



Delaware Campus

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Special points of interest:

- ◆ Calendar
- ◆ Crown Court
- ◆ Supreme Court
- ◆ Student Orgs.
- ◆ Certificates of Appreciation
- ◆ Legal Information Center News

All Students, Faculty, Staff

Dean Ammons

is proud to announce that the
Delaware Supreme Court
will be hearing oral arguments
in the Vale Moot Courtroom

on

Wednesday, March 21, beginning at 10 am.

A synopsis of the three cases scheduled to be heard can be found on pages 3 and 4 of this issue of the DE Law News. Additional information about admission and protocol will be forthcoming.

CROWN COURT

Daily menu items on
the EBBs and at the
Crown Court. Stop in
and check it out!
See page **15** for
Menu



Hours

Monday - Thursday
8:30 a.m. - 7:00 p.m.

Friday
8:30 a.m. - 2:00 p.m.

BOOKSTORE

www.widenerlawbookstore.com

302-478-0606

Hours:

Monday & Tuesday

9:00 a.m. - 6:30 p.m.

Wednesday & Thursday

9:00 a.m. - 5:00 p.m.

Friday

9:00 a.m. - 3:00 p.m.



Widener Law

Commencement 2012

Information site

[http://blogs.law.widener.edu/
grads2012/](http://blogs.law.widener.edu/grads2012/)

Is now active

WORKSTUDY NEEDED!

A 2nd or 3rd year law student who is Work Study eligible is needed to work in the Graduate Programs Office. Please submit a resume for the position to Karla Harris in room number 228.

International Law

RESEARCH ASSISTANT

Dean Strauss is looking for an international law research assistant. Interested students should send an email with resume to: andrewstrauss@comcast.net

Professor Jean Eggen

RESEARCH ASSISTANT

Seeks a research assistant for a short-term project this semester on medical malpractice pretrial screening panels. Project must be completed before May 2012. Student may be work study or non-work study. Please apply to jmeggen@widener.edu.

Delaware Supreme Court Oral Arguments

Ruby R. Vale Moot Courtroom

Wednesday, March 21, 2012

10:00 am

460, 2011 Christian v. Counseling Resource Associates **A. Greto-J. Balaguer, A. Rodgers**

Medical malpractice case in which the Appellants seek review of the Superior Court order denying Plaintiffs' request for extension of deadlines set forth in the Trial Scheduling Order; and the joint Order granting both Defendants' Joint Motion to Preclude Expert Testimony and Defendants' Joint Motion for Summary Judgment on the basis of late production of expert disclosures.

Lower Court DE Superior Court opinion - <http://courts.delaware.gov/opinions/download.aspx?ID=158220>

Appellants' Opening Brief - 2011 WL 5892574

Appellants' substituted Opening Brief - 2011 WL 6841210

Answering Brief of Appellees, Arlen Stone, M.D. and the Family Practice Center of New Castle, P.A., - 2011 WL 6841199

Answering Brief of Appellees, Counseling Resource Associates, Inc. And J. Roy Cannon, LPCMH'S - 2011 WL 6841209

Reply Brief of Appellants - 2011 WL 7102262

11:00 a.m.

574, 2011 Brinckerhoff v. Enbridge Energy **J. Zeldin-W. Lafferty; R. J. DiCamillo**

Appellant argues that 1) the Court of Chancery erred in dismissing the complaint based upon the Limited Partnership Agreement's exculpatory clause, 2) that the Court of Chancery's analysis did not consider the allegations of the complaint that undermined and contradicted, or at minimum raise reasonable inferences to show, that defendants failed to act in good faith, and 3) the Court below erred because the exculpation clause precludes only the recovery of monetary damages and not equitable relief.

Lower Court - DE Chancery Court opinion - <http://courts.delaware.gov/opinions/download.aspx?ID=161230>

Appellant's Opening Brief - 2011 WL 6425373 (no other briefs available on Westlaw or Lexis as of 2/8/12)

Delaware Supreme Court Oral Arguments

Ruby R. Vale Moot Courtroom

Wednesday, March 21, 2012

12:00 noon

333, 2011 Leonard Taylor v. State

B. Chapman- **T. Donovan**

In 2011, a Delaware Superior court jury found Leonard Taylor guilty of the murder of Sven Hinds. Taylor was sentenced to life in prison and is asking for a new trial based on his claim that the prosecutor's improper comments and conduct in the direct examination of Ricardo Rimpal prejudicially affected the defendant's substantial rights to a fair trial and that the trial judge committed an error in law in denying the defendant's motion to exclude statements of the defendant to Eric Briggs.

Appellant's Opening Brief -2011 WL 6101610

State's Answering Brief -2011 WL 6939584

Widener Law Alumni in Bold

**Registrar's Office
Information Line (302) 477-2149**

**Registrar's Office e-mail
delreg@widener.edu**



Widener Law

February 9, 2012

TO: Second Year Regular Division Students
Second and Third Year Extended Division Students

FROM: Dean Linda L. Ammons

RE: Josiah Oliver Wolcott Fellowship Program

I am pleased to announce that the Wolcott Fellowship Program will continue for next year under the auspices of the School of Law and the Delaware Supreme Court. By way of an application and interview process, a total of five students will be chosen to clerk for the Justices of the Supreme Court of Delaware. Those selected are named Wolcott Fellows. This is an exceptional opportunity, unique to this Law School, and to the best of my knowledge, to any law school in the United States.

The superior students chosen will serve as judicial clerks for approximately twenty hours per week during the course of the academic year. Each Wolcott Fellow will receive academic credit and a scholarship grant. The clerkship commences shortly after Labor Day 2012 and ends with the completion of classes in April 2013.

Applications (see detailed information on page 6) will be accepted until 4:00 pm, on Wednesday, March 21, 2012. Please submit applications to me through Paula Garrison in the Dean's Office.

I strongly urge those who qualify to apply. The program affords those selected a unique and very worthwhile experience.

JOSIAH OLIVER WOLCOTT FELLOWSHIP PROGRAM

Criteria for Selection

Wolcott Fellows will be selected from among those applicants who will be in their third year of the Regular Division program or third or fourth year of the Extended Division program during the 2012-13 academic year. Applicants should rank in the top fifteen percent of their class or otherwise demonstrate strong academic credentials. Law Review experience is not a prerequisite but applicants should possess substantial experience in research and writing.

Application Procedure

Applications should be directed to Paula Garrison in the Office of the Dean not later than 4:00 p.m. on Wednesday, March 21, 2012. Applications should include three (one original and two copies) of each of the following: (1) a cover letter, (2) a recent Law School transcript, (3) a resume, (4) a writing sample, and (5) a letter of reference from **one full-time** faculty member. A letter of reference from an employer will also be welcomed. Personal interviews will be scheduled in early April after an initial screening.

Duties of Wolcott Fellows

Wolcott Fellows will be assigned those duties routinely performed by law clerks as determined by the Delaware Supreme Court Justice to whom they are assigned. During the period of the clerkship, legal work may not be performed for anyone other than the member of the Supreme Court, and no other work for compensation may be undertaken without the consent of the Court. All work done and information received are confidential and must be so treated at all times.

The work schedule will be based on an average of twenty hours per week, with due regard to academic, holiday and examination schedules. The precise schedule will be set by the Court after conferring with the Fellow.

Scholarship Grant

Each Wolcott Fellow will receive academic credit (three credits per semester) and a tuition remission scholarship grant (approximately \$4,000 per semester). If a Wolcott Fellow is already receiving a full-tuition merit scholarship for the 2012-13 academic year, s/he will receive a cash grant of \$2,500 per semester instead of the Wolcott tuition remission. The credit and scholarship aspects of the program may be different for students enrolled in the J.D./Psy.D. joint degree program.

Selection Committee

The selection committee is comprised of Delaware Supreme Court Justice Henry duPont Ridgely and Dean Linda L. Ammons.

Interviews

Finalists will be contacted by phone by the Dean's Office to schedule their interview with Justice Ridgely and Dean Ammons. The interviews will be held the afternoon of Monday, April 2, 2012, in the Deans' Conference Room on the 4th floor of the Law Building. The Wolcott Fellows will be selected from this group.

Follow the Admissions Office on Facebook and Twitter!



facebook.com/widlawadm



twitter.com/widlawadm



REMINDER

**Change your clocks
ahead 1 hour.**

**Daylight Saving time
begins**

Sunday, March 11

at 2:00 a.m.



Widener Law

Hello Everyone:

Our Mediation Competition was very successful. Thank you to everyone who participated !

Congratulations to our two winning teams, Geoffrey Gleason and Chris Pine, and Asim Humayan and Rachel Nguyen. They will be competing in the Regional Competition held in Connecticut.

The ADR board would also like to thanks Dom Del Pino, a Widener Alum and licensed mediator, for volunteering to serve as the mediator in our competition. Thank you to Professors Catania and Johnston for serving as our judges in the competition.

Sincerely,

The ADR Executive Board





Widener Law

ALTERNATIVE DISPUTE RESOLUTION SOCIETY

Dear All Current/Prospective ADR Members,

[March 24th] – Negotiation Competition:

This competition is primarily reserved for PROSPECTIVE ADR MEMBERS but the board will also authorize a limited number of current members who hope to sharpen their negotiation skills.

- Students will be given a set of general facts, as well as, specific facts not known to the opposing team
- The goal of the competition is to cooperate with the opposing team to find a mid-ground between you respective clients
- TOP TEAMS WILL BE SELECETED TO COMPETE IN THE REGIONAL COMPETITON THIS COMING FALL!

This competition is of immeasurable benefit, as you will experience interacting with a party with interests dissimilar to your client's and will receive feedback on your ability to successfully resolve a dispute while meeting your client's needs.

For those of you who hope to be considered for an ADR BOARD position in the coming academic year, PARTICIPATION IN ANY EVENT IS STRONGLY RECOMMENDED.

Best regards,

ADR Board



The Delaware Journal of Corporate Law

Ad Maiorem Gloriam Diurni

ANNOUNCEMENTS

Congratulations!

The *Delaware Journal of Corporate Law* would like to congratulate our student authors who will be published in an upcoming volume of the *Journal*:

Jason W. Adkins

A Guide to Predicting the Calculation of Attorneys' Fees Under Delaware Law for Shareholder Suits

Nicole M. Sciotto

Opt-in vs. Opt-out: Settling the Debate Over Default Fiduciary Duties in Delaware LLCs

Peter I. Tsoflias

Insurance Neutrality: Affecting an Insurer's Right to Bankruptcy Standing



Are you interested in becoming a member of the *Journal*?

There are 3 ways to gain membership:

1. Grade-On (top 5% of your class 1L or 2ED year)
2. Summer Write-On Competition (1RD/2EDs Only)
3. Superior Authorship Competition (2RD/3EDs Only)

Stay tuned for more information about our Summer Write-On competitions. If you have any questions or concerns, please contact Aaron Stulman at ahstulman@mail.widener.edu.

WIDENER LAW'S FOOD AND DRUG LAW ASSOCIATION

**Will be holding its second annual
CLE event this March 15 from 12-2 pm in the
Vale Moot Courtroom.**

The program, Food and Drug Law: Hot Topics in 2012, will focus on factory farming and criminal enforcement.

Specifically, the speakers will be discussing everything from downer cattle and the slaughterhouse rules to humane treatment of animals raised for food and the FSIS rules governing this area. The panel also aims to discuss off-labeling, unapproved drug uses, and the influential *Synthes* case, if time allows. The speakers:

Mr. Stanley Milstein from the FDA,

Assistant US Attorney John Pease,

Assistant Dean Verne Smith, and Professor Roseann Termini,

They have great experience and passion for this area of law and welcome any questions from the audience. Students are encouraged to attend the program for free and connect with attendees and speakers after the program.

Attorneys looking for CLE credit will be charged a fee of \$50 for two (2) Continuing Legal Education (C.L.E.) credits, 0.5 of which is for Ethics. Approval is pending in Pennsylvania and Delaware. Government, academia, and professional association members will receive 50% off their registration fees. Attorneys must register with Connie Sweeney at cmsweeney@mail.widener.edu by March 14 at 5 pm. Students must sign the Sign-In Sheet at the door on the day of the event. Any questions regarding the program may be directed to Professor Roseann Termini, at rbtermini@mail.widener.edu, or Sara Alsaleh, at alsaleh125@gmail.com.

MOE LEVINE TRIAL ADVOCACY HONOR SOCIETY

HUGH B. PEARCE COMPETITION

Quarter-Final Trials

Wednesday, February 29

Thursday, March 1

Semi-Final Trial

Monday, March 12

Delaware Final Trial

Wednesday, March 14, - 6:00 p.m.

The competition is named in honor of Hugh Bryan Pearce born on September 8, 1954. Mr. Pearce entered Widener University School of Law in August 1987 and was a member of the graduating class of 1990. Hugh pursued his legal studies in the day division carrying a full complement of credits each semester while maintaining his position as a helicopter pilot with the Delaware National Guard. On June 17, 1989, while on maneuvers with the National Guard, Chief Warrant Officer Two Pearce tragically met his death in a helicopter crash. In preserving his memory, the School of Law has established the Hugh B. Pearce Memorial Fund that supports an annual trial advocacy competition. The focus of the competition is to enable students to develop intelligent and creative advocacy skills while remaining courteous and respectful to their colleagues and opponents. The competition operates concurrently on both campuses with the final round pairing the finalists from the Delaware campus against the finalists from the Harrisburg campus.

If you have any questions, please contact Kim Renner, Hugh B. Pearce Competition Chairperson at (610) 331-8836 or kmrenner@gmail.com.

MOOT COURT HONOR SOCIETY

WIDENER LAW DISTINGUISHED JURIST MOOT COURT COMPETITION

2012 HONOREE: PROFESSOR LESLIE A. JOHNSON

Brief Due

Monday, Mar.12 - 10:00 a.m. – 6:00 p.m.
Moot Court Office - Polishook

Preliminary Rounds

Wednesday, March 21 – Beginning at 6:00 p.m.
Thursday, March 22 – Beginning at 6:00 p.m.

Round of 16

Tuesday, March 27 – 6:00 p.m.

Quarterfinal Rounds

Thursday, Mar. 29 - 6:00 p.m.

Semi-Final Rounds

Monday, April 2 – 6:00 p.m.

Final Round

Wednesday, April 4 - 6:00 p.m.

The competition focuses on oral and written advocacy skills at the appellate level. All 2RD, 2ED, 3RD, 3ED & 4ED students are eligible to compete. Semifinalists in the competition are eligible for membership in the Moot Court Honor Society and must have a minimum cumulative GPA of 2.7 at the time membership is offered. All competitors are required to compete in teams of two. Each team of two must submit a written brief. Everyone will compete in the preliminary rounds on Wednesday, March 21, 2012 or Thursday, March 22, 2012. Only participants who advance will compete in the subsequent round.

PLEASE NOTE: There is no GPA requirement to compete.

The winning team will receive bar review courses, either at a *reduced rate* or *free of cost*.

*** * SIGNING UP OBLIGATES YOU TO COMPETE * ***

If you have any questions, please contact Ben Gifford, Spring Competition Chairperson at (302) 229-6769 or bgifford.iv@gmail.com.

WIDENER UNIVERSITY SCHOOL OF LAW

2012 Summer International Law Institutes

The World is waiting!! Your Options are Many!!

Application Deadline - April 16, 2012



Lausanne

June 1-June 29, 2012

Students will enjoy the history and culture of Switzerland with a chance to meet students, faculty, and international civil servants from a variety of different cultures. This program offers international law classes, tours of various organizations such as World Health Organization. One credit courses in Global Issues in Commercial Law I & II, Comparative & International Health Law, International Investment, International IP Law & Policy, and International Organizations. Tuition: \$960/credit



Venice

June 18-July 13, 2012

Students will immerse themselves in Venetian culture while studying international law topics. The program visits Venetian Courts. The new location at Venice International University will give students the chance to meet other students and faculty from different locales. One credit courses focusing on Comparative Administrative Law, Comparative Constitutional Law, European Union Law, Global Issues in Commercial Law I & II, and Comparative Political Rights & Electoral Systems. Tuition: \$960/credit



Nairobi

June 11-July 10, 2012

Students can explore the cultural diversity of Kenya. This unique program immerses students in international legal problems while exposing them to wide differences in culture and perspective. There will be tours of the United Nations Environment Programme and Kenyan Law courts. Two credit courses in Comparative Corporate Law, International Environmental Law & Trade and two 1 credit courses entitled Comparative Constitutional Law I II. Tuition: \$960/credit

For information visit our website: law.widener.edu/go/summer

Or contact Arlene Trapuzzano at artrapuzzano@widener.edu

Crown Court - Week of Feb. 27 - March 2

Monday, Feb. 27th

Deli

Turkey and ham w/swiss
and lime sour cream club

Salad * SAME ALL WEEK

Greek

Soup

Beef and beer
Mushroom barley

Hot special

Meat lover



Tuesday, Feb. 28th

Deli

Italian on ciabatta w/garlic
mayo

Soup

New Mexican Chili
Lentil

Hot special

Beer braised pork tacos
w/salsa Verde

Wednesday, Feb. 29th

Deli

Apple cranberry chicken
salad wrap

Soup

Potato leek
Chicken noodle

Hot special

Hot turkey sandwich
w/cranberry mayo



Thursday, March 1st

Deli

Roast beef w/artichoke
relish

Soup

Seafood and sausage
gumbo

French onion

Hot special

Cheese steak



Friday, March 2nd

Deli

Tuna nicoise wrap

Soup

Curry chicken
Gingered carrot

Delaware Campus

Two great campuses. Countless paths to success.

See DE Law News
on our website
law.widener.edu

DE LAW NEWS Submission information

The **Next** issue of *DE Law News* will be published on **February 27**. All information should be submitted to **Christy Farley** (delawnews@mail.widener.edu), 4th Floor Law Building by **NOON, Wednesday, February 29**, in order for the news to be published.

MASTER CALENDAR * ACADEMIC YEAR 2011/2012

February

- 29 Fusion 4—6 p.m., Barristers' Club
- 29 Moe Levine Pearce Competition - Qtr. Finals

March

- 1 Moe Levine Pearce Competition - Qtr. Finals
- 5-10 Spring Break (*no classes*)
- 11 Daylight Savings time
- 12 Moe Levine Pearce Competition - Semi-Final
- 14 Moe Levine Pearce Competition - Final - 6:00 p.m.
- 21 Delaware Supreme Court - Oral arguments - 10:00 a.m., Ruby R. Vale Moot Courtroom
- 21 Moot Court Prelims - 6:00 p.m.
- 22 Moot Court Prelims - 6:00 p.m.
- 27 Moot Court Round of 16 - 6:00 p.m.
- 28 Make-up Day; if not used by Registrar, no classes
- 29 Moot Court Qtr. Final Round 6:00 p.m.

MASTER CALENDAR * ACADEMIC YEAR 2011/2012

April

- 6 Good Friday holiday (*no classes*)
- 27 Last day of classes
- 28-29 Reading Period
- 30 Final Examinations - Begin

May

- 19 Commencement - Delaware
- 20 Commencement - Harrisburg
- 17-24 DE I.T.A.P. (tentative)
- 18-25 HBG I.T.A.P. (tentative)

28 Memorial Day

29 Classes begin

29-30 Add/Drop

July

16 Last day of classes

17 Reading Period

18-25 Final Examinations

MARCH BIRTHDAYS

Sharon Buczala

Anthony Doyle

Michael Goldberg

Tammy Graham

Dr. Amy Gulino

Leslie Johnson

Patrick Johnston

Alison Kehner

Ned Luce

Richard O'Brien

Debbe Patrick

Officer Paul Lewis

Leonard Sosnov

Suzanne Watts

Ed Wilbank

If your birthday is in March and your name does not appear on this list, please contact Christy Farley at ext. 2206. Thank you!

MAY 2012 GRADUATES

CERTIFICATES OF APPRECIATION

The **Student Bar Association** is offering Certificates of Appreciation to all May Juris Doctor graduates.

The price of each Certificate of Appreciation is \$5.00 and the quality is outstanding! They are a wonderful way to express your thanks to your spouse, significant other, family members and/or friends for the support they have given to you in law school. Each certificate measures 11x14. Several samples are on display in the Office of Student Affairs.

To order, please **TYPE** or **PRINT** clearly on the order form below: the name(s) of the person(s) receiving the certificate, your name, mailbox number, and telephone number.

Cash, checks, VISA and MasterCard **ONLY** are accepted. **Checks should be made payable to the Student Bar Association** and placed in the campus mail or given to Debra Berry, Office of Student Affairs. To ensure arrival of Certificates of Appreciation by graduation, the deadline for orders will be **March 28, 2012. No orders will be accepted after this date.**

You will be contacted by email and/or telephone when they are available for pick up in the Office of Student Affairs.

Certificates of Appreciation Order Form

Name(s) to appear on certificates:

1. _____
2. _____
3. _____
4. _____
5. _____
6. _____

Graduate's Name: _____

Telephone Number: (____) _____ Email Address _____

Address: _____

Mailbox Number: _____

I have ordered _____ Certificates of Appreciation @ \$5.00 each for a total of \$ _____

Payment: _____ Cash _____ Check _____ CC (Visa / MasterCard)

CC#: _____ Exp. Date: _____ Signature: _____

Order before March 28, 2012