



PRO BONO REPORT 2007

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**"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."**

**Stephen Brogan | Firm Managing Partner | Washington**

## STATEMENT BY MANAGING PARTNER

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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 the American Midwest, 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. Indeed, the Firm's commitment to serving the less fortunate around the world is as critical to our character as 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.

**"Looking ahead in my role as the first full-time Firmwide Partner in Charge of Pro Bono, I am both excited and challenged by the prospects of the Firm's global pro bono endeavors – and I proudly look back on the rewarding work we have accomplished together in 2007."**

**Laura Tuell Parcher | Firmwide Partner in Charge of Pro Bono | Washington**



## STATEMENT BY PARTNER IN CHARGE OF PRO BONO

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As we often say at Jones Day, we will be standing  
on the shoulders of giants as we move forward to expand  
our worldwide pro bono effort.

On January 1, 2008, I was named the first full-time Firmwide Partner in Charge of Pro Bono at Jones Day. For years, Jones Day had a partner serving as the Firmwide Pro Bono Chair who maintained a full-time billable practice. It was the determination of Managing Partner Steve Brogan that a greater commitment was needed to achieve Jones Day's goal of becoming a worldwide leader in pro bono and public service, just as we are in other premier practice areas. He therefore asked me to dedicate all of my time to directing and building the Firmwide practice, and I am very excited about the opportunity.

My first challenge is to become familiar with the pro bono work currently being pursued by all 30 of our worldwide offices and to explore opportunities for further growth. Happily, I have a substantial platform on which to build this program. The preceding Pro Bono Chair, Don Ayer, made enormous strides in growing the practice over the years. Moreover, for more than 100 years, Jones Day has demonstrated a

strong commitment to pro bono and public service. Many of the Firm's most notable leaders, including Frank E. Joseph, Dean Erwin Griswold, Richard W. Pogue, Allen Holmes, Jack Reavis, H. Chapman Rose, Senator Charles Mathias, Herbert Hansell, and Lord Geoffrey Howe, dedicated substantial portions of their careers to pro bono and public service. As we often say at Jones Day, we will be standing on the shoulders of giants as we move forward to expand our worldwide pro bono effort.

Reflecting the leadership of our lawyers in this area and the commitment of the Firm to pro bono, this annual report provides a summary of just some of the exciting work that was undertaken in 2007. The projects range from immigration and civil rights to housing and education. This report also describes some of the important public service activities undertaken by the Firm. I am proud of all the wonderful work that was done in 2007, and I am excited about the challenges and opportunities 2008 presents.

## EDUCATION

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Jones Day's commitment to advancing education around the world is demonstrated through our involvement in a variety of education-related activities. In 2007, our attorneys' support of educational programs ranged from representing children with special needs to providing instruction on diverse topics to elementary, high school, college, and law students. This is an area that Jones Day is continuing to focus on throughout the Firm in 2008.

**JONES DAY ATLANTA'S** award-winning pro bono special-education project has earned two more wins for local students. In the first case, *William H. v. Atlanta Independent School District*, the Atlanta Public Schools ("APS") agreed to place an eight-year-old child with autism at the nationally renowned Marcus Institute for the 2007–2008 school year. APS also agreed to provide speech and occupational therapy and transportation and to assist with the child's transition back to public school when agreed upon by the child's parents and the Marcus Institute. In the second case, *Jarron D. v. Atlanta Independent School System*, Jones Day successfully helped a special-education student obtain an order directing APS to bear the costs of private-school tuition and transportation in compensation for its multiple violations of federal law. The court affirmed an administrative decision finding that: (1) APS misdiagnosed the student as mentally retarded when in fact he suffered from a learning disability; (2) APS placed the student in the wrong class for five years, never re-evaluating him as required; and (3) APS failed to take any corrective action, even when the retesting finally undertaken at the family's urging showed its mistake. Atlanta lawyer David Monde worked on both of these matters; Jordana Sternberg worked with David Monde on the *Jarron D.* matter.

Lawyers in **JONES DAY'S PARIS OFFICE** have worked with Autism-Europe for many years to advance the

legal rights and educational requirements of special needs children. A case-law handbook (*Autism & Case Law: Protecting the Right to Education for Children with Autism Spectrum Disorders*) analyzing national rules applicable to persons with disabilities and created, at the request of the European Commission, by Jones Day attorney Evelyne Friedel was distributed on Autism-Europe's web site and published in five languages. Evelyne Friedel has been president of Autism-Europe since 2006 and is active in other preeminent organizations for persons with disabilities in France.

Attorneys in the **CLEVELAND OFFICE** provide considerable support to more than a dozen area educational institutions, ranging from elementary to law schools, by serving as board members, corporate sponsors, tutors, and mentors. Cleveland attorneys also serve as board members at Case Western Reserve University, Cleveland State University, Notre Dame College, Princeton University, Siegal College of Judaic Studies, the University of Akron, the University of Notre Dame, and Ursuline College and as teachers at Case Western Reserve, the Cleveland-Marshall College of Law, and Kent State University. Additionally, Drexel Feeling is an elected member of the Shaker Heights, Ohio, Board of Education.

Moreover, Jones Day Cleveland has been a corporate sponsor of the Martin Luther King, Jr., High



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*Steve Giblin of Jones Day with a group of 10th-graders at Martin Luther King, Jr., High School.*

School Career Campus since 1986, providing support to its many valuable programs. Jones Day attorneys volunteer their time and skills to promote an improved understanding of the U.S. Constitution among 10th-grade students. Cleveland lawyers also coach MLK's Mock Trial Team, which took Best Team honors in 2006 and 2007 and numerous individual awards in 2008 (including two Honorable Mention writing awards) in citywide competition.

Several lawyers in **JONES DAY'S TAIPEI OFFICE** teach legal courses to undergraduates on an entirely voluntary basis. For example, Jack Huang teaches a course focusing on mergers and acquisitions at Soochow University School of Law, Tommy Chen

and John Lin teach commercial law and Anglo-American contract law at the Chinese Culture University College of Law, and William Hsu has been teaching a course on intellectual property contracts and licensing at National Chiao Tung University's Institute of Technology and Law.

**JONES DAY LONDON** advised Pro Corda Trust on the terms of a new bank facility and on securing a lien over property. The trust was established to encourage the development of young musicians through programs such as residential instruction for talented children, including those with special educational needs. The Jones Day team included John Papadakis, Liz Saxton, and Alice Kershaw.

## HOUSTON OFFICE SPONSORSHIP OF JR. JD PROGRAM

**MANY JONES DAY OFFICES ARE LOOKING AT OPPORTUNITIES TO REACH OUT TO SCHOOLS SERVING COMMUNITIES IN NEED OF ASSISTANCE. THIS YEAR, JONES DAY HOUSTON TOOK THE LEAD BY DEVELOPING A NEW INITIATIVE CALLED "THE JR. JD PROGRAM."**

The program provides middle school students at KIPP 3D Academy, a charter school in an underprivileged community, with a simulated "law school" experience in which Jones Day attorneys teach eighth-graders in a semesterlong course on education law. The curriculum, designed by a Jones Day Houston attorney who was formerly a teacher, focuses on analyzing judicial opinions that have been edited to an eighth-grade reading level and applying legal precedents. Additionally, the students visit Jones Day's Houston Office, a

federal judge's chambers and courtroom, and a state courtroom. A long-term goal of the program is to expose students to attorneys and their backgrounds. Approximately 99 percent of KIPP 3D's students are Hispanic or African American. Although 88 percent of KIPP Houston's students are from low-income households, historically 87 percent of them have attended college, more than four times the traditional public school rate. The Jones Day effort is led by Dani Gleason and Chris Palamountain.



“The HK Student Aid Society, for more than half a century, has provided a well-rounded education in a caring environment to numerous children and youngsters from families that require special community support. Jones Day is honored to have the opportunity to support this charity by providing needed legal advice relating to its operation of schools and youth hostels.”

**Barbara Mok | Public Service Coordinator Partner | Hong Kong**

## NONPROFIT CORPORATE COUNSELING

Jones Day’s transactional lawyers across the globe frequently lend their extensive knowledge of incorporations, mergers, real estate, employment, contract negotiation, and fraud to nonprofit entities. This free legal assistance greatly enhances the effectiveness of these organizations and permits them to focus resources on their missions.

Lawyers in **JONES DAY’S WASHINGTON, CLEVELAND, LONDON, AND HONG KONG OFFICES** collaborated to assist and provide continuing pro bono legal advice to The 1990 Institute, a charitable organization dedicated to aiding China by studying and resolving the major economic and social issues associated with its rapid development. The 1990 Institute has commissioned papers from outside experts on legal and banking reform and for the last six years has enabled 1,000 girls in Shaanxi Province to go to lower and middle school. The Institute is currently working to empower rural Chinese women and raise their standard of living by providing micro-financing. The hope is to develop a sustainable model and replicate it throughout China. Jones Day is providing legal advice to ensure that The 1990 Institute is compliant with the requirements of a 501(c)(3) organization and provides proper documentation to its donors worldwide. Jones Day’s multinational efforts are coordinated by Patrick Browne, Ellen Halfon, and Ben Tai.

Lawyers in **JONES DAY’S HONG KONG OFFICE** support the Hong Kong Student Aid Society by providing counsel in areas of employment law. The Hong Kong Student Aid Society, founded in 1957, provides foster care, student residential services, and schooling to children and youth in the Hong Kong area. In addition to providing corporate counseling, Jones Day assisted in the compilation of a comprehensive staff handbook for the Society. The Jones Day team includes Barbara Mok and Susana Ng.

Lawyers in **JONES DAY’S BEIJING OFFICE** helped to establish and support the Dandelion Project. The project, started in 2004, currently has two active initiatives. One funds and supports the establishment of the Dandelion School, a middle school for migrant workers’ children in Daxing, Beijing. The second helps the Dandelion Battered Women Project raise money to finance space for counseling and sheltering battered women. The team is led by Xiaowei Ye, who along with Sarah Randt, wife of the U.S. ambassador, served as a founder of the project.





**JONES DAY FRANKFURT** continues to advise SOS-Kinderdorf on a variety of matters, with a focus on estate and property issues. Established in Austria shortly after World War II to provide orphaned children with clothing, shelter, and education, SOS-Kinderdorf is now active in more than 130 countries, with nearly 100 percent of its funding coming from private donations. Jones Day's effort is coordinated by Jörg Rehder.

**JONES DAY SAN FRANCISCO** has provided intellectual property counseling and employment law advice to Creating Economic Opportunities for Women, a nonprofit that provides low-income refugee and immigrant women with English-language and business training so that they can open their own small businesses. Caroline Mitchell is leading this effort.

Lawyers in **JONES DAY'S FRANKFURT OFFICE** are representing the Special Olympics Germany in several matters, including restructuring of the organization and corporate tax and litigation. The Jones Day team includes Karl Herold, a member of the board of directors; Andreas Köster-Böckenförde; and Tom Mahlich.

**A JONES DAY TEAM IN THE HONG KONG OFFICE** recently helped establish Hong Kong's first organization to participate in outer space exploration, the Hong Kong Space Technology Research Foundation. Jones Day assisted the Foundation's Mars exploration

team in obtaining U.S. patent registration and seeking financial support from the European Space Agency for its Beagle 2 Mars project. In addition, Jones Day provided advice regarding the Foundation's collaboration with the Canadian team in the Northern Lights mission to Mars and its participation in China's ChangE project to the moon. This representation is led by Barbara Mok.

**THE BEIJING OFFICE** provides 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 of children in China who await adoption and of those who will spend their childhoods in orphanages. The team includes Ashley Howlett and Li Hong.

**THE MILAN OFFICE** provides continuing pro bono legal advice and assistance to Vidas, a nonprofit association that runs a nursing home for terminally ill patients and provides support for their families. The Jones Day team advises Vidas primarily on employment issues. Adelio Riva is leading these efforts.

**JONES DAY LONDON** provides ongoing corporate advice on contract and exhibition matters for the Royal Academy of Arts, which is the premier institution for the fine arts in the United Kingdom. In particular, Jones Day advised on the contract between the

Royal Academy and the British Broadcasting Corporation for the broadcast of the Academy's summer exhibition, which has been held each year since its founding, and its exhibition of French and Russian Impressionist paintings from major Russian museums. The team was led by Elizabeth Robertson.

**JONES DAY SAN FRANCISCO** attorneys represented East Bay Community Recovery Project in obtaining 501(c)(3) status for its related corporation, East Bay Community Recovery Fund. Attorneys also performed a reverse triangular merger between the Fund and another related corporation and assisted the Fund in obtaining a welfare exemption from local property taxes for this entity postmerger. The

team, led by Dan Gerber, also assisted the Project in revising a development agreement.

**JONES DAY'S PARIS OFFICE** helps with all the corporate secretary work of both Helen Keller International ("HKI") and Helen Keller International – Europe, including management reports and minutes of meetings, amendments to articles of association, and corporate formalities. Recently, Jones Day provided assistance on all corporate formalities related to the corporate sponsorship of Helen Keller International by Total, the oil and gas company, which will facilitate the creation of HKI centers in Burma and Singapore. Partner My Linh Vu-Grégoire is handling this matter.

## RULE OF LAW

**STEVE BROGAN, JONES DAY'S MANAGING PARTNER, HAS MADE A BOLD AND CLEAR STATEMENT AS TO THE FIRM'S COMMITMENT TO THE DEVELOPMENT OF THE RULE OF LAW IN COUNTRIES AROUND THE GLOBE. SOME OF THE FIRM'S INITIAL EFFORTS ON RULE-OF-LAW ISSUES HAVE BEEN IN ASIA AND THE UNITED STATES.**

Marianne Chao in the **TAIPEI OFFICE** serves as a director for the Taipei Bar Association ("TBA"), an organization whose members devote considerable time and energy to democratic and social movements in Taiwan. Many TBA members actively participate in revising and amending the Taiwan Constitution and promoting judicial reform, human rights, environmental protection, consumer protection, and gender equality. The Jones Day Taipei Office has also worked for the past two years with the Judge Training Institute to provide and coordinate a training program for judges-to-be. The three- to four-week training program invites judges-to-be to the Taipei Office, where Jones Day attorneys deliver lectures on various legal topics, including recent changes and current trends in legal cases and regulations.

In the United States, Jones Day has joined the Public-Private Partnership for Justice Reform in Afghanistan, a nonpartisan initiative announced on November 16,

2007, aimed at establishing a fair and transparent justice system in Afghanistan and formally training Afghan judges, prosecutors, and defense attorneys. Through this project, the U.S. Department of State is partnering with private law firms, the judiciary, law schools, and private companies to work toward fostering the formation of an independent, nongovernmental Afghan Bar Association; supporting and educating prosecutors and defense attorneys and judges; and ensuring the active participation of women judges and lawyers in the justice sector to promote gender equality and provide legal services to women in Afghanistan. This project will advance Jones Day's mission to develop the rule of law, which, while begun in the U.S., will ultimately provide an opportunity for lawyers in offices across the Firm, including the international offices, to work together in a potentially important and groundbreaking international effort to restore the rule of law to Afghanistan.

"*McCollum* is an exciting case for associates to work on because it gives us the opportunity to take the strategic lead on a case against various government entities involving complex procedural and constitutional issues. We have already had several associates brief and argue key motions in federal court. The case will also offer many of the most junior associates in our office their first depositions."

Elaine Wallace | Associate | San Francisco



## CIVIL RIGHTS

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Jones Day has long offered our services on a pro bono basis to many whose civil and human rights have come under attack. These are just a few examples from 2007.

Lawyers in **JONES DAY'S COLUMBUS OFFICE**, working with the Equal Justice Foundation, are representing a group of African-American residents from a neighborhood near Zanesville, Ohio, who have been denied public water service for more than 50 years. For decades, several of the residents had provided water for themselves by boiling insect-infested water that they had collected in tarps. Thus far, the Jones Day team has retained expert witnesses and conducted dozens of depositions. The matter was scheduled for trial in May 2008. The Jones Day team includes Shawn Organ and Kerstin Sjoberg-Witt.

**JONES DAY'S ATLANTA OFFICE** represented the Tahirih Justice Center, a nonprofit women's advocacy group, as an intervenor-defendant in a case challenging the constitutionality of the International Marriage Broker Regulation Act of 2005. European Connections & Tours, Inc., an international marriage broker ("IMB"), commonly known as a "mail-order bride agency," claimed that the law, which requires IMBs to provide information to foreign women about their legal rights and the criminal backgrounds of their prospective American husbands, infringed upon the IMBs' constitutional rights. The court denied injunctive relief, and European Connections decided not to appeal, effectively ending the case, which had been handled by Randy Hawkins.

Lawyers in **JONES DAY'S SAN FRANCISCO OFFICE** are litigating a case on behalf of a minister and a puta-

tive class of inmates who are members of a small religious sect. The plaintiffs allege religious discrimination because the California Department of Corrections and Rehabilitation hires ministers only from five religious traditions (Muslim, Jewish, Catholic, Protestant, and Native American) and has favored those faiths in the administration of prison programs, discriminating against members of the plaintiffs' sect. Most of the plaintiffs' claims survived a motion to dismiss, and we are currently working on discovery regarding whether the class representatives have exhausted administrative remedies. This case is being handled by Sarah Hamilton, Caroline Mitchell, Elaine Wallace, and David Wallach.

**JONES DAY DALLAS** lawyers are representing a client seeking to permit a group of female students to reside together in a Christian environment off campus but within walking or short commuting distance of the campus in *Collegiate Community Outreach v. City of Denton*, which is pending in U.S. district court. The City of Denton has decided that Christians and others should not be allowed to live under the same roof in groups larger than four unless they are related. State and federal law requires cities to allow exemptions to zoning laws that impose a substantial hardship on religious exercise unless the government can affirmatively demonstrate a good reason not to allow the exemption. Jones Day has filed the complaint and a motion for preliminary injunction. Richard Salgado and David Schenck are handling this matter.





“The legal issues were complex and the factual issues required the review of 12 years of transcripts, decisions, and reports. The court of appeals was receptive to our arguments: we had presented new evidence of innocence warranting a fuller review in the district court, and the timeliness of our claims was not a question for the appeals court. It was the first court of appeals ever to adopt that argument, which should serve as a precedent in these cases.”

Robert Smith | Associate | New York

## CRIMINAL DEFENSE AND HABEAS CORPUS

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

Lawyers in **JONES DAY'S SAN FRANCISCO OFFICE** represented two defendants: James Magee, who was charged with possession of a firearm in connection with a drug-trafficking offense and with possession of cocaine and methamphetamine, and Daniel Nogaro, who was charged on a supervised-release violation alleging possession of methamphetamine-precursor chemicals and lab equipment. The team, which included Martha Boersch and Christy O'Connor, negotiated favorable dispositions in both matters after filing motions to suppress evidence.

**JONES DAY NEW YORK** attorneys represented Dewitt McDonald, Jr., in moving the Sixth Circuit for an order authorizing Mr. McDonald to file a second or successive habeas petition in a U.S. district court. The Antiterrorism and Effective Death Penalty Act of 1996 (“AEDPA”) requires such a petitioner to obtain authorization from the appropriate court of appeals before filing a second or successive petition in the district court. In a published opinion, the Sixth Circuit held

that Mr. McDonald had made the requisite prima facie showing of actual innocence under AEDPA. In so ruling, the court adopted Jones Day's argument that at the authorization stage, the court of appeals may not consider whether the underlying petition would be deemed timely under AEDPA's statute of limitations. The Sixth Circuit became the first court of appeals to expressly address and decide that issue. The Jones Day team included Meir Feder and Robert Smith.

**JONES DAY DALLAS** lawyers are representing Ruben Salinas, Jr., in *United States of America v. Ruben Salinas, Jr.* Mr. Salinas pleaded guilty to the charge of possession with intent to distribute marijuana in violation of various federal drug statutes and was sentenced to 10 years in prison. The Jones Day team is arguing that Mr. Salinas was entitled to a form of sentencing relief known as a “safety valve” provision. The team consisted of David Schenck and Stafford Davis.

## IMMIGRATION AND ASYLUM

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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 2007.

A **JONES DAY CHICAGO** team won a Seventh Circuit appeal for a Cameroonian pro bono client, Mireille Tchemkou. Ms. Tchemkou, a member of the minority Bamileke tribe, was abducted, imprisoned, beaten, and tortured on several occasions in retaliation for her protests against her government's discriminatory treatment of Bamileke tribe members. The beatings were serious enough that Ms. Tchemkou was hospitalized for 24 days and was permanently disfigured. Nonetheless, an immigration judge in Chicago found that Ms. Tchemkou, while credible, had not established past persecution because the beating incidents were temporally separated from one another and not sufficiently serious. The immigration judge also held that she had not shown a reasonable fear of future persecution, despite police summons for her arrest on record following her flight from Cameroon and a letter from her uncle – an officer with the political opposition in Cameroon – warning her not to come back for fear she would be killed. The Board of Immigration Appeals affirmed. The Seventh Circuit panel's opinion confirmed that the "atrocities suffered by Ms. Tchemkou," including being "detained under terrible conditions" and "deprived of food, water and sanitation facilities," were inflicted upon her because of her political opinion. The court ruled that the record was more than sufficient to meet the eligibility requirements for asylum, withholding of removal, and relief under the Convention against Torture. The appellate team included Brian Murray, Gabe Scannapieco, and Katie Poleon. The court's opinion is reported at *Tchemkou v.*

*Gonzales*, \_\_\_ F.3d \_\_\_, 2007 WL 2177968 (7th Cir. July 31, 2007). The case has been sent back to the BIA and is now on remand to the immigration judge for completion of background checks; Jones Day will handle this phase. Ms. Tchemkou now has work authorization, recently completed a degree in nursing, and is beginning work on her master's degree. Her next hearing is set for May 2009.

Attorneys in the **JONES DAY WASHINGTON OFFICE** obtained a grant of asylum for a young woman from Guinea who had been subjected to female genital mutilation, rape, and forced marriage. Fleeing Guinea on her wedding day, she eventually arrived in the United States, where she subsequently married and had a daughter. She then sought asylum so that she would not have to return to her family in Guinea, where she feared her daughter would suffer a similar fate and she herself would be punished for fleeing her husband. Julie McEvoy, Danielle Hohos, and Hugh Hollman managed the case.

**JONES DAY PITTSBURGH** attorneys, as part of a pro bono program with the Third Circuit, agreed to represent Mr. C, a Vietnam veteran and legal permanent resident of the United States who had emigrated from Jamaica in 1972. Mr. C undertook a 10-year struggle challenging deportation proceedings instituted against him by the Immigration and Naturalization Service ("INS"). He was *pro se* for much of the 10 years he spent challenging his deportation. Among other challenges, he asserted that his deportation



"It is hard to describe how rewarding it has been to represent our client and his family these past years. What is clear is that without this Firm's resources, our client would never have been able to navigate the labyrinth of the U.S. immigration system and overcome the obstacles along the way. Jones Day's commitment to pro bono work has immeasurably changed the lives of 10 people. And rarely do my clients give me a bear hug when I see them."

**Russ Upton** | Associate | Washington

## LIBERIAN LAWYER AND HIS FAMILY FIND PEACE IN THE U.S.

IN THE SUMMER OF 2003, THE WASHINGTON OFFICE OF JONES DAY BEGAN WORKING TO HELP CLIENT W, HIS WIFE, AND THEIR EIGHT CHILDREN OBTAIN POLITICAL ASYLUM UNDER THE CONVENTION AGAINST TORTURE.

W fled Liberia in January 2003 after learning that the then Liberian president, Charles Taylor, had targeted him for elimination. This death threat was simply one event in W's two-decade history of persecution and torture at the hands of Taylor and his rebel army. In the 1980s, W played an instrumental role in an investigation that led to Taylor's arrest for embezzling millions of dollars from the Liberian government while Taylor served as the director general of the General Services Administration. Following his arrest, Taylor escaped from prison and fled to Ghana, where he built an army and planned a rebellion against Liberia's incumbent Doe government. While in exile, Taylor also plotted revenge against former Doe government employees, including those such as W, who in Taylor's eyes had betrayed him.

By 1990, Taylor's rebel army had invaded Liberia and obtained control over all of the country except Monrovia, Liberia's capital city. Knowing he was a target, W fled Monrovia with his family. At a rebel-controlled checkpoint, W was identified by a Taylor soldier. At first, W refused to admit his own identity, but the soldier recognized him and his eldest son. Seeking to make an example, the soldier pulled W's son out of line and brutally executed him – shooting and then disemboweling the child – in the presence of W, his wife, their other children, and several hundred bystanders. Soldiers then beat W's pregnant wife, ultimately causing her to suffer a miscarriage. While W's wife and children were permitted to pass

through the checkpoint, W was taken to a makeshift prison, where he was held for nearly 10 days, enduring interrogation, starvation, torture, and rape. W escaped only after a rival faction passed through the area and killed the prison guards. He fled into the jungle, surviving on what he could find, but ultimately made his way to a village outside Monrovia, where he was reunited with his wife and children.

During the 1990s, while a provisional government attempted to keep peace, W graduated from law school. There, W befriended a professor and prominent politician, Charles Brumskine. In 1997, when the provisional government ceded control to Taylor following what many believed to be a fixed election, W's mentor was appointed president pro tempore of the Liberian Senate. During his campaign for president, Taylor had promised the people of Liberia that he would forgive past political differences and put an end to human-rights abuses. Shortly after the election, however, Taylor's enemies began to "disappear." Brumskine's life was threatened, and he was forced to flee the country. W and his family thereafter lived in constant fear. Finally, in January 2003, W was awakened in the middle of the night by a childhood friend, who warned him that he was on Taylor's elimination list. W had no choice but to flee Liberia immediately, leaving his wife and children behind.

Shortly after his arrival in the U.S., Jones Day agreed to represent W and began the asylum petition process. On September 8, 2003, the Bureau of Citizenship and





Immigration Services (“USCIS”) granted W’s asylum application on the basis of his past torture and legitimate fear of future persecution. Within days, the Jones Day team began the process of petitioning for derivative asylum status for W’s wife and eight children. After two years of obstacles relating to the derivative applications, USCIS granted the applications of W’s wife and all eight children.

At that point, USCIS transferred W’s family’s files to the State Department for the issuance of the necessary documents for W’s family to travel to the United States. In what has become standard practice since September 11, 2001, the United States Consulate in Monrovia would not simply issue the requested travel documents. Instead, it questioned whether W’s children were in fact his own, a determination that had already been made by USCIS. Over the next two years, Jones Day fought to satisfy the Consulate’s demands as it effectively readjudicated W’s case. In the process, Jones Day overcame additional obstacles and bypassed several apparent dead ends. This effort required inquiries from two United States senators and the submission of additional evidence, including various affidavits, multiple medical examinations, and DNA testing to prove W’s paternity. Finally, on August 27, 2007, at Washington Dulles International Airport, more than four and a half years after W fled Liberia, a long-awaited and tearful reunion between W, his wife, and their children took place. W and his family are now living happily in Maryland. The Jones Day team included Russell Upton and Michael Shumaker.

violated the INS’s internal Operations Instructions. In cases involving the deportation of former members of the United States military, the INS’s Operations Instructions provided that no Order to Show Cause could be issued against a veteran without the prior approval of the Assistant Commissioner of the INS. No such approval was ever obtained, and therefore the Order to Show Cause should not have been issued. Although this issue was raised repeatedly, neither the Board of Immigration Appeals (“BIA”) nor the INS ever addressed this claim. Instead, the BIA rejected Mr. C’s applications for asylum, withholding of removal, and protection under the Convention against Torture and ordered him deported to Jamaica.

In its January 2007 Order appointing Jones Day as counsel for our client, the Third Circuit requested briefing on whether it could enforce the Operations Instruction against the INS and, if so, whether our client, who had already been ordered removed by the BIA, was entitled to relief for this violation. *This case presented a novel issue of law, as the Third Circuit never had considered whether internal policy guidelines, such as the internal Operations Instructions of the INS, were enforceable.* Of the other circuit courts to address this precise issue, only the Eighth and Ninth Circuits had found INS Operations Instructions enforceable, and only under limited circumstances. Following oral argument, the court ruled that this Operations Instruction was enforceable and that the client was entitled to relief. The court therefore vacated the Board of Immigration Appeals’ final order of removal and directed the BIA to remand the case to the immigration judge “with instructions to dismiss the removal proceedings instituted against [our client] as void.”

A **JONES DAY CHICAGO** team obtained asylum for an Albanian who fled Kosovo in 1998 at the age of 17. Representation began in April 2001 after an immigration judge’s rejection of asylum was affirmed by the Board of Immigration Appeals (“BIA”) without opinion. In the summer of 2007, the Seventh Circuit granted Jones Day’s petition for review of the decisions of the immigration judge and the BIA, and the case was remanded to a new immigration judge, who recently granted asylum on humanitarian grounds.



As a teenager, the client was repeatedly stopped, arrested, beaten, and tortured because of his and his father's involvement in the LDK (a political organization opposed to Serbian rule of Kosovo). In April 1998, after watching the Serbian police execute both of his parents, the 17-year-old fled to the United States, where he sought asylum. Jones Day began representation shortly before his scheduled merits hearing in 2001 and was able to establish at the hearing that the client had been tortured, and his parents murdered, by Serbian police because of their anti-Serbian political activities. Nonetheless, the immigration judge denied asylum, concluding that the client was not credible, based on an opinion submitted by the government's document examiner that the client's birth certificate was not genuine. The immigration judge noted in his opinion, however, that if credible, our client's testimony regarding his persecution by the Serbs for involvement in political activities established past persecution under the Immigration and Nationality Act.

The Seventh Circuit issued a scathing opinion finding that in the face of the overwhelming testimony regarding our client's persecution, the denial of asylum lacked a reasoned basis. The case was remanded to a different immigration judge. After minimal testimony from the client, the immigration

judge noted that the torture he had endured, the fact that he saw his parents killed, his young age when he arrived here, the stable life that he had established here, and many other factors entitled our client to asylum. The immigration judge then granted our client asylum for humanitarian reasons. The team included Kendra Morrill, David Birnbaum, and Katie Poleon.

Lawyers in **JONES DAY'S WASHINGTON AND CLEVELAND OFFICES** obtained relief on July 24, 2007, under the United Nations' Convention against Torture ("CAT") for a Vietnamese man facing deportation as a result of felony criminal convictions. The client was born in Saigon during the Vietnam War to an American soldier and a Vietnamese woman and immigrated to the United States through a program created by the U.S. government to assist Amerasians (individuals of mixed American and Vietnamese ancestry) in 1992. Removal proceedings were initiated against him in the Arlington (VA) Immigration Court while he was serving a prison sentence in Ohio. The venue was changed to the Cleveland Immigration Court. At the hearing, our expert opined that based on the client's status as a convicted criminal, an Amerasian, and someone who had spent the last 15 years in the United States, he almost certainly would be detained upon arrival and likely tortured in an

**PUBLIC SERVICE | THE JONES DAY TAIPEI OFFICE**  
DONATED SIGNIFICANT FUNDS TO ASSIST THE CHILD  
WELFARE LEAGUE FOUNDATION WITH REVISING  
CHILD WELFARE AND RIGHTS LEGISLATION, COORDINAT-  
ING CHILD WELFARE AGENCIES AND ORGANIZATIONS, AND MONITORING THE GOVERN-  
MENT'S CHILD WELFARE SYSTEM AND POLICIES. THE FOUNDATION'S GOALS EXTEND  
BEYOND LAW AND POLICY TO INCLUDE PROVIDING CHILD WELFARE SERVICES, CON-  
DUCTING CHILD WELFARE RESEARCH, BUILDING CHILD WELFARE NETWORKS, AND ES-  
TABLISHING A CHILD WELFARE DATA CENTER.

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effort to determine whether he was a spy or had subversive intentions towards the Vietnamese government. The Cleveland court ultimately granted the respondent's request for relief under the CAT. The Jones Day team included Charlie Pugh, Jeffrey McSorley, and Laura Tuell Parcher.

**JONES DAY BRUSSELS** is assisting the efforts of a man who had been granted asylum to bring his parents, who are members of the Protestant church in Iran, to Brussels. Annick Vandenberg is undertaking that representation.

Lawyers in **JONES DAY'S WASHINGTON AND CHICAGO OFFICES** represented an Ethiopian applicant for asylum who had sought to reopen removal proceedings based on new evidence of persecution and changed circumstances in Ethiopia. The Board of Immigration Appeals ("BIA") denied the motion to reopen in a brief opinion that did not analyze the new evidence, stating that there had been no changed conditions in Ethiopia despite significant evidence to the contrary, including evidence from the U.S. State Department. Jones Day was successful before the Seventh Circuit, which held that the BIA abused its discretion in the handling of our client's motion to reopen. On remand to the BIA, Jones Day succeeded in having the BIA reopen the decision and remand to an

immigration judge so that the client's new claims might be heard. In December the Seventh Circuit awarded Jones Day attorneys' fees for our appellate representation under the Equal Access to Justice Act, which awards fees to prevailing parties when the government's litigation position is not "substantially justified." The Jones Day team included Lee Ann Russo, Greg Castanias, and Thomas Davis.

**JONES DAY BRUSSELS** successfully represented an African refugee seeking asylum in Belgium. In 1997, having fled civil war in Sierra Leone, where her entire family except for an older brother had been murdered, our client, then aged 12, found refuge in Guinea. Abused by her Guinean adoptive family, in 2003 she fled to Belgium, where she initially failed to obtain political asylum before the Belgian Ministry (Home Department) under the Geneva Convention. With assistance from Jones Day, the client initiated a regularization procedure and was authorized to remain in Belgium until this procedure was completed. She made enculturation efforts in Belgium; went to school; and was assisted financially by her older brother, who was also her caretaker. Due to the client's long-term efforts, the Belgian administration finally granted her the right to remain on Belgian territory and regularized the client's precarious situation. This matter was handled by Amaury Kestens.



## APPELLATE COURTS

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

Attorneys from **JONES DAY'S NEW YORK AND WASHINGTON OFFICES** are codirecting the NYU Law School Supreme Court Litigation Clinic. The Clinic specializes in litigating on a pro bono basis immigration, criminal, and other claims against states and the federal government in the U.S. Supreme Court. Jones Day has filed petitions for certiorari in several cases presenting important legal issues on which the lower courts are split, including *Sher v. U.S. Dept. of Veterans Affairs*, 488 F.3d 489 (1st Cir. 2007) (permissibility of penalizing federal employee for asserting Fifth Amendment privilege against self-incrimination); *Lin v. U.S. Dept. of Justice*, 2007 WL 2032066 (2d Cir. July 16, 2007) (en banc) (eligibility for asylum of individual whose spouse was subjected to coercive Chinese family-planning policies); and *Hartmann v. Carroll*, 492 F.3d 478 (3d Cir. 2007) (tolling of habeas corpus limitations period during pendency of state proceeding seeking reduction of criminal sentence). The team has also filed an amicus curiae brief in support of a criminal defendant in *United States v. Rodriguez*, No. 06-1646, and is serving as cocounsel in *Giles v. California*, No. 07-6053, a Sixth Amendment case that is expected to be argued later in 2008. The team includes Meir Feder, Don Ayer, and Samuel Estreicher.

Lawyers in **JONES DAY'S COLUMBUS OFFICE** successfully represented an Ohio inmate charged with the unauthorized practice of law for, according to Ohio's Disciplinary Counsel, serving as a "jailhouse lawyer." The inmate, Mr. Cotton, came to the attention of Ohio's Disciplinary Counsel because of his self-

designation as "Pro Se Assistant" on pleadings. The Ohio Supreme Court appointed Jones Day attorneys to represent Mr. Cotton after the court remanded the matter to the Board on the Unauthorized Practice of Law. The facts of the case were to be viewed in light of the U.S. Supreme Court decision in *Johnson v. Avery*, wherein "jailhouse lawyers" cannot be prohibited by the state from assisting other inmates unless and until the state can show that it provides the inmates "meaningful access" to the courts. The case is distinctive in that the state claims that meaningful access is being provided through the efforts of inmate law clerks; however, documents identified in discovery showed that these inmate law clerks perform the same task for which Mr. Cotton was being prosecuted. Jones Day argued the case before the Ohio Supreme Court on February 27, 2007, and on September 5, the Ohio Supreme Court ruled that the charges against Mr. Cotton should be dismissed. The team included Shawn Organ and Kerstin Sjoborg-Witt.

**JONES DAY DALLAS** attorneys are representing, on appeal, two individuals and some related, closely held business entities that obtained a take-nothing jury verdict while proceeding as *pro se* defendants in a federal civil RICO trial. The issues on appeal relate largely to an issue of first impression in the Fifth Circuit: whether the *in pari delicto* defense applies to a civil RICO claim. The appeal was argued in October 2007, and the court affirmed the take-nothing judgment. This matter is being handled by David Horan and David Schenck.



**PUBLIC SERVICE** | ON SATURDAY, JULY 14, 2007, 25 LAWYERS AND STAFF MEMBERS FROM JONES DAY SILICON VALLEY JOINED PENINSULA HABITAT FOR HUMANITY IN THE BUILDING OF FOUR HOMES IN SOUTH SAN FRANCISCO AND UNDERTOOK SUCH TASKS AS PAINTING, ROOFING, SCAFFOLDING ASSEMBLY, DITCH DIGGING, AND outhouse AND DRYWALL MOVING.

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**JONES DAY WASHINGTON** attorneys were appointed by the U.S. Court of Appeals for the Third Circuit to represent Joseph Aruanno in his appeal of a district court's denial of his request for appointed counsel and dismissal of his complaint. Mr. Aruanno had filed a civil rights complaint against Cape May County Jail under 42 U.S.C. § 1983, alleging that he had been beaten by a jail guard and intentionally placed in a small cell with dangerous inmates who assaulted and injured him. The district court denied Mr. Aruanno's request for appointment, concluding that his claims lacked sufficient merit and that he was able to represent himself adequately. The district

court then granted a motion to dismiss the complaint for failure to state a valid claim for violation of constitutional rights. On appeal, the Third Circuit ruled for Mr. Aruanno in all respects. The appellate court reversed both district court rulings, concluding that the complaint adequately alleged Eighth Amendment violations and that the claims had sufficient merit to warrant appointment in light of Mr. Aruanno's documented psychological problems. The Washington team included Glen Nager, Lou Fisher, Donald Childress, Katherine Stern, and summer associate Ryan Newman.



"Our Cleveland Housing Court project truly is a 'win-win-win' program. We are helping those who have a real need for legal assistance in private landlord-tenant disputes, we provide a service to the court by carefully reviewing the factual circumstances and presenting informed legal arguments under applicable law, and our litigation associates are provided with meaningful opportunities to display and develop their courtroom and lead-lawyer skills."

John Q. Lewis | Partner | Cleveland

## HOUSING & HOMELESSNESS

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Access to adequate housing is a basic need, but this need is often threatened by negligent or even predatory landlords, wrongful eviction, and other legal entanglements. Jones Day helps tenants navigate the legal system so that they stay in their homes and off the streets.

A team from the **LOS ANGELES OFFICE** recently scored a significant victory for a 92-year-old pro bono client. The client came to Jones Day through Public Counsel after discovering he had been the victim of a real estate scam perpetrated by his former lawyer and the lawyer's paralegal and that his house was about to be sold at foreclosure.

After a bench trial in Los Angeles Superior Court, the client was awarded title to his home, compensatory and punitive damages of more than \$2.5 million, and attorneys' fees and costs. The trial was the culmination of almost two years' work that included, beyond the usual motion, discovery, and pretrial work, multiple applications for temporary restraining orders to stop foreclosures and negotiation of a six-figure settlement with one of the initially named defendants and a number of smaller settlements with other defendants who had been dismissed before trial. The four defendants remaining were found jointly and severally liable for nine causes of action, including fraud and malpractice. The team included Rob Dickerson, Jackie DeCamara, Natalie Ikhlassi, and Dan Lucas.

**JONES DAY CLEVELAND** attorneys are representing indigent tenants before the Cleveland Housing Court in a pilot program. Since the program began in July 2007, Cleveland attorneys have handled 21 cases, including 11 eviction actions. Jones Day clients have avoided adverse judgments in each eviction proceeding, which is important because eviction judgments can negatively affect a tenant's ability to qualify for certain government programs.

**JONES DAY LOS ANGELES** and Bet Tzedek, the House of Justice, are working together to provide a valuable community service to families and individuals in need. Many parts of Los Angeles have established ordinances that preclude property owners and landlords from escalating rents on housing units at unreasonable rates. These "rent-controlled" units often are occupied by long-term tenants, many of whom are disabled, elderly, or living below the poverty line; the units are typically rented at rates far below market value. In many unfortunate situations, unscrupulous landlords use the judicial system in an effort to evict tenants of rent-controlled units so that they can relet those units





*"I am proud to have been part of the revitalization of the Cleveland Homeless Legal Assistance Program, and I continue to work with the local bar to ensure that Cleveland's homeless people receive the legal help they need."*

*Anne Owings Ford, Counsel, Cleveland*



at significantly higher rates. The members of the Jones Day–Bet Tzedek Unlawful Detainer Trial Project work on a pro bono basis to defend those tenants and protect them from the homelessness that usually follows eviction. The cases are run on short calendars, with discovery and trial typically completed within 30 days of the filing of the complaint. Jones Day attorneys involved in this program are Kate Wallace, Cindy Reichline, Christine Gonong, Yasser El-Gamal, Catherine Broderick, Angel Ho, Alyssa Scullion, and Justine Lazarus.

**JONES DAY DALLAS** successfully represented a needy couple in a dispute regarding legal title to the couple's residence in a representation referred by Legal Aid of NorthWest Texas. Pursuant to an installment land contract, our clients had been making regular payments toward the purchase of the home and property. After receiving payments for more than 11 years, the seller denied the existence of the contract, claiming that our clients were renters, and instituted an eviction proceeding. Jones Day obtained a dismissal of the eviction proceeding and later reached a settlement whereby legal title of the home and property was transferred to our clients in exchange for a mortgage and promissory note representing the negotiated unpaid balance under the original contract. The team included Jim Karen, Sarah Campbell, and Tommy Schroeter.

**JONES DAY LOS ANGELES** represented defendant Don Schulze in *Matevosyan v. Schulze*, an unlawful detainer action brought by Mr. Schulze's landlord. The landlord, immediately after purchasing Mr. Schulze's apartment building, attempted on three occasions to evict Mr. Schulze under the "owner move-in" exception to Los Angeles's Rent Stabilization Ordinance. After the landlord's eviction attempts failed, the landlord stopped collecting rent from Mr. Schulze and brought an unlawful detainer action aimed at evicting Mr. Schulze for an alleged failure to pay rent. Once both sides took discovery and settlement negotiations failed, the matter went to trial. At the conclusion of the half-day bench trial, the court found for Mr. Schulze and dismissed with prejudice the landlord's unlawful detainer action, and Mr. Schulze remains in his home of 25 years. The team included Rick McKnight and Eric Enson.

**CLEVELAND** attorney Anne Owings Ford is chairing a Cleveland Bar Association task force to review the operations of the Cleveland Homeless Legal Assistance Program, the only legal service program directed to Cleveland's homeless. The task force met with representatives of the funding community, the legal community, and the program itself to identify the problems that had led to a mid-2007 funding crisis, and it drafted recommendations for the future of the program.



“The Waterloo Legal Advice Service continues to be a great draw for young lawyers in the London Office wishing to give something back to the community. Through a number of cases, they have made a great difference to individuals who have no access to paid legal advice.”

Rosalind Connor | Public Service Coordinator Partner | London

## 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 in Cleveland, Dallas, Houston, Los Angeles, and Washington provide hundreds of hours of on-the-spot assistance. The advice covers areas such as housing, disability, rights, elder law, family law, probate, consumer rights, and immigration. Jones Day's international offices recently began participating in clinics as well.

Through the Waterloo Legal Advice Service, **LONDON OFFICE** attorneys provide legal assistance to walk-in clients. Jones Day lawyers staff the Waterloo law center on a weekly basis, and our secretarial staff provides administrative assistance. In a recent case, Jones Day recovered nearly £2,000 for the client of a firm of solicitors who had permitted a mortgage company to withdraw the sum from her account and refused to refund this amount. Jones Day also advised a woman with disabilities whose landlord had refused to refund the deposit paid at the beginning of her tenancy. London attorneys also successfully advised an individual who was being pursued for payment for a car that had been rented through the fraudulent use of her name and not returned.

Additionally, Jones Day effectively advised a public housing tenant with an ongoing problem with an

aggressive and violent neighbor who repeatedly threatened her and her family. The Jones Day team includes Rosalind Connor, Benjamin Bury, Catherine Robinson, and Matthew Cartwright.

**JONES DAY TAIPEI** serves the Legal Aid Foundation in Taipei by providing assistance in reviewing the applications of individuals who require professional legal services but are without the resources to pay the costs of litigation and legal fees. In reviewing the requests for legal assistance, attorneys from the Taipei Office review the facts of the client's case in light of relevant laws and regulations and provide a preliminary analysis for assistance. The goals of the Foundation include aiding people in upholding their constitutionally protected rights to access the court system. The Jones Day team includes Marianne Chao, Nien-Ni Ku, Daisy Liu, and Su-Fan Chou.

## OTHER CIVIL LITIGATION

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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.

**JONES DAY'S SAN FRANCISCO OFFICE** represented a female client and her minor daughter in obtaining restraining orders against the mother's former live-in boyfriend and four of his family members due to the rape and sexual molestation of the minor daughter and threats of violence against both clients. The San Francisco Superior Court issued temporary civil harassment restraining orders against all family member respondents and a five-year permanent domestic violence restraining order against the ex-boyfriend protecting both petitioners. Kelli Crouch handled the matter.



**JONES DAY NEW YORK** is representing Antonio Guadalupe, a child born posthumously to a firefighter killed on September 11, 2001, and has obtained more than \$1 million from the September 11th Compensation Fund and other charitable organizations on his behalf. In establishing Antonio's right to such funds, an order of filiation was issued by a New York family court; however, the Social Security Administration refused to accept the order for purposes of Social Security benefits. Finally, after six years of requests for reconsideration and appeals, Social Security benefits were granted and applied retroactively. The administrative judge noted in his decision that the case developed a pattern that could be applied as precedent to other 9/11 cases and would have a direct impact on similar cases. Diane Rose is handling the matter.

**JONES DAY'S WASHINGTON OFFICE** successfully represented foster parents ("the Gs") in the adoption of the Gs' six-year-old niece ("S") in D.C. Superior Court. The Gs had been pursuing adoption for more than a year after learning that their niece had been placed in the D.C. foster-care system, having been abandoned by her birth parents and adjudicated as neglected. Following an evidentiary hearing, the court determined that it was in S's best interest to be adopted by the Gs, and the adoptee now has a secure and permanent family. The case was handled by Kris Garcia and Hilary Ramsey.



## PUBLIC SERVICE | JONES DAY SPONSORED A TEAM OF LONDON LAWYERS TO RAISE FUNDS FOR U.K. CANCER RESEARCH.

STYLED “THE TWO CITIES CHALLENGE,” THIS FUNDRAISER REQUIRED PARTICIPANTS TO RUN THE PARIS MARATHON, CYCLE 300 MILES FROM PARIS TO LONDON, AND FINISH BY RUNNING THE LONDON MARATHON – ALL OVER THE COURSE OF ONE GRUELING WEEK IN APRIL. EIGHT LAWYERS FROM JONES DAY’S LONDON OFFICE, ALONG WITH TWO OF THEIR FRIENDS, TOOK ON ALL THREE EVENTS, WITH A NUMBER OF COLLEAGUES FROM THE LONDON AND PARIS OFFICES JOINING THEM FOR THE PARIS MARATHON. THE PURPOSE OF THE CHALLENGE WAS TO RAISE MONEY FOR CANCER RESEARCH UK, THE WORLD’S LARGEST INDEPENDENT CANCER-RESEARCH CHARITY; THIS ORGANIZATION WAS CHOSEN BECAUSE TWO OF THOSE TAKING PART LOST TRAGICALLY YOUNG FAMILY MEMBERS TO CANCER IN 2007. THE CHALLENGE, WHICH EXCEEDED ITS GOAL OF RAISING £100,000 IN PERSONAL AND CORPORATE DONATIONS, OBTAINED SPONSORSHIPS FROM SEVERAL GENEROUS CLIENTS. PARTICIPANT (AND INSTIGATOR) GILES ELLIOTT, EU HEAD OF CAPITAL MARKETS FOR JONES DAY, CALLED THE EVENT “A GREAT EXPERIENCE WITH GREAT FRIENDS FOR A GREAT CAUSE.” THE OTHER LONDON OFFICE PARTICIPANTS WERE JOHN DISSON, ROB ELLIOTT, LEON FERERA, WILL McDONALD, SEBASTIAN ORTON, RHYS PHELPS, AND PATRICK STAFFORD. IN RECOGNITION OF THEIR EFFORTS, THE ATTORNEYS WERE PRESENTED WITH CANCER RESEARCH UK’S FLAME OF HOPE AWARD.

**JONES DAY’S NEW YORK OFFICE** attorneys have assisted several clients of InMotion, a New York City-based organization that provides legal services to low-income women. One client fled her home in the Bronx with her 11-month-old child to escape her abusive husband. Jones Day secured for the client a permanent order of protection for three years (which is the maximum granted in New York), as well as an award of full custody of her child. Another client was seeking an order of protection against her husband, who had physically and verbally abused and harassed her for more than a year. Jones Day obtained a temporary order of protection and is awaiting a trial date from the court in order to convert the temporary order into a permanent order of protection. The

Jones Day team includes Diane Rose, Tracy Schaffer, and David Conroy.

**JONES DAY’S NEW YORK OFFICE** won a motion for summary judgment for its client, Dorothy C. Iwuji, against North Fork Bank. In this action, under NY UCC § 4-A-204 and N.Y. Banking Law § 675, Mrs. Iwuji, a former United Nations civil servant, sought the return of \$32,000 — her life’s savings — wrongfully disbursed by North Fork Bank via two unauthorized wire transfers, as well as the return of related fees and lost interest. Ultimately, this came to \$42,092, which the bank paid Mrs. Iwuji in December 2007 after two years of litigation. The effort was led by Steve Bennett.



"Don't be afraid of what you think you don't know. Regardless of your area of practice, you can provide a service of value to people in need. In fact, you may be the only person out there to help them. You may be a catalyst for change in their lives. It's good for you and good for your soul."

**Gus Kallergis** | Associate | Cleveland



## ACHIEVEMENTS/AWARDS

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Numerous Jones Day lawyers and staff in many offices were recognized for pro bono contributions in 2007.

**LONDON'S** Ben Bury was nominated for the Young Lawyer Pro Bono Award in November 2007.

Bill Bryson of the **TAIPEI OFFICE** was awarded an Outstanding Achievement Award in recognition of four years of service on the board of the American Chamber of Commerce in Taipei and 10 years as advisor to the *Taiwan White Paper*, the Chamber's main lobbying document. The American Chamber of Commerce in Taipei is a nonprofit, nonpartisan business organization that promotes the interests of international business in the Republic of China.

Senior Advisor Dick Pogue of the **CLEVELAND OFFICE** received the 2007 Ohio Legal Assistance Foundation ("OLAF") Presidential Award for Pro Bono Service. The award is presented annually by the president of the OLAF board of trustees to an individual, firm, or organization that has provided outstanding leadership in the delivery of pro bono legal services in the State of Ohio. Mr. Pogue chaired the committee responsible for developing the Foundation's recommendations to the Supreme Court of Ohio regarding the adoption of aggressive goals for

increasing voluntary pro bono participation by all attorneys in Ohio.

**JONES DAY** was honored twice in 2007 for our continuing efforts to safeguard human rights of Guantánamo Bay detainees: the National Legal Aid & Defender Association recognized Jones Day with the Beacon of Justice Award, and the Southern Center for Human Rights honored 11 Jones Day attorneys with the Frederick Douglass Human Rights Award.

Jones Day contributed to a number of the cases relating to Guantánamo Bay detainees by filing influential amicus briefs. The amicus brief relating to the Supreme Court case *Rasul v. Bush* (2004) urged compliance with the Geneva Convention at Guantánamo so that the U.S. could demand the same standards, including judicial access to illegal detentions, for its military personnel detained abroad. The brief was submitted on behalf of American former prisoners of war, who benefited from Germany's Geneva Convention obligations but endured atrocities in Japan, where the Geneva Convention had no force. Another amicus brief was submitted to



*Washington Office lawyers Michelle Olsen, Kevyn Orr, and Jennifer Hagan, along with pro bono facilitator Trish Lehman, take part in the second annual "Jones Day of Service" at Thurgood Marshall Academy.*



the Supreme Court in 2006 in *Hamdan v. Rumsfeld* on behalf of the Yemeni National Organization for Defending Rights and Freedoms, arguing that the President's proposed military commissions lacked constitutional and statutory due process safeguards and put the progress made toward democracy in the Middle East at risk. Jones Day also submitted amicus briefs in two domestic brig-detainee cases: *Padilla v. Hanft*, on behalf of Human Rights First, and *Al-Marri v. Wright*, on behalf of the National Association of Criminal Defense Lawyers.

The attorneys who were honored were Thomas Cullen, Thomas Davis, Timothy Finn, Fahad Habib, Hugh Hollman, Julia McEvoy, Sameh Mobarek, Lawrence Rosenberg, Katherine Stern, Tamar Tal Yudenfreund, and Christian Vergonis. Tim Finn and Katherine Stern accepted the award on behalf of the entire Jones Day team.

As part of the second annual "Jones Day of Service" coordinated by the Pro Bono Committee, **WASHINGTON OFFICE** summer associates, lawyers, and staff painted handrails and chalk ledges, cleaned up the loading dock, organized closets, changed student locker combinations, and planted flower beds at Thurgood Marshall Academy, a public charter high school in Southeast D.C. The Firm received an award in token of the Academy's appreciation.

The Alaska Legal Services Corporation awarded **JONES DAY** a Certificate of Merit in June 2007 in recognition of hundreds of pro bono hours spent by the Firm on a case involving Alaska's treatment of Native American children in the state's foster-care system.

Ralph Blakeney of the **IRVINE OFFICE** was recognized for service on the board of the Public Law Center, Orange County's pro bono law firm, during 2007.

**JONES DAY WASHINGTON** received the 2007 Merit Award for Community Empowerment from the Comunidades Unidas Salvadoreñas ("CUS"), a D.C. nonprofit that provides humanitarian aid to citizens in El Salvador and community development assistance to Salvadorans in the D.C. area. Ted Bilich of the Washington Office accepted the award on behalf of the Jones Day team, which provided substantial assistance and counsel to CUS as it registered as a nonprofit corporation and helped the organization to increase its funding base.

**JONES DAY CLEVELAND'S** Gus Kallergis appeared in the Cleveland Bar Association's Justice for All Volunteer Spotlight in September 2007. He was recognized as a man who walks the walk by volunteering ceaselessly at Legal Aid's Brief Advice & Referral Clinic and encouraging others to help.

## PRO BONO OFFICE COORDINATORS

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CONTACT	LOCATION	TELEPHONE	EMAIL
<b>UNITED STATES</b>			
<b>Laura Tuell Parcher</b> <i>Pro Bono Chair</i>	Washington	202.879.7648	lparcher@jonesday.com
<b>Trish Lehman</b> <i>Pro Bono Facilitator</i>	Washington	202.879.3874	tlehman@jonesday.com
<b>Douglas Towns</b>	Atlanta	404.581.8632	dtowns@jonesday.com
<b>Lee Ann Russo</b>	Chicago	312.269.4283	larusso@jonesday.com
<b>James Young</b>	Cleveland	216.586.7259	jameseyoung@jonesday.com
<b>Shawn Organ</b>	Columbus	614.281.3961	sjorgan@jonesday.com
<b>Sally Crawford</b>	Dallas	214.969.2916	scrawford@jonesday.com
<b>Edward Sebold</b>	Houston	832.239.3715	edwardjsebold@jonesday.com
<b>Ralph Blakeney</b>	Irvine	949.553.7552	rblakeney@jonesday.com
<b>Philip Cook</b>	Los Angeles	213.243.2846	pcook@jonesday.com
<b>Brian Hershman</b>	Los Angeles	213.243.2445	bhershman@jonesday.com
<b>Thomas Bark</b>	New York	212.326.7815	twbark@jonesday.com
<b>Meir Feder</b>	New York	212.326.7870	mfeder@jonesday.com
<b>Thomas S. Jones</b>	Pittsburgh	412.394.7924	tsjones@jonesday.com
<b>George S. Howard, Jr.</b>	San Diego	858.314.1166	gshoward@jonesday.com
<b>Caroline Mitchell</b>	San Francisco	415.875.5712	cnmitchell@jonesday.com
<b>R. Todd Johnson</b>	Silicon Valley	650.739.3999	rtjohnson@jonesday.com
<b>INTERNATIONAL</b>			
<b>Ashley Howlett</b>	Beijing	86.10.5866.1113	ahowlett@jonesday.com
<b>Luc Houben</b>	Brussels	32.2.645.14.47	lhouben@jonesday.com
<b>Sabine Felix</b>	Frankfurt	49.69.9726.3899	sfelix@jonesday.com
<b>Barbara W.K. Mok</b>	Hong Kong	852.3189.7207	bmok@jonesday.com
<b>Rosalind Connor</b>	London	44.20.7039.5446	rjconnor@jonesday.com
<b>Luis Riesgo</b>	Madrid	34.91.520.3940	lriesgo@jonesday.com
<b>Stefano Macchi di Cellere</b>	Milan	39.02.7645.4104	smacchi@jonesday.com
<b>Vladimir Lechtman</b>	Moscow	7.495.648.9216	vlechtman@jonesday.com
<b>Tom Mahlich</b>	Munich	49.89.20.60.42.209	tmahlich@jonesday.com
<b>Anand Pathak</b>	New Delhi	91.11.413939.01	
<b>My Linh Vu-Grégoire</b>	Paris	33.1.56.59.39.49	mvugregoire@jonesday.com
<b>Peter Wang</b>	Shanghai	86.21.2201.8040	pjwang@jonesday.com
<b>David Longstaff</b>	Singapore	65.6233.5991	dlongstaff@jonesday.com
<b>Matthew Latham</b>	Sydney	61.2.8272.0500	mlatham@jonesday.com
<b>Marianne Chao</b>	Taipei	886.2.7712.3212	mchao@jonesday.com
<b>Shinya Watanabe</b>	Tokyo	81.3.6800.1820	swatanabe@jonesday.com

## PRO BONO CONTACTS

**LAURA TUELL PARCHER**  
**FIRMWIDE PARTNER IN CHARGE OF PRO BONO**  
**202.879.7648**

**TRISH LEHMAN**  
**FIRMWIDE PRO BONO FACILITATOR**  
**202.879.3874**

## JONES DAY GLOBAL LOCATIONS

<b>ATLANTA</b>	<b>MOSCOW</b>
<b>BEIJING</b>	<b>MUNICH</b>
<b>BRUSSELS</b>	<b>NEW DELHI*</b>
<b>CHICAGO</b>	<b>NEW YORK</b>
<b>CLEVELAND</b>	<b>PARIS</b>
<b>COLUMBUS</b>	<b>PITTSBURGH</b>
<b>DALLAS</b>	<b>SAN DIEGO</b>
<b>FRANKFURT</b>	<b>SAN FRANCISCO</b>
<b>HONG KONG</b>	<b>SHANGHAI</b>
<b>HOUSTON</b>	<b>SILICON VALLEY</b>
<b>IRVINE</b>	<b>SINGAPORE</b>
<b>LONDON</b>	<b>SYDNEY</b>
<b>LOS ANGELES</b>	<b>TAIPEI</b>
<b>MADRID</b>	<b>TOKYO</b>
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