

Oregon BENCHMARKS



THE U.S. DISTRICT COURT OF OREGON HISTORICAL SOCIETY NEWSLETTER

Judge Albert E. Radcliffe

Masterful Case Manager, Gifted Educator

by Howard Newman

The Oregon Bench and Bar lost one of its leading figures on January 19, 2011, when a pulmonary embolism took the life of Bankruptcy Judge Albert E. Radcliffe. I had the pleasure to be his law clerk for 18 years.

Al was born April 23, 1947, in Portland, Oregon. He graduated from South Eugene High School in 1965, and received a B.A. in history in 1969 from the University of Oregon. He earned his J.D. from the U of O School of Law in 1972. He married Nancy Goldsberry in September, 1976, and had two daughters, Crystalyn and Jennifer.

After law school Al opened a private practice where he gained extensive experience representing debtors, creditors, and trustees in bankruptcy proceedings. He was appointed to the bench in December 1983 and served as Chief Bankruptcy Judge for the District of Oregon from October 1999 to September 2005. He was chair of the Ninth Circuit Conference of Chief Bankruptcy Judges October 2004 to September 2005. During his tenure as Chief Judge he laid the groundwork for the court's move to the new federal courthouse in Eugene in 2006.

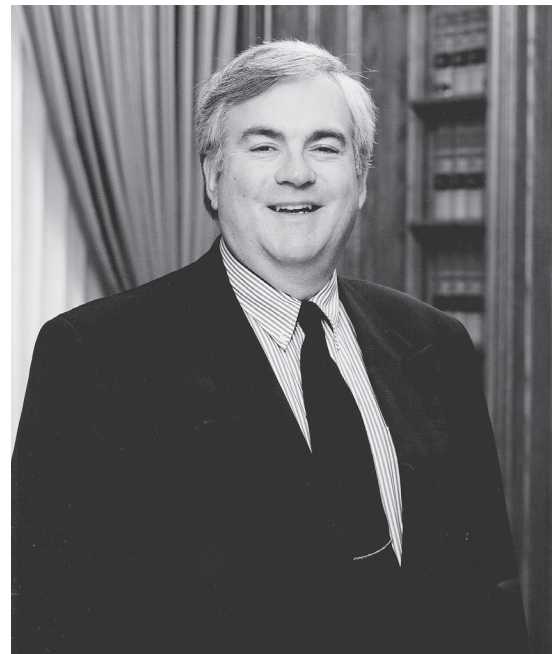
Bankruptcy law is a code-driven pursuit, esoteric enough to scare away most practitioners, yet Al welcomed the challenge. Like any good jurist, he never lost sight of the forest for the trees. He understood that each abstract issue had real people with real problems behind it. Al's sense of fundamental fairness never wavered over his career. If neither side particularly liked one of his rulings, he would comment that he must have done something right. Al cringed when the bankruptcy code was amended in 2005 with the intent to curb a judge's discretion on many important issues. He hated "cookie-cutter" justice. To him, litigants were not interchangeable. Neither were they privileged by

their ability to hire high-priced counsel. Al gave everyone their fair say, be they GM or John Smith. He protected the rights of the unrepresented, refusing to stand on procedure as an obstacle to deciding cases on their merits.

Al was a masterful case manager, often an overlooked skill. If a large Chapter 11 case is akin to herding a flock heading in four different directions, Al was an excellent shepherd. He knew when to keep the parties walking and when to get them running.

Al was active in the Bar's Debtor/Creditor Section. Last year, he received the section's Award of Merit (the equivalent of a lifetime achievement award), a particularly gratifying recognition by his peers.

Continue on page 3



During his tenure as Chief Judge, Al Radcliffe laid the groundwork for the court's move to the new federal courthouse in Eugene in 2006.

President's Message



The Society's activities are off to a running start this year. The Oral History Committee has been in the process of finalizing several ongoing projects, including the continuation of the Oral History of Judge Ancer Haggerty. Mark your calendar for the upcoming events planned by our Events Committee which include the Summer Associate and Bench Bar Social on the afternoon of June 23, 2011, the picnic at the Leavy Family Hop Farm on August 7, 2011, and the Annual Dinner in October. The Famous Cases Committee is also working on another informative and interesting historical presentation to take place this fall.

With all of these wonderful projects in the works, I would like to take this time to thank our members who have renewed their memberships this year and our valuable Lifetime Members who have contributed \$1000 towards sustaining this organization. Like many organizations during these economic times, the Society has experienced a reduction in revenue this past year. Unfortunately, this downturn has caused the Board to look at ways to reduce its costs to stay within its leaner budget. One of the necessary changes involves *Oregon Benchmarks*, which you are enjoying at this moment. Our editor, Adair Law, and designer, Jeanne Galick, have helped the Society tremendously by brainstorming with Newsletter Committee Chair, Jennifer Esmay, as to solutions to reduce costs. To that end, our Lifetime and 2011 annual members will receive hard copies of *Oregon Benchmarks* and the remainder will be distributed electronically. As well, without an increase in new and renewing members, the budget may only allow for two newsletters to be produced this year.

I am hopeful that perhaps many individuals intend to renew and simply have not yet been able to do so due to the press of time. If you are one of those individuals, I would encourage you to go to the Society's website and renew online at the following link:

<http://www.usdchs.org/become-a-member-c-253.html>

I would also highly encourage everyone to consider the Lifetime Membership option. Our Lifetime Members pay a onetime fee of \$1000. Thereafter, no annual dues are required (although some of our Lifetime Members have continued to contribute a donation each year equivalent to the annual dues amount, which is much appreciated). Information about the Lifetime Membership option can also be found on the web site at the link referenced above.

Thank you to all of our members for your support of the Society, and I look forward to talking with everyone at the Society's upcoming events.

– Kari Furnanz

Judge Helen Frye: A Woman of Many Firsts

By Adair Law

The Hon. Helen Frye passed away after a long illness on April 21, 2001. Born Helen Jackson in Klamath Falls in 1930, she married Bill Frye in 1952 and graduated from the University of Oregon in 1953. Between 1953 and 1963 when she entered the University of Oregon Law School, she taught English, Spanish, and social studies in the Eugene school system, and had four children. She practiced law in Eugene and worked with her husband for three years in the firm Husband, Johnson and Frye. In 1971, she sought a newly created seat on the Lane County Circuit Court.

She recalled that some lawyers and friends said, "We just can't take a chance with a woman on the circuit court bench. The judiciary is too important a place to gamble." John Jaqua and Bill Wheatley, prominent Eugene lawyers, were willing to gamble, however, and they, along with Ted Goodwin, convinced our state's maverick governor, Tom McCall, to appoint me."

In 1978, Judge Frye was mentioned as a federal bench candidate. The Oregon Women's Political Caucus noted that 13 women served in 537 federal judgeships at the time. On March 20, 1980, Helen Frye was Oregon's first woman to be sworn in as a federal judge.

While on the bench, Judge Frye presided over cases that involved bank fraud; the contentious fight between spotted owl protectionists and logging interests; and a \$175 million dispute over the dumping of sewage into the Tualatin River. In 1985, she ruled that the three-year-old city of Rajneeshpuram, populated by followers of Indian guru Bhagwan Shree Rajneesh, was invalid because of its unconstitutional church-state link.

As of spring 2010, out of 1,832 federal judges, 409 are women.

For more information about Judge Helen Frye please look at *Oregon Benchmarks* Summer and Fall 1996 and Fall 2005 at www.usdchs.org.

Judge Albert Radcliffe

continued from page 1

Al was an excellent judge and he was an even better person. Foremost was his good nature. The most common sound coming from his chambers was not somber talk of guiding legal principles or the minutiae of case files, but rather laughter. His humor was self-effacing, often steered toward the vicissitudes of aging (“I can’t believe I forgot that, must be my ‘ABS’” [short for Advanced Birthday Syndrome]). Only once in 18 years did Al get angry with me. I unthinkingly let an attorney into chambers (on another matter also on the docket) through an unofficial “attorney’s door” while in the middle of a hearing involving a pro se opponent. Though Al knew I intended no harm, that gesture had the appearance of showing favoritism. It was the last time that happened.

Al never let the prestige of a black robe get in the way of connecting with people. He went out of his way to get to know everyone working at the court. He was as available to visiting members of the public on a tour as he was to visiting judges.

As his law clerk, I did the usual things clerks do, such as prepare memoranda in anticipation of trials and hearings, research the law at issue, and draft opinions. But I was also lucky enough to be his sounding board. That he trusted and valued my opinion engendered a loyalty that kept me around for 18 years. It was at once a mentorship and a collaboration, one that I’ll cherish for the rest of my life.

Al was a great storyteller and would warn his interns that he had “old lawyer’s disease” and wouldn’t be offended if they needed to exit during one of his post-hearing briefings. He considered those sessions an opportunity to teach what the law books don’t. His interns always stayed.

In 2000, Al taught creditors’ rights at the U of O’s law school as an adjunct

Continue on page 8

Welcome Judge Marco Hernandez

By Adair Law

Former Washington County Judge Marco Hernandez was unanimously confirmed by the Senate to the federal bench on February 7, 2011. He replaces Judge Garr King. He was nominated for a federal judgeship with the U.S. District Court for the District of Oregon three times under Presidents George W. Bush and Barack Obama. Happily for the District of Oregon, the third time was the charm for his appointment. He is Oregon’s first Article III federal judge of Hispanic descent.

Hernandez was born in Nogales, Arizona, in 1957. He came to Oregon at 17 and worked as a dishwasher, a janitor, and then as a teacher’s aide while he worked his way through community college. He went on to receive a B.A. from what is now known as Western Oregon University in 1983 and went on to attend the University of Washington School of Law. He earned his J.D. in 1986.

After graduation from law school, Judge Hernandez worked for Oregon Legal Services. He joined the Washington County District Attorney’s office as a deputy prosecutor in 1989. Just before leaving office in January 1995, Governor Barbara Roberts appointed him to be a Circuit Court judge in Washington County. He served as presiding judge of the County’s Circuit Court 2002-05 and won re-election to a new six-year term on the court in May 2008.

In January 2008, a six-member judicial selection committee recommended Judge Hernandez as one of three candidates to replace Judge Garr King. President George W. Bush selected Hernandez to fill the vacancy on the District Court of Oregon and submitted his nomination on July 23, 2008. Both Oregon Senators Gordon H. Smith and Ron Wyden supported the nomination, but it was not acted upon by the 110th Congress, and the nomination was returned. Senator Gordon Smith was defeated for re-election in 2008, and President Barack Obama restarted the judicial selection process. Democrat Ron Wyden recommended Hernandez in addition to five other candidates selected by a thirteen-member judicial selection committee. On July 14, 2010, President Obama renominated Hernandez to replace Judge King. The Senate failed to act on the nomination, and President Obama nominated Hernandez again in January 2011. In February, the Senate unanimously confirmed Hernandez as the newest judge for the District of Oregon and he received his commission on February 9.



Judge Marco Hernandez. Courtesy Oregon State Archives.

CALENDAR

June 23, 4:30 – 6:30 p.m. Oregon Bench and Bar Social. Ninth Floor, Hatfield Courthouse.

August 7 USDCHS Annual Picnic. Leavy family hop farm. Honoring the contributions of Oregon’s law schools.

October 27 USDCHS annual meeting at the Governor Hotel.

Go to www.usdchs.org for more information.

Lifetime Member: Honorable Judge Anna J. Brown

Contributing to a Unique Opportunity and Learning the Best Part of the Past

By Jennifer Jill Esmay



For this edition, we honor Lifetime Member, Judge Anna Brown. The Hon. Anna Jaeger Brown was appointed U.S. District Judge for the District of Oregon by President William Jefferson Clinton, and confirmed by the U.S. Senate in October 15, 1999. Judge Brown was admitted to the Oregon State Bar in 1980 and was a civil trial lawyer with the Portland office of Bullivant Houser Bailey where she was one of the first women admitted to partnership. Oregon Governor Barbara Roberts appointed Judge Brown to a vacancy on the then-existing District Court in Multnomah County in 1992. In 1996, Governor Roberts appointed her to the Multnomah County Circuit Court, where she tried numerous complex criminal and civil jury cases, including the first product liability action against a tobacco company in Oregon. Judge Brown has been active in community and legal affairs throughout her career; is a frequent continuing education speaker on evidence and trial practice, and serves on the board of the Oregon Chapter of the Federal Bar Association and the board of the U.S. District Court Historical Society (the “Society”). Judge Brown just completed a six-year term on the Ninth Circuit Jury Instructions Committee which she chaired since 2007. The first American-born citizen in her family of German immigrants, Judge Brown is a lifelong Oregon resident. You can learn more about her in the spring 2006 issue of *Oregon Benchmarks* at www.usdchs.org.

Judge Brown was a member of the Society for several years when she became a board member at Judge Panner’s enthusiastic recommendation. She became a Lifetime Member about five years ago because “I would be a member anyway,” and it made good economic sense to secure lifetime membership for a one-time fee. As a board member, Judge Brown became decidedly more active in the Society after seeing first hand, “what extraordinarily good work the Society does, including the importance of its primary mission to collect and to preserve oral histories of Oregon lawyers and judges.” Because this work is unique to the Society, Judge Brown believes Society membership is something all Oregon lawyers should consider. “We are all on the same road and one way or the other will contribute to Oregon’s legal legacy. In the oral histories, we learn from those before us the very best parts of our common history. So why not be a Lifetime Member and support the work to collect and to preserve these histories?”

Distinguished Trial Attorneys Video Interviews

By Colin Love-Geiger

Last August the U.S. District Court Historical Society honored many of Oregon’s Distinguished Trial Attorneys at the annual picnic at Judge Leavy’s hop farm. At the picnic, longtime USDCHS member Peter Richter interviewed some of the distinguished attorneys, including Dennis Karnopp, Don Bowerman, Barnes Ellis, Walter Sweek, Lifetime Service Award Winner Norm Wiener, Charles T. Smith, Lifetime member Norman Sepenuk, Frank Noonan, Thomas Cooney, Hon. Garr “Mike” King, John Ryan, Bill Crow, Bill Barton, Paul Duden, and Don Marmaduke. He asked them three questions:

- (1) What are the three characteristics of a good advocate?
- (2) What are the key factors to persuasion?
- (3) What or who has contributed most to your success as an advocate?

We at the Historical Society would like to encourage the community to view the video of the attorneys’ illuminating answers at the new Past Events page on our website. Go to www.usdchs.org and click on the Past Events link on the right side of the page.

After you have enjoyed watching the video, please take a minute to become a member on the membership/event registration portion of our website. It is quick and easy to join us and to support our activities.

Lifetime Service Award: Call for Nominations

At its annual dinner and meeting, the Society presents an award to one individual in recognition of his or her service to Oregon’s legal community and the preservation of its legal heritage. If you know somebody you think ought to be recognized by the U.S. District Court of Oregon Historical Society, please e-mail the name and a short explanation of your nomination to carra_sahler@ord.uscourts.gov by July 1, 2011. Nominations will be considered by the Society’s board.

Past recipients: Randall Kester, Katherine O’Neil, Tom and Caroline Stoel, Norman Wiener, Judge Owen Panner, Nancy Moriarity, and George Fraser.

JOHN L. SCHWABE (1919-2011): *A Great Soldier-Lawyer-Citizen*

By Gregory Miner, Oral History Committee Chair

We have been mourning the death of John Schwabe on January 29, 2011, a Lifetime Board Member of USDCHS. I first met John on July 25, 2006 after he had kindly agreed to my conducting an oral history focused on his law practice. This article expresses some of the personal inspiration I received from that timely interview. I hope it provides an insight into why oral histories are such a critical mission of our Society and how the interviewer and later readers are truly the benefactors of this oral tradition.

This was not John Schwabe's first oral history. The Arlington Club, Portland Development Commission, Oregon Historical Society, and the Schwabe, Williamson & Wyatt law firm have all completed oral histories, but none provided the interesting detail of his law practice. I completed my interview on September 15, 2006, just a few weeks after the death of Guy Gabaldon, the 18-year-old Marine private who single-handedly persuaded more than 2,000 Japanese soldiers to surrender during the historic World War II battle of Saipan in June-July 1944. Of course, John knew a lot about Guy Gabaldon. As Capt. John Schwabe of the Second Marines, he was Gabaldon's commanding officer, the person who first called him "the Pied Piper of Saipan;" and the one who recommended Gabaldon for the Congressional Medal of Honor.

What I heard from John Schwabe during my hours with him in July and September 2006 was not about his own war experiences, but rather, the amazing feats of Gabaldon, the Japanese-fluent interpreter from East Los Angeles and fellow Marine, who later was the subject of the 1960



John in a relaxed moment during the Pacific campaign. Photos courtesy of Ron Schwabe.

movie, *From Hell to Eternity*. What I learned about John came from his description of the people he knew and met in his life: the clients he represented; attorneys he worked for and against; soldiers he led in battle; the community and charitable organizations for whom he raised funds; and friends he guided through life's difficulties and challenges. He told me about the ability of Gabaldon, who was of Hispanic descent and had been raised by a neighborhood Japanese family. With his street and cultural experiences in the Japanese community in East Los Angeles, Gabaldon actually coaxed Japanese



Receiving one of many honors for his military service.

soldiers out of the fortified caves on the rocky island of Saipan to surrender. This allowed the Marines to take control of the island, a key step toward VJ Day. John did not tell me that he himself was an even greater war hero serving on Guadalcanal, the Solomon Islands, Tarawa, and Saipan for which he was awarded a Silver Star, five Bronze Stars, and two or three Presidential Citations, all by the time he was 26 years old.

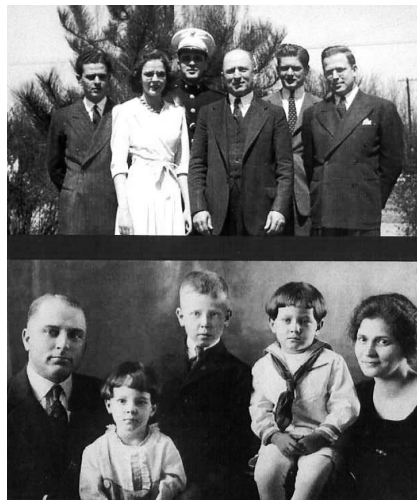
John's war experiences were just the dawn of his long life leading countless professional, civic, charitable, and community efforts at the highest national, regional, and local levels. How extremely fortunate are we Oregonians, that John, an Oklahoma native, and a law school graduate of Ohio State University in 1948, chose to relocate to and stay in Oregon. He could have easily assumed the position of Deputy Attorney General offered to him by President Jimmy Carter, followed by his becoming U.S. Attorney General succeeding Griffin Bell. He could have easily stayed in Tulsa, Oklahoma where his father had been speaker of the Oklahoma House of Representatives and later general counsel of Cosden Oil Company, and then joined his father and brother when they opened a law office. He could have easily remained in the Marine Corps and continued his accomplished and ever-rising military career. In 1945 on VJ Day, John was a major and the officer in charge of the Marine Corps Combat Intelligence School in Camp Lejeune, North Carolina. He had just graduated from the Far East Intelligence School at the Pentagon, and was prepared to take part in the land invasion of Japan.

Continue on page 6

John Schwabe *continued*

As a leader, John could always hold his own after going to high school with both Tony Randall (the television and movie star) and Paul Harvey (the national radio news commentator). His best-friend in law school was William (Bill) Saxbe, later Attorney General of Ohio, U.S. Senator and the last U.S. Attorney General under President Nixon. Yet, his childhood experiences hunting for quail and duck or fishing for bass and catfish with his father around his home of Nowata, Oklahoma, may have been what ultimately convinced him to come to and stay in Oregon. When he spoke about these subjects with wonderful stories of fishing in Oregon and Alaska and in particular, connecting up with Governor Tom McCall at Marion Lake in the Cascades, you could easily tell it was what he liked. There was a hermit-like woodsman who set up camp at Marion Lake, stayed the spring and summer, and allowed Governor McCall and John Schwabe to take turns at the fishing camp. John talked about how he fished the Clackamas and Willamette Rivers, and floated the Rogue River, with President Carter and First Lady Rosalyn Carter, who he described as “the best fly fisherman, as far as a woman is concerned, I have ever seen. She could out fish me or Jimmy. She was a really good fly fisher.”

John was one of the first lawyers to practice condemnation law in this state and did so on a grand scale. He started with the Pope & Talbot lumber company when Cal Souther introduced him to the company. He represented them in the Corps of Engineers’ condemnation of Pope & Talbot’s rich timberlands and interruption of its operations around Oakridge in order to construct a dam for flood control. He won big damages at trial before Judge William East in the Federal Court in Eugene, and then



Upper, in uniform with his brothers, sister and father. Lower, the George and Jeanette Schwabe family. John sits next to his father.

won on appeal. Following this victory, he was hired for the area’s largest condemnation projects which included representing the City of Portland in its South Auditorium Urban Renewal Project affecting over 400 properties between SW Front and Fourth Avenues, the major land expansion of Portland Teacher’s College into Portland State University; and the construction/extension of Interstate 84 to the Portland airport. One of the most amazing was his representation of the state of Nevada in condemning about 15 miles of the last remaining undeveloped shoreline on the Nevada side of Lake Tahoe to preserve it as a state park. It took him the better part



John Schwabe and Jean Cooley. They married in 1942.

of two years for that representation.

John Schwabe tried his first case while in law school, a jury trial, against the Columbus Electric Company in Columbus, Ohio, and represented himself. He won and collected damages when the electric street car appeared to deliberately strike his automobile. He and his wife, Jean, moved to Oregon and after a brief period auditing inheritance and gift taxes for the State Treasurer’s office in Salem, he opened a law practice in Silverton in 1949 doing tax and business work for the five thriving sawmills located there. He said he made \$10,000 in the first year of his practice solely based on value billing, not hours.

After he won a major motor vehicle accident in Marion County Circuit Court in 1952 against Bruce Spaulding, the noted Salem trial attorney, Spaulding asked him to come to work for him in Portland and join the law firm which became Mautz, Souther, Spaulding, Kinsey & Williamson. That launched a remarkable high-profile legal and civic career of over 50 years that included leading the Portland community as president of: the Arlington Club; the University Club; the Multnomah Bar Association; the Multnomah Athletic Club; and the Oregon State Bar. He was a member of the state bar’s Board of Governors; the American Bar Association’s Board of Governors, and was state chair of the American College of Trial Lawyers. He was intimately involved in the success of the Portland Development Commission, the Oregon Graduate Center now Institute), and the Foundation for Research and Education, which was established to merge the goals of business and higher education to raise the profile of higher education in Oregon.

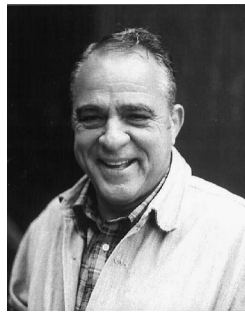
U.S. District Judge Owen Panner has noted that that John was instrumental in chairing the late-1970s selection committee that made rec-

ommendations for three new federal district court judges to U.S. Senator Mark Hatfield for nomination to President Jimmy Carter. This came at a time, according to Judge Panter, when there were no civil trials in the Federal District Court of Oregon for over a year because of understaffing due to the illness of Chief Judge Gus Solomon and the greatly overworked U.S. District Judges James Burns and Robert Belloni. The result of John Schwabe's selection committee was the ultimate appointment of Judges James Redden, Helen Frye, and Owen Panter. These historic appointments for the state almost doubled the size of the federal bench, produced our first woman federal district judge, and two judges who have now each served over 32 years.

Joe Willis, who practiced with John starting in 1971, described at his memorial service the career contributions he made toward the administration of justice. One case involved the implementation of a new timber practices act in the state of Nevada. John assembled a blue ribbon team of experts including foresters, hydrologists, silviculturalists, fire protection experts, and others who ultimately convinced the state of Nevada to use these experts to redraft the new forest practices act, and then presented



President Jimmy Carter and John Schwabe.



it to the legislature which passed it. In another case, it was John's idea to have "mini" arbitration procedures to arrive at the value of hundreds of billboards which suddenly had to be removed under Oregon's version of the Lady Bird Johnson-supported Highway Beautification Act. The Oregon Attorney General agreed to this mini arbitration procedure saving significant litigation fees and costs for all parties.

When the City of Portland went

through its Urban Renewal, 400 condemnation cases threatened to overwhelm the Multnomah County Circuit Court. John Schwabe convinced opposing counsel to approach Multnomah County Circuit Court Judge Herb Schwab to try the cases that needed to be decided without a jury and one after the other. John tried ten cases in a row using comparable sales to demonstrate the market values.

John Schwabe's leadership and guidance in our state was one of those incalculable gifts that Oregon is sometimes lucky enough to receive from the citizens that call this state home. This article is a small salute to one of our great soldier-lawyer-citizens.

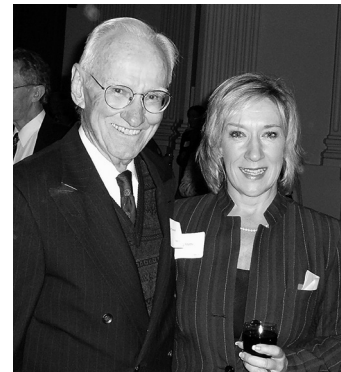
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Thanks and Farewell

By David Landrum

As many of you know, Linda Sherry retired as the executive assistant to the Clerk of Court for the United States District Court, Oregon District, in December 2010. Linda worked in the court system for over 30 years. Oregon was fortunate to enjoy her work and intelligence beginning in 1994 as a judicial assistant to Judge James Burns and then as the executive assistant to the Clerk of the Court starting in 2002. She served as the Federal Court Liaison on the USDC Historical Society Board for as long as I have been associated with the Society and before. She could always be depended on to know what was where in the Hatfield Courthouse, who to ask for permission, and always seemed to have that single piece of indispensable inside information. She arranged meetings with judges, courtrooms for Famous Cases presentations and Summer Associates Program events, got the caterers in through the right door, found places to store the pieces of the Society's historical collection, and could always find Houston Bowles when a necessary computer refused to cooperate.

Recently, when we sorted through the papers contributed by George Dysart's family, Linda stood by Judge Panter as he directed us in sorting through those materials, arranging for organization and storage on the fly. During the time that I served as secretary, treasurer, and president of the Historical Society, if I couldn't find someone or something, or a door was locked, Linda Sherry was the person I called first. Her invaluable contributions to the continued operations, momentum, and enthusiasm of the Historical Society will be sorely missed. We wish her good luck and good times in all her new experiences.



Linda Sherry with Judge Panter.

Judge Albert Radcliffe continued from page 3

professor and was often a guest lecturer there. He'd take a complicated concept and break it down into easily digestible components, often with the students' personal interests in mind. His lectures on the standards for discharging student loans in bankruptcy were always cautionary tales. It truly disturbed him to see so many law graduates saddled with debt. It is no coincidence his family suggested donations to the law school's student loan repayment assistance in his memory.

He carried this enthusiasm for teaching to the Credit Abuse Resistance Education (CARE) program, which took its message of the evils of predatory lending and the rewards of responsible borrowing directly to area high school students. Al was always anxious to volunteer, considering it part of his job.

Despite his dedication to work, he always made time for his wife and daughters. He was truly a dedicated husband and father. He also loved his Ducks and was lucky enough to follow them down to Glendale for last January's championship game. He was also a devoted fan of his entire home state. From the coast to the valley to the mountains and beyond, he never took Oregon's grandeur for granted. When we held court in Klamath Falls in the winter, he'd make a point to get a day of skiing. In his latter years he called his skiing style "school bus skiing" for the many stops he made down the hill. Some of those were admittedly to catch his breath, but just as often he'd stop to gaze around and revel in the beauty of the place.

Now, when I walk through his empty chambers, I too, gaze around at what was the beauty of the place. I keep expecting to see him behind his desk, offering me a chocolate and a warm greeting. I miss him deeply. He left us too soon.

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2011 IN MEMORIAM: Hon. Helen Frye, John Jaqua, Hon. Albert Radcliffe, John Schwabe

LIAISON: newsletter, *Adair Law (adairl@msn.com); Newsletter designer, Jeanne E. Galick; Oral History, *Jan Dilg (dilg@teleport.com)

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