

# AAAL

AMERICAN ACADEMY OF APPELLATE LAWYERS



## 2018 SPRING MEETING

APRIL 12-14, 2018

LOEWS NEW ORLEANS HOTEL

NEW ORLEANS, LA

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



## Thursday, April 12

5:00 pm–7:00 pm **Registration**

5:30 pm–7:00 pm **Opening Reception**

7:30 pm (Optional) **Group Dinner**  
(Replaces Saturday night Dine Around)

Because the French Quarter Festival is taking place during the meeting, we will have a ticketed group dinner instead of the usual dine around. Join other AAAL fellows and guests for dinner at Restaurant August.

Tickets are \$100/person, inclusive of tax and gratuity; alcohol will be available for purchase (cash only).

To see the dinner menu, please visit the [2018 Spring Meeting webpage](#).

## Friday, April 13

7:30 am–3:00 pm **Registration**

7:30 am–9:00 am **Continental Breakfast**

7:45 am–8:45 am **New Fellow Orientation**

8:50 am–9:00 am **Welcome Remarks**

**The Hon. Diane B. Bratvold**, AAAL President  
*Minnesota Court of Appeals*  
St. Paul, Minnesota

9:00 am–10:45 am

**The Role of the U.S. Fifth Circuit Court of Appeals in the Civil Rights Movement—Lessons for the Appellate Practitioner**

The Fifth Circuit became the pivotal force in making civil rights a reality in the Deep South. The panel will discuss how judges and lawyers helped to bring about significant advances in law and culture, drawing lessons for the appellate practitioner.

### PANELISTS

**Jack Bass**  
*Author, Unlikely Heroes*  
Charleston, South Carolina

**The Hon. Gregg J. Costa**  
*Judge, United States Court of Appeals for the Fifth Circuit*  
Houston, Texas

**The Hon. Carl E. Stewart**  
*Chief Judge, United States Court of Appeals for the Fifth Circuit*  
Shreveport, Louisiana

### MODERATOR

**David Keltner**, AAAL Fellow  
*Kelly Hart & Hallman LLP*  
Fort Worth, Texas

10:45 am–11:00 am **Break**

11:00 am–Noon

**A Unique Perspective on the Role of Appellate Courts and Appellate Practice—A Conversation**

Two former state appellate judges from a New Orleans family known for its commitment to public service—the father a former mayor of New Orleans and the daughter a current law school dean—discuss how their lives have been shaped by their experiences in the appellate system.

### PANELISTS

**Madeleine M. Landrieu**  
*Dean, Loyola University New Orleans College of Law*  
New Orleans, Louisiana

**Moon Landrieu**  
*Former Mayor of the City of New Orleans*  
New Orleans, Louisiana

### MODERATOR

**The Hon. Stephen A. Higginson**  
*Judge, United States Court of Appeals for the Fifth Circuit*  
New Orleans, Louisiana

12:15 pm–1:30 pm **Luncheon**

**That Strange Civil Code: What the Heck Is It and How Did Louisiana Get It? 400 Years of History in 20 Minutes**

### SPEAKER

**Michael H. Rubin**, AAAL Fellow  
*McGlinchey Stafford*  
Baton Rouge, Louisiana

1:30 pm–1:45 pm **Break**

1:45 pm–3:00 pm

**Navigating the Circuits' Varying Uses of the Record on Appeal**

The panel will explore how various courts of appeals use the record on appeal, including use of an appendix as opposed to record excerpts, paper versus electronic, the Fifth Circuit's conversion of case and record citations, and other varying practices.



## PANELISTS

### **Lyle W. Cayce**

*Clerk of Court, United States Court of Appeals for the Fifth Circuit*

*New Orleans, Louisiana*

### **Deborah S. Hunt**

*Clerk of Court, United States Court of Appeals for the Sixth Circuit*

*Cincinnati, Ohio*

### **Amy L. Weil, AAAL Fellow**

*The Weil Firm*

*Atlanta, Georgia*

## MODERATOR

### **Luther T. Munford, AAAL Fellow**

*Butler Snow*

*Ridgeland, Mississippi*

3:00 pm–4:30 pm **Free Time**

3:30 pm–4:30 pm

### **Tour and History of the John Minor Wisdom United States Court of Appeals Building—Fifth Circuit**

*(Optional event, 0.2 mile walk from the hotel)*

### **The Hon. Carl E. Stewart**

*Chief Judge, United States Court of Appeals for the Fifth Circuit*

*Shreveport, Louisiana*

4:30 pm–5:00 pm **Induction Ceremony**

The Induction Ceremony will be held at the John Minor Wisdom United States Court of Appeals Building—Fifth Circuit, immediately following the tour.

5:00 pm–6:00 pm **Free Time**

6:00 pm–7:00 pm **Reception**

7:00 pm–9:00 pm **Dinner**

## Saturday, April 14

8:00 am–Noon **Registration**

8:00 am–9:00 am **Continental Breakfast**

9:00 am–10:15 am

### **The Influence of the Trump Presidency on the Judiciary: A Preliminary Assessment**

The panel will provide its preliminary assessment of the influence President Trump and his administration have had on reshaping the federal judiciary, including a look at Justice Gorsuch's first year on the Court.

## PANELISTS

### **Kristen Clarke**

*President and Executive Director*

*Lawyers' Committee for Civil Rights Under Law  
Washington, D.C.*

### **Beth A. Williams**

*United States Assistant Attorney General for the Office of Legal Policy  
Washington, D.C.*

### **Edward Whelan**

*President, Ethics and Public Policy Center*

*The Federalist Society  
Washington, D.C.*

## MODERATOR

### **Adam H. Charnes, AAAL Fellow**

*Kilpatrick, Townsend & Stockton LLP  
Dallas, Texas*

10:15 am–10:30 am **Break**

10:30 am–Noon

### **Trends on Civil Rights in the Supreme Court of the United States in the 21st Century**

The panel will discuss trends—where SCOTUS has been and where it is going—on civil rights issues in the 21st century.

## PANELISTS

### **The Hon. Jennifer Walker Elrod**

*Judge, United States Court of Appeals for the Fifth Circuit  
Houston, Texas*

### **Jonathan Turley**

*Professor of Law, George Washington School of Law  
Washington, D.C.*

## MODERATOR

### **Barry W. Ashe, AAAL Fellow**

*Stone Pigman Walther Wittmann LLC  
New Orleans, Louisiana*

Noon–12:30 pm **AAAL Business Meeting**





**Barry W. Ashe**, AAAL Fellow  
Stone Pigman Walther Wittmann LLC  
New Orleans, Louisiana



**Barry W. Ashe** is a partner at Stone Pigman Walther Wittmann LLC in New Orleans, Louisiana, and is a fellow of the Academy. He heads the firm's appellate practice group. Mr. Ashe served as a law clerk to Judge Carolyn Dineen King of the U.S. Court of Appeals for the Fifth Circuit. He serves as vice president of the Fifth Circuit for the Federal Bar Association; served as president of the Federal Bar Association, New Orleans Chapter; and received the chapter's John R. "Jack" Martzell Professionalism Award in 2015. Mr. Ashe has served on the Lawyers Advisory Committee for the Fifth Circuit and has held the position of adjunct professor in constitutional law at Loyola University School of Law.

## Jack Bass

Author, *Unlikely Heroes*  
Charleston, South Carolina



**Jack Bass** is author or co-author of eight books about the American South, focusing on politics, race relations, and the role of the law in shaping the civil rights area. He is professor emeritus of humanities and social sciences at the College of Charleston and was previously a professor of journalism at the University of Mississippi. Mr. Bass produced a Public Broadcasting Service documentary, *A Different Dixie: Portraits of Change*. He received the Robert F. Kennedy Book Award in 1994 for *Taming the Storm: The Life and Times of Judge Frank M. Johnson, Jr.* and was twice named South Carolina's journalist of the year. Mr. Bass is the author of *Unlikely Heroes*, a vivid account of the implementation of *Brown v. Board of Education* by southern federal judges committed to the rule of law.

## Lyle W. Cayce

United States Court of Appeals for the Fifth Circuit  
New Orleans, Louisiana

**Lyle W. Cayce** is the clerk of court of the U.S. Court of Appeals for the Fifth Circuit. He previously served 27 years with the U.S. Army Judge Advocate General's Corps, where he represented the Army in appeals to 11 circuit courts of appeals. Mr. Cayce is a member of the Information Technology Advisory Council, which recommends deployment of information technology programs, systems, and services for the judiciary. He has also worked with the Administrative Office of the U.S. Courts and Judicial Conference of the United States.

## Adam H. Charnes

, AAAL Fellow

Kilpatrick, Townsend & Stockton LLP  
Dallas, Texas



**Adam H. Charnes** is a partner at Kilpatrick Townsend & Stockton LLP in Dallas, Texas, and is a fellow of the Academy. He served as a law clerk to Justice Anthony M. Kennedy, of the U.S. Supreme Court, and Judge J. Harvie Wilkinson, of the U.S. Court of Appeals for the Fourth Circuit. Mr. Charnes has served as principal deputy assistant attorney general for the Office of Legal Counsel in the U.S. Department of Justice and received the attorney general's Distinguished Service Award.

## Kristen Clarke

Lawyers' Committee for Civil Rights Under Law  
Washington, D.C.



**Kristen Clarke** is president and executive director of the Lawyers' Committee for Civil Rights Under Law. She previously served as head of the Civil Rights Bureau for the New York State Attorney General's Office and worked at the NAACP Legal Defense and Education Fund, Inc., and the U.S. Department of Justice in the Civil Rights Division. Ms. Clarke speaks and writes regularly on issues concerning race, law, and justice and has appeared on CNN, MSNBC, Fox News, and C-SPAN's *Washington Journal*.

## The Hon. Gregg J. Costa

United States Court of Appeals for the Fifth Circuit  
Houston, Texas



**Judge Gregg J. Costa** is a judge on the U.S. Court of Appeals for the Fifth Circuit. Judge Costa previously served as a federal district judge for the Southern District of Texas and as a federal prosecutor for seven years. Before becoming a prosecutor, Judge Costa was in private practice at Weil, Gotshal & Manges LLP. Judge Costa served as a law clerk to Chief Justice William H. Rehnquist of the U.S. Supreme Court and Judge A. Raymond Randolph of the U.S. Court of Appeals for the D.C. Circuit. Judge Costa is co-founder and board member of the Sunflower County Freedom Project, a nonprofit educational organization that prepares low-income students for college through after-school and summer programs.

## The Hon. Jennifer Walker Elrod

United States Court of Appeals for the Fifth Circuit  
Houston, Texas



**Judge Jennifer Walker Elrod** is a judge on the U.S. Court of Appeals for the Fifth Circuit. She previously served as judge of the 190th District Court of Harris County, Texas, and, before serving on the bench, practiced law at Baker Botts LLP. She served as a law clerk to Judge Sim Lake of the Southern District of Texas and as board chair of the Texas Center for Legal Ethics and Lone Star Legal Aid. Judge Elrod has received the Chief Justice Jack Pope Professionalism Award from the Texas Center for Legal Ethics and the Judge Thomas Gibbs Gee Award for her pro bono work, and has been named the Appellate Judge of the Year by the Texas Association of Civil Trial and Appellate Specialists.

## The Hon. Stephen A. Higginson

United States Court of Appeals for the Fifth Circuit  
New Orleans, Louisiana



**Judge Stephen A. Higginson** is a judge on the U.S. Court of Appeals for the Fifth Circuit. Before taking the bench, he taught full time at Loyola University New Orleans College of Law, where he received the Outstanding Teacher Award for the University and three times was named Professor of the Year for the College of Law. Before joining academia, Judge Higginson served as an assistant U.S. attorney for the District of



Massachusetts and the Eastern District of Louisiana, where he served as chief of appeals. Judge Higginson served as a law clerk to Justice Byron White of the U.S. Supreme Court and Judge Patricia Wald of the U.S. Court of Appeals for the D.C. Circuit.

## Deborah S. Hunt

*United States Court of Appeals for the Sixth Circuit  
Cincinnati, Ohio*

**Deborah S. Hunt** is the clerk of court of the U.S. Court of Appeals for the Sixth Circuit. She has worked for the judiciary for 27 years. Previously, she was in private practice, worked as a public defender, and was an attorney for the Navajo Nation with the U.S. Department of Justice.

## David Keltner, AAAL Fellow

*Kelly Hart & Hallman LLP  
Fort Worth, Texas*



**Justice David E. Keltner** is a partner at Kelly Hart & Hallman LLP in Fort Worth, Texas, and is a fellow of the Academy. He previously served as a justice of the Texas Second Court of Appeals. Justice Keltner is a former chair of the board of the State Bar of Texas, former chair of the Fellows of the Texas Bar Foundation, and former member of the Texas Supreme Court Advisory Committee. He received the Texas Bar Foundation's inaugural

Gregory S. Coleman Outstanding Appellate Lawyer Award. *Texas Lawyer* has named him the "Go To" Texas Lawyer for appeals, and for the last 10 years he has been named as one of the Top 10 Lawyers in Texas by *Texas Super Lawyers*, being the "top point getter" for three of those years.

## Madeleine M. Landrieu

*Loyola University New Orleans College of Law  
New Orleans, Louisiana*



**Madeleine M. Landrieu** is the dean and Judge Adrian G. Duplantier Distinguished Professor of Law at Loyola University New Orleans College of Law. She previously served as a judge on the Louisiana Court of Appeal for the Fourth Circuit and as a trial judge on the Civil District Court for the Parish of Orleans, Louisiana. Dean Landrieu served as president of the Louisiana District Judges Association and the Louisiana Judicial

College. She received the Michaelle Pitard Wynne Professionalism Award from the Association of Women Attorneys and the inaugural President's Award from the Louisiana Judicial College.

## Moon Landrieu

*Former Mayor of the City of New Orleans  
New Orleans, Louisiana*



**Maurice Edwin "Moon" Landrieu** is a former mayor of New Orleans, Louisiana. After leaving office, he served as secretary of the U.S. Department of Housing and Urban Development under the Carter administration. He served as a judge on the Louisiana Court of Appeal for the Fourth Circuit from 1992 until his retirement in 2000.

## Luther T. Munford, AAAL Fellow

*Butler Snow  
Ridgeland, Mississippi*



**Luther T. Munford** is a partner at Butler Snow in Ridgeland, Mississippi, and is a fellow and past president of the Academy. He served as a law clerk to Justice Harry A. Blackmun of the U.S. Supreme Court and Judge Paul H. Roney of the U.S. Court of Appeals for the Fifth Circuit. Mr. Munford has served on the Advisory Committee on Appellate Rules to the Judicial Conference of the United States and the Lawyers Advisory Committee for the Fifth Circuit. He is the author of *Mississippi Appellate Practice*.

## Michael H. Rubin, AAAL Fellow

*McGlinchey Stafford  
Baton Rouge, Louisiana*



**Michael H. Rubin** is a partner at McGlinchey Stafford PLLC in Baton Rouge, Louisiana, and is a fellow of the Academy. He is a past president of the U.S. Federal Fifth Circuit Bar Association, the Louisiana State Bar Association, and the Southern Conference of Bar Presidents. Mr. Rubin is a Life Member of the American Law Institute and a commissioner for the Uniform Law Commission and has served as an adjunct professor at LSU

Law School and Tulane Law School. He has been named the Distinguished Attorney of Louisiana by the Louisiana Bar Foundation and received the Burton Award from the Library of Congress and the Stephen Victory Award from the Louisiana State Bar Association for outstanding legal writing.

## The Hon. Carl E. Stewart

*United States Court of Appeals for the Fifth Circuit  
Shreveport, Louisiana*



**Chief Judge Carl E. Stewart** is chief judge of the U.S. Court of Appeals for the Fifth Circuit. He previously served as captain in the U.S. Army Judge Advocate General Corps, a staff attorney with the Louisiana Attorney General's Office, assistant U.S. attorney, special assistant city and district attorney, and a private practitioner. Chief Judge Stewart also served as judge of the Louisiana First Judicial District Court and

Louisiana Court of Appeal for the Second Circuit. He serves as president of the American Inns of Court Foundation. Chief Judge Stewart is a member of the Executive Committee of the Judicial Conference of the United States. He is a past chairman of the Advisory Committee on the Federal Rules of Appellate Procedure of the Judicial Conference of the United States. Chief Judge Stewart is a member of the National Bar Association Judicial Council and the Just the Beginning Foundation of African-American Federal Judges.



## Jonathan Turley

George Washington School of Law  
Washington, D.C.



**Jonathan Turley** is a professor and the Shapiro Chair for Public Interest Law at The George Washington University Law School and a nationally recognized legal scholar on constitutional law. His articles regularly appear in national publications, such as *The New York Times*, *The Washington Post*, and *The Wall Street Journal*. Professor Turley is a nationally ranked legal commentator;

being ranked the 38th most cited public intellectual and the second most cited law professor in the country. He is a member of the *USA Today* board of contributors and received the 2005 Single Issue Advocate of the Year, the annual opinion award from the Aspen Institute and *The Week*. Professor Turley has also worked as a legal analyst for CBS and NBC during national controversies.

## Amy L. Weil, AAAL Fellow

The Weil Firm  
Atlanta, Georgia



**Amy L. Weil** is a partner at The Weil Firm in Atlanta, Georgia, and is a fellow of the Academy. She previously worked as an assistant U.S. attorney for the Northern District of Georgia, also serving as chief of the Appellate Division. She served on the U.S. Department of Justice's Appellate Chiefs Working Group and received the Department of Justice's Director's Award. Ms. Weil served as chair of the Lawyers

Advisory Committee for the Eleventh Circuit, chair of the Appellate Practice Section of the State Bar of Georgia, and president of the Federal Bar Association, Atlanta Chapter.

## Edward Whelan

Ethics and Public Policy Center  
The Federalist Society  
Washington, D.C.



**Edward Whelan** is president of the Ethics and Public Policy Center and directs the Center's program on The Constitution, The Courts, and The Culture. His areas of expertise include constitutional law and the judicial confirmation process. Mr. Whelan served as a law clerk to Justice Antonin Scalia of the U.S. Supreme Court and Judge J. Clifford Wallace of the U.S. Court of Appeals for the Ninth Circuit. He has served as principal deputy assistant attorney general for the Office of Legal Counsel in the U.S. Department of Justice and as general counsel to the U.S. Senate Committee on the Judiciary.

## Beth A. Williams

United States Assistant Attorney General for the Office of Legal Policy  
Washington, D.C.



**Beth A. Williams** is the U.S. assistant attorney general for the Office of Legal Policy. She served as a law clerk to Judge Richard C. Wesley of the U.S. Court of Appeals for the Second Circuit. She was formerly a partner at Kirkland & Ellis and served as special counsel to the U.S. Senate Committee on the Judiciary. Ms. Williams was president of the Federalist Society chapter at Harvard Law School.

## Hotel

**Loews New Orleans**  
300 Poydras Street  
New Orleans, LA, 70130

**Online Reservations** See hotel/travel section on the AAAL Spring Meeting web page

**Telephone** (866) 211-6411

**Group Rate** \$269 per night

**Reservation Deadline** Sunday, March 11, 2018

If you call the Loews New Orleans to make reservations, please remember to mention the AAAL identification code: AAL411 to obtain the group rate. If you choose to book online, please book directly through the AAAL Spring Meeting web page to ensure your room is included in the AAAL room block.

**Please do not book through a third-party site (e.g., Expedia, Kayak).**





# Registration Form

# 2018 AAAL SPRING MEETING



Register Online at [appellateacademy.org](http://appellateacademy.org)

Advance Registration Deadline: Friday, March 9

## Fellow

Full Name

First Name on Badge/Nickname

Firm

Address

City State ZIP

Phone

Email

Emergency Contact Name/Number

I require special accommodations to participate. Please attach a description of your needs.

Vegetarian  Kosher  Vegan  Pescetarian  Gluten free

Other \_\_\_\_\_

## Guest

Full Name

First Name on Badge/Nickname

City State ZIP

Email

I require special accommodations to participate. Please attach a description of your needs.

Vegetarian  Kosher  Vegan  Pescetarian  Gluten free

Other \_\_\_\_\_

## Payment Information

Check (payable to AAAL)  MasterCard  VISA  AMEX

Account Number Exp. Date

Name on Card Security Code

Signature

## Fellow Registration Fees

<i>Includes Receptions, Breakfasts, Lunch, and Induction Dinner</i>	By	After
Fellow	<input type="checkbox"/> \$695	<input type="checkbox"/> \$795
Public Interest Fellow	<input type="checkbox"/> \$645	<input type="checkbox"/> \$745
Academic Fellow	<input type="checkbox"/> \$645	<input type="checkbox"/> \$745
Government Fellow	<input type="checkbox"/> \$385	<input type="checkbox"/> \$485

## Fellow Events (please check all you will be attending)

- Thursday  Opening Reception  
 Dinner at Restaurant August  
(Not included in registration fee) \$100
- Friday  Breakfast  
 Lunch  
 Reception/Dinner and Induction of New Fellows
- Saturday  Breakfast

## First AAAL Meeting (Fellow)

Yes  No

## Guest Fees

- Includes Opening Reception, Breakfasts, and Induction Dinner*
- Guest Event Fee \$375
- Thursday  Opening Reception  
 Dinner at Restaurant August  
(Not included in registration fee) \$100
- Friday  Breakfast  
 Lunch (Not included in guest fee) \$ 70  
 Reception/Dinner and Induction of New Fellows
- Saturday  Breakfast

## Total Fees (U.S. Dollars)

Fellow Registration Fees \$ \_\_\_\_\_

Guest Fees \$ \_\_\_\_\_

**Total Amount Due** \$ \_\_\_\_\_

## Send Form to:



American Academy of Appellate Lawyers  
9707 Key West Avenue, Suite 100  
Rockville, MD 20850

Phone: (240) 404-6498  
Fax: (301) 990-9771

## Cancellations

If a cancellation is received by Friday, March 9, a refund of 75% of the registration fee will be issued. There are no refunds for cancellations received after that date.

# Thank You to Our Sponsors

*(as of January 24, 2018)*

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