

# Washburn Law Faculty

## AIDA M. ALAKA

Associate Professor of Law

**Publications:** "The Supreme Court Lowers the Bar on Unlawful Retaliation Claims in *Burlington Northern and Santa Fe Railway Co. v. White*," 76:10 *Journal of the Kansas Bar Association* 19 (November/December 2007).

## KELLY LYNN ANDERS

Associate Dean for Student Affairs

**Publications:** "Fight at the Museum: Ruling for Mass MoCA, Court Held VARA Can't Protect Unfinished Works, But Case Poses Problems," 30:35 *National Law Journal* (May 12, 2008). • "Reviewing *Silkwood* at 25: The Reel Impact on Environmental Policy," 49 *South Texas Law Review* 451 (2007).

## RORY D. BAHADUR

Associate Professor of Law

**Publications:** "Constitutional History, Federal Arbitration and Seamen's Rights Sinking in a Sea of Sweatshop Labor," 39 *Journal of Maritime Law and Commerce* 157 (2008).

## BRADLEY T. BORDEN

Associate Professor of Law

**Publications:** "The Like-Kind Exchange Equity Conundrum," 60 *Florida Law Review* 643 (2008). • "Policy and Theoretical Dimensions of Qualified Tax Partnerships," 56 *University of Kansas Law Review* 317 (2008). • "Partnership Tax Allocations and the Internalization of Tax Item Transactions," 59 *South Carolina Law Review* 297 (2008). • *Tax-Free Like-Kind Exchanges* (Civic Research Institute) (2008). • *Tax-Free Swaps: Using Section 1031 Like-Kind Exchanges To Preserve Investment Net Worth* (DNA Press LLC) (2007). • "A Catalogue of Legal Authority Addressing the Federal Definition of Tax Partnership," 746 *Tax Planning for Domestic*

*and Foreign Partnerships, LLCs, Joint Ventures and Other Strategic Alliances* 477 (Louis S. Freeman and Clifford M. Warren eds.) (Practising Law Institute, 2007). • "Like-Kind Exchanges of Personal-Use Residences," 119 *Tax Notes* 1253 (June 23, 2008) (co-author with Alex Hamrick). • "Limited Liability Companies as Exempt Organizations," 33 *Estates, Gifts and Trusts Journal* 150 (May 8, 2008). • "Safe Harbors and Careful Planning Make Deferred Exchanges a Valuable Tool," 25:3 *Journal of Taxation of Investments* 43 (Spring 2008). • "Limited Liability Companies and Exempt Organizations," *BNA Tax Management Insights and Commentary* (December 2007).

**Activities:** "A Win-Win Proposal for Analyzing Profits-Only Partnership Interests (Including Carried Interests)," Junior Faculty Regional Workshop, Washington University School of Law, St. Louis, Mo., June 2008. • "The Residual-Risk Distinction Between Tax Partnerships and Tax Corporations," 2008 Junior Tax Scholars Conference, New York University School of Law, New York, N.Y., June 2008. • "The Residual-Risk Distinction Between Tax Partnerships and Tax Corporations," 2008 Joint Annual Meetings of the Law and Society Association and the Canadian Law and Society Association, Montreal, Canada, May 2008. • "The Aggregate-Plus Theory of Partnership Taxation," 2008 Washburn Tax Law Colloquium, Topeka, April 2008. • "The Aggregate-Plus Theory of

Partnership Taxation," Midwestern Law and Economics Association, 2007 Fall Conference, October 12, 2007. • "The Like-Kind Exchange Equity Conundrum," International Conference on Law and Society in the 21st Century: Joint Annual Meetings of the Law and Society Association and the Research Committee on Sociology of Law, Berlin, Germany, July 2007. • "Recent Tax Developments," Washburn University School of Law, Recent Developments in the Law CLE, Topeka, June 27, 2008. • Panelist, "Conflicts Check: Who's Your Client? What's the Scope? Should You Take the Work?" American Bar Association Section of Taxation Meeting, Joint Session of Standards of Tax Practice, Civil and Criminal Tax Penalties Young Lawyers Forum, Washington, D.C., May 2008. • Moderator, "Property Held for Sale vs. Held for Exchange," American Bar Association Section of Taxation Meeting, Sales, Exchanges and Basis Committee Meeting, Washington, D.C., May 2008. • Moderator, "Sales and Exchanges: Current Developments," American Bar Association Section of Taxation Meeting, Sales, Exchanges and Basis Committee Meeting, Washington, D.C., May 2008. • "State Tax Issues in the 1031 Exchange Process" and "Debt Financing and Carry Back Financing Issues," 2008 Federation of Exchange Accommodators Mid-Year Conference, Atlanta, Ga., April 2008. • Panelist, "Just What is Real Property for Tax Purposes?" Real Estate Committee; Panelist, "Sales and Exchanges: Current



Aida M. Alaka



Kelly Lynn Anders



Rory D. Bahadur



Bradley T. Borden

Developments," Sales, Exchanges and Basis Committee; Moderator, "The Other Starker Exchange Issue: Analyzing Exchanges Involving Contract Rights or Options," Sales, Exchanges and Basis Committee, American Bar Association Section of Taxation Midyear Meeting, Lake Las Vegas, Nev., January 18-19, 2008. • "The Nuanced Differences Between Partnership and S Corporation Flow-Through Taxation," 49th Annual Idaho State Tax Institute, Pocatello, Idaho, November 2007. • "Section 1031 Exchanges," 44th Annual Tax Conference, Topeka, October 2007 (with Kristopher S. Amos and Kevin D. Chambers). • Panelist, "Sales and Exchanges: Current Developments" and "Tax Consequences of Foreclosures and Distressed Property Transfers: From the Subprime to the Ridiculous," American Bar Association Section of Taxation and Section of Real Property, Probate and Trust Law Joint Meeting, Sales, Exchanges and Basis Committee Meeting, Vancouver, British Columbia, September 2007.

### JOHN E. CHRISTENSEN

*Library Director, Professor of Law*

**Activities:** "Impact of HeinOnline on Collections in Mid-America Law School Libraries," Mid-America Association of Law Libraries Annual Meeting, Lincoln, Neb., November 3, 2007. • "Fifty Select Legal Research Sites in Fifty Minutes," Topeka Bar Association Continuing Legal Education Program, Topeka, September 21, 2007.

### JAMES M. CONCANNON

*Distinguished Professor of Law*

**Publications:** "Evidence," *2008 Kansas Annual Survey* (Kansas Bar Association).

**Activities:** Panelist, "The Judicial Process of Revising Jury Instructions for Comprehensibility," Writing to Win: Plain Language Jury Instructions, Washburn University School of Law, Topeka, April 7, 2008. • Appointed as member, Kansas Judicial Council, Civil Code Advisory Committee, 2008. • Elected honorary president, Topeka Bar Association, 2008-09. • Appointed to four-year term, National Conference of Commissioners on Uniform State Laws Style Committee, 2008. • Appointed as member, Board of Directors of Kansas Appleeed Foundation, Inc., 2008.

### MYRL L. DUNCAN

*Professor of Law*

**Activities:** Moderator, "The Great Climate Debate," Midwest Region Environmental Conference of Associated Industries of Missouri, Kansas City, March 25, 2008.

### LINDA HENRY ELROD

*Richard S. Righter Distinguished Professor of Law*

**Publications:** "A Review of the Year in Family Law 2006-2007: Judges Try to Find Answers to Complex Questions," *41 Family Law Quarterly* 661 (2008) (co-author with Robert G. Spector). • "Client-Directed Lawyers for Children: It is the 'Right' Thing To Do," *27 Pace Law Review* 869 (2007). • "Uniform Child Abduction Prevention

Act (Statutory Text, Comments and Unofficial Annotations by Linda D. Elrod, Reporter)," *41 Family Law Quarterly* 23 (2007). • 2008 Supplements for 16 chapters in *Kansas Family Law* (Thomson West 1999). • 2008 Supplements for 17 chapters of *Child Custody Practice and Procedure*. Rev. ed. (West Group, 2007). • *Teacher's Manual to Accompany Family Law: Cases, Comments, and Questions*. 6th ed. American Casebook Series. (co-authored with Harry D. Krause, Marsha Garrison, and J. Thomas Oldham) (Thomson West, 2007). • *Family Law: Cases, Comments, and Questions*. 6th ed. American Casebook Series. (co-authored with Harry D. Krause, Marsha Garrison and J. Thomas Oldham) (Thomson West, 2007).

**Activities:** Workshop Panelist, "You Be the Judge: High Conflict Custody," 45th Annual Conference of the Association of Family and Conciliation Courts "Fitting the Forum to the Family: Emerging Challenges for Family Courts," Vancouver, British Columbia, May 30, 2008. • "The Hague Convention on International Recovery of Child Support and Other Forms of Family Maintenance—A New Era in Global Cooperation," Washburn University Brown Bag International Lecture, Topeka, May 7, 2008. • Plenary Speaker, "Families, Parents, Children and Separation/Divorce in the United States Today," at the American Psychological Association and the American Bar Association Section of Family Law Joint Conference Reconceptualizing Child Custody: Past, Present and Future—Lawyers and Psychologists Working Together, Chicago, Ill., May 1, 2008. • "History of Child Support Guidelines," Johnson County Bar Association Bench Bar Continuing Legal Education Program, February 13, 2008. (Panelist with Judge Thomas Foster and attorneys Sherri Loveland and Brad Short.) • "History of Child Custody Awards and Making Child-Focused Agreements," Shawnee County Horizons Program, Shawnee County Courthouse, Topeka, February 12, 2008. • "Balancing Interests of Parents and Children in Relocation Cases," Sam A. Crow Inns of Court CLE, Topeka, January 20, 2008. • "A Century of Legal Education



John E. Christensen



James M. Concannon



Myrl L. Duncan



Linda Henry Elrod

## FACULTY PLAUDITS

at Washburn Law School," presentation to College Hill Nautilus Club, Topeka, January 8, 2008. • "Balancing Interests of Parents and Children in Relocation Cases," Johnson County Bar Association Family Law CLE (Part 2), Overland Park, Kan., December 5, 2007. • "The Use of International Law in Family Law Cases" presented to appellate judges, lawyers and staff attorneys at the 2007 Summit in Washington, D.C., on September 28, 2007. The Conference was put on by the Appellate Judges Education Institute. • Guest, "Til Divorce Do Us Part" (KCTE 1510 AM Saturday morning radio show hosted by Susan Saper Galamba on family law issues), April 5, 2008. • Attended as member, Uniform Laws Commission Joint Editorial Board for Uniform Family Law Meeting, Washington D.C., December 8, 2007. • Attended meeting of the Study Group on the 1996 Hague Protection of Children's Convention, Washington D.C., December 7, 2007 (sponsored by the U.S. Department of State, the Office of the Assistant Legal Adviser for Private International Law, and the Bureau of Consular Affairs). • Official observer for International Society of Family Law at the 21st Diplomatic Session of the Hague Conference on Private International Law, The Hague, the Netherlands, November 2007.

**Honors:** Recipient, "The Commissioner's Achievement Award for her efforts 'on behalf of children around the world' [for her work on the] International Child Support Treaty at the Hague in November 2007" (Margot Bean, commissioner, Office of Child Support Enforcement, Department of Health and Human Services).

### JOHN J. FRANCIS

*Professor of Law*

**Publications:** *State v. Tyler: A Simulated Case File and Related Assignments Designed to Teach Pretrial Advocacy Skills. Prosecutor's File.* National Institute for Trial Advocacy, 2008. • *State v. Tyler: A Simulated Case File and Related Assignments Designed to Teach Pretrial Advocacy Skills. Defense Counsel's File.* National Institute for

Trial Advocacy, 2008. • *State v. Tyler: A Simulated Case File and Related Assignments Designed to Teach Pretrial Advocacy Skills. Teacher's Manual.* National Institute for Trial Advocacy, 2008.

**Activities:** Panelist, "The Worst-Case Scenario: Malpractice and Serious Ethical Breaches by Students," 2008 Association of American Law Schools Conference on Clinical Legal Education, Tucson, Ariz., May 5, 2008. (Also served as planning committee member for the conference.)

### ALEX GLASHAUSSER

*Associate Dean for Academic Affairs  
Professor of Law*

On sabbatical during the 2008-09 academic year, Glashausser is writing law review articles on federal jurisdiction and studying international aspects of litigation from a Japanese perspective.

**Publications:** "Treaties as Domestic Law in the United States," *Progress in International Law.* Martinus Nijhoff Publishers, 2008. (Edited by Russell Miller and Rebecca Bratspies).

**Activities:** Session Leader (with Robert Wilcox), "Changing from Faculty Member to Administrator: Negotiating Your New Role with Colleagues," The Changing Role of the Associate Dean, American Bar Association Section of Legal Education and Admissions to the Bar Associate Deans' Conference, Englewood, Colo., June 13, 2008. • Plenary Speaker, "How the Associate Dean's Changing Roles Affect Relationships," The Changing Role of the Associate Dean, American Bar Association Section of Legal Education

and Admissions to the Bar Associate Deans' Conference, Englewood, Colo., June 13, 2008.

### J. LYN ENTRIKIN GOERING

*Associate Professor of Law*

**Activities:** Conference presenter and panelist, "Teaching Ethics in Context: Transactional Drafting," Teaching Drafting and Transactional Skills: The Basics and Beyond, Emory University School of Law, Atlanta, Ga., May 31, 2008. (Also served as planning committee member for the conference.) • Moderator, "What Law Schools Can Do: Incorporating Jury Instructions and Jury Deliberations in the Law School Curriculum," Writing to Win: Plain Language Jury Instructions, Washburn University School of Law, Topeka, April 8, 2008. • "Teaching Professional Responsibility in Legal Writing: Ethical Dilemmas in Written Advocacy," 2008 Rocky Mountain Legal Writing Conference, University of Utah S.J. Quinney College of Law, Salt Lake City, Utah, March 21, 2008. • "Who's Teaching Whom? Learning from Teaching International Law Students," Global Legal Skills III Conference, Facultad Libre de Derecho de Monterrey, Monterrey, Mexico, February 29, 2008.

### RONALD C. GRIFFIN

*Professor of Law*

**Publications:** *Vernon's Kansas Statutes Annotated.* Uniform Commercial Code, 2008 Pocket Parts/Supplements, Volumes 7-9 (St. Paul, Minn.: Thomson West).



John J. Francis



Alex Glashausser



J. Lyn Entrikin Goering



Ronald C. Griffin

**Activities:** Presented "*Brown v. Board of Education* and the Seattle Case," Education Committee, Topeka Branch, The National Association for the Advancement of Colored People, September 20, 2007. • Listed in *Who's Who in America*, 2008. • Representative, Brown Foundation Statewide Summit Conference, Kansas State University, 2007. • Delegate to Global Warming and Climate Change, People's Republic of China, People-to-People Ambassador Program, 2007.

## RANDALL L. HODGKINSON

*Visiting Assistant Professor of Law*

**Publications:** "Criminal Law" (chapter 9), *2008 Kansas Annual Survey* (co-author with Sarah Ellen Johnson) (Kansas Bar Association).

## JANET THOMPSON JACKSON

*Associate Professor of Law*

**Publications:** "Can Free Enterprise Cure Urban Ills? Lost Opportunities for Business Development in Urban, Low-Income Communities Through the New Markets Tax Credit Program," *37 University of Memphis Law Review* 659 (2007). • "Not-for-Profit Corporations," *2008 Kansas Annual Survey* (Kansas Bar Association).

**Activities:** "Recent Developments in Nonprofit Law and Governance," Recent Developments in the Law CLE, Washburn University School of Law, Topeka, June 26, 2008. • Presenter,

"Rethinking Cross-Cultural Training," 2008 Association of American Law Schools Conference on Clinical Legal Education, Tucson, Ariz., May 5, 2008. • Presenter, "Governance Responsibilities of Nonprofit Boards," Kansas Nonprofit Association, Topeka, March 13, 2008. • "Nonprofit Governance," Kansas Bar Association Super CLE Telephone Seminar, February 7, 2008. • Co-presenter, "Ex-L in Law School Training," Council on Legal Education - Attitude is Essential Training, Atlanta, Ga., July 13, 2007.

## JEFFREY D. JACKSON

*Associate Professor of Law*

**Activities:** "Recent Developments in United States Supreme Court Cases," Recent Developments in the Law CLE, Washburn University School of Law, Topeka, June 27, 2008.

## MICHAEL KAYE

*Professor of Law*

**Publications:** "Criminal Code," *Vernon's Kansas Statutes Annotated*, Volumes 10-11, 2007 annual supplements. (Thomson West). • "Code of Criminal Procedure," *Vernon's Kansas Statutes Annotated*, Volumes 12-13, 2007 annual supplements. (Thomson West).

**Activities:** Moderator, "Innovations in Timing, Structure, and Delivery of Jury Instructions," Writing to Win: Plain Language Jury Instructions, Washburn University School of Law, Topeka, April 7, 2008.

## L. ALI KHAN

*Professor of Law*

**Publications:** "Free Markets of Islamic Jurisprudence," *2007 Michigan State Law Review* 1487 (Symposium: The Future of Islamic Legal Scholarship). • "Pakistan's Proposed Constitutional Amendment: An Exercise in Futility," *Jurist: Legal News and Research*, May 24, 2008. • "Pakistan's Constitutional Shenanigans," *Jurist: Legal News and Research*, May 7, 2008. • "Democracy Day in Pakistan: No Pardon for Musharraf," *Jurist: Legal News and Research*, March 16, 2008. • "Arresting Pakistan's Musharraf," *Jurist: Legal News and Research*, February 21, 2008. • "NATO Genocide in Afghanistan," *Jurist: Legal News and Research*, January 29, 2008. • "Perfidy in Pakistan: Understanding the Bhutto Assassination," *Jurist: Legal News and Research*, December 31, 2007. • "Summoning Caesar to Trial in Pakistan," *Jurist: Legal News and Research*, December 16, 2007. • "Pakistan Elections and the Lawyers' Movement," *Jurist: Legal News and Research*, November 27, 2007. • "Liberating Pakistan: A Test Case for the World Media," *MWC News*, November 14, 2007. • "Solidarity with Pakistan's Lawyers," *Jurist: Legal News and Research*, November 7, 2007. • "Pakistan's Lawless Plight: Prescription for Another Coup?" *Jurist: Legal News and Research*, November 4, 2007. • "Pakistan's Constitutional Mess," *Jurist: Legal News and Research*, October 15, 2007. • "Staying Pakistan's Presidential Election," *Jurist: Legal News and Research*, September 30, 2007. • "Sharif's Lawless Deportation from Pakistan," *Jurist: Legal News and Research*, September 12, 2007. • "Pakistan Supreme Court Must Deliver a Bold Decision,"



Randall L. Hodgkinson



Janet Thompson Jackson



Jeffrey D. Jackson



Michael Kaye



L. Ali Khan

## FACULTY PLAUDITS

*AlJazeera Magazine* (online edition), July 17, 2007.

**Activities:** • "Religious Minorities Under Islamic Law," Racial Profiling at Borders Conference, Kwantlen University College, Vancouver, British Columbia, Canada, April 25, 2008. • "The Islamic Boundaries of Investment Risk," Eighth Harvard University Forum on Islamic Finance, Harvard Law School, Cambridge, Mass., April 19, 2008. • Symposium speaker on panel with Ahmad Amara of the Harvard Human Rights Clinic, "All Governments Are Abusers of Human Rights," Lessons Learned, Future Paths: A Human Rights Symposium, University of Kansas School of Law, April 11, 2008. • Keynote speaker, "Conversions and Conflict: An Interreligious Discussion on Evangelization," University of St. Thomas, Terrence J. Murphy Institute for Catholic Thought, Law and Public Policy, Minneapolis, Minn., April 7, 2008. • Roundtable Discussion on Constitutional Crisis in Pakistan and U.S.-Pakistan Relations (in Urdu), Radio Aap ki Dunyaa (Voice of America News), March 21, 2008. • Keynote speaker, "The Constitutional Crisis in Pakistan," Prelaw Advisor Conference, Washburn University School of Law, Topeka, February 28, 2008. • "Islamic consultation best formula for Pak[istan] democracy," PressTV, February 20, 2008. • "NATO Genocide in Afghanistan," Vancouver, British Columbia, Co-operative Radio, CFRO, 102.7 FM, February 13, 2008. • "Khan Speaks on Sabbatical to Middle East," *The Review* (Washburn University) (online edition), September 24, 2007

### TONYA KOWALSKI

*Associate Professor of Law*

**Activities:** "The Invisible Sovereigns: Why and How to Introduce Native American Nations and Tribal Courts in the First-Year Legal Writing Curriculum," 2008 Rocky Mountain Legal Writing Conference, University of Utah S.J. Quinney College of Law, Salt Lake City, Utah, March 22, 2008.

### NANCY G. MAXWELL

*Professor of Law*

**Publications:** "The Kansas Case of K.M.H.: U.S. Law Concerning the Legal Status of Known Sperm Donors," 4 *Utrecht Law Review* 135, 2008. • "From Facebook to Folsom Prison Blues: How Banning Laptops in the Classroom Made Me a Better Law School Teacher," 14 *Richmond Journal of Law and Technology* 4, 2007.

**Activities:** "The Kansas Case of K.M.H.: U.S. Law Concerning the Legal Status of Known Sperm Donors," presented at the Expert Meeting "Current Debates in Family Law around the Globe," Utrecht Center for European Research into Family Law, Utrecht University, the Netherlands, June 2008. • "Same-Sex Relationships in Comparative Perspective: The Laws of Europe, Canada, and the United States," panelist at 2008 Edward M. Wise Memorial Symposium, "Comparative Legal Approaches to Same-Sex Unions," Wayne State University Law School, March 31, 2008. • "From Facebook to Folsom Prison Blues: How Banning Laptops in the Classroom Made Me a Better Law School Teacher," Faculty Development Committee Program (presented to faculty and students), University of Missouri-Kansas City School of Law, February 29, 2008. • "Attractions and Distractions: Students Use of Laptop Computers in the Classroom," presented in a debate format at the Section on Teaching Methods Program at the Annual Meeting of the Association of American Law Schools, New York, N.Y., January 2008

### LORI A. MCMILLAN

*Associate Professor of Law*

**Activities:** Commentator, "The Impact of Globalization on the Taxation of International Investments" at Globalization and the Impact of Tax on International Investments - A Symposium in Honour of the Late Alex Easson, Queen's University Law School, Kingston, Ontario, Canada, February 29, 2008. • "The Canadian Taxation of Noncharitable Nonprofits, and the IKEA Connection," Stetson University College of Law Faculty Speaker Series, Gulfport, Fla., January 18, 2008.

### WILLIAM G. MERKEL

*Associate Professor of Law*

**Publications:** "Jefferson's Failed Anti-Slavery Proviso of 1784 and the Nascence of Free Soil Constitutionalism," 38 *Seton Hall Law Review* 555, 2008. (Selected for the Stanford/Yale Junior Faculty Forum, 2006). • "Parker v. the District of Columbia and the Hollowness of Originalist Claims to Principled Neutrality," 18 *George Mason University Civil Rights Law Journal* 251, 2008.

**Activities:** "Dubious Originalism and the Supreme Court's Impending Second Amendment Revolution," University of California Hastings College of the Law Faculty Colloquium, January 23, 2008, and University of San Francisco School of Law Faculty Scholarship and Teaching Workshop, January 24, 2008.



*Tonya Kowalski*



*Nancy G. Maxwell*



*Lori A. McMillan*



*William G. Merkel*

**ALIZA ORGANICK***Associate Professor of Law*

**Publications:** "Taking Voting Rights Seriously: Race and the Integrity of Democracy in America," *27 Northern Illinois University Law Review* 427 (co-author with Steven Ramirez), 2007.

**Activities:** Plenary Panelist, "Community Lawyering in Indigenous Communities: How are We Responding in the Academy?," Second Annual Indian Law Clinics and Externship Programs Symposium, Moving Towards Best Practices for Indigenous Representation: Listening to Our Communities, Assessing our Past, Reframing our Future, Santa Ana Pueblo, New Mexico, June 12-14, 2008. • Commentator, "The Role of Culture in Teaching about Other Legal Systems," International Association of Law Schools (IALS), 2008 Education Program, Montreal, Quebec, Canada, May 30, 2008. • Plenary panelist, "Reflecting on Mistakes and Accomplishments of the Clinical Movement to Plan for a Successful Future," 2008 Association of American Law Schools (AALS) Conference on Clinical Legal Education, Tucson, Ariz., May 7, 2008. • "Summation: Bringing It All Together," Advocating for the Child with Mental Disabilities, Sponsored by the Kansas Association of Counsel for Children and the Washburn University School of Law Children and Family Law Center, Topeka, March 14, 2008. • Panelist, Group Discussion of the Keynote Address "Local Knowledge, Tribal Institutions, and Federal Indian Law," 2007-2008 Tribal Law and Government Conference, Lawrence, Kan., February 1, 2008. • Presenter, "Adoption and the Indian Child Welfare

Act," Kansas Bar Association Super CLE Telephone Seminar, December 18, 2007 (co-presented with Sarah Sargent, TFI Family Services). • "Indian Child Welfare Act in Kansas," Kansas Appellate Courts Judicial In-House CLE Program, November 15, 2007.

**LYNETTE F. PETTY***Associate Professor**Assistant Dean for Accommodation*

**Activities:** President, Board of Directors for Kansas Legal Services, 2008.

**DAVID E. PIERCE***Professor of Law*

**Publications:** "Developments in Nonregulatory Oil and Gas Law: Beyond Theories and Rules to the Motivating Jurisprudence," *58 Institute on Oil and Gas Law* 1-1, 2007. • *Forms Manual to Accompany Cases and Materials on Oil and Gas Law*, 5th ed., 2008 (Thomson West) (co-authored with Owen L. Anderson, John S. Lowe, and Ernest E. Smith; volume editor). • *Kuntz, A Treatise on the Law of Oil and Gas*, 2008 Cumulative Supplement (LexisNexis) (with Owen L. Anderson and Ernest E. Smith). • *Cases and Materials on Oil and Gas Law*, 5th ed., 2008 (Thomson West) (co-authored with Owen L. Anderson, John S. Lowe, and Ernest E. Smith, volume editor). • *Teacher's Manual to Accompany Cases and Materials on Oil and Gas Law*, 5th ed., 2008 (Thomson West) (co-authored with Owen L. Anderson, John S. Lowe, and Ernest E. Smith, volume editor). • "Banking, Commercial, and Contract Law" (Chapter 2), *2008 Kansas Annual Survey* (Kansas Bar Association).

**Activities:** "Recent Developments in Business, Contract, and Property Law," Recent Developments in the Law CLE, Washburn University School of Law, Topeka, June 26, 2008. • "Recent Developments in Banking, Contract, and Commercial Law," video presentation for the Kansas Bar Association, Topeka, April 30, 2008. • "Recent Developments in Kansas Transactional Law," Business and Transactional Law Center, Washburn University School of Law, Topeka, April 23, 2008. • "Recent Developments in Kansas Business Law," Business and Transactional Law Center, Washburn University School of Law, Topeka, April 17, 2008. • "Transactional Evolution of Operating Agreements in the Oil and Gas Industry," Oil and Gas Agreements: Joint Operating Agreements, Rocky Mountain Mineral Law Foundation, Denver, Colo., March 27, 2008. • "Transactional Evolution of Joint Operating Agreements in the Oil and Gas Industry" and "The Operator: Liability to Non-Operators, Resignation, Removal and Selection of a Successor," two-hour presentation at Special Institute on Oil and Gas Agreements: Joint Operations, Rocky Mountain Mineral Law Foundation, American Association of Professional Landmen, Council of Petroleum Accountants Societies, Houston, Texas, December 6, 2007. • "Recent Developments and Another Look at Critical Oil and Gas Lease Language," 32nd Annual KBA/KIOGA Oil and Gas (Kansas Bar Association/Kansas Independent Oil and Gas Association) Conference, Wichita, Kan., October 26, 2007. • "Common Interests Created in Oil and Gas," "Technical Aspects of Oil and Gas Exploration, Production, and Marketing," "The Oil and Gas Lease: Implied Covenants," "Environmental Regulation of the Oil and Gas Industry," four-hours of presentation at Oil and Gas Short Course, Center for American and International Law and the Rocky Mountain Mineral Law Foundation, Westminster, Colo., October 17, 2007. • "Drafting Conveyances," one-hour Professional Skills Instruction Series presentation, Washburn University School of Law, Topeka, October 5, 2007. • "Introduction to Legal Drafting,"



Aliza Organick



Lynette F. Petty



David E. Pierce

## FACULTY PLAUDITS

one-hour Professional Skills Instruction Series presentation, Washburn University School of Law, Topeka, September 28, 2007.

### MARY KREINER RAMIREZ

*Associate Professor of Law*

**Publications:** "Blowing the Whistle on Whistleblower Protection: A Tale of Reform Versus Power," 76 *University of Cincinnati Law Review* 183, 2007.

**Activities:** "Does Justice Blink? Training Judicial Discretion," Northern Kentucky University, Chase College of Law, Faculty Development Workshop, April 14, 2008. • "Federal Sentencing," United States Attorney's Citizens Academy, Frank Carlson Federal Courthouse, Topeka, November 2007.

### SHEILA REYNOLDS

*Associate Dean for Academic Affairs  
Professor of Law*

**Publications:** "Revised Rule for Representing Clients With Diminished Capacity," 76:7 *Journal of the Kansas Bar Association* 24, July/August 2007. • *Practitioner's Guide to Kansas Family Law* (Kansas Bar Association 1997, supplemented 2008), Chapter 17, "Paternity."

**Activities:** "A Few Current Ethical Issues for Family Law Lawyers", Topeka Bar Association CLE, January 25, 2008. • "A Look at the Revised Ethics Rules for Representing Clients With Diminished Capacity," November 2007.

**Honors:** Recipient, Pro Bono Certificate Award, Kansas Bar Association, 2007.

### WILLIAM RICH

*Professor of Law*

Rich will be on sabbatical leave during spring 2009 semester working on a new edition of his three-volume treatise, *Modern Constitutional Law*, scheduled for publication in 2010 by Thompson West.

**Publications:** "Measuring Judicial Success: Interpersonal Intelligence and

Commitment to Enduring Values," 47 *Washburn Law Journal* 35 (2007). • 2007 Annual Supplement, *Modern Constitutional Law*, 2nd ed. (St. Paul, Minn.: Thomson West).

**Activities:** "Freedom of Speech in Higher Education," Kansas City Community College, May 2008. • "Balance in Legal Education" American Association of Law Schools Annual Meeting, January 2008. • "Students' Rights," Wichita State University, ACLU Chapter, October 2007. • Appointed member, Academic Freedom and Tenure Committee of the Association of American Law Schools.

### MICHAEL HUNTER SCHWARTZ

*Associate Dean for Faculty Academic Development and Professor of Law*

**Publications:** "Humanizing Legal Education: An Introduction to a Symposium Whose Time Came," 47 *Washburn Law Journal* 235, 2008. • "Work Smart: Excel in Law School by Becoming an Expert Learner," 13 *CLEO Edge* 39, Winter/Spring 2008. • *Expert Learning for Law Students*, 2nd edition., Carolina Academic Press, 2008. • *Expert Learning for Law Students Workbook*, 2nd edition., Carolina Academic Press, 2008. • Contributing Author, *Best Practices for Legal Education*, Roy Stuckey and Others, Clinical Legal Education Association, 2007. • Contributing Author, *Center for Engaged Learning in the Law Blog*, 2008. • Contributing Author, *Best Practices in Legal Education Blog*, 2008.

**Activities:** Moderator and teaching methods expert, "It's All In the Wind-up, Swing, and Follow-through: Preparing

Before Class, Learning While In Class, and Holding on to the Right Material After Class," 2008 LSAC Academic Assistance Workshop for New Academic Support Professionals, University of Maryland, Baltimore, Md., June 2008. • Presenter, "Getting in a Groove: Organizational Tools to Help Students Synthesize, Manage, and Retrieve Information," 2008 LSAC Academic Assistance Workshop for New Academic Support Professionals, University of Maryland, Baltimore, Md., June 2008. • Co-presenter (with Professor Ruth Ann McKinney), "The ASP Commitment to Professional Excellence," 2008 LSAC Academic Assistance Workshop for New Academic Support Professionals, University of Maryland, Baltimore, Md., June 2008. • Consultant and presenter, "Design Options for Academic Support Programs," Mercer University School of Law, May 14, 2008. • Conducted Faculty Teaching Development Workshop, Campbell University Norman Adrian Wiggins School of Law, April 28, 2008. • Conducted Partner-Associate Training, Davis, Polk and Wardell, New York, N.Y., April 7, 2008. • Conducted Faculty Teaching Development Workshop, University of Tulsa College of Law, April 4, 2008. • Conducted Faculty Teaching Development Workshop, Cleveland-Marshall College of Law, March 2008. • Conducted Faculty Teaching Development Workshop, University of La Verne College of Law, March 2008. • Moderator, "New Law Professors as Catalysts for Change," 2008 AALS Annual Meeting, New Law Professors Section, New York, N.Y., January 2008. • Conducted Half-Day Faculty Development Workshop, Franklin Pierce Law Center, Concord, New Hampshire, December 2007. •



Mary Kreiner Ramirez



William Rich



Michael Hunter Schwartz

Plenary Speaker, "Maximizing Learning in a Multi-Generational Setting," 2007 Professional Development Institute, November 30, 2007. • Conference Workgroup Facilitator, "Legal Education at the Crossroads: Part 1," University of South Carolina School of Law, Columbia, S.C., November 2-4, 2007. • Plenary Speaker, "Looking Back Over the Conference, Looking Forward to Legal Education Reform," Humanizing Legal Education Conference/Symposium, Washburn University School of Law, October 21, 2007. • Two-Day Faculty Teaching Development Program, Northern Kentucky University, Salmon P. Chase College of Law, September 2007. • Guest Speaker, "Ex-L in Law School," University of New Mexico School of Law, August 2007. • Orientation Presenter, "Law School Study Strategies, Exam Preparation and Exam Taking," University of Wyoming College of Law 2007 New Law Student Orientation, August 2007. • Plenary Speaker, "Maximizing Learning in a Multi-Generational Setting," Kansas Continuing Legal Education Provider Conference, August 10, 2007. • Panelist, "Responding to the Varied Learning Styles of Law Students," Southeastern Association of Law Schools Annual Meeting, Amelia Island, Fla., August 2, 2007. • "Ex-L in Law School Training," Council on Legal Education Opportunity Attitude is Essential Training, Atlanta, Ga., July 13, 2007, and Los Angeles, Calif., July 27, 2007. • Appointed to Board of Directors, Kansas Legal Services. • Appointed to Board of Advisers, Institute for Law School Teaching. • Elected Chair, 2008 term, American Association of Law Schools (AALS), Balance in Legal Education Section.

## CHARLENE L. SMITH

*James R. Ahrens Visiting Professor of Law*

**Publications:** "Match Point: All in the Timing, Luck, and Mutual Mistake," 32 *Oklahoma City University Law Review* 263-277, 2007, (co-author with Edith M. Brown).

## JAMES B. WADLEY

*Professor of Law*

**Publications:** "Agriculture and Farm Law" (chapter 47), "Water Rights"

(chapter 50), and "Foreign Ownership of Land" (chapter 79) 2007 annual supplement for *Thompson on Real Property*, 2nd Thomas ed. (David A. Thomas, Editor-in Chief) (LexisNexis).

**Activities:** "'Non-obviousness,' 'likelihood of confusion,' 'fixation in a tangible medium of expression'—it's all Geek to me! (or, How to speak IP to your clients without sounding like a nerd)," Recent Developments in the Law CLE, Washburn University School of Law, Topeka, June 26, 2008.

## *Reynolds receives 2008 Robert L. Gernon Award for Outstanding Service to Continuing Legal Education in Kansas*

Dean Sheila Reynolds was selected as the recipient of the 2008 Robert L. Gernon Award. Established in 2005 and presented annually by the Kansas Continuing Legal Education Commission, the Robert L. Gernon Award for Outstanding Service to Continuing Legal Education in Kansas recognizes those individuals or organizations that have demonstrated a unique commitment to legal education for lawyers in Kansas and have provided outstanding service to continuing legal education.



*Sheila Reynolds*

The award is named for Kansas Supreme Court Justice Robert L. Gernon (1943 to 2005), whose career included tireless devotion to the training, education, and professionalism of attorneys in Kansas and across the nation.

During her career, Reynolds has given over 75 CLE presentations to a wide variety of organizations and sponsors, focusing on the topics of legal ethics and family law.

Reynolds practiced law for legal services organizations in Missouri and Kansas before joining the Washburn University School of Law faculty in 1979. She is currently serving as associate dean for academic affairs at Washburn Law, a position she previously held from 1985 to 1991. She taught in the Washburn Law Clinic for 28 years, supervising family law cases, and she currently teaches Professional Responsibility. Reynolds has been active on several legal ethics committees, including the KBA Ethics Advisory Committee and the Ethics 2000 Committee. She has contributed chapters to KBA handbooks on Legal Ethics, Family Law, and Long-Term Care.



*Charlene L. Smith*



*James B. Wadley*