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Alumni Headnotes

THE UNIVERSITY OF TENNESSEE COLLEGE OF LAW

Zula Parton: Legal Clinic Staff Member for Twenty Years

The best part about working at The University of Tennessee College of Law is the people, says Zula Parton, an office supervisor in the Legal Clinic who celebrated her 20th anniversary with the clinic on February 8. Zula's years as a secretary and word processing specialist have been challenging and her skills have permitted her to assist students, attorneys, staff, and faculty who do the vital work in the clinic.

The eighth of February was Zula's day in the clinic which featured a pizza luncheon complete with anniversary cake, and talk of an afternoon off (if she finished her work added Professor Jerry Black). The guest of honor was presented flowers and gifts from the clinic faculty and staff, both past and present, at the party. (See picture on page three.)

Clinic founder Charlie Miller reports that "Zula keeps things running smoothly in the clinic." Professor Jerry Black, acting director of the clinic, says, "Zula has been a crucial member of our staff and the clinic clients are the beneficiaries of her 'hanging in there.'" "A generation of law students, lawyers, and clients have benefited from Zula's dedication to the mission of the clinic," said Professor Dean Rivkin, clinic director who is currently on leave at the University of Maryland. "She performs her work with unfailing grace, and has led the clinic into the computer age," added Rivkin. "I don't know what we would do without her."

Zula enjoys walking and going to the movies as well-deserved off-hours entertainment. The past twenty years have not been solely dedicated to the clinic as Zula is also the mother of two sons. Rodney is a United States Army sargeant who is currently serving in Germany, and Greg is a carpenter in Knoxville.

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Dean's Corner

On Thursday, January 31, 1991, I informed University administrators and members of the College of Law community that this would be my last year as Dean. Below is the text of that message.

As I indicated there, I have thoroughly enjoyed the past three and one-half years, and look forward to completing this academic term. For now I look forward only to returning to the ranks of full time teaching. If that changes it will be because opportunities to take on new challenges and simplify my personal life converge. Thank you for your support throughout the past few years. It has been crucial to all of the successes the College has enjoyed. No matter where I am, in whatever position, I look forward to continued good relationships with everyone associated with the College.

TEXT OF DEAN YARBROUGH'S LETTER TO THE CHANCELLOR

Although there is certainly much more to be done, my major goal of the past three and a half years - increasing the visibility of the College so as to significantly increase alumni support and giving, improve the quality of

student applicants, and place us in the best possible light for our reaccreditation process - has largely been accomplished. There have been added bonuses, such as making the new building a priority with the University and THEC, and attracting additional faculty salary, equipment, and library acquisitions funds. The College is poised to move into its next phase.

As you know, since David and I married three years ago, we have been trying to devise arrangements that enabled us to pursue our careers and, if not live together, at least easily see each other often. At the same time, I had made commitments to the University and College to accomplish certain objectives as Dean, and to my daughter, Carla, to spend at least her high school years here in Knoxville. This summer will mark Carla's graduation from high school and the end of my fourth year at Tennessee.

As I see it, the next four to five years will primarily be devoted to two very necessary major tasks for the Dean of the College of Law. If the University mounts a major fundraising drive in celebration of its bicentennial year, the College will have a major role in that drive. It should attract several major gifts that will provide for several new professorships and

scholarships as well as for the "extras" for the new building. This should go far, too, in alleviating some of our continuing problems with the law school accrediting agencies. In addition, the process of building the new facility will take a major portion of the Dean's time - planning for it, coordinating with University officials, architects, builders, alumni, etc. This, too, is essential as we strive to maintain our position in legal education. Both of these activities - major fundraising and building - deserve leadership for the entire period.

I am writing now to let you know of my decision to resign the deanship as of June 30, 1991. I have thoroughly enjoyed my years as Dean and all of the wonderful friendships and professional associations I have made and look forward to continuing those over the years. A return to full time teaching, coupled with my empty nest, should allow me personal time and freedom that have not been available during the past four years. I look forward to working with you in making the transition to new leadership as smooth as possible. Please do not hesitate to call on me for whatever assistance I can give.

Marilyn Yarbrough

College of Law Hosts Successful Inns of Court

The national organization was founded eight years ago when then-Chief Justice Burger, after visiting with members of the Inns of Court in Great Britain, conceived the idea of a similar organization in this country which would bring together experienced lawyers, judges, law teachers, and law students in an effort to enhance advocacy skills and ethics. The Knoxville American Inns of Court consists of approximately 55 lawyers and judges, and 12 law students. The Inn meets once a month during the school year, and at each meeting a group of lawyers, judges, and law students conducts a demonstration related to an aspect of trial or appellate advocacy.

One of the purposes of the Inns of Court is to provide a forum in which experienced practitioners and judges can pass on knowledge and skills to less experienced lawyers and law students. Student members of the Inn will not only learn from the monthly demonstrations and discussions, but also will be assigned to "pupilage teams" and should get to know the lawyers and judges assigned to their teams in less formal settings. Not only should students receive some excellent training in advocacy skills and get to know many of the leading members of the local bar, but Inn membership is both a local and national honor.

The following students have been selected as student members of the Knoxville American Inns of Court for the 1990-91 academic year and were selected based upon their interest and achievement in legal advocacy: Barry L. Abbott, Scarlett A. Beaty, Daniel P. Berexa, Wynne C. Hall, Dail R. Cantrell, Kristin K. Ellis, Carol Ann Estes, Carla G. Fox, Kelley A. Gillikin, Robert W. Horton, John E. Lippl, and Jere F. Ownby.

For further information about the Inns of Court program, contact Professor Larry Dessem at the College of Law.



They are in our thoughts as they serve in the Persian Gulf.

Barry L. Abbott, Class of '91
Lance A. Baker, Class of '91
Daniel P. Berexa, Class of '91
Troy D. Brown, Class of '91
John B. Bunnell, Class of '90
John D. Drake, Class of '86
Mary L. Fletcher, Class of '87
Timothy L. Higgs, Class of '92
L. Craig Johnson, Class of '90
Richard M. Whitaker, Class of '85



From left to right: Clinic Director and Professor Emeritus Charlie Miller, Peggy Byrd (in front of Professor Miller), Professor Jerry Black, Professor Gary Anderson, Zula Parton, Dean Marilyn Yarbrough, and Professor Grayfred Gray enjoy pizza at Zula's 20th anniversary luncheon. The picture on the easel is an anniversary gift to Zula from the clinic staff and faculty. See story on page one.



Durward S. Jones

Durward Jones is an only child, wanted only to attend the University of North Carolina, desires only to do what he chooses, and wishes only to teach law the best he can. Make an appointment or catch him in the halls of the College of Law, but when you get time with Professor Jones, make the most of it. He likes what he does and does it at a fast pace all day, all week, all the time.

Whether it is teaching, cooking, preparing a research project or tax case, Durward Jones does not slow down. Life from his birth in Winston-Salem, North Carolina, to his career at The University of Tennessee has been a passion full of new experiences and challenging positions. Spencer and Annie Jones assumed their son would attend college and North Carolinian tradition assumed that the college would be the University of North Carolina. Children start becoming ardent fans of UNC as early as grade school and "tarheel" becomes a noun to describe yourself. Durward recalls a happy childhood and grew up quite secure with who he was. His high school years were a time for shooting pool and playing tennis and when the time came, he attended UNC.

Years at UNC were "wonderful," and for a while, Durward just "majored in college." Campus life offered the chance to make new friends and encounter new opportunities constantly, and as a varsity cheerleader, he participated in every possible campus event. Cheering for UNC at a past Sugar Bowl brings a smile to his face, but he does not elaborate (he says due to a bad memory). Admittedly, studying was not a priority until his junior year when he began the study of economics in earnest and began thinking about law school.

Education: A.B., 1951, J.D., 1954, University of North Carolina
Publications: "Use of Contributions in Income and Estate Planning," 1986 University of North Carolina Tax Institute Chapter XII; "The Interest Deduction," 1985 Southern Federal Tax Institute Volume I, Chapter H; "The Authority of Precedent in Tax Planning: It Ain't Settled 'Til It's Settled," *Tennessee Law Review* (1985); "Capital Gains: Evolving Concepts and Old Problems," 1985 American Institute of Federal Taxation, Chapter 7; "Pitfalls in Achieving Capital Gains Treatment," 1984 Great Plains Tax Institute, and 1983 Southern Federal Tax Institute, Volume I, Chapter D; "Disposing of an Interest in a Closely-Held Corporation," 1984 University of North Carolina Tax Institute, Chapter III; "Income Shifting Within the Family Group," 1983 University of North Carolina Tax Institute, Chapter VII; "A New Look at Estate Planning Under the Economic Recovery Tax Act," 1982 University of North Carolina Tax Institute, Chapter II; "Jointly Held Property," 1980 Southern Federal Tax Institute, Chapter S.
Achievements: 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 Tennessee Tax Institute, the University of North Carolina, the Southern Federal Tax Institute, and the Great Plains Tax Institute. Pro bono legal services, Volunteer Ministry Center.

When he applied to law school, the Law School Admission Test was in its infancy so his scores were used primarily for data. Durward was admitted to the law school at UNC on his undergraduate record and professor recommendations.

Law school became the single most important event in his life. He was petrified when he first walked in the door, but soon found the study of law to be very exciting as intellectual horizons opened and expanded. As a law student, Durward was on the staff of the *North Carolina Law Review* and continues support of scholarly writing by serving as an advisor to the *Tennessee Law Review* at the College of Law. Millard Sheridan Breckenridge, a well-known and well-respected legal mind and law professor at UNC, became his mentor. In Professor Breckenridge, Durward found a great mind who he could emulate and a tough grader who challenged Durward and his classmates to stay with him in class. Often after classes, law student Jones would think of additional relevant questions so he could continue drawing knowledge from this learned scholar. Durward graduated from law school with a liberated mind.

Immediately upon law school graduation, Durward received a draft notice and reported to the draft board with a convincing argument on why they should allow him to take the August bar. So on Thursday he took the North Carolina bar and the next Tuesday he became a private in the

United States Army infantry for two years. Military duties included teaching the Uniform Code of Military Justice at a clerk school and working in the Judge Advocate's Office at Ft. Jackson, South Carolina.

During the summer of 1956 he received a phone call from the director of the Institute of Government, a branch of the University of North Carolina in Chapel Hill, and was asked if he would accept a position there. The thought of going back to UNC and getting paid for it was such an exhilarating concept that a month after his discharge in August, he became the Institute's assistant director. Durward attacked the position and its responsibilities with zeal and dedication. The Institute is primarily engaged in research and legal writing and is unique in that it offers a course for public officials, teaching them the fundamentals of holding public office and the duties involved.

The addition of a wife and son to the Jones family stimulated Durward to seek employment that would better provide for his family. He left the Institute in 1958 to practice general law with the Greensboro firm of Adams, Kleemeier, Hagan, Hannan and Fouts. The firm was "first rate," ethical, and where Durward learned "what it was to be a good lawyer." Bill Adams, a partner in the firm, sparked an interest in tax law which continues to blaze in Durward.

The Jones family grew by another son and a daughter while Durward practiced law in Greensboro. He is unequivocally delighted that they are all North Carolinians and UNC Tarheels, and is doubly proud that they are all busily pursuing professional careers. Steven, the oldest son, is at Virginia Polytechnic Institute working on his Ph.D. in electrical engineering; Gary is a Episcopal priest who received his divinity degree from Yale; and daughter Paisley flies with USAir out of Charlotte, North Carolina.

Durward joined a young political group in the early 1960s and was asked to consider the position of county attorney for Guilford County. The move proved advantageous as it was time "to change the world," and Durward was filled with the feeling that he could do anything he wanted to do. He worked as a county attorney until accepting his appointment to the law faculty of The University of Tennessee College of Law in 1965.

After talking with his former law school Dean and writing letters to law schools expressing his desire to teach, he received a response from Dean Harold Warner that said UT needed someone to teach corporations. Durward came to Knoxville to interview, liked the area and law school, and hoped he had found his next position. Professor Durward Jones began his teaching duties at the College of Law in September 1965 as an assistant professor and taught Private Corporations and Introduction to Law. He was an assistant professor from 1965-68 and an associate professor from 1968-73, and has been a full professor of law since 1973. Today he teaches Tax, Tax Theory, and Business Planning.

Durward likes being paid to think because one can research an idea until it is "run into the ground" and stay with the idea until it is fully developed. The life of a law professor enralls him because there is no encroachment, he is encouraged to study and do research, he teaches what he really wants and teaches in his

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Carlyle with one of her murals in the Tennessee State Museum in Nashville.

Archeological Artist and Aspiring Attorney-to-be Carlyle McCulloch Urello, Class of '92

Eunice and Francis McCulloch bought a farm in Tennessee and raised five children. Farm life nourished a strong cohesive family unit. The McCulloch children were encouraged to develop their talents and were guided to do what they wanted to do and find a way to do it. Father, now a retired businessman and farmer, and mother, a research scientist and sociologist, take pride in the results: Sylvia is a product marketing analyst for a computer company in Austin, Texas; Roger is a construction superintendent in New Orleans, Louisiana; David is a carpenter in Atlanta, Georgia; Francis is a lieutenant in the United States Navy who is currently at NATO headquarters in Stuttgart, Germany; and Carlyle is a second-year law student at The University of Tennessee College of Law.

Law school is a logical extension for Carlyle since her family stresses education as a way of fulfilling a goal. When Carlyle began law studies, she was a successful artist and art teacher. Feeling that she was ready for a new challenge, she applied to Vanderbilt as well as UT.

Carlyle remembers the warm welcome and encouragement she received from Janet Hatcher in the College of Law's admissions office; therefore, when she was accepted, she had no doubts that UT would be a great place to be for the next three years. With her husband's support, she began her first year with feelings of anticipation. The excitement of walking into a classroom and listening to a professor lecture is to Carlyle a stimulating daily occurrence and something not to be missed. Each day

in class, she feels she learns something that will be valuable and relevant in her future.

She has also taken an active role in law school life and extracurricular activities. During a conversation with Professor Joe King, Carlyle realized law review may be something she would like, so at his suggestion she tried out. Now as an assistant editor, Carlyle does stack checks, proofs copy, and assists with the compilation of the 27-year index. As a member of Phi Delta Phi and the American Trial Lawyer's Association, she will be active in promoting each organization and its efforts. Extracurricular activities do not take away from the real reason Carlyle is here. She has been on the Dean's list and won the William H. Wicker Scholarship, the Robert L. Cheek, Sr. Memorial Scholarship, and the Hunton and Williams Outstanding Writing Award for best brief in the first-year class. Carlyle gives credit for her writing to Dean Mary Jo Hoover who as her legal process teacher also made suggestions on how to handle all the work law school requires and still retain your sanity. The pressures of law school should not be a hurdle for Carlyle because she accepted responsibilities with constraints and budgets on several occasions before law school.

In the past, Carlyle worked for the Tennessee Department of Conservation, Division of Archeology in Nashville and was responsible for artifact illustration and diagrams and maps for a three-volume site report on the Fort Loudon historical project. Soon after, when the McCulloch family started a business in Starkville, Mississippi, she assisted as the office manager and handled purchasing, customer relations,

accounting, and contract matters without formalized training. While in Starkville during her business career, Carlyle met Joseph J. Urello III at a nearby archeological site and they later married. Today Joe works for the Tennessee Department of Transportation, Bridge Inspection Division.

As a professional artist from 1981 to 1989, Carlyle received commissions, had shows and competed in exhibitions in several states, and continued studies in painting. Carlyle's interest in archeology and art may have resulted from daily family dinner conversations which provided a chance for each family member to not only listen and learn, but suggest and develop ideas for themselves. When Carlyle was in high school, her mother pursued an archeological degree at Vanderbilt and worked as a professional archeologist in Tennessee and Mississippi while her father administered the farm. Carlyle's decision to go to the University of New Mexico in Albuquerque was not seen as unusual, but as a well-thought out plan to fulfill her dream.

After she earned a Bachelor of Fine Arts, Carlyle did graduate work in art education at Northern Arizona University in Flagstaff. Later she attended Middle Tennessee State University in Murfreesboro where she earned a Teaching Certificate in Art Education for kindergarten through twelfth grade. She has taught groups and individuals figure drawing, advertising layout and design, and basic art theory. Her years as a true professional artist who did nothing but paint "full-time, all the time" were successful.

In nine short years, Carlyle made a large mark in the art community and in the state of Tennessee. The Tennessee State Museum in Nashville is home to Carlyle's twelve large color murals depicting prehistoric Tennessee Indian life. Her huge oil mural depicting the Battle of Brentwood can be seen in the Trammell Crow Company building in Brentwood. Carlyle's portrait of Cherokee Indian leader, Sequoyah, for the Tennessee Historical Commission in Nashville, is part of the state's permanent collection and has been used in several state promotions. Three color illustrations of prehistoric Indian life in East Tennessee are featured in *Natural History Magazine*, for The American Museum of Natural History in New York City, New York. These works will soon be on display at the University of Tennessee's McClung Museum.

The University of Tennessee in Knoxville pulls Carlyle in several directions. She was a candidate for a Master of Fine Arts in the Art Department before she began to study law and still maintains a relationship with the "great" people there. As a teaching assistant, Carlyle was seeking an MFA so she could teach at the university level. Her past experiences and accomplishments had been moving her

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(Jones: continued from page four) style, and he feels there is complete academic freedom at the university which encourages intellectual growth. But, he is quick to add, he "doesn't teach for money." Durward also continues to enjoy the practice of law because the law is and always will be fascinating.

Durward's other interests include playing tennis, listening to jazz, and reading detective and spy novels. His culinary skills create delicious pates and spicy sauces that proudly adorn all types of pasta. Spain is his favorite vacation spot where he enjoys bull fights and the running of the bulls in Pamplona.

An appropriate way to end this article is with a bit of Durward's philosophy: "A bad day at the office is cured by mincing an onion when you go home - the results are beneficial to both your outlook on life and dinner!"



Carlyle Urello

(Urello: continued from page five) slowly toward that goal for years. She had successful shows in competitions and exhibitions in Nashville and Brentwood, Tennessee; Greenwood, Meridian, Vicksburg, Jackson, and Houston, Mississippi; and Birmingham, Alabama.

Her many honors included best in show awards, awards of distinction, purchase prizes, merit awards, and first place prizes. Her work can be seen in many museums, banks, company offices, and art galleries, and private collectors from thirteen states have purchased her work. Carlyle's outgoing personality and sunny smile coupled with her practical and intellectual knowledge of the art field made her an exceptionally suitable person to teach other aspiring artists.

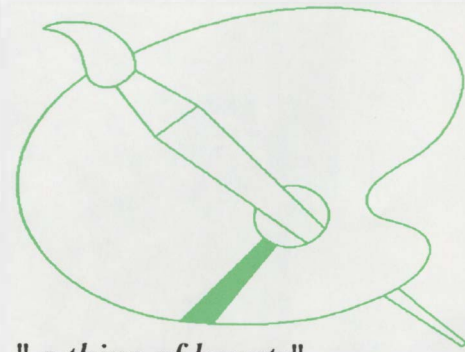
She made a rule years ago when she became a professional artist that everything she painted would be for sale. "Otherwise, I'd have piles of my paintings lying around if I got attached to them all," she said. One watercolor on display at one show was a picture of her husband sitting on the end of the bed, staring intently down into the face

of their newborn daughter, Elizabeth. After a passerby, already moved by the emotion depicted in the painting, learned it was a portrait of Carlyle's husband and daughter, she expressed amazement that Carlyle would even put it up for sale. Carlyle said, "Well I guess I've heard that too many times." She then took the price tag off and said, "Besides, it's OK to get attached to paintings every once in a while." Her work has also illustrated many articles and catalogs.

Carlyle's attention to detail makes her illustrations of animals, landscapes, buildings, and people come to life with vivid expressions and flawless imagery. The ability to work with oil, watercolor, acrylic, pastels, and mixed media gives Carlyle a portfolio that proves she can manage any artistic undertaking.

Her frequent model, daughter Elizabeth, inspires Carlyle to focus on the details that make an art work unique. The critical eye Carlyle has developed as an artist has led her to see law in a similar way. "As an artist, when you see something that evokes a certain response, you must first understand why it engenders that reaction. Then you must analyze it, break it down into its essential parts. Using the tools of the artist, you reassemble it on canvas - major elements and structure, then the details, until you have translated it into your own visual statement in such a way that it produces the same response in the viewer."

Carlyle would not change anything at the College of Law, but she would like to see an expansion of the environmental law program. "The environmental issue is so big, especially in East Tennessee, and it gets even more important as time goes by," says Carlyle. The biggest strength of the College of Law in Carlyle's opinion is the faculty. Professors have provided guidance and interest in her legal education and she plans to make the most of it. Will Carlyle M. Urello, Class of '92, succeed again, this time in the legal profession? Definitely!



"a thing of beauty"

The art collection at the College of Law continues to increase as Professor Neil Cohen, the official curator, accumulates paintings and prints with legal themes. The art will beautify the College of Law and some pieces will provide light-hearted moments as they portray humorous scenes of courtrooms with portly judges and harried lawyers.

The collection will eventually include representations of each county courthouse in the state of Tennessee. Anderson, Coffee, Hamblen, Hamilton, Hawkins, Knox, Lincoln, Montgomery, and Sevier counties are already represented in the collection. Several may be seen in the photo below. Top left: Anderson County Courthouse print donated by Mark Cox; bottom left: Hamblen County Courthouse donated by the Hamblen County Bar Association; middle; Montgomery County Courthouse donated by Evans Harvill; top right: Hamilton County Courthouse donated by the Hamilton County Attorney's Office; bottom right: Coffee County Courthouse donated by James Gore, Sr.

Professor Cohen sold T-shirts last year to raise money for the art fund and plans another fundraiser this year. Individuals, firms, or local bar associations interested in contributing funds or art work to the College of Law's art collection should contact Professor Cohen at the law school. Gifts of art also qualify for donor credit as gifts-in-kind through the College of Law's Office of Development.



The faculty lounge in the George C. Taylor Law Center doubles as an art gallery. Professor Cohen sits in front of several pictures of Tennessee courthouses. See article above.

"Non-Traditional" Law Graduates

It can be said, "You go to law school, you practice law." But it can also be said, "You go to law school, you can do anything." This issue of *Alumni Headnotes* highlights six law graduates who have taken the "non-traditional" career path.



Arthur H. Stolnitz, Class of '52

"From the in basket to the out basket"

Art Stolnitz is Executive Vice President of Business and Financial Affairs with Lorimar Television in Los Angeles, California, where he supervises an eighteen-person staff. His responsibilities include negotiation of deals covering the acquisition of properties, employing personnel, licensing agreements, and handling general administrative and financial matters. Art negotiated for the rights to Lamar Alexander's book, *Six Months Off*. Art's philosophy of moving work from the "in basket to the out basket" has served him well as evidenced by his effective climb up the corporate ladder in Hollywood.

Art had always wanted to go to California. His desire to go west was motivated from birth and childhood in Rochester, New York - and many memories of cold and snow. His journey west began before his official high school graduation when he joined the Navy Air Corps where he served for four years in Memphis as an aviation electronics technician. After discharge, Art made his next step west and began studies at the University of Missouri in preparation for a career in optometry. But several less than average grades in physics and chemistry prompted him to change to a business major after one semester. Although Art had to obtain off-hour employment, his basic college and graduate education was financed by the GI bill. Though he had to backtrack from his journey west, his consideration of a law education focused on UT

where he was impressed by the "new building, the dean, the faculty, and the law library."

Fond law school memories include his presidency of Phi Alpha Delta and the good grades he received in Wills and Legal Aid Clinic. Art, along with fellow classmates Zane Finkelstein and Robert Crossley, won the Charles M. Preston Memorial Will Drafting Contest during the first annual Law Day, May 10, 1952. As a legal clinic student, Art served as the attorney for "Flossie," the town prostitute. Flossie received a five-year jail term for murder due to Art's negotiating. Upon graduation from law school at the age of 25, Art began the move to California in earnest.

His "California dream" began when he walked into "a pretty building" in Los Angeles and landed a job in the file room of the legal department of the William Morris Agency. Art went from legal department assistant, to literary agent, to television and film director and producer, to administrator, to businessman. He doesn't hesitate to say that he "couldn't have gotten into the entertainment business and to his present position without his law degree."

Art's love of all sports, which provided many childhood friends, continues today with his part-ownership of the Palm Springs Angels, a class-A baseball farm team for the California Angels. Sailing with his pretty California blonde wife, Suzanne, and friends also consumes much of his leisure time. The Stolnitz's son, Scott, a dentist in Marina Del Ray, and his wife have produced the first grandchild, a girl named Skye.

The establishment of a law scholarship for out-of-state students assures us that his blood will continue to be orange. He as well will serve as an advisor on The University of Tennessee's Theater Advisory Board for the next three years.



John H. Ward, Class of '54

"the Voice of the Vols"

John Ward is President of Award Productions, Inc. which serves as the production and coordinating agent for UT football and basketball programming, and produces sales and advertising films and videotapes for area businesses. As the "Voice of the Vols," John broadcasts UT football and basketball games on one of the largest radio networks in the country and co-hosts several local weekly radio and television shows. He is definitely a well-known face and voice in Tennessee.

John was born and raised in Knoxville. Both of his parents were educators, his father, a principal, and his mother, a teacher at the Tennessee School for the Deaf. He was a bright child and skipped several grades in elementary school, but was "too skinny or too weak" to participate in athletic events so his sports "spectating" was activated early. John's enjoyment of history and civics in junior high and high school steered him to a political science and history major at UT. His J.D. was earned by participation in the six-year B.A.-LL.B. program offered at UT at that time.

Law school memories for John include practically making it through without books of his own, having a fellow classmate tutor him for exams, and "doing well in Dean Wicker's classes." John financed his law school education by working at *The Knoxville Journal* in the sports department as a copy boy/reporter and at WKGN radio in the sports department as a broadcaster for basketball games. Law school provided John with great exposure to the language and filled him with self-discipline as he developed his broadcasting skills. By honing language skills and learning the art of communicating, John has changed an eighteen-hour-a-day job to a twenty-hour-a-week hobby. He also emphatically states that the law school education has been "critical" to his success.

After law school graduation, John was drafted and served in the Army at Fort Benning, Georgia for approximately eighteen months where he continued broadcasting sporting events. His broadcasting career continued when he moved to Knoxville after his military discharge. John's interests also turned to advertising when he became an account executive specializing in radio-TV accounts at a local advertising agency.

Many awards, honors, and distinctions including Best College Announcer in the United States and Sportscaster of the Year have been bestowed on John due to his broadcasting skills. The most recent was his induction into the Tennessee Sports Hall of Fame on February 8, 1991. His advertising proficiency has also won him many awards, among them, national recognition for a traffic safety campaign developed for the Insurors of Tennessee.

John's wife, Barbara, a UT Phi Beta Kappa and a '79 College of Law graduate, enjoys travelling with him during

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basketball season. John lists travel as a hobby as well as building classic custom automobiles, tennis, hiking, and yard work. The yard work includes maintaining an extensive garden of rhododendron, azalea, wildflowers, and iris which results in a featured garden during Knoxville's annual Dogwood Arts Festival.



Cynthia A. Schlesinger, Class of '78

"I knew it would be a valuable background for whatever I decided to do."

Cindy Schlesinger is a special agent for the Federal Bureau of Investigation in Chicago, Illinois. She is currently assigned to the Violent Crimes Task Force which works bank robberies, extortions, kidnapping, fugitive warrants, child pornography, and other federal crimes. Cindy tackles the responsibilities of a field agent with confidence and diligence as she is accountable for a case from the beginning of the investigation until the end of the trial. FBI agents prepare the case for trial with the prosecutor and sit as part of the trial team throughout the proceedings. Boredom is never a part of her daily routine because no two days are ever the same and she is not stuck behind a desk. As a field agent in one of the busiest offices in the country, Cindy is never caught up, but her decision to join the FBI is one she has never regretted.

Cindy and her two sisters received strong parental guidance as they grew up in Chattanooga. Her father, a vice president for a local company, and mother supported each of their daughters with educational opportunities and encouragement. After finishing high school in three years and earning a degree in political science from Auburn in three years, Cindy had a solid foundation for a legal education. UT was her first and last choice because she "never even considered another law school."

Cindy's law school memories include three years of "hard work and great friends." She vividly remembers her

library carrel, exams, parties, and weekends in the Smokies. Professor Pat Hardin's labor law classes and "anything taught by Professor Jack Jones" were her favorite classes. The traditional career in private practice was not what Cindy envisioned for herself as she progressed through law studies, but she did realize that whatever she decided to do, her legal education would be valuable.

While working for a Knoxville company after law school graduation, Cindy attended a local job fair where she became familiar with the FBI. Seven months later she was off to the FBI Academy in Quantico, Virginia. After four months of policy orientation, physical fitness, and firearms management training, Cindy was assigned to Alexandria, Virginia where her on-the-job training included a myriad of experiences.

When Cindy talks about her marriage to a Cook County Assistant Public Defender who specializes in murder cases, her voice projects pride and happiness. During five years of marriage, Cindy and Tony, who is a Georgetown Law School graduate, have had some very interesting and awkward dinner conversations because Tony often defends Cindy's past cases. The best topic though is Brad, their fourteen-month-old son. The family homestead, which is constantly being remodeled, is also home to Jake, a golden retriever, and Ingrid, a German shepherd. Cindy has learned to make the best of the Chicago winters and has become a cross-county skier, but the moment the snow melts, out come the golf clubs. Chicago is an exciting place to live and work, but Cindy "will always be a Tennessean."



Michael P. McGovern, Class of '81

There was no way he was not going to practice law, but what if he was needed elsewhere?

Mike McGovern has grown up in, but not out of the family towing business. As executive director for the Towing and Recovery Association of America

(T.R.A.A.) located in Longwood, Florida, Mike's responsibilities include writing state and federal legislation and regulations, and presenting government and education programs on behalf of the industry. He also serves as legal editor for the association's magazine. Mike "accepted the position with the thought that perhaps [he] could give something back to the industry" that had "been so good to [his] family."

Mike was born in St. Louis, Missouri. His family moved to Knoxville when he was six and his Tennessee roots began to grow. After the family towing business was started in 1972, Mike knew early on what he wanted to do for the rest of his life. The growth in the family business was due to Mike and his family's hard work; father and son were drivers, mother was the dispatcher, sister managed the office, and grandmother did the rest. Cedar Bluff Towing is now one of the biggest towing operations in Tennessee, if not the Southeast.

Mike continued to work as a driver and dispatcher during high school and college. Upon high school graduation, he initially enrolled at UT for "social reasons," but shortly found himself attracted to the world of academia. Soon after he earned a B.S. in Business Administration, Mike applied to law school. He thought this additional education would enhance his effectiveness in the towing business as he had every intention of using his legal expertise to better the family business.

After law school graduation, Mike passed the Tennessee Bar, married his long-time sweetheart, Randee, and joined the Knoxville law firm who represented his family's business. He was recruited to become the next executive director of T.R.A.A. while he was researching a case. Mike and Randee built the Towing and Recovery Association of America from an office out-of-a-box to an ultra-modern organization with a staff, state-of-the-art computers, and definite goals. One of Mike's greatest achievements as executive director of T.R.A.A. is the establishment of T.O.W.E.D.D., Towing Operators Working to Eliminate Drunk Driving. He is also proud of the special federal regulations that tow trucks have received because of his work and the United States Postage Stamp commemorating the towing and recovery industry. Mike easily admits that his legal education helped carry him through the building of T.R.A.A. His legal/towing background is unique and serves him well as executive director.

Mike plays golf and scuba dives in his spare time. He admits to a 20 handicap in golf and plays on any available course. Scuba diving into a lava tube off the coast of Hawaii was his latest diving adventure. The experience was "just like swimming in a tropical fish tank." Mike also takes pride in the Vol football team's achievements and cheers the "Big Orange" on in Florida.



Wayne E. Dillingham, Class of '83

A true volunteer who is proudly serving his country

Wayne Dillingham has found job satisfaction from serving his country as a member of the United States Air Force. His current assignment as an instructor at the Air Force Academy is "too good to be true." The "best and brightest" go to the Academy and they are taught by the "best and the brightest" who are also active duty Air Force role models. Major Dillingham's credentials for teaching at the Academy include job experience, military duty overseas, and teaching proficiency. Wayne enjoys every aspect of his position as course director for air and space law and international law.

Though changing locations every three or four years leads him to call the world his home, Wayne's birth in Murfreesboro and early years in Shelbyville indelibly marked him as a Tennessean. He graduated from Auburn University in 1975 on a Navy ROTC scholarship and selected the Marine Corps as the branch of service in which to fulfill his military obligation. Serving as a bombardier/navigator in an A-6 Intruder, a low-level attack bomber, provided a challenging and fascinating military life. Marine Captain Dillingham also found military justice matters extremely interesting which prompted his career step into law. After considering the options for an entry into the legal profession, he chose the civilian route.

His Tennessee roots brought him to UT for law school where he spent the next three years enjoying Torts, Civil Procedure, and bus rides with Professor Jack Jones. Law student Wayne and Professor Jones both parked their cars in the West Town Mall lot and continued to the College of Law on a city bus. After discovering they had the law school and Marine Corps as common ground, a friendship grew. Current law school updates for Wayne are provided by Professor Glenn Reynolds. Professor Reynolds shares Wayne's interest in space law and has lectured to cadets in Wayne's classes at the Air Force Academy.

When he talks about his law school days, Wayne remembers interviewing at the Southeastern Law Placement Consortium and highly recommends it as a way to

procure a desired position. Semesters of earnest study and a summer of clerkships paid off. Wayne was elected to the Order of the Coif after graduation and accepted an associate position with the Houston law firm of Fulbright & Jaworski. Two years later, he missed public service so much that he returned to the military.

Reading, weight-lifting, and jogging are hobbies that blend with Wayne's military lifestyle. He also teaches a graduate course in space law and policy at Webster University's Colorado Springs Center for Graduate and Professional Studies and last year authored "The Possibility of American Military Women Becoming Prisoners of War: Justification for Combat Exclusion Rules?" which was published in the May 1990 issue of the *Federal Bar News and Journal*. Wayne's spouse, Debbie, is also a busy Dillingham as she is a wife, a mother to their twelve-year-old daughter, Caroline, and a credit manager for a local jewelry store.



Chloe T. Reid, Class of '88

"I am still close to the legal community, but I don't have the same pressures."

Chloe Reid is the Director of Admissions at Whittier College School of Law in Los Angeles, California. The job is flexible, multi-dimensional, autonomous, exciting, fun, and challenging. Fall is dedicated to the recruitment of students because unlike the College of Law at UT, Whittier School of Law attracts about one-third of its student body from out-of-state. She says her "law degree seems to give [her] some sort of instant rapport as well as instant credibility" as she talks with prospective students. Recruiting can be tiring and trying, but Chloe gets to see America and visits with people from all walks of life. Recruiting last year required her to travel to Alaska in September and to Hawaii in December. "One thing is for certain," says Chloe, "you definitely learn how to pack a suitcase!" About the time she starts feeling the jet lag, it is time to return to the office and read all the applications.

It takes up to five months to process the applications Whittier receives as a result of Chloe's efforts. Chloe counsels currently enrolled students as well as prospective

applicants, and coordinates all the law school's open houses and orientations. The different aspects of the position add to her dedication to it, but what she likes best about it is the fact that she is still close to the legal community, but doesn't have the same pressures. Chloe, who was born and raised in Knoxville, earned a B.A. in Political Science and a J.D. from UT. Her family enthusiastically supports their "country girl" in the big city 2000 miles away. Enthusiasm and an "I can do it" attitude helped her "fall in love with the place" when she arrived in Los Angeles. She found Whittier to be very similar to the environment at the College of Law, small, personal, and supportive of students.

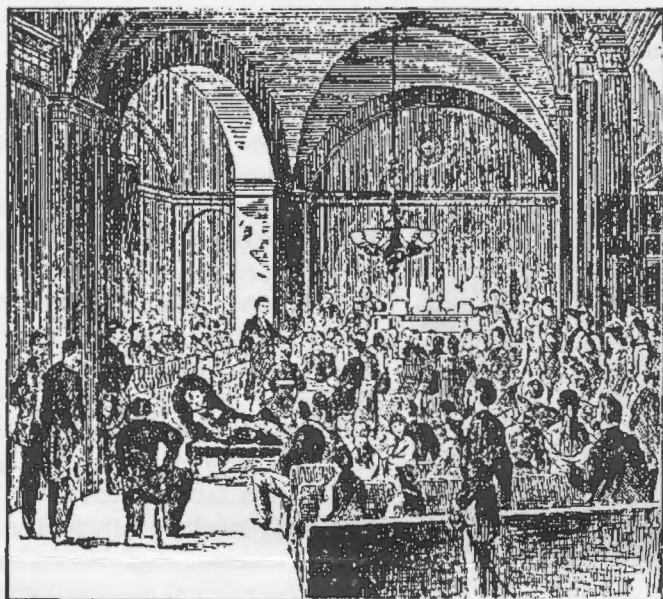
While in law school Chloe did all the things one does in order to find their niche: interview, clerk, and participate in law school activities. After the summer of her second year, she started to think about what she wanted to do with her law degree. As she conducted an "inventory" of skills, she concluded that whatever job she chose, it would have to be ninety-nine percent people oriented as Chloe is admittedly a people person. She also liked the challenge of law school and wanted the knowledge a legal education would provide.

Chloe's law school memories include serving as president of the Student Bar Association, secretary to the Black Law Students Association, student advisor to the Tennessee High School Mock Trial Competition, and contributing author to the *Tennessee Judicial Newsletter*. Chloe represented law students on the Dean's Advisory Council and valued working with Dean Marilyn Yarbrough who she considers her mentor.

Trips to the beach, the movies and theater, and Dodger baseball games are listed as hobbies. Going to the beach is a true California activity, but adds Chloe, "You don't get in the water." Life in L.A. has required some adjustments, but as she maintains her Tennessee friendliness and politeness, she will not blend in, but add to the California scene.



[As the war in the Persian Gulf has progressed, each side has accused the other of war crimes and has promised to hold the perpetrators legally accountable after the war is over. Americans have been particularly outraged about allegations that allied prisoners of war have been mistreated. What is promised, of course, is a war crimes trial. By way of historical reference, much mention has been made of the Nuremberg trials after the end of World War II. Professor Carl Pierce, who teaches legal history at the College of Law, invites readers to think instead about an earlier war crimes trial in which both the accuser and the accused were Americans. It is a trial which also raises difficult questions about the capacity of the victor in war to be just rather than vindictive.]



TRIAL OF CAPTAIN WIRZ.

From a sketch in *Harper's Weekly* made at the time.

JUST JUDGES OR VINDICTIVE VICTORS: THE WAR CRIMES TRIAL OF CAPTAIN HENRY WIRZ, 1865

War must be fought, both by winner and loser, in accordance with the law, i.e., the law and customs of warfare accepted by the civilized nations of the world. But only the victor possesses the power to insist upon strict compliance with the law of war. With that power also goes the responsibility of assuring that the exhilaration of victory does not convert the search for justice into a vindictive quest for revenge. With the end of our Civil War in 1865, the Union victors stood in judgment of their southern opponents. Northerners rejoiced in their success, but were sensitive about their great losses—a sensitivity heightened by the tragic assassination of Abraham Lincoln and reports of the terrible conditions that had taken the lives of many Union soldiers in the prisoner-of-war camps of the South. Most of the Confederates were forgiven, but northern leaders demanded the punishment of those responsible for Lincoln's assassination and the administration of the Confederate prisoner-of-war facilities. Secretary of War Edwin Stanton and other high-ranking union officials attributed both occurrences to an inhuman conspiracy of the highest Confederate officials, including Jefferson Davis and General Robert E. Lee. The inability of the Northerners to prove such a conspiracy only increased their determina-

tion to bring some rebels to justice for what they believed to be heinous offenses against the law of war. Edwin Stanton thereupon ordered the military trial of Captain Henry Wirz, superintendent of the Confederate States Military Prison at Andersonville, Georgia.

Captain Wirz, labelled in the northern press "the Andersonville savage," stood accused of conspiring to "injure the health and destroy the lives of soldiers in the military service of the United States, then held and being prisoners of war within the lines of the so-called Confederate States and in the military prisons thereof, . . . in violation of the laws and customs of war." The military prosecutors also charged him with the murder of thirteen Union soldiers, again in violation of the laws and customs of war. Aware that northern newspapers were demanding that the government "hang Wirz," the 43-year-old captain, himself suffering from wounds received in the Battle of Bull Run, stoically faced his accusers and declared that he was not guilty of the charges against him. The trial of Henry Wirz for war crimes began. Whether it was a victory for justice and the law of war, or rather a monument to post-war vindictiveness in its most virulent form, is a question still awaiting the judgment of history.

Colonel Norton P. Chipman, the young military lawyer responsible for prosecuting Captain Wirz, had no difficulty establishing the horrors of Andersonville. There were 33,000 Union prisoners housed in a stockade designed to hold no more than 17,000. Shelter, food, and sanitary facilities were hopelessly lacking, and disease and abject privation was the lot of the captured. The statistics of death and disease at Andersonville cried out to northerners as they celebrated their victory: 12,000 Union soldiers dead—almost 3,000 in August, 1864, alone—and another 42,686 treated, under the most atrocious of medical conditions, for disease and wounds. Colonel Chipman placed witness after witness on the stand to testify about "the haggard, distressed countenances of these miserable, complaining, dejected, living skeletons, crying for medical aid and food, and the ghastly corpses, with their glazed eyeballs staring up into vacant space, with the flies swarming down their open and grinning mouths, and over their ragged clothes, infested with numerous lice, as they lay amongst the sick and dying." The impact of this testimony upon the military officers who were to judge Henry Wirz' fate, and upon those who read the lurid accounts of the trial in an inflamed press, was predictable. Andersonville was, by all accounts "a picture of helpless, hopeless misery which it would be impossible to portray by the brush." But was there a conspiracy on the part of the Confederacy to create such horror, a conspir-

acy in which Henry Wirz took part? Was Henry Wirz responsible for the tragedy at Andersonville?

The captain, in a prepared statement, admitted that he had been assigned the responsibility for discipline, and for supply and physical facilities at Andersonville. He could not, however, be held responsible for the crowded condition of the stockade, the unwholesome and insufficient food, and the disease which ran rampant through the prison. He had obeyed the orders of his superiors in accepting the Andersonville assignment and had done the best he humanly could to improve the conditions at the prison. He had constantly sought more supplies, food and medicine, lumber for shelters, but in 1864 the Confederacy did not have sufficient resources even for its armies in the field. Confederate soldiers, Wirz noted, were undergoing the same privations as their Union prisoners. Wirz then attempted to introduce evidence of the Union's refusal to exchange prisoners, which accounted in large measure for the overcrowding. The evidence was refused by the Court. He sought to establish that the practices at Andersonville were similar to those in Union military prisons, but again the evidence was refused. Although the prosecution, through several witnesses, attributed to Wirz a gloating statement that "he was of more service to the Confederate Government than any regiment on the front," Wirz denied the remark and insisted that not one of the 160 witnesses who had testified "ever heard of syllable, or saw an act indicative of his knowledge of the existence of such a hellish plot." When Chipman offered a report which stated that General John H. Wider had advocated "deliberately and in cold blood the propriety of leaving the prisons in their present condition until their number has been sufficiently reduced by death to make the arrangements [at Andersonville] suffice," Wirz responded that he, the subordinate, should not be held to answer for his superior's "rash and impudent expressions." In any event, at the time the report was written, Wirz told its author that he hoped it would "make such an impression with the authorities at Richmond that they will issue the necessary orders to enable us to get what we so badly need." The military commission would have to decide whether Henry Wirz was a coldblooded conspirator against humanity, or merely a military officer hopelessly struggling to ameliorate the horrors of war.

Colonel Chipman next proceeded to the charges of murder against Captain Wirz. He called witnesses who testified to thirteen instances in which Wirz allegedly murdered or ordered the murder of Union prisoners. Tales were told of death from mutilation by ferocious guard dogs, of deaths resulting from confinement in the stocks and from the chain gang, of guards ordered to shoot prisoners, and of Henry Wirz himself using a pistol to execute

(Continued on page eleven)

(Continued from page ten)

recalcitrant soldiers. The generality of most of the charges, however, was troubling, as was the fact that most of the testimony was hearsay which would have been inadmissible in a civil court.

Wirz declared that he would show that he was "not the monster he had been depicted." He insisted that the specifications of murder did not indicate with any satisfactory precision the identity of victim, the date of the offense, or the circumstances surrounding it. The captain categorically denied the only two specific allegations. In the case of "Chickamauga," the nickname of an otherwise unidentified soldier, the prisoner was shot because he had violated a rule of prison discipline which "was absolutely necessary" at Andersonville, was common in military prisons, and was well posted and known by all the prisoners. As to William Stewart, the only other alleged victim specifically identified by a witness, Wirz showed that Mr. Stewart "had the good fortune never to have been at the Andersonville stockade." The alleged victim did not appear anywhere in the records of the prison. Wirz also challenged the veracity of his accuser, George W. Gray. Gray would not, however, depart from his story that Henry Wirz had murdered William Stewart. The decision was left to the jury of military officers, who had fought for four long years against the cause which Henry Wirz had served.

Colonel Chipman's summary to the court was impassioned. While calling upon the court to exercise "calm deliberation" and the "most dispassionate and humane judgment," the young military lawyer played upon the emotions of Northerners in their hour of victory. Referring to Wirz and "those inculpated but not named in the indictment," Chipman reminded the court of battles fought, prisoners taken, and property sequestered. He even referred to the President's assassination. "When we remember these things . . . , may we not, without hesitancy, bring to light the conspiracy" at Andersonville. Referring them to the law of nations and the violations he attributed to Henry Wirz, Chipman escalated his condemnation. "With what detestation, then," he asked, "must civilized nations regard that government whose conduct has been such as characterized this pretended Confederacy?" "No, gentlemen," Chipman insisted, "the behavior of Henry Wirz could not be explained either by retaliation, punishment, or ignorance of the law; it was the intrinsic wickedness of a few desperate leaders, seconded by mercenary and heartless monsters, of whom the prisoner before you is a fair type."

Henry Wirz addressed the court. "I know," he said, "how hard it is for one, helpless and unfriended as I am, to contend against the prejudices produced by popular clamor and long-continued misrepresentation, but I have great faith in the power of truth, and I have much confidence in the

intelligence and impartiality of the officers who are my judges." "I do not ask mercy," Wirz declared, "but I demand justice," and "may God so direct and enlighten you in your deliberations that your reputation for impartiality and justice may be upheld, my character vindicated, and the few days of my natural life spared to my helpless family." With those words, the sickly prisoner (who had observed the proceedings against him from a sickbed in the courtroom) consigned his fate to the victors of the Civil War.

On October 24, 1865, the court brought in a verdict of guilty on eleven of the thirteen specifications of conspiracy and murder, and sentenced Henry Wirz "to be hanged by the neck till he be dead." Wirz wrote to President Andrew Johnson, who was to review his sentence: "The pangs of death are short, and therefore I humbly pray that you will pass on the sentence without delay. Give me death or liberty. The one I do not fear; the other I crave." President Johnson quickly responded. He approved the sentence imposed by the military court and ordered the execution for November 10, 1865. On that date, Henry Wirz, still protesting his innocence, became another casualty of the Civil War. Whether his death was a matter of justice served or vindictiveness satisfied is a question best left to the judgment of history. The verdict is not yet in.

Sources:

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United States Congress. The Trial of Henry Wirz. Executive Document No. 23, 40th Congress, 2d Session, 1867-1868.

Rutman, Darrett B. "The War Crimes and Trial of Henry Wirz." *Civil War History*, 6 (June 1960), 117-133.

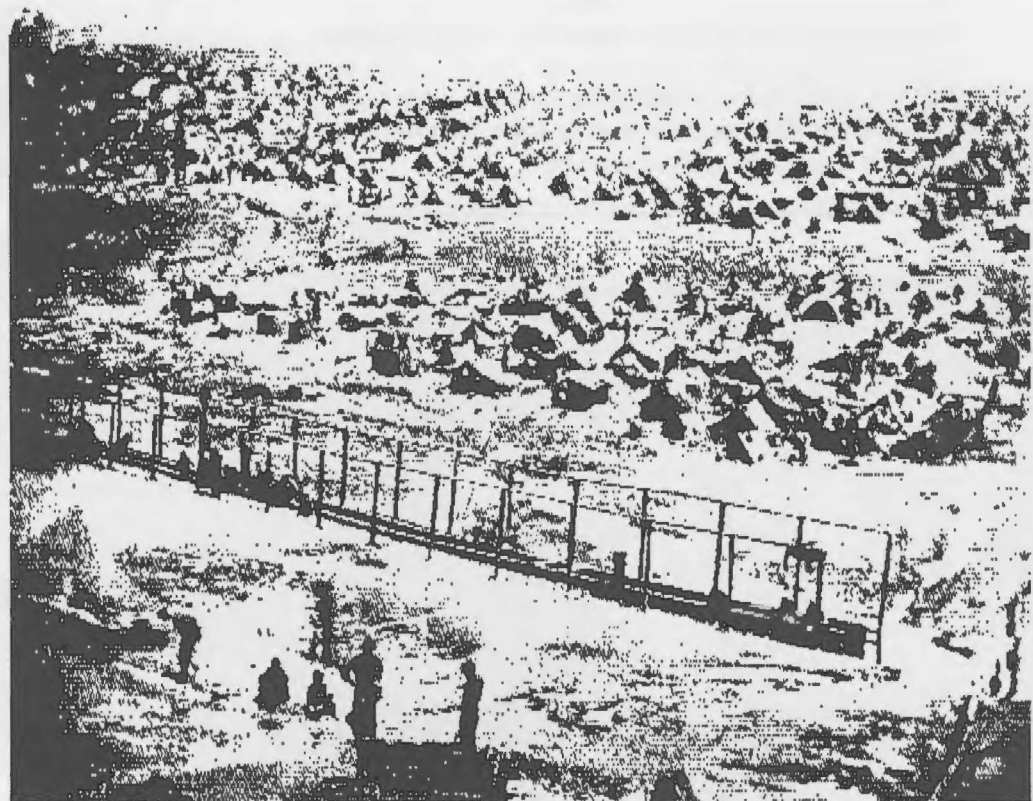
BLSA Law Students Win Quiz Bowl For Second Consecutive Year

Members of the Black Law Student Association (BLSA) at The University of Tennessee College of Law won the 1991 African and African-American History Quiz Bowl, February 7, for the second consecutive year. The bowl was sponsored by the Black Cultural Programming Committee and was a part of a series of events celebrating Black History Month at The University of Tennessee.

Members from each law class were represented on the College of Law's team. They were: Maliaka L. Bass, a third-year law student from Nashville, Aubrey L. Davis, a third-year law student from Knoxville, Brian J. Quarles, a second-year law student from Memphis, and Kevin G. Townsel, a first-year law student from Nashville.

The competition was in game show style with the seven teams vying for toss-up and bonus questions. Maliaka Bass, who served as the captain, said the questions this year were more challenging than last year. Examples of questions asked include: identify the black dialect used in coastal South Carolina and Georgia?; who is the president of Namibia?; and which of the thirteen original colonies was the first to legalize slavery?

BLSA president and team member, Brian Quarles said, "The questions were thought-provoking, and even if you weren't familiar with the information, you learned something during the competition." The College of Law team defeated two other teams before taking the championship round against the Black Male Caucus and winning the Quiz Bowl trophy.



Andersonville Prison, Georgia, 1865

Development

NEW PRESIDENTS' CLUB AND SOCIETY MEMBERS

The following individuals joined the Presidents' Club or the Benefactor's Society in November or December 1990 with gifts designated all or partially to the College of Law:

New Presidents' Club Members

Steven and Zayn Bowling, Knoxville
Hugh and Shelly Bright, Knoxville
Keith and Tracy Frazier, Nashville
James Kelly and Joan Giffen, Knoxville
John and Becky Murrey, Chattanooga
Jerry Summers, Chattanooga
Jim and Kathy Wright, Knoxville

Benefactor's Society

Mrs. W.G. McCollum, Knoxville
Al Separk, Marietta, Georgia

Membership in the Presidents' Club is open to all alumni and friends who fulfill one of the following:

- An outright gift of \$10,000 or more in cash, securities, equipment, and other gifts-in-kind.
- A pledge of \$10,000 or more payable over a 10-year period.
- A University-approved \$50,000 life insurance policy.
- An appropriately documented bequest of at least \$50,000 for those age 50 and over.
- A charitable remainder trust valued at \$25,000 or more.

Membership in the Benefactor's Society is granted to those with a life-time giving record of \$100,000 or more, or with an appropriately document bequest of \$100,000 or more.

Class of 1991 Selects Gift

The Class of 1991 may have a few months to go before graduation, but they are already acting like generous alumni. The third-year students began a fundraising drive in February for their class gift to the College of Law. Earlier in the month the class voted to support a new scholarship endowment for the benefit of future generations of law students. The first week of the fund drive alone, the students received five-year pledge commitments from fellow classmates totaling over \$10,000.

The project was organized by the Class of 1991 Development Council, a volunteer group of twenty-two students representing each section of the third-year class. Council members are: Rodd W. Barckhoff, Daniel P. Berexa, Kelly C. Bryson, Jeffrey A. Calk, Anthony N. Creasy, Dawn Doran, Beth H. Dupree, Kimberly S. Dyslin, Tracy G. Edmundson, Kristin K. Ellis, Carla G. Fox, Mary E. Gasparini, David C. Higney, John E. Lippl, Jack H. McCall, Jr., Reuben N. Pelot, J. Matthew Powers, Patsy O. Powers, Jeffrey L. Reed, Dirk R. Rountree, Elizabeth M. Roy, and Norman G. Templeton.

The pledge drive will continue through this semester and will culminate with the presentation of the class gift to the Dean at the Spring Hooding ceremony. The class gift program began last year when the Class of 1990 presented the College with a pledge of \$10,000 for a similar scholarship endowment.



The Class of 1990 was well represented at the Georgia Alumni Breakfast in Atlanta on January 11. Left to right: Laura Shaw, Terry Bass, John Zwald, and Dean Marilyn Yarbrough

Development



Al Separk

Al Separk Establishes a Faculty Development Endowment Fund at the College of Law

In December 1990, W. Allen Separk of Marietta, Georgia made a cash gift of \$10,000 to establish the W. Allen Separk Faculty Development Endowment Fund at the College of Law. The fund was created to recognize and reward outstanding faculty research and writing. Income from this endowment may also be used, at the discretion of the Dean, to award faculty research stipends, or salary supplements. "I wanted to do something for the College of Law that might not have been accomplished without private support," said Separk. "The College of Law has a fine faculty and they need to be supported."

"I think it's terrific," said Dick Wirtz, Associate Dean for Academic Affairs at the College of Law, about the Separk Faculty Endowment. "There are a remarkable number of promising and able scholars on this faculty. Relying on state resources, we simply have not been able to give them the support they need. If we can move in the direction Al Separk is indicating here, I think we can look forward to more ambitious and high-impact scholarship from UT, with a favorable impact on the way the school is perceived nationally as well as within the state."

Along with this generous gift, Mr. Separk contributed an additional \$5,000 to the College's 1990-91 Annual Fund as an unrestricted gift. He also made a sizable bequest to the College of Law through his estate plans which made him eligible for membership in The University of Tennessee's Benefactor's Society.

Mr. Separk is a 1969 graduate of the College of Law. He has been an active alumni leader for the College having served as a member of the Alumni Advisory Council, as a volunteer for the Tennessee Tomorrow Capital Campaign, and as a charter member of the College's Dean's Circle.



Robert Finley

Finley Scholarship Announced at the College of Law

Contributions from family and friends, coupled with a generous commitment from the Knoxville law firm of Kennerly, Montgomery & Finley, have created a new scholarship endowment in memory of 1963 alumnus, Robert A. Finley. Over \$25,000 has been committed toward the new endowment since Mr. Finley's death on November 21, 1990. Interest earned on the endowment will be used to award scholarships to deserving law students in Mr. Finley's name and honor.

"Bob was one of the University of Tennessee's most distinguished graduates," said Dean Marilyn Yarbrough, "and his accomplishments as an alumnus reflected honor on this institution for which we will be ever grateful."

Mr. Finley was a long-time alumni leader of the College of Law, having served on the Alumni Advisory Council and other committees and boards. Individuals or firms interested in contributing to the Finley Endowment should contact Scott Fountain, Director of Development.

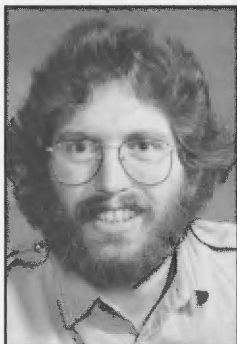


The Separk Faculty Endowment Fund was announced at the Georgia Alumni Breakfast in Atlanta on January 11. Alumni shared in the news, as well as enjoying breakfast with Dean Yarbrough, Director of Development, Scott Fountain, and External Affairs Coordinator, Betty Stuart. From left to right: Scott Sanders, Class of '74, Susan Devitt, Class of '87, Tom Kilpatrick, Class of '68, and Terry Bird, Class of '75.

Faculty News

Visiting Faculty

R. Scott Miller, Jr.
Adjunct Assistant Professor



Professor Miller is a graduate of Stanford University (A.B., 1977) and the University of Minnesota Law School (J.D., 1983), and is currently employed by West Publishing Company in St. Paul, Minnesota in a position that

involves teaching basic legal research to new staff. He assumed responsibility for the research component of Legal Process I for the fall of 1990. His wife, Dyan, was also a visiting faculty in the Art Department at UT last fall.

Meet Our New Faculty Member

Steven R. Thorpe
Assistant Professor and
Head of Public Service



Professor Thorpe earned his undergraduate degree in elementary education in 1974 from the University of Wisconsin-Eau Claire, his M.L.S. in 1981 from Florida State University, and his J.D. in 1988 from Walter F. George

School of Law, Mercer University in Macon, Georgia. He was a staff attorney for the National Veterans Legal Services Project in Washington, D.C. and a reference librarian at Howard University School of Law Library in Washington, D.C., before becoming the Head of Public Service in the College of Law's Law Library. His duties include teaching legal research, doing specialized legal research, and supervising the overall responsibilities at the circulation desk. As Steve says, "I handle anything between the public and the law library." Steve enjoys hiking and bike riding, and lives in south Knoxville with his wife, Dayle.

Frances L. Ansley ...

... has been elected as an at-large representative to the Board of Directors of the Tennessee Industrial Renewal Network.

Neil P. Cohen ...

... coauthored a book on evidence titled, *Tennessee Law of Evidence*, 2nd ed., with Donald F. Paine, Class of '63, and Sarah Y. Sheppard, Class of '79. The book was published by The Michie Company.

... has been elected to membership in the American Law Institute.

Thomas D. Eisele ...

... had an article, "Our Real Need: Not Explanation, But Education," published in the July 1990 issue of *The Canadian Journal of Law and Jurisprudence*.

... had an article, "Never Mind the Manner of My Speech: The Dilemma of Socrates' Defense," published in Volume 14 of *Legal Studies Forum*.

... had an article, "Wittgenstein's Instructive Narrative," published in the *Journal of Legal Education*.

... had an article, "Must Virtue Be Taught?" published in 33 *Modern Age* 235 (1990).

Grayfred B. Gray ...

... has edited *A Manual for Teaching Law Students to Teach Law* for the National Institute for Citizen Education in the Law.

... has been appointed as a member of the Alternative Dispute Resolution Committee for the 1990-91 fiscal year of the Tennessee Bar Association.

Amy M. Hcss ...

... had an article, "The Federal Transfer Tax Consequences of Joint and Mutual Wills," published in the Winter 1990 issue of the *Real Property, Probate and Trust Journal*.

... has accepted an offer from the University of Texas School of Law to teach a course on Trusts and Estates this summer.

Joseph H. King, Jr. ...

... had an article, "The Standard of Care for Veterinarians in Medical Malpractice Claims," published in the Fall 1990 issue of *Tennessee Law Review*.

Frederic S. Le Clercq ...

... will visit the University of Bonn in Germany this summer to plan a series of seminars on American constitutional law.

Robert M. Lloyd ...

... has been appointed to chair a committee to suggest amendments to the UCC provisions concerning real estate related collateral. The committee will report to the Permanent Editorial Board Study Group for Article 9, which will in turn suggest amendments to be adopted by the National Conference of Commissioners on Uniform State Laws and the American Law Institute.

Jerry J. Phillips ...

... had his book, *Tort Law: Cases, Materials, Problems*, with Teacher's Manual, published by The Michie Company. It is available now.

Glenn H. Reynolds ...

... had an article, "Sex, Lies and Jurisprudence: Robert Bork, *Griswold*, and the Philosophy of Original Understanding," published in the *Georgia Law Review*.

... had an article, "Space Law in the 1990s: An Agenda for Research," published in the Fall issue of *Jurimetrics*.

... received the Outstanding Public Service Award for 1990 from SpaceCause for his work in the area of space law.

... had an article, "Legislative Comment: The Patents in Space Act," published in the Spring 1990 issue of the *Harvard Journal of Law & Technology*.

... had an article, "S = E - (O + O + O ...)," published in the Spring 1990 issue of the *Yale Law Review* and the *Columbia Law Review*.

John L. Sobieski, Jr. ...

... has been appointed as an advisor to the Tennessee Supreme Court's Commission to Study Appellate Courts.

Barbara Stark ...

... will edit Volume 4 in *The International Review of Comparative Public Policy* series. The title is "Family Law and Gender Bias: Comparative Perspectives." Publication is scheduled for 1992.

...has received a UT Faculty Development Award for Research. She will study The International Covenant on Economic, Social and Cultural Rights, a statement of rights to health, food and shelter by the United Nations.

James E. Thompson ...

... has received a UT Faculty Development Award for Research. He will research the legal implications of the Public Trust Doctrine as it applies to the ability of the State of Tennessee to control its water resources in view of the control historically and presently exerted by federal agencies -- particularly the Tennessee Valley Authority.

Marilyn V. Yarbrough ...

... is the recipient of the 1991 Society of American Law Teachers Achievement Award.

Moot Court News

UT Trial Team Wins Nationals

The University of Tennessee College of Law's 1990 Moot Court Trial Team won the National Association of Criminal Defense Lawyers' Criminal Trial Competition, November 1-3, in Santa Fe, New Mexico. Team members are Dail R. Cantrell of Clinton, Michael E. Casterline of Lansing, Michigan, Wynne C. Hall of Knoxville, James B. Johnson of Chattanooga, G. Frank Lannom of Lebanon, and Michael D. Randles of Chattanooga.

Law professor Gary Anderson and Carl W. Eshbaugh, a member of the Class of '74 and a partner in the Knoxville firm of Eshbaugh, Simpson & Varner, coached the team. Prizes included a plaque and a \$2000 team scholarship.

The NACDL used the drug conspiracy case of *United States v. Hogan* for its first annual competition and invited teams from throughout the United States to compete. Other schools competing were: the University of Alabama, Thomas M. Cooley School of Law, Georgetown University, the University of Georgia, the University of Miami, the University of Missouri at Kansas City, the University of New Mexico, Northwestern University, South Texas College of Law, Southern California University, and Texas Southern University. Northwestern was the top-seeded team, but was defeated by the UT team during a semi-final round.



The 1990 National Moot Court team celebrated its victory! Left to right: Wynne Hall, Dail Cantrell, Mike Randles. Standing: George Lannom. Not pictured: Mike Casterline and James Johnson.



The 1990 National Moot Court team. Lane Matthews and Scarlett May brief teammate Mark Pickrell (at podium) on the finer points of oral argument.

UT National Moot Court Team Wins Regional Championship

The National Moot Court Team from The University of Tennessee College of Law took first place in the regional National Moot Court Competition in New Orleans, November 14-18. D. Lane Matthews of Weddington, North Carolina, Scarlett A. May of Knoxville, and C. Mark Pickrell of Oak Ridge, won five consecutive arguments before defeating Alabama in the championship round. Mr. Pickrell was also selected best oralist for the championship round. The team is coached by UT law professor John L. Sobieski, Jr.

The team successfully argued both sides of issues concerning the first and fourth amendments. They won a permanent trophy which was donated by host school, Loyola, and a rotating trophy which will be on display at the College of Law. The rotating trophy is named in honor of UT law professor Joseph G. Cook and was donated by the UT College of Law's 1976 National Moot Court Team who took the national title that year.

As a result of their success in the regional competition, the Tennessee team competed for a third national championship in New York City, February 5-8. The stiff competition in New York resulted in a first round loss for the UT team. New York University lost the oral argument, but won the brief which put the "Big Orange" out of the competition.

Career Services News

HEY, FOOTBALL FANS!

For employers who like to coordinate Fall interviewing trips with the football season, the 1991 Vols' schedule is listed below. On-campus dates for the Fridays before and the Mondays after home games fill to capacity early. Alumni who would like to plan a combination trip this Fall should request their on-campus date immediately. Telephone Betty Lett or Joann Gillespie at 615/974-4348.

1991 FOOTBALL SCHEDULE

Louisville September 7/Louisville
 UCLA September 14/Knoxville
 Mississippi State September 21/Knoxville
 Auburn September 28/Knoxville
 Florida October 12/Gainesville
 Alabama October 19/Birmingham
 Memphis State November 2/Knoxville
 Notre Dame November 9/South Bend
 Mississippi November 16/Knoxville
 Kentucky November 23/Lexington
 Vanderbilt November 30/Knoxville

CONSIDER "JOB BRIEFS" FOR RECRUITING LATERALS!

JOB BRIEFS, the employment opportunities newsletter published and distributed monthly by Career Services to over 200 subscribing alumni, can be very effective for recruiting laterals. *Job Briefs* subscribers include attorneys with years of experience, as well as recent graduates. Listings received by the last week of each month are published in the next edition. There is no charge for the service in which positions are described per the employer's request, instructing applicants to make direct contact or to use a position number through the Career Services office. Listings are accepted by letter, telephone or FAX. Employers who would like to review *Job Briefs* before listing a position may request a complimentary copy from the Career Services office.

HIRING DECISIONS POSTPONED

Based on an uncertain economy and the conflict in the Persian Gulf, 1991 hiring decisions regarding summer clerks and entry-level associates have been postponed by some employers. Attorneys who make last-minute decisions to hire can count on continued assistance from the Career Services staff. Spring on-campus interviewing will continue through April 26, the day before final exams begin. Afterwards, recruiting information for direct contact by applicants will be posted on the Career Services job boards which are reviewed regularly by graduates during the bar review course and by students remaining in residence for the summer. Alumni with questions regarding possible recruiting needs are invited to telephone for assistance.

FALL 1991 RECRUITING DATES

On-Campus Interviewing/September 13 - November 19

Southeastern Minority Job Fair/August 24; Employer registration deadline June 21.

Southeast Law Placement Consortium - Atlanta/October 3-5; registration deadline - August 15

We're looking everywhere...

... somehow, somewhere, amidst our rapidly increasing alumni population, there are alumni with whom we have lost touch. They may be working in the office next door to yours, but because of a recent move or through clerical error, we do not have their address in our files. As a result, they do not receive this newsletter or notices of alumni events, or are they included in our alumni directory, which is often used for referrals.

Please help us, and, at the same time, do them a favor. Look over this list and let us know if you know where we might locate one or more of them. If you prefer, send them a copy of this notice and they can send us the information themselves.

Thank you!

| | | | |
|-----------------------------------|----------------------------------|--------------------------------|------------------------------------|
| Donald William Aaron '52 | Edward Marion Glazek '51 | Karen R. Lewis '88 | Francis Raymond Rudolph '75 |
| Jo Ann Young Alexander '84 | Lawrence Clifton Goddard '50 | Robert Lee Lowry '83 | Joseph Anthony Ruskowski '69 |
| George Marvin Allen '81 | Carl Edward Goodgame '81 | Marc Paul Lubatkin '83 | Clay Nebhut Saunders '64 |
| Robert J. Allen '51 | Richard Thomas Goodkin '74 | Phillip Lawrence Lucas '72 | Robert Craig Savage '82 |
| Fred Charles Astley, Jr. '51 | Carolyn R. Goodwin '71 | Rebecca Jennathan Luck '83 | Kenneth Scarpati '80 |
| George C. Atwell '68 | David Bryan Green '74 | William Howard Magness II '68 | Robert Martin Schaumann '63 |
| Richard Harold Baker '49 | Annee Adair Clarke Greer '77 | Robert Alton Mangrum '65 | John Fredric Schrankel '54 |
| Carl Nelson Barrett '50 | Charlotte Ann Gunn '83 | Robert Crawford Manley '70 | Glenn Robert Scott '56 |
| David Mitchell Basker '68 | Millard Fillmore Hall '58 | Joseph Ralph Marabeti '73 | Wilbur Reed Seabrook '54 |
| James Victor Bates '73 | Teresa Ann Burris Hammond '83 | Michael David Mark '69 | Charles Howard Seehorn '71 |
| Earl Richard Beaty '51 | Larry Elvin Hanks '73 | Frank Henry Marsh, Jr. '50 | Edward William Seery '75 |
| Sarah W. Beindenbarn '54 | Perry Randolph Happell '68 | Constance Benita Marshall '77 | Beverly W. Sharpe '51 |
| Edward Gill Bennett '57 | Richard Torrence Harle '64 | Larry Anthony Marshall '78 | William Moncure Sheffield '66 |
| Leonard Francis Bittner '71 | Jeffrey Wilson Harris '83 | Leab Franklin Martin, Jr. '50 | Gary DeWayne Shields '72 |
| Jack R. Black '52 | Richard Kent Harris '74 | Mary Alice Martin '86 | James Carmine Silvestri '54 |
| Michael James Blackford '69 | William Edward Harris '73 | John Harson Mauney '58 | Ronald Leon Sluder |
| Polly Ann Olsen Blanton '68 | Robert Edwin Hart '50 | James Russell McCaskill '74 | Nicholas Arthur Smith '69 |
| Nancy Ann Bradford Bohleber '81 | Ronald Evan Hedges '72 | James Hancock McConkey '55 | Barbara Lovene Glustoff Speers '76 |
| Jerold Allen Bonnet '82 | Ann E. Henderson '79 | Karen McCoy '78 | Thomas Courtney Spring '76 |
| Earl Randle Booher, Jr. '85 | John Thomas Henniss '59 | Cindy Kathryn McKinney '82 | E. Bernita Stanbery '56 |
| June Lee Welch Boothby '79 | James Wilson Hewitt, Jr. '73 | John Milton McKnight '53 | Paul Thoms Strong '73 |
| Richard Hugh Branson '75 | Robert Stanford Miller '76 | Michael Jesse Mitchell '74 | Luther Bryan Sturgill '73 |
| David Michael Bratcher '79 | Marc Ira Himmelstein '71 | John Malcolm Moore '55 | Mary Cunningham Swann '75 |
| Kathleen Brett '84 | Tommy Kennedy Hindman '76 | Timothy Dean Moratzka '69 | Shelly Faye Taylor '82 |
| Stanley Wallace Brewer '68 | Diane Ellen Hoch '82 | Tex Randall Morelock '74 | Clara Mae Gillis Thomas '80 |
| Howard Duncan Bridges '70 | Robert Saul Hochdorf '75 | Conley Elsworth Morris '50 | Mitchell Joseph Thomas '69 |
| Louis E. Bridges, Jr. '51 | Floyd Ray Hodge '73 | Melinda Stone Morton '85 | David Leon Thompson, Jr. '83 |
| William Walter Bronner '81 | Gregory Harrison Hodges '80 | Edgar Gene Mullen '50 | Peter David Ting '71 |
| Georgia M. Brown '56 | Thomas Allen Holland '80 | William Roy Mullins '53 | Thomas Arthur Toma '59 |
| Patrick Joseph Brown '87 | William Graham Holsclaw '57 | Marianne Stayer Mulroy '84 | James Monroe Tramel '83 |
| Sylvia Ford Brown '78 | Stanley Louis Holtman '67 | Larry Edwin Myers '68 | James K. Traugher, Jr. '55 |
| William Douglas Brown '86 | Paul Compton House '56 | Ronald Lewis Newell '69 | Murrell Steed Travis '73 |
| Kenneth Rayford Bryant '76 | Robert Timothy Hudson '84 | Peter Lloyd Niles '61 | Ronald Larry Turner '66 |
| Robert George Buckalew '56 | Charles Wilson Hughes '70 | John Joseph O'Brien '69 | Gaines Albert Tyler, Jr. '52 |
| Robert J. Buckner '69 | Vanette Hitch Hughes '82 | Ellen Lisa Oakes '76 | John P. Valentine, Jr. '73 |
| Herbert Josef Buder '68 | Pamela Rebecca Hurley '86 | Thomas J. Oden '67 | Charles A. Van Winkle '55 |
| Felicia Anne Burns '74 | Melvin Houston Irvin '59 | Mark Evan Olive '77 | Charles N. Vance '84 |
| Benjamin Carroll Campbell '53 | Taka Iwahita '76 | George Jerald Oliver '73 | Louis James Virelli, Jr. '72 |
| William Carl Cannon, Jr. '66 | Charles Powell Jackson III '74 | Bobby Roy Osborne '70 | Richard Brown Waddell '67 |
| Clifford Claborne Carter '73 | Robert Douglas James '71 | George Edgar Paire '61 | Lennis Waggoner '52 |
| Theodore Foster Monroe Cathey '70 | James L. Jarner '56 | Rex Donald Palmer '65 | Michael Alan Walcher '87 |
| Lawrence Andrew Chambless '77 | Willis Paul Jaynes, Jr. '69 | Charles Richard Pardue '76 | Stephen C. Wallace '83 |
| Lewis Franklin Clark '71 | Linda Jenkins Hatcher '86 | Albert William Parker '75 | Daniel Kenneth Watson '66 |
| William Wolcott Collins, Jr. '73 | Gary Paul Johnson '81 | Dennis Eugene Parkhill '78 | Lawrence Flemming Watson '76 |
| Susanne May Cooper '69 | Carroll Lee Jones '51 | Holly Hale Parkhurst '66 | Thomas Carlisle Watson, Jr. '69 |
| Wallace Snell Craig '55 | Harold Ray Jones '69 | Don Martin Parkinson '76 | Tony DeWayne Webb '73 |
| Steven Alex Demonbreum '79 | Linda Kaye Jones '84 | Michael Frederick Parrish '74 | Larry Walter Weems '73 |
| Mark Bradley Devereaux '82 | David Northcutt Jordan '88 | James Ned Pate '68 | Robert James Weiss '54 |
| Robert Joseph Dewey '73 | Dave Bruce Jordon, Jr. '77 | Edward Peter Pazarecki '54 | Joseph H. Weldon '68 |
| Mauricio Dominquez '70 | Barbara S. Kadish '76 | Martin Arnold Peebles, Jr. '65 | Michael Lee West '75 |
| Neal Douglas Donohue '76 | James Edward Keeton, Jr. '70 | Marvin D. Piskin '53 | Carole Dianne Wiggins '74 |
| William Michael Drake '68 | John Fitzgerald Kelly '53 | Linda Frances Potts '70 | Brenda Gale Willett '76 |
| James Thomas Dufour '78 | David Odell Kemp '74 | David Samuel Powell '52 | Robert Percival Williams, Jr. '74 |
| Ronald Powell Duska '67 | Kenneth Karl Kennedy '58 | Gary Madison Powers '74 | William Sidney Williford '75 |
| John Thomas Edwards '67 | Benedict Ambrose Kilgrow III '77 | James Allen Pritchett '73 | Glynn Robert Willis '64 |
| Thomas J. Elmy '67 | William Scott King '89 | Peter Paul Papatelli '68 | William Tyler Willis '65 |
| Peter Frank Evans '76 | Henry Kenneth Kudon '70 | James Calvin Pyles '72 | Burnett Hough Wilson '74 |
| George Christopher Eves '73 | Brenner Blythe Lackey '88 | Joe Mac Ragland '66 | Donald Goodwin Wilson '65 |
| Charles Wesley Flower, Jr. '74 | John Edward Lackey '73 | George Albert Ralston, Jr. '64 | Patrice Diane Woeltjen '79 |
| Burt Raymond Francis, Jr. '73 | Kathleen Althea Lane '77 | Lena Randol '70 | Daniel Joel Woodard '57 |
| Van Arnold French '79 | Judson Lanier '72 | Harvey Terry Reiniche '55 | Robert Allen Wright '60 |
| Mark Alan Friedman '73 | Girard Clement Larkin, Jr. '69 | Daniel Field Rhea '67 | Monique Edwige Yingling '77 |
| Gwendolyn Loretta Fuller '86 | Alfred Warren Lathan '67 | Henry Russell Richmond '78 | Walter Roberts Zachary '58 |
| Robert Joseph Gindhart '71 | Richard Thomas Leary '81 | Gerald Vernon Robertson '68 | Rhonda Marlene Zalman '76 |
| Richard Joseph Glasgow '51 | Kenneth Edward Lee '65 | Marcia Gene Robeson '76 | Barry George Zepke '72 |
| | Ronald Dean Lee '67 | Melvin Lee Robinson '51 | Brent Eric Zepke '73 |
| | Mark Blayney Leedom '76 | Sharon Ann Robison '79 | James Walton Zirkle '72 |
| | Deborah J. Travis Lewis '83 | David Hillel Rosenbaum '66 | William Stuart Zwick '73 |

Why Do You Think They Call It "Practice"?

(Editor's note: Professor Dessem addressed the December '90 graduates at the hooding ceremony and consented to a reprint of his remarks.)

I'm very happy that you asked me to be your speaker today. I practiced law for nine years, during which time I had a recurring dream. It was a dream many litigators have had, and one I first heard former Solicitor General Rex Lee mention in a speech several years ago. I dreamed that I was standing in a courtroom just like this. I would talk for some time. And there were people sitting opposite me in the courtroom, wearing black robes. After I would finish addressing my remarks to these people in their black robes, they would applaud! I never had a court appearance like that in practice, but if you clap at the end of my speech today you can make my dream come true.

Although I'm glad to be here, I'm still not sure why I was asked to give this talk. I think back on the other professors who I've heard give hooding addresses over the last few years. I certainly can't hope to match the wit of Jerry Phillips, or the urbanity of Durward Jones, or the wisdom of Dick Wirtz. So why me?

For some time I thought it was because of my knowledge of civil procedure. I was quite seriously working on a talk entitled "Rule 11 of the Federal Rules of Civil Procedure and Life," but then I came to my senses. I also realized that there wouldn't be a chalkboard in this room and Socratic questioning of you graduates and your parents would be considered poor form.

Unfortunately, my second choice for a speech topic already had been taken. Professor Howard Brill, whom some of you had as a visiting civil procedure professor, gave a commencement speech at the University of Arkansas several years ago entitled "Baseball and the Legal Profession." This was the speech that I, too, wanted to give, but I was afraid that if I merely read Professor Brill's speech it would get back to him. I nevertheless highly recommend his speech to you. Among the similarities that he discusses between baseball and law are the traditional openings of baseball ("Play Ball") and courts ("Oyez, Oyez, Oyez, This Honorable Court is now in session"), the traditional, outmoded, and nonfunctional uniforms that baseball players and lawyers wear, and the unique vocabularies of baseball (including words such as "Southpaws" and "Texas leaguers") and the law (in which we speak of "holders-in-due-course" and "res judicata").

I then realized that perhaps the real reason I was asked to talk is that I'm just as confused about law and about life as our students and many of you graduates. I then discarded my intention to talk about the Federal Rules of

Civil Procedure or about baseball, and I chose as my speech's title: "Why do you think they call it 'practice'?"

This question was put to me several years ago by one of my young children. We were at the dinner table and one of my daughters said, "Daddy, why don't you stop practicing law and just be a lawyer?" It then struck me that, no matter how accomplished a lawyer is or how long he's been a lawyer, he is still said to be "practicing" law. That's both the burden and the beauty of the law.

My grandfather was a carpenter. He didn't "practice" carpentry. He was a carpenter, and he built houses. As a little boy, I'd sometimes go with him to work and he'd show me the houses that he'd built. As a practicing lawyer, there was never anything concrete that I could show my own kids that I had built. I had a hard time explaining to my children what it was that I did all day. My son was a preschooler when the movie "Star Wars" came out, and for awhile he told his friends that his Daddy was a "warrior." Unfortunately, my wife soon disabused him of the notion that his father was another Luke Skywalker.

But even though we may not deal in things as concrete as lightsabers or carpentry, lawyers are builders. Lawyers don't build with lumber or bricks but with people and people's ideas and ideals and promises and dreams. As a lawyer you often won't have anything concrete to show for a day's work. But you'll be building something. You'll be building something for other people. One or more of you graduates may become a lawyer whose work will affect and improve the lives of many others. Maybe you'll win a celebrated case, or write a pathbreaking judicial opinion, or draft some much needed legislation.

Most of you will build something for other people in a much quieter and more individual fashion. Maybe some parents will be able to rest easier knowing that you've drafted a will that protects their children. Maybe some disputants will be able to put a lawsuit behind them that you've helped them settle. Maybe a businessman will be able to expand his business because you've helped that business incorporate.

As you practice law you'll also be building something for yourself. You'll be building your legal career and your professional reputation. You'll build those careers and reputations on a day-to-day basis. You won't wake up one morning and say, "I'm going to work on my integrity today, or my resourcefulness or my dependability." But by your day-to-day actions, you'll become known as someone who is honest, someone who is resourceful, and someone who is dependable. Or you won't. I trust that each of you will and that you'll keep in mind Martin Luther King's admonition that we should not be "more concerned about making a living than making a life."

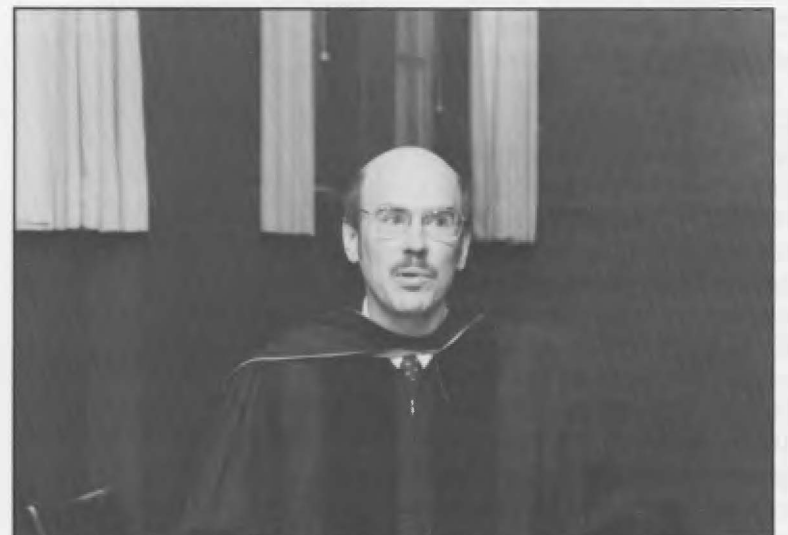
The reason we talk about the practice of law is because lawyering is an

ongoing process. Legal practice is not a final destination, but a winding road. The journalist James Fallows has said: I used to think that after you made the big decisions, life just sort of proceeded, on its own. Once you studied a certain subject, chose a certain job, married a certain person, settled on a certain style of life, you could sit back and watch the consequences unfold. Life would be like going to a restaurant: you'd study the menu carefully, then lay it down and look to see what the waiter would bring. * * * But * * * good luck and "right" choices are never permanent, and * * * a fortunate life consists of continually making and remaking the big decisions, until time runs out.

So it is with the practice of law. You will be "continually making and remaking big decisions." You often won't know the consequences of those decisions for some time. And no one will be there to tell you whether you've made the "right" choices or decisions. In law, as in life, there often are no "right" answers, but only, in the words of Reinhold Niebuhr, "proximate solutions to insoluble problems."

That is why we talk about "practicing" law. Because you're a lawyer, you'll be asked to try to solve "insoluble problems." You'll keep on lawyering day by day and year after year. If you're a good lawyer, you'll always think about ways in which you could have done things a little more efficiently or a little more creatively or a little more justly. For the truly great lawyers are the ones who are never quite satisfied, but who keep on thinking and reflecting and dreaming. Earlier I quoted Martin Luther King. I'd like to close with a quote from his namesake, Martin Luther: "This life therefore is not righteousness, but growth in righteousness; not health, but healing; not being, but becoming; not rest but exercise. We are not yet what we shall be, but we are growing toward it; the process is not yet finished, but it is going on; this is not the end, but it is the road."

As of this afternoon, you're on the road. It's a long journey that will last a lifetime. Best of luck in the practice of law. Welcome to the profession.



Professor Larry Dessem addresses the December 1990 graduates.

Alumni News

EAST TENNESSEE

Class of '36

JACK S. PHELAN is in private practice in Alcoa where he specializes in occupational medicine.

Class of '49

FRED M. MILLIGAN, a senior partner in the Chattanooga firm of Milligan, Barry, Hensley & Evans, has become a Fellow of the American College of Trial Lawyers.

Class of '58

E. BRUCE FOSTER, JR., a partner for many years in the Knoxville firm of Frantz, McConnell & Seymour, has joined the Nashville firm of Bass, Berry & Sims as a partner in its new Knoxville office. The Knoxville branch is the first out of Nashville for the firm.

Class of '62



SIDNEY W. GILREATH has been notified of his admission to the International Academy of Trial Lawyers. He has offices in Knoxville and Nashville. The Knoxville office has relocated to the Sovran Bank Building.

Class of '63

DONALD F. PAINE of Paine, Swiney & Tarwater in Knoxville is an adjunct professor at the College of Law this semester where he is teaching remedies.

Class of '64

JAMES L. CLAYTON, chief executive officer of Clayton Homes, Inc., the nation's largest retailer of manufactured homes and the only Knoxville-based company on the New York Stock Exchange, has been named as one of 10 winners of the 1991 Horatio Alger Award. Since 1947, the Alger awards have gone to people whose achievements belie their meager beginnings. Jim will receive the award at a dinner in Washington, D.C. on April 12.

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Class of '66

HON. HAROLD M. WIMBERLY, JR. was listed among the notable Knoxvilleans to be included in the "Knoxville 200 Years of Bicentennial Birthdays" calendar, showing the variety of excellence achieved by people born in Knoxville or who made Knoxville their home.

Class of '69

JON G. ROACH, formerly law director for the city of Knoxville, has become a member of the firm of Watson & Reeves.

ARTHUR G. SEYMOUR, JR.'s birthday is included in a bicentennial birthday calendar, which includes notable Knoxvilleans born in Knoxville or who made Knoxville their home.

Class of '71

ROGER W. DICKSON has joined the Chattanooga firm of Miller & Martin as a partner in litigation.

HON. JOSEPH M. TIPTON of Knoxville, newly appointed to the Tennessee Court of Criminal Appeals, is teaching a trial practice course for the spring semester at the College of Law.

Class of '72

RONALD C. KOKSAL of Butler, Vines, Babb & Threadgill in Knoxville was honored with the Knoxville Bar Association's very first "Pro Bono Award" in December for his outstanding service to the poor and disadvantaged. Ron is a founding member of an arm of the bar association's legal assistance program.

Class of '73

JIMMIE BAXTER, Assistant U.S. Attorney with offices in Knoxville, has been appointed to head the local division of a federal task force on federal voter fraud.

JAMES A.H. BELL has been named chairman of the by-law committee for the National Association of Criminal Defense Lawyers. In addition, he was installed as president for The Trust for Justice for 1990-91.

H. ALLEN BRAY of Paine, Garrett & Bray in Knoxville has been named to Mississippi State's board of trustees for 1990-91.

Class of '74

VICTOR H. ASHE II, mayor of Knoxville, has been elected chairman of the East Tennessee Development District's executive committee and of the East Tennessee Human Resource Agency's board of directors for 1990-91. His birthday is included in the "Knoxville 200 Years of Bicentennial Birthdays" calendar.

JOHN T. BUCKINGHAM of the Knoxville firm of Kramer, Rayson, McVeigh, Leake & Rodgers has been appointed to serve as Knox County's chairman for the Leukemia Society of America.

WILLIAM A. BUCKLEY, JR. is in solo practice in Athens. He and his wife, Gail, welcomed the birth of their fourth child, Taryn Elizabeth Buckley, on August 29, 1989.

JAMES R. LaFEVOR of the Knoxville firm of Rowland & Rowland is an adjunct professor at the College of Law this semester where he teaches trial practice.

HON. ROBERT P. MURRIAN of Knoxville, magistrate with the U.S. District Court for the Eastern District of Tennessee, is teaching a pre-trial litigation course at the College of Law this semester.

JOHN T. MILBURN ROGERS of Greeneville was installed as president of the Tennessee Association of Criminal Defense Lawyers at their annual meeting last August.

Class of '75

BRUCE A. ANDERSON of the Knoxville firm of Butler, Vines, Babb & Threadgill was recently installed as president-elect of the Knoxville Bar Association for the 1991 term.

HON. SUZANNE BAILEY, Hamilton County Juvenile Court referee since 1982, was elected judge for the Juvenile Court in August 1990. She is the first woman to be elected judge in that county.

HON. WILLIAM K. SWANN, judge of Knox County's fourth circuit court, has been awarded a certificate of appreciation by the Knox County Task Force Against Domestic Violence "for exemplary service to the community and concern for all victims of family violence."

Class of '77

JOHN K. HARBER, a partner with Pryor, Flynn, Priest & Harber, is the new president of the Knoxville Bar Association.

Class of '79

JOHN E. ELDRIDGE of the Knoxville firm of Ray, Farmer & Eldridge, was recently elected to the board of governors of the Knoxville Bar Association.

DAVID WILLIAM McNABB of Knoxville was profiled in the November 20, 1990 issue of *The Knoxville Journal*. The focus was David's volunteer work with AIDS patients.

PAMELA L. REEVES, a partner with Watson, Reeves & Beeler in Knoxville, is teaching a trial practice course for the spring semester at the College of Law.

SARAH Y. SHEPPEARD, a partner with Susano & Sheppard, was recently installed as treasurer of the Knoxville Bar Association for the 1991 term. She is also an adjunct professor this semester at the College of Law.

MARK E. STEPHENS, Knox County's new public defender, has been elected to the board of directors of the Tennessee Association of Criminal Defense Lawyers at their annual meeting last August.

Class of '80

HON. GAIL STONE HARRIS has been elected General Sessions Court judge for Division I in Knox County.

HON. MINDY NORTON SEALS of Morristown was elected Hamblin County Juvenile Court judge in the August 1990 election.

Class of '81

ROBYN JARVIS ASKEW has been named a partner in the law firm of Baker, Worthington, Crossley, Stansberry & Woolf in its Knoxville office.

JOHN MARK HANCOCK has been named vice president and general counsel with A. E. Cafferky & Company, Inc., a broker-dealer securities firm based in Knoxville, where he also serves on the board of directors.

WOODROW M. "WOODY" HENDERSON and his wife, Elizabeth, are the proud parents of their second child, a daughter, Leigh Porter

Henderson, born on November 21, 1990. Woody is Director of Planned Giving in the Development Office at UT.

HON. PENNY J. WHITE of Johnson City is an adjunct professor at the College of Law this semester where she teaches trial practice.

Class of '83

M. DENIS MORETZ of Knoxville has become a partner in the law firm of Baker, Worthington, Crossley, Stansberry & Woolf.

BARBARA MUHLBEIER, vice president and legal counsel for First American National Bank of Knoxville, is teaching legal process at the College of Law for the spring semester.

ANN C. SHORT of Knoxville was installed as vice president of the Tennessee Association of Criminal Defense Lawyers at their annual meeting last August.

THOMAS JON WRIGHT has announced the opening of a solo practice in Chattanooga. He was formerly associated with Summers, McCrea & Wyatt and will continue to work with them on matters in the future.

Class of '84

PATRICIA R. HESS, a juvenile court referee in Anderson County, was honored last fall by the YWCA's annual Tribute to Women. Patricia developed the "Hug-a-Judge" program to make children more comfortable in courtroom situations, as well as the use of parent-supervised probation and drug screening for clients involved in the Juvenile Intensive Supervision Probation program.

REGGIE E. KEATON, a partner in the firm of Frantz, McConnell & Seymour, took office as president of the Knoxville Barristers at their annual meeting in December.

JUNE SHOWFETY McELROY and DREW McELROY of Knoxville announce the birth of their second daughter, Wallis Faith McElroy, born July 30, 1990. She is welcomed by her older sister, Anna, who will be two on March 31. Drew is associated with Carpenter & O'Connor and June is with the Knoxville City Law Department.

JOHANNA J. MCGLOTHLIN of Arnett, Draper & Hagood was recently elected to serve on the Knoxville Bar Association's board of governors. She is also teaching legal process at the College of Law this semester.

MICHAEL S. RUBLE, formerly Knox County's deputy law director, has been named as the administrative chief deputy of the Knox County Sheriff's Department.

Class of '85
PATTI THOMAS COTTEN of Baker, Worthington, Crossley, Stansberry & Woolf in Knoxville is teaching trial practice this semester at the College of Law.

MICHAEL B. KINNARD has been named a partner in the law firm of Baker, Worthington, Crossley, Stansberry & Woolf in its Knoxville office.

GREGORY M. McWHORTER has been named a partner in the law firm of Baker, Worthington, Crossley, Stansberry & Woolf in its Knoxville office.

RICHARD H. ROBERTS has been named a partner in the law firm of Baker, Worthington, Crossley, Stansberry & Woolf in its Knoxville office.

SHEILA RUSSELL of Chattanooga is now with Hamilton County Juvenile Court - Child Support Division. She was formerly with Southeast Tennessee Legal Services.

Class of '86
MARK JENDREK of the Knoxville firm of Gentry, Tipton, Kizer & Little is an adjunct professor this semester at the College of Law where he teaches legal process.

JANICE K. KELL of Harwell, Baumgartner & Willis in Knoxville is teaching legal process at the College of Law for the spring semester.

GREGORY C. LOGUE and wife, Liane, are the proud parents of Gregory Carlton Logue, Jr., born on November 12. Greg is associated with Baker, Worthington, Crossley, Stansberry & Woolf in Knoxville.

ELIZABETH ADAIR TOWNSEND and husband, Bo, announce the birth of Charles Bowman Townsend on

July 20, 1990. He joins sister, Adair, who is two. Beth is associated with Poore, Cox, Baker, Ray & Byrne in Knoxville.

Class of '87
JERRI SAUNDERS BRYANT, formerly with the Knoxville firm of Claiborne, Davis, Buuck & Hurley, is now with Carter, Harrod & Cunningham in Athens.

BARBARA D. BOULTON of the Knoxville firm of Lewis, King, Krieg & Waldrop remains in a local hospital recovering from a December accident, but is doing much better.

JAMES S. DREADEN has become a partner in the Chattanooga law firm of Weill & Weill.

Class of '88
JAMES W. (JAY) CLEMENTS III, of Chattanooga, and his wife, Lisa, are the proud parents of their first child, Joshua Drew, born on January 27, 1991. Drew weighed 7 lbs., 8 ozs.

JOHN E. OWINGS, formerly a staff attorney in the U.S. District Court in Knoxville, has been named the Knox County deputy law director. He replaces Michael Ruble (see Mike's notice under Class of '84).

Class of '89
SHERRY BAILEY PATY of Hixson has joined the law firm of Poole, Lawrence, Thornbury, Stanley & Morgan in Chattanooga.

ANDREW R. TILLMAN and wife, Claudia, of Chattanooga had their first child, Andi Marie Tillman, on October 2, 1990. Andy is completing a clerkship with the Hon. H. Ted Milburn at the United States Court of Appeals.

Class of '90
JOHN A.A. BELLAMY has become associated with Hunter, Smith & Davis in Kingsport. The firm recently announced the opening of its Johnson City office.

MIDDLE TENNESSEE

Class of '51
JAMES S. KIDD of Fayetteville has returned to the general practice of law after serving over 24 years as district attorney general, longer than any other district attorney

general in the state of Tennessee.

Class of '73
MICHAEL F. MONDELLI of Nashville was recently elected a general sessions judge for Davidson County. He succeeds his father, Judge Leslie L. Mondelli, who retired.

Class of '74
WILLIAM W. WEEMS of Nashville retired from the United States Air Force Judge Advocate General's Reserve on June 7, 1990 with the rank of lieutenant colonel.

Class of '77
E. CLIFTON KNOWLES, a partner with the Nashville law firm of Bass, Berry & Sims, has been re-elected to the American Judicature Society Board of Directors. He is also president and chairman of the board of trustees for the Nashville Bar Foundation.

Class of '80
WILLIAM T. RAMSEY, a partner in the Nashville law firm of Neal & Harwell, recently authored *Modern Tennessee Forms* for Michie Publishing with coauthors Aubrey Harwell, Jr. and Jack Robinson, Jr.

Class of '81
JERE L. HARGROVE of Cookeville has been elected state representative for the 42nd District in the general election on November 6, 1990. The 42nd District consists of Putnam County.

Class of '82
JOHN J. BRITTON has been associated with Howell, Fisher & Branham in Nashville since January of this year. He was formerly an assistant state attorney general in Nashville and Knoxville.

STEVEN L. GILL has recently become a partner with the Nashville firm of Boulton, Cummings, Connors & Berry.

RICHARD K. SMITH of Nashville was named a partner in the firm of Parker, Lawrence, Cantrell & Dean in July 1990.

Class of '83
KENNETH E. DOUTHAT has been named a partner in the firm of King & Ballow of Nashville.

MARK E. HUNT has been named a partner in the firm of King & Ballow of Nashville.

JOHN G. OLIVA of Nashville was installed as treasurer of the Tennessee Association of Criminal Defense Lawyers at their annual meeting last August.

Class of '85
WALTER S. (PAT) FITZPATRICK III has become a partner in the Cookeville firm of Moore, Jones, Rader & Clift, P.C.

Class of '86
JOE A. CONNER has become associated with the Nashville firm of Heiskell, Donelson, Bearman, Adams, Williams & Kirsch.

Class of '89
JAMES R. MILLER II recently became associated with Brewer, Krause & Brooks in Nashville.

WEST TENNESSEE

Class of '37
IRVING M. STRAUCH of Memphis writes that he has been a member of the UT Donors Club for over 26. He is also a member of Registry of Election Finance, has been a member of the Memphis Bar Association and American Bar Association for over 50 years, and was a member of the National Conference of Uniform Laws.

Class of '40
HON. WILLIAM H.D. FONES, SR., former justice and chief justice of the Supreme Court of Tennessee, recently became counsel to the Memphis firm of Thorp & Fones.

Class of '86
ROBERT O. BINKLEY, JR. of Jackson is celebrating the birth of his daughter. (See Lynn's note for Class of '87.)

ODELL HORTON, JR. has joined The University of Tennessee's Office of General Counsel and has been assigned to the Center for the Health Sciences in Memphis.

Class of '87
LYNN STORY BINKLEY of Jackson and her husband, Robert, Class of '86, proudly announce the arrival of a daughter, Rachel Corinne, on March 15, 1990, weighing 7 lbs., 13 ozs. They are both with the firm of Rainey, Kizer, Butler, Reviere & Bell.

Class of '88
CYNTHIA GALLAHER

BENNETT was married last October and is associated with the firm of Waring Cox in Memphis.

Class of '89
MICHAEL B. CHANCE and ELIZABETH T. EINSTMAN were married August 4, 1990 in Nashville. Michael has become associated with the law firm of Waring Cox in Memphis after completing a federal judicial clerkship, and Elizabeth is associated with Heiskell, Donelson, Bearman, Adams, Williams & Kirsch in their Memphis office.

ALABAMA

Class of '81
MARION WHITE TILSON of Birmingham is with Bell South Services Company in their Legal Department.

Class of '82
ELMER E. WHITE II is now the managing partner of the newly opened Birmingham office of Kullman, Inman, Bee, Downing & Banta, after having worked in the firm's New Orleans office for the past eight years.

ARIZONA

Class of '75
EARL F. "SAM" DANIELS III of Tucson became a member of the firm of Russo, Cox & Russo, P.C. on July 1, 1990. His practice remains limited to representing victims in medical malpractice and other types of personal injury cases.

CALIFORNIA

Class of '56
S. DAVID FREEMAN is now the general manager of the Sacramento Municipal Utility District.

Class of '78
THOMAS J. RITTENBURG of Arcadia and his wife, Mary Ann, announce the birth of their second child, Lauren Elizabeth, on September 7, 1990 weighing 7 lbs., 8 ozs. She joins her brother, Andrew Thomas, who is two. Tom is a partner with the law firm of Lewis, D'Amato, Brisbois & Bisgaard in Los Angeles.

CONNECTICUT

Class of '70
HON. JOHN W. FERTIG, JR. of Oxford was just re-elected to

his fourth term as a Connecticut probate judge for the District of Oxford. He is a solo attorney in general practice with offices in Prospect and Oxford.

DISTRICT OF COLUMBIA

Class of '66
GEORGE W. McHENRY, JR.'s firm, McHenry & Staffier, just celebrated its 15th anniversary. The firm specializes in energy law.

Class of '78
KENNETH A. CUTSHAW, Deputy Assistant Secretary for the United States Department of Commerce, Export Enforcement, writes that "this new year offers many opportunities and challenges. At the Department of Commerce, we are finalizing the extensive changes in export rules that began when the Berlin Wall came down in 1989. We are undertaking new initiatives to preserve our national security and implement our foreign policy relative to the proliferation of major destructive weapons, such as chemical weapons. The Middle East situation has brought greater attention to this global concern." On his personal agenda, he writes that he is the new co-chairman of the American Council of Young Political Leaders, is involved in several projects with the Explorers of the Boy Scouts of America, and as vice president of the Bush-Quayle Senior Executive Service Association, he has successfully organized events at the French and Canadian Embassies and is looking forward to arranging other events for his colleagues in the Bush Administration--and he is getting married on April 20 to Diane Dracos.

Class of '83
PAUL F. McQUADE of Pillsbury, Madison & Sutro's Washington office recently published an article on government-imposed technology royalties in *The Briefing Papers*, a publication circulated in the defense, aerospace and government contracting communities.

Class of '88
RICHARD T. SAAS and wife, Bonnie, visited friends at the College of Law in February and showed ten-month-old son, Dillon, the "ole alma mater." Richard is an associate with Newman & Holtzinger.

FLORIDA

Class of '68
HON. E. EARL THOMAS writes that he was recently elected chair of the National Conference of Administrative Law Judges, a part of the Judicial Administration Division of the ABA. The conference is composed of both state and federal administrative law judges. Earl is also the chief judge for the United States Department of Labor's Office of Administrative Law Judges in Ft. Lauderdale, which serves the Southeast.

Class of '74
C. BRYANT BOYDSTUN, JR. of St. Petersburg has been elected president/managing partner in the law firm of Lyle & Skipper, P.A., which provides legal services throughout the Tampa Bay regional area with offices in St. Petersburg, Tampa, and Sun City. The firm provides services in the international arena as one of only three U.S. law firms selected to be members of Euro-link for Lawyers. Euro-link is a network of law firms throughout Western Europe with its headquarters located in London, England.

Class of '82
RANDY J. OGDEN of Tampa, formerly a shareholder in the law firm of Shackelford, Farrow, Stallings & Evans, announce the formation of Gunn, Ogden & Sullivan. The firm will be engaged in a civil trial practice with focuses on personal injury, professional liability, commercial and real estate litigation.

GEORGIA

Class of '68
HON. G. MALLON FAIRCLOTH of Cordele was welcomed as a member of the Judicial Council of Georgia at its December 14 meeting in Atlanta. He serves on the Judicial Council by virtue of his position as administrative judge of the Eighth Judicial Administrative District. Judge Faircloth has served as judge of the Superior Courts of the Cordele Judicial Circuit for nine years.

Class of '69
W. ALLEN SEPAK of Marietta was featured recently in an Atlanta area newspaper for his involvement in local fundraising activities. Al is the Annual Support Committee

chairman of the Kennestone Regional Foundation where his group helped to raise \$960,000 for the Kennestone Hospital in Marietta. The foundation named him its Member of the Year at their year-end meeting. He is also very visible and active in the support and fundraising for his undergraduate and graduate alma maters. He is a member of the College of Law's Alumni Advisory Council and the Dean's Circle.

Class of '80
REX R. VEAL has moved to Atlanta to become a partner with the Atlanta and Washington, D.C. firm of Powell, Goldstein, Frazer & Murphy. Prior to August, he was special counsel to the Resolution Trust Corporation in Washington, D.C.

HAWAII

Class of '85
KENT L. BOOHER, a Coast Guard lieutenant stationed in Honolulu, was an honor graduate of the Lawyer's Military Justice Course and received the ABA's award for professional merit at the completion of the course at the Naval Justice School in Newport, Rhode Island.

ILLINOIS

Class of '81
RICHARD L. INGRAM was recently named partner in the Chicago firm of Rosenberg & Liebentheil, P.C., where his emphasis is in the commercial real estate area. He has been associated with the firm since 1985.

INDIANA

Class of '78
ERIC L. MAYER of the law offices of Michael K. Sutherlin, Eric L. Mayer & Offer Korin of Indianapolis celebrated their second anniversary with an open house on February 1.

MARYLAND

Class of '76
HON. JOHN H. McDOWELL is in trial-oriented private practice in Hagertown and reports that he has several part-time positions: He was appointed U.S. magistrate judge for the District of Maryland in February 1989, for the Northern District of West Virginia in May 1989, and for the Middle District of Pennsylvania in October 1989.

Class of '88
WILLIAM G. TRAYNOR of Silver Springs was married to Jan Wyatt on August 25, 1990. Bill recently completed his clerkship with U.S. Circuit Judge H.T. Milburn in Chattanooga, and is now an associate in the white collar criminal/civil litigation section of the Washington, D.C. office of Fried, Frank, Harris, Shriver & Jacobson. He has had an article on the deregulation of natural gas delivery accepted for winter publication in the *Wayne State Law Review*.

MISSISSIPPI

Class of '74
WILLIAM E. PRESSLY of Gautier is presently serving in a civil service capacity as the southeastern area counsel for the Navy's naval sea systems command. He writes that he is still a Big Orange fan and usually attends one to two football games a year.

NEW JERSEY

Class of '83
MICHAEL G. MESKIN of Elizabeth recently diversified his title services by starting a title insurance agency under the name of MGM Land Title Abstract, Inc. He also maintains a title searching company located at the Union County courthouse in Elizabeth.

NEW YORK

Class of '72
HON. MARTIN J. SCHULMAN was elected to the Civil Court in Queens County, New York.

Class of '86
JOHN H. RING III is associated with the firm of Jasen & Jasen in Buffalo.

NORTH CAROLINA

Class of '89
PATRICIA A. KRIKORIAN is presently director of social services at the Metrolina Kidney Center in Charlotte.

PENNSYLVANIA

Class of '69
JOHN C. MARSTON of Holicong is a senior partner in a four-person law firm in the Philadelphia vicinity, where he specializes in serious personal injury and medical malpractice cases.

Class of '77
BARBARA S. (SUZY) LIGGETT and her husband, Gus Matson, of Lansdowne are enjoying their first child, Caroline Liggett Matson, born October 21, 1990, and weighing 9 lbs., 2 ozs.

SOUTH CAROLINA

Class of '89
TED Le CLERCQ of Charleston has successfully organized a neighborhood fundraising drive to plant live oaks and crape myrtles along a three-block stretch of Church Street. Ted, a Church Street resident, raised more than \$14,000 for the project.

TEXAS

Class of '85
RICHARD T. REDANO has recently become associated with the intellectual property law firm of Rosenblatt & Associates in Houston where he practices primarily in intellectual property litigation. He was formerly with Arnold, White & Durkee of Houston.

VIRGINIA

Class of '67
COL. JOHN T. EDWARDS is the new deputy commandant and director of the academic department at The Judge Advocate General's School in Charlottesville.

Class of '68
JAMES O. TROTTER celebrated 22 years with the FBI on October 21, 1990 and has been assigned to the Richmond office since December 9, 1969, where he has been principal legal advisor for 13 years. He writes that he and wife, Susie, have four children (one at Longwood College). He would love to hear from classmates. His address is: 9956 Duryea Drive, Richmond, VA 23225.

Class of '71
JAY TRONFELD and his staff of four full-time attorneys and a support staff of nine have recently move into a new facility in Richmond. Jay is vice president of the Richmond Trial Lawyers Association.

Class of '87
A. J. KALFUS of Virginia Beach is president of Kalfus, Nachman & Stanley, P.C. in Norfolk, where the practice is limited to civil litigation and

Alumni Address Change and News

If your address or job status has changed or will soon change, please let us know.

Name: _____ Year of Graduation: _____

Firm Name/Organization: _____

Address: _____

City/State/Zip: _____

Phone: _____ / _____

This is my: Office Address Home Address

Is this a change of address? Yes No

If yes, please list your former address: _____

Please send your information to: Alumni Office, UT College of Law
1505 West Cumberland Avenue
Knoxville, TN 37996-1800

Our phone number is 615/974-6691. Please call if you have any questions.

News:

business, corporate and tax work. The firm has expanded to five lawyers with two paralegals and will soon add a sixth lawyer, as well as enlarging its office.

ITALY

Class of '81

BRENDA J. MORGAN has left her partnership with Brin & Brin, P.C. in San Antonio, Texas to attend The Johns Hopkins School of Advanced International Studies in Bologna, Italy, where she presently resides.

SAUDIA ARABIA

Class of '86

JOHN D. DRAKE, a United States Army captain stationed in Saudi Arabia, writes that he has been deployed with his unit, the 5th Special Forces Group (Airborne), since September 12, 1990 as a participant in Operation Desert Shield. He serves as a command judge advocate and advises his colonel on matters of international law and military justice, and provides legal assistance to well over a thousand troops. Since he has been in Saudi Arabia he has seen two other UT law grads--Richard Whitaker, Class of '85, who is with the 101st Airborne Division doing essentially the same job as John, and Mary Karen Farmer Fletcher, Class of '87, who is a nurse with the Air Force in Oman. He ran into her in of all places, the Baskin Robbins in Riyadh, wearing a black robe to conform to the Arabic standards of dress.

IN MEMORIAM

*Oliver (O.Z.) Bolt '36
Kingwood, Texas*

*Raymond E. Cate '49
Knoxville*

*Hal H. Clements, Jr. '35
Powell*

*James A. "Jad" Davis '81
Lookout Mountain*

*Robert A. Finley '63
Knoxville*

*Walter L. Fuller, Jr. '50
Oak Ridge*

*John T. Gilbertson '48
Knoxville*

*George D. Hall '52
Arlington, Virginia*

*C. Dennis Harrell '51
Tampa-Lutz, Florida*

*Kenneth R. Herrell, Sr. '49
Nashville*

*George C. Jackson '40
McKenzie*

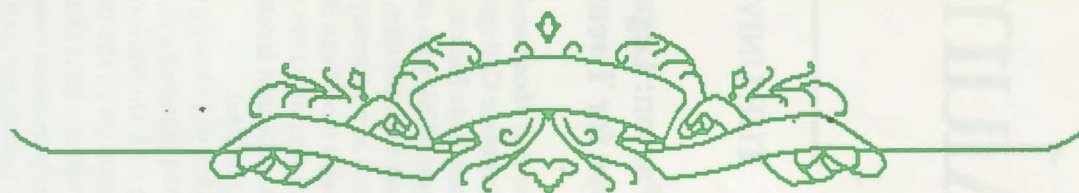
*Benton H. Jones '45
Rockwood*

*Dorothy A. Donaldson
Maupin '32
Las Vegas, Nevada*

*Ralph H. Noe, Jr. '55
Morristown*

*Conrad E. Troutman, Sr. '22
LaFollette*

Editor's Note: Marion S. Boyd, a previous recipient of the College of Law's Public Service Award, should have been listed as Hon. Marion S. Boyd in the last issue of *Headnotes*. Thanks to Ross Clark. We regret the error.



College of Law Calendar

| | |
|-------------------|-------------------------------|
| March 18-22: | Spring Break |
| April 8-12: | Law Week |
| April 30 - May 9: | Examinations |
| May 9: | Hooding |
| May 10: | Commencement |
| May 15-19: | College of Trial Advocacy |
| May 21: | Summer Term Registration |
| May 22: | Summer Term Begins |
| July 4: | Independence Day (No classes) |
| July 11: | Summer Term Ends |
| July 15-22: | Examinations |
| August 9: | Commencement |



Paul Tagliabue, Commissioner of the National Football League, spoke to Dean Yarbrough's sports law class in November.

Alumni Headnotes

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Alumni Headnotes is published three times a year by The University of Tennessee College of Law for alumni, friends, staff, and students.

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