

The American Law Institute

OFFICERS†

Roberta Cooper Ramo, *President*
Allen D. Black, *1st Vice President*
Douglas Laycock, *2nd Vice President*
Carolyn Dineen King, *Treasurer*
Susan Frelich Appleton, *Secretary*
Lance Liebman, *Director*
Stephanie A. Middleton, *Deputy Director*

COUNCIL†

Kenneth S. Abraham	Charlottesville	Virginia
Shirley S. Abrahamson	Madison	Wisconsin
Susan Frelich Appleton	St. Louis	Missouri
Kim J. Askew	Dallas	Texas
José I. Astigarraga	Miami	Florida
John H. Beisner	Washington	District of Columbia
Sheila L. Birnbaum	New York	New York
Allen D. Black	Philadelphia	Pennsylvania
Amelia H. Boss	Philadelphia	Pennsylvania
William M. Burke	Costa Mesa	California
Elizabeth J. Cabraser	San Francisco	California
Edward H. Cooper	Ann Arbor	Michigan
N. Lee Cooper	Birmingham	Alabama
Mary B. Cranston	San Francisco	California
George H.T. Dudley	St. Thomas	U.S. Virgin Islands
Christine M. Durham	Salt Lake City	Utah
Kenneth C. Frazier	Whitehouse Station	New Jersey
Paul L. Friedman	Washington	District of Columbia
Yvonne Gonzalez Rogers	Oakland	California
Anton G. Hajjar	Washington	District of Columbia
Geoffrey C. Hazard, Jr.*	San Francisco	California
D. Brock Hornby	Portland	Maine
William C. Hubbard	Columbia	South Carolina
Wallace B. Jefferson	Austin	Texas
Mary Kay Kane	San Francisco	California
Herma Hill Kay	Berkeley	California
Carolyn Dineen King	Houston	Texas
Carolyn B. Lamm	Washington	District of Columbia
Derek P. Langhauser	South Portland	Maine
Douglas Laycock	Charlottesville	Virginia
David F. Levi	Durham	North Carolina
Martin Lipton	New York	New York
Gerard E. Lynch	New York	New York
Margaret H. Marshall	Boston	Massachusetts
M. Margaret McKeown	San Diego	California
John J. McKetta, III	Austin	Texas
Daniel J. Meltzer	Cambridge	Massachusetts

† *As of January 23, 2012*

* *Director Emeritus*

COUNCIL

Judith A. Miller	Chevy Chase	Maryland
Robert H. Mundheim	New York	New York
Kathryn A. Oberly	Washington	District of Columbia
Harvey S. Perlman	Lincoln	Nebraska
Roberta Cooper Ramo	Albuquerque	New Mexico
David W. Rivkin	New York	New York
Lee H. Rosenthal	Houston	Texas
Gary L. Sasso	Tampa	Florida
Mary M. Schroeder	Phoenix	Arizona
Anthony J. Scirica	Philadelphia	Pennsylvania
Marsha E. Simms	New York	New York
Jane Stapleton	Canberra	Australia
Robert A. Stein	Minneapolis	Minnesota
Larry S. Stewart	Miami	Florida
Elizabeth S. Stong	Brooklyn	New York
Catherine T. Struve	Philadelphia	Pennsylvania
David K. Y. Tang	Seattle	Washington
Michael Traynor**	Berkeley	California
Bill Wagner	Tampa	Florida
Diane P. Wood	Chicago	Illinois

Council Emeriti

Philip S. Anderson	Little Rock	Arkansas
Bennett Boskey***	Washington	District of Columbia
Michael Boudin	Boston	Massachusetts
Hugh Calkins	Cleveland	Ohio
Gerhard Casper	Stanford	California
William T. Coleman, Jr.	Washington	District of Columbia
Roger C. Cramton	Ithaca	New York
George Clemon Freeman, Jr.	Richmond	Virginia
Conrad K. Harper	New York	New York
Vester T. Hughes, Jr.	Dallas	Texas
Nicholas deB. Katzenbach	Princeton	New Jersey
Pierre N. Leval	New York	New York
Betsy Levin	Washington	District of Columbia
Hans A. Linde	Portland	Oregon
Myles V. Lynk	Tempe	Arizona
Robert MacCrate	New York	New York
Vincent L. McKusick	Portland	Maine
Roswell B. Perkins**	New York	New York
Ellen Ash Peters	Hartford	Connecticut
Louis H. Pollak	Philadelphia	Pennsylvania
Wm. Reece Smith, Jr.	Tampa	Florida
Patricia M. Wald	Washington	District of Columbia
Lawrence E. Walsh	Oklahoma City	Oklahoma
William H. Webster	Washington	District of Columbia
George Whittenburg	Amarillo	Texas
Herbert P. Wilkins	Newton	Massachusetts

** *President Emeritus and Chair of the Council Emeritus*

*** *Treasurer Emeritus*

**RESTATEMENT OF THE LAW THIRD
TRUSTS**

REPORTER

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

ASSOCIATE REPORTERS

THOMAS P. GALLANIS, University of Iowa College of Law, Iowa City, IA [from
2008]

RANDALL W. ROTH, University of Hawaii, William S. Richardson School of Law,
Honolulu, HI [from 2004]

ADVISERS

GREGORY S. ALEXANDER, Cornell Law School, Ithaca, NY [from 2003]

MARK L. ASCHER, University of Texas School of Law, Austin, TX

MARTIN D. BEGLEITER, Drake University Law School, Des Moines, IA

JONATHAN BLATTMACHR, New York, NY [to 2003]

CHRISTINE M. DURHAM, Utah Supreme Court, Salt Lake City, UT

MARY LOUISE FELLOWS, University of Minnesota Law School, Minneapolis, MN

E. JAMES GAMBLE, Gamble & Joswick, Bloomfield Hills, MI [Deceased 2007]

JOHN T. GAUBATZ, University of Miami School of Law, Coral Gables, FL
[Deceased 2007]

HUGH R. JONES, New Hartford, NY [to 1997]

JOSEPH KARTIGANER, New York, NY

JOHN H. LANGBEIN, Yale Law School, New Haven, CT

BEVIS LONGSTRETH, Debevoise & Plimpton, New York, NY [from 1998]

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

**JEFFREY N. PENNELL, Emory University School of Law, Atlanta, GA

PAM H. SCHNEIDER, Gadsden Schneider & Woodward, Radnor, PA

SHERWIN P. SIMMONS, Miami, FL [Deceased 2006]

ROBERT A. STEIN, University of Minnesota Law School, Minneapolis, MN

JAMES R. WADE, Wade Ash Woods Hill & Farley, Denver, CO

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

DONOVAN W. M. WATERS, Horne Coupar Barristers & Solicitors, Victoria, BC,
Canada

LYMAN W. WELCH, Sidley Austin, Chicago, IL [from 2003]

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

** Professor McGovern served as Associate Reporter from 1996 to 1998; Profes-
sor Pennell served as Associate Reporter from 2004 to 2008.

ADVISERS

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

JOSEPH L. WYATT, JR., Morrison & Foerster, Los Angeles, CA

LIAISON

For the Uniform Law Commission

DAVID M. ENGLISH, University of Missouri-Columbia School of Law, Columbia, MO

MEMBERS CONSULTATIVE GROUP

Trusts

(as of February 28, 2011)

GREGORY S. ALEXANDER, Ithaca, NY
RONALD J. ALLEN, Chicago, IL
ALEX A. ALSTON, JR., Jackson, MS
R GORDON APPLEMAN, Fort Worth, TX
MARY ARDEN, Court of Appeal of United Kingdom, London, England
MARK G. ARNOLD, St. Louis, MO
JERALD DAVID AUGUST, West Palm Beach, FL
ROBERT E. AUSTIN, JR., Leesburg, FL
LAWRENCE HERMAN AVERILL, Little Rock, AR
STEVEN K. BALMAN, Tulsa, OK
GEORGE PATERSON BARTON, Wellington, New Zealand
EDWARD B. BENJAMIN, JR., New Orleans, LA
FRANK S. BERALL, Hartford, CT
MARIAN MAYER BERKETT, New Orleans, LA
GERRY W. BEYER, Lubbock, TX
LAWRENCE BILDER, Teaneck, NJ
HARVEY ERNEST BINES, Boston, MA
IRA MARK BLOOM, Albany, NY
MAX E. BLUMENTHAL, Baltimore, MD
GEORGE T. BOGERT, Savannah, GA
BRUCE H. BOKOR, Clearwater, FL
RICHARD A. BOOTH, Ardmore, PA
MARTIN H. BRINKLEY, Raleigh, NC
EVELYN BRODY, Chicago, IL
JACKSON M. BRUCE, JR., Naples, FL
JOHN P. BURTON, Santa Fe, NM
PATRICIA A. CAIN, Santa Clara, CA
DAVID L. CALLIES, Honolulu, HI
ELENA A. CAPPELLA, Philadelphia, PA
TAI-HENG CHENG, New York, NY
RONALD CHESTER, Boston, MA
CAROLYN COCHRAN CLARK, New York, NY
ANN E. CONAWAY, Wilmington, DE
HARRY CLAYTON COOK, JR., Washington, DC
DAVE L. CORNFELD, St. Louis, MO
RICHARD D. CRAIG, Oklahoma City, OK
BRIDGET J. CRAWFORD, White Plains, NY
VIVIAN GROSSWALD CURRAN, Pittsburgh, PA
KAREN CZAPANSKIY, Baltimore, MD
CHRISTOPHER SCOTT D'ANGELO, Philadelphia, PA
MELANIE DiPIETRO, Pittsburgh, PA
JOEL C. DOBRIS, Davis, CA
ALLAN G. DONN, Norfolk, VA
JAY DRATLER, JR., Akron, OH
W. WAYNE DRINKWATER, JR., Jackson, MS
PHYLLIS KAY DRYDEN, San Francisco, CA
ARTHUR W. S. DUFF, Washington, DC
STEPHEN DYCUS, South Royalton, VT
MICHAEL B. ELEFANTE, Boston, MA
DAVID N. ELLENHORN, New York, NY
ANNE S. EMANUEL, Atlanta, GA
DAVID M. ENGLISH, Columbia, MO
ALAN L. FELD, Boston, MA
HAROLD BOLTON FINN III, Stamford, CT
JOSEPH Z. FLEMING, Miami, FL
MICHAEL D. FLOYD, Birmingham, AL
MICHAEL S. FLYNN, New York, NY
PETER FLYNN, Illinois Circuit Court of Cook County, Chicago, IL
ADRIAN M. FOLEY, JR., Roseland, NJ
MICHAEL R. FORD, Oklahoma City, OK
ROBERT L. FREEDMAN, Philadelphia, PA
MARION R. FREMONT-SMITH, Cambridge, MA
MARTIN L. FRIED, Syracuse, NY
K. BRUCE FRIEDMAN, San Francisco, CA
MARVIN GARFINKEL, Philadelphia, PA
JOHN L. GARVEY, Washington, DC
DANIEL A. GECKER, Richmond, VA
WENDY C. GERZOG, Baltimore, MD
A. SPENCER GILBERT III, Jackson, MS
JOSEPH GOLDBERG, Albuquerque, NM
MICHAEL S. GOODRICH, Fort Worth, TX
MICHAEL GREENWALD, Philadelphia, PA
JOSEPH W. GRIER, JR., Charlotte, NC
DAVID GRUNING, New Orleans, LA
RICHARD E. GUTMAN, Dallas, TX

MEMBERS CONSULTATIVE GROUP

RICHARD E. V. HARRIS, Piedmont, CA
ELLEN K. HARRISON, Washington, DC
WILLIAM DIXON HAUGHT, Little Rock, AR
TANYA K. HERNANDEZ, New York, NY
DONALD E. HERRMANN, Fort Worth, TX
PAULINE E. HIGGINS, Houston, TX
WILLIAM B. HILGERS, Austin, TX
KENNETH L. HIRSCH, Pittsburgh, PA
HENRY PHIPPS HOFFSTOT, Jr., Pittsburgh, PA
JEROLD I. HORN, Peoria, IL
DONALD L. HOWELL, Houston, TX
MONT P. HOYT, Houston, TX
JOSEPH E. IMBRIACO, Summit, NJ
RALPH A. JACOBS, Philadelphia, PA
ALEX M. JOHNSON, Charlottesville, VA
J. RODNEY JOHNSON, Richmond, VA
RICHARD JULIEN, Belvedere, CA
EDWARD T. KENYON, Chilmark, MA
CATHERINE KESSIEDJIAN, Paris, France
COLLEEN A. KHOURY, Portland, ME
CHARLES CAPEN KINGSLEY, New Haven, CT
RICHARD S. KINYON, San Francisco, CA
LEWIS N. KLAR, Edmonton, AB, Canada
A. KODZO PAAKU KLUDZE, Retired Justice, Ghana Supreme Court, Judicial Service, Accra, Ghana
KENNETH M. KLUG, Fresno, CA
GERALD KORNGOLD, New York, NY
JEFFREY D. KOVAR, Washington, DC
ANDREW KULL, Boston, MA
EDWARD LABATON, New York, NY
HARRY V. LAMON, Jr., Atlanta, GA
HOWARD LANGER, Philadelphia, PA
WILLIAM P. LAPIANA, New York, NY
HERBERT I. LAZEROW, San Diego, CA
RICHARD D. LEGGAT, Cohasset, MA
DAVID MAURICE LEVITAN, New York, NY
BARBARA B. LEWIS, Louisville, KY
WILLIAM JOSEPH LINKOUS, JR., Atlanta, GA
MARÍA PABÓN LÓPEZ, Indianapolis, IN
HOUSTON PUTNAM LOWRY, Meriden, CT
JOHN SHAFROTH LUTZ, Denver, CO
W. CULLEN MAC DONALD, New York, NY
RAY D. MADOFF, Newton, MA
DANA L. MARK, New York, NY
GRAYSON M. P. MCCOUCH, San Diego, CA
JAMES C. MCKAY, JR., Washington, DC
JOSEPH McLAUGHLIN, New York, NY
NANCY A. McLAUGHLIN, Salt Lake City, UT
COLLEEN E. MEDILL, Lincoln, NE
BRUCE P. MERENSTEIN, Philadelphia, PA
SAM SCOTT MILLER, New York, NY
PAULA A. MONOPOLI, Baltimore, MD
SAMUEL K. MURUMBA, Brooklyn, NY
ARNOLD K. MYTELKA, Springfield, NJ
LAWRENCE NEWMAN, New York, NY
ROBERT G. NEWMAN, San Antonio, TX
JOHN KRANZ NOTZ, JR., Chicago, IL
OWEN OLPIN, Teasdale, UT
MARILYN G. ORDOVER, Brooklyn, NY
ERIC W. ORTS, Philadelphia, PA
SIR GEOFFREY PALMER, Wellington, New Zealand
LUCIAN T. PERA, Memphis, TN
FORREST A. PLANT, Sacramento, CA
THOMAS L. POPEJOY, Albuquerque, NM
H. DAVID POTTER, Norfolk, CT
JOHN R. PRICE, Seattle, WA
ROBERT G. PUGH, JR., Shreveport, LA
MARY F. RADFORD, Atlanta, GA
ERIC RAKOWSKI, Berkeley, CA
HUGH MASSEY RAY, III, Houston, TX
BERNARD D. REAMS, JR., San Antonio, TX
CHARLES A. REDD, St. Louis, MO
GEORGE BLISS REESE, New York, NY
JAMES L. ROBERTSON, Jackson, MS
CYNTHIA ANN SAMUEL, New Orleans, LA
ROY A. SCHOTLAND, Washington, DC
WILLIAM SCHWARTZ, New York, NY
MARC M. SELTZER, Los Angeles, CA
STEPHEN M. SHAPIRO, Chicago, IL
STEPHEN M. SHEPPARD, Fayetteville, AR
JEFFREY G. SHERMAN, Chicago, IL
VIRGINIA V. SHUE, San Diego, CA
ROBERT H. SITKOFF, Cambridge, MA
DAVID T. SMITH, Gainesville, FL

MEMBERS CONSULTATIVE GROUP

G. THOMAS SMITH, Pensacola, FL
LIONEL D. SMITH, Montreal, QC,
Canada
CLARE H. SPRINGS, San Francisco,
CA
THOMAS E. STANTON, JR., Belvedere
Tiburon, CA
STEWART E. STERK, New York, NY
EDWIN H. STERN, New Jersey
Superior Court, Appellate
Division, Morristown, NJ
SHALE D. STILLER, Baltimore, MD
LEO E. STRINE, JR., Delaware Court
of Chancery, Wilmington, DE
CLINT STUNTEBECK, Philadelphia, PA
WILLIAM SWADLING, Oxford, England
LINDA ALDEN SWANSON, Larkspur, CA
DENNIS J. WALL, Winter Springs, FL
JOHN A. WALLACE, Atlanta, GA
MANNING GILBERT WARREN, III,
Louisville, KY
D. KELLY WEISBERG, San Francisco,
CA
ELLIOTT J. WEISS, Tucson, AZ
THOMAS J. WELSH, Meriden, CT
JOAN G. WEXLER, Brooklyn, NY
ROBERT WHITMAN, Hartford, CT
JACQUES L. WIENER, JR., U.S. Court
of Appeals, Fifth Circuit, New
Orleans, LA
STEPHANIE J. WILLBANKS, South
Royalton, VT
JAMES A. WILLIAMS, Austin, TX
CLARK S. WILLINGHAM, Dallas, TX
THOMAS SCOTT WORD, JR., Richmond,
VA
RAYMOND H. YOUNG, Boston, MA