

No. 99-372

In the
Supreme Court of the United States

October Term, 1999

In re **CARL BERNOFSKY, Petitioner**

DR. CARL BERNOFSKY,
Plaintiff - Petitioner,

v.

**ADMINISTRATORS OF THE TULANE EDUCATIONAL FUND
(TULANE UNIVERSITY SCHOOL OF MEDICINE),**
Defendant - Respondent,

Petition for Writ of Mandamus

Petitioner's Reply Brief

**CARL BERNOFSKY
6478 General Diaz Street
New Orleans, Louisiana 70124
(504) 486-4639**

Petitioner, Pro Se

QUESTION PRESENTED FOR REVIEW

Respondent, Administrators of the Tulane Educational Fund, has called into question the relationship of the Honorable Ginger Berrigan with Tulane University. Petitioner, Dr. Carl Bernofsky, by means of the documentary evidence appended herewith, corrects errors of fact introduced by respondent.

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STATEMENT OF THE CASE

I. Judge Berrigan's Adjunct Professorship

Respondent makes the claim that Judge Berrigan is not an adjunct faculty member at Tulane University and that her only involvement with teaching at Tulane was as a substitute teacher for the course taught by Judge Charles Schwartz, Jr. *Respondent's Brief in Opposition*, at 4.

Despite these assertions, Federal District Court Judge Ginger Berrigan was Adjunct Associate Professor of Law at Tulane University for many years and taught the course, *Trial Advocacy*, during the 1995-96 academic year. *Appendix*, at A-1 & A-2. Since then, Judge Berrigan has maintained a professional association with Tulane through her continued participation in the Law School's Judicial Externship Program (*Appendix*, at A-3 to A-5), and as a substitute instructor for the course, *Federal Practice & Procedure: Trials*, taught by Adjunct Professor, Federal District Court Judge Charles Schwartz, Jr. *Appendix*, at A-6 & A-7.

Judge Berrigan's desire to continue her professional relationship with Tulane as adjunct professor is demonstrated by her intention to participate in the Law School's Judicial Externship Program until at least 2000, as evidenced in the current Tulane Law School Catalog. *Appendix*, at A-5.

From petitioner's prior knowledge, Tulane's adjunct faculty appointments are made for periods of one or more academic years that begin on July 1st and end the following June 30th. Tulane's latest claim that "Judge Berrigan is not an adjunct faculty member," indicates that her latest appointment was allowed to lapse or not renewed, perhaps as a means of "damage control." This also raises the possibility of ex parte communications between the Judge and defendant.

The non-renewal of Judge Berrigan's adjunct appointment, coupled with Tulane's vigorous efforts to refute her association

with defendant and justify her right to sit in the proceedings currently before her, implies that Judge Berrigan may be more valuable to Tulane as a judge than as a teacher. These actions raise a material question of Tulane's underlying motivation in its strenuous opposition to an impartial judge.

II. Judge Berrigan's Board Membership

Respondent makes the claim that Judge Berrigan's membership on the Board of Directors of Tulane University's Amistad Research Center ended in 1994, just before petitioner filed his first lawsuit against Tulane in January, 1995. *Respondent's Brief in Opposition*, at 3.

Despite respondent's assertion, Federal District Court Judge Ginger Berrigan reported in the 1995, 1996, and 1997 editions of the *Almanac of the Federal Judiciary* that she had a continuing membership in Tulane's Amistad Research Center during all of those years. *Appendix*, at A-8 to A-10. The *Almanac of the Federal Judiciary* is updated twice annually, allowing her adequate opportunities to make earlier corrections. Moreover, Judge Berrigan never indicated that those entries were erroneous when her membership on Amistad's Board of Directors was pointed out in petitioner's initial motion for her recusal. *Bernofsky v. Tulane*, Civil Action No. 98-1792, Docket No. 18 (E.D. La. Oct. 15, 1998).

It was only after petitioner had discovered Judge Berrigan's continuing membership in Tulane's Amistad Research Center and raised objections to her adjudication in his lawsuits against Tulane that Judge Berrigan altered her record. The altered record appears in the *Almanac of the Federal Judiciary* for 1998. *Appendix*, at A-11. It creates the appearance that Judge Berrigan did not serve as a director of a Tulane research center during the time that she presided in petitioner's lawsuits against Tulane. Respondent now utilizes this newly-created record to support the claim that Judge Berrigan was not associated with the defendant

when she sat in petitioner's cases against Tulane. This appears to be another attempt at "damage control."

III. Tulane's Amistad Research Center

Tulane is justifiably proud of its Amistad Research Center and represents it publically as a Tulane University affiliate in newspapers and directories. *Appendix*, at A-12 & A-13, respectively.

Far from being an independent entity, the Amistad Research Center takes its place among the many centers established at Tulane University. *Appendix*, at A-14. Despite respondent's assertion of Amistad Center's total independence, the Center is subject to many of the same regulations imposed by Tulane on other centers located on its campus, and the financial and other material support that the Amistad Center receives from Tulane, as outlined in the initial Petition, is undisputed.

The integration of Amistad's key administrative personnel (*Appendix*, at A-15) into the Tulane family is exemplified by the listing of Amistad's Executive Director and Comptroller in Tulane University's Directory for Faculty and Staff. *Appendix*, at A-16 & A-17, respectively.

CONCLUSION

The arguments for mandamus put forth in the initial Petition remain unchanged, except they have acquired greater significance as a result of respondent's recent claims that were clearly intended to mislead this Honorable Court.

That the Honorable Ginger Berrigan, Judge of the United States District Court for the Eastern District of Louisiana, willfully concealed her material and long-term association with the defendant during the years that she sat in judgment of petitioner's lawsuits against Tulane University is undisputed. To offset this

state of affairs, respondent has attempted to minimize the significance of Judge Berrigan's association with the defendant. However, as demonstrated herein, respondent could accomplish this only by relying on misrepresentations of fact.

The extraordinary behavior of Judge Berrigan warrants the extraordinary remedy afforded by mandamus. For the reasons stated here and in the initial Petition, petitioner, Dr. Carl Bernofsky, respectfully prays that a writ be issued by this Honorable Court directed to respondent, the Honorable Ginger Berrigan, Judge of the United States District Court for the Eastern District of Louisiana, directing her to vacate her order denying petitioner's motion for recusal and disqualify herself from presiding in the action now pending before her, and to grant all other relief as the Court may deem proper.

Respectfully submitted,

Oct. 7, 1999

Date

s/ Carl Bernofsky

Carl Bernofsky, Petitioner *Pro Se*
(In Proper Person)
6478 General Diaz Street
New Orleans, Louisiana 70124
(504) 486-4639

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Research Center, in Tulane's Online X.500
Directory for Faculty and Staff, taken January,
1999 from Tulane's Web site A-17

Exhibit 1

Online catalog listing for the 1995-1996
Trial Advocacy Faculty, showing Judge Berrigan
as Associate Professor, excerpted from the *Tulane
Law School Web site*.

Tulane Law School

James A. Cobb Jr.

Professor and Director (spring), JD, Tulane University

Lynn Luker

Professor and Director (fall), JD, LL.M. in Admiralty, LL.M.

Julian Rollins Murray

Professor and Director (fall and spring), JD, Tulane University

Associate Professors

Michael Allweiss

JD, Tulane University

Judy Barrasso

JD, Tulane University

Roland Belsome

JD, Tulane University

Raul Bencomo

JD, Louisiana State University

Allan Berger

JD, Loyola University (La.)

The Honorable Ginger Berrigan

JD, Louisiana State University



James E. Blazek

Exhibit 2

Listing of the 1995-1996 Trial Advocacy Faculty, showing Judge Berrigan as Associate Professor, excerpted from the *Tulane Law School Catalog for 1995-96*, p. 104.

**1995-96 TRIAL ADVOCACY
FACULTY**

James A. Cobb Jr.

Professor and Director (spring), JD,
Tulane University

Lynn Luker

Professor and Director (fall), JD, LLM in
Admiralty, LLM in Energy &
Environment, Tulane University

Julian Rollins Murray

Professor and Director (fall and spring),
JD, Tulane University

Associate Professors

Michael Allweiss

JD, Tulane University

Judy Barrasso

JD, Tulane University

Roland Belsome

JD, Tulane University

Raul Bencomo

JD, Louisiana State University

Allan Berger

JD, Loyola University (La.)

→ **The Honorable Ginger Berrigan**

JD, Louisiana State University

James E. Blazek

JD, Loyola University

Michael Bollman

JD, Tulane University

Marie Bookman

JD, Loyola University (L

Joy Goldberg Brau

JD, Tulane University

Edward J. Castaing

JD, Tulane University

Michael M. Christo

JD, Tulane University

Bruce A. Cranner

JD, Tulane University

William S. Culver

JD, Loyola University

Samuel S. Dalton

JD, Loyola University (L

Michael H. Ellis

JD, Tulane University

Deborah Foshee

JD, Tulane University

The Honorable Edw

JD, Louisiana State Univ

Constantine Georg

JD, Tulane University

Robert Glass

JD, University of Pennsy

Exhibit 3

Listing of the 1996-1997 Judicial Externship Faculty, showing Judge Berrigan's participation in this program, excerpted from the *Tulane Law School Catalog for 1996-97*, p. 107.

Sam Rosen
Tulane University

John B. Schwartz
Tulane University

Arjun Sinha
Tulane University

David A. Solomon
Tulane University

James S. Stears
Tulane University

Richard D. Stanley
Tulane University

John S. Strasser
Harrison & Lee University

Roslyn Taylor
JD, Tulane University

Peter M. Thomson
JD, Tulane University

The Honorable Max Tobias
JD, Tulane University

Campbell E. Wallace
JD, Tulane University

Irving Warshauer
JD, Tulane University

Stephen L. Williamson
JD, Louisiana State University

Robert Winn
JD, Loyola University (La.)

JUDICIAL EXTERNSHIP FACULTY

**United States District Court
Judges**

**The Honorable Morey Leonard
Sear**
Director, Judicial Externship Program
JD, Tulane University

The Honorable Ginger Berrigan
JD, Louisiana State University

**The Honorable Edith Brown
Clement**
JD, Tulane University



Kirsten Engel

Exhibit 4

Listing of the 1997-1998 Judicial
Externship Faculty, showing Judge Berrigan's
participation in this program, excerpted from the
Tulane Law School Catalog for 1997-98, p. 103.

Peter M. Thomson
JD, Tulane University

The Honorable Max Tobias
JD, Tulane University

Campbell E. Wallace
JD, Tulane University

Stephen L. Williamson
JD, Louisiana State University

Robert Winn
JD, Loyola University (La.)

**JUDICIAL EXTERNSHIP
FACULTY**

**United States District Court
Judges**

**The Honorable Morey Leonard
Sear**
Director, Judicial Externship Program
JD, Tulane University

➔ **The Honorable Ginger Berrigan**
JD, Louisiana State University

**The Honorable Edith Brown
Clement**
JD, Tulane University

**The Honorable Stanwood R.
Duval, Jr.**
JD, Louisiana State University

The Honorable El
JD, Tulane University

**The Honorable Ma
Feldman**
LLB, Tulane University

**The Honorable M
Lemmon**
JD, Loyola University (

**The Honorable H
Mentz Jr.**
LLB, Louisiana State U

**The Honorable G.
Porteous**
JD, Louisiana State Un

The Honorable Sa
JD, Tulane University

United States Mi

The Honorable Al
JD, Tulane University

**The Honorable R
Fonseca**
JD, Loyola University (

**The Honorable Iv
Lemelle**
JD, Loyola University (

**The Honorable Jo
Wilkinson, Jr.**
JD, Tulane University

Exhibit 5

Listing of the 1998-2000 Judicial Externship Faculty, showing Judge Berrigan's intention to continue her participation in this program, excerpted from the *Tulane Law School Catalog for 1998-2000*, p. 103.

Bruce Whittaker
JD, Tulane University

Stephen L. Williamson
JD, Louisiana State University

Robert Winn
JD, Loyola University (La.)

**JUDICIAL EXTERNSHIP
FACULTY**

**United States District Court
Judges**

**The Honorable Morey Leonard
Sear**
Field Supervisor
JD, Tulane University

➔ **The Honorable Ginger Berrigan**
JD, Louisiana State University

**The Honorable Edith Brown
Clement**
JD, Tulane University

The Honorable Eldon E. Fallon
JD, Tulane University

**The Honorable Martin L. C.
Feldman**
LLB, Tulane University

**The Honorable Ivan L.R.
Lemelle**
JD, Loyola University (La.)

**The Honorable Mar
Lemmon**
JD, Loyola University (La.)

**The Honorable Henry
Mentz Jr.**
LLB, Louisiana State Univ

**The Honorable G. T.
Porteous**
JD, Louisiana State Univ

The Honorable Sara
JD, Tulane University

United States Magi

The Honorable Lanc
JD, University of North C

The Honorable Alma
JD, Tulane University

**The Honorable Ronald
Fonseca**
JD, Loyola University (La)

The Honorable Loui
JD, Loyola University (La)

**The Honorable Jose
Wilkinson, Jr.**
JD, Tulane University

Exhibit 6

Description of Judge Berrigan's teaching activity as a substitute instructor for Judge Charles Schwarz's section of the course, "*Federal Practice & Procedure: Trials*," from *Bernofsky v. Tulane*, Civil Action No. 98-1792, Docket No. 24 (E.D. La. Nov. 23, 1998).

MINUTE ENTRY
BERRIGAN, J.
NOVEMBER 23, 1998

DR. CARL BERNOFSKY

CIVIL ACTION

VERSUS

NO. 98-1792 c/w
98-2102

ADMINISTRATORS OF THE TULANE
EDUCATIONAL FUND

SECTION "C"

IT IS ORDERED that the plaintiff's motion for recusal is hereby DENIED. For the record, the undersigned's only teaching undertaking at Tulane University School of Law involved volunteer substitute teaching a few classes for Judge Charles Schwartz, Jr., which involved no compensation. In addition, the Amistad Research Center is a distinct corporate entity which is located on Tulane's campus. In any event, membership on the Amistad's Board of Directors ended several years ago. There is no basis for the plaintiff's suggestion that the undersigned's impartiality might reasonably be questioned by virtue of these two circumstances under 28 U.S.C. § 455.

s/ Ginger Berrigan

Exhibit 7

Course description of “*Federal Practice & Procedure: Trials*,” offered in sections, including the one taught by Judge Charles Schwarz, excerpted from the *Tulane Law School Catalog for 1998-2000*, p. 55.

Federal Practice & Procedure: Appeals Seminar

This course covers the Federal Rules of Appellate Procedure and their application in litigation before the federal courts. Topics include, but are not limited to, post-trial motions preparatory to appeal, perfecting an appeal, appeals from interlocutory orders, and US Supreme Court practice. This course is a component of the Appellate Advocacy Clinic and must be taken by students enrolled in that clinic. It is also open to students not enrolled in the Appellate Advocacy Clinic. This course is limited to 20 students. 3 credits. Mr. Allbritton.

Federal Practice & Procedure: Trials

This course covers the Federal Rules of Civil Procedure and their application in litigation before the federal courts. 2 credits. Judge Schwartz, Chief Judge Sear, and Magistrate Wilkinson.

Feminist Legal Theory

The course will present an overview of feminist legal theories, including radical, cultural, postmodern, and critical race aspects of feminist legal thought. We will also examine the application of feminist theories to specific areas of law, e.g., contract law, property law, and international law. 3 credits. Ms. O'Neill. Not offered 1998-99.

Financial Institutions

This course covers the law of banking, financial institutions, and capital markets. Monetary growth, Federal Reserve policies, deposit insurance, chartering, branches, electronic funds transfer, mergers, and holding companies are given major emphasis. A brief survey of contrasting regulation of savings institutions, insurance companies, mutual funds, pension funds, investment banking, and the stock markets is provided. Problems of discrimination, capital formation, inflation, deregulation, and regulatory reform are also considered. Students may take an examination for the whole grade or write a paper for part of the grade. 3 credits. Mr. Lovett.

Exhibit 8

Judge Berrigan's curriculum vitae for **1995**, showing her continuing board membership on Tulane's Amistad Research Center, excerpted from the *Almanac of the Federal Judiciary, 1995*, Vol. 1, 5th Circuit, p. 3.

Education Univ. of Wisconsin, B.A., 1969; American Univ., M.A., 1971; Louisiana State Univ., J.D. 1977

Private Practice Gravel Brady & Berrigan, New Orleans, 1978-94

Government Positions Staff Attorney, Governor's Pardon, Parole and Rehabilitation Commission, 1977-78; Law Clerk, Louisiana Department of Corrections, 1975-77; Legislative Aide Senator Joseph E. Biden, 1972-73; Staff Researcher, Senator Harold E. Hughes, 1971-72

Public Office Member, Louisiana Sentencing Commission, 1987-1994

Other Employment Assistant to Charles Evers, Mayor of Fayette, Miss., 1973-74; Graduate Assistant, Department of Communications, American Univ., 1971; Administrative Secretary, Boston College; Staff Assistant, Univ. of Wisconsin

Professional Associations Louisiana State Bar Assn., 1977- present; Bar Assn., Federal Fifth Circuit, 1986-present; Louisiana Assn. of Criminal Defense Lawyers, 1985-1994; New Orleans Assn. for Women Attorneys, 1987-1994; Louisiana Capital Defense Project, 1986-88

Other Activities Committee of 21, 1989-1993; American Civil Liberties Union of Louisiana, 1989-1993; Forum For Equality, 1990-1994; Amistad Research Center, Tulane Univ., 1990-present

Lawyers' Evaluation Lawyers with a limited number of appearances before Berrigan since her 1994 appointment are very impressed with her ability and willingness to work hard. "She is always well-prepared." "She is very bright and very thorough." "In terms of ability, she's the best." "She's very bright and very hard-working." "Her legal ability is excellent." "She has a brilliant legal mind." "She is very involved in the legal aspects of the case. She reads the briefs and the cases—the authorities, and is very prepared." "She's very good."

Litigators familiar with Berrigan said she is extremely cordial to lawyers. "She is the nicest judge to members of the bar. She has juice and coffee and donuts." "She's very cordial." "She is very courteous." "She talks to defendants—she is very cordial, she will greet them and wish them good luck." "She is the most pleasant judge. She is very lawyer-friendly." "She's extremely friendly to members of the bar. She makes you feel at home in her courtroom and chambers."

Berrigan keeps control of her courtroom, but lets attorneys present their cases, according to those familiar with her. "She takes her time to listen to everyone and

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Exhibit 9

Judge Berrigan's curriculum vitae for **1996**, showing her continuing board membership on Tulane's Amistad Research Center, excerpted from the *Almanac of the Federal Judiciary, 1996*, Vol. 1, 5th Circuit, p. 3.

District Judge; Louisiana, Eastern
500 Camp Street
Room 556
New Orleans, LA 70130
(504) 589-7410
Fax: (504) 589-2643
Born 1948; appointed in 1994 by President Clinton

Education Univ. of Wisconsin, B.A., 1969; American Univ., M.A., 1971; Louisiana State Univ., J.D. 1977

Private Practice Gravel Brady & Berrigan, New Orleans, 1978-94

Government Positions Staff Attorney, Governor's Pardon, Parole and Rehabilitation Commission, 1977-78; Law Clerk, Louisiana Department of Corrections, 1975-77; Legislative Aide Senator Joseph E. Biden, 1972-73; Staff Researcher, Senator Harold E. Hughes, 1971-72 •

Public Office Member, Louisiana Sentencing Commission, 1987-1994

Other Employment Assistant to Charles Evers, Mayor of Fayette, Miss., 1973-74; Graduate Assistant, Department of Communications, American Univ., 1971; Administrative Secretary, Boston College; Staff Assistant, Univ. of Wisconsin

Professional Associations Louisiana State Bar Assn., 1977- present; Bar Assn., Federal Fifth Circuit, 1986-present; Louisiana Assn. of Criminal Defense Lawyers, 1985-1994; New Orleans Assn. of Women Attorneys, 1987-1994; Louisiana Capital Defense Project, 1986-88

Other Activities Committee of 21, 1989-1993; American Civil Liberties Union of Louisiana, 1989-1993; Forum For Equality, 1990-1994; Amistad Research Center, Tulane Univ., 1990-present

Media Coverage 1996: Berrigan was assigned to oversee a class-action lawsuit against the nation's largest tobacco companies. Berrigan replaced Okla. B. Jones 2d, who died in January of leukemia. Berrigan's appointment to the case had no immediate effect because the class-action status was before a Federal appeals court in New Orleans at the time of Jones' death. Berrigan said of her assignment, "This is certainly a challenge, and I expect to work very hard." New York Times, January 18, 1996

Lawyers' Evaluation Lawyers with a limited number of appearances before Berrigan since her 1994 appointment are very impressed with her ability and willingness to work hard. "She is always well-prepared." "She is very bright

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Exhibit 10

Judge Berrigan's curriculum vitae for **1997**, showing her continuing board membership on Tulane's Amistad Research Center, excerpted from the *Almanac of the Federal Judiciary, 1997*, Vol. 1, 5th Circuit, p. 3.

Helen Ginger Berrigan

District Judge; Louisiana, Eastern

500 Camp Street

Room 556

New Orleans, LA 70130

(504) 589-7410

Fax: (504) 589-2643

Born 1948; appointed in 1994 by President Clinton

Education Univ. of Wisconsin, B.A., 1969; American Univ., M.A., 1971; Louisiana State Univ., J.D. 1977

Private Practice Gravel Brady & Berrigan, New Orleans, 1978-94

Clerkships Law Clerk, Louisiana Department of Corrections, 1975-77

Government Positions Staff Attorney, Governor's Pardon, Parole and Rehabilitation Commission, 1977-78; Legislative Aide Senator Joseph E. Biden, 1972-73; Staff Researcher, Senator Harold E. Hughes, 1971-72; Member, Louisiana Sentencing Commission, 1987-1994

Other Employment Assistant to Charles Evers, Mayor of Fayette, Miss., 1973-74; Graduate Assistant, Department of Communications, American Univ., 1971; Administrative Secretary, Boston College; Staff Assistant, Univ. of Wisconsin

Professional Associations Louisiana State Bar Assn., 1977-present; Bar Assn., Federal Fifth Circuit, 1986-present; Louisiana Assn. of Criminal Defense Lawyers, 1985-1994; New Orleans Assn. for Women Attorneys, 1987-1994; Louisiana Capital Defense Project, 1986-88

Other Activities Committee of 21, 1989-1993; American Civil Liberties Union of Louisiana, 1989-1993; Forum For Equality, 1990-1994; Amistad Research Center, Tulane Univ., 1990-present

Media Coverage 1996: Berrigan was assigned to oversee a class-action lawsuit against the nation's largest tobacco companies. Berrigan replaced Okla B. Jones 2d, who died in January of leukemia. Berrigan's appointment to the case had no immediate effect because the class-action status was before a Federal appeals court in New Orleans at

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Exhibit 11

Judge Berrigan's curriculum vitae for **1998**, indicating that her board membership on Tulane's Amistad Research Center ended in 1994, excerpted from the *Almanac of the Federal Judiciary, 1998*, Vol. 1, 5th Circuit, p. 3.

Helen Ginger Berrigan

District Judge; Louisiana, Eastern
500 Camp Street
Room 556
New Orleans, LA 70130
(504) 589-7515
Fax: (504) 589-2643
Born 1948; appointed in 1994 by President Clinton

Education Univ. of Wisconsin, B.A., 1969; American Univ., M.A., 1971; Louisiana State Univ., J.D. 1977

Private Practice Gravel Brady & Berrigan, New Orleans, 1978-94

Clerkships Law Clerk, Louisiana Department of Corrections, 1975-77

Government Positions Staff Attorney, Governor's Pardon, Parole and Rehabilitation Commission, 1977-78; Legislative Aide Senator Joseph E. Biden, 1972-73; Staff Researcher, Senator Harold E. Hughes, 1971-72; Member, Louisiana Sentencing Commission, 1987-1994

Other Employment Assistant to Charles Evers, Mayor of Fayette, Miss., 1973-74; Graduate Assistant, Department of Communications, American Univ., 1971; Administrative Secretary, Boston College; Staff Assistant, Univ. of Wisconsin

Professional Associations Louisiana State Bar Assn., 1977-present; Bar Assn., Federal Fifth Circuit, 1986-present; Louisiana Assn. of Criminal Defense Lawyers, 1985-1994; New Orleans Assn. for Women Attorneys, 1987-1994; Louisiana Capital Defense Project, 1986-88

Other Activities Committee of 21, 1989-93; American Civil Liberties Union of Louisiana, 1989-93; Forum For Equality, 1990-94; Amistad Research Center, Tulane Univ., 1990-94

Noteworthy Rulings 1996: Berrigan presided over a double death penalty case involving a New Orleans police officer accused of hiring a drug dealing friend to kill a woman who had filed a police brutality complaint against him. It was the first trial in the country for civil rights violation capital murder since Congress broadened the federal death penalty jurisdiction in 1994. Both defendants

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Berr
attorneys
with her.
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Mos
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Exhibit 12

Tulane's public representation of the Amistad Research Center as a Tulane affiliate, excerpted from the local newspaper, *Gambit Weekly*, July 21, 1998, p. 47.

GALLERY 324 Picayune Place
(near St. Charles), 522-6906 —
photography and primitive jew-

JEWELRY 904 Pauline St., 949-1805
— D'Amico and William Warren,

MUSEUM OF ART 510
Miss., (601) 872-3164 — *Motion
of Walter Anderson*, works by
artist James Seawright, through
Walter Anderson (1975-)
from the organization, through

THE ARTS 603 Julia St., 568-
lemond Maltoz, through July 24.

YOUNG ARTISTS INC.
work by high school and college-

Cre ces

ARCHITECTURAL
vs., 486-1150 — Vintage black
Orleans music scene.

Nanade Ave., 945-5635 —
ugh Aug. 16.

813 Royal St., 528-3094 —

Magazine St., 899-6485 —
Louisiana artists, featuring pot-

HOUSE 527 Decatur St., 522-
d art show featuring works by
gh July 31.

Magazine St., 899-5587 —
sire, metalwork, lumiture and
ie Herberger, Carol Maschler,
n.

14 Julia St., 592-3411 — High-
n, iron and leather, multi-media
etal sculpture by Laura Thom;
te sculpture by Brant Kingman.

St., 891-6141; St. Louis St.,
— Indonesian woodcrafts and

346 Magazine St., 897-2290 —
Brenda Daily, Nick Burrell and

1-9888 — Unique ani-
al elements and indig-

oyal St., 568-1801 —
nique to the rare, all
ntation life.

714 St. Louis St.,
ns of New Orleans, M
ristopher Bruccha U.

museums

ARSENAL Adjacent to the Cabildo, Jackson Square, 568-6968
— *Louisiana and the Mighty Mississippi*, permanent installation fea-
turing ship models, paintings, photographs, navigational devices
and rare artifacts from famous vessels.

CABILDO Jackson Square, 568-6990 — *National Council of
Jewish Women Celebrates a Centennial of Service to New Orleans*,
exhibition of photographs, documents and memorabilia chronicling
the Council's history of community service, through March 1999.

**CANNES BRULEE NATIVE AMERICAN
CENTER** Louisiana Wildlife and Fisheries Museum, 303
Williams Blvd., Kenner's Rivertown District, 468-7232 — Guided
tours and presentations given by members of Native American
tribes.

GALLIER HOUSE 1118-1132 Royal St., 523-6722 —
Victorian interiors, detailed courtyard and slave quarters adorn the
restored 1857 townhouse of New Orleans architect James Gallier Jr.

**GERMAINE CAZENAVE WELLS MARDI GRAS
MUSEUM** Arnaud's Restaurant, Second Floor, 813 Bienville St.,
523-5433 — Carnival costumes, vintage photographs and memora-
bilia of Carnival celebrations from 1937 through 1968.

HERMANN-GRIMA HOUSE 820 St. Louis St., 525-5661
— Accurate depictions of Creole life prior to the Civil War in this
1831 home, including a private stable, courtyards and a working
kitchen.

HISTORIC NEW ORLEANS COLLECTION 533
Royal St., 523-4662 — *Made In America: Bill Russell's World of
Jazz*, Russell's collection of manuscripts, books, sound recordings,
artifacts and photographs documenting the development of jazz,
through Oct. 31.

LOUISIANA CHILDREN'S MUSEUM 420 Julia St.,
523 1357 — *What Will It Take To Save Our Lake*, interactive multi-
media exhibition addressing environmental protection of Lake
Pontchartrain.

NEW ORLEANS MUSEUM OF ART 1 Collins Diboll
Circle, City Park, 488-2631 — *Visions and Voices: Native American
Painting From the Philbrook Museum of Art, Singing the Clay:
Pueblo Pottery of the Southwest Yesterday and Today, Picasso
Ceramics From New Orleans Collections*, through August 2. *Echoes
in the Silence*, drawings by Benjamin Levy, through Aug. 15. *Buson
and Taiga: Masters of Japanese Literal Painting*, through Aug. 30.

OLD U.S. MINT 400 Esplanade Ave., 568-6990 — *New
Orleans Jazz*, photographs illustrating the city's music traditions by
John McCusker, Sydney Byrd, Terri Mims, Michael Smith and oth-
ers. Permanent exhibition of Mardi Gras memorabilia from around
the state.

PITOT HOUSE 140 Moss St., 482-0312 — Eighteenth centu-
ry French Colonial/West Indies home furnished with antiques from
the 1800s.

PRESBYTERE Jackson Square, 568-6968 — *Cities of the*



**TULANE UNIVERSITY AMISTAD RESEARCH
CENTER** Tilton Hall, 865-5535 — Graphic pieces by William H.
Johnson; sculpture by Richmond Barthe, William Artis and Gregory
Ridley, through July.



Exhibit 13

Tulane's public listing of the Amistad Research Center as a Tulane subsidiary, excerpted from the *Greater New Orleans White Pages, Business Section, 1998-99*, p. 283.

TUCKER AND ASSOCIATES INC
 616 Grad 70130 522-4627
Tucker Designs Ltd 464-7479
Tucker Engineering
 2517 Bay Vista Dr. Bldg Ms 70531 228 388-5451
Tucker Garrett R III MD MPH
 1111 Medical Center Bld 349-6363
Tucker Heather cosmetologist 738-0098
Tucker James W
 700 N 10th St Baton Rouge La 70802 225 344-2098
Tucker Joseph H 7920 Spruce St 70118 862-9002
Tucker L J 5947 Brighton Pl 70131 392-7888
Tucker Richard A Dr
 890 Belman Hwy Terrytown 70056 394-0001
Tucker Thomas W city 1100 Tulane Av 70112 525-3030
Tucker & West Attorneys At Law
 1100 Tulane Av 70112 525-3030
Tucker's Camera Centers
 1597 Gause Blvd Sidel 70458 641-7107
Tucker's Food Store 1200 Belleville St 70114 363-0074
Tucker's Grocery Store 633 George St 436-1855
Tuesday Morning Incorporated
 601 Terry Pkwy Terrytown 70056 367-9217
Tuesday Morning Inc gifts
 6501 Veterans Memorial Blvd Metairie 70003 454-2949
Tuff-N-Huff 2800 Manhattan Blvd Harvey 70058 362-2090
TUFTON PETER M DR dentist
 654 Terry Pkwy Terrytown 70056 362-5270
Tufts Frederick J 701 Poydras St 70139 581-9327
Tufts J David III 701 Poydras 70139 581-9327
Res 1316 Jay 70122 288-2187
Tufts Robert G dentist 701 Poydras 70139 581-9327
TuJague's Restaurant 823 Decatur St 70116 525-8676
TuJay's 2101 Paris Rd New Orleans 70129 277-8054
Tujays Carpet Cleaning Service 467-2878
Tujays Carpet & Upholstery
 Cleaning 368-2878
Tujays Janitorial Service
 1821 Commercial Dr Harvey 70058
Tukandu Inc 1928 Canal St 70112
Tulane Auto Sales Inc
 4001 Tulane Av 70119
TULANE AVE ADULT BOOKS & VIDEOS
3819 TULANE AV 70119 - 4
 5400 Crowder Blvd 70127 242-3866
 438 Bourbon St 70130 522-9588

3433 Tulane Av 70119 488-0830
Tulane Shell 3327 Tulane Av 70119 827-5742
Tulane Shirts Manufacturing Inc
 234 Harbor Cr 70126 243-2301

TULANE UNIVERSITY—

6823 St Charles Avenue 70118 865-5000
Student Directory Information 865-4000
Accounting
 Accounts Payable 865-5371
 Accounts Receivable 865-5368
 Purchase Order Invoice
 Processing 865-5824
ADIS
 See Alumni & Development Information Services
ADST
 See African Diaspora Studies At Tulane
Admissions Undergraduate
 Divisions 865-5731
Admissions Graduate & Professional
 Graduate 865-5100
 Business School 865-5410
 Law 865-5930
 Medicine 588-5187
 Social Work 865-5314
Affirmative Action-Office Of Equal Opportunity
 Medical Center 587-7617
 Uptown 865-5280
African Diaspora Studies At Tulane 862-3550
 AL-ESOB BOYS 865-5913

➔ **Amistad Research Center** 865-5535

3819 TULANE AV 70119 - 4
 5400 Crowder Blvd 70127 242-3866
 438 Bourbon St 70130 522-9588
Tulane Avenue Law Center
 2735 Tulane Av 70119 822-4488
Tulane Avenue Law Center Of Stein Meyer & Associates
 2735 Tulane Av 70119 822-4488
Tulane Baptist Student Center
 7107 Freret 70118 861-0692
Tulane Campus Affiliate Program
 2430 Washington Av 70113 895-4777
Tulane Catholic Center 1037 Audubon 866-0984
Tulane Comprehensive Cancer Center 150 S Liberty St 70112 588-5800
Tulane Dental Care 4041 Tulane Av 70119 486-4756
Tulane Fleet Inc
 8400 River Rd Waggaman 70094 431-1488
Tulane Fleet Inc
 8400 River Rd Waggaman 70094 431-5600
Tulane HomeCare Program
 220 Loyola Av 70112 587-2190
Tulane Hospital For Children
 1415 Tulane Av 70112 588-5263
Tulane Housing 2800 Calhoun St 70118 866-1960
Tulane Housing 2808 Calhoun St 70118 866-0173
Tulane Housing 6301 Freret St 70118 862-9541
Tulane Housing 7029 Freret St 70118 866-5738

Architecture Library 865-5391
Army ROTC 865-5594
Art/Newcomb 865-5327
Art/Newcomb Galleries Curator 865-5328
Associated Student Body/ASB 865-5111
Astronomy 865-5520
Athletics
 Athletic Director 865-5500
 Baseball 862-8239
 Business Office 865-5501
 Equipment Room 865-5510
 Football 865-5355
 Green Wave Athletic Assoc 865-5356
 Marketing & Promotions 865-5625
 Men's Basketball 865-5505
 Men's Golf 865-5507
 Men's Tennis 862-8237
 Sports Information 865-5506
 Student Services 865-5571
 Ticket Office/Sports Shop 861-9283
 Track 865-5514
 Training Room 865-5511
 Volleyball 865-5570
 Weight Room 865-5671
 Women's Basketball 865-5672
 Women's Golf 865-5513
 Women's Soccer 865-5569
 Women's Tennis 865-5503
Band Director 865-5139
Barber Shop 865-5650
Bioenvironmental Research Center For Administrative Office 862-8370
 585-6910
Biology See CMB & EOB
Board Of Administrators 865-5738
Bookstore 865-5913

TULANE INDUSTRIAL LAUNDRY INC
 2606 St Louis 70119 822-4411
Tulane Institute Of Sports Medicine
 202 McAlister Extension 864-1476
Tulane Medical Center
 See Tulane University Medical Center
TULANE MEMORIAL BAPTIST CHURCH—

Exhibit 14

The Amistad Research Center as one of many Tulane Centers, excerpted January, 1999 from Tulane's Web site, *Tulane Academic Resources - Centers*.

academic resources

Schools

Colleges

Programs

Departments

Centers

Course Materials

Research

Interdisciplinary
Projects

CENTERS


- 
- Tulane Center on Aging
 - Amistad Research Center
 - Center for Bioenvironmental Research
 - Tulane Cancer Center
 - Tulane Center for Cardiovascular Health
 - Career Services Center
 - Coalition for Cultural Enhancement
 - Tulane Herbarium
 - Coordinated Instrumentation Facility
 - Educational Resources and Counseling
 - The Garry Lab (School of Medicine)
 - International Student Center
 - International Communication Enhancement Center
 - Tulane Center for International Resource Development
 - Language Lab
 - Goldring Institute of International Business
 - Center for Latin American Studies
 - Middle American Research Institute
 - Murphy Institute of Political Economy
 - Tulane University Museum of Natural History
 - National Institute for Global Environmental Change (NIGEC) - South Central Regional Center
 - Center for Photoinduced Processes
 - Project Return
 - The Tulane Regional Primate Research Center
 - Newcomb College Center for Research on Women
 - Southern Institute for Education and Research
 - Student Health Center
 - The US/China Energy and Environment Technology Center (EETC)

Exhibit 15

Listing of Amistad Research Center Staff,
taken January, 1999 from Tulane's Web site,
Amistad Research Center Home Page - Staff.

Amistad Research Center Staff

Shannon Burrel -Archives Clerk	
Donald E. Devore, Ph.D. -Executive Director	ddevore@mailhost.tcs.tulane.edu
Rebecca Hankins -Archivist	hankins@mailhost.tcs.tulane.edu
Venola Jones -Cataloging Librarian	
Beatrice R. Owsley -Archivist	
Regina Perry, Ph.D. -Senior Art Curator	
Mark Phillips -Archives Clerk	
Alvery Rodney -Comptroller/Administrative Assistant	alvery@mailhost.tcs.tulane.edu
Brenda Billips Square -Head of Archives and Library	square@mailhost.tcs.tulane.edu

Exhibit 16

Listing of Donald Devore, Executive
Director of Amistad Research Center, in Tulane's
Online *X.500 Directory for Faculty and Staff*,
taken January, 1999 from Tulane's Web site.

Move upwards to

- [The World](#)
- [United States of America](#)
- [Tulane University](#)
- [Faculty and Staff](#)
- [Amistad Research Ctr](#)

Found match on **exact**

Donald P Devore

cn

Donald P Devore
Donald Devore

mail

ddevore@mailhost.tcs.tulane.edu

title

Executive Director

description

Amistad Research Ctr

telephonenumber

+1 504 862-3225

[See all attributes](#)

Exhibit 17

Listing of Alvery Rodney, Comptroller of
Amistad Research Center, in Tulane's Online
X.500 Directory for Faculty and Staff, taken
January, 1999 from Tulane's Web site.

Move upwards to

- The World
- United States of America
- Tulane University
- Faculty and Staff
- Amistad Research Ctr

Found match on exact

Alvery Rodney

cn

Alvery Rodney
Alvery Rodney

mail

arodney@mailhost.tcs.tulane.edu

title

Controller

description

Amistad Research Ctr

telephonenumber

504 862-3220

See all attributes