

LINDA M. CLIFFORD

Attorney at Law

Linda Clifford Law Office, LLC

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PROFESSIONAL RECOGNITION

Martindale-Hubbell Law Directory, “AV” rating (highest)

Milwaukee Magazine, Wisconsin Super Lawyer, 2005-2011

Wisconsin Law Journal, 2005 Leader in the Law

The Best Lawyers in America, 1993-2011 (First Amendment)

Madison Magazine, “Top Lawyers” 1994, 2005-2009 (Immigration); 1997 (First Amendment)

EMPLOYMENT – PRIVATE PRACTICE

2007-now: **Linda Clifford Law Office, LLC**, Madison, Wisconsin

Sole member/owner

1982-2007: **Godfrey & Kahn, S.C.**, Madison, Wisconsin (formerly La Follette Sinykin)

Shareholder (formerly partner)

1977-1982: **Law Office of Linda M. Clifford**, Madison, Wisconsin

Solo practitioner and stay-at-home mother

- 34 years of private practice experience
- Civil litigation before state and federal courts and administrative agencies including jury and bench trials and more than 30 appellate cases involving constitutional, municipal, state government, media (First Amendment), environmental, energy, telecommunications, immigration, and anti-trust (class action) issues
- Appearances before the Department of Homeland Security in business and family immigration and political asylum cases
- Advisor to businesses and educational institutions on immigration law compliance
- Expert witness in trials involving immigration issues
- Numerous First Amendment and open records and open meetings cases on behalf of Wisconsin newspapers and other media outlets
- Special counsel to State of Wisconsin on regulatory and constitutional matters
- Special counsel to Dane County and several municipalities on Superfund cases
- Special counsel to Dane County and City of Fitchburg on personnel and municipal law issues
- Service on law firm’s Board of Directors, Ethics Committee, Executive Management Committee, and Compensation Committee, and as *pro bono* liaison

EMPLOYMENT – GOVERNMENT SERVICE

1974-1977: Wisconsin Department of Justice, Madison, Wisconsin
Assistant Attorney General, Environmental and Torts Unit

- Civil litigation on behalf of the Wisconsin Department of Natural Resources and the State of Wisconsin before state and federal courts and administrative agencies, including a wrongful death jury trial, bench trials, and four appellate cases
- Enforcement of state environmental laws concerning sewage and wastewater treatment; water, air, and solid waste pollution; dam construction; soil erosion; groundwater contamination; and fish habitat
- Injunctions and extraordinary proceedings, including declaratory judgment, mandamus, prohibition, and quiet title
- Attorney General opinions to the DNR Secretary and other public officials on navigable waters jurisdiction, public access to man-made lakes, town zoning, due process hearing rights, and mining leases
- Mandamus action representing the Association of Wisconsin Assistant Attorneys General and the Attorney General to compel the Department of Administration to honor the Attorney General's payroll certification
- Legislation on pollution control and power plant siting

EDUCATION

Juris Doctor: University of Wisconsin Law School, Madison, Wisconsin, 1974

Member, *Wisconsin Law Review*, 1973-1974; Note, *Constitutional Law—Equal Protection—Penalty on the Right to Travel—Durational Residence Requirements*, 1973 WIS. L. REV. 914 (1973); Finalist, Student Note of the Year Award

Bachelor of Arts: Beloit College, Beloit, Wisconsin, 1970

Major: International Relations

Honors: *Cum Laude*

Phi Beta Kappa

Phi Sigma Iota (Spanish language honorary)

Distinguished Service Citation, Class of 1970, awarded September 2010

Field term: U.S. Office of Education, Dept. of Health and Human Services, Washington, D.C.

Int'l study: Beloit College Spanish Seminar, Universidad de Granada, Espana

PROFESSIONAL ACTIVITIES

Candidate for election to the Wisconsin Supreme Court, April 2007. Endorsed by the *Milwaukee Journal/Sentinel*, *Wisconsin State Journal*, *Capital Times*, *Appleton Post-Crescent*, *La Crosse Tribune*, *Wausau Daily Herald*, *Sheboygan Press*, and other Wisconsin newspapers.

Supreme Court of Wisconsin Office of Lawyer Regulation (formerly Board of Attorneys Professional Responsibility), District #9 Professional Responsibility Committee, 1993–2002 (investigated complaints against lawyer conduct and recommended discipline)

State Bar of Wisconsin Board of Attorneys Professional Responsibility Study Committee, 1990-1996 (studied public access to attorney disciplinary proceedings)

State Bar of Wisconsin International Practice Section Board of Directors, 2011-present

State Bar of Wisconsin Energy and Telecommunications Section Board of Directors, 1999-2007; Chair, 2004-2005

State Bar of Wisconsin Fee Arbitration Panel Member, 1986-present

State Bar of Wisconsin Commission on the Judiciary as a Co-Equal Branch of Government, Chair, Inter-branch Relations Committee, 1996-1997
Recipient, President's Award of Excellence, June 1997

State Bar of Wisconsin Media-Law Relations Committee, 1988-1995

Chair, 1993-1994

Editor, *Wisconsin Lawyer's Guide to the Media* (2d ed. 1990)

Panelist, First Amendment Round Table with Prof. Arthur Miller, Jan. 1988

Liaison to Judicial Independence Committee, 1991-1995

State Bar of Wisconsin Participation of Women in the Bar Committee, June 1992

Panelist, Flexible Work Schedules Symposium

Dane County Bar Association, 1974-present

President, 1993-1994

Program Chair, 1989-1991

Case Mediation Program, *pro bono* mediator, 1991-2011

American Bar Association, 1989-2011

Section of Environment, Energy, and Resources

Section of Public Utility, Communications, and Transportation Law

Section of Litigation Task Force on the Independence of the Judiciary

American Immigration Lawyers Association, 1993-present

Wisconsin Chapter CLE Committee Co-Chair, 2009-2010

Western District of Wisconsin Bar Association

Chair, Bar Liaison Committee, 1992-1997

Co-Editor, *Newsletter of the Western District of Wisconsin Bar Association*, 1992-1994

Wisconsin Women Environmental Professionals, 1995-1999

Legal Association for Women, 1988-1998; 2007-present

Seventh Circuit Bar Association, 1990-2010

COMMUNITY, CULTURAL, AND SOCIAL ACTIVITIES

Community Immigration Law Clinic

Founding Member, Board of Directors, Volunteer Attorney, 2009 – present
President, 2011

Wisconsin Historical Society Board of Curators (Governor's appointee), April 2004 – 2010

Beloit College Board of Trustees, 1984-1987; 1999-2008

Wisconsin Equal Justice Fund, Inc. (formerly Equal Justice Coalition)

Board of Directors, 1998-1999
Chair, Annual Howard Eisenberg Award Dinner, 2005

Madison Consort, harpsichordist, 2003-present

Midwestern Historical Keyboard Society, Inc., a regional organization of professional and amateur musicians and instrument builders in 20 states dedicated to the promotion of early keyboard music, performance, and education

Founding and Life Member, 1986-present

Pro bono legal counsel, 1986-present

Director and Treasurer, 1986-1995

Performer, 1988, 1998, 2000

The Business Forum, business and professional women dedicated to personal growth and civic involvement, 1991-2002

Chair, Newsletter/Public Relations Committee, 1997-1999

Chair, Legislative Committee, 1991-1993

Executive Women's Golf Association, 1998-present

Leadership Greater Madison (LGM 3), a 10-month program designed to prepare community leaders for service, featuring a community-focused team project and day-long sessions on selected community issues, 1996

Friends of WHA-TV, Inc., 21,000 members dedicated to the support of public television

Board of Directors, 1978-1984

President of the Board/Chairman of the Board, 1981-1983

City of Madison Personnel Board, 1981-1983

City of Madison Urban Land Commission, 1976-1978

HOBBIES AND INTERESTS

Harpichord, golf, travel, reading, gardening

PERSONAL BACKGROUND

Born Waukegan, Illinois, June 12, 1948

Husband of 38 years Keith R. Clifford, attorney, Clifford & Raihala, S.C., and past president, Wisconsin Academy of Trial Lawyers

Daughters Meghan and Colleen Clifford, son-in-law Ian Davidson, and granddaughter Isla

SAMPLE WRITINGS/PRESENTATIONS

“Immigration Basics,” presented to U.W. Law School Domestic Violence Immigration Clinic, Mar. 2011

“Immigration Basics,” presented on behalf of the Community Immigration Law Center to Edgewood College School of Education area teacher forum, Nov. 2010

“Foreign Affairs: What You Need To Know About Your Client’s Immigration Status and How It Can Affect Your Case,” presented to Wisconsin Association for Justice, Oct. 2010

“Immigration Law,” presented to the U.W. Public Interest Law Foundation, Sept. 2010

“The Business of Immigration: What U.S. Employers Need to Know When Hiring Non-U.S. Citizens,” presented to Madison International Trade Association, June 2010

“Update on Immigration Law Compliance,” presented to Walworth County Human Resources Association, June 2008

“Advocating for the Judiciary: The Importance of Providing Legislative Support for the Judiciary,” presented to National Association of Trial Lawyer Executives, Nov. 2007

“Immigration Law Compliance: What HR Managers Need to Know,” presented to Green Bay Chapter, Society for Human Resource Management, Sept. 2007

“Judicial Independence: A Cornerstone of Our Constitution,” presented to La Crosse County Bar Association, Dec. 2006

"Immigration Law Compliance Challenges," presented to Walworth County Human Resources Association, Oct. 2006

"What Happens at OLR (Office of Lawyer Regulation)," In-House Ethics Seminar, Godfrey & Kahn, Aug. 2003

"What Employers Need to Know About U.S. Immigration Law," La Follette Godfrey & Kahn Employment Law Seminar, Apr. 2003

"Immigration Law Compliance Challenges: Employing Non-U.S. Citizens," presented to the Wisconsin Credit Union League, Nov. 2002

"Complying with I-9 and Other Immigration Law Requirements," presented to the U.S. Equal Employment Opportunities Commission, Sept. 2003

"Immigration Procedures for Human Resource Managers," presented to the Society for Human Resource Management, Oct. 2002

"Hiring Alien Workers and Other Immigration Law Challenges," presented to the Wisconsin Association of Colleges and Employers, Inc., Dec. 2001

"The INS at Your Door and Other Immigration Law Challenges," Godfrey & Kahn Employment Law Seminar, Fall 2001

"Hiring Alien Employees: Procedures for Acquiring and Maintaining Valid Status," La Follette & Sinykin Employment Law Seminar, Mar. 1997

"Basic Requirements for Class Certification in Federal and State Court," La Follette & Sinykin Defense of Class Action Litigation Seminar, Nov. 1996

"Legal Implications of Advertising," presented to the Wisconsin Newspaper Association Annual Meeting, Jan. 1994

"Open Records Law, Open Meetings Law, and Privacy," presented to the South Central Library System, Apr. 1993

"Overview of Environmental Issues Affecting Creditors," presented to the Wisconsin Credit Union League, Dec. 1992

"Key Issues in the Trial of Cost Recovery Actions," *Key Issues in Environmental Litigation*, National Business Institute, Inc. Seminar, Feb. 1992

"Wisconsin's Open Records Law," presented to the Wisconsin Association of Private Investigators, Sept. 1992

“Overview of Immigration Alternatives for Employment of Aliens in the United States,” *Business Law News*, Vol. 12, No. 4 (Fall 1992)

“Family Leave Policymaking in a Mid-Sized Professional Firm: A Case Study,” in *Parental Leave and Child Care: Setting a Research and Policy Agenda*, 252 (J. Hyde and M.J. Essex, eds., 1991)

“When Can I Stop Cleaning Up?” *Avoiding Environmental Liability in Wisconsin*, National Business Institute, Inc. Seminar, Dec. 1990

“Recent Developments in Media Law,” presented to the Center for Public Representation Accountability in Government Seminar, Apr. 1990

“Advertising Law,” presented to the Wisconsin Newspaper Association Annual Meeting, June 1988

Invited Lecturer on Environmental Law, Marquette University Law School, 1978

REPRESENTATIVE MATTERS AND CASES

Before the U.S. Department of Homeland Security Citizenship and Immigration Services. Regularly represent U.S. and foreign businesses and individuals from more than 90 countries to acquire appropriate visas authorizing temporary or permanent employment and residence in the U.S.

Before the Public Service Commission of Wisconsin. Represented the Sierra Club in two 2008 utility rate cases, advocating successfully for the establishment of a state-wide collaborative to investigate development of utility-owned distributed solar generation facilities in Wisconsin.

Before the Public Service Commission of Wisconsin. Regularly represented the Wisconsin Industrial Energy Group, Inc. (“WIEG”), a consortium of 30+ industrial energy consumers, in electric utility rate cases and policy-making proceeding. Also represented telecommunications service providers in administrative and court proceedings involving competitive and regulatory issues.

Wisconsin Bell, Inc. v. Public Service Commission, 277 Wis. 2d 729, 691 N.W.2d 697, 2004 WI App 223 (Ct. App. 2004). Represented telecommunications company in obtaining reversal of PSC decision construing statute that defined its jurisdiction to regulate telecom service prices.

Special Counsel for Dane County, Wisconsin. Represented the County in special environmental matters, including leadership in cost recovery action involving County-owned landfill. Also counseled the County on personnel issues involving appointed officials.

Special Counsel for the City of Fitchburg. Assisted the City in restructuring the office of city attorney, related lawsuits, and selection of a successor city attorney.

Special Counsel to the Mayor, City of Fitchburg. Represented mayor individually in defense of former city treasurer’s §1983 challenge to the mayor’s appointment of a new city treasurer. *Wolf*

v. Fitchburg, No. 87-C-370-S (W.D. Wis. 1987), *aff'd*, after dismissal of Mayor individually, 870 F.2d 1327 (7th Cir. 1989).

Special Counsel for the Village of Brokaw. Assisted the Village in siting new public water supply well, negotiated with local paper company on landfill siting, and advised on TIF district issues.

Under contract with the State of Wisconsin Department of Public Instruction. Served as administrative law judge in several teacher disciplinary and licensing proceedings.

Wisconsin Pharmacal Company Inc. v. Repello Products, Inc., Western District of Wisconsin Case No. 97-C-0864-S. Represented defendant manufacturer of insect repellent in jury trial of trademark infringement claims.

Schofield v. Abbott Laboratories, Dane County Circuit Court Case No. 96-CV-0460. Represented two of 25 defendant pharmaceutical manufacturers against antitrust claims brought by a putative class of individual consumers who purchased brand name pharmaceuticals from retail pharmacies and claimed injury from an alleged conspiracy to deny retail pharmacists price discounts offered to hospitals or HMOs.

K-S Pharmacies v. Abbott Laboratories, Dane County Circuit Court Case No. 94-CV-2384, and Wisconsin Court of Appeals, Appeal No. 96-2267. Represented two of 25 defendant pharmaceutical manufacturers and wholesalers against antitrust claims brought by a putative class of retail pharmacies who claimed injury from an alleged conspiracy to deny class members price discounts offered to hospitals and HMOs on sales of drugs.

State of Wisconsin v. Mitchell, 508 U.S. 476 (1993). Represented Wisconsin Freedom of Information Council as *amicus curiae* supporting a challenge to hate crimes legislation.

Milwaukee Journal v. U.W. Board of Regents, 163 Wis. 2d 933, 472 N.W.2d 607 (Ct. App. 1991). Represented newspaper to obtain access to names of applicants for the positions of U.W. athletic director and football coach.

Milwaukee County Pavers Association, Inc. v. Fiedler, 707 F. Supp. 1532 (W.D. Wis. 1989), 731 F. Supp. 1395 (W.D. Wis. 1989), *aff'd*, 992 F.2d 419 (7th Cir. 1991), *cert. denied*, 500 U.S. 954 (1991). Represented *amicus curiae* minority contractors in trial court to defeat a challenge to the constitutionality of a disadvantaged business affirmative action program.

Lac Courte Oreilles Band of Lake Superior Chippewa Indians v. State of Wisconsin, 74-C-313-C (1990). Represented intervenors Wisconsin Broadcasters Association, State Bar of Wisconsin, and 22 media outlets seeking to suspend a local court order prohibiting cameras in the courtroom.

Wisconsin Manufacturers and Commerce v. Tries, No. 87-CV-109-C (W.D. Wis. 1987). Represented intervenor Joint Committee on Legislative Organization to defeat a challenge to the state's comparable worth pay plan.

C.L. v. Edson, 140 Wis. 2d 168, 409 N.W.2d 417 (Ct. App. 1987). Represented *Eau Claire Leader-Telegram* to obtain access to sealed court order approving juvenile settlement.

Peterson v. Lindner, 765 F.2d 698 7th Cir. 1985). As special counsel, represented the Wisconsin Department of Administration in the Eastern and Western Districts of Wisconsin and the Seventh Circuit Court of Appeals to defeat an equal protection class action challenge to the constitutionality of the state's pay plan for court reporters and seeking \$6 million in damages.

REPRESENTATIVE PRO BONO IMMIGRATION MATTERS

In the Matter of L.P. (June 2009). Achieved a religious persecution waiver from the U.S. Department of State on behalf of a Baptist college student who feared returning to Turkmenistan after learning the Turkmenistan government had jailed and beaten her mother and others participating in Baptist prayer meetings.

In the Matter of Z.M. (April 2004). Achieved asylum in the U.S. for a woman and her two daughters who fled Kazakhstan after persecution by their fundamentalist Dungan Muslim clan and local police on account of their conversion from Islam to Christianity. (Led to *Wisconsin Law Journal* "Leader in the Law 2005" award.)

In the Matter of M.M. (Nov. 1995). Achieved asylum in the U.S. for a woman who fled Ethiopia after persecution by revolutionaries who killed her father, imprisoned her brother, and jailed and tortured her and her sisters on account of her father's affiliation with the former Mengistu regime.

In the Matter of Dr. Al-H. (Dec. 1993). Achieved asylum in the U.S. for a pediatrician and his family who fled Iraq after persecution by Saddam Hussein on account of their Kurdish ethnicity.