

4. In 1996, I was awarded tenure by the University of Wisconsin. I teach, write and speak in the principal areas of Constitutional Law, Legislation, and Sexual Orientation and the Law.

5. In or about 1997, I was offered a position as a visiting professor at the University of Michigan Law School. I told faculty members at Michigan that my domestic partner, Juliet Brodie, would also need to have a teaching position at Michigan if I were to accept the visiting offer. I made known to them our sexual orientation and the fact that we were partners. Through the efforts of various faculty members and Jeff Lehman, who was then the Dean, Michigan also offered Juliet a visiting teaching position in the Clinical Program at the Law School. I also told faculty members at Michigan that I would like to teach a course in Sexual Orientation and the Law, and they were supportive of that, as well. The faculty and dean were accommodating of Juliet's and my needs as a couple.

6. Juliet and I taught at the University of Michigan law school as visiting faculty in the fall semester of 1997. We returned to our home in Madison, Wisconsin in December 1997.

7. During the February-March, 1998 time frame, I received an offer to join the Michigan Law School faculty as a full-time professor with tenure. Juliet received a job offer from Michigan at the same time. Jeff Lehman extended the offers and thereafter recruited us to join the faculty.

8. At the time I received the job offer from Michigan, I was pregnant, and I told Jeff that Juliet and I were expecting a baby in July 1998. He was warm about that news. He offered to arrange release time for me during the fall semester of 1998 (which would be my first semester as a member of the Michigan faculty) in order to allow me to spend time with the baby.

9. Juliet and I accepted the job offers and moved to Ann Arbor, along with our newborn son, in fall 1998. This was a very difficult decision for us because we loved Madison and I was very happy as a faculty member at Wisconsin.

10. I gave birth to our second child in May 2000 while at Michigan, and found my colleagues to be warm and welcoming to both of the children. Juliet and I received many baby gifts from colleagues. We also received many social invitations from colleagues during the two years we spent at Michigan.

11. At the end of the 1999-2000 academic year, Juliet and I made the difficult decision to return to Madison. We very much missed the friends and professional community we had left in Wisconsin, where we had strong personal and professional ties. We also felt that the city of Madison offered advantages over the city of Ann Arbor as a community in which to raise our children. We did not return to the University of Wisconsin because there was an unwelcome environment at the University of Michigan for gays or lesbians. To the contrary, during the time I taught at Michigan's Law School, I experienced no discriminatory treatment.

12. During my employment at the University of Michigan, I came to know Peter Hammer. I know that Peter Hammer was considered for tenure in February, 2000; however, because Juliet and I had decided by then to return to the University of Wisconsin, I chose not to participate in evaluating or voting on Hammer's tenure application.


13. Some time in early 2005, I learned that Peter Hammer had filed suit against the University of Michigan and that he had posted his civil complaint on a website that he created. I read the complaint on the internet. In particular, I read and noted Paragraph 22, which states:

22. The Law School during Plaintiff's employment laterally hired a female couple who stayed at the Law School for only one year and left to return to a substantially less prestigious institution for reason that the inhospitable attitude toward individuals with same sex partners was too prevalent for them to remain.


I was surprised and upset to read this allegation, which was referring to me and Juliet. Neither Hammer nor his attorney told me about Paragraph 22 before filing their complaint with the Court. The statement in that paragraph as to why Juliet and I returned to the University of Wisconsin is wrong.

14. I am aware that Juliet had a conversation with Peter Hammer to convey our strong belief that Paragraph 22 should be deleted from Hammer's civil suit because it was inaccurate.

Further, Affiant sayeth not.


Jane Schacter

Subscribed and sworn to before me
this 14 day of February, 2006.


Notary Public, Santa Clara County, California
My commission expires:

