



Randall E. Fisher '80

Kansas Auto Insurance

Washburn Law sponsored a CLE titled, *Kansas Auto Insurance*, Nov. 17-18, 2006. The CLE was led by Randall E. Fisher '80. Fisher is a sole practitioner in Newton, Kan., whose practice centers on trial and appellate work and other litigation. He has represented consumers in high-profile cases such as the General Motors side-saddle tank pickup litigation. Fisher was a partner in the law firm of Michaud, Hutton, Fisher & Anderson and also a former Sedgwick County district court judge. Prior to taking the bench, he was a director in the firm of McDonald, Tinker, Skaer, Quinn & Herrington, P.A. Fisher is a former law clerk to the Kansas Supreme Court. He is the author of *Kansas Automobile Insurance Law*.

The Friday session focused on Anatomy of an Automobile Insurance Policy. Fisher's presentation dissected a standard automobile insurance policy, discussing the legal implications of each clause and providing definitions and explanations critical to evaluating and litigating an automobile insurance case. He provided participants with practical suggestions regarding how to evaluate an insurance policy in the context of pending litigation and outlined Kansas statutes, regulations and case law affecting these issues. He concluded with a discussion of the most frequent mistakes made in automobile insurance cases and provided advice to avoid an ethical misstep.

The Saturday session focused on advanced issues in litigating insurance law cases in Kansas. Fisher discussed such complicated issues as the interrelationship between liability insurance and uninsured/underinsured motorist cases, liens and subrogation rights in cases involving liability insurance and workers compensation claims, and liability insurance and PIP benefits cases.

Recent Developments in Tax Legislation

David Lenter, legislation counsel for the Joint Committee on Taxation, United States Congress, made several presentations at Washburn Law, Oct. 25, 2006. Lenter works on legislative matters in the areas of international tax, the taxation of financial instruments, estate and gift taxation, and the taxation of business enterprises. Prior to joining the Joint Committee staff, Lenter was an associate in the tax group of Wilmer, Cutler & Pickering; research attorney with the Office of Tax Policy Research at the University of Michigan Business School; and an associate in the tax groups of two large Detroit, Mich., law firms. Lenter graduated from Harvard Law School and holds a tax LL.M. from the New York University School of Law.

Lenter met with a group of students for breakfast who engaged Lenter in conversation and questions regarding sophisticated tax policy issues. During lunch, he presented "Recent Developments in Tax Legislation" to law school faculty, tax practitioners, and students. That afternoon, Lenter spoke to the Taxation of Individual Income class, fielding student questions. He also participated in a tax policy discussion with students in the Tax Policy Seminar.



David Lenter

Visiting Jurist Mark A. Drummond

The Honorable Mark A. Drummond visited Washburn University School of Law as the 2006 Visiting Jurist, Nov. 10, 2006. Drummond is a circuit court judge for the Eighth Circuit of Illinois. Prior to joining the bench, he



maintained a general trial practice and served as a trial advocacy instructor and trial consultant.

Drummond serves as program director at large for the National Institute for Trial Advocacy. He was the 2003-2004 co-chair of the Trial Practice Committee of the American Bar

Association Litigation Section and is an associate editor of *Litigation News* for the ABA. Drummond received his J.D. from the University of Illinois. He is admitted to practice in state and federal courts in Illinois and before the U.S. Supreme Court.

Drummond presented a CLE titled "Persuasive Litigation Skills – 8 Keys to the Art of Persuasion."

The presentation was a refreshing, fast-paced, and insightful look at the advocate's craft from the perspective of a litigator, judge, and exceptionally effective and renowned seminar leader. Drummond detailed the psychological, social, and emotional aspects of effective courtroom persuasion. Attendees left with the ability to incorporate his recommendations into their trial presentation, to be able to deliver their message simply, with sharp organization, and with a precise effect.

Drummond's stimulating, results-oriented instruction is internationally recognized and sought after. He has lectured in every region of the U.S. for corporate clients, government offices, law firms, and bar associations. He has taught trial skills extensively in the United Kingdom and was with the first team of advocacy instructors to train the prosecutors at the International War Crimes Tribunal in The Hague and Arusha, Tanzania.



Alumni Fellow David Fenley

October 27, 2006, David A. Fenley '79, was recognized as the Washburn University Alumni Fellow for the School of Law, during a luncheon at the Bradbury Thompson Alumni Center. The Alumni Fellow Award recognizes alumni who have distinguished themselves in their careers. Fellows are invited back to campus to interact directly with students and faculty. Prior to the awards luncheon, Fenley gave a presentation to law school students on urban redevelopment, focusing on the H&R Block project his firm handled in Kansas City, Mo. After his presentation with law students, he gave a presentation to a business and finance class in the School of Business.

Fenley received his B.B.A., *cum laude*, in 1976 and his J.D., with honors, in 1979, from Washburn University. In law school he served on the editorial board as assistant notes editor of the *Washburn Law Journal*. In 1980, he became a certified public accountant, in Missouri.

Fenley is chairman and partner in the law firm of Blackwell Sanders Peper Martin LLP, Kansas City, Mo. The firm is one of the leading commercial law firms in the Midwest. In 1980 Fenley joined the firm as an associate, became partner in 1985 and was named chairman in 2000. He has been listed in Best Lawyers in America, Real Estate in 1997-1998, 1999-2000, 2001-2002, 2003-2004, 2005-2006.

Fenley has more than 25 years experience in commercial real estate development and financing incentives. He guides developers, lending institutions and governmental agencies in the design, implementation and financing of private/public partnerships for urban core development and redevelopment. He has negotiated financing structures that enabled state and local tax incentive programs to operate with financial products offered by lending institutions.

Fenley is a member of the Kansas City Metropolitan, Missouri, and American Bar Associations, as well as a member of the ABA Real Property, Probate & Trust Law, and Taxation Sections; American College of Real Estate Lawyers; and the Lawyers Association of Kansas City.

Fenley sits on the Washburn University School of Law Alumni Association Board of Governors and has since 2002. He also serves on the board of advisors of the Washburn University School of Law Business & Transactional Law Center. He established the David and Hannah Fenley professorship in the law school Business & Transactional Law Center.

2006 Revisions to the Kansas Child in Need of Care and Juvenile Offender Code

The 2006 Kansas legislature made extensive changes to both the Child in Need of Care and the Juvenile Offender Codes. Some of the changes were minor; however, others were more substantive. A CLE, Nov. 3, 2006, addressed legislative changes and practical implications for lawyers practicing in juvenile court. More than 75 people attended the program.

Presenters included John C. Fritz '87, assistant district attorney from Johnson County, Kan., who spoke on the Juvenile Offender Code and Roberta Sue McKenna '75, assistant director for legal services, judicial liaison, and legislative support, Children and Family Service Division, Kansas Department of Social and Rehabilitative Services, who spoke on the Child in Need of Care Code.



John C. Fritz '87



Roberta Sue McKenna '75



Law School Alumni Receptions

The semester was busy with a multitude of alumni and student receptions sponsored by the Washburn University School of Law Alumni Association. During the summer a reception was hosted at Ol' Stuga in Lindsborg, Kan., in conjunction with the Kansas Women Attorney's Association annual meeting, July 20. Gary McCallister '75, hosted a Chicago alumni event at his firm, McCallister & Associates, July 27. The fall semester started with a "welcome" BBQ for first-year law students on Aug. 18, followed by a second and third-year "welcome back" reception on Aug. 25. September saw receptions in Wichita, Sept. 7, at the Hinkle Elkouri Law Firm. Law school alum Mike Snider '85 and his wife Joan Kirkpatrick graciously hosted a wine tasting at the Wichita event and provided numerous cases of wine from their own collection. It was a terrific evening and great way to sample different wines. A reception was hosted in Dodge City on Sept. 8, in conjunction with the Southwest Kansas Bar Association annual meeting. Law School alum David Byassee '75 and his partner Anne Myers, hosted a wonderful law school alumni reception at their home in Denver, Sept. 12. On Sept. 13, Sue Jean White '80 and her husband Bob Connor hosted a fantastic law school alumni reception at their home. On Sept. 14, Dallas/Forth Worth area alumni were graciously hosted by Paul '75 and Jeanne Hoferer at their home outside Fort Worth.

A mentor/mentee reception was sponsored by the law school Alumni and Professional Development offices Sept. 20, so first-year students could meet their mentors. The reception and program continues to be a huge success with over 110 first-year students paired with mentors. The semester ended with a reception on Nov. 29, in Kansas City at the InterContinental Hotel on the Plaza for a view of the holiday Plaza lights. Again, this year, icy weather hampered the reception, but many brave alumni turned out for a fantastic evening.

Consider attending the next law school alumni reception by frequently checking the alumni page on the law school website at <http://washburn-law.edu/alumni/> to see when a reception will be in your area. Events are added often. If you are interested in hosting an alumni reception in your area, please contact Julie Olson, director of Alumni Affairs, School of Law (785) 670-2013 or julie.olson@washburn.edu.



Shamberg Symposium 2006 -- Judicial Independence

The Shamberg Symposia at Washburn University School of Law were established with the generous contribution of noted Washburn Law alumnus John Shamberg '37. Through his long and distinguished legal career in civil litigation, Shamberg helped expand the rights of injured persons and shaped the development of tort law in Kansas.

The Shamberg Symposium on Judicial Independence was Nov. 1, 2006, at Washburn University School of Law.

Participants in the Symposium included: Deborah Goldberg, who supervises the Democracy Program's scholarship, public education, and legal advocacy, including litigation, promoting full and fair representation of diverse voices in governmental institutions. Goldberg is a graduate of Harvard Law School.

The Honorable Julie A. Robinson, U.S. District Court Judge for the District of Kansas and a graduate of the University of Kansas School of Law.

State Senator John Vratil, who serves the 11th Senate District in Johnson County, Kan. Vratil is the senior litigator in the Kansas office of Lathrop & Gage L.C., and focuses on commercial, business, appellate, real estate, and education law. Vratil received his law degree from the University of Kansas.

Jack Focht '60, special counsel to Foulston Siefkin LLP, Wichita, Kan., in the firm's health care and litigation practice groups. Focht practices in areas of health care law, fraud and abuse, white collar crime, civil rights, employment law, professional responsibility, government investigations, and business litigation. Focht received his law degree from Washburn University School of Law.



Virgie Smith Retires After 30 Years

Virgie Smith retired after 30 years at Washburn Law. Washburn Law staff, faculty and students honored and celebrated with Smith at her retirement reception, Aug. 29, 2006. Smith joined Washburn Law in 1976 as a cataloger and in 1986, became reference and collection maintenance librarian.

Throughout her 30 years at Washburn Law, Smith worked diligently to maintain the law library's archives and general stacks collection, acquiring a wealth of knowledge about and for the law school. As a reference librarian she taught legal information literacy to hundreds of law students and frequently went above and beyond ordinary service by providing a personal touch and creating memorable relationships. Many alumni will fondly remember Smith's helpfulness, compassion and encouragement.

The entire law school community wishes Smith a long and fulfilling retirement.



Larry Hollis '72, Joe Zima '72, Professor Linda Elrod '72, Jim Spencer '72, Phil Elwood '71 and Jerry Shelor '72.