



WABASH COLLEGE

Class Agents Letter

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Class of 1966

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September 11, 2015

Dear Men of '66,

MARK YOUR CALENDARS NOW FOR JUNE 3-5, 2016 FOR OUR 50th REUNION!

Your 50th reunion committee is working hard to make our reunion the best one ever. Living unit representatives have been contacting their pledge brothers/friends; we have reviewed a number of possibilities for shirts and hats; we have been scheming to ensure we win Chapel Sing again; our yearbook will top them all, and only your attendance will ensure a successful and wonderful experience. Put it on the calendar now!

Mel Machuca and Chip Johnson have sent out a terrific letter to the Betas. Bill Summers has been contacting the Kappa Sigs with great success. Max Rudicel sent me an email after being contacted by Bill to advise he will attend our 50th and also to advise he has a grandson in the freshman class this year. Jay Fisher has put the Sigma Chis on notice that they had better attend or he will revoke their "In Hoc" status! Hey men, we are moving towards a fantastic and memorable reunion.

Wabash opened the football season at Hampden-Sydney in Farmville, VA on 9/5 and came away with a 35-3 victory in the second annual "Gentlemen's Classic." Hampden-Sydney is also a private liberal arts college for men-and there are only three of us left in the country. Our class took the alumni attendance award as we had nine classmates who attended: Charlie and Janet Bell, Cal and Marsha Black, Jerry Blossom, Jay and Marty Fisher, Roger and Susan Lumpp, Roger and Kathie Thies, Bill Todd, Stan and Peggy Walker and Dennis Whigham. (See photo at the end of this letter.) After the first Wabash touchdown, "Whighie" got down and did seven push-ups for the crowd! He then challenged the Phi Delt pledges to do the pushups thereafter-which they did. Good thing for "Whighie" as we scored thirty-five points!

Prior to the Hampden-Sydney game, Marsha and I toured the FBI Academy in Quantico, VA. I had not been back there in about ten years and was anxious to see all of the changes. The tour was terrific, but the most sobering thing that I have ever witnessed was viewing the beams from floors 97-100 of the north tower of the World Trade Center

from 9/11/2001. Those were the floors where the airplane hit the tower, and it brought me to tears.

Homecoming is on October 3 this year, and we have a number of classmates who have indicated they will attend: Charlie Bell, Cal Black, Lee Cline, Jay Fisher, John Flanagan, John Herrin and Mel Machuca. Lee Cline is bringing a prospective student from Mississippi. Jay Fisher always has his red and white tents set up behind the stadium and all are welcome to join the tailgate both before and after the game.

The following is a wonderful newspaper article about David Kendall. I tried to get him to attend the Hampden-Sydney game, but he sent an email indicating he was rather busy at this time but hopes to attend our 50th reunion.

From Whitewater to Email: the Clintons' Dogged Lawyer

By **PETER BAKER** AUG. 23, 2015

Appeared in the New York Times on August 24, 2015



David Kendall, center, at the House Judiciary Committee in 1998, helped defend President Bill Clinton in impeachment hearings. Credit Paul Hasefros/The New York Times

WASHINGTON — At first, he had to worry about a remote piece of land in Arkansas that no one wanted. Then there were billing records that went missing before mysteriously reappearing in the White House. And of course there was the blue dress.

Today, the object of concern for David E. Kendall is a tiny [thumb drive](#) that sat in a safe at his law firm until a couple weeks ago before attracting the attention of Congress, the F.B.I. and the news media. Once again, the whirlpool of Washington politics has arrived at Mr. Kendall's doorstep as he defends perhaps the world's most famous client.

For more than 20 years, Mr. Kendall has been on the front lines for Bill and [Hillary Rodham Clinton](#) as their personal lawyer, battling investigators and litigants in the superheated environment where law and politics meet. From Whitewater to impeachment, he has waged legal warfare to keep the Clintons' political careers on track. So as Mrs. Clinton faces [questions about her use of a personal email server](#) as secretary of state, no one is surprised she turned to Mr. Kendall.

The latest furor has put Mr. Kendall under a spotlight in a way that discomfits the tight-lipped and camera-shy lawyer. From Mrs. Clinton's foes come public questions about why he had the thumb drive containing her email and whether he secured it properly. From Mrs. Clinton's friends come private questions about whether he has managed the situation effectively and whether he should be more outspoken to protect a Democratic presidential candidate leading in the polls.

"They always say, 'Is Kendall the lawyer to do this or that?'" said James Carville, the former political strategist for Mr. Clinton who expresses great admiration for Mr. Kendall. "I never saw that there was a huge conflict. But you know, sometimes lawyers are lawyers and spokespeople are spokespeople."

Mr. Kendall, said Mr. Carville, is not a public pit bull. "He has no bluster about him," Mr. Carville said. "He's aggressive, but he doesn't have an in-your-face kind of thing about him. I don't think he views that as his role. The chances that he's going to talk to the press are way beyond remote."

Unsurprisingly, Mr. Kendall declined to comment last week. But he enjoys Mrs. Clinton's deep confidence.

"He has their complete trust, and he's earned their complete trust," said Robert Barnett, another lawyer for the Clintons and a partner with Mr. Kendall at Williams & Connolly in Washington. "There's nobody more dedicated to his clients than David Kendall. There's nobody who spends more time thinking about how to help his clients than David Kendall."

To critics, that is the problem. Mr. Kendall, who turned over the thumb drive to the Justice Department on Aug. 6, has become so integrated into the Clinton apparatus that he risks crossing the line from lawyer to participant, they said. Two Republican senators wrote him letters in recent weeks questioning his handling of the thumb drive.

"The problem with the Clintons is once you begin working with them or acting as their agent you often get caught up in their scandals," said Tom Fitton, the

president of Judicial Watch, a watchdog group suing over Mrs. Clinton's email. "So now Mr. Kendall is stuck having to explain his handling of the classified information Mrs. Clinton gave him."

Michael B. Mukasey, an attorney general under President George W. Bush, said the thumb drive was a concern "insofar as it may contain information that should not be present outside a dot-gov setting that is approved for handling classified information." He added, "Recall John Deutch," referring to a former C.I.A. director who faced charges for having classified information on home computers until Mr. Clinton pardoned him.

In a letter to lawmakers, Mr. Kendall noted that although some email messages had recently been deemed classified, none were so designated at the time they were sent. And he noted that he and his law partner Katherine M. Turner both have security clearances. While he did not elaborate, his security clearance appears to stem from his defense of David H. Petraeus, a former C.I.A. director who pleaded guilty to providing classified material to his lover and biographer.

His defenders say Mr. Kendall is nothing if not discreet. "He doesn't speak out of school. He doesn't gossip," said Robert F. Muse, who represented Mr. Petraeus's paramour, Paula Broadwell. "He takes very seriously the imperatives of dealing with classified information."

Slender and fastidious, reserved and precise, Mr. Kendall, 71, is hardly the picture of the Washington legal powerhouse. He stays off talk shows, turns down book agents and prefers to speak in letters and legal documents. If he gets to court, he does not pound the lectern or point his finger, but lays out a meticulous set of arguments crafted over many hours.

Yet despite his low profile, he has accumulated an extraordinary roster of high-profile clients. In addition to [keeping Mr. Petraeus out of jail](#), he has defended The National Enquirer against celebrities, overturned a big libel judgment against The Washington Post, waged intellectual property cases for Sony Pictures Entertainment and Disney, and defended Bechtel in Boston's "Big Dig" investigation.

"He's a true Midwestern gentleman, but he's a true Midwestern gentleman lawyer who will be very prepared and will not shy away from battling when he believes it's in his client's interest," said Lanny A. Breuer, a former White House and Justice Department lawyer who worked alongside Mr. Kendall fighting Mr. Clinton's impeachment.

Even Mr. Kendall's antagonist in that episode, Kenneth W. Starr, the former independent counsel, praises him as "one of America's greatest lawyers," as he put it in an interview.

"He is going to fight tenaciously, tirelessly hard for his client," Mr. Starr said. "You'll get nothing handed to you. You'll just have to work and work because you

know that David will, great lawyer that he is, put up every obstacle that he can as long as he is proceeding professionally.”

Raised in a Quaker family in Sheridan, Ind., by a father who worked as a grain elevator manager and a mother who taught school, Mr. Kendall was educated at Wabash College and came of age in the liberal movements of the 1960s. In 1964, he went to Mississippi during Freedom Summer to register black voters and was arrested several times. A half-century later, the only framed item on his office wall is a receipt from the Marshall County jail for the food he had to pay for during three days behind bars.

He earned a Rhodes scholarship and spent two years at Oxford University, just missing Mr. Clinton, who arrived for the next term. But he later met both Clintons at Yale Law School, where he graduated in 1971. He clerked for a year for Justice Byron White on the United States Supreme Court and then after a year in the Army joined the NAACP Legal Defense and Educational Fund Inc. to work on death penalty cases.

In 1977, he won *Coker v. Georgia*, a landmark Supreme Court ruling written by Justice White declaring capital punishment unconstitutional for rape. Even after going to work for the celebrated Edward Bennett Williams at the white-shoe firm of Williams & Connolly in 1978, Mr. Kendall continued representing death row inmates, including John Spenkelink, who was executed in Florida the next year.

“He’s unshakable — not in a stone-faced, stern, ‘we’re going to beat the pants off these guys’ way,” said Daniel Dell’Orto, the general counsel for a defense contractor that Mr. Kendall represented and helped win a \$277 million verdict. “He’s just very disarming in his very quiet but firm conveyance that he knows how this will turn out.”

Mr. Kendall, who with his wife, Anne, a psychologist, has three children and five grandchildren, is a movie buff who reads scripts of films he has not seen and a voracious reader who recites poetry at length. He played chess by mail with death row clients. He is fascinated by World War I and belongs to a small group that travels every couple of years to European battlefields. Mr. Dell’Orto recalled Mr. Kendall, at dinner one night, discussing at length the Maginot Line, built after the war.

While at the Supreme Court, Mr. Kendall and his fellow clerk, Richard J. Danzig, realized they could not change Justice White’s legal views, so they tried “to change the way he viewed life,” Mr. Danzig recalled. “We began trying to get him to go to the movies or art exhibits, just generally expand his vision of the world. That was largely unsuccessful.”

Mr. Kendall’s [biggest moment in the spotlight](#) came during Mr. Starr’s long-running investigation into the Clintons’ Whitewater land dealings and later into whether the president lied under oath to cover up his affair with Monica Lewinsky.

Not everyone on the Clinton team was happy with Mr. Kendall. Some political advisers complained the lawyers withheld information or even misled them, and some viewed Mr. Kendall as more worried about a court of law than the court of public opinion.

But the Clintons leaned on Mr. Kendall heavily. “He became an anchor in our lives,” Mrs. Clinton later wrote in a memoir. “David was perfect for the job.”

Now she needs him to be again.

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I am sad to report that we have lost another classmate, John Ross Neal, who passed away on June 29 in Crystal Lake, IL. John was a member of the Beta house, was a brilliant chemist and had a great sense of humor. He came to Wabash from Glenview, IL. He was Some Little Giant!

Here is a photograph taken at the Hampden-Sydney game: L to R are Roger Thies, Jay Fisher, Bill Todd, Cal Black, Dennis Whigham and Roger Lumpp. Missing are Charlie Bell, Jerry Blossom and Stan Walker.



As we move closer to our 50th reunion, please keep Jay and me informed of your activities, travel, family and things you would like us to include in the reunion weekend.

“Thou counselor in college days, thou guide in ripper years,…”

Cal