

**State of Minnesota
County of Hennepin**

**District Court
Fourth Judicial District**

**Special Session:
Annual Hennepin County
Bar Memorial**

Convening of the Special Session
of Hennepin County District Court
Chief Judge Lucy A. Wieland
Presiding

Invocation
The Honorable H. Peter Albrecht
Hennepin County District Court

Introduction of Special Guests

Musical Selection
Dolce Wind Quintet

Recognition of Deceased Members
Sonia Miller-Van Oort, President-Elect
Hennepin County Bar Association

Remarks and Introduction of Speaker
Michael W. Unger, President
Hennepin County Bar Association

Main Address
Jon M. Garon, Dean
Hamline University Law School

Musical Selection

Memorials Presented to the Court
Thomas F. Nelson
Leonard, Street and Deinard

Presentation Accepted

Court Adjourned

Wednesday, May 2, 2007

Presented by the Hennepin County Bar Association

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SPEAKERS

May 2, 2007	Dean Jon M. Garon
April 26, 2006	Retired Judge Marianne D. Short
April 20, 2005	Chief Judge James M. Rosenbaum
April 21, 2004	Byron E. Starns
April 16, 2003	Judge Joan N. Ericksen
April 17, 2002	Daniel S. Kleinberger
April 18, 2001	Sheryl Ramstad Hvass
April 19, 2000	Associate Justice Paul H. Anderson
April 21, 1999	Dean E. Thomas Sullivan
April 22, 1998	Vance K. Opperman
April 23, 1997	Chief Judge Edward Toussaint, Jr.
April 24, 1996	Dean Harry J. Haynsworth
April 26, 1995	Judge Diana E. Murphy
April 27, 1994	Bernhard W. LeVander
April 28, 1993	Walter F. Mondale
April 22, 1992	Dean James F. Hogg
April 24, 1991	Judge Doris O. Huspeni
April 25, 1990	Frank Plant, Jr.
April 26, 1989	Allen I. Sacks
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.
Feb. 15, 1978	Clyde F. Anderson
Feb. 24, 1977	Edward J. Schwartzbauer
Jan. 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	Judge C. Donald Peterson
May 28, 1968	Judge Harry A. Blackmun
May 25, 1967	Sidney S. Feinberg
May 26, 1966	Associate Justice George M. Scott
May 27, 1965	William H. DeParcq

INVOCATION

Lord, maker of all that we know, maker of the infinite that we do not and cannot know, we have come here to honor those who have passed before us. They were our family, our friends, our adversaries. Please hear this prayer and be with us today.

Some of us, the leaders of the bar, attorneys and many of the judges present, have been at this ceremony before. Others of us are family members who have come to this memorial in order to witness this profession honor and pay tribute to its colleagues. All of us share a common grief.

We remember those for whom we have come today. We are your colleagues, your husbands and wives, your children, and your parents. This is our sorrow:

We are your colleagues. We worked with you. We were adversaries and tried cases against you. We knew you well. We respected your word. We will miss you.

We are your husbands and wives. How do we continue and move forward without you, our partners? We fought with you. We fought for you. We may have never been angrier than we were with you. We have never loved more, been loved more, forgiven and been forgiven as we have with you. We made plans with you that we worked towards and that came to be. We made plans that now will never come to be. We are now trying to learn how to live and plan without you.

We are your children. How do we now stand completely on our own? To those of us who are very young, it is unimaginable. For those of us who are adults, yes, we are making our own independent decisions, but there was always this intangible, grounded sense of security in knowing that you were there if we needed your advice, your wisdom and your experience. We now continue in our own lives, more alone, as we must.

And, finally, we are your parents. We are the fewest in number, but no sorrow is greater than ours. We bore you or received you. We raised you. We taught you. Your dreams were our dreams. Your accomplishments were our greatest pride. Your failures were our heartaches. Our hearts have been truly broken by your passing before your time. Before our time.

Please God, help ease our sorrow. Help us accept our loss. Grant us peace of mind. You have made us resilient. You have made us stronger than we ever thought possible. By your design we will find our way. But our greatest need is to know that you will receive and protect our loved ones into your presence for all eternity. For this request, most of all, please hear our prayer.

Amen

Again, I look to my tradition, where the Torah teaches, "tzedek tzedek tirdof -- Justice, justice shall you pursue." This most ancient code of judicial and legal conduct begins with a clear admonition that justice is not simply a commodity to be provided; it is a call to action that the entire nation must uphold. A call to action heeded by many we remember today.

The Methodist tradition - my university's tradition - uses an equally compelling formulation. Speaking to the Galatians, Paul explains "you were called to freedom... do not use your freedom in self-indulgence.... Use your freedom as an opportunity through love to become slaves to one another by loving one another as your neighbors." (Gal. 5:13-14). Again, the love of one's neighbor and the service to one's neighbor is a theme for those to whom we pay tribute.

In both these traditions, we find the values that bring our community together. The twin values of love of one's neighbor and the pursuit of justice combine to define our legal community and the highest ideals for which we strive. If we can inculcate these ideals into the next generation we will have achieved our highest goals, and if we can be remembered for having lived according to these precepts, then our lives will be remembered for a blessing.

John Wesley reminds us not to give way to grief when we recall those who are no longer with us. "And our Lord accordingly commands us, even when the severest loss befalls us ... to 'rejoice, and be exceeding glad.'" When we remember the members of our legal community who have fulfilled a life of justice and love in service to our neighbors, we can rejoice in the life and legacy they have left, despite the pain of their loss.

So we return to the words of solace. May we find comfort among the mourners of our community that we may rejoice in the great legacy our friends and colleagues have left for us. Together we will find comfort.

DEAN JON M. GARON

MEMORIAL ADDRESS

May it please the Court, members of the judiciary, fellow lawyers and the families and friends of those whom we honor and remember today:

Today we celebrate the legacy of a group of remarkable individuals who will be missed from our community. I am deeply honored and humbled to be graced with the opportunity to introduce this session.

As a dean, it is one of my most painful duties to share in the consolation of mourners for losses in the families of my students, colleagues, friends, and our university. Words are hard to find which express my sympathy and provide meaningful solace. To help, I rely on a phrase traditional to my religion, "May G-d comfort you among the mourners of Zion and Jerusalem."

In its traditional meaning, we call upon the mourners of Zion and Jerusalem to remind us of the shared memory of those who have gone before us. Every generation has suffered its own great losses, but transcendent moments in history create a collective memory that allows us to share our sorrow. Methodism founder John Wesley similarly harkened his sermons back to the mourning of King David to teach us how to manage our mourning and find comfort. In this tradition, we highlight those periods in history where the loss was shared by the entire community.

In this way, the phrase highlights its second meaning. We seek comfort within our community, among those who have known our grief, and more importantly among those who share our memories and regard for the departed. Grief is isolating, lonely and corrosive. Memories are communal, celebratory and renewing. When we seek comfort among the mourners of our community, we embrace the need to be part of something greater and to emphasize hope rather than loss.

Among the judiciary, lawyers, and educators gathered here, I can think of no greater community to celebrate the lives of those we remember this year. The lives, work and commitment of those we remember are as diverse as our community from which they come. Yet the profession's ideals shine through in each, and each ties his or her legacy, at least in part, to the idealism and beliefs that bring each one of us together.

I am reminded of President Lincoln's transcendent words on the battlefield of Gettysburg. "It is for us the living, rather, to be dedicated here to the unfinished work which they who fought here have thus far so nobly advanced." Those who we remember exemplified our community, fought for its ideals, and left much work unfinished. The simple fact that we are here together reflects that their work was not done in vain.

When I think about the best way to teach law students to value our profession, I wish I could bring them all to this service. What greater way do we have to show our communal belief in our profession, than to remind the newest members of our community what we hold most dear? I doubt that many memorials will focus on who achieved the highest billable hours in a year, who heard or tried the most cases, or who filed the greatest number of motions. These milestones may have held personal resonance at times, but they are not the values we share as a community, and it is only our communal values that serve as a memorial.

IN MEMORIAM

CHARLES B. ANDREWS

August 5, 1936 – November 4, 2006

Charles B. Andrews graduated from Chisago Lakes High School in 1954. He went on to attend the University of Minnesota, where he received a bachelor of arts degree in history in 1958. While on the campus, he was a proud and active member of Phi Delta Theta fraternity.

Upon graduation, Charlie enrolled in the Coast Guard Academy Officer Training School and served for two years on active duty. He then returned to the University of Minnesota Law School and earned his law degree in 1963. He continued to serve as an officer in the Coast Guard Reserve for 11 years.

He began his career as an attorney in private practice and then moved into the corporate world as a general counsel for Medical, Inc. He became executive vice president of that company. Later, he again returned to private practice.

Charlie dedicated his life to many things, including the Basilica of St. Mary in Minneapolis. Over his many years of commitment to the church, he served as a member of the finance committee, as president of the parish council, chair of the Restoration Campaign and as a trustee from 1995 to 2003.

He was a member of the Kenwood community for more than 40 years. During that time, he enjoyed his role as an adoptive grandfather to neighborhood pets and youngsters alike, giving love and treats to both.

Among his life's simple pleasures were his wife's apple pie, a good game of bridge and a winning Minnesota Vikings season. Charlie will always be remembered for his feisty spirit, his sharp mind and his quiet but undying love for his family.

He is survived by Mary Andrews, his wife of 42 years; and his children, Elizabeth, Katherine, Michael, Jane and Margaret.

THE FAMILY OF CHARLES ANDREWS
ROBERT J. BEUGEN

IN MEMORIAM

JERILYN KAY AUNE

November 10, 1955 – April 28, 2006

Jerilyn Aune was born and raised in Rochester, where she graduated from Mayo High School. In high school, Jeri played both volleyball and basketball. She worked with the Special Olympics and was involved in band and orchestra. As an honor student, Jeri earned a National Merit Scholarship, which she used at Gustavus Adolphus College in St. Peter.

Jeri spent two years at Gustavus, and then finished her undergraduate degree at the University of Minnesota. After graduating from college, she moved back to Rochester and took a position as a technical writer for IBM. During this time, she also coached a hockey team of young boys who won the championship that year. Jeri later moved back to the Twin Cities and attended law school at the University of Minnesota.

After graduating from law school in 1985, Jeri became an assistant attorney general with the Minnesota Attorney General's Office. She worked under both Hubert H. "Skip" Humphrey and Mike Hatch. Jeri represented state agencies, including the Department of Revenue, the Department of Natural Resources and the Minnesota Indian Affairs Council.

Jeri developed an expertise in Indian law after representing the State of Minnesota in complex litigation involving hunting and fishing rights of the Mille Lacs Band of Ojibwe under the Treaty of 1837. Jeri was frequently consulted and made presentations around the state on a variety of Indian law issues ranging from jurisdiction to conflict resolution. She also started the Indian Law Roundtable to help improve communication between the Native American population in Minnesota and the Attorney General's Office.

Jeri was known for her intelligence and unparalleled writing and speaking abilities. Friends also remember her artistic skills, her love of John Lennon's music, her sense of humor, her direct manner of communication, her determination to live life to its fullest and her ability to be a good friend.

Jeri was known for always having a smile on her face, no matter how hard the circumstances. Her mother, Jean, describes Jeri as the kind of person who "excelled in everything she did" and "enjoyed doing many things." Jeri remained active, teaching Sunday school, participating in Big Brother-Big Sister and playing on volleyball teams.

Jeri also made sure that her own daughter, Betsy, had an opportunity to try many things. Jeri's daughter is now a successful fencer, who also loves the outdoors just like her mother did.

Multiple sclerosis forced Jeri into an early retirement in early 2005. She died unexpectedly from complications arising from multiple sclerosis at the age of 50 on April 28, 2006. Jeri is survived by her daughter, Betsy Bayliss; parents, Richard and Jean; brother, Steve and his wife Cathy; and sister, Susan. She was preceded in death by her brother, Mark.

BARBARA JEAN D'AQUILA
PATRICK R. MARTIN

IN MEMORIAM
ROBERT CLIFFORD BAKER

May 21, 1924 - December 19, 2005

Robert Baker was born to Charley and Alice (Fods) Baker, and spent his early years in Madison, South Dakota; Austin, Minnesota; and Wausau, Wisconsin. He was a graduate of Wausau High School (1942), the University of Minnesota (1948) and the George Washington University Law School (1952). Bob loved music and played the cornet with both his high school band and a dance band called the "Top Hatters," which he thoroughly enjoyed. He worked his way through law school, and later convinced his son, Bill, and his wife, Vera, that if he could accomplish that, they could too. Robert was supportive and proud of their efforts when they attended and graduated from law school.

During World War II, Bob served in the South Pacific. During the Korean War, he was a patent attorney for the Army's Office of Judge Advocate General. A First Lieutenant, he earned both the Army Occupation Medal (Japan) and the National Defense Medal.

Bob spent more than 50 years in the private practice of patent, trademark and copyright law in Minnesota. Beginning in 1954, he was associated with the firm of Carpenter, Abbott, Coulter & Kinney. He later started his own firm, and he practiced with Vera from 1990 until his death. Bob never lost his interest in or enthusiasm for the challenges of intellectual property law. He considered retirement to be a fine idea for other people, but not something he wanted for himself.

However, he was not averse to an occasional afternoon of golf. He was a member of numerous professional associations and also enjoyed longstanding affiliations with the Midway Toastmasters Club, the Masons (where he served in 1981 as master of Macalester Lodge No. 290 in St. Paul) and the Shriners.

Bob's marriage to Vera (Sellin) spanned more than 28 years and was highlighted by extensive foreign travels. During these trips, they were often joined by his sister, Elaine Isherwood, and her husband, Clare.

In 1999, Bob underwent surgery for cancer, followed by chemotherapy. He wasn't the type to complain about health problems but instead considered himself lucky to be a survivor. The cancer recurred in 2005 and responded only temporarily to radiation treatment and further chemotherapy.

Bob is survived by his wife, Vera; and four children from his first marriage to Mary Joan Herdeman: Charles (wife, Karen; daughters, Catherine and Clare), William (wife, Lori; daughter, Madeline), Emily (husband, James Larson; son, Matthew; and daughter, Rebecca) and Beverly (husband, Kevin Farraher; daughters, Alexandra and Julia).

Bob treasured family reunions and celebrations and enjoyed wonderful relationships with his sister, Elaine Isherwood; brother-in-law, Clare; their daughters, Diane and Janet; and numerous relatives in South Dakota and elsewhere. He was preceded in death by his brother-in-law, Clare; and granddaughter, Angelica Farraher.

Family and acquaintances miss Bob's friendly smile and frequent laughter.

THE FAMILY OF ROBERT BAKER

IN MEMORIAM

KENNETH M. (KEVA) BENDER

May 31, 1916 – July 26, 2006

Raised in Eureka, South Dakota, Kenneth Bender, the son of Jewish North Dakota homesteaders, graduated from the University of Minnesota Law School in 1939. But this was only the beginning. After passing the bar exam (MN and SD) and practicing law two years in Rapid City, Kenneth Bender became the first World War II volunteer from McPherson County, SD. Despite his law degree, Kenneth entered the army as a private (Fort Snelling). Following basic training, he was selected for Officer Candidate School (Fort Benning, GA), becoming a "90 day wonder" (1941).

After training with his men as a 2nd Lieutenant in the 2nd Division, 38th Infantry (Fort Sam Houston, TX), Kenneth was promoted to 1st Lieutenant. The 2nd Division had further training (Camp McCoy, WI, and Michigan's Upper Peninsula, with maneuvers in 20-40 degrees below zero). Kenneth was then promoted to Company B Captain (200 men). Under his command, they headed overseas for training in Newry, Northern Ireland, and in Wales (after Norway's surrender). Kenneth also defended over 200 men in Army court martial cases.

Kenneth ("Chief") Bender's unit landed on Omaha Beach in Normandy on D Day + 1 (6/7/1944). For actions during his 68 straight days of combat, saving his surrounded company, Kenneth was awarded the Silver Star for gallantry by General Robertson. The citation reads, in part:

The competence, leadership and intrepid actions of this officer to infuse courage in his troops is in keeping with the highest traditions of armed forces of the United States.

Kenneth was also awarded 2 Purple Hearts, a Bronze Star, the Combat Infantry Badge and the French Legion of Honor Medal. Every Company B soldier was killed, captured or wounded by the War's end. Upon returning to the States as a Major, Kenneth worked for the VA (Seattle), declined an offer from the FBI and bought the Federated Department Store in North Minneapolis. For 53 years he provided clothing to the public, uniforms to the Ascension Church, and compassionate service to Veterans Home residents. Kenneth also invested in real estate.

Kenneth holds the record on Eureka, South Dakota's 1st golf course, was a forward on Eureka's basketball team, and was the ping pong/chess champion at Pioneer Hall (U of M). Kenneth Bender made the world a better place as the polite, honest gentleman he was, with his quiet strength, good advice, bright smile and laugh. He kept everything in perspective, saying "at least no one's shooting at you." He was 90, going on 70, driving, keeping up on current events, speaking at Boy Scout meetings and attending grandchildren's activities.

Kenneth Bender's selflessness, determination and appreciation of freedom served him, his family and our country well. He is survived by his wife of 52 years, Frima Gordon Bender; daughters and a son-in-law, all graduates of the U of M Law School, Nancy Bender-Kelner and Barry Kelner, and Rebecca Bender; grandchildren Marshall, Malcolm, Sage and Jackson Kelner, and Lincoln Bernhard; brother, Dr. David Bender; sisters, Frances Bernbaum and Bernice Ellison; and aunt, Frances Rievmann.

"We and all others who believe in freedom as deeply as we do, would rather die on our feet, than live on our knees," (Franklin Roosevelt). Kenneth Bender, and the other members of our armed forces, fought so we can live. Thank you, gentle soldier.

NANCY S. BENDER-KELNER
REBECCA E. BENDER

IN MEMORIAM

LAWRENCE C. BROWN

November 5, 1936 - December 8, 2006

The Minnesota Bar lost a well-known and consummate professional trial lawyer with the death of Lawrence C. Brown on December 8, 2006, following a short illness. Larry was born in Duluth in 1936. He graduated cum laude from the University of Minnesota Law School in 1960 and held a judicial clerkship with Minnesota Supreme Court Justices Lee Lovinger and Leroy Mattson before joining Faegre & Benson in 1961.

An officer in the U.S. Army Reserve, Larry was with Faegre & Benson for just a few months before he was called for active duty as the United States mobilized forces in response to the Berlin Crisis. Larry liked to say that he defended the Berlin Wall from Fort Devon, Massachusetts. Upon his release from active duty in August 1962, Larry returned to the practice of law and continued his service in the U.S. Army Reserve. He served as an officer in the JAG Corps until his discharge in 1967. Larry practiced law with Faegre & Benson for 35 years until he retired in 1996.

During his career, Larry tried between 75 and 100 lawsuits to conclusion, representing many of the leading businesses in Minnesota, including Bemis Company, Target Corporation, Norwest/Wells Fargo, Munsingwear, IDS, Cargill, Green Tree Financial and Piper Jaffray. Larry argued more than 50 appeals to various state and federal courts throughout the country. He successfully argued before the U.S. Supreme Court on behalf of The Minneapolis Star and Tribune Company, winning a decision that overturned a tax on newsprint imposed by the Minnesota Legislature. In 1981, he was inducted as a fellow of the American College of Trial Lawyers.

Larry was a technically superb trial lawyer. But perhaps a greater attribute was that while he engaged in trial work, he was unfailingly courteous, forthright and scrupulously honest. He had an unmatched gift for being able to reduce the most complicated financial transactions or business disputes into simple, easily understood concepts. He took the care and the time to serve as a mentor to succeeding generations of younger lawyers at Faegre & Benson. He painstakingly convinced them by example that through rigorous analysis and careful communication, "less" truly becomes "more."

The Hennepin County Bar Association awarded Larry its Professionalism Award in 1996. Larry's career traits of integrity, collegiality and civility not only created trust and respect among lawyers, but also promoted the resolution of problems in a way that served both the clients' interest and the system of justice.

Larry was an avid upland bird hunter. For more than 20 years, Larry organized a pheasant hunting trip to South Dakota for a group of family and friends spanning three generations.

In addition to numerous loyal friends and colleagues, Larry is survived by his wife of 36 years, Mary Kaye; son, Chauncey; and daughter, Paula. In accordance with Larry's wishes, arrangements will be made to establish a Lawrence Chauncey Brown Scholarship at the University of Minnesota Law School.

TOM KIMER

IN MEMORIAM

DAVID JOSEPH BYRON

January 23, 1942 – February 13, 2006

David Byron was born in Minneapolis on January 23, 1942, the fourth of five children born to John and Margaret Byron.

David grew up in southwest Minneapolis near Lake Harriet. He attended St. Thomas Apostle Grade School and graduated from DeLaSalle High School. He earned a degree in accounting from the University of Minnesota in 1963 and graduated from the University of Minnesota Law School in 1966.

Following admission to the bar, David enlisted in the Army Reserve, serving on active duty at Ft. Leonard Wood, Missouri. David continued on duty with the active reserve for more than 20 years, ultimately retiring as a colonel.

Upon returning from military service, David took a position on the staff of Minnesota Attorney General Douglas Head. In that capacity, he frequently handled criminal appeals before the Minnesota Supreme Court.

In 1969, David entered into private law practice with the Minneapolis firm of Rider, Bennett, Egan and Arundel. There, he became closely associated with the clients and practice of Gene Bennett. Following Gene's untimely death, David continued to work on behalf of his late colleague's clients while building his own extensive business and tax practice.

David served as a managing partner for a number of years and played an active role in building the firm into the large and successful organization it is today.

In 1971, David wed Nancy Carter of South St. Paul, a marriage which continued for 34 rewarding years. The couple was blessed with a son and a daughter.

Soon after their marriage, David and Nancy became residents of Edina, where they continued to live for the rest of David's life. He took an active interest and role in the community, serving on the city planning commission for many years and acting as chair of the commission at the time of his death.

David was a great lover of baseball all of his life, both as a player and coach in his early years and as a devoted student and patron as an adult. He and his son, Daniel, shared fond memories of tours to the East Coast and California to witness major league games in many different ballparks.

Some years ago, David and Nancy purchased a lake home on Lake Alexander in Morrison County, where they spent many happy summer days and weeks. David always tried to be there on June 21, the longest day of the year.

David's traits of intelligence, integrity, patience and humor served him well in the many roles he played in life. Many friends from his boyhood days at Linden Hills and Pershing Field paid tribute to him after his death.

David died suddenly at his home on February 13, 2006. He is survived by his wife, Nancy; his son, Daniel; his daughter, Terei Otten; and two grandchildren. As a husband, father, grandfather, brother and friend – as well as a partner and counselor – he was the best.

JOHN P. BYRON

IN MEMORIAM

G. ALAN CUNNINGHAM

October 29, 1926 – April 20, 2006

Alan Cunningham was one of the best-known, distinguished and revered lawyers in the state of Minnesota. He graduated from the University of Minnesota with a bachelor of arts degree in 1949 and received his law degree from the "U" only two years later. While at the university, he was associate editor of the Minnesota Law Review and Order of the Coif. His academic excellence was demonstrated in the many law-related articles he wrote during his career, including *Appealable Orders in Minnesota*, 37 Minn. L. Rev. 309 (1953).

Alan practiced at Faegre & Benson for 44 years, where he excelled in both trial and appellate advocacy. His skills were recognized not only throughout Minnesota, but also nationally. He was a fellow of the American College of Trial Lawyers, a fellow of the International Society of Barristers, dean of the International Academy of Trial Lawyers, officer and editor of the journal of the International Association of Insurance Counsel (later the International Association of Defense Counsel), and an advocate of the American Board of Trial Advocates. He was also a member of the Association of Trial Lawyers of America, the American Bar Association, the Minnesota State Bar Association, the Hennepin County Bar Association and the Minnesota Defense Lawyers Association, which he helped found and led as president in its early years.

Alan was a pioneer in product liability litigation in the United States, representing manufacturers, employers and insurers in a wide variety of industries. As one of the first environmental lawyers in the country, Alan served as counsel for Armco Steel Company in the *United States v. Reserve Mining Company* environmental litigation in the 1970s. The Reserve case eventually resulted in more than a dozen reported judicial decisions, and remains the progenitor of modern-day environmental litigation in Minnesota.

Alan's experience included employment litigation, medical malpractice and anything that could be called "general litigation." This included white-collar criminal defense, and he represented an executive accused of making illegal campaign contributions to Richard Nixon's 1972 presidential campaign.

Alan made many contributions to Faegre & Benson, the firm where he spent his entire professional career until his retirement in 1995. As head of the firm's insurance committee, Alan increased the firm's insurance coverage significantly, which would have been wise even if it had not occurred shortly before the entire Northwestern National Bank Building was consumed by fire on Thanksgiving Day 1982.

As head of the general litigation group at Faegre & Benson, Alan was responsible for mentoring and acting as a role model for those fortunate enough to work with him. His wise tutoring was firm, but gentle and respectful. He was the kind of guy who often carried the briefcase for those junior to him and held doors open for them, rather than the other way around.

The legal career of G. Alan Cunningham was a model of professionalism, zealous advocacy and devotion to his clients. We learned a lot from him, we admired him and we will miss him.

JOHN GORDON
JOSEPH PRICE

IN MEMORIAM

JOHN F. FINN, JR.

July 25, 1911 – February 13, 2006

John Finn often told the story of his first encounter with Dorsey & Whitney. He answered an ad for the position of office boy. Bill Prosser – then a Dorsey lawyer, later to become a professor at the University of Minnesota and Boalt Hall law schools – was conducting the interviews.

"He had already interviewed about 150 applicants," John said. "He said, 'Do you hope to become a lawyer?' I said, 'No.' And he said, 'Why are you trying to get this job?' I said, 'I need some kind of work.' And that's how we got started."

John may not have set out to become a lawyer, but we're glad that's where life took him. During the 15 years he spent at Dorsey, clients and colleagues alike enjoyed John's keen mind, exceptional lawyering, impeccable English and warm Irish wit. John and his cohorts – legendary partners like James E. Dorsey, John Junell and Clark Fletcher – set the standard for honesty, integrity, hard work and community spirit, and in doing so helped shape the culture of Dorsey & Whitney.

A graduate of North High in Minneapolis, John attended law school at the University of Minnesota and joined Junell Driscoll Fletcher Dorsey and Barker, precursor of Dorsey & Whitney, in 1936.

During World War II, John was legal counsel in Washington, D.C., for the Office of Price Administration. After the Battle of the Bulge, he got a commission in the Navy through the end of the war from 1944 to 1946, rising from lieutenant junior grade to lieutenant commander.

Returning to Minnesota in 1946, he was hired as an attorney in the law department of General Mills. He retired from General Mills in 1976 as vice president, secretary and general counsel. Later that year, he rejoined Dorsey and served "of counsel," focusing on corporate law with a concentration on antitrust. He retired in 1986.

John was an exemplary community citizen, playing key roles in local political reform as a member of the Citizens League and as chairman of the Minneapolis Charter Review Commission. He incorporated the Minnesota Chapter of the Arthritis Foundation and served many years as its volunteer president and chair.

John and his wife of 66 years, Mary, have deeply touched their family and friends, leaving a legacy that will not be quickly forgotten. John passed away peacefully on February 13, 2006, at the age of 94.

In addition to Mary, he is survived by his children: Jim Finn; John Finn III and his wife, Lynn; Tom Finn and his wife, Susan; and Kerry Finn-Levy and her husband, Michael; grandchildren: John Finn IV and his wife, Maggie; Molly Finn; Whitney Klinck and BJ; Katie Finn and Bill Finn; great-granddaughter: Bella Finn; and sisters: Dorothy Adolfsen and Marjorie Ericson. We miss him at the firm.

MARIANNE D. SHORT
and friends from DORSEY & WHITNEY

IN MEMORIAM

RICHARD JOSEPH FITZGERALD

October 28, 1930 – October 14, 2006

Richard Joseph ("Dick") Fitzgerald was born in Minneapolis, and except during a period of military service, was a lifelong resident of that city. He graduated from DeLaSalle High School and the University of Minnesota, where he was homecoming king.

After serving in the U.S. Navy, he enrolled in the University of Minnesota Law School, graduating in 1959. Immediately upon his law school graduation, he accepted positions as assistant dean and assistant professor of law at the law school.

In 1961, Dick joined the Minneapolis law firm Vennum, Newhall, Ackman & Goetz. He became a founding member of Lindquist & Vennum when that firm was created in July 1968 by a merger of the Vennum firm with Lindquist, Magnuson & Glennon.

His marriage to Beverly in 1974 (it was the second for both) included another great merger: Dick's four children and Beverly's five. The blending of their nine children into a harmonious, loving family with many grandchildren was a special joy in his life and a great comfort during his illness. Dick died from acute leukemia, which he first contracted in 2000. Despite his illness, he maintained an active lifestyle until the last four months of his life.

Dick practiced law at Lindquist & Vennum for 34 years, specializing in corporate law. He orchestrated countless mergers and acquisitions of publicly and privately held companies. He was a skillful negotiator and a tireless advocate who earned great trust and respect from his clients. He served as Lindquist & Vennum's managing partner for six years.

Upon his retirement from Lindquist & Vennum in 1995, Dick joined a longtime client, Twin City Fan Companies Ltd. of Plymouth. There, he served as corporate secretary and general counsel and continued to work until his death.

Among many other accomplishments, he was general counsel and a director of the Minneapolis Auto Club, served a term as president of the Hennepin County Citizen's League and served as chairman of the business law section of the Minnesota State Bar Association.

Dick was a man with many friends and many interests. He especially enjoyed Canadian fishing trips, which provided ample opportunities to philosophize about a wide range of issues. When there were differing opinions, he seldom came out second best.

As an avid student of the American Civil War, he amassed an extensive library on the subject and visited many of the battle sites. He traveled worldwide both for business and pleasure. Owing to his Irish heritage, he was an entertaining storyteller who could make the same story just as delightful in the third or fourth telling as it was the first time. In later years, his determined efforts to master the game of golf were rewarded by a hole-in-one on St. Patrick's Day.

WILLIAM FOX

IN MEMORIAM
THE HONORABLE
PAUL F. GILLES

June 17, 1933 – May 30, 2006

Paul F. Gilles was born in Minneapolis on June 17, 1933. He graduated from West High School in 1951 and went on to the University of Minnesota, where he obtained a bachelor of arts in business administration in 1955. His first job was selling bail bonds with Anchor Casualty Company. This employment fit well with his night school attendance at William Mitchell College of Law in St. Paul, where he graduated in 1959.

In August 1962, Paul married Judy Pannkuk. They were blessed with three daughters: Laura, Paula and Jennifer.

In 1966, Paul entered the private practice of law with a part-time public defender appointment. In 1972, he became a full-time public defender. After several years of defense work, Paul decided to try "the other side of the table" and became a prosecutor for Hennepin County, where he continued to work until his retirement in 1989. After retirement, Paul worked as an administrative law judge (ALJ) and a referee. He heard cases in conciliation, implied consent and harassment court. He particularly enjoyed harassment court, from which he retired in 2001.

In addition to being a good lawyer and a good family man, Paul had an unusually wide range of interests with hobbies that included deep-sea fishing off the coast of Mexico, building model planes and cars, and an intensive reading program with special focus on his interest in the Civil War and World War II.

He read Ernest Hemingway and became intrigued with the world of bullfighting. He became so involved that in 1957, he actually went to Pamplona, Spain, and participated in the famed "run with the bulls."

Paul had a good disposition and a highly developed sense of humor. In that vein, he established what he referred to as the "P.G.A.," which was better known to his friends as the Paul Gilles Annual. The P.G.A. is a very popular croquet tournament that has been established for over 38 years and continues to be well-attended by Paul's numerous friends and relatives.

Paul will always be remembered as a good man and a good lawyer who always gave his clients the best advocacy possible.

THE FAMILY OF PAUL GILLES

IN MEMORIAM

G. LARRY GRIFFITH

March 6, 1937 – January 12, 2006

Larry Griffith had endless enthusiasm for everything he did, whether it involved solving a problem for a client, recruiting a lawyer to the Dorsey firm, engaging in one of many sporting interests, serving the community or spending time together with family or friends.

Larry was born March 6, 1937, in Keokuk, Iowa, to Floyd and Lillian Griffith. He graduated from Keokuk High School, where he was a leader in sports, theater and academics. He earned an academic scholarship to DePauw University and received a bachelor of arts in history in 1959. He went on to the University of Iowa College of Law, where he served as comments editor on the Iowa Law Review and earned his law degree in 1962.

He joined Dorsey & Whitney in 1962 as an associate in the real estate department. Larry quickly got to know everyone in the firm. Then, and throughout his life, he was a regular guy, with no airs or pretensions of any kind. Larry was a terrific lawyer. It became obvious early in his career that some of Larry's closest friends were his clients. Many of those friendships continued until his death. During his 30 years at Dorsey, Larry had a special interest in recruiting and developing young lawyers. He chaired the recruiting committee and mentored with skill and good humor, teaching common sense, good judgment, thoughtful analysis, and attention to grammar. In 2004 and until his retirement, Larry joined his client, H Enterprises International, Inc., as vice president and general counsel.

Larry's concern for others also was evident in his active involvement in charitable and civic affairs. He donated many hours of pro bono legal work. In 2005, he received a distinguished service award from Junior Achievement of the Upper Midwest, on whose board he served for 12 years. He was a member of the American, Minnesota and Hennepin County Bar Associations; National Association of Industrial and Office Parks; National Association of Real Estate Investment Trusts; and Lambda Alpha Real Estate Society.

Larry had many sporting interests, including hunting, fishing, skiing, golf, handball and tennis. He enjoyed sharing these activities with his family and friends. When his children were young, he was a coach, fan and source of constant support. He helped establish the Burnsville Athletic Club, and was director of the Central Division of the U.S. Ski Association in the 1970s and 1980s, when his children competed in the USSA ski racing program.

The center of his life was his family: His wife, Ginger Sisco; his three children, Randy Griffith (Kelly), Kristin Burggraaff (Douglas), and Barry Griffith and their mother, Jo; and his grandchildren, Alex, Tanner, Brandon and Jack.

What really set Larry apart was his positive and cheerful attitude toward life. Even in his battle against cancer, Larry exhibited amazing courage, heart and inner strength. He died at the age of 68 on January 12, 2006, with Ginger at his side. We will miss him forever.

MARIANNE D. SHORT
and friends from DORSEY & WHITNEY

IN MEMORIAM

ROBERT W. GUTENKAUF

November 30, 1942 – October 14, 2006

Robert Gutenkauf passed away suddenly in October 2006. He is survived by his lifelong partner, Vicky Gutenkauf, and his brothers, James Gutenkauf and Dr. Jay Gutenkauf.

Bob was rather reserved in demeanor, but had a highly developed, subtle and elusive sense of humor that he enjoyed sharing with his colleagues and friends. On the other hand, he was impatient with those who were not up to his exacting standards in the pursuit of the law. He was also quite firm in his political beliefs and at times did not hesitate to express them.

He always had good judgment and gave sound advice. Moreover, Bob had an uncanny ability to grasp, assimilate and interpret complicated patent law, which was greatly appreciated and well-received by his colleagues and clients. He was truly a trusted voice of reason. His longtime clients insisted on his counsel, which Bob gladly dispensed with great clarity of analysis and in his no-nonsense manner. Bob was a very intelligent and respected attorney.

Bob was born in St. Paul. After the end of World War II, he and his family lived in Tokyo for nine years. They returned to St. Paul for a few years and then lived in Okinawa in Japan and Pakistan. Bob returned to St. Paul to attend his senior year of high school in West St. Paul and then continued on to the University of Minnesota, where he received a bachelor of science degree in aeronautical engineering. While working as an aeronautical engineer at Rosemount Engineering Company, he was admitted to William Mitchell College of Law in St. Paul and obtained his law degree in 1969.

After graduation from law school, Bob served for a year as a law clerk for Judge Elmer R. Anderson of the Hennepin County District Court. Bob then joined the intellectual property law firm of Byrd, Braddock & Bartz. That firm later became Byrd, Bartz & Gutenkauf, where Bob embarked upon his career as a patent and trademark attorney. Bob litigated many patent and trademark infringement cases during his 30-plus years with Byrd, Bartz & Gutenkauf and wrote and prosecuted many patents and trademarks. After the retirement of his partners, Bob joined the Gray Plant Mooty law firm in 2001, became a partner, and continued the pursuit of his intellectual property career until his untimely death.

Bob will always remain in our hearts as the consummate professional attorney. But more importantly, he will be remembered as a kind, gentle man with a big heart, all of which he displayed in a soft, quiet manner. He was a good, caring man. We miss him.

MALCOLM REID

IN MEMORIAM

HENRY LEWIS HANSON

August 26, 1921 – March 14, 2006

Henry Lewis "Hank" Hanson was born on August 26, 1921, on Echo Valley Farm, outside of Odebolt, Iowa. The son of Zella and George Hanson, he later graduated from Odebolt High School and left to attend Iowa State University in Ames, Iowa. He graduated with an electrical engineering degree and was a member of Sigma Alpha Epsilon fraternity. During World War II, Hank served with the Army Signal Corps in the Philippines.

After the war, Hank joined Minneapolis Honeywell, studying for his juris doctor degree at night at William Mitchell College of Law in St. Paul. He graduated in 1951.

Hank worked as a patent attorney at Honeywell for 40 years. He retired from the firm as the director of intellectual property. Hank was admitted to practice law in Minnesota, Pennsylvania and Massachusetts, as well as before the Court of Customs and Patent Appeals and the U. S. Supreme Court. During his years at Honeywell, Hank was counsel in the ENIAC trial, considered a landmark case regarding the disputed invention of the computer.

In 1985, Hank published the book "Managing Creative Assets." He also wrote two family histories: "The Family of Henry Hanson and Augusta Mathilda Ekblom, a Genealogical and Biographical Record" in 1991 and "The Family of Albion Paris Hardy and Mary Jane Scott, a Genealogical and Biographical Record" in 1994.

Hank was active in the YMCA, Scouting, his church and world peace organizations. He enjoyed sailing the Mississippi River and creating pottery, as well as oil and acrylic painting. In retirement, Hank and his wife, Dorothy, left Edina and settled in Sun City West, Arizona.

Five months after Hank died, Dorothy passed away. College sweethearts, Hank and Dorothy were married for 63 years. Hank is survived by four children: Jo Ellen Grossmann, Mark Hanson, Eric Hanson and Kay Campbell; nine grandchildren and two great-grandchildren.

The Hansons have a deep and rich family history in Hank's hometown of Odebolt. In June 2006, Hank's family planted trees along Hanson Boulevard in Odebolt in his memory.

THE FAMILY OF HENRY HANSON
CLYDE C. BLINN

IN MEMORIAM

NANCY CATHERINE HANSON

December 16, 1955 – July 15, 2006

On July 15, 2006, Nancy Catherine Hanson moved on to her new beginnings following complications from pancreatic cancer. She, along with her partner, Jean, fought hard to maintain normalcy in their lives during this battle. Even near the end, Nancy maintained her smile and positive attitude. Nancy passed away with Jean, family and friends surrounding her.

A political-science graduate of the University of Iowa in Iowa City, Nancy went on to obtain her juris doctor from Drake University Law School in Des Moines, Iowa, in 1984. Always a student in life, she obtained an MBA from the University of St. Thomas in St. Paul in 2000.

Nancy began her law practice with the Brick Law Firm in Des Moines, Iowa. She eventually continued her practice at American Family Insurance Company, where she initially represented its clients and the company in litigation. In 1992, she moved into a management role and supervised, guided and mentored other attorneys in their practice. Nancy was more than just an excellent attorney – she cared deeply about those with whom she came into contact. Whether it was through representing them, or interacting, supervising, or teaching them, she gave each individual her full attention and energy.

In 2004, Nancy left American Family after 17 years. She and Jean moved to the warm climate of St. Petersburg, Florida, where it was their intent to reside during the winter months while returning in the summer to their north woods residence in Minnesota. While in St. Petersburg, Nancy worked at the Solomon Tropp Law Group and taught ethics at St. Petersburg College. It was at his time that she was diagnosed with pancreatic cancer. She returned to Minnesota, where she continued her fight against this disease while remaining the caring and productive person she had always been.

Nancy is survived by her partner in life, Jean Hanson; and relatives Vicki Ericson, Geoff Abbott, Denise Haage, Gregg Haage, Joan Hanson, Theresa Gossen, Jonathan Haage, Erich Ericson, Sara Ericson, Piper Haage, Annie Ericson, Eric Lanners, Eli Lanners, Eileen Howard, Jenny Coon, Christy Johnson, Dee Blakeslee, and Doug Street. Nancy was preceded in death by her parents, Jack Howard and Caroline Juhaz; and her brother and sister, Tom Juhaz and Karen Jenson.

A celebration of Nancy's life and friendship was held on July 21, 2006, at Nicollet Island in Minneapolis. Her life and memory will continue in all those who came into contact with her.

JON HAMMARBERG

IN MEMORIAM

DANIEL W. HERGOTT

June 11, 1950 – October 30, 2006

Dan Hergott passed away at home on Monday, October 30, 2006. Dan lived with pancreatic cancer for more than three and one-half years, but he did not let having cancer take over his life. He continued to work at Dunkley and Bennett until a few weeks before his death. He also enjoyed life, traveling extensively with his wife, Gail, visiting friends throughout the country, and attending every sporting event and rock concert that came to town. In other words, he lived with cancer the same way he had lived before he knew he had it – to the fullest.

Dan was born June 11, 1950, the youngest son of Veronica and Raymond Hergott. He grew up in Le Sueur, where his mother was the principal of his grade school, St. Anne's, and also his fourth-grade teacher. There, he met Gail Hayden, his future wife, whom he married on June 24, 1972. Dan and Gail have two wonderful children: Nick, a future lawyer; and Katie, a national sales representative.

Dan was a standout athlete at Le Sueur High School. He was named an all-state running back in 1967. He also played football at Dartmouth College in Hanover, New Hampshire, and graduated from the school in 1972. He attended William Mitchell College of Law in St. Paul and graduated in 1976.

Dan started his legal career working for Rodney Hynes in Minneapolis. There, he met Jackie Pauly, who continued to work for Dan as his secretary until his death. Two years out of law school, Dan and two classmates – Bruce Hanley and Tom Hunziker – started the firm Hanley, Hergott and Hunziker. The three "Hs" remained a firm for only eight years, but Dan, Bruce and Tom continued their office sharing and friendship under the umbrella of Dunkley and Bennett.

Throughout his career, Dan worked primarily in the areas of real estate and family law. He developed an expertise in commercial real estate and commercial transactions, and had a loyal cadre of clients who also became friends. Dan was always available to young lawyers who needed a mentor in his areas of expertise, and he was extremely proud of the fact that his son, Nick, had decided to attend law school. Nick is a second-year student at William Mitchell.

In addition to Gail and his children, Dan is survived by his brothers (and their families): Wayne, a longtime partner at Moss & Barnett; Pat, a medical doctor at Physicians Neck and Back Clinic in Eden Prairie; and Larry, a cardiologist practicing in Denver.

Dan's wonderful sense of humor and enjoyment of life is a model for his family and friends, all of whom miss him but who were so very fortunate to have had him in their lives.

THOMAS J. HUNZIKER

IN MEMORIAM
CHARLES L. HORN

May 12, 1927 – August 18, 2006

Charlie Horn is remembered by his colleagues at Faegre & Benson, and in the real estate bar, as a classical real estate lawyer and superb title lawyer who understood fundamental real property law in a way that is difficult for today's real estate lawyers to comprehend, let alone match. He was a unique individual who happily shared his insights with the new lawyers who joined Faegre & Benson over his 38-year career, as well as more widely through many entertaining CLE presentations that mixed humor with important technical practice pointers.

Charlie graduated from the Blake School in 1945, joined the U.S. Army, and was discharged in 1947 following overseas service. He graduated (Phi Beta Kappa) from Princeton University in Princeton, New Jersey, in 1950 and from the University of Minnesota Law School (Minnesota Law Review; Order of the Coif) in 1953.

Charlie prosecuted title registration proceedings for many important properties, including Wells Fargo Center and Ridgedale. He was active with the Nature Conservancy and took part in many of its acquisitions in Minnesota, including Gwendelow and Tetagouche state parks. He was awarded the Green Oak Leaf award by the Nature Conservancy for his work on Tetagouche State Park. Charlie represented the Minneapolis Girl Scout Council for 20 years and was a member of its finance committee. The Real Property Section of the Minnesota State Bar Association gave Charlie its Distinguished Service Award for his work with the Legislature in amending statutes to simplify real estate procedures.

Charlie was a member of St. Mark's Cathedral for 60 years (an usher for more than 50 of those years) and served several terms on its executive committee. He was a 50-year Mason and three times earned the title "master of the lodge." He was a member of the York Rites and served twice as the high priest of a Royal Arch Chapter. In the Scottish Rite, he held the thirty-third degree and was a trustee of the Minneapolis Scottish Rite Foundation. He was also a member of the Minneapolis Gyro Club, the Minikahda Club and the American Legion.

In private, he took particular pride in being the organizer of "Bob's Drivers," which was a group of former law partners, clients and friends of one of his former partners who provided thrice-weekly transportation to and from a dialysis clinic. Charlie loved fishing, birding, golfing and the study of history. Charlie's love of history (particularly American history and the Civil War), encyclopedic knowledge and instant recall of the most obscure historical fact entertained us in history question-and-answer sessions as he jostled with and defeated all of us (save one almost his equal) every time.

TOM MAYERLE

IN MEMORIAM

LEROY WARNER JACKSON

April 10, 1934 – April 15, 2006

LeRoy Warner Jackson was born in Minneapolis on April 10, 1934. He passed away April 15, 2006, in Minneapolis.

LeRoy graduated in 1951 from Minneapolis Central High School, where he earned athletic letters in basketball, baseball and football. Although he stood only 5 feet tall and weighed 130 pounds, LeRoy was quick and agile and gave new meaning to the words "fast on his feet."

He served in the U.S. Air Force from 1954 to 1956. Although he was trained as a radar technician, he spent most of his Air Force time playing basketball with several Air Force post teams.

After the Air Force, LeRoy returned to the University of Minnesota, where he attended the college and the law school. He graduated from the law school in 1962. While at school, he played intramural basketball and softball and would dazzle spectators with his speed, agility and competitive spirit.

LeRoy then went to work as an assistant city attorney for the City of Minneapolis. During the next five years, he tried hundreds of misdemeanor cases. He then transferred to the Hennepin County Attorney's Office, where he spent the balance of his career until retirement in 2002. While with the county attorney's office, he did primarily civil work, usually involving contracts.

LeRoy loved fine clothing and during his years with the city attorney and the county attorney, he was well-known for his good taste and fashionable outfits, which were always coordinated and stylish.

He loved all of the performing arts, including plays, dance and any kind of music, especially jazz. He was particularly fond of the jazz of Billy Ekstein. He provided early legal advice for a number of budding musicians, including André Cymone, Sue Ann Carwell and Prince.

In 1959, he married Glenda Garlene Payne. That marriage continued until her death in 1976. They had one child, Terrance Jackson, who followed his father's interest in sports, studio arts, performing arts, theater and music. LeRoy is survived by seven grandchildren and two great-grandchildren.

LeRoy will long be remembered as a good family man, most gifted athlete, hard-working attorney and good friend to many.

THE FAMILY OF LEROY JACKSON
ROBERT J. BEUGEN

IN MEMORIAM

JOANNE JANKOWSKI

April 13, 1940 – April 4, 2006

JoAnne Jankowski was born on a small farm in eastern Ohio. She graduated from South High School in Canton, Ohio, and earned a bachelor of arts degree at Northwestern College in Roseville.

From 1972 through 1995, she and her husband, Leonard, owned and managed a number of nursing homes in Minnesota, employing over 600 people.

In 1982, she and Leonard purchased the Twin Cities Christian Newspaper (later renamed Minnesota Christian Chronicle), publishing the paper for 14 years.

She was active in her church and well-known through the evangelical Christian community for her work with various ministries. She was a member of many Christian evangelical boards, member of First Baptist Church in Minneapolis and Grace Church in Eden Prairie, active in the state and national Republican Party, and promoter/facilitator of mission projects in South America and Eastern Europe. In 1995, she was honored as the "Layperson of the Year" by the National Association of Evangelicals.

In 1983, she graduated from Hamline Law School in St. Paul and started a second career as an attorney, focusing on estate planning and elder law. In 1989, she merged her practice with the Henningson & Snoxell law firm in Maple Grove and practiced there until her retirement in 2005.

A high point of her legal career was her work as part of the team representing Crystal Evangelical Free Church in New Hope. The case involved a bankruptcy trustee trying to recover tithes given to the church by a couple later forced to declare bankruptcy. The trustee argued that the charitable contributions constituted a "fraudulent transfer" and should be turned over to the bankruptcy court. The case led to an 8th Circuit Court of Appeals decision favoring the church, and to an act of Congress changing bankruptcy law.

JoAnne had many interests other than law. At her horse ranch in Maple Grove, she was an avid gardener, loved to crochet, made homemade maple syrup and raised honey bees to make Minnesota State Fair Blue Ribbon honey.

She was also very much a mother and grandmother. She was active in her four children's activities as they were growing up and then in the lives of her many grandchildren.

L. DAVID HENNINGSON

IN MEMORIAM

**THE HONORABLE
JAMES JOHNSTON**

February 13, 1928 – August 10, 2006

James (Jimmy) Johnston was a well-regarded jurist in Hennepin County for a number of years, first as a Municipal Court judge and later as a state District Court judge. But the law was only one part of his life. His devotion to his family and his love for golf, skiing and dancing perhaps better defined him than did the title of judge.

Jimmy's size must be mentioned in order to put his athletic accomplishments in proper perspective. Jimmy was an imposing man. He was 6 foot 2 inches tall and weighed more than 300 pounds. Yet his grace on the ski slopes and the dance floor was almost legendary. Those who witnessed him effortlessly cutting through deep powder have reported to the rest of us the beauty and grace of his descent to the bottom of the mountain.

He put his skiing ability to good use beyond the mere enjoyment of the sport. In 1961, he was one of the co-founders of the Professional Ski Instructors of America. He taught skiing and directed the Theodore Wirth ski area for the Minneapolis Park and Recreation Board. He was inducted into the U.S. National Ski Hall of Fame in 1996.

He also excelled at golf, despite the difficulty (as most lawyers understand) that judges have in finding the time to squeeze a round or two of golf into their busy schedules. He was one of the top 10 amateur golfers in the state for a number of years, and won the senior championship at North Oaks Golf Club in 1992.

After a number of years in private practice, followed by 27 years on the bench, Jimmy retired and enjoyed life to the fullest. In February of last year, he was on the golf course the day before he underwent cancer surgery. In August of that year, at the age of 78, Jimmy died at his home in Naples, Florida, from complications following surgery. He is survived by his loving wife, Sandra; his children, Jay (Sheila) and Holly (Brad) Brezinka; and his grandchildren, Brandon, Cordell, and Siri.

Jimmy was a judge before whom this writer practiced as a lawyer, before serving with him as a judge. By example, he taught his fellow judges and lawyers much in his years on the bench. He is deeply missed by his colleagues in the legal community, his broad array of friends from his many activities, and his family.

THE HONORABLE PETER ALBRECHT

IN MEMORIAM
HAROLD GEORGE KERN

October 6, 1934 – July 29, 2006

Harold George Kern was born in Stillwater, Minnesota on October 6, 1934. When he was a small child, his family moved to North Dakota and settled on a farm in Maza, near Cando. He grew up on the farm, which gave him a deep love of nature that lasted his whole life.

He attended the University of North Dakota in Grand Forks, and worked his way through college by fighting forest fires in Alaska during summers. He graduated in 1962 with Accounting and Doctor of Law degrees. He was a member of the Phi Delta Theta fraternity and the North Dakota Bar Association.

The same year, he moved to Minneapolis, Minnesota, where he met Mayren Ann Schliessmann of Pierre, South Dakota. They married on July 13, 1963. Over the next five years, they had three children, Brian, Shannon and Dugan. In 1968, they bought a new home in Bloomington, where he and Mayren lived for the rest of his life.

From 1962 to 1967, he worked at the National Labor Relations Board. In 1968, he joined the Labor Department of Cargill, where he remained for thirty-two years, until his retirement on October 6, 2000.

His work resolving labor disputes involved constant travel and was often challenging, but he always remained up-to-date with what was happening with all of his clients and in the office. He was a skillful negotiator of complex labor contracts and adept at handling employee issues. He participated as a lead examiner for the Cargill Quality Award, assessing Cargill facilities. He earned great trust and respect from his clients. He was a man of utmost integrity, respectful to all who worked with him. He held the conviction that if people were treated fairly and with dignity, disputes could be resolved to mutual benefit.

Throughout his life, he was a man of deep faith. He cared about others and attended to their immediate needs, no matter who they were or what the circumstances. He was thoughtful and considerate, fair and compassionate, decent and humane. He acted with forbearance, tolerance, and forgiveness of human weakness and fallibility. Even at the most difficult of times, he retained his equanimity.

At retirement, he started a new career as a nature photographer and spent his last years traveling the country and photographing in beautiful natural areas. He loved nothing more than to sit out in a field for hours on end, watching and listening, waiting for just the right moment to take just the right photo. At the time of his death, there were tens of thousands of photographs in his catalogue.

He was an avid sportsman, of lifelong robust health until diagnosed with myelodysplastic syndrome in November 2005. He died of complications from that disease on July 29, 2006, at the age of 71.

A loving son, husband, father and grandfather, his primary commitment was always to his family. He is survived by his wife of forty-three years, Mayren; his sons, Brian (Yatman), Shannon (wife, Michelle; son and daughter, Dylan and Camryn), and Dugan (wife, Jennifer; son, Charlie); and his sister, Jean Kern Antil. He was preceded in death by his parents, Mary Albina and George, and brother, Bill.

BRIAN KERN

IN MEMORIAM

EARLE FLEETWOOD KYLE IV

December 7, 1964 – October 8, 2006

Sadly, this star was extinguished all too soon. Earle F. Kyle IV, age 41; along with his beloved son, Nicholas, age 8, died in a boating accident in northern Minnesota on October 8, 2006. Earle had worked with Medtronic Inc. for six years, most recently as a vice president and senior legal counsel for Medtronic Cardiac Surgery. He was formerly a partner and a skilled employment law litigator with the Minneapolis firm of Lockridge Grindal Naun PLLP.

A 1991 graduate of the University of Minnesota Law School, Earle placed a high value on education and diversity of learning. After receiving his undergraduate degree at Macalester College in 1987, Earle was a DeWitt Wallace fellow faculty of economics/politics, at Cambridge University, England; and a Sloan Foundation fellow at Harvard University, John F. Kennedy School of Government in Cambridge, Massachusetts. He earned an MPA. from Hubert H. Humphrey Institute of Public Affairs, University of Minnesota. Earle completed additional studies at Stanford in Palo Alto, California; Dartmouth College in Hanover, New Hampshire; and the Wharton School of the University of Pennsylvania in Philadelphia.

Earle was committed to public and legal service. As an elected member of the American Law Institute (ALI-ABA) editorial board, he was dedicated to promoting the clarification of the law and better adaptation to social needs and administration justice. He was a commissioner for the St. Paul Human Rights Commission and member of the EEOC Minneapolis Branch Advisory Board.

Earle served on the boards of the Minnesota State Bar Association, Minnesota Continuing Legal Education, State Board of Law Examiners, Hennepin County Bar Association Foundation, Minnesota Zoo and Penumbra Theatre. He was also an active member of Federal and American bar associations; American Law Institute; International Association of Defense Counsel; Defense Research Institute; American Corporate Counsel Association; and Minnesota Association of Black Lawyers.

However, Earle made it clear that his family was more important to him than anything else. He found his greatest joy in his sons and their activities. He was especially excited about the quality time he was able to spend with them "up North." In many ways, he was something of a Renaissance man who loved composing music, artistic oil painting, home remodeling, sports and various outdoor activities.

Earle is survived by his sons, Charlie and Chase; siblings, Lance (Karen) Kyle, Jonathan Kyle and Kimberly Kyle; mother, Toyse Kyle; father, Earle Kyle, Jr.; and many other relatives and friends. He will be missed.

MICHELLE A. MILLER

IN MEMORIAM
FREDERICK "DEAN" LAWSON

March 21, 1934 – May 29, 2006

Dean Lawson was born in Washington, Iowa, on March 21, 1934. He graduated from High School in Galesburg, Illinois, and was awarded a full scholarship by the U.S. Navy to attend Northwestern University in Evanston, Illinois. Upon graduation with a bachelor of science in business and marketing, Dean served as supply officer aboard the USS Ticonderoga and the USS Porterfield in the Pacific Fleet. His civilian life took him to Minneapolis, where he married Marlene Hecker in 1959. They settled down in Hopkins, and Dean worked for Dayton Hudson as a drug and cosmetics buyer. He also worked briefly at General Mills before entering the University of Minnesota Law School. Dean graduated in 1965.

Dean joined the firm of Wickham Borgelt Skogstad and Powell in Milwaukee, Wisconsin, as a trial attorney. Next, he joined the firm of Aberg Bell Blake and Metzner in Madison, Wisconsin. The majority of his work continued to be personal injury and worker's compensation litigation. In the early 1970s, he became corporate counsel for the Eckerd Corporation in Clearwater, Florida. He returned to Minneapolis in 1973 and joined the Deparq firm. Dean entered private practice for the remainder of his legal career until ill health forced his retirement. In his last years, he also served as a Bar Association arbitration judge.

He will be remembered as compassionate, a loving father and a dedicated lawyer. He is survived by his mother, Dorothea Lawson (of Madison, Wisconsin); two sisters, Pat and Dolly; brother, Duane; former wife, Marlene Lawson; sons David and Andrew; daughter, Sara Henry; and six grandchildren.

MARLENE LAWSON
ANDREW LAWSON

IN MEMORIAM
WILLIAM ROBERT LINDMAN

April 8, 1956 – August 18, 2006

William Robert Lindman was born April 8, 1956, in Minneapolis and passed away on August 18, 2006, in Coon Rapids.

Bill grew up in northeast Minneapolis and attended Minneapolis public schools, graduating with honors from Edison High School in 1974. He received his bachelor of science in political science from Concordia College and continued to attend classes at Harvard University in Cambridge, Massachusetts, and Oxford University in Oxfordshire, England.

In 1980, Bill married JoAnn Migliori. Together, they had three children—Emily, Alec and Matthew. Bill also had one beautiful granddaughter, Kaya.

In 1983, Bill began working as a flight attendant for US Airways and moved to Boston. He then moved to Pittsburgh, where he enrolled in Duquesne Law School. During law school, Bill had the opportunity to clerk for the State Attorney General's Office and for judges with the District Court and the Appellate Court. He was an assistant editor of the Duquesne Law Review and participated in the 1992 Corporate Law Moot Court Competition, where he placed second. Even with these commitments and the commitments of husband, father and full-time employment, Bill graduated from Duquesne Law School in 1992 with honors.

Bill loved the law and loved the intellectual challenges of the law. He was very proud of his pro bono work of many years assisting the clients of the Alexandra House (abused women) and Judicare of Anoka County (legal aid).

Bill had a keen mind and quest for knowledge that caused him to be a dedicated student of life. He was curious and interested in everything, from the simple to the complex.

He was a sensitive and caring person with a very subtle sense of humor. Bill loved music and taught himself to be an excellent guitarist. He loved his dog, Ginger, and his many, many friends. Most of all, Bill loved his wife, their children and grandchild.

Bill will be remembered by all who knew him as a dedicated student, a loving and caring person, and an excellent lawyer.

THE LINDMAN FAMILY
ROBERT J. BEUGEN

IN MEMORIAM
RITA E. LUKES

August 3, 1937 – July 26, 2006

Rita E. Lukes was a pioneering woman. She was a strong, independent successful woman who overcame the paralyzing effects of polio at age 18 to become the first woman attorney at the Rider Bennett law firm in 1971. She later became the first woman partner at Rider Bennett and continued to practice law with her firm -- with an emphasis on real estate law -- until her retirement. Rita was a good lawyer, conscientious and capable, and she was a strong advocate for the best interests of her clients. Clients were very pleased by her work and very loyal to her.

Rita refused to be defined or limited by a disability, but disability was a central fact in her everyday life. Rita contracted polio while she was a student at the College of St. Benedict in St. Joseph. This resulted in significant paralysis in both her legs. From that time forward, she walked with the use of her "sticks," or short crutches. She moved herself very slowly, although surely, to her destination. Her arms were very strong and she was very determined. She always got to where she was going and arrived there on time.

Rita returned to St. Benedict after her bout with polio and obtained her degree. She worked as a computer programmer in the early days of computers. She then attended William Mitchell College of Law in St. Paul, continuing to work as a programmer full time during the day and taking law school classes and studying at night. She graduated in the upper part of her law school class.

Rita refused to let her life, her profession or her attitude be affected by her disability. She never asked for any accommodation. She drove a van with hand controls and lived independently her entire life. She never married.

In her later years, Rita encountered serious health issues, including a stroke, breast cancer, kidney failure resulting in a transplant, post-polio syndrome and occasional fractures from falling. Her health problems required her to retire earlier than desired, but she survived these misfortunes with a positive attitude. Rita continued to maintain an office at Rider Bennett and came into our office with some regularity until our law firm moved at the end of 2004. Only in her last several years did she begin to use a motorized wheelchair. A stroke ended Rita's life on July 26, 2006.

Rita Lukes never complained. None of her colleagues ever heard her complain about her condition or the things that had happened to her, even though she easily could have and most of us would have. Rita was a devout Roman Catholic who believed that God had a plan for her, and she was also a matter-of-fact realist who recognized how things were and took them as they came. She would say "Well, that's just how things are." Rita was an inspiration to all who knew her.

DAYTON E. SOBY

IN MEMORIAM
ALLAN R. LUND

August 22, 1924 – February 9, 2006

Allan R. Lund was born on August 22, 1924 in Dawson. He attended school in Dawson and enlisted in the U.S. Marine Corps following high school. He served in the Corps for three years, from 1942-45, and spent 26 months in combat in the South Pacific. He was honorably discharged with a rank of staff sergeant.

Following his discharge from the Marines, Allan married his childhood sweetheart, Jean Oium. He was preceded in death by Jean in 1996 after 51 years of marriage.

Allan graduated from the University of Minnesota law school in 1950 and was admitted to the state bar in 1951. He joined Gerhardt Sonnesyn in the general practice of law. For more than 20 years, he served as attorney to the Royal Norwegian Consulate General with offices in Minneapolis and was legal counsel to Sons of Norway. His general practice of law included probate matters, including wills, trusts, estates and conservatorships and general business. He was associated for many years in law practice with his good friend, Jim Colwell, and his son, John Lund. In 1984, he was knighted by King Olav V of Norway.

Allan retired in 1986 and traveled and golfed with Jean. He loved music and attended concerts regularly throughout his life. Allan was also an avid coin collector and had collected both American and ancient coins. He continued his interest in coins until his death and had an extensive library of coin books. He frequently gave talks to community groups about coins and medals. He was an avid bridge player, reader, golfer and patriot. For more than 50 years, he was a member of Lutheran Church of the Good Shepherd.

Allan is survived by five children; Carol, Janet, John, Diane and Bruce; several grandchildren, great-grandchildren and great-great-grandchildren.

Allan was a quiet and gentle man who loved the practice of law.

JOHN LUND

IN MEMORIAM

JOHN SAMUEL MacEACHERN

December 2, 1970 – February 11, 2005

John Samuel MacEachern was born December 2, 1970, as the youngest of six children. A longtime resident of Minneapolis, he grew up in Dinkytown before settling in the southwest "lakes" area as an adult. John's two defining characteristics were his nearly unparalleled intellect and adventurous spirit.

John received his undergraduate degree from Williams College in Williamstown, Massachusetts, in 1993 and graduated magna cum laude from the University of Minnesota Law School in 2000. He spent his legal career as an associate tax attorney in the Minneapolis office of Faegre & Benson LLP.

John's full and adventuresome life was complimented by his great abilities as a raconteur. Helping a friend quarry stone for a retaining wall, dog sledding on the North Shore, racing in a rollerblade marathon, picking strawberries (no white ones), laying out detailed plans for remodeling his bathroom (a do-it-yourself project, of course) and his motorcycle collection all provided John a chance to regale his friends. His love of adventures extended to those of others. All his friends will attest that one of his favorite requests was, "Tell me a story."

Every activity was enhanced by John's presence. He was never short of ideas and had an almost instinctive ability to make even the mundane event enjoyable. To this day, I marvel at his ability on our frequent motorcycle rides to locate the perfect lightly traveled and unpatrolled five-mile stretch of blacktop.

John's death in February 2005 was a severe loss to all of us. John's clients lost the application of his brilliant intellect to their most complicated tax problems, and all who knew him lost a dear friend.

NICHOLAS S. BOEBEL

IN MEMORIAM
CAROLYN MARIE McCANN

October 11, 1954 – June 1, 2006

Carolyn McCann was born in Minneapolis. She died on June 1, 2006, of multiple myeloma. Prior to her death, Carolyn was an attorney with Leonard, Street and Deinard and Doherty, Rumble & Butler before joining the North Oaks Company as president in April 2001.

In joining North Oaks Company, Carolyn was able to live out the dream of many real estate lawyers by helping to implement the development plans that she had helped craft as the company's counsel. Carolyn was valued by her clients and colleagues as both a smart, practical lawyer and as a trusted, caring advisor.

Carolyn was first diagnosed with myeloma in November 2002. Throughout her illness, Carolyn worked at her profession as much and as long as possible. She always maintained her enthusiasm for life and hope for the future. She fought cancer as she undertook most activities in her life – uncomplaining and without self-pity. During her struggle with this disease, Carolyn's husband, Douglas Fifield, kept friends and family advised through the Caring Bridge Web site. The following is an entry from June 7, 2006, one week after Carolyn's death:

Carolyn was always a list maker. She kept little notebooks laying around that she would jot things down in for later retrieval. Today, while in our closet rummaging around for a box of "thank you" cards, I came across one of those notebooks....

I stood there in the dim shadows of the closet, slowly leafing through this most intimate remainder of my love's interests and thoughts when I came across this undated entry: ...

*Collecting sayings about death/wishes
-oullive your memories of doing stupid things
-forget about learning tricky grammar rules - lay/lie
-live each day as if it's your last
-can't be happy every day*

... she was always surprising me. That was one of the secrets to our love - that there was always something around the next corner that could surprise and amaze. Maybe she left me these little things just for that purpose. She was like that.

Carolyn is survived by her husband of 20 years, Douglas Fifield; and their two children, Kate (17) and Joe (14). She is sorely missed by family, friends and colleagues.

TIM WELCH
ROBYN HANSEN
ELLEN SAMPSON

IN MEMORIAM

WILLIAM RAYMOND NELSON

June 10, 1929 – October 10, 2006

William Raymond Nelson was born in Sioux City, Iowa, on June 10, 1929, to Florence and James Nelson. He attended the University of South Dakota Vermillion and then transferred to the University of Minnesota, where he graduated with a bachelor of science degree.

While attending William Mitchell College of Law in St. Paul, Bill worked at Honeywell. In 1957, he graduated from William Mitchell, where he established an enviable record. He then joined the law firm of Meagher & Geer as a litigator and surety lawyer. One of Bill's colleagues commented that he remembers Bill as a very bright lawyer who had a great sense of humor and was well-liked by the entire legal community.

After practicing in Minneapolis for 15 years, Bill moved to Saudi Arabia, where he worked as an international contract attorney for 13 years. During that time, he was able to travel extensively, which was something he enjoyed. One of his favorite adventures was hunting during a safari in Kenya. He was a "citizen of the world."

Bill was a great father who loved to spend time with his children. As his son, I remember him coaching our sports teams or serving as a Boy Scout leader. We would also enjoy time together on the St. Croix. I have fond memories of Dad working on his law school papers on his Royal typewriter as my sisters and I played around him. It always impressed me how well Dad could multitask -- he was a father, student and full-time employee at Honeywell, and he excelled at all three.

Bill was conservative but many things about him were non-conformist. He was a cowboy -- never too preppy.

After retiring in 1987, Bill spent the remainder of his life in Arizona. On October 10, 2006, Bill died peacefully at his home in Tucson, Arizona, at the age of 77. He is survived by his sister, Sharon; first wife, Beverly; children, Randy, Suzy, Sally and Nancy; second wife, Mary; and Mary's children, Brad, Mark, Kim and Chuck.

We will always have Bill in our hearts. However, we will miss his voice, intelligence and wit. God bless him and may he rest in peace.

RANDY NELSON

IN MEMORIAM

RONALD H. ORTLIP

November 14, 1945 – April 24, 2006

Ronald Ortlip was born and raised in Waconia. He earned both a bachelor of arts degree in history and a juris doctor from the University of Minnesota. During Vietnam, Ron served as an officer in the U.S. Navy.

Ron spent his entire career advocating for equal justice while working for the State of Minnesota. Everyone who had a chance to work with Ron regarded him with the highest respect. He established the Legal Advocacy Project ("LAP"), which later became part of the Minnesota State Public Defender's Office. In the LAP program, Ron represented inmates in the internal prison disciplinary system.

Ron and his co-workers, Rick Gallo and Peggy Millington, worked very closely together, and the three of them "were like a family." Ron was very dedicated to his job. He worked long hours and always tried to find an angle no matter how hopeless a case seemed. He often asked inmates to call him at home, even if it was in the middle of the night. When inmates at the Lino Lakes prison learned of Ron's death, many of them broke down, mourning the great advocate they had lost.

Ron's friends knew him as a Renaissance man who carried an encyclopedic knowledge of history, art, antiques and literature in his head. He read voraciously, and had a passionate interest in politics. He enjoyed discussing the lessons to be learned from history. Ron was generous in the way he treated and spoke about others. He was a compassionate Democrat who believed that the least among us deserve respect and opportunity, and that the government has an important role to play.

Ron loved the Mississippi River, and always kept a boat moored on Harriet Island. Once a year, Ron also made sure to get away to England with his girlfriend, Sydney Olson. Ron was well-liked and respected by everyone who knew him. He was a joy to be around, and he enjoyed his friends and family.

Ron is survived by his love and best friend, Sydney Olson; sisters, Jean (Al Tobey) and Virginia Zwiebel; and two generations of nieces and nephews. Ron is also survived by his faithful dog Sophie, who stayed by his side until the very last moment of his life. Ron is preceded in death by his parents and brother, Earl.

BARBARA JEAN D'AQUILA
PATRICK R. MARTIN

IN MEMORIAM
LLOYD JULIUS OSTLUND

Date of Death: May 31, 2006

Lloyd Ostlund's nickname, "Our Indispensable Man," was most fitting. Formerly of Minnetonka, Lloyd initially retired with his wife, Renee, to California. They later settled in Sun City, Arizona, where he passed away on May 31, 2006, at the grand age of 92.

Lloyd graduated from Central High School in Minneapolis. He went on to attend the University of Minnesota and graduated from the William Mitchell College of Law in St. Paul. His enjoyment of academics led him to donate his time to teach securities and mutual funds law.

He enjoyed a long and productive legal career. He practiced for 37 years, first with IDS as vice president and general counsel. Then in 1972, he was invited to be senior vice president of law for Lutheran Brotherhood, where he served until his retirement in 1982. Although quite serious in his professional work, Lloyd was very friendly and personable. He also loved a good story.

Lloyd was a World War II veteran of the U.S. Army and served three years in Europe. After VE Day, he served for seven months on the War Crimes Commission in Munich.

Lloyd was an avid golfer and reader, and enjoyed playing tennis and bridge. He was a member of the Golden Valley Country Club for many years.

Lloyd was a devoted husband to Renee, his loving wife of 59 years, and his daughters and grandchild. He also enjoyed a large circle of social and professional friends and acquaintances.

DAVID J. LARSON

IN MEMORIAM

JOHN A. PIERRO

June 24, 1920 – December 1, 2006

John Pierro was born on June 24, 1920. He attended North High School in Minneapolis and upon graduating entered the University of Minnesota. World War II temporarily interrupted his plans to attend law school. John joined the Air Force and served as a navigator in the South Pacific. He was stationed in the Philippines and spent the war years transporting food and supplies for American troops stationed in that area.

Upon returning to the United States, he enrolled in the University of Minnesota Law School, graduating in 1949. Before setting up his own practice in the Plymouth Building, he worked for State Farm Mutual Insurance Company and Allstate Insurance Company.

Together with Aldo Pieri and Richard Johnson, he built the Law Center Building at 1625 Park Avenue in Minneapolis, where he officed for more than 40 years. He mentored many young attorneys, helping them establish practices and spending endless hours reviewing their files and evaluating their respective clients' claims. Many evenings were spent sitting around the coffee table, discussing management of files, with John usually getting in the last word. During the early years in the building, John lived in an apartment adjacent to the building. After he married Berenice Saholt, he moved to North Oaks and later to Fridley.

John served Hennepin County as a Conciliation Court referee. Over a period of 15 years, John was a regular participant in the court. He was diligent in his service and very respectful of the rights of all people who appeared before him. He always listened attentively and gave due consideration for any claim, no matter how small nor seemingly unimportant. Fairness was his guiding light.

For recreational activities and hobbies, John had a great love of the outdoors. He fished and hunted in Canada, Alaska, the northwestern part of the United States, South Dakota and Minnesota. When he entered full retirement, he maintained a summer home in Wisconsin and spent much of his time there teaching his grandchildren his great love of the outdoors. He was an avid downhill skier, having skied from childhood. He was a perfectionist in his style and meticulous in his teaching. He was always able to carve a perfect path down a hill and he wanted others to have the same exhilarating experience that he had.

He brought the same meticulous habits to his work. He was always well-organized and prepared. His motto was if you had to take a case to trial, you had not done a good job representing your client, his credo being that all cases, if properly prepared could and should be settled. In the rare instances where he did try cases, his meticulous work ethic was apparent to judges and juries and he almost, without exception, prevailed to the benefit of his client. He was a lawyer's lawyer.

John died on December 1, 2006, at the age of 86. He is survived by his wife, Berenice; stepchildren, Kathy Lucia, Robert (Vicki) Saholt, Karleen (Bill) Meyer; grandchildren, Shelley, Kelley, Kerrey, Nicholas, Christopher, William, Jonathan; great-grandchildren, Spencer, Vincent, Dakota, Morea; brothers, William and Joseph; nieces, nephews, relatives and friends.

WILLIAM STARR

IN MEMORIAM
FRANK W. PLANT

February 28, 1913 – January 1, 2007

Frank W. Plant was born in Minneapolis on February 28, 1913. Frank attended The Blake School in Hopkins and graduated from Canterbury School, a Catholic preparatory school in Connecticut, prior to attending Princeton University in Princeton, N.J. He attended the University of Minnesota Law School, where he was president of the Minnesota Law Review, and graduated with honors in 1936.

Frank joined the Kingman Law Firm, predecessor to the Gray, Plant, Mooty, Mooty & Bennett firm of today. He worked in private practice until the outbreak of World War II. After moving to Washington, D.C., he worked in the Office of Price Administration (OPA) until his acceptance into the Marine Corps Officer Candidate School at Quantico, Virginia.

Trained as an air liaison officer, Frank landed with the first wave of troops at Tarawa, Saipan and Tinian in the South Pacific, helping to develop early strategies for the use of aircraft in tactical air support of ground troops. At the conclusion of the war, he rejoined the Kingman firm.

Frank was a leader in creating opportunities for women, minorities and disadvantaged persons and sharing generously through many pro bono activities. He was an early participant in the Amicus program and also active in Legal Advice Clinics and other groups seeking to help the poor and underprivileged. The Frank W. Plant Equal Justice Award is named in his honor.

Frank's legal practice was focused in the areas of family business, trusts and estate planning. A brilliant mind and trust-instilling qualities greatly benefited his many clients. Frank was a very good mentor of young lawyers and always helpful in providing them with advice and appropriate working opportunities. Truly, he was a lawyer's lawyer.

Frank's extensive reading and wide range of interests made him a delightful conversationalist. Meaningful discussions provided some of Frank's favorite moments. Frank was also an excellent tennis player and golfer, winning a club championship in both sports.

Gentle and humble, Frank was also a man with strong convictions. Faith and family were foremost with this man of multiple talents.

JOHN W. MOOTY

IN MEMORIAM
KELLY SCOTT RASK

December 18, 1950 – March 17, 2006

Kelly Rask graduated from Macalester College in St. Paul in 1972 and received his juris doctor from the University of Minnesota Law School in 1982. He served as associate counsel for various law offices from 1984 to 1987 and in private practice from 1988 to 2005. While Kelly was always a practicing attorney, his first love was politics and policy, as evidenced by how he spent his free time.

Kelly became involved in conservative politics at an early age and served as one of the first presidents of the Minnesota Chapter of the Young Americans for Freedom student organization. While still in law school, Kelly was honored to be invited to serve on President Reagan's transition team (1980-81). In the mid 1980s, he decided to try his hand at becoming an elected official and ran unsuccessfully for a seat on the St. Paul City Council. Kelly also facilitated various online policy discussion groups.

One of Kelly's proudest moments was the publishing of his human development policy concept in "The American Experiment Plan" (Center of the American Experiment, Minneapolis, 1990). This idea first began as a proposal presented in a paper he wrote as a law student in 1980. His commitment to this concept, and determination that it eventually become federal policy, remained steadfast.

While facing a grim prognosis following cancer treatment, Kelly created an online presence for this concept to keep it alive following his passing. It was only the brief, intense battle with esophageal cancer that could silence his own voice from speaking about the promise that this policy could bring to the United States.

Beyond his political ideology, Kelly will be best remembered by those closest to him for his brilliant mind, his love of reading, his quick, dry wit and his gentle, kind spirit.

Kelly is survived by his mother, Patricia Thomson Rask; brothers, Todd and Mark (Joyce); sisters, Sheila O'Hearn and Polly Harrison-Townsend (John); and nieces and nephews, T.J., Nikki, Ryan, Rachel, Justice and Owen.

POLLY HARRISON-TOWNSEND

IN MEMORIAM

CAROL RUTH RIEGER

April 6, 1941 – September 12, 2006

Carol Ruth Rieger grew up in Chicago, where she met and married William Thigpen while studying English at Northwestern University. They had three children: Laura, Jim and Kelly. In the 1960s, Carol supported Evanston's integration of its public schools and eventually sent her children to one of the first racially diverse schools in Illinois. After Kelly's birth, Carol began law school at Northwestern University Law School.

Carol joined the firm of Jenner & Block in Chicago after graduating from Northwestern in 1973. She practiced criminal defense and eventually served on the firm's management committee. Carol tried numerous high-profile cases, including the Chicago Contract Buyer's League lawsuit of the 1970s. This was a pro bono case in which Carol represented African-American clients who had been sold homes at astronomical prices.

In 1983, Carol moved to Minneapolis to become a professor at the University of Minnesota Law School, where she taught evidence and professional responsibility. In her classes, Carol focused on how the rules can and should be used to advance a client's case. Her daughter, Kelly, now an actress, and others were brought to class to be examined and cross-examined by second- and third-year law students.

In 1987, Carol returned to law practice as a partner with Lindquist & Vennum. Carol used her finely honed trial skills in cases ranging from the NFL Players Association antitrust suit against the NFL to the successful defense of Kaiser Steel's water rights in Southern California. Throughout her practice, she continued as a consummate teacher to young lawyers, whether sitting in with a young associate during the lawyer's first deposition or taking the time to carefully explain the edits on a brief.

As intense and rigorous as she was in representing her clients, Carol was warm and generous with her family, friends and colleagues. Carol's many parties at her home always meant great food and great wine, and an evening of stimulating conversation among friends. After Alison – the first of her three grandchildren – was born in 1989, Carol and Alison could regularly be found at Minneapolis city parks or at Camp Snoopy with friends from Lindquist.

Carol was an expert in reinventing herself. On a weekend trip to Ouray, Colorado, in 1993, Carol bought an art gallery. Upon her return to Minneapolis, she donated her business suits to a non-profit that aided women re-entering the workforce and marshaled her son and her son-in-law to disburse her possessions from the back of a U-Haul truck to friends and family throughout the Twin Cities.

During her years in Ouray, Carol ran her gallery, wrote fiction, and was an active volunteer with the City of Ouray's Planning Commission, the library board, and the Humane Society. She also entertained her grandchildren and loved to take daily hikes with her dogs, Cheyenne and Dakota. Carol successfully completed the Imogene Pass Race, a 17-mile run from Ouray to Telluride.

Carol passed away on September 12, 2006, in Colorado after a long and valiant battle with cancer.

JIM McCARTHY
KATHI LEE

IN MEMORIAM

ANTOINETTE T. RILEY

February 8, 1916 – August 13, 2006

Toni Riley, an attorney and wife of Hennepin County Judge Neil Riley, passed away August 13, 2006, at her home in Rio Verde, Arizona. Mom was a civic leader, a staunch advocate for the environment, a devoted dog and nature lover, and someone who used her knowledge and love of the law in her work for the community and environment.

Mom was born and raised in St. Paul and attended the University of Minnesota, where she graduated in 1936. Despite her mother's misgivings that becoming a lawyer wasn't "a woman's work," Toni enrolled in the University of Minnesota Law School, where she was a pioneer, one of three women in the class of 1939. While attending the law school, she met and later married Neil Riley, who went on to become a judge of the Hennepin County District Court.

After completing her law school studies, Mom tried to get a job as an attorney. When no law firm would hire a woman as a lawyer, she took a job as a legal secretary at the St. Paul Insurance Company. She continued in that work while her husband served in the Army during World War II. She remained in the secretarial position until her employer learned that she was pregnant with her daughter, Susan, at which time she was fired.

Mom's difficulty in finding employment in the field in which she was educated gave her a lifelong dedication to enhancing the rights of women in the workplace. She was tireless in encouraging her daughter and grandchildren to seek graduate school education and to become leaders in the workplace. She was also a tireless advocate for women's rights, and a longtime supporter of Planned Parenthood.

In addition to her advocacy for women's rights, Mom also was a staunch advocate for the environment and animal protection. She served as a secretary for the Minnesota chapter of the Nature Conservancy, and strongly supported the Minnesota Humane Society.

Mom was also a dedicated public servant. She served 12 years as an elected member of the Wayzata City Council and was chosen as Wayzata's person of the year in 1975. One of the causes to which she dedicated herself was the preservation of the Norenberg Park, now part of the Three Rivers Park District.

Toni Riley is survived by her three children: daughter, Susan Gunderson (John); sons, Steven (Julie) and Peter (Patricia) Riley; five grandchildren and four great grandchildren. She will always be remembered as someone who used her legal training not in the formal practice of law, but to advance the rights of others, and to protect the environment.

PETER W. RILEY

IN MEMORIAM
LANCE W. RILEY

March 24, 1951 – September 16, 2006

Dad called the last year of his life the best year. He had recovered from one bad illness. He was working at home with my mom and spending most of his free time being the best dad he could. He was involved in everything we were doing as students, athletes and teenagers. He spent his mornings getting us up for school, reading the newspaper and making his "list" for the day. Every day before we left, he would say, "Have a wonderful day." His life revolved around providing for our family and being with us.

We live in Nashwauk. That was the last leg of his journey. Dad had worked at Radio AAHS in Minneapolis, which at the time was unique commercial radio. In 2000, after Radio AAHS shut down, we moved to Goodland and finally settled here. Every Sunday morning, Dad and I went to church at 9 a.m. We always sat in the same pew. I once asked him what it was like to have kids and he said it gave his life a meaning it never had before. He was a father above everything else.

Dad had plenty of experience and he became a great lawyer. I remember his devotion to his clients and his insistence that their matters were private and confidential. When he had free time, he loved to travel. He loved nature and spent the last six years of his life enjoying the outdoors and its entire splendor.

Dad attended Visitation Elementary School in Minneapolis and then graduated from Minneapolis Washburn High School in 1969. After high school, he went to Normandale Community College in Bloomington and graduated from Hamline University in St. Paul. He received his law degree from the University of Minnesota Law School.

If Dad would want you to know anything about him, it was that his number one priority was his devotion to our family. He fought his illness at the end with determination and great courage. It was only right that our family and friends were with him at the end.

ERIN RILEY

IN MEMORIAM

CHARLES JON ROSENGREN

January 20, 1939 – July 13, 2006

Charles Jon Rosengren was born and grew up in Fergus Falls. He was the son of Chester G. Rosengren, an attorney who became a state district judge, and Frances Rosengren. Jon was the starting center on the Fergus Falls High School basketball team that achieved a 26-1 record and won third place at the 1957 one-class state high school basketball tournament.

Jon graduated from Amherst College in Massachusetts. In 1964, he graduated from the University of Michigan Law School and was admitted to the Minnesota Bar that same year.

He began his professional career working for several national financial firms, where he quickly learned that their priorities were different from his own. He decided that he could not work for any company whose highest priority was not doing what was in the best interests of individual clients or customers. Jon then became an independent financial advisor and devoted his entire career to assisting individual clients with their financial affairs. He enjoyed the opportunity to utilize his legal knowledge and ability for the benefit of his clients.

Jon was one of the first to utilize new and successful approaches to investing for the sole benefit of his clients, including serving as a totally independent advisor who worked solely on an hourly fee basis. Jon taught his clients how to handle their affairs themselves so they did not become dependent on him. Furthermore, he was one of the first to pursue the now-common approach of developing a diversified portfolio of no-load, low-cost, high-quality mutual funds for long-term investing with periodic portfolio rebalancing.

Many of Jon's clients became his closest friends. One of his clients, Rosemary Moneta, became his wife. Jon did not marry until he was 54, but he finally found the right woman and they had 13 wonderful years together. They traveled extensively throughout the world.

Jon was an intelligent, competitive, ethical, generous and caring man who lived his values both professionally and personally. He lived his life with intensity and passion. Thankfully, his competitive attitude carried him through cancer twice when he was in his early 30s, bypass surgery in 1991, major back surgery in 2001, and the many hospitalizations and surgeries in between. Jon died peacefully at his home in Edina, on July 13, 2006, after succumbing to complications of congestive heart failure and chronic obstructive pulmonary disease.

Jon will be greatly missed by his many clients, friends and family members, but his legacy will live on through the scholarship program he has established. It will provide substantial college scholarships for many Fergus Falls High School graduates to attend the local community college.

DAYTON E. SOBY

IN MEMORIAM
WILLIAM ROY ROSENGREN

June 10, 1934 – July 13, 2006

Bill Rosengren was born in South Minneapolis on June 10, 1934. He graduated from Roosevelt High School in Minneapolis, the University of Minnesota and the University of Minnesota Law School. While in school, Bill was an award-winning cartoonist for the Roosevelt Standard (in high school) and Minnesota Daily (college) newspapers. His love of political and humorous cartoons remained a passion throughout his life.

After law school, Bill served as an officer in the U.S. Navy from 1955 to 1957. Following private practice with the Minneapolis firms of Dygert & Riordan and Wright & West, Bill served as senior attorney with International Multifoods. Bill joined Ecolab Inc. in 1973 as the company's first general counsel. He retired from Ecolab in 1997 as senior vice president and general counsel. In addition to his legal responsibilities, Bill served in other capacities during his tenure with Ecolab, including as acting head of human resources and director of quality assurance.

Bill's tenure with Ecolab coincided with a period of explosive growth in the role of corporate law departments and Ecolab's law department was recognized as an example of excellence. In addition to founding the department, Bill authored its first corporate code of conduct and oversaw the development of its corporate governance procedures. Bill was a founder of "CLOG" – the Chief Legal Officers Group, composed of the general counsel of Minnesota's leading companies.

Long active in community and professional service, Bill served on the boards of directors of Amicus, Inc. and the Science Museum of Minnesota. He also served as chair of the boards of directors of the Better Business Bureau of Minnesota and the Minnesota Corporate Counsel Association.

A man of deep faith, Bill was an active member of his Catholic Church parishes. In recognition of his long and dedicated service to the Catholic community, he was honored by selection to the Equestrian Order of the Holy Sepulcher of Jerusalem.

Bill died on July 13, 2006, of complications relating to kidney cancer. He is survived by Rosemarie, his wife of 47 years; two sons, two daughters and eight grandchildren. Bill was preceded in death by an infant grandson, Andrew.

Those of us who worked with Bill knew him as a superb lawyer, a man of highest principle, a wonderful example and a treasured friend. To his family, he was a dedicated husband, father and grandfather. To the very end, he possessed a wonderful and self-deprecating sense of humor that made him a pleasure to be around. He is missed by his family and his numerous friends and colleagues.

LAWRENCE BELL
KEN IVERSON

IN MEMORIAM

RICHARD Y. SAKO

June 11, 1962 – July 12, 2006

Despite his mere 5 feet 5 inches in height, Rich Sako stood tall in this community. He was a vigorous athlete, talented international lawyer, dedicated family man and friend to many.

Growing up, Rich was an avid hockey player. In later years, he became a golf enthusiast and Hazeltine National Golf Club member who played the game with the same tempo, grace and mechanical precision with which he approached life and the law. He was also a competitive cyclist. His discipline and drive were evidenced by his rising at 5 a.m., year-round, for 25-mile cycling races with his brother, Eugene, just to get the day started.

Rich graduated cum laude from the University of Minnesota Law School in 1989 and served on its Law Review. His career as a corporate lawyer began with the law firm of Sidley & Austin in Chicago. In 1993, he returned to Minnesota to join Faegre & Benson LLP and was admitted to the partnership in 1998.

Rich's practice was principally devoted to international business transactions. And as the years passed, he became the face of Faegre & Benson to lawyers around the globe. Following his death, expressions of condolence were received from lawyers in more than 20 countries.

Rich greatly enjoyed the practice of law. He loved being an international business lawyer and appreciated working for great clients on interesting transactions in far-flung places. He never complained about the disruptions associated with that work: the weekends traveling away from home, awakening at odd hours from perpetual jet lag or the many late-night conference calls necessary to complete transactions occurring in other time zones. Rich was living his dream and worked hard to live it exceptionally well. More than anywhere else, he enjoyed working in his ancestral land of Japan. He was also active in the Japan America Society. And as many may know, Rich was equally comfortable and effective working in South America, the Middle East, India or Europe.

Rich's passion for sports and the practice of law were second only to his commitment to his family. Rich was never happier than when spending time at home with his wife, Hiroyo, playing with his daughter, Kristin, or coaching his son, Andrew, in hockey.

Rich was also a generous colleague and gracious friend. He displayed qualities of professionalism, integrity, courage and humility. While he left us far too early at the age of 44, he left us with a lifetime of fond memories, inspiration and gratitude.

GEORGE MARTIN
KATHY RUHLAND

IN MEMORIAM

CLAYTON MERRILL SCOTT

April 7, 1924 – April 17, 2006

Clayton Merrill Scott ("Scotty") was born on April 7, 1924, in Minneapolis to William and Elma (Ferguson) Scott. He grew up with two brothers, Roger and Dean. Scotty graduated from Minneapolis West High School in 1942 and served in the U.S. Marine Corps. He received a bachelor's degree in mechanical engineering from the University of Minnesota in 1946 and worked as an engineer for General Electric.

On April 29, 1950, he married Charlotte Sideris at St. Paul's Episcopal Church in Minneapolis. They built a home, had two children (Geoffrey and Elizabeth) and lived in the Morningside area of Edina for 33 years.

In 1954, Scotty and Charlotte decided to stay in Minneapolis and have Scotty follow his dream of becoming a lawyer. While attending law school at night, Scotty supported his young family by teaching math at Dunwoody and Gale Institute. In 1959, he graduated with a juris doctor degree from William Mitchell College of Law in St. Paul. He practiced patent and contract law as a member of the legal staff of Federal Cartridge Corporation from 1967 until his retirement in 1989.

Scotty was a devout member and lay leader of St. Paul's Episcopal Church in Minneapolis. He taught Sunday school and served in numerous offices of the church vestry, including senior warden.

Many of Scotty's later years were spent at his retirement home off Upper Tainter Lake in Wisconsin, where he enjoyed the wildlife and daily walks around the lake. He enjoyed being near and babysitting his grandchildren, whom he called the "twinkies".

Scotty died April 17, 2006, from complications of Parkinson's disease. He is survived by his wife of 56 years, Charlotte; son, Geoffrey (Kathleen) Scott; daughter, Elizabeth Scott; grandchildren, Emily (Joel) Hansen, Julia (Jon) Strand, William Scott and Katherine Scott; brother, Roger (Pat) Scott of Bremerton, Washington; and many nieces, nephews and cousins.

**ELIZABETH SCOTT
CHARLES McKUSICK**

IN MEMORIAM
THE HONORABLE
GEORGE M. SCOTT

September 14, 1922 – May 25, 2006

George M. Scott was born to Francis and Harriet (O'Donnell) Scott in Clark, New Jersey, on September 14, 1922, the youngest of eight children in a proud Irish family. The family home was humble; it had no electricity or running water. Yet, from an early age, George had an interest in education, government and politics. This was evident in his high school senior yearbook, where he said his goal was to become a U.S. senator.

George was inducted into the Army and was sent to school at the University of Minnesota, where he obtained a bachelor of science degree and met his future wife, Joyce Hughes. Her father was an attorney who had great influence on George. While in the Army, George was part of the 44th Infantry Division during the Normandy Invasion and also served in France, Germany and Austria.

After the war ended, George attended the University of Tennessee in Knoxville and New York University Law School. George then returned to Minnesota, where he married Joyce and attended Minneapolis College of Law (now part of William Mitchell) at night, working during the day as a claims investigator. Upon graduation from law school, George and his classmate and good friend, former Minnesota Supreme Court Chief Justice Douglas K. Amdahl, opened the Amdahl & Scott Law Office.

George served as deputy attorney general on the highway commission that helped implement the new interstate highway system in the United States. In 1955, he was appointed Hennepin County Attorney and was elected the following year. He was re-elected four times and had tremendous influence on criminal discovery and procedure throughout the country. He drafted the county's first search warrant application and prepared the first Miranda warning card. As county attorney, he never lost a case that he tried.

George was active in DFL politics, and ran for governor in 1970. He was active in many organizations, including the Minnesota County Attorney's Association, the National District Attorneys Association, the Optimists Club, the March of Dimes and Volunteers of America. He received numerous awards, including the coveted Histadrut Award for his "dedication to the ideals of democracy" from the Jewish Laborers Union and the Minnesota Trade Union Council for his lifelong dedication to organized labor. He also received the Volunteers of America's highest award for distinguished service to humanity.

In 1973, George was appointed to the Minnesota Supreme Court and was elected to that position in 1974. He was re-elected in 1980, serving with distinction until his retirement from the court in 1987. George and Joyce retired to Key West, Florida, and traveled the world, returning during summers to the family cabin near Amery, Wisconsin.

George is survived by Joyce, his wife and partner of 59 years; his sister, Ethel Eberle; his five children, Daniel, Neil, Brian, George and Sheila; 11 grandchildren and many other family and friends.

"Memories, memories, songs of long ago. I thank everyone I know and everyone I don't know who made life so wonderful." (George M. Scott, Acknowledgement from the Minnesota Justice Series No. 6, The Civic and Judicial Career of George M. Scott, Minnesota State Law Library, St. Paul, MN 1989.)

SHEILA A. SCOTT
DANIEL M. SCOTT

IN MEMORIAM

ROBERT G. SHARE

March 11, 1926 – April 24, 2006

Bob Share passed away on April 24, 2006, at a youthful 80, in the middle of a tennis match. His family and friends were shocked by his death, not by the fact that he was playing tennis at the time. We had all counted on sharing him for many more years.

Bob was born in 1926 and was raised on Minneapolis's North Side. He served in World War II, attended the University of Minnesota Law School and began practicing law in 1950 in New York City. There, he met and married Alice Freeman. Bob and Alice moved to Minneapolis in the mid-1950s. Bob practiced law in Minneapolis until his retirement at the end of 1993. He had been a partner with Levitt, Palmer, Bowen, Rotman and Share, and became a partner in Briggs and Morgan in 1983 upon the merger of those two firms. Bob became of counsel to Briggs on January 1, 1994. His successful legal career was followed by a successful retirement as he pursued his dream of living part of each year on his sailboat, "Up With a Twist," in San Diego Harbor.

Bob was a marathon runner, hiker, sailor, canoeist, skier and weight lifter. Only after retirement did he seriously renew interest in tennis, playing two to three times a week when in Minneapolis. All of this kept him in great shape but did not interfere with the occasional Beefeater martini "up with a twist." He was a hard worker but also had a great sense of fun and adventure. He was also a wonderful storyteller, and no one laughed harder at his stories than Bob himself.

Bob was an accomplished trial lawyer, but in the "old school" tradition, was equally comfortable handling business and real estate transactions and acting as a personal counselor to his clients. He combined high skills and high ethics, and was a great and wise teacher and mentor, as well as a gentleman in the finest sense of that word. He was a tenacious advocate for his clients, but it is a testament to his character that many attorneys who opposed him in litigation came to count him as their friend. He was a friend and mentor to several "generations" of lawyers at Briggs and Morgan.

No biography of Bob would be complete without mention of his avid environmentalism, including his role as a founding member of the North Star Chapter of the Sierra Club, whose first meeting occurred in Bob's living room.

Alice died in 1997. Bob is survived by children, Steve (Ronna Rochell), Ellen and John (JoAnn); grandchildren, Izaak, Elan, Jacob, Robin, Amy, Benjamin and Annie; and brother, Leonard (Jean). He also leaves behind a host of friends and admirers in the Twin Cities legal community.

JAMES E. NELSON

IN MEMORIAM

GEORGE HOWARD SMITH

October 17, 1948 – February 28, 2006

George Howard Smith was born on October 17, 1948. He went to Minneapolis South High School, where he lettered in football and wrestling. He graduated in 1966, and went on to obtain both his undergraduate degree in 1971 and his juris doctor in 1974 from the University of Minnesota. While in college, George became friends with future judge, Walter Bowser. Judge Bowser said that of all the people he has met since he arrived in Minnesota in 1967, George stands out as the most genuine and of the highest quality.

Right out of law school, George became a solo practitioner until he joined the law firm of Douglas, Jacox, Trawick, McManis and Lipert. George and Leon Trawick, who have been good friends since college, struck out on their own in 1978. For 28 years thereafter, George and Leon practiced together at the law firm of Trawick and Smith in Minneapolis. George represented people in cases involving worker's compensation, Social Security disability, criminal and personal injury matters. In his professional life, George was very diligent, hardworking and responsible. As an attorney, he was second to none. George was respected and well-liked by his colleagues, judges and opponents. The young lawyers in his office knew him as a great mentor.

George cared about people and championed many causes. In addition to taking on cases for clients who were unable to pay, he volunteered with Chrysalis (a center for women) as an attorney for 17 years. At Chrysalis, George gave free legal advice and educated women about the divorce process. He derived great joy from empowering these women with the knowledge and tools necessary to make informed legal and financial decisions throughout the divorce process.

George is described as a proponent of anything "Minnesota." He was a dedicated fan of the Timberwolves, Vikings and University of Minnesota sports teams. He also enjoyed most sports on television, and usually had coaching solutions for football and basketball teams. As a result, people would jokingly call him a "couch coach." George loved jazz music, collecting records, playing racquetball and cocktail with friends downtown.

On February 28, 2006, George died suddenly at the age of 57. He is survived by his significant other, Avis C. Poupart; his two sisters, Jean Jackson and Jackie Webb; cousins, Edward Smith and William Smith; and goddaughter, Kim Miller, among other relatives. George is also survived by his devoted cats, Gus Smith, Precious and Max. George is predeceased by his mother and father, George and Mary Smith. George is deeply missed by his friends and family, but his memory remains alive and strong in their hearts and minds.

BARBARA JEAN D'AQUILA
PATRICK R. MARTIN

IN MEMORIAM

GENE R. SOMMERS

March 26, 1935 – June 6, 2006

Gene Sommers, a highly skilled and respected attorney knowledgeable in the esoteric field of rate regulation of retail electric, gas and telephone utility service, passed away, at age 71. Gene died in a hospital not long after suffering a stroke at his home in Plymouth.

Gene was a 1953 graduate of Patrick Henry High School in Minneapolis. He then attended the University of Minnesota and, after graduation, he served in U. S. Army Intelligence from 1957 to 1959. After he finished his military service, Gene entered law school at the University of Minnesota. During the 1961-62 Minnesota Supreme Court session, he served as the law clerk for Justice Otis.

Following his admission to the bar, Gene joined the law department of Northern States Power Company (NSP) in August 1962. He devoted his entire legal career to NSP (now Xcel Energy), working from its corporate headquarters in Minneapolis until he retired on November 30, 1993. In retirement, he greatly enjoyed being a full-time "Papa" to his 14 grandchildren. He is sorely missed by them, his five children and his loving wife, Nancy, whom he married in 1957.

Only a limited number of his fellow attorneys came to know Gene in his work at NSP. However, all residents of Minnesota and South Dakota enjoy the fruits of his labor as a pioneer in developing the statutory and rule framework for state regulation of natural gas and electric retail service. This followed its statutory introduction in both states in 1975.

He is described by colleagues as a person who was always calm and unflappable. He used his previous experience with federal regulation of interstate gas pipeline wholesale rates to mentor attorneys on both sides of the regulatory table. This came about in part because most participants in the specialized field of electric and gas service administrative law in both states were just becoming initiated in the field's complexities and nuances. Gene was a very knowledgeable and kind man who never portrayed an aura of arrogance to his peers who were struggling with the intricacies of rate regulation.

Justice Sam Hanson of the Minnesota Supreme Court was formerly a trial attorney who developed an expertise in retail rate utility regulation while representing both NSP and Minnesota Power. He tried the first electric service rate case in Minnesota for NSP with Gene at his side. Justice Hanson states that, "Gene was the maestro and I was privileged to be his student."

The Honorable Allen Klein – who, as the ALJ, presided over many administrative proceedings with Gene representing NSP – took a moment in Gene's last rate case before retirement to pay tribute to Gene and "express on behalf of the regulatory system as a whole the appreciation of all of us for his contribution....In every gas case, and many electric cases, his imprint has been carried through [with] a cool head and a sense of humor ... that help make these proceedings tolerable human experiences for us."

A snippet of Gene's expertise can be read in his article entitled "Recovery of Electric Utility Losses From Abandoned Construction Projects", 8 Wm Mitchell L. Rev. 363 (1982). A larger legacy is the knowledge he gave to the Minnesota regulatory community. For example, David Lawrence, chief administrative judge for the Regulatory Commission of Alaska, began his career in the NSP law department under the mentorship of Gene Sommers. The members of that law department and all attorneys in the Minnesota regulatory system join me in paying respect to Gene Sommers.

HAROLD J. BAGLEY

IN MEMORIAM
THE HONORABLE
THOMAS M. STRINGER

January 24, 1943 – January 19, 2006

On January 12, 2006, Judge Tom Stringer openly discussed the challenge he faced in packing for his upcoming vacation. He needed warm clothing for a weekend of ice fishing on Mille Lacs Lake, beach clothing for a week with his family in Mexico and formal attire to attend the investiture of Chief Justice Russell Anderson upon his return to Minnesota. On January 15, 2006, Tom's good friend drove him off the lake and commented, "Tom, you live quite a life!" Tom responded, "I love my life."

On January 19, 2006, following a walk on the beach in Mexico, Thomas M. Stringer suffered a massive heart attack in a beach shower. He died just days before his 63rd birthday. He is survived by his wife, Judy; his son, Paul, and daughter-in-law, Tahra; his daughter, Betsy, and five siblings.

Tom grew up on a dairy farm south of Forest Lake. An early goal was to get off that farm. In high school, he worked at the bowling alley, setting pins until 11:30 p.m. to save money for college. He enrolled at the University of Minnesota and majored in English. Lacking money to finish school, Tom went to work as a foreman for a landscaping company until he joined the U.S. Army for two years, serving in Korea in 1965. Tom returned to finish his undergrad degree in 1969 and graduated from the University of Minnesota Law School in 1972. He first worked for an antitrust law firm in Minneapolis and traveled the country while working on nationwide class action suits.

In 1978, Tom and Judy returned to life in a smaller town when Tom accepted a position in Fergus Falls with a five-attorney, general-practice firm. Tom contracted with Otter Tail County to provide representation for indigent persons in misdemeanor, juvenile delinquency, child protection and civil commitment cases. This experience gave him a strong interest in courtroom work. Tom was also active in community work in Fergus Falls. He was a longtime member of the Kiwanis club, belonged to numerous veterans' organizations, and served on the Fergus Falls City Housing and Redevelopment Authority and on the Otter Tail County Board of Adjustment.

In 1989, Tom was appointed to the Seventh Judicial District Bench by Governor Rudy Perpich. As a judge, Tom was hardworking and dedicated. He was committed to making a difference in the lives of people who appeared before him. He was a good judge because he was a good person. Tom connected with the people who appeared in his courtroom. He was thoughtful and compassionate, but firm. Tom loved being a trial court judge and worked diligently for the Minnesota District Judges Association. He was pleased and proud to serve as MDJA president in 2000-2001 and was deeply honored to receive the MDJA Outstanding Service Award in 2002.

Tom Stringer did love his life. He loved fishing, was an avid bowler, and enjoyed golfing and chasing lost golf balls. Tom also loved dumb jokes – really dumb jokes. People often left his chambers groaning while he chuckled.

THE HONORABLE WALDEMAR SENYK

IN MEMORIAM

ROSS L. THORFINNSEN, SR.

June 23, 1920 – November 29, 2006

Ross was born June 23, 1920, in a log cabin in Kalispell, Montana. He was the younger of two children. He rode his first horse at the age of 4, and rode thereafter to and from the one-room schoolhouse where he first attended school. At the age of 12, Ross and his family moved to Minnesota. He graduated from Osseo High School at the age of 16. While attending the University of Minnesota, he worked two jobs to pay his way through school. Ross graduated from the University of Minnesota Law School in March 1942 at the age of 21.

Shortly after graduation, Ross enlisted in the military. Ross and Jane were married in Washington, D.C., on December 18, 1943, days before he went off for service abroad. Ross, having enlisted in the Navy, was a bomb disposal expert stationed in the South Pacific during World War II. He was honorably discharged as a lieutenant junior grade in the summer of 1946.

Upon his discharge, Ross went to work for the Soo Line Railroad. He stayed there for 19 years. His career at the railroad included handling complex Interstate Commerce Commission cases. Eventually, he moved out of the Soo Line legal department and was promoted into upper management. Ross left the Soo Line in 1965 to become the vice president of transportation for Archers Daniels Milling Company. After five years, he left ADM to take a position as president and CEO for National Car Rental.

In 1973, after the sale of National Car Rental, Ross went into the private practice of law with his close friend, Harlan Perbix. For the remainder of his professional career, Ross practiced law in the western suburbs, including much of that time with what is now the Thorfinnson Law Offices. His second son, Tom, joined Ross in the practice in 1980. Ross was the consummate advocate, actively litigating cases well into his late 70s.

In 1973, Ross was elected to the Orono School Board and served for eight years, finishing as chairman. Ross was a Rotarian for more than 30 years and was a Paul Harris Fellow, having been first a member of the Minneapolis Rotary Club and later the Hopkins Rotary Club.

Ross enjoyed his retirement years riding horses at his farm in Medina and fishing at his second home in the Florida Keys.

Ross is survived by his wife of over 63 years, Jane. Jane and Ross had four children: Ross Jr. (Lynda), Vicki, Tom (Jamie) and Scott. In addition, they were blessed with two grandchildren, Alexis and Ashley.

TOM THORFINNSEN

IN MEMORIAM
THOMAS E. TICEN

December 9, 1927 – March 11, 2006

At the age of 78, Thomas E. Ticen passed away peacefully at home on Saturday, March 11, 2006.

Tom was a gifted lawyer for 52 years who served his clients well. But thousands of people know him better for his years of public service. When Bloomington became a city, he was there to help write its charter. Bloomington City Attorney David Ornstein says, "The City of Bloomington is a grateful beneficiary of Tom Ticen's many years as counsel to the city's charter commission. No document is more important to the city than its charter, and Tom's guidance in drafting Bloomington's constitution and preparing significant amendments is a lasting legacy."

Later, Tom represented the people of Bloomington in the state Legislature. Under his leadership, the government center was built, the county hospital became a reality, the library system was expanded and community corrections became a county function. Current Hennepin County Board Chairman Randy Johnson says, "Tom Ticen was a very dedicated and bright public servant. He was chairman of the board when fundamental changes occurred in the basic responsibilities of county government, a time when many county programs were expanded and improved."

Tom chaired the board when the Hennepin County Government Center was formally dedicated in 1975. At the dedication ceremony, he said, "The formal dedication of our new headquarters culminates more than a decade of planning and development. The government center is designed to be a 'people's center' — with the emphasis of openness, responsiveness and accessibility of services."

Despite the political acrimony that accompanied the county's higher visibility, Tom was there to make the tough decisions. The county is a better place because of his efforts and dedication.

Tom is survived by his loving wife Gayle, of 28 years. He will be greatly missed by his children, Joanne Mallon (John), Mary Sticha (Paul), Thomas Ticen Jr., (Tricia) and Stepson-Randal D. Johnson (Doreen); and his 11 grandchildren.

Tom loved the law and always said he was still practicing until he got it right.

FLOYD OLSON
DAVID ORNSTEIN

IN MEMORIAM
YASUSHI WADA

September 10, 1921 – September 14, 2005

Yasushi Wada was born on September 10, 1921, in Tokyo, Japan. He was the youngest of four children. His father, Rev. Masahiko Wada, accepted an Issei pastorate at Gardena Valley Baptist Church in California, and the family immigrated to the United States when Yas was 9 years old. Yasushi completed Gardena Valley High School as valedictorian, but was denied recognition for his lack of American citizenship, which did not come until 1955. He attended Redlands College in California for one year and was an honor student.

The U.S. declaration of war against Japan interrupted Yasushi's college plans. Because Yas' parents were community leaders, the FBI took them from their home to an assembly, followed by internment in separate penitentiaries. Each of Yas' peers was sent to separate internment camps. Yas was interned in Poston, Arizona.

He was granted release from camp in 1943 to attend Eastern Baptist College and Seminary in Philadelphia. In 1946, Yasushi accepted a student ministerial call to organize Nisei Christian Fellowship in Minneapolis, later named Twin City Independent Church.

During Yasushi's ministry, he was involved in the relocation of his people from camp in the Twin Cities. In 1948, Yas received his bachelor of arts from Hamline University and his bachelor of divinity in 1949 from Bethel Seminary, both in St. Paul. In 1958, while continuing to serve the church, Yasushi graduated from William Mitchell Law School in St. Paul.

In 1960, Yasushi moved to Chicago, where he specialized in corporate law with Continental Casualty Company. He also served as interim pastor at Lakeside Japanese Christian Church. In 1970, Yas joined James B. Lund and William Eckholdt in private law practice in Minneapolis, specializing in immigration. He also was involved in delicate railroad litigation in Washington, D.C., and resumed to his pastorate with the Twin City congregation.

In 1978, Yasushi was accepted to the Wisconsin State Bar Association and practiced law in Hudson, Wisconsin, where he organized a new Baptist Church. Following a move to Seattle in 1982, Yasushi was employed in the corporate finance division of Bogle and Gates Law Firm. In 1987, the West Los Angeles Japanese ministry called him to pastor.

Yasushi continued in ministry and law professions for more than 70 years. In 1996, he was honored by the governor of Minnesota for working beyond retirement age in varied professions and capacities. In 1990, on the basis of Yasushi's education and professions, the state of Washington approved him as an emergency substitute teacher in the far west of the state. Yas' personal interests included membership in the Swedish American Chorus. He was an avid tennis player and supported USC football. Yasushi had a servant heart for people's needs and a passion for his calling.

Yasushi and Joyce were married in May 1974. By marriage, Yas inherited three stepchildren and four grandchildren, whom he held dear, Laura and Rebecca in particular. Yasushi was a man of honor and integrity. He was a man of the Gospel. His father had become a lawyer in Japan prior to completing seminary, and was a role model for Yasushi as a man of prayer.

JOYCE Y. WADA

IN MEMORIAM

CHARLES J. WAGNER

April 27, 1941 – October 28, 2006

Charles J. Wagner died on October 28, 2006, at the age of 65. Chuck graduated from Benilde High School in St. Louis Park in 1960, attended the College of St. Thomas in St. Paul, and graduated from the University of Minnesota in 1964. The university granted him a bachelor of arts degree in political science, with a minor in history. Chuck then attended the University of Minnesota Law School, where he earned a juris doctor degree in 1964.

Early in his legal career, Chuck practiced law with the Legal Aid Society and at the Hennepin County Housing and Redevelopment Authority before establishing his own private law practice. While in private practice, Chuck also served as a Conciliation Court judge for the Hennepin County District Court for more than 25 years. As a Conciliation Court judge, he heard and helped to resolve many disputes for Hennepin County residents. Kay Richards, operations manager for the district court, notes that the court always appreciated Chuck's willingness to come to the courthouse on short notice to fill the needs of citizens seeking to get their disputes resolved. Kay remembers that as a Conciliation Court judge, Chuck was very patient and a good listener, and was particularly noted for treating people well.

While law was Chuck's profession, his passion and creativity were expressed in the craftsmanship, skill and expertise he poured into building his collection of thoroughly researched, made-from-scratch, historically authentic and incredibly ornate scale models of sailing vessels from centuries ago. Chuck is remembered by his family and friends for his congeniality, fondness for intellectual conversation, and an explosive and contagious laugh.

Chuck is survived by his son, Joseph C. Wagner, and sister, Mary (Chuck) Eitel. He was preceded in death by his parents, Clarence J. and Hilaria (Pontius) Wagner, and his brother, Thomas G. Wagner.

THE HONORABLE GARY LARSON

IN MEMORIAM

JAMES L. WEGNER

April 29, 1934 – April 7, 2006

James L. Wegner (everybody called him "Jim") was born April 29, 1934, in Minneapolis and passed away April 7, 2006, in Columbia Heights.

After graduating from Breck High School in Minneapolis in 1952, Jim attended Carleton College in Northfield and then enlisted in the U.S. Army, serving from 1954 through 1956. Being stationed in France, he made the most of the opportunity to develop a lifelong interest in fine wine, fine food and gourmet cooking.

While in the Army, he also became an accomplished pistol shooter and won a number of shooting competitions.

Jim graduated from the University of Minnesota Law School in 1963 and entered into law practice with his father, Carl Wegner, in a "storefront" office on Central Avenue N.E. in Minneapolis. Later, Jim had a solo practice in his downtown office. He handled a wide range of cases, including misdemeanors, real estate, personal injuries, divorce, wills and probates.

Always an avid outdoorsman, Jim was invited to many a deer camp or duck camp during the hunting season. His upbeat personality made him a welcome hunter, but maybe he was more welcomed because of his gourmet cooking skills, which caused him to be the "perpetual camp cook."

Trap shooting, sporting clays and, in particular, skeet shooting were favorite hobbies. He won numerous individual awards for skeet shooting. With his keen shooting ability, his team also frequently finished first place in their league.

In his younger days, Jim spent many weekends scuba diving for sunken logs in Sandstone Lake, or exploring the wreck of the Lucerne in Lake Superior. A permanent display of relics that he and the other divers discovered from the Lucerne is in the Maritime Museum in Duluth.

Jim served the community as a member of the Minneapolis Aqua Jesters for many years. The clown role he most enjoyed was that of "Harriet, the Loon." He was quite a picture in his brightly flowered dress with a 3-foot-tall papier-mâché loon head resting on his shoulders, clowning with his "better half" – "Calhoun, the Loon." Together, the clowns would go to Aquatennial parades, call on various nursing homes and also attend community festivals to entertain children and the elderly, bringing laughter to all. Jim thoroughly enjoyed helping people. He was ever cheerful, smiling, jovial and witty.

Jim is survived by his loving wife of 49 years, Connie, and their four children (Leanne, Mary, Karl and Carole) as well as six grandchildren. He will be remembered as a very loving and dedicated father, grandfather and husband, as well as a loyal friend.

ROBERT J. BEUGEN

IN MEMORIAM

DAVID K. WENDEL

December 8, 1923 – September 20, 2006

The son of a lawyer, David Wendel graduated from the University of Minnesota Law School in 1952. He practiced law out of Hennepin County in various capacities until he retired in 1990. His affiliations included David K. Wendel and Associates, Home Insurance Company, Rerat Law Firm, and partnership with Perry Copeland. His broad practice emphasized FELA (Federal Employers Liability Act) and personal injury.

His professionalism and integrity were a credit to the bar. He took lawyer/client confidentiality to such an extent that if he saw a client who was also a family friend, his wife would learn of the meeting only from the friend, never from David.

David served as a sailor on a landing ship tank (LST) in the Pacific during World War II. He was part of MacArthur's campaign in the Solomon Islands. Always an avid photographer, he kept a "war diary" of photographs taken during his time in the Pacific that ultimately resulted in two very full photo albums. The photographs show natives in the Solomon Islands, smoke from not-so-distant battles, and Japanese flags painted on the ship, increasing from four to six as the photos progress.

David raised six children with his first wife, Judy, and two step-children with his second wife, Mary. He served as leader of the Cub Scout pack, introduced his children to all forms of water sports, and took his families on road trips out West and out East. He was passionate about education, and was involved with his children's educations. For example, he insisted that they all take typing and science. A child who claimed boredom would have been directed to read a book and write a book report. Every year, he and Judy took the family for a week's vacation out to Big Island Veteran's Camp on Lake Minnetonka.

David was passionate about life and learning; his hobbies included sailing, photography, HAM radio and computers. He belonged to the Calhoun Yacht Club and to a local HAM Radio MARS club until he moved to New Mexico in the early 1990s. Fascinated by computers, he was an early adopter of PCs. By the time he retired, he had a basement office filled with computers and HAM radios. Unfortunately, a stroke in 1995 destroyed David's short-term memory (and portions of his long-term memory) and he no longer understood how to use computers. When told that a camera could take a picture without using film, this man who was always on the cutting edge of technical knowledge was no longer sure whether someone was pulling his leg or whether he had missed something.

David enjoyed retirement by taking long road trips. He would drive to Florida or Arizona to visit friends, stopping wherever the mood struck him along the way, returning home when he got there. He and his wife, Mary, moved to New Mexico and were building a home to accommodate his radio antenna when he had his stroke.

David was predeceased by Mary in February 2006, and by his daughter, Julie, in 1972. He is survived by his sister, Joan Ketchum; seven children and stepchildren; nine grandchildren; and 12 nieces and nephews.

THE FAMILY OF DAVID WENDEL

HENNEPIN COUNTY DISTRICT COURT JUDGES

The Honorable Ronald L. Abrams	The Honorable George F. McGunnigle
The Honorable H. Peter Albrecht	The Honorable E. Anne McKinsey
The Honorable Stephen C. Aldrich	The Honorable John Q. McShane
The Honorable Pamela G. Alexander	The Honorable Kerry W. Meyer
The Honorable Ann L. Alton	The Honorable Daniel C. Moreno
The Honorable Toddrick S. Barnette	The Honorable Cara Lee Neville
The Honorable Patricia L. Belois	The Honorable Beryl A. Nord
The Honorable Robert A. Blaeser	The Honorable Jack S. Nordby
The Honorable Gina M. Brandt	The Honorable Allen Oleisky
The Honorable Tanya M. Bransford	The Honorable Bruce A. Peterson
The Honorable Kevin S. Burke	The Honorable Steven A. Pihlaja
The Honorable Susan N. Burke	The Honorable Charles A. Porter, Jr.
The Honorable Phillip D. Bush	The Honorable Janet N. Poston
The Honorable Regina M. Chu	The Honorable Kathryn L. Quaintance
The Honorable Francis J. Connolly	The Honorable Jay M. Quam
The Honorable Harry S. Crump	The Honorable Jeannice M. Reding
The Honorable Margaret A. Daly	The Honorable Denise D. Reilly
The Honorable Mel I. Dickstein	The Honorable Susan M. Robiner
The Honorable David M. Duffy	The Honorable Marilyn B. Rosenbaum
The Honorable Mary S. DuFresne	The Honorable Warren R. Sagstuen
The Honorable Deborah Hedlund	The Honorable Heidi S. Schellhas
The Honorable John L. Holahan	The Honorable Richard S. Scherer
The Honorable William R. Howard	The Honorable Robert M. Small
The Honorable Marilyn J. Kaman	The Honorable John J. Sommerville
The Honorable Patricia Kerr Karasov	The Honorable James T. Swenson
The Honorable Gary R. Larson	The Honorable Mark S. Wernick
The Honorable Herbert P. Lefler	The Honorable Thomas W. Wexler
The Honorable Tony N. Leung	The Honorable Lucy A. Wieland
The Honorable Daniel H. Mabley	The Honorable Lloyd B. Zimmerman
The Honorable Tanja K. Manrique	

HENNEPIN COUNTY BAR ASSOCIATION 2007 BAR MEMORIAL COMMITTEE

Thomas F. Nelson, Chair

The Honorable H. Peter Albrecht	Barbara Jean D'Aquila
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William D. Birch	Howard B. Tarkow
Paul E. Bohnsack II	James L. Young

Joann Barquest (Finance and Commerce)
Joy Hamilton and Liz Kelley (HCBA Staff)

Special Note:

This memorial session is held on an annual basis. Attorneys who have passed away more recently will be honored at the 2008 memorial session.

The Memorial book is presented to the families and friends of the deceased attorneys and members of the bench and bar with compliments of Finance and Commerce and the Hennepin County Bar Association, 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.

Posted MLHP: August 20, 2020