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ALUMNI HEADNOTES

Spring/Summer, 1982/The University of Tennessee College of Law/Julia P. Hardin, Editor

UT Law Graduates Succeed In Today's Job Market



According to figures derived from current labor statistics, there are at least three law school graduates for every one job available each year in the legal job market. This bleak picture has caused concern among potential law students about the advisability of choosing law as a lucrative career, but students who survive three years of rigorous study at the University of Tennessee College of Law can still expect to find good jobs.

The number of firms interviewing on the UT campus has increased significantly over the past three years. A legal diploma may not be quite the golden key to prosperity that it used to be, but numerous jobs requiring a legal education are available at comfortable salary rates.

"Approximately 97 percent of our graduates are employed within six months of completing law school," declares Sandra O'Rourke, Director of Career Planning and Placement. "This success rate can be attributed to several factors critical to career development, including counseling assistance for first and second-year students, an expansive resource library, advice on writing resumes and interview techniques, constant communication with law firms and visits from their representatives, part-time and summer clerkships, the Southeastern Law Placement

(Continued on page 2)

PUBLIC LAW INSTITUTE Lakeshore Presents Judges' Day

Judges of all levels of courts in Tennessee were invited to attend a one-day program at Lakeshore Mental Health Institute on April 2, 1982. Designed to foster better communication and understanding between the judiciary, law enforcement, and mental health personnel, "Judges' Day at Lakeshore" was co-sponsored by LMHI, the Mental Health Association, and the Public Law Institute of the University of Tennessee College of Law.

The featured speaker for the luncheon was William J. Harbison, Chief Justice of the Supreme Court of Tennessee.

Regional Seminars Presented

Nashville and Knoxville were the sites for the Tennessee General Sessions Judges Spring Regional Seminars in March and April, 1982. In addition to updates in civil and criminal law, the thirty-plus participants discussed the effect of the new DUI law, and Judge David Creekmore explained the Alternative Sentencing Program in Knox County. The Annual Meeting of the Tennessee General Sessions Judges Conference is scheduled for September 9-11, 1982 in Gatlinburg.



The Champions: (clockwise from bottom) Louann Prater Smith, Prof. Joe Cook, Prof. John Sobieski, Tom Slagle, and Wanda Glenn.

MOOT COURT HIGHLIGHTS UT Moot Court Team Wins National Championship

The headlines read "Law School Looks Sharp" (*Daily Beacon*) and "UT Moot Court Captures Top Honors" (*Knoxville Journal*) after a team of three UT law students won the National Moot Court Competition for the second time in six years. On the evening of January 15, 1982 in New York City, the team of Wanda Glenn, Tom Slagle, and Louann Prater Smith triumphed in the final round over Texas Tech University School of Law.

U.S. Supreme Court Justice Byron White was among the presiding judges, as he was when a team from UT won in 1976. Over one hundred fifty law schools from across the country entered this competition, the oldest and most prestigious of its kind. This year's case raised issues of a celebrity's "right of publicity" and whether or not the First Amendment limits the right exclusively to exploit the celebrity's name and likeness.

Wanda Glenn, who is Chairperson of the Moot Court Board, was Best Oralist in the regional competition in New Orleans and runner-up Best Oralist in the national competition. The team was advised by Professor Joe Cook, who has been faculty advisor for the UT team for the past fifteen years, and by

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TOMORROW IS HERE, TODAY . . . the 1982 Class Agent Program is announced (See page 4)

Tennessee Tomorrow Honor Roll

The names of the following donors were inadvertently omitted from the "Honor Roll" mailed to our alumni a few months ago. We sincerely appreciate these individuals' pledges and their patience.

Daniel Lee Merriman Atlanta, Georgia	\$1,000
E. Wycliffe Orr Gainesville, Georgia	\$1,000
Wheeler A. Rosenbalm Knoxville, Tennessee	\$2,000

The three-year capital development campaign raised \$1.5 million in pledges for the University of Tennessee College of Law. As a result of the fund-raising effort, the number of scholarships in the law school has doubled over the last three years and three professorships were established. The income from the endowment, when all pledges are paid in, will also benefit the law library and student enrichment programs.

Herb Bacon, national chairperson for the drive and a 1950 graduate of UT, reported that nearly \$1 million of the total pledges came from law alumni and friends, with the remainder being donated by law firms, businesses, and foundations. Others responsible for the success of the campaign were volunteer chairpersons from across the state, including state chairperson Bernard Bernstein of Knoxville and Robert Worthington, Knoxville area chairperson. The leadership of the Alumni Advisory Council and the full participation by the law faculty were significant factors in the appeal's overall achievements.

Among the large gifts were \$200,000 from the Frederick T. Bonham Trust of Stamford, Connecticut for minority scholarships, \$100,000 from Lindsay Young of Knoxville, \$100,000 from U.S. Fidelity and Guaranty Company of Baltimore in honor of retiring board chairperson Williford Gragg, and royalties from oil-producing property in southern Louisiana valued at \$312,000 from C. T. Carden of New Orleans.

New Assistant Dean Appointed

Norman Douglas (Doug) Wells, a 1980 graduate of the University of Tennessee College of Law, has been appointed Assistant Dean of the law school effective April, 1982. His responsibilities have initially focused on the recruitment and counseling of qualified minority students for the school. He will also share with Associate Dean Hoover responsibility for the widest range of admissions and financial aid processes as well as assist Dean Penegar with other aspects of College administration.

Born in Orangeburg, South Carolina, Dean Wells received his undergraduate degree in sociology from Morehouse College in Atlanta, where he was Phi Beta Kappa and graduated in the top ten percent of his class. He was editor of the college newspaper. He achieved many distinctions while a law student, such as being the Earl Warren Legal Scholar from 1977 to 1980 in addition to receiving two other scholarships. In 1979-80, he was President of the Black American Law Students Association. He also participated in the UT Affirmative Action Coalition and the Faculty-Student Readmissions Committee.

Dean Wells has been a Staff Attorney for Legal Services of Eastern Missouri since his graduation. We welcome Doug and his wife, Sigrid Amond Wells, back to Knoxville. He is working at the school where he began his career to help students from diverse backgrounds discover the advantages of a legal education at the University of Tennessee.



WELLS

UT Law Graduates

(Continued from page 1)

Consortium, and the Tennessee Bar Association Job Fair."

The rapid growth in the number of employers who now conduct their interviews in the law school building has been an essential factor in the impressive career development of UT students. In fact, the number of on-campus interviewers has been doubling in size every year for the past four years, and Ms. O'Rourke expects the figure to reach 120 this year.

Students also have the opportunity of interviewing with approximately 80 top law firms from across the country at the Southeastern Law Placement Consortium. This annual event is sponsored jointly by ten southeastern law schools to attract law firms who would not be interviewing at individual law schools. The Career Planning and Placement office also coordinates UT students' participation in the Job Fair at the annual Tennessee Bar Association Convention.

The resource library provides information so that students may tailor their expectations to coincide with current market trends. Interview skills workshops give the student a chance to "try out" in mock interviews and on videotape.

The Career Planning and Placement office publishes a resume and interview book and "Lawyers of the Future," an annual publication including students' pictures and biographical information which is distributed to legal employers in Tennessee and throughout the United States. The Tennessee Legal Employers Guide is a compilation of UT students' resumes, directed to the east, middle, and western regions of the state.

Ms. O'Rourke observes that the students who clerk during the summer with law firms are increasingly becoming the hiring pool for legal employers as reflected by legal employers interviewing to fill clerkship positions rather than full-time lawyer positions. The odds are on the student's side, but ultimately the persistence, flexibility, and positive attitude of the individual applicant determines his or her success.



Faculty's Achievements On Display

A special feature on the Dean's bulletin board this past year has been a continuing display of the varied achievements of faculty members. Many of the visiting alumni, students, staff, and even faculty were unaware of the significant publications authored by, cases tried by, and the other important activities of UT law school professors. The "faculty achievements display" will be featured every other academic year in the main hallway of the George C. Taylor Law Center.



The many achievements of our faculty are being featured on a rotating basis. Pictured are those of John Sebert, Dick Wirtz, and Micky Davis.



Placement Director Sandy O'Rourke counsels a student.

UT Moot Court Team

(Continued from page 1)

Professor John Sobieski. Undeafated throughout the competition, the UT team met teams from the universities of Case Western Reserve (Cleveland, Ohio), Drake (Iowa), Syracuse, Georgia, and Georgetown in Washington, D.C. to reach the finals and ultimately prevail.

UT Excels in Client Counseling Competition

The team of Anne Austin and Mike Pousman placed among the top three teams competing in the Regional Client Counseling Competition on March 6, 1982 in New Orleans. Their advisor for this year's child custody/support case was Legal Clinic Staff Attorney Nicole Russler.

Unlike appellate advocacy competitions, the unique focus of this contest is the counselors' collective ability to establish rapport with a client. Designed to develop the confidence and skills of future lawyers in their relationships with clients, this competition was won by Cumberland School of Law of Samford University, Alabama, with the University of Miami School of Law also placing in the top three.

International Team Places Second In Region

Mark Floyd, David Hilliard, David Newman, and Randy Ogden placed second in the 1982 Southern Regional Phillip C. Jessup International Moot Court Competition in Nashville on March 6, 1982.

The UT team, advised by Professor Gerald McGinley, actually won all of its rounds and accumulated the highest number of points in the oral category. Vanderbilt earned first-place honors in the overall competition. This year's problem focused on the issues of human rights and the status of refugees in a dispute between the mythical country of Septentrion and a revolutionary government formed by the Meridionese Liberation Army.

Other Moot Court Activities

AMERICAN TRIAL LAWYERS ASSOCIATION TEAM

Faculty Advisor: Gary Anderson

Members: Floyd Flippin
Vanette Hughes
Sandi Wallace

Alternate: Jett Whitmer

IRVING R. KAUFMAN SECURITIES MOOT COURT TEAM

Faculty Advisor: Fredrich Thomforde

Members: Charles Currier
Richard Smith
Alice Woody

GILES SUTHERLAND RICH PATENT MOOT COURT TEAM

Faculty Advisor: Richard Wirtz

Members: Kirby Davis
Linda Hamilton

ALUMNI NEWS

Class of '02

JOHN M. THORNBURGH died at the age of 100 in December, 1981, while visiting with relatives in Chattanooga. He was formerly a bankruptcy referee and U. S. Commissioner, a position similar to that of the current U. S. Magistrate. Judge Thornburgh was honored last fall as the University of Tennessee's oldest living alumnus and letterman.

Class of '42

CHANCELLOR LEN BROUGHTON, JR. passed away April 30, 1982 at his home following a year-long treatment for a brain tumor. He practiced law for 24 years before being elected to the bench in 1966. He had also worked for the Attorney General's office and as city trial attorney in Knoxville. Chancellor Broughton was a graduate of the National College of State Trial Judges and served as President of the Tennessee Judicial Conference.

Class of '46

MARNE SHARP MATHERNE passed away in December of 1981 after a lengthy illness. He practiced in Knoxville with Jerome Taylor and W. E. (Bill) Badgett and taught at UT during that time. He later moved to Nashville where he was an Assistant Attorney general for Tennessee and an attorney for the U. S. Labor Department.

Class of '53

KYLE C. TESTERMAN, formerly Mayor of the City of Knoxville, has become associated with the Knoxville firm of Stone & Hinds.

Class of '63

DONALD F. PAINE, partner in the law firm of Egerton, McAfee, Armistead & Davis, is President-Elect of the Knoxville Bar Association. FRED G. MUSICK, Class of '53, is the current president. Don taught at UT College of Law from 1966 to 1970, when he joined his present firm.

Class of '67

PETER D. KASDIN recently announced the formation of his partnership with Philip J. Nathanson in Chicago, Illinois. The firm will operate under the name of Kasdin & Nathanson.

Class of '73

LINDA G. ROBERTS has been named as an Assistant District Attorney General for Knox County. Since 1976, she has been a research assistant and law clerk to Judge Clifford Sanders of the Tennessee Court of Appeals.

JANE SNYDER, partner in the Washington law firm of Arnold and Porter, delivered the commencement address for Winter Quarter graduates of the University of Tennessee, Knoxville. An Oak Ridge native, she was formerly associated with another Washington law firm and the legal department of Eastern Airlines. She was one of UTK's first early undergraduate admission students, entering in 1967 after completing her junior year in high school.

Class of '74

ROBERT A. CRAWFORD has become a member of the firm of Bond, Carpenter & O'Connor in Knoxville.

Class of '76

J. R. SCARBOROUGH has formed a partnership with J. L. Bailey, Jr. under the name of Bailey & Scarborough. Their offices are located at Navajo and S. Germantown, East Ridge, Tennessee.

Class of '77

TERRY H. HILL has become a principal in the Nashville firm of Manier, White, Herod, Hollabaugh & Smith, P.C.

ANDREW SCOTT NEELY returned to Knoxville in March to practice intellectual property and patent law with the firm of Luedeka, Fitch & Neely. He practiced in Dallas, Texas for two years, and during the last three years he was associated with the firm of Waddey, Lundin & Newport in Nashville.

Class of '78

In May, KAREN DENISE BROCK assumed the position of Assistant Attorney General in Knoxville. She was formerly Staff Attorney for the Office of General Counsel, University of Tennessee.

C. GEORGE CAUDLE has joined the firm of Stophel, Caldwell & Heggie, P.C. in Chattanooga. The firm also has an office in Dalton, Georgia.

WILLIAM H. HALTOM, JR. recently became a partner in the Memphis firm of Thomason, Crawford & Hendrix.

Class of '79

R. BRADFORD BRITTIAN has joined the Knoxville firm of Pitts & Kesterson as an Associate. The firm specializes in patent, trademark, copyright, unfair competition, and related litigation and licensing.

Class of '80

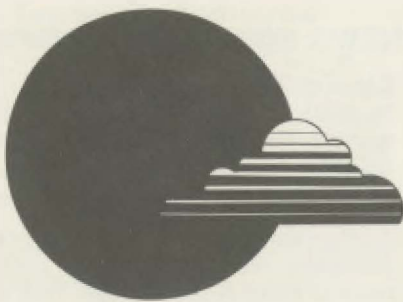
SARA MEREDITH DeVAULT has joined the firm of Frantz, McConnell & Seymour in Knoxville. She has also earned the status of Diplomate of the Court Practice Institute following a seminar in trial advocacy held in Chicago in December, 1981.

BARRY W. EUBANKS and MARCIA K. PHILLIPS have become associated with the firm of Stophel, Caldwell & Heggie, P.C., which has offices in Chattanooga and in Dalton, Georgia.

Class of '81

PHIL KENDRICK of Nashville won second prize in the 1981 Nathan Burkan Memorial Competition, sponsored by the American Society of Memorial Composers, Authors and Publishers. The winning essay is entitled "Distinguishable Variation and a Change in the Medium of Expression."

DESIREE PARK has become an Associate of the firm of Parrish & Mulrooney, P.C., in Memphis.



Tomorrow Is Here, Today . . .

. . . is the theme of the College of Law's new opportunity to conduct its own Annual Giving Program. Annual, unrestricted gifts are being sought to fulfill the school's immediate and recurring needs. Such gifts, regardless of their size, represent a trust in the commitment of the College to maintain a tradition of high expectations in students and alumni alike.

The encouragement of research by and resources made available to faculty members, acquisitions of new library materials, and support for student extracurricular activities such as Moot Court Competitions are all crucial needs that the law school faces every day.

Alumni who have not made a gift to the University since July 1, 1981, may have recently been contacted by members of the College of Law's new "Class Agent Program." Representatives of the various graduating classes were asked to contribute their time and efforts to contacting fellow alumni regarding possible gifts. The main objective of this initial annual giving appeal is to involve more than the twenty percent of alumni who currently make gifts to the school.

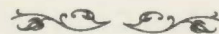
Co-Chairpersons of this year's Annual Giving Program are ROBERT ECHOLS, Class of '64, in Nashville and ROBERT FINLEY, Class of '63, in Knoxville. They contacted alumni throughout Tennessee and in out-of-state locations and hosted organizational meetings in the Spring. Their leadership has given a boost to the hopes of greater alumni interest in the future of the law school.



Dean Penegar explains the current needs of the College to Class Agents gathered in Nashville.



1982 CLASS AGENTS



These alumni have generously agreed to represent the University of Tennessee College of Law, both as agents for the development program and, indirectly, as ambassadors of good will.

East Tennessee

Robert Finley, Co-Chairperson

Roy L. Aaron, '72	Knoxville
Earl Ailor, '47	Knoxville
Peter Alliman, '77	Knoxville
C. Howard Bozeman, '43	Knoxville
Paul Campbell, III, '75	Chattanooga
William Casto, '73	Knoxville
Alan Cates, '72	Chattanooga
Robert Cheek, '51	Knoxville
Michael Ellis, '68	Knoxville
Patti Jane Lay Fisher, '79	Knoxville
Cecil Forinash, '49	Knoxville
Bruce Fox, '76	Knoxville
Rebecca Gillen, '79	Knoxville
Sidney Gilreath, '62	Knoxville
Morris Hadden, '64	Kingsport
Jo Helm, '74	Knoxville
Lewis Howard, '53	Knoxville
Lowry Kline, '65	Chattanooga
Joe Mont McAfee, '60	Knoxville
W. Scott McGinness, Jr., '75	Chattanooga
John Murrey, '66	Chattanooga
Dave Prickett, '77	Chattanooga
Timothy Priest, '75	Knoxville
Robert Pryor, '60	Knoxville
Earl Rainwater, '60	Knoxville
Michael Rowland, '70	Knoxville
Ann Rowland, '79	Knoxville
Don Sproles, '78	Knoxville
Dorman Stout, '59	Kingsport
Howard Vogel, '74	Knoxville
Gary Wade, '73	Sevierville
Louis C. Woolf, '50	Knoxville

Please note: Our special thanks to John Smartt, Class of '48, for his advice and enthusiasm.

If you would like more information about our new Annual Giving and Class Agent Program, please contact Julie Hardin (615) 974-6691, or Sandy O'Rourke, (615) 974-4348.

Middle and West Tennessee and Out-Of-State

Robert Echols, Co-Chairperson

George Bishop, '75	Nashville
Charles Bone, '70	Nashville
Daniel Breene, '75	Jackson
Walter Bussart, '77	Lewisburg
Ross Clark, '60	Memphis
Patricia Cottrell, '76	Ashland City
Wm. Sidney Davis, '68	New York, NY
James Doran, '68	Nashville
Thomas Dyer, '66	Memphis
Thomas Fox, '48	Franklin
William Haltom, Jr., '78	Memphis
William Hancock, '76	Nashville
Charles Huddleston, '76	Atlanta, GA
Rick Humbracht, '71	Nashville
Julie Jones, '77	Nashville
Kenneth King, Jr., '75	Nashville
Clifton Knowles, '77	Nashville
Daniel Layman, '74	Roanoke, VA
Daniel Merriman, '77	Atlanta, GA
James Mondelli, '72	Nashville
Wm. Hugh Overcash, '51	Ashland, KY
Thomas Reed, Jr., '70	Murfreesboro
Richard Rose, '74	Bellaire, TX
W. Allen Separk, '69	Marietta, GA
Jane Snyder, '73	Washington, D.C.
Jim Weatherly, '75	Nashville

ADDRESS CHANGE/ALUMNI NEWS INFORMATION SHEET

If your address or job status has changed, or will in the near future, please let us know.

Name: _____

Firm Name: _____

Address: _____

City/State/ip _____

Phone: (____) _____

This is my: Office Address

Home Address

Year of Graduation: _____

Former Address: _____

Alumni News: _____



Faculty Update/Faculty Update/ Faculty Update /Faculty Update

CARL PIERCE will be on leave for the 1982-83 academic year as a visiting professor at Washington University in St. Louis, teaching corporation law and legal history.

GRAYFRED GRAY was on partial leave during 1981-82 and will be on full leave for 1982-83. He will serve as General Counsel for the Department of Mental Health and Mental Retardation in Nashville.

GEORGE WU will return to Los Angeles and begin working for the United States Attorney's Office in L.A. He has been Assistant Professor of Law at UT since 1979, and we wish him good fortune on the California coast.



WU

MICHAEL DAVIS, who has been Assistant Professor at UT College of Law since 1979, tendered his resignation this spring. He will be studying in France until July of this year, and he plans to return to Nantucket,



DAVIS

Massachusetts for the remainder of the summer and then to move on to his new position at Cleveland State University in Ohio.

MARTY BLACK has been on leave the past year and has decided to continue her work with her husband in the Maryville firm of Kizer & Black. She has indicated that she might return to teaching at some point in the future. Marty received her J.D. degree from the University of Tennessee in 1973 and has been a valued member of the law school faculty. She taught Contracts, Taxation, and Civil Procedure. Her works in the Moot Court programs and counseling of minority students were also hallmarks of her tenure at George C. Taylor.



BLACK

J. OTIS COCHRAN has accepted an appointment as Associate Professor of Law, beginning with the 1982-83 academic year. He comes to UT from the position of Executive Assistant to the President of Northeastern Illinois University.

Professor Cochran received his J.D. in 1971 from Yale University and his B.A. in 1968 from Morehouse College. He has written articles for the *Yale Review of Law and Social Action* and *Howard University Law Review*. Recipient of the Founder's Award of the Black American Law Students Association, he was National Coordinator of Dixwell Legal Rights Association in New Haven.

Professor Cochran was Staff Attorney for the Center for Constitutional Rights, New York, and Legal Consultant to the National Conference of Black Lawyers. He was also Assistant to the President and General Counsel, National Scholarship Service and Fund for Negro Students.

This new member of the faculty is no stranger to teaching. He has been a lecturer at Princeton University, Vassar College's Africana Studies Department, and the School for New Resources, College of New Rochelle. Professor Cochran received a 1976 fellowship from the National Fellowships Fund and the ACE Fellowship in Academic Administration for 1980-81. He is currently preparing an article on "The Law, Sex and Sexuality" for *The Paralegal Journal*.

ROBERT DUGAN, Professor at the University of South Dakota Law School, will be a Visiting Professor of Law at UT for the spring semester of the 1982-83 academic year. His areas of teaching preference include Business Associations, Commercial Law, Contracts, and Taxation.

Professor Dugan holds degrees of B.A. and M.A. from Stanford University and the J.D. and M.C.L. from the University of Chicago Law School. He has also pursued other graduate study at the University of Berlin and the University of Freiburg, West Germany, where he has twice been Visiting Lecturer in Comparative Law.

CAROL MUTTER, Associate with the firm of Hull, Towill, Norman & Barrett in Augusta, Georgia, will be a Visiting Associate Professor of Law at UT next year. Her experience includes general practice, commercial litigation, and administrative law.

After receiving her undergraduate degree from the University of Tennessee in 1968, Professor Mutter studied Art History at Columbia University, and then earned her law degree from Georgetown University Law Center in 1975, graduating in the top one percent of the class. She clerked for the U.S. Court of Appeals for the D.C. Circuit before joining the Washington, D.C. law firm of Hogan and Hartson and later moving to Augusta.

LEONARD RISKIN, Professor of Law at the University of Houston, has accepted an appointment as Visiting Professor of Law at UT for the Spring Semester, 1982-83. He currently teaches Torts, Family Law, and Legal Interviewing and Counseling and Mediation.

Professor Riskin holds the LL.M. from Yale Law School, the J.D., 1967, from New York University School of Law, and an undergraduate degree in Psychology from the University of Wisconsin, Madison. He participated in and served as an Intern (1980-81) for Columbia University School of Law's Project for the Study and Application of Humanistic Education in Law. The author of numerous articles in legal journals, Professor Riskin is presently preparing a book on mediation and lawyering.



Jim Kirby enjoys a relaxing moment sitting at his magnificent desk, a gift from an alumnus.

Gifts Come In Many Forms

It was built between 1900 and 1905, the fine handiwork of Utica Desks of Knoxville, Tennessee. The handsome roll-top desk was donated to the law school by Donald B. Southern, Class of '51. His brother, Charles W. Southern, Class of '49, explains that the desk was given in honor of their father, attorney W.H.H. Southern, who died in 1946.

The desk belonged to their father when he operated a men's clothing store on Gay Street before he started practicing law in the mid-1930's. Mr. Southern read law during the day and went to John R. Neal's law school at night. He was a long-time member of County Court and opened a Justice of the Peace office in the old Realty Building on Market Street. The desk was moved to that office, where Charles Southern still practices law. Although a Justice of the Peace himself, W.H.H. Southern was one of the original advocates of the creation of a General Sessions Court to correct problems with the Justice of the Peace system.

W.H.H. Southern's three sons, Martin, Charles, and Donald, all became attorneys. Martin Southern went to John R. Neal's school and practiced law in Knoxville; he was also a chess expert and bridge master. Charles and Donald Southern graduated from the University of Tennessee College of Law. The Southern's have contributed much to their alma mater, including this desk and books for the library, with plans for the eventual establishment of a scholarship fund. The desk is now being enjoyed by Professor Jim Kirby, who, together with his wife Barbara, restored it to its natural beauty. Two other donated desks are in the offices of Professor Fred LeClercq and Professor Emeritus Charles Miller, and information about these gifts will follow in subsequent issues.

CAREER PLANNING AND PLACEMENT REPORT: Employment Picture of 1980-81 Graduates

Of the 184 graduates of the UT College of Law whose employment status is known, 62.1 percent are in private practice, 13.8 percent have judicial clerkships, 11 percent are in positions with the government, and 6.9 percent are in business. The remaining six percent are in the military, in the academic world, or with public interest organizations.

Approximately 70 percent remained in Tennessee, whereas 30 percent moved to cities in other parts of the nation and the world, including Japan and Switzerland.

Since the majority of UT law graduates enter private practice, the salary statistics of graduates from August, 1980 through June, 1981 classes may be of particular interest:

Average Salaries, Private Practice	In Tn.	Out/State
Solo practitioners	\$13,000	N/A
Small law firms (2-10)	\$18,000	\$18,000
Medium law firms (11-25)	\$20,000	\$21,000
Large law firms (26-50)	\$24,000	\$24,000
Very large law firms (51+)	N/A	\$30,000

An Annual Salary Survey Report is published by the Career Planning and Placement Office and is available upon request.

February 1982 Bar Exam Results Announced

Ninety-one (91) percent of University of Tennessee graduates taking the February bar examination were successful, compared with a sixty-eight (68) percent state-wide passage rate. The percentage of successful first-time takers from UT was 94 percent. Of the 136 total applicants, 56 were graduates of UT.

The Board of Law Examiners announced a new grading plan, effective as of the February, 1982 examination. The essay and multi-state parts of the exam are no longer statistically combined. The twelve (12) essay questions are now graded on a pass/fail basis. The base passing grade is the passing of at least eight (8) essay questions and a score of 130 on the multi-state part.

In addition, applicants will pass the exam if they pass at least seven (7) essay questions and have a score of at least 135 on the multi-state or if they pass nine (9) or more essay questions and have a scaled score of at least 125 on the multi-state. Papers of applicants who made at least 125 on the multi-state are reviewed on the basis of whether or not the papers are so deficient as to warrant failure. Previously, the final score was determined by highly complex statistical averaging which typically resulted in grades being bunched close to the 75 passing mark.

On the multi-state bar examination, Tennessee applicants did better than the national average on contracts, real property, and torts, about the same on evidence, and not as well on constitutional law and criminal law.

Leadership and Authority In A Pluralistic Society

(Editor's note: Dr. Charles H. Reynolds, Professor and Head of the Department of Religious Studies at UTK, delivered the August 21, 1981 hooding address. The following is a condensed version of his thoughtful remarks . . .)

It is with profound respect for the role that lawyers and the law have played in providing leadership and in establishing trustworthy authority in a democratic polity that I dare to reflect on leadership with you this evening. Integrity, civility, and a respect for the historic tradition of our pluralistic forms of life are intrinsically related to the quality of authority and character of leadership demanded by a pluralistic, democratic society.

It is not necessary to document how bankrupt in practice the venerable ideal of pluralism has become. An alleged tolerance and respect for diversity has too often merely concealed biases and prejudices which are demeaning and oppressive to certain groups, especially the racial and religious minorities, but also women who, despite their numbers, have been assigned a subordinate status. And as those who have been so long victimized have found effective ways to articulate their distinctive understandings and patterns of living, the resultant conflicts have threatened the very possibility of public order itself, thereby dramatizing the inadequate and prejudicial basis of the old consensus order for a new situation.

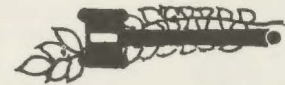
You who are receiving your hoods this evening are soon to be members of the profession that has a special calling to extend and to defend, to promote and to protect, to nurture and to safeguard the formulation and administration of justice in our society. Your development of character and integrity to pursue this sacred calling will depend in large part on how you relate to your professional associates, for few of us can be responsible without support from responsible friends and associates. Few of us can maintain our own integrity unless we also associate with persons of integrity. It is in this sense that professional colleagues have a special calling to support and to nurture one another.

And at a deeper level, it is in this sense that you are a social being. You cannot exhibit or develop all the excellences of the legal profession. But if you can learn to take pride in the excellences of your colleagues of the Bar, permit their excellences and strengths to complement and extend and challenge your own, then together you can exhibit a professional excellence that brings credit to each of you and makes a contribution to the good of your society. That is a form of professional service that is lost at everyone's peril.

In *A Theory of Justice*, John Rawls contrasts one notion of community with what he calls "private society." Rawls observes that (1) those comprising private society have

their own private ends that are competing or independent, but not complementary; and (2) institutions or associations do not have any value in themselves and those participating in them do so to pursue their private aims, but otherwise view associational life as a burden. For Rawls, the form of life of public society, in contrast with private society, is such that we finally understand ourselves as members of the community of humankind in which the members enjoy one another's excellence and individuality elicited by free institutions, and each recognizes the good of every other as an element in the complete activity of the whole scheme.

I conclude this reflection on leadership with a positive note. You and your colleagues in the legal profession have the calling to exhibit a quality of leadership in American life that grounds leadership in character and that promotes the common good of our society in ways that are trustworthy. The impartial, non-arbitrary dimensions of law and the legal profession have never been more solely needed by American society than they are today.



New Legal History Course Taught

Milton M. Klein of the Department of History, UTK, taught a course in American Legal History at the law college during the Spring Semester, 1982. The course aims at offering students a view of legal development from the perspective of the historian, emphasizing the social context and impact of the law. Topics treated include law and the legal profession in colonial America, the legal and constitutional issues of the American Revolution, the law and slavery, law on the frontier, law and the American Indian, the emergence of the civil liberties issue in American history, law and the regulatory state, and the development of the modern legal profession.

Klein is an American historian who has done extensive research in the history of early American law.

Lindsay Young Professor of History at UTK, he teaches courses in American Colonial History and the American Revolution. In 1976, he introduced a course in the undergraduate curriculum on "Law in American Society," and for the past two years he has been teaching an undergraduate course on "Law in American History." He is a long-time member of the American Society for Legal History and from 1980 to 1981 served as its president. From 1971 to 1975, he served as a member of the editorial board of the *American Journal of Legal History*. Dr. Klein was recently appointed to the Special Committee on the Bicentennial Era of the American Historical Association.

Law College Honors Its Finest

The appropriate end to a week-long celebration of "A Generation of Progress" in the law was the University of Tennessee College of Law's Banquet and Honors Program at the Sheraton West the evening of Friday, April 16, 1982. Dean Kenneth L. Penegar and Student Bar Association President Tom Parrish were the Masters of Ceremony.

CORNETT



Elected the Outstanding Teacher of the year was Professor Joseph Cook, and Judy Mae Cornett of Lenoir City was named the Outstanding Graduate. Professor Cook earned the Williford Gragg Professorship of Law in 1979, and among his writings are a three-volume work on the *Constitutional Rights of the Accused* and a comprehensive book entitled *Criminal Procedure* which he co-authored. He has received numerous honors during his teaching career, including two previous awards as Outstanding Teacher in 1969 and 1974. Professor Cook received his bachelor's degree and juris doctor from the University of Alabama and his master of laws from Yale University.

Ms. Cornett graduated in 1977 in the top ten percent of her undergraduate class at the University of Tennessee, where she became a charter member of the College Scholars Program and earned numerous honors, including election to Phi Beta Kappa. She will graduate from law school this semester, having accumulated many honors during her three years of study, such as nine American Jurisprudence Awards for academic excellence in individual courses. Ms. Cornett was the 1979 recipient of the John W. Greene Scholarship for merit, and she has served as Editor-in-Chief of the *Tennessee Law Review* for the 1981-82 academic year.

Also recognized at the Law Day event were the winners of the Advocates' Prize Moot Court Competition, judged by the Honorable Leonard I. Garth, Judge for the United States Court of Appeals for the Third Circuit, the Honorable Gilbert S. Merritt, Judge for the United States Court of Appeals for the Sixth Circuit, and the Honorable Vincent L. McKusick, Chief Justice of the Supreme Judicial Court of Maine. Seven teams competed for this year's championship. The winning team consisted of Carl Patrick of Knoxville and Dan Scott of Knoxville. Mr. Scott also received recognition as Best Oralist. The runner-up team members were Dee Hobbs of Chattanooga (East Ridge) and Deb Lewis of Murfreesboro. The competition, which this year involved a hypothetical search and seizure case, was established through the anonymous donations of a friend of the College of Law and is given in honor of six distinguished trial lawyers in the Knoxville area.



Knoxville Bar Auxiliary President Charlotte Petty presents award to student Tom Jurkovich.



Judges Merritt, Garth, and McKusick challenge the skills of Advocates' Prize participants.



Carl Patrick (l) and Dan Scott, winners of Advocates' Prize Competition, congratulate one another. In background is Moot Court Board Chairperson Wanda Glenn.



"Outstanding Teacher" Joe Cook receives standing ovation and handshake from SBA President Tom Parrish.

Other features of the law week activities were the Student Art Show, speakers Randy Tyree, Mayor of Knoxville, and S. David Freeman, Board Member of the Tennessee Valley Authority, and a showing of the movie "Paper Chase." The annual "Law Follies" and the Allan Novak picnic and auction were as successful as always, enhanced by the sunny weather throughout most of the week.



Auctioneer Jerry Black extolls the virtues of his favorite plant for the benefit of the Allan Novak fund. Organizer Reynolds Davies is enjoying the event's success.

Assistant Dean Appointment No Longer "Acting"

Julia P. (Julie) Hardin's appointment as Assistant Dean for Research, Development, and Administration has been made permanent. A 1978 graduate of the University of Tennessee College of Law, Dean Hardin directs the activities of the Public Law Institute, coordinates research development as well as alumni gift development, is responsible for Alumni Affairs and Continuing Legal Education for the College, and is an Instructor of Legal Research and Writing. She has held this position in an "Acting" capacity since October of 1980.

A native of Knoxville, Dean Hardin graduated from the University of Tennessee in 1976 with a bachelor of arts degree in Philosophy and was elected to Phi Beta Kappa. She was Editor-in-Chief of the Public Law Institute's *Judicial Newsletter* during her final year of law school. She has been a Research Associate and Staff Attorney for Research for the Public Law Institute's Continuing Judicial Education programs and Judicial Research Service. In 1980, she authored the Institute's publication, *1980 Supplement to the Tennessee Law of Crimes*. Before assuming her current position, Dean Hardin edited the *Tennessee Law for Drivers Student Textbook and Teacher's Manual* under a grant from the Governor's Highway Safety Program.

Since assuming the position of Assistant Dean, Ms. Hardin has written a chapter on "Search and Seizure" for the *Tennessee Law of Criminal Procedure* (January, 1981) and supervised the publication of the Institute's other books on Tennessee law. She has twice served as Hearing Examiner for the University of Tennessee. Dean Hardin has also been a speaker for the Tennessee Affiliate Conference on Child Advocacy (October, 1981) and the Conference on the Law for Cooperating Teachers (April, 1982). She is a member of the Knoxville, Tennessee, and American Bar Associations.

In announcing the shift of her appointment to a permanent basis, Dean Penegar said of Ms. Hardin, "We are fortunate indeed to be able to retain the services of so talented a lawyer and a person who has quickly made an important place for herself on our professional staff."



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Faculty In The News

PROFESSOR PATRICK HARDIN, speaking at the fall meeting of the Tennessee State Conference of the American Association of University Professors on October 17, 1981 warned that educators in the state's higher education system should be cautious in seeking the right to strike. A former Associate General Counsel of the National Labor Relations Board, Hardin emphasized that the right to strike may not be as important as achieving the right to advisory or binding arbitration. He suggested that decisions regarding election results and qualifications for the bargaining unit should be made by a single statewide regulatory agency as opposed to ad hoc committees.

PROFESSOR JERRY PHILLIPS testified on March 9, 1982 before the consumer subcommittee of the Senate Commerce Committee against a proposed Products Liability Act. Phillips, co-author of casebooks on Products Liability, terms product liability legislation at both federal and state levels "regressive". He believes court decisions in this area are for the most part reasonable and sound. Therefore, he concludes, the proposed act, which would form a single Federal package pre-empting existing state laws, is neither necessary nor desirable.

PROFESSOR FRED LeCLERCQ is directing the research for an oral history of the career of Federal Court Judge Robert L. Taylor as the initial research project funded by an anonymous donation from a Nashville attorney. The school's immediate goal is to raise enough additional funds to publish a biography of the colorful judge and a history of the Federal Court of the Eastern District of Tennessee. The Taylor Research Fund will also be used to generate other gifts designated for research into Tennessee legal history because so little has been done in this area.

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Hooping Ceremonies' Popularity Sustained

Since the College of Law's new semester system and the University's quarter system overlap one another, commencement dates no longer fall close to the last week of each term. As a result, the hooping ceremonies are now more popular than ever.

The December, 1981 graduating class of 53 students was addressed by the Honorable Lewis H. Conner, Jr., Judge of the Court of Appeals, Middle Section, for the State of Tennessee. Judge Conner, a 1963 graduate of Vanderbilt, was formerly a partner in the Nashville firm of Dearborn & Ewing.

The Spring Semester, 1982 hooping ceremony featured John K. Morgan, founder and senior partner of the Chattanooga firm of Morgan, Garner, Wood & Guthrie. Approximately 100 graduates, before being presented academic hoods by Dean Penegar and



JOHN K. MORGAN

Associate Dean Mary Jo Hoover, listened to the remarks of the man who graduated from UT College of Law 27 years earlier. A distinguished trial lawyer, Morgan is a Fellow of the American College of Trial Lawyers, past President of the Chattanooga Bar Association, and member of the Board of Governors of the Tennessee Bar Association. In 1978, he served on the Tennessee Supreme Court as a Special Appointee. Morgan is also a long-standing member of the Alumni Advisory Council for the law school.

Annual Softball Game Enjoyed By All

In an effort to avenge their defeat last year, the staff of the Tennessee Law Review issued a challenge to the law faculty "to put its mitts where its mouth is" in the annual softball game on April 23, 1982. The scene at the field in Sequoyah Park was fiercely competitive, the honor of softball supremacy hanging in the balance.

When the dust settled, the tables were turned and the students emerged victorious. Rumor has it that they had been practicing all year. As the sun was setting on the playing field, faculty Coach Jerry Black was heard planning the strategy for next year.

Third Annual Mock Trial Competition Held



Students from Bearden High School triumphed in the final round of the 1982 Street Law Mock Trial Competition for the Knoxville area over a team from Farragut. The Knox County Championship was decided on March 25, 1982, with U.S. Magistrate Robert Murrian presiding. Eleven area high schools participated.

The Bearden team, coached by David Hannah and attorney Dwight Tarwater, represented Knox County in the state championship match in Nashville. On April 3, 1982, White Station from Memphis prevailed over Bearden and proceeded to win the state championship.

Knoxville lawyer Martin Ellis and law student Mary Mayham coordinated the local competition, which is co-sponsored by the Public Law Institute, the Tennessee Young Lawyers Conference, the Knoxville Barristers Association, and Phi Delta Phi legal fraternity.