

From the Dean's Desk

The Christmas season is upon us and another year is winding down.

We here at Baylor Law School have so much to be thankful for this year. First and foremost, we thank our wonderful alumni for their generosity of work, time and spirit on behalf of Baylor Law. Your accomplishments in whatever efforts you undertake are a proud reflection on this school — and your accomplishments are indeed wide ranging.

Case in point: In this issue of *Rocket Docket*, you'll meet David Skeels (JD '03), who played professional baseball in the minor leagues before coming to Baylor Law School. Last month, at the age of 39, Skeels took another swing at playing pro ball. The former catcher took a month off from his job at a law firm in Forth Worth to play for team New Zealand in the World Baseball Classic — a last hurrah before hanging up his cleats.

We're also thankful for all the excellent work our students put in every day. During the 2011-2012 advocacy competition season, teams from Baylor Law School scored major victories, including first place at the National Institute for Trial Advocacy 2012 Tournament of Champions, and first and second place at the National Trial Competition (NTC). The last time Baylor Law scored first and second place at NTC was in 1980. Baylor Law Professor James Wren was on one of the two teams that took part in that competition 32 years ago. In this issue of *Rocket Docket*, Wren, who now teaches in the Practice Court program, recalls his competition days.

And, if you couldn't attend our Third Annual Baylor Law School Alumni Weekend last month, don't worry; we've put together a slideshow of the weekend to show you what you missed — we do hope to see you at the Fourth Annual Alumni Weekend in 2013!

Have a blessed Christmas and we'll see you next year!

The Agony of Defeat: Jim Wren Remembers The Last All-Baylor Battle for the National Championship

Baylor Law School students have been *very successful* in the 2011-2012 advocacy competition season. This fall, teams from Baylor won the Stetson National Pretrial Competition, the Mack Kidd Administrative Law Moot Court Competition (for the seventh straight year), the National Moot Court Regional championship and the National Institute for Trial Advocacy 2012 Tournament of Champions. *Most impressively*, in March the Baylor squad placed first and second at the National Trial Competition (NTC).

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Considering that the NTC competition starts with more than 300 teams, the odds are slim that two teams from the same school will face each other in the national championship round. The last time Baylor Law accomplished that feat at NTC was in 1980, when Joe Johnson (JD '80) and Ken Patterson (JD '80) beat the team of Tim Herron (JD '80), Harry "Gil" Gillam (JD '80) and self-described "lowly alternate" James Wren (JD '80). Wren, of course, is now a professor at Baylor Law, where he teaches in the Practice Court program.

The recent one-two finish by Baylor Law at NTC brought back memories for Wren. When he heard that this season's team members swear they didn't care who came in first at NTC, Wren rolled his eyes and said, "Yeah, right. Why would a trial lawyer care about winning?"

Not that Wren's bitter or anything, but conspicuously missing from the wall in his office where he keeps his many plaques is the one for his team's second-place finish at NTC.

"That's not ever going up there," he said.

Wren does note that Johnson was gracious in victory.

"He introduced me to his little sister," Wren said. "We've been married for almost 25 years."

And how are family gatherings?

"It's nice to be able to tell my kids to go ask a real lawyer, like Uncle Joe."

Baylor Lawyer Takes Another Swing At Pro Ball

David Skeels (JD '03) is a partner in the firm of Friedman, Suder & Cooke in Fort Worth. Before attending Baylor Law School, Skeels spent several years playing and coaching minor league baseball in the U.S. In November, he had the opportunity to play major league ball for New Zealand in the World Baseball Classic.

RD: How did you get this opportunity to play for New Zealand?

DS: I learned in January that New Zealand would be sending a team to compete in the World Baseball Classic (WBC) Qualifier. In February I started doing some research and learned that I was eligible for the team based on the fact that my late father was born in New Zealand and was a New Zealand citizen for his entire life. Per the WBC rules, a player is eligible to play for a country if, based on that country's laws, the player would be eligible for citizenship in that country. So even though I was not a citizen (at the time) and was not born there and never lived there, I was eligible for citizenship based on my Dad's status as a Kiwi.

I later submitted some paperwork and received "confirmation" of my New Zealand citizenship, which is retroactive and shows me as a New Zealand citizen dating back to 1973. This was not necessary for purposes



of playing in the WBC, but it was something I wanted to do. I also got my New Zealand passport — so I'm official! Both the U.S. and New Zealand now recognize me as a dual national.

In February, I did a lot of research to try to determine what the New Zealand talent pool might look like. I suspected (and was correct) that there were not many Kiwis with professional baseball experience. As it turns out, we put together a very good team that included a dozen or so players with professional baseball experience in one form or another . . . but there was only one hitter on the team (Scott Campbell, formerly of the Toronto Blue Jays organization) who had played at the level I reached and, in fact, there were only two hitters in the entire tournament who had played above the AA level (Campbell and long-time Major Leaguer Johnny Damon).

Beginning in late February, I started working out very aggressively to see if I could get in good enough shape to play and compete at a professional level, having been out of professional baseball for 12 years. I was surprised and pleased to find that my body responded well. I had clearly "lost a step," but I had not lost "12 steps!" I joined multiple amateur leagues, spent time in the batting cage, did yoga, etc.

I contacted the New Zealand Baseball Federation in March and started filling them in on my background and what I was doing.

In September, I learned that I had been selected for the team. It was the trip of a lifetime: Two weeks of training camp in New Zealand; one week of exhibition games in Australia, where we played against two of their professional teams; then a week in Taiwan in November, where we advanced to the championship game before falling to Chinese Taipei.

RD: How did your partners react to you spending a month playing ball?

DS: My partners are great. They were very supportive. It helps that both of them, including Baylor Law grad Michael Cooke (JD '87), are huge sports fans. They got a bit frazzled at times because our entire office was very busy while I was gone, and they like to give me a hard time, but they were genuinely excited for me and my family. They encouraged me to pursue this once-in-a-lifetime opportunity. Also, the other lawyers and staff (associates, etc.) were great, very supportive and they picked up the slack while I was gone.

RD: You mentioned having played baseball before. Can you elaborate?

DS: I played youth and high school ball in Thousand Oaks, Calif., and college ball at the University of Arkansas. Then I was in professional baseball for about five years. Originally, I was drafted by the Chicago Cubs, but later I signed with the Seattle Mariners. I spent time playing in the Seattle Mariners and Oakland Athletics organizations, reaching as high as the AA level with Oakland (I played in Midland of the Texas League in 1999). After that, I coached one season in the Texas Rangers organization, where I served as a minor league catching and hitting instructor. I turned down a full-time coaching job with the Rangers in 2000 to attend Baylor Law

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RD: Any more plans for pro ball in the future?

DS: Nope, not for me. You may enjoy knowing that my wife, Megan Flowers Skeels (age 38), qualified for and competed in the U.S. Olympic Trials in January of this year in the marathon. She finished 59th out of the 180 American qualifiers (only the top three make the Olympic team), but she was fifth among women age 35 and older. Now it's time for us to sit back and watch our two beautiful children pursue their dreams. It is tempting to think about a comeback after watching Geovany Soto get a \$2.75 million contract after hitting .196 for the Rangers last year, and Russell Martin just signed a \$17 million, two-year contract with the Pittsburgh Pirates after hitting .211 for the Yankees last year! But at 39, I think that window has closed. I do hope that my brother will manage the New Zealand team again in the future, and perhaps there will be some role for me to help keep the momentum going for baseball in New Zealand.

Skeels comes from a family of professional baseball players; both of his older brothers played and all three brothers were catchers. Collectively, the Skeels brothers have nearly 35 seasons of professional baseball among them at the minor league level.

In his other life as an attorney, Skeels has litigated complex cases in multiple fields, including oil and gas, sports, consumer law, and intellectual property, focusing mostly on patent infringement. He was selected by his peers for inclusion in Super Lawyers - Rising Stars Edition in the area of Intellectual Property Law in 2006, 2007, 2008, 2009 and 2011.

Another Great Baylor Law Alumni Weekend

Thank you to everyone who joined us for the third annual Baylor Law School Alumni Weekend, Nov. 16 and 17. It was so gratifying to see and catch up with all of our wonderful Baylor Lawyers. Many of you came from very far away and we deeply appreciate it. We'd also like to thank Judge and Mrs. Ken Starr for hosting the dessert reception, and Dean Brad and Beth Toben for hosting Burgers & Blue Bell. We are thankful for your gracious hospitality. Topping off the great weekend, of course, was Baylor beating at that time No. 1 Kansas State. On to the Holiday Bowl!

Dallas Baylor Lawyer Network Reception

A special thank you goes out to the nine Baylor Lawyers of Munsch Hardt Kopf & Harr, PC for hosting the Dallas Baylor Lawyer Network Reception on Nov. 29 at their firm. This reception was one of our highest-at-tended Baylor Lawyer Network receptions. The evening was filled with Baylor Lawyers connecting with fellow



Baylor Lawyers, updates on the Law School from Dean Brad Toben, and the announcement of Fred Adams (JD '81) as the Outstanding Dallas Baylor Lawyer. It was a true joy to be in the presence of so many wonderful Dallas-area Baylor Lawyers. Thank you to all who attended. A heartfelt thank you to Glenn Callison (JD '88), who led the efforts for Munsch Hardt Kopf & Harr, PC and to his fellow Baylor Lawyers at the firm: Sarah A. Cardwell (JD '03), Chris DeMeo (JD '96), Sameer S. Karim (JD '11), Deborah M. Perry (JD '97), James R. Ray III (JD '11), Christopher Rusek (JD '11), Devon D. Sharp (JD '07), and Julie S. Wade (JD '01).

For more information about becoming involved in the Dallas Baylor Lawyer Network, please Berkley Knas, Director of Alumni Relations, at berkley_knas@baylor.edu.

Meet The Faculty & Staff

Ron Beal Professor of Law

Professor Ron Beal has developed an expertise in Texas administrative law. He has authored numerous law review articles that have been cited as authoritative by the Texas judiciary, taught training courses for administrative law judges and lectured in advanced courses for practicing lawyers. Beal earned a JD from William Mitchell College of Law in 1979 after receiving a BA in 1975 from St. Olaf College. After graduation, he was a civil trial lawyer for three years in St. Paul, Minn., at Murnane, Brandt. Beal then earned an LLM at Temple University School of Law in Philadelphia. In 1983, he joined the faculty at Baylor Law School. Find out mor about Professor Beal.

Suzy Daniel Administrative Associate

Suzy Daniel joined the Baylor Law Team in June 2009, assisting in Admissions and Registration. She enjoys getting to know the students from starting the application process to matriculation and through their journey at Baylor Law School. Daniel and her daughters moved to the Waco area in 2006 from the Hill Country of San Saba. Attending Angelo State University and living a few years in Pecos makes her familiar with the West Texas scenery, as well. Find out more about Daniel.

Nathaniel Jones

Senior Information Technology Associate

Nathaniel Jones joined Baylor Law School as a Senior Information Technology Associate in September 2012. He was raised in Abilene and received a BS in broadcast production from Abilene Christian University in



1998. As a student, Jones worked in the Information Technology department, and joined the staff of that department in 1997 as a computer support specialist. Find out more about Jones.

News & Notes

Alumni Membership Dues

It's time to renew your membership to the Baylor Law Alumni Association.

Upcoming Alumni Networking Events:

Dallas Baylor Lawyer Reception

Hosted by Leane Capps Medford (JD '96) Wednesday, Jan. 30, 2013 5:30-7 p.m. Polsinelli Shugart PC 2501 N. Harwood, Ste. 1900 Dallas

Houston Baylor Lawyer Reception

Hosted by Jason Walker (JD '97) and Don Jackson (JD '83) Thursday, Feb. 7, 2013 5:30-7 p.m. River Oaks Country Club 1600 River Oaks Blvd. Houston

Position Open

Are you ready for a change or new professional challenge? Would you enjoy raising money for scholarships at Baylor Law School? Learn more about our opening for a Director of Development — Law School position. Direct all inquiries to Heidi Boyd at Human Resources, Heidi_Boyd@baylor.edu.

Alumni Notes

1970s

Marvin W. Jones (JD '77) has been appointed to a three-year term as managing shareholder of the law firm of Sprouse Shrader Smith in Amarillo. Jones is a shareholder with 35 years of experience practicing law, focus-

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ing on complex commercial litigation, power and utilities, and natural resources. He concentrates on litigation in a wide range of areas, including litigation on behalf of public utilities and in products liability, oil and gas, fiduciary, groundwater law and insurance defense. Jones has substantial experience representing clients in matters relating to groundwater rights. He has represented clients before groundwater districts, the Texas Water Development Board and the Texas Commission on Environmental Quality. Jones has been a fellow of the American College of Trial Lawyers since 2005 and is certified in civil trial law by the Texas Board of Legal Specialization. He is a member of the Texas Association of Defense Counsel, International Association of Defense Counsel, Defense Research Institute and American Board of Trial Advocates.

Brenda Jeffers Damuth (JD '78) has been hired by the national law firm Wilson Elser to work in its Dallas office. Damuth has practiced law in Texas since 1978. Her practice primarily focuses on representing health-care professionals and resolving disputes as a mediator. She has extensive first-chair trial experience, representing clients in civil litigation disputes with an emphasis on personal injury. She also represents physicians and nurses before the Texas Medical Board and other administrative bodies.

The Hon. Marilea Lewis (JD '78) has been named a shareholder in the newly renamed Texas trial and appellate law firm Godwin Lewis PC. Lewis is a former state district judge. A fifth-generation Texan, Lewis joined the firm in July 2011. Lewis serves as chair of the firm's Family Law Litigation practice group, and provides a strong leadership background that is well-suited to address Family Law issues while ensuring a commitment to family values, justice for children and families, and to the improvement of the community overall.

2000s

Jeffrey Taylor (JD '03) has joined the law firm of Martens, Todd & Leonard in Austin as an associate.

Melissa A. Marcus (JD '07), an associate in the Tucson office of Snell & Wilmer, has been selected as a member of Tucson's 40 Under 40 Class of 2012. The annual awards recognize young leaders in Tucson based on professional accomplishments, leadership qualities and community impact. Marcus is a long-time volunteer and board leader for Tu Nidito, a local organization that offers support for children who are impacted by serious medical conditions or the death of a parent, sibling or other loved one. She serves on the board of directors of the Young Lawyers' Division of the Pima County Bar Association and has served as a volunteer organizer for the Pima County Superior Court's Law Day student event since 2009. Marcus also uses her skills as a litigator to provide pro bono services to qualified individuals who would otherwise not have legal representation. Marcus's practice at Snell & Wilmer is concentrated in product liability and commercial litigation. Her litigation experience includes matters involving pharmaceuticals and medical devices, class action defense, commercial contract disputes, insurance litigation, construction litigation, financial services litigation and receiverships. She is admitted to practice before the Supreme Court of Arizona, the United States District Court, District of Arizona, and the United States Court of Appeals, Ninth Circuit.

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Josh Borderud (JD '09) has joined the firm of Pakis, Giotes, Page & Burleson, P.C. in Waco as an associate. Prior to joining the firm, he served as an assistant county and district attorney in Milam County.

In Memoriam

The Hon. William J. Cornelius (JD '49) passed away Nov. 19, 2012 at his home in Jefferson. Cornelius was born in Sweetwater on June 6, 1927 to James Rufus Cornelius and Annabel Bullock Cornelius. He moved with his family to Jefferson at the age of six and attended Jefferson public schools, graduating in 1945. He then served briefly in the Merchant Marines before the war ended. After attending East Texas Baptist College in Marshall, he entered Baylor Law School, graduating in 1949. He worked for Hunt Oil Company in Dallas briefly before returning to Jefferson to practice law with his father in the firm of Cornelius & Cornelius. He also served as Marion County attorney and as District Attorney for the 76th District. In 1973, Gov. Dolph Briscoe appointed him to the Sixth Court of Appeals in Texarkana, where he served until he reached the "mandatory" retirement age of 75 in 2002. During his last 25 years on the bench, he served in the capacity of Chief Justice. In 1984, Cornelius earned his Master of Laws degree from the University of Virginia and later did further graduate studies at Oriel College, Oxford University, in England. He attended numerous seminars and conferences, where he enjoyed socializing with his peers and was a frequent lecturer and speaker. In 1997, Cornelius brought his considerable experience to bear on exposing the flaws in our criminal justice system and offering practical solutions in authoring the book, "Swift and Sure: Bringing Certainty and Finality to Criminal Punishments," which brought him recognition throughout the country. Cornelius is survived by his loving wife of 64 years, Kathryn Gamble Cornelius. He is also survived by his children, William Cornelius Jr. and wife, Kimberly; John Milton Cornelius; and Leigh Ann Ileson and husband, Bob; grandchildren, Ryan and Martha Cornelius; Erin Anthony and husband, Jeff; Kristen and Collin Parks; Daniel, Caroline and Carter Cornelius; Diane Ford and husband, Blake; Ian and Atticus Ileson; great-grandchildren, Daegan and Kai Anthony and Karley Ford; and by nephews and nieces too numerous to mention.

David W. Johnson (JD '71) passed away on May 24, 2012 after a valiant and prolonged fight with Parkinson's Disease. Johnson's fondest memories of Baylor centered on Baylor Law School and it was an integral part of his life. He spent more than 20 years in the Internal Revenue Service District Council's Office, and is believed to have harbored dreams of one day returning to Baylor to teach. However, the Parkinson's ended that dream and kept him locked in a body that would not work, robbed him of his gift of speech, but left him with fond memories of Baylor.

Peter N. Letang (JD '74) of Chadds Ford, Penn., passed away Nov. 21, 2012 after a long and courageous battle with pancreatic cancer. Throughout his illness, Letang always kept a positive attitude and managed to maintain his legendary sense of humor. Letang was born in Wilmington, Del., on March 8, 1948 to Nicholas and Elsa Letang. He graduated from Friends School, Bucknell University and Baylor Law School. Letang spent much of his career as a deputy attorney general with the Delaware Department of Justice, retiring from the state as chief New Castle County prosecutor. He prosecuted many high-profile criminal cases, and he took

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great pride in his work. In addition, Letang also served as an assistant public defender and court-appointed counsel. Most recently, he had his own private practice of law. He is survived by his wife of 20 years, Debra; two children, Nick and Samantha; his sister Lisa and her fiancé, Kevin, of Seattle, and their children Carson, Cooper and Cutter.

James Robert "Bob" Sheehy Sr. (LLB '53), former mayor of Waco, passed away Dec. 2, 2012. Sheehy was born in Waco to John and Herma Jelinek Sheehy on Aug. 16, 1930. He was raised in Waco and graduated from Waco High School. He continued his education at New Mexico Military Institute, graduating at the top of his class. Sheehy attended the University of Texas and then Baylor Law School, from which he received his law degree. He married Zoe Ann Reese on Jan. 30, 1954. After serving in the Air Force, the couple moved back to Waco in 1958, where he joined his father and brother in the practice of law. He would go on to become a partner in the firm of Sheehy, Lovelace and Mayfield, where he practiced for many years. Following his father's example, Sheehy began a legacy of service to the Waco community. He joined the Waco Jaycees and served as chapter president. As part of his Jaycees' involvement, he went on to serve as president of the Texas Jaycees. His experiences with the Jaycees formed the foundation of service leadership that he brought to the community. In 1965, he was named to the Charter Board of Trustees of McLennan Community College. As part of the founding board, he was instrumental in establishing the college and overseeing the building of the campus overlooking the Bosque River, including the passage of the bond issue that provided the funding to build the college. He served as a trustee for 13 years. The success of MCC in providing educational opportunities for the community had always been a source of great pride for him. Sheehy was elected to the Waco City Council in 1991. He was elected mayor in 1992 and served two terms. As mayor, Sheehy was known as a consensus builder who worked with all areas of the city to bring people together. During his tenure, a formal system of neighborhood associations was established to ensure that all residents were included in an association. This system of associations was one of the first of its kind and still functions today. His term was also marked by tragedy, as he was called to represent the city during the Branch Davidian siege outside of Waco. The calming presence Sheehy presented as the city was flooded by international attention helped Waco survive the global spotlight. When the opportunity arose for Waco to obtain the Texas Sports Hall of Fame in 1990, Sheehy joined a group of community leaders in successfully negotiating the relocation of the Hall to Waco. He also was actively involved in his profession. Besides being a member of various bar associations, he was a member of the Defense Research Institute and was recognized by DRI with the Fred H. Seivert Award as an outstanding defense bar leader. He was a member of the Texas Association of Defense Counsel (TADC) and served a term as its president. Sheehy was preceded in death by his wife, Zoe Ann; his parents; and a sister, Patsy Sheehy. He is survived by his children: Bob Sheehy Jr. and wife, Kay; Jeff Sheehy and spouse, Bill Berry; Matt Sheehy and wife, Celeste; Jack Sheehy and wife, Laurie; Laura Sheehy; and Patrick Sheehy. He is also survived by 10 grandchildren: Bobby Sheehy and wife, Scotti; Cathy Sheehy; Amy Sheehy; Jason Sheehy and wife, Phylicia; Justin Sheehy; Josh Sheehy; Jeremy Sheehy; Joshua Landon Sheehy; Jonathan Sheehy; and Michelle Berry. He is also survived by his brother, John Sheehy Jr.; and his sisters, Norma Rhodes; and Joanne Hoover and husband, Cameron.

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Steven H. Swander (JD '76) passed away Nov. 24, 2012 following a brief but brave struggle against cancer. Swander was born Oct. 13, 1951 in "beautiful downtown Burbank," and grew up in Manhattan Beach, Calif. His parents were Don Swander and June Hershey Swander, professional songwriters and performing musicians who co-authored the popular song "Deep in the Heart of Texas." In high school, Swander developed into a state champion debater. He attended the University of Southern California, where he rose to top national ranking in debate. After graduation, he pursued a legal education at Baylor Law School. He became a member of the State Bar of Texas in 1976 and settled in Fort Worth to begin his law practice. He was an exceptionally gifted lawyer, admitted to the bars of the United States Supreme Court, U.S. Fifth Circuit Court of Appeals, U.S. Eleventh Circuit Court of Appeals and the Northern District of Texas Federal Bar, as well as being a Texas Board Certified criminal law attorney. He was a member of the Tarrant County Criminal Defense Attorneys, past president of the First Amendment Lawyers Association, Tarrant County Bar Association, American Bar Association and member of the Bar Association of the Fifth Federal Circuit. His interest in First Amendment law led him to concentrate in this area, and he was invited to become a member of the First Amendment Lawyers Association, an exclusive national organization, in 1997. Always a believer in protecting the rights of the individual, Swander was a steadfast force locally and nationally in Constitutional law. Survivors include his daughters, Jillian Swander of Fort Worth, Devyn Swander of Austin and Rowan Swander of Austin; and his partner of eight years, Diane M. Gracia.

Don A. Weitinger (JD '58) passed away Nov. 3, 2012. Weitinger was born on March 30, 1934 in Oklahoma City to John Chastain "Pete" Weitinger and Eula Faye Williams Weitinger. He moved to Houston when he was four and had been a resident of Houston for more than 74 years. He was very proud of his public school education and graduated from Lamar High School in 1952. He continued his higher education at Baylor University, where he graduated with a BA in 1956 and received his JD in 1958. Weitinger loved being a trial lawyer, especially defending and preserving the cherished right to a jury trial. His closing arguments and expert cross-examinations were truly legendary. While his home base was in Houston, Weitinger could be found in any county courthouse throughout Texas for more than 53 years. He was a maverick in the courtroom, successfully completing in excess of 600 jury verdicts - a feat that is nearly impossible for young trial lawyers to accomplish today. If you asked him what he did for a living, he would tell you that he was a country boy lawyer, usually introducing himself as "Don Weitinger, Boy Lawyer." Weitinger served on the National Board of Directors for the American Board of Trial Advocates (ABOTA) for many years and was president of the Houston chapter of ABOTA. He is survived by his soul mate and loving wife of 34 years, Beverly Kelly Weitinger; his three talented and beautiful daughters, Dona Weitinger Garrett; Carrie Weitinger Tripp and husband, Tom; and Leslie Kay Weitinger and partner, Christina Dumlao. His son, Craig Allen Weitinger, preceded him in death. Weitinger cherished his five grandchildren, Tiara Weitinger Liles, Layne Weitinger Garrett, Reece Rebecca Garrett, Reid McCain Johnston, Callie Evan Johnston, and his two-year-old great-grandson, Ayden Allen Liles. Weitinger loved and adored his brother, John Wade Weitinger, and wife, Claudia, of Houston; and his sister, Gay Weitinger Herrin, and husband, Ronnie, of Lubbock; niece, nephews, great-nieces and great-nephews.