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## A Steadfast Commitment to the Legal Profession

As the only law school in the Mountain State, the West Virginia University College of Law upholds the highest standards of legal education. It is an obligation we are honored to fulfill.

With this annual report, we proudly share how our work in 2018-19 continued to advance our leadership in service, teaching, scholarship, and innovation.

Our commitment to service in 2018-19 is embodied by three initiatives. First, we re-launched the state's Access to Justice Commission, which works to remove barriers that some West Virginians may encounter with the legal system. Second, we

established a Center for Consumer Law and Education that is the first of its kind on the East Coast. Third, we continued to uphold our long-time commitment to placing law students in public interest organizations throughout the state.

In teaching, we received national recognition for several academic programs, including Trial Advocacy/Litigation Law and Intellectual Property Law. We continued to expand our moot court programming to train our students in advocacy and grow our national reputation. Our clinics provided more opportunities to prepare students for their careers while helping those in need, including two clients who won their case at the Supreme Court of the United States.

Our faculty continued their important work to advance knowledge through research. By exploring issues ranging from economic justice and health care robots to securities regulation and withdrawing from NAFTA, our professors are tackling society's challenges head-on.

Innovation at WVU Law includes our escalating role in energy and environmental law, such as hosting the nation's preeminent moot court competition in the field. We also continued to champion the legal profession by honoring lawyers with West Virginia ties who are leaders in our state and across the nation.

This is our steadfast commitment to the legal profession and continued excellence. From Law School Hill,

**Gregory W. Bowman**

William J. Maier, Jr. Dean and Professor of Law



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COLLEGE OF LAW

### OUR MISSION.

*Preparing 21st century lawyers and leaders to serve the public, government, and business—both locally and globally—while focusing on justice, ethics, professionalism, and service in a diverse, vibrant, and respectful community.*

## Access to Justice Commission Relunched

WVU Law relaunched West Virginia's Access to Justice Commission in 2018-19.

- // Dan Kimble '99 was named director and will oversee the Commission's efforts to remove barriers to justice for low-income and disadvantaged people by working with courts, the bar, and legal aid organizations.
- // The commission restructured its governance to include law professors, attorneys, government officials, and legal aid providers.
- // The Supreme Court of Appeals of West Virginia founded the state's Access to Justice Commission in 2009 and transferred it to the College of Law in 2017.
- // The West Virginia State Bar awarded a \$75,000 grant to support the commission's work and its transition to WVU Law.

## Consumer Law Center Established

WVU Law and Marshall University established a one-of-its-kind Center for Consumer Law and Education Center in 2018-19.

- // CCLE's mission is to serve as a principal consumer, law, policy, education and support resource in West Virginia and nationally.
- // It is the only center of its kind on the East Coast and the only one that is a collaboration between two universities.
- // Through outreach efforts, including a website, CCLE will provide the public with access to consumer and financial literacy information, and it will serve policymakers through scholarship and research on emerging consumer issues.
- // CCLE awarded its first law student fellowship to Brian Bowen '20 and Levi Pellegrin '19.
- // CCLE awarded its first faculty fellowship to law professor Jena Martin.
- // CCLE hosted its first consumer law symposium in May in Charleston, West Virginia.
- // At WVU Law, CCLE is directed by Jonathan Marshall '07.

## Public Interest Fellows Serve Statewide

Twenty-five students received fellowships in spring 2019 to practice public interest law across the Mountain State.

- // The students worked in full-time, paid positions for 10 weeks serving the poor, the elderly, children, and victims of domestic violence, among others.
- // They gained valuable experience in children's advocacy, civil rights, consumer law, disability rights, and land use and conservation law.
- // The West Virginia Fund for Law in the Public Interest sponsors the paid summer fellowships with money raised, in part, by the Public Interest Advocates, a WVU Law student organization.

## Students Reach Final Rounds of ABA Moot Court



Karissa Blackburn '19 and Stephen Scott '19 made it to the last rounds of the ABA's First Amendment and Media Law Diversity Moot Court Competition in Miami, Fla., in the spring.

- Scott competed in the final round against Yale and Duke students before a panel of sitting appellate judges. Blackburn reached the semifinals.
- They earned one of the four highest brief scores in the competition's quarterfinal.

## Four Programs Earn Top National Recognition

PreLaw Magazine recognized four WVU Law programs for excellence in 2018-19.

- Environmental/Energy Law received an A for the range of its classes and related opportunities. Just 14 law schools in the nation score higher.
- WVU Law earned an A in Public Interest Law for being one of "the best schools for doing good" while preparing law students to help the underrepresented.

- Trial Advocacy/Litigation earned an A for offering up to 42 courses in the field and providing a variety of opportunities to develop applicable skills. Only four law schools nationally were graded higher than WVU Law.
- Intellectual Property Law earned an A for its breadth of classes and opportunities, including the Entrepreneurship and Innovation Law Clinic.

## Writing Center Receives an Accreditation First

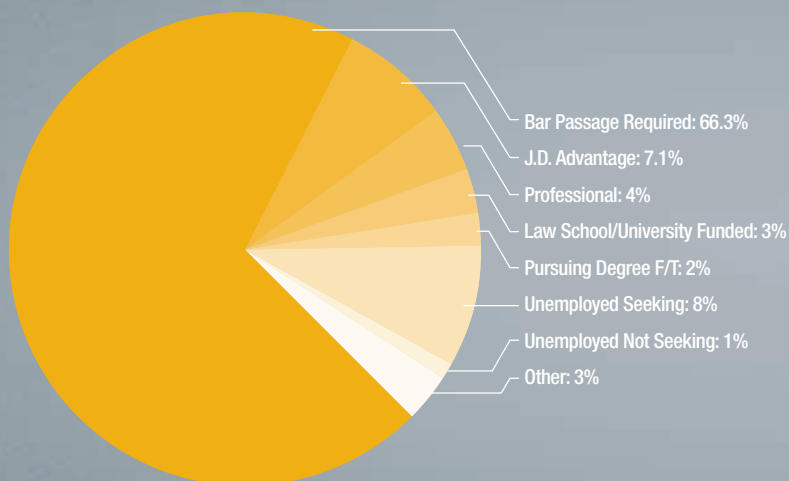
The Writing Center at WVU Law became the first law school program in the country to earn International Tutor Training Program Certification from the College Reading and Learning Association.

- The tutor training program at WVU Law supports the professional development of Peer Writing Consultants.
- The training program emphasizes a learner-centered,

collaborative approach to writing consultations and teaches CRLA best practices used in tutoring writers.

- Peer Writing Consultants earn the certification after completing a 10-hour training program and 25 hours working directly with students.
- The program was developed by Melanie Stimeling, director of the Writing Center.

## RAISING THE BAR CLASS OF 2018 EMPLOYMENT DATA



### AREAS OF PRACTICE



\*10 months after graduation; full-time/long-term; class size: 98; source: ABA data  
 \*\* Employment rates higher than the national average.





## George C. Baker Cup

**Emily Ward** '20 hoisted the Baker Cup in 2019, and **Chris Weed** '20 was the runner-up in the in-house moot court competition. The final round was judged by the Supreme Court of Appeals of West Virginia: Chief Justice Elizabeth D. Walker, **Margaret L. Workman** '69, **Tim Armstead** '90, Evan H. Jenkins, and **John A. Hutchison** '80. This year's question concerned a state university's firing of a professor because of a controversial blog post related to his area of expertise.

## Baker Lecture: Private Law

Oxford University law professor **Sandy Steel** delivered the annual C. Edwin Baker Lecture for Liberty, Equality and Democracy. He addressed the right to private law. Steel is Lee Shau Kee's Sir Man Kam Lo Fellow in Law at Wadham College and associate professor of law in the Faculty of Law at Oxford.



## Fisher Lecture: Intellectual Property

**Megan Carpenter** '99 addressed intellectual property in a transitional economy for the annual John W. Fisher II Lecture. Carpenter is dean of the UNH Franklin Pierce School of Law. The founder and former co-director of the Center for Law and Intellectual Property at Texas A&M University, Carpenter has used IP law in underserved communities to help early-stage entrepreneurs and grassroots arts organizations.





## ***Ihlenfeld Lecture: Multicultural Judiciary***

**The Honorable Richard A. Robinson** '84 delivered the 2018-19 Ihlenfeld Lecture. Robinson discussed the judiciary in a multicultural world. He is the first African-American Chief Justice of the Connecticut Supreme Court. Robinson's work in human rights has been recognized by the Connecticut State Bar Association and the NAACP.

## ***McDougall Lecture: Cambodia Courts***

International criminal and humanitarian lawyer **Susan Lamb** delivered the 2018-19 Archibald McDougall Lecture in International Law. She discussed the Extraordinary Chambers in the Courts of Cambodia. Lamb was a senior legal officer for the United Nations Assistance to the Khmer Rouge Trials from 2009 to 2013.



## ***U.S. Fourth Circuit***

A judicial panel from the U.S. Court of Appeals for the Fourth Circuit heard arguments at WVU Law in spring 2019. The three cases dealt with an allegation of using race as a consideration in a police stop; Title IX gender discrimination and lack of due process; and the use of excessive force by police in the arrest of a man with cerebral palsy. Judges on the panel were **Stephanie D. Thacker** '90, **Roger B. King** '68, and **Diana G. Motz**.

## Titolo Awarded Fulbright Scholarship



Professor Matthew Titolo was selected to be a Fulbright Senior Scholar.

- ✦ He spent the spring 2019 semester teaching and studying at University de La Laguna in Tenerife, Spain.
- ✦ Titolo focused on international commercial law and European Union law.
- ✦ He also lectured on his book, "Privatization and Its Discontents: Infrastructure, Law and American Democracy" (Cambridge University Press, forthcoming).

## Tu Co-Authors IP Law Guide

Professor Shine "Sean" Tu contributed to a new book on U.S. copyright, patent, and trademark law, "Fundamentals of United States Intellectual Property Law" (Wolters Kluwer, 2018).

- ✦ The book is a comprehensive review of U.S. copyright, patent, and trademark laws, offering extensive explanations of each primary statute while examining significant case law.
- ✦ Tu wrote the patent law section of the book, encompassing seven chapters and covering materials from sources of United States patent law to patent design.
- ✦ Other co-authors are Amanda Reid, a journalism and law professor at the University of North Carolina at Chapel Hill, and Kenneth Port, a professor at Mitchell Hamline School of Law.
- ✦ This is the revised and updated sixth edition of "Fundamentals of United States Intellectual Property Law."

## WVU Law Hosts ClassCrits IX

Legal scholars concerned about social issues gathered at WVU Law in fall 2018 for ClassCrits IX, "Rising Together for Economic Hope, Power and Justice."

- ✦ Topics examined included the opioid crisis, child and healthcare, immigration, poverty, racial inequality, economic development, and democracy.
- ✦ Presenters were law professors from American University, Marquette University, University of Denver, New York Law School, University of Mississippi, University of New Mexico, University of Richmond, University of Tennessee, and WVU.

## Iowa Court Cites Cyphert



Amy Cyphert, lecturer in law, was cited twice in 2018-19 by the Iowa Court of Appeals for her 2018 article "Prisoners of Fate: The Challenges of Creating Change for Children of Incarcerated Parents" (77 Md. L. Rev. 385).

- ✦ In the Interest of R.B., Minor Child, 919 N.W.2d 769 (Iowa Ct. App., June 20, 2018), the court upheld a ruling that terminated a formerly incarcerated mother's parental rights to her child. Cyphert was cited by a judge who wrote separately to raise concerns about a caseworker not arranging child visitation with the incarcerated mother.
- ✦ In re D.S., Minor Child, No. 18-1954, 2019 WL 1056833 (Iowa Ct. App. Mar. 6, 2019), the court affirmed a juvenile court's decision to terminate the parental rights of an incarcerated father who has a long history of criminal conduct. Cyphert was cited in the dissenting opinion.



## Law Review Symposium Focuses on Right to Education



In spring 2019, the annual West Virginia Law Review Symposium focused on the legal right to an education.

- Panel discussions were led by experts from the University of North Carolina, University of Kentucky, Temple University, University of Memphis, Gonzaga University, University of Louisville, University of Maine, University of South Carolina, and WVU. There were also panelists from the Education Law Center, the Southern Poverty Law Center, and the Law School Admissions Council.
- Topics included the 2018 teacher strikes, recent trends in state education rights litigation, the future for equity in education and education law in higher learning,
- The symposium recognized the 40th anniversary of *Pauley v. Kelly*, the landmark decision in which the West Virginia Supreme Court decided that education is a fundamental constitutional right.

- Following Pauley, the late Judge Arthur Recht issued what became known as the Recht Decision, leading to improvements in public education, including higher standards and a more equitable funding formula.
- Former West Virginia Governor Bob Wise, founder of the Alliance for Excellent Education, discussed the Recht Decision and its legacy.
- Law Professor Derek Black from the University of South Carolina delivered the keynote address on the historical motivations for the right to education in West Virginia and their impact on other states.
- Articles from the Education Law Symposium appear in the West Virginia Law Review, Vol. 121, No. 3.

## Faculty Publications 2018-19

Through research and scholarship, WVU Law faculty members identify legal issues faced by society and recommend viable solutions.

### PRIYA BASKARAN

Priya Baskaran, *The Economic Justice Imperative for Law Schools in Trump Country*, 7 TENN. J. RACE, GENDER & SOC. JUST. 161 (2018).

### ROBERT BASTRESS

ROBERT BASTRESS, CASES AND MATERIALS ON THE FREEDOMS OF EXPRESSION AND CONSCIENCE (forthcoming).

### VALARIE BLAKE

Valarie Blake, *Ensuring an Underclass: Stigma Theory Applied to Insurance*, 41 CARDOZO L. REV. (forthcoming).

Valarie Blake, *Regulating Care Robots*, 92 TEMP. L. REV. (forthcoming).

Valarie Blake, *Rewritten Opinion, Doe v. Mutual of Omaha Insurance Co.*, in FEMINIST JUDGEMENTS: REWRITTEN HEALTH LAW OPINIONS (Seema Mohapatra and Lindsay F. Wiley, eds.) (forthcoming Cambridge University Press).

Valarie Blake, *Seeking Insurance Parity During the Opioid Epidemic*, UTAH L. REV. (forthcoming 2019).

Valarie Blake & Mark L. Hatzenbuehler, *Legal Remedies to Address Stigma-Based Inequalities and Improve Health Equity in the U.S.: Challenges and Opportunities*, 97 MILBANK Q. 480 (2019).

Valarie Blake, *Why the Texas ruling on Obamacare is on shaky legal ground*, THE CONVERSATION (December 17, 2018), [https://](https://theconversation.com/why-the-texas-ruling-on-obamacare-is-on-shaky-legal-ground-108884)

[theconversation.com/why-the-texas-ruling-on-obamacare-is-on-shaky-legal-ground-108884](https://theconversation.com/why-the-texas-ruling-on-obamacare-is-on-shaky-legal-ground-108884).

Valarie Blake, *Regulating Social Robots in Health Care*, BALKINIZATION (November 2, 2018), <https://balkin.blogspot.com/2018/11/regulating-social-robots-in-health-care.html>.

### GREGORY W. BOWMAN

Gregory W. Bowman, *The Rise of the Creative Law School*, 50 U. TOL. L. REV. 255 (2019).

### AMY CYPHERT

Amy Cyphert, *Some of DeVos' New Rules on Sexual Misconduct Not So New in West Virginia*, WV ED LAW BLOG (November 26, 2018), <https://joshuaweisthart.com/devos-new-rules-college-sexual-misconduct/>.

Amy Cyphert, *The Devil is in the Details: Exploring Restorative Justice as an Option for Campus Sexual Assault Responses Under Title IX*, 96 DENV. L. REV. 51 (2019).

### CHARLES DISALVO

Charles DiSalvo, *Information — The Key to Effective Jury Selection*, in TRIAL HANDBOOK FOR WEST VIRGINIA LAWYERS (Stephen P. Meyer, 2019).

### JAMES FRIEDBERG

James Friedberg, *Yitz and Ishmael: A Drama in One Very Long Act*, 28 MINN. J. INT'L L. 55 (2019).

James Friedberg, *International Law, Settlements and the Two-State Solution*, 24 PALESTINE-ISRAEL J. 54 (2019).



JAMES VAN NOSTRAND



JENA MARTIN



SEAN TU



ELAINE WATERHOUSE WILSON

### ANNE MARIE LOFASO

Anne Marie Lofaso, *Will Conservative Justices Sound the Death Knell of State Action? Be Careful for What You Wish*, JOTWELL (April 1, 2019) (reviewing Joseph E. Slater, *Will Labor Law Prompt Conservative Justices to Adopt a Radical Theory of State Action?*, 96 Neb. L. Rev. 62 (2017)), <https://worklaw.jotwell.com/will-conservative-justices-sound-the-death-knell-of-state-action-be-careful-for-what-you-wish/>.

Anne Marie Lofaso, *Union Improvisation: The Parent of Social Justice*, JOTWELL (July 5, 2018) (reviewing Michael M. Oswalt, *The Right to Improvise in Low-Wage Work*, 38 Cardozo L. Rev. 959 (2017)), <https://worklaw.jotwell.com/union-improvisation-the-parent-of-social-justice/>.

### JENA MARTIN

Jena Martin, *Beyond Disclosure: A New Way of Examining Securities Regulation*, THE CLS BLUE SKY BLOG (May 2, 2019), <http://clsbluesky.law.columbia.edu/2019/05/02/beyond-disclosure-a-new-way-of-examining-securities-regulation/>.

Jena Martin, *It's Complicated: The Challenge of Prosecuting TNCs for Criminal Activity Under International Law*, 29 INDIANA INT'L & COMP. L. REV. 219 (2019).

### PATRICK MCGINLEY

Caitlyn Greene and Patrick C. McGinley, *Yielding to the Necessities of a Great Public Industry: Denial and Concealment of the Harmful Health Effects of Coal Mining*, 43 WM. & MARY ENVTL. L. & POL'Y REV. 689 (2019).

Patrick C. McGinley, *The King is Dead*, 35 ENVTL. L.F. (2018).

### STEPHANIE MILLER

Caroline Osborne & Stephanie Miller, *Curricular Changes in Legal Research Instruction: An Empirical Study*, 37 LEGAL REFERENCE SERV. Q. 97 (2018).

### DALE OLSON

Dale Olson, *Function and Expression after Star Athletica*, ST. THOMAS L. REV. (forthcoming).

### CAROLINE OSBORNE

Caroline Osborne & Stephanie Miller, *Curricular Changes in Legal Research Instruction: An Empirical Study*, 37 LEGAL REFERENCE SERV. Q. 97 (2018).

Caroline Osborne, *International Investment Law and Alternative Dispute Resolution: A Guide to Web Based Resources*, 46 INT'L J. LEGAL INFO. 181 (2018).

Caroline Osborne, *Programming to Promote Information Literacy in the Era of Fake News*, 46 INT'L J. LEGAL INFO. 101 (2018).

Caroline Osborne, *A Research Tool Is Not Law: A Response to Code Revision Commission v. Public.Resource.Org, Inc.*, 28 TX. INTELL. PROP. L.J. (forthcoming 2019).

### ALISON PECK

Alison Peck, *Withdrawing from NAFTA*, 107 GEO. L.J. 647 (2019).

Alison Peck, *Major League Baseball Can Help Cuban Players Without Helping Cuba*, THE MIAMI HERALD (Jan. 7, 2019), <https://www.miamiherald.com/opinion/op-ed/article224037590.html>.

### WILLIAM RHEE

William Rhee & Stephen Scott, *Geographic Discrimination: Of Place, Space, Hillbillies, and Home*, 121 W. VA. L. REV. 531 (2019).

### JESSE RICHARDSON

JESSE RICHARDSON, AN ANALYSIS OF MANDATORY HOOKUP LAW: CASES AND STATUTES (4th ed. 2019).



Jesse Richardson, Claire Swauger and Jared Anderson, *Fighting the Opioid Epidemic: Comprehensive Planning by Local Governments in West Virginia*, 59 Mun. Law., August 2018.

#### NICHOLAS STUMP

Nicholas Stump, *Justice Kennedy's Mixed Environmental Legacy Turns Tragic*, OXFORD HUM. RTS. HUB (September 25, 2018), <http://ohrh.law.ox.ac.uk/on-hold-justice-kennedys-mixed-environmental-legacy-turns-tragic/>.

Nicholas Stump, *Legal Actions Against Mountain Valley Pipeline Underscore Grassroots Activism's Importance*, OXFORD HUM. RTS. HUB (August 9, 2018), <https://ohrh.law.ox.ac.uk/legal-actions-against-mountain-valley-pipeline-underscore-grassroots-activisms-importance/>.

#### JOHN TAYLOR

John Taylor, *Foreword: Pauley—and the Recht Decision—at Forty*, 121 W. Va. L. Rev. 757 (2019).

John Taylor, *Religion in the Public Schools*, in THE OXFORD HANDBOOK OF U.S. EDUCATION LAW (Kristi Bowman ed., forthcoming).

#### HOLLEE TEMPLE

HOLLEE TEMPLE, WEST VIRGINIA LEGAL RESEARCH, (2nd ed. 2018).

#### SEAN TU

Sean Tu, *Bigger and Better Patent Examiner Statistics*, 59 IDEA 309 (2019).

SEAN TU, AMANDA REID, AND KENNETH L. PORT, FUNDAMENTALS OF UNITED STATES INTELLECTUAL PROPERTY LAW: COPYRIGHT, PATENT AND TRADEMARK (2018).

#### JAMES VAN NOSTRAND

James Van Nostrand, *Using Emergency Powers to Provide Financial Assistance to Coal and Nuclear Plants*, 11 KY. J. EQUINE, AGRIC. AND NAT. RESOURCES L., 191 (2019).

James Van Nostrand, *The New Electricity Business Model*, in THIRTY-NINTH ANNUAL ENERGY & MINERAL LAW INSTITUTE (2019).

#### SUZANNE WEISE

SUZANNE WEISE & PATRICK MCGINLEY, OPEN GOVERNMENT GUIDE: WEST VIRGINIA (2019), <https://www.rcfp.org/open-government-guide/west-virginia/>.

Suzanne Weise, *Defining the Role of Clinical Law Students, Medical-Legal Partnerships and Pro Bono Lawyers: Confronting the Opioid Epidemic in Family Court*, 13 TENN. J. L. & POL'Y 377 (2018).

#### JOSHUA WEISHART

Joshua Weishart, Book Review, Am. J. Educ. (forthcoming) (reviewing Michael A. Rebell, FLUNKING DEMOCRACY (2018)).

Joshua Weishart, *Rethinking Constitutionality in Education Rights Cases*, 72 ARK. L. REV. (forthcoming).

Joshua Weishart, *What is a Right to Education?*, in THE OXFORD HANDBOOK OF U.S. EDUCATION LAW (Kristi Bowman ed., forthcoming 2020).

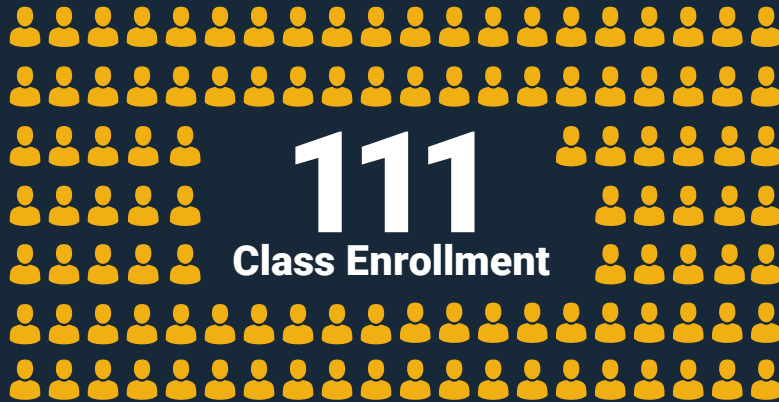
Joshua Weishart, *Long Overdue: An Adequacy Cost Study in West Virginia* (March 27, 2019), <https://ssrn.com/abstract=3361212>.

#### ELAINE WATERHOUSE WILSON

Elaine Waterhouse Wilson, *Pouring S.A.L.T. in the Wound: The Impact of the Charitable Quid Pro Quo Regulations on Rural Philanthropy*, Ohio N.U.L. Rev. (forthcoming).

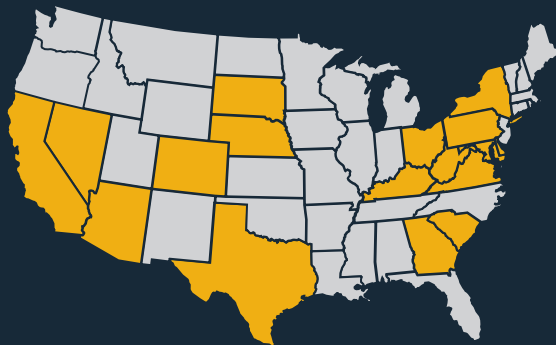


# CLASS OF 2021

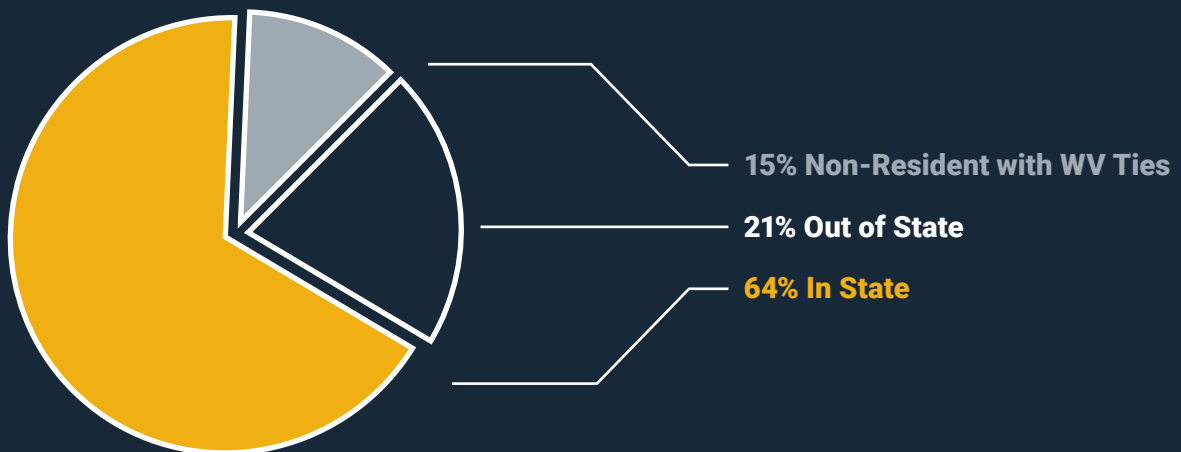


▶ **32.7%** First Gen College Students  
**11%** Minority  
**43%** Female

▼  
**17** States Represented



▼  
**44** Undergraduate Institutions Represented



## Clinical Law Program Highlights 2018-19



WVU Law's award-winning Clinical Law program, founded in 1976, is dedicated to helping students develop client-ready skills while providing important pro bono services to residents of the state and the region. The Clinical Law program is the backbone of WVU Law's commitment to public service; for students and clients, it changes lives.

### ***Child and Family Advocacy with Medical-Legal Partnership***

- // Collaborated with Carlton University in Ottawa, Ontario, to help a victim of domestic violence tell her story by obtaining court documents and photographs.
- // Expanded work in the medical-legal partnership to help pregnant women with potential legal issues who are receiving treatment in the Comprehensive Opioid Addiction Treatment program at West Virginia University Health Sciences.
- // Worked with the Michigan State Indian Law Clinic to serve as local counsel for the Sault Ste. Marie Tribe of Chippewa Indians in an appeal before the Supreme Court of Appeals of West Virginia.
- // Collaborated with the WVU Office of Student Conduct to help in cases where one of the parties is not represented by counsel.

### ***Entrepreneurship and Innovation***

- // Collaborated with the West Virginia Securities Commission to present a workshop to train entrepreneurs in creative options to raise money from West Virginia-based investors.
- // Created model documents and information sheets for small businesses interested in raising money using securities.
- // Helped 13 student-entrepreneurs register trademarks, and represented and advised over 50 student entrepreneurs on small business, tax, and IP matters.



## ***Immigration***

- Represented more than two dozen individuals and families in immigration court proceedings, USCIS applications, and ICE detention or supervision.
  - Two students argued an appeal in an asylum case before the U.S. Court of Appeals for the Third Circuit.
  - Consulted with criminal defense counsel to provide advice on the potential immigration consequences of guilty pleas or convictions.
  - Worked with groups around West Virginia to educate people about their constitutional rights if questioned or detained by immigration authorities, and assisted clients in asserting those rights if questioned.
- 

## ***Land Use and Sustainable Development***

- Spearheaded a transaction for a land trust client resulting in the acquisition of a 283-acre tract in a small southern West Virginia city; the tract is now in public ownership, and is protected and managed as a boulder park featuring a two-mile rock wall.
  - Assisted the Randolph County Commission in establishing an unsafe lands and building ordinance.
  - Continued work on a sweeping comprehensive plan for McDowell County and 10 municipalities.
  - Hosted a dilapidated building summit for the Upper Kanawha Valley.
  - Hosted the third annual Mountain State Land Use Academy.
- 

## ***United States Supreme Court***

- Helped win *Dawson v. Steager* (129 S. Ct. 698, 2019), a tax discrimination case in which the U.S. Supreme Court ruled unanimously in favor of the clinic's clients, James and Elaine Dawson. At issue in *Dawson v. Steager* was whether the State of West Virginia can impose a heavier tax burden on federal retirees than it imposes on state retirees who performed the same job duties.
- 

## ***Veterans Advocacy***

- Secured a discharge upgrade from the VA for a U.S. Army Vietnam War veteran.
  - Obtained disability benefits from the VA for a U.S. Army Reserve veteran who served in Kosovo, Iraq, and Djibouti.
  - Received a \$5,000 gift from the EQT Foundation.
  - Received a \$28,000 gift from the Michael Late Benedum Chapter of the American Association of Professional Landmen.
- 

## ***West Virginia Innocence Project***

- Introduced new medical evidence in a Shaken Baby Syndrome case that helped free a man from prison.
- Overturned the conviction of a man in connection to a murder based on new DNA evidence.
- Received the John A. "Jack" Rogers Award for Outstanding Leadership in Public Service on behalf of the state's wrongfully convicted from the West Virginia Public Defender Services.

## Energy Moot Court Competition: Coal Ash Impoundment



The ninth annual National Energy and Sustainability Moot Court Competition at WVU Law focused on coal ash impoundment.

- 19 law schools sent 30 teams to the three-day competition.
- The problem involved jurisdiction under the Clean Water Act of pollutants that leak from a coal ash impoundment into navigable waters.



- Competitors also addressed a utility company's ability to recover its costs for repairing environmental damages in rates charged to customers.
- William & Mary won the competition, defeating Yale in the final round before six federal judges.
- Louisiana State University and George Washington University were semifinalists.
- Frank Holleman, a senior attorney with the Southern Environmental Law Center, delivered the keynote address.

## National Energy Conference Focuses on Climate Change

The 2018 annual energy conference at WVU Law addressed a variety of issues associated with climate change with national and regional experts from industry, public policy organizations, environmental groups, and academia.

- Topics included developments in climate change issues and communication, methane emissions, and carbon pricing.
- Emily Calandrelli, the Emmy-nominated science TV host, delivered the keynote speech on best practices for communicating about climate change and global warming.
- Closing remarks were made by Rafe Pomerance, chairman of Arctic 21 and former president of Friends of the Earth.
- Other speakers included Kurt Waltzer of the Clean Air Task Force; Andrew Williams of the Environmental Defense Fund; Kenneth Davis, professor of atmospheric science at Pennsylvania State University; Autumn Long of Solar United Neighbors; Jim Probst of the Citizen's Climate Lobby; and Michael Svoboda, a professor at George Washington University.

## Class of 2018 Lawyers and Leaders Recognized

Thirteen inductees of the Lawyers and Leaders Class of 2018 were chosen and honored by WVU Law and West Virginia Executive Magazine.

They have dedicated their career to serving others and their communities in a variety of practice areas: public

sector, private practice, in-house, criminal defense, and the military.

The award recognizes lawyers with West Virginia and/or WVU Law ties who have made a positive impact on the state and the nation.



### **Katherine Garvey**

Director, Land Use and Sustainable Development Law Clinic, WVU College of Law

### **Cheryl L. Henderson**

Owner and Attorney, Henderson, Henderson & Staples, LC

### **Karen Hamrick Miller**

Attorney at Law, Miller & Amos

### **William Ihlenfeld**

Managing Partner, Bailey & Glasser LLP

### **Allan N. Karlin**

Founder and Attorney, Allan N. Karlin & Associates

### **Stephen P. New**

Founder and Attorney, New Law Office

### **Tera L. Salango**

Attorney, Preston & Salango, PLLC

### **Fred Stamp**

U.S. District Judge, Northern District of West Virginia

### **Joseph A. Wallace**

Co-Owner and Attorney, Wallace Law Offices

### **Taunja Willis Miller**

Counsel, Jackson Kelly PLLC

### **Bobby Warner**

Owner and Attorney, Warner Law Offices

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## Steptoe & Johnson Courtroom Rededication



WVU Law rededicated the Steptoe & Johnson Courtroom in 2019. First opened in 1987, the courtroom was completely remodeled with updated teaching technology

and moved to a new location. In the photo (right to left) are Dean Gregory Bowman with Steptoe & Johnson PLLC's Susan Brewer, CEO, and **William Galeota** '83, member.

# RAISING THE BAR.

**WEST VIRGINIA UNIVERSITY COLLEGE OF LAW**

**RAISED MORE THAN**

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For exact figures and allocation amounts, please contact WVU Law Development at 304-293-7367.

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2018-19

## *Accolades*

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—*preLaw Magazine/National Jurist*

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**#31 Law Schools for Federal Clerkships**

—*ABA data*

2018-19

## *Facts and Figures*

**6:1 Student-to-Faculty Ratio**

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**38 Full-time Faculty**

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**73% of our Students Received Scholarships**

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**76.5% Employment Rate (Gold Standard Jobs)**

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**85.57% Ultimate Bar Passage Rate**