



One Firm WorldwideSM



PRO BONO REPORT 2006



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we must see and
respond to the new
demands for service
that will be presented
by an increasingly
integrated world.

STATEMENT FROM STEVE BROGAN, THE MANAGING PARTNER

Jones Day has had a long history of pro bono work, public service, and community involvement in all the locations in which we practice, and we continue to increase year after year the pro bono legal services we provide to those in need. You will see within this report more examples of this tradition of giving back to the community. All 30 offices of the Firm now have a partner in charge of pro bono to further develop the reach of our pro bono program and to fulfill our commitments in all our locations. Our work has ranged from complex litigations with broad precedential impact to representations in local courts and administrative tribunals that are vital to so many needy individuals. Among our most important recent efforts has been litigation on behalf of clients who have unfairly become caught up in the “war on terror.” These cases raise compelling issues about the balance between protecting our most basic constitutional principles and the executive branch’s authority to declare and take unilateral action against claimed threats to our national security.

As we look to the future, we must see and respond to the new demands for service that will be presented by an increasingly integrated world. The process of globalization is transforming not only the world’s economy but the legal world as well. In fact, it is the single most important development in the practice of law in generations. But if globalization is to be the force for human development that we all hope it will be, the advancement of the rule of law must be at the center of that process.

Many of our legal institutions play a critical role, not only protecting economic transactions but also ensuring that the costs and benefits of globalization are more equitably distributed. Although emerging markets are creating enormous new wealth, we have to recognize that only a small segment of the world’s population is currently benefiting from globalization. The poor are becoming more numerous, not only in underdeveloped countries but also in developed nations as people are displaced by the effects of globalization. This is true even in more mature economies, including in the Midwest of the United States, where our good fortune has its roots.

Jones Day has been at the forefront of the process of globalization, and we have benefited enormously from the capital flows that it is creating. The opportunities ahead for the Firm around the globe are extremely exciting, both professionally and financially. But with privilege comes responsibility, and those responsibilities have now acquired a worldwide dimension. In a Firm governed by a commitment to teamwork and the advancement of institutional achievements, a mission of broad and deep service to all of the communities in which we practice – including a focus on the authentic advancement of the rule of law – is an essential part of our commitment to the profession and to the law. The institutional opportunity and responsibility of the Firm are as critical to our character as are the professional achievements on behalf of paying clients that give us our financial strength. I hope that, as our global reach extends further and deeper, each lawyer will look for new and creative ways to increase our contribution to serving and improving all of the communities that are now being so good to the Firm.



STATEMENT FROM DON AYER, THE FIRMWIDE PRO BONO CHAIR

During the past several years, the volume of pro bono work done in our 16 overseas offices – where volunteer legal work is less common and sometimes faces cultural and ethical obstacles – also has climbed rapidly.

Jones Day has a century-old tradition of pro bono service. As the Firm has grown from its original roots in the Midwest, that tradition has tracked its geographic expansion. Today, the Firm's commitment to provide legal services without cost to those in need in the communities in which we live is stronger than ever. During 2006, lawyers and paralegals in our 14 domestic offices invested nearly 62,000 hours – an all-time high – of uncompensated time in pro bono legal engagements of all types. During the past several years, the volume of pro bono work done in our 16 overseas offices – where volunteer legal work is less common and sometimes faces cultural and ethical obstacles – also has climbed rapidly.

Jones Day's Firmwide commitment to service is implemented primarily at the local level, through relationships built between individual lawyers and local organizations that help us in locating and screening clients with real needs who can profit from our assistance. These local efforts go forward under the leadership of pro bono partners who serve as office chairs, who have long existed in each of our domestic offices, and who, by the close of 2006, have now been identified in all of our overseas offices as well. Under that direction, partners and senior associates throughout the Firm work with, and often hold leadership positions in, the community organizations that serve as our partners in identifying and pursuing our pro bono cases. Building on these contacts, younger lawyers are afforded a wealth of pro bono opportunities to choose from. I believe our more junior lawyers appreciate the freedom and flexibility to identify the pro bono projects they wish to pursue, and to develop their own relationships with various nonprofit organizations.

This report highlights some of our more notable pro bono contributions of the last year.



2006 PRO BONO OVERVIEW

A firm as large and extensive as Jones Day encounters a vast range of individuals, organizations, and communities in need of pro bono legal assistance.

Because Jones Day encourages our attorneys and staff to pursue pro bono work in which they are personally interested, they can seek out opportunities to contribute to causes they care about and to do work that allows them to apply, and often to extend, their areas of legal experience.

In 2006, we served a very diverse group of pro bono clients: displaced hurricane victims seeking shelter, individuals seeking political asylum, organizations seeking education for children with special needs, prisoners, landlords and tenants, and ordinary people with legal problems beyond their means. Jones Day and our attorneys and staff were privileged once again to help the world outside our walls, the world in which we live. Please read on to learn more.



GENERAL LITIGATION

Driven by the interest and commitment of individual Jones Day lawyers, the Firm has represented pro bono clients in a wide range of individual matters.



These matters range from trademark infringement litigation on behalf of Angel Flight of Georgia, a nonprofit organization dedicated to transporting individuals who cannot afford to travel for lifesaving medical treatment, to representation of a homeless man whose dog was ruthlessly shot by park police as it was chasing squirrels. Below are some additional examples of the breadth of pro bono litigation undertaken by Jones Day attorneys.

■ CUSTODY AND ADOPTION MATTERS:

Washington Office associate Carmen G. McLean, who was referred by the Children's Law Center, successfully represented two foster parents in the adoption of their foster son, in D.C. Superior Court. The child was adjudicated neglected in 2002 and had lived with the foster parents for two years. His biological mother consented to the adoption. After testimony from the prospective adoptive father and the child's social worker, the court ruled in favor of the foster parents. In another matter, Dallas associate Linda Hargrove took a case from the Dallas Volunteer Attorney Program representing a grandmother seeking legal custody of her two young grandsons. A suit was filed in Dallas County, and the court ultimately granted the grandmother sole managing conservatorship of the children, supervised visitation restrictions regarding the mother, and orders for child support from the mother.

■ REPRESENTATION OF A CHILD-MOLESTATION VICTIM:

The July 19, 2006, conviction of William French Anderson, the scientist known as the "father of gene therapy," for repeatedly molesting the young daughter of a colleague brought to a close Jones Day's two-year pro bono representation of the victim and her family. The family, which had immigrated from China, had very little money and was concerned about the disparity of power, wealth, and status between Anderson and themselves. They wanted counsel to assist them through the criminal process and protect their privacy rights. Los Angeles partner Jeff Rawitz and associate Dan Lucas aggressively litigated the statutory and constitutional privacy rights of the victim and her family throughout the pretrial proceedings.

■ HOUSING FRAUD:

In a representation referred by Public Counsel of Los Angeles, associates Cindy Reichline and Kate Wallace, with supervision from partner Rick Shackelford, are representing the plaintiff in a lawsuit against her neighbor, her real estate broker, and the real estate broker's employer, alleging breach of oral contract, fraud, breach of fiduciary duty, and negligent supervision. The complaint arises out of a real estate transaction gone awry, whereby defendants stole our client's money and her family home of nearly 42 years and ultimately had her and her mentally disabled brother evicted – leaving her and her brother homeless. Jones Day was successful in reducing a prior judgment entered against our client by one of the defendants and has successfully defended demurrers from all three defendants. Jones Day is currently engaged in discovery, and the matter is set for trial on December 4, 2007.

CIVIL RIGHTS

Jones Day has long offered our services on a pro bono basis to many whose civil and human rights have come under attack.

Following are a few examples from 2006:

■ DISCRIMINATORY ASSAULT:

Jones Day represents Ryan Smith, a young journalist with CBS News' *48 Hours* program, in connection with certain matters, including issues of international law, arising out of a brutal and life-threatening beating administered to him while on the Dutch Caribbean island of St. Maarten. All evidence accumulated in the case to date indicates that Mr. Smith was targeted for this beating because he was gay. Greg Castanias, a partner in Washington, D.C., represented Ryan and his family with respect to the legal matters that followed these criminal acts, including working with the public prosecutor of St. Maarten to help the prosecutor obtain the convictions of all four assailants under Dutch law. After several surgeries and extensive physical and occupational therapy, Ryan has regained full functioning and has returned to his position with *48 Hours*.

■ RELIGIOUS DISCRIMINATION IN THE CALIFORNIA DEPARTMENT OF CORRECTIONS AND REHABILITATION ("CDCR"):

A Jones Day team led by Caroline Mitchell, a partner in the San Francisco Office, has brought a case on behalf of a Wiccan minister and a putative class of Wiccan/Pagan inmates who are alleging religious discrimination because the CDCR will hire only ministers from the Muslim, Jewish, Catholic, Protestant, and Native American faiths. Most of the plaintiffs' claims survived a motion to dismiss, and the team is pursuing discovery regarding the class representatives' exhaustion of administrative remedies.



■ SAFE DRINKING WATER:

Columbus partner Shawn J. Organ and associate Kerstin Sjoberg-Witt, working with the Equal Justice Foundation, represent a group of African-American residents from a neighborhood near Zanesville, Ohio, who had been denied public water service for nearly a century. Several of the residents have, for decades, collected insect-infested water from tarps and boiled it for their use. In the representation, dozens of depositions have taken place, expert witnesses have been retained and deposed, and the matter is scheduled for trial in late 2007.

“WHEN I MOST NEEDED
A GUIDE TO THE U.S. AND
DUTCH LEGAL SYSTEMS,
GREG CASTANIAS AND
JONES DAY STEPPED UP
AND HELPED WORK FOR
JUSTICE AFTER I WAS
ATTACKED IN ST. MAARTEN.”

RYAN SMITH,
48 HOURS JOURNALIST

CRIMINAL DEFENSE/HABEAS CORPUS

Jones Day attorneys have represented defendants at all levels of the criminal justice system, from wrongfully charged individuals facing their first trial to death row inmates seeking new trials. In addition, Jones Day has filed *habeas corpus* petitions on behalf of prisoners who allege unlawful imprisonment and who challenge the conditions of their confinement.

A sample of 2006 cases follows:

■ DEATH ROW CLIENT:

Jones Day Cleveland recently won a new lease on life for its pro bono client, Joseph D'Ambrosio, who spent 17 years on death row. In 1989, Mr. D'Ambrosio was convicted of capital murder and sentenced to death. Mr. D'Ambrosio has consistently maintained his innocence.

Jones Day accepted appointment as cocounsel with the Ohio Public Defender's Office during Mr. D'Ambrosio's federal *habeas* proceedings in 2002. During these proceedings, the district court for the first time granted broad discovery of the prosecutor's records and the City of Cleveland's police department files. When the files were produced, the depth of the exculpatory evidence that was never disclosed to Mr. D'Ambrosio's defense lawyers was revealed. For example, the evidence showed that prosecutors withheld the existence of another suspect with a motive to kill the murder victim.

After substantial briefing by the parties, the district court held a three-day evidentiary hearing to accept additional testimony on Mr. D'Ambrosio's actual innocence and *Brady* claims. At the hearing, Jones Day and recently appointed cocounsel Jeffry Kelleher presented 13 witnesses to explain the importance of the withheld and newly discovered evidence.

On March 24, 2006, in a sweeping, 107-page opinion, the court ruled that the cumulative effect of the withheld *Brady* evidence undermined confidence in the original trial's outcome and the death sentence. The district court ordered Mr.



D'Ambrosio's sentence of death to be set aside or the state to conduct another trial within 180 days. The State of Ohio appealed the decision to the Sixth Circuit Court of Appeals. Partners Edward Sebold and John Lewis of the Cleveland Office are handling the appeal for Mr. D'Ambrosio. The case is pending and will be argued before the Sixth Circuit on July 19, 2007.

■ OFFICE OF THE PUBLIC DEFENDER:

For several years, Jones Day lawyers have represented defendants, on a volunteer basis, in criminal cases in Montgomery County, Maryland, under the auspices of the Office of the Public Defender. For example, associates Tashena Middleton Moore and Sean Malone of the Washington Office recently represented a client charged with possession and distribution of marijuana and possession of drug paraphernalia. The client had no prior criminal record or arrests, adamantly denied any involvement, and possessed no drugs, money, or drug paraphernalia when arrested. The state made a plea offer that the client rejected. Pushed to produce its witness's written statement, which the state was obligated to preserve but apparently lost, the state simply gave up and filed a *nolle prosequi* – conceding that it lacked sufficient evidence to proceed to trial. Jones Day filed for expungement, which was granted by the court.

■ DENIAL OF INDIGENT PRISONER'S APPELLATE COUNSEL:

Columbus associate E. Michael Rossman represented Patrick Marvin Simmons, a Michigan prisoner, in a *habeas* appeal before the Sixth Circuit. The U.S. Supreme Court had previously remanded Mr. Simmons' case to the Sixth Circuit in light of its decision in *Halbert v. Michigan*, which found unconstitutional a state statute applied to deny indigent prisoners appellate counsel. Mr. Rossman briefed and argued the case before the Sixth Circuit. On January 26, 2007, the Sixth Circuit held that the right to appellate counsel

IMMIGRATION AND ASYLUM

applied retroactively on *habeas* review and that Mr. Simmons was entitled to raise his claims in state court – a complete victory for Mr. Simmons.

■ **HABEAS RIGHTS AND THE MILITARY COMMISSIONS ACT OF 2006:**

In December 2006, Jones Day filed an *amicus* brief on behalf of the National Association of Criminal Defense Lawyers in *Al-Marri v. Wright*, the first case to test whether the President may seize a U.S. resident civilian and hold him indefinitely in military custody without due process or other constitutional protections. Ali Saleh Kahlah al-Marri, a legal alien and the only U.S. resident to be designated an “enemy combatant,” had been held in isolation on a naval brig for more than three years by the time his constitutional challenge to the President’s Order reached the Fourth Circuit. When Congress passed the Military Commissions Act of 2006, limiting the *habeas* rights of aliens detained at Guantánamo, the government argued that the new legislation stripped the Fourth Circuit of jurisdiction to hear al-Marri’s appeal as well. Jones Day argued that the Military Commissions Act could not be read to apply to al-Marri; that the Patriot Act required resident aliens to be deported, charged with a crime, or released; and that indefinite detention for the purpose of prolonged interrogation was illegal. On June 11, 2007, the Fourth Circuit granted al-Marri’s *habeas* petition in a 2-1 ruling that included all of Jones Day’s arguments. See *Ali Saleh Kahlah Al-Marri v. Wright*, Case No. 06-7427, 2007 U.S. App. LEXIS 13642 (4th Cir. June 11, 2007). D.C. partners Timothy Finn and Julie McEvoy and D.C. associate Katherine Stern worked on the brief for the National Association of Criminal Defense Lawyers.

“WELL, THANKS FOR COMING OUT AND HELPING US WEED OUT SOME OF THESE CASES WITH NO MERIT.”

THE HONORABLE
JOSEPH A. DUGAN, JR.

Individuals fleeing persecution in their homelands face an array of legal challenges in establishing new lives in a new country. Jones Day helped many such individuals overcome these challenges in 2006.

■ **EARLY ASYLUM FOR A MONGOLIAN CLIENT:**

Chicago Office associate Victor Arana and his team gained asylum for a Mongolian citizen at the initial interview stage of asylum proceedings. The client, himself a lawyer, had been beaten severely by Mongolian police after he challenged the so-called “Sober Up” law, which authorized Mongolian police officers to detain citizens without probable cause on suspicion of public intoxication. The law was often used to extort money from innocent citizens. After prevailing before the Mongolian constitutional court, which struck down the law, our client sought asylum in the United States. Often the immigrant seeking asylum must go through an extended process, but the Jones Day team prevailed at the initial interview level by persuasively presenting the client’s case in his application and then supporting the claim orally at the interview.

■ **ASYLUM FOR AN ANGOLAN CITIZEN:**

Associates David T. Miller of the Washington Office and Kristina P. Ayers of Los Angeles represented our client in his application for asylum on account of an imputed political opinion. To prevail on his claim, it was necessary to prove that the Angolan government believed our client was a member or supporter of a Cabindan separatist movement that was engaged in a protracted struggle with the Angolan government while proving that he was not, in fact, a member of that movement. Working with our client’s friends and family in Angola, the Jones Day team was able to acquire documentation corroborating key facts in his story, including that he was interrogated by the Angolan authorities and that his former employer had been murdered after being accused of membership in the separatist group. Jones Day was also able to locate and employ an expert on Angola. The expert was able to testify as to the current conditions in Angola as well as confirm that the type of events our client described in his testimony before the court were consistent with her knowledge of the events taking place in Angola. After a hearing on the asylum application, the immigration judge granted our client asylum.



■ **TOGO APPLICANT FOR POLITICAL ASYLUM:**

Our client had been active in political organizations that protested the activities of the government of Gnassingbé Eyadéma, who was in power in Togo for 38 years until his death in 2005. On two occasions, our client was kidnapped, tortured, and told he would be killed if he continued to protest. He fled Togo and sought asylum in the United States. Preliminary briefing was submitted to an immigration judge who held a one-day hearing, at which Chicago Office associate Brian Murray examined the client, making our record and responding to the immigration judge's questions concerning his application. The judge commended the Jones Day team of Brian and associate Jennifer Russano for presenting an "extensive record that was well-documented." The judge granted our client political asylum at the hearing, and the government waived appeal.

■ **ETHIOPIAN APPLICANT FOR POLITICAL ASYLUM:**

Jones Day Washington partner Jonathan Berman and associate James McOmber represented a citizen of Ethiopia who had been arrested, jailed, and beaten in his country for protesting policies of the Ethiopian government. He testified that he and family members had been arrested and tortured, and one family member had been killed, on account of their political activities. He feared that if forced to return to Ethiopia, he would certainly again be arrested and tortured and would likely be killed. The matter was heard in a contested evidentiary hearing before an immigration judge of the immigration court for Arlington, Virginia. Asylum was granted.

■ **POLITICAL ASYLUM FOR A KOSOVO-ALBANIAN APPLICANT:**

On May 3, 2006, the Seventh Circuit granted a petition for review in an asylum case handled by associate Kendra Morrill of the Chicago Office for a Kosovo-Albanian client. Kendra had participated in the merits hearing of the client's

"I APPRECIATE AND I THANK YOU GUYS FOR ALL YOU DONE FOR ME. I CAN SAY TOO THANKS GOD FOR AMERICA AND FOR THIS FREEDOM. I NEVER MET PEOPLE LIKE YOU GUYS."

ANGOLAN CITIZEN



asylum request before an immigration judge over several days in 2002 and 2003. At the hearing, Kendra established through the testimony of our client, his psychiatrist, a physician, and an expert on conditions in Kosovo that our client was tortured, and his parents murdered, by Serbian police because of his and his father's anti-Serbian political activities. Nonetheless, the immigration judge denied asylum because he concluded our client was not credible, largely because of an opinion submitted by the government's document examiner that the client's birth certificate was not genuine. The Seventh Circuit found that, in the face of the overwhelming testimony regarding the client's persecution, the denial of asylum based on the document examiner's report lacked a reasoned basis.

COURTS OF APPEAL

Representing clients in appeals of lower-court decisions, Jones Day attorneys have argued cases involving cutting-edge legal issues before nearly every federal circuit, as well as many state supreme courts.



Our clients have won many impressive victories, including the following:

■ EQUITABLE TOLLING:

In *Huey v. Smith*, Cleveland partner John Lewis and associates Meggan Rawlin and Josephine Noble argued in the United States Court of Appeals for the Sixth Circuit on behalf of an indigent state prisoner that equitable tolling should apply to the one-year statute of limitations found in the Antiterrorism and Effective Death Penalty Act (“AEDPA”). Petitioner Huey had filed an initial *habeas corpus* petition with 98 days remaining under AEDPA’s statute of limitations. The district court dismissed the first timely filed petition without prejudice to allow for exhaustion of certain claims. Huey filed a second *habeas* petition after exhaustion. The district court then dismissed the second petition with prejudice as time-barred under AEDPA because Huey had failed to return to state court within the remaining 98 days.

The appeal asserted that equitable tolling was appropriate under the circumstances because neither AEDPA, case law, nor the district court provided the petitioner with actual or constructive notice that he had only 98 days to pursue exhaustion. At the close of oral argument, senior panel member Judge Martin complimented Ms. Rawlin for her work on the case and thanked the Firm for its unique commitment to pro bono representation, as it facilitates the court’s work. He commented that “this is the fifth appeal that I’ve heard in the last two months where an associate of Jones Day has taken a pro bono case and given it the quality appellate advocacy that you hope to see in all cases We applaud [the senior partners’ committee’s] commitment to the pro bono program that they have undertaken, and we would hope that every major law firm in our four states would do the same.” Judge Daughtrey joined in the praise.

■ CONVENTION AGAINST TORTURE APPEAL:

Associate Victoria Dorfman, Jones Day Washington, along with partner Larry Rosenberg (Washington) and partner Lee Ann Russo and associate Gabriel H. Scannapieco (Chicago), represented a refugee from Sierra Leone in the Seventh Circuit, appealing the denial of withholding of removal because of a drug conviction and the denial of relief under the Convention Against Torture. The client, a young woman, was subjected to incomplete female genital mutilation as a child and was threatened by those who performed the original procedure that they would complete it. After she witnessed the murder of her father by rebels, the client escaped with her mother to the United States, where she went to school, obtained a nursing degree, and held a job. After being raped by an acquaintance, she became depressed and turned to drugs. She was convicted of purchasing minuscule quantities of crack cocaine for a friend and receiving a small portion for her own use. The prosecuting attorney recognized the unusual circumstances our client experienced and her minimal involvement in the drug offense and recommended against prison. Based on that conviction, however, the government claimed that her crime was “particularly serious” and she should be deported. An immigration judge agreed and also denied relief under the Convention Against Torture.

The Seventh Circuit granted our petition for review with respect to the Convention Against Torture claim. The court held that the immigration judge and the Immigration Board applied the wrong legal standard for acquiescence of government officials in torture and that, based on proffered evidence, it was an error to reject her fears of further mutilation if she were to return to Sierra Leone. The court remanded on the Convention Against Torture claim, and the immigration judge subsequently granted the client’s request for deferral on that ground.

■ **TREATMENT OF NATIVE CHILDREN
IN ALASKA'S CUSTODY:**

Jones Day and the Alaska Legal Services Corporation won an interlocutory appeal before the Alaska Supreme Court. Our client, a group of four Alaskan Indian tribes (Native Village of Curyung *et al.*), had brought suit to remedy alleged systematic violations by the State of Alaska in its treatment of native children in state custody. The tribes allege that children in state custody are commonly sent far from home and relatives, placed in emergency shelters rather than homelike settings, and repeatedly moved from placement to placement. The state's alleged conduct is tremendously harmful to the children and their communities and violates rights granted by a number of statutes, including the Adoption Assistance and Child Welfare Act and the Indian Child Welfare Act. The defendants moved to dismiss, raising a series of complex procedural arguments, challenging standing, asserting that certain defendants were shielded by sovereign immunity, and arguing that the substantive laws in question could not be enforced. The trial court largely denied the motions to dismiss. The Alaska Supreme Court granted an interlocutory review on the state's petition. In a published opinion (No. 6083, December 15, 2006), the Alaska Supreme Court affirmed virtually all of the disputed issues, allowing the case to proceed. Partner Ted Bilich of our Washington Office argued the motions with assistance from partners Peter Wang (Shanghai) and Jonathan Berman (Washington) and associate Chris Farrell (Washington).



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ANDY HARRINGTON,
EXECUTIVE DIRECTOR,
ALASKA LEGAL SERVICES
CORPORATION

LEGAL CLINICS

One way Jones Day provides routine legal services to individuals and nonprofit organizations in the communities where we practice is by partnering with community groups to offer periodic legal clinics. On a monthly or bimonthly basis, Jones Day lawyers provide hours of on-the-spot help to hundreds of clients.

Here are just a few examples:

- In 1996, Jones Day's Washington Office partnered with the D.C. Bar Association to create the D.C. Bar Free Legal Advice and Referral Clinic. The Cleveland Bar Association and the Legal Aid Society of Cleveland established a Brief Advice and Referral Clinic based upon the model established in the District of Columbia. At the Brief Advice and Referral Clinics, Jones Day attorneys and other local attorneys are available to needy persons on a walk-up basis for a brief consultation. Jones Day attorneys provide free assistance and legal advice on matters including family law, bankruptcy, landlord-tenant issues, probate, and public benefits. If necessary, a referral is made to other social-service agencies or an attorney for further legal assistance. The Law Firm Clinic, also staffed by Cleveland attorneys, provides assistance on a longer-term basis to persons already screened by the Legal Aid Society.
- Attorneys and staff members in the Dallas Office staff the South Dallas Neighborhood Legal Clinic on a quarterly basis, and attorneys staff other neighborhood legal clinics throughout the year. These clinics are sponsored by the Dallas Volunteer Attorney Program, which is a joint program of the Dallas Bar Association and Legal Aid of NorthWest Texas. Jones Day Dallas attorneys accept representation of several dozen clients each year from the neighborhood legal clinics in areas such as family law, adoption, guardianship, probate, and commercial litigation.
- During the months of May through August 2006, Jones Day Houston Office lawyers and summer associates staffed clinics for evacuees of Hurricanes Katrina and Rita. Working through three public interest/legal aid groups, Texas Appleseed Foundation, Lone Star Legal Aid, and the Houston Volunteer Lawyers Association, attorneys counseled evacuees who were transitioning from the Federal Emergency Management Agency's emergency assistance program (Section 403) to its temporary assistance program (Section 408). Jones Day lawyers helped evacuees compile the evidence of prior residency and inability to return that they needed to support temporary assistance.
- In conjunction with Public Counsel, the nation's largest public interest law firm, Jones Day Los Angeles attorneys volunteer at the Samoshel Legal Clinic in Santa Monica, California. Individuals housed at the shelter meet with attorneys who identify their legal issues; provide advice relating to quality-of-life offenses, outstanding warrants and tickets, name changes, and immigration; and often make referrals to Homeless Court.
- Jones Day's Pittsburgh Office has handled more than 100 protection-from-abuse ("PFA") proceedings referred to it by Neighborhood Legal Services. PFA matters typically involve claimants seeking PFA orders against family members or domestic partners on behalf of themselves and, often, their children or other relatives.
- Jones Day Washington attorneys help staff the District of Columbia Landlord-Tenant Resource Center. The Resource Center was created to demystify the District's landlord-tenant law and help ensure the need for shelter is met. Open to both residential landlords and tenants, the Center does not advocate for either side but helps both. Lawyers help the Center's clients fill out the paperwork to both prosecute and defend against eviction proceedings, halt improper evictions, and otherwise guide them through the legal thicket.
- Jones Day Houston attorneys staff a monthly clinic for the Houston Volunteer Lawyers Association, which counsels indigent clients on a full range of legal problems, including consumer and housing issues. The Houston Office also provides volunteer attorneys for a bimonthly call-in service. Organized by the Houston Bar Association, LegalLines provides legal advice and referrals to other legal and social-service agencies.
- Working with the Los Angeles County Bar Association, Los Angeles Office attorneys assist the Barristers Domestic Violence Project in helping victims of domestic violence by preparing the legal documents necessary to obtain temporary restraining orders against perpetrators of domestic violence.

“I’M NOT SURE WHO HAD THE MORE MEMORABLE EXPERIENCE – THE STUDENTS OR THE ATTORNEYS. NO MATTER HOW HIGH WE SET THE BAR DURING PRACTICE SESSIONS, THE STUDENTS EXCEEDED OUR EXPECTATIONS, AND WE ARE AS PROUD OF THEIR ACCOMPLISHMENTS AS THEY ARE.”

ANNE OWINGS FORD,
CLEVELAND “COACH”

The Martin Luther King, Jr., School for Law and Municipal Careers 2006 Cleveland Municipal Court Mock Trial Competition Team, with their first-place trophy and their advisors, including Jones Day Cleveland lawyers and Cleveland Partner-in-Charge Robert H. Rawson.



(Above) Jones Day lawyers participating in the June 10, 2006, Legal Aid Society Brief Advice and Referral Clinic at the Spanish American Committee in Cleveland. David Kutik and Jim Young consult on assisting a visitor to the Clinic that day.



THE APPLESEED FOUNDATION

The Appleseed Foundation, a nonprofit organization dedicated to building a just society by ensuring that access to the law is universal and equal, and that power is used to advance the public interest, named Jones Day “Pro Bono Champion of the Year” in September 2006. Willis Goldsmith, a Jones Day partner and Appleseed board member, accepted the award on Jones Day’s behalf. This award recognized Jones Day’s longstanding commitment to pro bono service.

“PRO BONO CHAMPION OF THE YEAR” AWARD

Appleseed works at the local level, establishing and networking with independent public interest law centers that identify and address issues, community by community. The Foundation connects the top private-practice lawyers, corporate counsel, law schools, civic leaders, and other professionals to tackle difficult social problems in public education, health care, child welfare, justice, and immigration at their root causes. Attorneys in several Jones Day offices have worked with the Appleseed Foundation on various pro bono initiatives:

- A team of 15 Jones Day Houston attorneys, led by Of Counsel Michael Gibson and associate Melissa Hagan, assisted evacuees from areas hit by Hurricanes Katrina and Rita who were denied emergency assistance by the Federal Emergency Management Agency. Both Texas Appleseed and Lone Star Legal Aid stressed that had Jones Day not jumped in to staff the legal clinic for evacuees as it did, the public service lawyers would have been unable to handle more than just a small part of the overwhelming volume of evacuees in need of assistance. Ultimately, approximately 6,000 denials were reversed.
- Houston associate Melissa Hagan led a team of 22 Houston Office attorneys in conducting a comprehensive study of the services provided by the City of Houston to persons who were displaced by Hurricane Katrina and relocated to Houston. Jones Day lawyers conducted interviews in the areas of government, employment, housing, health care and mental health, education, general service organizations, and legal services. In addition, they interviewed a focus group of 25 evacuees to hear personal stories. The team produced a report analyzing the initial response, reporting best practices for first responders, and making nine key recommendations. Because of Jones Day Houston’s contributions to both the hurricane relief work and documentation of response services, Texas Appleseed presented Jones Day with a special recognition award.
- A team of Washington attorneys, including partner Peter Biersteker, is evaluating more than 35 teacher and principal collective bargaining agreements in place throughout the country and will propose modified and new provisions to advance the interests of both teachers and students. Washington partner Steve Teitelbaum and Shanghai partner Peter Wang, along with former associate Vicki Walcott-Edim of New York, examined the use of public-private partnerships as a method of renovating existing public school facilities and constructing new ones.

Jones Day’s partnership with the Appleseed Foundation was further strengthened when the Foundation hired Vicki Walcott-Edim as the director of its regional office in New York. Jones Day has funded her position, which will focus on the area of public education, for one year.

NONPROFIT COUNSELING

Jones Day's transactional lawyers frequently lend their extensive knowledge of incorporations, mergers, real estate, employment, contract negotiations, and fraud to nonprofit entities.

In 2006, they served the following clients, among others:

■ **COMUNIDADES UNIDAS SALVADOREÑAS:**

On March 10, 2007, in recognition of Jones Day's commitment in 2006, the Firm received the "2007 Merit Award for Community Empowerment" from the Comunidades Unidas Salvadoreñas, a D.C. nonprofit that provides humanitarian aid to citizens in El Salvador and community-development assistance to Salvadorans in the D.C. area. Washington partner Ted Bilich accepted the award on behalf of Jones Day. The Firm provided substantial assistance and counsel to Comunidades Unidas Salvadoreñas as it registered as a nonprofit corporation, thereby helping the organization to increase its funding base.

■ **SAGO MINE COAL-MINING DISASTER:**

A team of Cleveland and New York lawyers, including Of Counsel Ellen Halfon and partner Jeff Leavitt, created a charitable fund to provide assistance to victims of coal-mining disasters, including victims of the January 2, 2006, Sago Mine disaster in West Virginia and their families. The fund will provide short- and long-term assistance to ease economic and personal hardships.

■ **CASA OF BELL COUNTY/CHILDREN'S ADVOCACY CENTER:**

Jones Day Dallas partner Sally Crawford and associate Catherine Traylor represented two children's advocacy organizations in a merger. The attorneys revised articles of incorporation and bylaws to reflect the goals of the organization formed from the merger of Court Appointed Special Advocates for Children ("CASA") of Bell County and Children's Advocacy Center of Central Texas. They also assisted with matters relating to the organization's nonprofit status.



■ **WORLD TRADE CENTER ("WTC") MEMORIAL FOUNDATION:**

New York partners Susanna Fodor and Kent Richey and associates Russell Reiter and Pamela Goldman represented the WTC Memorial Foundation in connection with the redevelopment of a portion of the former World Trade Center site. The redevelopment will consist of the construction of the "Reflecting Absence" memorial, the Memorial Museum, and related cultural facilities.

■ **PRAGUE SECURITIES STUDIES INSTITUTE ("PSSI"):**

PSSI is a nongovernmental, nonprofit organization seeking to help build an informed and security-minded population and policy-making community in the Czech Republic. Its ultimate goals are to develop democratic and just institutions and expand freedoms in the Czech Republic and neighboring regions. Jones Day Washington partner James Gauch and associate Patrick Browne, Jr., are assisting PSSI with the formation and operation of a U.S. tax-exempt charitable organization that will solicit funds in the United States on behalf of PSSI.

PRO BONO WORLDWIDE

Jones Day's international offices have provided pro bono services to their communities for many years. Managing Partner Steve Brogan directed in early 2006 that our international offices become full partners of the Firm's pro bono efforts through activities consistent with lawyer obligations and traditions in each country.

Designated pro bono partners met during the 2006 Partners Meeting in Cleveland to share opportunities and challenges of pro bono work in different offices and countries. Since then, the international and domestic offices have explored ways to use the Firm's international infrastructure to advance an increasing number of worthwhile causes. Examples of recent international pro bono efforts include:

■ WATERLOO LEGAL ADVICE SERVICE:

Through the Waterloo Legal Advice Service, the London Office provides legal assistance on a walk-in basis. Jones Day lawyers staff the Waterloo Law Centre on a weekly basis, and our secretarial staff provide administrative assistance. Lawyers working regularly at the Centre include Benjamin Bury and Catherine Robinson, along with Rosalind Connor, who has been involved for 10 years. In a recent case, Jones Day successfully advised an individual who was being pursued for payment for a car that had been hired through the fraudulent use of her name and not returned. In addition, Jones Day effectively advised a tenant in public housing who had an ongoing problem with an aggressive and violent neighbor who repeatedly threatened her and her family.

■ HELEN KELLER INTERNATIONAL:

Partner My Linh Vu-Grégoire in Paris helps with the corporate secretary work of Helen Keller International and its European branch, drafting management reports and minutes of meetings, amendments to articles of association, and corporate formalities. She also drafts and negotiates contracts with the organization's various partners.



■ SPECIAL OLYMPICS GERMANY:

Lawyers in Jones Day's German offices serve the Special Olympics Germany. Karl Herold, Of Counsel in Frankfurt and a member of the board of directors, has helped reorganize the organization and advises on corporate and litigation matters. Frankfurt partner Andreas Köster-Böckenförde advises on tax and corporate issues, while Munich partner Tom Mahlich continues to advise on litigation matters.

■ AUTISM-EUROPE AND AUTISM-FRANCE:

Of Counsel Evelyne Friedel in Paris has worked for many years to advance the legal rights and educational requirements of special-needs children. Through her work, Jones Day represents Autism-Europe and Autism-France before the European Union and the Council of Europe. This representation contributed to the French government's decision to set up a Plan for Autism for 2005–2006, including expedited openings of specialized institutions.

■ FOOTBALL AID:

Football Aid was founded in 2000 to raise money for a wide range of charities and voluntary organizations in the U.K. and around the world. Football Aid gives fans the opportunity to play in football matches with past players at Premiership, Championship, League 1/2, and Scottish League grounds. Fans submit bids online to play in matches, and the funds raised are distributed via the parent company, Field of Dreams. Jones Day's London Office supports Football Aid by providing legal advice in areas such as corporate law and trademark registrations and disputes.

■ **SOS-KINDERDORF (“CHILDREN’S VILLAGE”):**

Established in Austria shortly after WWII to provide orphaned children with clothing, shelter, and education, SOS-Kinderdorf is now active in more than 130 countries. Nearly 100 percent of the funding is from private donations. Frankfurt Office Of Counsel Jörg Rehder advises SOS-Kinderdorf on a variety of matters, usually related to estates and property outside Europe.

■ **HALF THE SKY FOUNDATION:**

Partner Ashley Howlett and legal assistant Li Hong of the Beijing Office have been providing counseling for Half the Sky Foundation in connection with its registration as an NGO in China. Half the Sky Foundation was created by adoptive parents of orphaned Chinese children in order to enrich the lives and enhance the prospects for the children in China who still wait to be adopted, and for those who will spend their childhoods in orphanages. The Foundation has established early-childhood education, personalized learning, and infant-nurture programs in state-run Chinese welfare institutions to provide the children with stimulation, individual attention, and an active learning environment.

■ **THE DANDELION PROJECT:**

Ye Xiaowei, a partner in the Beijing Office, is involved as one of the founders of the Dandelion Project, along with the U.S. Ambassador’s wife, Sarah Randt. Dandelion started in 2004 and currently has two active projects. The first one is to fund and support the establishment of a middle school, the Dandelion School, for migrant workers’ children in Daxing, Beijing. The second is to help the Dandelion Battered Women Project raise money to finance the space for counseling and sheltering battered women.



■ **NEW HOPE FOUNDATION:**

Partner Johnson Tan of the Beijing Office has provided counseling for the New Hope Foundation, which has established the Hope Healing Home and other foster homes for infants and young children with medical/physical disabilities and also hospices for terminally ill children. Johnson also sits on the advisory board of the Foundation.

■ **NON-PROFIT PARTNERS:**

The Hong Kong Office helped to establish and support Non-Profit Partners, a group of leading corporations, media, and the government whose goals are to identify and develop Chinese enterprises that address the country’s social challenges and to build a generation of high-performing social enterprises by providing professional services, multiyear funding, and fund-raising support, delivered through a partnership of leading corporations, media, and the government. The founders of this charity include senior officers of McKinsey & Company, Deloitte, Novartis, and Motorola. Jones Day was appointed special advisor to the board of directors of the charity.

■ **SACRED HEART CANOSSIAN COLLEGE EDUCATION AND CHARITABLE FUND:**

Jones Day Hong Kong is currently assisting the Sacred Heart Canossian College Alumnae Association in establishing a charitable fund to advance education through financial and material assistance. Sacred Heart Canossian College is a nonprofit Catholic school with more than 135 years of history in Hong Kong.

■ **HONG KONG SPACE TECHNOLOGY ASSOCIATION:**

The Hong Kong Office helped set up Hong Kong’s first association to participate in outer space exploration a few years ago and has assisted its Mars-exploration team in obtaining patent registration in the U.S. Jones Day has also assisted with its appeals for financial support of its Beagle II Mars project with the European Space Agency.

PUBLIC INTEREST AND COMMUNITY SERVICE

In addition to pro bono legal services, Jones Day lawyers and staff contribute their time, energy, and experience to a host of important causes in the communities where we have offices.

They show a deep commitment to the needs of others, particularly the disadvantaged, through a wide array of public-service activities. Below is a small sample of our public interest and community service work.



■ SCHOOLS SUPPORT:

Jones Day has undertaken a number of initiatives to support schools and students across the United States. In Atlanta, where citizens, officials, and organizations concerned about high school dropout rates launched the Truancy Intervention Project (“TIP”), Jones Day lawyers have volunteered as guardians *ad litem* or counsel to truant children over the past four years. Partner Rick Deane serves on TIP’s board of directors.

In Chicago, many Jones Day lawyers conduct classroom lessons on the U.S. Constitution and our legal system for second- through eighth-graders through the Constitutional Rights Foundation Chicago (“CRFC”), a nonprofit, nonpartisan organization. CRFC’s mission is to develop in students the skills, knowledge, and attitudes necessary to serve their communities and nation as active, responsible citizens.

In Cleveland, Jones Day attorneys meet with 10th-grade civics classes to teach a Constitution-based curriculum designed to increase their success on the Ohio Graduation Test. In addition, a mock trial team at the Martin Luther King, Jr., School for Law and Municipal Careers, coached by a team of Jones Day lawyers, was awarded first place in the

2006 Mock Trial Competition sponsored by the Cleveland Municipal Court and the Cleveland Bar Association. *For a photo of the winning team, please see page 13.*

Jones Day Los Angeles has long supported the Constitutional Rights Foundation’s student mentorship program, hosting a high school student in its offices, as well as providing a large number of attorney volunteers at CRF’s annual Mock Trial Competition.

■ SUPPORTING LEGAL AID EFFORTS:

Sally Crawford, a partner in our Dallas Office, chaired the Equal Access to Justice Campaign, which raises funds for the Dallas Volunteer Attorney Program – which in turn provides funds to support legal aid to the poor. Last year the campaign raised a record-breaking \$550,000 – more than 20 percent over the prior year’s campaign. Hundreds of hours were spent on the project, with Jones Day Dallas hosting receptions and telethons while assisting with direct-mail campaigns.

■ SERVICES TO CHILDREN:

Attorneys in Jones Day’s Washington Office serve as court-appointed special advocates for abused and neglected children in court proceedings through Court Appointed Special Advocates for Children (“CASA”) in Fairfax, Virginia. CASAs are community volunteers with a variety of backgrounds and need not be attorneys. Investing approximately 15 hours each month, the volunteers conduct an impartial investigation of cases, make independent assessments, and render written recommendations to the court about what steps should be taken to serve the best interests of each child.

■ BUILDING HOMES:

Our Dallas and Houston offices are very active in Habitat for Humanity. In Dallas, members of the Firm have worked with the Dallas Bar Association on its Habitat houses for more than 10 years, staffing build days and making a financial contribution every year.

■ TENANT EDUCATION:

At the request of the Ohio State Bar Association’s Access to Justice Committee, Columbus associates, including Kerstin Sjoberg-Witt, prepared materials for a pilot program to promote proper utilization of Ohio’s rent escrow provision, with the short-term goal of preventing eviction actions where tenants have withheld rent due to deplorable housing situations. The long-term goal of the project is to reduce slum housing conditions.

LEADERSHIP OF PUBLIC SERVICE ORGANIZATIONS

In 2006, Jones Day attorneys served in leadership posts of public service organizations around the world.

Groups with which we have a strong pro bono relationship include:

The Appleseed Foundation
New York; Texas; Washington, D.C.

Asian American Legal Center of Texas
Houston

Atlanta Volunteer Lawyers Foundation

Bet Tzedek – The House of Justice
Los Angeles

Big Brothers/Big Sisters of Greater Cleveland

Bread for the City

Washington, D.C.

California Women's Law Center
Los Angeles

Creating Economic Opportunities for Women
San Francisco

Dallas Legal Hospice

The Dandelion Project

Beijing

District of Columbia Bar Association's Pro Bono Committee

Equal Justice Foundation

Columbus

Habitat for Humanity

Singapore

Helen Keller International–Europe

Paris

Law Project

Chicago

Legal Aid Foundation of Los Angeles

Legal Aid of NorthWest Texas

Dallas

Legal Aid Society of Cleveland

Legal Aid Society of the District of Columbia

National Immigrant Justice Center

Chicago

Neighborhood Legal Services

Pittsburgh

Non-Profit Partners

Hong Kong

Project Teen Aid Family Services, Inc.

New York

Public Counsel

Los Angeles

Special Olympics Germany

Washington Lawyers' Committee for Civil Rights and Urban Affairs

Western Center on Law and Poverty

Los Angeles



Jones Day also hosts numerous fundraisers and events for nonprofit and other nonpublic organizations, such as:

American Rivers

Anti-Defamation League

The Appleseed Foundation

Capital Area Immigrants' Rights Coalition

Congressional Black Caucus Foundation

D.C. Central Kitchen

D.C. Preservation League

The Federalist Society

Gaylaw, Lavender Law

Legal Momentum
(formerly NOW Legal Defense and Education Fund)

National Asian Pacific American Bar Association

Special Olympics Germany

Street Law

The Supreme Court Historical Society

The Victims of Hurricane Katrina

RECOGNITION

Hundreds of Jones Day lawyers and staff in many offices made pro bono contributions in 2006.

The following contributions received public recognition:

The Appleseed Foundation, one of the nation's largest pro bono networks, named Jones Day "Pro Bono Champion of the Year." *Read more about Jones Day's work with the Appleseed Foundation on page 14.*



David Kutik, a partner in the Cleveland Office, and the Cleveland Office itself received special recognition from the Legal Aid Society of Cleveland for exceptional commitment to pro bono service in 2006.

The Dallas Office received the 2006 Gold Award from the Dallas Volunteer Attorney Program for dedicating more hours to pro bono work than any other firm of its size in Dallas.

A team of attorneys in Jones Day's Los Angeles Office, including partner Brent Sokol, Of Counsel John Sasaki, and associate Sophia Chang, received the 2006 County of Los Angeles Commission on Human Relations' Corporate Award for their efforts in reclaiming the Commission's www.zerohour.com web site domain. This web site is a key part of the Commission's multimedia campaign to reach and engage youth to take a stand against prejudice, discrimination, and hatred in their schools and communities.

The State Bar of Georgia awarded its William B. Spann, Jr. Award to Jones Day's Atlanta Office for its Special Education Advocacy Project in 2006. Attorneys from all practice areas represent families of special-needs children to ensure that the schools provide the "free and appropriate public education" to which each child is entitled under federal law. Partner Doug Towns spearheaded the project and coordinates more than a dozen active special-education cases. Since the project's inception, the office has taken on 46 cases and its attorneys and paralegals have donated more than 1,200 hours of their time.

The Los Angeles Office of Jones Day was named "Firm of the Year" by the Constitutional Rights Foundation ("CRF") for its participation in various volunteer activities in 2006. The CRF is a nonpartisan, community-based organization dedicated to educating America's young people about the importance of civic participation in a democratic society.

Lee Ann Russo, a partner in Jones Day's Chicago Office, was honored in 2006 with the Midwest Light of Human Rights Award, an honor given by the National Immigrant Justice Center and the Marjorie Kovler Center for the Treatment of Survivors of Torture. Lee Ann was quick to credit many other Chicago Office attorneys whose service to clients seeking asylum is recognized by this award.



Doug Towns, a partner in the Atlanta Office, was recently selected to receive the Eighth Annual Justice Robert Benham Award for Community Service, which is sponsored by the Georgia Chief Justice's Commission on Professionalism. In addition to serving as pro bono coordinator for the Atlanta Office and serving on several boards, Doug serves as general counsel on a pro bono basis for Angel Flight of Georgia and TEAM Georgia.

In 2006, Bet Tzedek Legal Services (Hebrew for "House of Justice"), one of the nation's premier legal-services organizations since 1974, named Jones Day Los Angeles its "Pro Bono Firm of the Year."

Dallas partner Sally Crawford received the State Bar of Texas 2006 Frank J. Scurlock Award. This award is given to the individual who has done the most in the past year to provide voluntary legal services to the poor and to encourage pro bono activity. Because of Sally's leadership and her commitment, Jones Day Dallas has been a recent recipient of both the Dallas Bar and Texas State Bar Pro Bono Firm of the Year Awards.

Ross Stromberg, Of Counsel in the San Francisco Office, has been selected to receive an Outstanding Volunteer in Public Service Award for 2006 by the Bar Association of San Francisco's Volunteer Legal Services Program.

JONES DAY FELLOWSHIP PROGRAMS

Several U.S. offices sponsor attorneys in positions outside the Firm where they can contribute to the public interest on a full-time basis for extended periods before returning to Jones Day. Fellowship programs in 2006 and 2007 include the following:

- In January 2007, the Appleseed Foundation hired Vicki Walcott-Edim as the director of National Appleseed's new regional office in New York, a position that Jones Day will fund for one year. Vicki will develop and advance Appleseed's pro bono efforts in New York, particularly in the area of public education.
- The Chicago Office is working to put into place a Public Interest Fellowship, which will start this fall, to a first-year associate who will spend one year in a Chicago public interest organization before rejoining the Firm.
- The San Francisco Office has provided opportunities for senior associates to spend a three-month period with the San Francisco Public Defender's Office trying cases.
- Associate Steve Weisskopf of the Los Angeles Office spent five weeks prosecuting misdemeanors with the Los Angeles City Attorney's Office as part of the County Bar Association's Trial Advocacy Project ("TAP"). After an intense evening and weekend training program, TAP participants are certified and spend one month with a local agency trying criminal cases. Jones Day mid-level and senior associates are eligible, and the opportunity TAP provides for first-chair experience in jury trials is unparalleled.

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JONES DAY GLOBAL LOCATIONS

ATLANTA
BEIJING
BRUSSELS
CHICAGO
CLEVELAND
COLUMBUS
DALLAS
FRANKFURT

HONG KONG
HOUSTON
IRVINE
LONDON
LOS ANGELES
MADRID
MILAN
MOSCOW

MUNICH
NEW DELHI
NEW YORK
PARIS
PITTSBURGH
SAN DIEGO
SAN FRANCISCO
SHANGHAI

SILICON VALLEY
SINGAPORE
SYDNEY
TAIPEI
TOKYO
WASHINGTON