

## Faculty Notes

### *W. Cole Durham*

One of Professor Cole Durham's main interests is in comparative law, which has also been the emphasis of his research during 1986. His first paper of that year reflected this effort: "Comparative Perspectives on Church-State Issues: The Federal Republic of Germany and the USA," which he presented while at the Conference on Comparative Constitutional Law at the University of Notre Dame in April.

Durham followed that conference with two papers written in the German language. He presented these papers at Frankfurt University in June and Bielefeld and Augsburg universities in June and July. They were titled

"Tötungsdelikte in amerikanischem Recht" (Homicide Rules in American Law) and "Neuere Entwicklungen in Auslegungstheorien in amerikanischem Verfassungsrecht" (New Developments in Theory of Interpretation in American Constitutional Law).

Comparative law then led Durham down under to the Congress of the International Academy of Comparative Law at Sydney, Australia, where he presented "The Aboriginal and Comparative Law: A United States Perspective."

Back home, Durham has spearheaded the organization of the *International and Comparative Law Annual*. He has also been serving as vice-president of the Harvard Alumni Association of Utah.

### *Larry C. Farmer*

Professor Farmer made a presentation emphasizing computer use in the practice of law in three different conferences during 1985-86.

He presented "Computer-assisted Law Practice Systems" at the Conference on Legal Expert Systems at Houston in June 1985. Farmer also presented the same at the Legal Tech Conference, sponsored by Price Waterhouse, and the Section of Law and Computers of the American Association of Law Schools.

Farmer was on leave during the 1986-87 academic year as a visiting professor at Harvard. His duties included teaching, interviewing and counseling, and assisting in integrating the CAPS project into the Harvard operation.

### *J. Clifton Fleming, Jr.*

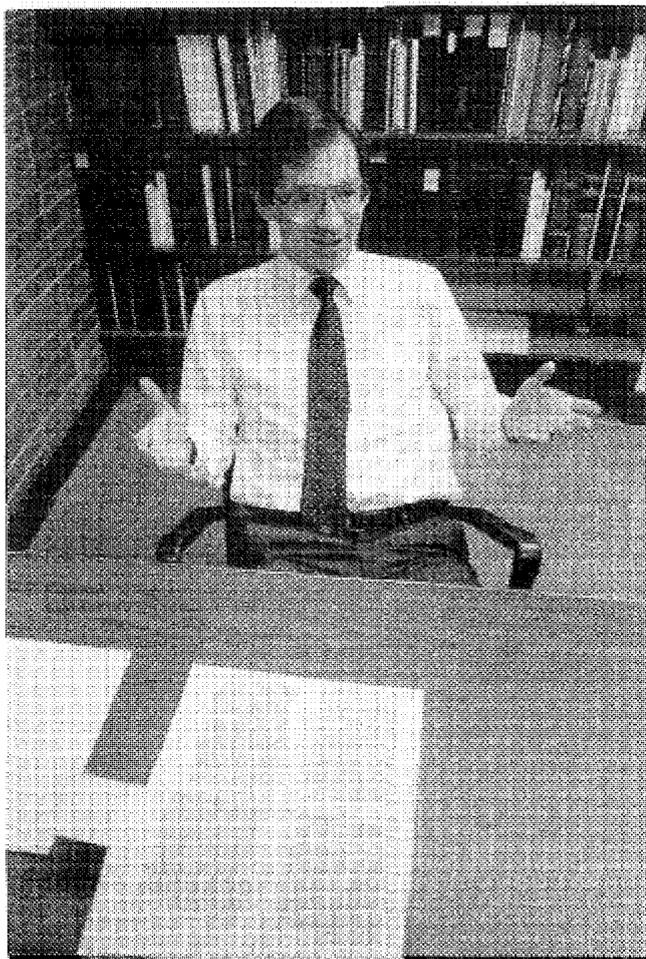
Fleming has been serving as associate dean of the law school since returning from a year's service as professor-in-residence of the Internal Revenue Service's Chief Counsel Office. His duties as associate dean have included coordination of faculty recruitment and curriculum, and planning the annual meeting of the Board of Visitors.

He has written a chapter entitled "Survival of Major Corporate Tax Attributes" in *Tax Aspects of Buying and Selling Corporate Businesses* and has written 1984 and 1985 supplements to *Tax Aspects of Buying and Selling Corporate Businesses*.

Fleming published the article "Announcement 86-65," which appeared in the *Internal Revenue Bulletin* and was reprinted in *BNA Daily Tax Report* and the *Standard Federal Tax Reporter*.

During his year in the Office of the Chief Counsel of the IRS, Fleming took occasion to publish his observations. He presented a paper at the Washington, D.C., Tax Study Group on "Current Developments in the Office of the Chief Counsel" and presented another titled "Current Legislative Developments" at the IRS Southwest Region CLE.

Other activities have included the lecture "Popular Myths about Taxes and Tax Collection" given to the Women's Legislative Council of Utah County. Fleming also provided comments to the IRS on proposed Section 338 Regulations, which are summarized in 28 Tax Notes 510 (1985).



### **Michael Goldsmith**

Having recently joined the J Reuben Clark Law School faculty as associate professor, Goldsmith has been teaching courses in evidence, criminal procedure, and RICO. His research and writing have followed the same vein. Two of Goldsmith's essays were published in the *New York Times*: one on RICO reform and the other on the constitutionality of testing professional athletes for drug abuse, which was reprinted in the previous edition of the *Clark Memorandum*.

*BYU Law Review* published one of Goldsmith's articles of the past year: "Civil RICO Abuse: The Allegations in Context."

Goldsmith has presented several papers to different conventions and law enforcement and judicial departments of various states, including "Problems Attorneys Experience in Attempting to Use Newly Developed Scientific Evidence at Trial," "Role of the Expert Witness," "The Use of Electronic Surveillance," and "Civil Uses of the RICO Statute." His work has also included the "Utah State Commentator" for the ABA-ALI RICO Symposium and "Evidence Summary" for the Minnesota Bar Review.

One of Goldsmith's articles, "Civil RICO Reform: The Basis for Compromise," was published in the *Minnesota Law Review*.

### **James D. Gordon III**

Gordon is also a recent addition to the faculty and has been teaching the first-year contracts course and securities. Another of his assignments has been teaching and coordinating the first-year legal writing program.

Gordon has authored two articles now at press: "Flying into Blue Sky: Are Aircraft Leasebacks Securities?" and "Injunctions Against Initiative Elections," which was coauthored by Professor David Magleby of the Brigham Young University Political Science Department.

Noted for his humorous delivery, Gordon has given two lectures on securities issues at Brigham Young University's School of Management and another lecture on legal research at a conference for paralegals recently held at the Law School. In addition, Gordon has also performed pro bono work for the Foundation for Ancient Research and Mormon Studies (FARMS).

### **Bruce C. Hafen**

Dean Hafen's 1986 book review essay on child advocacy was published in the *Harvard Law Review*, his 1983 article on constitutional privacy in the *Michigan Law Review* has since been cited by the Supreme Court; and an article on the institutional rights of public schools will appear soon in the *Ohio State Law Journal*. He has recently published articles on education and family life in the *Journal of Social, Political and Economic Studies* and *This World: A Journal of Religion and Public Life*. His papers on parental rights in education

and on obscenity were recently published in *Vital Speeches*.

Hafen also wrote a chapter, "Privacy in the Family and the Home," for Mathew-Bender's new multivolume treatise on *Privacy—Law and Practice* (1987). Other chapters are forthcoming in books published by *Marriage and Family Review*, the Center for Religion and Society in New York City, and BYU Scholarly Publications. The BYU books contain papers delivered at conferences on *Government Regulation and the Constitution* and *Higher Education and Social Morality*.

Concluding his term as president of the American Association of Presidents of Independent Colleges and Universities, Hafen testified several times before House and Senate committees and the U.S. Commission on Civil Rights on currently proposed legislation dealing with civil rights in higher education. He also delivered a paper, "Are Private Colleges Still Private?" to the National Association of College and University Attorneys.

Hafen was recently a federal-grant reviewer for the Office of Adolescent Pregnancy of the U.S. Department of Health and Human Services and was invited to present a paper on children's rights at Harvard Law School's 1986 Conference, "Who Speaks for the Child?" He also presented a paper entitled "Testing the Assumptions of Legal Policies for Adolescents" at BYU's 1986 Family Law Symposium and a paper to the Utah Education Law Seminar, "American Education since *Brown* and

Berkeley: The Risks of Too Much Law ”

Blending professional and religious perspectives, Dean Hafen delivered the third annual Harman Lecture at BYU in 1986, “The Waning of Belonging,” and published a collection of essays on faith, *The Believing Heart*.

**Eugene B. Jacobs**

For the past two years, Professor Jacobs has been a consultant to the Utah Constitutional Revision Commission. He reports the commission is about two-thirds through a complete revision of the constitution, and the education section and judicial article, two of the major projects, have been completed. Jacobs’ specific assignment is with the local-government section.

Jacobs has also been serving for two years on a Utah State Bar committee and subcommittee dealing with post-law-school training. In particular, the questions are being asked about whether there should be an internship- or apprenticeship-type period required of graduates to help them adjust from casebooks to the practice of law.

As faculty advisor to the Law School’s Government and Politics Society, Jacobs also helped plan the society’s annual conference held in March.

**Rex E. Lee**

Professor Lee returned to teaching at the Law School in 1985 after his hiatus as solicitor general of the United States. His research and publications draw on this experience. He wrote

“Lawyering in the Supreme Court: The Role of the Solicitor General” for the yearbook of the Supreme Court Historical Society. Other articles include “Legislative and Judicial Questions,” published in *Harvard Journal of Law and Public Policy*, and “The Supreme Court’s 1983 Term: Individual Rights, Freedom, and the Statute of Liberty,” published in the *Georgia Law Review*.

Lee has also been serving as the chairman of the Law School’s clerkship committee.

Other articles by Lee are “The American Courts as Public Goods: Who Should Pay the Costs of Litigation?” published in *Catholic University Law Review*; “Politics, Polemics and Principle,” in the *Ohio Law Journal*; and a book review, published in the *Michigan Law Review*, of Pfeffer’s *Religion, State and the Burger Court*.

Lee also gave an address at the dedication of St. Mary’s Law School Library, which is reprinted in the *St. Mary’s Law Journal*.

**Constance K. Lundberg**

Professor Lundberg has contributed much of her time to government-agency and community service. She has been a member and vice-chair for regulations of the Utah Board of Oil, Gas, and Mining. She also gave a presentation on legal requirements for public participation in land management and planning to Region IV of the United States Forest Service.

Lundberg has been a member of the Board of Friends and Alumni of Utah Technical College at Provo/Orem, a member of the

Board of Advisors for the Paralegal Program at Utah Technical College, and a member and secretary of the Alumni Association Board of the University of Utah College of Law.

Her work in natural resources has led to contributions in two publications: “Rights of Access over Special Category Lands” in *Rights of Access and Surface Use*, and “Surface Management Requirements and Special Stipulations” in *Law of Federal Oil and Gas Leases*.

Lundberg also has written two volumes of *Mineral Acquisition and Disposition of the Federal Public Domain*, coauthored by Michael Braunstein, which should be forthcoming.

**Stanley D. Neeleman**

The continual demand for current information in taxes and estate planning has kept Professor Neeleman busy preparing five papers for continuing legal-education programs. They are “The Use of Trusts in Estate Planning,” “The Partnership Capital Freeze,” “Marital Deduction Planning,” “Innovations in the Use of Trusts,” and “Techniques for Shifting Income.”

The *Colorado Estate Planning Desk Book* also includes a chapter on the use of trusts in estate planning that was written by Neeleman.

Outside continuing legal education, Neeleman presented four papers to workshops and seminars around the country, which included “Tax Planning for the Owners of Oil and Gas Interests,” “Advanced Marital Deduction Planning,” “Partnership Allocations,” and “Update of Partnership Taxation.”



**James E. Sabine**

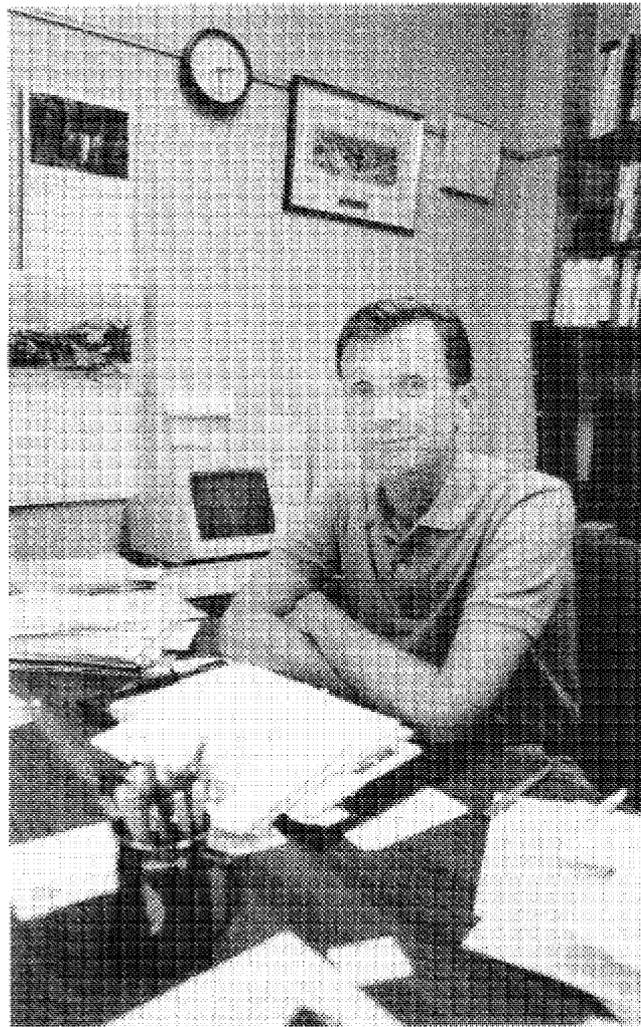
In addition to his continued interests in community property law and state and local taxation, Professor Sabine has been serving as the Law School's liaison with the American Inns of Court I. The Inn was begun a few years ago at the suggestion of Chief Justice Warren Burger. It is designed to unite a cross section of the bar into a forum for the promotion of excellence in legal advocacy, to promote a camaraderie of the bar, the bench, and the students of the law, and to contribute to essential reforms and improvements in the training and performance of legal advocates. Under Professor Sabine's guiding hand, the Inn has made substantial progress toward achieving these goals.

**Richard G. Wilkins**

A newer member of the faculty, Wilkins spent much of 1985-86 developing course materials for the first-year civil-procedure class. The law students also selected him as first-year-course Professor of the Year for 1986-87.

One of his works, which is currently at press, was a monograph on abortions initially prepared in May 1985. Wilkins, however, is currently rewriting it for inclusion in an anthology edited by the Association for the Advancement of Science and published by West Publishing.

Wilkins has also written an article that will be published in the October issue of *Vanderbilt Law Review*. The title is "Defining the 'Reasonable Expectation of Privacy': An Emerging Tripartite Analysis."

**Gerald R. Williams**

Professor Williams recently returned from a stay at Harvard Law School, where for one semester he worked as a visiting scholar and for the following semester he served as a visiting professor, teaching a negotiations course.

Being at the forefront of negotiations research, Williams presents his knowledge and research to seminars and conferences about twice a month. Among his topics are "Patterns of Aggression and Cooperation in Legal Negotiation," "The Strengths and Limitations of Negotiation as a Method of Dispute Resolution," "The Dynamics of Lawyer-to-Lawyer Negotiation," and

"Cooperative Solutions to Aggressive Negotiating Behavior." Two presentations were made in Brazil to the Ministry of Foreign Affairs and the University of Sao Paulo.

Williams has also put his knowledge of negotiation into two articles: "Blessed Are the Peacemakers: A Lawyer Looks at Negotiation," published in *BYU Today*, and "Using Simulation Exercises for Negotiation and Other Dispute Resolution Courses," published in the *Journal of Legal Education*.

**Mary Anne Q. Wood**

Professor Wood stepped down from her position as associate dean last year and

since has been on leave from the Law School.

Her recent publications include a chapter in the book *Human Life and Health Care Ethics* titled "The Legal Implications of Medical Procedures Affecting the Unborn." The book is published by University Publications of America.

Wood also presented the paper "Medical Screening" (with Stephen Wood and J Jarvis) at BIO-85: Decisions on the Engineering of Human Life, held at Pullman, Washington.

**Stephen G. Wood**

Government service has been prominent in Wood's career recently as he has served as a reporter for the Utah Administrative Law Advisory Committee for the past two years and a member of the Federal Research Committee for the past year.

One of Wood's recent articles (coauthored with J.R. Kearl and T. Maynes) is titled "Economics and Antitrust Litigation" and was published in the *American Journal of Comparative Law*. He also submitted a preliminary report analyzing administrative enforcement mechanisms in legislation administered by the U.S. Department of Labor.

Wood has submitted three papers to various conferences and professional meetings. "An American Perspective on Electronic Funds Transfers" was presented at the University of Sydney Law School in Australia, and "The Use of Economic Evidence in Antitrust Litigation" was presented to a congress of the International Academy of Comparative Law held in Melbourne, Australia.

## Class Notes

### **Michael L. Allen '81**

After completing Law School, Michael clerked for Judge Lloyd D. George in the U S. Bankruptcy Court in Nevada until 1984. He is now living in Bountiful, Utah, and works for Suitter, Axland, Armstrong & Hanson of Salt Lake City. The firm handles creditors' rights in bankruptcy, commercial law, and real estate.

### **Wilford W. Andersen '76**

Wilford Andersen has been working for Andersen Investments since 1979 in real estate development. He is involved in the Mesa Rotary Club and the Mesa YMCA Board of Directors and is acting as the Mesa Easter Pageant general chairman. Since 1986 he has been the Mesa Eighth Ward bishop. The J. Reuben Clark Law Society has benefited from his service as founding chairman from 1984 to 1986, and he is now a member of the Law School Board of Visitors.

## What's New with You?

Clark Memorandum

welcomes updates on job

changes, relocations,

promotions—whatever you

think others would be

interested in. Send your

information to Editor, Clark

Memorandum, 338 JRCB,

Provo, Utah 84602



### **Charlene Barlow '81**

Charlene Barlow accepted a position after graduation with McCullough, Jones & Barlow. After a year in private practice, she spent a year in the Orem City Attorney's Office. During 1984-85 she worked with Provo City. Charlene is now occupied in criminal prosecution with the Utah County Attorney's Office.

### **Bruce Barton '76**

Bruce Barton was the city attorney in Layton, Utah, from 1975 to 1985 and is now Layton's city manager. He served as president of the Layton Kiwanis Club in 1981 and as president of the Davis County United Way in 1985. In 1985 he published "Bruce Barton's Scripture Kit," and he is currently teaching his ward's gospel doctrine class.

### **Thomas E. Barzee, Jr. '76**

Thomas Barzee is working with the North Kansas City, Missouri, firm of Williams & Barzee. He is involved mainly with general civil practice and recently acted as plaintiff's counsel in the cases involving the collapse of the sky walks at the Hyatt Regency Hotel in Kansas City. From 1977 to 1980 he was an instructor at

Rickhurst College and a lecturer at the University of Missouri at Kansas City Law School. He has been keeping busy as a manager in Little League baseball since 1983. In the Church Thomas is serving as ward mission leader.

### **Stephen L. Berry '81**

Stephen Berry accepted a position with the U S Army and stayed with them from 1982 to 1985. He is now working with Paul, Hastings, Janofsky & Walker of Los Angeles. Stephen was the defending trial attorney for the U S Army in a federal court race-discrimination class action brought by NAACP. The court refused to grant class certification, and judgment was rendered for the Army with \$50,000 sanctions against the plaintiffs. Stephen is serving as the district commissioner for the Boy Scouts. His Church activities have included ward clerk, Young Men president and priests quorum advisor, and elders quorum president. He is now first counselor in his stake's Young Men presidency.

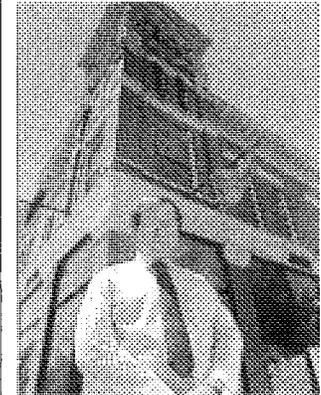
### **Robert L. Bolick '81**

Robert Bolick spent three years with Holdsworth & Swenson of Salt Lake City and a year and a half with Snow, Christensen & Martineau, also of Salt Lake City. The bright lights of Las Vegas lured him away, and he is now with Jeffrey L. Burr, Ltd., working in tax, business, and estate planning. Robert says the highlight thus far in practice consists of a paycheck two times a month. He has served as deacons quorum advisor, in two elders

quorum presidencies, as chairman of his ward activities committee, and as a stake missionary.

### **Robert W. Brown '81**

Robert Brown has been working in insurance defense and general practice with Lonabaugh & Riggs of Sheridan, Wyoming, since graduation and has been a member of the Sheridan City Planning Commission since 1984. He has served in the Church as a stake mission president and is currently the second counselor in his bishopric.



### **Craig M. Call '76**

Craig Call has been employed since 1972 with his own private business in Provo. One of his many accomplishments includes rehabilitating Provo Town Square. Craig served on the Provo City Council from 1981 to 1982 and in the Utah Legislature from 1984 to the present. He has been a bishop, high councilor, and Young Men president.

### **Layne M. Campbell '81**

Layne Campbell accepted a position with Gibson, Dunn & Crutcher upon graduation. He and his wife Marilyn, along with their two sons, Michael and Jeffrey, reside in Irvine, California. Layne has represented the

University of Riyadh, Saudi Arabia, and was recently on the seminar panel of the Orange County Bar Association. He has served as assistant Scoutmaster and deacons quorum advisor and currently is serving in the elders quorum presidency. The Campbell family received the Orange County Board of Supervisors "National Family Week" honor for 1985.

**David J. Cannon '81**

David Cannon has served as attorney advisor to the chairman of the Federal Trade Commission, as an associate with Shearman & Sterling of New York, and as a law clerk for Judge Weis of the U. S. Court of Appeals for the Third Circuit. After completion of his legal education, he earned a master of public administration degree from the Kennedy School of Government at Harvard. While at Harvard he was on the Soviet Jewry Committee (headed by Alan Dershowitz) and was cofounder of the Human Defense League—the first antiabortion group at Harvard. In 1984 the *UCC Law Journal* published David's article on letters of credit. David is now the senior policy analyst in the White House Office of Policy Development. In the Church he has served as an assistant stake clerk and a gospel doctrine teacher.

**Thomas C. Corless '81**

Thomas Corless accepted a position with Breidenbach, Swainston, Crispo & Way of Los Angeles upon graduation from Law School and now specializes in tort and business litigation. He is serving on his stake's high council.

**Doug Credille '81**

During 1981–82 Doug Credille worked with the United States Department of the Interior Board of Land Appeals in Washington, D. C. After his stint with the government, Doug returned to Salt Lake City and worked for the Clyde & Pratt firm for a year. He is now with the Utah Attorney General's office, specializing in natural resources law. Doug prepared two petitions for certiorari to the U. S. Supreme Court and was substantially involved with the legal difficulties in breaching the causeway in the Great Salt Lake and with the West Desert Pumping Project. He has served as a Volunteer Guardian Ad Litem and as a member of the Community Services Committee of the Utah State Bar. His Church service has included service in an elders quorum presidency and as Sunday School president.

**Dean Dalling '81**

Dean Dalling began working for Smith, Hancock, Moss & Dalling upon graduation and remained there for five years. He is now employed with St. Clair, Hiller, Wood, McGrath, St. Clair & Baker in Idaho Falls, Idaho. Dean served as the Madison County deputy prosecutor from 1981 to 1985 then as the Madison County prosecutor. From 1981 to 1986 he also served as assistant Rexburg city attorney. Dean is now a counselor in a Ricks College bishopric.

**David K. Detton '76**

From 1976 to 1977 David Detton served with the Honorable David T. Lewis, former chief judge of the United States Court of Appeals for the Tenth Circuit. He then went with

VanCott, Bagley, Cornwall & McCarthy until 1981, when he signed on with Holme, Roberts & Owen of Salt Lake City. Highlights of his career thus far include being speaker and coauthor of "Execution, Acknowledgment, and Recordation of Documents," Rocky Mountain Mineral Law Institute (1986); author of "Fees and Rentals," Law of Federal Oil and Gas Leases, Rocky Mountain Mineral Law Foundation (1985), speaker in "Federal Inshore Oil and Gas Leasing and Operations," ABA Annual Workshop (1983–86), and part-time faculty, Oil and Gas Law, BYU Law School (1979–86). David has been an elders quorum president, counselor in a bishopric, member of a stake high council, stake Sunday School president, and assistant high priests group leader.

**William R. Devine '81**

Since graduation William Devine has worked for two law firms and the U. S. Department of the Interior. He is now with the Stockman Law Corporation in Sacramento, California, and practices real estate, land use, and environmental law. William was awarded an MBA degree in 1986 from the National University. He has represented the State of Wyoming in litigation involving the Big Horn River System and the United States in the Kesterson Reservoir/Agricultural Pollution Case and in Indian rights and fishing rights cases in the Pacific Northwest. In the Church he has worked with the Scouts and has been a teachers quorum advisor, deacons quorum advisor,

Young Men presidency member, first counselor in the elders quorum, and executive secretary to his bishop.

**Brent D. Ellsworth '81**

Brent Ellsworth accepted a position with Snell & Wilmer of Phoenix, where he remained until April 1985. He is now with Jackson, Ellsworth & White of Mesa, Arizona, where he specializes in estate planning and probate, corporate, and real estate law. Brent is on the board of directors for the Mesa Senior Centers, Inc. He has served both as an elders quorum counselor and president.

**Reid H. Everett '81**

Reid Everett is currently with Baker, Manock & Jensen in Fresno, California. He specializes in banking and bankruptcy. Reid has been a council commissioner for the Sequoia Council, Boy Scouts of America and a member of the Fresno California West Stake high council. He is currently the Young Men president for the Fresno Ninth Ward.

**Phillip S. Ferguson '81**

Phillip S. Ferguson became a partner in the Salt Lake City firm Christensen, Jensen & Powell in January 1986. His practice in substantial product liability cases has provided opportunities for travel and learning about a variety of businesses and manufacturing processes. Phillip has been an elders quorum president and instructor and is currently second counselor in a bishopric.

**Mark A. Ferrin '76**

Mark Ferrin was with the U. S. Navy until 1980, and

he is now with the Department of Defense General Counsel, serving as the senior civilian attorney representing DOD activities/agencies in Europe, Africa, and the Middle East. Mark was the attorney for Farmington City, Utah, from 1980 to 1984. Currently he serves as counselor in a stake presidency for German servicemen.

**Robert C. Fillerup '76**

Robert Fillerup began practice with a Provo firm and then went on to be a solo practitioner, where his representation of the Utah Lake Land Owners resulted in the dredging of the Jordan River. He has also been president of the Utah Trial Lawyers Association. Currently he is the president and founder of Code-Co, which is a law publisher for the *Utah Code*, *Utah Supreme Court Cases*, and other legal publications. They also put out a monthly legal magazine. The company is based in Orem, Utah.

**Cindy Webb Frazier '81**

Cindy Webb Frazier is currently with Lazzarini & Frazier in Walnut Creek, California. She began work with Craddick & Candland following graduation and went on to the law offices of Robert W. Lazzarini until 1983. Cindy says she has had the opportunity to gain a vast amount of civil litigation experience in a short period of time—trying, and winning, her first two-week jury trial after only seven months of practice. Perhaps the highlight of her career thus far has been representing several plaintiffs against a local mortgage loan broker, where they were

not only able to recover a substantial settlement, but they succeeded in having the broker's real estate license revoked and assisted the district attorney in pursuing civil penalties against the broker. Cindy has given several lectures to local real estate escrow companies about new aspects of California real estate law. She has been actively involved in the Church, serving in many capacities in the Young Women organization, the Relief Society, and the Primary.

**David L. Glazier '81**

David Glazier accepted a position with Park & Robinson in Provo after graduation. The firm name changed to Robinson, Nelson & Glazier in 1986 and is now called Robinson & Glazier of Provo, Utah. His practice deals mainly with corporate and business law, estate planning, and real estate. David has been a Provo Temple ordinance worker since 1982 and prior to being called to the bishopric in 1986 served on the high council.

**Randy E. Godard '81**

Randy Godard spent his first year in practice with Cary, Ames & Frye. He left the firm to join the Rapada Corporation and remained with them until April 1983. He is now with Allied Corporation in Illinois. His practice focuses on general, corporate and international law. Randy's career has enabled him to handle international legal matters involving Pakistan, Korea, Japan, India, Republic of China, Portugal, Germany, France, Israel, Oman, and the Ivory Coast in the areas of petroleum law and inter-

national finance. However, he still has time to have some fun and be a Little League soccer coach. Randy has been actively involved in the Church, serving as a seventy, which has enabled him to be called on three stake missions since graduation.

**Peter K. Hanohano, Jr. '81**

Peter Hanohano is currently with the Office of the Public Defender in Wailuku, Hawaii. He has been first counselor in the Kahului Hawaii Stake mission presidency since April 1986.

**Donald L. Harris '76**

Donald Harris spent three years with the attorney general of the State of Idaho and then spent four years with the U.S. Department of Justice—U.S. Attorney (Idaho). Currently he is with Holden, Kidwell, Hahn & Crapo of Idaho Falls, Idaho. There he specializes in civil and criminal litigation. One highlight of his legal career was the 1979–80 prosecution of the “Sun Valley 32”—32 cocaine dealers—while assistant U.S. attorney. Donald served on the Bar Examination Preparation Committee from 1979 to 1982, on the board of directors of the Kiwanis Club of Idaho Falls, and in 1986 he helped with the Idaho Falls Heart Fund Drive. Donald has been gospel doctrine instructor, assistant stake clerk, Cubmaster, Young Men president, priests quorum advisor, a member of a bishopric, seventy, stake mission president, and missionary.

**Robert D. Herrick '81**

Robert Herrick accepted a position with Smith & Hilbig of Torrance, California,

after graduation, and he remained with them until July 1985. He is now with Maroney, Brandt & Holdaway of Upland, California, where he specializes in general business and business litigation. Robert participated in a major \$30+ million test case involving thirteen oil companies in a dispute over windfall-profits taxes. Robert has done a substantial amount of work for the cities of Norco and Upland, California. He has been involved in his local elders quorum and Young Men presidencies.

**Matthew M.F. Hilton '81**

Matthew Hilton started his law career with a federal clerkship and then became an in-house counsel for F.M.A. Agri Corp. in 1982. In 1984 he became an associate and counsel with Rulon T. Burton & Associates. Matthew is now a solo practitioner engaged in general practice with emphasis on bankruptcy and constitutional and international practice. He is currently pursuing his Ed.D. at BYU and expects to graduate in August 1987. Matthew has been actively involved on local and national levels in Boy Scouts of America and has been a Scoutmaster and a member of an elders quorum presidency.

**Richard E. Holdaway '81**

Richard Holdaway has been with Maroney, Brandt & Holdaway of Upland, California, since graduation. The firm specializes in general civil practice with primary emphasis on personal injury claims. The firm's practice also includes real estate and business litigation and provides city

attorney services to the cities of Upland and Norco, for which Richard is the deputy city attorney. His involvement in the Church has included service as a Sunday School president and a member of the stake Young Men presidency. He is currently serving as elders quorum president.

**Mark Hale Howard '81**

After graduation Mark Howard accepted a position with the IRS District Counsel in Denver. In 1985 he transferred to the Utah office. He has been a Scoutmaster, stake Blazer leader, seminary teacher, and Primary teacher.

**Jeanne Bryan Inouye '81**

Jeanne Bryan Inouye began her law career as a law clerk for Judge J. Clifford Wallace on the U.S. Court of Appeals for the Ninth Circuit. After completing the clerkship, she accepted a position with VanCott, Bagley, Cornwall & McCarthy of Salt Lake City until September 1983. She is now a full-time homemaker. Jeanne was a member of the planning committee for the 1986 BYU Women's Conference. During the years from 1982 to 1984, she was a member of the Relief Society General Board. Currently she is a visiting teacher and wife to the bishop of a BYU married-student ward.

**Scott E. Isaacson '81**

Scott Isaacson has been with Davis, Graham & Stubbs since graduating from Law School. His work has included representation of national and international banks in their oil and gas financing. He has documented dozens of large loans—one for more than

\$1 billion. Scott helped to open the new Salt Lake City office for Davis, Graham & Stubbs. He is on the board of directors for the Salt Lake Children's Choir and has been actively involved in the Boy Scouts organization.

**Robert A. Johnson '76**

Robert Johnson accepted a position with Judge Ozel M. Trask of the United States Court of Appeals for the Ninth Circuit. After a year with him, Robert went with Wilkinson, Cragun & Barker of Washington, D.C. In 1979 he joined Kimball, Parr, Crockett & Waddoups of Salt Lake City and is still with them. Robert specializes in real property (acquisitions, development, and financing), commercial lending, and corporate counseling. In 1983 he had the opportunity to be an adjunct professor of law at the University of Utah College of Law.

**Craig M. Lundell '81**

Craig Lundell accepted a position with Fox, Edwards & Gardiner of Salt Lake City upon graduating from the Law School. He remained there until 1983 and is now with Arnold, White & Durkee of Houston, Texas. Craig is active in the Boy Scouts of America and has been an elders quorum president as well as a Young Men president.

**Ron Madson '81**

Ron Madson began his law career with Steffen, Simmons & Vannah in Las Vegas, Nevada. He is now a partner in Simmons, Madson & Snyder, also of Las Vegas. The majority of his practice consists of representing plaintiffs in personal injury claims. Ron represented RCA

Corporation in southern Nevada during the past three years and represented the Memphis Americans in a claim against the owners of the Las Vegas American MISL franchise for breaching their agreement to purchase the soccer franchise from its clients. Ron has been an assistant ward clerk, stake missionary, and ward mission leader. In June 1986 he was ordained a high priest and called to serve as a stake high councilor. Ron is proud of his new foosball table, and he keeps active playing basketball year-round and softball each summer.

**Paul J. Mooney '81**

Paul Mooney accepted a position with Fennemore, Craig, Von Ammon, Udall & Powers after graduation. This Phoenix firm deals mainly with civil litigation. Highlights of Paul's practice include winning a \$1.5 million jury verdict in the first Diaphragm-TSS case tried in the United States. He also won a major property-tax case against the State of Arizona, resulting in a \$7 million tax refund. Paul became a partner and shareholder of the firm on July 1, 1986. Paul is or has been a member of the Arizona Chamber of Commerce, the Joint Arizona Legislative Committee on Property Taxation, and the campaign staff for Rawles for Congress and an arbitrator for State Bar—Fee Disputes & Mandatory Arbitration Cases. He has been an elders quorum president and is now a Sunday School teacher.

**Merle Morris '76**

After graduation Merle Morris began his own private practice in Kanab,

Utah. He is now in solo practice in Provo, Utah, and is studying at BYU for his master of accountancy with an emphasis in taxation. The Kanab City attorney from 1977 to 1981, Merle says that practicing law in a small southern Utah town was an interesting experience—the variety of disputes and legal issues arising in such a small place is amazing. He was on the Kanab Variety Arts Council and also served as the city and county convention delegate for the Republican Party. He has been a Sunday School teacher, ward clerk, Blazer leader, stake librarian, elders quorum president, and a member of a Sunday School presidency.

**Glade A. Myler '81**

Glade Myler began work with McCullough & Jones of Orem. Six months later he moved to Nevada and worked with the Clark County Public Defender's Office and then with the State Industrial Insurance System. He is now the assistant district attorney for Pershing County, Nevada, and is living in Lovelock. During the summer of 1984, he attended the National College of District Attorneys at the University of Houston. Glade was involved in *State of Nevada vs. Gerald Armond Gallego*, a kidnapping and murder case that received national attention. Glade is a member and first vice-president of Lions International and is also a member of the Pershing County Economic Development Committee. He has been a choir director, organist, Sunday School teacher, and high councilor.

**J. Steven Newton '76**

J. Steven Newton began his

legal career with Romney, Nielson & Cassity in Salt Lake City. In 1979 he joined Newton & Ivins. Currently he is the mayor of Sandy City, Utah. In his practice he handled a case of first impression about the rights of the insane in criminal institutions. He has been on the Sandy City Council since 1980 and was chairman of the Sandy Redevelopment Agency in 1983.

#### **D. Gary Peterson '76**

D. Gary Peterson is in Driggs, Idaho, with his own general practice. He feels that although an extensive ERISA practice with a law firm in Salt Lake was enjoyable, looking out over the Grand Tetons every day for the last five years of practice has been a highlight that no "major or most-interesting case" can come close to. Gary is the founding member of the Teton Valley Businessmen's Association. He is currently the precinct chairman of the Teton County Republican Committee and is also the city attorney for both Driggs and Victor, Idaho. He has been a Sunday School teacher, ward executive secretary and ward financial clerk and is currently elders quorum president.

#### **Clark A. Price '81**

Clark Price has been with Navy JAG since graduation. He began his practice in Pensacola, Florida, and is now in Bremerton, Washington. Clark was defense counsel in the first three contested urinalysis-based courts-martial in the Pensacola Naval Community. He is now prosecuting and has a 100 percent conviction rate as trial counsel. Clark has been actively involved in the

Church as a Young Men president and elders quorum president, and he is currently serving as a stake high councilor.

#### **Beverly A. Ramsey '81**

Beverly Ramsey accepted a position with Watson, Seiler & Orehoski of Provo after graduation and remained until 1986. She also worked part-time for Utah County during 1984-85. Currently she is with Tate and Bywater Ltd. of Vienna, Virginia. Her practice there consists of personal injury and medical malpractice cases. One highlight of her career thus far was being a coprosecutor on three capital homicide cases in 1985, including the Lafferty murders. Beverly has been a gospel doctrine teacher for three years.

#### **Paul H. Robinson '81**

Upon graduation Paul Robinson accepted a position with McGladrey, Hendrickson & Pullen, CPAs. He remained with this firm until 1984. He also was a lecturer for the Department of Accountancy at the University of Wisconsin in 1983-84 and 1986-87. Paul is currently corporate counsel to Gundersen Clinic, Ltd., of La Crosse, Wisconsin, a medical clinic of more than 200 physicians. Paul became a certified public accountant in Wisconsin in October 1985. His civic duties include being president of Mobile Meals of La Crosse, Inc. (Sept. 1985 to present). Paul has been in a bishopric and on a stake high council and is currently the bishop of the La Crosse Ward. On 1 September 1986 Paul and his family were able to move into their "dream home" on five acres atop Grandad

Bluff, which overlooks the Mississippi River.

#### **C. Val Steed '81**

C. Val Steed is with the Las Vegas City Attorney's Office, where he mainly practices municipal law, planning, and zoning. He has been involved in the Church by serving as a primary pianist and deacons quorum advisor and counselor, and he is currently the elders quorum president.

#### **James W. Stewart, Jr. '81**

James W. Stewart clerked for Judge Stephanie Seymour of the U.S. Court of Appeals for the Tenth Circuit Court after law school. He returned to Utah and joined VanCott, Bagley, Cornwall & McCarthy of Salt Lake City until July 1985, when he moved over to Jones, Waldo, Holbrook & McDonough, also of Salt Lake City. There he specializes in litigation/labor and employment law. He represented Western Electric (now AT&T Technologies) in a successful federal court action on age discrimination. James is currently a member of the Utah State Bar Alternative Dispute Resolution Committee. He has been a member of the executive council of the Utah Bar Young Lawyers' Association and chairman of the Bicentennial Committee for the Young Lawyers' Association. James has served in an elders quorum presidency and as a Sunday School teacher.

#### **Stephen J. Sturgill '81**

Jerry Sturgill accepted a position with the U.S. Court of Appeals for the Ninth Circuit after graduation. He is now with Latham &

Watkins' New York office, where he specializes in corporate and banking law. Jerry worked on Ted Turner's hostile takeover attempt of CBS and represented the asbestos victims' committee in the Manville Corporation bankruptcy. He is now working on a leveraged buy out of a major retailing division of W.R. Grace & Co. Jerry has been a Sunday School president, seminary teacher, and elders quorum instructor. He says that while his practice has gone uphill, his golf game has definitely gone downhill. Gone are the days when Craig Carlile and he could break 50 while playing at Timpanogos Golf Course.

#### **Reid Tateoka '81**

Reid Tateoka accepted a position with McKay Burton & Thurman of Salt Lake City upon graduating from the Law School. There he deals mainly in litigation, collection, and oil and gas law. He also argued before the U.S. Court of Appeals in *Brierley v. Schoenfeld* and before the Utah Supreme Court in *Bennion v. Gulf Oil*. He has served as a small-claims court judge, president of the Park Place Homeowners Association, and treasurer of the Japanese American Citizens League. In the Church he has served as an elders quorum president and is now in the bishopric of the Cottonwood Fourth Ward.

#### **John A. Thomas '81**

John Thomas has been with the Phillips, Lancaster & Thomas firm of Evanston, Wyoming, since graduation. The firm engages in general practice.

**James E. VanderRoest '81**

James VanderRoest is with Vlachos, Jerkins, Hurley & Levine of Kalamazoo, Michigan. The firm engages in general practice with emphasis on appellate and probate law. James has served as the State Bar of Michigan Representative Assembly member for the Ninth Circuit and on the State Bar of Michigan Constitutional Law Committee. He has been in an elders quorum presidency, has taught Primary, has been an assistant Scoutmaster, and is currently serving as the executive secretary of the Kalamazoo Michigan Stake.

**Paul M. Warner '76**

Paul Warner began his career with the United States Navy Judge Advocate General's Corps and served there until 1982. Currently he is with the Utah Attorney General's Office working as the associate deputy attorney general. In 1984 he received his master of public administration from BYU. Paul's civic involvement includes the American Inns of Court VII, Salt Lake County Bar Executive Committee, and being adjunct professor of the Westminster College Paralegal Program and Major, JAG, Utah Army National Guard. Paul has been a bishop and also a stake high councilor.

**Gregory L. Williams '81**

Gregory Williams worked with Shackelford, Farrison, Stallings & Evans from 1980 until 1982 and then for Cicero, Lund & Williams until 1985. He currently practices with Smith & Williams of Tampa, Florida. Gregory specializes in real property and commercial litigation.

**Letters****D.C. Is Delightful**

Some astute person once described Washington, D.C., as "a federal enclave surrounded on four sides by reality." I think he was right, though I'm not sure, because I am for the present on the unreal side of the equation.

I suppose it would not be too far off the mark to compare being a lawyer in Washington to being a terrorist in Beirut. There is no shortage. Passing the bar may still be newsworthy in Blanding, but there are 26,888 lawyers in Washington, which is over twice as many as in the entire country of Japan.

I am, however, a lawyer in Washington and must somehow cope with this professional omnipresence. Fortunately, the task has not been difficult. Not all lawyers practice the same kind of law, categorically or qualitatively. Just as there are many kinds of terrorists, there are many kinds of lawyers. Every variety can be found in Washington.

My working life to date, a decade removed from law school, has had stops as a private-firm litigator in Utah, a corporate general counsel in the Middle East, and my present duties as an administrative assistant and legal counsel to a senator. Each experience has been well worth the time and effort. Private litigation has been the most demanding, corporate work the most mundane, and government work the most varied.

My present work runs the gamut from preparing questions for hearings before the Senate Judiciary Committee to amending the Congressional record to

eating jumbo shrimp at a Washington fund-raiser.

On balance, I believe legislative lawyering doesn't receive its fair due. Law reviewers want a Wall Street post office box, not a crowded office on Capitol Hill. And, in a sense, that's too bad. It has always struck me as strange that the emphasis on lawyering is after the fact; after the laws, and their flaws, have been drafted and enacted and sent to their final resting place in the United States Code.

Have you ever tried to repeal a law?

The legislative branch of government offers lawyers the chance to write laws, not an altogether bad line of work for people who are going to get blamed for the content of laws anyway. So I am left wondering why there isn't more emphasis on training lawyers to draft legislation. Perhaps there would be fewer lawyers if we spent as much time making laws as we do challenging and interpreting them.

This is awfully good work if you happen to get into it. The atmosphere is invigorating, and the pace is rapid. There may not be a more stimulating environment for lawyers to work in than in this city, where your work on Tuesday is often major news on Wednesday.

If any of your students are interested, I'd be happy to talk to them. There are many good choices in a legal career. Government service is one of them.  
*Dee V. Benson*

**Congratulations**

I just read, with great interest, the fall 1986 edition of your *Clark Memorandum*. I was deeply impressed. That's a first-rate

piece of work, and I know someone must have spent many long hours on it. Whoever on your staff who did all the work should receive real congratulations. Putting out an exceptional alumni publication is no small matter. Congratulations on a first-rate effort.  
*Frank T. Read*  
*Dean*  
*College of Law*  
*University of Florida*

It was with great interest that I received and devoured the most recent edition of the *Clark Memorandum*.

I read the entire publication from cover to cover and genuinely appreciated the informative articles.

You are to be congratulated on this excellent publication. In my assessment, this publication has done much to vindicate the high regard and commitment to excellence we have come to expect from the J. Reuben Clark Law School.  
*Beus, Gilbert, Wake & Morrill*  
*By Paul E. Gilbert*  
*Phoenix, Arizona*

*Clark Memorandum* welcomes letters to the editor. Letters should include the writer's name and address and should be mailed to Editor, *Clark Memorandum*, 338 JRCB, Provo, Utah 84602.