

Former solicitor-general shares insights on the rise of China

In November, former Hong Kong Solicitor-General Daniel R. Fung addressed a diverse audience of more than 150 UGA students, faculty and other guests as the distinguished speaker for the inaugural Willson Center – Dean Rusk Center Annual Lecture.

Fung is the first person of Chinese extraction to have served as solicitor-general, as well as the youngest member ever of the Hong Kong bar to have been appointed as Queen's Counsel. Additionally, he served on the Basic Law Consultative Committee, leading to the promulgation of Hong Kong's Constitution, and has been a visiting professor at both Harvard and Yale law schools.

Drawing on past experience and the insights he gained as a national delegate to the Chinese People's Political Consultative Conference, the principal advisory body to the People's Republic of China (PRC), Fung provided his view of the political and economic challenges surrounding China's new global role.

His lecture, "The Rise of China: Political and Economic Implications," focused on deciphering current projections related to the growth of China in order to compose the most illuminating and least speculative of forecasts.

After discussing many of the "straight-line" projections – which have China on the path to overtaking the German economy in four years, the Japanese economy in 15 years and the U.S. economy by the year 2040 – what Fung submitted as most relevant were adverse projections related to demographics, energy resources, environmental issues and unemployment. All of these are growing concerns for the PRC and, as the lecture went on to emphasize, should be for the rest of the world.

Fung explained that in this age of increasing globalization and economic interdependence it is important to maintain an interest in China in order to continue "to learn how the other half lives," and that whatever

one ultimately thinks of the current rise of China, what happens in China has consequences for us all.

To illustrate this point, Fung closed with a quote from Minxin Pei of the Carnegie Institute: "If the Chinese experiment in modernization were to succeed, it would change the face of the Earth. If the Chinese experiment in modernization were to fail, it would unleash the greatest humanitarian disaster the world has ever known. So either way, China matters."

Fung's lecture was made possible through the cooperation of UGA's Willson Center for Arts and Humanities and the Dean Rusk Center – International, Comparative and Graduate Legal Studies, and it will be published as part of the Rusk Center's *Occasional Papers Series*. For information on ordering a copy of the published lecture, please contact April Macakova at macakova@uga.edu or (706) 542-7875.

- Rusk Center Assistant Director André Barbic (J.D.'05)



Hosch Professor Anne Dupre (J.D.'88), co-director of the National Student Education Law Conference, speaks with student conference attendees. Third-year students Pilar Delmazo (left) and Mark Jones (right) are two of the six Georgia Law students who presented research papers at the conference. Also photographed is Joy Blanchard (second from left), a student at the Institute of Higher Education.

Six Georgia Law students present research at conference

Six Georgia Law students were selected in a national competition to present their research papers at the second annual National Student Education Law Conference held this past September.

The conference, sponsored by the Education Law Consortium and hosted by the UGA Institute of Higher Education, allowed students in graduate and professional programs across the country to convene with some of the nation's leading education and law scholars on current and pressing issues in education law.

The annual conference is intended to promote dialogue regarding pertinent topics confronting education and to strengthen the students' research, which is then made available to education law and policy decision makers.

Georgia Law winners were: Pilar A. Delmazo, Mark P. Jones, Anita L. Kumar, Robert S. Lane, Jessica M. Mallanda and Jessica F. Najjar, all third-year students. They were joined by students from other leading institutions, including the University of Virginia, Georgetown University and American University.

The students' final papers were published in the *Education Law and Policy Forum*, an electronic journal sponsored by the consortium. This publication is the first online interdisciplinary journal for education law and policy, and serves as a comprehensive and accessible resource for education law researchers at all levels, from K-12 to higher education.

"This was a wonderful opportunity for our students to explain their research on how law affects important issues like student suicide, bilingual education, students with disabilities and collective bargaining for teachers," ELC Co-director and Hosch Professor Anne Proffitt Dupre (J.D.'88) said. "It also serves as an asset to people working in education law, as these students are able to share their research with the world through the Web journal."

Dupre said she was pleased with the hard work of the six Georgia Law students whose papers were chosen for presentation and publication and which will bring promising research and new ideas to the field.

New faces at Georgia Law

This fall, Georgia Law added four new faculty members to enhance curricular offerings in tax law, criminal law, evidence, media law and constitutional law as well as in the growing area of health law.

Biographical highlights for these new scholars as well as visiting professors for the 2006-07 academic year follow.



David A. Brennen joined Georgia Law as a professor specializing in tax law.

Brennen has more than 10 years of teaching experience, having most recently served as the Ellison C. Palmer Professor of Tax Law at Mercer University. Prior to joining the teaching academy, he served as assistant general counsel of Florida's Department of Revenue. He also worked as an associate with the law firm Messer, Vickers, Caparello, Madsen, Lewis, Goldman & Metz in Tallahassee where he specialized in tort, tax and environmental litigation.

He is a member of the American Law Institute and currently serves as an adviser to its Principles of the Law of Nonprofit Organizations project. Brennen is also chair of the Association of American Law Schools' Minority Groups Section and chair-elect and co-founder of the new Nonprofit Law and Philanthropy and Taxation Section.

Brennen earned his J.D. and LL.M. in Tax from the University of Florida and his bachelor's degree from Florida Atlantic University.



Julian A. Cook III joined Georgia Law as an associate professor, teaching in the areas of criminal law, criminal procedure and evidence.

Cook comes to Georgia Law with nearly 10 years of legal teaching experience, having most recently been at Michigan State University. His other teaching appointments were at Widener University, American University and Texas Southern University.

Previously, Cook served for several years as an assistant U.S. attorney in Nevada and the District of Columbia. While a federal prosecutor and a member of the Organized Crime Drug Enforcement Task Force, he was responsible for handling an array of criminal matters, including felony narcotic, white-collar and various arrest-generated cases during the trial and appellate stages. He also served as a judicial clerk for Judge Philip M. Pro of the U.S. District Court for the District of Nevada.

He earned his law degree from the University of Virginia, his M.P.A. from Columbia University and his bachelor's degree from Duke University.



Fazal Khan joined Georgia Law as an assistant professor specializing in health law.

He has considerable experience in both the legal and medical fields.

He served as a litigation associate for the Chicago firm Jenner & Block, where he conducted a bioethics investigation for a major academic hospital's transplant program, drafted an appellate amicus brief on the epidemiology of Agent Orange exposure and represented hospitals, physicians and pharmaceutical companies in various other legal matters.

Khan held teaching and research assistantships with the University of Illinois College of Medicine, College of Law and Institute for Government and Public Affairs, as well as the University of Chicago's departments of biological sciences and pharmacology/physiology.

As part of the University of Illinois' Medical Scholars program, he graduated *magna cum laude* from law school, where he served as book review editor for the *University of Illinois Law Review*, and also earned his M.D. He earned his bachelor's degree from the University of Chicago.

Sonja R. West joined Georgia Law as an assistant professor instructing in media law and constitutional law.

Prior to joining the Georgia Law fac-



ulty, West taught as the Hugo Black Faculty Fellow at the University of Alabama School of Law. She is a former judicial clerk of U.S. Supreme Court Justice John Paul Stevens and

U.S. Court of Appeals for the Ninth Circuit Judge Dorothy W. Nelson. Her other professional experience includes several years as an associate attorney for the Los Angeles law firms Gibson, Dunn & Crutcher and Davis Wright Tremaine, where she represented media clients on a variety of First Amendment and intellectual property issues at the trial and appellate levels.

West graduated with high honors from the University of Chicago Law School, where she served as executive editor of *The University of Chicago Law Review* and was inducted into the Order of the Coif. She earned her bachelor's degree from the University of Iowa.

Visiting Professors

Teaching in the areas of civil procedure and land use planning, **Matthew J. Festa** is serving as a visiting assistant professor for the 2006-07 academic year.

Festa previously worked as an associate with the Houston law firm Locke Liddell & Sapp, specializing in commercial, mass tort and land use litigation. He also served as a judicial clerk to Judge Deborah L. Cook of the U.S. Court of Appeals for the Sixth Circuit and Judge William O. Bertelsman of the U.S. District Court for the Eastern District of Kentucky.

Festa earned his law degree from Vanderbilt University, where he served as executive editor of the *Vanderbilt Law Review*. He also holds a bachelor's degree from the University of Notre Dame, an M.P.A. from Murray State University and a master's degree from Vanderbilt University.

Specializing in international law, **Margaret E. McGuinness** has joined Georgia Law for the spring semester as a visiting associate professor from the University of Missouri at

Columbia School of Law.

Prior to attending law school, McGuinness was a foreign services officer for eight years with the U.S. Department of State, where she served for a year as a special assistant to former Secretary of State Warren Christopher. She has since clerked for Judge Colleen McMahon of the U.S. District Court for the Southern District of New York and served as a litigation associate at Paul, Weiss, Rifkind, Wharton & Garrison in New York City.

McGuinness earned her law degree with distinction from Stanford University, where she served as articles editor of the *Stanford Law Review*, and her bachelor's degree from American University.

Alumna **Emily Hammond Mezell** (J.D.'02) is occupying a one-year visiting assistant professorship aimed at aiding superior Georgia Law graduates with the transition into the legal academy.

Prior to joining the Georgia Law faculty in the fall, Mezell served as an associate at the law firm Bondurant, Mixson & Elmore, where she worked on all aspects of civil litigation in cases involving intellectual property, constitutional law and business disputes. Mezell previously served as a judicial clerk for Judge Richard W. Story of the U.S. District Court for the Northern District of Georgia.

A *summa cum laude* graduate of Georgia Law, Mezell was inducted into the Order of the Coif and served as senior notes editor of the *Georgia Law Review*. She earned her undergraduate degree *cum laude* from Virginia Polytechnic Institute and State University.

Kim Van der Borcht joined Georgia Law for the fall semester 2006 as a visiting professor from the University of Hull in England.

Van der Borcht is listed on the governmental roster of panelists of the World Trade Organization. He is an accredited arbitrator (CEPINA) and a legal adviser on issues of international trade, investment and intellectual property rights, affiliated to the dispute settlement program of the United Nations Conference on Trade and Development (UNCTAD).

He is an external member of the WTO Law and Dispute Resolution Centre, a fellow of the Centre for Economic Law and a fellow of the Dean Rusk Center – International, Comparative and Graduate Legal Studies.

He earned four degrees, including his law degrees and a doctorate, from the Free University of Brussels and a Pg.D. from the University of the West of England.

Farewells

As Georgia Law welcomes new faces, we also bid farewell to some familiar members of our faculty and staff.

Assistant Professor **Kevin Jon Heller** has taken a lecturer position on the University of Auckland Faculty of Law in New Zealand.

Peter J. Spiro, former Georgia Law associate dean for faculty development and Rusk Professor of International Law, is now the Charles R. Weiner Professor in International Law at the Temple University James E. Beasley School of Law.

Assistant Professor **Loric Johnson** has joined the Boston College Law School as a visiting faculty member for the spring 2007 semester.

Anthony E. "Tony" Waller (J.D.'93), former Georgia Law associate director of legal career services, has taken the position of assistant dean of career services at the University of Illinois. His position at Georgia Law has been filled by **E. Ramsey Henderson** (J.D.'05), a Georgia Law alumna who most recently worked for Troutman Sanders in Atlanta.

After 27 years of service to the law school, **Nelda Parker** retired from her position as office manager at the Rusk Center this past summer.

2006-07 Sanders Scholars

With an impressive record of public service, **Theodore W. "Ted" Kassinger** (J.D.'78) served as the Carl E. Sanders Political Leadership Scholar in the fall.

Previously, Kassinger served at the U.S. Department of Commerce as deputy secretary and as general counsel and senior advisor, at the U.S. Department of State as attorney advisor, at the U.S. International Trade Commission as attorney advisor and with the staff of the U.S. Senate Trade Committee on Finance as international trade counsel.

He worked for more than 16 years at Vinson & Elkins in Washington, D.C., where he specialized in transnational business transactions, regulatory matters and dispute resolution. Currently, Kassinger is a partner at O'Melveny & Myers, where he serves as co-chair of the firm's Global Trade Practice Group and is a member of its Strategic Counseling Practice Group.

Kassinger earned his law degree *cum laude* from Georgia Law, where he served as the notes editor of the *Georgia Law Review*. He also received his bachelor's degree from UGA.

Former Georgia Secretary of State **Cathy Cox** is serving as

the Carl E. Sanders Political Leadership Scholar for the spring semester. In this post, she will teach courses in election law and law and politics.

Cox served as Georgia's secretary of state from 1998 to 2006 and as the assistant secretary of state for three years. She also served in the Georgia House of Representatives from 1993 to 1996, after practicing law for 10 years in both Atlanta and her hometown of Bainbridge, Ga. During her tenure as secretary of state, Cox worked extensively on election reform and Georgia became the first state to implement an electronic voting system.

She earned her associate's degree from Abraham Baldwin Agricultural College, her bachelor's degree *summa cum laude* from UGA and her law degree *magna cum laude* from Mercer University, where she served as editor in chief of the *Mercer Law Review*.

The Carl E. Sanders Political Leadership Scholar position, named for Georgia's 74th Governor and 1948 Georgia Law alumnus, allows students to learn from individuals who have distinguished themselves as leaders in public service.

Georgia Law hosts Brazilian judicial officials for training program



Richard Reaves, executive director of the Institute of Continuing Judicial Education, speaks to Brazilian participants in this fall's International Judicial Training Program.

A group of 28 justices, judges, lawyers and court personnel from the state of Pernambuco, Brazil, visited the Dean Rusk Center – International, Comparative and Graduate Legal Studies for a two-week judicial training program this fall.

The party, which included eight members of the state Supreme Court, including the chief justice of the court, was participating in the International Judicial Training Program (IJTP), conducted by the Rusk Center and the Institute of Continuing Judicial Education.

Designed to introduce foreign judges and court personnel to the U.S. judicial system, the IJTP hosts seminars at the law school and at sites throughout the state, including sessions at the Supreme Court of Georgia, the Georgia Court of Appeals and other specialized courts. This program is one of only 10 programs listed by the World Bank as a resource for judicial training in the United States.

Since the IJTP's inception in 1998, the Rusk Center has hosted more than 120 members of the judiciaries of Brazil, Ghana and Egypt. The most recent Brazilian group's training focused on judicial administration and included five returning participants.

María Eugenia Giménez (LL.M.'89),

associate director of the Rusk Center and co-director of the program, said the IJTP has been working with Pernambuco's judiciary for more than eight years, and every visit brings more participants.

"An example of the great success of our collaboration with Pernambuco is that not only have we trained judges and court personnel, but a number of the justices of the state's Supreme Court. Four of the past chief justices have completed our program," Giménez said.

"One of the main goals of the IJTP is to support stable democracies by creating foundations for strong and independent judiciaries. We hope to eventually involve members of other [state] courts in Brazil, which would further expand Georgia Law's opportunity to serve one of the strongest democracies in Latin America," she said.

In addition to Giménez, the program is co-directed by Richard D. Reaves, executive director of the ICJE. Among the experts who led training sessions this fall were Georgia Law's Michael L. Wells, the holder of the Carter Chair in Tort and Insurance Law, and Gabriel M. Wilner, the holder of the Kirbo Chair in International Law.



Ghanaian Law Librarian Anthony Addy visited the law school in October. He is pictured with María Giménez (LL.M.'89) (left), associate director of the Rusk Center; Ann Puckett, professor and director of the law library; and Anne Burnett (J.D.'90) (right), foreign and international law librarian.

Ghanaian Supreme Court librarian visits the law library

Anthony Addy, the law librarian for Ghana's Supreme Court, spent two weeks at the Alexander Campbell King Law Library working with law library staff and increasing his knowledge of library systems and technology.

Because Addy is assisting with plans to implement online court document filing in Ghana's courts, his visit also included a trip to the federal courts in Atlanta where he was able to observe firsthand their online filing system. Additionally, he shared with Georgia's law library staff his experience in creating a database of Ghanaian statutes, case law and other legal research materials.

Addy's visit was facilitated by Rusk Center Associate Director María Eugenia Giménez (LL.M.'89), who has worked with members of Ghana's court system through the International Judicial Training Program (IJTP).

Sign up to receive the Rusk Center's new newsletter

Last year, the Dean Rusk Center – International, Comparative and Graduate Legal Studies began publishing a newsletter. To receive future issues, please contact the Rusk Center's Assistant Director André B. Barbic (J.D.'05) at abarbic@uga.edu or (706) 542-5141.