

Hon. William C. Conner Inn of Court

Reception and Dinner

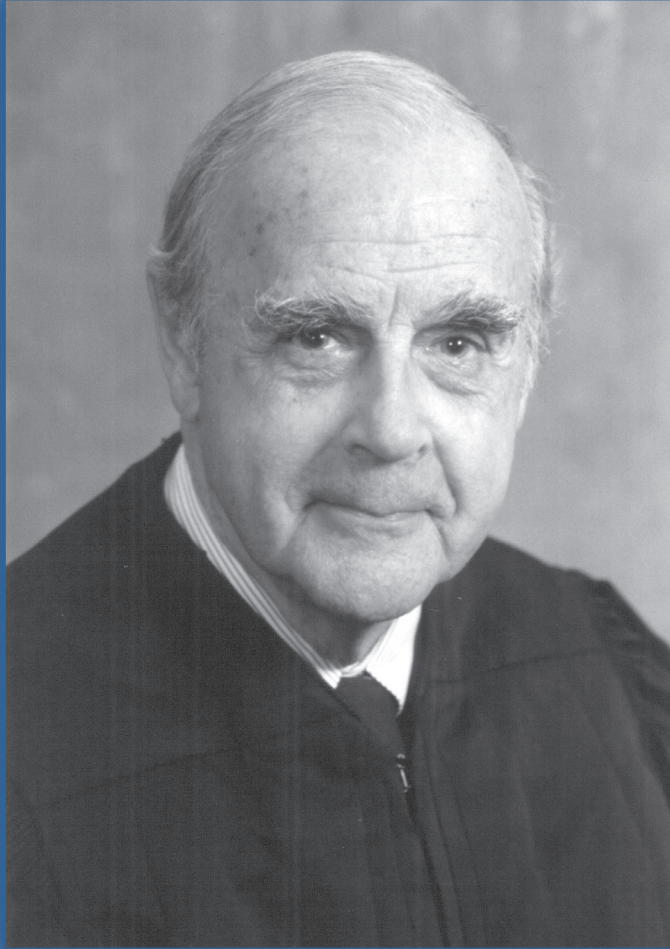


January 18, 2011

The Union League Club of New York



Judge William C. Conner



Mission of the Hon. William C. Conner Inn of Court

The mission of the Hon. William C. Conner Inn of Court is to promote excellence in professionalism, ethics, civility, and legal skills for judges, lawyers, academicians, and students of law and to advance the education of the members of the Inn, the members of the bench and bar, and the public in the fields of intellectual property law.



Program

... *Cocktail Reception* · 6:00 pm ...

... *Dinner* · 7:00 pm ...

... *Welcome* ...

Anthony Giaccio

... *Presentation* ...

Conner Inn Excellence Award

to Chief Judge Dennis Jacobs
United States Court of Appeals, Second Circuit

by Judge Barbara S. Jones
United States District Court, Southern District of New York

... *Remarks* ...

by Judge Richard Linn
United States Court of Appeals, Federal Circuit

...

Dinner Committee Chairperson

Jeffrey M. Butler

Commemorative Journal Chairperson

Jeffrey M. Butler



Message from Conner Inn Executive Committee Chair

Welcome to the annual Reception and Dinner of the Hon. William C. Conner Inn of Court. We are joined this evening at the Union League Club of New York by many honored guests, including distinguished members of the bench and bar.

This evening, we will be presenting Chief Judge Dennis Jacobs of the United States Court of Appeals for the Second Circuit with the 2011 Conner Inn Excellence Award. Chief Judge Jacobs is most deserving of this recognition for his dedication to the promotion of excellence in our profession.

We hope you enjoy reviewing the contents of this commemorative journal, including an article written by Melvin Garner that highlights the many excellent programs that were presented by judges, senior lawyers, junior lawyers and law student members of the Conner Inn during our second full year of substantive programs.

Last month, the Conner Inn held a joint meeting with the Denis McInerney NYCLA American Inn of Court, at which Judge P. Kevin Castel of the Southern District of New York shared some of his thoughts about Abraham Lincoln. We are most pleased that Judge Castel has given us permission to publish his informative and entertaining remarks herein.

The Conner Inn is most appreciative to the Southern District of New York for the dedication of a display case in Conference Room 850 of the 500 Pearl Street Courthouse in honor of the late Judge Conner. Photos of the display case and images of some of its contents are reproduced in this journal.

As chair of the Executive Committee, I would like to thank Judge Barbara Jones and Judge Colleen McMahon, both of the Southern District of New York, for their leadership and service as President and Counselor, respectively, of the Conner Inn; the other members of the Executive Committee (Melvin Garner, John Lane and Thomas Meloro) for their commitment; Jeffrey Butler for coordinating this event and putting together this commemorative journal; Judge Richard Linn of the United States Court of Appeals for the Federal Circuit and the Linn Inn Alliance of the now twelve other intellectual-property-focused Inns of Court around the country for their vision and leadership; and each of you for your enthusiastic support of the Conner Inn and its mission to promote professionalism, legal skills, ethics and civility in the practice of intellectual property law which Judge Conner exemplified.

Anthony Giaccio
Executive Committee Chair



The Conner Inn Leadership

Officers and Executive Committee

Officers

President	Hon. Barbara S. Jones <i>Southern District of New York</i>
Counselor	Hon. Colleen McMahon <i>Southern District of New York</i>
Secretary/Treasurer	Anthony Giaccio

Executive Committee

Chair	Anthony Giaccio
Members	Melvin Garner John Lane Thomas Meloro

Judicial Members of the Inn

Hon. Richard M. Berman, *Southern District of New York*
Hon. Barbara S. Jones, *Southern District of New York*
Hon. Roslynn R. Mauskopf, *Eastern District of New York*
Hon. Colleen McMahon, *Southern District of New York*
Hon. Joan M. Azrack, Magistrate Judge, *Eastern District of New York*
Hon. Mark Fox, Magistrate Judge (Ret.), *Southern District of New York*

Visiting Judicial Members of the Inn

Hon. Timothy B. Dyk, *Court of Appeals for the Federal Circuit*
Hon. Richard Linn, *Court of Appeals for the Federal Circuit*
Hon. Pauline Newman, *Court of Appeals for the Federal Circuit*
Hon. Paul R. Michel, Chief Judge (Ret.), *Court of Appeals for the Federal Circuit*



Hon. William C. Conner Inn Activities for the Year 2009-2010

by Melvin C. Garner

Part of the mission of the Conner Inn is to promote excellence, ethics, civility and legal skills for lawyers. In keeping with the mission, the Inn initiated its second year of operation in October, 2009, with a panel discussion led by retired Magistrate Judge Mark D. Fox on lawyer jokes that have an impact on the relationship between attorneys and clients. The discussion centered on an article written by Judge Fox and his son entitled “It’s No Joking Matter – Our Profession Requires Greater Civility and Respect” which appeared in the New York State Bar journal in February of 2009. The program explored the ethical and professional values affected by some jokes.

The November, 2009, meeting featured vignettes that illustrated incivility in depositions. It was presented by Judge Fox and Judge Roslynn R. Mauskopf of the Eastern District of New York. The vignettes illustrated examples of deposition abuses followed by discussions of techniques for handling difficult witnesses and opposing counsel.

The Inn’s second annual reception and dinner was held in January, 2010, at the Union League Club of New York. At this dinner, the Inn presented Conner Inn Excellence Awards to Chief Judge Loretta A. Preska of the Southern District of New York, Chief Judge Raymond J. Dearie of the Eastern District of New York and then-Chief Judge Paul R. Michel of the Court of Appeals for the Federal Circuit. In addition to



the awardees, the dinner was attended by 14 judges from the Southern District of New York, 11 judges from the Eastern District of New York, 4 judges from the Court of Appeals for the Second Circuit Court (including tonight's Conner Inn Excellence Award honoree, Chief Judge Dennis Jacobs), and Judge Richard



Linn of the Court of Appeals for the Federal Circuit. Many honored guests and distinguished members of the bar also attended.

A special mentoring meeting for law students and associates was held in February. It was an opportunity for the President of the Inn, Judge Barbara S. Jones, and Judge Mauskopf to engage in an informal and open dialog with the students and associates about those topics which make up the Inn mission.

A demonstration of direct and cross examination was featured at the March meeting. That program used a fictional dispute between two safety pin companies over a "kink" or a "bump" in a safety pin. The fictionalized case, *National Kink Safety Pin Co. v. International Bump Co.*, featured the direct and cross examination of the inventor, Mrs. Mulligan, who co-invented the improved safety pin with her husband in a dream. The program was based on U.S. Patent No. 6281 of Hunt (1849). The demonstration focused on inappropriate behavior and how to respond to it, e.g., when the judge and witness start to talk to each other, audible communications between co-counsel and improper addressing of opposing counsel. A panel discussion featuring the participants, Judge Jones and Judge Fox, followed the demonstration.

On March 26th the Conner Inn participated in the first Linn Inn Alliance National Conference along with 10 other Inns dedicated to intellectual property. The conference was held in New York City and was co-sponsored by the New York Intellectual Property Law Association. It was conducted in conjunction with the NYIPLA's 88th Annual Dinner in Honor of the Federal Judiciary. The purpose of



the conference was to promote interaction between the member Inns of the Linn Inn Alliance. The conference included a lunch program on the calculation of damages in a patent case using the facts from the *Wright Brothers v. Curtis Herring* case from the beginning of the last century. In addition, at the Judges' Dinner, Judge Linn was awarded the Outstanding Public Service Award by the NYIPLA.

The *Safety Pin* case was continued at the April 15th meeting with the direct and cross examination of an expert witness in the case, Johan Wilhelm Heinrich Donnitz, a professor of mathematics from the University of Bonningen, who was to testify about safety pins. He was allowed to testify as an expert because he had 15 children. In addition to examination techniques, the program touched on the use of exhibits in court. That meeting also included a discussion led by Judge Mauskopf on the topics raised by the examination.

A further meeting was held on April 27th, which featured trial testimony in the fictionalized case *Colleen McMahon v. Gloria Gaynor*. The trial was presided over by Judge Jones, and Judge Colleen McMahon, who has a musical background, played the part of the plaintiff suing disco diva Gloria Gaynor for copyright infringement of the lyrics and music of the song "Feeling." The fictional fact pattern was loosely based on an actual copyright dispute before Judge Conner in the late 1980s between a French composer, Louis Gasté, and American singer Morris Albert. Judge McMahon's testimony included singing a couple of pitch-perfect bars of the works to prove infringement.

An abridged mock oral argument before the Federal Circuit was featured at the May meeting. The argument was based on the *Myriad* district court case in which a patent on genes that indicate an increased risk of breast and/or ovarian cancer was found invalid as claiming unpatentable subject matter. The mock case was heard by Judge Richard Berman, Judge Jones and Judge Mauskopf. The Inn members in attendance were asked to vote on the outcome, as part of a discussion of the appeal.

Melvin C. Garner, Executive Committee Member



Remembering Hon. William C. Conner

This display case can be found at the US Southern District Court House at 500 Pearl Street, NYC



Enlargements of two letters on display are on the following pages



The late Hon. William C. Conner being honored at the Inn's Inaugural Reception and Dinner in 2009 by the Chair of the Inn's Executive Committee, Anthony Giaccio



Chief Judge Dennis Jacobs and the late Hon. William C. Conner at the Inn's Inaugural Reception and Dinner in 2009



Anthony Giaccio, Chair of the Inn's Executive Committee, presenting yellow roses to former Texan Mrs. Janice Conner at the Inn's Inaugural Reception and Dinner in 2009, while another former Texan, the late Hon. William C. Conner, looks on



UNITED STATES DISTRICT COURT
300 QUARROPAS STREET
WHITE PLAINS, NEW YORK 10601

WILLIAM C. CONNER
UNITED STATES DISTRICT JUDGE

COPY

January 16, 2009

Hon. Barbara S. Jones
United States Courthouse
500 Pearl Street
New York, NY 10007

Dear Barbara:

In deference to your wise admonition that remarks from me at the Inaugural Dinner of the Conner Inn of Court were not expected (and apparently not desired), I stifled expression of my profound appreciation for a truly unforgettable affair which got the Inn off to a roaring start. But, freed from your gag order, I must now rectify my previous omission and complete the record.

Divine providence must have guided the NYIPLA in selecting you as the Inn's first president and Colleen as its first Counsel and president in waiting. With your encouragement and example, the NYIPLA's enthusiastic support of the Inn has far exceeded any reasonable expectations. Anthony Giaccio and Thomas Meloro spared no expense and overlooked no conceivable detail in the planning and execution of the Dinner: the excellent Commemorative Journal prepared by Dale Carlson; the Remarks of Chief Judge Michel, Judge Linn and Judge Newman; the attendance of the presidents of IP Inns from Los Angeles, Chicago, Philadelphia and Washington, D.C.; the guest invitations to so many of my fellow judges, including Chief Judges Jacobs, Feinberg and Wood; the uproarious "roast" MC'd by you and Colleen; the engraved crystal commemorative plaque, golf putter and balls presented to me; the yellow roses presented to Jan; and the cleverly worded tee shirts prepared for both of us.

To say that I was overwhelmed and humbled by it all would be a pallid understatement. With such a beginning, with such support, and with the guidance of you and Colleen, the success of the Inn in achieving its worthy goal of promoting professionalism, legal skills, ethics and civility in the practice of intellectual property law is virtually assured.

With heartfelt appreciation and highest personal regards.

Sincerely

Bill

William C. Conner

CC: Hon. Colleen McMahon
Anthony Giaccio, Esq.
Thomas Meloro, Esq.
Dale Carlson, Esq.



UNITED STATES DISTRICT COURT
300 QUARROPAS STREET
WHITE PLAINS, NEW YORK 10601

WILLIAM C. CONNER
UNITED STATES DISTRICT JUDGE

January 16, 2009

Anthony Giaccio, Esq.
Kenyon & Kenyon
One Broadway
New York, N. Y. 10004

Dear Anthony:

Although I was under a strict injunction wisely issued by Judge Jones limiting my speech-making at the Inaugural Dinner Thursday night, I can no longer stifle expression of my profound gratitude for a truly unforgettable experience. You and your committee did an amazing job of planning and preparation to make it come off flawlessly, including such unexpected pleasures as the jewel of a commemorative journal prepared by Dale Carlson for distribution at the Dinner, the remarks of Chief Judge Paul Michel and Judges Richard Linn and Pauline Newman, the uproarious "roasting" by Judges Barbara Jones and Colleen McMahon, the yellow roses for Mrs. Conner, the engraved crystal plaque, golf putter and balls presented to me and the appropriately worded tee shirts for both of us. My secretary/courtroom deputy and law clerks were thrilled to be invited and, I hope, even believed some of the extravagantly gracious statements made about me.

It was great to see so many other judges there, including Judge Dyk and Chief Judges Jacobs, Feinberg and Wood as well as officers of IP Inns of Court from D.C., Los Angeles, Chicago and Philadelphia. With support like that, we surely cannot fail to achieve our worthy objective of promoting professional skill, ethics and civility in the practice of intellectual property law.

It is an incredible honor to have such a noble enterprise bear my name. Please let me know what I can do to help insure its success. With heart-felt thanks and best personal regards,

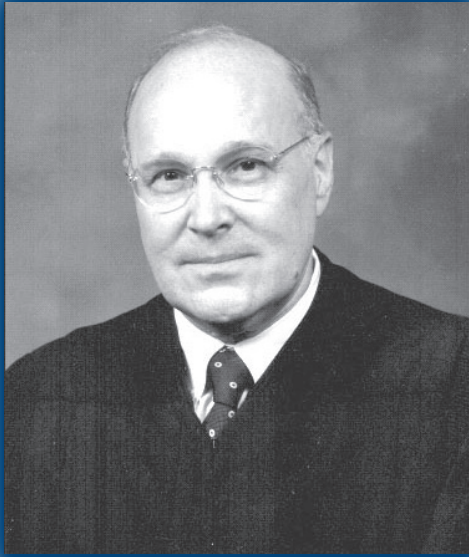
Sincerely,



William C. Conner



Hon. Dennis Jacobs



Dennis Jacobs was born and educated in New York City and has spent his entire career here as a lawyer and judge. He is a product of New York City public schools from kindergarten through college, and is a 1964 graduate of Queens College of the City University of New York.

He attended New York University Graduate School of Arts and Sciences from 1964 through 1970, was awarded a Masters degree in English literature at age 21 in 1965, and completed all requirements but dissertation for a Ph.D. in English before he left the Graduate School and crossed Washington Square to enroll at the School of Law. He has taught at Queens College and at the Nassau County Police Science Academy.

He enrolled in New York University School of Law in 1970 and obtained his JD degree in 1973. He served on the Law Review and was a Pomeroy Scholar.

His entire career as a lawyer was at the Manhattan law firm of Simpson Thacher & Bartlett, where he became a partner in 1980. He appeared in courts in New York and around the coun-

try as a litigating lawyer in commercial matters on behalf of the clients of that firm.

In 1992 he was nominated by President Bush to a seat on the United States Court of Appeals for the Second Circuit that had previously been occupied by Wilfred Feinberg and before him by Thurgood Marshall.

As a judge, he has been awarded the Learned Hand Medal for excellence in jurisprudence by the Federal Bar Council, the James Madison Award by the Federalist Society and the Eugene J. Keogh Award for distinguished public service by New York University. An honorary degree of Doctor of Laws was conferred in 2009 by St. John's University. He participates on panels, and speaks on legal subjects, and participates in the Mentor Program for students in the New York City high schools. And he has served on many Court of Appeals committees on: Budget, Security, Historical and Commemorative Events, and the selection of bankruptcy judges. Among other things, he participated in the symposium on Cass Gilbert, architect of the United States Courthouse in New York and the Supreme Court building in Washington, and has been active in efforts to preserve the federal Courthouse in New York. In 2009, he received the Outstanding Public Service Award from the New York Intellectual Property Law Association (NYIPLA), and he has attended both the 2009 Inaugural Reception and Dinner, and the 2010 Annual Reception and Dinner, of the Hon. William C. Conner Inn of Court.

In 1997, he was appointed by the Chief Justice of the United States to the Judicial Resources Committee of the United States Judicial Conference; Judge Jacobs chaired that Committee in the years 1999-2004. The Committee has jurisdiction over personnel policy, compensation and benefits for the employees of the Third Branch, as well as jurisdiction over the need to create new federal judgeships in the various district and appellate courts of the United States. As chair of that Committee, he directed implementation of the Employee Dispute Resolution program by which discrimination claims are resolved within the Third Branch; and he has testified in Congress on the need to revamp benefits for the employees of the Judiciary and the need for new judgeships to deal with rising case loads.

He succeeded John M. Walker, Jr., as Chief Judge of the Second Circuit on October 1, 2006.

Chief Judge Jacobs was honored to be a friend of Judge Conner, and remains his admirer.



Honored Guests

SPECIAL GUEST OF HONOR

Hon. Dennis Jacobs, Chief Judge, Second Circuit

UNITED STATES COURTS OF APPEALS

Federal Circuit

Hon. Richard Linn, Circuit Judge

Hon. Paul R. Michel, Chief Judge (Ret.)

Second Circuit

Hon. Dennis Jacobs, Chief Judge

Hon. John M. Walker, Jr., Senior Circuit Judge

Hon. Debra A. Livingston, Circuit Judge

Hon. Raymond J. Lohier, Jr., Circuit Judge

Hon. Gerard E. Lynch, Circuit Judge

UNITED STATES DISTRICT COURTS

Southern District of New York

Hon. Loretta A. Preska, Chief Judge

Hon. Miriam Goldman Cedarbaum, Senior District Judge

Hon. Robert P. Patterson, Senior District Judge

Hon. Leonard B. Sand, Senior District Judge

Hon. Louis L. Stanton, Senior District Judge

Hon. Sidney H. Stein, Senior District Judge

Hon. Robert W. Sweet, Senior District Judge

Hon. Richard M. Berman, District Judge

Hon. Denise L. Cote, District Judge

Hon. Barbara S. Jones, District Judge

Hon. Lewis A. Kaplan, District Judge

Hon. John G. Koeltl, District Judge

Hon. Colleen McMahon, District Judge

Hon. William H. Pauley, District Judge



Eastern District of New York

Hon. Raymond J. Dearie, Chief Judge
Hon. Edward R. Korman, Senior District Judge
Hon. Dora L. Irizarry, District Judge
Hon. Kiyo A. Matsumoto, District Judge
Hon. Roslynn R. Mauskopf, District Judge
Hon. Joan M. Azrack, Magistrate Judge

UNITED STATES COURT EXECUTIVES AND CLERKS

Court of Appeals, Second Circuit
Karen Greve Milton, Circuit Executive

United States District Court, Southern District of New York
Ruby J. Krajick, Clerk of the Court
Edward Friedland, District Executive
Clifford Kirsch, District Executive (Ret.)

CONNER INN PARTICIPATING LAW SCHOOLS

Prof. Katherine J. Strandburg, New York University School of Law
Prof. Daniel Ravicher, Benjamin N. Cardozo School of Law
Prof. Joan Wexler, Brooklyn School of Law

GUEST

Joseph R. Guccione
United States Marshal, Southern District of New York



Lincoln at Cooper Union

December 8, 2010

India House

by Hon. P. Kevin Castel

About three weeks ago, I returned to Chambers from the courtroom and found a handwritten “Post-it” from a law clerk with very bad handwriting. I couldn’t quite make it all out but I noticed three names:

William Conner

Denis McInerney

Barbara Jones

For me, that’s quite a list. I admired Judge Bill Conner as a colleague and wise sage with a quick wit. Denis McInerney was one of my greatest mentors and my law partner and he was largely responsible for the ascendancy of my career. I was fortunate to be at the inaugural celebration of the Conner Inn and the naming of the McInerney Inn. Barbara Jones is a cherished friend and colleague with whom I enjoy having lunch.

There was a fourth name on the “Post-it” and it took a while for me to decipher. It was Abraham Lincoln. I was being asked to speak about Lincoln and that is a great honor for any one. My first thought was that the Conner Inn was behind this for an obvious reason: in the 221-year history of the American presidency, Lincoln was and is the only president to hold a patent. Lincoln whittled a model of the invention which disclosed a device to lift a boat over a sandbar or shoal. William Herndon, his law partner who was nine years younger, didn’t think it was a very practical idea and it was never built or put into commercial use. I also note the Conner Inn’s affection for the Union League Club which was organized during the Lincoln administration to aid the Union cause.



Joint Meeting, Conner Inn and McInerney Inn, December 8, 2010



Then I did some digging and it came to me that it was more likely that the McInerney People were behind the selection of Lincoln. The McInerney Inn, of course, is sponsored by the New York County Lawyers. Denis was a former president of NYCLA. And—as I assume you all know—another former president of NYCLA was present for one of Lincoln’s greatest speeches. No, it was not the 272-word Gettysburg Address. Nor was it the 683-word Second Inaugural Address which closed with the memorable line “with malice toward none, with charity for all.” It was Lincoln’s 7,715-word speech in New York at the Cooper Institute, today known as Cooper Union. The former president of NYCLA present for Lincoln’s speech was Joseph H. Choate. He was 28 years old at the time and he returned to Cooper Union to talk about the speech in 1909 at age 77, nearly 49 years after the event.

Why was Lincoln’s Cooper Union address history making? Up until that night, February 27, 1860, Lincoln was principally a regional figure, well-known in Illinois, but with little presence on the national stage other than his one term in Congress and his debates with the much better known Stephen A. Douglas, the Little Giant, who was a Judge of the Illinois Supreme Court and United States Senator. The Cooper Union speech changed all that.

So how did the Cooper Union speech come about? Lincoln received a terse wired telegram—the equivalent of a present day 140 character text message—inviting him to speak at the Reverend Henry Ward Beecher’s Pilgrim Church in Brooklyn on November 29, 1859 for which he would be paid the sum of \$200. The invitation came from an influential New York Republican who believed that the only way the Republicans could win the presidency in 1860 was by nominating someone from a western state like Ohio or Illinois—not New York’s own William Seward. Lincoln

successfully pushed the date off to February to allow time for preparation of his speech.

Lincoln did not learn that he would be speaking at the Cooper Institute located in the Bowery in Manhattan until after he arrived in New York. On the day of his speech he walked over from the Astor Hotel on Broadway to Mathew Brady’s studio to have his photograph taken.



Joint Meeting, Conner Inn and McInerney Inn, December 8, 2010



The admission price for the speech was 25 cents and there were about 1,200 in attendance, so the total gate was only \$300 of which he earned two-thirds. He spoke to his audience at the Cooper Institute in clothes that were black, ill fitting and wrinkled. The collar of his coat on the right side would fly up whenever he raised his arm to gesture. Mostly he gestured with his head rather than his hands. He had a harsh, high-pitched voice and a Kentucky-Indiana accent.

Gee, did Lincoln have things to say. The big issue of the day was the Kansas-Nebraska Act, authored by Stephen Douglas, which was based upon the rather modest and democratic concept that the people of the territories should decide by vote whether to apply for admission to the Union as a slave or free state. What could be more fair than letting the people of the territories decide—popular sovereignty. Lincoln took the position that the federal government had the power to restrict slavery in the territories and should exercise that power to ban slavery there.

Lincoln began his speech with these words:

Mr. President and fellow citizens of New York: -

The facts with which I shall deal this evening are mainly old and familiar; nor is there anything new in the general use I shall make of them. If there shall be any novelty, it will be in the mode of presenting the facts, and the inferences and observations following that presentation.

In his speech last autumn, at Columbus, Ohio, as reported in “The New-York Times,” Senator Douglas said:

“Our fathers, when they framed the Government under which we live, understood this question [that is the question of slavery in the territories] just as well, and even better, than we do now.”

The understanding of “Our fathers” on the power to regulate slavery in the territories was the focus of Lincoln’s 7,000 words. Lincoln asked who are the “fathers” to whom Douglas was referring. Lincoln posited that they were the 39 delegates to the Constitutional Convention. He then proceeded to tally each of their votes on the issue of federal power. The Northwest Ordinance of 1787 prohibited slavery in the newly acquired territories which later became Illinois, Ohio, Michigan and Wisconsin. The Ordinance was first adopted by the Congress under the Articles of Confederation and then readopted as legislation in 1789 under the new Constitution. Lincoln listed the vote of each of the 39 delegates naming them by name. Then he counted in Washington because he signed the legislation into law



under the Constitution. Then he looked at Congressional votes on the organization of the Territory of Mississippi which allowed slavery but enacted federal legislation restricting it in several respects. He looked at votes on the Missouri Compromise which banned slavery in the new territories above a certain latitude (36°30' north). Eventually, after deducting for double counting Lincoln concluded that 23 of the 39 delegates to the Constitutional Convention had a voting record on the power of the federal government to restrict or ban slavery in the territories and 21 of the 23 cast votes that indicated their belief that the federal government had such power.

He placed the knife in Douglas and twisted by agreeing with him that “Our fathers understood the question as well or better than we do.” Here was a masterful and careful craftsman at work. He did much of his research in his own law office—without Lexis or Westlaw—and also down the street at the state capital in Springfield.

He also took the supposed grievances of Southerners against the Republicans and used lawyer’s logic against them: “You say we are sectional. We deny it. That makes an issue, and the burden of proof is upon you.” He then demolished the supposed proof. The speech closed with the beautifully rhetorical line which, I am sure, many of you studied in school: “LET US HAVE FAITH THAT RIGHT MAKES MIGHT AND IN THAT FAITH, LET US, TO THE END, DARE TO DO OUR DUTY AS WE UNDERSTAND IT.”

Thunderous applause erupted in the Main Hall which you can visit here in New York in largely untouched condition. The historian Harold Holzer in his book Lincoln at Cooper Union points out that just hours before the assassination, John Wilkes Booth wrote to his mother that he believed that “might makes right.”

The full text of the speech was published the next day in four newspapers. Others followed. He went on over the next 11 days to make 11 speeches in 3 New England states. He was a man who had important things to say and everyone wanted a peak at this tall gangly spectacle.

What did NYCLA’s President, Mr. Choate have to say about his recollections of that evening at the Cooper Institute?

“At first sight there was nothing imposing about him, nothing, indeed but his towering form. His face was dark and pale without a tinge of color or anything in it to indicate the brain power which the man possessed. His cloth[es] hung loosely from his ungainly figure, and he be-



gan his speech like a young man embarrassed in his first effort. Once Lincoln had uttered the first sentences of his address. . . Lincoln's form was transfigured, his face lighted up as if to shed radiance upon all in the room. . . ."

Lincoln proved that he had an able mind and had a new way of thinking about slavery that was grounded in the Constitution and would not necessarily tear the Union apart as the election of a fervent abolitionist certainly would. Remember the Cooper Institute speech was in late February, the Republican nomination was in May and the election was in November. It is not much of a stretch to say that had he muffed or blown the Cooper Institute speech, the fate of the Union might have been different.

Lincoln the lawyer was very much on display at Cooper Union. Not the Lincoln—portrayed by Henry Fonda—winning an acquittal of his client on a murder charge by using an Almanac to discredit a witness's testimony on the position of the moon in the sky. It was the Lincoln who had represented the Illinois Central Railroad in a case challenging the power of county governments to tax state franchised railroads. Lincoln's brief cited cases from 15 different jurisdictions. He won and his fee was the enormous sum of \$5,000, which the Railroad refused to pay. Lincoln wound up suing the Railroad to recover the fee and won that case as well. In his over 20 years in practice, Lincoln handled over 4,000 civil cases, including over 400 cases in the Illinois Supreme Court. Herdon thought he was a better appellate lawyer than trial lawyer.

I invite you to place a book on Lincoln on your holiday list. There are said to be more than 15,000 books written on Lincoln. My personal recommendation is David Herbert Donald's biography of Lincoln published in 1996. If you get the time, visit Springfield, Illinois, where there is a state of the art Lincoln Museum, the Lincoln-Herdon law office and the well-preserved Lincoln homestead.

I thank you for the honor of allowing me to speak about Lincoln. I will sit down lest Lincoln's rebuke of a long-winded colleague apply to me: "He can compress the most words into the smallest ideas of any man I ever met."

Hon. P. Kevin Castel
U. S. District Court, Southern District of New York



Conner Inn Annual Reception and Dinner 2010



Chief Judge Preska, Judge Linn, Judge Jones, Chief Judge Dearie, Judge Mauskopf and then Chief Judge Paul R. Michel



Conner Inn Executive Committee Member
Melvin C. Garner making some remarks



Chief Judge Paul R. Michel (Ret.) with Patti Linn
and Judge Richard Linn



Conner Inn Annual Dinner Committee
Chairperson Jeffrey M. Butler
making some remarks

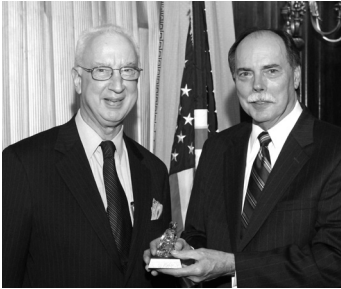


Conner Inn member John Moehringer, Judge Barbara S. Jones,
Judge Roslynn R. Mauskopf, and Inn Executive
Committee Member Thomas J. Meloro



Chief Judge Loretta A. Preska and Chief Judge Paul R. Michel (Ret.)





Chief Judge Paul R. Michel (Ret.) receiving the 2010 Conner Inn Excellence Award at the 2010 Inn Reception and Dinner from Inn Honorary Visiting Judicial Member Judge Richard Linn



Judge Richard Linn with Inn Annual Dinner Committee Chairperson Jeffrey M. Butler



Chief Judge Raymond J. Dearie receiving the 2010 Conner Inn Excellence Award from Judge Roslynn R. Mauskopf



Chief Judge Dennis Jacobs (2d Cir.) with friends at the 2010 Annual Reception and Dinner



Inn Executive Committee members John R. Lane and Melvin C. Garner, with Judge Richard Linn, Patti Linn, Judge Barbara S. Jones, and Judge Roslynn R. Mauskopf



Chief Judge Loretta A. Preska receiving the 2010 Conner Inn Excellence Award from Judge Barbara Jones

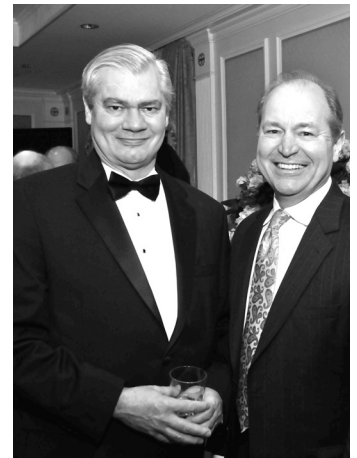


2010 Annual Dinner at The Union League Club in NYC



Linn Inn Alliance First National Conference

Sponsored by The Conner Inn





Congratulations to
The Conner Inn of Court
and
Chief Judge Dennis Jacobs



THE LINN INN ALLIANCE OF IP FOCUSED INNS OF COURT

Giles S. Rich American Inn of Court
Washington, DC

John C. Lifland American Inn of Court
New Brunswick, NJ

San Francisco Bay Area IP American Inn of Court
San Francisco, CA

Benjamin Franklin American Inn of Court
Philadelphia, PA

Richard Linn American Inn of Court
Chicago, IL

Paul R. Michel IP American Inn of Court
Los Angeles, CA

William C. Conner American Inn of Court
New York, NY

Boston IP American Inn of Court
Boston, MA

Seattle IP American Inn of Court
Seattle, WA

Atlanta IP American Inn of Court
Atlanta, GA

Austin IP American Inn of Court
Austin, TX

IP and Innovation American Inn of Court
Albany, NY

Colorado IP American Inn of Court
Denver, CO





New York University School of Law
is proud to join the Conner Inn of Court in
honoring our distinguished alumnus

THE HONORABLE DENNIS JACOBS '73
Chief Judge, United States Court of Appeals
for the Second Circuit

for his exemplary leadership on the bench
and his tireless dedication to the profession.

JANUARY 18, 2011



CADWALADER



We are proud to support The Honorable William C. Conner American Inn of Court and to commend The Honorable Dennis Jacobs, Chief Judge of the U.S. Court of Appeals for the Second Circuit, for his efforts in promoting professionalism, ethics, civility, and legal skills and education.

Cadwalader, Wickersham & Taft LLP
New York London Charlotte Washington Beijing

www.cadwalader.com



COOPER & DUNHAM LLP

IS PLEASED TO HONOR

HONORABLE DENNIS JACOBS

**Chief Judge, United States Court of
Appeals for the Second Circuit**

on the occasion of the annual dinner
of

THE HONORABLE WILLIAM C. CONNER
AMERICAN INN OF COURT

January 18, 2011

30 Rockefeller Plaza
New York, NY 10012
212-278-0400
www.cooperdunham.com





Fish celebrates
the Honorable
Dennis Jacobs,
Chief Judge
United States
Court of Appeals
for the Second Circuit.



FISH & RICHARDSON

601 Lexington Avenue - 52nd Floor
New York, NY 10022

fr.com
800-818-5070



We are pleased to join the
Conner Inn of Court in honoring

The Honorable
Dennis Jacobs

Chief Judge
United States Court of Appeals
for the Second Circuit

January 18, 2011

Fitzpatrick

FITZPATRICK, CELLA, HARPER & SCINTO

NEW YORK

WASHINGTON

CALIFORNIA



New York | Washington DC | London | Paris | Frankfurt | Hong Kong | Shanghai

Fried Frank
is proud to support the
CONNER INN OF COURT

and joins in honoring
Chief Judge Dennis Jacobs

Fried, Frank, Harris, Shriver & Jacobson LLP

FRIED FRANK





FROMMER LAWRENCE & HAUG & LLP

Celebrates

The Honorable Dennis Jacobs

Chief Judge

United States Court of Appeals

for the Second Circuit

January 18, 2011



GOOD WORK

Goodwin Procter LLP congratulates the
HONORABLE DENNIS JACOBS
Chief Judge, United States Court of Appeals
for the Second Circuit

GOODWIN

PROCTER

BOSTON | HONG KONG | LONDON | LOS ANGELES | NEW YORK | SAN DIEGO | SAN FRANCISCO | SILICON VALLEY | WASHINGTON DC

www.goodwinprocter.com





**Hogan Lovells proudly joins
The Honorable William C. Conner
Inn of Court in celebrating
The Honorable Dennis Jacobs**

January 18, 2011

Hogan Lovells US LLP
875 Third Avenue
New York, NY 10022
+1 212 918 3000

www.hoganlovells.com



KAYE SCHOLER LLP

celebrates

The Honorable Dennis Jacobs

Chief Judge

**United States Court of Appeals
for the Second Circuit**

Conner Inn of Court
January 18, 2011

New York Office
425 Park Avenue
New York, NY 10022-3598
(212) 836-8000
www.kayescholer.com

Chicago	Frankfurt	London	Los Angeles	New York
Palo Alto	Shanghai	Washington, DC	West Palm Beach	

Kaye Scholer refers to Kaye Scholer LLP and its affiliates operating in various jurisdictions.



K E N Y O N & K E N Y O N L L P

joins in honoring

The Honorable

DENNIS JACOBS

Chief Judge

United States Court of Appeals
for the Second Circuit

*for his dedication to the promotion
of excellence in our profession*

Conner Inn of Court

January 18, 2011



Milbank

Celebrates

The Honorable Dennis Jacobs

Chief Judge
United States Court of Appeals
for the Second Circuit

Conner Inn of Court
January 18, 2011

Milbank, Tweed, Hadley & McCloy LLP

Beijing Frankfurt Hong Kong London Los Angeles Munich
New York São Paulo Singapore Tokyo Washington, DC

www.milbank.com



ROPES & GRAY SALUTES

THE HONORABLE DENNIS JACOBS

CHIEF JUDGE, UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT

CONNER INN OF COURT

JANUARY 18, 2011

ROPES
& GRAY

ropesgray.com



SIMPSON THACHER

Simpson Thacher & Bartlett LLP

Congratulates

The Honorable Dennis Jacobs
*Chief Judge, United States Court of
Appeals for the Second Circuit*

Conner Inn of Court
January 18, 2011

NEW YORK
BEIJING
HONG KONG
LONDON
LOS ANGELES
PALO ALTO
SÃO PAULO
TOKYO
WASHINGTON, D.C.

WWW.SIMPSONTHACHER.COM

SIMPSON THACHER & BARTLETT LLI



Skadden, Arps

joins in recognizing

The Honorable Dennis Jacobs

Chief Judge

United States Court of Appeals
for the Second Circuit

*Conner Inn of Court
January 18, 2011*

Skadden

Skadden, Arps, Slate, Meagher & Flom LLP
& Affiliates

Beijing | Boston | Brussels | Chicago | Frankfurt | Hong Kong
Houston | London | Los Angeles | Moscow | Munich | New York
Palo Alto | Paris | San Francisco | São Paulo | Shanghai | Singapore
Sydney | Tokyo | Toronto | Vienna | Washington, D.C. | Wilmington



Weil

Weil celebrates

**The Honorable
Dennis Jacobs,
Chief Judge
United States
Court of Appeals for
the Second Circuit**

weil.com

Weil, Gotshal & Manges LLP



WILLKIE FARR & GALLAGHER_{LLP}

honors

THE HONORABLE
DENNIS JACOBS

Chief Judge

United States Court of Appeals
for the Second Circuit

CONNER INN OF COURT

January 18, 2011

NEW YORK WASHINGTON PARIS LONDON MILAN ROME FRANKFURT BRUSSELS

www.willkie.com



