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Law at Tennessee

THE UNIVERSITY OF TENNESSEE / COLLEGE OF LAW / 1988-89 BULLETIN



COLLEGE OF LAW

George C. Taylor
Law Center

1505 Cumberland

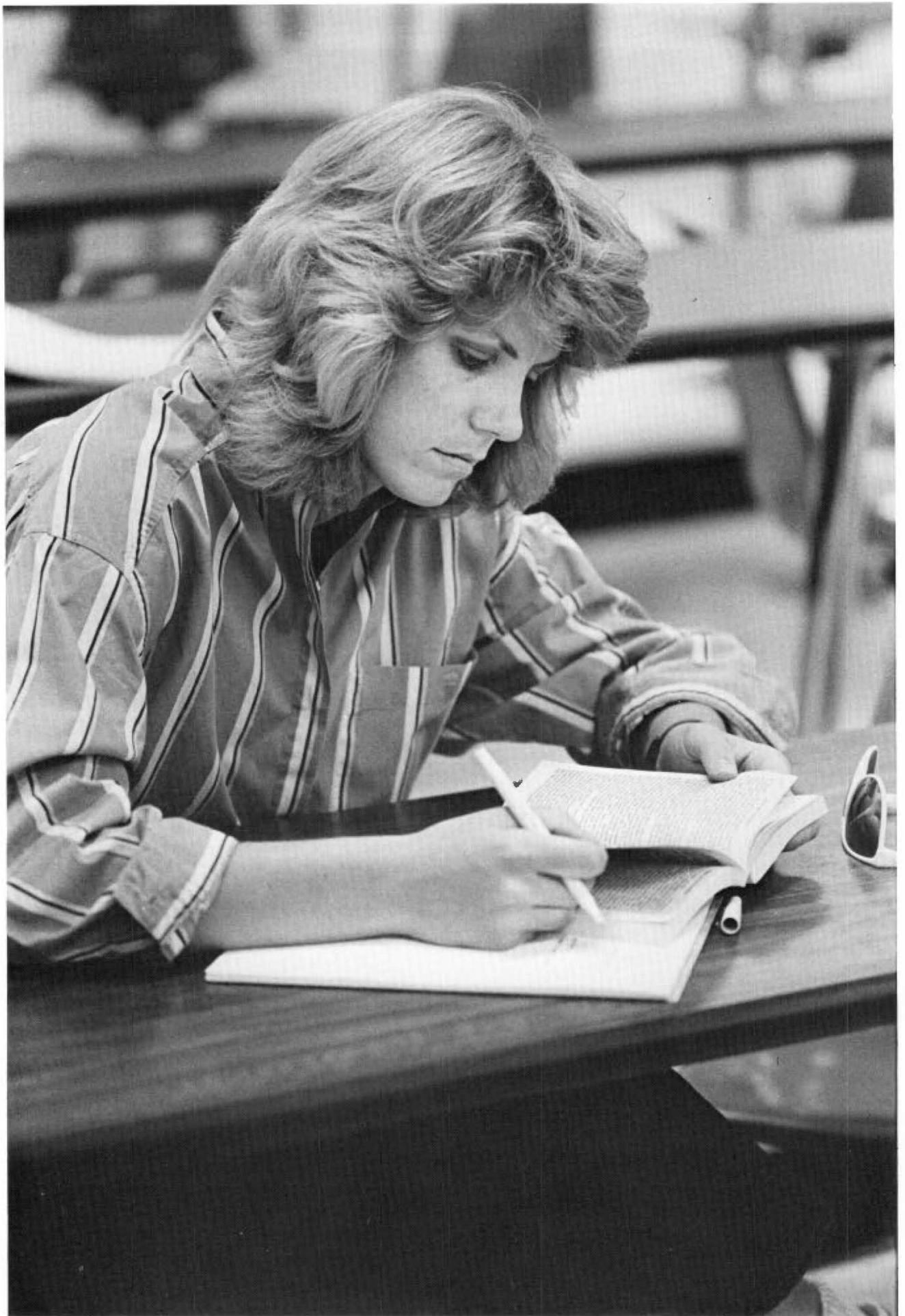


THE UNIVERSITY OF TENNESSEE COLLEGE OF LAW

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

1988/89 BULLETIN

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



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CALENDAR

1988/89

Fall 1988 Semester

Registration & Orientation	August 22-23
Classes Begin	August 24
Labor Day (No classes)	September 5
Thanksgiving Break	November 24-25
Classes End	December 2
Examination Period	December 6-15
Commencement	December 16

Spring 1989 Semester

Registration	January 9-10
Classes Begin	January 11
Martin L. King, Jr. Birthday (No classes)	January 16
Spring Break	March 20-24
Classes End	April 27
Examination Period	May 1-11
Hooding Ceremony	May 11
Commencement	May 12

Summer 1989 Term

Registration	May 23
Classes Begin	May 24
Independence Day (No classes)	July 4
Classes End	July 13
Examination Period	July 17-24
Commencement	August 11

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

1988/89

AUGUST

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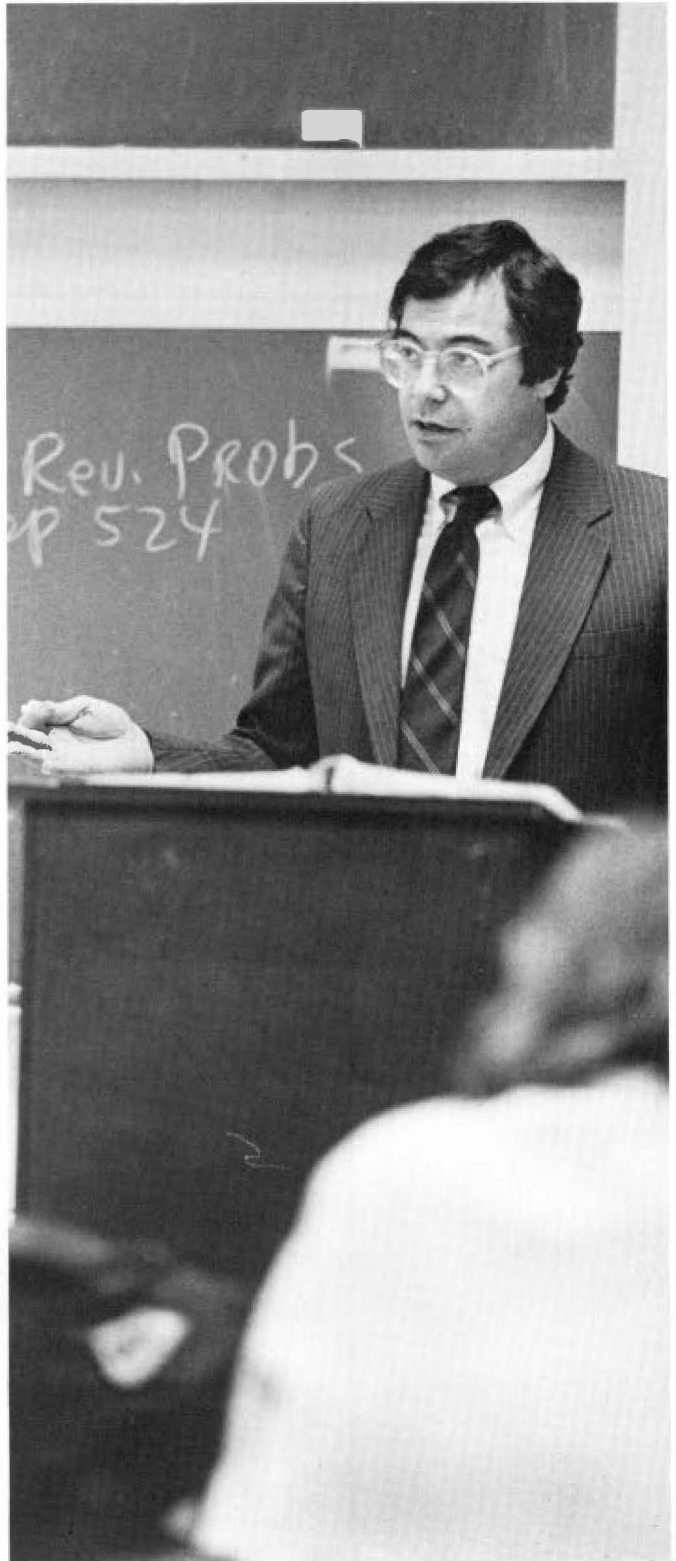
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1989/90

Fall 1989 Semester

Registration	August 21-22
Classes Begin	August 23
Labor Day (No classes)	September 4
Thanksgiving Break	November 23-24
Classes End	December 1
Examination Period	December 5-14
Commencement	December 15

Spring 1990 Semester

Registration	January 8-9
Classes Begin	January 10
Martin L. King, Jr. Birthday (No classes)	January 15
Spring Break	March 19-23
Good Friday (No classes)	April 13
Classes End	April 26
Examination Period	April 30-May 10
Hooding Ceremony	May 10
Commencement	May 11

Summer 1990 Term

Registration	May 22
Classes Begin	May 23
Independence Day (No classes)	July 4
Classes End	July 12
Examination Period	July 16-23
Commencement	August 10

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

1989/90

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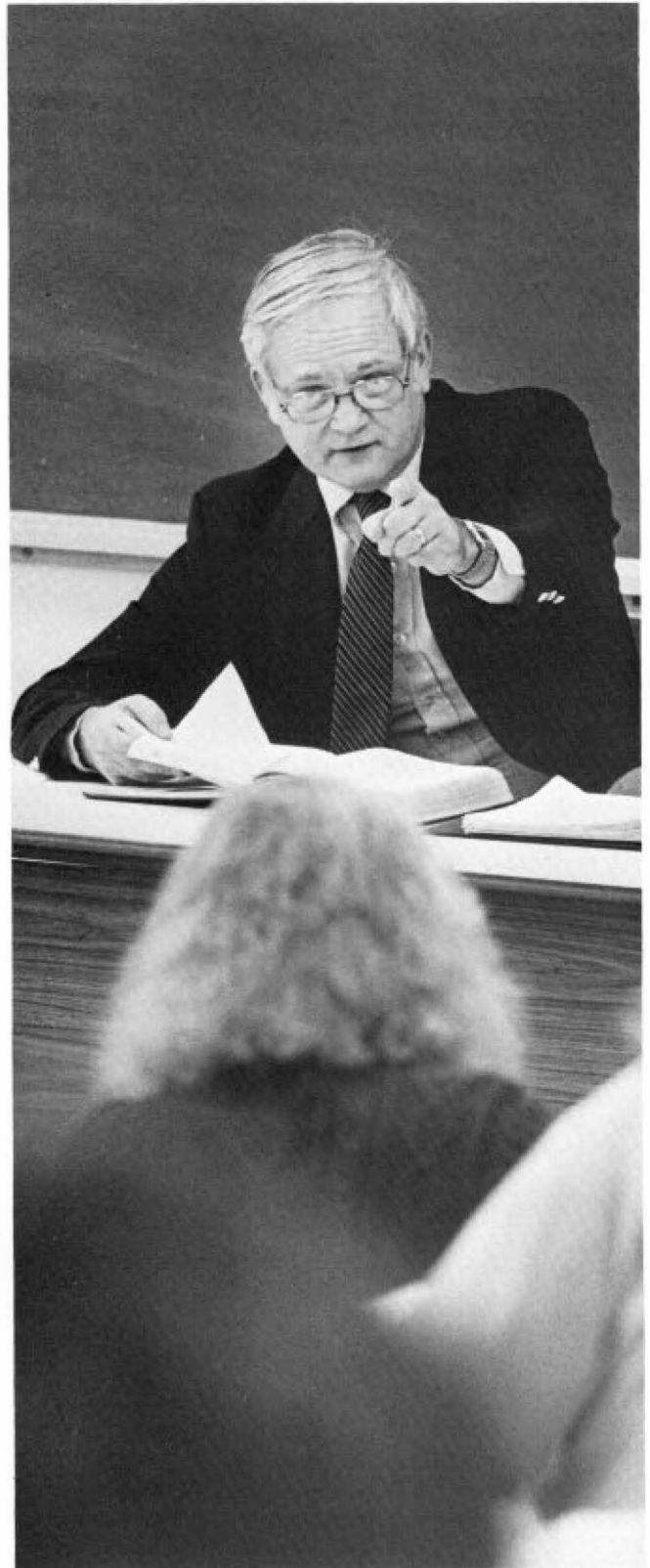
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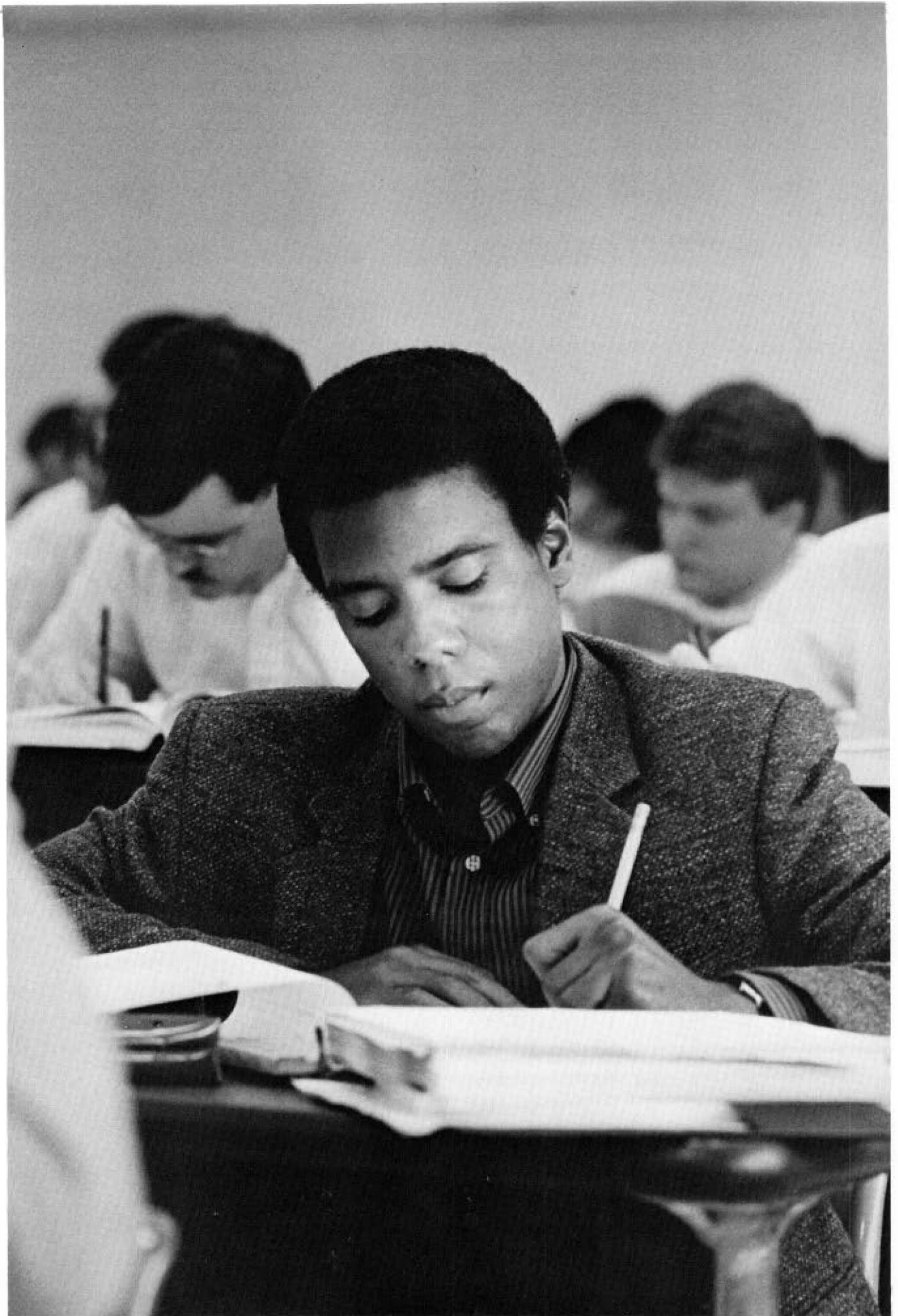
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LAW AT TENNESSEE

**The College
The Library**

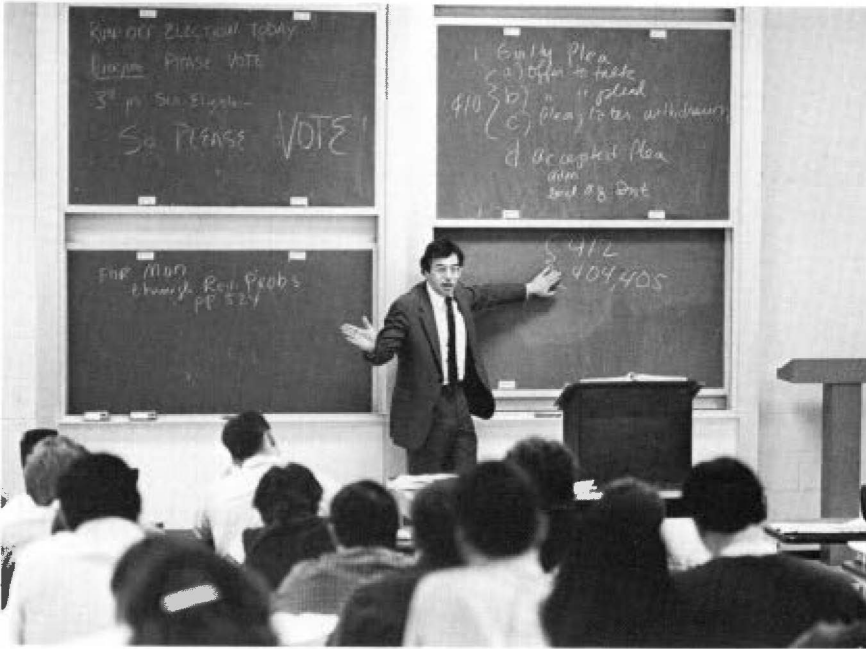
The College



The University of Tennessee College of Law has sought to provide high quality legal education within the university community since 1890. While the principal objective of the Law College is to prepare students for the private practice of law, its total mission is more broadly conceived. The College of Law exposes students to the legal issues of our society, enabling them to develop analytical skills in respect to decisional law and statutes, the ability to communicate effectively to others their knowledge of the law, an awareness of the historical growth of the law, a knowledgeable appreciation of the interrelationships of law and society, and the ability to use law as an implement of societal control and development. Students are thus equipped to serve their community not only as advocates and counselors, but as policy makers and active, responsible citizens.

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

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



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

Through research, consultation, and other services to legal institutions and groups within the state, the College of Law seeks to participate in the development and improvement of the society in which its students may eventually practice law. Many of these activities are carried out through the College's Public Law Institute, which is dedicated to serving the law-related educational needs of Tennessee's judiciary, its legal community, and its citizens.

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

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

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

The College of Law also is involved in providing service directly to the community. A major element of the College's public service is centered in the Legal Clinic.

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

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

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

The Law Library

The learning process is facilitated by the availability of excellent legal resource materials. The Law Library contains the official court reports, session laws and codes of all states and of the federal system, the complete National Reporter System which covers all states and the federal courts, the Annotated Reports, standard sets of miscellaneous reports, and the reports of Canadian cases and of English cases from the Yearbook to date. In addition to these, there are encyclopedias, digests and dictionaries, standard textbooks, law reviews, and current loose-leaf services, totaling together more than 161,273 catalogued volumes. There are also approximately 112,604 microform equivalent volumes, including the Briefs and Records of the United States Supreme Court from 1897 to date. The Law Library is a subscriber to the WESTLAW and LEXIS legal data retrieval systems and is also a depository for federal documents. The library is under the supervision of four full-time professional law librarians. Law students also have the use of the collections in the Main University Library, which is located a few blocks away.

THE FACULTY AND ADMINISTRATION

**Chaired Professorships
The Dean
The Law College
The Law Library
Adjuncts and Emeriti
The Administrative Staff**



Dean Marilyn Yarbrough

Chaired Professorships

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

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

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

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

The Dean Of the College of Law

MARILYN V. YARBROUGH
Dean and Professor of Law

Torts, Discrimination, Intellectual Property

Education: B.A., 1966, Virginia State College; J.D., 1973, University of California (Los Angeles).

Experience: Los Angeles Representative, National Center for Dispute Settlement; Executive Director, *Black Law Journal*; Teaching Fellow/Boston College Law School; Associate Professor of Law, University of Kansas, 1976-81; Professor of Law, University of Kansas, 1981-87; Visiting Professor of Law, Duke University, 1983-84; Associate Vice Chancellor, Research, Graduate Studies and Administration, University of Kansas, 1983-87; Dean and Professor of Law, University of Tennessee, since 1987.

Achievements/Publications: Delegate, World Peace Through Law Conference, Ivory Coast, 1973; Instructor Northeast, Far West and Midwest CLEO Institutes, 1976, 1977 and 1982; Director, Midwest CLEO Institute, 1979-81; Board of Trustees, Law School Admission Council, 1980-Present; Chair, Skills Training Committee, American Bar Association Section on Legal Education and Admission to the Bar, 1982-85; Advisory Board, Poynter Institute for Media Studies, 1984-Present; Reporter for the Model Curriculum for Bridge-the-Gap Programs, ALI/ABA, 1985-1987; National Selection Panel for ASJMC-NASA Journalist in Space, 1986; National Collegiate Athletic Association 1988 Committee on Infractions, 1986-1988; Kansas Commission on Civil Rights, 1986-87; President, Law School Admission Council, 1986-1987; Articles on employment discrimination, child custody, women in the law, and administrative procedure.

The Law College

GARY L. ANDERSON
Associate Professor of Law

Criminal Advocacy, Criminal Law, Evidence, Trial Practice

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

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

Achievements/Publications: Article on "Post-Conviction Relief" in *Tenn. L. Rev.* (1981); Tennessee College of Trial Advocacy (Planning Chairman,) 1977-88; Delegate, Citizen Ambassador Program of People to People International, Clinical Law Project in the People's Republic of China, 1987.

FRANCES LEE ANSLEY
Associate Professor of Law

Gratituous Transfers, Property

Education: B.A., 1969, Radcliffe College; J.D., 1979, University of Tennessee; L.L.M., 1988, Harvard University.

Experience: General Practice, Knoxville, Tennessee; Associate Professor since 1988.

Achievements/Publications: Comment, "Cost Allocations in Title VII Remedies: Who Pays for Past Employment Discrimination?," *Tenn. L. Rev.* (1977); "East Tennessee Coal Mining Battles," *Southern Exposure*, (1974).

JERRY P. BLACK, JR.
Associate Professor of Law

Civil Advocacy, Family Law, Trial Practice

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

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

Achievements/Publications: College of Trial Advocacy faculty, 1979-80, 1982, 1987.

HOWARD W. BRILL
Visiting Professor of Law

Civil Procedure; Family Law

Education: A.B., 1965, Duke; J.D., 1970, University of Florida; L.L.M., 1979, Illinois

Experience: Law Clerk, Second District Court of Appeals, Florida; Instructor, Univ. of Florida, 1971-1972; Teaching Assistant, Illinois 1972-1973; Instructor, Blackhawk College, 1974; Assistant Professor, University of Arkansas, Fayetteville, 1975-77, Associate Professor, 1977-82, Professor since 1982; Visiting Professor, South Carolina, Fall 1983; Visiting Professor, University of Tennessee, Fall 1988.

Achievements/Publications: *The Law of Damages in Arkansas*, 1984; *Arkansas Professional and Judicial Ethics*, 1986. Recipient of Outstanding professor award at Arkansas.

J. OTIS COCHRAN
Associate Professor of Law

Criminal Law, Constitutional Law, Entertainment Law

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

Experience: National Coordinator, Dixwell Legal Rights Association, New Haven; Associate, Center for Constitutional Rights, New York; Consultant, National Conference of Black Lawyers; Visiting Lecturer, Princeton University; Lecturer, Vassar College; Lecturer, Yale College; Executive Assistant to President, Northeastern Illinois University; Associate Professor, University of Tennessee College of Law, since 1982.

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

NEIL PHILIP COHEN
Professor of Law

Criminal Law and Procedure, Evidence

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

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

Achievements/Publications: Books, *Manual for the Defense of Death Penalty Cases* (Editor); *Law of Probation and Parole* (with J. Gobert); *Rights of Prisoners* (with J. Gobert); *Problems in Criminal Law* and Instructor's Manual (with J. Gobert); *Interrogation Techniques: A Guide for Parole Revocation Hearings*; Articles in *Tenn. L. Rev.*, *Fla. L. Rev.*, and *Harv. J. Legis.*; Column in *Federal Probation*; Chairperson, Criminal

Justice Section, American Association of Law Schools; Member, Juvenile Justice Committee, ABA, and Tenn. Juvenile Delinq. Prevention Adv. Committee; Consultant, Advisory Commission to the Tennessee Supreme Court on Civil Procedure (Evidence); Ad Hoc member, Tennessee Sentencing Commission; chosen Outstanding Teacher, 1987.

JOSEPH G. COOK

Williford Gragg Professor of Law

Constitutional Law, Contracts, Criminal Procedure, Jurisprudence

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

Experience: Assistant Professor of Law, University of Tennessee, 1965-68; Associate Professor, 1968-72; Professor since 1972; Visiting Professor, Southern Methodist School of Law, Fall, 1977; Williford Gragg Professor of Law since 1979; Visiting Professor, University of Alabama School of Law, Summer, 1983.

Achievements/Publications: Books, *Criminal Law*, 2nd Ed. (with P. Marcus); *Criminal Procedure*, 2d Ed. (with P. Marcus); *Constitutional Rights of the Accused*, 2d ed. (3 vols.); Multi-Volume Treatises on *Civil Rights Actions* (with J. Sobieski); *Surveys of Criminal Law in Tenn. L. Rev.*; Articles on Search and Seizure, Probable Cause, Arrest, and Detention in *Vanderbilt*, *Kansas*, *Alabama*, and *Fordham Law Reviews*.

THOMAS YOUNG DAVIES

Associate Professor of Law

Administrative Law, Business Associations, Law & Social Science

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

Experience: Private Practice, Chicago, 1976-81; Research Attorney, American Bar Foundation, Chicago, 1981-86; Associate Professor of Law, University of Tennessee, since 1986.

Achievements/Publications: Recipient, National Science Foundation Grant; Russell Sage Foundation Resident in Law and Social Science, Univ. of Ca. at Berkeley, 1975-76; Editor, *American Bar Foundation Research Journal*, 1983-84; Articles on appellate court processes, criminal appeals, and the effects of the exclusionary rule on police behavior and on the dispositions of criminal prosecutions.

LAWRENCE DESSEM

Associate Professor of Law

Civil Procedure, Pretrial Litigation, Trial Practice, Legal Process

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

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

Achievements/Publications: Articles in the *Tennessee Law Review*, *Journal of Law & Education*, the *Ohio State Law Journal*, the *Notre Dame Law Review*, and the *Harvard Women's Law Journal*; Special Attorney, U.S. Department of Justice, 1985, 1986; Faculty, National Institute of Trial Advocacy.

THOMAS DAVID EISELE

Associate Professor of Law

Property, Jurisprudence, Gratuitous Transfers, Modern Land Use

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

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

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

JAMES J. GOBERT

Professor of Law

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

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

Experience: Instructor in Law, University of Michigan; Assistant Professor of Law, University of Tennessee, 1971-74; Associate Professor, 1974-78; Professor since 1978; Visiting Professor, University of Michigan, Summer 1978; Ridenour Professor, 1984-85; Visiting Professor, University of Essex (England), 1986; Visiting Professor, Vanderbilt University, Fall, 1987; on leave 1988-89.

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

GRAYFRED B. GRAY

Associate Professor of Law

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

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

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

Achievements/Publications: Designer and publisher of numerous publications through the Public Law Institute; Founder of Public Law Institute and UT Continuing Judicial Education Program; Director of Street Law Program; Draftsman of Tenn. Election Code, Child Abuse Reporting Law and other legislation; Draftsman for Comprehensive Mental Health Code Study (computer readable statutes); "Statutes Enacted in Normalized Form: The Legislative Experience in Tennessee" in *Computing Power and Legal Reasoning*, (West, 1985); "Reducing Unintended Ambiguity in Statutes: An Introduction to Normalization of Statutory Drafting," *Tenn. L. Rev.* (1987).

PATRICK HARDIN

Professor of Law

Discrimination Law, Administrative Law, Labor Relations Law, Legal Process

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

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

Office, Civil Rights Division, U.S. Department of Justice, Chief Counsel to Chairman, National Labor Relations Board; Associate General Counsel, Division of Enforcement Litigation, National Labor Relations Board; Associate Professor of Law, University of Tennessee, 1975-81; Professor since 1981. Associate Dean for Academic Affairs, 1986-87.

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

AMY MORRIS HESS

Associate Professor of Law

Estate Planning, Taxation, Trusts

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

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

Achievements/Publications: Articles on Federal Taxation in *Tenn. L. Rev.*; and *Real Property, Probate and Trust Journal*; member ABA Committees on Federal Death Tax Problems of Estates and Trusts and Income Taxation of Estates and Trusts; Member, Executive Committee, AALS Section of Donative Transfers.

DURWARD S. JONES

Professor of Law

Business Planning, Taxation

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

Experience: Assistant Director of the Institute of Government, University of North Carolina; General Practice; Assistant Professor of Law, University of Tennessee, 1965-68; Associate Professor, 1968-73; Professor since 1973.

Achievements/Publications: "Use of Contributions in Income and Estate Planning," 1986 University of North Carolina Tax Institute Ch. XII; "The Interest Deduction," 1985 Southern Federal Tax Institute Vol. I, Ch. H; "The Authority of Precedent in Tax Planning: It Ain't Settled 'Til It's Settled," *Tenn. L. Rev.* (1985); "Capital Gains: Evolving Concepts and Old Problems," 1985 American Institute on Federal Taxation, Ch. 7; "Pitfalls in Achieving

Capital Gains Treatment," 1984 Great Plains Tax Institute, and 1983 Southern Federal Tax Institute, Vol. I Ch. D; "Disposing of an Interest in a Closely-Held Corporation," 1984 University of North Carolina Tax Institute, Ch. III; "Income Shifting Within the Family Group," 1983 University of North Carolina Tax Institute, Ch. VII; "A New Look at Estate Planning Under the Economic Recovery Tax Act," 1982 University of North Carolina Tax Institute Ch. II; "Jointly Held Property," 1980-Southern Federal Tax Institute, Ch. S

JACK D. JONES

Associate Professor of Law

Decedent's Estates,
Land Use, Oil and Gas Law,
Property Law

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

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

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

JOSEPH H. KING, JR.

Alumni Distinguished Service Professor of Law

Torts, Law and Medicine, Social Legislation,
Workers' Compensation

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

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

Achievements/Publications: *The Law of Medical
Malpractice* "Nutshell" (2d edition); Lecturer for
College of Veterinary Medicine; University of
Tennessee; Lecturer in Medical Jurisprudence,
Continuing Medical Education; Articles on
Causation, Medical Malpractice and Social
Security Disability in *Yale L.J.*, *Houston L. Rev.*,
Vanderbilt L. Rev., and *Tenn. L. Rev.*, among
others; Chosen Outstanding Teacher, 1983;
Participant in Roundtable on Medical Malpractice
at Dept. of Health and Human Services,
Washington, D.C., 1987.

JAMES C. KIRBY, JR.

Professor of Law

Constitutional Law,
Education Law, Law Language and Reality

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

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

Achievements/Publications: Books, *FUMBLE: Bear
Bryant, Wally Butts and the Great College
Football Scandal*; *The Rights of Americans*, and
Congress and the Public Trust (with others) and
Developments in State Constitutional Law; Surveys
of Constitutional Law and other articles in *Van. L.
Rev.*; Articles on Labor Law, Electoral College,
Constitutional Law and the Chicago Black Sox
baseball scandal in *A.B.A. Journal* and *N.Y.U. L.
Rev.*, among others.

NDIVA KOFELE-KALE

Associate Professor

Business Associations, International Law,
International Business Transactions, Securities
Regulation

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

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

Achievements/Publications: Faculty Merit Award,
Outstanding Professional Performance, Governors
State Univ., 1978-79; Summer Fellowship, National
Endowment for the Humanities (Columbia
University); Fellowships, Ford Foundation and
Woodrow Wilson Foundation; Director,
International Studies, Governors State University,
1979-81; Co-Coordinator, Annual Third World
Conference Series (Governors State Univ.);
Articles Editor, *Northwestern Journal of
International Law and Business*, 1982-84.
Books: *Tribesmen and Patriots: Political
Culture In a Polyethnic African State*;

An African Experiment in Nation-Building: The Bilingual Cameroon Republic Since Reunification, Editor and Contributor; Comparative Political Culture and Socialization; Numerous articles in: *California Western Journal of International Law*, *Oklahoma City University L. Rev.*, *Northwestern Journal of International Law and Business*, *Proceedings of the 9th Annual Third World Conference*, *African Social Research*, *Journal of Asian and African Studies*, and others.

SUSAN DAVIS KOVAC
Associate Professor of Law

Civil Advocacy

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

Experience: Assistant Professor of Law, Western New England College; Assistant Professor, University of Tennessee, 1977; Equal Opportunity Monitor, Knoxville-Knox County Community Action Committee Office on Manpower; Instructor/Staff Attorney in Legal Clinic, 1977-83; Deputy Director since 1981; Visiting Assistant Professor, 1983-84; Associate Professor since 1984; Acting Director of the Legal Clinic, 1986-88.

Achievements/Publications: *The University of Tennessee Legal Clinic/Knoxville Legal Aid Society Formbook*; *Tennessee Domestic Relations Law* (with Stephen Sumner); Humanist Scholar, "The Culture of Abuse" project, Tenn. Comm. for the Humanities and the UT Center for Extended Learning (1982-1983); Seminar speaker for Lakeshore Mental Health Institute, TVA Federal Women's Program and Community Outreach Program; Knoxville Bar Assoc. Committee on Continuing Legal Education; Board Member, Planned Parenthood Assoc. of East Tenn.; Board Directors, Knoxville Legal Aid Society; Membership Chair, AALS Section on Clinical Legal Education (1984-88); Executive Committee, AALS Section on Clinical Legal Education (1986-Present); Chair-Elect, AALS Section on Clinical Legal Education (1988); Executive Committee, AALS Section on Poverty Law (1986-87); ABA Inspection Teams, (1987).

FREDERIC S. LE CLERCQ
Professor of Law

Constitutional Law, Civil Procedure, State & Local Government, Appellate Practice

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

Experience: Associate, Center for Study of Law and Society, University of California, Berkeley; Private Practice; Director of Community Legal Services and Assistant Professor of Law, Emory

University; Assistant Professor of Law, University of Tennessee, 1970-72; Associate Professor, 1972-77; Professor since 1977; on leave 1984-85 as general counsel, National Federation of the Blind.

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

ROBERT M. LLOYD
Associate Professor of Law

Contracts, Sales and Secured Transactions

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

Experience: Captain, U.S. Marine Corps; Private Practice; Associate Professor since 1983.

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

CAROL ANNE MUTTER
Visiting Associate Professor of Law

Torts, Civil Procedure, Insurance Law

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

Experience: Law Clerk, United States Court of Appeals for the District of Columbia; Private Practice, Washington, D.C. and Augusta, Georgia; Visiting Associate Professor of Law, University of Tennessee, 1982-88.

Achievements/Publications: Chancellor's Citation for Extraordinary Community Service, 1987.

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

Constitutional Law, Evidence, Law and Literature Legal Profession, Products Liability, Torts

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

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

Achievements/Publications: *Products Liability* casebook and "Nutshell," (3rd ed.), and *Torts* casebook (with Dix W. Noel); Articles on

Constitutional Law, Evidence, Products Liability, and Torts.

CARL A. PIERCE

Associate Professor of Law

American Legal History,
Business Associations, Contracts,
Professional Responsibility

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

Experience: Assistant Professor of Law, University of Tennessee, 1972-75; Assistant Dean, 1972-74; Associate Professor since 1975; Fellow in Law and the Humanities, Harvard University, 1975-76; Visiting Professor, Washington University in St. Louis, Mo., 1982-83.

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

DEAN HILL RIVKIN

Professor of Law

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

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

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

Achievements/Publications: Board of Governors, Society of American Law Teachers; Member, Council, ABA Section of Legal Education and Admissions to the Bar (1982-86); Member AALS Professional Development Committee (1982-85); Co-Chairperson, Clinical Education Section, Assoc. of American Law Schools, (1981); Member, Accreditation Comm., American Bar Association, (1981-82); Counsel in Public Interest Litigation, incl. *Tennessee Thoracic Society v. Freeman* (TVA Air Pollution Case), *Save Our Cumberland Mountains v. State of Tennessee* (Challenge to Tenn. Barratry Statute), and *Doochine v. Rackley* (Defense of Tenn. Surface Owner Protection Act); *Clinical Legal Education and the Promotion of National Goals* and other papers delivered to ABA and AALS Conferences on Clinical Education;

TVA, The Courts and the Public Interest in TVA: Fifty Years of Grass Roots Bureaucracy.

NICOLE Q. RUSSLER

Associate Professor of Law

Civil Advocacy, Interviewing, Counseling, and Negotiation, Trial Practice

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

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

Achievements/Publications: Lecturer, Tennessee Juvenile Justice Seminar, 1979; Legal Advisory Council, Knoxville Rape Crisis Center, 1979-80; Trainer, Legal Services Corporation Basic Lawyering Skills Training, 1980; Admission by Performance Institute, 1982; Seminar speaker, Lakeshore Mental Health Institute, 1983; Board of Directors, Greater Knoxville Epilepsy Foundation, 1981-84; Community Housing Resource Board; Chair, Insurance Committee, AALS Section on Clinical Education.

JOHN A. SEBERT, JR.

Professor of Law

Commercial Law, Contracts,
Remedies, Law and Economics

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

Experience: Attorney, Office of the General Counsel, Department of the Air Force, Washington, D.C.; Associate Professor of Law, University of Minnesota, 1970-74; Associate Professor of Law, University of Tennessee, 1974-79; Professor since 1979; Carden Professor, 1984-85; Acting Dean, 1986-87; Associate Dean, 1985-86 and 1987-88.

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

JOHN. L. SOBIESKI, JR.

Lindsay Young Professor of Law

Civil Procedure,
Conflict of Laws, Federal Courts

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

Experience: Law Clerk, Supreme Court of Illinois; Lieutenant, United States Navy (JAGC); Assistant

Professor of Law, University of Tennessee, 1972-75; Associate Professor, 1975-79; Professor since 1979. Lindsay Young Professor since 1986.

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

DOUGLAS QUINN WICKHAM
Professor of Law

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

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

Experience: Private Practice; Military Service;
Visiting Assistant Professor of Law, University of
South Carolina; Assistant Professor of Law,
University of Tennessee, 1971-73; Associate
Professor, 1973-79; Professor since 1979; on leave,
1987-89.

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

RICHARD S. WIRTZ
**Professor of Law and Associate Dean for
Academic Affairs**

Antitrust Law, Intellectual Property,
Evidence, Contracts

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

Experience: Peace Corps, Washington, D.C.; New
York Anti-Proverty Agency; Office of Economic
Opportunity, Washington, D.C.; Law Clerk, U.S.
Court of Appeals for the Fifth Circuit; Private
Practice, Seattle, Wash.; Assistant Professor of Law,
University of Tennessee, 1974-77; Associate
Professor, 1977-87; Visiting Associate Professor of
Law, Cornell University, 1978-79; Professor of Law
since 1987.

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

The Law Library

WILLIAM J. BEINTEMA
**Director of the Law Library and
Associate Professor**

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

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

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

CHERYN PICQUET
**Associate Professor and
Associate Director of the Law Library**

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

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

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

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

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

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

Professor and Assistant Law Librarian, 1983-88; Associate Professor and Assistant Law Librarian since 1988.

Achievements/Publications: Books, *The Insanity Defense: A Bibliographic Research Guide* (with C. Picquet) 1985 and 1986 Supplement; *Computer Crime Abuse, Liability and Security: A Comprehensive Bibliography, 1970-1984* (with C. Picquet); *Post-Traumatic Stress Disorder; Rape Trauma, Delayed Stress, and Related Conditions: A Bibliography* (with C. Picquet), 1986.

RUTH JOHNSON HILL

Assistant Professor and Assistant Law Librarian for Public Services and Reference

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

Experience: School Librarian, Memphis, Tennessee, 1976-81; Library Assistant, University of Tennessee College of Law, 1981-84; Librarian, Fowler & Roundtree, Knoxville, 1982-83; Librarian, Hunton & Williams, Knoxville, 1983-85; Instructor of Law, 1984; Assistant Law Librarian and Assistant Professor since 1985.

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

Adjunct Faculty

ROBYN JARVIS ASKEW

Assistant Professor

Education: B.A., 1976, M.A., 1978, Memphis State University; J.D., 1981, University of Tennessee.

Experience: General Practice.

JAMES L. GARDNER

Associate Professor

Education: A.B., 1973, Harvard, J.D., 1985, Yale.

Experience: General Practice.

JANICE K. KELL

Assistant Professor

Education: B.S., 1969, University of Wyoming; M.S., 1981, J.D., 1986, University of Tennessee.

Experience: Trial Attorney, U.S. Attorney's Office; Judicial Clerk, Tennessee Criminal Court of Appeals.

JAMES R. LaFEVOR

Professor of Law

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

Experience: Director of Litigation, Knoxville Legal Aid Society; General Practice

JUDY PINKSTON McCARTHY

Assistant Professor

Education: B.A., 1966, Michigan State University; M.S., 1973, J.D., 1982, University of Tennessee.

Experience: General Practice.

JOHANNA J. McGLOTHLIN

Assistant Professor

Education: B.S., 1969, J.D., 1984, University of Tennessee.

Experience: General Practice.

ROBERT E. PRYOR

Professor of Law

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

Experience: General Practice; College of Trial Advocacy Faculty, 1978-85, 1987.

THOMAS S. SCOTT, JR.

Professor of Law

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

Experience: General Practice; College of Trial Advocacy Faculty, 1978-85, 1987.

PAMELA G. STEELE

Assistant Professor

Education: B.S., 1966, M.S., 1971, University of Tennessee; J.D., 1977, Georgetown University.

Experience: U.S. Small Business Administration, Office of General Counsel; U.S. Department of Commerce, Economic Development Administration, Office of General Counsel; General Practice.

JOSEPH M. TIPTON

Professor of Law

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

Experience: General Practice; College of Trial Advocacy Faculty 1982-85, 1987.

JOHN A. WALKER

Associate Professor

Education: A.B., 1963, Duke; J.D., 1966, Columbia.

Experience: General Practice.

KAY EVANS WENINGER

Assistant Professor

Education: B.A., 1964, Wichita State University; M.A., 1966, University of South Dakota; J.D., 1977, University of Tennessee.

Experience: General Practice.

PENNY JO WHITE
Associate Professor

Education: B.S., 1978, East Tennessee State University; J.D., 1981, University of Tennessee; L.L.M., 1987, Georgetown University Law Center.

Experience: Associate Professor, Criminal Justice Department, Tennessee State University; Supervising Attorney and Clinical Instructor, Georgetown University Criminal Justice Clinic; General Practice.

Emeriti Faculty

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

Professor of Law

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

Professor of Law

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

Professor of Law

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

Alumni Distinguished Professor of Law and

Secretary of the College of Law

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

Professor of Law

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

Dean Emeritus of the College of Law and

Professor of Law

The Administrative Staff

MARY JO HOOVER

Associate Dean for Student Affairs

Instructor of Law

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

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

Achievements/Publications: Member, Board of Directors, Knoxville Legal Aid Society, 1981-86, and East Tennessee Lawyers Association for Women; State Coordinator, American Council on Education - National Identification Project for Women in Higher Education - Tennessee Planning Committee.

JULIA P. HARDIN

Associate Dean for External Affairs

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

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

Achievements/Publications: *The Bill of Rights in Tennessee Schools; 1980 Supplement to the Tennessee Law of Crimes*; "Search and Seizure" Chapter, *Tennessee Law of Criminal Procedure*; Co-Editor, *Appellate Practice in Tennessee*; Hearing Examiner, University of Tennessee; Speaker, Seminars on the Law for Teachers and Student Teachers; ABA/YLD Liaison to the Council of the Section on Legal Education and Admission to the Bar.

N. DOUGLAS WELLS

Assistant Dean

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

Experience: Staff Attorney, Legal Services of Eastern Missouri; Assistant Dean, University of Tennessee College of Law, since 1982; Executive Assistant to Vice President for Academic Affairs and Research since September, 1987. Intern in the Office of the Chancellor, UTK, Spring of 1987; on leave 1988-89.

Achievements/Publications: Earl Warren Legal Scholar, 1977-80; Consultant, U.S. Department of Education, Graduate and Professional Opportunities Program 1983, 1984 and Field Reader Law School Clinical Experience Program, 1987; Member, Board of Directors, Knoxville Legal Aid Society; Big Brothers-Big Sisters of Knoxville.

JOANN GILLESPIE

Director of Career Services

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

Experience: Public Recreation Supervisor, Durham, N.C.; Personnel Administrator, Raleigh, N.C.; Child Welfare Worker, Department of Human Services, Knoxville, TN.; Community Education Director, Lakeshore Mental Health Institute, Knoxville, Public Relations Director, The Surgery Center, Knoxville; Director of Career Services since 1984.

Achievements/Publications: Member, Board of Directors: Helen Ross McNabb Mental Center Health Center, 1978-84; Consumer Credit

Counseling Service, 1981-85; Southeast Law Placement Consortium, since 1984; Board of Advisors, Knox Area Urban League Law Internship Program, 1986-87; Coordinator, Mid-South Law Placement Consortium, 1987 and 1988; Nominating Committee, National Association for Law Placement, 1988-89.

SCOTT FOUNTAIN
Director of Development

Education: B.S., 1982, Iowa State University

Experience: Director, Iowa Community College Telenetwork System; Development Specialist/Manager of Annual Giving-ISU Foundation, Interim Director of Alumni and Development, University of Florida College of Law; Associate Director of Alumni and Development, University of Florida College of

Law; Director of Development, University of Tennessee College of Law since 1988.

PEGGY GOODMAN
Assistant to the Dean

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

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

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

ADMISSION

**Requirements
Procedure
Transfers**

Requirements for Admission

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

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

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

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

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

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

Procedure

Law School Admission Test

All applicants for admission as beginning law students must take the Law School Admission Test given by the Law School Admission Services. The test may be taken before application is made for admission to law school. Tests are normally given in October, December, February and June. Prospective students should plan to take the LSAT no later than December of the year prior to expected admission, as this is the last test date that will permit scores to be received by February 1st.

Applications to take the test

must be sent directly to the Law School Admission Services, Box 2000, Newtown, Pennsylvania 18940. In general applications should be filed with the Law School Admission Services not later than one month prior to the examination date. The LSAT application may be picked up at the College of Law or requests for the application may be sent to the Law School Admission Services or the Law College.

All tests are scheduled to be held in The University of Tennessee College of Law and are also held in many centers throughout the United States.

Law School Data Assembly Service

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

LSDAS
Law School Admission Services
Box 2000
Newtown, Pennsylvania 18940

The LSDAS will analyze the transcript and prepare the LSDAS summary report.

In the LSAT/LSDAS registration packet, you will find Law School Application Matching Forms. To preserve your rights to privacy, your LSDAS report will not be released to any school that does not furnish your Law School Application Matching Form. The University of Tennessee College of Law cannot process your application without a Law School Application Matching Form. Therefore, please attach or enclose the form with your application. If you do not, the processing of your application will be delayed until the form is received.

The Law School Data Assembly Service will forward copies of the LSAT score and LSDAS summary to the college of law only after receipt of the matching form. Applicants must allow three weeks after

submission of the matching form for receipt of the LSAT score and LSDAS summary.

If the transcripts submitted to the LSDAS do not show a degree, the applicant must submit a final transcript showing the award of a bachelor's degree directly to the law school. Senior year grades which are received after transcripts are sent to LSDAS may also be submitted for consideration in the admission process by sending transcripts directly to the Law College Admissions Office.

Dates of Admission

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

Unless the application is completed (that is, application form, references, LSAT score, and LSDAS Summary received by the Admissions Office) by February 1, the admission decision may be substantially delayed.

Student Identification Number

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



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

Transfers

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

Transfer applicants may be admitted at the beginning of any term. To apply for admission with advanced standing, a student should submit to the College of Law an

application, LSAT score report, undergraduate transcripts, law school transcripts indicating class rank, a letter of good standing from the Dean or Registrar of the law school previously attended, their law school bulletin, and a letter indicating the reason for seeking to transfer. Transfer applicants who wish to enter in the fall should complete their applications, including all grades, by July 1.

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

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

Transfer students are not eligible for academic honors but may be elected to the Order of Coif.

FINANCIAL INFORMATION

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

University Fees

University fees are determined by the Board of Trustees and are subject to change without notice.

MAINTENANCE FEE (all students)
Fall and Spring Semester: \$888
Summer Term: \$592

TUITION (additional for out-of-state students)
Fall & Spring Semester: \$1,367
Summer Term: \$911

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

In-State Students

\$129 per semester hour or fraction thereof; minimum charge \$258.

Out-of-State Students

\$263 per semester hour or fraction thereof; minimum charge \$526.

UNIVERSITY PROGRAMS AND SERVICES (ACTIVITIES) FEE

Fall and Spring Semester: \$98
Summer Term: \$52

All students taking in excess of eight semester hours per semester will be assessed a University Programs and Services Fee of \$98 per Fall or Spring semester. The University Programs and Services Fee for the Summer term will be \$52. Part-time students taking eight semester hours or fewer will be assessed at the rate of \$4 per semester hour or fraction thereof (minimum charge of \$8) but are not entitled to admission to general activities programs and will be assessed for the use of the health clinic.* This fee is not refundable.

GRADUATION FEE

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

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

Students registered for six semester hours or more during the Summer may pay \$52 and have a full activity card.

Typical Tuition and Fees per Semester For Full-Time Students

Fall and Spring Semester	In-State	Out-of-State
Maintenance	888	888
Tuition		1,367
Prog. & Services	98	98
	<u>\$986</u>	<u>\$2,353</u>

Living Expenses

In addition to the University fees, expenses at The University of Tennessee vary greatly according to the habits of the individual student. It is estimated that the average cost of living expenses for an in-state student living on campus will total about \$7,362 for an academic year of two semesters. This includes all necessary expenditures, but does not include clothing, travel expenses, or pocket money. Out-of-state students should add about \$2,750 to this figure.

Deposit

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

Delayed Registration

Students are reminded that they should complete registration, including financial arrangements with the Treasurer's Office, within the scheduled registration days. Late registration fees, reinstatement service fees, deferred payment service fees, and other fees are set out in the appropriate section of the *University General Catalog*. Absences will be counted beginning with the first day of classes. No student will be admitted later than one week after the beginning of any term.

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

[Grid for Name]

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

[Grid for Street Address]

PARENT'S City

[Grid for City]

State of Residence (if USA)

[Grid for State]

US Zip Code

[Grid for US Zip Code]

Country of Residence (if not USA)

[Grid for Country of Residence]

Are you financially dependent on a parent?

Yes [] No []

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

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

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

If yes, describe briefly:

Are you a Tennessee Resident?

Yes [] No []

If not, what state?

Are you a Citizen of The United States?

Yes [] No []

Is your native language English?

Yes [] No []

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

Alien Registration Number

[Grid for Alien Registration Number]

Non-Immigrant Visa

[Grid for Non-Immigrant Visa]

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

Country of Citizenship

[Grid for Country of Citizenship]

Signature _____

Educational Data

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

Table with 7 columns: Name and Location, City and State, Zip Code, Dates Attended, Major, Degree Conferred/Year, Did you receive financial aid?

Are you presently attending? [] Yes [] No

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

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

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

[Grid for Full Name]

[Grid for Full Name]

High School Name

City

State

US Zip Code

Country (if not USA)

Date Graduated from High School

Month [] [] Year [] []

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



The University of Tennessee College of Law Recommendation Form

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

Name of Applicant _____

Social Security Number _____

To the recommender: Please fill in your Name _____

Address: _____

Position or Title: _____

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

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

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

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

Signature

Date

This form should be sent directly to The University of Tennessee College of Law, Admissions Office, 1505 W. Cumberland Ave., Knoxville, TN 37996-1800

Thank you for your cooperation.



The University of Tennessee College of Law Recommendation Form

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

Name of Applicant

Social Security Number

To the recommender: Please fill in your Name _____

Address: _____

Position
or Title: _____

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

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

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

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

Signature

Date

This form should be sent directly to The University of Tennessee College of Law, Admissions Office, 1505 W. Cumberland Ave., Knoxville, TN 37996-1800

Thank you for your cooperation.

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

Name of test _____ Date _____ Score _____

Name of test _____ Date _____ Score _____

Have you taken the LSAT? _____ If so, when? _____ Score _____

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

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

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

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

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

Dates	Activity
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

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

1. _____ 2. _____

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

To be Completed by All Applicants

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

Date _____ Signature _____

The University of Tennessee, Knoxville does not discriminate on the basis of race, sex, color, religion, national origin, age, handicap or veteran status in provision of educational opportunities or employment opportunities and benefits. UTK does not discriminate on the basis of sex or handicap in education programs and activities which it operates, pursuant to the requirements of Title IX of the Education Amendments of 1972, Pub. L. 92-318; and Section 504 of the Rehabilitation Act of 1973,

Pub. L. 93-112; respectively. This policy extends to both employment by and admission to the University.

Inquiries concerning Title IX and Section 504 should be directed to the Director of Affirmative Action, 403B Andy Holt Tower, University of Tennessee, Knoxville, TN 37996-0144; telephone (615) 974-2498. Charges of violation of the above policy should also be directed to the Office of the Director of Affirmative Action.

Loan Funds

Students in the College of Law are eligible to make use of the University loan funds. There are three types of loans available to University students: the National Direct Student Loan, the University of Tennessee Loan, and the Guaranteed Student Loan.

Applications will be accepted from incoming freshmen as well as upper-class students. Information and application forms should be obtained from the Financial Aid Office of The University of Tennessee.

Law School Admission Services offers the Law Access Loan (LAL), which makes loans up to \$10,000 per year. Applications can be obtained from the Law School Admission Services or the Law College.

The Student Bar Association administers the Alan Novak Loan Fund which makes available short term emergency loans.

Work-Study

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

Scholarships

Scholarships administered by the College of Law are awarded once every academic year. The determination of first-year recipients is made in June for the following academic year. The awards are payable in installments beginning with Fall term and ending with Spring term.

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

Financial aid information will be mailed from the Law College

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

Fellowship

The W. K. McClure Fund for the Study of World Affairs, established in 1968 at the University of Tennessee by Wallace McClure, a graduate of the University of Tennessee, and the Trustees of the William Kyle McClure Foundation, annually offers a fellowship competition coordinated for the University by the Center for International Education. Designed to recognize outstanding academic achievement and to support further study, the fellowships consist of cash grants which can be utilized as the awardees choose, either in the U.S. or abroad. The purpose of the W. K. McClure Funds for the Study of World Affairs is to enhance and promote education for world responsibility. Initially conceived to heighten expertise in the area of international law, the program has been broadened to include any study proposal which could "increase world understanding and reduce international conflict". The fellowship provides a stipend of \$600.00 to \$2,000.00. Application forms are available at the Center for International Education, 201 Alumni Hall.

THE JOHN W. GREEN SCHOLARSHIP

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

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

OTHER SCHOLARSHIPS

The Judge Joseph N. Hunter Memorial Scholarship has been established by Mrs. Joseph N. Hunter in memory of her hus-

band, the late Judge Joseph N. Hunter of Chattanooga. This three-year award will be granted to a deserving entering student who has attended The University of Tennessee at Chattanooga for undergraduate work.

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

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

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

The George S. Child, Sr. and Helen M. Child, Memorial Law Scholarship has been established by Mr. and Mrs. Child and their sons, Judge George S. Child, Jr., Colonel John L. Child, and Robert M. Child. Mr. Child and his three sons all graduated from UT College of Law. The scholarship shall be awarded to a student who is a Tennessee resident and who has demonstrated a commitment to the practice of law upon graduation and who has financial need.

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

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

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

The Robert L. Forrester Memorial Scholarship has been established in memory of Robert L. Forrester, a prominent attorney in Watertown, Tennessee, by his son,

Nelson Forrester. The scholarship will be awarded on the basis of character, scholarship, and financial need.

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

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

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

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

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

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

The H.L. Hendricks Memorial Scholarship in Law Endowment Fund has been established by the colleagues, family and friends of H.L. Hendricks, former Senior Assistant General Counsel of the Aluminum Company of America. As funds become available the Scholarship Committee will select a student who shows promise of being a worthy member of the legal profes-

sion but whose finances might otherwise make it impossible to attend law school. This may be a one, two, or three-year award.

The E. Bruce and Mary Evelyn Foster Scholarship in Law was established to honor Mr. Foster on the occasion of his fiftieth year of practice. The scholarship is to be awarded to second or third year law students.

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

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

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

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

The Winick Legal Research Fund has been established by a gift from Mr. and Mrs. Bernard E. Bernstein to honor the memory of Ben R. Winick, a 1918 graduate of the College of Law. When a student, Mr. Winick helped found the organization which became the present Legal Aid Clinic. The income of the fund will be used to enable selected faculty members and students to engage in legal research and service projects which will benefit the adminis-

tration of justice, legal scholarship and the community. The recipient of each award will be designated a Winick Fellow during the term or terms covered by the award.

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

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

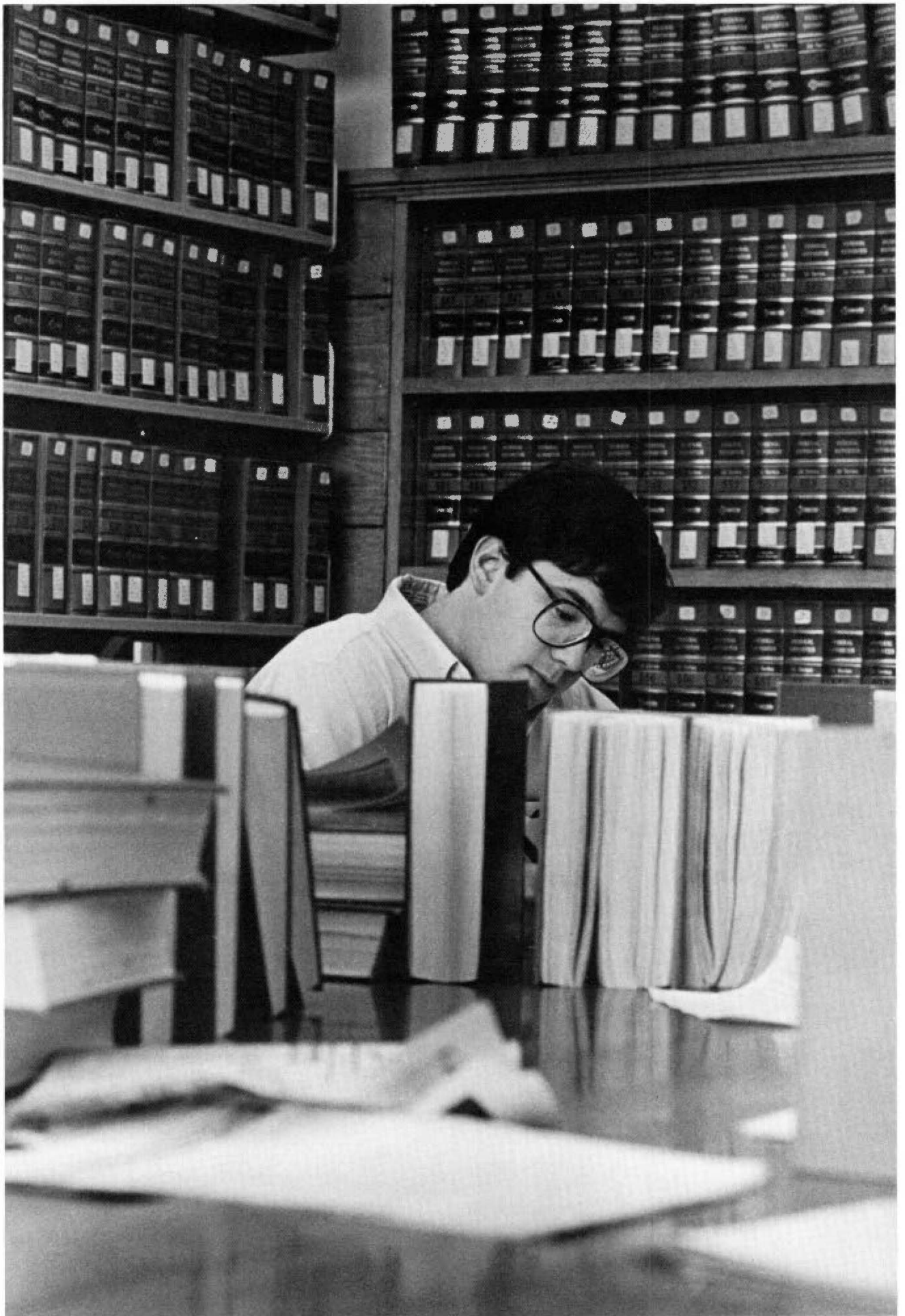
The Hunton and Williams Law Scholarship is made possible by annual gifts from the Knoxville office of Hunton and Williams. The scholarship is awarded to students on the basis of need and merit.

The Frank W. Wilson Memorial Scholarship is named for a distinguished jurist who graduated from the University of Tennessee College of Law in 1941. Frank Wiley Wilson served over twenty years on the federal bench of the U.S. Court for the Eastern District of Tennessee. The scholarship will be awarded to a student who exemplifies the qualities of this special alumnus.

The Alcoa Foundation Scholarship in Law provides an annual award of \$1,500 to a student in the top one-third of the class who demonstrated strong leadership traits through participation in civic or campus activities.

The James Henry Burke Scholarship was established by the will of Marianne Burke in honor of her husband. The scholarship is awarded annually to junior or senior students in the college.

The Walter L. Lusk Scholarship has been established by Donald Lusk to honor the memory of his father, a 1955 graduate of the College of Law. Scholarships will be awarded to students who demonstrate financial need. Preference in the selection process will be given to students who are from Hamilton County, Tennessee.



CURRICULUM

Curriculum Revision

Following an extensive study, the faculty has approved a number of revisions to the required curriculum. These changes are effective for students entering in the Fall of 1988 and thereafter.

The major changes are: adding a period of instruction during the first week for entering students, covering an introduction to the legal system and the study of law; requiring evidence in the third semester; increasing the credit hours for the required second-year Legal Profession course from two to three; requiring either Constitutional Law II or Constitutional Criminal Procedure; requiring one course in the area of Interviewing, Counseling and Dispute Resolution; and requiring one course in Planning and Drafting. The total hours required for graduation increase from 84 to 89.

Required Courses

Elective Courses

JD-MBA Program

Non-Law Elective Course Credit

Foreign Study

**REQUIRED CURRICULUM
FOR STUDENTS ENTERING
FALL 1988**

NOTE: The following requirements apply to students entering the College of Law in the fall of 1988 and thereafter. The required curriculum for students matriculating prior to the fall of 1988 is listed immediately after these current requirements.

**First-Year Required
Courses****FIRST SEMESTER**

Introduction to the Study of
Law (0)
Civil Procedure I (3)
Contracts I (3)
Criminal Law (3)
Legal Process I (3)
Torts I (3)

SECOND SEMESTER

Civil Procedure II (3)
Contracts II (3)
Legal Process II (3)
Property (4)
Torts II (3)

**Second-Year Required
Courses****THIRD SEMESTER**

Constitutional Law I (3)
Evidence (4)

FOURTH SEMESTER

Legal Profession (3)

**PRIOR TO END OF
SECOND YEAR**

Computer-Assisted Legal
Research (0)

Introduction to the Study of Law:

At the beginning of the Fall semester, each entering first-year student is required to complete satisfactorily this five and one-half day introduction covering law school and legal education; the American legal system; the civil litigation process; case analysis and briefing; the roles of the legislature, the court, the judge, the jury and the attorney; and perspectives on legal thought.

801 Civil Procedure I (3) Binding effect of judgments, selecting proper court (jurisdiction and

venue), ascertaining applicable law, and federal and state practice. **802 Civil Procedure II** (3) Pleading, joinder of claims and parties, discovery, trials, verdicts, judgments, and appeals. Emphasis on Federal Rules of Civil Procedure.

803 Contracts I (3) The basic agreement process and legal protections afforded contracts: offer and acceptance; consideration and other bases for enforcing promises; the Statute of Frauds, unconscionability and other controls on promissory liability. Introduction to relevant portions of Article 2 of the Uniform Commercial Code.

804 Contracts II (3) Continuation of study begun in Contracts I, with emphasis on issues arising after contract formation: interpretation; the duty of good faith; conditions; impracticability and frustration of purpose; remedies; third party beneficiaries; assignment and delegation. Considerable coverage of Article 2 of the Uniform Commercial Code with respect to remedies, anticipatory repudiation, impracticability and good faith.

805 Legal Process I (3) Introduction to the lawyer-like use of cases and statutes in prediction and persuasion. Analysis and synthesis of common law decisions; statutory interpretation; fundamentals of expository legal writing and legal research.

806 Legal Process II (3) Continuation of Legal Process I. Introduction to formal legal writing, appellate procedure, and oral advocacy.

807 Torts I (3) Intentional torts, including battery, assault, false imprisonment, infliction of emotional distress, conversion and trespass; privileges and defenses to intentional torts; negligence, including the standard of care and proof of negligence; immunities and limitations on duties; cause in fact; and proximate cause.

808 Torts II (3) Defenses, including contributory negligence, assumption of risk, comparative negligence, and statutes of limitations; vicarious liability; strict liability; nuisance; products liability; settlement; problems of multiple defendants; damages; non-tort alternatives for recovery for personal injury; law reform; defamation, invasion of privacy, and wrongful legal proceedings;

misrepresentation, injurious falsehood, misappropriation of commercial values, and interference with contract; constitutional torts.

809 Criminal Law (3) Substantive aspects of criminal law; general principles applicable to all criminal conduct; specific analysis of particular crimes; defenses to crimes.

810 Property (4) Introductory course treating issues of ownership, possession, and title in the areas of: landlord-tenant relations; estates in land and future interests; co-ownership and marital property; real estate sales agreements and conveyances; title assurance and recording statutes; servitudes; and selected aspects of nuisance law, eminent domain and zoning.

812 Constitutional Law I (3) Judicial review, limits on judicial power; national legislative power; regulation of commerce; power to tax and spend; other sources of national power; separation of powers; state taxation and regulation of commerce; intergovernmental immunities.

813 Evidence (4) Rules regulating the introduction and exclusion of oral, written and demonstrative evidence at trials and other proceedings, including relevance, competence, impeachment, hearsay, privilege, expert testimony, authentication, and judicial notice.

814 Legal Profession (3) Study of the legal, professional and ethical standards applicable to lawyers.

816 Computer-Assisted Legal Research (0) Introduction to the major computerized legal data base retrieval systems, LEXIS and WESTLAW. This course will be offered periodically throughout the year and may be taken beginning the spring semester of the first year after completion of the first draft of the appellate brief in Legal Process II. It must be completed satisfactorily prior to the end of the second year of law study. Prereq: Completion of first draft of appellate brief in Legal Process II (806). S/NC only.

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

OTHER REQUIREMENTS

Students must satisfy the following requirements at some time prior to graduation:

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

Advanced Constitutional Law Requirement: All students must successfully complete either Constitutional Law II (846) or Criminal Procedure I (854) prior to graduation.

Perspective Requirement: All students must successfully complete one Perspective course. Courses that satisfy the Perspective Requirement are: American Legal History (873); Comparative Law (891); Criminal Law Theory (857); Empirical Studies of Legal Institutions (875); Environmental Law and Policy (866); Jurisprudence (877); Law and Economics (879); Law and Literature (881); Law, Language and Reality (883); Public International Law (886); and Tax Theory (975). The Dean may also designate specific Issues in the Law courses or seminars as satisfying the perspective requirement. Non-law courses approved for law school credit also may be designated as meeting the requirement.

Expository Writing Requirement: All students must successfully complete a substantial research paper under faculty supervision prior to graduation. Normally this requirement is fulfilled by completing a course or seminar in which such a paper is required. The Expository Writing Requirement may also be satisfied by an approved Directed Research project or by a faculty approved comment or other article written for the Tennessee Law Review. Course used to fulfill the perspective requirement may also be used to fulfill the expository writing requirement.

Planning and Drafting Requirement: All students must successfully complete a substantial planning and drafting project in a non-litigation setting. This re-

quirement may be fulfilled by completing a course, seminar or approved Directed Research project that contains a substantial planning and drafting component. Courses and seminars that satisfy the Planning and Drafting requirement shall be designated by the Dean prior to preregistration each term.

Note: Neither the Expository Writing nor the Planning and Drafting requirement may be fulfilled in conjunction with non-law courses approved for Law College credit.

Interviewing, Counseling and Dispute Resolution Requirement: All students must successfully complete one of the following courses prior to graduation: Appellate Practice Seminar (925); Arbitration Seminar (898); Interviewing, Counseling and Negotiation (927); Pre-Trial Litigation (921); or Trial Practice (920). The Dean may also designate specific Issues in the Law courses or seminars as satisfying this requirement.

REQUIRED CURRICULUM FOR STUDENTS ENTERING PRIOR TO FALL 1988

First and Second-Year Required Courses

FIRST SEMESTER

Civil Procedure I (3) (801)
Contracts I (3) (803)
Criminal Law (3) (809)
Legal Process (2) (former 8070)
Legal Bibliography and Research
(1) (former 8110)
Torts I (3) (807)

SECOND SEMESTER

Civil Procedure II (3) (802)
Contracts II (3) (804)
Property I (3) (former 8130)
Legal Writing and Advocacy (2)
(former 8111)
Torts II (3) (808)

THIRD-SEMESTER REQUIRED COURSES

Constitutional Law I (3) (812)
Legal Profession (2) (914)
Property II (3) (934)

ADDITIONAL REQUIRED COURSES:

818 Income Tax I (4)

Perspective Course Requirement: All students must successfully complete one Perspective course. Courses that satisfy the Perspective Requirement are: American Legal History (873); Comparative Law (891); Criminal Law Theory (857); Empirical Studies of Legal Institutions (875); Environmental Law and Policy (866); Jurisprudence (877); Law and Economics (879); Law and Literature (881); Law, Language and Reality (883); Public International Law (886); and Tax Theory (975). The Dean may also designate specific Issues in the Law courses or seminars as satisfying the Perspective Requirement. Non-law courses approved for law school credit may also be designated as meeting the requirement.

Writing Requirement: One upper-level course in which a substantial legal research paper under faculty supervision is written is required for graduation. This requirement may also be satisfied by an approved Directed Research project or by a faculty approved comment or other article written for the Tennessee Law Review. The writing requirement may not be fulfilled in conjunction with non-law courses approved for law credit.

ELECTIVE COURSES

ADMINISTRATIVE AND LEGISLATIVE PROCESS

821 Administrative Law (3) Examination of administrative agency decision-making processes and judicial review of administrative decisions, including procedural standards for informal and formal administrative adjudication and rule making (with special attention to the federal Administrative Procedure Act); constitutional due process standards in administrative settings; and the availability, scope and timing of judicial review of agency actions.

822 Legislation (3) Interpretation and drafting of statutes, legislative process, and legislative power; comparison of judicial views on the legislative process with both the realities of the legislative process and applicable constitutional principles.

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

BUSINESS ORGANIZATIONS

827 Business Associations (4) Legal problems associated with the formation, operation, and dissolution of unincorporated and incorporated business firms; examination of legal rights and duties of firm members (principals and agents; partners and limited partners; and corporate shareholders, directors and officers), and others with whom these members interact in connection with the firm's business.

828 Advanced Business Associations (2) Selected topics from the law of business associations. Prereq: Business Associations (827). May be repeated.

830 Securities Regulation (3) Basic structure of the federal securities laws. Primary attention will

be paid to legal problems associated with the raising of capital by new and growing enterprises; securities transactions by promoters, officers, directors and other insiders; the regulation of publicly-held companies; litigation under Rule 10b-5 and other antifraud provisions; and the provision of legal and other professional services in connection with securities transactions.

832 Business Planning Seminar (2) Selected problems on corporate and tax aspects of business planning and transactions. Prereq: Income Tax I (818), Income Tax II (970) and Business Associations (827).

834 Antitrust (3) Federal antitrust laws: monopolization, price-fixing, group boycotts, and anti-competitive practices generally; government enforcement techniques and private treble damage suits.

835 Trade Regulation Seminar (2) Selected problems arising under laws regulating competition and the conduct of business enterprise.

837 Accounting for Lawyers (2) Introduction for law students to basic accounting documents, problems, and techniques with the object of enabling law students to use and understand essential accounting information.

COMMERCIAL LAW

839 Sales and Secured Transactions (4) Article 2 (Sales) and Article 7 (Documents of Title) of the Uniform Commercial Code; brief survey of suretyship and guaranty; Article 9 (Security Interests in Personal Property) of the U.C.C. (Offered 1988-89 only.)

840 Commercial Law (4) Basic coverage of the most significant provisions of the Uniform Commercial Code: security interests in personal property (Article 9 of the U.C.C. and relevant Bankruptcy Code provisions); commercial paper, including checks, notes and other negotiable instruments (Articles 3 and 4 of the U.C.C.); sales of goods, including coverage of portions of Article 2 of the U.C.C. not covered in Contracts. (Beginning Fall 1989.)

841 Commercial Finance Seminar (2) Practical experience in large and medium-sized business

transactions. Students will plan financing transactions and negotiate and draft the documents used in these transactions. Study of financing techniques such as equipment leasing and matched fund lending, current issues in commercial financing, and other important issues not normally covered in Commercial Law. Prereq: Commercial Law (840) or Sales and Secured Transactions (839).

843 Debtor-Creditor Law (3) Enforcement of judgments; bankruptcy and its alternatives for the business and consumer debtor; emphasis on the Federal Bankruptcy Code.

844 Bills and Notes (2) Negotiable instruments, negotiability, transfer, holders in due course; equities and defenses; liability of parties; discharge; letters of credit. Articles 3, 4 and 5 of the Uniform Commercial Code. (Offered 1988-89 only.)

CONSTITUTIONAL LAW AND INDIVIDUAL RIGHTS

846 Constitutional Law II (3) First Amendment rights to freedom of religion, expression, association and the press; Fourteenth Amendment rights against discrimination as to race, sex, etc.; rights to franchise and apportionment; substantive and procedural due process; civil rights under federal laws enforcing the post-Civil War Amendments to the Constitution.

848 Civil Rights Actions (3) Litigation to vindicate constitutional rights in private actions against the government and its officials, as well as rights protected by other civil rights legislation: the elements of a cause of action under 42 U.S.C. sec. 1983; actions against federal government officials under the Bivens doctrine; institutional and individual immunities; the relationship between state and federal courts in civil rights actions; and remedies for violations of constitutional and other civil rights.

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

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

851 Constitutional Law Seminar (2) Study and discussion of current constitutional law problems.

CRIMINAL LAW AND PROCEDURE

854 Criminal Procedure I (3) Examination of police practices and the constitutional rights of persons charged with crimes: arrest; search and seizure; identification; interrogation and confessions; electronic eavesdropping; and right to counsel.

855 Criminal Procedure II (3) Examination of pre- and post-trial procedures in a criminal case: bail; preliminary hearing; grand jury; prosecutorial discretion; discovery; speedy trial; plea bargaining; jury trial; double jeopardy; and post-conviction relief. Emphasis on Federal Rules of Criminal Procedure. Criminal Procedure I is not a prerequisite.

857 Criminal Law Theory (3) Study of the theoretical foundations of criminal law. Prereq: Criminal Law (809).

859 Criminal Law Seminar (2) Advanced problems in criminal law and administration of justice. Prereq: Criminal Law (809).

DOMESTIC RELATIONS LAW

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

863 Children and the Law (3) Legal relationship between children and their parents and the state: parental prerogatives and children's rights; rights of illegitimates; adoption; temporary and permanent removal of children from their parents by the state; juvenile court procedures.

ENVIRONMENTAL AND RESOURCE LAW

866 Environmental Law and Policy (3) Study, through methods of public policy analysis, of the responses of the legal system to environmental problems: environmental litigation; Clean Air Act; Clean Water Act; National Environmental Policy Act; and selected regulatory issues.

867 Environmental Law Seminar (2) Selected topics in environmental law.

869 Natural Resources Law (3) Nature of interests; conveyancing; royalties, grants and reservations, leases and taxation of natural resources.

HISTORY, THEORY AND INTERDISCIPLINARY STUDY OF LAW

873 American Legal History (3) Selected topics in American legal history.

875 Empirical Studies of Legal Institutions (3) Examination of social, economic and organizational factors that affect the behavior of clients, lawyers, judges and other actors in legal institutions. Readings include empirical studies of subjects such as: the social structure and organization of the bar; factors that affect the filing, processing and disposition of claims in the civil justice system; and factors that affect the process of case dispositions in criminal prosecutions (such as the plea bargaining process). Special attention to factors that sometimes cause "law in action" to operate differently than "law on the books."

877 Jurisprudence (3) Critical or comparative examination of legal theories, concepts, and problems. Coverage includes some, but rarely all, of the following approaches to law: legal positivism; natural law theory; legal realism; idealism; historical jurisprudence; utilitarianism; Kantianism; sociological jurisprudence; policy science; and critical studies.

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

881 Law and Literature (3) Systematic study of literature and its application to legal thought and to accurate, fluent, and creative legal composition.

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

INTERNATIONAL AND COMPARATIVE LAW

886 Public International Law (3) Study of the law-creating processes and the doctrines, principles and rules of law that regulate the mutual behavior of states and other entities in the international system.

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

889 International Law Seminar (2) Study and discussion of current international law problems. Prereq: Public International Law (886) or International Business Transactions (887).

891 Comparative Law (3) Introduction to the civil law systems of France and Germany, focusing on legal institutions, methodology, and aspects of the law of obligations and commercial law.

LABOR AND EMPLOYMENT LAW

895 Labor Relations Law (3) Political, social and economic influences in the development of federal labor relations laws; employee rights of self-organization; union and employer unfair labor practices; strikes, lockouts, boycotts, and collective bargaining processes; enforcement of collective agreements; individual rights of employees; federal preemption and state regulation.

896 Employment Law (3) Legal regulation of the employment relationship: legal, social and eco-

conomic influences in the employee-employer relationship; employment discrimination; legally prescribed minimum standards of compensation and safety; restraints on termination of employment; regulation of retirement systems.

898 Arbitration Seminar (2) Arbitration of labor agreements: judicial and legislative developments; nature of the process; relationship to collective bargaining; selected arbitration problems on various topics under collective agreements; and the role of lawyers and arbitrators. Prereq: Labor Relations Law (895).

899 Labor Relations Seminar (2) Study and discussion of selected labor relations law problems. Prereq: Labor Relations Law (895).

LEGAL CLINIC

903 Civil Advocacy (8) Concentrated study of civil litigation with primary emphasis on trial problems and preparation, including basic trial strategy, discovery, presentation of evidence, voir dire, jury instructions, opening and closing statements, and matters of professional responsibility. Classroom work, simulations, and intensive supervised fieldwork involving representation of clients with civil legal problems. Prereq: Civil Procedure I (801), Civil Procedure II (802), Evidence (813), and third-year standing. (Offered 1988-89 only.)

904 Civil Advocacy (6) Supervised fieldwork, requiring students to assume primary responsibility for representing clients with various civil legal problems. Exploration of theory, practice and ethics of interviewing, counseling, planning, investigation and discovery, drafting, negotiation, litigation, and other professional tasks necessary to provide competent representation for clients. Hearings may occur in state and federal courts, or before state and federal administrative officers or judges. Prereq: Trial Practice (920) and third-year standing. (Beginning Fall 1989.)

905 Criminal Advocacy (8) Concentrated study of criminal litigation with primary emphasis on trial problems and preparation,

the criminal justice system, and the advocate's role as criminal defense counsel. Basic trial strategy, discovery, presentation of evidence, voir dire, jury instructions, opening and closing statements, and matters of professional responsibility. Classroom work, simulations, and intensive supervised fieldwork requiring participation in criminal defense representation, usually at preliminary hearings and misdemeanor trials in the general sessions courts. Prereq: Criminal Law (809), Evidence (813), third-year standing, and either Criminal Procedure I (854) or Criminal Procedure II (855). (Offered 1988-89 only.)

906 Criminal Advocacy (6) Supervised fieldwork, requiring students to assume primary responsibility for defending clients accused of crime in Knox County. Exploration of theory, practice and ethics of interviewing, counseling, investigating, planning strategy, plea negotiating, and trial at preliminary hearings and misdemeanor trials. Prereq: Trial Practice (920) and third-year standing. Recommended prereq. or coreq: Criminal Procedure II (855). (Beginning Fall 1989.)

PRACTICE AND PROCEDURE

914 Legal Profession (2) The role of the lawyer in society and the ethical responsibilities implied in the role; admission to the bar; the organized profession; solicitation and advertising; unauthorized practice; conflicts of interest; decision to represent or withdraw as counsel; fiduciary relationship; advocacy and its limitations; fees and disciplinary procedures. (Offered 1988-89 only.)

915 Conflict of Laws (3) Jurisdiction, foreign judgments, and conflict of laws.

916 Federal Courts (3) Jurisdiction of federal courts; conflicts between federal and state judicial systems.

918 Remedies (4) Judicial remedies, including damages, restitution and equitable relief; availability, limitations and measurement of various remedies; comparison of contract, tort and property-related remedies.

920 Trial Practice (3) Litigation through simulation, with primary emphasis on trial problems and preparation: basic trial strategy; professional responsibility; fact investigation and witness preparation; discovery and presentation of evidence; selection and instruction of juries; opening statements and closing arguments. Written work such as pleadings, motions, interrogatories or memoranda is required. Prereq: Evidence (813).

921 Pre-Trial Litigation (3) Examination of the civil pre-trial process. Students will draft actual pre-trial documents in civil cases, such as a complaint, motions for preliminary injunction, class certification papers, motions to dismiss and for summary judgment, and various discovery papers.

923 Complex Litigation (2) Advanced civil procedure course dealing with the special problems that arise in litigation involving multiple claims and multiple parties: permissive and compulsory joinder; intervention; disposition of duplicative or related litigation; class actions; discovery in large cases; judicial control of complex litigation; res judicata and collateral estoppel problems.

925 Appellate Practice Seminar (2) Federal and Tennessee Rules of Appellate Procedure, local rules of federal circuits; students review complete records of several United States Supreme Court cases and prepare an appellate brief based on the record of an actual case.

927 Interviewing, Counseling and Negotiation (3) Development of conceptual and practical frameworks for understanding interviewing, counseling and negotiation, and the lawyer's role in performing these tasks. Readings introduce different methods, strategies and perspectives and draw on recent literature involving lawyering skills. Simulations and videotape critiques are used extensively, and some drafting of documents is required. Relevant ethical issues and techniques of dispute resolution are also covered. Not open to students who have taken Civil Advocacy (904) or Criminal Advocacy (906).

929 Teaching Clients the Law (3) Study of how to communicate the law as a basis for decision by

persons other than lawyers. Students develop skills by team-teaching a practical law course to high school or adult students and by writing research papers that synthesize Tennessee or federal law in plain language.

PROPERTY

934 Property II (3) The recording system, title assurance, easements, nuisance, lateral support, water rights, zoning and eminent domain. (Offered Fall 1988 only.)

935 Gratuitous Transfers (4) Nature, creation, termination and modification of trusts; fiduciary administration; intestate succession; execution, revocation, probate and contest of wills; creation and construction of various types of future interests; construction of limitations; application of the rule against perpetuities.

937 Estate Planning Seminar (2) Problems of estate planning, including the relationship to estate planning of the law and practice of fiduciary administration, insurance, property, wills, future interests, trusts, corporations, partnerships, and gifts; required drafting of estate plans and implementing documents for hypothetical clients. Prereq: Wealth Transfer Taxation (973). Prereq or coreq: Income Tax I (818) and Gratuitous Transfers (935).

940 Land Finance Law (3) Financing devices such as mortgages, deeds of trust and land contracts; problems of priorities; transfer of secured interests when the debt is assumed or taken subject to the security interest; default, exercise of the equity of redemption and/or the statutory right of redemption; mechanics' and materialmen's liens; contemporary developments in such areas as condominiums, cooperatives, housing subdivisions and shopping centers.

941 Land Acquisition and Development Seminar (2) Alternative business forms are assigned to teams of students, who then prepare and present for discussion all major documents (notes, deeds, prospectus, etc.) necessary to accomplish the acquisition or development of large tracts of land. Prereq: Land Finance Law (940).

943 Land Use Law (3) Land use planning; nuisance; zoning and eminent domain.

SPECIALTY COURSES

950 Computers and Law Seminar (2) Exploration of the impact of computers on law and the practice of law: expert systems; legal skills required in building expert systems; common law office uses of computers; and computerized research. The goal of the course is to prepare lawyers to think effectively about how to use computers. Prior computer experience is not needed.

953 Education Law (3) Compulsory attendance laws; governmental control over curriculum and extracurricular activities; academic freedom; privacy and due process rights of students and teachers; religion in the public schools, public aid to parochial schools; equality of educational opportunity.

956 Entertainment Law (3) Role of the law and the lawyer in the entertainment industry. Specific course content will vary, with the music industry as the principal focus. Possible topics include music copyright laws; artist/manager relationships; recording contract negotiations; industry labor unions; and performing right organizations.

959 Intellectual Property (3) Intellectual property and related interests under federal and state law: patents; trademarks; trade secrets; copyright; right of publicity; unfair competition.

962 Law and Medicine Seminar (2) Effects of legal rules on the delivery and quality of medical care: nature of the physician-patient relationship; unauthorized practice of medicine; medical education, licensing and specialization; hospital staff privileges; medical malpractice liability, including the standard of care, proof, causation, defenses, and damages; protection of patient autonomy, including consent, informed consent, conception and abortion, choice of treatment, and death and dying; control of communicable diseases; organ transplantation and medical resource allocation.

965 Law and the Mentally Disabled Seminar (2) Introduction

to psychological/psychiatric principles and their relationship to law; voluntary admission and civil commitment; rights of the mentally disabled; release and deinstitutionalization; and the mental health professional-patient relationship.

TAXATION

970 Income Tax II (3) Corporate reorganizations and distributions; transactions among corporations and shareholders. Prereq: Income Tax I (818).

971 Income Taxation of Entities (2) Analytical and comparative study of the federal income taxation of partners and partnerships, Subchapter S corporations and their shareholders, and related topics. Prereq: Income Tax I (818). Recommended prereq or coreq: Income Tax II (970).

973 Wealth Transfer Taxation (3) Taxation of transfers of wealth at death (estate tax) and during life (gift tax), and of generation skipping transfers; introduction to fiduciary income taxation. Recommended prereq or coreq: Income Taxation I (818) and Gratuitous Transfers (935).

975 Tax Theory (3) Comparative study of the methods and purposes of governmental revenue collection through an examination of economic theory and various actual and proposed schemes of taxation. Prereq: Income Tax I (818).

TORTS AND COMPENSATION SYSTEMS

980 Insurance (3) Examination of various types of insurance, including life, property, health, accident and liability insurance: regulation of the insurance industry; interpretation of insurance contracts; insurable interest requirement; conditions, warranties and representations; coverage and exclusions; duties of agents; excess liability; subrogation; and bad faith actions against insurers. Particular focus on liability insurance defense problems, including duty to defend, notice and cooperation issues, and conflicts of interest.

983 Products Liability (3) Scope of the doctrine and theories of recovery; potential plaintiffs and

defendants; statutory and contractual limitations on recovery; damages; causation; and defenses.

985 Social Legislation (3) Systems other than traditional tort remedies for compensating disabled persons and victims of accidents. Workers' compensation, including: requirements for a covered employer-employee relationship; injuries or occupational diseases arising out of and in the course of employment; nature of disability; medical and death benefits; and exclusiveness of the compensation remedy against the employer and co-employees. Social security disability benefits, including: prerequisites for disability benefits; the administrative process; rights to a fair hearing; and counsel fees.

TOPICS COURSES

990 Issues in the Law (3) Selected topics. May be repeated.

991 Issues in the Law Seminar (2) Selected topics. May be repeated.

INDEPENDENT WORK

993 Directed Research (1 or 2) Independent research and writing under the direct supervision of a faculty member. Proposals must be approved by the supervising faculty member and by the Academic Standards and Curriculum Committee. May be taken once per semester during the last two years of law study.

994 Independent Study (hours by arrangement) Independent study under the direct supervision of a faculty member. Proposals must be approved by the supervising faculty member and by the Academic Standards and Curriculum Committee. May be taken once per semester during the last three semesters of law study.

996 Law Review (1) Academic credit for completion of a potentially publishable casenote, comment, or other article for the Tennessee Law Review. May be repeated. S/NC only. (Will not count toward the total number of elective upper division courses that may be taken S/NC.)

997 Moot Court (1) Academic credit for satisfactory participation as a member of a faculty-supervised interscholastic moot

court competition. May be repeated. S/NC only. (Will not count toward the total number of elective upper division courses that may be taken S/NC.)

998 Planning and Drafting Project (1) Preparation and completion of a planning and drafting project under faculty supervision in conjunction with a substantive course when such planning and drafting option is provided by the course instructor. May be repeated.

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

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

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

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

CURRICULUM. A dual degree candidate must satisfy the graduation requirements of each college. Dual degree students withdrawing from the dual degree program before completion of both degrees

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

The College of Law will award a maximum of eight semester hours toward the J.D. degree for courses taken in the College of Business Administration. A student shall receive two semester hours of credit for each such course successfully completed unless the law faculty specifies otherwise. Two of the eight semester hours must be earned in Accounting 501, 503, or a more advanced accounting course.

The College of Business Administration will award credit toward the M.B.A. degree for acceptable performance in a maximum eight (8) semester hours of approved courses offered by the College of Law.

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

AWARDING OF GRADES:

For grade recording purposes in the College of Law for graduate business courses and in the College of Business Administration for law school courses, grades awarded will be converted to either Satisfactory or No Credit and will not be included in the computation of the student's grade average or class standing in the college where such grades are converted. The College of Law will award a grade of Satisfactory for a graduate business course in which the student has earned a B grade or higher and a No Credit for any lower grade. The College of Business Administration will award a

grade of Satisfactory for a College of Law course in which the student has earned a 2.3 grade or higher and a No Credit for any lower grade. Grades earned in courses of either college may be used in a regular graded basis for any appropriate purpose in the college offering the course. The official academic record of the student maintained by the Registrar of the University shall show the actual grade assigned by the instructor without conversion.

Non-Law Elective Course Credit

Eligible law students may receive credit toward the J.D. degree for acceptable performance in a maximum of three (3) upper-level courses which materially contribute to the study of law, taken in other departments at the University of Tennessee, Knoxville. Course selection and registration are subject to guidelines approved by the law faculty which include the requirement that any such course be acceptable for credit towards a graduate degree in the department offering the course. Courses in which the primary content consists of substantive law will not be accepted for J.D. credit under this option.

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

taken in conjunction with the dual degree program.

Foreign Study

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

Course Offerings Subject to Change

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



STUDENT LIFE

The Tennessee Law Review
The Tennessee Judicial Newsletter
Moot Court Program
The Student Bar Association
Law Women
Lawyer's Guild
Black Law Student Association
Association of Trial Lawyers
American Bar Association/Law Student Division
The Forum
Legal Fraternities
Christian Legal Society
The Federalist Society
Street Law Mock Trial Competition
Lecture Series

The Tennessee Law Review

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

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

The Tennessee Judicial Newsletter

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

Moot Court Program

The University of Tennessee has consistently sponsored national and regional winners in several categories of moot court competition. Both the National Moot Court team and the National Trial Team have each emerged as Regional Champions in three of the last six competitions they have entered. Our National Moot Court teams won the national title in 1976 and again in 1981, placed second in the nation in 1982, and finished among the top eight teams in the nation in 1984 and in 1987. Also in 1984 and in 1987, our National Trial teams placed third in the nation.

The University of Tennessee's representative at the 1985-86 Jessup International Law Moot Court Competition emerged as the regional winner, and the team finished as first runner-up at the National Competition held in Washington, D.C. The 1985 Frederick Douglass

Moot Court team finished second in the nation, and one team member was named Best Oralist.

Our entry in the 1987 Stetson National Tax Competition finished second overall and received third place brief honors. The Robert F. Wagner Labor Law team ranked third in the nation in 1985, and the 1987 team placed sixth overall in the competition held in New York City.

All students are eligible to compete for a place on any of the inter-school teams and are chosen based on oral advocacy skills and writing ability. All of the appellate competitions require that a brief be submitted, and awards are given to those teams whose briefs demonstrate exceptional writing ability and analytical skills. The overall placement in any competition, however, depends upon the team's oral advocacy skills.

The Advocates' Prize Moot Court Competition was established through the generosity of a good friend of the College of Law. This is an intraschool competition in written and oral appellate advocacy. Trial skills are similarly recognized in the College's *Ray H. Jenkins Trial Competition*.

The final rounds of both competitions are held during our Law Week Celebration each Spring, and they are judged by a panel of distinguished jurists from such benches as U.S. Courts of Appeal and U.S. District Courts.

The Moot Court Board plays a vital role in the College of Law's appellate and trial advocacy programs. It is composed of third year students who have demonstrated excellence in advocacy through various inter- and intra-school competitions. The Board develops the problem for both the Advocates' Prize and the Ray Jenkins Competitions, and it is involved in the selection of the students who will represent the University of Tennessee in inter-school competitions. The Board is committed to increasing the level of interest, participation, and excellence in advocacy at the University of Tennessee College of Law.

The many opportunities for the development of moot court skills at

the University of Tennessee would not be possible without the generous support of our alumni and friends. Several endowments specifically support moot court activities, including the *Tom and Elizabeth Fox Endowment*, the *George D. Montgomery Advocacy Fund*, and the *John K. Morgan Trial Advocacy Fund*.

Student Bar Association

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

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

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

Law Women

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

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

East Tennessee Lawyers' Guild

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

Black Law Student Association

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

Association of Trial Lawyers of America—Student Chapter

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

ABA/LSJ

Students at the Law College are eligible to become members of the Law Student Division of The American Bar Association, thereby taking advantage of some of the benefits of early involvement in the organized bar. The ABA's services include publications, grant and tax assistance programs, and group life and major medical insurance programs, as well as other public service and professional development programs.

The Forum

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

Legal Fraternities

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

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

Christian Legal Society

The Christian Legal Society is a recognized student organization in the University of Tennessee system. The society conducts weekly meetings, annual retreats, and invites guest lecturers to the College. The purpose of the Christian Legal Society is to give serious, honest, and intelligent consideration to the role the Christian lawyer plays in

today's legal system, while also providing Christian fellowship for students.

The Federalist Society

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

Street Law Mock Trial Competition

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

Lecture and Visitor Series

The **Distinguished Visitor Program** brings recognized scholars, jurists, and practitioners to the College of Law for short periods to visit classes and engage in informal discussions with students and faculty. The Honorable Boyce F. Martin, Jr., Circuit Judge of the United States Court of Appeals for the Sixth Circuit, will visit the college as Jurist in Residence in the fall of 1988.

The **Alumni Distinguished Lecture in Jurisprudence** is made possible through the contributions of alumni and other friends of The University of Tennessee College of



Law to the college's endowment fund. The endowment is intended to enrich our students' extracurricular activities. The 1987 lecture featured Christopher D. Stone, the Roy P. Crocker Professor of Law at the University of Southern California Law Center. His topic was "Earth and Other Ethics: Protecting the Global Environment." Professor Frank Michelman of Harvard Law School will deliver the 1988 lecture.

The Charles Henderson Miller Lecture in Professional Responsibility

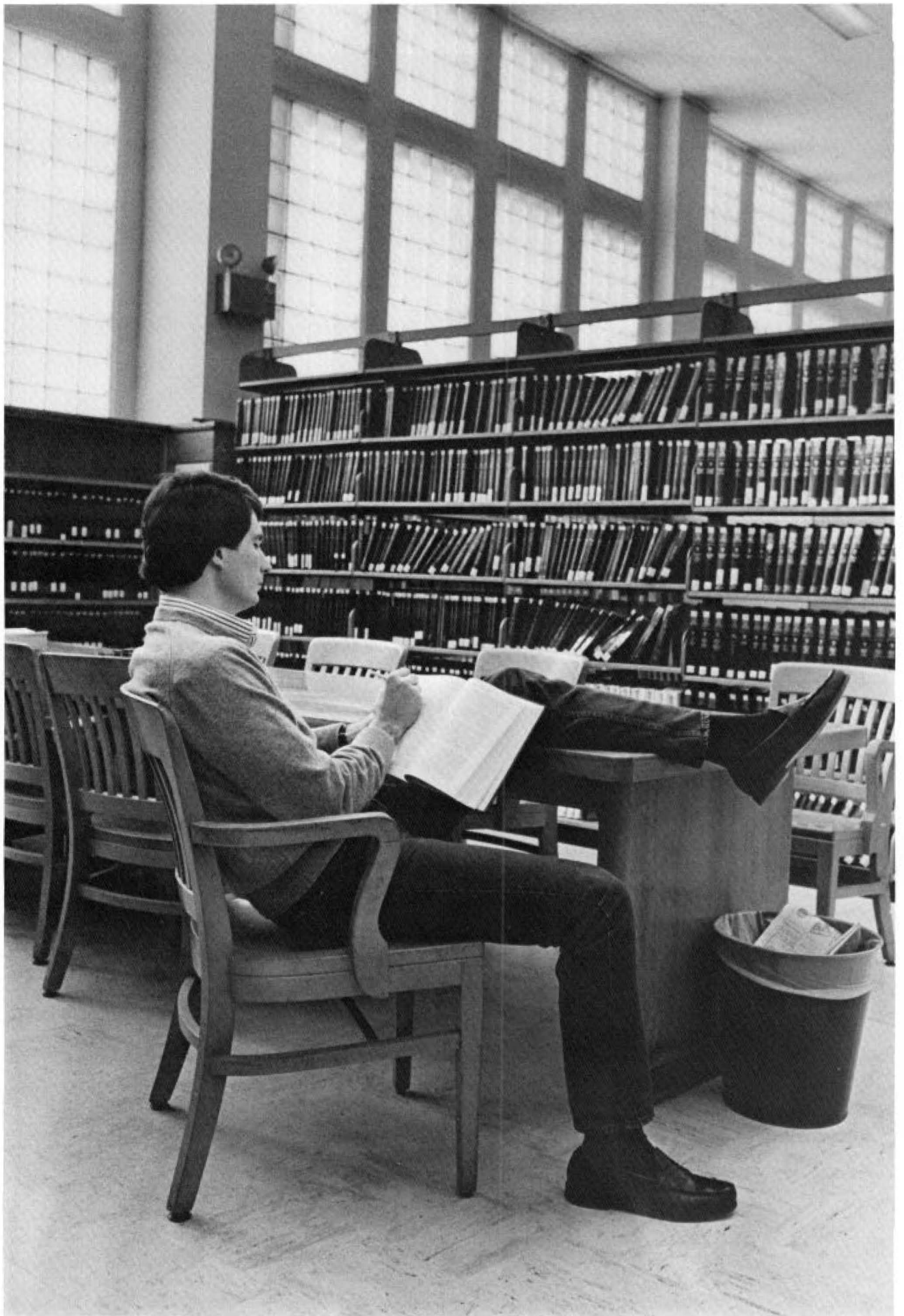
was established at the Law College to honor Professor Emeritus Charles Miller, who founded the University of Tennessee Legal Clinic in 1947 and served as its director until his retirement in 1975. Professor Thomas Ehrlich, former Dean of the Stanford Law School and then President of the National Legal Services Corporation, delivered the opening lecture in the series in the fall of 1978. Professor

Gary Bellow of Harvard Law School will deliver the 1988 Lecture on the topic "Taking Access Seriously: Perspectives on Legal Services, Law Schools and the Legal Profession."

The college has sponsored an annual **Entertainment Law Symposium** since 1984. The two-day program brings prominent practitioners from throughout the country to share their expertise on media, entertainment and sports law.

As part of an ongoing exchange program between The University of Tennessee and Rheinische Friedrich Wilhelms Universitat Bonn, West Germany, scholars from Bonn presented a one week **Exchange Seminar** on environmental law in the fall of 1987.

In cooperation with the College of Liberal Arts and the University's Constitutional Bicentennial Committee, the Law College will host a **Symposium on Slavery and the Constitution** in the fall of 1988.



COLLEGE AND UNIVERSITY SERVICES

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

Orientation and Counseling

The Law College provides a day-long orientation program for entering law students. The objectives and aims of the College of Law, and techniques for adapting study habits to the Law curriculum are discussed as part of this orientation program.

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

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

Career Services

Through Career Services, the College of Law implements its commitment to help students find summer and year-round clerkships, as well as permanent employment, and to assist the alumnus/a who desires a career change. Interest in University of Tennessee students and graduates for clerkships and attorney positions extends throughout Tennessee and the United States.

Career Services provides seminars and individual counseling for students on interviewing skills, resume writing, and career planning. Activities to initiate the application process with legal recruiters include on-campus interviewing programs, job board listings from employers unable to come to campus, participation in off-campus job conferences, a resource library to aid in direct contact to selected employers, and an Alumni Employment Opportunities newsletter published monthly.

Although a job upon graduation is never guaranteed to any graduate from law school, Career Services strives to provide the variety of resources that can help every stu-

dent obtain satisfactory employment. Success in this endeavor will to a large extent depend upon the individual time and effort expended. While students are encouraged to devote their time and energy to becoming the best law student possible during their first semester, a serious consideration of career goals should begin soon thereafter. First-year students are invited to register with Career Services and participate in orientation sessions beginning in January.

Each year Career Services conducts a salary and employment survey of that year's graduates. Data from the survey of graduates for the academic year 1986-87 indicate that of the survey respondents, 95 percent of those available and seeking work had found employment or chose to continue their education. The average annual starting salary of those providing salary information was \$27,579.

NOTICE. Applicants for admission to the College of Law should be aware that all states evaluate the moral character (including any criminal record) and academic accomplishment of all applicants for admission to the bar. **STATE BAR REQUIREMENTS VARY.** Each applicant should obtain information concerning the character and other qualifications for admission to the bar in the state in which he or she intends to practice.

Privileges

Students in the College of Law have the same privileges and are subject to the same regulations as other University students. They may attend classes in other colleges of the University without additional charge. Students who are seeking Law College credit for courses taken in other parts of the University must obtain approval from the Academic Standard Committee. Information on this procedure can be obtained in the Student Record Office of the Law College.

They also have equal privileges with students in other colleges of membership in University organizations, the use of the

gymnasium, Student Aquatic Center, and the University libraries.

Housing

UNIVERSITY APARTMENTS.

The University has provided excellent apartment facilities in several locations for married students with or without families. Apartments not required to house married students are made available to single graduate and professional students.

Information and application for these facilities may be secured from the Office of Rental Properties, 474 South Stadium Hall, University of Tennessee 37996. Inquiry should be made as early as possible as space is limited.

OFF-CAMPUS HOUSING.

A listing of off-campus housing available to students is provided by the Off-Campus Housing Office, 336 University Center, University of Tennessee 37996. The University does not inspect or approve these facilities. The terms and conditions for the rental of off-campus housing are between the student and the landlord. Students living in off-campus housing are expected to observe the same rules of conduct and standards that are applicable to all students.

RESIDENCE HALLS. Information and applications for single student residence halls may be obtained from the Housing Office, 405 Student Services Building, University of Tennessee, 37996.

The Student Center

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

Student Health Services

Health services provided by the University are available to any student who has paid the health fee (either through paying the full

University Programs and Services Fee or paying the optional health fee). These outpatient services are available continuously throughout every term.

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

Virtually all medical services at the campus clinic are provided to eligible students at no additional cost. Although there is no charge for the emergency room fee or the physician's fee, students will be charged for other services such as X-rays, lab tests, and injections received through the evening/weekend clinic at The University of Tennessee Memorial Hospital.

The primary clinic at 1818 Andy Holt Avenue maintains scheduled daytime hours Monday through Friday. Emergency care during evenings and weekends is available through the Emergency Room Student Health Clinic at The University of Tennessee Memorial Hospital except during the breaks after Summer and Fall terms. Ambulance and transportation service for the campus is provided by the Campus Police.

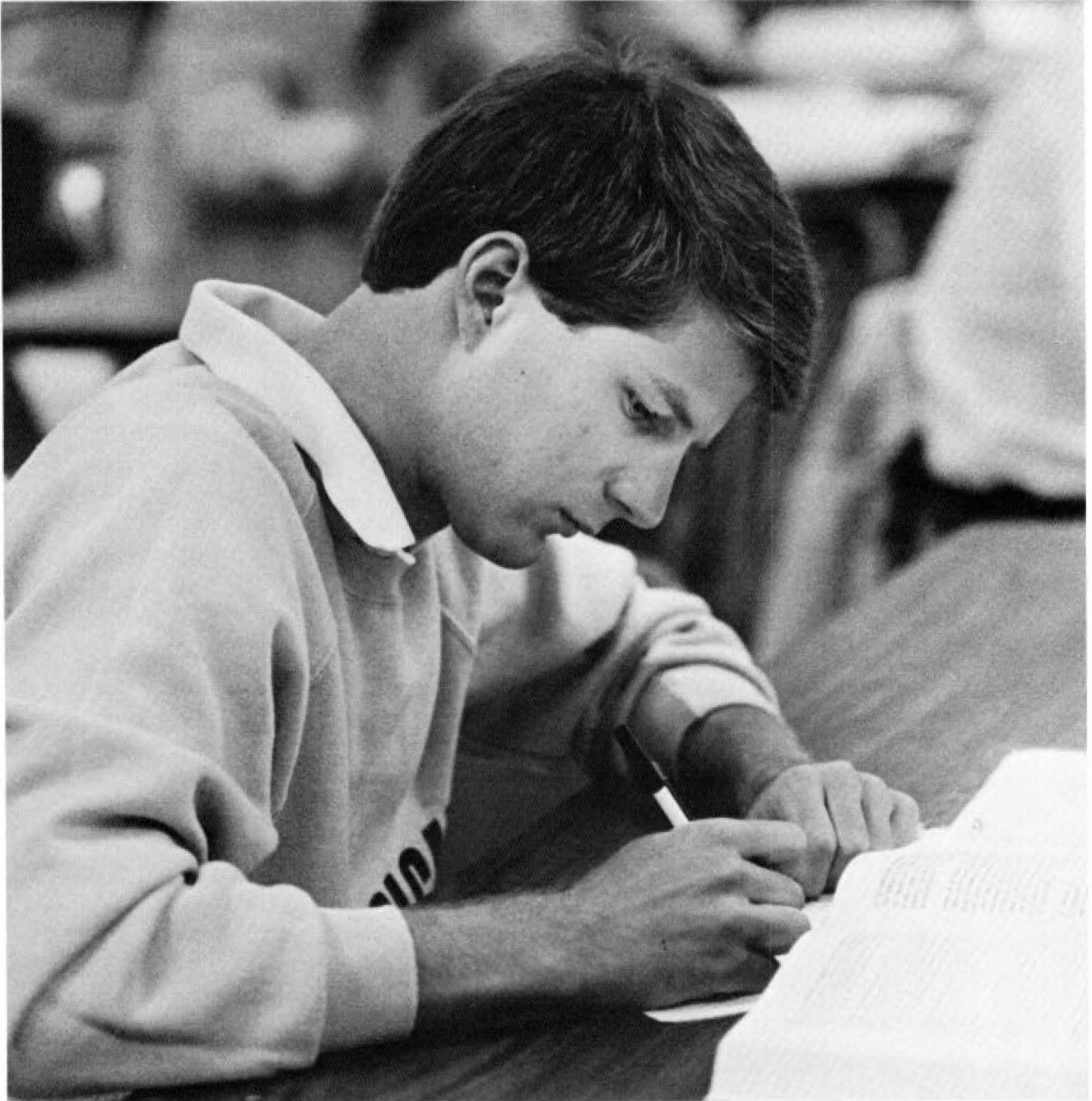
Students requiring hospitalization are generally admitted by an appropriate specialist to The University of Tennessee Memorial Hospital unless other arrangements are desired. Since inpatient care is sometimes necessary, it is important for the student to have hospitalization insurance. Student group health insurance is available and may be purchased at the beginning of each term. Students who purchase coverage at the start of the Fall term are insured for the full year. Students enrolling in the plan after the Fall term pay a pro-rata premium.

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

Military and Air Science

Law College students who wish to pursue advanced work in military or air science may do so while attending the College of Law. Such courses are administered as a regu-

lar part of the ROTC program at The University of Tennessee. Students interested in this program should communicate directly with the respective Departments of Military Science or Air Science. Information for Army ROTC can be obtained at 212 Stokely Athletic Center, Knoxville, Tennessee, 37996. Information for Airforce ROTC is available at 215 Stokely Athletic Center.



ACADEMIC POLICIES AND AWARDS

**The Degree of Doctor of Jurisprudence
Academic Honors
Residence Requirements
Attendance Requirements
The Honor Code
Grading Policy
Readmission
Withdrawal and Re-enrollment
Awards**

Academic Policies

Degree of Doctor of Jurisprudence

The degree of Doctor of Jurisprudence will be conferred upon candidates who complete, with a grade point average of 2.0 or better, six semesters of resident law study and earn eighty-nine (89) semester hours of credit, including the required courses. The required average must be maintained on the work of all six semesters and also for the combined work of the grading periods in which the last twenty-eight (28) hours of credit are earned. The normal maximum period for a full time law student to complete requirements for the J.D. degree is five years. Any exception to this rule must be approved by the Dean or the Dean's designee.

Academic Honors

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

Residence Requirements

A student shall receive one semester of residence credit for any semester in which he or she is enrolled for at least ten hours of course work and successfully completes at least nine hours. A student who successfully completes at least five hours of course work during the summer term shall receive one-half (1/2) a semester of residence credit. A student will receive proportional residence credit for any semester in which fewer than ten (10) hours are carried or nine (9) hours passed or for the summer term if fewer than five (5) hours are passed. To be eligible to receive the J.D. degree, candidates must earn at least the last twenty-eight

*NOTE: Students entering the Law College prior to the fall of 1988 must complete eighty-four (84) hours including the required courses.

(28) semester hours of credit in residence at the College of Law.

Attendance Requirements

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

CLASS ATTENDANCE.

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

FIRST-YEAR COURSE LOAD.

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

Variances will only be granted in unusual circumstances.

1. Prior to commencement of legal education a variance from the first-year course load will be granted to an entering law student: (a) by the Dean or the Dean's designee upon determining that the student suffers from a handicap that makes full-time study impracticable, or (b) by the Variance Committee upon determining that a denial of a variance would result in substantial hardship to the student or his or her family.

2. After commencement of legal education the Dean or the Dean's designee may grant a variance of the required course load or sequence to a student who has already matriculated at the College of Law if emergency, substantial hardship, or other unusual circumstances make a variance appropriate.

Procedures

1. **Hardship Factors**—Factors relevant to a determination of substantial hardship include (but are not limited to) the need to care for children or other family members, the effect that being a full-time student will have on family income and indebtedness, and the impact that being a full-time student will have on the student's long-term career objectives.

2. **Petition for Variance**—Petitions for permission to vary the required program of the first three semesters should be submitted to the Student Records Office. When the petition is based on hardship, it must indicate what steps have been taken to alleviate the hardship and why other remedies are not reasonably feasible. In the event a variance is granted, the Dean or the Dean's designee will determine (subject to any requirement established by the Variance Committee) the student's course load, the sequencing of required courses, and which, if any, upper-class courses may be taken before all first-year courses are completed.

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

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

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

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

Grading Policy

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

TEMPORARY GRADES.

When for good cause shown (such as serious illness or other disability), a student fails to complete all requirements for a course in which he or she is enrolled, the course instructor may assign the student a temporary grade of "I" (incomplete).

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

SATISFACTORY/NO CREDIT OPTION FOR ELECTIVE COURSES.

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

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

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

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

For purposes of S/NC grading, satisfactory shall mean a grade of at least 2.0. A student electing S/NC who makes 2.0 or above shall receive credit for the course, but the grade shall be recorded as S and will not be

used in determining grade average. A student electing Satisfactory/No Credit who makes below 2.0 will receive NC for the course and neither the grade nor the hours of the course will be used in computing grade average or hours credit.

A course taken on a S/NC basis may be used to satisfy a prerequisite only if a grade of 1.0 is achieved. Required courses may not be taken on an S/NC basis.

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

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

Auditing Courses

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

Maintenance of Satisfactory Record

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

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

PROBATION AND EXCLUSION OF UPPER-CLASS STUDENTS.

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

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

Readmission of Academically Ineligible Students

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

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

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

Withdrawal from Courses

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

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

cause shown will result in a grade of 0.0 for that course.

A student wishing to withdraw from the College of Law must present the request to the Dean of the College of Law or the Dean's designee. If the request is approved, the Student Record Office will enter the appropriate change on the student's permanent record and provide written notification to the course instructor(s) and the student's advisor. To complete official withdrawal from the college, the student must also report to the Student Counseling Service, 900 Volunteer Boulevard, to be cleared through the Treasurer's Office, University Housing, and other University service centers.

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

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

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

The Honor Code

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

Awards

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

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

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

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

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

The Michie Company of Charlottesville, Virginia, offers as a prize a copy of *Tennessee Code Annotated* to the student who has attained the highest average during three years of law study.

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

The Bureau of National Affairs, Inc. offers an award to the graduating student who has made the most satisfactory progress in his or her senior year. The award is a one-year subscription to either *United States Law Week* or *The BNA Civil Trial Manual*.

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

certain courses.

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

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

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

"The Advocates' Prize" is

awarded to the winning team in a year-long intraschool Moot Court Competition. The prize is in honor of six trial attorneys who distinguished themselves and their profession in the practice of law in the Knoxville area. They are **John H. Doughty** (1903-1987), **Ray H. Jenkins** (1897-1980), **Clyde H. Key** (1904-1979), **Frank Montgomery** (1884-1974), **Herbert H. McCampbell, Jr.** (1905-1975), and **William P. O'Neil**. Since 1977 the award to the Outstanding Oralist has been in memory of **Philip C. Klipsch**. Phil, whose untimely death occurred just one week after winning the Advocates' Prize Moot Court Competition in 1976, typified those qualities which this competition seeks to develop. The memorial fund established by his parents and friends will provide a continuing award to be presented annually.

In 1985 the College initiated the **Ray H. Jenkins Trial Competition**. This intraschool

competition is held each Spring. Cash prizes are awarded to the first and second place teams.

The McClung Medal for Excellence in Moot Court is awarded annually to a student who exhibits superior skills in inter- and/or intra-school trial or appellate moot court competition.

The James L. Powers, III Award for excellence in criminal advocacy was established to honor the memory of Jim Powers, a member of the class of 1988, who was killed in an automobile accident during his last semester at the college. The recipient is selected by the criminal advocacy faculty and receives a cash award.

The Charles H. Miller Clinical Achievement Award was established in honor of the founding director of the College of Law Legal Clinic. The cash award is given to the student selected for excellence in clinical advocacy.

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Offices to Write for Information:

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

For College of Law Scholarships:
Admissions Office, College of Law

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

For Student Housing:
Office of Rental Property, 474 South Stadium Hall

For Off-Campus Housing:
336 University Center

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

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

For Law School Data Assembly Service:
Law School Admission Services

For College of Law Placement:
Career Services, College of Law

For ROTC:
Army: 212 Stokely Athletics Center
Air Force: 215 Stokely Athletics Center

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

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

For Veterans:
Veterans Affairs, 209 Student Services Building

(All University addresses are in Knoxville, Tennessee 37996)

The University of Tennessee, Knoxville does not discriminate on the basis of race, sex, color, religion, national origin, age, handicap, or veteran status in provision of educational opportunities or employment opportunities and benefits.

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

Inquiries concerning Title IX and Section 504 should be directed to the Affirmative Action Director, 403-B Andy Holt Tower, University of Tennessee, Knoxville, TN 37996; telephone (615) 974-2498. Charges of violation of the above policy should also be directed to the Affirmative Action Director.

E01-1610-002-89

PHOTOS BY RICH McCOIG

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