



October-November
2009

The Federal Bar Association News

2000-10 Officers & Directors:

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(210) 281-7619

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San Antonio Chapter President's Corner

Congratulations to President Meagan Gillette and her husband Scott on the arrival of Connor McKenney Gillette! He was born on Tuesday, September 8, 2009 at 7:24 a.m. and was 20 inches long.

Judge Mathy and the Chapter Receive Awards at FBA National Convention!

Judge Pamela Mathy, a Past President of our Chapter, has been selected as the recipient of the **2009 Earl W. Kinter Award for Distinguished Service.**

Please read a letter from Judge Mathy to the Chapter thanking us for the nomination at the end of this newsletter!



(L to R: David Rivela, Chapter President-Elect; Judge Pamela Mathy; and Beth Smith, Chair of the National FBA Membership Committee and a Past President of our Chapter.)

The Chapter has also been awarded four National awards:

- 2009 Chapter Activity Presidential Excellence Award
- 2009 Presidential Citation Award for Brown Bag Luncheon Program of the San Antonio Chapter's Government Contracts Committee
- 2009 Presidential Citation Award for San Antonio Chapter Federal Court Young Lawyer, Summer Associate, and Summer Law Clerk Program
- 2009 Meritorious Newsletter Recognition Award

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<http://www.fedbar.org/>

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membership@fedbarsatx.org

**Moved or Need
to Update Your
Contact
Information?**

**Update your
information at
the Federal Bar
Association
website at
[www.fedbar.org/
update.html](http://www.fedbar.org/update.html)**

Upcoming CLEs & Luncheons:

Chapter Luncheons

WEDNESDAY, OCTOBER 14TH, 11:50 A.M.

Cynthia Rapp, Deputy Clerk to the United States Supreme Court will update the Chapter on happenings at the Supreme Court.

WEDNESDAY, NOVEMBER 18TH, 11:50 A.M.

John E. Clark, of the firm Goode Casseb Jones Riklin Choate & Watson, will speak on "Citizens Acting for the Benefit of the Government: the False Claims Act and Qui Tam Litigation."

Make your reservations on the chapter website at www.fedbarsatx.org. For each meeting, the chapter will apply for 0.75 hours of SBOT MCLE credit (unless otherwise indicated). Luncheons are held at the Quarry Golf Clubhouse unless otherwise noted.

RING IN THE NEW FISCAL YEAR WITH THE AWARD WINNING LOCAL FBA GOVERNMENT CONTRACTS COMMITTEE BROWN BAG LUNCHEON!!!

Join us for a rousing rectangular table discussion focusing on:
Perilous Past Performance Pressures: PPIRS, CPARS & COFC
Past performance was once viewed as the silver lining in the federal procurement cloud.

Where are we today?

Bring your thought provoking perceptions, anecdotes and opinions about the COFC taking jurisdiction of these issues.

We will also have a brief brainstorming session about our goals for the future, speakers/panelists and topics.

Last, we will share some very exciting news about receiving the 2009 Presidential Citation Award for Brown Bag Luncheon Program of the San Antonio Chapter's Government Contracts Committee at the FBA Annual Conference!!!!

Come see what it is all about.

11:45 a.m. – 1:00pm Tuesday, **October 20, 2009**

2nd Floor Conference Room of 110 Broadway

Contact: Joan K.F. Gluys (210.524.3821 or jgluys@dulske-gluys.com) to obtain a menu for ordering lunch or, feel free to bring your lunch.

Supreme Court Term in Review

WEDNESDAY, OCTOBER 21TH, 11:45 A.M. – 1:00 P.M.

Judge Xavier Rodriguez, United States District Judge for the Western District of Texas, and Professor Michael Ariens of the St. Mary's School of Law will lead the annual Supreme Court Term in Review as part of our "Open Doors to the Federal Courts" series. **Bring your lunch and join us!** The State Bar of Texas has approved the course for **2.0 hours of participatory MCLE credit**. A \$5 donation is requested to attend.

*The Adrian Spears Judicial Training Center is located near the intersection of Alamo Street and East Durango Blvd; you can download a map from the FBA website at <http://www.fedbarsatx.org/events/mapoffederalcomplex.pdf>.

Federal Court Practice Seminar

The Federal Court Practice Seminar is a prerequisite for admission to practice in the Western District of Texas. Future course dates are February 5, 2010, and May 7, 2010. Registration forms and fee information will be available on the website soon.

FBA Celebrates Constitution Day

Two hundred and twenty years ago on September 17th, the U.S. Constitution was first signed by the members of the Constitutional Convention. This year on that date, members of the Federal Bar Association, along with the San Antonio Bar Association and San Antonio Association of Criminal Defense Lawyers, led Constitution Day programs at various high schools in San Antonio. Every student who attended these programs received a copy of the Constitution, made possible by the very generous donations of the Federal Courts, SABA, SACDL, and FBA.

Please be sure to thank these attorneys for participating in Constitution Day:

Sherry Barnash
Kristy Callahan, U.S. Department of Justice
Rudy Castillo
John Clark
Matt Compton, 4th Court of Appeals
Carissa Gregg, U.S. Army
Joe Hinojosa, Oppenheimer, Blend
Susan Kilgore, City of Castle Hills
Hon. Pamela Mathy, United States Magistrate Judge
Megan Neck-Borshard, Oppenheimer Blend,
Cynthia Orr, Goldstein, Goldstein, and Hilley
Debra Parker
Bud Rittenour
Lori Rodriguez, Bexar County Public Defender's Office
Dimitri Rocha, U.S. Department of Justice
Annalyn Smith, Bracewell & Giuliani

The FBA members who led these presentations are exemplary of the good that we do. This kind of outreach makes federal law relevant to high school students. Whether it's learning about school backpack searches or what a student can't wear on a t-shirt, the Constitution touches everyday life.

San Antonio Chapter of the FBA's 2009 Lucien Campbell Award

By Judge Pam Mathy

For decades, the San Antonio Chapter has sponsored a federal civil procedure award at St. Mary's University School of Law to recognize scholastic achievement and excellence in civil procedural law through a cash award. The civil award program has evolved through the years into its current form in which the students who scores highest in each of the sections of federal civil procedure at St. Mary's receives a cash award. The Chapter long has aspired to expanding its scholarship program to include academic excellence in criminal law. We are gratified that we have been able to see this goal realized through the establishment of the Chapter's Campbell Award which – in recognition of the superlative service of a practicing lawyer in our bar – recognizes excellence in criminal law by acknowledging the students who scored the highest in each of the sections of criminal law at St. Mary's with cash awards.

Lucien Campbell, served 32 years as the Federal Public Defender for the Western District of Texas. He founded the Defender's Office in San Antonio in 1975, initially with just four other lawyers, two others in San Antonio and two in El Paso. Over three decades, Lucien managed the office ably through years of growth and tremendous changes in the federal system.

In the last ten years of his service, the Western District of Texas, as it does today, consistently ranks within the top three districts in the country in numbers of criminal cases filed, usually ranking first. Most of the individuals charged are represented by the lawyers of the Defender's Office at the trial level and on appeal. Lucien's service extended beyond the important work of the District to include service on national rule-making and policy-making committees which helped to earn him a well-deserved national reputation. On the occasion of his retirement, the prominent San Antonio criminal defense lawyer Gerald Goldstein said: "Lucien may be the single most important individual in establishing the federal defender system in our country." The Chapter is pleased to recognize the outstanding service of Lucien Campbell in connection with its support of St. Mary's University School of Law and the future lawyers of this District – and the San Antonio Chapter!

This year's Campbell Award recipients from St. Mary's University School of Law are:

**Kelly Havner
Ken Harkness
Alysian Thomas
Bernie Kray**

These outstanding students will be recognized and presented cash awards during the San Antonio Chapter's next monthly luncheon on October 14th. For those interested in attending, please R.S.V.P. through the Chapter's website at www.fedbarsatx.org.

Membership Report

Welcome to our new members **Kristy Callahan, Guadalupe Ruiz, LeRoy Jahn, Miguel Dilley, and Alia Levine**. We are very happy to have you as part of our membership!

St. Mary's Lone Star Classic Call for Judges

The 2009 Lone Star Classic will be held on October 15-17 here in San Antonio. Sixteen law schools will be represented. The problem will be a criminal case, which will take place in the hypothetical state of Lone Star and will utilize the Federal Rules of Evidence.

The school is looking for 90 judges! The preliminary rounds will take place at the Bexar County Courthouse on Thursday, October 15 and Friday, October 16. The teams will break to semi-final rounds on Saturday morning, October 17, with the final round on the afternoon of the 17th, at the law school. Each round will take about two and one-half to three hours. The various winners of the preliminary rounds will be announced at a dinner buffet and reception on Friday evening; the judges are cordially invited to attend that event.

If you are interested in serving as a judge for the preliminary or semi-final rounds, please complete the attached form (attached to this newsletter) at your earliest convenience and fax it to David Schlueter at (210) 436-3717. If you know of any other individuals who may be interested in helping us, please pass this information along to them as well. For the last several years, the organizers have attempted to accommodate individuals who wanted to serve on the same panel of judges and we will do that again this year. If that is the case, just make a note on the form that you would like to do so. **You may be able to claim self-study MCLE credit for your participation as a judge.**

If you have any questions, contact David A. Schlueter at (210) 431-2212 or Dschlueter@stmarytx.edu or Ms. Andria Aguayo, at A_Aguayo@yahoo.com.

Federal Bar Association Section of Taxation CLE in New Orleans, October 29th

For the first time, the Federal Bar Association Section on Taxation is co-sponsoring the U.S. Court of Federal Claims Annual Judicial Conference, which will focus on tax law issues. The Conference will be held in New Orleans on October 29, 2009, in connection with Tulane's Tax Institute (held from October 28-30, 2009). The Taxation Section is very excited about this partnership with the Court of Federal Claims and hope that they can continue to collaborate with them on similar meetings in the future.

The Conference will feature the latest insight into the unique tax policy issues being debated in our nation's capital. In addition to informative reviews of new tax statutes, regulations and decisions, the Judicial Conference will also feature U.S. Court of Federal Claims judges discussing developments in the Court and Washington D.C. and policy experts discussing the latest from Capitol Hill.

The brochure for the Conference is available at <http://tinyurl.com/y96lzqf>. While this Conference will focus on taxation, it is the Court's Annual Judicial Conference, and therefore should be of interest to all who practice before the Court.

Get More Involved!

The Chapter supports its on-going projects through the committees and sections, led by the chairs listed below. This is a great time to become more involved as we begin the 2009-2010 bar year! Get to know the great members of our Chapter and work on worthwhile programs that help your colleagues and the community.

CLE Coordinator:	Susan Biggs	384-7255	Susan.Biggs@usdoj.gov
Community Outreach Committee:	Susan Kilgore	320-2749	susan@skilgore.com
Bexar County Dispute Resolution Center:	John Franco	277-3600	jjfrancotx@sbcglobal.net
Federal Court Practice Seminar Committee:	Jane Thomson	967-7050	jane.thomson@dhs.gov
Government Contracting Committee:	Joan K.F. Gluys	524-3821	jgluys@dulske-gluys.com
Judicial Relations Committee:	John Paniszczyn	384-7325	john.paniszczyn@usdoj.gov
Membership Committee:	(Open Position)		
Military Relations Committee:	Maury Deaver	221-7894	maurice.deaver@amedd.army.mil
Newsletter Committee:	Kay Perry	287-4348	perryk3@uthscsa.edu
Nominations and Elections Committee:	John Paniszczyn	384-7325	john.paniszczyn@usdoj.gov
Open Doors to the Federal Courthouse	Hal Atkinson		atkinsons@satx.rr.com
Program and CLE Committee:	Meagan Gillette	554-5503	mgillette@coxsmith.com
Web Site Coordinator:	Nathan Roach	880-5169	nroach@cirruslaw.com
Young Lawyers and Law Students			
Committee & St. Mary's Univ.	Travis Headley	286-5449	proximaximus@gmail.com
School of Law Student Liaisons:	Laura M. Clark	554-5357	lclark1@mail.stmarytx.edu

(Area Code is 210 for all numbers)

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
655 EAST DURANGO BOULEVARD
SAN ANTONIO, TEXAS 78206

PAMELA A. MATHY
UNITED STATES MAGISTRATE JUDGE

TELEPHONE
(210) 472-6350
FACSIMILE
(210) 472-6354
E-MAIL
pamela_mathy@txwd.uscourts.gov

September 2, 2009

President, Officers, Members of the Board & Members
San Antonio Chapter
Federal Bar Association

Dear Friends and Colleagues,

Please accept my sincere gratitude for receiving the Federal Bar Association's 2009 Earl W. Kintner Award for Distinguished Service, the FBA's highest honor for "outstanding achievement, distinguished leadership, and participation in FBA chapters, sections, and divisions throughout the nation." It is incredible to me that I am singled out for this recognition! I am humbled by it!

You, my friends, know that through the years I have worked hard for the Chapter and the FBA – but I have not worked alone! Indeed, our projects have achieved success because so many oars have been in the water! Along the way of fulfilling our shared goals, we have also shared many laughs and positive insights as well as significant mutual satisfaction in serving the bar and our communities.

I was taught by the federal appellate judge for whom I first clerked (about three decades ago), that participation in bar associations was important. It was my good fortune that as a young Assistant United States Attorney in 1983, I first became involved with the Chapter and its members who, I have learned, exemplify the highest standards of professional conduct and personal character. I know that it is your stability, good judgment, integrity, and proven record of service beyond self that deserves recognition!

Since becoming a magistrate judge eleven years ago, I have been able to deeply appreciate, from a new vantage point, how bar associations foster a correct understanding of the judicial system. Studies show that the more people know about the role of judges in government, the higher their opinion of judicial performance and the greater their trust in the judicial system – judges and lawyers – to correctly resolve the matters properly committed to courts for decision. I am especially grateful for the opportunities the Chapter and National FBA have made possible for me to help foster knowledge and understanding of the courts.

Please know it has always been my great privilege and honor to work with and for the Chapter and National FBA. I believe in my heart and know in my head that I am simply the

conduit to bring National FBA's recognition home to our collegial, productive group in San Antonio! Thank you!

Sincerely,



Pam Mathy



JUDGES' FORM FOR THE 2009 LONE STAR CLASSIC

**St Mary's University School of Law
San Antonio, Texas
October 15-17, 2009**

If you are interested in serving as a judge at one of the preliminary or semifinal rounds in this year's Classic, please complete this form and return this form to the address indicated below. We will need approximately 90 judges for the preliminary rounds (three judges for each trial). Each round will take about 2 ½ to 3 hours.

Name _____

E-Mail Address _____

Mailing Address _____

Fax _____

Phone Number(s) _____

I would prefer to judge at one of the following times:

- _____ Thursday, October 15th at 1:30 PM (Bexar County Courthouse)
- _____ Friday, October 16th at 9:00 AM (Bexar County Courthouse)
- _____ Friday, October 16th at 1:30 PM (Bexar County Courthouse)
- _____ Saturday, October 17th at 9:00 AM (Law School)

I would like to be on a panel with the following individual(s) _____

Please return this entry form to:

Professor David A. Schlueter
Director of Advocacy Programs
St. Mary's University School of Law
San Antonio, Texas 78228
dschlueter@stmarytx.edu
FAX: 210-436-3717