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### **Bulletin (1986-1987)**

University of Tennessee College of Law

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1987

## Bulletin (1986-1987)

University of Tennessee College of Law

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COLLEGE OF LAW

George C. Taylor  
Law Center  
1505 Cumberland

# LAW AT TENNESSEE

THE UNIVERSITY OF TENNESSEE / COLLEGE OF LAW / 1986 / 87 BULLETIN



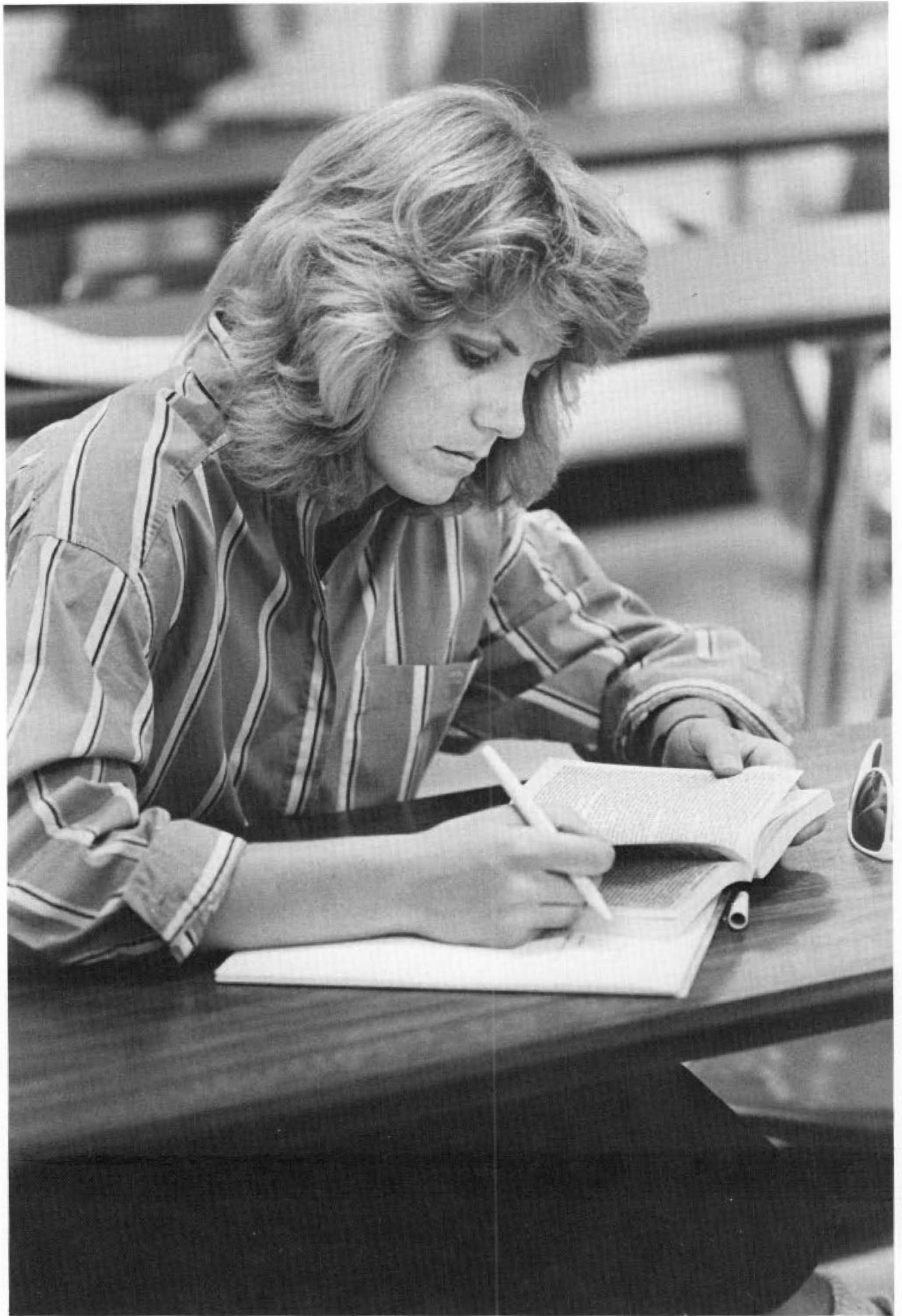


## **THE UNIVERSITY OF TENNESSEE COLLEGE OF LAW**

Charter Member of  
the Association of American Law Schools  
Approved by the American Bar Association  
1505 West Cumberland Avenue  
Knoxville, Tennessee 37996-1800  
Phone 615-974-4241

### **1986/87 BULLETIN**

Note:  
Academic policies, course offerings, hour requirements,  
fees, and admissions procedures are subject to change.



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# CALENDAR

## 1986/87

### Fall 1986 Semester

Registration & Orientation	August 25-26
Classes Begin	August 27
Labor Day (No classes)	September 1
Thanksgiving Break	November 27-28
Classes End	December 5
Examination Period	December 9-19
Commencement	December 12

### Spring 1987 Semester

Registration	January 12-13
Classes Begin	January 14
Martin L. King, Jr. Birthday	January 19
Spring Break	March 23-27
Good Friday (No classes)	April 17
Classes End	May 1
Examination Period	May 5-15
Hooding Ceremony	May 22
Commencement	June 12

### Summer 1987 Term

Registration	May 26
Classes Begin	May 27
Independence Day (No classes)	July 3
Classes End	July 14
Examination Period	July 16
Commencement	August 28

Note: Calendar is subject to change. Students should verify dates each term.



1986/87

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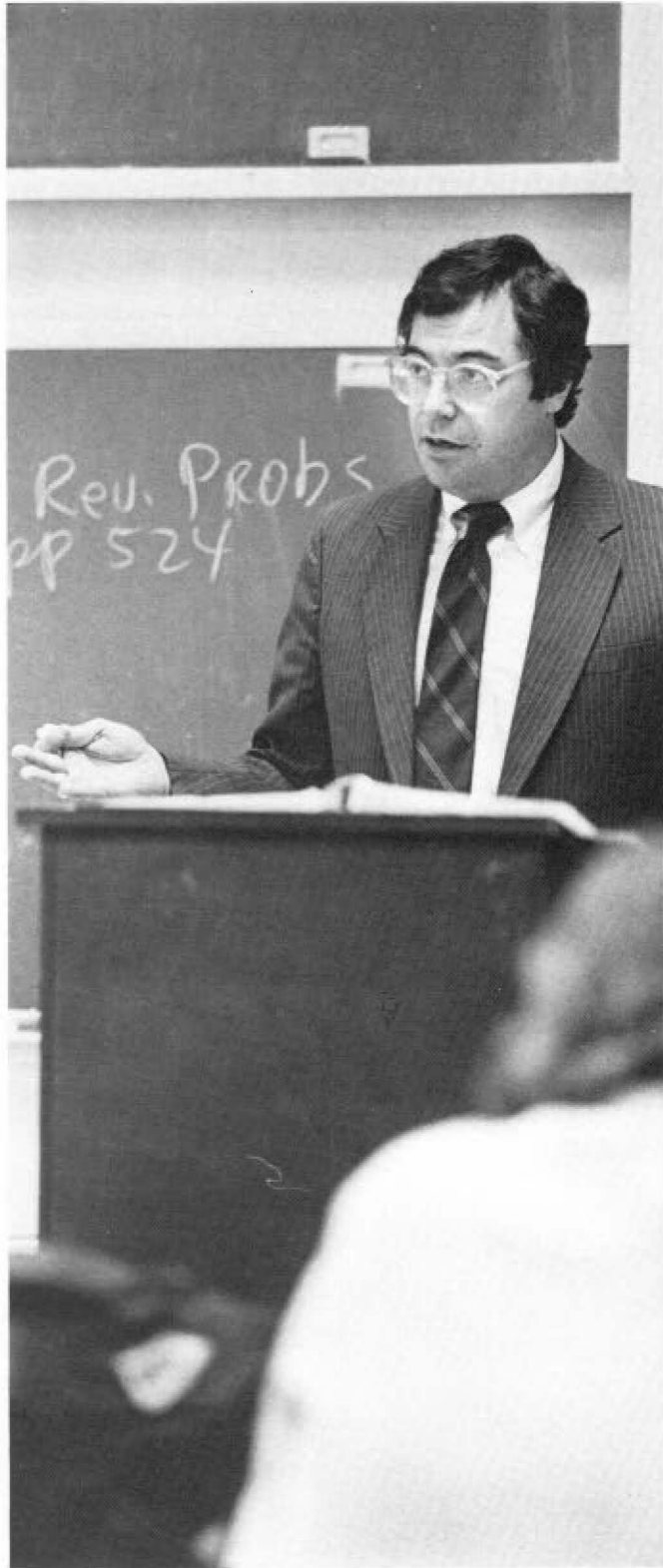
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**1987/88**

**Fall 1987 Semester**

Registration & Orientation	August 24-25
Classes Begin	August 26
Labor Day (No classes)	September 7
Thanksgiving Break	November 26 27
Classes End	December 4
Examination Period	December 8-18
Commencement	December 11

**Spring 1988 Semester**

Registration	January 11-12
Classes Begin	January 13
Martin L. King, Jr. Birthday	January 18
Spring Break	March 14-18
Good Friday (No classes)	April 1
Classes End	April
Examination Period	May 3-13
Hooding Ceremony	May 20
Commencement	June 1

**Summer 1988 Term**

Registration	May 24
Classes Begin	May 25
Independence Day (No classes)	July 4
Classes End	July 14
Examination Period	July 18-25
Commencement	August 12

Note: Calendar is subject to change. Students should verify dates each term.

1987/88

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JUNE

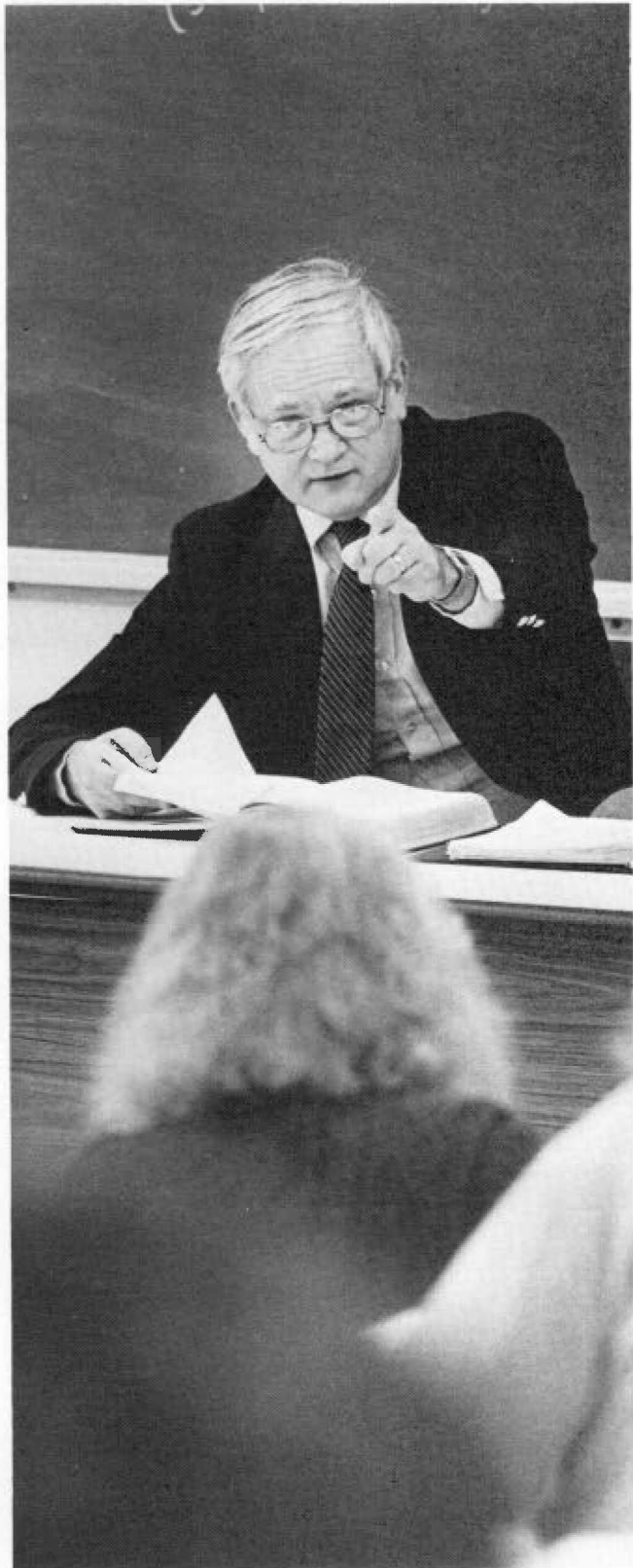
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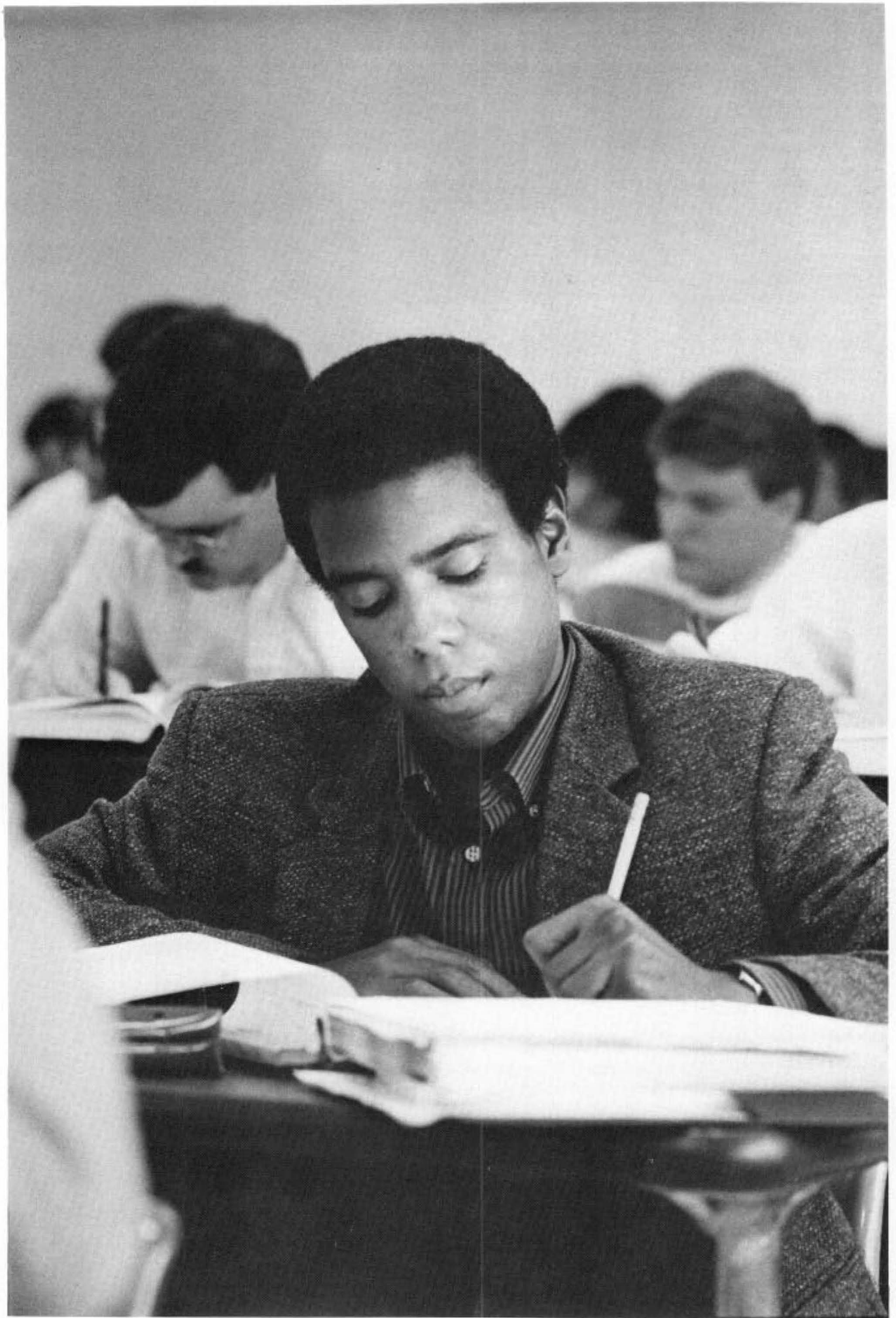
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# **LAW AT TENNESSEE**

The College  
The Legal Clinic  
The Public Law Institute  
The Library

## The College



The University of Tennessee College of Law commenced operation in 1890 and has continuously sought to provide high quality legal education within a university community.

While the principal objective of the Law College is to prepare students for the private practice of law, its total mission is more broadly conceived. The College of Law exposes students to the legal issues of our society, enabling them to develop analytical skills in respect to decisional law and statutes, the ability to communicate effectively to others their knowledge of the law, an awareness of the historical growth of the law, a knowledgeable appreciation of the interrelationships of law and society, and the ability to use law as an implement of societal control and development. Students are thus equipped to serve their community not only as advocates and counselors, but as policy makers and active, responsible citizens.

The coordinated program of the College of Law has three dimensions: teaching and learning, research into and appraisal of our legal systems and institutions, and service to the community. Each plays a significant role in the College of Law as a modern law center.

The teaching and learning element of legal education at the College of Law involves a cooperative classroom interaction between faculty and students in the analytical study of a host of questions and problems found in today's legal profession. These involve decisional law, statutory interpretation, administrative regulation, techniques of trial and appellate advocacy, and the roles and responsibilities of the lawyer in advising and representing



clients. The course of study is conducted with a view toward providing an awareness and understanding of regional and national perspectives in order to prepare our students for service in any state.

The College of Law also is involved in providing service directly to the community of which it is a part. A major element of public service is centered in the Legal Clinic, where students, under the guidance of skilled and experienced licensed practitioners, provide legal service to indigent persons of Knox County. In addition, through research, consultation, and other services to legal institutions and groups within the state, the College of Law seeks to participate in the development and improvement of the society in which its students may eventually practice law.

Through these philosophies and by the implementing programs outlined here, the College of Law attempts to meet its commitment to society. Commitment to the education of its students is, of course, foremost, but an integral part of this commitment is the fulfillment of its responsibility as a teaching and service institution to the University community, the people of Knoxville and the state of Tennessee, and the legal profession in general.

In combination, the direction and objectives of the Law College lead to the development not of a narrow technician, but of a student of the law with the perspective, breadth, and understanding necessary for the accomplishment of the many tasks assigned by society to the legal profession.

### **Legal Clinic**

The University of Tennessee Legal Clinic was established in 1947. Through the process of providing legal assistance to indigent persons, the Clinic serves primarily as a teaching device to correlate theory and practice through personal contact with clients and their problems. The Legal Clinic functions as a large law office in which the student gains experience in interviewing clients, writing legal letters, investigating and evaluating facts, preparing memoranda of law, briefing cases, arguing motions, preparing cases for trial or adjustment, and participating in actual litigation. Classroom work supplements the handling of actual cases. The student is thus trained in the technique of law practice and the management of a law office. The ethical responsibilities of lawyers and their function as public servants are stressed. Under present rules of the Tennessee Supreme Court, Clinic students, under the direct supervision of the Legal Clinic staff, are certified to practice before all the courts of Tennessee.

### **Public Law Institute**

The Public Law Institute of the University of Tennessee College of Law conducts research and service projects and publishes several comprehensive books on Tennessee law. The Institute is a non-profit organization dedicated to serving the law-related educational needs of

Tennessee's judiciary, its legal community, and its citizens.

Law student participation can assume many forms, including writing, editing, research, and even coaching a team of high school students in the annual mock trial competition.

The *Tennessee Judicial Newsletter* is edited entirely by law students. Published bi-monthly, this journal features concise and up-to-date summaries of developments in Tennessee case law, federal case law, and state legislation. The growing subscription list includes judges, attorneys, and other court-related personnel.

The Street Law Mock Trial Competition is an annual statewide event which originated with the Public Law Institute. In cooperation with the Tennessee Young Lawyers Conference, teams of students from area high schools take on the roles of attorneys and witnesses in a hypothetical trial in this test of verbal and analytical skills. Law students and local attorneys serve as coaches for each team, and after several preliminary rounds a local champion is chosen to represent the area in the statewide event. It is a valuable learning experience for coaches and team members alike.

The purpose of the Public Law Institute is to create opportunities for the law school's faculty and students to engage in legal research and public service activities which foster a positive attitude toward the law and those involved in the legal system.

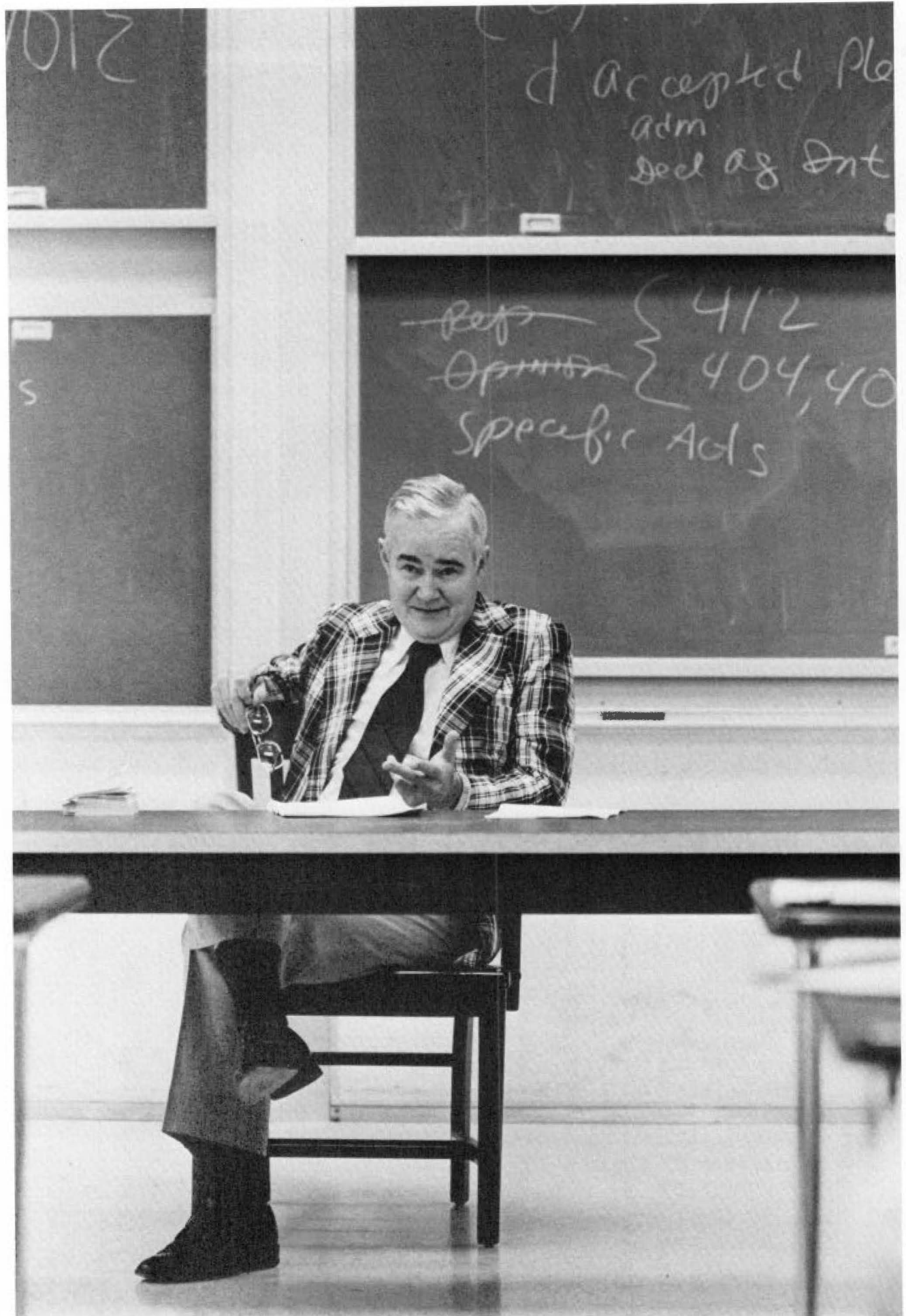




### **The Law Library**

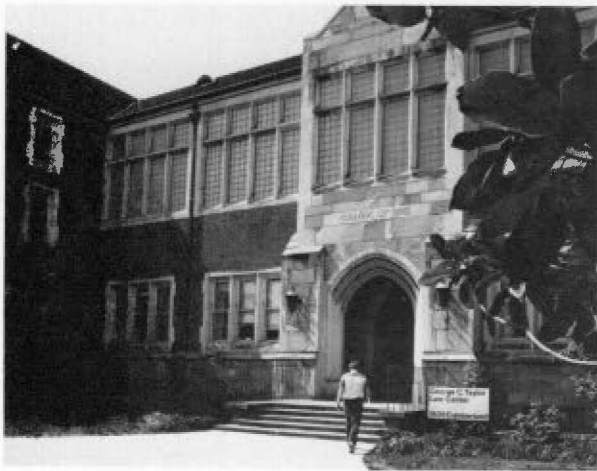
The learning process is facilitated by the availability of excellent legal resource materials. The Law Library contains the official court reports, session laws and codes of all states and of the federal system, the complete National Reporter System which covers all states and the federal courts, the Annotated Reports, standard sets of miscellaneous reports, and the reports of Canadian cases and of English cases from the Yearbook to date. In addition to these, there are adequate encyclopedias, digests and dictionaries, standard textbooks, law reviews, and current loose-leaf services, totaling together more than

152,000 catalogued volumes. There are also approximately 79,000 microform equivalent volumes, including the Briefs and Records of the United States Supreme Court from 1897 to date. The Law Library is a subscriber to the WESTLAW and LEXIS legal data retrieval systems and is also a depository for federal documents. The library is under the supervision of a full-time member of the faculty with thorough training in library science as well as law. Law students also have the use of the collections in the Main University Library, which is located just across the street from the Law Library, and the Undergraduate Library, a few blocks away.



## **THE FACULTY AND ADMINISTRATION**

Chaired Professorships  
The Law College  
The Legal Clinic  
The Law Library  
Adjuncts and Emeriti  
The Administrative Staff



## The Law College

**JOHN A. SEBERT, JR.**

**Acting Dean  
and Professor of Law**

Education: A.B., 1964, J.D., 1967, University of Michigan.

Experience: Attorney, Office of the General Counsel, Department of the Air Force, Washington, D.C.; Associate Professor of Law, University of Minnesota; Associate Professor of Law, University of Tennessee, 1974-79; Professor since 1979; Carden Professor, 1984-85; Acting Dean since 1986.

Achievements/Publications: Book: *Remedies: Damages, Equity and Restitution* (with R. Thompson), Articles on remedies, contracts, commercial law and consumer law in *Univ. of Pennsylvania L. Rev.*, *Minnesota L. Rev.*, *Tennessee L. Rev.* and *Notre Dame Lawyer*.

**ALLEN DILLARD BOYER**

**Visiting Associate Professor of Law**

Business Associations, Legal Imagination, Sales & Secured Transactions, Contracts

Education: B.A., 1978, Vanderbilt University, J.D., 1982, University of Virginia, Ph.D., 1984, University of St. Andrews.

Experience: Private Practice, Cleveland, 1982-83; Associate-in-law, Columbia University, 1984-85; Visiting Assistant Professor, University of Oklahoma, 1985-86.

Achievements/Publications: Legal Writing Programs Reviewed: Merits, Flaws, Costs, and Essentials, *Chicago Kent Law Review*; Crime, Cannibalism, and Joseph Conrad: The Influence of *Regina v. Dudley* and *Stephens on Lord Jim*, *Loyola L.A. Law Review*; Form as Substance: A Comparison of Antitrust Regulation by Consent Decrees in the USA, Reports of the Monopolies and Mergers Commission in the U.K., and Grants of Clearance by the EC Commission, 32 *International & Comp. L.Q.* (1983); State Corporate Law: Persisting and Governing, Article Series, in progress.

**J. OTIS COCHRAN**

**Associate Professor of Law**

Criminal Law, Constitutional Law, Entertainment Law

Education: B.A., 1968, Morehouse College, J.D., 1971, Yale University; Graduate Study, Columbia University, 1975-77.

Experience: National Coordinator, Dixwell Legal Rights Association, New Haven; Staff Attorney, Center for Constitutional Rights, New York; Legal

## Chaired Professorships

The **Williford Gragg Professorship** was established in 1979 by a substantial gift from the United States Fidelity and Guarantee Company of Baltimore. The gift was given in honor of Williford Gragg, a University of Tennessee law graduate in 1936, who served as Legal Counsel, Chief Executive Officer and Chairman of the Board of the Corporation. Joseph G. Cook is the Williford Gragg Professor.

The **William P. Toms Professorship** honors William Perry Toms, Class of 1907, who was a well-known and highly-respected Knoxville businessman. His community interests and generous philanthropic deeds are carried forth today by the W.P. Toms Foundation. Mr. Toms, though a law graduate, elected not to enter the practice of law, choosing a career in industry instead. His philanthropic interests included the University, the Boy Scouts, the YMCA, and many other organizations. Jerry Phillips is the current holder of the Toms Professorship.

The **Lindsay Young Professorship** is named for a practicing Knoxville attorney who graduated from the University of Tennessee College of Law in 1935. Mr. Young's gift of \$1,000,000 is the largest out-right gift in the University's history and provided for eight professorships in the humanities in addition to the law professorship. Mr. Young's gift was intended to recognize and promote classroom teaching.

The **Alumni Distinguished Service Professorship** is awarded in recognition of superb teaching, great distinction in a professional field, and exceptional service to the academic programs of the institution. Professor Joseph H. King is the current Distinguished Service Professor.

Consultant, National Conference of Black Lawyers; Visiting Lecturer, Princeton University; Lecturer, Vassar College; Lecturer, Yale College; Executive Assistant to President, Northeastern Illinois University; Associate Professor, University of Tennessee College of Law, since 1982.

Achievements/Publications: Articles in the *Yale Rev. of Law and Social Action* and *Howard Univ. L. Rev.* and *University of Toledo L. Rev.*; Founders Award, Black American Law Students Assoc., 1975; Graduate Fellow, National Fellowships Fund, 1976; ACE Fellowship in Academic Admin., 1980-81.

### **NEIL PHILIP COHEN**

#### **Professor of Law**

Criminal Law, Evidence,  
Juvenile Law

Education: B.A., 1967, Yale University; J.D., 1970, Vanderbilt University; LL.M., 1972, Harvard University; Diploma in Criminology, 1976, Cambridge University.

Experience: Law Clerk, U.S. Court of Appeals for the Sixth Circuit; Private Practice, Knoxville, Tenn.; Instructor in Law, Boston University; Assistant Professor of Law, University of Tennessee, 1972-75; Associate Professor, 1975-81; Professor since 1981; Visiting Scholar, Institute of Criminology, Cambridge University, England, 1975-76; Visiting Professor of Law, University of Oregon Law School, Spring 1980; Law Alumni Professor, 1984-85.

Achievements/Publications: Books, *Manual for the Defense of Death Penalty Cases* (Editor); *Law of Probation and Parole* (with J. Gobert); *Rights of Prisoners* (with J. Gobert); *Problems in Criminal Law* and Instructor's Manual (with J. Gobert); *Interrogation Techniques: A Guide for Parole Revocation Hearings*; Articles in *Tenn. L. Rev.*, *Fla. L. Rev.*, and *Harv. J. Legis.*; Column in *Federal Probation*; Chairperson, Criminal Justice Section, American Association of Law Schools; Member, Juvenile Justice Committee, ABA, and Tenn. Juvenile Delinq. Prevention Adv. Committee; Consultant, Advisory Commission to the Tennessee Supreme Court on Civil Procedure (Evidence).

### **JOSEPH G. COOK**

#### **Williford Gragg Professor of Law**

Constitutional Law, Contracts,  
Criminal Procedure, Jurisprudence

Education: A.B., 1961, J.D., 1964, University of Alabama, LL.M., 1965, Yale.

Experience: Assistant Professor of Law, University of Tennessee, 1965-68; Associate Professor, 1968-72; Professor since 1972; Visiting Professor,

Southern Methodist School of Law, Fall, 1977; Williford Gragg Professor of Law since 1979; Visiting Professor, University of Alabama School of Law, Summer, 1983.

Achievements/Publications: Books, *Criminal Law* (with P. Marcus); *Criminal Procedure* (with P. Marcus); *Constitutional Rights of the Accused*; 2d ed.; Multi-Volume Treatises on *Civil Rights Actions* (with J. Sobieski); Surveys of Criminal Law in *Tenn. L. Rev.*; Articles on Search and Seizure, Probable Cause, Arrest, and Detention in *Vanderbilt*, *Kansas*, *Alabama*, and *Fordham Law Reviews*.

### **THOMAS YOUNG DAVIES**

#### **Associate Professor of Law**

Administrative Law, Business Associations,  
Law & Sociology

Education: B.A., 1969, University of Delaware; M.A., 1975, J.D., 1975, Ph.D., 1980, Northwestern University.

Experience: Private Practice, Chicago, 1976-81; Research Attorney, American Bar Foundation, Chicago, 1981-86; Project Director, American Bar Foundation, 1981-86.

Achievements/Publications: Recipient, National Science Foundation Grant, Law and Social Science Program; Russell Sage Foundation Resident in Law and Social Science, Univ. of Ca. at Berkeley, 1975-76; Fellow, Northwestern University Program in Law and the Social Sciences, 1971-75; Editor, *American Bar Foundation Research Journal*, 1983-84; Articles in the *Mich. L. Rev.*, *The Northwestern L. Rev.* and the *American Bar Foundation Journal*, among others.

### **THOMAS DAVID EISELE**

#### **Associate Professor of Law**

Property, Jurisprudence, Future Interests

Education: B.A., 1970, University of Wisconsin; J.D., 1973, Harvard Law School; Ph.D., 1984, University of Michigan.

Experience: Private Practice, Chicago; Deputy Director, Lake Michigan Federation; Bigelow Teaching Fellow and Lecturer in Law, University of Chicago Law School, 1978-79; Visiting Assistant Professor of Law, Ohio State University, 1984-85; Associate Professor of Law, University of Tennessee since 1985.

Achievements/Publications: Rackham Predoctoral Fellowship, University of Michigan; Articles in *Colorado Law Review*, *Anglican Theological Review*, *Michigan Quarterly Review*, among others.

**JAMES J. GOBERT****Professor of Law**

Family Law, Legal Process, Mental Health Law, Criminal Law and Procedure

Education: A.B., 1967, Cornell University; J.D., 1970, Duke University.

Experience: Instructor in Law, University of Michigan; Assistant Professor of Law, University of Tennessee, 1971-74; Associate Professor, 1974-78; Professor since 1978; Visiting Professor, University of Michigan, Summer 1978; Ridenour Professor, 1984-85; on leave Spring 1986.

Achievements/Publications: Books, *The Law of Probation and Parole* (with N. Cohen); *Rights of Prisoners* (with N. Cohen); *Problems in Criminal Law and Instructor's Manual* (with N. Cohen); Articles in Columbia, North Carolina, Virginia, and Tennessee Law Reviews.

**GRAYFRED B. GRAY****Associate Professor of Law**

Computers and Law, Legal Profession, Legislation, Teaching Clients the Law.

Education: B.A., 1961, Washington & Lee University; J.D., 1968, Vanderbilt University. Graduate study, University of Michigan Law School, 1978-79.

Experience: Law Clerk, U.S. Court of Appeals, Sixth Circuit; Reginald Heber Smith Fellow; Executive Director, Tennessee Law Revision Commission; Assistant Director of Forensic Services Section, Tennessee Department of Mental Health; Private Practice; Assistant Professor of Law, University of Tennessee, 1973-77; Associate Professor since 1977; Coordinator, Public Law Research and Service Program, 1973-78; Director, Public Law Institute, 1979-80, and Executive Director 1980-82; Joint Appointment as Director, Office of Legal Counsel, Tennessee Department of Mental Health and Mental Retardation, 1981-82; on leave from faculty as Director, Office of Legal Counsel, Tennessee Department of Mental Health and Mental Retardation, 1982-84.

Achievements/Publications: Designer and publisher of numerous publications through the Public Law Institute; Founder of Public Law Institute and UT Continuing Judicial Education Program; Director of Street Law Program; Draftsman of Tenn. Election Code, Child Abuse Reporting Law and other legislation; Draftsman for Comprehensive Mental Health Code Study (computer readable statutes); "Statutes Enacted in Normalized Form: The Legislative Experience in Tennessee" in *Computing Power and Legal Reasoning*, (West, 1985).

**PATRICK HARDIN****Associate Dean for Academic Affairs and Administration  
Professor of Law**

Discrimination Law, Evidence, Labor Relations Law, Legal Process

Education: B.A., 1962, University of Alabama, J.D., 1965, University of Chicago.

Experience: Private Practice, Chicago, Ill.; Trial Attorney, Civil Rights Division, U.S. Department of Justice; Attorney-in-charge, New Orleans Field Office, Civil Rights Division, U.S. Department of Justice, Chief Counsel to Chairman, National Labor Relations Board; Associate General Counsel, Division of Enforcement Litigation, National Labor Relations Board; Associate Professor of Law, University of Tennessee, 1975-81; Professor since 1981; Associate Dean since 1986.

Achievements/Publications: Articles in *Proceedings of Annual Institutes on Labor Law*, *The Labor Lawyer*, and *Tenn. L. Rev.*, among others. Published Arbitration Awards. Secretary, Labor and Employment Law Section, American Bar Association, 1983-84; Member, National Academy of Arbitrators; chosen Outstanding Teacher in 1985.

**AMY MORRIS HESS****Associate Professor of Law**

Estate Planning  
Taxation, Trusts

Education: B.A., 1968, Barnard College; J.D., 1971, University of Virginia.

Experience: Private Practice; Visiting Lecturer, University of Virginia School of Law; Visiting Assistant Professor of Law, University of Tennessee, 1979-80; Associate Professor of Law, University of Colorado, 1980-81; Associate Professor of Law, University of Tennessee, since 1981.

Achievements/Publications: Articles on Federal Taxation in *Tenn. L. Rev.*; Chair, ABA Subcommittee on Taxation of Powers of Withdrawal; Member, ABA Task Force on Revision of Subchapter J.

**DURWARD S. JONES****Professor of Law**

Business Planning, Taxation

Education: A.B., 1951, J.D., 1954, University of North Carolina.

Experience: Assistant Director of the Institute of Government, University of North Carolina; General Practice; Assistant Professor of Law,

University of Tennessee, 1965-68; Associate Professor, 1968-73; Professor since 1973.

Achievements/Publications: Materials for 1975 Southern Federal Tax Institute P, Gift Taxation; 1978 Southern Federal Tax Institute Q, Selected Estate and Gift Tax Developments; 1980 Southern Federal Tax Institute S, Taxation of Jointly Held Property; Also Papers in Taxation for Ala. and Ky. Institutes on Federal Taxation, Tennessee Federal Tax Institute, Tenn. and Va. Bar Associations, and Univ. of North Carolina School of Law Tax Institute, among others.

### **JACK D. JONES**

#### **Associate Professor of Law**

Decedents' Estates,  
Land Use, Oil and Gas Law,  
Property Law

Education: J.D., 1949, University of Wyoming;  
Graduate Study, Southern Methodist University  
Law School.

Experience: Private Practice; Shell Oil Company,  
Land Development; Private Business as Oil and  
Gas Lease Broker and Specialist; Assistant  
Professor of Law, University of Tennessee, 1964-67;  
Associate Professor since 1967; Visiting Professor  
of Law, Drake University, 1979-80.

Achievements/Publications: Legal Advisor, Water  
Resources Center, 1966-67; Legal Advisor,  
Knoxville Clean Air League, 1971-73; Principal  
Investigator, Study of Water Resources Law in  
Tennessee; Contributor to Privatization of Water  
Treatment Facilities Manual (1984).

### **JOSEPH H. KING, JR.**

#### **Alumni Distinguished Service Professor of Law**

Torts, Law and Medicine, Social Legislation

Education: B.A., 1965, Pennsylvania State  
University; J.D., 1970, University of Pennsylvania.

Experience: First Lieutenant, U.S. Army; Lecturer  
in Law, Temple University; Private Practice,  
Philadelphia; Assistant Professor of Law, University  
of Tennessee, 1973-76; Associate Professor of Law,  
1976-79; Professor since 1979.

Achievements/Publications: *The Law of Medical  
Malpractice "Nutshell"* (2d edition); Lecturer for  
College of Veterinary Medicine; University of  
Tennessee; Lecturer in Medical Jurisprudence,  
Continuing Medical Education; Articles on  
Causation, Medical Malpractice and Social  
Security Disability in *Yale L.J.*, *Houston L. Rev.*,  
*Vanderbilt L. Rev.*, and *Tenn. L. Rev.*, among  
others; chosen Outstanding Teacher, 1983.

### **JAMES C. KIRBY, JR.**

#### **Professor of Law**

Constitutional Law,  
Education Law, Law Language and Ethics

Education: B.A., 1950, Vanderbilt University; J.D.,  
LL.M., 1954, New York University.

Experience: Private Practice, Nashville, Tenn.;  
Chief Counsel, U.S. Senate Judicial Sub-  
Committee on Constitutional Amendments;  
Associate Professor of Law and Professor of Law,  
Vanderbilt University; Professor of Law,  
Northwestern; Professor of Law, New York  
University; Dean and Professor of Law, Ohio State  
University; Vice-President, General Counsel and  
Secretary, New York University; Director,  
Appellate Judges Seminars, New York University;  
Visiting Professor of Law, University of Tennessee,  
1978-79; Professor since 1979; Acting Dean,  
1980-81.

Achievements/Publications: Books, *The Rights of  
Americans, Congress and the Public Trust* (with  
others) and *Developments in State Constitutional  
Law*; *Surveys of Constitutional Law* and other  
articles in *Van. L. Rev.*; Articles on Labor Law,  
Electoral College, and Constitutional Law in  
*A.B.A. Journal* and *N.Y.U. L. Rev.*, among others.

### **NDIVA KOFELE-KALE**

#### **Associate Professor of Law**

Business Associations, International Law,  
Securities Regulation

Education: B.A., 1969, Beloit College, M.A., 1972,  
Ph.D., 1974, J.D., 1984, Northwestern University.

Experience: Visiting Scholar, University of  
Michigan, 1975; Visiting Professor, Webster  
College, 1975; Visiting Professor, Lake Forest  
College, 1980-81; Professor, Governors State  
University, 1974-1986; Private Practice, Chicago  
1984-86.

Achievements/Publications: Faculty Merit Award,  
Outstanding Professional Performance, Governors  
State Univ., 1978-79; Summer Fellowship, National  
Endowment for the Humanities (Columbia  
University); Director, International Studies,  
Governors State University, 1979-81; Co-  
Coordinator, Annual Third World Conference  
Series (Governors State Univ.); Articles Editor,  
*Northwestern Journal of International Law and  
Business*, 1982-84.

Achievements/Publications: Books: *Tribesmen and  
Patriots: Political Culture In a Polyethnic African  
State; An African Experiment in Nation-Building;  
The Bilingual Cameroon Republic Since  
Reunification*, Editor and Contributor;  
Comparative Political Culture and Socialization;

Numerous articles in: *Oklahoma City University L. Rev.*, *Northwestern Journal of International Law and Business*, *Proceedings of the 9th Annual Third World Conference*, *African Social Research*, *Journal of Asian and African Studies*, and others.

**FREDERIC S. LE CLERCQ**  
**Professor of Law**

Constitutional Law, Federal Courts,  
Civil Procedure

Education: B.A., 1959, University of South Carolina; M.A., 1960, Fletcher School of Law and Diplomacy; LL.B., 1963, Duke University.

Experience: Associate, Center for Study of Law and Society, University of California, Berkeley; Private Practice; Director of Community Legal Services and Assistant Professor of Law, Emory University; Assistant Professor of Law, University of Tennessee, 1970-72; Associate Professor, 1972-77; Professor since 1977; on leave 1984-85 as general counsel, National Federation of the Blind.

Achievements/Publications: Articles on Constitutional Law and Civil Procedure in *Tenn. L. Rev.*, *Vanderbilt L. Rev.*, *Fla. L. Rev.* and *So. Car. L. Rev.* among others.

**ROBERT M. LLOYD**  
**Associate Professor of Law**

Contracts, Sales and Secured  
Transactions

Education: B.S.E., Princeton University, J.D., 1975, University of Michigan.

Experience: Private Practice; Instructor in Business Law, UCLA, 1980-81; Lecturer for California Continuing Education of the Bar course in Commercial Practice; Associate Professor since 1983.

Achievements/Publications: Chair, Real Estate Finance Subsection, State Bar of California, 1981-82; Chair, Real Estate Finance Section Los Angeles County Bar, 1980-81; Articles, "Refinancing Purchase Money Security Interests", *Tn. L. Rev.*, "Usury Laws Changed: California Does It With Interest," *Personal Finance Law Q. Rep.*; chosen Outstanding Professor, 1986.

**GERALD P. J. MCGINLEY**  
**Associate Professor of Law**

Criminal Law,  
International Law, Property Law

Education: LL.B. (Hons) 1973, Melbourne University Law School, Australia; Graduate fellow, Columbia Law School, 1975-76; LL.M., Cambridge University, 1984.

Experience: Associate, Commonwealth Conciliation and Arbitration Commission, Melbourne; Articled Clerk, General Practice, Melbourne; Barrister and Solicitor of the Supreme Court of Victoria, Australia; Tutor in Law, University of Melbourne Law School; Assistant Professor of Law, University of Tennessee, 1977-85; Associate Professor since 1985. On leave, 1986-87.

Achievements/Publications: Article on the State and Its Relation to Criminal Law in *Osgoode Hall L.J.*; Article on International Dispute Resolution in *Harvard International Law Journal*.

**CAROL ANNE MUTTER**  
**Visiting Associate Professor of Law**

Torts, Civil Procedure, Insurance Law

Education: B.A., 1968, University of Tennessee; J.D., 1975, Georgetown University Law Center.

Experience: Law Clerk, United States Court of Appeals for the District of Columbia; Private Practice, Washington, D.C. and Augusta, Georgia; Visiting Associate Professor of Law, University of Tennessee, 1982-86.

**JERRY J. PHILLIPS**  
**W.P. Toms Professor of Law**

Evidence, Legal Profession,  
Products Liability, Torts

Education: B.A., 1956, Yale University; B.A., 1958, M.A., 1964, Cambridge University; J.D., 1961, Yale University.

Experience: Instructor, University of Chattanooga; General Practice; Assistant Professor of Law, University of Tennessee, 1967-72; Associate Professor, 1972-73; Professor since 1973; W.P. Toms Professor of Law since 1980.

Achievements/Publications: *Products Liability* casebook and "Nutsheil," (2nd eds.), and *Torts* casebook (with Dix W. Noel); Articles on Products Liability, Torts, and Evidence in *Mich. L. Rev.* and *Idaho L. Rev.* among others; Congressional Witness; "Torts by Children," *Tennessee Law of Children*; Articles on Comparative Fault and Products Misrepresentation recently published.

**CARL A. PIERCE**  
**Associate Professor of Law**

American Legal History,  
Business Associations,  
Professional Responsibility

Education: B.A., 1969, J.D., 1972, Yale University.

Experience: Assistant Professor of Law, University of Tennessee, 1972-75; Assistant Dean, 1972-74;



Associate Professor since 1975; Fellow in Law and the Humanities, Harvard University, 1975-76; Visiting Professor, Washington University in St. Louis, Mo., 1982-83.

Achievements/Publications: *Your Legal Heritage: Source Materials in Events, Themes, and Questions From the Past of Law, 1630-1878* (ABA, 1978); Articles on Supreme Court History and Professional Responsibility of Corporate Lawyers in *Tenn. L. Rev.* and *U. Mich. J.L. Ref.*; President, UTK Faculty Senate, 1979-80.

**JOHN L. SOBIESKI, JR.**  
**Professor of Law**

Civil Procedure,  
Administrative Law,  
Conflict of Laws, Federal Courts

Education: B.S., 1967, Loyola University (Chicago); J.D., 1970, University of Michigan.

Experience: Law Clerk, Supreme Court of Illinois; Lieutenant, United States Navy (JAGC); Assistant Professor of Law, University of Tennessee, 1972-75; Associate Professor, 1975-79; Professor since 1979.

Achievements/Publications: Book: Multi-volume treatise on *Civil Rights Actions* (with J. Cook); Several articles on Civil and Appellate Procedure in *Tennessee Law Review*; chosen Outstanding Teacher in 1977 and 1981; Draftsman, Tenn. Rules of Appellate Procedure; Reporter, Tenn. Sup. Ct. Advisory Commission on Civil Rules.

**DOUGLAS QUINN WICKHAM**  
**Professor of Law**

Civil Procedure, Creditors' Rights,  
Local Government Law, Legal Process

Education: B.A., 1963, LL.B., 1966, Yale University; LL.M., 1971, Harvard.

Experience: Private Practice; Military Service; Visiting Assistant Professor of Law, University of South Carolina; Assistant Professor of Law, University of Tennessee, 1971-73; Associate Professor, 1973-79; Professor since 1979.

Achievements/Publications: Bankruptcy Trustee; Congressional Testimony on Sunshine Laws; Articles on Welfare Reform, Open Meeting Legislation, Transit Labor, and the Bankruptcy Reform Act in Kansas, North Carolina, Northwestern, Univ. of Pennsylvania, and Tennessee Law Reviews.

**RICHARD S. WIRTZ**  
**Associate Professor of Law**

Antitrust Law, Intellectual Property,  
Evidence, Agricultural Law

Education: B.A., 1961, Amherst College; M.P.A., 1963, Princeton; J.D., 1970, Stanford.

Experience: Peace Corps, Washington, D.C.; New York Anti-Poverty Agency; Office of Economic Opportunity, Washington, D.C.; Law Clerk, U.S. Court of Appeals for the Fifth Circuit; Private Practice, Seattle, Wash.; Assistant Professor of Law, University of Tennessee, 1974-77; Associate Professor since 1977; Visiting Associate Professor of Law, Cornell University, 1978-79.

Achievements/Publications: Hearing Officer, Tenn. Valley Authority; Materials for Seminar on TVA; Articles on TVA in *Tenn. L. Rev.*; Other Publications in Antitrust Law in *Wash. L. Rev.* and *Antitrust L.J.*; Materials on Legal Process; *The Law of Industrial Property: Cases and Questions*; chosen Outstanding Teacher in 1984.

**The Legal Clinic**

**JERRY P. BLACK, JR.**  
**Director of Legal Clinic and**  
**Associate Professor of Law**

Civil Advocacy, Family Law,  
Trial Practice

Education: B.A., 1965, Southwestern at Memphis; J.D., 1968, Vanderbilt University.

Experience: Staff Attorney, Legal Services of Nashville; Director of Clinical Legal Education, Vanderbilt University; Administrator of Clinical Programs, Vanderbilt; Assistant Professor of Law, Vanderbilt University; Visiting Assistant Professor of Law, University of Tennessee, 1975-76; Assistant Professor of Law, 1976-78; Associate Professor since 1978; Director of Legal Clinic since 1981; Executive Director, Knoxville Legal Aid Society, Inc., 1981-86. On leave, 1986.

Achievements/Publications: College of Trial Advocacy faculty, 1979-80, 1982.

**SUSAN DAVIS KOVAC**  
**Acting Director and**  
**Associate Professor of Law**

Civil Advocacy.

Education: B.A., 1971, Reed College; J.D., 1974, Stanford University.

Experience: Assistant Professor of Law, Western New England College; Assistant Professor, University of Tennessee, 1977; Equal Opportunity Monitor, Knoxville-Knox County Community Action Committee Office on Manpower; Instructor/Staff Attorney in Legal Clinic, 1977-83; Deputy Director since 1981; Visiting Assistant Professor, 1983-84; Associate Professor since 1984; Acting Director, 1986.

Achievements/Publications: *The University of Tennessee Legal Clinic/Knoxville Legal Aid Society Formbook*; *Tennessee Domestic Relations Law* (with Stephen Sumner); Humanist Scholar, "The Culture of Abuse" project sponsored by the Tennessee Committee for the Humanities and the University of Tennessee Center for Extended Learning (1982-1983); Seminar speaker for Lakeshore Mental Health Institute, Tennessee Valley Authority Federal Women's Program, Tennessee Valley Authority Community Outreach Program, Knoxville Bar Association Committee on Continuing Legal Education, Board Member, Planned Parenthood Association of East Tennessee; President, Knoxville Chapter, American Civil Liberties Union, 1977-78; Membership Chair, AALS Section of Clinical Education (1984-86).

### **GARY L. ANDERSON**

#### **Associate Professor of Law**

Criminal Advocacy, Evidence, Trial Practice

Education: S.B., 1960, Iowa State University; J.D., 1962, State University of Iowa; LL.M., 1968, Harvard University.

Experience: General Practice; County Attorney, Union County, Iowa, Teaching Fellow in Law, Harvard University; Assistant Professor, University of Missouri-Columbia; Associate Professor of Law, State University of Iowa, 1975-76; Associate Professor of Law, University of Tennessee since 1973.

Achievements/Publications: Article on "Post-Conviction Relief" in *Tenn. L. Rev.* (1981); Tennessee College of Trial Advocacy (Planning Chairman, 1977-85).

### **LAWRENCE DESSEM**

#### **Associate Professor of Law**

Civil Procedure, Criminal Advocacy, Trial Practice

Education: B.A., 1973, Malcolmer College; J.D., 1976, Harvard Law School.

Experience: Law Clerk, United States District Court for the Northern District of Ohio; Staff Counsel, National Education Association; Senior Trial Counsel, Civil Division, U.S. Department of Justice; Associate Professor of Law, University of Tennessee since 1985.

Achievements/Publications: Articles in the *Journal of Law & Education*, the *Ohio State Law Journal* and the *Harvard Women's Law Journal*; Special Attorney, U.S. Department of Justice, 1985.

### **DEAN HILL RIVKIN**

#### **Professor of Law**

Civil Advocacy, Professional Responsibility, Environmental Law and Policy, Trial Practice

Education: A.B., 1968, Hamilton College, J.D., 1971, Vanderbilt University.

Experience: Law Clerk, U.S. Court of Appeals, Second Circuit; Reginald Heber Smith Fellow; Directing Attorney, Appalachian Research and Defense Fund, Lexington, Ky.; Teaching Fellow, Harvard Law School; Assistant Professor of Law, University of Tennessee, 1976-79; Associate Professor since 1979; Visiting Professor of Law, U.C.L.A. Law School, Fall 1980; Professor of Law, University of Tennessee since 1983.

Achievements/Publications: Member Council, ABA Section of Legal Education and Admissions to the Bar; Member AALS Professional Development Committee; Co-Chairperson, Clinical Education Section, Assoc. of American Law Schools, 1981; Member, Accreditation Comm., American Bar Association, 1981-82; Counsel in Public Interest Litigation, incl. *Tennessee Thoracic Society v. Freeman* (TVA Air Pollution Case), *Save Our Cumberland Mountains v. State of Tennessee* (Challenge to Tenn. Barratry Statute), and *Doochin v. Rackley* (Defense of Tenn. Surface Owner Protection Act); *Clinical Legal Education and the Promotion of National Goals* and other papers delivered to ABA and AALS Conferences on Clinical Education; *TVA, The Courts and the Public Interest in TVA: Fifty Years of Grass Roots Bureaucracy*.

### **NICOLE Q. RUSSLER**

#### **Associate Professor of Law**

Civil Advocacy, Trial Practice

Education: A.B., 1972, University of California at Santa Cruz; J.D., 1976, Harvard Law School.

Experience: Instructor/Staff Attorney in Legal Clinic, 1976-83; Visiting Assistant Professor 1983-84; Associate Professor since 1984.

Achievements/Publications: Lecturer, Tennessee Juvenile Justice Seminar, 1979; Legal Advisory Council, Knoxville Rape Crisis Center, 1979-80; trainer, Legal Services Corporation Basic Lawyering Skills Training, 1980; Seminar speaker, Lakeshore Mental Health Institute, 1983; Board of Directors, Greater Knoxville Epilepsy Foundation, 1981-1984.

### **The Law Library**

#### **WILLIAM J. BEINTEMA**

#### **Director of the Law Library and Associate Professor**

Education: B.B.A., 1967, J.D., 1970, University of Miami, M.S.L.S., 1977, Florida State University.

Experience: Research Assistant, Florida State University Law Library; Assistant Law Librarian,

University of Miami; Acting Law Librarian, University of Miami; Director of the Law Library and Assistant Professor, Oklahoma City University; Director of the Law Library and Associate Professor, University of Tennessee since 1984.

Achievements/Publications: Compiler (Law Library Statistics), Southeastern Association of Law Libraries, 1985-86; Member, Steering Committee, Southeastern Consortium of Law Libraries.

**CHERYN PICQUET**  
**Associate Professor and**  
**Assistant Law Librarian For Administration**

Education: B.A., 1969, M.S.L.S., 1974, University of Tennessee.

Experience: Law Library Technical Assistant, University of Tennessee College of Law Library, 1970-76; Assistant Law Librarian and Instructor, UT College of Law Library, 1976-80; Assistant Law Librarian and Assistant Professor, 1980-84; Associate Law Librarian and Associate Professor since 1985. Acting Director, 1976, 1980 and 1983-84.

Achievements/Publications: American Association of Law Libraries Certified Law Librarian, since 1980; Articles on Tennessee Practice Materials in *Southeastern Law Librarian and Judicial Newsletter*, 1982; Books, *The Insanity Defense: A Bibliographic Research Guide* (with R. Best), 1984; *Computer Crime, Abuse, Liability, and Security: A Comprehensive Bibliography, 1970-84*, (with R. Best), 1985; *Post-Traumatic Stress Disorder; Rape Trauma and Related Conditions: A Research Guide* (with R. Best), slated for publication, Fall, 1986.

**REBA A. BEST**  
**Assistant Professor**  
**and Assistant Law Librarian for Cataloging**

Education: B.S., 1975, East Carolina University; M.L.S. 1979, Florida State University.

Experience: School Librarian, N.C., 1975-77; Catalog Assistant, Florida State Univ. Law Library, 1979; Instructor & Assistant Law Librarian, 1979-83; Assistant Professor and Assistant Law Librarian, University of Tennessee since 1983.

Achievements/Publications: Books, *The Insanity Defense: A Bibliographic Research Guide* (with C. Picquet); *Computer Crime Abuse, Liability and Security: A Comprehensive Bibliography, 1970-1984* (with C. Picquet); *Post-Traumatic Stress Disorder, Rape Trauma and Related Conditions: A Research Guide* (with C. Picquet), slated for publication, Fall, 1986.

**RUTH JOHNSON HILL**  
**Assistant Professor and Reference Librarian**

Education: B.A., 1970, University of Texas; M.S.L.S., 1979, Memphis State University; J.D., 1984, University of Tennessee.

Experience: School Librarian, Memphis Tennessee; Library Assistant, University of Tennessee College of Law; Instructor of Law 1984; Reference Librarian and Assistant Professor since 1985.

Achievements/Publications: "Use of Blood Grouping Tests to Determine Paternity," U.T. Judicial Newsletter.

**Adjunct Faculty**

**JAMES R. LaFEVOR**  
**Assistant Professor of Law**

Education: B.A., 1968, Middle Tennessee State University; J.D., 1974, University of Tennessee.

Experience: Senior Attorney, Knoxville Legal Aid Society.

**ROBERT E. PRYOR**  
**Assistant Professor of Law**

Education: B.A., 1966, J.D., 1969, University of Tennessee.

Experience: General Practice; College of Trial Advocacy Faculty, 1978-85.

**THOMAS S. SCOTT, JR.**  
**Assistant Professor of Law**

Education: B.A., 1961, Maryville College; J.D., 1967, University of Tennessee.

Experience: General Practice; College of Trial Advocacy Faculty, 1978-85.

**JOSEPH M. TIPTON**  
**Assistant Professor of Law**

Education: B.S., 1969, J.D., 1971, University of Tennessee.

Experience: General Practice; College of Trial Advocacy Faculty 1982-85.

**JOHN WALKER**  
**Associate Professor of Law**

Education: A.B., Duke; J.D., 1966, Columbia University.

Experience: Private Practice; Adjunct Assistant Professor of Law, University of Tennessee, 1972; Adjust Associate Professor since 1983.

Achievements/Publications: Numerous articles on Debtor-Creditor Law in the Tennessee and Vanderbilt Law Reviews; Associate Member, National Bankruptcy Conference, 1971-1980.

## **Emeriti**

### **R. Macdonald Gray, A.B., J.D.**

Professor of Law

### **Forrest W. Lacey, A.B., LL.B., LL.M., S.J.D.**

Professor of Law

### **Charles H. Miller, A.B., J.D.**

Professor of Law

### **Elvin E. Overton, Ph.B., J.D., S.J.D.**

Professor of Law and Secretary of the College of Law

### **Toxey H. Sewell, B.S., J.D., LL.M.**

Professor of Law

### **William H. Wicker, A.B., LL.B., LL.M., LL.D.**

Dean Emeritus of the College of Law and Professor of Law

## **The Administrative Staff**

### **PATRICK HARDIN**

**Associate Dean for Academic Affairs and Administration**

**Professor of Law**

Discrimination Law, Evidence, Labor Relations Law, Legal Process

Education: B.A., 1962, University of Alabama, J.D., 1965, University of Chicago.

Experience: Private Practice, Chicago, Ill.; Trial Attorney, Civil Rights Division, U.S. Department of Justice; Attorney-in-charge, New Orleans Field Office, Civil Rights Division, U.S. Department of Justice, Chief Counsel to Chairman, National

Labor Relations Board; Associate General Counsel, Division of Enforcement Litigation, National Labor Relations Board; Associate Professor of Law, University of Tennessee, 1975-81; Professor since 1981; Associate Dean for Academic Affairs since 1986.

Achievements/Publications: Articles in *Proceedings of Annual Institutes on Labor Law*, *The Labor Lawyer*, and *Tenn. L. Rev.*, among others. Published Arbitration Awards. Secretary, Labor and Employment Law Section, American Bar Association, 1983-84; Member, National Academy of Arbitrators; chosen Outstanding Teacher in 1985.

### **MARY JO HOOVER**

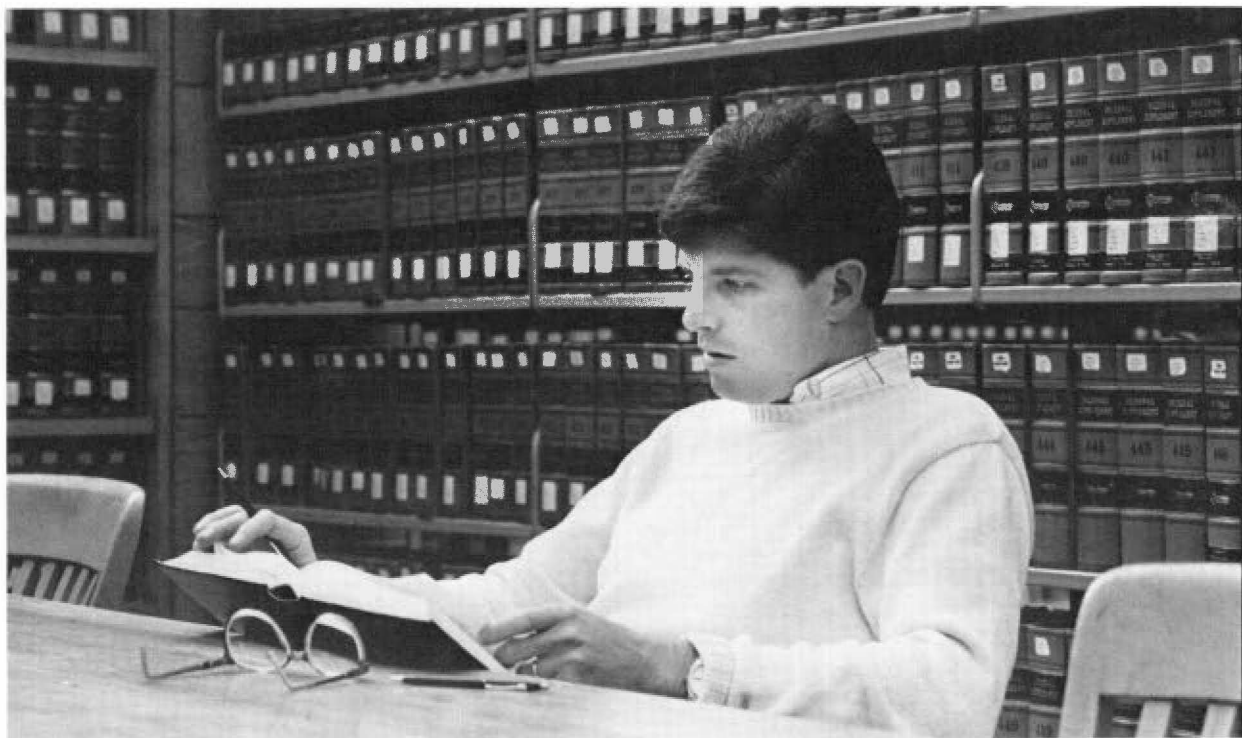
**Associate Dean for Student Affairs**

**Instructor of Law**

Education: B.A., 1959, University of Michigan; J.D., 1969, Brooklyn Law School.

Experience: Law Clerk, U.S. District Court for the Southern District of New York; Staff Attorney, East New York Legal Services; Coordinating Attorney in Family Law, Community Action for Legal Services; Managing Attorney, MFY Legal Services; Law Clerk, Tennessee Court of Criminal Appeals; Assistant Dean and Instructor of Law, University of Tennessee, 1976-80; Associate Dean since 1980.

Achievements/Publications: Member, Board of Directors, Knoxville Legal Aid Society and East



Tennessee Lawyers Association for Women; State Coordinator, American Council on Education - National Identification Project for Women in Higher Education - Tennessee Planning Committee

### **JULIA P. HARDIN**

#### **Associate Dean for External Affairs**

Education: B.A., 1976, J.D., 1978, University of Tennessee.

Experience: Judicial Services Assistant, Public Law Institute; Private Practice; Research Associate and Staff Attorney for Research, Public Law Institute; Acting Assistant Dean and Admin. Director, Public Law Institute, University of Tennessee, 1980-82; Instructor of Legal Research and Writing, 1981-83; Assistant Dean and Director, Public Law Institute, 1982-85; Associate Dean since 1985.

Achievements/Publications: *1980 Supplement to the Tennessee Law of Crimes*; "Search and Seizure" Chapter, *Tennessee Law of Criminal Procedure*; Co-Editor, *Appellate Practice in Tennessee*; Hearing Examiner, University of Tennessee; Speaker, Seminars on the Law for Teachers and Student Teachers; Chairperson, Child Advocacy Committee, Tennessee Young Lawyers Conference; Vice Chair, Child Advocacy Committee, American Bar Assoc./YLD; Assistant Editor, *The Affiliate (ABA/YLD)*.

### **N. DOUGLAS WELLS**

#### **Assistant Dean**

Education: B.A., 1974, Morehouse College; J.D., 1980, University of Tennessee.

Experience: Staff Attorney, Legal Services of Eastern Missouri; Assistant Dean, University of Tennessee College of Law, since 1982.

Achievements/Publications: Earl Warren Legal Scholar, 1977-80; Consultant, U.S. Department of Education, Graduate and Professional Opportunities Program; Member, Board of Directors, Knoxville Legal Aid Society; Big Brothers-Big Sisters of Knoxville.

### **JOANN GILLESPIE**

#### **Director of Career Services**

Education: B.A., 1959, University of North Carolina; MSSW., 1968, University of Tennessee; additional studies in communications, 1979, 1983-84 University of Tennessee.

Experience: Public Recreation Supervisor, Durham, N.C.; Personnel Administrator, Raleigh, N.C.; Child Welfare Worker, Department of Human Services, Knoxville, TN.; Community Education Director, Lakeshore Mental Health Institute, Knoxville, 1978-81; Public Relations

Director, The Surgery Center, Knoxville, 1981-83; Freelance public relations consultant, 1983-84; Career Services Director and Coordinator of Continuing Legal Education, University of Tennessee since 1984.

Achievements/Publications: Technical Editor, *TVA Economic Outlook*, 1984; Board Member, Consumer Credit Counseling Service 1981-85; Member, Board of Directors, Helen Ross McNabb Center, 1978-84; Board Member, Southeast Law Placement Consortium, since 1984; Board of Advisors, Knoxville Area Urban League Law Internship Program, since 1986.

### **PEGGY GOODMAN**

#### **Assistant to the Dean**

Education: Winthrop College, S.C.; Additional Studies in Accounting, 1974-present, University of Tennessee.

Experience: Adm. Asst., Waynesville CC; Adm. Asst., Holston Hills CC; Accounting Clerk, Biological Life Sciences, University of Tennessee, 1972-77; Adm. Services Asst., College of Law, University of Tennessee, 1977-78; Sr. Adm. Services Asst., 1978-82; Assistant to the Dean since 1982.

Achievements/Publications: Charter Member of the Knoxville Chapter, American Society of Women Accountants.



## **CURRICULUM**

Required Courses

Elective Courses

Non-Law Elective Course Credit

Foreign Study

Lecture Series

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**First and Second Year  
Required Courses**

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**FIRST SEMESTER**

Civil Procedure I  
Contracts I  
Criminal Law  
Legal Process  
Legal Bibliography & Research  
Torts I

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**SECOND SEMESTER**

Civil Procedure II  
Contracts II  
Property I  
Legal Writing & Advocacy  
Torts II

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**THIRD SEMESTER**

Constitutional Law I  
Legal Profession  
Property II  
(two electives)

---

**8010 Civil Procedure I** (3) Introductory course; binding effect of judgments; selecting proper court—jurisdiction and venue; ascertaining the applicable law; federal and state practice.

**8940 Civil Procedure II** (3) Pleading, joinder of claims and parties; discovery, trials, verdicts, judgments and appeals; emphasis on Federal Rules of Civil Procedure.

**8300 Constitutional Law I** (3) Judicial review, limitations on judicial power, national legislative power, regulation of commerce, power to tax and spend; other sources of national power; state power to regulate and tax; intergovernmental immunities; substantive due process; congressional enforcement of civil rights.

**8020 Contracts I** (3) The basic agreement process and legal protection afforded contracts; problems of offer and acceptance, interpretation, illegality, and the statute of limitations.

**8030 Contracts II** (3) Continuation of study begun in Contracts I; concentrating on remedies, conditions, impossibility and frustration, third party beneficiaries, assignment and delegation, and discharge.

**8040 Criminal Law** (3) Substantive aspects of criminal law; general principles applicable to all criminal conduct, then specific analysis of particular crimes; substantive defenses to crimes, including insanity, intoxication, mistake, necessity, legal duty, self-defense, and duress.

**8070 Legal Process** (2) Court structure; case analysis, case synthesis, and use of cases to predict and influence judicial decisions; legislative process; statutory interpretation; influence of judge as policy-maker; adversary system and lawyer's roles. Legal authority in periodic written exercises.

**8110 Legal Bibliography and Research** (1) Instruction in legal bibliography, citation form, and research methodologies, including computerized research. Identification and location of authorities required to prepare a law office memorandum relating to an identifiable legal problem. S/NC only.

**8111 Legal Writing and Advocacy** (2) Legal writing exercises, effective communication of ideas. Preparation of brief and oral argument.

**8660 Legal Profession** (2) The role of the lawyer in society and the ethical responsibilities implied in that role; admission to the bar, the organized profession, solicitation, advertising, unauthorized practice, conflicts of interest, decision to represent or withdraw as counsel; fiduciary relationship, advocacy and its limitations, fees, and disciplinary procedures.

**8130 Property I** (3) Freehold estates, future interests, concurrent ownership, leases; real estate contract and the deed; principles of personal property.

**8140 Property II** (3) The recording system, title assurance, easements, nuisance, lateral support, water rights, zoning and eminent domain.

**8180 Torts I** (3) Intended interference with person, assault and battery, false imprisonment, negligence, affirmative duties, immunities, actual causation, and contributory causes.

**8190 Torts II** (3) Negligence, result within the risk, or proximate causation; assumption of risk and contributory fault; interference with property, trespass, conversion; privileges; strict liability, lia-

bility of suppliers and contractors; misrepresentation; defamation; unjustifiable litigation; privacy; interference with contractual relations.

**Note:** Students who attend summer school during the summer immediately following the completion of first-year required courses need not take third semester required courses during that summer term even if such courses are offered.

**Additional Required  
Courses**

**8860 Income Tax I** (4) What is income; whose income is it; when is it income; how it is taxed (capital gains and losses, maximum and minimum tax); deductions and credits; rates (corporate, estate, and trust).

**Perspective Course Requirement:** One course among the following is required for graduation: American Legal History; Comparative Law; Criminal Law Theory; Environmental Law; International Law; Jurisprudence; Law and Economics; Law, Language and Ethics; Legal Imagination; and Tax Theory.

**Writing Requirement:** One upper-level course in which a substantial legal research paper under faculty supervision is written is required for graduation. This requirement may also be satisfied by a Directed Research project approved by the Academic Standards Committee or by a faculty approved comment or perspective written for the Law Review.

**Note:** No single course may be taken to satisfy both the Perspective Course Requirement and the Writing Requirement. These additional required courses may be taken at any time during the second or third year.



## Elective Courses

**8200 Administrative Law** (3) Administrative agencies and process; delegation and interpretation of powers; investigatory and rule-making procedures and requirements; adjudicative procedures, evidence, findings, stare decisis, and res judicata; exhaustion of remedies, ripeness and standing; review proceedings and scope of review.

**8125 Admiralty** (2) Admiralty courts and their jurisdiction; death and injury to persons; special provisions concerning various maritime workers; carriage of goods by ships; principles governing collisions and liability.

**8050 American Legal History** (3) Examination of historical development of the law, legal institutions, legal profession, and legal education from colonial times to present; historical relationship of legal system to society emphasized.

**8920 Antitrust** (3) Federal antitrust laws; monopolization, price-fixing, group boycotts, and anticompetitive practices generally; government enforcement techniques and private treble damage suits.

**8260 Bills and Notes** (2) Negotiable instruments, negotiability, transfer, holders in due course; equities and defenses; liability of parties; discharge; letters of credit; arts, 3, 4, and 5 of Uniform Commercial Code.

**8740 Business Associations** (4) An introduction to the legal forms of cooperative business enterprise, including agency, partnership, limited partnership, and the corporation.

**8760 Advanced Business Associations** (2) Prereq: 8740 Business Associations. Selected topics from the law of business associations.

**8015 Comparative Law** (3) A general introduction to the civil law systems of France and Germany, focusing on legal institutions, methodology and aspects of the law of obligations and commercial law.

**8280 Conflict of Laws** (3) Jurisdiction, foreign judgments, choice of law, constitutional limitations, renvoi, and classification.

**8310 Constitutional Law II** (3) Freedom of expression, association and religion; Fourteenth Amendment rights, excluding

rights of criminally accused, including discrimination as to race, sex, etc.; right to franchise and apportionment; concept of state action in matters of civil rights.

**8650 Copyright, Patent & Trademark** (3) Protection for intellectual property under federal and state law; patents, trademarks and trade names, trade secrets, copyright, tax considerations and international aspects.

**8055 Criminal Law Theory** (3) A study of the theoretical foundations of criminal law, including an examination of concepts of justice and morality and pertinent materials in the physical and behavioral sciences.

**8061 Criminal Procedure I** (3) Examination of police practices and the rights of persons charged with crimes. Topics include arrest, search and seizure, identification, interrogation, entrapment, electronic eavesdropping, right to counsel, and jury trial.

**8062 Criminal Procedure II** (3) Examination of pre- and post-trial procedures in a criminal case. Topics include bail, preliminary hearing, grand jury, prosecutorial discretion, discovery, speedy trial, plea bargaining, and post-conviction relief.

**8340 Debtor-Creditor Law** (3) Enforcement of judgments; bankruptcy and its alternatives for the business and the consumer; emphasis on the federal bankruptcy statutes.

**8905 Decedents' Estates** (3) Nature, creation, transfer, termination, and modification of trusts; fiduciary administration; intestate succession; validity, execution, mistake, revocation, probate and contest of wills; ademption, advancements and contribution of wills.

**8985 Directed Research** (1 or 2) By arrangement. Independent research by a student under direct supervision of an instructor; a student may take course maximum of once each year in last two years of study. Proposal must be approved by Academic Standards Committee.

**8815 Discrimination and the Law** (3) Comparison of race, sex and other invidious discriminatory practices as they affect political participation, education, employment, housing and other social and economic activities; emphasis

on legislative enforcement of post-Civil War Amendments to the Constitution.

**8490 Environmental Law and Policy** (3) Through methods of public policy analysis, course develops framework for understanding the responses of the legal system to environmental litigation, Clear Air Act, National Environmental Policy Act, and selected regulatory issues.

**8420 Evidence** (4) Rules regulating introduction and exclusion of oral, written, and demonstrative evidence, including relevancy, competency, impeachment, hearsay, privilege, judicial notice, presumptions, and burden of proof.

**8360 Family Law** (3) Survey of laws affecting the formal and informal family relationships; topics include premarital disputes, antenuptial contracts, creation of the common law and formal marriage, legal effects of marriage, support obligations within the family, legal separation, annulment, divorce, alimony, property settlements, child custody, child support, adoption, abortion, and illegitimacy.

**8460 Federal Courts** (3) Jurisdiction of the federal courts, and conflicts between federal and state judicial systems, including nature of judicial power, federal questions, diversity, removal, jurisdictional amount, choice of state or federal law, habeas corpus, abstention, enjoining state proceedings, appellate jurisdiction and joinder of parties and claims.

**8500 Future Interests** (3) The law of future interests, including reversions, remainders, possibilities of reverter and rights of entry, executory interests, construction of limitations, and rule against perpetuities.

**8510 Government Contracts** (2) Principles relating to government procurement, both federal and state, to include award, performance, and termination of contracts; administrative settlement of disputes arising under government contracts. Prereq: 8200 Administrative Law.

**8862 Income Tax II** (3) Partnership taxation; corporate reorganizations and distributions; transactions among corporations and shareholders. Prereq: 8860, Income Tax I.

**8863 Income Taxation of Entities** (2) An analytical and comparative study of the federal income taxation of trusts and their beneficiaries, partners and partnerships, Subchapter S corporations and their shareholders, and related topics. Prereq: 8860, Income Tax I; Suggested: 8862, Income Tax II.

**8530 Public International Law** (3) International agreements, organizations, recognition of states, nationality, territory, jurisdiction and immunities, claims, expropriation, force and war.

**8525 International Business Transactions** (3) Legal status of persons abroad, acquisition and use of property within a foreign country, doing business abroad as a foreign corporation, engaging in business with a foreign country, and expropriation or annulment of contracts or concessions.

**8535 Jurisprudence** (3) A comparative examination of legal theories including natural law, idealism, historical jurisprudence, utilitarianism, analytical jurisprudence, sociological jurisprudence, legal realism, and the policy science approach.

**8540 Labor Law** (4) Evolution of labor relations laws, rights of self-organization; employer and union unfair labor practices; strikes; boycotts and picketing, collective bargaining; public employee labor relations; internal union affairs; individual rights in labor relations; employment discrimination; federalism and preemption; unions and the antitrust laws.

**8990 Land Finance Law** (2) Financing devices such as mortgages, deeds of trust and land contracts; problems involved in transfer of interests subject to these devices, and the problems incurred in event of default; consideration also directed to contemporary problems arising in such areas as condominiums, cooperatives, housing subdivisions and shopping centers.

**8230 Law and Current Problems** (2 or 3)

**8565 Law & Economics** (3) Examination of the relationship between legal and economic thought, with particular emphasis on the use of economics in legal decision making and legal criticism.

**8560 Law, Language & Ethics** (3) Intermediate level jurisprudence-type course. Law as the mind's attempt to defend, direct, and administer human activity; exploration of ethical values underlying formal legal reasoning and legal concepts through the methods of epistemology.

**8590 Legal Accounting** (2) A course designed to familiarize law students with accounting problems and techniques, and to enable them to use and understand accounting information.

### Legal Clinic

Students are eligible to enroll in clinical courses after attaining third year standing in addition to meeting other specified prerequisites. Students may enroll in only one clinical course per semester and are limited to a total of two courses. It is recommended that students enrolled in the Introduction to Advocacy course take only one additional course offering.

**8746-56 Introduction to Advocacy** (8) Concentrated study of litigation with primary emphasis on trial problems and preparation. Basic trial strategy, discovery, presentation of evidence, voir dire, jury instructions, and opening and closing statements are among the topics addressed. Concentrated role-playing in simulated situations will be used in addition to the representation of actual clients. Ethical issues encountered by students during supervised fieldwork will be examined during the course and selected problems of professional responsibility will be analyzed and discussed. Each student enrolled shall elect either a civil or criminal work component. A student who has successfully completed one fieldwork component may be eligible to enroll in the other course during a subsequent semester.

**8746 Civil Component:** Prereq: Evidence 8420 and Civil Procedure 8010 and 8940, third year standing. This course explores the nature, function, dynamics and processes of lawyering and learning with an emphasis on the student's development of frameworks and models useful in evaluating his or her roles in the legal system. In addition to classroom work, the student is given an intensive supervised fieldwork experience in-

volving representation of clients with legal problems in the civil area.

**8756 Criminal Component:** Prereq: Evidence 8420, Criminal Law 8040, Criminal Procedure I 8061 or Criminal Procedure II 8062, third year standing. This course assists the student in understanding the criminal justice system and the advocate's role as criminal defense counsel. In addition to classroom work, the course includes supervised fieldwork requiring participation in criminal defense representation, usually at preliminary hearings and misdemeanor trials in the general sessions courts.

**8775 Advanced Advocacy** (4) Prereq: Introduction to Advocacy. This course will build on the lawyering and learning skills developed in Introduction to Advocacy by involving students in litigation and advocacy of greater complexity. When offered, the course will be limited either to those students who have completed the civil component or to those who have completed the criminal component of Introduction to Advocacy. Students who have completed the civil component will engage in supervised fieldwork in such areas as law reform, complex litigation, legislative drafting, and appellate practice. Students who have completed the criminal component will do supervised fieldwork involving representation of criminal defendants in felony trials and criminal appeals.

**8785 Economic Development** (5) Prereq: Business Associations 8740 and Income Tax II 8862 (Income Tax II may be taken concurrently with the Economic Development instructor's permission), third year standing. Students develop models and skills pertaining to the representation of corporations and businesses. Emphasis is placed on non-litigation skills such as negotiation, counseling, document preparation, business planning and representation before various state and federal agencies. Supervised fieldwork involves legal representation of community groups and small business ventures. Ethical issues encountered by students during their supervised fieldwork will be examined, as will selected problems of professional responsibility.



# The University of Tennessee College of Law Application for Admission

## Instructions

The College of Law admits beginning students at the start of the fall term. Applications for admission should not be filed prior to October 1 for the class entering the following fall term. Applicants are urged to file their applications as soon after October 1 as possible, and the application should be completed no later than February 1. Admission decisions will be made as soon thereafter as is practicable. **Unless the application is completed (application form, recommendations, LSAT score, and LSDAS summary received by the Admissions Office) by February 1, the applicant's chances of acceptance may be seriously prejudiced.** Supplementary information, such as senior year grades and receipt of your degree, should be submitted subsequently whenever available. To complete your application, you must:

- fill out and mail this application form together with an application fee of \$15.00

(check or money order payable to The University of Tennessee) to Admissions Office, UT College of Law, 1505 West Cumberland Avenue, Knoxville, Tennessee 37996. **Be sure to include your Law School Application Matching Form.** (Receipt of your application will be acknowledged by the Admissions Office.)

- arrange to take the Law School Admission Test and have your scores reported to the College of Law. Application forms and information concerning the test may be obtained by writing to: Law School Admission Test, Law School Admission Services, Box 2000, Newtown, Pennsylvania 18940. You should try to take the test before December of the year prior to your desired admittance.
- register with the Law School Data Assembly Service (LSDAS) by filing the LSDAS registration form. This registration

form and official transcripts from the Registrar's Office of all colleges or universities you have attended or are attending should be sent *not* to the College of Law, but directly to Law School Data Assembly Service, Law School Admission Services, Box 2000, Newtown, Pennsylvania 18940.

- arrange to have two recommendation forms sent to the Law College.
- submit a fee classification form (only if requested by the College of Law).

**NOTE:** Your application is not complete and cannot be acted upon until all of the above items have been received by the Admissions Office. It is the applicant's responsibility to ensure that they are received on time.

**Spacing in the Squares Below: Please print one letter or number to a square leaving one blank square between words. Abbreviate as necessary to stay within the allotted number of squares.**

## Personal Data

Social Security Number			Male		Female				
<input type="text"/>			1		2				
Your full name (Last)				(First)		(Middle)			
<input type="text"/>				<input type="text"/>		<input type="text"/>			
Birth State (if USA)				Birth Country (if not USA)					
<input type="text"/>				<input type="text"/>					
Your Permanent Telephone		PERMANENT Street Address							
Area <input type="text"/>		<input type="text"/>							
Your Permanent City				Permanent COUNTY of Residence (if USA)					
<input type="text"/>				<input type="text"/>					
Permanent State (if USA)			US Zip Code		Your Permanent Country (if not USA)				
<input type="text"/>			<input type="text"/>		<input type="text"/>				
Length of Residence at Permanent Address				Years <input type="text"/>		Months <input type="text"/>			
Present Telephone:			Your PRESENT Mailing Street Address (Enter SAME if same as permanent address)						
Area <input type="text"/>			<input type="text"/>						
Present City of Residence				Present State of Residence (if USA)					
<input type="text"/>				<input type="text"/>					
US Zip Code		Present Country of Residence (if not USA)				Years		Months	
<input type="text"/>		<input type="text"/>				<input type="text"/>		<input type="text"/>	
Discontinue use of Present Address after				Have you applied to any other law schools _____					
Month <input type="text"/>				If yes, please list _____					
Day <input type="text"/>				Year <input type="text"/>					
Year <input type="text"/>				Year <input type="text"/>					

Fee Enclosed (check one)

\$15.00 Required Admission Application Fee

\$ 0.00 No Fee Required (Fee paid within last 12 months)

Please indicate semester and year that you plan to ENTER the Law College

Fall Semester  Spring Semester  Summer Term

Are you applying for admission as a

First-year student  Transfer student  Transient

Please give year of any previous application to the Law College \_\_\_\_\_

Name of PARENT (Last) (First) (Middle)

[Grid for parent name]

PARENT'S Street Address (enter SAME if same as permanent address)

[Grid for parent street address]

PARENT'S City

[Grid for parent city]

State of Residence (if USA)

[Grid for state of residence]

US Zip Code

[Grid for US zip code]

Country of Residence (if not USA)

[Grid for country of residence]

Are you financially dependent on a parent?

Yes [ ] No [ ]

The following is needed by The University in reporting to the U.S. Department of Education. PLEASE CHECK ONE:

- 1 White/Caucasian 2 American Indian/Alaskan Native 3 Black 4 Hispanic 5 Asian/Pacific Islander

(Optional) Do you need special assistance during registration because of a physical handicap? [ ] yes [ ] no

If yes, describe briefly: \_\_\_\_\_

Are you a Tennessee Resident? Yes [ ] No [ ]

If not, what state? \_\_\_\_\_

Are you a Citizen of The United States? Yes [ ] No [ ]

Is your native language English? Yes [ ] No [ ]

TO BE COMPLETED BY APPLICANTS WHO ARE NOT UNITED STATES CITIZENS (INCLUDING PERMANENT RESIDENTS)

Alien Registration Number

[Grid for alien registration number]

Non-Immigrant Visa

[Grid for non-immigrant visa]

My signature certifies that I have made financial arrangements to receive \$\_\_\_\_\_ per month to meet all my expenses while attending The University of Tennessee.

Country of Citizenship

[Grid for country of citizenship]

Signature \_\_\_\_\_

Educational Data

List every college, university, graduate and professional school in which you have enrolled in order of attendance. Attach an additional sheet if required.

Table with columns: Name and Location (Most Recent First), City and State (or country), Zip Code (PLEASE!), Dates Attended From/To, Major, Degree Conferred/Year, Did you receive financial aid? (Yes/No)

Are you presently attending? [ ] Yes [ ] No

Have you ever been suspended or excluded from any college, university or institution of higher education? If the answer is yes, please include a separate sheet with complete details as to the facts and circumstances.

Have you ever been convicted of a felony? If the answer is yes, please attach a separate sheet giving complete details as to the facts and disposition of each such occurrence. You should be aware that states evaluate the moral character (including criminal record) of all applicants for admission to the bar.

If name will appear in any other form(s) on transcripts or other supporting documents, please enter Full Name (last/first/middle)

[Grid for full name]

[Grid for full name]

High School Name

City

State

US Zip Code

Country (if not USA)

Date Graduated from High School

Month [ ][ ]

Year [ ][ ]

If your diploma was awarded on the basis of the GED test, please check here [ ]



# The University of Tennessee College of Law Recommendation Form

To the applicant: Please fill in your name and social security number on each form and provide one form to each person whom you have asked to provide a reference. It is your responsibility to assure that all recommendations are received by the February 1 application deadline.

Name of Applicant \_\_\_\_\_

Social Security Number \_\_\_\_\_

To the recommender: Please fill in your Name \_\_\_\_\_

Address: \_\_\_\_\_

Position or Title: \_\_\_\_\_

How long and in what relationship(s) have you known the applicant. Please be as specific as possible.

\_\_\_\_\_

Please rate the applicant on the following scales in relation to other students, employees, etc., you have taught or known.

	Outstanding	Unusual	Good	Above Average	Average	Below Average	Unable to Estimate
	Top 5%	Top 10%	Top 25%	Top 40%	Middle 20%	Lowest 40%	
Intelligence: Analytical Powers Critical Facility Reasoning Ability							
Independence of Thought: Originality Imagination Creative Intelligence							
Effectiveness of Communication:  Oral:							
Written:							
Industry and Motivation: Persistence Self-Discipline							
Judgment & Maturity: Conscientiousness Common Sense							
Leadership Ability							
Overall Rating							

Over →

Please provide a candid evaluation of the applicant, including any of your observations of the applicant's intellectual and academic promise and character. If the space below is insufficient, please feel free to respond by letter.

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Signature

Date

This form should be sent directly to The University of Tennessee College of Law, Admissions Office, 1505 W. Cumberland Ave., Knoxville, TN. 37996-1330.

Thank you for your cooperation.



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Social Security Number \_\_\_\_\_

To the recommender: Please fill in your Name \_\_\_\_\_

Address: \_\_\_\_\_

Position or Title: \_\_\_\_\_

How long and in what relationship(s) have you known the applicant. Please be as specific as possible.

Please rate the applicant on the following scales in relation to other students, employees, etc., you have taught or known.

	Outstanding	Unusual	Good	Above Average	Average	Below Average	Unable to Estimate
	Top 5%	Top 10%	Top 25%	Top 40%	Middle 20%	Lowest 40%	
Intelligence: Analytical Powers Critical Facility Reasoning Ability							
Independence of Thought: Originality Imagination Creative Intelligence							
Effectiveness of Communication:  Oral:							
Written:							
Industry and Motivation: Persistence Self-Discipline							
Judgment & Maturity: Conscientiousness Common Sense							
Leadership Ability							
Overall Rating							

Over →

Please provide a candid evaluation of the applicant, including any of your observations of the applicant's intellectual and academic promise and character. If the space below is insufficient, please feel free to respond by letter.

---

Signature

Date

This form should be sent directly to The University of Tennessee College of Law, Admissions Office, 1505 W. Cumberland Ave., Knoxville, TN. 37996-1330.

Thank you for your cooperation.



List your approximate scores on the Scholastic Aptitude Test (SAT), American College Test (ACT), Graduate Record Examination (GRE) or similar tests other than the Law School Admission Test if these are known:

Name of test \_\_\_\_\_ Date \_\_\_\_\_ Score \_\_\_\_\_

Name of test \_\_\_\_\_ Date \_\_\_\_\_ Score \_\_\_\_\_

Have you taken the LSAT? \_\_\_\_\_ If so, when? \_\_\_\_\_ Score \_\_\_\_\_

List any significant scholastic honors received (Phi Beta Kappa, cum laude, prizes, etc.).

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List any significant extracurricular activities in college (athletic, literary, dramatic, debating, club, committee, administrative). Rank in order of relative importance to you.

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If you were employed while attending college, indicate the nature of your job and the approximate number of hours worked per week. Include employment during school vacations.

	Nature of Work/Employer	No. of hours/week
Freshman	_____	_____
Summer	_____	_____
Sophomore	_____	_____
Summer	_____	_____
Junior	_____	_____
Summer	_____	_____
Graduate	_____	_____
Summer	_____	_____

If it has been more than three months since you attended an educational institution, please describe in detail what you have been doing in the interval (military service, employment including name and address of employer, traveling, etc.). Attach an additional sheet if necessary.

Dates	Activity

Please indicate the names of the two people that you have asked to provide references. These should be people who know you well and are in a position to judge your capacity for graduate work in law (college instructors, employers, etc.). It is your responsibility to see that your references are received by the application deadline.

1. \_\_\_\_\_ 2. \_\_\_\_\_

In an essay of not more than 250 words, provide any additional information that you consider pertinent to your application, including personal or family background, motivation for the study of law, or how you feel you can make a distinctive contribution to the legal profession.

**To be Completed by All Applicants**

**I understand that withholding information requested in this application or giving false information may make me ineligible for admission to, or continuation in, The University of Tennessee. With this in mind, I certify that all the information contained in this application is true and complete.**

Date \_\_\_\_\_ Signature \_\_\_\_\_

<p>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. UTK does not discriminate on the basis of sex or handicap in education programs and activities which it operates, pursuant to the requirements of Title IX of the Education Amendments of 1972, Pub. L. 92-318; and Section 504 of the Rehabilitation Act of 1973, Pub. L. 93-112, respectively.</p>	<p>This policy extends to both employment by and admission to the University. Inquiries concerning Title IX and Section 504 should be directed to the Affirmative Action Director, 405 D Andy Holt Tower, University of Tennessee, Knoxville, TN 37996, telephone (615) 974-2498. Charges of violation of the above policy should also be directed to the Affirmative Action Director.</p>
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Students who have completed Trial Practice 8170 prior to taking Introduction to Advocacy will receive five hours of credit for taking the Introduction to Advocacy course. Students taking a second Introduction to Advocacy course will receive four hours credit instead of eight hours credit. Students who enroll in Economic Development after taking an Introduction to Advocacy course will receive four hours credit for Economic Development. Students enrolling after completing Economic Development will receive seven hours credit for Introduction to Advocacy.

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**8655 Legal Imagination** (3) A systematic study of literature and its application to accurate, fluent, and creative legal composition.

**8670 Legal Writing** (1) By arrangement. Academic credit for completion of a potentially publishable Casenote, Comment, or Perspective, for the Tennessee Law Review or participation as a member of a faculty supervised moot court competition. (S/NC) Legal writing will not be counted toward the total number of elective upper division courses that may be taken on an S/NC basis.

**8680 Legislation** (3) Examination of interpretation and drafting of statutes, legislative process, and legislative power. Judicial views on legislative process subjected to critical comparison with the realities of legislative process and applicable constitutional principles.

**8700 Local Government** (3) Distribution of power between state and local governmental units; sources of authority for limitations on local government operations; creation of local boundaries; home rule; problems represented by fragmentation of local government units; problems in the financing of local services; influence of federal programs on local government finance and decision making.

**8690 Modern Land Use Law** (2) Land use planning, nuisance, zoning, and eminent domain.

**8710 Natural Resources Law** (3) Selected materials on nature of interests, conveyancing, royalties, grants and reservations, leases and taxation.

**8770 Products Liability** (3) Negligence of manufacturer; strict li-

bility of manufacturer; liability of retailer and other suppliers; defectiveness and causation; disclaimers and contributory fault.

**8750 Remedies** (4) Study of judicial remedies, including damages, restitution and equitable relief. Consideration of availability, limitations and measurement of various remedies. One objective is a comparative evaluation of remedies available in various situations.

**8755 Selected Problems in Remedies** (3) Advanced course examining in-depth particular remedial problems. Specific course content will vary. Possible topics of study include civil rights injunctions, remedies in complex litigation (class actions and/or derivative suits), problems in restitution. Prereq: 8750 Remedies or permission of the instructor.

**8800 Sales and Secured Transactions** (4) Art. 2 (Sales) and Art. 7 (Documents of Title) of the Uniform Commercial Code. Brief survey of suretyship and guaranty; Art. 9 (Security Interests in Personal Property) of the Uniform Commercial Code.

**8820 Securities Regulation** (3) Advanced problems of government regulation of issuance of securities.

**8830 Social Legislation** (3) Course focuses on schemes other than traditional tort law for compensating victims of accidents, disability, and other maloccurrences. Major focus will be on Workers Compensation and no-fault systems of compensation in general, including in-depth coverage of modern Workers Compensation legislation. The remainder of the course addresses Social Security entitlements with particular attention to disability benefits and the administrative procedure for resolving such claims. Brief survey of medical assistance, welfare, and related matters.

**8855 Tax Theory** (3) A comparative study of the methods and purposes of governmental revenue collection through an examination of economic theory and various actual proposed schemes of taxation. Prerequisites: 8860 Income Tax I.

**8170 Trial Practice** (3) Criminal and civil litigation through simulation, with primary emphasis on trial problems and preparation; basic trial strategy, professional

responsibility, fact investigation, witness preparation; discovery and presentation of evidence, selection and instruction of juries, opening and closing arguments.

**8840 Wealth Transfer Taxation** (3) Transfers of wealth at death (estate tax) and during life (gift tax); generation skipping transfers; deductions and credits; inter-relationship of transfer taxation. Prereq: 8860 Income Tax I.

## Seminars

### 8910 Administrative Law Seminar

(2) In-depth study of principles of administrative law not covered in basic courses such as discretion, choice or adjudication or rule making to develop administrative policy, consistency in administrative action.

### 8240 Arbitration Seminar

(2) Arbitration of labor agreements; judicial and legislative developments, nature of process, relationship to collective bargaining, selected arbitration problems on various topics under collective agreements, and role of lawyers and arbitrators in the process.

### 8870 Business Planning Seminar

(2) Prereq: 8860, 8862, 8740, Income Tax I & II, Business Associations. Selected problems on corporate and tax aspects of business planning and transactions.

### 8875 Commercial Law Seminar

(2) Content will vary. On some occasions this will be a planning seminar in which students are required to plan and execute a complex commercial transaction, such as the sale and financing of major equipment. Other years seminar will focus on selected problems in commercial transactions, with students required to write a major research paper. Prereq: 8800 Sales and Secured Transactions.

### 8320 Constitutional Law Seminar

(2) Study and discussion of current constitutional law problems; original paper required; Prereq: 8300 Constitutional Law.

### 8930 Consumer Protection Seminar

(2) Selected problems in consumer protection.

### 8345 Criminal Law Seminar

(2) Advanced problems in criminal law and administration of justice.

### 8890 Environmental Protection Seminar

(2) Prereq: 8490, Environmental Law. Through

team-teaching and input of selected experts, course will focus on specific problems of litigating in defense of the environment and mobilizing public and private efforts in defense of the environment; problems of proving environmental impact of selected projects, interpretation and evaluation of scientific data, use of expert witnesses; attention will also be given to special environmental concerns of the region, e.g., TVA operations, strip mining, forest management, wildlife preserves.

**8400 Estate Planning Seminar** (2) Prereq: 8905 Decedents' Estates, 8840 Wealth Transfer Taxation. Problems of estate planning both *inter vivos* and testamentary; advantages and disadvantages of various types of ownership; the law and practice of fiduciary administration, insurance, wills, future interests, trusts, corporations, partnerships, and gifts as related to estate planning; research on assigned topics; drafting of estate plan for hypothetical fact situations.

**8570 International Law Seminar** (2) Study and discussion of current international law problems; paper required. Prereq: 8530 Public International Law.

**8545 Juvenile Law Seminar** (2) After examining the unique history and philosophy of the juvenile justice system, the course will consider jurisdiction, judicial and extra-judicial functions of the juvenile court, and various dispositional alternatives. Students will read judicial opinions and materials from fields of history, sociology and psychology. Knox County Juvenile Court will serve as laboratory for students, and professional staff from the Court will participate in seminar on a regular basis.

**8550 Labor Relations Law Seminar** (2) Study and discussion of selected labor relations law problems.

**8995 Land Acquisition and Development Seminar** (2) Alternative business forms will be assigned teams of students who will then prepare and present for seminar discussion all major documents (notes, deeds, prospectus, etc.) necessary to accomplish the acquisition or development of large pieces of raw land. Prereq: 8990 Land Finance.

**8580 Law and Current Problems Seminar** (2 or 3)

**8935 Law and Medicine Seminar** (2) Examination of the medical profession's involvement in judicial process, including: medical malpractice and alternatives to fault-based liability; responsibilities for disposition and care of dead bodies and legal practices governing organ transplantation; expert medical proof and testimony; medico-legal aspects of euthanasia; other more specific matters such as legal import of medical profession's various canons of ethics.

**8850 Law and Mental Health Seminar** (2) Introduction to psychiatric principles, role of psychiatrist, and relationship to role of legal counsel; assigned readings; field work in mental health clinic; jointly taught by law professor and psychiatrist.

**8960 Office Practice Seminar** (2) Techniques of law office management, methods and practice, including techniques in the preparation of various legal instruments, office accounting, interviewing and counseling, management of personnel.

**8845 Seminar in the Professional Competence of the Lawyer** (2) Exploration of typical situations in which malpractice claims arise, including third party claims, conflicts of interest, breach of fiduciary duties and the like; examination of difficult problems of proof including use of expert testimony, which is hallmark of much legal malpractice litigation.

**8955 Trade Regulation Seminar** (2) Study and discussion of selected problems arising under anti-trust laws and laws applicable to regulated industries.

### **Non-Law Elective Course Credit**

Eligible law students may receive credit toward the J.D. degree for acceptable performance in a maximum of three (3) upper-level courses which materially contribute to the study of law, taken in other departments at the University of Tennessee, Knoxville. Course selection and registration are subject to guidelines approved by the law faculty which

include the requirement that any such course be acceptable for credit towards a graduate degree in the department offering the course. Courses in which the primary content consists of substantive law will not be accepted for J.D. credit under this option.

A student shall receive two semester hours of credit for each non-law elective course successfully completed unless the law faculty specifies otherwise. Non-law courses will be credited on a Satisfactory/No Credit basis and a grade of B or better is required in order to receive a Satisfactory. Receipt or credit toward the J.D. degree for a non-law elective course will reduce the number of law courses which may be taken on a Satisfactory/No Credit basis. Students enrolled in the J.D.-M.B.A. degree program may not receive credit toward the J.D. degree for courses taken in other departments of the University except for those taken in conjunction with the dual degree program.

### **Foreign Study**

Second- or third-year students who desire to take law courses abroad during the summer for transfer credit at the College of Law may do so provided the program and courses they plan to take are approved in advance. The summer program must be sponsored by an approved American law school using, in substantial part, law professors from the United States. No more than eight semester hours may be earned for transfer credit at the College of Law. Grades received in summer foreign programs will not be transferred.

### **Course Offerings Subject to Change**

The necessity of adjustments to accommodate changing conditions may dictate modifications in the

course offerings and other features of the program described above. Accordingly, the College of Law reserves the right to make such variation in its program as circumstances may require. Prospective students who are interested in the precise course offerings at a given time or who desire other special information should make inquiry in advance.

## Lecture Series

The **Distinguished Visitor Program** brings recognized scholars, jurists, and practitioners to the College of Law for short periods to visit classes and engage in informal discussions with students and faculty. In 1984 Professor Brian Hogan, of Leeds University, England, spoke on "Mens Rea in the Criminal Law." Dean Rusk, former U.S. Secretary of State and now the Samuel H. Sibley Professor of International Law at The University of Georgia made a two day visit to the college in the spring of 1984. Rusk, who holds degrees from Oxford University and Columbia, was Secretary of State from 1961 to 1969.

1986 also brought to the College the **Third Annual Entertainment Law Symposium**. The two-day program brought prominent practitioners from throughout the country to share their expertise on the music industry and sports law.

The **Alumni Distinguished Lecture in Jurisprudence** is made possible through the contributions of alumni and other friends of The University of Tennessee College of Law to the college's endowment fund. The endowment is intended to enrich our students' extra-curricular activities. Our speakers have given life to this purpose. In 1975, Harry W. Jones, Cardozo Professor of

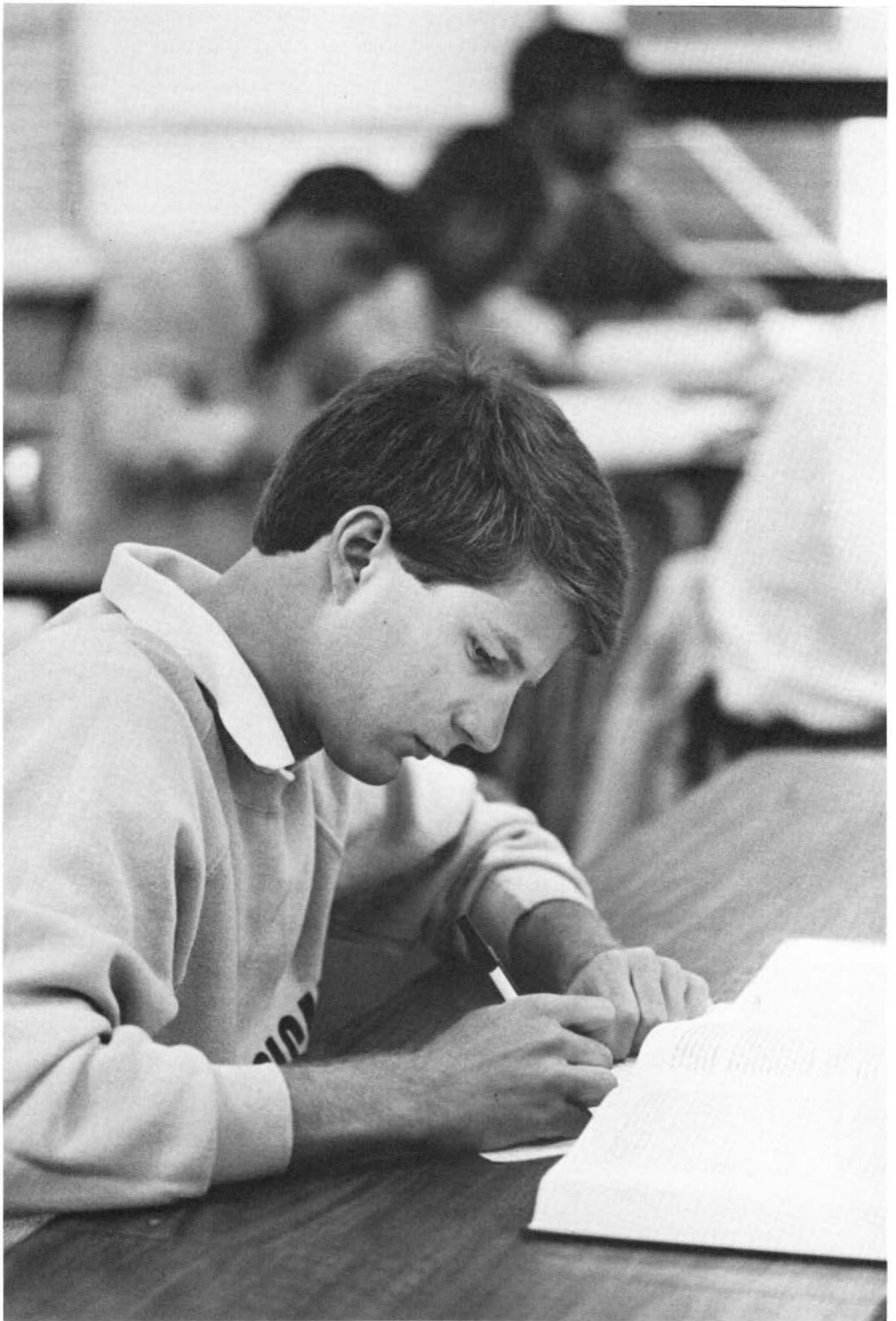
Jurisprudence at Columbia University School of Law, delivered an address entitled "Our Uncommon Common Law," a stimulating historical and cultural perspective on the role of the common law. The 1976 address, "Fundamentals of American Criminal Procedure," was delivered by Monrad G. Paulsen, John B. Minor Professor of Law at the University of Virginia and Vice President for Legal Education at Yeshiva University's Benjamin Cardozo School of Law.

"Criminal Law and the Modern Consciousness" was the subject of the 1977 address delivered by Francis A. Allen, Edson R. Sunderland Professor of Law at the University of Michigan and formerly Professor of Law at the Harvard and University of Chicago Law Schools. The holder of this lectureship for 1978 was Charles Black, Jr., Sterling Professor of Law, Yale Law School, who spoke on the subject of "Law as Art." Morton Horwitz, Professor of Law at Harvard University, delivered the fifth lecture in this series in the spring of 1979 on "The Problem of Causation and the Decline of the Classical Theory of Adjudication."

The spring 1980 lecture, the sixth in the series, was delivered on the topic, "Other People's Morals: The Lawyer's Conscience" by John T. Noonan, Jr., Professor of Law at the University of California School of Law, Berkeley. The seventh annual lecture was delivered in the fall of 1981 by Professor Ernest Gellborn of the University of Virginia School of Law. The topic was "Regulatory Reform and the Federal Trade Commission." Our 1984 speaker was Professor Hendrik Philip Visser't Hooft, Professor of Philosophy of Law and Methodology of Law at Utrecht University, The Netherlands. Professor Visser't Hooft spoke on "The Theory of

Justice and Our Obligations Professor James Boyd White of the University of Michigan delivered the Spring, 1986 address. Professor White spoke on "Forms of Thought: Economics and Law."

The **Charles Henderson Miller Lecture in Professional Responsibility** has been established at the Law College to honor Professor Emeritus Charles Miller, who founded the University of Tennessee Legal Clinic in 1947 and served as its director until his retirement in 1975. Professor Thomas Ehrlich, former Dean of the Stanford Law School and then President of the National Legal Services Corporation, delivered the opening lecture in the series in the fall of 1978. Robert B. McKay, Director of the Institute of Judicial Administration and Director of the Justice Program, Aspen Institute for Humanities Studies, continued the series with his address in the spring of 1981. In the Fall of 1985, Julius Chambers, Director-Counsel of the NAACP Legal Defense and Educational Fund addressed the College of Law.



## **STUDENT ORGANIZATIONS**

The Tennessee Law Review  
Moot Courts  
The Student Bar Association  
Student Legal Assistance Program  
Law Women  
Lawyers' Guild  
Black Law Student Caucus  
Association of Trial Lawyers  
The Forum  
Legal Fraternities  
Christian Legal Society  
The Federalist Society

### **The Tennessee Law Review**

The *Tennessee Law Review* is a legal periodical published quarterly by the faculty and students of the College of Law. Candidates for the *Review* are selected from the second-year law class on the basis of scholarship and writing ability. The editorial board of the *Review* is composed of upper-class students.

The *Review* offers an excellent opportunity to those students with the requisite legal aptitude and industry to do legal research and writing of a scholarly and practical nature. Notes and comments upon important recent decisions are prepared by each student editor under the supervision of the law faculty and are published in the *Review*.

### **Moot Courts**

All students are eligible to compete for a place on various intra- and inter-law school Moot Court teams. There is an annual Law Day Competition and the College of Law participates in the *National Inter-Law School Moot Court Competition*. Regional winners in this competition compete in final arguments at the national level. Teams from the Law College have frequently won honors in the regional competition, and in 1976 UT's team won the final round of the national competition in New York City. The 1981 team composed of Wanda Glenn, Tom Slagle, and Luann Smith again took top honors in this prestigious competition. The 1982 team of Tom Slagle, Luann Smith, and Scott Rose placed second in the nation.

Similar programs are conducted by the *Jessup International Law Moot Court Competition*, the *Giles Sutherland Rich Patent Law Moot Court Competition*, the *Frederick Douglass Moot Court Competition*, the *Wagner Labor Law Moot Court Competition*, and the *Irving R. Kaufman Securities Law Moot Court Competition*.

The *Advocates' Prize Moot Court Competition* was established through the generosity of a good friend of the College of Law. After extensive intra-school competition final arguments are made at the annual Law Day program.

Customarily, a panel of three judges hears the final arguments. In 1986 the panel was led by the Honorable Harry Wellford, Judge, U.S. Court of Appeals for the Sixth Circuit. Other panel members were the Honorable James Jarvis, Judge, U.S. District Court for the Eastern District of Tennessee and the Honorable W.J. Michael Cody, Attorney General for the State of Tennessee.

In 1985 the College initiated the Ray H. Jenkins trial competition as part of its Law Week Activities. Prizes are awarded on the basis of outstanding brief, best oral argument, and best appellate advocacy team.

For further practical experience, students are encouraged to visit the courts of all types (criminal, civil, equity, state, and federal, including the Court of Appeals of Tennessee and the Supreme Court of Tennessee) which hold their sessions in the city of Knoxville.

The *Moot Court Board* is composed of third-year students who have demonstrated appellate advocacy ability through various inter- and intra-school competitions. The Board develops the problem and coordinates all the activities for the *Advocates' Prize Moot Court Competition* and is involved in the selection of other Moot Court teams representing the Law College. In order to increase the development of advocacy skills, the Board has developed a videotape library. In addition, the Board sponsors various trial and appellate court hearings at the Law College. The Tennessee Court of Appeals has for the past five years regularly held one day of "live" appellate arguments in the College.

### **Student Bar Association**

The UT Student Bar Association is the representative voice of the students of the College of Law. All students may join the SBA and participate in its activities.

The SBA supervises the locker rental program and operates the SBA Bookmobile, through which law students may buy and sell used law books. The SBA also administers the Alan Novak Memorial Emergency Loan Fund which provides short-



term, interest-free loans to law students in need.

Throughout the year the SBA sponsors speakers, films, student-faculty coffees, and various social functions. The SBA also develops a student directory for its members and sponsors a student advisor program for all first-year students. In addition, the SBA coordinates a broad range of Law Week activities each Spring.

### **Student Legal Assistance Program**

"SLAP" is an organization of law student volunteers who serve as student defenders within the University community. It provides opportunity to develop advocacy skills as well as providing needed representation to University students. Most of the student defenders' caseloads involve the defense of undergraduate students accused of violating University Standards of Conduct. This requires prehearing investigation and preparation of cases for adjudication, as well as familiarization with and implementation of appropriate University procedure, including written briefs and oral argument.

### **Law Women**

The Law Women organization offers a diversity of programs, with speakers on legal topics such as assertiveness training, police work, and spouse beating. Law Women also offers the opportunity to work in community and University projects. It provides informative assistance to the Rape Crisis Center, and in conjunction with the Women's Center and other University departments has sponsored conferences on women in education, employment discrimination, and women's health. It also provides information pertaining to current litigation and pending legislation of interest to women.

Law Women engages in projects with other schools, and members regularly attend the regional and national conferences on women and the law.

### **East Tennessee Lawyers' Guild**

The East Tennessee Lawyers' Guild is a group of law students interested in using their legal skills to serve the total community and to promote basic political and economic change. The ETLG is a chapter of the National Lawyers' Guild. A speakers program has brought people to the law school to discuss issues ranging from reform of conditions at the local jail to national lobbying efforts against repressive legislation. Members see the Guild as a place where they can get support and cooperation for concerns as diverse as environmental protection, public interest law, minority rights, and personal adjustment to legal study.

### **Black Law Student Association**

The University of Tennessee Black Law Student Association is a Chapter of the National Black Law Students Association. Devoted to the articulation and promotion of the needs and goals of Black law students at The University of Tennessee, the Association strives to increase the awareness and commitment of the legal profession to the Black community. Skills are developed by participation in events such as the *Frederick Douglass Moot Court Competition*, community projects, and conferences. Finally, the Association is concerned with dispensing information pertaining to legal study to interested Black students, and with soliciting and awarding funds, grants, and scholarships to Black law students.

### **Association of Trial Lawyers of America—Student Chapter**

The goal of the Student Chapter of the Association of Trial Lawyers of America is to provide students with exposure to the field of trial advocacy through the use of speakers and other educational programs. Membership in the organization also affords students the opportunity to participate in seminars and other programs offered by the National and State Trial Lawyers Associations.

### **The Forum**

As the student newspaper of the Law College, the *Forum* seeks to provide a vehicle for the expression of student views on a wide range of subjects. Constructive criticism is encouraged and numerous questions concerning curriculum, teaching methods, and grading practices have been aired through this medium.

### **Legal Fraternities**

Two of the largest national legal fraternities maintain active chapters at the College of Law. The Roosevelt Inn of Phi Delta Phi Legal Fraternity was established at the Law College in 1919. The McReynolds Chapter of Phi Alpha Delta Legal Fraternity was founded at the College in 1916. The fraternities foster a consciousness of the ideals of the legal profession.

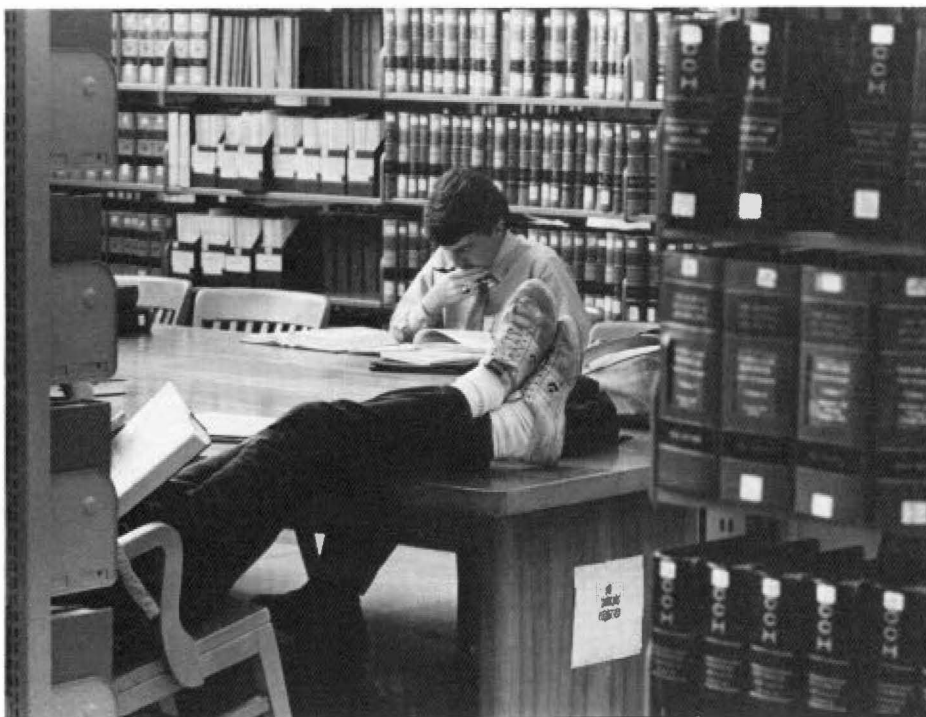
The legal fraternities have traditionally played a leading role in College of Law affairs, professional as well as social. Round-table discussions and lectures feature addresses by prominent speakers drawn from the legal profession and from commerce and industry. A "ride-along" program with the Knoxville Police Department is also sponsored.

### **Christian Legal Society**

The Christian Legal Society is a recognized student organization in the University of Tennessee system. The society conducts weekly meetings, annual retreats, and invites guest lecturers to the College. The purpose of the Christian Legal Society is to give serious, honest, and intelligent consideration to the role the Christian lawyer plays in today's legal system, while also providing Christian fellowship for students.

### **The Federalist Society**

The University of Tennessee Chapter of the Federalist Society for Law and Public Policy Studies is an organization of conservatives founded on the principles that the State exists to preserve freedom, and that the separation of powers is central to our Constitution. In cooperation with the national Federalist Society, The University of Tennessee Chapter participates in national and regional symposia, an active speaker's bureau, job opportunities program, and public interest research. The Society seeks to create a conservative intellectual network extending to all levels of the legal community.



# ADMISSION

Requirements  
Procedure  
Transfers

## Requirements for Admission

Each applicant must hold a baccalaureate degree from an accredited four-year institution by the time of matriculation at the College of Law. Admission to the College of Law is competitive. In evaluating applicants, the Admissions Committee considers grade-point averages (GPA), Law School Admission Test Scores (LSAT), and other indicators of success in law school and the legal profession.

The College of Law affords major weight to an applicant's Combined Score ( $13 \times \text{GPA} + 1.25 \times \text{LSAT}$  for new test scores,  $130 \times \text{GPA} + \text{LSAT}$  for old test scores). An applicant's GPA for admission purposes is computed on the basis of all baccalaureate work attempted toward the initial undergraduate degree. More recent undergraduate academic work may be weighted more heavily when an applicant has demonstrated substantial improvement in academic performance. When an applicant has taken the LSAT more than once, the College of Law may average the scores.

In cases where competing applicants' GPA and LSAT are substantially equivalent, the College of Law considers indicators of strong motivation for the study of law and the likelihood that an applicant will make a distinctive contribution to the legal profession highly important. Among these indicators are a student's writing ability, work experience, extracurricular activities, references, and an essay about the personal and family background of the applicant.

Traditionally, the percentage of permanent Tennessee residents in the student body has been approximately 80 percent, and these Tennesseans come from all parts of the state. While it seeks to have an appropriate proportion of out-of-state students in its professional program, the College of Law recognizes that its primary responsibility is to provide adequate opportunities for qualified citizens of Tennessee to pursue a legal education. In consequence of this obligation, the College of Law has

afforded and will continue to afford priority to qualified Tennessee applicants in the admission process. Admission standards are therefore more stringent for out-of-state applicants.

Although the College of Law places substantial emphasis on the combined score ( $\text{multiplier} \times \text{GPA} + \text{LSAT}$ ) in making admissions decisions, we also recognize our special responsibilities to assure meaningful access to a legal education to qualified applicants who are members of minority groups who have been historically underrepresented in the legal profession. With this in mind, special consideration may be given to applicants who are members of such minority groups and who meet minimum admissions requirements where the facts of each individual case indicate a reasonable likelihood of success as a law student. In this regard, the College will consider academic ability, motivation and maturity as evidenced by such factors as prior educational background, extracurricular experiences, work experiences, and other relevant data. The College of Law may accept applicants who have successfully completed a Council on Legal Education Opportunity (C.L.E.O.) summer institute or other recognized summer program. In no case is an applicant admitted unless it appears there is a high probability of success as a law student and practicing attorney.

## Procedure

### Law School Admission Test

All applicants for admission as beginning law students must take the Law School Admission Test given by the Law School Admission Services in cooperation with leading law schools throughout the country.

The test may be taken before application is made for admission to law school. Applications to take the test must be sent directly to the Law School Admission Services, Box 2000, Newtown, Pennsylvania 18940. Tests are normally given in October, December, February, and June, and are held in many centers throughout

the United States. All tests are scheduled to be held in The University of Tennessee College of Law. In general, applications should be filed with the Law School Admission Services not later than one month prior to the examination date. Requests for the LSAT application may be sent to the Law School Admission Services or the College of Law.

Prospective students should take the test *no later than December* of the year prior to expected admission, as this is the latest test date which will still permit scores to be received by February 1st.

### **Law School Data Assembly Service**

Applicants for admission must register with the Law School Data Assembly Service (LSDAS) by completing and mailing the registration form, which may be obtained from the College of Law or directly from the Law School Admission Services. A transcript from each college attended should then be sent, not to the law school, but directly to:

LSDAS  
Law School Admission Services  
Box 2000  
Newtown, Pennsylvania 18940

The LSDAS will analyze the transcript and send a copy to this law school and others designated on the registration form. If the transcripts do not show a degree, you will be asked to submit a final transcript showing the award of a bachelor's degree directly to the law school. Senior year grades which are received after transcripts are sent to LSDAS may also be submitted for consideration in the admission process by sending transcripts directly to the Law College Admissions Office.

In the LSAT/LSDAS registration packet, you will find Law School Application Matching Forms. To preserve your rights to privacy, your LSDAS report will not be released to any school that does not furnish your Law School Application Matching Form. The University of Tennessee

College of Law cannot process your application without a Law School Application Matching Form. Therefore, please attach or enclose the form with your application. If you do not, the processing of your application will be delayed until the form is received. Applicants must allow three weeks after submission of the matching form for receipt of the LSAT score and LSDAS summary.

### **Dates of Admission**

The College of Law accepts beginning students for the fall term only. Applications for admission should not be filed prior to October 1 for classes entering the following fall. Applicants are urged to file their applications as soon after October 1 as possible, and the application should be completed no later than February 1. Admissions decisions will be made as soon thereafter as practicable.

**Unless the application is completed (that is, application form, references, LSAT score, and LSDAS Summary received by the Admissions Office) by February 1, the applicant's chances of acceptance may be seriously prejudiced. Applicants must allow at least three weeks after receipt of the application and LSDAS matching form by the Admissions Office for transmission of the LSAT score and LSDAS summary.**

### **Student Identification Number**

(Social Security Number): An individual student number is required for identification of each student's record. The University began using the social security number as the student identification number prior to January 1, 1975, and federal law allows continued use of this number. If you do not have a social security number, please obtain one from your local Social Security Office before submitting the application. If a student does not desire his or her social security number to be used, a student identification number will be assigned. For prompt and accurate retrieval of records and for conducting business about their own



records, students and alumni must give their student identification number. Student identification numbers, whether social security number or assigned number, are used administratively within the university only, and are not given to third parties without the expressed consent of the student concerned.

### **Transfers**

The Admission Committee will review all applications for transfer with advanced standing from students in good standing at law schools accredited by the American Bar Association. The Committee will consider the applicant's undergraduate academic record, law school admission test score, law school record and reason for seeking to transfer. The Committee will not normally consider an application for transfer prior to the completion of one full year of academic work at another law school.

Transfer applicants may be admitted at the beginning of any term. To apply for admission with advanced standing, a student should submit to the College of Law an application, LSAT score report, undergraduate transcripts, law school transcripts indicating class rank, a letter of good standing from the Dean or Registrar of the law school previously attended, their law school bulletin, and a letter indicating the

reason for seeking to transfer.

Admission as a transfer student is competitive. Transfer applicants who wish to enter in the fall should complete their applications, including all grades, by July 1.

Transfer students may receive, at the discretion of the faculty, up to two years of academic credit for work successfully completed at their former law schools. The last academic year (two resident semesters and a total of at least 28 semester hours) must be completed at the College of Law.

The grade-point average of transfer students will not be included in calculations of class standing. Transfer students will be given a ranking equivalent to that of the member of the graduating class whose grade-point average is closest to that of the transferee.

### **NOTICE**

Applicants for admission to the College of Law should be aware that all states evaluate the moral character (including any criminal record) and academic accomplishment of all applicants for admission to the bar.

Each applicant should obtain information concerning the character and other qualifications for admission to the bar in the state in which he or she intends to practice.

# **FINANCIAL INFORMATION**

**University Fees  
Living Expenses  
Deposits  
Loan Funds  
Work Study  
Scholarships**

## University Fees

University fees are determined by the Board of Trustees and are subject to change without notice. The general fees in effect are as follows:

**MAINTENANCE FEE** (all students)  
Fall and Spring Semester: \$790  
Summer Term: \$527

**TUITION** (additional for out-of-state students)  
Fall & Spring Semester: \$1216  
Summer Term: \$811

**NOTE:** In lieu of the above charge for tuition and/or maintenance fee, part-time students may elect to pay fees computed by the semester hour credit (or audit) at the rates shown below, total charge not to exceed the regular maintenance fee for in-state students or the maintenance fee plus tuition for out-of-state students.

### *In-State Students*

\$115 per semester hour or fraction thereof; minimum charge \$230.

### *Out-of-State Students*

\$234 per semester hour or fraction thereof; minimum charge \$468.

## UNIVERSITY PROGRAMS AND SERVICES FEE

Fall and Spring Semester: \$98  
Summer Term: \$45

All students taking in excess of eight semester hours per semester will be assessed a University Programs and Services Fee of \$98 per semester. Part-time students taking eight semester hours or fewer will be assessed at the rate of \$4 per semester hour or fraction thereof (minimum charge of \$8) but are not entitled to admission to general activities programs and will be assessed for the use of the health clinic.\* This fee is not refundable.

The University Programs and Services Fee for the summer term will be \$45. Part-time students taking eight semester hours or fewer will be assessed at the rate of \$4 per semester hour or fraction thereof (minimum charge \$8) but are not entitled to admission to general activities programs and will be assessed for the use of the health clinic.\*\*

Typical total semester fees for a student taking a full load are, therefore, \$888 for in-state students

and \$2,104 for out-of-state students.

## GRADUATION FEE

Graduating students must pay a \$30 diploma fee during their last semester.

## Living Expenses

In addition to the University fees, expenses at The University of Tennessee vary greatly according to the habits of the individual student. It is estimated that the average cost of living expenses for an in-state student will total about \$7,914 for an academic year of two semesters. This includes all necessary expenditures, but does not include clothing, travel expenses, or pocket money. Out-of-state students should add about \$2,368 to this figure.

## Deposit

Due to the large number of applicants, a \$50 deposit may be required of students admitted to the College of Law. The deposits, when required, will apply toward the first semester's fees when the student registers in the College of Law. *When an applicant is accepted, he or she will be advised of the necessity of making a deposit and of the deadline which must be met to save a place in the entering class.* No deposit will be required prior to April 1. Deposits will be refunded if notice of inability to matriculate is given at least sixty (60) days prior to the beginning of the term for which the applicant has been admitted.

## Delayed Registration

Students are reminded that they should complete registration, including financial arrangements with the Treasurer's Office, within the scheduled registration days. Late registration fees, reinstatement service fees, deferred payment service fees, and other fees are set out in the appropriate section of the *University General Catalog*. Absences will be counted beginning

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\*Students registered for six semester hours or more may pay \$98 and have a full activity card.

\*\*Students registered for six semester hours or more during the summer may pay \$45 and have a full activity card.



with the first day of classes. No student will be admitted later than one week after the beginning of any term.

### **Loan Funds**

Students in the College of Law are eligible to make use of the University loan funds. There are three types of loans available to University students: the National Direct Student Loan, the University of Tennessee Loan, and the Guaranteed Student Loan. Applications will be accepted from incoming freshmen as well as upper-class students. Information and application forms should be obtained from the Financial Aid Office of The University of Tennessee.

### **Work-Study**

The University administers work opportunities under the federal College Work-Study Program. Eligible students may obtain research positions with law faculty members to supplement their incomes through legal research and writing. Requests for applications should be directed to the University Financial Aid Office.

### **Scholarships**

Scholarships administered by the College of Law are awarded once every academic year. The determination of first-year recipients is made in June for the following academic year. The awards are payable in installments commencing



with fall term and terminating with spring term.

Scholarships will be awarded only to students who take at least twelve (12) hours each term. If a student who has been awarded a scholarship takes less than twelve (12) hours in a given term, the scholarship may be subject to cancellation by the Scholarship Committee.

Financial aid information will be mailed from the Law College Admissions Office as soon as it becomes available. Students must submit financial information forms to the appropriate offices no later than April 1. Students need not apply for specific scholarships; Financial Aid applicants will automatically be considered for all scholarships for which they are eligible.

### **THE JOHN W. GREEN SCHOLARSHIP**

By his will, the late John W. Green established several law scholarships which are to be awarded in recognition of unusual ability in the general development of character, ambition to excel, and interest in the general development and advancement of the ethical standards of the legal profession.

These scholarships are awarded annually by the faculty of the College of Law to those members of the three law classes who possess to a marked degree those qualities and academic ability and character as above provided.

### **OTHER SCHOLARSHIPS**

**The Judge Joseph N. Hunter Memorial Scholarship** has been established by Mrs. Joseph N. Hunter in memory of her husband, the late Judge Joseph N. Hunter of Chattanooga. This is to be a three-year award and, as interest funds become available, will be granted to a deserving entering student who has attended The University of Tennessee at Chattanooga for undergraduate work.

**The Robert L. McKnight Memorial Scholarship in Labor Law** has been established by the partners in the firm of McKnight, Hudson, Lewis and Henderson of Memphis in memory of their late partner Robert L. McKnight. This scholarship will be awarded annually to a third-year law student who has manifested an interest in and has given promise of distinction in the practice of labor law.

**The Chancellor Glenn W. Woodlee Scholarship Fund** was established by the will of the Honorable Glenn W. Woodlee, Chancellor of the Twelfth Chancery Division of Tennessee, an active and loyal alumnus of the College of Law. Awards will be made annually to a worthy law student or a student entering the College of Law to aid him or her in obtaining a legal education.

Awards will entitle the holder to an amount at least equal to the full resident fees for an academic year, and are made on the basis of scholarship, character, and need. Chancellor Woodlee suggested that "potential scholastic development be given consideration equally with prior scholastic attainment."

**The A.J. Graves Memorial Scholarship Fund** has been established by Mrs. A.J. Graves in memory of her husband, an alumnus of the College of Law, member of the Knoxville Bar, and a long-time Senator in the General Assembly of Tennessee. The scholarship will be awarded by the College of Law Scholarship Committee to a law student or a student entering the College of Law on the basis of scholarship, character, and financial need.

**The George S. Child, Sr., Memorial Law Scholarship** has been established by his sons, Judge George S. Child, Jr., Colonel John L. Child, and Robert M. Child. Mr. Child and his three sons all graduated from UT College of Law. It shall be awarded by the College of Law Scholarship Committee to a student showing potential professional ability as a lawyer and having financial need. Grade-point average or academic achievement shall not necessarily constitute a condition of consideration.

**The Hyman Scholarship**, established by Arthur B. Hyman of the New York City Bar, an alumnus of the College of Law, will be awarded annually to a law student or a student entering the College of Law. The award will be made on the basis of scholarship, character, and financial need.

Under the provision of the will of Florence S. Hyman of New York City, the Arthur B. Hyman Scholarship Fund of \$5,000 has been established. This fund will provide a second Hyman Scholarship which will be awarded annually to a law student or a student entering the College of Law. It will be made on the basis of scholarship, character, and financial need.

**The Knoxville Auxiliary to the Tennessee Bar Association** has established an endowed scholarship fund for the College of Law. Annual scholarships shall be awarded to first-year students based upon academic merit and financial need.

**The Robert L. Forrester Memorial Scholarship** has been established in memory of Robert L. Forrester, a prominent attorney in Watertown, Tennessee, by his son, Nelson Forrester. The scholarship will be awarded on the basis of character, scholarship, and financial need.

**The Judge George Caldwell Taylor Memorial Scholarship** has been established by the family in memory of Judge George Caldwell Taylor, Judge of the United States District Court, Eastern Division of Tennessee, member of The University of Tennessee Board of Trustees, and an alumnus of the College of Law. The scholarship will be awarded to a law student or a student entering the College of Law who is a citizen of the state of Tennessee. It will be awarded on the basis of scholarship, character, and financial need.

**The Charles A. and Myrtle Warner Memorial Scholarship Fund** has been established by Dean and Mrs. Harold C. Warner, in memory of Dean Warner's parents. The award will be made annually on the basis of scholarship, character, and financial need to law students or students entering the College of Law.

The alumni of the College of Law have established the **Harold C. Warner Centurion Endowment Fund**. The income from this fund will be used to provide scholarships for deserving students. The awards will be made by the Scholarship Committee.

**The Howard H. Baker, Sr. Memorial Fund** has been established by friends and relatives in memory of Howard H. Baker, Sr., Congressman from the Second Tennessee District for many years and an alumnus of The University of Tennessee College of Law. At the time that this fund is large enough to provide a scholarship from income, an award will be made annually on the basis of scholarship, character, and need to a law student or a student entering the College of Law.

**The James Thurman Ailor Memorial Scholarship Fund** has been established by the Ailor family in honor of the late James Thurman Ailor, a 1940 Law College graduate and Knoxville attorney who was killed in World War II while serving with the 77th Infantry in the Pacific Theatre. The award is made annually on the basis of scholarship, character, and need. The **Judge Thurman Ailor Emergency Assistance Fund** has been established by Earl S. Ailor in honor of his father, a 1913 graduate of the College of Law and a former judge of the Tennessee Court of Appeals, Eastern Section. This fund is to serve the purpose of emergency assistance to law students with a substantial financial need.

**The Daniel Hanley Testerman Memorial Scholarship** has been established in memory of Daniel Hanley Testerman, College of Law alumnus and prominent Knoxville attorney and realtor, by his family and friends. It is awarded biennially to a second- or third-year law student interested in real estate law. Selection is based upon financial need and scholarship.

A portion of the income from the **Frederick T. Bonham Foundation** has been designated for recruitment of minority students. Mr. Bonham, a native Knoxville, was a 1909 graduate of The University of Tennessee.

**The H.L. Hendricks Memorial Scholarship in Law Endowment Fund** has been established by the colleagues, family and friends of H.L. Hendricks, former Senior Assistant General Counsel of the Aluminum Company of America. As funds become available the Scholarship Committee will select a student who shows promise of being a worthy member of the legal profession but whose finances might otherwise make it impossible to attend law school. This may be a one, two, or three-year award.

**The E. Bruce and Mary Evelyn Foster Scholarship in Law** was established to



honor Mr. Foster on the occasion of his fiftieth year of practice. The scholarship is to be awarded to second or third year law students with primary consideration for the award being scholastic achievement.

**The Clyde W. Key Memorial Fund** was established in memory of Mr. Clyde Winston Key. This award is made to deserving applicants on the basis of scholarship and need.

**The Carl W. Miller Memorial Student Assistance Fund** was established in memory of the late Judge Carl W. Miller. Recipients of this award are to be currently enrolled students at the College of Law and will be selected on the basis of financial need, academic merit and potential.

**The Morton, Lewis, King and Krieg Scholarship Fund** was established by the firm of Morton, Lewis, King and Krieg to honor Harold C. Warner, Counsel to the firm and former dean of the University of Tennessee College of Law. This scholarship is to be awarded to worthy applicants on the basis of scholarship and financial need.

**The Charles D. Snapp Scholarship Fund** was established by Mrs. Sara L. Snapp in honor of her husband, the late Charles D. Snapp. The recipient of this scholarship is to be a third-year law student who is in the upper 25% of his or her class and possesses the academic and personal ability to excel in the legal field.

**The W.H.H. Southern Memorial Law Scholarship** was established by the will of Donald B. Southern, a Knoxville attorney, in memory of his father, W.H.H. Southern. The scholarship is to be awarded to a currently enrolled student based on scholastic achievement and financial need.

**The Winick Legal Research Fund** has been established by a gift from Mr. and Mrs. Bernard E. Bernstein to honor the memory

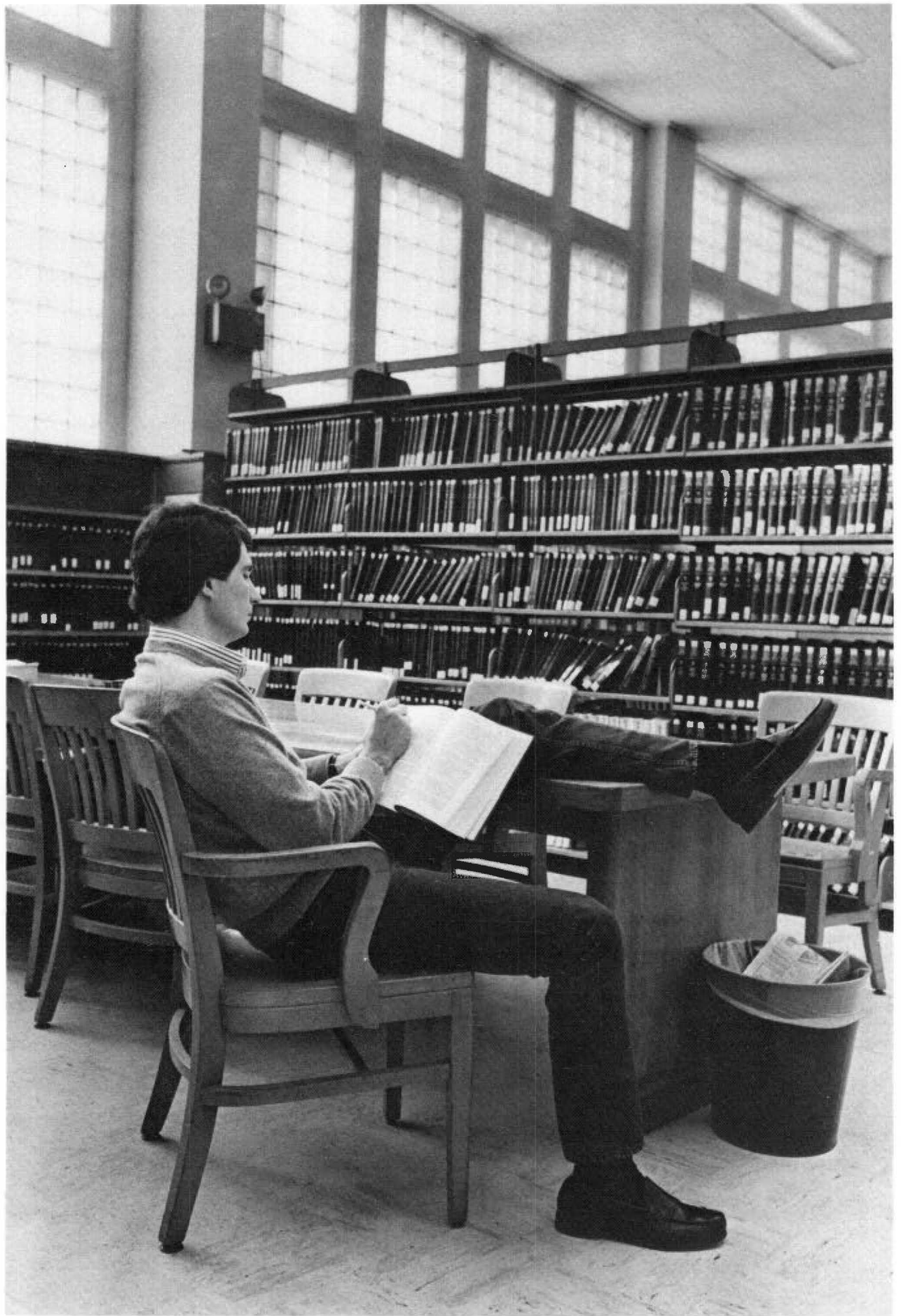
of Ben R. Winick, a 1918 graduate of the College of Law. When a student, Mr. Winick helped found the organization which became the present Legal Aid Clinic. The income of the fund will be used to enable selected faculty members and students to engage in legal research and service projects which will benefit the administration of justice, legal scholarship and the community. The recipient of each award will be designated a Winick Fellow during the term or terms covered by the award.

**The William H. Wicker Law Scholarship Fund** was established in recognition of William H. Wicker, a former Dean at the University of Tennessee College of Law. This scholarship will be awarded to deserving students on the basis of academic achievement and financial need.

**The Southeastern Bankruptcy Law Institute** has endowed a scholarship which is to be used to promote the study of bankruptcy, creditor's rights and commercial law.

**The Hunton and Williams Law Scholarship** was first awarded in 1985. It is made possible by annual gifts from the Knoxville office of Hunton and Williams. The scholarship is awarded to students on the basis of a combination of need and merit.

**The Frank W. Wilson Memorial Scholarship** is named for a distinguished jurist who graduated from the University of Tennessee College of Law in 1941. Donations from many friends and family members established this endowment fund to honor the memory of Frank Wiley Wilson, who served over twenty years on the federal bench of the U.S. Court for the Eastern District of Tennessee. The scholarship will be awarded to a student who exemplifies the qualities of this special alumnus.



## **UNIVERSITY SERVICES**

Orientation and Counseling  
Career Planning and Placement  
Housing  
The Student Center  
Health Services  
Military and Air Science

## **Orientation and Counseling**

The Student Bar Association, in cooperation with the faculty, sponsors a program for entering law students. The objectives and aims of the College of Law, the *Tennessee Law Review*, the Order of the Coif, the student organizations and legal fraternities, the functions of the Legal Clinic, and techniques in adapting study habits to the College of Law curriculum are discussed as part of this orientation program.

Each student is assigned a faculty advisor upon registration at the College of Law. Choice of courses, schedule problems, and personal problems of study and law school techniques are all within the scope of the advisory service. Students are encouraged to make contact with their advisors early in their academic careers.

In addition, the facilities of the University Student Counseling Service and the University's specialized services for improving reading skills and study habits are available to Law College students. Various testing services will assist in appraising aptitudes and abilities.

## **Career Planning and Placement**

The College of Law provides career counseling and placement services to assist the student who is seeking a clerkship, the recent graduate who is beginning a legal career, and the alumnus who desires a career change. Interest in University of Tennessee students and graduates for clerkships and permanent positions extends throughout Tennessee and the United States.

The on-going activities of the Career Planning & Placement Office include workshops on interviewing skills and resume writing, recruiting legal employers for on-campus interviews, participating in the Southeastern Law Placement Consortium, which draws top legal employers from across the country, maintaining a resource library and coordinating all law related employment opportunities.

Although a job upon graduation is never guaranteed to any graduate from law school, the Career Planning & Placement Office strives to provide resources to enable every student to obtain satisfactory employment. A student's success in seeking appropriate employment will to a large extent be determined by the time and effort expended. Therefore, early use of the Career Planning & Placement Office is encouraged to enable students to channel the time and effort which will result in a successful job search.

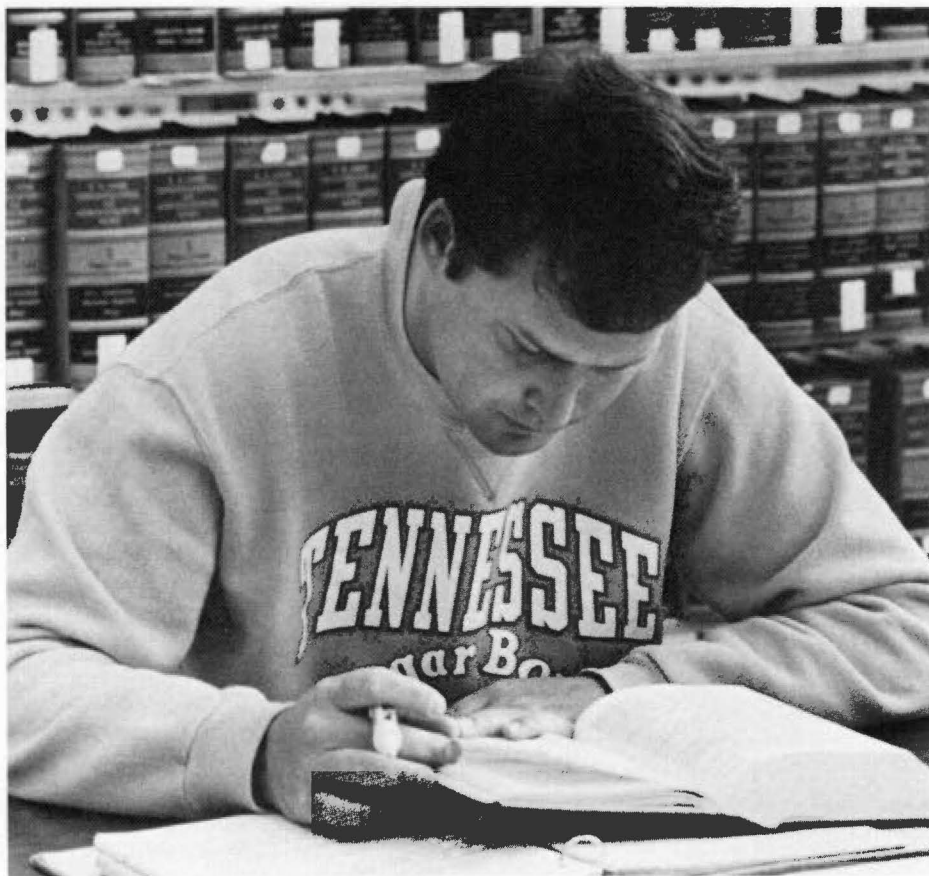
Publication of information on the employment and salaries of graduates is required by federal regulations. The most recent available data come from an employment survey of graduates for the academic year 1984-85. Results indicate that of those graduates responding to the surveys 96 percent of those available and seeking work had found employment. The average starting salary of those providing salary information was approximately \$25,000.

## **Privileges**

Students in the College of Law have the same privileges and are subject to the same regulations as other University students. They may attend classes in other colleges of the University without additional charge, subject to approval of the Dean of Admissions and the student's College of Law advisor. They also have equal privileges with students in other colleges of membership in University organizations, the use of the gymnasium, Student Aquatic Center, and the University libraries.

## **Housing**

UNIVERSITY APARTMENTS. The University has provided excellent apartment facilities in several locations for married students with or without families. Apartments not required to house married students are made available to single graduate and professional students. Information and application for these facilities may be secured from the Office of Rental Properties, 107 South Stadium Hall, University of



Tennessee 37996. Inquiry should be made as early as possible as space is limited.

#### OFF-CAMPUS HOUSING.

A listing of off-campus housing available to students is provided by the Off-Campus Housing Office, 344 University Center, University of Tennessee 37996. The University does not inspect or approve these facilities. The terms and conditions for the rental of off-campus housing are between the student and the landlord. Students living in off-campus housing are expected to observe the same rules of conduct and standards that are applicable to all students.

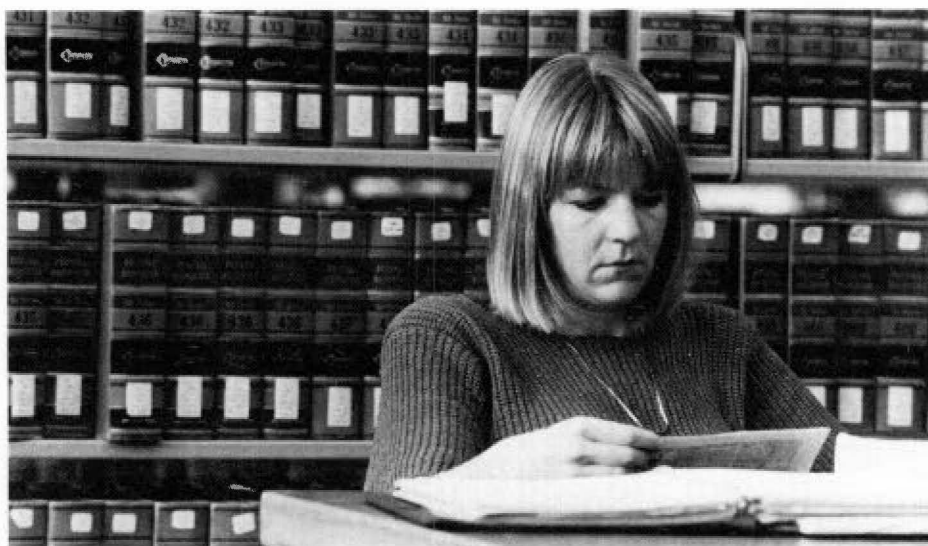
**RESIDENCE HALLS.** Due to the fact that the hall opening and closing schedules of all residence halls coincide with the University quarter calendar and not the semester calendar used by the Law College, law students applying for on-campus housing are faced with some minor limitations. Law students may only reside in Melrose Hall and the apartment residence halls, which

are provided primarily for upperclass and graduate students, as these are the only halls that are open during both the Christmas and spring breaks. Law students will temporarily reside in a pre-determined hall prior to the regular fall opening of their assigned hall.

Further information can be obtained from Housing Office, 405 Student Services Building, University of Tennessee, 37996. All inquiries or applications should indicate clearly that you will be a student in the College of Law.

#### **The Student Center**

Directly across from the College of Law is the Carolyn Brown Memorial University Center. Law students are invited to use all of the facilities of this modern University meeting place. In addition to housing most student organization offices, lounges, meeting rooms, and recreational facilities, the Center contains the University post office, a grill, cafeteria, bookstore, and supply store.



### **Student Health Services**

Health services provided by the University are available to any student who has paid the health fee (either through paying the full University Programs and Services Fee or paying the optional health fee). These outpatient services are available continuously throughout every term.

The Health Service has a regular staff of primary-care physicians, nurses, laboratory and X-ray technicians of Tennessee licensure. Outpatient services in the fields of general practice and psychiatry are available on a full-time basis while specialty consultants in dermatology, surgery, and gynecology are available on campus through referral by a staff physician. Care beyond that provided by the regular staff can be arranged for the student if desired. Those students requiring allergy injections may arrange to receive them at the clinic.

Virtually all medical services at the campus clinic are provided to eligible students at no additional cost while charges are made for some services such as X-rays, lab tests, and injections received through the evening/weekend clinic at The University of Tennessee Memorial Hospital.

The primary clinic at 1818 Andy Holt Avenue maintains scheduled daytime hours Monday through Friday. Emergency care during evenings and weekends is

available through the Emergency Room Student Health Clinic at The University of Tennessee Memorial Hospital except during the breaks after summer and fall quarters. Ambulance and transportation service for the campus is provided by the Campus Police.

Students requiring hospitalization are generally admitted by an appropriate specialist to The University of Tennessee Memorial Hospital unless other arrangements are desired. Since inpatient care is sometimes necessary, it is important for the student to have hospitalization insurance. Student group health insurance is available and may be purchased during a designated period at the beginning of each term.

Health Service personnel will cooperate with students and family physicians in ensuring the continuity of quality health care during the university career.

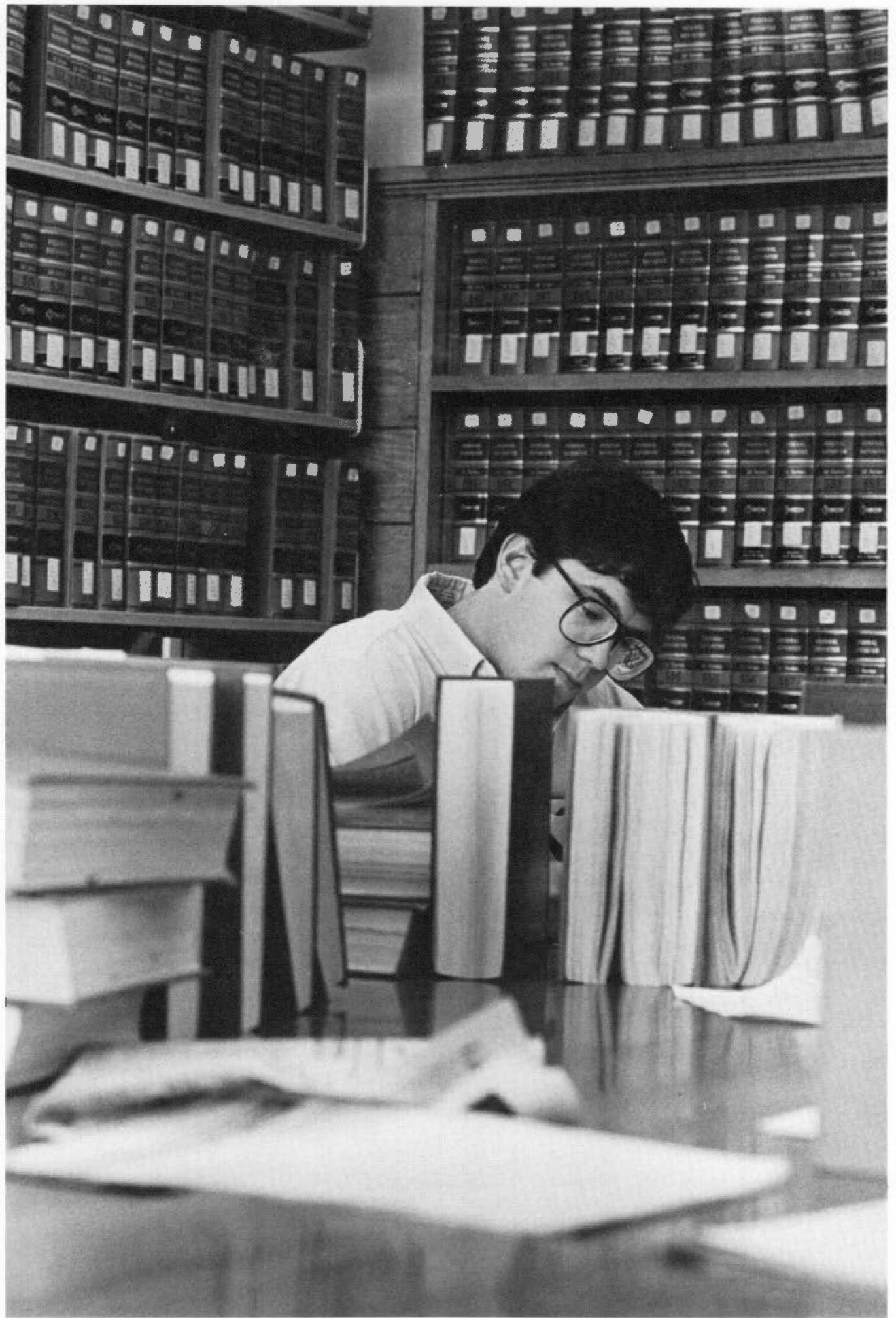
### **Military and Air Science**

Law College students who are desirous of pursuing advanced work in military or air science may do so while attending the College of Law. Such courses are administered as a regular part of the ROTC program at The University of Tennessee. Students interested in this program should communicate directly with the respective Departments of Military Science or Air Science.



## **ACADEMIC POLICIES AND HONORS**

The Degree of Doctor of Jurisprudence  
The Dual J.D.-M.B.A. Degree  
The Honor Code  
Academic Honors



## Academic Policies

### Degree of Doctor of Jurisprudence

The degree of Doctor of Jurisprudence will be conferred upon candidates who complete, with a grade point average of 2.0 or better, six semesters of resident law study and earn eighty-four (84) semester hours of credit, including the required courses. The required average must be maintained on the work of all six semesters and also for the combined work of the grading periods in which the last twenty-eight (28) hours of credit are earned. The normal maximum period for a full time law student to complete requirements for the J.D. degree is five years. Any exception to this rule must be approved by the Dean or the Dean's designee.

### Residence Requirements

A student shall receive one semester of residence credit for any semester in which he or she is enrolled for at least ten hours of course work and successfully completes at least nine hours. A student who successfully completes at least five hours of course work during the summer term shall receive one-half (½) a semester of residence credit. A student will receive proportional residence credit for any semester in which fewer than ten (10) hours are carried or nine (9) hours are passed or for the summer term if fewer than five (5) hours are passed. To be eligible to receive the J.D. degree, candidates must earn at least the last twenty-eight (28) semester hours of credit in residence at the College of Law.

### Attendance Requirements

**FULL-TIME STUDY OF LAW.** All students are expected to be full-time students. A full-time student is one who devotes substantially all of his or her working hours to the study of law. A student may not work in excess of 20 hours per week while attending school on a full-time basis.

### CLASS ATTENDANCE.

Regular and punctual class attendance is an important part of the learning process and is expected. Students should be aware that an instructor may bar a student from taking an examination or may lower a student's grade because of excessive absences.

### FIRST-YEAR COURSE LOAD.

Full time study and regular sequence of required courses are ordinarily expected. The curriculum of the first three semesters of law school is designed to provide students with an integrated academic experience and relatively uniform background for upper class courses. Accordingly, all first year students, except those participating in the first-year tutorial program, are required to take the prescribed full course load. Third semester students must take the required third semester courses in that semester or a previous summer term. Variances from these requirements may be granted. Under the standards and procedures set forth below.

Variances will only be granted in unusual circumstances.

1. Prior to commencement of legal education a variance from the first-year course load will be granted to an entering law student:
  - (a) by the Dean or the Dean's designee upon determining that the student suffers from a handicap that makes full-time study impracticable, or
  - (b) by the Variance Committee upon determining that a denial of a variance would result in substantial hardship to the student or his or her family.
2. After commencement of legal education the Dean or the Dean's designee may grant a variance of the required course load or sequence to a student who has already matriculated at the College of Law if emergency, substantial hardship, or other unusual circumstances make a variance appropriate.

### Procedures

1. Hardship Factors—Factors relevant to a determination of substantial hardship include (but are not limited to) the need to care for children or other family members, the effect that being a full-time student will have on family income and indebtedness, and the impact that being a full-time student will have on the student's long-term career objectives.
2. Petition for Variance—Petitions for permission to vary the required program of the first three semesters should be submitted to the Student Records Office. When the petition is based on hardship,

it must indicate what steps have been taken to alleviate the hardship and why other remedies are not reasonably feasible. In the event a variance is granted, the Dean or the Dean's designee will determine (subject to any requirement established by the Variance Committee) the student's course load, the sequencing of required courses, and which, if any, upper-class courses may be taken before all first-year courses are completed.

3. Five Year Rule Applicable—A student who is granted a variance is expected to comply with the ordinary rule requiring completion of requirements for the J.D. degree within a period of five years. Waivers of the five-year requirement may be granted only in accordance with procedures established under that rule.

**UPPER CLASS COURSE LOAD.** Following completion of the first-year prescribed courses, a full time student shall complete at least twelve (12) hours each semester enrolled with the exception of the summer term.

If a student who completes the required first-year courses subsequently fails to complete twelve (12) hours in any one semester, the student may not thereafter be allowed to register for more than sixteen (16) hours in any one semester, provided, however, that if a student has failed to complete the required twelve (12) hours because of emergency, temporary hardship, or other unusual circumstances, the faculty may waive the sixteen (16) hour maximum limitation. Completion means receiving a grade or credit.

### MAXIMUM COURSE LOAD.

The maximum course load for a law student is eighteen (18) hours in any one semester. During the summer term, the maximum course load is seven (7) hours.

### Grading Policy

Grades at the College of Law are on a numerical basis from 0.0 to 4.0. A grade of 0.9 or below is a failure.

### TEMPORARY GRADES.

When for good cause shown (such as serious illness or other disability), a student fails to complete all requirements for a course in which he or she is

enrolled, the course instructor may assign the student a temporary grade of "I" (incomplete).

A student receiving this grade should arrange with the instructor to take whatever action is needed to remove the grade at the earliest possible date, and in any event, within one year after the course was attempted. A grade of "I" which is not removed within the next succeeding year in which the student is enrolled will revert to a 0.0. However, a student need not be formally enrolled at the College of Law to remove a temporary grade by examination.

#### **SATISFACTORY/NO CREDIT OPTION FOR ELECTIVE COURSES.**

A student may take a limited number of elective law courses on a Satisfactory/No Credit basis in the following circumstances:

- A) The student has completed 34 semester hours of law work toward the Doctor of Jurisprudence degree;
- B) The student is not on academic probation; and
- C) The election to take a course on an S/NC basis is made prior to the Add Deadline. The student may not thereafter change the grading option.

A total of two law electives may be taken on a S/NC basis if no law related courses are applied toward the J.D. degree. If one law related course is applied toward the J.D., then only one elective law course may be taken on a S/NC basis.

Students electing the S/NC basis must meet all requirements imposed on students taking the course on a regular grade basis, e.g., attendance, term paper, recitation, etc. Examinations and other work of students electing a S/NC basis shall not be graded separately or differently from that of other students.

For purposes of S/NC grading, satisfactory shall mean a grade of at least 2.0. A student electing S/NC who makes 2.0 or above shall receive credit for the course, but the grade shall be recorded as S and will not be used in determining grade average. A student electing Satisfactory/No Credit who makes below 2.0 will receive NC for the course and neither the grade nor the hours of the course will be used in computing grade average or hours credit.

A course taken on a S/NC basis may be used to satisfy a prerequisite only if a grade of 1.0 is achieved. Required courses may

not be taken on an S/NC basis.

Non-law courses must be taken on an S/NC basis and for the purpose of the limitation on the number of S/NC courses that a student may take, a non-law course for which credit is received is counted as two-thirds ( $\frac{2}{3}$ ) of a course. Thus, a student may take three non-law courses only if no Law College courses are taken on an S/NC basis but may take only one non-law course if one Law College course has been taken on an S/NC basis. A student should be aware that if two non-law courses are taken, no Law College course may be taken on an S/NC basis.

**REPEATING COURSES.** A student may repeat a course which he or she has completed, provided that no course may be repeated in which the student has earned a 2.0 or better on a graded basis or a Satisfactory on an S/NC basis. The course must be repeated on the same grade basis (either numerical or S/NC) as originally taken. A student repeating a course in which credit was earned (either S or 1.0 or better) will receive no additional credit toward completion of the total hours required for graduation. Both grades, however, will appear on the transcript, and in the case of a numerical grade, both grades will be computed when determining cumulative average. A student who repeats a course in which an NC was originally received will not be deemed to be using one of his or her two S/NC opportunities.

#### **Auditing Courses**

Space permitting, a student otherwise regularly enrolled may audit a course with the permission of the instructor.

#### **Maintenance of Satisfactory Record**

Students in the College of Law must maintain a satisfactory academic record. The following rules apply to probation and academic ineligibility.

**EXCLUSION OF FIRST-YEAR STUDENTS.** No first-year student will be excluded from the College of Law for academic reasons prior to the completion of two semesters of academic study. A student who fails to achieve an overall average of at least 2.0 upon completion (receipt of grade) of the first two semesters of academic study shall be excluded. Such exclusion shall occur regardless of whether the student has obtained permission to vary the first-year full course load.

**PROBATION AND EXCLUSION OF UPPER CLASS STUDENTS.** To remain in good standing, a student must maintain at least a 2.0 average on the work of any one semester and overall. For any grading period other than a student's first semester, a student who receives a grade point average of below 2.0 for a grading period or who fails to maintain a cumulative grade point average of at least 2.0 shall be placed on academic probation for his or her next grading period. If a student receives a grade point average below 2.0 for a grading period in which the student is on academic probation, the student shall be excluded from the College of Law.

A student placed on probation should withdraw from all extracurricular activity at the University and, if employed, should curtail or eliminate his or her employment or reduce his or her academic load proportionately. Students on probation may not hold office in any professional or social fraternity, in the Student Bar Association, or in any other similar organization or activity.

#### **Readmission of Academically Ineligible Students**

A student who has been excluded from the law school because of poor academic performance may petition for readmission, and may be readmitted on a satisfactory showing that he or she (1) is capable of performing academically at the level required for graduation, (2) has identified the problems that led to his or her exclusion, and (3) has taken sufficient steps to prevent those or similar problems from interfering with his or her performance in subsequent semesters.

A student who has been excluded once may be readmitted by the vote of the law faculty or a student faculty committee. A student who has been excluded more than once may be readmitted only by a vote of the faculty.

Readmission may be granted upon such terms and conditions as the faculty in its discretion shall deem appropriate. However, a student who is readmitted following academic exclusion shall resume his or her studies on academic probation for the grading period for which readmission is granted.

#### **Withdrawal from Courses**

A student's permanent record will show only those courses for which the student is registered on the fifteenth day after the

beginning of classes. A student may withdraw without cause from any upperclass course that is not oversubscribed at any time prior to the fourteenth day following the first day of a grading period. However, if a course is oversubscribed at the close of the first day of registration, a student may withdraw from that course without cause only until the end of the day preceding the last day for adding courses. The list of courses subject to this early withdrawal deadline will be maintained in the Student Record Office. A student may withdraw from a course at any time up to and including the fourteenth day only by executing a change of registration slip and submitting it to the Student Record Office. A drop slip processed through any other part of the University will not be recognized. The signature of the Dean or his designee is required. If withdrawal from a course or from the College of Law occurs after the fourteenth day withdrawal deadline, the grade of W will automatically be entered on the student's record.

In addition, a student may withdraw from a course at any time upon good cause shown to the Dean or his designee. Adequate cause for withdrawal includes a clear demonstration that one of the following conditions exists: a) illness or injury as verified by the student health service or private physician; b) serious personal or family problems as verified by the student's family, minister, physician, etc.; c) necessary change in work schedule as verified by the student's employer; d) financial inability to continue at the University; or e) call to active military service. A student will not be permitted to withdraw from a course simply to avoid a poor grade. The failure to complete a course from which a student has not withdrawn prior to the withdrawal deadline or with the consent of the Dean upon good cause shown will result in a grade of 0.0 for that course.

A student wishing to withdraw from the College of Law must present the request to the Dean of the College of Law or the Dean's designee. If the request is approved, the Student Record Office will enter the appropriate change on the student's permanent record and provide written notification to the course instructor(s) and the student's advisor. To complete official withdrawal from the college, the

student must also report to the Student Counseling Service, 900 Volunteer Boulevard, to be cleared through the Treasurer's Office, University Housing, and other University service centers.

### **Re-Enrollment of Students Who Voluntarily Withdraw from the College of Law**

Any student who enrolls in the College of Law and voluntarily withdraws shall be re-enrolled as a matter of right provided he or she has completed at least one full semester of study and was eligible to continue at the time of withdrawal, and he or she seeks to re-enroll within one year of withdrawal and gives the College of Law at least one semester's notice of intention to re-enroll. A student who withdraws prior to the completion of all courses that are required to be taken in a specified semester may only re-enroll in a semester in which the uncompleted courses are offered and such courses shall be taken. In addition, the faculty shall have the same power to determine what upper division courses such a student may take as it possesses when a variance is granted to a first-year student.

Students who voluntarily withdraw from the College of Law who have not completed one semester of work or who do not seek to re-enroll within one year shall be considered for readmission with regard to presently prevailing admission standards, reasons for withdrawal, law school records, and all other relevant factors.

### **Dual J.D.-M.B.A. Degree Program**

The College of Business Administration and the College of Law offer a coordinated dual degree program leading to the conferral of both Doctor of Jurisprudence and Master of Business Administration degrees. A student pursuing the dual program is required to take fewer hours of course work than would be required if the two degrees were to be earned separately.

**ADMISSION.** Applicants for the J.D. - M.B.A. program must make separate application to, and be competitively and independently accepted by, the College of Law for the J.D. degree, the Graduate School and College of Business Administration for the M.B.A. degree, and by the Dual Degree Committee.

Students who have been

accepted by both colleges may commence studies in the dual program at the beginning of any grading period subsequent to matriculation in both colleges, provided, however, that dual program studies must be started prior to entry into the last twenty-eight (28) semester hours required for the J.D. degree and the last twenty four quarter hours required for the M.B.A. degree.

**CURRICULUM.** A dual degree candidate must satisfy the graduation requirements of each college. Dual degree students withdrawing from the dual degree program before completion of both degrees will not receive credit toward graduation from each college for courses in the other college except as such courses qualify for credit without regard to the dual degree program. For students continuing in the dual degree program, the J.D. and M.B.A. degrees will be awarded upon completion of requirements of the dual degree program.

The College of Law will award a maximum of eight semester hours toward the J.D. degree for courses taken in the College of Business Administration. A student shall receive two semester hours of credit for each such course successfully completed unless the law faculty specifies otherwise. Two of the eight semester hours must be earned in Accounting 5030 or a more advanced accounting course. If College of Law credit is given for such accounting course, the dual degree student may not receive College of Law credit for Legal Accounting (Law College course 8590).

The College of Business Administration will award credit toward the M.B.A. degree for acceptable performance in a maximum eight (8) semester hours of approved courses offered by the College of Law. Semester hours will be converted into quarter hours for credit in the College of Business Administration on a ratio of two (2) semester hours equaling three (3) quarter hours.

Except while completing the first-year courses in the College of Law, students are encouraged to maximize the integrative facets of the dual program by taking courses in both colleges each year.

**AWARDING OF GRADES:** For grade recording purposes in the College of Law for graduate business courses and in the College of Business Administration

for law school courses, grades awarded will be converted to either Satisfactory or No Credit and will not be included in the computation of the student's grade average or class standing in the college where such grades are converted. The College of Law will award a grade of Satisfactory for a graduate business course in which the student has earned a B grade or higher and a No Credit for any lower grade. The College of Business Administration will award a grade of Satisfactory for a College of Law course in which the student has earned a 2.3 grade or higher and a No Credit for any lower grade. Grades earned in courses of either college may be used in a regular graded basis for any appropriate purpose in the college offering the course. The official academic record of the student maintained by the Registrar of the University shall show the actual grade assigned by the instructor without conversion.

### **The Honor Code**

All students who enter the law college are governed by a code of academic conduct that gives the rights and duties of law students and provides the procedures to be followed in case of alleged violation. The law college and university reserve the right to take other disciplinary action when required.

## **ACADEMIC HONORS.**

Highest academic honors will be awarded to students graduating with a cumulative grade point average of 3.4 or better. High honors shall be awarded to students graduating with a cumulative grade point average of 3.0 or better who are in the top 10% of their graduating class. Honors shall be awarded to students graduating with a cumulative grade point average of 2.8 or better and who are in the top 25% of their graduating class but who do not receive high honors.

### **The Order of the Coif**

The Order of the Coif is a national law school honor society, election to which depends upon exceptional scholastic attainment. Only those students who, at the time of their graduation, are among the first tenth of their class are eligible. Election is made by the law faculty and is the highest honor regularly conferred by the College of Law.

### **Awards**

**The Frank B. Creekmore Memorial Award** has been established by the Creekmore family and friends in memory of Frank B. Creekmore, a prominent Knoxville attorney. The award is made annually to a second-year law student on the basis of financial need and promise for the general practice of law in Tennessee.

**The Knoxville Auxiliary to the Tennessee Bar Association** offers each year an award of \$500 to the law student who has the highest scholastic average in his or her first year of work at the College of Law.

**The Herbert L. Davis Memorial Trust Fund** offers each year an award of \$100 to the law student who has the highest scholastic average for his or her first two years of work in the College of Law.

**The Southern Title Insurance Company Real Property Prize** will be offered annually by the Southern Title Insurance Company to that student enrolled in the College of Law who submits the best Memorandum of Law on a topic selected by the Prize Committee of the College of Law faculty. The award is in the amount of \$500.

**Michie/Bobbs-Merrill Law Publishing of Charlottesville, Virginia,** offers as a prize a copy of *Tennessee Code Annotated* to the student who has attained the

highest average during three years of law study.

**Callaghan and Company** of Chicago offers as a prize a copy of *Brown on Personal Property* to that student who has attained the highest average during his or her junior year in the College of Law.

The editors of the **United States Law Week** have established an award consisting of a year's subscription to *Law Week* for the member of the senior class who makes the most scholastic progress during his or her senior year.

**The Lawyers Cooperative Publishing Company** of Rochester, New York, and the **Bancroft-Whitney Company** of San Francisco, joint publishers of *American Jurisprudence*, offer \$100.00 gift certificates to students receiving the highest grades in each subject.

In memory of **Cyril A. Soans**, Edwin M. Luedeka has established a prize of \$200 to be awarded for the best paper by a law student on a topic pertaining to the protection or regulation of intellectual property.

**The West Publishing Company**, of St. Paul, Minnesota, offers annually a selected title from its Hornbook Series to that member of each of the three classes who achieves the highest scholastic average in his or her class.

**The West Publishing Company**, of St. Paul, Minnesota, offers annually a selected title of *Corpus Juris Secundum* to that member of each of the three classes who has made the most significant contribution toward overall legal scholarship.

"The Advocates' Prize" is awarded to the winning team in a year-long intraschool Moot Court Competition. The prize is in honor of six trial attorneys who distinguished themselves and their profession in the practice of law in the Knoxville area. They are **John H. Doughty**, **Ray H. Jenkins** (1897-1980), **Clyde H. Key** (1904-1979), **Frank Montgomery** (1884-1974), **Herbert H. McCampbell, Jr.** (1905-1975), and **William P. O'Neil**. Since 1977 the award to the Outstanding Oralist has been in memory of **Philip C. Klipsch**. Phil, whose untimely death occurred just one week after winning the Advocates' Prize Moot Court Competition in 1976, typified those qualities which this competition seeks to develop. The memorial fund established by his parents and friends will provide a continuing award to be presented annually.

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### **Offices to Write for Information:**

For Application to the College of Law:  
Admissions Office, College of Law,  
1505 West Cumberland Avenue

For College of Law Scholarships:  
Scholarship Committee, College of Law

For University Scholarships, Loans and Student Employment:  
Financial Aid Office, 115 Student Services Building

For Student Housing:  
Office of Rental Property, 107 South Stadium Hall

For Off-Campus Housing:  
336 University Center

For Student Health Insurance:  
Office of Student Health Services, 1818 Andy Holt Avenue

For Law School Admission Test:  
Law School Admission Services,  
Box 2000, Newtown, Pennsylvania 18940

For Law School Data Assembly Service:  
Law School Admission Services

For College of Law Placement:  
Placement Office, College of Law

For ROTC:  
Army: 212 Stokely Athletics Center  
Air Force: 213 Stokely Athletics Center

For Spouse Employment:  
University of Tennessee, Knoxville Personnel Office  
804 Volunteer

For Student Affairs (minority student information, general information):  
Office of Special Student Services, 413 Student Services Building

For Veterans:  
Veterans Affairs, 209 Student Services Building

(All University addresses are in Knoxville, Tennessee 37996)

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UTK does not discriminate on the basis of sex or handicap in education programs and activities which it operates, pursuant to the requirements of Title IX of the Education Amendments of 1972, Pub. L. 92-318; and Section 504 of the Rehabilitation Act of 1973, Pub. L. 93-112; respectively. This policy extends to both employment by and admission to the University.

Inquiries concerning Title IX and Section 504 should be directed to the Affirmative Action Director, 405 D Andy Holt Tower, University of Tennessee, Knoxville, TN 37996; telephone (615) 974-2498. Charges of violation of the above policy should also be directed to the Affirmative Action Director.

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PHOTOS BY RICH McCOIG



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