#### SPEAKER BIOGRAPHIES

Moderator: Hon. Peter H. Kirwan (Ret.), Signature Resolution

The Honorable Peter H. Kirwan was appointed to the Santa Clara County Superior Court Bench in Feb. of 2006 by Governor Arnold Schwarzenegger and after 18 years on the bench, he recently retired in April of 2024. Following his retirement, Judge Kirwan joined Signature Resolution and currently serves as a mediator, arbitrator and discovery referee in Signature's Silicon Valley office. Prior to his retirement, he spent several years in the Civil Division of the Court as a Civil Case Manager (2011-2014; 2021-2023); Civil Trial Judge (2009-2011; 2018-2020); Complex Litigation Judge (2015-2018); Civil Supervising Judge (2012-2014) and Writs/Injunctive Relief (2020-2021). Before joining the Civil Division in the fall of 2009, he had assignments in Drug Court (Jan. 2008-Oct. 2009) and in the Criminal Division—Misdemeanors (April 2006-Jan. 2008).

Prior to his appointment to the bench, Judge Kirwan spent 15 years at the Hoge, Fenton, Jones and Appel Firm in San Jose (1986-2001) and 5 years at Needham, Davis, Kirwan and Young in San Jose (2001-2006) specializing in commercial civil litigation. Judge Kirwan has been an adjunct professor at Santa Clara University School of Law for the past eighteen years where he has taught both mediation and negotiation classes. He currently is Director of Santa Clara Law School's Mediation Clinic where students are trained to mediate small claims cases filed in the Santa Clara Superior Court. He has been an active member of the American Inns of Court since 1988 and currently sits on the Inn's Executive Board after serving as President between 2016 and 2018.

The Honorable Consuelo M. Callahan, U.S. Court of Appeals, Ninth Circuit and American Inn of Court President

Judge Consuelo Maria Callahan currently sits as United States Circuit Judge for the Ninth Circuit Court of Appeals. She was appointed by President George W. Bush in May 2003 after unanimous confirmation by the Senate. Prior to her appointment to the federal bench, Judge Callahan was a state judicial officer (1986 to 2003), serving on both the trial and appellate courts. She began her judicial career as Commissioner of the Stockton Municipal Court and was subsequently appointed Judge of the San Joaquin County Superior Court and Justice of the California Court of Appeal for the Third Appellate District.

Before then, Judge Callahan was a deputy city attorney and deputy district attorney, specializing in the prosecution of career criminal, child abuse, sexual assault, and homicide cases. As a state court judge, she was active in court

governance and training as a board member of the California Judges Association; she also participated in the presentation of numerous programs sponsored by the Center for Judicial Training and Research.

Judge Callahan is a coauthor of The Rutter Group's California Practice Guide: Employment Litigation. In addition, she served as a Regent for the University of the Pacific from 2005-2014 and has again rejoined the Board, serving from 2022 to present; she is a current Trustee for Western University of Health Sciences and the American Inns of Court where she serves as Chair and President respectively. Judge Callahan has been honored as the 2005 Alumna of the Year and a 2024 Alumni of Distinction by McGeorge School of Law, 2006 Sacramento Judge of the Year, 2008 ABOTA Humanitarian Judge of the Year; she is also a 2009 Athena Award Recipient, the 2014 American Inns of Court Ninth Circuit Professionalism Award Recipient, the 2016 Judge Armendariz Award Recipient, the 2017 University of the Pacific Alumni Award Recipient for Distinguished Public Service, and the 2023 Saint Thomas Moore Award recipient. Judge Callahan was made an Honorary Bencher of Gray's Inn in 2024.

Judge Callahan received her A.B. from Stanford University, her J.D. from McGeorge School of Law, and her LL.M. from the University of Virginia School of Law.

The Honorable Mary J. Greenwood, Presiding Justice, California Court of Appeal, Sixth Appellate District

Administrative Presiding Justice Mary J. Greenwood has dedicated her legal career to improving access to justice for all Californians. She spent 30 years as a Santa Clara County Public Defender, representing the indigent accused in all aspects of criminal litigation, with a particular emphasis on serious felonies and homicides, including capital murder cases. During her time with the Public Defender Office, Justice Greenwood also took multiple sabbaticals to explore private civil practice at the Boccardo Law Firm and at Coblentz Patch Duffy & Bass.

In 2005, the County Board of Supervisors appointed her to the position of Public Defender. She directed an office which provided representation in approximately 35,000 cases annually and supervised a staff of 250. During her tenure as Public Defender, Justice Greenwood led efforts to reform juvenile justice and reduce youth incarceration. She advised the Board of Supervisors regarding criminal justice policy and initiated a successful effort to provide public defender representation to litigants at all stages of misdemeanor proceedings.

Justice Greenwood led the Public Defender Office until her appointment by Governor Jerry Brown to the Santa Clara County Superior Court in 2012. She then

was appointed to the Sixth District Court of Appeal by Governor Brown in December 2017 and took office upon her confirmation on January 25, 2018. On April 17, 2018, she was confirmed as the Sixth District's first female Administrative Presiding Justice.

The Honorable Edward J. Davila, U.S. District Court for the Northern District of California

Judge Davila was appointed by Governor Gray Davis in 2001 to the Santa Clara County Superior Court where he sat as a trial judge. In 2010 Senator Barbara Boxer recommended Judge Davila to the White House and President Barack Obama nominated him for a seat on the Federal District Court. He was confirmed by a unanimous vote of the United States Senate on February 14, 2011. Judge Davila sits in the San Jose Division of the Northern District of California where he hears cases involving all aspects of Silicon Valley and the region.

Judge Davila is married to the Hon. Mary J. Greenwood, the Presiding Justice of the California Sixth District Court of Appeal.

Professor Emeritus Robert Peterson, Santa Clara University School of Law

Professor Peterson dedicated his career to the Santa Clara University School of Law community, where he played a pivotal role in shaping legal education. He served as the Associate Dean for Academic Affairs for five years and later led the law school's Graduate Legal Programs. His commitment to global legal education was evident in his leadership of Santa Clara Law's summer programs in Oxford, Tokyo, and Costa Rica, where he provided students with invaluable international perspectives on the law. Beyond academia, Professor Peterson contributed to the legal profession as a mediator for the United States District Court. Before joining Santa Clara Law in 1970, he was a teaching fellow at the University of Illinois and taught at Wayne State University Law School in Detroit. His early legal career included clerking for U.S. District Court Judge Robert F. Peckham in 1968. He further enriched his legal expertise by earning a Diploma in Law from Oxford University in 1977.

Throughout his career, he remained actively engaged in the legal community, serving as treasurer and president-elect of the San Jose (later, William A. Ingram) Chapter of the American Inns of Court and contributing to the California State Bar's Standing Committee on Insurance Law.

He earned his J.D. from Stanford University in 1966 and his B.A. from San Diego State University in 1963.

Lisa A. Kloppenberg,
Professor of Law, Dean Emerita, and Special Assistant to the Vice President for
University Relations

Lisa Kloppenberg serves as Law Professor & Dean Emerita as well as Special Assistant to the Vice President for University Relations at Santa Clara University. She previously served as Acting President, Provost and Vice President for Academic Affairs, and Dean of the School of Law between 2013-22. She is a nationally known scholar in Conflict Resolution and her latest book, *The Best Beloved Thing is Justice*, was published by Oxford University Press (2022). She is currently teaching ADR Survey and Professional Responsibility courses. In her time at SCU, she has fostered stronger connections to Silicon Valley and provided more experiential learning opportunities for students.

# Nora Frimann, City Attorney, City of San Jose

Nora Frimann serves as the City Attorney for San José, California. She was appointed by the City Council to this position in September 2020, becoming the City's second female City Attorney.

Ms. Frimann joined the San José City Attorney's Office in 2001 as Chief Trial Attorney and then Assistant City Attorney overseeing litigation and related matters. Prior to joining the City Attorney's Office, Ms. Frimann was a shareholder with the Hoge Fenton law firm in San Jose handling a variety of litigation and business matters, and served as the firm's first female managing shareholder.

She has served on various committees of the Santa Clara County Bar Association and State and Federal Courts, and is a member of the Legal Advocacy Committee of Cal Cities. As City Attorney, she is a member of the Civil Prosecutors Coalition formed in November 2021 to strengthen collaboration among large public law offices in the state on litigation and legislative initiatives. She is a long-time member of the American Inns of Court and serves on the Board of the Santa Clara University Law School Social Justice and Public Service program. In 2015, she received the Santa Clara County Bar Association's Professional Attorney of the Year award.

### Phil Gregory, Gregory Law Group

Phil is a Master of the Bench and former past President with the Ingram Inn, a Fellow with the International Academy of Trial Lawyers, and a member with the

American Board of Trial Advocates. Phil obtained his JD and MBA in 1980 from Santa Clara University, and his BA from Bowdoin College. In 2018, Phil was honored with the Santa Clara University School of Law's Owens Lawyer of the Year Award.

Phil maintains his litigation practice with the Gregory Law Group in Woodside. He also serves as Of Counsel with Our Children's Trust on a pro bono basis where Phil does climate litigation. Among his work for Our Children's Trust, Phil serves as co-lead counsel in *Juliana v. United States* and was co-lead trial counsel in *Held v. State of Montana*.

Phil's other pro bono trial work addressed flooding during Hurricane Katrina, preserving old growth redwoods in Richardson Grove, and saving Coho salmon in the Smith River.

#### WRITTEN MATERIALS AND REFERENCES

In July 2023, the State Bar of California's Board of Trustees approved measures to enhance attorney civility, including proposed amendments to the Rules of Professional Conduct to make incivility a basis for discipline. The changes include:

- Amendments to California Rule of Court 9.7 to require lawyers to annually affirm or reaffirm their civility oath;
- A new State Bar Rule 2.3 to implement the changes to the oath; and
- Amendments to the Rules of Professional Conduct to make incivility a basis for discipline.

These initiatives underscore the Bar's commitment to fostering a respectful and professional legal community: <a href="https://www.calbar.ca.gov/About-Us/News/News-Releases/state-bar-of-california-board-of-trustees-approves-measures-to-improve-civility-in-the-legal-profession">https://www.calbar.ca.gov/About-Us/News/News-Releases/state-bar-of-california-board-of-trustees-approves-measures-to-improve-civility-in-the-legal-profession</a>

The Santa Clara County Superior Court's standing order adopts the Santa Clara County Bar Association's Code of Professionalism as a guiding framework for attorney conduct. By setting clear expectations for civility and professionalism, these standards reinforce the court's commitment to fostering respectful and ethical legal practice.

https://santaclara.courts.ca.gov/system/files/general/code-professionalism.pdf

The Santa Clara County Bar Association's Code of Professionalism establishes aspirational standards for attorneys, emphasizing duties such as civility, integrity, and respect toward clients, opposing parties, and the courts. By promoting these principles, the Code aims to elevate the practice of law beyond the minimum requirements, fostering a legal community dedicated to ethical conduct and the improvement of justice: <a href="https://www.sccba.com/code-of-professionalism/">https://www.sccba.com/code-of-professionalism/</a>

The State Bar of California's "Attorney Civility and Professionalism" page provides resources and guidelines to promote respectful and ethical behavior among attorneys. It emphasizes the importance of civility in legal practice and offers tools to help lawyers maintain professionalism in their interactions: <a href="https://www.calbar.ca.gov/Attorneys/Conduct-Discipline/Ethics/Attorney-Civility-and-Professionalism">https://www.calbar.ca.gov/Attorneys/Conduct-Discipline/Ethics/Attorney-Civility-and-Professionalism</a>

Judge Consuelo M. Callahan, President of the American Inns of Court, champions civility as a cornerstone of the legal profession. Her leadership highlights the importance of respectful and professional discourse, demonstrating how the Inns cultivate a culture of integrity and constructive dialogue in the practice of law: <a href="https://www.innsofcourt.org/AIC/AIC\_About\_Us/Our\_President\_Consuelo\_Callahan.aspx">https://www.innsofcourt.org/AIC/AIC\_About\_Us/Our\_President\_Consuelo\_Callahan.aspx</a>

#### THE AMERICAN INNS OF COURT

https://www.innsofcourt.org/

#### The Vision of the American Inns of Court

A legal profession and judiciary dedicated to professionalism, ethics, civility, and excellence.

#### The Mission of the American Inns of Court:

The American Inns of Court inspire the legal community to advance the rule of law by achieving the highest level of professionalism through example, education, and mentoring.

### The History of the American Inns of Court

The American Inns of Court concept was the product of a discussion in the late 1970's among the United States' members of the Anglo-American Exchange of Lawyers and Judges, including Chief Justice of the United States Warren E. Burger and Judge J. Clifford Wallace of the U.S. Court of Appeals for the Ninth Circuit. Burger subsequently invited Rex E. Lee, then Dean of the J. Reuben Clark School of Law at Brigham Young University and later U.S. Solicitor General, and Dallin Oaks, then president of Brigham Young University and later justice of the Utah Supreme Court, to test the idea.

At the suggestion of Lee, a pilot program was entrusted to Senior U.S. District Court Judge A. Sherman Christensen, who shaped the idea into a workable concept. The first American Inn of Court was founded February 2, 1980 in the Provo/Salt Lake City area of Utah, and included law students from Brigham Young University.

Within the next five years, additional American Inns formed in California, Utah, Mississippi, Hawaii, New York, and Washington, D.C.

In 1983, Chief Justice Burger created a committee of the Judicial Conference of the United States to explore whether the American Inn concept was of value to the administration of justice and, if so, whether there should be a national organization to promote, establish and assist American Inns, and promote the goals of legal excellence, civility, professionalism and ethics on a national level.

The committee reported to the Judicial Conference affirmatively on the two questions and proposed the creation of the American Inns of Court Foundation. The Judicial Conference approved the reports and, thus, endorsed the American Inn concept and the formation of a national structure.

In 1985 the American Inns of Court Foundation with 12 Inns nationally, was

organized to support the Inns and to promote the goals of legal excellence, civility, professionalism and ethics on a national level. In June 1985, approximately 20 people representing the 12 Inns attended an organizational meeting and elected a board of seven trustees including Judges Aldon J. Anderson, Susan H. Black, and William B. Enright; Professors Sherman L. Cohn and Peter W. Murphy; and attorneys Harold G. Christensen and Albert I. Moon, Jr. The board then elected Anderson to serve as its first chairman.

The American Inns of Court movement has grown faster than any other organization of legal professionals. Today there are nearly 400 chartered American Inns of Court in 48 states, the District of Columbia, Guam, and Tokyo. There are nearly 30,000 active members nationwide encompassing a wide cross-section of the legal community, including federal and state judges, lawyers, law professors, and law students.

#### The William A. Ingram American Inn of Court

The William A. Ingram Inn was the twelfth American Inn of Court founded in the United States. It was founded through the efforts of United States District Court Judge William A. Ingram and other Santa Clara County jurists, attorneys and law school faculty members in the mid-1980s.

The Inn received its charter in 1985 as the "Santa Clara American Inn of Court." In 2002, in honor of Judge William A. Ingram, the Inn changed its name to the "William A. Ingram American Inn of Court." Judge William A. Ingram served as a founding member and as a paradigm for those values the Inn seeks to improve in practicing lawyers and inculcate in new lawyers – civility, collegiality, professionalism, ethics and advocacy skills.

The Inn is one of the most active Inns among the American Inns of Court in terms of its membership size, the breadth and diversity of its programs, its mentorship activities, and its relationship with three law schools, Lincoln Law School of San Jose, Santa Clara University School of Law and Stanford Law School.

#### The Honorable William A. Ingram

(The following appreciation of Judge Ingram is adapted from remarks made at the presentation of the American Inns of Court 2000 Professionalism Award for the Ninth Circuit to Judge Ingram.)

The Honorable William A. Ingram served for twenty-six years as a United States District Court Judge for the Northern District of California, three of those years as Chief Judge. Throughout his career he epitomized professionalism, collegiality, and integrity, serving as mentor to members of the legal profession.

Judge Ingram was a founder of the Santa Clara Inn of Court, the twelfth American Inn of Court. Judge Ingram passed away in May of 2002, shortly after the Santa Clara Inn was renamed the William A. Ingram Inn in his honor.

The William A. Ingram Symposium is held every year at Santa Clara University featuring leaders of the Bench and Bar.

Judge Ingram's interest in the law as a lifetime occupation arose at a young age. He listened intently to legal tales told by and about family members who had legal careers. His great-grandfather, Jonus G. Howard, was a distinguished Indiana lawyer and, for a short period of time, a member of Congress. Jonus's son, Judge Ingram's great-uncle, practiced also and was active in the law up to the early 1950's. After completing an undergraduate degree at Stanford and service in the United States Marine Corps during World War II, Judge Ingram went on to receive an L.L.B. from the University of Louisville School of Law. He was offered a position in his great-uncle's law firm, but he chose to forge his own way and moved with his wife to California.

Judge William A. Ingram began private practice in 1951 in San Francisco, in a labor law firm representing employers. He then served as a Deputy District Attorney in Santa Clara County from 1955 to 1957 and practiced in San Jose for the next fourteen years until his appointment to the Municipal Court in Palo Alto by Governor Ronald Reagan in 1969.

In 1971, Governor Reagan appointed Judge Ingram to the Superior Court in Santa Clara County. In 1976, President Gerald Ford appointed Judge Ingram to the United States District Court. Judge Ingram took senior status in 1990.

While Judge Ingram was a Deputy District Attorney, he developed a mentoring relationship with Judge William F. James, who at that time managed the criminal calendar for the Superior Court in San Jose. Though there was no formal decision made that Judge James would mentor Judge Ingram, the effect on Judge Ingram's values and outlooks as a result of observing Judge James is undeniable. Judge Ingram stated, "Throughout my time at the Bar and on the Bench, if there was one guiding circumstance, it was the influence of Judge James who not only was brilliantly competent in the legal field, but also exemplified all of the traits set forth in the American Inns of Court creed. Judge James, during the time that I knew him, tried only criminal cases and supervised the criminal aspects of the work of the county grand jury. His demeanor toward every person who entered his courtroom whether as a litigant, a lawyer, a member of a jury, or in any other capacity was characterized by meticulous courtesy and consideration of the needs and concerns of each person. At the same time, Judge James' unswerving application of the law and

of the public interest in criminal cases was faultless. He served as a Superior Court Judge for thirty-three years and I had the good fortune to come under his influence for the last third of his tenure."

During his early years on the federal bench, Judge Ingram sat more often in San Francisco than in San Jose. Early in his tenure, Judge Ingram implemented a strategy to bring full-time federal justice to San Jose. Ultimately, this effort was successful and Judge Ingram was the first Northern District judge to sit predominately in San Jose.

Judge Ingram was involved with the American Inns of Court in California. He was also the honorary president of the Society of Inns of Court of California prior to 1986. In 1985, Chief Justice Burger asked Judge Ingram to consider forming a local Inn of Court. Judge Ingram was a founder and director of the Santa Clara American Inn of Court, founded in 1987. He also drafted the Inn's bylaws. He served as a Master Emeritus and made his courtroom available for the Inn's monthly meetings.

In addition to being involved in legal matters, Judge Ingram enjoyed gardening and reading history with emphasis on the War Between the States and British legal history. Judge Ingram and his wife, Barbara, were blessed with three daughters and four grandchildren.