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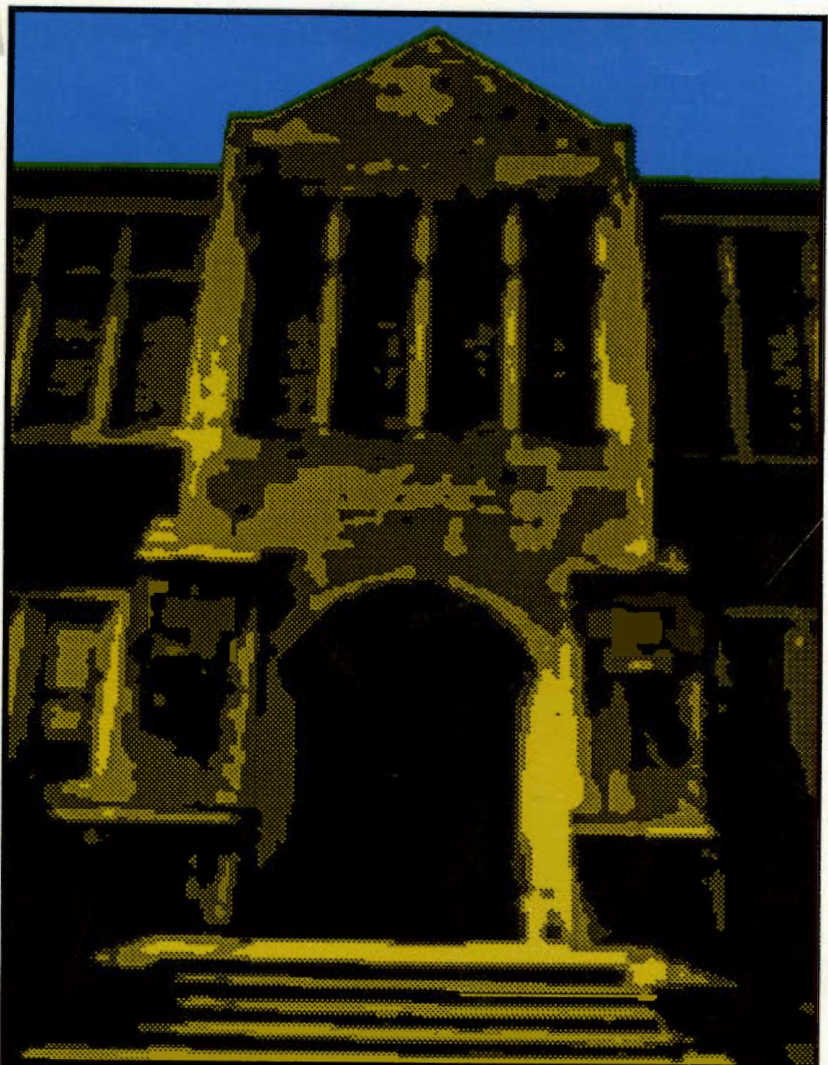
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The
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1991-1992 BULLETIN

THE UNIVERSITY OF TENNESSEE



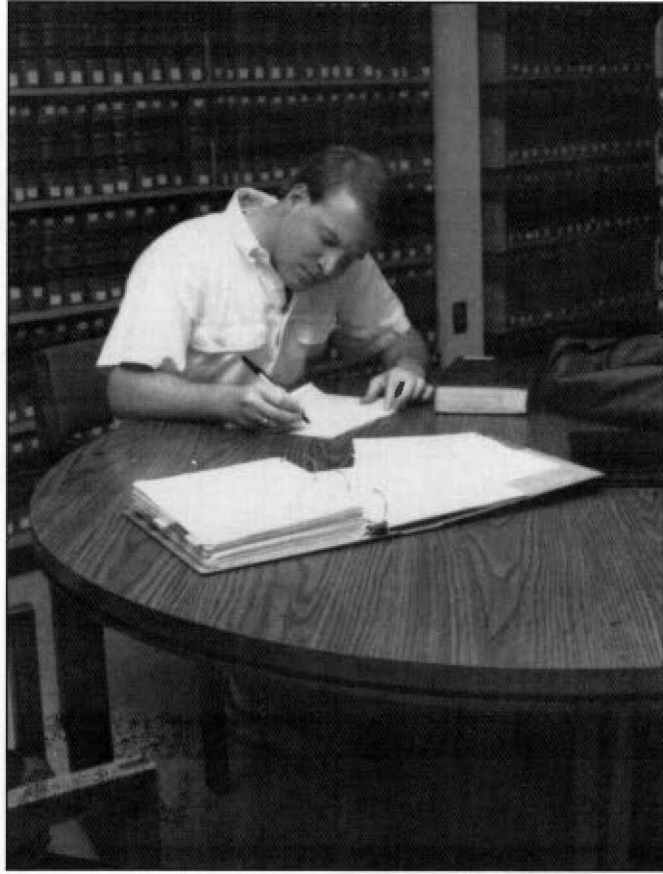
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**THE UNIVERSITY OF TENNESSEE
COLLEGE OF LAW**

**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**

1991/92 BULLETIN

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



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CALENDAR

1991/92

Fall 1991 Semester

Registration & Orientation	Monday & Tuesday, August 19 & 20
Classes Begin	Wednesday, August 21
Labor Day (No Classes)	Monday, September 2
Fall Break (No Classes)	Friday, October 11
Classes End	Wednesday, November 27
Thanksgiving Break	Thursday & Friday, November 28 & 29
Examination Period	Tuesday-Friday, December 3-13
Commencement	Sunday, December 15

Spring 1992 Semester

Registration	Monday & Tuesday, January 13 & 14
Classes Begin	Wednesday, January 15
Martin L. King Birthday (No Classes)	Monday, January 20
Spring Break	Monday-Friday, March 23-27
Good Friday (No Classes)	Friday, April 17
Classes End	Friday, May 1
Examination Period	Tuesday-Thursday, May 5-14
Hooding Ceremony	Thursday, May 14
Commencement	Friday, May 15

Summer 1992 Term

Registration	Tuesday, May 26
Classes Begin	Wednesday, May 27
Independence Day (No Classes)	Friday, July 3
Classes End	Thursday, July 16
Examination Period	Monday-Monday, July 20-27
Commencement	Friday, August 14

1992/93

Fall 1992 Semester

Registration & Orientation	Monday & Tuesday, August 24 & 25
Classes Begin	Wednesday, August 26
Labor Day (No Classes)	Monday, September 7
Fall Break (No Classes)	Friday, October 9
Thanksgiving Break	Thursday & Friday, November 26 & 27
Classes End	Friday, December 4
Examination Period	Tuesday-Friday, December 8-18
Commencement	Sunday, December 20

Spring 1993 Semester

Registration	Monday & Tuesday, January 11 & 12
Classes Begin	Wednesday, January 13
Martin L. King Birthday (No Classes)	Monday, January 18
Spring Break	Monday-Friday, March 22-26
Good Friday (No Classes)	Friday, April 9
Classes End	Friday, April 30
Examination Period	Tuesday-Thursday, May 4-13
Hooding Ceremony	Thursday, May 13
Commencement	Friday, May 14

Summer 1993 Term

Registration	Tuesday, May 25
Classes Begin	Wednesday, May 26
Independence Day (No Classes)	Monday, July 5

AUGUST, 1991

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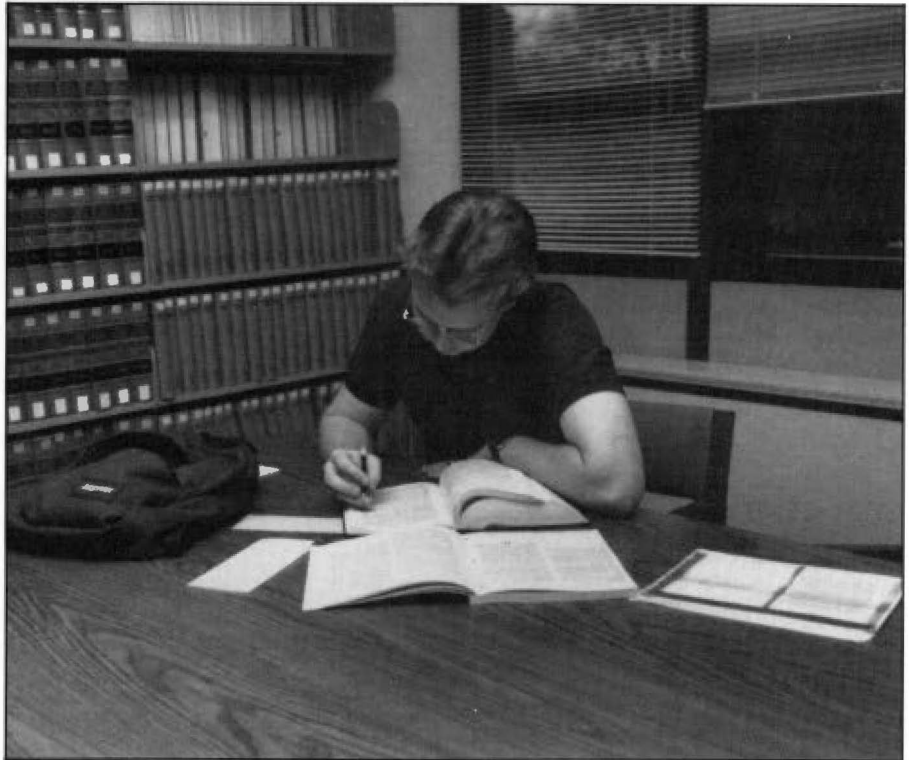
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**Law
At
Tennessee**

**Introduction
The Legal Clinic
The Law Library**



Introduction

For more than a century, The University of Tennessee College of Law has offered a strong combination of practical and theoretical training in the law. 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 inter-relationships 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 communities not only as advocates and counselors, but as policy makers and active, responsible citizens.

In addition to the primary objective, the coordinated program of the College of Law has three other objectives: to contribute significantly to the body of legal scholarship; to render appropriate service to the University, the judiciary, practicing members of the bar, and the public; and to provide educational opportunities for those who wish to gain an understanding of the legal system but do not intend to practice law. Each part of our overall mission plays a significant role in the College of Law as a modern law center. In fact, the name of the building which houses the Law College operations, The George C. Taylor Law Center, reflects the breadth of that mission at the same time as it honors the memory of a distinguished federal jurist and alumnus of the school.

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. The ultimate objective of the Law College program is the development not of a narrow technician, but of a student of the law with the perspective, breadth, and understanding necessary to accomplish the many tasks assigned by society to the legal profession.

The Legal Clinic

A major element of the College's public service activities is centered in the Legal Clinic. When established in 1947, The University of Tennessee Legal Clinic was only the second such clinic in the nation. 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 in the management of a law office.

The ethical responsibilities of lawyers and their function as public servants are stressed. Clinic students, working under the direct supervision of the Legal Clinic staff, are certified to practice before Tennessee courts.



The Law Library

Excellent legal resource materials are available to students, faculty, and practicing attorneys in the College of Law Library. The Law Library contains the official court reports, session laws, and codes of all states and of the federal system. The collection includes the complete National Reporter System (which covers all reported state and federal decisions), the Annotated Reports, standard sets of miscellaneous reports, all English-language legal periodicals, and the reports of Canadian cases and of English cases from the early English law to date. In addition, there are encyclopedias, digests and dictionaries, standard textbooks, and current loose-leaf services, totalling together more than 182,496 catalogued volumes. There are also approximately 130,882 microform equivalent volumes, including the Briefs and Records of the United States Supreme Court from 1897 to date. The Law Library is also a selective depository for federal documents. Law students also have the use of the University's Main Library, located only a few blocks away.

The Law Library subscribes to the WESTLAW and LEXIS legal database retrieval services and contains multi-terminal Permanent Learning Centers for both services. In the micro-computer laboratory, students may become familiar with the modern tools of legal drafting. As a member of the national Center for Computer-Assisted Legal Instruction, UT is able to offer to its students the newest programs designed to supplement the more traditional forms of legal instruction. The library also offers two other computer services: "Paper Choice," which is designed to introduce users to basic legal research; and "LegalTrac," a CD-ROM database of recently published legal periodicals.

**Faculty
And
Administration**

**Chaired Professorships
The Dean
Faculty and Administration
Emeriti Faculty
Adjunct Faculty**

CHAired PROFESSORSHIPS

Through the generosity of alumni and friends of the College of Law, several professorships have been established to recognize and to reward the achievements of some of our faculty members. Recipients are selected on the basis of outstanding teaching, scholarship, service, or a combination of talents, and, once selected, they generally hold the designation throughout their tenure on the College of Law faculty.

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

The **William P. Toms Professorship** honors William Perry Toms, UT law 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 elected a career in industry instead of the practice of law. His philanthropic interests included the University, the Boy Scouts, the YMCA, and many other organizations. Jerry Phillips is the current Toms Professor.

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 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 Lindsay Young Professor.

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



**THE
DEAN
OF THE
COLLEGE
OF LAW**

RICHARD S. WIRTZ
Acting Dean and Professor of Law

Antitrust Law, Contracts, Evidence, Intellectual Property

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

Experience: Peace Corps, Washington, D.C.; New York Anti-Poverty Agency; Office of Economic Opportunity, Washington, D.C.; Law Clerk, Judge Robert A. Ainsworth, Jr., United States Court of Appeals for the Fifth Circuit; Davis, Todd, Riese & Jones, Seattle, Washington; Assistant Professor of Law, University of Tennessee, 1974-77; Associate Professor of Law, 1977-87; Visiting Associate Professor of Law, Cornell University, 1978-79; Professor of Law since 1987; Associate Dean for Academic Affairs, 1989-91; Acting Dean, 1991-92.

Achievements/Publications: Articles on TVA in the *Tennessee Law Review*; Other publications on antitrust law in *Indiana Law Review*, *Washington Law Review*, and *Antitrust Law Journal*; Hearing Officer, Tennessee Valley Authority; Harold C. Warner Outstanding Teacher Award, 1984; Harry W. Laughlin Faculty Service Award, 1987; Student Bar Association's Outstanding Faculty Member Award, 1987.

FACULTY AND ADMINISTRATION

GARY L. ANDERSON

Associate Professor of Law

Criminal Advocacy, Criminal Law and Procedure, Evidence, Trial Practice

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

Experience: Anderson & Werner, Creston, Iowa; 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 *Tennessee Law Review*; College of Trial Advocacy Faculty Member and Planning Chair, 1977-91; Delegate, Citizen Ambassador Program of People to People International, Criminal Law Project in the People's Republic of China, 1987.

FRANCES L. ANSLEY

Associate Professor of Law

Gratuitous Transfers, Property, Race and Gender Studies

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

Experience: Trial Practice, Knoxville and Maryville, Tennessee; Associate Professor of Law, University of Tennessee, since 1988.

Achievements/Publications: Articles on employment discrimination and civil rights scholarship in Tennessee and Cornell law reviews; Contributor, first edition of *Our Bodies, Ourselves* and to *Fighting Back in Appalachia: Traditions of Resistance and Change* (forthcoming); Editor/author, oral history of East Tennessee coal mining communities in *Southern Exposure*.

ANN BARKER

Visiting Associate Professor of Law

Civil Advocacy

Education: B.A., 1968, Emory and Henry College; M.P.H., 1975, University of North Carolina; J.D., 1979, Georgetown University Law Center.

Experience: Program Consultant and Coordinator, North Carolina Department of Human Resources; Legislative Analyst, National Association of State Health Program Directors, Washington, D.C.; Rural Housing Specialist, National Housing Law Project, Washington, D.C.; Staff Attorney, Vermont Legal Aid, Inc.; Director, Office of Public Services Activities, District of Columbia Bar, Washington, D.C.; Pro Bono Coordinator and Staff Attorney, Knoxville Legal Aid Society, Inc.; Project Consultant, Litigation Assistance Partnership Project, American Bar Association, Chicago; Visiting Associate Professor of Law, University of Tennessee, 1991-92.

Achievements/Publications: Board Member, East Tennessee Lawyers Association for Women; Member, Knox County Task Force Against Domestic Violence.

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 and 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: Book: *Clergy Malpractice: An Annotated Bibliography*; Compiler, Law Library Statistics, Southeastern Association of Law Libraries, since 1985; Member: American Association of Law Libraries; Southeastern Association of Law Libraries.

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, North Carolina, 1975-77; Catalog Assistant, Florida State University 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.

Reba A. Best, Continued

Achievements/Publications: Books: *The Insanity Defense: A Bibliographic Research Guide* and supplements (with C. Picquet); *Computer Crime Abuse, Liability and Security: A Comprehensive Bibliography, 1970-84*, (with C. Picquet); *Post-Traumatic Stress Disorder; Rape Trauma, Delayed Stress, and Related Conditions: A Bibliography With a Directory of Veterans Outreach Programs* (with C. Picquet); *Law and Government Publications of the State of Tennessee: A Bibliographic Guide* (with C. Picquet).

JERRY P. BLACK, JR.
Associate Professor of Law

Civil and Criminal 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 University; Assistant Professor of Law, Vanderbilt University; Visiting Assistant Professor of Law, University of Tennessee, 1975-76; Assistant Professor of Law, 1976-78; Associate Professor of Law since 1978; Director of Legal Clinic, 1981-86; Executive Director, Knoxville Legal Aid Society, Inc., 1981-87; Acting Director of Legal Clinic, University of Tennessee, 1990-91.

Achievements/Publications: College of Trial Advocacy Faculty, 1979-80, 1982, 1987-90; Charter Member, American Inns of Court, Knoxville, 1988-91; Harold C. Warner Outstanding Faculty Service Award, 1991.

SCOTT J. BURNHAM
Visiting Professor of Law

Commercial Law, Contracts

Education: B.A., 1968, Williams College; Additional Education Courses, 1968-69, Columbia University, 1970-71, Harvard University; J.D., 1974, LL.M., 1981, New York University School of Law.

Experience: Administrative Law Judge, New York City Board of Education and New York City Taxi and Limousine Commission; Instructor, Hunter College; Law Clerk, The New York Times Company and United Artists Music Corporation, New York; London, Buttenwieser, Bonem & Valente, New York; General Practice, New York; Assistant Professor of Law, University of Montana, 1981-84;

Associate Professor of Law, 1984-86; Visiting Professor of Law, Santa Clara University, 1988-89, Summer 1990; Professor of Law, University of Montana, since 1987; Visiting Professor of Law, University of Tennessee, 1991-92.

Achievements/Publications: Book: *Drafting Contracts*; Articles on contracts in the Montana and Santa Clara University law reviews, *Journal of Legal Education, Law Review Digest, Montana Lawyer*, among others.

NEIL P. COHEN
Professor of Law

Criminal Law and Procedure, Evidence

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

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

Achievements/Publications: Books: *Tennessee Law of Evidence*, 2d ed. (with D. Paine and S. Sheppard); *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 Tennessee and Florida law reviews, the *Journal of Legal Education*, and the *Harvard Journal of Legislation*; Column in *Federal Probation*; Chair, American Association of Law Schools Criminal Justice Section; Member, American Bar Association Juvenile Justice Committee, Tennessee Juvenile Delinquent Prevention Advisory Committee, and American Law Institute; Consultant, Advisory Commission to the Tennessee Supreme Court on Civil Procedure (Evidence); Ad Hoc member, Tennessee Sentencing Commission; Panel of Arbitrators, American Arbitration Association; Harry W. Laughlin Faculty Service Award, 1986; Harold C. Warner Outstanding Teacher Award, 1987; University of Tennessee National Alumni Association Public Service Award, 1990.

JOSEPH G. COOK**Associate Dean for Academic Affairs and
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 University.

Experience: Assistant Professor of Law, University of Tennessee, 1965-68; Associate Professor of Law, 1968-72; Professor of Law since 1972; Williford Gragg Professor of Law since 1979; Visiting Professor of Law, Southern Methodist School of Law, Fall 1977; Visiting Professor of Law, Summer 1983, and John Sparkman Visiting Professor of Law, Fall 1990, University of Alabama School of Law; Associate Dean for Academic Affairs, 1991-92.

Achievements/Publications: Books: *Criminal Law*, 2d ed. (with P. Marcus); *Criminal Procedure*, 2d ed. (with P. Marcus); *Constitutional Rights of the Accused*, 2d ed. (3 vols.); *Civil Rights Actions* (with J. Sobieski) (7 vols.); Surveys of criminal law in the *Tennessee Law Review*; Articles on search and seizure, probable cause, arrest, and detention in Alabama, Fordham, Kansas and Vanderbilt law reviews.

THOMAS Y. DAVIES**Associate Professor of Law**

Business Associations, Criminal Procedure, Empirical Studies of Legal Institutions, Supreme Court

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

Experience: Kirkland & Ellis, Chicago; Research Attorney, American Bar Foundation; Associate Professor of Law, University of Tennessee, since 1986.

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

R. LAWRENCE DESSEM**Associate Professor of Law**

Civil Procedure, Federal Courts, Pretrial Litigation, Trial Practice

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

Experience: Law Clerk, Judge William K. Thomas, United States District Court for the Northern District of Ohio; Assistant General Counsel, National Education Association; Trial Attorney and Senior Trial Counsel, Civil Division, United States Department of Justice; Associate Professor of Law, University of Tennessee, since 1985.

Achievements/Publications: Book: *Pretrial Litigation*; Articles in Notre Dame and Tennessee law reviews, the *Journal of Law & Education*, and the Harvard Women's and Ohio State law journals; Special Attorney, United States Department of Justice, 1985-86; Faculty, National Institute of Trial Advocacy; Harold C. Warner Outstanding Teacher Award, 1989; Student Bar Association's Outstanding Faculty Member Award, 1989.

THOMAS D. EISELE**Associate Professor of Law**

Gratuitous Transfers, Jurisprudence, Land Use, Professional Responsibility, Property

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

Experience: Isham, Lincoln & Beale, 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; On leave as Visiting Associate Professor of Law, University of Cincinnati College of Law, Fall 1991.

Achievements/Publications: Articles in the Cardozo, Colorado, and Tennessee law reviews, *Canadian Journal of Law & Jurisprudence*, *Criminal Justice Ethics*, *Journal of Legal Education*, *Legal Studies Forum*, *Anglican Theological Review*, *Michigan Quarterly Review*, and *Modern Age*, among others; Rackham Predoctoral Fellowship, University of Michigan; Harold C. Warner Outstanding Teacher Award, 1988; Harold C. Warner Faculty Award for Outstanding Scholarship, 1990; University of Tennessee National Alumni Association Outstanding Teacher Award, 1990.

J. SCOTT FOUNTAIN
Director of Development

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

Experience: Director, Iowa Telenetwork System; Field Services Director, Iowa State University Alumni Association; Development Specialist/Manager of Annual Giving, Iowa State University Foundation; Associate Director of Development and Alumni Affairs, and Interim Director of Development and Alumni Affairs, University of Florida College of Law; Director of Development, University of Tennessee, since 1988.

Achievements/Publications: Member, Council for the Advancement and Support of Education, American Association of Law Schools Section on Institutional Advancement; United Way of Greater Knoxville Allocations Division; Board of Directors of Volunteers of America Emergency Family Shelter of Knoxville; Mental Health Association of Knox County; East Town Rotary; Iowa Young Leadership Council.

JOANN W. GILLESPIE
Director of Career Services

Education: B.A., 1959, University of North Carolina; M.S.S.W., 1968, University of Tennessee; Additional Studies in Communications, 1979, 1983-84, University of Tennessee.

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

Achievements/Publications: Member, Board of Directors, Southeast Law Placement Consortium since 1984; Board of Advisors, Knox Area Urban League Law Internship Program, 1986-87; Coordinator, Mid-South Law Placement Consortium, 1987-90; Nominating Committee, 1988-89, Recruitment Practices Committee, 1989-90, Publications Committee - Southeastern Regional Chair, 1990-91, National Association for Law Placement; Brochure and Mailing Chair, Southeastern Minority Job Fair, 1989 and 1990; Nominating Committee, Mental Health Association of Knox County, 1990-92; Knox County Continuous Care Steering Committee, 1991.

PEGGY R. GOODMAN
Assistant to the Dean

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

Experience: Administrative Assistant, Waynesville Country Club, Waynesville, North Carolina, and Holston Hills Country Club, Knoxville; Accounting Clerk, Biological Life Sciences, University of Tennessee, 1972-77; Administrative Services Assistant, 1977-78; Senior Administrative Services Assistant, 1978-82; Assistant to the Dean since 1982.

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

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, Judge Harry Phillips, United States Court of Appeals for the 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 of Law since 1977; Coordinator, Public Law Research and Service Program, 1973-78; Director, 1979-80, and Executive Director, 1980-82, Public Law Institute; Director, Office of Legal Counsel, Tennessee Department of Mental Health and Mental Retardation, 1981-84.

Achievements/Publications: Articles in *CCAI: Journal for the Integrated Study of Artificial Intelligence, Cognitive Science and Applied Epistemology*, and the *Tennessee Law Review*; Chapters in *Preproceedings of Third International Conference on Logica, Informatica, Diritto* (with D. Ploch, B. Dumas, J. Nolt, B. Maclennan), *Computer Power and Legal Language*, and *Computing Power and Legal Reasoning*; Founder of Public Law Institute and Continuing Judicial Education Program and Director of Street Law Program, University of Tennessee; Draftsman of

Tennessee Election Code, Child Abuse Reporting Law, and other legislation; Draftsman for Comprehensive Mental Health Code Study (computer readable statutes); Harold C. Warner Outstanding Faculty Service Award, 1991.

PATRICK HARDIN
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Discrimination Law, Employment Law, Labor Relations Law, Legal Process

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

Experience: Private Practice, Chicago; Trial Attorney, Civil Rights Division, United States Department of Justice; Attorney-in-charge, New Orleans Field Office, Civil Rights Division, United States Department of Justice; Chief Counsel to Chairman and Associate General Counsel, Division of Enforcement Litigation, National Labor Relations Board; Associate Professor of Law, University of Tennessee, 1975-81, Professor of Law since 1981; Associate Dean for Academic Affairs, 1986-87.

Achievements/Publications: Articles in *Proceedings of Annual Institutes on Labor Law*, *The Labor Lawyer*, and the *Tennessee Law Review*, among others; Published Arbitration Awards; Secretary, American Bar Association Labor and Employment Law Section, 1983-84; Member, National Academy of Arbitrators; Harold C. Warner Outstanding Teacher Award, 1985; Student Bar Association's Outstanding Faculty Member Award, 1991.

AMY M. HESS
Professor of Law

Estate Planning, Taxation, Trusts

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

Experience: Kelley, Drye & Warren, New York City, New York; Carwile & Hess, Charlottesville, Virginia; 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, 1981-90; Visiting Professor of Law, University of Missouri-Columbia, 1989-90; Professor of Law since 1990.

Achievements/Publications: Articles on federal taxation in the *Tennessee Law Review* and *Real Property, Probate and Trust Journal*; Contributing Editor, *Probate and Property*,

1988-89; Vice-Chair, American Bar Association Committee on Income Taxation of Estates and Trusts, since 1988; Chair, Association of American Law Schools Section of Donative Transfers; Associate Editor, *Real Property, Probate and Trust Journal*, since 1989.

MARY JO HOOVER
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Legal Process

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

Experience: Law Clerk, United States 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; Director, 1988 Southeastern Region Council of Legal Education Opportunities (CLEO) Institute.

Achievements/Publications: Member, Board of Directors, Knoxville Legal Aid Society, 1981-86, East Tennessee Lawyers Association for Women, 1984-86, and Sexual Assault Crisis Center since 1989; State Coordinator, American Council on Education - National Identification Project for Women in Higher Education - Tennessee Planning Committee, 1986-89.

DURWARD S. JONES
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Business Planning, Taxation

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

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

Achievements/Publications: Article in the *Tennessee Law Review*; Numerous presentations and papers on tax and estate planning in national and regional continuing education institutes sponsored by the American Institute on Federal Taxation, the University of North Carolina, the Southern Federal Tax Institute, and the Great Plains Tax Institute.

PHILLIP M. KANNAN
Practicing Fellow

Government Contracts

Education: B.S., 1961, M.A., 1963, University of North Carolina; J.D., 1974, University of Tennessee.

Experience: Mathematics instructor, various periods between 1962-72; Attorney, Department of Energy, Oak Ridge; General Counsel, Oak Ridge Associated Universities; Assistant General Counsel, Martin Marietta Energy Systems, Oak Ridge; Instructor for continuing legal education programs on radiation litigation and employment law; Practicing Fellow, University of Tennessee, since 1991.

JOSEPH H. KING, JR.
Benwood Distinguished Professor of Law

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

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

Experience: First Lieutenant, United States Army; Lecturer in Law, Temple University; Dechert, Price & Rhoads, Philadelphia; Assistant Professor of Law, University of Tennessee, 1973-76; Associate Professor of Law, 1976-79; Professor of Law since 1979; Benwood Distinguished Professor of Law since 1983.

Achievement/Publications: Book: *The Law of Medical Malpractice*, 2d ed.; Articles on causation, medical malpractice, torts, workers' compensation, and social security disability in the *Houston, Tennessee, Vanderbilt, and University of Pennsylvania law reviews*, and the *Yale Law Journal*, among others; Participant in roundtable on medical malpractice at the Department of Health and Human Services, Washington, D.C., 1987; Frequent lecturer to health care providers and to veterinarians on professional liability; Harold C. Warner Outstanding Teacher Award, 1983 and 1990.

FREDERIC S. LE CLERCQ
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Appellate Practice, Civil Procedure, Constitutional Law, State and Local Government

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; Barnwell, Whaley, Stevenson & Patterson, Charleston, South Carolina; Director of Community Legal Services and Assistant Professor of Law, Emory University; Assistant Professor of Law, University of Tennessee, 1970-72; Associate Professor of Law, 1972-77; Professor of Law since 1977; General Counsel, National Federation of the Blind, 1984-85.

Achievements/Publications: Articles on constitutional law and civil procedure in Florida, South Carolina, Tennessee, and Vanderbilt law reviews, among others.

ROBERT M. LLOYD
Professor of Law

Bankruptcy, Commercial Law, Contracts

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

Experience: Captain, United States Marine Corps; Sheppard, Mullin, Richter & Hampton, Los Angeles; Associate Professor of Law, University of Tennessee, 1983-89; Professor of Law since 1989.

Achievements/Publications: Book: *Secured Transactions*; Numerous articles on commercial lending transactions in the *Journal of Legal Education*, the *Journal of Commercial Bank Lending*, and the *Tennessee Law Review*; Chair, Real Estate Finance Subsection, State Bar of California, 1981-82; Chair, Real Estate Finance Section, Los Angeles County Bar, 1980-81; Student Bar Association's Outstanding Faculty Member Award, 1986, 1988, and 1990; Harold C. Warner Outstanding Teacher Award, 1991.

JEAN E. MOORE
Instructor & Reference Librarian

Education: B.A., 1950, Wayne State University; M.A.L.S., 1951, University of Michigan; Law study, 1952-53, Wayne State University; Tennessee Teachers' Certification, 1953-54, Tennessee Technological University.

Experience: Acquisitions Librarian, University of Kansas, 1951-52; Assistant Law Librarian, Wayne State University, 1954-62; Librarian, Labor Relations Library, Ford Motor Company, 1962-64; Librarian, Detroit Public Schools, 1964-67; Catalog Librarian, Tennessee Technological University, 1968-74; Document Librarian, 1974-89; Evening and Weekend Reference Librarian, University of Tennessee, since 1989.

Achievements/Publications: Former President and Treasurer. Government Documents Organization of Tennessee; Certification. United States Census Bureau workshops on population, business, and international trade; Certification. Johns Hopkins Preservation Institute; Member, Tennessee Library Association.

PETER W. MORGAN
Associate Professor of Law

Criminal Law, Domestic Relations, Government Ethics, Professional Responsibility

Education: B.A., 1973, Davidson College. M.A., 1974, University of Virginia; J.D., 1978, University of Virginia.

Experience: Dickstein, Shapiro & Morin, Washington, D.C.; Associate Professor of Law, University of Tennessee, since 1989; On leave, 1991-92.

Achievements/Publications: Forthcoming article, "The Undefined Crime of Lying to Congress; Ethics Reform and the Rule of Law"; Extensive experience in federal government investigations, such as the representation of nationally-prominent government officials, and in complex federal court litigation.

CAROL A. MUTTER
Associate Professor of Law

Business Torts, Civil Procedure, Contracts, Insurance Law, Torts

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; Hogan & Hartson, Washington, D.C.; Hull, Towill, Norman & Barrett, Augusta, Georgia; Visiting Associate Professor of Law, University of Tennessee, 1982-89; Associate Professor of Law since 1989.

Achievements/Publications: Article on comparative negligence in the *Tennessee Law Review*; Consultant to State Senate Subcommittee on Liability Insurance, 1986-87; Chair, American Association of Law Schools Insurance Law Section; Lecturer on tort and insurance law issues to various community and professional groups, University of Tennessee Chancellor's Citation for Extraordinary Community Service, 1987; Knoxville YWCA Tribute to Women Finalist, 1988; *Tennessee Leadership Class*, 1990.

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 of Law, 1972-73; Professor of Law since 1973; W.P. Toms Professor since 1980.

Achievements/Publications: Books: *Torts casebook*, 1991 (with Terry, Maraist and McClellan), *Products Liability casebook* and "Nutshell" (3rd ed.) and *Products Liability treatise* (3 vols.); Articles on constitutional law, evidence, products liability, and torts, among others.

D. CHERYN PICQUET
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, 1970-76; Assistant Law Librarian and Instructor, 1976-80; Assistant Law Librarian and Assistant Professor, 1980-84; Associate Professor and Associate Director, 1985-89; Professor and Associate Director since 1989; Acting Director, 1976, 1980 and 1983-84.

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

CARL A. PIERCE
Associate Professor of Law

American Legal History, Business Associations, Contracts, Government Contracts, Professional Responsibility

Carl A. Pierce, Continued

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

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

Achievements/Publications: *Your Legal Heritage: Source Materials in Events, Themes, and Questions From the Past of Law, 1630-1878* (American Bar Association); Articles on the history of the United States Supreme Court and the professional responsibility of corporate lawyers in the *Tennessee Law Review* and the *University of Michigan Journal of Law Reform*; President, Faculty Senate, University of Tennessee, Knoxville, 1979-80.

**CHARLES S. PRZYBYLEK
Practicing Fellow**

Government Contracts

Education: B.A., 1968, Boston College; J.D., 1974, George Washington University.

Experience: Staff Attorney, General Accounting Office, Washington, D.C.; Senior Counsel, Strategic Petroleum Reserve Project Management Office, Department of Energy, New Orleans, Louisiana; Acting Chief Counsel, Department of Energy, Oak Ridge; Practicing Fellow, University of Tennessee, since 1991.

**GLENN H. REYNOLDS
Associate Professor of Law**

Administrative Law, Constitutional Law, International Business Transactions, Law, Science and Technology, Torts

Education: B.A., 1982, University of Tennessee; J.D., 1985, Yale University.

Experience: Law Clerk, Judge Gilbert S. Merritt, United States Court of Appeals for the Sixth Circuit; Dewey, Ballantine, Bushby, Palmer & Wood, Washington, D.C.; Associate Professor of Law, University of Tennessee, since 1989.

Achievements/Publications: Book: *Outer Space: Problems of Law and Policy* (with R.P. Merges); Articles in Columbia and Georgia law reviews, *Harvard Journal of Law and Technology*, *Jurimetrics*, *Law and Policy in International Business*, and with R.P. Merges in *Jurimetrics*, the *Journal of Law and Com-*

merce, and *High Technology Law Journal*; Chair, Legislative Committee, National Space Society; Harold C. Warner Outstanding Faculty Scholarship Award, 1991.

**SYBIL V. RICHARDS
Director of Admissions and Financial Aid**

Education: B.A., 1984, The State University of New York at Albany; J.D., 1988, Brooklyn Law School.

Experience: Research Assistant, Brooklyn Law School; Student Law Clerk, Judge Diane A. Lebedeff, Civil Court of the City of New York; Library Assistant, Brooklyn Law School; Student Law Clerk, Judge Cornelius J. Blackshear, United States Bankruptcy Court, Southern District of New York; Assistant County Attorney, Westchester County Attorney's Office; Director of Admissions, University of Tennessee, since 1989.

Achievements/Publications: C. Bainbridge Smith Scholarship; Secretary, Black Law Students Association; Member, University of Tennessee, Knoxville, Black Faculty and Staff Association, Optimist Club of East Tennessee, East Tennessee Minority Professional Association, and Department of Youth Services; College of Law Coordinator, Tennessee High School Mock Trial Competition.

**DEAN H. RIVKIN
Professor of Law and Director of the Legal Clinic**

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

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

Experience: Law Clerk, United States Court of Appeals for the Second Circuit; Reginald Heber Smith Fellow; Directing Attorney, Appalachian Research and Defense Fund, Lexington, Kentucky; Teaching Fellow, Harvard Law School; Assistant Professor of Law, University of Tennessee, 1976-79; Associate Professor of Law, 1979-83; Visiting Professor of Law, UCLA Law School, Fall 1980; Professor of Law since 1983; Director of the Legal Clinic since 1988; Visiting Professor of Law, University of Maryland School of Law, 1990-91.

Achievements/Publications: Board of Governors, Society of American Law Teachers; Member, American Bar Association (ABA) Accreditation Committee, 1981-82,

American Association of Law Schools (AALS) Professional Development Committee, 1982-85, and ABA Section of Legal Education and Admissions to the Bar, 1982-86; Co-chair, AALS Clinical Education Section; Counsel in public interest litigation concerning such issues as air pollution and TVA, a challenge to the Tennessee Barratry Statute, and the defense of the Tennessee Surface Owner Protection Act; Several 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*; Essay in the published proceedings of an international workshop held in Heidelberg, Germany, on the role of environmental impact assessment in the decision-making process.

JOHN A. SEBERT, JR.
Professor of Law

Commercial Law, Contracts, Law and Economics, Remedies

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 of Law since 1979; Carden Professor, 1984-85; Acting Dean, 1986-87; Associate Dean, 1985-86 and 1987-88; On leave as Deputy Director, Association of American Law Schools, 1990-92.

Achievements/Publications: Book: *Remedies: Damages, Equity and Restitution*, 2d ed. (with R. Thompson); Articles on remedies, contracts, commercial law, and consumer law in the Minnesota, Northwestern University, Tennessee, UCLA, and University of Pennsylvania law reviews, and *Notre Dame Lawyer*; Elected member, American Law Institute.

JOHN L. SOBIESKI, JR.
Lindsay Young Professor of Law

Civil Procedure, Civil Rights Actions, Complex Litigation, 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 (JAGC), United States Navy; Assistant Professor of Law, University of Tennessee, 1972-75; Associate Professor

of Law, 1975-79; Professor of Law since 1979; Lindsay Young Professor since 1986.

Achievements/Publications: Books: Multi-volume treatise on *Civil Rights Actions* (with J. Cook); Several articles on civil and appellate procedure in the *Tennessee Law Review*; Draftsman, Tennessee Rules of Appellate Procedure; Reporter, Tennessee Supreme Court's Advisory Commission on Civil Rules and Committee to Study Appellate Courts. Harold C. Warner Outstanding Teacher Award, 1977 and 1981.

BARBARA J. STARK
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Family Law, Human Rights, International Law, Legal Process

Education: B.A., 1973, Cornell University; J.D., 1976, New York University; LL.M., 1989, Columbia University.

Experience: Staff Attorney, West Virginia Legal Services Plan, Inc. and Bergen County Legal Services, 1976-80; Private Practice, Newark, New Jersey, 1980-86; Staff Attorney, 1986-89, Acting Administrative Director of the Constitutional Litigation Clinic. 1988-89, and Visiting Assistant Professor of Law and Coordinator of the Legal Writing Program, 1989-90, Rutgers Law School; Associate Professor of Law, University of Tennessee, since 1990.

Achievements/Publications: Articles on international law and family law in *Denver Journal of International Law & Policy*, Rutgers and UCLA law reviews, and Harvard Women's and New Jersey law journals, among others; Numerous presentations on such issues as human rights and family law in both domestic and international spheres.

GREGORY M. STEIN
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Land Acquisition and Development, Land Finance Law, Property

Education: B.A., 1983, Harvard College; J.D., 1986, Columbia University.

Experience: Paul, Weiss, Rifkind, Wharton & Garrison, New York City, New York; Associate Professor of Law, University of Tennessee, since 1990.

Achievements/Publications: Article on the proportionality of the death penalty in the *Columbia Law Review*; Harvard College Scholar; Harlan Fiske Stone Scholar.

JAMES E. THOMPSON
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Civil Procedure, Environmental Law, Natural Resource Law, Property, Water Law

Education: B.A., 1968, United States Air Force Academy; J.D., 1975, University of Florida.

Experience: Pilot, United States Air Force; Law Clerk, Chief Judge Paul H. Roney, United States Court of Appeals for the Eleventh Circuit; Assistant Attorney General, State of Colorado; Partner, Kutak, Rock & Campbell, Denver; Partner, Saunders, Snyder, Ross & Dickson, Denver; Watrous, Ehlers & Thompson, Denver; Associate Professor of Law, University of Tennessee, since 1989.

Achievements/Publications: Woodrow Wilson Law Fellow; Earl Warren Law Fellow; Exchange Cadet, Brazilian Air Force Academy; NAACP Legal Defense Fund's John W. Davis Award for "Outstanding Promise in the Field of Law"; Harvard Commission on Human Casualties, member post-war fact-finding group to Iraq, Spring 1991.

MARILYN V. YARBROUGH
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Discrimination, Sports Law, Torts

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, 1981-87; Associate Vice Chancellor, Research, Graduate Studies and Public Service, 1983-87; Visiting Professor of Law, Duke University, 1983-84; Dean and Professor of Law, University of Tennessee, 1987-91; Professor of Law since 1991; On leave as William J. Maier, Jr. Chair of Law, West Virginia University, 1991-92.

Achievements/Publications: Articles on employment discrimination, child custody, women in the law, financial aid, and administrative procedure. Delegate, World Peace Through Law Conference, Ivory Coast, 1973; Instructor of several Council of Legal Education Opportunities (CLEO) Institutes and Director, Midwest CLEO Institute; President, 1986-88, Board of Trustees, 1980-89, Law School Admission Council; Skills Training Committee, 1980-85 (Chair, 1982-85), Council Member, 1984-85 and since 1989, American Bar Association Section on Legal Education and Admissions to the Bar; Advisory Board, 1984-89, Board of Directors since 1989, Poynter Institute for Media Studies; Reporter for the Model Curriculum for Bridge-the-Gap Programs, 1985-87, Committee on Professional Education, 1988-90, American Law Institute-American Bar Association; National Selection Panel for the Association of Education in Journalism and Mass Communications/NASA Journalist in Space, 1986; National Collegiate Athletic Association Committee on Infractions, 1986-88; Kansas Commission on Civil Rights, 1986-87; Member, Pulitzer Prize Board, since 1990.



EMERITI FACULTY

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Professor of Law

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

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Experience: Johnson & Swanson, Dallas, Texas; Baker, Worthington, Crossley, Stansberry & Woolf, Knoxville.

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Education: B.S., 1972, Indiana State University; J.D., 1980, University of Tennessee.

Experience: Foglesong, Cruze & Dunaway, and Lewis, King, Krieg & Waldrop, Knoxville.

MARK P. JENDREK

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Education: B.A., 1975, Carson-Newman College; J.D., 1986, University of Tennessee.

Experience: Miles & Stockbridge, Easton, Maryland; Gentry, Tipton, Kizer & Little, P.C., Knoxville.

MICHAEL G. JOHNSON

Associate Professor of Law

Education: A.B., 1964, Carleton College; M.A., 1966, Ph.D., 1968, The Johns Hopkins University; J.D., 1983, University of Tennessee.

Experience: Associate Professor of Psychology, University of Tennessee.

Achievements/Publications: Books: Co-author, *William James: The Principles at 100* and *A Psychological Introduction to Knowledge Acquisition*; Articles in several journals including *Psychological Record*, *Campbell Law Review*, and *Journal of Psycholinguistic Research*; Chapters on the psychology of language in four books; Post-doctoral Fellow, Center for Research in Human Learning, University of Minnesota; Reviewer, *American Psychologist*, *Law and Society*, and National Science Foundation.

ROBERT L. JOLLEY, JR.

Associate Professor of Law

Education: B.A., 1972, Vanderbilt University; J.D., 1976, University of Chicago.

Experience: Assistant Attorney General, State of Tennessee; Senior Assistant Attorney General; Assistant District Attorney, Sixth Judicial District.

Achievements/Publications: Board of Directors (Past President), Association of Government Attorneys in Capital Litigation.

JANICE K. KELL

Assistant Professor of Law

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

Experience: Harwell, Baumgartner & Willis, Knoxville; Trial Attorney, United States Attorney's Office; Judicial Clerk, Tennessee Court of Criminal Appeals.

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

Experience: Director of Litigation, Knoxville Legal Aid Society; Rowland & Rowland, Knoxville.

JOHANNA J. McGLOTHLIN
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Experience: Arnett, Draper & Hagood, Knoxville.

ANNE M. MCKINNEY
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Education: B.A., 1971, Duke University; J.D., 1976, University of North Carolina.

Experience: Tax Technician, Estate and Gift Tax Attorney, United States Internal Revenue Service; Instructor, Becker Certified Professional Accountant Review Course; Stone & Hinds, Knoxville.

BARBARA J. MUHLBEIER
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Education: B.A., 1975, University of North Carolina; M.A., 1977, J.D., 1983, University of Tennessee

Experience: Heiskell, Donelson, Bearman, Adams, Williams & Kirsch, and Hunton & Williams, Knoxville; Vice President and General Counsel, First American National Bank, Knoxville.

ROBERT P. MURRIAN
Associate Professor of Law

Education: B.S., 1967, United States Naval Academy; J.D., 1974, University of Tennessee.

Experience: Law Clerk, Judge Robert L. Taylor, United States District Court, Eastern District of Tennessee; Butler, Vines, Babb & Threadgill, Knoxville; United States Magistrate, Eastern District of Tennessee.

DONALD F. PAINE
Professor of Law

Education: B.A., 1961, M.A., 1963, J.D., 1963, University of Tennessee.

Experience: Assistant Professor, University of Tennessee College of Law, 1966-70; Paine, Swiney & Tarwater, Knoxville; Adjunct Professor of Law, Vanderbilt University.

Achievements/Publications: Books: *Tennessee Law of Evidence*, 1st ed.; *Tennessee Law of Evidence*, 2d ed. (with N. Cohen and S. Sheppard); Member, American Law Insti-

tute; Fellow, American College of Trial Lawyers; Faculty, Tennessee Bar Association's Annual Review Seminar.

ROBERT E. PRYOR
Professor of Law

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

Experience: Pryor, Flynn, Priest & Harber, Knoxville.

Achievements/Publications: Author of column in *Ready for the Plaintiff*; Member, American Board of Trial Advocates and the Society for Law and Medicine; Master of the Bench, American Inns of Court; College of Trial Advocacy faculty, 1978-85, 1987-90; Instructor, National Institute for Trial Advocacy and other continuing education programs.

PAMELA L. REEVES
Associate Professor of Law

Education: B.A., 1976, J.D., 1979, University of Tennessee.

Experience: Watson & Reeves, Knoxville; Instructor for paralegal courses, Knoxville College and Pellissippi State.

Achievements/Publications: Article in the *Tennessee Law Review*; Board of Governors, 1979-90, Tennessee Young Lawyers' Conference; Member and President, 1983, Knoxville Barristers; Board of Governors, 1981-83, and Newsletter Executive Editor, 1990-91, Knoxville Bar Association; Big Brothers/Big Sisters.

THOMAS S. SCOTT, JR.
Professor of Law

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

Experience: Arnett, Draper & Hagood, Knoxville.

Achievements/Publications: College of Trial Advocacy faculty, 1978-85, 1987-90; Founding member and president, Tennessee Chapter, American Board of Trial Advocates; Lecturer on trial practice subjects at various continuing education programs; Member, Federation of Insurance and Corporate Counsel; President, Knoxville Bar Association, 1990; Counsellor, American Inns of Court.

SARAH Y. SHEPPEARD
Associate Professor of Law

Education: B.A., 1976, J.D., 1979, University of Tennessee.

Experience: Lockridge & Becker, and Allen, Taylor, Sheppard & Parris, and Susano & Sheppard, Knoxville.

Achievements/Publications: Book: *Tennessee Law of Evidence*, 2d ed. (with N. Cohen and D. Paine); Faculty member, Tennessee Bar Association's Annual Review Seminar; Member, American Inns of Court.

FREDRICH H. THOMFORDE, JR.
Professor of Law

Education: B.A., 1963, J.D., 1966, Valparaiso University; J.S.D., 1977, Columbia University.

Experience: Attorney, United States Securities and Exchange Commission; Assistant Professor of Law, Valparaiso University; Associate Professor of Law, University of Tennessee, 1972-74; Associate Dean, 1973-74; Professor of Law, 1975-86; Lindsay Young Professor of Law, 1980-86; Visiting Professor of Law, Southern Illinois University, 1974-75; Stone & Hinds and Thomforde & Giordano, Knoxville.

Achievements/Publications: Articles on administrative law and securities regulation in the Michigan, New York University, Osgoode Hall, and Tennessee law reviews, and the *Journal of Legal Education*. Ford Urban Law Fellow, Columbia University; Harold C. Warner Outstanding Teacher Award, University of Tennessee College of Law, 1974, 1976, 1977, and 1978.

JOSEPH M. TIPTON
Professor of Law

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

Experience: Tipton, Eshbaugh, Simpson & Varner and Lockridge & Becker, Knoxville; Judge, Tennessee Court of Criminal Appeals, Eastern Division.

Achievements/Publications: College of Trial Advocacy faculty, 1982-85, 1987.

JOHN A. WALKER
Associate Professor of Law

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

Experience: Walker & Walker, P.C., Knoxville.

Achievements/Publications: Numerous articles on debtor-creditor law in the Tennessee and Vanderbilt law reviews; Associate Member, National Bankruptcy Conference, 1971-80; Faculty, Tennessee Bar Association's Annual Review Seminar.

PENNY J. WHITE
Associate Professor of Law

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

Experience: Associate Professor, Criminal Justice Department, East Tennessee State University; Supervising Attorney and Clinical Instructor, Georgetown University Criminal Justice Clinic; General Practice, Johnson City; Circuit Court Judge, 1st Judicial District.

Achievements/Publications: Article in the Memphis State University law review and *Communicating Employee Responsibilities and Rights*.

PAIGE A. WINCK
Assistant Professor of Law

Education: B.A., 1975, College of William and Mary; J.D., 1978, Georgetown University Law Center.

Experience: Law Clerk, Judge John T. Copenhaver, Jr., Southern District of West Virginia; Jackson & Kelly, Charleston, West Virginia; Assistant United States Attorney, Civil Division, Southern District of West Virginia and Eastern District of Tennessee.



Admission

Requirements for Admission

Admission Criteria

Application Procedures

Letters of Recommendation

Law School Admission Test

Law School Data Assembly Service

Transfer Students

Visiting Students

Social Security Number

REQUIREMENTS FOR ADMISSION

Each applicant for admission must hold a baccalaureate degree from an accredited four-year institution by the time of matriculation. The College of Law does not require applicants to specialize in any particular academic major or in subject areas closely related to law. However, applicants should possess strong critical thinking abilities as well as oral and written expression skills. Therefore, applicants are encouraged to enroll in a broad range of courses that will help develop those skills.

In addition to the baccalaureate prerequisite, each applicant must take the Law School Admission Test (LSAT). Normally, the College of Law will not consider an LSAT score that is more than three years old. When an applicant retakes the LSAT, the Admissions Committee will average the scores unless exceptional circumstances are demonstrated to justify giving one score greater consideration than another score.

ADMISSION CRITERIA

Admission to the College of Law is competitive. The median UGPA and median LSAT score of the 1990 entering class were 3.42 and 36, respectively. Each year the Admissions Committee selects the entering class from among a large number of well-qualified applicants.

In making selections, the Admissions Committee places substantial emphasis upon traditional indicators of performance and ability. An Admissions Index is calculated for each applicant using the following formula:

$$(13 \times \text{UGPA}) + (1.25 \times \text{LSAT}) = \text{Index}$$

In calculating the index, the Committee uses the applicant's UGPA from all work attempted toward the first undergraduate degree earned.

The Admissions Committee also considers a variety of factors other than the Admissions Index when evaluating applications. Among those factors are:

a. Improvement in undergraduate grades, strength of the under-

graduate institution and difficulty of the program, and success in graduate or professional studies;

b. Circumstances that may have affected an applicant's UGPA or LSAT score, including illness or disabilities and work or family responsibilities;

c. Military or paid or unpaid work experience;

d. Extracurricular activities, community service, leadership abilities, exceptional talents, and other accomplishments;

e. Economic, social, or cultural background; and

f. Evidence of maturity, responsibility, and motivation, or of success in overcoming social or economic disadvantages.

In making these judgments, the Admissions Committee relies heavily upon information submitted by applicants as well as letters of recommendation. The Admissions Committee will not admit an applicant unless there is a high probability that he or she will succeed as a law student and as a practicing attorney.

The College of Law also realizes its obligation to assure meaningful access to a legal education to qualified applicants who are members of groups that have been historically under-represented in the legal profession. Consequently, special consideration may be given to members of such groups whose applications indicate a reasonably high probability of success. The successful completion of the Council on Legal Educational Opportunity (CLEO) Summer Institute or similar programs also may be favorably considered by the Admissions Committee.

As a state-supported institution, the College of Law has a primary responsibility to offer adequate opportunities for the study of law to qualified Tennessee residents. Traditionally, Tennessee residents account for approximately 80 percent of the student body. While an appropriate proportion of out-of-state applicants is sought, the College of Law will continue to give priority to Tennessee residents.

APPLICATION PROCEDURES

The College of Law admits the first-year class in the Fall semester, only. An applicant who plans to enter as a first-year student should submit an application as soon after October 1st as possible. Applications should be completed no later than **February 1st** to receive priority consideration for spaces in the entering class. Applications will not be reviewed or be considered "complete" until the College of Law Admissions Office **RECEIVES** all of the following items:

1. Application (including personal statement and essay);
2. Non-refundable \$15.00 application fee (Please make your check or money order payable to: The University of Tennessee);
3. Law School Application Matching Form;
4. Two letters of recommendation;
5. Law School Data Assembly Service (LSDAS) report directly from LSDAS.

IT IS YOUR RESPONSIBILITY TO ENSURE THAT ALL ITEMS ARE RECEIVED ON TIME. APPLICATIONS COMPLETED AFTER FEBRUARY 1ST WILL BE CONSIDERED "LATE" AND MAY NOT BE REVIEWED. You will be notified when your application becomes complete and of the Admissions Committee's decision. Decisions will be made as soon after February 1st as practicable.

LETTERS OF RECOMMENDATION

Applicants are required to obtain two letters of recommendation, which constitute an essential part of the selection process. The references should be written by people who know you well and who are in a position to judge your character, intelligence, industry, and motivation and aptitude for the study of law (i.e., professors, employers, etc.). Recommendations from people with whom you have had a vocational or educational relationship, such as professors and/or supervisors, are usually more helpful to

the committee than those from personal or family friends. If you are applying for admission as a transfer or visiting student, at least one letter of recommendation should be from a law faculty member.

LAW SCHOOL ADMISSION TEST (LSAT)

The Law School Admission Services (Law Services) administers the LSAT four times a year, usually in February, June, October, and December. The LSAT registration packet may be obtained from Law Services, Box 2000, Newtown, PA 18940-0998, 215/968-1001, or from the College of Law Admissions Office. All LSATs are administered at the College of Law as well as at many centers throughout the United States and in numerous other countries. Applicants for admission as first-year students should take the LSAT no later than December to ensure that the Admissions Office receives their Law School Data Assembly Service reports by February 1st.

LAW SCHOOL DATA ASSEMBLY SERVICE

Applicants applying to the College of Law must register with the Law School Data Assembly Service (LSDAS). The LSDAS will analyze all undergraduate transcripts and forward a summary to the College of Law. It is the responsibility of the applicant, not LSDAS, to request that an official transcript from all undergraduate, graduate, and professional institutions attended be forwarded directly to LSDAS.

The LSAT registration packet contains Law School Application Matching Forms. To preserve your rights to privacy, the applicant's LSDAS report will not be released to any law school that fails to furnish the Matching Form. The College of Law cannot process an application without a Matching Form. If no Matching Form is attached to the application, processing will be delayed until the form is received. Applicants should allow approximately three weeks for LSDAS to forward their LSDAS summaries to the College of Law.

If the transcripts submitted to the LSDAS do not indicate that

a degree has been conferred, the applicant must submit a final transcript directly to the College of Law Admissions Office showing the award of a baccalaureate degree. Senior year grades that are received after transcripts are sent to LSDAS may be submitted for consideration in the admission process by forwarding an official transcript to the Admissions Office.

TRANSFER STUDENTS

Admission as a transfer student with advanced standing is competitive. Individuals who wish to enter the Law College as a transfer student must be in good standing at a law school accredited by the American Bar Association (ABA). In evaluating transfer applications, the Committee will consider the applicant's undergraduate and law school grade point averages, LSAT score, undergraduate and law school records, the reason for seeking to transfer, and all the other factors that are used in making the admission decisions.

To apply for admission with advanced standing, a student should submit an application, \$15.00 application fee, LSDAS report, two letters of recommendation (one of which should be from a law faculty member), law school transcripts, a letter of good standing (with an indication of class rank) from the Dean or Registrar of the law school previously attended, the bulletin of the previous law school, and a letter indicating the reason for seeking a transfer. Transfer decisions will be made as soon after the deadline as practicable.

Transfer students may be admitted at the beginning of any term. The deadlines to apply for admission as a transfer student are as follows:

Fall Term: July 1st
Spring Term: November 15th
Summer Term: April 15th

Transfer students may receive up to 31 semester hours of credit for work successfully completed at the previously attended law school. A total of at least 58 credits must be completed at the College of Law.

VISITING STUDENTS

A student who is in good standing at a law school accredited by the ABA may take courses at the College of Law on a non-degree basis with the permission of the Dean or the Dean's designee. Written approval from the Dean or Registrar at the visiting student's law school must be submitted to the Admissions Office.

To apply for admission as a visiting student, an applicant must submit an application accompanied by the \$15.00 application fee, a letter of good standing from the law school attended, authorization to take courses at the College of Law, specification of any limitation on courses that may be taken, LSDAS report, and an official law school transcript. The same application deadlines for transfer applicants apply to visiting students.

SOCIAL SECURITY NUMBER

The University of Tennessee, Knoxville requires assignment of an individual student number for internal identification of each student's record. The University began using the social security number as the student identification number prior to January 1, 1975; therefore, federal law allows continued use of this number. However, if a student does not desire to use the social security number, notification to the University must be made at the time of application. A student identification number will then be assigned instead. 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 numbers or assigned numbers, are used administratively within the University only and are not given to third parties without the express consent of the student.



The University of Tennessee College of Law Application for Admission

INSTRUCTIONS -- PLEASE READ BEFORE COMPLETING APPLICATION FORM

1. Answer each question and attach additional sheets, if necessary. Type or print legibly.
2. Enclose the \$15.00 application fee with your application unless you have applied to the College of Law within the last 12 months. Make your check or money order payable to: The University of Tennessee.
3. Enclose your essay and personal statement with your application.
4. Mail this application and a Law School Application Matching Form to: The University of Tennessee College of Law, Admissions Office, 1505 West Cumberland Avenue, Knoxville, TN 37996-1800.
5. Take the Law School Admission Test (LSAT) and register with the Law School Data Assembly Service (LSDAS). You must have official transcripts from all undergraduate, graduate, and professional institutions you attended sent directly to LSDAS. Questions concerning the LSAT, LSDAS and Matching Forms should be directed to: Law Services, Box 2000, Newtown, PA 18940-0998 or call (215) 968-1001.
6. Arrange to have two letters of recommendation sent to the College of Law. The references may either accompany the application form or be sent separately.

APPLICATION PROCESS:

1. Send your application to the College of Law as soon after *OCTOBER 1ST* as possible.
 2. Complete your application before *FEBRUARY 1ST* to receive priority consideration for spaces in the entering class. Your application will not be reviewed or be considered "complete" until the College of Law Admissions Office **RECEIVES** all of the following items: application (including personal statement and essay), \$15.00 application fee, Matching Form, two letters of recommendation, and the LSDAS summary directly from LSDAS.
 3. **IT IS YOUR RESPONSIBILITY TO ENSURE THAT ALL ITEMS ARE RECEIVED ON TIME. APPLICATIONS COMPLETED AFTER FEBRUARY 1ST WILL BE CONSIDERED "LATE" AND MAY NOT BE REVIEWED.**
 4. You will be notified when your file becomes complete and of the Admissions Committee's decision. Decisions will be made as soon after February 1st as practicable.
-

PARENT INFORMATION:

Name: Last First Middle

Street

City County

State Zip Code

Are you financially dependent on your parents? Yes No

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

PLEASE CHECK ONE: White/Caucasian American Indian/Alaskan Native African-American/Black Hispanic Asian/Pacific Islander

Do you have a handicap or disability you wish the Admissions Committee to consider? Yes No

Is English your native language? Yes No Are you a citizen of the United States? Yes No

Non-U.S. citizens (including permanent resident aliens) must complete the following:

Alien Registration Number Non-immigrant Visa Country of Citizenship

My signature certifies that I have made financial arrangements to receive \$_____ per month to meet all my expenses while attending the Law College.

Signature _____

EDUCATION

Beginning with the most recent, provide the names of every professional, graduate, undergraduate, and high school in which you have enrolled.

Table with 7 columns: Name, City/State (or Country), Zip Code, Dates Attended (from-to), Major, Degree Conferred/Year, Did you receive financial aid? (Y/N)

Are you presently attending an educational institution? Yes No

Have you ever been expelled, suspended, disciplined, or placed on academic probation by any educational institution? Yes No If yes, please explain briefly.

Have you attended any law school, including a conditional entry program?

Yes No

If yes, please explain briefly.

Have you taken the Law School Admission Test (LSAT)?

Yes No

If no, when do you intend to take the test?

Month Year 1 9

If yes, list all dates on which you have taken the LSAT:

Month Year Score

Do you intend to retake the LSAT?

Yes No

If yes:

Month Year 1 9

If you have taken any of the following tests, list the month, year, and score.

Month Year Score

Scholastic Aptitude Tests (SAT) _____
American College Test (ACT) _____
Graduate Record Examination (GRE) _____
Other (CPA, GMAT, MCAT, TOEFL, etc.) _____

List any significant scholastic honors received:

List any significant extracurricular activities in college:

EMPLOYMENT

If you were employed while attending an educational institution, indicate the nature of your job and the approximate number of hours worked per week.

Nature of Work/Employer

Hours/Week

Freshman _____
 Summer _____
Sophomore _____
 Summer _____
Junior _____
 Summer _____
Senior _____
 Summer _____
Graduate _____
 Summer _____
Professional _____
 Summer _____



The University of Tennessee College of Law Recommendation Form

Applicant: Please fill in your name and social security number on this form and provide a copy of both pages of this form to each person whom you have asked to provide a recommendation. It is your responsibility to assure that all recommendations are received by the February 1st application deadline.

Name of Applicant _____ Social Security Number _____

Recommender: Name _____

Address _____

Position/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. (Check appropriate box on each line.)

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

Over →

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

Signature

Date

This form should be sent directly to: The University of Tennessee College of Law, Admissions Office, 1505 West Cumberland Avenue, Knoxville, TN 37996-1800. ***This form must be received by February 1st; if not, the applicant's chance of admission may be seriously prejudiced.***

Thank you for your cooperation.

If you were employed PRIOR TO OR AFTER attending an educational institution, please briefly describe.

Dates (from-to)	Nature of Work	Employer	Hours/Week
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

If, for any reason, it has been more than three months since you attended an educational institution OR if you discontinued your education for a significant period of time, please describe in detail what you have been doing or did in the interval (military service, employment, traveling, family responsibilities, etc.).

Dates (from-to)	Nature of Work/Activity	Employer/Reason	Hours/Week
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

Please indicate the names of the two people who will forward recommendations. These should be people who know you well and are in a position to judge your character, intelligence, industry, and motivation and aptitude for the study of law (i.e., professors, employers, etc.). Recommendations from people with whom you have had a vocational or an educational relationship, such as professors and/or supervisors, are usually more helpful to the Admissions Committee than recommendations from personal or family friends. If you are applying for admission as a transfer or visiting student, at least one of the letters of recommendation should be from a law faculty member.

1. _____ 2. _____

ACHIEVEMENTS _____

Describe any involvement in community activities. List the dates, position(s) held, and your responsibilities.

Dates (from-to)	Position	Responsibility
_____	_____	_____
_____	_____	_____
_____	_____	_____

List any non-scholastic awards or honors. _____

List any of your writings that have been published (articles, poems, books, etc.). _____

List any languages, other than English, in which you are fluent. _____

List any exceptional talents or skills you possess. _____

NOTE: All states evaluate the moral character (including any criminal record) of all applicants for admission to the bar. State bar requirements vary. You should obtain information about the character and other qualifications for admission to the bar from the state where you intend to practice.

If you answer "yes" to any of the following questions, briefly explain and give date(s).

Have you ever been convicted of a crime other than a parking or traffic violation? Yes No

Have you ever received less than an honorable discharge from any branch of the Armed Forces? Yes No

WRITING SAMPLES: As a part of the application process, you are required to write BOTH a Personal Statement and an Essay. Please bear in mind that the Admissions Committee will review your writing samples for content and form.

(1) PERSONAL STATEMENT: In no more than 500 words, provide any additional information that you consider pertinent to your application, including personal background, motivation for the study of law, or how you believe you can make a distinctive contribution to the legal profession. Note: This is an opportunity for you to provide information relative to the factors (listed in the Bulletin's "Admissions" section) considered in making admissions decisions. PLEASE ENCLOSE YOUR PERSONAL STATEMENT WITH THE APPLICATION FORM (DO NOT ATTACH OR STAPLE.).

(2) ESSAY: In no more than 500 words, describe what you consider to be one of the most important learning experiences you have had in the past ten years. PLEASE ENCLOSE YOUR ESSAY WITH THE APPLICATION FORM (DO NOT ATTACH OR STAPLE.).

REMEMBER! Please include the following with your application:

1. Application Fee - check or money order for \$15.00;
2. LSDAS Matching Form. Our school code is 1843;
3. Personal Statement;
4. Essay;

AND arrange to have two (2) letters of recommendation sent to the College of Law.

NOTE: ALL ITEMS SUBMITTED ON BEHALF OF YOUR APPLICATION FOR ADMISSION BECOME THE PROPERTY OF THE UNIVERSITY OF TENNESSEE COLLEGE OF LAW AND CANNOT BE FORWARDED OR RETURNED.

TO BE COMPLETED BY ALL APPLICANTS:

I understand that withholding information requested in this application or giving false information in this form or in supporting documents may make me ineligible for admission to, or continuation in, The University of Tennessee College of Law. With this in mind, I certify that all the information contained in this application or supporting documents 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.

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

Rev. 4-91 E01-1610-001-92

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

In accordance with the Tennessee College and University Security Information Act of 1989, the University of Tennessee, Knoxville has prepared a report containing campus security policies and procedures, data on campus crimes, and other related information. A free copy of this report may be obtained by any student, employee, or applicant for admission or employment from the Office of the Dean of Students, 413 Student Services Building, The University of Tennessee, Knoxville, TN 37996-0248.

**Financial
Information**

**University Fees
Living Expenses
Deposit
Delayed Registration
Financial Aid
Loan Funds
Work Study
Fellowships
Scholarships**

UNIVERSITY FEES

University fees are determined by the Board of Trustees and are subject to change without notice. The fees listed here are projections based on information available at the time this publication went to press.

MAINTENANCE FEE (all students)

Fall & Spring Term: \$ 1115
Summer Term: \$ 743

TUITION (*additional* for out-of-state students)

Fall & Spring Term: \$ 1714
Summer Term: \$ 1143

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

\$162 per semester hour or fraction thereof; minimum charge \$323.

Out-of-State Students

\$330 per semester hour or fraction thereof; minimum charge \$659.

UNIVERSITY PROGRAMS AND SERVICES (ACTIVITIES) FEE

Fall & Spring Term: \$ 117
Summer Term: \$ 62

All students taking in excess of eight semester hours per semester will be assessed a University Programs and Service Fee of \$117 per Fall or Spring Semester. The University Programs and Services Fee for the Summer Term will be \$62. Part-time students taking eight semester hours or fewer will be assessed at the rate of \$7 per semester hour or fraction thereof (minimum charge of \$15) but are not entitled to admission to general activities programs and will be assessed for the use of the health clinic. Students registered for six semester hours or more may pay \$117 and have a full activity card. Students registered

Typical Tuition and Fees Per Semester For Full-Time Students

Fall or Spring Semester	In-State	Out-of-State
Maintenance	1115	1115
Tuition		1714
Prog. & Services	117	117
	\$1232	\$2946

for six semester hours or more during the Summer may pay \$62 and have a full activity card.

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

LIVING EXPENSES

Expenses in addition to University fees vary greatly according to the habits of the individual student. It is estimated that the average expenses, including tuition and fees, for an in-state student living on campus will total approximately \$11,086 for an academic year of two semesters. This includes all necessary expenditures, but does not include clothing or pocket money. Out-of-state students should add about \$3,428 to this figure.

DEPOSIT

Out-of-state applicants admitted to the College of Law are required to make a \$50 seat deposit to reserve a place in the entering class. The deposit will apply toward the first semester's fees when the student registers for courses at the College of Law. The deposit will be refunded if notice of inability to matriculate is given at least sixty (60) days prior to the beginning of the Fall semester.

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 and other fees are set out in the appropriate section of the University's 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.

FINANCIAL AID

Because the College of Law does not have unlimited funds for scholarships to supplement tuition and expenses, students who anticipate a need for financial assistance should complete the Financial Aid Form (FAF) no later than February 14th to receive priority consideration for both scholarships and loans. The FAF can be obtained from the College Scholarship Service (CSS), P.O. Box 6314, Princeton, NJ 08541, or from the College of Law Admissions Office.

LOAN FUNDS

The University offers three types of federal loan programs: Perkins Loan, Stafford Loan, and Supplemental Loan for Students. If a FAF is completed, applicants and upper-class students who meet federal income guidelines will be considered for those loans. The University also offers The University of Tennessee Loan.

Loans are available for both incoming and upper-class students. Requests for application forms and information should be directed to the College of Law Admissions Office.

If an applicant is ineligible for federally-guaranteed student loans or needs additional loan funds, Law Access and LawLoans offer loans to law students. Applications for both programs are available from the College of Law Admissions Office.

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

WORK STUDY

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

FELLOWSHIPS

The W. K. McClure Fund for the Study of World Affairs, estab-

lished 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 Fund 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 to \$2,000. Application forms are available at the Center for International Education, 201 Alumni Hall.

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 fewer 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 College of Law Admissions Office as soon as it becomes available. Students must submit financial aid forms to the appropriate offices no later than February 14th. Students need not apply for specific scholarships; financial aid applicants will automatically be considered for all scholarships for which they are eligible.

A list of scholarships established by alumni and friends of the College of Law appears on

the following pages, along with a description of any selection criteria established by the donors.

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. Mr. Green was a distinguished Knoxville attorney.

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 husband, 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 (now McKnight, Hudson, Henderson, Clark, Fisher & Warren) in memory of their late partner Robert L. McKnight. The scholarship will be awarded annually to a third-year law student who has manifested an interest in and has 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 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, a 1910 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 will be awarded to a student who is a Tennessee resident, who has demonstrated a commitment to the practice of law upon graduation, and who has financial need.

The **Hyman Scholarship**, established by UT law alumnus Arthur B. Hyman of the New York City Bar, 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.

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, G. Nelson Forrester, a 1957 graduate of the College of Law. The scholarship is awarded from the Law Scholarship Endowment Fund.

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 UT 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.

Alumni of the College of Law have established the **Harold C. Warner Centurion Endowment Fund**, in honor of the former Dean of the College. 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, relatives and the law firm of Baker, Worthington, Crossley, Stansberry & Woolf, in memory of Howard H. Baker, Congressman from the Second Tennessee District for many years and a 1924 alumnus of UT College of Law. Awards 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 College of Law 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 UT.

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

The **E. Bruce and Mary Evelyn Foster Scholarship in Law** was established to honor Mr. Foster on the occasion of his fiftieth year of practice. The scholarship is to be awarded to second- or third-year law students. Mr. Foster was a 1933 graduate of the College of Law.

The **Charles D. Snepp Scholarship Fund** was established by Mrs. Sara L. Snepp in honor of her husband, the late Charles D. Snepp. 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. While a student, Mr. Winick helped found the organization which became the present Legal Clinic. The income of the fund will be used to enable selected faculty members and students to engage in legal research and service projects which will benefit the administration of justice, legal scholarship, and the community. The recipient of each award will be designated a Winick

Fellow during the term or terms covered by the award.

The **William H. Wicker Law Scholarship Fund** was established in recognition of William H. Wicker, a former Dean of the 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, creditors' rights, and commercial law.

The **Hunton & Williams Law Scholarship** is made possible by annual gifts from the Knoxville office of Hunton & 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 and 1941 UT law graduate. Frank Wiley Wilson served over twenty years on the federal bench of the United States Court for the Eastern District of Tennessee. The scholarship will be awarded to a student who exemplifies the qualities of this special alumnus.

The **James Henry Burke Scholarship** was established by the will of Marianne Burke in honor of her husband. The scholarship is awarded annually to second- or third-year 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.

The **Manier, Herod, Hollabaugh & Smith Scholarships**. The Nashville law firm of Manier, Herod, Hollabaugh & Smith awards two \$1,000 scholarships annually: one to a first-year student and one to a second-year student. Recipients are selected on the basis of academic performance and financial need. Recipients must be Tennessee residents, and preference will be given to those who intend to practice law in Tennessee.

The **Vinson & Elkins Scholarships for Academic Excellence**. The Texas-based law firm of Vinson & Elkins awards three \$1,400 scholarships annually to second-year students. The recipients must be in the top ten percent of their class based upon their first-year performance in law school.

The **Elsie Naomi Jones Scholarship** was endowed in 1990 by Gladys Stamm Boester of Arlington, Virginia in memory of Elsie Naomi Jones. It will be awarded on the basis of superior academic performance.

The **Robert L. Cheek, Sr. Memorial Scholarship** was established in memory of Knoxville attorney and 1951 UT law graduate Robert L. Cheek, Sr. by his sister, Henrietta

Cheek Halliday of Atlanta, Georgia. The scholarship will be awarded to students from East Tennessee on the basis of academic performance and financial need.

The **James C. Kirby, Jr. and Barbara Eggleston Kirby Scholarship** was established in 1989 by Professor James C. Kirby, Jr. and his wife Barbara Eggleston Kirby on the occasion of Professor Kirby's retirement from the faculty of the College of Law. Recipients must be first-year students who attended public high school in one of three Tennessee counties: Davidson, Macon, or Williamson, and they must have demonstrated superior academic performance at the undergraduate level. Financial need may also be taken into consideration in the selection of recipients.

The **Richard T. Sowell Scholarship** was established with gifts from the firm of Baker, Worthington, Crossley, Stansberry & Woolf in memory of their partner, Richard T. Sowell, a 1973 UT law graduate. Recipients will be selected on the basis of academic performance and demonstrated financial need.

The **Matthews-Jeter Scholarship** was named in honor of 1959 alumnus J. Payson Matthews of Somerville, Tennessee and his aunt, Mary S. Jeter of Jackson, Mississippi. Recipients must be first-year students from selected West Tennessee counties who were in the upper 10% of their undergraduate class and who scored in the top 25 percentile of his or her entering class on the LSAT. Both academic merit and financial need will be considered.

The **James R. Omer Scholarship Endowment** was established in 1990 by Nashville, Tennessee trial attorney and 1963 alumnus James R. Omer. Awards will be made to students from the Nashville area on the basis of both academic merit and financial need. The first award will be made in 1994.

The **Kingsport Bar Association Scholarship Endowment** was established by the Kingsport Bar Association for the benefit of students from Sullivan, Washington, Johnson, Carter, or Hawkins counties in upper East Tennessee. Recipients will be selected on the basis of academic success and financial need.

The **Class of 1990 Scholarship** has been established with gifts from students in the College of Law's 1990 graduating class, with the first award to be made in 1995. The scholarship will be awarded to third-year students on the basis of academic performance and demonstrated financial need.

The **Class of 1991 Scholarship** has been established with gifts from students in the College of Law's 1991 graduating class. The criteria is yet to be determined.

The **J. Howard Collett Scholarship** was established by Steve and Debbie Collett in honor of Steve's

father, John Howard Collett, Sr., a 1948 alumnus of the College of Law. When fully funded, the scholarship endowment will provide need- and merit-based awards for qualified law students.

The **Jim D. Owen Scholarship Endowment** in Memory and Honor of Reuben Paul and Mary Stella Owen has been established by Knoxville attorney Jim D. Owen to honor the memory of his parents, Reuben Paul and Mary Stella Owen. When fully funded, this endowment will provide need- and merit-based scholarships for law students who are Tennessee residents.

The **Earl W. Napier Memorial Scholarship** was established in 1990 by a gift from Ray and Wanda Lacy in honor of her father. Financial need must be demonstrated, and recipients must maintain a 2.5 grade point average. Preference will be given to students from certain high schools in Celina County, Clay County, and Jackson County.

The **George D. Hall Scholarship** is awarded on financial need and the recipient is selected by the College of Law Scholarship Committee. It was established by Lillian L. Hall in honor of her husband who was a 1952 graduate of the College of Law.

The **Robert A. Finley Memorial Scholarship** was established by family, friends, and the law firm of Kennerly, Montgomery & Finley to memorialize and honor the 1963 UT law graduate. The recipient must be a resident of Tennessee, and show academic performance, financial need, and leadership.

The **Arthur H. Stolnitz Scholarship** has been established with a bequest by this 1952 College of Law graduate for out-of-state students.

Two **Waller, Lansden, Dortch & Davis Scholarships** have been established by this Nashville law firm. One recipient will be a minority law student. Each recipient must be a Tennessee resident, must be a second-year law student, and must have completed the application process for the *Tennessee Law Review* or National Moot Court Trial team.

General **Law College Scholarships** are awarded to students on the basis of financial need and academic performance from currently-available funds. The endowment supporting these scholarships includes gifts given in memory of respected alumni and faculty such as **James P. Reeder**, Class of '22, **Professor Martin Feerick** and Robert L. Forrester.

PLEASE NOTE: There may be other scholarships that have been established through individual bequests but that are not yet realized and have not been formally documented through the College of Law's Development Office. For more information, please contact the Development Office at 615/974-6691.



LEGAL CLINIC
ACROSS
DRIVEWAY

FIRE EXIT
PLEASE KEEP
DOOR CLOSED

FIRE EXIT
PLEASE KEEP
DOOR CLOSED

Curriculum

Required Courses

Elective Courses

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

Dual J.D.-M.P.A. Program

Non-Law Elective Course Credit

Foreign Study

REQUIRED COURSES

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)
Income Tax I (4)

Introduction to the Study of Law:

At the beginning of the Fall semester, each entering first-year student is required to complete satisfactorily several days' worth of 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 database 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.

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). Must be taken during the second year. Students for whom space is not available in their third semester must take Income Tax I in the fourth semester.

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:

Advanced Constitutional Law Requirement

Perspective Requirement
Expository Writing Requirement
Planning and Drafting Requirement

Interviewing, Counseling and Dispute Resolution Requirement

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*. The 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 requirement 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.

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 Procedures 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 anti-fraud 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

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.

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.

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; emphasis 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; 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 in 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; and federal preemption and state regulation.

896 Employment Law (3) Legal regulation of the employment relationship: legal, social, and economic influences in the employee-employer relationship; employment discrimination; legally prescribed minimum standards of compensation and safety; restraints on termination of employment; and 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

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.

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).

PRACTICE AND PROCEDURE

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 (3) 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-making 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

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; and 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; and 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; and 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 the Law (3) 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 rights 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 Tax 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.

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 Dean or the Dean's designee. 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 Dean or the Dean's designee. 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 the Doctor of Jurisprudence and the 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 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-seven (27) semester 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 nine semester hours toward the J.D. degree for courses taken in the College of Business Administration. Three of the nine 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 of nine (9) semester hours of approved courses offered by the College of Law.

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.

Dual J.D./M.P.A. Degree Program

The College of Law and the Department of Political Science in the College of Liberal Arts offer a coordinated Dual Degree Program

leading to the conferral of both the Doctor of Jurisprudence and Master of Public Administration degrees. In this Dual Degree Program, a student may earn the M.P.A. and J.D. degrees in about four years rather than the five years that otherwise would be required for the two degrees. Students pursuing the Dual Degree Program should plan to be enrolled in course work or an internship for one Summer term in addition to taking normal course loads for four academic years.

ADMISSION: Applicants for the J.D./M.P.A. Dual Degree Program must make separate application to, and be independently accepted by, the College of Law for the J.D. degree and the Department of Political Science and the Graduate School for the M.P.A. degree. Applicants for the Dual Degree Program must also be accepted by the Dual Degree Committee. All applicants must submit a Law School Admission Test (LSAT) score. An applicant's LSAT score may be substituted for the Graduate Record Examination (GRE) score, which is normally required for admission to the M.P.A. program. Application may be made prior to or after matriculation in either the J.D. or the M.P.A. program, but application to the Dual Degree Program must be made prior to entry into the last 29 semester hours required for the J.D. degree and prior to entry into the last 15 hours required for the M.P.A. degree.

CURRICULUM: A dual degree candidate must satisfy the requirements for both the J.D. and the M.P.A. degrees together with the requirements listed here for the Dual Degree Program. The College of Law will award a maximum of 9 semester hours of credit toward the J.D. degree for successful completion of approved graduate level courses (500 or 600 level) offered in the Department of Political Science. The M.P.A. Program will award a maximum of 9 semester hours of credit toward the J.D. degree for successful completion of approved courses offered in the College of Law. All courses for which such cross-credit is awarded must be approved by the J.D./M.P.A. coordinators in the College of Law and the Department of Political Science. All candidates for the dual degree must

successfully complete Administrative Law (821) and are encouraged to take Local Government Law (824). An internship is strongly recommended for students in the Dual Degree Program, as it is for all M.P.A. candidates, but an internship is not required.

During the first two years in the Dual Degree Program, students will spend one academic year completing the required first year of the College of Law curriculum and one academic year taking courses solely in the M.P.A. Program. During those first two years, a student may not take M.P.A. courses in the year in which he or she is concentrating in law, nor law courses in the year in which he or she is concentrating in the M.P.A. program, without the approval of the J.D./M.P.A. Coordinators in both the College of Law and the Department of Political Science. In the third and fourth years, students are strongly encouraged to take both law and political science courses each semester.

Dual degree students who withdraw from the Dual Degree Program before completing the requirements for both degrees will not receive credit toward either the J.D. or the M.P.A. degree for courses taken in the other program except as such courses qualify for credit toward those degrees independently of the Dual Degree Program.

AWARDING OF GRADES: For grade recording purposes in the College of Law and the Department of Political Science, grades awarded in courses in the other unit will be

converted to either Satisfactory or No Credit and will not be computed in determining a student's grade point average or class standing. The College of Law will award a grade of Satisfactory for an approved M.P.A. course in which the student earns a grade of B or higher and a grade of No Credit for any lower grade. The Political Science Department will award a grade of Satisfactory for an approved law course in which the student earns a grade of 2.3 or higher and a grade of No Credit for any lower grade.

Non-Law Elective Course Credit

Eligible law students may receive credit toward the J.D. degree for acceptable performance in a maximum of six semester hours in 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.

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 variations in its program as circumstances may require. Prospective students interested in the precise course offerings at a given time or desiring other special information should make inquiry in advance.

Student Life

**The Tennessee Law Review
Moot Court Program**

**The Student Bar Association
American Bar Association/
Law Student Division**

**Association of Trial Lawyers
of America/Student Chapter**

Black Law Students Association

Christian Legal Society

Class Development Council

East Tennessee Lawyers Guild

Environmental Law Organization

The Federalist Society

The Forum

Inn of Court

Law Women

Phi Alpha Delta

Phi Delta Phi

**Tennessee Association for Public
Interest Law**

**Tennessee High School Mock Trial
Competition**

Lecture and Visitor 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 often published in the *Review*.

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 emerged as Regional Champions in three of the last seven 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 National Trial team won the National Association of Criminal Defense Lawyers Trial Competition in 1991. Our Jessup International, Frederick Douglass, Stetson National Tax, and Wagner Labor Law teams have excelled in recent regional and national competitions.

Only students who have completed their first year are eligible to participate on moot court teams. Selections are based on individual oral and writing skills. 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 United States Courts of Appeal and United States District Courts. The Honorable Antonin Scalia, Associate Justice of the United States Supreme Court, was a member of the *Advocates' Prize* panel in 1990.

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 *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 UT 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. Elected officers serve on the Dean's Advisory Council and organize several activities for the benefit of the law school community. 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 special events, such as 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, including an auction for the emergency loan fund and the "Law Follies" featuring entertainment by talented students and faculty.

American Bar Association/ Law Student Division

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.

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 Association.

Black Law Students Association

The University of Tennessee Black Law Students 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.

Christian Legal Society

The Christian Legal Society conducts weekly meetings and 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.

Class Development Council

Volunteers from the third-year class serve on the Development Council for their graduating class. The Council's purpose is to raise private funds for the benefit of the College of Law. Council members select the class-gift project and organize class solicitations and/or pledge drives to accomplish the goals of the selected project.

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.

Environmental Law Organization

Students concerned about legal issues relating to the environment in which we live have formed the Environmental Law Organization. In the effort to increase the awareness of the law school community regarding environmental issues, the organization sponsors speakers on various environmental topics throughout the year.

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 programs, and public interest research. The Society seeks to create a conservative intellectual network for all levels of the legal community.

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.

Inn of Court

Participation in the Hamilton Burnett Chapter of the American Inns of Court provides a forum in which experienced lawyers and judges can pass on knowledge and skills to law students. Student members of the Inn will not only learn from the monthly demonstrations and discussions, but will also be assigned to pupillage teams and get to know the lawyers and judges assigned to their teams in less formal settings. Inn membership is both a local and national honor and students are selected for membership based upon their interest and achievement in legal advocacy.

Law Women

The Law Women organization offers a diversity of programs, with speakers on legal topics such as abortion, date rape, interracial communication, and exam preparation. Law Women also offers the opportunity to work in community and University projects, and participates regularly in University intramural sports. It provides informative assistance to the Sexual Assault 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. Members regularly attend the regional and national conferences on women and the law, and explore legal, political, social, and economic issues which affect women.

Phi Alpha Delta

The McReynolds Chapter of Phi Alpha Delta Legal Fraternity was founded at the College in 1916. The chapter was named after James Clark McReynolds, a Tennessee attorney who served as an Associate Justice of the United States Supreme Court from 1915 to 1941. PAD and the other national legal fraternity, Phi Delta Phi, have traditionally played a leading role in College of Law affairs, professional as well as social. PAD also sponsors an annual "ride-along" program with the

Knoxville Police Department, whereby law students gain a new perspective on law enforcement.

Phi Delta Phi

The Roosevelt Inn of Phi Delta Phi Legal Fraternity which was established at the Law College in 1919 offers two essential links: between college and professional school, and between law school and the practice of law. PDP focuses on helping the individual become the professional legal practitioner he or she aspires to be.

PDP competes the law school experience by sponsoring open houses, receptions, and opportunities for students, faculty and practicing attorneys to network. Fund-raising events provide resources to sponsor forums, social events, and pre-exam refreshments for law students.

Candidates may pledge during the first semester and enter into membership after satisfactorily completing one term of law school.

Tennessee Association for Public Interest Law

In the 1989-90 academic year, members of the Law College community concerned with the need to support students interested in public service as a career option formed the Tennessee Association for Public Interest Law (TAPIL). With the advice and support of the faculty and fellow students, TAPIL organizers initiated a fund to provide fellowships in the form of Summer stipends for students who choose to work for public interest organizations in lieu of traditionally higher-paying positions in law firms.

Tennessee High School Mock Trial Competition

Law students may serve Knoxville and surrounding communities through the High School Law Mock Trial Competition, an annual statewide event which originated with the College of Law's Public Law Institute in 1979. It is sponsored statewide by the Tennessee Young Lawyers Conference and locally by the Knoxville Barristers. Law students and local attorneys work together to advise teams of students from area high schools as they assume the roles of attorneys and witnesses in a hypothetical trial. After several preliminary rounds a local champion is chosen to represent the area in the statewide event. This test of verbal and analytical skills is a valuable learning experience for advisors 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, visited the college as Jurist in Residence in the Fall of 1988. In addition to holding informal meetings with students and faculty he delivered a lecture on "The Legal Profession: The Next 100 Years."

The Alumni Distinguished

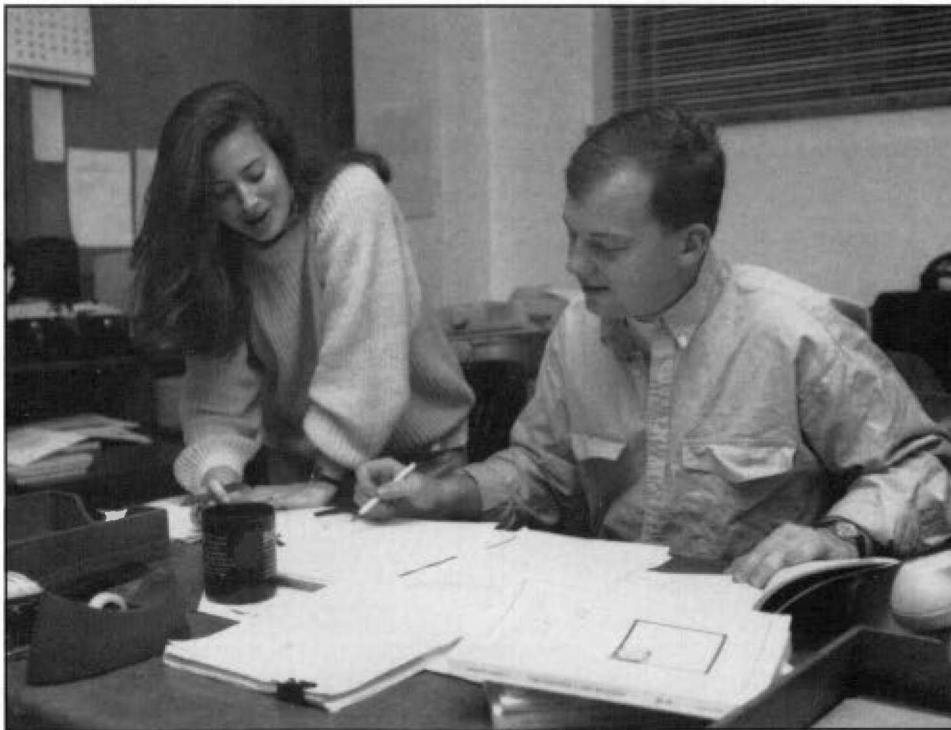
Lecture in Jurisprudence is made possible through the contributions of alumni and other friends of The University of Tennessee College of Law to the College's endowment fund. The endowment is intended to enrich our students' extracurricular activities. Recent lecturers have included Professor Christopher D. Stone of the University of Southern California Law Center, Professor Frank Michelman of Harvard Law School, Dean Paul Brest of the Stanford Law School, and Professor Carol Rose of Yale University.

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 first lecture in the series in 1978. Recent speakers have included Professor Gary Bellow of Harvard Law School and Professor Deborah Rhode of Stanford.

The Law College faculty regularly seeks to provide enrichment opportunities for its students through special programs. In cooperation with Phi Beta Kappa, the law school featured presentations by the noted criminologist and former Dean of the University of Chicago Law School, Professor Norval Morris, in 1989. "A Celebration of Women in the Law" was co-sponsored by the East Tennessee Lawyers Association for Women in February of 1990 in honor of the Law College's 100th anniversary. Former Presidential candidate Eleanor Smeal, the Honorable Martha Craig Daughtrey (first woman appointed to the Supreme Court of Tennessee), and federal jurist Julia Smith Gibbons were featured speakers. In cooperation with the College of Liberal Arts and the UTK Constitutional Bicentennial Committee, the Law College co-hosted a symposium on Slavery and the Constitution in 1988. A debate on the extent to which courts have adhered to the "original intent" of the framers of the Constitution was held in 1990.





**College and University
Services**

Orientation and Counseling

Career Services

Privileges

Housing

The Student Center

Student Health Services

Military and Air Science

Orientation and Counseling

In addition to the week-long "Introduction to the Study of Law," the Law College provides a comprehensive orientation program for entering law students. The objectives and aims of the College of Law, as well as 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 College of Law students. Various testing services will assist in appraising aptitudes and abilities.

Career Services

Through Career Services, the College of Law helps students find summer and year-round clerkships, as well as permanent employment, and assists the alumnus/a who desires a career change. UT students and graduates find clerkships and attorney positions throughout Tennessee and the United States.

Career Services provides seminars and individual counseling for students on interviewing skills, resume writing and career planning. Resources available for use in initiating the application process with legal recruiters include on-campus interviewing programs, job board listings from employers who do not visit campus, participation in off-campus job conferences, a resource library to aid in direct contact to selected employers, and the alumni employment opportunities newsletter, *Job Briefs*, 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 student obtain satisfactory employment. Success in this endeavor will to a large extent depend upon the effort expended by each individual. 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. Beginning after

first-semester exams, Career Services invites entering students to register with the office, pick up a handbook, participate in orientation sessions, and consider the timing of the search for their first clerkship.

The employment patterns of UT law graduates over the last five years have remained relatively consistent. Average figures for the classes of 1985 through 1989, and for the class of 1990, based on responses to the employment survey for each class, follow:

Areas of Practice	'85-'89	'90
Private Practice	67%	64%
Judicial Clerkship	11%	7%
Government	6%	16.7%
Business/Industry	5%	6.2%
Public Interest	3%	1.3%
Academic	2%	1.3%
Military	2%	3.5%
Other	4%	

The percentage of the graduates who choose to remain in Tennessee (80%), despite opportunities outside the state, somewhat parallels the number of enrollees accepted from in-state and out-of-state.

Geographic Regions	'85-'89	'90
Knoxville	25%	23%
Nashville	16%	10%
Chattanooga	14%	10%
Memphis	5%	6%
Other Tennessee Towns	20%	22%
Out-of-State	20%	29%

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 Standards Committee. Information on this procedure can be obtained in the Student Records Office of the Law College.

Law students 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 applications for these facilities may be secured from the Office of Rental Properties, 474 South Stadium Hall, Knoxville, 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, Knoxville, 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, Knoxville, TN 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 travel agency, a grill, a cafeteria, a bookstore, a computer store, a candy counter, and a 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, and 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 regular part of the ROTC program at The University of Tennessee. Students interested in this program should communicate directly with the respective Departments of Military Science or Air Science at Stokely Athletics Center: Army ROTC, Room 212; Air Force ROTC, Room 215.



**ACADEMIC
POLICIES
AND
AWARDS**

The Degree of Doctor of Jurisprudence

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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 at the College. The normal maximum period for a full time law student to complete requirements for the J.D. degree is five calendar 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 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 58 hours 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 a 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 and fourth semester students must take the required courses in those semesters or a previous Summer term. Variances from these requirements will only be granted in unusual circumstances, as specified under the standards and procedures set forth below.

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

3. 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.

Procedures:

1. 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 Academic Standards 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.

2. 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.

UPPERCLASS COURSE LOAD. In order to complete the J.D. degree in six semesters the normal upper-class load is 14 or 15 hours per semester. To be eligible to receive College of Law scholarships students must carry at least 12 hours. To receive residence credit for an academic term a student must carry at least 10 hours and successfully complete at least 9 hours. (Six residence terms are required for graduation.) Eligibility for University or federal financial aid requires that law students carry at least 10 hours per term. Hour requirements for veteran and other benefits may vary. Students should check with individual agencies.

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 failing grade, and hours for failed courses cannot be counted toward the J.D. degree. However, grades in all numerically-graded work attempted are used in computing the grade point average.

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

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

- The student has completed 34 semester hours of law work toward the Doctor of Jurisprudence degree;
- The student is not on academic probation; and
- 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 non-law courses are applied toward the J.D. degree. If one non-law course is applied toward the J.D., then only one elective law

course may 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 an S/NC course. 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.

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 or courses which are used to fulfill a requirement may not 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 (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.

Academic Support Program

An academic support program involving small-group tutorials is offered each year to first-year students. In the Fall semester, the number of students in the program is limited to ten percent of the entering class; eligibility is determined based upon material in the admissions file. Students who are deemed eligible for the program are contacted directly and invited to participate. In the Spring semester, any student who was eligible to participate in the Fall and any first-year students whose first semester grade point average was below 2.0 are eligible to participate in the program. Students who participate are permitted, but not required, to drop one course each semester with the approval of the Dean or the Dean's designee.

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. First-year academic attrition for the class that entered in the Fall of 1989 was approximately 7%.

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. Academic attrition for upper-class students is generally less than 2%.

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) has identified the problems that led to his or her exclusion, and (3) has taken sufficient steps to prevent those or similar problems from interfering with his or her performance in subsequent semesters.

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

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

Withdrawal from Courses

A student's permanent record will show only those courses for

which the student is registered on the fifteenth day after the beginning of classes. A student may withdraw without cause from any upperclass course that is not oversubscribed at any time prior to the fourteenth day following the first day of a grading period. However, if a course is oversubscribed at the close of the first day of registration, a student may withdraw from that course without cause only until the end of the day preceding the last day for adding courses. The list of courses subject to this early withdrawal deadline will be maintained in the Student Records 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 Records Office. A drop slip processed through any other part of the University will not be recognized. The signature of the Dean or the Dean's 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 the Dean's 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 Records 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 withdrawal office, 215 Student Services Building, 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 the 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 (in terms of grades) 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, established by the Creekmore family and friends in memory of Frank B. Creekmore, a prominent Knoxville attorney, is made 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 each year offers a \$500 award to the student who has the highest scholastic average in his or her first year of law study.

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 Michie Company of Charlottesville, Virginia, offers 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 a copy of Legal Checklist to that student who has attained the highest average during his or her second-year of law study.

The Bureau of National Affairs, Inc. offers a one-year subscription to *United States Law Week* to the graduating student who has made the most satisfactory progress in their third year.

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

The West Publishing Company, of St. Paul, Minnesota, offers annually a Book Award to that member of each of the three classes who achieves the highest scholastic average in his or her class and to the student who has the highest average for the third year of study.

The Knoxville law firm of **Arnett, Draper & Hagood** gives an annual Book Award for Achievement in Antitrust Law.

"The Advocates' Prize" is awarded to the winning team of a 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. Since 1977 the award to the **Outstanding Oralist** has been in memory of **Philip C. Klipsch**, whose untimely death occurred just one week after winning the Advocates' Prize Moot Court Competition in 1976. The memorial fund established by his parents and friends provides a continuing award.

In 1985 the College initiated the **Ray H. Jenkins Trial Competition** in honor of the noted litigator whose biography is entitled, "The Terror of Tellico Plains." 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 **Chancellor George Lewis Moot Court Board Award** of \$500 is presented each year to the chairperson of the Moot Court Board in recognition of their contribution to the life of the College of Law.

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. 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.

The **Tennessee Attorney General's Award for Excellence in Trial Advocacy** is awarded at the end of each academic year to an outstanding second-year student in Trial Practice as determined by the faculty awards committee.

The National Association of Women Lawyers presents an annual award to a senior law student who has shown academic achievement, motivation, tenacity, and drive, and who shows promise of contributing to the advancement of women in society and of presenting a personable and professional image. The award consists of a

one-year honorary membership in NAWL and a year's subscription to the NAWL Law Journal.

Hunton & Williams Writing Excellence Awards. The Knoxville office of the law firm Hunton & Williams has established two annual writing awards of \$250 each:

The Hunton & Williams Law Review Prize. The recipient is selected by members of the firm from three writing samples which are submitted by the *Tennessee Law Review* faculty advisors.

The Hunton & Williams Outstanding Writing Award presented each year to a first-year student at the end of the Spring semester. The award recipient is selected by members of the firm from writing samples submitted to the firm by College of Law faculty members who teach Legal Process II.

Vinson & Elkins Awards. The following awards were established in 1989 by the Texas-based law firm of Vinson & Elkins:

Vinson & Elkins Law Review Achievement Award. This \$250 prize is presented annually for outstanding achievements or contributions to the *Tennessee Law Review*. The recipient is selected by the editors and faculty advisors of the *Tennessee Law Review*.

Vinson & Elkins Achievement Award for Moot Court Oral Advocacy. Awarded annually for noteworthy performance or achievement in the oral advocacy portion of Moot Court participation. The award is \$250 and the recipients are selected by Moot Court Board officers and faculty advisors.

Vinson & Elkins Achievements Award for Moot Court Brief Writing. This \$250 prize is presented annually for noteworthy Moot Court brief writing. Recipients are selected by Moot Court Board officers and faculty advisors.

The **Heiskell, Donelson, Bearman, Adams, Williams & Kirsch Student Leadership Award**, established in 1991, honors the achievements of students who have demonstrated extraordinary leadership in any law school endeavor which otherwise would go unrecognized. A cash prize is awarded to recipients.

The Susan B. Anthony Award was established in 1990 by the East Tennessee Lawyers Association for Women. Recipients of this cash prize are selected on the basis of their commitment to enhancing the progress of women, especially the legal rights of women, and academic achievement.

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For More Information

**Write to the following offices at the UT College of Law,
1505 West Cumberland Avenue, Knoxville, Tennessee 37996-1800:**

For Application to the College of Law:
Admissions Office

For College of Law Scholarships:
Admissions Office

For Placement Information:
Career Services Office

**Write to the following offices at The University of Tennessee,
Knoxville, Tennessee 37996:**

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

For Spouse Employment:
UTK Personnel Office, 804 Volunteer Boulevard

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

For Minority Student Affairs:
Office of Minority Student Affairs, 812 Volunteer Boulevard

For Veterans:
Veterans Affairs, 209 Student Services Building

For M.B.A. Portion of J.D.-M.B.A. Dual Degree Program:
Office of Graduate Business Programs, College of Business
Administration, 527 Stokely Management Center

For M.P.A. Portion of J.D.-M.P.A. Dual Degree Program:
Coordinator, Masters of Public Administration Program,
Department of Political Science, 1001 McClung Tower

For Law School Admission Test:

Law School Admission Services, Box 2000, Newtown,
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