APPELLATE LITIGATION

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<table>
<thead>
<tr>
<th>Faculty</th>
<th>Prof. Steven Goldblatt and Fellows</th>
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<tbody>
<tr>
<td>What do students do</td>
<td>Students brief and argue cases before several courts, including federal courts of appeals, represent indigent people before the Board of Immigration Appeals, and file amicus curiae briefs in the U.S. Supreme Court and other courts</td>
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<tr>
<td>Semester or year-long</td>
<td>Year-long</td>
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<tr>
<td>Open to</td>
<td>3Ls and 4Es (41 credits)</td>
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<tr>
<td>Prerequisite(s)</td>
<td>All first year courses</td>
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<tr>
<td>Credits</td>
<td>9</td>
</tr>
<tr>
<td>Meets WR requirement</td>
<td>Yes</td>
</tr>
<tr>
<td>Requires Student Bar Certification</td>
<td>Yes</td>
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<tr>
<td>How many students</td>
<td>16</td>
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<tr>
<td>Conflicts</td>
<td>Possible conflicts for students with part-time or full-time jobs with the Federal or D.C. governments</td>
</tr>
<tr>
<td>Average time commitment</td>
<td>16 hours/week, on average. Work on cases may continue through breaks or exam periods.</td>
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<tr>
<td>Seminar hours</td>
<td>Wed. 1:20-3:20 p.m.</td>
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<tr>
<td>Orientation</td>
<td>None planned for before classes begin</td>
</tr>
<tr>
<td>Information session(s)</td>
<td>Tuesday, March 31, 2015, from 2:00 p.m. to 3:00 p.m. - H5020; Wednesday, April 1, 2015, from 3:30 p.m. to 6:30 p.m. (open house in Appellate Litigation Clinic Office) - McD 306</td>
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</tbody>
</table>

THE PROGRAM

Beginning in the Fall Semester of 2015, a group of 16 students will join the Appellate Litigation Program. The group will brief and argue cases before several different courts, including federal courts of appeals, under the supervision of Professor Steven H. Goldblatt and two highly qualified supervising attorneys, both of whom will be earning graduate degrees in advocacy. The Program also represents indigent people before the Board of Immigration Appeals and files amicus curiae briefs in the Supreme Court of the United States and other courts. The nine-credit, year-long Program satisfies the legal writing requirement.

Briefing and arguing appeals requires intensive training in appellate practice, procedure, research, issue formulation, and writing. The training emphasizes improving analytical skills and clarity in both writing and oral advocacy. In general, each student, in conjunction with one of the Program attorneys, will produce two major documents for filing (e.g., briefs, motions, petitions for writs of certiorari). Only a small number of the Program’s students will appear before appellate courts for oral argument. All students, however, will receive training in oral advocacy during the year. Whenever possible, students interact directly with clients through visits, phone calls, and letters.

The caseload of the Program is generally composed of civil rights, immigration, habeas corpus, and a variety of other civil cases. A Lexis or Westlaw database search will yield a representative sample of the types of cases that we undertake. Although the breakdown varies from year to year, these cases,
regardless of type, often raise important constitutional and statutory questions. In the past, the Program has argued several cases on the merits in the United States Supreme Court.

**OUR COMMITMENT**

Professor Goldblatt is an experienced appellate lawyer, having appeared before the United States Supreme Court, many federal circuit courts of appeals, the United States Court of Appeals for the Armed Forces, and state appellate courts. He is also a director of the Supreme Court Institute. The two appellate advocacy fellows are lawyers selected on the basis of outstanding academic records, excellent writing skills, clerkship experience, and significant prior appellate litigation experience. They work closely with students in developing their written and oral advocacy skills.

The staff is committed to teaching the finest appellate advocacy. The students learn to analyze a set of facts, develop legal issues, and produce a superb written product. Supervision is often in a 2- or 3-to-1 student/attorney ratio. Using videotape and moot court techniques, we teach each student the art of oral advocacy.

By virtue of its docket of cases from federal circuit courts of appeals and other courts, the Program gives students first-hand experience with the operation of a small appellate law firm and the administration of justice in both the federal and state courts.

**YOUR COMMITMENT**

A nine-credit, year-long clinical program is a significant commitment. It offers students more than just exposure to a branch of law; it is an opportunity to be a lawyer and to work in a partnership under the guidance of experienced lawyers. Students joining the Program will be required to put in substantial work, including preparing for oral argument, writing briefs, and attending the two-hour weekly seminar. Evening division students who can: 1) attend the scheduled Wednesday afternoon seminar; 2) attend at least two Supreme Court Institute moot courts, which are generally held in the afternoon; and, 3) have sufficient work flexibility to take leave time as needed, particularly the week before a major assignment is due, are encouraged to apply.

Under the supervision of one of the attorneys, you will work in a team or alone on at least two written projects during the year. Your goal will be to produce a written and oral product that meets the highest professional standards.

The weekly seminar emphasizes student participation and covers a broad spectrum of issues confronting appellate litigators, such as brief writing, the nuances of oral argument, appellate jurisdiction and procedure, standards of review, and the meaning of professional responsibility in the appellate context. Case assignments generally are completed by the end of classes in April, although some work during exams may be necessary. In that event, steps are taken to ensure that students have adequate time to complete these assignments and prepare for their exams. Students are also cautioned that work on cases may be necessary during holidays or breaks. We attempt to work around exam and break schedules, but this is not always possible.

Students are also expected to attend at least two Supreme Court Institute moot courts during the year. These moot courts provide an excellent opportunity to watch lawyers working on the preparation for oral argument before the highest court in the land and then have the opportunity to see how well the lawyers were able to anticipate the questions posed at the actual argument. Students meet with Professor Goldblatt after the moot court and the real argument have taken place to discuss the experience.
Overall, you can anticipate a time commitment of roughly sixteen hours per week. That number indicates how total hours worked would average out at the end of the school year. The time actually devoted to the Program will be concentrated around the time of writing assignments and oral arguments. When briefs are due, substantially more than sixteen hours per week should be expected. Fewer than sixteen hours is the norm when briefs are not due. It is relatively easy to plan around these assignments because you will know about them well in advance.

The Clinic does not conduct an orientation session before classes begin in the Fall.

**SELECTION CRITERIA/APPLICATION PROCESS**

The Appellate Litigation Program has slots for 16 students. In addition to submitting the general clinic application materials online by 11:59 p.m. on Wed., April 8, 2015, we require that applicants submit a writing sample to applit@law.georgetown.edu or drop it off in McDonough suite 306 by the April 8 deadline. If a student is selected and has not taken Evidence, she/he is encouraged, but not required, to do so while enrolled in the Program.

Students who are employed by the federal government or the District of Columbia may have a conflict of interest that will prevent them from enrolling in this Program. If you have worked for, or plan to work for, the federal government or the District of Columbia, please speak to the Program Director about a possible conflict BEFORE applying for the Program. Once enrolled in the Program, students may not undertake government employment or internships during the school year without the approval of the Program Director.

We will conduct an informal group information session to help students determine whether they wish to apply to this Program. This session is designed to ensure that the students who apply are fully aware of the obligations associated with participation in the Program. The session will be held on March 31, 2015 from 2:00 pm to 3:00 pm in H5020. Additionally, we will be holding an Open House in our Program Office (McD 306) on April 1, 2015 from 3:30 pm to 6:30 pm. Interested students are strongly encouraged to attend either the information session or the Open House. If students cannot attend either of the scheduled sessions, they should stop by the Program Office (McD 306) to speak with one of the staff or set up an appointment.

We consider two factors to be important qualifications for admission to the Program: demonstrated interest/relevant experience (such as previous litigation work, clerkships, research assistantships, moot court, law fellows, etc.) and well-developed writing skills. If our Program is oversubscribed, we will first admit people who are very strong in both categories. We will fill remaining slots from a pool of applicants who are very strong in at least one category. We will admit people from the latter group at random unless it becomes necessary to make some selections on a non-random basis to ensure that we have a diverse group of Program students. This reservation is necessary to the Program pedagogy.

**2015-2016 CLINIC STAFF**

**Professor Steven H. Goldblatt, Director**
B.A., Franklin & Marshall; J.D., Georgetown

After graduating from the Law Center in 1970, Professor Goldblatt was an Assistant District Attorney and then a Deputy District Attorney of Philadelphia. He has been chair of the American Bar Association Criminal Justice Section Amicus Curiae Briefs Committee (1982-1999). In 1985, he was a member of the ABA committee that issued the report, "Appellate Litigation Skills Training: The Role of the Law Schools." He served as reporter to the ABA Criminal Justice Section's Special Committee on Criminal
Justice in a Free Society. That committee's report, Criminal Justice in Crisis, was published in 1988. In 1992, he was the reporter to the ABA Task Force on Minorities in the Justice System. Its July 1992 report was adopted by the ABA. He has argued four cases in the United States Supreme Court on behalf of Appellate Litigation Clinic clients, and now serves as the faculty co-director of the Supreme Court Institute. He currently serves as the Chairperson of the Rules Advisory Committee of the U.S. Court of Appeals for the Armed Forces and has served on the ABA Criminal Justice Standards Committee.

**Adjunct Professor Roy T. Englert, Jr.**
B.A., Princeton; J.D., Harvard

Professor Englert began working with the clinic eleven years ago on SEC v. Zandford, 122 S. Ct. 1899 (2002). The next year he was appointed as an adjunct professor and consults with clinic students on cases, participating in seminar instruction, and providing career counseling. He is the founding partner of Robbins, Russell, Englert, Orseck & Untereiner LLP. Professor Englert was formerly a partner at Mayer, Brown & Platt in Washington, D.C., an Assistant to the Solicitor General at the United States Department of Justice, and an associate at Wilmer, Cutler & Pickering in Washington, D.C. He was also a Court Law Clerk for the United States Court of Appeals for the District of Columbia Circuit. Throughout his career, Professor Englert's principal focus has been appellate litigation and antitrust law. His appellate experience includes arguing 12 cases in the Supreme Court of the United States, winning 10, losing 1, and achieving a split decision in 1. He has also briefed many other Supreme Court cases, and briefed and argued many cases in other state and federal appellate courts. His appellate cases have spanned virtually all fields of law, including antitrust, bankruptcy, employment discrimination, federal jurisdiction, administrative law, RICO, and punitive damages. Professor Englert's antitrust experience includes representing clients at trial and on appeal, negotiating with federal antitrust agencies, and providing antitrust counseling. He has also worked on competition issues in large railroad mergers before the Surface Transportation Board and its predecessor. His professional affiliations include membership in the ABA Section of Antitrust Law, the Supreme Court Historical Society, the Outside Advisory Board of the Georgetown Supreme Court Institute, and the Constitutional & Administrative Law Advisory Committee of the National Chamber Litigation Center.

**Ruthanne Deutsch**
Second Year Fellow as of Fall 2015

Ruthanne Deutsch has been involved in appellate litigation since she was a student participant in Georgetown University Law Center's Appellate Litigation Clinic. She received her J.D., from the Law Center, summa cum laude, in 2004. Prior to returning to Georgetown, Ms. Deutsch was a Senior Counsel in the Supreme Court and Appellate Practice Group at Akin Gump Strauss Hauer & Feld, LLP. She also served as an Attorney in the Office of General Counsel at the Federal Trade Commission, and was an associate in the national appellate practice of Sidley Austin, LLP. Ms. Deutsch clerked for Judge Timothy B. Dyk of the U.S. Court of Appeals for the Federal Circuit and Justice Ruth Bader Ginsburg of the United States Supreme Court. She is a member of the Edward Coke Appellate Inn of Court. Ms. Deutsch has briefed cases in the United States Supreme Court, the United States Courts of Appeals for the Federal, Second, Third, Fourth, Fifth, Ninth, Eleventh, and D.C. Circuits, and in the highest courts of Arizona, Delaware, Maryland, New Jersey, Virginia, and Wisconsin. She has argued before the Fourth and Eleventh Circuits.

Before becoming a lawyer, Ms. Deutsch's work as an international development economist focused on demonstrating that human capital investments and social inclusion policies could increase growth and reduce poverty. She has worked and traveled widely throughout Southern Africa and Latin America and the Caribbean, and is fluent in Spanish and Portuguese. Ms. Deutsch earned her undergraduate degree,
cum laude in economics, from Amherst College. She then earned her Masters in International Relations and her Doctorate in Economics from Yale University.

The other fellowship position will be filled by Summer 2015.

2014-15 APPELLATE LITIGATION STUDENTS:

1. Jennifer C. Coleman - jcc289@law.georgetown.edu
2. Mark A. Clifford - mac376@law.georgetown.edu
3. Jennifer Goldstein - jennifersgoldstein@gmail.com
4. Clay Greenberg - claygreenberg@gmail.com
5. Matthew Greer - mg256@georgetown.edu
6. Utsav Gupta - ug18@law.georgetown.edu
7. William A. Hornbeck - wah38@law.georgetown.edu
8. Victor Kessler - vk146@law.georgetown.edu
9. Adria M. Lamba - adria.lamba@gmail.com
10. Derick S. Lennox - dsl53@law.georgetown.edu
11. Emily K. Merki - ekmerki@gmail.com
12. Elizabeth A. Purcell - eap68@law.georgetown.edu
13. Stephen Raiola - eap68@law.georgetown.edu
14. Danielle L. Scoliere - dls82@law.georgetown.edu
15. Ryan Sellinger - rhs40@law.georgetown.edu
16. Katurah Topps - kft7@georgetown.edu
17. Meredith Wood - maw233@law.georgetown.edu