Celebrating the Impact of Senator Birch Bayh

A Lasting Legacy on the Constitution and Beyond

Wednesday, October 16, 2019

3:30 p.m. Check-in
4 – 6:30 p.m. Program

Bateman Room | Second Floor
Fordham Law School

This program is presented by
AGENDA

3:30 – 4 p.m.
Check-in

4 – 4:50 p.m.
Panel 1: Women’s Rights
MODERATOR: Linda Klein, Past President, American Bar Association
PANELISTS: Stephanie Gaitley, Head Women’s Basketball Coach, Fordham University; Billie Jean King, Tennis Legend and Feminist Icon; Kelly Krauskopf, Assistant General Manager, Indiana Pacers

4:50 – 5:40 p.m.
Panel 2: Amending the Constitution: 25th Amendment, 26th Amendment, and the Electoral College
MODERATOR: Joel K. Goldstein, Author, “The White House Vice Presidency”
PANELISTS: Akhil Reed Amar, Sterling Professor of Law and Political Science, Yale University; Lowell R. Beck, Founding Executive Director, Common Cause; John D. Feerick, Norris Professor of Law, Fordham Law School; Jesse Wegman, Member, New York Times editorial board

5:40 – 6:30 p.m.
Panel 3: Senator Bayh’s Enduring Legacy and Example as a Public Servant and Video Tribute from Senator Patrick Leahy
MODERATOR: John R. Bohrer, Executive Producer, MSNBC’s “The 11th Hour With Brian Williams,” and Author, “The Revolution of Robert Kennedy”
PANELISTS: Jason Berman, Former Chief-of-Staff to Senator Bayh; Sen. Patrick Leahy, U.S. Senator, Vermont (via video message); PJ Mode, Former Chief Counsel, Senate Subcommittee on Constitutional Amendments; Ira Shapiro, Former Chief US Trade Negotiator with Japan and Canada and Author, “The Last Great Senate”; Jon Soderstrom, Managing Director, Office of Cooperative Research, Yale University

6:30 p.m.
Reception

ABOUT THE PROGRAM

This program will explore the legacy of Indiana Senator Birch Bayh, the only person other than James Madison to draft more than one constitutional amendment. Four decades after he left the Senate, his achievements continue to reap benefits and resonate in the national political discourse. Speakers will focus on an array of Bayh’s accomplishments, including the 25th Amendment, the 26th Amendment, Title IX, the proposed Equal Rights Amendment, the Bayh-Dole Act, and Senator Bayh’s nearly successful campaign to abolish the Electoral College. Fordham Law has a special history with Senator Bayh, which began when former dean and current professor John D. Feerick assisted him in drafting the 25th Amendment and advocating for Electoral College reform.

SPEAKER BIOS

Akhil Reed Amar
Akhil Reed Amar is Sterling Professor of Law and Political Science at Yale University. He is one of the nation’s leading constitutional scholars, and has written numerous articles on presidential succession, the Twenty-Fifth Amendment, and the Electoral College. Professor Amar is one of the developers of the National Popular Vote Plan, which Senator Bayh endorsed. He has testified before Congress on a range of constitutional issues, and is a frequent commentator in prominent popular publications and on national news networks. His most recent book, “The Constitution Today: Timeless Lessons for the Issues of Our Era,” was published in 2016.

Lowell R. Beck
Lowell Beck has served in top positions in three of the nation’s most prominent organizations. As Assistant Director of the American Bar Association’s Washington office, Mr. Beck helped lead the organization’s efforts to develop and lobby for the Twenty-Fifth Amendment. He later served as Deputy Executive Director of the ABA. While he was the Founding Executive Director of Common Cause, the organization lobbied for the approval of the Twenty-Sixth Amendment. Mr. Beck subsequently served as President of the National Association of Independent Insurers. He authored the 2016 book “I Found My Niche: A Lifetime Journey of Lobbying and Association Leadership.”

Jason Berman
Jason Berman was a close advisor to Senator Birch Bayh for over a decade. Mr. Berman left the Senator’s office as Chief of Staff to become the first Vice President for Public Affairs for Warner Communications. He next served as Chairman and CEO of the Recording Industry of America before President Clinton appointed him Special Counsel for Trade. After leaving the White House, Mr. Berman became Chairman and CEO of the International Federation of the Phonographic Industry, the international trade organization for record labels. He is currently on the Board of the Baruch College Fund, City College of New York and is Chairman of its
Scholarship Campaign.

John R. Bohrer
John R. Bohrer is a reporter, historian, and television news producer. He is currently the Executive Producer of MSNBC's "The 11th Hour With Brian Williams." Formerly a senior producer of "Morning Joe," Mr. Bohrer prepared anchors for interviews with dozens of presidential candidates and newsmakers. His first book, "The Revolution of Robert Kennedy," was published in 2017. His writing has appeared in New York magazine, The New Republic, Politico, and USA Today, among others. He is a graduate of Washington College in Chestertown, Maryland, where he was a student of Senator Bayh.

John D. Feerick
John D. Feerick holds the Sidney C. Norris Chair of Law and Public Service at Fordham University School of Law, where he was Dean from 1982 to 2002. Dean Feerick was influential in the drafting and ratification of the Twenty-Fifth Amendment, including through his service on a special American Bar Association conference on presidential inability. After he worked with Senator Bayh on the Twenty-Fifth Amendment, the pair turned their attention to developing and advocating for a constitutional amendment to implement direct popular election of the president. Dean Feerick's most recent book is "The Twenty-Fifth Amendment: Its Complete History and Applications."

Stephanie Gaitley
Coach Stephanie Gaitley is tipping off her thirty-fourth year as a Head Coach, and eighth year as the Head Coach of Fordham's women's basketball team. Coach is currently the sixteenth winningest active NCAA coach. Additionally, she ranks as the thirty-second winningest coach all time in the NCAA. A 1982 graduate and Hall of Famer at Villanova, Coach helped lead the Wildcats to the Final Four and was named a COSIDA Academic All American. Coach has saved her best efforts of her career for Rose Hill. Under her leadership, the Rams have averaged 21 wins per year, captured two Atlantic 10 Championships, two NCAA tournament bids, and four WNIT tournament bids. Coach has been selected as the New York Metropolitan Coach of the Year twice and the Basketball Coaches Association of New York once. Coach has a career record of 633-365 and has the second most wins in the history of the Atlantic 10 Conference.

Joel K. Goldstein
Joel K. Goldstein is a leading scholar on constitutional issues involving the presidency, especially the vice presidency and the Twenty-Fifth Amendment. From 2005 to 2019, he was the Vincent C. Immel Professor of Law at Saint Louis University School of Law, where he joined the faculty in 1994. As a Rhodes Scholar, he participated in an American Bar Association symposium on the vice presidency held at Fordham Law School that Senator Bayh attended. His book, "The White House Vice Presidency: The Path to Significance, Mondale to Biden," was published in 2016.

Billie Jean King
Billie Jean King is a 39-time tennis Grand Slam champion and pioneering advocate for gender equality. From the early years of her legendary tennis career, Ms. King advocated for women's rights, calling for equal pay in the men's and women's games. She tirelessly campaigned for passage of Title IX, including by testifying before Congress. She is the founder of the Women's Sports Foundation, which has used Title IX to pursue equal athletic and educational opportunities for women. Following her tennis career, Ms. King became the first woman professional sports commissioner when she co-founded and led World TeamTennis. In 2009, she was the first female athlete to be awarded the Presidential Medal of Freedom, the nation's highest civilian honor.

Linda Klein
Linda Klein is the Past President of the American Bar Association and senior managing shareholder at Baker Donelson Bearman Caldwell & Berkowitz. She served as the President of the ABA from 2016 to 2017. In 1997, Klein became the first woman to serve as President of the State Bar of Georgia. During her term, she devised a proposal and advocated for funding of legal assistance for indigent victims of domestic violence. A member of the American Law Institute, Klein is listed in "The Best Lawyers in America," "Who's Who in America" and "Chambers USA."

Kelly Krauskopf
Kelly Krauskopf is the Assistant General Manager of the Indiana Pacers. She is the first woman in NBA history to hold this position. Before coming to the Pacers, she was the General Manager of the WNBA's Indiana Fever. Under her leadership, the team made the playoffs in twelve consecutive seasons, reaching the Finals three times and winning the title in 2012. She was previously the WNBA's first Director of Basketball Operations. Ms. Krauskopf played basketball as a student at Texas A&M in the years after Title IX's passage. She was involved in honoring Sen. Bayh at the inaugural WNBA game in 1997 and again at the Fever's
inaugural game in 2000.

Patrick Leahy
Patrick Leahy is the senior U.S. Senator from Vermont. He graduated from Georgetown Law School in 1964 and shortly thereafter became Chittenden County State's Attorney. He was elected to the Senate in 1974, and is the most senior member of the chamber. He served as Chairman or Ranking Member of the Senate Judiciary Committee for 20 years. He is currently the Vice Chair of the Senate Appropriation Committee and remains serving on the Judiciary Committee as well as the Agriculture, Nutrition & Forestry Committee and the Committee on Rules and Administration. Senator Leahy served with Senator Bayh on the Judiciary Committee.

PJ Mode
PJ Mode served as Chief Counsel of the Senate Subcommittee on Constitutional Amendments and Chief Legislative Assistant to Senator Bayh from 1970 to 1973. During his time in these positions, Mr. Mode was involved in, among other things, the enactment of the Twenty-Sixth Amendment, passage of Title IX, and the defeat of President Nixon’s nomination of Judge Harrold Carswell to the Supreme Court. Mr. Mode was an attorney at the law firm Wilmer, Cutler & Pickering for over three decades, serving as Chairman of the firm from 1987 to 1995. He was subsequently Special Counsel to Citigroup from 2003 to 2013.

Ira Shapiro
Ira Shapiro served as Chief U.S. Trade Negotiator with Japan and Canada, and as General Counsel in the Office of the U.S. Trade Representative during the Clinton administration. He served in senior staff positions in the Senate for over a decade, and is the author of two books on the chamber. “The Last Great Senate: Courage and Statesmanship in Times of Crisis” focuses on the Senate in the late 1970s, when Senator Bayh was serving his final term. His most recent book, released in 2018, is “Broken: Can the Senate Save Itself and the Country?” Ambassador Shapiro is currently a senior advisor with the Albright Stonebridge Group.

Jon Soderstrom
Jon Soderstrom is the Managing Director of the Office of Cooperative Research at Yale University. The office manages the intellectual assets created at Yale to achieve the maximum benefit for the public and provide a financial return to support the University’s research efforts. The Bayh-Dole Act was response for the creation of the Office and its activities. Dr. Soderstrom was a founding board member and past president of the Association of Federal Technology Transfer Executives. He has testified before Congress on technology transfer issues and served as an expert witness in patent infringement litigations.

Jesse Wegman
Jesse Wegman is a member of the New York Times editorial board, writing editorials on the Supreme Court and legal affairs. He graduated from New York University School of Law in 2005. Before that, he was a producer and reporter for several National Public Radio programs. His forthcoming book, for which he interviewed Senator Bayh and his staffers, is “Let the People Pick the President: The Case for Abolishing the Electoral College,” and is being published in March 2020 by St. Martin’s Press.

SPEAKER BIOS (CONT.)

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2. Open your web browser and navigate to a frequently refreshed URL, such as CNN.com. You will automatically be directed to the Fordham network welcome page. Select Join as a Guest. (Note: For Apple iOS devices, use only the Safari browser for this process.)
3. Agree to the acceptable use policy. You will be directed to a new website. Click Join Now.
4. Follow the prompts to complete the process, which includes downloading/installing a small configuration file that allows you to connect to our public Wi-Fi network. You may need to enter the password for the device/computer to complete the process.
5. You’ll receive a message confirming that you’ve joined the network. Click Done.

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