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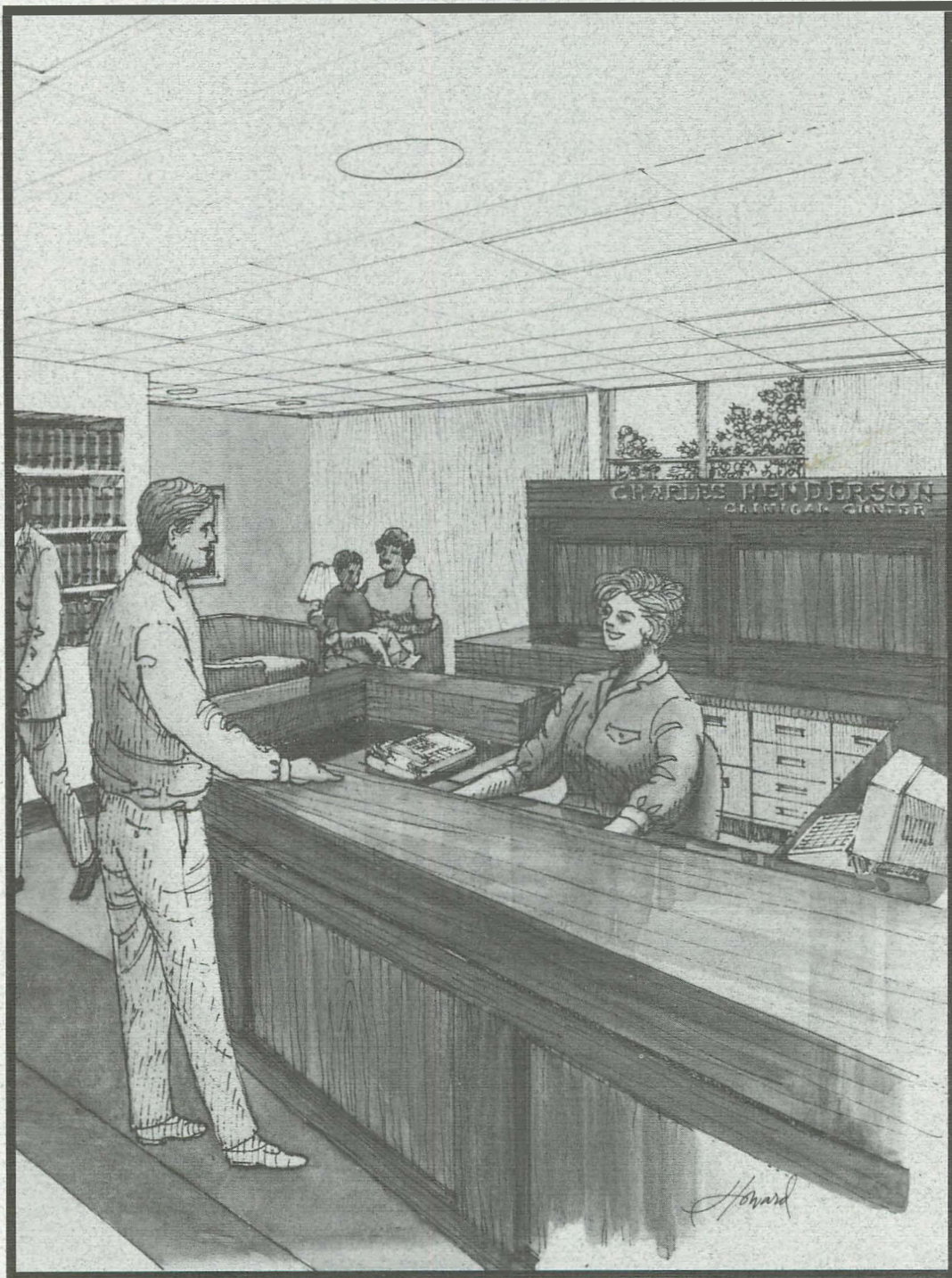
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THE COLLEGE OF LAW

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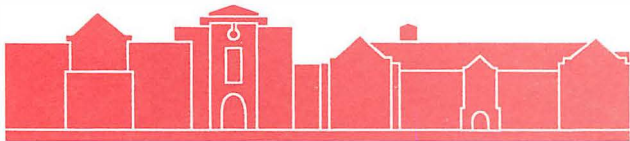
THE UNIVERSITY OF TENNESSEE
ALUMNI HEADNOTES

Alumni Headnotes

THE UNIVERSITY OF TENNESSEE COLLEGE OF LAW

Fall 1996

Volume 22, Number 2



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Associate Dean for Student Affairs:
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Peggy Goodman

Alumni Headnotes is published by the Office of Development and Alumni Affairs at the College of Law twice a year for alumni, students, faculty, staff, and friends.

Printer: UT Graphic Arts

The photograph on the cover is taken from an artist's rendering of the reception area of the Legal Clinic as it will appear in the renovated George C. Taylor Law Building. The new clinic will be named the Charles H. Miller Clinical Center when it is opened in 1997.

Dean's Corner

In 1947, Charlie Miller came to Tennessee from Duke to start the Legal Clinic. In the same year, Judge Jerome Frank of the Second Circuit published "A Plea for Lawyer-Schools" in the Yale Law Journal. Judge Frank wrote:

American legal education went badly wrong some seventy years ago when it was seduced by a brilliant neurotic. I refer to the well-known founder of the so-called case system, Christopher Columbus Langdell.

Judge Frank hammered Langdell and his techniques:

In his student days at Harvard Law School, [Langdell] haunted the library, pouring over the Year Books; he is said to have expressed regrets that he had not lived in the time of the Plantagenets. . . .

[A] nostalgia for the forgotten past, devotion to the hush and quiet of a library, exclusion from consideration of the all-too-human classes of personalities in law office and courtroom, the building of a pseudo-scientific system based solely upon book-materials--of these Langdell compounded the Langdell method.

The result, Judge Frank wrote, was a disaster for American legal education. But the disaster was retrievable:

The sole way for . . . law schools to get back to the main track is unequivocally to repudiate Langdell's morbid repudiation of actual legal practice, to bring the students into intimate contact with courts and lawyers.

Prominent legal educators, he noted, professed to agree with him, but none of them was doing anything about it.

It's interesting to think about how Charlie Miller would have responded if someone had asked him what he thought about all this. Surely he would have smiled. Then, I think, he would have found a way of



dismissing the invective and warmly endorsing the main point.

In putting these views into practice in a law school in 1947, Charlie Miller was so far ahead of his time that 20 years later, many law teachers still did not know what a "legal clinic" was. Then in the 1970s the Ford Foundation picked up on the idea, made seed money available to law schools for legal clinics, and suddenly the idea was widespread and popular.

In a professional discipline that has no counterpart to the teaching hospital, a first-rate clinic is a precious asset. UT's commitment to clinical legal education is one of the things for which the school is nationally known and highly regarded.

This issue of Alumni Headnotes is dedicated to Charlie Miller and the Legal Clinic. Next year we will celebrate the Clinic's 50th year. Would that Charlie could celebrate it with us.

Richard S. Wirtz

Clinic founder Charlie Miller dies in July

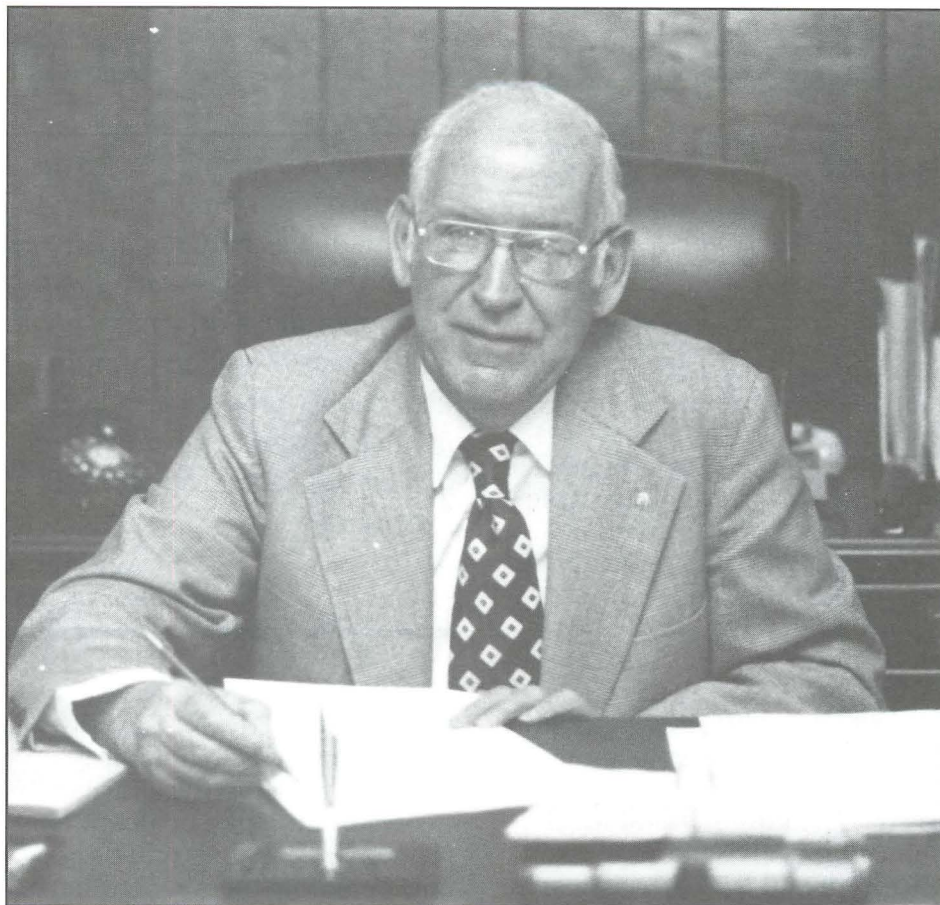
The man who founded the legal clinic at the University of Tennessee College of Law in 1947 and served as its director for 28 years has died at the age of 91. Charles Henderson Miller died July 20 at the University of Tennessee Medical Center in Knoxville.

Mr. Miller came to UT in 1947 from Duke University and established the second clinic in the United States that functioned as part of a legal academic curriculum. Prior to coming to UT he had helped to start the nation's first program at Duke, his alma mater. Mr. Miller was director of UT's Legal Clinic from 1947 until 1975. He retired in 1976.

The UT Legal Clinic will celebrate its 50th anniversary in 1997. When opened in 1997, the new clinic offices in the renovated College of Law building will be named for Mr. Miller.

When the UT Legal Clinic began in 1947, it consisted of one full-time faculty member, a part-time assistant, and one secretary handling a caseload of over 200 and 25-40 students per quarter. By Mr. Miller's retirement, the clinic had become the equivalent of a large law firm with 14 professionals, a nine-member support staff, one paralegal, eight student clerkships, approximately 75 students per quarter, and a caseload of over 6,000 per year.

The UT Legal Clinic was responsible for all indigent legal services during Mr. Miller's tenure. Over the years the UT Legal Clinic instituted lawsuits that ultimately reached the U.S. Supreme Court. The clinic also brought about many other changes, including drafting entirely new state adoption laws and drawing up amendments for the juvenile court laws and guardianship law.



Charles Henderson Miller (1903-1996)

A native of Salisbury, N.C., Mr. Miller received undergraduate and law degrees from Duke University. After seven years in private practice, he moved into legal education at Wake Forest College and Duke prior to joining the faculty at Tennessee.

During his tenure at UT, Mr. Miller helped establish legal clinics at several other law schools, including Georgetown University, George Washington University, the University of Maryland, and the Universidad de Puerto Rico. He was a longstanding member of the National Legal Aid and Defender Association, the National Council of Legal Clinics, and the American Association of Law School's Committees on Legal Clinic Teaching.

Mr. Miller was honored by the Tennessee Legislature in 1974 for 25 years of outstanding service and received the Society of American Law Teachers Award in 1976.

Mr. Miller provided intellectual stimulation for an entire generation of law students. One of the major themes throughout his career was his concern for educating students about their future professional responsibilities as lawyers. He was concerned that the legal profession might become an unchecked professional monopoly unless its members recognized and fully adhered to the ethical restraints and responsibilities underlying their service obligations to clients.

To this end, the clinical programs developed under Mr. Miller's guidance presented students with a variety of situations in which their representation of actual clients called their professional responsibilities into play. By analyzing these experiences in a "teaching law office," the students had the opportunity to watch themselves develop as lawyers in a controlled educational surrounding.

Miller legacy lives on in UT Clinic

To study the phenomena of law in society without books is to sail an uncharted sea, while to study law books without clients is not to go to sea at all.

Very early in his career as a legal educator, Charles H. Miller realized the importance of providing law students with hands-on clinical experience. He composed the quotation above -- said to be a paraphrase of a quotation from the medical field -- as justification of the importance of a clinical experience while in law school.

And Prof. Miller was certainly an expert in the area of legal clinical education. After helping to start the nation's first legal clinic at his alma mater, Duke University, in the early 1940s, he came to Knoxville in 1947 to establish a similar clinic within the University of Tennessee College of Law. Prof. Miller served as director of the UT Legal Clinic from 1947 until 1975 and was the founder of what has become the nation's longest continually operating legal clinic.

Prof. Miller, who retired as a member of the faculty in 1976, died July 20, 1996, in Knoxville, but his legacy lives on at UT. In 1997 the Legal Clinic will celebrate its 50th anniversary. During the fall of '97 the new clinic complex in the renovated George C. Taylor Law Building will be named the Charles Henderson Miller Clinical Center in honor of Prof. Miller. Sadly, Prof. Miller will not be on hand for the celebration, but he was aware that the new facility would be named for him.

'There is a strong consensus that we cannot produce trial lawyers while students are here. What we can do is teach them how to establish attorney-client relationships; how to interact with clients; how to develop and manage a case. Hopefully, that will be mixed with some trial experience.'

Doug Blaze
Current Clinic Director

The clinic today still reflects Prof. Miller's ideals. The primary mission is to help law students develop the skills necessary to make professional judgements so they will be competent lawyers when they graduate.

The clinic actually functions as a working law firm. New computer software was installed recently to allow students to manage cases better. Video equipment is used extensively to critique students' work. In the new facility, student attorneys will have individual offices in which to interview and counsel clients.

Under a special rule of the Tennessee Supreme Court (which Prof. Miller helped to obtain years ago), third-year students represent clients under the supervision of faculty members and are exposed to all facets of the case -- interviewing, research, negotiation, and arguing before the courts. In some cases student attorneys are awarded legal fees for their

work (the fees, however, go to the Legal Clinic and not to individuals).

The UT Legal Clinic has five full-time faculty members and serves from 65 to 80 students per year. The clinic has both criminal and civil components with most cases involving misdemeanors or housing, unemployment or Social Security disputes. Volunteer pro bono opportunities are also available, such as the Volunteer Income Tax Assistance program and the Pro Bono Project, operated in conjunction with the Knoxville Legal Aid Society.

Students handle both criminal and civil cases to broaden their experiences. Criminal cases involve investigative skills but seldom go to trial, according to Clinic Director Doug Blaze. Unemployment cases almost always have contested hearings and presentation of evidence, he added.

"There is a strong consensus that we cannot produce trial lawyers while students are here," Blaze said. "What we can do is teach them how to establish attorney-client relationships; how to interact with clients; how to develop and manage a case. Hopefully, that will be mixed with some trial experience."

Students work in pairs with each faculty member supervising approximately four teams per semester. The first two weeks of each semester are spent teaching students how to interview clients using simulations and demonstrations and giving them a general overview of the legal system. Soon after that,

students receive their first cases. Teams usually handle six to eight cases during a semester.

During the mid-1970s, Blaze said, the UT Legal Clinic was the primary legal services provider and public defender for Knox and four surrounding counties. The clinic received some federal funding and the program was largely service oriented. In the late '70s and early '80s, however, the service and education functions were separated. A Public Defender Office was created in Knoxville, as was the Knoxville Legal Aid Society.

"We are primarily an educational institution," Blaze said. "That has to be the focus of what we do. Service is a very important part of what we do, but it is a secondary benefit of our educational efforts. Of course, service is also an essential part of our educational message -- we, hopefully, are fostering an ongoing professional commitment to providing access to legal assistance to all who need it."

Today, law students receive cases from a variety of sources. Some are referred from the courts. The Knoxville Legal Aid Society also sends cases. The Clinic even takes some cases through walk-ins and telephone calls if the case has educational merit for students.

"Students are the primary attorneys on the cases," Blaze said. "We (clinic faculty) are here to guide and back them up, but we like to have students take charge of the case. And we only give them cases they can handle -- we don't throw them into a first degree murder case."

In addition to interviewing clients at the College of Law,

students also go to such places as community shelters to talk with clients. That gives students another perspective, Blaze said. "It's much different than having clients come into a nice interview room in an office."

Over the past three years Blaze has led a re-evaluation of the Clinic's programs. "We used the MacCrate Report as a starting point," he said. "We looked at the curriculum to see where the clinic's programs could be best applied -- such as interviewing clients and fact investigation. We wanted to identify what we can do most effectively. We've redesigned some of our classes to focus on the things that help students most."

The technological upgrades (computers and video) are the direct result of that re-evaluation, as are the combination of lectures, demonstrations, simulations, and critical discussions. The combining of criminal and civil programs so that students are exposed to both is another positive step, Blaze said.

"In other courses we teach students how to think like a lawyer," Blaze said. "In the Clinic we teach them how to lawyer and what it means to be a lawyer. What it means to be a lawyer -- professionalism -- is an important part of what we do."

And UT's work in this area has not gone unnoticed. The UT College of Law was the recipient of the 1996 Emil Gumpert Award for Excellence in Teaching Trial Advocacy presented by the American College of Trial Lawyers. Among the criteria considered by the ACTL were UT's clinical programs.

Blaze also gets much positive feedback from UT law alumni.

"They say it's probably the most valuable experience they had in law school. They feel like it gives them an advantage because when they graduate and go into practice at least they have talked to clients. They've handled cases.

"And another thing we hear is that the skills are transferable. If you learn how to establish a relationship with your client, how to research a case, how to manage a case, then you have an advantage. In their practice it may not be a landlord-tenant case, but the basic skills are transferable."

And it all began with Charlie Miller nearly 50 years ago. The idea was to present law students with a variety of situations in which their representation of actual clients called their professional responsibilities into play. By analyzing these experiences in a "teaching law office" the students had the opportunity to watch themselves develop as lawyers in a controlled education surrounding.



Cornerstone Campaign total passes \$5.5M

Recent gifts and pledges to the College of Law's Cornerstone Campaign have pushed the total past \$5.5 million. The total was \$5,570,350 through Sept. 3, 1996. The campaign goal is \$6 million.



Gifts have been designated for a variety of purposes, including support for the Centers of Advocacy and Entrepreneurial Law, funding endowed professorships and student scholarships, expanding the services of the Law Library and the Legal Clinic, and providing state-of-the-art educational and technological resources in the new building.

The most recent gifts and/or pledges of at least \$50,000:

- Anonymous, \$100,000, Center for Advocacy.
- Baker, Donelson, Bearman & Caldwell, \$154,000, Baker, Donelson, Bearman & Caldwell Building Fund.
- Mr. and Mrs. Charles D. Lockett, \$120,000
- Donna C. And Richard D. Plumley, Knoxville, \$50,000, Center for Entrepreneurial Law.
- Ritchie, Fels & Dillard, \$50,000, Toxey Sewell Student Organization Fund.

During the Cornerstone Campaign, *Alumni Headnotes* will be spotlighting individuals and groups who make substantial gifts to the campaign. The College of Law is grateful to everyone who has made a gift or pledge to the College. With your help, we are building the law school of the future!



On hand in Knoxville September 20 for the announcement of the Baker, Donelson, Bearman & Caldwell gift are (left to right) Buck Lewis '80 of Memphis, Frierson Graves '52 of Memphis, Dean Dick Wirtz, David Fielder '79 of Knoxville, and Richard Plumley '93 of Knoxville.

Baker Donelson pledges support for new building

Tennessee's largest law firm, Baker, Donelson, Bearman & Caldwell, has pledged \$154,000 to the University of Tennessee College of Law as part of the University's 21st Century Campaign.

The gift will help to furnish and equip the new College of Law building, which is currently under construction. The largest classroom in the new facility will be named in honor of Baker, Donelson, Bearman & Caldwell.

"We at Baker, Donelson, Bearman & Caldwell are certainly proud to be a part of what the College of Law has accomplished," said George T. Lewis III, partner in the firm's Memphis office and chair of the College of Law's Alumni Advisory Council. "We treasure our relationship with the law school community and believe the best is yet to come."

Baker, Donelson, Bearman & Caldwell has offices in Memphis, Nashville, Knoxville, Chattanooga, Huntsville and Johnson City, Tennessee; Washington, D.C.; and Jackson, Miss. The firm includes 200 attorneys and represents local, regional, national, and international clients.

"This is a gift of the nicest kind -- a combination of the gifts of UT law alumni in the Baker Donelson firm and a gift from the firm itself, many members of which are graduates of other fine law schools," said UT Law Dean Richard S. Wirtz.

"We are honored that the state's largest law firm has seen fit to honor us in this way and pleased to have an opportunity to recognize the firm's contribution in a tangible way in the new building."

Woolf McClane first Entrepreneur Founder

The Knoxville law firm of Woolf, McClane, Bright, Allen & Carpenter, PLLC has pledged \$115,000 to help establish the Center for Entrepreneurial Law at the University of Tennessee College of Law.

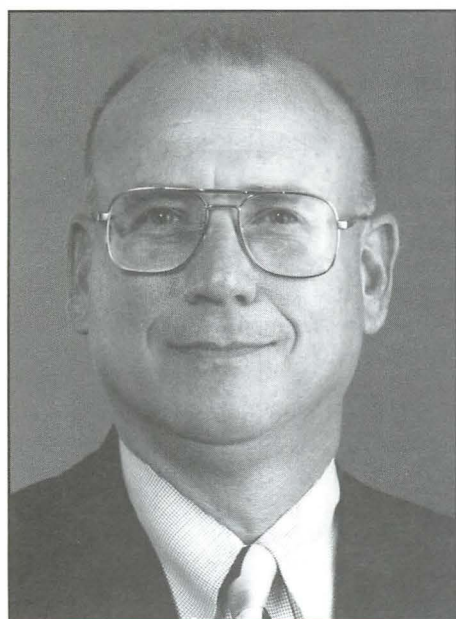
The firm becomes the first Founder of the College's new center, which will train lawyers to handle business and transactional matters for individual clients and large and small businesses.

"The University of Tennessee College of Law is important to us," said Dennis R. McClane, a 1976 UT law graduate and a founding partner of the firm. "We are extremely pleased to become the first Founder of the Center for Entrepreneurial Law, and we are excited about the College's plans for the Center. We believe the Center will be on the cutting edge of important developments in legal education, and we are gratified to be a part of it."

Of the 21 attorneys practicing with Woolf, McClane, Bright, Allen & Carpenter, 16 are UT law graduates. The firm was formed in 1994.

"Business firms tend to see law schools as the places that train the people who sue them," said Richard S. Wirtz, dean of the UT College of Law. "But there's another side to the story. The idea behind the Center for Entrepreneurial Law is that good entrepreneurial legal work reduces litigation and promotes good business relationships and economic growth."

"Woolf McClane's decision to become the first Founder of the Center for Entrepreneurial Law is a wonderful development for us. It associates one of the state's premier law firms with this law school and its programs. And it provides us with funds to carry out an original and highly promising project that has the potential for national recognition."



W. Allen Separk '69

Separk gift supports faculty

Marietta, Ga., attorney W. Allen Separk has made a gift of \$100,000 to the University of Tennessee College of Law as part of the University's 21st Century Campaign.

The gift will support faculty research in the College of Law through the W. Allen Separk Faculty Development Endowment. Mr. Separk is a 1969 graduate of the UT College of Law.

"The College of Law is embarking on a journey that I believe will take it to a higher

Development News

The UT College of Law is pleased to acknowledge the following patrons who have contributed at a level to qualify for:

President's Club

Carl E. Colloms '66, Charleston
Betty L. And John J. Doggett III '68, Sevierville

Jo Matherne and Richard H. Meschendorf, Knoxville
Cheryl and Thomas E. Midyett Jr. '70, Knoxville

Randall E. Miller, Powell
M. Denise Moretz '83 and Tom McCarley III, Knoxville
Janell R. And H. Douglas Nichol '76, Knoxville

Wendy and Norman G. Templeton '91, Knoxville
Janice and Louis C. Woolf '60, Knoxville

Tennessee Society

Robyn J. '81 and Jerry W. Askew, Knoxville

Dr. and Mrs. Nathan F. Ford, Parrottsville

Elizabeth A. and J. Fraser Humphreys '50, Memphis
Beverly J. and Robert W. Ritchie '62, Knoxville

level," Separk said. "While the quality and success of our alumni reflect on the College, the quality of our law school likewise reflects on us, and we need to be financially supportive of the new initiatives that are moving the College forward."

Separk, who has a private practice in Marietta, is chairman of the College of Law's Dean's Circle and a member of the Alumni Advisory Council. He

CONTINUED ON NEXT PAGE

Alumni News

Class of '48

JOHN SMARTT participated in the Tennessee Senior Games July 29-August 1 in Clarksville. Mr. Smartt was also chosen as one of the Olympic Torch Relay runners in Knoxville.

Class of '52

JERE C. GORDON of Kenton, Tenn., recently hosted Dean Richard S. Wirtz and Suzanne Livingood during their visit to West Tennessee.

Class of '59

HON. H. TED MILBURN has moved. His new address is 100 James Boulevard, B.V. 37, Signal Mountain, TN 37377.

Class of '62

SIDNEY GILREATH of Knoxville was elected to the board of directors of the International Academy of Trial Lawyers at its annual meeting in Las Vegas. The academy is an organization limited to the top 500 trial lawyers in the country. Gilreath, who is head of the firm Gilreath & Associates, has been a member of the Academy of Trial Lawyers since 1990.

Class of '64

R. FRANKLIN NORTON and PHILLIP J. LAWSON ('75) are managing the new Knoxville firm of Wimberly Lawson Norton & Luhn PLLC. The firm is the result of a merger between Wimberly & Lawson PLLC and Norton and Luhn PC.

Class of '66

JOHN G. MITCHELL Jr. and J.G. "JACK" MITCHELL III ('89) recently moved their offices to Nations Bank Building, East Main St., Murfreesboro.

JOHN O. THREADGILL has been certified as a Civil Trial Specialist by the Tennessee Commission on Continuing Legal Education and Specialization .

Class of '68

JOHN J. DOGGET III recently retired as chief of law enforcement with the U.S. Fish & Wildlife Service in Washington, D.C. He and his wife have moved back to Sevierville, Tenn. John remains active as a Colonel in the Army Reserve and is an Appellate Judge on the U.S. Army Court of Criminal Appeals.

ROBERT M. POTEAT of Oak Ridge retired as director of the Department of Energy's Oak Ridge Operations Office, Office of Intellectual Property and Technology Transfer, after 35 years of federal service. He has opened a private law practice in Oak Ridge limited to intellectual property and technology license agreement.

Class of '72

JAMES J. McMAHON has a new office address. His new address is 1355 Lynnfield Rd., Suite 101, Memphis, TN 38119.

In Memorium

Tyree B. Harris III '43,
Nashville

Gen. William M. Leach, Jr.
'66, Nashville

Charles H. Miller,
Knoxville

David M. Pack '48,
Nashville

Donald G. Ward '66,
Kingsport

Robert C. Wilder '76, Ripley,
Tenn.

Cleve A. Wilson II '77,
Brandon, Fla.

Florence McCain Taylor,
Knoxville,
wife of former federal judge
Robert L. Taylor Sr.

WILLIAM FREDERICK RICHMOND Jr. has opened a solo practice in West Virginia.

Class of '73

STEPHEN T. GREER was inducted as Fellow into the American College of Trial Lawyers on March 9, 1996, in Tucson, Ariz.

Class of '74

FRED FIELDS recently joined the Knoxville firm of Robertson, Ingram & Overbey. Fields was previously vice president and general counsel of St. Mary's Health System, Inc., where he directed malpractice defense, physician credentialing, and all other aspects of health care law.

G. TURNER HOWARD III of Knoxville has been named pastor of Northshore Community Church. He recently gave up his full-time law practice to accept the full-time position as pastor.

ROBERT P. MURRIAN of Knoxville is a United State Magistrate

Seпарк gift

Starts on previous page

was the recipient of the College's Alumni Leadership Award in 1985. Seпарк is chairman of the Board of Trustees of Kennestone Hospital in Marietta and is a former chair-

man of the Kennestone Foundation.

"Al Seпарк is as loyal a friend as the law school ever had," said UT Law Dean Richard S. Wirtz. "He puts his principles into practice; he lives his faith. I truly wish that everyone knew a lawyer like Al Seпарк. We are grateful for this gift."

Judge and an adjunct associate professor of law at the UT College of Law.

Class of '75

PHILLIP J. LAWSON and R. FRANKLIN NORTON ('64) are managing the new Knoxville firm of Wimberly Lawson Norton & Luhn PLLC. The firm is the result of a merger between Wimberly & Lawson PLLC and Norton and Luhn PC.

HON. JOHN R. ROSSON Jr. has been elected to a three-year term on the Board of Governors of the American Judges Association. Judge Rosson, who was appointed to the bench in 1986, has been elected for three consecutive terms. He maintains a private law practice in Knoxville in addition to his duties as the City Municipal Judge.

KEN WITCHER of Lafayette, Tenn., was elected in August '96 as General Sessions Judge of Macon County to fill out the remaining two years of the previous judge's term.

Class of '77

DAVID C. ANDREW has relocated to the Memphis office of Baker, Donelson, Bearman & Caldwell, concentrating his practice in corporate law, securities and securities litigation law, and commercial litigation. He is a member of the Panel on Arbitration of the National Association of Securities Dealers and is a member of the American, Tennessee and Nashville Bar Associations, as well as the Federal Bar Association and the District of Columbia Bar Association.

MARGARET R. SNYDER is finishing a year as president of Federation of Citizens Associations of the District of Columbia. Founded in 1910, this umbrella organization for civic, neighborhood and homeowner associations interfaces city-wide with District and Federal government agencies and officials.



John Smartt '48 totes the Torch

Knoxville attorney John Smartt '48 participated in the Olympic Torch Relay when the caravan passed through Knoxville June 26-27. Smartt ran the opening leg on June 27, beginning his one-kilometer trek at 6 a.m. at the James White Fort near downtown Knoxville. "It was a heady, memorable experience," the 77-year-old Smartt told the Knoxville News-Sentinel, "but it was over in a hurry."

Class of '78

ROBERT M. BAILEY and DAVID ROBERTS Jr. ('86) formed the law firm of Bailey, Roberts & Bailey, P.L.L.C., in Knoxville.

STEVEN A. BRIGANCE, a former

Burlington Northern Railroad executive, was named chairman and CEO of MainLine Management, an Arlington, Texas-based business and transportation management services company. Brigance continues as special

counsel with LeBoeuf, Lamb, Greene & MacRae.

JULIA P. HARDIN has a new home address. Her new address is 3501-F Hyde Park, Winston-Salem, NC 27106.

Class of '79

MICHAEL A. CLEARY announces the opening of a new office in Roanoke, Va. He will practice law with an emphasis on civil litigation and his office is located at 15 Franklin Road, SW Suite 12, Roanoke, VA 24011.

DONNA R. DAVIS has successfully passed the National Board of Trial Advocacy certification examination to become a Certified Civil Trial Specialist.

JOHN ELDRIDGE is the president-elect of the Tennessee Association of Criminal Defense Lawyers (TACDL).

PAMELA L. REEVES was elected vice-president of the Tennessee Bar Association -- a position which will rotate automatically to the presidency of TBA in 1998. She is also the co-author of *Federal Civil Procedure Before Trial: Sixth Circuit*.

DREW ROBINSON and BERT BATES ('77) formed the law firm of Bates and Robinson, P.A. in Cleveland, Tenn.

CLASS OF '80

GEORGE T. "BUCK" LEWIS III, partner in the law firm of Baker, Donelson, Bearman & Caldwell, is chair of the Tennessee Judicial Selection Commission, which screens applicants and recommends attorneys to the governor for appointment to all trial and appellate judicial vacancies in Tennessee.

Class of '81

MARGARET G. KLEIN of Knoxville is completing a two-year term as editor of the Tennessee Bar Association Health Law Section Newsletter.



MICHAEL D. PEARIGEN has joined the partnership at the Nashville law firm of Waller Lansden Dortch & Davis. Pearigen practices exclusively in environmental law.

Class of '82

FRANK B. POTTS of Florence, Ala., obtained a settlement of over \$250,000, which is larger than any other verdict ever obtained in Morgan County, Ala. Mr. Potts also serves as vice-chairman of the Alabama Lawyer Public Relations Committee.

Class of '83

JOHN G. OLIVA recently opened a new office in the Historic Edgefield Neighborhood of Nashville. He is the immediate past president of the Tennessee Association of Criminal Defense Lawyers (TACDL) and is the current Long Range Planning Chairperson for TACDL. John is also a board member of the Mental Health Cooperative.

JAMES E. RASNIC has accepted a position with a Bristol, Tenn., firm. He moved his family to Bristol in August 1996.

Class of '84

Dr. ANTHONY SIMONES of Springfield, Mo., was awarded tenure by the political science department of Southwest Missouri State University, where he teaches criminal law, first amendment law, administrative law, and American government politics.

Class of '85

KEITH D. FRAZIER has become a member of the law firm of Ogletree, Deakins, Nash, Smoak & Stewart, L.L.P in Nashville. His new address is Ogletree, Deakins, Nash, Smoak & Stewart, SunTrust Center, Suite 800, 424 Church Street, Nashville, TN 37219.

JILL MENUSKIN STEINBERG has been certified as a Civil Trial Specialist by the Tennessee Commission on Continuing Legal Education and Specialization.

COURTNEY HOLLINS announces the formation of the law firm of Hollins and Gordon, P.L.L.C., in Nashville.

Class of '86

DAVID WILKS CORBAN is a partner in the international law firm of Fullbright & Jaworski L.L.P. in Houston, Texas.

DAVID WAYNE LAMB and his wife, Dr. Patricia L. Pitts, are the proud parents of their first child, David Wayne Lamb Jr., born on Nov. 7, 1995. David attends medical school at the University of Southern California and has also recently released a compact disc of his own original music.

THOMAS E. LAURIA has joined the Miami, Fla., firm of White & Case. Tom will head the business reorganization, bankruptcy and creditors' rights practice group.

JANIS WILD was named shareholder in Baker, Donelson, Bearman & Caldwell on Feb. 1, 1996. She practices in the Memphis office.

Class of '87

RHEA E. GARRETT II, and his wife, Crystal, announce the birth of their third daughter, Laura Lee, on June 7, 1996. Laura Lee joins sisters Caroline, 8, and Katherine, 6. Rhea has been general counsel of A+ HomeCare, Inc. since October 1994.

Class of '88

ELIZABETH FARR of Tucson, Ariz., is one of two U.S. attorneys selected to prosecute the suspected butchers in Rwanda's bloody civil war. The cases will be argued before the International Criminal Tribunal and will be only the third war crimes trials in history. The trials will take place in Arushz, Tanzania.

LAURA H. WALTER has become a partner of the law firm of Glass, McCullough, Sherrill & Harrold in Washington, D.C. She has practiced with the firm's litigation group since 1992.

Class of '89

JAMES L. GRILLOT of Knoxville recently joined the firm of Jenkins & Jenkins and continues to practice in the areas of real estate and property law. His office is at 9047 Executive Park Dr., Suite 212, Knoxville, TN 37923.

MELVIN MALONE, who is Governor Don Sundquist's deputy legal counsel, has been appointed to the new Tennessee Regulatory Authority.

Class of '90

KENNETH IRVINE was one of four Tennessee lawyers who were presented the Robert W. Ritchie Award by the Tennessee Association of Criminal Defense Lawyers. Irvine was recognized for exemplifying the best tradition of the criminal defense lawyer.

T. SCOTT JONES is a full partner in the Knoxville law firm of William R. Banks & Associates.

Class of '91

KRISTIN ELLIS BEREXA and her husband DANIEL ('91) announce the birth of their son, Jacob Ellis Berexa, on January 3, 1996.

KELLEY A. GILLIKIN passed the Alabama Bar in February 1996. She serves on the mayor's task force in Decatur, Ala., and is a board member of the Mental Health Association.

CYNTHIA BIBB PECTOL and her husband would like to announce the birth of their first child, Richard Wesley Pectol III, on April 18, 1996 in Lexington, Ky.

Class of '92

JILL BOHANNON of Crouch & Hallett has a new address of 717 N. Harwood, Suite 1400, Dallas, TX 75201.

PATRICIA BEST VITAL of Chattanooga is a participant in the Hamilton County Department of Education's Mentorship Program run by the county schools.

Class of '93

INGRID K. "RAMSEY" SLOVER of Maryville was married Sept. 14, 1996, to Richard L. Slover of Knoxville. Ingrid has opened her own general civil practice in Knoxville. Richard is a computer systems analyst with the City of Knoxville.

TIMOTHY P. WEBB of Jacksboro, Tenn., has entered solo practice. His address is P.O. Box 825, 2279 West Central Ave., Suite #2, Jacksboro, TN 37757. He and his wife, Tammy, celebrated the birth of daughter Caroline Elise Webb on Dec. 1, 1995.

Class of '94

MICHELE JOHNSON was one of 10 lawyers chosen to receive a fellowship from the National Association for Public Interest Law (NAPIL) Fellowships for Equal Justice program. Michele will provide assistance to Tennessee's low income children with special needs.

KELLY PARKHURST has transferred to the corporate headquarters in Denver, Colo., of a public policy firm specializing in child support consulting and privatization. She is a consultant.

ELIZABETH C. PRICE has a new address. Ms. Price is now at The Detroit College of Law, Michigan State University, 130 E. Elizabeth St., Detroit, MI 48335.

Class of '95

LEIGH A. BUCKLEY has become an associate of the law firm of Cornelius & Collins in Nashville.

JOHN GENSHEIMER has joined Klein & Associates in Johnson City, Tenn. Gensheimer will practice corporate law, individual and corporate tax law, personal wills, trusts, estate planning and labor law.

K. HOLLYN HOLLMAN & JAMES H. NIXON III ('95) have become associates of the law firm of Waller Lansden Dortch & Davis in Nashville.

CHIP WILKINS has a new office address. The new address is Tennessee Court of Criminal Appeals, Supreme Court Building, 401 7th Avenue North, Nashville, TN 37219.

Class of '96

MELANIE E. DAVIS has joined Kizer & Black Attorneys in Maryville, Tenn.

DANIEL HAYS PURYEAR of Manier, Herod, Hollabaugh & Smith in Nashville, TN has moved. His new home address is 103 Brixworth Lane, Apt. 7, Nashville, TN 37205.

TERA M. ReHMEL has a new office address. The new address is 719 W. Jefferson St., 200 Civic Plaza, Louisville, KY 40203.

O.E. SCHOW IV has a new office address. Mr. Schow's new address is Hamilton County Courthouse, Chattanooga, TN 37402.

YVETTE SEBELIST has a new home address. The new address is 3623 B Wilbur Place, Nashville, TN 37204.

JENNIFER LYNN THOMPSON has a new home address. The new address is 2514 Dereck Dr. #H-2, Knoxville, TN 37912.

Legal News

Waller Lansden Dortch & Davis was chartered as a Professional Limited Liability Company on July 1, 1996.

Wyatt, Tarrant & Combs was selected by E.I. du Pont de Nemours and Company as one of its Primary Law Firms. They will be one of the 34 United States law firms to handle DuPont's outside legal work.

Admissions Report

In the Spring 1996 issue of Alumni Headnotes, Director of Admissions and Financial Aid Karen Reagan Britton reported on application activity for the 1996 entering class, discussed efforts of the College of Law to attract highly-qualified candidates, and reviewed the criteria for admission to the College of Law. In this issue, she reports on the 1996 entering class. Who are they? Where are they from? Why did they choose the University of Tennessee College of Law?

The 1996 entering class at the University of Tennessee College of Law included 163 students. Our enrollment goal was 150-160. The College of Law was fortunate to have escaped the national trend of declining application activity virtually unscathed this year. Applications to all U.S. law schools were down 12.1 percent in 1996. Regional figures painted a bleaker picture in our area, with applications down 16 percent in the south central region, 12.1 percent in the Southeast, and 14 percent in the Northeast. The three ABA accredited law schools in Tennessee all reported declines in applications for the second year in a row, but each to lesser and varying degrees. The UT College of Law experienced a decline of only 1 percent, or 15 candidates, for 1996, with applications totaling 1,126.

When fewer candidates apply to law schools nationwide, competition increases for the most highly-qualified candidates. Since UT is charged with accepting 80 percent of each entering class from residents of Tennessee, each fall is spent in outreach efforts to attract Tennessee residents who are considering law school. In

Calling all alumni!

Alumni Networkers! If you are an alumnus of the UT College of Law and can help us by writing five or fewer letters to admitted candidates in early 1997, please contact the Admissions Office with the information requested below.

Name: _____

Employer: _____

Address: _____

Telephone Number _____

FAX Number _____

Please return this information to the Office of Admissions and Financial Aid as soon as possible after receiving this issue of *Alumni Headnotes*.

Office of Admissions and Records
UT College of Law
Room 104 Aconda Court
802 Volunteer Boulevard
Knoxville, TN 37922-4070

Phone: (423) 974-4131
FAX: (423) 974-1572

1996, 85 percent of the entering class claimed residency in Tennessee.

Ninety-one students, or 55 percent of the new class, are males; 72 students, or 44 percent, are females. The students in the entering class range in age from 21 to 45. Fifteen percent of the entering class came from 14 other states -- Arkansas, Delaware, Georgia, Florida, Illinois, Maryland, Michigan, Missouri, North Carolina, Ohio, South Carolina, Virginia, West Virginia and Washington.

Our first-year students came to us from 73 undergraduate schools this year. Schools yielding multiple matriculants are, in order of frequency, UT Knoxville, Vanderbilt University, University of the South, Middle Tennessee State University, University of Memphis, UT Chattanooga, University of North Carolina - Chapel Hill, Rhodes College, East Tennessee State University, Emory & Henry College, University of Florida, University of Mississippi,

Tennessee State University, Appalachian State University, Belmont University, Carson-Newman College, Duke University, Furman University, Maryville College, University of Michigan, Tennessee Technological University, University of Texas, Tusculum College and UT Martin.

Each year, the Office of Admissions and Financial Aid surveys the entering class to learn why candidates chose to apply to the College of Law and why their ultimate choice of law school was UT. Forty-three percent of the class responded. The reasons that were given for choosing to apply to UT were not surprising. Frequently mentioned were ties to the state or to the University, plans to practice in the state or region, perception of the quality of the legal education and value for their tuition dollar, and reputation of the school. The other schools to which these candidates applied most frequently were Vanderbilt University, the University of Memphis, the Universities of Georgia, North Carolina,

Virginia, Emory, Tulane, Wake Forest and Washington & Lee. The schools to which these respondents told us they were admitted in addition to UT were Vanderbilt University and the University of Memphis, University of South Carolina, University of Georgia and Tulane.

Why did these candidates eventually choose UT? The factors cited most frequently were cost and location, reputation, and perception of the quality of the institution. The new law school building was often mentioned as a plus. Thirty-six of the 101 respondents mentioned communication with a College of Law alumnus as a means through which they learned about the College of Law.

What happened to the ones who got away? Fifty-six percent of the admitted candidates who chose other law schools responded to our annual non-matriculant survey. These non-

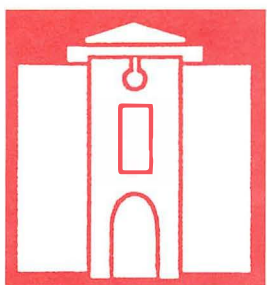
matriculants chose the following schools, in order of frequency: the University of Georgia, Vanderbilt University, Emory University, the Universities of Alabama, North Carolina-Chapel Hill, Texas-Austin, Virginia, Cincinnati, Harvard University and the University of South Carolina. The most common reasons for selecting these law schools over UT were: prestige of the other law school, location of the other law school, offer of a full-tuition scholarship at the other law school, and cost, usually lower cost as a resident of that state.

We begin preparing for the 1997 application year well before we close the books on the 1996 admission process. Over 30 colleges and universities will be visited and hundreds of candidates will be met in person by admissions representatives. Numerous additional contacts will be made through publications of the College of Law and through the

College of Law home page on the World Wide Web.

What role can our alumni play in these outreach efforts? Our alumni are one of our biggest recruitment tools as they offer personal words of encouragement to candidates who are considering law school. We also ask three alumni each year to be profiled in our recruitment brochure, the *Applicant Guide*.

A new outreach activity that proved successful in 1996 was the Career Services Alumni Networker program. Over 50 alumni agreed to write letters to admitted candidates in their areas to encourage their acceptance of our offer of admission. We need more volunteers for this year from all over the US -- particularly alumni who are located in Chattanooga, upper East Tennessee, North Carolina, Georgia, and Virginia.



College of Law 1996 Homecoming Celebration and Class Reunions

Friday, November 15

Reunions for the Classes of '31, '36, '41, '46, '51, '56, '61, '66, '71, '76, '81, '86, '91 at The Foundry on the World's Fair Site from 6:30 until 8:30 p.m.

Saturday, November 16

Traditional barbeque lunch on the FRONT PLAZA of the UNIVERSITY CENTER two (2) hours prior to kickoff of the Arkansas game.

**ALL alumni/ae and their families and friends are invited to join in the festivities!
MARK YOUR CALENDARS NOW AND PLAN TO ATTEND!**

Please RSVP To Dotti Bressi at (423) 974-2007

Faculty News

Fran Ansley received a Chancellor's Citation for Community Service at the Honors Banquet April 10. Prof. Ansley is co-director of the UT Community Partnership Center.

Kelly Browne's article, "TBALink: The Tennessee Bar Association's Link to the 21st Century," published in the Winter 1996 issue of *Southeastern Law Librarian*, was touted as an article worth reading in the "Reading the Newsletters" column of the April 1996 issue of the *American Association of Law Libraries Newsletter*. Prof. Browne participated in a national electronic forum on law library issues. The panel discussion, which appeared on *Law Journal Extra*, the *National Law Journal's* World Wide Web Site (<http://www.ljx.com>), was held in conjunction with the American Association of Law Libraries' (AALL) annual meeting July 20-24. Prof. Browne was elected to the Tennessee Bar Association's Law Office and Technology Section Board at the TBA annual meeting in June.

Judy Cornett was selected to present a paper, "The Jurisdiction of Reason: Legal Metaphor in the 'Sophia' Pamphlets," at the University of Georgia in October.

Grayfred Gray was one of four UT faculty members honored with the Loevinger Prize for an article he co-authored which was published in Volume 35 of the *Jurimetrics Journal of Law, Science and Technology*. Prof. Gray and associate professor of philosophy Dr. John E. Nolt (lead author), associate professor of computer science Dr. Bruce J. MacLennan and professor of sociology Dr. Donald R. Ploch shared the \$1,000



Professor second in national competition

University of Tennessee law professor Robert M. Lloyd (right), with help from students Ken Hoffmeister (left) and Joelle Howard, won second place in the 1996 Donald Trautman CALI Lesson Writing Competition. Prof. Lloyd wrote a series of computer-assisted, interactive lessons for a Commercial Transactions course. Hoffmeister helped with the computer programming and Howard did the graphics. CALI provides research and development in computer-assisted instruction and a distribution network for its materials to member law schools.

prize. The article, "A Logic for Statutory Law," was selected for "making the best contribution to the field of law, science and technology."

Pat Hardin was chairman of the 22nd Annual Short Course on Employment Discrimination held in Dallas March 18-20. The course was sponsored by the Southwestern Legal Foundation. Prof. Hardin led the sections on "Introduction and Overview: The Law of Nondiscrimination and Employment" and "Theories, Defense, and Litigation Paradigms." Prof. Hardin was the luncheon speaker at a regional institute on basic law and procedures concerning the National Labor Relations Act April 1 in Memphis. The program was sponsored by the ABA Section of Labor and Employment Law, Region 26 Office of the National Labor Relations

Board, and the TBA Labor and Employment Law committee. Prof. Hardin was the keynote speaker at the Public Sector Labor Relations Conference March 28 in Anchorage, Alaska. His topic was "Recent Developments in National Labor Laws." The conference was sponsored by the Alaska Department of Labor, Alaska Labor Relations Agency, and the Federal Mediation and Conciliation Service.

Bob Lloyd received a National Alumni Association Teaching Award at the Honors Banquet April 10. He is a Fellow of the American College of Commercial Finance Lawyers. Prof. Lloyd won second place in the 1996 Donald Trautman CALI Lesson Writing Competition. He wrote a series of computer-assisted, interactive lessons for a Commercial Transactions course.

Building Update

Dear Alums:

On a late summer afternoon I walked over to the new building project to inspect recent developments. I entered the Rotunda through the new doors from Cumberland Avenue. Despite the scaffolding still in place, the light from the huge skylight four stories above filled the space, illuminating the lines of the gracefully curving enclosures overhead. I walked through the Rotunda into the Gallery and headed for the classrooms. In the Gallery, as in the Rotunda, the wash of light from the overhead skylights dramatically lighted the space. When I climbed up one flight to the White Avenue lobby, I found that the courtrooms and classroom on that floor are really taking shape. They will soon be ready for installation of the custom millwork and student tables, and then, finally, the carpeting. When they are completed, we will have a wonderful set of classrooms and courtrooms. And they will be as functional as they are attractive, thanks to the full gamut of communications and audio-visual technology.

In the Gallery, a crew of marble workers from Atlanta were install-



ing the marble flooring. The emerging pattern looked elegant. I roamed through most of the project. At every turn I saw the crews building features that will make the facility both functional and attractive. It really will be foremost among schools of our size.

We are planning to move into

the facility starting in mid-December. If you are in town and on campus during the Spring semester, come by and join me for a tour. You'll discover another new reason to be proud of your alma mater.

Pat Hardin
Professor of Law
Chair, Building Committee

Adjunct professor **Don Paine** received a Chancellor's Citation for part-time teaching at the Honors Banquet April 10.

Jerry Phillips was on a panel that discussed "Teaching and Conceptualizing Products Liability" at the AALS Conference on Torts June 7 in Washington, D.C.

Tom Plank's article, "The Constitutional Limits of Bankruptcy," was published in the Spring 1995 issue of the *Tennessee Law Review*.

Glenn Reynolds' article, "Virtual Reality and 'Virtual Welters': A Note on the Commerce Clause Implications of Regulating Cyberporn," was published in the April 1996 *Virginia Law Review*. Reynolds was sound engineer at a benefit concert for AIDS Response Knoxville June 23 at the Hollywood Ballroom.

Dean Rivkin was lead presenter at a CLE program entitled "Legal Representation of the Poor: Looking Back and Facing the Future" during June at the Uni-

versity of Kentucky Law School. The program was held in celebration of the 25th anniversary of the Appalachian Research and Defense Fund. Rivkin's presentation was "Appalred, Legal Services, and the Provenance of the Environmental Justice Movement."

Barbara Stark's article, "International Human Rights, Feminist Jurisprudence, and Nietzsche's 'Eternal Return': *Turning the Wheel*," appears in the Spring 1996 issue of the *Harvard Women's Law Journal*.

Career Services

The Career Services Office is seeking alumni volunteers who are willing to help UT law graduates in the transition from academics to the practice of law.

UT College of Law Alumni Networkers help graduates in several ways. As a practicing attorney, a Networker is in an excellent position to be aware of employment opportunities in his or her area. Networkers can also help students by advising them on their particular expertise in law.

If you would like to become an Alumni Networker, please fill out this questionnaire and return it to Career Services via fax (423) 974-1572 or mail, 216 Aconda Court, 802 Volunteer Boulevard, Knoxville, TN 37996-4070.

For more information call Career Services at (423) 974-4348.

Dates for spring semester 1997 on-campus interviewing are **February 3** through **April 25**. Resumes will be forwarded to you for prescreening 10 days before your on-campus date so that you may select only those candidates you believe will fit your hiring needs. Please contact us at (423) 974-4348 for more information or to schedule an on-camps date.

Alumnus/a Networker Profile

Description of practice (Check one)

- Law firm
- Sole attorney for business/corporation
- Attorney in legal department of business/corporation
- Government
 - Federal _____
 - State _____
 - Local _____
- Public Interest/legal services
- Other _____

Number of years in practice _____

Size of firm (including associates) or number of attorneys in corporate legal department, agency, etc.

- Self-employed 11-25 51-100 251-500
- 2-10 26-50 101-250 501 or more

From the list below, please rank 1-2-3 the areas which constitute the major part of your practice.

- | | | |
|--|--|--|
| <input type="checkbox"/> Administrative | <input type="checkbox"/> Entertainment | <input type="checkbox"/> Oil & Gas |
| <input type="checkbox"/> Admiralty/Maritime | <input type="checkbox"/> Environmental | <input type="checkbox"/> Patent |
| <input type="checkbox"/> Bankruptcy | <input type="checkbox"/> General | <input type="checkbox"/> Personal Injury |
| <input type="checkbox"/> Civil Rights | <input type="checkbox"/> Health Law | <input type="checkbox"/> Probate and Estate |
| <input type="checkbox"/> Commercial/Business | <input type="checkbox"/> Immigration | <input type="checkbox"/> Public Interest |
| <input type="checkbox"/> Communications | <input type="checkbox"/> Insurance | <input type="checkbox"/> Real Estate |
| <input type="checkbox"/> Constitutional | <input type="checkbox"/> International | <input type="checkbox"/> Sports |
| <input type="checkbox"/> Criminal | <input type="checkbox"/> Labor | <input type="checkbox"/> Tax |
| <input type="checkbox"/> Domestic Relations | <input type="checkbox"/> Litigation | <input type="checkbox"/> Worker's Compensation |
| <input type="checkbox"/> Other _____ | | |

Practice primarily In-Office Trial

Name _____ UT Law Class 19 _____

Title of position _____

Name of employer _____

Address _____

City,state.zip _____ Phone _____

Availability as Alumnus/a Networker

I am available to advise students as follows:

- Telephone calls
- Correspondence
- Informational interviews
- Speaker's Bureau for on-campus panels and workshops

Alumni Address Change and News

10/96

If your address or job status has changed or will soon change, let us know.

Name: _____ Class Year: _____

Firm Name/Organization: _____

Address: _____

City/State/Zip: _____

Work Phone: _____ Home Phone: _____

This is my: _____ Office Address _____ Home Address

Is this a change of address? _____ Yes _____ No

Would you like your new work address published? _____ Yes _____ No

If yes, please list your former address: _____

Please send information to: Office of Development and Alumni Affairs

The University of Tennessee College of Law

Dunford Hall

915 Volunteer Boulevard

Knoxville, TN 37996-4070

Our telephone number is 423/974-6691. Please call if you have questions.

News/Awards/Honors

Calendar

November 8-9

Alumni Advisory Council meeting in Memphis

November 15-16

Homecoming 1996* (Arkansas football game) (Reunions for class years ending in "1" and "6")

November 22

Honors Banquet, The Foundry, Knoxville

April 12

Law Review Banquet

April 18

Jenkins competition finals*

May 15

Hooding, World's Fair Amphitheatre*

* Alumni invited and encouraged to attend

The University of Tennessee, Knoxville does not discriminate on the basis of race, sex, color, religion, national origin, age, handicap, or veteran status in provision of educational opportunities or employment opportunities and benefits. UTKnoxville does not discriminate on the basis of sex or handicap in its educational programs or activities, pursuant to requirements of Title IX of the Educational Amendments of 1972, Public Law 92-318, and Section 504 of the Rehabilitation Act 1973, Public Law 93-112, and Americans With Disabilities Act of 1990, Public Law 101-336, respectively. This policy extends to both employment by and admission to the University. Inquiries concerning Title IX, Section 104, and the Americans With Disabilities Act of 1990 should be directed to Diversity Resources and Educational Services (DRES): 1818 Lake Avenue, Knoxville, Tennessee 37996-3560; or telephone (615) 974-2498. Charges of violations of the above policy should also be directed to DRES.

E01-1610-008-96

Alumni Headnotes
The University of Tennessee College of Law
2222 Dunford Hall
915 Volunteer Boulevard
Knoxville, TN 37996-4070

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