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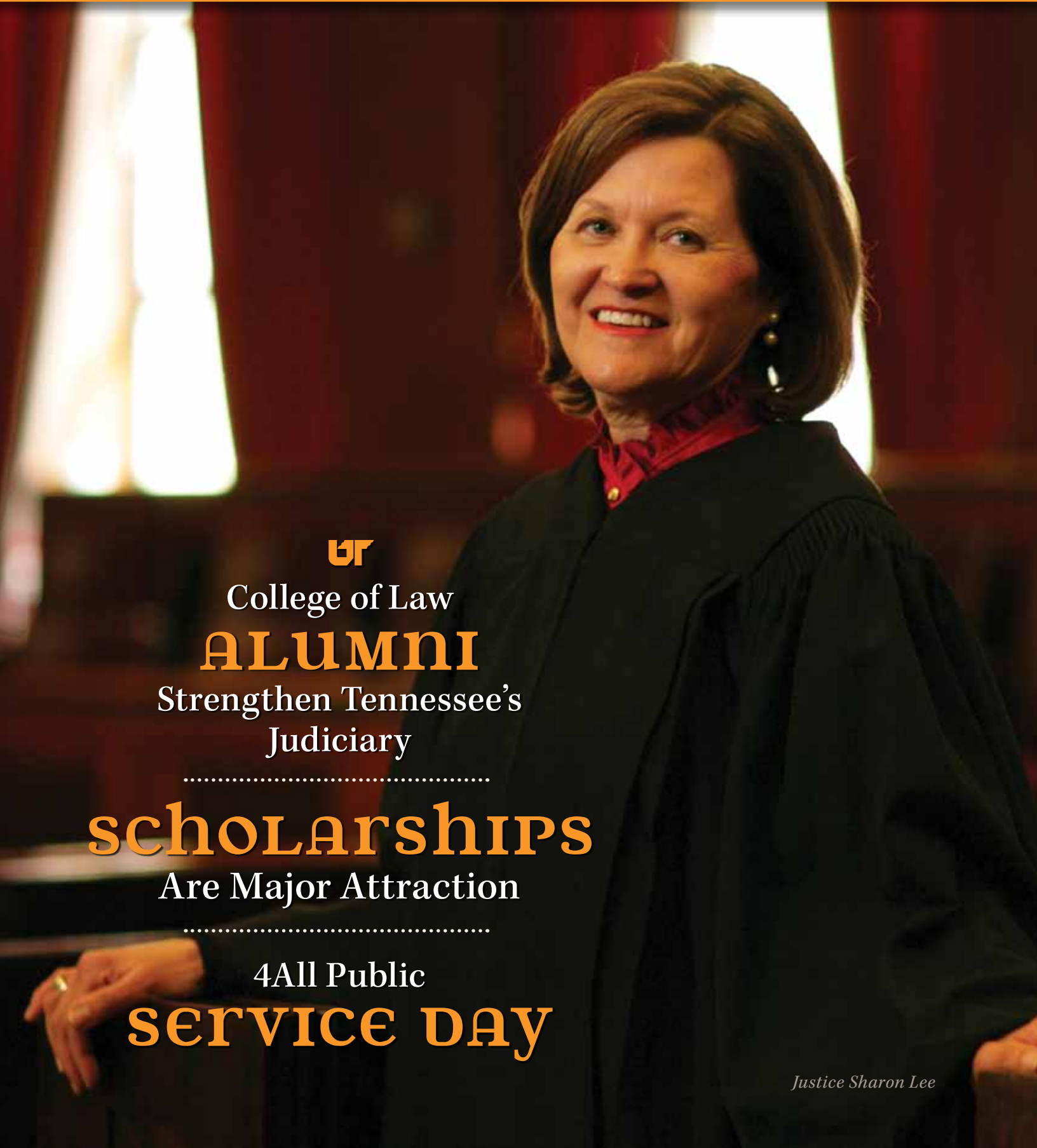
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College of Law

ALUMNI

Strengthen Tennessee's
Judiciary

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SCHOLARSHIPS

Are Major Attraction

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4All Public

SERVICE DAY

Justice Sharon Lee

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THE UNIVERSITY of
TENNESSEE **UT** College of Law
KNOXVILLE

TENNESSEE **LAW**
Spring 2009

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As this ISSUE of *Tennessee Law* highlights, public service and outreach are at the heart of who we are and what we do at the College of Law.

Besides teaching, our faculty participate in organizations, serve on boards and commissions, and perform *pro bono* work. Their scholarship contributes to important public issues. Our students assist those in need through clinical and *pro bono* programs. Our alumni serve as judges, lawyers, and business people, meeting the needs of their communities. Our staff help make all this possible.

The law school's commitment to public service is not new, of course. Through our clinical program we have been helping people in need longer than any other law school in the country. And while service is part of our core mission as a land-grant university, we do the work, quite frankly, because it makes us better—as individuals and as a law school. We do it because it's the right thing to do.

We can't do this work without you, however. Our students learn not just from faculty, but from alumni in practice and on the bench. When students interview potential clients during the Saturday Bar, sponsored by Legal Aid of East Tennessee, or represent victims of domestic violence in Circuit Court, alumni provide invaluable guidance.

These vital connections to the bench and bar are critical to everything we do. They make us a better law school, and I extend my heartfelt thanks to you for making these connections happen.

I also extend thanks for a different kind of support. As a state-assisted law school, we face significant budget challenges, and we increasingly depend on alumni generosity for our continued success. Last year we set a goal of enlisting 100 Founding Partners—donors of \$1000 or more—to lay a foundation for the newly established Tennessee Law Fund. You helped us exceed that goal. We now have 139 Founding Partners whose contributions provide scholarships to deserving students, support student organizations, and promote faculty scholarship.

We want to build on that foundation by increasing the number of alumni who participate in our annual giving campaign. In 2007, just over 6 percent of our alumni gave to the law school. Thanks to the work of our development and alumni affairs staff, participation increased to 10 percent last year.

The percentage of alumni who give is much higher at many of our peer schools, however. It's 20 percent at the University of Georgia, 17 percent at the University of Kentucky, 25 percent at the University of North Carolina, and 45 percent at the University of Virginia.

To remain successful we need to attain similar levels of giving at the University of Tennessee. This year our modest goal is to have at least 15 percent of law school alumni make a gift to the college. We hope you will help us meet this important goal. This is a great school. Working together, we can make it even better.



“This is a great school. Working together, we can make it even better.”

DOUG BLAZE

Doug Blaze

UT Law Alumni Committed to Judicial Excellence

The law school's role in developing a well-trained and conscientious judiciary is just one of the many ways it serves the citizens of our state and nation. The college can take considerable pride in the number, quality, and diversity of the judges who did their legal training here. According to Dean Doug Blaze, these judges "are a tremendous asset to Tennesseans, and they also play a substantive role in the training of lawyers and judges for the future."

LEE APPOINTED TO TENNESSEE SUPREME COURT

Sharon Gail Lee '78, of Madisonville, became the most recent UT College of Law graduate to join the Tennessee Supreme Court when Governor Phil Bredesen swore her in last October.

Judge Lee joined UT law alumnus Gary Wade '73, of Sevierville, on the current court. Other alumni with recent service on the state's highest court include former Chief Justices Lyle Reid '56 and Riley Anderson '57 and Justice Penny White '81.

Lee credits the UT College of Law for her success as an attorney and now as a state Supreme Court justice.

"I've always felt the college provided me with an excellent legal education and prepared me well for a career as an attorney—and now as a justice," she said. "No law student ever thinks they will be a judge; I certainly didn't. But things develop over time, and I found myself on the bench in 2004 when I was appointed to the Tennessee Court of Appeals.

"As it turned out, my 26 years as an attorney encompassed virtually all of the types of cases the Tennessee Supreme Court is called upon to consider. I've always been appreciative of what the college did for me and what it is still doing, not only for practicing attorneys but for the state's judiciary, as well. The large number of alumni serving across the state at every level is evidence of that."

Before her initial appointment to the bench, Lee had accumulated a wide range of experience in both civil and criminal litigation. She began the practice of law in 1978 with J.D. Lee and Associates in Madisonville. She subsequently worked in various partnerships and as a solo practitioner before Gov. Phil Bredesen appointed her to the Tennessee Court of Appeals in June 2004.

Lee earned her bachelor's degree in business administration with high honors from UT Knoxville and later graduated in the top 15 percent of her law class. She is a member of the Tennessee Bar Association and was a member of its House of Delegates from 2003 until 2008. She is president of the East Tennessee Lawyers' Association

PICTURED BELOW:
JUDGE SHARON
LEE IS SWORN IN
BY GOVERNOR
PHIL BREDESON.



for Women and previously was a member of the board of the statewide Lawyer's Association for Women. She also served as secretary and member of the executive board of the Knoxville Executive Women's Association and is a member of the board of directors of the Boys and Girls Club of Monroe County.

JUDGE SUSANO IS A PERPETUAL STUDENT

Charles D. Susano Jr. '63 loves to study the law, and the longtime Knoxville resident has found the perfect place to do just that—a seat on the Tennessee Court of Appeals.

Governor Ned McWherter appointed Susano to the Court of Appeals in 1994 to fill an unexpired term. He was subsequently elected to the unexpired term in August 1994 and to eight-year terms in 1998 and 2006.

"As a judge I can study the law without interference or distractions," he said. "My phone doesn't ring at night unless it is my family or a wrong number," said Susano alluding to his days in private practice when he was constantly on call. "Lawyers are constantly under pressure—the phone rings all the time, even at night, and people are always coming into your office seeking help. Being a judge is a nice, quiet atmosphere in which to work.

"The only common denominator between a practicing attorney and a judge is the law. I enjoy very much my work as a judge. The last time I was able to study the law like this was in law school."

A graduate of Knoxville Catholic High School, Judge Susano earned an undergraduate degree in accounting from Notre Dame in 1958 and served a hitch in the Army prior to enrolling at the UT College of Law. He also worked briefly as an accountant with the public accounting firm of Ernst & Ernst in Knoxville.

"My father always used to say there are three great things you can do in life. One is to be a doctor, another is the law, and the third is the priesthood. I didn't have the science aptitude to be a doctor and had long since given up my desire to be a priest, so that left the law."



While in law school, Judge Susano worked on the *Tennessee Law Review* and was elected to the Order of the Coif. Following graduation he clerked for the Tennessee Supreme Court for a year prior to joining former law school faculty member Bernard E. Bernstein in private practice in Knoxville. He was a practicing attorney for 30 years and also served as assistant district attorney for Knox County during 1967 and 1968.

Judge Susano's career suffered a setback in June of 1992 when a home accident left him without the use of his legs and no feeling below his heart. After extensive rehabilitation here and three and a half months in Atlanta, he was able to resume his practice—with the use of a wheelchair—in December of 1992.

In 2007, the Knoxville DisABILITY Resource Center presented Judge Susano with its Spirit of the ADA Award, which recognizes a person who has overcome physical and attitudinal barriers and, as an empowered individual, is an inspiration to others in the community.

"Nothing but good things have happened to me since the accident," Judge Susano said in accepting the award. "God didn't cause my accident, but he's sent me many, many things since then, number one of which is the appointment to the judgeship. So I've been blessed."

McMULLEN a TRAILBLAZER

When Camille R. McMullen '96 was sworn in as a judge on the Tennessee Court of Criminal Appeals in 2008, she became, at 37, the youngest member of the 12-judge court. She is also the first black female appellate court judge in Tennessee.

McMullen moved to the Court of Criminal Appeals after seven years as an assistant United States attorney. Prior to that, she was an assistant district attorney for Shelby County from 1998 until 2001.

"Actually, my first job after law school was clerking for Criminal Appeals Court Judge Joe Riley," McMullen said. She credits him with teaching her the fine points of writing appellate court opinions. "I enjoyed the writing and the research and going through transcripts, so I always had it in the back of my mind that being a judge was something I might enjoy."

Her years as a prosecuting attorney were invaluable preparation for a position on the bench. "I had to get out there on the other side to see the whole picture. I've come full circle now," she said.

As a state prosecutor, McMullen tried felony cases and was the lead prosecutor in several cases involving the



CHIEF JUSTICE HOLDER COMMENDS LAW SCHOOL'S TRAINING OF JUDGES

By Janice M. Holder

Equal justice under law is a familiar and treasured principle in America. Many Americans do not realize, however, that judges bear the greatest responsibility for ensuring that this principle is implemented on a daily basis. The quality of justice hinges on the quality of the judges administering the state's judicial system.

Tennesseans are fortunate because our judiciary consists of some of the finest, most conscientious judges in the country. Tennessee's judges are intelligent, learned in the law, and willing to take on difficult challenges to ensure that justice is administered fairly and impartially. But their efforts do not end at the door to the courthouse. They are committed to their communities and to improving the lives of the citizens whom they serve.

Simply put, Tennessee's judiciary is committed to excellence. For many of Tennessee's judges, this commitment to

summertime deaths of small children left in day-care vans. As a federal prosecutor, she handled cases involving felons with firearms, bank and mortgage fraud, and identity theft, among others. Additionally, she handled numerous appeals before the Sixth Circuit Court of Appeals.

“Camille McMullen brings a strong and wide-ranging level of experience to this post, and her experience as a criminal lawyer has prepared her well for service in the Court of Criminal Appeals,” Gov. Phil Bredesen said in announcing her selection last year.

McMullen’s former boss in the Shelby County District Attorney’s office, Dist. Atty. Gen. Bill Gibbons, was not surprised by the governor’s appointment. “She was a rising star in the D.A.’s office. She has the temperament, the intelligence, the work ethic, and the fairness,” he said.

In her new job, McMullen is required to write some 80 opinions a year. “It’s been an absolute whirlwind,” she said of her first year on the job. “I keep getting these big boxes filled with cases. It requires a tremendous amount of time, but my colleagues on the bench have been wonderfully supportive in helping to get me acclimated. It is a lot of work, but I’m up for the challenge.”

McMullen is not the only UT law alumnus in the family. Her husband, Bruce ’96, is a shareholder in the Memphis office of Baker Donelson and concentrates his practice in business, municipal and health care litigation.

What is it like having a judge and an attorney in the same household? “I have to admit it is nice to have Bruce call me ‘Your Honor,’” she joked. “Of course, it would be hard to hold him in contempt of the house, however. We both have demanding careers, but we try to keep things in balance. Family always comes first, and we support each other fully.”



Keta Barnes sees two sides

Keta Barnes ’02 was a successful attorney who enjoyed her work in labor and employment law with Bass Berry & Sims in Nashville when the city of Smyrna, where she lived, announced an election for the office of Municipal Court Judge during the summer of 2006.

“I kept seeing articles in the local newspaper about the election,” Barnes recalls. “I was happy at Bass Berry, but the more I read the articles, the more I started to think this might be something I should consider, and it would be great to work where I live.”

Barnes was not enjoying the daily commute from Rutherford County to Nashville. She and her husband had put down roots in their community, and the attraction of reorganizing Smyrna’s Municipal Court became too great to ignore. So, she entered the field with two others, won an eight-year term by 100 votes, and became the town’s first African-American elected official and one of the county’s first African-American judges.

Following Barnes’ election, Smyrna began the transition from having a part-time to a full-time municipal judge. Barnes was instrumental in moving night court to earlier in the day and Saturday court to weekdays, as well as helping finalize plans to build a new justice center facility.

Nearly three years into her new job, Barnes is happy with her decision.

excellence began with the legal training they received at the University of Tennessee College of Law. This should come as no surprise, given that the college produces graduates of high caliber, many of whom become leaders in the legal profession.

The College of Law has a strong reputation for supporting our judicial system through a Judicial Externship Program, pro bono projects, and clinical education. Additionally, the administrators and faculty of this institution provide leadership and scholarship on a wide range of legal issues affecting the administration of justice in Tennessee, from professional ethics to self-represented litigants. Simply stated, the college teaches its students and future judges the importance of committing to professional excellence.

The Tennessee Supreme Court commends and expresses our gratitude to The University of Tennessee College of Law for its ongoing commitment to excellence and contributions to the administration of justice in this state.



JANICE M. HOLDER IS CHIEF JUSTICE OF THE TENNESSEE SUPREME COURT.

“I love my job,” she said. “I think the skills I have brought to the court include the fact that I can see issues from two sides. That has served me well. I’m also pretty even-tempered. It’s hard to make me angry, and I believe that is a critical attribute for a judge. People come before you and say and do unusual things sometimes. You have to be able to maintain order.”

Barnes has remained active in the bar and has deepened her community roots by joining the Smyrna Rotary Club and numerous volunteer service groups. The Tennessee Bar Association chose her for its 2008 Leadership Class, a six-month program designed to equip Tennessee lawyers and judges with the vision, knowledge, and skills necessary to serve as leaders in their professions and their local communities.

“My only concern was that a judgeship might be isolating,” she said, “but I stay involved in activities outside the courtroom so that I stay connected to the bar and the community.”

One student called it “the most practical learning experience in my three years of law school.”

Another said, “I truly feel more prepared and confident to be a lawyer than I ever did through any of my law classes.”

JUDICIAL EXTERNSHIPS BENEFIT ALL

Both were speaking of the Judicial Externship Program,

an opportunity for three to ten UT law students to spend a semester assisting state and federal trial and appellate judges. The externship enhances traditional classroom learning by introducing a student to courtroom experience from the perspective of the judge. In addition to learning through courtroom observations, the students assist the judge in researching and drafting memoranda, opinions, and orders.

Students may be assigned to work with the Criminal Courts and Chancery Court in Tennessee or with the Courts of Appeal or state Supreme Court. They also work in the United States Magistrate Court and, occasionally, in the United States District Court, the United States Bankruptcy Court, and the Tennessee Claims Commission. Students must either be in the second semester of their second year or in their third year of study to participate. Preference is given to third-year students.

At the conclusion of the externship, students are asked to evaluate their experiences:

- “The exposure to a real courtroom was invaluable. It was truly the highlight of law school for me.”

- “[The most beneficial parts were the] interaction with clerks and judges; gaining insight into judicial decision-making; and observing good lawyers and not-so-good lawyers and learning from their mistakes.”

Judges also benefit from the students’ participation:

- “Hit the ground running! She did an excellent job from beginning to end. I would like to see a one year or two semester externship. It would make the externship more like a true clerkship.”
- “Knows how to listen and analyze. Her writing skills are excellent. I have great respect for her as a student and know her legal skills will honor all who helped to teach her.”

Penny White, a former Tennessee Supreme Court Justice who has served as a judge in all state courts of record, worked to establish the externship in 2005 and continues to oversee the program.

“The Judicial Externship blends the law school’s three main missions—teaching, research, and service,” said White, now the director of UT’s Center for Advocacy and Dispute Resolution. “The students learn about judicial decision-making from inside a judge’s chamber; they research cutting-edge legal issues which arise in real cases; and they serve as a helpful, free resource, particularly in the state courts where research assistance for judges is limited.”

About 40 students have completed the externship during the past four years and several have moved on to clerk for judges at the state appellate and federal levels, according to White.

FOR A COMPLETE LIST OF ALL COLLEGE OF LAW ALUMNI IN THE STATE AND FEDERAL JUDICIARY IN TENNESSEE, PLEASE VISIT www.law.utk.edu/alumni/judiciary.shtml.



Scholarships a Necessity in Recruiting

The UT College of Law is lucky—in addition to good—at enrolling students who help advance its goals in enrollment quality and quantity, as well as in diversity of background and life experiences. The college works hard to reach admitted candidates with the message that they are wanted here.

“and we have found that nothing talks quite like money, particularly in a tight economy,” said Director of Admissions Karen Britton. “We have learned that *cost of attendance* is a primary reason why students decline UT Law’s offer of admission. Applicants tell us that another law school offered a scholarship, or a larger scholarship, or a school in another state offered a Tennessean their state’s lower resident tuition rate, besting the UT scholarship offer.”

Each year the college struggles to allocate existing scholarship funds and make difficult choices among worthy candidates. Because the Hope Scholarship program has been effective in keeping well-credentialed Tennesseans in the state for college, the students the law school seeks to enroll are accustomed to scholarship support. In addition, students who attended college in other states understand the significance of attending law school in the region or state where they wish to practice, but they often

bring significant debt with them, creating a barrier to enrolling without scholarship assistance.

But in the current economic climate, the cost of attending law school, debt from undergraduate education, consumer debt, and the uncertainty of job prospects after graduation have combined to make students much more careful about their choices.

“Alumni contemplating how their gifts can make the greatest difference to the future of the law school should know that adding to the pool of available scholarship funds provides both immediate and long-term benefits for the college and for the students. You can’t do much better than that,” Britton added.



©2001 NPR, by Anthony Nagleman

Taylor scholarship rewards public service

Ann Taylor is quick to credit her parents with the success she has enjoyed in her life.

Taylor is an award-winning newscaster with National Public Radio, and her parents are the late Robert L. and Florence M. Taylor. Her father was a federal judge who believed that as a public servant he shouldn’t have an unlisted phone number. Her mother, who was married to Judge Taylor for 54 years, often traveled with her husband when he held court out-of-state.

“Anything I’ve been able to do in my life has been because I had wonderful parents,” Ann Taylor said. “They provided me with a terrific education, and I felt the best way I could repay that was to provide something that would be lasting. And what could be more rewarding than helping a student who is interested in public service.”

To that end, she established the Judge Robert L. and Florence M. Taylor Memorial Public Service Endowment Fund in 1996 to encourage and support UT College of Law students’ public service activities.

“My hope is the recipients of the scholarship will eventually love their work as much as my father did his,” she said.

The current recipient is third-year law student Sam Evans, who hopes to work with the Southern Environmental Law Center sometime in the future. SELC is a nonprofit advocacy organization that works to protect the environmental quality and outstanding natural resources of Alabama, Georgia, North Carolina, South Carolina, Virginia, and Tennessee. After graduation, he will start a judicial clerkship for U.S. Magistrate Judge Susan K. Lee in Chattanooga.

Evans, who graduated from the University of Tennessee, Chattanooga, in 2006 with a 4.0 GPA, majored in English with a minor in environmental science. He has been a Dean’s List (with Highest Honors) student every semester since starting law school. He is a member of the National Environmental Law Moot Court team and was named “Best Oralist” in rounds 1 and 2 of the 2008 competition.



As an undergraduate, Evans started a bicycle taxi service in Chattanooga that “provided quick, clean, and fun transportation.” He also secured a \$10,000 grant for a new bike trail. In UT’s Environmental Law Clinic, he has worked with the Cumberland Habitat Conservation Plan Practicum under § 10 of the Endangered Species Act.

“By helping to keep my debt to a minimum, the Judge Taylor Scholarship has enabled me to pursue my goal of working in public interest environmental law,” Evans said. “I am deeply grateful for this opportunity to work for environmental law in the places that I love.”

Lauria scholarship lures Ryan Hoffman

When Ryan Hoffman searched for a law school three years ago, Tennessee eventually won out over Georgia, Wake Forest, and Alabama.

“I didn’t make a decision until the last minute,” said the second-year student from Anderson, South Carolina. “It was a tough decision, but I firmly believe it was the right one.”

Tennessee’s offer included the Thomas E. and Deborah F. Lauria Scholarship, which went a long way toward tipping the scales in UT’s favor. It helped that out-of-state students receive preference for this scholarship.

“The scholarship was definitely a deciding factor,” Hoffman said. “I’m paying for law school on my own. Anytime you can get extra help financially, it means you have more time to spend on your studies. Without the scholarship I would have to work 20 hours a week and go to school at the same time.”

Thomas Lauria, a 1986 UT law honors graduate, is co-chairman of the financial restructuring and insolvency departments with White & Case, a multi-national firm with offices in the United States, Latin America, Europe, the Middle East, Africa, and Asia. The Laurias established this scholarship in 2006.

Hoffman graduated from Clemson University in 2007 with a B.A. in political science and a minor in economics. He took Trial Practice and Evidence early in law school and more recently took Introduction to Business Transactions and Law and Economics. He is currently enrolled in Commercial Law and Business Associations.

Leaning toward the business concentration and business litigation, Hoffman is looking forward to working for the South Carolina firm of Turner Padgett Graham Laney PC, this summer. The firm has five offices in the state and includes business litigation among its practice areas.



JENNIFER MCGINN FELT VALUED

“Tennessee made me feel like they really wanted me,” said second-year student Jennifer McGinn. “The treatment I received from other students, faculty, and staff whenever I was here was amazing.”

Her strong undergraduate academic background at the University of Virginia included the National Society of Collegiate Scholars, the Golden Key International Honour Society, and the dean’s list for seven of eight semesters—most law schools would be glad to have her.

When she started applying to law schools, Tennessee stood out in a crowd that included UVA, Richmond, Washington & Lee, Georgetown, and American University. Eventually, Tennessee made an offer she couldn’t resist—a college scholarship her first year and a Harold C. Warner Centurion Scholarship, named for a former College of Law dean and funded by appreciative alumni, her second year.

“The scholarship help was the difference,” she said. “I felt like they valued me as a student. It was a great incentive to pick Tennessee.”

McGinn is leaning toward a career in civil litigation. “Right now I’m taking courses in both the advocacy and the business tracks. I hope to have a well-balanced background when I leave school and begin practicing.”

McGinn spent last summer working at Lewis, King, Krieg & Waldrop in Knoxville and will do so again this summer. “They have allowed me the opportunity to get experience with legal research as well as to get involved in just about every aspect of real legal work.” She has drafted legal documents, including a complaint, non-profit charter, and motions supporting memoranda, and attended trials, motion hearings, depositions, and mediations.

A dean’s list student in law school, too, she is active in numerous extracurricular activities, including *Transactions: The Tennessee Journal of Business Law*, the Student Bar Association, and Legal Aid of East Tennessee.

“Studying here has been a rewarding learning experience,” McGinn said. “I am truly grateful for the financial support that has helped to make it all possible.”



THE COST OF LAW SCHOOL

The UT College of Law has approximately 95 scholarships on its roster and awards, on average, more than \$1,000,000 in scholarship money each year to students in all three law school classes.

- Since 1990, tuition for in-state residents at U.S. public law schools has increased 186%. In-state law school tuition at UT, however, has increased 384% since then.
- If tuition and fees increase 10% for the 2009–2010 academic year, Tennesseans would pay more than \$13,000 a year to attend law school here and residents of other states would pay more than \$32,000 to come to Tennessee.
- The average indebtedness of 2007 UT law graduates who incurred law school debt was \$53,767.
- 87% of the 2007 UT graduates incurred debt while attending law school.

Appreciating the Heritage of the Common Law

Professor Iris J. Goodwin joined the College of Law faculty in 2005, prepared to bring a rich background in political theory to both her teaching and her scholarship.

Much of her scholarship addresses questions of fiduciary duty—in the nonprofit arena as well as in the area of private trusts. Last September she was a panelist at a Congressional Roundtable convened by Senator Charles Grassley (R-Iowa) and Congressman Peter Welch (D-Vermont) focusing on proposed legislation that would require wealthy universities to spend endowment money to make higher education more affordable. Goodwin spoke about the place of restricted purpose gifts in an endowment. Later in the fall, she led a continuing legal education program on “The Law of Charitable Gifts: Recent Controversies Involving Higher Education.” Her recent article, “Ask Not What Your Charity Can Do for You: *Robertson v. Princeton* Provides Liberal-Democratic Insights into the Dilemma of Cy Pres Reform,” was published in the *Arizona Law Review*. She has an article in progress titled, “How the Rich Stay Rich: Pushing the Envelope under Prudent Investor with a Family Trust Company.”

“My passion lies in encouraging students to grow into their profession, appreciating the heritage of the common law and its place as the crown jewel within the rhetorical traditions of Western civilization,” Goodwin said.

Before attending New York University School of Law, she earned a doctorate in political theory from Columbia University, where she was a Chamberlain Fellow and also a member of the Columbia College faculty.

Goodwin began her legal practice career as an associate in Sullivan & Cromwell’s Estates Group. Later she was senior vice president and associate fiduciary counsel at Bessemer Trust Company.

At UT, Professor Goodwin teaches Gratuitous Transfers, Wealth Transfer Tax, Estate Planning, and a perspectives course called Ownership and Justice.



Gregory Stein Named Associate Dean

Professor Gregory Stein has been named associate dean for faculty development, a new position in the college. His primary responsibilities will be promoting and supporting faculty scholarship and faculty development, increasing collaborations with other parts of the university, and encouraging teaching excellence.

“Greg is an exceptional member of the faculty—an exceptional teacher and important scholar,” said Dean Doug Blaze. “I am excited that he is willing to take on this new role.”

Stein said the law faculty is already extraordinarily productive. “I am excited about being in a position to work with my colleagues and help them develop their research agendas, connect them with publication and speaking opportunities, and assist them in disseminating their work to the bench, the bar, and fellow academics.”

Stein joined the UT faculty in 1990 after practicing law with Paul, Weiss, Rifkind, Wharton & Garrison in New York. His practice experience covered various aspects of real estate finance and development and land use, and he currently teaches in these areas. His scholarship has been published in numerous law journals, including those at Ohio State, Tennessee, Vanderbilt, Washington, and Washington & Lee. He is also the co-author of the book, *A Practical Guide to Commercial Real Estate Transactions*, now in its second edition, which helps attorneys develop their expertise in commercial real estate law.

He was a Visiting Fulbright Professor of Law at Shanghai Jiaotong University, Shanghai, People's Republic of China, during the spring semester of 2003 and returned to Shanghai as a Fulbright Senior Specialist during the summer of 2005. During his time in China, he had the opportunity to conduct research into Chinese real estate law, focusing on how real estate professionals in China operate against an uncertain and rapidly evolving legal backdrop. He has recently written several articles in this area.

Stein also just completed a term as chair of the AALS Real Estate Transactions Section. He is a fellow of the American College of Real Estate Lawyers and serves as its observer on the NCCUSL Drafting Committee on Partition of Tenancy-in-Common. He has served as vice-chair of the Legal Education Committee of the ABA Section on Real Property, Trust and Estate Law; a member of the ABA Property Preservation Task Force; and

a member of the Executive Advisory Board of the *Real Property, Probate and Trust Journal*. He regularly speaks on various aspects of real estate law.

Stein received the W. Allen Separk Faculty Scholarship Award in 2006, the Provost's Award for Excellence in Teaching in 2003, the Carden Award for Outstanding Achievement in Scholarship in 2001, and the Harold C. Warner Outstanding Teacher Award in 2001 and 1992. He is a graduate of Harvard College and Columbia Law School, where he was a senior editor of the *Columbia Law Review*.



Faculty Notes

Retired law faculty member **FRAN ANSLEY** has co-edited the book *Global Connections and Local Receptions: New Latino Immigration to the Southeastern United States*. It is available through the Tennessee Press Association. She presented at a daylong conference on "Crossing Borders in Our Classrooms with English Language Learners." The event, organized by faculty members in the College of Education, Health, and Human Sciences, was for teachers and teaching interns. Ansley also spoke at a workshop on "Women, Incarceration, and Human Rights," organized by the

Feminism and Legal Theory Workshop at Emory Law School in Atlanta.

BEN BARTON was an invited presenter at the University of Southern California Law School's Leading Legal Innovation Conference in December 2008. Some of Barton's comments were highlighted in an *American Law Journal* article on the conference. He was also named one of the "40 under 40" by the *Knoxville Business Journal*. The list celebrates emerging leaders in the Knoxville community.

In December, **ROBERT BLITT** traveled to Bar Ilan University in Israel to present

a paper at a conference marking the 60th anniversary of the Universal Declaration of Human Rights. The *Brigham Young University Law Review* recently published Blitt's latest article, "How to Entrench a De Facto State Church in Russia: A Guide in Progress."

IRIS GOODWIN was guest lecturer in English/Linguistics 490, Language and the Law, on campus. She gave a talk entitled "Legal Language and Poetic Language: Worlds Apart and Why," which offered examples of good and bad legal writing and placed both beside poems of Emily Dickinson and T.S. Eliot in order to underscore the →

Focusing on Fraud

Before she joined the UT College of Law faculty in 2000, Professor Joan Heminway spent 15 years in corporate practice working in the areas of public offerings, private placements, mergers, acquisitions, dispositions, and restructurings.



Now, as one of the college's most prolific legal scholars, she has focused her recent research and writing on federal securities fraud regulation and litigation and state law issues relating to officer and director loyalty, good faith, and candor. Not surprisingly, with issues from corporate America in the news every day, Heminway's classes in business associations, securities regulation, corporate finance, and representing enterprises are in high demand with UT law students.

"With the continuous revelations of fraudsters like Enron and Bernard Madoff and uncertainty around the necessity of public disclosures

Faculty Notes

necessity of unequivocal meanings in the law.

Professor Emeritus **GRAYFRED GRAY** is advising Allan Sobel, executive director of Susquehanna (Pa.) University's Arlin M. Adams Center for Law and Society, on establishing the Neysa C. Adams Pro Se Assistance and Mediation Clinic.

In December, **JOAN HEMINWAY** participated in a continuing legal education seminar on "Corporate Investigations and White Collar Defense" for the Tennessee Bar Association. Her presentation covered key aspects of the Sarbanes-Oxley Act of 2002, the major federal securities legislation of the post-Enron era. Heminway was also quoted in a *Washington Post* article on public

disclosures about the health of Apple CEO Steve Jobs.

GEORGE KUNEY's article, "Material Adverse Change Clauses," was published in the *California Business Law Practitioner* by The University of California's Continuing Education of the Bar. *The American Bankruptcy Journal* is publishing a joint proposal by Kuney and Michael St. James for enactment of a new Chapter 10 to improve the Bankruptcy Code. Kuney and a group of law professors have submitted their amicus curiae brief to the United States Supreme Court in *Travelers v. Bailey (In re Johns-Manville)*.

An article by **ALEX LONG**, "Introducing the New and Improved Americans

with Disabilities Act: Assessing the ADA Amendments Act of 2008," was published in the *Northwestern University Law Review Colloquy* (2008).

BOB LLOYD and **GEORGE KUNEY** have published their newest text book, *Secured Transactions: UCC Article 9 and the Bankruptcy Code*.

Adjunct Professor **CAROL A. MUTTER** gave a presentation on "Recent Developments in Tort and Insurance Law" in November 2008, in Knoxville, as part of a Law Conference for Tennessee Practitioners sponsored by the Tennessee Attorneys Memo. Mutter also moderated the Health Law Forum, a two-day continuing legal education program presented in Nashville by the

of price-sensitive information, disclosure regulation has assumed great public visibility,” Heminway said. “Given that our securities markets are in disarray, the integrity and capability of the SEC is in question, and the world economic crisis is far from over, concerns about investor-focused disclosures are likely to be of continued importance in the public debate over, among other things, the nature and extent of regulation as opposed to reliance on markets to self-regulate and the culpability of various public and private actors in the securities markets.”

She is a frequent source for state and national media in these areas, and her scholarship appears regularly in law reviews and journals throughout academia. In particular, her scholarship regarding Martha Stewart and insider trading garnered considerable national attention.

Heminway has become a “cameo” lecturer in the UT Executive MBA Program, and she has also been a visiting professor at Boston College Law School and Vanderbilt University Law School.

She is also interested in issues related to animal law, including especially the ways in which pets frequently become issues in family violence cases. She has been honored for her work with the Political Asylum/Immigration Representation Project in Boston, her home prior to joining the UT faculty.

Toxey Hannon Sewell Jr., a member of the UT law faculty for 20 years, died January 10, 2009, in Niceville, Fla. He was 88.

Professor Sewell was born in Nashville in 1920 but soon after moved to Birmingham, Ala., with his parents. He earned both his undergraduate and law degrees from the University of Alabama. Sewell joined the U.S. Army Judge Advocate’s Corps in 1947 and retired at the rank of full Colonel 24 years later. While in the service he obtained a Master of Laws degree from Georgetown University.

Upon Mr. Sewell’s retirement from the Army, he joined the faculty at the UT College of Law where he taught Civil Procedure, Property, and Administrative Law. He retired from the university in 1985.

FORMER PROFESSOR TOXEY SEWELL DIES

Faculty Notes

Health Law section of the Tennessee Bar Association.

CARL PIERCE will serve as interim director of the Howard H. Baker Jr. Center for Public Policy beginning June 1 while a search is conducted to replace Alan C. Lowe, who has been named director of the George W. Bush Presidential Library.

In January, **MAE QUINN** conducted a faculty workshop at the University of Akron School of Law entitled “Teaching Public Citizen Lawyering: From Aspiration to Inspiration.”

Professor **JOHN SOBIESKI** has been named the 2009 Macebearer, the highest faculty honor awarded on the UT Knoxville campus.

GREG STEIN participated in a two-day meeting of the Drafting Committee for the Uniform Partition of Tenancy-in-Common Act in Portland, Oregon. Stein serves as the committee’s observer from the American College of Real Estate Lawyers. Stein has also been invited to serve on the Member Selection Committee of the American College of Real Estate Lawyers. His chapter, entitled “Property Law,” will appear in the *Berkshire Encyclopedia of China*, scheduled for publication later in 2009.

In May, the *University of California, Davis Law Review* will publish **MAURICE STUCKE**’s article, “Does the Rule of Reason Violate the Rule of Law?” The article was cited by competition scholars as among the best antitrust

articles published in 2008. This is the second consecutive year that Stucke’s scholarship has been so recognized. His essay, “New Antitrust Realism,” was published in *Global Competition Policy* magazine’s symposium on competition policy in the Obama administration. It was also the most downloaded antitrust paper on SSRN in December and January.

Professor **PENNY WHITE** joined the trial advocacy faculty at Harvard Law School for the first week of the school year to teach in Harvard’s Trial Advocacy Workshop. This is White’s tenth year teaching TAW, which is a three-week intensive course for second- and third-year Harvard law students.

Loan Repayment Assistance Supports Public Interest Work

According to a UT study, one of every six Tennesseans lives below the poverty level; seventy percent of those individuals have unmet legal needs. These disturbing facts did not go unnoticed by George T. (Buck) Lewis III '80, current president of the Tennessee Bar Association.

President Lewis has outlined an initiative for his presidency that includes Justice 4All, a project aimed at filling the unmet legal needs of Tennessee's citizens. Justice 4All encourages lawyers to engage in pro bono representation and otherwise support the work of legal services offices, which struggle to meet just a portion of the legal needs of the poor.

In addition to spreading the word about the Justice 4All project, the UT law school encourages public interest lawyering by supporting selected graduates through the newly developed Loan Repayment Assistance Program (LRAP). The LRAP seeks to provide modest financial support to graduates with substantial college loan debt who

accept jobs in the public sector. This incentive is meant to encourage law graduates to take public interest positions, even though the salaries are significantly lower than those offered by private law firms.

The college's Pro Bono and Public Interest Committee oversees the program, which was launched last year with a generous financial gift from the Class of 1994 and from faculty like Gary Anderson. Class of 2008 grads Molly McNeely and Chloe Akers were the first two recipients selected.

Akers, who is now an assistant public defender at the Defender Association of Philadelphia, says, "I see on a daily basis the struggles that the unrepresented may face, and I am privileged to have the opportunity to alleviate that burden through my representation. The LRAP award has allowed me to focus on what is truly important—my clients—instead of worrying about loan payments. For this I am truly grateful."

McNeely, who is a staff attorney at the United States Court of Appeals for the 11th Circuit explains, "I greatly appreciate the opportunity to serve the public using the legal reasoning, writing, and researching skills I developed at UT. Embarking on a public interest career is rewarding, but worries about student loans can make it seem overwhelming at times. I am so thankful for the LRAP award, which has been invaluable in helping me get started on this career path."

More than 100 law schools now support graduates with loan repayment assistance for pursuing public interest endeavors. Professor Penny White, faculty chair of the college's Pro Bono and Public Interest Committee, believes maintaining the LRAP is key to attracting students interested in

public service. She notes that, "With the LRAP, we are able to compete with other schools in drawing students who want to work on behalf of the poor and underprivileged and for public good."

Professor White further notes, however, that after only one year and two awards, UT's LRAP fund is nearly depleted. She says, "At this point our major goal is to find sufficient funding to aid two new deserving graduates working in public interest law each year and to allow the graduates to apply for up to one additional year of funding." She added, "It would be a shame for this program to conclude after only one year in operation."

Accordingly, UT's Pro Bono and Public Interest Committee is attempting to raise funds to continue the LRAP. The committee solicited donations at the Death Penalty Colloquium hosted by the *Law Review* in February of this year. In addition, the student-run UT Pro Bono group, led this year by 3L Daniel Ellis, is exploring innovative ways to generate financial support as the program moves ahead, for instance through a student-faculty sporting match or talent show.

If you would like to support UT's LRAP, please join the Class of 1994 in making a directed gift. Donations should be sent to Lauren Herbstritt, Annual Giving and Alumni Affairs Coordinator. She can be contacted at 865-974-6704 or LKH@utk.edu. Checks should be made out to the University of Tennessee with a notation of "Law Class of 1994-Public Service Loan Repayment Assistance."

Thirty first-year law students, coached by their upper-level peers, gave opening statements

ERIC MAULDIN IS ADVOCACY IDOL

in the second-degree murder case brought by the state of Rockytop

against Bobby Rambo Edwards, in the Second Annual First-Year Advocacy Competition on March 25. Panels of three judges selected the top six advocates: Jason Bobo, Heather Graves, Eric Mauldin, Kevin Swinton, Michael Woods, and Jacob Wilson. After a final round, heard by an *en banc* panel of nine judges, the Honorable Camille McMullen, presiding, Eric Mauldin was named the 2009 First-Year Advocacy Idol. Jason Bobo placed second and Jacob Wilson placed third. All of the advocates and their coaches are to be congratulated for a spirited and fun competition.

UT Teams Fare Well at Moot Court Competitions

The UT College of Law sent three moot court teams to national finals during the winter and spring of 2009, including two which won regional championships.

The Trademark team of Chris Collins, Sally Goade and Patrick Hawley won its regional competition and advanced to the Saul Lefkowitz national finals March 21 in the courtrooms of the Federal Circuit Court in Washington, D.C. The trio was eventually named the competition's Second-Best Oralists team. Associate Dean Carol Parker and Professor Gary Pulsinelli coached the UT team.

The Frederick Douglass team of Erin Morant and Jade Logan finished third in their regional competition and qualified for the nationals in March in Irvine, California. The team advanced to the round of eight and was recognized at the awards ceremony for having the Best Respondent's Brief. In addition, Morant was named one of the best oralists in the 16-team final competition. Professor Dwight Aarons coached the team.

After winning the Mediation regional championship in New Orleans, Hannah Tippett and Daniel Ellis joined other regional winners at the national finals April 15-16 at the American Bar Association Section of Dispute Resolution's spring meeting in New York City. Although the team did not advance to the final round, Tippett and Ellis did finish fifth nationally in the field of ten teams. Professor Becky Jacobs coached the team.



Three teams represented the college in regional and national moot court competitions this year. Front row (l to r): Patrick Hawley, Sally Goade, Hannah Tippett, Daniel Ellis. Back row (l to r): Kevin Collins, Jade Logan, Erin Morant.

Student Notes

SEAN McDERMOTT and **ASHLEY MUSSELMAN** teamed to win the 2009 Ray H. Jenkins Trial Competition. **WILL HOLLOWAY** and **STUART SAYLOR** were second. Musselman was also named Best Oralists and **STEPHEN QUINN** was Best Witness. Twelve teams competed in the event named in honor of the late Ray H. Jenkins (1897-1980), who was a widely respected and admired member of the Knoxville bar and a 1920 alumnus of the college.

The Immigration Law Society gave its first "Know Your Rights Presentation" at Bridge Refugee Services in January. **DANIEL WHITE, AUDREY CALKINS, HANNAH LOWE, CRYSTAL YOUNG, GRAY SKINNER, AMIT PATEL, OSCAR RUIZ, MARI AOYAGI, SARAH**

GRAHAM, KRISTINA CHUCK, KIMBERLY HAMILTON, and Professor **KARLA MCKANDERS** covered topics of domestic violence, employment issues, police encounters, and property issues for a group of 40 refugees from Iraq, Burma, Moldova, and Burundi.

3L **JAMES INMAN** co-authored an article, "Fibromyalgia and the Americans with Disabilities Act: Overcoming Hurdles for Successful Litigation," which has been accepted for publication in the Michigan State *Journal of Medicine and Law*. The article began as an expository paper in Professor Otis Stephens' class on disability law.

The College of Law has partnered with the Animal Legal Defense Fund to create a student chapter of the national non-

profit group, whose mission is to protect the lives and advance the interests of animals through the legal system. Last fall **TIFFANY HAGAR**, the group's president, **STEPHANIE SWING**, and **ALICIA TEUBERT** delivered the proceeds of the 2008 Pet Halloween Costume Contest to the Humane Society of the Tennessee Valley. The three are members of the executive board of the UT chapter.

The team of **STEPHEN HARGRAVES** and **JAMES INMAN** won the 2009 Advocates' Prize Moot Court Competition. **ELIZABETH WILSON** was second. Hargraves and Inman also had the Best Brief and Hargraves was Best Oralists. Wilson had the Second Best Brief. Six teams and individuals competed.

Moses Still Champion of Children's Rights

Rachel Moses '02 has championed children's rights since her days in junior high school in Oak Ridge.

"I used to get frustrated because students from low income backgrounds were treated differently," she recalls. "They weren't able to complete assignments because they didn't have access to the resources they needed. I've always liked to argue, and these seemed like good issues to argue with teachers and principals."

While still a law student, Moses discovered a Tennessee law requiring school districts to sign a waiver guaranteeing that students from low-income families are provided with necessary school supplies. "I have sort of become the 'guru' on that law," she said.

Today, Moses is a staff attorney with the Legal Aid Society of Middle Tennessee and the Cumberland, working out of the Cookeville office. She remains a steadfast advocate for children's rights. "I still write letters to principals and school board members reminding them of the law. I also represent children in individual cases where schools aren't complying with the law. They are relatively minor cases, but they are still important," she says.

Moses began looking seriously at a career in legal services for the disadvantaged after a chance meeting with attorney Neil McBride in the UT Law Library. McBride is general counsel with the Legal Aid Society and the founder of Rural Legal Services of Tennessee, a position he held until 2002. He has also been an adjunct instructor at the UT College of Law.

"He remembered me from umpiring his daughter's softball games in Oak Ridge," Moses said. "He introduced himself and began telling me about Rural Legal Services in Oak Ridge. I was immediately attracted to what they were doing. It was one of those heart-thumping moments for me."

While in law school, she was awarded a TAPIL Summer Fellowship and a Kolwyck Equal Access to Justice Fellowship, which allowed her to work at Rural Legal Services during two summers. "After that experience I decided this [legal services] is what I wanted to do," Moses said.

As a UT law student Moses was the founder and coordinator of the Family Justice Project and coordinator of the Volunteer Income Tax Assistance program. She was also a student attorney in the UT Legal Clinic.

Moses joined the Legal Aid Society after graduation. While children's rights—including special education and juvenile and foster care issues—are among her top priorities, she also handles the full range of adult cases.

"I was blessed to have all the pieces fall in place for me," she said. "I have been inspired by people like Neil and Dean Rivkin [UT faculty member who teaches child law courses at UT and also advocates publicly for children]. This is my destiny, I think."



Attorney James F. Neal of Nashville (right) delivered the first lecture in the Wyc and Lyn Orr Distinguished Lecture Series at the UT College of Law on March 6. The series is made possible through the support of Mr. and Mrs. Orr (left) of Gainesville, Ga. Mr. Orr, a 1970 UT law alumnus, is a founding partner of the Gainesville firm of Orr Brown Johnson LLP and has been a trial lawyer for almost four decades. He has tried a wide variety of cases, having represented both plaintiffs and defendants before juries in 28 counties across Georgia as well as in Federal court, and courts-martial in West



FIRST ORR LECTURE HELD

Germany during his days as a U. S. Army JAGC lawyer. Neal, a founding member in the Nashville firm of Neal & Harwell, served as a special assistant to the attorney general of the United States from 1961 until 1964 and as United States attorney for the Middle District of Tennessee from 1964 through 1966. He was chief trial counsel of the Watergate Special Prosecution Force in 1973 and 1974 and chief counsel, United States Senate Select Committee to Study Undercover Operations of the Department of Justice in 1982.



Jamie Woodson Named Senate Speaker Pro Tempore

Jamie Woodson '97 got her first experience with public service and politics in 1988. "I spent my junior year of high school as a page," Woodson said. "It was during the sunset of President Ronald Regan's service and the dawn of George Herbert Walker Bush's presidency. It was a tremendous experience."

Woodson, a student at Germantown High School in Shelby County, was selected to serve as a page for United States Senator Bob Dole. The appointment was originally for two weeks in the summer, but it became a full year of service in the nation's capital.

Woodson attended UT for her undergraduate studies. Her desire to serve was apparent early, and she was elected vice president of the Student Government Association. In 1994 she was selected as Torchbearer, UT's highest undergraduate honor. Woodson earned her Doctor of Jurisprudence degree in 1997.

Her interest in public service metamorphosed into a career shortly after she graduated from law school. In 1998, she was elected to the Tennessee House of Representatives for the 17th District, which covers parts of Jefferson and Knox Counties. She served three terms before being elected to the state Senate in 2004. Woodson represents the 6th Senatorial District, which covers much of Knox County. In January 2009 following her recent reelection, Lt. Governor Ron Ramsey appointed her Speaker Pro Tempore of the Senate, the number two leadership spot.

Woodson has earned the respect of her colleagues in the Senate through her consistent hard work. She has served as chairman of the Education Committee, secretary of the Judiciary Committee, and co-chair of the Select Oversight Committee on Education. In addition to serving as Speaker Pro Tempore, she is on the Finance, Ways and Means Committee, the Education Committee, and the Environment, Conservation and Tourism Committee. She is also a member of the Council on Pensions and Insurance and the Joint Committee on Children and Youth. Her reelection in 2008 positions her as a leader in Tennessee governance for years to come.

Woodson, who worked throughout law school as a licensed real estate agent, has been active in the practice of law while serving as a citizen legislator. She is the general counsel for Camel Manufacturing Company, which designs, develops, and manufactures high quality tent products for the U.S. Government. Camel is headquartered in Caryville, Tennessee.

In addition to serving the public in the General Assembly, Woodson has spent countless hours in other areas of service to the community. She is a board member of the Legacy Parks Foundation, the Great Smoky Mountain Institute at Tremont, and the YMCA. She is also a member of the Executive Women's Association, and she was a member of the Leadership Knoxville Class of 2001.

"My time at the University of Tennessee was a life-changing experience," Woodson said. "The combination of the academic rigor, high quality faculty, and outstanding peers established a strong foundation on which to build my education, my career, and my work in public service."

COMING EVENTS

Alumni Receptions

June 25 Kingsport
 August 13 Chattanooga
 October 17 Atlanta
 October 22 Knoxville
 November 5 Washington, D.C.

CLE's and Football

Earn a free hour of CLE credit on a football weekend! Join us 3 hours before kickoff at these home games:

September 12 . . . UCLA
 October 10 Georgia

Watch for more information in the mail, or contact Lauren Herbstritt at 865-974-6704 or lkh@utk.edu for information about any of these events.

“Children’s Commissioner” Continues to Shape Public Policy

As a third-year law student in the late 1970s, Deborah Taylor Tate ’80 secured an externship clerking in the office of then Tennessee Governor Lamar Alexander. It was an experience that pointed the Murfreesboro native to a career in public service and policy that has carried her prominently to the forefront of national and international advocacy for the welfare of children and increased ownership diversity in media.

“It was an exciting and fantastic introduction to public policy and what it takes to work with various constituencies to get things done and make positive policy changes,” Tate said of her experience in Tennessee government. She later served as a legal counsel and policy advisor to Alexander and again in the administration of Governor Don Sundquist. Tate served on both the Juvenile Justice and Title 33 Commissions. In addition to private practice, she is also a Rule 31 Mediator.

While in law school, she married William H. Tate ’79, a partner in the Nashville firm of Howard, Tate, Sowell, Wilson & Boyte, PLLC. Nashville is still home base for the family, which includes two sons and a daughter, but her influence reaches far beyond Middle Tennessee.

She was nominated to the Federal Communications Commission by President Bush in 2005 and unanimously confirmed by the U.S. Senate. At the time of her appointment, Tate was serving a six-year term as a Chairman and Director of the Tennessee Regulatory Authority. Often recognized by *Tennessee Business Magazine* as one of Tennessee’s “Most Powerful People,” her FCC term ended in January 2009.

Soon after joining the FCC, Tate was dubbed the “Children’s Commissioner” for her advocacy regarding issues involving children and families. In particular, as a member of the Task Force on Obesity, she worked to secure two noteworthy pledges from advertisers and the media. One was an agreement to balance advertising to include more healthful and fewer unhealthy children’s foods, and the other was to limit the use of recognizable characters to endorse unhealthy food.

“These were historic yet self-regulatory actions,” Tate said. “We all recognize that childhood obesity is a crucial national problem. Congress, federal agencies and the states—including Tennessee—are all involved in fighting this epidemic. My hope is that the media will use their pervasive influence to have a positive, rather than a negative impact on our children.”

Another focus has been to push the FCC, Congress, and industry to do more to encourage media diversity, specifically with women and minorities at the ownership level. To that end she helped organize an FCC field hearing with Wall Street lenders in New York City last July to assist in breaking down barriers and creating more access to financing.

“The percentage of women and minorities in ownership in the broadcast industry is stunningly small,” she said. “The hearing in New York was an opportunity for the two sides to learn from one other and focus on the importance of having diversity not merely in front of the camera but also in the board room. I hope to continue to be involved in similar forums in the future.”

In February of this year, Tate was named to the national board of the Minority Media & Telecommunications Council where she can continue her advocacy for women and minorities.

“I have been fortunate to work on a variety of public policy issues at all levels of government throughout my career,” Tate said, “and I plan to continue to work on these and other issues that I hope will have a positive impact both here in Tennessee and around the world.”



LOOKING FOR CLASS NOTES?

Tennessee Law will still cover news about our alumni, but the traditional class notes have moved to the Web. An online version can be updated more frequently, and there will be more space for you to tell us your stories.

Here’s where—

[http://www.law.utk.edu/
alumni/class-notes.shtml](http://www.law.utk.edu/alumni/class-notes.shtml)

Visit today and tell us what you’ve been doing!



3L Daniel Ellis briefs UT law students on 4ALL Day procedures.

attorneys across the state donating their time and talents to address the legal needs of the poor.

The TBA Young Lawyers Division, TBA Leadership Law, Legal Aid of East Tennessee, Knoxville Bar Association, KBA Barristers, and the UT College of Law teamed to host a legal clinic providing members of the community with free legal consultation from area attorneys and informative classes regarding specific areas of the law, including consumer rights. The Saturday program was held at the law school and nearly 50 Knoxville-area lawyers volunteered their time and handled 55 cases. More than 20 current UT law students also participated in the event.

The organizations also teamed up to accept the “Meet the Need Challenge” in Knox County. This statewide TBA challenge asked lawyers to take all unclaimed pro bono cases from legal services agencies, leaving no unclaimed cases after April 4.

According to UT Professor Penny White, “Not only did UT Pro Bono recruit volunteers from the entire law school, we also encouraged the Interviewing and Counseling classes in the advocacy curriculum to participate in interviewing potential clients who sought legal aid on April 4. It was a wonderful example of how law schools can not only talk about a life-long professional commitment to pro bono but also demonstrate it.”

Justice 4ALL is Statewide Priority

Both the Tennessee Supreme Court (see sidebar/box??) and the Tennessee Bar Association have identified access to justice for low-income Tennesseans as an issue quickly approaching crisis proportions. The two entities are collaborating with each other, as well as with other bar associations and legal organizations across the state to find ways to educate and focus the attention of the public and policy makers on the issue.

In addition, the TBA organized a statewide Justice 4All Public Service Day for April 4, with

ONLINE

The Tennessee Bar Association website has information about 4All Day activities across the state, including photographs of many of the events and model policies for law firms interested in creating their own pro bono policies. A TBA-produced DVD designed to educate the bar and the public on the urgency of the access to justice situation can also be viewed. Go to <http://www.tba.org/4ALL/Media/index.html>.



About one in five Tennesseans is living at or just above the federal poverty level and is therefore unable to afford even basic legal help when they encounter problems.

The Tennessee Supreme Court has appointed a statewide commission to address this growing crisis.

Margaret Behm '76 of Dodson Parker Behm & Caparella, PC, in Nashville was named chair of the commission.

George T. “Buck” Lewis '80 of Memphis and Doug Blaze, dean of the college, have also been appointed to the commission, which has been charged with developing

strategies and solutions to help meet the legal needs crisis; fostering continued collaboration among the judiciary, access to justice organizations, and legal professionals; and working to educate and focus the attention of the public and policy makers so that all Tennesseans will be vested in solving this problem.

Lewis, with Baker, Donelson, Bearman, Caldwell & Berkowitz, PC, is also the current president of the Tennessee Bar Association.

Blaze joined the UT College of Law faculty in 1993 as director of clinical programs and was appointed dean in 2008.

**STATE SUPREME
COURT APPOINTS
ACCESS TO JUSTICE
COMMISSION**

Ellis Is TBA Student Volunteer of 2009

The Tennessee Bar Association's annual Student Volunteer Award recognizes a law school student in the state of Tennessee who provides outstanding volunteer services while working with an organization providing legal representation to the indigent. Third-year student Daniel L. Ellis is the 2009 recipient.

Spending hours assisting the Children's Advocacy Network, working for Legal Aid of East Tennessee (LAET) and the DisABILITY Resource Center, or directing the UT Pro Bono program might seem like a heavy burden for a busy law student. But for Ellis, of Norris, these are the things that have made law school meaningful.

Ellis has forged a strong impression with his passion for advocacy work.

"Never have I seen another student display the level of interest and energy for this work that I have seen in Daniel," LAET director Debra House said in her letter nominating Ellis for the award. That praise was echoed by UT Law Dean Doug Blaze who said, "Daniel truly is a remarkable individual, a model for other students, and most deserving of recognition for his outstanding service to the college and the community."

A Knoxville native, Ellis grew up in a family where his parents set a strong example for service to others through their church life. He continued that mission in his undergraduate years, where he took on a number of causes at Earlham College, a small Quaker school in Richmond, Indiana.

"I really got to see people willing to put their time and lives into helping other people," Ellis said of that experience. While at Earlham, he also traveled to Belfast, Northern Ireland, where he worked to foster greater understanding between Catholic and Protestant children.

"Coming back home to Knoxville, I didn't want to leave everything I'd learned behind," Ellis said. "I wanted to keep that Quaker experience alive."

So as he started law school, he also began work in the UT Pro Bono Saturday Bar Program. There, he discovered that helping others also helped him get through some of his course work. The rules of civil procedure became real when he dealt with real people with real problems, and he saw how the rules were applied.

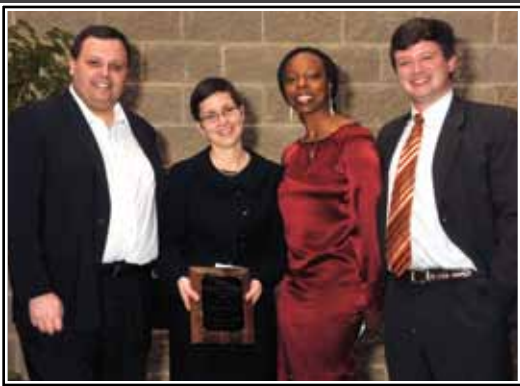
Since that initial pro bono work, Ellis has taken on more and more responsibilities. Along with becoming the coordinator of the Saturday Bar Program, he has also been volunteer coordinator for the Order of Protection Day, helped out with the Homeless Project, and this year took on the responsibility of directing his entire Pro Bono Program.

Off campus, Ellis has worked for both the DisABILITY Resource Center (DRC) and LAET. Last summer he was admitted to practice under the limited practice rule and assisted with clients from the Detainer Court docket and the Order of Protection docket.

At the DRC, Ellis works as a legal clerk, but his responsibilities bleed over into the realm of social work. And that's OK with him. While he hopes to join the agency as its first lawyer after finishing law school, he sees the law as just one piece of the puzzle in solving clients' problems.

"Right now at the DisABILITY Resource Center, my favorite client is a fifty-ish Hispanic woman who is deaf and feels like she is being discriminated against because she is Hispanic and because she is deaf," he says. He's written letters on her behalf informing her doctor of his legal responsibilities under the Americans with Disabilities Act and also looked for resources so the doctor can assist her without it being a financial burden.

"Law school has been a great experience," Ellis says, "but I couldn't do it without the advocacy work."



Annual Student and Faculty Awards

Professor Mae Quinn (with plaque) received the Harold Warner Outstanding Teacher Award at the annual Honors Banquet in February. Students James Inman, Jade Dodds and Daniel Ellis (l to r) presented the award.

Photos of all the honorees are at <http://www.law.utk.edu/news/09honors.shtml>.

UT Law Rankings Climb on SSRN

The online Social Science Research Network (SSRN) releases a monthly list of top U.S. Law Schools based on the “total new downloads for all papers during the past 12 months.” The UT College of Law ranked twenty-seventh in the March 13 ratings. Scholarly papers by law faculty were downloaded nearly 15,000 times during that period.

The SSRN Web site was launched in 1994 to speed up the dissemination of scholarly research papers in the social sciences and humanities, where it frequently takes a year or more to get an article into print.

What began as a site for posting drafts of articles for comments has quickly become a primary research tool in the legal field because of the ready availability of information. It has already become routine to post papers before submitting them to journals. Even if a paper is later published in a restricted-access journal, the original working paper often remains available through SSRN.

Registration on the SSRN (www.ssrn.com) site is free, although there are charges for downloading some papers.

“UT has a small law faculty. We have only 22 faculty members registered with SSRN,” said Associate Dean Greg Stein. “To put that in perspective, most of the 26 schools that are ranked above UT are much larger, ranging from 37 to 168 registered authors. Only six of the top 100 law schools have fewer registered faculty members than UT. I am very happy to see that our papers are so widely read despite our smaller number of authors.”

When the rankings are sorted by “new downloads per paper for all papers during the past 12 months,” which adjusts for faculty size, UT ranks first among U.S. law schools.

College of Law Moves Up

U.S. News and World Report has released its 2010 rankings for graduate programs in the U.S.

The College of Law’s clinical training program moved to 15th nationally and fifth among public universities, up one spot from last year. The overall law program ranked 59th nationally and 29th among all public universities.

“We are particularly pleased and proud of the excellent national reputation the College of Law enjoys for its outstanding clinical programs,” said Doug Blaze, dean of the college. “Our clinical programs represent the best of what we do—training future attorneys through a unique connection between legal theory and practice.”

TEN UT LAW GRADS SELECTED FOR LEADERSHIP CLASS

The Tennessee Bar Association’s 2009 Leadership Law class is designed to “equip Tennessee lawyers with the vision, knowledge and skills necessary to serve as leaders in their profession and local communities,” according to their press release.

Ten UT law graduates are part of the class of 35 selected to participate in the six-month-long program:

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