

Complaint of Judicial Misconduct



Complainant

Carl Bernofsky
6478 General Diaz Street
New Orleans, LA 70124
(504) 486-4639

Subject

The Hon. Ginger Berrigan, Judge
United States District Court for the
Eastern District of Louisiana
(504) 589-7515

I. Introduction

The complainant was plaintiff in a series of four lawsuits against Tulane University in which the Hon. Ginger Berrigan was Presiding Judge. Relatively recently, he learned that Judge Berrigan has had a material and continuing relationship with the defendant.

Under Canon 3 of the Code of Judicial Conduct, Judge Berrigan had a duty to disclose her association with Tulane before sitting in any case in which Tulane was a defendant. From January, 1995 onward, Judge Berrigan continuously violated this Code in all of the complainant's lawsuits where she presided and failed to make any disclosure.

II. Statement of Facts

A. Professorship

Federal District Court Judge Ginger Berrigan is Adjunct Associate Professor of Law at Tulane University and taught the course, *Trial Advocacy*, during the 1995-96 academic year [1,2]. Since then, Judge Berrigan has maintained a professional association with Tulane through her continued participation in the Law School's Judicial Externship Program [3-5] and as a substitute instructor for the course, *Federal Practice & Procedure: Trials* [6], taught by the 76-year-old Adjunct Professor, Federal District Court Judge Charles Schwartz, Jr. [7].

B. Board Membership

In 1990, Judge Berrigan, then an attorney, was appointed to the Board of Directors of Tulane University's Amistad Research Center, a position she occupied until 1997 [8].

The Amistad Research Center occupies a wing of Tilton Memorial Hall on the campus of Tulane University [9]. Tulane not only furnishes the Center with a rent-free physical site, it funded \$200,000 in improvements and contributed \$12,000 in relocation costs [10]. Tulane also provides a budget of about \$63,200 in 1986 dollars, which is adjusted annually for inflation and used for unrestricted operating expenses [10]. Two members of Amistad's Board of Directors are appointed by Tulane [11], which publically represents the Center as a Tulane affiliate [12-14]. In addition, Amistad's Executive Director, Comptroller and other key administrative personnel [15] are listed in the Tulane Faculty and Staff Directory [16].

C. Cases Adjudicated

In all, Judge Berrigan sat in four lawsuits brought by the complainant against Tulane University. The first, Civil Action 95-358, was filed January 31, 1995. Subsequently, two other lawsuits were filed in State Court (97-20805 and 98-6317). These were removed by Tulane to Federal Court, where they were docketed as Civil Actions 98-2102 and 98-1577, respectively, and assigned to Judge Berrigan. The fourth case, which was filed directly in U.S. District Court on June 18, 1998, is Civil Action 98-1792. Civil Actions 98-1792 and 98-2102 were later consolidated under the former docket number and are currently active.

III. Discussion

A. Professorship

Judge Berrigan recently defended her qualification to sit by stating that she serves merely as a substitute instructor in Tulane's course, *Federal Practice & Procedure: Trials* [6]. This partial admission fails to reveal the true extent of Judge Berrigan's association with Tulane during the past four years and does not release her from her duty to have disclosed this fully before sitting in any case in which Tulane was defendant.

B. Board Membership

Judge Berrigan further defended her qualification to sit by inferring that the Amistad Research Center is an entity that is independent from Tulane [6]. Again, the facts demonstrate that the Amistad Center, as other Tulane centers, is materially dependent on Tulane for its existence. In addition to providing financial assistance, Tulane also chooses two members of Amistad's Board of Governors [11]. Amistad's top administrators are listed by Tulane together with other Faculty/Staff members [16].

According to Tulane's 1995 Faculty Handbook [17], the Amistad Research Center is one of many such centers affiliated with the University. Since publication of that handbook, other centers have been added [14]. Like most other Tulane centers, Amistad

Center also derives funding from extramural sources. For example, the Tulane Regional Primate Research Center and the Center for Bioenvironmental Research receive government grants in addition to the support they receive from Tulane and, like the Amistad Research Center, are considered integral parts of the University [14,17].

C. Compensation

Finally, Judge Berrigan defended her qualification to sit by stating that her teaching activities in Tulane's Law School involve no [financial] compensation [6]. Generally, adjunct professors are not paid by Tulane University for their service in academic programs. However, with the lifetime salary provided a federal judge by the U.S. government, monetary compensation would appear to be secondary to the prestige a judge may derive from a university professorship. Moreover, participating in teaching programs, or acting as a mentor may satisfy a sense of professional duty, the discharge of which is deemed compensation enough. Furthermore, interaction with other prominent jurists in a university setting would allow a judge to keep abreast of new legal developments, which is a priceless professional benefit.

IV. Ethics

According to Shaman, *et al.*¹ and the case law cited to support his determination, "...it is the obligation of a judge to disclose all facts that might be grounds for disqualification." Further, Canon 3C of the Code of Judicial Conduct, adopted in 1990 by the American Bar Association and extensively reviewed by Abramson,² states, in part, "A judge should disqualify himself in a proceeding in which his impartiality might reasonably be questioned..." Under Canon 3 of the Code of Judicial Conduct, Judge Berrigan had a duty to disclose her association with Tulane before sitting in any case in which Tulane was a defendant. From January, 1995 onward, Judge Berrigan continuously violated this Code with respect to the complainant's lawsuits against Tulane University when she sat and failed to make any disclosure.

Once the facts of her association with the defendant were discovered by the complainant and brought to her attention, Judge Berrigan responded, "There is no basis for the plaintiff's suggestion that [my] impartiality might reasonably be questioned by virtue of these . . . circumstances..." [6]. In addition to her failure to disclose, Judge Berrigan's actions contradicted

¹ *Judicial Conduct and Ethics*, 2 ed., Shaman, J.M., Lubet, S., Alfini, J.J.; Michie Law Pub., Charlottesville, VA (1995), p. 146.

² *Judicial Disqualification under Canon 3 of the Code of Judicial Conduct*, 2 ed., Abramson, L.W., American Judicature Soc., Chicago, IL (1992), pp. 1-48.

the ethical principle, elaborated by Shaman, *et al.*³ and supported by case law, that “It is not the duty of the parties to search out disqualifying facts about the judge . . . it is the judge’s obligation to disclose all possibly disqualifying facts.”

V. Conclusions

A reasonable person *would* question the impartiality of any judge who was an adjunct faculty member at a defendant university and had a continuing association with that university during even part of the time the case was before him or her. Under Canon 3 of the Code of Judicial Conduct, Judge Berrigan had a duty to disclose her association with Tulane before sitting in any case in which Tulane was a defendant. Judge Berrigan’s failure to make any disclosure of her direct, substantive, and continuing association with the defendant over the course of four years as Presiding Judge must be seen as a breach of judicial conduct that goes beyond mere negligence or harmless error; it suggests that she had an interest in the outcome of the proceedings that derived from her relationship with the defendant.

Judge Berrigan’s censure and/or discipline appears warranted and appropriate.

VI. Exhibits

1. *Tulane [Online] Law School Catalog, 1995-96, Administration & Faculty: Trial Advocacy Faculty.*
2. *Tulane Law School Catalog for 1995-96, p. 104.*
3. *Tulane Law School Catalog for 1996-97, p. 107.*
4. *Tulane Law School Catalog for 1997-98, p. 103.*
5. *Tulane Law School Catalog for 1998-2000, p. 103.*
6. *Minute Entry, Bernofsky v. Tulane, Civil Action No. 98-1792, Docket No. 24, Nov. 23, 1998.*
7. *Tulane Law School Catalog for 1998-2000, p. 55.*
8. *Almanac of the Federal Judiciary, 1997, Vol. 1, 5th Circuit, p. 3.*
9. *The Amistad Log; 1990 Annual Report, pp. 1-2.*

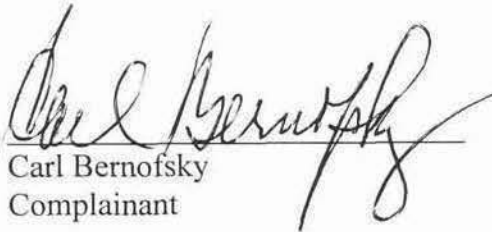
³ See footnote 1, p. 146.

10. *The Amistad Log; 1990 Annual Report*, p. 22.
11. *Defendant's Memorandum in Opposition to Plaintiff's Motion for Recusal*, Civil Action No. 98-1792, Docket No. 22, Nov. 9, 1998, p. 4.
12. *Gambit Weekly*, July 21, 1998, p. 47.
13. *Greater New Orleans White Pages, 1998-99; Business*, p. 283.
14. *Tulane [Online] Academic Resources - Centers*.
15. *Amistad Research Center Home Page*.
16. *Tulane [Online] X-500 Directory*.
17. *Tulane Faculty Handbook, 1995*, Section VI, pp. 1-5.

VII. Certificate

The undersigned declares, under penalty of perjury that, to the best of his knowledge, the statements in the above complaint are true.

New Orleans, Louisiana, this 11th day of February, 1999.



Carl Bernofsky
Complainant

**Tulane
Law
School**

**Administration &
Faculty**
1995-96 Trial
Advocacy Faculty

James A. Cobb Jr.

Professor and Director (spring), JD, Tulane University

Lynn Luker

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Julian Rollins Murray

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JD, Tulane University

Judy Barrasso

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JD, Louisiana State University

Allan Berger

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The Honorable Ginger Berrigan

JD, Louisiana State University



James E. Blazek

JD, Loyola University

Michael Bollman

JD, Tulane University

Marie Bookman

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Joy Goldberg Braun

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Edward J. Castaing Jr.

JD, Tulane University

Michael M. Christovich

JD, Tulane University

Exhibit 1

Carl Bernofsky

**1995-96 TRIAL ADVOCACY
FACULTY**

James A. Cobb Jr.

Professor and Director (spring), JD,
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Professor and Director (fall), JD, LLM in
Admiralty, LLM in Energy &
Environment, Tulane University

Julian Rollins Murray

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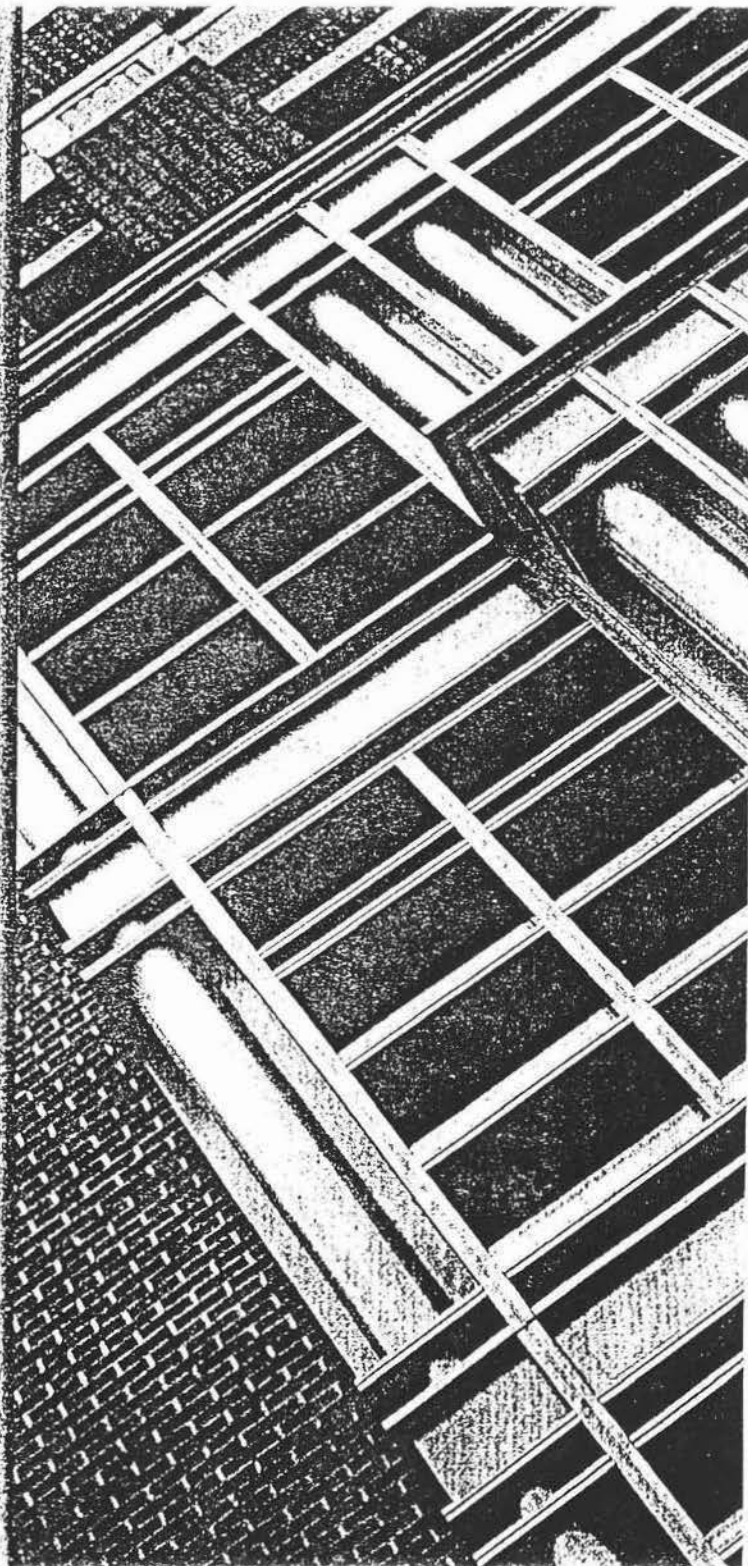
JD, Tulane University

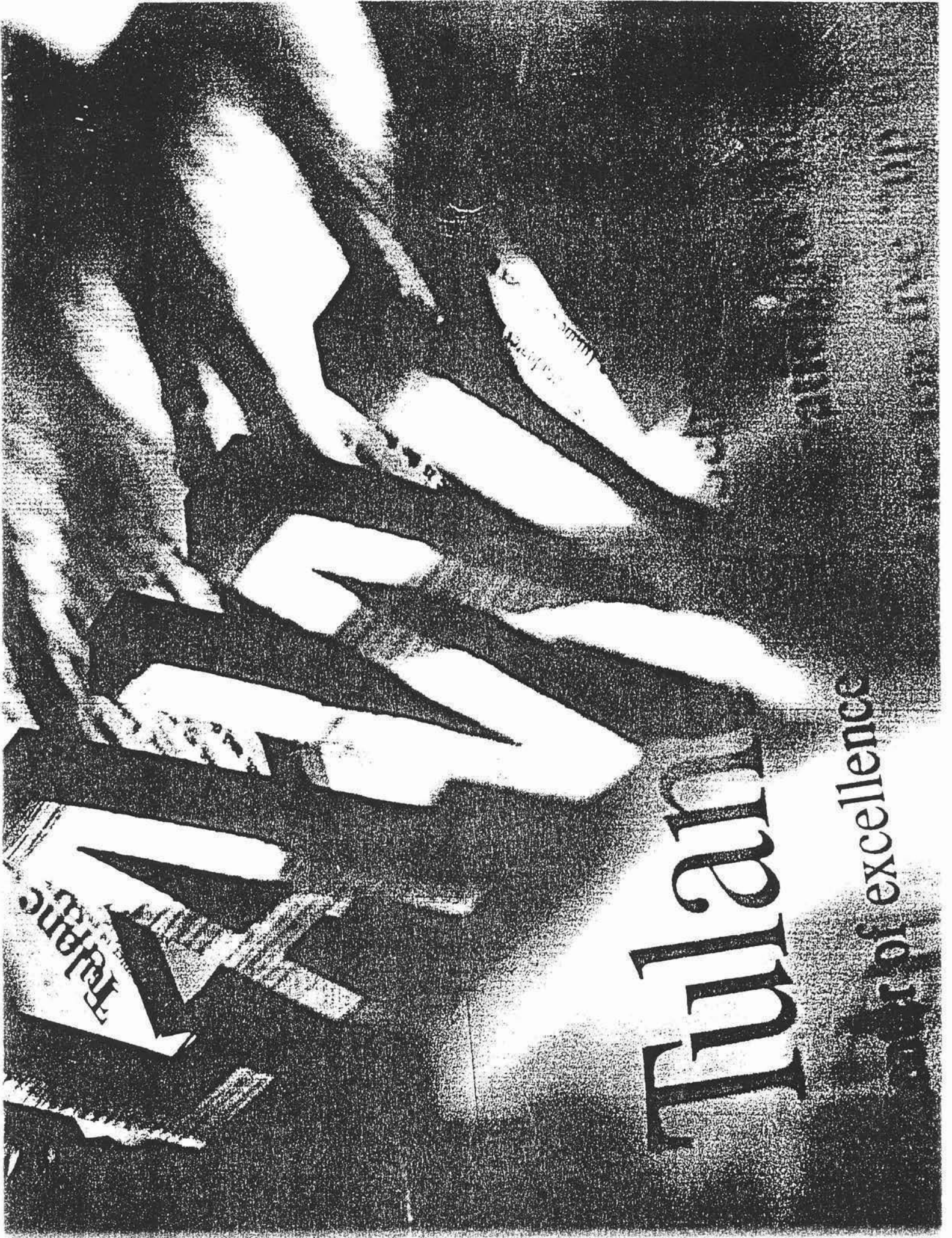
Tulane University is an Affirmative Action/Equal Employment Opportunity institution, and consequently its policy of nondiscrimination includes recruitment and employment, admission and access, retention and promotion of the most qualified students, faculty, and staff, regardless of an individual's race, sex, color, religion, national/ethnic origin, age, handicap, citizenship, marital status, sexual orientation, or veteran status. Tulane University does not discriminate in its provision of services and benefits nor in its treatment of students, patients, and employees. Inquiries regarding this policy should be referred to the Affirmative Action Office. Tulane Law School's policy is the same as that of the University.

This catalog is current as of August 1995 and reflects programs in place as of that date. Tulane Law School reserves the right to make changes in its programs and policies as necessary. Readers are advised to check with the Law School administration to confirm the current status of programs described in this catalog.

Tulane (USPS 643-640) is published eight times a year, three times in January, and monthly in April, May, June, July and August, by the Office of University Publications, Tulane University, 6823 St. Charles Avenue, New Orleans, LA 70118. Second class postage paid at New Orleans, LA. Vol. 18, No. 6, June 1995. POSTMASTER: Send address changes to Tulane Law School, Suite 203, Weinmann Hall, Tulane University, New Orleans, LA 70118-5670.

This catalog was designed by Bertman Varisco Design Team; Tom Varisco, Jan Bertman. Production by EPS, Inc., Jedd Haas. Writing and editing by Dean John Kramer and Associate Dean Susan Krinsky. Cover photograph by Jackson Hill. Photographs by Jackson Hill, Bryce Lankard, Morris Ardoin, Marilyn Bertin, Tana Coman, Allen Dufour, Ron Calamia, Greg Greer, Chris Harris, Ann Salzer, David Spielman, Michele Varisco, Tom Varisco, Jerry Ward, and Serena Yee. Environmental, energy, and port photographs used with the permission of the Port of New Orleans (Stanley Joyce, photographer), and the US Department of Interior, Minerals Management Services (Barney Congdon, Public Affairs Officer). This catalog was printed by Garrity Printing.





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Professor Kirsten Engel

Exhibit 3

excellence

TRM

1539 graduates
Military Commission

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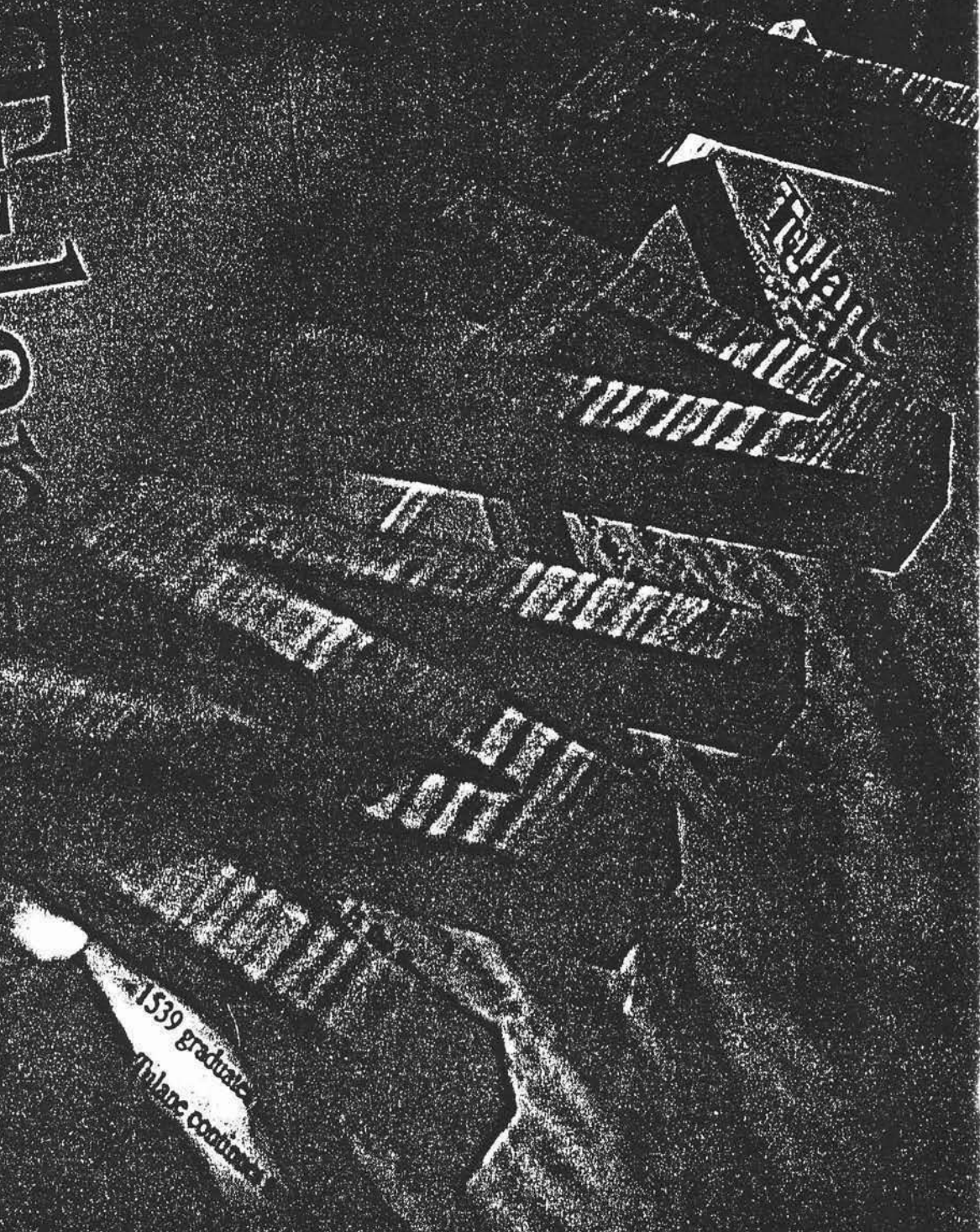
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Exhibit 4

of excellence

THE



1997-98

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JD, Louisiana State University

Robert Winn
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JD, University of North Carolina

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JD, Loyola University (La.)

The Honorable Louis Moore
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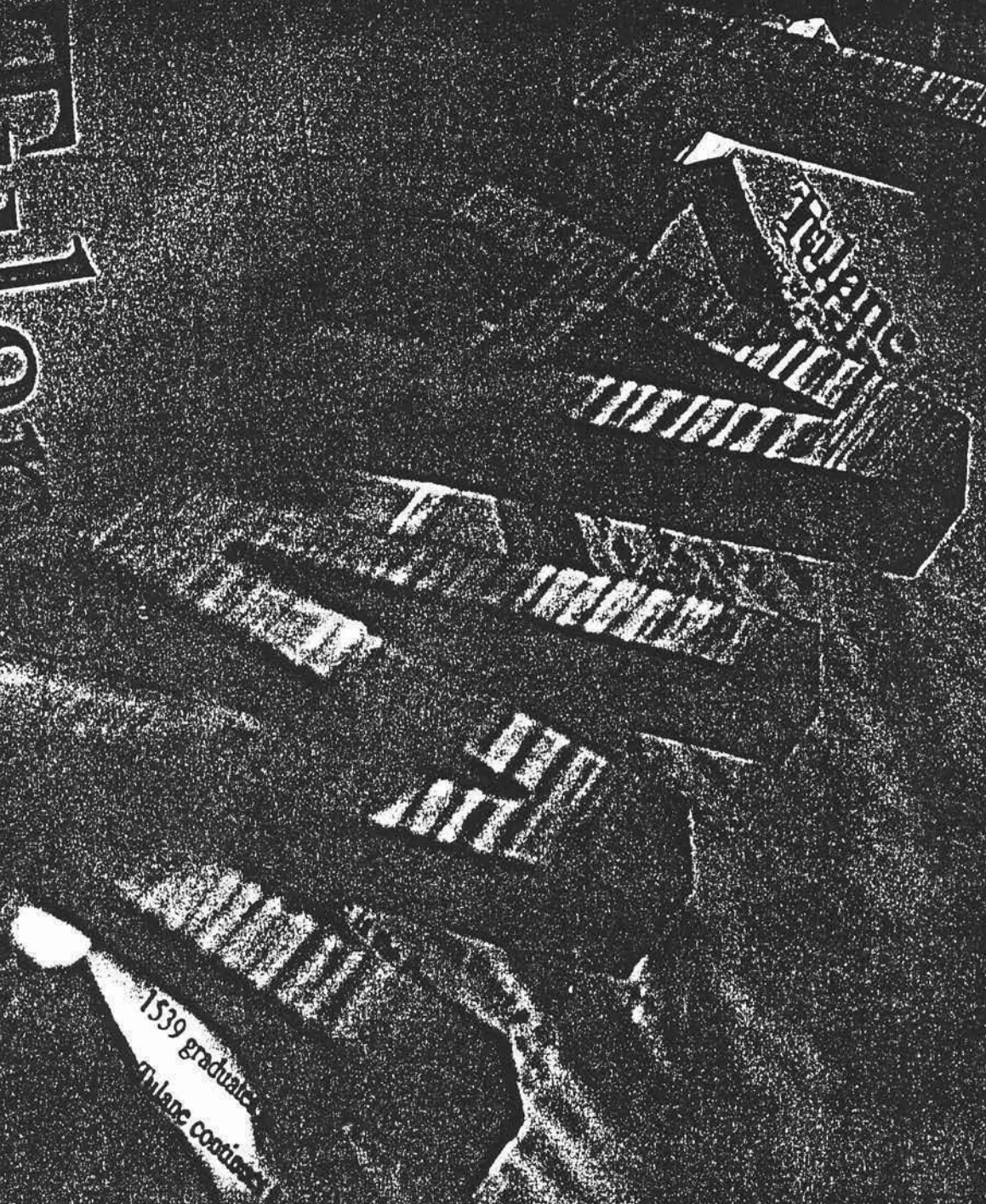
The Honorable Robert J. Klees
JD, Loyola University (La.)

The Honorable Moon Landrieu
JD, Loyola University (La.)

The Honorable Miriam Waltzer
JD, Loyola University (La.)

Exhibit 5

University of Excellence
FULLAN



1539 graduates
Fullan continues

1998-2000

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF LA

Nov 23 11 09 AM '98

LORETTA G. WHYTE
CLERK

MINUTE ENTRY
BERRIGAN, J.
NOVEMBER 23, 1998

DR. CARL BERNOFSKY

CIVIL ACTION

VERSUS

NO. 98-1792 c/w
98-2102

ADMINISTRATORS OF THE TULANE
EDUCATIONAL FUND

SECTION "C"

IT IS ORDERED that the plaintiff's motion for recusal is hereby DENIED. For the record, the undersigned's only teaching undertaking at Tulane University School of Law involved volunteer substitute teaching a few classes for Judge Charles Schwartz, Jr., which involved no compensation. In addition, the Amistad Research Center is a distinct corporate entity which is located on Tulane's campus. In any event, membership on the Amistad's Board of Directors ended several years ago. There is no basis for the plaintiff's suggestion that the undersigned's impartiality might reasonably be questioned by virtue of these two circumstances under 28 U.S.C. § 455.



Exhibit 6

Carl Bernofsky

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primarily the debate over the difference between law and custom in pre-industrial societies. The course will then trace the development of Roman law from the Republic through Justinian, to the rebirth of Roman law in Italy in the Trecento. It will look at the influence of Germanic law in continental Europe, and its survival in customary law, particularly in France, then turn to the "separate course" of England. Two areas of substantive law will be further explored, the development of different marital property regimes and family law. Finally, the course will examine English resistance to codification. 3 credits. Mr. Bonfield. Not offered 1998-99.

European Obligations, France

This course is an alternative to the first-year course in Obligations I for those upperclass students who have not taken Obligations I and who want an introduction to the basic principles of obligations as they exist in a European country (this year, France) rather than in Louisiana. 3 credits. Mr. Palmer. Not offered 1998-99.

Evidence

The focus of this course is on the law and policy considerations surrounding the proof of facts (and law) in judicial proceedings. 3 credits. (A 4-credit version of this course, described below, is also offered.) Ms. Brown-Scott, Mr. Childress, and Mr. Fontham.

Evidence

The subjects of this course are the rules of evidence and the theory of fact finding in Anglo-American law courts. The course will address the concept of relevance, burdens of proof and presumptions, the hearsay rule and its exceptions, rule restrictions and the theory of cross-examination and impeachment, the law of privileges, and the relationship of the Constitution to the rules of evidence. 4 credits. (The 3-credit version of this course is described above.) Mr. Strickler. Not offered 1998-99.

Fair Housing Law and Litigation

This course will cover the body of federal law prohibiting discrimination in housing and real-estate related transactions, with a particular emphasis on Title VIII of the Civil Rights Act of 1964, as amended. Topics will include fair housing law as applied to rental housing, real estate sales, mortgage lending, homeowners' insurance, and publicly subsidized housing markets, as well as to residential racial segregation. Throughout the course, students will be challenged to consider the connections between housing opportunity and upward economic mobility, the appropriate role of government in ensuring equal housing opportunity, and the strengths and weaknesses of litigation as a tool for creating an equal housing market. 3 credits. Ms. Seicshnaydre.

Family Law, Common Law

This course is a study of the rights and obligations in formal and informal family relationships, and the breakdown of marriage and its incidents, such as: separation agreements, divorce, division of property, support, and custody. 3 credits. Mr. Couch and Ms. Grossman.

Federal Courts

This course addresses the role of the federal courts (and state courts) within our federal system of government. It is designed to provide an understanding of the allocation of judicial business between state and federal courts, and of the relations between the state and federal governments at a more general level. Topics traditionally covered include federal question and diversity jurisdiction; collateral attacks on criminal convictions (habeas corpus); the role of state courts in the enforcement of federal rights; Supreme Court review of state court judgments; state sovereign immunity; the anti-injunction acts; various judge-made abstention doctrines; and the law-making powers of the federal courts (federal common law). Prerequisite: Constitutional Law I. 3 credits. Mr. Collins.

Federal Practice & Procedure: Appeals Seminar

This course covers the Federal Rules of Appellate Procedure and their application in litigation before the federal courts. Topics include, but are not limited to, post-trial motions preparatory to appeal, perfecting an appeal, appeals from interlocutory orders, and US Supreme Court practice. This course is a component of the Appellate Advocacy Clinic and must be taken by students enrolled in that clinic. It is also open to students not enrolled in the Appellate Advocacy Clinic. This course is limited to 20 students. 3 credits. Mr. Allbritton.

Federal Practice & Procedure: Trials

This course covers the Federal Rules of Civil Procedure and their application in litigation before the federal courts. 2 credits. Judge Schwartz, Chief Judge Sear, and Magistrate Wilkinson.

Feminist Legal Theory

The course will present an overview of feminist legal theories, including radical, cultural, postmodern, and critical race aspects of feminist legal thought. We will also examine the application of feminist theories to specific areas of law, e.g., contract law, property law, and international law. 3 credits. Ms. O'Neill. Not offered 1998-99.

Financial Institutions

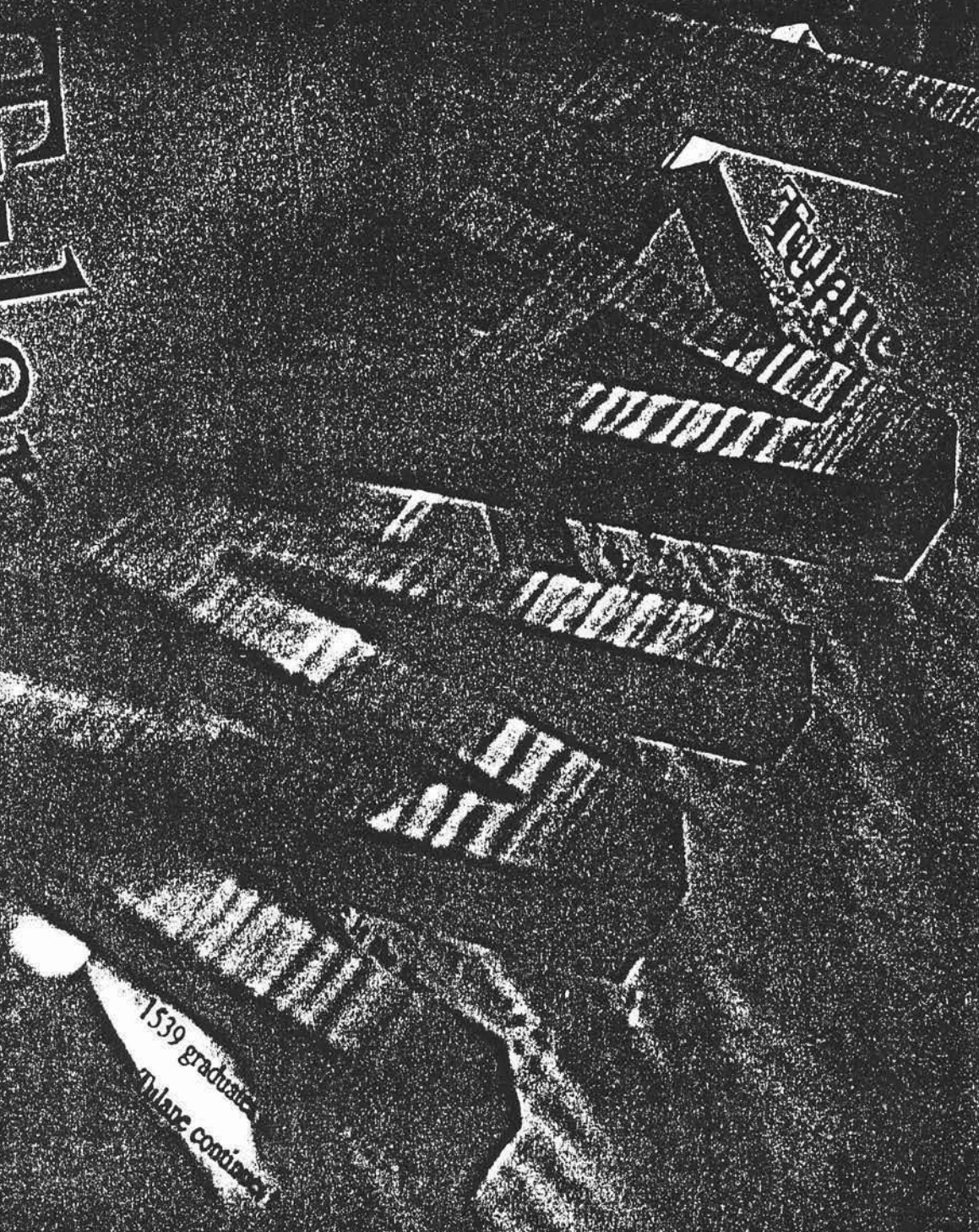
This course covers the law of banking, financial institutions, and capital markets. Monetary growth, Federal Reserve policies, deposit insurance, chartering, branches, electronic funds transfer, mergers, and holding companies are given major emphasis. A brief survey of contrasting regulation of savings institutions, insurance companies, mutual funds, pension funds, investment banking, and the stock markets is provided. Problems of discrimination, capital formati and regulatory reform are also and regulatory examination for the v take an examination for part of the grade. 3 credits

Exhibit 7

Carl Bemofsky

... of excellence

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1998-2000

mirrors that, but he's evenhanded with cases that get to court." "He is middle of the road in civil matters."

Most criminal defense lawyers said Sear is fair. "In criminal matters he's not inordinately pro-government." "He is better than some regarding being too pro-government." "He's pro-government, but not terribly so." "He often takes sides, and sometimes he takes sides depending on the lawyers and sometimes depending on the issues, but he's better than some about not being too pro-government."

Criminal defense lawyers said Sear sentences in the middle of the guidelines and is not likely to grant a downward departure from the guidelines. "In sentencing, he's not the heaviest hand. He's middle of the road in sentencing." "He's down the middle in sentencing." "You wouldn't expect a downward departure from him." "He might depart if the government urges departure because of cooperation, but he won't otherwise."

Helen Ginger Berrigan

District Judge; Louisiana, Eastern
500 Camp Street
Room 556
New Orleans, LA 70130
(504) 589-7410
Fax: (504) 589-2643
Born 1948; appointed in 1994 by President Clinton

Education Univ. of Wisconsin, B.A., 1969; American Univ., M.A., 1971; Louisiana State Univ., J.D. 1977

Private Practice Gravel Brady & Berrigan, New Orleans, 1978-94

Clerkships Law Clerk, Louisiana Department of Corrections, 1975-77

Government Positions Staff Attorney, Governor's Pardon, Parole and Rehabilitation Commission, 1977-78; Legislative Aide Senator Joseph E. Biden, 1972-73; Staff Researcher, Senator Harold E. Hughes, 1971-72; Member, Louisiana Sentencing Commission, 1987-1994

Other Employment Assistant to Charles Evers, Mayor of Fayette, Miss., 1973-74; Graduate Assistant, Department of Communications, American Univ., 1971; Administrative Secretary, Boston College; Staff Assistant, Univ. of Wisconsin

Professional Associations Louisiana State Bar Assn., 1977-present; Bar Assn., Federal Fifth Circuit, 1986-present; Louisiana Assn. of Criminal Defense Lawyers, 1985-1994; New Orleans Assn. for Women Attorneys, 1987-1994; Louisiana Capital Defense Project, 1986-88

Other Activities Committee of 21, 1989-1993; American Civil Liberties Union of Louisiana, 1989-1993; Forum For Equality, 1990-1994; Amistad Research Center, Tulane Univ., 1990-present

Media Coverage 1996: Berrigan was assigned to oversee a class-action lawsuit against the nation's largest tobacco companies. Berrigan replaced Okla. B. Jones 2d, who died in January of leukemia. Berrigan's appointment to the case had no immediate effect because the class-action status was before a Federal appeals court in New Orleans at

the time of Jones' death. Berrigan said of her assignment, "This is certainly a challenge, and I expect to work very hard." New York Times, January 18, 1996

Lawyers' Evaluation Lawyers with a limited number of appearances before Berrigan since her 1994 appointment are very impressed with her ability and willingness to work hard. "She is always well-prepared." "She is very bright and very thorough." "In terms of ability, she's the best." "She's very bright and very hard-working." "Her legal ability is excellent." "She has a brilliant legal mind." "She is very involved in the legal aspects of the case. She reads the briefs and the cases—the authorities, and is very prepared." "She's very good."

Litigators familiar with Berrigan said she is extremely cordial to lawyers. "She is the nicest judge to members of the bar. She has juice and coffee and donuts." "She's very cordial." "She is very courteous." "She talks to defendants—she is very cordial, she will greet them and wish them good luck." "She is the most pleasant judge. She is very lawyer-friendly." "She's extremely friendly to members of the bar. She makes you feel at home in her courtroom and chambers."

Berrigan keeps control of her courtroom, but lets attorneys present their cases, according to those familiar with her. "She takes her time to listen to everyone and doesn't interrupt like some of the other judges." "She really wants to hear your argument." "She is very involved in the courtroom." "She conducts her courtroom fairly. She knows how to rein in lawyers and when to do it." "She is very good. She lets the lawyers do some voir dire and that is rare anymore." "She lets you try your case." "She lets you do your thing, so being in her courtroom is really easy, in that you get to present your case." "She's very informal. She's not a prima donna and she isn't taking herself too seriously."

Most lawyers said it is too early to see any leanings in either civil or criminal cases, but indicated that she is more likely to listen to a good criminal defense argument and more likely to grant downward departures in sentencing than most judges.

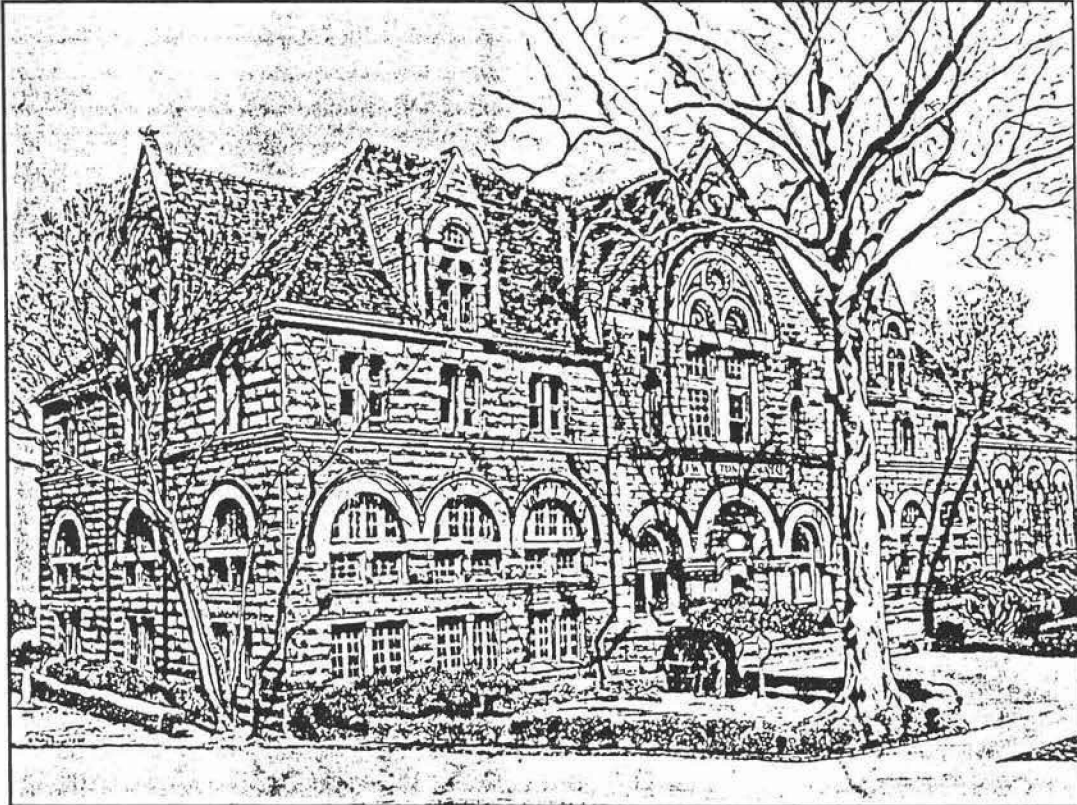
Civil litigators said Berrigan referred their cases to magistrates for settlement.

Miscellany Berrigan's private practice focused almost entirely on criminal defense work, mostly in state court. She served as co-counsel to Louisiana Governor Edwin Edwards in the mid-1980's after he was indicted along with several others for alleged fraud in connection with the awarding of so-called "certificates of need" for construction of privately owned, for-profit medical facilities. Governor Edwards was eventually acquitted of all charges. Berrigan also writes and annually updates *Louisiana Criminal Trial Practice*, a 600-page compilation of the statutory and jurisprudential law of criminal procedure in Louisiana, upon which criminal practitioners in the state rely. *Inside Litigation*, Feb./March, 1994.

Exhibit 8

Carl Bernofsky

THE AMISTAD RESEARCH CENTER



The Amistad Research Center is located in the north wing (to the right) of Tilton Memorial Hall.

The American Missionary Association (A. M. A.) established the Amistad Research Center in 1966 to serve as its archives department. The Center was located at Fisk University as an adjunct to the A. M. A.'s Race Relations Department with Clifton H. Johnson serving as director of both the Center and the Race Relations Department. In addition to administering the parent body's archives, Amistad was directed to collect manuscripts and other primary source materials relating to the history of those ethnic groups with which the A. M. A. had historically worked, specifically African Americans, Native Americans, Hispanics, Asian Americans, and Appalachian whites. The Center began with the archives of the A. M. A. from the formation of the Amistad Committee in 1839 to the end of the Reconstruction period, approximately 350,000 documents. Collecting more than three million items during its first three years, the Center soon required additional space and staff to provide satisfactory security for its precious holdings and to make them accessible for research use. The A. M. A. was committed to the support of the six institutions of higher education and other programs, and the needs of the Center required more funds than

the Association was prepared to give at the time. Consequently, the A. M. A. allowed Amistad to incorporate as an independent institution with a self-perpetuating board of directors. With assurance from the A. M. A. that its basic support would continue, the Center was now free to solicit support from other sources.

After incorporation, the Center moved to the campus of Dillard University, which generously provided housing and other services for a decade, during which the manuscript holdings increased beyond the capacity of the quarters Dillard could provide. Consequently, in 1980, the Center moved into the Old United States Mint under a dollar-a-year lease with the Louisiana State Museum. It was believed that the space there would provide adequate quarters to accommodate the Center's growth for the next fifteen years, but in six years the expanding holdings had filled all available shelf space. When this became known, several prestigious universities submitted proposals to have the Center locate on their campuses. After a year of consideration of the various proposals, the board of directors selected Tulane University as the Center's home. In addition to providing larger quarters and additional financial support, Tulane allowed the Center to retain its independence. One external factor that led to the decision to move to its present home was a petition from several thousand African American residents of New Orleans asking the directors to locate the Center at Tulane. Another factor was the organization by then mayor Ernest N. Morial of the Amistad Educational Consortium composed of nine New Orleans institutions of higher education which pledged to work with the Center in developing programs to serve the entire New Orleans community as well as scholarly research.

Today the Center holds approximately ten million manuscript pieces, over 19,000 books, runs on 1,125 serials, 1,711 reels of microfilm, hundreds of oral history interviews, and a variety of other sound recordings, video tapes, and motion picture film, all of which document the histories of race relations, civil rights, and the life and culture of ethnic minorities in the United States. The Center also holds more than three hundred paintings and pieces of sculpture by African-American artists and over one hundred pieces of African art. These resources attract research scholars to the Center from around the world, and the works of art have been exhibited in some of America's leading museums.

While the Center endeavors to collect records of significant institutions and organizations and the personal papers of men and women who have achieved fame and wide recognition, it has had notable success in its special emphasis on documenting the day-to-day life of the people. Another distinctive feature of the Center is that, in addition to serving advanced research scholars, efforts are made to encourage others, especially elementary and secondary students, to use the holdings and experience the thrill of reading and interpreting the raw materials from which history is written.



THE AMISTAD LOG

1990 Annual Report

The Amistad Research Center
at Tulane University
New Orleans, Louisiana

Because the organization files a Federal 990 information return as required of non-profit organizations and reflected no non-business related income, the organization paid no income taxes for the year ended December 31, 1990.

➔ **2. LEASE:**

During the year ended December 31, 1986, Amistad Research Center entered into a leasing arrangement with Tulane University whereby Amistad Research Center would move its operations to the Tulane Campus. The lease is for a period of ten (10) years, free of any rental assessment, and terminates on the 31st day of December 1996 and is automatically renewable for eighteen successive five year terms.

Tulane University will make alterations and improvements to the premises, provide and install furniture and fixtures and prepare the premises so as to render them suitable for Amistad's purposes and shall bear all reasonable costs not to exceed the sum of \$200,000 in connection therewith. In addition, Tulane University will bear relocation expenses not to exceed \$12,000.

Amistad has agreed to reimburse Tulane for the above incurred costs if Amistad should terminate the lease an amount equal to one-tenth of these costs for each whole year of the primary 10-year term remaining following such termination.

During the term of the lease, Tulane shall contribute to Amistad Research Center annually the sum of \$63,200 as an unrestricted cash operating subsidy. This amount will be adjusted annually for inflation.

3. ENDOWMENT FUND:

The United Church Board for Homeland Ministries handles the major portion of Amistad Research Center's endowment funds. The following is a summary of the investment funds held by the United Church Board for Amistad Research Center as of December 31, 1990.

	<u>COST</u>	<u>QUOTED MARKET VALUE</u>
Investments held by United Church Board:		
Cash	\$24,906	\$24,906
Common stock	450,328	472,880
Bonds, corporate	292,651	312,098
Bonds, U. S.	<u>408,502</u>	<u>515,961</u>
TOTAL	1,176,387	1,325,845
Less investment income due to General Fund	<u>(13,077)</u>	<u>(13,077)</u>
TOTAL ENDOWMENT FUND	<u>\$1,163,310</u>	<u>1,312,768</u>

The aforementioned Endowment Fund provides for the payment of income to Amistad Research Center, on a quarterly basis, for the income earned on the investment. Such income is reflected on page 20 as endowment income.

4. FELLOWSHIP FUND:

During the year ended June 30, 1985, the research center received funds from the Friends of Amistad which were designated for the purpose of establishing a Fellowship Fund. The said funds were transferred to the United Church Board for Homeland Ministries which has been elected to administrate the fund.

5. INVENTORY:

During the year ended December 31, 1986, the research center purchased etchings of General Toussaint L'Ouverture for the purpose of selling same to prospective donors. The inventory of etchings is reflected on the balance sheet (Page 19) at cost.

The sales and cost of sales of the aforementioned etchings of General Toussaint L'Ouverture is summarized as



THE AMISTAD LOG

1990 Annual Report

The Amistad Research Center
at Tulane University
New Orleans, Louisiana

judge could somehow be perceived to be a part of an intrigue against the plaintiff. The suggestion is rejected.").

Another "tenuous connection" to Tulane is Judge Berrigan's involvement with the Amistad Research Center. While the degree of her involvement is best known by the Judge, the relationship between Tulane and the Center is a matter of public record. The Amistad Research Center (hereinafter the "Center") is a non-profit corporation and a completely separate entity from Tulane. [Attached hereto as Exhibit "A" is a description of the Amistad Research Center as contained in the Tulane Faculty Handbook]. Tulane neither controls nor owns the Center, and does not pay the salaries of its employees. Tulane provides space for the Center on its Uptown campus. There, the Center makes available to the general public materials of historic significance pertaining to the history and culture of ethnic minorities in the United States. The Center is administered by a Board of Directors, only two of whom are appointed by Tulane. ← Tulane's appointees are drawn from its own faculty and staff. Tulane has never appointed Judge Berrigan or any other judge to the Center's Board of Directors.

If it is, indeed, Bernofsky's contention that there here exists the appearance of impropriety based upon such limited contacts, he has ignored caselaw to the contrary, *See*, for example, *Lunde v. Helms*, 29 F.3d 367, 370 (8th Cir.1994)("We do not think that the district judge's having graduated from the university law school, even though the university is a party defendant, without more is a reasonable basis for questioning the judge's impartiality."); *Easley*

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

CARL BERNOFSKY

VERSUS

THE ADMINISTRATORS OF THE
TULANE EDUCATIONAL FUND

* CIVIL ACTION
*
* NO. 98-1792
* c/w 98-2102
*
* SECTION C
* JUDGE BERRIGAN
* MAGISTRATE 5
* MAGISTRATE CHASEZ

DEFENDANT'S MEMORANDUM IN OPPOSITION TO
PLAINTIFF'S MOTION TO RECUSE FOR RECUSAL

MAY IT PLEASE THE COURT:

Defendant, the Administrators of the Tulane Educational Fund ("Tulane" or "Defendant") submits this Memorandum in Opposition to plaintiff Carl Bernofsky's Motion for Recusal.

BRIEF FACTUAL SUMMARY

This is the second recusal motion filed by Bernofsky within the past month in the consolidated cases before this Court. Recently, Magistrate Judge Wilkinson disqualified himself

onze sculpture by American Indian artist Rollie A. K. and white photography by Herman Leonard and

LEZZ ART GALLERY 2337 St. Claude Ave., Life By Jazz, works by Richard Thomas; Pieces of young artists.

S-SPERRY GALLERY 324 Picayune Place (Camp and Magazine streets), 522-6906 — Paintings, sculpture, photography and primitive jew-

ROOM GALLERY 904 Pauline St., 949-1805 — Sculpture by Pati D'Amico and William Warren,

ANDERSON MUSEUM OF ART 510 e., Ocean Springs, Miss., (601) 872-3164 — Motion Visual Rhythms of Walter Anderson, works by fellow Mississippi artist James Seawright, through *ed Dream: The Friends of Walter Anderson* (1975- two dozen artworks from the organization, through

OREHEAD FINE ARTS 603 Julia St., 568- facing, paintings by Bernard Mattox, through July 24.

SPIRATIONS/YOUNG ARTISTS INC. t., 529-3306 — New work by high school and college-

spare spaces

LO-SOUTH ARCHITECTURAL 4801 Washington Ave., 486-1150 — Vintage black graphs of the New Orleans music scene.

IGAS 3127 Esplanade Ave., 945-5635 — y Elliot Kamentz, through Aug. 16.

LOUISIANANS 813 Royal St., 528-3094 — iana artists.

NATIVE 3137 Magazine St., 899-6485 — Its by more than 50 Louisiana artists, featuring pots, ceramics and more.

T CITY BREWHOUSE 527 Decatur St., 522- ner Memones, judged art show featuring works by Petit Art Guild, through July 31.

MONKEY 3119 Magazine St., 899-5587 — Affordable glassware, metalwork, furniture and y Bom Perotta, Marcie Herberger, Carol Maschler, ty and Charles Gillem.

DEBAUTTE 434 Julia St., 592-3411 — High-nd fine art in aluminum, iron and leather; multi-media m Murray; abstract metal sculpture by Laura Thorn; Rocky Gabossi; bronze sculpture by Brant Kingman.

OS 5523 Magazine St., 891-6141; St. Louis St., Royal St., 523-3100 — Indonesian woodcrafts and

SIGN STUDIO 3646 Magazine St., 897-2290 — ithi Sauls. Works by Brenda Daily, Nick Burrell and

IS 612 Julia St., 566-9888 — Unique art furnishings, architectural elements and indig om around the world.

E CREOLE 624 Royal St., 568-1801 — c with items from the unique to the rare, all ld of Louisiana and plantation life.

ANDY KITCHEN 714 St. Louis St., sages: *The Black Indians of New Orleans*, M and studio prints by Christopher Porsche W...

5434 Magazine St., 895-1242 — Works by Wanda 1 Edward Hebert, through September.

UDIO 76119 Danielson Lana, Covington, 892-2337 y by Lou Danielson Stewart.

camp by Emily Watson.

VISION QUEST 1034 Royal St., 523-0920 — Unique artifacts, Native American prints, historic posters and postcards.

ZEITGEIST ALTERNATIVE ARTS CENTER 2010 Magazine St., 524-0064 — Recent paintings and etchings by Michael Landry, through Aug. 29.

museums

ARSENAL Adjacent to the Cabildo, Jackson Square, 568-6968 — *Louisiana and the Mighty Mississippi*, permanent installation featuring ship models, paintings, photographs, navigational devices and rare artifacts from famous vessels.

CABILDO Jackson Square, 568-6990 — *National Council of Jewish Women Celebrates a Centennial of Service to New Orleans*, exhibition of photographs, documents and memorabilia chronicling the Council's history of community service, through March 1999.

CANNES BRULEE NATIVE AMERICAN CENTER Louisiana Wildlife and Fisheries Museum, 303 Williams Blvd., Kenner's Rivertown District, 468-7232 — Guided tours and presentations given by members of Native American tribes.

GALLIER HOUSE 1118-1132 Royal St., 523-6722 — Victorian interiors, detailed courtyard and slave quarters adorn the restored 1857 townhouse of New Orleans architect James Gallier Jr.

GERMAINE CAZENAWE WELLS MARDI GRAS MUSEUM Arnaud's Restaurant, Second Floor, 813 Bienville St., 523-5433 — Carnival costumes, vintage photographs and memorabilia of Carnival celebrations from 1937 through 1968.

HERMANN-GRIMA HOUSE 820 St. Louis St., 525-5661 — Accurate depictions of Creole life prior to the Civil War in this 1831 home, including a private stable, courtyards and a working kitchen.

HISTORIC NEW ORLEANS COLLECTION 533 Royal St., 523-4662 — *Made In America: Bill Russell's World of Jazz*, Russell's collection of manuscripts, books, sound recordings, artifacts and photographs documenting the development of jazz, through Oct. 31.

LOUISIANA CHILDREN'S MUSEUM 420 Julia St., 523 1357 — *What Will It Take To Save Our Lake*, interactive multimedia exhibition addressing environmental protection of Lake Pontchartrain.

NEW ORLEANS MUSEUM OF ART 1 Collins Diboll Circle, City Park, 488-2631 — *Visions and Voices: Native American Painting From the Philbrook Museum of Art*, *Singing the Clay: Pueblo Pottery of the Southwest Yesterday and Today*, *Picasso Ceramics From New Orleans Collections*, through August 2. *Echoes in the Silence*, drawings by Benjamin Levy, through Aug. 15. *Buson and Taiga: Masters of Japanese Literati Painting*, through Aug. 30.

OLD U.S. MINT 400 Esplanade Ave., 568-6990 — *New Orleans Jazz*, photographs illustrating the city's music traditions by John McCusker, Sydney Byrd, Terri Mims, Michael Smith and others. Permanent exhibition of Mardi Gras memorabilia from around the state.

PITOT HOUSE 140 Moss St., 482-0312 — Eighteenth century French Colonial/West Indies home furnished with antiques from the 1800s.

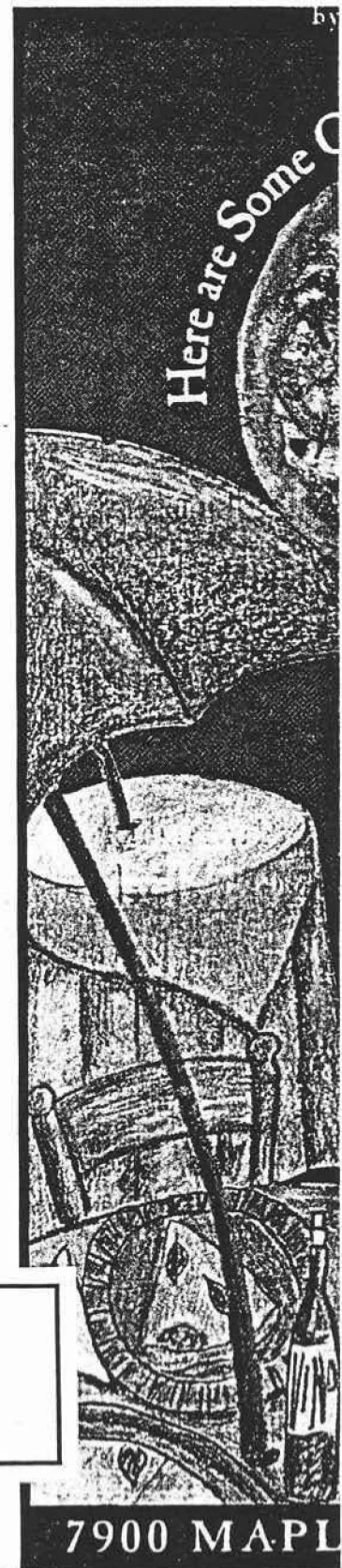
PRESBYTERE Jackson Square, 568-6968 — *Cities of the*



TULANE UNIVERSITY AMISTAD RESEARCH CENTER Tilton Hall, 865-5535 — Graphic pieces by William H. Johnson; sculpture by Richmond Barthe, William Artis and Gregory Ridley, through July.

century to the present.

WILLIAMS RESEARCH CENTER 410 Chartres St., 598-7171 — *William Aiken Walker, Soujourner Artist*, portraiture, still lifes and landscapes from the Malcom W. Monroe Collection, through Sept. 10.



GAMBIT WEEKLY JULY 21, 1998 47

Exhibit 12

Carl Bernofsky

Troy & Landry Place To Be
6729 Old Gentilly Rd 70126 243-3041

Troy State University
2300 General Meyer Av 70142 368-7316
2700 S Belle Chasse Hwy Belle Chasse 394-9424
4400 Dauphine 70146 945-3156

Troyer Enterprises 2224 Chartres St 70117 947-9626

Troyer Wayne Architect
833 Baronne 70113 593-9074

Troy's Roofing & Remodeling 341-2397

Troy's Roofing & Remodeling
7809 Airline Dr Metairie 70003 737-4876

TROY'S TIRE SERVICE
108 Ozene Dr Hammond La 70403 345-2288

Tru-Colour Inc 555 S Galvez St 70119 821-9999

TRUCKING 580-1600

Tru-Yalu Discount Drugs
5555 Canal Blvd 70124 482-1175

Truax Michael W MAI
3045 Ridgeland Dr Metairie 70002 833-2020

Truax Walter D Dr phys
1111 Medical Center Blvd Marro 70072 340-6976
120 Meadowcrest Gretna 70056 391-7515

Truck & Auto Brake Tags/Services
4217 Airline Dr Metairie 70001 834-1996

TRUCK & EQUIPMENT LEASING

Truck Rental & Leasing
908 Shrewsbury Rd Jefferson 70121 837-9091

Truck Insurance Cartel The
301 Clearview Pkwy Metairie 70001 455-5883

Truck Rentals Of Louisiana
See Rollins Truck Rental/Leasing

Truck & Trailer Body Repair & Service Co 329 Edwards Av Jefferson 70123 733-6220

Truck & Transportation Equipment Co Inc 260 Industrial Av Jefferson 70121 465-9328

TRUCK & TRANSPORTATION EQUIPMENT CO INC
260 Industrial Av Jefferson 70121 834-8065

Truckers Express Co
7800 Almonaster Av 70126 244-7221

Truckers Express Inc
6001 River Rd Marro 70072 341-7276

TruckPro 7400 Townsend Place 70126 244-1132

Trudeau Tavern
717 Trudeau Dr Metairie 70003 467-7717

Trudi's School Of Dance
10750 Morrison Rd 70127 246-1047

True Believers Ministry
2621 Behrman Hwy 70114 361-1108

True Believers Ministry
733 Manhattan Blvd Harvey 70058 361-1109

True Brew Coffee
3133 Ponce De Leon 70119 947-3948
200 Julia 70130 524-8441

True Brew Theater 200 Julia 70130 522-2907

True Fellowship Full Gospel Baptist Church 416 Walker Neal Av River Rdg 70123 443-9636

TRUE FOOD EQUIPMENT
4 Knox Rd 70121 833-3734

True Gospel Church Of God & Christ # 2 2403 Louisiana 70117 944-4359

True Gospel Of Jesus Christ Church Ministries
Office 134 N Broad St 70119 821-1951
Church 134 N Broad 70119 821-1882

True Heart Missionary Baptist Church 530 Bengal Rd River Rdg 70123 468-9376

True Hope Church Of God In Christ
1228 Cohen Av Marro 70072 340-4248

True Liberty Mission Church
600 4th St Westwego 70094 341-7160

True Life Ministries 780-9824

True Light Baptist Church
1240 General Ogden 70118 866-2465

True Love Full Gospel Ministries
1312 4th St Westwego 70094 340-4060

True Love Missionary Baptist Church 2710 Philip 70113 524-2937

TRUE TITLE INC
1 Seine Ct Algiers 70114 368-1118

True Value Hardware
120 S Jamie Blvd Avondale 70094 436-7000
9885 Chief Menteur Hwy 70127 246-4500
2020 Lapalco Blvd Harvey 70058 367-2020
5422 St Claude Av 70117 944-4610

True Value Hardware Mid City
1410 N Broad St 70119 947-1410

True Vine Baptist Church
Pastor's Ofc 2008 Marigny 70117 947-4816
Lower Auditorium 2008 Marigny 70117 945-6449

True Vine Baptist Church
249 Sala Av Westwego 70094 341-0282

True Vine Church Of God In Christ
1737 Desire 70117 943-0154

True Wall Construction Co
924 Saddler Ln Marro 70072 341-7249

True Word Of God & Christ Missionary Baptist Church
3419 Louisiana Avenue Pkwy 70125 827-5530

Truette & Wenzel Ind 2840 Lausant St 834-1500

Trufant Samuel MD 1415 Tulane Av 70112 588-5231

Trufant W V o/c Maritime Bldg Res 1239 Philip 70130 523-6251

Trufant W V Jr Maritime Bldg 588-9044

Truitt Jack E (Bobby) atty
3027 Ridgeland Dr Metairie 70002 837-1230

Trujillo Carlos A MD o/c
1111 Medical Center Blvd Marro 70072 349-6813

Trumbaturi Brenda F
2413 Carondelet 70130 899-2565

Trumbaturi Larry
8307 Lafitte Ct Chalmette 70043 279-3508

Trumbaturi Larry Design Center
8307 Lafitte Ct Chalmette 70043 279-3508

Trumbaturi Shelly C atty
3850 N Causeway Blvd Metairie 70002 840-4910

Trumble Tom CPA
401 Whitney Av Gretna 70056 361-5566

Trumpet 4122 Magazine St 70115 269-5000

Trumpet In Zion Fellowship Inc
900 7th St Gretna 70053 368-6369

Trung Duong Video 14401 Pelhier Dr 70129 254-5788

Trunk Larry Inc r/est
2404 David Dr Metairie 70003 885-9544

Trunk Lawrence E
2404 David Dr Metairie 70003 885-9544
Res 916 Andrews Av Metairie 833-2465

Truss Marion MCD Ochsner Clinic 842-4085

Trust Company Of Louisiana
3824 Audubon Trc Jefferson 70121 837-4183

Trustee Chapter 13
433 Metairie Rd Metairie 70005 831-1313

TrustGroup Independent Insurance Agency
609 W William David Pkwy Metairie 70005 835-8887

TRUSTING HANDS HOME HEALTH

888 Terry Pkwy Terrytown 70056 393-8400

Trustmark Insurance Co Group
Claims Office 106 Park Pl Covington La 70433 New Orleans Tel No -529-3155

Trustwell Financial Group Inc
732 Behrman Hwy Terrytown 70056 433-1936

Trustwell Financial Group Inc
One Galleria Blvd Metairie 70001 836-6677

Truth And Praise
201 Schliel Dr Belle Chasse 70037 394-3087

Truxillo Louis Jr 815 Toulouse St 70112 586-9207

Try-Me Coffee Mills 1014 France 70117 945-4314

T's Food Store 6255 River Rd Avondale 70094 436-1212

T's Performance Tire & Wheel Inc
5117 Airline Dr Metairie 70001 888-5126

T's Specialty Coatings Inc
2609 Engineers Rd Belle Chasse 70037 392-1525

Tsb Inc
Mobile Telephone 452-7756
TSC 640 Magazine St 70130 524-6131

TSC Data Wiring
4415 N-10 Service Rd Metairie 70006 455-4619

Tschirner Darryl J atty 416 Gravier St 70130 586-0000

TSCI 4245 California Av Kenner 70065 464-9761

Tsol Edward M Y archt
6304 Elysian Fields Av 70122 283-4967

Tuan Video Rental
4668 Alice Forber Blvd 70129 254-2067

Tuazon Jamie Dr
4400 General Meyer Av 70131 368-5074

Tubb James M MD o/c
4228 Houma Blvd Metairie 70006 454-2222
Res 4520 Lake Villa Dr Metairie 70002 888-8681

Tubco Inc 701 River Rd Jefferson 70121 833-8865

Tube-Alloy 4621 W Napoleon Av Metairie 70001 455-6590

Tube-Alloy Corp 1515 Poydras 70112 522-8181

Tube-Kote Coatings
1208 1st Av Harvey 70058 340-7611
Fax Line 1208 1st Av Harvey 70058 340-4069

Tube Turns Div Of Allegheny International Inc Louisville Ky

Toll Free-Dial '1' & Then 800 626-5655

Tuberculosis Association
200 Jefferson Hwy Jefferson 70121 832-0957

Tubesaies 7836 Reco Av Baton Rouge

Toll Free-Dial '1' & Then 800 543-6840

Tubspec Inc
2111 N Concord Rd Belle Chasse 70037 392-3600

Tuboscope 636-3671

Tuboscope 802 Engineers Rd Belle Chasse 70037 393-2095

Tuboscope Inc
Inspection Services 1208 1st Av Harvey 70058 340-5796

Tuboscope Inspection
1208 1st Av Harvey 70058 348-7114

Tuboscope Vetco International Inc
Coating Services 1208 1st Av Harvey 70058 340-7611
205 E Woodlawn Ranch Rd Houma 70363 873-7767

Continued On Next Column

Continued From Last Column

Tuboscope Vetco International Coating Services
1433 Syracuse Rd Morgan City 384-1364
Hwy 182 E New Iberia La -Lafayette Tel No -237-1940

Inspection Services
205 E Woodlawn Ranch Rd Houma 70363 873-7767
Fax Line 340-5807

Tucei F Walker Jr CPA
201 St Charles Av 70170 581-5454

Res 708 Fairfield Av Gretna 70056 393-0403

Tucker And Associates Inc
616 Girod 70130 522-4627

Tucker Designs Ltd 464-7479

Tucker Engineering
2517 Bay Vista Dr Blauvois Ms 39531 228 388-5451

Tucker Garrett R III MD MPH
1111 Medical Center Blvd 349-6363
738-0098

Tucker Heather cosmetologist

Tucker James W
700 N 10th St Baton Rouge La 70802 225 344-2098

Tucker Joseph H 7920 Spruce St 70118 862-9002

Tucker L J 5947 Brighton Pl 70131 392-7888

Tucker Richard A Dr
880 Behrman Hwy Terrytown 70056 394-0001

Tucker Thomas W atty 1100 Tulane Av 70112 525-3030

Tucker & West Attorneys At Law
1100 Tulane Av 70112 525-3030

Tucker's Camera Centers
1597 Gause Blvd Slidell 70458 641-7107

Tucker's Food Store 1200 Belleville St 70114 363-0074

Tucker's Grocery Store 633 George 436-1855

Tuesday Morning Incorporated
601 Terry Pkwy Terrytown 70056 367-9217

Tuesday Morning Inc gifts
6601 Veterans Memorial Blvd Metairie 70003 454-2949

Tuff-N-Nuff 2800 Manhattan Blvd Harvey 70058 362-2090

TUFTON PETER M DR dentist
654 Terry Pkwy Terrytown 70056 362-5270

Tufts Frederick J 701 Poydras St 70139 581-9327

Tufts J David III 701 Poydras 70139 581-9327
Res 1316 Jay 70122 288-2187

Tufts Robert G r/est deplvr 701 Poydras 70139 581-9327

Tujague's Restaurant 823 Decatur St 70116 525-8676

TuJay's 2101 Paris Rd New Orleans 70129 277-8054

Tujays Carpet Cleaning Service 467-2878

Tujays Carpet & Upholstery Cleaning 368-2878

Tujays Janitorial Service
1821 Commercial Dr Harvey 70058

Tukandu Inc 1928 Canal St 70112

Tulane Auto Sales Inc
4001 Tulane Av 70119

TULANE AVE ADULT BOOKS & VIDEOS

3819 TULANE AV 70119 - 4
5400 Crowder Blvd 70127 242-3866
438 Bourbon St 70130 522-9588

Tulane Avenue Law Center
2735 Tulane Av 70119 822-4488

Tulane Avenue Law Center Of Stein Meyer & Associates
2735 Tulane Av 70119 822-4488

Tulane Baptist Student Center
7107 Freret 70118 861-0692

Tulane Campus Affiliate Program
2430 Washington Av 70113 895-4777

Tulane Catholic Center 1037 Audubon 866-0984

Tulane Comprehensive Cancer Center 150 S Liberty St 70112 588-5800

Tulane Dental Care 4041 Tulane Av 70119 486-4756

Tulane Fleet Inc
8400 River Rd Waggaman 70094 431-1488

Tulane Fleet Inc
8400 River Rd Waggaman 70094 431-5600

Tulane HomeCare Program
220 Loyola Av 70112 587-2190

Tulane Hospital For Children
1415 Tulane Av 70112 588-5263

Tulane Housing 2600 Calhoun St 70118 866-1960

Tulane Housing 2808 Calhoun St 70118 866-0173

Tulane Housing 6301 Freret St 70118 862-9541

Tulane Housing 7029 Freret St 70118 866-5738

TULANE INDUSTRIAL LAUNDRY INC
2606 St Louis 70119 822-4411

Tulane Institute Of Sports Medicine
202 McAlister Extension 864-1476

Tulane Medical Center
See Tulane University Medical Center

TULANE MEMORIAL BAPTIST CHURCH
Church Ofc 3601 Paris Av 70122 283-5611
Credit Union 3601 Paris Av 70122 283-5420
Clerk's Office 3601 Paris Av 70122 283-5611
Pastor's Study 3601 Paris Av 70122 283-5401

Tulane Metairie Clinic
4770 S-10 Service Rd W Metairie 70001 887-2222

Tulane Occupational Health
1415 Tulane Av 70112 586-3986
1201 S Clearview Pkwy 70121 736-5333

Tulane Occupational Health And Safety 1415 Tulane Av 70112 588-5486

Tulane Physicians Eye Center
1111 Medical Center Blvd Marro 70072 349-6213

Tulane Rehabilitation Center
1201 S Clearview Pkwy Jefferson 70121 736-4897

Dial Direct For The Following Departments
Admissions 736-4658
Admissions Fax Line 736-4885
Administration 736-4934
Administration Fax Line 736-4883
Patient Information
1201 S Clearview Pkwy Jefferson 70121 736-4815

Tulane Senior Housing
3433 Tulane Av 70119 488-0830

Tulane Shell 3327 Tulane Av 70119 827-5742

Tulane Shirts Manufacturing Inc
234 Harbor Cr 70126 243-2301

TULANE UNIVERSITY

6823 St Charles Avenue 70118 865-5000

Student Directory Information 865-4000

Accounting
Accounts Payable 865-5371
Accounts Receivable 865-5368
Purchase Order Invoice Processing 865-5824

ADIS
See Alumni & Development Information Services

ADST
See African Diaspora Studies At Tulane

Admissions Undergraduate
Divisions 865-5731

Admissions Graduate & Professional
Graduate 865-5100
Business School 865-5410
Law 865-5930
Medicine 588-5187
Social Work 865-5314

Affirmative Action-Office Of Equal Opportunity
Medical Center 587-7617
Uptown 865-5280

African Diaspora Studies At Tulane 862-3550

➔ **Amistad Research Center** 865-5535

Architecture Library 865-5391

Army ROTC 865-5594

Art/Newcomb 865-5327

Art/Newcomb Galleries Curator 865-5328

Associated Student Body/ASB 865-5111

Astronomy 865-5520

Athletics
Athletic Director 865-5500
Baseball 862-8239
Business Office 865-5501
Equipment Room 865-5510
Football 865-5355
Green Wave Athletic Assoc 865-5356
Marketing & Promotions 865-5625
Men's Basketball 865-5505
Men's Golf 865-5507
Men's Tennis 862-8237
Sports Information 865-5506
Student Services 865-5571
Ticket Office/Sports Shop 861-9283
Track 865-5514
Training Room 865-5511
Volleyball 865-5570
Weight Room 865-5671
Women's Basketball 865-5672
Women's Golf 865-5513
Women's Soccer 865-5569
Women's Tennis 865-5503
Band Director 865-5139
Barber Shop 865-5650

Bioenvironmental Research
Center For 862-8370
Administrative Office 585-6910
Biology See CMB & EEOB
Board Of Administrators 865-5738
Bookstore 865-5913
Bruff Stuff Store 865-5736
Bursar 865-5398
Business A B Freeman School Of Information 865-5400
Academic Programs 865-5418
Admissions 865-5410
Alumni Relations 862-8470
Dean's Office 865-5407
Development 865-5409
Executive Education 865-5481
F 5400
M 1670

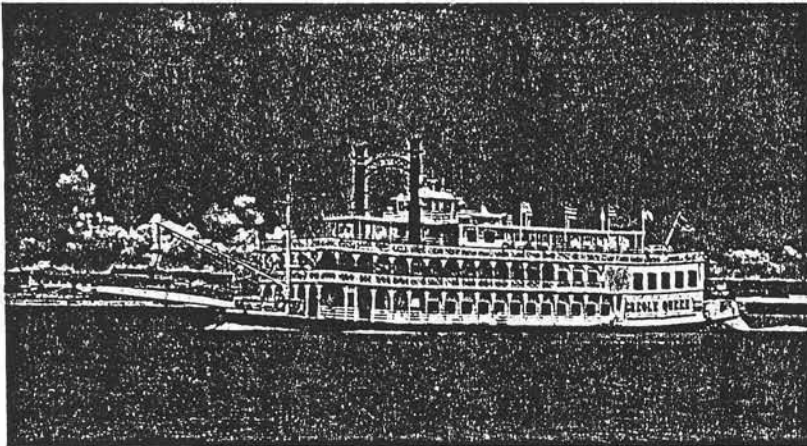
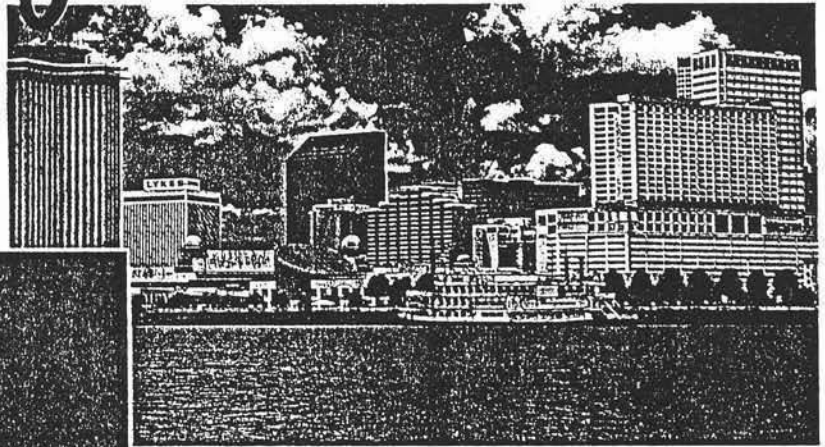
Exhibit 13

Carl Bernofsky

 **BELLSOUTH**



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Greater New Orleans

White Pages

Including municipalities shown on page 3.



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Use Until October 1999

Includes customer listings for all
local telecommunications companies.

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CENTERS



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- [Amistad Research Center](#)
- [Center for Bioenvironmental Research](#)
- [Tulane Cancer Center](#)
- [Tulane Center for Cardiovascular Health](#)
- [Career Services Center](#)
- [Coalition for Cultural Enhancement](#)
- [Tulane Herbarium](#)
- [Coordinated Instrumentation Facility](#)
- [Educational Resources and Counseling](#)
- [The Garry Lab \(School of Medicine\)](#)
- [International Student Center](#)
- [International Communication Enhancement Center](#)
- [Tulane Center for International Resource Development](#)
- [Language Lab](#)
- [Goldring Institute of International Business](#)
- [Center for Latin American Studies](#)
- [Middle American Research Institute](#)
- [Murphy Institute of Political Economy](#)
- [Tulane University Museum of Natural History](#)
- [National Institute for Global Environmental Change \(NIGEC\) - South Central Regional Center](#)
- [Center for Photoinduced Processes](#)
- [Project Return](#)
- [The Tulane Regional Primate Research Center](#)
- [Newcomb College Center for Research on Women](#)
- [Southern Institute for Education and Research](#)
- [Student Health Center](#)
- [The US/China Energy and Environment Technology Center \(EETC\)](#)



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Exhibit 14

Carl Bernofsky

Amistad Research Center Staff

Shannon Burrel -Archives Clerk	
Donald E. Devore, Ph.D. -Executive Director	ddevore@mailhost.tcs.tulane.edu
Rebecca Hankins -Archivist	hankins@mailhost.tcs.tulane.edu
Venola Jones -Cataloging Librarian	
Beatrice R. Owsley -Archivist	
Regina Perry, Ph.D. -Senior Art Curator	
Mark Phillips -Archives Clerk	
Alvery Rodney -Comptroller/Administrative Assistant	alvery@mailhost.tcs.tulane.edu
Brenda Billips Square -Head of Archives and Library	square@mailhost.tcs.tulane.edu

Exhibit 15

Carl Bernofsky

Move upwards to

- [The World](#)
- [United States of America](#)
- [Tulane University](#)
- [Faculty and Staff](#)
- [Amistad Research Ctr](#)

Found match on **exact**

Shannon Burrell

cn

Shannon Burrell
Shannon Burrell

title

Library Clerk

description

Amistad Research Ctr

telephonenumber

+1 504 865-5535

[See all attributes](#)

Exhibit 16

Carl Bernofsky

Move upwards to

- [The World](#)
- [United States of America](#)
- [Tulane University](#)
- [Faculty and Staff](#)
- [Amistad Research Ctr](#)

Found match on **exact**

Donald P Devore

cn

Donald P Devore
Donald Devore

mail

ddevore@mailhost.tcs.tulane.edu

title

Executive Director

description

Amistad Research Ctr

telephonenumber

+1 504 862-3225

[See all attributes](#)

Move upwards to

- [The World](#)
- [United States of America](#)
- [Tulane University](#)
- [Faculty and Staff](#)
- [Amistad Research Ctr](#)

Found match on **exact**

Rebecca Hankins

cn

Rebecca Hankins
Rebecca Hankins

mail

annah@mailhost.tcs.tulane.edu
arc@mailhost.tcs.tulane.edu
hankins@mailhost.tcs.tulane.edu

title

Archivist

description

Amistad Research Ctr

telephonenumber

+1 504 865-3229

[See all attributes](#)

Move upwards to

- [The World](#)
- [United States of America](#)
- [Tulane University](#)
- [Faculty and Staff](#)
- [Amistad Research Ctr](#)

Found match on **exact**

Beatrice Owsley

cn

Beatrice Owsley
Beatrice Owsley

title

Archivist

description

Amistad Research Ctr

telephonenumber

+1 504 862-3227

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- [Tulane University](#)
- [Faculty and Staff](#)
- [Amistad Research Ctr](#)

Found match on **exact**

Alvery Rodney

cn

Alvery Rodney
Alvery Rodney

mail

arodney@mailhost.tcs.tulane.edu

title

Controller

description

Amistad Research Ctr

telephonenumber

+1 504 862-3220

[See all attributes](#)

Move upwards to

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- [United States of America](#)
- [Tulane University](#)
- [Faculty and Staff](#)
- [Amistad Research Ctr](#)

Brenda Square

cn
Brenda Square
Brenda Square

mail
square@mailhost.tcs.tulane.edu

title
Archivist

description
Amistad Research Ctr

telephonenumber
+1 504 862-3221

[See all attributes](#)

PART VI.

RESEARCH CENTERS AND INSTITUTES

The units named below have been selected because of unusual character, established position in a field of knowledge, diversity of interests reflected, or other distinctive features.

Much work of comparable significance is in progress using the various libraries and laboratories on the uptown campus and in the Medical Center as well as in field settings. The libraries are described in the section on Physical Facilities. Most of the laboratories are under departmental administration although some of them serve interdisciplinary efforts. A list of such facilities would be considerable in length and would not represent the type or importance of projects under way.

Amistad Research Center

Tulane is host to the Amistad Research Center, a privately supported institution established to collect, preserve, and make available primary source materials pertaining to the history of American's ethnic minorities, race relations, and civil rights. Founded by the American Missionary Association in 1966, Amistad has collected more than ten million manuscript pieces and historical documents, 300,000 photographs, 400 tapes of speeches and interviews, 19,000 reference books, runs of 39 newspapers and 874 periodicals, one million newspaper clippings, and 15,000 pamphlets. The archives contain the official files of some 70 national and international organizations, such as the American and Foreign Antislavery Society, Civil Rights Committee of Metropolitan New York, Free Southern Theatre, and the National Committee Against Discrimination in Housing. Among the more than 200 families and individuals represented in the correspondence files of Amistad are Booker T. Washington, W. E. B. DuBois, Martin Luther King, Jr., Thurgood Marshall, Countee Cullen, and Fletcher Henderson. About 80% of the holdings deal primarily with the history and culture of black Americans, civil rights, and relations between blacks and whites.

The Amistad Center also holds the Aaron Douglas Collection, an art collection of more than 200 paintings, sculptures, drawings, graphics, and other works by major Afro-American artists.

The Center offers the New Orleans community art and history exhibits, concerts, lectures, poetry readings, and other public programs. Located in the Tilton Memorial Hall, the Amistad Center is open to the public.

Center for Archaeology

The Center for Archaeology provides a range of support for Tulane-affiliated archaeological research. Located in the Anthropology Building, the Center offers organizational and logistical support, as well as equipment and laboratory facilities, for faculty and student research projects. Continuing programs include sponsorship of scholarly conferences and symposia, curation of archaeological site collections from North America, and of teaching collections from other areas, and a Lectures in Archaeology series which brings outstanding scholars to Tulane to present public lectures on topics of broad interest.

The Center's associates include professional archaeologists both from within and outside the Tulane faculty. Graduate students may be considered for appointment as Research Affiliates for periods when their research projects are linked to or supported by the Center.

Center for Bioenvironmental Research

The Center for Bioenvironmental Research, in association with Xavier University, was established in 1989. The Center provides a wide range of support for bioenvironmental research and education conducted by University faculty. The Center offers administrative and financial support and maintains core facilities for major instrumentation as part of a broadly-based multidisciplinary program aimed at understanding and mitigating the impact of man-made agents on human and ecosystem health. The Center supports and sponsors technical workshops as well as scholarly conferences and symposia, and serves as a focal point for communicating risk and the role of science in establishing efficient and effective public policy in the environmental area.

The Center's associates include faculty in the sciences, engineering, medicine, public health, epidemiology, environmental health sciences, business, and law.

Center for Cardiovascular Health

The goal of the Center for Cardiovascular Health is to promote prevention of heart disease through education, research, clinical and community activities related to cardiovascular diseases. Within the School of Public Health and Tropical Medicine, the Center is directed to increasing the understanding of cardiovascular disease, promoting health and behavioral approaches to reducing cardiovascular diseases and improving human development and quality of life. The Center encourages collaboration of individuals with a variety of backgrounds to develop multi-disciplinary programs directed toward preventing cardiovascular disease.

Center for Environmental Engineering

The Center for Environmental Engineering coordinates all research efforts in the School of Engineering in the area of environmental engineering as related to environmental processes, impacts and restoration.

Center for Intelligent and Knowledge-based Systems

The Center for Intelligent and Knowledge-based Systems (CIAKS) focuses on research in intelligent databases, expert systems, genetic algorithms and other areas of artificial intelligence. A major intent is development of interdisciplinary applications such as remote sensing, public health and medicine, oceanography and aerospace and manufacturing engineering in cooperation with researchers at Stennis Space Center, Martin Marietta and here at Tulane (School of Public Health) and other universities.

Eason-Weinmann Center for Comparative Law

The Eason-Weinmann Center for Comparative Law is the successor to the Institute of Comparative Law which was created in 1949 through generous grants from the Ford and Rockefeller Foundations. In 1981, John and Virginia (Eason) Weinmann gave a substantial grant to the Center for the purpose of strengthening its activities as well as endowing the Eason-Weinmann Professorship of Comparative Law. The Center serves as a vehicle for enriching and deepening the existing programs of the Tulane Law School by bringing outstanding legal scholars from various countries and legal systems together for seminars and lectures and by publishing the proceedings in the Tulane Law Review.

The Hebert Center

The 500 acre Hebert Center of Tulane University is located in Belle Chasse, along the Mississippi River, about 10 miles southeast of downtown New Orleans. It was the U.S. Navy's ammunition depot built during World War II, and donated in the 1950's to Tulane in an agreement that the estate would be used for research at the University. The center currently accommodates the U.S.-Japan Cooperative Biomedical Research Laboratories, the Tulane Museum of Natural History, one of seven major ichthyological research centers in the United States, the Meade Library of Natural History, and provides special facilities for research and graduate training in such area as neurosciences, environmental health sciences, environmental biology and behavioral psychology.

Maritime Law Center

The Maritime Law Center of the Tulane University School of Law is the first and the only center of its type in the United States. Similar centers exist in other countries. The principal objectives of the Center are to: (1) improve formal academic training in maritime law, (2) encourage and support scholarly and practical research, (3) provide continuing education for the maritime bar and industry, and (4) perform various services in the public interest.

In existence since 1983, the Center has brought to the Law School as visiting faculty and scholars, distinguished foreign professors and American lawyers with recognized expertise in admiralty and maritime law. The graduate program in admiralty is administered through the Center. The Center sponsors conferences on maritime law in an international context for both American and foreign lawyers. It also assists the Tulane Admiralty Law Institute in conducting its nationally and internationally renowned symposia.

The interdisciplinary Women's Studies Program, coordinated by the Center, currently has faculty associates representing eight departments and three colleges. The Program offers both the academic major and minor in Women's Studies.

The full schedule of lectures, seminars, faculty colloquia and research groups regularly sponsored by the Center contributes to the intellectually exciting dimension of academic life. Other activities of the Center promoting women's studies scholarship include the quarterly distribution of the Periodicals' Content Service to faculty associates; publication of a bi-annual newsletter, a series of bibliographic aids such as the "New Orleans Guide to Collections on Women," "The Higher Education of Women in the South: A Bibliography," and a "Guide to the H. Sophie Newcomb Memorial College Archives," and a working-paper series featuring presentations by Center guest lecturers. Additionally, the Center provides funds bi-annually for student research through its Research Stipend Program and, through its Women's Studies Fellowship Program, provides fellowships to women's studies scholars who are without University affiliation in the metropolitan area.

Pacific Rim Center

To enhance and coordinate academic, information and technology exchanges between the Tulane University community and the Pacific Rim, a unique Pacific Rim Center is proposed and the concept has been approved. During the last four years, the President of the University has visited the Pacific Rim twice with engineering faculty to encourage future interactions with the Chinese Academy of Sciences, PRC; National Chiao Tung University, ROC; and the Department of Health, ROC. As a consequence, we have been able to support an active exchange scholar program with PRC and significantly increase new graduate and undergraduate students who take advantage of our English as a Second Language Program.

Roger Thayer Stone Center for Latin American Studies

The Center for Latin American Studies is one of 12 federally-funded programs of its sort in the United States. It coordinates the activities of over 80 faculty who offer some 150 courses on Latin America. Graduate students enrolled in the Center's interdisciplinary programs have at their disposal the unique resources of the Latin American Library, the Middle American Research Institute and the Mesoamerican Ecology Institute (a newly-created unit which sponsors scientific research in Mexico and Central America). In addition, the Center offers numerous opportunities for student field experience in Latin America, both through credit-granting summer sessions in Mexico and through grants for independent research. Currently the Center is funding approximately 45 graduate field research projects per year.

The Center's curriculum permits students to design concentrations within a broad interdisciplinary framework. Graduates generally pursue careers in business, government, research, or teaching. The Center offers the following degree programs: Master of Arts in Latin American Studies, Master of Education or Master of Arts in Teaching with concentration in Latin American Studies (in cooperation with the Department of Education), Joint Degree Program in Law and Latin American Studies leading to degrees of Master of Civil Law and Master of Arts in Latin American Studies, Ph.D. minor in Latin American Studies (with cooperating departments), and Ph.D. in Latin American Studies.

Tulane Regional Primate Research Center

The Tulane Regional-Primate Research Center is one of seven federally-funded research institutes that are designed to use nonhuman primates in biomedical investigations. It has a population of over 4,000 primates representing some 10 different species, and is located near Covington, LA, about 40 miles from downtown New Orleans.

The center was established in 1964 with funds from the National Institutes of Health. NIH remains the primary source of funding but funds from other federal agencies and the private sector also contribute to the research programs. The research involves the study of infectious disease caused by viruses, bacteria and parasites. Other areas of research include reproductive physiology, metabolic and genetic diseases, and behavior. Selected species of monkeys are bred at The Tulane Primate Center for use in research.

The center has 25 scientists, veterinarians and physicians who are supported by 135 other staff members. Opportunities for graduate students to do research with non-human primates under the guidance of faculty can be arranged.