

LSU Law

Monthly Highlights – April 2018

LSU Law Monthly Highlights now on the web: [LINK](#)

Please check the online calendar for meetings and events scheduled at the Law Center: [LINK](#)

The Law Center's academic calendar can be found here: [LINK](#)

The official University Holiday Schedule is provided in PM-5: [LINK](#)

LSU Law News -- [LINK](#)

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- Spring Holiday (students only) – April 2
 - Faculty Meetings: April 4 and 18
 - Course evaluations – Monday, April 16, 8am – Sunday, April 26, 5pm
 - Self – Administered (take-home) exam questions and instructions due to Law Registrar by 12pm Monday, April 23, 2018.
 - Classes End: April 27
 - Exams: April 30 – May 12
 - Fall 2018 course materials – book lists to be posted no later than May 1
 - Course Materials published by LSU PUB: updated/completed materials due no later than June 15 – see Myriam Escobar-Aarabi for details

Faculty and Staff Highlights

Prof. Bill Corbett presented a CLE talk on Recent Developments in Labor and Employment Law to the Labor and Employment Committee of the New Orleans Bar Association on March 8, 2018 at the NOBA Office. The presentation was at the invitation of Jennifer Kogos (Jones Walker), the Committee Chair.

From Prof. Lamonica: *Published: (1) Louisiana Jury Instructions and Procedures Handbook—2018*, West's Thomson Reuters, by the late professor Cheney C. Joseph and professor P. Raymond Lamonica ; and (2) *Legislative Law and Procedure Handbook—2018*, West's Thomson Reuters, by professor P. Raymond Lamonica and Jerry G. Jones.

On March 2, Prof. Raff Donelson presented his paper "Describing Law" before members of the Edinburgh Legal Theory Research Group at Edinburgh Law School. On March 8, he was the invited speaker for the Oxford Jurisprudence Discussion Group at Balliol College, Oxford

University, again presenting his paper "Describing Law." On March 30, he will be a commentator at a symposium on social contract theory at the American Philosophical Association Pacific Division Meeting in San Diego.

Professors Marlene Krousel and Heidi Thompson will speak at the North Louisiana Judicial College Seminar on May 3 in Shreveport. Their presentation is entitled The Nuts and Bolts of Effective Legal Writing for Judges.

Professor Baier continues to unveil his legal biography of Colonel Frederick Bernays Wiener, this time at the American Constitution Society Third Annual Scholars Forum, Barry University Dwayne O. Andres School of Law, Orlando, Fla., March 2, 2018, co-sponsored by Texas A & M Univ. School of Law. For more information, please see the attached.

Professor Keith Hall's article *The Application of Oil & Gas Lease Implied Covenants in Shale Plays: Old Meets New*, published in the Proceedings of the Thirty-Second Annual Energy & Mineral Law Institute, was recently cited by an Ohio appellate court in *Fox v. Positron Energy Resources*, 2017 WL 5664762 (Ohio Ct. App. 2017).

Professor Malinowski presented his forthcoming article, *The U.S. Science and Technology "Triple Threat": A Regulatory Treatment Plan for the Nation's Addiction to Prescription Opioids*, to open the University of Memphis Law Review's 2018 Symposium, "The American Addiction: Pathways to Address the Opioid Crisis." The symposium, which took place in Memphis on March 16, 2018, included a diverse roster of policymakers, scholars, and interdisciplinary practitioners as presenters and drew record attendance for the annual event.

Other Highlights

LSU Law celebrates Johnson, deGravelles as Alumna/us of the Year; Four alumni honored for Distinguished Achievement

Louisiana Supreme Court Chief Justice Bernette Joshua Johnson and U.S. District Court Judge John W. deGravelles, Middle District of Louisiana, highlighted the roster of notable alumni honored at the LSU Paul M. Hebert Law Center Distinguished Alumni Celebration on March 2 at the Loews Hotel in New Orleans. Johnson and deGravelles were named Alumna/us of the Year, and they were joined by Distinguished Achievement honorees Jane Politz Brandt, of counsel at Thompson & Knight in Dallas; James A. Brown, partner at Liskow & Lewis in New Orleans; Thomas M. Hayes III, partner at Hayes, Harkey, Smith & Cascio, LLP, in Monroe, La.; and Harry J. "Skip" Philips, Jr., managing partner at Taylor, Porter, Brooks, & Phillips in Baton Rouge.

STORY: <https://www.law.lsu.edu/news/2018/03/16/lsu-law-celebrates-johnson-degravelles-as-alumna-us-of-the-year-four-alumni-honored-for-distinguished-achievement/>

PHOTO GALLERY: <https://www.law.lsu.edu/galleries/alumni/nggallery/alumni/2018-Distinguished-Alumni-and-Distinguished-Achievement>

LSU Law Center moves up 8 spots in 2019 U.S. News and World Report rankings of law schools

The LSU Law Center moved up eight spots to No. 88 in the latest law school rankings released March 20 by “U.S. News and World Report.” The Law Center remained in the top 100 law schools in the nation in the closely watched rankings, moving up from No. 96 in the previous year.

STORY: <https://www.law.lsu.edu/news/2018/03/20/lsu-law-center-moves-up-8-spots-in-2019-u-s-news-and-world-report-rankings-of-law-schools/>

***The next LSU Law Monthly Highlights will be distributed on May 1.
Please submit any items for inclusion by April 26.***



Professor Paul Baier
Louisiana State University School of Law

Professor Baier, an editor of *Harvard Legal Commentary* while at Harvard Law School, joined the LSU Law faculty in 1972 after teaching at the University of Michigan Law School and the University of Tennessee College of Law. The Judicial Fellows Commission selected Professor Baier from ten finalists to serve as the U.S. Supreme Court Fellow for 1975-76, during which time he scripted and narrated "Supreme Court," the first film ever made inside the Supreme Court. This award-winning A.B.A. production was exhibited at the Court for over a decade. Professor Baier's expertise lies in Constitutional Law, Civil Rights Litigation, and Appellate Advocacy. He was a Special Assistant State Attorney General in several U.S. Supreme Court and 5th Circuit cases, including the Louisiana Higher Education Desegregation Case. He served as Executive Director, Louisiana Bicentennial Commission, U.S. Constitution, 1987-91, and was selected as the first Scholar in Residence of the Louisiana Bar Foundation, 1990-92.

WRITTEN IN WATER: An Experiment in Legal Biography

"The unusual and the grand have always fascinated me, and always will." This is what Alphonse James Albert Symons wrote to his ex-wife late in life. A. J. A. Symons's *The Quest for Corvo: An Experiment in Biography* captures as odd a human being as ever lived, one Frederick William Serafino Austin Lewis Mary Rolfe, in a biography like no other. "All I can tell you about the book, my dear fellow, is that it will be unlike any other biography ever written."

Jacob A. Stein sent this book to the LSU Law Center with a letter. "Paul, here is a book that may give us an idea of how to write a bio of someone who is odd." Our subject is another Frederick, one Frederick Bernays Wiener, Brown University, 1927, Harvard Law School 1930. While alive, Fritz Wiener fascinated both of us. He seems to have stepped out of a Shakespeare play set in the Old Hall of Lincoln's Inn. He admired Justice Holmes. Stupidity was not his strong suit. He faced death during the Battle of Okinawa. He was odd, yes, but extraordinary in the annals of legal history, military law, constitutional advocacy, the Selden Society. His treatise *Effective Appellate Advocacy* was so popular it was literally stolen off library shelves.

In time, society passed him by. Colonel Wiener realized he was an artifact of the law. The Warren Court was too much for him. "New King, new law, new Justices, new masters, et cetera."—*Yearbook*, 5 Edward II (1311). He turned in his morning coat. His friends threw a big party for him at the Army Navy Club. He packed his bags and moved way out West.

In short, our man of interest is quite a fellow, with Doris Merchant Wiener at his side, and two water turtles, Andy and Lauri, sunning themselves on the windowsill in Arizona sunshine. Ah, retirement. What could be better? "Action and passion," Colonel Wiener would declaim, following Holmes. Fritz's stage was the Supreme Court. Oral argument, "emitting the sound effects," was his strong suit. This is his story—mustachio, cutaway, and all.