

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA

A Service in Memory of
THE HONORABLE RODOLFO "RUDY" LOZANO
who Served as United States District Court Judge from
February 26, 1988
to
July 11, 2018



Monday, September 24, 2018

2:00 p.m.

5400 Federal Plaza

Hammond, Indiana

Order of Proceedings

Presentation of Colors . . . East Chicago American Legion

*Opening of Court Mr. Robert N. Trgovich
Clerk of Court*

Invocation The Honorable Paul R. Cherry

*Pledge of Allegiance . . . Angie Lozano,
Andrew Joseph Lozano and
Olivia Lynn Lozano*

Posting of Colors East Chicago American Legion

*Introduction of Judges
and Guests Chief Judge Theresa L. Springmann*

Preliminary Remarks Chief Judge Theresa L. Springmann

Personal Remarks and Tributes by:

*Hon. James T. Moody
Hon. John. E. Martin
Hon. Michael S. Kanne
Mr. Jon F. Schmoll
Hon. Gonzalo P. Curiel
Ms. Susan H. Vrahoretis
Ms. Kendra Shearer
Mr. Kurt Koch
Mr. Michael Carrington
Ms. Kerry C. Connor
Mr. Roy Dominguez
Ms. Dina Lozano*

Presentation of Flag. . . . Mr. Robert Trgovich

Bagpipes. Mr. Patrick Shanley

Concluding Remarks. . . . Chief Judge Theresa L. Springmann

Retiring of Colors. East Chicago American Legion

Adjournment

MR. TRGOVICH: Would you all rise, please, for the posting of the colors.

(Presentation of Colors.)

MR. TRGOVICH: Hear ye, hear ye, hear ye. United States District Court for the Northern District of Indiana is now in special session pursuant to adjournment. The Honorable Theresa Springmann presiding.

JUDGE SPRINGMANN: You may be seated.

Good morning to all that are gathered here today for this very special memorial service that we're conducting in the Hammond Division of the United States District Court for the Northern District of Indiana and to those who are participating in this event by videoconferencing in the Fort Wayne and South Bend Divisions.

We have come here today to remember and celebrate the life and the work of our departed friend and colleague, the Honorable Rudy Lozano.

At this time let me recognize the posting of the colors from the veterans' association of the city of East Chicago.

Let me ask at this time, are we ready to proceed with the Pledge?

MR. TRGOVICH: With the invocation, Your Honor.

JUDGE SPRINGMANN: With the invocation. All right.

Then at this time let me recognize Magistrate Judge

Paul Cherry, who is serving in both the Hammond and Fort Wayne Divisions, who will first lead us in an invocation on behalf of Judge Lozano.

JUDGE CHERRY: Please join me.

Lord, God: We bow before You, our Creator and Redeemer, to honor the life and memory of Your servant, Rudy Lozano, and to give You thanks for sharing parts of Rudy's life with each one of us, even yet after he physically departed the bonds of this earthly life.

Oh Lord, You touched and loved each one of us in wonderful ways through Rudy. We are each better for it. We are grateful.

We ask Your Spirit to abide with us as we mourn his passing. Bring Your comfort and peace, we pray, to Rudy's wife, Angie; his son, Rudy, Jr.; his daughter, Dina; his beloved grandchildren, Andrew Joseph and Olivia Lynn; his family, who shared Rudy with us these many years.

Bring Your comfort and peace, we pray, to Rudy's beloved judicial law clerks, case managers, and court reporters, his colleagues on the judicial bench, his many friends in this courthouse, and to each of us here.

Send the comfort that they and we be reminded that after the night of sorrow joy comes in the morning.

Receive Rudy and, one day, each of us into Your arms of Your mercy. May Rudy rest in everlasting peace in the

glorious company of You and all your saints in the habitation of Your eternal dwelling place in Your love.

May Rudy's soul rest in peace through the mercy of God. Of this we pray in the sovereign name of Jesus Christ.

Amen.

JUDGE SPRINGMANN: Thank you, Judge Cherry.

At this time now, the grandchildren of Judge Lozano, Andrew and Olivia, and their grandmother, Angie Lozano, will lead us in the Pledge of Allegiance to the flag. If you would all stand, please.

(Pledge of Allegiance.)

JUDGE SPRINGMANN: Thank you. You may be seated.

(Posting of Colors.)

JUDGE SPRINGMANN: Ladies and gentlemen, those of us who have spent our lives in the practice of law have attended many memorial services such as this one for judges and attorneys that we have known over our time. But if this is your first such memorial service held in a federal courthouse, you may be asking yourself: Why are they conducted in this way?

In the life of a federal trial court, the proceedings that take place in this space, in this courthouse, this courtroom, vary greatly. They include, of course, jury trials dealing with all the issues imaginable that arise between people, both civil and criminal, bearing on issues of guilt or

innocence, fortune and failure, prosperity, tragedy, and loss. The trials are dramatic and exhausting. They are the true work of the federal district court.

Then there are happy proceedings that are conducted, like naturalization ceremonies, where individuals who have come to the United States of America from other countries, and have done that which was required of them under the law, take a public oath of allegiance which is administered by the judge and in that moment become citizens of the United States of America. Those proceedings are exciting and colorful and full of energy, pride, and joy for the individuals who have obtained the American dream for themselves and their families.

There are proceedings called investitures, which are swearing-in ceremonies for newly appointed judges and federal officials who work in the courts, the United States of America Attorney's Office, the United States Marshals, the United States Probation Office, and others. These, too, are happy events.

Then we have in this space the day-to-day proceedings before the Court, routine hearings and conferences in which the judges, attorneys, and the parties work in an adversarial way, by design, to try to secure a fair and just resolution of the cases that they bring to the Court.

Almost all of these proceedings are conducted in an open court such as this; that is, the courthouse is open to the

public to come in, whether they have an interest in a case or not, to give witness to the proceeding and to secure the integrity of this Court, to make sure that there is no bribery or favoritism or skulduggery that enters into the proceeding. And these proceedings are done on a public record, recorded by a court reporter, to make sure that every word that is spoken is accounted for in the proceeding. This is done not only to provide a record for the Court of Appeals but to preserve the integrity and honesty of the court proceeding.

This is the work of a federal judge, a trial court judge of the District Court, day in and day out. This is the work that our friend, Rudy Lozano, undertook for 30 years here in the Hammond Division; no easy job. And he did it after 22 years working as a trial lawyer, and he was the best of his generation.

This memorial service for Judge Lozano is a bittersweet proceeding in the life of this federal court in the Northern District of Indiana. In the same manner in which the American public honors the passing of a United States President, a United States Senator, a United States Congressman, we take time to honor this special man, this tough and hard-working lawyer and judge, who dedicated his life to the law and his country.

We make a public record today of the stories of family, law partners, judicial colleagues, practicing

attorneys, law clerks, coworkers, and lifetime friends, in part, to give a public display to Rudy's family of the affection and respect that we hold for him, but also to make a permanent record of the commentary on his life, a record that becomes a part of the written history, not only of this federal court for the Northern District but the history of the United States.

Today, Rudy Lozano, proud son of the "Region" and proud American, takes a place of honor in the public memory of our country.

It is most appropriate that we conduct this memorial service here in this courtroom, Rudy Lozano's courtroom, in this federal courthouse of the Hammond Division which Judge Lozano labored greatly to bring into existence many years ago.

At this time I would like to introduce some of the people who have traveled from far and near to be here today. Many of them, you will note from your program, will be called to speak of their experiences over the years with our friend, Rudy Lozano. Many of the others are here as witnesses to this service and the memory of our friend and colleague.

First and foremost, as was always in the life of Judge Lozano, let me introduce the members of his family who are here. Rudy always put his family first.

Attending here from the Judge's family are

Judge Lozano's wife of 46 years, Angie Lozano; Judge Lozano's daughter, Attorney Dina Lozano; Judge Lozano's brother, Roy Lozano; and the Judge's grandchildren, Andrew and Olivia Lozano. Judge's son, Rudy Anthony Lozano, could not be here today. There are many nieces and nephews and other relatives, members of the Lozano family, who are seated behind Judge Lozano's family, here today.

I also want to introduce the members of the United States Court of Appeals for the Seventh Circuit who are present, including the Honorable Michael S. Kanne, a former District Court Judge for the Northern District of Indiana in the Hammond Division; the Honorable Michael Y. Scudder, who is present; the Honorable James Ahler, who is the United States Bankruptcy Judge for the Northern District of Indiana here in the Hammond Division; the Honorable Robert E. Grant, who is Chief Judge of the Bankruptcy Court for the Northern District of Indiana, Fort Wayne Division; the Honorable Michael G. Gotsch, the United States Magistrate Judge for the Northern District of Indiana in the South Bend Division; the Honorable Susan L. Collins, United States Magistrate Judge for the Northern District of Indiana in the Fort Wayne Division; the Honorable John E. Martin, United States Magistrate Judge for the Northern District in the Hammond Division; and, of course, the Honorable Paul Cherry, Magistrate Judge for the Northern District, serving both in the Hammond and Fort Wayne

Divisions. Judge Rodovich is here in the Hammond Division today, but because he has a cold coming on, he thought it would be in the best interests of all of us here that he not come into the courtroom, and we agree.

(Laughter.)

Seated in the second row of the jury box, let me also bring your attention to Judge Gonzalo P. Curiel from the United States District Court for the Southern District of California, who has made the trip from there to be here with us today; and from the United States District Court for the Southern District of Indiana, our sister district, the Honorable Jane Magnus-Stinson, the Chief Judge of the Southern District of Indiana; the Honorable Sarah Evans Barker; and I understand Judge Sweeney was hoping to be here today but could not. United States District Court from the Northern District of Illinois, the Honorable Ruben Castillo, who is the Chief Judge of the Northern District of Illinois. Also, the Honorable Stephen E. Scheele, the Magistrate Judge of the Lake County Circuit Court; the Honorable John R. Pera, the Chief Judge of the Lake County, Indiana, Superior Court. The Honorable Bruce D. Parent, Judge of the Lake County Superior Court, Civil Division; and the Honorable Marissa J. McDermott, Judge of the Lake County Circuit Court in the Civil Division.

Did I miss anybody in the jury box?

Good.

Also present in the public section of the courtroom is the Honorable John D. Tinder, former Judge with the United States Court of Appeals for the Seventh Circuit, now retired; Mr. Collins T. Fitzpatrick, the Circuit Executive for the United States Court of Appeals for the Seventh Circuit; the Honorable Thomas G. Fisher, Judge of the Indiana Tax Court, now retired; Attorney Thomas M. Fisher, Solicitor General for the State of Indiana; and the Honorable Andre Gammage, the Magistrate Judge of the St. Joseph County, Indiana, Circuit Court.

Also in the public section, for our District, Mr. Chris DeToro, the Clerk of the United States Bankruptcy Court for the Northern District of Indiana; Ms. Paula Pramuk, Chief Officer of the United States Probation Office for the Northern District of Indiana; and Attorney Jerome T. Flynn, the Executive Director of the Northern District of Indiana Federal Community Defenders program. Also attending today is Attorney James G. Richmond, the former United States Attorney for the Northern District of Indiana, now a practicing attorney in Chicago.

We also have present representatives from the office of the United States Senator from Indiana, Joe Donnelly, Mr. Justin Mount, and a representative from the office of the United States Senator from Indiana, Todd Young, Mr. Chris Salatas.

Also present is Mr. Kurt Koch, the former Hammond Division supervisor for the Office of the Clerk of Court for the Northern District of Indiana and a former courtroom deputy for Judge Lozano; Attorney Susan Vrahoretis, a practicing attorney in Washington D.C., a former law clerk to Judge Lozano, and Attorney Kendra Shearer, current career law clerk to Judge Lozano, all of whom will be speaking to you in a few minutes.

Seated at the speakers table to the left of the family are Attorney Jon F. Schmoll with the law firm of Langer & Langer of Valparaiso and a former partner of then-Attorney Lozano with the law firm of Spangler, Jennings, Spangler, & Dougherty, P.C., of Lake and Porter Counties, Indiana; Attorney Kerry C. Connor of Highland, Indiana, current president of the Indiana Northern District Chapter of the Federal Bar Association; Attorney Roy Dominguez of Merrillville, Indiana, and former sheriff of Lake County, Indiana; and Mr. Michael D. Carrington, the former United States Marshal for the Northern District of Indiana.

And last but not least, my colleagues up here on the bench, the Article III Judges for the Northern District of Indiana; my colleague, the Honorable James T. Moody of the Hammond Division; the Honorable Phil Simon, also of the Hammond Division; the Honorable Joseph Van Bokkelen of the Hammond Division; and the Honorable Jon DeGuilio of the South Bend

Division.

Our Judges, William C. Lee of the Fort Wayne Division could not be here today and sends his regards in the letter that I will read a little bit later in this proceeding; and likewise, our colleague, Judge Robert Miller of the South Bend Division was unable to be here today because of another previously made commitment, and he has also sent a message for the Court and family, which I will read a little bit later.

At this time, though, with those introductions being made, I do want to move into the program which is featuring the speakers, those many friends and colleagues of our Rudy Lozano who have come forward with the request to be able to address this assembly and also, again, to make this a public, historic, permanent record of the stories of our friend, Rudy.

That first speaker now will be the Honorable James T. Moody.

JUDGE MOODY: Thank you, Theresa.

I have been in the business of judging for over 46 years; and, as many of you know, I've never before been at a loss for words. But I'll ask you to forgive me if I stumble just a bit because of my present emotional state.

Today, we face the dilemma of paying tribute to a man who has touched the lives of so many in such a profound and lasting way. When someone that you deeply respect leaves you, I think as human beings, we strive to avoid saying goodbye

forever. We strive for ways to maintain the memories of those most cherished aspects of that person.

The American flag which flies in front of this magnificent and historic courthouse, the building which Judge Lozano worked tirelessly to construct and preserve for future generations, flew at half-staff shortly after his death paying tribute to this remarkable man.

Rudy was to you, Angie, a loving husband; to you, Dina, and your brother, a devoted father; to Andrew and Olivia, a caring grandfather; and to you, Roy, a supportive brother. To me, Rudy was always more brother than friend, and I think each in this audience had your special personal relationship with Rudy; but at the same time, to each of us, I think Rudy was always the Judge.

If I closed my eyes, I cannot in the wildest stretch of my imagination see him in any other role. Rudy was a federal trial judge for over thirty years. His life was an enduring example of what a judge should be, and we're all in his debt. He's irreplaceable, and he'll always be missed.

I first met Rudy in the early 1970s when I was a young state court trial judge. It was evident to me from the very beginning that he was an unusual person; a man of great personal courage, highly intelligent, and not afraid to speak his mind. Those traits never diminished with the passage of time.

As a trial lawyer, Rudy represented his clients with great skill and dedication without concern for how it might affect his professional career; and for me as a young judge, watching him work in court was truly an inspiration.

I well remember the day that he called to tell me that he had been appointed by President Reagan to join me on the bench at the old courthouse on State Street to fill the vacancy left when my dear friend, Judge Kanne, was elevated to the Seventh Circuit Court of Appeals. He said in that booming voice of his, "What do you think, Moody?" And I said, "Well, congratulations, Rudy. That's great. But get your butt over here right now and let me swear you in so we can get started."

(Laughter.)

He thanked me. And shortly thereafter, he was properly sworn in; and, of course, the rest is history.

Rudy quickly found a way to our hearts, and he never let me forget, with his leprechaun grin and glint of mischief in his eyes, that I was a lot older than he was.

(Laughter.)

He often said that his early days on our court of only two district judges and one magistrate judge in the Hammond Division were among the happiest of his judicial life.

We all can attest to Rudy's candor, his humor, his integrity, common sense, and just plain hard work that, up to the very end, constituted the grace that enabled our court.

When Rudy took the bench, he told me he wanted to be a lawyer's judge. I believe that he did do that and he was one. He was extremely courteous, patient, and tolerant with the litigants and the lawyers who appeared before him, but he could also be very stubborn and firm at times when the occasion demanded. While he would let the lawyers try their case, he would never hesitate to interrupt a question or two just to clarify or be fair when it was demanded.

Rudy also had a great faith in the power of reason and good sense. This view of life made him a great respecter of our jury system and of the many juries that decided cases in his court.

Throughout Rudy's judicial career, he always had the quality of eminent fairness. He always seemed to be able to put aside any personal views or biases that he may have had and decide cases strictly on the merits. Lawyers and litigants who appeared before him, whether they won or lost, always walked away knowing that they had received a fair trial.

Rudy also had a gift for making his law clerks, his court reporters, secretaries, and case managers feel that they were important members of not only the court family but also his own family. They were an important part of his life. They were his sons and his daughters.

Judges come to know each other in a way that most people don't, principally because of the cloistered way in

which we live and work and the dependence that we're required to have upon one another.

For thirty-plus years, Rudy and I worked together as judges of this court; and with our chambers being next to each other for most of those years, we spent many hours together. And there was not a day we missed seeing or speaking with each other, and on many occasions we had our breakfast or our lunch together. And I can say that Rudy was a great judge.

He was a unique person. He was a man utterly without guile. He had no envy or unseemly ambition. He had a fierce loyalty for his family, his friends, and for his colleagues on the bench. He never let his persistent health issues lessen his enjoyment of the moment. For Rudy, the glass was never half-empty; it was always at least half-full.

Rudy exhibited an excellent level of commitment to his judicial duties and responsibilities. Even in declining health, he continued to maintain a full workload. Clearly, his life revealed strength of character, integrity, and substance.

Shortly before his death, Rudy had a court hearing scheduled; and I went to his office to see how he was doing. He was experiencing great pain, and I tried my best to persuade him to have someone take him to the hospital, which is just across the street, and let me handle his hearing. Of course, he would have none of that. And as I got up to leave, he looked at me; and in that booming voice, he said, "Jim, I'm

going to beat this yet." Tragically, he did not, and I'll miss him more than I can say.

Many of us are going to need the kind of courage that Rudy has shown over the past decade to endure and fight the onslaught of failing health with unfailing grit, spirit, and an infectious zest for life. Even during those difficult days of his illness, his courage and strength were evident to all of us who were around him.

And, you know, I could say much more than time permits, and I could go on about the attributes of this great lawyer and jurist who devoted a lifetime of service to his country, his family, and his profession. This court, the legal community, the State of Indiana, and our nation have lost a tireless and caring judge, and I and so many others have lost a good friend.

For me, Rudy's passing is especially difficult because he was such a supportive presence in good times and not so good times. His generous spirit unlocked something in me that made me better than I was. He was like no one I've ever met.

In closing, let me just say this: I have been very lucky in life. I've had more than my share of privilege, but nothing I've ever done was a greater honor and privilege than to serve in this court with Judge Rudy Lozano. I'm so thankful for having been afforded the unique opportunity of working with

and being a part of his life. I miss him terribly, but I know he's in God's hands, and he's present with us on this special occasion. So thanks, Rudy.

Thanks, Theresa.

JUDGE SPRINGMANN: Thank you, Judge.

(Applause.)

JUDGE SPRINGMANN: Now we'll hear from Magistrate Judge John Martin who worked in close association with Judge Lozano.

MAGISTRATE JUDGE MARTIN: Thank you, Judge Springmann.

I would like to thank Angie Lozano and all of Judge Lozano's family for allowing me to speak here today. It is a great honor, indeed. I would like to, once again, express my condolences and let you know that you and the judge are still in my prayers.

I think about Judge Lozano every day. After all, I drive in to and work in the house that Rudy built, a subtle reference to "The House that Ruth Built," Babe Ruth. Not subtle at all. Ruthian, the expression of, "The Longest Home Run," or, "The Greatest Athlete," "The Greatest Personality." Judge Lozano as a judge was clearly and definitely Ruthian.

As you know, I became acquainted with Judge Lozano on the bench because he was, literally, on top of me. My office and my chambers and courtroom were right underneath his. He

was loud when he was the judge and I was trying cases in front of him, and he was also loud in the great way of being a friend. My phone would ring a lot, but it doesn't ring anymore, actually, because the only person that actually would call was Judge Lozano.

(Laughter.)

And it was true. And he would always say here in this courtroom -- he would say to people with their lawyers, "If you want to talk to your lawyer, make sure that you push the button on that microphone. It's always hot. And my ears and my eyes are big like my mouth and the rest of my body, and I like to hear everything going on in my courtroom. And you may want to say something to your lawyer that you don't want me to hear."

(Laughter.)

I had the distinct privilege of knowing Judge Lozano in three capacities, and that's why I thought I might have some insightful stories to share, just brief, and I won't take long, I hope.

I was a litigant, then I was a colleague throughout those times, but then ultimately became a very good friend. And that's, in part, why I asked Angie if I could speak here today, and she graciously allowed that to happen. I also came to love and respect him deeply, and that's the other reason why I asked to speak.

I knew Judge Lozano for 25 years as a litigant in his court. I never won a trial in Judge Lozano's court, although I tried many, many times.

(Laughter.)

I never took that personally. His Honor was always gracious. He was always a good judge; kind to me. He was very complimentary and appreciative of my efforts on behalf of my clients. For those of you that know me, or maybe don't, I was always trying criminal cases as a private lawyer and as a CJA panel attorney and then for ten years as a federal public defender. It was never Judge Lozano that I was upset with after a case, although other actors in the process did irritate me a lot.

(Laughter.)

With all due respect, the Seventh Circuit Court of Appeals at times, both Houses of Congress, the President of the United States, whether it be democrat or republican of party, the Supreme Court, the Founding Fathers for not putting enough in the Constitution, the Justice Department, the CIA, the FBI, Secret Service, Homeland Security, twelve angry -- and sometimes very angry -- men and women in the jury box, and, of course, leaving out something, my clients weren't helpful either.

(Laughter.)

Five years ago, I became a colleague on the bench;

and shortly after that, we became friends and confidants. For all of you that don't really know him as a friend, however you would have known him, I would like to tell you that he was, in my opinion, one of the funniest, classiest, most honest and generous persons I've ever known. He is also, as John Kennedy would have written and as Judge Moody has alluded to, a "Profile In Courage." Let me just share a few stories to illustrate these points.

As close as we became, I never called him "Rudy," although he wouldn't have minded and asked me to. He was such a quintessential judge. I could never refer to him as anything but "Your Honor" or "Judge Lozano," even if it was just me and him having lunch. Jokingly, the Judge's tone never changed with me; paternalistic, loud, and direct. When I was a litigator, he would say things, in a deep voice, like, "Martin, what are you trying to do to me, doing this with my calendar, asking for these continuances?"

After I became a judge, he would call me; and he would say, "Young man, I need to see you." Of course I would run upstairs, wondering at first what did I do wrong. And he would have a big grin, and he would ask, "What are we doing for lunch," or something like that.

(Laughter.)

Once when I was still practicing, he granted a continuance in one of my cases after having an office

conference with the other lawyer, of course, not ex parte; and he told me that lawyers get one continuance per year in his court. And I quipped, "Judge Lozano, that isn't fair. I handle about thirty cases a year in your court. Most lawyers handle just one or two." And he said, "Don't push me." And I said, "Okay. No problem. I got what I needed."

(Laughter.)

A couple of weeks later, of course, I was back for, you guessed it, needing a continuance on a different case. "What did I tell you last week, young man?" "Well, with all due respect, Your Honor, it was two weeks ago, and my fiscal calendar ended last week."

(Laughter.)

He said, "You and your sneaky tricks. You must have learned that from Jim Tsoutsouris working for years with him."

(Laughter.)

Of course, I got the continuance. He would have readily admitted that his bark was always worse than his bite under that type of circumstance. He just liked challenging what was being requested.

He loved chamber conferences with lawyers because he liked people, and he enjoyed characters. And when you're back there (indicating), you really don't get enough personal time to actually talk to lawyers and people before you. So if you can get both lawyers in chambers and have a little conference,

he enjoyed that.

A few weeks ago, I had dinner and a cocktail or two with a former colleague, Ashwin Cattamanchi. And I spoke with him after I had just transitioned to the bench, and I shared with him what great guys Judge Lozano and Judge Moody were and explained how control in the courtroom and keeping things fair in the courtroom by controlling the courtroom, you know, was not indicative of the personality of the person. Of course, he understood that; but he knew that I had developed a relationship with Judge Lozano on a personal level.

Well, Ashwin had moved to San Diego, and he's practicing law in San Diego. And he asked me how Judge Lozano was doing, gratuitously. I said, "Oh, Ashwin, you didn't know," and I told him of Judge Lozano's passing. He was quiet, and he expressed his condolences. And he related to me that Judge Lozano was always so good to him and was always so kind to him.

Because when they would have chamber conferences about an issue that was happening in court, he would talk very little about the case and really didn't seem -- that's not why he wanted to talk. He would say things like, "When are you having children, young man?" And Ashwin would say, "Well, we're trying, Judge, but we're thinking about it." "They complete your life," he would say. He said, "Ashwin, they complete your life. You need something to unconditionally

love." And Ashwin said that once he said, "Your mother wants grandchildren."

(Laughter.)

Ashwin said, "My brothers all have children, so she has grandchildren." And Judge Lozano smiled, and he said, "She wants *your* grandchildren."

(Laughter.)

So Ashwin said, "I agreed to try, and I got the continuance."

(Laughter.)

He said, "I realized that he always cared more personally for me than he actually cared about the case"; and he said, "I also realized quickly that if I promised to be good to my wife and have grandchildren for my mother I might even influence the sentence for my client or definitely get a continuance."

(Laughter.)

I shared with him -- we were laughing. Really, we were. And I shared with him, and I said, "You know, when I was practicing, I got the same result promising to be good to my mother," and our third drink was a toast to Judge Lozano.

After I took the bench, we started regular visits and lunches, many times with Bob Trgovich, "Trgy."

One time, he was in my conference room, and I had just gotten a table I had ordered, a little table for the side

in my conference room. He said, "You need a statue on that table." I said, "You know, that's a good idea." He said, "That's what you need." I said, "You know, I've got to look for something."

So a couple of days later, I got a message, "Come up and see me when you get a chance." Of course, as soon as I got out of court, I said, "Hold what we're going to do next. I have to get upstairs. Judge Lozano wants to see me."

He said, "Go in my conference room and pick out a statue. I want you to have something on that table." He had statues all over his conference room. So I went in there, and I left with a bust. I think it was Mozart or Beethoven, and it looked great. And a few months later, he said, "Why don't you trade out that statue for another statue."

(Laughter.)

And I said, "Well, okay," and it became sort of a ritual.

Angie, let me let you know, I still have his last loaned statue, "The Thinker." If you want it back, I completely understand. If I may keep it, then I will care for it and treasure it always. Thank you.

Judge Lozano had a lot of fine things. For those of you that know him, and then if you didn't know him, he was an admirer of fine things, and I'm an admirer of fine things. So we would always be sharing stories, and he would always be

showing me things. I would be talking about some shoes I bought or some ring or cologne, and he would be talking about artwork and statues, pens, you name it, but a special affinity for watches. I'm sure that Angie and his family could open a fine resale shop, one of the finest in the world, if they chose.

(Laughter.)

I used to always admire, and I would say, "I could take that statue." "Oh, no. Don't touch that statue." He once told me that, "You know, I lock my doors when I go home at night now because if anything happened to me you'd be sneaking up here and there'd be looting."

(Laughter.)

I was admiring his desk one day for about the hundredth time, and he said, "Martin, you're going to miss my funeral trying to steal that desk when everyone is distracted." Then he smiled and laughed and said, "Get some help because it's very heavy."

(Laughter.)

One day we were talking, and he saw that I was wearing a French cuff shirt, like this one, and he asked me if I wore them often. And I said, "For special occasions like lunch with you, yes." We laughed. But a couple days later, a message. "Martin, I need to see you right away." So I went up, and I said, "Yes, Judge." He handed me a little jewelry

box with these little gold and onyx golf club cufflinks, and he said, "These remind me of you." So needless to say, from that moment on and for sure forever, I don't use any of my other cufflinks. I always use my gold golf clubs. I love them very much.

He would always say to me, "It's such a beautiful day. Why aren't you golfing?" I would say, "Well, you sort of hired me to do a job." "Oh, work will wait." But we all know -- we all know that that's not how he took his work nor what his expectations were because he worked tirelessly.

People leave practice to become a judge so that they don't have to work 60 and 70 hours a week and can do a 35- or 40-hour-a-week job. That was never Judge Lozano.

If you were in trial, if we needed issues to be determined, we could stay until 7:30, 8:30. He was, obviously, older than I was; but I was very tired, he wasn't, and that's just how he did.

One day he called me up in a typical fashion. He pulled up his sleeve, and he showed me this unbelievable gold watch, diamonds. After drooling and admiring it and asking him to let me look at it and take it, as I was handing it back, I said, "What does Mrs. Lozano think of your new purchase? Did she say anything?" He shook his head no. He said, "Nothing. She doesn't know about it."

(Laughter.)

He gave a huge laugh. He said, "She'd make me buy her a bigger truck if she knew I bought this watch."

(Laughter.)

The last watch that he showed me was a gold Breitling, a beautiful watch. And I asked him if I could see it, and he always would take it off and hand it to me. I looked at it, and I said, "Is this vintage?" He said, "Good eye, young man. 1947."

He loved jewelry, artwork, Indiana basketball, and the Cubs; but he loved most his family. After his family, though, his true love was definitely watches -- well, it was being a judge, and then it was watches.

Judge Lozano could be tough in sentencing. He never had any animosity towards those in front of him. He truly wanted to make the streets and communities he served safer for everyone. He realized a person's background dictated most of their criminal behavior, but that didn't mean that he could let them get away with things.

But he would always point out at sentencing -- he would always point out mothers in the courtroom. He would say, "Young man, look. You're breaking her heart. Straighten up, not for me, but for that woman in the courtroom who's crying." Or he would see children. He'd say, "Those children need you. They need a loving father," or, "mother." "They're young. They'll be young when you get out. Straighten out for them."

And he would always close at some point and say, "I invite you to come back, but not in an orange jumpsuit, not sitting on this side, but sitting on that side, to look at court with some dignity and know that you beat this monkey on your back."

And believe it or not -- I heard it all the time, so I knew what he was going to say. But clients actually felt better. You'd go talk to them afterwards, and they would say after that hearing, they would say, "I'm going to be out in three-and-a-half years, and I'm going to straighten up. I need to be a father for my child."

Things like that actually work. There's a large recidivist rate, but it's not like you're going to reach every person, but if just one of the ten, it's at least helping.

I want to close with a "Profiles in Courage." As we all know, Judge Lozano was a lion of the bench; big, bold, sometimes scary with a loud roar. But he was a lion of the bench for another reason and that is what attribute we associate most with the lion, and that is courage; courage to work 70 hours a week to try cases and to get all of the other work done in the court, and then courage -- as many of us know, and you know, that the judge had significant health problems over the last few years. I knew him on a daily basis; and though we talked about many things, he never once complained, ever. He was always forward-thinking, even if it was obvious that he wasn't feeling well. It was always, "Should we get rib

tips and onion rings, or should we get shrimp with lobster sauce?"

(Laughter.)

Or talk about what vacation I was planning. At that time, since I had known him, he really wasn't able to travel very well. Although you speak with older people and they always talk about, "You're young now. Enjoy it. It's hard getting old." He never complained about getting old. He never complained about being sick. He must have had the pain threshold tolerance of a great white shark. He was just so grateful to be a judge of the federal district court.

He loved to tell me the story, anyone the story, about when President Reagan called him and told him he was nominating him as a federal district court judge. He was so grateful every day that he came to this building, a building that, along with his colleague, Judge Moody, he fought, seemingly and bravely, the world to perfect and get right for generations to come; and for the judges and litigants and people that work and come to this building, it is something for us to be comfortable in, enjoy, and be in awe of the work of this great man.

I love him, I miss him, but my heart is filled with great joy for having known him and from him always calling me "my friend."

Whenever I left his office, he held up that big right

hand, and he always said, "Have a good day, my friend," as he went and turned to go back to his work. In my heart, he will live forever, and he will always be my friend.

Thank you.

(Applause.)

JUDGE SPRINGMANN: Thank you. And well done, Judge Martin.

At this time, let me invite to the podium Judge Michael Kanne.

JUDGE KANNE: Thank you, Chief Judge.

Rudy Lozano's attributes as an outstanding judge and lawyer are widely known and well-expressed here today. His qualities are recognized throughout the Northern District of Indiana and far beyond. We have all had a chance to experience them because of his many years of service as a lawyer and a judge. I will briefly address a couple of events that he and I shared over the years that may not be generally known.

I was long acquainted with his quality of work as a trial lawyer, as was Judge Moody. I observed those attributes both in state as well as federal court. Simply stated, he was appropriately recognized as one of Indiana's leading lawyers.

There was a highly relevant coincidence that occurred while Rudy was trying a civil jury case before me when I was district judge in the old federal courthouse here in Hammond.

During that trial, I was called off the bench to take

a phone call from President Ronald Reagan. It was a call in which the President informed me that he was nominating me to fill a vacancy on the Seventh Circuit Court of Appeals in Chicago.

Of course, it was quite a moment for me, but also for Rudy. But neither he nor I had any clue how important it was for him as well as me. The unknown outcome of that phone call was that Rudy Lozano would replace me as a federal district judge in that very court.

As my nomination to the Court of Appeals progressed, Judge Lozano's name surfaced as my potential successor. For the many good reasons we all recognize, President Reagan named him as the first Hispanic federal judge in Indiana. He was widely acclaimed during the nomination process and approved by unanimous vote of the United States Senate.

Following his appointment as a federal district judge, we continued to keep in touch regularly. Initially, this was substantial, in substantial part, because it was a developing discussion of the construction of the new federal courthouse in Northwest Indiana. Through another coincidence, I happened, at that time, to be in charge of the developing and the designing of the U.S. Courts Design Guide for federal courts.

I vividly recall a few days after Judge Lozano assumed the bench he called me in New York City where I was

attending a meeting on court facilities business. Judge Lozano contacted me at that time concerning a number of aspects involved with the proposed new federal courthouse. Our discussions concerned not only the design of the courthouse but also its location.

Judge Lozano and Judge Moody struggled mightily with the new courthouse; where the new courthouse should be located. Determining its location was a long and difficult public process. Some of you may recall it was in the newspapers for over a year. I helped moderate it on occasion, but the ultimate decision was finally reached and that took place here where we are now in Hammond.

Once the building of the new federal courthouse was confirmed and construction commenced, as you've heard before, Judge Lozano took on the necessary but difficult task of judicial oversight for its design and construction, an additional duty he thoroughly enjoyed, but it required his expenditure of a great deal of time and effort.

He took great pride in ensuring that the layout, size, and location of the courtrooms, judges' chambers, and public areas were constructed consistent with the approved design. Here again, during the process, he and I were in frequent contact.

After the building program was completed, and for years thereafter, we continued to meet every couple of months,

usually at Taco Real, although he preferred some places in East Chicago. He considered it stay with me and you go to Taco Real.

(Laughter.)

In the meantime, unfortunately, he was dealing with his affliction of diabetes. Most important, for all our memories, notwithstanding his work in ensuring this beautiful federal courthouse, his primary service to all of us was as a great federal trial judge. His work was widely known and will be long remembered.

Judge Lozano was a loyal friend and a colleague, and, like you, I will miss him greatly. Thank you.

(Applause.)

JUDGE SPRINGMANN: Thank you, Judge Kanne.

Attorney Jon Schmoll.

MR. SCHMOLL: Thank you, Your Honor.

If it please the Court, Honorable Judges. I remember the day that President Reagan called to tell Rudy that he was going to be nominated to be a United States District Court Judge for the Northern District of Indiana. Everybody at Spangler, Jennings, Spangler & Dougherty was happy. They were very pleased that their colleague and partner was going to get this great honor.

But I remember Rudy being very quiet, uncharacteristically reserved that day. I think the honor and

the responsibilities that were attendant to his position weighed on him, and he realized that this was going to be a very serious position and that he wanted to do the best he could.

I never had the privilege of practicing in federal court in front of Judge Lozano. He recused himself from every case that a Spangler lawyer filed that was assigned to him. So I want to talk to you about the Rudy I knew during the period of time that he and I were partners and associates together.

Rudy was always a hard worker. I remember him telling a prominent East Chicago attorney one time, "You don't remember me, but I remember you. I used to shine your shoes as a kid."

Rudy worked his way through college and law school. One of the jobs that he had in college was working in a chicken processing plant. Rudy continued working hard the entire time he was my partner; and as you can hear from everybody, he continued working hard when he came to Hammond as a district court judge.

Rudy was an accomplished trial lawyer. He had a special skill at developing and analyzing the facts in the case. He always focused on those facts in the case which were favorable to his client, and somehow he was able to try the case and convince the other attorney that his facts were the important facts. And he would try the case on facts that were

favorable to him.

A mark of a good trial lawyer is when an expert witness says, "I don't want to have him cross-examine me again."

(Laughter.)

An expert witness medical doctor testified against Rudy's clients twice. On both occasions, Rudy cross-examined the doctor and had a successful defense verdict in each of the cases. About a month after the last trial, a law school classmate of mine called and said that the expert witness medical doctor had said that he never wanted to see Rudy as a cross-examiner again and he was done taking cases where Rudy was going to be the lawyer representing a party.

Another case I remember, and you might think that this is a trivial matter, but it was a traffic ticket case, and it was over in Porter County. Rudy's client was a reporter for a local newspaper, and he was adamant that there was a speed trap somewhere out on Highway 12 east of the Porter/Lake County line and he got caught in a speed trap when he wasn't speeding. Rudy agreed to try the case, a traffic ticket case, and did try the traffic ticket case. As you might imagine, he won the case.

The prosecuting attorney who tried the case against Rudy called me and asked me what was wrong with Rudy. I said, "What do you mean?" And he said, "Well, he tried it like it

was a federal court case."

(Laughter.)

That was a rather foretelling comment by that prosecuting attorney. Let me tell you why. The reporter shortly transferred out to Phoenix, Arizona; and while he was in Phoenix, he met some influential republicans. And it was that client from a traffic ticket case who told these people about this wonderful trial lawyer in Northwest Indiana when there was a vacancy opening up on the federal court, and he was the one, as I understand, that brought Rudy to the attention of the National Republican Party.

In my mind, Rudy's greatest ability as a person and as a trial lawyer was his ability to connect with people, and anyone who met him knew that he was a genuinely caring person.

A recent opinion article in the New York Times advocated for attorneys "...whose careers teach them to understand and practice the kind of law that impacts most Americans." That was Rudy.

Over the years, I learned a lot about Rudy and a lot from Rudy. His dad had immigrated from Mexico to work in the coal mines in Kentucky and then came to East Chicago to work at the old Youngstown Sheet and Tube Corporation.

Rudy had four living brothers who were all older than he was. Rudy's dad died when Rudy was eleven years of age. What I learned about Rudy was that as a person he was a very

caring person. He had a very close relationship with his mother and with his brothers. He was very compassionate with a big heart.

I remember when Rudy was trying a case over in LaPorte County, and he was representing St. Mary Medical Center. And at that time it was a matter of course that you would bring one of the Sisters with you to sit at counsel table. I mean, who would want to find against a poor handmaid of Jesus Christ?

(Laughter.)

Rudy was living in Valparaiso. So you have to picture this. He's trying a medical malpractice death case. Each day, he would drive from Valparaiso to Downtown Gary to pick up Sister, and then each day he would drive from Gary to LaPorte to the LaPorte Circuit Court, and at night he would do the trip in reverse.

One night he called me late to talk about instructions, and I asked him, "Well, did the Court really go late that night?" And he said, "Well, we went a little later than usual, but Sister hadn't had anything to eat all day. And by the time I would get her back to Gary, it would be too late for her to have a meal with her fellow Sisters, so I stopped and we had dinner together."

Now, trying a lawsuit and being a chauffeur and taking somebody out shows you just how caring a person Rudy

was. It takes a tremendous amount of character and love for your fellow human being to stop everything you're doing during a trial to pick somebody up, take them home, and then, on top of that, buy them dinner because she wouldn't have eaten otherwise.

Then there's Mary Stoner, the widow of our law partner, Duane Stoner. Rudy lived a short distance from Mary and went over to see her for years after Duane's death just to see how she was doing and say hello.

These memories speak to the values Rudy learned from his family. He learned to be a caring and compassionate person from his family. He never forgot those lessons.

As you know, Judge Curiel is a fellow East Chicago man who also became a United States District Court Judge. Judge Curiel has told me that Rudy was an inspiration for him and other young attorneys. I am anxious to hear his remembrances of Rudy and how Rudy influenced him.

When we go down to the atrium after this, please pay particular attention to one of the inscriptions on the wall. I'm referring to an inscription stating the words of Justice Thurgood Marshall. The inscription reads, "The only real source of power that we as judges can tap is the respect of the people. We will command that respect only as long as we strive for neutrality." The Honorable Rodolfo Lozano, United States District Court Judge for the Northern District of Indiana, had

the respect of people because he was compassionate, fair, and just. He brought compassion and fairness with him to the practice of law. He understood and practiced the kind of law that impacts most people. He brought all these qualities with him to the bench. Judge Lozano made a memorable contribution to people's lives and the justice system as a result.

Thank you.

(Applause.)

JUDGE SPRINGMANN: Thank you, Attorney Schmoll.

Judge Curiel.

JUDGE CURIEL: Judge Springmann, Judge Moody, members of the Court, Angie, Dina, Roy, Olivia, and Andrew. Thank you for this opportunity to speak today to share my views of what Rudy represents to our community and to our nation.

It's an honor to share a few remarks about a man that we knew as a devoted family man, a public servant for many years, and a role model for so many.

Judge Lozano represents the very best of America. Born in Indiana Harbor, he was the son of immigrants who came here in search of opportunity. He was appointed to the federal bench, as we've heard, by President Ronald Reagan, who often cited the words of John Winthrop in describing America as that "Shining City on a Hill."

Well, no one has ever described Indiana Harbor as a "Shining City on a Hill."

(Laughter.)

It is a shining example of what has made and continues to make America great, that is, hard work, selfless service, and above all, diversity; a beautiful mosaic that we live in, composed of people of every race, ethnicity, and creed. People from all over the world were drawn to East Chicago by the American dream and the lure of a better-paying job.

Judge Lozano showed us, *si, se puede*. The American dream could be realized with dedication to one's craft, church, and community. By his achievements, Judge Lozano showed us how remarkable America is, a place where his humble, hard-working parents, Fructuoso and Benedicta Lozano, who arrived in the United States with little education and few connections, they raised their family with love; and from Heaven, they have seen Rodolfo appointed to the federal court by an American President and accomplish so much. The story is uniquely American, and we honor it today.

In his passing, Judge Lozano leaves a legacy beyond his well-drafted court opinions and the hard work that he performed here in this courtroom, and they include his efforts of, as we've heard, and his dedication in, overseeing the construction of this beautiful courthouse. This courthouse stands testament to his zeal and passion for excellence. It is a first-class courthouse for a middle-class community that has

produced so much.

When the General Services Administration design called for European limestone for the outside of the building, Judge Lozano pushed back, and he insisted on the world's greatest limestone, that is, Indiana limestone, that covers the Empire State Building, the Pentagon, and so many other great buildings throughout this nation.

That's what Judge Lozano did, he aimed high. He always gave his utmost best, and he subscribed to the idea that of those who much is given, much is required. He pushed himself and attorneys to give their best in his work ethic and his dedication. He is, he was, quintessential American.

John mentioned how I had shared with him that Judge Lozano was, to me, a great role model, a great role model that we had in East Chicago, a blue collar town made up of hard-working people. But we didn't have a lot of role models that could show us what all we could achieve, that we could be anything that we wanted to be. And Judge Lozano was there and he is there, and he will always be there, for our community and throughout this country to show us what can be done with *ganas*, with hard work, and with the determination to make the most of his God-given talents.

President John F. Kennedy also observed that as a "Shining City on the Hill" the eyes of all people are truly upon us in our governments, in every branch, at every level,

and must be made up of men and women aware of their great trust and responsibilities. We saw how Judge Lozano served the judicial branch with distinction and helped maintain the excellence and independence of our judiciary.

As people from around the world continue to set their eyes upon America, engage our commitment to excellence and justice, may the life of Judge Rodolfo Lozano inspire us to give our best, to act with dignity, and to serve all people with respect and compassion. May God bless Judge Lozano, the Lozano family, our judiciary, and the United States of America.

(Applause.)

JUDGE SPRINGMANN: Thank you so much, Judge Curiel.

Now we'll hear from Attorney Susan Vrahoretis, former law clerk.

MS. VRAHORETIS: Thank you, Judge Springmann.

Members of the Court, Mrs. Lozano, Dina, Mr. Lozano, Andrew, and Olivia, today I would like to share a few memories about Judge Lozano. I am very honored to be here with you. I'm saddened by the occasion, and I wish to express my deepest sympathy to Mrs. Lozano and the Judge's family. But I'm also grateful to be here to celebrate Judge Lozano's life.

The first thoughts that come to mind about Judge Rudy Lozano are that he was a great boss, a great judge, and most of all, a great man.

I've been very fortunate to work with talented

lawyers and good people, but working for Judge Rudy Lozano was, by far, the best job a young lawyer could ever have.

We all know that in the practice of law you don't learn how to be a lawyer from your law school courses; you learn that on the job from your first few bosses if you're lucky. I learned from the best.

The summer before I graduated, I clerked for a small firm in Indiana, and I remember meeting with the senior partner and talking about the future. And I asked him, "How do you decide what you want to do? How do you know if you want to do litigation?" I remember he said to me, "Remember that your happiness in the practice of law will come from the people that you work with more than the subject matter that you specialize in." My time with Judge Lozano re-enforced how true those words were.

I clerked for him in the very beginning. I first met him -- well, it will be 30 years ago tomorrow that I got a phone call from a friend who was still in school at IU Bloomington who had seen the posting for a clerkship up on the job board, and so I thought I would throw my hat in the ring, never thinking that I would get the job.

When I first met Judge Lozano, he was leaving his firm; and he talked about the feeling of collegiality and family and comradery with his partners. And he wanted to bring that and instill that in the courthouse, in his chambers, and

with everyone that we worked with.

I always considered myself extraordinarily lucky that of all the candidates that he had to choose from -- and believe me, he had hundreds of applications from exceptionally well-qualified candidates, people with better grades than mine, from better schools -- that he gave me the opportunity to come home, work for him in my hometown, and serve the people of the United States.

As busy as he was, and he worked tirelessly, he always made time for people. He was invested in each of us, in our success and our happiness, both personally and professionally, whether we were working through the issues on a case, and he would teach us his thought process and how to analyze cases, always emphasizing, "It's important to spot the weaknesses, but it's equally important to see both sides."

When I clerked for him, and this was in the old courthouse, the discussions about the building that we're in now were just beginning. The jury room was upstairs. This was before there were metal detectors. Judge Lozano and Judge Moody worked to get metal detectors in the building for the first time.

The jury was deliberating. I'll never forget the night that the first Gulf War started. We had a jury upstairs deliberating, and it was not unusual, because of his work ethic and the importance to him of reducing and eliminating the

backlog, to have one jury deliberating while he had lawyers in chambers to negotiate to see if there was a way to settle the other cases on the docket and to pick the jury for the next case.

When the war started, his primary concern was, "These jurors are sequestered, and they don't know what's going on. I want to make sure that I tell them," because he didn't want any of them to be startled or frightened or have a problem on the road if they heard the news for the first time over the radio. The compassion that he brought to everything he did was present even in moments like that.

It always amazed me that he trusted me, and his confidence in me inspired me to work even harder to provide excellence in public service. From him I learned -- because he brought to everything he did a sense of purpose -- a sense of fairness, compassion, empathy, and courage. He emphasized that we were a family and how much he cared about all of us and our community. We were also a high-performing team, and I have to say it was the most fun that I ever had at work.

When I was there, he had Marti Baker, who had been his secretary at the Spangler law firm, Kurt Koch, Dan Sullivan, and my first co-clerk was Sharon McDermott and then Julie Fouts.

But it was equally important to Judge Lozano that we be good members of the community and the courthouse with

Judge Moody, and so we bonded with Judge Moody's clerks and also Judge Rodovich's clerk.

You know, in the Judge's tradition, we started evening gatherings at one another's homes, holiday parties and celebrations, and then to bridge the gap with and re-establish the traditions, in Judge Kanne's courtroom, because Judge Lozano took over Judge Kanne's courtroom. We also re-started, with the Judge's permission and blessing, the holiday party, and all the former clerks from Judge Kanne came back, and also then Judge Kanne's former clerks welcomed us to the annual Groundhog Day celebration in Hammond.

I learned to dictate working for Judge Lozano rather than type, even though typing was faster, because Marti was amazing and way faster than I would be. He was right. Dictating everything made everything clearer and easier to understand.

So although Bryan Garner gets all the credit for being the pioneer of plain speaking and avoiding legalese, Judge Lozano was pushing that in 1989 before it was cool.

(Laughter.)

I hope that he enjoyed the Cubs World Series win. He was such a loyal fan. Of course, my husband and children and I rooted for the Cubs and celebrated their historic win, but my dad was a diehard Sox fan, and so I'm a Sox fan. And I think Cubs vs. Sox might be the only thing that Judge Lozano and I

didn't see eye to eye on.

My younger brother took a picture of the old Comiskey Park before they built the new one, and it was a large picture, 10 x 13. He had it framed. So I brought it into chambers just to tweak the Judge.

(Laughter.)

I had the senior clerk office. Although I was the junior clerk, I had the senior clerk office right outside of his chambers. So I hung it thinking, "When he comes through the door, he's going to see the picture." And I tried to be cool all day. I didn't say anything. With my eyes, you know, "Notice anything different?" He didn't seem to notice or care. So finally I asked, "Do you like my new artwork?" And without cracking a smile or missing a beat, he said, "That is not staying." So I took it down.

(Laughter.)

He was incredibly generous and re-enforced our sense of family with one another over many meals. He always insisted on treating.

It's wonderful to see Judge Kanne here today. I do remember when Judge Kanne would come to visit we would have the discussion about El Taco Real, Judge Kanne's favorite restaurant, or Casa Blanca in East Chicago, Judge Lozano's. We went to both, and in both places you could tell how important it was to the people who owned and worked there because they

were very honored by the judges' presence and always treated us wonderfully.

I'll never forget dinners while we were waiting for the jury to come back. I saw that the House of Pizza is still up and running, and I was happy to see that because that was a family favorite for us too. But I also remember dinners that he took us to at the end of a busy week to decompress.

I will never forget the dinner he treated all of us to at Phil Smidt's to wish me well when my clerkship ended. In fact, I don't know if I would have the life that I have now if I hadn't met Judge Lozano. Because when my clerkship was ending, he was just this incredibly valuable resource and sounding board about what the next move should be, and talking to him, he put me in touch with Judge Kanne. I put in an application through one of Judge Kanne's former law clerks at the Department of Justice, and I only planned to stay a few years and come back, but I met my husband, and the rest is history.

I will never forget and always be grateful to him, Judge Lozano, for always encouraging me to keep striving to achieve my goals, never give up, always continue to grow personally and professionally; and I will always remember how he loved his family above all.

We talked often about the sacrifices that our parents made so that we could go to school. It was very important to

me to share with him -- I was the first person in my family to go to college, much less to go to law school, and he understood that. We talked about honoring our parents' sacrifices by how we conducted ourselves, the importance of working hard, the importance of an education.

He, Judge Lozano, honored his parents' sacrifice and love with his work ethic, his honesty, his integrity, and his leadership every day. And it meant a lot to me that when my dad passed he came to the funeral home to support me, as busy as he was.

Judge Lozano was one of the most ethical people I've ever met. He would talk about his guiding principles, and he told me about a poem that had inspired him, "The Man in the Glass." He always said that at the end of the day you have to be able to look at yourself in the mirror and answer to yourself for the choices that you make. His guidance resonated with me. I've never forgotten it, and I've drawn on it several times throughout my career. I've advised high-level officials, and I've advised political appointees testifying before Congress. I drew on the things that Judge Lozano emphasized to give them good advice and keep them out of trouble.

So to prepare for today, I went back and I read the poem. It is as meaningful and inspirational today as it was when the judge first shared it with me in 1989, and the message is as important as ever.

The poem is sometimes inadvertently referred to as "The Man in the Glass," but it actually was *The Guy in the Glass*. It is about integrity and honesty to oneself, and it was written in 1934 by Dale Wimbrow. With the Court's indulgence, I'll read it.

* * *

*When you get what you want in your struggle for pelf,
And the world makes you king for a day,
Then go to the mirror and look at yourself,
And see what that guy has to say.*

*For it isn't your father, or mother, or wife
Who judgment upon you must pass.
The feller whose verdict counts most in your life
Is the guy staring back from the glass.*

*He's the feller to please, never mind all the rest
For he's with you clear up to the end
And you've passed your most dangerous, difficult test
If the guy in the glass is your friend.*

*You may be like Jack Horner and "chisel" a plum
And think you're a wonderful guy.
But the man in the glass says you're only a bum
If you can't look him straight in the eye.*

*You can fool the whole world down the pathway of years
And get pats on the back as you pass.
But your final reward will be heartaches and tears
If you've cheated the guy in the glass.*

* * *

MS. VRAHORETIS: Some of the words are antiquated. The word "pelf" in the first line, we don't use that word anymore. It means wealth. We don't really use the word

"fellow" that much anymore. But the message is as important and true today as it was in 1934.

Judge Lozano never cheated the man in the glass, and I hope that when he looked back over his life he felt the sense of accomplishment and pride in all the good that he did and all the people that he influenced and inspired.

I hope that he and his wonderful family know how much we all loved him and how much he meant to all of us and what a blessing he was in our lives.

Judge Lozano was a great judge, a great leader; most of all, a great man. We honor his life and legacy by continuing to model a sense of purpose, honesty, integrity, courage, compassion, service to our communities, and most of all, love of our families in our lives.

Thank you.

(Applause.)

JUDGE SPRINGMANN: Thank you very much, Counsel.

Now we'll hear from Attorney Kendra Shearer.

MS. SHEARER: Hi. I'm Kendra Shearer. I'm fortunate to recognize many faces in the audience today; but for those of you who don't know me, I was Judge Lozano's career law clerk for the past fourteen years.

When I left my Chicago law firm, I thought I was just going to do a short two-year stint here, but I was so lucky to extend my clerkship into an entire career.

Reflection seems mandatory at a moment in time like this, and it's only now that I realize how lucky I was to be Judge Lozano's longtime clerk.

In those fourteen years, I was blessed to work with a team of intelligent and caring people, including law clerks -- and many of these people are here today -- Mark Ryan, Tom Ratcliffe, Jen Ortiz, Rob Kinsella, Beth Weiskopf, Beth Moore, and Liz Reutter; our courtroom deputies, Irma Rivera, Tiffany Rogers, and Marijana Ciric; our courtroom reporters, Julie Churchill, Rich Ehrlich, Kelly Fitzgerald, and Angie Phipps; and Judge's secretary, Marti Baker, who watched over all of us until she retired.

During our time with Judge Lozano, many of us, especially the law clerks, grew up. Judge used to joke that there must be something in the water around here because we had so many babies in our chambers; and after counting it up, he must have been right because during my years alone his staff had 16 babies.

(Laughter.)

Now, Rob had four boys, so he kind of artificially inflated that number. But nothing made Judge happier than holding a newborn baby in his arms, giving out jellybeans to the kids at the Christmas parties, and listening to all the antics that our children pulled.

I remember one time I was at work, and I got the

dreaded phone call from my son's school that he had thrown up at school. Judge just chuckled and then said, without hesitation, "Go get him and take care of him."

Judge gave us the gift of both pursuing our careers and being present at soccer, basketball, baseball, softball games, cheerleading competitions, piano recitals, band concerts, volunteering at school, traveling with our families, and just being involved parents; and for that, I am forever grateful.

Aside from the lives he made possible for us outside the courthouse, Judge Lozano also enriched our lives every day in chambers. Judge used to belt out songs at the top of his lungs, whistle "Jingle Bells," speak and sing in Spanish to our beloved cleaning woman, Josafina, and laugh all the time, all while dealing with a full-time caseload.

Despite going senior status in 2007, Judge Lozano kept a 100 percent caseload until just a month before he passed away. He used to always say, "I'm a *working* judge," and he was. Judge loved being at work.

Before any hearings, Judge pulled the attorneys into his chambers to get information about the case and see where the hearing was going, but I always thought he also wanted to make counsel feel more at ease about being in his courtroom.

Judge actually enjoyed being in trial. He was charismatic on the bench, and he oftentimes took the

opportunity to teach attorneys along the way about how to be better trial attorneys.

He took his job very seriously and oftentimes took a moment to talk to the defendants about all they had to live for and about how to change their lives around.

Judge was always available for us law clerks to bounce legal ideas off of and to discuss cases, and sometimes when he really liked my work, he would draw a big smiley face on it.

(Laughter.)

And I'm going to miss the smiley faces.

I learned many legal lessons and many life lessons from Judge Lozano. Here are just a few of the legal lessons: Write concisely. Never embarrass attorneys in a written opinion. Start working on jury instructions early. Be prepared for surprises in every trial and handle them with grace and a level head. Create personal deadlines and interpret the law fairly and consistently.

I also learned many life lessons from Judge Lozano: Treat everyone, from the waiter at Casa Blanca to a judge, with respect. Don't be afraid to voice your opinion. Don't be afraid to ask for what you want, and finally, and most importantly to Judge Lozano, cherish your family and your time with them.

Judge always considered his chambers staff a part of

his family, and I feel very fortunate to have been a member of that family for so long.

Thank you.

(Applause.)

JUDGE SPRINGMANN: Thank you, Kendra.

And now I call upon Mr. Kurt Koch.

MR. KOCH: Thank you. Before I express my thoughts, I would like to state how honored I am today to have been asked to speak at Judge Lozano's Memorial Service.

I would like to acknowledge those that are in attendance today; the judges, the bar, agency heads, federal court employees, family, and friends.

I was Judge Lozano's first courtroom deputy clerk, or case manager, as the position is now known as, from March 27th, which was a Sunday, Palm Sunday. I do remember that day well. We were in the old courthouse. And unless I'm getting old, I do remember Judge's mother being there holding the Bible for Judge to be sworn in on that special day.

Judge Lozano loved his family and his court family. Because he had a court family we're all a part of, as you well know, and he always wanted the best for all of us.

Personally, Judge Lozano gave me the opportunity, with Washington's blessing, to pursue a Juris Doctor degree from Valparaiso University School of Law. It was a full-year part-time program, but I worked full-time for Judge, knowing

all the hours we put in. I did go to law school and put in forty-plus hours a week with Judge in those days.

He would want today to be more of a celebration of his time spent on the bench and keep today's service uplifting and positive so that's my hope by sharing some lighter moments with Judge that I had with him, and some I will not discuss today.

(Laughter.)

Moment one was Judge Lozano was appearing in a civil trial, because I worked for Judge Kanne originally, and you all heard today, how he was elevated. Well, Judge Lozano is appearing before Judge Kanne, and I know Judge Kanne's courtroom rules; and anytime you make an objection, you should stand up before the Court.

Well, Judge, or Rudy back then, would never get up. We took a short recess. And Judge Kanne always was mild-mannered. He said, "What's the problem with Lozano?" I says, "He doesn't want to get up. He's tired. He doesn't want to make his objections on his feet." I think that was the only time I saw Judge Kanne get a little bit concerned. He said, "You tell Lozano to get up on his feet and make his objections." So I went out there. I said, "Rudy, you've got to work with me. I'm dying." He says, "Oh, come on."

So the trial keeps going on, and Judge Lozano, then as counsel, would ask for a sidebar. Judge Kanne would call us

up. I said, "We're never going to get this jury pulled. Lozano just keeps objecting." Judge Lozano stops. He goes, "I want it reflected in the record your courtroom deputy is laughing at me." This is all at sidebar with a court reporter taking it down. This is a man who kept me on after Judge Kanne left. That's how much he thought of me (pause)...

Sorry, Judge. I wasn't going to be like this.

Anyway, Judge Kanne gets, as you heard already earlier about the President calling him, President Reagan, and then Judge Lozano at the time says, "We have to take a break? Tell him to call back later. I'm trying this case."

(Laughter.)

So the trial goes on, and it had an exhibit of flash oil. And Judge could have settled the case back then, but the opposing counsel, plaintiff's counsel, wanted a big money figure, so Judge Lozano said, "Well, let's go to trial." Well, he wins the case. Plaintiff gets the goose egg. And during the trial, Judge brings me this flash oil exhibit. I said, "What do you want me to do with this?" He goes, "I don't know. It's flammable. You're the courtroom deputy. You hold it."

(Laughter.)

So here I am holding Judge Lozano's, or Rudy Lozano at the time, his flash oil exhibit. He had that twinkle in his eyes as he was handing it to me. Only I could see it. No one else could because his back was to the courtroom.

So anyway, then after that, Judge now gets his own call. He's going to take Judge Kanne's place. I walk past Judge Lozano. I just ignored him in the courthouse, the old courthouse. He says, "Hey, remember me? I'm keeping you on." I said, "I'm busy. I've got to go see" -- I don't know if I was going to see Judge Moody or something. And this is the man who still believed in me after doing that to him.

(Laughter.)

The man definitely had a big heart.

Then when he came aboard, he says, "Kurt, we've got to move these civil cases." I said, "How are we going to do that, Judge?" He said, "Well, I will work with you and the staff," at the time, the law clerks, court reporter, "I will stay right with you. We'll do a civil trailing calendar. We'll set ten deep."

So one week number ten figured they'd never go to trial. I called them on a Friday night. I said, "You moved up to number one." "You've got to be kidding me." I said, "No, all the other nine have settled. You're going. Get your jury instructions in," blah, blah, blah.

So Judge at one time he kept pushing that, and we knocked down the civil caseload in Hammond. And I remember one week in particular. We had a two-day criminal trial Monday and Tuesday. We then did a Wednesday/Thursday two-day civil trial. So as I iterated before, we have juries everywhere being pulled

or deliberating. Then he decided to do a one-day bench trial on Friday. So we did three trials in five days, and that man was there. So I lived those moments, and he didn't ask any more than he asked of himself, and I do remember those days. Thanks, Judge.

Another time -- I thought we had enough to do. He wanted to help out Chicago, so we go into Chicago to do a trial.

(Laughter.)

It's a time when the underground water main breaks. They shut down the Dirksen Federal Building practically, no AC. We get big fans brought in the courtroom. Counsel from Chicago -- and I'm from Illinois -- they said, "Where's this guy from? We heard he's a rocket-docket judge." I said, "You're right, he is."

So he continues the trial. Water is filling the underground parking garage. We finished the day. I said, "Judge, can I give last rites to my car? It's the only one down there." Sure enough, I got there and there was my little old car, last one, and I got out of the underground garage.

But then Judge says, "We have a problem." I go, "What?" He goes, "Everybody went home. How can we keep all the evidence safe?" So he got Scotch tape. Honestly, we taped the doorjamb so Judge and I knew if it was messed with the next day someone tampered with the evidence. That's how we did it,

me and him taping this jamb.

(Laughter.)

I have many other stories, but we'll keep it at that.

(Laughter.)

My last one moment, I call it moment five. I swore in a witness, and we hear this big noise. The lady, when she sat down -- the chair was old -- the coil spring blows out of the witness chair.

So keeping the moment serious, Judge calls me up to the bench, and he's got that little glint in his eyes and his smile. And he's holding this coil spring out to me. I said, "What do you want me to do with that?" He goes, "I don't know. You're the courtroom deputy." So I took it back to my desk, and I think I know where Judge wanted me to put that coil spring.

(Laughter.)

So in closing, I would like to ask -- you don't have to do this, but, please, indulge me -- though I am retired, for me to say one last time: "All rise. United States District Court for the Northern District of Indiana is now in session. The Honorable Rudy Lozano presiding. You may be seated."

Thank you.

JUDGE SPRINGMANN: Thank you so much, Kurt, for those very heartfelt comments.

Now let me call to the podium Mr. Mike Carrington.

MR. CARRINGTON: It is getting tougher to follow these acts. I guess I should confess right now that the rain is my fault; I had the good carwash this morning.

(Laughter.)

I don't do that often but I thought if I was coming over to the Lake that my old car could at least be clean, and then on the tollway it rained real hard.

I guess I'll start if you'll indulge me. The United States Marshals have been working with federal judges in the federal courts since 1789. The provision for the United States Marshal, one in each federal court district, is found in the judiciary act; and George Washington appointed the first -- he appointed sixteen U.S. Marshals in his eight years.

To me, it was of interest. I was running the copy machine one day at my new position as U.S. Marshal in South Bend. At that time the district office was there. They had a commemorative poster. It had pictures of those first sixteen marshals. I looked, and one of them was Edward Carrington, and he was the first marshal in Virginia. I quickly should tell you that I'm pretty sure there's no relationship for me because if there was I would be a lot richer than I am now.

(Laughter.)

But that began, for me, truly a great honor and a really interesting job that brought me to the Lake, brought me to your city over here and the area.

Very shortly after I was sworn in, the judges had a meeting at a luncheon. They invited me to the luncheon. And I sat next to Judge Lozano and Judge Moody, and they were pleasant and nice to me. But before we were done with lunch, they said, "You need to come to Hammond. You have problems there." I said, "Geez, they give me a car. I'll be there."

And I like to think I'm a pretty hard worker too usually, so I started coming over to Hammond. And I discovered that the judges here felt really badly neglected. And that said, the marshal at that time, and who had been the marshal for some time, and the chief deputy, maybe had been here one time. By "here," came to Hammond one time.

I also should mention to you that I had a nice office. We parked in the basement in South Bend, had pretty good physical characteristics of our building, pretty good security. The first time I came here, I actually could hardly believe it, that the marshal's office was like one big office, maybe on the third floor, and the holding cell for the people in custody that were going to be in court, it was in the same room. It was like, if you remember -- some of you might remember the old "Barney Miller." You could talk to the people in custody while you were on the phone with headquarters.

(Laughter.)

We were understaffed. Our court inspector, Laura, worked here back then. She can, I think, attest to what I'm

saying. I was really, frankly, surprised. That building, that old building, had one elevator. We had judges and prisoners in custody in the same elevator going up and down. It was a miracle that that building -- and a testament to the people that worked there that it ran as well as it did, as efficiently and safely as it did because, frankly, it wasn't safe.

That led us into the whole building thing. I never got to work in this building, but -- this was in 1994. They were getting serious to do this building. Judge Lozano, as has been said here, he got so involved. He was the lead person on that building coordinating all these things. Since I started coming over almost every day or two, three times a week, very soon he had me going to the same meetings that he was going to.

You see, a building like this, to make it really good, it takes, one, a lot of money; but, secondly, we had to coordinate with the United States Marshal Service who provided the security equipment and a lot of the people.

I can't hardly remember all the different meetings that we went to. A lot here but we ended up in meetings in Washington D.C. a lot. The Judge and I would fly in; and often when Judge Moody could go, he went. And we called on people.

And all the things that have been said about the credit that Judge Lozano should get and receive -- and the building should be named for him, in my opinion, because he took an interest in every detail of this building, from the

design, to how it was going to work for the judges and the people in the court, and the equipment for the court and the electronics.

We called on the Administrative Offices of the Court -- the AO, I think, is how you folks refer to it -- many times; and he would just about break their legs and arms in getting exceptions to rules about, "Well, we don't do that anymore," you know, "We're over the budget," and, "We need this."

We called on the congressman, Congressman Visclosky, who, I understand, really got the money for this building, but, boy, we spent it.

(Laughter.)

We spent it.

And we had to call on the congressman again. I remember taking him marshal service cufflinks and coffee mugs.

I don't think the marshal service had ever had two federal judges come at the same time. We were in town, I think, to see the AO; but while we were there, they went with me over to the marshal service. We had this great big meeting in a fancy conference room, and I don't think the director of the marshal service had ever attended a meeting like that. It was in some ways a lower-level meeting; but when he heard there were going to be two federal judges there, and the meeting was about this building, they had the plans rolled out on this

table; and probably twelve or fifteen people, the head of facilities for the marshal service and all kinds of people were in this meeting, we're all looking at the plan, and the director of the marshal service went over to get a cup of coffee. I happened to look up. He goes like this to me (indicating.) I said, "Boy, that's not good," you know. So I go around. We go into this little alcove, and he said, "We don't do shooting ranges anymore."

I don't know if you know that, but Judge Lozano and Judge Moody and a number of the other judges enjoy shooting, and we used to go down to Bunker Hill, to the Air Force base down there. We would train, have security training, but we also would shoot. There was hardly anyplace around here, in this area, a shooting range. And that had been designed into the building, and it was expensive. And the director of the marshal service said to me, "We don't do that anymore." I said, "Oh, boy." I said, "That's really going to disappoint my judges."

(Laughter.)

We have a firing range. I don't know if they still use it, but there's a firing range here, and that's because Judge Lozano and Judge Moody went to the marshal service with me. And they put them on the cover of the facilities director's annual report, a picture of us at that meeting, but it was a picture of Judge Moody and Judge Lozano.

That will illustrate Judge Lozano was an incredible advocate for this building to be, as it has been suggested, perfect as it could be, beautiful, functional, safe. It was going to be everything that other building wasn't.

This building, I don't know even how many elevators it has, but the prisoners have their own evaluator, and there's holding areas -- and a great deal of thought.

Judge Lozano went with me a number of times to the marshal service to see that we could get their support and their money to help make those things happen.

He got the AO to cough up more money for various kinds of courtroom equipment, court security officers, the CSOs -- how many of them we're going to need to run this great big building, more than what we had over there. We met with GSA. We went all over, anyplace.

And I'll edge into some personal things. We had a hard time here. We were understaffed. When I became marshal, we had 90 pretrial detainees scattered across Northern Indiana. When I left, seven-and-a-half, eight years later, we had over 300.

When I started as marshal here, the Lake County jail was in the federal court, the Allen County was in the federal court, St. Joe County jail, which meant that we had almost no place to put federal prisoners. We used to put a lot of them in Downtown Chicago.

At the MCI, is it?

FROM COLLECTIVE AUDIENCE: MCC.

MR. CARRINGTON: MCC. I've actually gone down there myself with deputies and gotten prisoners.

But our deputies would get up early in the morning, drive into Chicago, get the people, bring the people that were going to go to court. Well, we had this explosion in the number of pretrial prisoners, and one of the main jobs of the marshals -- remember, all this is being done in that old building over there. It wasn't here where you could maybe, actually, do it pretty safely and efficiently.

Judge Lozano, right from the start, he knew what a crummy little office we had. We didn't have a proper place to hold people. They renovated -- for some reason, they ended up having some space in the basement of the old building. Judge Lozano was an advocate for the marshal service and for me, and we got some space down there. And we were able to have some proper holding cells over there.

He helped me by his going with me to the marshal service headquarters. They had a program called Community Assistance, CAP, I think it was, an acronym. We got \$5 million for Northern Indiana; a million for Lake County, a million for St. Joe County, a million for Allen County, a million three for Porter County, and \$800,000 for the new Hammond jail. Back then, they were just in the process of building a jail.

When we gave them that money, it guaranteed us so many jail beds. He and Judge Moody told the people in Chicago -- they said, "You can't put any more prisoners in there. That's for Chicago." Judge Moody and Lozano said, "No, that's for everybody, and so you guys are going to help us. And we're going to get our share of bed space there or there's going to be trouble," as I recall it, kind of judge trouble that you can get.

Judge Lozano, one of the things he did really well -- and he and I, we had so many breakfasts and so many lunches, and I've had them in Los Angeles with him, Washington D.C. We went to Downtown Chicago and took the warden of the MCC to the Union League Club for lunch a couple of times to be sure that we could keep our prisoners and enough of them so we could manage things.

A couple of specific examples that really -- you know, prisoners, it's not very glamorous, but I tell you what, without that kind of assistance -- we were hiring off-duty sheriff's deputies to help produce prisoners in courts. We didn't have enough people. We all worked together with his and the other judges' help to get this place up and running like it should be.

It ends up in this magnificent building -- over there, the judges parked outside -- we delivered prisoners outside -- a very unsafe kind of thing. Here, we drive down

below. It's all carefully done. Judge Lozano gets a tremendous amount of the credit for that, for his attention and willingness to help, you know, the United States Marshal Service and to help me and me trying to do my job.

One of the things I wanted to mention was, earlier they mentioned the quote by Thurgood Marshall. For a little while, a couple of years, the director of the marshal service was John Marshall, one of the Thurgood's sons. And one of the things that we did, Judge and I, we took him to lunch. And the point of that luncheon was that Judge Lozano was already thinking about what he wanted on the walls of this building; and they discussed some of his really famous or well-known quotations. I can say I'm really pleased and honored myself because I was there when we talked about that, and that's on that wall down there, and it's a good one, about what judges can do to have people respect them.

Well, I'm going to get out of here -- and, you know, I went to Dina's wedding in Mexico with my oldest daughter. The Judge and I had a lot of breakfasts over in, what is it, the Chili Bowl over there. And that's a great way to do business. We would have breakfast with the Porter County Sheriff.

When we started out, things really weren't very good; and when we ended, I enjoyed working over here in Lake County better than I did working -- I lived in South Bend. And now,

it's as it should be. This is the district office because this is where so much of the work of the Northern District is done.

I just want to thank -- obviously, Judge Lozano was my friend, and he was my colleague. And I really appreciated all he did for the building and what a great success it is.

But I have to say that it wasn't just some -- before we were done, Big Jon, DeGuilio, His Honor, he was U.S. Attorney --

(Laughter.)

-- and Judge Moody, next thing you know, we would have lunch, not just Judge Lozano. Then, you know, we ended up -- we had a breakfast thing that we did for years, and a number of the judges that are here came to the breakfast. I think we ended up so much better than when we started, and a good amount of that credit -- we shot together. We flew in the refueling wing of the Air Force base down there. Those guys are like Air National Guard, and they had been pressed into full-time service. But part of their thing is that when they train, if you know somebody, you can fly with them and watch them refuel one of these jetplanes in the air. We got to do that.

We did a lot of things together; but the end result was it was really good for, I think, the Northern District, for this community, and for you folks. And I want to thank -- the people were so nice to me coming in from outside, supportive,

good people. As people have said, a good place to work. So thank you, and you have my deepest sympathy.

(Applause.)

JUDGE SPRINGMANN: Thank you very much, Marshal Carrington.

Now if I can call on Attorney Kerry Connor.

MS. CONNOR: Good afternoon. Thank you, Judge Springmann, Judges, and the Lozano family.

I'm Kerry Connor. I'm President of the Federal Bar Association. I also sit on the Board of Managers for the Lake County Bar Association. I was asked to say a few words about Judge Lozano on behalf of the many lawyers in our area who both are his colleagues from years ago as well as have appeared before him in his capacity as a judge.

Something that Judge Moody said earlier is so very true, and that is that Judge Lozano is a lawyer's judge. Judge Lozano clearly loved his family; talked about them all the time. He loved the law, and he really enjoyed interacting with attorneys. He respected attorneys. He was interested in what they had to say. He was interested in bouncing around legal issues, and he was extremely respectful.

I tried many cases before Judge Lozano and dozens and dozens of sentencings. I've spent a lot of time in his courtroom. As any attorney who did spend time with Judge Lozano knows, usually those events started with a

chambers conference.

Some attorneys grumbled about it; "Oh, why do we have to go into chambers?" But I don't think we all realized, until we reflected back, how important those chambers conferences were. Those chambers conferences served a lot of purposes, but the first one was that it brought attorneys back into chambers, allowed them to air out what might be issues in the case. Sometimes it allowed the Judge to really dig into what conflicts might be going on, helped him resolve what those conflicts might be, and ultimately helped the parties to move toward resolution of the case. He did all that without treading on ethics or rules in terms of interfering regarding plea agreements or anything else like that.

One of the things we may not all have recognized at the time, especially for those of us that appear in federal court a lot, is that those chambers conferences also gave us, as colleagues, an opportunity to get to know each other. In federal court we often come into court, sit down, and it's a little bit more quiet than state court. There's not always a lot of interaction between the U.S. Attorneys, for example, and the defense counsel. Those meetings forced us to sit down and get to know each other.

I can remember many a meeting where I was making an argument to the Court and the U.S. Attorney was disagreeing; and Judge Lozano would say, "I'm going to call Derek from

probation and have him come up here and talk about this issue." And of course I would be like, "Okay. You know, you have to now get probation." But then he would call in a law clerk. By the end of the meeting, we would have five people in that room talking about the issues; and before you know it, when we transitioned to what was happening in our families, because that's what the conversation always transitioned to, you had four people in the room who really knew something about each other.

I'll tell you that those relationships carried on because then when you run into the probation officer in the hall, you talk to them; when you run into the U.S. Attorney at the next court appearance, you know them. Before long, you really are a court family and you are interacting.

And I don't know if Judge Lozano intended that, but I think that was an extremely important thing that happened in this courthouse, and we will miss that. We will miss that.

The other purpose of those chambers conferences was clearly to chat, and I suspect that from what my older colleagues have told me that interacted with Judge Lozano on a professional level before he was a judge, those chamber conferences gave him an opportunity to find out what was going on in the community, to ask questions of people; again, to get to know people.

I never left a chamber conference with Judge Lozano

without being asked how my kids were. He knew who my kids were. He knew all their names. He knew who was in college or who was going to college. He wanted to hear about what was happening with our families.

Judge Lozano was tough at times. He was tough at times. He was a tough sentencer, but he was also kind and caring and very compassionate.

It took Judge Lozano a little bit of time to adjust after the guidelines became advisory; but I'll tell you, Judge Lozano did, in fact, progress through that. And he did listen to the Seventh Circuit. And he did listen to colleagues. And he did listen to the lawyers. And he progressed along with the law.

I always think of when I think of Judge Lozano, and before I would walk into one of those conferences, I was always greeted in the same way. Of course the law clerks had already announced that we were coming in, so it was not a surprise who was about to enter his chambers. He would sit in his chair, sometimes even get out of his chair. In his booming voice, he would say, "Not you again," and sometimes there was some other things he said that I probably shouldn't repeat.

(Laughter.)

But it was a booming, friendly, affectionate way to greet the attorneys. No one ever felt unwelcome when they were greeted by Judge Lozano.

As I said, I tried a number of cases before Judge Lozano, and some of those cases actually got heated at times, of course, but Judge Lozano really maintained his cool. He was very good at controlling his courtroom. He was very good at controlling attorneys, and he was very good at bringing everything down a notch when it was appropriate.

On a personal level, because not only do I have great professional respect for Judge Lozano, but I was quite fond of him. I tried a very difficult case in 2008, and it lasted for quite a long time. And it was a sexual-related case. It was kind of nasty, and there was a lot of adult discussion during this trial.

My mother, who was 82, had come in to take care of my kids while I was in trial; and she was in the audience. So she would stay in the audience every day until she had to go home and meet the kids after school.

So I was sitting at counsel table, and we had had a particularly nasty witness. Some of you may remember Greg Gima who was very close to Judge Lozano and his CO. He came up to me and tapped me on the shoulder, and he said, "Judge is concerned about your mother."

(Laughter.)

I said, "Why is he concerned about my mom?" Greg said, "Well, he's wondering if this is a little salacious for her," and da-da-da; and I said, "You really don't have to worry

about my mom."

But the next thing I know, Judge has a break. And he calls us all back into chambers, and he has a chat with my mother. I'm standing there. He quickly learns that he does not have to be worried about this being too much for my mother; she was eating it up.

(Laughter.)

Of course, then they begin talking about where my mother is from -- and she's local -- and by the end of this five-minute conversation, they're already talking about so-and-so and so-and-so and you-know-who and so-and-so, and it was really a very pleasant experience.

When my mom died, which was not too long after that, Judge Lozano was one of the first people that called me (pause)...

Excuse me.

Judge Lozano, as Judge Martin said, was a tough sentencer. But Judge Lozano did some things during his sentencings that those of us who heard it over and over again, again, may not have completely appreciated.

At the end of a sentencing, Judge Lozano often told a story to the defendants that he had visited many prisons and that in visiting the prisons he had talked to many people and that one of the things that prisoners were most saddened by is that they had spent so much time in custody and they had missed

out on spending time with their families. And he would share the story with the client.

As Judge Martin indicated, this would really move the defendant. The defendants would actually feel that Judge Lozano cared about them. Because even though Judge Lozano might give them a heavier sentence than they had liked, they did leave the courtroom with the message that they weren't lost souls, that he didn't hate them or dislike them, and that, if they really listened to him, that they may be able to develop a future where they didn't have to turn out like those gentlemen who had missed out on the lives of their families.

I appreciate the opportunity to talk, and I believe my experiences are very similar to many attorneys who appeared before Judge Lozano.

I'd like to thank the Lozano family. My condolences. I know that Judge Lozano spent a lot of time in this courthouse. I want you to know how much we appreciated that. Thank you.

(Applause.)

JUDGE SPRINGMANN: Thank you very much, Attorney Connor.

Last, but not least, Roy Dominguez.

MR. DOMINGUEZ: Thank you, Judge.

Judge Springmann, may it please the Court, to all the

judges here today, it is an honor to be here, to everybody here, to honor Rudy, to remember Rudy. What an honor to be asked to be a part of the presentation. Angie and everybody, I thank you very, very much.

I had a little bit of a different relationship with Rudy. Same as yours, as all that has been described by everybody, about how kind, how generous, how thoughtful, how bright, how hard-working, but yet he had that devilish smile about him; and, you know, on some day or at some time unexpected, you were going to get zinged with something, here it comes.

I met Judge Lozano, or Rudy, 42 years ago, and I was only about 22 years old. I was a state trooper. I had talked to Rudy because I didn't know anybody who was a lawyer in my family, and no one in my family had ever gone to law school. Everyone thought of it. And I didn't know I would be able to go to law school like Rudy and like everybody here, like the American dream, that you would pursue your dreams, and I didn't know that I would be able to make it through law school. It was Rudy who would encourage me and inspire me to proceed forward.

He was married, and he would always ask me about my wife, Betty, who is with me here today. We didn't have any children at that time, and truly, he was just a great guy.

I was always kind of his little brother, younger

brother. I think I was little brother. Younger brothers kind of have a different connotation. I was like his little brother, and he would wring, rag, and rock: "Come and see me. I want to see you right away." "What do you want, Rudy?" "I want to talk to you." I said okay.

We just had a wonderful relationship. And throughout his life -- and to Angie and Dina and Rudy and to the entire family, and his brother, Roy --

He would tell me -- our names in Spanish is Rogelio. He said, "Oh, my brother's name is Rogelio too." So we had a particular kinship with Roy and Roy.

-- I just pray that God will comfort your heart as you proceed through life with your fond memories of Rudy and that you find comfort in knowing not only that he impacted all of our lives but that all of us think of each and every one of you all the time. And as you should know, our prayers are with you always as you go through life, certainly as difficult as it will be without Rudy, other than in your heart, and always with you in spirit. I believe in spirits. I think that they're with us all the time.

I first met Rudy -- as I mentioned, I wanted to go to law school. After law school -- well, let me tell you about one in law school. My first semester, I get this call -- and I'd call Rudy every so often about different things in law school. I called Rudy, and it was my first semester in law

school. He says, "Hey, why don't you come and see me."

So we set up a date, and I went and saw him where he lived in Valparaiso, and I went to Valpo law school. So I go. And I said, "I'm going to be in class. After I get out of class, I'm going to come and see you." He wanted to see me because he wanted to know how was I doing and how was I doing in law school and how was Betty doing because he knew I had to spend a lot of hours, as everybody else does, in your first year and things of that nature. It was just so new and so difficult for me. So he said, "Why don't you come and see me."

So I saw a part of Rudy that, I'm sure, many of you might have seen, but I had a unique perspective of it all. I go, and it's one cold night in the fall, maybe early winter, and I knock on the door. And Angie answers the door. Little Rudy was in diapers and Dina was playing around and Angie was playing with the children.

So Angie says, "Rudy is over there in the TV room. He's watching the IU basketball game." So I go in, and Rudy says, "Come on in. Sit down. Don't say a word. Grab some popcorn until the game is over with."

(Laughter.)

This guy loved his IU basketball. I said, "Okay, Rudy. I won't say nothing." "Just sit down and be quiet. We'll talk after the ballgame is over." After that we just kind of -- he was always just a great guy, just a wonderful

person.

When I graduated from law school, he would guide me as a lawyer. He was at Spangler, Jennings & Dougherty and introduced me to many of the different lawyers, and a lot of the lawyers would extend their goodwill to me because of Judge Lozano, or Rudy Lozano. And he was just one of the best individuals you would meet.

When I got elected sheriff, I asked Rudy, because he was just a big brother and mentor to me, if he would administer the oath of office in my first term in December of 2002. And he did and I was just so honored. And everybody was too, the entire community, certainly the Hispanic community, where Rudy was the first Hispanic federal judge in the state of Indiana. None of us around here knew a federal judge, but Rudy, we were just so honored and proud of him, and he was just such a great guy.

Last year the Hispanic Bar Association had voted to award Rudy the *Lifetime Achievement Award*. So we wanted to present it to Rudy, and we had set up a luncheon for Rudy to come over. And his health, as you know, last year was not at its best. So we set up a luncheon to present it to him, but we had to cancel it because his health was not at its best and his health was failing. So we canceled it.

Rudy said, "Roy, we're going to reschedule it, and we'll do it again. So tell the members of the Hispanic Bar

that we'll reschedule it." So I said okay. We tried it a couple more times, and his health wasn't good. So Rudy said to me, "You know, Roy, why don't we do this another time. But when I want to do this," Rudy said, "I want to do it when I go back to work at the courthouse." And so I said, "Okay, Rudy. We're going to do it whenever you would like to do it." He says, "Yeah. Why don't we do it when I go back to the courthouse, and we'll do it then." I said okay.

We never got a chance to present him the award because he didn't come to work. We had the award, but we didn't get a chance to give it to Rudy because he never came to the courthouse so we'd have enough time so that we could present it to him, and then, thereafter, Rudy went home.

So, Judge Springmann, with your permission today, I would like to present Rudy, although with us in spirit -- Rudy, we're still going to do it your way. We're going to present it to you here in the federal courthouse, and I'd ask Angie and Dina, if you would, come up so I can present the award.

(Applause.)

MR. DOMINGUEZ: The award reads:

"To Judge Rudy Lozano: In recognition of your distinguished career and contribution to the legal community, September 30, 2017, presented by the Northwest Indiana Hispanic Bar Association."

(Applause.)

MR. DOMINGUEZ: As we all made mention, he loved his family and he's proud of and lived for them and all the other things that everybody had mentioned so beautifully, I thought, "Yeah, that's Rudy," "Yeah, that's Rudy." You just got to know Rudy. He's such a bright guy, so energetic, so hard-working, so serious. But you just got to know his heart.

I think everybody here mentioned about just getting to know his heart and how he really represented what we as Americans are. We, in our diversity, working hard and wanting to do our best, and our forefathers and mothers who came here before us who wanted to achieve the American dream, Rudy certainly was that.

If I may, in honor of his mother and his father and his forefathers and foremothers who came here in pursuit of the American dream, as Judge Curiel had mentioned, and what it means -- they came from -- not from East Chicago. For those who understand, they're coming from the Harbor. And he just did wonderful. If I may, in their honor, I would like to say a few words in Spanish. I'd like to say:

Quiero dar las gracias al Senador Richard Lugar, por reconocer las calidades de Rudy y por haberlo recomendado a President Reagan para puesto de Juez Federal.

I would like to give thanks to Senator Lugar for having recognized the qualifications of Rudy, for having recommended him to President Reagan for the federal judgeship.

Rudy impactó la vida a muchas personas y estoy seguro que Dios tiene un lugar especial en el cielo. Siempre estamos orgulloso de Rudy.

Rudy impacted many lives, and we are proud and happy for him. We are sure that God has a special place for him in Heaven, and we are always proud of Rudy.

A la familia de Rudy, extendo mi condolociones y las gracias por haber compartido a Rudy con nosotros.

To Rudy's family, I would like to extend our condolences and gratitude for having shared Rudy with all of us.

Rudy fue un gran hombre y que vivió con honor y nos dejó con honor y ahora Rudy, vaya con honor a Nuestro Señor.

Rudy was a grand man. He lived with honor. He left us with honor and pride, and now, Rudy, go home with our Lord in honor of a life well-lived.

* * *

I want to thank you for the honor to speak today at this memorial for Judge Rudy Lozano. God bless Rudy, his family, all of us, and God bless America.

(Applause.)

JUDGE SPRINGMANN: Thank you so much, Mr. Dominguez.

At this time, if I could ask Dina to come up to the podium.

MS. DINA LOZANO: Thank you.

So before I tell you all a quick little story about my dad, thank you all for being here.

Something you might not know is that when he took the bar exam in 1966 he almost didn't finish it. He said on the first day one of the first questions was a property question; and he got to it, and he sat there, and he read it, and everything went blank, everything went blank. And I asked him, I said, "Was it a whiteacre or blackacre question, Dad?" He was like, "I don't know what it was about."

So one thing that we had in common with the bar exam was it was all essay. I took it the last year it was offered all essay in the state of Indiana. Now I think it's essay and multiple choice.

We learned in the bar review course that if you get to a question and you don't know the answer to that specific question just write down something you know. And if you don't know anything about that topic, just write down something, right? Draw a house. Put, "My house. My property." Write something. Because if you write nothing, you're not going to get any points. If you write down something, you might get one or two. But he probably didn't know that because he didn't take a bar review course.

He said, "Why should I pay somebody money to go over the subject areas when I already know what they are and I can do that myself?" I thought to myself, "Well, Dad, so they can

tell you what to do when you get to a question and your mind goes blank," but I didn't say that.

So he said when that happened he went outside and sat on the steps at the law school there at IU and he smoked a cigarette. And all those questions came to him, right? What am I doing here? Maybe I shouldn't be here. I'm in over my head. Why didn't I take that bar review course?

(Laughter.)

And at some point he kind of pulled it together, and it all worked out okay, right? So I think there are two messages in that story. One of them is not to quit. The other is to take a minute if you need one because sometimes just taking a step back can make everything a lot more clear.

I do not think a message in this story is to start smoking, okay.

(Laughter.)

So I don't want anybody here thinking: I went to this thing and this lady said, if you smoke a cigarette, everything becomes clear. That's not what I'm saying.

(Laughter.)

So please don't be afraid to take a moment because you never know what amazing things might lie ahead.

Thank you.

(Applause.)

JUDGE SPRINGMANN: At this time, I would like to call

upon our Clerk of Court, Bob Trgovich, to make a presentation to Mrs. Lozano and her family.

MR. TRGOVICH: This flag flew over the courthouse starting on January 27th of 2018. It flew over the courthouse continuously until July 11th of 2018, the day of Judge Lozano's passing.

The flag was then lowered, and it was carefully folded into the tricornered shape that you now see. The tricornered shape was attained by folding the flag thirteen times on triangles, but each fold represents one of the thirteen original colonies. The tricornered shape is symbolic of the hat worn by soldiers, sailors, and Marines during the Revolutionary War.

As you will notice, only the Union blue is apparent. The red and white stripes are not visible. This symbolizes the light of day vanishing into the darkness of night.

Angie, on behalf of the United States District Court for the Northern District of Indiana, please accept this flag in our appreciation for the service of Judge Lozano to the people of the United States of America.

(Applause.)

JUDGE SPRINGMANN: Let me ask my Clerk of Court, is the bagpiper here?

MR. TRGOVICH: Yes, Your Honor.

JUDGE SPRINGMANN: Excellent. We were running a

little long this afternoon, and we weren't certain whether or not Patrick Shanley would be available, but I'm so glad he is.

Patrick. Thank you.

(Amazing Grace performed on the bagpipes by

Patrick Shanley.)

(Applause.)

JUDGE SPRINGMANN: Ladies and gentlemen, in concluding this ceremony, I want to give special recognition and thanks to our Clerk of Court, Bob Trgovich; the members of his staff; the member of the Court's IT team; and Judge Lozano's staff, including his law clerks, Kendra, Beth, and Liz, all of whom have worked very long hours to organize this special day of remembrance of Judge Lozano. Thank you all so very much. All the details that I know that you attended to to make this day a success, it was beautiful, and I know it will be well-remembered. Thank you.

After the retirement of the colors by the East Chicago American Legion -- and just a reminder that all should stand with your right hand over your heart until the colors are removed from the courtroom -- we want to invite you all to join together in a repast, a simple meal, that's set out in the atrium, and to go off the record now but continue to tell the stories about our friend, Rudy Lozano, because, as we know, stories off the record are usually the very best ones.

(Laughter.)

And he would want us to do exactly that and to break bread in his memory and enjoy the day talking about our life experiences with him. So with that said, at this time, let me call upon the American Legion to retrieve the colors.

All stand.

(Retiring of Colors.)

(Closing of Court; Clerk of Court, Robert Trgovich.)

(See following page for additional comments.)

The following remarks were conveyed by the Honorable William C. Lee - United States District Court for the Northern District of Indiana, Fort Wayne Division:

"I regret that I am unable to attend today's Memorial Service for our friend and colleague, the Honorable Rudy Lozano. During our 30 years of service together on the court, Judge Lozano's outstanding qualities of professional skill, conscientiousness, diligence, and work ethic have contributed greatly to the work of the Court. I particularly want to honor his remarkable diligence and skill in planning and managing the construction of the beautiful Court House. It is a fitting monument to his great service. I shall miss him."

* * *

The following remarks were conveyed by the Honorable Robert L. Miller - United States District Court for the Northern District of Indiana, South Bend Division:

"I am sorry that a long-standing commitment prevents me from being with all of you to celebrate and remember my friend, Rudy Lozano. He joined this court not long after I did, and I managed to think of us as "the new guys" for nearly 20 years until he took senior status. The joy he found in his colleagues, friends and family, the courage he showed in dealing with health issues, and his ferocious work ethic will remain in my memory. We have all lost a good man."