



Bar Talk

December 12, 2012

www.fedbar.org/Chapters/Minnesota-Chapter.aspx

United States District Court, Minnesota Chapter of the FBA and Open World Leadership Center Host Delegation of Ukrainian Leaders

This past September the United States District Court, the Minnesota Chapter of the FBA and Open World Leadership Center hosted a Ukrainian Delegation, providing a unique opportunity for all involved to learn about one another's legal community and culture. Open World Leadership Center is an independent government agency that administers the Open World Program, which invites Eurasian government and civic leaders to come to the United States to visit legal professionals, judges, schools, and courts, and learn about various aspects of the legal and political community. The program aims to further the understanding and cooperation between Eurasian and American leaders. With this broad purpose in mind, five delegates and one facilitator from Ukraine came to Minneapolis to experience our legal culture, and, in doing so, they also shared with us their personal experiences and perspectives.

Magistrate Judge Steven E. Rau described his personal experience working with the Ukrainian Delegation as one that gave him pride because it afforded him an opportunity to help others better understand what role the rule of law plays in America and it allowed him to interact with interesting people who shared varying views on the American justice system.



Pictured Above: Chief Judge Michael J. Davis, Judge Ann D. Montgomery, Senior Judge David S. Doty, and Magistrate Judges Jeanne J. Graham, Steven E. Rau, and Tony N. Leung, with members of the Ukrainian Delegation.

(Photograph courtesy of Tammy J. Schemmel.)

(Continued on p. 2.)

Inside This Issue

Open World Program	1
Diversity Committee CLE and WAVES Diversity Website	3
Bankruptcy Judge Kathleen Hvass Sanberg Joins the Bench	4
Clerk of Court's Corner	7
Minnesota Chapter Recognized for Excellence and Convention Highlights	8
Judge Frank Recipient of ABA Award	12
Calendar of Events / Get Connected!	14

While spending time in Minneapolis, the Ukrainian Delegation was exposed to many aspects of the Minnesota legal community, with one focus of the visit being access to legal services. The Delegation met with federal and state court judges, federal prosecutors and defense attorneys, representatives of probation and pre-trial services, and the Chief and Deputy Chief Clerk of Court for the District of Minnesota. In doing so they gained greater insight into the organization and relationships found in the American court system. The Delegation gained firsthand knowledge of the jury trial system when they observed a voir dire process in Hennepin County District Court. During a round table lunch the Delegation had the opportunity to talk with Minnesota state court judges about their role as judges. The Delegates were particularly fascinated by a Q & A on mediation provided by Magistrate Judge Steven E. Rau—learning more about what role the magistrate judges play in mediation, and more generally, how the mediation and settlement process itself works. They also took an interest in the separation of powers in the American justice system. For instance, the Delegates were intrigued by the true division they witnessed among federal defenders, assistant U.S. attorneys, and the court. Because one of the objectives of this visit was to learn about ways to increase access to legal services, the Delegation also met and discussed issues with representatives of Volunteer Lawyers Network, Hennepin County Self-help Clinic, Mid-Minnesota Legal Aid, the William Mitchell Legal Clinic, and Minnesota Justice Foundation. During their time in Minnesota, the Delegates were able to experience our multifaceted justice system, and this experience was one that was not likely to be forgotten.

Exposure to the above individuals and organizations provided the Delegates with new ideas and motivated some to try to introduce concepts to the Ukrainian legal community. Delegate Dmytro Martynyuk hoped to implement a website similar to www.lawhelpmn.org, which would be a web-based resource providing the public with documents and information about legal rights. Delegate Oleg Kramar was also impressed and hoped to create a model based on the Minnesota Justice Foundation that would pair volunteer law school students with community agencies. Of course it was not just the Delegates who benefitted from this program, the Minnesota legal community and all who interacted with the Delegation benefited as well. While in the Twin Cities the Delegates stayed with local host



Chief Judge Michael J. Davis and Magistrate Judge Steven E. Rau (Above and Below), Tetyana Hrushkevych, Assistant Professor, Director of Legal Clinic, Khmelnytskyi University of Management & Law, along with interpreter Sasha Etlin (Above), and Oleh Petrovych Kramar, Deputy, Obuhiv City Council (Below), share remarks on the exchange program made available through the Open World Leadership Center. (Photos courtesy of Tammy J. Schemmel.)



families, which gave both the Delegates and the host families an opportunity to make new acquaintances and learn about cultures different from their own. Those from the Twin Cities who participated felt honored to have been chosen and to have been given an opportunity to act, in a way, as ambassadors for our legal community. The Ukrainian Delegation clearly succeeded in achieving the program's goal: all involved gained a greater understanding and appreciation for the other's culture and legal community.

Paige S. Stradley is a member of the Communications Committee and an attorney at Merchant & Gould, P.C.

The FBA Diversity Committee recently hosted an event that featured a debate about a proposed amendment to Minnesota's constitution and a sneak preview of the Committee's new diversity website.

The event, which was held on October 25 at Leonard, Street and Deinard, P.A., in downtown Minneapolis, began with a debate about the proposed amendment to the state's constitution that would have required voters to show identification at polling places to cast a ballot. Republican state representative Mary Kiffmeyer argued for the amendment, and Democratic state representative Steve Simon argued against the amendment. Eric Janus, Dean of William Mitchell College of Law, moderated the debate. Kiffmeyer and Simon made opening statements and then both fielded audience questions.

Eric Rucker, diversity co-vice president, praised Janus for keeping the questions and the debate evenhanded. The amendment failed to garner 50 percent of the vote in the November election, which means it will not be added to the state's constitution.

After the debate, the Diversity Committee hosted a reception to preview a new website called “Waves of the Future.” Rucker said the website is intended to be a central resource to encourage and promote women and minority students and practitioners to achieve success in the legal profession by becoming involved in diversity-related organizations. The website includes resources for students in high school, college, and law school, in an attempt to create a “pipeline” of promising people to enter the profession, he said.

Tom Nelson, a shareholder at Leonard, Street and Deinard who has been involved in creating the website, made the presentation to the crowd of about 70 people, Rucker said. Judge Donovan W. Frank, Magistrate Judge Tony N. Leung, Rucker, and diversity co-vice president, Dulce J. Foster, also made short remarks at the event. The committee hopes to launch the website in early 2013. For more information about the website, contact Rucker at (612) 977-8519, erucker@briggs.com, or Foster at (612) 492-7110, dfoster@fredlaw.com.

Paul A. Sand is a member of the Communications Committee and an attorney at Larson King, LLP.



A TIME OF CHANGE: JUDGE KATHLEEN HVASS SANBERG JOINS THE BENCH OF THE UNITED STATES BANKRUPTCY COURT

The Honorable William Jay Riley, Chief Judge of the United States Court of Appeals for the Eighth Circuit, announced that the court has appointed Kathleen Hvass Sanberg as a United States Bankruptcy Judge for the District of Minnesota. Judge Sanberg is the first new judge to join the Minnesota bankruptcy bench in 24 years. She joins Chief Judge Gregory F. Kishel, Judge Dennis D. O'Brien, and retired Judge Robert J. Kressel, who continues to serve the district in full-time recall status. Judge Sanberg fills the vacancy that will be left by Judge Kressel's retirement.

Background and Family (Following Father's Footsteps)

Judge Sanberg, the sixth of nine children, was born in Minneapolis and raised in Golden Valley, Minnesota, where she grew up with the law. Her father, Charles Thomas Hvass, Sr., was a prominent personal injury attorney in Minnesota. He founded his own firm (Hvass Weisman & King) and specialized in aviation accident litigation. Named the "best all-around trial advocate" in a 1977 *Minneapolis Star* reader poll, Charles Hvass was known for his thoughtfulness, logic and preparedness as a plaintiffs' personal injury attorney.¹

Although Judge Sanberg's father exposed her to the law at an early age, Judge Sanberg never intended to practice law initially. Her father firmly believed that women should not be attorneys; he believed the practice of law would be too difficult for them. Thus, when Judge Sanberg graduated from Golden Valley High School and later the University of Minnesota College of Liberal Arts in 1979 with a degree in psychology, she worked part-time jobs in pursuit of becoming a psychologist. But eventually, Judge Sanberg decided to go to law school so that she could become an attorney. In 1982, Judge Sanberg graduated from the University of Minnesota Law School. (Judge Sanberg's father later came to believe that women should be lawyers—two of his daughters and four of his granddaughters have since become lawyers.)

Early Career in Minnesota and California

After law school, Judge Sanberg joined Oppenheimer Wolff & Donnelly LLP, where she worked for two and a half years as a business litigator with



The Honorable Kathleen Hvass Sanberg, United States Bankruptcy Judge. (Photo courtesy of the United States Bankruptcy Court, District of Minnesota.)

a focus on business and commercial litigation, race and sex discrimination (both plaintiff and defense representation) and bankruptcy. Judge Sanberg and her husband, Dean, then moved to California where she sat for the California bar and practiced law part-time for three years as an insurance coverage and defense attorney at a small firm. In 1989, Judge Sanberg and her husband moved back to Minnesota, and in 1990 she joined Faegre & Benson (now Faegre Baker Daniels LLP) as an associate and became a partner in 1995, practicing in the areas of bankruptcy, loan workouts, debtor-creditor relations and litigation.

¹ Jessica Thompson, *Minnesota's Legal Hall of Fame*, Minnesota Law & Politics, available at <http://www.lawandpolitics.com/minnesota/Minnesotas-Legal-Hall-of-Fame/9fe5f62c-aded-102a-ab50-000e0c6dcf76.html>.



Chief Judge William J. Riley, Eighth Circuit Court of Appeals, administered the oath to Judge Sanberg at her investiture on November 12, 2012. (Photo courtesy of Judge Sanberg.)

Transition from Practitioner to Judge

While at Faegre, Judge Sanberg decided that she wanted to become a judge, specifically, a United States Bankruptcy Court Judge. Her intellectual curiosity, skills and decision-making capabilities match those of many other judges. However, no bankruptcy judgeship vacancies had existed in the District of Minnesota for the past several years. At the encouragement of a friend (who was a Tax Court Judge in Minnesota), Judge Sanberg decided to apply for a judgeship in the Minnesota Tax Court so that she could develop her judgeship experience. When a bankruptcy judgeship became available in the district, she knew she would then be well-suited for the position. In 2001, then-Governor Jesse Ventura appointed Judge Sanberg to the Minnesota Tax Court, where she presided for nearly 12 years.

The transition from practitioner to judge involved experiences that Judge Sanberg anticipated, and others that she did not. Judge Sanberg knew that the Tax Court shared similar characteristics with the Bankruptcy Court. When reminiscing of her experience on the Minne-

sota Tax Court, Judge Sanberg recalls, “The valuations, [the] code-based [nature], the court experience—short trials, hearings, procedure—are very similar [to the Bankruptcy Court] in that regard.” But Judge Sanberg did not immediately expect the stark contrast between the court’s workplace environment and the legal environments she had experienced in the past. The Minnesota Tax Court consists of three judges, and none of the judges have law clerks. Judge Sanberg stated jokingly, “It is very quiet. Nobody calls you anymore.” She recalls times when she had encountered friends and former colleagues and how they would treat her slightly differently because she was now in

some sort of “invisible barrier.”

Despite the adjustment to a lack of interaction and often a sense of isolation, Judge Sanberg enjoyed her experience as a judge on the Tax Court bench. She had a profound sense of curiosity, and loved figuring out the law, assessing the facts and reaching a conclusion. Without a law clerk, she found herself coming into court always wanting to know what was going on and always being prepared.



(Left to right): Judge Robert J. Kressel, Judge Kathleen Hvass Sanberg, the late Judge Nancy C. Dreher, Chief Judge Gregory F. Kishel, and Judge Dennis D. O'Brien. (Photo courtesy of Judge Sanberg.)

Appointment to the Bankruptcy Court Bench

Judge Sanberg would have completed her second term on the Minnesota Tax Court, but in November 2011, after having served as a tax court judge for nearly 12 years, her hope of becoming a bankruptcy court judge was now within reach. At that time, the United States Court of Appeals for the Eighth Circuit announced it was seeking applications from highly qualified candidates for a 14-year appointment as United States Bankruptcy Judge for the District of Minnesota. The appointment would fill the vacancy created by Judge Kressel's retirement. In early 2012, Judge Sanberg applied for the bankruptcy judgeship. After two rounds of interviews over a four-month period, Judge Sanberg learned she had been selected for the bankruptcy judgeship.

Judge Sanberg's momentous occasion soon became bittersweet because three months before her appointment, Judge Sanberg's father passed away at the age of 90 on May 20, 2012. But Charles Hvass's time-honored influence on Judge Sanberg and her family is so obvious and enduring that his presence was evident during the swearing-in ceremony in August 2012. She celebrated her accomplishment with her husband Dean, who works for the Neighborhood Development Center, a large non-profit widely known for the Midtown Global Market project; her son Robert and daughter Elizabeth, an attorney at Lindquist & Vennum LLP; her older brother Charles Thomas Hvass, Jr., a defense personal injury attorney; her sister Jeanne Unger, previously a partner at Rider Bennett and now a shareholder at Bassford Remele; the rest of her siblings; and many additional family members and friends. Judge Sanberg's investiture was held on November 2, 2012.

Leadership in the Community and Life Outside the Court

No longer a practitioner, Judge Sanberg knows that client advocacy is a need that a bankruptcy judgeship (and judgeship in general) cannot provide. However, through her community involvement, Judge Sanberg has been able to continue as an advocate to the community at large. She has been very active and on the boards of directors for state and local bar associations, charities and community organizations such as Sisters of St. Joseph. She has also served on various Minnesota Supreme Court boards. Additionally, Judge Sanberg was an adjunct instructor at St. Thomas University School of Law.



Above: Judge Sanberg with her son Robert, husband Dean, and daughter Elizabeth. Below: Judge Sanberg with her daughter-in-law Anna, son Robert, husband Dean, daughter Elizabeth, daughter-in-law Kimberly, and grandson William after her swearing in ceremony in August 2012. (Photos courtesy of Judge Sanberg.)



Furthermore, Judge Sanberg has been recognized for her community involvement. In May 2012, Judge Sanberg received the 2012 Myra Bradwell Award from Minnesota Women Lawyers. The Myra Bradwell Award is presented to a MWL member who expresses the highest ideals of courage, perseverance and leadership on issues of concern to women in the legal profession. She must possess the qualities exemplified by Myra Bradwell (a pioneer in the legal and journalism professions).

When not on the bench and away from "the legal world," Judge Sanberg spends her time reading. She is an avid mystery reader and is in three book clubs. Judge Sanberg also collects rocks, knits and

Clerk of Court's Corner

The Court is pleased to announce several recent initiatives that are now operational.

Wireless access to the internet is now available for attorneys in all four federal courthouses. Attorneys may access this private, password-protected and encrypted network from every courtroom, attorney conference rooms, the circuit library, and the Minneapolis Federal Cafe. No technical support will be provided by court personnel, so users must support themselves. Users should be aware that there are security, privacy and confidentiality risks inherent in wireless communications, and the Court does not make any assurances or warranties relating to such risks. More information, including technical specifications, is available on the Court's website, www.mnd.uscourts.gov, under the Courtroom Technology link. Login and password information is also available at the Clerk's Office intake counter or the circuit library.

Attorneys can now open civil cases in CM/ECF and file their own initiating documents. A case number is received after the case opening process is complete. Filing fees will be paid online through the U.S. Treasury's Pay.gov program. Cases opened by attorneys will be assigned by the Clerk's Office to a district and magistrate judge shortly after the case is opened, or the next business day if the case is filed outside of business

hours. At the same time the judges are assigned, the Clerk's Office will issue summonses electronically and the filer will access the summons through the Notice of Electronic Filing (NEF) hyperlink. In the first week, the process is going extremely well, and filers are doing a fantastic job.

As always, the Clerk's Office staffs a help desk phone line between 8:00 am and 5:00 pm and will respond during those times to emails sent to ecfhelpdesk@mnd.uscourts.gov. Training specifically on case opening is available weekly throughout December and January. For more information, go to www.mnd.uscourts.gov, click on the CM/ECF tab, then select Attorney Civil Case Opening Training and Resources.

Attorneys who are unable to open their own cases must submit new case initiating documents (civil cover sheets, complaints, exhibits, notices of removal, etc.) in PDF form on CD, along with the filing fee, to the Clerk's Office.

Finally, as of January 1, 2013, the Court will no longer accept credit card payments by facsimile for any purpose. Credit cards may be used to pay fees (e.g., new case filing fee, appeal fee, pro hac vice fee) through CM/ECF and Pay.gov or may be presented in person at the Clerk's Office. Alternatively, payment by check will be accepted when the check accompanies the documents at the time of filing.

Lisa D. Rosenthal is the Chief Deputy Clerk of the United States District Court, District of Minnesota.

(Judge Sanberg, continued from p. 6.)

enjoys spending time with her growing family (both of her children are married, and she has one grandchild).

Conclusion

Judge Sanberg's appointment marks a time of change for not only the Bankruptcy Court, but also the bankruptcy community and the Minnesota Bar. Given her professional and personal experiences, Judge Sanberg offers a unique perspective, being able to share new and different approaches to a court that has had a well-founded, long-standing history.

Adine S. Momoh is a member of the Communications Committee and an attorney at Leonard, Street and Deinard, P.A., where her practice consists of complex business and commercial litigation, securities litigation, estates and trusts litigation, and banking and financial services representation in the firm's Business and Commercial Litigation group, with a focus on creditors' rights and bankruptcy. Ms. Momoh is also a board member of the National Board of Directors for the FBA Younger Lawyers Division, a board member of the Minnesota Chapter's Board of Directors and a former law clerk to the Honorable Jeanne J. Graham, United States District Court for the District of Minnesota.

MINNESOTA CHAPTER RECOGNIZED BY FBA FOR PRESIDENTIAL EXCELLENCE

The 2012 FBA Annual Meeting and Convention was held from September 20-22, 2012 in San Diego, California and featured a collection of speakers examining developments and debates facing the legal industry today. Attendees (including many members from the Minnesota Chapter) had access to a wide variety of CLE opportunities for civil and criminal practice, immigration, bankruptcy, intellectual property, and environmental law.

Aside from the available CLEs, attendees were able to connect with members from across the United States through the various social activities planned in San Diego, which included lunch meetings and evening receptions. On day one, during the Foundation of the FBA Fellows Luncheon, the Foundation of the FBA inducted its 2011 Fellows. The Foundation of the FBA also awarded several grants during the luncheon, including a \$3,000 grant to the Minnesota Chapter for its *Pro Se* Project. Later that evening, FBA members gathered for the Federal Litigation Section Happy Hour, which was followed by a reception at the U.S.S. Midway Museum, one of America's longest-serving aircraft carriers. At the U.S.S. Midway Museum, FBA members were able to take a guided tour to bring the carrier's history to life (the museum featured more than 60 exhibits with a collection of 25 restored aircraft) and to "take to the sky" aboard one of three flight simulators.

On day two of the Convention, the morning began with the Ninth Circuit Swearing-in Ceremony officiated by the Honorable John Clifford Wallace, Senior Circuit Judge for the Ninth Circuit (and former District Court Judge for the Southern District of California and San Diego native). The Swearing-in Ceremony was later followed by the FBA Younger Lawyers Division's Younger Federal Lawyer Awards Luncheon.



Presenter, the Honorable Gustavo Gelpi, Jr. with the Presidential Excellence Award Winners—Chicago Chapter, District of Columbia Chapter, Eastern District of Michigan Chapter, El Paso Chapter, Minnesota Chapter (pictured left to right: Adine Momoh, Rachna Sullivan, Jeanette Bazis and Anh Kremer), New Orleans Chapter, Northern District of Ohio Chapter, Oklahoma Chapter, Oregon Chapter, Hon. Raymond L. Acosta Puerto Rico Chapter, San Antonio Chapter, San Diego Chapter, Southern District of Texas Chapter, and Utah Chapter. (Photo courtesy of National FBA.)



Outstanding Newsletter Recognition Awards—Eastern District of Michigan Chapter, El Paso Chapter, Indian Law Section, Minnesota Chapter (pictured left to right: Adine Momoh and Rachna Sullivan), New Orleans Chapter, Hon. Raymond L. Acosta Puerto Rico Chapter, Transportation and Transportation Security Law Section, and Tucson Chapter. (Photo courtesy of National FBA.)



The 2012 Award recipients with the Younger Lawyers Division Board Members who presented the awards. (Photo courtesy of National FBA.)

The Awards Luncheon honors outstanding federal attorneys nominated by U.S. agency heads, general counsels, judge advocates general, administrative judges and attorneys. This year, five attorneys were awarded the 2012 Younger Federal Lawyer Award:

- Samantha Chaifetz, Civil Division, U.S. Department of Justice;
- Martin Estrada, U.S. Attorney's Office, Central District of California;
- Major Jaclyn C. Grieser, Judge Advocate General's Corps, U.S. Army;
- Peter Mazza, U.S. Attorney's Office, Southern District of California; and
- Andrew Strelka, Tax Division, U.S. Department of Justice.

In the evening, the Sections and Divisions Happy Hour was held, followed by a night of amazing cuisine, fun and friends at an open air fiesta by the San Diego Bay, which is a natural harbor and deep-water port twelve miles long and three miles across at its widest point.

Day three included the traditional highlights of the Convention, such as the FBA Awards Luncheon, National Council Meeting and the Reception and Presidential Installation Banquet. At the FBA Awards Luncheon, the Minnesota Chapter received the 2012 Presidential Excellence Award, which is awarded to Chapters that excel in all areas and go above and beyond the minimum requirements of Chapters (and is the highest award that a Chapter can receive from the FBA). For the second time in a row, the Minnesota Chapter also received the 2012 Outstanding Newsletter Recognition Award for its exceptional quarterly publication *Bar Talk*. At the National Council Meeting, various individuals from the FBA's leadership reported on the status of the FBA, including membership, financing, government relations and judicial vacancies, FBA transitions and upcoming events.

The Reception and Presidential Installation Banquet capped off the Convention. The annual banquet marks the formal installation of the incoming FBA national president. This year, Robert J. DeSousa was installed as the 85th President of the FBA for fiscal year 2013. DeSousa is the state director for U.S. Senator Pat Toomey of Pennsylvania and is a lieutenant colonel in the Judge Advocate General's Corps of the Pennsylvania Army National Guard.



Presenter Adine Momoh with award recipient Martin Estrada. (Photo courtesy of National FBA.)

(FBA National Convention, continued from p. 9.)



The Honorable Gustavo Gelpi, Jr., District of Puerto Rico, and FBA National Treasurer, swears in Bob DeSousa as the 85th President of the FBA. *(Photo courtesy of National FBA.)*



Pictured Above: Jeanette Bazis, Foundation of the FBA Board of Directors Member (Minnesota Chapter); John Okray, Corporate and Association Counsels Division Chair; Hector Huezo, Transportation and Transportation Security Law Section Chair; and Anh Kremer, Past Vice President for the Eighth Circuit (Minnesota Chapter).

Pictured Right: Adine Momoh, Younger Lawyers Division Board Member (Minnesota Chapter); and Ethan Don, Younger Lawyers Division Board Member (Maryland Chapter). *(Photos courtesy of National FBA.)*

As in years past, the Annual Meeting and Convention was a great event. The Minnesota Chapter, which had one of the largest chapter representations at the Convention, continues to be recognized as the second largest FBA Chapter in the country with approximately 850 members. We thank the judges from the federal bench in the District of Minnesota for their continued support, dedication and participation in the Minnesota Chapter and the many attorneys whose services make the Minnesota Chapter outstanding.

Adine S. Momoh is a member of the Communications Committee and an attorney at Leonard, Street and Deinard, P.A., where her practice consists of complex business and commercial litigation, securities litigation, estates and trusts litigation, and banking and financial services representation in the firm's Business and Commercial Litigation group, with a focus on creditors' rights and bankruptcy. Ms. Momoh is also a board member of the National Board of Directors for the FBA Younger Lawyers Division, a board member of the Minnesota Chapter's Board of Directors and a former law clerk to the Honorable Jeanne J. Graham, United States District Court for the District of Minnesota.



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Judge Donovan W. Frank Awarded the ABA's Paul G. Hearne Award for Disability Rights

Judge Donovan W. Frank's longstanding career advocating for the rights and access for individuals with developmental disabilities was recognized by the American Bar Association Commission on Disability Rights. Judge Frank was selected to receive the 2012 Paul G. Hearne Award for Disability Rights because of his continued work for equal access, equal opportunities, and the equal treatment and respect for those with disabilities. Judge Frank is a frequent presenter on disability discrimination and the importance of a diversified workplace. Judge Frank has also been awarded the Luther Granquist Systems Change Award from the Arc Minnesota for making life better for individuals with disabilities.



Judge Donovan W. Frank at the ABA-CDR Annual Meeting Reception for Lawyers with Disabilities in Chicago, Illinois, accepting the Paul G. Hearne Award, along with representatives of the American Bar Association. (Photo courtesy of the ABA.)

Judge Frank believes that the most effective means to erode stereotypes is to make sure everyone is included. This understanding comes from the teachings of his father, Donald, who insisted that a family friend who had a developmental disability be included in all family activities. Through his interactions with this family friend, Judge Frank learned that people with developmental disabilities have the same hopes and aspirations as everyone else. Thus, he believes that one of the most effective ways to remove stereotypes is to make sure people with disabilities are included in all activities. Continual inclusion of all people from different backgrounds will allow people to understand and appreciate others as individuals, and not just people with disabilities.

The Paul G. Hearne Award was established in 1999 in honor of Paul G. Hearne, an attorney with connective tissue disorder who was a leader in advocating for disability rights. The award is presented to an individual or organization that has performed outstanding service in promoting and fostering the rights, dignity, and access to

justice for people with disabilities. The award, co-sponsored by Starbucks Coffee Company, was presented on August 6, 2012 at the Commission's Annual Meeting Reception for Lawyers with Disabilities in Chicago, Illinois.

Part of the Paul G. Hearne Award included a \$1,000 honorarium that Judge Frank donated to an educational program where a self-advocate, a person with a disability, visits elementary schools. The self-advocate teaches students about the negative impact bullying has on kids with disabilities and minorities. This program is an excellent example of a way to help erode stereotypes by exposing people to others with disabilities.

Judge Frank continues his work to improve the lives of those with disabilities, this year by recently participating in the Third Annual Disability Justice Seminar held on December 4, 2012 at Robins, Kaplan, Miller & Ciresi LLP titled "Disability Issues and Employment Law: Past,

Judge Frank Donates \$1,000 to Self-Advocates in Conjunction with the Paul G. Hearne Award

In August, in conjunction with the ABA's Paul G. Hearne Award, Judge Frank attended an open house hosted by self-advocates. The self-advocates will receive the \$1,000 honorarium that Judge Frank donated so that they can teach anti-bullying practices to elementary and middle school students. The self-advocates will educate children on how bullying impacts those with disabilities and minorities.



Judge Frank attended an open house hosted by self-advocates who will receive the \$1,000 honorarium award to be used to educate children on the impact of bullying on those with disabilities. Pictured above, left to right, Kelly Cammack, Merrick, Inc., Katie McDermott, Judge Donovan W. Frank, and Mary Raasch. (Photos courtesy of Colleen Timbers, Merrick, Inc.)



(Judge Frank ABA Award contd.)

Present, and Future.” The seminar discussed the historical backdrop of employment law issues faced by those with disabilities through programs and initiatives to improve access to the judicial system for these individuals. Along with Judge Frank, the seminar included an esteemed panel: Colleen Wieck, Ph.D., Executive Director of the Minnesota Governor's Council on Developmental Disabilities; Laurie Vasichuk, Senior Trial Attorney at the Equal Employment Opportunity Commission; Shamus O'Meara, Partner at Johnson & Condon, P.A.; Tom Nelson, Partner at Leonard, Street and Deinard, P.A.; and Karen Loven, Self-Advocate.

Judge Frank believes the Paul G. Hearne Award should be shared with the entire Minnesota Chapter of the Federal Bar Association. It is the team effort of the lawyers, judges, and staff of the Minnesota Chapter that helps create and foster an environment striving to eliminate stereotypes and other challenges facing people with disabilities. Judge Frank thanks everyone for their efforts and hopes that the members of the Minnesota Chapter continue their work towards equality.

Ryan M. Schultz is a member of the Communications Committee and an attorney at Robins, Kaplan, Miller & Ciresi, LLP.

Calendar of Upcoming Events

December 12, 2012 | 12:00 p.m.

Monthly Luncheon: State of the District

Chief Judge Michael J. Davis

Minneapolis Club, Minneapolis

December 19, 2012 | 12:00 p.m.

Newer Lawyer Luncheon: Trying a Case v. Litigating a Case

Judge Paul A. Magnuson

St. Paul Courthouse

January 8, 2013 | 12:00 p.m.

Newer Lawyer Luncheon

Magistrate Judge Jeanne J. Graham

St. Paul Courthouse

February 13, 2013 | 12:00 p.m.

Newer Lawyer Luncheon

Magistrate Judge Jeffrey J. Keyes

St. Paul Courthouse

Get Connected!

Did you know? The Minnesota Chapter of the FBA is now on Linked In! Join us!



Did you know? You can follow National FBA, now tweeting as [@federallawyer](#) and find the National FBA on Facebook.



Bar Talk is the official newsletter of the Minnesota Chapter of the FBA. It is published quarterly by the Communications Committee. For any inquiries or article suggestions, please contact: Kirstin Kanski (kkanski@lindquist.com) or Tammy Schemmel (tschemmel@bgs.com).

Communications Committee

Ashlee Bekish

Ogletree, Deakins, Nash, Smoak & Stewart, P.C.

Marc Betinskky

Law Clerk to the Honorable Richard H. Kyle

Kate Buzicky

Law Clerk to the Honorable Steven E. Rau

Tara Craft

Seaton, Peters & Revnew, P.A.

Trish Furlong

Law Clerk to the Honorable Steven E. Rau

Michael Goodwin

Jardine, Logan & O'Brien, P.L.L.P.

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Bassford Remele, P.A.

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through the Federal Bar Association

The Federal Bar Association offers an unmatched array of opportunities and services to enhance your connections to the judiciary, the legal profession, and your peers within the legal community. Our mission is to strengthen the federal legal system and administration of justice by serving the interests and the needs of the federal practitioner, both public and private, the federal judiciary, and the public they serve.

Advocacy

The opportunity to make a change and improve the federal legal system through grassroots work in over 80 FBA chapters and a strong national advocacy.

Networking

Connect with a network of federal practitioners extending across all 50 states, the District of Columbia, Puerto Rico, and the Virgin Islands.

Leadership

Governance positions within the association help shape the FBA's future and make an impact on the growth of the federal legal community.

Learning

Explore best practices and new ideas at the many Continuing Legal Education programs offered throughout the year—at both the national and chapter levels.

expand your connections, expand your career

THREE WAYS TO APPLY TODAY: ① Join online at www.fedbar.org; ② Fax application to (571) 481-9090; or ③ Mail application to FBA, 1220 North Fillmore St., Suite 444, Arlington, VA 22201. For more information, contact the FBA membership department at (571) 481-9100 or membership@fedbar.org.

FEDERAL BAR ASSOCIATION APPLICATION FOR MEMBERSHIP (CONTINUES ON REVERSE)

Applicant Information

First Name _____ M.I. _____ Last Name _____ Suffix (e.g. Jr.) _____ Title (e.g. Attorney At Law, Partner, Assistant U.S. Attorney) _____

☐ Male ☐ Female

Have you been an FBA member in the past? ☐ yes ☐ no

Which do you prefer as your primary address? ☐ business ☐ home

Firm/Company/Agency		Number of Attorneys	
Address		Suite/Floor	
City	State	Zip	Country
()	()		
Phone	Fax	E-mail	

Address			Apt. #
City	State	Zip	Country
()	()		
Phone	Fax		
/ /			
Date of Birth	E-mail		

Bar Admission and Law School Information (required)

U.S.	Court of Record: _____
	State/District: _____ Original Admission: / /
Tribal	Court of Record: _____
	State: _____ Original Admission: / /
Foreign	Court/Tribunal of Record: _____
	Country: _____ Original Admission: / /
Students	Law School: _____
	State/District: _____ Expected Graduation: / /

Practice Information

PRACTICE TYPE

- Private Sector: ☐ Private Practice ☐ Corporate/In-House
Public Sector: ☐ Government ☐ Association Counsel
☐ Nonprofit ☐ University/College
☐ Military ☐ Judiciary

PRIMARY PRACTICE AREAS

- | | |
|--|--|
| <input type="radio"/> Administrative | <input type="radio"/> Health |
| <input type="radio"/> Admiralty/Maritime | <input type="radio"/> Immigration |
| <input type="radio"/> ADR/Arbitration | <input type="radio"/> Indian |
| <input type="radio"/> Antitrust/Trade | <input type="radio"/> Intellectual Property |
| <input type="radio"/> Bankruptcy | <input type="radio"/> International |
| <input type="radio"/> Communications | <input type="radio"/> Labor/Employment |
| <input type="radio"/> Criminal | <input type="radio"/> Military |
| <input type="radio"/> Environment/Energy | <input type="radio"/> Social Security |
| <input type="radio"/> Federal Litigation | <input type="radio"/> State/Local Government |
| <input type="radio"/> Financial Institutions | <input type="radio"/> Taxation |
| <input type="radio"/> General Counsel | <input type="radio"/> Transportation |
| <input type="radio"/> Government Contracts | <input type="radio"/> Veterans |
| <input type="radio"/> Other: _____ | |

Membership Levels

Sustaining Membership

Members of the association distinguish themselves when becoming sustaining members of the FBA. Sixty dollars of the sustaining dues are used to support educational programs and publications of the FBA. Sustaining members receive a 5% discount on the registration fees for all national meetings and national CLE events.

	Private Sector	Public Sector
Member Admitted to Practice 0-5 Years	<input type="checkbox"/> \$155	<input type="checkbox"/> \$135
Member Admitted to Practice 6-10 Years	<input type="checkbox"/> \$215	<input type="checkbox"/> \$190
Member Admitted to Practice 11+ Years	<input type="checkbox"/> \$255	<input type="checkbox"/> \$220
Retired (Fully Retired from the Practice of Law)	<input type="checkbox"/> \$155	<input type="checkbox"/> \$155

Active Membership

Open to any person admitted to the practice of law before a federal court or a court of record in any of the several states, commonwealths, territories, or possessions of the United States or in the District of Columbia.

	Private Sector	Public Sector
Member Admitted to Practice 0-5 Years	<input type="checkbox"/> \$95	<input type="checkbox"/> \$75
Member Admitted to Practice 6-10 Years	<input type="checkbox"/> \$155	<input type="checkbox"/> \$130
Member Admitted to Practice 11+ Years	<input type="checkbox"/> \$195	<input type="checkbox"/> \$160
Retired (Fully Retired from the Practice of Law)	<input type="checkbox"/> \$95	<input type="checkbox"/> \$95

Associate Membership

Foreign Associate Admitted to practice law outside the U.S.	<input type="checkbox"/> \$195
Law Student Associate Currently enrolled in law school	<input type="checkbox"/> \$30

Dues Total: \$ _____

Practice Area Sections

<input type="checkbox"/> Alternative Dispute Resolution	<input type="checkbox"/> Intellectual Property & Communications Law
<input type="checkbox"/> Antitrust and Trade Regulation	<input type="checkbox"/> International Law
<input type="checkbox"/> Bankruptcy Law	<input type="checkbox"/> Labor and Employment Law
<input type="checkbox"/> Criminal Law	<input type="checkbox"/> Social Security
<input type="checkbox"/> Environment, Energy, and Natural Resources	<input type="checkbox"/> State and Local Government Relations
<input type="checkbox"/> Federal Litigation	<input type="checkbox"/> Taxation
<input type="checkbox"/> Government Contracts	<input type="checkbox"/> Transportation & Transportation Security Law
<input type="checkbox"/> Health Law	<input type="checkbox"/> Veterans Law
<input type="checkbox"/> Immigration Law	
<input type="checkbox"/> Indian Law	

Career Divisions

<input type="checkbox"/> Federal Career Service (past/present employee of federal government)	N/C
<input type="checkbox"/> Judiciary (past/present member or staff of a judiciary)	N/C
<input type="checkbox"/> Corporate & Association Counsels (past/present member of corporate/association counsel's staff)	\$10
<input type="checkbox"/> Senior Lawyers* (age 55 or over)	\$10
<input type="checkbox"/> Younger Lawyers* (age 36 or younger or admitted less than 3 years)	N/C

*For eligibility, date of birth must be provided

Sections and Divisions Total: \$ _____

Chapter Affiliation

Your FBA membership entitles you to a chapter membership. Local chapter dues are indicated next to the chapter name (if applicable). If no chapter is selected, you will be assigned a chapter based on geographic location. No chapter currently located in this state or location.

Alabama <input type="checkbox"/> Birmingham <input type="checkbox"/> Mobile <input type="checkbox"/> Montgomery <input type="checkbox"/> North Alabama Alaska <input type="checkbox"/> Alaska Arizona <input type="checkbox"/> Phoenix <input type="checkbox"/> William D. Browning/ Tucson-\$10 Arkansas* <input type="checkbox"/> At Large California <input type="checkbox"/> Central Coast <input type="checkbox"/> Inland Empire <input type="checkbox"/> Los Angeles <input type="checkbox"/> Northern District of California <input type="checkbox"/> Orange County <input type="checkbox"/> Sacramento <input type="checkbox"/> San Diego <input type="checkbox"/> San Joaquin Valley Colorado <input type="checkbox"/> Colorado Connecticut <input type="checkbox"/> District of Connecticut Delaware <input type="checkbox"/> Delaware District of Columbia <input type="checkbox"/> Capitol Hill <input type="checkbox"/> D.C. <input type="checkbox"/> Pentagon Florida <input type="checkbox"/> Broward County <input type="checkbox"/> Jacksonville <input type="checkbox"/> North Central Florida <input type="checkbox"/> Orlando <input type="checkbox"/> Palm Beach County <input type="checkbox"/> South Florida <input type="checkbox"/> Southwest Florida <input type="checkbox"/> Tallahassee-\$25 <input type="checkbox"/> Tampa Bay	Georgia <input type="checkbox"/> Atlanta-\$10 Hawaii <input type="checkbox"/> Hawaii Idaho <input type="checkbox"/> Idaho Illinois <input type="checkbox"/> Chicago Indiana <input type="checkbox"/> Indianapolis Iowa <input type="checkbox"/> Iowa-\$10 Kansas* <input type="checkbox"/> At Large Kentucky <input type="checkbox"/> Kentucky Louisiana <input type="checkbox"/> Baton Rouge <input type="checkbox"/> Lafayette/Acadiana <input type="checkbox"/> New Orleans <input type="checkbox"/> North Louisiana Maine* <input type="checkbox"/> At Large Maryland <input type="checkbox"/> Maryland Massachusetts <input type="checkbox"/> Massachusetts-\$10 Michigan <input type="checkbox"/> Eastern District of Michigan <input type="checkbox"/> Western District of Michigan Minnesota <input type="checkbox"/> Minnesota Mississippi <input type="checkbox"/> Mississippi Missouri* <input type="checkbox"/> At Large Montana <input type="checkbox"/> Montana Nebraska* <input type="checkbox"/> At Large Nevada <input type="checkbox"/> Nevada New Hampshire* <input type="checkbox"/> At Large	New Jersey <input type="checkbox"/> New Jersey New Mexico* <input type="checkbox"/> At Large New York <input type="checkbox"/> Eastern District of New York <input type="checkbox"/> Southern District of New York North Carolina <input type="checkbox"/> Middle District of North Carolina <input type="checkbox"/> Western District of North Carolina North Dakota* <input type="checkbox"/> At Large Ohio <input type="checkbox"/> John W. Peck/Cincinnati/ Northern Kentucky <input type="checkbox"/> Columbus <input type="checkbox"/> Dayton <input type="checkbox"/> Northern District of Ohio-\$10 Oklahoma <input type="checkbox"/> Oklahoma City <input type="checkbox"/> Northern/Eastern Oklahoma Oregon <input type="checkbox"/> Oregon Pennsylvania <input type="checkbox"/> Eastern District of Pennsylvania <input type="checkbox"/> Middle District of Pennsylvania <input type="checkbox"/> Western District of Pennsylvania Puerto Rico <input type="checkbox"/> Hon. Raymond L. Acosta/ Puerto Rico-\$10 Rhode Island <input type="checkbox"/> Rhode Island	South Carolina <input type="checkbox"/> South Carolina South Dakota* <input type="checkbox"/> At Large Tennessee <input type="checkbox"/> Chattanooga <input type="checkbox"/> Memphis Mid-South <input type="checkbox"/> Nashville <input type="checkbox"/> Northeast Tennessee Texas <input type="checkbox"/> Austin <input type="checkbox"/> Dallas-\$10 <input type="checkbox"/> Del Rio-\$25 <input type="checkbox"/> El Paso <input type="checkbox"/> Fort Worth <input type="checkbox"/> San Antonio <input type="checkbox"/> Southern District of Texas-\$25 <input type="checkbox"/> Waco Utah <input type="checkbox"/> Utah Vermont* <input type="checkbox"/> At Large Virgin Islands <input type="checkbox"/> Virgin Islands Virginia <input type="checkbox"/> Northern Virginia <input type="checkbox"/> Richmond <input type="checkbox"/> Tidewater Washington* <input type="checkbox"/> At Large West Virginia* <input type="checkbox"/> At Large Wisconsin* <input type="checkbox"/> At Large Wyoming <input type="checkbox"/> Wyoming
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Chapter Total: \$ _____

Payment Information and Authorization Statement

TOTAL DUES TO BE CHARGED

(membership, section/division, and chapter dues): \$ _____

☐ Check enclosed, payable to Federal Bar Association
Credit: ☐ American Express ☐ MasterCard ☐ Visa

Name on card (please print)

Card No. _____ Exp. Date _____

Signature _____ Date _____

By signing this application, I hereby apply for membership in the Federal Bar Association and agree to conform to its Constitution and Bylaws and to the rules and regulations prescribed by its Board of Directors. I declare that the information contained herein is true and complete. I understand that any false statements made on this application will lead to rejection of my application and/or the immediate termination of my membership. I also understand that by providing my fax number and e-mail address, I hereby consent to receive faxes and e-mail messages sent by or on behalf of the Federal Bar Association, the Foundation of the Federal Bar Association, and the Federal Bar Building Corporation.

Signature of Applicant

Date

(Signature must be included for membership to be activated)

*Contributions and dues to the FBA may be deductible by members under provisions of the IRS Code, such as an ordinary and necessary business expense, except 4.5% which is used for congressional lobbying and is not deductible. Your FBA dues include \$14 for a yearly subscription to the FBA's professional magazine.