

Realizing the Dream and Keeping It Alive

Part II

by Gregory L. Lui-Kwan

INTRODUCTION

Part I of *Realizing the Dream and Keeping It Alive* outlined the vision of the founders of the William S. Richardson School of Law, the law school's struggles for survival in the early years, and its success in fulfilling its mission over the last 50 years. Part II highlights the scholarship and contributions of the law school's faculty, the achievements of its law students, the innovative programs of the law school, and the significant contributions of its graduates.

LAW SCHOOL FACULTY (1973 to 1983)

In his opening address to the law school's first incoming class on September 4, 1973, Chief Justice William S. Richardson expressed the hope that the law school would "excel," and that it would not be "run-of-the-mill." In order to achieve such a lofty goal, the law school would need a faculty with high levels of legal scholarship and teaching skills. If the caliber of the law school faculty fell short, so too would Chief Justice Richardson's hopes and aspirations.¹

Fortunately, the law school has been blessed with many outstanding scholars, and highly talented and accomplished faculty members. Their collective work over the last 50 years has elevated the stature of the William S. Richardson School of Law to where it is today. Below are profiles of a few of the long-serving professors from the law school's first decade.

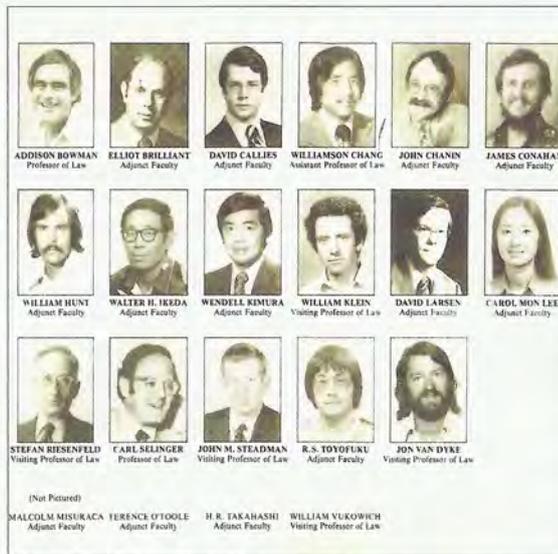
Richard S. Miller (1973 to 2011, Retired)

Professor Miller was a founding member of the law faculty hired by Dean David Hood in 1973. Professor Miller's teaching career began in 1959, having taught at Wayne State University and Ohio State University before coming to Hawai'i. His principal areas of interest were torts, conflict of laws and health insurance. Professor Miller also served as Associate Dean (1976 to 1977) and Dean (1981 to 1984) during a critical era in the law school's struggle for accreditation by the American Bar Association (ABA) which depended on the commitment of the State of Hawai'i to build the permanent structure of the law school.² In 1985, Professor Miller was instrumental in securing a United States Information Agency (USIA) Grant for exchange of faculty between the Hiroshima University School of Law

and the University of Hawai'i School of Law (now known as the William S. Richardson School of Law). He was a visiting professor at Hiroshima University in the fall of 1986 and at the Victoria University of Wellington (New Zealand) during the spring of 1987. Professor Miller also distinguished himself as a member of the American Law Institute. *Id.*

Addison Bowman (1975 to 1997, Retired)

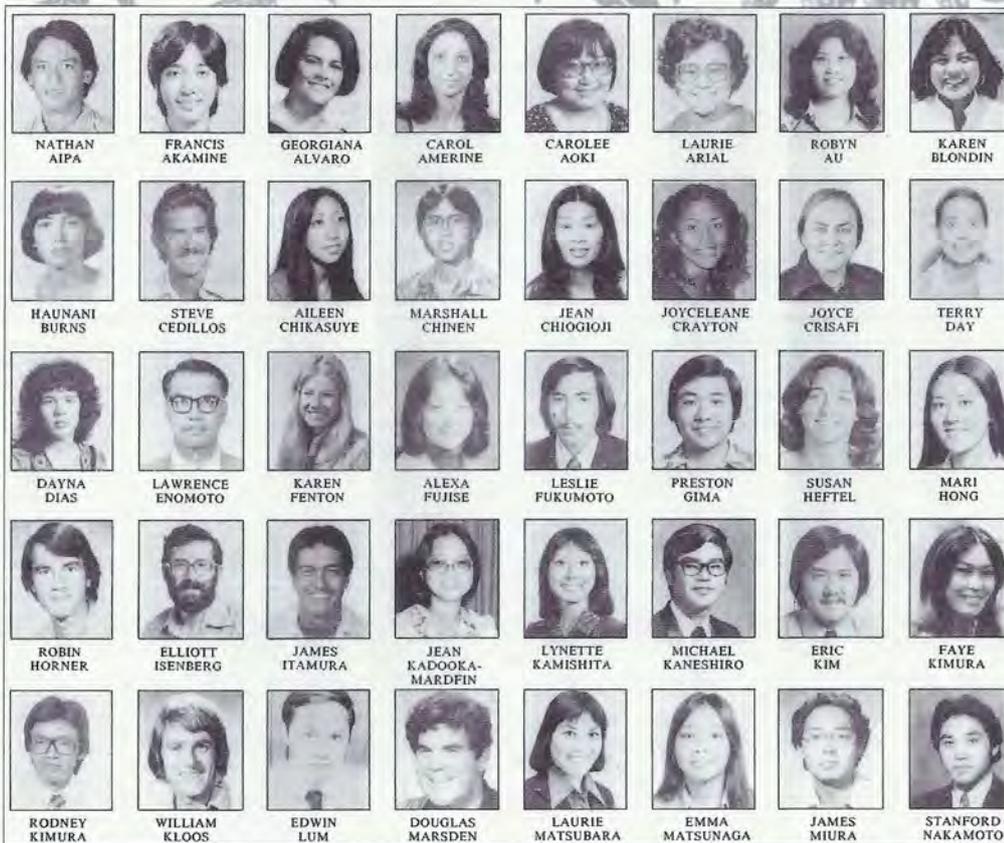
Professor Bowman taught evidence, criminal law and criminal



1976 Entering Class and Transfers.



1977 Entering Class and Transfers.



FRESHMEN
(Not Pictured)
ELWIN AHU
EARL ANZAI
FRANCES DICK
EILEEN EISENHOWER
JOSEPH FAGUNDES
MICHAEL KANESHIRO
RAN BIR KHALSA
DAVID LEE
WILLIAM MITCHELL
EVELYN NOWAKI
SHARLEEN OSHIRO
SUZANNE TERADA
EDWARD TSUJI
JAMES YEARY
IWALANI WHITE

TRANSFER AND SPECIAL STUDENTS
(Not Pictured)
IGNACIO GARCIA
GORDON GROSSMANN

his teaching skills and community service.⁶ In addition to teaching and writing, Professor Van Dyke served as the law school's Associate Dean of the law school from 1980 to 1982. He has also served the University of Hawaii in various roles over the years: (a) as representative on the Law of the Sea Institute's Executive Board from 1982 to 1988; (b) teaching courses as an affiliated faculty member of different schools within the University of Hawai'i system including the Spark M. Matsunaga Institute for Peace and Conflict Resolution, the

Above: 1977 Entering Class and Transfers.

procedure. He served as reporter to the Judicial Council Committee that produced the *Hawai'i Rules of Evidence*. He continues to serve as reporter to the Hawai'i Supreme Court's Standing Committee on the Rules of Evidence. He authored the *Hawai'i Rules of Evidence Manual*, which is a major reference manual used by trial attorneys, now in its 2020-2021 Edition.³

In 1980, Professor Bowman received the University of Hawaii M noa's prestigious Robert W. Clopton Award for Distinguished Community Service. In 1983, he became the charter recipient of the law school's Outstanding Professor of Law Award. In 2002, he was honored by the Society of American Law Teachers as a founding board member and "visionary activist for equality, access, and diversity throughout law and society."⁴

Jon M. Van Dyke (1976 to 2011, Deceased)

Prior to joining the University of Hawaii law faculty, Professor Van Dyke was a law professor at the Catholic University Law School in Washington, D.C. (1967-1969) and at Hastings College of Law at the University of California (1971-1976). In the year between teaching at both schools, he served as law clerk to Chief Justice Roger Traynor of the California Supreme Court from 1969 to 1970.⁵

Professor Van Dyke was an internationally recognized scholar in Constitutional Law, International Law, Native Hawaiian Sovereignty, Environmental Law, International Human Rights, and Law of the Sea. He won a number of awards for

School of Pacific and Asian Studies, and the Center for Pacific Island Studies; and (c) as an Adjunct Research Associate or Fellow at the East-West Center. Professor Van Dyke was much sought after as a speaker in conferences on International Law and Law of the Sea in Asia and around the Pacific; and he helped to organize numerous conferences on those areas law here in Hawai'i.⁷

Professor Van Dyke authored six books, served as editor for five books, and wrote over 120 articles for various journals. Shortly after arriving in Hawai'i, Professor Van Dyke began his extensive work with the Native Hawaiian community. Among other things, he participated in collaborative efforts to draft such documents as the Office of Hawaiian Affairs (OHA) Draft Blueprint for Native Hawaiian Entitlements in the 1980s. He frequently represented OHA in trial and appellate cases. One of his publications, *The Political Status of the Native Hawaiian People*, was cited in the noted United States Supreme Court opinion *Rice v. Cayetano*, 528 U. S. 495 (2000). Professor Van Dyke's book *Who Owns the Crown Lands* was published in 2008 and was received with high critical acclaim. The issue of who owns the Crown Lands is critical to the ongoing discussion of issues pertaining to Native Hawaiian self-governance. *Id.*

Professor Van Dyke was a leading scholar and advocate in International Human Rights in the Pacific. He helped to develop and disseminate a Model Human Rights Charter for the Pacific Island Region. He participated in judicial training seminars for judges in the Federated States of Micronesia, particularly

in Pohnpei and Chuuk. He also worked to prohibit the dumping of radioactive waste in the South Pacific. *Id.*

U.S. Senator Daniel K. Inouye gave the following tribute to Professor Van Dyke on his passing in 2011:

Jon Van Dyke was a legal scholar of the first order and a tireless advocate for Native Hawaiian and civil rights. He believed in the preservation and protection of history and culture, and his research and writings have expanded our understanding of the Constitution and helped change, for the better, the laws that govern our land and sea.⁸

**Williamson B.C. Chang
(1976 to Present)**

Over the last forty-seven years, Professor Chang has taught courses at the William S. Richardson School of Law in a wide range of areas of law from Native Hawaiian Law and Water Rights, for which he is most well-known, to Business Organizations, Corporate Taxation, Securities Regulation, and Jurisprudence. He currently teaches Conflict of Laws, Professional Responsibility and Native Hawaiian Sovereignty.⁹

Professor Chang served as the litigation director of Native Hawaiian Advisory Council, and has led the drive to file some 5,000 claims of Native Hawaiians and small farmers to register their water rights. In both 1982 and 1995, he was recognized by the Honolulu City Council for his outstanding community work.¹⁰

In the 1980s, Professor Chang was the Reporter for the State Advisory Commission, and he assisted in drafting the Hawai'i State Water Code. He has made numerous presentations on water rights to community and corporate groups and has testified before Committees of the United States Senate and before the Hawai'i State legislature. Professor Chang also served as the Reporter for the Hawai'i State Bar Association's Commission revising the Hawai'i Corporation Code.¹¹

Besides teaching at the William S. Richardson School of Law, Professor Chang has taught at law schools on the



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mainland United States, Japan and Australia. He was a Senior Fulbright Scholar in Australia studying indigenous rights. In the last few years, he has given presentations at a United Nations Non-Governmental Organization (NGO) forum in Geneva, at the Smithsonian Museum in Washington D.C., and at Nagoya University in Japan.¹²

In 2016, Professor Chang was elected as one of forty delegates to draft a constitution for the Native Hawaiian nation. In 2017, Professor Chang was recognized as the Native Hawaiian Patriot of the year. Professor Chang has written numerous articles on Water Rights, Native Hawaiian Sovereignty and the Akaka Apology Bill.¹³

Of all his accomplishments, Professor Chang is most proud of his work as a Special Deputy Attorney General when he represented the Hawai'i Judiciary against challenges to landmark Hawai'i Supreme Court decisions during the Richardson era involving water rights,

public access to beaches and the coastline and ownership of new land from lava flows.¹⁴

**Ronald C. Brown
(1976 to 2021, Retired)**

Professor Brown's teaching specialties included labor and employment law, employment discrimination law, arbitration, Chinese Law, Asian International and Comparative Labor Law, and United States - China Labor & Employment Law. Professor Brown wrote extensively in his areas of specialty including three books, nine chapters in other books and 45 articles. In 1994, Professor Brown was acknowledged as the Outstanding Professor of the Year by the law school. *Id.*

Professor Brown's resume was national and international in scope: (a) Foreign Advisor to Peking University Research Institute of Labor Law and Social Security (1998 to present); (b) University of Hawaii's Director of the Center for Chinese Studies from 2000-2006; (c)

Executive Board Member, International Society for Labor and Social Security (2005-2014); (d) Fellow at New York University Law School (2012); (e) Senior Fellow University of Melbourne Law School (2014); (f) Editorial Board Member, International Labor Rights Case Law (ILaRC), The Hague Institute for Global Justice (2015); (g) Board of Directors European-China Law Society (2017); (h) Consultant with the World Bank; (i) Lecturer throughout Asia on comparative labor law topics; (j) Visiting Professor at Beijing University Law School (BEIDA) teaching U.S.-China Comparative Labor Law; (k) Foreign Advisor to BEIDA on graduate law programs; and (l) Editorial Board Member on the Hague Institute for Global Justice, International Labor Rights Case Law Journal. *Id.*

Professor Brown has conducted legal exchange and international training programs for Chinese lawyers, judges, law drafters, and prosecutors under arrangements with the key government legal

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agencies. In 2004-2005, Professor Brown was a Fulbright Distinguished Scholar teaching U.S. and Chinese Labor & Employment law at both Peking University Law School and Tsinghua University Law School. *Id.*

**David L. Callies
(1977 to 2023, Retired)**

Professor Callies was the Benjamin A. Kudo Professor of Law Emeritus at the law school. He is a nationally recognized expert and scholar, and has taught in the areas of Land Use, Real Property and State and Local Government. Prior to coming to Hawai'i, he practiced local government and land use law with the firm of Ross & Hardies of Chicago during which time he also taught as an adjunct professor at the University of Wisconsin-Milwaukee's School of Architecture and Urban Planning and served as an Assistant State's Attorney. He is a past Foreign Fellow and present Life Member of Clare Hall, Cambridge

University.¹⁵

Professor Callies has delivered endowed lectures at Albany Law School and at John Marshall Law School (Chicago) and is a regular lecturer at the annual conferences of the American Planning Association, the Rocky Mountain Land Use Institute, the Institute on Planning, Zoning and Eminent Domain, and the ALI-ABA Inverse Condemnation Program.¹⁶

Professor Callies was recognized as the Outstanding Professor of the Year in 1990, 1991 and 2008 by the William S. Richardson School of Law. In 2009, he was awarded the Regents' Medal for Excellence in Teaching.¹⁷

Professor Callies has written 21 books and over 100 book chapters and articles on Land Use, Sustainable Development, Taking of Land, Vested Rights, Land Use Regulation, and on the Public Trust Doctrine. *Id.*

Professor Callies has held a number of distinguished positions, both locally

and nationally, in his areas of specialty: (a) Past Chair of the Real Property and Financial Services Section of the Hawai'i State Bar Association; (b) Past Chair of the American Bar Association Section of State and Local Government Law and the Recipient of its Lifetime Achievement Award in 2006; (c) Past Chair, Section of State and Local Government Law, the American Association of Law Schools; (d) Past Chair, Academics Forum, and member of Council, Asia Pacific Forum, of the International Bar Association; (e) Member of the American Law Institute (ALI) where, since 2015, he has been an advisor to its Restatement of the Law, 4th, Property Project; (f) Member of the College of Fellows of the American Institute of Certified Planners (FAICP); (g) Member and Past Regional Vice-President of Lambda Alpha International (LAI) (a national land economics honorary), twice recipient of its National Member of the Year Award; (h) Co-Editor of the Annual *Land Use and Environmental*

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Law Review (with J.B. Ruhl); and (i) Past President and a Board Member of the Social Science Association of Honolulu. *Id.*

Professor Callies has been recognized nationally several times for his lifetime contributions to the Law of Property Rights. In 2015, the Owners' Counsel of America awarded him its Crystal Eagle Award. In 2017, William & Mary Law School awarded him the Brigham-Kanner Property Rights Prize. *Id.*

John L. Barkai (1978 to Present)

Prior to coming to Hawai'i in 1978, Professor Barkai was a tenured law professor at Wayne State University Law School (1973-1978). At the William S. Richardson School of Law, he teaches Evidence, Alternative Dispute Resolution (ADR), and the Prosecution Clinic. Since 1985, he has also taught courses on international negotiation and conflict resolution at the University of Hawai'i (UH) Shidler College of Business. Professor Barkai has served as a member of the Hawai'i Supreme Court's Standing Committee on the Rules of Evidence since 1993.¹⁸

In 1979, Professor Barkai was a member of the first group of mediators trained at the Neighborhood Justice Center of Honolulu (now called Mediation Center of the Pacific (MCP)). Thus began a career leading to several State and national ADR leadership positions: (a) Former Chair and Co-Chair of the Alternative Dispute Resolution (ADR) Section of the Hawai'i State

Bar Association (for 10 years); (b) Past President and Board Member of the Board of Directors of the MCP of Honolulu; (c) Founding Member of the University of Hawai'i's Program on Conflict Resolution (1986); and (d) Former Chair of the ADR Section of the Association of American Law Schools. *Id.*

From his home base at the William S. Richardson School of Law in Honolulu, Professor Barkai has established an astonishing global reputation as an ADR consultant and lecturer. He has been an ADR Consultant to: (a) the Hawai'i State Judiciary, (b) the Supreme Court of the Federated States of Micronesia, (c) the State Court of Kosrae, (d) the Minister of Justice for Papua New Guinea, (e) the Judiciary of the Republic of the Marshall Islands, (f) the Pacific Judicial Council, and (g) the Minister of Justice for Papua New Guinea. *Id.*

He has taught Negotiation and ADR courses at (a) Pepperdine/Caruso School of Law, (b) Ohio State University Moritz College of Law, (c) University of Idaho College of Law, and (d) Mitchell Hamline School of Law, (e) Shinshu University (Japan), (f) Central European University (Hungary), (g) Helsinki School of Economics and Business (Finland), (h) La Trobe Law School (Australia), and elsewhere in Canada, England, Korea, Malaysia, Netherlands, Russia, and Taiwan. In 1992 to 1993, he was a Visiting Senior Scholar at the City University of Hong Kong. In 2000, he served as the United States Representative to the Asia-Pacific Economic Cooperation (APEC) ADR in the

Executive Education Project. In 2008, 2010, 2012 and in 2014, he held seven-day Mediation Workshops for 30-50 Judges from the Kingdom of Thailand in Honolulu. *Id.*

Professor Barkai has published over one hundred evidence handbooks, including books for all fifty states, as well as affiliated districts and territories, ten Pacific Island countries, fourteen Asian countries, and other jurisdictions, as well as a mediation communication book. *Id.* Professor Barkai was chosen as the Outstanding Professor of the Year by the faculty and Students at the William S.



Above: 1977 Entering Class and Transfers.

Richardson School of Law in 1992 and 2006. In 2007, Professor Barkai was awarded the Regents' Medal for Excellence Teaching. *Id.*

Randall W. Roth (1983 to 2017, Retired)

Professor of Law Emeritus Randall L. Roth joined the law school faculty in 1983 after a one-semester visit a year earlier. He taught Tax Law, Trusts and Estates. Before coming to Hawai'i, he taught at Hamline University in St. Paul, Minnesota, for one year in 1978, and then was on the law faculty at Washburn University in Topeka, Kansas, for three and a half years. During his tenure at William S. Richardson School of Law, he spent a semester as a visiting professor at both the University of Wisconsin and the University of Chicago.¹⁹

Professor Roth's professional accomplishments include serving as: (a) President of the Hawai'i State Bar Association, (b) President of the Hawai'i Justice Foundation, (c) Hawai'i Institute for Continuing Legal Education, (d) Co-Director of the Hawai'i Innocence Project, and (e) Associate Reporter for the Restatement of the Law (Third) Trusts project of the American Law Institute. *Id.*

Professor Roth was named Outstanding Professor of the Year in 1987 and again in 2010 by the law school's faculty and students. He received the prestigious Robert W. Clopton Award for Outstanding Service to the Community in 1998. He was awarded the Regents' Medal for Excellence in Teaching in 2010. *Id.*

While Professor Roth has won a number of teaching awards, his greatest public acclaim came as the author of several bestselling books. Professor Roth co-authored and edited *The Price of Paradise: Lucky We Live Hawaii, Volumes I and II* (1992 and 1993) which detailed inequities in the law and practices in Hawai'i. Both volumes were bestsellers. His 1993 work was a Finalist for Excellence in Non-Fiction Writing Award from Hawaii Book Publishers Association in 1994. *Id.*

Small Business Hawaii named Professor Roth Civic Leader of the Year in 1993 and again in 1997. Morehouse College presented him with the Gandhi, King, Ikeda Award for pursuit of social justice in 2009. In 2000, the Honolulu Star-Bulletin included him on its list of *100 Who Made a Difference in Hawai'i During the Twentieth Century*, and in 2005 the City of Honolulu's Centennial Celebration Committee put him on its list of "*100 Who Made Lasting Contributions During the City of Honolulu's First 100 Years*. *Id.*

In addition to the above honors, Professor Roth was named: (a) International Member of the Year (1995) by Lambda Alpha International, (b) Communicator of the Year (1995) by the Hawai'i Chapter of the International Association of Business Communicators, and (c) he has received the Hawai'i Press Club's Newsmaker Award (2004), (d) Hawai'i Pacific University's Fellow of the Pacific Award (2004), and (e) Grassroot Institute's George Washington Award for Civic Engagement (2006). *Id.*

In 2006, Professor Roth, along with Judge Samuel P. King, authored *Broken Trust: Greed, Mismanagement, and Political Manipulation at America's Largest Charitable Trust*. That book scrutinized the breach of the trust obligations by former Bishop Estate trustees. The Broken Trust essay was included on Honolulu Magazine's list of 50 "turning points" in Hawaii's history since Statehood (2009) and the University of Hawai'i Malamalama list of *100 ways the University of Hawai'i has made a difference during its first 100 years* (2008). The ABA Banking Journal included *Broken Trust* on its list of Books Bankers Live By (2009). *Id.*

In a recent *Honolulu Star-Advertiser* article, Professor Roth continues to voice his concern about public corruption in Hawaii which he describes as "glaring, deep-rooted and systemic." He pointed to recent examples of unethical, corrupt and criminal conduct by legislators, prosecutors, police officers, a chief-of-police, building inspectors, an affordable housing official, an environmental management director, a County Managing Director, County Corporation Counsel and a police commission chairperson. Professor Roth pointed out several recent instances where investigators seeking to look into suspected criminal wrongdoing were terminated summarily for no reason. Professor Roth encouraged state and local authorities to recruit more "establishment outsiders" to serve as watchdogs.²⁰

INNOVATIVE PROGRAMS

Pre-Admission Program / Ulu Lehua Scholars Program – Greater Opportunities for Legal Education, Service to Underrepresented Communities and Diversity

The law school's Pre-Admission Program (Pre-Ad Program), now known as the Ulu Lehua Scholars Program, was founded in 1974 by the internationally renowned civil rights attorney and distinguished educator, George M. Johnson. Professor Johnson participated in civil rights cases that culminated in the historic United States Supreme Court decision in *Brown v. Board of Education*, 347 U.S. 483 (1954). He also served as Dean of the Howard University School of Law.²¹

For nearly 50 years, the Ulu Lehua Scholars Program has provided opportunities for a Juris Doctor degree to over 400 students who have demonstrated their academic potential, leadership ability, and commitment to social justice. The following factors are considered for admissions to the Ulu Lehua Scholars Program: (a) a strong commitment to social justice, the public interest, and service to legally, socially and economically disadvantaged communities; (b) a record of overcoming adversities; (c) the ability to serve as a role model for a mentor to members of legally underserved and economically disadvantaged communities; (d) the ability to bring distinctive viewpoints and life experiences to the law school community; and (e) educational and other achievements suggesting the applicant's ability to succeed in law school is inadequately reflected by numerical admissions indicators. Ulu Lehua Scholars have been successful in becoming



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law review editors, national moot court championship team members, student body association presidents and vice presidents, community activists, high profile lawyers, judges and law professors.²²

The goal of the Ulu Lehua Scholars Program is to bring into the law school and into the Hawai'i Bar, the diverse life experiences and perspectives of the 12 students selected per year. As Chris Iijima, the late director of the Ulu Lehua Scholars Program, aptly stated: "The effectiveness of the justice system depends ultimately on whether people believe that the justice system serves and reflects them.... We want lawyers who are smart and effective motivated by a sense of social justice."²³

One recent Ulu Lehua scholar grew up on a small *kalo* (taro) farm on the island of Maui where she witnessed firsthand the detrimental effects of water diversion from her family's *lo'i*. At age 11, she encountered a young lawyer who fought for the protection of that limited natural resource. That encounter inspired her to earn her undergraduate degree in environmental studies and to later apply to law school. At the William S. Richardson School of Law, she worked closely with Professor Kapua Sproat (law class of 1998) who was the lawyer who originally inspired her when she was a young girl. The recent Ulu Lehua Scholar has returned to Maui where she now works to preserve and protect water rights for agricultural lands.²⁴

A Hilo native, Kanoelani Pu'uohau, was admitted as an Ulu Lehua Scholar. She later took advantage of the law school's dual degree program with the University of Hawai'i Shidler School of Business, earning her JD and Master's in Business Administration (MBA). While in law school, Pu'uohau concentrated on environmental law and Native Hawaiian law. For the last six years, Pu'uohau has worked for Kamehameha Schools (KS) as a Planning and Development Manager in its Commercial Real Estate Group. In that position, she is responsible for advancing KS's strategic priorities and

commitment to Hawaiian culture, environmental stewardship and sustainability, educational opportunities, and support of community needs throughout its commercial portfolio.²⁵ Pu'uohau credits her career success in large part to the community of mentors she had at the William S. Richardson School of Law.²⁶ Pu'uohau is the first member of her family to become a lawyer. Her career success has inspired her teenage daughter to consider a career in law.²⁷

Ka Huli Ao Center for Excellence in Native Hawaiian Law

Ka Huli Ao was established in 2005. The program offers courses and promotes research and scholarship on the unique aspects of Native Hawaiian and Indigenous Law and supports law students as they pursue legal careers in those areas. The program now offers a Native Hawaiian Law Certificate.²⁸

Derek H. Kauanoë (Class of 2008) is an Assistant Professor of Law teaching Native American (Indian) Law at the William S. Richardson School of Law. He has this to say about the importance of the Ka Huli Ao program at the William S. Richardson School of Law:

As the only law school in Hawaii, ... the William S. Richardson School of Law is absolutely critical in the ongoing effort to incorporate the lessons and experiences of indigenous people in North America and the Pacific to us locally, on indigenous self-determination, self-governance, and even environmental issues.²⁹

Prior to returning to teach at the William S. Richardson School of Law in the fall of 2022, Professor Kauanoë studied Indigenous Peoples Law and Policy at the University of Arizona. In the course of his studies, he met law students and lawyers from Nigeria, Zimbabwe, India, Pakistan, Aotearoa (New Zealand), the First Nations from Canada and Colombia. He learned how indigenous peoples are shaping domestic law and policy in their national and state governments.

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That experience has been hugely informative of how he teaches federal Indian law at the law school. *Id.* If it were not for the William S. Richardson School of Law, and for educators such as Professor Kauano, Native Hawaiians would not have the opportunity to learn from other indigenous peoples, the lessons of which may shed some light on the way forward on the issues of Hawaiian Sovereignty and other concerns of Native Hawaiians.

LAW STUDENT ACHIEVEMENTS **Law Review and Moot Court Competitions**

The University of Hawai'i Law Review was founded in 1979, and every year since then has produced scholarly work addressing legal issues pertinent to the State of Hawai'i, the Pacific Island Nations and the world.³⁰

In January 1981, the University of Hawai'i School of Law sent its first moot court team to the National Moot Court Competition in San Francisco, California. That first outing did not meet with any remarkable success.³¹ However, in the years that followed, the law school's performance often resulted in first place and runner-up finishes regional, national and international competitions.³²

In 1993, the law school's Jessup International Moot Court Competition team won the regional competition, the national competition (beating more than 140 law schools in the United States) and placing second in the world (among over 240 schools worldwide). David P. McCauley won the prize for the top oralist in the world.³³

In 1995, the law school's moot court team placed first and third in the national Native American Moot Court Competition. *Id.* In 2003, law school's International Environmental Moot Court team took first place in United States and came in second in the world. *Id.* In 2007, the law school's moot court team again won first place in the national Native American Moot Court Competition. *Id.*

The law school's ABA Client Counseling Competition team won

the regional competition two times and earned runner-up honors two times.³⁴

CONTRIBUTIONS AND INFLUENCE OF RICHARDSON GRADUATES

Civic Leadership

At the September 4, 1973 opening of the law school, Chief Justice William S. Richardson addressed the first incoming class. He pointed out that historically many of Hawaii's leaders and policymakers had law degrees, and that as lawyers, judges, law makers and civil servants, they would be instrumental in shaping Hawaii's future.³⁵

In the audience was 27-year-old John D. Waihe'e III. He was one of the 53 students selected to enter the law school in its first class. Waihe'e recalls that he and his classmates were imbued with a sense of mission instilled by the admonitions of Chief Justice Richardson. Waihe'e recalls that many of his classmates came from public service backgrounds, and that several had worked at the State Legislature.³⁶

Community service and public interest have always been a part of the law school's admissions criteria. John Waihe'e's background exemplifies that tradition. Waihe'e was raised in Ahualoa, a rural agricultural community straddling the sugar cane plantation fields of Honokaa and the cattle ranch lands of Waimea on Hawai'i Island. *Id.*

John Waihe'e was born into a Native Hawaiian family in which concerns about the long wait for awards of Hawaiian Home Lands and other issues affecting Native Hawaiians were frequently discussed. He learned from a young age that addressing these issues required the involvement of lawyers. Waihe'e decided then that he would at some point in his life become a lawyer. He attended college in Michigan where he studied urban planning as an undergraduate and in graduate school. *Id.*

While attending college, Waihe'e engaged in student activism and community organizing. Based largely on that back-

ground, he was offered a high-paying job as director of affirmative action for a large national corporation. Waihe'e realized that if he took that job, he and his young family would likely never return to Hawaii to live. Instead, he decided to return home with no job prospects in sight. Waihe'e eventually obtained a position in Kalihi-Palama with Model Cities, a federal program designed to provide services to low-income communities. *Id.*

Although Waihe'e had been accepted to attend law school at Georgetown, he opted instead to apply for admission to the University of Hawai'i School of Law. Following his graduation from law school, Waihe'e entered into a long career of public service which included his serving as a delegate to the 1978 Hawai'i Constitutional Convention where he was instrumental in the creation of the Office of Hawaiian Affairs. Later in his career, he was appointed by Gov. Neil Abercrombie to the Hawaiian Roll Commission which is now known as Kana'iolo'owalu. *Id.*

Waihe'e was elected to the Hawai'i State House of Representatives, served as lieutenant governor under Governor George Ariyoshi and became the fourth governor of the State of Hawai'i (1986 to 1994). John Waihe'e was the first Native Hawaiian to serve as governor of any state in the country. Waihe'e continues his involvement in civic affairs pertaining to Hawaiian Sovereignty and the future of Hawai'i. *Id.*

Career-Long Service to the Federated States of Micronesia

Dennis K. Yamase (Class of 1982) became the first student from the William S. Richardson School of Law to serve as a legal extern to the Supreme Court of the Federated States of Micronesia (FSM) and the FSM National Congress. That was the beginning of what would become a forty-years long career, serving in many high-level positions in the governments of the Republic of Palau (ROP), the Federated States of Micronesia and the Commonwealth of the Northern

Mariana Islands (CNMI).³⁷

Yamase played a leadership role in the 1990 FSM Constitutional Convention and helped write the first amendments to the FSM constitution that was ratified in 1978. He drafted numerous revisions of laws of the FSM and the various States which resulted in codification of the various bodies of law in Micronesia. He designed and built the FSM Legal Information System (FSM LIS) website which provides free public access to constitutions, codes, court decisions, rules and other legal information. Yamase also drafted laws governing the conduct of elections. *Id.*

Yamase was a nation builder who was charged with implementing the Compact of Free Association (COFA) with the United States at a critical time when the FSM was being brought into the international community of nations. That process required resolution of many novel and unprecedented legal issues. *Id.*

In 2002, Yamase was confirmed as an Associate Justice of the Supreme Court of the Federated States of Micronesia. He thus became the first alumnus of William S. Richardson School of Law to serve as a Supreme Court Justice in any jurisdiction. In 2015, Yamase was appointed Chief Justice of the Supreme Court of the Federated States of Micronesia, again another first for any alumnus from the law school. He retired from that position in 2021; and returned to Hawaii with his wife, Bebe and his family. *Id.*

Yamase's contributions to the people of Micronesia will be long-lasting. They reflect favorably not only on the caliber of legal scholarship, but also to the law school's commitment to serving to the peoples of the Pacific.

Protecting the Interests of Youngsters in the Family Court

Laurie A. Tochiki (Class of 1980) has been a leader in implementing changes in the family court designed to improve the protection of youngsters. In 1994, after 14 years of private practice, Tochiki

became an Assistant Professor at the law school where she established the Family Law Clinic. In 1995, she collaborated with Stephanie Rezens (Class of 1977) and Family Court Judge Evelyn Lance to establish Kids First, a divorce education program on O'ahu. Kids First has two simultaneous parts, the adult section helps parents going through a divorce action understand how children are affected by divorce and gives parents skills and knowledge to help them support their children through the process. At the same time children participate in activities that help them understand that they are not alone, that divorce is not their fault, and helps them cope with the changes in their family. In 1996, Tochiki and Arlynn Livingston created the 'Ohana Conferencing model which brings family and service providers into the decision-making process in child welfare cases. 'Ohana Conferencing was established as a collaboration between the

family court and the Department of Human Services. Tochiki is currently Executive Director of EPIC 'Ohana (Effective Planning and Innovative Communication). In addition to services like 'Ohana Conferencing, Youth Circles, Family Finding and Family Wrap Hawai'i, EPIC 'Ohana is the lead agency in a network of 30 organizations and individuals called Na Kama a Haloa. That network was formed to improve the outcomes for Native Hawaiian children in the child welfare system. One project in that network, Malama 'Ohana, is a working group which convenes listening sessions and develops proposals. Tochiki is a co-chair of Malama 'Ohana. EPIC 'Ohana also has several initiatives including HI HOPES, a youth leadership board that promotes financial literacy training for current and former foster youth. HI HOPES helped to extend the foster care

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LEADERS IN UPSCALE PROPERTIES

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services under program now called *Imua K kou* (Moving Forward Together).³⁸

Faye T. Kimura (Class of 1980) has also spearheaded changes through the Court Improvement Program, which she has coordinated since 1995. This program has organized annual conferences since 2007 that strengthen the voices of youth in foster care and provide updates for the child welfare community on child welfare law and pertinent topics in multidisciplinary practice. In 2006, the law school brought in Kimura to support efforts that help families and youth involved in the child welfare system. Zero to Three Court, the Ho'olokahi Parent Orientation Program, Imua K kou (extended voluntary foster care) Court, the O'ahu Child Welfare Mediation Program, and a child welfare clinic and externship are a few of the programs that benefited from these efforts, which required the hard work of many law fellows and law school research assistants through the years.³⁹

EPILOGUE BY CAMILLE A. NELSON, DEAN OF THE WILLIAM S. RICHARDSON SCHOOL OF LAW

It is appropriate that we celebrate the William S. Richardson School of Law as the venerable institution that it has become. With the retirement and passing of so many of its faculty, the law school is now at an inflection point.

As is the case with many national institutions, demographic shifts, economic constraints, enhanced competition, and of course the pandemic, have highlighted the increasingly complex world in which law schools operate. The 50th anniversary of the law school presents us with both an opportunity for reflection on the tremendous role that the William S. Richardson School of Law has played in an increasingly complicated world, as well as for renewal and fortification of the law school to best prepare it for the next several decades.

The law school was founded with an

ambitious goal. It was created with an inspired mission, to be "... a collaborative, multicultural community preparing students for excellence in the practice of law and related careers that advance justice and the rule of law. ... [It] embrace[s] Hawaii's diversity and values and recognize[s] a special responsibility to our state and the Pacific region." In order to pursue its mission of "...broadening access to legal education, promoting greater diversity in the bar, and expanding educational opportunities to the state and region, we must appreciate what it takes in terms of resources and talent to achieve these ends.

As we look to the next 50 years, we should recommit to investing in the power and potential of the William S. Richardson School of Law through our commitments of time, talent, and treasure. The law school requires external support to thrive. For instance, the commitment to hire graduates from the William S. Richardson School of Law ensures that its students fulfill their professional goals and allows them to make a positive difference in our communities, both near and far. Hiring Richardson graduates also boosts the demand for the quality professional legal education provided by the law school and contributes to its national ranking.

The generosity of alumni and friends underwrites programmatic excellence and helps the law school attract and retain excellent faculty in an increasingly competitive legal academy – this is a particular challenge for Richardson Law as a public school in a very high-cost location. Similarly, donations allow the law school to better prepare its students for legal practice through extracurricular opportunities, wellness support, research and writing opportunities, and of course scholarship and aid support. In sum, in order to actualize its mission, the law school needs our support.

¹ William S. Richardson's September 4, 1973 address to first incoming law class; Video interview with David L. Callies, Professor emeritus of the William S. Richardson School of Law, retired (Chief Justice Richardson emphasized on a number of occasions that establishing a first-rate law school was a top priority.) (Apr. 9, 2023).

² Recognition for building the permanent structure of law school must be given to the efforts of Wallace S. (Wally) Fujiyama, among other things, in bringing in renown legal educator and former Dean of Hastings College of the Law, Marvin J. Anderson, to serve as Dean of the law school and later as Chancellor of University of Hawai'i, M noa Campus.

³ <http://hoku.law.hawaii.edu/personnel/bowman/addison>; <https://www.amazon.com/s?k=hawaii+rules+of+evidence%252C+addison+Bowman&crd>.

⁴ <http://hoku.law.hawaii.edu/personnel/bowman/addison>.

⁵ <http://archives.law.hawaii.edu/exhibits/show/jon-van-dyke-collection>.

⁶ Outstanding Professor of the Year (1984, 1993, 1996 and 2002); Regents Medal for Excellence in Research (2009); President's Citation for Meritorious Teaching (1987).

⁷ <http://archives.law.hawaii.edu/exhibits/show/jon-van-dyke-collection>.

⁸ <https://law.hawaii.edu/academics/jom-van-dyke-institute/>.

⁹ <http://hoku.law.hawaii.edu/personnel/chang/williamson>.

¹⁰ <http://hoku.law.hawaii.edu/personnel/chang/williamson>.

¹¹ <http://hoku.law.hawaii.edu/personnel/chang/williamson>.

¹² University of Wisconsin at Madison, the University of San Francisco, the National University of Hiroshima, and the University of Western Australia; <http://hoku.law.hawaii.edu/personnel/chang/williamson>.

¹³ Samples of his writing include: *The Akaka Bill, Hawaiian Sovereignty, and an Indigenous Voice for the Ocean: A Proposal for a Native Hawaiian Trusteeship over the Northwest Hawaiian Islands*, President's Interagency Ocean Policy Task Force, September 29, 2009; *The Life of the Law is Perpetuated in Righteousness: The Jurisprudence of William S. Richardson*, 33 Univ. of Haw. L. Rev. 99 (2010); *Indigenous Values and the Law of the Sea*, in Van Dyke, Broder, Lee and Paik, eds. (2013); *On Annexation of Hawaii, Scalia Fails Constitutionality Test, Civil Beat Hawaii* (March 17, 2015) *Missing the Boat: The Ninth Circuit, Hawaiian Water Rights and the Constitutionality of Retroactive Overruling*, 16 Golden Gate University Law Review 123 (1986).

¹⁴ July 17, 2023 Interview with Professor Williamson B.C. Chang; *McBryde Sugar Company, Limited v. Robinson*, 517 P.2d 26 (Hawai'i Sup. Ct.

1973) (Water Rights); *County of Hawaii v. Sotomura*, 517 P.2d 57 (Hawaii Sup. Ct. 1973) (Public Access to Beach and Coastline); *State of Hawaii v. Zimring*, 566 P.2d 725 (Hawaii Sup. Ct. 1977) (Ownership of New Land Created by Lava Flows).

¹⁵ Interview with David L. Callies, Professor emeritus of the William S. Richardson School of Law, retired (Apr. 9, 2023); <https://hoku.law.hawaii.edu/personnel/callies/dauid>;

https://en.wikipedia.org/wiki/David_L._Callies#.

¹⁶ <https://hoku.law.hawaii.edu/personnel/callies/david>;

https://en.wikipedia.org/wiki/David_L._Callies#.

¹⁷ <https://hoku.law.hawaii.edu/personnel/callies/david>;

https://en.wikipedia.org/wiki/David_L._Callies#.

¹⁸ <http://hoku.law.hawaii.edu/personnel/barkai/john>;

<http://www2.hawaii.edu/~barkai/index.html>; Professor John Barkai's curriculum vitae available from him; interviews with Professor John Barkai on July 12 and 15, 2023.

¹⁹ https://en.wikipedia.org/wiki/Randall_Roth; <http://hoku.law.hawaii.edu/personnel/roth/randall>.

²⁰ Randall Roth, 'Going Along to Get Along' Leads to Government Corruption, *Island Voices*, *Honolulu Star-Advertiser* (June 29, 2023 at Page A13).

²¹ Chris Iijima, Aviam Soifer, and Shirley Garcia, *Island Voices*, *Law Program Serving Hawaii Well*, *Honolulu Advertiser*, May 6, 2005; Memorandum from Shirley Garcia to Carol Mon Lee, January 13, 2005.

²² June 12 and July 13, 2023 Interviews with Troy J. H. Andrade, current Director of the Ulu Lehua Scholars Program.

²³ *Island Voices*, *Law Program Serving Hawaii Well*; *Honolulu Advertiser*, May 6, 2005.

²⁴ June 12 and July 13, 2023 Interviews with Professor Troy J. H. Andrade.

²⁵ May 12 and July 13, 2023 Interviews with Kanoelani Pu'uohau; Prior to taking her current position, Pu'uohau worked in KSBE's Community Engagement and Resources Group, where she was responsible for managing priority projects for the Senior Director of Hawaii Island;

<https://www.zoominfo.com/p/Kanoe-Puuhau/2109016582>.

²⁶ Law Professors Linda J. Krieger, Eric K. Yamamoto, Calvin G.C. Pang, Melody K. MacKenzie, D. Kapua'ala Sproat, Susan K. Serano, David M. Forman, Maxine A. Burkett, Malia K.H. Akutagawa, Derek H. Kauanoie,

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Richard J. Wallsgrove, Gregory R. Kim, and Troy J. H. Andrade, Dean Laurie A. Tochiki, and her community of Ulu Lehua scholars.

²⁷ May 12 and July 13, 2023 Interviews with Kanoelani Pu'uohau.

²⁸ <https://manoa.hawaii.edu/kahuliao/>.

²⁹ Interviews with Professor Derek Kauanoo on May 11 and May 19, 2023.

³⁰ Law School Time Line, <https://law.hawaii.edu/about-us/about-william-s-richardson/timeline/>.

³¹ Williamson B.C. Chang was the faculty advisor to Yvonne E. Chotzen, Calvin E. Young, and Gregory L. Lui-Kwan.

³² <https://law.hawaii.edu/about-us/about-william-s-richardson/timeline/>.

³³ <https://law.hawaii.edu/about-us/about-william-s-richardson/timeline/>; Interview with David P. McCauley in May of 2023.

³⁴ Interview with Professor Calvin Pang on April 17, 2023.

³⁵ William S. Richardson's September 4, 1973 address to first incoming law class.

³⁶ Interviews with John D. Waihee III on July 13 and 16, 2023.

³⁷ 2022 William S. Richardson School of Law Co-Alumnus of the Year Program.

³⁸ Interviews with Laurie A. Tochiki on July 3 and July 5, 2023.

³⁹ Interviews with Faye T. Kimura on July 7 and July 11, 2023.

⁴⁰ Interview with Dean Camille A. Nelson on May 18, 2023.

Gregory L. Lui-Kwan is a 1982 graduate of the William S. Richardson School of Law. He is a current board member and a past president of the Senior Counsel Division of the Hawaii State Bar Association. He has previously served on the Initiatives Committee to the Hawaii Supreme Court Commission on Access to Justice and is a past president of the William S. Richardson School of Law Alumni Association.