injury (Plaintiff).

Mary Sue Wood Fitzgerald and her husband announce the birth of their daughter, Emma McCarthy, born Sept. 26, 2013.

Lucie Hartmann became a litigation associate in the Asheville, N.C., office of McAngus, Goudelock and Courie.

William D. Johnson began working with the Bibb County DA's office and prosecutes property crimes and crimes against the elderly and disabled.

Collier McKenzie and his wife announce the birth of their son, Collier "West" McKenzie, Jr., born August 2013.

**Garon Muller** married **Ashley Morehouse** in Honeoye Falls, N.Y., on July 6, 2013.

Adam Owenby was admitted to the District of Columbia Bar in 2013 and now works as a proposals and contract manager for a federal contractor.

Philip Potter is an associate with Westmoreland, Patterson, Moseley & Hinson, LLP, and now keeps regular hours in their Warner Robins office.

Michael Rivera married Sarah Kidder on Oct. 18, 2013.

Jody Sellers married Ashley Short ('12) on Oct. 5, 2013.

Davis Shaefer became PR Representative for Chip Ganassi Racing and the #42 Target SS Chevrolet driven by Kyle Larson.

Christopher Steele announces the birth of his daughter, Reagan Violet, born Aug. 9, 2013.

Kevin Stroberg was commissioned a First Lieutenant in the United States Air Force Reserve JAG Corps.

Blade Thompson completed his first marathon in January in just under 4:05. In doing so, he raised over \$500 for L'Arche Mobile, a non-profit organization that supports citizens with intellectual disabilities. He also received a leadership award as the top fundraiser and the Valedictorian for the "Greater Mobile Multiple Sclerosis Leadership Class of 2013."

#### 2012

#### **Class Correspondent:**

Justin Purvis, justinpurvis10@gmail.com

Janene Browder was selected for the State Bar of Georgia Young Lawyers Division 2014 Leadership Academy.

Ronald Daniels received the W. Fred Orr II Memorial Scholarship from the Georgia Trial Lawyers Association. Additionally, he is a member of GTLA's LEAD ("Leadership Education and Advanced Direction") program class.

David Dorer is currently the head attorney in the General Litigation division of the Dozier Law Firm in Macon, focusing on personal injury, wrongful death, contract, real estate and consumer protection lawsuits.

Negin Kalantarian joined Lee Durham, LLC, in Albany in December 2013 where she focuses on personal injury, professional malpractice and general civil litigation.

Daniel San Miguel currently works at the Office of the Solicitor General in Augusta-Richmond County.

Sallianne Prothro began working at the law firm of Johnston, Owen & Bullard in her hometown of Griffin in January 2013.

**Brandon Veasey** and his wife, Shauna, announce the birth of their second child, Jack.

**Abby Ammons Vinyard** married Chris Vinyard in the fall of 2013 and currently resides in Smyrna.

### IN MEMORY

#### 1940s

P. Clayton Jay Jr., '47, of Fitzgerald, March 21.

Buckner F. Melton Sr., '49, of Macon, March 5.

#### 1950s

Clisby W. Jarrard, '51, of Barrington, Ill., Dec. 7, 2013.

J. Floyd Thomas Sr., '53, of Waycross, Oct. 27, 2013.

#### 19609

James E. White, '61, of Columbia, S.C., April 12.

F. David Shiplett, '63, of Lyons, June 26, 2008. George L. Hoyt Jr., '66, of Auburn, Ala., Oct. 22, 2007. Judge Jerry M. Daniel, '68, of Waynesboro, Jan. 30.

#### 1970s

Charles L. Compton, '73, of Laurens, S.C., Feb. 6, 2013. Leroy W. Robinson Jr., '73, of Tignall, Oct. 19, 2013. Charles Hansell Watt III, '73, of Houston, Texas, Nov. 29, 2013.

Thomas Joseph Schiavo, '79, of Stanhope, N.J., Aug. 19, 2013.

#### 1980s

John L. O'Dell, '85, of Rossville, July 1, 2007. Cheryl Sheppard Kniffen, '86, of Braseltown, March 7. Dr. Cedrick Thomas Leslie, '87, of Macon, Jan. 25.

#### 2000s

John Calhoun Sterritt IV, '03, of Fletcher, N.C., Feb. 27. Jeffrey Dean Anderson, '05, of McDonough, Feb. 18.





# Mercer Law holds a special place in the life of Wei Hu, '94.

Now senior counsel for Automatic Data Processing Inc., he is quick to admit that his life would be drastically different if not for his Mercer legal training. "Without Mercer, I couldn't have achieved what I have," says Hu. "I wouldn't be where I am today without it."

A native of China, Hu completed an undergraduate law degree in his home country. But he wanted to learn more, and he began exploring the possibility of immigrating to the United States to obtain a J.D.

Mercer Law offered him a scholarship, and Hu left his home in pursuit of a dream. When he arrived at the Atlanta airport, Law School faculty members picked him up and brought him to Macon. He was immediately embraced by the Law School community, as students, faculty and staff helped him find an apartment and donated all the furnishings to make him feel comfortable in a new home. It was this Southern hospitality that he grew to love about both Mercer and Macon.

Because of his Mercer Law experience, Hu feels a deep obligation to give back to the Law School. "Start small, but keep going," he says of giving. "Make it a habit. As things changed, I was able to give a little bit more."

"It's simply the right thing for me to do," says Hu. "It's about paying back."

Gifts to Mercer Law make a difference in the lives of students and the quality of legal training they receive. For more information about giving to the Law School, please contact the Office of University Advancement at (478) 301-2232.



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