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\*Membership and Affiliations as of June 2021

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PHOTO: The Center for American and International Law education center in Plano, Texas.



# LETTER FROM THE PRESIDENT

Thomas (T.L.) Cubbage III was named President of The Center for American and International Law (CAIL) on March 1, 2021.

When CAIL was established in 1947, our founder, Robert Storey, saw the need to better educate those who protect the rights of others. These individuals come from varied backgrounds—they include law enforcement leaders; judges of state, federal, and non-U.S. courts; arbitrators on international tribunals and advocates who appear before them; lawyers representing businesses in the sound and sustainable development of energy projects; human rights advocates on the global stage; prosecutors and criminal defense lawyers in cities and towns across Texas and other American states; and many more.

Today, CAIL and its five institutes continue to work toward this goal by providing top-tier education and training for lawyers and law enforcement. The mission of promoting justice and the rule of law is as essential now as when its founders established CAIL.

Despite two challenging years hindered by a global pandemic, CAIL's staff has continued its unwavering commitment to providing innovative educational programs and opportunities for members to forge strong professional networks and relationships.

As we prepare for CAIL's 75th anniversary, I have been honored with the opportunity to lead this distinguished organization, with its rich history and most promising future in spreading deeper understanding of the rule of law—and enduring respect for it. I also thank my predecessor as President, Mark Smith, for his invaluable example and guidance after over three decades of service to CAIL.

Armed with a newly approved strategic plan, we are working diligently to ensure that CAIL's impact will be felt for generations. With your support, we know that vision is attainable.

With appreciation and confidence,

Thomas (T.L.) Cubbage III, President

The Center for American and International Law



#### T.L. CUBBAGE

Thomas (T.L.) Cubbage III is President of The Center for American and International Law.

Cubbage previously was a partner in the Washington, D.C., office of Covington & Burling LLP, where his practice focused on litigation and arbitration.

With Covington, he participated in a wide range of pro bono activities, including post-conviction litigation for a death row inmate in the Deep South. Cubbage served in government as Deputy Under Secretary for Science at the U.S. Department of Energy (2018–2021) and as an in-house counsel with an energy company (2003–2006).

Before becoming CAIL's President, Cubbage had served on CAIL's Board of Trustees and been an advisory board member of CAIL's Institute for Energy Law (IEL) and Institute for Transnational Arbitration (ITA).

Cubbage received an undergraduate degree from Southern Methodist University and a law degree from the University of Texas at Austin, both with high honors.

# **OUR STORY**

**HISTORY** For nearly 75 years, The Center for American and International Law (CAIL) has devoted itself to improving the quality of justice through the education of lawyers and law enforcement officials in the United States and throughout the world.

CAIL is a nonprofit institution that was founded by Robert G. Storey, a prominent Dallas lawyer who served as executive trial counsel to Justice Robert H. Jackson in the prosecution of high-ranking Nazis during the Nuremberg Trials following WWII.

Inspired by his experiences, Storey formed the Southwestern Legal Foundation, now The Center for American and International Law, upon his return to Dallas in 1947.

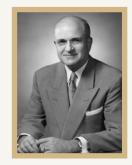


PHOTO: Robert G. Storey, CAIL's Founder; 1949.

**TODAY** Tens of thousands of lawyers and law enforcement officers from all 50 states and 130 countries have participated in CAIL programs. These programs address issues that continue to be pressing and pertinent worldwide and in our country.



education center.

#### CAIL BY THE NUMBERS

5 130 INSTITUTES COUNTRIE

COUNTRIES MEMBI

3,921 9,970 REGISTRAN

The organization has earned a reputation for excellence in education and, unique in its service to both lawyers and law enforcement officials, continues to offer high quality, cutting-edge services to the legal community and beyond.

Now more than ever, CAIL's programs improve the abilities of those who have the responsibility to protect the rights of others.

"

[The Southwestern Legal Foundation] will be a "clearinghouse" for legal problems, a forum where lawyers, judges, interested laymen, public officials, professors, and students may coordinate their efforts for the improvement of the law and the administration of justice."

# 2020-2023 STRATEGIC PLAN As CAIL approaches its 75th

As CAIL approaches its 75th year of service to legal and law enforcement professionals throughout the world, CAIL's Board of Trustees approved a new strategic plan that focuses on building an even more dynamic, diverse, and cohesive organization, positioned for its centennial and beyond.



#### **OUR MISSION**

CAIL advances the administration of justice by educating and inspiring communities of legal and law enforcement professionals throughout the world.



## **OUR VISION**

Fair and just legal systems reflecting the rule of law, at home and abroad.



#### **OUR VALUES**

Integrity
Excellence
Diversity
Innovation

# 2020 - 2021 FINANCIAL SUMMARY

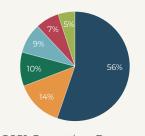
The information presented below is a summary of The Center for American and International Law's Financial Statements and Independent Auditors Report for the years ended June 30, 2021 and 2020. All financial figures are listed in the thousands. To download and view the full report, please visit CAILAW.org.



PHOTO: Guest panelist during event held at CAIL's education center.

ASSETS (IN THOUSANDS)	2021	2020
Cash and Cash Equivalents	\$1,860	\$1,977
Restricted Cash & Cash Equivalents	\$518	\$353
Other Current Assets	\$586	\$457
Investments	\$26,141	\$22,077
Property and Equipment	\$ 7,590	\$ 7,792
TOTAL	\$36,695	\$32,656

LIABILITIES & NET ASSETS (IN THOUSANDS)	2021	2020
Current Liabilities	\$521	\$485
Deferred Revenue	\$222	\$273
Net Assets with Donor Restrictions	\$1,858	\$886
Net Assets without Donor Restrictions	\$34,094	\$31,012
TOTAL	\$36,695	\$32,656



2021 Operating Revenue

ОР	ERATING REVENUES (IN THOUSANDS)	2021	2020
	Tuition & Projects	\$849	\$1,075
	Annual Dues	\$905	\$986
	Sponsorships	\$593	\$609
	Contributions & Grants	\$1,252	\$478
	Investment Earnings (net of fees)	\$5,029	\$562
	Other	\$414	\$406
TO	TAL	\$9,042	\$4,116

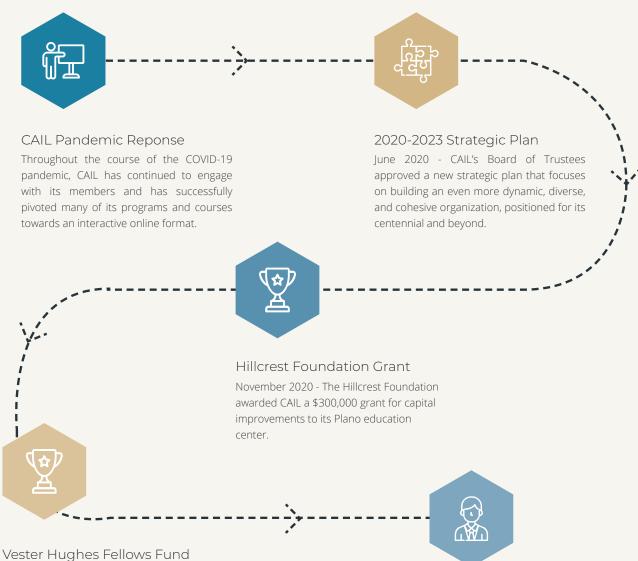


2021 (	Ope	erating	Expe	nses
	~   ~ ~		_,,,	

ОР	ERATING EXPENSES (IN THOUSANDS)	2021	2020
	Program Expenses	\$3,075	\$3,709
	General & Administrative	\$1,651	\$1,403
	Fundraising	\$261	\$72
TO	TAL	\$4,987	\$5,184

# **KEY MOMENTS**

Fiscal 2020-2021 had several important moments, beginning with the implementation of the newly approved 2020-2023 strategic plan. From there, we hit many other milestones as well - here are some highlights.



December 2020 - A gift of \$500,000 created The Vester Hughes Fellows Fund, with net income to be used for scholarships in connection with the annual Academy of American and International Law. These scholarships are awarded to participants from developing countries for tuition and room/board.

#### **New President**

March 2021 - Thomas (T.L.) Cubbage III succeeded Mark Smith as President of The Center for American and International Law leading the organization into its 75th year anniversary.





SPECIAL PROGRAMS

## **FUNDRAISING EVENTS**

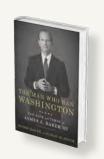
Donations received during fundraising events help to support the important work of CAIL, such as actual innocence and criminal-justice programs, law enforcement anti-bias and diversity education, and other educational initiatives promoting the rule of law.

#### A Conversation with Journalists Peter Baker & Susan Glasser

October 2020 - CAIL's Research Fellows hosted a virtual event featuring Peter Baker, chief White House Correspondent for the *New York Times*, and Susan Glasser, staff writer for the *New Yorker*, for a discussion about their book, *The Man Who Ran Washington*, a biography of Houston lawyer, cabinet member and former White House chief of staff James A. Baker III.



The interview focused on secretary Baker's rise to prominence in Washington. Secretary Baker, who never held a political office himself, played key roles in the U.S. responses to the fall of the Berlin Wall and the reunification of Germany, the end of the Cold War and the collapse of the Soviet Union, and the U.S. response to Iraq's invasion of Kuwait.



Baker and Glasser were interviewed by Talmage Boston, a partner in the Dallas office of Shackelford, Bowen, McKinley & Norton, LLP.

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#### CONTRIBUTOR

Hon. Thomas R. Phillips

#### A Conversation with John Grisham and Awards Ceremony

May 2021 - New York Times bestselling author and attorney, John Grisham, was interviewed by Talmage Boston in this special virtual fundraising event about wrongful convictions and actual innocence, a key focus of CAIL's programming. An in-person awards ceremony followed the interview at our education center in Plano.



#### **HONOREES**

Following the interview with John Grisham, CAIL president T.L. Cubbage presented Judge Charles N. Brower (pictured left) with CAIL's *Lifetime Achievement Award* and Barry McNeil (pictured right) with CAIL's *Achievement in the Pursuit of Justice for All Award*.





#### **SPONSORS**



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#### LEADER, CONT'D

Barry J. Sorrels Beck Redden LLP Bradley Arant Boult Cummings LLP D. Patrick Long David J. Beck David Keltner Hon. Elizabeth Lang-Miers Fisher, Johnson & Huguenard, LLP Gibbs & Bruns LLP Harriet E. Miers Hon. Dale Wainwright/Greenberg Traurig LLP John C. Eichman King & Spalding LLP Mark Shank Pravati Capital Randall M. Ebner Shackelford, Bowen, McKinley & Norton, LLP

# **GRANT PROGRAMS**

GRANT PROGRAMS
BY THE NUMBERS

7 726
PROGRAMS PROGRAM
OFFERED REGISTRANTS

For our Criminal Law and Actual Innocence programs, fiscal year 2021 saw digital programming content increase due to continued challenges with inperson meetings as a consequence of the ongoing COVID-19 pandemic.

The products of these digital programs were offered in the latter part of the year as on-demand webinars to constituents across the State of Texas.

Recorded trainings included: PRESENTATIONS FOR THE DEFENSE (on the impacts of psychological science or historical racial dynamics and bias on capital & non-capital defense litigation); PRESENTATIONS ON ACTUAL INNOCENCE (featuring best practices guidance from Texas Conviction Integrity Units and panel discussions on evaluating good and bad science in forensics); and PRESENTATIONS FOR THE PROSECUTION (including emerging trends in capital & non-capital prosecution).



PHOTO: Panel of Chiefs from Conviction Integrity Units across Texas speaking at the 2020 Actual Innocence Annual Program.

CAIL was again able to offer these programs thanks to grant funds awarded by the TEXAS COURT OF CRIMINAL APPEALS for the purpose of providing continuing legal education courses, programs, and technical assistance projects to judges, court personnel, prosecuting attorneys and their personnel, and criminal defense attorneys who regularly represent indigent defendants in criminal matters, and for the purpose of providing innocence training programs related to defendants' claims of factual innocence following conviction to law enforcement officers, law students, and other participants.

# OTHER CLE PROGRAMS

CAIL also presents programming, Other CLE, that falls outside the scope of our five institutes. These courses provide relevant legal education on subjects such as Estate Planning or our biennial Bankruptcy Bench-Bar Conference.

Due to the pandemic, our Other CLE programs were held virtually this year. Offerings included webinars on ESTATE PLANNING and MAINTAINING WELL-BEING IN STRESSFUL TIMES, the latter of which was offered tuition-free to CAIL's institutes' advisory board members, full-time government employees, nonprofit employees, and U.S. law students.

OTHER CLE PROGRAMS
BY THE NUMBERS
(2020-2021)

2 188
PROGRAMS PROGRAM
OFFERED REGISTRANTS



The Hon. Patrick E. Higginbotham of the United States Court of Appeals for the Fifth Circuit was instrumental in this Inn's formation and served as its first President. In January 1996, the Inn changed its name to honor Judge Higginbotham. Judge Higginbotham also served as President of the American Inns of Court Foundation from 1996 to 2000.

#### **RESEARCH FELLOWS**

The Research Fellows of The Center for American and International Law may be well described as defenders of great traditions.

The programs they initiate and support give ample evidence of their manifold purpose of contributing to the improvement of the administration of civil and criminal justice and to acknowledge the accomplishment in these vital areas of civilized life under law.

Since 1957, Research Fellows have been selected from the professions and all aspects of the business and social community – outstanding lawyers and laymen.





**INSTITUTE HIGHLIGHTS** 





PHOTO: ILEA's "Teaching Diversity: Instructor Skills for Promoting Inclusion, Anti-Bias and Justice Education" as presented to the DFW Airport Department of Public Safety.

During fiscal year 2021, the Institute for Law Enforcement Administration (ILEA) not only weathered the pandemic but excelled throughout the challenging time.

To meet the needs of clients, ILEA quickly began to plan and present a series of free webinars designed to educate and maintain relationships with member agencies and the law enforcement community.

Throughout fiscal year 2021, ILEA held 34 programs with 1,237 registrants from across the U.S. and from Canada. Nearly 300 sergeants received supervisory education.



PHOTO: Graduates of the Texas Sergeant Academy hosted by the Georgetown Police Department.

# ILEA BY THE NUMBERS (2020-2021)

1957	34
FOUNDING	PROGRAMS
YEAR	OFFERED
1,237	108

PROGRAM

REGISTRANTS

By August 2020, it was clear that law enforcement was ready to resume limited face to face education.

**INSTITUTE** 

**AGENCIES** 

In response to the George Floyd incident, ILEA received several requests for the TEACHING DIVERSITY: INSTRUCTOR SKILLS COURSE and our ETHICS TRAIN-THE-TRAINER.

These programs included ILEA's timely discussion webinars on THE POLICING OF BLACK AMERICA.

ILEA also delivered two eightweek SCHOOLS OF EXECUTIVE LEADERSHIP, four SCHOOLS OF

POLICE SUPERVISION and other programs on subjects such as Internal Affairs, Professional Standards and Ethics, Personnel Management: Reset the Clock, Public Information and Communications, the Civilian Leadership Series, and others.

After over forty years of service to the law enforcement profession, DR. RICHARD "RICK" HOLDEN retired. Holden's five year tour with ILEA was so valuable that he was bestowed the title of being ILEA's first Professor Emeritus.



PHOTO: (Left to right) Dr. Rick Holden and ILEA Director Gregory Smith.

ILEA has examined its operating model over the last year and is now beginning to focus on seeking funding dollars to support and expand programming.

Raising scholarship funds will allow ILEA to educate more law enforcement personnel who are members of agencies that traditionally do not have the resources for training beyond state mandated education.



Fiscal year 2021 began as one of the most challenging ever for the Institute for Energy Law (IEL) with a pandemic requiring significant changes to IEL's operations. It ended being one of the most successful years ever for IEL.

# IEL BY THE NUMBERS (2020-2021)

1959 FOUNDING YEAR

**52** PROGRAMS OFFERED

3,551
PROGRAM
REGISTRANTS

758 MEMBERS

IEL presented its first online conferences during the year, finishing the year by presenting ten online conferences. This included the 72ND ANNUAL OIL & GAS LAW CONFERENCE, which featured a keynote address by United States Senator Joe Manchin. IEL presented 32 webinars during the year, four times more than previously presented by IEL in a single year.

IEL created a new free online conference for IEL members, FOCUS 2021: A SPECIAL SUMMIT ON ENERGY, LEADERSHIP & DIVERSITY. This summit featured bestselling authors, including Maria Konnikova and Daron Roberts, the influential diversity, equity, and inclusion trainer and speaker Michelle Silverthorn, and energy and industry leaders.



PHOTO: IEL's 19th Annual Energy Litigation Conference featured Diana E. Marshall (Marshall & Associates) (center) receiving IEL's Lifetime Achievement in Energy Litigation Award from IEL's Advisory Board Chair, Laura Robertson (right) and Senior Vice Chair, Michael P. Lennon, Jr. (left).

IEL also offered a new online conference series, called workshops, for young energy professionals (YEP) that look at different aspects of the industry. The first IEL YEP WORKSHOP focused on the oil and gas segment of the industry and was very successful.





PHOTO: 2021 Awards Honorees: Reagan W. Simpson, Yetter Coleman LLP, (pictured left) was presented with IEL's 2021 Deans of Oil and Gas Practice Lecturer recognition and Ryan Lance, CEO of ConocoPhillips Company (pictured right) was presented with IEL's 2021 John Rogers Award.

IEL created a new DIVERSITY, EQUITY & INCLUSION COMMITTEE and implemented significant new DE&I

initiatives throughout the year, including a successful Diversity Book Club and a program to increase diverse speakers at IEL programs.

IEL became the first CAIL entity to develop an automated and easy-to-use ON DEMAND LEARNING CENTER. This new Learning Center allows IEL members and customers to view and obtain MCLE credit from anywhere and at any time. The Learning Center features over 175 individual sessions from IEL webinars and conferences and offers free and discounted access to the sessions for IEL members and employees of IEL's Sustaining and Supporting Members.

In the next fiscal year IEL will adopt the lessons learned during the pandemic to make IEL more accessible to energy attorneys and professionals around the world through online programs while also offering its world-class in-person conferences and programs. 41



Fiscal year 2021 for the Institute of Transnational Arbitration (ITA) was a year of growth and deepening connection with the international arbitration community. Despite the continuing pandemic, ITA grew in membership, programs, publications and other activities, reaching new audiences near and far.

# ITA BY THE NUMBERS (2020-2021)

1986 FOUNDING YEAR 24 PROGRAMS OFFERED

2,500 PROGRAM REGISTRANTS 2,591
INSTITUTE
MEMBERS

ITA is truly global in its membership, programs, publications and online activities, with:

- 435 Advisory Board members in 32 countries (36% outside the US)
- Over 2,100 Young ITA members in 96 countries (81% outside the US)
- 4 virtual primary international conferences and 20 regional/global webinars
- 5 publications, including the ITA ARBITRATION REPORT at KluwerArbitration.com with 95 ITA country reporters (97% outside the US), the ITA IN REVIEW e-journal, and the NEWS & NOTES newsletter (both distributed to over 10,000 interested persons around the world).



PHOTO: Virtual panel at the 10th ITA-IEL-ICC Joint Conference on International Energy Arbitration.

ITA's growing membership of 2,591 members are in 107 countries and 22 U.S. states. We are blessed with an active, committed membership. Over 500 counsel volunteered their time unpaid to ITA in fiscal year 2021 as officers, speakers, editors, reporters, mentors, facilitators and online moderators.

Special activities in fiscal 2021 included: active participation as an official observer in the UNCITRAL WORKING GROUP III ON INVESTOR-STATE DISPUTE SETTLEMENT REFORM; a 4-part





PHOTO: Tom Sikora (pictured left) was appointed to succeed Joseph E. Neuhaus (pictured right) as Chair of ITA's Advisory Board for 2021 to 2024.

webinar series on a new Draft Code of Conduct for Adjudicators in Investor-State Dispute Settlement organized and presented with the leaders of UNCITRAL (UN) and ICSID (World Bank); webinars presented by our Academic Council and our ITA Arbitration Report Board of Editors; and the launch of our new Young ITA Newsletter.

At the ITA ANNUAL MEETING, the Executive Committee and Advisory Board adopted ITA's fourth 3-year strategic plan for 2021-2024. TOM SIKORA was appointed to succeed Joe Neuhaus as Chair of ITA's Advisory Board for 2021 to 2024.

International law is an essential element of CAIL's DNA, peaceful resolution of international business disputes is an essential element of the global rule of law and a healthy ITA is fundamental to CAIL's mission and success.



The Institute for Law and Technology (ILT) provides superior educational and professional opportunities for lawyers and other professionals, including facilitating the study of evolving issues and ideas, in intellectual property and technology.

CAIL held its first Intellectual Property Law Conference in 1962 and has done so every year since. In 2017, ILT presented our first Cybersecurity and Data Privacy Law Conference.

ILT, CAIL, and the legal community suffered a huge loss with the passing of CLYDE SIEBMAN, the long-serving Chair of ILT's Advisory Board, in March 2021. JUSTICE JOHN G. BROWNING was selected to succeed Siebman.

Justice Browning shared, "the late Clyde Siebman was a dear friend of mine, and he leaves big shoes to fill. I hope that my service as Chair will build upon his impressive legacy and honor his memory."





PHOTO: Justice John G. Browning (pictured left) was selected to succeed the late Clyde Siebman (pictured right) as Chair of ILT's Advisory Board.



PHOTO: In-House Counsel Panel at the Virtual Intellectual Property Law Conference

Due to the pandemic, all ILT events were held virtually. This was a new experience for ILT, and faculty and staff met the challenge.

Kudos to the chairs, faculty, and planning committees for pivoting from in-person events to live webinars:

- 4th Cybersecurity & Data Privacy Law Conference
- 58th Annual Conference on Intellectual Property Law
- Tech Summit II
- Technical Competency: You Don't Know What You Don't Know
- Applications of Al Technologies in Patent Practice

The APPLICATIONS OF AI TECHNOLOGIES IN PATENT PRACTICE program focused on the ethical requirement for technical competency, educating IP attorneys about Artificial Intelligence.

# ILT BY THE NUMBERS (2020-2021)

2003	5
FOUNDING	PROGRAMS
YEAR	OFFERED
284	43
PROGRAM	ADVISORY
REGISTRANTS	BOARD MEMBERS

Looking ahead, ILT plans to continue to present webinars even after returning to in-person events.

ILT will continue to build upon the TECH COMPETENCY and ARTIFICIAL INTELLIGENCE programs presented this year, and offer additional webinars on these topics in the future.  $\P^{\Delta}$ 



For the Southwestern Institute for International and Comparative Law (SWIICL), fiscal year 2021 was a year of new programs and outreach to the global SWIICL community.

# SWIICL BY THE NUMBERS (2020-2021)

1964 7
FOUNDING PROGRAMS
YEAR OFFERED

374 107
PROGRAM INSTITUTE
REGISTRANTS MEMBERS

SWIICL's flagship program, THE ACADEMY OF AMERICAN AND INTERNATIONAL LAW, was not held due to the ongoing COVID-19 pandemic.



PHOTO: Hauwa Ibrahim during her participation as a guest speaker for SWIICL's Dean Robert G. Storey Lectures.



PHOTO: Panel of speakers from the 2021 SWIICL Workshop.

However, in line with the educational values of the Academy, SWIICL held online programs featuring esteemed members of the Academy faculty for both SWIICL members and Academy Alumni. In addition, to further foster and maintain the lifelong friendships created at the Academy, SWIICL hosted several virtual class reunions bringing together classmates from class years as early as 1991.

SWIICL also launched a new program series with the DEAN ROBERT G. STOREY LECTURES in honor of CAIL's founder, Robert G. Storey. Each lecture focused on issues of particular importance in a region of the world with emphasis on rule of law implications.

The Lectures have featured some of the world's best lawyers who have addressed many issues from regional perspectives. Lecture speakers included Hon. Robert Jordan, former US Ambassador to Saudi Arabia; and Hauwa Ibrahim, Sakharov Prize winner and President of the Peace

Institute. The lecture series has attracted over 400 registrants from 39 countries.

Several of SWIICL's regular programs were held on virtual platforms for the first time as well.

The ANNUAL SYMPOSIUM was held virtually with CAIL's Institute for Law and Technology and focused on navigating the shifting and complex regulatory landscape of data privacy.

The SWIICL WORKSHOP normally held in Mexico was held virtually and in partnership with the Institute for Energy Law centering on USMCA implications and compliance.  $47^{\circ}$ 

# 2020-2021 CAIL STAFF\*

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**WENDY CASTELLANA** 

Vice President; Director, Institute for Law and Technology; Director, Other CLE

JAY RAY

Vice President; Director, Institute for Energy Law; Director, Southwestern Institute for International and Comparative Law

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Director

**MONICA SHOME** 

Director of Meetings

IB STANLEY-IKHILIOJU

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\*As of June 2021.



# ANNUAL REPORT

2020-2021

Founded in 1947, The Center for American and International Law (CAIL) is a nonprofit educational institution that is dedicated to improving the quality of justice through the education of lawyers and law enforcement officials in the United States and throughout the world.

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