

## National Moot Court Teams

Congratulations to our national moot court teams who represented Cumberland on Nov. 6-7, 2009. **Drew Herring, Hannah Mebane, and Leslie Palmer** represented Cumberland at the National Health Law Moot Court Competition at Southern Illinois University School of Law in Carbondale, IL. The team selected to compete at the NYC City Bar National Moot Court Competition - **Jordan Beard, Charles Elliott, and LaKeita Rox**--advanced to the quarter-finals held at the Alabama Judicial building in Montgomery.



NYC City Bar competition team members Jordan Beard, LaKeita Rox, and Charles Elliott at the Alabama Supreme Court (l to r).

The health law team argued whether the Emergency Medical Treatment and Active Labor Act (EMTALA) was violated when a medical center sought to transfer an undocumented immigrant under its care to a medical facility in her home country, and whether the medical center, as an instrumentality of a state, had Eleventh Amendment immunity from suits brought in federal court under EMTALA. The NYC City Bar competition team argued whether juveniles should be categorically exempt from sentencing to life imprisonment without the possibility of parole and what is the appropriate standard for a change of venue based on pretrial publicity.

Many thanks to Sims Moot Court Board Chief Justice **T.J. Schaffer**, to **John Coke**, the Board's national team coordinator, and to **Tracy Luke**, for their tremendous efforts to organize and prepare the national teams for competition. **Professor Nelson** also assisted the health law team with its preparations; **Professor Snoe** traveled with the team to Illinois. **Professor Davis** accompanied the NYC City Bar team to Montgomery.

Congratulations to all of Cumberland's moot court team members for their dedication to strong oral advocacy and brief writing skills and many hours of preparation.



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EARLHAM HALL

NORWICH LAW SCHOOL  
UNIVERSITY OF EAST ANGLIA • NORWICH, ENGLAND

## University of East Anglia Scholarships

Third year law students have the opportunity to apply for tuition scholarships to obtain a graduate law degree at The Norwich Law School, University of East Anglia, Norwich, England. The program provides excellent academic training as well as an opportunity to interact with students from across the globe. More information can be found on UEA's website at:

<http://www.uea.ac.uk/law/LLMProgs>

Interested students should submit a résumé and a short essay to Erin Carroll in Room 220-A no later than **November 16, 2009**. The essay should address how obtaining a scholarship and pursuing a graduate law degree at UEA will advance the student's future plans.

## Recipient of the 2009 Magic City Bar Association Scholarship

Congratulations to **Nesha Spencer** for winning the 2009 Magic City Bar Association Scholarship Award for Cumberland School of Law. This award is truly an accomplishment and honor.

### Daytona Beach Alumni Event

You are invited to join **Dean John L. Carroll, '74**,  
and  
Daytona Beach Cumberland Club President  
**Greg Snell, '84**  
and fellow Daytona area Cumberland graduates for a  
reception at

**Sunset Harbor Yacht Club & Conference Center**  
861 Ballough Road  
Daytona Beach, Florida 32114

**Tuesday, November 17**  
5:30 – 7:00 PM  
\$20 per person

Please RSVP by November 10 to  
[lawalum@samford.edu](mailto:lawalum@samford.edu)  
Call 1-800-888-7248 to submit  
VISA, MasterCard, or Discover information  
Mail checks to Cumberland School of Law, Alumni Office,  
800 Lakeshore Drive, Birmingham, AL 35229

***Sponsored by Snell Legal and Greg and Jori Snell***

### Judicial Clerkship Informational Program

The Career Services Office will host a  
follow-up to last week's Judicial  
Clerkship Forum on:

**Wednesday, November 11**  
**8:00 AM**  
**The Great Room**

In the program, **Anne Marovich** will  
provide more detailed information on  
OSCAR (Online System for Clerkship  
Application and Review) and the  
federal clerkship hiring procedure.

Even if you are only thinking about  
applying for a clerkship, you should  
plan to attend this program. It is a  
great opportunity to learn about the  
process and get answers to your  
questions.

## Healthcare Bill Presentation

You are invited to attend a presentation hosted by the Cumberland Democrats and the Student Health Lawyers' Association on November 12, 2009 from noon to 1:15 PM in room 114. Professor Jack Nelson will speak on the current Healthcare Bill and potential reform in American healthcare. There will be an opportunity for discussion.

LUNCH WILL BE SERVED

### Kaplan PMBR Bar Talk

Kaplan PMBR will host a "Bar Talk" and luncheon for interested students to learn more about the bar exam. This program will be held Thursday, November 12 at noon in room 120. A complete Bar Review Course valued at \$300 will be raffled off. You must be present to win.

### Lunch with a Healthcare Lawyer • November 19

Mark your calendars for the final "Lunch with a Lawyer" program of the semester on Thursday, November 19 at NOON in the Great Room. Mr. William (Bill) Horton, a healthcare attorney at the law firm of Haskell Slaughter, will be at Cumberland to talk about his practice, experience, and offer words of advice to those interested in this type of practice. You can find out more about Mr. Horton and his background and accomplishments at <http://www.hsy.com/attorneys.asp?action=indiv&id=131>.

If you wish to attend this program, please sign up in the Career Services Office by Tuesday, November 17 so that the appropriate number of lunches can be ordered.

## Career Services Etiquette Reception Program

Law firm receptions and interview dinners can be intimidating! How exactly do you juggle that plate of food and your drink at a reception while shaking hands with Mr. Managing Partner of Firm XYZ? Or how do you know if that spoon above your plate is for your tea or your soup or your dessert? If you've never attended an etiquette class or if you think you need an etiquette refresher course, don't miss the Career Services Etiquette Reception Program.

The program will be held twice, Monday, November 16 and Tuesday, November 17 from 4:30 - 6:00 PM in the Great Room. Interested students should sign up in the CSO for one night only. There is a small charge for this program (\$10/person) to help defray the food costs. Heavy appetizers will be served.

Anne Marovich and Anna Kinman will be leading this practical and entertaining program, so don't miss it! (Please note that you must pay the \$10 fee when you sign up - cash only please!).

## National Negotiation Team

Twenty-four teams from across the southeast competed in the ABA Regional Negotiation Competition this past weekend in Tallahassee, Florida. Cumberland sent two teams to this regional. Team members were **Rachel Eidson** and **Eric Vinsant** on one team, and the other team's members were **Angel Darmer** and **Ginny Wilcox**. Congratulations to Angel and Ginny who advanced to the final round.

Thank you to their coach, **Dean Strickland**, and the students that worked with the team, **John Exum** and **Matt Davis**.



RACHEL EIDSON, ERIC VINSANT, GINNY WILCOX & ANGEL DARMER

## Cumberland Community Service Organization

As the end of the fall semester is quickly approaching, it's the time of year when Cumberland Community Service Organization hosts **Cumberland Christmas** and a **Dessert Throwdown** to benefit the CASA kids charity. As in previous years, Cumberland Christmas consists of fulfilling several under-privileged children's Christmas wishes through an Angel Tree located in the Breezeway. Students and faculty, individually or in groups, are encouraged to choose a child or a particular gift for a child and donate gifts or needed items.

The CSO will also be hosting a "Dessert Throwdown" with the proceeds going to benefit CASA. The Throwdown will take place Monday, **November 16**. Students, faculty, and staff have the opportunity to bake their favorite dessert and bring it to the competition. Three judges will determine the first, second and third place winners - who will receive prizes (\$100 cash, \$50 gift certificate to Cocina, and \$25 gift certificate to another local restaurant). Recipes for the desserts will also be available for a nominal donation.

### AJTA's 25th Annual Faculty & Staff Holiday Dessert Spread

The American Journal of Trial Advocacy will host the Twenty-fifth Annual Holiday Dessert Spread for Cumberland faculty, administration, and staff on:

**Thursday, November 19, 2009**

Journal members are pleased to offer this event to help welcome in the holiday season. Please watch your mailbox for an invitation with additional details in a couple of weeks.

### Faculty Colloquium

Professor **Dayna Royal** will speak to the Cumberland faculty Thursday, **November 12** at **2:30 PM** in the Dean's Conference Room. Refreshments will be served. If you plan to attend, please RSVP no later than Wednesday, November 11 to:

Laurie Zimmer  
726.2411 or [lzimmer@samford.edu](mailto:lzimmer@samford.edu)

The topic of Professor Royal's presentation is:

*Jon & Kate Plus The State: Congress Should Protect Children From Reality Programming*





## Course/Faculty Evaluations

The law school will be conducting course and faculty evaluations November 9 -13. Having students complete these evaluations each semester is critically important to the law school. Faculty use the evaluations to improve their classes and teaching and to identify problems that require action. We thus strongly urge all students to take a few minutes to complete evaluations for each of their courses.

Like last semester, evaluations will be online. The online responses are entirely confidential, as there is no way to identify the author of any submitted evaluation. The system requires students to log in only to assure that each student completes only one evaluation per course.

*Beginning November 9*, therefore, we ask that all students complete evaluations for each of their courses. To complete evaluations, simply access the law school website from any internet connection, click "2009F Evaluations," and follow the instructions. SBA representatives will be visiting all classes beginning November 9 to facilitate online

evaluations in class. However, students are free to complete evaluations outside class on any computer.

All students in classes which achieve a 75% response rate by noon on November 16 will eligible for a **pizza party** to be held on November 18.

## Exam Information

Fall semester exams are scheduled to begin on **November 30**. While complete exam instructions are posted to the web under the Academics tab, students should particularly note the following:

**Exam Software:** Students who will use laptops must download the new *Extegrity* software between November 16 and 29. All previous versions of the software have expired. By November 29, students must use the computer they will use on exams to create a practice exam and submit it wirelessly. When preparing a practice exam to submit, students should choose "F09 Practice Exam" from the course drop-down list.

*Extegrity* now has an "Open Mode" feature that permits the test-taker to access the computer's internal hard drive. "Open Mode" exams are allowed only when specifically instructed by the proctor. Use of "Open Mode" during a "Closed Mode" exam constitutes cheating.

**Alternate Exam Times:** Students do *not* have a right to take exams at times other than the regularly scheduled times (unless they have 3 exams on the same day). However, students may take an exam at one of the scheduled alternate exam times if (i) their professor gives permission by November 19; and (ii) the professor timely submits the required alternate exam envelope and materials. Students having permission to use an alternate exam time should consult the list outside the Associate Dean's Office after November 20 to confirm that their professor submitted the materials.

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**Exam Day Arrival:** Students should report to their exam rooms 15 minutes before the scheduled start time and follow the directions written on the board.

Students with questions regarding exam policies and procedures may contact Dean Strickland or Ms. Nelson.

## Faculty News

### ARMY TRIAL DEFENSE SERVICE CLE • NEWPORT, RHODE ISLAND

From October 27 through October 30 2009, 134 United States Army Trial Defense Service (TDS) attorneys from around the world gathered at the Naval Station, Newport Rhode Island for an intense military criminal defense continuing legal education seminar.

Among the attendees were: CPT Matthew Dyson who is serving as TDS, Fort Richardson, Alaska, and CPT Emeka Nwofili '02 who is TDS, Fort Gordon, Georgia. Six speakers from around the country served as the seminar's distinguished faculty. Among those speakers was Cumberland Adjunct Professor, Mr. Victor Kelley '81, president of the National Military Justice Group, whose principal topic was "Civilian Counsel in Courts-Martial".



## Harvey S. Jackson Excellence in Teaching Award

Two Cumberland Alumni have provided a generous gift to endow the *Harvey S. Jackson Excellence in Teaching Award*. Two awards are given annually - one to a professor who teaches first year courses and one to a professor who teaches upper level courses. The winners are chosen by a joint faculty-student committee. The winners in 2009 were Professor Brad Bishop (First Year Courses) and Professor Alyssa DiRusso (Upper Level Courses). The winners in 2008 were Professor Beth Burch (First Year Courses) and Professor Brannon Denning (Upper Level Courses). The winners in 2007 were Professor Ed Martin (First Year Courses) and Professor Marcia McCormick (Upper Level Courses).

Any Cumberland student or faculty member may nominate a professor for the award by sending a letter or e-mail to the Dean which explains how the nominee meets the criteria for the award which are (1) mastery of the subject matter; (2) ability to convey information effectively to students; (3) demonstrated enthusiasm for teaching; (4) commitment to excellence in the classroom; (5) innovation in teaching techniques and (6) commitment to students.

Please take time to nominate a professor for this important award. In your nomination, please specify which award you are nominating a professor for - the First Year Award or the Upper Level Award. Nominations are due by the last day of class of the fall semester.

Please submit nominations via e-mail to [carroll@samford.edu](mailto:carroll@samford.edu).

## Continuing Legal Education



Cumberland's CLE department wants to remind students and faculty that you may attend any of Cumberland's CLE programs for free or a modest \$20-30 fee for handout materials and lunch. (The cost varies according to the program).

The fall schedule can be found on the Cumberland website under the CLE tab (<http://cumberland.samford.edu/cle>).

Please notify the CLE office in advance if you wish to attend a program.

Email [lawcle@samford.edu](mailto:lawcle@samford.edu), call 205.726.2391, or stop by the CLE office to register.

UPCOMING EVENTS • CUMBERLAND SCHOOL OF LAW

Please follow the link for a list of upcoming events:

<http://cumberland.samford.edu/events-list>

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SCHOOL of LAW  
1847

WHERE GOOD PEOPLE BECOME EXCEPTIONAL LAWYERS