



AGENDA ITEM

Association of American Law Schools

October 4, 2011

President
Michael A. Olivas
University of Houston

MEMORANDUM 11-14

President-elect
Lauren K. Robel
Indiana University-
Bloomington

TO: Deans of Member Schools and
Members of the 2011 AALS House of Representatives

Immediate Past President
H. Reese Hansen
Brigham Young University

FROM: Kevin R. Johnson, Chair
Nominating Committee for 2012 Officers and Members of
the Executive Committee

Serving through 2011
Katharine T. Bartlett
Duke University

SUBJECT: Nominations for President-Elect and for New Members of
the Executive Committee

Daniel B. Rodriguez
The University of Texas

The Nominating Committee for 2012 Officers and Members of the Executive Committee met at the AALS Office in Washington D.C. on Wednesday, August 17, 2011 with all members of the committee participating fully in the discussion. In my role as Chair of the Committee, I want to express my appreciation to the Members of the committee: Alicia Alvarez, University of Michigan Law School; Barbara J. Cox, California Western School of Law; Thomas Morgan (immediate past chair), George Washington University School of Law; Victor C. Romero, Pennsylvania State University Dickinson School of Law; Rosemary Salomone, St. John's University School of Law; and John Valery White, University of Nevada, Las Vegas William S. Boyd School of Law.

Serving through 2012
Dorothy Andrea Brown
Emory University

Ann C. Shalleck
American University

Serving through 2013
Pat K. Chew
University of Pittsburgh

Paul Marcus
College of William and Mary

The Committee reviewed a large number of potential nominees for three positions. The group had impressive scholarly, service and teaching credentials; all would have been worthy nominees, which made the process of selecting the nominees by the Committee especially difficult.

Executive Director
Chief Executive Officer
Susan Westerberg Prager

Managing Director
Jane M. La Barbera

At the Second Meeting of the 2012 AALS House of Representatives at the AALS Annual Meeting in Washington, DC on Saturday, January 7, 2012, the Committee will present to the House the following nominations:

Memorandum 11-14
October 4, 2011

For the Position of President-Elect:

Leo P. Martinez, University of California Hastings College of the Law

For the Position of Member of the Executive Committee – Three-Year Term:

Blake D. Morant, Wake Forest University School of Law

Kellye Y. Testy, University of Washington School of Law

Continuing Members of the Executive Committee

Members of the Executive Committee continuing on the committee in 2012 are:

Term Expiring 2012

Dorothy Andrea Brown, Emory University School of Law

Michael A. Olivas, University of Houston Law Center (*Immediate Past President*)

Ann C. Shalleck, American University, Washington College of Law

Term Expiring 2013

Pat K. Chew, University of Pittsburgh School of Law

Paul Marcus, College of William and Mary Marshall-Wythe School of Law

Lauren K. Robel, Indiana University Maurer School of Law (*2012 President*)

Retiring Members of the Executive Committee

With the conclusion of the Association's Second Meeting of the House of Representatives on January 7, 2012, three committee members will conclude their service on the Executive Committee. Katharine T. Bartlett, Duke University School of Law; H. Reese Hansen, Brigham Young University J. Reuben Clark Law School (*2010 President*); and Daniel B. Rodriguez, The University of Texas School of Law. Each of them will have completed their three-year terms. We extend our thanks and appreciation to these faculty members for their service to the AALS and legal education.

Biographical Sketches of the Nominees

The *Directory of Law Teachers* contains brief biographical sketches of the three nominees. Executive Director, Susan Prager, has provided the following summaries of the background of the nominees.

Leo P. Martinez

President-elect

Leo P. Martinez is Professor of Law at his alma mater, the University of California Hastings College of the Law. Professor Martinez received his B.S. from the University of Kansas (1971), his M.S. from the University of Southern California (1975), and his J.D. from U.C. Hastings (1978). Following his graduation from law school, Professor Martinez met his

Memorandum 11-14
October 4, 2011

military commitment as a member of the U.S. Army JAG Corps, served as an Assistant U.S. Attorney, and built a private practice focused on tax issues with the San Francisco law firm of Howard Rice, et al. Then in 1985 he returned to his alma mater, Hastings, as a member of the faculty. Nine years later Professor Martinez became Associate Dean, and served in that role as Hastings' academic dean for an exceptionally long period of 12 years. Professor Martinez returned to full-time teaching in 2006. He returned to the Dean's office for the 2009-10 academic year to serve as Hastings' Acting Chancellor and Dean while the school conducted the search for a new dean.

Professor Martinez's teaching has been a combination of contracts, federal tax, tax policy, tax procedure, and insurance law. He is the author of the West casebook on insurance law and an editor of the four-volume treatise *New Appleman Insurance Law and Practice Guide* (Leo P. Martinez, Marc S. Mayerson & Douglas R. Richmond eds. LexisNexis 2011). He is the author of numerous articles on tax policy and insurance law. He is a member of the American Law Institute and was recently selected by the ALI Council to be an Adviser on the ALI's Principles of the Law of Liability Insurance project.

Professor Martinez has served the profession throughout his career. His AALS service has been extensive. He recently completed a three-year term on the AALS Executive Committee (2008-2010) during which time he also brought his extensive experience to the Committee on Audit and Association Investment Policy. Earlier he served as a member of the AALS Membership Review Committee (2003-2005) which is one of the Association's two most demanding committees. He also chaired the AALS Section on Insurance Law and currently co-chairs the AALS Resource Corps. Over the years Professor Martinez has done a number of Resource Corps visits at the request of AALS member schools. In addition to his service to the AALS, Professor Martinez has served as a member of the Nominations Committee of the ABA Section of Legal Education and Admission to the Bar (2007-2010) and has participated in more than 20 separate site visits at American law schools on behalf of the AALS and the ABA Section on Legal Education. In 2010 Chief Judge Vaughn Walker, Federal District Court for the Northern District of California, named him to the U.S. Magistrate Merit Selection Panel which filled two U.S. Magistrate positions.

Professor Martinez has been exceptionally generous in devoting himself to public and community service. He has chaired the boards of four different non-profit organizations including Public Advocates, a San Francisco-based public interest law firm; the St. Francis Hospital Foundation; KQED, Inc. (now Northern California Public Broadcasting); and Public Radio Capital, an organization dedicated to broadening the reach of public broadcasting. Martinez is currently a Board member of CollegeTrack, a San Francisco Bay Area-based organization which provides mentoring for high school students living in low income areas. He is a longtime member of the board of Access Group, a non-profit originator of loans to graduate students enrolled in professional schools.

Professor Martinez has been recognized for his service in and outside of the legal community. Public Advocates has presented him with its highest award, the Voices of Conscience Award, for his leadership in law and public interest. In 2011 he received the

Memorandum 11-14
October 4, 2011

annual Latino/a Law Professors Award from the Latino/a Law Professors Group for his “outstanding contributions to the Latino/a community in general and Latino/a law professors in particular.” His service to Hastings was recognized by the creation of a \$100,000 scholarship fund which bears his name and which was endowed by Hastings alumni and faculty.

The AALS will be fortunate to have a person of Martinez’s depth of experience, sound judgment, and multi-faceted accomplishments assume the President-elect role during such a challenging time for legal education.

Blake D. Morant

For a 3-year Term on the Executive Committee

Blake D. Morant is Dean and Professor of Law at the Wake Forest University School of Law. Dean Morant received his B.A. with high distinction and Phi Beta Kappa honors from the University of Virginia (1975) and his J.D. three years later, also from the University of Virginia. He was a Ribble-Kennedy and Earl Warren scholar at the School of Law. Dean Morant has published extensively on topics including contract theory, media law, and administrative law and was the first American to deliver the Annual Thomas More Commemorative Lecture at St. Dunstan’s Church, Canterbury, England. From 1979-1985 Dean Morant served as a member of the U.S. Army JAG Corps, earning the Meritorious Service Medal, First Oak Leaf Cluster.

Morant first tested himself as a teacher as an adjunct at American University Washington College of Law, while he was practicing law at Braude, Marguiles, Sacks and Rephan. He began full time law teaching at the University of Toledo College of Law, where he was recognized with 5 awards for outstanding teaching and established himself as a scholar. He moved to Washington and Lee in 1997 where he served as a Roy L. Steinheimer, Jr. Professor of Law and as Director of the Frances Lewis Law Center. He then became Associate Dean for Academic Affairs. In Blake Morant Wake Forrest identified a faculty member with a record of excellence in teaching, research and service to assume the deanship in 2007. Morant’s academic career has included visiting professorships at the University of Michigan Law School and the University of Alabama School of Law, where he occupied the John S. Stone Visiting Chair. In 2001, he was a Visiting Fellow at University College, Oxford University. His teachings and writings have concentrated on contract theory, media and first amendment law, and administrative law.

Dean Morant has been active in the AALS throughout his career. He is a current member of the AALS Committee on Libraries and Technology and the AALS Advisory Committee on ABA Accreditation Standards. He served on the AALS Nominating Committee (2009), the Professional Development Committee (2005-2007), and the *Journal of Legal Education* Editorial Board (2000-2002). He has served on two Planning Committees as well, one for the AALS Workshop on Family Law and Family Courts in a Time of Change (2007) and another

Memorandum 11-14
October 4, 2011

more directly in his field of expertise for the Conference on Exploring the Boundaries of Contract Law (2004). Dean Morant is a frequent speaker at AALS programs, most recently at the Faculty Recruitment Conference and the Workshop for New Law School Teachers.

In addition to his work with the AALS, Dean Morant's professional service includes: Co-Chairing the ABA Deans Workshop (2011), and Chairing the ABA Section on Legal Education's Committee on Diversity. He was a member of the Virginia Supreme Court's Task Force which did a study of gender bias in the courts. Last year he served as Vice President of the North Carolina Bar Association.

He was recently inducted into the Raven Society, an award bestowed upon by the University of Virginia alumni. In 2010, he received an honorary doctor of laws degree from Pepperdine University. That same year he was honored with the 2010 John R. Kramer Outstanding Law School Dean Award from Equal Justice Works.

Kellye Y. Testy

For a 3-year Term on the Executive Committee

Kellye Testy is Dean and James W. Mifflin University Professor at the University of Washington School of Law. Dean Testy received her B.A. in 1982 and her J.D. summa cum laude in 1991 from Indiana University, Bloomington, where she was Editor In Chief of the Indiana Law Journal and elected to Order of the Coif. Dean Testy clerked for the Honorable Jesse E. Eschbach on the United States Court of Appeals for the 7th Circuit. In 1992 she began her career as a law professor at the University of Puget Sound, which soon became Seattle University. There she rose through the faculty ranks, became Associate Dean, and then served as Dean (2005-2009). While her leadership skills were widely evident, few outside the school may know that she was awarded Seattle's Outstanding Teacher Award three times. In 2009 Testy was named Dean of the University of Washington School of Law, the first woman to serve in that role. Testy's scholarship and teaching interests are in the areas of Business Entities, Securities Regulation, Gender and Law, and Economic Justice.

Dean Testy has engaged in significant service to AALS. She served a three-year term on the Committee on Recruitment and Retention of Minority Law Teachers and Students (2007-09), was a member of the 2009 Planning Committee for the highly successful Conference on Business Associations, and most recently chaired the Planning Committee for the AALS Workshop for New Law Teachers (2010). She is currently co-chair of the AALS Section for the Law School Dean.

Dean Testy has served on the Board of Governors of the Society of American Law Teachers, and several committees of the ABA Section on Legal Education. In 2010 she chaired the ABA New Dean's Workshop. While at Seattle University, Dean Testy's law school service before she entered administration was multifaceted and extensive. She founded and was the

Memorandum 11-14
October 4, 2011

first Director of a Center on Corporations, Law and Society. Prior to that she was Co-Director of The Wismer Center of Seattle University (Center for diversity, justice and equality). She coached the school's national moot court team, chaired self studies, and founded an interdisciplinary peer reviewed journal, to name just a few examples. The value in which Dean Testy is already held on her new campus is evident. She was asked to Chair the Presidential Search Committee in her second year at the University of Washington, and most recently she was elected chair of the Board of Deans & Chancellors.

Dean Testy received the 2010 Women of Influence Award in Seattle and she has received five different awards from four different bar organizations in her state. She has lectured widely at other law schools. Dean Testy is widely recognized as a person of tremendous energy and purposeful leadership.

Conclusion

The Nominating Committee is proud to recommend these three individuals whose long careers exemplify dedication to teaching and scholarship, while at the same time reflecting high levels of superb service. Each of our nominees has demonstrated highly collegial and collaborative qualities that will serve the AALS and its membership well.

cc: Executive Committee
2011 Nominating Committee
Deans of Non-member Fee-paid schools