Dean Thomas Guernsey Receives Warm Welcome to TJSL at Reception, Panel Discussion

“It is wonderful to see so many proud alums here,” said emcee Dave Beavans ’08, as he greeted the guests at the welcoming reception for TJSL’s new Dean, Thomas Guernsey.

The setting could not have been more perfect.

It was a beautiful San Diego evening on TJSL’s 8th floor terrace overlooking the city at twilight. Faculty, staff and alumni attended the event – along with members of TJSL’s Board of Trustees and many notable members of the San Diego legal community, including California Fourth District Appeals Court Justice Patricia Benke, Assistant Superior Court President Judge David Danielsen, Superior Court Judge Browder Willis ’83 (TJSL Trustee), Superior Court Judge Robert Longstreth, Federal Magistrate Judge Jan Adler, Superior Court Judge (Ret.) Lillian Lim ’77 (Trustee) and very special guest, Brazilian Supreme Federal Court Justice Dias Toffoli.

The event was presented by the TJSL Alumni Association, with help in the planning and organization by the TJSL Alumni Office, and through generous sponsorship.

“What an opportunity you have in front of you,” said Beavans, the Alumni Association Vice-President. He told the guests that TJSL’s mission is “to become one of the most respected law schools in the U.S.”

Beavans shares that vision with the new dean, who comes to TJSL from Albany Law School, where he served as dean and later a law professor, and has set very high goals for TJSL and its place in the world of legal education.

“We have a great institution here,” said Dean Guernsey, as he stepped up to the podium. “There are three great parts. First, the faculty. It compares favorably to any faculty in the country – a first-rate faculty we should be proud of. Second, the student body. We have a history of access to legal education here and we are turning out wonderful practitioners who would not have had a chance to go to law school without TJSL. And third, our alumni. We can’t succeed without them. Your support is critical. We look forward to a long and productive relationship. We really look to set the future of legal education here.”

Continued on page 2...
“And justice for all…”

Just before the dean’s welcoming reception, the Alumni Association, the LEEP Program and the Center for Solo Practitioners presented an “International Access to Justice Panel” that was part of the evening’s festivities.

The three speakers were Brazilian Supreme Court Justice Dias Toffoli, Federal Magistrate Judge Jan Adler and Ben Aguilar ’11, who is with TJSL’s Center for Solo Practitioners.

Justice Toffoli led the audience through a detailed description of the role of Brazil’s Supreme Federal Court in the Brazilian legal system. “The American system has influenced the Brazilian system,” Justice Toffoli said. “There are undeniable similarities.”

However, he noted that while the U.S. has had only one constitution, Brazil has had seven – the latest one ratified in 1988. And during those 25 years, “it has had 79 amendments.”

Justice Toffoli added that the Supreme Federal Court guarantees the supremacy of the constitution in that nation and “respects people’s fundamental rights.” (See Justice Toffoli’s Remarks)

Magistrate Judge Jan Adler noted that it is the 50th anniversary of a landmark 1963 U.S. Supreme Court decision – Gideon v. Wainright. Judge Adler explained that the case involved a drifter named Clarence Gideon, who in 1961 was convicted of a crime he didn’t commit because he couldn’t afford a lawyer. Gideon then sent a hand-written letter to the Supreme Court asking that his case be heard. Not only did the court hear the case – but their ruling, in Gideon’s favor, resulted in an affirmation of a citizen’s constitutional right to counsel.

“Had a man in Florida not sat down and written to the Supreme Court, the vast machinery of justice would have gone on undisturbed, but the decision changed the whole course of legal history,” Judge Adler added. “Yet, we have a long way to go to assure access to justice. Many jurisdictions don’t have programs (such as Legal Aid) for adequate representation. Sixty-one million people are eligible for these services, yet only a fraction of people use them.”

He went on to detail the negative effect that sequestration is having on the federal courts – delaying cases for months and months.

“Justice delayed really is justice denied,” said Judge Adler. And quoting a commandment of the legendary Judge Learned Hand, he said: “Thou shalt not ration justice.” (See Judge Adler’s Remarks)

Alumnus Ben Aguilar spoke of his experiences working within the justice systems in both Spain and Russia. Both countries guarantee the right to counsel, he says, but “it has not been a smooth transition from the Communist system in Russia. Eighty percent of the people don’t have the resources to obtain counsel.”

In his role as an attorney with TJSL’s Center for Solo Practitioners, Aguilar explained what he and his colleagues are doing to increase access to justice in San Diego – including a series of free clinics held in the community during June and July.

The event was a great prelude to the welcoming reception for Dean Guernsey, who has embraced TJSL’s role in the legal community as a force to bring about more access to justice for the citizens of San Diego who need representation.

Special thanks to our sponsors of the Dean’s Welcoming Reception and International Access to Justice Panel:

**Platinum Sponsor:**

**Gold Sponsors:**
TJSL Center for Solo Practitioners
Denise Asher ’94, West Coast Resolution Group

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“Dean Guernsey’s Welcome continued…”

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The second live webinar version of an MCLE was hosted by the TJSL Alumni Association on Tuesday, July 16. Lacy J lodes ’08 introduced newly appointed Associate Dean for Academic Affairs Linda Keller as the presenter for “The Challenges of International Justice” MCLE event.

Dean Keller presented on the complexities of international criminal law and gave a brief background of the International Criminal Court (ICC) in The Hague, Netherlands, which covers crimes such as genocide, war crimes and crimes against humanity. Dean Keller served as a visiting professor at the International Criminal Court during the 2011-12 academic year and has published on international criminal law and human rights in journals including the American University International Law Review.

According to Dean Keller, international criminal cases can only be heard by the ICC if they are referred by the UN Security Council, by a State Party or if the prosecutor receives pre-trial chamber approval. Jurisdictions and the principle of complementarity also applies when the ICC is determining whether or not they will accept a case.

Another limitation of the ICC, according to Dean Keller, is that the ICC has no arrest powers. That has led to the situation where the ICC issued an arrest warrant for Sudanese President Omar Al-Bashir al-Bashir’s for alleged crimes against humanity and genocide committed in Darfur, but has so far not been able to bring him to justice.

Dean Keller’s presentation highlighted the Kenya Case Study and the challenges that came along with the investigation. She also discussed how the United States has thus far decided not to join the ICC.

The presentation concluded with questions from the alumni and others in the audience.

“Dean Keller's presentation raised some interesting aspects of international criminal law,” said TJSL alumna Camille Guerra ‘04. “I took the same class several years ago with Professor Keller and it’s interesting that the ICC is still grappling with issues related to prosecution. On its face, it would seem somewhat easy to prosecute for crimes against humanity, but as the presentation pointed out, it can be quite difficult. It was a timely presentation on the state of international current events.”

Another alumna in attendance was Rebeca Valenzuela ’09, who said, "Professor Keller's first-hand knowledge of the workings of the international criminal court was impressive and interesting."
Alum Martin Kruming, Adjunct Professor Jason Fiske Attend Azerbaijan Conference

TJSL alumnus and editor of the San Diego Lawyer magazine Martin Kruming '77 and Adjunct Professor and Director of the Graduate Programs at Thomas Jefferson School of Law Jason Fiske '08 attended a prestigious “invite-only” conference in Azerbaijan recently. The conference was the 5th Annual International Conference on E-Government, Innovations in Customs in Gabula, Azerbaijan. There were roughly 125 participants representing 56 nations. A sampling of countries present included: Fiji, Malawi, Uruguay, Latvia, Russia, Vietnam, Germany, Afghanistan and Mongolia.

The small delegation from the United States that traveled to Gabala in May included: Kruming; Fiske; Professor Colleen Graffy, Director of Global Programs for Pepperdine University School of Law in London; Dr. Robert Clarke, Associate Professor of Packaging at Michigan State University; and Lee Wakefield, a student in the counter-terrorism master’s program at San Diego State University.

"The 5th Annual International Conference on E-Government, Innovations in Customs in Gabala, Azerbaijan was absolutely fascinating in terms of all the issues surrounding the release of information today,” according to Kruming. “Equally as fascinating, though, was getting to know so many officials from such a diverse lineup of countries. We packed so much into our five days in Gabala and Baku. A million thanks to Azerbaijan and the Chairman of the State Customs Committee of Azerbaijan, Professor Aydin Aliyev, for being such gracious hosts."

Fiske views the experience as one that led to some useful networking for TJSL. “The conference built in-roads with officials from around the world that will be the foundation for future co-operation on programs,” explained Fiske. “Opportunities abound from online learning to residential exchanges. Thomas Jefferson School of Law has the opportunity to be one of the first law schools from the United States to develop programs with the country in an official capacity. With technological advancements in Azerbaijan, it is an exciting time to connect the world.”

The MPRE is Saturday, August 17th. We are hosting a LIVE lecture/workshop to help you prepare! Free of Cost!

Sunday, August 4
From 9 a.m. to 1 p.m. in Room 325

Presented by Barbri

For more information, contact Karen Harkins, Director of Academic Success and Bar Preparation at kharkins@tjsl.edu
Dear Faculty, Staff and Students,

It is hard to believe that the Nice Program 2013 is now coming to an end. This is the 22nd year of the Nice Program. Students are busy right now taking final exams in the four courses offered in the program: international human rights, international and comparative drug control laws, international trade and finance and international intellectual property. Each course is worth 2 credits, and all students take 2 courses.

This year we had a dream team of law professors, including Ben Templin, Richard Winchester, Alex Kreit, Susan Tiefenbrun and Justice Richard Goldstone. Students came from 7 different law schools to study in our program. There were 21 students from different countries in Europe studying with our 44 American law students. The students and professors traveled far and wide on three-day weekends to London, Prague, Barcelona, Berlin, Paris, Rome, Florence, San Remo, Russia and many other beautiful cities and countries of Europe.

The food here is unbelievably fresh and delicious. Strawberries and watermelon are too delicious to describe. You simply have to be here to experience this culinary wonder. We all appreciated the great lectures relating to international and comparative law by experts such as Justice Richard Goldstone, Judge Caroline Charpentier, Judge Jean-Louis Bruguiere, Dr. Chen Ke and Professor Randy Grossman. Dean Rudy Hasl and Lisa Ferreira joined us for this year’s Nice Program, and their participation greatly enhanced the program for all of us. We all became good friends after this fascinating adventure in international law in an international and cosmopolitan setting on the French Riviera. What could be better? Join us next year!

Professor Susan Tiefenbrun

Founding Director,
Nice Study Abroad International Law Program
Marjorie Cohn

Presentations:

Drones and Targeted Killing, World Affairs Council of Northern San Diego County, Remington, Rancho Bernardo (July 11, 2013)

Radio:

Verdict in George Zimmerman trial, Flashpoints, KPFA, Berkeley (July 17, 2013)

Ed Snowden - asylum or extradition? FinancialSurvivorNetwork.com, West Palm Beach and national (July 16, 2013)

William H. Byrnes, IV

Articles:


Some courses at Thomas Jefferson School of Law are graded
Honors, Credit, No Credit or Low Pass.
The following students earned Honors designation in the Spring 2013 semester.

ADR Society
ADR Society
ADR Society
Advanced Mediation
Advanced Mediation
Advanced Technology
Externship
Interpretations of International Criminal Law Issues
Interpretations of International Criminal Law Issues
Introduction to IP
Introduction to Mediation
Introduction to Mediation
Introduction to Mediation
Lawyering Skills
Lawyering Skills
Lawyering Skills
Lawyering Skills
Mandarin Chinese for Lawyers
Mandarin Chinese for Lawyers

David M. Keith
Sean R. Kelley
Lawrence D. Kleinman
David M. Keith
Shawn M. Spaulding
Kasey C. Paquette
Lukas K. Bylund
Susanne J. Prochazka
Zachary L. Spear
Jessica M. Barber
Samantha E. Eyde
Xinia L. Guerra
Nathan N. Kiyan
Michelle A. Lim
Yana A. Loboda
Maria E. Saling
James M. Kiernan
Richard A. Yonger, Jr.

Mock Trial
Mock Trial
Mock Trial
Moot Court Society
Moot Court Society
Moot Court Society
Moot Court Society

Michael S. Fabinski
Robert M. Sagerian
Ruthanne B. Bergt
Paul A. Herley
Kimberly M. Roth
Emily P. Shank
Lucy Arnold
Sara K. Denton
Lorena M. Garza
Lawrence D. Kleinman
Michael J. Morphew
Sean R. Kelley
Tamara D. Marshall
Linh T. Quach
Monique R. Rodriguez
Garrett J. McLean
Stacey A. Zapanta

Congratulations!
The Witkin Legal Institute sponsors the Witkin Award for Academic Excellence, CALI sponsors the CALI Excellence for the Future Award and Thomas Jefferson School of Law awards the Jefferson Medal in recognition of academic excellence. Award certificates are presented to the student with the highest grade in a course.

Congratulations to the award recipients for the Spring 2013 semester.
The United States Court of Federal Claims Bar Association conducts an annual Law Student Writing Competition. The Court of Federal Claims Bar Association is a non-profit, voluntary bar association made up of nationwide members who practice law before of the United States Court of Federal Claims. The goal of this competition is to encourage law student scholarship on current topics that fall within the jurisprudence of the United States Court of Federal Claims. The winning entry in the competition will receive a $2,000 cash prize and an opportunity to be published via the Association's website.

The cases before the court are diverse and involve a variety of statutes. They include claims arising from tax refunds, government contracts, Fifth Amendment takings (which can implicate environmental and natural resource issues), Federal procurement "bid-protests," Federal civilian and military personnel matters, intellectual property disputes, Native American tribal rights, and the federal Vaccine Injury Compensation Program.

Entries to the contest may address any topic that lies within the procedure, substance, or scope of the jurisdiction of the United States Court of Federal Claims.

Entry deadline for the 2012-13 academic year is July 26, 2013.
Student Registration is open for the Boston Lawyers Group Annual Law Students of Color* Job Fair!

To register and for additional details please visit our website at www.thebostonlawyersgroup.com see the 2013 BLG Job Fair tab.

BLG Job Fair for Rising 2L Law Students of Color
Thursday, August 8, 2013 from 9 AM to 5 PM
Sheraton Hotel, 39 Dalton Street, Boston, MA
The deadline to register, upload resume and transcripts is midnight July 12, 2013.

“BLG members’ criterion focuses on deserving diverse students with preference to students with racial and ethnic backgrounds that have been historically underserved and underrepresented in the legal profession with strong ties to Boston. This criteria is in accordance with our mission to create a pipeline of talent, so that our members can “identify, recruit, advance and retain diverse attorneys” in the greater Boston legal community.

For more information, please contact Kia LeBeau Mahouassa, Program Manager for the Boston Lawyers Group at (617) 695-7137 or kmahouassa@thebostonlawyersgroup.com
9th Annual IMPACT Career Fair for Law Students and Attorneys with Disabilities

FRIDAY AUGUST 9, 2013 10:00am - 5:00pm

Hyatt Regency Crystal City at Reagan National Airport
2799 Jefferson Davis Highway
Arlington, DC

Open to Fall 2013 Returning Law Students, and Graduates Nationwide

Students & Graduates Register Online
http://www.law.arizona.edu/Career/Impact/studentregistrationintro.cfm
(Student registration deadline is Sunday, July 14, 2013, 11:59pm Eastern)
The National LGBT Bar Association’s annual Lavender Law Career Fair is designed to achieve a sense of community and inclusion for Lesbian, Gay, Bisexual and Transgender (LGBT) candidates within the legal profession’s recruiting efforts. By participating in the career fair, candidates will talk directly to LGBT-friendly recruiters from law firms, government agencies, non-profit organizations, and corporate legal departments.

- Candidates are encouraged to discuss their LGBT identity and their aspirations to become part of a bias-free work environment.
- Sponsors are encouraged to take this opportunity to showcase their diversity efforts to top-level law students and lateral candidates from around the country.

To learn more about participating in this year’s Lavender Law Conference & Career Fair, please visit www.lgbtbar.org/annual
SAN DIEGO COUNTY BAR ASSOCIATION

BENCH - BAR BEACH CLEAN UP

Saturday, August 24, 2013
9:00 am - 11:00 am
Playa Pacifica Beach - Mission Bay

Help keep San Diego beautiful with the SDCBA and I Love A Clean San Diego, along with judges from the San Diego County Superior Court at the annual Bench-Bar Beach Clean Up. Enjoy a morning of fun-in-the-sun alongside friends, family and colleagues while helping to keep our beaches clean and litter free.

To register for this event visit: www.sdcba.org/beachcleanup2013

This event is co-sponsored by:
California Western School of Law
Earl B. Gilliam Bar Association
Filipino American Lawyers of San Diego
Iranian American Bar Association
Korean American Bar Association of San Diego
Lawyers Club of San Diego
Native American Lawyers Association
Pan Asian Lawyers of San Diego
San Diego Chinese Attorneys Association
San Diego La Raza Lawyers Association
South Asian Bar Association-San Diego
Thomas Jefferson School of Law
Tom Homann LGBT Law Association
University of San Diego School of Law
Veterans Bar Association
THE NSLNC & CENTER FOR SPORTS LAW AND POLICY AT THOMAS JEFFERSON SCHOOL OF LAW PRESENT

2013 NATIONAL SPORTS LAW NEGOTIATION COMPETITION

FRIDAY TO SUNDAY, SEPTEMBER 20-22, 2013

FRIDAY: SPORTS LAW CONFERENCE
PADRES VS DODGERS GAME IN LUXURIOUS SUITES

SATURDAY: PRELIMINARY ROUNDS

SUNDAY: CHAMPIONSHIP FINAL ROUND

QUESTIONS & INFORMATION, PLEASE VISIT:
WWW.TJSL.EDUCONFERENCES/NSLNC
18th Annual Alumni & Friends Golf Tournament
Benefiting the TJSL Veterans Legal Assistance Program

Friday, October 11, 2013, 10:00 AM
Sycuan Golf Resort
3007 Dehesa Rd, El Cajon, CA 92019

9:30 - 11:00 AM  Registration & Putting Contest
11:00 AM  Shotgun Start, Scramble Format
4:30 - 5:30 PM  Cocktail Reception
5:30 - 7:00 PM  Awards Dinner

$130  TJSL Alumni, Faculty and Staff ($150 after 9/13)
$150  Friends of TJSL ($170 after 9/13)
$70  TJSL Students

Registration and Sponsorship Opportunities
www.tjsl.edu/tjsl-alumni/golf-tournament
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