

**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
Assistant Chief Judge James T. Swenson
Presiding

Invocation
The Honorable H. Peter Albrecht
Hennepin County District Court

Introduction of Special Guests

Musical Selection
Dolce Wind Quintet

Recognition of Deceased Members
Mary Vasaly, President-Elect
Hennepin County Bar Association

Remarks and Introduction of Speaker
Sonia Miller-Van Oort, President
Hennepin County Bar Association

Main Address
Former Minnesota Supreme Court Justice Sam Hanson

Musical Selection

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

Presentation Accepted

Court Adjourned

Wednesday, May 7, 2008

Presented by the Hennepin County Bar Association

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SPEAKERS

May 7, 2008	Former Minnesota Supreme Court Justice Sam Hanson
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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

Dear God, we humbly ask You to be with us today as we pay tribute to and remember our loved ones and colleagues. Please hear this prayer, which we make on behalf of all who are gathered here, as we grieve the loss of our husbands, our wives, our parents and our children, our brothers and sisters, our friends and our colleagues.

We especially ask You to bring comfort to the families who are here.

The families: Our wounds barely healing, our tears barely lessening, our pain barely subsiding, but the memories never fading, we have accepted the invitation to come to this service. For some of us, coming here today has not been easy. We are in the midst of coming to grips with the loneliness and emptiness, one small, uncertain yet determined step at a time. And now we reopen our wounds and find ourselves once again engulfed in memories, as the lawyers and judges here pay tribute to and celebrate their friends, our loved ones.

The profession: We miss our colleagues with whom we argued, debated, consulted, tried cases with and against, laughed and simply enjoyed. We respected their ability. We trusted their word. We were proud to know that their friends and the community knew them as lawyers. They were everything that is good about our profession.

Dear God, we ask You to be with us here today, and to bestow upon the families and friends who have gathered here a sense of peace and comfort in knowing that those whom we honor have passed on into Your eternal presence.

Amen

MEMORIAL ADDRESS

May it please the court, judges, fellow lawyers and our special guests - the family and friends of those departed lawyers whose lives we honor today. We honor them for their contributions to the legal profession, to the cause of justice and to the well-being of our society that depends so fundamentally on the rule of law and on those who, in both large and small ways, tend to its gardens. Welcome to this Annual Bar Memorial Session of the Hennepin County District Court.

As I review the names of those who we honor today, I am impressed, first, with how all of them live on through their work as lawyers and judges. One of the most wonderful aspects of the law is the quality of timelessness. Although the law only operates in the present, it draws so significantly from the lessons of the past and it provides guidance for our activities in the future. In fact, our legal education teaches us to appreciate the principles of causation - both as we analyze the evolution of legal rules and as we investigate the facts of any given situation. And those principles encourage us to look for connections across time, to pay attention to chronology, and to differentiate between cause and effect.

As lawyers and judges, we are asked to sort out the responsibilities for past events and to devise mechanisms that allocate responsibilities for future events. It is no accident, therefore, that the legal profession has the broadest temporal focus. We reach back, and sometimes very far back, to our roots, while at the same time we project forward to provide guidance for future generations and for situations that we cannot now even imagine. In this profound way, all of the lawyers we honor today live on in the work that they have performed over their lives and careers.

This is perhaps most obvious for the many judges whose lives are summarized for us. The hundreds of opinions authored by Judge Donald Lay will be read and cited for years to come, just as he read and cited the opinions of others who went before him. So, too will the decisions of Judges Thomas Forsberg, Robert Forsythe, Kenneth Maas, John Moonan, and Dolores Orey become part of the mosaic of the law, linking the lessons of the past to the issues of tomorrow.

And, although the impacts of the professional lives of these judges may be more apparent, they are not different in quality or kind from the impacts of the professional lives of the practicing lawyers who may have stood beside and helped redirect the future of people whose lives were at their lowest moment in our criminal justice system. Other lawyers may have quietly drawn someone's will, helping to give structure to their future and to that of future generations. Still other lawyers may have organized the businesses that will live on as legal persons well into the future or may have drafted the contracts that will solve disputes that have not yet even arisen. Two of our honorees, William Danforth and Robert McClure, spent the major part of their legal careers teaching the law. Their legacies live on in the lives of those they inspired. I am proud to count myself as one of the many who were deeply influenced by William Danforth's passion for the law and his integrity as a person.

I am impressed also with the rich diversity of the contributions of these departed colleagues. Years ago we would most often have gathered to honor only men, who were then the predominant members of our profession. Our session today celebrates the impact of the increasing number of women who have come to the bar. The practices of these women and the other individuals memorialized were as diverse as the profession itself, from civil litigators to criminal prosecutors and defense lawyers; from business planners to family lawyers; from tax advisors to immigration attorneys. Many were to be the first, and perhaps the only, lawyer in their family, while others bear names of legal families that are familiar to us.

The professional legacies of these departed colleagues would exist, of course, even if we did not come together to write, to honor and to preserve their memorials. But this step - this recognition and celebration - makes those legacies more visible and, by making them visible, allows us to bring these individuals here and to have one more day with them, collectively.

I recently read a short but enlightening book by Mitch Albom called "One More Day". It is a fanciful story of a man who is down and out and who has lost his mother, who may have been the only person to believe in his worth as a human being. Now injured, and passing in and out of unconsciousness, his mother comes to him and they spend one more day together. He is permitted to honor her for the many times she stood by his side, and to express his regret for how he was often absent from her life. She is permitted to affirm his life as whole and good. When he finally asks, "How can this be that we are together for this day?" she replies, "When you have someone in your heart, they are never gone, and when you bring them to your mind, whether awake or in your dreams, they will come to you."

Today, we have called to mind our departed colleagues in the law. I like to think that they have come to us - their smiles are reflected in our smiles, their compassion is reflected in the feeling of connection that we now have with them and with each other, and their kind offers of help and support will be reflected when we leave this session of the court and reach out our hands to those in need. They are here because we have brought them to mind. As one writer, Mary Kay Blakely, has said:

One life stamps and influences another, which in turn stamps and influences another, and on and on until the soul of human experience breathes on in generations that we will never even meet.

We honor our departed fellow lawyers and they, by the stories told in these memorials, honor us.

FORMER MINNESOTA SUPREME COURT JUSTICE SAM HANSON

IN MEMORIAM
CHARLES O. AMDAHL
September 2, 1963 – January 11, 2008

Charles O. "Charlie" Amdahl was born in Minneapolis on September 2, 1963, to Douglas K. and Phyllis J. Amdahl. He attended Southwest High School in Minneapolis, where he graduated in 1981, the same year he received his Eagle Scout Award.

He then attended St. Olaf College in Northfield, where he graduated with a bachelor of arts degree in 1988 with a major in English. While at St. Olaf, he also studied music and theater.

Following college, he traveled to Alaska, where he worked in a salmon factory in Valdez. In 1989, he joined several other St. Olaf alumni as a recording artist in Taiwan and enjoyed some success with a record release and tour. Working as a representative with UFO Records in Taipei, Taiwan, he also helped repackage American music releases and market them to the Chinese people. While in Taipei, he also taught English and learned Mandarin.

Through his travels and work in Alaska and the Far East, Charlie developed a continuing interest in travel. This led to many foreign trips, including traveling by way of the Mandarin Passage on his way around the world.

Charlie returned to Minnesota in 1990, where he attended William Mitchell College of Law in St. Paul. He graduated in May 1994, receiving his Juris Doctor *cum laude*. Following law school, he served as a law clerk for the Hennepin County District Court and then practiced criminal defense law as a public defender with the Hennepin County Public Defender's Office. He was active in the Hennepin County Criminal Rules Committee and the Minnesota Defense Lawyers Association.

Charlie had many interests beyond the law and traveling. He had an abiding interest in film and the arts. He was the executive producer of "LikeHell - The Movie" about the Minneapolis band "LikeHell." The movie was shown at several international film festivals - including the Sundance Film Festival in Park City, Utah - and was shown not only in the United States but in Europe. Charlie was also active with Radio K, a student-run radio station at the University of Minnesota in Minneapolis.

Charlie was beloved by family, his many friends, and his colleagues in the practice of law. He particularly enjoyed his association with fellow lawyers in the Amdahl Inn of Court, which was named after his father, former Minnesota Supreme Court Chief Justice Douglas K. Amdahl. Charlie was survived by his father, Douglas; mother, Phyllis; and sister, Faith Amdahl.

FAITH AMDAHL

IN MEMORIAM

TERRENCE BISHOP

October 30, 1954 – July 17, 2007

Terrence "Terry" Bishop passed away on July 17, 2007. He is survived by his wife, Lisa; son, Michael; parents and siblings.

Terry was a long-time partner at Larkin Hoffman, having joined the firm in 1995 after practicing with Robins, Kaplan, Miller & Ciresi. Previously, he also served as an assistant county attorney for Winona County.

Terry practiced commercial litigation and personal injury law as a member of Larkin Hoffman's commercial litigation group. He was also a member of the firm's management committee. In that capacity, he chaired the recruitment committee.

Terry had a passion for all he did in life. He was devoted to his wife and family. But he also was devoted to his work as a lawyer, his golf game, his cabin and fishing (and not necessarily in that order on any given day). Terry was intensely competitive in a positive way, but was quick with a smile, a small joke or a word of encouragement. While acknowledging his competitive nature, I think his peers would agree that Terry saw the importance of reaching a fair resolution to any client matter.

Terry joined Larkin Hoffman as a shareholder. He practiced primarily in complex products liability, commercial litigation and personal injury law. He obtained multimillion-dollar verdicts for commercial clients in property or casualty disputes, including one of the largest fire casualty claims involving damages exceeding hundreds of millions of dollars.

However, Terry was most proud of the recoveries he secured for persons injured in an accident or through a product failure. He understood the importance of helping secure a financial recovery for a client, but also of helping them on a personal level to deal with their new life challenges. After 1998, Terry was regularly recognized by his peers as a "super lawyer" in the publication *Minnesota Law & Politics*.

Terry attended Dartmouth College in Hanover, New Hampshire, and graduated from the University of Minnesota in Minneapolis with honors. He attended law school at William Mitchell College of Law in St. Paul, graduating in 1983.

He was a faculty member for the National Institute of Trial Advocacy and was involved in the Minnesota Bar Association's High School Mock Trial Program.

Terry was very proud of being a lawyer and was anxious to help educate others who had an interest in the legal profession. Associate attorneys appreciated his efforts to help them understand what it means to be a lawyer, while balancing that commitment with the importance of family. Similarly, Larkin Hoffman staff appreciated the fact that he saw them as peers and treated them with respect and appreciation for their work.

We are very grateful for the role that Terry Bishop played at Larkin Hoffman and mourn his passing. We miss his smile, his intensity and his devotion to his clients. But we take comfort in knowing that Terry will be watching this year's Masters Tournament from his preferred seating above the golf course.

PETER COYLE, on behalf of the friends
and colleagues of LARKIN HOFFMAN

IN MEMORIAM

LORENS Q. BRYNESTAD

April 2, 1936 – June 19, 2007

Lorens Q. "Larry" Brynestad received his Juris Doctor degree in 1961 from the University of Chicago Law School following graduation *cum laude* and Phi Beta Kappa from St. Olaf College in Northfield.

After serving as a judge advocate captain in the U.S. Air Force, he engaged in the private practice of law in Minneapolis with the firm Mackall, Crounse & Moore from 1965 until 1992. After 1992, he became a solo practitioner in Brooklyn Park, where he practiced until his death.

Larry was a member of the American, Minnesota, Anoka and Hennepin County bar associations. Real estate law was the primary focus of his practice. He served as chair of the Hennepin County Bar Association's Real Property Section in 1974 and 1975 and chair of the Minnesota State Bar Association's Real Property Law Section in 1995 and 1996. An active member of the Real Property Council from 1980 until the time of his death, Larry also served as chair of its Title Standards Committee continuously from 1979.

Larry was principal author and moving force in assuring that standards of practice for real estate title in Minnesota evolved in a manner consistent with legislation and decisions rendered by Minnesota courts. Larry actively participated in the MSBA-sponsored "Colleague to Colleague" program. Through this program, and many continuing legal education presentations, Larry shared willingly his extensive knowledge and experience with fellow attorneys. Perennially selected by his peers as a "super lawyer" in the area of real estate, he was posthumously recognized for his contributions by presentation of the Distinguished Service Award at the 25th annual Real Estate Institute.

Recitation of education, bar association participation and service to the legal community does not fully describe the many contributions Larry made to the legal profession and real estate law in Minnesota. Nor does it express the profound effect he had on each of us as he touched our lives.

Larry was a kind and gentle man. Humble and self-effacing, he always found time to give personal attention and words of encouragement while greeting all with his great smile.

Larry's contributions of time and talent extended beyond the legal profession. He was an active member, director and former president of Vision Loss Resources and a member and former president of the Downtown Minneapolis Kiwanis Club. Lutheran Partners in Global Ministries also benefitted from his service.

A strong and abiding Christian faith was central to his life. As an active member of Bethlehem Lutheran Church for more than 40 years, he served his congregation as president and as a member of the church council and church choir.

Larry enjoyed camping, canoeing in the Minnesota Boundary Waters and hiking in the Colorado mountains with his wife, Phyllis; sons, David and Eric; daughters-in-law, Lea and Kristen; and five grandsons who survive him. Larry is also survived by countless friends who will remember Larry not just as a "super lawyer," but as a kind and considerate friend they were privileged to know.

GORDON L. JENSEN

IN MEMORIAM

PIERCE BUTLER

May 24, 1918 – March 3, 2007

So passed a friend, a lawyer and our partner at Doherty, Rumble & Butler on March 3, 2007. At 88 years, Pierce Butler was a young man. He was a grandson of a U.S. Supreme Court justice and a son of a founder of the United World Federalists. All three shared the name; all three were partners in the law office of Doherty, Rumble & Butler in St. Paul.

Pierce was born in the Panama Canal Zone, where his father served as an Army cavalry officer during World War I. He grew up in St. Paul, graduated from St. Paul Academy and then graduated from Harvard College in 1939. He attended law schools at Georgetown University, Harvard, and the University of Minnesota. His law education was interrupted by enlisting in the U.S. Army two weeks after the attack on Pearl Harbor. He trained at Fort Leonard Wood in Missouri and Fort Belvoir in Virginia. He was commissioned a second lieutenant in the Army Corps of Engineers and served in the New Guinea campaign. Post war, he served as an intelligence officer in Japan under General Douglas MacArthur.

He then returned to St. Paul to practice law at Doherty, Rumble & Butler. He specialized in corporate, mining and timber law. His true interests were politics, social justice, literature and the arts. He participated in founding the Minnesota International Center at the University of Minnesota. He was active in several more projects, including the Hill Reference Library, the Walker Art Center and the Guthrie Theater. Pierce was consul for the Netherlands for 20 years.

Pierce knew Shakespeare, the Bible, and all major Irish writers and thinkers. He told Boyd once, "All Irish writers are major."

This bar memorial is his second memorial in time. Honoring him, the Board of the Guthrie Theater had an evening reception, dinner and program, including a current play written by an Irishman. Pierce would have enjoyed that evening more than this tribute to him.

Pierce is survived by his wife, Joyce Mork Butler; daughter, Tara Butler; stepdaughters, April (Charlie) Murphy, Natalia (Patrick) Armitage and Heather (Scott) Simonett; step-grandchildren, Patrick, Caitlin, Miles, Cole, Brooks, Hadley, Allie and Natalia; and step-great-grandson, Jackson.

Through his life Pierce was a generous, warm and caring man. When Boyd heard of his death, he instantly thought of a well-known goodbye and then wept. When he told Joyce of it, she wept, too.

So we can all say farewell to Pierce Butler – poet, lawyer and friend – in these words:

*Good-night, sweet prince,
And flights of angels sing thee to thy rest!*
[Hamlet, Act V, Scene II]

BOYD RATCHYE
JACK MCGIRL
RICHARD WILHOIT
WILLIAM COSGRIFF
ALAN SILVER

IN MEMORIAM

JAMES HILLIARD COLLINS, SR.

March 14, 1919 – March 7, 2007

James Hilliard "Hilly" Collins, Sr. was born in Jacksonville, Illinois, and died in Traverse City, Michigan. Jim married Gertrude "Trudy" Hyden on January 1, 1949, in Minneapolis. They had three children - James Jr., David and Darcy.

Jim served honorably in World War II in the Army Signal Corps. Stationed in Eritrea, Africa, he was responsible for the transmission of coded information related to the war effort.

Jim attended the University of Chicago before the war, and received his bachelor of arts degree from Washburn University in Topeka, Kansas. He obtained his bachelor of laws and Juris Doctor degrees from the University of Minnesota Law School in Minneapolis in 1949.

Jim began practicing law as an attorney for the Title Insurance Company of Minnesota. He later joined Investors Diversified Services (IDS) as an attorney. Jim also became General Counsel of IDS Mortgage Corporation. The IDS group of companies developed a very large real estate and mortgage operation nationwide. Jim was an active member of the leadership team that made the expansion possible. He retired from IDS in 1980 after 25 years with the company.

Jim was an avid golfer and bowler. He also enjoyed playing the piano and listening to ragtime, jazz and big band music. Jim and Trudy built a home adjacent to Lake Michigan, where they enjoyed 24 years of retirement together.

Jim's family remembers him as a great husband, father and friend to many. He showered his wife, children, grandchildren, other family members and many, many friends with his genuine love and affection throughout his life. Jim was a sensitive and caring person who also possessed a wonderfully subtle sense of humor. He showed us how to live each day with a sense of caring, kindness and humility in all things.

Jim's lawyer friends from IDS remember him as a person always eager to help others. He made himself available as a mentor to many of the firm's newest lawyers. Jim's colleagues learned a great deal from him, as he drew upon his vast experiences in the real estate and finance fields to patiently explain how to handle complicated transactions. Jim's clients truly appreciated his practical legal and business advice, as well as his genuine friendship. He leaves a legacy of exceptional legal work and many admirers.

Jim Collins is remembered by all who knew him as a kind and caring person and an outstanding attorney.

**THE COLLINS FAMILY
GORDON EID**

IN MEMORIAM
WILLIAM B. DANFORTH

June 28, 1909 – May 6, 2007

William B. Danforth, who was a professor of law at William Mitchell College of Law in St. Paul for 30 years, passed away on May 6, 2007, at the age of 97.

Bill grew up in Blencoe, Iowa, and attended Morningside College in Sioux City, Iowa. He graduated from the University of Chicago Law School.

In 1935, he married his college sweetheart, Genevieve Metcalf. They had two children, Robert and Barbara; four grandchildren and five great grandchildren. He was preceded in death by his wife, Gen, and his daughter, Barbara.

Upon graduation from law school, Bill became assistant U.S. attorney and worked in that position until 1953 (interrupted by three years in the Navy). During his stint in the U.S. Attorney's Office, Bill had the opportunity to defend many of Roosevelt's New Deal policies before the Federal Courts. He remained a New Deal Democrat until his death. He also prosecuted numerous "characters," including bank robbers and some gangsters who wandered into Iowa from Chicago.

From 1953 to 1959, he practiced law in Mason City, Iowa, but always had a yearning to teach law. He accepted a teaching position at William Mitchell in 1959. Bill truly loved teaching and was respected and loved by his students. His students always remember his sense of humor, his voice that could penetrate a wall, and the hypotheticals on the chalkboard.

Fortunately, Bill's mind remained sharp, and he had a keen interest in all aspects of law and politics until his death. He will be remembered by all who knew him as a dedicated teacher and a loving and caring person. He will always be remembered by me as a loving father and the person who influenced me to become a lawyer and ultimately a judge.

THE HONORABLE ROBERT B. DANFORTH (retired)

IN MEMORIAM

ELIZABETH DRAKE

November 19, 1914 – November 21, 2007

Elizabeth "Betty" Drake, the second of three children, was born in Minneapolis shortly before the outbreak of World War I.

She graduated from Washburn High School in Minneapolis in 1932. In 1936, she graduated with a bachelor of arts degree from Macalester College in St. Paul.

After teaching school and then working for the National Youth Association and the Minnesota State Department of Education, Betty decided in 1942 to become a lawyer. She started taking night classes at the Minneapolis-Minnesota College of Law (now William Mitchell College of Law in St. Paul), but with World War II raging, she volunteered for the Women's Army Auxiliary Corps (WAAC) in 1943.

Betty served in the WAACs for three years. After basic training, she worked at the Pentagon in military intelligence, monitoring the movements of Japanese merchant ships. At the end of the war, Betty left the Army as a master sergeant with a letter of commendation for her work as a research analyst.

Back in Minneapolis, Betty returned to the Minneapolis-Minnesota College of Law, where she was the only woman in her class. She went to law school at night and worked as a legal secretary during the day for Drake & Drake, the law firm of her father and brother, Ben Drake, Sr. and Ben Drake, Jr. Graduating from law school with honors in 1949, Betty joined Drake & Drake full time in 1950.

Betty had a respected legal career, practicing probate and real property law. She was the 1977-78 chairwoman of the Minnesota State Bar Association's Real Property Law Section and one of four recipients of the Distinguished Service Award of the Real Property Law Section in 1991, the first year the award was given.

Both in her life and as an attorney, Betty was known for her friendliness, compassion, sense of humor and honesty. Once when she was testifying in a contested will case, the attorney for the other side was attacking Betty, trying to destroy her credibility. The judge stopped the attorney and reportedly told him, "If Betty Drake tells you that the sun isn't going to rise tomorrow morning, you'd better go out and buy candles."

Betty never married and lived in Minneapolis most of her life. She enjoyed her life, her friends, her law practice and the outdoors.

She volunteered for many causes. Like her brother Ben, Betty was deeply involved with Courage Center in Golden Valley. She served for several years on the Courage Foundation Board of Trustees.

After retiring as a lawyer, Betty traveled with friends and tended to her yard and flowers. She also found time to volunteer at Armatage Community School in Minneapolis, helping students with their reading.

After a brief illness in the fall of 2007, Betty died in Pine River.

This remarkable woman is missed by her many friends and particularly her family. They are confident that Betty would be proud of what women have accomplished over the years in our military and in the legal profession.

THE FAMILY OF ELIZABETH DRAKE

IN MEMORIAM

RUDOLPH P. EBERSBERGER

July 13, 1933 – February 4, 2007

Rudolph P. "Rudy" Ebersberger was known for his witticisms, integrity and fairness, devotion to friends and family, active role in many church expansion programs, and love of travel and golf. Rudy defined the word "raconteur" with countless stories from his life.

Rudy was born to Rudolph and Camilla (Bauer) Ebersberger in Oshkosh, Wisconsin, on July 13, 1933. He was one of seven brothers and sisters and remained close to his parents and siblings. Rudy earned extra money as a young man playing the accordion in local dance bands.

He graduated from Oshkosh High School in 1951 and then attended Oshkosh State College (now the University of Wisconsin-Oshkosh). Rudy graduated from the University of Wisconsin-Madison in 1955 with a degree in accounting. While at Madison, he met his future wife, Jane A. King, and they were married on April 7, 1956.

After graduation, Rudy accepted an accounting position at General Electric Co. in Schenectady, N.Y. In 1956, he entered Naval Officer's Candidate School, and upon being commissioned was sent to Supply Corps School in Athens, Georgia. Rudy was then assigned to Naval Air Station, Grosse Ile, Michigan, as a disbursing officer, serving in that position until completion of his commitment to the Navy in January 1959.

After the Navy, Rudy accepted a position as an accountant at Consolidated Papers in Wisconsin Rapids, Wisconsin. In 1961, he subsequently accepted a position as an accountant at Honeywell Inc. in Minneapolis, and later worked as a contracts administrator at Honeywell in the ordnance division. While employed at Honeywell, he attended William Mitchell College of Law in St. Paul, receiving his Juris Doctor degree in 1966.

After law school, Rudy accepted a position in the tax department at International Multifoods in Minneapolis, where he remained until 1973, when he established his private law practice.

His law practice encompassed a wide area of the law, including some public defender work. He also served as an appointed counsel for individuals who had commitments proceedings in the Hennepin County Probate Court Mental Health Unit, where he took great pride in helping people. He also practiced in areas such as family law, personal injury work, real estate, taxation and business law. Creditors' remedies and collection law were the primary focus of the later years of his practice.

Rudy retired in 1998 and continued to live in the Twin Cities until 1999, when he and Jane moved to Wisconsin Rapids, Wisconsin. They also enjoyed their cabin in Hayward, Wisconsin.

Rudy is survived by his wife, Jane; daughter, Camille, and her husband, Emile; son, Eric, and his wife, Lisa; and three grandchildren, Georgina, Sydney and Jared.

Rudy was proud of his family and a good friend who will be deeply missed by all who knew him.

THE FAMILY OF RUDOLPH EBERSBERGER
ANDY L. BOND

IN MEMORIAM

BARBARA C. ELLINGSEN

January 7, 1924 – May 9, 2006

Barbara C. (Burhans) Ellingsen was born on January 7, 1924. She was the eldest daughter of Ira H. and Millie C. Burhans of Stephen, Minnesota. She was one of six children.

Barbara started working in her father's law practice in Stephen early in her formative years. This experience provided a stepping stone to her enrollment in and graduation from the University of Minnesota Law School in Minneapolis.

She was one of the first women to graduate from the U of M Law School in 1949. This was a great source of pride to her since she was one of three female students. Her endeavor and discipline, as well as those of her female classmates, ultimately provided a smoother path for future female students. She had a tremendous drive to learn, achieve and accomplish and had many channels to pursue this need for change and excellence.

Barbara had the lead in the production of "Bessie, the Bandit's Beautiful Baby," a melodrama at Messiah Lutheran Church, when she met Art, her future husband and a member of the chorus. Their first date was at Chef's Café, where they had Cokes and french fries. After a growing friendship, they married.

Barbara stayed home for several years, raising her children. Some of her favorite times were reading books to them over the lunch hour, being home to provide a nourishing lunch for them, and catching up on the day's events. In the winter, she would meet them after school for ice skating on the school rink.

Barbara was the licensing supervisor for the City of Minneapolis and her discipline, efficiency and organization served her well in this capacity. It was a source of pride that her employees remained with her because she brought out the best in them and valued them. At her retirement, she was honored with a day named in her honor.

Barbara was an intelligent, practical, creative, giving, caring and loving individual who had a zest for life and a delightful sense of humor. She enjoyed the study of law, procedures and regulations and the regimen of discipline that it entailed, but had a need to have a beautiful and whimsical side of life.

She loved the family parties she hosted for years and it was with regret that time changed that activity. Her kindness, joy in living and appreciation of nature gave her contentment and fulfillment. She made an impact and will be greatly missed by anyone who had the pleasure to know her.

Barbara was preceded in death by her son, Thomas A. Ellingsen; brother, Chandler; and sister, Jean Carol Tedholm.

Barbara is survived by husband, Arthur L. Ellingsen of Burnsville; daughter, Nancy B. Ellingsen of Minneapolis; brothers, Ledyard N. Burhans of Delano (Grace), Ira N. Burhans of Crystal (Barbara); and sister, Natalie Ann Haugo (Freeman) of Vista, California. She had many nieces and nephews and she delighted in the company and enthusiasm of all of them.

She was an inspiration to all who knew her.

NANCY B. ELLINGSEN

IN MEMORIAM
THE HONORABLE
THOMAS G. FORSBERG

January 15, 1927 – July 15, 2007

Former Minnesota Court of Appeals Judge Thomas G. Forsberg, 80, passed away on July 15, 2007, from heart and lung complications. Both a sitting trial judge and an appellate judge for a combined 41 years, he continued as a retired Court of Appeals judge for another 10 years after his retirement from that court in 1995.

After graduating from high school in Appleton, Tom entered the U.S. Army in May 1945. He finished college after leaving the Army, and a friend convinced him to enter law school. He graduated from the University of Minnesota Law School in Minneapolis and began his legal career in 1952.

Governor C. Elmer Anderson appointed him to the Coon Rapids Municipal Court in 1954 as a part-time judge. He also continued to practice law in the firm of Smith, Feikema, Juster, Hall, Hedlund and Forsberg and was the city attorney for Blaine. Governor Harold LeVander appointed him a full-time County Court judge in Anoka County in 1967. In 1972, Governor Wendell Anderson appointed him as an Anoka County district judge. He remained there until Governor Rudy Perpich appointed him to the Minnesota Court of Appeals in 1984.

His more prominent trial cases included the joint prosecution by Hennepin, Dakota and Sherburne counties of Joseph Ture, who was convicted of the brutal kidnapping and murder of 17-year-old waitress Diane Edwards. When General Dynamics sued FMC Corporation in a contract dispute over top-secret missile defense systems, the Washington, D.C., lawyers involved requested that Judge Forsberg preside. After a top-security clearance by the federal government, Judge Forsberg heard the case in a closed courtroom.

Tom was an excellent tennis player and played the clarinet for many years in community bands. In 1960, he was a delegate to the Democratic National Convention in Los Angeles, California, and conferred with such historical figures as John F. Kennedy, Robert Kennedy, Eleanor Roosevelt, Lyndon Johnson, speechwriter Ted Sorensen and Tom's favorite, Harry S. Truman.

He was married to his wife and best friend of 53 years, Phyllis, until her death in 2002. His four children are Karl (Fred), William, Susan and Nancy. He is also survived by eight grandchildren.

TONY PALUMBO
Assistant Anoka County Attorney

IN MEMORIAM
THE HONORABLE
ROBERT AMES FORSYTHE

October 22, 1921 – June 10, 2007

Judge Robert Ames Forsythe was a kind and gentle man who lived life to its fullest and gave his all to his family, church and community. He was respected by and respectful to all people. A man without airs, he epitomized the ability to disagree without being disagreeable. He was a pragmatist who sought solutions that would improve the lives of all people. Public service was his forte.

Bob was raised in small-town Wisconsin during the Depression and retained the insight that comes from that experience. World War II interrupted his college life at St. Olaf College in Northfield.

In 1942, Bob commenced his 65-year marriage to Mary. It was the same year he joined the Army, in which he served with distinction in Europe. After returning home, he completed his degree, taught speech and debate at the College of St. Catherine and College of St. Thomas (both in St. Paul) and obtained his law degree from the University of Minnesota in Minneapolis.

Bob then embarked upon a long career combining law and public service. He spent eight years in Washington, D.C., during the Eisenhower administration as chief counsel for a Senate committee; administrative assistant to Sen. Edward J. Thye of Minnesota; and assistant secretary of Health, Education and Welfare.

Returning to Minnesota, Bob became chair of the Minnesota Republican Party and was his party's endorsed candidate for the U.S. Senate in 1966 and Minnesota attorney general in 1970. Much of his private law practice involved representation of clients in government-related matters.

Governor Albert Quie appointed Bob to the Hennepin County bench in 1982 as a capstone to his legal career. He loved the job. His experience and communication skills made him particularly adept at listening to those appearing before him and arriving at fair and just decisions.

Judge Forsythe also served as chief judge of the Fourth Judicial District when the municipal and district courts were unified. His patience and collegiality nurtured its smooth implementation. Forsythe was also the chair of the Minnesota District Judges Association. He retired from full-time service on the bench in 1992 but continued to serve as a senior judge throughout the state for several years.

The deaths of both Bob and Mary this past year are a great loss to his family, friends and community. We are thankful to their children – Polly, Robert, Jr., Jean, Ann and Joan – for sharing them with us. Our state and judicial system are richer for their having lived among us and selflessly giving their talents and time to us for so many years.

THE HONORABLE JOHN SOMMERVILLE

IN MEMORIAM

EMILY C. FRUCHTMAN

April 9, 1931 – November 7, 2006

Emily Fruchtman grew up in Fargo, North Dakota, the daughter of an attorney. She graduated from Carleton College in Northfield. She moved to Minneapolis, married a physician and raised a family of three sons. Her only sibling, Roger Cohen, is an attorney practicing in Denver.

Upon Emily's divorce during her mid-40s, she re-entered the workplace as a paralegal working for (among others) long-time family law attorneys Louis Reidenberg and Robert Henson.

Emily realized her calling and entered law school at Hamline University in St. Paul at the age of 57. She was a member of the Hamline Law Review, and graduated at the age of 60. She was nominated for admission to the bar by her son, Jonathan Fruchtman, a Minneapolis attorney.

Emily clerked for the Minnesota Court of Appeals and then entered private practice. Her practice was focused on providing quality legal services to those most in need. She was a passionate and conscientious advocate.

At this time in her life, Emily became a political activist, focusing on environment and Native American issues. She ran for Hennepin County commissioner as a member of the Green Party.

Emily enjoyed spending time with her family, visiting her lake cabin in Annandale, playing violin in the Linden Hills Community Orchestra and caring for her cats.

Emily was a victim of Lewy body dementia, a progressive terminal disease that results in dementia and parkinsonian symptoms. After several years of struggle, Emily passed away on November 7, 2006. She is survived by her brother Roger Cohen; her three sons, Brian, Jonathan, and Daniel; her daughter-in-law Kristi; and by her grandchildren Isak, Josephine and Simon.

JONATHAN E. FRUCHTMAN

IN MEMORIAM

CLARANCE E. HAGGLUND

February 17, 1927 – March 5, 2007

Clarence Hagglund was born in Nebraska and grew up in South Dakota. He was a naval officer in World War II. Following the war, he earned a law degree from the St. Paul College of Law (now William Mitchell College of Law in St. Paul). He remained active in the Navy for many years.

Clarence was a highly-experienced litigation attorney who had a great love for the law. Over his long career, he tried literally hundreds of cases in Minnesota state courts and federal courts and represented litigants in numerous appeals. He remained active in his law practice for his entire career.

Clarence was an early advocate of attorney certification and was himself certified as a civil trial specialist by the National Board of Trial Advocacy. He was also a fellow with the International Society of Barristers, a member of the Federation of Defense and Corporate Counsel, and a proctor in admiralty with the U.S. Maritime Law Association.

Clarence was an enthusiastic advocate of plain-language legal writing. He co-authored many law books for non-attorneys, including "Stay Out of Court and Stay in Business" (2nd ed. 1996), "Stay Out of Court and Stay in Ministry" (CSS 1998), "Employment Practices Liability" (National Underwriter 1998), and "Directors and Officers Liability" (National Underwriter 1999).

Clarence was an accomplished pilot and regularly flew to trials or to meet with clients who lived far away. He also had a lifelong passion for playing tennis.

He is greatly missed by friends and family.

BRITTON D. WEIMER
JOHN G. BERG

IN MEMORIAM

HENRY W. HAVERSTOCK, JR.

April 25, 1922 – February 12, 2007

Henry Haverstock, Jr. was born to Catherine and Henry Haverstock on April 25, 1922, in Minneapolis. He was a longtime resident of Edina. For the last three years of his life, he lived at the Benedictine Health Center of Minneapolis.

Henry was an enthusiastic member of Metropolitan Minneapolis Y's Men, the Exchange Club of Minneapolis, and City of Lakes Rotary Club -- of which he was a founding member. He cherished these associations.

Through the years, Henry was very active in working to improve conditions that are hazardous to the disabled, such as modifying curb cuts, skyways and slippery surfaces. He worked with other disabled persons on these creative efforts.

Henry was a member of his father's law firm for several years, followed by many years in his own law office. He was a graduate of the University of California Law School.

Henry admired Abraham Lincoln greatly and collected many books about him. He died on Lincoln's birthday.

He was a frequent contributor to the "letters to the editor" sections of both the *Star Tribune* and the *Pioneer Press*. He also compiled a book called *Henry's Hilarious One Liners*.

Henry loved to travel, and had been around the world with his parents and wife, Jean, in the '50s. Henry truly had an adventurous spirit. At one point he ran for attorney general of Minnesota against Miles Lord. (Miles won.)

Henry contracted polio at the age of 17 and was thought to be the first patient of Sister Elizabeth Kenny when she came to Minneapolis. He would weep when speaking of her, and she was a great influence in his life. Because of her, he got rid of heavy full-length iron braces on both legs and was able to walk with Canadian crutches for many years. Later, he used a wheelchair and acquired a ramped minivan with hand controls that went anywhere and everywhere.

Henry died February 12, 2007, at the age of 84. He was preceded in death by his parents, Catherine and Henry Sr.; and his first wife, Jean Snyder. He is survived by his beloved and loving wife, Shirley; children, Henry III (Kim), Bill (Audrey), Ali and Patti Hannan; sister, Laura Miles (James) of Deephaven; brothers, Charles (Sue) of St. Louis, Missouri, James (Jean) of Deephaven and Nathan (Mary) of Oberlin, Ohio; grandchildren, Paul, Anne, Kent, Whitney, Lauren and Tracey; and many nieces and nephews.

Henry was an excellent lawyer, well-respected by his contemporaries, clients and many friends. He will be missed by all of them.

THE FAMILY OF HENRY HAVERSTOCK
ROBERT J. BEUGEN

IN MEMORIAM

MARVIN A. HOLT

February 1, 1913 – November 21, 2007

Marvin A. Holt was born on February 1, 1913, and passed away more than 94 years later on November 21, 2007.

Born before World War I into a loving family of hardworking souls, Marv – as he was known to many of his countless friends – lost his mother when he was a mere 5 years of age and spent most of his youth living with relatives. Yet his father remained a principal influence on his development into an accomplished scholar, orator and lawyer.

In 1933, Marv graduated from Gustavus Adolphus College in St. Peter. In 1938, he graduated from William Mitchell College of Law in St. Paul. In his undergraduate years in college, he won first prize in the 1931 Minnesota State Peace Oration Contest.

The life of Marvin Holt was extraordinary, filled with a wide range of experiences and accomplishments. As a captain in the U.S. Army, he participated in the 1944 Allied landing on the beaches of Normandy. After the successful conclusion of hostilities in Europe, Marv served in the Judge Advocates General Corps in Naples, Italy.

In 1951, after the respite of only six brief years in civilian life, Marv was recalled by the Army back to active duty, this time during the Korean War.

The following year, however, he was able to return to civilian life and his twice-interrupted law practice. A man of "the old school," Marv preferred the varied and diverse practice available in the small office. He spent his years working as a solo practitioner or with (at most) one or two partners.

Truly a man of letters, both as written by the classicists and as penned in his own hand, Marv demonstrated throughout his entire life literary greatness that history rarely finds paralleled. According to a longtime friend, he "devoured nearly a book a week, plus daily newspapers and magazines".

A singularly sensitive man, Marv saw things during and immediately after World War II that caused him to emerge 60 years ago as a visionary, uniquely ahead of his time. Thus, in a 1945 speech to the Mankato Lions Club, he described the prevailing poverty among the surviving civilians in war-torn Europe, warned of the potential impact of that poverty upon the rest of the world, and urged his countrymen to step forward in the cause of altruism, basic religious principles, and self-preservation, if nothing more.

And, in anticipation of a commonly heard question – "What difference can be made by the little that I can do?" – he observed that "it's the thinking of the individual which becomes the thinking of our statesmen."

Marv is survived by his beloved wife, Isabel, with whom he cherished a marriage of some 57 years. He is also survived by their two sons, Bradley of Plymouth and Reed of Fredericksburg, Texas; and five grandchildren.

Shakespeare seemed to have had Marvin in mind when, looking centuries ahead of his own time, the Bard penned these words:

*His life was gentle; and the elements
So mixed in him, that Nature might stand up,
And say to all the world, 'this was a man!'*

THE FAMILY OF MARVIN A. HOLT

IN MEMORIAM

CLAUDIA ISABEL SAAVEDRA HOYOS

September 14, 1969 – December 13, 2007

Claudia Isabel Saavedra Hoyos was born on September 14, 1969, in Santiago, Chile. Claudia came to this country at the age of 6. After coming home from her first day at an American school, Claudia told her mother, "The other kids in class don't speak right," because they spoke English.

However, she quickly excelled at English and eventually added French, Danish and Russian to her repertoire. Claudia was also well-known for her writing skills; a professor once remarked that she wrote with "rare clarity" after reading her winning brief from a moot court competition.

In 1986, Claudia graduated from Bismarck Century High School in Bismarck, North Dakota, then moved on to Georgetown University in Washington, D.C., graduating in 1991. She pursued her legal studies at Hamline University School of Law in St. Paul, where she was recognized for her outstanding written and oral advocacy skills and graduated with honors in 1996. She went on to practice in the areas of securities and international law, first at the law firm of Dorsey & Whitney and later at MoneyGram International.

In addition to her challenging and fulfilling career, Claudia found time to enrich her life with a variety of interests, including world travel, sailing, photography, painting, design and music. She was committed to community service and served on the boards of several nonprofit organizations, such as Pangea World Theater in Minneapolis.

Claudia was a "doer," leading family and friends on a multitude of adventures that included tango lessons in Minneapolis, snorkeling in French Polynesia, helicopter rides in Bora Bora, high tea at the Ritz in London and canopy tours in Costa Rica.

Above all else, Claudia valued spending time with her family. Whether it was summer barbecues in her backyard or evenings spent baking holiday cookies and pies, what mattered to Claudia most was the presence of family.

Claudia was preceded in death by her father, Hector. She is survived by her husband, Juan, who stood by her side as she valiantly fought her illness; her mother, Trudy, who nurtured Claudia like her greatest treasure until the end; her brothers, Leo (Marisol), Jorge, Mario and Christian; loving family members Maria, Pablo (Nancy), Andrea, Alexia, Fausto and Giovanni; and uncles and cousins both here and abroad.

Claudia combined honesty and compassion, intelligence and humor, confidence and humility, and strength and kindness to guide her family and friends throughout their daily lives. It is difficult to describe the impact and influence that Claudia had on those who were privileged to be a part of her life. She is greatly missed.

FRIENDS and
THE HOYOS AND SAAVEDRA FAMILIES

IN MEMORIAM

LEE N. JOHNSON

July 13, 1926 – May 17, 2007

Lee Norman Johnson of North Oaks died on May 17, 2007, from complications of pulmonary fibrosis. He was 80.

We knew Lee Norman for a little more than 30 years. For more than 20 of those years, he was our partner in the practice of law. For about the last 10 years, he was Of Counsel. More importantly, during all of those years he was our friend.

Lee was a graduate of Southwest High School in Minneapolis. He earned a bachelor of business administration degree from the University of Minnesota in 1947. Five years later, he earned his Juris Doctor degree from the university's law school.

Lee was a member of the Minnesota bar for 54 years. He was also a member of New York bar. He practiced with Green, Merrigan, Johnson & Quayle and was a tax specialist and trial attorney who argued many cases in state courts, district courts and the U.S. Tax Court. He also argued before appellate courts, including the Seventh and Eighth U.S. Courts of Appeal and the U.S. Supreme Court.

Among his other accomplishments, Lee was a World War II veteran who served in the U.S. Army Air Corps. He served on the board of the Minnesota chapter of The Nature Conservancy from 1966 to 1987 and was chair from 1972 to 1974. He also received the organization's Oak Leaf Award.

Lee also served on the boards of the MacPhail Center for Music in Minneapolis (1992-2003) and the White Bear Lake Area Historical Society (1992-1998).

Those who knew Lee knew him to be a devoted husband and father, an avid outdoorsman, a dedicated naturalist, and a lover of the arts - an exceptionally well-rounded man and a rare individual for our times.

Lee was a consummate lawyer. He not only knew the law, he loved it. He practiced it with compassion and good common sense. In the areas of his expertise (taxes and probate), he had no peers. He was a constant source of knowledge and tutoring.

Lee was a man of immense integrity. He was also one of the most unselfish men we have ever known.

Despite his size, he was a gentle man. Although there were many occasions where he had every right to be angry at people or things in his life, rarely did we ever hear him speak badly of another person and even in those rare times, it would be in the strictest of confidences.

Even though we loved Lee's gentle nature, do not think for a minute he did not have a combative side. Fortunately for all of us, it was mostly saved for his disagreements with the IRS. He loved joining battle with them, and he loved even more besting them - which, we might add, he did frequently.

Lee is survived by Alta, his wife of 56 years; his children, Mitchell, Jay (Nancy), Faith (Robert) Basten; grandkids, Allen, Kia, Emily and Jack.

Lee Norman was our friend, and we are going to miss him very much. So will the bar of this state.

L. T. (MIKE) MERRIGAN

IN MEMORIAM

RICHARD W. JOHNSON

September 24, 1920 – April 6, 2006

Richard W. Johnson – proud father and grandfather, defender of his country decorated for heroism and bravery, and outstanding trial lawyer – died at age 85 after a long and rich life.

Dick was born in Augusta, Wisconsin, near Eau Claire. He grew up in Proctor and attended Proctor High School. He received his undergraduate and law degrees from the University of Minnesota in Minneapolis.

Dick interrupted his law school studies to serve in the U.S. Army. Stationed in Europe, his commanders entrusted him with many of the most sensitive and secret war plans. For his service, the country honored Dick with the Bronze Star and a Purple Heart.

After the war, Dick finished his legal education and worked for an insurance company in Minneapolis while waiting for the results of the bar examination. With his new license in hand, Dick could not resist the invitation of Phil Neville to make a real change of venue. So, he moved from the big city to International Falls because Phil said that the nation's icebox needed another lawyer.

After three years of general practice, he served a brief stint at the Office of Price Administration in Duluth. Even after a relatively short period of time in the practice of law, Dick's reputation for doing quality work spread quickly. In December 1951, Dick became an assistant U.S. attorney and worked for Gus Landrum.

Dick yearned to return to private practice. When Gus Landrum left his position, Dick used the occasion to rejoin his friend Phil Neville and Ron Hachey to open the new firm of Neville Hachey & Johnson.

Dick had a general practice, but his focus was on the challenge of antitrust litigation. He had a distinguished career as an antitrust trial lawyer in the 1960s and 1970s, working on large cases that today we might call "complex litigation." If you were to ask Dick why he enjoyed practicing law, he would tell you simply that he loved the work and it is all he ever wanted to do.

Dick and his wife, Patricia, made the journey back to small-town Minnesota to spend their retirement years in Grand Marais. Dick opened a small office doing general work with a heavy dose of pro bono service. Failing health finally caused Dick to withdraw from the practice of law in 2001.

Dick Johnson was a very ethical man who subscribed to high standards. He was curious about things and loved to learn. He also loved classical music. He had many outside interests. He was active in the boating community and served in the U.S. Coast Guard Auxiliary. He was also devoted to his faith and very active in his church.

Dick died in Grand Marais. Besides Patricia, his wife of almost 58 years, Dick leaves behind six children, 12 grandchildren, countless admiring colleagues and many cherished friends.

THE FAMILY OF RICHARD W. JOHNSON

IN MEMORIAM

KENNETH B. JONES

December 16, 1923 – July 16, 2007

Kenneth B. Jones grew up in South St. Paul, where he chose to live his entire life. His college education was interrupted due to World War II. Ken earned a Bronze Star for valor for his participation in the Battle of the Bulge as part of the 87th "Golden Acorn" Infantry. He worked as a sergeant in reconnaissance for most of his 34 months of service. His family was surprised to learn recently about his military accomplishments because he preferred instead to talk about his role in the cigarette trade of the Paris Underground.

Ken used the GI Bill to study at the University of Minnesota in Minneapolis and completed his law degree in 1950. He worked for Anchor Casualty Insurance from 1950 to 1962. At that time, he joined the firm of O'Connor, Green, Thomas, Walters and Kelly (later O'Connor Hannan) of Minneapolis. He worked mostly as a defense attorney. After a heart attack in 1980, he retired.

Ken was strong on education. He chaired the Evans Scholarship at Southview Country Club in West St. Paul for years and participated in it personally. His children set up a scholarship in his name several years before he died. This award, directed to the South St. Paul High School valedictorian, is given through the South St. Paul Educational Foundation.

At age 40, golf entered Ken's life and became a passion. For more than 10 years, he coordinated the Zumbrota Invitational, a social weekend for golf buddies and their wives. He golfed at many clubs in the area, enjoying memberships at Kenyon, Zumbrota, Hastings and Southview. On winter vacations, he enjoyed courses in Mexico; San Diego, California; Las Vegas, Nevada; the Bahamas and Texas.

After vacationing for years in northern Minnesota with his wife's family, he discovered Tianna Country Club in Walker. Paradise never got better. He encouraged his wife to build the cabin she'd been dreaming about -- to both enjoy and pass on to their family. After the building of the cabin, he spent five months a year there from 1993 to 2003, playing golf three to five times a week and enjoying the spectacular environs and water activities of Ten Mile Lake near Hackensack.

Ken enjoyed AFOG meetings in Minneapolis as long as he could drive at night. After retiring, he enjoyed corresponding with old Army buddies and spending time with VFW friends.

Ken is survived by his wife of 57 years, Mary Macklin Jones, daughter, Cheryl; daughter, Connie Bonk (Dan); daughter, Kay (Christian Zacher); son, Jason (Linda); seven grandchildren and four great-grandchildren.

MARY MACKLIN JONES

IN MEMORIAM
VIOLA MAY KANATZ

February 24, 1924 – June 27, 2007

When Viola May Kanatz died on June 27, we lost a dear woman with a sharp wit and intellect, and an accomplished legal colleague and trailblazer. Vi's intellect and passion played out in her life as a mother and wife and in her service to others. Vi's family was the center of her universe and she was theirs. She leaves loving husband, David; and children, Timothy, Steven, and Kathleen.

Vi's beauty was more than skin deep. She was charming and kind, and had a gentle soul and a gentle touch. She was virtually impossible to ignore. She never uttered an unkind word because she was a lady, but also because a wrinkle of her nose, wink or raised eyebrow said it all. These skills served her well when the laryngectomy took her voice. She was her own favorite comedian.

Vi was a classy, cultured lady. She enjoyed the orchestra, opera, a broad range of music – from Dixieland and Beethoven to Billie Holiday and Peggy Lee – and a well-made, dry martini. Vi had a wonderful way with words. Her arbitration awards were works of art. She was an avid reader and would read dozens of books simultaneously. She was an accomplished cook, gardener and world traveler.

She blazed trails wherever she saw need for change. She was the first woman mediator at the Bureau of Mediation Services, a rare "madam arbitrator," and a special master. She was a civil rights activist and leader. She contributed to many community, political and legal groups. She was a warrior, advocate, mentor, and role model – tough as nails, and able to beat throat cancer and keep Alzheimer's disease at bay.

Vi received her degree in English literature from the University of Minnesota in Minneapolis in 1944, completed doctorate coursework in sociology and psychology and taught in the University's Sociology Department. She was executive director, then deputy commissioner, of the State Commission Against Discrimination (now the Department of Human Rights) until she enrolled at the University of Minnesota Law School in 1971.

After graduation, she was a hearing examiner for the Minnesota Welfare Department, and later served as the City of Minneapolis' first high-ranking female executive when she took the post of assistant city coordinator.

She went into private practice with Judith Oakes, did some employment litigation and was an arbitrator. She was a special master in the *Rajender* sex discrimination case. She received the Minnesota Women Lawyers' Myra Bradwell Award in 1989.

Vi lived life with a single purpose – to make a better, happier world for others. She firmly believed that you should leave the world a better place than you found it. If people are allotted only so many "good deeds" in a lifetime, then Vi went way over the limit. In doing so, she brought great joy to others.

JUDITH M. RUSH

IN MEMORIAM
GREGORY J. KLINT

December 22, 1956 – November 18, 2007

Greg Klint passed away on November 18, 2007.

Greg was born on December 22, 1956. Fifth grade found Greg playing basketball, which continued through high school and college. He was a high school honors graduate and graduated *summa cum laude* from Gustavus Adolphus College in St. Peter. At 6 feet 10 inches, Greg was the tallest Gustie in his class, which earned him the nickname "Shorty."

As a law student at the University of Minnesota Law School in Minneapolis, Greg was known as a kind man who had both a keen intellect and a wonderful sense of humor. On many occasions, fellow law students would ask him for his thoughts and opinions on court cases and legal issues that had been discussed in class. He received his Juris Doctor, *cum laude*, in 1982.

Greg began his law career in Chicago. In 1985, he returned to the Twin Cities, where he began a successful, more than 20-year-long career as an associate and partner in the corporate department of the law firm of Robins, Kaplan, Miller & Ciresi L.L.P.

From the mid-1980s to 2004, Greg served as a member of the board of directors and as a member of the advisory board of the Make-A-Wish Foundation of Minnesota. In 2004, Greg became a founding supporter of Wishes & More, an organization established for children under 19 years of age who are fighting terminal and life-threatening conditions.

Greg was a kindhearted and generous man with a brilliant mind. He faced life's many challenges with humor, courage, grace and faith. Greg would challenge us – as he challenged his family and friends – to live our lives stronger, laugh more frequently and love more deeply.

Greg is survived by his beloved wife and soul-mate, Tami; and his children, Nathan (Sarah) Klint, Amy Klint, Jennifer (fiancé, Ben Boike) Welsch, Emilee Klint and Allison Klint. He is also survived by his grandson, Austin; his parents, Earl and Eleanor Klint; siblings, Karol (John) Klint Greupner, Douglas (Kimberly) Klint and Barbara (Bob) Partanen; mother-in-law, Elaine Ryan; nieces, nephews, cousins and friends.

FRIENDS AT ROBINS, KAPLAN, MILLER & CIRESI L.L.P.

IN MEMORIAM
ALBERT F. KOSEK

December 10, 1913 – July 16, 2007

Al Kosek passed away on July 16, 2007, at the age of 93. Born in New Ulm, he was a lifelong Minnesota resident. He was known to his many friends and colleagues as a true gentleman, a skilled lawyer and a man of diverse interests.

As a student at the University of Minnesota in Minneapolis, Al was a journalist for the *Minnesota Daily* and also served as a correspondent for *Time* magazine. In 1934, the university had mandatory drill or military training for all male students. This requirement became a matter of controversy when a philosophy student refused to attend military drills. This protest led university officials to end the mandatory military drill requirement.

Recognizing both a good story and the need to spread this news, Al and fellow student and future broadcast journalist Eric Sevareid put out a special edition of the *Minnesota Daily* to announce the decision. The edition was distributed at graduation, after regular publication already had ceased for the school year. Al wrote an editorial opposing the requirement.

A 1940 graduate of the University of Minnesota Law School, Al's path to the legal profession collided with a historic weather event that led to an annual retelling of a story of adventure. Al would tell the tale of sitting for the bar examination one beautiful spring day. Unfortunately, that was also the day of the Armistice Day Blizzard. Al said that he never thought the hardest part of the exam would be finding his car in the snowdrifts while dressed in short sleeves.

Following law school, Al served his country during World War II as a member of the U.S. Navy. He was stationed at Great Lakes Naval Station in Great Lakes, Illinois, and on Staten Island in New York. He also served as legal assistance officer at Naval Ammunition Depot in McAlester, Oklahoma -- which, as he pointed out, was a long way from the water for a Navy man.

After his service, Al returned to the Twin Cities, where he worked for 42 years for State Farm Insurance. He was both professionally successful and well-liked at State Farm and rose to the post of division manager, a position responsible for several states. He retained many friends among the family of State Farm employees and retirees throughout his life.

Following his retirement, friend and neighbor Jerry Soderberg convinced Al to continue practicing law. He joined Hessian, McKasy and Soderberg, where he practiced for an additional 12 years. As the senior member of the firm, Al provided sound counsel and wise guidance to both clients and colleagues.

Upon retirement in the late 1990s, Al traveled and generally enjoyed life.

THOMAS E. HARMS
LEE A. HENDERSON

IN MEMORIAM
THE HONORABLE
DONALD P. LAY

August 24, 1926 – April 29, 2007

The Honorable Donald P. Lay passed away in North Oaks on April 29, 2007. Judge Lay's career in the law spanned more than 55 years, and included more than 40 years of service as a federal judge. He is survived by his wonderful wife of 57 years, Miriam Gustafson Lay, their five beautiful daughters—Catherine, Cindy, Betsy, Debbie, and Susan—and their ten beloved grandchildren.

Judge Lay was born in Princeton, Illinois, on August 24, 1926. He attended the University of Iowa, where he received his bachelor's degree in 1949 and his law degree in 1951. He was a great debater and a brilliant law student, serving as articles editor of the *Iowa Law Review*.

He entered into private practice in Omaha, Nebraska, where he soon became one of the finest trial lawyers in the Midwest, trying hundreds of cases to verdict. He was dogged, tenacious, persistent and, above all else, extremely competitive.

President Lyndon B. Johnson nominated him to the U.S. Court of Appeals for the Eighth Circuit in 1966, making him the second youngest person to have received such an appointment up to that time. He quickly earned a national reputation as one of the nation's leading federal jurists.

Judge Lay's prolific contributions as a judge and a scholar are truly staggering. He wrote well over 2,000 majority opinions, plus more than 400 separate concurrences and dissents. Judge Lay also published scores of scholarly articles and essays on a variety of topics in leading law journals throughout the country.

He became chief judge of the Eighth Circuit in 1980, serving with distinction in that capacity until he took senior status in 1992. Signaling his bold and innovative leadership as chief judge, he moved his chambers from Omaha to St. Paul—a move that revitalized and strengthened the Eighth Circuit's presence in the northern states.

As chief judge, he relentlessly searched for ways to improve the judicial system and the quality of the federal courts. He was also a well respected voice in the U.S. Judicial Conference, as a passionate champion of civil liberties and a staunch supporter of "The Great Writ"—the right of those in custody to the protections of the Writ of Habeas Corpus.

Judge Lay continued to work hard even after he took senior status. During this phase of his career, Judge Lay sat with all but one of the federal circuit courts. He also taught at the University of Minnesota Law School in Minneapolis and William Mitchell College of Law in St. Paul.

Judge Lay's life outside the law was just as vigorous. He had many friends here in Minnesota and throughout the country with whom he socialized, traveled, and, of course, played a lot of golf. Judge Lay's greatest passion outside of the law was golf. He loved the competition, as well as the fellowship.

Judge Lay was a wonderful man who was devoted to his family and friends. He was a tenacious trial lawyer, who became a prolific and thoughtful judge, always working with great energy and enthusiasm. He cared deeply about people, and he served the Eighth Circuit and the citizens of our nation with the utmost distinction.

THOMAS H. BOYD

IN MEMORIAM
JANIEL LOUISE LEE

March 9, 1947 – May 3, 2007

Janiel Lee was born and grew up in Cottonwood, a small farming town in the southwest corner of the state. She was the first child of Virgil and Doris Lee. Her father was a farmer and grew crops on land that had been the homestead of her mother's parents.

Janiel graduated from Cottonwood High School and then left for Minneapolis to attend Augsburg College, where she majored in English. Upon her graduation from Augsburg, she pursued graduate studies in English at the University of Arizona in Tucson, and then began a career in the insurance field with a position in Pittsburgh, Pennsylvania.

In 1973, Janiel returned to Minneapolis and enrolled at the University of Minnesota Law School. Upon her graduation in 1976, she practiced law briefly in an office-sharing group in Minneapolis, then decided to set up her own law office in Cottonwood to assist the local businesses, farmers and families in her hometown. She borrowed enough to rent and furnish an office, put up a shingle and started taking on clients.

While she learned much about business and private practice, especially real estate law, not enough clients actually paid their bills for her to make a living. She closed up the office and returned to Minneapolis about a year later.

Having developed an interest and expertise in real estate law, Janiel then began her career in title insurance. She worked as an attorney and title examiner for Guaranty Title in Minneapolis for five years before moving to Stewart Title in Bloomington, a national title insurance company that had recently opened a Minnesota agency.

Janiel took a position as vice president and general counsel with Stewart Title of Minnesota, where she stayed for 17 years. During that time, she became well-known and highly respected in title insurance and real estate circles in the Twin Cities, as well as among her Stewart Title colleagues nationally.

In 2000, Janiel and Diane Peterson, a friend and commercial closer from Stewart Title, left Stewart Title and founded their own title insurance agency, Midland Title, with offices in Richfield. Janiel served as president and general counsel and Diane brought her following of commercial real estate clients and handled the closings and escrow work. Midland Title was very successful until Janiel became too ill to continue working in late 2006.

Janiel was a food enthusiast. She enjoyed cooking and cookbooks, travel and travel books, gardening, and dining out with friends. She was a devoted mother to her son, Nicholas. Her friends and family knew her as an intelligent, complicated, loyal and generous woman with a keen sense for quality in people and things.

Through radiation and chemotherapy, Janiel survived breast cancer in her late 40s, but then was diagnosed several years later with multiple myeloma, an incurable form of blood cancer. She lived with gracefulness and bravery until her death a few weeks after her 60th birthday. Janiel is survived by her law school sweetheart and husband of 22 years, Mark; her son, Nicholas, who graduated from the University of Minnesota in December 2007; her mother, Doris; her sister, Ingrid; and her brother, Gary.

MARK S. LARSON

IN MEMORIAM
WILFRID F. LEITSCHUH

July 11, 1912 – March 7, 2007

Wilfrid F. Leitschuh was born into a "Northeast" Minneapolis German Catholic family shortly after the turn of the last century and throughout his life, displayed the values of his upbringing – faith, family, hard work and devotion to his community and country.

Will was the unquestioned patriarch of his family. He was the oldest of seven boys and one girl, and later – with his wife Harriet of 67 years – a devoted father to five children, as well as an unforgettable grandfather to 14 grandchildren and 20 great-grandchildren. He never strayed far from his roots, attending St. Boniface Elementary School and De La Salle High School (both in Northeast Minneapolis), and subsequently graduating from the College of St. Thomas in St. Paul. He received his Juris Doctor degree from the University of Minnesota Law School in Minneapolis in 1937.

Shortly after his graduation from law school, Will's father, Albert M. Leitschuh, passed away suddenly and unexpectedly, leaving the real estate and insurance agency which he had founded in 1915 unattended. Will stepped in and took over management of the family business in order to support his mother and seven younger siblings. He continued as head of the business, Leitschuh's Inc., for 48 years until he retired at the age of 72. The agency, located at 1222 NE 2nd St., was an established part of the Northeast Minneapolis community fabric for multiple generations of customers. It provided many services to early settlers, even on occasion giving interest-free loans to assist in the purchase of first homes.

Will was a founding member of the Northeast Businessmen's Club and served on the board of directors of Northeast State Bank. He also served on the City of Minneapolis Charter Commission during tumultuous years when the number of aldermen was halved to its current size. He was a member of the board of condemnation for the Interstate 494 project and helped ensure fair compensation to landowners whose property was to be acquired. He later received the WCCO Radio Good Neighbor Award in recognition of his many civic contributions.

One of Will's defining characteristics was his steadfast devotion to his Catholic faith. A lifelong member of St. Boniface Catholic Church, he served there as head usher for 75 years and as a trustee and parish council member for many decades. He was a member of the Knights of Columbus his entire adult life and a member of the KC Honor Guard at liturgical and fraternal functions. He achieved the posts of Grand Knight and Faithful Navigator with the 4th Degree Nicollet Assembly. Will took a very active interest in politics and, while always remaining fiercely independent, was a passionate supporter of conservative principles.

Other lifelong pursuits included a love of vegetable and flower gardening until age 90, enjoyment of classical music, enthusiastic preparations for holidays and family celebrations, and a never-ending response to the needs of others.

Will reluctantly left this world at age 94 to go home to God in March 2007 after having earlier overcome five primary cancers. He remains dearly missed by his family and many good friends.

THE FAMILY OF WILFRID LEITSCHUH

IN MEMORIAM
THE HONORABLE
KENNETH J. MAAS

April 8, 1932 – May 15, 2007

The Honorable Kenneth J. Maas, Jr. died peacefully in his home on White Bear Lake on May 15, 2007.

Ken was born on April 8, 1932, in St. Paul and attended St. Thomas Military Academy in Mendota Heights and the University of Minnesota in Minneapolis. After serving as an officer in the U.S. Army, Ken earned his Juris Doctor at William Mitchell College of Law in St. Paul and was admitted to the state bar in 1961.

After 20 years as a trial lawyer in private practice in St. Paul and Minneapolis, Ken was elected to a Washington County judgeship and served in that capacity until his retirement in 2002.

Ken presided over a number of high-profile cases including the first criminal trial for ex-priest James Porter, whose molestation of dozens of children foreshadowed the sex abuse scandal that swept the Roman Catholic Church. The trial was transferred to Hennepin County due to pre-trial publicity. Ken appreciated the support he received from the staff and his colleagues on the Hennepin County bench during that trial.

In 1995, Ken administered the oath of office at the swearing-in ceremony of his daughter, Anoka County District Court Judge Ellen L. Maas. They shared the distinction of being the first father/daughter trial judge team in the country.

Ken's retirement was anything but inactive. He was appointed by the chief justice to serve on the Supreme Court Appeal Panel, a panel he chaired for several years before his retirement. In 2003, Governor Tim Pawlenty appointed Ken to the Investment Advisory Panel, which assists the State Board of Investment in administering statewide pension funds. Ken continued to perform weddings, mediate cases and work as a retired judge, hearing cases up until a few weeks before his death.

Ken was a loving father devoted to his wife of 52 years, Jibby, and his six children and nine grandchildren, all of whom live in the Twin Cities area. Ken raised his family on White Bear Lake and taught every member of his family, including Jibby, how to sail. Sailing was his greatest passion.

Ken filled his days outside of court attending countless recitals, concerts, sporting events, spelling bees, school plays, first communions, confirmations, graduations and baptisms. Ken and Jibby enjoyed world travel and took many trips together to their beloved Ireland.

During the last few weeks of Ken's life, he was surrounded by friends and family in his home overlooking the lake. Ken had the opportunity to tell his family that he was leaving without any regrets in his life because he married the love of his life, had six wonderful children with a big batch of grandchildren, and enjoyed a job that was truly his calling.

THE HONORABLE ELLEN L. MAAS

IN MEMORIAM

ROBERT C. McCLURE

March 3, 1915 – February 2, 2007

Robert C. McClure, professor of law at the University of Minnesota Law School in Minneapolis for 39 years, died on February 2, 2007, at age 91.

Born in St. Paul, Bob McClure – or “Boots” as he was affectionately known to four decades of law students because of his preference for outdoors footwear – graduated from the U of M Law School in 1939. Following graduation, he briefly worked at the St. Paul law firm of Doherty, Rumble, Butler, Sullivan and Mitchell and then moved to New York to join the FBI. He later served in the U.S. Marine Corps during World War II.

Dean Everett Fraser invited Bob to join the faculty of the U of M Law School in 1946. Bob primarily taught in the areas of creditors’ remedies and secured transactions. He also taught courses and seminars on legislation and the law of obscenity.

Always interested in educational theory and innovation, Bob developed highly effective programmed learning materials for his courses in creditors’ remedies and secured transactions. The courses and the materials proved to be very popular with the students, and Bob’s classes were among the largest in the law school each year.

Throughout his many years on the faculty, Bob always exhibited great concern for his students. For many years, he provided individual recorded commentary on examination answers for any student who requested it. Students were invited to attach a standard tape cassette to their blue books, and Bob dictated a running commentary into a tape recorder while grading the examination.

It is in the area of the law of obscenity, rather than creditors’ remedies or secured transactions, that Bob’s scholarship received the most acclaim. In the 1950s and early 1960s, Bob co-authored four major articles on the law of obscenity with his faculty colleague and later law school dean William B. Lockhart.

The Lockhart-McClure articles attracted considerable attention, most notably from U.S. Supreme Court Justice William O. Douglas. Justice Douglas cited their work extensively in several Supreme Court opinions, including his well-known dissenting opinion in *Roth v. United States*.

In *Roth*, Justice Douglas – with a somewhat amusing choice of words – referred to McClure and Lockhart as “two of our outstanding authorities on obscenity.” Although presumably they would prefer to have been known as outstanding authorities on *the law of obscenity* (rather than on obscenity itself), it is clear that Justice Douglas paid them a great compliment by relying so heavily on their work.

Bob retired from the law school faculty in 1985. Unfortunately, law school graduates since then have not had the good fortune of taking “cred. rem. from Boots.” But the many thousands of lawyers who had that experience look back on it with great affection and appreciation. He is survived by his wife of 64 years, Margaret, of Minneapolis; daughters, Joan Van Norman of Milwaukee, Wisconsin, and Mary Grewe of Park Rapids; sons, Paul of Princeton and Donald of Prescott, Wisconsin; and six grandchildren.

PROFESSOR ROBERT A. STEIN
University of Minnesota Law School

IN MEMORIAM

JOHN FRANCIS McGRORY

July 13, 1929 – February 22, 2007

John Francis McGrory – former Cargill executive, brother, husband, father and grandfather – of Wayzata and Sequim, Washington, died February 22, 2007, at the age of 77.

John grew up in North Adams, Massachusetts, and graduated from Drury High School in North Adams; Williams College in Williamstown, Massachusetts; and Harvard Law School in Cambridge, Massachusetts.

He was a U.S. Navy lieutenant from 1951 to 1953 and served on the U.S.S. Muliphen.

John married Elizabeth Ann Shaw in North Adams on June 16, 1953. In 1955, the couple moved to Wayzata, where John began his 40-year career at Cargill, Inc. He retired in 1994 as general counsel, senior vice president and secretary to the board of directors.

John remained active in the Catholic Church his entire life. He served as chairman of the school board for the Archdiocese of St. Paul and Minneapolis and spent his life dedicating his talents to local Catholic churches and schools, including St. Bartholomew's in Wayzata and Holy Name of Jesus in Medina.

During the last 12 years of his life, John gave his time to Queen of Angels in Port Angeles, Washington. At Queen of Angels, he was a lector and (for the past six years) chairman of the finance committee.

He was very active in the Outward Bound organization, and served for many years as a trustee of the Voyageur Outward Bound School and chairman of the organization's national safety committee.

In the 1960s, John was active in Minnesota politics, serving as the chairman of the Hennepin County Republican Party and as a delegate to the 1964 Republican Convention in San Francisco.

In the 1970s, he was a member of the National Ski Patrol, volunteering at several Minnesota ski areas.

Throughout his life, John generously offered counsel to many friends, neighbors, parishioners and community groups who sought his advice. He loved spending time with his family and sharing his passion for canoeing, fishing and exploring the Boundary Waters Canoe Area.

John and Elizabeth enjoyed spending time at their cabin in Ely, where their children and grandchildren would visit every summer. After his retirement, he and Elizabeth moved to the Olympic Peninsula in Washington, where he enjoyed fly-fishing, golfing, reading and caring for his dogs.

John was preceded in death by his parents, John Francis McGrory and Mary Emily (Betti) McGrory of North Adams, Massachusetts. He is survived by his wife of 53 years, Elizabeth Ann of Sequim, Washington, and Wayzata.

He is also survived by his children, Ann (Mike) Nolan of Port Angeles, Washington; John (Leslie Root) of Portland, Oregon; Mary (Ed Usset) McGrory-Usset of Mendota Heights; Susan (Don) Smith of Plymouth; Elizabeth (Bernie) Baltich of Ely; Molly (Mike) May of Spokane, Washington; and Jim (Martha) McGrory of St. Paul; his brother, Dr. Thomas McGrory of North Adams, Massachusetts; and 17 grandchildren.

THE FAMILY OF JOHN FRANCIS McGRORY

IN MEMORIAM
THE HONORABLE
JOHN R. MOONAN

April 6, 1928 – December 19, 2007

Retired Blue Earth County District Court Judge John R. Moonan died on Wednesday, December 19, 2007.

John was born on April 6, 1928, in Waseca, the son of Raymond and Florence (Sheehy) Moonan. John was a 1946 graduate of Washburn High School in Minneapolis, where he was first-team all state in basketball.

He received his undergraduate degree from the College of St. Thomas in St. Paul. Following graduation from St. Thomas, he joined the U.S. Air Force in 1951 and did a tour of duty in Korea during the Korean War.

After being honorably discharged from the Air Force in 1955, John attended William Mitchell College of Law in St. Paul. He graduated in 1959 and practiced law with his father, Raymond, in Minneapolis.

In 1967, he married Sharlyne Fairbanks. Two years later, the couple moved to Mankato. Beginning in 1970, John practiced law with Charles and Gus Johnson and Jerry Anderson. In December 1988, John was appointed a District Court judge for Blue Earth County, where he served until he officially retired in 1998.

District Court Judge Brad Walker, who first met Judge Moonan when Walker served as a law clerk with the Johnson and Anderson law firm, made the following observation about John: "He was a very knowledgeable and compassionate judge. He was always accommodating to the lawyers and the difficulties they had with juggling their time and schedules."

John was known for having a well-defined sense of fairness, and he brought that sense of fairness to the bench. Mankato attorney Randy Zellmer, who also worked with John at the Johnson and Anderson law firm, said that John's work as a personal injury and civil litigation attorney served him well as a judge. Zellmer said that John "didn't come to the bench as a former prosecutor or a former defense lawyer. (He) did not come to the bench with any pre-conceived ideas."

John was known as a good listener. He would listen and would always give people the benefit of the doubt the first time around.

Because of his reputation and experience, John was much sought after as a retired judge, especially in Waseca and Nicollet counties. Richard Fasnacht, Fifth Judicial District Court administrator, says that John was one of the most considerate judges with whom his staff ever worked. John would always ask how everyone's family was doing. He never complained and kept working on his cases even while his health declined. He worked right up until a week before he died.

John was a member of the St. Joseph the Worker Catholic Church in Mankato, the Blue Earth County Library Board and the Mankato Golf Club Board. He enjoyed golfing, fishing, and crossword puzzles as recreational activities.

John is survived by his wife, Sharlyne of Mankato; two sons, Michael (Amy) Moonan of Golden Valley and Robert (Aunyika) Moonan of Colombia, S.C.; and two grandchildren, Zachary and Alana.

JUSTICE PAUL H. ANDERSON

IN MEMORIAM
JAMES PATRICK MORAN

December 10, 1963 – August 17, 2007

James Patrick "Jim" Moran was born on December 10, 1963, in Minneapolis and died unexpectedly on August 17, 2007, in Maple Grove.

Jim graduated from Bloomington Lincoln High School in June 1981. He was a bit of a self-made man and an individualist who put himself through college – first at Normandale Community College in Bloomington and then the University of Minnesota in Minneapolis. He graduated in 1987 with a bachelor of arts degree.

Always good at formulating and presenting a strong argument, Jim completed his Juris Doctor at William Mitchell College of Law in St. Paul and was admitted to the legal bar in Minnesota in 1991.

Jim's peers at William Mitchell nicknamed Jim the "Reasonable Man," as his style of arguing cases always reflected a willingness to find the middle ground as long as it was supported by legal doctrine and ethics. He served as the president of the student bar association and was selected for the *William Mitchell Bar Review*. He also had a published article: "Public Policy Exception in Judicial Review of Arbitration Awards, 15 *William Mitchell Law Review* 767, 1989."

After law school, Jim worked for West Publishing for nearly a decade. He began as a reference attorney and later became a field sales executive with territories in New York City and the Boston area.

He then returned to Minnesota and decided to travel before settling into another job. Jim bought a motorcycle and toured America for nearly a year. His circuit included both coasts and two mountain ranges, including the Grand Canyon. For the final months of his sabbatical year, Jim took to the trains of Europe with his backpack.

Returning to Minnesota, Jim set up a small solo law practice and carried his passion for life to the court room. Jim was dedicated to his clients and also volunteered his services through the Legal Assistance for Women program at Chrysalis.

Jim was a good, decent, thoughtful person who maintained strong relationships with family and friends. His most dominant feature was his warm and contagious smile. Jim is also remembered for his sense of humor, hearty laugh and big hugs. He was an avid golfer and a loyal Minnesota Vikings and Twins enthusiast. He is remembered fondly by his friends as an enthusiastic organizer of fishing trips, softball leagues and an annual golf tournament – "The Moran Classic."

A memorial service for Jim was held August 21, 2007, at Lakewood Cemetery Chapel.

Jim was preceded in death by parents, Leona and Robert. He is loved and missed by mother, Doreen; siblings, Kathy (Ken) Beale, Michelle, Mike (Julie), Mary, Lisa (Tom) Gorman, Patty and Rob; nieces and nephews, Joe and Betsy Aronson, Steve Moran, Seth and Lydia Gorman.

We hope all who loved Jim remember him in their own way and maybe even give him a little thanks when the Vikings win a game or the Twins reach the World Series someday -- because if anyone has chance of working out a deal in the afterlife, it just might be Jim.

THE FAMILY OF JIM MORAN

IN MEMORIAM

JOHN G. MUTSCHLER

February 9, 1928 – October 24, 2007

John G. Mutschler was born and raised on a farm in Wimbledon, North Dakota, on February 9, 1928. Born during the Depression, John learned to be frugal, hardworking, resilient and resourceful. He went to elementary and high school in a one-room country school. He attended the University of North Dakota in Grand Forks and graduated with an accounting and law degree. John graduated second in his law school class even though he missed the first and last month of each school year due to spring planting and fall harvest. While at law school, he met his beloved wife, Faye.

After law school, John enlisted in the Air Force and was stationed in Washington, D.C. The government attempted to put John's education to good use and assigned him to investigating procurement fraud. John was a voracious science fiction reader and to his delight, he was transferred to a special department that was in charge of investigating UFO sightings. (Unfortunately, he was sworn to secrecy and therefore could not share his alien encounters with others, including family. But he was a convinced believer.)

After the military service, John and Faye moved to Edina, where they raised three children. John was a maverick and an entrepreneur. Early in his career, John started his own firm that designed and administered pension and profit-sharing plans for small and medium-sized companies and a commercial property investment and management company. John was a creative problem solver for his clients and diligently worked for their best interests. John regularly arrived at work by 4 a.m., even on weekends. He loved and was loved by his clients and employees, who were all his best friends, as well.

John's roots were very important to him. Over the years, he purchased the family farmstead and financed and helped run the family farming business.

John was an instrument-rated pilot. He logged more than 10,000 hours seeing his customers in small towns across the country in his Cessna 210 that he purchased from F. Lee Bailey.

John's other interests included reading, tennis, bridge, traveling, pheasant hunting and following the Vikings football team.

Two of John's defining traits were keen intellect and willingness to take risks and pursue opportunities. He was not a worrier, but instead took charge and accepted responsibility and the consequences of his decisions. He was tenacious and made the most of his endeavors.

John was compassionate and was always willing to help people in need. John was nonjudgmental and forgiving, and never spoke an unkind word of anyone. He was extremely generous to his clients, employees, relatives and family. He was a giver, not a taker, and did not expect anything in return. He will be remembered and greatly missed by all who knew him.

John was survived by his wife, Faye, who died on November 9, 2007; daughter, Cheryl (husband Joe, sons Andre and Garrison); son, Jay (wife Jennifer, son Nick); sister, Marlys (husband Robert); and brother, Fred. He was preceded in death by his son, Mike (sons, Jason and Dominic; and daughter, Ally).

THE FAMILY OF JOHN G. MUTSCHLER

IN MEMORIAM
GEORGE EDWARD NELSON

October 25, 1927 – July 20, 2007

George Nelson was born in southwestern Minnesota and spent his early years in Morgan, graduating from Morgan High School in 1945. He joined the U.S. Navy and was honorably discharged on July 7, 1946. He graduated from St. John's University in Collegeville (where he studied sociology and history) in 1951 and became a teacher in Chicago. He then decided to follow his first love and family tradition (his father, uncle and a cousin were lawyers) and entered the University of Minnesota Law School in Minneapolis, graduating in 1956. His law school class held its 50th anniversary reunion in 2006 and George enjoyed exchanging stories with his classmates.

George practiced law in Minneapolis, Wabasha, Rochester, Edina, and spent much of his career in Hopkins. He referred to himself as a suburban generalist and often applied creative solutions to the problems of his clients. Although he retired in 1992, he never *officially* retired. He referred promising cases to other attorneys actively practicing law, and was always full of ideas as to how cases might be developed.

In May 1960, George married Margaret Lang. They have five children, Christopher, Jessica, Luke, Carl and Victor; two grandsons; four granddaughters and another grandchild due in November 2008.

Each summer, George refreshed himself by taking his family camping, from Montreal (for World's Fair '67) to Florida; Washington, D.C., to California; Montana to New Mexico. After retirement, he and Margaret participated in many Elderhostels and leafing trips throughout the United States. A favorite Elderhostel was the marine ferry trip in the inland passage of Alaska. George called it his gloomy Shangri-La. He and Margaret also cruised the Caribbean and visited England, Ireland, France, and Switzerland.

He wrote two books, "Debtors Have Rights Too!" and "The Credible Heaven," and was working on his autobiography. He was granted a patent on a Renewable Option Accounting and Marketing System.

History was a favorite subject of George's, especially Civil War and Minnesota history. He enjoyed passing his knowledge of historical events, battles, Indian campsites, etc., on to his family.

George loved mountains, particularly the Rockies. They drew him westward as often as he could get there. His ashes are now spread in those mountains.

He loved, and was loved. He was always a very interesting man.

THE FAMILY OF GEORGE NELSON

IN MEMORIAM
GLENN GORDON NYBECK

August 29, 1923 – March 20, 2007

Glenn Nybeck was born in Minneapolis and attended grade school there. He attended Roosevelt High School in Minneapolis and graduated from the University of Minnesota Law School in Minneapolis in 1951. He served his country in the U. S. Air Force from 1943 to 1946.

Early in his career, Glenn opened up a practice in Edina, where he quickly developed a successful individual practice. In the late 1960s, he began sharing an office with Helge Thomsen and Robert Zeck, who had been practicing in the Lake Street area. In 1970, the three of them began to plan a formalization of their practices so they could form a firm. They decided to expand the areas of specialization being offered in order to meet the needs of their clients.

By January 1971, they had formed a corporation for their practices and had added Fred Allen to the group to provide support in the litigation area. However, they continued to practice individually while spending the intervening months planning for a combined practice.

On May 1, 1972, they began the formal start of the firm as a law corporation. The initial foursome – known originally as Allen, Thomsen, Nybeck & Zeck, P.A. – had already grown by their start date, adding Adrian Herbst to the litigation practice and Gordon Johnson to the corporate, taxation and estate planning practice of the firm.

Others soon joined the firm as it successfully expanded. By the mid-1980s, the firm had modified its name to Thomsen & Nybeck, P.A., the name it continues to operate under to this day.

Glenn continued to actively practice in the firm until his retirement in early 1990. The plan envisioned by Glenn and the other founders remains intact as Thomsen & Nybeck has grown to 18 attorneys, including two of-counsel individuals.

Glenn was married to Dorayne Ellestad for 25 years until her death. He then was married to Wilda Manning until his death. He had two boys, John and James; four grandchildren and one great-grandson.

Glenn was active at Mount Olivet Lutheran Church in Minneapolis for several years and later at the Prairie Hill Evangelical Free Church in Eden Prairie. He also attended Bible studies at Grace Church of Eden Prairie. He was active as an Optimist in both Edina and Bloomington and also in Gideons, International. He served on the board of Project Increase, a ministry in Jamaica. As a graduate of the University of Minnesota, he enjoyed having season tickets to the Gopher football and basketball games.

Everyone described Glenn as "a real gentleman."

WILDA M. NYBECK

IN MEMORIAM

DEBRA L. OBERLANDER

June 13, 1953 – July 4, 2007

Debra Oberlander was born in Dickinson, North Dakota, on June 13, 1953. After growing up in North Dakota, Deb moved to Minnesota, where she worked for the FBI from 1974 to 1981. She then worked for the law firm of Moss, Flaherty, Clarkson & Fletcher (now Moss & Barnett) until 1987, when she moved to Grand Forks, North Dakota, to attend law school. She graduated from the University of North Dakota School of Law in 1990.

Deb worked in various capacities at law firms in the Twin Cities until 1999, when she became the executive director of the Minnesota Defense Lawyers Association (MDLA). This was a job that Deb truly loved, mainly because of the many friends she made among virtually all of the members.

She remained dedicated to her many MDLA friends, even while dealing with her cancer, which was diagnosed in 2001. For seven years, she continued to serve everyone else, while treating her disease as a minor inconvenience.

Everyone knew that Deb would help them with anything that was needed in her own humble and unassuming, but determined, way. Most important, she made all of us better because of her genuine goodness.

Before her death on July 4, 2007, Deb received the MDLA President's Award for outstanding service, which not only touched her but surprised her. Deb defined the tenets for such an award. She always devoted herself to serving others.

While Deb was dedicated to her friends with the MDLA, there was never any question about her priorities. The first was always her daughter, Emily. She was very proud of Emily, and rightfully so. Deb was beaming when Emily scored her 1,000th point for her high school basketball team, when Emily was recognized for graduating at the top of her class, and of course, when Deb was able to be there for Emily's graduation. Emily is truly Deb's finest legacy.

It was also in connection with Emily when one might hear Deb complain. When there was a bad call by a referee in one of Emily's basketball games, one could definitely hear one of those rare complaints from Deb.

However, Deb never complained about dealing with her disease. In fact, Deb was usually more focused on asking her friends how they were doing.

Deb had her own thoughts on how she wanted to be remembered. In a note from her own hand that accompanied the obituary she wrote herself, Deb said:

I don't want any language in here about 'battling' cancer. I don't like that. It hasn't been a battle. It's been life, and I prefer not to be remembered as 'fighting' cancer. I lived my life the best way I knew how and dealt with the issues in my life to the best of my abilities. So there.

Certainly, Deb did live her life the best way she knew how and it is indeed a model for all of us.

EMILY OBERLANDER
JOHN & BARB DEGNAN

IN MEMORIAM

CHARLES E. OLSON

December 7, 1927 – July 8, 2007

Charles E. Olson was born on December 7, 1927, and grew up in St. Paul's Selby/Dale area. He graduated from Marshall High School. He was an only child who lost his father when he was 12 years old, and thus was exposed to some of life's harsher realities at a very young age. He was a very bright and compassionate young man, and very supportive of his mother during those tough times.

Charles served two tours of duty (World War II and the Korean War) and considered himself fortunate to survive both. In Korea, he managed to set up a bar and card-playing facility to help pass the time, which also allowed him to send money home. Between tours of duty, he married Estelle A. Kruchten, who remained his wife for 57 years. He considered her his best friend.

Charles used the GI Bill to complete his education at Minnesota's only night law school, St. Paul College of Law (now William Mitchell College of Law in St. Paul), graduating in 1956.

Charles worked for the state of Minnesota in unemployment compensation and then in the Inheritance and Gift Tax Division. He even worked for the IRS for a year. Ironically, it was the only year he was ever audited.

He picked up knowledge of pension and profit-sharing plans and other investment vehicles with a company called Davenport Dillard. He then decided to try his hand at the private practice of law.

In 1966, Charles found his dream job at the firm that became Speeter, Johnson, Hautman & Olson. He became a specialist in tax, real estate and corporate law. A true bond was formed with this group of attorneys.

The partners worked hard but also knew how to step back and have fun together. His organizational skills were legend, and every April Fools' Day his colleagues would "rearrange" his carefully organized desk drawers. Charles retired in 1989, at the age of 62, but continued to socialize with the firm.

Charles was a very active member of Corpus Christi parish in Roseville for 48 years. He helped form the parish council and served as its first president. He volunteered for other positions as well, such as lector and teacher.

Charles was an avid golfer. A longtime member of Como Golf Club, he served as president, secretary, treasurer and handicap chairman at different times. His golf drive was short but straight, and he was a fabulous putter. He celebrated and savored his career low of 75. After he retired, he took up bowling in the "off season." He loved theater, especially musicals, and was an avid reader and card player.

Charles inspired his three children: Mary inherited his organizational skills and applied them to running a family business; Judy was heir to his love of taxes (she became a certified public accountant); and Ed followed his father into the practice of law.

Charles is survived by his wife, Estelle; children, Edward (Jacqueline) (of Minneapolis), Mary Beth Kern (of Plymouth, Wisconsin) and Judy Neary (Michael) (of Phoenix, Arizona); and grandchildren, Erin Olson Demzuk, Lauren Olson, Trevor Kern, Thomas Kern and Daniel Neary.

THE FAMILY OF CHARLES E. OLSON

IN MEMORIAM
RONALD DUANE OLSON

August 9, 1932 – May 13, 2007

Ron was born in Duluth on August 9, 1932, the first of three sons born to Martin and Gerd Olson. The family moved to St. Paul and his parents ultimately owned the Bungalow Bakery on Grand Avenue in St. Paul.

Ron grew up in St. Paul and graduated from St. Paul Central High School in 1950. After graduation, he enlisted in the Army and spent time on active duty in the Korean War.

After returning from military service, Ron attended Macalester College in St. Paul and graduated in 1956. From there, he enrolled in the University of Minnesota Law School in Minneapolis and graduated on June 17, 1960.

Following his admission to the bar, Ron entered private practice with Carlsen, Greiner and Law. He became a senior partner and remained with the firm throughout most of his career.

Ron was a brilliant trial attorney who represented many large construction companies in the Twin Cities and tried cases throughout the United States. He successfully argued cases before the Federal District Court-Eighth Circuit Court of Appeals, and was a longtime member of the Hennepin County Bar Association and the Minnesota State Bar Association.

In 1965, Ron married Carole Groth. They later divorced. They adopted two wonderful children – Melissa and Erik. Ron always made sure his family was taken care of and attended many of his children's activities. They lived in North Oaks, where Ron was vice president of North Oaks Golf Club. He was an avid golfer and was named player of the year in 1983.

Ron loved many sports, including hockey. He coached a youth hockey program when he was at Macalester and also enjoyed seeing Erik play hockey as he was growing up. He bought the first season tickets for the North Stars at the Met Center in Bloomington and went for many years. Ron also followed the Vikings with season tickets from the original Met Stadium in Bloomington to the Metrodome in Minneapolis.

In the summer, in addition to his golfing, Ron really loved to be on the family houseboat on the St. Croix River. He was known to lead many "sing-a longs" on his guitar while boating on the river. He took many vacations and enjoyed traveling with his family and making memories.

Ron will be remembered by all who knew him for his intelligence, integrity and humor.

He loved his children and his three granddaughters: Christina, Abigail and Hannah.

THE FAMILY OF RONALD DUANE OLSON

IN MEMORIAM
THE HONORABLE
DOLORES OREY

January 16, 1930 – March 12, 2007

Judge Dolores Orey was born in 1930 in New York City to uneducated immigrant parents. She was one of five children who all went to college – four became doctors and one (Dolores) became a judge.

She was one of the trailblazers for women in the law. In 1954, she graduated from Cornell University Law School in Ithaca, New York, as one of two women in her class.

She moved to Minneapolis and looked for employment in local law firms. She was told that she would not be hired as an attorney but was offered secretary jobs. Dee worked for the Legal Aid Society of Minneapolis in the mid-1950s and later Legal Aid of Ramsey County. At Legal Aid, she represented poor and minority people in our community on many issues.

Dee taught discrimination and disability law at William Mitchell College of Law in St. Paul. In the early 1980s, she formed the law firm of Kampf and Orey. Later, it became Kampf, Orey, Landsman and Zerby. Dee specialized in discrimination and labor law cases.

In the early 1970s, Dee saw the need to help women and children trapped in domestic violence. She was instrumental in forming Women's Advocates in St. Paul in 1974. Women's Advocates was the first battered women's shelter in the United States. Today, it provides 18,000 shelter days, and we all now take for granted the need and importance for battered women's shelters.

Dee served as Women's Advocates counsel and adviser until she became a judge. Her work with Women's Advocates serves as a metaphor for Dee – forward-thinking, groundbreaking, community-based, family-centered and serving the important needs of all people.

In 1986, Dee was appointed to the Hennepin County District Court bench by Governor Rudy Perpich. She served for 12 years until her retirement in 1998. While on the Hennepin County bench, she continued her concern for the issue of battered women and worked to improve the ways in which the courts handled those cases.

Dee died on March 12, 2007, at age 77 of complications from Alzheimer's disease, which afflicted her for the last six years of her life. She is survived by two children – Michael Orey, an attorney, and Vivian Orey, a physician – and five adoring grandchildren.

THE HONORABLE PHILIP BUSH

IN MEMORIAM
MICHAEL ROSS PAUL

NOVEMBER 1, 1966 – DECEMBER 14, 2007

It is with great sadness that we announce the passing of Michael Ross Paul, age 41, on December 14, 2007, at his home in Plymouth, Minnesota.

Michael was born November 1, 1966, in Winnipeg, Manitoba, and attended Ramah School, Joseph Wolinsky Collegiate and the University of Winnipeg, where he attained an honors history degree. Michael then attended the University of North Dakota Law School in Grand Forks, graduating law in 1992. Michael went on to practice law in the Twin Cities metropolitan area.

Michael was a founding partner in the law firm of Cundy & Paul, L.L.C. He also served as a part-time judge in small claims court, as a member of the Minnesota Ethics Committee, and was an active member of the Minnesota Business Builder Networking Group.

Michael was born with a congenital heart problem and faced many medical and surgical challenges. He never complained and fought each battle courageously and with dignity. His resilience and tenacity helped him to overcome many obstacles. As Dr. Warnes, his cardiologist from the Mayo Clinic wrote, "Michael was a man of extraordinary bravery and courage and faced his many problems with fortitude and grace."

Michael was a kind person who had a sunny disposition and a wonderfully optimistic attitude toward life. He had an indomitable spirit and he took part in life to the fullest. Michael loved sports and played tennis, golf and hockey. He particularly loved watching hockey and football on TV and organized many football fantasy teams with his friends. Michael loved music, theater and travel, and he and his wife, Stephanie, enjoyed many happy outings to concerts and plays. Michael loved his family and worked very hard in the last few years to provide for them, in spite of recurring health problems.

Michael is survived by his beloved wife, Stephanie, and their two children, Jessica and Colin; parents Elaine and Bobby Paul; sister Sharon Paul; sisters-in-law and brothers-in-law, Beth and Craig Steinberg and their children, JT and Mo; Heide and Bruce Mandel and their children, Sydney, Solie and Simon; Shawn and Jenny Tyszelman and their son Max; and his wonderful in-laws, Bonnie and Al Tyszelman. Michael's brothers, David and Trevor Paul, predeceased him.

Michael was very close to his aunts, uncles and cousins: Gordon Paul (Karen) and their children, Zach and Robyn; Joan Paul (David) Asher and their children, David and Matthew; Mark Paul (Faye) and their children, Rael and Brad; and Beverly Craven, Sid Craven and children, Kelly and Jason Hunt. Michael also had many devoted friends, some from early childhood, and others whom he met and worked with in the legal community. We at Cundy and Paul will always remember Michael for his zest for life, his endearing sense of humor, and his ability to put a positive spin on any situation.

Michael was well-respected and liked by everyone. He will always remain an inspiration to all of us. He taught us how a person should live each and every day. We will miss him dearly.

THE FAMILY AND COLLEAGUES OF MICHAEL R. PAUL

IN MEMORIAM

HUGH V. PLUNKETT III

August 19, 1942 – October 15, 2007

Hugh V. Plunkett was a memorable man, a complete character, and a consummate trial attorney. Molded in the tradition of orator lawyers, Hugh loved the courtroom and the challenge of "the trial." He did not so much advocate or argue his case; he orchestrated it – combining passion, class and dignity with a touch of gusto and a dash of good humor. He loved poetry and literature, and frequently injected classical quotes and Latin phrases into his courtroom presentations and professional speeches.

Raised in Austin, Hugh graduated from St. Thomas Military Academy, Notre Dame University; and William Mitchell College of Law.

Admitted to the bar in 1968, Hugh clerked for Justice Martin Nelson of the Minnesota Supreme Court, served on the board of governors of the Minnesota State Bar Association and was chairman of the Minnesota Higher Education Coordinating Council. He also served on the board of trustees of LAW PAC/MSBA and on the board of directors of Mutual of Omaha Insurance Company.

Throughout his life, Hugh remained active in the Roman Catholic Church and became a Knight of the Holy Sepulchre.

Hugh's litigation career ran from the simple to the sublime. In the early years, he practiced in Austin in a small family firm, handling everything from DUIs to dog bites. Eventually, he moved his family to the Twin Cities and pursued major cases in many jurisdictions in the arenas of products liability, commercial lending, securities, antitrust and consumer fraud class actions. Some of his trials lasted more than six months, and Hugh's jury verdicts in favor of plaintiffs remain some of the largest in Minnesota history. In the end, both Hugh's clients and his adversaries encompassed a who's who list of major American and international corporations. He was rightly proud of his initiation and membership in the International Academy of Trial Lawyers.

Hugh enjoyed fishing, traveling and a good joke. He loved to recount his days herding cattle in Montana, boxing and playing rugby for Notre Dame.

Hugh is survived by his wife, Mary; daughter, Tara; son, Sean (with Mary Teresa); granddaughters, Nina and Margot; mother, Lorraine; sister, Debbie; brother, John; and father-in-law, J.E. Murphy.

We, his family and friends, with much sadness yet great memories, wish him a hearty "thanks" and say, "Godspeed, Hugh."

J. MICHAEL SCHWARTZ

IN MEMORIAM

MYER SHARK

January 2, 1913 – May 16, 2007

Myer Shark lived a long, full life filled with optimism, energy and his work as an advocate for justice and fairness. He never stopped practicing law until May 16, 2007, the day of his death.

Myer was born January 2, 1913, in Devils Lake, North Dakota, the fourth of four sons of Herman and May Shark. He graduated from the University of Minnesota Law School in Minneapolis in 1936.

In the depth of the Depression, unable to find a paying job, he worked pro bono for Sam Halpern to gain experience. During this time, he met his future wife, Marjorie Coddon. They were married in January 1940 and moved to Devils Lake, where Myer bought a law practice.

When his brother Saul was called into the service and his father, Herman Shark, died, Myer closed the law practice and went into the family business, Sharks Men's Store. He continued to handle legal matters for the business, including real estate transactions.

It was during this time that he developed an interest in the consumer side of public utility law, the area in which he practiced for the rest of his life. Downtown Devils Lake had a central steam heat system. Ottertail Power, the steam heat provider, decided to exit the steam heat business and convert to electric heat, charging its customers to cover the conversion expense. Myer became involved in a hearing on the matter before the Public Utilities Commission.

When told that Ottertail would determine the length of the hearing, he responded, "We've got 100 customers in Devils Lake. Each one of them wants to come and face you personally to deal with this matter. If you deny them that opportunity, you'll give me the greatest due process case that I have ever seen."

Incidents such as these made him fond of saying, "The regulated are regulating the regulators."

Myer and Marjorie moved to St. Louis Park in 1999 to be closer to family. He continued his involvement in various public utility issues from the consumer's perspective, testifying before the Minnesota Public Utilities Commission and litigating as high as the Minnesota Supreme Court, where he argued in favor of rolled-in rates. He provided a perspective that kept utility proceedings from being one-sided.

He was a mentor to several law students and young lawyers and was passionate about his pro bono work with the Volunteer Lawyers Network, where he assisted utility clients who were in danger of having their heat turned off.

Myer had boundless energy outside of his legal career and devoted time to his family, community and many leisure pursuits. He was an avid figure skater, ice dancer and bicyclist until he was 90, as well as a gardener who lived by the motto, "If it's worth doing, it's worth doing right."

Myer is survived by his wife of 67 years, Marjorie, four children, five grandchildren and five great-grandchildren.

JANET SHARK FRISCH
BENJAMIN H. FRISCH

IN MEMORIAM
JOEL PETER SOLOMON

January 7, 1932 – July 13, 2007

Joel Solomon sadly passed away this summer after a long and debilitating illness. He loved life and bravely fought his illness to the end. Joel will be remembered fondly by his family, friends and colleagues, and his wit and keen sense of humor will probably be missed most of all.

Joel was born January 7, 1932, in Kansas City, Missouri. He was 3 months old when he was adopted by Peter and Florena Solomon and raised in Monroe, Wisconsin.

Following graduation from Monroe High School, he entered the University of Wisconsin in Madison and graduated in 1955 with a bachelor of science degree. Joel then went on to the University of Wisconsin Law School and graduated in 1958 with a bachelor of laws degree. While at the university and thereafter, Joel was associated with many student, professional and social organizations.

During the course of his career, Joel was employed by Employers Mutual of Wausau, American Oil Company, National Food Stores and Dayton Hudson Corporation. He principally held executive and real estate attorney positions and retired from Dayton Hudson in 1988 as director of corporate real estate.

Joel was a proactive environmentalist and loved the Minnesota northland, particularly the Wabana chain of lakes, home to Joel and his wife for many years. The high point of his summer was when his grandchildren would come and visit at little Trout Lake and he could take them fishing, boating and hiking.

Joel strongly believed that the northland offers a unique, enriching way of life and should be preserved in a pristine state for the benefit of generations yet to come.

Joel also had a strong love of music, particularly jazz piano players, especially favorites such as Erroll Garner. As an adult, Joel took piano lessons from a well-known Milwaukee legend, Tommy Sheridan. He became a talented pianist and also played the four-string banjo. In fact, he taught his daughter Jody how to play the banjo and the two of them spent many happy hours at the lake banging out Kingston Trio songs together.

Joel will be greatly missed.

JODY SOLOMON MEYERS

IN MEMORIAM

CHARLIE TATSUDA

May 2, 1915 – March 19, 2007

Charlie Tatsuda was born in Ketchikan, Alaska, on May 2, 1915. The oldest of nine children, he grew up working at Tatsuda's grocery, a supermarket started by his parents that continues to be run by family members in Ketchikan. Charlie was class president at Ketchikan High School and went on to graduate in 1937 from the University of Washington in Seattle.

Charlie came to Minnesota during World War II to attend military intelligence school at Camp Savage in Savage. It was here he met his future wife, June, whom he would marry during the war. He enjoyed nearly 30 years of companionship with June until her death in 1974.

After completion of the Japanese language and military intelligence training at Camp Savage's Military Intelligence School, Charlie led a contingent of Japanese-American graduates to Fort Benning, Georgia, for parachute training and on to the Pacific Theater as members of the 11th Airborne Division. He was awarded a Bronze Star during the campaign and was given the honor of being the first American to parachute into Tokyo after the surrender. After the war, Charlie served for many years in the Army Reserves, retiring as an Army major.

Following the war, Charlie returned to Minnesota to study law, enrolling at the University of Minnesota Law School in Minneapolis and graduating in 1948. He set up a private practice at Lake Street and Hennepin Avenue in the Minneapolis neighborhood of Uptown. He started his practice by helping Japanese-Americans families find housing, a difficult task in an environment still harboring discriminatory attitudes following the war.

Charlie kept his solo practice in Uptown for more than 40 years, handling a variety of business, real estate, probate, and tax work for clients, including the Fifth Northwestern National Bank/Norwest Bank, in whose building his office was located.

Charlie was a fixture in the Uptown area, where he gave his time and energy unselfishly to a variety of organizations, including the Southwest Lions Club, Uptown Rotary Club, Sons of Norway, Scottish Rite, Uptown Business Association, Meals on Wheels, Twin Cities Japanese American Citizens League, Normandale Japanese Garden Committee and Edina Community Lutheran Church. He was a perennial holiday bell-ringer at Hennepin and Lake for the Salvation Army – always bringing in full kettles, as everyone in the area knew him and could not help but be charmed by his caring and gracious spirit. His positive, humble approach to life impacted nearly everyone he met.

Charlie is survived by his son, Chuck Jr. (Jennifer); grandsons, Peter and Jeffrey; numerous nieces and nephews on the West Coast; and his close friend and travel companion for many of his last years, Karen Sivanich.

CHUCK TATSUDA

IN MEMORIAM

DOUGLAS WALSER THOMSON

January 5, 1930 – May 2, 2007

In May 2007, Douglas W. Thomson passed away. He died within 24 hours of the death of his former wife and lifetime friend, Mary, the mother of their four children, James, Jennifer, William and Douglas.

Doug was devoted to the practice of criminal defense law and did it with a flair never again to be equaled. He dressed in three-piece pin-striped suits with Egyptian cotton shirts and English shoes.

His oratory was formalistic and riveting. Courtrooms filled for 30 years when the word went out that Mr. Thomson was about to give a closing. His recitation of the history of English and American Jurisprudence – which always ended with a challenge to his jury to take their place among the courageous jurors of the past in reaching their verdict – never failed to impact the entire courtroom.

Bits and pieces of Thomsonsque final arguments are injected permanently into many arguments given by most well-known criminal defense practitioners in Minnesota. This will probably continue for many decades to come. No one will ever do it as well.

Perhaps Doug's greatest legacy is in the lawyers he trained. By conservative count, there are at least 20 former partners and associates who learned at the feet of the master and are actively trying cases for defendants throughout the state today. In their attitudes and methods, Doug lives on.

He respected the bench but was never cowed by it. He respected prosecutors but always remained at arm's length from them. His undying loyalty was to his client and to the process itself.

Those of us who learned from him will forever see him pointing his finger at a witness who he had aggressively pursued propounding what he referred to as a reasonable theory of innocence and stating, "It is true, is it not Mr. Smith, that it is you, not my client, who took the life of Mr. Jones?"

Or, "It is you sir, not my client, who took an innocent life and spun this self-serving tale to an all too receptive and naïve police officer and prosecutor."

Doug drove home to every young lawyer he trained that the destruction of the credibility of a witness was of no avail until you infused your theory of defense through that witness to the jury.

When later inquiry was made of the great master as to how he had fared during his day in trial, he was heard to pronounce, "I reduced the government's wretched snitch to a blithering mass of protoplasm and slid him out under the courtroom door."

Doug's trials were not restricted to Minnesota. In the course of his career, he tried extremely high-profile cases in Colorado, Illinois, Iowa, Missouri, Montana, Nebraska, New York, Wisconsin and a myriad of other jurisdictions. He was known across the length and breadth of America, for which he was rewarded with induction as a fellow in the prestigious and elite American Board of Criminal Lawyers.

JOSEPH S. FRIEDBERG

HENNEPIN COUNTY DISTRICT COURT JUDGES

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

HENNEPIN COUNTY BAR ASSOCIATION 2008 BAR MEMORIAL COMMITTEE

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William D. Birch	Howard B. Tarkow
Paul E. Bohnsack II	James L. Young

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 2009 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 **Minnesota Lawyer** 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