

**UNM SCHOOL OF LAW  
FACULTY MEETING**

**Tuesday, December 7, 2010**

The meeting was called to order at 1:37 p.m.

Attendance: Reed Benson, Barbara Bergman, Paul Biderman, Jim Butler, Camille Carey, Barbara Creel, Chris Fritz, Eileen Gauna, Laura Gómez, Ann Hemmens, Scott Hughes, April Land, Antoinette Sedillo Lopez, Nathalie Martin, José Martinez, Alfred Mathewson, Jennifer Moore, David Myers, Mike Norwood, Sergio Pareja, Carol Parker, Liz Rapaport, Leo Romero, Carol Suzuki, Gloria Valencia-Weber, Kevin Washburn

Students: Jesse Allen, Jennifer Duprez, Melanie Stambaugh, D'Ontae Sylvertooth, Summer McKean

Staff: Sandra Bauman, Susan Mitchell, Bonnie Stepleton

- I. Approval of November 9, 2010, Faculty Meeting Minutes
  - a. A motion was made and seconded to approve the minutes as presented.
  - b. The minutes were approved by unanimous vote after no discussion.
  
- II. Announcements
  - a. Dean Washburn introduced Gordon Rahn, newly hired Director of the Innocence and Justice Project.
  - b. Dean Washburn provided brief descriptions on his recent meetings and event attendance, including a meeting with Governor-Elect Susana Martinez and the swearing-in ceremony for next year's State Bar officers.
  - c. Dean Washburn also mentioned his interactions with students of Tim Vollmann, following his recent sudden death, the final evaluation process for his course, and a potential event honoring his memory at some point in the future.
  
- III. New Mexico Law Review - Members of the Editorial Staff
  - a. Melanie Staumbaugh presented an update on this year's journal, and solicited articles from faculty for current and future issues, presenting some rough deadlines.
  - b. D'Ontae Sylvertooth, Jennifer Duprez and Summer McKean described plans for a link to be set up on the Law School's website to facilitate online submissions. Faculty will receive an e-mail when the link is activated.
  - c. Jennifer Duprez also noted that student articles are now being published in every issue.
  - d. Faculty engaged the students in a brief question and discussion session.
  
- IV. Core Mission Fiscal Planning - Dean Kevin Washburn
  - a. Dean Washburn provided a brief background and update on budgetary issues, including the plan for up to an 8.2% cut going forward, which would neither be "across the board" nor, potentially, distributed evenly.

- b. UNM Administration's position is that units must be prepared to cut anything "not core," i.e., not directly related to students completing our academic program and achieving their degree.
  - c. Dean Washburn announced Associate Dean Carol Parker will temporarily, but for the foreseeable future, assume fiscal duties for the law school, in addition to her current role with the Law Library. Her additional title will be Associate Dean of Finance and Administration. Dean Washburn will retain overall approval for general budgets.
  - d. Dean Washburn plans to engage the faculty in the difficult, but necessary, discussions that will define what the law school's core values are, and what may possibly be cut in light of the current and impending budgetary climate.
- V. Faculty Appointments Committee - Professor Liz Rapaport
- a. Professor Rapaport, along with other members of the committee, presented a brief report on background, educational and teaching experience, and reference comments on each of the recent faculty applicants to visit for on-campus interviews: Emily Chiang (Constitutional Law, Federal Courts, Civil Procedure); Chad Pomeroy (Property, Tax, Business Transactions); and Dawinder "Dave" Sidhu (Constitutional Law, Civil Procedure, Education Law, Employment Discrimination, National Security).
  - b. After these presentations, the floor was open to the faculty for continued questions and discussion about each of the candidates, and hiring plans as a whole. Various faculty spoke about each candidate, including indicating preferences. It was agreed, by general consensus, to include consideration of Joel Samuels, as well.
  - c. Upon the conclusion of the faculty discussion, voting began to identify a ranking order and authorize the Dean to make hiring offers:
    - i. The first vote, by secret written ballot, resulted in a majority in favor of a specific candidate (hence referred to as "A"). An additional vote by hand indicated that more than 60% of the faculty agreed to authorize the Dean to make a hiring offer to candidate A.
    - ii. A second vote, by secret written ballot, resulted in a majority in favor of a specific candidate (hence referred to as "B"). An additional vote for authorization was not considered necessary, as candidate B had received such an authorizing vote, including offer conditions, at a previous faculty meeting where hiring was an action item. The Dean will make an offer to candidate B should candidate A refuse.
    - iii. A third vote, by secret ballot, resulted in a majority in favor of a specific candidate (hence referred to as "C"). An additional vote, by secret ballot, indicated that more than 60% of the faculty agreed to authorize the Dean to make a hiring offer to candidate C, should both candidate A and candidate B refuse.
    - iv. A fourth vote indicated that the remaining candidate under consideration did not receive the support of more than 60% of the faculty necessary to authorize the Dean to make a hiring offer.
  - d. Discussion ensued regarding the nature of the offer the Dean extends to candidate A.

VI. Tenure & Promotion Committee - Professor Alfred Mathewson

- a. All individuals other than Tenure and Tenure Track faculty members were asked to leave for this portion of the meeting.
- b. Separate minutes were taken.

The meeting was adjourned at 4:33 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Sandra Bauman", with a long, sweeping horizontal line extending to the right.

Sandra Bauman  
Administrative Assistant to the Dean