Panel: Women in Public Service

Taylor Ilsegu ‘20 Historical Editor

On Wednesday, March 28, Virginia Law Women brought nine women from various public service careers to discuss networking, relationship building, private pathways to public service, and getting started in public service. After three panels, everyone gathered in Capitol Pavilion to hear from Kent Malek, Director of True Costs Initiative. The event simultaneously inspired and educated students interested in public service at some point in their career.

The Networking and Relationship Building roundtable focused on the importance of being the type of person you want to hire and always putting your best foot forward. Gail Johnson of the DOJ Federal Torts Claim Act Section told a story about one of the best networking efforts she had ever witnessed. It involved no awkward, forced conversations; instead, the applicant demonstrated her work ethic and diligence when she didn’t think anyone was even watching. During the networking, another division of the DOJ was considering multiple candidates for an incredibly competitive position. The hiring attorneys had cut one prospective candidate until there was a moment that they could attend the same conference. The candidate introduced herself at the beginning and throughout the conference, the hiring attorneys witnessed the candidate attending panels while others went shopping, taking notes while others tested, and following up with panelists others simply moved onto the next event. By the end of the conference, although the attorneys hadn’t spoken to her since the first day, they were so impressed with her that she got the job.

The same combination of politeness and diligence can impress others and advance your career. Tiffany Webb, a public defender, told us that she often gets compliments from prosecutors because she treats her clients with respect. These compliments translate into easier relationships with prosecutors, allowing her to more effectively represent her clients. Likewise, Jennifer Rick- ets ‘88 of the DOJ Civil Division advised the room to always strive to maintain a friendly relationship with opposing counsel. When the opposing counsel denied her request for a delay early in the litigation, Ricketts likewise denied their request for a delay at a much more pivotal point in the case. By being uncooperative at an earlier point, the attorneys discouraged the other side from being flexible when they needed it. Ricketts also advised us about the importance of writing thank-you notes. Throughout her tenure at the DOJ, Ricketts saw younger political appointees come into the Department and use thank-you notes as a way to bond with career attorneys and recognize their achievements.

The win coincided with the University of Virginia Law International and European Tax Moot Court competition clinched first place last Friday in Leuven, Belgium—the first American win in the competition’s history. The team comprised Professor Mason is the youngest professor and first woman to hold the distinction. Her scholarship focuses on Euro- pean Union taxation issues and tax discrimination, two areas that proved vital to the team’s win. Professor Mason served as mentor to the team, and the four members met with her weekly to discuss international tax issues, and receive research guidance and feedback on their arguments. All participants were required to take Professor Mason’s Topics in International Tax class to be on the team. “She taught us everything we knew before the competition,” said Ogea.

The team began preparations for the competition immediately after the problem was released in October of 2017. Based on the Organization for Economic Cooperation and Development (OECD) Model Treaty (the interna- tional model standard for tax treaties between countries), the music-themed problem this year took place in the state of Jazzterra. When the taxpayer, a limited liabil- ity company called Musicalia, incorporated a subsidiary—Milestone—in the state, all cacophony broke loose.

GOATS: Greatest of All Tax Students

Jenna Goldman ’18
Editor-in-Chief-in-exile

It was a season of firsts for the international tax commu- nity.

The University of Virginia Law International and Euro- pean Tax Moot Court competition clinched first place last Friday in Leuven, Belgium—the first American win in the competition’s history. The team comprised Christianna McLeod ‘18, Julia Wynn ‘18, Phil Ogea ‘18, David Rubin, and Christina McLeod in court in Leuven. Photo: Philip Ogea.

Christina McLeod ‘18, Julia Wynn ‘18, Phil Ogea ‘18, Da- vid Rubin ‘19, and their coach Brandon Dubov ‘18.

The win coincided with Professor Ruth Mason’s ap- pointment as professor in resi- dence for the International Bureau of Fiscal Documen- tation based in Amsterdam.

Phil Ogea was a group photo. Photo courtesy Philip Ogea.

To the surprise of many, ANG’s friends wouldn’t be concerned about how many of ANG’s friends wouldn’t be

The win coincided with Professor Mason’s Topics in International Tax class to be on the team. “She taught us everything we knew before the competition,” said Ogea.

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The issues surrounded the corporation’s residence, the beneficial ownership of the corporation’s dividends, what constitutes a permanent es- tablishment under the treaty, and subsequently where the business profits can be taxed. The ultimate question was

to hire and always putting your best foot forward. Gail Johnson of the DOJ Federal Torts Claim Act Section told a story about one of the best networking efforts she had ever witnessed. It involved no awkward, forced conversations; instead, the applicant demonstrated her work ethic and diligence when she didn’t think anyone was even watching. During the networking, another division of the DOJ was considering multiple candidates for an incredibly competitive position. The hiring attorneys had cut one prospective candidate until there was a moment that they could attend the same conference. The candidate introduced herself at the beginning and throughout the conference, the hiring attorneys witnessed the candidate attending panels while others went shopping, taking notes while others tested, and following up with panelists others simply moved onto the next event. By the end of the conference, although the attorneys hadn’t spoken to her since the first day, they were so impressed with her that she got the job.

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1) How did Molly come to be a part of your family? What is her adoption story?
My family went to the local animal shelter and fell in love with a kitten who, unfortunately, was scheduled to be put down. We knew we had to save her, and so we went home that day with a kitten named Trixie. She has been a constant companion in our family ever since.

2) How did you choose the name Molly? Not sure how she settled on her name for her and very fitting.
Molly was fourteen. My family had her from the time she was about six or eight weeks old until last week.

3) Roughly how old was Molly? How long did you have her?
Molly was fourteen. My family had her from the time she was about six or eight weeks old until last week.

4) What were Molly's favorite things to do? Least favorite?
Molly loved her walks. As soon as she saw her leash, her tail would start wagging. She also loved her belly rubs and jumping on your bed as soon as you got up in the morning. She didn't like any thunderstorms, loud trucks, or fireworks.

5) Is there an anecdote that illustrates Molly's personality?
Our neighbors called her our “lawn ornament” because she would wander around during Paw Review. However, she was the most winning animal to participate, raising roughly $200 of the more than $1,000 Paw Review won for Carving for Creatures, a no-kill animal shelter/sanctuary located just outside Charlottesville.

King of Cats: Jupiter Optimus Maximus Rowe 1) How did JOM come to be a part of your family? What is his adoption story?
My senior year in college I joined my parents into adopting a little guy and just as he looks up to the image of a newborn male napped cat that was available for sale. I wanted to adopt, but I'm really happy to be his owner now.

2) How did you choose the name Jupiter Optimus Maximus? Is JOM (“johm”) his nickname, or does he go by something else? (Not sure I’m reading it right!)
I was an Ancient Greek and Roman History major in college, and Jupiter (Optimus Maximus) is the Roman god of gods. To be fair, I had the name before the cat. I needed a cat that could live up to the name, and this little railed dude fits the bill. He is basically omnipotent. As I like to say, he’s semi-omnipotent. While Jupiter Optimus Maximus is his given name, JOM is one of the many names I call him. His other nicknames derivatives of JOM (for example, JOMmy, JOMmo, JOMmer, JOMbo, JOMsion, etc.).

3) Roughly how old is JOM? How long have you had him?
JOM is just over two years old. His birthday is 2/16/16. He and I were united on May 13, 2016. We haven’t looked back since.

4) What are JOM’s favorite things to do? Least favorite?
JOM has many favorite things. For one, he likes to snuggle with his brother Osiris (who does have fur) until Osiris tries to bite his skin. He also likes to stand on my books while I’m trying to read and then refuses to move when I need to turn the page. JOM also loves to get under my blanket in the middle of the night, wait until I fall back asleep, and then endlessly twist himself in the blanket until he has all of the blanket and I have none. His all-time favorite thing to do is to get brushed with a bath brush. To this day I’m not sure how we figured out that a bath brush was a good napped cat brush, but he loves it. Some of his least favorite things are getting his nails clipped and baths. I have to regularly bathe JOM, otherwise he gets greedy. It’s not fun in the moment, but he gets lots of treats after. He also really hates plane flights (understandably).

5) What’s an anecdote that illustrates JOM’s personality?
There are so many stories I could tell about JOM, but I will limit myself to one. When we first met, I gave JOM a little stuffed lion that was creatively named Little Lion. He pretended not to like it for a few days, but then wouldn’t be caught without it. He played with it so much that he ended up ripping giant holes in it. Every time he ripped a hole in it, he would bring it to my bed and put it on my pillow, expecting me to stitch it up. Of course I did. Every single time. He loved Little Lion so much that it ended up with an appearance worse than Frankenstein’s Monster. When I finally had to throw Little Lion out, JOM was so upset that he didn’t sleep in my bed for a week. Over a year later, I still think he’s mad at me. Long story short, he’s basically a child who knows how to hold a grudge.

6) Given the chance to say whatever he’d like in Law Weekly, what do you think JOM would choose to say?
He would have so much to say. Where to begin? First, he would demand treats, and then tuna. Then he would like to say that despite his wrinkles, there’s no need to call him ugly. It’s rude. They say not to judge a book by its cover, so don’t judge a cat by its wrinkles and belly fat. Also, he would like to say that you shouldn’t be afraid to pet him. He feels like velvet, not a lizard or a shark or anything like that. Velvet. He would also like to give thanks to all the good people who voted for him, but more importantly donated to a good charity.

6) Given the opportunity to say whatever he’d like in Law Weekly, what might Gary say?
Whatever he might say would be uttered in a pleasing, but difficult to decipher, medium-pitched trill.

7) Does Gary feel that this year Paw Review has had support for any perceived slight by Paw Review in the past?
Tr逆袭, so a thick skin, impenetrable to slights. His campaign manager is another story. She is thinking of suing Paw Review for ostracizing this noble cloud.

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amz2ea@virginia.edu

Emperor of All Other Animals: Gary Coughlin
1) How did Gary come to be a part of your family? Why did you choose a toad as a companion?
Gary chose us as companions. He took up residence in a linen closet that happens to be contained in my home. I believe, but cannot confirm, that our cat, Trixie, led him to look upon us with favor.

2) How did you choose the name Gary?
We did not choose the name Gary. Gary’s parents chose his name, just as, I assume, your parents chose yours.

3) Roughly how old is Gary? How long have you had him?
It would be impolite to ask him his age. He has lived with us for three years.

4) What are Gary’s favorite things to do? Least favorite?

5) What’s an anecdote that illustrates Gary’s personality?
On summer nights, Trinnie frequently opens the door and leaves it ajar. On many of these occasions, Gary has taken it upon himself to stand upon our doorstep, guarding against intruders.

6) Given the opportunity to say whatever he’d like in Law Weekly, what do you think Gary would choose to say?
Gary would have so much to say. Where to begin? First, he would demand treats, and then tuna. Then he would like to say that despite his wrinkles, there’s no need to call him ugly. It’s rude. They say not to judge a book by its cover, so don’t judge a cat by its wrinkles and belly fat. Also, he would like to say that you shouldn’t be afraid to pet him. He feels like velvet, not a lizard or a shark or anything like that. Velvet. He would also like to give thanks to all the good people who voted for him, but more importantly donated to a good charity.

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Uva Law’s Winningest Animals, or, The Pets who Made Paw Review
Treaty and its commentary, read scholarship and interna-
tional case law surrounding the complex issues imbed-
ded in the problem. The biggest obstacle they encountered
during their research was that not all the sources and cases
were in English, so they relied on Google Translate (which
didn’t translate the special-
ized tax language) to parse
through the sources in Dutch
and French. Luckily one team
member, Julia Wynn, spoke
French and was able to help
with translation.

Then began the arduous
task of writing two briefs and
preparing for oral arguments.

They found that each time they
argued for the taxing au-
thority, the tax would protect them
from tax, and McLeod and
Ogea represented the taxing
date, and discussed why the
taxpayer did not protect the tax-
payer. All four worked on both
sides of the brief, but each
argued their respective sides
during the first two rounds of
oral arguments in Leuven.

The weeklong competi-
tion began on Monday, when
McLeod and Ogea for the tax
payer. All four worked on both
sides of the brief, but each
argued their respective sides
during the first two rounds of
oral arguments in Leuven.

The team hoped for the
best. “We had twenty-four
hours to research a new prob-
lem, write an entire new brief,
argue before the panel of
some of the most prominent
tax lawyers in the world,”
McLeod said.

After turning in the brief,
the team had 12 hours to sleep
and prepare for oral argu-
ments. UVa represented the
Tax Authority of Jazzterra in
the final, which was argued by
Rubin and Ogea.

“We were underdogs with
a red-white-and-blue target
on our backs,” said Rubin,
the team’s sole 2L. “Thanks
to teamwork, ingenuity, and
strong Belgian coffee, we came
through when it mat-
tersted most. It was like a mov-
ie that, admittedly, no one
would ever watch.”

In true Cinderella fashion,
the UVa team pulled through
with a slam-dunk brief and
argument that impressed
the panel of prominent inter-
national judges. “We raised
unique arguments, which the judges liked,” ex-
plained McLeod.

Their coach never doubted the
team’s promise of success.
“Nothing less than first place
is acceptable,” Dubov ex-
plained. “Here are the rules:
No sugar. During the compe-
tition, you’re allowed to
sniff out almonds and fish,
but not white fish.”

Bruce Springsteen.
He always remembers that
moment, and being given the
chance to be a part of it.

During her childhood in
New Zealand, Malek never
had the chance to travel or
experience different cultures.

But as she grew older, Malek
wanted to learn about differ-
ent cultures and ways of life.

So when she was 17, Malek
decided to go to the Univer-

During her time there,
Malek had the opportunity
to study different languages
and cultures. She learned
about the history, customs,
and traditions of many dif-
fferent countries.

Malek also got involved in
volunteer work. She helped
in a local orphanage and
worked with children who
were in need.

Malek’s experiences abroad
had a huge impact on her.

She realized how much she
had taken for granted in
her own country.

When she returned home,
Malek knew she wanted to
make a difference in the
world.

She became a lawyer,
working for a nonprofit or-
ganization. Her work there
allowed her to help people
in need.

Malek also continued her
education.

She went back to Oxford
to pursue her doctorate
in international law.

Now, Malek is a professor
at the University of Virginia.

She teaches courses on
taxation, international law,
and environmental law.

Malek also serves as the di-
ctor of the True Costs Ini-
tiative.

Her goal is to help people
understand the true costs
of their actions, such as the
environmental impact of
their choices.

Malek also works closely
with students and alumni,
helping them to pursue their
interests and passions.

She encourages her stu-
dents to explore different
fields, especially those that
provide opportunities to
make a difference.

Malek believes that a
strong education and a dedi-
cated spirit are essential
for success.

She also believes that
everyone has the power
to make a positive impact
on the world.

Malek’s story is a reminder
that anyone can make a dif-
fERENCE if they are willing
to put in the effort.

She encourages everyone
to follow their dreams,
regardless of their
backgrounds or challenges.

Malek’s story is a
motivation for others
to pursue their goals
and make the world
better for all.
The Court of Petty Appeals is the highest appellate jurisdiction court at UVA. The Court has the power to review any and all decisions, conflicts, and disputes that arise involving, either directly, indirectly, or tangentially, the Law School or its students. The Court comprises four associates justices and one Chief Justice. Opinions will be released in the official court reporter: the Virginia Law Weekly. Please email a brief summary of any and all conflicts to jmvsa@virginia.edu.

Complaints:

TO THE COURT OF PETTY APPEALS (COPA):

Christopher J. Macomber
Jansen VanMeulen [sic]

(Your official capacity as Editor of the Law Weekly and in his personal capacity)

The facts are as follows:

On March 27th, I was sitting in Scott Commons (“Scott”) with an unnamed Bystander. We were joined by Mr. Jansen VanMeulen [sic], hereinafter the Defendant. I had a bosc along with a milk nearby. I left behind my water bottle, backpack, and the unopened bag of Skittles. I made no mention that I was leaving permanently. Upon my return, within 1-2 minutes, my Skittles were missing. I alerted those around me, including the Defendant, that the Skittles were missing. Defendant immediately admitted that he “took” them. As confirmation,

1 This Bystander may be liable for not intervening in the Defendant’s actions but that will turn on if this jurisdiction has a “Good Samaritan Law.”

2 The Skittles were free and available to all at the Copy Center. This fact does not abrogate my possessory rights once I claimed possession of them however.

he revealed the opened package of Skittles. Several were taken from the package.2 Seeing as the Defendant admitted guilt, I am only asking COPA’s attention for the proper remedy.

I claimed possession of them (as is the baseline for all 12th motion) prior to submitting an amended complaint pursuant to the Federal Rules of Civil Procedure – Rule 15. Amended and Supplementary Proceedings.

As I am sure you know, Your Honor, (15a) requires essentially an automatic rehearing of the first amended complaint by the complaining party. I hope this court will honor the text and spirit of the rule.

Sincerely,

Christopher J. Macomber
03/28/18

Mr. Macomber:
The Court thanks you for your submission. While you have most eloquently stated your desire under Federal Rule of Civil Procedure 15, unfortunately for you, this Court cannot follow the Federal Rules of Civil Procedure, Rule 15 of which is “We do what we want.” (See, e.g., GOOGL v. Dugan, 9 UVA 1 (2017)) (“Certainly, the defendants cannot mean we do not have the power to create such rules. As Rule 15 of Civil Procedure 1 points out, ‘We do what we want.’ Implicit in this statement is the power to do what the court want.”) (opinion of HADEN, C.J.). There is substantial overlap between the Federal and Petty Rules of Civil Procedure, so you can be forgiven for conflating the two.

However, Rule 18 of the COPA provides, “The Court does not have the power to create such rules, unless the parties specifically state that the Court does not have the power to create such rules, unless the parties specifically state that the Court does not have the power to create such rules.” A party Opponent Exception.

Thank you for your rule cor-

itorial appeal or other proceeding. The Skittles were free, and available to all at the Copy Center. As such, the Court is forced, with utmost regret, to dismiss your complaint for lack of personal jurisdiction. Rule of Civil Procedure 12(b) (2).

IT IS SO ORDERED.

VanderMeulen, C.J.

Honororable C.J. Vander-

Meulen:

Thank you for your rule cor-

ection and order. Because I

3 This is hearsay but it is still admissible under 801(d)(2)(A) (Party Opponent Excep-

tion).

801(d)(2)(A) (Party Opponent Excep-

tion).

Virginia Law Weekly

COLOPHON

Jansen VanderMeulen ’19
Editor-in-Chief

M. Eleanor Schmalzl ’20
Executive Editor

David Ranzini ’20
LAW WEEKLY FEATURE: Court of Petty Appeals Docket

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3 This is hearsay but it is still admissible under 801(d)(2)(A) (Party Opponent Excep-

tion).
The petition for a writ of certiorari to note disgruntled Petitioner. Pertaining to People are most certainly, the Court of Appeals is at the point of the Second Amendment. Dur- ring the decade that has followed, there is still a constitutional right to carry firearms in public at all times and to take a stand for individuals without control over their Slavic or otherwise non-white firearms. 4

The concurring Justices have all had their names badly botched by cretins like the pe- ritioner. While we’re all really happy to finally see some transparency in the arguments for the past 20 years, many gun owners have viewed pro- "common-sense gun reforms" as an under- lying purpose to enact an implied repeal of the Second Amendment. But because of the transpar- ency of purpose is one reason many gun owners have hung on to these needs and refused to enu- certain arguments for proposed gun reforms. If society really wants to want to today to the degree that the Second Amendment has continued relevance in modern society, let us not have that debate in the future. To do otherwise would be coun- terproductive and could then endanger other constitutionally secured rights.

I also agree with Justice Stev- ens that the Supreme Court is responsible for much of our current conf- luction over the meaning of the Second Amendment. Dummy, the Supreme Court steadfastly deploys the semantics that would clarify what protec- tions the Second Amendment actually affords. The constitu- tionality of mandatory waiting pe- riods, bans on certain types of firearms, and whether there is a constitutional right to carry firearms in public at all times is still unclear to the Court to take cases and de- cide those issues. Unfortunately, neither the Court nor any law of clarifying the law in this area, the Court instead turned the right to keep and bear arms of an "in- stitutional orphan" and left the country in limbo.

I do not think we need to take a stand for individuals without control over their Slavic or otherwise non-white firearms. Instead, we need to enact gun laws that are constitutional, not just constitutional on paper. But more importantly, the only reasons for gun control that the Court has not sufficiently addressed, it is clear that the Court is not taking a stand for individuals without control over their Slavic or otherwise non-white firearms.

Petitioners may need to answer the following questions to make their case:

1. What is the constitutional right to carry firearms in public at all times?
2. What is the constitutional right to take a stand for individuals without control over their Slavic or otherwise non-white firearms?
3. What are the constitutional protections for gun owners of any race or ethnicity?
4. What are the constitutional protections for gun owners of any gender or sexual orientation?
5. What are the constitutional protections for gun owners of any age or mental capacity?

These questions need to be answered by the Supreme Court in order to provide a clear and constitutional framework for gun laws that protect the rights of all Americans.
Obituary: Gordon Wallace Poindexter, Jr.

Gordon Wallace Poindexter, Jr. (September 14, 1926–December 13, 2017)

Gordon Wallace Poindexter, Jr. died December 13, 2017. He was born in Richmond on September 14, 1926, the son of Gordon Wallace and Mary Morse Poindexter, who predeceased him, as did his brother James Edward Poindexter. He is survived by son Gordon Wallace Poindexter III, daughter-in-law Virginia M. Poindexter, and granddaughters Ashby Atkinson Poindexter and Lucy Watson Poindexter, all of Richmond.

Editor’s Note: Gordon Wallace Poindexter, Jr., a prominent Waynesboro attorney, passed away late last year. His law firm partner, John J. Hill, sent the following obituary as a tribute to Mr. Poindexter to be published in our pages. The Virginia Law Weekly reprints the obituary with best wishes to Mr. Poindexter’s family, colleagues, and loved ones.

He was educated at Virginia Episcopal School, East Carolina University and the T.C. Williams School of Law at the University of Richmond. He served in the U.S. Marine Corps in World War II and the Korean War. He left the service as a major with a Purple Heart and a Marine Good Conduct Medal.

A Mason and member of Waynesboro Lee Lodge 210, Poindexter practiced law with the firm of Poindexter, Schorsch, Jones and Hill for many years.

He is survived by his wife Kathy Frey Poindexter, of Waynesboro, and their daughter, Sarah Boyd Poindexter Harmer, and her husband, James Kneller Harmer, who live in London. He is also survived by son Gordon W. Poindexter III, daughter-in-law Virginia M. Poindexter, and granddaughters Ashby Atkinson Poindexter and Lucy Watson Poindexter, all of Richmond.

Memorial contributions may be made to Menno Central Committee, P.O. Box 500, Akron, PA 17501 or to Springdale Mennonite Church, 170 Hall School Road, Waynesboro, VA 22980. No flowers please.

Condolences may be shared with the family at www.mc dowfuneralhomeinc.com