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### Alumni Headnotes (Fall 2000)

University of Tennessee College of Law

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Fall 2000

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University of Tennessee College of Law

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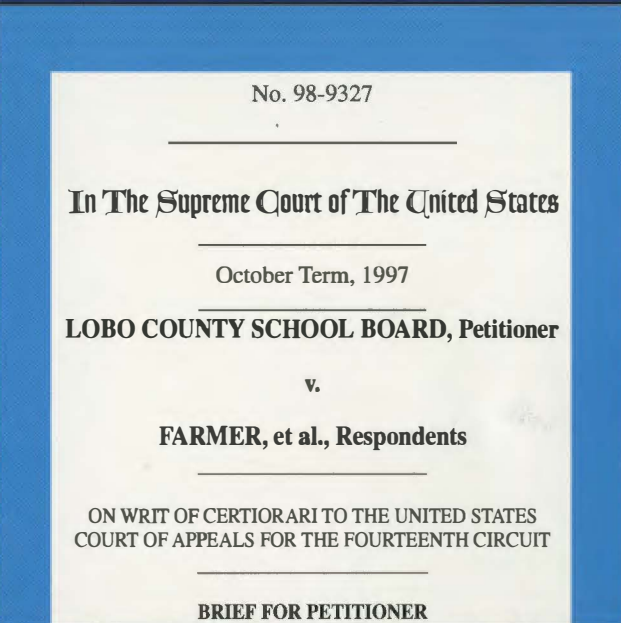
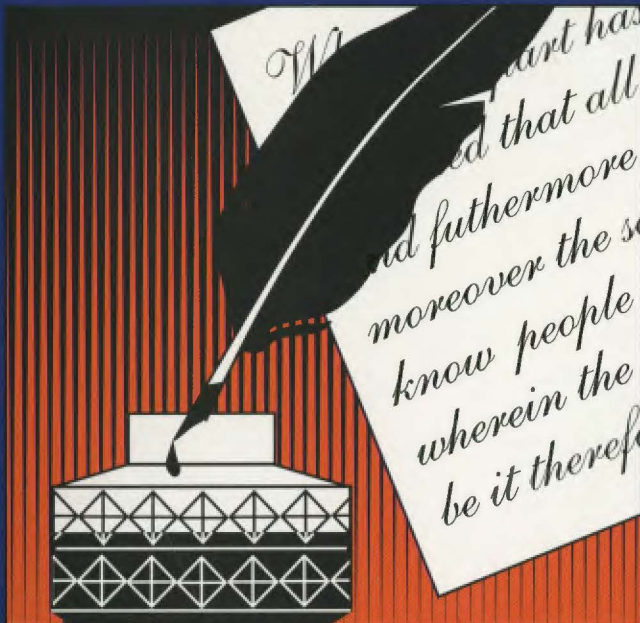
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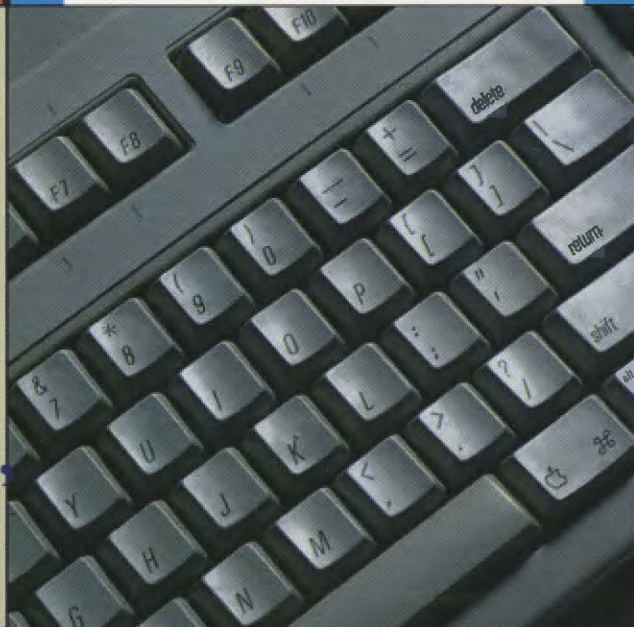
# Alumni Headnotes

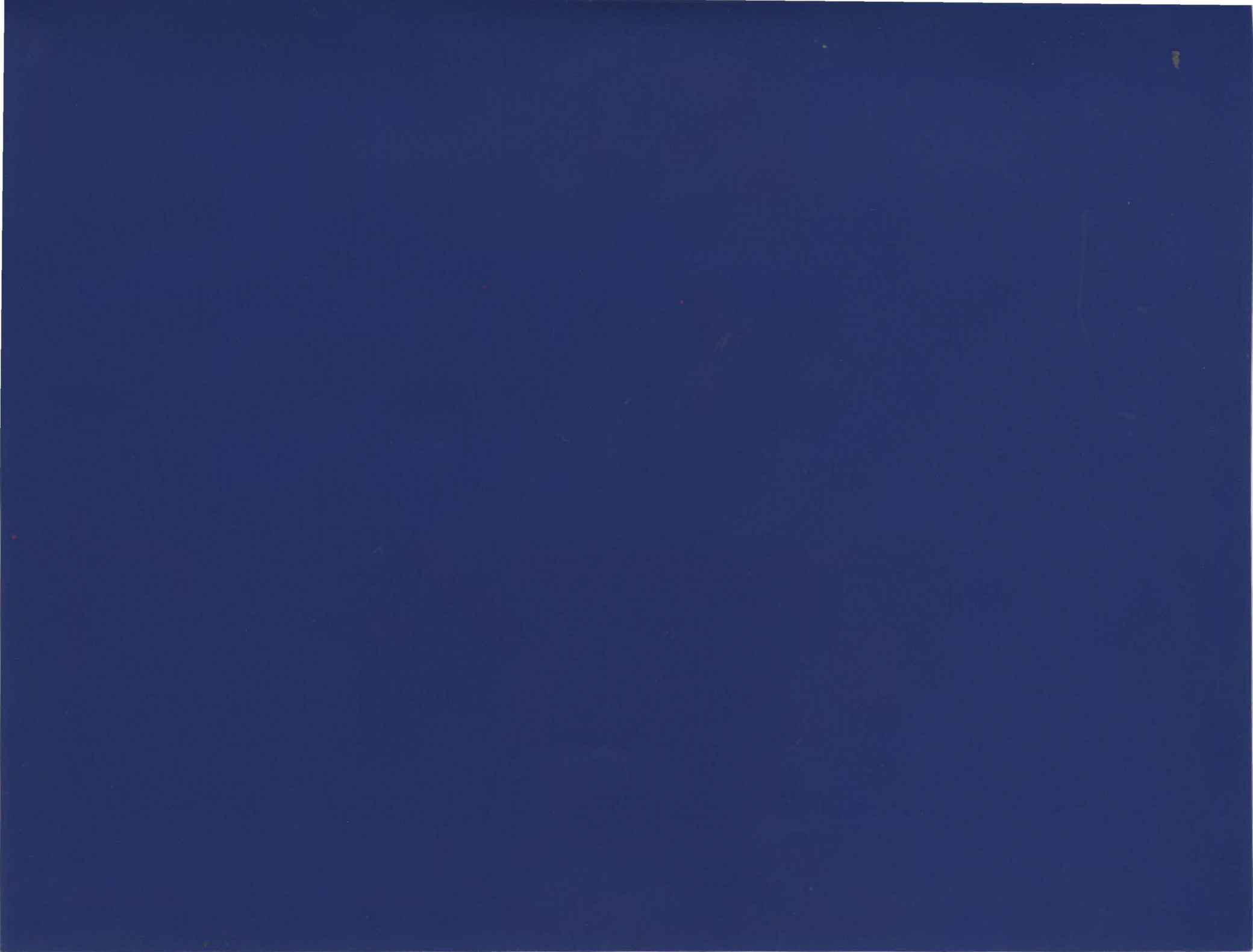
## LEGAL WRITING:

SAY WHAT YOU MEAN AND MEAN WHAT YOU SAY



**“The power of  
a clear statement  
is the great  
power at the bar.”**  
—Daniel Webster  
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a clear statement  
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—Daniel Webster





# Alumni Headnotes

THE UNIVERSITY OF TENNESSEE COLLEGE OF LAW

Fall 2000

Volume 25, Number 2

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# Dean's Message

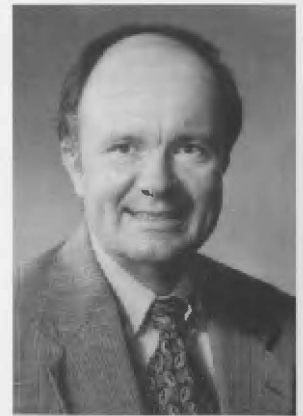
I am the father of four children in the Knox County schools system, Patrick (15), Sarah (13), Aisling (11), and Jennifer (8). I went to many open houses this fall. It is nice to meet your children's teachers. I have heard a lot of good things from PTA presidents, school foundation leaders, and principals. I am always most excited when I hear my children's teachers talk to me about academic excellence and their excitement about learning. As I work through my third year as your dean, let me assure you that at your alma mater we are always committed to excellence. We are committed to teaching all our students the skills that they will need to join you at the bar – the skills they will need to practice law. We pledge to continue to always make you proud of your school by being the best school in the country at teaching law students how to be lawyers.

Foremost among those skills is the ability, in the old phrase, to be able to think like a lawyer – to be able to analyze and to be able to engage in that process we call legal reasoning. While thinking like a lawyer is critical and the foundation for all that we lawyers do, we need to teach more. We try to teach our students to:

- write succinctly and clearly
- think ahead and plan
- be able to persuade
- be able to speak on their feet even though their nerves are all a jitter
- come up with ways to solve all sorts of problems
- be able to think about detail and overarching principle at the same time
- realize their limits
- always be aware of their great responsibility to our American system of justice
- separate their self-interest from their client's interest and society's interests
- admit a mistake and know when to call for help
- listen with compassion while, at the same time, dispassionately analyze that same story
- continually reflect on their role and their effectiveness in that role
- be aware of obligation to do pro bono work
- and be ethical and professional practitioners of our *great* profession.

These are just a few of the important skills and ideas we try to teach. Our devotion to teaching our students to be the best lawyers they can be is not new. It is a tradition — and one of which we are proud. That tradition has produced the fine lawyers we

proudly claim as our graduates — you. So, the proof is in the pudding. But I have other proof. Last August, the College of Law lost a good friend when Professor E. E. Overton passed away. If you knew E.O. you no doubt recall his sharp intellect and dramatic presentations in the classroom. You will recall his great pool playing and his nationally recognized scholarship. A few years ago, E.O. wrote a history of the law school. In that history, he said:



“The school remains dedicated to the job of training persons for the practice of law, of inculcating in them ideals of public service, and professional responsibility and of serving the entire community in all areas relevant to law, its study and practice. The drive of the faculty for years has been a concept of striving to serve these functions with every fiber of our bodies, with the utmost dedication to excellence and to the sacrificing of other ambitions to that ambition. A future history may judge whether the College of Law has achieved that goal.”

Our graduates – you – are proof positive we have achieved E.O.'s goal. And we hope to continue to always achieve that goal with each future generation of UT law students. We can only continue to achieve that goal with your support. With your faith in us and belief in what we do, we can continue to be one of the best law schools in America at teaching law students to actually be lawyers.

A handwritten signature in blue ink that reads "Tom Kelly".

# Writing vital component of UT legal education

By Carol Parker

Associate Professor of Law and Director of the UT College of Law Writing Program



When people think of lawyers, they often think of talkers — very good talkers — telling compelling stories in closing arguments, revealing truth through blistering cross-examination. On the other hand, when they think of lawyers' writing, they probably do not think of great communication or of anything dynamic or noble. Unfortunately, to many people, "legal writing" means incomprehensible double talk, inspiring mainly distrust. Very few students come to law school so that they can learn to write like lawyers.

The reality, however, is that lawyers are professional writers, whose audiences rely on their writing to make important and difficult decisions. The consequences of unclear or imprecise expression in these kinds of documents are obvious and serious — and the audiences for these documents are exacting and often hostile. As one commentator has noted, "when it comes to clarity, you will never get the benefit of the doubt."

An essential task for law schools is to bring students into the community of legal discourse, to train them in the precise use of language that the discipline demands. Writing in law school serves this goal in three important ways.

First, by writing, students learn to analyze legal authorities from the inside out — to recognize the structure of rule-based and analogical reasoning, to see the range of potential meanings in a legal text, to recognize and understand the varieties of legal arguments, to synthesize authorities relevant to a particular issue, to use authorities to answer a client's "real world" question.

Second, through writing in law school, students are introduced to the genres of legal writing. They learn to recognize the attributes of effective legal writing and to produce professional-quality documents. They learn to understand the rhetorical contexts in which lawyers write these documents and to be conscious of the purpose and audiences (intended and otherwise) for every document they create. To help students develop the writing and critical reading skills they will need in practice, the law school curriculum should provide many opportunities for students to create and use a wide variety of professional documents.

Finally, through writing in law school, students find their professional voices. By writing, students explore their roles as interpreters of legal problems and broader social issues as they undertake to resolve legal problems on behalf of clients. Writing assignments that require students to consider complex facts and competing social policies expose students

to the kinds of rhetorical choices lawyers routinely make — and the consequences of those choices — in constructing arguments on behalf of clients, or developing and expressing legal analysis of social issues and proposals for law reform. Lawyers in the United States legal system have enormous influence on the development and operation of the law. Law schools should take every opportunity to urge students to examine their professional values and ethics and to develop habits of reflection in practice.

## The Writing Curriculum

At the University of Tennessee College of Law, the writing program seeks to promote these professional goals through a variety of required and elective courses. In courses that fulfill writing requirements, students create documents that give advice, specify terms of agreements or legislation, present arguments on behalf of clients, and present scholarly analysis of legal issues. In addition, courses throughout the curriculum use writing as a tool of instruction and require students to prepare professional documents.

## First-Year Courses

In the first semester, the required course Legal Process I introduces students to forms and structure of legal analysis and the lawyerly use of legal authorities. The course examines the process by which lawyers analyze legal problems and communicate their analysis in a form that accomplishes the author's purpose — that is, processes by which to find, choose, and use legal authorities to solve legal problems. Students write a series of legal memoranda of the sort prepared in law offices for purposes of advising clients.

Although the main focus of writing in this course is to provide tools for understanding legal analysis, the course also exposes students to a common genre of legal writing and its rhetorical context and invites students to reflect on their role as advisors to their clients. The course is taught mostly by tenured or tenure-track faculty, and the Writing Specialist has an important role in helping individual students improve their writing. Law Library faculty introduce the process of legal research.

In the second semester, Legal Process II focuses on persuasive writing and oral argument. Students learn to construct various kinds of legal argu-

ments and present them to various audiences. Students study court rules concerning formal requirements of appellate court briefs and how the forms express the functions of the documents. This course is taught mostly by practicing attorneys and law librarians, each of whom is assisted by a second- or third-year law student.

Legal Process I and II also serve as vehicles for identifying students who need to improve their basic writing skills. The College of Law's Writing Specialist, Penny Tschantz, works with individual students and offers writing workshops to groups of students. Students may voluntarily seek her help, or they may be referred to her based on their performance on a diagnostic essay completed by all incoming first-year students or based on recommendation of their Legal Process teachers. Each first-year law student is encouraged to meet with Ms. Tschantz at least once during the course.

### Upper-Division Courses

After the first year, each student must satisfy two additional writing requirements through elective courses, a planning and drafting requirement and an expository writing requirement.

### Planning and Drafting Requirement

To satisfy the planning and drafting requirement, students must successfully complete a substantial project that requires them to draft documents governing future behavior of clients and others. This task requires students to identify and, if necessary, clarify a client's objectives, identify possible ways of achieving those objectives and potential obstacles to success, evaluate the advantages and disadvantages of alternative courses of action, and anticipate problems and changes in circumstances. Students then draft the agreements or other documents in precise language so that the affected persons understand their future rights and responsibilities.

In addition to introducing students to professional skills of planning and drafting documents, this requirement offers students opportunities to learn about legal documents used in various areas of law and to learn the substance of those areas of law through researching, drafting, and redrafting the documents.

The planning and drafting requirement provides a realistic professional experience that should help students make the transition from law school to law practice. It exposes them to legal documents they may not otherwise study in law school, but that lawyers regularly draft and use.

Students have satisfied the planning and drafting requirement with a variety of courses, including contract drafting, business planning, commercial finance, estate planning, land acquisition and development, advanced business associations, anti-trust, gratuitous transfers, local government, administrative law, representing enterprises, commercial law seminar, tax, legislation, securities regulation, international business transactions, family law, international law, international relations, mediation, labor relations law, and employment law. Students may also satisfy the requirement through an independent study project under the supervision of a faculty member. Many students elect to take more than one course that satisfies this requirement.

### Expository Writing Requirement

The expository writing requirement is satisfied by preparation of a substantial research paper in which students (1) identify a problem they believe to be important and demonstrate that importance to their reader; (2) re-

search and analyze the response or relationship of the legal system to that problem or similar problems, with the research to include primary sources; (3) evaluate the success or failure of present efforts to deal with the problem; and (4) propose and defend a solution to the problem or model for thinking about that problem.

The purpose of this requirement is to provide all students with the experience of identifying an issue worthy of study, and developing and communicating legal analysis of that issue. Students should develop in-depth knowledge of an area of law and become not only better writers but also more insightful and critical readers of legal commentary. For those students who will write law review articles or position papers in their professional careers, this requirement also serves the purpose of teaching them to create effective professional documents; that is not, however, its primary purpose. Rather, it is to encourage students to reflect on their roles in the legal system and to consider the functions and legitimacy of institutions within that system. The process of writing the paper under close supervision of a faculty member should require students to think deeply about legal issues and take personal responsibility for the conclusions they reach. Students usually fulfill this requirement in seminars or through independent study projects or work on the *Tennessee Law Review*.

### Writing Throughout the Curriculum

These four requirements form the core of the writing program, providing experiences in predictive, persuasive, prescriptive, and scholarly writing. In addition to these core courses, a growing number of courses incorporate writing as a tool of instruction. Opportunities to gain experience in preparing professional documents are available throughout the curriculum, particularly in practice-oriented courses, such as advanced appellate advocacy, pre-trial litigation, and representing enterprises, and in clinical courses. Two specialized certificate programs require practice-oriented courses in which students prepare documents used in litigation or transactional lawyering. Courses fulfilling the "perspectives on law" requirement typically require reflective writing.

### Writing in Co-Curricular Programs

The *Tennessee Law Review* and the Moot Court Program offer realistic professional experiences in writing. Both programs have built traditions of excellence and demand the highest quality of work from the students who participate in them.

To become a member of the *Tennessee Law Review*, student-edited journal of legal scholarship, a student must successfully complete a rigorous technical examination on legal citation and editing and must write a case note, analyzing the substance and implications of a significant recent case, of publishable quality. Members of the law review assist in every phase of selecting, editing and preparation of articles for publishing, serve in leadership positions on the editorial board, and write publishable comments on current legal issues.

The Moot Court program offers similarly rigorous experiences in advocacy writing. Students who participate in the intramural Advocate's Prize competition or who travel to national competitions write briefs to mock appellate courts and the present oral arguments to panels of judges. In recent years, the College of Law has sent moot court teams to various national competitions, including the National Moot Court Competition, the Frederick Douglas Moot Court, and Labor Law, Constitutional Law, Evidence and Environmental Law competitions.





Writing Specialist Penny Tschantz (left) works with UT law students individually and in group workshops.

## Writing Specialist Penny Tschantz valuable resource for law students

As writing specialist at the University of Tennessee College of Law, Penny Tschantz is available to work with all who wish to improve their basic writing skills through individual tutorial sessions and a variety of writing workshops. In her work with first-year students, Ms. Tschantz helps students understand the structures of legal reasoning and writing and learn to communicate effectively within those structures. Each entering student completes a diagnostic essay assignment, which Ms. Tschantz assesses for various sorts of writing competencies; based on these essays, students may be assigned work in individual tutorial sessions or writing workshops.

Students entering the first year of law school come from a variety of undergraduate disciplines. Some have also worked in professional fields where they did specialized writing — fields such as medicine, journalism, technical writing, or business. To the new discipline of legal writing, all students bring rhetorical habits developed previously. Students who feel that these habits have served them well may resist the notion that legal writing will require significant changes. Students who have never considered themselves effective writers may simply be terrified at the prospect of their first legal writing course. Moreover, in the process of making their way through the first year of law school, even the brightest students may lose confidence in their ability to write well. Ms. Tschantz helps students build on their strengths to improve their skills in legal writing.

In addition to her work with first-year students, Ms. Tschantz is available to work with upper-level students and has conducted workshops for the Career Services office and for student groups, such as the *Tennessee Law Review*. She consults regularly with Legal Process faculty regarding such concerns as evaluating students' writing, diagnosing student writing problems, addressing common problems appearing in students' writing, and using scholarship on learning styles and cognitive learning theory in teaching writing.

## UT Faculty who teach/counsel writing

### Carol McCrehan Parker

Associate Professor of Law and Director of Legal Writing

B.S., 1975 Northwestern University

M.A., 1977 Northwestern University

J.D., 1984 University of Illinois



Professor Parker helps students master the complex skill of legal writing as director of writing and also as coordinator of UT's academic support program.

She is one of the faculty advisors to the *Tennessee Law Review* and has coached the Constitutional Law Moot Court team. Prof. Parker was director of the writing programs at DePaul University and Indiana University before joining the UT faculty in 1994. She has written articles on legal writing and torts and has served as chair of the Association of American Law Schools Section on Legal Writing, Reasoning and Research. Professor Parker has received the Carden Award for Outstanding Service to the Institution and the Forrest W. Lacey Award. She has also worked in private practice in Chicago.

### Frances Lee Ansley

Professor of Law

B.A., 1969, Harvard/Radcliffe College

J.D., 1979, University of Tennessee

LL.M., 1988, Harvard Law School



Professor Ansley's expertise reaches beyond the law school and into the community. She was a co-founder in 1994 of the UT Community Partnership Center, an interdisciplinary program consisting of UT faculty and graduate students who work in partnership with groups based in low- and moderate-income communities here and abroad. Professor Ansley speaks frequently and is widely published and reprinted in the areas of civil rights, labor rights, plant closings, impacts of globalization, and issues of race and gender, with articles in a number of law reviews, including *California*, *Cornell*, *Georgetown*, *Colorado*, *Tennessee*, and the *University of Pennsylvania Journal of Labor and Employment Law*. She has contributed chapters to several interdisciplinary books on issues of race, gender, poverty, and economic restructuring. Professor Ansley received the Marilyn V. Yarbrough Faculty Award for Writing Excellence in 1994 and the W. Allen Separk Award for Superior Achievement in Scholarship in 1993.

### Judy M. Cornett

Associate Professor of Law

B.A., 1977, J.D., 1982, University

of Tennessee

M.A., 1989, Ph.D., 1997, University

of Virginia



Professor Cornett combines her legal knowledge with her love of English literature. After receiving the J.D. degree from UT in 1982, Professor Cornett was an adjunct member of the UT law faculty. Now

a full-time faculty member, Professor Cornett earned master's and Ph.D. degrees in 18th-century British law and literature from the University of Virginia. She has been published in the *William & Mary Journal of Women and the Law*, and the Tennessee and Cincinnati law reviews and is a member of the Modern Language Association, the American Society for Eighteenth-Century Studies, and the American Society for Legal History. She served on the Tennessee Supreme Court Commission on Gender Fairness and as co-chair of the Tennessee Supreme Court Committee to implement the recommendations of the Racial and Ethnic Fairness Commission and the Gender Fairness Commission and served as an advisor to the *Tennessee Law Review*. Prof. Cornett received the Marilyn V. Yarbrough Faculty Award for Writing Excellence and the Harold Warner Award for Excellence in Teaching.

#### Don Leatherman

Associate Professor of Law  
B.A., 1975, Goshen College  
J.D., 1981, Dickinson School of Law  
L.L.M., 1984, New York University



Professor Leatherman brought considerable hands-on knowledge of taxation to UT when he joined the faculty in 1994. He worked for the Internal Revenue Service from 1989 to 1994 and prior to that worked in private practice in Washington, DC. Professor Leatherman has published several tax articles, spoken at ABA and other fora, and participated in a number of ABA activities. He has served as an advisor to the *Tennessee Law Review* and twice received the Harold Warner Award for Excellence in Teaching.

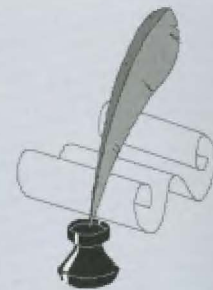
#### Sibyl Marshall

Assistant Professor of Law and Reference  
Librarian  
B.A., 1987, Pomona College  
J.D., 1990, Loyola Law School  
M.I.S., 1998, University of Tennessee



Professor Marshall came to the UT College of Law in 2000 after serving for two years as a reference and electronic services librarian at the Mercer University Law School in Macon, Ga. She taught legal research and advanced legal research, as well as developing a curriculum for electronic research materials. Prof. Marshall has developed and taught several attorney seminars on legal research and Internet legal resources. She has also spoken at local and national law librarian conferences on the topics of government documents, library staff management, and teaching electronic legal research skills. Prof. Marshall was a litigation associate with the Seattle-based law firm of Perkins Coie from 1990 until 1996.

## College recognizes writing excellence



The University of Tennessee College of Law recognizes excellence in legal writing by making the following awards each academic year:

- The **James R. and Nell Cunningham Excellence in Legal Writing Award** is presented annually to the author of the best scholarly work written by a second- or third-year student.

- The Knoxville office of Hunton & Williams presents two awards annually: the **Hunton & Williams Outstanding Writing Award**, which recognizes superior writing by a first-year student in Legal Process II; and the **Hunton & Williams Law Review Prize** to the author of the year's outstanding law review comment.

- The **Ogden & Sullivan Brief Writing Award** is presented by the Tampa, Fla., firm of the same name to recognize outstanding proficiency in moot court brief writing.

- The **Harry W. Laughlin Jr. Memorial Tennessee Law Review Casenote Award** goes to the author of the best casenote each year.

- The **Jerry J. Phillips Comment Award** is presented by the *Tennessee Law Review* to the author of the best comment each year.

- UT law alumni Michael Galligan '71 and William Ramsey '80 award the **Tennessee Law Review Editing Award** for outstanding editing by a member of the *Tennessee Law Review* staff.

- The College of Law makes an annual award for the best brief written in conjunction with the intraschool **Advocacy Prize Competition**.

## UT to host Legal Writing Institute in May 2002

The University of Tennessee College of Law will host the tenth biennial conference of the Legal Writing Institute in May 2002. The Legal Writing Institute is a non-profit corporation, founded in 1984 by the University of Puget Sound School of Law (now Seattle University School of Law) for the purpose of promoting the exchange of information and ideas about legal writing and to provide a forum for research and scholarship about legal writing and legal analysis. The Institute promotes these activities through national conferences, a newsletter, and a research journal.

The Institute has over 1,362 members, representing all of the ABA-accredited law schools in the United States. The Institute also has members from English departments, from Canada and Australia, from independent research and consulting organizations, and from the practicing bar.

# College loses 'colorful, distinguished' faculty member E.E. Overton

The following tribute was written by Prof. Richard S. Wirtz, former Dean of the UT College of Law and longtime colleague of E.E. Overton.

The University of Tennessee College of Law lost one of its most distinguished and colorful faculty members when Professor Emeritus Elvin E. Overton died Aug. 3, 2000, in Knoxville.



Dr. Elvin E. Overton

After receiving a law degree from the University of Chicago in 1931, Dr. Overton taught law for two years at the University of Arkansas, one year at the University of Tennessee, and six years at Mercer, also serving for four years as Dean at Mercer. He then returned to the study of law and received an S.J.D. degree in Harvard in 1941. Following brief teaching stints at Mercer, the University of Oregon, and Temple, and a period of service as a commissioned officer in the U.S. Navy, Dr. Overton came to the University of Tennessee in 1946 to stay.

Over the course of a long and distinguished career, Dr. Overton – known to everyone as E.O. – taught Evidence, Civil Procedure, Agency, Torts, Real Property, Conflict of Laws, Equity, and Constitutional Law. He was no dilettante. The variety in his teaching assignments reflects the fact that he came up in the days when faculty members were expected to be renaissance men. When the Dean asked a colleague to teach Agency, the colleague (unless very senior) did not say, "I'd rather not, thank you. I have long since forgotten any Agency Law I ever knew." He said instead, "Certainly. Can you suggest a casebook?" Always the team player, that is what Dr. Overton did.

As a scholar, E.O.'s work in Conflict of Laws, Equity and Constitutional Law earned him a national reputation. In the Symposium Issue of the *Tennessee Law Review* dedicated to Dr. Overton upon his retirement, Conflicts scholar Robert E. Leflar of the University of Arkansas at Fayetteville wrote:

"[H]e in due course became one of America's recognized authorities in the field and an outstanding teacher of the subject. . . His *Oregon Law Review* article<sup>1</sup> substantially foretold in 1943 what were to be the due process limits eventually imposed by the United States Supreme Court on state choice-of-law freedom. . . . His other writings on Conflicts topics helped to frame the future of that area of law. . . ."

## Former Dean Dick Wirtz is first Overton Professor

Former UT Law Dean Richard S. Wirtz has been named the first E.E. Overton Distinguished Professor of Law at the UT College of Law. The professorship honors the longtime UT faculty member and secretary of the College who died in August 2000.



Dick Wirtz

Professor Wirtz has been a member of the UT College of Law faculty since 1974. He served as Associate Dean for Academic Affairs from 1988 until 1991, Acting Dean from 1991 until 1992, and as Dean of the College from 1992 to 1998. He has been honored for his teaching with the Harold C. Warner Outstanding Teacher Award and the Student Bar Association Outstanding Teacher Award. He has had articles published in the Tennessee, Indiana and Washington law reviews and the *Antitrust Law Journal*.

Professor Wirtz is a member of the Commission on the Future of the Tennessee Judicial System and the Curriculum Committee of the ABA Section of Legal Education and Admissions to the Bar, and a fellow of the American and Tennessee Bar Foundations. Prior to entering law teaching, he worked with the Peace Corps, clerked for Judge Robert A. Ainsworth, Jr. of the U.S. Court of Appeals for the Fifth Circuit, and practiced law in Seattle, Wash.

Professor Wirtz received a B.A. degree in 1961 Amherst College, and M.P.A. in 1963 from Princeton University, and a J.D. in 1970 from Stanford University. He teaches Contracts, Evidence, and Legal Profession.

To his students at Tennessee, E.O. was always *Doctor Overton*. For many years the faculty had one Dean, two Doctors, and one Colonel known as such; the rest of us were called variously and indifferently Mister or Professor. When the new students arrive now, they tend to want to call their law teachers Doctor, perhaps because that is what they called their undergraduate professors. In deference, we decline the title.

For many years at Tennessee, E.O. was Secretary of the College. What that meant, for quite awhile, was that he did all the administrative work the dean chose to delegate, including service as what we would now call Director of Admissions.

Tennessee Deans venturing forth around the state to talk with senior alumni frequently found themselves talking about E.O. The alumnus, in a reflective mood, would ask how one or another of his professors was getting on. Nobody was more frequently asked

after than Dr. Overton. "How is he?" the alum would ask. "He must be close to 90." The Dean might answer, "He's remarkable. He comes into the office every day."—which in fact he did for many years after he retired in 1977.

Having asked after him, the alum would begin to ruminate. Countless times the recollections followed this general path: "You know, he [meaning Dr. Overton] read over my admissions application and he said to me, 'You don't belong here, but I'll admit you anyway. You'll probably be gone by the end of the first year.'" The alums would go on to say with pride how well they'd done in law school, and how wrong Dr. Overton had been. If the alums had known how many of their classmates had had the same experience, they might have come to the conclusion that Dr. Overton had said what he said in hopes of jolting the applicants out of their undergraduate laziness into the highly focused frame of mind required to do law school work. A Dean once asked E.O. about this. He smiled, but made no further answer.

The alumni remember many other things about Dr. Overton. There were a certain few lines that he delivered with such force that nobody who was there when he said them ever forgot. Probably the most famous of these was, "IF IT'S VOID, IT'S VOID"—this to some poor unthinking student who had just unfortunately made it clear that he thought that because something was void, that didn't necessarily mean that it was really . . . well . . . void.

E.O. had high standards for his students. By day, he would play pool with them. By night, he expected them to work hard. Above all, he wanted them to think. According to his students, there was very little he would not do to bring their minds to bear on a key point. The stories abound: In frustration with a lackadaisical class, E.O. would spray the room with machine gun fire. Or the unsuspecting student might look up from her notes to find that E.O. had apparently vanished altogether, only to discover him prostrate on the floor, once again leveled by the incoherence of another student. Or, when his classroom was at street level, he would simply exit through the window. Once or twice, fresh from a trip, a Dean would try out one of these stories on E.O. His response was always the same: "I never did that."

Dr. Elvin E. Overton was the master planner of the first building ever built to house the University of Tennessee College of Law. He received the Harold Warner Excellence in Teaching Award from the Law School, and a Distinguished Service Professorship from the University of Tennessee. He had the respect of his colleagues, and the affection of an entire generation of law students. The law school community mourns his loss.

## Correction...

*Alumni Headnotes* wishes to correct inaccurate information that was published in the magazine's Fall 1999 issue regarding the establishment of the UT College of Law scholarship which honors the late Robert L. McKnight, a 1933 graduate of the University of Memphis Law School.

The Robert L. McKnight Memorial Scholarship was founded in 1978 by UT law alumni Frederick J. Lewis '68, Kenneth D. Henderson '65, and Fletcher L. Hudson '63.

## 3L Jennifer Lichstein '01 recipient of TBA's Student Volunteer Award

The Tennessee Bar Association has awarded UT College of Law student Jennifer T. Lichstein the 2001 Law Student Volunteer Award.

This annual award recognizes a Tennessee law school student who has provided outstanding volunteer services



Jennifer Lichstein

while working with an organization that provides legal representation to the indigent. It is the highest honor the TBA bestows on a law student. The award was presented at a reception at the Tennessee Bar Center in Nashville on Jan. 19, 2001.

A native of Memphis, Lichstein graduated from Lausanne Collegiate School in 1994. She attended the University of Tennessee, Knoxville where she earned her degree in Women's Studies in 1996. She is currently a third-year student at the UT College of Law.

While in law school, Lichstein has served as the co-director of the Pro Bono Project, expanding the scope of the program and recruiting other student volunteers. Outside of the law school she has interned and volunteered with organizations like the Kensington Welfare Rights Union in Philadelphia, the Haitian Refugee Project in Miami and Lambda Legal Defense in Atlanta. She was also an active leader in the campaign to repeal the Spousal Rape Exemption Law in Tennessee.

## New committee formed at College to study public interest opportunities

A Committee for Pro Bono and Public Interest Law has been formed at the College of Law to study various opportunities currently provided to students who wish to participate in pro bono and public interest activities, as well as the incentives and training given to continue in those activities after graduation.

Members include professors Fran Ansley (chair), Doug Blaze, Pat Hardin, Dean Rivkin and Sibyl Marshall; Career Services advisor Kay Brown; and students Leticia Alexander, Ginny Hsiao, Steve Johnson, Jennifer Lichstein, Rachel Moses, Steve Perry and Lee Robinson.

Organized by Dean Tom Galligan in 1999 as a Working Group, its members canvassed the law school community broadly and conducted a series of interviews with students, faculty and staff to get a full picture of the kinds of

CONTINUED ON PAGE 40

# Class Notes

## Class of 1944

FRED W. MCPEAKE of Knoxville has been awarded the Grand Cross, the highest honor available from the Supreme Council of the Scottish Rite, Southern Jurisdiction.

## Class of 1950

CHARLES R. HEMBREE of Lexington, Ky., received an invitation from People to People Ambassador Programs to be a member of a delegation of tax lawyers who visited the People's Republic of China following an invitation from the Ministry of Justice.

## Class of 1968

JOHN J. DOGGETT III of Knoxville, who retired from Federal Civil Service in 1996, was recalled to active duty as a Colonel in the Army Reserves to be Command Judge Advocate for the Army Reserve Personnel Command. He is now retired from the Army Reserve and currently in private practice.

## Class of 1970

HERBERT S. MONCIER of Knoxville has been honored with the 1999 Lionel J. Barrett Jr. Award for his contributions to the defense of citizens accused of capital crimes who are facing the death penalty.

## Class of 1972

DANIEL J. MURPHY of Riverhead, N.Y., has been appointed by the President of the United States to the selective service system as a board member from the state of New York.

## Class of 1973

DOUG BEALS of Knoxville is a new board member for the National Kidney Foundation of East Tennessee.

STEPHEN IMHOFF of Louisville, Ky., was as a candidate for the Jefferson County School Board in Louisville, Ky., in the November 2000 election.

## Class of 1974

CHARLES R. PULLEN of Ashland City, Tenn., is currently on active duty with the Naval Reserve in Taiwan.

## Class of 1977

THERESA K. LEE of Kingsport has become Vice President, General Counsel, and Secretary of Eastman Chemical Company.

DANIEL G. LAMB of San Diego, Calif., led a litigation team that won the largest compensatory damage award in California's history.

## Deceased

William Bomar ('49), Oak Ridge  
Jesse W. Butler ('50), Knoxville  
William G. Craven ('51), Jamestown, Tenn.  
Robert Emil Dender ('49), Bradenton, Fla.  
Phil Durand ('61), Knoxville  
Dr. Thelma L. Givens ('94), Pegasus, Tenn.  
William B. Felknor ('47), Maryville, Tenn.  
Thomas D. Hembree ('67), Jasper, Tenn.  
Kenneth D. Henderson ('65), Memphis  
J. Edward Ingram ('72), Knoxville  
Kyle King ('41), Greeneville, Tenn.  
Marvin G. Kriege ('48), San Diego, Calif.  
John Michael Lain ('67), Oak Ridge  
Hon. Kirby Matherne ('48), Brownsville, Tenn.  
Basil F. Millican ('51), Atlanta  
William G. Mitchell ('51), Orlando, Fla.  
Henry H. Morton ('50), Knoxville  
Frank M. Newman ('56), Nashville  
Betty Coile Phillips ('78), Seymour, Tenn.  
David R. Prickett (77), Chattanooga  
Hon. Hugh C. Simpson ('27), Smyrna, Ga.  
Robert R. Simpson ('80), Knoxville  
C.B. "Bris" Staley, Jr. ('44) Niota, Tenn.  
Andrew C. Troutman ('86), Knoxville

LARRY TRAIL of Murfreesboro was elected Nov. 7, 2000, to a four-year term in the Tennessee State Senate. Sen. Trail, a Democrat, represents the 16th Senatorial District that encompasses Bedford and Rutherford counties.

DOUGLAS A. TRANT of Knoxville has been elected a Fellow of Society by the International Society of Barristers' Board of Governors.

## Class of 1978

MARCIA J. BACHMAN of Washington, D.C., has been promoted to Colonel in the Air Force Reserves. In her civil service position as Associate General Counsel, she influenced critical elements of the Logistics Doctrine and the new policies of the Department of Defense on Strategic and Competitive Sourcing.

STEPHEN P. PARSONS of Greeneville is the author of *Interviewing and Investigating: Essential Skills for the Paralegal*, a college-level textbook published in January 2000 by Aspen Law and Business.

MICHAEL C. RUSSO of Woodbury, N.Y., has been named the manager of Geico's in-house law firm in Long Island, N.Y.

## College honors Buck Lewis with Dean's Suite naming

The Dean's Suite at the University of Tennessee College of Law was named in honor of Memphis alumnus George T. "Buck" Lewis during a ceremony held in the rear rotunda of the law college on Nov. 11, prior to the Tennessee-Arkansas football game.

Lewis is currently a partner in the Memphis office of the firm of Baker, Donelson, Bearman & Caldwell working in the litigation section and health law section.

"Over the years, Buck Lewis has been a generous supporter of the College of Law," said UT Law Dean Tom Galligan. "He has given his time willingly and enthusiastically to his alma mater, and we are pleased to be able to recognize his many contributions in a positive and lasting way."

Lewis, who received a joint JD/MBA degree from UT in 1980 after earning an undergraduate degree from UT in business administration in 1976, has served on the College of Law's Alumni Advisory Council and Dean's Circle since 1988. He chaired the Alumni Advisory Council from 1995 to 1998. Lewis received the College's Alumni Leadership Award in 1988 and the Outstanding Service Award in 1998. While in law school he chaired the Moot Court Board.



*Alumnus Buck Lewis (right) was honored by the College of Law Nov. 11, 2000. Sharing the moment are (left to right) UT Law Dean Tom Galligan, Buck's mother Mrs. Bettye Lewis and Buck's wife Malinda Lewis.*

Lewis was recognized by Gov. Don Sundquist in 1998 for his service on the Tennessee Judicial Selection Commission. He received an Outstanding Service Award from the Tennessee Supreme Court in 1996. Lewis is currently a member of the Board of Directors of the Memphis Bar Association, the Board of Governors of the Tennessee Bar Association, and the American Bar Association House of Delegates.

Lewis also serves on the Tennessee Supreme Court's Rules Committee and is a former Trustee of the Lawyers Fund for Client Protection. He was in the 1995 class of Leadership Memphis.

R. EDDIE WAYLAND of Nashville has been elected to a second two-year term as chairman of the Tennessee Bar Association's Labor and Employment Law Section.

PAMELA L. REEVES of Knoxville has begun a four-year term as a new trustee of the American Inns of Court Foundation.

### **Class of 1979**

WOODY ROBINSON of Murfreesboro has joined Wisser Company as Director of Human Resources and Risk Management.

PAULA VOSS of Knoxville was honored by TACDL with the Robert W. Richie Award for exemplifying the best tradition of criminal defense lawyers and service to TACDL.

### **Class of 1980**

MARK H. ANDERSON of Nashville has joined the firm of Boulton, Cummings, Conners & Berry, PLC.

GEORGE T. "BUCK" LEWIS of Memphis has been elected to the American Bar Association House of Delegates and selected to represent West Tennessee on the Tennessee Bar Association Board of

Governors. He has also been appointed by the Tennessee Supreme Court to the Advisory Commission to the Supreme Court on Civil Procedure. In November 2000, the Dean's Suite at the UT College of Law was named in his honor.

### **Class of 1981**

JAMES L. MURPHY III of Nashville has joined the firm of Boulton, Cummings, Conners & Berry, PLC.

HARRY S. MATTICE, Jr., of Chattanooga has joined the firm of Baker, Donelson, Bearman & Caldwell as Of Counsel.

### **Class of 1982**

MARC D. COUNTS of Kingsport has joined the firm of Baker, Donelson, Bearman & Caldwell.

B. PAUL HATCHER of Chattanooga recently incorporated his title and escrow practice, Hatcher Title & Escrow Agency.

FRANK B. POTTS of Florence, Ala., is now serving on the Southern Adventist University Board of Trustees in Collegedale.

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**Class of 1983**

CAROLYN FOREHAND of Nashville had twin girls on July 15, 2000. Their names are Rachel Roberson Shofner and Kathleen Bowers Shofner.

**Class of 1984**

SARAH J. CLARK of Dallas is working as a full-time mom to Miles, age 2, and stepsons Sam, age 13, and Aaron, age 9.

SCOTT ROSE of San Antonio, Tex., and his wife Jennifer had a second daughter, Kara Courtney Rose, on March 4, 1999.

STEPHEN P. SPANN of Nashville was recently named a Member of Sherrard & Roe, PLC.

WILLIAM S. WALTON of Nashville has joined the Nashville office of the firm of Miller, Martin & Trabue as a Partner.

**Class of 1985**

DAVID A. KING of Nashville has joined the Nashville office of Bass, Berry & Sims, PLC.

KATHERINE J. KROEGER of Clinton, Tenn., and her husband, Steve Boyd, announce the birth of their daughter, Leora Rose, on December 26, 1999.

**Class of 1986**

WADE FARRAWAY of Salt Lake City, Utah, has a new job with the Utah Attorney General's office prosecuting insurance fraud cases in the Criminal Division. He also has a new daughter, Jordan Liberty Faraway, born July 4, 1999.

**Class of 1987**

DEL GRISSOM of Montgomery, Ala., was recently selected for promotion to Lieutenant Colonel, USAF. He is also starting his third year of teaching advocacy and criminal law at the Air Force JAG school.

**Class of 1988**

LAURA H. HUGGETT of Philadelphia, Penn., and her husband Ben announce the birth of their first child, Thomas Robert, on October 27, 1999.

CHLOE REID of Malibu, Calif., recently accepted a position at Antioch University in Los Angeles as Executive Dean.

**Class of 1989**

EDWARD E. DEWERFF of Clarksville, Tenn., has been certified as a member of the National Board of Trial Advocacy.

ELBERT JEFFERSON, JR. of Memphis has been named Counsel for the Memphis Housing Authority.

TED LeCLERCQ of Metairie La., has joined the firm of Hailey McNamara as a partner. His second son, Price, was born on July 20, 2000 and joins his two-year-old brother, Douglas.

A. BRIAN PHILLIPS recently opened a solo practice in Orlando, Fla., focusing on criminal tax and white collar criminal defense. He also traveled to Tashkent, Uzbekistan, to teach a two-week seminar on computer crime and money laundering.

**Class of 1990**

CAROLYN F. JETER of Knoxville was recently reappointed as a Judicial Commissioner for the Knox County General Sessions Court. She has been with the court since 1994.

**Class of 1991**

KATHRYN R. LEIDERMAN and William Wesley Jarrett were married Jan. 11, 1998. Kathryn is a solo practitioner in Jasper, Tenn.

CATHRYN J. ROLFE has been named to lead the new Employment Resources Division of Counsel on Call in Brentwood, Tenn. Cathryn moved to Counsel on Call from Ingram Entertainment Inc. where she was an assistant general counsel.

**Class of 1992**

KAREN WADDELL BURNS of Dyersburg, Tenn., announces the birth of her daughter, Emma Kathryn, on Nov. 29, 1999.

SCOTT D. CAREY of Nashville has been elected President of the TBA Young Lawyers Division at the Annual Convention in Destin, Fla. He also has been named a shareholder in the firm of Baker, Donelson, Bearman, & Caldwell. He is chair of the firm's transportation group.

LINDA C. ELAM of Mt. Juliet, Tenn., accepted a position as in-house counsel to Central Parking Corporation in January 2000. She was also elected President of WIN, a political fund-raising organization, in November 1999.

GARRY FERRARIS of Knoxville has formed a partnership with Tony Farmer, Farmer and Ferraris. The practice focuses on workers compensation, personal injury, medical malpractice, employment discrimination, and labor law.

RICHARD L. GAINES of Knoxville has become an associate at the law firm of Ritchie, Fels, & Dillard. He has also taught as an adjunct instructor for the last two years at the University of Tennessee Law School.

KYLE MICHEL of Washington, D.C., recently formed Morgan Meguire, LLC, a Washington lobbying and strategic business consulting firm. The firm was formed with the backing from Long Aldridge & Norman, LLP.

# UT alumna helping low-income Blount Countians

The following story was published in the Maryville Alcoa (Tenn.) Daily Times on March 31, 2000. Carrie O'Rear is a 1998 graduate of the UT College of Law.

By Ladawna Parham  
Maryville Alcoa Daily Times

Lower-income residents of Blount County now have a source for legal assistance.



Carrie O'Rear

Carrie O'Rear, an outreach attorney with the Knoxville Legal Aid Society, has been in the county for about six months and has already helped more than 100 people through legal advice, referrals or representation.

"The majority of my clients are victims of domestic violence, and I help them obtain orders of protection or divorce," said O'Rear. "I try to help them find resources or government funding they may qualify for."

She also helps advise or represent clients in landlord-tenant disputes, some custody cases, public benefits, child TennCare issues, consumer protection and other cases.

"If we can't help them, hopefully we can refer them to someone who can," O'Rear said.

She works with clients who have either contacted her through the Knoxville Legal Aid Society at 637-0484, or who have been referred to her by other attorneys or agencies.

"I work with Haven House and different shelters for victims of domestic violence. I get referrals from government agencies and from some members of a private bar who can't help them for one reason or another," O'Rear said.

She's typically in Blount County about two days a week at her of-

fice space, lent to her by local attorney Horace Brown.

O'Rear's work in Blount County is made possible through a grant from the National Association of Public Interest Lawyers (NAPIL).

The grant requires that local organizations provide matching funds for the outreach attorney.

"Knoxville Legal Aid approached us about the grant and we took up the challenge to raise enough local funds," said Blount Bar Association attorney John McArthur of Kizer & Black in Maryville.

The Blount and Sevier County bar associations are each providing half of the required matching funds, \$11,000.

O'Rear splits her time between Sevier County and Blount County.

Prior to the NAPIL grant, some legal services were provided on Fridays, but McArthur said O'Rear's presence allows the county to provide about 3½ days of legal aid to people in need.

One session of court in which several protective order cases involving victims of domestic violence are called out is all it takes, he said, to convince you "certainly that there is that need here."

"Our bar has been very good about people doing pro bono work and the legal aid society has done a lot, but we can't do it all and Carrie has really filled a niche," McArthur said.

The Bounty County Bar Association will kick off a fund-raiser to raise the local matching funds on Wednesday, April 5.

There are more than 10,000 people who are income-eligible for the services in Blount County, McArthur said, adding that he hopes local firms and other foundations, organizations and individuals recognize the need to keep O'Rear's position open in Blount County.

"We would love for Carrie's position to be permanent," he said. "We'd love any donations toward that end."

O'Rear said she would like to stay helping people in need in this county.

"I like making direct contact with people," O'Rear said. "We're hoping to reach some people who might otherwise have nowhere to turn for help."

H. ROD MOHLER of Union, W.Va., and his wife, Reba, announce the birth of their son, Grant Harrison Mohler, on September 4, 1999. Rod is the Monroe County Prosecuting Attorney.

SHERYL ROLLINS of Knoxville is a new board member for the National Kidney Foundation of East Tennessee.

KEN WEBER of Nashville has been named shareholder in the Nashville office of Baker, Donelson, Bearman & Caldwell, where he concentrates his practice in labor and employment law.

## Class of 1993

KATHY BOSWELL BROWN of St. Louis, Mo., and her husband, Hunt, announce the birth of their third child, William Hunt, on Dec. 22, 1999.

JACK L. MAYFIELD of Johnson City, Tenn., has been promoted to partner in the firm now known as Brandt, Beeson & Mayfield.

## Class of 1994

HUNT BROWN of St. Louis, Mo., has recently accepted a job with Charter Communications as Director and Counsel, Eastern Division Operations.

DEREK C. CROWNOVER of Nashville has been named Legal Counsel for the T.J. Martell Foundation, Nashville Division, a music industry AIDS, leukemia and cancer research foundation which raises one million dollars annually for The Frances Williams-Preston breast cancer research labs at Vanderbilt Medical Center.



ELIZABETH PRICE FOLEY of East Lansing, Mich., was granted tenure by the Michigan State University, Detroit College of Law faculty and Board of Trustees on June 23, 2000.

MICHELE JOHNSON of Nashville had her work as an advocate for at-risk children written up in *The National Law Journal* on August 23, 1999. She was also awarded the 1999 Child Advocacy Award by the American Bar Association.

MARY GRIFFIN of Nashville has been hired as an associate and will practice in the Nashville office of Siskind, Susser, Haas, & Devine.

The Rev. BERNARD J. O'CONNOR, assistant dean of arts and sciences at Eastern Michigan University, received the Rowman and Littlefield Award from the Political Science Association for innovative teaching in political science. The award represents a pool of 15,000 U.S. teachers.

MICHAEL K. STAGG of Nashville and his wife KIM announce the birth of their first child, Matthew Brian Stagg, on December 15, 1999.

#### **Class of 1995**

DEBORAH A. HARLESS of Knoxville has been promoted to the position of trust officer in the Trust Division at First Tennessee of Knoxville.

CAROLYN MOORE of Brentwood, Tenn., announces the birth of her daughter, Meredith, on November 5, 1999. Meredith joins her sister Julianne.

#### **Class of 1996**

ROBERT RICHARD CARL of Knoxville has joined the law firm of Baker, Donelson, Bearman, & Caldwell.

ANGELA HUMPHREYS HAMILTON of Nashville has been named an associate at the law firm of Bass, Berry & Sims, PLC.

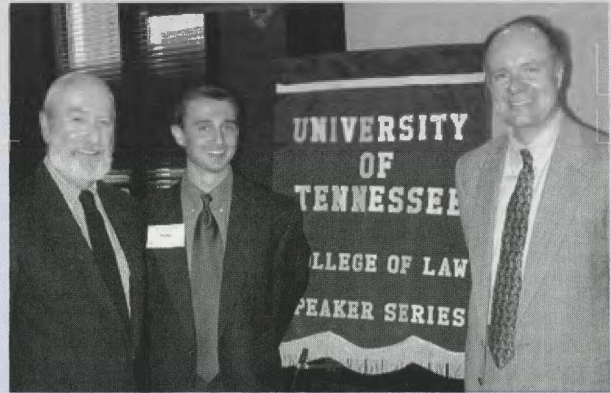
#### **Class of 1997**

SANDY BAGGETT of Long Island, N.Y., has become Assistant District Attorney in the Bronx District Attorney's office.

MEERA BALLAL has joined the Nashville firm of Miller & Martin and Trabue, LLP as an associate practicing in the area of litigation.

PAIGE ABERNATHY HILL has joined the Nashville firm of Miller & Martin LLP as an associate practicing in the areas of labor and employment law.

MATHEW THORNTON of Memphis and his wife announce the birth of their son, Travis Payne Thornton. He was born on Septem-



*Art Stolnitz (left), a 1952 graduate of the University of Tennessee College of Law and a former executive vice president for business and financial affairs with Warner Brothers TV in Burbank, Calif., visited campus Oct. 13 and 14 as the College of Law's Distinguished Entrepreneur in Residence for 2000-01 in the Clayton Center for Entrepreneurial Law. While at his alma mater, Stolnitz lectured in several UT law classes, met individually with numerous law students, and delivered a collegewide lecture. Stolnitz is pictured here with Steve Johnson (center) of the UT College of Law Speaker Series and Dean Tom Galligan.*

ber 3, 1999.

#### **Class of 1998**

CARRIE O'REAR of Knoxville has been named a Fellow in the Field by the National Association of Public Interest Lawyers. She works with the Knoxville Legal Aid Society.

#### **Class of 1999**

PATRICK T. BURNETT of Memphis has joined the law firm of Glanker Brown, PLLC.

SHANNON S. FITE of Jackson, Tenn., has joined the law firm of Glanker Brown, PLLC.

JOHN H. GRAHAM of Marion, Va., passed the Virginia bar in July 1999.

LAURA A. STEEL of Kingsport, Tenn., has joined the firm of Hunter, Smith & Davis, LLP.

#### **Class of 2000**

TIFFANY A. DUNN has joined the Nashville firm of Sherrard & Roe, PLC as an associate practicing in the areas of transactional and corporate law.

Mary Gillum of Oak Ridge has been named a Fellow in the Field by the National Association of Public Interest Lawyers. She works with Rural Legal Services of Tennessee in Oak Ridge.

# Faculty News

The College of Law honored 10 members of the law faculty for their scholarship with a book party in October. Those honored included:

**NEIL COHEN**— *The Law of Probation and Parole*, 2 vols. (West Group, 1999); *Criminal Procedure: The Post-Investigative Process* (with D. Hall) (Lexis, 2000) with *Teacher's Manual* (West Group, 2000).

**JOSEPH COOK**— *Criminal Law*, 4th ed. (with P. Marcus) (Matthew Bender, 1999); *Civil Rights Actions*, 7 vols. (with J. Sobieski) (Matthew Bender, 1996, supplemented biannually).

**TOM DAVIES**— "Recovering the Original Fourth Amendment," 98 *Michigan Law Review* 547(1999).

**TOM GALLIGAN**— *Personal Injury in Admiralty* (with F. Maraist) (Lexis/Bender, 2000).

**AMY HESS**— *The Law of Trusts and Trustees*, 3rd. ed. (Sections 611-670) (with G.G. Bogert and G.T. Bogert) (West Group, 1999).

**JERRY PHILLIPS**— *Torts Casebook* (with F. Vandall and F. Maraist) (Lexis, 1997); *Products Liability in a Nutshell*, 5th ed. (West Group, 1998); *Products Liability* (with R. Pryor) (Lexis, 1999); *No-Fault Auto Insurance* (with N. Terry) (Georgetown University Press, 2000).

**ROBERT PRYOR**— *Products Liability* (with J. Phillips) (Lexis, 1999)

**GLENN REYNOLDS**— *The Appearance of Impropriety: How the Ethics Wars have undermined American Government, Business and Society* (Free Press, 1997); *Outer Space: Problems of Law and Policy*, 2nd ed. (Westview Press, 1998); "Instilling Ethics" (chapter) (edited by N. Thompson).

**JOHN SOBIESKI**— *Civil Rights Actions*, 7 vols. (with J. Cook) (Matthew Bender, 1996, supplemented biannually).

**PAUL ZWIER**— *Expert Rules* (with D. Malone) (NITA, 1999); *Effective Expert Testimony* (with D. Malone) (NITA, 2000); *Fact Investigation: Interviewing, Case Analysis and Counseling for Effective Representation* (with A. Bocchino) (NITA, 2000).

The Southeastern Black Law Student's Association held its annual academic retreat Oct. 28 in Nashville at the Legislative Plaza. UT Law student **Angela Hopson** organized the retreat, which included speakers on law and non-law topics including entertainment law, public service, and investments. Prof. **Penny White** addressed the group on the topic of "Doing Well while Doing Good." The retreat culminated in comments by Justice Adolpho Birch, Jr., and a reception in his honor.

In October, Prof. **Dwight Aarons** was one of four discussants at "African-Americans and Politics: The Impact of the 2000 Election," which was sponsored by the Black Graduate and Professional Student Association. The event was held in the Hodges Library Auditorium.

Prof. **Dwight Aarons** and Prof. **Otis Stephens** have been elected to the University of Tennessee, Knoxville's Executive Committee of the American Association of University Professors (AAUP). AAUP is a national organization whose membership is open to college and university faculty members, administrators, graduate students, and the general public. Founded in 1915, AAUP defends academic freedom and tenure, advo-



## UT Prof. Dean Rivkin national project director

Prof. Dean Rivkin is the national project director for the AALS Equal Justice Colloquia that will be held at 19 sites nationwide during the 2000-01 academic year. The Colloquia will bring together law school faculty and members of the equal justice community to explore the general theme of the project, "Pursuing Equal Justice: Law Schools and the Provision of Legal Services."

The University of Tennessee College of Law hosted one of the Colloquia Oct. 12-13 in Knoxville. The overall goal of the Colloquium is to move beyond the informal relationships that exist between law schools and the equal justice community towards more structured collaboration.

The Colloquia were designed for faculty, administrators, librarians, and law students who wish to enhance their teaching, scholarship, and service by becoming involved in issues of equal justice in their communities, states, and regions. Legal services lawyers, public defenders, public interest lawyers, civil rights lawyers, pro bono lawyers, and others involved in providing legal representation to the poor and underserved are also encouraged to attend.

ates collegial governance, and develops policies ensuring due process in the university setting. Prof. Aarons is serving a two-year term, while Prof. Stevens is serving a one-year term.

Prof. **Fran Ansley** wrote a chapter in a book that was recently named the winner of the Ippy Independent Book Publishers Award in the category of women's issues. Prof. Ansley's chapter was entitled "Putting the Pieces Together: Tennessee Women Find the Global Economy in Their Own Backyards" and appears in *Women Working the NAFTA Food Chain: Women, Food & Globalization* (Deborah Barndt, ed., Second Story Press, Toronto, 1999).

Prof. Neil Cohen spent the summer completing two books. The second edition of *Criminal Procedure: The Post-Investigative Process* (with Prof. Don Hall of Vanderbilt Law School) was published in late August by Lexis. This book is used as the course book in law schools across the country. The fourth edition of *The Tennessee Law of Evidence* (with Prof. Sarah Sheppard and Prof. Don Paine) was published during in the fall. Prof. Cohen also received a joint appointment as a Professor of Preventive Medicine with the University of Tennessee College of Medicine in Memphis. He will be engaged in research with faculty in the medical school.

In October, Prof. Judy Cornett, one of the co-chairs, presented the final Report of the Committee to Implement the Recommendations of the Racial and Ethnic Fairness Commission and the Gender Fairness Commission to the Tennessee Supreme Court. The report is the culmination of two years work and is part of the Tennessee Supreme Court's effort to study and address racial, ethnic and gender fairness issues in the state court system. Prof. Dwight Aarons, who served as Chair of the Data Collection Subcommittee, also attended the presentation. Eventually, the report will be available on the Tennessee Supreme Court's web site.

Prof. Tom Davies was featured prominently in an article on the Fourth Amendment that was published in the Oct. 9 issue of the National Law Journal. The article, which began on page one, was under the headline "Fourth Amend. Focus of Justices." In the piece, Prof. Davies says the debate over the exclusionary rule's scope is over because "it's so full of holes."

Former Associate Dean Mary Jo Hoover recently received the Dorothy B. Stulberg Award from Rural Legal Services of Tennessee. The award recognizes the Pro Bono Attorney of the Year. Hoover has worked as a volunteer in Rural Legal Services' Oak Ridge office since retiring from the UT College of Law in 1997.

Prof. Deseriee Kennedy was selected to participate in the 2000 Law and Society Association Summer Institute on Race and Law which was held in July at the Baldy Center for Law and Social Policy, School of Law, State University of New York, Buffalo. Prof. Kennedy's most recent article, "Consumer Discrimination and the Limits of Federal Civil Rights Protection," will be forthcoming in Vol. 66, No. 2 of the *Missouri Law Review*.

Prof. Colleen Medill's article, "Targeted Pension Reform," was published as the lead article in the fall 2000 issue of the *Journal of Legislation*. During the summer Prof. Medill spoke on ERISA issues of current interest at two conferences. She presented "Preventive Medicine for Employee Benefit Plans" at the Eighth Annual Meeting of the Tennessee Corporate Counsel Association. At the Annual Meeting of the Southeastern Association of Law Schools, Prof. Medill was a member of the Tax Policy Panel and spoke on "The Budget Process, Pension Tax Policy Cycles, and Equitable Pension Reform." She was invited to participate in the Employee Benefit Research Institute Fellows Program, a diverse group of interdisciplinary scholars and researchers who share a common interest in the employee benefits field. Prof. Medill's article, "Stock Market Volatility and 401(k) Plans," was accepted for publication by the *Michigan Journal of Law Reform*.

## Prof. Fran Ansley honored by the Carnegie Foundation

Professor Fran Ansley was chosen as a Carnegie Scholar by the Carnegie Foundation for the Advancement of Teaching in recognition of her teaching programs that put law students in internships with underserved communities.



UT Law Dean Thomas Galligan said Ansley is widely recognized for her style of teaching students while helping the community.

"We are obviously very happy that Professor Ansley has been named a Carnegie Scholar," Galligan said. "She has a national reputation in her field. She is one of the nation's leaders in service learning, where students in the courses actually do public service as part of the learning process, and she has worked closely with the community in that capacity."

Ansley is one of 120 Carnegie scholars chosen since the program began in 1995, and UT's first. The program brings together outstanding faculty committed to investigating and documenting major issues and challenges of teaching their fields.

Ansley will receive a \$6,000 stipend and attend a summer residence program with the Carnegie Foundation. She said the award would help her put UT law students together with community groups that need their help.

"We always have a group of students who are really interested in working with disadvantaged communities or groups," Ansley said, "but it is a challenge to find publicly or charitably funded positions for lawyers who work with people like that. We have more students who would like to do it than we are able to place."

The Carnegie Foundation for the Advancement of Teaching, founded in 1905, is an independent institution devoted to strengthening teaching and learning in U.S. colleges and schools.

Prof. Carl Pierce reported the following activities: Panelist, "Modifications to the ABA Model Rules of Professional Conduct and Their Application to Environmental Practice," 29th Annual Conference on Environmental Law, American Bar Association Section of Environment, Energy & Resources, (Keystone, Colo., March 12, 2000); Panelist, "CHAOS DOT.COM: A Symposium on the Regulation of Technology-Based Law Firm Client Development," American Bar Association Commission on Responsibility in Client Development, (San Francisco, Calif., April 15, 2000); Corporate Counsel and Multi-Ethics: Multiple Roles, Multiple Lawyers Working in Firms and Teams, Multi-Jurisdictional

Practice, and Multi-Disciplinary Practice," 8th Annual Corporate Counsel Institute, Tennessee Chapter of the American Corporate Counsel Association and the Clayton Center for Entrepreneurial Law of the University of Tennessee College of Law, (Memphis, May 4, 2000); Panelist, "Ethics Issues in the Representation of a Fiduciary," 26th National Conference on Professional Responsibility, American Bar Association Center for Professional Responsibility (New Orleans, La., June 1, 2000).

Prof. **Tom Plank** had two articles published in June: "Creditors in Possession Under the Bankruptcy Code: History, Text, and Policy," *59 Md. L. Rev.* 253-351 (2000) and "The Bankruptcy Trust as a Legal Person," *35 Wake Forest L. Rev.* 251-293 (2000). In August, Prof. Plank presented a paper, "Bankruptcy, Federalism, and the New Common Law," at the annual meeting of the Southeastern Conference of the Association of American Law Schools at Captiva Island, Fla. Also in August, Prof. Plank received a fellowship from the National Conference of Bankruptcy Judges to cover up to \$1,680 of travel and registration expenses for attending the Conference's annual meeting in Boston in October 2000.

During the summer, Prof. **Dean Rivkin** accompanied three UT law students, **Amancio (Tutu) Alicante**, **Leta Baharestan**, and **Rebecca Kaman**, to the University of Wisconsin for an orientation program sponsored by the University's Land Tenure Center, an interdisciplinary center that involves substantial Law School involvement. Prof. **Fran Ansley's** work with several Wisconsin faculty led to this opportunity for our students. They are among eight selected nationwide to be summer externs in the Center's North American Program. Tutu spent the summer in south Texas working on issues in the colonias. He was supervised by attorneys with Texas Rural Legal Assistance. Leta and Becky worked with Kentuckians for the Commonwealth in east Kentucky. They were supervised by an outstanding public interest lawyer who practices in Lexington, Ky. (and a former colleague of Prof. Rivkin's at Appalachian Research & Defense Fund). Prof. Rivkin gave a presentation on "Land and Environmental Issues in Appalachia." From Madison, Prof. Rivkin traveled to the University of Maryland Law School, where he made a presentation at a conference called "Community Oriented Lawyering and Legal Strategies: Emerging and Essential Skills." His presentation was on "Teaching Community Lawyers: Knowledge, Skills, and Values." The conference included academics, practitioners, and representatives from neighborhood organizations.

Prof. **Glenn Reynolds'** article "Lower Court Readings of Lopez: What If the Supreme Court Held a Constitutional Revolution and Nobody Came?" (coauthored with Brannon Denning) was published in the *Wisconsin Law Review*. The citation is 2000 *Wisc. L. Rev.* 369. Also, his article "The Evolving Police Power: Some Observations for a New Century" (coauthored with Dave Kopel) has been accepted for publication by the *Hastings Constitutional Law Quarterly*. In addition, he wrote, "Waves of Grain," which was recorded by the Nebraska Guitar Militia and reached #5 on the alternative country charts on MP3.com. Prof. Reynolds appeared on the Fox News Channel's "O'Reilly Factor" Sept. 14, talking about the Wen Ho Lee case and about the Gore fundraising memo investigation. Prof. Reynolds was quoted in the Oct. 19 issue of *The New York Times* in a story by Carl S. Kaplan regarding a state's right to regulate the



Profs. Penny White, Otis Stephens, and Joan Heminway

## UT welcomes new faculty

The UT College of Law welcomed three new faculty members at the start of the 2000-01 academic year.

Two of the new faculty reaffirmed previous ties with the College, while the third moved to Knoxville after 15 years of corporate practice experience in the northeast.

Dr. Otis H. Stephens, a UT Alumni Distinguished Service Professor of Political Science, moved across campus to the College of Law where he became Resident Scholar of Constitutional Law. Dr. Stephens, a member of UT's political science faculty since 1967, has authored or co-authored five books on the U.S. Constitution and has published numerous articles, book reviews, and professional papers. During his distinguished career in academia he has taught at the Harvard Law School, Johns Hopkins University, and Georgia Southern College.

Penny J. White, a former Tennessee Supreme Court Justice and adjunct instructor at the UT College of Law, returned to Knoxville after serving as a visiting professor at Washington and Lee University, West Virginia University, and Denver University. Prof. White was a circuit court judge for the First Judicial District of Tennessee and as a Court of Criminal Appeals judges prior to being named to the Tennessee Supreme Court in 1994. She was an adjunct instructor at UT from 1987 to 1997.

Joan MacLeod Heminway was a member of the Boston office of the firm of Skadden, Arps, Slate, Meagher & Flom LLP from 1985 through 2000 working in the areas of public offerings, private placements, mergers, acquisitions, dispositions, and restructurings. Prof. Heminway has also represented clients pro bono in political asylum applications, landlord/tenant appeals, social security/disability cases, and not-for-profit incorporations and related corporate law issues. She was honored on four occasions for her pro bono work with the Political Asylum/Immigration Representation Project in Boston.

sales of items via the internet. This piece deals with a suit by Brown and Williamson Corporation against the State of New York.

Prof. **Barbara Stark** had the following articles published: "Women and Globalization: The Failure and Postmodern Possibilities of Interna-

tional Law," 33 *Vand. J. Transn'l L.* 503-71 (2000) (lead article); "Bottom Line Feminist Theory: The Dream of a Common Language," 23 *Harv. Women's L. J.* 227-46 (2000); and "International Human Rights Law, Feminist Jurisprudence and Nietzsche's Eternal Return: Turning the Wheel, in *Feminist Approaches to Social Movements, Community and Power* 124-46 (Robin Teske & Mary Ann Tetreault eds. 2000). Prof. Stark was an invited participant in a week-long training seminar on Humanitarian Law at the Graduate Institute of International Studies in Geneva in early August. Law teachers from 28 countries participated in the program, which included lectures by the former judge of the International Criminal Tribunal for Yugoslavia and a drafter of the ICC. Prof. Stark was the only American representative. In addition, Prof. Stark presented a paper on "Domestic Violence and International Law: Good-Bye Earl (Hans, Pedro, Gen, Chou, etc.)," at Loyola Law School in October as part of a symposium entitled "Domestic Violence Across the Curriculum." Three of her recent works have been published as book chapters: "The International Covenant on Economic Social and Cultural Rights as Resource for Women" from *Women and International Human Rights*, Vol. 2 (Kelly D. Askin and Dorean M. Koenig, 2000); "The U.S. Ratification of the Other Half of the International Bill of Rights," from *The United States and Human Rights: Looking Inward and Outward* (David B. Forsythe ed., 2000); and "International Human Rights Law, Feminist Jurisprudence, and Nietzsche's 'Eternal Return,'" from *Feminist Approaches to Social Movements, Community, and Power*, Vol. 1 (Robin L. Teske and Mary Ann Tetreault eds, 2000).

Prof. **Greg Stein's** article, "Who Gets the Takings Claim? Changes in Land Use Law, Pre-Enactment Owners, and Post-Enactment Buyers," was published last summer in the *Ohio State Law Journal*. The article addresses the question of whether a landowner can bring a regulatory takings claim if he knew that his land was subject to use restrictions when he bought it. Prof. Stein spoke at the ABA Annual Meeting in New York in July. The discussion was entitled "Is There Any Recourse Against Nonrecourse Financing? The Scope of the Borrower's Liability in a Nonrecourse Real Estate Loan." His article on this topic also was included in the ABA's program materials for the meeting. Prof. Stein's article, "When Can A Nonrecourse Lender Reach the Personal Assets of its Borrower?," was accepted for publication by "The Practical Real Estate Lawyer." It is scheduled to appear in the spring of 2001. Prof. Stein was promoted to full professor in August.

Dr. **Otis Stephens** presented a session on "Legal Questions About the ADA" during a daylong program entitled "Americans With Disabilities Act: How Does It Affect You?" that was held at the University Center in October. The program was sponsored by UT Disability Monitors.

Prof. **Steve Thorpe** presented a lecture on research in the United States to students, a faculty member, and the library director at Free University in Berlin, Germany in September. He also consulted with the library director on the university's U.S. law collection.

An essay by Writing Specialist **Penny Tschantz** is included in a new book, *Breathing the Same Air—an East Tennessee Anthology*, published by the Knoxville Writers' Guild. Prof. Tschantz wrote a profile of two local artists, Margaret Scanlan and Cynthia Markert.

Prof. **Penny White** and **Ann Barker** attended the Fall Leadership meeting of the American Bar Association Litigation Section in October in Toronto, Canada. Adjunct professor Barker serves as co-chair of the Membership Committee for the section and also serves on the Federal Fast Track Task Force. Prof. White serves as co-chair of the Training the Advocate Committee and co-chair of the Task Force on Expanding Legal Services. The meeting consisted of substantive sessions on the future of the legal profession as well as planning sessions for the Section's upcoming programs.

Prof. **Paul Zwier** lectured at Strauss Institute for Dispute Resolution in Malibu, Calif., May 30-June 10. He was also a Team Leader for NITA's Advanced Trial Advocacy Program in Broomfield, Colo., and then Co-Program Director for NITA's two week National Trial Advocacy Program at the University of Colorado Law School. Prof. Zwier had two books published, *Effective Expert Testimony*, (NITA 2000) with Malone; and *Fact Investigation: Interviewing, Case Analysis, and Counseling* (NITA 2000) with Bocchino.

## Law Review Fund established to honor Micki Fox's service

Over the years the name Micki Fox has become synonymous with the *Tennessee Law Review*. Micki has been Business Manager of the *Law Review* since 1971 and, in recognition of her 30<sup>th</sup> year of service, the College of Law has established the Micki C. Fox *Tennessee Law Review* Trust Fund.



**Micki Fox**

Dean Tom Galligan said earnings from the fund will be used solely for the benefit of the *Tennessee Law Review* and its members. The *Review* is a charitable organization and gifts will be deductible for income tax purposes.

"Micki has been, and will continue to be, an irreplaceable asset to the *Tennessee Law Review*," Dean Galligan said. "We can think of no finer honor to her and the *Tennessee Law Review* than the establishment of this fund."

If you would like to make a contribution to the fund, please make your check payable to the Micki C. Fox *Tennessee Law Review* Trust Fund and mail it to Micki C. Fox *Tennessee Law Review* Trust Fund, UT College of Law, 1505 West Cumberland Avenue, Knoxville, TN 37996-1810. If you have questions please call (865) 974-4464.

# Walter W. Bussart Professors named

Jerry J. Phillips and Joseph H. King have been named co-holders of the first Walter W. Bussart Professorship at the UT College of Law.

The new professorship is funded by a gift from Walter W. Bussart '66 of Lewisburg, Tenn. The Bussart Professor(s) of Law will be selected annually by the Dean of the College in consultation with Bussart.

Bussart, partner in the Lewisburg firm of Bussart & Medley, established the professorship to maintain, promote and strengthen the tort system in American jurisprudence. He is particularly interested in promoting excellence in advocacy, faithful adherence to ethical standards, and the adversary system.

Since receiving a law degree from UT in 1966, Bussart has been a loyal alumnus of the College, having served as a member of the Alumni Advisory Council and Dean's Circle for many years.

Upon graduation from law school Bussart became a clerk with the Tennessee Supreme Court and also joined the Tennessee Army National Guard. He later attended the Tennessee Military Academy where he was awarded the Erickson Trophy as the outstanding graduate of his 1968 class. He served as a State Staff Judge Advocate and rose to the rank of Colonel, retiring in October 1998.

Bussart was elected as judge of the General Sessions, Juvenile and Probate Courts of Marshall County in 1974 and served there until his election to the State House of Representatives in 1978. He has been selected as a Fellow in the American College of Trial Lawyers and is Board Certified in Civil Trial Advocacy by the National Board of Trial Advocacy. He served on the Board of Governors of the Tennessee Bar Association for 12 years and also served as a Special Judge on the Tennessee Court of Appeals.

Professor King has been widely published and is a frequent lecturer on medical issues. His research interests include torts matters, especially relat-



Walter W. Bussart



Jerry J. Phillips



Joseph H. King

ing to the standard of care and causation; medical malpractice; worker's compensation; and social security disability. He is the author of *The Law of Medical Malpractice in a Nutshell* and his writings have been published in the Wake Forest, Oklahoma, Baylor, Houston, Tennessee, Ohio State, Vanderbilt, and University of Pennsylvania law reviews and the Yale and Duke Law Journals.

Professor King has lectured frequently to health care providers and to veterinarians on professional liability. A member of the UT faculty since 1973, he has twice received the Harold C. Warner Outstanding Teacher Award, has received the W. Allen Separk Outstanding teacher Award, and has also been honored with the Carden Award for Outstanding Service and the Carden Award for Outstanding Scholarship.

Professor Phillips is internationally renown in the area of products liability. He is the author of several books on the subject, including *Products Liability: Cases and Materials*, *Products Liability in a Nutshell*, and a 3-volume treatise on products liability. He is also the author of a casebook on torts. Professor Phillips is consulted nationally and internationally. He has written numerous articles on constitutional law, law and literature, evidence, and torts.

A member of the UT faculty since 1967, Professor Phillips was named the W.P. Toms Professor in 1980. He was the recipient of a Carden Fellowship and received the Mellon Family Award.

## Davies is Stewart Faculty Scholar for '00-01

Thomas Y. Davies has been named the Elmer L. Stewart Faculty Scholar at the UT College of Law for 2000-01.

The Faculty Scholar Fund was established by a gift from the late Elmer L. Stewart '26 of Lexington, Tenn. Mr. Stewart died in October 2000.



Thomas Y. Davies

handling criminal cases. The majority of his cases since the 1950s, however, were civil.

The Stewart Faculty Fund is used to support UT law faculty members whether they be full-time, adjunct or visiting faculty.

Mr. Stewart was believed to be Tennessee's oldest practicing attorney when he retired in 1999. Throughout his career, which began in 1926 in his hometown of Lexington, he practiced with an easygoing but thorough manner that mirrored his personality. The early part of his career was spent

Professor Davies's special area of expertise is search and seizure law and the related exclusionary rule. His research on the effects of the exclusionary rule has been discussed in several U.S. Supreme Court opinions as well as a number of state supreme court opinions. He has appeared as counsel in two Supreme Court search cases and has also been a witness before the U.S. Senate Judiciary Committee on proposed legislation relating to exclusion.

Articles by Professor Davies have been published in the *American Bar Foundation Research Journal*, the *Justice System Journal*, the *Michigan Law Review*, and the *Tennessee Law Review*. Before joining the UT faculty in 1986, Professor Davies practiced law as a corporate litigator in the Chicago office of Kirkland & Ellis and was also a researcher at the American Bar Foundation.

Professor Davies received the UT College of Law's Marilyn V. Yarbrough Faculty Award for Writing Excellence in 2000.

# Alumnus Lindsay Young provides gift for second UT law professorship

Robert M. Lloyd is the recipient of a second Lindsay Young Professorship that has been established at the UT College of Law.



Robert M. Lloyd

The professorship is funded by a gift from Knoxville attorney Lindsay Young '35.

This Lindsay Young Professorship will be awarded to a current faculty member who possesses a proven teaching and research record in areas which complement the priorities of the UT College of Law and who currently contributes significantly to the College.

Mr. Young grew up in the shadow of UT and after graduating from Knoxville's West High School entered the University in 1930. He and twin brother Robert switched to law after just two years and both received their degrees in 1935.

Mr. Young was an associate of the late Knoxville businessman B. Ray Thompson and also represented several coal companies in East Tennessee, East Kentucky and Southwest Virginia during his career. Over the years he has provided gifts to UT which have allowed the establishment of eight faculty professorships in the College and Arts and Sciences, one in the College of Veterinary Medicine, and now two in the College of Law.

Professor Lloyd came to the UT College of Law in 1983 after a successful career in commercial law with the Los Angeles firm of Sheppard, Mullin, Richter & Hampton. He helped to develop UT's new concentration in business transactions and served as the first director of the college's Center for Entrepreneurial Law. Professor Lloyd is the author of *Secured Transactions* and has had numerous articles on commercial lending transactions published.

Since joining the UT faculty Professor Lloyd has twice been honored with the Student Bar Association's Outstanding Teaching Award and the Harold C. Warner Outstanding Teacher Award. In 1996 he received the UTK National Alumni Outstanding Teacher Award. Professor Lloyd has also received the Carden Faculty Scholarship Award and is a Fellow of the American College of Commercial Finance Lawyers.

John L. Sobieski, Jr., the College's associate dean for academic affairs, was named the first Lindsay Young Professor in 1986.



James Brown



Tom Eikenberry



Ella Sims

## UT law students participate in Cambridge summer program

Three UT law students are back on campus after spending six weeks in England last summer studying at Cambridge University.

James Brown, Tom Eikenberry and Ella Sims were the first three UT law students to participate in the fully-accredited summer international program at Downing College of Cambridge University. The program was jointly sponsored by Downing College and the University of Mississippi law school with the Universities of Tennessee and Arkansas as affiliates. The program ran July 2 through Aug. 10.

"It was a wonderful opportunity to see the law from a global perspective," said Eikenberry, a joint JD/MBA student. "We had some of the most respected professors in the world and it was great to listen to their views and comments on international law."

Eikenberry took two courses in England, International Law and International Commercial Litigation.

Sims also took two courses, Legal History and Comparative Law.

"It was an excellent opportunity to travel and to experience other cultures," she said. "It was especially interesting to study the court systems of other countries such as England and France. We were able to visit many of the English courts."

UT Prof. Joseph Cook was a member of the international faculty that included professors from Mississippi and Arkansas and two Cambridge Fellows. Prof. Cook taught "Political Liberalism: The Evolution of John Rawls' Theory of Justice."

"The program affords an exceptional opportunity for our students," Prof. Cook said. "They may earn academic credit for courses unavailable at home, some taught by members of the Cambridge faculty. Moreover, six weeks' living in a medieval university town, and the opportunity to venture beyond its boundaries, is a unique enriching experience for both students and faculty."

"I'm pleased our students had an opportunity to participate in this year's program and hope we can continue to provide this or similar educational and intellectual experiences to our students," said UT Law Dean Tom Galligan.

Prof. Cook plans to return next summer to teach the same course. He will be joined by UT law colleague Pat Hardin, who will teach a course in employment discrimination.

The dates for this year's program are July 1 through Aug. 9.

# UT College of Law is national leader in on-line education

By Professor Bob Lloyd

This summer the College of Law broke new ground in legal education. Using computer-based materials and on-line classes, we taught a two credit-hour course in commercial law without face-to-face class meetings. Students learned the Uniform Commercial Code by interacting with web sites and with CD-ROM-based programs. They attended classes from their homes by participating in on-line discussions. The ABA gave us special one-time authorization to conduct the course this way, and as far as we have been able to determine, this is the first time an accredited law school has taught a course like this.

The course was a survey of commercial law intended primarily for students (especially those in the advocacy concentration) who did not plan to practice business law and who did not have room in their schedules for the standard four-hour commercial law course.

The course covered primarily Articles 9 (secured transactions) and 3 (commercial paper) of the UCC. For the secured transactions portion of the course, we used primarily a set of materials developed by Prof. Lissa Broome of the University of North Carolina and published by the Center for Computer-Assisted Legal Instruction (CALI). Professor Broome's materials cover each rule of the law of secured transactions by first giving the student a textual explanation of the rule and reinforcing this with two or more examples of the application of the rule in a real-world transaction. This is followed with a series of multiple choice questions to make sure the student has understood the rule. After a student has completed all of Professor Broome's materials, she has a solid basic understanding of secured transactions. Students had the option of accessing the materials from the CALI web site, running them in the College of Law's computer lab, where they are installed on the network, or purchasing them on a CD-ROM from CALI.

The students were also required to complete several computer-based exercises that I had developed for CALI. These exercises covered specific aspects of secured transactions in more depth. They required the students not only to understand the basic concepts, but also to dig into the statutory language. Through the use of these exercises, the course not only gave the students a basic understanding of the UCC, but it also strengthened their skills in statutory analysis. These exercises were also available through the Internet, through CALI, or at the computer lab.



For the commercial paper part of the course, we used a series of exercises that I developed and posted on the College of Law's web site. These exercises, like Professor Broome's, combine textual explanations with interactive learning through multiple-choice questions. They have the additional feature that, like a Socratic professor, the computer asks follow-up questions to explore the reasoning behind the student's answer. While some student answers elicit immediate feedback explaining why the answer was right or wrong, others prompt a response asking the student why she chose that particular answer. This type of question has a number of benefits. First, and most obvious, it enables the computer to give the student focused feedback to correct the misapprehension that caused the wrong answer, rather than merely giving a general explanation, most of which deals with things the student already knew. Second, this type of question actively engages the student. She is made to feel that the program is being tailored to her needs, rather being a one-size-fits-all exercise. Third, the delayed feedback aids retention. Tests have shown that when students are required to think about their response, rather than merely being told immediately whether it was correct, they are more likely to remember the material for a long time. Fourth, this type of question allows students who are learning the material easily to move through it quickly, while giving those who are having trouble the repetition they need. Finally, it discourages the student from answering without thinking in order to move through the lesson quickly.

For readers who would like to brush up on commercial paper or just sample the teaching materials that we used, they are available on the College of Law's web site:

Introduction to Commercial Paper at  
<http://www.law.utk.edu/cle/intro/index.htm>

Elements of Negotiability at  
<http://www.law.utk.edu/cle/elements/index.htm>



Negotiation at  
<http://www.law.utk.edu/cle/holder/index.htm>

Becoming a holder in due course at  
<http://www.law.utk.edu/cle/hdc/index.htm>

Rights of a holder in due course at  
<http://www.law.utk.edu/cle/rights/index.htm>

A similar lesson, which was not used in the on-line course (although it was used in the four-hour classroom course taught in the spring), has been approved for one hour CLE credit in Tennessee. It is an introduction to the law of letters of credit and it is available at

<http://www.law.utk.edu/cle/letcred/index.htm>

Access to the course is free. There is a \$20 fee if you wish to receive CLE credit.

While the computer-based exercises were the primary teaching vehicle, we also had virtual classes in which we all met in an on-line chat room at a designated time. A few days before each of these classes I e-mailed the students one or more problems which they were to be prepared to discuss on line in our class. The students found the on-line classes very helpful. Seeing my questions, their fellow students' answers, and my responses on the screen was an interesting change from the normal classroom format. As an additional bonus, the software we used made it possible for each student to download and print a transcript of the entire class for later study.

The students took advantage of the on-line classes to ask questions about things that had come up as they went through the computer-based exercises. Although I encouraged students to e-mail their questions to me as they were studying and I was usually able to give fairly fast responses to their questions, they tended to save their questions for the on-line classes. I think that this showed there was a good rapport within the class, as students were willing to ask their questions in front of their classmates (in the virtual sense) rather than doing it in the privacy of a personal e-mail exchange.

The final exam in the course was a traditional, old-economy law school exam in which the students came to the law school building, sat in a classroom, and filled bluebooks with handwritten answers to essay questions. The quality of the answers was excellent, and it verified my belief that computer-based lessons are a very effective way to teach some kinds of legal materials.

In the long term, we hope to build on the success of this course by offering a number of similar courses and allowing students at other law schools to enroll in them. Our immediate plan is to seek ABA approval to offer the commercial law course again next summer with some improvements suggested by last summer's experiences. Last summer we limited the course to students who would be living in the Knoxville area so that if we

had technical problems we could supplement the course with live classes. We now have enough confidence in the technology that we don't think we need that fallback, so we plan to make the course available to students who are traveling and those who are studying or clerking in other cities.

I'd be interested in getting alums' thoughts on this new direction in legal education. If you have opinions or questions please write me or call me at 865/974-6840).

## UT College of Law offers CLE program on New Federal Rules of Civil Procedure

As a result of the generosity of the founders of the University of Tennessee College of Law Center for Advocacy and Dispute Resolution, the Center will bring to the College of Law each year a number of distinguished visiting scholars, to teach, speak, and write on topics of importance to better advocacy and dispute resolution. The inaugural program is entitled, "The New Federal Rules of Civil Procedure: How Will They Affect Litigation Strategy and Tactics?"

On December 1, 2000 a number of new federal rules of civil procedure went into effect that affect voluntary discovery obligations, the grounds for obtaining additional discovery, service of process, jurisdiction, venue, mass torts, and ethics and privilege obligations. Congress's latest attempts to try to standardize procedures that will balance discovery demands against the costs of fairly resolving disputes once again shifts the field upon which litigators play. Professors Tom Rowe (Duke), Linda Mullinax (Texas), John Oakley (Cal Davis), and Morgan Cloud (Emory) will discuss the changes that have been made and their likely effect on litigation and the fair resolution of disputes.

Each scholar will teach two classes in an advanced seminar in civil procedure, write a law review article for a symposium issue of the *Tennessee Law Review*, hold a colloquium for the law faculty, and return to speak again (along with two additional distinguished panelists) for a day-long law review cosponsored program on March 15, 2001. The program will also include several lectures to the University community. You may read about the topics, dates, and times of their public lectures, and the proposed titles of their symposium articles on this website: <http://www.law.utk.edu/cle/FedRules.htm>. Please mark your calendars for the dates and times of the speakers and topics of particular interest to you and come and join us for these lectures, and for the CLE symposium on March 15, 2001.

The cost of the CLE Seminar on the Federal Rules of Civil Procedure is \$200 for attorneys and \$50 for academics; the fee includes all materials and lunch.

To register for the CLE symposium on March 15, 2001, visit our web site at <http://www.law.utk.edu/cle/FedRules.htm> or telephone Micki Fox at (865) 974-4464.

# Career Services

## NEWS FOR ALUMNI

### Tennessee Alumni Job Briefs Now On-Line

Job listings received by Career Services are now available on-line through the College's web site at [www.law.utk.edu](http://www.law.utk.edu). From this page, click on Career Services, then on Tennessee Alumni Job Briefs. You will be prompted to enter a user name, which is **govols** (one word, lower case) and a password, which is **jobs** (also lower case). The on-line version offers two important benefits not available with a paper subscription: listings are updated on a weekly basis, and it is free! If you would prefer to subscribe by mail, the rate is still \$12 for one year.

### Reciprocal Services at Other Law Schools

Thinking of moving? Need to relocate? Career Services can assist in your job search by requesting reciprocal services for you from the career development office at a law school in or near your chosen city. Services available typically include eligibility to subscribe to employment opportunity newsletters, as well as the opportunity to meet with office staff to discuss local opportunities. Each law school has its own reciprocity policy – and some are more restrictive than others – so it's best to allow adequate time to inquire before you plan a trip to the area.

## NEWS FOR EMPLOYERS

### Let Career Services Assist with All of Your 2001 Hiring Needs

Whether you seek an experienced attorney, an entry-level associate or a law clerk, we can help you find the person you need. We also can help you find someone for temporary or single project assistance. Consider the following services:

- **Tennessee Alumni Job Briefs** – Contact us with your job listing by phone, fax, e-mail or mail and at no charge, your notice will be posted on our web page. Alumni seeking lateral moves or students seeking clerkships can contact you directly, or we will collect resumes for you and mail them in one convenient packet.

- **On-Campus Interviewing** – Recruiting dates for spring semester 2001 are Monday, February 12 through Friday, April 27; fall semester interviews will begin on Friday, September 14. Resumes will be forwarded to you for prescreening before your on-campus date so that you may select only those students you believe will fit your hiring needs.

- **Videotaped Interviews** – If your schedule will not permit an on-campus visit, we will be happy to arrange videotaped interviews of the candidates you select through resume prescreening. Simply send us your list of interview questions and watch the videotaped responses at your hiring committee's convenience.

### Job Fairs Are A Great Place to Interview

Off-campus job conferences are a great way to meet students from law schools across the nation. Features typically include: total resume prescreening; scheduling flexibility over two full or partial days; and interviewing accommodations in suite hotels. The College of Law partici-

pates in the following job fairs and would be happy to send you more information about any of them.

- The Southeastern Law Placement Consortium holds an annual recruiting conference in Atlanta. The 2001 event is scheduled for Friday, September 21 and Saturday, September 22, with an employer registration deadline in late March. The oldest of the off-campus lawyer interviewing programs, the Southeastern attracts many national employers. Second and third-year students are eligible to participate, as are alumni completing a judicial clerkship. Sponsoring law schools include: University of Alabama; Cumberland, Samford University; Emory University; University of Florida; University of Georgia; University of Kentucky; University of Memphis; University of Miami; University of South Carolina; University of Tennessee; Washington and Lee University; and William & Mary.

- The Southeastern Minority Job Fair is also held in Atlanta. The 2001 event will take place on Friday, August 10 and Saturday, August 11, with an employer registration deadline in early May. More than 100 employers from across the nation and approximately 600 second- and third-year students participate. Forty Southeastern law schools, including The University of Tennessee, sponsor this event.

- The National Association for Public Interest Law (NAPIL) Career Information Fair focuses on opportunities with government agencies, legal services offices, civil rights organizations, consumer and environmental advocates, and other representatives of the public interest community. The format for this event, usually held in early November in Washington, D.C., is divided between information tables and actual job interviews. Second- and third-year students from all NAPIL member schools are eligible to participate.

- The Patent Law Interview Program gives second- and third-year law students with engineering or science-related degrees the opportunity to interview with employers practicing in the area of intellectual property. It is held in Chicago in early August and is sponsored by the Loyola University School of Law.

### Career Services Staff

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# Admissions

## Admissions, Financial Aid, and Career Planning — Partners in the pipeline of new attorneys

By Karen R. Britton

Director, Admissions, Financial Aid and Career Services

The 2000 New Year brought in a new century, and with it a new group of individuals who are considering law as a career. The transition from admitted candidate to career-minded first-year law student takes place in a few short months. As these individuals become candidates for admission to law schools, we can make some educated projections of what legal employers can expect their new attorneys to be like in the next few years. A reliable crystal ball would be useful for articles such as this, but my reading of the tea leaves suggests that employers will see the following:

**More women than men applying for clerkships and associate positions.** More women than men applied for law schools nationwide, and at Tennessee, in 1999-2000. Our 2000 entering class was 51% female.

**High undergraduate grade point averages from many students.** The median undergraduate grade point average for our 2000 entering class was 3.50. Twenty-five percent (25%) of the entering class had UGPAs of 3.74 or higher. In addition to making very good grades, our entering students have likely been very active on campus, held jobs while in school, and perhaps had a career before they considered law school. (Several alumni have said that they are glad they were admitted in a less competitive era than today's admissions environment.)

**Selectivity in admissions contributing to greater flexibility in hiring.** The College of Law is fortunate to be considered among the more selective law schools, admitting an average of 35% of its applicants in the decade of the 1990s - a decade in which declining interest in law school attendance led to increasing competitiveness for top students. Small differences in law school grade point average can separate students who are seemingly far apart in class rank. Since the admissions process is extremely selective, employers should feel comfortable considering applicants whose UT law school class rank places them deeper in the class than the employer might have traditionally required. The Office of Career Services is glad to provide employers with information about grade and rank equivalencies to facilitate comparison of our students and students graded on different scales at other law schools. Our employers tell us that they can go "deeper" in our classes and still find the candidates for a summer clerkship or an associate position that fit their overall hiring criteria.

**Degrees from highly competitive undergraduate schools.** Many of our students attended highly regarded and very competitive undergraduate schools. The Admissions Committee takes into consideration both difficulty of undergraduate school and of undergraduate major in its admis-

sions decisions. It is not unusual to see somewhat lower UGPAs in these situations.

**More students with increasing debt burdens.** Members of the Class of 2000 reported an average debt burden of \$38,831. This amount, while still slightly under the national average for graduates of public law schools nationwide, may surprise many of our less-than-recent graduates. Attendance at the College of Law was estimated to cost Tennessee residents approximately \$17,000 for the 2000-2001 academic year and approximately \$27,000 for residents of other states. Lack of scholarship support remains one of the primary reasons that our admitted candidates accept offers of admission from other law schools.

**Graduates for whom law will be a second career.** We see an increasing number of applicants who are turning to law after successful careers in engineering, medicine, business, and education. It is not uncommon to see lower grade point averages for students who attended college or another professional school some years ago. These students bring valuable life experience and perspective to law school and into the workplace.

**More students employed earlier in the recruitment cycles.** Our students are "in demand" for summer clerkships, judicial clerkships, and entry-level attorney positions.

As of May graduation, 70% of the Class of 2000 had accepted employment. (Final statistics for this class will be available in March 2001.) Between 13 - 20 graduates of each of the Classes of 1998, 1999 and 2000 accepted federal and state judicial clerkships, in all corners of the United States, from Billings, Mont., to St. Thomas, Virgin Islands. First-year law students are finding an increasingly favorable employment market for paid clerkship positions, although many students remain interested in volunteer internships with judges and various agencies. The booming lateral hiring market is helping to spread the reputation of the University of Tennessee College of Law as many of our graduates are relocating.

**More students who have taken advantage of our concentrations in Advocacy and Dispute Resolution and in Business Transactions and who earned the joint J.D./M.B.A. degree.** These attractive opportunities are appealing to the applicant for admission and create yet another selling point for the College of Law.

The College of Law's admissions, financial aid and career planning personnel work together to meet the changing needs of our constituencies - candidates for admission, current students, alumni, and employers. These areas have never been more interrelated. Alumni investment in recruitment of admitted candidates, in providing scholarship assistance, and in employment of our students and graduates is vital to our continued success in each of these areas.

# Honors Banquet and Awards Program, November 12, 1999



*Prof. Don Leatherman (center) receives the Harold C. Warner Outstanding Teacher Award from John Winemiller and Carol Anne Lamons.*



*Christy Holmes Dral (left) receives the Knoxville Auxiliary to the Tennessee Bar Association Award from Maureen Bosch.*



*Melainie Cantrell (right) receives the Tennessee Attorney General's Award for Excellence in Trial Advocacy from Jeffrey L. Hill.*



*Carrie Archer (right) receives the National Association of Women Lawyers Award from Dean Tom Galligan.*



*Natalie LeVasseur receives the Cunningham Excellence in Writing Award from James R. Cunningham '47 of Cincinnati.*



*Prof. Tom Plank (right) receives the Marilyn V. Yarbrough Faculty Award for Writing Excellence from Dean Tom Galligan. Prof. Plank also received the Carden Outstanding Faculty Award for Scholarship.*



*John Winemiller (left) and Tiffany Dunn (center) receive the Nathan Burkan Memorial Competition Award from Carol Parker.*



*Jennifer Buck (right) receives the Baker Donelson Student Leadership Award from Dean Tom Galligan.*



*Mary Jo Hoover (right) receives the Carden Outstanding Faculty Award for Service from Dean Tom Galligan.*



*Prof. Neil Cohen (left) receives the Bass, Berry & Sims Faculty Award from Bruce Foster.*



*Ursula Bailey (left, left photo) and Mary Gillum (left, right photo) receive William M. Leech, Jr. Public Service Awards from Patricia Cottrell.*

## Honors Banquet and Awards Program, continued

*Devin Murry (left), husband of Melainie Stovall Murry, accepts the Pryor Award from Robert E. Pryor on behalf of his wife.*



*Michael Moscardelli (left) receives the Hunton and Williams Outstanding Writing Award from Nick McCall.*



*Christy Carter (left) receives the Frank Benson Creekmore Award from David Creekmore.*



*Sonya Fowler (right) accepts the College's Support Staff Award from Dean Tom Galligan.*



*Prof. Bob Lloyd (right) receives the Carden Outstanding Faculty Award for Service from Dean Tom Galligan.*



*Prof. Carl Pierce (right) receives the Carden Outstanding Faculty Award for Service from Dean Tom Galligan.*

*West Publishing Awards are presented to Jennifer Coffin (right photo), Michael McKinney (center photo), and Christy Holmes Dral (bottom photo). The presentations are made by Dean Tom Galligan.*



*Sally Carter (right) receives the Law Library Support Staff Award from Dean Tom Galligan.*

Other awards presented to persons who were unable to attend the Honors Banquet:

The Charles H. Miller Excellence in Civil Advocacy Award -- Kristen Murphy and Jenny Kiesewetter.

The James L. Powers III Excellence in Criminal Advocacy Award- John Nicoll.

The International Academy of Trial Lawyers Advocacy Award-- Scott Thomas.

The W. Allen Separk Faculty Scholarship Award-- Prof. Tom Davies.

# Moot Court Banquet, April 15, 2000



*Nominees to the Order of Barristers include (left to right) Carol Anne Lamons, Sandi Pack, Michael Sayne, Emily Wiggins and Keli Stewart. Dean Tom Galligan is at right.*



*Keli Stewart (left) receives the Susan Devitt National Moot Court Award from Lauri Wingle.*



*Prof. Paul Zwier (left) receives the Forrest W. Lacey Award from Carol Anne Lamons.*



*Carol Anne Lamons (left) receives the Chancellor George Lewis Moot Court Board Award and the John C. Baugh Award from Dean Tom Galligan.*



*Michael Sayne (left) receives the Turcott Special Service Award from Carol Anne Lamons.*



*Sandi Pack (left) receives the Ogden & Sullivan Brief Writing Award from Dean Tom Galligan. Michael Berman and April York also shared the award.*

April York, who was unable to attend the banquet, received the McChung Medal.





### 2000 Advocates Prize

*Michael Berman and April York (left) won the 2000 Advocates Prize competition over Sandi Pack and Molly Hudgins (right). The presiding judges (center) were the Hon. Todd J. Campbell of the U.S. District Court for the Middle District of Tennessee, the Hon. Harry W. Wellford of the U.S. Court of Appeals for the Sixth Circuit, and the Hon. Bernice B. Donald of the U.S. District Court for the Western District of Tennessee.*

### 2000 Jenkins Competition

*Michael Sayne and Carol Anne Lamons (right) won the 2000 Ray H. Jenkins Mock Trial Competition over Traci Snyder and Emily Wiggins (left). The presiding judges were Donald F. Paine of the Knoxville firm of Paine, Tarwater, Bickers & Tillman, the Hon. Thomas W. Phillips of the U.S. District Court for the Eastern District of Tennessee, and Brian C. Quist of the Knoxville firm of Jenkins & Jenkins.*



*The Champs: Sandi Pack, April York and Michael Berman.*

## UT evidence team wins national championship

A team representing the University of Tennessee College of Law won the national championship at the Jerome Prince Evidence Moot Court competition April 1, 2000, at the Brooklyn Law School.

A trio consisting of third-year UT law students Michael Berman, Sandi Pack and April York won first place in the team competition, had the event's Best Brief, and York was named the event's Best Oralist. Berman is from Nashville, Pack from Jonesboro, Ark., and York from Cleveland, Tenn. Prof. Neil Cohen was the team's coach.

UT won all six rounds of the competition, which included 32 teams from across the nation. Among those competing were Georgetown, California-Berkeley, UCLA, Duke, NYU, Emory and North Carolina.

# Development Report

## NEW ENDOWMENTS/FUNDS

### *Beauchamp Brogan Law Professorship Endowment Fund*

Created on April 1999 from a gift from Roy C. Flowers, who was a member of the Board of Trustees of the University, from a sale of property donated to the University by Mr. Flowers. Besides creating other professorships in other colleges, \$100,000.00 was given to establish an endowment for a law professorship. The Beauchamp Brogan Professorship will be awarded to current faculty members in the College. Successful candidates will possess a proven teaching and research record in areas which complement the priorities of the College of Law and who currently contributes significantly to the College. The faculty member will be recognized for his/her role as an outstanding teacher and as an active leader in the College.

### *Walter W. Bussart Professor of Law Endowment Fund*

Walter W. Bussart deposited \$100,000.00 in a charitable trust to establish this professorship in December of 1999. Beginning in June 2000, \$10,000.00 is to be distributed annually to a recipient selected by the Dean of the College of Law. The selection of the recipient will be based upon contributions of the tort system and shall include, but not be limited to: legal writings, presentations, lectures, and particularly media events, with regard to torts; participation in federal and state legislative committees considering changes to tort law; effective instruction to law students and/or members of the practicing bar with regard to tort law; and scholarly contributions to legal organizations and law schools in the area of tort law.

### *Law Class of 1999 Scholarship Endowment Fund*

Established by the Class of 1999 with pledges to be paid over five years, as part of their Class Gift to the Law School. Once endowed, it will be available to entering law students.

### *Thomas C. Galligan, Sr. Scholarship Endowment Fund*

Established by Dean and Mrs. Thomas C. Galligan, Jr. in honor of his father, Thomas C. Galligan, Sr.. He graduated from Cornell Law school in 1932 and practiced labor, employment and advertising law as Associate General Counsel for Colgate-Palmolive, Inc. for over 50 years. He continued to practice law until his death in 1999. The scholarship is available to law students with preference to students who have overcome some personal hardship.

### *Warren Wesley and Lucile Donaldson Kennerty Scholarship Endowment Fund*

The scholarship will be available initially to an entering first-year law student. Thereafter, preferences for subsequent awards shall be given to the exiting recipient(s) if there is evidence of continued fulfillment of the criteria. The scholarship recipient(s) shall have been out of school for a minimum of four years before returning to law school. Selection will be made based on tangible evidence of exemplary character, a strong work ethic, and an uncommon willingness to provide service to others.

### *Forrest W. Lacey Scholarship Quasi-Endowment Fund*

Was established by the College of Law in honor of Forrest W. Lacey who was a professor at the law school from 1951 until 1983. The scholarship will be given to a law student who has demonstrated successful academic performance as an undergraduate and/or graduate student. High achievement on the Law School Admissions test may also be considered.

### *W. Allen Separk Professorship of Law Endowment Fund*

Was established by a gift from W. Allen Separk, '69 law graduate, in July, 1999. This professorship will be for a tenured, full professor in the College of Law.

### *Elmer L. Stewart Law Faculty Scholar Quasi-Endowment Fund*

This fund was established with a \$100,000 gift from Elmer L. Stewart who was a 1926 Law graduate from Lexington, Tennessee. He was believed to be the state's oldest practicing attorney when he retired from practice in 1999 at the age of 99. He died in October 2000.

### *Wolf, McClane, Bright, Allen and Carpenter PLLC Professorship of Law Endowment Fund*

Was established in July, 1999 by a pledge made by firm members to create a professorship in the firm's name. It will support a professor who teaches in the Center for Entrepreneurial Law. The first Wolf, McClane, Bright, Allen and Carpenter Professor will be named when the endowment principal reaches \$100,000.

### *Joel A. Katz Entertainment & Sports Law Professorship Endowment Fund*

Was established in September, 1999 with a \$100,000 pledge from Joel Katz, 1969 Law graduate. Once endowed, this professorship will be used in support of an adjunct professor, a visiting professor, or a full professor.

### *Law Class of 2000 Campaign Fund*

The Law Class of 2000 decided their class gift would be for a sculpture for the law school. At the end of the five-year period once pledge payments have been made, the selection committee will convene to discuss ideas for the sculpture project and then communicate the ideas to all the sculpture contributors for them to have an opportunity to voice their opinion on the final project.

### *Law Class of 1999 Art Fund*

Established by the Class of 1999 to fund a series of commissioned oil paintings to fill the 1<sup>st</sup>, 2<sup>nd</sup>, and 3<sup>rd</sup> floor corridors of the College of Law. This art work will consist of portraits of people who have contributed to either the College of Law (such as the first African-American graduate and the first female graduate) or have been significant contributors to the field of law in general.

## ALUMNI AND FRIENDS CLUB MEMBERS

In recognition of our generous donors, the College of Law publishes annually this Honor Roll, which lists donors who designate all or a portion of their gift to the law school. We have diligently checked and rechecked records. If we have omitted your name, please call the Office of Development and Alumni Affairs at 865/974-6691 so that we can correct our records and include you in future Honor Rolls. If you think you have made contributions or provided for bequests which would qualify you for a UT gift society membership, please call so that we can initiate the membership process.

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2/01

News/Awards/Honors

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City/State/Zip: \_\_\_\_\_

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This is my: \_\_\_\_\_ Office Address \_\_\_\_\_ Home Address \_\_\_\_\_

Is this a change of address? \_\_\_\_\_ Yes \_\_\_\_\_ No \_\_\_\_\_

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## New committee

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activities that are currently underway, as well as to get a sense of the meanings people in the College explicitly or implicitly ascribe to the concepts of "pro bono" and "public interest."

In its first report to the dean, the Working Group reported a number of worthy programs that were already in place — such as the Kolwyck Equal Access to Justice Fellowship Program, UT Pro Bono, and the Tennessee Association for Public Interest Law (TAPIL) — as well as many individual and departmental efforts that were ongoing.

The Working Group also had several recommendations, the first of which was institutionalizing and making more visible the College's commitment to pro bono and public interest law. To achieve this goal, the Working Group recommended establishing a standing Committee, hiring a student to serve as a Pro Bono and Public Interest Law Fellow in the College, developing a brochure for recruiting and advising purposes, instituting various awards to highlight dedication and achievement, and increasing financial and other support to student groups.

More effective career advising by faculty and the Career Services office was another of the Group's recommendations. Suggestions for accomplishing this goal included promoting and organizing student attendance at job fairs and conferences, and developing contact lists of alumni and employers who work in the public interest or provide significant pro bono services.

The Working Group also recommended that the College explore various ways to enrich and explain the curriculum, particularly for first-year students. This could be achieved by institutionalizing a regular course on "Public Interest Law & Lawyering" and advising interested students about

courses that include a significant pro bono or public interest component. The Working Group also advocated initiating discussions among the law faculty about the professional responsibility of law schools and the pro bono obligation of law teachers and students.

Finally, it was recommended that the College develop a program to address the problem of student debt. Alumni donations for additional scholarships for students with a demonstrated commitment to pro bono and public interest law could serve as debt "prevention," while various College-initiated programs for recent graduates pursuing public interest careers could provide post-graduate debt relief.

During fall semester 2000, the Committee on Pro Bono and Public Interest Law hired its first Law Fellow, third-year Jennifer Lichstein, who recently was awarded the 2001 Law Student Volunteer Award by the Tennessee Bar Association. (See page 8 of this edition of *Headnotes* for more information on this award and Ms. Lichstein.) The Law Fellow's duties will include assisting with the production of a brochure, advising interested students through the Career Services office, and working with student groups to organize meetings and attendance at off-campus events.

The Committee is eager to make contact with those of you for whom pro bono or public interest law is an important part of your life as a lawyer and as a human being. Our students are hungry for contact with practitioners of all political stripes and practice settings who can help them understand the profession and envision themselves in it. We want to develop a network of alumni who can offer various kinds of support to pro bono and public interest initiatives at the College of Law and who would be willing to share their wisdom. For more information on how you can help, contact Committee Chair Fran Ansley by phone at 865-974-6814 or by e-mail at [ansley@utk.edu](mailto:ansley@utk.edu).



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