

UNM School of Law
Faculty Meeting
September 25, 1978
4:00 p.m., Conference Room

MINUTES

Present: DuMars, W. Ellis, Fink, Flickinger, Goldberg,
Gonzales, Hart, Kovnat, MacPherson, Martinez,
Minzner, Muir, Norwood, Occhialino, Parnall,
Romero, Schwartz, Simson, Stelzner, Teitelbaum,
Utton, Weihofen, Winograd; Representatives
Blackburn, Dumas, Moore, Olson

The meeting was called to order by Dean Hart. Minutes of the meeting of September 18, 1978, were approved.

Minzner was elected as representative to the AALS House of Delegates. Romero is first alternate; Winograd is second alternate.

Discussion regarding the posting of grades was led by Sig Olson, who distributed a proposed petition. A motion to reaffirm the policy of getting in grades within four weeks from the end of examinations carried. In cases where grades cannot be posted by that time the professor will post a notice as to when they will appear.

Utton spoke of his meeting with Provost Hull concerning the dean search committee. The following motion carried: The law faculty to select a panel of eight names for the search committee from which Provost Hull will select four. The vote to select the panel of eight would be by full-time teaching faculty, including Weihofen, and all those eligible to vote would be eligible to be placed on the ballot. The panel submitted to Hull would be increased in case of ties. The following method of voting was adopted: There will be two ballots. On the first each person votes for eight people, and as the result of this first vote the top twelve names will be chosen for the second ballot. Then eight of these twelve will be chosen, and the list presented to Provost Hull subject to ratification. The faculty, by formal vote, accepted nine to be on the panel, as there was a tie. (See attached list.)

Minzner moved, and it was seconded, that the faculty representatives to the Search Committee, as finally chosen by the Provost, investigate ways and determine appropriate means for involving each of those separate constituencies at the Law School not otherwise represented in the Search Committee process, namely (1) the staff of the Law School, defined to include administrative staff, faculty staff and clinical staff; (2) the law library, including the general and professional members of the library staff; (3) the American Indian Law Center; and (4) the Institute of Public Law and Services.

Meeting adjourned.

Respectfully submitted,

Louise R. Camp
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Sec'y

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September 20, 1978

Provost McAllister H. Hull, Jr.
Scholes Hall 226D
University of New Mexico
Albuquerque, NM 87131

Dear Provost Hull:

At the most recent meeting of the Law School faculty, Dean Hart described the proposed composition of the Dean Search Committee. The members of the faculty asked me to communicate to you their grave concern and dissatisfaction with certain elements of this proposal:

(1) It is our understanding that you envision a Committee of approximately seven to eight members, only three of whom will be members of the Law School faculty. The small representation of Law School faculty is inappropriate for the following reasons. First, the interests of the Law School community, which the faculty represents, are of substantially greater importance than minority representation on the Committee would reflect. Secondly, the size and diversity of the Law School community make it impossible for three persons adequately to represent these different interests. At least four faculty members, constituting no less than one-half of the total Committee, seem to us minimal representation on the Search Committee.

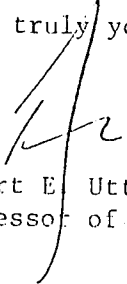
(2) It is our understanding that you propose to select the faculty representatives on the Search Committee from a slate submitted by the Law School. This procedure also is inappropriate. Members of the Committee who represent the Law School faculty should be selected by that faculty.

(3) Finally, we are concerned about the lack of explicit procedures clearly establishing the necessary consultation between the Committee and the faculty with respect to recommended candidates. All candidates considered by the Search Committee for submission to the President should be interviewed by the Law School faculty, who should have the right to disapprove any candidate, to express its opinion of the relative merits of candidates who are proposed to the President, and to recommend any candidate to the President for Selection as Dean. The Committee

should also consult regularly with the faculty throughout the search.

We do not raise these matters lightly. We are concerned that the proposed composition of the Dean Search Committee not only fails to recognize the legitimate interests of the Law School faculty, but also fails to satisfy the accreditation requirements of both the American Bar Association, and the Association of American Law Schools. It is the unanimous desire of the faculty that I convey to you the views expressed above.

Very truly yours,



Albert E. Utton
Professor of Law

cc: President William E. Davis
hr

PANEL SUBMITTED TO PROVOST HULL

FOR

DEAN SEARCH COMMITTEE

Charles DuMars

Joseph Goldberg

Ruth Kovnat

Wm. T. MacPherson

Hugh Muir

Leo Romero

Luis Stelzner

Lee Teitelbaum

Albert E. Utton