



## MEET THE CLASS



*This is one in a series of profiles of first-year law students.*

Tyler Allen studied political science at the University of Utah. After serving an internship with the U.S. Senate, he established VoteProject, a non-profit organization designed to educate and mobilize young voters. The group held voter registration drives and debates on 11 college campuses and over 30 high schools throughout the state of Utah. Tyler also trained representatives from colleges across the

nation at the Harvard Institute of Politics on how to implement successful youth voter mobilization campaigns.

After graduating, Tyler was hired by Gov. Jon Huntsman's office to work in voter outreach and campaign finance for the state. He later became the director of communications in the lieutenant governor's office. Prior to coming to law school, he worked in Boston for Mitt Romney's presidential campaign.

Tyler plans to work in public service and aspires to run for public office after graduating from law school. He enjoys spending time with family and friends and is currently training for his first triathlon.

## CONFERENCE GIVES PROS, CONS OF PERSONALIZED MEDICINE

Experts on the future of personalized medicine, including leaders in law, regulation, economics and ethics, recently told an audience at the Sandra Day O'Connor College of Law that it could revolutionize the American health care system.

Proof the system is broken was evident from several statistics shared at a day-long conference, "Personalized Medicine and Molecular Diagnostics," which drew more than 160 registrants. Among them: as few as 50 percent of patients respond favorably to the drugs prescribed by their doctors, and adverse drug reactions in U.S. hospitals may be responsible for more than 100,000 deaths each year, making it one of the leading causes of death.

One potential solution is personalized medicine, which uses an individual's genetic data to more accurately predict, diagnose and treat health problems.

"Because of the great variables among individuals, medicine must finally become a science, not an art," said George Poste, director of The Biodesign Institute at Arizona State University.

Gary Marchant, executive director of the Center for the Study of Law, Science, & Technology, which co-sponsored the March 2 conference, said future legal liability faced by drug manufacturers and doctors is a potential driver of personalized medicine.

But ethical issues may hinder its embrace by the American public, said Mark Rothstein, director for Bioethics, Health Policy and Law at the University of Louisville.

## COURTS HEAR ARGUMENTS AT COLLEGE OF LAW

The United States Court of Appeals for the Ninth Circuit, the Supreme Court of Arizona and the Navajo Supreme Court will all hear oral arguments in the Great Hall during the month of March.

Ninth Circuit Court of Appeals, 10 a.m., Thursday, March 8  
Supreme Court of Arizona, 10:30 a.m., Tuesday, March 20  
Navajo Supreme Court, 10:30 a.m., Tuesday, March 27

## UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

The United States Court of Appeals for the Ninth Circuit regularly hears cases in Seattle, Portland, San Francisco and Pasadena, Calif., but also travels to other cities within the circuit to hold court.

The March 8 hearing at the College of Law is one of four stops in Arizona.

A three-judge panel consisting of Circuit Judges Michael Daly Hawkins of Phoenix, Sidney R. Thomas of Billings, Mont., and Richard R. Clifton of Honolulu will hear oral arguments in the following seven cases:

*Farall v. Schriro*, in which Arizona state prisoner Richard Farrall appeals the district court's denial of his habeas petition challenging his conviction by guilty plea to sexual conduct with a minor under 15 and sexual conduct with a minor over 15. Case 05-15152.

*Hrabko v. Provident Life*, in which Randall Hrabko, M.D., appeals the Arizona district court's summary judgment in favor of Provident Life and Accident Insurance Company in his diversity disability insurance bad faith and breach of contract action. Hrabko, a surgeon, was injured in a skiing accident in 1994, and later became disabled for multiple reasons. Provident paid him disability benefits between January 1995 and May 1999,

and September 2002 and December 2004. Provident terminated benefits after obtaining videotape surveillance showing Hrabko performing strenuous physical activities he claimed he could not do. In 1995, Hrabko had his medical license revoked due to dishonest and corrupt acts, including felony insurance fraud and a drug addiction. Case 05-15924.

*Morgan v. Gonzales*, in which Paul Durham Morgan, a native and citizen of England, petitions for review from a decision of the Board of Immigration Appeals which affirmed the Immigration Judge's order of deportation based on Morgan's drug trafficking conviction. Morgan was convicted for conspiracy to illegally import a controlled substance, and conspiracy to possess a controlled substance with intent to distribute. Morgan contends that the Drug Enforcement Agency made it clear to him that he would be allowed to stay and work in the United States in exchange for his testimony and assistance in connection with the criminal proceedings. Case 05-74378.

*Redding v. SUSD #1*, in which Savana Redding, a minor by her mother and legal guardian, April Redding, appeal the Arizona district court's summary judgment in favor of the Safford Unified School District #1 and District officials in Redding's action alleging that her Fourth Amendment rights were violated when Savana, who was an eighth grade student at Safford Middle School, was subjected to a search in which she was made to undress to her underwear. Case 05-15759.

*Hansen v. Dept. of Treasury*, in which Jonathan J. Hansen, on behalf of himself and his minor son, Ethan Hansen, appeals the Nevada district court's dismissal for failure to state a claim of his complaint against the Department of Treasury, the Internal Revenue Service and the Social Security Administration. Hansen, who challenges the government's social security system pursuant to the Religious Freedom Restoration Act, and the free exercise and establishment clauses of the First Amendment, requested exemption for himself and his son from the social security. He also appeals the district court's denial of his motion for reconsideration. Case 05-16091.

*Jacobs v. Clark County*, in which Kimberly Jacobs, Dwight Terry, Jr., and Shane Dresser and their families (collectively "Jacobs") appeal the district court's summary judgment in favor of Clark County School District and others in Jacobs' action arising from Liberty High School's attempt to enforce a mandatory dress code, and alleging the school uniform policy constituted impermissible restraint on speech under the First Amendment. Kimberly was suspended from Liberty High and eventually expelled; Dwight was repeatedly sent to the principal's office; and Shane has been threatened with expulsion and has complied with the dress code that is contrary to his religious beliefs. Case 05-16434.

*U.S. v. Gonzalez*, in which Antonio Gonzalez appeals his jury conviction in the Arizona district court for making false statements in connection with the illegal acquisition of firearms. Case 06-10319.

## MOOT COURT NEWS



Left to right -- Ryan O'Connor, Kolby Granville and Lindsie Weber, all 3Ls, performed well recently in the National Environmental Moot Court Competition.

Congratulations to the Environmental Moot Court Team, comprised of Kolby Granville, Ryan O'Connor and Lindsie Weber, who competed recently at a national meet at Pace Law School in White Plains, N.Y. After a day and a half of arguments, Weber had racked up two Best Oralist Awards, and the Sandra Day O'Connor College of Law team advanced to the semi-finals, joining eight other teams out of 85 total.

In a tough and evenly-matched round, however, the team was eliminated by the University of Memphis; the competition ultimately was won by Georgetown University.

During the competition, many judges noted Weber's articulate and thoughtful arguments, with one judge commenting, "I wouldn't want to go up against you in a courtroom." Granville was praised for his novel, refreshing style of argument, and Ryan was complimented on his preparation and knowledge of environmental law.

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## ABA CLIENT COUNSELING COMPETITION

Congratulations to the team of Ann Brady and Liz Welsh, which was ranked second of 12 teams going into the semi-finals of the regional ABA Client Counseling Competition held recently in Las Vegas. The team was eliminated in a semi-final, single-elimination round. Thanks go to those who helped with practices and coaching, including Zig Popko, Art Hinshaw, and Larry Winer, and to our ever-willing "client," Carolyn Williams. And thanks also to Ira Ellman for his coaching and for his valuable insights into family law, the subject matter of this year's competition.



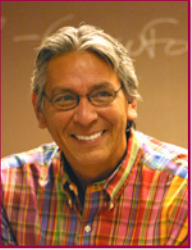
## IN THE NEWS



**Gary Marchant**, a professor at Sandra Day O'Connor College of Law, is quoted in a story in the Tuesday, Feb. 27 edition of *The Arizona Republic* headlined, "Genetic testing caught between legal challenges and doctors' limited expertise."

The article, written by reporter Ken Alltucker, quotes Marchant, the executive director of the college's Center for the Study of Law, Science, & Technology, predicting that, as people become more savvy about their health care options, more lawsuits will be initiated against doctors failing to order genetic tests to predict genetic disorders and other problems.

"This potentially is a big liability issue," Marchant told Alltucker. "Many doctors don't have an understanding of genetics. Many doctors say, 'I am not ready to deal with this.'"



**Kevin Gover**, professor at the Sandra Day O'Connor College of Law, was quoted in the Feb. 15 issue of the *Boston Globe*, in a story headlined, "Mashpee recognition near: New federal status for tribe could spur Mass. casino effort."

The story, by reporter Raja Mishra, outlines efforts by the Mashpee Wampanoag tribe to gain federal recognition as a sovereign nation, a designation that would allow the tribe to build a casino in Massachusetts.

According to the article, the tribe initially befriended the Pilgrims, a cooperation immortalized in the Thanksgiving story, but were later slaughtered and forced to settle in Mashpee, where about 1,500 members remain.

Gover, a former assistant secretary of Indian affairs in the Clinton administration, said the tribe should be recognized.

"What took so long?," Gover asked in the article. "This is clearly a tribe and has always been a tribe. This is a community that federal Indian policy has failed."



**Evelyn Cruz**, professor at the Sandra Day O'Connor College of Law, was quoted in the Feb. 19 *Dallas Morning News* in an article headlined, "Drug cartels want migrants' routes."

The article, by Dianne Solis, is an outgrowth of the recent ASU media fellowship on immigration and the border, at which Cruz spoke to journalists from across the country.

In the article, Solis describes how drug smugglers are fighting with coyotes to take over the routes they use for illegal immigrants.

Observers say the violence is increasing.

"We are creating the Al Capones of the 21st century," Cruz told the *Morning News*.

The story was picked up by the *Contra Costa (Calif.) Times*, the *Myrtle Beach (S.C.) Sun News*, *Kentucky.com*, *Columbus (Ga.) Ledger-Enquirer*, *Monterey County (Calif.) Herald*, *Bradenton (Fla.) Herald*, *The (S.C.) State*, *Charlotte (N.C.) Observer*, *Macon (Ga.) Telegraph*, *Kansas.com*, *Kansas City (Mo.) Star*, *San Luis Obispo (Calif.) Tribune* and *WFAA.com* in Texas.



**Kolby Granville**, 3L, and his sister, Kari, (Class of 2004), are featured in the current issue of *Spark Magazine*, an ASU publication about "the spark inside a student athlete's life."

The article profiles the Granvilles, who came to ASU on archery scholarships and both went on to law school.

"I applied to law school at ASU because Kari was there," Kolby told the magazine. "I sat in on one class with a guy named Professor Rose. If you've ever seen *The Paper Chase*, he's just like that guy. I absolutely fell in love with law school."

Kari, who is now an attorney with the Adrian P. Fontes law offices, recently used her athletic and legal background to help reinstate the archery program after it had been cut for financial reasons.



**James Weinstein**, professor at the Sandra Day O'Connor College of Law, worked with Ronald Collins of the First Amendment Center, to organize a conference held Feb. 23-24 at Loyola Law School, Los Angeles titled, "Commercial Speech: Past, Present & Future, A Tribute to Steven Shiffrin."

Weinstein spoke on the one of the panels and moderated the lunchtime panel: "It's What's for Lunch: Nectarines, Mushroom and Beef: The First Amendment and Compelled Commercial Speech,"

with panelists Robert Post of Yale Law School and Kathleen Sullivan of Stanford Law School.

Weinstein is also working with Ivan Hare of Blackstone Chambers in London on a conference, "Extreme Speech and Democracy Conference," scheduled for April 21-22 at the Faculty of Law, University of Cambridge.

The conference, a major international and inter-disciplinary conference that will bring together the leading academics, practitioners and policy-makers in the field, is co-sponsored by the Sandra Day O'Connor College of Law and the Centre for Public Law.

Weinstein spoke on hate speech and democracy to the Public Law

Discussion Group at Cambridge University on Feb. 1, and will speak on the same subject at the University of Edinburgh School of Law on March 8 and at the University College London, Faculty of Law on March 13.

An article he has written, entitled, "Institutional Review Boards and the Constitution," for a Symposium in the *Northwestern Law Review* is in the final stages of production and should be published in about a month. He recently submitted an article entitled, "Democracy, Sex and the First Amendment" to the *New York University Review of Law and Social Change* for a Symposium on obscenity doctrine.

## STUDENT SERVICES OFFICE

**Registration Information Sessions covering the new registration process will be held on the following dates in Room 114 at 12:15 p.m.:**

Monday, March 19

Wednesday, March 21

Thursday, March 22

Students are encouraged to attend one of the above sessions to hear about course selection and receive answers to questions about registration.

## CAREER SERVICES OFFICE

**Panel Discussion on Law Journal Membership and Its Impact On Careers of Law Graduates, 12:15 p.m., Tuesday, March 6, Room 105**

Sponsored by the Maricopa County Bar Association Task Force on the Recruitment and Retention of Women and Minorities in the Law, *Arizona Law Journal*, *Jurimetrics*, and Career Services. Panelists include Sam Thumma, partner at Perkins Coie Brown & Bain; May Mowzoon ('04), associate at Lewis and Roca, Milagros Cisneros, of the Federal Public Defender's Office; and members of both *Jurimetrics* and the *Arizona Law Journal*. Lunch will be provided by Perkins Coie Brown & Bain.

**Bryan Cave 1L Reception, 5 p.m., Tuesday, March 6, Bryan Cave LLP, Phoenix**

All first-year students are invited to attend this reception and presentation on community service and pro bono, at Bryan Cave's office at 2 N. Central Ave., downtown Phoenix. Please call or email Cynthia Aracena (602-364-7029, [cynthia.aracena@bryancave.com](mailto:cynthia.aracena@bryancave.com)) at Bryan Cave to RSVP and confirm your attendance. You may want to pick up our "Ten Rules for Working Cocktail Parties & Receptions" in the Career Services Office before this event.

**Judicial Clerkship Workshop, 12:15 p.m., Thursday, March 8, Room 105**

To understand the clerkship application process and be ready for the upcoming clerkship hiring season, attend the Judicial Clerkship Workshop. Judicial clerkships are among the most prestigious and competitive employment opportunities available to recent graduates. Judicial law clerks play a significant role in the judicial process. Depending on the court, law clerks may advise the judge on the law, conduct legal research, draft memoranda and opinions, and attend hearings and trials or oral arguments. The experience obtained from a judicial clerkship makes a new attorney very marketable for post-clerkship employment. Each year approximately 10 to 15 percent of the Sandra Day O'Connor College of Law third-year students and recent graduates accept clerkship positions with local, state, and federal judges.

## BAR EXAM HELP FROM LIBRARY

The Ross-Blakely Law Library staff has created a new resource to help law students prepare for the Bar Exam. Under the For Law Students link on the Law Library's web site scroll down to the new Resources for Bar Exam Preparation heading. Included on the new site is the full text of past Arizona Bar Exams, a link to the Arizona Supreme Court's Information for the Admission to the Practice of Law web site and a link to Past Law School Exams from the Sandra Day O'Connor College of Law. We will be adding other helpful resources in the future. If you have any questions about or suggestions for the new site, please contact Leslie A. Pardo, Head of Access Services at (480) 965-3579.

## RON EPPERSON SPEAKS ON MEDIMMUNE V. GENENTECH

Ron Epperson, director at Grant Thornton and national leader of the Intellectual Property Solutions Practice based in Phoenix, will speak on "The Impact of *MedImmune v. Genentech*," at 12:10 p.m. on Wednesday, March 7, in Room 114.

Epperson has 26 years of corporate and consulting experience, including extensive experience in intellectual property matters such as counterfeiting and piracy, licensing, valuation, litigation, technology commercialization, joint venture formation, academic technology transfer, intellectual property strategy and strategic planning. He has experience in the biotechnology, medical device, pharmaceutical, energy, chemical, high technology and aerospace industries as well as with U.S. Government National Laboratories, major research universities and academic medical centers. He also is experienced in international joint development and licensing arrangements, with responsibility for deals in Korea, Japan, The People's Republic of China, Singapore, Germany, Spain, Austria, the United Kingdom and Mexico.