

definitions of: success

“IT IS ABUNDANTLY CLEAR....THAT NO LONGER
CAN PERSONS OR GROUPS PURSUE THEIR OWN
CAREERS OR INTERESTS UNMINDFUL OF THE
NEEDS IN THE REST OF THEIR COMMUNITY. THE
PROBLEMS OF OUR CITIES AND OUR COUNTRY
ARE SUCH THAT THEY AFFECT ALL OF US.”

*– Excerpt from a 1969 memorandum recommending the formation
of the Hogan & Hartson Community Services Department.*



success is: _____

How does a law firm define success? Success can be measured in a variety of ways — obtaining favorable outcomes for our clients, receiving top honors in leading publications, earning the respect of our peers. But in the end, the real measure of success is whether we made a difference. Where we help others and give back to the community, we become the best law firm we can be.

More than 35 years ago, Hogan & Hartson became the first major firm in the United States to establish a separate practice group devoted exclusively to providing pro bono legal services. Our Community Services Department (CSD) is charged with attracting and staffing both high impact matters raising issues of public importance, as well as smaller cases addressing individual problems. Although a few firms have followed our model in recent years, we believe our CSD remains one of the finest institutionalizations of pro bono commitment.

CONTENTS:

- PAGE 4 IMMIGRATION
- PAGE 6 CIVIL RIGHTS
- PAGE 8 THE ENVIRONMENT
- PAGE 10 HOUSING
- PAGE 14 GLOBAL ISSUES



WELCOME

Today a successful global law firm must be more than a provider of excellent legal services for corporate clients. As global citizens, we must give back to the communities in which we live and work. At Hogan & Hartson, we are committed to achieving social justice, protecting the environment, reducing poverty, and defending civil rights. We are proud to serve as advocates, negotiators, and counselors for clients around the world that work towards these efforts.

Our pro bono efforts are shaped by our policy work to advance justice, human rights, and the interests of people in poverty. We recently advocated for favorable trade treatment for Africa and for more effective prevention and treatment of HIV/AIDS. We also represent hundreds of indigent individuals and nonprofit organizations around the world.

Our program is reinforced by the work we do to protect our environment. This year we saved a national park from involvement of federal and private interests in order to preserve the park's spectacular gorges and world-class trout fishery.

Our major civil rights and individual liberty work continue to form the foundation of our pro bono program. Recent achievements include a settlement that will make restaurant service available to African-Americans on a non-discriminatory basis, and the habeas corpus and clemency efforts on behalf of a man

imprisoned for a murder that the evidence overwhelmingly shows he did not commit.

The success of our pro bono program is equally driven by big impact cases that affect widespread change and by small matters that help one person at a time. Success is creating change in public policy to protect the vulnerable. Success is helping a small nonprofit organization comply with legal requirements, or follow best practices as an employer, or protect its intellectual property. Success is resolving a housing dispute for a family or helping a veteran obtain the benefits to which he is entitled.

While a successful pro bono practice is focused on results for our clients, it also brings immeasurable benefits to all of us who are fortunate to work on such matters. We are proud to share these matters and our successes with you.



J. Warren Gorrell, Jr.
Chairman



Pat Brannan
Partner-in-Charge, CSD



success is: refuge

Our historic commitment to immigration work, and experience in cross-border matters involving Latin America and the United States, led to success in two major matters involving complex legal issues and deep human interest in identifying a secure place of refuge.

CUBAN ADJUSTMENT ACT

Hogan & Hartson achieved victory for a client seeking an adjustment of his immigration status to lawful permanent status in the United States under the Cuban Adjustment Act. In the process, the firm established a new precedent governing the immigration status of the children of Cuban parents who fled Cuba to countries other than the United States.

Our client came to us after his petition had been denied by the U.S. Citizenship and Immigration Service in Miami. He was denied on grounds that he was not considered a Cuban citizen entitled to consideration for permanent resident status under the act because, although he was born to Cuban parents who fled Cuba, he had not resided in Cuba. Drawing on our extensive experience in cross-border legal matters involving Latin America and the United States, we argued that residency in Cuba is not constitutionally required to become a Cuban citizen for a person born outside of Cuba to at least one Cuban parent. This is a significant victory not only for our client, but also for many others whose parents fled Cuba to countries other than the United States before their birth.

LAWYERS: Miguel Zaldivar, Jr.; Richard Lorenzo; Jose Talavera; Luis Perez; Miguel Gonzalez; Paul Virtue

GUARDIAN AD LITEM

Hogan & Hartson played a vital role in the settlement of a case that brought a happy and stable resolution to the contested custody of a young girl residing in Florida while her father was living in Cuba. We represented the guardian ad litem, who was charged with advocating for the best interests of the five-year-old girl who came here legally from Cuba. The girl had been placed in foster care after her mentally disturbed mother attempted suicide in her and her brother's presence. Though the children thrived together in the stable and loving home of the foster parents, her father wanted her back in Cuba. The dispute over custody of the child was very public and highly charged. The usual considerations of the parents' wishes and the best interests of the child were complicated by sensitive international factors. After six months of intensive international discovery and emergency hearings, and day after day of a trial spanning six weeks in a packed courtroom under the scrutiny of television cameras, the parties reached a settlement. The child and her father will stay in the United States for at least three years and she will spend every other weekend with her brother and her foster family.

We are proud to contribute to a process in which the child and her advocates had their day in court, and the family and community were able to contribute to a decision marked by calm and restraint.

LAWYERS: John O'Sullivan; Shelby Tsai; Miguel Gonzalez; Jose Talavera; Luis Perez; Mary Elizabeth Peters; Parker Thomson; Paul Virtue; Adam Zaffos; Amy Gallegos; Andrew Ertley; Christian Rowan; Carol Licko; Julie Nevins; Liana Wolf; Natalie Barefoot; Stephanie Carman



success is: equality

Through civil rights litigation and advocacy, the firm historically has supported those in need by giving a voice to their rights guaranteed by law.

HUDSON V. CHERTOFF

In a record verdict obtained for our client referred by the Volunteer Lawyers Project, a jury of seven men and women returned a unanimous verdict of \$2.5 million in favor of Ulysses Hudson. Mr. Hudson had sued the U.S. Department of Homeland Security alleging that it retaliated against him for his complaints about discrimination and retaliation in the workplace. Mr. Hudson also alleged that Homeland Security discriminated against him based on his disability by taking away a workplace accommodation previously given to him and then refusing to give him another workplace accommodation so he could return to work. Mr. Hudson lost similar claims against Homeland Security in a prior jury verdict, and was proceeding with this case *pro se* prior to our firm's representation.

After five days of trial and hearing the testimony of 17 witnesses, the jury unanimously found in our client's favor on all counts, awarding him \$2.5 million in damages, with \$1.5 million of the damages attributable to the pain and mental anguish caused by Homeland Security's unlawful conduct.

LAWYERS: *Maria Ramirez; Brian Lerner; Jason Kellogg; Mark Cheskin; Jeffrey Geldens; Miguel Gonzalez*

BLACK BIKE WEEK

A team of Hogan & Hartson attorneys settled several significant public accommodations discrimination lawsuits against restaurants in Myrtle Beach, South Carolina. The lawsuits were brought against restaurants that closed for business during a motorcycle rally held each May for predominantly African-American participants (Black Bike Week), yet welcomed white bikers during a similar event earlier in the month. The settlements include a commitment by the restaurants not to discriminate based on race or color and to remain open during Black Bike Week for coming years, which will help to provide full and equitable access to Myrtle Beach for visitors of all races.

LAWYERS: *Pat Brannan; Paul Hancock; Craig Cronheim; Debbie Boardman; Emily Cope; Mona Sahaf; Elena Grigera; Ginny Vance; Lori Searcy*



success is: stewardship

Environmental activism is not a recent trend for the firm; we have been committed to this fight since the inception of the CSD and continue our efforts today with the recent victory to protect a national park from federal and private interests.

NATIONAL PARKS CONSERVATION ASSOCIATION

The Black Canyon of the Gunnison National Park is one of the newest U.S. national parks, renowned for spectacular gorges created by the flow of the Gunnison River. When a 2003 Interior Department agreement threatened to divert that flow to build subdivisions, highways, and shopping malls, an environmental coalition led by the National Parks Conservation Association turned to us for assistance. After three years of hard-fought litigation, the court blocked the federal government from giving away the park's water rights in the Gunnison River, holding that the National Park Service has a responsibility to preserve water rights reserved to its parks.

The client group also included High County Citizens' Alliance, The Wilderness Society, Trout Unlimited, Western Colorado Congress, Western Slope Environmental Resource Council, and Environmental Defense.

LAWYERS: Ed Aro; Mary Anne Sullivan; Thomas Strickland; Sharese Pryor

“Success is a journey, not
a destination. The doing
is often more important
than the outcome.”

- Arthur Ashe



success is: a home

By challenging re-zoning efforts that prevented the construction of affordable multifamily housing, the sale of an apartment building that would reduce the availability of low-cost housing, and schemes to take title from homeowners, we continued to assist those in need of decent affordable housing on a non-discriminatory basis.

MORTGAGE LENDING SCAM

Hogan & Hartson achieved significant victories in two separate pro bono cases for six Washington, D.C. homeowners who were facing the loss of their homes after falling prey to an aggressive mortgage lending scam.

Both cases alleged that Vincent Abell, along with his business Modern Management Company, and several of his associates, would persuade homeowners on the verge of foreclosure to sign over deeds to their homes by falsely representing that the homeowners were borrowing money from the defendants to save their homes. In fact, the homeowners were misled into signing confusing documents that purported to transfer title to their homes to Mr. Abell and required them to lease back their homes from the defendants at inflated prices, despite the fact that the homeowners were still responsible to the banks for their original mortgages.

A D.C. Superior Court jury found that the defendants had defrauded homeowner Maria Wilson and violated the D.C. Consumer Protection Act, and awarded punitive and compensatory damages totaling more than \$3.4 million. The case represented the first time a party had successfully managed to bring this group of defendants to trial, a process that took more than two years of intensive effort by a large team of our lawyers.

We also teamed with the AARP Legal Foundation and Legal Counsel for the Elderly to obtain very favorable settlements from many of the same defendants for five other D.C. homeowners. Under the terms of the settlement, the defendants returned the homes of several of the plaintiffs (many of them cleared of their old mortgages), plus more than \$455,000 in cash compensation.

LAWYERS: Rebecca Unruh; Sten Jensen; Phil Metcalf; Jeff Pariser; Tom Connally; Joe Longobardo; Liana Wolf; Chhaya Malik; Monica Burke; Toni Michaels; David Foster; Mushtaq Gunja; Michael Smith; Ann Lichter; Sarah Almy; Mitch Porcello; Katherine Dickson; Dana Boehm; Jamillia Ferris; Devin Sullivan; Joe Bailey; Mona Jabbour; Matt Dubeck; Ashley Dobbs; Ellen Chung; Sharese Pryor; Al Turnbull; Ed Dolan; Pat Brannan; Emily Gebbia; Jake Shields; Kendra Berner; Susan Cook

KELSEY GARDENS

When the Kelsey Gardens 2004 Tenants Association, Inc. wanted to enforce its right to purchase the tenants' apartment complex in the Shaw neighborhood of Washington, D.C., it turned to Hogan & Hartson to secure the residents' rights to return to the property after its redevelopment. In July 2006, the firm defeated a motion to dismiss a lawsuit to enforce that right, in which the property owner argued that the proposed transaction was not a "sale" that triggered a right of purchase under the Tenant Opportunity to Purchase Act. The Superior Court for the District of Columbia determined that the owner was conveying 100 percent of its rights in the property and, as a result, declined to dismiss the case.

This important decision not only permitted the Tenants Association to maintain the litigation and to pursue discovery, but also put our client in a strong position for court-sponsored mediation. As a result of extensive negotiations during the mediation sessions, our client and the owner (and future developer) concluded the litigation in September 2006, with a landmark settlement agreement. The settlement ended a long and challenging litigation that was followed closely and supported by low-income housing advocates throughout the city. It constituted a major victory not only for the Tenants Association, but also for the Kelsey Gardens tenants and the low-income residents of the District of Columbia.

LAWYERS: Jonathan Abram; Kevin Willen; Leslie Maria; Matt Dubeck; Jonathan Stoel; Emily Cope; Sharese Pryor; Mushtaq Gunja; Sarah Wang; Wylie Levone; Pat Brannan; Sean Sullivan; Chris Handman; Devin Sullivan



GARDEN CITY HOUSING

Nassau County, New York is one of the most racially segregated counties in all of the United States. Nassau County and Garden City, an incorporated village within Nassau County, have maintained a decades-long pattern of preventing minorities from residing in predominantly white communities like Garden City. Affordable multifamily housing has been steered to a small number of low-income and predominantly minority communities, at levels insufficient to meet the disproportionate need of minorities for affordable housing. Working together with the Lawyers Committee for Civil Rights Under Law, Hogan & Hartson successfully argued on behalf of named Nassau County residents in a federal lawsuit challenging the sale of a parcel of land located within Garden City and owned by Nassau County. Nassau County worked with Garden City to re-zone the parcel to make it more attractive to certain types of potential buyers. In so doing they prevented the construction of affordable multifamily housing in Garden City — housing that they knew would more likely be inhabited disproportionately by minorities — to maintain Garden City's status as a nearly all-white enclave. During 2006 we defeated a motion to dismiss our federal court challenge to these practices.

LAWYERS: *Peter Dennin; Paul Sweeney; Jenny Rubin Robertson; Kim Bridges; Cynthia Sleet; Zeina Mobassaleh; Jeffrey Ratner; Neal Brandenburg; Lillian Tsu; Michael Starr; Elizabeth Mullins Borkin*

“Success is to be measured not so much by the position that one has reached in life as by the obstacles which he has overcome.”

- Booker T. Washington



success is: globalism

The firm's work for clients is international in every sense. With offices in Asia, Europe, Latin America, and North America, the firm has the resources and experience to assist in complex matters across geographic boundaries. Following the lead of our commercial practice, our pro bono work has been and continues to be global in nature.

MOSCOW SCHOOL OF MANAGEMENT

The Moscow School of Management SKOLKOVO, slated to open in September 2008, will be the first world-class international business school in Russia, and is a case study in broad legal representation. An international Hogan & Hartson team brought a full range of skills to the project, advising on everything from structuring contracts with architects and faculty, to developing an intellectual property program for the school. At the groundbreaking ceremony, attended by President Vladimir Putin, the firm was recognized for its contributions in performing the legal work needed to achieve this milestone.

LAWYERS: *Kim Reed; Elizabeth Katkin; Elizabeth Meers; Ilia Viktorov; Dmitry Zhdanov; Charlotte Grant; Svetlana Rudevich; John Basnage; Jen Cannistra; Sergei Terentiev; Alice Bagdasaryan*

AFRICA SOCIETY OF THE NATIONAL SUMMIT ON AFRICA

The firm advises the Africa Society of the National Summit on Africa on potential revisions to the African Growth and Opportunity Act (AGOA), the key U.S. legislation governing trade between the United States and nations in Africa. In late 2006, President Bush signed the Africa Investment Incentive Act of 2006, which extends certain critical provisions of AGOA relating to textiles and apparel until 2015, and expands duty-free treatment in ways designed to promote development in the lesser-developed sub-Saharan African countries. The firm's work in promoting African development through work on trade legislation and policy is ongoing.

LAWYERS: *Bob Kyle; Lynn Kamarck; Jeremy Zucker; Wylie Levone; Mike House; Teresa Polino*

ASOCIACION DAMAS SALESIANAS

The Asociacion Damas Salesianas (ADS) is a faith-based nonprofit civil association that manages programs of social assistance for the poor in 23 countries on three continents. Our Caracas office began its work with ADS during 2006, in labor and corporate matters.

LAWYERS: *Marianna Boza; Juan Carlos Pondal; Gabriela Fuschino; Bruno Ciuffetelli*

PUBLIC INTEREST LAW INSTITUTE

Limited access to legislation, guidelines, and case law demonstrating the manner in which anti-discrimination laws are applied in countries throughout the world is an obstacle faced by lawyers pursuing remedies for discrimination, particularly in countries other than their own. The Public Interest Law Institute (PILI) is developing a database of anti-discrimination law to assist lawyers and members of the public by giving access to laws governing discrimination. Hogan & Hartson is helping PILI develop the database by gathering and analyzing legislation and case law in 10 Member States of the European Union.

LAWYERS: *Alice Laroque; Camilla Buchanan; Emmanuel Tricot; Héctor Armengod; Julie Massaloux; Muriel Pariente; Jean-Marc Franceschi; Laure Calice; CONSULTANT: Jacqueline Mailly*



INTERNATIONAL SENIOR LAWYERS PROJECT

Hogan & Hartson attorney Michael Cheroutes spent three months living and working as an International Senior Lawyers Project (ISLP) Volunteer for the Public Interest Law Institute in Budapest, Hungary. He led the effort to promote pro bono legal services within the Hungarian Bar, initiating a Declaration of Principles to which a number of international and national firms have now subscribed, and helping PILI design and implement a Pro Bono Clearinghouse.

The firm also helps ISLP with research projects of interest to the international non-governmental organizations that it serves.

LAWYERS: Joe Bell; Teresa Faria

LIBERIA CONTRACT REVIEW

Through the International Senior Lawyers Project, the firm has assisted the government of Liberia in a series of renegotiations of major concession agreements. President Ellen Johnson-Sirleaf was inaugurated in January 2006 as Africa's first democratically elected woman president. As part of her efforts to restore financial stability to Liberia she, together with the international community, has initiated a review of all of the major contracts of the prior regime whose president is currently under criminal indictment. Hogan & Hartson has served as part of a team of consultants assisting the Liberian government with respect to the renegotiation of important agreements, including one regarding a major rubber plantation, the largest single employer in the country.

LAWYERS: Joe Bell; Mark Mazo; Dan Davidson; Pam Winthrop



“Success is liking yourself, liking what you do, and liking how you do it.”

- Maya Angelou

BALTIMORE
BEIJING
BERLIN
BOULDER
BRUSSELS
CARACAS
COLORADO SPRINGS
DENVER
GENEVA
HONG KONG
LONDON
LOS ANGELES
MIAMI
MOSCOW
MUNICH
NEW YORK
NORTHERN VIRGINIA
PARIS
SHANGHAI
TOKYO
WARSAW
WASHINGTON, DC

HOGAN &
HARTSON

WWW.HHLAW.COM

Hogan & Hartson LLP is a District of Columbia limited liability partnership with offices across the United States and around the world. Some of the offices outside of the United States are operated through affiliated partnerships, all of which are referred to herein collectively as Hogan & Hartson or the firm.