ABA Confers Medal of Honor on Robert MacCrate

The American Bar Association recognized an icon of public service August 6 in Chicago when it presented the ABA Medal to Robert MacCrate of New York City. The medal is the ABA’s highest recognition for members of the legal profession, and is presented only in years in which the ABA Board of Governors judges a nominee to have rendered exceptionally distinguished service to the cause of American jurisprudence.

MacCrate, a senior counsel with the law firm of Sullivan & Cromwell, has devoted a lifetime of service to the people of New York, the United States and the world. His contributions include investigating the My Lai incident in the Vietnam conflict, advising a governor of New York, serving on the state crime control planning board, screening candidates for state and federal judgeships, and guiding professional education and development at state and federal levels.

“Bob MacCrate has been lionized as a treasure to the people of New York,” said 2000-2001 ABA President Martha Barnett. “I claim him as a treasure to the people of the world. He has worked on behalf of women, minorities, and all people worldwide who seek sanctuary in the rule of law to protect order and assure security in their lives. The world is a safer, better place because of Bob MacCrate.”

Among his key commitments to the legal profession has been service in bar associations. He is a past president of the ABA, the American Bar Foundation, the New York State Bar Association and the New York Bar Foundation. In the ABA, he also served as chair of the Special Advisory Committee on International Activities and chaired the Task Force on Law Schools and the Profession of the Section of Legal Education and Admissions to the Bar. The Task Force issued a groundbreaking report in 1992 (informally called the “MacCrate Report”) that recognized the need for a continuum of legal education and professional development extending from before entering law schools and throughout a lawyer’s professional life and identified the skills and values that every lawyer should seek to acquire.

MacCrate has served in the ABA House of Delegates, the association’s policy-making body, since 1973. He has served on the ABA Standing

Continued on page 13
The last week of August marks the end of my first year as Consultant. The year has been busy—to say the least. It has been a year in which we accomplished much on behalf of the Section and legal education. It also was a year in which we began some new initiatives that promise to strengthen further the ability of the Section and the Office of the Consultant to fulfill our mission: to be a creative national force in providing leadership and services to those responsible for and those who benefit from a sound program of legal education and bar admissions; to provide a fair, effective, and efficient accrediting system for American law schools that promotes quality legal education; and to continue to serve, through the Council, as the nationally recognized accrediting body for American law schools.

In this column, I would like to report briefly on some of the most important developments of the past year. I need to begin, however, with special and heartfelt thanks to two fantastic people. Diane Yu provided outstanding leadership to the Council during this year of transition, and she also gave me superb support and excellent advice. Jim White added a 27th great year of service to legal education by serving as my advisor. Jim, who will assume the title Consultant Emeritus at the end of September, was a wellstone of information and provided both me and our key committees with valuable perspective.

Staff Developments
One of my major objectives this year has been to recruit new members of the Office of the Consultant staff, and to retain for the benefit of our office the talents of some key members of the Indianapolis staff. I am very pleased to report that we now have a full staff at the Consultant’s Office, and that our staff includes both Cathy Schrage (who has served for 26 years as Executive Assistant for Accreditation) and Rick Morgan (who has been our Data Specialist for the past seven years).

Among the newest members of the staff is Camille deJorna, who joined us in late July as Associate Consultant. Camille for the past five years has been Director of Admissions and Assistant to the Dean at the University of Iowa College of Law, and she has ten years’ previous experience in student affairs at Hofstra and Columbia law schools. She will primarily be working with Barry Currier, Cathy Schrage and me on many different accreditation matters. Our newest staff member is Keisha Stewart, who began work in mid-August as Assistant to Director of Operations Carl Brambrink.

Strategic Objectives
One of the Council’s major efforts this year was to establish a number of key Strategic Objectives that will establish priorities for the Council and Section over the next five years. The Council approved a draft Strategic Objective document at its
June meeting, and that draft is reprinted elsewhere in this issue of Syllabus. The document is the result of thoughtful reflection by the Council and the staff under the leadership of the Long-Range Planning Committee, co-chaired by Deans Tom Sullivan of Minnesota and Bob Walsh of Wake Forest. We encourage members of the Section and others interested in legal education to comment on the Strategic Objectives. A good strategic planning document is not static, and thus the Council will be periodically reviewing the Strategic Objectives in light of comments that we receive and changes in legal education and the legal profession.

Continuing Revision of Standards, Interpretation and Rules

This year the Standards Review Committee reviewed and made recommendations for revising a number of Standards, Interpretations and Rules of Procedure. The Council acted on those recommendations in June and a number of revisions became effective early in August. Among the more significant revisions were adding a requirement that each law school provide each of its students with at least two rigorous legal writing experiences, permitting fully approved schools to occupy leased facilities in some circumstances, and revising some of the methods of oversight of provisionally approved schools. This coming year, under the leadership of Dean Rudy Hasl of Seattle University School of Law, the Standards Review Committee will be considering revisions of the standards and guidelines related to distance learning and technology-based instruction. It also will be reviewing the residency standards, with a particular focus on the regulation of weekend scheduling, and the criteria defining a major change in a law school’s operation (particularly issues related to branch campuses and satellite programs).

Department of Education

During this past year the Council undertook its periodic review as a recognized accrediting agency by the United States Department of Education. In December, the Department’s Advisory Committee on Institutional Quality and Integrity endorsed the department staff recommendation that the Council continue to be recognized as the official accrediting agency for the first professional degree in law for the next five years, which is the maximum possible period of recognition. The Secretary of Education approved those recommendations in January 2001. The only condition to continued recognition was that a few changes be made to the Standards, Interpretations, Rules of Procedure and Bylaws in order to conform our policies fully to the Department’s criteria for recognition. All of the necessary revisions were adopted by the end of this August's Annual Meeting.

ABA/LSAC Official Guide to ABA-Approved Law Schools

For several years, the Section published a guide to ABA-approved law schools for use by prospective students. The ABA Guide contained a wealth of information about each school, its student body, faculty, and administration, and information concerning each school’s admissions, bar passage, and employment profile. At the same time, the Law School Admission Council also produced an annual publication with detailed information that each law school submitted.

In the fall of 2000, the Section and LSAC agreed to combine our two law school data publications into one book. That collaboration has been very successful, and the new 2002 edition of the ABA/LSAC Official Guide to ABA-Approved Law Schools was published last spring. This summer, much of the data from the book was made available, in searchable format, on the ABA and LSAC websites. We are confident that this book and the electronic database will be excellent resources for those considering applying to law school, and that they also will be a valuable source of information for those working in legal education or admissions to the bar.

Diversity Issues

The Section has long been at the forefront of encouraging efforts to diversify the legal academy. Last October, we co-sponsored an outstanding conference on diversity in Denver with the AALS and LSAC entitled, “Action and Accountability: Diversity Imperatives for the New Century.” The keynoter was Attorney General Janet Reno.

This year two other important developments related to law school diversity issues occurred. One was the creation of the AALS/ABA/LSAC Joint Committee on Diversity. Chaired by Dean Lee Teitelbaum of Cornell, the Committee will take the lead in undertaking some projects on matters of common interest to the three organizations, and it also will serve as a clearinghouse for coordinating the independent diversity efforts of the three organizations. We are looking forward to the close collaboration among our three organizations that will result from the Joint Committee, and we are confident that the Joint Committee will provide important leadership for legal education on some of the major issues that we are now facing concerning diversity.

The other significant development was in the courts. Late in March, a United States District Judge in Detroit held that the University of Michigan Law School admissions process (which appears to me to be a carefully crafted system that effectively follows Bakke’s guidance as to the permissible uses of race in admissions decisions at an educational institution) was unconstitutional. The district judge in Grutter v. Bollinger, et

Continued on page 15
FROM THE CHAIR

Parting Thoughts: “Remember the Source”

by Diane C. Yu

As my time as Chair of this Section draws to a close, I have been experiencing many conflicting emotions. My first sentiment is of amazement for taking part in a most memorable year. I had outlined my aspirations in my first Syllabus column and am delighted to report that, thanks to exceptional team contributions, we can declare success on all fronts, to wit:

• **Breakthrough in accreditation authorization from the Department of Education:** With tremendous support from our outside counsel, Mark Pelesh, and both former and current ABA Consultants, James P. White and John A. Sebert, we secured accrediting agency recognition for five straight years.

• **Accreditation:** We had consistently excellent work product from the Committee with the heaviest workload within the Section, the Accreditation Committee, ably chaired by Michael Davis.

• **Diversity:** We co-sponsored a great conference with the AALS and LSAC in Denver, “Action and Accountability: Diversity Imperatives for a New Century.” I commend to your reading the Final Report on the conference, issued recently. Our Section was active on the ABA President’s Diversity Advisory Council and in getting the ABA Board to file an amicus curiae brief in *Grutter v. Bollinger*, supporting the University of Michigan School of Law’s affirmative action program.

• **Strategic planning for the Council:** The Section’s Long-Range Planning Committee co-chairs Dean Tom Sullivan and Dean Robert Walsh led Council efforts to develop strategic objectives at our fall retreat. The Council is now circulating the results for additional comments and ideas from the membership.

• **Professionalism activities and meaningful involvement in the Multijurisdictional Practice (MJP) debate:** It’s critically important that the voices of the academy and bar examining community be heard as the ABA considers initiatives that affect legal education or bar admissions. To that end, the Bar Admissions Committee came through with significant input on the MJP issue, including a model admission by motion rule, which was submitted to the ABA Commission on MJP. Fordham Dean John Feerick spearheaded dialogues with the organized bar on the topic of professionalism via the Section’s Professionalism Committee. It’s also heartening that Robert MacCrater’s legal education leadership was prominently cited when the ABA Medal was awarded to him in August.

• **Transition:** My final wish was for a smooth transition, not only in terms of passing the Consultant’s baton from James P. White to John A. Sebert, Dean Emeritus at the University of Baltimore School of Law, but also regarding the relocation of Section offices to Chicago. The efficiency of the transition exceeded my highest expectations.

My second sentiment is of enormous appreciation for volunteer contributions. In recent months, Section activity levels have been extremely high. I congratulate co-chairs Debra LaMorte from NYU and Don Gifford from the University of Maryland for drawing a record-breaking crowd in Jackson Hole for the Development Conference in May. Debra and Don even arranged for cloud-free weather to facilitate the moose and elk sightings! Georgia Dean Dave Shipley organized the annual New Deans’ Workshop in North Carolina in June, which continues as a valued initiation in the art of the deanship. The Communication Skills Committee, chaired by Richard Neuman of Hofstra, sponsored another fine substantive program at the Chicago Annual Meeting. Our Section Program in Chicago had two segments—one on law school debt and financing issues, and the other on “Out of the Box” thinking. Both were excellent. The “Out of the Box” Committee, which I formed last year after the London Annual Meeting program, was headed by SMU Dean John Attanasio and NYU Dean John Sexton. It is exploring ways to “institutionalize creativity” (an oxymoron to some but a stirring challenge to others) and engage our Section in strategically focused dialogues about the future of legal education. Stay tuned for progress reports.

My debt of gratitude to the ABA staff is deep and broad. John Sebert was a great partner as our new Consultant, as I have previously indicated. I also thank the 2001 Kutak Award winner and Consultant Emeritus (so designated by the Council), James P. White, for affording me the sage advice that I had become accustomed to for years. In addition, kudos go out to a top flight staff in Chicago, most notably Cumberland Dean Barry Currier, who has had an absolutely terrific first year as Deputy Consultant, and our newest hire from Iowa, Camille deJorna, assuming the recently created Associate Consultant position. Also in our Hall of Fame: the mainstay and institutional memory of the Accreditation Committee, Cathy Schrage; the ever efficient Director of Operations Carl Bram brink; and the indefatiga-
ble and exceptionally creative Melissa Wilhelm, Events and Meetings Manager; our dedicated Data Specialist Rick Morgan; and Andrew Arnone, Publications and Technology chief, our website whiz. Thanks also go to assistants Maxine Klein and Mary Barron.

Finally, I feel a slight tinge of sadness as I salute the world’s best group to lead, the Council. My father used to quote a Chinese saying, “When you drink the water, remember the source.” I saved the Council for last because of the hard work, support, good cheer, inspiration, great ideas, fellowship, and wisdom that have meant so much to me these past 13 months. These individuals have been the source of immense and immeasurable joy to me and the secret to all of our Section’s success this year. Specifically:

Jerry VandeWalle: You will take the Council to new heights, both literally and figuratively. Hope you have half the fun that I had. Tom Sullivan: Your thoughtful reflections were judicious and compassionate—thanks for so many constructive ideas and insights. Herma Hill Kay: We mourn your departure from the Council and celebrate your many years of contributions—particularly your stellar leadership on diversity issues. Bob Walsh: You were a daunting act for me to follow as Chair, and a treasured advisor throughout the year. Jose Garcia-Pedrosa: An outstanding Section Delegate and someone always willing to lend support and help out, for which I was very grateful. Norman Redlich: I’m so glad we have your continued service as a delegate to the House and active participant in the MJP dialogues with the Section Officers Council. Bill Rakes: Thanks for your sage and savvy advice on political “ways and means” as our superb Board Liaison. Del Brinkman: A warm and wonderful addition to our public membership ranks. Rodney Bullard: An excellent law student representative—best of luck in the real world!

Lolly Gasaway: You’ve served us so admirably for years—special thanks for chairing the work group looking at foreign programs and for your valued feedback. Jerry Haller: Your background as a bar examiner greatly enhanced the MJP and bar admissions discussions. Randy Hertz: Our favorite draftsman and someone who beautifully expresses both the conscience and pragmatism of the academy. Liz Lacy: A strong voice for heading our MJP committee this year. Jeff Lewis: A consistently sound and cogent Council member, especially on accreditation matters.

Liz Moody: Another former Accreditation Committee chair whom I could always call on—even at the last minute—for tough assignments. Your Key West digs are great. Nancy Neuman: Thanks for your loyal support and congratulations on your election as Secretary—a first for a public member! Michael Olivas: What a sensational diversity conference you led last fall! Much obliged for your work on law student debt. Solomon Oliver: As a judge and former academic, you bring a wealth of

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**A Message from the incoming Chairperson**

I expect to many, if not most of you, I am a stranger. The information provided by the nominating committee told you I am the Chief Justice of the North Dakota Supreme Court and the immediate past-president of the Conference of Chief Justices. My involvement in the Section began over 15 years ago when I was appointed to the Bar Admissions Committee, which I subsequently co-chaired with Erica Moeser and Peg Corneille. My interest in education precedes that. As an Assistant Attorney General for the State of North Dakota I had, among other portfolios, the portfolio on education, including the position as the legal advisor to the North Dakota Board of Higher Education that governs all public institutions of higher education in North Dakota. In that position I became familiar with accreditation processes. The North Dakota Constitution specifies that as Chief Justice I am a member of the nominating committee that submits a list of nominees to the Governor for appointment to the State Board of Higher Education. As a member of the North Dakota Supreme Court, I am intensely interested in legal education, both as an employer of the graduates of our law schools and as a regulator of the admission to and the practice of law.

The people who have gone before me have laid a solid foundation for the operations of the Section and its Council and its committees. John Sebert has proven a worthy successor to Jim White. Diane Yu has chaired the Section with dedication enhanced by her energy, innovative ideas and enthusiasm to improve not only legal education but access to legal education. Jim, John, Diane and many others have worked hard to improve the operation of the Section and I acknowledge and thank them for those efforts. I do not take the position of Chair lightly nor do I view it as an honorary position. Rather, I intend to continue the progress they have made.

There are problems to be resolved but with your help the Section will persevere in its efforts to advance our basic goal of providing a sound program of legal education and equal access to that program. I look forward to continuing to work with you in implementing that goal.

Honorable Gerald W. VandeWalle, Chief Justice, North Dakota Supreme Court Bismarck, North Dakota
experience to the table that we benefit from on an ongoing basis. Dot Ridings: I love your energy and your down to earth questions during accreditation hearings—no one pinpoint the heart of an issue better!

Pauline Schneider: Fortunately, I could always count on you for wise counsel, a laugh or two, and great judgment and expertise on any issue. Congratulations on being elected Vice-Chair. Steve Smith: The 509 publication and the Deans' Workshop were fabulous, and your role was crucial to both. We also appreciated your San Diego hospitality. Peter Winograd: A real trooper. Thanks, as with Steve, for your 509 publication work, and in helping to put on the Annual Meeting program on student debt burdens.

David Trager: A clear thinker and influential speaker who has enriched our debates, especially on controversial issues.

Thanks for a wonderful, unforgettable year.
James P. White receives 2001 Kutak Award

James P. White, a professor of law at Indiana University School of Law in Indianapolis and the American Bar Association consultant on legal education for 26 years, received the 2001 Robert Kutak Award for contributions to legal education. The award was presented on August 3, 2001, at ABA headquarters in Chicago, Illinois, during the ABA’s 2001 Annual Meeting.

“Jim White has devoted his career to advancing and improving legal education in the United States. He has served the ABA with distinction during a time of tremendous growth, change and diversification, and fostered innovative approaches to teaching law,” said Diane Yu, 2000-2001 chair of the Section of Legal Education and Admissions to the Bar, which confers the award.

“The practice of law has changed enormously in the past quarter-century. Legal specialties exist now that were unheard of 26 years ago, and the law practice environment offers many more opportunities and challenges than it did previously. Through it all, Jim White has been extraordinarily effective in working with law schools nationwide to prepare their students to serve the public and its new demands. He has also been an invaluable advisor to the section council in all of its responsibilities,” she said.

The Kutak Award is named for an Omaha lawyer who dedicated his career to public service and the improvement of legal education and the legal profession. He was a member of the Council of the Section of Legal Education and Admissions to the Bar, and chaired an ABA commission that proposed a major revision of the code of professional conduct for lawyers adopted in 1983, the same year Kutak died.

“I am privileged to be in the company of the past recipients of the Award,” White remarked, naming the 17 previous recipients of the award. “These are a remarkable group of individuals, practicing lawyers, members of the judiciary and legal educators . . . All of these, those of blessed memory and those with us, have been my very special mentors during my years of service as Consultant. And I am especially pleased to receive an award given in the memory of Bob Kutak, a dear friend and a magnificent contributor to the betterment of legal education and the profession. Bob was a distinguished Omaha lawyer, a champion of legal reform and an effective advocate for legal education.”

White has taught law at Indiana University since 1966, and has been a special assistant to the chancellor of Indiana University-Purdue University, Indianapolis, since 1974. He was dean for academic planning and development at the university for a decade, starting in 1974, the same year he became ABA Consultant on Legal Education. Before joining the Indiana University faculty, White was an assistant dean at the University of North Dakota School of Law, where he also served one year as acting dean. He had been an assistant professor and director of the agricultural law research program there. Before that he was a teaching fellow at George Washington University Law School in Washington, D.C.

One of White’s key interests has been developing legal education systems in the newly emerging democracies of Eastern Europe, and he received the ABA Central and East European Law School Initiative Award in 2000. In June he also was honored at Law 2001, an international conference devoted to “Assuring Quality Legal Education,” held in Istanbul, Turkey.

White served in the Judge Advocate General Corps of the U.S. Air Force in 1956-58. He completed a Carnegie Post Doctoral Fellowship program in University Administration at the University of Michigan in Ann Arbor in 1965. He holds a graduate degree in law from George Washington University, a law degree from the University of Iowa in Iowa City, and a bachelor’s degree in history from the University of Iowa.
Headquartered at the Hotel Inter-Continental in Chicago, the Section of Legal Education and Admissions to the Bar held its traditional Annual Meeting program in conjunction with the 2001 ABA Annual Meeting.

This year, the Section sponsored three programs. The first, entitled “Financing a Legal Education: How Students Pay the Bill and Then Confront the Debt” moderated by Peter A. Winograd, Associate Dean at the University of New Mexico School of Law, offered an in-depth look at how students are paying for their legal education, the consequences of increasing law school debt and the range of responses by the academy and the profession on this issue.

The second, entitled “The Out of the Box Dialogues: Responses to the Challenges Facing Legal Education,” moderated by members of the Section’s Out of the Box Committee, addressed some of the challenges and opportunities that legal education faces in the future.

The third, entitled “How Can Law Schools Better Teach the Skills Needed by Transactional Lawyers and Business Litigators?”, moderated by Professor Richard K. Neumann, Hofstra University School of Law, targeted both lawyers and academics who are concerned about the teaching of business skills in law schools.

In addition to these Section programs, the Section Council reviewed and adopted proposed revisions to the Standards, Interpretations, Rules of Procedure, Strategic Objectives, and other business (see related articles).

**Adopted Revisions to the ABA Standards for Approval of Law Schools and Rules of Procedure**

At its meeting on June 2, 2001, the Council of the Section of Legal Education and Admissions to the Bar adopted revisions to the Standards for the Approval of Law Schools, the Interpretations of those Standards, and the Rules of Procedure for Approval of Law Schools. The House of Delegates of the American Bar Association concurred in these revisions at its meeting of August 7, 2001.

The revisions included the following sections:

- Interpretation 105-1
- Standard 302 and Interpretation 302-1
- Interpretation 405-6 [Interpreting Standard 405(c)]
- Standard 405(d) and new Interpretation 405-9
- Chapter V—change of title Standard 502(a)
- new Standard 511
- new Standard 512 (renumbering Standard 213)
- Interpretation 701-3 and new Interpretation 701-4
- Rules of Procedure 5, 6, 7, 9, 10, 14, 18, 19

The revisions are effective immediately. The revisions have been incorporated into a revised version of the ABA Standards for Approval of Law Schools, which can be viewed at the Section’s Web site: [www.abanet.org/legaled](http://www.abanet.org/legaled) [click on “Standards & Rules of Procedure”]. A revised printed copy of the Standards, Interpretations and Rules of Procedure will be published in late September 2001. The revised printed version will be distributed to all law school deans and will be available for purchase through the ABA Service Center, 1-800-285-2221.

**Adopted Revisions to the Section Bylaws**

The proposed revisions to the Bylaws of the Section of Legal Education and Admissions to the Bar were approved by the membership of the Section at the Section’s Annual Business Meeting on August 4, 2001; thus the revised Bylaw provisions are in full force and effect. The two proposed changes further defined what constitutes a representative of the public for both the Council (Article IV, Section 3) and Accreditation Committee (Article VIII, Section 2(a)).

The revised Bylaws can be viewed at the Section’s Web site: [www.abanet.org/legaled](http://www.abanet.org/legaled) [click on “About the Section” then “Section Bylaws”].
2001-2002 Council Elected

The 2001-2002 Council welcomes five newcomers: Judith Areen, Eric C. Besch, Sara B. Davies, Angela Karras, and Armando Lasa-Ferrer. Following is a brief biography of each:

**Judith Areen, Council Member,** is executive vice president for Law Center Affairs of Georgetown University and dean of the Law Center. Ms. Areen is a graduate of Cornell University and the Yale Law School. Between 1977 and 1980 she served in the Office of Management and Budget as director of the Federal Legal Representation Project. She then became general counsel to President Carter’s Reorganization Project and served as special counsel to the White House Task Force on Regulatory Reform. Dean Areen, who is a member of the bar of the District of Columbia, is a Senior Research Fellow of the Kennedy Institute of Ethics and a member of the American Law Institute.

**Eric C. Besch, Law Student Division Council Member,** is completing a joint J.D./Ph.D. (policy science) program at the University of Maryland; he holds an M.A., Education, from Western Kentucky University and a B.S. from West Point. Mr. Besch is currently an ABA Representative for the University of Maryland School of Law. As a member of the ABA’s Law Student Division, he has served as Chair of the Public Interest Committee and Governor of the Third Circuit.

**Sara B. Davies, Council Member,** is executive director of Leadership Evansville, Inc., chairs the Citizens Commission for the Future of Indiana Courts and serves on the Section’s Accreditation Committee. Ms. Davies is former vice president, executive committee member, director and co-chair of the Jury Committee for the American Judicature Society. She served as delegate to the American Bar Association Just Solutions Conference and is a former vice chairman of the Indiana Judicial Nominating Commission and the Commission for Judicial Qualifications. Educated at Depauw University and the University of Evansville, she recently completed a Master of Arts of Liberal Studies at the University of Southern Indiana.

**Angela Karras, Young Lawyers Division Liaison,** is an associate at the Chicago trial firm Swanson, Martin & Bell. Ms. Karras graduated from Northwestern University’s Medill School of Journalism in 1993 and received her J.D. from Indiana University School of Law—Bloomington in 2000. Ms. Karras has been an active member of the ABA for several years, both in the Law Student Division and the Young Lawyers Division. Ms. Karras was seated with the Indiana delegation in the ABA House of Delegates from 1999-2000 as one of three Division Delegates in the House from the Law Student Division.

**Armando Lasa-Ferrer, Board of Governors Liaison,** is a Partner in the San Juan offices of Lasa, Monroig & Veve. His recent ABA roles have included participation in: House of Delegates; House Coordinating Committee; state membership chair for Puerto Rico; chair of the Standing Committee on Technology and Information Systems; Nominating Committee, and the Standing Committee on Membership. In Puerto Rico, Lasa-Ferrer has been a member of the Civil Rights Commission and commissions to review the Admission of Lawyers to Practice Law in Puerto Rico, the Commission for Continuing Legal Education, and the Advisory Council on Communications for the Puerto Rico Senate.
Strategic Objectives for the Section of Legal Education and Admissions to the Bar

Last year the Council of the Section of Legal Education and Admissions to the Bar engaged in a thorough planning process that sought to identify Strategic Objectives that would guide the activities of the Section over the next five years. The process was led by the co-chairs of our Long-Range Planning Committee, Deans Tom Sullivan of Minnesota and Bob Walsh of Wake Forest.

The Council discussed the planning process three times during the year, at its Retreat in October 2000, and at Council meetings in February and June 2001. At the last two meetings, the Council reviewed and revised tentative drafts of Strategic Objectives for 2001-05.

As a result of these efforts, at its June 2001 meeting the Council adopted the attached Strategic Objectives for 2001-05.

The Strategic Objectives are presented in two documents—a two-page outline summary and a five-page complete statement of Strategic Objectives.

The Council would very much like to receive comments on the Strategic Objectives and will be reviewing them at its December 2001 meeting in light of the comments that are received. Please direct any comments to John A. Sebert, Consultant on Legal Education, by letter, fax or e-mail.

Summary

SECTION STRATEGIC OBJECTIVES 2001-2005
SECTION OF LEGAL EDUCATION AND ADMISSIONS TO THE BAR

ACCREDITATION FUNCTION
Target resources to areas requiring the most oversight and reduce financial burdens on law schools (I-A)
- Provisional school application process and monitoring (I-A1)
- Frequency of certain routine site evaluation visits (I-A2, I-A4)
- Site team preparation and support (I-A3, I-A4)
- Fee restructuring (I-A5)

Update and revise Standards and Interpretations (I-B)
- New areas (I-B1)
  - Distance and technology-based education
  - Weekend and part-time programs
  - Globalization
  - Branch and satellite campuses
  - Admission test
- Existing areas
  - Systematic review (I-B1, I-B4)
  - Predictable, announced schedule (I-B2)

Expand pool of accreditation project volunteers (I-C)
- Diversity
- New blood

LEGAL EDUCATION, THE PROFESSION, AND LEARNED SOCIETY FUNCTIONS
Strengthen and institutionalize relationships with other constituents through joint meetings, conferences, outreach programs, and regular communications (IIA)
- Conference of Chief Justices (II-A1)
- University Presidents and Provosts (II-A2, II-A3)
- ABA and state bar leaders (II-A5)
- National Conference of Bar Examiners (II-C)
- Legal educators in other countries (II-D)
- Law school faculty and adjuncts (II-F)

Engage in dialogues with the organized bar on future trends in the law to better prepare graduates for actual practice (II-B)
- Multijurisdictional Practice
- Multidisciplinary Practice
- Law school financing

Spend more time on bar admissions activities (II-C)
- Effectiveness of admissions process
- Fairness of procedures
- Diversity issues
- Education and information sharing

Foster continuing, cooperative relationships with sibling organizations to achieve common goals (II-G)
- Association of American Law Schools
- Law School Admission Council
- National Association of Law Placement
- Others

Encourage international cooperation efforts (II-C)
- Emerging democracies
- Curriculum and standards
SERVICE FUNCTIONS
Increase accessibility and electronic capabilities of Annual Questionnaire, publications, statistics, and other data gathering or circulation vehicles to benefit law schools and students (III-A, III-G)
- More data for unapproved schools (III-B)
- Prospective law student information (III-C)
- Clearinghouse function (III-D)
Continue conferences, workshops, and training programs for deans, other administrators, and on specified topics and evaluate for: (III-E)
- Usefulness and relevance
- Frequency
- Additional ideas
Collaborate on governmental initiatives for the betterment of legal education or law student interests, such as debt burdens (III-F)

ADMINISTRATIVE FUNCTIONS
Review and update Section Committee structure as needed (IV-A)
Review staff structure for maximum efficiency (IV-B)
Plan for next five years of funding Section activities (IV-C)
Continue to streamline Council agendas to permit policy discussions (IV-D)

SECTION OF LEGAL EDUCATION AND ADMISSIONS TO THE BAR
STRATEGIC OBJECTIVES 2001-2005
(Adopted by the Council of the Section, June 2001)

I. Accreditation Project
A. Consider ways in which the oversight and consumer protection functions of the accreditation process can be undertaken more efficiently, with less burden on schools while maintaining an effective regulatory process. One major objective should be to focus the effort of the Accreditation Committee even more carefully on issues of core importance to quality legal education and to target accreditation review resources more directly on matters that require the most careful oversight.
1. Review the process for monitoring provisional schools with the object of reducing the frequency of full site evaluations, so that schools can devote more effort to improving their programs and less to preparing for site visits, while still providing the Accreditation Committee the ability to exercise effective oversight.
2. Review the Criteria for Approval of Foreign Programs with the object of reducing the frequency of site evaluations and making other changes that, while maintaining effective oversight, reduce the extent to which the Criteria may provide disincentives to useful collaborations between law schools in the United States and other countries.
3. Employ staff resources to provide greater assistance to site team chairs in preparing for site evaluations, and to review site evaluation reports for completeness and accuracy before those reports are sent to the school or the Accreditation Committee.
4. Consider whether revisions to the site evaluation process for fully approved schools can be made that would improve the effectiveness of oversight while reducing the burdens on schools of the evaluation process. Issues that might be considered include: How frequently should site evaluations of fully approved schools be undertaken? Should some site evaluations be limited site evaluations (with a smaller visiting team and more limited purposes) and some full site evaluations similar to the current model? (For example, some accrediting agencies undertake full site evaluations every ten years, with a more limited site visit in the middle of the ten-year period.) Should staff members more frequently go on site visits and, if so, what should be the role of such staff members?
5. Consider how to secure adequate and consistent financial support for the Accreditation Project. For example, should the law school contribution to the financing of the Project be changed—at least for fully approved law schools—from the present reliance on fees for site evaluations to a fixed annual fee paid by all fully approved schools? How should the law school contribution toward the financing of the evaluation of foreign programs be structured?

B. Continue regular review of the Standards and Interpretations to ensure that they focus on matters that are core to quality legal education or central to a major consumer protection need. Expand the efforts to obtain input on standards issues from the various stakeholders in legal education.
1. During 2001–03, the Standards Review Committee should focus its work on specific areas of the Standards where there appear to be the need for significant revisions. One major area that the Committee should consider is the regulations concerning Distance Education and technology-
based education. Among other issues that should receive particular consideration are the regulation of weekend and part-time programs, and the rules related to satellite and branch campuses. The Council and the Standards Review Committee should also monitor closely developments related to the use of the Law School Admission Test in the law school admissions process.

2. There should be an annual memo each spring from the Consultant (on behalf of the Chair of the Council and the Chair of the Standards Review Committee) to those interested in legal education indicating some of the issues that the SRC plans to consider in the following academic year and soliciting suggestions for other issues that stakeholders believe should be considered during the next two years. The Accreditation Committee should be invited to offer its suggestions as to Standards that should be reviewed prior to the formulation of the SRC agenda for the year.

3. The current process for obtaining comment on specific proposed revisions in the Standards, Interpretations and Rules of Procedure should be continued.

4. During 2003–05, the Standards Review Committee should undertake a comprehensive review of all the Standards, in order to complete that review before the Council is again considered for re-recognition by the Department of Education in the fall of 2005.

C. Continue to expand and diversify the pool of volunteers who participate in all aspects of the Accreditation Project.

II. Legal Education, Legal Profession and Learned Society Functions

A. Develop better communications with state courts of highest jurisdiction (and particularly chief justices); presidents and provosts; bar admission authorities; and law school faculty about accreditation issues and matters affecting legal education and the legal profession.


2. Undertake another Presidents/Deans/Provosts Conference (probably in 2002-03).

3. Prepare an annual written report from the Consultant and the Chair to chief justices, presidents and provosts, and bar admission authorities on major law school accreditation issues (beginning August 2001).

4. Develop a closer working relationship with the National Conference of Bar Examiners, the Council of Bar Admission Administrators, and bar admission authorities in general.

5. Improve communication and collaboration with ABA leadership, other entities within the ABA, and state bar leaders.

B. Continue the recent pattern of having the Council comment on behalf of legal education on major issues related to the legal profession (such as MDP, MJP and the Ethics 2000 report).

C. Work closely with bar admission authorities to help ensure that the bar admission process is as effective as possible in assuring the competence and good character of those admitted to practice, and to ensure that law schools have the information that they need in order to assist their students and graduates effectively in preparing for bar examinations.

D. Continue and expand the efforts to assist law schools in the United States react to the increasing globalization of the practice of law and the increasing internationalization of the legal education experience.

E. Continue and expand the efforts to assist law schools and the legal profession in other countries develop their programs of legal education.

F. Expand efforts for direct communication with and outreach to law school faculty, including adjunct faculty.

G. Continue and enhance collaborative efforts with other organizations interested in legal education (including the Association of American Law Schools, the Law School Admission Council and the National Association for Law Placement) to achieve common goals.

III. Service Functions

A. Undertake periodic reviews of the Annual Questionnaire, the Site Evaluation Questionnaire, and other questionnaires in order to ensure that all of the information necessary for accreditation and consumer information functions is being collected and disseminated, and to ensure that unnecessary information is not being requested of schools. Consider how to enable schools to search some or all of the questionnaire data electronically, and how the Consultant’s Office can provide useful statistical and other analyses of the data for the benefit of schools, the Council and Section committees.

B. Consider whether it may be possible to provide non-approved schools with more extensive data on approved schools than is presently available in the 509 publication, and develop additional materials to inform and assist schools that are interested in seeking ABA approval.
C. Continue to expand the information available to prospective law students and others interested in legal education through the joint 509 publication with LSAC and through electronic publication of some of the data contained in that publication.

D. Consider whether and to what extent the Consultant’s Office can fulfill a clearinghouse function, at least by identifying individuals at different schools who have expertise in specific areas and are willing to share that expertise with other law schools.

E. Continue the conferences and workshops that have proven successful on an annual or biannual basis (e.g., Deans, New Deans and Associate Deans workshops; Development Conference), consider what other regularly sponsored conferences or workshops should be continued and with what frequency (e.g. Bricks & Bytes; Technology), and determine if there are additional conferences or workshops that would be useful to offer.

F. Identify specific major issues on which the Section should make a major government relations effort on behalf of law schools, and seek to work collaboratively on these issues with other legal education and higher education organizations [e.g., loan forgiveness for law graduates going into relatively low-salaried public service or public interest employment].

G. Continue to enhance the Section’s print and electronic publications (including the website) in order to make them more effective vehicles for disseminating information and facilitating dialogue concerning activities of the Section and developments related to areas of potential interest to Section members.

IV. Administration and Support Functions

A. Review the Council’s committee structure, determine whether some committees should be eliminated or combined, identify whether any new committees should be created, develop more specific expectations for the committees that continue, and develop better ways to support the committees that continue.

B. Review the present staff structure of the Consultant’s Office to ensure that the Office is staffed in a manner to enable it to fulfill its functions effectively and in a timely manner.

C. Review the financial resources of the Section and identify how to obtain over the next five years the resources necessary to support the activities that have been identified as priorities.

D. Continue to streamline Council agendas so that there is more time for Council to discuss topics of broad and long-term significance.

CONFERS MEDAL

Continued from page 1

Committee on Federal Judiciary, which has evaluated the professional qualifications of potential federal judicial nominees for president and for the U.S. Senate since the presidency of Dwight D. Eisenhower.

MacCrate received the medal during a meeting of the ABA’s policy-making House of Delegates. “In this, the first year of the 21st Century,” MacCrate said in his acceptance speech, “I gratefully accept the Award as an affirmation that the law will continue to be a public calling for the individual lawyer who is willing, in Justice Frankfurter’s words, to be entrusted with ‘the anxious responsibilities’ of the legal profession.”

“Receiving the Award,” he continued, “I bask in the light of those with whom I have worked and from whom I have learned so much. Together we have striven ...to improve the process of judicial selection for both State and federal courts. . .to create a profession that is open and inclusive regardless of race or gender; to build an effective educational continuum of legal education and professional development; to regulate the place for multi-disciplinary practice and thereby preserve the core values of the legal profession; and finally, to ensure that justice, fairness and morality survive as fundamental values of a single profession in which lawyers can truly view themselves, in the words of the Preamble to the Model Rules, as ‘representatives of clients, officers of the legal system and public citizens having special responsibility for the quality of justice.’ ”

“One fellow participant in many of these cooperative projects was Dean Robert B. McKay,” MacCrate concluded. “He was honored posthumously ten years ago with this Award. Sadly, Bob did not live to enjoy such an event as this.

“May I thus in closing, speak for both Bob McKay and myself, thank you sincerely for the honor, and leave you with words that he wrote shortly before his death:

Law cannot long survive if cut away from justice. Even when law and justice are properly united, they require the illumination, leavening and warmth of the humanistic impulse. When the law and justice are truly one, then will the ends of man on earth be wisely understood and fully served. []
This program intends to further stimulate and enhance a productive dialogue between American and foreign legal educators in areas of mutual interest. It commences with a tour d’horizon of legal developments in Europe, Latin America and Asia that might impact the academic relationships that we establish there. Then it moves to a dialogue between American and foreign educators with respect to the initiatives that we have typically undertaken abroad.

With that background, a panel will explore potential means for future cooperative action between our schools and the foreign legal academia. The program will conclude with a discussion of the rules governing foreign initiatives.

Tentative topics include:
• Latin America: Training Lawyers for the New System?
• The Pacific Rim: Is Graduate Legal Education the Future?
• A Semester Abroad for American Students: Is It Enough?
• Joint Appointment of Faculty: A Global Faculty?

Invited Speakers Include:
• Honorable Paul A. Magnuson, Judge, United States Supreme Court for the District of Minnesota and Chair, United States Judicial Conference Committee on International Judicial Relations.
• Professor Ugo Mattei, University of Torino, Italy, and The Hastings College of the Law, University of California.
• Dean Zeng Xianyi, Dean Remin University School of Law, Beijing, China, and Chairman, Guidance Commission of Higher Legal Education under the State Education Ministry.
• Professor Geoffrey Bennett, University of Notre Dame Law School and Director Notre Dame Concannon London Law Centre.
• Professor John J. Barcelo III, William Nelson Cromwell Professor of International and Comparative Law and Director Leo and Arvilla Berger International Legal Studies Program, Cornell Law School.

Accommodations and Registration
The hotel information is as follows:
Crowne Plaza Union Square
480 Sutter Street
San Francisco, CA 94108
Phone: 415/398-8900

Individuals are asked to call the hotel directly to make a reservation. The room rate is $189 per night. Please refer to the ABA Conference on Foreign Legal Education when making your reservation. The deadline to make hotel reservations is Thursday, October 4, 2001.

The registration fee for the conference is $200 per person, payable by check to the American Bar Association or credit card (Visa, MasterCard or American Express). Registration information will be mailed and available on the Web site by September 12. A 100% refund of the registration fee will be given to attendees whose written cancellation request is received on or before October 5. An administrative fee of $100 will be deducted from cancellation requests received between October 8 and 16. No refunds will be given for cancellations received after October 16. For more information, please contact Melissa Wilhelm, Events and Meetings Manager, via email at wilhelmw@staff.abanet.org or by phone at 312/988-6749.
al. concluded, *inter alia*, that seeking to enroll an ethnically and racially diverse student body was not a compelling state interest. This case, and a case involving undergraduate admissions practices at Michigan, is on appeal before the Sixth Circuit.

The Section and three other ABA entities—the ABA Section of Individual Rights and Responsibilities, the ABA Commission on Racial and Ethnic Diversity in the Profession, and the ABA Council on Racial and Ethnic Justice—took the lead in urging the ABA Board of Governors and the ABA Amicus Committee to approve the ABA’s filing an amicus brief in the Sixth Circuit in support of the University of Michigan Law School position. I am very pleased that the Board of Governors approved filing the brief, thus making an exception from the Board’s normal policy of not filing ABA amicus briefs except in the court of last resort in a particular case.

**Conferences and Workshops**

An important part of the Section’s service role is to provide workshops and conferences that assist law schools, and particularly law school administrators, meet the challenges inherent in seeking to improve the quality of legal education in this first decade of the 21st century. This year the Section sponsored three major conferences toward that end: The Annual Deans’ Workshop at the ABA Midyear Meeting (this year attended by over 125 of the 184 deans at ABA-approved law schools), the biannual Law School Development Conference (attended, in Jackson Hole, Wyoming, by over 350 law school deans and law school and university development profession-als), and the annual Seminar for New Deans, which was held in Winston-Salem, North Carolina, in June and attended by more than half of those newly appointed to law school deanships this year.

This coming year, the Section will sponsor an even larger number of important conferences, including a Conference on Foreign Legal Education, the Seminar for New Deans, and a Workshop for Associate Deans. In addition, this year’s Deans’ Workshop will include important joint sessions with the Conference of Chief Justices. The dates and locations of this year’s conferences and workshops are listed elsewhere in *Syllabus*.

**Closing Notes**

The progress we have made this year, and the smooth transition between Indianapolis and Chicago, could not have been possible without the dedicated effort of everyone—both in Chicago and Indianapolis—on the Consultant’s Office Staff. They all have my sincere thanks, and I hope those of all those interested in the Section.

Finally, we are blessed this year to have one outstanding chair, Diane Yu, succeeded by another excellent leader, Jerry VandeWalle. Jerry, the Chief Justice of North Dakota, is a leader of the judiciary who has just finished a year’s term as President of the Conference of Chief Justices. He has also been a leader in the work of the Section and the Council. I am greatly looking forward to working closely with Jerry, the other members of the Council, and our committees to have another year of good progress for the Section and legal education.

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**Notice!**

If your school operates a foreign summer program, the appropriate questionnaire must be submitted via the ABA Central Information System (ABA CIS) by the deadlines outlined below:

- **Foreign Summer Program – Annual Questionnaire:** December 15
- **Foreign Summer Program – New Program Questionnaire:** October 1
- **Foreign Summer Program – Site Visit Questionnaire:** October 1

We cannot accept questionnaires submitted in Word or WordPerfect format. They must be submitted using the ABA CIS software and sent in on disk. Feel free to email Rick Morgan at morganr@staff.abanet.org with any questions you have regarding your schools’ foreign summer program questionnaire submission.
Mark Your Calendar

OCTOBER 2001

1   ABA-approved law schools’ Foreign Summer Program Questionnaire
due in to ABA (new programs)
1   ABA-approved law schools’ Foreign Summer Program Questionnaire
due in to ABA (site visit)
11-12 Accreditation Committee Retreat  Chicago, IL
12-13 Council Retreat  Chicago, IL
15   ABA-approved law school Annual Questionnaire
(all six parts) due in to ABA
26-27 Conference on Foreign Legal Education  San Francisco, CA

NOVEMBER 2001

1-4   Accreditation Committee Meeting  San Juan, PR
17-18 Standards Review Committee Meeting  Chicago, IL

DECEMBER 2001

1-2   Council Meeting  New Orleans, LA
15   ABA-approved law schools’ Annual Foreign Summer
Program Questionnaire due in to ABA

JANUARY 2002

5   Standards Review Committee  New Orleans, LA
20-23 Deans Workshop and Meeting with
National Conference of Chief Justices  Tucson, AZ
30-Feb 5 ABA Midyear Meeting  Philadelphia, PA

IN THIS ISSUE

ABA Confers Medal of Honor on
Robert MacCrate ....................1

From the Consultant ..................2

From the Chairperson .................4

A Message from the
Incoming Chairperson ...............5

2001 Development
Conference Wrap-up ...............6

James P. White Receives
2001 Kutak Award .................7

2001 ABA Annual Meeting
Wrap-up .............................8

Adopted revisions to Standards,
Rules, Bylaws .......................8

2001-2002 Council Elected ........9

2001-2005 Strategic Objectives
of the Section .....................10

Upcoming Conferences ............14

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events, publications and more,
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www.abanet.org/legaled