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Maurer School of Law  
Bloomington

# Indiana Law Annotated

Vol. 28 No. 12 (April 4, 2005)

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## HIGHLIGHTS FOR THE WEEK OF APRIL 4

A mini-symposium on immigration law, co-sponsored by the East Asian Studies Center and the Law School's Center for Law, Society, and Culture, will be held at 4 p.m. on Monday, April 4, in the Moot Court Room. Professor Adam McKeown from Columbia University will speak about "Asian Migration and the Globalization of Modern Sovereignty, 1880-1910."

Professor **David Fidler** will be one of the participants in an IU town hall meeting titled "Possibilities for United Nations Reform." The event will be held from 2 p.m. to 3:30 p.m. on Tuesday, April 5, in the Whittenberger Auditorium of the Indiana Memorial Union.

Law School alumnus **Lee Hamilton** (JD'56), director of the Center on Congress at Indiana University and director of the Woodrow Wilson International Center for Scholars in Washington, D.C., will talk about his latest book *How Congress Works and Why You Should Care* at 2 p.m. on Tuesday, April 5, in the Moot Court Room. Hamilton will also will present a lecture, "How to Use American Power," at noon on Wednesday, April 6, in the Moot Court Room.

Robert M. O'Neil, former IU Bloomington chancellor and former president of the universities of Wisconsin and Virginia, will be speaking on "Academic Freedom and Homeland Security" from 4 p.m. to 5:30 p.m. on Thursday, April 7, in the Moot Court Room.

Thomas Green, the John P. Dawson Collegiate Professor of Law at the University of Michigan, will give the Hall Lecture at noon on Thursday, April 7, in the Moot Court Room. Before the talk, 1964 alumnus **Lowell E. Baier** will speak about the substantial influence of former Law School faculty member Jerome Hall. A dedication of a Jerome Hall bust will follow.

MONDAY, APRIL 4

**McKeown on Immigration Law**

A mini-symposium on immigration law, co-sponsored by the East Asian Studies Center and the Law School's Center for Law, Society, and Culture, will be held at 4 p.m. in the Moot Court Room. Professor Adam McKeown from Columbia University will speak about "Asian Migration and the Globalization of Modern Sovereignty, 1880-1910." Commentators will be Professor John Nieto-Phillips, IU History and Latino Studies, and our own Professor **John Scanlan**. A reception will be held after the talk in the Faculty Lounge.

## **TUESDAY, APRIL 5**

### **Fidler to Speak at Meeting on U.N. and Global Security**

Americans for Informed Democracy and the Stanley Foundation are hosting an IU town hall meeting titled "Possibilities for United Nations Reform." The event, which will be held from 2 p.m. to 3:30 p.m. in the Whittenberger Auditorium of the Indiana Memorial Union, will feature remarks by Bruce Rashkow, director of the U.N. General Legal Division; John Clark, senior fellow at the Sagamore Institute; and our own **David Fidler**, professor of law and Ira C. Batman Faculty Fellow. The town hall meeting is part of a timely and important new initiative called "Red, White, and Blue Coming Together." After a bitter election season that focused attention on the divisions between "red" and "blue" America, this initiative seeks to begin the healing process by raising awareness about the common ground that exists in a number of key foreign policy areas. More than 100 town halls will take place nationwide to identify common ground on issues as diverse as the U.S. role in Sudan, U.S. policy toward combating global AIDS, and U.S. reconstruction efforts in Iraq. This event is also supported by the Indiana University Hutton Honors College and IU's Conversations About Service and Engagement program.

### **Lee Hamilton Talks About Latest Book**

**Lee Hamilton** (JD'56), director of the Center on Congress at Indiana University and director of the Woodrow Wilson International Center for Scholars in Washington, D.C., will talk about his latest book *How Congress Works and Why You Should Care* at 2 p.m. in the Moot Court Room. Formerly a U.S. representative from Indiana for 34 years, Hamilton was chair and ranking member of the House Committee on Foreign Affairs and chair of the Subcommittee on Europe and Middle Eastern Affairs. He also serves as a member of the President's Homeland Security Advisory Council and was vice-chair of the National Commission on Terrorist Attacks Upon the United States (9/11 Commission).

### **ELP Holds General Meeting**

The Environmental Law and Policy general meeting will be held at noon (room TBA). Discussions will include elections, where the environmental law profession is headed, the Conservation Law Center (an environmental law clinic), Earth Day, and an Environmental Law Advisory Board overview. Pizza will be provided.

### **ACS Member Call-Out Meeting**

Come join the American Constitution Society (ACS) at 12:15 p.m. in room 124 for a spring member call-out meeting. ACS will be focusing on the National Convention, upcoming events, and introducing the new board.

## **WEDNESDAY, APRIL 6**

### **Lee Hamilton to Present "How to Use American Power"**

Lee Hamilton (JD'56), director of the Center on Congress at Indiana University and director of the Woodrow Wilson International Center for Scholars in Washington, D.C., Hamilton, who is also a Distinguished Citizen Fellow of the Institute for Advanced Study, will present a lecture titled, "How to Use American Power," at noon in the Moot Court Room. The lecture is sponsored by the IU Institute for Advanced Study.

### **Faculty, Students Hoop It Up at Assembly Hall**

Law School faculty and students will take the court at Assembly Hall at 7 p.m. on Wednesday, April 6. The faculty team will include Professor **Christiana Ochoa**, Professor **Alex Tanford**, Professor **Kevin Brown**, Professor **Don Gjerdingen**, Tim Boeglin, Professor **Jeff Stake**, Steve Thrasher, Professor **David Fidler**, Professor **Sarah Hughes**, Professor **Ajay Mehrotra**, Professor **Earl Singleton**, Associate Librarian **Dick Vaughan**, and Professor **Luis Fuentes-Rohwer**.

### **Student Reception for 2Ls**

A student reception for 2Ls will be held from 4:30 to 6:30 p.m. in the Lilly Library. Hors d'oeuvres and drinks will be served.

## **THURSDAY, APRIL 7**

### **Former IU Bloomington Chancellor to Speak on "Academic Freedom and Homeland Security"**

Robert M. O'Neil, former IU Bloomington chancellor and former president of the universities of Wisconsin and Virginia, will be speaking on "Academic Freedom and Homeland Security" from 4 p.m. to 5:30 p.m. in the Moot Court Room. O'Neil, director and founder of the Thomas Jefferson Center for the Protection of Free Expression and professor of law at the University of Virginia, is an intellectual advocate and explicator of free speech and has testified at the highest levels on the First Amendment implications of proposed legislation. His talk will address urgent issues of free speech, privacy, censorship, divided loyalties, graduate recruitment, foreign travel, and faculty retention in the post-9/11 academic world. For more information, contact Julie Bobay at 855-7743 or at bobay@indiana.edu. The event is sponsored by the AAUP IU Bloomington.

### **Green and Alumnus Baier to Speak at Hall Lecture**

Thomas Green, the John P. Dawson Collegiate Professor of Law at the University of Michigan, will give the Hall Lecture at noon in the Moot Court Room. His talk is titled "Conventional Morality and the Rule of Law: Freedom, Responsibility and the Criminal Trial Jury in American Legal Thought, 1900-1960." Green teaches English and American legal history. His research interests are focused on the history of criminal law. He is the author of *Verdict According to Conscience: Perspectives on the English Criminal Trial Jury, 1200-1800* (1985) and "Freedom and Criminal Responsibility in the Age of Pound" (*Michigan Law Review*, June 1995), and editor of *Studies in Legal History*, sponsored by the American Society for Legal History. Green is also the co-editor of *On the Laws and Customs of England: Essays in Honor of Samuel E. Thorne* (1981) and *Twelve Good Men and True: The Criminal Trial Jury, 1200-1800* (1988). He is currently working on the history of the American criminal trial jury and criminal responsibility. Before the talk, 1964 alumnus **Lowell E. Baier** will speak about the substantial influence of former Law School faculty member Jerome Hall. Baier will also present a bust of Dr. Hall after the lecture. Baier, president of Baier Properties, Inc., in Bethesda, Md., is an accomplished attorney, builder, and wildlife conservationist. His scholarship has been instrumental in jurisprudence related to international trade. A reception will be held after the dedication of the Jerome Hall bust.

FRIDAY, APRIL 8

### **Career Services Session with Students**

In conjunction with their visit, members of the Alumni Board, along with the Career Services Office, will present workshops on issues including interviewing in general and interviewing for large firms, networking, working at small firms, researching firms and employers, and securing a return offer by the end of the summer. These sessions will take place in various first floor classrooms from 10 a.m. to noon. In addition, there will be a session on "The Importance of Heightened Professionalism and Emotional Intelligence in Your Legal Work" from noon to 1 p.m. in the Moot Court Room. Finally, a student panel, "How I Got My Summer Job," will host your questions from 1 p.m. to 2 p.m. Please take advantage of this outstanding opportunity to hear from seasoned professionals on issues vital to your career. Everyone is invited.

## **UPCOMING EVENTS**

### **Character and Fitness Requirements Informational Talk**

Phi Delta Phi will welcome Judge Steven Heimann to the Moot Court Room at noon on Monday, April 11. Heimann is a member of the Indiana Board of Legal Examiners. Pizza will be served at the talk.

### **Saunders to Speak on Comparative Constitutional Law**

**Cheryl Saunders**, the George P. Smith II Distinguished Visiting Professor-Chair and professor of law at the University of Melbourne Law School, will give a public lecture at noon on Tuesday, April 12, in the Moot Court Room. Her lecture will be titled, "The Use and Abuse of

Comparative Constitutional Law." Saunders is the associate dean of graduate studies at the University of Melbourne Law School. She also serves as a director of the Melbourne JD program and director of the Centre for Comparative Constitutional Studies. She has held a personal chair in the faculty since 1989 and is a fellow of the Academy of the Social Sciences in Australia. Saunders specializes in constitutional law and comparative constitutional law, including federalism and intergovernmental relations, constitutional design and change, and constitutional theory. She is presently working on two major projects: the law of intergovernmental relations and a collection of materials on comparative constitutional theory. She teaches subjects in both these areas in the graduate program at Melbourne. In addition to her research and teaching activities, Saunders is active in public debate on constitutional matters in Australia and internationally. As deputy chair of the Australian Constitutional Centenary Foundation, she was closely involved in its pioneering work to encourage public understanding of the Australian Constitution. She has also been involved in aspects of constitutional design in other countries, including Fiji, South Africa, Zimbabwe, Sri Lanka, and East Timor.

### **"Next Generation of Law School Rankings" Symposium to Be Held April 15**

Legal experts will gather at the School of Law for the "Next Generation of Law School Rankings" symposium to be held in the Moot Court Room on Friday, April 15. The *U.S. News & World Report's* annual law school rankings are the 800-pound gorilla of legal education. Although met with varying degrees of skepticism and hostility, the *U.S. News* rankings affect virtually all aspects of law school operations. A myriad of alternative rankings have emerged in recent years, seeking better and more accurate ways of measuring law school performance. The goal of this symposium is to provide a deeper understanding of rankings and their effect on legal education. The participants in this symposium will examine the need for law school rankings; the effect of rankings on legal education; and the various new approaches to addressing the public's insatiable demand for ever more and increasingly sophisticated rankings, which permeate not only legal education but also all aspects of American life. The conference is made possible through the generous financial support of Foundation Press, Thomson-West Publishing, and the Law School. Papers will be published in a symposium issue of the *Indiana Law Journal*. For the conference schedule and participants, visit [http://www.law.indiana.edu/front/special/2005\\_rankings\\_nextgen/](http://www.law.indiana.edu/front/special/2005_rankings_nextgen/).

### **National Speaker Presents on Europe's Muslim Issues**

Dr. Shireen Hunter will present "Europe's Muslim Challenge" from 4 p.m. to 5:30 p.m. on Wednesday, April 20, in the Indiana Memorial Union Georgian Room. Hunter is the Islam Program Director at the Center for Strategic and International Studies in Washington, D.C. She has served as director of the Mediterranean Studies program with the Centre for European Policy Studies in Brussels (1994-1998), deputy director of the Middle East Program CSIS (1983-1993), as a guest scholar at the Brookings Institution, and research fellow at the Harvard Center for International Affairs. Her fields of expertise include Iran, the Persian Gulf, Southwest Asia, Islamic revivalism, Middle East political and economic issues, the Transcaucasus, and Central Asia.

### **Student Reception for 3Ls**

A student reception for 3Ls will be held from 4:30 p.m. to 6:30 p.m. on Wednesday, April 20, at the IU Art Museum. Hors d'oeuvres and drinks will be served.

## **NEWS FROM THE FACULTY**

Prof. **Rob Fischman** gave a talk titled "Cooperative Federalism in Natural Resources Law" at the Conference on Cooperative Federalism at New York University on March 25.

## **ANNOUNCEMENTS**

### **Law School Ranked 14th Among Public Law Schools**

The Law School jumped four spots in the *U.S. News & World Report* ranking of university graduate schools for 2006. The school is now ranked 36th overall and 14th among public law schools.

### **Attention Graduating Students!**

Believe it or not, it is time to begin the planning for the graduation display for the lobby. As we have done in the past, we will display a collage of pictures, memorabilia, and clippings from your three years of law school. We have already gathered a few things, but the real source of such items is you. We will return all the items to you following Memorial Day. We would like to include: pictures (students, events, weddings, children) depicting your lives while law students; memorabilia, including Law School T-shirts, cups, and posters from events that occurred during the three years; plaques, trophies and awards; and newspaper clippings about you, a fellow 3L, or the Law School (These can be local paper clippings or from your hometown. Be sure to include what newspaper the article is from and the date of the article). Anything that has significance to you, that will fit in the display case, and that is in reasonably good taste can be included. Please get these items to us as soon as possible. Each item must have a completed form attached that includes your name and return address. You can pick up these forms at the Reference Desk or in the Library Office. For pictures, submit the full name of each person in the picture, the event or place where the picture was taken, and the year in which it was taken. All comments or reminiscences must be signed, although we will not necessarily use your name in the display. We reserve the right to omit any item if needed. Give items to the librarians in the reference in the Reference Office or to the assistant to the Law Library director. To ensure that we have all the necessary information to return the items, do not just leave them in the office or at the Circulation Desk.

### **Indiana University Librarian's Association Bloomington Book Sale 2005**

Bibliophiles will want to mark their calendars for the Indiana University Librarians Association (InULA) Annual Book Sale on Saturday, April 16, and Sunday, April 17, in the IU Bloomington Main Library, room E174. A \$20 fee is required for admittance to the Preview Sale on Saturday, which will be held from 9 a.m. to noon. Admission is free from noon to 5 p.m. on Saturday, and from 11 a.m. to 5 p.m. on Sunday. Most books will be offered for reduced prices on Sunday:

half-price from 11 a.m. to 2:30 p.m., and \$2 per bag from 3 p.m. to 5 p.m. The sale will close from 2:30 p.m. to 3 p.m. InULA accepts book donations to the sale until Tuesday, April 12. All kinds of books are welcome, as well as journals/magazines, posters, audio cassettes, videos, and CDs. InULA will provide a letter of receipt to donors for tax purposes. Donations to the InULA book sale may be made by contacting Sherri Michaels at 855-9857, [shmichae@indiana.edu](mailto:shmichae@indiana.edu), or David Frasier at [frasier@indiana.edu](mailto:frasier@indiana.edu). (Note: Please contact Michaels or Frasier before bringing any donations to the library.) A nonprofit organization, InULA supports professional development and continuing education for librarians and provides scholarships in the field of library and information science. For more information about the InULA Book Sale, contact Michaels or Liz Goldberg at [ellarson@indiana.edu](mailto:ellarson@indiana.edu).

## **Scheduling Events**

All e-mail about reserving classrooms must be sent to BL-LAW-EVENTS. Mail must be sent to the correct address, [bl-law-events](mailto:bl-law-events) (for Outlook users) or [bl-events-law@exchange.indiana.edu](mailto:bl-events-law@exchange.indiana.edu) (for non-Outlook users). Please include the date and time of event, the length of time room will be needed, the classroom requested, and the number of people attending the event. Requests should be sent at least one week before the event and should include the name of the person requesting, the organization planning the event, and an e-mail address. Confirmations will be sent by reply e-mail. Thank you!

## **Audio-Video Services**

Requests for AV services may be sent to Beth at [av@exchange.indiana.edu](mailto:av@exchange.indiana.edu). Please include the name of your group and the e-mail address of the contact person, a description of what you want to do, and the date, location, starting time, and duration of the event. Requests must be made at least 48 hours in advance and will be confirmed by e-mail.

## **ILA SUBMISSIONS**

The *Indiana Law Annotated (ILA)* is published every Monday while school is in session with news about the coming week. Information and articles for the *ILA* should be submitted to [ila@indiana.edu](mailto:ila@indiana.edu) by Thursday at noon for inclusion in Monday's edition. If you have questions about an item appearing in the *ILA*, please contact Debbie O'Leary (e-mail [devo99@indiana.edu](mailto:devo99@indiana.edu); phone 855-2426). To view past issues, visit [www.law.indiana.edu/publications/ila/](http://www.law.indiana.edu/publications/ila/).