



# NEWSLETTER

Law Librarians Association of Wisconsin

A Chapter of the American Association of Law Libraries

VOLUME 20 NUMBER 3

SPRING 2003

## LLAW FEBRUARY MEETING: THE DANE COUNTY LAW LIBRARY

By: Paula Seeger  
Dane County Law Library

Across the United States, librarians are facing the reality of looming budget cuts or total elimination. At the LLAW meeting February 19, that reality took on a human face as we discussed "Saving the Dane County Law Library." Presenting the background and description of the problem was Jane Colwin, Co-State Law Librarian of the WI State Law Library. Next, Melissa Kaszynski, formerly of the Dane County Law Library, offered a personal glimpse into the life of the library as the fight for survival began. Paula Seeger, librarian at the Dane County Law Library, told of the challenges and opportunities that are ahead for the library in 2003. Finally, Judge Michael Nowakowski, Chief Judge of the Dane County Circuit Court, explained how this particular story was able to have a happy ending.

### \*\* HISTORY \*\*

The Dane County Law Library (DCLL) has been in existence in some form for several decades. In 1998, upon a study committee's recommendation, Dane County contracted with the Wisconsin State Law Library to manage the Dane County Law Library. Since then, the library has assisted the Dane County Circuit Court staff with legal research, filled requests for legal information from the Dane County jail inmates, and offered services to pro se users and members of the public. The library's budget is part of the Dane County Clerk of Court's budget. Over the four years of the current contract, the library managed its budget, requesting, and receiving, only minimal or no increases. In the fall of 2002, County Executive Kathleen Falk recommended elimination of the law library in her budget proposal, a "savings" of \$117,600. This proposal shocked library

*(Please see "Dane County" on page 7)*

## Message from the President

By: Connie Von Der Heide  
Wisconsin State Law Library

In my message last fall I talked about the importance of creating connections with our fellow law library colleagues and with our library users. The recent funding situation faced by the Dane County Law Library in Madison makes it clear that perhaps the most important people with whom to create and maintain connections are the decision makers: those in our organizations whose decisions can impact the library's very existence.

Here are just a few ways to create or strengthen connections with our decision makers. Put your creative thinking cap on and I'll bet you can come up with more. When you do, please share them with your colleagues on the LLAW electronic list. I look forward to reading them.

- During National Library Week, National Legal Research Teach-In, or other special events, consider extending an invitation to your decision makers to visit the library and participate in your special activities. Better yet, get them involved by asking them to draw the winning names, present the prizes, or serve as honorary hosts for a particular event.
- Use all those statistics you are (or should be) keeping and put together

*(Please see "President" on page 9)*

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# LLAW OFFICERS AND COMMITTEES 2002/2003

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## Committee Members

Government Relations	Heidi Yelk
Grants	Jane Colwin, Amy Bingenheimer, Melissa Kaszynksi, Pat Ellingson
Membership	Carol Schmitt, Laura Emanuelson, Julia Jaet, Virginia Meier, Amy Thornton
Newsletter	Mary Koshollek, Jim Mumm, Bev Butula
Nominating	Jane Moberg
Placement	Barbara Walker
Program	Ted Potter, Bonnie Shucha
Public Access to Legal Information	Sunil Rao
Public Relations	Laura Olsen-Dugan, Susan Janik, Kellee Selden-Huston, Melissa Mooney
Website Committee	Amy Anderson, Amy Thornton, Kira Zaporski

The LLAW Newsletter, official publication of the Law Librarians Association of Wisconsin, Inc., is published quarterly in Spring, Summer, Fall and Winter and distributed to all LLAW members. Dues renewal falls in June of each year. Subscription rate is \$4.00 to non-members. For membership information contact Carol Schmitt, Chair of the Membership Committee, Boardman Suhr Curry & Field LLP, 1 S. Pinckney St., Ste 410, Madison WI 53701-0927 (608/283-7514). Address all inquiries or items of interest to the LLAW Newsletter Editor, c/o Mary Koshollek, Godfrey & Kahn, 780 N. Water St., Milwaukee WI 53202 or by e-mail to [mkoshollek@gklaw.com](mailto:mkoshollek@gklaw.com). Send contributions to Bev Butula, Davis & Kuelthau, S.C., 111 E. Kilbourn Ave, Milwaukee WI 53202 or by e-mail to [bbutula@dkattorneys.com](mailto:bbutula@dkattorneys.com).

# LLAW BOARD MEETING

## Minutes Third Quarterly Board Meeting Law Librarians Association of Wisconsin Wednesday, February 19, 2003 : 5:30 pm Herreman's Sun Prairie, Wisconsin

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I. President Connie Von Der Heide called the meeting to order at approximately 5:30 pm.

**Present:** Amy Anderson, Jane Colwin, Diane Duffey, Pat Ellingson, Jane Moberg, Jim Mumm, Ted Potter, Sunil Rao, Bonnie Shucha, Connie Von Der Heide.

**Absent:** Amy Easton Bingenheimer, Laura Olsen Dugan, Olivia Bradford Jaskolski, Mary Koshollek, Carol Schmitt, Barb Walker, Heidi Yelk.

II. **Minutes** for the November 4, 2002 (Second Quarterly) Board Meeting were approved.

III. **Treasurer's Report**

Checking Account Ending Balance	3,320.73
Savings Account Ending Balance	2,144.18
<u>Certificate of Deposit Ending Balance</u>	<u>3,385.33</u>
<b><u>Total Ending Balance</u></b>	<b><u>\$ 8,850.24</u></b>

The Treasurer's Report was approved.

IV. **President's Report** – No report.

V. **Committee ReportsArchives** – No report.

**Government Relations** – No report.

**Grants** – Jane reported that the new grant applications for 2003 are available.

**Membership** – Carol (via Connie) reported the following figures: 89 active members, 9 associate members, 5 sustaining members, 3 student members and 4 people who receive the newsletter for a total of 110 members. Since October, there are 2 additional active members, one more associate member and one more sustaining member.

**Newsletter** – Connie commented that the newsletter is fabulous. Jim said Thomson West sent him and all newsletter editors in AALL a budgeting article which pitches West billing tools for incorporation in the newsletter. There was no interest in having this article included in the LLAW newsletter; it was suggested that it would be preferable to have a member who is independent of West write about West billing tools. Jim also asked for feedback about the newsletter, and “taking it to the next level.” Ted proposed that, since it is electronic now, items such as the meeting minutes could be linked to from within it, instead of being incorporated into it.

*(Please see “Board Meeting” on page 4)*

# LLAW BOARD MEETING

*("Board Meeting" continued from page 3)*

**Nominating** – No report

**Placement** – No report

**Program** – Ted and Bonnie reported that they are accepting ideas for the next membership meeting, which will be in Milwaukee. Some ideas included technology gadgets, or having Janine Geske speak about her recent positions.

**Public Access to Legal Information ("PALI")** – Sunil reported that the Introduction to Legal Research book is currently being proofread, and will hopefully be printed and ready for the WAAL conference. Estimates are at \$0.055 per page; 200 books of 60 pages each will cost \$1,013.00. Diane will check the previous meeting minutes to see whether the Board discussed charging for the books. The last time the books were printed, LLAW did charge for them.

**Public Relations** - Laura reported (via Connie) that four LLAW members were present at a recent SLA-Wisconsin career planning event at UW-Madison School of Library and Information Science: Connie, Kira Zaporski, Carol Schmitt and Amy Thornton. Connie said the event appeared to be a success.

**Web Site** – Amy reported that she no longer has problems accessing the server for the Web site.

## V. **Old Business**

**Wisconsin Lawyer Articles Committee** – Carol Bannen, who is heading up this project, reported (via Bonnie) that she submitted a number of topics to the State Bar editorial board; the editorial board has responded indicating which ones they liked best. Carol is notifying the potential authors of the deadlines and parameters for the articles to be submitted. Another writing opportunity for LLAW members is the Wisconsin Law Journal – they require articles of about 1,000 words. If anyone is interested, they should contact Carol Bannen.

**Libraryfest Midwest** – LLAW has been contacted by members of Chicago and Minnesota law librarian associations about reprising Libraryfest Midwest, as soon as October 2003. It will be considered, but at least one year would be required to plan for the event. Connie will keep the Board posted.

## VII. **New Business** – No new business to report.

## VIII. **Other Items From the Floor:**

Jim Mumm said that AALL President Carol Avery-Nicholson asked him to be on a task force on the implementation of new fair business guidelines; these guidelines were issued in November 2002.

Jim also said that the search for a Marquette Law School Library Director should be completed in a few weeks.

## IX. **Adjournment** - The meeting adjourned at approximately 5:45 pm.

Respectfully submitted,  
Diane Duffey  
Secretary

# LLAW MEMBERSHIP MEETING

## Minutes Third Quarterly General Membership Meeting Law Librarians Association of Wisconsin Wednesday, February 19, 2003 Herreman's Sun Prairie, Wisconsin

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- I. President Connie Von Der Heide called the meeting to order at approximately 6:50 pm.
- II. The minutes from the First Quarterly General Membership Meeting on October 2, 2002 and the Second Quarterly General Membership Meeting on November 4, 2002 were approved.

III. **Treasurer's Report (Pat Ellingson)**

Checking Account Ending Balance	3,320.73
Savings Account Ending Balance	2,144.18
<u>Certificate of Deposit Ending Balance</u>	<u>3,385.33</u>
<b><u>Total Ending Balance</u></b>	<b>\$ 8,850.24</b>

- IV. **President's Report** - Connie welcomed everyone and introduced two new members in attendance: Paula Seeger and Toby Thomas.

V. **Committee Reports**

**Archives** - No report.

**Government Relations** - No report.

**Grants** - Jane Colwin said that three grants are available for this year's AALL conference in Seattle; the grants are \$750.00 each. The applications are available on the LLAW web site, and are due April 1, 2003.

**Membership** - Carol reported (via Connie) the following figures: 89 active members, 9 associate members, 5 sustaining members, 3 student members and 4 people who receive the newsletter for a total of 110 members. Since October, there are 2 additional active members, one more associate member and one more sustaining member.

**Newsletter** - Bev Butula requested that anyone with any articles or membership news and updates send that information to her. Jim asked for any feedback on the newsletter. Connie thanked the committee for its inaugural electronic issue.

**Nominating** - Jane Moberg announced that she is seeking nominations for Treasurer, Secretary and Vice President for next year.

**Program** - No Report.

*(Please see "Membership Meeting" on page 11)*

## LLAW'S Second Quarterly Budget Report

### Checking Account

Beginning Balance 11/01/03			\$3,746.10
Income			
	Membership		
		Active (3) 2 after 01/01/2003	\$40.00
		Associate	\$10.00
		Sustaining (1)	\$60.00
	Program		
		November Meeting	\$381.50
		February Meeting	\$503.00
	Newsletter		
		Advertising	\$100.00
	Total (Deposits)		<u>\$1,094.50</u>
Expenditures			
	Program	November Mtg.	
		Dinners	\$447.62
		Speaker's Lodging	\$328.00
		Speaker Expenses	\$36.18
		Mtg. Supplies	\$19.97
		February Mtg.	
		Dinners	\$452.86
		Speaker/Donation	\$200.00
	Newsletter		
		Printing	\$20.10
	Miscellaneous		
		Dept of Financial Institutions	\$10.00
		WLA Membership	\$75.00
	Total (Expenditures)		<u>\$1,589.73</u>
Ending Balance Checking			<u>\$3,250.87</u>

## National Library Legislative Day - May 12-13, 2003

By: Sue Center, University of Wisconsin Law Library

National Library Legislative Day will be held in Washington, D.C. on May 12 -13, 2003. This is our annual opportunity to take our concerns to our congressional delegation in D.C. and increase their awareness of issues that are important to the Wisconsin library community. This year is particularly important with so many critical issues on the table: LSTA Reauthorization, E-Government and Public Access (Presidential Records Act, OMB Memorandum on GPO), Privacy and Confidentiality (USA PATRIOT Act), Copyright/Fair Use (Copyright Extension & UCITA). (See the WLA Web page for a complete agenda: <http://www.wla.lib.wi.us/legis/FedAgenda.pdf>).

Each year a group of delegates from Wisconsin attend this meeting to speak with our Senators and Representatives. Eleven people made up our delegation in 2002, and it would be wonderful to expand that number in 2003. Our Wisconsin library delegation will make a far greater impression with greater numbers.

Monday, May 12 will be a Briefing Day, during which the issues will be defined and guidance will be provided on how to present the issues to our congressmen. Tuesday, May 13 will be the advocacy day, with scheduled group appointments throughout the day with our Wisconsin congressional delegation in their offices.

We would like to encourage members of LLAW to attend this meeting and to help deliver our message to our legislators. Funding support will have to be solicited by the person wishing to attend -- perhaps from their library or from a library organization. If you think you might be interested in attending or would like more information, contact Sue Center, WLA Federal Relations Coordinator, at (608)262-1499 or [slcenter@facstaff.wisc.edu](mailto:slcenter@facstaff.wisc.edu).



*("Dane County" continued from page 1)*

staff and users, as there had been no warning from the Executive's office that elimination was being considered.

### **\*\* FIGHTING BACK \*\***

Library staff and management received a rude awakening to county politics and procedure. The first order of business was to garner support and let users know what was happening. One of the ways library staff was able to do this was to call on regular users for support in a public hearing before the county board. Several sup-

***Library staff and management  
received a rude awakening  
to county politics and procedure.***

porters spoke on behalf of restoring the library's funding, while others attended the hearing to sign support cards. Library staff attended several county board committee meetings where more testimony was offered on behalf of the library. Committee members raised questions about how the State Law Library could serve users of the Dane County Law Library once the library closed. They seemed sure that the State Law Library could eas-

ily handle the 300+ weekly users of the Dane County Law Library. Committee members were also confident that the Sheriff's Department could find another way to fill inmate requests for legal information. After all, it's all on the Internet, isn't it?

In the library, users were asked to complete a short survey indicating why they used the library and to offer comments regarding the potential closure. These sheets were then gathered and copied for each board member to read. It was one way to put a human face on statistics and a clear way for board members to see how their constituents used and valued the library.

### **\*\* A HAPPY ENDING \*\***

On November 7, 2002, the full county board voted on the budget. In a strange turn, the board voted to restore \$52,000, a number that seemed to balance other deals on the table, but had nothing to do with the library's needs. The vote passed. The library would receive \$52,000 for its 2003 budget, less than half of the previous year's amount. With \$52,000, the library could not remain staffed nor keep the State Law Library involved. Library staff prepared to lose their positions at the end of 2002 and received lay-off notices. There was, however, one last hope for the survival of the library.

*(Please see "Dane County" on page 8)*

*("Dane County" continued from page 7)*

There was a fundraising effort involving local attorneys, law firms, and the Dane County Bar Association that bore promise. At first, donations were small - not enough to keep the library open past the end of the year. After a few news stories publicized the library's certain demise, donations picked up, but they were still not enough to prevent the library's closure on December 27, 2002. During the first week of 2003, however, enough donations had been made to insure the issuance of a new contract, which the County Executive signed on January 10, 2003. The library reopened January 13.

**\*\* LESSONS LEARNED \*\***

Library staff and management learned very valuable lessons through this emotional ordeal:

- The importance of keeping statistics as a means for justifying services
- How to recognize the people who are library supporters in order to put a human face on statistics
- Knowing who wields power where budget decisions are concerned
- Understanding how budget decisions and deals are made
- Learning to expect the unexpected

**\*\* FUTURE OF THE DCLL \*\***

How does the Dane County Law Library ensure that its funding will return in the 2004 budget proposal? The library must build on its successes and create an overall service that will seem indispensable in county government and its legal system. This is completed by marketing the library to other county and city agencies, especially those not currently using the library. The library also creates or builds on ties in the community and the UW. While keeping a heavy focus on outreach and publicity, there is also renewed energies in library services to pro se users, perhaps through the development of instructional services, and inmates of the Dane County jails.

In a time of growing fiscal uncertainty, the Dane County law Library is a success story on a small scale, but a success nonetheless. Saving the Dane County Law Library was not easy and will not get easier for the next year, but as Margaret Mead has said so eloquently, "Never doubt that a small group of thoughtful, committed citizens can change the world; indeed, it's the only thing that ever has."



***Library School Liaisons***

***UW-Madison***

***Amy Thornton,  
Laura Olsen Dugan***

***UW-Madison Student Liaison***

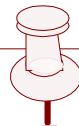
***Kira Zaporski***

***UW-Milwaukee***

***Barb Walker  
Candace Hall Slaminski***

***UW-Milwaukee Student Liaison***

***Mark Rozmarynowski***



**The deadline for  
submitting  
articles for the next**

**LLAW NEWSLETTER  
has been extended to  
June 2, 2003**

**(Submit articles to Bev Butula  
[bbutula@dkattorneys.com](mailto:bbutula@dkattorneys.com))**

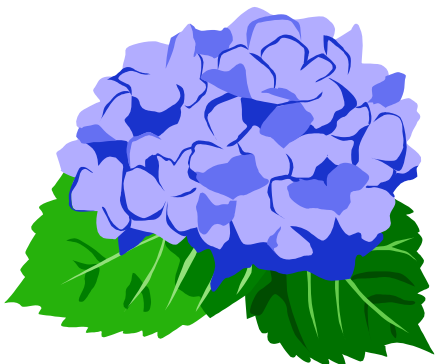


*("President" continued from page 1)*

an annual report. Be sure copies are sent to your decision makers, and put one on display in the library.

- Keep track of the time and money your organization saves through the use of your staff's research expertise. Send a memo to your decision makers letting them know of especially noteworthy instances, and be sure to include this information in your annual report, too.
- You never know when you might encounter one of your decision makers outside the library, so always have a "one-minute elevator speech" ready! That way you'll have more to say than "oh, fine" when asked how things are going in the library these days.

Connie



## Seattle Library Tours

Fred Hanson, Seattle Local Arrangements Publicity Chair

The Preliminary Program for AALL provides your only opportunity to sign up for library tours in Seattle. Take a moment to register for tours of private, public, and academic law libraries. See the public research opportunities at King County Law Library; be dazzled by the glass roof of the library at Davis Wright Tremaine; check out the new and nearly new libraries at Seattle University and the University of Washington; and more!

## LLAW NEWSLETTER

The LLAW Newsletter is the official publication of the Law Librarian Association of Wisconsin. Published quarterly. Copy deadlines are May 5, 2003, August 4, 2003 and November 3, 2003 and February 2, 2004. Circulation varies, from 175-200 copies per issue.

Unsolicited contributions in electronic format (preferably Microsoft Word format) are encouraged; contributions submitted for publication are subject to editorial review.

## USA PATRIOT Act Teleconference

By: Lynn Mikulsky  
Godfrey & Kahn

On December 11, 2002, I attended a teleconference at the Milwaukee Area Technical College entitled, "Safeguarding our Patrons' Privacy: What Every Librarian Needs to Know about the USA PATRIOT Act and Related Anti-Terrorism Measures". The American Association of Law Librarians, the American Library Association, the Association of Research Libraries, the Medical Library Association and the Special Libraries Association sponsored the teleconference. Panelists for the teleconference included: Tracy Mitrano, director of the University Computer Policy and Law Program at Cornell University; James Neal, University Librarian and Vice President for Information Services at Columbia University; Gary Strong, Director of the Queens Borough Public Library and Thomas Susman, a partner at Ropes & Gray (Washington).

In response to the terrorist attacks of September 11, 2001, the U.S. government with great speed passed a series of "emergency measures" to confront domestic terrorism and provide law enforcement with greater access to communication (telephone, computer, digital) data and records. These measures, known as the USA PATRIOT Act, were signed into law on October 26, 2001 – only six weeks after being introduced. There is much talk in legal circles and amongst the public about the constitutionality of many parts of the Act, but for

the time being, until legal challenges to the Act begin to make their way through the courts, businesses and libraries must develop procedures for dealing with this new legislation.

Many people at libraries and educational institutions do not know exactly what this new legislation requires of them. As Tracy Mitrano of Cornell stated, "Two of the most immediate questions about the Act as it relates to information technology are – a) does it require proactive architectural or structural alterations to networks? and b) does it require networks to retain data logs?" The answer to each of these questions is "no." However, if for example, your library is presented with a subpoena and trap and trace devices are then needed on your computers to procure the information requested, a library will have to comply with altering its network and installing devices, etc. If law enforcement requests some type of logging information not presently kept, the library must then begin to provide the information or preserve the logs they presently have on hand. Libraries should note that Section 222 of the Act provides for "reasonable compensation" for "reasonable expenses" incurred in accommodating requests from law enforcement authorities.

Librarians should also know that several provisions for the USA PATRIOT Act are up for sunset on December 31, 2005. So, it is important to keep track of these requests for information and record your experiences when the time comes three years from now for public input on the effectiveness of portions of the Act.

*(Please see "USA PATRIOT Act" on page 12)*

### USA PATRIOT ACT

Uniting and Strengthening America by  
Providing Appropriate Tools Required to  
Intercept and Obstruct Terrorism  
(USA PATRIOT) Act of 2001

Pub. L. No. 107-56, 115 Stat. 272 (2001)

## MEMBERSHIP NEWS

**Amy Easton Bingenheimer** has been named Manager, Information Management for the law firm of Quarles & Brady LLP. In addition to Library Services, Amy now also oversees the Web Development, Knowledge Management, and Conflicts/Docket/Intake departments of the firm.

**Mary Koshollek** recently served on the West Excellence in Law Librarianship Scholarship Advisory Board.

**Jim Mumm** has been appointed to be on a task force that will work on the implementation of new Fair Business Guidelines.

**Laura Olsen Dugan's** article, "One-Shot Searching" appeared in the November / December issue of Law Librarians in the New Millennium.

**Ted Potter's** article, "Configuring Computer Labs : Training Needs Dictate Computer Lab Design" appeared in the April 2003 issue of AALL Spectrum.

**Bonnie Shucha's** article "The Circle of Life : Managing a Law Library Web Site Redesign Project" appeared in the Winter 2003 issue of the Law Library Journal.

Congratulations!

*("Membership Meeting" continued from page 5)*

**Public Access** - Sunil reported that the Introduction to Legal Research book should be printed and available by the WAAL conference.

**Public Relations** - No Report.

**Web Site** - Amy Anderson reported that she is now able to access the host server for the web site.

### VI. **Old Business** -

**Wisconsin Lawyer Articles Committee** - Carol Bannen, who is heading up this project, reported (via Bonnie) that some articles are in the works for the Wisconsin Lawyer. Another writing opportunity for LLAW members is the Wisconsin Law Journal. If anyone is interested, they should contact Carol Bannen.

**Libraryfest Midwest** - LLAW has been contacted by members of Chicago and Minnesota law librarian associations about reprising Libraryfest Midwest. Connie will keep the membership posted.

### VII. **New Business** - No new business to report.

### VIII. **Other Items and Announcements from the Floor** - None.

### IX. The business portion of the meeting was concluded at approximately 7:05 pm.

Respectfully submitted,  
Diane Duffey, Secretary

**PROGRAM:** The business meeting was followed by a program given by Jane Colwin of the Wisconsin State Law Library; Paula Seeger and Melissa Kaszynski of the Dane County Law Library; and Dane County Circuit Court Chief Judge Michael Nowakowski on their efforts to keep the Dane County Law Library from closing. At the end of the program, Connie presented a check for \$200.00 to the Dane County Law Library from LLAW.

*("USA PATRIOT Act" continued from page 10)*

The USA PATRIOT Act also amended existing laws such as the Foreign Intelligence Surveillance Act (FISA) of 1978. It is the Act's "business records" amendment to FISA that has caused great concern among constitutional law experts. Section 501 of the Act states that federal law enforcement, with proper court documents/orders, can obtain business records in an investigation of "internal terrorism and other clandestine intelligence activities." What is of concern is that a record keeper (a library, for example) cannot disclose that a request for information has been made to anyone "other than those persons necessary to produce the tangible things under this section." For university libraries in particular this

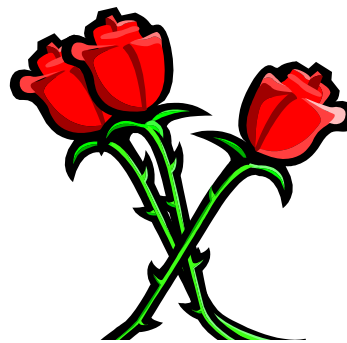
***Having carefully-considered policies set down in writing in a library procedure manual is a first step and major step for your library.***

imposed silence runs counter to freedom of expression and inquiry that has always been a hallmark of educational institutions. The ALA recommends that all library directors establish procedures for a "chain of custody" regarding requested information to ensure confidentiality in order to comply with Section 501 of the Act.

There are many other issues affected or amended by the USA PATRIOT Act: computer trespass, immigration, money laundering, disclosure of school records, etc. Many organizations such as the ACLU, ALA, and Cornell University have great synopses and information on the Act on their internet sites. LLRX.com also has a section of material on the Act. Librarians may want to check out these sites to keep abreast of the changes in the law.

In light of this new legislation, the ALA encourages that libraries do the following:

- Be sure your library policy and procedure manual is up-to-date and that you include your state's confidentiality law in your library's policy statement. Forty-eight states have privacy laws in their statutes, but language does vary from state to state. Many requests for information come from local or state authorities; however, federal law trumps state or local law. (Many states are now changing their privacy laws to have them mirror the federal law.)



- Train staff members (full-time and part-time) on how to handle and refer law enforcement personnel to the appropriate individual at your library or organization. Establish a "chain of command" for information requested by law enforcement agencies.
- Understand the technological capabilities of your computer equipment and just what reports can and cannot be generated from it.
- Have a records retention policy and stick to it. Decide what logs and records in digital and paper form will be saved or discarded -- circulation records, interlibrary loan records, reference interview sheets, public computer sign-up sheets, etc. Audit and make sure your I.S. department is actually sticking with your retention policy.
- Create relationships with your local law enforcement personnel.
- Keep a record of legal requests to preserve an institutional memory.

In conclusion, many times in the past, librarians have been faced with balancing between protecting patron privacy and governmental requests for information. This balancing act goes on today as we respond to legitimate national safety concerns of government agencies. Having carefully-considered policies set down in writing in a library procedure manual is a first step and major step for your library. I think Tracy Mitrano as Cornell's Director of Computer Policy and Law put it best when she stated, "The robust character of American political discourse almost guarantees that the PATRIOT Act will raise constitutional questions. It does prompt evaluation of existing policies and suggest circumstances whereby the creation of proactive protocols could save institutions from administrative confusion, mistakes or even legal liability."

# RECOMMENDED READINGS

Compiled by Cindy May, U.W. Law Library

Alford, Duncan E. "Negotiating and Analyzing Electronic License Agreements."  
Law Library Journal 94:621-644 (Fall 2002)

The author reviews a number of statements of licensing principles, then offers practical guidance on what provisions to look for in a license agreement and suggests responses to publishers for those provisions that are objectionable.

Anderson, Steven P. "A Look at West km."  
Legal Information Alert 22:8-9 (January 2003)

This is a positive review by a law firm librarian of the information product West km, which integrates access to internal firm documents with external legal information, such as caselaw from Westlaw.


Bacchus, Michael. "Strung Out: Legal Citation, *The Bluebook*, and the Anxiety of Authority."  
University of Pennsylvania Law Review 151:245-276 (November 2002)

This comment gives a brief history of *The Bluebook*, then discusses how certain of its rules, as well as certain legal citation practices, lend themselves to the anxiety of authority and a fundamentally conservative approach to the development of legal doctrine.

Baker, Thomas E. "A Compendium of Clever and Amusing Law Review Writings: An Idiosyncratic Bibliography of Miscellany with In Kind Annotations Intended as a Humorous Diversion for the Gentle Reader."  
Drake Law Review 51:105-149 (2002)

Prof. Baker and his research assistants give us this annotated bibliography of humorous law review articles, beginning with The Jurisprudence of Yogi Berra. There's even a section on contracts!

*(Please see "Recommended Readings" on page 14)*



The Summer issue of  
LLAW Newsletter is the "Reports" issue.

Please submit  
committee reports to Bev Butula  
([bbutula@dkattorneys.com](mailto:bbutula@dkattorneys.com))

*("Recommended Readings" continued from page 13)*

Barratt, Amanda and Snyman, Pamela. "Researching South African Law."  
LLRX <http://www.llrx.com/features/southafrica.htm> (October 1, 2002)

Bazac, Daniel. "The Meta Search Engines: Web Searcher's Best Friends."  
LLRX <http://www.llrx.com/features/metasearch.htm> (September 16, 2002)

Biehl, Kathy. "LawMoose Expands Its Roaming Range."  
LLRX <http://www.llrx.com/columns/webcritic17.htm> (October 1, 2002)

Bissett, Jan and Heinen, Margi. "Finding Congressional Documents from the Past."  
LLRX <http://www.llrx.com/columns/reference44.htm> (January 2, 2003)

Bissett, Jan and Heinen, Margi. "Finding Legal Treatises."  
LLRX <http://www.llrx.com/columns/reference42.htm> (October 15, 2002)

Bissett, Jan and Heinen, Margi. "Service of Process."  
LLRX <http://www.llrx.com/columns/reference41.htm> (September 16, 2002)

Bissett, Jan and Heinen, Margi. "The Skinny on Briefs."  
LLRX <http://www.llrx.com/columns/reference43.htm> (November 18, 2002)

Brogan, Denis T. "Fair Use No Longer: How the Digital Millennium Copyright Act Bars Fair Use of Digitally Stored Copyrighted Works."  
St. John's Journal of Legal Commentary 16:691-725 (Fall 2002)

This note discusses the unavailability of fair use as a defense to copyrighted works stored digitally.

Burney, Brett. "Fantastic, Functional Firewalls."  
LLRX <http://www.llrx.com/columns/legaltech11.htm> (November 4, 2002)

Carlson, Cindy. "Conferencing Software: An Overview of Linktivity's WebDemo and WebInteractive, Microsoft NetMeeting, and Yahoo Instant Messenger."  
LLRX <http://www.llrx.com/columns/notes57.htm> (November 18, 2002)

Catterall, Susan. "Using Technology to Enhance Library Services."  
Legal Information Alert 22:1-7 (January 2003)

This article describes how a Minneapolis law firm adopted Advisia for its corporate portal.

Ceica, Ilonia and Vasermane, Ligita. "Latvian Law Guide."  
LLRX <http://www.llrx.com/features/latvia.htm> (November 4, 2002)

Coale, Ann. "Fair Use: Considerations in the Emerging World of E-Books."  
St. John's Journal of Legal Commentary 16:727-66 (Fall 2002)

This note explores copyright protection and the doctrine of fair use and their relation to electronic books or e-books.

Correia, Cynthia Cheng. "How Competitive Is Your Law Firm? Competitive Intelligence for the Legal Agency."  
LLRX <http://www.llrx.com/features/ci.htm> (January 2, 2003)

*(Please see "Recommended Readings" on page 15)*

*("Recommended Readings" continued from page 14)*

Dave, Sandeep. "Plain Language in Law."  
LLRX <http://www.llrx.com/features/plainlanguage.htm> (November 18, 2002)

DiMento, Joseph F.C.; Geis, Gilbert; and Gelfand, Julia M. "Corporate Criminal Liability: A Bibliography."  
Western State University Law Review 28:1-64 (2000/2001)

This bibliography of both legal and social science materials includes English-language journal articles, books, book chapters, and a few popular articles. Entries are arranged by year of publication in reverse chronological order.

Dina, Yemisi. "Guide to Caribbean Law Research."  
LLRX <http://www.llrx.com/features/caribbean.htm> (November 18, 2002)

Dugan, Laura Olsen. "One-Shot Searching."  
Law Librarians in the New Millennium 4:5 (November/December 2002)

LLAW member Laura Olsen Dugan explains how to create a user-defined multi base (UDM) in Westlaw, using library journals as her example. She also explains how to add a UDM to a tabbed custom page.

"*Eldred v. Ashcroft*: Intellectual Property, Congressional Power, and the Constitution."  
Loyola of Los Angeles Law Review 36:1-492 (Fall 2002)

*Eldred v. Ashcroft* (123 S.Ct. 769, decided 1-15-2003) involved a challenge to the constitutionality of the Sonny Bono Copyright Term Extension Act. This symposium issue, published before the Supreme Court decision was issued, includes eleven articles on issues related to the case.

Fowler, Peter N. and Smith, Len S. "Revisiting *Williams & Wilkins v. United States*: Defining the Scope of Fair Use in Research Photocopying."  
Journal of the Copyright Society of the USA 48:673-727 (Summer 2001)

This article argues that nonprofit research photocopying remains valid fair use after the *Texaco* decision, and offers recommendations for Congress and the courts.

Groner, Jonathan. "Circuit's New Citation Rule: Few Takers."  
Legal Times 26:1 (January 6, 2003)

In 2002, D.C. lawyers made little use of unpublished cases. Interviewed lawyers still believe that published opinions carry more clout.

Halvorson, T.R. and Heinen, Margi. "Casemaker: Ohio Incubates Another Legal Information Service."  
LLRX <http://www.llrx.com/features/casemaker.htm> (September 16, 2002)

Hanson, F. Allan. "From Key Words to Key Numbers: How Automation Has Transformed the Law."  
Law Library Journal 94:563-600 (Fall 2002)

Professor (of anthropology) Hanson argues that computer-assisted legal research blurs the boundaries that separate law from other subjects and creates an image of the law as a collection of largely unconnected facts and rulings rather than an organized hierarchy of concepts.

*(Please see "Recommended Readings" on page 16)*

*("Recommended Readings" continued from page 15)*

Ho, Cynthia M. "Attacking the Copyright Evildoers in Cyberspace."  
SMU Law Review 55:1561-76 (Fall 2002)

This essay claims to expose powerful myths that underlie competing concerns about copyright on the Internet, but all of the exposed myths are held by copyright users, and none by copyright owners.

Humphries, LaJean. "Cost Recovery for Online Research."  
LLRX <http://www.llrx.com/features/costrecovery.htm> (November 18, 2002)

Humphries, LaJean. "How To Evaluate a Web Site."  
LLRX <http://www.llrx.com/features/webeval.htm> (December 2, 2002)

Jianxiong, Zhai. "Judicial Information of the People's Republic of China: A Survey."  
LLRX <http://www.llrx.com/features/chinajudicial.htm> (October 1, 2002)

Kibbey, Thomas F. "Standardizing the Rules Restricting Publication and Citation in the Federal Courts of Appeals."  
Ohio State Law Journal 63:833-65 (2002)

The author proposes a model rule regulating restricted publication and citation of federal circuit court decisions that would achieve uniformity while addressing some of the concerns voiced by opponents of such rules.

Kiriakova, Maria. "The Death Penalty in Russia 1917-2000: A Bibliographic Survey of English Language Writings."  
International Journal of Legal Information 30:482-523 (Winter 2002)

This annotated bibliography is preceded by a narrative history of the death penalty in Russia. The bibliography itself includes references to primary sources, articles, and essays. The work concludes with a chronology of the death penalty in Russia.

Kisthardt, Mary Kay and Levit, Nancy. "High Income/High Asset Divorce: An Annotated Bibliography."  
Journal of the American Academy of Matrimonial Lawyers 17:441-90 (2001)

This bibliography, arranged by topic, covers articles published after 1995 and ALR annotations that have supplements published after 1995.

Ku, Raymond Shih Ray. "The Creative Destruction of Copyright: Napster and the New Economics of Digital Technology."  
University of Chicago Law Review 69:263-324 (Winter 2002)

The author argues against copyright protection for digital works. With respect to music, it argues that exclusive rights to reproduce and distribute copies provide little incentive for creation, and proposes an alternative scheme for funding musical creation and for disbursing funds to creators based upon aggregate Internet use.

Kuecking, Dunja and Zugic, Milivoje. "The Croatian Legal System."  
LLRX <http://www.llrx.com/features/croatia.htm> (December 2, 2002)

*(Please see "Recommended Readings" on page 17)*

*("Recommended Readings" continued from page 16)*

Laretto, Kenneth Anthony. "Precedent, Judicial Power, and the Constitutionality of No-Citation Rules in the Federal Courts of Appeals."

Stanford Law Review 54:1037-56 (May 2002)

The note discusses the problems created by no-citation rules and provides a number of potential solutions.

"Law Library Collection Development in the Digital Age, Part II."

Legal Reference Services Quarterly 21:189-306 (2002)

This themed issue includes articles on electronic journals in academic law libraries, book selection services, electronic court records, and the changing role of law library vendors from the perspective of the W.S. Hein Company.

Levitt, Carole. "Access to Online Dockets and Court Records Benefits All Legal Professionals."

LLRX <http://www.llrx.com/features/onlinedockets.htm> (November 18, 2002)

Luo, Wei and Liu, Joan. "A Complete Research Guide to the Laws of the People's Republic of China (PRC)."

LLRX <http://www.llrx.com/features/prc.htm> (January 15, 2003)

Martin, Kingsley. "Show Me the Money - Measuring the Return on Knowledge Management."

LLRX <http://www.llrx.com/features/kmroi.htm> (October 15, 2002)

Minow, Mary. "Library Records Post-Patriot Act (Federal Law)."

LLRX <http://www.llrx.com/features/libraryrecords.htm> (September 16, 2002)

Pacifici, Sabrina I. "Competitive Intelligence (CI) Resources for the Legal Community."

LLRX <http://www.llrx.com/features/cilaw.htm> (February 17, 2003)

Pacifici, Sabrina I. "Identity Theft: A Bibliography of Federal, State, Consumer and News Resources."

LLRX <http://www.llrx.com/features/idtheft.htm> (February 17, 2003)

Pengelly, Nicholas. "The United Nations on the Web: Bogeyman No More."

International Journal of Legal Information 30:308-23 (Summer 2002)

This article explains how to find UN documents on the Internet via search engines or the UN website. A separate section is devoted exclusively to treaty research.

Peterson, Roger A. "A Guide to Legal Research in Costa Rica."

LLRX <http://www.llrx.com/features/costarica.htm> (November 18, 2002)

Pikowsky, Robert A. "An Overview of the Law of Electronic Surveillance Post September 11, 2001."

Law Library Journal 94:601-620 (Fall 2002)

The author examines wiretapping law and the effect of the USA PATRIOT Act on wiretaps, access to stored communication, and pen registers. He discusses the impact of the Act on schools and libraries.

Raisch, Marilyn J. "European Union Law: An Integrated Guide to Electronic and Print Research."

LLRX <http://www.llrx.com/features/eulaw.htm> (October 15, 2002)

*(Please see "Recommended Readings" on page 18)*

*("Recommended Readings" continued from page 17)*

Reach, Catherine Sanders. "Market Your Library with Technology."  
Legal Information Alert 21:1-7 (October 2002)

Law firm librarians get tips on marketing using branding, logos, slogans, and advertisements. Feedback, customer relationship management, target marketing, and reinforcement are also addressed.

Reddy, Michael B. "Copyright Year in Review 2001-2002."  
Legal Information Alert 21:1-7 (September 2002)

This article gives brief summaries of recent copyright developments significant to librarians, including digital revisions of collective works, anti-circumvention, free speech, e-books, the first sale doctrine, use of copyrighted materials in distance education, the scope of public domain, copyright extension, and deep linking.

Ritchie, Alice. "Hanging in the Balance: Fair Use for Digital Works."  
University of Baltimore Intellectual Property Law Journal 9:29-46 (Fall 2000)

This paper considers how Congress balanced the interests of the copyright industry and fair use advocates in the Digital Millennium Copyright Act, and proposes how a better balance might be achieved.

Robinson, Jim. "Finding and Researching Expert Witnesses on the Web."  
LLRX <http://www.llrx.com/features/findingexperts.htm> (October 1, 2002)

Sadd, Tricia J. "Fair Use as a Defense under the Digital Millennium Copyright Act's Anti-Circumvention Provisions."  
George Mason Law Review 10:321-44 (Winter 2001)

The author argues that current readings of the DMCA's anti-circumvention provisions by courts and scholars practically destroy the traditional concept of fair use. This note proposes an alternative reading that balances the values of both protecting and sharing copyrighted works.

Senzel, Howard T. "Looseleafing the Flow: An Anecdotal History of One Technology for Updating."  
American Journal of Legal History 44:115-97 (April 2000)

No kidding, this is a scholarly and detailed history of the legal loose-leaf.

Shucha, Bonnie. "A Guide to Wisconsin Legal Information Sources."  
Wisconsin Lawyer 75(10):26-34 (October 2002)

This guide compiled information in tabular form about sources of authoritative legal information for Wisconsin attorneys, emphasizing sources of reliable free and low-cost information. Resources are arranged by type, including case law; citators; legislation; regulations; law review and legal journal articles; books, treatises, State Bar publications, government documents, etc.; materials available via fax, mail, or email; materials available electronically by credit card; and materials available electronically by paid subscription.

Skalbeck, Roger V. "Macromedia Studio MX: Powerful, Integrated Web Development (Finally!)."  
LLRX <http://www.llrx.com/features/macromedia.htm> (November 4, 2002)

Tabalujan, Benny S. "The Indonesian Legal System: An Overview."  
LLRX <http://www.llrx.com/features/indonesia.htm> (December 2, 2002)

*(Please see "Recommended Readings" on page 19)*

*("Recommended Readings" continued from page 18)*

Touchent, Dahmene. "A Guide to the Tunisian Legal System."  
LLRX <http://www.llrx.com/features/tunisia.htm> (September 16, 2003)

Walker, Jesse. "Micky Mouse Clubbed."  
Reasononline <http://www.reason.com/links/links011703.shtml> (January 17, 2003)

Disney's cartoon speaks out on the *Eldred* decision.

Wallace, Marie. "How To Organize the Body of a Speech."  
LLRX <http://www.llrx.com/columns/guide70.htm> (December 2, 2002)

Wallace, Marie. "Preparing for Your Next Job Interview."  
LLRX <http://www.llrx.com/columns/guide68.htm> (October 1, 2002)

Weaver, Bobbi Ann. "Research in the Peaceable Kingdom: A Selected, Annotated Bibliography on Animal Law from an International Perspective."  
International Journal of Legal Information 30:426-53 (Winter 2002)

This annotated bibliography presents selected print and online resources concerning animal rights and animal welfare. While most sources were published in the U.S., English language references from other countries are included as well.

"Websites on Juvenile Issues."  
UC Davis Journal of Juvenile Law & Policy 6:115-21 (Winter 2001)

Journal staff reviewed these sites in the hopes of aiding their readers with their research. The sites provide information on a wide variety of juvenile law and policy issues.

Wein, Terren Ilana; Gagnon, Marjorie; and Barrett, Maura. "Job Power: Career Management Resources for Librarians."  
Information Outlook 7:10-16 (January 2003)

This article gives practical advice on finding a job through analyzing one's own skills and knowledge, and then networking. An annotated bibliography of recommended resources covers resumes, interviews, job postings, and more.

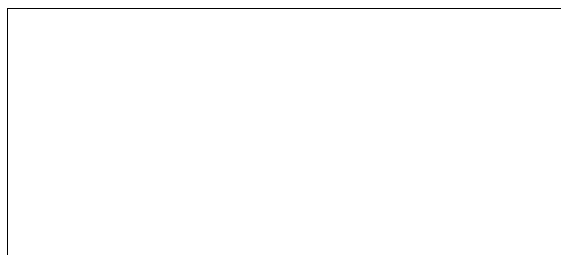
Young, Stephen. "The Posse Comitatus Act: A Resource Guide."  
LLRX <http://www.llrx.com/features/posse.htm> (February 17, 2003)

\* Photocopies of articles from periodicals cited herein may be obtained through the regular photocopy services of the UW Law Library (Outlaw: 608-262-3394) or the Wisconsin State Law Library (608-266-1600).





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