



FIRST CIRCUIT

Maine Chapter

Maine Chapter's Inaugural Event

On Sept. 8, 2014 the Maine Chapter of the Federal Bar Association held their first event – a panel discussion entitled “The Civil Rights Act of 1964: Justice Then and Now”. Hon. Gustavo Gelpí Jr., FBA national past-president, gave the keynote address. Additional speakers included Mary Bonauto of Gay and Lesbian Advocates Defenders, David Webbert of Johnson, Webbert & Young and Melvyn Zarr, of University of Maine School of Law.

SIXTH CIRCUIT

Dayton Chapter

Dayton Chapter's Annual Reception for Summer Associates and Externs

In mid-July, the Dayton chapter hosted its annual reception to honor summer associates and externs who have spent their summer at the federal courthouse, with government agencies, or in local law firms. The Dayton chapter especially honored the many minority high school and college students—all of whom hope to attend law school—and who have been mentored this summer by Dayton Federal

Judges and attorneys in local firms.

Two such minority pipeline programs—the Summer Work Experience in Law (“SWEL”) and the Law & Leadership Institute (“LLI”)—were honored by those who spoke at the reception including Chapter President Hon. Michael Newman and Dayton Board of Directors members Judge Rose, Judge Rice, and attorney Jeff Cox.

TENTH CIRCUIT

The Criminal Justice Act at 50: Colorado and Wyoming Chapters Host a Regional Program

On August 7, 2014, the Colorado and Wyoming Chapters of the Federal Bar Association hosted a continuing legal education program, in Denver, exploring “The Right to Counsel in the Federal Courts.” The event provided a forum for attorneys, judges, and academics to exchange insights on a wide range of issues centered on the Criminal Justice Act of 1964 (CJA) and its implementation over the past 50 years. With a series of distinguished speakers that shared their studied observations, audience members learned about the diversity of perspectives on this topic, and were challenged to consider what has

been achieved by the CJA, and identify where challenges still remain.

Co-sponsored with the FBA Federal Litigation Section through a generous financial grant, and with the FBA Criminal Law Section in the form of programming support, this occasion marked the third such celebration to be sponsored by the FBA in the past year. Starting last August at the Law Library of Congress, then FBA-President Elect and U.S. District Court Judge Gustavo Gelpí Jr. kicked off this multi-state discussion by exploring the CJA from his unique “behind the bench” viewpoint. In February 2014, the FBA Chicago Chapter presented a moderated panel and a screening of the HBO award-winning film, “Gideon’s Army,” as well as some rare archival footage of Clarence Earl Gideon, his lawyer Abe Fortas, and others involved in that seminal case.

The Colorado and Wyoming Chapters built on these prior themes, and Geoffrey Cheshire, chair of the FBA Criminal Law Section, began by offering a detailed historical account of the CJA and its impact, thereby creating a framework for the remainder of the program. Wyoming CJA panel attorney Terry Harris guided



Maine Chapter: At the September event (l-r) Hon. Michael Newman, incoming national treasurer; Matthew Moreland, national president-elect; Tim Shannon, member of Maine Chapter; Patricia Lacey, University of Maine; Ray Dowd, FBA director; Gustavo A. Gelpí, McConnell Valdés; Hon. Elizabeth, Woodcock, Chief U.S. district judge for the District of Maine; Hon. Gustavo A. Gelpí Jr., FBA national past-president; Mark Vincent, national treasurer; Christopher Pyles, New Hampshire Chapter president-elect; Rachel Wertheimer, member of Maine Chapter; Chris Sullivan, former vice president for the First Circuit; Katherine González-Valentín, FBA director; Robert Kohn, chair, FBA Federal Litigation Section.



Maine Chapter: (l-r) Christopher Sullivan, former vice president for the First Circuit; Rachel Wertheimer, attorney at Verrill Dana, Matthew Moschella, member of the FBA Board of Directors; Hon. Gustavo Gelpí Jr., past-president of the Federal Bar Association; Katherine González Valentín, member of the FBA Board of Directors.

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a panel discussion comprising speakers who were both distinguished and knowledgeable about indigent defense. Federal Magistrate Judge Kelly Rankin described how criminal defense services are delivered to low income people facing criminal charges in the District of Wyoming. He explained how the determination of indigence is made and detailed the mechanics of the appointment process. Judge Rankin offered his insights into how the District of Wyoming maintains quality representation through careful management and oversight.

Federal Public Defender for Colorado and Wyoming Virginia Grady offered insights into that organization's structure and how it interacts with the CJA panel attorneys. University of Denver, Sturm College of Law Professor Justin Marceau contrasted how these structures exist at the state level.

The entire panel explored the contours of "effective" representation under *Strickland v. Washington*, 466 U.S. 668 (1984), and "conflict-free" representation in *Cuyler v. Sullivan*, 446 U.S. 335 (1980). They considered *Strickland's* "duty of loyalty" principle.

Oklahoma City Chapter

"Inside the Supreme Court" Series

The Federal Bar Chapter in Oklahoma

City completed a nine-month series, called "Inside the Supreme Court," on Aug. 14, 2014. The program was a huge success, generating approximately 80 new chapter members in a period of only about nine months.

The series featured former law clerks for Supreme Court Justices from ages past (none from the recent era). The speakers included former law clerks for Justice John Marshall Harlan, Justice Robert Jackson, Justice William Douglas, Justice Hugo Black, Justice Felix Frankfurter, Justice Abe Fortas, Justice William Brennan, Chief Justice Warren Burger, Chief Justice Earl Warren, and Justice John Paul Stevens. This cast of former law clerks included a number of widely known scholars, including Chancellor Ken Starr (Baylor University), Andy Kaufman (Harvard Law School), Norman Dorsen (NYU Law School and long-time president of the ACLU), Susan Estrich (USC Law School and Quinn Emanuel), and Bob O'Neil (former president of both the University of Wisconsin and the University of Virginia). In addition, the program included Justice Douglas's widow, Cathy Douglas Stone, who appeared with a former law clerk for Justice Douglas, Judge William Alsup, who is a federal district judge in California. The speakers also included Larry Nichols, who clerked for

Chief Justice Warren before going on to head Devon Corporation, one of the largest corporations in the world (and based in Oklahoma City, the site of the FBA series).

The concept for the program was to share what these legendary justices were like — as bosses, colleagues, mentors — in short, what they were like as people. The program delivered — in spades. Audiences learned about Justice Black's sometimes obsessive fascination with tennis, Justice Fortas's deep (and ultimately dangerous) relationship with President Lyndon B. Johnson, the tensions between Justice Frankfurter and some of his colleagues, and the remarkable story on how *Brown v. Board of Education* ended up as a unanimous opinion (told by the only person in history to see the concurrence that Justice Jackson had written).

From start to finish, attendance at the nine events proved to be spectacular, finishing the series with the greatest turnout of any of the nine events.

Through the generosity of a number of law firms, as well as two chapter activity grants from the FBA, the chapter was able to execute this ambitious program, which resulted in the addition of roughly 80 new FBA members in a span of only about nine months. ☺



Colorado Chapter: Mimi Tsankov, Colorado Chapter president and program organizer. Photo Credit: Emily Rae Foreman.



Maine Chapter: At the August event (l to r): Terry Harris, Esq., FBA Wyoming Chapter board member and program moderator; Professor Justin Marceau, University of Denver, Sturm College of Law; and U.S. Attorney (Colorado) John Walsh.