

Faculty Plaudits



Professor Aida M. Alaka

Articles

“Corporate Reorganizations, Job Layoffs, and Age Discrimination: Has *Smith v. City of Jackson* Substantially Expanded the Rights of Older Workers Under the ADEA?” 70 *Albany Law Review* 143 (2006).

Presentations

“Writing with Clarity and Strength: Maximizing Advocacy with Best Writing Practices,” *The Art of Advocacy: Not-So-Secret Tips for Writing Effective, Persuasive and Ethical Legal Briefs*, Washburn University School of Law, Topeka, Kansas, March 10, 2007.



Associate Dean Kelly Lynn Anders

Presentations

“Externship Programs: The Impact of ABA Standard 305,” *Topeka Bar Association*, Feb. 2, 2007.

Panelist, Legal Diversity Summit, Nebraska Bar Association, Omaha, Neb., Oct. 6, 2006.



Professor Bradley T. Borden serves as vice chair, Sales, Exchanges & Basis Committee, ABA Section of Taxation and is a member of the Executive Committee, Kansas Bar Association Section of Taxation.

Articles in Other Journals

“Related-Party Like-Kind Exchanges,” 115 *Tax Notes* 467 (April 30, 2007) (co-author with Kelly E. Alton and Alan S. Lederman).

“Tax Opinions in TIC Offerings and Reverse TIC Exchanges,” 23 *Tax Management Real Estate Journal* 88 (March 7, 2007) (co-author with Todd D. Keator).

“Transforming Personal and Intangible Property into Real Property,” 34 *Real Estate Taxation* 52 (1st Quarter 2007) (co-author with Kelly E. Alton).

ABA Section of Taxation Comment Projects and Reports

ABA Section of Taxation Comments on Additional Options to Improve Tax Compliance Prepared by the Staff of the Joint Committee on Taxation (Aug. 3, 2006) (March 15, 2007) (reviewer).

Academic Presentations

“In Defense of Section 1031,” 2007 Joint Meeting of the Law and Society Association and the Research Committee on Sociology of Law, Berlin, Germany, July 2007.

“Policy and Theoretical Dimensions of Qualified Tax Partnerships,” University of South Carolina School of Law Faculty Presentation, Columbia, S.C., April 2007.

“Policy and Theoretical Dimensions of Qualified Tax Partnerships,” Charleston School of Law Faculty Presentation, Charleston, S.C., April 2007.

“Qualified Tax Partnerships,” Washburn Tax Law Colloquium, Topeka, Kan., February 2007.

“Tax-Free Swaps: Using Section 1031 to Preserve Investment Net Worth,” Washburn University School of Law Faculty Presentation, Topeka, Kan., December 2006.

“The Federal Definition of Tax Partnership,” The 2006 Meetings, The Canadian Law and Economics Association, Toronto, Canada, September 2006.

Other Presentations

Moderator, “Practical Implications of Securities Basis Reporting,” and Panelist, “Economic Substance—Will it Invade Everyday Transactions?” American Bar Association Section of Taxation Meeting, Sales, Exchanges and Basis Committee Meeting, Washington, D.C., May 2007.

“Multi-State Tax Issues,” 2007 Federation of Exchange Accommodators Mid-Year Conference, Washington, D.C., April 2007.

Panelist, “Sales and Exchanges: Current Developments,” and Moderator, “Sales and Exchanges of Leases (Part III),” American Bar Association Section of Taxation and Section of Real Property, Probate and Trust Law Joint Meeting, Sales, Exchanges and Basis Committee Meeting, Hollywood, Florida, January 2007.

“Tax Opinions in TIC Offerings and Reverse TIC Exchanges,” BNA Tax Management Advisory Board Meeting, New York, N.Y., December 2006 (with Todd D. Keator).

Panelist, “Sales and Exchanges: Current Developments,” and Moderator, “Sales and Exchanges of Leases (Part II),” American Bar Association Section of Taxation and Section of Real Property, Probate and Trust Law Joint Meeting, Sales, Exchanges and Basis Committee Meeting, Denver, Colo., October 2006.



Distinguished Professor of Law

James M. Concannon is a member of the Board of Editors, *The Bench* a bi-monthly publication of the American Inns of Court; member of the Kansas Commission on Judicial

Performance; chair of the ABA/AALS Site Inspection Team, University of Wyoming, March 18-21, 2007; member of the Drafting Committee, Uniform Certification of Unsworn Foreign Declarations Act, National Conference of Commissioners on Uniform State Laws; chair of the Vice President for Academic Affairs Search Committee, spring, 2007; member of the Executive Committee, Washburn University Faculty Senate; and member of the Kansas Judicial Council, Pattern Instructions for Kansas, Civil and Criminal Committees.

Presentation

“Evidence,” Kansas Bar Association Legislative and Case Law Institute, June 15, 2006.

Chapters in Books

“Witnesses” (chapter 18), “Relevance and Extrinsic Policies Affecting Admissibility” (chapter 19), “Judicial Notice” (chapter 22) and “Privileges” (chapter 23), *Kansas Criminal Law Handbook*. 4th ed. (Kansas Bar Association, 2006).

“Evidence,” *Annual Survey of Kansas Law*. Kansas Bar Association (2006).



Professor Myrl L. Duncan

Presentations

“Water Law in Kansas” at a public meeting, “More Water for Salina: What Can We Do?” Sponsored by the Land Institute, Salina, Kan., March 11, 2007.

“Prior Appropriation on the Ogallala Aquifer: The Age of Conservation Meets the Great American Bar B Q,” Washburn University School of Law (presented to groundwater experts from China, India, Bangladesh, and Nepal), Dec. 11, 2006.



Righter Distinguished Professor Linda Henry Elrod

is the director, Children and Family Law Center, Washburn University School of Law. In the fall of 2006 she was named the Richard S. Righter Distinguished

Professor of Law. She is a reporter for Uniform Child Abduction Prevention Act; member of the National Conference of Commissioners Joint Editorial Board for Uniform Family Law; co-chair of the ABA Pro Bono Custody and Adoption Project Advisory Board; ABA Family Law Section representative to the National Conference of Commissioners on Uniform State Laws Joint Editorial Board for Family Law; editor of the *Family Law Quarterly* for the ABA Family Law Section; Kansas Supreme Court Advisory Committee on Child Support.

Presentations

“Ethical Considerations in Family Law - There Must be 10 Ways to Lose Your License” Recent Developments in the Law Continuing Education Program, Washburn University School of Law, Topeka, Kan., June 22, 2007.

“Making Family Law: Drafting Legislation to Prevent Child Abduction,” North American Regional Conference of the International Society of Family Law, Vancouver, Canada, June 20, 2007.

“The Uniform Child Abduction Prevention Act: Protecting Children,” International Society of Family Law, Vancouver, B.C., June 19, 2007.

Faculty Plaudits

"International Child Abduction: Risk Factors and Prevention," Plenary Session Presenter and Moderator, Association of Family and Conciliation Courts, 44th Annual Conference, Washington D.C., June 1, 2007.

"The Value of Amicus Curiae Briefs as Teaching Tools," The Art of Advocacy: Writing to Win, Washburn University School of Law, Topeka, Kan., March 10, 2007.

"The Intersection of Attorney/Guardian ad litem and CASA", Keynote Speaker for Kappa Alpha Theta Founders Day, Feb. 3, 2007.

"Grandparent and Third Party Visitation Rights in Kansas," for Women Attorney's Association of Topeka and Women's Legal Forum, Jan. 24, 2007.

"Family Law: What Rights for Nontraditional Families?", Council of Appellate Staff Attorneys, Dallas, Texas, Nov. 9, 2006.

"The Importance of Connectedness: Why Belong to PAD in 2006?" Speaker for Phi Alpha Delta Initiation, Benson Chapter, September 2006.

"Family Law Update: Marrying, Parenting and Relocating," National Association of Appellate Court Attorneys, Richmond, Va., July 6, 2006.

"Kansas Family Law Update: Kansas Trial Lawyers Association, June 30, 2006.

"What's Wrong with Children's Rights," Plenary Session for the Association of Family and Conciliation Courts 43rd Annual Conference, Tampa, Fla., June 2, 2006.

"Preventing Abduction in Child Custody Disputes" Workshop for the Association of Family and Conciliation Courts 43rd Annual Conference, Tampa, Fla., June 1, 2006.

Other

Testified in favor of the Uniform Child Abduction Prevention Act (Senate Bill 18) in House Judiciary Committee Meeting, March 8, 2007.

"Why Kansas should enact the SB 18 - the Uniform Child Abduction Prevention Act," prepared

materials and testified in front of Senate Judiciary Committee meeting, Jan. 16, 2007; House Judiciary, March 8, 2007.

"Uniform Child Abduction Prevention Act -The Time is Now," prepared materials and testified in front of Senate-House Interim Committee meeting, Nov. 15, 2006.

Presented final draft of Uniform Child Abduction Prevention Act for approval at annual meeting of the National Conference of Commissioners on Uniform State Laws in Hilton Head, S.C., July 9-12, 2006.

PUBLICATIONS

2006 Supplements for 17 chapters of CHILD CUSTODY PRACTICE AND PROCEDURE (West Group Rev. ed. 2004)

2006 Supplements for 16 chapters in KANSAS FAMILY LAW (Thomson West 1999).

Journal Articles:

States Differ on Relocation: A Panorama of Expanding Case Law, 28 (4) FAMILYADVOCATE 8 (2006).

A Review of the Year in Family Law: Parentage and Assisted Reproduction Problems Take Center Stage, 39 FAMILY LAW QUARTERLY 879 (American Bar Association 2006).

"A Move in the Right Direction?: Best Interests of the Child Emerging as Standard for Relocation Cases," 3:3/4 *Journal of Child Custody* 29 (2006).



Professor J. Lyn Entrikin

Goering serves as a member of the Board of Editors of the *Kansas Bar Journal*.

Chapters in Books

"State Taxation of Indian Tribal Activity: Is the Power to Tax the Power to Destroy?", in *Abuso de Poder do Estado na Atualidade* (Mauro Roberto Gomes de Mattos & Liana Taborda Lima, editors. America Juridica, 2006. ISBN: 8576670399.) (co-author with James B. Wadley).

Presentations

“The Ethics of Legal Writing,” Continuing Legal Education Seminar, State of Kansas, Department of Administration Legal Section, Topeka, Kan., June 1, 2007.

“Report on The Nairobi Conference on Legal Writing Pedagogy for African Legal Academics,” Global Legal Skills Conference, Chicago, Ill., May 4-5, 2007.

“Winning Fair and Square: Ethics in Advocacy Writing,” The Pedagogy of Legal Writing Conference, Nairobi, Kenya, March 17, 2007.

“Winning Fair and Square: Ethics in Advocacy Writing,” The Art of Advocacy: Not-So-Secret Tips for Writing Effective, Persuasive and Ethical Legal Briefs, Washburn University School of Law, Topeka, Kan., March 10, 2007.

“Researching Kansas Legislative History,” Presentation to Kansas Appellate Court Research Attorneys, Kansas Judicial Center, Topeka, Kan., Jan. 18, 2007.



Professor Ronald C. Griffin

Other Publications

Vernon’s Kansas Statutes Annotated, Uniform Commercial Code, Volumes 7, 8 and 9 Pocket Parts (2006)

(Thomson West : St. Paul, Minn.).

Presentations

“A Chat About National Security,” 2007 Statewide “We the People Competition,” Kansas Department of Education, Topeka, Kan., Jan. 30, 2007.

“Open Letter to Meg About York: Lewis and Clark Expedition,” Tent of Many Voices, United States Department of Interior-United States National Park Service Bi-Centennial Celebration of the Lewis and Clark Expedition, St. Louis, Mo., Sept. 23, 2006.



Professor Randall L. Hodgkinson

Presentations

“Difficulties in Criminal Appellate Advocacy,” Appellate Practice Symposium, Kansas Bar Association, Topeka, Kan., April 20, 2007.

Book Chapters and Similar Publications

“Diversion” (Chapter 5), *Kansas Criminal Law Handbook*, 4th ed. (Kansas Bar Association, 2006).



Professor Janet Thompson

Jackson served on the boards of Mainstream, Inc., a Topeka nonprofit organization that manages the Kansas, Nebraska, Iowa, and Missouri nonprofit associations and Wittenberg University Alumni Board, Springfield, Ohio.

Presentations

Speaker, “Essay Exam Taking Techniques,” Council on Legal Education Opportunity: Thurgood Marshall Legal Opportunity Educational Program, 2007 Mid-Winter Academic Enhancement Seminar, Alexandria, Va., Jan. 6, 2007.



Professor Jeffrey D. Jackson

Articles

“Beyond Quality: First Principles in Judicial Selection and Their Application to a Commission-Based Selection System,” 34 *Fordham Urban Law Journal* 125 (2007).

Presentations

“Just the Facts: Writing a Persuasive Fact Statement,” The Art of Advocacy: Not-So-Secret Tips for Writing Effective, Persuasive and Ethical Legal Briefs, Washburn University School of Law, Topeka, Kan., March 10, 2007.

Forum Panelist, “What Does Freedom of the Press Mean When the Press is the Internet?,” Washburn University Constitution and Citizenship Forum, Topeka, Kan., Sept. 18, 2006.



Professor L. Ali Khan

Articles

“Forcing them to be Free: Bush’s Project for the Muslim World,” 8 *Global Dialogue* 1 (2006).

“An Islamic View of the Battlefield,” 7 *Barry Law Review* 21 (2006) (Symposium issue: God and War).

Faculty Plaudits

Legal Commentaries

"Combating Defamation of Religions," MWC News (Dec. 31, 2006).

"President's Incitements to Commit Genocide," MWC News (Sept. 18, 2006).

"Suppressive Rulings: Turkey's Headscarf Ban," National Law Journal (online edition) (July 24, 2006).

Foreign Affairs Commentaries

"The Veil and the British Male Elite," MWC News (Oct. 26, 2006).

"Fighting Words: The Abuse of Islam in Political Rhetoric," Jurist: Legal News & Research (Aug. 20, 2006).

"The War Crime Machine: Defeating the IDF," Counterpunch (July 29/30, 2006).



Professor Tonya Kowalski

Presentations

"Better Advocacy Through Persuasive Issues and Point Headers," The Art of Advocacy: Not-So-Secret Tips for Writing Effective, Persuasive and Ethical Legal Briefs, Washburn University School of Law, Topeka, Kan., March 10, 2007.



Professor Nancy G. Maxwell

Articles

"The Psychological Consequences of Judicially Imposed Closets in Child Custody and Visitation Cases Involving Gay or Lesbian Parents," 13 *Wm. & Mary J. Women & L.* 305 (2006) (with Richard Donner).

Presentations

"Living Diversity: Broaden the Spectrum" and "Sexual Orientation: 'The Knew Kid' on the Block," panels as part of Second Annual Washburn Law Diversity Week, Topeka, Kan., March 6 and March 7, 2007.

"Adoption and New Family Realities," panel at International Conference on LGBT Human Rights,

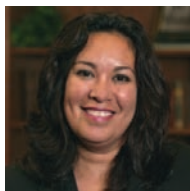
Montreal, Canada, July 2006.



Professor William G. Merkel

Articles

"A Cultural Turn: Reflections on Recent Historical and Legal Writing on the Second Amendment," 17 *Stanford Law & Policy Review* 671 (2006).



Professor Aliza Organick serves as president of the Kansas Association of Counsel for Children, 2006-2008.

Articles

"Creating a Tribal Law Clinic in Kansas: Carving the Peg to Fit the Hole," 82 *North Dakota Law Review* 849 (2006).

Presentations

Panelist, "Panel and Group Discussion on Tribal Governance," Tribal Law & Government Conference 2006, University of Kansas, Lawrence, Kan., Oct. 27, 2006.

Presenter, "Creating a Tribal Law Clinic in Kansas: The Joys and Challenges of Bringing a Clinic into the World," The Pedagogy of American Indian Law, UND Northern Plains Indian Law Center, Grand Forks, N.D., Oct. 13-14, 2006.

Presenter, "Kansas ICWA Cases in Review," Seventh Annual Native Nations Law Symposium, Sac and Fox Nation, Aug. 25, 2006.



Professor David E. Pierce is

program chair for the 53rd Annual Institute of the Rocky Mountain Mineral Law Foundation; and chair, Long Range Planning Committee, Rocky Mountain Mineral Law

Foundation. He received the Meritorious Achievement Award from Pittsburg State University and William O. Douglas Outstanding Professor of the Year from Washburn University School of Law.

Presentations

Presenter, "Issues in Oil and Gas Leasing

Transactions,” 7th Annual CLE Slam-Dunk Program sponsored by the Kansas Bar Association and the Kansas State University Foundation, Manhattan, Kan., Feb. 19, 2007.

Featured General Session Speaker, “Oil and Gas Law Update,” 58th Annual Oil & Gas Law Conference sponsored by the Energy Law Institute of the Center for American and International Law, Houston, Texas, Feb. 15, 2007.

“Recent Developments in Business and Transactional Law.” Recent Developments in the Law. Washburn Law School, Topeka, Kan., June 21, 2007.

“Oil and Gas Lease 2007: Problems, Solutions, Improvements.” 125th Annual Meeting of the Kansas Bar Association, Wichita, Kan., June 9, 2007.

“Banking, Commercial and Contract Law Developments,” Annual Survey of the Law. Kansas Bar Association, Topeka, Kan., May 20, 2007.

“Transactional Evolution of Joint Operating Agreements in the Oil and Gas Industry.” Special Institute on Oil and Gas Agreements: Joint Operations, Rocky Mountain Mineral Law Foundation, American Association of Professional Landmen, Council of Petroleum Accountants Societies, Santa Fe, N.M., May 17, 2007.

“Applied Contract Law for the Transactional Lawyer.” Washburn Law School, Topeka, Kan., March 2, 2007.

“Recent Developments in Nonregulatory Oil and Gas Law: Beyond Theories and Rules to the Motivating Jurisprudence,” 58th Annual Oil & Gas Law Conference sponsored by the Energy Law Institute of the Center for American and International Law, Houston, Texas. Feb. 15, 2007.

“Representing Landowners in Oil and Gas Transactions,” 7th Annual CLE Slam-Dunk program sponsored by the Kansas Bar Association and the Kansas State University Foundation, Manhattan, Kan., Feb. 19, 2007.

“Recent Developments in Oil & Gas Law and a Review of Basic Oil and Gas Lease Principles,” 31st Annual KBA/KIOGA Oil and Gas Law Conference,

Kansas Bar Association and Kansas Independent Oil & Gas Association, Wichita, Kan., Oct. 27, 2006.

“Common Interests Created in Oil & Gas,” “Technical Aspects of Oil & Gas Exploration, Production, and Marketing,” “The Oil & Gas Lease: Implied Covenants,” “Environmental Regulation of the Oil & Gas Industry,” Oil & Gas Short Course, Center for American and International Law and the Rocky Mountain Mineral Law Foundation, Houston, Texas, Oct. 16, 2006.

“Introduction to Legal Drafting.” Washburn Law School, Topeka, Kan., Oct. 6, 2006.

“Professional Responsibility Demands When Representing the Kansas Child,” Allen County Bar Association and CASA of the 31st Judicial District, Iola, Kan.. Sept. 25, 2006.

PUBLICATIONS

Books

Supplements to Volumes 1-5 of Kuntz a Treatise on the Law of Oil and Gas (LexisNexis 2006) (with Professors Anderson and Smith).

Contributions to Volumes 160, 161, 162, and 163 of the Oil and Gas Reporter (LexisNexis 2006) (with other editors).

Articles

“Recent Developments in Nonregulatory Oil and Gas Law: Beyond Theories and Rules to the Motivating Jurisprudence,” 58 Institute on Oil and Gas Law and Taxation 1-1 (LexisNexis 2007).

“Interpreting Oil and Gas Instruments,” 1 Texas Journal of Oil, Gas & Energy Law 1 (2006), University of Texas School of Law, Austin, Texas.

OTHER

Drafted Senate Bill No. 118 responding to requests by district court judges to define procedures for the use and administration of reports provided by Court Appointed Special Advocates (CASAs). Testified before the Senate and House Judiciary Committees in support of the Bill.



Professor Sheila Reynolds served on the Kansas Judicial Council Advisory Committee on Forms from May 2006 to May 2007 and is the recipient of the Kansas Bar Association 2007 Pro Bono Certificate Award.

Publications

Ethics for Attorneys Serving as Case Managers or Conciliators, Shawnee County Domestic Service Providers, October 2006 (10 pages).

Ethical Considerations in Representing Juvenile Offenders, Governor's Conference on Juvenile Justice, August 2006 (33 pages).



Professor Michael Hunter Schwartz

Other Publications

"Towards a Vision of a Humanized Classroom: A Few Ideas for Improving Students' Experience in Large, Doctrinal Classes," Conference Materials for "Balance in Legal Education: One Year Later," 2007 Annual Meeting of the American Association of Law Schools (January 2007).

"New Ideas in Old Bottles: Integrating Bar Pass Instruction in Upper-Division Bar Tested Courses," Conference Materials for "Integrating Academic Support Across the Curriculum," 2007 Annual Meeting of the American Association of Law Schools (January 2007).

"Best Practices For Integrating Academic Support Into The First-Year Curriculum, Influencing Doctrinal Faculty, And Designing Introductory Programs," Conference Materials for Best Practices in Academic Support Conference (November 2006).

Presentations

Presenter, "Six Active Learning Ideas for Adding New Modes to Your Teaching," Institute for Law School Teaching's Thirteenth Annual Summer Conference (June 8, 2007, Boston, Massachusetts).

Presenter, "Ex-L in Law School Training," Council on Legal Education Opportunity's Summer Institute (June 5, 2007, Pittsburgh, Pennsylvania).

Presenter, "Ex-L in Law School Training," Council on Legal Education Opportunity's Summer Institute (June 4, 2007, Columbia, Missouri).

Invited Speaker, "The Clock is Ticking: Maximizing Your Limited Instructional Time with Students," and Invited Teaching Consultant, Wisconsin Law School (February 2007).

Selected Panelist, "Integrating Academic Support Across the Curriculum," 2007 Annual Meeting of the American Association of Law Schools (January 2007).

Panelist, "Balance in Legal Education: One Year Later," 2007 Annual Meeting of the American Association of Law Schools (January 2007).

Plenary Speaker, "Best Practices For Integrating Academic Support Into The First-Year Curriculum, Influencing Doctrinal Faculty, And Designing Introductory Programs," Best Practices in Academic Support Conference (November 2006).

"Best Practices in Assessment," Washburn University School of Law Adjunct Faculty Appreciation Lunch/Training Program (Fall 2006).

Keynote Speaker, "Maximizing Learning in a Multi-Generational Setting," New York Accredited CLE Provider Conference, Sponsored by the New York Continuing Legal Education Board (New York State Judicial Institute on the campus of Pace Law School).