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All Students, Faculty, Staff

Delaware Supreme Court

will hear oral arguments

in the Vale Moot Courtroom

on

Wednesday, February 27, beginning at 10 am.

A synopsis of the two cases scheduled to be heard can be found on page 2 and the courtroom protocol can be found on page 3 of this issue of the DE Law News.

* Proceedings will be broadcast into Room L123. Courtroom protocol is not in effect in the classroom.

Special points of interest:

- ◆ Crown Court - Hours - Menu
- ◆ Help Wanted
- ◆ Wolcott
- ◆ Supreme Court Hearings

CROWN COURT



HOURS

Monday - Thursday
8:30 a.m. - 7:00 p.m.

Friday
8:30 a.m. - 2:00 p.m.



See
our
menu
on page 13



Delaware Supreme Court Oral Arguments

Ruby R. Vale Moot Courtroom

Wednesday, February 27, 2013

10:00 a.m.

282, 2012 *R. Blake v. State*

(counsel: **Nicole M. Walker '00**– **Elizabeth R. McFarlan '98**)

In 2011, Raymond Blake was indicted on several drug related offenses, including possession with intent to deliver cocaine and heroin, and trafficking cocaine and heroin among other charges. Before going to trial, the prosecutor *nolle prossed* (abandoned the prosecution of) the trafficking of heroin charge. At trial, the jury acquitted Blake on the possession with intent to deliver charges and convicted him of lesser charges of possession. The Jury also reached a hung verdict on the trafficking cocaine charge. After trial, the prosecutor reindicted Blake on both trafficking counts and he was found guilty of both. The Appellant claims this is a violation of the principles of double jeopardy.

Appellant's Opening Brief, available on Westlaw with citation: 2012 WL 4372339

State's Answering Brief, available on Westlaw with citation: 2012 WL 4902737

Appellant's Reply Brief, available on Westlaw with citation: 2012 WL 5268625

11:00 a.m.

392, 2012 *New Cingular v. Sussex County Bd. Adjustment*

(counsel: Richard A. Forsten - **Robert V. Witsil, Jr., '80**)

Appellant's Opening Brief, available on Westlaw with citation: 2012 WL 3890969

Answering Brief of Appellees, available on Westlaw with citation: 2012 WL 4902740

In 2011, New Cingular Wireless (AT&T) applied to the Sussex County Board of Adjustment for a “special use exception” to allow the construction of a new cell tower to fill a gap in coverage experienced by AT&T cellular customers. The Board denied the exception and New Cingular argues that the Board relied on the incorrect standard of review when reaching their decision.

COURTROOM PROTOCOL

FOR ALL PERSONS ATTENDING ORAL ARGUMENTS

- All persons must submit to a security check to enter the courtroom.
- No backpacks or purses are allowed in the Vale.
- No cell phones, cameras, recording devices or electronic devices are allowed in the courtroom. (Exception: credentialed media representatives may make satisfactory advance arrangements with the Clerk consistent with the Court's media access order).
- No food or drink will be allowed in the courtroom.
- No one may enter or exit the courtroom after an argument has started. Entry or exit between arguments is permitted.
- The Court requests the full attention of everyone during the argument.
- Anyone who creates a disturbance must leave the courtroom and may not return. (Example: chronic coughing)
- No outward display of emotion may be made during the argument.



Widener Law

February 13, 2013

TO: Second Year Regular Division Students
 Second and Third Year Extended Division Students

FROM: Dean Linda L. Ammons

RE: Josiah Oliver Wolcott Fellowship Program

I am pleased to announce that the Wolcott Fellowship Program will continue for next year under the auspices of the School of Law and the Delaware Supreme Court. By way of an application and interview process, a total of five students will be chosen to clerk for the Justices of the Supreme Court of Delaware. Those selected are named Wolcott Fellows. This is an exceptional opportunity, unique to this Law School, and to the best of my knowledge, to any law school in the United States.

The superior students chosen will serve as judicial clerks for approximately twenty hours per week during the course of the academic year. Each Wolcott Fellow will receive academic credit and a scholarship grant. The clerkship commences shortly after Labor Day 2013 and ends with the completion of classes in April 2014.

Applications will be accepted until 4:00 p.m., on Wednesday, March 20, 2013. Please submit applications to me through Constance Sweeney in the Dean's Office.

I strongly urge those who qualify to apply. The program affords those selected a unique and very worthwhile experience.

(see over)

JOSIAH OLIVER WOLCOTT FELLOWSHIP PROGRAM

Criteria for Selection

Wolcott Fellows will be selected from among those applicants who will be in their third year of the Regular Division program or third or fourth year of the Extended Division program during the 2013-14 academic year. Applicants should rank in the top fifteen percent of their class or otherwise demonstrate strong academic credentials. Law Review experience is not a prerequisite but applicants should possess substantial experience in research and writing.

Application Procedure

Applications should be directed to Constance Sweeney in the Office of the Dean not later than 4:00 p.m. on Wednesday, March 20, 2013. Applications should include three (one original and two copies) of each of the following: (1) a cover letter, (2) a recent Law School transcript, (3) a resume, (4) a writing sample, and (5) a letter of reference from **one full-time** faculty member. A letter of reference from an employer will also be welcomed. Personal interviews will be scheduled in early April after an initial screening.

Please address your cover letter as follows:

The Honorable Henry duPont Ridgely
Dean Linda L. Ammons
Wolcott Fellowship Selection Committee
Widener University School of Law
Delaware Campus

Dear Justice Ridgely and Dean Ammons:

Duties of Wolcott Fellows

Wolcott Fellows will be assigned those duties routinely performed by law clerks as determined by the Delaware Supreme Court Justice to whom they are assigned. During the period of the clerkship, legal work may not be performed for anyone other than the member of the Supreme Court, and no other work for compensation may be undertaken without the consent of the Court. All work done and information received are confidential and must be so treated at all times.

The work schedule will be based on an average of twenty hours per week, with due regard to academic, holiday and examination schedules. The precise schedule will be set by the Court after conferring with the Fellow.

Scholarship Grant

Each Wolcott Fellow will receive academic credit (three credits per semester) and a tuition remission scholarship grant (approximately \$4,000 per semester). If a Wolcott Fellow is already receiving a full-tuition merit scholarship for the 2013-14 academic year, s/he will receive a cash grant of \$2,500 per semester instead of the Wolcott tuition remission. The credit and scholarship aspects of the program may be different for students enrolled in the J.D./Psy.D. joint degree program.

Selection Committee

The selection committee is comprised of Delaware Supreme Court Justice Henry duPont Ridgely and Dean Linda L. Ammons.

Interviews

Finalists will be contacted by phone by the Dean's Office to schedule their interview with Justice Ridgely and Dean Ammons. The interviews will be held the afternoon of Monday, April 1, 2013, in the Deans' Conference Room, on the 4th floor of the Main Law Building. The Wolcott Fellows will be selected from this group.

OPEN INVITATION TO ENTERTAINMENT LAW CLASS

Alexander Murphy Jr., Esq., Adjunct Professor, who teaches Entertainment Law, invites all students, faculty, and staff to visit his class to hear invited guest speakers, two prominent entertainment lawyers, discuss current legal and business issues in the music industry. The speakers are presenting earlier in the day at Widener Law's Eighth Annual Sports and Entertainment Law CLE Symposium.

Who: Kenneth J. Abdo, Esq, Lommen Abdo, Minneapolis, MN

John Simson. Esq., Lommen Abdo (and former CEO of SoundExchange), Washington, D.C.

When: Tuesday, February 26, 2013

Time: 6:20 PM to 8:00 PM

Place: Polishook Hall 203

FINANCIAL AID

2013-2014

Endowed Scholarship Applications

The 2013-2014 endowed scholarship applications are now available by visiting the Financial Aid section of the Widener School of Law website:

<http://law.widener.edu/Scholarships/>

The applications are due in the Financial Aid Office by **Friday, March 15, 2013**. Please note you must complete the Financial Aid Process (FAFSA & Data Form) to be considered for any need based endowed scholarship.

2013 MARTIN LUTHER KING JR. SEMESTER OF SERVICE

The Public Interest Resource Center (PIRC), the Law and Inequality Project (LAIP), and the Faculty Diversity Committee invite the Law School Community to participate in the Seventh Annual Martin Luther King, Jr. Semester of Service.

12 weeks/12 hours

Participants are asked to perform at least twelve (12) hours of community service in designated “Semester of Service” projects before the end of the semester. Successful participants will be designated “MLK Service Fellows” and will be recognized at the Student Awards Ceremony and at Graduation. Students will also earn credit towards pro bono distinction.

To become an MLK Service Fellow, perform at least 12 hours of service through the following projects.

2013 SERVICE PROJECTS

Medical-Legal Project: Through partnership with Community Legal Aid Society, Inc., participants will conduct “legal needs” surveys of patients at Federally Qualified Health Centers in New Castle County, Delaware. Participants will visit the centers—likely in teams of two or three—and assist patients in completing surveys designed to measure the scope and character of unmet legal needs, needs that may have direct relationship to patient health. Training at the School of Law (or via on-line video).

Training: March 21 at 11:30 a.m. (or via on-line video).

Field Work: Weeks of March 25, April 1, April 8, April 15.

Pro Bono/Semester of Service Credits: 2 hours training; 4 hours field work (per survey session).

Mock Trial Project: Through partnership with the Delaware Law Related Education Center, participants will judge a Mock Trial as part of the Delaware State High School Mock Trial Competition. Trials—and training for the judges—will take place at the New Castle County Courthouse in Wilmington on Friday, February 22 and Saturday, February 23.

Training: February 22 or February 23 (on-site).

Field Work: February 22 or February 23.

Pro Bono/Semester of Service Credits: 2 hours training; 4 hours field work (per trial).

Teaching Project: Through partnership with the Delaware Law Related Education Center, participants will teach part of a curriculum on “Desegregation in Delaware” in Delaware high school classes. Participants will visit the classrooms—likely in teams of two—to present a pre-prepared ninety minute lesson on *Parker v. University of Delaware*, the 1950 case ordering the desegregation of the University of Delaware. Training at the School of Law (or via on-line video).

Training: March 14 at 12:00 noon (or via on-line video).

Field Work: Weeks of March 18, March 25, April 8.

Pro Bono/Semester of Service Credits: 2 hours training; 4 hours field work (per class).

**For More Information, and More Projects, Please Visit
the Semester of Service TWEN Site.**



Widener School of Law
PILA SILENT AUCTION
MARCH 19, 2013

American Civil Liberties Union (ACLU) of WUSL

General Meeting

Tuesday, February 26th

In L123 from 5:00 - 6:00 p.m.

The **ACLU** has led the fight to protect our most precious rights and freedoms. The defense of civil liberties knows no political party bounds, which is why the **ACLU** remains nonpartisan. Rich or poor; straight or gay; black, white, or brown; urban or rural; pious or atheist; American-born or foreign-born; able-bodied or living with a disability; *every person in this country has the same basic rights.* Those rights must be respected and upheld. Please join us to discuss upcoming symposium, community events and elections to next year's board.



This week, BLSA will host its
Third Annual Trailblazers Honor Banquet
honoring

Hon. Calvin L. Scott, Jr. '89

Stacy L. Shields, Esq. '93

Leon A. Williams, Esq. '82

featuring special guest speaker

Nikki Johnson-Huston, Esq.

Motivational Speaker and Diversity Chair, Philadelphia Bar Association

Tuesday, February 26th

6:30 PM

Barristers' Club

2013 Hugh B. Pearce Competition

2013 Competition Information

Round of 16

Tuesday, February 26
Wednesday, February 27

Quarter Final Trials

Monday, March 11

Semi Final Trials

Wednesday, March 13

Delaware Final Trial

Monday, March 18
6:00 p.m.
Ruby R. Vale Moot Courtroom

Delaware/Harrisburg Final Trial - Delaware Campus

Tuesday, April 2
6:00 p.m.
Ruby R. Vale Moot Courtroom

Competition History

The Competition is named in honor of Hugh Bryan Pearce born September 8, 1954. Mr. Pearce entered Widener University School of Law in August 1987 and was a member of the graduating class of 1990. Hugh pursued his legal studies in the day division carrying a full complement of credits each semester while maintaining his position as a helicopter pilot with the Delaware National Guard. On June 17, 1989, while on maneuvers with the National Guard, Chief Warrant Officer Two Pearce tragically met his death in a helicopter crash. In preserving Hugh's memory, the School of Law has established the Hugh B. Pearce Memorial Fund that supports an annual trial advocacy competition. The focus of the competition is to enable students to develop intelligent and creative advocacy skills while remaining courteous and respectful to their colleagues and opponents. The competition operates concurrently on both campuses with the Final Round pairing the finalists from the Delaware campus against the finalists from the Harrisburg campus. **Contact Information:** Jennifer Larson, Competition Chairperson

Email: jnlarson@mail.widener.edu.



**Delaware Volunteer
Legal Services, Inc.**

**Law Clerks
Needed**

Must be work study eligible.
Contact Jacquelyn Chacona at
302-478-8680 X 212

PROFESSOR LARRY BARNETT

Whose book *The Place of Law: The Role and Limits of Law in Society* was published in 2011, has been notified that his book is now **available in eBook format through major eBook vendors - e.g., Google Play, Amazon, ebrary, and Barnes & Noble - and can be read on a range of eBook readers, including the Kindle, Nook, Kobo, and Sony eReader.**

Crown Court *Week of Feb. 25th*

Monday, Feb. 25th

Soup

Chicken Tortilla
Lentil and Spinach

Deli

Cajun Chicken Wrap

Salad * all week

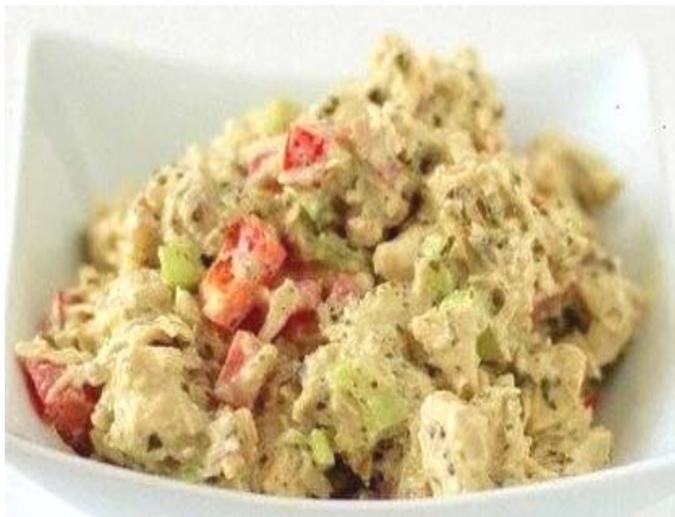
Pesto Chicken

Pizza

Pepperoni

Hot Special

Meatball Grinder



Tuesday, Feb. 26th

Soup

Chili
Potato Chowder

Deli

Turkey Bomber

Pizza

Cheese Steak
(onion, green pepper)

Hot Special

Bacon Cheeseburger



Wednesday, Feb. 27th

Soup

Mushroom and Barley
Cream of Chicken

Deli

Buffalo Chicken Wrap

Pizza

BBQ Chicken

Hot Special

Chicken Fajitas



Thursday, Feb. 28th

Soup

Chicken Noodle
Tomato

Deli

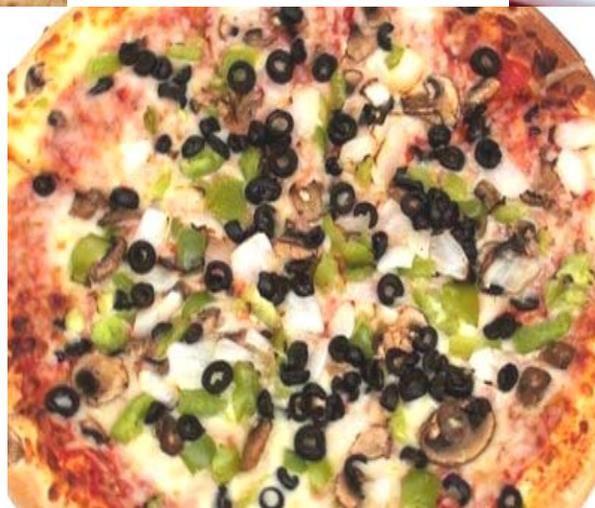
California Turkey

Pizza

Veggie

Hot Special

3 Grilled Cheese



Friday, Feb. 29th

Soup

Chef's Choice
Vegetable Pasta

Deli

Tomato and Dill Tuna
Salad on Flatbread

Delaware Campus

Two great campuses. Countless paths to success.

See De Law News
on our website
law.widener.edu

DE LAW NEWS Submission information

The **NEXT** issue of *The Digest* will be published on **March 11**. All information should be submitted to **Christy Farley** (delawnews@mail.widener.edu), by **NOON, Wednesday, March 6**, in order for the news to be published.

MASTER CALENDAR * ACADEMIC YEAR 2012/2013

February

27 Supreme Court of Delaware - 10:00 a.m., Vale

March

4-8 Spring Break (no classes)

19 PILA Silent Auction

29 Good Friday (no classes)

April

3 No Wednesday classes meet, Tuesday schedule followed

29 Last day of classes

30-May 2 Reading Period

May

3-16 Final Examinations - Begin

18 Commencement - Delaware

19 Commencement - Harrisburg

16-23 DE I.T.A.P. (tentative)

17-24 HBG I.T.A.P. (tentative)

27 Memorial Day

28 Classes begin

28-29 Add/Drop

July

16 Last day of classes

16 No Tuesday classes meet;
Thursday schedule followed

17 Reading Period

18-25 Final Examinations



Legal Information Center

Monday -Thursday 8 am - midnight
 Reference Desk Hours: 8 am - 9 pm
 Friday 8 am - 11 pm
 Reference Desk Hours: 8 am - 5 pm
 Saturday 8 am - 10 pm
 Reference Desk Hours: 9 am - 5 pm
 Sunday 10 am - Midnight
 Reference Desk Hours: 1pm - 6 pm

February 24, 2013

<http://law.widener.edu/lawlibrary.aspx>

Your Success is Our Success

“It is the spirit and not the form of law that keeps justice alive.” ~Earl Warren (<http://www.quotegarden.com/justice.html>)

<p><i>Delaware Supreme Court to Hear Oral Arguments at Widener Law DE</i></p>	<ol style="list-style-type: none"> Pictures of your credit card: again my incredulousness knows no bounds. You have a snappy new picture on your credit card...Please resist the urge to post it! You or your family’s full birthdates - providing your full date of birth is providing identity thieves with a key piece of information. Personal conversations - you are able to send private messages on Facebook. Use this option if you are going to have a private or personal conversation. Personal finance information - it’s easy enough to post something you may think is innocent but you may inadvertently give something away. That you are home alone - funny movie parallels aside. You should never post that you are by yourself. For your own safety. Which leads me to... That you are going to be out of town- If you are vacationing, do not post it until you are back. This way you can share what a good time you had and make the rest of us terribly envious. You don’t want people to know your house is empty. Your password: never, ever post your password. Never give your password to anyone. Do not post password hints, e.g. your cat/dog’s name etc... Badmouth your current employer - you’ve probably heard the expression, “If you don’t have anything nice to say, don’t say anything at all.” This would be a good rule of thumb when posting anything about anyone. Be nice & if you can’t be nice be silent. A picture of yourself unclothed/drinking/smoking etc. - you will regret this., especially if you are using this as a means to network or job-hunt. Be professional
<p>In the Ruby Vale Courtroom Wednesday, February 27, 2013</p> <p>10:00 a.m. 282, 2012 R. Blake v. State (counsel: Nicole M. Walker - Gregory E. Smith)</p> <p>11:00 a.m. 392, 2012 New Cingular v. Sussex County Bd. Adjustment (counsel: Richard A. Forsten - Robert V. Witsil, Jr.)</p> <p>**Viacom v. Winshall** is off the docket & will not be heard 2/27. Only the first two cases will be heard.</p> <p>Here is the link: law.widener.edu/2013oralarguments</p>	
<p><i>10 Things You Should Never Post on Social Media</i></p>	
<p>I’m always a little surprised when people post inappropriate things on social media sites. To help you (and you know who you are) avoid the embarrassment of an unwise post...here are 10 things one should never share via social media. Please be especially discreet if you are using social media as a means to network & job hunt.</p> <ol style="list-style-type: none"> Your address & phone number: really I need to tell you this?!? I seriously hope not. For your safety & your sanity do not ever post your address & phone number. 	