

Annual Hennepin County Bar Memorial Session

Convening of the Special Session of Hennepin County
District and Probate Courts

Presiding

The Honorable Peter Lindberg
Hennepin County Courts Chief Judge

Invocation

The Honorable Patrick Fitzgerald
Hennepin County District Judge

Introduction of Special Guests

Recognition of Deceased Members

Musical Selection — Memories
Keith G. Hanratty and Rick O'dell

Faye Knowles

Vice Chair, Bar Memorial Committee

Elizabeth Norton, President,
Hennepin County Bar Association

Main Address

Arthur Whitney
Of Counsel
Dorsey & Whitney

Musical Selection — Requiem
Keith G. Hanratty and Rick O'dell

Memorials Presented to the Court

Presentation Accepted

Court Adjourned

Wednesday, April 27, 1988

Hennepin County

Presented by the Hennepin County Bar Association

MUSICIANS

Piano:

Keith G. Harratty

Saxophone:

Rick O'dell

Musical selections:

"Memories"

"Requiem"

INVOCATION

All Mighty and Merciful God, the Supreme and Final Judge of us all, we gather in Your presence to express our devotion to You and to honor in Your glory the memory of our dear departed friends and colleagues in the law. As was stated long ago in the book of Kings about Solomon, "The mouth of the just man murmurs wisdom." Truly this can be said of those that we honor here today as they were men of wisdom who used their many talents for the benefit of their fellow citizens in our community. As it was said of our constitutional founders in the past, that they were a handful of courageous people in a moment of danger who pledged their lives, fortunes and honor to proclaim a nation whose citizens' rights were not based on the nod of a king or ruler but on the rule of a constitutional law that protected the rights of all people, the mighty as well as the lowly. These people that we honor here today followed those constitutional mandates and were truly servants of the law in the fullest measure and are most deserving of Your kindness and mercy.

We thank you, God, for granting them life to be with us so that we could enjoy the pleasure of their company as husbands, fathers, lawyers and dear friends. We truly mourn their separation from us, O Heavenly Father, and commend them to You for Your eternal protection. Grant to them the fullest of Your blessings which they so richly deserve.

For those of us that remain, remind us that life is short and there is much we must do to aid and assist our fellow human beings in our work and endeavors. Give us the strength and the grace of humility plus the wisdom of Solomon to do our work in accordance with Thy will. Let our daily efforts be directed toward serving you, O Lord, and through our endeavors honor the memories of those good and worthy lawyers who are now with You. O Heavenly Father, please hear our prayer. Amen.

JUDGE PATRICK FITZGERALD

HENNEPIN COUNTY BAR ASSOCIATION BAR MEMORIAL SESSION PAST SPEAKERS

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. Schwartzbauer
January 22, 1976	George C. Mastor
May 22, 1975	David R. Brink
May 22, 1974	Everett A. Drake
May 23, 1973	Robert 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	Associate Justice C. Donald Peterson
May 28, 1968	Associate Justice Harry A. Blackmun
May 25, 1967	Sidney 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

1987-1988

Robert Carney, Chair
 Faye Knowles, Vice Chair
 Harold J. Anderson
 Clint Andrus
 William D. Birch
 John F. Casey, Jr.
 Tom Darling
 James B. Lund
 James Maginnis
 Paul Marino
 Warren E. Maul
 Allen Oleisky
 Donald C. Savelkoul
 Robert V. Tarbox
 William M. Thomson
 J. Kenneth deWerff
 James L. Young

MEMORIAL ADDRESS

**Arthur Whitney
Dorsey & Whitney
(of counsel)**

April - 1988

Members of the judiciary and bar of Hennepin County; families and friends of our colleagues whose loss we mourn and whose memory we honor today:

Following a wise and noble tradition from our fellowship's early years, we meet again this year to celebrate the lives of those who have died since last we met. Fresh memories are poignant, but only while they are fresh can we record the vitality of our friends' individual personalities, their professional accomplishments, their service to the community and to us, their students and apprentices. So we are grateful to those who knew each one the best for sharing their individual recollections, which we read and keep to remember the eternal debt we owe for each life devoted to the unique and essential service that engages us all.

Each year also a member or friend tries to express our collective affirmation of the value of these lives, spent in all their various ways as advocates, counsellors, negotiators, draftsmen, judges, teachers, writers, public legislators and administrators. Sometimes we emphasize results, developments in legal thought, judicial administration and the delivery of legal service during the span of these lives. Sometimes we dwell more on personal qualities: integrity, industry, courtesy, giving essential legal service to those who cannot pay. This value judgment is motivated and tempered, perhaps, by the paradox that some have noted and all of us have experienced: that while lawyers are generally if not always appreciated by those they have helped, yet lawyers as a class, now and throughout history, tend to be unpopular with the general public, at least as represented by Shakespeare, Dickens and current opinion polls.

This paradox may be more understandable, perhaps more capable of resolution, if we emphasize another idea we have touched on before: the historic setting of the lawyer's role within the revolutionary system of government of, by and for the people that was idealized by Jefferson and Lincoln, painted with a broad brush in the Constitution and its amendments, and developed in federal and state legislation, judicial interpretations and administrative regulations over 200 years. The theory was that the people, collectively, are the authority responsible for fixing the constitutional structure of government and rights of the people as individuals, in relation both to the government and to each other; and also through their representatives, elected and appointed by those elected, for developing the right balance among individual rights and governmental powers as it appears to each generation.

We talk much, and rightly, about the grandeur of this theory compared to those in other lands that take authority for law from God, or from the revolutionary theories of a party or class within society that seizes sovereign power. To understand it truly we must think of the never ending task to make the theory work in real life. This is the context in which we and everyone should judge our friends' past successes and failures, and ours, in the role of a lawyer in our society: to represent the people of this community with honor and with all the effort and compassion of which we are capable, in asserting their conflicting aspirations toward life, liberty and happiness, to the limit of the balance among freedom, justice and mercy that was the ideal of revolution and civil war and is the purpose of government, American style.

For the government to try to assure justice by law, it must recognize the adversarial relationships and viewpoints among people who assert human rights; and also between them and the people's representatives and even among these representatives, as to the

scope of their constitutional and statutory powers to resolve the questions that arise. The time and work needed, the expense and uncertainty, in determining the facts and deciding the law that should apply to them are prodigious when both facts and law are disputed. Representative government would be little better than tyranny if issues of law could not be settled objectively by a court between two people, represented by professionals who have made this their life's work. But it would be little better than anarchy if every issue had to be decided again whenever it arose. Certainly the most effective aid to justice is law you can depend on in ordering your life: law that because of this informed and objective process is likely to stand the test of time, though it can be changed by our legislative and judicial representatives if the course of human events points, by the same process, to a better way toward justice that appeals to common sense for the future.

So the first debt we owe, and society owes, to the lawyers who have gone before us is for the skill and devotion they have given to finding, presenting and arguing to courts the facts and principles of law supporting the contentions of people on the opposing sides of cases that have decided the issues raised by the same facts that again face people we are counselling today. This is the foundation of the great body of law built up by reporting and compiling these decisions, following them, distinguishing them when the facts are different, reasoning, writing, teaching and legislating about the issues they raise, and classifying them for specialized study and application in each of the broad areas of human activity that they pervade.

So the second great debt we owe our departed friends is for their many and various contributions of all these kinds to this ever expanding system, that gives us more help than they had in the cost-effective labor of counselling people with some authority about the limits they or those opposing them face, and the options they have, in their freedom to seek whatever they think is happiness; identifying the facts and legal issues, if any, that are uncertain enough and important enough to fight over in a law suit, or might be compromised or arbitrated, at the cost of the preparation but not the fight.

Let us remember in the lives of our lost friends not merely instances of brilliance and bravery, but the more universal and hard lessons they have learned and practiced and taught to us in this eternal round of education and experience: imagination, objectivity, patience and perseverance, sometimes humor in the Lincoln tradition, in contesting and in counselling about facts and legal issues, teaching and learning, helping and taking help from clients and fellow lawyers. These qualities are needed for representative government to continue with the consent of the governed, by the growth and informed revolution of legal thought.

IN MEMORIAM
GARLAND C. BRANDT

June 3, 1923 — January 5, 1988

Garland C. Brandt, known as "Gar" to his friends, was born in Fargo, North Dakota. He grew up in Moorhead, Minnesota, graduating from Moorhead High in 1946. After high school, he moved to Minneapolis to attend the University of Minnesota, graduating with a degree in Business Administration in 1953. He graduated from William Mitchell College of Law in 1957.

While attending the University of Minnesota, he joined the fraternity of Delta Sigma Pi. Through the reciprocal activities of the fraternities and sororities at the "U" he met Darlene Peterson on a blind date in 1951. They were married in 1953.

Gar started his career with Wausau Insurance Company as a claims adjuster. However, he aspired to become a lawyer. The lawyers in the office encouraged him to attend law school. Due to their urgings, and his desire to utilize his own abilities, he enrolled in night law school in 1953. He graduated magna cum laude in 1957. In the fall of 1957 he sat for the Minnesota State Bar Exam and was admitted with the third highest examination score for that year.

He took a position, in 1958, with the Minnesota State Industrial Commission (now the Workers Compensation Commission). In 1959 he joined the firm of Robb, Robb and VanEps as a litigation attorney. Two years later he started a private practice in Bloomington. During the next 26 years he specialized in workers compensation law, developing a reputation as one of the prominent attorneys in that field.

His interest in workers compensation law stemmed from his experience with families who had lost the income of the family "bread winner" due to an on the job injury. He saw first hand how many families had to struggle to meet their financial obligations and to keep their families intact.

Gar was proud of his family. He encouraged his children to use their potentials and ensured they obtained the educations that would allow them to do so. He felt that he had accomplished a major life goal; to see them earn their college degrees, and start their own careers and families.

In times of leisure Gar enjoyed barbecuing, landscaping and following the investment market. When the weather conditions permitted he would try many new recipes on the grill. He also enjoyed planning landscaping projects, then seeing the fruits of his plans mature around him. He closely followed the investment markets and was probably one of the few people telling the truth when he said "I got out before 'Black Tuesday'."

Gar accomplished many of his goals during his life; becoming a respected attorney; seeing his children grow up and obtain educations. However, his last goal, relaxing in his retirement, was never realized. He suffered a sudden, fatal heart attack the night of January 4, 1988.

In addition to his friends and colleagues he is survived by his wife of 34 years, Darlene; his three children, Peter, Steven and Barbara (Vasko); his mother Fredah; and his sister Nancy (Roos).

PETER BRANDT

IN MEMORIAM
DONALD LYMAN BUSH

July 8, 1934 — December 2, 1987

Donald Lyman Bush died of heart failure on December 2, 1987, while on a business trip to New York City. He was 53.

He and our daughter, Helen, were married on September 12, 1964. Their children are Victoria, now a senior at Mount Holyoke College in Massachusetts, and Bob, now a senior at Kents Hill School in Maine. Don's father, Walter L. Bush, and his brother, Walter L. Bush, Jr., also survive him.

Don was tireless, plunging, planning, rearing, running. His energy left most people breathless and staring at his coattails. He was a gourmet cook, following his hobby to a cooking school in London.

He started racing sailboats on Lake Calhoun when he was 10. His boats on Lake Minnetonka he named "The Soap Dish" and "The Chafing Dish." He recently sold "The Whiz Bang," docked for charter in Rhode Island and in Florida.

Don was naturally and awesomely generous; he delighted in helping people. In return, they loved him. Blake School, Dartmouth College and the University of Minnesota Law School trained him. His clients, friends and family benefited by his shortened tour of our mortal places.

Don's remains have been placed in the columbarium of the Cathedral Church of St. Mark, Minneapolis. You can slow down, Don; you have done it all. Requiescat in pace.

BOB De HAVEN

IN MEMORIAM
ANDREW E. CARLSEN

January 29, 1896 — August 17, 1987

Andrew Carlsen was born on January 29, 1896 in St. Paul, Minnesota. He served in the military in the First World War. In 1920, following his return from military service, he married Neva Johnson.

He worked for his father, A. M. Carlsen, in the firm of A. M. Carlsen and Son, a firm of patent attorneys in St. Paul, and there learned the profession of patent law. He attended night law school, receiving in 1924, his law degree from a law school later to become the William Mitchell College of Law. Subsequently, he established a patent firm in Minneapolis and for many years practiced with his son, Douglas Carlsen. After 52 years of patent practice, he retired and turned the practice over to his son Douglas. Unfortunately, Douglas died suddenly in 1979, from a heart attack.

Andrew Carlsen was active in various community affairs. He served for many years on the Board of Mount Olivet Lutheran Church. He was also very active in the Swedish-American Institute and had a host of friends there, being devoted to Swedish-American affairs. He was a member of the very prestigious Svenska Salskapet, beginning with 1936. He was also active in the Masonic Order, being a member of the Zuhrah Shrine Temple.

He was widely respected in the patent profession. He was a charter member of the Minnesota Patent Law Association and was President of that association in the year 1943-1944.

He is survived by his wife Neva, daughter-in-law Mary Bawden, three grandchildren, and six great-grandchildren.

FREDERICK E. LANGE

IN MEMORIAM

PAUL CHRISTOPHERSON

August 12, 1902 — April 5, 1987

Paul Christopherson was born August 12, 1902 in Long Prairie, Minnesota and received his bachelor's degree from Carleton College in 1923, where he was elected to Phi Beta Kappa. He attended Oxford University on a Rhodes Scholarship, and was awarded the B.A. in Jurisprudence and B.C.L. degrees, and became a member of the Inner Temple, London. After a year's further study at the University of Minnesota Law School, Paul was admitted to the Minnesota Bar in 1928, and joined the firm which later became known as Faegre & Benson, where he practiced continuously, except for wartime service in Washington, until his retirement in 1980.

Paul Christopherson was a brilliant and widely respected business lawyer. He served as a director of The Pillsbury Company, Munsingwear, Inc., Northwestern National Life Insurance Company, Piper Jaffray, Incorporated, Hoerner-Waldorf Corporation, the Minneapolis Northfield and Southern Railway and Russell-Miller Milling Company, and his considerable talents, skill and judgment were exercised on behalf of these and other corporate clients.

Within the firm, he was the acknowledged architect of its post-War growth and direction. Under Paul's leadership, from the late 1950's through to the time of his retirement, the firm tripled in size, but within that growth was set the strong and stable foundation of the present firm. While remembered for somewhat direct and possibly intimidating interrogation of prospective associates, his questions came from a broad range of interests, in business, politics, economics and foreign affairs, and a desire to train younger lawyers to think in similar widened terms.

Personally Paul Christopherson served his community and church well. He was a past President and lifetime member of the Board of Directors of the Minnesota Orchestra. He was a Trustee of the Minnesota Episcopal Foundation and longtime Senior Warden of the Cathedral Church of St. Mark in Minneapolis. At St. Mark's, the family donated two stained glass windows, one dedicated to music in the church, and the other to an institutionalized son, John. In addition, Paul was a trustee of Carleton College for seventeen years and a member of the Board of the Guthrie Theatre Foundation.

Paul is survived by his wife, Edna, and three children, Paul, David and John. No greater contributions to a firm and a community could be made than Paul's to Faegre & Benson and Minneapolis.

NORMAN CARPENTER

IN MEMORIAM

JAMES H. COLWELL

June 24, 1916 — September 3, 1987

James H. Colwell, born in St. Paul on June 24, 1916, lived in and around the Twin Cities throughout his life. Jim and sisters, Gail, and Pat were the children of Harold and Loretta Colwell. Jim attended West High School in Minneapolis. He often reminisced about long and rugged canoe trips he had taken with West High buddies into the northern Minnesota and Canadian wilderness. Jim even took his beloved dog, Mike, along on some of the trips.

Jim attended the University of Minnesota where he met Mary D. Savage whom he later joined in a marriage that spanned 42 years — rich with joys and sorrows. He went out for the Gopher's wrestling team in his sophomore year and finished 3rd in the Big Ten. Also during his University years he led a YMCA group.

Jim graduated from the University of Minnesota Law School in 1939. He was a member of the Phi Delta Phi law fraternity. In his early years of practice, Jim worked for insurance companies settling or litigating accident claims. He also served briefly as a Justice of the Peace.

Jim entered the Navy in 1942. He flew PBV's, or "Black Cats" in the Pacific theater. He was fiercely proud of his service years and spoke fondly and often of the rich and varied experiences he had. Jim finished the war as a First Lieutenant.

He and Mary were married in May of 1945. Over the next six years they gave life to me and my three sisters and then located near Lake Minnetonka in Deephaven. They spent 36 years in the same house raising children and caring for extended family as the needs arose. Jim served his community by coaching baseball and as a youth leader and teacher at Trinity Episcopal Church. He and Mary served the church in many capacities during their long years of membership.

After the war, Jim began practicing law with Messrs. Noonan, Quealy, Sonnesyn, Derrick and Lund. They officed in the Midland Bank Building in Minneapolis for nearly 30 years. Jim moved with several associates in 1982 to the Sons of Norway Building near Lake Calhoun. He was a general practitioner and plied his trade with joyful passion. He relished a good fight and had great respect for the profession. He practiced law with compassion, skill, and common sense. His clients were important to him as human beings and many became longtime friends. They trusted and respected Jim. A favorite relaxation for Dad was to take clients, friends, or family out on Lake Minnetonka for long boat rides.

Jim had unabashed pride in his children and grandchildren, regaling whoever would listen with tales of their latest adventures, undertakings, or accomplishments.

James H. Colwell will be remembered for his humor, his integrity, his reaching-out-to others, and his intensity. He lived a full life and had the scars and laugh lines to prove it. The legal profession, his associates, friends, and family miss him in a very big way.

JAMES R. COLWELL

IN MEMORIAM
EUGENE PATRICK DALY, JR.

July 29, 1943 — January 7, 1988

Eugene Patrick Daly, Jr. was born on July 29, 1943, in Fargo, North Dakota. His family moved to St. Paul, Minnesota, where he attended Cretin High School and graduated in 1961. He went on to St. Thomas College where he earned his bachelors of arts degree in 1965. At the University of Minnesota Law School, he served on the Editorial Board of the Law Review 1966-1968, was elected to the Order of the Coif, and graduated cum laude in 1968.

Following graduation from law school in 1965, he clerked for Chief Judge Knutson of the Minnesota Supreme Court. Following this he entered the private practice of law, and became a principal in the law firm of Mullin, Swirnoff, Weinberg and Daly, and later became a principal and director of the Minneapolis law firm of Gray, Plant, Mooty, Mooty & Bennett, P.A. Gene developed a multi-faceted expertise of corporate, tax and insurance law that few lawyers could hope to achieve.

Gene never lost his desire to learn and to teach others in these complex areas. For many years he served as adjunct professor of law at the University of Minnesota, teaching classes with Dean Robert A. Stein. He lectured extensively during his entire practice, and in 1987 alone gave over 17 lectures, including one in Switzerland. He was a tax commentator for many years on WCCO radio with Boone and Erickson. Although his answers were accurate, he added humor to that program. One always came away wondering how he knew the answers to such a wide variety of tax issues.

Writing articles in his specialty is another activity that Gene excelled in. He wrote articles for Compensation Planning Journal (Tax Management, Inc.), CLU Journal, Taxes, The Tax Magazine, and many more. His articles were always clearly written and authoritative.

Gene was an active member of many professional organizations, such as the American College of Probate Counsel and the Association for Advanced Life Underwriting. He was Chairperson of the Tax Section of the Hennepin County Bar Association.

Gene pursued a wide variety of interests. One of Gene's recreational activities was running. He participated in a number of marathons, and ran the Twin Cities marathon in 3½ hours. He was active in his church, Catholic Church of the Resurrection of Minneapolis, and served on the Board of Directors of the Children Home Society of Minnesota and of Ensemble Cappriccio, a string ensemble that has played at the Walker Art Center and around the country. He was active in many other charitable causes.

Gene was survived by his wife Bonnie, his daughters Elizabeth and Kathryn, his parents Eugene P. and Lucille K. Daly of St. Paul, and two sisters, Debbie Filla and Peggy Daly.

Gene was a leader and a man of wit, intelligence, and integrity. He had an ability to explain the most abstruse subjects in plain english and add humor to the dullest subjects. Gene was a true friend and touched many lives. His warmth, laughter, generosity and friendship will be dearly missed.

BRUCE GRUSSING

IN MEMORIAM
THOMAS V. FIRTH

December 10, 1939 — January 21, 1988

Tom Firth was born on December 10, 1939. He was raised in Minneapolis, and he graduated as the co-valedictorian of his class at Washburn High School in 1957. After high school, Tom attended Yale University where he received a degree in English literature in 1961. Tom was a member of the Phi Gamma Delta fraternity at Yale.

Tom was graduated *cum laude* from the Law School at the University of Minnesota in 1964. He then served as a clerk for Minnesota Supreme Court Justice Walter Rogosheske. Tom's formal education was not over; however, and he also received a Master of Laws in International Law from New York University in 1968.

Tom was associated with a Twin Cities law firm for two years after his judicial clerkship, and he then joined the Office of Foreign Direct Investments in Washington, D.C. He returned to Minneapolis in 1969 when he joined the law department at General Mills as an international lawyer. Tom opened his own firm in 1971, specializing in international law, business law, securities and finance. He continued in private practice until his untimely death.

Tom was active in international business issues. He was a long-time member of the Minnesota World Trade Association, where he served a term on the Board of Directors and as its President in 1978-79. Tom was also a member of the Council of the International Business Law Section of the Minnesota State Bar Association.

Tom Firth was a member of the Minneapolis Athletic Club. He encouraged his children to participate in sports activities, coaching youth baseball program teams for several years. He also loved the outdoors and Minnesota's Boundary Waters Canoe Area. He traveled there on many occasions with his family.

Tom was regarded by his professional colleagues and by members of the international business community as a knowledgeable and personable individual. He was a leader of the international business and legal communities in Minnesota during an important and challenging period.

Tom was a devoted family man. Among his hobbies he included ambitious construction and remodeling projects on the family's residence in the Kenwood area of Minneapolis.

Tom Firth is survived by his wife, Kay, and by two children. They are Charlie, presently a freshman at Northwestern University and a member of his father's fraternity, Phi Gamma Delta, and Cassie, an eighth-grade student at Blake School. Tom is also survived by his mother, Edythe Firth Hardell of Minneapolis, and by his sister, Marjorie Murphy of Dayton, Ohio.

STEVEN J. TIMMER

IN MEMORIAM
JOHN L. GORMAN

March 29, 1931 — August 29, 1987

John L. Gorman was born in Ledyard, Iowa on March 29, 1931.

John was a fireman for the City of Minneapolis. He injured his back in the course of his duties which over his lifetime required two separate surgeries. He was therefore required to retire from the fire department because of his disability.

While working for the fire department, he completed his masters degree at the University of Minnesota in American Studies. He had previously received his undergraduate degree from the University of Minnesota where he majored in English. In 1973 at the age of 42, he entered Drake University Law School in Des Moines, Iowa. While at Drake, he served as an Associate Editor of the Law Review. He received his JD in 1976.

After graduating from law school, John opened his own office in Minneapolis which, under the circumstances, took a great deal of courage. Because of his age, many people assumed that he had been practicing law for a long period of time. He was forced to learn his skills the old fashion way — trial and error — and by relying on the help and advice of colleagues. Because of his eagerness to learn and his native abilities, he persevered and developed a solid general practice.

In many ways, John was also a pioneer in the practice of law. He was one of the first lawyers to advertise in the State of Minnesota — advertising his services for no-fault divorces. Advertising is now commonplace. When John started, it was novel and he provided a genuine service for many people who had never hired a lawyer before.

John was interested in public affairs and was always an astute observer of the political arena on the local, state and national levels. He was dedicated to helping people and assisting those who were less fortunate. He believed he could make a difference as a lawyer and often did. We, as fellow lawyers, will miss John because he did enrich our collective spirit; his clients will also miss him because he filled a void of providing legal help to many who otherwise would not have received it.

John is survived by his wife, Marion, his daughter, Catherine, age 12, and his son Sean, age 8, his brothers, Kenneth Germann of Minneapolis and Robert Gorman, of Land O'Lakes, Florida and his sister, Marie Bougetz, of Canoga Park, California.

LEWIS REMELE, JR.

IN MEMORIAM
CLINT GROSE

December 20, 1925 — August 20, 1987

Clint Grose: He was our teacher, he was our colleague, he was our friend. When Clint suddenly passed away from a heart attack on August 20, 1987, he left behind the respect and friendship of the hundreds of friends he made while practicing law in Minnesota for nearly 37 years. Clint's legal career began when he graduated from the U of M Law School in 1950 and was admitted to the Minnesota Bar later that year. Unbeknownst to many attorneys, this dedicated plaintiffs' lawyer's first job was as an adjuster with State Farm Insurance Company. Clint always credited State Farm with providing him with the investigative training that eventually made him a successful plaintiffs' lawyer.

In 1952, Clint left his State Farm job to open a law office with his long-time partner, John Von Holtum, in Worthington, Minnesota. This new law firm quickly established itself as a plaintiffs' personal injury firm, not only in the southwest but throughout Minnesota. Clint's success as a lawyer came because of his compassion and unwavering loyalty to his clients and friends.

As a strong advocate of victims' rights, Clint helped found the Minnesota Trial Lawyers' Association, serving as its 6th president. For many years, he served on the Board of Governors of MTLA, and served as Minnesota's representative to the Board of Governors of the Association of Trial Lawyers of America. He was an active supporter of the Trial Lawyers for Public Justice. He often served as a CLE lecturer and was always available to other attorneys to discuss and evaluate their cases or to otherwise provide counsel and advice.

Clint's life, however, extended far beyond his legal career. He often spoke of his high school and collegiate athletics, including the privilege of playing high school football under Coach Guzy at Edison High School in Minneapolis, and of having wrestled Vern Gagne for the Minnesota state high school wrestling championship. After serving as a naval pilot during World War II, Clint followed Gagne as the University of Minnesota's heavyweight wrestler. One of his most proud memories was having played football for Coach Bernie Bierman at the U of M. Throughout Clint's legal career, he remained an avid supporter of high school and U of M athletics, attending many Gopher games.

Among other activities, Clint was an assistant wrestling coach at Worthington High School, an avid tennis player, a fund raiser for the Heart Association, an active DFLer and he actively served his church and community.

Clint is survived by his wife of nearly 40 years, Drucella "Dee" R. Grose; his stepson, Roger Lillemoen (M.D. with Anesthesiologists Associates of St. Paul); John C. Grose (U. S. Navy); two grandchildren (Mark and Matthew Lillemoen); and his sister, Mildred Weber, of Nashwauk, Minnesota.

Clint was truly one-of-a-kind. His friendly smile and booming laugh will never be forgotten by those of us that were fortunate enough to know him.

WILLARD L. WENTZEL, JR.
SHAWN BARTSH

IN MEMORIAM
JOHN C. LAUBER

September 28, 1899 — November 25, 1987

John Lauber was a lifelong resident of Minneapolis. He attended Central High School and graduated from the University of Minnesota Law School in 1923. Although he officed with other attorneys, he was basically a sole practitioner. His practice was generalized in scope. He left his practice for eight years to run his father-in-law's company, Trap Rock Co. After he sold the Minneapolis based company, which manufactured crushed rock, he returned to private practice in 1948.

He was very proud of his profession. He was admitted to practice before the Minnesota Supreme Court and the U.S. Supreme Court. He was awarded the designation of "Senior Counsellor" by the Bar Association in celebration of his 50 years in practice.

During his life, John was active in several organizations. He was a member of the Minneapolis Athletic Club, Optimist Club, Twin City Cine Club, Minnesota Alumni Association, Grand Council of Cryptic Masons of Minnesota, Grand Lodge of Minnesota Ancient Free and Accepted Masons and Kappa Sigma Fraternity.

His hobby was photography including both photos and movies. He won several awards from the Twin City Cine Club. He was a member of the Photographic Society of America and found keen delight attending their national and international conventions where he made many friends.

John was interested in helping people and was a devoted family man. This enriched his life and served to broaden his circle of friends. We all, as members of his family, and others, have been enriched by his wisdom and unselfish life.

John is survived by a daughter, Dorothy Dee of Colorado Springs, Colorado; son, Harold G. Hitchcock of Salem, Oregon; six grandchildren and four great-grandchildren.

HAROLD G. HITCHCOCK

IN MEMORIAM

JOHN F. LAUE

July 11, 1932 — April 9, 1987

John F. "Jack" Laue, was born on July 11, 1932. He resided in the same neighborhood in South Minneapolis throughout most of his life, and was a member of Incarnation Parish. After attending Incarnation Grade School, Jack graduated from St. Thomas Academy in St. Paul. Jack then went on to the University of Minnesota, where he received both his Undergraduate Degree, and his Law Degree.

Jack served in the United States Marine Corp from June of 1956 through June of 1959. At the time of his discharge, he was a First Lieutenant. Jack and his family were proud of his military service. Throughout his post-military life, he remained true to the Marine Motto "Semper Fideles" (always faithful).

Jack was admitted to the Bar in 1965 and maintained his office at the Golden Valley Law Offices, specializing in personal injury, family and corporate law. Jack's honesty, refreshing wit, and professional demeanor made him popular with colleagues and clients alike. He had many repeat clients.

Jack was a positive influence on all who knew him. During his last illness, he still came to the office on a regular basis and kept up with his work. Even though he must have been in great physical pain, he continued to tell jokes and refused to allow his friends to feel sorry for him. During this most trying time of his life, he gave all of us a lesson in human dignity and courage. For that, we will always be thankful.

Jack was an avid reader. He particularly enjoyed ancient history and the physical sciences. Jack also loved to fish, and he enjoyed traveling. He dreamed of one day visiting the Holy Land.

Jack died on April 9, 1987. He was buried with full Military Honors at Fort Snelling National Cemetery. He is survived by his wife, Dianne M. Laue, his mother, Dolores R. Laue, his son, Attorney Robert P. Laue, and two daughters, Mary Sue Laue and Ann Laue. All reside in the Minneapolis area.

We all miss Jack, his hearty laughter and ready smile.

MARK A. MASICA

IN MEMORIAM
PHILIP J. LEVY

April 3, 1913 — February 25, 1988

Philip J. Levy was born April 3, 1913 and died February 25, 1988 of complications of an aneurysm at Methodist Hospital in St. Louis Park.

His place of birth was New Richmond, Wisconsin, but he grew up in Aberdeen, South Dakota.

He received his bachelor of arts degree from the University of Minnesota and graduated from the University's law school in 1937. At the university he was active in the Sigma Alpha Mu fraternity and was very active in collegiate activities, especially basketball.

He served in the Army military police during World War II. After the war he returned to his private law practice in the Plymouth Building in Minneapolis.

During his more than fifty years as a general practice lawyer in Minneapolis he was a member of the Hennepin County Bar Association, Minnesota Bar Association, American Bar Association, and was certified to practice before the State Supreme Court and in the federal court system.

An avid sports enthusiast, he loved to play golf and scored two holes-in-one in consecutive Hennepin County Bar Association golf tournaments. He also loved gardening and took great pride in growing things. His family garden had many plantings and in latter years he enlisted the help of Bachman's in tending it. He was an avid reader and devoured all legal journals which he loved to analyze as he read them. He was also absorbed with the life of Abraham Lincoln. Pictures and artifacts in his office reflected his high esteem of Lincoln who in many respects was his hero and idol.

He was a partner in the Nathanson, Bard and Levy law firm and shared an office with his son, Jeffrey, in the Norwest Midland Bank Building in Minneapolis. When that partnership disbanded in 1980 he worked in private practice with his son. He worked with great enthusiasm, starting early every morning, right up until the time of his last illness. He had a quick, perceptive and analytical mind and was enthusiastic toward life. His friends and family regarded him also as a good sport.

He was a former board member of Adath Jeshurun Synagogue. He is survived by his wife, Renee, whom he married in 1940, and sons Jim and Jeffrey. He was a devoted husband and father.

JEFFREY A. LEVY

IN MEMORIAM
WILLIAM L. LINDSTEN

March 26, 1900 — November 23, 1987

William L. Lindsten who was born March 26, 1900 died November 23, 1987, at his home in Minneapolis, his native city.

He practiced law from 1930 until his retirement in 1966, in the law firm of Cowling, Wolfe, Petzke and Lindsten.

He will also be remembered for his teaching career which he enjoyed from 1923 until 1930 — first as a superintendent of public schools at Columbia, South Dakota from 1924 - 1926, and then as a teacher of law at Central High School, Minneapolis. These teaching positions helped finance his study of law which was completed at William Mitchell College of Law in 1930. Shortly thereafter, he was admitted to the Bar and while conducting his own office for the private practice of law in the Midland Bank Building he continued teaching law at night for a while.

Among his memberships to civic organizations was his more than fifty year membership in the Bryn Mawr Masonic Lodge A.F. and A.M. No. 325. He was the attorney for the Bryn Mawr Lodge Holding Company for many years. He also held positions in the St. Anthony Turn Verein, Liberty Lodge No. 62, I.O.S., a large fraternal Swedish Organization. He served as P.T.A. President of the Bryn Mawr School and was an attorney for Carlton College, his Alma Mater, along with his associate Robert Cowling. He went to Carlton on a football scholarship which he earned as a member of the North High School national championship football team.

The Republican party knowing his interest in good government prevailed upon him to run for state representative in the early 1950s.

For twenty-five years, he attended meetings of the Great Books Foundation to read and discuss classics.

He was a lifelong member of the Minnesota State Horticulture Society and was especially interested in gardening. He was never more content than when he was planting, trimming his trees in the woods by his cabin at the lake, identifying a new songbird, watching the beaver build his house, or discovering a mushroom.

Perhaps his greatest enjoyment was his home, his family, and his friends to whom he extended his precept of living: "to do justly, to love mercy, and to walk humbly with thy God" (Micah 6:8)

Survivors include his wife Lillian, daughter Lynn Campbell and her husband Robert Campbell, three grandchildren James, Greta and Carla and nieces and nephews.

LILLIAN LINDSTEN

IN MEMORIAM
JOHN PAUL LOMMEN
March 13, 1927 — February 11, 1988

Although John will long be remembered as one of the country's top trial lawyers, to concentrate only on his skills as a lawyer would be to do him a disservice. John, who was well known for his aggressiveness as a lawyer, was equally recognized for his gentleness, his compassion and his concern. No problem was too small or too insignificant to merit John's attention. John had a zest for living that few can ever match. With boundless determination, wit, a smile and a twinkle in his eye he could find a ray of hope in any situation. John's philosophy was embodied in his favorite expression, "If someone hands you a lemon, make lemonade."

While the practice of law was John's primary interest, John weaved within that practice his love of anything mechanical or technical. One judge referred to John affectionately as "gadget man" due to his propensity to disassemble and reassemble exhibits in his courtroom. John's special interest, outside of the practice of law, was his houseboat, although to him the pride in its mechanical operation would often overshadow the simple joy of being on the river.

John was a lifelong resident of St. Paul and graduated from Central High School in 1944. He received his law degree from the University of Minnesota in 1950. John practiced with the St. Paul Street Railway Company, a predecessor of the MTC in St. Paul, until joining the Minneapolis law firm of King & MacGregor in 1960. That three person law firm was the predecessor to the law firm of Lommen, Nelson, Cole & Stageberg, P.A., over which John presided at the time of his death. John died on February 11, 1988, in federal district court in Minneapolis while delivering an opening statement in a jury trial.

John was active in a wide variety of legal organizations. He was inducted into the International Academy of Trial Lawyers in 1978 and later served on the Academy's board of directors and admissions committee. He was a member of the American Bar Association, Minnesota State Bar Association, Hennepin County Bar Association, American Board of Trial Advocates, Minnesota Defense Lawyers Association and the Defense Research Institute. He was recognized as one of the nation's top trial lawyers in the book "The Best Lawyers in America." John was also actively involved in the St. Croix Yacht Club.

John is survived by his wife, Betty; two sons, Peter and Paul; and a daughter, Penny Affolter. John is also survived by the members of the law firm of Lommen, Nelson, Cole & Stageberg who all miss their best friend.

KAY NORD HUNT

IN MEMORIAM
M. ARNOLD LYONS

June 3, 1911 — January 29, 1988

With the death of M. Arnold Lyons on January 29, 1988, the Minnesota legal community lost one of its most esteemed practitioners and scholars. Arnie Lyons loved the law; and he delighted in sharing his remarkable range of legal knowledge with others. For the colleagues who sought out his office, for the law students who crowded his classes, Arnie Lyons illuminated the law with clarity, wit and enthusiasm. His only greater love was that for his family: his beloved wife Vera, son David, and daughters Barbara and Lisa.

Born in Minneapolis in 1911, M. Arnold Lyons received his J.D. in 1934 from the University of Minnesota. For seven years he was a solo practitioner in Minneapolis. In the fall of 1941, "thanks to a happenstance meeting with Solly (Robins)," Arnie was invited to join Robins and his partner, Julius Davis. By the close of 1942, Robins & Davis had become Robins, Davis & Lyons. Initially hired as a litigator, Arnie was instrumental in expanding the firm's practice into corporate, tax and securities. It was upon this foundation that Robins, Davis & Lyons — today known as Robins, Zelle, Larson & Kaplan — evolved as a general practice firm.

In 1974, Arnie added a career in academia. With Robert A. Stein, present Dean of the University of Minnesota Law School, Arnie co-authored the definitive textbook: "Stein On Probate." He served two years as an adjunct professor at the University of Minnesota, and eight years as Distinguished Professor of Law at Hamline University Law School in St. Paul. Arnie's class in Trusts, Estates and Estate Planning, presented with both scholarship and imagination, was one of the most popular classes at Hamline Law. His students honored him three times as Professor of the Year. Hamline's rare books room bears his name. He, in turn, established the M. Arnold Lyons Scholarship, awarded annually, and in perpetuity, to outstanding Hamline legal scholars.

Arnie's philanthropy was also evident in his devotion to his community and his faith. He served a number of terms as president of Beth El Synagogue. He oversaw the temple's move from north Minneapolis to St. Louis Park, and was a key fund raiser for the temple's new addition. Arnie was a member of numerous professional organizations, including the American Arbitration Association, World Peace Through Law, and the American Judicature Society. He was recognized with listings in "Who's Who in America," "Who's Who in American Law," and "Who's Who in the World." In 1984 he was named Senior Counselor by the Minnesota State Bar Association.

At his eulogy, a poem was read: "The Measure of a Man." It said that a man is measured by what is in his heart. M. Arnold Lyons — at the soul of the firm he helped to found and nurture, and in the hearts of those who knew and loved him — will remain with us, in his measure, forever. We will miss the man, we will cherish his gifts.

GEORGE D. BRUST

IN MEMORIAM

JOHN E. McKENDRICK

September 17, 1939 — September 23, 1987

John E. McKendrick was born in September, 1939. When he died in September of 1987, the Bar lost a lawyer of high integrity and intelligence, a lawyer who was a credit to his profession; and everyone who knew him lost an example of how to face adversity with grace and humor.

Crippled by arthritis in early childhood, John went through Edina schools, St. John's University in Collegeville, William Mitchell College of Law, and a remarkable legal career, all of this, in a wheelchair.

His schoolmates remember how John would maneuver the chair by pedaling with nimble feet. It took two guys to collapse this machine and hoist it into the trunk of the car, while another would lift John into the front passenger seat (where he preferred to sit, so that he could see clearly everything that lay ahead of him). A night on the town after exams was never complete without John's warm company and gentle wit.

Whether it was a weekend evening on the town or over lunch in the First Bank cafeteria, we noticed how John lifted a glass with both hands; and we listened to his quips and his infectious laughter, until they lifted us all. During all those years he was with us, we were all of us like the guys in W. H. Auden's poem about September, 1939, for whom "the lights must never go out, the music must always play." During all those years, we had needed John, of course, as much as he had needed us.

John McKendrick was a sole practitioner during most of his professional career. His keen mind and sense of perspective permitted him to move adroitly from a probate to a real estate matter, from the organization of a small business to family law counseling. John helped himself and his fellow handicapped citizens by playing an instrumental role in the ramping of the sidewalks in downtown Minneapolis.

As the years went by, one could measure the growing success of John's law practice by the improved technologies on his wheelchairs. He was prone to remind you of the last election bet you lost to him and ask whether you had come around yet to discovering the right political party. The laughter again; and the hand extended to say hello, and then to say goodbye.

In the past few years, the arthritis began closing down on John. He completely lost the use of his hands, arms and feet. His wife and legal assistant, Mary, fed him physically and spiritually. John kept at his work until the very end, when his heart finally stopped last September.

John McKendrick's life was one of those ironic points of light in Auden's poem about September — flashing out to show, always, an affirming flame.

He is survived by his wife, Mary, her two daughters, Mary Beth Regelman and Beverly Chookiatirichai, two sisters, Sally Rudiselle of Milwaukee and Mary Jane Kinney of Minneapolis, and five grandchildren.

MICHAEL E. MURPHY

IN MEMORIAM
ROGER E. MONTGOMERY

June 3, 1940 — June 12, 1987

Roger E. Montgomery was born in Minneapolis into a long line of Minnesota attorneys. His family were Territorial Pioneers. His great grandfather, Thomas Montgomery, was a Civil War hero who later became a City Council member in early St. Paul. His grandfather, Edmund A. Montgomery, practiced law in St. Paul and later in Minneapolis, before sitting on the municipal bench for 10 years and the district court bench for 25 years. Roger's father, Edmund T. Montgomery, practiced law in Minneapolis with the firm of Richards, Janes, Montgomery and Cobb until his own retirement. Roger himself practiced as a member of the Minnesota Bar for 22 years, since graduating from Harvard Law School in 1965 and being admitted to practice in Minnesota that same year.

Roger and his father shared many interests in addition to the law; both were very artistic. Edmund was an engraver and watercolorist, Roger a musician. Roger successfully entered piano competitions as a youth; later as a student at Amherst College, Roger sang in the Madrigal Singers and the Amherst Chorus. He toured Europe during the summer of 1962 with the Amherst-Smith College Choirs. On returning to Minnesota after his studies, Roger joined the Bach Society, later becoming a member of its Board of Directors.

Roger had a strong commitment to public service. He was active in Independent Republican state politics in his post-college years. Under Governor Harold LeVander, he joined the Minnesota Attorney General's office as the first Chief of the Antitrust Division. More recently his interest in local politics drew him to a heavy commitment of time and energy as President of the Lowry Hill neighborhood group where he served as an active member of its Board (1980-1987). As a member of Plymouth Congregational Church he served on the Board of Deacons. He was also a longtime member of the Lafayette Club where his father before him had served as officer and director.

Roger's activity in the Minnesota Bar paralleled his eight years in the legal department of the Pillsbury Company (1970-1978). In 1977 Roger was President of the Corporate Counsel Association; in 1978 a member of the Board of Governors; in 1979 a member of the Long-range Planning Committee.

In the past few years, Roger's interests and energies returned to the study of subjects which had fascinated him as an undergraduate at Amherst, namely, history, religion and philosophy. Roger's 1962 honors thesis was an analysis of the theories of a mid-19th century German philosopher. Recently, Roger began again delving into philosophy, writing essays and short drafts for his own interest. At heart, Roger was a scholar, happiest reading complex theories and writing reflections on these theories.

His sudden demise was a shock to friends, colleagues and family. His loss to the community, his neighbors and family will be felt over the years ahead.

DIANE B. MONTGOMERY

IN MEMORIAM
ROBERT DALTON MOSS

October 17, 1917 — November 10, 1987

Bob Moss was a native Minneapolitan and a graduate of West High School. He graduated from the University of Minnesota in 1939 and obtained employment with the Oliver Iron Mining Company at Hibbing. During World War II he served as an aviation supply officer on the escort carrier Marcus Island, attaining the rank of lieutenant, s.g. After service he entered the University of Minnesota Law School graduating in 1948. He then served as an assistant attorney general with the Minnesota Department of Taxation. In 1952 he joined Federal Cartridge Corporation as its general (and then only) counsel. At the time of his retirement from Federal in 1983 he was a director of the corporation and vice president of legal affairs. He was also a trustee and assistant to the president of the Olin Foundation. He is survived by his son, Cary D. Moss and four grandchildren.

That is the summary of his career but not its substance for Bob Moss was a unique man. He once told me that the people at Federal were different. That was certainly true and particularly true of Bob Moss. Bob was the finest "in House" counsel I've ever known. He always avoided the tunnel vision that sometimes afflicts a lawyer who has only one client. He considered himself to be, and acted as, a lawyer who happened to be employed by a corporation and not the employee of a business corporation who happened to be a lawyer. Any attorney considering a career in a corporate legal department would profit from the example of Bob Moss. He knew the value and importance of independent judgment and acted accordingly.

When Bob was interred at Sunset Memorial Park, a bag piper in kilts approached the grave from the distance playing an old Scottish hymn. It was very different. Bob Moss would have loved it — he was very different too.

CHARLES L. HORN

IN MEMORIAM
CLIFFORD G. NELSON

March 3, 1911 — May 21, 1987

Clifford G. Nelson, or "Cliff" as he became more commonly known by his many friends and associates, first saw the light of day in the City of Minneapolis on March 3, 1911. He was born of Swedish parentage, and it was often said that one of his first acts was a motion to reconsider.

His early education and training, besides that received at home, was in the public system in the City of Minneapolis where he graduated from Roosevelt High School. He went on to continue his education at the University of Minnesota, but his effort to continue his education at that time was interrupted by the advent of World War II.

So he enlisted in the armed services of his country at Fort Snelling on September 8, 1943, and served with distinction with the United States Army in the Pacific Theatre. He served in New Guinea, the Southern Phillipines, the Bismark Archipelago and Luzon. According to his service record he received a ribbon for the Phillipine Liberation with a bronze star, an Asiatic (Pacific Theatre) service ribbon, and a good conduct medal. He received an honorable discharge from the armed services at Camp McCoy, in Wisconsin, on December 31, 1945.

In the meantime, and prior to his association with the armed services of his country, he took as his wife, Helen Marie Lejeune, on October 3, 1940. From this union a daughter Karen was born on February 12, 1943. And a son Paul was born on December 1, 1949. All three have survived Cliff and are residing in Minneapolis.

Upon his return to Minneapolis from the Army, Cliff continued his education by attending the Minneapolis-Minnesota College of Law, a predecessor of the William Mitchell College of Law. He graduated from that school with the class of 1948 and was duly admitted to the practice of law in the State of Minnesota. He began his practice in New York Mills, Minnesota, and after 7 years in that community, returned to Minneapolis where he continued a general practice until his death on May 21, 1987. Among his peers he was known as a diligent and well prepared lawyer and as a tough but fair adversary. In his later years he specialized in Worker's Compensation matters.

For recreation Cliff enjoyed a good game of golf and was an ardent ice skater. Cliff will be missed by his many friends and associates.

CARL F. DEVER

IN MEMORIAM
JUSTICE C. DONALD PETERSON

February 2, 1918 — December 19, 1987

Born in Minneapolis, C. Donald graduated from Minnehaha Academy, North Park Junior College in Illinois, and the University of Minnesota. In 1941, he graduated with honors from the University of Illinois Law School and was admitted to practice in Minnesota. He was admitted to practice before the United States Supreme Court in 1950.

In 1946, after serving in the U.S. Army Air Corps during World War II, C. Donald commenced his twenty years of practice with the Howard, Peterson, LeFevre, Lefler and Hamilton law firm. In 1951, he was recalled to service during the Korean War. He served as the senior legal officer in Tokyo, and represented the Air Force on the Japanese-American Commission in negotiating the Security Treaty's civil and criminal jurisdiction over military forces stationed in Japan.

In 1958, C. Donald was elected to the Minnesota House of Representatives. During his first term, C. Donald was selected by his colleagues as the outstanding first term representative. During his second term, he was chosen as the assistant minority leader. In 1962, C. Donald was the Republican candidate for Lieutenant Governor.

On January 3, 1967, C. Donald was sworn in as an Associate Justice of the Minnesota Supreme Court. Having originally reached his office by popular election, C. Donald was re-elected for three more terms, becoming the most senior member of the Court. After 19 years on the Court, C. Donald retired on January 6, 1986. Following his retirement, a book, *The Professional, Public & Judicial Career of C. Donald Peterson*, was dedicated to the Minnesota State Law Library in his honor.

C. Donald was active in the community. He served as the chairman of the Minnesota News Council for 10 years, and received the "Distinguished Service to Journalism Award" from the Minnesota Newspaper Association. He was a past chair of the University of Minnesota Law School Board of Visitors; an active advisor for the YMCA Youth-in-Government program, and a member of the Minnesota Commission on the Bicentennial of the U.S. Constitution, the Minnesota Bar Association and the ABA. He served as an elder and a past president of the congregation at Christ Presbyterian Church. He received the American Swedish Cultural Foundation's John Hanson Award "for Excellence in Public Service," and received "Distinguished Alumnus" awards from Minnehaha Academy and North Park College.

On December 19, 1987, after a 19-year battle with lymphoma, C. Donald died at home surrounded by his family.

C. Donald's many activities and awards reflect only a part of the man. C. Donald was a man of deep Christian faith, unwavering integrity, great intellect and a quick wit. He was a loyal friend and a dedicated and loving family man. He is survived by his wife of 35 years, Gretchen (Palen) Peterson, and his two daughters, four sons and two sons-in-law, including Barbara and Rodney Burwell, Todd and Scott Peterson and the four undersigned attorneys.

CRAIG D. PETERSON
MARK B. PETERSON
POLLY PETERSON BOWLES
DANIEL L. BOWLES

IN MEMORIAM
THOMAS C. SMITH

October 19, 1931 — October 12, 1987

After a long-fought battle with Parkinson's, Thomas Claude Smith died on October 12, 1987.

Tom was born on October 19, 1931 in Cherokee, Iowa. He graduated in 1949 from Central High School in St. Paul, where he was "all city" on the football team. Shortly after high school, he, like many young men of that time, joined the service by enlisting in the United States Marine Corp. He fought with the First Division in Korea. He was in the military from 1951 to 1954 and earned the Bronze Star with a "V" for valor, as well as receiving a Purple Heart. Returning to Minnesota at the end of his enlistment, he graduated from the University in 1958. Tom then went on to receive his Juris Doctorate degree from William Mitchell College of Law in May of 1962, and was admitted to practice that same year.

Tom Smith started the practice of law as a prosecutor in the San Francisco area, returning to Minnesota in 1968 and engaging in personal injury trial practice in St. Paul with Michael Kampmeyer. In 1973, Tom joined the Hennepin County Attorney's Office and remained with that office until June of 1983 when he received a medical retirement. He was a renowned trial attorney, handling many homicide cases for the State. While with the County Attorney's Office, Tom participated in an exchange program with the Hennepin County Public Defender's Office. Through his ten years in government practice in Minneapolis, he established many friends in the prosecutor ranks, the defense ranks, the court, and court administration.

He particularly liked camping, fishing, and cross country skiing. He was a voracious reader of books, particularly those recounting historical events. On many nights a group of us would get together for a friendly game of poker. Tom would always appear with a half-full money pouch. Invariably he would leave with a full money pouch, and the rest of us none the wiser!

Although his illness had a debilitating effect, both physically and mentally, Tom was resolved not to yield without a fight. He was insistent on continuing physical exercise of all forms, and was adamant in retaining his social connections. All who knew him were amazed at his fortitude and strength of character. Tom Smith is survived by his wife, Sandra; his mother, Teresa Smith of Cherokee, Iowa; his sister, Teresa Stead, of San Mateo, California; his brother, Dennis Smith, of Castro Valley, California; and seven children, Thomas, Jr., Monica, Kevin, David, Christine, Patrick, and Kiersten. We miss him and are all grateful for having had the opportunity to know him and have him call us "friend."

WILLIAM B. EDWARDS

IN MEMORIAM
C. WILLIAM SYKORA

August 8, 1913 — May 6, 1987

C. William "Bill" Sykora was born on August 8th, 1913 in Breckenridge, Minnesota. He died in Minneapolis on May 6th, 1987.

Bill became aware that he was terminally ill in March, 1987 and had several weeks to philosophize and conjecture about his life and his anticipated death. He spoke freely about his pleasant memories, his occasional regrets, and his fears. Those who have listened to many of what Bill called his "canned lectures" will realize the particular delight he took in dispensing wisdom during the last weeks of his life. He was amused when his family teased him about the special credibility he gained by lecturing from the deathbed pulpit.

Bill attended school in his hometown of Breckenridge through high school and then attended the North Dakota State School of Science. After graduation there, he moved to Minneapolis and attended the Minneapolis College of Law. He was awarded his LLB in 1938. During his law student days, he developed a strong interest in legal education and continued his association with the law school as an instructor and as an administrator and was a catalyst in bringing about the merger of the Minneapolis and Minnesota Colleges of Law in the early 1940's. His legal career was interrupted by service in the Army during World War II and he achieved the rank of Captain. Upon discharge from the Army, he returned to Minneapolis and entered private practice and at the same time served as assistant dean and registrar of the Minneapolis-Minnesota College of Law and was one of a small group of dedicated lawyers and judges who worked toward, and brought about, the merger of the Minneapolis-Minnesota and the St. Paul Colleges of Law into the William Mitchell College of Law.

In 1958 he became a juvenile court referee and was appointed judge of Municipal Court in 1962. He was a thoughtful judge with a gruff exterior. He enjoyed his reputation as a lecturer; he believed that anything less was "justice by vending machine."

Judge Sykora was the primary drafter and proponent of the Minnesota petty misdemeanor law which the legislature adopted to create a fairer and simpler mode of disposition of minor traffic offenses.

Judge Sykora firmly believed that citizens had a responsibility to each other to improve society. He served for many years as a member of the Minneapolis Fair Employment Practices Commission, he was a founding member of the Citizens League of Minneapolis, he was a member of the Board of Education of the Archdiocese of St. Paul and Minneapolis, and a member of the Hennepin County Association for Mental Health. He willingly helped other civic groups.

He is survived by his wife, Elizabeth; his two daughters, Ann and Joan; his son, Robert; his sister Alice Burke and his brother George; and his three grandchildren, Brian, Rachel and Lauren.

Bill's contributions to the law, to legal education, to his family and the community are monuments to this gentle and compassionate man.

DOUGLAS K. AMDAHL
ROBERT WM. SYKORA

IN MEMORIAM
CLARENCE J. WAGNER

July 9, 1905 — March 1, 1988

Clarence J. Wagner, a former Minneapolis attorney, died at his home in Lighthouse Point, Florida on March 1, 1988.

Born in St. Paul, Minnesota on July 9, 1905, he was the son of George H. and Helen Jasper Wagner. His father, a railroad employee, also owned a soap company, where young Wagner worked during his early years. The family later moved to North Minneapolis, where he attended Ascension Grade School and De LaSalle High School. Wagner graduated from St. Thomas College in 1928, and from the Minnesota College of Law, now known as William Mitchell College of Law, and was admitted to the bar in 1932.

He played football while at St. Thomas, sustaining a hip injury that resulted in extensive hospitalization during the first years of his practice, and left him with a limp for the rest of his life.

An accomplished piano player, Wagner, during his college and law school days, performed in a studio orchestra at various radio stations around the Twin Cities, utilizing his talent to fund his education.

He founded the law firm of Wagner and Bailey, which was succeeded in 1963 by Wagner & Johnston, and in 1971 by Wagner, Johnston & Falconer; and although he moved to Lighthouse Point, Florida in 1968, he remained of counsel to the firm up until the time of his death.

Throughout his law career, the thrust of his practice was in the area of creditor relations, and he served as general counsel for the North Central Credit & Financial Management Association for approximately 30 years. During that time, he also served on the board of directors of a number of other corporations, was a vice-president of Murray's, Inc., and served as the president of the State Bank of Mound subsequent to its founding.

In 1952, he was elected president of the Commercial Law League of America, an organization consisting of commercial lawyers and commercial collection agencies nationwide. He was the first lawyer from Minneapolis to hold that office.

Active in various golf clubs in the Minneapolis area, Wagner served as president of the Minneapolis Golf Club in the early '50s.

His wife, Hilaria (Larry) Pontius, preceded him in death in 1987. They had been married 52 years. He was also preceded in death by a son, Thomas G. Wagner.

He is survived by a daughter, Mary Wagner Eitel of Excelsior, a son, Charles J. Wagner of Minneapolis, who is also a member of the Minnesota Bar, and by five grandchildren.

DON R. JOHNSTON

IN MEMORIAM
IRVING YOUNGER

November 30, 1932 — March 13, 1988

Professor Irving Younger was not born teaching the law in 1932; but he should have been. For thirty of his fifty-five years, this New Yorker turned Minnesotan taught the art of the courtroom and the intricacies of evidence law to more lawyers and law students than any teacher before him.

This President of his college theater group graduated magna cum laude from Harvard, was interested in Broadway, but headed for Washington Square and the study of law at New York University Law School. The future author of dozens of essays, articles, and books finished NYU in 1958, the Editor-in-Chief of its Law Review. His legal career was as varied as it was spectacular. He tried law suits for Paul, Weiss, Rifkind, Wharton, & Garrison, a large New York City law firm, and as a partner with his wife, Judith, in Younger & Younger. He served as an Assistant United States Attorney and was the youngest person ever elected to the Civil Court Bench in New York City. As a partner in Williams and Connolly of Washington, D.C., he tried some of the most important cases of the 1980s.

But mostly he was a teacher. Law students at New York University, Columbia, and Cornell, where he held an endowed chair, Harvard, and Minnesota, where he held the Marvin J. Sonosky Chair in Law from 1984 until his death, had the rare good fortune to sit in his classes. His reputation and acclaim, however, were national. The advent of video tape brought the magic of the man described by the New York Times as partly "a Shakespearean actor and partly a stand-up comic" to virtually every law school and every trial lawyer in America. More than 10,000 video and audio tapes demonstrate his rare gift to make the complex understandable and the principle memorable. He delighted while he taught.

This man who knew as much of James Joyce as he did of the law of evidence and cared as much for classical music as he did for the courtroom, brought a broad perspective to the education of future lawyers. Following his last class at the University of Minnesota Law School — one short week before the end of a three year battle with cancer — a student editorialist spoke for a nation of lawyers:

Professor Younger invariably began his classes with "OK gang, let's get to work." "Working" with him was a heady mixture of laughter and intellectual challenge.

He made his mark as a trial lawyer, a judge and a teacher. His students might expect him simply to say: "Ladies and gentlemen, there you have it."

Irving Younger died on March 13, 1988, at the age of 55. He is survived by his wife, Professor Judith T. Younger, of the University of Minnesota law faculty; two daughters, Abigail M. Younger and Rebecca Fanany; his mother, Jean Yoskowitz; a sister, Sondra Helfand; and two grandchildren; and countless friends and admirers in and out of the legal profession.

DEAN ROBERT A. STEIN
University of Minnesota Law School

HENNEPIN COUNTY DISTRICT COURT JUDGES

The Honorable George Adzick
The Honorable Peter Albrecht
The Honorable Pamela G. Alexander
The Honorable Patricia L. Belois
The Honorable John W. Borg
The Honorable Robert E. Bowen
The Honorable Kevin S. Burke
The Honorable Thomas H. Carey
The Honorable William B. Christensen
The Honorable Harry Seymour Crump
The Honorable Michael J. Davis
The Honorable David M. Duffy
The Honorable Chester Durda
The Honorable Eugene J. Farrell
The Honorable Patrick W. Fitzgerald
The Honorable Robert A. Forsythe
The Honorable Kenneth Jack Gill
The Honorable Isabel Gomez
The Honorable Myron S. Greenberg
The Honorable Daniel R. Hart
The Honorable Deborah Hedlund
The Honorable James H. Johnston
The Honorable Franklin J. Knoll

The Honorable Lalune T. Lange
The Honorable Steven Z. Lange
The Honorable Gary R. Larson
The Honorable Jonathan Lebedoff
The Honorable Roberta K. Levy
The Honorable Peter J. Lindberg
The Honorable Henry W. McCarr
The Honorable Eugene Minenko
The Honorable Ann D. Montgomery
The Honorable Cara Lee Neville
The Honorable Beryl A. Nord
The Honorable O. Harold Odland
The Honorable Allen Oleisky
The Honorable Dolores C. Orey
The Honorable Delila F. Pierce
The Honorable Charles A. Porter
The Honorable William S. Posten
The Honorable Sean J. Rice
The Honorable James D. Rogers
The Honorable Robert G. Schiefelbein
The Honorable John J. Sommerville
The Honorable Mary D. Winter

HENNEPIN COUNTY PROBATE COURT JUDGE

The Honorable Melvin J. Peterson

The Memorial book is presented to the families and friends of the deceased attorneys and members of the bench and bar 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.