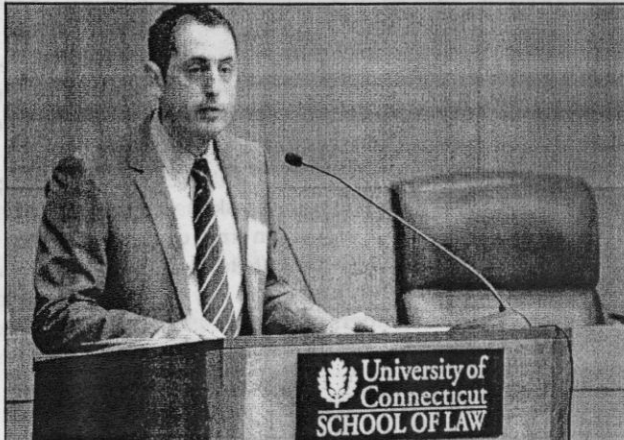


Law Review symposium addresses constitutional order

*Ethan Hel UConn*

Daniel E. Goren, Editor-in-Chief of the Connecticut Law Review, opened the symposium's discussion of structural and doctrinal questions in constitutional law.

By Brynn Cullen

Is the filibuster unconstitutional? Does interstate malapportionment mean that "one person, one vote" is failing to be upheld? The Connecticut Law Review's 2010 Symposium held on October 15th examined these and more structural and doctrinal questions in Constitutional law. A well-planned and executed event, it brought thought-provoking speakers from across the nation to discuss some of the ways our constitution needs to be explored

and challenged. Panels of presenters followed by engaging discussions made for a day full of enlightenment, debate and creative interpretation.

The morning panel dealt with redistricting and gerrymandering of congressional representation. Slides of impossible looking congressional districts and statistics regarding the real numbers of our current representation were shared and discussed. Filibuster and senate reform followed after a short break for discussion and refreshments.

See LAW REVIEW, p. 5

Human trafficking in America

By Christopher Blustein

The auditorium was overflowing with students gathering in anticipation. Sergeant McKee took the podium. He cleared his throat to draw attention, "Victim #1, Katie, was 17," he started, "17, when Brian Forbes, a human trafficker, forced her into his room, raped her, beat her, and shot her up with so much heroin, that she was instantly addicted." He paused as the audience sat in silence. "She was now his prostitute, his slave. Through a combination of complete and utter physical and mental domination, she was helpless

to escape, and the worst part? This happened right in our own backyard."

This was the tone of UConn Law's Human Trafficking Symposium. The Lecture was led by two investigators, Sgt. McKee and Det. Scates, who were part of a multi-jurisdictional task force between federal and state law enforcement to investigate the human trafficking and prostitution rings in New England. The fruit of the two year investigation was a 64 count indictment and 9 guilty pleas.

Human trafficking is a significant and pervasive problem. Nearly 1 million men, women,

See TRAFFICKING, p. 6

Intellectual Property tea series resumes

By Chris Potts

After a one-year hiatus, the Intellectual Property Tea Speaker Series resumed on Monday, October 18, as UConn Law welcomed back alumni Dr. Mark Myers '08 and Mr. Mike Grillo '91. Sponsored by the Dean's Office, intellectual property in Connecticut grabbed a front row seat on campus, as the alums discussed a \$130 million deal, focusing primarily on IP development and monetization.

The lecture centered on a local technology company, CiDRA Corp. located in Wallingford, CT. CiDRA, created from a patent licensing agreement with United Technologies ("UTC"), recognized the potential of underutilized UTC patents - which disclosed technology allowing for reliable remote sensing in the oil and gas industries by utilizing fiber optic cables. CiDRA's founders then sought to bring in Mr. Grillo - the current General Counsel and Vice

See IP TEA, p. 5

Up close and personal with Dean and Jepsen

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National coming out day celebrated at UConn Law

page 4

U.S. Census and prison-based gerrymandering

page 5

Dean's Corner with Dean Jeremy Paul

By Jeremy Paul

The Law School is proud to have hosted this fall's debate between Connecticut's leading candidates for Attorney General and the Law Review symposium exploring our constitutional framework. Both events produced productive discussions about the direction of our democracy.

Despite these successes, I remain troubled by one recent conversation with four graduating students who anticipate that fewer than half their fellows will vote in the upcoming election. One student thought 25% would be an unduly optimistic projection. I hope these admittedly anecdotal estimates are wrong. But it will be a sad day for our democracy if aspiring lawyers turn their backs on the electoral process.

Future members of the legal profession have a special obligation to help select those who will be making the laws. Your education prepares you to make intelligent choices among the candidates and to help shape public opinion. No voter, however, will follow a leader that comes from the sidelines. I expect to see our students actively supporting candidates from both sides of the aisle. Certainly, you can fulfill your civic obligation to cast a ballot.

One student told me that participation would increase if students could vote on campus. Perhaps this is so. But voting now occurs at the Hartford Seminary, an easy walk from the Law School. People worldwide continue to risk their lives for the right to vote. Nor should we ignore our country's blood-stained march to voting equality. Each of you can stroll down the street.

I also heard that many students have registered to vote in Connecticut only to qualify for in-state tuition. Such students may owe their political allegiance to their home jurisdiction. Divided state loyalty, however, seems a flimsy excuse for not voting. Some concern for our state should spring from receipt of reduced tuition. And, the winners of the contests for House and Senate will shape the whole country's future. One need not plan a lifetime in Connecticut to choose among candidates with divergent world views.

Above all, the Law School is committed to a long term relationship with our graduates. I often hear from alumni/ae about their aspirations for our school and their expectation of excellence. As a state institution, our University depends enormously upon our partners at all levels of government. Candidates in both parties will build upon that partnership in different ways. I would expect students in our diverse community to be drawn to competing ideals. We should not expect anyone to stay home.

Pro Se

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The student newspaper for the
University of Connecticut School of
Law.

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Cindy Miller
Chris Potts
Scott Robson
Katherine Welsh Laliberte
Matt Zegaja

Corrections: In our September edition we incorrectly spelled the names of George Jepsen, Hugh MacGill, and Scott Robson.

A note from the Student Bar Association

The fall semester is well under way and numerous events are happening around campus each week. As SBA treasurer, I am tasked with leading the SBA in creating an overall budget for one of the largest discretionary funds on campus. However, as Stan Lee would say, "with great power there must also come -- great responsibility." A large part of my job is to ensure the SBA uses its funds wisely. This means maximizing the value to the student body of every dollar spent, and encouraging high student attendance at the events we fund.

With over 40 active student groups on campus, each holding their own array of events, there are often more events each week than students have time for. While it may seem like you can never have too many events, there is an issue when students must choose between multiple events occurring at the same time. I am working closely with the SBA and the Administration to tackle this issue, while being ever conscious of the hard work that student leaders put into each event. It is devastating when an event you worked so hard on does not receive funding. This may happen for a variety of reasons, but most commonly, it is due to the pure volume of event requests received by the SBA. So how do we choose between events? Well, much like how porcupines make love... very carefully. (Thanks Professor Tait!) Whenever possible, we avoid making decisions on the merits of an event. Instead, we focus on things like scheduling, co-sponsorship, cost/benefit, and expected attendance.

So how can you help? Get involved! Discuss event ideas with your student group leaders. Focus on a smaller number of large events and get multiple groups involved. With a little creativity, teamwork, and out of the box thinking, you can create an event that will be talked about for years to come!

Respectfully,
David Shufrin
Treasurer
Student Bar Association

Who will be Connecticut's next Attorney General?

Pro Se met with the candidates; here's what they had to say...

GEORGE JEPSEN (D)



AP Photo/Bob Child

By Brendan Horgan

Jepsen's Qualifications:

This is a very big and complex job. The decisions the next Attorney General makes will literally touch every single resident of Connecticut. To do it right, you need to have both a strong legal background and a background in Connecticut public policy issues. You need to be the person who has the willingness and temperament to stand up and fight for things that matter.

I'm an honors graduate from Harvard Law, I have a master's in public policy from the Kennedy School, and I was a Constitutional Law teaching fellow for former Watergate Prosecutor Archibald Cox. My first job out of law school was working with the Carpenters Union. I could have gone to a large corporate firm but instead I helped with the issues that affect working men and women: pensions, health benefits, wages, and workplace safety. Since then I've worked in several excellent private law firms and spent sixteen years in the state general assembly.

As an issues advocate, I have a record of recognized leadership on issues that matter in the state: everything from civil rights, consumer protection, gun control, HMO reform, clean air, clean water, domestic violence, and a whole range of topics. I have a history of fighting tough causes. Outside of the legislature I was part of a pro bono legal team that took on Governor Rell and the leadership of my own party when they tried to loot the client security fund.

Connecticut's Educational Achievement Gap:

These issues are highly reflective of housing. Poor people are stuck in urban areas; the result is that CT is one of the most segregated states in the country. I have supported Sheff v. O'Neill that gives inner city kids more choice. Where I see the relevance of this office is with the new Connecticut Supreme Court decision that says kids do not just have a right to an education, but a right to an education that actually qualifies and prepares them for the outside job world. That is an issue that is going to play itself out in litigation over the course of the next few years. I am personally committed to reducing the educational achievement gap. The advice that I give will reflect that.

Attorney General's role with the Budget Shortfall:

I think it is important not to be pennywise and pound foolish, because the attorney general's office brings in more revenue than it cost to run it. And, like my opponent has occasionally tried to represent, this isn't about acting like a local cop increasing

See JEPSEN, p. 4

MARTHA DEAN (R)



AP Photo

By Karen Rabinovici

Basic Platform:

I have pledged to return common sense to the AG's office in a way that will help law-abiding businesses flourish again in Connecticut. What that means is ending frivolous lawsuits brought by the AG, ending the "sue first and ask questions later culture" at of the AG, and ending the trial by press release approach to litigation [in which a party finds out it is being sued impersonally through the media]. In our form of constitutional democracy with separation of powers, only the legislature can raise revenue. Imposing fines, obtaining restitution for the state - that's not revenue raising. We have a very well-defined type of government that was put in place to preserve freedom of individuals, and mixing functions is creating something very different from what our founders intended. My basic platform is that I pledge to put Connecticut on long-term firm economic footing. I will not use the office for personal or political ends.

Difference between Dean and Jepsen:

I'm not a politician. He is. I've spent 22 years in private practice, which has given me extensive litigation experience. He's not a litigator. You really need a litigator to be able to make decisions about what lawsuits have merit and should go forward, and decisions about what is the proper way to spend resources - how should they be allocated between litigation and other functions, like providing state agencies with legal advice. I'm admitted to the Connecticut courts of course, and to the District Court, the Second Circuit Court of Appeals in New York, and the United States Supreme Court. He's not admitted and doesn't practice in those courts. I have experience litigating constitutional issues. His experience as a lawyer is as a union lawyer. That's very different from my broad experience where I've represented a wide variety of people, businesses, and interests all the way to the United States Supreme Court. I'm known for being a tenacious and fearless opponent, and I've said many times on the campaign trail I'm not bound to any group, political party, or industry. I'm bound to those principals ensured by the Declaration of Independence and our Constitution. I will depoliticize the AG's office, which is what the people of Connecticut deserve. I've gone head to head with the AG's office in litigation going to trial, and I've won. I've also gotten the AG's office to support me and my clients, so I'm balanced in a way my opponent isn't. He's very bound to unions because that's who he's represented since

See DEAN, p. 4

Law School Foundation supports UConn Law's development

By Erica McKenzie

What makes the top public law schools so successful in terms of reputation and rankings? The answer: private donations. While legislatures may try to fund public schools as much as they can, law schools need something more to become a top law school. Private donations help a school go beyond the minimum standard public money funds. The more private donations, the better services a law school can offer, and the more competitive it is likely to become.

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versity of Connecticut Law School Foundation acts as a driving force for improving the law school by obtaining and administering private donations to bring the law school past the minimum standard public funds provide. Assistant Director of Development Bruce Adams, a 2006 UConn Law School alumnus, does not focus on courting a few large donations though, but rather believes that "our success in the marketplace of schools relies on a group effort."

Adams explained that "money alone isn't the answer," but rather who it is coming from matters. Money

that comes from students and alumni donations affects the reputation of the school. If the students and alumni love the school themselves, then others will look more closely at the school and start to think that that school must be something special if the students appreciate it so much. "We need to drive the subjective perception of the school" in order to help UConn Law rise in the rankings.

Current students contribute to private donations through the class gift. Last year approximately thirty percent of students gave to the class gift, many through donating the

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from JEPSEN, p. 3

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Advocating for Consumers vs. Fostering an Enticing Environment for Business:

I don't think that the two are mutually exclusive. It's a matter of being fair and being clear with businesses. You don't want someone who is trying to do the right thing inadvertently crossing the line. What I have found from talking with businesses that they are only too happy to see businesses that

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time. Focusing on the Constitution as a starting point in any analysis of what the state should do, what the correct response should be to litigation is a new approach for the Attorney General of Connecticut. It shouldn't be, but it is.

Closing remarks:

We're in a time in history where people are educating themselves and holding their elected officials accountable. This is healthy and exciting, and I celebrate this development.

Students celebrate National Coming Out Day on campus

By Brynn Cullen

In light of the recent chain of LGBTQ teen suicides, many in the community found this year's National Coming Out Day to be more important and more powerful than ever. Across the nation on October 11th, allies and members of various groups made a strong stand for honesty, openness, and life. LGBTQ leaders everywhere, along with a strong showing of celebrities, hammered home the importance of coming out and staying out to set positive and happy examples for young teens who are struggling and looking for support. Celebrating this year was a special way to come together and remember those adolescents who felt so unable to live with who they were that they took their own lives, even in today's climate of increased awareness and legislative progression. Thus reminded of the recent tragedies and their impact on the community as a whole, LGBTQ participants took time on this day to reflect on

their own lives and the ability to live them openly and proudly, and on the lives of those who feel they cannot. The suicides have also shed light on another current hot topic, which has been strongly linked to anti-gay sentiment: bullying and its tragic consequences. Here on campus, Lambda Law celebrated the day with a Ben and Jerry's Ice Cream truck. The event was a fantastic success with over 100 ice creams served to those milling around campus. Students of all orientations and viewpoints congregated outside of the library during lunch and enjoyed the day, perusing literature and discussing personal experiences. The suicides of the LGBTQ teens has sparked awareness and dialogue, and hopefully this awareness and dialogue will remain constant and open, and help show struggling teenagers that they too can live their lives openly and proudly, and that it does eventually get better.

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from LAW REVIEW, p. 1

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Prisoners of the Census

By Drew Schaffer

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Using the U.S. Census Bureau counts to draw legislative districts violates Connecticut law and negatively impacts democracy. To ensure that each district contains the same number of people and that each resident will therefore have the same access to government, the system must be changed.

Practitioners share lessons in IP law

from IP TEA, p. 1

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Watch for the next IP tea event in November

The Back Page

UConn admits to men's basketball recruiting violations *University officials impose penalties; deny Calhoun's involvement*

By Drew Schaffer

After conducting a fifteen-month internal investigation into allegations of recruiting violations by the school's basketball program, UConn has responded by placing the program on a two-year probation and reducing the number of scholarships that can be offered during the probationary period. The allegations leveled against UConn by the NCAA concerned communications between Nate Miles, a former recruit, and Josh Nochimson, a former UConn student and team manager turned player agent.

Nochimson allegedly befriended Miles when he was in high school, communicated with him regularly, and pro-

vided him lodging, transportation, and meals upon Miles' trips to Connecticut. The actions taken by Nochimson violate NCAA regulations since he is considered to be a "representative of UConn's athletic interests" due to his status as an alumnus who had once served as team manager. Such representatives are prohibited from talking to recruits.

Despite UConn's admission that recruiting violations occurred, the university has stopped short of admitting any wrongdoing by the program's coach, Jim Calhoun. Calhoun has since stated that he investigated whether an improper relationship had existed and warned Miles about getting involved with Nochimson. In response to the

allegations, Calhoun has retained attorney Scott Thompson of Stinson, Morrison and Heckler. Thompson is currently representing University of Michigan football coach Rich Rodriguez in a case alleging that he pushed players to work out in excess of NCAA regulations. UConn, on the other hand, is relying on the expertise of attorney Richard Evrad of Bond, Schoeneck, & King, a Kansas firm. Evrad is a former NCAA compliance investigator and his firm has represented UConn on multiple occasions.

Associated Press reports indicate that sometime in late November or early December, the NCAA enforcement staff is expected to decide whether the penalties rendered by the

University are sufficient or whether additional sanctions will be required.



Jerry Lodriguss/ KRT

Calhoun maintains that he had no involvement in the recruiting violations.

The Neutral Zone

COMMENTARY

By Scott Robson

We conclude that, in the field of public legal education, the doctrine of "separate but equal" has no place. Separate lavatorial facilities are inherently unequal.

Wait. What?

Do not laugh, dear reader. Bathrooms, as well as schools and drinking fountains, were long segregated by race in the United States. It is only appropriate to recall Chief Justice Warren's iconic admonition when considering the UConn Law Library's new and truly neutral washrooms.

Segregation of facilities has been a longstanding tradition in the United States and elsewhere. Schools of all levels

have long been a battlefield of equality and justice, with historic lines drawn between genders and races, between rich and poor, between able-bodied and those with disabilities. Even now, with so many initiatives for inclusion and diversity afoot in our education system, there remain many inequities. At least the War of Fountains went well for the forces of equality in the 1960's.

Ever-defiant, restrooms remain one of the last stubborn bastions of segregation.

Slowly, but surely, public toilets have been reformed. Civil rights helped to eradicate privy discrimination based on race. Improved social awareness of those with disabilities led to improvements in powder room acces-

sibility. Public water closets are open to people from all walks of life, wealthy or destitute.

Yet one wall continues to divide the humble public head: the wall between genders.

Gender identity is not as binary as our sanitary facilities. Perspectives on gender differ between countries, cultures, and individuals. In an age where gender expression is often an affirmative choice, is it not beneficent and even enlightened to create gender-neutral johns? (Forgive me, I run short of synonyms.)

UConn Law, along with a host of other colleges and universities, has taken a courageous step forward for gender desegregation. Perhaps that's worth taking some of us out of our comfort zones.

SALDF raises \$300 for Humane Society



ATTICUS THE GREAT:

Congratulations to Eleni Al-evizos and her dog, Atticus for winning SALDF's first annual pet photo contest.