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Deans' Reception and Dinner

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DEANS' RECEPTION AND DINNER

Speaker – Daniel D. Ujcz

Speaker – Robert Rawson

INTRODUCTION

Speaker – Daniel D. Ujcz

MR. UJCZO: Good evening. I am Daniel Ujcz, the Managing Director of the Canada-United States Law Institute.¹ As you may recall, it was about this time last year that we convened in this very room to celebrate the twenty-fifth anniversary of Henry King's leadership of the Canada-United States Law Institute. It took Henry only about a year to create this annual conference.²

As I stated a few times this weekend, Henry suffered a health issue in the fall. He is at home recovering, and unfortunately could not join us. However, I think that he had the program in front of him throughout the day, because at the end of every session, I received a phone call. Of course, I made the mistake of not answering the call one time, because we were in the middle of the session and I said, "I am sorry Henry, the session ran a bit long." That statement was followed by a five minute lecture on how to keep the conference on time. One thing that we do want to do is let him know that we are thinking of him. Thus, we purchased a book for the twenty-fifth anniversary of the conference he created.³ For those of you that desire to leave messages for Henry, we will take the notebook with us tomorrow when we debrief him on how the conference went. So, as you exit this evening if you would like to leave Henry a note, please do so, and we will make sure that he receives it.

I want to thank all of today's speakers and panelists, those scheduled for tomorrow, and in particular our panelists this evening: James Blanchard,

¹ Canada-United States Law Institute, Executive Committee and Advisory Board, http://cusli.org/about/advisory_board.html (last visited Nov. 10, 2009).

² See Canada-United States Law Institute, History, Establishment of the Annual Conference, <http://cusli.org/about/history.html#annual> (last visited Nov. 10, 2009).

³ See *id.*

Jessica LeCroy, Michael Kergin, and our moderator, David Crane. I also want to publicly recognize the members of our Executive Committee that are present this evening.⁴ To borrow a phrase that Katie Friedman utilized during our last session, the Institute sits at the intersection of the academia and the real world. Our Executive Committee is comprised of representatives from our two founding institutions, Case Western Reserve University School of Law and The University of Western Ontario Faculty of Law along with members of the private sector.⁵ On the Canadian side, the members in attendance this evening are Selma Lussenburg, Michael Robinson of Fasken Martineau, and James McIlroy of McIlroy and McIlroy.⁶ On the United States side, the members are Richard Newcomb of DLA Piper, Richard Cunningham of Steptoe and Johnson, and Donald Cameron of Troutman and Sanders.⁷ I also thank the many members of the Canada-United States Law Institute Advisory Board that are joining us this evening.⁸

I extend our warm welcome and deep thanks to the many public servants that are present with us this evening, including Consul General Robert Noble, Stephen Brereton from the Consulate General of Canada in Buffalo, the members of the Department of Foreign Affairs and International Trade Canada, the members of Agriculture and Agri-Food Canada, members of Industry Canada, and the members from the United States Departments of State, Commerce, and Homeland Security. We are also privileged to have with us Rear Admiral Peter Neffenger of the United States Coast Guard Ninth District.⁹ Actually, the Canada-United States Law Institute has a special relationship with the United States Coast Guard. In the Department of Homeland Security/United States Coast Guard Lab at Case Western Reserve University students perform legal research on behalf of the Coast Guard's Judge Advocate General.

The Canada-United States Law Institute, for the past thirty-three years, has been based at two academic institutions; as I said, our two founding institutions are Case Western Reserve University School of Law and The University of Western Ontario Faculty of Law.¹⁰ I offer a special thanks to our Canadian Director, Chi Carmody, who bears the flag of the Institute at The University of Western Ontario, and to Professor Jon Groetzinger, our United

⁴ Canada-United States Law Institute, Executive Committee, <http://cusli.org/about/executive.html> (last visited Nov. 10, 2009).

⁵ *Id.*

⁶ *Id.*

⁷ *Id.*

⁸ Canada-United States Law Institute, Executive Committee and Advisory Board, *supra* note 1.

⁹ See United States Coast Guard, Leaders, <http://www.uscg.mil/flag/D9.asp> (last visited Nov. 10, 2009).

¹⁰ See Canada-United States Law Institute, History, *supra* note 2, at Institute Plan.

States Director at Case Western Reserve University. Of course, all decisions on the faculty do not happen without the continuous support of the administration.¹¹ I offer a special thanks to Dr. Ian Holloway at The University of Western Ontario, who is, as I understand it, the longest serving dean in Canada;¹² and the co-President of our Institute.¹³ We are quite fortunate at Case Western University, in our period of transition, to have the support of our dean, Robert Rawson.¹⁴ It is therefore my great privilege and high pleasure to introduce to you Dean Robert Rawson.

SPEAKER

*Robert Rawson**

MR. RAWSON: Thank you, and good evening. It is a pleasure and an honor for me to be here this evening. What Dan did not tell you is I am an

¹¹ See Canada-United States Law Institute, Executive Committee, *supra* note 4.

¹² See generally The University of Western Ontario, Faculty and Staff, <https://www.law.uwo.ca/lawsys/pages/contents.asp?contentName=Instructors&contentFileName=ihollowa> (last visited Nov. 8, 2009) (discussing career of Dr. Holloway).

¹³ See generally Canada-United States Law Institute, Founding Institutions & National Directors, http://www.cusli.org/about/founding_institutions.html (last visited Nov. 8, 2009) (discussing selection of Presidents of the Institute).

¹⁴ See Canada-United States Law Institute, Executive Committee, *supra* note 4.

* Robert Rawson counsels and litigates issues concerning antitrust and trade regulation. He has handled cases involving mergers and acquisitions, price discrimination, monopolization and attempted monopolization, price-fixing, class actions, intellectual property cases raising antitrust issues, and takeovers. In addition, he has significant experience in general commercial litigation. In his most recent trial he led a team for R.J. Reynolds Tobacco to a defense jury verdict on a price discrimination claim in which a tobacco retailer sought several billion dollars in damages allegedly caused by differences in prices offered to it as opposed to those offered to competitors. Before trial, the court granted summary judgment on plaintiff's claim of a Sherman Act conspiracy with other retailers. On the plaintiff's side, Bob won multimillions of dollars for Hospital Corporation of America (HCA) in a conspiracy and monopolization case against Blue Cross of Kansas. In denying Blue Cross's post-trial motions, in an unusual reference to an individual lawyer, the district court cited Bob's response to the court's challenge to present "one fact on the scales that this jury could weigh that somehow takes this to the jury on the question of conspiracy." The court stated, "Ever equal to the task, counselor Rawson responded articulately and persuasively." Later in the same opinion, the court asserted, "In my twenty-five years of active practice of law and what is now seven years as a Federal District Judge, I have never observed or even heard about a professional performance approaching that evident in this case . . . I am required to focus on the efforts of plaintiffs' attorneys, whose professionalism, dedication, efficiency, and attention to detail must be credited as phenomenal, deserving the regard and emulation of every practicing lawyer in this country."

interim dean and very new to these premises, but it is a pleasure for me to be able to add my welcome to those who already welcomed you to Cleveland on behalf of Case Western Reserve University School of Law. We are very proud of our international programs. Our International Cox Center is renowned around the world as one of the foremost leaders in the education of lawyers in the international issues that are so important to the world today.¹⁵ Among the jewels in the crown of the International Cox Center is the Canada-United States Law Institute and it is a pleasure for me, therefore, to be here this evening to add my welcome and my thanks to those which Dan has already indicated.

We are very proud of the collaboration with The University of Western Ontario Faculty of Law, and look forward to continuing that for many years. In fact, Associate Dean Jonathan Entin, United States Director Jon Groetzinger, and Managing Director Daniel Ujczko, all spent time this fall at Western in London, Ontario. Their visits are indicative of the kind of collaboration that we like to see.

I cannot, as the dean of the law school, stand here before you without also invoking the name of Henry King. I am here this evening because I got a letter from Henry, which said, "Would you please come and introduce this evening?" Of course, there is only one answer that you can give to Henry, and it was also an easy one, so here I am. We all know that Henry, some thirty years ago, launched this effort.¹⁶ It is amazing what he has accomplished in that period of time. From that conference has come a program that places a hundred Case Western Reserve University School of Law students, in a Canada-United States based curriculum.¹⁷ We have the *Canada-United States Law Journal*.¹⁸ On top of that, as I think you all know, the Niagara International Moot Court Competition emerged from Henry's leadership, as well as, a wide range of cross-border internships and externships.¹⁹ We are very proud of the Institute's progress, but we are also grateful to our present partners and looking forward to what the future will bring.

I could easily retrace Dan's footsteps in thanking all the speakers and all of the dignitaries and distinguished visitors who are here for the conference, but I am the only person standing between you and dinner, so I am going to

¹⁵ See Frederick K. Cox International Law Center, About the Center, http://law.case.edu/centers/cox/content.asp?content_id=26 (last visited Nov. 8, 2009).

¹⁶ See Canada-United States Law Institute, Advisory Board, *supra* note 1, at Administration Modifications.

¹⁷ See Canada-United States Law Institute, Curriculum and Exchange Programs, <http://www.cusli.org/curriculum/index.html> (last visited Nov. 8, 2009).

¹⁸ See Canada-United States Law Institute, Advisory Board, *supra* note 1, at Canada-United States Law Journal.

¹⁹ See generally Canada-United States Law Institute, Advisory Board, *supra* note 1, at History (discussing the Institute's history and functions).

forgo all that and simply say thank you to everyone. Lastly, I would like to close by emphasizing, again, our pride in the Institute and the conference. The Institute and this conference demonstrate what team play can do. This is the kind of collaboration that we need to have not only here in Cleveland but across the border. Case Western Reserve University is delighted to be partners with all of you in the room. So with that, let us enjoy dinner.

