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Winter 1966

### UT Lawyer (Winter 1966)

University of Tennessee College of Law

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# The U-T Lawyer

PUBLISHED BY  
THE FACULTY AND STUDENTS  
OF THE COLLEGE OF LAW  
OF THE UNIVERSITY OF TENNESSEE



VOL. 4, NO. 2

WINTER 1966

## Law College Scholarship Funds

One of the projects of the College of Law during the last two years has been to build up the scholarship and financial assistance funds available to law students. The Alumni Annual Giving Office has been most helpful in furthering this program.

The names of the persons making gifts to the fund during 1965 are listed below, and the faculty and students join me in thanking each of you for your generosity. You may also be interested in knowing that the number of persons making gifts is increasing each year. This evidence of continuing interest in the College of Law by alumni and friends is most gratifying. Anyone desiring to give to this fund should make the check payable to the University of Tennessee and indicate on the face of the check that it is for College of Law scholarship fund. Kindly send your check to me and I will forward it to the Treasurer through the Alumni Annual Giving Office so they can also credit you with the gift.

Harold C. Warner, *Dean*

### *Contributors to the Fund, 1965*

Ailor, Earl, Knoxville, Tennessee  
Armistead, John M., Knoxville, Tennessee  
Arnett, Foster D., Knoxville, Tennessee  
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Badgett, John A., Washington, D.C.  
Badgett, John N., Maryville, Tennessee  
Baker, Jack V., Florence, Kentucky  
Barrack, Irving, Oak Ridge, Tennessee  
Bartlett, F. Graham, Knoxville, Tennessee  
Batdorf, David D., Reading, Pennsylvania  
Bautista, David F., Fort Bragg, North Carolina  
Campbell, Gilbert R., Decatur, Georgia  
Cleary, John L., Poquoson, Virginia  
Cockrill, Edith, Washington, D.C.  
Cole, Floyd, Jr., Albuquerque, New Mexico  
Collette, John H., Maynardville, Tennessee  
Crawford, W. Frank, Memphis, Tennessee  
Cummins, Roy D., Haddenfield, New Jersey  
Davis, John L., Philippi, West Virginia  
Dunagan, Ben D., Birmingham, Alabama  
Dunlap, L. Duane, Knoxville, Tennessee  
Eblen, Elmer, Kingston, Tennessee  
Eiseman, Byron M., Jr., Little Rock, Arkansas  
Emmons, Walter E., Chattanooga, Tennessee  
Evans, Lance D., Oneida, Tennessee  
Ewell, M. Watkins, Dyersburg, Tennessee  
Finnell, Conrad, Cleveland, Tennessee

Fones, William H. D., Memphis, Tennessee  
Ford, Joseph C., San Antonio, Texas  
Fortune, Harry N., Johnson City, Tennessee  
Foster, E. Bruce, Knoxville, Tennessee  
Fox, Thomas E., Nashville, Tennessee  
Fuller, Walter L., Jr., Oak Ridge, Tennessee  
Garland, Walter, Erwin, Tennessee  
Garland, Willard, Erwin, Tennessee  
Gentry, Gavin M., Memphis, Tennessee  
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Goddard, Houston M., Maryville, Tennessee  
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Hall, Mack Henry, Morristown, Tennessee  
Hatcher, Abram W., Kingsport, Tennessee  
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Hooper, Ben, Newport, Tennessee  
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Hurd, Edward F., Newport, Tennessee  
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Kennerly, Warren W., Knoxville, Tennessee  
Kinnard, Jason L., Sweetwater, Tennessee  
Lockett, Charles D., Knoxville, Tennessee

*(Continued on next page)*

## Contributors to the Fund, 1965

(Continued from page 1)

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 Manner, Bobby G., Milan, Tennessee  
 Matherne, L. Kirby, Brownsville, Tennessee  
 Miller, Eugene F., Hartford, Connecticut  
 Miller, Henry T. V., Memphis, Tennessee  
 Miller, Warren B., Dixon, Kentucky  
 Mitchell, John A., Cookeville, Tennessee  
 Montgomery, Frank, Knoxville, Tennessee  
 Murphy, Michael, Murfreesboro, Tennessee  
 Mynatt, W. Owen, Nashville, Tennessee  
 Nolan, John W., III, Nashville, Tennessee  
 Ogle, Henry T., Knoxville, Tennessee  
 Overton, Elvin E., Knoxville, Tennessee  
 Overton, John V., Knoxville, Tennessee  
 Owens, R. Vann, Signal Mountain, Tennessee  
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 Roark, Hugh W., Elizabethton, Kentucky  
 Robinson, James, Hixson, Tennessee  
 Robinson, W. Harris, Chattanooga, Tennessee  
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 Slayden, Paul, II, Knoxville, Tennessee  
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 Sproul, Henry, Lenoir City, Tennessee  
 Stair, Richard C., Knoxville, Tennessee  
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 Stewart, Francis, Nashville, Tennessee  
 Stothart, Edward, Charlotte, North Carolina  
 Swan, John H., Knoxville, Tennessee  
 Swift, William W., Bethesda, Maryland  
 Tarpley, Bayard, Shelbyville, Tennessee  
 Taylor, Calvin N., Knoxville, Tennessee

Tilson, Joe, Morristown, Tennessee  
 Turnblazer, William, Middlesboro, Kentucky  
 Utley, Robert V., Milan, Tennessee  
 Vesser, Herbert M., Mascot, Tennessee  
 Wall, Carter B., Knoxville, Tennessee  
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 Williams, Thomas A., Tobyhanna, Pennsylvania  
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 Yeaman, Doria B., North Palm Beach, Florida  
 Young, Lindsay, Knoxville, Tennessee  
 Young, Robert S., Jr., Knoxville, Tennessee  
 Zachry, David S., Jr., Oak Ridge, Tennessee

### BEN WINICK SCHOLARSHIP

Crowder, Burton E., Knoxville, Tennessee  
 Dominick, Paul J., Knoxville, Tennessee  
 Fowler, S. F., Jr., Knoxville, Tennessee  
 Marsh, Frank, Jr., Knoxville, Tennessee  
 Morton, George W., Knoxville, Tennessee  
 Newman, Ervin F., Knoxville, Tennessee  
 Rayson, John B., Knoxville, Tennessee

### SPECIAL GIFT DONORS

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 By G. Nelson Forrester, Tullahoma, Tennessee

### THE U-T LAWYER

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WINTER, 1966

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## Phi Alpha Delta Progresses

McReynolds Chapter of Phi Alpha Delta has emerged from a successful fall quarter and continues to progress in scholarship, athletic activities, and social affairs. Newly elected officers include: Justice, John Turnbull, Livingston; Vice-Justice, Jack H. (Sandy) McPherson, Knoxville; Clerk, John L. Williams, McEwen; Marshal, Ron Montgomery, Rose Hill, Virginia; and Treasurer, James W. Wright, Mt. Juliet.

A combination rush party and dance was held at the Farragut Hotel under the joint chairmanship of Sonny Bond and Larry Boyd.

New initiates for the Fall Quarter were David Basker, Jerry Farmer, Gene Gaby, Louis Gentry, Jube Guinn, Charles Hawk, Stan Holtman, Matt Shade, Richard Wade, Don Whitehead, and Glen Willard.

New pledges for the Winter Quarter include Harold Gunn, Tom Henley, Tom Smith, Herbert Buder, John Wheeler, William Jenkins, Jimmy Turner, Randal Nelson, Harry Stamper, Tom Scott, Tom Elmy, Abe Kalfus, Steve Cash, and James Bell.



## Scholarship Awards Announced

The University of Tennessee College of Law faculty has announced the awarding of scholarships for the 1965-66 academic year.

The John W. Green Scholarships, the College of Law's largest awards, were made to Dalton Lynn Townsend, Knoxville, First year; Thomas M. Keeling, Knoxville, Second year; and Harold M. Wimberly, Knoxville, Third year. Mr. Wimberly has received this award in each of his three years in the College of Law.

Other awards to upperclassmen were the Glenn W. Woodlee Scholarship to Jerry A. Farmer, Knoxville; the Michael F. Foley Memorial Scholarship to Albert C. Harvey, Knoxville; the James D. Hoskins Scholarship to John Lee Williams, McEwen; the Arthur B. Hyman Scholarship to Felix B. Laughlin, Memphis; the Florence Hyman Scholarship to Alex B. Shipley, Knoxville; the George C. Taylor Memorial Fund to John W. Murrey, III, Gallatin; the Ben H. Testerman, Jr. Memorial Scholarship to Norman H. Williams, Chattanooga; the Charles A. and Myrtle Warner Memorial Scholarship Fund to Ben H. Cantrell, Palmersville; and the Ben Winick Memorial Scholarship Fund to Robert W. Knolton, Jackson. In addition to the scholarships named above awards from the College of Law General Scholarship Fund were made to Charles R. Cole, Murfreesboro; Joseph A. Heffington, Little Rock, Arkansas; Teddie H. Lowe, Knoxville; and Hugh W. Morgan, Jackson.

The John A. and Virginia Akins Stivers Scholarship Fund was shared this year by beginning students Stephen K. Causseaux, Knoxville; Michael J. Diamond, Memphis; and Richard E. Herod, Knoxville. The H. Keith Harber Scholarship was also awarded to a beginning student, Edward M. Ellis, Kingston.

Other awards to freshmen were made from the University Scholarship Fund and the College of Law General Scholarship Fund. Students receiving these awards were Bernard L. Greer, Knoxville; Susan M. Lackey, Cleveland; and John W. Wheeler, Chapel Hill.

## Student Bar Association News

At the semi-annual elections in November the Student Bar Association elected the following officers:

President—Ben Cantrell of Palmersville  
 Vice President—Arthur B. Stowers, Jr. of Harriman  
 Secretary—Tom Keeling of Knoxville  
 Treasurer—Alex B. Shipley of Knoxville

Independent Representative—Hugh Morgan of Jackson

Also elected to full-year terms as representatives of the American Law Student Association were David Basker of Miami, Florida and Tom Kilpatrick of Atlanta, Georgia.

The Bar Association will begin publication in February of a weekly student newsletter, the General Issue. It will contain all news of a general nature that is of interest to the members of the student body. Also we hope thus to maintain better communication between the students and the administration of the Law College. Since the school is growing so steadily the Bar Association feels that the need for keeping the students informed demands a publication of this type.

The Bar Association is sponsoring a law school intramural basketball league. There are six teams in competition. The season will run through February. The standings and schedules will appear in the student newsletter.

## PAD Co-sponsors Speech of War Correspondent

"Our number one concern in Viet Nam is to establish in Asia the same political balance Europe has had for the past twenty years to keep the peace," Pulitzer Prize-winning journalist Jim Lucas told an overflow audience in the ballroom of the University Center on January 18.

Making his first public speech about the Viet Nam conflict since returning to this country on vacation from Southeast Asia, the noted war correspondent for the Scripps-Howard Newspaper Alliance was co-sponsored in his U-T appearance by Phi Alpha Delta law fraternity, Sigma Delta Chi journalism society, and the University Center lecture committee.

"Though we're there to help the Vietnamese, our major concern is to protect the free world," Lucas continued. "We must convince the other side—especially the Chinese Communists—that so-called 'wars of national liberation' are as dangerous to them as any other kind of wars," he said.

Lucas evaluated the American war effort in Southeast Asia as follows: "I'm not at all discouraged by the progress of the war, and I'm no Pollyanna about it. I know everyone doesn't love us, but we're not that lovable. There is no doubt in my mind that we are winning the war in Viet Nam."

Lucas, winner of the George Polk award and two times presented the Ernie Pyle award for war reporting, concluded his remarks by stating: "I am convinced that this war is part of the general pattern of showdown between our world and the Communist world. I feel sure that one side will win, and make the whole earth their kind of world. I think it will be us, but it doesn't have to be. The Communists could win, if we don't care enough about our way of life to protect it."

## A.L.S.A. At A Glance

Newly elected American Law Student Association representatives, Tom Kilpatrick of Atlanta, Georgia and David Basker of Miami Beach, Florida, were successful during this quarter's registration program by adding to the Association's individual membership program in excess of fifty new members.

The preliminary report of the proceedings of the ALSA's seventeenth annual meeting held August 7-12, 1965 in Miami Beach indicates that over two hundred official delegates, observers and guests who represented ninety-five law schools in the United States and Puerto Rico profited greatly from the timely programming theme "Education in Advocacy."

Distinguished speakers appearing during the six day program included Lieutenant Commander Haight of the U. S. Navy's Judge Advocate General's Corps; Senator Joseph D. Tydings of the State of Maryland; Ramsey Clark, Assistant Attorney General of the United States; Dr. Rudolph J. Muehling of the University of Kentucky; the Honorable Herbert Brownell, former Attorney General of the United States; Ross L. Malone, Past-President of the American Bar Association; and Dean John G. Hervey of the University of Oklahoma School of Law and Adviser to the American Bar Association's Section of Legal Education and Admission to the Bar.

The annual meeting was a tremendous success, the delegates report. All of those who were in attendance were able to become more familiar with the activities of the organized Bar, and they were also able to make many personal acquaintances.



## U-T Law Alumni News Notes

S. David Freeman '56, is a member of the firm, Swidler and Freeman, 1750 Pennsylvania Avenue, N.W., Washington, D.C. 20006.

Eugene Ward '59, Assistant General Counsel for the Tennessee Public Service Commission, was appointed General Counsel on January 5, 1966.

Irving M. Strauch, '37, has been appointed to the Circuit Court Bench, Memphis.

Larry Basham, '60, is now a member of the legal staff of Bowaters Southern Paper Corporation.

William D. Holeman, '43, formerly associated with the law firm of Ross, Stark, Matzkin and Day, Washington, D.C., has announced the removal of his office to 815 Fifteenth Street, N.W., Washington, D.C. 20005.

Ross Clark, '60, is now associated with the law firm of Laughlin (Harry W. '35), Watson (James W. '40), Garthright (James L., Jr. '46) and Hale, First National Bank Building, Memphis.

H. Rex Moody, '52, has law offices in the Robinson Building, 243 Adams Avenue, Memphis.

Major William R. Mullins '53, JAGC, is a student in the Advanced Course of the Judge Advocate General's School, Charlottesville, Virginia.

Major Joe P. Peck, '50, styles himself as an "Eiffel mountaineer," and is presently serving as Staff Judge Advocate of a U.S.A.F. Fighter Wing in Germany. His address is Hq. 36th TAC. Ftr. Wg. C.M.R. 1593, A.P.O. New York 09132.

Arthur B. Hyman, '01, a member of the firm of Paskus, Gordon and Hyman, 733 Third Avenue, New York, celebrated his 85th birthday on January 31, 1966. Mr. Hyman is still actively engaged in the practice of law.

## Phi Delta Phi Continues To Grow

Phi Delta Phi can look back upon the fall quarter as one of the most successful in its history. One of the outstanding highlights was an address by Richmond Flowers, the Attorney General of Alabama, given to an overflow crowd at the Student Center.

In the Student Bar Association elections Ben Cantrell was elected President; Tom Keeling, Secretary; Alex Shipley, Treasurer; and Tom Kilpatrick, ALSA Representative.

The new officers elected to take office during the Fall Quarter were: Wilson Ritchie, Knoxville, Magister; John Mitchel, Smyrna, Exchequer; Guy Dotson, Winchester, Clerk; and Bill Gregory, Mt. Vernon, Kentucky, Historian. This administration shows promise of an even more successful future for the fraternity. A dance, held at the Andrew Johnson Hotel, got the members off to a good start. This fine beginning was given momentum by the pledging of thirty-five new pledges. Following pledging ceremonies, twenty-one men were initiated at the Supreme Court Building. After the Initiation Ceremonies, Keith McCord, Province President, led a roundtable discussion at the Rathskeller. Several roundtable sessions are also planned for the Winter and Spring Quarters. It is hoped that a great many students will take advantage of these get-togethers.

The following thirty-five men pledged this quarter. Larry Parish, Rick Herod, Dick Holmes, Fount Love, Jack Burkhard, Tom Cowan, Justin Melat, Norman Jackson, Cam Rollins, Thomas Dyer, Denny Mobbs, Bob Washko, Hiram Tipton, Jim Rifkin, Mike Drake, Jack Hestle, Steve Caus-

seaux, Gene Worthington, Spencer Noe, Jim Everett, T. J. Oden, Dick Eberhardt, Harvey Templeton, Jim Emison, Jerry Diamond, Gary Gerbitz, Allen Kalsmith, Mike Lynch, David Rotroff, Charles Funk, Jeff Hall, Dick Jessee, William Evans, Ben Greer, and Guy Henry.

The new initiates are: Richard Waddell, Joe Harrison, Gerald Robertson, Drury Bagwell, Dalton Townsend, Wade Boswell, Tom Kilpatrick, Bill Carriger, Edward Kizer, Mike Lain, Rodger Bowman, Charles Glasheen, Victor Hixson, Allen Bennett, James Ewell, and Dan Rhea.

## Financial Aid Available To U-T Law Students

There are presently four sources of loan funds available to U-T Law students: (1) University loan trust funds, (2) The Tennessee Educational Loan Corporation, (3) The National Defense Education Act Loans, and (4) The American Bar Association Fund for Legal Education.

The University administered loan funds permit loans of \$200 per quarter bearing interest at 3% and payable at the maturity of the note. The Tennessee Education Loan Corporation program permits loans of \$1,000 per calendar year, repayment of 95% being guaranteed, directly from participating banks at 6%. A student must have a 2.0 average to qualify for these loans. The NDEA loan program provides loans up to \$1,000 per year, interest at 3%, repayable over a 10 year period beginning one year (9 months commencing in the fall of 1966) after graduation or leaving school. A 2.5 average is required to qualify for these loans with preference being given to the superior student.

Experience over the past year has indicated that these sources are not adequate to fulfill the needs of our students. The increasing pressure of the Vietnam fighting has already resulted in a curtailment of the NDEA funds available and threatens to further reduce them. With decreased funds available and the increased demand resulting from the Selective Service requirement that students take 14 hours per quarter and maintain satisfactory progress toward graduation to maintain their exempt draft status it would appear that our funds will soon be exhausted. We do hope to receive another allocation from the ABA Fund for Legal Education of at least \$12,000 for the academic year commencing in September, 1966.

The ABA Fund made an allocation of \$12,000 to U-T expiring August 14, 1966. Students are eligible for loans under this allocation after having completed their first year of law study. They must be regularly enrolled and in good standing in a program leading to the first degree in law within two years from the lending date in a full-time law school or three years in a part-time law school. Full-time law students may borrow \$1,500 per academic year for not more than two years. Loans must not be less than \$400 at any one time nor exceed one loan per quarter. Part-time students may borrow \$1,000 per academic year for not more than three years. Students may not exceed \$6,000 total in loans from any source (including loans from the ABA Fund) to qualify for the ABA loan. Loans are repayable over a five year period commencing the November 1st after their graduation or withdrawal from law school. Interest on the loans will be 1% above the prime rate during the time they are law students and after graduation or withdrawal from law school the notes will be discounted at 6.3%.