

## President's Message

Diane Duffey, Habush Habush & Rottier

Welcome to a new year! I am honored to serve as your President this year, and am pleased to note that LLAW



will enjoy continued strong leadership in 2006-07; I'm looking forward to working with all of the new and continuing Board members. Our Program Committee already has been generating some exciting ideas, we have an ad-hoc committee assembled to do some fine-tuning of our bylaws, we're continuing our article writing effort, and

we're looking at planning an initiative to evaluate and revitalize the organization.

I would like to express heartfelt gratitude and appreciation to Bev Butula for her indispensable one-and-one-half terms at the helm of LLAW. She has already been a valuable resource and sounding board to me in my Program Co-Chair and Presidential capacities, and she has been serving our organization with dedication and alacrity since she joined the Board.

A few short weeks ago, I boarded the "puddle jumper" for the AALL Annual Meeting in St. Louis. Following the Chapter Presidents' Workshops on Saturday, the programs began and the rest of the attendees turned out. While I took in much, much more information at the programs than I can note here, I would like to mention one datum I heard: about 30% of people in law librarianship have both a law degree and a library degree. This was an important statistic to me, as it reminded me of the time in library school when I'd been told by a professor that if I wanted to continue in law librarianship (I had an internship at a law firm library at the time), that I would need to get a law degree. This

*(Please see President on page 3)*



*St. Louis articles and photos begin on p. 7*

### INSIDE THIS ISSUE

<i>President's Message</i>	<i>Page 1</i>
<i>LLAW Officers &amp; Committees</i>	<i>Page 2</i>
<i>Committee Reports</i>	<i>Page 12-16</i>
<i>Treasurer's Report</i>	<i>Page 24</i>
<i>TRIPLL Member Article</i>	<i>Page 4</i>
<i>Member News</i>	<i>Page 6</i>
<i>LLAW Meeting Minutes</i>	<i>Page 22</i>
<i>Recommended Readings</i>	<i>Page 17</i>
<i>2006 Events Calendar</i>	<i>Page 23</i>
<i>Sept. LLAW Meeting</i>	<i>Page 28</i>

# LLAW OFFICERS AND COMMITTEES 2005/2006

## OFFICERS

President	Diane Duffey	414-271-0900	<a href="mailto:dduffey@habush.com">dduffey@habush.com</a>
Vice President/President Elect	Carol Schmitt	608-283-7514	<a href="mailto:cschmitt@boardmanlawfirm.com">cschmitt@boardmanlawfirm.com</a>
Secretary	Lynne Gehrke	414-273-4200	<a href="mailto:lgehrke@bcblaw.net">lgehrke@bcblaw.net</a>
Treasurer	Jim Mumm	414-288-5351	<a href="mailto:jim.mumm@marquette.edu">jim.mumm@marquette.edu</a>
Past President	Bev Butula	414-225-1721	<a href="mailto:bbutula@dkattorneys.com">bbutula@dkattorneys.com</a>

## COMMITTEES AND LIAISONS

### ARCHIVES

Kira Zaporski (Chair)  
414-288-1696  
[kira.zaporski@marquette.edu](mailto:kira.zaporski@marquette.edu)

### NOMINATING

Bev Butula (Chair)  
414-225-1721  
[bbutula@dkattorneys.com](mailto:bbutula@dkattorneys.com)

### PUBLIC RELATIONS

Jamie Kroening (Co-Chair)  
608-257-3911  
[jkroening@gklaw.com](mailto:jkroening@gklaw.com)

### GOVERNMENT RELATIONS

Tony Chan (Chair)  
414-277-5834  
[apc@quarles.com](mailto:apc@quarles.com)

### PLACEMENT

Angela Ames (Chair)  
608-257-5035  
[aames@foley.com](mailto:aames@foley.com)

Susan O'Toole (Co-Chair)  
414-297-5401  
[sotoole@foley.com](mailto:sotoole@foley.com)

### GRANTS

Amy Thornton (Chair)  
608-259-2629  
[athornton@staffordlaw.com](mailto:athornton@staffordlaw.com)

### PROGRAM

Carol Schmitt (Co-Chair)  
608-283-7514  
[cschmitt@boardmanlawfirm.com](mailto:cschmitt@boardmanlawfirm.com)

### WEBSITE COMMITTEE

Heidi Yelk (Chair)  
608-261-7555  
[heidi.yelk@wicourts.gov](mailto:heidi.yelk@wicourts.gov)

### MEMBERSHIP

Julie Tessmer (Chair)  
608-261-7557  
[julie.tessmer@wicourts.gov](mailto:julie.tessmer@wicourts.gov)

Jenny Zook (Co-Chair)  
608-262-7761  
[zook@wisc.edu](mailto:zook@wisc.edu)

### LIBRARY SCHOOL LIAISONS

#### UW-MADISON

Amy Thornton  
608-259-2629  
[athornton@staffordlaw.com](mailto:athornton@staffordlaw.com)

### NEWSLETTER

Bev Butula (Co-Editor)  
414-225-1721  
[bbutula@dkattorneys.com](mailto:bbutula@dkattorneys.com)

### PUBLIC ACCESS TO LEGAL INFORMATION

Angela Sanfilippo (Chair)  
608-261-7559  
[angela.sanfilippo@wicourts.gov](mailto:angela.sanfilippo@wicourts.gov)

#### UW-MILWAUKEE

Laura LaRose  
414-287-1233  
[llarose@vonbriesen.com](mailto:llarose@vonbriesen.com)

Julia Jaet (Co-Editor)  
414-288-5346  
[julia.jaet@marquette.edu](mailto:julia.jaet@marquette.edu)

The LLAW Newsletter, official publication of the Law Librarians Association of Wisconsin, Inc., is published quarterly in Spring, Summer, Fall and Winter and distributed to all LLAW members. Dues renewal falls in June of each year. Subscription rate is \$4.00 to non-members. For membership information contact Julie Tessmer, Chair of the Membership Committee, Wisconsin State Law Library, P.O. Box 7881, Madison WI 53707-7881 (608/261-7557) ([julie.tessmer@wicourts.gov](mailto:julie.tessmer@wicourts.gov)). Address all inquiries or items of interest to the LLAW Newsletter Editor, Julia Jaet, Marquette University Law Library, PO BOX 3137, Milwaukee WI 53201-3137 or by e-mail to [julia.jaet@marquette.edu](mailto:julia.jaet@marquette.edu). Send contributions to Bev Butula, Davis & Kuelthau, S.C., 111 E. Kilbourn Ave, Milwaukee WI 53202 or by email to [bbutula@dkattorneys.com](mailto:bbutula@dkattorneys.com). © Law Librarians Association of Wisconsin, Inc., 2006.

*(President Message - Continued from page 1)*

notion daunted me quite a bit back then, especially from a financial perspective! However, I quickly came to realize that this isn't really true. I think it goes to show that the Annual Meeting is a good venue to get an authoritative look at what's really going on in our profession.

In addition to the educational programs, something I especially value when attending the Annual Meeting is the "meeting of the minds" -- all of the fellow librarians sharing their resourcefulness, perspectives, issues and ideas both during and outside of the programs. This is one of the things I really find worthwhile about attending LLAW meetings and the meetings of our local Milwaukee-based group, "PDLL." Being a "solo," in particular, the interaction with my colleagues is crucial for me!

At AALL, there's also the fun of simply encountering people and attaching faces to so many of those LAW-LIB listserv postings! At this conference, I particularly noted the diversity of the people who are in law librarianship: "people of all shapes and sizes," as they say. Of course, the main thing they -- we -- all have in common was always evident: we each have a brain, and we're NOT afraid to use it. I was equally impressed with the diversity of the various library associations, from chapters which span only a city, such as CALL (Chicago Association of Law Librarians) to the regional groups like SWALL (South Western Association of Law Librarians) which encompass a few states and have a large-scale meeting just once a year.

I am, nevertheless, truly pleased to be a part of my own state association. LLAW has so many members whose wisdom, talents and motivation have made our organization a vital, dynamic one. Many of our members are authors of informative articles and publications, and speak at conferences and seminars -- for example, I'm pleased to note that LLAW members Carol Bannen, Mary Mahoney were among the program presenters at the AALL Annual Meeting. And several of our members have been extremely generous in providing me with a wealth of knowledge in my own work in so many ways through the years.

I wish to see this spirit continue. Therefore, during my tenure as president I would like to begin to work on gathering information from you all as to how you feel this organization is providing for you or potentially could be doing so in your professional life -- be it in terms of programs, educational opportunities, career status and resources. Next year as immediate past president I want to wrap up the information gathering and then work on how to implement any ideas in this regard. There will be more to come on this! For the time being, please always feel free to share your thoughts and ideas about LLAW with me.

### ***Wisconsin Law Journal's Unsung Heroes***

The *Wisconsin Law Journal* has announced the law librarians nominees for the inaugural year of the *Law Journal's Unsung Heroes*. This recognition honors support staff in seven different categories -- court staff, law librarians, legal marketing, legal secretary, human resources, law firm administrators and paralegals -- for their contributions to law firms and the court system. All of the honorees will be recognized in a special magazine and at a luncheon on November 10, 2006, when the winner in each category will be announced.

The list of nominees for law librarians include:

Carol Bannen - Reinhart, Boerner, Van Deuren s.c.  
Jill Bradshaw - Lafollette Godfrey & Kahn  
Robin Cork - Marquette University Law Library  
Rick Hendricks - DeWitt Ross Stevens s.c.  
Lou Jellings - Michael Best & Friedrich LLP  
Rebecca Knutson - Milwaukee Legal Resource Center  
Julie Tessmer - Wisconsin State Law Library

Diane Duffey, LLAW President, served on the panel to determine the winner.

## **TRIPLL 2006**

Angela Ames, Foley & Lardner LLP, Madison

My TRIPLL (Teaching Research in Private Law Libraries, sponsored by LexisNexis) experience began in January when I received an invitation to attend this year's conference. I couldn't believe it! In December I had applied for the program, but thought for sure it would take a few years before getting an invitation to attend. What a great surprise this was!

April seemed so far away when the invite came in January. But before I knew it the weekend was here. Were they really going to make each one of us stand up in front of the group for a presentation and then be critiqued? I would soon find out I wasn't the only one with this fear and was pleasantly surprised that we wouldn't be put in that position.

After one of the best airplane rides I can remember, I was chauffeured in a Lincoln Town Car to the Westin Stonebriar Resort, in Frisco, just north of Dallas. Wow! I have never had drivers in the next lane of traffic race up to the side of the car trying to see through the heavily tinted windows to figure out who I was. What a trip!

Just after lunch on Friday we began the conference by discussing the current legal market. We identified who the players are (who are the partners, associates, etc.?). What direction the law firms are moving in and from which directions they've come. While I hadn't previously invested much time in this data, I soon found out that it is helpful in understanding who my 'audience' would be when 'teaching'.

The weekend's main focus was on generational teaching and learning. Right now our workforce is made up of Veterans, Boomers, Xers and Millennials (also known as Gen-Y). While none of us like to be labeled, I am sure we know exactly which category we fit in to!

During the "Communicating Across the Generations" session by Gayle Lynn-Nelson and Kathleen Moringiello we learned what societal and economic influences have had on the different generations and how that affects our lifestyles. Being aware of these differences can make our time spent at work much easier, especially when dealing with change.

Mel Fugate, an Assistant Professor of Management and Organizational Behavior at Cox School of Business, Southern Methodist University, focused his presentation on generational teaching. We learned multiple ways to motivate different age groups, ways to keep them engaged in the learning process and to be aware of what their expectations may be of us as the teacher.

There was also an excellent presentation by Mariann Sears on public speaking. It included top tips from Toastmasters, pointers for good preparation, and relaxation exercises to help keep us calm.

Abigail Ellsworth Ross and Brenna Louzin encouraged us to think outside the box and guess where technology might take us in the future. We discussed some of the more recent technological advances and the impact they've already had on our professional and personal lives.

Wrapping up the weekend, we discussed the direction of our profession for the future. We are a very resilient group. We bring a lot of experience to our profession, we adapt to our surroundings, we network with our peers, we market our services and we are able to continue learning as well as teaching.

The Westin Stonebriar (absolutely wonderful) and LexisNexis did a fabulous job of catering to our every need while there for the weekend. Mother Nature did her part as well. Even though it was a very intense weekend, it was quite enjoyable!

*(Continued on page 5)*

*(TRIPLL - Continued from page 4)*

I would strongly encourage anyone who is even slightly interested in attending to apply for any of the LexisNexis Professional Development Education Programs (AMPLL - Advanced Management for Private Law Libraries, TRIPLL - Teaching Research in Private Law Libraries, TRIALL - Teaching Research in Academic Law Libraries, TTIP - Technology Toolkit for Information Professionals, TRICALL - Teaching Research in Court and Agency Law Libraries). You never know what your future may hold!



## Why Do You Belong to AALL? Write it down and Win!

Our profession and its Association have changed greatly in the last 100 years, but have the reasons for joining and retaining our memberships in AALL changed all that much?

The AALL Membership and Retention Committee is sponsoring a 500-word writing contest to find out why membership in AALL is important to you. We want to know what you've gained and what you value from your membership, including illustrative examples or anecdotes. As an added incentive, three winners will receive free full registrations to the New Orleans Meeting next summer. Judging criteria will be based on originality, creativity, and quality and clarity of writing.

So, rise to the challenge! As we embark on AALL's second 100 years, we invite you to tell us the reasons why you belong to AALL. This is also your opportunity for fame (winning entries will be published in Spectrum) and fortune (winners will receive free full registrations for the 2007 Annual Meeting). Read on for more details.

### Contest Guidelines

- Contest participants must be current AALL members.
- Entries will be divided into three groups based on years as a law librarian: 1-5 years, 5-10 years, and 10+ years.
- One winner will be selected from each group. Be sure to indicate your group on your entry.
- The three winning entries (500-words) will be published in the June 2007 issue of AALL Spectrum, and each winner will receive a free full registration to AALL's 2007 Annual Meeting in New Orleans.
- Deadline for receipt of entries is Friday, December 15, 2006. Entries should be sent to: Claudia Jalowka, Law Librarian, Connecticut Judicial Branch Law Libraries, 90 Washington Street, Hartford, CT 06106; e-mail [Claudia.beth.jalowka@jud.ct.gov](mailto:Claudia.beth.jalowka@jud.ct.gov) fax 860/706-5086; or phone 860/706-5151.

\* Submitted entries become property of AALL.

## Member News

**Carol Bannen**, Reinhart Boerner, and **Bonnie Shucha**, University of Wisconsin Law Library, have been named co-chairs of the AALL Publishing Initiatives Caucus, <http://www.aallnet.org/caucus/pic/index.htm>

**Bev. Butula**, Davis & Kuelthau, and **Bonnie Shucha**, University of Wisconsin, presented "Internet Research in Wisconsin", a Lorman Education seminar held in Brookfield and Madison on August 16 and 17.

**Cathryn Falch**, new LLAW member, has replaced **Adam Cares** as Library Clerk at the Godfrey & Kahn Library in Milwaukee. Cathryn is a recent graduate from the Wisconsin Lutheran College and worked in the WLC library. Adam graduated from the Milwaukee Area Technical College's Paralegal program in May and now works as a litigation paralegal at Godfrey & Kahn.

**Mary Jones**, U.S. Courts Librarian, is retiring in September after 25+ years at the Eastern District, Wisconsin, Library.

**Paula Seeger's** last day at the Dane Co Legal Resource Center was August 4, 2006. She has accepted the Circulation Librarian position at the University of Minnesota Law School Library in Minneapolis and will begin that position on August 14.

**Bonnie Shucha**, University of Wisconsin Law Library, wrote *Blogs: The Hot New Technology for Communication and Information*, 14 Risk Management Memo 1 (2nd Qtr 2006), <http://greatamericanlawyer.com/images/Rmmpdf/RMM2ndQtr2006.pdf>

Several changes have occurred at the **University of Wisconsin Law Library** –

- **Sue Center** is retiring after 35 years of service
- **Bill Ebbott** has become Assistant Director of Public Services
- **Cheryl O'Connor** has shifted into a new Faculty Services Librarian position
- **Bonnie Shucha** has moved into the Head of Reference position
- **Jenny Zook** has taken on a new specialty to become Reference & Instructional Services Librarian



***Renew Your LLAW Membership!***

***\*\*see page 29 for membership form\*\****

***Questions about LLAW membership?***

***Contact the Membership Chair:***

***[Julie.Tessmer@wicourts.gov](mailto:Julie.Tessmer@wicourts.gov)***

***608/261-7557***



## **“I FINALLY GET TO GO TO THE AALL CONFERENCE, AND IT’S IN ST. LOUIS?”**

Jamie Kroening, LaFollette Godfrey & Kahn

*“I finally get to go to the AALL Conference, and it’s in St. Louis?  
What about the cool locations, like Seattle or Boston? I’ve already been to St. Louis.  
Well, better than Minneapolis, I guess.”*

These were the thoughts going through my head as I began to plan my trip. It was my first opportunity to attend the AALL Annual Meeting & Conference and I had been hoping for some far away foreign city. I would be dazzled by seminars and the sights! Instead, it would be a short flight south and I would be a seasoned visitor.

As I started looking through the program, I realized I would not have much time for sight seeing. I would be too busy learning about competitive intelligence, public relations and counting electronic resources. Although, I might be able to fit in a trip to the Anheuser-Busch gift shop after finding out where to locate 100 year old interest rates (and what to do with them?!).

As the date neared, I was starting to get really excited—despite the blank stares I received when exclaiming my enthusiasm about attending a law librarian conference. One person thought it was a made-up excuse to skip a bachelorette party. I felt like a kid off to summer camp, as Jill (Bradshaw) waved good-bye and instructed me to “have fun.” However, I also felt like an adult and a real librarian off to a professional activity.

I had no idea what to expect, but the conference exceeded all of my unimagined expectations. I started out by participating in CONELL on Saturday. It was interesting to meet some of the AALL Executive Board members and other librarians from all over the U.S. I attended many different seminars, the Public Relations Round Table, the plenary speakers, the opening event sponsored by LEXIS (I hope everyone tried a chocolate piano—absolutely delicious!), the Association Luncheon (which included an Academy Award type acceptance speech that got cut short—after about 15 minutes), the West event (the Black’s Law Dictionary gift doubled as protection for the walk back to my hotel), a few vendor receptions and I was able to tour two law firm libraries (WOW!).

The Exhibit Hall was amazing and I loved all of the “free gifts,” although it required creative packing to get everything back home. I walked through the Activities area to check out other chapter tables, and I think that ours measured up quite well! I also collected several brochures and I am in the process of developing some ideas for changing our display and brochure for next year.

I arrived back in Wisconsin very excited to be a law firm librarian. I have lots of ideas for improving my library and improving myself professionally. My favorite seminar was *Up and Down the Career Ladder: Finding the Right Rung for You*. This was a very interesting program discussing the pros and cons of administration or management positions. The speakers were librarians who had been directors and then reverted to different, non-management positions. The panel discussion included ways to keep your job fresh and challenging, if you choose not to pursue the director path. One of my favorite speakers was Mary Mahoney from Peterson, Johnson & Murray, SC in Milwaukee. She was a very interesting and humorous speaker and I had no idea she was from Wisconsin, much less a LLAW member! (Sorry Mary!) But my lack of knowledge leads me to my favorite—and most important—part of the conference: meeting and networking with other Wisconsin law librarians. I was able to converse with people I see regularly, like the Wisconsin State Law Library Staff (including Julie Tessmer, my fellow BNA gold bangle bracelet winner!). But, I was also able to meet and start relationships with librarians that I don’t know or see, such as the ones that live in Milwaukee.

So, I’m back at work and trying to remember all of the good ideas that I had a few weeks ago. The whole experience was very educational and inspiring and I’m looking forward to being able to attend another conference. Now I have a bit more insight into how to divide my time and what events to attend or avoid. All in all, St. Louis was a fine and dandy place for the conference!

## ‘Don’t Ask, Don’t Tell’: Solomon, *FAIR v. Rumsfeld* and the Law Librarian’s Role in Amelioration

Sue L. Center, Assistant Director Emerita, U.W. Law Library

This AALL program was presented by an outstanding panel that discussed the long-running conflict over the relationship between campus non-discrimination policies and on-campus military recruiting. This conflict affects Law Schools directly as a result of the Career Placement Offices scheduling of interviews with the military.

In November 1993, Congress passed Title 10, Section 654 of the U.S. Code: “a policy concerning homosexuality in the armed forces” which became known as “Don’t Ask, Don’t Tell, Don’t Pursue, Don’t Harass” (DADT). This established as law the military’s long-standing discriminatory practices against gays & lesbians. In 2005, 742 service members were discharged under DADT; between 1993 and 2005, 11,092 service members were discharged under DADT. The law identifies the three forms of conduct for which a service member may be discharged: Engaging in, attempting to engage in, or soliciting another to engage in a homosexual act; Stating that one is gay, lesbian, or bisexual; and Marrying or attempting to marry a person of the same biological sex. This is a ban on the military service of gays, lesbians, and bisexuals. Because of this law, many law schools sought to keep the military from recruiting on their campuses.

Because of this opposition, in 1996 Congress passed the Solomon Amendment (10 USC Sec. 983), which has been through many iterations, and threatens the withdrawal of federal funds from universities that forbid military recruiting. Actions taken by the law school affect the entire university. The result is the loss of federal funding for the entire university if the law school forbids military recruiting. Carl Monk, an AALS (American Association of Law Schools) representative on the panel discussed the AALS position for members. Schools that have to admit military recruiters must post prominent notices (designed to reach a significant percentage of the law school) of the school’s policy opposing military discrimination. This may be done by posting signs, email notices, and/or letters from the Dean to the entire Law School community. Schools may host student forums to discuss the negative effects of military policy, and schools should provide active support to lesbian & gay law student organizations. In addition, law schools may take affirmative steps to provide a welcoming and inclusive environment for all students.

FAIR (Forum for academic and Institutional Rights) currently has a membership of 36 academic institutions (including 12 law schools and 24 faculty) that oppose discrimination. FAIR is a plaintiff to challenge *Rumsfeld* and file suit. SALT (Society of Law Teachers) has joined it in the challenge to the Solomon Amendment.

A personal experience with Law School military recruiting was shared by Ron Wheeler, who was the Associate Director for Public Services at the University of New Mexico (he is now at Georgia State). Ron was the advisor for the Lambda Law student Association when the military decided to recruit there. Ron advocated among the faculty, staff, & students; he established allies among various students groups, such as the Women’s Law Student Association, Black Law student Association, etc. The faculty of UNM voted to ban military recruiters, but the Provost overruled the faculty vote. This was a very courageous vote by the faculty & it sent a powerful message to all law students. Ron continued to explore different avenues, and he established a good working relationship with the Career Services Office, which scheduled all military services to recruit on the same day. Thus, there was one day of protests, forums, and related events. He also connected with statewide organizations. As a result, Ron advised us not to underestimate the effect a librarian can have in the Law School on such an important issue.

The library can assist with institutional countermeasures for military recruiting. Law Libraries have had book displays and have maintained up-to-date collections on these issues; they support teaching related to these issues in classes such as contracts. There are many ways to demonstrate the library’s commitment to non-discrimination.

In March 2005, the “Military Readiness Enhancement Act of 2005” was introduced. This Act calls for the repeal of DADT and the establishment of a policy of non-discrimination based on sexual orientation. However, it remains in the House Subcommittee on Military Personnel.



### Current and former LLAW members at the St. Louis Meeting



Heidi Frostestad Kuehl above, former LLAW Member, is the lucky Thomson West Grand Prize Winner

## Cataloging at the Crossroads: LC's Series Decision and New Role in National Cataloging Policy

Angelina Joseph, Marquette University Law Library

*The Changing Nature of the Catalog and its Integration with other Discovery Tools*, a report commissioned by the Library of Congress (LC) and prepared by Karen Calhoun of Cornell University, predicts an uncertain future for conventional cataloging. Possibly, in direct reaction to Calhoun's report, LC management is making plans to discontinue activities, which it has, decided lack value in today's world of Internet domination and search engines like Google.

The Calhoun report set the stage for LC's recent step towards simplifying its cataloging operation. In a sudden and shocking move, LC announced that effective June 1, 2006 its catalogers would no longer create series authority records. In reaction, there has been widespread concern among librarians that LC is abandoning its professional responsibility to the national standard of shared cataloging. Controversy has ensued about the ongoing role of LC in setting national cataloging policy, its decision-making process, and the response of U.S. libraries and associations. Petitions with signatures from various library associations were sent to LC in an unsuccessful attempt to reverse its series decision.

At the TS-SIS-sponsored program *Cataloging at the Crossroads*, Jolande Goldberg, Senior Cataloging Specialist for Law Classification at LC, and Marie Whited, Cataloging Liaison at LC, presented a brief background on what lay behind the series decision, but were unwilling to go into detail. Most of the participants at the meeting were unhappy about the series decision, but both Jolande and Marie encouraged everyone to continue creating and maintaining series authority records for OCLC and for their local catalogs.

Glenn Patton, from OCLC's WorldCat Content Management team, was at the meeting and announced OCLC's response: OCLC has installed changes to its software to deal with the consequences of LC's action. If an existing WorldCat record contains controlled series access, either 440 or 490 1/8xx fields, and the incoming LC record contains only a 490 0 field, the controlled series access will be retained. Furthermore, although 490 0 is defined as "not indexed," OCLC will begin indexing it. OCLC quality control staff will maintain series information in bibliographic records and will continue making changes to series treatment in master records in response to member library input.

Most of those present at the meeting indicated that they would continue with their current series practice, while one cataloger spoke out in favor of LC's decision. He concurs with LC that keyword searching provides sufficient series access. His comments ignited the sentiments of other attendees, who argued that collocation of titles under series headings could never be achieved through keyword searching.

There have been rumors that, as another step towards simplifying its cataloging operation, LC may decide to discontinue creating CIP records. If that should happen, Glenn Patton announced that OCLC will acquire upgraded CIP records directly from vendors.

TS-SIS chair Rhonda Lawrence announced her intention to establish an ad hoc committee to study the series issue and come up with a solution that can be applied uniformly.

[Please note: this article was also published in the Fall issue of the *Technical Services Law Librarian* newsletter]



## OBS Special Committee on Record Sharing

Angelina Joseph, Marquette University Law Library

This special committee was formed as a result of the program entitled “Nabbing vs. Sharing: Z39.50 and the Ethics of Directly Importing MARC Records,” which was presented at the 2005 AALL conference in San Antonio. In addition to TS librarians from various law school libraries, participants included a law firm librarian and Joni Cassidy of Cassidy Cataloging. There was a lively debate for and against the practice of downloading full MARC records from other library catalogs.

Libraries with Z39.50 servers have the ability to search the catalogs of other libraries. Some do this to check whether a particular library owns a title, or to see how another library has cataloged something, or to find a suitable call number or subject headings for a book in hand. But some libraries download or copy MARC records from other libraries' catalogs in order to avoid paying for them.

Many libraries, at the point of pre-order searching, search other library catalogs, especially the Library of Congress catalog, and download full MARC records if they are available. When the ordered items arrive, these libraries then attach their holdings symbols to the OCLC (or another utility's) records that they've previously downloaded. This practice seems to be agreeable to all. But some libraries never attach their symbols to a utility's records for the purposes of resource- and cost-sharing, and some view this as unethical.

One Innovative Interfaces Inc. (III) user mentioned that III software can block outside users from the catalog. But that would be a disservice to other libraries that just want to verify a call number or subject heading. Some libraries have no problem if a small library wants to download or copy their MARC records.

OCLC is very concerned about libraries that don't attach their symbols to records for items they own, because it affects record-sharing and depletes an important revenue source. Some argue that if OCLC were to lower prices for small libraries, the practice of record-nabbing would be eliminated to a large extent. Others strongly argue that if a library wants to bypass OCLC and use bibliographic records from other libraries, it should at least get permission; otherwise it is nothing but stealing, and highly unethical.

The discussion continued without any consensus, and in the end the special committee decided to conduct a survey to gather more members' views on this issue.

[Please note: this article was also published in the Fall issue of the *Technical Services Law Librarian* newsletter]



Thanks to  
Jamie Kroening,  
PR Committee,  
LLAW is proudly  
displayed in the  
Exhibit Hall



## Program Committee Annual Report 2005-2006

The goal of the Program Committee is to slate four meetings per year with informative programs in a variety of venues: one meeting in the Milwaukee area, one in Madison, and two at sites in-between. We are working to continue the recent tradition of holding the third quarterly meeting via videoconference, so that members will be able to avoid long drives in winter weather as well as to make use of new technology.

The first quarterly meeting of LLAW was held at the Executive Mansion in Madison, WI and included a tour of the mansion. The speaker was First Lady Jessica Doyle, who talked about the mansion, its history and purpose. The LLAW meeting and dinner were held at Imperial Gardens in Madison, WI.

The second membership meeting was held on November 10th at Hi-Way Harry's Restaurant in Johnson Creek, on the topic of the two Wisconsin law schools' legal clinics. Marsha Mansfield, Assistant Clinical Professor at the University of Wisconsin, and Tanner Kilander of the Steering Committee of the Marquette Volunteer Legal Clinic, spoke and took questions about their respective schools' legal clinic programs.

For the third quarterly meeting, LLAW collaborated with SLA-WI, as was done last year, for a meeting held via videoconference at the offices of Foley & Lardner in Milwaukee and Madison on February 22nd. Dave Stampley, General Counsel and Compliance Specialist at Neohapsis, and Jim Lowe, Information Systems Supervisor in the Division of Information Technology at UW-Madison, discussed cybersecurity and how special librarians and their organizations can keep their data and systems safe.

The fourth quarterly meeting of LLAW was held at Delafield Brewhaus, in Delafield Wisconsin on April 18th. The speakers were Cindy May of the University of Wisconsin, Madison and Julie Tessmer of the Wisconsin State Law Library. The topic was "Trading Spaces, Working Abroad." Both speakers discussed their experiences working abroad.

Respectfully submitted,

Jenny Zook and Diane Duffey, Co-Chair

## Public Relations Annual Report 2005-2006

### Tasks

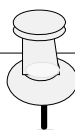
- Updated LLAW brochure
- Mailed updated brochures to UW-SLIS
- Submitted chapter activities to AALL Spectrum
- Submitted ideas for WLA Conference programs
- Emailed/passed along SLA activities to LLAW members
- Contributed LLAW brochure to St. Mary's Hospital for their library careers booth at a job fair for Take Your Child to Work Day

### Projects & Events

- Planned AALL Centennial Celebration event to expose Madison library students to law librarianship—April 20, 2006. Lots of help from Connie Von Der Heide, Bonnie Shucha, Jill Bradshaw, Amy Thornton and Bev Butula! Thanks to LLAW for providing lunch.
- Contributed to Bev Butula's article for LLAW News letter about AALL/LLAW/SLIS Centennial event
- Attending AALL Annual Meeting & Conference in July 2006
- Planning LLAW table at AALL Annual Meeting & Conference in July 2006

Respectfully submitted,

Jamie Kroening, Co-chair



The deadline for submitting  
articles for the next

**LLAW NEWSLETTER**  
is  
**November 6, 2006**

Submit articles to Bev Butula,  
[bbutula@dkattorneys.com](mailto:bbutula@dkattorneys.com)

## Grants Committee Annual Report 2005-06

The LLAW grants committee (Jane Colwin, Pat Ellingson, Amy Thornton) received two applications for the two grants available for LLAW members attending AALL's Annual Meeting. The grants committee awarded \$800 grants to Julie Tessmer and Connie Von Der Heide. LLAW President-Elect Diane Duffey was also awarded an \$800 grant to attend AALL's Annual Meeting.

A \$250 professional development grant was awarded to Bonnie Shucha for her to attend BlawgThink 2005.

Announcements regarding the availability of grants were announced in the LLAW Newsletter as well as several emails being sent out to the LLAW email list-serv.

	<b>2005-06</b>	
	Budgeted	Actual
AALL Annual Meeting		
Grant for President-Elect	\$ 800	\$ 800
Grants for Two Members	\$1,600	\$1,600
Professional Development	<u>\$ 350</u>	<u>\$ 250</u>
	\$2,750	\$2,650

Respectfully submitted,

Amy Thornton, Chair

## Government Relations Committee Annual Report 2005-2006

As a follow-up on the AALL Action Alert (Jan. 9, 2006) regarding the Reauthorization of the USA Patriot Act, H.R. 3199 became Public Law No: 109-177 on March 9, 2006. The relevant sections are listed below:

### USA PATRIOT Improvement and Reauthorization Act of 2005 - **Title I: USA PATRIOT Improvement and Reauthorization Act** -

(Sec. 102) Repeals the sunset date for (thus making permanent) the surveillance provisions of the USA PATRIOT Act, with the following exceptions. Provides for a four-year extension (through December 31, 2009) of provisions: (1) granting roving surveillance authority under the Foreign Intelligence Surveillance Act of 1978 (FISA) where the Court finds that the actions of the target may thwart the identification of a specified person; and (2) authorizing the Director of the Federal Bureau of Investigation (FBI) to apply for a court order requiring production of tangible things (including books, records, papers, and documents) for foreign intelligence and international terrorism investigations.

(Sec. 106) Amends the FISA provisions governing orders for the production of tangible things to authorize the Director of the FBI to delegate to the Deputy Director or the Executive Assistant Director for National Security the authority to make an application for such an order involving library circulation records, library patron lists, book sales records, book customer lists, firearms sales records, tax return records, educational records, or medical records containing information that would identify a person. Requires an application for such an order to: (1) include a statement

*(Continued on page 14)*



*(Government Relations—Continued from page 13)*

of facts showing that there are reasonable grounds to believe that the tangible things sought are relevant to an authorized investigation; (2) include an enumeration of minimization procedures adopted by the Attorney General that are applicable to the retention and dissemination by the FBI of any tangible things produced; and (3) describe the tangible things to be produced with sufficient particularity to permit them to be fairly identified.

Sets forth provisions concerning review by a panel of three judges of petitions filed by recipients challenging an order's legality.

Requires the Attorney General to report to specified congressional committees annually on requests and order applications for the production of tangible things and semiannually on orders for the production of library circulation records, library patron lists, book sales records, book customer lists, firearms sales records, tax return records, educational records, and medical records that would identify a person.

(Sec. 118) Directs that any report made to a congressional committee regarding national security letters also be made to the House and Senate Judiciary Committees. Requires the Attorney General to: (1) inform specified other committees semiannually regarding FCRA requests; and (2) submit to Congress annually an aggregate report on the total number of DOJ requests made concerning U.S. persons.

(Sec. 119) Directs the Inspector General of DOJ to audit and report to the Attorney General and the Director of National Intelligence (DNI) on the use of national security letters issued by DOJ. Directs the Attorney General and DNI to jointly submit to the Judiciary and Intelligence Committees a report on the feasibility of applying minimization procedures in the context of national security letters to ensure the protection of the constitutional rights of U.S. persons.

Source: [thomas.loc.gov](http://thomas.loc.gov)

On Jan. 9, 2006, AALL issued an Action Alert on the Reauthorization of the USA Patriot Act urging AALL members to support efforts of House and Senate members who opposed the conference report (H.R. 3199) in favor of striking a better balance between expanded government surveillance and protection of civil liberties.

Sixteen provisions of the Act were due to expire at the end of December 2005. AALL has long been on record as opposing several provisions of the USA Patriot Act that erode the privacy and confidentiality of library users. Specifically, AALL opposed:

Sec. 215 that gives the government the power to access information from libraries about patron records without probable cause.

Sec. 505 that allows the FBI to issue "National Security Letters" under gag order to compel production of Internet use records from any entity that provides the public with access to the Internet—with no requirement that there be specific facts connecting the records sought to a suspected terrorist.

House and Senate conferees agreed to approve a five-week extension and on December 30, President Bush signed S. 2167 which extends the sixteen expiring provisions through Feb. 3rd. The Senate reconvenes on January 18th and the House on January 31st, giving lawmakers little time to negotiate the most contentious provisions before the new deadline.

Source: Timothy L. Coggins, Chair, AALL Government Relations Committee, AALL

*(Continued on page 15)*

*(Government Relations—Continued from page 14)*



On Jan. 18, 2006, AALL announced the second national Sunshine Week National Dialogue on Open Government and Secrecy entitled "Are We Safer in the Dark?". OpenTheGovernment.org, the American Association of Law Libraries, the American Library Association, the American Society of Newspaper Editors/Sunshine Week, the Coalition of Journalists for Open Government, the League of Women Voters, the National Freedom of Information Coalition, the Special Libraries Association and the Association of Research Libraries are collaborating on the national teleconference to be held on March 13, 2006. The first national "Sunshine Week: Your Right to Know" was launched in March 2005. The goal in sponsoring this national dialogue is to raise awareness of the importance of open government to everyone in your community.

**WHEN?**

March 13, 2006, 1-2:30 pm ET. We encourage host sites to sponsor a local program following the national teleconference

**WHY?**

Hurricane Katrina made clear the important role of government in protecting the American public. Sadly, the federal government has expanded secrecy and limited the public's ability to know what government is doing. What about your community? Is the government at all levels telling the public enough to ensure the safety of our families and our communities?

**WHAT?**

A national panel of experts from around the country will discuss open government and secrecy -- the problems we are facing with it, how it impacts communities, and what the public can do about it. Locally sponsored programs in communities around the country could discuss how communities can keep all levels of government open. The event will consist of a panel discussion starting in Washington, DC, linked via satellite to locally hosted discussions in communities across the country.

**THEMES?**

**Are We Safer in the Dark? An Overview**

A brief overview of why secrecy is sometimes needed, the problems secrecy can create, and the real-life impact of unnecessary secrecy on ordinary Americans.

**Public Perspectives**

Americans talk about how they use openness to help keep communities safe.

**How Secrecy Works**

A look from the inside at how the government's power to keep secrets grows and how the secret keepers wield that power in the courts, Congress and the executive branch, undermining oversight and open public debate of controversial issues

**What We Can Do**

Develop a 21st Century Vision for Openness in Government

**Community Perspectives**

The national panel discussion will be followed by discussions organized by local communities about how government secrecy and openness shape local issues and the lives of viewers, and what the public can do about it.

**HOW LAW LIBRARIES CAN PARTICIPATE?**

We invite law libraries to host the satellite feed, sponsor and market the event, and work with others in your

*(Continued on page 16)*

*(Government Relations—Continued from page 15)*

community to organize the local program. You'll find preliminary information, including a program description, at <http://www.openthegovernment.org/article/subarchive/85>. Please check that site regularly for updates. Register online at <http://tinyurl.com/c57xr> through February 15th to take advantage of the \$200 early-bird registration. The registration deadline is March 6th. We encourage you to join this important effort and help make it a huge success!

Source: Timothy L. Coggins, Chair, AALL Government Relations Committee, AALL  
Mary Alice Baish, AALL Washington Affairs Office

//

On Sept. 9, 2005, the United States District Court for the District of Connecticut ruled that the FBI must lift a gag that is preventing an organization with library records from participating in the Patriot Act debate. The opinion comes in a case brought by the American Civil Liberties Union challenging a provision of the Patriot Act that authorizes the FBI to demand records without judicial review.

In *John Doe, et al v. Alberto Gonzales (05-cv-1256)*, U.S. District Court Judge Janet Hall held that the “John Doe” organization has a First Amendment right to engage in the “current and lively debate in this country over the renewal of the PATRIOT Act.”

The decision marks the second time a federal court has dealt a blow to the National Security Letter (NSL) provision of the Patriot Act, which authorizes the FBI to demand a range of personal records such as the identity of a person who has checked out books from a library or engaged in anonymous speech on the Internet. The first ruling, which also came in a case brought by the ACLU, found that the entire NSL provision was unconstitutional.

Source: ACLU

//

Budget / Expenditures

DESCRIPTION	APPROPRIATED	CURRENT EXPENSES	FUND BALANCE
Stationery	\$15.00	\$0.00	\$15.00
Postage	\$10.00	\$0.00	\$10.00
Total	\$25.00	\$0.00	\$25.00

Respectfully submitted,

Tony Chan, Chair



## Recommended Readings

Cindy May, University Of Wisconsin Law Library

Ambrogi, Robert J. "Helpful Sites for Small Firms." Law Technology News 13(5):52 (May 2006)

This article describes several websites useful to small-firm lawyers and librarians, including Deadlines on Demand, Medical Images Databases on the Internet, Fraud Update, SmallBizResource, and the U.S. Department of Labor's Compliance Assistance Web Portal.

Beckman, David and Hirsch, David. "Beyond the Books." ABA Journal 92:62-63 (June 2006)

The authors suggest that the most focused and productive use of limited library funds is an economical online-research plan combined with selective acquisition of treatises in specialized practice areas.

Best, Rae Ellen. "Navigating the Labyrinth of Law Blogs." Trends in Law Library Management and Technology 16(3):4-6 (2005)

Law librarian Best provides a concise introduction to blogs, blawgs, RSS feeds, blog aggregators, and blog search engines.

"The Blogosphere and the Law." Nexus 11:1-146 (2006)

This issue consists of twelve articles on various aspects of blogs and legal blogs, and includes as an appendix a directory of authorities on blogs and the law.

Blythe, Stephen E. "The U.S. Digital Millennium Copyright Act and the E.U. Copyright Directive: Comparative Impact on Fair Use Rights." Tulane Journal of Technology and Intellectual Property 8:111-131 (Spring 2006)

This article concisely summarizes the parts of the European Union's Copyright Directive pertaining to anti-circumvention and fair use, and compares them with their DMCA counterparts.

Boszormenyi, Tamas et al. "Sources of Legal Information in Hungary, Part 1." Legal Information Management 6:38-48 (Spring 2006)

Following an introduction to the Hungarian legal system, this article provides sources of legal information for Hungary in both print and electronic formats.

Brown, Cynthia. "Creating Your Personal Marketing Plan: A Guide for Librarians." Legal Information Alert 25(5):1, 4-6, 11 (May 2006)

This article offers a step-by-step guide to marketing the law firm library.

Calabresi, Steven G. and Lindgren, James. "Term Limits for the Supreme Court: Life Tenure Reconsidered." Harvard Journal of Law & Public Policy 29:769-877 (Summer 2006)

The authors propose that lawmakers pass a constitutional amendment instituting a system of staggered, eighteen-year term limits for Supreme Court justices.

Clark, John B. "Copyright Law and the Digital Millennium Copyright Act: Do the Penalties Fit the Crime?" New England Journal on Criminal and Civil Confinement 32:373-403 (Summer 2006)

*(Continued on page 18)*

(Readings - Continued from page 17)

This Note discusses whether there is a need to criminalize copyright infringement. It concludes that current penalties are excessive because the fair use doctrines currently in force do not allow customers to use their electronic media in ways that should be considered fair use.

Cohen, Alan. "Law Librarians Look Beyond Books." American Lawyer (July 11, 2006)  
<http://www.law.com/jsp/article.jsp?id=1152534921263>

"Once endangered, librarians have expanded their role to include such duties as market research and competitive intelligence."

Cowan, Alison Leigh. "Four Librarians Finally Break Silence in Records Case." New York Times.  
Late Edition - Final, Section B, p. 3, column 1 (May 31, 2006)  
<http://select.nytimes.com/gst/abstract.html?res=F70816FE3D550C728FDDAC0894DE404482>

Crossey, Michael J. "New Paradigm: Total Quality Management in Contemporary Legal Practice, A Comment." Duquesne Business Law Journal 6:201-225 (spring 2004)

This comment outlines the practical concepts involved in the application of TQM in order to determine its place law practice.

Dalal, Reepal S. "Chipping Away at the Constitution: The Increasing Use of RFID Chips Could Lead to an Erosion of Privacy Rights." Boston University Law Review 86:485-514 (April 2006)

Radio Frequency Identification (RFID) involves communication from a chip or tag to a reader through radio waves. Although this Note doesn't specifically address library circulation applications, it examines the use of RFID technology in various contexts and its potential for privacy invasions.

Dallon, Craig W. "Original Intent and the Copyright Clause: *Eldred v. Ashcroft* Gets It Right." Saint Louis University Law Journal 50:307-359 (Winter 2006)

The author discusses the rationale and holding of *Eldred*, considers the meaning of the Copyright Clause in the Constitution, identifies problems with the *Eldred* decision, and concludes that the Supreme Court correctly affirmed Congress' power to enact the Copyright Term Extension Act.

Efroni, Zohar. "Towards a Doctrine of 'Fair Access' in Copyright: The Federal Circuit's Accord." IDEA: The Intellectual Property Law Review 46:99-141 (2005)

This Article focuses on one of the most ambitious attempts by copyright owners to enforce the new rights granted to them by the anti-circumvention rules and the response of the Court of Appeals for the Federal Circuit.

Foster, Andrea L. "Lawsuit Over Joyce Papers May Clarify Copyright's Fair-Use Exemption for Scholars." Chronicle of Higher Education. (June 14, 2006)

A scholar is suing James Joyce's estate, claiming that it is abusing copyright law to prevent her from disseminating research findings that the estate wants to cover up. The case may clarify how much control copyright holders can exert over scholars seeking to take advantage of the fair-use exemption to copyright law.

Futrell, Iva M. and Skalbeck, Roger V. "Is There a New Digital Collection in Your Future?" Legal Information Alert 25(2):1, 4-7 (February 2006)

(Continued on page 19)



*(Readings - Continued from page 18)*

In this article, the authors review these digital collections: Hein Online, JSTOR, LLMC-Digital, The Making of Modern Law, the LexisNexis Congressional Research Digital Collection, and the LexisNexis Serial Set

Garvin, Peggy. "Google's New U.S. Government Search." LLRX (June 18, 2006)  
<http://www.llrx.com/columns/govdomain17.htm>

Goering, J. Lyn Entrikin. "Legal Fiction of the 'Unpublished' Kind: The Surreal Paradox of No-Citation Rules and the Ethical Duty of Candor." Seton Hall Circuit Review 1:27-100 (2005)

The author explores the conflict between federal circuit rules prohibiting or discouraging citation of unpublished opinions and the standards of professional conduct requiring attorneys to fully research and disclose relevant legal authority.

Gomez-Velez, Natalie. "Internet Access to Court Records: Balancing Public Access and Privacy." Loyola Law Review 51:365-438 (Fall 2005)

This article addresses the current debate between public access and privacy in courts around the country as many of them begin providing Internet access to docket information and case records.

Greene, Dione Christopher. "The Federal Courts of Appeals, Unpublished Decisions, and the 'No-Citation Rule'." Indiana Law Journal 81:1503-1520 (Fall 2006)

This Note provides a broad overview of the history of unpublished opinions, the no-citation rules, and the constitutional attacks on the rules. It argues that no-citation rules should be abolished in their entirety.

Hirtle, Peter B. "Research, Libraries, and Fair Use: The Gentlemen's Agreement of 1935." Journal of the Copyright Society of the USA 53:545-601 (Spring/Summer 2006)

In response to the challenge posed by easy copying of research materials, a voluntary agreement was established that set guidelines for the limits of acceptable reproduction by libraries, known as the Gentlemen's Agreement of 1935. This article evaluates the agreement's success.

"The Inter-American Citator: A Guide to Uniform Citation of Inter-American Sources for Writers and Practitioners." University of Miami Inter-American Law Review 37:339-385 (Winter 2006)

Isaacs, Davida H. "The Highest Form of Flattery? Application of the Fair Use Defense against Copyright Claims for Unauthorized Appropriation of Litigation Documents." Missouri Law Review 71:391-446 (Spring 2006)

This Article discusses whether litigation documents are copyrightable works, and, if they are, how much protection they're entitled to. It considers whether attorneys could successfully defend against copyright infringement claims on the basis that their actions were permissible fair use.

Jacoby, Conrad J. "Controlling the Accidental Release of Digital Information." LLRX (June 18, 2006)  
<http://www.llrx.com/columns/fios6.htm>

Kelly, Kevin. "Scan This Book!" New York Times (May 14, 2006)

The author describes Google's project to digitally scan the books of five major research libraries to make their contents full-text searchable.

*(Continued on page 20)*

(Readings - Continued from page 19)

Kelsh, Virginia J. "Build It Right and They Will Come: The Librarian's Role in Library Construction." Law Library Journal 98:269-286 (Spring 2006)

This article defines some of the roles a law library administrator must assume during a library construction or renovation project. Although it deals specifically with an academic law library experience, it can be applied to building projects in all types of law libraries.

Lee, Donna L. "Reverse Engineering of Computer Programs under the DMCA: Recognizing a 'Fair Access' Defense." Marquette Intellectual Property Law Review 10:537-573 (Summer 2006)

This Comment argues that courts should resolve the ambiguities in the Digital Millennium Copyright Act's reverse engineering exemption, and that they should develop a defense for reverse engineering undertaken to enable reasonable, fair-use-defensible uses of computer programs.

Lithwick, Dahlia. "Sign Here: Presidential Signing Statements Are More than Just Executive Branch Lunacy." Slate (January 30, 2006) <http://www.slate.com/id/2134919>

Mansfield, Susan. "Live Long and Prosper: Demonstrating the Value of your Information Service." Legal Information Management 6:22-27 (spring 2006)

The author describes a number of techniques (communication, presentations, reports, statistics, performance indicators, cost benefit analysis, activity based costing, balanced scorecard, baselining and benchmarking, etc.) that can be used to demonstrate the value of law firm libraries and librarians to management.

Murck, Patrick. "Waste Content: Rebalancing Copyright Law to Enable Markets of Abundance." Journal of Science & Technology 16:383-422 (2006)

This Comment explores legislative, judicial, and technological constraints on the use of Internet content, and suggests practical solutions for balancing copyright interests in the digital age.

Nimmer, David. "A Modest Proposal to Streamline Fair Use Determinations." Cardozo Arts and Entertainment Law Journal 24:11-22 (2006)

This proposal, offered in the spirit of <http://www.somemodestproposals.net> was initially presented at a program entitled "Improving and Creating Procedures for Fair Use" at Cardozo Law School on February 15, 2006. The proposed law is to be cited as the Fair Use Determination Given Expeditiously under the Statutory Indicia for Calibrating Liability and Enforcement Act (The FUDGESICLE Act).

Payne, Britton. "Comic Book Legal Citation Format." Fordham Intellectual Property, Media & Entertainment Law Journal 16:1017-1023 (Spring 2006)

At present, the *Blue Book* does not have a specific citation format for comic books. The editors of the *Fordham Intellectual Property, Media & Entertainment Law Journal* believe that comic books, as the prime source of the multi-billion dollar superhero industry, deserve a specific citation format, which they present here in its entirety.

Pollack, Malla. "Rebalancing Section 512 to Protect Fair Users from Herds of Mice-Trampling Elephants, or, A Little Due Process Is Not Such a Dangerous Thing." Santa Clara Computer & High Technology Law Journal 22:547-576 (March 2006)

(Continued on page 21)

*(Readings - Continued from page 20)*

The author agrees that Internet service providers should have robust safe harbors against liability for their subscribers' copyright infringement, but argues that the current details of the notice and take down system are both unfair to the general public and unnecessary for economic health.

Proskine, Emily Anne. "Google's Technicolor Dreamcoat: A Copyright Analysis of the Google Book Search Library Project." Berkeley Technology Law Journal 21:213-239 (2006)

This Note assesses the possible copyright repercussions of the Google Library Project and suggests how best to deal with them.

Ricks, Sarah E. "The Perils of Unpublished Non-Precedential Federal Appellate Opinions: A Case Study of the Substantive Due Process State-Created Danger Doctrine in One Circuit." Washington Law Review 81:217-278 (May 2006)

This Article examines the practical consequences for district courts and litigants confronting inconsistent appellate opinions issued by the same federal circuit, using as an example the "state-created danger" theory of substantive due process in the Third Circuit.

Rogers, Dave. "'We're from the Government and We're Here to Help You.' Libraries and the USA PATRIOT Act." Legal Information Management 6:55-58 (Spring 2006)

Dave Rogers, Public Services Librarian at Sidleys in Chicago, writes that recent legislation to renew provisions of the USA PATRIOT Act has re-opened the debate on balancing security and personal freedom. An annotated bibliography is included.

Schmitt, Carol J. "Looking for Info on Wisconsin Legislation." Wisconsin Lawyer 79(5):28-30 (May 2006)  
[http://www.wisbar.org/AM/Template.cfm?Section=Wisconsin\\_Lawyer&TEMPLATE=/CM/ContentDisplay.cfm&CONTENTID=57437](http://www.wisbar.org/AM/Template.cfm?Section=Wisconsin_Lawyer&TEMPLATE=/CM/ContentDisplay.cfm&CONTENTID=57437)

Carol Schmitt, Boardman Law Firm's library manager, discusses some of the changes and updates to the Wisconsin Legislature Web site (<http://www.legis.state.wi.us>) and introduces additional sites with Wisconsin legislative information.

Spear, Sarah. "Pathfinder on the Generic Pharmaceutical Industry." LLRX (June 18, 2006)  
<http://www.llrx.com/features/genericpharma.htm>

Stratton, Matthew Dean. "Will Lessig Succeed in Challenging the CTEA, Post-*Eldrid*?" Journal of the Copyright Society of the USA 53:481-527 (Spring/Summer 2006)

Lawrence Lessig is litigating two new cases where he challenges the constitutionality of the effects of the Copyright Term Extension Act. This article evaluates the policy and legal arguments of the two new cases.

"Strife, Liberty & the Pursuit of Privacy: The Conflict between Freedom of Information and Privacy in the Post-9/11 Era." Saint Louis University Public Law Review 25:1-153 (2006)

This issue includes four articles that discuss different facets of the competing interests in the conflict between freedom of information and privacy.

Strutin, Ken. "Criminal Justice Resources Public Defense Systems." LLRX (June 18, 2006)  
<http://www.llrx.com/features/publicdefense.htm>

*(Continued on page 22)*

*(Readings - Continued from page 21)*

Travis, Hannibal. "Building Universal Digital Libraries: An Agenda for Copyright Reform."  
Pepperdine Law Review 33:761-833 (2006)

This article details an agenda of copyright reforms to enable the rapid digitization and widespread dissemination of books, periodicals, and audiovisual materials, particularly those that are or should be in the public domain.

Wellington, Beth. "Commentary: Who Really Benefits From the Death Tax?"  
LLRX (June 18, 2006; updated June 23, 2006) <http://www.llrx.com/extras/deathtax.htm>

Will, Linda. "Sales Skills for Information Professionals: Best Practices and Other Musings."  
Legal Information Alert 23(3):1, 4-6 (March 2006)

The author discusses the use of sales strategies, and the coaching necessary to be successful with these techniques, in law firm libraries.

\* Photocopies of articles from periodicals cited herein may be obtained through the regular photocopy services of the UW Law Library (608-262-3394) or the Wisconsin State Law Library (608-266-1600).

---

**Fourth Quarter Board Meeting  
Law Librarians Association of Wisconsin  
Wednesday, May 17, 2006  
Ruggeri's Restaurant - Delafield**

I. **Call to Order** - The meeting was called to order at 5:40 pm.

II. **Approval of Minutes** –

A motion from Jim Mumm, 2nd by Carol Schmitt, approved previous meeting minutes.

The vote was unanimous by all board members to approve the previous minutes.

III. **Treasurer's Report** - Jim Mumm

Jim handed out a budget worksheet for all the board members. Jim stated we over spent this fiscal year by about \$1264. Discussion ensued and it was determined that most of the money came from the Programs committee. Bev was told that we should keep the meeting cost to about \$20 per person. Because restaurant/per person costs have gone up over the years, we are funding the differences in the meal costs. The group then discussed the possibility of increasing dinner costs for next years' meetings and/or increasing the membership fees by five dollars or more. Another idea was to create different member/nonmember fees for membership and programs.

The decision was to look further into increasing costs of dinner programs and changing the costs for programs and memberships between members/nonmembers. We are also going to look at the possible bylaws revision to cover the issue of long-term inflation.

Bev suggested we might charge a flat rate for programs no matter where they are located, i.e., \$25 for a dinner program. Unless it is at a very inexpensive restaurant like the pizza dinner we had last year.

*(Continued on page 25)*

## Events Calendar

<b>2006</b>	
Sept. 13	Project Management for Solo Librarians, SLA Click U Live! online learning: Part I: Mastering the Project Map: Solo Management and Leadership <a href="http://sla.learn.com/learncenter.asp?id=178409&amp;sessionid=3-3EAE8A19-FE86-4DDD-9F78-D35E56BD18CE&amp;mode=show&amp;page=87">http://sla.learn.com/learncenter.asp?id=178409&amp;sessionid=3-3EAE8A19-FE86-4DDD-9F78-D35E56BD18CE&amp;mode=show&amp;page=87</a>
Sept. 27	Part II: Success in Small Steps: See Your Work with Fresh Eyes <a href="http://sla.learn.com/learncenter.asp?id=178409&amp;sessionid=3-3EAE8A19-FE86-4DDD-9F78-D35E56BD18CE&amp;mode=show&amp;page=88">http://sla.learn.com/learncenter.asp?id=178409&amp;sessionid=3-3EAE8A19-FE86-4DDD-9F78-D35E56BD18CE&amp;mode=show&amp;page=88</a>
Oct. 18	Law Firm Library Management Workshop: Solutions & Scenarios Sponsored by AALL, Washington, D.C. <a href="http://www.aall.org/calendar/eventdisplay.asp?eid=107&amp;arc=no">http://www.aall.org/calendar/eventdisplay.asp?eid=107&amp;arc=no</a>
Oct. 23-25	Internet Librarian, Monterey, CA <a href="http://www.infoday.com/il2006/">http://www.infoday.com/il2006/</a>
*Also check AALL Calendar of events, <a href="http://www.aall.org/calendar/default.asp?page=1&amp;sort=1&amp;arc=no">http://www.aall.org/calendar/default.asp?page=1&amp;sort=1&amp;arc=no</a>	
<u>Future AALL Annual Meetings:</u> July 14-17, 2007 New Orleans July 12-15, 2008 Portland July 25-28, 2009 Washington, D.C. July 10-13, 2010 Denver	
<u>Future SLA Meetings:</u> June 3-6, 2007 Denver July 27-30, 2008 Seattle June 14-17, 2009 Washington, D.C. June 13-16, 2010 New Orleans	





*(Board Meeting - Continued from page 22)*

Jim moved we further explore the member (student) / nonmember fee structure for programs. The motion was 2nd by Jamie Kroening. The vote was unanimous to look further into these issues.

#### **IV. President's Report - Bev Butula**

Bev presented the changes that would occur in next years committee groups. Kira will be heading up Archives, Julie will be in charge of Membership, and Angela will be taking over the PALI committee. Bev went on to say that the archive boxes may need different permanent storage space. There are about ten boxes that may need to move out of their present, temporary location.

The next item was a bylaws issue. The recent changes state that the nominating committee must have the past president on it. However, it also says that no member of the Nominating committee can be a board member. In addition, that there must be three members and none of them can be officers. These items conflict so there will need to be changes made again. Bev asked if we need to have an ad hoc committee to make the changes. It was also stated that changes have to go before AALL for approval. Discussion ensued and it was added that the committee should include the past president. The bylaws were consulted and it was determined it would not be an ad hoc committee, but a "Special" committee. The time needed for a Special Committee is one year. Diane made a motion to create a special committee, which was 2nd by Kellee.

Bev also stated that the Secretary position is going to be filled by Lynn Gehrke who is taking a position at Beck, Chaet et al. She will not be a librarian but an Administrator for the firm. The bylaws were consulted to make sure she could retain her secretarial duties.

Bev ended her portion of the meeting by saying her thank you's to all the board members and handed out her homemade chocolates to everyone.

#### **V. Committee Reports**

1. Archives - no report

2. Government Relations - no report

3. Grants - Bev reported for Amy Thornton that \$800 was awarded to Julie, Connie and Diane to attend the AALL annual conference.

4. Membership - Carol Schmitt

Carol reported that we are under budget this year. As of May 3rd we have a current membership of 101, with 82 active, 8 associates, 6 students and 5 sustaining. For 2004-05, there were 12 new members to help take us over the 100 mark.

Active members:

13 - government/court librarians

27 - Academic librarians

42 - Firm librarians

Associate members:

1 - Government

2 - academic

5 - "Others" 3 - AALL members

*(Continued on page 26)*

*(Board Meeting - Continued from page 25)*

The breakdown of student members are: 1 - government, 3 - academic, 2 - college members interested in law librarianship.

5. Newsletter - Julia Jaet

The next newsletter will be out shortly, but a specific date is not set at this time.

6. Nominating - Carol Schmitt

The nominating committee is done with the 2004-05 duties. Bev will be taking over Carol's duties for the next year.

7. Placement - no report

8. Program - Jenny Zook will remain as co-chair, while Carol Schmitt will take Diane's place. Jenny asked if anyone has suggestions for programs. One option is asking someone from "Unshelved" to speak to the group.

9. Public Relations - Jamie Kroening

Articles - Susan O'Toole

Jamie asked for ideas for the AALL table. The results from discussion are the cow will be put on the table and library materials will be put on a display piece that will be purchased for the table. Bev stated a tri-folding tabletop display mat could be purchased inexpensively at Michaels. Jamie then asked for copies of pictures and materials to be displayed at the table in July.

Susan reported that four Wisconsin Lawyer articles have been approved and will be printed in future editions. She also stated that there is still a need for articles for the Wisconsin Law Journal. It was asked if they will take reprints and the answer is not for the Wisconsin Lawyer until a particular time has elapsed.

10. Web - no report

## **VI. Old Business**

1. Educational Summit -

Diane reported the educational summit has released their findings at an April 1, 2006 meeting in Chicago. She attended the initial Education Summit in September of 2005, which proposed and discussed these issues. The changes that will occur are: AALL approved the Education Manager position who will be hired by the Executive Director. There will be a Special Committee appointed for one year to continue work on the Continuing Professional Education issues. BNA has generously offered \$25,000 for the creation of the AALL/BNA Continuing Education Grand Fund. There will be a three-year exception to AALL financial policy, revoking application of AALL overhead fees to the cost of presenting continuing education programs outside of the Annual Meeting.

There were two items approved which include:

An AALL Leadership Institute to be held in February 2007 at the University of Arizona. In addition, an AALL Workshop on Law Firm Management will be done with the focus on the needs of law firm librarians. This program will be sponsored and funded by BNA.

2. State Bar - Bonnie Shucha

Bonnie reported that she met with Nerino Petro, the new Law Office Management Coordinator at the Wisconsin State Bar. They discussed how law librarians could assist them with the practice of law. Nerino asked in what way he could help us. Bonnie suggested LLAW could partner with his program by doing training. Nerino thought a legal "traveling road show" would be helpful to reach the parts of the state that are not near Milwaukee and Madison. It would include people from the areas of management, technology and law libraries. Nerino

*(Continued on page 27)*

*(Board Meeting - Continued from page 26)*

could also be a very good liaison for collaborative programs between LLAW and the Bar. She added he might be a good speaker for one of our dinner programs.

## **VII. New Business**

1. Madison Listserv - It was stated that Madison does not have a listserv like Milwaukee. After a brief discussion, it was decided to have Heidi look into creating one just for the Madison group to use.
2. Marketing of LLAW - It was asked if it's time to do a survey to the members to find out why there isn't more participation in the meetings, being officers or joining committees.

## **VIII. Other Announcements - none**

## **IX. Adjournment**

A motion was made to adjourn the meeting at 7:50 pm by Carol, it was 2nd by Jim.

Respectfully submitted,  
Kellee L. Selden-Huston  
LLAW - Secretary



### ***Please Note:***

*There were no  
membership meetings  
to report in this  
issue of the Newsletter.*



**1st Quarterly Business Meeting – 2006-07**  
**Monday, September 11, 2006**  
**Imperial Gardens Chinese Restaurant, Madison**

5:30 pm Cocktails  
 6:00 pm Dinner  
 7:00 pm Meeting & Program

**We are honored to have two speakers for this program, Nancy Spitzer, Patents & Technical Support Librarian at Wendt Library, and Carolyn Tweten, Director of Wisconsin TechSearch, who will present on “Patent Searching in Wisconsin.”**

Dinner is banquet style and includes appetizers, sweet & sour shrimp, beef w/ pea pods, Hunan pork, General Tso chicken and Hunan tofu (vegetarian). Hot tea and dessert are also included. Cost: \$20.00.

**REGISTRATION:** Please complete the registration form and mail to Jenny Zook at UW-Madison, Law Library, 975 Bascom Mall, Madison, WI 53706 no later than Tuesday, September 5th. Please make your check payable to: Law Librarians Association of Wisconsin. Please call Jenny at 608-262-7761 or email [zook@wisc.edu](mailto:zook@wisc.edu) if you have any questions.

-----

LLAW 1<sup>st</sup> Quarterly Business Meeting – Monday, September 11, 2006

Name : \_\_\_\_\_

Company/Institution: \_\_\_\_\_

Email address: \_\_\_\_\_

Check for \$20.00 payable to LLAW: \_\_\_\_\_ Enclosed \_\_\_\_\_ Delivered night of meeting.





Law Librarians Association of Wisconsin  
Membership Application June 1, 2006 – May 31, 2007

Name: \_\_\_\_\_ Position: \_\_\_\_\_  
Institution/Organization: \_\_\_\_\_  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ State \_\_\_\_\_ Zip: \_\_\_\_\_  
Phone: \_\_\_\_\_ Fax: \_\_\_\_\_  
Is this your Home: \_\_\_\_ or Work: \_\_\_\_ address (Please check one)  
Email: \_\_\_\_\_  
Are you a new \_\_\_\_\_ or renewing \_\_\_\_\_ LLAW member?  
Are you an AALL MEMBER? Yes: \_\_\_\_\_ No: \_\_\_\_\_

**NOTIFICATIONS/MAILINGS/LISTS:**

LLAW meeting notices sent via email \_\_\_\_\_ or U.S. Mail \_\_\_\_?  
LLAW Newsletter via email \_\_\_\_ or U.S. mail \_\_\_\_\_  
Do you currently subscribe to the LLAW listserv? YES \_\_\_\_ NO \_\_\_\_  
If no, would you like to have your name added to the LLAW listserv? YES \_\_\_\_ NO \_\_\_\_  
LLAW does not sell its membership information or mailing labels. With board approval, mailing labels are provided to requesting parties with mailing/information that the board thinks would be of interest to LLAW members. **To have your name excluded from all mailing list requests please check here.** \_\_\_\_

**Photograph Permission:** LLAW with board approval, seeks permission to use photographs of LLAW members in various LLAW communications including the LLAW newsletter and website. Please check the appropriate response.

LLAW has my permission to use photographs of me \_\_\_\_\_  
LLAW does not have permission to use photographs of me \_\_\_\_\_  
LLAW must contact me before using any photographs of me in LLAW communications \_\_\_\_\_

**MEMBERSHIP DUES:**

- \_\_\_\_ **Active (\$20.00, \$10.00 after Jan. 1, 2007) – Voting**  
(Officially connected with law library, either currently or within past 7 years.)
- \_\_\_\_ **Associate (\$10.00) – Non voting**  
(Not officially connected with a law library. May serve on committees. Vendors and their representatives are not eligible.)
- \_\_\_\_ **Student (\$10.00) – Non voting**  
(Any individual who is currently enrolled in an institution of higher education and who has an interest in law librarianship. May serve on committees.)
- \_\_\_\_ **Sustaining (\$60.00) - Non voting**  
(Individual or company or representative thereof)
- \_\_\_\_ **Newsletter Only (\$4.00)**

**Please circle any LLAW committees you are interested in :**

Archives    Government Relations    Grants    Membership    Newsletter  
Nominating    Placement    Program    Public Access    Public Relations    Web

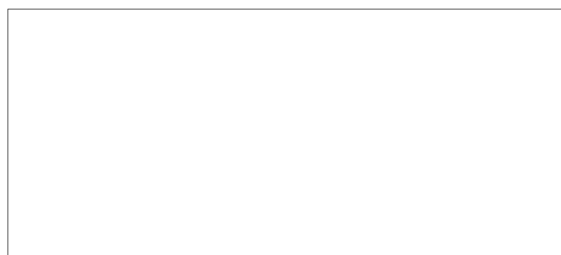
**Applicant's Signature:** \_\_\_\_\_ **Date:** \_\_\_\_\_

Please make dues payable to; Law Librarians Association of Wisconsin. Send dues and completed forms to: Julie Tessmer, LLAW Membership Chair, Wisconsin State Law Library, P.O. Box 7881, Madison WI 53707-7881

**QUESTIONS??** Contact Julie Tessmer (608) 261-7557 or Julie.Tessmer@wicourts.gov



**LLAW Newsletter Committee**  
c/o Julia Jaet  
Marquette University Law Library  
PO BOX 3137  
MILWAUKEE WI 53201-3137



We're on the web  
[www.aallnet.org/chapter/llaw/](http://www.aallnet.org/chapter/llaw/)