


The University of New Mexico

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MEMORANDUM

TO: LAW FACULTY
FROM: ROBERT J. DESIDERIO, DEAN 
DATE: November 13, 1997
SUBJECT: FACULTY MEETING

**Faculty Meeting Agenda
Monday, November 17, 1997
Dean's Conference Room
4:00 p.m.**

1. Approval of Minutes of November 3, 1997, Faculty Meeting
2. Dean's Report
3. Application of Wake Forest School of Law for a Charter in The Order of the Coif
4. New Business

The Committee on Promotion, Tenure and Reappointment will meet following the Faculty Meeting.

RJD:mb

November 17, 1997

Faculty Meeting Minutes
School of Law
Dean's Conference Room, 4:00 p.m.

Present: Baum, Bergman, Bobroff, Browde, Burr, Desiderio, DuMars, Ellis, Fritz, Gill, Gonzales, Hall, Hart, Kelly, Kovnat, Land, Lopez, MacPherson, Martinez, Mathewson, Norwood, Parnall, Rapaport, Scales, Schwartz, Taylor, Utton, Valencia-Weber, Winograd, Zuni

Student Representatives: Singer Mesco, O'Reilly

Absent: Blumenfeld, Creel, Fort, Montoya, Moore

Dean Robert Desiderio called the meeting to order at 4:10 p.m.

After proper motion and second, the minutes of the November 3, 1997, faculty meeting were approved as distributed.

Dean's Report:

Professor Sherri Burr's article, "Protecting Business Secrets in National and International Commerce," has been published in the 1997 Intellectual Property Law Review.

Professor Jim Ellis made a presentation on the subject of "Minors and Mental Health Care Decisions" at the Mental Disability Law Colloquium: Perspectives of Professors, Practitioners, and Mental Health Professionals at Loyola Law School in Los Angeles on November 15, 1997.

Dean Desiderio reported that the Dean and two professors from the University of Chihuahua Law School in Mexico visited the Law School on November 7 to lay the groundwork for the future exchange of ideas and faculty. Professor Bill MacPherson has agreed to oversee the exchange program, and a meeting to work out the details is planned for early in December.

The New Mexico Law Review sponsored the State Constitutional Law Symposium on November 8 and 9, 1997 in Albuquerque. It was the first time the Law Review has sponsored a symposium. The symposium was well attended, with presenters from Boalt Hall, the University of Nebraska, Stetson, and Texas Tech.

Dean Desiderio and the faculty extended their congratulations to Leslie Mansfield and Professor Rob Schwartz on the Health Law Moot Court Team's fourth place finish in their recent national competition at Southern Illinois University School of Law.

Dean Desiderio reported that he is still discussing the adjustment of faculty salaries with Provost Gordon. Dr. Gordon asked Dean Desiderio for a formal written justification of the salary adjustments, and he is presently preparing it.

Dean Desiderio reported that the Library campaign is going well—approximately \$41,000 has been raised so far. We are halfway to the goal for this campaign--\$250 gifts are coming in steadily. Dean Desiderio will begin a fundraising push now which will continue through the middle of December.

Dean Desiderio has been notified that the Law School will be receiving \$15,000 - \$20,000 through an estate gift.

Dean Desiderio encouraged the faculty to attend the AALS Annual Meeting in San Francisco January 6-10, 1998. He will send out an e-mail which will list the travel expenses reimbursable by the Law School for this meeting.

Faculty Appointments Committee:

Professor Antoinette Sedillo Lopez, Chair of the Faculty Appointments Committee, reported that the Committee met with over twenty possible applicants at the AALS Faculty Recruitment Conference in Washington, D.C., and asked 14 of them to apply. The Committee is presently looking at applicants and asked for input from the faculty. Professor Sedillo Lopez reported that the Committee is taking a very serious look at curriculum fit.

Faculty Leaves Committee:

Professor Fred Hart, Chair of the Faculty Leaves Committee, reported that Dean Desiderio had requested that the Committee come up with ideas on ways the law school can help faculty members become more productive in their scholarship. Professor Hart will distribute a memo to the faculty asking for input and suggestions.

Computer Committee:

Professor Mike Norwood reported that the policy regarding use of computers on exams will not be changed for the fall semester. He will be distributing a survey to the faculty and the results will be considered for the spring semester.

New Business:

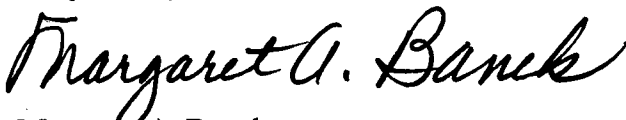
Associate Dean Alfred Mathewson announced that Professor James Fitzpatrick will present a faculty colloquium on Monday, December 1, 1997.

Application of Wake Forest School of Law for a Charter in The Order of the Coif:

A motion was made by Professor Fred Hart and seconded by Professor Ann Scales to approve the application for Coif membership by Wake Forest University School of Law. When voted on, the motion carried.

The meeting adjourned at 4:30 p.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Margaret A. Banek". The signature is written in black ink and is positioned above the printed name.

Margaret A. Banek

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Subcommittee on Promotion, Tenure, Reappointment
November 17, 1997

In attendance were: Baum, Bergman, Bobroff, Browde, Burr, Desiderio, DuMars, Ellis, Fritz, Gill, Gonzales, Hall, Hart, Kelly, Kovnat, Land, Lopez, MacPherson, Martinez, Mathewson, Norwood, Parnall, Rapaport, Scales, Schwartz, Taylor, Utton, Valencia-Weber, Winograd, Zuni.

The Chair of the Committee first indicated that Professors April Land, Kip Bobroff and Marsha Baum did not meet the technical requirements for attending the committee meeting because they had not been members of the faculty for one year. The Chair then asked the faculty whether the faculty wished to invite Professors Land, Bobroff and Baum to attend the meeting. The faculty unanimously voted to invite Professors Land, Bobroff and Baum to attend the meeting, which they did.

Professor Robert Schwartz, chair of the Subcommittee on Promotion, Tenure and Reappointment, then presented the reports of the three candidates under consideration: Professor Margaret Montoya for tenure and promotion to full professor, Professor Denise Fort for tenure and promotion to full professor, Professor Jennifer Moore for reappointment and promotion to Associate Professor. Professor Schwartz reported that it was the opinion of the Subcommittee that all three were deserving of tenure or reappointment and promotion, and that they were excellent members of the faculty and colleagues.

The faculty then considered each report individually. For the Subcommittee, Professor Schwartz then recommended that Professor Margaret Montoya be granted tenure and promoted to full professor. Since this is the recommendation of the committee, it is taken as a motion that is seconded. Discussion then emphasized that Professor Montoya is an esteemed member of the faculty, and that we were celebrating with her in her achievements. The discussion further indicated that the report truly captured Professor Montoya's work. The Committee then unanimously voted to accept the recommendation of the Subcommittee, recommending that Professor Montoya be granted tenure and promoted to full professor.

Professor Schwartz then indicated that the Subcommittee recommended that Professor Denise Fort be granted tenure and promoted to full professor. Discussion indicated that Professor Fort's recent scholarship was extremely impressive and that her work as chair of the Western Water Quality Commission was truly amazing. It was further indicated that Professor Fort, although a specialist in natural resources and environmental law, has enjoyed teaching in non-natural resources courses. The Committee unanimously approved the recommendation of the Subcommittee to grant Professor Fort tenure and promote her to full professor.

Professor Schwartz then stated that the Subcommittee recommended that Professor Jennifer Moore be reappointed under a second three-year contract and that she be promoted to associate professor. The discussion indicated that Professor Moore's teaching was excellent, especially since she has picked up two first-year courses, about which she had little experience, Contracts and Legislative and Administrative Practice. Discussion further indicated that Professor Moore, in her quiet way, contributes substantially to the law school. The Committee unanimously approved the recommendation of the Subcommittee to grant Professor Moore a second three-year contract and that she be promoted to associate professor.

RJD:mb