

The University of New Mexico

School of Law
Office of the Dean
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MEMORANDUM

TO: Faculty
School of Law

FROM: Leo M. Romero *LMR*
Dean

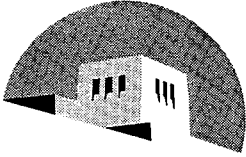
SUBJECT: 1993 Fall Semester
FACULTY MEETING SCHEDULE

DATE: July 19, 1993

Our Faculty Meetings for the 1993 Fall Semester will be held in The **Dean's Conference Room** at 4:00 p.m., on the following **Mondays**:

August 23, 1993
August 30, 1993
September 13, 1993
September 27, 1993
October 11, 1993
October 18, 1993
November 1, 1993
November 15, 1993
November 29, 1993
December 13, 1993

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M E M O R A N D U M

TO: LAW FACULTY
FROM: LEO M. ROMERO, DEAN *LMR*
DATE: August 19, 1993
SUBJECT: FACULTY MEETING AGENDA

Faculty Meeting
August 23, 1993
Dean's Conference Room
4:00 p.m.

1. Approval of Minutes of May 10, 1993
2. Dean's Report
3. Certification of May Graduation Honors
4. Rodey Law Firm Scholarship - Peter Winograd
5. Admission Committee Report - Garrett Flickinger
6. Report from Faculty Appointments Committee - Robert Desiderio
7. Report on the Southwest Indian Law Clinic - Jose Martinez
8. Report from Computer and Technology Services (CATS) - Michael Norwood
9. Report on Guanajuato Summer Program - William MacPherson
10. Report on CLEO and Instituto - Maureen Sanders
11. Report on Reaccreditation Reports and Retreat - Ruth Kovnat and Leo Romero
12. Report on Faculty Colloquia - Ruth Kovnat
13. Order of the Coif - Garrett Flickinger

August 23, 1993

Faculty Meeting Minutes
School of Law
Dean's Conference Room, 4:00 PM

PRESENT: Anspach, Bergman, Browde, Burr, Cook, Desiderio, Ellis, J., Ellis, W., Flickinger, Gill, Gonzales, Hall, Hart, Holzer, Hosea, Kelly, Kovnat, Jenkins-Smith, MacPherson, Marbury, Martinez, J., Mathewson, Norwood, Price, Romero, Sanders, Scheible, Schwartz, Taylor, Utton, Valencia-Weber, and Winograd.

Student Representatives: Leavengood.

The meeting was called to order by Dean Leo Romero.

After proper motion and second, the minutes of the May 10, 1993 faculty meeting were approved.

Dean's Report:

- The first item of business involved devouring the baked goods prepared for the faculty and staff by recent graduate, Nancie Wozniak. Dean Romero read her letter of thanks to the faculty for her positive educational experiences and invited all present to enjoy the cake.
- Dean Romero welcomed the faculty for the new academic year and introduced Law Library Director Judith Anspach, Director of Development and Alumni Affairs Jan Hosea, Systems Manager Susie Marbury, and visiting professor Hank Holzer. Also welcomed in absentia was visiting professor Paco Bossini. Professors Alfred Mathewson, Ann Scales, Rob Schwartz, Suede Kelly, and Bill Ellis were welcomed back from leaves. Professors Chuck DuMars, Chris Fritz, Michele Hermann, Antoinette Sedillo Lopez, Ted Occhialino, and Ted Parnall are on leave this Fall Semester.
- The Tasmanian Law School Exchange program has begun this fall semester with third-year student, Karen Kingen, attending the University of Tasmania Law School and two Tasmanian students, Kim Backhouse and Yvette Cehtel, registered for courses here. Dean Romero shared a letter from Dean Chalmers of the University of Tasmania Law School and expressed his regrets that a gift of Tasmanian wine was unfortunately broken in transit to the U.S.
- Mexican attorney, Javier Rosado, is visiting the law school this year as a part of UNM's certificate program for foreign service officers.
- The faculty joined Dean Romero in recognizing and congratulating Professors Barbara Bergman and Christian Fritz, who have been granted tenure and promoted to full professor.
- The Dean reminded the faculty that Summer 1993 grades are due to Liz Jenkins-Smith by Tuesday, August 31, 1993.
- The faculty were reminded that the School of Law will observe Fall Break for the first time this year on October 14-15, 1993 (Thursday and Friday). This means that although

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the School will be open, no classes will be held. Associate Dean Winograd reminded those present that this change has had an impact on the scheduling of "dead days" and final exams. As in the past, class meetings after the Thanksgiving Holiday will be designated to compensate for earlier missed class days (due to holidays). These designated class days will be announced to the school shortly.

- Dean Romero briefly mentioned difficulties in obtaining accurate class enrollment information due to registration procedure and tuition payment changes on Main Campus. Liz Jenkins-Smith will be providing temporary class lists on a daily basis for the short term. The faculty were also asked to let her know if changes in classrooms are needed due to changing enrollments.

- The Dean reported on the status of the renovation of the Moot Court Room and shared news of a subcontractor's recently announced bankruptcy. Unfortunately this will delay the completion of the renovation, and the temporary relocation of fall semester courses scheduled to meet in this room must continue indefinitely.

- Dean Romero was pleased to report the following kudos for the Law School:

- Professor Barbara Bergman has been awarded the 1993 Richard S. Jacobson Award for Excellence in Trial Advocacy.

- Professor Chris Fritz has been appointed to the Editorial Board of the *Law and History Review*.

- Professor Maureen Sanders taught an ethics seminar for the class reunions held in May and directed the successful CLEO and Instituto pre-law programs this summer.

- Professor Jose Martinez is on the Planning Committee for the AALS Workshop on Clinical Legal Education.

- Professor Bill MacPherson has been appointed to the New Mexico Supreme Court Advisory Committee on the Code of Judicial Conduct and to the State Bar Law Practice Management Committee. He is also the President-Elect of the UNM Faculty Senate and has been elected to the University's Academic Freedom and Tenure Committee.

- Henry Wigglesworth, Class of 1988, will be teaching in the lawyering skills program at Catholic University.

- Recent graduate, Nancy Greif, sent Dean Romero a letter extolling the curriculum in the natural resources area and the quality of the law faculty.

- Another 1993 graduate, Nan Burke, won second place in the 1993 Elaine Jacobson Award for Women in Health Care.

- Kevin L. Wildenstein, Class of 1993, won first prize in the 1993 Nathan Burkan Memorial Competition for his essay, "The Instability of Substantial Similarity Theories as Applied to Computer Programs."

- Third-year student, Robert E. Work, won second prize in the 1993 Nathan Burkan Memorial Competition for his essay, "Sampling in the Rap Music Industry: Fair Use or Infringement?"

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- Several law students are involved in ABA activities: Anne-Kathryn Claassen (3L) has been elected the 15th Circuit Governor for the Law Student Division; Andrew Vallejos (2L) is UNM's ABA Law Student Division Representative; and Andrew Abeyta (3L), Joe Leavengood (2L), and Diane Strader (3L) are student liaisons to various ABA sections.
- A welcome back party for faculty, adjuncts, and visitors has been scheduled for Friday, September 17, 1993. Additional information will be forthcoming.
- Various visiting faculty positions, deanships, fellowships, research grant, and publication opportunities are available around the country. The folder with announcements and other information is located in the Dean's Office.

Other Business:

- The first-year practice exam has been tentatively scheduled for Monday, October 11, 1993. The faculty were asked to let Associate Dean Winograd know if there are problems with this date. All first-year classes will be cancelled on the day of the practice exam.
- The faculty were reminded of the School's policy on class attendance as well as comments made in the recent ABA and AALS accreditation reports. Under the School's policy, instructors must notify their students during the first week of class as to how this rule will be enforced for their courses. Liz Jenkins-Smith has seating charts available for many of the classrooms.
- Clinical Project Coordinator, Peter Weber, has announced his resignation effective September 1, 1993 in order to accept a position as President and CEO of a new legal services company. His last day will be Tuesday, August 31, 1993.

Rodey Law Firm Scholarship:

- Associate Dean Peter Winograd reviewed the criteria for this \$2,000 scholarship and asked that the faculty submit nominations to him soon. The selection committee consists of Professors Dick Gonzales and Maureen Sanders and Associate Deans Ruth Kovnat and Peter Winograd.

Report of the Admissions Committee:

Professor Garrett Flickinger reported that the entering class consists of 109 students.

Men	52
Women	57
Residents	97
Nonresidents	12

A total of 1252 applications were received, 402 of which were from New Mexico residents and 850 from nonresidents. 203 of these initial applications were accepted (102 men, 101 women, 143 residents, and 160 nonresidents). Because the Admission group is currently moving offices and is without computers, mean LSAT scores, UGPAs, and age are not

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available. LSAT scores ranged between 134 (8th percentile) to 172 (99th percentile), while UGPAs were between 2.25 and 3.98.

Report from the Faculty Appointments Committee:

Professor Bob Desiderio announced that advertisements have been placed for the following law faculty positions: 1) a full-time tenure track position to replace Professor Garrett Flickinger who will retire at the end of this year, and 2) one or more visiting positions to replace faculty members on leave. The hiring process was briefly reviewed and Dean Romero asked that faculty recommendations and/or nominations be forwarded to the Committee by the October 15, 1993 deadline. Thus far approximately thirty applications have been received, and AALS packets are expected shortly.

Report on the Southwest Indian Law Clinic:

Clinic Director Jose Martinez reported on the status of the hiring process for the Southwest Indian Law Clinic visiting faculty position. Five finalists have been interviewed, although one candidate has subsequently withdrawn. There has been excellent faculty and student involvement in the interview process, and it is hoped that the position will be filled by mid-October. Although the funding for this program is for one year only, Dean Romero hopes to roll this program into the regular university budget process and make this faculty position a permanent position. Once the visiting faculty position is filled, the details of the program will be worked out with the heavy involvement of this person. It is anticipated that a six credit-hour clinical course (with a prerequisite of LAW 584, Indian Law) will be offered in the Spring Semester 1994.

Professor Martinez shared the general goals and focus of this new program including: 1) instruction in basic lawyering skills, 2) coordination with the school's current Indian Law curriculum, 3) coordination with existing clinical programs in providing students with direct experience in the tribal court systems, and 4) coordination with the American Indian Law Center in providing assistance to tribal courts and governments. It is also hoped that this program will eventually address larger issues of Native American law through projects and legislation, perhaps at the national level.

The faculty briefly discussed this report and focused mainly on concerns about the continuation of funding beyond the 1993-94 academic year. Members of the faculty were encouraged to share suggestions and ideas about this program with Professor Martinez.

Report from Computer and Technology Services (CATS):

Professor Mike Norwood gave a brief history of this new organization and introduced group members Susie Marbury, David Anstine, and Janet Roupas. Their offices are located in the "alley" between the second-floor hallway and the entrance to the Law Library (near the Clinic). This group is intended to provide the following services to the Law School community: daily help questions (the Help Desk is "manned" from 9:00 am - 5:00 pm), planning assistance for functional areas, both formal and informal training (examples include Computer-Aided Legal Instruction, communications, file management and advanced WordPerfect features), introducing the use of computers into classrooms, and upgrading software. The direction of CATS is based on a client-server model. This means that eventually terminals will be replaced by networked PCs so that more sophisticated software packages, graphics and CD ROM capabilities may be exploited. CATS intends to

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be proactive in technological planning. The faculty briefly discussed this new direction, particularly with regard to first-year training on the VAX system.

Report on the Guanajuato Summer Program:

Professor Bill MacPherson distributed and elaborated on a handout showing the program's enrollment and budget trends for the past two years. Possible reasons for declining student enrollment include fewer Mexican students, elimination of the Spring Break student exchange, and financial aid difficulties. The estimated 1993 "profit" is less than the prior year's due to an additional course and ABA inspection costs. Professor MacPherson reported that the program itself went quite well. The ABA inspection brought up the following points for consideration: disparity in UNM student fees (lower) versus the other schools, facilities difficulties (restrooms), classroom session times doubled due to Spanish/English instruction, and the need for an information desk and a welcoming party to orient participants. A consortium meeting is scheduled for September 20, 1993, and Professor MacPherson was pleased to announce that the University of Guanajuato will be sending a representative this year. It is expected that a proposal to establish a joint Masters degree program between the two universities will be discussed. The faculty briefly discussed this report, particularly issues of consortium versus nonconsortium enrollment and the cost of living in Guanajuato. The faculty were asked to let Professor MacPherson know before the September 20th meeting if they wish to teach in the program next year.

Report on CLEO and Instituto Summer Programs:

Professor Maureen Sanders gave a brief report on the successful summer pre-law programs held here at the School of Law. 25 CLEO and 15 Instituto students participated and all successfully completed the six-week program. Dean Romero reported that the national board of directors was very pleased with our program, particularly given that it was arranged at the last minute. The faculty joined Dean Romero in acknowledging a debt of gratitude to Professor Sanders and thanking her for her efforts in the summer's success.

Report on Reaccreditation Reports and Faculty Retreat:

Dean Romero reported that he is in the process of drafting a response to the ABA and AALS accreditation reports. The tentative focus of the response is that these reports accurately describe the School of Law, but do not highlight the essence of the institution. Members of the faculty were asked to share any additional input with the Dean regarding his response.

Associate Dean Ruth Kovnat then reported on the faculty retreat currently in the planning stages. It appears that the dates of this function may be shifted to early November due to scheduling conflicts with the US-Mexico Law Institute Conference and Halloween. Proposed topics of discussion include issues raised by the accreditation reports, the clinical program and matters related to the Curriculum Committee's planned review of the entire curriculum. The faculty were asked to relay any additional topics to Associate Dean Kovnat since she hopes to have a draft agenda available in several weeks.

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Report on Faculty Colloquia:

Associate Dean Kovnat announced that the faculty lunch series will resume on Wednesday, August 25, 1993 in the faculty lounge with a colloquium by Professor Jim Ellis on his research on Justice Thurgood Marshall's papers.

Certification of Graduation Honors:

The faculty, upon proper motion and second, formally awarded the following honors to members of the graduating class of May 1993:

MAGNA CUM LAUDE: Connie Ackermann, James Cannizzo, Paul DeMuro, David Finlayson, Robin Goble, Christopher Muirhead, and Christopher Schatzman.

CUM LAUDE: Sandra Bailey, M. Lynne Bruzzese, Jeffrey Croasdell, Margaret Foster, R. Bruce Frederick, Suzanne Judge, Jolie Nagel-Maszka, and R. Kenneth Williams.

The meeting was adjourned at 5:35 PM.



E.A. Jenkins-Smith
Faculty Secretary