

# THE JOURNAL OF APPELLATE PRACTICE AND PROCESS

## FOREWORD

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### AN AWARD

We were surprised and grateful to learn that *The Journal* has been named by the American Academy of Appellate Lawyers to be the first recipient of the Eisenberg Prize. The award, created by the Academy in honor of Howard B. Eisenberg, the late dean of the Marquette University School of Law, is given to encourage the publication of high-quality articles in the field of appellate practice and procedure. This recognition by the Academy confirms our long-held hope and belief that we could publish a scholarly journal focusing on appellate practice issues that would appeal to a broad audience of diverse interests, including appellate judges, appellate practitioners, and academic specialists.

We are particularly pleased that we were designated as the recipients of the first Eisenberg prize because Howard not only served as a role model for appellate attorneys, but also as dean here at the University of Arkansas at Little Rock School of Law prior to moving to Marquette. He practiced extensively in the United States Courts of Appeals for the Sixth, Seventh, and Eighth Circuits and state appellate courts, particularly in Wisconsin, where he started his practice and served as the state's chief public defender, and he argued before the United States Supreme Court.

The Academy plans to continue this tradition of recognition, a commitment reflected in the announcement regarding the particulars for this year's Eisenberg Prize that appears on the inside back cover of this issue.

## AN APOLOGY

We erred in the last issue in misspelling the names of Griffin Bell, who served as Attorney General in the Carter Administration and as a judge on the Fifth Circuit, and Ernest “Fritz” Hollings, senior United States Senator from South Carolina. Our editors strive to avoid errors, particularly in spelling or identification, but this remains a human enterprise—sometimes to our distress. We thank Professor Stephen Wasby, one of our long-time supporters, who called our attention to these misspellings with the intention of making us better.

## AND AN ANNOUNCEMENT

I have been blessed with the opportunity to edit *The Journal* during its creation and through the first five years of its existence. However, it seems clear that change is inevitable when any enterprise succeeds and grows, and we have been fortunate to have achieved some significant successes in this publication’s rather short history. Now I need to devote myself to fighting leukemia and addressing the experience of chemotherapy. In reordering personal and professional priorities, I have turned over the job of editing *The Journal* to Nancy Bellhouse May, our executive editor for the past two years.

Nancy graduated from Columbia Law School and practiced law for sixteen years before coming to *The Journal*. The skills required for editing a publication with a professionally demanding content draw from a basic love of language and phrasing and an understanding of the profession and its subject. Nancy has that rare mix of skills and she also has the interest in working with authors and faculty editors necessary for the production of a quality publication. Her passion for excellence and commitment both to the broad picture and to detail makes her ideally suited for editing *The Journal* and leading it in the future.

For me, the process of building *The Journal* from scratch has been a rewarding personal and professional challenge. I wish to thank the deans and faculty colleagues who have

supported *The Journal*, the many authors who entrusted their manuscripts to us, and those of you who have read each issue and given thought to what you have read. I trust that *The Journal* will continue to be a first-rate academic publication addressing the interests and needs of lawyers and judges who work in the appellate courts, and I hope that I can continue to contribute to its ongoing mission.

JTS

Little Rock

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