

The American Law Institute

OFFICERS¹

Roswell B. Perkins, *Chair of the Council*
Michael Traynor, *President*
Conrad K. Harper, *1st Vice President*
Elizabeth Warren, *2nd Vice President*
Bennett Boskey, *Treasurer*
Lance Liebman, *Director*
Elena A. Cappella, *Deputy Director*
Michael Greenwald, *Deputy Director*

COUNCIL¹

Kenneth S. Abraham	Charlottesville	Virginia
Shirley S. Abrahamson	Madison	Wisconsin
Philip S. Anderson	Little Rock	Arkansas
Susan Frelich Appleton	St. Louis	Missouri
Richard Sheppard Arnold	Little Rock	Arkansas
José I. Astigarraga	Miami	Florida
Sheila L. Birnbaum	New York	New York
Allen D. Black	Philadelphia	Pennsylvania
Bennett Boskey	Washington	District of Columbia
Amelia H. Boss	Philadelphia	Pennsylvania
Michael Boudin	Boston	Massachusetts
William M. Burke	Costa Mesa	California
Elizabeth J. Cabraser	San Francisco	California
Hugh Calkins	Cleveland	Ohio
Gerhard Casper	Stanford	California
William T. Coleman, Jr.	Washington	District of Columbia
Edward H. Cooper	Ann Arbor	Michigan
N. Lee Cooper	Birmingham	Alabama
Roger C. Cramton	Ithaca	New York
Lloyd N. Cutler	Washington	District of Columbia
George H.T. Dudley	St. Thomas	U.S. Virgin Islands
Christine M. Durham	Salt Lake City	Utah
William H. Erickson	Denver	Colorado
Thomas E. Fairchild	Madison	Wisconsin
George Clemon Freeman, Jr.	Richmond	Virginia
Paul L. Friedman	Washington	District of Columbia
Conrad K. Harper	New York	New York
Geoffrey C. Hazard, Jr.*	Philadelphia	Pennsylvania
D. Brock Hornby	Portland	Maine
Vester T. Hughes, Jr.	Dallas	Texas

¹As of March 3, 2003

**Director Emeritus*

COUNCIL

Mary Kay Kane	San Francisco	California
Herma Hill Kay	Berkeley	California
Carolyn Dineen King	Houston	Texas
Carolyn B. Lamm	Washington	District of Columbia
Douglas Laycock	Austin	Texas
Pierre N. Leval	New York	New York
Betsy Levin	Washington	District of Columbia
Hans A. Linde	Salem	Oregon
Martin Lipton	New York	New York
Myles V. Lynk	Tempe	Arizona
Robert MacCrate	New York	New York
Margaret H. Marshall	Boston	Massachusetts
John J. McKetta, III	Austin	Texas
Vincent L. McKusick	Portland	Maine
Daniel J. Meltzer	Cambridge	Massachusetts
Robert H. Mundheim	New York	New York
Kathryn A. Oberly	New York	New York
Roswell B. Perkins	New York	New York
Harvey S. Perlman	Lincoln	Nebraska
Ellen Ash Peters	Hartford	Connecticut
Louis H. Pollak	Philadelphia	Pennsylvania
Roberta C. Ramo	Albuquerque	New Mexico
Mary M. Schroeder	Phoenix	Arizona
Sherwin P. Simmons	Miami	Florida
Wm. Reece Smith, Jr.	Tampa	Florida
Robert A. Stein	Chicago	Illinois
John T. Subak	Boca Grande	Florida
Michael Traynor	San Francisco	California
Bill Wagner	Tampa	Florida
Patricia M. Wald	Washington	District of Columbia
Elizabeth Warren	Cambridge	Massachusetts
William H. Webster	Washington	District of Columbia
George Whittenburg	Amarillo	Texas
Herbert P. Wilkins	Boston	Massachusetts
James II. Wilson, Jr.	Atlanta	Georgia

Emeritus Council Members

Joseph F. Johnston	Birmingham	Alabama
Nicholas deB. Katzenbach	Princeton	New Jersey
Hale McCown	Yellow Springs	Ohio
Ernest J. Sargeant	Boston	Massachusetts
Lawrence E. Walsh	Oklahoma City	Oklahoma

**RESTATEMENT OF THE LAW THIRD
TRUSTS**

REPORTER

*EDWARD C. HALBACH, JR., University of California at Berkeley School of Law, Berkeley, California

ADVISERS

MARK L. ASCHER, University of Texas School of Law, Austin, Texas
MARTIN D. BEGLEITER, Drake University Law School, Des Moines, Iowa
JONATHAN BLATTMACHR, New York, New York
CHRISTINE M. DURHAM, Associate Chief Justice, Utah Supreme Court, Salt Lake City, Utah

MARY LOUISE FELLOWS, University of Minnesota Law School, Minneapolis, Minnesota
E. JAMES GAMBLE, Bloomfield Hills, Michigan

JOHN T. GAUBATZ, University of Miami School of Law, Coral Gables, Florida
HUGH R. JONES, New Hartford, New York [to 1997]

JOSEPH KARTIGANER, New York, New York
JOHN H. LANGBEIN, Yale Law School, New Haven, Connecticut
BEVIS LONGSTRETH, New York, New York [from 1998]

**WILLIAM M. MCGOVERN, JR., University of California at Los Angeles School of Law, Los Angeles, California

PAM H. SCHNEIDER, Philadelphia, Pennsylvania

SHERWIN P. SIMMONS, Miami, Florida

ROBERT A. STEIN, Executive Director, American Bar Association, Chicago, Illinois
JAMES R. WADE, Denver, Colorado

LAWRENCE W. WAGGONER, University of Michigan Law School, Ann Arbor, Michigan

DONOVAN W. M. WATERS, Victoria, British Columbia, Canada

HERBERT P. WILKINS, Boston College Law School, Newton, Massachusetts, formerly Chief Justice, Supreme Judicial Court of Massachusetts

JOSEPH L. WYATT, JR., Los Angeles, California

EX OFFICIO

ROSWELL B. PERKINS, New York, New York
Chair of the Council, The American Law Institute

MICHAEL TRAYNOR, San Francisco, California
President, The American Law Institute

LANCE LIEBMAN, New York, New York
Director, The American Law Institute

*The American Law Institute A. James Casner Reporter [from 1993].

**Professor McGovern served as Associate Reporter from 1996 to 1998.

MEMBERS CONSULTATIVE GROUP

Trusts

(as of February 16, 2001)

ALEX A. ALSTON, JR., Jackson, Mississippi	JOHN P. BURTON, Santa Fe, New Mexico
JAMES BARR AMES, Boston, Massachusetts	JONATHAN H. CHURCHILL, New York, New York
R GORDON APPLEMAN, Fort Worth, Texas	CAROLYN COCHRAN CLARK, New York, New York
MARK G. ARNOLD, St. Louis, Missouri	HARRY CLAYTON COOK, JR., Washington, D.C.
JERALD DAVID AUGUST, West Palm Beach, Florida	THE RT. HON. THE LORD COOKE OF THORNDON, Wellington, New Zealand
ROBERT E. AUSTIN, JR., Leesburg, Florida	DAVE L. CORNFELD, St. Louis, Missouri
LAWRENCE HERMAN AVERILL, JR., Little Rock, Arkansas	JAMES J. CROMWELL, Rockville, Maryland
LUTHER J. AVERY, San Francisco, California	CHRISTOPHER SCOTT D'ANGELO, Philadelphia, Pennsylvania
STEVEN K. BALMAN, Tulsa, Oklahoma	JOEL C. DOBRIS, Davis, California
GEORGE PATERSON BARTON, Wellington, New Zealand	ALLAN G. DONN, Norfolk, Virginia
G. D'ANDELOT BELIN, Boston, Massachusetts	JAY DRATLER, JR., Akron, Ohio
EDWARD B. BENJAMIN, JR., New Orleans, Louisiana	W. WAYNE DRINKWATER, JR., Jackson, Mississippi
FRANK S. BERALL, Hartford, Connecticut	PHYLLIS KAY DRYDEN, San Francisco, California
MARJAN MAYER BERKETT, New Orleans, Louisiana	STEPHEN DYCUS, South Royalton, Vermont
LAWRENCE BILDER, New Jersey Superior Court, Appellate Division, Jersey City, New Jersey	MICHAEL B. ELEFANTE, Boston, Massachusetts
HARVEY ERNEST BINES, Boston, Massachusetts	IVAN A. ELLIOTT, JR., Carmi, Illinois
IRA MARK BLOOM, Albany, New York	DAVID M. ENGLISH, Columbia, Missouri
MAX E. BLUMENTHAL, Baltimore, Maryland	HAROLD BOLTON FINN III, Stamford, Connecticut
GEORGE T. BOGERT, Chicago, Illinois	MICHAEL D. FLOYD, Birmingham, Alabama
BRUCE H. BOKOR, Clearwater, Florida	PETER FLYNN, Illinois Circuit Court of Cook County, Chicago, Illinois
RICHARD A. BOOTH, Rockville, Maryland	ADRIAN M. FOLEY, JR., Roseland, New Jersey
JACKSON M. BRUCE, JR., Naples, Florida	MICHAEL R. FORD, Oklahoma City, Oklahoma
ALICE GRESHAM BULLOCK, Washington, D.C.	

MEMBERS CONSULTATIVE GROUP

ROBERT L. FREEDMAN, Philadelphia, Pennsylvania
MARION R. FREMONT-SMITH, Boston, Massachusetts
MARTIN L. FRIED, Syracuse, New York
K. BRUCE FRIEDMAN, San Francisco, California
MARVIN GARFINKEL, Philadelphia, Pennsylvania
JOHN L. GALVEY, Washington, D.C.
DANIEL A. GECKER, Richmond, Virginia
A. SPENCER GILBERT III, Jackson, Mississippi
JOSEPH GOLDBERG, Albuquerque, New Mexico
JOSEPH W. GRIER, JR., Charlotte, North Carolina
DAVID W. GRUNING, New Orleans, Louisiana
H. REESE HANSEN, Provo, Utah
RICHARD E.V. HARRIS, Piedmont, California
MAURICE A. HARTNETT, III, Delaware Supreme Court, Dover, Delaware
WILLIAM DIXON HAUGHT, Little Rock, Arkansas
H. OBER HESS, Philadelphia, Pennsylvania
WILLIAM B. HILGERS, Austin, Texas
HENRY P. HOFFSTOT, JR., Pittsburgh, Pennsylvania
ERIC MILLS HOLMES, Grundy, Virginia
JEROLD I. HORN, Peoria, Illinois
THOMAS WOODWARD HOUGHTON, Houston, Texas
DONALD L. HOWELL, Houston, Texas
MONT P. HOYT, Houston, Texas
JOSEPH E. IMBRIACO, Summit, New Jersey
J. RODNEY JOHNSON, Richmond, Virginia
RICHARD JULIEN, Belvedere, California
RICHARD Z. KABAHER, Madison, Wisconsin
ELIZABETH SLUSSER KELLY, Philadelphia, Pennsylvania
EDWARD T. KENYON, Chilmark, Massachusetts
CATHERINE KESSEDIAN, Paris, France
CHARLES CAPEN KINGSLEY, New Haven, Connecticut
RICHARD S. KINYON, San Francisco, California
A. KODZO PAAKU KLUDZE, Camden, New Jersey
KENNETH M. KLUG, Fresno, California
DANIEL C. KNICKERBOCKER, JR., Brooklyn, New York
RICHARD H. KOPPES, Sacramento, California
GERALD KORNGOLD, Cleveland, Ohio
JEFFREY D. KOVAR, Washington, D.C.
ANDREW KULL, Atlanta, Georgia
HARRY V. LAMON, JR., Atlanta, Georgia
WILLIAM P. LAPIANA, New York, New York
HERBERT I. LAZEROW, San Diego, California
RICHARD D. LEGGAT, Boston, Massachusetts
VICTOR B. LEVIT, San Francisco, California
DAVID MAURICE LEVITAN, Roslyn Harbor, New York
BARBARA B. LEWIS, Louisville, Kentucky
WILLIAM JOSEPH LINKOUS, JR., Atlanta, Georgia
HOUSTON PUTNAM LOWRY, Meriden, Connecticut
JOHN SHAFROTH LUTZ, Denver, Colorado
W. CULLEN MACDONALD, New York, New York
H. STEPHEN MADSEN, Cleveland, Ohio
GRAYSON M.P. MCCOUCII, Coral Gables, Florida
JOSEPH McLAUGHLIN, New York, New York

MEMBERS CONSULTATIVE GROUP

SAM SCOTT MILLER, New York, New York
SAMUEL K. MURUMBA, Brooklyn, New York
ARNOLD K. MYTELKA, Springfield, New Jersey
LAWRENCE NEWMAN, New York, New York
JOHN KRANZ NOTZ, JR., Chicago, Illinois
MARILYN G. ORDOVER, Brooklyn, New York
ERIC W. ORTS, Philadelphia, Pennsylvania
FORREST PLANT, Sacramento, California
H. DAVID POTTER, New York, New York
JAMES Y. PRESTON, Charlotte, North Carolina
JOHN R. PRICE, Seattle, Washington
ROBERT G. PUGH, JR., Shreveport, Louisiana
BERNARD D. REAMS, JR., San Antonio, Texas
GEORGE BLISS REESE, New York, New York
JAMES L. ROBERTSON, Jackson, Mississippi
CYNTHIA ANN SAMUEL, New Orleans, Louisiana
ROY A. SCHOTLAND, Washington, D.C.
WILLIAM SCHWARTZ, New York, New York
MARC M. SELTZER, Los Angeles, California
THOMAS L. SHAFFER, Notre Dame, Indiana
STEPHEN M. SHAPIRO, Chicago, Illinois
JEFFREY G. SHERMAN, Chicago, Illinois
DAVID T. SMITH, Gainesville, Florida
CLARE H. SPRINGS, San Francisco, California
THOMAS E. STANTON, JR., San Francisco, California
STEWART E. STERK, New York, New York
WILLIAM K. STEVENS, Naples, Florida
SHALE D. STILLER, Baltimore, Maryland
JULE E. STOCKER, Ocean Beach, New York
LINDA ALDEN SWANSON, Larkspur, California
JOHN A. WALLACE, Atlanta, Georgia
MANNING GILBERT WARREN III, Louisville, Kentucky
D. KELLY WEISBERG, San Francisco, California
ELLIOTT J. WEISS, Tucson, Arizona
RICHARD V. WELLMAN, Athens, Georgia
MARY MOERS WENIG, Hamden, Connecticut
JOAN G. WEXLER, Brooklyn, New York
ROBERT WHITMAN, Hartford, Connecticut
JACQUES L. WIENER, JR., United States Court of Appeals for the Fifth Circuit, New Orleans, Louisiana
JAMES A. WILLIAMS, Austin, Texas
CLARK S. WILLINGHAM, Dallas, Texas
THOMAS S. WORD, JR., Richmond, Virginia
RAYMOND H. YOUNG, Boston, Massachusetts