news in brief



The 2008–09 student directors of the Temporary Restraining Order Project, (from left) Jon Cochran '10, Kaitlin Ainsworth '10, Ilana Gelfman '09, and Carrie Gross '10.

Calling All TRO Project Alumni

If you were once a TRO Project volunteer, or you know how to reach someone who was, please contact aeppler-epstein@nhlegal.org or cfrontis@nhlegal.org.
We look forward to hearing from you as the TRO Project celebrates twenty-five years!

Twenty-five Years of TRO

YALE LAW School's Temporary Restraining Order Project is proof that from small seeds, deep roots can grow.

The project, begun by a student twenty-five years ago, has grown, largely sustained by the interest and commitment of successive decades of Law School students. The Temporary Restraining Order (TRO) Project involves law students in the fight against domestic violence by providing assistance to individuals seeking civil temporary restraining orders.

In 1983, Amy Eppler-Epstein '86 was a first-year Law School student looking for volunteer work to keep her grounded. "I had worked in domestic violence issues in college and then went to Appalachia before going to Law School," she remembers. "When I started Law School I decided I needed to do some volunteer work." Eppler-Epstein started working at a local battered women's shelter, where—much to her own surprise—she quickly became the go-to person for all legal questions. When the shelter staff members began asking her about securing restraining orders for some of the shelter's residents, Eppler-Epstein started thinking about how she—and her fellow students—could help.

With the help of Connie Frontis, an attorney at New Haven Legal Assistance, Eppler-Epstein developed a model for a system in which students could help secure restraining orders for those needing help—and in the spring of 1984 the TRO Project was born.

At its inception, TRO involved a group of approximately thirty private attorneys coordinated by New Haven Legal Assistance who volunteered to supervise YLS students. The attorneys notified the students when a potential client called for help, and the student volunteers would respond by helping interview the person

seeking the restraining order and writing up an affidavit on her behalf.

TRO was an immediate success as it offered much needed services to victims of domestic violence and an opportunity for courtroom experience for law school students. Students presented the argument in court while supervising attorneys were present for moral support.

"I remember during my first case, the first time I appeared before a judge—I'm

act with the community and start getting involved with legal issues outside of the law school," says Jon Cochoran '10, who is one of TRO's current student directors.

Much of the TRO volunteers' time is spent filling out forms and writing out affidavits in order to obtain temporary restraining orders against domestic abusers.

"In the course of the semester, TRO volunteers hear the stories of so many

We make sure that through their affidavits these individuals' stories get told,

and get told in such a way that the judge will understand the situation and grant the TRO. 99

Ilana Gelfman '09

not sure if my knees or my client's were trembling more," Eppler-Epstein recalls.

Twenty-five years later, TRO is still providing support for victims of domestic violence.

Five days a week, for seven hours a day, YLS students staff an office in the New Haven Family Courthouse. Approximately 100 students volunteer with TRO each year In the 2007–08 academic year, TRO served 278 clients. New Haven Legal Assistance continues to provide training, supervision, and support to the project.

The majority of the student volunteers are first-year students who, like Eppler-Epstein in 1984, are eager to become involved in the community and gain experience working in a courthouse.

"As a new student, I joined because it seemed like the most obvious way to inter-

individuals, from so many backgrounds, who are victims of domestic violence," says TRO student director Ilana Gelfman '09. "We make sure that through their affidavits these individuals' stories get told, and get told in such a way that the judge will understand the situation and grant the TRO.

"Our legal education provides us with a tremendous opportunity to do good for those with fewer resources," Gelfman continues. "The TRO Project is only one avenue for doing good at the Law School, but it is an important one—both because the applicants greatly benefit from our services and because it provides a low-stress opportunity for law students to volunteer from their very first semester of law school through their last."

ELECTION

Professor John Donohue Elected to American Academy of Arts & Sciences

LEIGHTON HOMER SURBECK Professor of Law John J. Donohue III was elected in April to the American Academy of Arts & Sciences, one of the nation's most prestigious honorary societies and a center for



independent policy research. Professor Donohue is among 210 new Fellows and 19 Foreign Honorary Members elected to the class of 2009. Considered leaders in their

field, the new members are chosen from the mathematical and physical sciences; biological sciences; social sciences; humanities and arts; and public affairs, business, and administration.

"John Donohue is an extraordinary economist and legal scholar whose signal accomplishments include path-breaking empirical analyses in a broad range of policy areas, from crime control to employment discrimination to civil rights, said Yale Law School Acting Dean Kate Stith. "His election to the American Academy is high recognition of his scholarly pre-eminence."



SUPREME COURT

Sonia Sotomayor '79 Nominated to U.S. Supreme Court

AT THE END of May, President Obama nominated federal appeals court judge Sonia Sotomayor '79 for the seat on the U.S. Supreme Court being vacated by retiring Justice David H. Souter. Sotomayor has served as a judge on the United States Court of Appeals for the Second Circuit since October 1998. She previously served as a federal judge for the Southern District of New York. If confirmed by the U.S Senate, she would be the Court's first Hispanic justice and its third woman.

"Yale Law School is delighted to see one of its own distinguished alumni, Judge Sonia Sotomayor, nominated to the U.S. Supreme Court," said Acting Dean Kate Stith. "We have been fortunate that she has had continuing and deep involvement

with the Law School—in conferences, moot courts, and guest appearances in classes—during her years on the bench. We congratulate Judge Sotomayor on this tremendous milestone."

"I have known Sonia Sotomayor since our days together in law school, and I have followed her career with fascination and delight," said Stephen Carter '79, William Nelson Cromwell Professor of Law at Yale Law School. "She is a warm and wonderful human being, and a thoughtful and fairminded jurist who will be an excellent addition to the Supreme Court."

Judge Sotomayor graduated summa cum laude from Princeton University in 1976 and received her J.D. in 1979 from Yale Law School, where she was an editor of The Yale Law Journal and managing editor of the Yale Studies in World Public Order. Yale Law School Sterling Professor of Law Anthony Kronman '75, who taught Judge Sotomayor in 1979, said, "I remember Sonia with fondness and admiration from her student days, and my regard for her has only grown with the years as I have followed her remarkable career. Sonia joins heart and head in the way that every great judge must, and understands that wisdom in adjudication requires an abiding loyalty to established principles of law, understood and interpreted, as they necessarily must be, in the human context that gives the law its ultimate justification and aim."

If confirmed, Judge Sotomayor would join two other Yale Law School graduates currently on the Court—Justice Clarence Thomas '74 and Justice Samuel Alito '75.

FELLOWSHIPS

Three Yale Law School Students Named Soros Fellows

THREE YALE LAW School students have been named Paul & Daisy Soros New American Fellows for 2009. Carel Alé '11, Andres Idarraga '11, and Alexandru Iftimie '11 will each receive half tuition for two years of graduate study—up to \$16,000 per year—at any university in the United States, as well as a \$20,000 annual grant.

Of the 354 individuals named Soros Fellows since the program was established in 1997, 42—or 12 percent—have been from Yale Law School. Among the Soros Fellows in J.D. programs, 42 percent have been from Yale Law School.

"We are delighted and honored to have our students so consistently recognized by the Paul and Daisy Soros Foundation, and grateful for the opportunity afforded, not just to our students, but to the many gifted New Americans nationwide who will help shape our country's future," said Yale Law School Acting Dean Kate Stith.



PROFESSOR JOHN LANGBEIN, Sterling Professor of Law and Legal History, was recently honored by William & Mary Law School with the 2008-09 Marshall-Wythe Medallion. William & Mary Law Dean Lynda Butler presented the Marshall-Wythe Medallion to Professor Langbein at a ceremony in April. The medallion is the highest honor given by William & Mary Law faculty and recognizes outstanding leaders from the bench, bar, and academia. (Photo courtesy of William & Mary Law School.)



The Quarrel and Lawsuit Between Cock Robin and Jenny Wren, from the "Juvenile Jurisprudence Collection."

LIBRAR

Morris Cohen Donates Children's Law Book Collection to Law Library

BOOKS FOR CHILDREN about law and justice, crime and criminals, lawyers and judges, and courts and cases are part of a fascinating collection now residing in the Lillian Goldman Law Library, thanks to the generous donation of Morris L. Cohen, Professor Emeritus and Librarian Emeritus at Yale Law School. Professor Cohen donated his "Juvenile Jurisprudence Collection" this past October. He was director of the Law Library from 1981 until his retirement in 1991.

"Morris Cohen is one of the great law librarians and book collectors of the twentieth century, and it is an honor to have this unique collection," said Michael Widener, Rare Book Librarian at the Law Library.

"We are so happy that future generations of library users will be able to get a glimpse of Morris's delightful sense of humor and excellent book collecting skills when they browse this collection or draw upon it for their research," added Law Librarian Blair Kauffman.

Professor Cohen began accumulating children's books related to law around 1960 as a hobby he shared with his then sixyear-old son Dan. The result of the nearly

five-decade effort was a delightfully diverse assortment of 200 books written for children—some intended to educate, some to entertain, and some to provide moral instruction. They comprise a variety of formats—from storybooks to pamphlets to coloring books to textbooks. The oldest book in the collection dates from 1759.

Professor Cohen says he donated his collection because of his affection for the Law Library and its Rare Book Collection.

"This Library was the capstone of my fifty-year-long career in legal education at Columbia, Buffalo, Pennsylvania, Harvard, and Yale," said Professor Cohen. "It is my hope that students here can study this unique collection and see how our law was, and still is, being disseminated and forming an important part of our children's civic education."

CONFERENCE

The Pursuit of Justice in Darfur Among Spring Conference Topics

ON FEBRUARY 6, Yale Law School hosted an all-day conference to consider the role international criminal prosecution should play in the strategy to end the violence in Darfur and other massive conflicts. "The Pursuit of International Criminal Justice: The Case of Darfur" brought together more than 300 policymakers, scholars, students,



and others who heard International Criminal Court Prosecutor Luis Moreno-Ocampo, in his keynote address, describe the atrocities committed against civilians in Darfur and call for the indictment of Sudanese president Omar al-Bashir for genocide, crimes against humanity, and

war crimes. Moreno-Ocampo said the conference was an opportunity to design and promote a comprehensive solution for the people of Darfur.

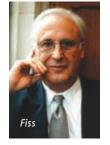
"It is an opportunity for diplomats and continued on page 8

Owen Fiss Honored for Achievement in Teaching and Scholarship

STERLING PROFESSOR of Law Owen Fiss has been awarded "La distinción Sócrates" (The Socrates Distinction) by the law faculty of Universidad de los Andes in Bogotá, Colombia. It's the highest honor granted by the law school's faculty to a national or international law professor in recognition of lifetime achievement in teaching and scholarship.

Professor Fiss was recognized for his contributions in the fields of constitutional law and jurisprudence.

Universidad de los Andes Dean Eduardo Cifuentes Muñoz presented the award to Professor Fiss in Bogotá on April 28. He



called Fiss "one of the most influential constitutionalists in the contemporary world" whose works "have great resonance in the United States and in other legal systems."

Professor Fiss teaches procedure, legal theory, and constitutional law at Yale Law School and also directs extensive Law School programs in Latin America and the Middle East. He is the author of numerous books and articles, including Liberalism Divided, The Irony of Free Speech, A Community of

Equals, and *The Law as it Could Be*, all of which have been translated into Spanish and many other foreign languages.

Ocampo photograph by Harold Shapiro; Sotomayor phootograph by

continued from page 7

global leaders to apply new solutions to solve international conflicts, for professors to provide a new framework of analysis, and for student and advocates to promote global collective action," he said.

A series of roundtable discussions considered what peace would look like in Darfur; the role of justice and how the pursuit of ICC prosecutions would affect the diplomatic situation; and managing the relationship between peace and justice going forward.

Distinguished panelists included Jean-Marie Guéhenno, former Under-Secretary-General for U.N. Peacekeeping Operations; Jerry Fowler, President of the Save Darfur Coalition; John Bellinger, former Legal Adviser for the U.S. State Department; Elisa Massimino, CEO of Human Rights First; Michael O'Neill, U.K. Special Representative for Sudan; and Richard Dicker, director of Human Rights Watch's International Justice Program.

The Darfur conference was sponsored by the Orville H. Schell, Jr. Center for International Human Rights at Yale Law School, with support from the John D. and

Catherine T. MacArthur Foundation.

Many other student organizations and Law School centers also sponsored conferences this spring, including the Information Society Project, which hosted a Library 2.0 Symposium and an Open Video Conference. The 12th Annual Liman Colloquium marked the 40th anniversary of the founding of Yale Law School's clinical program with a special presentation on clinical education that also celebrated the contributions of clinical professors Dennis Curtis '66, Frank Dineen '61, Carroll Lucht, and Stephen Wizner (see pages 42-45). Yale Law Women hosted "Opt Out' Or Pushed Out: Are Women Choosing to Leave the Legal Profession?" And the Bernstein International Human Rights Fellowship Symposium examined "Immigration Policy in the New Century."

Other notable conferences included the 15th Annual Rebellious Lawyering Conference; the Federalist Society National Student Symposium; a Global Health Symposium; a conference on Critical Race Theory; and the Aspiring Scholars Symposium sponsored by the Graduate Programs at Yale Law School.



YALE LAW SCHOOL honored the work of W. Michael Reisman '64 LLM, '65 JSD at an April 24 conference examining "Realistic Idealism in International Law." Professor Reisman is the Myres S. McDougal Professor of International Law at Yale Law School, where he has been on the faculty since 1965. Leading international law scholars from around the world participated in the conference, which included panel discussions and remarks by Judge Rosalyn Higgins '62 JSD, former president of the International Court of Justice. Pictured here, from left: Reisman, Higgins, and Acting Dean Kate Stith.



STUDENTS FROM BRIDGEPORT'S Warren Harding High School visited YLS in April to discuss concepts surrounding justice, fairness, and impartiality in preparation for being members of a Teen Justice Court, in which they will judge fellow students for infractions. The visit to the Law School was designed to expose the students to the principles of due process and impress upon them the responsibilities involved in being one who dispenses justice. The visit was sponsored by the Yale Law Women's Outreach Committee, with support from the **Black Law Students Association and** the Latino Law Students Association.

Professor Drew Days '66 spoke to the students about due process and what it means to be a judge. Professor Tracey Meares (top photo) asked students to think about the mechanics of their Court. Students also visited with U.S. District Court Judge Charles Haight '55 at the federal courthouse (bottom photo).

Appointments

Professors Claire Priest '00, Oona Hathaway '97, and Muneer Ahmad recently joined the YLS faculty. Professor John Fabian Witt '99, whose appointment was highlighted in the Winter 2009 Yale Law Report, also joined the faculty this year.



↑ Muneer I. Ahmad, a specialist in immigration law and international human rights, has joined the Yale Law School faculty as a clinical professor

He was most recently a professor of law at American University's Washington College of Law. Ahmad spent the spring 2009 semester at Yale Law School as a visiting clinical professor of law, co-teaching in the Worker and Immigrant Rights Advocacy Clinic and consulting in the Immigration Legal Services Clinic.

From July 2004 to April 2007, he served as co-counsel to a Canadian juvenile detained at Guantánamo Bay, providing representation in habeas corpus proceedings in U.S. District Court and in military commission proceedings at Guantánamo Bay.

Ahmad's scholarship examines the intersections of immigration, race, and citizenship in both legal theory and legal practice. He has also written and spoken widely about the impact of the September 11 attacks on Arab, Muslim, and South Asian communities.

Prior to joining the law faculty at American University in 2001, Ahmad was a Skadden Fellow and staff attorney at the Asian Pacific American Legal Center in Los Angeles, where he represented low-wage Latino and Asian immigrant garment workers, represented immigrant workers who

had been trafficked into the United States, and addressed the impact of welfare reform on immigrant communities. While in Los Angeles, he was also Legal Task Force Chair of the South Asian Network, coordinating the provision of legal referrals and services to low-income immigrants.

Ahmad received his B.A. and J.D. degrees from Harvard and served as a law clerk to Judge William K. Sessions III in the U.S. District Court in Burlington, Vermont.

↓ Oona Hathaway '97 rejoined the Law School faculty after serving as professor of law at the University of California at Berkeley. Professor Hathaway is one of the nation's leading voices on international law and international relations, transnational law, and the law of U.S. foreign policy and also teaches in the area of proce-

Hathaway earned her B.A. summa cum laude at Harvard University and her J.D. at Yale Law School, where she was editor-in-chief of *The Yale Law* Journal. She went on to serve as a law clerk for Judge Patricia McGowan Wald '51 of the U.S. Court of Appeals for the D.C. Circuit and for Justice Sandra Day O'Connor of the United States Supreme Court, followed by fellowships at Harvard University's Carr Center for Human Rights Policy



and Center for the Ethics and the Professions. Hathaway served as an associate professor at Boston University School of Law before coming to Yale Law School as an associate professor of law. She also serves as a member of the Secretary of State's Advisory Committee on Public International Law.

times and gave one congressional briefing on the legality of the recent U.S.-Iraq agreement. She has also written extensively on the issue, coauthoring a series of op-eds with Yale Law School professor Bruce Ackerman '67 that appeared in publications including The Washington Post, The Guardian, San Francisco Chronicle, and Slate.

Hathaway has testified three

Hathaway is lead author of Foundations of International Law and Politics (Foundation Press) and is working on a book entitled Strong States, Strong World: Why International Law Succeeds and Fails and What We Should Do About It (forthcoming from Princeton University Press).

Professor of Law. She previously served as professor of law and history at Northwestern University. She teaches and researches in the areas of property and American legal and economic history. She received her B.A., J.D., and Ph.D. degrees from Yale University. While at Yale Law School, Symposium Chair for *The Yale Law* Journal and was awarded the John M. Olin Prize for the best paper on law, economics, and public policy, and the Joseph Parker Prize for the best paper on legal history. She was awarded two summer fellowships from Yale Law School's John M. Olin Center for Law and Public Policy.



After graduating from law school,

Priest was awarded the Samuel I. Golieb Fellowship in Legal History at New York University School of Law and served as a law clerk for Judge Jon O. Newman on the U.S. Court of Appeals for the Second Circuit. Her history Ph.D. dissertation, "Currency Policies and the Nature of Litigation in Colonial New England," presented a fundamental revisionist analysis of some of the most important aspects of the legal-economic history of colonial New England. That dissertation was awarded the Yale Graduate School's George Washington Egleston Prize for the best dissertation in American History, and the Economic History Association's Allan Nevins Prize for the best dissertation in American or Canadian Economic History and was excerpted in "Currency Policies and Legal **Development in Colonial New** England" in The Yale Law Journal and "Note. Colonial Courts and Secured **Credit: Early American Commercial** she served as an Articles Editor and as Litigation and Shay's Rebellion" in *The Yale Law Journal*. Another article. "Creating An American Property Law: Alienability and Its Limits In American History," broke new ground by investigating a strikingly neglected aspect of property systems and American economic development, the extent to which creditors may reach land in satisfaction of their debts.



IN JANUARY, the Middle East Legal Studies Seminar (MELSS) met in Abu Dhabi to discuss "The State and Legitimacy in the Middle East." Pictured here are Professor Tony Kronman '75, His Excellency Sheikh Sultan Bin Tahnoun Al Nahyan, and Professor Own Fiss. Cofounded by Professors Kronman and Fiss in 1998, MELSS brings together scholars, students, jurists, and practicing lawyers for high-level discussions of legal issues relevant to the Middle East. The MELSS 2010 conference is scheduled to take place in Morocco.

COMMUNITY

YLS students secure \$11.5 Million Refinancing for Shaw's Supermarket Plaza

For the second time in ten years, Yale Law School clinic students played a major role in the revitalization of New Haven's Greater Dwight neighborhood—this time, by overseeing the \$11.5 million refinancing of the Shaw's Shopping Center on Whalley

Yale Law students Annita Zhong '09, Scott Grinsell '09, and Will Bornstein '11, along with School of Management student Nar Dao, provided legal counsel to the **Greater Dwight Development Corporation** in the GDDC's ongoing efforts to invigorate



Annita Zhong '09 (left) was the moving force behind the Shaw's refinancing project. Also pictured is Linda Townsend-Maier, Executive Director of the Greater Dwight Development Corporation.

the Greater Dwight area and maintain the Shaw's Shopping Center. The students are part of the Community and Economic Development Clinic at Yale Law School, which assists local small businesses and nonprofit organizations dealing with community development issues. A number of students participated in this project over the course of sixteen months. They were rewarded for their hard work on March 31, when, led by Zhong, they closed the \$11,545,000 deal ensuring that Shaw's and the other tenants of the plaza would continue to operate.

"The students took on an enormous task with this project," said Yale Law School Clinical Lecturer Robin Golden '98, the clinic's supervisor. "Their work required that they spend almost a semester putting together a refinancing proposal to various investors that was both attractive to banks and reasonable for the nonprofit groups

To complete the proposal, they had to dig through ten years of records to figure out the corporate structure of Coral New Haven Associates II, LLC, the company that owns the Shaw's plaza, the relationship between the GDDC and its equity partner, and the restrictions placed on the development by Coral II's operating agreement. They also had to deal with lease and mortgage negotiations and finding tenants for spaces that became vacant during the course of the project. Over the fall and winter terms, with the help of pro bono attorneys at Paul Weiss and Updike, Kelly & Spellacy, the students negotiated the terms of the loan documents with the bank. With Golden's blessing, Zhong handled the closing herself.

"I'm really grateful for the confidence GDDC had in the clinic," said Zhong. "It entrusted the entire refinance project and hence the survival of the Shaw's Plaza in our hands."

website

⊼ For more information on YLS clinical activities, visit www.law.yale.edu/clinics.

CLARIFICATION

A news story in the Winter 2009 issue of the YLR about the naming of Heather Gerken as the inaugural J. Skelly Wright Professor of Law failed to mention Judge J. Skelly Wright's service with the Court of Appeals. Wright was a judge on the U.S. District Court for the Eastern District of Louisiana from 1948 until 1962, when he became a judge on the U.S. Court of Appeals for the District of Columbia Circuit. He served with the D.C. Circuit until his retirement in 1987. He served as Chief Judge of the D.C. Circuit from 1978 until 1981, when he reached the age of 70, the age limit for service as Chief Judge.

Visiting the Law School

Connecticut Attorney General **Richard** on corporate governance, private **Blumenthal '73 [1]** delivered a "Leadership through Lawyering." Blumenthal is serving an unprece chief executive officer of the Clinton Global Challenges.'

Professor Joshua Cohen [2] gave the Democracy's Public Reason." Joshua Cohen is the Martha Sutton Weeks

from 2004 to 2008, delivered the Judge Ion O. Newman Lecture on ture was titled "Peace and Justice: A president and CEO of International flict worldwide.

"Are U.S. CEOs Overpaid?" at the Judge Obama." Graduate School of Business and one of the world's foremost researchers

Professor Milton C. Regan, Jr. [4], Conflicted Citizens: The Case of Tax Practice." Regan is Professor of Law and codirector of the Center for the

U.S. Senator **Russ Feingold** of was titled "Where Law is King: Restoring the Rule of Law after the

Professor Luigi Zingales [5] discussed The Honorable Louise Arbour [3]. U.N. "The Future of Securities Regulation" February 16. Zingales is the Robert C. University of Chicago's Booth School

Judith Scott [6], General Counsel for Her talk was titled "Standing up for Professor **Steven N. Kaplan** discussed Justice Lawyering in the Age of

To watch streaming video selected events, visit

