

**Annual Hennepin County
Bar Memorial Session**

**Convening of the Special Session of Hennepin County
District Court**

Presiding

**The Honorable Roberta K. Levy
Hennepin County District Court Chief Judge**

Invocation

**The Honorable Patrick Fitzgerald
Hennepin County District Judge**

Introduction of Special Guests

Recognition of Deceased Members

Musical Selection: Carole and William Birch

“You’ll Never Walk Alone”

Kay Hacklander, Accompanist

**The Honorable Patrick Fitzgerald — Alonna Tunstead
Co-Chairs, Bar Memorial Committee**

**Sheryl Ramstad Hvass, President
Hennepin County Bar Association**

Main Address

**Dean James F. Hogg
William Mitchell College of Law**

Musical Selection: Carole and William Birch

“On Eagle’s Wings”

Kay Hacklander, Accompanist

Memorials Presented to the Court

Presentation Accepted

Court Adjourned

Wednesday, April 22, 1992

Hennepin County

Presented by the Hennepin County Bar Association

INVOCATION

Spirit of God, fill our hearts with thanks and admiration today as we pause to remember and pray for our dear departed colleagues, their families, and their many friends. Their presence now and in the future will be sorely missed. It has often been said, God, that when you shut the door, you open a window. Open that window today to particularly aid and comfort their families in filling the great void that has been created by their departure. For those of us who remain, let us, by this prayer, thank them individually and collectively for their countless years of counsel, assistance, and dedication to their fellow human beings and the profession of the law.

For those of us present who are following in their footsteps both as lawyers and judges, O Heavenly Father, help us to fulfill our duties without error of judgment and in consideration of the rights and interests of those we serve. May our work and endeavors do honor to the memories of these good friends and colleagues who are now with you.

It is our prayer, O Heavenly Father, that our dearly departed colleagues are now sharing with you the glory they so richly deserve. Amen.

HON. PATRICK FITZGERALD

MUSIC

Carole and William Birch, Vocalists

Kay Hacklander, Accompanist

Musical Selections:

“You’ll Never Walk Alone”

“On Eagle’s Wing”

**HENNEPIN COUNTY BAR ASSOCIATION
BAR MEMORIAL SESSION
PAST SPEAKERS**

April 22, 1992.....Dean James F. Hogg
April 24, 1991.....Judge Doris O. Huspeni
April 25, 1990.....Frank Plant, Jr.
April 26, 1989.....Allen L. Sawks
April 27, 1988.....Arthur Whitney
April 22, 1987.....Judge Susanne C. Sedgwick
April 23, 1986.....Clinton A. Schroeder
April 24, 1985.....Dean Robert A. Stein
April 25, 1984.....Leonard E. Lindquist
April 27, 1983.....Chief Justice Douglas K. Amdahl
April 28, 1982.....Associate Justice Rosalie Wahl
April 28, 1981.....Maynard Pirsig
April 30, 1980.....John M. Palmer
April 25, 1979.....Charles T. Hvass, Sr.
February 15, 1978.....Clyde F. Anderson
February 24, 1977.....Edward J. Schwarzbauer
January 22, 1976.....George C. Mastor
May 22, 1975.....David R. Brink
May 22, 1974.....Everett A. Drake
May 23, 1973Robert F. Henson
May 24, 1972.....Judge Philip Neville
May 27, 1971.....Chief Justice Robert J. Sheran
May 26, 1970.....Henry E. Halladay
May 27, 1969.....Judge C. Donald Peterson
May 28, 1968.....Judge Harry A. Blackmun
May 25, 1967Sidney S. Feinberg
May 26, 1966.....Associate Justice George M. Scott
May 27, 1965.....William H. DeParcq

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HENNEPIN COUNTY BAR ASSOCIATION

BAR MEMORIAL COMMITTEE

1991-1992

The Honorable Patrick W. Fitzgerald, Co-Chair

Alonna J. Tunstead, Co-Chair

Harold J. Anderson

Clint Andrus

William D. Birch

Robert S. Carney

Thomas S. Darling

Frederick E. Finch

Douglas R. Heidenreich

Faye Knowles

Ann Marie Ladd

James B. Lund

Paul J. Marino

The Honorable Allen Oleisky

Donald C. Savelkoul

Robert V. Tarbox

William M. Thomson

James L. Young

MEMORIAL ADDRESS

By JAMES F. HOGG

President and Dean, William Mitchell College of Law

Members of the Judiciary, fellow lawyers, and friends and families of those of our departed colleagues whom we honor today:

It is my privilege to continue a tradition, now in its twenty-eighth year, of addressing a special session convened by the Courts of Hennepin County, for the purpose of remembering those of our profession who died during the last twelve months.

We all share the loss that each of the families and friends present today have felt. We all share the pride at the many and varied contributions made through the practice of law by those who have passed on.

Tradition is a strong influence. And tradition can be seen at its greatest power in the evolution and operation of the legal profession. In this tradition we see judges who have found the inner strength to stand up for what they believe to be the right, regardless of consequences to themselves. And we can all think of examples of cases where such a stand cost the life of the judge. From this tradition we see counsel who have found the inner strength to represent a client in need, regardless of the cost in money or reputation spent as a result of that representation or stand. And there are the many, many cases about which we usually know nothing, where a lawyer has gone far beyond the requirements of the profession to help a person in need. The tradition of the strong court, of the strong counsel, of the strong lawyer is a most important ingredient in the pot of glue that keeps our Constitution on track and our liberties secure. And those who have died this last year, each in his or her own way, added their own particular contributions to this tradition of the law, this tradition of strength and excellence in lawyering.

And yet we see an apparent paradox the critical importance of the legal profession in maintaining and defending our liberties, on the one hand, and the low esteem, on the other, that pollsters would have us believe the public hold for lawyers. I, for one, do not believe that the pollsters, or for that matter, presidential commissions, have a true and correct picture. I hear routinely that members of the public like the person they have

chosen for their own legal counsel. It is somebody else's lawyer they so heartily dislike. I also hear that, despite the adverse publicity, young people continue to rate the legal profession at the top of the list of careers they are considering. Is some of the unpopularity based on envy? Perhaps. Is some of it based on cheating, stealing, or other forms of dishonesty on the part of a few members of the profession? Perhaps. Is some of it based upon a profound lack of knowledge of lawyers and what they do? Or our legal system and how it operates? Perhaps. Or are there other very significant reasons for the current public disregard for the profession? Those who have gone before us helped early the day for lawyers and the legal tradition. For the future, we of the legal profession can look forward to confronting most serious problems relating to low public esteem.

High authority has suggested recently that there are too many lawyers in the United States and that we may be losing a competitive edge in international markets because of lawyers — we are said to be “litigation happy.” But no one has yet to my knowledge suggested that the laws of supply and demand have been repealed. Nor have I found many critics of legislation, federal or state, suggesting that the legislatures have created too many new causes of action. And yet one person who counts has suggested that Congress has created more than one hundred and fifty new causes of action over the last fifteen years or so. There are few standards of civil liability that are not subject to legislative alteration, and yet it is the lawyers, not the legislatures, that are blamed for excessive litigation. If the standards of medical malpractice are too burdensome on the health care system and we can tolerate an occasional sponge left in an abdomen after an operation, the legislature can, with the greatest of ease, revise the requisite standard of medical malpractice. The current standard, applied by the courts and by lawyers, is the standard because of legislative action or inaction, not because of lawyers. If the standards of accounting malpractice are too high, and we can tolerate an occasional disgruntled client who undertook an investment because of accounting advice that was provided with less care, the legislature can change the standard. If, perish the thought, the standard of lawyer malpractice is not high enough, the legislature can change the situation. If, as the Quayle Commission suggests, punitive damages awards are out of control, the legislature can change the law and correct the problem. Lawyers and judges for the most part do not create the law, they apply. Why then, are the lawyers expected to bear the blame for a system that some see as overly litigious? “Lawyer bashing” has become

the vogue and lawyer jokes have moved in to fill the void previously occupied by ethnic jokes, now found to be hurtful and insensitive.

If those of us here today, and those who follow us tomorrow, are to add to the great traditions of the profession, we must deal effectively with this cult of “lawyer bashing.” We need to take a greater interest in education - to see that grade school children begin to know and understand about our Constitution and our legal system and how these institutions spell freedom for us all. They need to know that the lawyer, and the judge, are the first defense against unreasonable exercise of police power. They need to know that without lawyers few businesses would get put together, few loans would be made, few families would survive economically the death of a key breadwinner, little consistency or fairness would be found in our administrative systems, from environment to tax. They need to read and understand the words of Chief Justice Burger:

“In their highest role, lawyers are - or should be - the healers of conflicts; they can facilitate the operation of our complex social and economic order, seeking always to avoid the ultimate confrontation of the courtroom trial with all its stress, tensions, and waste of time, energy, and money. In their highest role, lawyers should try to conciliate, mediate, and arbitrate.”

We need to remember constantly that, as a profession, we have a specific responsibility to review and police our own performance and standards. But, above all, we need to recognize the current danger that, at least on the civil side, our system of justice has ceased, to a considerable extent, to be available to a significant part of our population. Cost of legal services has placed the system largely beyond the reach of the poor. If it is unavailable, it becomes irrelevant, and if our legal system becomes irrelevant, so go our Constitution and our liberties. We need to accept the legacy from those who have gone before us to see that our children know, understand, appreciate, and have the opportunity to have full access to our great legal system. We should take special pride in that legacy to which those we remember today have contributed so much.

IN MEMORIAM

BARBARA JEAN BRITT

September 5, 1944 - September 9, 1991

Barbara J. Britt was born in Washington, D.C., and grew up in several different communities as the daughter of a Navy pilot. She graduated from high school in Marietta, Georgia, in 1962, and then earned her undergraduate degree from the University of North Carolina in Chapel Hill. Barbara later received her master's degree in social work at the University of Wisconsin-Madison and her law degree from there in 1972.

A vigorous supporter of the legal rights of the indigent, Barbara began practicing law as an assistant state public defender from 1973 to mid-1974. She served as an assistant Hennepin County public defender from 1974 to 1981, where she gained a reputation as a tenacious advocate committed to providing her clients with the best possible defense. Barbara was relentless in uncovering all the facts. Yet despite her effectiveness as an advocate, she always maintained her warmth and big smile which melted even the most obstinate witnesses as she discredited them on cross-examination.

Barbara moved to Seattle, Washington, in 1981 to teach law students in a clinical program at the University of Puget Sound. Her courtroom litigation talents, quiet confidence in her abilities, and ceaseless quest to help others comprised the necessary ingredients to make her as well-respected as a teacher as she had been in the public defender's positions she had held. Although she returned to the practice of law within a few years after leaving Minneapolis, she remained committed to teaching others how to be better trial lawyers, serving on the faculty of the National Institute of Trial Advocacy throughout her career. A shareholder in the Reed, McClure law firm in Seattle at the time of her death, Barbara specialized in representing hospitals in medical malpractice cases. Throughout her life, she loved to travel, enjoyed the outdoors, and was devoted to physical fitness.

Barbara J. Britt will long be remembered as a role model and mentor by not only other women who are now practicing law and serving on the bench, but by her students and colleagues alike who respected her commitment to excellence, her professionalism, her high ethical

standard and her indomitable spirit. Barbara was as dear and reliable a friend as she was tenacious and knowledgeable as a legal advocate. She would go out of her way to be helpful — leave no stone unturned, and was always there for her friends with her cheerful smile, sense of humor and thoughtful advice. To her close friends and family, Barbara was a wonderful and irreplaceable part of our lives. Her loss leaves us truly inconsolable.

She is survived by her parents, Elizabeth and Randolph Britt, of Charlottesville, Virginia; a brother, Randolph Britt of Chico, California; and her special friend, Tish Nakaya.

SHERYL RAMSTAD HVASS
SARA WAHL

IN MEMORIAM

WRIGHT W. BROOKS

September 8, 1911 – December 16, 1991

Wright W. Brooks was born, raised, worked, raised a family and passed away in Minneapolis. His roots in this state and the United States were deep and well aged. His great-grandfather was a member of the first Minnesota Territorial Legislature and his ancestors include Mayflower pilgrims.

Wright maintained an active interest in the history of our country and our region as demonstrated by his active participation in the Sons of the Revolution, the Civil War Roundtable, our county's historical society and as governor of the Minnesota Chapter of the Mayflower Society. His active participation in civic affairs included the Citizens League, of which he was one of the founders, and his very active role in the Citizens Committee on Public Education.

Upon graduation from the Minnesota Law School in 1935 he joined the firm now known as Faegre & Benson and was an active, excellent lawyer there until retiring 50 years later.

He was proud of the legal profession and actively participated in bar affairs, including serving as president of the Hennepin County Bar Association in 1964-65 and as a member of the Board of Governors of the Minnesota State Bar Association.

Many words might characterize Wright's love of and devotion to the law and his relation with fellow practitioners. They would include: astute, calm, collected, dedicated, encouraging others, helpful, industrious, thorough and unflappable. He was an attorney who cherished clear, concise writing and oral argument. Wright was also a sensitive, unassuming person who readily helped others, finding good in them. He would effectively cut through nice appearing wrappings to destroy bad arguments contained therein. He helped many young lawyers convert memoranda and briefs of doubtful value into excellent legal arguments — and assuring that it was they who received the credit for the final work product.

Wright was blessed to have that grand lady Gladys Brooks as his wife. He is survived by his wife; two daughters, Diane and Pamela; son John; and five grandchildren.

Wright Brooks truly was a lawyer's lawyer, an honor to the legal profession of this State and a gentle gentleman.

ALAN CUNNINGHAM

IN MEMORIAM

JAMES J. DWYER

December 2, 1909 - October 7, 1991

James J. Dwyer was born December 2, 1909, in Minneapolis, where for most of his life he made his home. He attended Ascension grade school and De La Salle and North High Schools and following high school graduation in 1927 entered the University of Minnesota where he stayed for three years.

These were times in which there were no government grants or loans for students, and economic necessity therefore forced him to interrupt his education. Jim went to work for the telephone company and later at the Grain Exchange Building in Minneapolis. During this time he also started his legal education at the Minneapolis College of Law.

His law school education was interrupted, however by World War II. During the war he served in the Maritime Service stationed at different times in Washington D.C.; Wichita, Kansas; Massilon, Ohio and Duluth, Minnesota

Also working at the Grain Exchange Building at that time was a young lady by the name of Catherine Murphy. Their first date was on New Year's Eve in 1936. They were married February 25, 1941, a marriage which lasted more than 50 years until the time of his death. Though he loved the law, Jim's family was his priority. He had one child, a daughter Kathleen, who is now a physician and surgeon practicing in Minneapolis. Her husband, Dr. Marvin A. Brooks, is also a physician and surgeon. Jim is also survived by two granddaughters, Catherine Marie and Patricia Ann, who were one of the great delights of his life. Like many a grandparent he spoiled them outrageously. Discipline was of course left to their parents.

Following World War II his early education in law remained a siren song which would not be muted. Therefore he returned to school, completing his degree at the University of Minnesota and receiving his law degree from the Minneapolis College of Law in 1945.

Jim had a great zest for life. Among other things he loved to dance. He was also an accomplished piano player, and while at the University he earned part of his tuition by playing piano in a jazz combo for dances on Friday and Saturday nights.

In 1947 he began his career at American Family Insurance where he remained until his retirement in 1974. As Claims Counsel he earned the respect of both the Plaintiff and Defense bar. Total civility was one of the hallmarks in his dealings with other attorneys. His astute evaluation of the cases before him, indefatigable optimism and unflagging sense of humor made him a pleasure to deal with for both opponent and ally.

During his retirement years his fertile mind did not stagnate. A familiar figure at the public library, he read five to six books a week on various subjects, but for light reading he preferred mystery stories. He also loved to travel, a pastime allowed him during these retirement years. Although a native Minnesotan, he was not fond of the cold weather. This accounts for the seven trips to Hawaii during his retirement

His family, his friends, his associates in the law shall long remember him.

HON. PATRICK W. FITZGERALD

IN MEMORIAM

JOHN D. FLANERY

September 11, 1921 - January 11, 1992

John D. "Jack" Flanery passed away suddenly and unexpectedly at his lake home at Clear Lake, Minnesota on January 11, 1992.

Jack was survived by his wife, Evelyn, and six children: Thomas "Dan", Minneapolis; Mary Cassalota, Coolidge, Arizona; Michael, Minneapolis; Patrick, Minneapolis; Nancy Johnson, Minneapolis, and William, the youngest of Jack's children, who is serving in the Army. He was also survived by one brother, Thomas, of Fridley and three sisters, Margaret Sharpsteen, Prior Lake; Frances Carter and Joan Lee, both of Minneapolis.

Jack's father, Thomas Flanery, had practiced law in Minneapolis until his untimely death approximately 40 years ago. Jack graduated from Roosevelt High School and spent 13 years in the Armed Forces. His venturesome spirit required that he spread his time among all four services. Therefore, he served in the Army, Navy, Air Force and Marine Corps.

Jack worked hard to put himself through law school while at the same time supporting his wife and growing family. Summers were devoted to heavy construction work.

Following graduation in 1958 from the University of Minnesota Law School, he worked for a while as a claims representative for State Farm Insurance in Duluth, then a short time at Employers of Wausau Insurance, before entering private practice in the Midland Bank Building, Minneapolis. He had associated with various other attorneys during his career and had devoted a great deal of his time and efforts toward representing the indigent

Following Jack's withdrawal from active practice about three years ago, he moved permanently to his home at Clear Lake, where he pursued his avid interest in collecting and renovating antique automobiles. He continued his interest in the VFW where he had held various posts, including Commander of one of the local chapters. He kept abreast of

the law by attending legal seminars and providing advice for some of his former clients.

Jack was recognizable by his broad smile and wavy white hair which had been the same color since about age 30. He was known for his fine sense of humor, compassion and willingness to respond to any request for help from friends. He will be missed by all those who knew him well.

ROGER A. JOHNSON

IN MEMORIAM

VINCENT C. FORREST

May 17 1925 – February 20, 1991

Vincent C. Forrest was born in Erie, North Dakota. His father died when Vince was quite young and his family moved to Rochester, Minnesota. The work ethic was instilled in him early on. To help make ends meet, he hunted squirrel for stew meat, and delivered papers. One of his fond memories involved starting his paper route on a seemingly nice day, and ending up wading through deep snow to finish it during the Armistice Day blizzard.

Vince served as a pilot during World War II. After the war, he attended the University of Minnesota Institute of Technology, receiving an Electrical Engineering degree. He started his engineering career as a lineman and soon joined Northern States Power and worked his way up to Vice President. A few years before retiring after 29 years with NSP, he began attending law school at night, and graduated in 1981 from the William Mitchell College of Law.

Vince did not particularly enjoy a family law practice, but tackled the injustices with a vengeance when he saw them. He worked for a few years as counsel for Earth Energy Systems. He greatly enjoyed being able to combine his business and technical experience with legal knowledge.

Vince was known by others as a “doer”. When he built his first house in Minneapolis he did everything from generating the plans and mixing and pouring the cement for the foundation, to completing the plumbing, wiring and finishing carpentry work. During the energy conscious 1970s, Vince modified the boiler in his home to provide zone heating with three different rates of gas flow. Christmas lights were used as variable resistors.

Vince was often there to help. He would drive out in the coldest weather to jump start his daughter’s car. When a microphone went dead at a concert, he simply fixed it, drawing a round of applause. Just last year, I found myself 30 feet above the ground on the peak of a steep roof watching him apply caulk to a friend’s leaky chimney.

In 1985, Vince's wife Beverly died after battling heart disease and going through a transplant. This was a very low time in his life. The following year his mother died. Vince also had been dealing with painful arthritis in his hips.

Snow skiing was his passion. After two artificial hips, he was able to persuade his doctor into giving him the green light to ski again. He proceeded to greatly enjoy skiing with his grandchildren.

Vince married Barbara Macauley in 1989, and started a new career in patent law about the same time. He was actively pursuing this career at the time of his death in Duluth. Vince will be remembered for not being able to sit idly when there was something to be done, whether it was fixing a leaky faucet or fighting an injustice.

BRADLEY A. FORREST

IN MEMORIAM

LARRY R. FREDRICKSON

January 15, 1944 – October 24, 1991

Larry Frederickson died in his St. Paul home in October 1991 after a lengthy illness.

A native of Albert Lea, Larry was the son of Bob and Thais Fredrickson of that city. After completing high school in Albert Lea, Larry earned his bachelor's degree in political science from Macalester College in 1968 and his law degree from New York University Law School in 1969.

Following his graduation from law school and admission to the Minnesota Bar in 1969, Larry became campaign coordinator for Nick Coleman's bid for governor of Minnesota. He joined Robins, Davis & Lyons as an associate in 1971, and in 1973 became a legislative specialist at the Center for Legislative Improvement.

In 1976 Larry was named Senate counsel for the Minnesota State Senate, and two years later he became coordinator of the Office of Senate Counsel. He was highly regarded by his senatorial clients for both the technical and judgmental wisdom he shared with them as they shaped many public policy decisions into law.

Larry joined Northwestern National Life Insurance Company in 1983 as assistant general counsel for government relations. He was promoted to second vice president and assistant general counsel in 1985. For those of us on NWNL's corporate legal staff, he was a valued professional colleague and a true friend. He could somehow penetrate to both the seriousness and the humor of situations without belittling either.

During his tenure with NWNL, Larry was very active in life insurance industry organizations. He held a variety of positions with the two leading national insurance trade organizations, the American Council of Life Insurance and the Health Insurance Association of America. He also served in state insurance organizations and most recently chaired the Legislative Committee of the Insurance Federation of Minnesota. He served for several years as Chairman of the Board of the Montana Life and Health Insurance Guaranty Association.

In addition to his professional affiliations, Larry was involved in community activities. He was block coordinator of the Summit Hill Association and a volunteer attorney for Legal Advice Clinics. He headed NWNL's 1989 United Way campaign and also worked with other civic and community groups.

Larry was always known for his easy-going nature and pleasant manner. He was respected by friends and professional associates alike for his integrity, dedication, and hard work. We are saddened by losing Larry at the prime of his life and with so much more to offer, but we are grateful for his association and friendship.

ROYCE N. SANNER

IN MEMORIAM

THOMAS R. GALT

May 21, 1945 - December 13, 1990

Tom Galt was born and raised in St. Paul, and graduated from St. Paul Central High School. He attended Grinnell College and the University of Minnesota graduating from the University in 1967 with a B. A., magna cum laude. He entered the University of Minnesota Law School in September of 1967. His legal education was interrupted service in the United States Army, but after completing his service he returned to the Law School and graduated in 1972. Tom practiced law in Honolulu, Hawaii, for a short period and then returned to practice in the Twin Cities area.

His last association was with LeFevere, Lefler, Kennedy, O'Brien and Drawz, where he was a shareholder until he resigned in August of 1990 for medical reasons. His primary areas of practice were real estate, employee benefits, and general corporate work.

Tom was a life-long member of St. Clement's Memorial Episcopal Church in St. Paul. He served on the vestry and was junior warden. His connection with the church grew stronger in recent years, and he received much strength and support from his priest and members of the parish during the last year as he struggled with cancer.

His "hobbies" included remodeling his older home in south Minneapolis, photography, running, skiing, and camping in the wilderness.

I had known Tom since 1977 and practiced with him from that time until 1985. He was a skilled and meticulous lawyer. He was also practical and had a good business sense which was appreciated by his clients. One long-time client noted that Tom could ". . . bridge the sometimes significant gulf between the precision and strength of the legal community and the creative power of the business community." Many of us enjoyed his dry wit

Tom took great joy and solace in the wilderness. In 1983 Tom and his wife, Judy, took a canoe camping trip in the Gates of the Arctic National

Park, north of the Arctic Circle. They had no contact with other people for ten days; it was a challenge to their survival skills.

In 1984, Tom and Judy purchased a cabin on the Gunflint Trail on Squint Lake, so named because you had to squint to find it. Although the actual days they spent there were few, it was a place that was often in his mind and heart.

Tom died at age 45 after a battle with brain cancer which lasted a little more than one year. He is survived by his wife, Judy, and his sons, James and John. I will remember Tom as a skilled lawyer and a decent, unpretentious man.

ERIC W. FORSBERG

IN MEMORIAM

DAVID L. GRAVEN

July 22, 1929 – April 28, 1991

Sam Walter Foss wrote a poem about how in a world of sameness, every so often “a man steps up from the crowd.” Dave Graven was such a man.

His uniqueness is reflected in the comments of several publicly prominent Minnesota lawyers:

“Brilliant ... unbelievable energy ... loved to be around people ... restless. He was the kind of guy that changed things.”

Walter Mondale

“He had a passion for justice, a passion for truth, but most of all a passion for life and people who were engaged in the business of living.”

George Latimer

“He held the practice of law as a very high calling. Surrounding all of his having fun and loving legal issues was his sense of commitment to the professionalism of the law.”

Skip Humphrey

David L. Graven was born in Minneapolis on July 22, 1929. His formative years were spent in Greene, Iowa where his father, Henry, was first a state and then a federal district court judge. David graduated from St. Olaf College in 1950 and the University of Minnesota Law School in 1953, in both cases with high honors. He was president of the St. Olaf College newspaper and the University of Minnesota Law Review. From 1954 to 1957, he served in the Army Judge Advocate General Corps, and from 1957 to 1963 he practiced law with Judge Russell Olson in Albert Lea.

David touched the lives of hundreds of the state’s young lawyers as a professor of law at the University of Minnesota Law School from 1963 to 1974. Yet he never took himself too seriously, once comparing his selection as “wittiest professor” to “winning the annual due process award from the Alabama Sheriff’s Association.”

Active in politics throughout much of his life, David was defeated by Al Quie for Congress in the First Congressional District in 1962, served as a member of the DFL State Executive Committee from 1964 to 1970, and ran for the DFL endorsement for Governor in 1970. He was an advisor to numerous political figures at all levels of government.

The last sixteen years of David's life were devoted to the practice of law at Holmes & Graven, where he specialized in litigation. His broad knowledge made him both a valuable writer and lecturer on a variety of legal subjects and a wonderful legal "library". His genuine affection for the law and interest in legal ethics made him the "conscience" of the firm.

During this period, he also became heavily involved in civic affairs. He was an active member of the Citizen's League, serving on its Board for many years and as its president in 1986-87. He was served on the Metropolitan Council from 1971-75, and was a member of many other boards and committees.

David died of cancer at his home after a shockingly short illness. He is survived by his wife, Sally; his mother, Helen of Minneapolis; his son, Mark, of Honolulu; his daughters, Karl Prest of St. Louis, and Katherine Graven of Boston; and three grandchildren, Haley, Graven and Beau David Prest.

Those who knew David, and those who didn't, have suffered a great loss.

JAMES S. HOLMES

IN MEMORIAM

EMERSON F. HOPP

June 26, 1904 – February 22, 1991

“To be born a gentleman is an accident; to die one, an achievement.”

Robert Goddard

My friend, Emerson Hopp, achieved many things in his 86 years, but his crowning achievement was the reputation he compiled as a true gentleman.

Emerson F. Hopp was born June 26, 1904, in Lake Park, Minnesota and passed away on February 22, 1991. His formative years were spent in Hastings, Minnesota where he graduated from high school. He graduated from Carleton College with a Bachelor of Science in 1927 and continued his education at the University of Minnesota Law School where he graduated in 1932 with a Juris Doctor degree.

From 1933 to 1935 he was an agent with the Federal Bureau of Investigation and was assigned to the southern states of the United States.

Mr. Hopp practiced law in St. Peter, Minnesota for a number of years and was the county attorney for Nicollet County.

In 1942, Mr. Hopp enlisted in the United States Army and served until 1946, attaining the rank of Major. After World War II, he remained in Austria as a civilian judge for the United States Military Courts of Occupation.

Mr. Hopp represented several Indian tribes in disputes that the tribes had with the federal government over treaty obligations. He won more than \$20 million in settlements for the Indian tribes in the 1960s and 70s. Mr. Hopp and Attorney William Sonosky of Washington, D. C. represented the Sioux Indian tribe and won a \$12.25 million settlement in 1967 in connection with the loss of 29 million acres more than a century ago. That area included the Twin Cities, the southern third of Minnesota and parts of Iowa and South Dakota.

Mr. Hopp and Mr. Sonosky also represented the Sioux Indians of the Devils Lake Reservation in North Dakota in 1975 when the government agreed to pay an \$8.2 million settlement for incursions by settlers dating from the 1860s. Overall, Mr. Hopp worked on these Indian cases from 1951 to 1984 and achieved the everlasting admiration and respect of the Native American community.

If, as has been said, success is a journey and not a destination, Emerson Hopp will be remembered as a successful man, as throughout his journey through life he was always curious about the world and its peoples, resourceful in his law practice and respectful of the views of everyone with whom he came in contact, including the views of his adversaries.

Emerson enjoyed traveling, amateur photography, the company of good friends and spirited debate.

Many was the time Emerson took the part of the devil's advocate and argued the contrary on a legal issue to bring it into sharper relief for a fellow lawyer faced with a difficult legal problem.

Emerson Hopp will be remembered as a good friend, a gifted lawyer and always as a gentleman.

MICHAEL J. FITZGERALD

IN MEMORIAM

WILLIAM D. HOWARD

July 23, 1927 - April 11, 1991

William Donald Howard was born July 23, 1927, in Minneapolis, Minnesota, the second of three children of Lura O'Brien Howard and Charles J. Howard. Bill grew up in South Minneapolis where he attended Incarnation Grade School. He sold newspapers at the Incarnation church corner to help his family make ends meet, and by the time he entered junior high he had four employees working for him.

During his first year of high school, his family moved to Greenwich, Connecticut. Bill attended Greenwich High School and was active on the debate team, cross-country and track, and the year book staff. Shortly after graduating from Greenwich High in 1945 he was drafted into the Army and assigned to Headquarters Detachment I Corps. He spent his army service in Military Intelligence in Kyoto, Japan, with the Army of Occupation. He assisted in the collection, evaluation, interpretation, and distribution of information of enemy and counter intelligence activities, and safeguarding military information.

After his discharge from the army in 1947, Bill entered the University of Minnesota and graduated from Law School in 1953. He practiced law in Minneapolis for 37 years and is remembered fondly by his family, friends, clients and professional associates as a man of deep compassion, concern, and unfailing kindness. He was known for being generous with his counsel and appreciated for his wit, humor, and warmth. He had a loyal clientele of friends who became his clients and clients who became his friends, and he was proud of having business from second and third generation families.

His private life was shared with his wife of 34 years, Rita, and their four children: Joseph (1958), John (1959), Catherine (1963), and Elizabeth (1964). He took great joy in his family, their home in Minneapolis, and their lake retreat near Deer River, Minnesota.

No matter where he was, he had a common touch that enabled him to get along with all types of people; to him, that was what made life

interesting. His pleasures in life were simple: a good book, a beautiful day at the lake, and the companionship of his family and friends.

Bill Howard died April 11, 1991, after a five year battle with cancer, which he fought with courage and faith. Even in what he knew were the last days of his life he was consumed with taking care of his family and clients. This was nothing more than the natural culmination of the life of a man who sincerely put his obligations to family, work, and God above all else.

His memory is a blessing.

JOSEPH HOWARD

IN MEMORIAM

RONALD S. KALINA

October 14, 1944 - February 14, 1991

Ronald S. Kalina was born in New Prague, the youngest of two sons raised on a small dairy farm outside of Montgomery, Minnesota. He attended St. Olaf College and graduated from the University of Minnesota with a Bachelor's Degree in history. Ron received his Juris Doctor from the University of Minnesota in 1969.

Ron married Barbara B. Flueck during this third year of law school, and upon graduation from law school, Ron and Barbara joined the Peace Corps, serving in Tegucigalpa, Honduras.

Following the Peace Corps, Ron returned to the Twin Cities and became an associate in the firm of Sokolowski and Peterson, later known as Peterson and Kalina. He developed an expertise in municipal law and became well known and respected as the city attorney for Columbia Heights, Minnesota.

In February of 1985, Ron co-founded the law firm of Kalina and Wills, the predecessor firm to Kalina, Wills, Woods, Gisvold & Clark where he continued to enhance his reputation through his personal injury practice and for his new marketing strategies. His work ethic, integrity and respect for people served him well in his practice. The wide range of ages, professions, ethnic heritages, and geographical locations of the people that counted themselves as his friends would attest that Ron was one of few people who could walk among kings and still retain and remember from whence he came and those he met along the way.

Ron was an active contributing member of professional organizations and his community. He was a member and served as president of the Minnesota Association of City Attorneys. He was a Jaycee member and received the Distinguished Service Award in 1974. He was a member of the Columbia Heights Chamber of Commerce and served as its president. Ron was active politically serving as DFL precinct caucus chair and on the campaign committees for local and state candidates. He especially enjoyed coaching soccer for the New Brighton-St. Anthony Soccer Association.

Ron was a devoted husband and father who felt that his family was the most important thing in his life and always made time for his two daughters. He is survived by his wife Barbara, daughters Alicia and Sarah, mother Grace Kalina of Montgomery, Minnesota, and brother Dr. Robert Kalina of Seattle, Washington.

He will be remembered for his dry wit, quick thinking, uncanny recall of sports and history data, integrity and most importantly as a friend to many people.

JAMES H. WILLS

IN MEMORIAM

STANLEY D. KANE

December 21, 1907 – November 24, 1991

Stanley D. Kane, retired Hennepin County Judge, died at his home on November 24, 1991, in his eighty-eighth year. His judicial service was more than twenty-five years including ten years of service hearing cases after his official retirement

Stanley was raised on the north side of Minneapolis. His father, a Minneapolis fire captain, died on duty in a fire after rescuing nine people, when Stanley was an infant.

He was, after high school, educated at the University of Minnesota, awarded a BA (magna cum laude), and an MA; he was a member of Phi Beta Kappa, Sigma Delta Chi (journalism), and Lambda Alpha Psi (literary). Stanley was proud to have won the University of Minnesota poetry prize as a senior.

He was editor of the student newspaper, the Minnesota Daily, and a teaching fellow at the University for four years. After graduation from the former Minnesota College of Law (now William Mitchell College of Law), he was on the faculty there for five years.

From 1940 he was in general law practice until 1963 with assignments as Trial Examiner and Trial Attorney, National Labor Relations Board, 1943-1947; Special General Counsel, Puerto Rico Labor Relations Board, 1946. He was City Attorney for Golden Valley from 1940 to 1963, and for Champlin for several years.

As General Counsel for the North Central Allied Association of Motion Picture Exhibitors, he maintained contacts and continued friendships in that industry.

On May 29, 1963, he was appointed directly to the Hennepin County District Court by Governor Karl F. Rolvaag. His service was noted for his courtesy toward litigants and lawyers. Extremely conscientious, he was appreciated by both the civil and criminal bars for not only his legal knowledge and studied approach, but for his courage in applying novel

sentences and in writing decisions that were clear and based upon recited appropriate authority.

Proud of his Irish blood, he always wore a symbol on St. Patrick's Day and would delight in telling a story in an Irish brogue. And there was no more avid listener to a story than he, often making a note to better remember it.

Books were his dear friends; law books, classics, humor, poetry (including limericks). A clear picture remains of him and his pipe, with many small wooden matches in the ash tray from constant relighting.

He and his wife, Betty, loved to travel to Europe, being particularly fond of England, France and Italy. His trips were meticulously planned, personally, with direct communication to the facilities for particular accommodations. His postcards back home had the admonishment "Give this back for my box."

Judge Kane is survived by his wife, Elizabeth, his daughter, Kathleen, a son, Daniel, and grandchildren Erin and John.

If you knew him, words are not necessary to remember him; if you did not, he cannot be adequately described. He was truly an uncommon common man.

HON. EUGENE MINENKO

IN MEMORIAM

GEORGE R. KODADEK

June 12, 1905 – May 15, 1991

George R. Kodadek, a native of Minneapolis, practiced his entire career in downtown Minneapolis. George was easily recognized by his brilliant white hair, broad friendly smile, and fast-paced gait to and from his frequent appearances in probate court and other destinations. For many years, George's younger colleagues had to struggle to keep up with him as he seemed to trot along greeting acquaintances at every step of the way.

George had a sharp sense of humor, an unfailing memory, and an unending appetite for dessert. George was the center of many, many parties, his humor at its best when he directed it at himself. George would laugh and laugh along with everyone else at the fun he poked at himself. Since George was very active in his church, some of his best stories revolved around his religious activities, particularly around his own self-described inability to sing, even though he enjoyed the music of others very much.

His memory could be illustrated by his ability to recall old cases and legal precedent without hesitation and without the aid of any research. Even in recent years, beyond the age of 80, his sharp mind amazed younger lawyers and his peers.

Dessert was nearly always suggested when dining with George, whether shortly after breakfast, before lunch, after lunch, or any other time of day. A common practice in our office is to celebrate birthdays with cake and coffee at 2:00 p.m. More often than not, George would announce that he had to hurry back from lunch, which had concluded with dessert, in order to celebrate the birthday party. He would then consume his piece of birthday cake and an extra slice as well, poking fun at himself the entire time.

George developed a large clientele and treasured his relationships with his clients. He ardently advocated for each of them. He always made himself available to his clients and was known for his prompt service.

George's strongest devotion, however, was to his family. His favorite moments were those spent in the company of his wife Helen, his children and his grandchildren. For years, family gatherings commonly occurred at their summer home on Enchanted Island in Lake Minnetonka. George and Helen celebrated their 50th Golden Wedding Anniversary in 1990 with their family and a large group of friends, a truly gala occasion. George had enjoyed good health for most of his life and exhibited to the world a positive outlook no matter what happened.

George's death followed a short hospitalization. He is survived by his wife Helen; two sons, James and Paul; two daughters, Mary and Patricia; several grandchildren; his sister, Dorothy Lathrop; and a brother Benjamin.

George was not only a credit and great example to his family, the Bar, and his church, but an avid supporter of many local community charities. He enthusiastically supported the Minnesota Foodshare. George was a great mentor to his partners, associates, and other members of the Bar. His influence will be felt for many years to come. We will miss our friend George.

SAM T. COUREY

IN MEMORIAM

HERBERT P. LEFLER

February 3, 1920 – December 27, 1991

Herbert P. Lefler was born in Fort Dodge, Iowa. After receiving his elementary and secondary education there he was graduated from Carleton College. At Carleton he was an honor student (Phi Beta Kappa) active in student government, intercollegiate debate and tennis.

During World War II he served with the Office of Strategic Services and at war's end he entered and was graduated from the University of Minnesota Law School. He began practice in Minneapolis as an associate of Gerhardt N. Sonnesyn. He then practiced in partnership with the late Justice C. Donald Peterson. In 1958 they joined with two other lawyers to form the firm later known as LeFevere, Lefler, Kennedy, O'Brien and Drawz. He practiced in that firm from its founding until he retired for health reasons in 1986.

Herbert served his beloved profession throughout his career in such capacities as Treasurer of the Hennepin County Bar Association, chairman of its ethics committee, a member of its executive committee and a member of the state Lawyer's Professional Responsibility Board. The welfare of his clients and faithful adherence to professional and personal ethics were of paramount concern to him.

He will not be remembered as a solemn moralist, however. He was a delightful conversationalist and raconteur. His co-workers and clients will remember him for the enthusiasm, good-humor, wit and joyousness that he brought to his work and to every other occasion.

He also gave unstintingly to society, serving as mayor of St. Louis Park, chairman and member of the Child Welfare Committee of the Hennepin County Health and Welfare Council, a trustee of Huston-Tillotson College, founder and principal donor of the St. Louis Park Educational Loan Fund, an indefatigable reader of textbooks for blind students, president of the alumni association and alumni trustee of Carleton College, active churchman and contributor to many other worthy causes.

Herbert was survived by a loving family: his wife, Mary Jane; sons Herbert and John; daughter Jane Wahlund; brother Bruce; and six grandchildren.

His many friends and acquaintances will remember him with great respect, affection. . . and a smile.

CLAYTON L. LEFEVERE

IN MEMORIAM

BURR B. MARKHAM

June 5, 1915 – May 21, 1991

Burr Markham was born in Turton, South Dakota, on June 5, 1915. After attending college in Aberdeen, he taught grades 1 through 8 in a one-room South Dakota schoolhouse. Arriving in Minneapolis in 1935 with a straw suitcase containing all his possessions, he entered the Minneapolis College of Law. He married Virginia Auer in 1937.

After receiving his LLB. degree, he became an associate of the firm of Gillette & Meagher in 1941. Thereafter, he served in the Navy for two years. In occupied Japan, he often had the job of defending sailors who were being court martialed for a variety of exotic offenses. In 1945 he returned to practice with the firm, now Meagher & Geer, which soon became Meagher, Geer & Markham. There he remained until 1975 when he retired as the senior partner of Meagher, Geer, Markham, Anderson, Adamson, Flaskamp & Brennan.

Burr was a fellow of the American College of Trial Lawyers and the International Academy of Trial Lawyers. His practice was primarily devoted to personal injury defense litigation. Later in his career he specialized in the defense of physicians in medical malpractice cases, and was fondly referred to as “Dr. Burr” by his clients. Often he spent hours - sometimes days - consulting medical treatises and observing operations in surgical amphitheatres. One of his landmark cases was the Lillihei open-heart surgery litigation. He loved the battle of the courtroom and detested the paperwork that, in his view, impeded the progress of meaningful litigation.

Burr was an avid sportsman whose interests included hunting in northern Canada and Mexico, fishing in Alaska, coaching Babe Ruth baseball teams, and much golf. He helped many young people to secure their education and to further their careers. He also found time to build and operate a hotel in Cuernavaca, Mexico.

Burr was a genuine humorist and raconteur possessing an extensive repertoire of stories, jokes, limericks, similes, one-liners, and zingers -

always good company. He relished conviviality. After retirement he enjoyed life at his homes in Cuernavaca and Gull Lake.

He is survived by his wife, Virginia; his daughters, Ginger, Sue and Bonnie Burr; and five grandchildren.

O. C. ADAMSON

IN MEMORIAM

EARL J. MAXWELL

February 18, 1899 – May 11, 1991

Earl J. Maxwell was born in Hallock, Minnesota, one of seven children born to Samuel and Eliza Maxwell.

His career was but one part of an immensely active life. A participant in baseball, boxing and football while in college he reluctantly refused an offer with Toledo, Ohio, to go to baseball spring training in 1922, electing instead to take his bar exams. His legal career spanned 35 years. He had just married Dorothy Raymond, who passed away six months after Earl's demise

Although Earl engaged in many sporting activities, he nevertheless put in long hours and worked hard at his profession as a lawyer. After graduating from Central High School he attended Macalester College for two years, the University of Minnesota for one and a half years and spent one year in a business college before quitting to obtain an income from employment. While employed as a car salesman he attended night school at the Minnesota College of Law for three years. In 1923 he graduated and that year passed his bar examinations. He immediately quit his job as a deputy clerk of the Minneapolis Municipal Court and went into partnership with an old and successful attorney, George S. Grimes. At the end of five years he started his own law business and continued as such until December 31, 1962.

He was Justice of the Peace from 1933-1942. In those days the Justice of the Peace tried all the misdemeanor cases referred by the County Attorney, Highway Patrol, Sheriff's Office and Fish and Game Department. An average of 1200 cases a year were presented.

Earl Maxwell was an honorary members of the Shrine, participating with the Zurrah Horseman and the Merrimakers.

He and his wife were active equestrians from 1939 to 1970, and while residing in Wayzata Minnesota, he participated with his wife and children in many shows. His love for horses spilled over to his children and grandchildren, who are today active in horse activities.

There were few lawyers as well known and respected as Earl Maxwell. He settled controversies easily and logically with his wry sense of humor, compassion and intelligence.

At the time of his demise he was residing in Leesburg, Florida, where he lived

He is survived by a sister Marion Notoro of Minneapolis a son James E. Maxwell and daughter, Audrey Holt, of Leesburg, Florida seven grandchildren and nine great-grandchildren.

AUDREY HOLT

IN MEMORIAM

KEVIN D. McCARY

December 28, 1957 - March 5, 1991

Kevin McCary, an Assistant Hennepin County Public Defender, died at age 33 after a long illness. Kevin was committed to working for justice for the oppressed, especially for the poor, the disenfranchised, and people of color. He demonstrated that commitment in his work and by his community service.

Kevin was born in River Rouge, Michigan, and grew up in Detroit. He was graduated from Wayne State University in 1981. He came to Minnesota and attended the University of Minnesota Law School, graduating in 1985. While there, Kevin was actively involved with the Black Law Students Association and the Third World Caucus. He participated in National Moot Court competition and was a director of the Frederick Douglass Moot Court Competition.

After graduating in 1985, Kevin's commitment to minority students continued. He was a member of the Minnesota Minority Lawyers Association, and worked tirelessly in their tutoring program, helping to prepare recent graduates for the bar examination. He was always available to speak to law students about his work, about the difficulty of being an African-American male in a predominantly white profession, and about anything they wanted to discuss.

Kevin was an associate at Fredrikson & Byron for several years after graduating from law school. He began to feel that he could make a stronger commitment to social justice issues in another area of the law. After taking some time off, Kevin decided to return to the public defenders office in 1989 as a trial attorney. Kevin represented indigent defendants charged with felonies, misdemeanors and gross misdemeanors. He also represented juveniles and parents in abuse and neglect proceedings. He was an excellent trial lawyer, and also had wonderful rapport with his clients. Many of them were people of color and seemed to be able to establish a trusting relationship with Kevin more easily, perhaps, because they felt that an African-American man was more sensitive to significant issues of racism in the society than a white lawyer could be. However, his relationships with clients

transcended racial boundaries. All of his clients trusted and respected him, recognizing Kevin as someone who would fight zealously to protect their rights.

In addition to his clients, Kevin was respected and admired by everyone in the court system who knew him, including judges and his adversaries in the prosecutor's office. At his memorial service, Kevin was eulogized by District Court Judge Michael Davis, and by Karl Doss, an Assistant Hennepin County Attorney, as well as by his co-workers in the public defenders office.

Kevin was survived by his best friend, Kent Peterson, Minneapolis; his mother, Wilma Thomas and three sisters, Wilane, Edna, and Yna, Detroit; and one brother, Cedric, Georgia.

His friends have established the Kevin D. McCary Memorial Scholarship at the University of Minnesota Law School. The scholarship shall be awarded annually to a University minority law student based primarily on that student's demonstration of leadership in the advancement of the broader participation of minorities in the legal community.

**WILLIAM R. KENNEDY
CHARLANN E. WINNICK**

IN MEMORIAM

W. R. POSELEY

March 6, 1910 – August 27, 1989

W. R. Poseley died suddenly on August 27, 1989, from an aneurysm located near his heart. He died at his residence in Grand Junction, Colorado.

Bill Poseley was born on March 6, 1910 in Stewart Minnesota. His parents later moved to Minneapolis and resided in a house across the street from the Minneapolis Institute of Art. He graduated from the De La Salle High School and received his law degree from the Minneapolis College of Law (now William Mitchell College of Law). He was a partner in the law firm of Harroun, Anderson & Poseley located in the Wesley Temple Building and later at 1313 Third Avenue South, Minneapolis. This firm for years represented the Minneapolis Plumbers Association. After Tony Harroun's death, Anderson and Poseley continued law practice together until Elmer R. Anderson was elected a Minneapolis Municipal Judge. Poseley then moved his office to the Midland Bank Building where he was associated with H. L. Nehls and the writer.

Poseley was a perfectionist in his work habits, and a stickler for details. He was an expert in the field of mechanic's liens, real estate, probate and commercial law and was an excellent draftsman of civil law pleadings and appeal briefs. He retired from the practice of law in the '80s and moved to Albuquerque, New Mexico, because of his wife's lung ailments. After the death of his wife Laurretta, he moved to Grand Junction, Colorado

Poseley was active in the Knights of Columbus where he served as Grand Knight in two different chapters, one in Minneapolis and the other in Hopkins. He also served with the 351st Artillery Battalion of the Minnesota National Guard. He was instrumental in the founding of Benilde High School in St. Louis Park, particularly in the fund raising for construction. All three of his sons attended Benilde High School.

He was preceded in death by his wife Laurretta. He is survived by three sons, Michael G., John F., and Dennis O.; three sisters, Leona Peterson,

Mary Johnson and Barbara Gannon; three grandsons and seven granddaughters.

His family and friends will miss him, a fine and honorable man and a truly fine lawyer.

HAROLD J. ANDERSON

IN MEMORIAM

RITA ANN RAGNES

April 25, 1947 - July 10, 1991

Rita Ann Ragnes was a multi-faceted person who reached for and achieved many goals during her life. Rita grew upon a farm in Lytton, Iowa, and graduated from high school in 1965. She was the daughter of Orval and Linda Baum. Rita carried with her the traditional values of honesty and integrity.

Rita was a musician. She was a regular church organist and choir member since the age of 12 and subsequently earned a music degree at Luther College in Decorah, Iowa in 1969. Her musical abilities included both instrumental and vocal talent, understanding and appreciation.

Rita was an educator. She taught music in the Hopkins Elementary School System for 10 years following graduation from college. Rita energized the learning process with her love of music and never-ending commitment to her students.

Rita was a lawyer. In 1975 she enrolled in William Mitchell College of Law in St. Paul to fulfill one of many dreams – becoming a lawyer. She graduated with honors in 1979 and began a new career with Insurance Company of North America (now CIGNA) in Kansas City, Missouri where she was responsible for litigation management. After five years, Rita returned to Minnesota to become a claims manager at First Horizon Insurance Company, a subsidiary of Cargill, in Minnetonka.

Rita was an entrepreneur. Approximately five years ago, Rita and a partner started Paskins, Ragnes & Associates in St. Louis Park, Minnesota. The firm provides reinsurance consulting services to national and multinational insurance companies. Co-workers now affectionately refer to her maintenance of high standards as the “Rita Test” - would the firm’s work product have met her thorough scrutiny.

Rita was a Christian. Rita’s involvement with the church continued from her early years at Emanuel St. John’s Lutheran Church of Lytton through her involvement with St. Philip the Deacon Lutheran Church in Plymouth, where she served as a council member at the time of her death.

The level of Rita's commitment as well as the resulting inner peace carried her through her battle with colon cancer during the final 18 months of her life.

Rita was both a wife and mother. The most important facets of Rita's many accomplishments were her roles as wife to husband Stan, and mother to son Joshua, of Plymouth. Rita's vocational and other accomplishments were exceeded only by her care, nurturing and support for Stan and Joshua.

While Rita's tenure as a practicing attorney was limited, she nonetheless upheld the Bar's most important ideals - those of honesty, integrity, morality and commitment. Rita set standards for Stan, Joshua and herself which were difficult to attain yet satisfying to achieve and maintain.

In discharging her professional, familial and civic duties, Rita possessed a never-ending spirit, a commitment to excellence, and a zest for life. Simply, no mountain was too high.

A short 44 years is eternity when you accomplish so much and influence so many.

WILLIAM M. HABICHT

IN MEMORIAM

ELLSWORTH I. SERSTOCK

June 10, 1925 – September 20, 1991

Ellsworth I. Serstock, known as Bud to all of his friends, was born June 10, 1925, in Minneapolis, and died September 20, 1991, at the age of 66. He was a life-long resident of Minneapolis.

During World War II he served in the U.S. Marine Corps from 1943 to 1946 in the Asian Theater of Operations. He was honorably discharged from the service.

When he returned from the service, he attended Augsburg College, earning a Bachelor's Degree and subsequently earning a law degree from the William Mitchell College of Law. He practiced for many years with his father, Edward O. Serstock

Bud served as councilman in the City of Richfield for two terms, during which he was instrumental in causing Richfield to join the Metropolitan sewer and water system, contributing to the steady growth of that city.

Bud had a ready sense of humor and delighted all who knew him with his ready wit and funny stories, which helped to make everyone feel comfortable in his presence. He had an unusual gift for negotiating difficult differences with people whose positions were otherwise intransigent. He championed the little guy caught in the legal system. He allowed the system to temper justice with mercy and to use the system for rehabilitation. His illness from lung cancer in 1982 made it necessary for him to retire.

He was a member of AA for many years, having earned his 22-year medallion from that organization. For some years prior to that time he had been counselling the chemically dependant and championing their cause. He served part-time as a chemical dependency counsellor at a Northeast chemical dependency treatment center and as a volunteer at Veterans Hospital despite having been declared medically disabled by reason of his illness. He used his telephone as an additional counselling service. Dozens of friends and acquaintances called him at all hours of the day and night He was always ready to listen and counsel and to give

advice where it was needed. He was especially grateful for those years of sobriety. In his little notebook by his telephone, he had printed in big red letters "GOD WILL HAVE THE LAST WORD AND IT WILL BE GOOD!"

Bud was interested in many things. His ability as a mechanic and repair person was exceptional. He particularly liked the challenge of the unknown reason for the failure of any mechanical device to work. He had many hobbies including hunting, fishing, boating, and ham radio operation, for which he received his ham operator's license shortly before his death.

Hel is survived by his wife, Doris; daughter, Barbara Decker; two sons, Robert and Mark; and three grandchildren.

JACK F. BROWN

IN MEMORIAM

EDWARD ROBERT SOSHNIK

January 29, 1935 – July 21, 1991

Edward Robert Soshnik, known to his family as Bob and to his friends and fellow lawyers as Ed, was a generous man of deep personal integrity whose love and zest for life was only surpassed by his desire to help others.

Ed's loyalty to family and friends gained him their love and respect. Ed was witty and humorous and a man of deep religious conviction. He was truly a "Man For All Seasons." He died at age 56 after a brief bout with cancer.

Ed was born, raised and educated in St. Paul. He graduated from Cretin High School, where he lettered in basketball, football and track; St. Thomas College and William Mitchell College of Law. During law school, he worked as a claims adjuster with the Main & Baker Adjusting Co. After law school, he joined the law firm of Robins, Davis & Lyons, and a short time later became associated with the firm of Carroll, Cronin, Roth & Austin. Before starting his own law firm of Edward R. Soshnik & Associates, he was a partner in the firm of Sahr, Kunert, Tambornino & Soshnik. Ed practiced law in Minneapolis for over 25 years.

Ed specialized in personal injury cases and represented both plaintiff and defendants. His very successful legal practice brought him into most courts throughout the state and he was an extremely popular lawyer, both with the bench and the bar. Ed enjoyed the trial of personal injury cases but also branched out into other areas of the law practice, not so much by choice, but rather because once he represented a client they wanted him forever. He was that kind of lawyer. He represented his clients with tenacity and vigor, to the very end and then some, but always in a professional way which made him a credit to the legal profession.

Ed had a sense of the importance of service to others. He was actively involved in organizations such as Sharing & Caring Hands, St. Stephen's Shelter in Minneapolis, Interfaith Outreach and Community Partners in Wayzata and the North Memorial Medical Center Hospice program. He

was also active locally in the Pro-Life movement, and past president of the St. Thomas Moore Society.

Ed was an avid handball player and could be found more afternoons than not at 4:30 or 5:30 p.m. taking an hour out of the day to play handball at the Minneapolis Athletic Club. Ed played handball in earnest and was extremely competitive. I remember him telling an opponent in all seriousness, one day before a match, that if he couldn't beat him, he'd resign from the club immediately.

Ed also found time to be active in the Democratic party, both locally and on a statewide basis. He was a delegate to the Democratic National Convention in 1976.

Ed and his wife Jane resided on a 50-acre hobby farm in Maple Plain where they raised four children, Mary, Michael, Steven and John. The family now includes five grandchildren.

Ed left happy memories and was an inspiration to all those who were fortunate enough to know him. He will be sadly missed by his family, many friends and colleagues.

HON. ROBERT H. SCHUMACHER

IN MEMORIAM

CLARENCE A. STARK

September 26, 1902 – October 11, 1991

Clarence Stark was born in Minneapolis on September 26, 1902, and died at age 89 on October 11, 1991, in Minnetonka. His parents were Charles and Mary Stark

Following his graduation from the University of Minnesota Law School he started his law practice as a claims attorney for Standard Accident Insurance Company. During World War II he served in the Army and spent most of his effort in Washington, D.C. toward defending cases for the government versus the people and saved millions of dollars. He continued in the Army Reserve until 1960 and retired as Lt. Colonel.

After World War II he started a law practice in Minneapolis in an office with Grandin Godley, Professor Wilbur Cherry and John Norton at 600 New York Life Building. His cases were for both plaintiffs and defendants in workers' compensation and he made sure that people were treated fairly.

He was very interested in the success of the University of Minnesota and particularly the Law School and the Bar Association of Hennepin County. He also was a concerned citizen and very adamant about voicing opinions toward causes and reaching the proper people in government

Clarence was very involved in the American Legion Downtown Post and served as Post Commander.

Clarence and his wife, Connie, built their home at Lake Minnetonka in 1938 and enjoyed being pioneers in the suburbs. Their marriage spanned 58 years. During their marriage Dad and Mom held hands each morning during their special time with the Lord.

R. L. Sharpe wrote these words:

Isn't it strange	Each is given a bag of tools,
That princes and kings,	As shapeless mass,
And clowns that caper	A book of rules;
In sawdust rings,	And each must make -
And common people	Ere life has flown -
Like you and me	A stumbling block
Are builders for eternity?	Or a steppingstone.

He is survived by sons Charles E. and Tom M. Stark and their wives, Jean M. and Jean B.; by grandchildren Ruth Chandler, Charles M. Stark, Robert A. Stark, Richard E. Stark, Kimberly Stark and Gregory M. Stark; by great grandchildren Christopher K. Stark, Laura A. Chandler and Karin J. Chandler. All children and grandchildren have college degrees. He was a Senior Warden and trustee of Trinity Episcopal Church.

Clarence Anthony Stark lived a full life and left an important legacy for his family and friends. He was definitely a stepping-stone.

CHARLES E. STARK

IN MEMORIAM

GEORGE D. (DON) TALLARD

March 27, 1926 - December 24, 1991

Christmas Day 1991 was a very sad day for many in our community, when we learned that Don Tallard, a truly unique individual, suffered cardiac arrest the night before and died at his North Minneapolis home.

Don was born in Minneapolis, and grew up and remained a resident of North Minneapolis. After graduation from Henry High School, Don served in the Armed Forces. He later worked at a variety of jobs, and after graduating from the University of Minnesota attended the Minneapolis School of Law, graduating in 1961 from William Mitchell College of Law.

Don practiced law in downtown Minneapolis, and later returned to the north side to office in the Camden area and later at his north side home. He was a solo practitioner.

Very little about Don was conventional, including his method of practicing law. Those who didn't know Don's habits often had trouble reaching him by telephone as he had no answering machine. However, his friends and regular clients knew that Don's home, garage, or garden was his office and that he would meet clients at their homes. In the summer, it was not unusual to see Don and a client discussing a case as they walked around Don's beloved garden or as they sat at the picnic table.

In his thirty years of law practice, Don concentrated primarily in the area of criminal defense. Don defended the poor, and was willing to accept bartered services as his fee. A remarkable intellect, Don could have achieved fame and fortune practicing downtown. He instead chose to focus his efforts on helping others and pursuing his far-ranging personal interests.

Don was an avid gardener and "backyard philosopher." He grew perhaps the best sweet corn in Minnesota (though he'd never dream of saying so). Don believed in civil rights; he believed that conspirators

killed Jack Kennedy; and above all, Don believed in composting garden debris.

Don loved sports as a participant (golf) and as a spectator (college and professional football). He was an avid reader, a student of history, and a social critic. Don was deeply involved in northside politics and in community affairs and served on the Pilot City Regional Center Board.

Don was long on humility and short on flash. He lived (and died) in the small house he grew up in, never replacing the furnishings his parents left him. Fashions came and went, but Don's wardrobe didn't. Don drove subcompact Fords and replaced the ones that wore out with - subcompact Fords.

Don was a delightful conversationalist and a sharp wit. His off-beat manner sometimes made new acquaintances uneasy, but those who knew him couldn't help admire his deep and genuine interest in other people, their opinions, and their interests.

Above all else, Don knew who he was and how he wished to live his life. Don left behind a brother, Charles Tallard of Colorado, and many friends who will long remember him as a person true to himself and to his ideals.

ALLEN AND ANDY DESMOND

IN MEMORIAM

ARTHUR J. TAYLOR

January 30, 1920 - November 5, 1991

Arthur J. Taylor, a Minneapolis attorney for more than 30 years, died November 5, 1991, from complications of pneumonia.

He was born and grew up in St. Paul, attending St. Mark's School, St. Thomas Military Academy and the College of St. Thomas, now the University of St. Thomas. Arthur considered his years at St. Thomas one of the great influences in his life. He credited his teachers and advisors there with his later accomplishments.

Upon graduation from St. Thomas in 1941, Arthur's business career began as an insurance claims adjuster for Liberty Mutual Insurance Company in Massachusetts. That career was interrupted by World War II when he was drafted into and served in the United States Army Air Force from 1943 to 1946. After the war he resumed his career as an insurance adjuster and claims manager. He started an independent claim service in Minneapolis in 1950. Within two years, Taylor Adjusting Company was the largest independent claims adjusting firm in the Upper Midwest

While running the claims adjusting business, Arthur enrolled in night school at the St. Paul College of Law (now William Mitchell College of Law) in 1954. Upon graduation in 1958 he founded Taylor Law Firm (which is still in business), specializing in insurance defense and personal injury cases. Throughout his legal career he helped many newly admitted attorneys, providing them with free office space and referral work. Many of those Arthur helped went on to successful law careers and some have become judges. Arthur was well known for his compassion and willingness to help the underdog. His fierce loyalty and generosity to his friends and clients rewarded him with a flourishing law practice. His quick wit made him popular with colleagues, adjusters, clients and Mends.

Arthur is survived by his wife, Linda Nord Taylor; a son, Philip Taylor of Lake Elmo; four daughters, Andrea Langworthy of Apple Valley, Diane Enga of Edina, Patty McElroy of Golden Valley, and Virginia Hegseth of

Palm Harbor, Florida; 14 grandchildren and two great-grandchildren. He is also survived by his former wife, Janet Berg, of Brainerd, with whom he was a good friend at the time of his death. He was devoted to his family and often said he considered his children his legacy and how he wanted to be remembered.

Arthur had suffered much illness in the past 15 years. In 1975 he was diagnosed with polymyositis, a neuro-muscular disease. A stroke and diverticulitis in 1989 both required surgery. In May 1991 he was diagnosed with tongue cancer. Throughout all his illnesses he kept fighting, kept practicing law and never lost his sense of humor. At the time of his death he continued to practice law with his wife in Edina

Arthur's zest for living and winning personality showed through in his law practice and private life which became very intertwined. Clients became friends. Friends became clients. He was proud of his Irish heritage and loved hosting a good party, especially on St. Patrick's Day. Arthur will be dearly missed and lovingly remembered by the many lives he touched.

LINDA NORD TAYLOR

IN MEMORIAM

KENT CRAWFORD VAN DEN BERG

November 5, 1912 — April 16, 1991

Kent was born in November 1912, and grew up in Albert Lea, Minnesota. He graduated from the University of Minnesota Law School and was admitted to the bar in 1936. During the Second World War, Kent served in Naval Intelligence and was stationed in Boston. After the war, he was an assistant attorney general of the State of Minnesota until 1949, when he joined Peavey Company.

During his time in the attorney general's office, Kent prepared briefs and oral arguments in state and federal courts of appeals. He appeared four times in the Supreme Court of the United States. Admission to that tribunal involved a formal ceremony, during which the new attorney was required to wear striped trousers and a morning coat. The attorney general's office had such a garment, which was brought out each time a new attorney needed to be admitted. By the time it was Kent's turn to wear it, this costume was nearly worn out. At the ceremony the Chief Justice looked down from the bench and said, "Counsel, I do believe that I have admitted that coat before." Kent was admitted nonetheless and went on to win his case.

Kent worked in the legal department of the Peavey Company for 25 years. When he retired, he was Vice President, Corporate Counsel, and Secretary. He was dedicated to this corporation, to the Heffelfinger family that built it, and to his co-workers in the firm with whom he shared the greatest challenges of his professional life. His work there provided him with an inexhaustible supply of adventures and rewards. It mattered to Kent that the business of Peavey Company was to bring grain from farmers' fields to bakeries and homes. He would say that this was work that made a difference.

Kent was an avid amateur musician and helped to establish the Civic Orchestra of Minnesota. He also had a lifelong love of photography and was a member of the Minneapolis Photographic society.

Kent was a devoted husband and parent. He married Helen McLaughlin in 1939. They have two children, Kent T. van den Berg and Margaret L.

Baldwin, and three grandchildren. Kent's gentleness, his intelligence and sense of humor are deeply missed by his family and many friends.

**KENT T. VAN DEN BERG
MARGARET L. BALDWIN**

IN MEMORIAM

KARL E. WOLF

March 6, 1930 – June 27, 1990

Karl E. Wolf died on June 27, 1990, as a result of a heart attack.

A St. Paul native, Karl graduated from Wilson High School and began his college studies at Macalester. His college objective, however, was temporarily interrupted by military service during the Korean conflict. In 1950 he joined the U.S. Army and served in the Army Security Agency. He was a corporal at the time of his discharge in 1953. Karl graduated from Macalester College in 1955 with a degree in business administration, and received his juris doctor degree from William Mitchell College of Law in 1963.

Following his graduation from Macalester and while attending law school, Karl worked for the Minnesota Securities Department. He held several positions in the Department and was an assistant commissioner of securities for a short time.

In 1964 Karl joined the legal staff of Northwestern National Life Insurance Company, where he remained until his retirement in 1988. While Karl provided legal services in a variety of specialized areas for NWNL, he was most known for his work on variable annuities and variable life insurance. These were new products in the industry when Karl joined NWNL, and they came to be subject to both the insurance and the securities regulatory laws. His background in state securities regulation was invaluable in helping NWNL develop its products and its business practices in this area. He was known throughout the life insurance industry nationally for his expertise in this field.

Karl was an active member of several professional and trade associations. He was a member of the Minnesota State and Hennepin County Bar Associations and the Minnesota Corporate Counsel Association. He joined the Association of Life Insurance Counsel in 1968 and was a member of several committees and subcommittees of the American Council of Life Insurance and the Investment Company Institute.

In addition to his professional and business affiliations, Karl was active in his community. He was a member of the State DeMolay Board and the Triune Masonic Lodge. He was committee chairman for Boy Scout Troop 238 in St. Paul and a board member of the Camp Fire Girls for many years.

To his colleagues at NWNL, Karl was known for his stalwart individuality, his impish humor and his warm friendship. He had some great stories about his rental properties, and it was obvious that this activity was both investment and hobby. His tenants were his friends.

Karl is survived by his wife, Lea; five children, Tom, Linda, Mary, Nancy and Sandra; and five grandchildren; as well as many other relatives and friends.

ROYCE N. SANNER

HENNEPIN COURT DISTRICT COURT JUDGES

The Honorable George Adzick	The Honorable Steven Z. Lange
The Honorable H. Peter Albrecht	The Honorable Gary Larson
The Honorable Pamela G. Alexander	The Honorable Roberta K. Levy
The Honorable Ann Leslie Alton	The Honorable Peter J. Lindberg
The Honorable Catherine L. Anderson	The Honorable Robert H. Lynn
The Honorable Patricia L. Belois	The Honorable Henry W. McCarr
The Honorable Kevin S. Burke	The Honorable E. Anne McKinsey
The Honorable Philip D. Bush	The Honorable Eugene Minenko
The Honorable Thomas H. Carey	The Honorable Ann Day Montgomery
The Honorable William B. Christensen	The Honorable Cara Lee Neville
The Honorable Harry S. Crump	The Honorable Beryl A. Nord
The Honorable Andrew W. Danielson	The Honorable Allen Oleisky
The Honorable Michael J. Davis	The Honorable Dolores C. Orey
The Honorable David M. Duffy	The Honorable Della Pierce
The Honorable Eugene J. Farrell	The Honorable Charles A. Porter
The Honorable Patrick W. Fitzgerald	The Honorable William S. Posten
The Honorable Harvey C. Ginsberg	The Honorable Sean J. Rice
The Honorable Isabel Gomez	The Honorable Robert Schiefelbein
The Honorable Myron S. Greenberg	The Honorable Richard B. Solum
The Honorable Daniel R Hart	The Honorable John J. Sommerville
The Honorable Bruce Hartigan	The Honorable John M. Stanoch
The Honorable Deborah Hedlund	The Honorable Stephen D. Swanson
The Honorable William R. Howard	The Honorable Edward Toussaint, Jr.
The Honorable James H. Johnston	The Honorable Thomas W. Wexler
The Honorable Marilyn C. Justman	The Honorable Lucy A. Wieland
The Honorable Harold Kalina	The Honorable Mary D. Winter
The Honorable Franklin J. Knoll	
The Honorable LaJune L. Lange	

The Memorial book s presented to the families and friends of the deceased attorneys and members of the bench and bar with compliments of FINANCE AND COMMERCE who join in honoring those who contributed so much to the legal profession.

This Memorial booklet is on file with Hennepin County District Court and in the archives of The Minnesota Historical Society. ■

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Posted April 1, 2014.