School of Law Annual Report 2009-2010

School of Law Dean

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THE UNIVERSITY OF NEW MEXICO SCHOOL OF LAW
ANNUAL REPORT JULY 2009 - JUNE 2010
KEVIN K. WASHBURN, DEAN

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STAFF APPOINTMENTS AND SEPARATIONS

FACULTY ADDITIONS:
Camille Carey joined the law faculty as an Assistant Professor of Law. She received her J.D. degree from UCLA Law School. Prior to coming to UNM, she was a clinical lecturer and Robert M. Cover Teaching Fellow at Yale Law School, where she established and taught the Domestic Violence Clinic. At the UNM School of Law, she teaches the Community Lawyering Clinic, Torts and the Law Practice Clinic.

Hope Eckert was hired as a Research Professor of Law. She received her J.D. degree from UNM School of Law. After graduating, she was a solo practitioner, focusing on criminal defense, civil rights, employment and tort cases. She has held various teaching positions as an adjunct faculty member at the law school and in 2009 was a visiting professor in the Law Practice Clinic. She helped develop and supervises the DWI and Domestic Violence Prosecution in Practice course, which is a joint initiative of the UNM School of Law and the State of New Mexico.

FACULTY SEPARATIONS:
Professor of Law Leo Romero retired effective December 31, 2009
Professor of Law Robert Schwartz retired effective December 31, 2009
Professor of Law Mario Occhialino retired effective June 30, 2010

ADJUNCT FACULTY:
Ana Andzic-Tomlinson, Freedman, Boyd, Hollander, Goldberg & Ives
Donald Becker, Esq.
Mary Behm, Keleher & McLeod
Melinda Benson, Asst. Prof, Geography
Barry Berenberg, Massey & Berenberg
Stephen Bishop, Assoc. Prof., Foreign Lang. & Lit.
Michael Browde, Professor Emeritus
Honorable James Browning, U.S. District Court
Susan Burgess-Ferrell, NM Public Defender’s Office
Honorable Michael Bustamante, NM Court of Appeals
Gregory Chase, Shapiro, Bettinger, Chase, LLP
Scott Davidson, Attorney at Law
Robert Desiderio, Professor Emeritus
Michelle Dowler, 2nd Judicial District Attorney’s Office
Hope Eckert, Esq.
Brendan Egan, ACLU
Cheryl Fairbanks, Cuddy & McCarthy LLP
Mark Fesmire, NM Oil Conservation Division
Kristina Fisher, Esq.
Tara Ford, Pegasus Legal Services for Children
Scott Gordan, Rodey, Dickason, Sloan Akin & Robb
Frederick Hart, Professor Emeritus
Honorable William Johnson, U.S. District Court Judge
Nancy Koenigsberg, Protection & Advocacy Systems
Jennifer Landau, Discesan Migrant & Refugee Services
Alberto Leon, Bowman, Dow & Leon
David Levin, 2nd Judicial District Court
Lora Lucero, Esq.
Cassandra Malone, Keleher & McLeod
Robert Mead, NM Supreme Court Law Library
Anita Miller, Anita P. Miller, LLC
John Myers, Myers, Oliver & Price PC
Pablo Padilla, Esq.
Mary Pareja, Esq.
Trace Rabern, Attorney at Law, LLC
Robert Rambo, NM Court of Appeals
Ed Ricco, Rodey, Dickason, Sloan Akin & Robb
Michael Roake, Esq.
Maureen Sanders, Sanders & Westbrook
Molly Schmidt-Nowara, Freedman, Boyd, Hollander, Goldberg & Ives
Steve Scholl, Dixon, Scholl & Bailey PA
Andy Schultz, Rodey, Dickason, Sloan Akin & Robb
Rebecca Shreve, John W. Lawit PC
Rita Siegel, Esq.
Justin Soliman, Wiggins, Williams, & Wiggins, PC
David Stout, Carpenter, Stout, & Ransom, Ltd.
Honorable Jonathan Sutin, NM Court of Appeals
Presiliano Torrez, Dept. of Justice, US Attorney
Catherine Zarkos, NM Public Defender’s Office
**STAFF ADDITIONS/SEPARATIONS:**
Stephanie Grant was hired 5/10/10 as School Administrator

Peggy Lovato, School Administrator, retired effective 4/30/10
Eduardo Lucero, Accountant II, retired effective 4/30/10

**ADMISSIONS AND FINANCIAL AID**

**ADMISSIONS**
The University of New Mexico School of Law received 1181 applications for the class that entered Fall 2010. Of that group, 242 were admitted; 116 enrolled. For the entering class, the 25th percentile LSAT and UGPA was a 153 and 3.1 the 75th percentile was a 159 and 3.6. The median age on entry was 26. The class of 103 residents and 10 nonresidents had 47 percent women and 40 percent minority students.

The law school also enrolled 3 transfer students.

**RECRUITMENT 2009-10**
The law school recruited students from New Mexico four-year institutions. Recruiters met with students at on-campus career days and made presentations to pre-law society meetings and to appropriate undergraduate classes and special programs.

The law school also participated in regional recruitment through the Caravan sponsored by the Western Association of Pre-law Advisors (WAPLA), visiting the University of Colorado-Boulder, the University of Utah, Brigham Young University, the University of Arizona, and Arizona State University. Individual visits were made to Colorado College, Atlanta University, Portland State University, University of Washington, Western Washington University, University of Notre Dame, University of Texas at El Paso, and the University of Nevada Reno.

Prospective applicants were also recruited at Kaplan LSAT review courses and at the Law School Admission Council's forums held in New York, Chicago Houston, Washington D.C. and Los Angeles. LSAC paid the registration and accommodation costs for forums making it possible for us to participate.

In addition to on-campus visits, the law school held four open house programs for all prospective applicants, and one program for accepted applicants. A special dean's reception was held late in the spring for accepted applicants who paid seat deposits.

During the year, admissions representatives met with approximately 350 prospective applicants, arranging class visits and tours and answering the applicants' questions. Recruiters responded to emails and phone inquiries from prospective and current applicants. This year the office hired law students to conduct the law school tours, and to help coordinate individual prospective student visits.
The law school also participated in UNM's outreach programs, including high school visitation days. For the eleventh year, the law school participated in the Law School Admission Council’s National Minority Recruitment Month initiative. Given the success of the program, the law school again sponsored a Minority Mentorship Mixer with law school student groups. Interested high school and early college students visited the law school for a variety of workshops and a dinner event and met people in various areas of the legal field. The mixer provided students with helpful informational packets, and brief panels of speakers answered their questions and exchanged contact information with them.

Law student organizations continued to support law school sponsored recruitment efforts. Student groups called and emailed both prospective applicants and admitted applicants and also sent information to them through direct mail. MALSA members conducted Mock LSATs for prospective applicants again this cycle.

Early Outreach:
The University of New Mexico School of Law was awarded a $100,000 grant, renewable for three years, from the Law School Admission Council Discoverlaw.org Prelaw Undergraduate Scholars (PLUS) Program to conduct a summer pre-law program for Native American undergraduate students in their first or second year of study. The goal of the grant is to increase the amount of Native Americans in the legal profession by applying, being admitted, and enrolling in law school. Fourteen Native American students, representing tribes and academic institutions from across the country, participated in the program, which ran June 6 to July 3, 2010 on the UNM campus. During the month-long residential program, students were exposed to law school curriculum through three academic courses that focused on writing, critical thinking, and analytic skills. Students also participated in professional development opportunities such as site visits to local law firms, visits to local, state, and tribal courts, academic/career advisement, and a mentorship program.

Financial Aid
In 2009-10, the school awarded scholarships, grants, and fellowships to 104 students or 30 percent of the student body. The total amount of aid awarded was $672,130. The awards were supported primarily by law school endowment income and gifts, and University Endowment Income and other funds. Need-based grant decisions were made using the formula of the law school financial aid committee and based on information provided on the Access application. All law students were asked to include parental information as a part of the need analysis or provide a form certifying that they were not being supported by their parents. Non-need-based scholarships, fellowships and grant decisions were also made by the financial aid committee, or in some cases separate committees.

As the law school's limited funds do not meet the needs of our students, the majority of students must depend heavily on loans. In 2009 -2010, 292 law students borrowed a total of $6,440,218 from outside sources, (Federal Perkins, Federal Subsidized and Unsubsidized Loan programs, Grad Plus Loans and private loan programs) to finance their law school educations. The average amount borrowed for 2009-10 J.D. graduates was $54,122.
Law school tuition was $12,570 for residents and $28,234 for nonresidents. In addition, students were charged $300 for computer and duplicating fees.

**Registrar’s Office**

The University of New Mexico School of Law Registrar’s Office successfully managed student enrollment and maintained student records for 351 current students.

This enrollment represented 3.7% African American’s; 10% Native American’s; 2.8% Asian; 28.2% Hispanic; 45% Caucasian; and 10.3% undeclared.

In-house digital archiving of past student records continues on an annual basis.

The office certified a total of 112 third-year students for graduation (Dec. ’09 = 15; May ’09 = 96; July ’09 = 1).

The Class of 2010 had an 88% bar successful passage rate for the July 2010 New Mexico bar examination.

**Curriculum Committee**

In 2009-10, the Curriculum Committee reviewed and approved a significant number of new course proposals. Among these courses were several that expanded the law school’s curriculum of courses that combine substantive law with practical learning. The Committee also reviewed the law school’s “flex” program, which was its specific charge from the Dean, recommending that the program be continued. Finally, the Committee took up several other curricular issues, detailed below.

**Courses Approved**

- Art Law in Egypt
- The Nuremberg Trials (part of UNM’s Schloss Dyck Summer Program)
- Advanced Immigration Law & Practice
- Poverty Law in Practice
- DWI/DV Prosecution in Practice
- Disability Law
- Preservation Law
- Human Rights I & II
- Forensic Evidence
- Indian Law Appellate Advocacy

**Flex-Time Program**

The Committee was charged with reviewing the law school’s flex-time program and making a recommendation to the Dean about whether to continue the program. The program was developed in response to the perception that the law school should offer a part-time program. The law school’s investigation of the feasibility of a part-time program led to the conclusion that
it would not be possible. To accommodate those who would like to attend law school but need a reduced schedule in the first year, the flex-time program was developed. The Committee met with faculty, students in the flex-time program, the Registrar (who is a member of the Committee), the Assistant Dean for Academic Support, and the Assistant Dean for Admissions to hear the perceptions of various constituencies with regard to the program. Enrollment in the program is low, and some students convert to a full-time program after the first semester. Further, there have been some instances of confusion resulting from communications that are germane to the first-year program going only to first-year students (even though the information is important to students in the second year of their flex program). In spite of these things, the Committee concluded that the flex-time program is minimally intrusive on the law school’s academic experience, and has attracted talented students who might not otherwise have attended.

**UPPER-LEVEL WRITING REQUIREMENT**
The Committee reviewed the *ad hoc* Legal Writing Assessment Committee’s proposal changing the upper-level writing requirement from a single, substantial research paper to two required writing courses: one seminar, and one practice-related writing course. The Committee recommended approval of this change. The Committee was also asked to assist the Legal Writing Assessment Committee in determining standards for the kinds of courses that would satisfy these requirements. The Committee made recommendations concerning both types of courses, and passed these to the Legal Writing Assessment Committee for its consideration.

**MINIMUM GRADES IN REQUIRED COURSES**
The Committee discussed the question of whether students should be required to earn a certain minimum grade in their required courses before graduating. The Committee recommended that students be required to earn at least a D- in all their required courses except LRRW, Advocacy, Ethics and the Clinic, in which they would have to earn at least a C-. Furthermore, a student who earned less than a C- in LRRW would have to have both the recommendation of his or her LRRW professor and the consent of his or her Advocacy professor before moving on to Advocacy. Ultimately, the faculty approved only the portion of this proposal pertaining to LRRW and Advocacy, inserting the following language in the student handbook:

A student must earn a minimum grade of C minus in LRRW and in Advocacy. Furthermore, in order to enroll in Advocacy, a student must have either earned a C minus or better in LRRW, or have both the recommendation of his or her LRRW professor and the consent of his or her Advocacy professor.

**NATURAL RESOURCES JOURNAL**
At the request of Co-Chair Reed Benson, the Committee reviewed several proposed changes to the operation of the Natural Resources Journal. Most of these were more administrative than curricular, and the Committee did not act on those. One change that was approved was the elimination of the requirement that students who are on the journal complete their upper-level writing requirement through journal service.
INDIAN LAW PROGRAM

AMERICAN INDIAN STUDENT ENROLLMENT
In the 2009-10 academic year, 30 American Indian students representing 19 tribal nations were enrolled at the Law School. The “critical mass” represented by these numbers facilitates a supportive climate at the Law School that in turn promotes the success of Native American students. The comparative lack of scholarship funds remains the biggest obstacle to enrolling American Indian students who are admitted to UNM, since many of these students are actively solicited for matriculation at other law schools with more generous offers of financial support.

INDIAN LAW CERTIFICATE GRADUATES
The May 2010 graduation added eight more alumni who completed the Indian Law Certificate (ILC). With this cohort, 110 graduates have completed the program since the first class graduated in May 1995. The certificate requires 21 hours of specialized study in Indian law. Of the 110 who have earned the ILC, 77 individuals are indigenous.

INDIAN LAW SCHOLARSHIPS AND AWARDS
A committee consisting of representatives of the UNM Indian Alumni Council and UNM School of Law awarded the 2009-10 Toby Grossman Scholarship to first-year law student Kelly Dennis (Shinnecock Nation).

The Indian Law faculty selected third-year law student Honor Keeler (Cherokee) as the recipient of the Henry Kent Anderson Human Services Award. The Henry Kent Anderson Human Services Award was established to benefit a student who is an enrolled member of an American Indian tribe “who has demonstrated, through exemplary work and deed, a concern for the victims of society’s inequities.”

In spring 2010, the UNM law faculty designated third-year law student Alicia Sanasac (Pueblo of Laguna) as the recipient of the annual Mary Beth and W. Richard West, Jr. Award for Excellence in Indian Law.

INDIAN LAW FACULTY, STAFF, AND CURRICULUM
In 2009-10 the core Indian law faculty members at UNM School of Law consist of professors Barbara Creel (Pueblo of Jemez), John LaVelle (Santee Dakota Nation), Gloria Valencia-Weber, and Christine Zuni Cruz (Pueblos of Isleta/Ohkay Owingeh). In addition, Professor Sherri Thomas (Pueblo of Taos) contributed to the Indian Law Program by serving on the Indian Law Committee and teaching a seminar on Indian law research. Professor Valencia-Weber served as the Director of the Indian Law Program in fall 2009. Professor LaVelle was on sabbatical leave in fall 2009 and resumed his role as Director in spring 2010.

Professor Creel taught Evidence in fall 2009 and taught in the Southwest Indian Law Clinic (SILC) in spring 2010. Professor LaVelle taught his Conflicts of Indian Law seminar along with the basic Indian Law survey course during the spring 2010 semester. Professor Valencia-Weber taught Indian Law and Native American Rights in fall 2009 and was on sabbatical leave in spring 2010. Professor Zuni Cruz taught The Law of Indigenous Peoples in fall 2009; and in both semesters she taught in SILC and served as editor of the Tribal Law Journal, in which she supervised TLJ students.
In addition to teaching by the regular Indian law faculty during the 2009-10 academic year, curriculum coverage was supplemented by Sherri Thomas, Assistant Professor of Law Librarianship, who taught Specialized Legal Research in Indian Law in spring 2010. Attorney Pablo Padilla taught a seminar, Natural Resources in Indian Country, in fall 2009. In spring 2010 Ms. Cheryl Fairbanks taught Indian Children, Youth & Families Law and Mr. Justin Solimon taught Economic Development in Indian Country. Additionally, Mr. Daniel Rey-Bear and Ms. Rodina Cave taught the National Native American Moot Court Competition seminar in spring 2010.

Mitzi Vigil (Jicarilla Apache/Ohkay Owingeh), Administrator of the Indian Law Program, continued to provide administrative support for the Indian law curriculum and for all aspects of the Indian Law Program.

**SPECIAL INDIAN LAW EVENTS AND ACTIVITIES**

- **PLSI Lunch.** In June 2010, the Indian Law Program, along with the UNM School of Law hosted a noontime presentation for the 2010 PLSI students.

- **Indian Law Program Welcome Dinner.** In September 2009, Professor Gloria Valencia-Weber hosted a welcome dinner at her home for Native students entering the first-year class at UNM School of Law. The dinner gave students and their families a chance to visit informally with Indian law faculty members, and to learn more about the various features and offerings of the Indian law Program.

- **16th Annual Indian People/Indian Law Convocation and Gathering of Communities.** The 16th Annual Convocation, a ceremony honoring students in UNM’s Indian Law Program and commemorating the Law School’s success in providing Indian law training to all students, took place on November 10, 2009. The keynote address was delivered by Pilar Thomas, an alumna of the law school who serves as deputy assistant for Indian affairs within the United States Department of the Interior.

- **New Mexico Tribal Higher Education Commission.** In fall 2009 the law school hosted a meeting of Commission members. Dean Kevin Washburn and Professor Gloria Valencia-Weber, along with Carol Cravens, UNM School of Law Financial Aid Officer, presented information about UNM law school programs, including the Indian Law Program.

- **Indian Alumni Breakfast Meeting.** The law school also sponsored an annual breakfast meeting for the UNM Indian Alumni Council during the 2010 FBA Indian Law Conference. The breakfast meeting provided a forum for Indian alumni to socialize with one another and to hear about Indian law program developments, especially those related to fundraising for Indian law program scholarships.

- **Fourth Annual Indian Law Clinics and Externships Symposium.** Professor Christine Zuni Cruz and Assistant Professor Barbara Creel, along with Associate Professor Aliza Organick of Washburn University, organized and conducted UNM’s 4th annual symposium on Indian law clinics and externship programs in June 2010. This year’s symposium focused on the role of Specialty Clinics in Legal Education. The symposium allows Indian law clinicians and other clinicians to discuss shared missions and differing perspectives, and to support new ideas. This year’s symposium took place at the Isleta Casino and Resort, Pueblo of Isleta, and was jointly sponsored by the Southwest Indian Law Clinic (SILC) at UNM School of Law, and the Tribal Law Practice Clinic at Washburn University School of Law.
CLINICAL PROGRAMS

The clinical law programs served students during three semesters. All 2010 law school graduates completed credit hours of clinic as per the law school requirement. During the year the clinic operated four clinics – the Community Lawyering Clinic, the Law Practice Clinic, the Business and Tax Clinic, and the Southwest Indian Law Clinic. All of these clinics are integrated in a common management system and share educational planning, including decisions relating to program design and a common classroom component.

The clinic served over 500 new clients and continued to serve 199 existing clients during the 2009-10 academic year. The clinic also referred numerous clients for low cost or pro bono services to other service providers or to the Law School’s volunteer Access to Justice Panel. In addition, clinic students provided dozens of legal education presentations to various community organizations and groups, including distribution of pamphlets summarizing key points of law together with links to service providers. More details about the numbers of clients served and the referrals made are depicted in the charts below.

The clinical faculty continued to be very productive in their participation in the national and international clinical education field. The each member of the faculty who regularly teach in the clinic participated as a presenter in at least one national conference, and many participated in more than one. The law school also hosted the annual workshop for Native American serving clinics.

Finally, the Law School’s clinics were awarded several grants in recognition of the work they produce. Associate Dean for Clinical Affairs, Mike Norwood, served as Principle Investigator for two funded grants in the clinic, both support the work of the Medical Legal Alliance for Children. The Law School Clinical Law Program, Health Sciences Center, and the School of Medicine entered into a far-reaching memorandum of understanding to expand interdisciplinary work between these institutions. In addition, Associate Dean Norwood served as Principal Investigator of a grant awarded by the New Mexico Department of Transportation to initiate the Driving While Intoxicated and Domestic Violence Prosecution in Practice program. Professor Land received a substantial grant from the U.S. Department of Justice for the Innocence and Justice project. Additionally, Professor Alfred Mathewson served as Principle Investigator for a grant that supports the work of the Business and Tax clinic. Professor Christine Zuni Cruz continues to serve as the Principal Investigator for the New Mexico special project supporting the Southwest Indian Law Clinic.
CASE STATISTICS

NOTES: This graph represents the number of calls, from potential clients received by the clinic and how the receptionist handled the calls.

Clinic Intake: Represent the clients who called the clinic seeking legal services and cases were accepted. It also includes cases accepted at intake sites.

Referred to Access to Justice Panel: There are 161 attorneys participating on the Access to Justice panel. Potential clients are referred to 60 attorneys for pro-bono or reduced fee. Some of these attorneys have requested that only 2 or 3 potential clients be referred per month/year. However, there is no feedback as to how many of the potential clients referred to the Access to Justice panel actually receive legal services.

Referred to Lawyers Care, Legal Aid and Other: Represent the number of callers that didn’t meet the clinic guidelines for legal representation or the nature of their case was not appropriate for the clinical services and were referred to other alternative legal resources, i.e., Public Defender, Catholic Charities of NM, Lawyer Referral for the Elderly, Child Support Enforcement Division, Children’s Court.

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GUANAJUATO SUMMER PROGRAM

The Guanajuato Summer Law Institute is sponsored by a consortium of law schools, which includes UNM, Texas Tech University, Southwestern University, and the Universidad de Guanajuato. It is administered in cooperation with the Latin American and Iberian Institute. In Summer 2010, the program enrolled 37 students. Of the students who attended the program 8 were from UNM, 10 from Texas Tech, 7 from Southwestern, 3 from the Universidad de Guanajuato and 9 were students who attend other U.S. law schools.

In addition, the 2010 Guanajuato Summer Law Institute offered a two-week externship program for students already enrolled in the four-week program. Six students participated, two of whom were from UNM Law School.

The Consortium deans met at the UNM Law School to review this year’s program and to plan for next year.

The 2011 program will be held from Sunday, May 29th to Sunday June 26th, 2011. The externship program dates are June 27-July 8, 2011.

The following courses will be offered:
- Overview of Mexican Business Law
- NAFTA and Trade in the Americas
- Social Impact of Mexican Law
- International Family Law

Professor Sergio Pareja is rotating off as director and Professor Antoinette Sedillo Lopez will serve as director in 2011. Tuition for the program has been raised from $3,000 to $3,400 and the cost to participate in the externship program will also increase from $500 to $1,000. A one-day reading period will be worked into the Summer Law Institute’s schedule to allow students time to prepare for exams. Additional future plans include enhancing recruitment of students from other universities. Program support from the Provost’s office will be sought.

LAW LIBRARY AND INFORMATION TECHNOLOGY

The Law Library and the Information Technology Department were combined into a single administrative unit as of July 1, 2009, led by Associate Dean, Carol Parker. On May 1, 2010, the Library assumed responsibility for providing administrative support for the school’s student-edited journal publications. The department now consists of 24 permanent employees and an equal number of student employees.

PERSONNEL CHANGES

Faculty
Carol Parker was promoted to Associate Dean for Library and Information Technology on July 1, 2009. Michelle Rigué, Associate Director of the Law Library, resigned in August 2009, to become the Director of the Texas Wesleyan Law Library. Law Librarian Eileen Cohen served as
Interim Head of Public Services until Ann Hemmens was hired on November 1, 2009, as an Associate Professor of Law Librarianship and Assistant Director for Public Services. Ann previously worked as Head of Reference at the University of Washington Law Library. On December 1, 2009, David Myers was appointed to a Lecturer III faculty position and continued to serve as our archivist and now also special collections librarian. Keeta Harnett, who had been serving as a Visiting Librarian, was appointed to a Lecturer III faculty position in May 2010 to serve in the newly created position of Business Operations Librarian. Keeta assumed responsibility for overseeing the journals’ subscriptions and operating expenses, the library and IT operating expenses, as well as the library subscription management work previously assigned to her as a Visitor. Sherri Thomas, Ernesto Longa, and Theresa Strike continued to serve on the library faculty. Ernesto Longa underwent a mid-probationary review and was retained and promoted to Associate Professor of Law Librarianship. The library faculty participated widely in professional development activities throughout the year.

**Staff**
At the end of the previous academic year, the IT department staff assumed responsibility for providing IT support for IPL as well as the Law School and Law Library. On July 1, 2009, JoAnn Lucero, Unit Administrator 3, assumed responsibility for managing the IT Department’s operating expenses in addition to the library’s operating expenses she already managed. Jeannette Hennie, Circulation Manager and Library Information Specialist 2, resigned on July 6, 2009. She was replaced as Circulation Manager by Moses Moya. The IT Systems Administrator vacancy created by the retirement of David Anstine in the previous year was filled by David Farris, who was hired in August, 2009. Adam Byrd returned to full-time status and was promoted to the Law School Website Administrator on October 1, 2009. Adam was officially reclassified to hold this title on April 1, 2010. Moses Moya was promoted to Library Information Specialist 2, on January 30, 2010, following his successful completion of a Career Ladder. Nha Nguyen, Library Information Specialist 2, resigned March 26, 2010. As of May 2010, the IT staff transitioned away from providing IT support for IPL, and helped IPL hire their own information staff persons. JoAnn Lucero celebrated her 20th anniversary with the university this year, and then retired April 30, 2010, but will continue to work in an on-call capacity to help us through the transition of our finance, personnel and facilities work. Andrea Lujan completed her Accounting degree at UNM, and was subsequently transferred from the Library Technical Services unit to Library and IT Administration to help with the financial work of the department. Marylin Jaramillo-Garcia, Library Information Specialist 3, celebrated her 30th anniversary with the university this year, and also retired June 30, 2010. Lynne Arany, Managing Editor of the journals, and Jessica Leary, journals Business Manager, were transferred to the Law Library staff on May 1, 2010. Jessica Leary also retired on June 30, 2010. A reception for JoAnn, Marylin and Jessica was held in the King Room to celebrate their contributions to the law school over these many years.

**LAW LIBRARY**
By providing library services and information resources to Law School faculty, staff students and alumni, the Law Library continued to support the Law School in its mission of educating and training students to become excellent lawyers who will enrich the local community after graduation. In its role as the only large academic law library in the State of New Mexico, the Law Library also provided services and resources to New Mexico legal practitioners; UNM
faculty and students; faculty and students from other educational institutions, including paralegal programs; state government and court system employees; public libraries; and members of the general public. In addition, the Law Library advanced its mission to collect and preserve a print legacy collection of the primary legal materials from the New Mexico territorial and statehood eras.

**Public Service, Instruction, and Outreach Activities**

The Library checked out or renewed 7,197 items and loaned 211 items to other libraries around the country. The Library Circulation Desk continued to be staffed by a mix of permanent Library staff and part-time Law student employees. The Library was open to the public an average of 93 hours per week. The Library gate tallied 98,062 patron visits. This number is lower than recent years, but may be accounted for by the implementation of a new 24/7 Library Access for Law Students pilot project which began in March 2010 and continues. The project was implemented at the request of the UNM School of Law’s Student Bar Association, and with the approval of Dean Washburn. Law students may now enter the UNM Law Library via an after-hours entrance when the library is closed to other patrons [law faculty already had this ability]. The student response to this project has been positive.

The Law librarians provided service at the Reference Desk from 9:00 a.m. to 6:00 p.m. Mondays-Fridays, and from 12:00 p.m. to 4:00 p.m. on Sundays, for a total of 49 hours per week, with the exception of Summer 2010 when only Monday-Friday reference service was provided. The breakdown of the reference questions taken at the Reference Desk was as follows: 498 Law students (21.71%), 911 members of the public (39.71%), 521 bar members (22.71%), 88 Law Faculty members (3.84%), 82 Paralegal students (3.57%), and 190 other patrons (8.28%), for a total of 2,294 questions answered at the Reference Desk.

Services provided to Law faculty away from the Reference Desk were separately counted. The Law Librarians completed 191 requests for faculty research assistance. The Law Library also delivered 731 books and articles to Law faculty during this year and processed 18 Course Reserve requests from faculty. This work was supported in part by the Law Library interlibrary loan (ILL) team, which placed requests for 47 items for Law faculty. The ILL team processed a total of 337 requests for Law faculty, students, and members of the Bar and 523 requests from other libraries to borrow our materials, totaling 860 requests processed this year. The library also expanded its document delivery service to members of the Bar, filling 113 requests in the process.

Law faculty assistance, ILL work, and general reference questions totaled at least 4,076 instances of support provided by the Law librarians and the Library staff in 2009-10, not counting instruction.

The Law library continued to offer a range of research instruction opportunities for Law School faculty and students, and for other groups. The Law librarians and Library Director taught five sections of a required Legal Research 1 class for first year law students in the Spring 2010 semester, and one section of the elective Legal Research 1 for upper level students. In addition, in the Fall 2009 semester the librarians and Library Director taught one section of the elective Specialized Legal Research: International Law class and two sections of the elective Legal
Research I for upper level students. The Law librarians provided research instruction on New Mexico practice, and primary materials and Indian Law resources as part of the Law School Clinic orientations. Training sessions also included tours and informational classes for paralegal students from several local colleges and Universities, and for undergraduate and graduate students from other programs at the University. In their role as educators, the Law Library faculty provided a total of 121 distinct training sessions in 2009-10, for a total of 1,911 attendees.

In the Spring of 2010, the Law School Faculty voted to institute a required two-credit legal research class for all students. Beginning with the class of 2013, the course will be taught by the librarians during the students’ second year. This two-credit class replaces the one-credit class. The librarians will teach at least one section of it each summer, beginning Summer 2011, and then at least two sections in Fall and Spring semesters the subsequent year.

The Law Library provided many services for citizens who came to the building to use the collection and databases, and also continued its community outreach program in 2009-10 to increase citizen access to legal information. As part of the program, Eileen Cohen visited Moriarty, N.M. in March of 2010.

The Law librarians participated in the State Bar’s Access to Justice Program, which develops standardized forms for pro se patrons to use in the local Metro court system. These forms are available to the public from the Law Library and Court Clerk offices.

Technical Services, Collections and Archives
The UNM Law Library continues to house the largest academic legal research collection in the State of New Mexico. In 2009-10, the Law librarians continued their development of the collection, and the Library staff continued to maintain the collection and make it available to legal researchers. The Library’s print and microform format collection increased by 3,243 volumes during the year and it now holds 433,929 volumes in print and microform formats, placing it in the “large” library category by ABA accreditation standards.

The librarians continued to evaluate the print treatise collection and identified additional subscriptions to be added to our holdings, funds permitting. Also, due to a mandate by the fire marshal, all books on the top shelf of the lower level stacks were removed and integrated into the lower level collection. This required several months of moving, shifting, weeding, and cleaning. Work on the Desert States Law Library Consortium’s inventory of pre-statehood and primary legal materials continued. This project is managed by our archivist, David Myers. Ruth Singer’s work of processing and indexing of the Utton collection continued. In addition, David Myers started processing the Alice King collection, and added two oral histories to the King collection: Larry Gordon, founder of the New Mexico EPA and a King administration secretary; and Aubrey Dunn—a state senator during the King years.

By far the largest Archives project during the year was the establishment of a robust law school archives which was heavily used by David in the work he did for the “60 for 60” project. David served as the lead writer and historical researcher for the 60 for 60 book. David was ably assisted by Ruth Singer in soliciting and gathering all extant material available to build up what had
previously been a meager collection. The greatly expanded law school archives now consist of papers, publications, photographs, miscellaneous material. Much of it was contributed by Peggy Lovato when she retired as the Law School Administrator, and by numerous law faculty members who had collected the material over the years. In addition, collections of papers from law faculty which were already on hand were preliminarily sorted. These include Jerrold Walden papers and Henry Weithofen papers. Oral histories of Fred Hart and Robert Desiderio were completed. The law faculty publications collection was physically moved to the Law Archives storage area on the lower level of the library. David Myers also inventoried the holdings and established a process to update the collection.

The work of establishing a dark archive of New Mexico Primary Legal Materials was also advanced by David Myers with the help of Keeta Harnett. This project is part of ongoing work associated with the Desert States project. A full inventory of our New Mexico holdings was completed and steps taken to replace missing volumes. At least one copy of New Mexico primary material was moved to the rare book room.

**Library Technology and Electronic Resources**
The Law Library continues to be a leader among academic libraries nationally in spending on electronic legal information licenses, making nearly 100 separately licensed databases available to library patrons in 2009-10. The Library continues to offer many licenses for legal research databases to the public, which can be accessed via eight PCs in the library, in addition to providing word processing and Internet access for the public. Many of the Law Library’s licenses are also listed in the University Libraries’ database management system to ensure campus-wide—and in some cases branch library—access to these resources.

The Law librarians also continued to use their Faculty Research Requests Database to manage the faculty research and document delivery work reported in the Services section above. The database is an integral tool in these efforts.

The Law Library continued to promote the use of UNM’s institutional repository (DSpace) as a means of preserving electronic scholarly and teaching materials created by the Law and Library faculties. The UNM repository was renamed “LoboVault” and it was reorganized to reflect items related to administration, scholarship, teaching and service. The Law Library and Law School together now have a total of 389 digital items archived in this repository. A growing number of faculty members are archiving their scholarship in the repository, as well as in the bePress and SSRN legal repositories. The Law School also established a Research Paper Series (RPS) in SSRN to promote readership of faculty scholarship. Librarian Ernesto Longa has been instrumental in encouraging faculty to use repositories and he also serves as the school’s editor of its RPS. He also tracked all faculty publications for the law school’s archives, annual reports and future self-studies.

**Library Facilities**
Bracing for the library shelving was installed with the help of the university’s risk management office after the need for such bracing had previously been identified as part of our ongoing risk assessment and disaster recovery strategy.
Library Faculty Publications


Law School Service Activities of Library Faculty
Carol Parker served on the Dean’s Management Team, was the project manager for the Hart Wing Moot Courtroom remodels, chaired the Building and Safety Committee, chaired the Law Library Assistant Director Search Committee, served on the Law School Administrator Search Committee, and chaired the Art Committee.

Eileen Cohen traveled and provided Library Outreach to Moriarty and Edgewood Public Libraries in March 2010, providing training to six staff from the two libraries. She also served on the Law School Faculty Natural Resources Comm. We continued to update the Natural Resources Web page, discussed proposed changes to NRJ and outlined future goals. Eileen was one of 3 members on Ernesto Longa’s Probationary Review Committee. After performing a comprehensive review process the committee recommended for his renewal and promotion to Associate Professor.

Sherri Thomas served on the search committee for the Law Library Assistant Director for Public Services, as well as on the law school’s Pipeline Committee (aimed at creating programs that provide underprivileged and minority students, from elementary schools to undergraduate programs, with the tools to aid them in achieving a legal career). Sherri was also appointed to Indian Law Faculty Committee and Indian Law Certificate Committee. In her capacity as a member of the Indian Law Certificate Committee, Sherri presented at an information session in November 2009, giving the attendees an overview of the Indian Law Certificate program and curriculum.

Ernesto Longa served on the Writing Curriculum Assessment Committee which made recommendations for significant changes to the school’s writing and research curriculum. The committee was tasked with, among other things, considering whether the law school should continue to require the one-credit legal research class in the second semester of the students’ first year (begun in Spring 2010). As a result the school adopted a requirement that law students take a two credit legal research class during their second year.
Theresa Strike played a key role in developing the law school's new social networking policies, both the policy for students and the one for faculty and staff. She researched example policies and existing case law on schools regulating social networking, and combined these with feedback from members of the law school community, including the Library Director, the IT Director and members of Admissions, to create the policies. She maintains the Facebook page for the law library and assisted Admissions in setting up a Facebook page for the incoming class of 2010. She also served on the Academic Support Committee. In addition to looking at the support needs of the students, the committee started looking into the idea of offering support for faculty as well, by doing a survey on what the faculty would like to know more about for instruction.

David Myers served in many capacities of the “60 for 60” project: initial organizer, chair of the nominations process, outreach to alumni and leading legal figures, staff to advisory committee for history and research; lead researcher and writer for entries. He also provided reference service to dean, development officer, and publications specialist for the project. He served as a source person for Antoinette Sedillo Lopez’s Oral History Project on Women in the Law; conducting training and providing a lecture on the mechanics of oral history.

University Service Activities of Library Faculty
The Law librarians continued to collaborate with the librarians at the Health Sciences Library and Informatics Center and University Libraries System, and served on various University committees.

Carol Parker served on the Faculty Senate Computer Use Committee, served in an ex officio capacity on the Faculty Senate Libraries Committee, served on the CIO’s E-Mail Steering Committee, and served on the E-Scholarship Committee.

Ernesto Longa served on the eScholarship Committee, as well as its D-Space Task Force, working to develop the new organizational hierarchy for the university repository.

Ann Hemmens served on the Faculty Senate Teaching Enhancement Committee and the Faculty Senate Library Committee.

Theresa Strike shared the law school’s experience in developing a social networking policy with the University’s IT committee on October 13, 2009. She gave a presentation on an overview of the current legal situation for schools’ regulating student use of social networking at the college and university level and the process the law school had used in developing their policies.

Sherri Thomas served as a support librarian for one of the Freshman Learning Community Courses, Advocating for Animals. She provided support for the law school faculty member, Marsha Baum, by introducing legal research techniques to the undergraduate students, as well as helping to create and maintain a research guide for the course by working with one of the University Librarians, Charlotte Walters.

David Myers worked on building closer working relationships with the Center for Southwest Research and developing strategies for sharing information with the Center.
Outside Professional Activities of Library Faculty

Carol Parker attended the 2009 Boulder Conference on Legal Information and co-authored *The Boulder Statement on Legal Research Education*, which was developed by conference participants. She also presented “Tenured Librarians: For Better or For Worse,” at the SWALL Annual Meeting in Waco, TX, in April 2010. Carol also served on the IPA Communications and Marketing Committee, and the LIPA State Representatives Committee. She continued to serve as a board member of the Desert States Law Library Consortium, and the Social Sciences Research Network, Legal Information and Technology e-Journal Advisory Board. She served on the SWALL 2010 Annual Meeting Programming Committee. She also served as an outside reviewer on faculty promotion and tenure committees for the University of Utah Law Library and the University of Wyoming Law Library.

Ann Hemmens continued to serve on the American Association of Law Libraries Special Interest Section Standing Committee on Library Service to Institution Residents and the Academic Law Libraries Special Interest Section’s Student Services Committee. She served as an essay judge for the New Mexico Human Rights Project for grades 6-12 on the topic of “Stereotyping: From Anne Frank to the Present”, for the Albuquerque/Bernalillo County Library System. She also served on their Friends for the Public Library Board as secretary. She served as a peer-reviewer for the journal, *Government Information Quarterly*.

Eileen Cohen continued to serve as a member of the Desert States Resource Sharing Committee, the New Mexico AARL Document Delivery Committee, and the New Mexico AARL Resource Sharing Committee.

Sherri Thomas continued her roles as a committee member of the Federal Bar Association Indian Law on State Bar Exams Committee, and as the Chair of the American Association of Law Libraries’ Native Peoples Law Caucus. She added two more responsibilities, including becoming the Publications Chair of the Southwest Association of Law Libraries, as well as serving on the nominating committee of the American Association of Law Libraries’ Online Bibliographic Services Special Interest Section. In addition, Sherri presented at two conferences during the 2009-10 academic year. She presented at the American Association of Law Libraries Annual Meeting in Washington D.C., in July 2009, on two different panels. First at the Social Responsibilities Section’s Diversity Symposium, presenting on the mission and agenda of the Native Peoples Law Caucus, and then as a panelist on Legal Research Questions on the Bar Exam, which focused on the movement toward putting legal research on state bar exams and how to implement teaching methods geared toward preparing law students for the bar exam. Sherri also presented at the 3rd Annual Tribal Leaders Conference, on “TRANSITIONS: New Directions in Tribal Leadership,” held at the Santa Ana Pueblo, N.M., in March 2010, giving a case update to tribal judges and practitioners on recent developments in federal, state and tribal case law.

Theresa Strike presented a program on developing a social networking policy at the New Mexico Technology in Education Conference in Ruidoso, NM, in October, 2009.
David Myers served as a board member and chair of the Awards Committee for the Historical Society of New Mexico. David also chaired a session at the Annual Meeting on the uses of local history.

**INFORMATION TECHNOLOGY AND MEDIA CENTER**

The Information Technology and Media Center Department’s mission is to effectively support faculty, students and staff in their use of technology with the objective of enhancing their work in the areas of teaching and learning, research and scholarship, service, and communication. Led by Assistant Dean, Cyndi Johnson, the staff is responsible for providing essential technology and media support services for all of the Law School departments and personnel.

**Service**

Requests for audio and video recording and posting to the law school’s media server more than tripled in the last two years. Typical requests include audio recordings for students who have missed classes, posting videos of outside speakers, student-hosted class review sessions, and special events such as the Ramo lecture and CLE events. Oral histories and the King Series lectures were videographed and produced. Media Center employees hired and trained several new student employees and helped faculty members learn how to utilize classroom technology.

Karen Talley, IT User Support Analyst, conducted Legal Technology classes to three semesters of clinical law students and provided one-on-one training to faculty with particular issues during the transition to Office 2007. She also created and distributed CD writing instructions and added many software help guides to the IT Services section of the Intranet.

School of Law IT Manager Cyndi Johnson began managing both the law school and IPL IT personnel and User Support Analyst Karen Talley provided user support for both departments.

At the end of the year, we stopped supporting IPL and helped them hire their own information professional to manage their IT needs.

David Farris provided system administration for IPL servers as well as the law school servers, under an agreement reached with IPL for management of IPL’s computing department.

**Hardware**

IT staff configured, purchased, imaged, and installed 51 workstations, seven laptops, eight printers (networked and personal), several scanners, 30+ flat panel monitors, an LTO 3 tape backup unit, and a server to replace two obsolete file servers. A server/appliance was purchased in anticipation of upgrading the law school’s workstation management software, Altiris Deployment Solution. Several classrooms had technology upgrades installed for a total of 11 law school classrooms (out of 16 classrooms) with integrated technology, providing a robust multimedia educational environment.

The law school and IPL network infrastructures were moved off the old network core and onto the new core as part of the Resilient Core Tiered Implementation Project.

The role of the Media Center has become increasingly important to the educational mission of
the law school with more and more faculty members incorporating technology into their classes. To accommodate this growth, additional Media Center equipment was purchased and/or existing equipment upgraded. This included transitioning from a Microsoft Windows-based video editing system to Mac Pro workstations running Adobe Final Cut Professional. A professional-grade Panasonic mini-DV camcorder is now used to record law school special events. Digital audio recorders replaced older mini-cassette recorders (primarily used in the Clinical Law program) while all classrooms now have built-in microphones running to the Media Center's audio head-end room, providing automated class audio recording. Additional equipment purchased includes a Sennheiser wireless lavaliere microphone system, Canon miniDV camcorders, a lighting kit, and a Nikon SLR digital still camera. Updating the equipment has allowed the Media Center staff to provide a higher quality of service to the law school constituents and the public.

The Institute of Public Law (IPL) computing hardware was assessed and a four-year replacement plan was presented to Director Paul Biderman. One “kiosk” computer was purchased and one desktop was replaced with a laptop. Eight other workstations had memory upgrades installed. All hardware was inventoried and documented in an Access database.

Software
The School of Law implemented the Enterprise FastInfo system with “answers” provided by Admissions, Career Services, Law Library, Media Center and Information Technology. All IT staff were trained on the Administrative client and are currently monitoring incoming questions from UNM constituents and the public.

IT staff researched client management software to replace our outdated implementation of Altiris Deployment Solution and ultimately decided to upgrade to Symantec Deployment Solution Suite (DSS). DSS will provide inventory management, remote client access, remote software installation, and patch management. The software will be installed during the fall of 2010.

The current of BackupExec, server backup software, was purchased to be installed on nine law school servers.

All workstations at the Institute of Public Law were upgraded to Office 2007. Additionally, IPL software (over 100 CDs) was collected and catalogued into a software library. All software installed on IPL computers was documented and licensing issues were resolved. A standard IPL base image was determined and created for specific workstation and laptop models. IPL computers were renamed to comply with the Enterprise Active Directory naming convention in anticipation of a future migration.

Upcoming IT Projects
The law school plans to migrate to Main Campus’ IT Enterprise Active Directory for accounts and the Enterprise Exchange email system in May of 2011. This project was delayed due to indecision about an Enterprise Messaging system. The Enterprise wireless network access points will be upgraded to the new “N” standard in the fall of 2010. The Media Center will be reorganized into two areas (Academic Technology Services and Production Services) to accommodate increasing demands for media services. Additional training on use of classroom technology will be provided for law school faculty. As noted earlier, the Symantec Deployment
Solution Suite will be installed on a new NetX appliance specifically configured for that purpose. An aging web server will be decommissioned from its current role and web sites will be moved to a new Windows 2008 server. An Open Journals System project (joint with the law library and University Libraries) will go live, using a law school server.

**Professional Development**

IT staff participated in various committees and presentations throughout the year. Cyndi Johnson attended the Law School Admissions Council Electronic Services conference, held in Las Vegas, NV. She also participated in UNM IT Agent meetings, is a member of the Digital Signage Working Group, and was a member of the law school’s Building and Safety and the Library and Instructional Technology Committees. Janet Roupas, Web Designer, regularly attended UNM Information Architect meetings.

Cyndi Johnson attended an Information Technology Infrastructure Library (ITIL) Service Management class, passed the examination, and is now ITILSM certified.

**NEW MEXICO LAW REVIEW**

During the 2009-10 academic year the New Mexico Law Review (NMLR) oversaw the publication of its 40th Volume. The first two issues contain professional articles and the third is comprised of student articles. The law review editors selected themes for each issue, selected and solicited articles, edited professional articles, managed and oversaw sources and citation editing, managed student article writing, and worked to mentor the staff members generally. The staff members each wrote an original piece of scholarship on a legal topic of their choice, completed assignments checking professional authors’ scholarly works’ sources and citations, learned Bluebook legal citation style, and, at the end of the year, continued the editorial operations of the journal.

The year began with eleven board members from the Class of 2010 overseeing the selection of sixteen staff members from the Class of 2011. This year’s staff was the largest in recent history. The larger staff was meant to allow the journal to (1) increase the competition for editorial board positions; (2) ensure a full editorial board the following year even if extenuating circumstances decreased the eligible members; (3) create a critical mass for a generally improved level of energy around journals’ involvement; and (4) lighten other workload so that the future board could take on additional tasks such as online publication, community development, symposia, and business development.

This year’s first issue is dedicated to retired New Mexico Supreme Court Justice Gene E. Franchini, who passed away this year. It includes a commemorative article written by Justice Richard Bosson of the New Mexico Supreme Court. Other articles in that issue include a look at trends in federal bankruptcy decisions, an instructive article regarding application of the Navajo Employment Preference Act, and an article critiquing the application of the National Stolen property Act. In that one issue the journal covers local, regional, national, and international legal topics.
The second issue includes five short anniversary articles and two traditional professional articles. Four of the articles look back at previous articles and either update the law since the original article's publication or reflect on the original article's impact. A fifth anniversary article recounts the history of the Institute of Public Law, which also celebrates over forty years in operation this year. Board members solicited the five anniversary articles from a pool of previously published authors and articles. In particular, the board targeted articles covering enduring themes, or evolving subjects, that could be "revisited." One traditional article considers the possible effects intimacy has on sentencing in the military criminal justice system. The other critiques the use of "self-incrimination" as an indicator of informant veracity in the context of finding probable cause and offers a framework for better application.

The student issue is filled with notes selected from student articles submitted for publication by staff members. The notes address topics as diverse as the professional articles. Two articles consider different aspects of immigration law. Other articles look at recent developments in New Mexico jurisprudence, specifically in criminal law, civil procedure, torts, and remedies. Others consider national healthcare legislation and a recent U.S. Supreme Court Case.

For the second year, all members of the NMLR received three credits per semester for successful completion of their assigned duties. The second-year classroom component continued for its third and fourth semesters. This year the syllabus was primarily coordinated by the editorial board and classes were taught by a variety of guest instructors including NMLR advisor, Professor Michael Browde; Professor Ted Occhialino; law librarian Eileen Cohen; Publications Director Lynne Arany; and others. Topics ranged from research methods to advanced word processing and editing, citation and source-checking to writing a background section to a law review article. After student articles were, for the most part, completed, the spring semester's class was primarily used as a vehicle to transition the staff into its editorial duties and allowed the incoming board a time to meet as a group at the end of the semester.

New developments this year included the use of "Googledocs" for collaborative work. Professional Articles Editors used the Gdocs spreadsheet application to compile their reflections as they reviewed professional articles. All editors used a shared Gdocs spreadsheet to track scores during the write-on journals' try-out process and were able to access applicants' applications through shared PDF documents. Another development was the UNMSOL Library's purchase of all HeinOnline PDF versions of NMLR (& NRJ) articles since the journals' inception. The plan is to make individual articles available online.

Another development was the registration of the NMLR as a student chartered organization. This allowed the NMLR to have its own separate account, receive prorated benefits funds from the Graduate and Professional Students Association (GPSA), and improve connections with the rest of the university. GPSA funds were used this year for recruitment efforts for the purchase of journals' recruiting t-shirts. Registration as a club allows for more communications with others on campus who are trying to reach student leaders and provides additional fora for the NMLR to make contacts at the University.
During the Spring 2010 semester, UNMSOL faculty voted to change the School’s writing requirement for the Class of 2013 in a way that this year’s NMLR board and staff were concerned could negatively impact the Journal. The new writing requirement calls for both an applied and seminar writing course to replace the existing, thesis-like, requirement and the traditional student note would only count towards a possible honors thesis. Currently students’ articles are considered an integral component of their law school curriculum. Primary concerns regarding the change in curriculum were that additional constraints on NMLR members’ abilities to take electives, given the already tight schedule journals’ members face, would deplete the pool of interested applicants each year. On an indirectly related topic, there is some discussion about whether three credits per semester for staff and board members is appropriate, because it is a significantly high number of credits as compared with many other schools’ credit structures for journal members, and precludes some students from taking additional classes.

Various staffing and changes occurred this year. Lynne Arany continued in her second year with the School of Law as the Director of Publications for the NMLR and the Natural Resource Journal (NRJ). Jessica Leary retired from her staff position as Business Manager for the journals. Overall it was a good year, although challenging. In the spring the three UNMSOL journals held the fourth annual journals’ recognition reception together at Scalo’s restaurant. The year ended with recruitment events, primarily organized by the incoming editorial board, and including an appearance of the staff and board in coordinating t-shirts. The NMLR successfully nominated itself for Dean Kevin Washburn’s “60 for 60” project. The 60 for 60 project will recognize the sixty most influential people, events, and things in the sixty year history of the University of New Mexico School of Law.

**NATURAL RESOURCES JOURNAL**

This report covers the period from June 30, 2009, through May 31, 2010. It will discuss the status of *Natural Resource Journal* (NRJ) issues through Volume 50, the transition to the new Board, and the NRJ’s strategic plan.

**STATUS OF THE ISSUES: VOL. 48, NO. 4 THROUGH VOL. 50, NO. 3**

Since the last Report, and as of July 2010, issue 48.4 (the Land Grant Symposium issue), and issues 49.1, 49.2, and 49.3/4 (a combined issue) are now in Print.

Volume 50 is the NRJ’s 50th Anniversary volume and will consist of three issues: the first containing solicited articles from key scholars in the field of natural resources law; the Berkeley “As If Equity Mattered” symposium issue for the second; and the NRJ’s own 2010 “Water-Energy Conundrum: Water Constraints on New Energy Development in the Southwest” symposium for Volume 50’s third, and final, issue. These three issues were started by our editorial board and were in various stages of the editing process at the time our board graduated; a smooth transition to the new, 2010-11, Board ensured that progress would not be impeded. We anticipated that Vol. 50, No. 1, would be in print (and online) by October 2010, and, at the time of this writing, we have been advised that that schedule has been met. We anticipate that the balance of Volume 50 issues will follow soon thereafter.
It should be noted that the NRJ changed printing vendors during our Board’s tenure. Issue 48.4 was printed with the prior vendor. It was felt that they did not give the NRJ acceptable attention, which resulted in excessive errors on their part, and uncertain schedules. This situation, at least in part, accounted for a delay in publication. By spring 2010, NRJ had switched to a new printer. Significantly more responsive to our needs, they have reliably committed to, and kept, schedules; we have also seen dramatic improvements to quality and accuracy.

This change, combined with aggressive 2009-10 NRJ initiatives to: improve and expand Board & Staff training programs; extensively develop and upgrade existing how-to manuals; promulgate more effective internal editorial & production processes; create, adopt, and adhere to a very formal internal schedule; and, pursue a comprehensive review of existing positions and responsibilities, are expected to bring further improvements to on-time delivery going forward, as well as improve the students’ journal experience overall.

**NRJ’s 50TH ANNIVERSARY SYMPOSIUM**

In conjunction with articles solicited for issue 50.3, the NRJ held the above-mentioned Water-Energy Symposium at the Embassy Suites Hotel in Albuquerque, on February 12, 2010. The symposium had well-known speakers that included Stanley Pollack, Tania Trujillo, Robert Glennon, Michael Hightower, Michael Connor, Denise Fort, Martin Pasqualetti, Stacy Tellinghuisen, Joan Drake, and Cyndi Murray; Professor Eileen Gauna presided over a panel. The symposium was funded by the RMMLF ($5,000.00) and the Environmental Law Section of the New Mexico State Bar ($3,000.00), as well as $10,000.00 provided by UNMSOL in recognition of the NRJ’s 50th anniversary year. Each speaker provided a unique perspective on the water-energy issues of the Southwest. The symposium also provided CLE credit to attorneys and fees varied for attorneys, government employees, and students. There were approximately 85 people in attendance.

**TRANSITION TO THE NEW BOARD**

This year we continued the transition and evolution of the NRJ. Professor Reed D. Benson served his second year as the Faculty Editor-in-Chief, and Lynne Arany served her second year as the NRJ’s Director of Publications. Additionally, Kristina Fisher, student Editor-in-Chief from 2007-08, served her second year as an adjunct professor to teach the NRJ’s seminar class. The Board will continue to consist of roughly two student co-editors-in-chief, one managing editor, three citations editors, and six manuscript editors. This structure worked well during the 2009-10 period and we believe that it will continue to be the model as long as the two students in the EIC position work well together. We expect that the leadership positions will continue to be made by appointment through an administrative process model instead of elections. In this model, the Board selection committee is made up of the two student editors-in-chief, the managing editor, the director of publications, the faculty advisor, and the NRJ writing seminar adjunct professor. Each 2L staff member ranks their desired Board positions, and these rankings are made available to the entire staff and Board. Students who desire the editor-in-chief or managing editor positions must write a short paragraph about why they want these positions. The staff then has the opportunity to comment about the applicants and their desired positions (compiled and kept anonymous by the faculty advisor); these comments are heavily considered by the Board selection committee.
NRJ STRATEGIC PLAN

The 2010–11 Board and Professor Benson have elected to transition to a student-run Journal, meaning that Professor Benson’s role has changed from Faculty Editor-in-Chief to Faculty Advisor.

New strategies were adopted to increase productivity and quality of the NRJ. The Editors-in-Chief and Managing Editor adopted a Publication Schedule, which assigns a timeline for publication and deadlines for the entire Board including manuscript editor deadlines, citation editor deadlines, author deadlines, and EIC deadlines. The new Board decided to conform to the common publication standard of environmental law journals of two issues per year starting with 51.1 and 51.2. We also decided that the NRJ should focus publishing articles on natural resources law and policy in the southwestern United States, as it seems to be the NRJ’s natural niche. The NRJ should publish more legal articles to increase its national rankings so that the Journal can be competitive in obtaining high-quality articles. The NRJ plans to implement an informal peer review process for selected manuscripts from non-law authors by reviving the NRJ advisory board and asking a few scholars from various disciplines to help review manuscripts and select topics for special issues. Finally, the NRJ will seek more articles through “calls for papers.” We also suggested changing the way that NRJ students complete their writing requirement.

The NRJ has made progress in updating its pages on the UNMSOL website and in publishing articles online there as well. This is the first year that entire articles have been published (in PDF format) on the website. Online publication began with issues 48.4 and 49.1, and should continue indefinitely as each subsequent issue is published. Further, UNMSOL’s Library purchased PDF files of all previous NRJ issues from HeinOnline, and is in the process of separating the PDFs of the issues into separate articles so that each can be accessed individually online through NRJ’s website. We also envision an interactive website where discussion of articles and issues can take place on the website along with the articles. More work needs to be done to refine NRJ’s online presence and to make articles available online in a timely fashion in order to provide added value to authors and increase NRJ’s competitiveness.

The Natural Resources Journal is committed to maintaining its long tradition of excellence among academic natural resource publications and hopes that the future boards will continue this tradition.

CAREER AND STUDENT SERVICES OFFICE

The Career & Student Services Office (CSSO) at University of New Mexico Law School serves the career, professional development, and academic support needs of students and graduates of the law school as well as the employment needs of law firms, government agencies and non-profit groups in the state and beyond.

Over the course of the last year, the CSSO has been involved in the lives of students and graduates in many ways. Some of the efforts of the CSSO are annual and continuing.
Examples of such continuing activity include: One-on-one career and academic counseling of law students; designing and implementing of academic support programs for students at risk; assisting students with disabilities; a formal On-Campus-Interview program; mentoring programs, such as the State Bar Young Lawyers Division Mentorship Program; participation in local and regional career fairs; training and administrative support for student organizations and for students applying for judicial clerkships; graduation; and management of Orientation for incoming students, as well as bar exam preparedness. In addition, the CSSO continued to generate and post job opportunities for students and graduates, and to share that information with other law schools nationwide. The CSSO also has on-going information-gathering and reporting duties for the American Bar Association, the National Association for Legal Career Professionals (NALP), and numerous organizations like the National Hispanic Bar Association, and publications like U.S. News and World Report.

UNM School of Law was named again this year as a top law school in the country for Hispanic students by Hispanic Business Magazine. The CSSO was responsible for the reporting and interaction with editors of Hispanic Business before and after the rankings were made.

The Law School CSSO not only assists students and graduates with every phase of their career search and development, it is also collects and provides the statistical data relied upon by NALP, The Association for Legal Professionals. These detailed statistics provided by law schools help paint the picture of the national legal market and are supplied each year by UNM Law School to the American Bar Association for purposes of accreditation. Due to the recession, NALP reported that "the job market for the Class of 2009 was very different than it was for the classes that immediately preceded it." In a July 22, 2010, statement, NALP reported that the "overall employment rate of 88.3% for Class of 2009 graduates for whom employment status was known represents a 3.6 percentage point drop from the recent historical high of 91.9% for the Class of 2007 and masks a number of weaknesses in the job market faced by this class." While it took the Class of 2009 longer than usual for graduates to find employment, UNM reported an employment rate to NALP of 92% (in contrast with the national figure of 88.3%). That figure is not only higher than the national average, despite a depressed New Mexico and regional legal market, it actually tops the historical high water mark for the nation as a whole (and represents a drop of only 1.3% in comparison with the UNM Class of 2008).

UNM School of Law recognizes its unique place in the structure of the legal infrastructure of New Mexico. Two years ago Assistant Dean for Career Services John Feldman decided that the law school needed to respond to repeated calls for action by the judiciary. Then-Chief State Supreme Court Justice Ed Chavez called on lawyers to answer the unmet legal needs of the 40% of New Mexico's citizens who are considered to be living in poverty. Every state court has been shocked by an increase in filings against unrepresented people. District Judge Shannon Bacon estimates that it takes a judge 5 to 6 times longer to handle a case when there is a pro se party involved than when there is lawyer involvement. Added to this, shrinking court budgets have forced cut backs in court services, staff and hours of operation. Still, private attorneys will not volunteer to take on pro bono matters where they have conflicts of interest with existing clients and, more importantly, do not have the subject matter competency to handle consumer debt, food and health benefit claims, and other poverty law cases. In response, UNM Law School now
offers Poverty Law in Practice, a class where law students can learn poverty law alongside attorneys who can learn a discrete area of practice and immediately assist people in need. John Feldman teaches the class with expert instructors from the poverty law bar.

During the period of July 1, 2009 through June 30, 2010, the CSSO held a number of large- and small-group workshops and panels. Some dealt with career matters and others with academic success and professionalism.

Under the heading of career matters, the CSSO:

- Both Assistant Deans cut travel to conferences in order to provide students with funds to attend conferences, career fairs and other related activities.
- Both Assistant Deans assisted the student organization The Association for Public Interest Law (APIL) in fundraising so that they could provide significant stipends to law students working for free or for very little in public interest jobs in the summer.
- Administered the Hugh Muir Oath Project for first year students. One hundred percent of the first year class participated in this professionalism effort.
- Counseled and advised all students who signed up for an externship placement. Assisted supervising attorneys to comply with externship supervision requirements under the NM Student practice rule. Arranged for distance learning for out of town externs in places such as Washington, D.C., rural New Mexico and other locations throughout the US.
- Advertised the Seth Montgomery Fellowship at the New Mexico Center on Law and Poverty. The CSSO held an information session for students to hear from the Center’s legal director.
- Managed all aspects of On-Campus Interviews, from contacting and scheduling employers, to workshops for students, to arranging for interview dates, times and locations. In addition, this service of advertising postings, collecting applications and arranging for interviews on campus was provided for judges from the state Court of Appeals and Justices from the Supreme Court. Attorneys from firms were encouraged to hold information sessions about their communities and practice areas. Despite substantial drops in attendance by national employers at job fairs and in On-Campus Interviews throughout the nation, the UNM CSSO was able to hold a robust season of On-Campus Interviews.
- Worked with the New Mexico Hispanic Bar Association to advertise scholarships, and book stipends.
- Held a seminar on applying for judicial clerkships featuring students who had successfully obtained federal clerkships for their post graduation jobs.

Administration of the Law School’s Externship program is now the responsibility of the CSSO. Opportunities are advertised to students and academic advising is provided by both Deans Feldman and Stepleton to assist students with finding a match which suits their academic and career goals. This office also handles the administration of recording the location of student externships as well as maintaining communication with employers.

Examples of academic support and success efforts by the CSSO included:

- Free bar review supplemental class continued and was expanded. The course included essay exam taking strategies as well as daily essay exam practice. In addition, students
were taught multiple choice test taking skills and skills needed to take the Multistate Performance Test. This contributed to an excellent bar passage rate for first time takers and for repeat takers. Other bar support activities included having several sessions on applying for and taking the New Mexico Bar exam, including representatives from the Board of Bar Commissioners. The CSSO continued to offer students assistance to obtain fingerprints for their application at the law school. The CSSO, on behalf of the Dean, also offered coffee and food for those studying for the Bar.

- Academic support workshops were offered for current students on exam-taking techniques and case briefing and outlining. This included a session for first year students in advance of their taking practice exams and midterms.
- Assistant Dean Stepleton advocated for and enabled the continuation of having a part time English grammar and writing instructor who teaches a voluntary 8 week course in writing. Dean Stepleton continued coordination of the curriculum of this class with the Legal Writing supervising instructor. In addition, Dean Stepleton worked with the Dean for Academic Affairs to make this tutoring a part of the first year Practicum course.
- Training was continued for tutors working with first-year students, and tutor activities were monitored.
- Individual counseling and academic plans for students on probation continued.
- Continued work to make law school accessible to students with disabilities including making graduation accessible for a student in a wheelchair.
- Work with faculty on formalizing academic success and support programs was continued.
- Assistant Dean Stepleton advocated for a formal review of the school’s Student Honor Code and Administration’s disciplinary and professionalism policies.

Examples of on-going duties by the CSSO included:

- Collecting and reporting data for the National Association for Law Placement, the American Bar Association, US News and World Reports, the Princeton Review, EqualJusticeWorks, and Hispanic Business Magazine.
- Interaction as requested by the Admissions Office with prospective students with career questions. Participation in Admissions Office open houses by putting on an hour long seminar to prospective applicants regarding the services of the Career and Student Services Office.
- Preparation of an annual budget.
- Administering various career fairs in which our students participate, including EqualJusticeWorks and Sunbelt.
- Assistance with recruitment efforts by military, as well as amelioration efforts by faculty and students.
- Support of 30 student organizations including helping with event planning, budgeting, meetings, dispute resolution and accounting.
- Coordinating activities of 8 moot court teams including assistance with travel, team selection and other logistics.

During the past year, the CSSO has had three full time staff members, and there has been a solidification of office duties. Coordinator Nancy Huffstutler took on additional responsibility for the administrative duties of the externship program by managing student time sheets, and all paperwork involved with registration and advertising opportunities.
Assistant Dean John Feldman continued to serve as the designee for the Dean on the committee of the New Mexico Department of Higher Education that administers the state Loan Repayment Assistance Plan for public interest lawyers. The LRAP provided assistance to public defenders, district attorneys and legal services lawyers. That state LRAP has proven to be a success for recruitment and retention of new public service lawyers. Dean Feldman also held a seminar on the new Federal Student Loan legislation, including the public service provisions, for the wide community of public interest lawyers impacted by the new laws. He taught a Continuing Legal Education program to give training to attorneys serving as mentors for UNM Law Students under the umbrella of the State Bar Young Lawyer Division Mentorship Program. This allowed lawyers and students to design professionalism plans for career growth and satisfied the professionalism requirement for attorneys imposed by the state bar. He also served on various State Bar committees, and was active in supporting efforts of the State Bar to connect with law students. He participated in the Albuquerque Bar Association, and was the point of contact between the Albuquerque Chapter of American Inns of Court and the law school. He participated as a member of the Inn and assisted the Inn incorporate students as members.

Bonnie Stepleton continued to forge better working relationships with accessibility services at UNM to provide for the needs of students with physical and learning disabilities, meeting with students after their acceptance to help them from orientation forward. She also designed and managed orientation. She arranged for several students to have accommodations, and met with all students on suspension. She was responsible for managing all aspects of law school graduation. She worked with student groups on organizing, fund-raising and elections issues. She worked with various outside organizations, including the Women’s’ Bar Association and the NM Bar Committee on Law Office Management. She served on the law school Academic Support Committee, helping the faculty to tackle issues of advisement and the structure of support programming.

John Feldman and Bonnie Stepleton have both worked at assisting students, staff and faculty with interpersonal, academic and workplace problems as brought to them by individuals, student organizations, or as assigned by the Dean. Both addressed accepted applicant and open house functions as requested by the office of Admissions.

Nancy Huffstutler handled a full annual cycle of on-campus interviews, judicial clerkship applications, mock interviews, and the State Bar Summer Program. This included handling of numerous calendars, arranging for space, assisting students and employers with recruitment, and she also posted information about jobs, fellowships and writing competitions. She assisted in the coordination of orientation, graduation, and the Honors and Awards ceremony. She has taken on significant additional responsibility of administering the externship program which includes managing and tracking student time sheets, written communication with participating employers and collection of evaluations. In addition, Ms. Huffstutler has become a P card holder and accounts for all student organization food and other vendor orders.
STUDENT HONORS AND AWARDS

INDIVIDUAL HONORS AND AWARDS

Julia Raymond McCulloch Memorial Award for Excellence in Constitutional Law
Presented to a student who has shown outstanding scholarship and a demonstrated interest in the field of constitutional law
Amanda Connor

Judge Oliver Seth Award for Excellence in Alternative Dispute Resolution
Recognizes a student for excellence in alternative dispute resolution
Matthew Sanchez
Ryan McKelvey

A.H. McLeod Prize for Demonstrated Skill in Advocacy
Presented to a third-year student who has demonstrated interest and skill in advocacy
Kevin Holmes

Lewis R. Sutin Award for Excellence in Trial or Appellate Advocacy
In honor of Judge Sutin, formerly of the New Mexico Court of Appeals. This award is presented to an outstanding student in either trial or appellate advocacy
Jeremy Theoret

New Mexico Law Review Certificates
Awarded to graduating students who have met the requisite qualifications as stipulated in the UNM Course Catalog and School of Law Student Handbook.
Erin K. McSherry, Editor-in-Chief
David A. Ferrance, Managing Editor
Shannon M. Sherrell, Managing Editor
Aaron A. Baca, Professional Articles Editor, Fall
Sean M. Cunniff, Professional Articles Editor, Fall
Derek J. Connor, Professional Articles Editor, Spring
Hajra I. Malik, Student Articles Editor
Maggie K. Murray, Student Articles Editor
Tom J. Bunting, Manuscript Editor
Amanda N. Connor, Manuscript Editor
Stevie D. Nichols, Manuscript Editor

Wall Street Journal Award for Excellence in Corporate and Business Law
Recognizes students for excellence in corporation and business law
Neill Benton

Frederick M. Hart Prize for Excellence in Commercial Law
Honors students who have shown excellence in commercial law
Eric Ortiz
Tort Scholar Award
Presented to a third-year student who has demonstrated interest and proficiency in tort law
Shannon Sherrell

Health Law Scholar Award
Presented to a third-year student who has demonstrated interest and proficiency in health law
Nick Gilbert

Mary Beth and W. Richard West, Jr. Award for Excellence in Indian Law
Awarded to a third-year Native American student who has shown excellence in and commitment to the area of Indian law
Alicia Sanasac

Tribal Law Journal Certificates
Awarded to graduating students who have met the requisite qualifications as stipulated in the UNM Course Catalog and School of Law Student Handbook.
Alicia A. Sanasac, Managing Editor
Kitren Thompson Fischer, Senior Editor
Michael J. Anaya, Senior Editor
Honor Kristin Keeler, Professional Article Editor
Sheldon C. Spotted Elk, Professional Article Editor
Jessica Taylor Packineau, Student Article Editor
Carolyn R. West, Student Article Editor

Indian Law Certificates
Awarded to graduating students who have met the requisite qualifications as stipulated in the UNM Course Catalog and School of Law Student Handbook.
Sean Cunniff
Honor Kristin Keeler
Stevie D. Nichols
Jessica Taylor Packineau
Alicia A. Sanasac
Sheldon C. Spotted Elk
Carolyn R. West
Sunshine Whitehair

Michael B. Browde Award for Excellence in Constitutional Law
Brian Close

Award for Excellence in Family Law
Recognizes excellence in family law.
Desiree Gurule

Thomson West Group Award for Domestic Relations Law
For demonstrated excellence and interest in domestic relations law
Jordyn Whisenant
Clinical Honors
Recognizes outstanding performance in the clinical program
Thomas Blog
Valerie Bowers
Julia Catron
David Ferrance
Kitren Fischer
Joseph Gonzales
Michael Gritzbaugh
Javier Martinez
Tania Shahani
Shannon Sherrell
Jeremy Theoret
Rachel Trafican
Amber Weeks
Kristi Williams

Clinical Legal Education Association Outstanding Student Award
Recognizes a third year student who excelled in clinical legal education
Ann Delpha

American Bankruptcy Institute Medal for Excellence in Bankruptcy Law
For excellence in bankruptcy study.
Aaron Baca

Hugh B. Muir Prize for Excellence in Tax Law
In honor of Professor Muir, this award recognizes an outstanding third-year student who has excelled in tax law.
Karl Kalm

Irwin Stern Moise Award in Legal and Judicial Ethics
Recognizes a third-year student deemed most deserving on the basis of demonstrated scholarship, interest, and activity in the fields of legal and judicial ethics
Samantha Barncastle

Judge Oliver Seth Award in Ethics
Thomas Blog

ABA/BNA Award for Excellence in Intellectual Property Law
Recognizes excellence in the study of intellectual property law
Steven Lucero

National Association of Women Lawyers’ Award
Presented to a third-year student for academic achievement, interest, and contribution to the advancement of women in society
Claire McDaniel
Freedman, Boyd, Hollander, Goldberg, Ives and Duncan Prize for Excellence in Criminal Law
Recognizes excellence in criminal law
Ann Delpha

Award for Excellence in International and Comparative Law
Honors students who have shown excellence in International and Comparative Law
Javier Martinez

Albert E. Utton Natural Resources Law Award
Recognizes a student who has excelled in the area of natural resources
Melissa Kennelly, Scott Stromberg

Hon. Pete Domenici Award for Excellence in Environmental Law
Recognizes excellence in environmental law
Kerri Hatley, Ryland Hutchins

Natural Resources Certificates
Awarded to graduating students who have met the requisite qualifications as stipulated in the UNM Course Catalog and School of Law Student Handbook.
Scott Stromberg
Kenneth Rooney
Aaron Martin
Keri Hatley
John Ryland Hutchins
Melissa Kennelly

Natural Resources Journal Certificates
Awarded to graduating students who have met the requisite qualifications as stipulated in the UNM Course Catalog and School of Law Student Handbook.
Melissa A. Kennelly, Editor-in-Chief
Scott F. Stromberg, Editor-in-Chief
Amber L. Weeks, Managing Editor
Brian M. Close, Citations Editor
Eraina M. Edwards, Citations Editor
Joseph C. Gonzales, Citations Editor
Jennifer M. Anderson, Manuscript Editor
James Burns, Manuscript Editor
Aaron Weede Martin, Manuscript Editor
Katie Gwartney Roehlk, Manuscript Editor
Kenneth D. Rooney, Manuscript Editor
Tania Shahani, Manuscript Editor
David D. Sommers, Manuscript Editor
Margaret Keiper Dailey Award
Given in recognition of awareness of social problems, concern for people in trouble, and professional dedication to equal justice for all
Paige Duhamel

LexisNexis Award for Highest Academic Achievement
First, second and third in class standing
Brian Close
Shannon Sherrell
Amber Weeks

ALI/ABA Award for Excellent Scholarship and Leadership
Awarded to the student who best represents a combination of scholarship and leadership
Erin McSherry

Jerrold L. Walden Memorial Award
Established as a memorial to Professor Walden, this award recognizes a student who has evidenced the qualities of heart that distinguished Professor Walden (Professor Walden was a committed champion of human and civil rights and particularly devoted to vindicating those rights for the least powerful.)
Richard Ortiz
Chad Yazzie

Dean's Awards
Honors students for outstanding contributions to the law school community
Rose Bryan
Sean Cunniff
Silvia Delgado
Rachel Edmiston
Anthony Edwards
Charles Kalm
Kameron Kramer
Hajra Malik
Tania Shahani
James Quinn
Othiamba Umi

Sheehan, Sheehan, and Stelzner Pursuit of Excellence Award
Recognizes a student who has shown the greatest improvement in their GPA
Desiree Gurule

Faculty Award
Recognizes outstanding contributions to the law school community
Anna Martinez
Raymond W. Schowers Prize  
*Writing Competition*  
Hajra Malik

Helen S. Carter Prize  
*Writing Competition*  
Gabriela Ibañez Guzmán

Henry Kent Anderson Award  
*Awarded to an enrolled member of an American Indian Tribe whose work and deeds have demonstrated a concern for victims of societies' inequities.*  
Honor Keeler

First Place, UNM School of Law 15th Annual Advocacy Tournament  
*Annual tournament held for students at the end of their first year of law school.*  
Frank Davis

Morris K. Udall and Stewart L. Udall Foundation Congressional Internship  
The foundation awards about 12 internships every summer on the basis of merit to Native Americans and Alaska Natives who are college juniors or seniors, recent graduates from tribal or four-year colleges, or graduate or law students who have demonstrated an interest in fields related to tribal public policy, such as tribal governance, tribal law, Native American education, Native American health, Native American justice, natural resource protection, cultural preservation and revitalization and Native American economic development.  
Heidi Macdonald

Rocky Mountain Mineral Law Foundation Scholarship  
The scholarship was established in 1980 in memory of Joe Rudd, a prominent Alaska natural resources attorney. Scholarship selections are based on the interest of candidates in natural resources law and their potential to make significant contributions to the field.  
Tony Burchell

Student Bar Association Community Service Award  
*Award presented to a third-year student has dedicated himself or herself to serving both the law school and greater community.*  
Javier Martinez

*GROUP HONORS AND AWARDS*  
Semi-Final Advancement, National Animal Law Moot Court Competition  
Animal Law Moot Court Team

Semi-Final Advancement, Giles Sutherland Rich Memorial Moot Court Competition  
Intellectual Property Moot Court Team

Semi-Final Advancement, National Mock Trial Competition  
National Mock Trial Team
INSTITUTE OF PUBLIC LAW

INTRODUCTION AND SUMMARY
The Institute of Public Law during 2009-10 continued to fulfill its mission of public service to the state while overcoming several formidable challenges.

The foremost challenge we faced this year was how to continue to provide as many as possible of our array of services despite reduced funding. Whether from reduced special appropriations, smaller contracts with our state agency clients or the inability of past clients to fund new projects at all, we encountered a significant decrease in overall revenues from prior year funding levels. Through careful planning and cost-cutting, we nevertheless were able to continue to provide most of the services we had previously offered. We were even able to expand our services in several areas that will be described below, partly through support from several new contracts.

A second challenge was our transition in information technology services. After relying for over a year on the IT services team from the School of Law, we prepared to transition back to in-house IT management effective July 1, 2010, recruiting a new full time IT manager.

A third set of challenges also provided us with outstanding opportunities: IPL’s merger with the School of Law’s Institute for Public Policy (IPP) and Utton Transboundary Resource Center. Both mergers were completed effective July 1, 2010, after months of preparation. The administrative systems previously used by these two entities differed considerably from IPL’s system and each other, requiring top-to-bottom revamping of procedures before the merger deadline. But these efforts have already proved worthwhile, as demonstrated by the extensive report from the Utton Center and of IPL’s work in public deliberation derived from IPP.

A sampling of the many projects conducted by IPL this year follows:

• The Corinne Wolfe Children’s Law Center’s educational programming included statewide seminars on permanency planning in foster care; a core curriculum training for judges and attorneys handling abuse and neglect cases in children’s court; and a joint training for state and tribal judges on the mental health needs of court-involved infants and toddlers;

• Our Transportation Safety Law Center arranged numerous trainings and conferences, highlighted by the Department of Transportation’s well-attended Traffic Safety Summit, entitled “Bridging the Gap”, and produced materials and quarterly publications;

• The Utton Transboundary Resources Center and its Stell Ombudsman Program, newly added to IPL on July 1, 2010, produced extensive educational programs and publications in water law and policy, represented New Mexico’s interests in national deliberations, and provided guidance to thousands of unrepresented litigants in water rights adjudications around the state;

• The Rozier E. Sanchez Judicial Education Center provided a full range of educational programs and resources for judges and court staff, including several intensive programs offered by the National Judicial College in person and over the Internet;

• The Institute of Public Law reported to the legislature its findings from six statewide public deliberation forums on water rights adjudication reform proposals. IPL also developed, moderated and reported to the Department of Aging and Long-Term Services
on nine statewide forums on how elders can attain economic security, and undertook a project with the Kettering Foundation to coordinate a series of forums in the western states on attaining economic security;

- The Government Law Center continued its revision of regulations and drafted successful legislation on petroleum storage tanks for the New Mexico Environment Department;
- IPL conducted a custom-designed training in public ethics for the Commissioners and management staff of the Public Regulation Commission and the Retired Employee Health Care Authority;
- The Center for Wildlife Law, in addition to entering its eighteenth year of publishing the nationally distributed Wildlife Law News Quarterly, brought hundreds of Wild Friends students to Santa Fe to observe the working of state government and to discuss with legislators successful House and Senate memorials developed by the students on protection of pollinator species;
- The Transportation Safety Center Licensing Program licensed hundreds of driver education, DWI and traffic safety school instructors, allowing some 25,000 New Mexicans to receive certified training enabling them to drive more safely.

In addition, IPL continued to work with the campus Public Interest Research Group (PIRG). IPL received an award from the student fees fund to support PIRG’s work in areas such as voter registration, textbook cost control, and homelessness alleviation, while recruiting PIRG students to work in support of IPL’s Wild Friends and public deliberation projects.

IPL was selected to be one of the projects highlighted as the School of Law’s noteworthy achievements in the “Sixty for Sixty” publication honoring the School’s six decades of service to New Mexico. And the Institute’s own forty-year history will be documented in depth through an article in the New Mexico Law Review’s Fortieth Anniversary Edition.

IPL’s staff continue to approach their projects with enthusiasm and optimism as we fulfill our mission of promoting excellence in government through research, analysis, teaching, training, writing and publishing to support the development of informed public policy and law.

**PERSONNEL ACTIONS**

IPL’s financial challenges this year severely curtailed our ability to hire or promote new staff, including replacing retiring colleagues. Personnel actions during the year included:

**Employee Classifications in spring 2010 (prior to the 7/01/10 merger with Utton Center):**

<table>
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<tr>
<th>Faculty</th>
<th>Exempt (monthly)</th>
<th>Non-exempt (bi-weekly)</th>
<th>On-Call</th>
<th>Student employee</th>
<th>Total - all employees</th>
<th>Vacant positions</th>
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<td>4</td>
<td>17</td>
<td>2</td>
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<td>6</td>
</tr>
</tbody>
</table>

**New Hires**

- 1 Admin. Assistant 3: Patricia Otero 9/12/09
- 1 Education Associate: Kristina Morgan 11/25/09 (on-call)
- 1 Education Specialist: Angela Pacheco 7/09/09
- 1 Professional Consultant, Technical: Amelia Rouse Murphy 4/07/10 (on-call)
- 1 Program Specialist: Carolyn Johnson 1/16/10 (rehire as on-call after retirement)
- 1 Senior Attorney: Jocelyn Torres 8/26/09 (on-call)
- 4 Student Employees: Abby Arnpriester (9/03/09); Alicia DeHerrera (8/04/09); Alex Eubanks (8/21/09); and Sona Sarracino (8/05/09)

Promotion
- Marian Chavez, from Events Planner to interim Operations Specialist 4/10/10
- Cynthia Hensley, from Admin. Assistant 3 to Coordinator, Ed. Support 7/03/09
- Megan McCarthy, from Admin. Assistant 2 to Admin. Assistant 3 7/04/2009

Reclassifications
- Lynn Provencio, from LAN Administrator to Website Administrator 6/01/10

Separations
- Accountant 1 Veronica Gonzalez, resigned 10/09/09
- Education Specialist Jennifer Costas, resigned 7/31/09
- Program Specialist Carolyn Johnson, retired 12/31/09
- Senior Attorney Richard Bustamante, resigned 7/31/09
- Senior Attorney Jocelyn Torres (on-call), assignment ended 2/26/10
- Student Employees: Alex Eubanks resigned (1/10/10); Sona Sarracino resigned 9/08/09; Abby Arnpriester assignment ended (5/22/10)

**REPORTS FROM IPL CENTERS**

**Corinne Wolfe Children’s Law Center**
The Children’s Law Center (CLC) provides training, education, and information services to judges, attorneys, and other professionals and volunteers who work with children and families in the abuse/neglect and juvenile justice legal systems.

Some of the highlights for the Children’s Law Center in 2009-10 were:
- Playing a lead role in the 2010 Children’s Law Institute, which drew 900 participants from around the state.
- Conducting a day-long training program for state and tribal judges and legal professionals on the mental health needs of court-involved infants and toddlers. A special grant permitted the CLC to bring national experts to New Mexico for this program.
- Conducting cross-training programs around the state on permanency for children in foster care. These day-long programs were convened in each of the thirteen judicial districts, and offered a combination of education and action planning around ways to improve the court process for these children. A collaboration among the Court Improvement Project, the Children, Youth and Families Department and the CLC, the programs brought together judges, attorneys, CYFD personnel, and CASA and CRB staff and volunteers handling abuse and neglect cases.
- Conducting the core curriculum training for judges and attorneys handling abuse and neglect cases in Children’s Court and installing the program in video on the CLC’s website. This “core training” is now offered annually, as well as being available on-line,
to ensure that all dependency court judges and practitioners receive this comprehensive introduction to child welfare law and practice.

- Developing resources for attorneys who represent children and parents in child welfare cases, including written materials and CDs on important children’s law cases and forms for parents’ counsel, and maintaining active listservs for both groups of attorneys.
- Updating the New Mexico Child Welfare Handbook, a legal manual on child abuse and neglect, the fourth edition of which will be published in 2010–11.
- Developing a curriculum for juvenile justice professionals on ethics, juvenile rights and adolescent development.
- Partnering with the Children’s Law Section of the State Bar in hosting and taping noontime programs on topics of interest to Children’s Court practitioners and court staff.

On a less upbeat note, the CLC has received a 40% decrease in its House Bill 2 funding over the past two years. The center also received contracts and grants for specific projects but it has been learning to readjust its delivery of services, and is devoting more and more of its time to raising the funds to deliver services, rather than their actual delivery.

**Staff professional activities:**

IPL staff contribute their time and skill to their University and local communities. A few examples of outside professional activities include:

CLC director Judy Flynn-O’Brien has served as the Chair of the Children’s Court Rules Committee since 2006. Appointed by the Supreme Court, she has guided the committee through a number of major revisions to the rules since that time. Ms. Flynn-O’Brien also serves on the Supreme Court’s Court Improvement Project Commission, an interdisciplinary body tasked with making recommendations and engaging in initiatives to improve the court system in foster care cases.

Attorney Beth Gillia is a member of the Board and Chair-Elect of the Children’s Law Section of the State Bar of New Mexico. She will become Chair of the Section in January 2011. Beth also volunteers as a judge in teen court in Valencia County and serves on CNM’s Paralegal Studies Advisory Board. In August 2009, Beth joined the Chief Judge of the Lummi Nation Tribal Court in developing and delivering a presentation at the 32nd annual conference of the National Association of Counsel for Children in New York City. The title of their talk was, "Closing the Circle: Bringing Home the Promises of the Indian Child Welfare Act."

**TRANSPORTATION SAFETY CENTER EDUCATION UNIT**

The Institute continued a long-standing relationship with the New Mexico Department of Transportation’s Aviation Division and Traffic Safety Bureau in the production of law-related research and publications, including the New Mexico Motor Vehicle Handbook, the Motorcycle Laws Handbook, three quarterly newsletters, and numerous other printed brochures and materials. IPL also assisted in the development and facilitation of meetings and conferences for a variety of audiences. The following are this past year’s highlights of our work with the NMDOT:
Training classes and conferences were held for DWI school instructors, driver safety instructors, new driver education instructors, and returning driver education instructors. Classes were held throughout the year. A recertification course was designed and facilitated in June and featured speakers from NHTSA, state agencies and a segment by IPL staff featuring cell phone applications to deter distracted driving.

IPL facilitated regular gatherings for the NMDOT that brings together activists and agencies working together to combat DWI. The DWI Leadership meetings are held monthly in Santa Fe.

Institute staff hosted “Bridging the Gap,” an NMDOT Traffic Safety Summit on August 18-20, 2009 at the Isleta Resort in Albuquerque. An outstanding turnout of over 330 traffic safety professionals from New Mexico and other states attended presentations on a variety of topics, including a day devoted to Native American Transportation Safety Initiatives, occupant protection, pedestrian safety, emergency medical services, traffic records systems and elder mobility. Conference partners included the Bureau of Indian Affairs, Federal Highway Administration, New Mexico Department of Health, and the National Highway Traffic Safety Administration.

ROZIER E. SANCHEZ JUDICIAL EDUCATION CENTER OF NEW MEXICO

The Rozier E. Sanchez Judicial Education Center of New Mexico (JEC) accomplished the following activities during FY10:

- Conducted 29 educational programs comprising 257 sessions for 1577 attendees with an overall evaluation rating of 91% based on usefulness of the program for the attendee’s job. These programs included:
  - Annual conferences for judges and court staff.
  - Regional seminars for court supervisors.
  - Regional seminars on DWI for judges, court staff, attorneys, law enforcement officers and community coordinators.
  - In-depth orientation training for new municipal judges followed several months later by on-site mentoring.
  - Monthly video conferences for magistrate courts on key topics such as warrant procedures, probation violations, campaign ethics, rule changes and legal research.
  - A four-day course in New Mexico by the National Judicial College on Fundamentals of Evidence for magistrate judges with credit toward NJC’s Professional Certificate in Judicial Development emphasizing Special Court Trial Skills.

- Provided financial support for additional educational programs benefiting the New Mexico judiciary. These additional programs included:
  - Children’s Law Institute, January 2010.
  - National Judicial College webcast on contempt and sanctions specifically for Metropolitan Court, March 2010.
  - National Judicial College webcasts on self-represented litigants, ethics, security, and the right to confrontation, quarterly through FY10.
• Judicial Studies courses at Central New Mexico Community College attended by 30 court staff members over three semesters.
• Out-of-state educational programs not offered in-state, as well as several in-state non-JEC programs, attended by 63 judges and court staff throughout the fiscal year.
• Navajo Interpreter Certification program at the University of Arizona National Center for Interpretation Testing, Research and Policy attended by individuals who commit to provide Navajo language interpreter services in New Mexico courts.

• Continued to update and provide numerous judicial benchbooks on high-priority topics such as DWI, domestic violence, sexual assault, traffic citations and judicial ethics.
• Continued to update and add resources to JEC’s comprehensive web site, http://jec.unm.edu/.
• Received funding from the Traffic Safety Bureau of the NM Department of Transportation to provide DWI training for the judiciary and from the Administrative Office of the Courts to produce a water law seminar.

**GOVERNMENT LAW CENTER**
The Government Law Center (GLC) performed research and drafting work during the 2009-10 fiscal year:

**Environment Department:**
- As part of the Environment Department’s multi-year effort to completely update and revise all regulations governing petroleum storage tanks, the GLC continued its work with the Petroleum Storage Tank Bureau (PSTB) to draft, review and amend a full array of rules governing that field. We also assisted PSTB in preparing for and staffing multiple stakeholder meetings throughout the state, a precursor to rulemaking hearings before the Environmental Improvement Board and the New Mexico Environment Department in 2011.
- Successfully worked with the PSTB on a bill for the 2010 legislative session (HB 81, Heaton) that amends the Hazardous Waste Act and the Ground Water Protection Act, which passed both chambers unanimously.
- Prepared legal memoranda for and provided advice to PSTB and the Environment Department on various issues related to assessment of penalties and access agreements in its implementation of the rules.

**Department of Transportation:**
Staff from the GLC have also performed similar rulemaking work for the TSC-Licensing Program. This work, with the Traffic Safety Bureau of the Department of Transportation, with whom IPL has a long-standing contractual relationship, involved continuing a multi-year effort to update and amend the ignition interlock rule and the driving school rules for driver education, driving safety and DWI schools.

**Public Deliberation:**
IPL established its role as a convener and facilitator of public deliberation on policy issues this year. First, concluding its contract with the Administrative Office of the Courts, IPL conducted
public forums around the state and delivered its report in August 2009 to two legislative interim committees on proposed reforms to the water adjudication process. IPL then undertook a statewide series of deliberative forums for the Department of Aging and Long-Term Services on approaches to attaining economic security for elders. Both reports may be found on the IPL home page at http://ipl.unm.edu. IPL also conducted a moderator/recorder training for some twenty people interested in learning the techniques of conducting national issues forums. Finally, we began a project with the Kettering Foundation to coordinate forums within ten western states, including our own, to conduct public deliberations on economic security. The reports of that effort will culminate in a Kettering-sponsored event in Washington D.C. next May, designed to translate the findings from these public deliberations into language that can be adapted by policy-makers.

IPL also continued to provide training on public ethics to agencies of government, offering training during this fiscal year to the Retired Employee Health Care Authority and to the Public Regulation Commission.

CENTER FOR WILDLIFE LAW
The Center for Wildlife Law, founded in 1990 by Ruth Musgrave (UNM SOL ’79), is celebrating twenty years of training, analysis, reporting, education and leadership in the growing field of wildlife law and policy. This year CWL published the Wildlife Law News Quarterly for the seventeenth straight year. In addition, the online “Wildlife Law News Weekly Alerts” were published for a readership of state and federal fish and wildlife agencies, non-governmental organizations, attorneys and law schools. Both publications provide the latest updates on case law, major policy developments, attorney general opinions, and regulations that affect wildlife, habitat, and climate change impacts and adaptation. The Center was deeply engaged in efforts to obtain funding for wildlife and climate change projects, as well as the Wild Friends Program.

Wild Friends has been a program of the Center for Wildlife Law since 1991. This statewide voluntary, pipeline education program integrates civics and wildlife science with language arts, and implements state education standards to help students in grades 4-12 understand the democratic process, develop good citizenship skills, and contribute to wildlife conservation by involving them in public policy projects of their own choosing.

Wild Friends students chose the topic of pollinator protection for their 2010 legislation. Rep. Mimi Stewart and Senator Dede Feldman sponsored identical memorials in the House and Senate. Lawmakers passed both memorials unanimously. Approximately 500 students from around the state participated in field trips to the Capitol to meet legislators, and other students contacted legislators by fax and phone. Several students also testified in House and Senate committee hearings.

The Wild Friends Program received funding for a two-year period from the Western Conservation Foundation and the New Mexico Community Foundation to work with students in Southern New Mexico. Students involved in the project chose to study the impact of climate change on native wildlife.
In August 2010, *Safe Passages*, a book about highways, wildlife and habitat connectivity was published by Island Press. Contributions included a chapter outlining work being done in New Mexico to reduce wildlife-vehicle collisions, and featured the Wild Friends students’ legislative work on this issue.

**Traffic Safety Law Licensing Program**

During the past year, the Licensing and Monitoring Unit of the Transportation Safety Law Center continued its regulatory work on behalf of the New Mexico Department of Transportation, Traffic Safety Bureau (TSB). The Unit:

- Staggered the licensing year into two separate cycles, in response to legislative changes enacted the prior year. The driver education program was licensed on a July 1 through June 30th cycle, while the DWI and Driver Improvement programs were staggered to a November 1 through October 30th license year. This allowed Unit staff to support each other, negating the need for temporary staff support in a decreased funding year.
- Reviewed and processed **211 driver education** applications for licensure and certification before the July 1st deadline, including original and renewal applications. As a result, a minimum of 9,076 New Mexico residents participated in state-approved for-profit driver education training, statewide.
- Reviewed and processed **148 DWI and Driver Safety** applications for licensure and certification before the new November 1st deadline, including original and renewal applications. As a result, a minimum of 16,106 New Mexico residents participated in state-approved traffic school training, statewide.
- Reviewed and processed **530 requests from parents for their students’ participation in correspondence driver education programs**.
- Conducted quality assurance monitor visits to evaluate traffic safety school programs and instructors, and to review TSB records for federal compliance. The monitor wrote **183 site visit reports**, which were submitted to the appropriate staff for follow-up work with providers.
- Postponed submittal of proposed rules for the Ignition Interlock program for Transportation Commission approval, due to pending legislative changes. It is anticipated that additional public hearings will be held next fiscal year to finalize the Ignition Interlock rule process; pending rule changes to the Driver Improvement program may be submitted for Transportation Commission approval at that time.
- Processed four additional surety reimbursement claims to formally close the file on a Farmington area driver education school that had closed the prior year. Reimbursements helped area students complete driver education training through a different school.
- Successfully represented the NM DOT Traffic Safety Bureau in administrative proceedings against a traffic school, resulting in a favorable settlement. The school was thereby brought into compliance with the State’s standards for licensure and certification.
**UTTON TRANSBOUNDARY RESOURCES CENTER**
(Note: although the Utton Transboundary Resources Center did not merge with IPL until July 1, 2010, its annual report, which has previously been filed separately, is now included with the Institute’s report)

The Utton Transboundary Resources Center, at the University of New Mexico School of Law, supports collaborative natural resource management using multidisciplinary expertise and inclusive, diverse stakeholder involvement. The Utton Center conducts research and engages in projects related to its mission of promoting equitable and sustainable management of transboundary resources. Transboundary resources are shared resources which cross political jurisdictions, and international, state or tribal boundaries. Transboundary projects take place at all levels – local, state, tribal, national and international. The Utton Center was established to honor and carry on the work of the late Professor Albert E. Utton, a visionary man of diplomacy and scholarship. The Utton Center concerns itself with all natural resources; however, due to the legacy of Al Utton, the expertise of its staff, and the pressing nature of water issues in the Southwest, the Utton Center is currently focused on water issues.

**Significant Projects and Activities During 2009-10**

**New Mexico Water Law & Policy**

*Environmental Flows in New Mexico*

The Utton Center held a workshop in March 2010, bringing together about 120 stakeholders, lawyers, scientists, and decision-makers in order to create a better understanding of how environmental flows are successfully implemented across the West and in New Mexico. The workshop addressed ecological conditions on New Mexico’s rivers as impacted by hydrologic (flow) alteration. Work is underway on the proceedings of the workshop, which will be published in 2010. The proceedings will include policy recommendations to be used to support legislation or administrative action in protecting New Mexico’s rivers.

**Land and Water Connection**

The Utton Center, with a broad group of experts, has been researching policy regarding the nexus between land use and the availability of water. The group is developing proposals to strengthen state and local legislative policy. The interim director spoke on different aspects of this subject at three separate events:

- *The Land and Water Supply Connection: Does Water Limit Growth?,* Water Resources Research Institute’s Annual Water Conference, October 15, 2009;
- *Planning for Climate Change and a Diminished Water Supply,* NM American Planning Association Conference, November 5, 2009; and

**Joe M Stell Water Ombudsman Program**

The Joe M Stell Water Ombudsman Program is a statewide program that provides information and procedural guidance about the adjudication of water rights to individual owners/claimants and professionals serving these claimants from across the State of New Mexico. It is named in honor of long-time State Representative Joe M Stell. Darcy S. Bushnell is the Director of the Program.
2010 Services: The Program provided services to 7 adjudications in state and federal courts for the Lower Rio Grande, the San Juan, the Nambe/Pojoaque/Tesuque (Aamodt), the Gallinas, the Red River, the Rio Chama, and the Rio Taos river systems. The outreach included Spanish and English telephone support through toll-free numbers and outreach telephone calls; distribution of the adjudication DVD; conduct of and participation in community and professional meetings; participation in a water fair for grade school students; distribution of printed materials and presentations to university classes.

Significant Events: During this reporting year, the Program
- Made almost 4,500 contacts while educating the public.
- Conducted or participated in 14 community meetings explaining the Aamodt case and water right settlements.
- Participated in the San Juan Water Fair, educating about 320 fifth graders about water rights.
- Developed and implemented a web based Access database which allows staff to view and to record the current status of a water right while assisting water right claimants and allows more accurate reporting of Program activity.
- Conducted water mediator training and made presentations in law and water resource program classes.
- Supported PhD. Candidates research.
- Obtained two contracts to support Ombudsman outreach.

Education

*Water Matters!*

The Utton Center compiles informative articles on a variety of New Mexico water law topics as a primer and quick reference for State legislators. The articles and maps are concise, yet illustrate the varying perspectives on New Mexico’s water challenges, ranging from urban supply and demand to the issues facing rural New Mexico. The Utton Center expects to continue to update and supplement with new material this informative primer on current water issues each year. Edited by Interim Director Susan Kelly, this workbook was first prepared for the New Mexico State Legislature in 2007. The first edition highlighted the many contributions to New Mexico water issues of Joe M Stell, who had retired after 20 years in the New Mexico House of Representatives. New articles were added in FY 2010 covering Land Use and Water Supply, and Rural Water Systems. Most of the other articles were updated. The January 2010 edition was distributed to all State legislators and other officials, approximately 300 in total. The 2010 publication is available for review at [http://uttoncenter.unm.edu/Water_Matters.html](http://uttoncenter.unm.edu/Water_Matters.html).

*Book Chapter on Water Rates*

Interim Director Susan Kelly collaborated with J. Thomas McGuckin and Kyle Harwood to write a chapter titled *The Pricing and Conservation of Water in Urban Areas* which will be included in a book, New Mexico Water Policy and Management Issues: Science, Modeling, Institutions and the Future to be published by RFF Press and edited by UNM Professor David Brookshire and others. The focus of the chapter is on the effect of water rates as an incentive to water conservation in New Mexico cities.
Expertise and Outreach

The Utton Center assists in a broad array of projects concerning water and natural resources policy. The Utton Center conducts research and writing and makes presentations on water and natural resource issues, serving as a resource for elected officials, water managers, scientists, the media, faculty, students and many other people. These activities are representative of the broad services provided by the Utton Center which help promote understanding of legal and long-term sustainability issues.

Coordination with University Programs

Throughout the reporting year, Utton Center staff attorneys coordinate programs and teach classes upon request for the UNM Water Resources Program and the Natural Resource Program at the School of Law. We attend meetings and engage in planning for both programs. We mentor students, guide their research, and employ student researchers. We provide material for the School of Law web page and publications.

Biography of Albert E. Utton

The Utton Center is continuing to assist with the development of a monograph on the life, career and contributions of Professor Albert E. Utton. This work is being researched and written by Michele Minnis, retired professor in the UNM Water Resources Program and former colleague of Professor Utton.

Website

The Utton Center maintains a website at http://uttoncenter.unm.edu which contains documentation of current initiatives and projects, past projects, conference proceedings, and resource links.

National Projects

Western Water Policy

On request from the New Mexico judiciary, the Utton Center is working on organizing a wide-ranging discussion of western water policy, using the 2007 Appropriative Rights Model Water Code as the starting point for the discussion. The Utton Center convened a small group of water experts in May 2009 to discuss the objectives of the project and the best way to initiate and sustain the discussion and in FY 2010 continued to develop and test ideas with key stakeholders, the judiciary and water management agencies. Potential approaches include a policy research initiative, a seminar series and stakeholder meetings. The Center also played a role in the Institute of Public Law’s Adjudication Reform Project, assisting in stakeholder outreach, review of the alternatives, and filming a video regarding water law.

Winters Centennial Conference

The Utton Center and the American Indian Law Center co-sponsored a conference in June 2008 marking the 100th anniversary of the landmark Indian water rights case Winters v. United States. During this reporting year, the proceedings of the conference, with additional scholarly articles submitted in response to a call for papers, neared completion and is expected to be published by the UNM Press in late 2010. In FY10 the Utton Center worked with UNM Press and editors, Barbara Cosens, University of Idaho and Judith Royster, University of Tulsa, to finalize copyright agreements from the conference. Interim Director Susan Kelly also presented findings
from the conference at the Indian Water Working Group meeting on August 13, 2009.

Model Interstate Water Compact
The Model Interstate Water Compact book, was provided to all the members of the project’s advisory board on October 1, 2009. Interim Director Susan Kelly made a presentation to the Energy Producers Research Institute on the project on February 24, 2010.

International Projects

Border Governors Water Work Table
The Utton Center represents Governor Richardson as part of a 10-state water work table of the Border Governors which deals with water issues of mutual interest to the U.S. and Mexico. Interim Director Susan Kelly participated in developing joint declarations for the September 2009 Border Governors Conference held in Monterrey, Mexico. She participated in the conference, but due to funding limitations attended the March Water Table meeting by conference call instead of travelling to California. The Interim Director works with the Director of the Interstate Stream Commission on this committee.

New Mexico/Chihuahua Commission
The Utton Center represents the State of New Mexico on the Water Work Table in developing educational programs between New Mexico and Chihuahua on water resources. One goal of the Water Work Table is to facilitate dialogue between New Mexican and Chihuahuan agricultural groups and to highlight new technologies in the hopes of improving techniques for conserving water. In partnership with the State of Chihuahua, Interim Director Kelly made a presentation on water issues to the two Governors and the full New Mexico/Chihuahua Commission at their August 2009 meeting in Ruidoso, NM. Due to funding limitations and continuing difficulties with travel due to the border violence, the activities of the Table have been limited.

Universities Partnership for Transboundary Waters
The Utton Center continues to be a member of this international consortium of universities, providing training to stakeholders regarding transboundary management issues. Interim Director Susan Kelly coordinated with partners regarding the newsletters and potential projects during the reporting year.

International Study Tours
Susan Kelly presented on the topic of water law and ecosystem restoration to a group from Jordan, Egypt and several other countries in April 2010.

Middle Rio Grande Basin projects

Middle Rio Grande Endangered Species Act Collaborative Program
In conjunction with the Director of UNM’s Water Resources Program, Interim Director Susan Kelly represented the University of New Mexico on the Executive Committee and the Coordinating Committee of this Program. The Program is made up of representatives of federal, state, tribal and other interest groups. It is intended to address water supply, science, and habitat restoration in the Middle Rio Grande so that progress can be made in the recovery of endangered species while not impairing water rights and use. The Utton Center’s role is to involve UNM faculty in the Program and provide a neutral position in the decision-making process.
Upstream-Downstream Project
This project was sponsored by the N.M. Water Dialogue with a grant from the McCune Foundation and in cooperation with the Interstate Stream Commission and the Utton Center. The Utton Center, through Susan Kelly, was active in trying to help the parties work towards consistency in the three regional plans within the Rio Grande Compact accounting region: Jemez y Sangre, Middle Rio Grande, and Socorro/Sierra. This project involved numerous water management agencies, sustainability advocates, and planners and was intended to address projected water deficits in the Middle Rio Grande Basin. Although the majority of the work was concluded prior to the reporting year - the diverse stakeholders and elected officials were unable to agree on a consistent basin water supply and demand budget- the Utton Center has continued to explore basin planning through meetings with the Interstate Stream Commission, Water Dialogue members, and basin water officials.

Utton Center Advisory Board
The Utton Center has a distinguished advisory board, consisting of about 40 premier natural resource scholars from academic institutions in the United States, New Mexico attorneys, experts in water law and policy, and international scholars. The list is available at http://uttoncenter.unm.edu/pdfs/UC_Advisory_2010.pdf. The Board reflects the broad impact of Professor Utton’s career at the UNM School of Law, as faculty, research scholar, diplomat, and chairman of the State’s Interstate Stream Commission for 20 years.

A meeting of the Advisory Board was convened in November 2009 with approximately one-half of the Board members in attendance. The Center’s staff reviewed on-going projects and programs, and sought input into the future direction of the Center. We spent a significant amount of time in the Spring of 2010 pursuing recommendations from that meeting.
In June 2010, we organized three working committees to provide advice to us in a more direct fashion:
- Utton Center Executive Committee
- Utton Center International Committee
- Joe Stell Ombudsman Program Advisory Board

In FY 2010, we began communications with these groups to obtain their advice on programs and projects. We provided reports to the full advisory board. One of the Board’s strong recommendations has been that the Utton Center should have a faculty member as part of its leadership structure. To that end, the Interim Director has worked with the Dean and the Natural Resources faculty. There has not been a resolution of this issue, but through work with the Natural Resources Committee at the law school, it is hoped that a better organizational link between the Center and the law school will be developed.

Pursuit of external funding
The Utton Center/Joe Stell Ombudsman Program pursued a number of funding opportunities in FY 2010:
- U.S. Bureau of Reclamation Ecosystem Restoration (successful)
- Santa Fe County – Ombudsman Program Aamodt public meetings (successful)
- McCune – received small grant for Environmental Flows workshop
• Thaw – received grant
• San Juan County – grant to Ombudsman Program for Children’s Water Festival
• Wick Kenney Foundation – as a result of our application, we obtained a donation to law school foundation account to support Professor Fort’s research
• National Science Foundation- as part of an interdisciplinary UNM team we made a proposal on the Water, Climate and Sustainability project. We were not successful, but scored highly and have been encouraged to re-submit.
• Hewlett - letter of inquiry; response: “not within current funding priorities”
• Healy - proposal; response: “funding not available at this time”
• Turner-letter of inquiry; response: “we are only funding existing projects/programs”

Significant plans for 2010-11

In the upcoming reporting year, the Utton Center intends to use its expertise in support of state and civic activities in New Mexico, studying and developing policy recommendations for adapting the management of the State’s resources to current and expected patterns of climate change, and escalating energy-water demands. This work could also profitably include collaboration with Mexico on water resources management, particularly with regard to aspects of climate change, desalination and water quality.

A major initiative will involve creating the Utton Center/Stell Ombudsman Program permanently in state statute.

The Utton Center will continue to cooperate with the New Mexico Interstate Stream Commission, the New Mexico Water Dialogue, and other Basin participants in efforts to coordinate water-planning activities in the Middle Rio Grande Basin. This will most likely be a long-term effort.

Most of the projects and activities described above for this reporting year will continue throughout the 2010-2011 reporting year.

• Water Matters! Edition for the New Mexico Legislature – This informative primer on New Mexico water issues will be updated and distributed to the New Mexico legislature. Due to the increasing size, it will have a new look and many of the articles will be updated on-line.
• Joe M Stell Ombudsman Program – The Joe M Stell Ombudsman Program of the Utton Center continues to expand its services, as funding allows, meeting its constituents’ needs. Most of the projects and activities described above for this reporting year will continue throughout the 2010-11 reporting year. The Program has added the Animus Valley adjudication in the boot heel of the State to its roster. Several events are slated for the upcoming reporting year which will require significant Ombudsman Program involvement. Service of subfiles for the Lower Rio Grande will progress on a regional basis. This change will allow the Program staff to conduct meetings in communities before the state begins work in a particular area. The Navajo Settlement outreach and the domestic well phases are opening in the San Juan adjudication which will require focused outreach. The courts of the Aamodt, San Juan and Rio Gallina section of the Rio Chama adjudications anticipate conducting inter se proceedings. The Project is collaborating
with the Centennial Science and Engineering Library on the University of New Mexico main campus to develop a “water portal” which will make mapping, historical documents, and academic professional research available on the web, thus increasing the information available to claimants for researching their water right claims.

The Program is also engaged in projects to assist populations that will one day be involved in adjudications. To this end, it is developing a water rights handbook for mutual domestic community water associations and will teach at their annual state wide conference. It participated in the San Juan Water Fair for 5th graders in FY 10 and will be seeking other such opportunities throughout the state. In addition, the Program is examining opportunities to participate in educational events such as continuing education classes, mediation programs at courts and professional groups.

To support its continued services in multiple adjudications, the Ombudsman Program will continue to work with its constituents, funding entities such as the NSR, Mellon Foundation and McCune as well as the State Legislature to identify funding needs and resources.

- **Water Planning projects** – The Utton Center will continue to support and participate in State and Regional water planning, including developing proposals for federal assistance to New Mexico including Utton Center and Ombudsman Program activities.

- **Rio Grande projects** – The Center will continue to organize UNM’s participation in the Middle Rio Grande Endangered Species Collaborative Program, serve on the Water Protection Advisory Board, and work with the ISC in developing initiatives to meet long range supply and demand for the Middle Rio Grande Basin.

- **Environmental Flows** – Proceedings and recommendations will be developed from our Spring 2010 workshop. The Center will support policy and statutory recommendations as appropriate.

- **Land and Water Connection** – The policy analysis among experts regarding the nexus between land use and availability of water will be completed. The product will be a report and recommended actions.

- **Federal projects** – The Center will organize a west-wide conference and prepare an analysis of federal/state/tribal collaborative processes to address endangered species issues. This project will be funded by the U.S. Bureau of Reclamation.

- **International** – Continue to work with the work tables of the Border Governors Conference and the New Mexico – Chihuahua Commission. We also plan to create a new International/Development position (a part-time, term position) to seek funding opportunities for international and other work, and collaborate on new projects with academic institutions, International Committee advisory board members, and the Universities Partnership.

- **Tribal** – The Center will work with Udall Foundation and Sandia National Labs to develop strategies for supporting tribal water rights settlements.

- **School of Law** – The Utton Center will continue to participate fully in the Natural Resources Committee at the UNM School of Law, reviewing curriculum, making recommendations and working with students. We hope to develop regular arrangement for supporting a periodic Natural Resources Journal symposium.
• **Expertise and Outreach** – Continue to provide research and guidance on water issues to elected officials, water managers and scientists, the media, water resource program and law faculty and students, non-profit organizations, academic institutions and the public.

• **Appropriative Rights Model Water Code** – Continue policy research initiative based on a 2007 model water code and locate an appropriate funding source for this project.

**Appointments to separations of faculty/staff**
The Utton Center has become a part of the School of Law’s Institute for Public Law.

Susan Kelly, who has been Interim Director of the Utton Center since July 1, 2009, will serve as Director commencing July 1, 2010.

Pamela Phelan, the Administrator, terminated at the end of June 2010.

**Publications of the Utton center**
- *New Mexico Environmental Flows* booklet, handout for March 15, 2010 workshop.
- *Water Matters!*, Background on Selected Water Issues for Members of the 49th New Mexico Legislature 2nd Session - 2010.
- Updated brochures – Utton Center and Ombudsman Program
- Aamodt Handbook.

*Water Matters!* will continue to be updated. Additional papers and maps are being developed for the 2011 legislative session.

**Outside professional activities of faculty/staff**
Susan Kelly, Director, is an attorney and active in several professional organizations, including a member of the New Mexico State Bar, American Planning Association, American Institute of Certified Planners, American Water Resources Association, and Urban Land Institute.

Darcy S. Bushnell, Program Director, Joe M Stell Water Ombudsman Program, is an attorney and a member of the New Mexico State Bar Association.

**DEVELOPMENT & ALUMNI AFFAIRS**

**HIGHLIGHTS**
The Alumni’s “16th Annual Distinguished Achievement Awards Dinner” was a great success. The dinner honored three recipients, including the Honorable Tom Udall, Paula Tackett and Prof. William MacPherson. Over 250 people attended the dinner. The event net approximately $20,000.00.

The Alumni Association’s 5th annual Summer Golf Classic was held at the Isleta Eagle Golf Course in August in conjunction with the 2010 Law School Reunion. Approximately 200 players participated helping to raise over $10,000.00. After an overhaul and addition of many strategic enhancements, this year’s SoL Annual Golf Tournament saw the largest number of participants in its history (nearly double), and the largest amount ever raised by this tournament.
Funds raised from these two events will be used specifically for critical needs in student support, one of the Dean’s priorities, and serve to fund two Alumni Association Board scholarships. The Alumni Association Board set and achieved a goal of adding a second scholarship in this year. These two scholarships are the School of Law’s only full-tuition scholarships for promising law students.

The 60 for 60 Project was launched, the development of which, including the formation of the Advisory Committee and Chairs, the 60 for 60 Book and Celebration and related fundraising, will be reported on in the 2010-11 report.

**MAJOR GIFT FUNDRAISING**

During FY 2009-10, the School of Law raised more than twice its goal of $1,250,000.00 for the year with significant giving to the Dean’s Fund, scholarship and faculty and academic support. This is due to the leadership, changes and improvements made within the year in the Development area, and related goals and processes at SOL by the Sr. Development Director, UNM Foundation and with the support of the Dean.

In addition, the fundraising campaign for the Pamela B. Minzner Chair was completed and the Chair is slated to be filled in the Fall of 2011.

Other major gift fundraising accomplishments include the establishment of the new Frederick M. Hart Chair in Consumer & Clinical Law with approximately $1,325,000.00 of the $1.5M needed raised in cash in the year.

A $100,000.00 outright gift to establish the new U.S. Senator Dennis Chavez Lecture & Symposium series at the School of Law.

A cross-unit estate gift totaling nearly $1,400,000.00 with unrestricted portions going to the School of Law, the College of Fine Arts, the School of Engineering and the School of Architecture and Planning, as arranged with the donor by the Sr. Director of Development for the School of Law.

In conjunction with the golf tournament the School of Law Class Reunions were held in August, and included a number of graduation years - 1950, 1955, 1960, 1965, 1970, 1975, 1980, 1985, 1990, 2000 and 2005. All classes were solicited for reunion and class gifts for the first time. The class of 1995 raised over $6,500 for multiple designations. Each of the class reunions were held at different venues simultaneously over two days. We had an exceptional communications, solicitations and relations approach, and, like the golf turn out, an exceptional - larger than ever before - turn out at each class reunion.

Additionally, a private well-attended Justice Gene Franchini Memorial plaque dedication was held in March at the Law School, where Justice Franchini passed away this past year. Speakers included Regent and Speaker Raymond Sanchez, and Franchini peers and family members.
STAFFING RECOMMENDATIONS
Currently an additional fundraiser, an Alumni Relations and/or Marketing coordinator and an Events Manager are much needed additions. In addition to major and annual gifts solicitations, stewardship and recognition, the Sr. Director of Development and the Development Coordinator often carry-out all of these additional undertakings and responsibilities on a day-to-day basis.

JUDICIAL SELECTION

During the 2009-10 fiscal year, nine (9) judicial vacancies were filled through the judicial selection process. The Judicial Selection Office at the UNM School of Law convened nine (9) Judicial Nominating Commissions to recommend nominees to the Governor to fill the vacancies. The chart below shows the dates of the Commission meetings, and the persons appointed by the Governor:

<table>
<thead>
<tr>
<th>Date</th>
<th>Court</th>
<th>Commissioners</th>
<th>Vacancies</th>
<th>Applicants</th>
<th>Nominees</th>
<th>Appointed</th>
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<td>8/27/09</td>
<td>2nd District</td>
<td>16</td>
<td>1</td>
<td>17</td>
<td>7</td>
<td>Jacqueline D. Flores</td>
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<tr>
<td>11/5/09</td>
<td>1st District</td>
<td>16</td>
<td>1</td>
<td>17</td>
<td>6</td>
<td>Sarah M. Singleton</td>
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<tr>
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<td>15</td>
<td>1</td>
<td>4</td>
<td>3</td>
<td>David I. Rupp</td>
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<tr>
<td>2/19/10</td>
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<td>18</td>
<td>1</td>
<td>10</td>
<td>4</td>
<td>David K. Thomson</td>
</tr>
<tr>
<td>3/25/10</td>
<td>1st District</td>
<td>18</td>
<td>1</td>
<td>5</td>
<td>2</td>
<td>Mary Marlowe-Sommer</td>
</tr>
<tr>
<td>3/26/10</td>
<td>2nd District</td>
<td>18</td>
<td>1</td>
<td>6*</td>
<td>3</td>
<td>P. Shannon Bacon</td>
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<tr>
<td>5/25/10</td>
<td>Metro</td>
<td>16</td>
<td>1</td>
<td>10</td>
<td>5</td>
<td>Christina P. Argyres</td>
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<td>14</td>
<td>1</td>
<td>14</td>
<td>2</td>
<td>Yvette K. Gonzales</td>
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<tr>
<td>6/25/10</td>
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<td>15</td>
<td>1</td>
<td>2</td>
<td>2</td>
<td>James E. Templeman</td>
</tr>
</tbody>
</table>

*Two applicants withdrew before being interviewed by the Commission.

The Dean of the School of Law, as Chair of the Judicial Nominating Commissions, performed the following duties in carrying out the constitutional responsibilities charged to the Chair:

- Advertised vacancies, Commission meetings, applicant lists and nominee lists;
- Solicited and reviewed applications;
- Duplicated and distributed applications to Commissioners;
- Communicated with Disciplinary Counsel regarding disciplinary history of applicants;
- Convened and Chaired the Commission meetings;
- Carried out the various Commissions' decisions by adopting new rules, and forwarding the names of recommended nominees to the Governor; and
- Provided general oversight as staff received and responded to twenty-eight (28) records and information requests related to past and current Judicial Nominating Commissions.
FACULTY HONORS AND AWARDS

As detailed below, during the 2009-10 fiscal year, members of the faculty of the School of Law were widely recognized for their scholarship, service and expertise.

INDIVIDUAL HONORS AND AWARDS

Professor Reed Benson received the UNM School of Law Friedman Award.

Associate Dean Barbara Bergman received the 2010 Lifetime Achievement Award for Excellence in Advocacy from Stetson University College of Law. Stetson’s Lifetime Achievement Award recognizes excellence in all facets of advocacy, from teaching others to representing clients.

Associate Professor Barbara Creel received notification of the successful outcome for a habeas corpus petition for a case in which she had been actively involved for eight years; testified, by invitation of the US House of Representatives’ Subcommittee of Crime, Terrorism and Homeland Security, before Congress on the Tribal Law & Order Act of 2009.

Professor Jim Ellis presented, along with State Representative Gail Chasey (’08), at the Fourth World Congress Against the Death Penalty in Geneva, Switzerland.

Assistant Dean John Feldman was elected to the board of the New Mexico Mediation Association.

Professor Denise Fort delivered a keynote address at the Ecological Society of America’s Millennium Conference in Athens, GA; was invited to participate in “Water in the Colorado River Basin,” a day-long summit that addressed the growing water crisis in the West, at the Redford Center in Utah and co-sponsored by the Redford Center and Duke University’s School of the Environment.

Professor Chris Fritz delivered the 21st Annual State Constitutional Law Lecture at the State University of New Jersey (Rutgers, Camden) School of Law.

Professor Eileen Gauna presented at the “Climate Change in New Mexico: Seizing the Opportunities” symposium, organized by the New Mexico League of Women Voters and the Sierra Club; was elected to the American Law Institute, the leading independent US organization producing scholarly work to clarify, modernize and otherwise improve the law; presented a report to the National Environmental Justice Advisory Council; was a panel member at the “Reinventing the Wheel: Why Broken Cities Stay Broken and New Ways Civil Rights Attorneys Can Fix Them,” symposium at the University of Michigan Law School; participated in a panel discussion at the annual conference of the American Bar Association’s Section on Environmental Energy and Resources.

Associate Professor Erik Gerding presented at the Albuquerque Bar Association’s September meeting; was a UNM School of Law Regents’ Lecturer.
Professor Laura Gómez appeared numerous times in the local and national media with commentary of President Obama’s nomination of federal appellate Judge Sonio Sotomayor to the US Supreme Court; received the 2009 Leadership Award in Arts & Letters from De Colores, Inc., for her book Manifest Destinies: The Making of the Mexican American Race; spoke as a Distinguished Speaker at the invitation of St. Thomas School of Law’s for its 2009-10 Distinguished Speaker Series.

Interim Director Susan Kelly was appointed Interim Director of the Utton Transboundary Resources Center; spoke at the annual meeting of the Water Resources Research Institute.

Professor April Land held a UNM School of Law Dickason Professorship.

Professor Nathalie Martin was invited to by the National Association of Attorneys General to speak at its winter meeting; helped prepare amendments to the Continuing Care Act which were signed into law by Governor Bill Richardson after the 2010 Legislative Session; held a UNM School of Law Keleher & McLeod Professorship.

Associate Professor José Martinez received the 2010 Fighting for Justice Award from the Mexican American Law Student Association.

Professor Alfred Mathewson was named 2009 Business Lawyer of the Year by the Business Law Section of the New Mexico State Bar; received the Keep the Dream Alive Award by the MLK Multicultural Board; was presented with the inaugural Presidential Luminaria Award, a new university honor recognizing diversity efforts of faculty, staff and students across the campus of the University of New Mexico.

Professor Margaret Montoya appeared numerous times in the local and national media with commentary of President Obama’s nomination of federal appellate Judge Sonio Sotomayor to the US Supreme Court; was honored by the naming of Atrisco Heritage Academy High School’s law center for her: The Professor Margaret Montoya Law Center; was the lead scholar of a comprehensive American Bar Association initiative, “Diversity in the Legal Profession: Next Steps.”

Associate Dean Mike Norwood was appointed Associate Dean of Clinical Affairs; shared his expertise and experience on working with the UNM School of Medicine as part of the Medical Legal Alliance for Children at the national conference, “Interdisciplinary Collaborative Education: Partnerships Between Law Schools and the Health Professions, held at Georgia State University.

Associate Dean Carol Parker received the 2010 AALL LexisNexis Call for Papers Open Division Award for her article, “The Need for More Uniform and Consistently Rigorous Standards for Assessing Law Librarian Performance in Tenure and Continuous Appointment Policies,” to be published in the Law Library Journal, vol 103, no. 1 (Winter 2011); held a UNM School of Law Keleher & McLeod Professorship.
Professor Elizabeth Rapaport held a UNM School of Law Dickason Professorship.

Professor Emeritus Leo Romero held a UNM School of Law Dickason Professorship during the Fall 2009 semester.

Professor Antoinette Sedillo Lopez shared her expertise and experience on working with the UNM School of Medicine as part of the Medical Legal Alliance for Children at the national conference, “Interdisciplinary Collaborative Education: Partnerships Between Law Schools and the Health Professions, held at Georgia State University; was a featured author at the New Mexico Women’s Book Festival.

Professor Carol Suzuki was elected chair of the Association of American Law School’s Section on Clinical Legal Education for 2009.

Professor Gloria Valencia-Weber was nominated by President Barak Obama to the Board of Directors of the Legal Services Corporation (the confirmation process did not complete during the 2009-10 fiscal year); discussed work on her project arising from the 1978 US Supreme Court decision in Santa Clara Pueblo v. Martinez in conjunction with the Anthropology Colloquia Series for the Alfonso Ortiz Center for Intercultural Studies.

Professor Christine Zuni Cruz presented, along with Honor Keeler (’10), at the “Repatriation at 20: A Gathering on Native Self-Determination and Human Rights” symposium at the Sandra Day O’Connor College of Law at Arizona State University.

SCHOOL OF LAW RECOGNITION
The UNM School of Law Clinical Programs was ranked sixth in the nation by US News and World Report in its annual rankings of law school.

Hispanic Business Magazine ranked the UNM School of Law Number 1 for Hispanics for the fourth year in a row.

FACULTY PUBLICATIONS

BOOKS

BArbara Bergman, WhARTon’S CRImINal EVIDence (15th ed., 1997-2010) (co-author).

BArbara Bergman, WhARTon’S CRImINal PROCEDURE (14th ed., 2006-2010) (co-author).


ANTOINETTE SEDILLO LOPEZ, FAMILY LAW IN NEW MEXICO (2nd ed., 2009) (CO-AUTHOR).


BOOK CHAPTERS
Marsha L. Baum, Legal Treatment of Animals in Weather Disasters, in ENCYCLOPEDIA OF ANIMAL RIGHTS AND ANIMAL WELFARE (Marc Bekoff ed. 2009).

Sherri Burr, Athletes as Television Celebrities: Why We Watch; How They Benefit; Must They Be Responsible, in REVERSING FIELD: EXAMINING COMMERCIALIZATION, LABOR, GENDER, AND RACE IN 21ST CENTURY SPORTS LAW (Andre Douglas, Pond Cummings and Anne Marie Lofaso eds., 2010).


Alfred Mathewson, Exploring the Commercialized Arms Race Metaphor, in REVERSING FIELD: EXAMINING COMMERCIALIZATION, LABOR, GENDER, AND RACE IN 21ST CENTURY SPORTS LAW (Andre Douglas, Pond Cummings and Anne Marie Lofaso eds., 2010).


ARTICLES

Denise Fort, *Dairies in New Mexico: The Environmental Implications of a New Industry*, State Bar of New Mexico, Natural Resources, Energy and Environmental Law Section Newsletter (Summer 2009).


Margaret Montoya & Christine Zuni Cruz, *Narrative Braids, Performing Racial Literacy*, 1 FREEDOM CTR. J. 60 (2009).


Carol M. Suzuki, *When Something is not Quite Right: Considerations for Advising a Client to Seek Mental Health Treatment*, 6 HASTINGS RACE & POVERTY L. J. 209 (2009).


**BOOK REVIEWS**


**NEWSPAPER OPINION EDITORIALS**


Laura E. Gómez, *Another Proud Baby of Affirmative Action*, USA Today, July 12, 2009 at 9A.

Margaret Montoya, *Sometimes it Falls to the Courts to Effect Change*, New Mexico Independent, July 20, 2009.

Robert Schwartz, *Don't Blame the Patient for Health-Care Crisis*, Albuquerque Journal, July 8, 2009

**CONGRESSIONAL TESTIMONY**