



HOFSTRA UNIVERSITY

SCHOOL OF LAW

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Hofstra Law

2007 Legal Ethics Conference



**Sunday, Monday and Tuesday
October 14, 15 and 16, 2007**

Conference Director
Professor Roy D. Simon

Conference Coordinator
Dawn Marzella



HOFSTRA
UNIVERSITY

School of Law

PROGRAM

LEGAL ETHICS: LAWYERING AT THE EDGE

UNPOPULAR CLIENTS, DIFFICULT CASES, ZEALOUS ADVOCATES

Stuart Rabinowitz

President and Andrew M. Boas
and Mark L. Cluster Distinguished
Professor of Law, Hofstra University

Nora V. Demleitner

Interim Dean and Professor of Law
Hofstra Law School

Roy D. Simon

Howard Lichtenstein Distinguished
Professor of Legal Ethics
Hofstra Law School
Conference Director

KEYNOTE ADDRESS

Michael E. Tigar

Research Professor of Law, Washington College of Law,
Visiting Professor, Duke Law School
Professeur Invite, Universite Paul Cezanne

BANQUET ADDRESS

Gerald B. Lefcourt

Law Offices of Gerald B. Lefcourt
New York, NY

CONFERENCE SPEAKERS

Lonnie T. Brown, Jr.

Associate Professor of Law
University of Georgia School of Law

Raymond Brown

Attorney, Greenbaum, Rowe, Smith & Davis
Woodbridge, NJ

Alafair S. Burke

Associate Professor of Law
Hofstra Law School

James Farragher Campbell

Attorney, Campbell, DeMetrick & Jacobo
San Francisco, CA

I. Bennett Capers

Associate Professor of Law
Hofstra Law School

Angela J. Davis

Professor of Law, Washington College of Law
American University

Eric M. Freedman

Maurice A. Deane Distinguished Professor of
Constitutional Law, Hofstra Law School

Monroe H. Freedman

Professor of Law, Hofstra Law School

Leon Friedman

Joseph Kushner Distinguished Professor of
Civil Liberties Law, Hofstra Law School

Stephen Gillers

Emily Kempin Professor of Law
New York University School of Law

Glenda Grace

Visiting Assistant Professor
Hofstra Law School

Jeanne P. Gray

Director, Center for Professional Responsibility
American Bar Association

Bruce Green

Stein Professor of Law, Fordham University
School of Law

Joel Hirschhorn

Attorney, Hirschhorn & Bieber P.A.
Coral Gables, FL

Ronald Kuby

Law Offices of Ronald Kuby, New York, NY

Gerald B. Lefcourt

Law Offices of Gerald B. Lefcourt
New York, NY

Lisa Lerman

Professor, Columbus School of Law
The Catholic University of America

Adam Liptak

National Legal Correspondent
The New York Times

Richard P. Mauro

Attorney at Law, Salt Lake City, UT

Kevin McMunigal

Judge Ben C. Green Professor, Case Western
Reserve University School of Law

Andrew Perlman

Associate Professor
Suffolk University Law School

Burnele V. Powell

Miles and Ann Loadholt Professor of Law
University of South Carolina School of Law

Roy D. Simon

Howard Lichtenstein Distinguished Professor
of Legal Ethics, Hofstra Law School

Abbe Smith

Professor of Law, Georgetown University Law
Center; Co-Director, Criminal Justice Clinic
and E. Barrett Prettyman Fellowship Program

Clive Stafford-Smith

Founder and Legal Director
Reprieve, London, England

John Steele

Fish & Richardson P.C.
Silicon Valley, CA

Lynne Stewart

New York, NY

Ralph J. Temple

Attorney, Ashland, OR

Charles W. Wolfram

Charles Frank Reavis Sr. Professor of Law
Emeritus, Cornell Law School

Ellen Yaroshesky

Clinical Professor of Law and
Executive Director, Jacob Burns Ethics Center,
Benjamin N. Cardozo School of Law

This is Hofstra's sixth major conference on legal ethics. (We previously held conferences in 1996, 1998, 2001, 2003 and 2005.) By holding these conferences once every two or three years rather than annually, we can devote greater resources to each conference.

This conference differs somewhat from our past conferences in that we have invited many more practicing lawyers to speak than usual because the subject of this year's conference, lawyering at the edge, is a subject that demands personal experience as much as academic theory. We need to hear stories and advice from people who have personally explored the outer edges of the legal universe and can tell us how they dealt with the challenges they faced on the frontiers. And we need scholarly analysis of these personal stories to put them in perspective and tie them to the larger themes that shape our professional lives. We believe our speakers reflect the best of both worlds – the raw experience of practicing lawyers and the detached analysis of law professors who study legal ethics.

In presenting these outstanding speakers, our approach is to focus intensely on each individual speaker. We do this in three ways.

First, we give each speaker free rein to choose a topic. (We do not assign topics.) Within the broad theme of lawyering at the edge, each speaker has chosen a topic of particular personal interest and importance.

Second, we bring each speaker to the podium alone, without any co-panelists, for nearly an hour. During the first part of the hour, each speaker will discuss some aspect of lawyering at the edge. During the rest of the hour, the floor will be open for questions and comments from the audience. (Note that we have standing microphones in the aisles for this purpose.)

Third, every session is a plenary session. Therefore, every speaker can address the entire audience, and entire audience can hear every speaker.

We hope that the conference will have a lasting impact on the field of legal ethics. The exchange between the speakers and the audience will influence the shape of the formal papers, many of which will be published in a special symposium issue of the HOFSTRA LAW REVIEW next year. We expect these papers to be widely read and to be in demand in hard copy and on Westlaw for years to come.

Even more important, we hope that this conference will have a lasting impact on you personally. Whether you teach, practice or use your knowledge of legal ethics in other ways, we hope this conference will provide new ideas that will enhance your professional life. We are delighted that you are here. We thank you for attending, and we thank Hofstra University for supporting this wonderful event.

– **Roy Simon**
Conference Director

Sunday, October 14, 2007 SESSION I

8 a.m.-4 p.m.

CONFERENCE REGISTRATION

Barbara and Maurice A. Deane Law Library Foyer
Hofstra Law School

9-10:45 a.m.

BRUNCH

Leeds Morelli & Brown Atrium
Hofstra Law School, Second Floor

10:45-11:00 a.m.

WELCOMING REMARKS

Sidney R. Siben and Walter Siben Moot Courtroom
Hofstra Law School, Room 308

Michelle Wu

Interim Senior Vice Dean for Academic Affairs and
Professor of Law
Hofstra Law School

Roy Simon

Howard Lichtenstein Distinguished Professor of Legal Ethics
Conference Director
Hofstra Law School

11:00 a.m.-1:00 p.m.

MORNING SESSION

Sidney R. Siben and Walter Siben Moot Courtroom
Hofstra Law School, Room 308

Stephen Gillers

Emily Kempin Professor of Law
New York University School of Law

*The First Thing We Do, Let's Get Their Lawyers:
Assaults on the Bar From the Civil Rights Era to
Charles Stimson and KPMG*

Clive Stafford-Smith

Founder and Legal Director, Reprieve, London, England
Ethical Challenges at Guantanamo

Monday, October 15, 2007
SESSION II

1:00-2:15 p.m. **KEYNOTE ADDRESS**
Sidney R. Siben and Walter Siben Moot Courtroom
Hofstra Law School, Room 308

Introduction **Monroe H. Freedman**
Professor of Law
Hofstra Law School

Keynote Speaker **Michael E. Tigar**
Research Professor of Law, Washington College of Law
Visiting Professor, Duke Law School
Professeur Invite, Universite Paul Cezanne
The Torturers' Legal Advisers: Professional Responsibility and Human Rights

Ellen Yaroshefsky
Clinical Professor of Law and
Executive Director of the Jacob Burns Ethics Center
Benjamin N. Cardozo School of Law
Lawyering at the Edge of the Rule of Law

2:15-2:45 p.m. **COFFEE BREAK**
Dorothy R. and Adolph J. Eckhardt Faculty Conference Room
Hofstra Law School, Room 303

2:45-4:45 p.m. **AFTERNOON SESSION**
Sidney R. Siben and Walter Siben Moot Courtroom
Hofstra Law School, Room 308

Abbe Smith
Professor of Law, Georgetown University Law Center
Co-Director, Criminal Justice Clinic and E. Barrett Prettyman
Fellowship Program
*Client Counseling at the Edge: The Lawyer's "Conscience"
and the Limits of Persuasion*

6 p.m. **BANQUET**
The Garden City Hotel
Garden City, New York

Banquet Speaker **Gerald B. Lefcourt**
Law Offices of Gerald B. Lefcourt
*Why One Wired Phone Call Is Worth \$500,000 of Investigation,
and Why I Represent "Those People"*

8:30 a.m.-3 p.m. **CONFERENCE REGISTRATION**
Barbara and Maurice A. Deane Law Library Foyer
Hofstra Law School

8-9:15 a.m. **BREAKFAST**
Leeds Morelli & Brown Atrium
Hofstra Law School, Second Floor

9:15 a.m.-12:15 p.m. **MORNING SESSION**
Sidney R. Siben and Walter Siben Moot Courtroom
Hofstra Law School, Room 308

Bruce Green
Stein Professor of Law
Fordham University School of Law
Criminal Defense Lawyering on the Edge: A Look Back

John Steele
Fish & Richardson P.C.
How to Handle a Scandal

Monroe H. Freedman
Professor of Law
Hofstra Law School
*Lawyering at the Edge: Henry Lord Brougham's
Controversial Campaigns for Human Rights*

12:15-1:45 p.m. **LUNCHEON**
Joan and Donald E. Axinn Library
Tenth Floor

Luncheon Speaker **James Farragher Campbell**
Campbell, DeMetrick & Jacobo
Ethical Considerations on Witness Grooming

2-5 p.m.

AFTERNOON SESSION

Sidney R. Siben and Walter Siben Moot Courtroom
Hofstra Law School, Room 308

Glenda Grace

Visiting Assistant Professor
Hofstra Law School

*Representing Capital Clients and the Elusive Quest for
"Meaningful Access to Justice"*

Angela J. Davis

Professor of Law
Washington College of Law, American University

*Prosecutorial Misconduct: Does the Disciplinary
Process Provide an Adequate Remedy*

Andrew Perlman

Associate Professor, Suffolk University Law School

Zealous Obedience and the Subordinate Lawyer: Lessons From Social Psychology

Charles Wolfram

Charles Frank Reavis Sr. Professor of Law Emeritus
Cornell Law School

Competitor Conflicts

12:15-1:45 p.m.

LUNCHEON

Leeds Morelli & Brown Atrium
Hofstra Law School, Second Floor

Luncheon Speaker

Raymond Brown

Greenbaum, Rowe, Smith & Davis

*Prosecutors, Power, and Professional Ethics:
From the Thompson Memorandum to the International
Criminal Court in Sierra Leone*

2-4 p.m.

AFTERNOON SESSION A

Sidney R. Siben and Walter Siben Moot Courtroom
Hofstra Law School, Room 308

Richard P. Mauro

Attorney at Law

*Sanctions as a Deterrent to Post-Conviction Relief for
Wrongfully Convicted Defendants*

Ronald Kuby

Law Offices of Ronald Kuby

*Lawyering at the Edge — How to Make Sure that
When the Trial Ends You Are Not Going to Jail*

**Tuesday, October 16, 2007
SESSION III**

8 a.m.-3 p.m.

CONFERENCE REGISTRATION

Barbara and Maurice A. Deane Law Library Foyer
Hofstra Law School

8-9:15 a.m.

BREAKFAST

Leeds Morelli & Brown Atrium
Hofstra Law School, Second Floor

4-4:05 p.m.

BREAK

9:15 a.m.-12:15 p.m.

MORNING SESSION

Sidney R. Siben and Walter Siben Moot Courtroom
Hofstra Law School, Room 308

4:05-5 p.m.

AFTERNOON SESSION B - (No CLE Credit)

Sidney R. Siben and Walter Siben Moot Courtroom
Hofstra Law School, Room 308

Kevin McMunigal

Judge Ben C. Green Professor
Case Western Reserve University School of Law

Corrupt Scientific Evidence

5-5:10 p.m.

CLOSING REMARKS

Burnele V. Powell

Miles and Ann Loadholt Professor of Law
University of South Carolina School of Law

Lawyering "Through" Fear: When the Edge Is All That's Left

Monroe H. Freedman

Professor of Law
Hofstra Law School

Roy D. Simon

Howard Lichtenstein Distinguished Professor of Legal Ethics
Hofstra Law School

BIOGRAPHIES OF CONFERENCE SPEAKERS



Lonnie T. Brown, Jr. is an associate professor at the University of Georgia School of Law, and is currently the University's first administrative fellow in the Office of the Senior Vice President for Academic Affairs and Provost. He earned a J.D. from Vanderbilt University, where he was a Patrick Wilson Scholar and editor-in-chief of the *VANDERBILT JOURNAL OF TRANSNATIONAL LAW*, and received his bachelor's degree from Emory University as a Robert W. Woodruff Scholar. He has been on Georgia's faculty since 2002, teaching professional responsibility, civil procedure, and conflict of laws.

Professor Brown has also been an assistant professor at the University of Illinois College of Law and a visiting assistant professor at Vanderbilt University Law School. Before starting his academic career, he was a law clerk for Judge William C. O'Kelley of the U.S. District Court for the Northern District of Georgia, and practiced law as an associate and a partner at Alston & Bird LLP in Atlanta, Georgia.

Professor Brown spent three years as a member of the review panel of the State Disciplinary Board for the State Bar of Georgia, serving as vice chair during his final year. He also served on the Executive Committee of the Professional Responsibility Section of the AALS.

His most recent scholarship includes "Representing Saddam Hussein: The Importance of Being Ramsey Clark," *GEORGIA LAW REVIEW* (forthcoming 2007); the entry titled "Ramsey Clark" in the *YALE BIOGRAPHICAL DICTIONARY OF AMERICAN LAW* (forthcoming); and "'Lawyers' Not 'Liars': A Modified Traditionalist Approach to Teaching Legal Ethics," *SAINT LOUIS UNIVERSITY LAW JOURNAL* (forthcoming 2007).

In 2007, Professor Brown received the inaugural C. Ronald Ellington Award for Excellence in Teaching and the Student Bar Association's Faculty Book Award for Excellence in Teaching. He is also a two-time recipient of the Student Bar Association's Professionalism Award.



Raymond M. Brown is a partner at Greenbaum, Rowe, Smith & Davis in Woodbridge, New Jersey, where he is a member of the Litigation Department and chairs the White Collar Defense & Corporate Compliance Practice Group. He concentrates his practice in internal investigations and white collar criminal defense. He earned a bachelor's degree from Columbia University and a law degree from Boalt Hall School of Law at the University of California, Berkeley.

Mr. Brown has been a trial lawyer, teacher and legal journalist since 1974. He is on the board of directors of the Association of the Federal Bar of the State of New Jersey and is a fellow of both the American College of Trial Lawyers and the American Board of Criminal Lawyers. He is a past president of the Association of Criminal Trial Lawyers of New Jersey and former member of the board of directors of the National Association of Criminal Defense Lawyers.

Mr. Brown has appeared in a number of high-profile trials, such as the nine-month trial involving former U.S. Secretary of Labor Raymond J. Donovan and the successful eight-year defense of senior executives of a major multinational corporation charged with environmental violations. Mr. Brown has conducted investigations throughout the United States and in Kenya, El Salvador, the Cayman Islands, Switzerland, the Bahamas, Colombia, and Sierra Leone. He has qualified as counsel before the International Criminal Court in the Hague, and he served as co-lead defense counsel at the Special Court for Sierra Leone.

He is the host of the Emmy Award-winning New Jersey Network program *Due Process* and has provided legal analysis and coverage for many broadcast venues. Mr. Brown has taught international criminal law both in the Seton

Hall/American University Program at Cairo, Egypt, and at Seton Hall University's School of Diplomacy and International Relations. In addition to teaching international criminal law at Seton Hall University School of Law, where he is a visiting professor and research scholar, he has taught criminal law, criminal procedure and professional responsibility.



Alafair S. Burke is a professor of law at Hofstra Law School, where she teaches in the areas of criminal law and criminal procedure. Her research, which intersects criminal law and criminal procedure, focuses on policing and prosecutorial policies. She has written about prosecutorial decision making, community policing, and non-punitive responses to crime problems. She has also written about the criminal law's treatment of domestic violence, in terms of both punishing batterers and explaining the conduct of battered women. Professor Burke's articles have appeared in the *MICHIGAN LAW REVIEW*, *NORTH CAROLINA LAW REVIEW*, *WASHINGTON LAW REVIEW*, and *WILLIAM AND MARY LAW REVIEW*, among other journals.

Before joining the Hofstra Law School faculty in 2001, Professor Burke served as a deputy district attorney in Portland, Oregon, where she tried more than 30 criminal cases, primarily against domestic violence offenders, and helped innovate neighborhood-based prosecution methods. Professor Burke graduated with distinction from Stanford Law School, where she was elected to Order of the Coif, published a note on prosecutorial ethics in the *STANFORD LAW REVIEW*, served as articles editor of the *STANFORD LAW AND PUBLIC POLICY JOURNAL*, and was a member of the *STANFORD JOURNAL OF INTERNATIONAL LAW*. Upon graduation from Stanford, she served as a law clerk to the Hon. Betty B. Fletcher of the Ninth Circuit Court of Appeals.

Professor Burke has been a legal and trial commentator for television and radio programs. She is a member of the planning committee for the annual Northeast People of Color Conference and has written a series of crime novels published by Henry Holt.



James Farragher Campbell has been engaged exclusively in the practice of criminal defense since 1975. He is currently president of the American Board of Criminal Lawyers. He was a founding member of the Board of Regents of the National College for DUI Defense and served as dean of the college in 2000. He was awarded the college's Lifetime Achievement Award in 2005. He is recognized by his peers as one of the nation's leading experts in the defense of vehicular homicide cases.



Angela J. Davis is a professor of law at American University's Washington College of Law, where she teaches criminal law, criminal procedure, and criminal defense: theory and practice. Professor Davis has also been a visiting professor at George Washington University Law School and has served on the adjunct faculty at George Washington, Georgetown and Harvard Law Schools.

Professor Davis' articles, which have appeared in the *MICHIGAN*, *FORDHAM*, and *IOWA LAW REVIEWS*, include pieces on racism in the criminal justice system and prosecutorial discretion. She is a co-author of the fourth edition of *BASIC CRIMINAL PROCEDURE* (with Professors Stephen Saltzburg and Daniel Capra), a co-editor of *TRIAL ADVOCACY STORIES* (with Professor Michael E. Tigar, Foundation Press, forthcoming 2007), and the author of *ARBITRARY JUSTICE: THE POWER OF THE AMERICAN PROSECUTOR* (Oxford University Press 2007). In addition, she has published numerous book chapters on criminal justice issues. In 2002 Professor Davis received the American University Faculty Award for Outstanding Teaching in a Full-Time Appointment and in 2000 she received the Washington College of Law's Pauline Ruyle Moore Award for scholarly contribution in the area of public law. In 2004 Professor Davis was a Soros Senior Justice Fellow.

Professor Davis is a graduate of Howard University and Harvard Law School, and served as law clerk to the Honorable Theodore R. Newman of the District of Columbia Court of Appeals. She is on the board of trustees of the Southern Center for Human Rights, the Peter M. Cicchino Social Justice Foundation, and the Sentencing Project. Professor Davis served as the executive director of the National Rainbow Coalition from 1994 to 1995. From 1991 to 1994, she was the director of the Public Defender Service (PDS) for the District of Columbia. She also served as the deputy director at PDS from 1988 to 1991 and as a staff attorney at PDS from 1982 to 1988, representing indigent juveniles and adults.



I. Bennett Capers is an associate professor of law at Hofstra Law School. He graduated from Columbia Law School, where he was a Harlan Fiske Stone Scholar, and he holds a Bachelor of Arts in literature from Princeton University. Following law school, he served as a law clerk to the Hon. John S. Martin, Jr., in the Southern District of New York, then joined the Department of Justice as an assistant U.S. attorney in the Southern District of New York. During his nine years as an assistant U.S. attorney, he prosecuted hundreds of federal cases, and tried approximately 20 cases, ranging from RICO murders to insider trading. He has argued numerous appeals before the U.S. Court of Appeals for the Second Circuit, and has served on the Capital Review Committee. In 2004 he was nominated for the Department of Justice's Director's Award for his prosecution of Tito's Crew, a drug gang that engaged in murder-for-hire and was responsible for approximately 18 homicides in New York during the early 1990s, including the murders of two informants and an attorney.

Immediately before joining the Hofstra faculty, Professor Capers practiced at Willkie Farr & Gallagher in New York City, and was an adjunct associate professor at Brooklyn Law School. His scholarship explores the dialogic relationship between culture and law. His articles have appeared or are forthcoming in the *CALIFORNIA LAW REVIEW*, *N.Y.U. REVIEW OF LAW AND SOCIAL CHANGE*, *HOWARD LAW JOURNAL*, and *MICHIGAN JOURNAL OF RACE AND LAW*.



Eric M. Freedman is the Maurice A. Deane Distinguished Professor of Constitutional Law at Hofstra Law School. He has two primary areas of academic interest. One is constitutional law and history, with a special emphasis on the history of the Revolutionary period, First Amendment topics, and separation of powers. The second interest is litigation centered and includes the fields of civil and criminal procedure and strategy, with a focus on the death penalty and habeas corpus. He has testified on these matters several times before Congress and other legislative bodies.

Professor Freedman is actively involved in the continuing professional education of lawyers and judges, and in providing pro bono litigation advice and representation, most recently with respect to issues arising from the campaign against terrorism.

He is the reporter for the ABA's Guidelines for the Appointment and Performance of Defense Counsel in Capital Cases, which was released at a conference at Hofstra Law School in 2003, and is the author of *HABEAS CORPUS: RETHINKING THE GREAT WRIT OF LIBERTY*, published by New York University Press. Professor Freedman also serves as a member of the American Law Institute, as a Fellow of the American Bar Foundation, and as a director of and counsel to the National Coalition Against Censorship.

Professor Freedman was elected as teacher of the year at Hofstra Law School by the graduating class of 2006. In 2004, he received the Dybwad Humanitarian Award of the American Association on Mental Retardation for his work in exonerating an innocent death row inmate in Virginia. At the New York City Bar, Professor Freedman formerly chaired and served on the Executive Committee of the Committee on Civil Rights, and he has served on committees on capital punishment, communications law, and legal history.

Before coming to Hofstra, Professor Freedman was a litigator with the New York City law firm of Paul, Weiss, Rifkind, Wharton & Garrison, where he pursued both general commercial practice and numerous pro bono matters. Professor Freedman also served as a law clerk to Judge Irving R. Kaufman of the U.S. Court of Appeals for the Second Circuit, studied abroad on a Fulbright Scholarship, and served as an editor of the *Yale Law Journal*.



Monroe H. Freedman has received the American Bar Association's highest award for professionalism, in recognition of "a lifetime of original and influential scholarship in the field of lawyers' ethics." Described in the *HARVARD LAW BULLETIN* as "a lawyer's lawyer," he is frequently consulted by law firms throughout the country. For the past 32 years he has also lectured annually on lawyers' ethics and taught trial advocacy at Harvard Law School.

Professor Freedman was recognized by *THE WASHINGTONIAN* as "one of [the District of Columbia's] most highly regarded constitutional lawyers." His clients have included William Kunstler, Roy Cohn, Alan Dershowitz, and several members of Congress.

His most recent book is *UNDERSTANDING LAWYERS' ETHICS* (3d ed., Matthew Bender, 2004), written with Georgetown Law Professor Abbe Smith. *THE PROFESSIONAL LAWYER*, published by the ABA Center for Professional Responsibility, called it "idealistic in the best sense of the word, pragmatic, but not cynical, and rich with practical examples." His first ethics treatise, *LAWYERS' ETHICS IN AN ADVERSARY SYSTEM* (1975), received the ABA's Gavel Award Certificate of Merit. Reviews called it "brilliant," a "classic," and one of the few "monumental contributions to legal education in the past generation."

He received the A.B., LL.B., and LL.M. at Harvard University, is listed in *WHO'S WHO IN AMERICA*, *WHO'S WHO IN AMERICAN LAW*, and *WHO'S WHO IN THE WORLD*, and is an honorary member of the American Board of Criminal Lawyers.



Leon Friedman is the Joseph Kushner Distinguished Professor of Civil Liberties Law at Hofstra Law School. After graduating from Harvard Law School, Professor Friedman worked for the New York City law firm of Kaye Scholer, Fierman Hays & Handler. He left the firm when his play *THE TRIAL OF LEE HARVEY OSWALD* was produced on Broadway and was later made into a television movie. He became general counsel of a New York publishing firm, Chelsea House Publishers, and then was selected as associate director of the Committee on Courtroom Conduct for the Association of the Bar of the City of New York, where he and Norman Dorsen wrote *DISORDER IN THE COURT*, the leading work on the subject. Thereafter, he was the director of the Committee for Public Justice and staff attorney for the American Civil Liberties Union during the Watergate era, where he

litigated numerous cases dealing with national security, misuse of government power, the legality of the Vietnam War and the draft, and the First Amendment. He continues to write amicus briefs on important Supreme Court cases for the ACLU, PEN American Center, the New York City Bar, and other public interest groups. He has testified before Congress numerous times.

Professor Friedman is the author of more than 100 law journal articles and newspaper columns in such publications as *THE NEW YORK TIMES*, *THE NATION*, *THE NEW REPUBLIC*, and *THE AMERICAN SCHOLAR*. His book *THE JUSTICES OF THE UNITED STATES SUPREME COURT, 1789-1969*, won the annual Scribes Award for the best book on a legal subject. Among his other books are *THE SUPREME COURT CONFRONTS ABORTION*, *UNQUESTIONING OBEDIENCE TO THE PRESIDENT*, *THE WISE MINORITY* and *SOUTHERN JUSTICE*. He is a leading copyright lawyer, and has represented such authors and entertainers as James Brown, John McPhee, I.B. Singer, Susan Sontag and the estate of Edith Wharton. He also represented Jean Harris in an important First Amendment case dealing with the "Son of Sam" law, and he represented Rubin "Hurricane" Carter, for whom he obtained a writ of habeas corpus, freeing him after 19 years of imprisonment. He acts as general counsel to PEN American Center, a leading writers group fighting censorship.



Stephen Gillers has been professor of law at New York University School of Law since 1978 and vice dean from 1999 to 2004. He holds the Emily Kempin chair. He does most of his research and writing on the regulation of the legal profession, and his courses include regulation of lawyers, evidence, and law and literature (which he teaches with Graduate School Dean Catharine Stimpson).

Professor Gillers has written widely on legal and judicial ethics in law reviews and the legal and popular press. He has taught legal ethics as a visitor at other law schools and has spoken on lawyer regulatory issues in the United States and abroad—often for legal ethics CLE credit—including at federal and state judicial conferences, law firms and general counsel’s offices, ABA meetings, state bar meetings nationwide, before Congress, and in law school lectureships. Professor Gillers is the author of *REGULATION OF LAWYERS: PROBLEMS OF LAW AND ETHICS*, a widely used law school casebook first published by Little, Brown, now Aspen, in 1985 and currently in its seventh edition. With Roy Simon, he has edited *REGULATION OF LAWYERS: STATUTES AND STANDARDS*, published annually by Little, Brown, and now Aspen, since 1989. He is currently chair of the American Bar Association’s Policy Implementation Committee of the ABA’s Center for Professional Responsibility. Following a clerkship with Chief Judge Gus J. Solomon in Federal District Court in Portland, Oregon, Professor Gillers practiced law for nine years in various settings in New York City before joining the law school faculty.



Glenda Grace graduated from Columbia Law School, where she served as executive editor of the *HUMAN RIGHTS LAW REVIEW*, was a Paul Robeson Scholar and Charles Evans Hughes Fellow, and was awarded the Jane Marks Murphy Prize for Excellence in Clinical Education. She holds a Bachelor of Arts in psychology and a Bachelor of Science in economics from the University of Pennsylvania.

After law school, Professor Grace clerked for the Hon. U.W. Clemon, a federal district court judge in the Northern District of Alabama. From 1991 to 1995, Professor Grace was a litigation associate at Paul, Weiss, Rifkind, Wharton & Garrison, where she worked on commercial as well as pro bono matters, including the direct appeal from a death sentence in Texas.

From 1995 to 2006, Professor Grace worked as special counsel at the Capital Defender Office (CDO), the office entrusted with defending individuals accused of capital and potentially capital crimes in New York state. At the CDO, she served as counsel to the capital defender, advising him on all facets of the New York Death Penalty Statute and its operation; she worked as counsel of record, as well as primary consultant, on capital cases from arrest through resolution; she assisted in the management of the CDO’s New York City, Albany, and Rochester offices; and she coordinated the development of proposed minimum standards for post-conviction attorneys in New York state.

Professor Grace was an instructor in the Columbia Law School Profession of Law week-long course for several years. In May 2006 Professor Grace co-taught a trial advocacy intersession course at the Iowa College of Law. During the fall semester of 2006, she was an adjunct professor at St. John’s School of Law, teaching “Capital Punishment in the 21st Century.”



Jeanne P. Gray is the director of the ABA Center for Professional Responsibility. Before assuming her post at the Center for Professional Responsibility, she served as regulation counsel and reporter for the ABA national program on Evaluation of Lawyer Discipline Systems. Today, she serves as the executive editor of both the *ABA/BNA LAWYERS’ MANUAL ON PROFESSIONAL CONDUCT* and the *ANNOTATED MODEL RULES OF PROFESSIONAL CONDUCT* (ABA, Sixth ed., 2007). She has written and lectured extensively on issues relating to legal and judicial ethics, professional responsibility law, and professional regulation, and is a founding member of the Association of Professional Responsibility Lawyers (APRL). Before going to work for the ABA, Ms. Gray served as assistant bar counsel to the

Supreme Judicial Court of Massachusetts and practiced business and corporate law in Boston. She earned a J.D. from the New England School of Law.



Bruce A. Green is the Louis Stein Professor at Fordham Law School, where he directs the Louis Stein Center for Law and Ethics. He teaches and writes primarily in the areas of legal ethics and criminal law. Prior to joining the Fordham faculty, Professor Green was a law clerk to Judge James L. Oakes and Justice Thurgood Marshall and an assistant U.S. attorney and chief appellate attorney in the Office of the U.S. Attorney for the Southern District of New York.

Since joining the Fordham faculty in 1987, he has served in various part-time public positions, including associate independent counsel in the Office of the Iran/Contra Independent Counsel and as a member of the New York City Conflicts of Interest Board. Additionally, Professor Green has engaged in substantial professional service, particularly in areas related to legal ethics. Currently, he serves on the Multistate Professional Responsibility Examination drafting committee; as reporter to the ABA Task Force on the Attorney-Client Privilege; and as co-chair of the ABA Criminal Justice Section’s Committee on Ethics, Gideon and Professionalism. He previously served as reporter to the ABA Commission on Multijurisdictional Practice, as a member of the Council of the ABA Section of Litigation, and as chair of the New York State Bar Association’s Committee on Professional Ethics.



Joel Hirschhorn, an AV-rated lawyer, is a partner in Hirschhorn & Bieber, P.A, a three-lawyer firm based in Miami, Florida, but with a national practice concentrating in criminal and white collar defense, health care, business, computer fraud, securities fraud, and tax fraud. He was responsible for the Florida Supreme Court decision that completely reformed and revised (and eventually computerized) the method of selecting trial juries in Florida, thus preventing racial, ethnic and socioeconomic discrimination in the jury selection process. He has authored several articles opposing cameras in the courtroom and argued *Chandler v. Florida* in the U.S. Supreme Court objecting to televising criminal proceedings over a defendant’s objection.

Mr. Hirschhorn received a B.A. from the University of Connecticut in 1964 and a J.D. from the University of Wisconsin in 1967. He was admitted to the Wisconsin and Florida Bars in 1967 and has argued in the U.S. Supreme Court and all federal circuit courts of appeal except D.C. He is a past president of the American Board of Criminal Lawyers; a fellow of the International Academy of Trial Lawyers; a past president of the Non Resident Lawyers Division of the Wisconsin State Bar; a current member and past director of the National Association of Criminal Defense Lawyers; and a past president of the First Amendment Lawyers Association. Among other publications, he is listed in *THE BEST LAWYERS IN AMERICA*, *WHO’S WHO IN AMERICAN LAW*, and *FLORIDA SUPER LAWYERS* (2006 and 2007).



Ronald L. Kuby was a longtime associate of radical lawyer William M. Kunstler. Mr. Kuby won a \$43 million judgment against subway gunman Bernhard Goetz. He was defense counsel to, among others, Black Rage gunman Colin Ferguson, the blind Muslim cleric Sheikh Omar Abdel Rahman, Six Degrees of Separation imposter David Hampton, and former head of the Latin Kings Antonio Fernandez. He won an acquittal for Tawfiq Abdul-Aziz, who was charged with shooting a white police officer in the face. The jury found Mr. Abdul-Aziz not guilty of shooting a police officer and not guilty of possessing the weapon he did not use. Mr. Kuby also won freedom for Anthony Faison and Charles Shepherd, who spent 14 years in prison for a crime they did not commit, and he obtained a \$3.3 million settlement in a wrongful conviction lawsuit for these same two men.

Mr. Kuby also got the conviction of Carmine Carini overturned based on newly discovered evidence. Carini walked out of court with Mr. Kuby on June 12, 2007, after serving 23 years in prison. Mr. Kuby successfully defended photographer Spencer Tunick when the Giuliani administration continually arrested him to stop photo-shoots of naked participants on the streets of New York City. Mr. Tunick went on to have two HBO movies made about his work and has become an internationally known and respected artist.

Mr. Kuby has represented dozens of defendants charged with leftist political violence, from Puerto Rican independence fighters to members of American communist groups. He has successfully sued the City of New York in numerous civil rights cases involving police misconduct, including a case in which he won \$500,000 for the Hells Angels Motorcycle Club. He is special counsel to the Uniformed Firefighters Association of NYC.

Mr. Kuby has appeared on NIGHTLINE, DATELINE, 20/20, and every other major television and radio program in the country. He has authored numerous law review articles and Op-Ed pieces in the NEW YORK TIMES and NEW YORK DAILY NEWS. He is co-host of the WABC morning show CURTIS & KUBY and guest-anchor on COURT TV.



Gerald B. Lefcourt is a past president of the National Association of Criminal Defense Lawyers and a past president of the New York Criminal Bar Association. He also is a founder of the New York State Association of Criminal Defense Lawyers and one of the nation's best trial lawyers. He is head of a four-lawyer firm in New York City, Gerald B. Lefcourt, P.C., which concentrates in the defense of criminal cases and complex civil litigation. Long considered one of the defense bar's leading spokespeople and most passionate advocates, he has defended clients as diverse as Abbie Hoffman, Harry Helmsley, former New York Assembly Speaker Mel Miller, and Michael Milken's co-defendant in a large securities case. Mr. Lefcourt is currently one of the attorneys in the federal KPMG tax fraud prosecution, believed to be the largest tax fraud case ever brought in the United States. Recent victories include a full acquittal of rap mogul and Murder, Inc. Records founder Irv Gotti on federal money laundering charges.

Mr. Lefcourt is a lecturer, panelist and author of publications on a wide variety of legal subjects including asset forfeiture, legal ethics, wire-tapping, plea bargaining, subpoenas to lawyers, and representation of grand jury witnesses. In 1983 he was named by the NEW YORK LAW JOURNAL in "Who's Who in Criminal Defense Bar" as among the finest New York trial attorneys. The New York State Bar gave him its Outstanding Practitioner Award in 1985 and again in 1993. In 1993 the National Association of Criminal Defense Lawyers gave him its highest honor, the Robert C. Heeney Memorial Award. The New York State Association of Criminal Defense Lawyers presented the Thurgood Marshall Lifetime Achievement Award to Mr. Lefcourt in 1997.



Lisa G. Lerman is professor of law at The Catholic University of America, Columbus School of Law, where she has taught since 1987. Professor Lerman serves as coordinator of clinical programs for the law school. She has also taught contracts, professional responsibility, and the public policy practicum, as well as other clinical and externship courses.

Professor Lerman is co-author of ETHICAL PROBLEMS IN THE PRACTICE OF LAW (Aspen, 2005) and LEARNING FROM PRACTICE (West, 1998). She has written many articles about lawyers, law firms, the legal profession, and legal education. Much of her recent writing explores issues relating to lawyer dishonesty and billing fraud. Earlier work focused on domestic violence law.

Professor Lerman is a member of the planning committee for the ABA National Conference on Professional Responsibility and is a member of the National Advisory Committee for Equal Justice Works. She is also a member of the Catholic University Senate Committee on Appointments and Promotions. She has served as chair of the Professional Responsibility Section of the Association of American Law Schools and as a member of the D.C. Bar Legal Ethics Committee.

Professor Lerman received a B.A. with honors in history from Barnard College, Columbia University, in 1976. She received a J.D. in 1979 from New York University School of Law, and an LL.M. in advocacy from Georgetown University Law Center in 1984. Before joining the faculty at Catholic University, she was a staff attorney at the Center for Women Policy Studies, a clinical fellow at Antioch and Georgetown Law Schools, a member of the law faculty at West Virginia University, and an associate in a law firm. She has taught at the law schools of American University, George Washington University, and Jagiellonian University (Krakow, Poland).



Adam Liptak is the national legal correspondent at THE NEW YORK TIMES. His column on legal affairs, "Sidebar," appears on Mondays.

Mr. Liptak has covered the Supreme Court nominations of John Roberts and Samuel Alito; the investigation into the disclosure of the identity of Valerie Wilson, an undercover CIA operative; judicial ethics; and various aspects of the criminal justice system. He was a member of the reporting teams that examined the work of two former TIMES reporters, Jayson Blair and Judith Miller.

Mr. Liptak's work has also appeared in THE NEW YORKER, VANITY FAIR, ROLLING STONE, THE AMERICAN LAWYER and several law reviews.

A graduate of Yale College and Yale Law School, Mr. Liptak practiced law at a large New York City law firm and in the legal department of The New York Times Company before joining the paper's news staff in 2002.



Richard Mauro is an attorney with a criminal defense practice in state and federal court. He graduated from the University of Utah College of Law, where he was an articles editor for the JOURNAL OF ENERGY LAW AND POLICY and JOURNAL OF CONTEMPORARY LAW. After law school Mr. Mauro served a clerkship at the Utah Court of Appeals before accepting a position with the Salt Lake Legal Defender Association. While at the Legal Defender Association for seven years, he tried a number of serious felony cases.

Mr. Mauro is a past president of the Utah Association of Criminal Defense Lawyers and presently serves as chair person of the Utah Capital Case Sub-Committee. He is also an adjunct professor at the University of Utah College of Law, where he teaches trial advocacy. In his spare time he teaches youth hockey.



Kevin McMunigal is the Judge Ben C. Green Professor of Law at Case Western Reserve University School of Law, where he teaches criminal law, professional responsibility, and evidence. Professor McMunigal is a contributing editor and writes a column on ethics in criminal practice with Professor Peter A. Joy (Washington University) for CRIMINAL JUSTICE, the ABA Criminal Justice Section's quarterly publication. He is also co-author of CRIMINAL LAW: A CONTEMPORARY APPROACH, CASES, STATUTES & PROBLEMS (Aspen, 2005) with Professor Kate E. Bloch (Hastings).

Before he began teaching, Professor McMunigal served as an assistant U.S. attorney in the Northern District of California. Earlier he clerked for U.S. District Judge William H. Orrick and practiced civil litigation with Heller, Ehrman, White & McAuliffe in San Francisco. He has held visiting appointments at the University of California (Hastings), Loyola Law School (Los Angeles), and Universidad Francisco Marroquin in Guatemala City, Guatemala.



Andrew Perlman is an associate professor at Suffolk University Law School, where he teaches professional responsibility, civil procedure, and federal courts. Professor Perlman has written a number of articles on legal ethics, including recent pieces on the inadvertent disclosure of privileged information and the constitutionality of bar admission rules. His current work focuses on the implications of social psychology for legal ethics.

Professor Perlman is a co-contributor to a legal ethics blog, www.legalethicsforum.com, and is active in various bar-related activities in Massachusetts. He has also been a visiting associate professor at Boston University Law School, where he has taught professional responsibility and civil procedure.

Before joining the Suffolk law faculty, Professor Perlman was an associate-in-law at Columbia Law School, where he conducted research on professional responsibility issues, taught legal research and writing, and earned the LL.M. Professor Perlman also clerked for a federal district court judge in Chicago and practiced as a litigation associate with the Chicago firm of Schiff Hardin & Waite. He is a graduate of Yale College and Harvard Law School.



Burnele Venable Powell is the Miles and Ann Loadholt Professor of Law and former dean of the University of South Carolina School of Law. Prior to that, he served as dean and professor of law at the University of Missouri—Kansas City School of Law from 1995 to 2003. Prior to UMKC, he was professor of law at the University of North Carolina—Chapel Hill, where he taught legal ethics and administrative law. Before joining the North Carolina faculty in 1979, Professor Powell was a graduate law teaching fellow at Harvard Law School (1977-79), where he received an LL.M. (1979). He also holds a J.D. from the University of Wisconsin Law School (1973) and B.A. from the University of Missouri at Kansas City (1970).

Before entering Harvard, Professor Powell was associate regional counsel at the Department of Housing & Urban Development in Boston (1973-1977). He is a member of the Wisconsin and Massachusetts State Bars and has taught as a visiting professor of law at the University of Oregon and Washington University in St. Louis.

Professor Powell's current professional activities include ex officio membership on the South Carolina Board of Governors and chairmanship of the ABA Consortium on the Delivery of Legal Services. In that connection, he recently chaired the ABA Commission on Access to Lawyers. He is also a member of the ABA Section of Legal Education and Admissions to the Bar's Admissions Committee. From 1998 through August 2002, Professor Powell served as founding chair of the ABA Center for Professional Responsibility Coordinating Council, which coordinates the activities of the center's presidentially appointed standing committees and ABA-affiliated groups. As chair of the Coordinating Council, Professor Powell also served, ex officio, as a member of the ABA Commission on the Evaluation of the Rules for Professional Conduct (The Ethics 2000 Commission) and the ABA Commission on Multijurisdictional Practice. He was an appointed member of the ABA's Commission on Multidisciplinary Practice (1998-2000) and the ABA Commission on Public Financing of Judicial Campaigns (2000-2001).

Professor Powell is a member of the American Law Institute and an at-large fellow of the American Bar Foundation. He is also a member of the National Bar Association. His civic activities include membership on the Board of Directors of Consumers Union (publishers of CONSUMER REPORTS MAGAZINE), where he serves as board secretary and chair of the Audit Committee.

Professor Powell hosted the ABA Center for Professional Responsibility/Fordham Law School Symposium on Multijurisdictional Practice of Law, and was a member of the Multistate Professional Responsibility Exam Drafting Committee (1993-1995), for which he continues to serve as an outside reader. Professor Powell has served as chair of the ABA Standing Committee on Professional Discipline (1990-94) and was a member of the North Carolina State Bar Ethics Committee (1990-92). He was awarded the Missouri Bar President's Award in 1999 and 2000, the UMKC School of Education Alumni Achievement Award in 2001, and the UMKC Law Foundation's President's Award in 2002.

Professor Powell's most recent article, "The Limits of Integrity or Why Cabinets Have Locks," 73 *FORDHAM L. REV.* 311 (2003), explores the meaning of integrity in relation to morals, ethics and psychological insights gained through exploration of the fundamental attribution error. Other recent articles include: "What Clients Want and Why They Can't Have It," 52 *EMORY LJ* 1135-1146 (2003) and "The Lesson of Enron for the Future of MDPs: Out of the Shadows and Into the Sunlight," 80 *WASH. U. L.Q.* 1291 (November 2002).



Roy Simon is the Howard Lichtenstein Distinguished Professor of Legal Ethics at Hofstra Law School and the director of Hofstra's Institute for the Study of Legal Ethics. He received a B.A. from Williams College and J.D. from New York University, where he was editor-in-chief of the *N.Y.U. LAW REVIEW*. He clerked for the late U.S. District Judge Robert R. Merhige in Richmond, Virginia, then practiced law at Jenner & Block in Chicago. He began teaching at Washington University School of Law in St. Louis in 1983 and joined the Hofstra faculty in 1992.

Professor Simon annually writes *SIMON'S NEW YORK CODE OF PROFESSIONAL RESPONSIBILITY ANNOTATED* (now in its 11th edition) and (with Professor Stephen Gillers of N.Y.U.) annually compiles and edits *REGULATION OF LAWYERS: STATUTES AND STANDARDS* (now in its 18th edition). He and co-authors Carol Needham and Burnele Powell are working on the fourth edition of the casebook *LAWYERS AND THE LEGAL PROFESSION*.

Professor Simon is vice chair and reporter for the New York State Bars Committee on Standards of Professional Conduct (COSAC), which is comprehensively reviewing and recommending revisions to the New York Code of Professional Responsibility. Professor Simon is a vice chair of the New York State Bar Association's Committee on Professional Ethics, and is a member of the Nassau County Bar Committee on Professional Ethics and the New York City Bar Committee on Professional Responsibility. Since 1998, he has written a monthly column for the *NEW YORK PROFESSIONAL RESPONSIBILITY REPORT*, a newsletter covering legal ethics in New York.



Abbe Smith has been teaching at Georgetown University Law Center since 1996. From 1990 to 1996, Professor Smith was education director and then deputy director of the Criminal Justice Institute at Harvard Law School. While at Harvard, she was also a clinical instructor in the Criminal Defense Clinic and a lecturer on law in trial advocacy.

Professor Smith began teaching law in 1987. Before teaching at Georgetown and Harvard, she taught at City University School of Law in New York, Temple University School of Law, and American University's Washington College of Law. In 2005-06, Professor Smith was a senior Fulbright scholar at the University of Melbourne Law School in Melbourne, Australia. Professor Smith teaches and writes in the areas of criminal defense, legal ethics, juvenile justice, and clinical legal education. She is the author (with Monroe H. Freedman) of *UNDERSTANDING LAWYERS' ETHICS* (2nd ed., 2002; 3rd ed., 2004; 4th ed., forthcoming 2007). She is also a published cartoonist. A collection of her cartoons, *CARRIED AWAY: THE CHRONICLES OF A FEMINIST CARTOONIST*, was published in 1984.

From 1982 to 1990, Professor Smith was a trial attorney with the Defender Association of Philadelphia. She remains actively engaged in criminal law practice and frequently presents at public defender and legal aid training programs. Professor Smith is currently on the Board of Directors of the Bronx Defenders and the National Juvenile Defender Center, and is a longtime member of the National Lawyers Guild.



Clive Stafford-Smith is the founder and legal director of Reprieve, a UK-based a group of international charities dedicated to three goals: (1) assisting in the provision of effective legal representation and humanitarian assistance to impoverished people facing the death penalty or being held in secret prisons; (2) producing and publishing information about the death penalty; and (3) raising awareness more generally concerning human rights.

Mr. Stafford-Smith was born in Cambridge, England and was educated at Radley College. He was an undergraduate Morehead Scholar at the University of North Carolina, then studied law at Columbia Law School. After graduating from Columbia, he was a staff attorney with the Southern Center for Human Rights in Atlanta for nine years. From 1993 to 2004, he established and directed the Louisiana Crisis Assistance Center, a non-profit law office specializing in the defence of capital cases at the trial level. Starting in early 2002, as one of the lawyers who filed the initial litigation in *Rasul v. Bush*, Mr. Stafford-Smith began to work actively on the Guantánamo Bay cases. Since moving back to the UK in 2004, he has continued the same human rights litigation.

Mr. Stafford-Smith has been directly involved in more than 300 capital cases over the past 25 years, roughly half at trial and half in later proceedings. He has received many recognitions for his work, including, in October 2000, an OBE bestowed by HRH Elizabeth II for “humanitarian services.” He has trained capital litigators for many years, and published extensively in the field. Most recently, he has written *BAD MEN: GUANTÁNAMO BAY AND THE SECRET PRISONS* (Weidenfeld, 2007), to be published in the United States on October 2, 2007, under the title *THE EIGHT O’CLOCK FERRY TO THE WINDWARD SIDE: SEEKING JUSTICE IN GUANTÁNAMO BAY*.



John Steele is special counsel and director of ethics and conflicts at Fish & Richardson P.C. in San Francisco. He has taught legal ethics as a lecturer at UC-Berkeley School of Law, Santa Clara University School of Law, and Stanford Law School, and is currently serving a three-year term (2005-08) as a member of the California State Bar’s Standing Committee on Professional Responsibility and Conduct. Mr. Steele is also a fellow of the American Bar Foundation, a member of the ABA Center for Professional Responsibility; and a member of the Association of Professional Responsibility Lawyers. He is active in various committees of the Santa Clara County Bar Association relating to the practice of law, and is a member of the William A. Ingram American Inn of Court. He earned a B.A. from Bucknell and J.D. from Georgetown University Law Center.



Lynne Stewart was a criminal defense lawyer for more than 30 years, representing many controversial clients. A few of her representative cases include: *People v. Patton* (Anti Apartheid in South Africa Rugby Team Demo); *People v. Gilbert* (Brinks Nyack Robbery/Murder); *United States v. Sunni Ali* (SDNY - May 19/Black Liberation Army); *United States v. Levasseur* (EDNY, United Freedom Front Bombings); *State v. Williams* (New Jersey - Trooper Murder); *People v. Larry Davis* (New York - Attempted Murder – NYPD); *United States v. Willie Holder* (EDNY - Black Panther Airjacking); *United States v. Ajaaj* (SDNY – World Trade Center bombing 1); *United States v. Abdel Rahman* (SDNY – Landmarks); *INS v. Nasser Ahmed* – (SDNY - Secret Evidence); and *People v. Yuwnas Mohammed* (New York - Police Brutality).

In 2005 Lynne Stewart was convicted of providing material support for a terrorist conspiracy, becoming the first lawyer in the United States to be convicted of aiding terrorism. She was then disbarred automatically pursuant to statute. On October 16, 2006, she was sentenced to 28 months in prison. She remains free pending appeal. Oral argument on appeal is scheduled for December 18, 2007.



Ralph J. Temple was a trial lawyer in Washington, DC, for nearly 40 years, served as legal director of the American Civil Liberties Union of the National Capital Area from 1966 to 1980, was a member of the National ACLU’s board from 1981 to 1984, and currently is a member of the boards of directors of the ACLU of Oregon, and of its Southern Oregon Chapter. He taught at the law schools of Harvard University (1958-59), George Washington University (1959-62), Howard University (1969-70), and Georgetown University (1975). In 2004 and 2005, he taught a course in titled “The Media’s Influence on American Politics” as part of Southern Oregon University’s SOLIR (Southern Oregon Learning In Retirement) program.

Mr. Temple has often lawyered at the edge. He has confronted and sued the Ku Klux Klan, and has also advocated the Klan’s rights to freedom of speech and assembly. He has also represented American Nazis in asserting such rights.



Michael E. Tigar is Research Professor of Law at Washington College of Law, American University, Washington, D.C., and visiting professor of law at Duke Law School. He has held full-time academic positions at UCLA and The University of Texas. He has been a lecturer at dozens of law schools and bar associations in the United States, Europe, Africa and Latin America. He is a 1966 graduate of Boalt Hall, University of California, Berkeley, where he was first in his class, editor-in-chief of the law review and Order of the Coif.

He has authored or co-authored 11 books, three plays, and scores of articles and essays. He has argued seven cases in the U.S. Supreme Court and approximately 100 federal appeals, and has tried cases in all parts of the country in state and federal courts. His latest book is *THINKING ABOUT TERRORISM*. His books also include his memoir, *FIGHTING INJUSTICE*. He has been active on several continents in promoting and protecting human rights.



Charles W. Wolfram is the Charles Frank Reavis Sr. Professor Emeritus at Cornell Law School, and during 1998-99 served as the interim dean there. Professor Wolfram received the LL.B. from the University of Texas School of Law in 1962 and his B.A. from Notre Dame University in 1959. He is admitted to practice law in the District of Columbia and Minnesota.

Professor Wolfram is the author of the West Publishing treatise *MODERN LEGAL ETHICS* and was the chief reporter for the American Law Institute’s Restatement of the Law Governing Lawyers, which was published in 2000. He is the author of many monographs, book chapters, and articles, and has spoken widely to law students, judges, and non-professional audiences on the ethics of lawyers and judges. Professor Wolfram also consults and appears as an expert witness in cases involving legal malpractice, lawyer disqualification, lawyer discipline, lawyer crimes, legal fees, judicial ethics, and similar issues, and he is often quoted in American professional and general media on those and other legal subjects.



Ellen Yaroshesky is clinical professor of law and the executive director of the Jacob Burns Ethics Center at the Benjamin N. Cardozo School of Law in New York City. She teaches a range of ethics courses, organizes symposia, and writes in the field of legal ethics. Ms. Yaroshesky is of counsel to Clayman & Rosenberg. She represents lawyers and law firms in criminal, civil and disciplinary matters and serves as an expert witness on legal ethics issues.

Before joining Cardozo Law School in 1988, she was a criminal defense lawyer in Seattle, Washington, an attorney at the Center for Constitutional Rights in New York, and an attorney in

private practice concentrating in criminal defense. Prior to joining Clayman & Rosenberg, Ms. Yaroshefsky was of counsel to Hinshaw & Culbertson, LLP, a firm that specializes in the law of lawyering.

Professor Yaroshefsky is chair of the Ethics Committee of the National Association of Criminal Defense Lawyers, the ethics adviser for the Prosecutorial and Judicial Complaint Center of the New York Association of Criminal Defense Lawyers, co-chair of the American Bar Association's Ethics, Gideon and Professionalism Committee, and a member of the advisory board of the Justice Center of the New York County Lawyers Association and of New York State Bar Association Committee on Standards of Attorney Conduct. She has also served on various committees of the Association of the Bar of the City of New York. She has received a number of awards for litigation and received the New York State Bar Association award for "Outstanding Contribution in the Field of Criminal Law Education." Her scholarship focuses upon prosecution and defense ethics.

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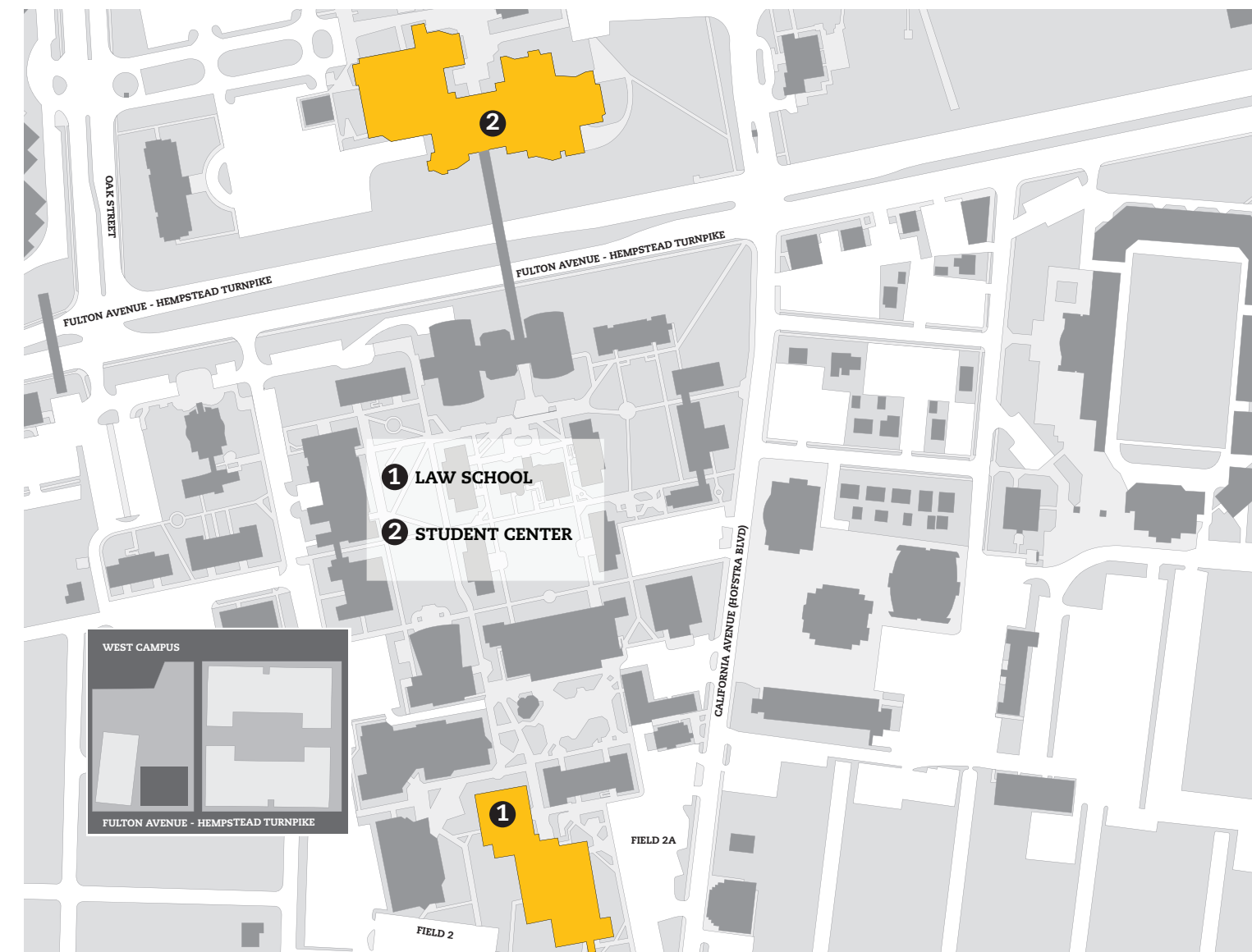
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