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DAILY BRIEFS

Families Against Narcotics launching Hope Not Handcuffs initiative at Oakland University

Families Against Narcotics (FAN), a Macomb County-based nonprofit organization founded in 2007, is teaming up with the Oakland University Police Department to bring hope to people who struggle with a substance use disorder and want to find recovery.

Since launching in February of 2017, FAN's Hope Not Handcuffs program has compassionately connected more than 8,100 people statewide with the resources necessary to find recovery from addiction. On Friday, September 30, the Oakland University Police Department will become the 122nd law enforcement agency/community partner in Michigan—and the 5th college or university—to collaborate with FAN on this initiative.

Agencies that have implemented the Hope Not Handcuffs program assist FAN's efforts to find viable treatment options for individuals seeking help to reduce their dependence on prescription medications, heroin, alcohol, or other drugs. The concept is simple: any person who is battling a substance use disorder can go to any Hope Not Handcuffs-affiliated police department or community partner and ask for help. They will be greeted with support, compassion, and respect, and one of FAN's trained volunteer "Angels" will provide them with resources and guide them through a brief intake process to help them get the treatment they need and deserve.

Hope Not Handcuffs also provides trained and certified peer recovery coaches for the individuals who participate in the program, as well as family recovery coaches for family members or loved ones. The goal is to help everyone who's been affected by the disease of addiction find recovery.

Oakland University Police Chief Mark Gordon is happy to have Hope Not Handcuffs launching in his department. "We are excited about our new partnership with Families Against Narcotics, which brings hope and recovery to those in our community who may have substance use disorder challenges," Gordon declared. "The Hope Not Handcuffs program provides a proactive approach to our campus that offers alternative assistance outside the criminal justice arena. If just one person can benefit from this program, we will consider it a success."

FAN's executive director, Linda Davis, is also thrilled to have Hope Not Handcuffs being put into place at Oakland University. "Substance use disorder doesn't discriminate," she stated. "Providing an easy-to-access, compassionate conduit to assist students or university staff who may be looking for help is something that will make a difference in those people's lives. We hope more universities across the state will partner with us going forward."

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'Advancing equity'

MSU welcomes new director of Equitable Entrepreneurship & Innovation Law Clinic

BY SHEILA PURSGLOVE
Legal News

Anne Choike joined the faculty of Michigan State University College of Law this fall, as director of the Equitable Entrepreneurship & Innovation Law Clinic, and as an associate clinical professor of law.

"As the unique name of my clinic suggests, the clinic offers a distinctive approach that provides outstanding transactional legal services for underserved entrepreneurs, innovators and makers while advancing equity — among clients and communities, in the marketplace, in the legal system and within the legal profession itself," she says.

Choike looks forward to building upon her prior work in many ways.

"I'm excited to do more intellectual property work in my clinic, in addition to business law — both of which are strengths at MSU Law and at MSU generally, with its outstanding entrepreneurship programs. I'm excited to continue my work in Detroit while also expanding to other parts of the state. In particular MSU Law has an unparalleled strengths in indigenous law and I'm curious to explore how the clinic can serve underserved native entrepreneurs, innovators and makers.

"I'm also excited to spend time with my MSU Law colleagues—all of whom seem so fun and smart—at tailgates or just weekday lunches. And I'm very excited to be on such a beautiful lush green campus."

Choike got her first taste of the legal field in childhood, when her father, a probation officer, introduced her to judges at court.

"I would come home and sentence my stuffed animals," she says with a smile.



Photo courtesy of Anne Choike
Anne Choike, who earned her law degree from the University of Michigan, is pictured with her children, Petra and Thomas.

"Later, it was my experiences working in the environmental engineering department at two different plants at General Motors that led me to law. I worked with regulations and permits frequently, and heard GM's then-VP of Environment and Energy speak about company sustainabil-

ity policies at a meeting. I was inspired by her work so I asked her how she got where she is, and she said she was a lawyer. The rest is history!"

Previously the director of the Business and Community Law Clinic and an

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ABA NEWS

ABA issues guidance on lawyers who represent themselves

The American Bar Association Standing Committee on Ethics and Professional Responsibility released a formal opinion Wednesday that seeks to clarify the interpretation of the ABA model rule related to a lawyer's communication with represented persons when the lawyer is self-representing or pursuing the case pro se.

Formal Opinion 502 states that under ABA Model Rule 4.2, lawyers who represent themselves may not communicate directly, under most circumstances, with a represented person about the matter. The formal opinion makes it clear that the self-representing or pro se lawyer must communicate with the represented person through the other person's lawyer unless the communication is authorized by law or court order or consented to by the person's lawyer.

Commonly called the "no-contact" or "anticontract" rule, the guidance has been part of the ABA Model Rules of Professional Conduct since its inception in 1983. But issues have arisen related to situations when a lawyer is acting pro se in the matter.

Formal Opinion 502 notes that "both the language of the rule and its established purposes support the conclusion that the rule applies to a pro se lawyer because pro se individuals represent themselves and lawyers are no exception to this principle." It also notes that while the general prohibition of Model Rule 4.2 is "ubiquitous in U.S. jurisdictions," as applied to pro se lawyers the scope of the rule is less clear.

"The rule 'contributes to the proper functioning of the legal system' by preventing lawyers from overreaching, from interfering in other lawyers' relationships with their clients and from eliciting protected information via 'uncounseled disclosure,'" the opinion said. "It is not possible for a pro se lawyer to 'take off the lawyer hat' and navigate around Rule 4.2 by communicating solely as a client. . . . In general, the rules of professional conduct establish limits on lawyer behavior, not that of their clients."

Two of the 10 members of the standing committee offered a written dissent to Formal Opinion 502 although they did not take issue with its intent. "Thoughtful commentators have identified the problems with Model Rule 4.2's language and inconsistent interpretations, and (they) have recommended fixing the rule rather than straining to achieve its purposes when lawyers represent themselves," they said. "By leaving this rule in place, we are also leaving in place a trap. The rule should be amended to achieve the result advocated for in the majority opinion."

The ABA Standing Committee on Ethics and Professional Responsibility periodically issues ethics opinions to guide lawyers, courts and the public in interpreting and applying ABA model ethics rules to specific issues of legal practice, client-lawyer relationships and judicial behavior. Recent ABA ethics opinions are available on the ABA Center for Professional Responsibility web page at www.americanbar.org/groups/professional_responsibility.

Legal Briefs program returns featuring law professor

The Wayne State University Law School Legal Briefs program is back this fall, featuring current legal content for alumni, students, and friends. This virtual event will take place over Zoom and will be moderated by the development and alumni affairs team within Wayne Law. The program's total run time is about 1 hour, with presentation time as well as an opportunity for alumni, students, and friends of Wayne Law to ask questions and connect in dialogue.

On Thursday, October 27, at 5:30

p.m. alumni and friends of Wayne Law can attend the Legal Briefs program featuring Justin Long, associate professor of law. Long's presentation will focus on abortion-rights litigation in the Michigan supreme court and the role of state constitutionalism in protecting civil rights as the federal Supreme Court turns away from this historic role.

Long studies state constitutionalism, public education law, urban law, and federalism. He is the associate director for education law and policy of the Damon J. Keith Center for Civil Rights,

and regularly works with civil rights activists in the community. He served as reporter for the Michigan Judicial Selection Task Force, a citizens' commission working to reform Michigan's process for selecting supreme court justices.

This event is virtual (via Zoom) and login details will be shared with registered guests ahead of the event. To register for the free online event, visit <https://events.wayne.edu/law-alumni/2022/10/27/wayne-law-legal-briefs-october-2022-93082>.

The Firm

KAREN NATZEL
BridgeTower Media Newswires

Cultivate curiosity — a resiliency and relationship superpower

Curiosity is a mindset, a feeling, a way of showing up and interacting with the world. It's not just for researchers, writers, scientists, engineers, artists, or kids! It is a lens by which we choose to perceive our experiences, and it is a pathway for building resiliency and relationships.

Expanding our comfort zones

Resiliency requires an openness and willingness to take on new experiences and thereby encounter different perspectives, ways of doing things, and even belief systems. By doing so, we expand our capacity to sit with unease and uncertainty. When we make room for novelty, we invite aliveness into our world. Embracing new experiences with curiosity expands our comfort zones, giving us more skills to navigate the one constant in life — change.

Mitigating our stress

Stress seems to be ubiquitous in our lives. Even the word can conjure up feelings of negativity or weighty matters. Yet stress can be a healthy influence.

For example, deadlines can be a procrastinator's saving grace by providing the necessary push to decide or act. For those who identify as perfectionists, stress may come in the form of "never good enough." Inquisitiveness grants one permission to experiment. Think of it as a way to travel lighter on your path.

"Control enthusiasts," as you might imagine, often find their stress emanating from the feeling of not being in control. In these instances, curiosity is a gift that nudges us to let go of what we cannot control and play in the domain of "what if?" It can afford us the space to differentiate where we have agency and where we do not. Rather than be preoccupied with worry or anxiety, we can tap into curiosity as a tool to practice being fully present. It is less about having control over something and more about savoring the process.

We can also mitigate our stress by artfully reframing. Resilient people have an extraordinary capacity to do so. Reframing expands our way of perceiving so that we may relate to what is happening in a healthy way. It's capturing the silver linings and looking through a lens of positivity and possibility. Reframing something that feels difficult and overwhelming allows us to channel our energies into remedies.

Raising our awareness

In a recent resiliency workshop, we talked about the connection of raising our awareness to emotional resiliency. When we get stuck in seeing things a certain way (i.e., being right), we slip into a constrictive, limiting mindset. It may look like justification, stubbornly defending one's position, or protecting oneself from anything that challenges the status quo. Curiosity is a way to get unstuck. Think of it as stepping outside of what you think you know, to re-examine from a neutral, unbiased position. Raising our awareness gets us out of the space of resistance and into a place of discovery.

It is in the raising of awareness that we strengthen our emotional resiliency — that ability to return to a calm state of mind after a negative experience. It is what gives us the insight to think before we act — consciously choosing a response that is more aligned with how we want to be.

One simple technique to raise our awareness is to pay attention to our emotional reactions. They are indicators of what matters to us, our attachments, and our insecurities. When you experience a strong emotional reaction (pleasant or unpleasant), pause to reflect on what it means to you. I often use, "Hmm, that's interesting," as a reminder to stay curious. There's wisdom to glean in our emotional

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Invest like Bill Gates for the long-term

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ABA survey finds most lawyers want options for remote work and court

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NATZEL:*Wonder out loud a better way*

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interesting,” as a reminder to stay curious. There’s wisdom to glean in our emotional realms!

A conduit for learning

Cultivating a sense of curiosity puts us in the headspace of learning. In fact, I would argue it is a required trait of a growth mindset. It is a direct conduit for unearthing mysteries or generating fresh solutions. Curiosity ignites our creativity and our inspiration. With curiosity, we experience, as we often did as children, the feeling of wonder and excitement about the world around us.

Zen Buddhism encourages the “beginner’s mind” — an empty mind that “holds no preconceived ideas or rules about what is. It is open, eager, and receptive,” according to CEOsage founder Scott Jeffrey. It helps us get unstuck by seeing obstacles, frustrations, people, and situations anew. It invites us to let go of the ego, and along with it the need to be right or appear competent. In this way, curiosity can simultaneously expand our knowledge and build our confidence.

The best problem-solving does not start with knowing the answers, but in wondering out loud about a better way. Hal Gregersen, founder of the 4-24 Project, notes that, “Answers are more valued than inquisitive thought, and curiosity is trained out of us.” Shift

that tendency by getting comfortable with saying, “I don’t know” and “I wonder how we could approach this differently?”

A means for tending to relationships

When we step into being curious, we suspend our tendency to judge, point fingers, or blame. We create a genuine space to understand another’s perspective. It is a mindful pause to listen for what really matters and ask questions that take us to new places and deeper understandings. Asking questions and listening openly is a simple yet powerful way to demonstrate respect. When we listen without judgment or a hidden agenda, we invite collaboration and innovation. You can start by seeking others’ opinions and advice. You can ask “How do you see things?” or simply say, “Tell me more.”

Expanding possibilities

Cultivating curiosity affords us more expansive visions to lead our lives and our organizations. It is a place we can invite more joy, purpose, and energy into our daily experiences.

How will you cultivate a sense of curiosity?

Karen Natzel is a business therapist who helps leaders create healthy, vibrant and high-performing organizations. Contact her at 503-806-4361 or karen@natzel.net.

NEWSCASTS:*Audiences don’t overlap much*

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of these programs, though, is hardly a shock to television viewers.

For NBC, Llamas packs his fast-paced show with as much information as possible.

“I believe in delivering a high story count,” he said. “I think people right now are inundated with information, but they’re inundated with the same type of information, the same stories. I want to find stuff that’s not already out there.”

Llamas, a Cuban-American, makes sure to report on Latin American issues on each show. He talks about binge-worthy entertainment. Producers comb social media and local NBC stations for news, although there’s an occasional reliance on eye candy — things like car chases that are on because the video is interesting, not because it’s newsworthy.

There’s no evidence that the streamcasts are cutting into viewership of the televised evening news shows. The networks show

no signs of abandoning them, either: NBC, for example, has quietly and successfully aired Holt’s “Nightly News” on YouTube, part of a strategy of finding an audience wherever it can.

The news divisions say they have not built the evening streamcasts to replace the television product. “I feel like it’s a nice complement to ‘World News,’” Davis said.

Besides, the television and streaming audiences tend not to overlap much.

Although there are no specific numbers for “Top Story,” NBC says that its streaming service overall gets an average of 100 million views each month. The pandemic brought in more viewers and people continue to cut the cable television cords.

Most new television sets being manufactured offer people easy access to the streaming product, said Janelle Rodriguez, senior vice president at NBC News.

“There’s no real turning back the clock here,” she said.

GATES:*Holdings beating S&P 500*

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desktop and server management tools, software development tools, video games, and online advertising.

Microsoft’s 2021 net income was \$61.27 billion, a 38.37% increase from 2020. The current stock price is around \$253.

9. Crown Castle Incorporated
Crown Castle Incorporated (CCI) is a real estate investment trust (REIT). The company owns more than 40,000 cell towers and 85,000+ miles of fiber. The REIT leases its towers to cell phone service providers like AT&T, Verizon, and T-Mobile.

Crown Castle’s 2021 net income was \$6,340 million. Bill Gates’ ownership in Crown Castle is currently worth around \$262 million. Their stock price is currently at around \$169.

Final thoughts

Bill Gates’ portfolio has generated enormous wealth for the work of the Bill & Melinda Gates Foundation. Bill Gates is currently the fourth richest person in the world. Gates’ business acumen and his skilled investment team are working well. Several of the stocks held in the portfolio are beating the S&P 500 Index this year. Investors should consider following his lead.

MUSK:*Judge: Harassment ‘meritless’*

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is the world’s wealthiest person.

Liman ruled that Musk’s claim that economic duress caused him to sign the settlement is “wholly unpersuasive.”

Even if Musk was worried that litigation with the SEC would ruin

Tesla financially, “that does not establish a basis for him to get out of the judgment he voluntarily signed,” Liman wrote.

The judge also said Musk’s argument that the SEC had used the settlement order to harass Musk and launch investigations was “meritless.”

Political Scene**NEW YORK****Progressive Democrats frustrated with several 2022 primary losses***Setbacks raise questions about the progressive movement’s standing among Democrats*By MICHELLE L. PRICE
Associated Press

NEW YORK (AP) — With less than two months until the midterm elections, progressive Democrats are facing a test of their power.

Their party is heading into the final stretch of the campaign with a robust set of legislative accomplishments that include long-term progressive priorities on issues ranging from prescription drug prices to climate change. But the left has also faced a series of disappointments as Democratic voters from Ohio to Illinois to Texas rejected high-profile progressive challengers to moderates or incumbent members of Congress during the primary season.

The frustration is particularly acute in New York, where Rep. Alexandria Ocasio-Cortez defeated one of the highest-ranking congressional Democrats four years ago, injecting fresh energy among the party’s most liberal voters.

This year, however, New York City Democrats chose Dan Goldman, a former federal prosecutor who is more of a centrist, over several progressive rivals, including freshman Rep. Mondaire Jones. About 30 miles north in the Hudson River Valley, a powerful establishment candidate, Rep. Sean Patrick Maloney, defeated a state lawmaker running to his left and backed by Ocasio-Cortez.

Those setbacks have raised fresh questions about the progressive movement’s standing among Democrats. Progressive leaders urge against reading too much into those losses, particularly in New York, where repeated elections this summer after a redistricting battle left some voters disoriented or disengaged.

“New York was just a mess,” said Washington Rep. Pramila Jayapal, chair of the Congression-

al Progressive Caucus. “It was like the timing of the redistricting maps. I mean, that’s not a situation that’s going to get repeated a lot.”

Progressives have notched notable victories this year. In Oregon, Jamie McLeod-Skinner ousted moderate Rep. Kurt Schrader. Activist Maxwell Alejandro Frost topped a crowded field of Democrats in Florida and is poised to become the youngest member of Congress. And labor organizer Summer Lee edged out an establishment-backed candidate in Pennsylvania.

But those wins risk becoming the exception rather than the rule as moderates have repeatedly asserted their strength in recent years. President Joe Biden won his party’s nomination in 2020 after overcoming challenges from more liberal contenders including Sens. Bernie Sanders of Vermont and Elizabeth Warren of Massachusetts.

In New York City, Eric Adams defeated several rivals from the left for the party’s mayoral nomination last year with an explicit critique of progressives, including Ocasio-Cortez. And New York Gov. Kathy Hochul easily dispatched a more liberal rival during this summer’s primary.

“Progressive” has long been a squishy label for Democrats. It generally refers to the party’s left flank but has been embraced by rank-and-file liberals as well as those much further left on the spectrum, including self-described democratic socialists like Ocasio-Cortez and Sanders.

The term “progressive” was even the subject of the first 2016 Democratic presidential debate between Sanders and former Secretary of State Hillary Clinton, with Sanders suggesting Clinton was not sufficiently progressive and Clinton disputing that and calling him the “self-proclaimed

gatekeeper for progressivism.”

Some candidates championed by progressives have grappled with the label this year.

“No, I’m just a Democrat,” left-leaning Pennsylvania Senate candidate John Fetterman said in a May interview with NBC when he was asked if he is a progressive. He said his positions were considered progressive six years ago but “now there isn’t a single Democrat in this race or any race that I’m aware of that’s running on anything different. So that’s not really progressive. That’s just where the party is.”

Texas Rep. Jasmine Crockett, who won a Democratic congressional primary in May and was endorsed by the Congressional Progressive Caucus, told Politico that she’d been labeled a progressive but knows most of the Democratic voters in the Dallas-area seat where she’s running identify as moderates or conservatives.

Crockett said that means she won’t align with members of the further-left subset of progressives in the House known as the “Squad,” which includes Ocasio-Cortez and has been known for challenging the party’s establishment.

“I’ve got to be very cognizant. Honestly, I love so many members of the ‘Squad’ and I think that they do right by their districts,” Crockett said. “I think in my district, while they don’t self-identify as progressive, they love a lot of the things that I stand for.”

New York Rep. Hakeem Jeffries, the chair of the House Democratic caucus and a member of the Congressional Progressive Caucus, said “there’s a difference between the socialist machine and mainstream progressives.”

Jeffries, speaking to reporters in a roundtable interview a few days before New York’s August primaries, said Democrats whose legislative records are “deeply progressive” still face criticism from “online virtue signalers” because they are not further left.

“There are some forces on the left that want to define ‘progress-

ive’ as ‘You bend the knee and we tell you what to do, and if you fail to fall in line, you’re a machine Democrat or a corporate sellout.’ That’s a joke,” he said.

Jeffries said the left had some success taking out more traditional Democrats in 2018 and 2020 as Democratic frustrations with President Donald Trump translated into energy for insurgent campaigns. But Jeffries said that once Biden won the White House and his Democratic-controlled Congress began passing legislation, Democratic voters were no longer looking for insurgency.

“At a certain point in time, voters want results, particularly when Democrats have been entrusted with majorities,” he said. “And that is what we have been delivering.”

Bill Neidhardt, a progressive Democratic strategist who worked for liberal former New York Mayor Bill de Blasio, said that while there have been noted losses in recent contests, the Democratic Party’s left flank has seen bright spots.

“It’s not a perfect record, but it never is in elections. I would challenge anyone to show me one of those,” Neidhardt said.

Neidhardt said progressives in Congress can point to growing political power, such as Biden’s recent student loan debt forgiveness plan or Democrats’ new law, the Inflation Reduction Act, tackling climate change and capping prescription drug costs.

“That’s got the progressives’ fingerprints all over it,” he said.

Though Fetterman has shrugged off the progressive label, Neidhardt said the Pennsylvania opposing Republican Mehmet Oz might help progressives see one of their biggest coups yet. Fetterman and Wisconsin Senate candidate Mandela Barnes are running in two hotly contested U.S. Senate seats that Democrats hope to flip while hanging onto their thin majority in that chamber.

“Who’s going to defeat Ron Johnson? Who’s going to defeat Dr. Oz? It’s going to be progressives,” he said.

DIRECTOR:*Choike has a master’s degree from U-M in Urban Planning*

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assistant clinical professor at Wayne Law School, Choike enjoys teaching and guiding law students.

“I love supporting students in developing their unique professional identities,” she says. “I also like helping them sharpen their analytical skills and realize they can do so without losing themselves, their well-being, or the interests that led them to pursue a career in law.”

Choike launched her academic trajectory with an undergraduate degree in earth and atmospheric science, drawing from a passion sparked in childhood when her father took her to national and state parks, instilling in her a deep appreciation for nature. This motivated her to pursue an environmental engineering major at Cornell University’s College of Agriculture and Life Sciences—but she ultimately switched to earth sciences after a transformative field semester in Hawaii offered through that department in Cornell’s College of Arts & Sciences.

“I realized that, unlike in the Ag School, in the College of Arts & Sciences I could study the natural world while also taking the liberal arts classes I loved like modern philosophy, Russian literature, Polish language, and urban planning,” she says. “I’m a land grant aggie at heart though, and that’s part of what drew me to MSU for sure!”

She earned both her J.D. and a master’s degree in Urban Planning from the University of Michigan. Her interest in the latter subject was piqued by spending time with her father in Detroit, where he had attended college and spent much



Anne Choike (left) is pictured with her friend at the finish line of the Detroit Half-Marathon in 2018.

of his youth.

“Seeing the assets as well as the challenges of Detroit — as well as the sprawl of its suburbs — really impacted me and made me curious to learn more,” she says. “Later, when I was studying in Hawaii, I was exposed to native Hawaiian land management approaches. These helped me to appreciate that the way land and development is managed has an enormous impact on community sustainability and equity. When I got back to Ithaca, I wanted to learn more and took several urban planning classes there, and discovered I enjoy design and planning generally.”

Choike now practices and researches in the area of organizational law.

“I enjoy analyzing how organizational law works and also how it can be used to promote justice and socially responsible enterprise,” she says. “To this end, I recently completed a project—‘Feminist Judgments: Corporate Law Rewritten,’ scheduled to be published by Cambridge University Press in November 2022—using feminist theory and methods to analyze corporate law. I’m fortunate to have opportunities to put this a project in action in my clinic practice.”

Her mother worked at General Motors and took her to the nation’s first ever Take Your Daughter to Work Day in the 1990s.

“I’m sure her ambition and influence contributed to my interests in feminism. She also sup-

ported my aptitude for math and science, which also contributed to my interest in environmental engineering,” Choike says.

Her mother is from Poland, and Choike found it meaningful to spend time learning about her heritage while conducting research and attending a summer program at Jagiellonian University in 2005.

“Jagiellonian University and Kraków are gorgeous, as is the surrounding countryside,” she says. “I enjoyed learning Polish, checking out Kraków’s jazz clubs, and, of course, eating Polish food.”

Originally from St. Clair Shores, Choike now makes her home in Ann Arbor with her husband, Gabriel Rauterberg, 2-1/2-year-old Petra and 9-month-old Thomas.

In addition to spending time with her family, Choike loves to play lawn, arcade, or board games very competitively; and listen to jazz and live music. She also is passionate about running, and ran Division I cross country and indoor track in undergrad at Cornell until her sophomore year.

“Cross country gave me the opportunity to spend lots of time in nature, and with other strong girls and women with whom I built lifelong friendships,” she says.

She also finds time to give back to the community; caring deeply about accessibility and diversity, she serves with various organizations advancing both values, including the Directorship on Diversity of the State Bar of Michigan’s Business Law Section, and the board of directors of Allied Media Projects, a Detroit-based organization that cultivates media for liberation.