



63RD ANNUAL
DRAKE LAW SCHOOL
SUPREME COURT
Celebration
MARCH 9-11, 2000



SUPREME COURT DAY PROBLEM

Hedge to arrive (HTA) or flex hedge contracts have become a common but controversial method by which grain elevators purchase grain from farmers for later delivery. Under this approach, the elevator agrees to accept later delivery and, to hedge against changes in commodities prices, simultaneously sells the same amount of grain on the futures market. The present case involves a dispute between a grain elevator and a farmer on implementation of such an agreement.

The Chicago Board of Trade sets a market price for commodities, including corn, based on the month in which the crop will be delivered. When a grain elevator enters into an HTA contract with a farmer, it agrees to purchase corn from the farmer at the trade board's set price for the particular month of delivery (minus the cost of transportation, storage, labor, insurance and a profit margin for the elevator). When the elevator buys corn for future delivery, it simultaneously sells grain on the futures market for that same delivery month to protect itself from future changes in commodities prices. However, if prices rise before the elevator delivers the grain to market, the elevator is obliged to pay brokers the difference (margin calls) in order to maintain the future sale. The elevator recoups this margin payment when the farmer delivers the grain — the farmer is paid the formerly-agreed-on contract price and the elevator then delivers the grain to market. Under this contractual arrangement, a problem would arise if the farmer defaulted on the contract and failed to deliver the grain as promised, selling it instead on the cash market for a higher price. The elevator then would be unable to recoup the margin payments advanced to the broker. In short, the elevator's hedged position ultimately remains risk-free only if the farmer can be counted on to deliver.

Under this type of contract, the farmer may be permitted to roll the delivery date to a later month if grain prices rise, thus allowing the farmer to take advantage of current high market prices in selling his grain. In so doing, the farmer confirms his obligation to deliver, although at a later date, and the contract price is adjusted by the spread — the difference in price between the month to which the contract is rolled and the month from which the contract was rolled. When the contract is rolled, the elevator repurchases the futures that it had sold and sells them again on the futures market for the later delivery month, thus renewing the hedge against price changes.

In 1995, Danny Miles, a farmer, entered into six HTA contracts to sell corn to Greenem Agricot Cooperative, a grain elevator cooperative. Five contracts provided for delivery of corn in December 1995 and one for delivery in July 1996. As corn prices rose, Miles chose to roll the December 1995 contracts over to March 1996, and then sold his present corn crop on the cash market. In early 1996, the five contracts were again rolled to May and then to July 1996. In spring

1996, as corn prices continued to rise, Agricot purportedly became concerned that Miles would fail to deliver because he could receive significantly higher prices on the cash market than at the fixed price set in the HTA contracts. In the meantime, the elevator was obliged to pay ever higher margin calls to brokers. Miles offered to buy out his contracts, but the elevator refused. The price of corn continued to rise, as did the elevator's margin calls. In the meantime, public officials began to question the legality of HTA contracts. The elevator sent a demand letter to Miles asking for assurance that he would perform on the contract (i.e., make delivery). Miles's attorney responded that his client intended to perform, but reserved the right to raise the illegality of the contracts. Miles attempted to roll his July 1996 contracts, which the elevator refused.

Agricot filed a petition in Iowa District Court, alleging that Miles's failure to give adequate assurance of performance was a repudiation and breach of contract. The elevator sought damages in the amount of the margin call money it had paid in reliance on the contracts. In defense, Miles contended that Agricot had assumed the risk that, in a high market, farmers would roll their contracts instead of delivering and thus did not have a reasonable basis for insecurity. Agricot argued that its assumed risk of paying margin calls and of rolled contracts did not include the risk that the farmer would breach the contract by failing to deliver the corn. Moreover, it contended that concern over the suggested illegality of the contracts created reasonable grounds for insecurity, thus justifying its demand for assurances of performance by Miles. Agricot further contended that Miles refused to provide any concrete assurance that he intended to fulfill the contract and that a bare promise to perform was not reasonable assurance. Miles responded that he had adequately stated his intention to perform and that Agricot was unreasonable in demanding that he agree to pay margin calls as security, which was not required by the original contract.

The District Court dismissed Agricot's lawsuit, finding that Agricot did not have a right to demand adequate assurances from Miles, as Agricot was not reasonably insecure. The Court further found that even if Agricot had reasonable grounds for insecurity, Agricot's demands for adequate assurances were unreasonable and constituted a repudiation of the contracts.

Agricot appeals to the Supreme Court of the State of Iowa.

SUPREME COURT DAY SPEAKERS

2000	The Hon. Arthur A. McGivern, chief justice, the Supreme Court of Iowa
1999	The Hon. Richard Matsch, chief judge, United States District Court for the District of Colorado
1998	United States Senator J. Robert Kerrey, Nebraska
1997	Janet Napolitano, U.S. Attorney for the District of Arizona
1996	United States Representative James A. Leach, Iowa
1995	Roberta Cooper Ramo, president-elect, American Bar Association
1994	Janet Reno, United States Attorney General
1993	The Honorable A. Leon Higginbotham Jr., former chief judge, 3rd Circuit Court of Appeals; member, State Court of Appeals for the Third Circuit
1992	Michael G. Gartner, president, NBC News
1991	Richard Thornburgh, United States Attorney General
1990	United States Representative Patricia Schroeder, Colorado
1989	William S. Session, director, FBI
1988	James McElhane, Joseph C. Hostetler Professor of Trial Advocacy
1987	United States Senator Dale L. Bumpers, Arkansas
1986	Irving Younger, Marvin J. Sonosky Professor of Law, University of Minnesota Law School
1985	Justice Sandra Day O'Connor, Supreme Court of the United States
1984	Donald Kaul, columnist, The Des Moines Tribune
1983	Robert E. White, former United States ambassador, El Salvador
1982	United States Senator Charles Percy, Illinois
1981	F. Lee Bailey, nationally renowned trial attorney
1980	William Webster, director, FBI
1979	United States Senator William Proxmire, Wisconsin
1978	Gerald Gunther, William Nelson Cromwell Professor of Law at Stanford University Law School
1977	William Colby, former director, CIA
1976	Chesterfield H. Smith, president, American Bar Association
1975	Charles Kuralt, CBS news correspondent
1974	Elliott Richardson, Secretary of Defense and former Attorney General of the United States
1972	United States Senator Mark Hatfield, Washington
1968	Chief Judge Charles S. Desmond, New York Court of Appeals
1967	Emile T. Berman, defense attorney
1966	Percy Mossle, Houston defense attorney
1965	Thomas S. Lambert Jr., counsel, United States Trial at Nuremberg
1964	Bert H. Early, executive director, American Bar Association
1963	Sylvester C. Smith, president, American Bar Association
1960	Justice Thomas Clark, Supreme Court of the United States and former United States Attorney General
1958	William B. Lockhart, dean, University of Minnesota
1952	Howard L. Barkdull, president, American Bar Association
1951	Albert J. Harno, University of Illinois Law School
1950	Luther Hill, publisher, The Des Moines Register and Tribune
1949	Frank E. Homan, president, American Bar Association
1948	Justice Maynard E. Pirsign, Minnesota Supreme Court and professor, University of Minnesota
1947	United States Senator Wayne Morse, Oregon
1941	Justice Charles F. Wennerstrum, Supreme Court of Iowa
1940	Harley Stipp, president, Iowa State Bar Association
1916	Judge William H. McHenry

FORMER SUPREME COURT DAY FINALISTS

1999	Stacie E. Barhorst Ryan J. Rohlfesen	Matt J. Haindfield Donald D. Stanley	1981	Gregory L. Biehler David W. Hepplewhite	Gerald L. Hammond Helen M. Stirling
1998	Christopher A. Kragnes John Clendenin	Matt Haindfield Ryan Rohlfesen	1980	John F. Gelson Steven R. Parrish	Kent J. Lund Patricia Rutherford
1997	Matt J. Cole Christopher A. Kragnes	Alan R. Ostergren Ivy Ross Rivello	1979	Lance D. Ehmcke Kasey W. Kincaid	Hugh B. Hughes Shari L. Ulery
1996	Jennifer V. Ballengee Marija Lisnich	Jennifer R. Clark Alan R. Ostergren	1978	Diane M. Henson Nancy Torrey	Thomas E. Stanberry Jack Whitley
1995	Michael Clark Jonathan S. Miles	Michael Jones Matthew R. Scott	1977	Gerald H. Grask Martin W. Kus	Larry J. Handley Marilyn S. Warner
1994	Susan K. Hansen Matthew R. Scott	Matthew M. Johnson Peter J. Thill	1976	James E. Ellefson John A. Michelich	Gregory M. Lederer William S. Vernon
1993	Rhonda A. Hawkins Mark A. Newman	Anthony S. Mendoza Robert Mihelich	1975	Susan A. Abel Fred L. Dorr	Carter G. Bishop Thomas E. McCurnin
1992	Venessa F. Kuhlmann Gregory C. Schodde	Patricia L. Rensink-Vogel Diana M. Spahr	1974	Iris E. Muchmore Mark W. Schweibert	John M. Perkins Dennis R. Taylor
1991	John S. Courter Curtis O. Roggow	Brian M. F. Kennedy Diana M. Spahr	1973	Earl D. Bellamy II George H. Perry	Marsba L. Johnson Tito W. Trevino
1990	Timothy J. Casey Brian M. F. Kennedy	John S. Courter W. Trent Van Haaften	1972	Richard G. Blane II Vernon L. Traster Timothy W. Waldeck	Joseph A. Nugent Terry N. Trieweiler
1989	James A. Benzoni Pamela W. Prager	Gary R. Fischer Jeffrey J. Wolf	1971	Arthur L. Buzzell Dennis B. O'Boyle	Ben Thomas Cole Nile C. Williamson
1988	Andrew J. Bracken Gregg M. Fishbein	Carmen E. Eichmann Dawn R. Siebert	1970	R. Larry Drake Arvid D. Oliver	John R. Hearn Jack Williamson
1987	Gregory D. Brandt Steven E. Mauer	Teresa K. Hillary Marcia L. Schober	1969	Edwin K. W. Ching Albert L. Harvey Richard A. Pundt	Ronald R. Fletcher Robert D. McLaren John C. Wellman
1986	Beverly K. Caro Robert K. DuPuy	Debra Chang Steven E. Mauer	1968	Robert M. Holliday Jerome F. Lundren B. Gerald Reynolds	Vivian Jury Lawyer Mark D. Ravreby William L. Schmidt
1985	David S. Garms Anita Shodeen Parmeter	John T. Palter Kelly Benson Radetic	1967	William H. Huff III Lawrence E. Pope	Harold A. Young
1984	Debra Egli James Peter H. Thrane	Martha A. Fagg Mark D. Welkler	1966	Lyman L. Frick Gary D. Ordway Jon R. Pearce Anna I. Shinkle	Thomas E. Leahy Jr. Richard G. Pattison Jack R. Schreiber Jo Ann G. Shirley
1983	Vincent E. Mauer Marlene Triggs Gresh	Steven J. Roy Kristin K. Wright			
1982	Elaine Marquardt Rose Murphy	Martha L. Mertz Stephen P. Swinton			

1965	John R. Baur Fred M. Dawson Thomas Killion Wayne M. Sakai	G. Norman Coder Tom George John L. Rensink Gary L. Wiegel	1954	John D. Culbertson Clyde R. Fickes Donald Running Robert A. Wright	Richard G. Davidson Joseph C. Piper James L. Tyler Donald H. Zarley
1964	Yale H. Iverson Edward J. Reasor Ronald L. Sorenson William N. Twohey	Lyle D. Middleton Stephen R. Smith Gary H. Swanson John T. Ward	1953	Melvorn E. Anderson Mervin J. Flander Harold J. Lincoln, Sr. Robert Rydell	Brian Connell Daniel L. Griffen Jr. James Van Ginkel Alvin E. Witwer
1963	Joseph S. Bertroche H. Randolph Duncan J. Robert Hand Peter A. Keller	Thomas Bolton Loren J. Duensing Ronald M. Frykberg Robert R. Montgomery	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
1962	Marvin F. Heidman Louis A. Lavorato Stanton Sornson Brian P. Williams	Jack D. Levin R. Dale Peddicord Paul H. Tatz Thomas A. Renda	1951	Robert K. Clark John Tow	Walter E. Stradley Jack C. Wallace
1961	Phillip R. Collett James E. Houser James E. Knox Andrew H. Schill	Charles M. Ferguson Frank E. Kennedy Richard E. Ramsay	1950	Theodore L. Duffield John G. Martin	James D. McKeon William R. Rosecrans
1960	R. Don Bertell George A. Goebel George F. Milligan James B. West	Roderick C. Dickinson Randall Handley George R. Sackett James W. Yoder	1949	Horace G. Booth Paul J. Cooksey John D. Galvin Dale L. Porter	Charles Cardamon Bill E. Davenport Peter B. Larson
1959	Mark DeRuyter Harlan Max Hockett Thomas Hylan Robert R. Snyder	Philip C. Armknecht James W. Brown A. Hughes Clarence J. May	1947	Robert Daufenbaugh Louis W. Nitchals John K. Watson	Theodore H. Miller Bernard Rodholm
1958	Sheldon L. Balman Clarence A. Glotfelty John H. Reuber George W. Sullivan	Lee H. Gaudineer Jr. Leo E. Gross Dan Stamatelos William J. Yost	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
1957	Raymond A. Fenton Jerry A. Kasner Carl F. Nielsen Elwood L. Thomas	J. Hawey John R. McGlynn Leo E. Oxberger Paul O. Strand	1940	John Gannon Roy W. Meadow Virgil L. Siepel Florence Wallace	Arnold Joseph George Rice Robert Southworth Jr. Eldon A. Woltz
1956	Robert W. Callies Donald L. Kramer Lawrence E. Myers Rex V. Roupe	Robert E. Drey Walter F. Maley Gordon Nesbit Harley Whitfield	1939	Allor B. Crouch Theodore W. Doran Edward F. McCartan Cecil L. Utterback	John T. Donahoe A. E. Jensen Donald F. Klein
1955	Robert G. Allbee Harry W. Dahl Dwight I. Martin Robert L. Walters	Anthony M. Critelli Durwood W. Dircks Richard F. Mitchell Dirk C. Van Zante			

ALUMNI OF THE YEAR WINNERS

1999	Ruth Babcock Klotz
1998	H. Richard Smith
1997	Marvin Duckworth
1996	Justice Marsha Ternus
1995	Benjamin Ullem
1993-94	Louis D. Lavorato Don Muyskens
1992	Robert D. Ray Elwood Thomas
1991	William H. Englebrecht Roscoe Riemenschneider Charles R. Wasker
1990	Robert G. Allbee Donald C. Byers Edwin E. Ferguson, Sr.
1989	Roxanne Conlin J. Rudolph (Steve) Hansen James L. Perkins
1988	Robert Helmick Joseph C. Howard Dwight D. Opperman
1987	Neal Smith Bea Smith
1986	Jake More Clark Mollenhoff Alfred Sulmonetti
1985	George G. Fagg Don Zarley
1984	M. Gene Blackburn Patrick D. Kelly C. Edwin Moore



STUDENT BAR ASSOCIATION AWARDS AND RECOGNITION OF ACHIEVEMENT

STUDENT BAR ASSOCIATION 1999-2000

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Brenda K. Quade, Secretary
Ryan E. Weese, Treasurer
Andrew T. Wirth, Student/Faculty Liaison
Edward W. Bull, Law School Senator on University Senate
Amy J. Brunner, ABA/LSD Representative

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Emily J. Pittenger

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Miranda M. Lundeen
William Miller
Alexandra Spaulding

FALL BALL

Amy J. Brunner

SUPREME COURT DAY CHAIRPERSONS

Amy J. Brunner
Emily J. Pittenger

STUDENT BAR ASSOCIATION PRESIDENT'S AWARDS

This award honors 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.

Aimee N. Bentlage
Michael Fucaloro

LAW SCHOOL AWARDS AND RECOGNITION OF ACHIEVEMENT

THE FERGUSON PRIZE

This prize is awarded to the student who best exemplifies the commitment of Drake 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

1998-99 Recipient: Kelly J. Poff
1998-99 Honorable Mention: William P. Kelly

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

1998-99 Recipient: Rebecca J. Bishop

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

1998-99 Recipient: William P. Kelly

PUBLIC SERVICE AWARD

To promote public service, the Law School recognizes students who complete at least 35 hours of public service during their law school career providing legal or non-legal services to persons of limited means or to charitable, religious, civic, community, governmental and/or educational organizations, or who participate in activities for improving the law, the legal system or the legal profession.

1999-2000 Recipient: Bernice A. Corley

AMERICAN BANKRUPTCY LAW PRIZE

This award is given to a student, as selected by each accredited law school, who excels in bankruptcy studies. The American Bankruptcy Institute provides a certificate and a complimentary subscription to the American Bankruptcy Law Journal, which publishes a list of award winners in one of its issues.

1999-2000 Recipient: Nova D. Janssen

THE WILLIAM AND ELLEN COONEY HOYE AWARD

This award honors Justice David Harris, who served on the Iowa Supreme Court from 1972 to 1999. It 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. Like Justice Harris, the recipient of this award has demonstrated not only academic promise, but also leadership ability, the speaking and writing skills of an effective advocate, and a commitment to public service and Drake Law School. The William (LW'86) and Ellen Cooney (LW'87) Hoyo Award is accompanied by a \$500 cash gift and a commemorative plaque.

Winner to be announced at the Supreme Court Day Banquet

1998-99 Recipient: Todd M. McGuire

DEAN'S SERVICE AWARDS

These awards are presented to students who have provided outstanding service to the Law School during the 1999-2000 school year.

Amy J. Brunner, ABA/LSD Representative
Brett T. Osborn, Agricultural Law Society
Stacie E. Barhorst, ATLA Law Student Chapter
Holly A. Streeter-Schaefer, Alternative Dispute Resolution Society
Nga T. Bui, Asian Pacific-Islander Law Society
DeeShawn Peoples, Black Law Students Association
Ryan P. Tang, Christian Legal Society
Joel C. Spinney, Delta Theta Phi
Krista M. Carlson, Drake Association for Public Interest Law
Drew J. Gentsch, Drake Law Art Society
Amy M. Duval, Drake Law Democrats
Jennifer C. Brooks, Drake Law Review
Lisa R. Lemons, Drake Law Women
David E. Frank, Drake Legal Research
Shraddha A. Upadhyaya, Environmental Law Society
Clay A. Miller, Federalist Society
Jeffrey D. Ewoldt, The Gavel
Nathaniel W. Schwickerath, Honor Board
Daniel S. Vaillant, Honor Board
James W. Canaday, Intellectual Property Law Society
Karin R. Zeigler, Journal of Agricultural Law
Eloisa DeLeon, Latino Law Society
Amy J. Greiner, Moot Court Board
Danielle I. Foster-Smith, National Lawyers Guild

Kent P. Barnes, National Republican Lawyers
B. MacPaul Stanfield, Non-Traditional Students
James J. Daley, Sports and Entertainment Law Society
Marty G. Helle, Student Bar Association

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

1998-99 Recipient: Professor James Albert

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

1998-99 Recipient: Sandra J. Morris

LAW REVIEWS 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 1999-2000

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Joanne R. Propst
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B. MacPaul Stanfield
Donald A. Stanley Jr.
Holly A. Streeter-Schaefer

Keith C. Miller, Faculty Advisor

THE H.G. CARTWRIGHT LAW REVIEW AWARD

This annual award of \$200 is presented to the student who submits the best Note to the Drake Law Review during the year. 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

1998-99 Recipient: Matthew T. Oetker

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

1998-99 Recipients: Jennifer C. Brooks and David E. Frank

THE MORRIS A. HAFT AWARD

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

1998-99 Recipients: Rebecca J. Bishop and Robert T. Kleinknecht

THE DRAKE JOURNAL OF AGRICULTURAL LAW

The Drake Journal of Agricultural Law was initiated 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.

EDITORIAL BOARD 1999-2000

Karin R. Zeigler, Editor in Chief
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Danita L. Galdick, Articles Editor
Cynthia A. Miller, Articles Editor
Erin B. Quillin, Notes Editor
Joel C. Spinney, Notes Editor
ConGarry D. Williams, Managing Editor
James Clayton Miller, Production Editor
Michelle A. Muller, Computer Projects Editor

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Tonya A. Oetken
Brett T. Osborn
Mark King
Michael A. Safris
Peter H. Sheehy
Charles A. Pieper
Robynn R. Steger
Cory R. Thein
Theodore C. Simms II
Daniel S. Vaillant
Sarah E. White

Neil D. Hamilton, Faculty Advisor

Hunter R. Clark, Faculty Advisor

FRIEND OF THE AGRICULTURAL LAW CENTER AWARD

Recipient announced at the Journal dinner

1998-99 Recipient: Thomas A. Lawler

AGRICULTURAL LAW HALL OF FAME

Recipient announced at the Journal dinner

1998-99 Recipient: Wilbur J. Latham

IOWA ASSOCIATION OF ELECTRIC COOPERATIVES SCHOLARSHIP

Recipient announced at the Journal dinner

1998-99 Recipient: Jason M. Finch

THE OUTSTANDING BOARD MEMBER AWARD

This award is presented annually to a member of the Editorial Board to recognize outstanding commitment and dedication to the Drake Journal of Agricultural Law.

Award presented at the Journal dinner

1998-99 Recipient: Scott D. Laufenberg

THE OUTSTANDING THIRD-YEAR STAFF MEMBER AWARD

This award is presented annually to a member of the Journal staff who is a third-year law student. The award recognizes outstanding commitment and dedication to the Journal.

Award presented at the Journal dinner

1998-99 Recipient: Kerry A. Corliss

THE OUTSTANDING SECOND-YEAR STAFF MEMBER AWARD

This award is presented annually to a member of the Journal staff who is a second-year law student. The award recognizes outstanding commitment and dedication to the Journal.

Award presented at the Journal dinner

1998-99 Recipient: Karin R. Zeigler

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 1999-2000

Amy J. Greiner, President

Chris R. Keenan, Vice President

Hayley E. Hanson, Secretary/Treasurer

SENIOR BOARD MEMBERS

Margaret M. Brantley

Darren A. Page

Donald D. Stanley

Charla K. Tadlock

BOARD MEMBERS

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James W. Canaday

Christopher T. Cook

Brian J. Fagan

David E. Frank

Thomas P. Graves

James F. Hall

Joanne R. Propst

Brenda K. Quade

Erin L. Weber

Thomas F. Webster

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 exemplified 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 Celebration Banquet

1998-99 Recipient: Ryan J. Rohlfesen

THE RODNEY L. HUDSON SENIOR ADVOCACY AWARD

Each year this award is presented to a 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 established in honor of Rodney L. Hudson, LW'16, whose career exemplified excellence in advocacy.

Award presented at the Moot Court Board Luncheon

1998-99 Recipient: Randi A. Donaldson

THE M. GENE BLACKBURN AWARD

This annual award of \$250, funded by the Cedar Rapids, Iowa, law firm of Moyer & Bergman, 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 that 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 Law School.

Award presented at the Moot Court Board Luncheon

1998-99 Recipient: Harley C. Erbe

DRAKE LAW SCHOOL ALUMNI SERVICE AWARD

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

Award presented at the Moot Court Board Luncheon

1998-99 Recipient: Mark Godwin

ORDER OF THE BARRISTERS

The Order of the Barristers 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.

Awards presented at the Moot Court Board Luncheon

ORDER OF THE BARRISTERS 1999

Natalie H. Cronk	Matthew J. Haindfield
Randi A. Donaldson	Jennifer Johnson
Dennis G. Ellison	Scott Johnson
Gregory C. Guiney	Melanie S. Keiper
Kimberly G. Haddox	Ryan J. Rohlfesen

APPELLATE COMPETITIONS

NATIONAL MOOT COURT COMPETITION

The National Moot Court Competition is an inter-law-school appellate 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 teams competed in the regional competition in Minneapolis, Minnesota, in November 1999.

PETITIONER	RESPONDENT
Stacie E. Barhorst	Joanne R. Propst
Rebecca L. Huiizenga	Theodore C. Simms II
Lisa R. Lemons	Donald D. Stanley

Gregory C. Sisk, Faculty Advisor
David E. Frank and Joanne R. Propst, Student Coaches

JESSUP INTERNATIONAL MOOT COURT COMPETITION

The Jessup International Moot Court Competition is an inter-law-school appellate competition. The team competed in St. Louis, Missouri, February 18-20, 2000.

Charla K. Tadlock
Koriambanya S. Carew
Brian J. Pagan
James Hall

Hunter R. Clark, Faculty Advisor
Charla K. Tadlock, Student Coach

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 2000.

Erin L. Weber

Jerry L. Anderson, Faculty Advisor
Amy J. Greiner, Student Coach

INSURANCE LAW COMPETITION

The following students were selected for the William F. Starr Insurance Moot Court team.

Nora D. Janssen
Edward W. Bull
Tonya A. Oetken

Laurie K. Doré, Faculty Advisor
Hayley E. Hanson, Student Coach

INTELLECTUAL PROPERTY COMPETITION

The Giles Sutherland Rich Moot Court Competition is sponsored by the American Intellectual Property Law Association. The team will compete March 17-19, 2000, in regional competition in Chicago, Illinois.

James W. Canaday
Chris R. Keenan
James J. Paige
Kirk D. Smith

Edmund Sease LA'64, LW'67, Advisor
James W. Canaday, Student Coach

TRIAL COMPETITIONS

THE 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.

Edward W. Bull
Christopher T. Cook
Jill S. Dashner
Clark I. Mitchell
Michael C. Richards
Daniel J. Rothman
Theodore C. Simms II
Thomas F. Webster

Denette Kennedy, LW'96, Jeff Noble, LW'90 and Daniel Voogt, LW'87, Alumni Coaches
Christopher T. Cook and Thomas F. Webster, Student Coaches

NATIONAL MOCK TRIAL COMPETITION

The National Mock Trial Competition is an inter-law-school trial advocacy competition. The team competed in Kansas City, Missouri, February 11-13, 2000.

Amy J. Brunner
Lisa R. Lemons
Robert Livingston
Darren A. Page
Brenda K. Quade
Bryan K. Stodghill

Mark Godwin, LW'85 and Jamie Bowers, LW'86, Alumni Coaches
Brenda K. Quade, Student Coach

SKILL COMPETITIONS

CLIENT COUNSELING COMPETITION

The Client Counseling Competition is sponsored by the American Bar Association. The team represented Drake at the regional level of the competition in Lincoln, Nebraska, in February 2000.

Cathy A. Brenneman
Joni K. St. Pierre

Cathy Lesser Mansfield, Faculty Coach
Matthew G. Doré, Faculty Advisor and Coach
Chris R. Keenan, Student Coach

NEGOTIATIONS COMPETITION

The Negotiations Competition is sponsored by the American Bar Association. The teams competed in Vermillion, South Dakota, in November 1999. The team formed by Bryan Stodghill and Thomas Webster advanced to the final round of the regional competition.

Peter H. Sheehy
Bryan K. Stodghill
Thomas F. Webster
Karin R. Zeigler

LeAnne K. Krell, LW'99, Advisor
Darren A. Page, Student Coach
Suzanne Levitt and J. Karnale Manuel, Faculty Advisors and Coaches

INTRAMURAL COMPETITIONS

THE 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.

Jeffrey J. Link, Top Finalist
Gary D. Dickey Jr., Finalist
William D. Schultz, Finalist
Alexandra Spaulding, Finalist

OTHER STUDENT AWARDS AND RECOGNITION OF SERVICE

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.

1998-99 Members
Stephan K. Bayens
Rebecca J. Bishop
Randi A. Donaldson
Harley C. Erbe
Yujie Gu
Justin A. Harris
Colette L. Hunter
Janice J. Kerkove
Robert T. Kleinknecht
Danielle J. Latham
Todd M. McGuire
Ann L. Menzel
Kelly J. Poff
Ryan J. Rohlfesen

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 1999

Stephen K. Bayens, Juvenile Law
Stephen K. Bayens, Computers and the Law
Benjamin T. Clark, Constitutional Law I, Section 402
Jennifer L. DeCaster, Workers Compensation
Jennifer L. DeCaster, Payments System, Section 401 (tie)
Barbara Q. Decker, Education Law
Barbara Q. Decker, Law and the Elderly
Randi A. Donaldson, Unincorporated Business Associations
Drew J. Gentsch, Labor Law II
Yujie Gu, Antitrust Law
Justin A. Harris, Payments System, Section 401 (tie)
Nancy C. Hodge, Environmental Regulation of Agriculture
Aaron V. Hohl, Business Planning
Rebecca L. Huizenga, Constitutional Law I, Section 401
Colette L. Hunter, Mass Media Law
Colette L. Hunter, Computers and the Law
Nova D. Janssen, Criminal Practice and Procedure
R. Scott Johnson, Patent Office Practice
Chris R. Keenan, Evidence
Lisa D. Kirkpatrick, Property, Section 402
Robert T. Kleinknecht, Trust Construction
Molly J. Krantz, Contracts II, Section 401 (tie)

Lisa R. Lemons, Trial Advocacy, Section 404
Mark T. Long, Public International Law
Samuel Z. Marks, Ethics
Jean M. Mauss, Labor Law II
Patrick M. McGraw, Trial Advocacy, Section 401
Todd M. McGuire, Conflicts
Todd M. McGuire, Products Liability
Ann L. Menzel, Business Tax
Michelle A. Mueller, Securities
Ryan J. Rohlfesen, AIDS and the Law
Ryan J. Rohlfesen, Administrative Law
Ryan J. Rohlfesen, Advanced Client Representation
Julia L. Roose, Contracts II, Section 401 (tie)
Nathaniel W. Schwickerath, Business Associations
B. MacPaul Stanfield, Civil Procedure II, Section 402
B. MacPaul Stanfield, Contracts II, Section 402
Holly A. Streeter-Schaefer, Civil Procedure II, Section 401
Holly A. Streeter-Schaefer, Property, Section 401
Jennifer K. Swartz, Sports Law
Shraddha A. Upadhyaya, Environmental Practice
Joel T. Wiegert, Advanced Problems in Corporate Law

SUMMER 1999

Thomas P. Graves, Wills and Trusts
Daniel G. Olson, Agriculture Taxation Law
Kent D. Pearson, Child Abuse Law
Brooke A. Sams, Evidence
Jennifer K. Swartz, Law and Literature
Karin R. Zeigler, Law and New Agriculture

FALL 1999

Crystal D. Beelner, Employment Discrimination
Bradley M. Bender, Legislation
Rebecca A. Brommel, Wills and Trusts
Rebecca A. Brommel, Evidence
Heather L. Campbell, Insurance Law
James W. Canaday, Modern Real Estate Transactions
Barbara Q. Decker, Federal Jurisdiction
Robert Dixon, Income Tax
Jessica L. DuRocher, Criminal Law (Section 302)
Jessica L. DuRocher, Contracts I (Section 302)
Benjamin B. Dvergsten, Constitutional Law II (Section 301)
Brian Fagan, Public International Law
David E. Frank, Death Penalty
Megan E. Griffith, Civil Procedure I (Section 302)
Hayley E. Hanson, Labor Law I
Amy M. Hoffman, Ethics
Nova D. Janssen, Debtor/Creditor Law
Lisa D. Kirkpatrick, Constitutional Law II (Section 302)
William J. Miller, Contracts I (Section 301)
Angela Morales, Civil Rights Law
Angela Morales, Business Associations
Nathaniel W. Schwickerath, Estate and Gift Tax
Edward R. Sherman, State and Local Tax

J.D. Spangler, Election Law
B. MacPaul Stanfield, Environmental Law
Charla K. Tadlock, Advanced Torts
Shraddha Upadhyaya, Patent Law
Keith Dwayne Vande Krol, Torts (Section 302)
Patrick B. White, Civil Procedure I (Section 301)
Patrick B. White, Torts (Section 301)
Michael A. Wunn, Food and the Law

CORPUS JURIS SECUNDUM AWARD FOR SCHOLASTIC EXCELLENCE

Corpus Juris Secundum Award certificates are presented by West Group, formerly West Publishing Company, to students attaining the highest grade in specified courses.

SPRING 1999

Lisa D. Kirkpatrick, Property (Section 402)
Julia L. Roose, Contracts II (Section 401)
B. MacPaul Stanfield, Contracts II (Section 402)
B. MacPaul Stanfield, Civil Procedure II (Section 402)
Holly A. Streeter-Schaefer, Property (Section 401)
Holly A. Streeter-Schaefer, Civil Procedure II (Section 401)

FALL 1999

Jessica L. DuRocher, Criminal Law
Jessica L. DuRocher, Contracts I (Section 302)
Megan E. Griffith, Civil Procedure I (Section 302)
Patrick B. White, Civil Procedure I (Section 301)
Patrick B. White, Torts
William J. Miller, Contracts I (Section 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 1999:

Todd M. McGuire, top of graduating class
B. MacPaul Stanfield, top of first-year class
Todd M. McGuire, editor in chief of the Drake Law Review
Edward W. Bull, outstanding first-year oralist
Aaron V. Hohl, most improved grade point average from first semester 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
Jill A. Beard
Jennifer C. Brooks
Christine Carroll
James J. Daley
Danita L. Galdick
Hayley E. Hanson
Lisa R. Lemons
Samuel Z. Marks
Patrick M. McGraw
Clark I. Mitchell
Daniel M. Northfield
Emily J. Pittenger
Erin B. Quillen
Charles C. Sinnard
Joel C. Spinney
Brian L. Stowe
ConGarry D. Williams

C. EDWIN MOORE INN OF COURT

Laurie K. Doré, Master of the Bench
Stacie E. Barhorst
Christopher T. Cook
Apryl M. DeLange
Christopher W. Dyer
Thomas P. Graves
Nova D. Janssen
Donald D. Stanley Jr.

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.

1998-99 Recipient: Danielle J. Latham

WEST PUBLISHING AWARDS 1998-99

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

Law I: B. MacPaul Stanfield
Law II: Nova D. Janssen
Law III: Todd M. McGuire

DRAKE LEGAL RESEARCH SERVICE

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Nova D. Janssen, Associate Editor

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Michael Fisher
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Marty G. Helle
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Joni K. St. Pierre

THE DRAKE LEGAL RESEARCH AWARD

This award is presented to an outstanding staff researcher based on 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 Michael Fisher

HONOR BOARD 1999-2000

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STUDENT AMBASSADORS

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

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Kirsta K. Ward
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Joanne R. Propst
Brenda K. Quade
Darren Michael Romeo
Julie Seymour
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Instructor
Robert C. Hunter, Professor
Suzanne J. Levitt, Professor and Executive Director of Clinical Programs
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Cathy Lesser Mansfield, Associate Professor
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