



# The NAALJ News

## Georgia Affiliate Hosts 2011 Midyear Conference in Atlanta

### Inside this issue:

President's Message	2
John Hardwicke Mentor Recipients	3
State Affiliates	5-10
Special Education	10-11
Neil Alexander Scholarship Recipients	11
Mentor Program	12-14
2011 Annual Conference	15
2010 Malibu Annual Conference	16-19
NAALJ Committees	20
Officers and Board of Directors	20

### Special points of interest:

- NAALJ 2011 Midyear  
May 2-4, 2011  
Atlanta, GA
- NAALJ 2011 Annual  
September 18-22, 2011  
Santa Fe, NM

The 2011 NAALJ Midyear conference is just a few short months away! The Georgia Association of Administrative Judiciary (GAAJ) looks forward to seeing you in Atlanta on May 2-4, 2011.

The conference, which will take place at the State Bar of Georgia, will feature a rigorous academic component. The first day of the conference will be devoted to three core presentations on evidence, statutory interpretation, and legal writing, taught by professors of law from Georgia State University and Mercer University. On the second day, the conference will offer break-out sessions on special education and other topics to augment the core presentations.

In addition to providing an excellent continuing education program, GAAJ will ensure that you enjoy your visit to Atlanta. A block of rooms has been reserved at the historic, cosmopolitan Glenn Hotel, located directly across the street from the State Bar. You will have a spectacular view of downtown Atlanta from the hotel's rooftop lounge, where the NAALJ Board reception will be held on the evening of Monday, May 2. Your conference registration fee also includes a trip to see the Atlanta Braves play the Milwaukee Brewers on Tuesday evening, May 3.



Centennial Olympic Park

Finally we hope you can extend your visit to check out some of Atlanta's preeminent attractions. The Georgia Aquarium, the CNN Center, the new World of Coca Cola, and Centennial Olympic Park are just a few blocks from the hotel. You can also find the Martin Luther King, Jr. National Historic Site, the Jimmy Carter Presidential Library, the Margaret Mitchell House, and the Atlanta Botanical Gardens a short drive away.

To access the conference brochure, go to [www.naalj.org](http://www.naalj.org) and click "upcoming conferences." Look for an email soon announcing the beginning of registration, and we can't wait to see y'all in Atlanta!

## President's Message

By Mary-Margaret Anderson

### MEANINGFUL WORK

The NAALJ year began in a breathtakingly beautiful setting, the hills above the Malibu coastline in southern California on October 10 to 14. Thanks to our generous hosts at the Pepperdine School of Law, 174 registrants, from 16 states and Canada, met to learn, teach, and laugh at the 36<sup>th</sup> NAALJ Annual Conference. As described elsewhere in this Newsletter, it was an action-packed several days, with probably the average number of both glitches and wonderful surprises. My co-chair, Professor Greg Ogden, and I are proud of many things, but none more than the generosity of our colleagues, as the Silent Auction preceding the Banquet raised a record-setting \$4185 for the NALJ Foundation.

We started out with an inspiring presentation led by our own organizational treasure, Steve Wise. Steve, Professor John Gedid, and attorney Peter Sitkin took us through the reason many of us are employed – *Goldberg v. Kelly* and its progeny. That set the stage for our keynote presenter, John Salatti of LAWriters, who challenged us to continuously improve our writing. A great group of our colleagues taught us best practices in a variety of areas, and we even had a taste of administrative tribunals in the international arena. Finally, a whole day was a gift from the Dana Foundation: five doctors spoke of their work in brain function. Memory, deception, traumatic brain injuries, addiction and more were explained in a way we could understand and use in our professional and personal lives. Thursday morning, the new NAALJ Board met for a lively planning session. Our educational sessions were so jam-packed that we left until Thursday afternoon some optional fun activities. One group visited the unique Getty Villa museum. And guest host Moondoggie led a small, brave band to Malibu Beach for a surfing lesson! Six guys and a gal – and guess who ruled? Our NAALJ Treasurer, Kristin Miller, was the star – and yes, we have the pictures to prove it!

Did you have to miss Malibu? No worries: you, or your agency, can buy the movie! Thanks to Greg Ogden, Pepperdine's IT department filmed most of the sessions. In another first, NAALJ will soon announce a set of DVDs for sale.

Moving forward, we look to our mid-year meeting in Atlanta, Georgia, May 2 to 4. Planned by Kristin, Ana Kennedy, and the Georgia Association of Administrative Judiciary, this will be a meeting you won't want to miss, especially if you are interested in becoming more involved with NAALJ. And after Atlanta, we're going to Santa Fe! In another first, NAALJ will present its 37<sup>th</sup> Annual Conference all by ourselves. That is, this will be the first meeting we produce without a local affiliate or law school. But rest assured, we are bringing our A-Team. Conference expert and NAALJ Past President Bob Cohen is leading the charge, and program whiz, and also Past President, Steve Wise is on board with all of his creative ideas. We will also depend on the considerable skills and experience of our Secretariat, Bev Thomas, who obtained a great deal for us at the La Fonda Hotel, right on the Plaza. If you haven't been to this incredible part of our country, this is the time. Plan a vacation around it – you'll be glad you did. And let Bob know if you are interested in helping.

Other than in the conference-planning department, how is NAALJ doing? I am pleased to report that the state of our organization is strong. Despite the challenging financial times, our membership numbers are steady and our bank account respectable. In my remarks at the Banquet, I outlined two main goals for this year. The first is to re-organize and strengthen our committees. Please check out the new list of committees in



Photos by Marc Zylberberg



this newsletter or on our website. Contact the chairs of those committees that interest you, or let me know of a lack you would like to fill. And come to Atlanta, if you can.

My second goal is to spearhead research projects regarding the breadth and depth of administrative adjudication in the United States. The lack of empirical knowledge about the work we do, whether at the local, state, or federal level, is stunning. This is a long-term goal, but it is a charge NAALJ is well poised to lead. In doing so, we will engage with other organizations, including the ABA's NCALJ, law schools and others. Look for more news on this front as the year continues, or better yet, join the team.

I have a few slips of paper in my desk containing quotations, and the following is likely my favorite:

*This is the true joy in life, the being used for a purpose recognized by yourself as a mighty one; the being thoroughly worn out before you are thrown on the scrap heap; the being a Force of Nature instead of a feverish selfish little clod of ailments and grievances complaining that the world will not devote itself to making you happy. -George Bernard Shaw*

In California in 2010, we had plenty of grievances: too much work and 14 percent less pay among them. The Malibu conference was a great antidote. If it did bring me a bit too close to the "scrap heap" precipice, I certainly attained the goal of "thoroughly worn out." (Note of advice: avoid being President-Elect and Co-Chair of the Conference the same year.) But there was certainly joy and huge satisfaction in the completion of such a project.

To return to the point, I know that by now you are asking how you, too, can avoid being a selfish little clod, and instead, find your inner Force of Nature. Right? We are all blessed and lucky to have a wonderful profession where we are used for a mighty purpose each day. But now more than ever, we each need the strength we find in banding together. Belonging to NAALJ, and especially finding your niche within it, is a great antidote to the depressing news of the day and provides a way to be your own unique force for good. Throughout this column are sprinkled pathways to become involved. NAALJ wants you! So: find your interest and let me know soon.

## John Hardwicke Mentor – Challenge Grant Recipient Luncheon

By Steve Wise

The special luncheon was held during the 2010 Malibu conference to thank contributors to the John Hardwicke Mentor program and recognize recipients of the 2010 Affiliate Challenge Grant program. The Affiliate Challenge Grant consists of a \$500 grant and a registration-fee waiver awarded to a member of a participating NAALJ state affiliate through a selection process determined by the affiliate. This is a great way to give active new members the opportunity to experience a NAALJ annual conference or reward long-time affiliate members for their service to the affiliate. Affiliate Challenge grants this year were awarded to the following NAALJ Members: Louis Burnett (DC-Registration Waiver), Lynn Ferris (MI), Mark Handley (AK), E. Savannah Little (DC-\$500 Grant), R. Bruce McKibben (FL), Beverly Sherman Nash (MD), Christopher Stephens (NY), and Debra Wise (IA). Thanks to the generosity of contributors to the John Hardwicke Mentor program and silent auction donors, we have a great membership benefit. Congratulations to this year's recipients!



## Are You Bowling Alone?

*The following remarks were given by then-incoming NAALJ President Mary-Margaret Anderson at the NAALJ Annual Banquet, October 13, 2010, Pepperdine University Campus, Malibu. The Conference theme was: Excellence in Administrative Adjudication.*

My father was a housemover. Using very heavy equipment, his company literally picked up houses, put them on trucks, and occasionally barges, and moved them to different locations. That was the sexy part. What was really important was the foundation work done to anchor the house to its new location. I learned early on the importance of strong foundations. I believe that the justice system is the foundation of our government - even of our civil society. And if citizens do not have trust in that system, the foundation will crumble.

The work that we do, these hearings, these many administrative processes, shore up our civic foundation. They are a direct link between citizens and the government. If that link isn't strong, if citizens don't believe that their justice system, their government officials, treat them fairly, government cannot function. There is no government.

Every day, all across this country, we and our colleagues conduct thousands of administrative hearings. We don't know how many, and that is a problem, but what we do know is that every day, thousands are held. Thousands of hard-working, mainly underpaid, public servants conduct hearings of every conceivable type.

There is a very good reason for calling them "fair hearings." It is essential that these hearings be conducted in a fair way. That people are truly heard. That we not only are impartial decision-makers, but are seen as such. There is no trust without these things, and the result of no trust in this case is a flimsy foundation. Thus, our development as professionals - our continuing education - is essential. But more than that, it is also important that we stick together and work together for our own mental health and so that there truly is "Excellence in Administrative Adjudication."

Several years ago, a book was published entitled "Bowling Alone." It is a fascinating sociological study of the decline in participation in civic groups in this country in the past two generations. Since the mid-1960s, groups that were the stalwarts, from Rotary to the Elks Club, from churches and other religious institutions, yes, even bowling leagues, have gradually gone out of fashion. Judging can be a lonely, frustrating and difficult job. I submit that as judges, we cannot be bowling alone.

Personally, I think that the word community is overused. I live in the San Francisco Bay Area, and we seem to call groups of every kind a community up there. But I know that the word is accurate for the people in this room. We are a community and we are here for each other and for the public we serve.

The NAALJ conferences provide a wonderful way to learn from speakers and from each other. I hope you will join us in Atlanta in May and in the fall wherever we land! Conferences are essential. But there is more to us than that.

There are two goals I have for NAALJ this year - both are more like journeys than destinations. First, we will examine the committee structure of the organization for a number of factors. We want to have meaningful opportunities for everyone to participate. Second, we hope to launch long-range and far-reaching research projects to determine what really is the breadth and depth of administrative adjudication in this country. We need your help. We need your creative ideas and commitment. As a famous politician recently said: Together, we can. I know from my own experience that you will, as the cliché says, receive more than you give, and in ways wholly unexpected when you started.

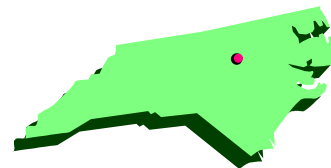
So let me - let NAALJ leadership - know how you want to participate. There is much to be done and much to be gained. And always remember: there is no need to bowl all by yourself.

## NEWS FROM THE STATES

### North Carolina News

By Selina M. Brooks

The NC OAH is striving to address different kinds of challenges in two very different areas of health care law—Medicaid and Certificate of Need (CON).



In 2008, the NC OAH was given jurisdiction over appeals by Medicaid recipients for decisions made to deny, terminate, suspend or reduce a Medicaid service. These cases have presented new challenges to the NC OAH. The enabling statute authorizes simplified procedures for these appeals in order to expedite their completion which has resulted in new internal processes for the clerk's office. For the first time, telephonic hearings are held unless for good cause a request is made for an in-person hearing. The unprecedented volume of these cases has resulted in critical review of our docketing procedures. In 2007, a total of 2,384 new petitions were filed for all types of cases. By comparison in 2010, a total of 9,776 new petitions were filed, of which 7,670 were Medicaid appeals.

The inequities of litigation where the petitioner is *pro se* are most pronounced in the Medicaid cases. The enabling statute has been amended to clarify which party bears the burden of proof for various issues and what evidence is admissible, creating a more equitable balance between litigants in the hearing. Recently, the NC OAH completed a feasibility study for the creation of a Medicaid Advocacy Network at a statewide level that would coordinate the advocacy services offered by legal services offices, law school clinics, and *pro bono* work by private attorneys. The process to create this network is being formulated, anticipating that the first stage will be in the near future.

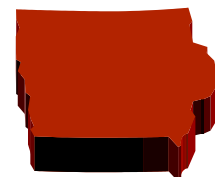
The CON cases continue to be some of the most complex litigation heard in the NC OAH, affecting the provision of health care for entire communities and across state lines. The Southeastern Health Planning Symposium was formed with members from NC, SC, GA, FL and TN. This forum is composed of planners, regulators, lawyers and judges who share ideas and perspectives about health planning and CON laws and developments. The third symposium was held in Charlotte, NC in the spring 2010. The next symposium will be held in Tennessee.

The Charlotte branch office of the NC OAH participated in the symposium. The Charlotte branch office is located in the Charlotte School of Law. There is a rising interest in health care and health planning law at the law school. Law student interns have an opportunity to do research for an ALJ and attend administrative hearings, and the resident ALJ's health law intern was able to attend the Symposium with the ALJ.

### Iowa Affiliate News

By Lynette Donner, IAALJ President

The IAALJ's Fall 2010 ALJ CLE was held on September 13, 2010. Our keynote speaker was Kelly Lynn Anders, Director of Communications at Creighton University School of Law, who gave a wonderful presentation on the topic of Organization and Professionalism in the Law. In addition, Judge Mark Bennett, Federal District Court Judge, spoke eloquently and enlightened our audience on the topic of Implicit Bias in Judging. Steve Wise brought the case of *Goldberg v. Kelly* to life with a multimedia presentation entitled *Goldberg v. Kelly—Casting a Long Shadow after 40 Years*. Administrative law judges from several agencies offered Tips for Efficient and Accurate Hearings and Decisions, an experience mediator offered insightful material on the use of ADR, and Court of Appeals Judge Mansfield offered A New Appellate Judge's Perspective on Iowa's Administrative Process. The final presentation on Distracted Driving and the Law by Administrative Law Judge and National Highway Traffic Safety Administration Judicial Fellow John Priester opened our eyes to the developments in the law on this timely topic.



The IAALJ's Spring 2011 ALJ CLE will be held on April 18, 2011. Our keynote speaker will be Professor Kristin Hickman from the University of Minnesota on Statutory and Rule Interpretation and Judicial Deference Standards. Please check out our website for updates regarding CLEs and other events at: <http://www.naalj.org/iowa>.

## NEWS FROM THE STATES

### District of Columbia Affiliate News

#### DCAALJ 2010-2011 Board

On September 16, 2010, the oath of office was administered to the 2010 – 2011 Board. Everyone swore to faithfully and diligently execute and perform the duties of office and to uphold and defend the Constitution and Bylaws of both the National Association of Administrative Law Judiciary and the District of Columbia Association of Administrative Law Judiciary. It is with great pride that we introduce the new Board.



**President Paul Handy** (Office of Administrative Hearings) – Judge Handy has been an administrative law judge for the D.C. Office of Administrative Hearings since July 2004, and he is the director of training there. Prior to that, he was an administrative law judge for the Maryland Office of Administrative Hearings for six years. Judge Handy has also been a private practitioner and an assistant public defender. He is a member of the Maryland and D.C. bars.

Judge Handy received his Bachelor of Arts from Rutgers University with a double major in Labor Studies and Sociology. He earned a Juris Doctor from the University of Baltimore.

In addition to his vocation, Judge Handy is involved in theatre as a hobby, and he has written numerous plays, including two that have been performed as staged readings at NAALJ conferences – “Merryman” and “Full Truth.” On April 9, 2010, he married Frances Recio, an attorney with the U.S. Department of Health and Human Services.

**President-Elect Nicholas Cobbs** (Office of Administrative Hearings) – Judge Cobbs began service as an administrative law judge in August 2005. Previously, as a lawyer in private practice, he served as a volunteer mediator and arbitrator for the District of Columbia Superior Court Multi-Door Program. He also served as an arbitrator in the D.C. Bar’s Attorney-Client Arbitration Program, for which he received a special merit award in 2002.

Judge Cobbs practiced as an associate and partner in law firms in New York City and Washington, D.C., specializing in insurance, maritime, and aviation litigation. He also was a solo practitioner in Washington, D.C. representing individual and corporate clients in addition to several foreign countries.

Judge Cobbs is active in the District of Columbia Bar where he has served on the Membership Committee, the steering committee of the Law Practice Management Section, and the Litigation Section. He currently serves on the steering committee of the Administrative Law Section. In 2003, he received an Exceptional Service Award from the D.C. Bar for his representation of the D.C. Legal Community in connection with pending legislation before the D.C. Council. He has taught courses for the D.C. Bar and other professional organizations on civil procedure, discovery, mediation and arbitration, transportation law, and insurance law.

Judge Cobbs is a graduate of Amherst College and the University of Pennsylvania Law School. He is a member of the New York, Maryland, Virginia, and D.C. Bars. He has appeared in trial courts in twelve states and the District of Columbia and has briefed and argued appeals before the U.S. Supreme Court and seven Federal Circuit Courts of Appeals.

**Vice President Melissa Lin Klemens** (Department of Employment Services, Compensation Review Board) – For almost ten years, Judge Klemens litigated workers’ compensation cases in Maryland, Virginia, and the District of Columbia. Then, in 2006, she was appointed as an administrative law judge with the Department of Employment Services, Administrative Hearings Division to preside over workers’ compensation hearings. Currently, she is an administrative appeals judge for the Department of Employment Services, Compensation Review Board.

**Co-Secretary Scott Harvey** (Office of Administrative Hearings) – Before joining the bench in August 2005, Judge Harvey practiced law in the private sector with a number of regional and national firms operating out of the Washington

## NEWS FROM THE STATES

### District of Columbia Affiliate News

Metropolitan area. He represented industrial and commercial clients in a broad range of litigation and regulatory counseling matters involving the transportation of fuel, chemicals, and agricultural commodities by rail, sea, and pipeline; hazardous waste recycling, disposal, and remediation; intellectual property; employment; and corporate governance. He also structured and negotiated long-term fuel supply transactions for electric utilities in the southwestern United States and co-authored a book on emergency release reporting for hazardous chemicals.

Judge Harvey graduated from the University of Virginia Government Honors Program, earning a Bachelor of Arts in U.S. Government and Foreign Affairs with an emphasis on Classical Political Philosophy. He received his Juris Doctor from the University of Virginia Law School.

Judge Harvey is married to Matilda Harvey. They belong to McLean Baptist Church where Judge Harvey is an ordained Deacon. He is an avid, moderately successful amateur golfer and an avid, wholly unsuccessful sport fisherman.

**Treasurer William L. England, Jr.** (Office of Administrative Hearings) – Judge England began serving as an administrative law judge for the District of Columbia Office of Administrative Hearings on August 9, 2004. Prior to that, he served as an administrative law judge for the Maryland Office of Administrative Hearings, and before that, he was a partner in the full-service law firm of Brooks & England in Washington, D.C.

Judge England has been a member of the bar since 1979. He earned his Juris Doctor degree from the Georgetown University Law Center and his graduate law degree in government procurement law from The George Washington University National Law Center.

Judge England earned his undergraduate degree from Tuskegee University where, upon graduation, he received a commission as a Second Lieutenant through the Army Reserve Officers Training Corps. He served on active duty in the U.S. Army for twenty years, including two tours of duty in Vietnam. He attained the rank of Lieutenant Colonel.

### Professor H. Faith Mullen Speaks at DCAALJ's General Membership Meeting

#### *You are the Future- Today*

#### *Implementing Change to Address Self-Represented Litigants*

Professor H. Faith Mullen of the Catholic University of America Columbus School of Law was the guest speaker at this year's annual meeting. She reminded us what a great country we live in because our citizens have a meaningful recourse when they believe a wrong has been committed against them.

After watching dozens of administrative hearings, Professor Mullen observed that overall, self-represented litigants left feeling as though they had been heard. Nonetheless, she offered some suggestions for simplifying and clarifying procedures in order to render administrative proceedings accessible yet formal enough to provide adequate safeguards.

Not all litigants face the same challenges. Each case has its own degree of complexity; each party has their own level of sophistication.

As an adjudicator, think about the supports you can offer that are helpful in the most complex cases and to the most unsophisticated litigants.

Litigants with the greatest impairments need the most help. After all, everyone is entitled to a fair hearing, and some are much more in need of it.

## NEWS FROM THE STATES

### District of Columbia Affiliate News

Devise mechanisms to provide assistance to those who need it most.

Each case involves the life of at least one person. Timely decisions are critical to the function and the integrity of the system.

Address issues causing delays on an individual level so you can become more efficient.

Customer service is not wholly intuitive to everyone working within the administrative system. Nonetheless, customer service matters.

Do your part to send litigants away feeling better about the system.

Administrative agencies do not have to “go it alone.” Students are desperate for meaningful work drafting and administering surveys, developing fact sheets, and preparing documents such as simple orders.

Consider what help you need to do your job and partner with student-interns to achieve success.

Administrative adjudicators set precedent in formal and informal ways. Formally, administrative adjudicators issue decisions that establish the law; informally, administrative adjudicators affect how the world thinks about the system. In other words, what you do now will become the way “things always have been done” so as an administrative adjudicator, you have the ability to make the system just.

### Chief Judge Walker Joins DCAALJ



On February 4, 2010, Mary Oates Walker was appointed Chief Administrative Law Judge of the District of Columbia Office of Administrative Hearings (“OAH”). Her appointment was highlighted in the last issue of the NAALJ newsletter.

### DCAALJ Kudos Corner

The National Association of Administrative Law Judiciary partnered with Pepperdine University School of Law to present “Excellence in Administrative Justice: Delivering Due Process” in conjunction with the 2010 annual meeting. The NAALJ and the DCAALJ sponsored two Challenge Grants to send members to this event: The Honorable **E. Savannah Little** (Office of Administrative Hearings) was awarded \$500.00 to attend the event; the Honorable **Louis Burnett** (Office of Administrative Hearings) was awarded a tuition waiver plus \$100.00 to attend the event. In return, each recipient agreed to write an article for an upcoming edition of our newsletter; the articles will focus on subjects discussed at the conference.

DCAALJ congratulates our Challenge Grant recipients. We look forward to the insights they will share with us.

Following her contributions to *Modern American Usage* (3d ed.), and *Black's Law Dictionary* (9th ed.), the Honorable **Melissa Lin Klemens** (Department of Employment Services, Compensation Review Board) has been invited to work on the *Dictionary of Modern Legal Usage* (3d ed.). This dictionary defines and discusses distinctions between similar legal terms in an attempt to facilitate accurate word choices by legal writers; it is scheduled for publication in 2011.



## NEWS FROM THE STATES

### Louisiana Affiliate News

Louisiana Association of Administrative Law Judges (LAALJ)

18<sup>th</sup> Annual Conference and CLE

By Vivian B. Guillory, President

LAALJ held its Fall CLE *What's Cooking? Hot Topics and Haute Cuisine!* on December 10, 2010, at trendy Juban's Restaurant in Baton Rouge. The Honorable Robert S. Cohen, Immediate Past President of the National Association of Administrative Law Judiciary (NAALJ) and Chief Judge of Florida's Division of Administrative Hearings, was guest speaker. He conducted a legal ethics presentation entitled "Ethics Essentials for Stallers & Stragglers". Judge Sam Lowery, of the Louisiana Workforce Commission, made a presentation on "Professionalism Pourboire for Procrastinators". Judge Lowery was his usual charming self as he gave us all "tips" on professionalism.

Juban's was elegantly decorated for the Christmas holiday and the food was delicious! The menu included French Cut Breast of Chicken, herb marinated and broiled, served over Cajun Pilaf (dirty rice); Seafood Crepes, twin crepes filled with crab-meat, shrimp, brie, mushrooms, tomatoes and squash; and Pork Tenderloin. Dessert was a very difficult choice of cheesecake with praline sauce, bread pudding or chocolate tuxedo cake. (Their blow-out chocolate option!) Are you hungry yet??? Maybe next year you all should try to join us down here on the bayou! Y'all are *very* welcome!

Speaking of coming for a visit, Judge Cohen presented a proposal from NAALJ that New Orleans be the setting for the 2012 NAALJ Conference. Our Louisiana affiliate will consider this at its annual meeting in May. We would love for all NAALJ members to get a taste of our Southern hospitality and visit our beautiful state, but hosting the annual conference is quite an undertaking. The LAALJ Board of Directors will stay in touch while we work towards a decision of how much assistance and participation our affiliate may be able to provide.



Judge Robert Cohen and Ann Wise, Director of Louisiana's Division of Administrative Law



Judge Sam Lowery speaking LAALJ membership and Judge Robert Cohen



Officers with Judge Robert Cohen (from left) President Vivian Guillory, Treasurer Pamela Moses-Laramore, President-Elect Valerie Mieners, Past-President Sam Lowery, VP Nancy Goodwin, VP Michelle Finnegan and Judge Robert Cohen



Judge Robert Cohen speaking to LAALJ membership



Judge Robert Cohen and Judge Valerie Mieners and Judge Michelle Finnegan



Judge Michelle Finnegan and Judge Robert Cohen

## NEWS FROM THE STATES

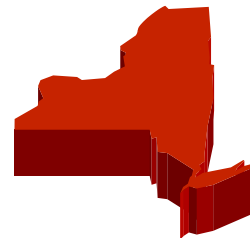
### New York Affiliate News

#### NYSALJA NYS PRESENTS CLE

The New York State Administrative Law Judges Association presented an all-day continuing legal education program through Pace Law School's Center for Continuing Legal Education on November 19, 2010 at Pace University's New York City Campus.

The law update included a myriad of topics - due process, hearing requirements, discussion of handling *pro se* litigants, evidence, hearing management, ethics, and New York's body of statutory and regulatory law and rules, including the New York State Bar Association's Model Rules for New York State ALJs.

The speakers included Hon. James McClymonds, President of NYSALJA, Hon. Ruth Kraft, President-Elect of NYSALJA, Hon. Edward R. Mevec, Hon. Eric Zaidens and Hon. Teresa DeMeo.




---

### NAALJ Special Education Section Begins Membership Drive

The Special Education (SPED) Section of NAALJ is beginning a membership drive to bolster its participation in the next reauthorization of IDEA (see related story following/below). The SPED Section was established several years ago, in response to NAALJ members' interest in having a separate section in which they could meet and network with fellow independent hearing officers (IHO), regardless of title.

NAALJ is in the process of establishing the Section under the direction of its chair, Jim Rosenfeld, of Seattle University School of Law, and the newly-appointed NAALJ liaison, Judge Jim Murray of the Maryland Office of Administrative Hearings. The only requirements for membership in the Section are membership in NAALJ (\$50.00 per year) and being a special education impartial hearing officer (IHO) under the Individuals with Disabilities Education Act (IDEA). (All IHOs are, of course, eligible to join NAALJ.) The broader objective of the Section is to provide a forum for the sharing of ideas and experiences and for contributing members' unique viewpoint to the improvement of special education dispute resolution process. To join the Section and to discuss how you can participate in this effort, please contact the Section Chair, Jim Rosenfeld at [rosenfeld@seattleu.edu](mailto:rosenfeld@seattleu.edu) or Jim Murray, the NAALJ Special Education Section Liaison at [j.murray@OAH.state.md.us](mailto:j.murray@OAH.state.md.us).



The Section wants to be sure to establish a process that guarantees and reflects the impartiality of the decision-maker, but also constitutes a significant contribution to improvement of the process. A first step for the Section will be to assemble its membership and elect officers, probably for a two-year period. In addition to geographic and experiential considerations, an important objective in determining Section officers will be to reflect the existing differences among states of who conducts IDEA due process hearings, e.g., ALJs v. contract hearing officers. It is anticipated that by early March an organizational meeting can be held, probably by conference call, to decide upon the formal structure of the section and how it will be administered. This is your opportunity to get in at the beginning! The NAALJ Special Education Section is looking forward to hearing from you. Your viewpoint is important!

## Special Education Section To Focus on IDEA Reauthorization

Those who conduct special education “impartial due process” hearings under the Individuals with Disabilities Education Act (IDEA) are probably too busy to recall that the statute is scheduled to come up for reauthorization in the next two years. Complicating the situation is Congress’ need to revisit No Child Left Behind, with a broad objective of integrating the basic goals of both statutes as much as possible.

The Special Education Section has begun activities to participate in this process – specifically, to garner the viewpoints and recommendations of those who conduct due process hearings and submit them to the Congress for consideration during the reauthorization. The initiative is based on the assumption that those who conduct due process hearings have a unique viewpoint and experience that should prove valuable to the law-makers trying to improve this dispute resolution procedure. Moreover, Congress has never before had the opportunity to hear from this constituency.

To gather as broad a perspective as possible, the NAALJ is asking all NAALJ members who conduct IDEA due process hearings both to join the NAALJ Special Education Section and provide their comments on the reauthorization of IDEA. We believe that as part of the NAALJ, the Special Education Section could gather valuable information, provide a wide range of viewpoints, and speak with a louder voice. To learn how to submit a comment or suggestion, and participate generally in the process, contact Section Chair Jim Rosenfeld at [rosenfeld@seattleu.edu](mailto:rosenfeld@seattleu.edu). Rosenfeld recently met with senior Senate staff members to ascertain their interest, identify their concerns and establish a process for the submission of suggestions. He expects that a similar outreach will be made to House staff once the new Congress convenes in January.

## 2011 Neil Alexander Scholarship Recipients

by Joan Davenport

The 2011 Recipients for the NAALJ \$500 Neil Alexander Scholarships to assist in attending a one-week course at the National Judicial College (NJC) in Reno, Nevada were selected by the panel that included Administrative Law Judges Joan Davenport, Chair, Debra Wise and Jonathan Lew. The selected recipients – Michael Head from Kentucky and Carmen Gressa Fahie from Michigan were approved by the NAALJ Board.

**Carmen Grasso Fahie** is an Administrative Law Judge with the State of Michigan, Department of Labor and Economic Development State Office of Administrative Hearings and Rules. Judge Fahie conducts administrative hearings for the Department of Human Services claimants who contest an alleged negative action for Children’s Protective Services Central Registry cases and assistance/disability programs. Judge Fahie is a graduate of Michigan State University where she earned three degrees as follows: Bachelor of Science in Medical Technology; Master of Public Administration with an emphasis in policy analysis and a specialization in nonprofit and community organizations; and a Juris Doctor.

**Michael R. Head** is a Hearing Officer and Mediator with the Division of Administrative Hearings in the Kentucky Office of the Attorney General. Judge Head received his B.A. from the University of Kentucky and his Juris Doctor from the University of Kentucky College of Law. Prior to his current position, Judge Head was a partner in the law firm Vance Wilson & Head in Woolford County, Kentucky. Judge Head has been a long-standing member of the Kentucky Association of Administrative Adjudicators and the NAALJ.

The Board congratulates the recipients on their selection and approval.

## Consider Becoming a Legacy Mentor

By Robert S. Cohen  
NAALJ Immediate Past-President

In late 2008, a fundraising drive was launched to increase the assets of the National Administrative Law Judiciary Foundation. Those who made a donation of at least \$100 became Mentors; those who donated a lump sum of at least \$1,000 or who donated \$300 and made a pledge to contribute an additional \$300 over the next three years became Life Mentors. This fundraising drive was successful! We currently have 18 individual Life Mentors, 4 affiliates which are Life Mentors, and 40 Mentors ... and the list keeps growing!

A new category of giving is now being introduced - the Legacy Mentor. If you are committed to the Foundation, like so many of our NAALJ members are, please consider making a lasting bequest to further the good work of the Foundation by stating in your will or trust a sum of money or a percentage of your estate that you wish to give to the Foundation. The Foundation is devoted to encouraging research and scholarship for improving administrative justice and fulfills this mission by supporting the Neil Alexander Scholarships to the National Judicial College; the Challenge Grant Program; the Fellowship; and provides the plaque for the Vic Roskopf Award for Judicial Professionalism and Ethics.

The Foundation is a 501(c)(3) charitable entity. Through various types of bequests to the Foundation, you may secure a charitable estate-tax deduction for the value of the gift. Best of all, you know that your generosity will support the Foundation's mission for years to come.

If you choose to become a Legacy Mentor, you are encouraged to fill out the Legacy Mentor form below and send it to: NAALJ, 1001 Office Park Road, Suite 105, West Des Moines, Iowa 50265.

### Legacy Mentor Form:

I choose to be a Legacy Mentor of the National Administrative Law Judiciary Foundation. I have made a bequest to the Foundation in my will or trust.

I'm willing to have my name included on a list of Legacy Mentors in NAALJ publications promoting the Legacy Mentor program.

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Phone No. \_\_\_\_\_ Fax: \_\_\_\_\_

E-mail: \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

**Please note:** The above discussion is general and may not apply to all individuals. Prospective donors are urged to consult their personal tax and financial advisors concerning the specific consequences of making gifts to the National Administrative Law Judiciary Foundation. Also, the federal estate tax is currently back in effect through the end of 2012. The top tax rate is now 35% and the exclusion amount is \$5,000,000 per person and \$10,000,000 per married couple. It is, therefore, important you seek the advice of an estate-planning attorney or your financial advisor to determine what changes, if any, may come about in the tax code in the future.

## Kentucky Affiliate Becomes Life Mentor

In December, the Kentucky Affiliate (KAAA) became the fourth state affiliate to become a Life Mentor by donating \$1,000 to the John Hardwicke Mentor Program! KAAA joins three other affiliates – the Maryland Affiliate, the Iowa Affiliate, and the New York Affiliate – in becoming Life Mentors.

These four state affiliates CHALLENGE other affiliates to join them in becoming Life Mentors. To become a Life Mentor, an affiliate makes a one-time, lump sum contribution of not less than \$1,000 or an initial contribution of \$300 and a written pledge to contribute an additional \$900 over the next three years.

If affiliates are unable to make the donation required to become a Life Mentor, they may make an annual contribution of not less than \$100 to become Mentors. The Maryland Affiliate became a Mentor in 2009 and then became a Life Mentor in 2010. Thus, the decision to become a Mentor should be within the financial means of every affiliate, and hopefully, every affiliate would have the financial means to become a Life Mentor by making a pledge over three years.

You might ask why an affiliate would choose to be a Mentor or Life Mentor? First and foremost, it is a recognition that the affiliate appreciates and wants to support the programs the Foundation offers (Neil Alexander scholarships to the National Judicial College, the Challenge Grant Program to assist affiliates in sending members to the annual conference, and the Fellowship which encourages research and scholarship).

Every donation counts! The contribution form is located at [http://www.naalj.org/assets/documents/Mentor\\_Form.pdf](http://www.naalj.org/assets/documents/Mentor_Form.pdf) and should be sent with the affiliate check to: NAALJ, 1001 Office Park Road, Suite 105, West Des Moines, IA 50265.

## Where Does the Money Come From?

You might wonder where the money comes from to fund the mission of the National Administrative Law Judiciary Foundation (NALJF). This article will explain the mission of the Foundation and the source of its assets.

First, remember that the Foundation needs to have sufficient assets to offer the following:

- Two \$500 Neil Alexander Scholarships for NAALJ members to attend a one-week course at the National Judicial College (NJC) in Reno, Nevada;

- One NAALJ Fellowship which is awarded to a person chosen by the Fellowship Committee who delivers a presentation on a topic chosen by the Committee at the annual conference and prepares an original article for publication in the NAALJ Journal. The Fellowship winner receives free registration to the conference as well as reimbursement for transportation, accommodations and meals at the conference. Upon submission of the final draft article, the winner receives a \$1,500 cash stipend.

- Challenge Grant Awards were offered for annual conferences in 2003, 2009 and 2010. The awards were offered to affiliates in good standing who chose an affiliate member to attend the annual meeting and conference with the registration fee waived by NAALJ and \$500 paid from the Foundation to the recipient to help defray expenses. The affiliates are challenged to provide all or a portion of the remaining expenses for the affiliate member to attend.

- The plaque presented to the winner of the Vic Roskopf Award for Judicial Professionalism and Ethics is funded by the Foundation.

The above missions of the Foundation are not funded by NAALJ dues (with the noted exception of NAALJ waiving the registration fee for Challenge Grant recipients). Instead, the Foundation's programs are funded by donations to the Foundation and by a silent auction which has been held at the annual conference beginning with the 2006 annual conference in Seattle, Washington. Most recently, the silent auction at the 2010 annual conference in Pepperdine raised \$4,485. In the fall of 2008, a Foundation fundraising drive was initiated with the goal of raising sufficient funds to offer the Challenge Grant Program, which was first offered in 2003. This fundraising drive is ongoing as members and affiliates are encouraged to become Mentors and Life Mentors of the John Hardwicke Mentor Program.

Your donation makes a difference in helping the Foundation to keep its program ongoing! The contribution form is located at [http://www.naalj.org/assets/documents/Mentor\\_Form.pdf](http://www.naalj.org/assets/documents/Mentor_Form.pdf) and should be sent with the affiliate check to: NAALJ, 1001 Office Park Road, Suite 105, West Des Moines, Iowa 50265.

## Is Your Name Listed ??

Listed below are the Charter Life Mentors, Charter Mentors, and Life Mentors of the National Administrative Law Judiciary Foundation (NALJF). Is your name on the list? If so, are you making a yearly donation? If your name is not on the list or if you are not making a yearly contribution, you are encouraged to do so!! Your donations make it possible for the Foundation to continue its work (see article entitled "Where Does the Money Come From?").

### Charter Mentors:

(Mentors are those persons and other legal entities that make an annual contribution of not less than \$100. Charter Mentor membership is no longer available.)

Ruth Astle (CA) (2009)  
Phyllis Carter (WV) (2009)  
Sammie Chess (NC) (2008)  
Nicholas Cobbs (DC) (2009)  
*(Challenge Grant recipient in 2009)*  
Robert Cohen (FL) (2009)  
Larry Craddock (TX) (2009)  
Lynette Donner (IA) (2009)  
*(Challenge Grant recipient in 2010)*  
John Farrell (NY) (2009)  
Sallie Farrow (NY) (2009)  
Camela Gardner (IL) (2009, 2010)  
John Gedid (PA) (2008, 2010)  
Richard Goodwin (CA) (2008, two donations in 2010)  
Patricia Hart (FL) (2009)  
Carolyn Holifield (FL) (2009)  
Laura King (WA) (2008)

Ruth Kraft (NY) (2009, 2010)  
Bob Layton (KY)  
*(Challenge Grant recipient in 2009)*  
Peter Loomis (NY) (2009, 2010)  
David Mackey (AR) (2009) *(Challenge Grant recipient in 2009)*  
Maryland Affiliate (2009)  
Kristin Miller (GA) (2009)  
Anne Murphy (NY) (two donations in 2009)  
Jim Murray (MD) (2009, 2010)  
Scott Oakley (MD) (2009)  
Greg Ogden (CA) (2008, 2010)  
Felicia Orth (NM) (2009, 2010)  
Robert O'Neal (VA) (2009)  
*(Challenge Grant recipient in 2009)*  
Rebecca Pauli (AK) (2009)  
Peter Plummer (MI) (2009)  
Errol Powell (FL) (2009)  
Jordan Rossen (NY) (2008)  
Robert Sharkey (DC) (2008, 2010)  
Denise Wilson-Taylor (DC) (2009)  
*(Challenge Grant recipient in 2009)*  
Ann Marshall Young (DC) (2008)

### Charter Life Mentors:

(Life Mentors are those persons and other legal entities that make a one-time, lump sum contribution of not less than \$1,000 or make an initial contribution of \$300 and a written pledge to contribute an additional \$900 over the next three years. Charter Life Mentor membership is no longer available.)

Mary-Margaret Anderson (CA) (pledge 2009)  
Abigail Bernhardt (NY) (2008, pledge 2009)  
David Brunke (TX) (lump sum in 2009)  
Tyrone Butler (DC) (pledge 2008)  
Bob Cohen (FL) (lump sum 2010)  
John Hardwicke (MD) (pledge 2009)  
Ana-Beatriz Pasion Kidd Kennedy (GA) (lump sum 2009)  
E. Savannah Little (VA) (pledge 2009)  
*(Challenge Grant recipient in 2010)*  
Barbara Lundin (KS) (pledge 2009)  
Bryan McDaniel (DC) (lump sum 2009)  
R. Bruce McKibben (FL) (pledge 2009)  
*(Challenge Grant recipient in 2010)*  
June McKinney (FL) (pledge 2009)  
Julian Mann (NC) (pledge 2009)  
Beverly Sherman Nash (DC) (pledge 2009) *(Challenge Grant recipient in 2010)*  
Janet and Jerry Raider (KY) (lump sum 2008; donations in 2009, 2010)  
Edward Schoenbaum (IL) (lump sum 2009)  
Steven and Debra Wise (IA) (lump sum 2009, donation in 2010) *(Debra - Challenge Grant recipient in 2010)*  
Marc Zylberberg (NY) (pledge 2008)

### Mentors:

Louis Burnett (MD) (2010)  
*(Challenge Grant recipient in 2010)*  
Joan Davenport (DC) (2010)  
Lionel Foster (IA) (2010)  
Mark Handley (AK) (2010)  
Allen and Mary Hoberg (ND) (2010)  
Marvin Kittrell (SC) (2010)  
Kristin Miller (GA) (2011)

### Life Mentors:

IA Affiliate (2010)  
KY Affiliate (2010)  
MD Affiliate (2010)  
NY Affiliate (2010)

*If you find errors in the above lists, please notify Janet Raider at [Janet.Raider@gmail.com](mailto:Janet.Raider@gmail.com) or (859) 333-7278.*

# NAALJ Annual Conference Comes to Santa Fe

## Evidence, Ethics and Experts in the Land of Enchantment

### September 18-21, 2011

Bob Cohen, Conference Chair



Make Santa Fe your vacation destination for 2011, and join us in the high desert for a few days of education, cultural enrichment, and fun! NAALJ has selected the historic Hotel La Fonda to host the conference. It is located on the plaza and is in walking distance to all the major activities of the town. The group rate of \$139.00 is truly a bargain at such a beautiful hotel, and makes for an affordable conference or extended stay for a vacation (rates extended three days before and after the conference). Please visit the hotel at [www.lafondasantafe.com](http://www.lafondasantafe.com) to take a look at our 2011 destination.

With its crisp, clear air, and bright sunny skies, Santa Fe, New Mexico, is a unique and culturally rich city. At 7,000 feet, it is one of the highest altitude state capitals and is filled with reminders of nearly four centuries of Spanish and Mexican rule. The town is marked by its central plaza and is marked by the number of Spanish and Native American artifacts, jewelry, and goods produced locally. Canyon Road features art galleries complete with works by renowned artists and featuring magnificent watercolors, acrylics, and sculptures in all price ranges.

The town is known for its wonderful food and offers a variety of styles from basic Mexican to nouveau cuisine in cafes and restaurants throughout the city. Within a short drive of Santa Fe are the ancient cave dwellings of the Anasazi, Native American Pueblos, the quirky town of Roswell (reputedly visited by aliens last century!), and nuclear warfare museum at Alomogordo, and the scenic town of Taos. Flights are plentiful into Albuquerque which is only an hour's drive to Santa Fe.

The conference agenda, which is under construction, will feature courses in all the core curricula we have come to expect at our annual meetings. We will cover due process, judicial demeanor, evidence, ethics and professionalism. Also, we will offer breakouts in special education, highway safety, and other specialized areas of interest. We will offer some courses and speakers with a local flair to provide the attendees with the flavor of the Southwest, Santa Fe style. Stay tuned for a more complete agenda as it develops and save the dates, September 18-21, for what will prove to be a unique experience.



## Sponsorship Committee Update: 2011 Conference Sponsors

Sustain Technologies, Inc. has signed on as our Gold Sponsor for both the 2011 Midyear Conference in Atlanta and the 2011 Annual Conference in Santa Fe, NM. We greatly appreciate their stepping up with these commitments so early this year. West, a Thomson Reuters Business has signed on as our Bronze Sponsor for the 2011 Midyear Conference in Atlanta. Our Corporate Sponsorships enable us to put on these conferences, keep costs affordable for attendees, and add another level of richness to our conference programs. We greatly appreciate their support.

## 2010 NAALJ Meeting October 10-14, Malibu, California

By Richard A. Boulanger

The slogan for the 2010 NAALJ Annual Meeting, presented by NAALJ and the Pepperdine School of Law, held at the Villa Graziadio Executive Center on the Malibu campus of Pepperdine University from October 10-14, was “California Here Comes NAALJ”. Well, I went, along with about 174 other ALJs, including many from California. Last I knew, California survived us and elected Jerry Brown as their governor. We got what we came for: a great conference experience. Let me enumerate the ways.

Traditionally, annual meetings are held in states and cities where NAALJ affiliates were active, which makes good sense from an economic and logistics point of view. However California does not have a sizable number of NAALJ members and has no affiliate. Conference Coordinators Greg Ogden (Pepperdine) and Maggie Anderson (NAALJ Board) certainly had to work hard publicizing this year’s meeting and selling the program to the California ALJ community. Their efforts paid off. I’m told about 76 California ALJs attended, guaranteeing that the meeting would be a financial success and providing an opportunity for NAALJ to showcase itself before an audience containing many people unfamiliar with the organization.



The ancient real estate mantra “location, location, location” certainly applied to this year’s meeting. I’d heard about Malibu and seen enough of southern California as depicted in movies and television to have an idea of what to expect. I was not disappointed. No urban “concrete jungle” or “stone canyons” at Pepperdine; we got great scenery and weather throughout the conference. That location came with a price: the Executive Center was located on campus on a hillside a couple of miles from town, limiting restaurant and sightseeing options without access to a ride.

I enjoyed my stay at the campus conference center’s hotel, the Villa Graziadio. Some attendees stayed at another building on campus and had to walk up hill to the sessions. My room, however, located next door to the center, was fine. I found the service good. One nice thing about a college campus; there was a cafeteria and a business school library located nearby, so bright cheerful college students were to be found throughout the conference center, adding to the atmosphere. The main complaint I heard about the Villa Graziadio Executive Center was its lack of a proper restaurant and a bar (Pepperdine is a dry campus). Due to limited capacity of the Villa Graziadio, another conference hotel, a Marriott located in Woodland Hills about 10 miles away from Pepperdine towards Los Angeles, was made available. It had a bar and a restaurant, but forced attendees to be sure to catch the conference shuttle bus each way or to have another form of transportation available.



This isolated location made for few distractions or alternatives to sessions and events; no truant afternoons at the beach, a museum, or a bar without personal transportation. Unless you had a vehicle or knew someone who did and was willing to transport, you stayed and ate on campus – reminding me of my freshman year in college. Of course, the planners anticipated this and provided breakfast and lunch for the conference as well as a dinner alternative. The two dinner evenings, Monday and Tuesday, were set up as optional group meals, whereby for a fee paid at time of registration, attendees were bused to a local restaurant and given a buffet style meal. This group approach underlined another conference feature. At previous meetings attendees like me typically spent time going out of their way to mingle, scout around for information on area restaurants, identify which group was leaving for a particular eatery and find out their departure time. By arrang-



ing for us to dine as a group outside the Pepperdine campus, dinner choices were simplified; socializing was easy and we had the opportunity to experience the southern California coast at night from Duke's Malibu Restaurant one evening and the Santa Monica Pier from a Mexican restaurant, Mariasol, the next. One thing I can say for sure; whether the Pepperdine campus, the hotel arrangements, the buffet lunches, or the dinner accommodations were loved or hated, you couldn't help but be charmed by the spectacular ocean views and southern California weather.

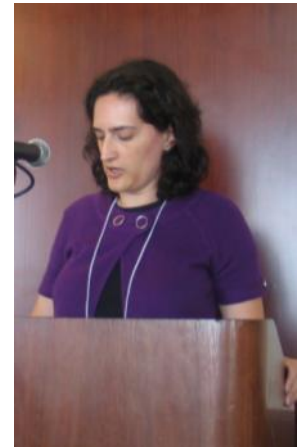
Let me start off by saying that I liked the program. Reading the syllabus beforehand really didn't provide a good feel for what this program had to offer, and I left the meeting with a different point of view. In contrast to what I term the "classic" program for these types of events, the planners kept it simple; no "something for everybody" approach. The program theme: "Excellence in Administrative Justice: Delivering Due Process," was addressed during the first two days, with sessions covering topics ranging from an enjoyable presentation on "Goldberg and Kelly" and its influence upon administrative law to cognitive bias and decision making. I really appreciated the devotion of one morning, one afternoon and part of the following morning to writing and editing. The presenters, John Salatti and Howard Posner, kept your attention and were allotted the time to provide a more detailed presentation of the topics. It's good to see such an important part of an ALJ's job – written communication - get in-depth treatment.

Day three, in contrast to the first two, made the meeting. Attendees were treated to an entire day of sessions on the brain, memory, and neuroscience. At 8 A.M., before coffee, I had my doubts where this fitted in and considered the merits of sneaking back to my room after lunch for a dynamic power nap; by 4:30 P.M. I'd become a believer, still wide awake with my attention engaged. No fill-in presentations here; these were my favorite sessions. The information was all new to me; neuroscience and brain studies weren't electives during my school days. It was an opportunity to learn something new. The presenters did a great job of keeping their layman audience's attention and relating the content to the ALJ function without talking down. I might add that other attendees felt the same way.

During the conference we also heard from the 2010 NALJF Fellowship Recipient, Professor Jill Family, who reported on her paper "The Lack of Transparency in Immigration Law and the Immigration Adjudication Crisis", to be published in an upcoming NAALJ Journal. The conference finale, the banquet and silent auction, came off without a hitch. One pleasant surprise was the amount of money taken in at the silent auction; over \$4,000.00, I'm told.

No report would be complete without mentioning the optional events. Aside from going home, the adventurous attendee could spend Thursday afternoon either getting a surfing lesson or visiting the Getty Villa. I didn't go surfing, opting for the more sedate Getty Villa visit. I did get favorable reports from people who took the surfing lesson and enjoyed their time in (not on) the water.

For me, the pace of this year's meeting made the biggest impression. It seemed to flow perfectly. In contrast to some previous annual meetings, I was never bored, stressed, or anxious to be somewhere else. It began well, kept my interest, entertained me, and ended when I was ready to go home. For this, the planners and organizers of this event deserve recognition and are thanked. They shifted away from the proven and predictable routine, tried some different ideas, and put together a very enjoyable and successful event. Even the length of my flight home and its overnight delay couldn't break my relaxed "southern California" mood. It was only after arriving in Manchester, NH late Friday night and while driving north on I-93 over the White Mountains to my home into a snowstorm, that warm sunny California's charm wore off and cold, wet, and white realty set in.



Professor Jill Family,  
2010 Fellowship  
recipient

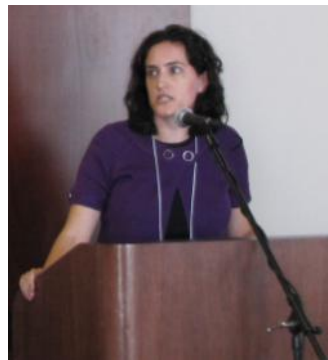
# Malibu, CA - 2010 Annual Conference Photos



*Hon. Robert Cohen, giving his final remarks as NAALJ President*



*Hon. Robert Cohen turning over the reins to Hon. Mary-Margaret Anderson, 2010-2011 NAALJ President*



*Prof. Jill Family, 2010 NALJF recipient, outlining her article during lunch*

Our thanks to Marc Zylberberg, Jim Murray and Steve Wise for submitting conference photos



*Beverly Sherman Nash, ALJ, DC OAH, with her plaque presented for her years of service on the NAALJ Board*



*Former NAALJ President Larry Craddock swearing in the new NAALJ Board and officers*



Plenary Sessions



*Dinner at Mariasol*



*Breakfast on the deck at Villa Graziadio  
Richard Boulanger, VT and Abigail Bernhardt, NY*



*Enjoying lunch in the sun*

# Malibu - 2010 Annual Conference



*Silent auction  
foundation  
fundraiser event*



*Not so  
silent auction!*



*President Anderson thanking the team, Catherine Frink (CA), Anne Murphy (NY), and Nancy Rasmussen (CA), hat organized the foundation fundraiser*



*Surfer girl, Kristin Miller, GA*



*NAALJ President Mary-Margret Anderson at the foundation fundraiser*



*Enjoying a meal and a tour at the Getty Museum*



**NAALJ****Committees and Chairs**

(2011)

**2011 Midyear Conference Committee**

Kristin Miller (GA), Conference Liaison

[kmiller@osah.ga.gov](mailto:kmiller@osah.ga.gov)**Audit Committee**

Tom Dewberry (MD), Chair

[Tdewberry@oah.state.md.us](mailto:Tdewberry@oah.state.md.us)**Neal Alexander Scholarship Committee**

Joan Davenport (DC), Chair

[Joan.Davenport@dc.gov](mailto:Joan.Davenport@dc.gov)**Fellowship Committee**

John Farrell (NY), Chair

[jfarrell.nysalja@yahoo.com](mailto:jfarrell.nysalja@yahoo.com)**Finance Committee**

Kristin Miller (GA), Chair

[kmiller@osah.ga.gov](mailto:kmiller@osah.ga.gov)**Special Education Section**

Jim Rosenfeld (WA), Chair

[rosenfeld@seattleu.edu](mailto:rosenfeld@seattleu.edu)**2011 Annual Conference Committee**

Bob Cohen (FL), Chair

[Bob\\_cohen@doah.state.fl.us](mailto:Bob_cohen@doah.state.fl.us)**Journal Committee**

Larry Craddock (TX), Chair

[Larry.Craddock@banking.state.tx.us](mailto:Larry.Craddock@banking.state.tx.us)**Membership (& Affiliate Support) Committee**

Robert Layton (KY), Chair

[robert.layton@ky.gov](mailto:robert.layton@ky.gov)**Publications Committee**

Jim Murray (MD), Chair

[jmurray@oah.state.md.us](mailto:jmurray@oah.state.md.us)**Nominating Committee**

Bob Cohen (FL) Chair

[Bob\\_cohen@doah.state.fl.us](mailto:Bob_cohen@doah.state.fl.us)**Past Presidents Committee**

Janet Raider (KY), Chair

[janet.raider@gmail.com](mailto:janet.raider@gmail.com)**Roskopf Achievement Award Committee**

Julian Mann (NC), Chair

[julian.mann@oah.nc.gov](mailto:julian.mann@oah.nc.gov)**Administrative Adjudication Projects**

Maggie Anderson (CA), Chair

[Maggie.Anderson@dgs.ca.gov](mailto:Maggie.Anderson@dgs.ca.gov)**Association Sponsorship Committee**

John Farrell (NY), Chair

[Jfarrell.nysalja@yahoo.com](mailto:Jfarrell.nysalja@yahoo.com)**Liaison to Central Panel Directors**

Peter Plummer (MI), Chair

[Plummerp@michigan.gov](mailto:Plummerp@michigan.gov)**Speaker's Bureau Committee**

Jim Murray (MD), Co-Chair

[jmurray@oah.state.md.us](mailto:jmurray@oah.state.md.us)

Mary Kelly (CA), Co-Chair

[maryk@cuiab.ca.gov](mailto:maryk@cuiab.ca.gov)**Website Committee**

Steve Wise (IA), Chair

[steve.wise@mchsi.com](mailto:steve.wise@mchsi.com)**Future Conference Sites Committee**

Maggie Anderson (CA)

[Maggie.Anderson@dgs.ca.gov](mailto:Maggie.Anderson@dgs.ca.gov)

THE NEWSLETTER OF THE NATIONAL  
ASSOCIATION OF ADMINISTRATIVE LAW  
JUDICIARY

NAALJ  
1001 Office Park Road, Ste. 105  
West Des Moines, IA 50265

Phone: 515-440-6057  
Fax: 515-440-6055  
E-mail: [naalj@naal.org](mailto:naalj@naal.org)

[www.naalj.org](http://www.naalj.org)

**Elected Officers and Board Members****OFFICERS**

Hon. Mary-Margaret Anderson (CA)	President
Hon. John G. Farrell (NY)	President-Elect
Hon. David Mackey (AR)	Secretary
Hon. Kristin Miller (GA)	Treasurer
Hon. Robert S. Cohen (FL)	Past President

**BOARD OF GOVERNORS**

Hon. Richard Boulanger (VT)	(term expires 2012)
Hon. Phyllis Carter (WV)	(term expires 2011)
Hon. Joan Davenport (DC)	(term expires 2011)
Hon. Lynette Donner (IA)	(term expires 2012)
Hon. Bob Layton (KY)	(term expires 2012)
Hon. Peter Loomis (NY)	(term expires 2012)
Hon. Jim Murray (MD)	(term expires 2011)
Hon. Peter Plummer (MI)	(term expires 2011)