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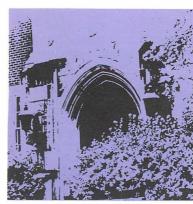
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# ALUMNI HEADNOTES

Spring, 1985/The University of Tennessee College of Law/Julia P. Hardin, Editor

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# The Trust of the Unsuspecting Public

Public Law Institute. 9

[The following is excerpted from the December, 1984 hooding address by the Honorable Thomas G. Hull, Class of '51, U.S. District Court Judge for the Eastern District of Tennessee.]

Some of you have graduated in the top 10% of your class, and some of you have graduated in the bottom 10%. Most of you, of course, have graduated somewhere between these extremes. Class standing may seem terribly important just now, but in the long run, it will not make any difference. The unsuspecting public has no idea of your class standing—you are all very much the same to the unsuspecting public—you are people entitled to be called lawyers.

What an honor it is to be so called—and what a responsibility it is to have this title!

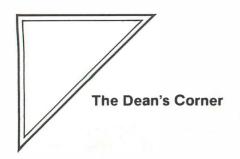
Just because you are lawyers, the unsuspecting public will trust you with their most intimate secrets; will permit you to take charge of their money and plan the dispositions of their estates; will turn to you when they set up businesses; will take your advice concerning their taxes; will turn to you in times of personal crises; and will believe that you have the wisdom (Continued on page 3)

In preparation for the December, 1984 Hooding Ceremony, Assistant to the Dean Peggy Goodman makes sure student usher Alf Southerland gets his boutonniere on just right.



# 1983-84 Gifts By Fund Designation

	# of Gifts	Total	Average Gift
Law Annual/	000	<b>A07.700</b>	<b>\$400</b>
Current Support Fund	209	\$37,793	\$180
Harold C. Warner			
Centurion Scholarship Fund	61	\$10,382	\$170
Tennessee Tomorrow Law Fund	36	\$34,286	\$952
Scholarship Endowments	21	\$39.510	
Other Endowments (Faculty Research, Library,	10	\$27,750	
Student Enrichment, Moot Court,			
etc.)			
Totals	337	\$149,721	



Response to ABA

Alumni and friends of the College of Law will be greatly pleased to hear the positive things that are happening in response to the accreditation visit of the ABA and the Association of American Law Schools last year.

The University administration has submitted a three-year plan of financial improvement for the College of Law. These are the principal ingredients of this threeyear plan, one year of which we have nearly completed: significantly upgrading salaries so that we are more competitive with comparable schools in our region; greatly improving the acquisitions budget for the Law Library; and generally giving the College significantly increased operating funds. Some of these funds will be used for purchases of equipment, such as computer terminals for faculty and student research as well as for use in the Library. We will also be able to acquire video equipment to enhance classroom teaching, especially in our trial practice classes.

None of these improvements would have been possible without Governor Alexander's Better Schools Program and with it the increased revenue that the State has generated and passed on to the University of Tennessee. We are extremely grateful for the Governor's leadership and the legislature's enthusiastic response. We hope very much that the economic recovery and the good will in Nashville will continue indefinitely

The Building

The University's response to our building needs is a two-phase solution. Phase I will comprise 15 or 20 "spot renovations" throughout the existing building. These will include such things as a completely refurnished student lounge, a redesigned classroom, a new seminar room, and some improvements in the Library for use of LEXIS and WESTLAW. This work will begin this Spring and continue through the Summer. The total cost is on the order of \$250,000 worth of renovations and refurnishing

Beyond this, the University has committed to a second phase involving the possible expansion of existing facilities to accommodate the needs of a growing Library collection and the complete reworking of the insides of the existing building. We hope to redesign our available space to make it not only more attractive, but also more serviceable and useful to all of us. The magnitude of such undertakings is such that it will require approval of the State Building Commission as well as various other boards and offices. This second phase is several years away. The magnitude of it could be on the order of four to six million dollars.

A Response to Legitimate Needs

We are excited about these developments because they represent solid and meaningful responses to some very legitimate needs. These developments should not only improve the morale of the faculty, students, and staff, but also make us more competitive in an ever increasingly competitive market for strong student applicants in the years ahead.

Dean Kenneth L. Penegar

alumni Satherin ATLANTA



Charles Huddleston, Class of '76, cohosted the UT Law alumni breakfast in Atlanta during the January meeting of the State Bar of Georgia. E. Wycliffe Orr, Class of '70, was our other host.



The family of the late Frank W. Wilson accepted his Citation for Outstanding Public Service at the College of Law's banquet in November. Pictured here are Randy Wilson, Class of '81, and his wife Pamela Wilson.

WASHINGTON, D.C.

John Barker, Class of '75, left, and Professor Neil Cohen discuss old times and new developments at the Alumni Reception in Washington, D.C. during the January AALS meeting.



The Trust of the Unsuspecting Public

(Continued from page 1)

and integrity to meet their legally varied, occasionally complicated needs. Will you be worthy of this confidence and respect?

In no profession does the lack of industry, application, temperance, and integrity cause more damage to society. Our entire legal system depends on public confidence—confidence in the integrity of each attorney, in the integrity of each judge, and in the ultimate capacity of the legal system to justly resolve conflict. When one attorney betrays the public's trust, all attorneys are sullied.

Judge Thomas Gray Hull prepares to lead the processional for the December, 1984 Hooding Ceremony.



The very best you can do for the Court as well as for your clients is to prepare, prepare, prepare. Lawsuits are won through effort and diligence.

When you stand up to speak in court, do not open your remarks with an apology. Apologies discourage your clients, dishearten your friends, disgust the Court, and satisfy nobody but your adversaries. When you complete your remarks, or conclude your argument, do not thank the Court for its attention. It is the Court's duty to attend, and your remarks, if they have been of any value, and duly brief, the Court will feel like thanking you.

In preparing for trial, meet with opposing counsel. Examine each other's exhibits. Agree on the admissibility of as many as possible. Pinpoint the evidentiary problems in advance of trial and be prepared to argue, under the Rules of Evidence, why a particular exhibit should come in or be kept out. And most importantly, stipulate as many facts as possible so that the trial can focus on the area of factual dispute.

Do not test the patience of the Court or the jury by subjecting them to lengthy irrelevant narratives. Keep your witnesses on track and bring them quickly to the issues of factual dispute.

Everyone in the courtroom will appreciate you if you can do this, and even if your client loses, he will probably leave the court feeling that he had a fair trial. And if you have prepared as you should, he will indeed have had a fair trial and the "unsuspecting public" will be justified in its faith.

# **IN MEMORIAM**

Lewis B. Bolt, Jr. of Knoxville, Tennessee Walter M. Brown of Middlesboro, Kentucky Ransom Harvey Coulter of Forest City, Florida L. Duane Dunlap of Knoxville, Tennessee Charles G. Morgan of Memphis, Tennessee William H. Peters, Jr. of Knoxville, Tennessee Class of '32 Class of '37 Class of '49 Class of '36 Class of '30 Class of '20



An Introductory Message from the New Director by Joann Gillespie

GILLESPIE



Record low temperatures and record high accumulations of snow and ice have made the task of "settling in" as the new Director of Career Planning and Placement a challenging one.

At any pace, I would not presume to announce any sweeping changes in the operations of this office before I have a chance to observe the current operations and to receive input from the people we serve. This has been a time of learning and of business as usual, at least as much as the weather would permit.

An open house for all students was held early in the new year to acquaint first-year students with the office's functions and to solicit participation by all students in the recruiting annual. *Lawyers of the Future*.

I am impressed by the quality of the students I have met. Though they come in all shapes and sizes, each one seems eager and industrious, interesting and accomplished, capable and serious, dedicated and courteous. Some know exactly where a law career is to take them, while others are searching for their special niche. One and all anxiously await that fatal announcement of class standing based on first semester grades.

In conversations with students and faculty, I have learned of concerns regarding placement activities, some of which you may remember from your tenure here. Foremost looms the question of whether placement services are truly or effectively available to more than the top 10 to 25 percent of the classes. When most job listings state a requirement of such standing, how can other students feel that they have much to gain from the Placement Office?

One faculty member advocated the position that a student in the middle or bottom third standing at the University of Tennessee would compare favorably with an upper- or middle-third graduate from many other law schools. This leads to the suggestion that we should encourage firms to consider other qualifications such as maturity, experience, service activities, and personal skills.

# Career Planning and Placement

Another concern is how to facilitate contacts for students who prefer a small-to-medium sized practice in a small-to-medium sized town when such firms often lack the time or the flexibility for travel to on-campus interviews. One of our professors reports that when he left his father's small mid-western firm to teach, the firm was so busy it took them five years to hire a badly-needed associate to replace him. Should we try small regional consortiums in the four major cities of Tennessee? Should we try to send students out to these firms?

Some students have suggested that if more specific information were available on the firms and corporations and exactly what background qualities they seek, interviews which turn out to be a waste for students and employers alike might be avoided. Other standard issues resurface—exactly what to put on resumes, how to dress and best represent one's self in interviews, how to be assertive enough without overdoing it, and the like.

I am concerned about the apparent lack of closure after many second interviews. Frequently students come around to ask if a certain job has been filled and whether they should call or write to find out. How constructive it would be for them if the firm or organization in question would write to those whom they have interviewed and decided not to hire, describing in general terms the criteria on which their decision was based, including suggestions on where the interviewee should direct his composite of background and skills or how he or she could better represent himself or herself in the interview situation.

Placement Office personnel, as facilitators between job-seekers and employers, must be sensitive to your needs as employers and potential employers. We invite your input regarding the above challenges posed by students and faculty, as well as your suggestions regarding the best way we can assist you in finding just the right person for your organization. Please write or telephone us at 615/974-4348.

We expect to distribute Lawyers of the Future in early Spring. If you didn't receive a copy last year but wish to be included on this year's mailing list, please let us know.



# **HONOR ROLL**



# 1983-84 Gifts to the University of Tennessee College of Law

The faculty, staff, and current as well as future students of UT College of Law express their sincere appreciation to the following alumni and friends for their generous support during the '83-'84 year. Please note that only those gifts which are specifically designated for the law school's use are included. If we have overlooked anyone, please forgive us and let us hear from you so that we can verify that your gift has been properly credited. Write or call Julie Hardin, UT College of Law, 1505 West Cumberland Avenue, Knoxville, TN 37996-1800/(615) 974-6691.

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Class Year	July 1, 1983-J Number of Gifts	Total \$ Amount	Average Gift	
Pre-1938	13	\$ 2,800.00	\$ 215.00	
1938	2	600.00	300.00	
1939	4	425.00	106.00	
1940	4	500.00	125.00	
1941	6	1,800.00	300.00	
1942	5	825.00	165.00	
1943-1947	5	2,472.00	494.00	
1948	14	12,130.00	866.00	
1949	9	1,165.00	129.00	
1950	13	4,734.78	364.00	
1951	14	6,575.00	470.00	
1952	10	3,375.00	338.00	
1953	2	1,100.00	550.00	
1954	2	75.00	37.50	
1955	4	1,175.00	294.00	
1956	3	1,200.00	400.00	
1957	7	2,575.00	368.00	
1958	15 (5 donors)	3,300.00	220.00	
1959	1	100.00	100.00	
1960	5	670.00	134.00	
1961	4	1,400.00	350.00	
1962	1	500.00	500.00	
1963	6	1,525.00	254.00	
1964	10	3,150.00	315.00	
1965	2	350.00	175.00	
1966	5	1,550.00	310.00	
1967	7	515.00	74.00	
1968	6	1,170.00	195.00	
1969	7	9,741.00	1,392.00	
1970	6	4,310.00	718.00	
1971	3	1,035.00	345.00	
1972	9	530.03	59.00	
1973	8	1,125.00	141.00	
1974	11	5,885.00	535.00	
1975	10	895.00	89.50	
1976	8	850.00	106.00	
1977	18	1,090.00	61.00	
1978	9	964.00	107.00	
1979	8	3,600.00	450.00	
1980	4	625.00	156.00	
1981	4	150.00	37.50	
1982 1983	6 7	2,055.00	342.50	
1903		299.00	43.00	



New Annual Fund Chairperson, L. Anderson Galyon, III, '71.

#### 1984 CLASS AGENTS

A.O. Buck, '38-'39 John A. Parker, '42 Thomas E. Fox. '48 John J. Thomason, '52 John K. Morgan, '55 Bernard E. Bernstein, '58 Charles J. Gearhiser, '61 Sidney W. Gilreath, '62 John Harvey Cameron, '63 James R. Omer, '63 Gus A. Wood, '64 Walter W. Bussart, '66 John W. Murrey, III, '66 Charles C. Baker, Jr., '68 W. Allen Separk, '69 J. Houston Gordon, '70 E. Wycliffe Orr, '70 H. Frederick Humbracht, Jr., '71 Alan L. Cates, '72 Chuck Murphy, '73 Daniel F. Layman, '74 Ben G. Sissman, '75 Bruce D. Fox, '76 Charles D. Huddleston, '76 Bob Lynch, '76-'77 Peter Alliman, '77 Gregory G. Fletcher, '77 Roger D. Moore, '77 Allan F. Ramsaur, '77 John W. Chandler, Jr., '78 William H. Haltom, Jr., '78 R. Eddie Wayland, '78 Donna Winston Davis, '79 Linda L. Moore, '79 E. Ann Rowland, '79 Claudia S. Haltom, '80 Jane (Wilder) Powers, '80 Imogene A. King, '81 Steven E. Kramer, '81 Eugene J. Podesta, Jr., '81 Steven L. Gill, '82 Paul Thomas Parrish, '82 Floyd S. Flippin, '83



Outgoing

Annual Fund

Chairperson:

Robert L. Echols, '64

### Where Does It Go?

Gifts received via the Law Annual Fund are unrestricted, which means that we can apply the funds where the need is greatest.

Some of the donations we received last year were used to help us purchase our first computers for faculty research and support. We also provided summer research stipends, student travel assistance to moot court events, and other relief to our operating budget.

These gifts enable us to say "yes" to innovative projects and special opportunities, where before we often had to say "no." Thank you for helping us to respond in the affirmative.

# Classes with Highest Percentage Participation:

Class Year	Percentage Participation
1942	16 %
1948	16 %
1951	16 %
1952	16 %
1941	15 %
1964	15 %
1940	13 %
1950	12 %
1957	12 %
1963	12 % (24% including pledges)

# Classes with Highest Total \$ Amount of Gifts:

Class Year	Total Gifts
1948	\$12,130.00
1969	9,741.00
1951	6,575.00
1974	5,885.00
1950	4,734.78
1970	4,310.00
1979	3,600.00
1952	3,375.00
1958	3,300.00
1964	3,150.00

### **Professors in Print**

# Recent Publications of Our Faculty





BEST

**PICQUET** 

The Insanity Defense: A Bibliographic Research Guide

by Reba Best and Cheryn Picquet





COHEN

GOBERT

The Law of Probation and Parole and Supplement by Neil Cohen and Jim Gobert

Psychology Today Article on the Use of Psychologists in Juror Selection by Jim Gobert





COOK

SOBIESKI

Civil Rights Actions (4 volumes) by Joseph Cook and John Sobieski





**JONES** 

SEBERT

Privatization of Wastewater Treatment Facilities—Legal Aspects Thereof by Jack Jones

Remedies: Damages, Equity and Restitution by John Sebert



RIVKIN

TVA, The Courts, and the Public Interest in E. Hargrove and P. Conking, TVA, Fifty Years of Grass Roots.

by Dean Hill Rivkin

# The Proposed Model Rules of Professional Ethics: Much Ado About Nothing?

Fred Thomforde is "unexcited" about the proposed Model Rules of Professional Conduct. At a recent seminar in Knoxville, he borrowed a title from one of Shakespeare's plays in characterizing the publicity surrounding them: "Much Ado About Nothing."

Approximately ninety (90) attorneys attended the day-long "Legal Ethics '85" program on Friday, February 1, 1985. The Knoxville Bar Association sponsored the event, for which there was no registration fee. Expenses were covered through a grant awarded to the Knoxville Legal Aid Society.

Professor Thomforde has been serving on a Tennessee Bar Association committee studying the Model Rules of Professional Conduct passed by the American Bar Association House of Delegates in August of 1983. The committee will make recommendations to the Supreme Court of Tennessee concerning the adoption of the rules.

Thomforde's lack of enthusiasm regarding the potential impact of these rules on the legal profession is exemplified by the three categories into which he divided the "new" rules: (1) those which are technically new, but not particularly exciting; (2) those which are not really new at all; and (3) those which simply codify the common law.

A requirement that fee arrangements be in writing is one of the proposed new rules, but it is not a particularly exciting one, says Thomforde. Most attorneys recognize that it is preferable to have fee arrangements in writing, and most attorneys practice the rule anyway. Thomforde considers the requirement that all fee arrangements be in writing, subject to limited exceptions, to be overbroad.

The proposed rule that says that lawyers should do pro bono work is not really new, Thomforde maintains. The format of the current rules, i.e., the separation of aspirational or "hoped for" conduct (Ethical Considerations) from the minimally re-



Panelists discuss the ethical dilemmas facing practitioners daily. Pictured here, from left, are Dean Penegar, Don Paine, '63, Judge Bill Swann, '75, John O'Connor, '63, and Chief Justice William Harbison, moderator.

quired levels of conduct (Disciplinary Rules) is abandoned in the proposed rules. As a result, the proposed rules do not distinguish clearly between aspirational and minimal conduct. So while it is true that the current rules do not have a Disciplinary Rule requiring that lawyers do pro bono work, there is an Ethical Consideration to that effect, and thus the rule is not really new from Thomforde's perspective.

An example of the third kind of rule is the one regarding conflict of interest in subsequent representation, according to Thomforde's scheme. The current rules never specifically address subsequent representation, but some case law on the issue has developed over the years. The proposed rule, concludes Thomforde,

"If there is a pragmatic reason for adopting the new rules it is probably public relations."

simply codifies the common law.

The real problem Thomforde perceives with the proposed rules, and the reason they fail to excite him, is that they do not really answer many of the hard questions facing practicing attorneys regarding, for example, client confidences and conflicts of interest. They presume interpretation, but attorneys do not have five weeks to wonder about what Aristotle would say about a pending ethical problem, Thomforde asserts. He concluded, "if there is a pragmatic reason for adopting the new rules, it is probably public relations."

University of Tennessee alumnus Paul Campbell, III (Class of '75) of Chattanooga identified some problems with the disciplinary process in Tennessee. Having represented several attorneys charged with violating the Code of Professional Responsibility, he is familiar with the difficulties

inherent in the defense of disciplinary charges.

Campbell suggests that there is a problem when Disciplinary Counsel are first expected to make an objective determination regarding whether or not ethics have been breached, then must assume the responsibility for prosecuting the alleged breach. There is also a "suspicion of residual bias" when the hearing panel serves as the tribunal. He compared the panelists' position to that of a juror in a criminal case being asked to decide if something is obscene according to community standards.

Other features of the seminar included a discourse on the "Persistent Public Perceptions of the Legal Profession" by Dr. Milton Klein, a legal historian and distinguished Professor of History at the University of Tennessee, and an overview of the disciplinary process by Lance Bracy, Chief Counsel of the Board of Professional Responsibility for Tennessee.

Tennessee Supreme Court Justice William J. Harbison moderated the afternoon panel discussion starring the Honorable Sharon J. Bell (Class of '69), Robert L. Crossley (Class of '52), Anna Hinds, Fred G. Musick (Class of '53), John T. O'Connor (Class of '63), Donald F. Paine (Class of '63), the Honorable William Swann (Class of '75), and Dean Kenneth L. Penegar.



Disciplinary Counsel Lance Bracy listens as Professor Fred Thomforde explains his views on the proposed Model Code.

Plan for Your Future . . . and Your School's Future

There's More Than One Way To Make A Gift

by Julie Hardin

We certainly appreciate the outright gifts we receive from our alumni, such as cash, securities, real estate, paintings, library collections, etc., but there are many ways to make a gift, some of which benefit you and your family for now as well as in the future.

As lawyers, we should be experts at discerning the available opportunities and the various tax advantages of each, but perhaps a brief description of them will inspire your charitable inclinations. There are gifts which enable you to receive income, to pass assets on to your family members, to honor friends and family members, and more.

#### **Charitable Remainder Trust**

This is the most popular form of planned giving. The Charitable Remainder Trust is managed by a trustee of your choice, and you or your beneficiary receive income for life. You can elect a fixed dollar income (Annuity Trust) or an annual fixed percentage of the fair market value of the trust (Unitrust). The Annuity Trust is generally advisable if the value of the property given in trust is expected to fluctuate considerably.

An annuity trust produces a larger initial deduction than the unitrust. However, a unitrust protects the income beneficiary against inflation, presuming the annual income increases as the dollar value of the assets increases. Also, additional contributions to a unitrust may be made after the trust is established, but the same is not true for an annuity trust.

By giving via a Charitable Remainder Trust, you qualify for a charitable income tax deduction and you eliminate a capital gains tax. You or your beneficiary receive an income for life, and the College of Law receives the value of the corpus.

### **Charitable Gift Annuity**

This option is a contract between you and the University. You donate assets to the College of Law in exchange for a guaranteed fixed payment for life. The annual payment you receive is reportable for tax purposes as a combination of non-taxable and taxable income.

# **Charitable Lead Trust**

This is the reverse of a Charitable Remainder Trust. You establish a trust which pays an amount to UT College of Law for a specified number of years. At the end of this period, the assets are passed on to the beneficiaries you name at reduced gift and estate costs.

You may elect to receive a current income tax deduction, in which case you will be taxed on the income as it is earned by the trust even though the income is paid to the institution.

In the alternative, you may elect to use the lead trust in estate planning if you have current income in excess of your living needs and wish to eventually pass the property intact to your heirs. Instead of receiving an income tax deduction, you are not taxed on the income earned by the trust.

The Charitable Lead Trust reduces your taxable income stream and transfers full appreciated value of assets to beneficiaries with no further gift and estate tax at the termination of the trust. In the meantime, your alma mater's efforts to maintain its standards of excellence are strengthened.

Please note: These trusts and annuities generally require a minimum dollar amount of \$10,000. Trusts may be funded with cash, securities, and other assets such as real estate and life insurance.

#### Pooled income Fund

This is a way for you to make a gift of an amount smaller than is often required for a trust, yet you retain many of the same benefits. In a Pooled Income Fund, gifts are combined and assigned a proportionate interest. You or your beneficiary receive the income on that interest for life.

You also qualify for a charitable tax deduction and eliminate the capital gains tax. The benefits are especially attractive if you donate securities which have appreciated in value. The fund is professionally managed at no charge to you.

#### **Bequests**

If you plan to remember us in your will, please be sure you write one. Attorneys are well aware of the vast numbers of people who pass on without getting around to writing their wills, and then it's too late to add a bequest to The University of Tennessee College of Law.

Make your bequest either in a dollar amount, as a percentage of your estate, or in real estate. You might consider making The University of Tennessee College of Law as the final beneficiary of any residue whose claimants might predecease you.

## **Named Gifts**

Gifts of \$10,000 or more can be used to create a named endowment, such as the Williford Gragg Professorship in Law and the W.H.H. Southern Memorial Law Scholarship Fund. The school uses the income from the endowment to serve the purposes intended by the donors.



Gifts to UT College of Law can be made in memory of individuals you wish to honor. A letter of acknowledgment will be sent to the individual or family you identify.

#### **Matching Gifts**

Matching Gifts are a wonderful way of doubling the benefit to the school with one gift. More than 1,400 corporations and law firms will match donations made by their employees and associates. Please check with your employer or personnel office.

### Gifts of Appreciated Property

You can receive a double tax benefit from a gift of securities, real estate, or other property which has appreciated in value. The full value of the property is usually deductible, and you do not have to pay capital gains taxes on your profit. In view of restrictions on the benefits in donating short-term gain property, it's best to donate only long-term gain property.

For stock which has declined in value, you can sell it, realize the tax loss, and give the cash proceeds to the University.

## **Effects of the Proposed Tax Act**

Of the tax acts presently under consideration by Congress, relatively few provisions affect charitable giving. Up to 50% of the income of a donor can be donated in cash to a non-profit institution such as The University of Tennessee.

Potential problems with charitable deductions arise only if the amount exceeds two percent of the donor's income. Gifts of property may have to be valued at the indexed basis instead of the fair market value.

Please note that as of January 1, 1985, a receipt for donated property worth more than \$5,000 must "reasonably describe" the property and its value and the receiver must sign the appraisal. We will do our best to ensure that you receive every possible tax advantage for your gift.



Chancellor Jack Reese, right, reaches out to thank Dexter A. Christenberry, Class of '40 and former Special Agent of the FBI, for selecting the University of Tennessee College of Law as a recipient of the \$1,000 J. Edgar Hoover Memorial Scholarship The check was presented to Chancellor Reese and Dean Penegar at the Society's regional meeting on March 12, 1985 in Knoxville.

"The life of the law has not been logic; it has been experience."
—Oliver Wendell Holmes in The Common Law

# 1984-85 ALUMNI ADVISORY COUNCIL UNIVERSITY OF TENNESSEE COLLEGE OF LAW

Back row, from left: L. Anderson Galyon, III, Richard L. Rose, Charles C. Murphy, S. Morris Hadden, E. Wycliffe Orr, J. Houston Gordon, Ross B. Clark, II, W. Allen Separk, and A. O. Buck. Middle row, from left: Harry P. Ogden, Jimmie Lynn Ramsaur, Sidney W. Gilreath, Thomas E. Fox, Dean Penegar, Robert L. Echols, E. Ann Rowland, Mary M. Farmer, William H. Haltom, Jr., and Claudia Swafford Haltom. Front row, from left: Assistant Dean Doug Wells, Paul Campbell, III, Carter Y. Lynch, Bruce D. Fox, Placement Director Joann Gillespie, J. Fraser Humphreys, Jr., Robert A. Finley, Charles Huddleston, and Assistant Dean Julie Hardin. Not pictured: Herbert M. Bacon, Charles C. Baker, Jr., Arthur D. Byrne, Robert R. Campbell, Thomas R. Dyer, Lowry F. Kline, Carole Y. Lynch, John K. Morgan, Jack L. Myers, Paul G. Summers, R. Eddie Wayland, Gus A. Wood, III, and Robert F. Worthington, Jr.



#### **Public Law Institute**



The February issue of the *Tennessee Judicial Newsletter* is in fact a 40-page summary of selected crimes and sanctions in Tennessee. The law students who researched this issue found some curiosities on our books.

Impregnating your wife's sister carries a potential fine of \$25 to \$50 and a jail sentence of 15 to 30 days. Allowing your stallion or jackass to run at large could result in a fine of \$5 to \$25. "Stirring up lawsuits" by public officers and employees is susceptible of punishment of a fine of up to \$1,000 and one year imprisonment.

These and over seven hundred (700) more commonly prosecuted crimes are detailed in Volume 12, Issue 1 of the newsletter, available for \$4 each for one to seven copies or \$2 each for eight or more copies, plus postage. The offenses are divided into "jailable" and "nonjailable" categories and subdivided by subject-matter.

The Editor-in-Chief of the *Tennessee Judicial Newsletter* is Laura A. Williams, a third-year law student at the University of Tennessee. Published six times each year, issues contain brief summaries of recent state and federal court decisions, legislation, opinions of the Office of Attorney General, and advisory opinions of the Tennessee Court of the Judiciary.

The price of an annual subscription is \$24. For further information, call or write: Publications Manager, Public Law Institute, 1505 West Cumberland Avenue, Knoxville, TN 37996-1800, 615/974-6691.

#### **ALUMNI NEWS**

Class of '48 East Tennessee

WILLIAM C. SKAGGS, JR. has taken office as the 1984-85 President of the Knoxville Bar Association. He is a partner in the firm of Ayres & Parkey.

#### Class of '51

AUBREY W. TRAMEL, JR. of Knoxville has retired as corporate director of labor relations with Ford Aerospace & Communications Corp. He is now a labor relations consultant.

#### Class of '57

KYLE C. TESTERMAN, Mayor of Knoxville, is a participant in the inaugural year of a community leadership program, Leadership Knoxville.

ROBERT F. WORTHINGTON, JR. has been chosen as a participant in Leadership Knoxville '85, a program designed to bring community leaders together to learn more about other areas of expertise.

#### Class of '61

CHARLES J. GEARHISER of Chattanooga has been selected to be a Fellow of the American College of Trial Lawyers.

#### Class of '63

ROBERT VANN OWENS was recently appointed by Governor Alexander to preside over Chancery Court in Hamilton County. He has been with the firm of Leitner, Warner, Owens, Moffitt, Warner & Williams in Chattanooga since graduation from law school.

CHARLES D. SUSANO, JR. has been elected to the Board of Governors of the Knoxville Bar Association. He is a partner in the firm of Bernstein, Susano, Stair & Cohen.

#### Class of '64

GUS WOOD resigned as Commissioner of the Tennessee Department of Safety in January and has resumed private practice in Chattanooga. He is of counsel to Bone & Amonette and Bone & Crawford.

#### Class of '65

ARCHIE R. CARPENTER has been reelected as Treasurer of the Knoxville Bar Association for 1984-85. He is a partner in the firm of Bond, Carpenter & O'Connor.

WILLIAM D. VINES, III, a partner in the firm of Butler, Vines, Babb & Threadgill, was chosen to be President-Elect of the Knoxville Bar Association at its Annual Meeting in December.

#### Class of '69

SHARON J. BELL, a Knox County General Sessions Court Judge, has been elected to the national board of Family Service America, headquarters for 280 local agencies in the United States and Canada devoted to strengthening family life.

#### Class of '71

G. REECE GIBSON, Hawkins County Juvenile Court Judge, received the Freedom to Learn award from television producer Norman Lear's organization, People for the American Way. Gibson was president of a group which defended textbooks opposed by some parents who charged the books were anti-Christian. The books involved were written by such notables as Pearl Buck, Alfred Lord Tennyson, and A. A. Milne.

#### Class of '74

FREDERICK FIELDS of Norris has left TVA to open a general law practice in Knoxville.

#### Class of '75

S. GALE GRAHAM of Chattanooga became a partner in the firm of Witt, Gaither & Whitaker effective April 1, 1985.

J. ROBERT PEARSON has joined the Knoxville office of Stophel, Caldwell & Heggie.

CHARLES G. TAYLOR, III has become a member of the Knoxville firm of McDonald, Levy, March & Taylor.

#### Class of '77

SALLY C. BRADLEY of Knoxville has been elected Vice-President for 1984-85 of the East Tennessee Lawyers Association for Women.

JOHN K. HARBER was elected Secretary of the Knoxville Bar Association at its Annual Meeting in December. He is a partner in the firm of Pryor, Flynn & Priest.

### Class of '78

DALE AMBURN is now associated with the Knoxville firm of Hogin, Guyton, London & Montgomery.

GLORIA BEAUCHENE has been elected to the Board of Directors of the East Tennessee Lawyers Association for Women. She is associated with Jackson, Beauchene & Nolan in Knoxville.

VIRGINIA C. LOVE has become a member of the Chattanooga firm of Stophel, Caldwell & Heggie.

DONALD K. VOWELL has been elected to the post of Secretary of the Knoxville Barristers for 1984-85.

#### Class of '79

THOMAS H. DICKINSON is the 1984-85 President of the Knoxville Barristers. He is a member of the firm of Morrison, Morrison, Tyree & Dickinson.

DAVID E. FIELDER has become a member of the Chattanooga firm of Stophel, Caldwell & Heggie.

NANCY PRESLAR has been elected Corresponding Secretary of the East Tennessee Lawyers Association for Women.

#### Class of '80

THOMAS M. HALE is the Treasurer of the Knoxville Barristers for 1984-85. He is associated with the firm of Kramer, Johnson, Rayson, McVeigh & Leake.

GAIL HARRIS has been elected Recording Secretary of the East Tennessee Lawyers Association for Women.

THOMAS F. MABRY has been elected President-Elect of the Knoxville Barristers and was appointed Province President of Phi Delta Phi legal fraternity. He is now a partner in the Knoxville firm of Haynes, Meek, Summers & Mabry.

DWIGHT TARWATER has been elected Vice-President of the Knoxville Barristers for 1984-85. He is a partner in the firm of Egerton, McAfee, Armistead & Davis.

#### Class of '82

MARGARET KLEIN has been elected to the Board of Directors of the East Tennessee Lawyers Association for Women. She is associated with Hogin, Guyton, London & Montgomery in Knoxville.

DEE MONTIE has been elected Treasurer of the East Tennessee Lawyers Association for Women. She is associated with the Knoxville firm of Foglesong, Cruze & Shope.

DIANA MUNCY recently received some notoriety in a Knoxville paper concerning her skills in law and dance. She not only practices law, she teaches ballet and jazz in her Fine Arts Dance Academy in Norris.

#### Class of '83

MICHAEL S. PINEDA has become associated with the Chattanooga firm of Stophel, Caldwell & Heggie.

#### Class of '84

TIM S. MOORE is now associated with the Chattanooga firm of Stophel, Caldwell & Heggie.

Middle
Class of '73 Tennessee

BART GORDON of Murfreesboro has been elected to Congress from Tennessee's sixth district.

#### Class of '75

LARRY D. CRABTREE has become a partner in the Nashville firm of King, Ballow & Little. He is head of the firm's tax department.

#### Class of '77

ALLAN F. RAMSAUR of Nashville was recently named Director of the Tennessee Association of Legal Services. He is also the American Bar Association/Young Lawyers Division liaison to the standing committee on Legal Aid and Indigent Defendants.

#### Class of '78

R. EDDIE WAYLAND has been named partner in the firm of King, Ballow & Little in Nashville. His practice is devoted to labor relations law.

#### Class of '80

ROGER W. HUDSON entered into private practice with the Murfreesboro law office of Dicken Kidwell in February. He was formerly with State Farm Insurance.

#### Class of '81

JOHN JOSEPH KING of Antioch, Tennessee was appointed general counsel to the Health Facilities Commission in 1984.

Class of '34

TOM ELAM of Union City has been designated civil aide emeritus by the Secretary of the Army. A member of the UT Board of Trustees and partner in Elam, Glasgow, Tanner & Acree, Elam is one of only 14 individuals to achieve emeritus status in the 63-year history of the civilian aides program.

#### Class of '67

ALBERT C. HARVEY, a partner in the Memphis firm of Thomason, Hendrix, Harvey, Johnson, Mitchell, Blanchard & Adams, has been re-elected to the Board of Directors of the American Judicature Society.

## Class of '71

D. FRANKLIN MOORE, JR. has recently opened his own law office in Memphis. His general practice emphasizes probate and personal injury law.

# **ALUMNI ADDRESS CHANGE AND NEWS**

If your address or job status has changed, or will change in the near future, please let us know. Send information to: Julie Hardin, Asst. Dean, UT College of Law, 1505 West Cumberland Avenue, Knoxville, TN 37996-1800, or phone 615/974-6691.

Please include your **former address and zip code** in any correspondence with us regarding an address change. With over 4,000 alumni on our mailing list, this is the only way we have of readily locating your listing and properly correcting our records. Thank you!

#### Class of '80

Alumni News: \_

SUSAN TAYLOR SHOAF left the firm of LaFon, Hardee & Shoaf in August to open a solo practice in Jackson, Tennessee.

#### Class of '83

KEITH McLEOD of Ernst & Whinney in Memphis recently transferred from the tax department to the consulting department. He will direct the new Litigation Support Service.

District Clumbia

Class of '76

THOMAS C. SPRING of Washington, D.C. recently served on the faculty of a seminar held in Washington, D.C. on "The Nonprofit as Entrepreneur." He served on two panels: "Today's Tax Issues Affecting Nonprofit Development" and "How to Do It: Creating the Legal Entity That Works." The seminar was sponsored by the Bureau of National Affairs, Inc. and the Institute for Professional and Executive Development, Inc.

### Class of '83

PAUL F. McQUADE of Washington, D.C., recently assisted with the organization of an alumni reception in the capitol city. He is an associate with the 57-member firm of Finnegan, Henderson, Farabow, Garrett & Dunner. It is one of the largest intellectual property firms in the nation.

Class of '48

STANLEY C. SIMON is specializing in taxation and related matters with the Dallas, Texas firm of Tobolosky, Schlinger & Simon.

#### Class of '74

RICHARD L. ROSE recently announced the relocation of his firm, Rose & Ryman, from Bellaire to Houston.

Class of '79

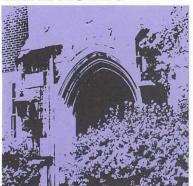
NICHOLAS J. MANRING of Bishop & Manring in Garfield, Washington and his wife became parents of a second child, Frances Mae Manring, on September 21, 1984.

# What do you think of our new Alumni Directory?

Last Fall was our first experience using an independent publisher to produce a directory of our alumni.

We intend to reprint such a directory once every five years. What we need to know from you is what you liked or didn't like about the directory itself and the manner in which information was gathered and copies were marketed.

One thing we'll require of the publisher next time around is that they include alumni for whom we know we have bad addresses in the alphabetical and class year sections. What other considerations are important to you?



U.S. Postage PAID The University of Tennessee, Knoxville, TN

Non Profit Organization

PA #EO1-1610-001-85

ADDRESS CORRECTION REQUESTED

Spring, 1985/The University of Tennessee College of Law/1505 West Cumberland Avenue/Knoxville, TN 37996-1800

# 1985 Tennessee College of **Trial Advocacy** Wednesday, May 22-Monday, May 27

Mark your calendars and sign up for this six-day intensive skills training seminar in trial advocacy at the University of Tennessee College of Law.

"I came to this course expecting to learn how to prepare for and conduct a trial. It met and surpassed my expectations," stated one of the more than 150 graduates of previous Colleges.

Faculty include Professor Gary Anderson of the University of Tennessee, Professor Ronald Carlson of Washington University School of Law in St. Louis, and Knoxville attorneys Robert E. Pryor, UT Class of '69, Thomas S. Scott, Jr., Class of '68, Joseph M. Tipton, Class of '71, Al Harvey of Memphis, Class of '67, J. Houston Gordon of Covington, Class of '70, and Richard D. Speight of Nashville.

For more information, contact Joann Gillespie, Director of Career Planning and Placement, 615/974-4348.

"Clinical teachers have done a tremendous job of educating from within their schools, but the Dean Rivkins of this world have done a tremendous job of educating from without . . .

"... This educating from without has been done by serving on committees, by writing letters, by speaking on panels-by means of an accumulation of consistent, low visibility, largely unsung efforts of the kind very seldom rewarded—efforts we are thus especially pleased to honor here today."

-Professor Jennifer Rochow



Professor Dean Hill Rivkin accepts his AALS award from Professor Jennifer Rochow of Boston College Law School

# **Rivkin Recognized For Out**standing Contributions To **Clinical Legal Education**

Dean Hill Rivkin. Professor of Law at the University of Tennessee, received an award from the Association of American Law Schools Section on Clinical Legal Education in January during the AALS annual meeting in Washington, DC. The award, presented annually, is given to the individual who has made an Outstanding Contribution to Clinical Legal Education.

Professor Rivkin has been with the College of Law since 1976. During this time, he has served on several AALS and American Bar Association committees. He has been lead counsel in a number of significant environmental and public interest lawsuits, such as the TVA air pollution case and the defense of the Tennessee Surface Owner Protection Act.

Professor Rivkin has delivered several papers to national conferences on clinical education, and he recently contributed to a book on the history of the Tennessee Valley Authority.

alumni Evento!

Tennessee Bar Association Annual Meeting

7:30 a.m. Friday, June 14, 1985 The Parker Room The Peabody Hotel, Memphis



Meet Me at the Capital! Alumni Reception in Washington, D.C.

Friday, July 5, 1985 5:30-7:30 p.m. Diplomat Room, The Shoreham 2500 Calvert Street & Connecticut Avenue, N.W.

Cash Bar with Complimentary Hors d'Oeuvres



Homecoming 1985

Open House Saturday, November 2, 1985

> Yoin Us! George C. Taylor Law Center