

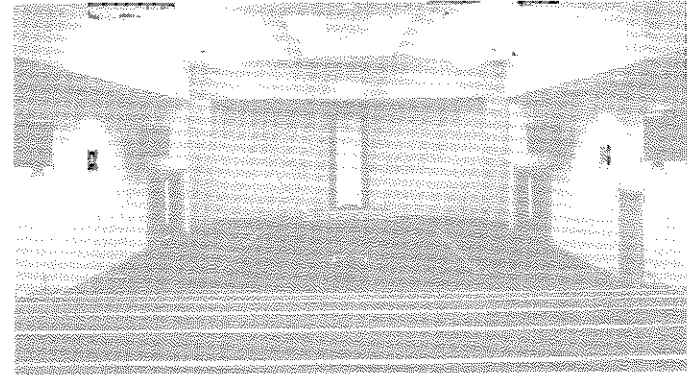
JUSTICE IS
THE END OF
GOVERNMENT
IT IS THE END OF
CIVIL SOCIETY
IT EVER HAS BEEN
AND EVER WILL BE
PURSUED UNTIL
IT BE OBTAINED
OR UNTIL
LIBERTY BE LOST
IN THE PURSUIT

ALEXANDER HAMILTON
THE FEDERALIST NO. 51, 1788

THE SIXTIETH ANNUAL

SUPREME COURT DAY

DRAKE UNIVERSITY LAW SCHOOL



SUPREME COURT DAY PROBLEM

Jeffrey Stark, a 65-year-old former production welder, worked for Jim Dean Dubuque Works for nearly twenty years. When he began his employment at Jim Dean, he was given an audiometric exam, which showed a pre-employment hearing loss of 0.9375 percent. In 1984, Stark was given another audiometric exam showing a hearing loss of 9.6875 percent. It is not disputed that the hearing loss during this twelve year period was caused by the high noise level in Stark's work area at Jim Dean. As a result, Stark was awarded workers compensation benefits for that hearing loss in 1984.

In 1984, Jim Dean adopted a mandatory comprehensive hearing conservation program. Stark received training on hearing protection equipment, and later acknowledged that he wore the hearing protection at all times. Throughout his employment at Jim Dean, however, Stark never worked in a department without a high level of noise.

Upon his retirement in 1991, Stark again applied for workers compensation benefits for additional hearing loss occurring after 1984. His hearing loss was now found to be 30.3125 percent. He seeks benefits for occupational hearing loss pursuant to Iowa Code Chapter 85B. Jim Dean resisted an additional award of benefits, contending that Stark's hearing loss after 1984 was not caused by exposure to noise at work. Expert witnesses on behalf of Jim Dean testified that the hearing conservation program at Jim Dean was very effective and that the change in Stark's hearing after 1984 occurred in a frequency that is not usually affected by noise, suggesting the

hearing loss instead is attributable to other factors such as age.

This case raises issues that go to the fundamental purpose of a workers compensation program and the fairness of placing a burden upon workers to prove that an injury caused in part by work conditions is not attributable in part to any other source. The employer, Jim Dean Dubuque Works, takes the position that Jeffrey Stark suffered no occupational hearing loss after 1984, saying that any additional hearing loss was not related to employment but to other factors. It contends that the award of workers compensation benefits in this case would make the employer effectively responsible for a worker's entire hearing loss sustained after the date of employment, including that part not related to employment. Jim Dean argues that such an interpretation of the statute violates the basic foundation upon which the workers compensation laws were originally built.

The worker, Jeffrey Stark, contends that, the evidence amply supports an award of benefits here and that the purpose of the legislature to simplify proof of occupational injury would be contravened by requiring the worker to prove which part of a hearing loss is attributable solely to work conditions. In sum, once a hearing loss is established to have been caused in part by employment conditions, such as exposure to noise, and to have reached a certain decibel level, the entire loss above that threshold level should be compensated. Moreover, despite Jim Dean's claim, Stark continued to be subject to high levels of noise even after 1984, as he was never transferred to department without excessive noise. The hearing conservation program attenuated but did not eliminate noise.

On April 28, 1995, the Deputy Industrial Commissioner awarded Stark full compensation benefits, less the benefits already paid him for hearing loss in 1984. The Industrial Commissioner affirmed the award. The employer, Jim Dean, filed suit in Iowa District Court for Dubuque County requesting review of the Industrial Commissioner's decision. On August 4, 1995, District Judge Hugo Clark reversed the decision, finding that Stark's hearing loss since 1984 had not been caused by conditions at his employment at Jim Dean and that the hearing loss should have been apportioned between the employment-caused hearing loss before 1984 and the hearing loss attributable to other causes since 1984.

Jeffrey Stark has appealed the district court's decision ruling to the Supreme Court of the State of Iowa.

SUPREME COURT DAY SPEAKERS

- 1916 Judge **William H. McHenry**
1940 **Harley Stipp**, President, The Iowa State Bar Association
1941 Justice **Charles F. Wennerstrum**, Supreme Court of Iowa
1947 United States Senator **Wayne Morse**, Oregon
1948 Justice and Professor **Maynard E. Pirsign**, Minnesota Supreme Court Justice and Professor, University of Minnesota
1949 **Frank E. Homan** of Seattle, Washington, President, The American Bar Association
1950 **Luther Hill**, Publisher, The Des Moines Register and Tribune
1951 **Albert J. Harno**, University of Illinois Law School
1952 **Howard L. Barkdull**, President, The American Bar Association
1958 **William B. Lockhart**, Dean, University of Minnesota
1960 Justice **Thomas Clark**, Former United States Attorney General and Supreme Court of the United States
1963 **Sylvester C. Smith**, President, The American Bar Association
1964 **Bert H. Early**, Executive Director, The American Bar Association
1965 **Thomas S. Lambert, Jr.**, United States Trial Counsel at Nuremberg
1966 **Percy Mossle**, Houston Defense Attorney
1967 **Emile T. Berman**, Defense Attorney
1968 Judge **Charles S. Desmond**, Chief Judge, New York Court of Appeals
1972 United States Senator **Mark Hatfield**, Washington
1974 **Elliott Richardson**, Secretary of Defense and former Attorney General of the United States
1975 **Charles Kuralt**, CBS News Correspondent
1976 **Chesterfield H. Smith**, President, The American Bar Association
1977 **William Colby**, Former CIA Director
1978 **Gerald Gunther**, William Nelson Cromwell Professor of Law at Stanford University Law School
United States Senator **William Proxmire**, Wisconsin
1979 **William Webster**, Director, The FBI
1980 **F. Lee Bailey**, Nationally Renowned Trial Attorney
1981 United States Senator **Charles Percy**, Illinois
1982 **Robert E. White**, Former United States Ambassador, El Salvador
1983 **Donald Kaul**, Columnist, The Des Moines Tribune
1984 Justice **Sandra Day O'Connor**, Supreme Court of the United States
1985 **Irving Younger**, Marvin J. Sonosky Professor of Law, University of Minnesota Law School
1987 United States Senator **Dale L. Bumpers**, Arkansas
1988 **James McElhaney**, Joseph C. Hostetler Professor of Trial Advocacy
1989 **William S. Session**, Director, The FBI
1990 United States Congresswoman **Patricia Schroeder**, Colorado
1991 **Richard Thornburgh**, United States Attorney General
1992 **Michael G. Gartner**, President, NBC News
1993 The Honorable **A. Leon Higginbotham, Jr.**, Former Chief Judge, Third Circuit Court of Appeals; Member, State Court of Appeals for the Third Circuit
1994 **Janet Reno**, United States Attorney General
1995 **Roberta Cooper Ramo**, President-elect, The American Bar Association
1996 United States Congressman **James A. Leach**, Iowa
1997 **Janet Napolitano**, U.S. Attorney for the District of Arizona

FORMER SUPREME COURT DAY FINALISTS

1996	Jennifer V. Ballengee Marija Lisnich	Jennifer R. Clark Alan R. Ostergren
1995	Michael Clark Jonathan S. Miles	Michael Jones Matthew R. Scott
1994	Susan K. Hansen Matthew R. Scott	Matthew M. Johnson Peter J. Thill
1993	Rhonda A. Hawkins Mark A. Newman	Anthony S. Mendoza Robert Mihelich
1992	Venessa F. Kuhlmann Gregory C. Schodde	Patricia L. Rensink-Vogel Diana M. Spahr
1991	John S. Courter Curtis O. Roggow	Brian M. F. Kennedy Diana M. Spahr
1990	Timothy J. Casey Brian M. F. Kennedy	John S. Courter W. Trent Van Haafte
1989	James A. Benzoni Pamela W. Prager	Gary R. Fischer Jeffrey J. Wolf
1988	Andrew J. Bracken Gregg M. Fishbein	Carmen E. Eichmann Dawn R. Siebert
1987	Gregory D. Brandt Steven E. Mauer	Teresa K. Hillary Marcia L. Schober
1986	Beverly K. Caro Robert K. DuPuy	Debra Chang Steven E. Mauer
1985	David S. Garms Anita Shodeen Parmeter	John T. Palter Kelly Benson Radetic
1984	Debra Egli James Peter H. Thrane	Martha A. Fagg Mark D. Welkler

1983	Vincent E. Mauer Marlene Triggs Gresh	Steven J. Roy Kristin K. Wright
1982	Elaine Marquardt Rose Murphy	Martha L. Mertz Stephen P. Swinton
1981	Gregory L. Biehler David W. Hepplewhite	Gerald L. Hammond Helen M. Stirling
1980	John F. Gelson Steven R. Parrish	Kent J. Lund Patricia Rutherford
1979	Lance D. Ehmcke Kasey W. Kincaid	Hugh B. Hughes Shari L. Ulery
1978	Diane M. Henson Nancy Torrey	Thomas E. Stanberry Jack Whitley
1977	Gerald H. Grask Martin W. Kus	Larry J. Handley Marilyn S. Warner
1976	James E. Ellefson John A. Michelich	Gregory M. Lederer William S. Vernon
1975	Susan A. Abel Fred L. Dorr	Carter G. Bishop Thomas E. McCurnin
1974	Iris E. Muchmore Mark W. Schweibert	John M. Perkins Dennis R. Taylor
1973	Earl D. Bellamy, II George H. Perry	Marsha L. Johnson Tito W. Trevino
1972	Richard G. Blane, II Vernon L. Traster Timothy W. Waldeck	Joseph A. Nugent Terry N. Trieweiler
1971	Arthur L. Buzzell Dennis B. O'Boyle	Ben Thomas Cole Nile C. Williamson

1970 R. Larry Drake
Arvid D. Oliver

1969 Edwin K. W. Ching
Albert L. Harvey
Richard A. Pundt

1968 Robert M. Holliday
Jerome F. Lundren
B. Gerald Reynolds

1967 William H. Huff, III
Lawrence E. Pope

1966 Lyman L. Frick
Gary D. Ordway
Jon R. Pearce
Anna I. Shinkle

1965 John R. Baur
Fred M. Dawson
Thomas Killion
Wayne M. Sakai

1964 Yale H. Iverson
Edward J. Reasor
Ronald L. Sorenson
William N. Twohey

1963 Joseph S. Bertroche
H. Randolph Duncan
J. Robert Hand
Peter A. Keller

1962 Marvin F. Heidman
Louis A. Lavorato
Stanton Sornson
Brian P. Williams

John R. Hearn
Jack Williamson

Ronald R. Fletcher
Robert D. McLaren
John C. Wellman

Vivian Jury Lawyer
Mark D. Ravreby
William L. Schmidt

Harold A. Young

Thomas E. Leahy, Jr.
Richard G. Pattison
Jack R. Schreiber
Jo Ann G. Shirley

G. Norman Coder
Tom George
John L. Rensink
Gary L. Wiegel

Lyle D. Middleton
Stephen R. Smith
Gary H. Swanson
John T. Ward

Thomas Bolton
Loren J. Duensing
Ronald M. Frykberg
Robert R. Montgomery

Jack D. Levin
R. Dale Peddicord
Paul H. Tatz
Thomas A. Renda

1961 Phillip R. Collett
James E. Houser
James E. Knox
Andrew H. Schill

1960 R. Don Bertell
George A. Goebel
George F. Milligan
James B. West

1959 Mark DeRuyter
Harlan Max Hockett
Thomas Hylan
Robert R. Snyder

1958 Sheldon L. Balman
Clarence A. Glotfelty
John H. Reuber
George W. Sullivan

1957 Raymond A. Fenton
Jerry A. Kasner
Carl F. Nielsen
Elwood L. Thomas

1956 Robert W. Callies
Donald L. Kramer
Lawrence E. Myers
Rex V. Roupe

1955 Robert G. Allbee
Harry W. Dahl
Dwight I. Martin
Robert L. Walters

1954 John D. Culbertson
Clyde R. Fickes
Donald Running
Robert A. Wright

Charles M. Ferguson
Frank E. Kennedy
Richard E. Ramsay

Roderick C. Dickinson
Randall Handley
George R. Sackett
James W. Yoder

Philip C. Armknecht
James W. Brown
A. Hughes
Clarence J. May

Lee H. Gaudineer, Jr.
Leo E. Gross
Dan Stamatelos
William J. Yost

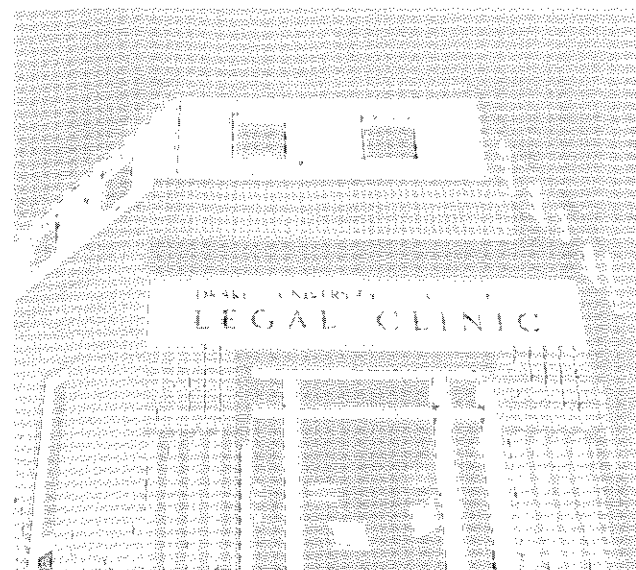
J. Hawey
John R. McGlynn
Leo E. Oxberger
Paul O. Strand

Robert E. Drey
Walter F. Maley
Gordon Nesbit
Harley Whitfield

Anthony M. Critelli
Durwood W. Dircks
Richard F. Mitchell
Dirk C. Van Zante

Richard G. Davidson
Joseph C. Piper
James L. Tyler
Donald H. Zarley

1953	Melvern E. Anderson Mervin J. Flander Harold J. Lincoln, Sr. Robert Rydell	Brian Connell Daniel L. Griffen, Jr. James Van Ginkel Alvin E. Witwer
1952	Audrea M. Bride John W. Carty Hessel Dykstra William M. Parker	G. Arthur Cady, Jr. Albert G. Dunkleberg Roger L. Kaas Gerold O. Patterson
1951	Robert K. Clark John Tow	Walter E. Stradley Jack C. Wallace
1950	Theodore L. Duffield John G. Martin	James D. McKeon William R. Rosecrans
1949	Horace G. Booth Paul J. Cooksey John D. Galvin Dale L. Porter	Charles Cardamon Bill E. Davenport Peter B. Larson
1947	Robert Daufenbaugh Louis W. Nitchals John K. Watson	Theodore H. Miller Bernard Rodholm
1941	Norman K. Blatchford John Connolly, III Joy Fitzgerald Hix Joe W. Kridelbaugh, Jr. Robert G. Riley Don Wilson	Charles C. Browning, Sr. Russell B. Decker Galen Hesalroad John H. Neiman Lorna L. Williams Robert J. Wessells
1940	John Gannon Roy W. Meadow Virgil L. Siepel Florence Wallace	Arnold Joseph George Rice Robert Southworth, Jr. Eldon A. Woltz
1939	Allor B. Crouch Theodore W. Doran Edward F. McCartan Cecil L. Utterback	John T. Donahoe A. E. Jensen Donald F. Klein



**DRAKE UNIVERSITY
LAW SCHOOL
AWARDS AND RECOGNITION
OF ACHIEVEMENTS**

STUDENT BAR ASSOCIATION AWARDS AND RECOGNITION OF ACHIEVEMENT

STUDENT BAR ASSOCIATION (SBA) OFFICERS 1996-1997

Carrie E. Wolf, President
Sean P. Wieser, Vice-President
James Thornton, Treasurer
Melissa A. Stover, Secretary
Christine Nierenz, Student-Faculty Liaison
Ursula A. Koenig, ABA/LSD Representative
Jack Frajman, Law School Senator to the University Senate

THIRD YEAR REPRESENTATIVES

Andrew S. Choi
Cynthia Ullem Christy
Todd A. Orston
Phillip G. Stover

SECOND YEAR REPRESENTATIVES

Edward Calado
Torriano N. Garland
Tucker Hummel
Laurie Ristau

FIRST YEAR REPRESENTATIVES

Alexandra Eisbach
Karl Gruse
Steven Lechner
June Owens-Jenkins

FALL BALL

Sean P. Wieser

SUPREME COURT DAY CHAIRPERSONS

Cynthia Ullem Christy
Ursula A. Koenig

STUDENT BAR ASSOCIATION PRESIDENT'S AWARDS

Persons who have made an extraordinary contribution to the success of the programs of the Student Bar Association or to the life of the student body as a whole.

Edmund Sease LA'64, LW'67
Penny L. Brown

LAW SCHOOL AWARDS AND RECOGNITION OF ACHIEVEMENT

THE FERGUSON PRIZE

This prize is awarded to the student who best exemplifies the commitment of Drake University Law School and the legal profession to public service, and who has rendered outstanding service, primarily legal assistance, to eligible individuals or groups in the Law School Clinic or to other public service projects integrated with the Law School. Also, an Honorable Mention shall be given to a second-place student. The Ferguson Prize was established by Edwin Earle Ferguson, Sr., LW'34, and is accompanied by a \$1,000 cash gift and a commemorative plaque.

Winner to be announced at the Supreme Court Day Banquet

THE TIMOTHY N. CARLUCCI AWARD

This award was established in honor and memory of Timothy N. Carlucci, LW'87. The award is given to the law student who best exemplifies civility and professionalism in his or her dealings with fellow students and others in the profession. The Timothy N. Carlucci Award is accompanied by a \$200 cash gift and a commemorative plaque.

Winner to be announced at the Supreme Court Day Banquet

THE ROBERT J. KROMMINGA AWARD

This award is given to an outstanding clinical student in client representation and advocacy in the Criminal Defense Program. This award is made possible by the Iowa Association of Criminal Defense Lawyers and is accompanied by a \$250 cash gift and a commemorative plaque.

Winner to be announced at the Supreme Court Day Banquet

THE WILLIAM AND ELLEN COONEY HOYE AWARD

This award is presented each spring to the graduating senior who, in the opinion of the faculty, demonstrates the greatest promise as an advocate, a public servant and a practitioner. The recipient of this award has demonstrated not only the academic promise, but also leadership ability, the speaking and writing skills of an effective advocate, and a commitment to public service and the Drake University Law School. The William (LW'86) and Ellen Cooney (LW'87) Hoyer Award is accompanied by a \$500 cash gift and a commemorative plaque.

Winner to be announced at the Supreme Court Day Banquet

DEAN'S SERVICE AWARDS

These awards are presented to students who have provided outstanding service to the Law School during the 1996-97 school year.

Ursula A. Koenig, ABA/LSD Representative
James R. Walter, Agricultural Law Society
Janet Guinan, Alternative Dispute Resolution Society
Yvonne C. Naanep, Asian Pacific Islander Law Society
Andrew Choi, Asian Pacific Islander Law Society
Linda K. Zanders, Black Law Students Association
Deena McCoy, Christian Legal Society
Colleen E. Morgan, Communications Law
D. Michael Dismukes, Delta Theta Phi
Lori A. Hunt, Drake Law Democrats
Chad V. Horner, Drake Law Review
David P. Lane, Environmental Law Society
Linda Mott, Environmental Law Society
Tyler Enstrom, Federalist Society
Chad V. Horner, Gay and Lesbian Law Students
Shawn D. Young, Honor Board
Cassie N. Kinney, Honor Board
Tracy L. Bornman, Intellectual Property Law
Arman Dabiri, International Law Society
Mark E. Reisinger, Journal of Agricultural Law
John A. Ruiters, Journal of Agricultural Law
David Vogel, Labor and Employment Law
Jon E. Dreibelbis, Latino Law Society
David P. Lane, Moot Court Board
Timothy Poe, National Lawyers Guild
Chris F. Gaizo, Phi Alpha Delta
Jason T. Hollidorf, Sports and Entertainment Law
Carrie E. Wolf, Student Bar Association
Julie K. Harders, Student Development Committee

THE LELAND FORREST OUTSTANDING PROFESSOR AWARD

The recipient of this award is selected each year by students of the graduating class. The award recognizes outstanding contribution to quality legal education both in and out of the classroom.

Winner to be announced at the Supreme Court Day Banquet

THE MARTIN TOLLEFSON AWARD

The Student Bar Association created this award to recognize the student leader who best exemplifies the hopes and aspirations of the late Dean Tollefson. This award is the highest form of recognition for leadership and service contributions to Drake Law School. Selection for this \$200 cash award is by election of the graduating class.

Winner to be announced at the Supreme Court Day Banquet

LAW REVIEW AWARDS AND RECOGNITION OF ACHIEVEMENT

THE DRAKE LAW REVIEW

The Drake Law Review is published four times each year. The Review is edited and prepared by student editors and staff. Students are chosen on the basis of high scholastic achievement and writing ability.

EDITORIAL BOARD 1996-97

Chad V. Horner, Editor-in-Chief
Leah C. Hill, Executive Editor
Kristin Mueller, Research Editor
Jason C. Palmer, Managing Editor
Jon E. Dreibelbis, Production Editor
Darren K. Sharp, Projects Editor
Jennifer A. Benning, Note Editor
Leslie L. Moore, Note Editor
Cynthia Ullem Christy, Article Editor
DaNita Y. Miller, Article Editor

ASSOCIATE EDITORS

Eric A. Faison
Ronald W. Kepford
Ruth C. Saunders
Angel A. West

SENIOR STAFF

Colleen Caldwell
Matt Gardner
Scott Sinson

Keri Farrell-Kolb
Jennifer Gerrish

JUNIOR STAFF

John Louis Acken
Gregory S. Bailey
LaDonna L. Boeckman
Jennifer C. Ford
Steven J. Havercamp
Beverly K. Jones
James Kirkland
Mindy Larsen
David Malinger
Scott H. Murphy
Mark E. O'Neill
Matt Reilly
Ivy Ross Rivello
Lee D. Trevis
Sheryl L. Valadez-Vieyra
Daniel M. Weddle
Theresa R. Wilson

Nasim Ahmad
Julie D. Bettenhausen
Christopher Byrd
Kirby C. Gruchow, Jr.
Gretchen R. Jensen
Lee J. Karge
Jennifer Lann
Bennett MacDougall
David N. May
Christine Nierenz
Kerry Porter
Brian P. Rickert
Tanya C. Thresher
Mindy K. Trotter
Joseph T. Van Horn
Todd E. Wiench
Timothy J. Zarley

Keith C. Miller, Faculty Advisor

THE H.G. CARTWRIGHT LAW REVIEW AWARD

This is an annual award of \$200 to the student who submits the best Note during the year to the Drake Law Review. The award is named in honor of the late Harold G. Cartwright (LW'25), who participated actively in founding the Law Review and who was a loyal supporter of the Law School.

Award presented at the Law Review Dinner

1995-96 Recipient: Scott Green

THE JEFF GILBERT MEMORIAL WRITING AWARD

This award is named in honor of the late Jeffrey S. Gilbert, a member of the Class of 1986 who was named to the 1985-86 Editorial Board shortly before his untimely death in 1985. The award is presented to the junior staff member who has made the greatest contribution to the success of the Drake Law Review.

Award presented at the Law Review Dinner

1995-96 Recipient: Ruth Saunders

THE MORRIS A. HAFT AWARD FOR OUTSTANDING SERVICE TO THE LAW REVIEW

This award was established by the family of Morris A. Haft, father of Howard Haft, LW'53. The award, named in recognition of Mr. Haft's quality and service to the Drake Law Review and the legal profession, is presented annually to a graduating member of the Law Review Staff or Editorial Board who, through individual effort, service, and leadership, has contributed most to the overall success and quality of the Drake Law Review.

Award presented at the Law Review Dinner

1995-96 Recipient: Sarah Frink

THE DRAKE JOURNAL OF AGRICULTURAL LAW

The Drake Journal of Agricultural Law started in the fall of 1994. The Journal's focus is to provide a quality publication to benefit the courts, practicing attorneys, professors, students, and others in the community who are interested in researching international and domestic matters relating to agricultural and food law.

1996-97 MEMBERS

EDITORIAL BOARD

Mark E. Reisinger, Editor-In-Chief, Fall 1996
John A. Ruitter, Editor-In-Chief, Spring 1997
Julie K. Harders, Executive Editor
David I. Hansen, Articles Editor
John A. Ruitter, Note Editor
Matthew Cole, Note Editor
Jason Madden, Associate Articles Editor
Jennifer Ostergren, Associate Note Editor
Alan Ostergren, Associate Note Editor
Sean P. Wieser, Managing Editor
Amie Sobkoviak, Production Editor
Shawn D. Young, Associate Managing Editor

SENIOR STAFF

Kelly T. Bennett (Chairperson)
James R. Walter
Mikkel A. Long
Boyd Ellis
Kevin V. Abbott
Justin Hupfer
Nathan Lanter

JUNIOR STAFF

Heather Feldkamp
Phillip G. Stover
Sandip Patel
William Wu
Jonathan Barton
Dustin Smith
Wilmer J. Dechant, Jr.
Tyler Enstrom
Maha Jadallah
Tiffany Hagen
John H. Judisch
LeAnn Heun
Patricia Sneeringer
Jennifer Costello
John Brinker
Jeffrey Oliver
John Messer
Roni Halabi
Danielle Jaberg

Neil D. Hamilton, Faculty Advisor
Hunter R. Clark, Faculty Advisor

MOOT COURT AWARDS AND RECOGNITION OF ACHIEVEMENT

MOOT COURT BOARD

The Drake Law School Moot Court Program consists of six intramural competitions and ten inter-law school competitions conducted at various times throughout the school year. The Moot Court Board members are responsible for organizing all aspects of each team's involvement in the moot court competitions. In addition, the members serve as student coaches to the competitors.

OFFICERS 1996-1997

David P. Lane, President
Jason Madden, Vice-President
Carrie E. Wolf, Secretary/Treasurer

SENIOR BOARD MEMBERS

Theresa Bruno
Eric A. Faison
Kimberly A. Myers
Shawn D. Young

BOARD MEMBERS

Julie D. Bettenhausen	John T. Clendenin
Robert T. DiBlasi	Torriano N. Garland
Mindy K. Trotter	LaDonna L. Boeckman
Christine M. DeLorme	Danielle K. Dixon
David I. Hansen	Timothy J. Zarley

THE RODNEY L. HUDSON APPELLATE ADVOCACY AWARD

This is an annual cash award from a fund established in honor of Rodney L. Hudson (LW'16), whose career exemplifies the skills, dedication and character demanded of the complete advocate. The award, for outstanding student practitioners of the art of appellate advocacy, goes to the student who, in the opinion of the Justices of the Iowa Supreme Court, makes the best argument before them on Supreme Court Day. This award is made possible by the Rodney L. Hudson Family Foundation.

Winner to be announced at the Supreme Court Day Banquet

1995-96 Recipient: Jennifer R. Clark

THE RODNEY L. HUDSON SENIOR ADVOCACY AWARD

Each year this award is presented to one senior student who is judged by the Moot Court Advisors to have given outstanding overall performance in Moot Court competitions throughout his/her Law School career. The annual cash award is funded by the Rodney L. Hudson Family Foundation and established in honor of Rodney L. Hudson (LW'16), whose career exemplified excellence in advocacy.

*Award presented at the Moot Court Board Luncheon
1995-96 Recipient: Kristin L. Bohlken*

THE M. GENE BLACKBURN AWARD

This annual award of \$250, funded by the law firm of Moyer & Bergman in Cedar Rapids, Iowa, is presented to the student who submits the best brief for the Supreme Court Day Moot Court Competition. The recipient is chosen on the basis of superior writing skills which communicate an issue position based upon an innovative, creative, and concise approach. The award is named for M. Gene Blackburn, LW'55, in recognition of his dedication to the development of appellate advocacy while a professor at Drake University Law School.

*Award presented at the Moot Court Board Luncheon
1995-96 Recipient: Amie Sobkoviak*

DRAKE LAW SCHOOL ALUMNI SERVICE AWARD

This award is given annually to an alumnus for his or her generosity and dedication to the Drake Law School Moot Court Program.

*Award presented at the Moot Court Board Luncheon
1995-96 Recipient: Daniel Voogt, LW'87*

ORDER OF THE BARRISTERS

The Order is a national society whose purpose is to recognize special efforts and contributions to Moot Court programs in American law schools. Membership is voted on the basis of outstanding participation in Moot Court competitions and service to the Drake Moot Court Board.

Award presented at the Moot Court Board Luncheon

ORDER OF THE BARRISTERS 1996

Daryl R. Anderson	Jennifer V. Ballengee
Kristin L. Bohlken	Jon Callaway
Danette Kennedy	Steve Knudson
Marija Lisnich	Thomas J. O'Brien
Anjela A. Shutts	Amy L. Strohbusch

Honorary Barrister: Chief Justice Arthur McGiverin

APPELLATE COMPETITIONS

NATIONAL MOOT COURT COMPETITION

The National Moot Court Competition is an inter-law school appellate advocacy competition sponsored each year by the Young Lawyers' Committee of the Association of the Bar of the City of New York and the American College of Trial Lawyers. The petitioner team competed in New York City in January 1997.

PETITIONER

Ursula A. Koenig
David P. Lane
Leslie L. Moore

RESPONDENT

Jennifer R. Clark
John T. Clendenin
DaNita Y. Miller

Gregory C. Sisk, Faculty Advisor
Eric A. Faison and Christine M. DeLorme, Student Coaches

NATIONAL ENVIRONMENTAL LAW COMPETITION

The National Environmental Law Competition is sponsored by the Environmental Law Institute at Pace University. The competition was held in White Plains, New York, in February 1997.

Christopher A. Kragnes
Carrie E. Wolf
Timothy J. Zarley

Jerry L. Anderson, Faculty Advisor
Dennis D. Hirsch, Faculty Advisor
David P. Lane and LaDonna L. Boeckman, Student Coaches

INSURANCE LAW COMPETITION

The Insurance Law Team competed in the William F. Starr Insurance Law Competition in Hartford, Connecticut, in October 1996.

Jennifer A. Benning
Alan R. Ostergren
Andrew S. Roesener

Laurie K. Doré, Faculty Advisor
Jason Madden and Danielle K. Dixon, Student Coaches

INTELLECTUAL PROPERTY COMPETITION

The Giles Sutherland Rich Moot Court Competition is sponsored by the American Intellectual Property Law Association. The team will compete in Regional competition in Chicago, IL March 21 - 23, 1997. The National competition is in Washington, D.C., April 9 - 11, 1997.

Christa D. Brolley
Troy A. Groetken

Edmund Sease LA'64, LW'67, Faculty Advisor

TRIAL COMPETITIONS

AMERICAN TRIAL LAWYERS ASSOCIATION MOCK TRIAL COMPETITION

The American Trial Lawyers Association Mock Trial Competition is an inter-law school trial advocacy competition sponsored by the American Trial Lawyers Association. This year's teams competed in Detroit, Michigan, in February 1997.

Kristen A. Boldt
Christopher Crawford
David I. Hansen
Alan R. Ostergren

Matthew J. Cole
Christine M. DeLorme
James Kirkland
Mindy K. Trotter

Jeff Noble and Daniel Voogt, Alumni Coaches
David I. Hansen and Timothy J. Zarley, Student Coaches

NATIONAL MOCK TRIAL COMPETITION

The National Mock Trial Competition is an inter-law school trial advocacy competition. The team competed in Iowa City in February 1997.

John L. Acken
Jonathon T. Barton
Torriano N. Garland
David P. Lane
Mikkel A. Long
Laura C. Nash

Mark Godwin and Jamie Bowers, Coaches
David P. Lane and Torriano Garland, Student Coaches

SKILL COMPETITIONS

CLIENT COUNSELING COMPETITION

The Client Counseling Competition is sponsored by the American Bar Association. The team competed in Omaha, Nebraska, in February 1997.

Marlo Brooks
James Marron

Matthew G. Doré, Faculty Advisor
Kimberly A. Myers, Student Coach

NEGOTIATIONS COMPETITION

The Negotiations Competition is sponsored by the American Bar Association. The teams competed in the regional competition in St. Paul, Minnesota, in November 1996. Boldt and Enstrom also competed in the national competition in San Antonio, Texas, in February 1997.

Kristen Boldt
Tyler Enstrom

Melanie Breedlove
David Malinge

Laura Birkenholtz, Faculty Advisor
Eric A. Faison and Christine M. DeLorme, Student Coaches

INTRAMURAL COMPETITIONS

C. EDWIN MOORE MOOT COURT INTRAMURAL COMPETITION

The C. Edwin Moore Moot Court Competition is an annual intramural appellate advocacy competition in which all students are eligible to participate.

Randi Donaldson, Finalist
Kimberly Haddox, Finalist
Danielle Jess, Finalist
Ryan Rohlfen, Top Finalist

OTHER STUDENT AWARDS

THE ORDER OF THE COIF

Drake Law School's chapter of the Order of the Coif, the national law school honor society, was chartered in 1951. Members are selected annually from students who rank in the top ten percent of the graduating class.

1995-1996 MEMBERS

Daryl R. Anderson	Christopher R. Arndt
Judith Rosslyn Boès	Kristin L. Bohlken
Brenda L. Cronk	William H. Croutch
Deidra A. Fleming	Nancy S. Flury
Sarah E. Frink	Phillip B. Grant
Elizabeth A. Grob	William Eric Hulett
William J. Hunnicutt	Scott A. Kizer
Jeffrey R. Kulwin	Kurt R. Leistikow
Jill Swanson Martone	Thomas J. O'Brien
Anne E. Updegraff	

HONORABLE MEMBERSHIP

Richard J. Sapp

WHO'S WHO AMONG STUDENTS IN AMERICAN UNIVERSITIES AND COLLEGES, 1996-97

This national award is given to students who have been selected by the faculty as being among the country's most outstanding campus leaders. Selection is based on scholarship ability, participation and leadership in academic and extracurricular activities, citizenship, service to the school, and potential for further achievement.

Christopher J. Adam	Jennifer A. Benning
Christa D. Brolley	Andrew S. Choi
Cynthia Ullem Christy	Jennifer R. Clark
John T. Clendenin	Jon E. Dreibelbis
Darla M. Giese	Leah C. Hill
Chad V. Horner	Ursula A. Koenig
David P. Lane	DaNita Y. Miller
Alan R. Ostergren	Leslie L. Moore
Mark E. Reisinger	Andrew S. Roesener
Linda K. Zanders	Ruth C. Saunders
William Shannon Stokes	Carrie E. Wolf
James R. Walter	Shawn D. Young

CALI EXCELLENCE FOR THE FUTURE AWARDS

The CALI Excellence for the Future Awards are given to students attaining the highest grade for selected courses leading to a J.D. degree.

SPRING 1996

Jill M. Mueller, Administrative Law
Gregory S. Bailey, Civil Procedure II (401)
Kirby C. Gruchow, Civil Procedure II (402)
Brenda L. Cronk, Conflicts of Law
Daniel M. Venner, Constitutional Law I (401)
Todd C. Barsumian, Constitutional Law II (402)
Jayme R. Hadala, Contracts II (401)
John T. Wendland, Contracts II (402)
Deidra J. Fleming, Criminal Practice and Procedure
Darla M. Giese, Ethics
William H. Abraham, Estate Planning
Leah C. Hill, Evidence
Von E. Hays, International Trade
Jennifer A. Benning (tie), Mass Media Law
William J. Hunnicutt (tie), Mass Media Law
Jennifer C. Ford, Products Liability
Todd E. Wiench, Property (401)
Dana M. Clay, Property (402)
Lynn M. Smith, Securities
Leah C. Hill, State and Local Government
Kristin L. Bohlken, Trial Advocacy (405)
Gregory D. Knapp, Trial Advocacy (406)
Heidi S. Wiskia, Workers Compensation

FALL 1996

Todd M. McGuire, Civil Procedure I (301)
Todd M. McGuire, Torts (301)
Harley C. Erbe, (tie) Torts (302)
Ryan J. Rohlfesen, (tie) Torts (302)
Rebecca J. Bishop, Criminal Law (301)
Justin A. Harris, Criminal Law (302)
Todd M. McGuire, Contracts I (301)
Gregory S. Bailey, Evidence (301)
Darla M. Giese, Estate & Gift Tax (301)
Todd E. Wiench, Income Tax (301)
Alan R. Ostergren, Trial Advocacy (301)
Carrie E. Wolf, Trial Advocacy (302)
Darla M. Giese, Modern Real Estate Transactions (301)
Mindy R. Larsen, Wills & Trusts (301)
Christa D. Brolley, Litigation with the Federal Government (301)

Christa D. Brolley, Trademarks (301)
 Alan R. Ostergren, Federal Jurisdiction (301)
 David N. May, Employment Discrimination (301)
 David N. May, (tie) Labor Law I (301)
 Scott K. Green, (tie) Labor Law I (301)
 Todd E. Wiench, Sports Law (301)
 William W. Carpenter, Advanced Problems in Torts (301)
 Kenneth J. Lee, Antitrust (301)
 William S. Stokes, Secured Transactions (301)
 Darla M. Giese, Debtor-Creditor Law (301)
 Michael D. Dismukes, Comparative Law (301)
 Carrie E. Wolf, Topics in Torts (301)
 Marla Suddreth, Family Law (301)

CORPUS JURIS SECUNDUM AWARD FOR SCHOLASTIC EXCELLENCE

Corpus Juris Secundum Award Certificates are awarded by West Publishing Company to students attaining the highest grade in specified courses.

SPRING SEMESTER 1996

Jayme R. Hadala, Contracts II (401)
 John T. Wendland, Contracts II (402)
 Todd E. Wiench, Property (401)
 Dana Clay, Property (402)
 Gregory S. Bailey, Civil Procedure II (401)
 Kirby C. Gruchow, Jr., Civil Procedure II (402)

FALL SEMESTER 1996

Todd M. McGuire, Contracts (301)
 Todd M. McGuire, Torts (301)
 Ryan J. Rohlfson and Harley C. Erbe (tie), Torts (302)
 Rebecca J. Bishop, Criminal Law (301)
 Justin A. Harris, Criminal Law (302)
 Todd M. McGuire, Civil Procedure (301)

DAVIS, BROWN, KOEHN, SHORS & ROBERTS, P.C. AWARDS FOR EXCELLENCE

These five awards, given annually by Davis, Brown, Koehn, Shors & Roberts, P.C., are presented to those students whose Law School activities have earned the respect of their professors and peers. Awards for the academic year ending May 1996:

Deidra J. Fleming, top of graduating class
 Gregory S. Bailey, top of first-year class
 Eric R. Thiessen, Editor in Chief of the Drake Law Review
 Ryan Rohlfson, outstanding first-year oralist
 Donna Gail Baker, most improved grade point average from first year to graduation

INNS OF COURT

American Inns of Court have been formed throughout the United States for the purpose of promoting and improving trial and appellate advocacy skills, adherence to ethical ideals, and professionalism among members. Members, who are limited in number to 65, include judges, senior and new attorneys, and law students who meet regularly throughout the year to participate in demonstrations of forensic techniques, critiques and evaluations, and collegial discussion and dining. Two Inns of Court have been formed in Des Moines, and Drake law students and faculty are members of each.

BLACKSTONE INN OF COURT

James A. Adams, Master of the Bench

John L. Acken	Kelly T. Bennett
Christa D. Brolley	Cynthia Ullem Christy
Matthew J. Cole	James L. Drury II
David I. Hansen	Ronald M. Kepford
Gregory D. Knapp	Mikkel A. Long
Matthew D. Manning	Jennifer G. Navis
Angel A. West	Carrie E. Wolf

C. EDWIN MOORE INN OF COURT

Laurie K. Doré, Master of the Bench

Jennifer R. Clark	Matt D. Gardner
Troy A. Groetken	Leah C. Hill
Alan R. Ostergren	Ruth C. Saunders

THE IOWA STATE BAR ASSOCIATION SENIOR AWARD

Each year the association confers this award on the graduating senior who, by service, attitude and ability, is expected to be the most successful member of the class in leadership in the Iowa Bar. The recipient is selected by faculty.

Award presented to Ramona Palmer

WEST PUBLISHING AWARDS 1995-96

West Publishing Company annually awards a selected title to the members of the first, second, and third year classes who achieve the highest scholastic average in their classes during that year.

Law I - Gregory S. Bailey
Law I - David N. Malinger
Law II - Darla M. Giese
Law III - Deidra J. Fleming

DRAKE LEGAL RESEARCH SERVICE

BOARD OF EDITORS 1996-97

Christa D. Brolley, Managing Editor
Kimberly A. Myers, Associate Editor
David P. Lane, Associate Editor
Peggy A. Swalve, Business Editor

STAFF RESEARCHERS

Third Years

Kelly T. Bennett
Tracy L. Bornman
Thomas W. O'Neil
Oscar Schefers

Jan R. Bernier
Jennifer C. Ford
Jason Palmer

Second Years

Patricia Ashton
Todd C. Barsumian
Patrick W. Greenwood
John H. Judisch
James Marron

Gregory S. Bailey
Dana Clay
Beverly K. Jones
Lisa M. Lann
Timothy A. Poe

Matthew J. Reilly
Eric R. Stephenson

Ivy R. Rivello
Lee D. Trevis

Daniel Bogart, Faculty Advisor

THE DRAKE LEGAL RESEARCH AWARD

This award is presented to an outstanding staff researcher based upon performance. The professionalism displayed by this student represents the type of individual effort and quality work the Drake Legal Research Service seeks to provide.

Award presented to John H. Judisch

HONOR BOARD 1996-97

Shawn D. Young, Chief Justice, fall semester
Cassie N. Kinney, 3L Justice and Chief Justice, spring semester
Mark E. Reisinger, 3L Justice
Andy Porter, 2L Justice
Traci Robinson, 1L Justice
Melanie S. Breedlove, Justice-at-Large
Melissa R. Pfeifer, Preliminary Hearing Investigator
Alan R. Ostergren, Student Body Advocate
Rocelle Winters, Student Advocate

AGRICULTURAL LAW CENTER AWARDS 1996-97

FRIENDS OF THE AGRICULTURAL LAW CENTER AWARD

Eldon McAfee, LW'91

AGRICULTURAL LAW HALL OF FAME

Thomas Lawler

IOWA ASSOCIATION OF ELECTRIC COOPERATIVES SCHOLARSHIP

Mindy Larsen

DRAKE AGRICULTURAL LAW CENTER STEWARD'S SCHOLARSHIP

Patricia Sneeringer

STUDENT DEVELOPMENT COMMITTEE

The members of the Student Development Committee work with the Law School Alumni and Development Director on alumni and special fundraising projects.

Julie K. Harders, Chairperson
Timothy J. Zarley, Co-Chairperson

THIRD YEARS

Kevin V. Abbot
Cynthia Ullem Christy
Leah C. Hill
John F. McKinney

Christopher J. Adam
Troy A. Groetken
Mikkel A. Long

SECOND YEARS

Amy M. Bogran
Robert T. DiBlasi

Wilmer J. Dechant, Jr.

FIRST YEARS

Michael AuBuchon
Nikki Greenwalt
Sandi Morris
Traci Robinson

Debra Blair
Yugie Gu
Cathleen Reynolds

STUDENT AMBASSADORS

The Student Ambassadors are a group of student volunteers selected to assist the Admissions Office in representing the Law School to students visiting the campus.

THIRD YEARS

John Acken
Theresa Bruno
Andrew Choi
Jack Frajman
David Hansen
Leah Hill
Jennifer Lann
Ruth Saunders
Jim Thornton
Sean Wieser

Christa Brolley
Colleen Caldwell
Jennifer Ford
Troy Groetken
Bob Hartwig
Greg Knapp
Jennifer Ostergren
Melissa Stover
Todd Van Thomme
Carrie Wolf

SECOND YEARS

Ryan Cox
Michael Dismukes
Tucker Else
Trent Groetken
Paul Johnson
James Kirkland
Ursula Koenig
Justin LaVan
Adam Ramsey
Kelly Simpson
Joe Van Horn

Willie Dechant
Danielle Dixon
Cynthia Foos
Tucker Hummel
Bev Jones
Guy Koenig
Mindy Larsen
Shane O'Toole
Ivy Rivello
Mindy Trotter
Jim Wetterling

FIRST YEARS

Michael AuBuchon
David Brown
Randi Donalson
Tabitha Gardner
Kimberly Graham Haddox
Danielle Jess
Tracy Kelly
Steven Lechner
Kim Mayes
Katie Moreland
Dana Nelson Snyder
Kelly Poff
Stacy Ritchie
Stephanie Sheridan
Hanton Walters

Stephan Bayens
Christopher Coppola
Maria V. Dominquez
Kirk Goodwin
Colette Hunter
Melanie Keiper
Renee Kosslak
Bill Lemmons
Todd McGuire
Sandi Morris
Chira Olson
Cathleen Reynolds
Ryan Rohlfesen
David Szianfucht

DRAKE UNIVERSITY LAW SCHOOL FACULTY AND ADMINISTRATIVE STAFF

James A. Adams, Richard M. and Anita Calkins Distinguished Professor of Law
Juan E. Aguilar, Professor of Law Emeritus
James A. Albert, Professor of Law
Jerry L. Anderson, Associate Dean and Professor of Law
Tanya Bartholomew, Visiting Assistant Professor of Legal Writing
Martin D. Begleiter, Professor of Law
Daniel B. Bogart, Associate Professor of Law
Andrea S. Charlow, Professor of Law
Hunter R. Clark, Associate Professor of Law
Laurie Kratky Doré, Associate Professor of Law
Matthew G. Doré, Associate Professor of Law
John D. Edwards, Professor of Law, Law Library Director, and Executive
 Director of Legal Research and Writing
Sally B. Frank, Associate Professor of Law
Neil D. Hamilton, Ellis and Nelle Levitt Distinguished University Professor and
 Director of the Agricultural Law Center
Edward R. Hayes, Professor of Law Emeritus
Lisa A. Hermann, Public Services Librarian and Assistant Professor,
 Law Library
Dennis D. Hirsch, Visiting Assistant Professor of Law
John Hutchinson, Computer Services Librarian
Robert C. Hunter, Interim Dean and Professor of Law
Russell E. Lovell, II, Professor of Law and Executive Director of Clinical
 Programs
Cathy Lesser Mansfield, Associate Professor of Law
David E. McCord, Richard M. and Anita Calkins Distinguished Professor
 of Law
Thomas J. McDonough, Professor of Law Emeritus
Keith C. Miller, Ellis and Nelle Levitt Distinguished University
 Professor of Law
James R. Monroe, Professor of Law
Lawrence E. Pope, Professor of Law
Daniel L. Power, Director of the Center for Public Service Attorneys and Neal
 and Bea Smith Distinguished Professor of Law and Clinical Legal Education
Arthur E. Ryman, Jr., Professor of Law Emeritus
Gregory C. Sisk, Associate Professor of Law
Maura I. Strassberg, Associate Professor of Law
Julie A. Thomas, Technical Services Librarian and Instructor, Law Library
David S. Walker, Dwight D. Opperman Distinguished Professor of Law
John J. Yeager, Professor of Law Emeritus

Kara Blanchard, Assistant Director of Admission and Financial Aid
William D. Hennan, Assistant Dean and Director of Continuing
 Legal Education
Christine Curtis Matthews, Assistant to the Dean
Stacey Nay, Assistant Director, Alumni and Development Programs
Catherine Paardekooper, Clinical Assistant
Sandra Placzek, Acquisitions/Reference Librarian and Instructor, Law Library
Robert Rigg, Visiting Associate Professor of Law and Director of Criminal
 Defense Program
Richard Sheriff, Director of Career Services
Susan Unkrich Guilford, Director of Admission and Financial Aid
John Wheeler, Director of Iowa Center for Law and Civic Education

ADJUNCT PROFESSORS OF LAW

Susan Anderson	Richard Autrey
John E. Billingsley	Laura Birkenholtz
Hon. Richard Blane	Hon. Robert Blink
William Blum	Donald E. Buckingham
Kathy Collins	Lylea Critelli
J. Barton Goplerud	Kathy Goudy
Sharon Hall	Melodee Hanes
Scott Hartsook	Joel Hjelmaas
Nan Horvat	Louise Jacobs
Julia Johnston	Chris Kelley
Becky Knutson	J.W. "Jake" Looney
Karnale Manuel	Eldon McAfee
Kimberly McCandless	Edward McConnell
Roger A. McEowen	Lori Nelson
Peter Pashler	Greg Racette
William F. Raisch	Christopher Rodgers
Steven Roy	Susan Schneider
Al Schroeder	Edmund Sease
Scott Simmer	David Stork
Frank Stork	Angela Althoff Swanson
Catherine Thune	Marci Tooman
Robert Tully	Joe Weeg