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Taylor Times

A PUBLICATION OF THE GEORGE C. TAYLOR LAW CENTER AT THE UNIVERSITY OF TENNESSEE

JANUARY 1992

JANUARY

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January 13-14

Registration

January 13-16

Career Services Orientation for First-Year Law Students

January 15

Classes begin and Law Library returns to regular schedule

January 20

No classes and administrative offices closed

January 22

Add deadline; change to S/NC, audit, etc.; drop deadline for courses oversubscribed in the Records Office

January 22

You and The Judge - What it's like to be a judicial clerk! - 11:00 a.m. in the Moot Court Room

January 28

1992 Tennessee Mock Trial Competition begins

January 29

Drop without a 'W' deadline; drop deadline for courses not oversubscribed in the Records Office

January 29

Finding a job on your own! - 11:00 a.m. in the Moot Court Room - presented by Phi Alpha Delta

January 29 - February 5

American Bar Association Mid-year Meeting in Dallas, Texas

January 30

Student sign-up for the Mid-South Law Placement Consortium in Career Services - 8:00 a.m. - 5:00 p.m.

TAYLOR TRIVIA: January is National Hobby Month. Which member of the GCT administrative staff enjoys bird-watching as a hobby? **Answer to last month's Taylor Trivia:** Two law students have successfully argued a case before a Court of Appeals. Each won and each approached it in a different way. J.D. Hickman won in the United States Court of Appeals, Sixth Circuit, and Kevin G. Townsel assisted with a successful defense in the Tennessee Court of Appeals, Eastern Division. J.D. Hickman, a second-year law student from Kingsport, sued the City of Kingsport after he was let go "without cause." Until his dismissal, he worked as their Maintenance Director and had received excellent work evaluations. J.D. appeared in his own behalf, sued in Federal Court in Greenville, and won. His victory included a substantial settlement which today assists him with law school expenses. The City of Kingsport appealed to the Sixth Circuit Court of Appeals, where J.D. again won. This time even receiving court costs! Kevin Townsel assisted the Tennessee Attorney General in a successful defense of a child support case. He authored the brief and assisted staff attorneys.

Financial Aid Forms (FAF) are available. Please remember that you **MUST** complete the FAF **no later than February 14, 1992**, to receive priority consideration for College of Law scholarships and federally guaranteed student loans. Stop by the Admissions Office if you have any questions.

GCT Welcomes New Director of Development and Alumni Affairs

Suzanne Livingood assumed the duties of Director of Development and Alumni Affairs at the College of Law on January 6, 1992. Her experience and accomplishments in the field of development are impressive. As the Director of Annual Giving for the Fort Sanders Foundation in Knoxville for the past three years, she developed programs which provided \$250,000 to support all aspects of the Foundation. "She brings many things to the job," said Dean Dick Wirtz "including a wealth of fundraising experience, exceptional skills in working with people, and high enthusiasm."

Suzanne earned a B.S. in Sociology in 1969 from the University of Louisville, Louisville, Kentucky and has received specialized training in computers and planned giving, as well as, certification in how to administer volunteers.

After founding the Great Smoky Mountain Chapter of the National Society of Fund Raising Executives, Suzanne has served as its president and philanthropy chair for several years. Recent honors include the 1991 Addy Golden Award (for her work with the Patricia Neal Center) and the 1991 Addy Silver Award (for her work with Hospice).

She lives in West Knoxville with her husband, Chris; a son, Patrick; and a daughter, Jennifer. Chris sells real estate; Patrick is a senior at Webb; and Jennifer is a freshman at Bearden High School. Suzanne raises and shows pedigree Pekingese. Her first homebred champion has won many honors.

Local Attorney and NACDL Applaud Lannom

Knoxville attorney James A.H. Bell and the Executive Director of the National Association of Criminal Defense Lawyers (NACDL), Keith Stroup, have written letters to Dean Wirtz commending third-year law student, George Frank Lannom, for his work on their behalf. The NACDL worked on a case involving case loads faced by public defenders. In Knoxville, local NACDL Board of Director member, James Bell, and Frank worked on the brief which was filed before the General Sessions Judges of Knox County relative to an issue raised by Knoxville Public Defender, Mark E. Stephens, regarding his enormous case load.

As a law clerk in James Bell's law office, Frank worked more than seventy-five hours on the brief, all of them uncompensated. "He has performed admirably," said Bell "and beyond the call of duty." "Frank made a major contribution to the brief," said Stroup "and we very much appreciate his work." Dean Wirtz has also noted Frank's dedication and achievement to the community.

After earning a degree in political science and criminal justice administration from Middle Tennessee State University in Murfreesboro, Frank entered the College of Law in August of 1989 and his expected date of graduation is May of 1992. He is a member of the student division of NACDL and the Tennessee Association of Criminal Defense Lawyers and was a member of the 1990 and 1991 National Trial Moot Court Teams.

Frank is the son of George B. Lannom of Lebanon.

**Be a 1992
Mock Trialer!**

Faculty Activities

Ann Barker ...

... is working to get legislation passed to remove the requirement for court payment when order of protection is sought in a case of abuse.

Larry Dessem ...

... has been promoted to Professor of Law.

Tom Eisele ...

... has been promoted to Professor of Law.

Grayfred Gray ...

... gave a 15-minute talk on Legal Issues in Counseling as a member of a panel on Ethical and Legal Issues in Counseling at the annual meeting of the Tennessee Association for Counseling and Development on November 18, 1991.

Bob Lloyd ...

... has written an instructional program, "Understanding Fixtures," which has been accepted by The Center for Computer Assisted Legal Instruction (CALI) for distribution to member schools.

Jerry Phillips ...

... and Geraint Howells edited a special product liability edition of the Anglo American Law Review. Professor Howells who is a torts teacher and legal scholar from Sheffield, England, was a visiting professor here during the Summer of '91.

Glenn Reynolds ...

... appeared on Larry King Live, Tuesday, January 7, to lend expertise on ownership of moon dust.

Barbara Stark ...

... had her review of Louis Henkin's *The Age of Rights* published in the *American Journal of International Law* (Vol. 85, No. 4, October 1991).

Jim Thompson ...

... co-authored the Harvard Commission of Human Rights' report entitled "The Effect of the Gulf Crisis on the Children of Iraq." It was published in the September 26, 1991 issue of *The New England Journal of Medicine*.

... had his chapter on Tennessee Water Law included in Bob Beck's *Water and Water Rights* which was published by The Michie Company last month.

Dick Wirtz ...

... attended the annual meeting of the Association of American Law Schools in San Antonio, Texas, January 3-7. On his way home, he stopped off in Houston to attend a reception hosted by the law firm of Coats, Rose, Yale, Holm, Ryman & Lee. Rick Rose, Class of '74 and a managing partner, and Tony Cappiello, Class of '90 and associate with the firm, organized the event.

Law Library Schedule

Monday-Thursday: 7:30 a.m. - Midnight
Friday: 7:30 a.m. - 8:00 p.m.
Saturday: 10:00 a.m. - 8:00 p.m.
Sunday: Noon - Midnight

The University of Tennessee, Knoxville does not discriminate on the basis of race, sex, color, religion, national origin, age, handicap, or veteran status in provision of educational opportunities or employment opportunities and benefits. UT Knoxville does not discriminate on the basis of sex or handicap in its educational programs or activities, pursuant to requirements of Title IX of the Educational Amendments of 1972, Public Law 92-318, and Section 504 of the Rehabilitation Act of 1973, Public Law 93-112, and the Americans With Disabilities Act of 1990, Public Law 101-336, respectively. This policy extends to both employment by and admission to the University. Inquiries concerning Title IX, Section 504, and the Americans With Disabilities Act of 1990 should be directed to the Office of Affirmative Action, The University of Tennessee, 403-C Andy Holt Tower, Knoxville, Tennessee 37996-0144; or telephone (615)974-2498. Charges of violation of the above policy should also be directed to the Office of Affirmative Action.

The "Let's Go For It" Section for Law Students

(1) In celebration of the 200th Anniversary of the Bill of Rights, the Tennessee Association of Criminal Defense Lawyers is sponsoring an essay contest for Tennessee law students. The essay theme is "Freedom Has a Name: The Bill of Rights." First and second place winners will be selected, and the winning essays will be published in *For the Defense*. First prize also is a plaque and a \$100 savings bond; second prize is a deluxe edition of *Black's Law Dictionary*. Entries are limited to 1000 words. For further information, see Professor Gary Anderson in the Legal Clinic. Deadline: February 15, 1992.

(2) The American Planning Association announces the R. Marlin Smith Student Writing Competition. Papers should address land use or environmental law. Deadline: May 29, 1992.

(3) The American Bar Association Standing Committee on World Order Under Law announces the 1992 Bruno Bitker Essay Contest. The topic is "Approaches to the Limitation of International Transfers of Conventional Arms." Cash prizes will be awarded. Deadline: July 24, 1992.

(4) The American Society for Pharmacy Law announces the James Hartley Beal Award for the best original paper on pharmacy law. A cash prize and plaque will go to the author of the winning paper. Deadline: February 14, 1992.

(5) The National Association of College and University Attorneys announce a National Legal Writing Competition for the best article on a topic relating to legal issues in higher education. A cash prize and publication of the article will be awarded to the winning author. Deadline: June 1, 1992.

(6) The American Judges Association announces its Annual Law Student Essay Competition. Essays should address any topic of interest to the judiciary. A cash prize and publication of the article will be awarded to the winning author. Deadline: June 30, 1992.

(7) The editors of the High Technology Law Journal at Boalt Hall School of Law, University of California, Berkeley, announces its Third Annual Comment Competition. Comments may be on a wide range of fields such as intellectual property, biotechnology, computer law, high-tech criminology, genetic engineering, and space law. The top three papers will be published by the Journal as well as receive a cash prize. Deadline: February 1, 1992.

(8) The Pennsylvania Defense Institute announces its 1992 Writing Competition in Insurance and Tort Law. The topic may be any subject which would be of interest to defense lawyers practicing in the fields of insurance and/or tort law. First prize is \$2000. Deadline: May 1, 1992.

(9) The Transnational Law & Contemporary Problems (TLCP) Journal announces the 1992 Dorothy Schramm World Affairs Student Writing Competition. Any topic of contemporary transnational concern is acceptable. \$3000 and publication in the next issue of the TLCP Journal are awarded to the winning author. Deadline: April 15, 1992.

(10) Apply for a Fellowship with the Women's Law and Public Policy Program. Serve in Washington, D.C., and make a difference in women's legal issues.

(11) The American Board of Trial Advocates announces its 7th Amendment Essay Contest. Deadline: February 15, 1992.

(12) The Federal Circuit Bar Association announces its 1992 George Hutchinson Writing Competition. The essay should address: the prospective application and effect of a Court of Appeals for the Federal Circuit decision which overturns or sets aside a substantial issue of law or legal precedent. A cash prize will be awarded to the winning essay. Deadline: March 15, 1992.

Personnel Particulars

Our congratulations to Michael C. Fox, Law Review, on her 20-year anniversary with The University of Tennessee. Lost for words when asked about the milestone, Micki nevertheless eventually said, "if I had to do it all over again, I would do it in Hawaii."

Our congratulations to Thomas A. Greene, Duplication and Mailroom Services, on his 5-year anniversary with The University of Tennessee. Tony smiled after being recognized for his years of service and said he has been in his office at least part of the time.

Our condolences to Professor Bob Lloyd on the death of his mother last month.

Kate Hardin, daughter of Professor Pat Hardin, returned from Russia last month with first-hand knowledge of the exciting events happening in that country. After spending the holidays with her family, she will return to Moscow January 15 to continue her job as an editor and translator for the New Times, a Russian weekly news magazine.

Sam Rivkin, son of Legal Clinic Director and Professor of Law Dean Rivkin, was selected for the Tennessee State Select Soccer team. Teams will play against select teams from other states and players will have the opportunity to be chosen for region teams. The State Select teams are a part of the Olympic Development Program.

GCT's first Director of Development Scott Fountain, and his wife, Nada, are the proud parents of an 8 lb. 10 oz. daughter, Alexandra Suzanne, born December 14, 1991, at 8:00 a.m. Scott is now with UT-Memphis.

For further information see the Contest Bulletin Board or Mary Jo Hoover.

NOTE CAREER SERVICES DATES INCLUDING "RESUME DUE" DEADLINES

Seminars and Consortium Sign-up

January 22, Wednesday, 11:00 a.m., Moot Court Room

Judicial Clerkship Seminar, a presentation by current or former clerks about the advantages offered by a judicial clerkship after graduation.

January 29, Wednesday, 11:00 a.m., Moot Court Room

Finding a Job on Your Own - Presented by Phi Alpha Delta members.

January 30, Thursday, 8:00 a.m. - 5:00 p.m.

Student sign-up for the Mid-South Law Placement Consortium in Career Services. (Employer participants will be known after their January 24 registration deadline.)

February 5, Wednesday, 11:00 a.m., Moot Court Room

Seminar: Interviewing - The Employers' Perspective - Presented by the Recruiting Administrators of Nashville, representing seven Nashville firms.

SPRING ON-CAMPUS INTERVIEWING/DIRECT CONTACT DUE DATES

NOTE: See the job boards in Career Services for additional opportunities and updates that come in throughout the semester. For more information about firms listed below, see the lists and folders in Career Services.

BAKER, WORTHINGTON, CROSSLEY, STANSBERRY & WOOLF

Interviewing for Nashville, Knoxville and Johnson

City

See: 1L's only

Resumes due: in Nashville, February 1

On-campus: Firm is not coming to campus but requests students send resumes to them; they will contact students individually

BASS, BERRY & SIMS

Interviewing for Nashville only

See: 1L's only

Resumes due: January 23

On-Campus: February 5

TENNESSEE CHANCERY COURT ELEVENTH JUDICIAL DISTRICT-HAMILTON COUNTY

The Honorable R. Van Owens

The Honorable Howell N. Peoples

See: 3L's only

Resumes, writing sample & transcript due: January 21

On-Campus: January 29

DORAMUS & TRAGER

General civil and criminal litigation practice

Interviewing for Nashville

See: 2L's and 3L's

Contact: Paul C. Ney, Jr.

Resumes due: January 29 in Career Services

On-Campus: TBA (may only select candidates to come to Nashville)

FARRIS, WARFIELD & KANADAY

Interviewing for Nashville only

See: 1L's only

Contact: Lacy Nelson

Resumes due: January 24 in Career Services

On-Campus: Firm will contact interviewees directly for appointment with attorney scheduled to be in Knoxville first two weeks in February.

GULLETT, SANFORD, ROBINSON & MARTIN

Interviewing for Nashville only

See: 1L's only

Contact: Thomas Forrester

Resumes due: January 23

On-Campus: February 5

HEISKELL DONELSON

Interviewing for Chattanooga only

See: 1L's only

Resumes due: January 23

On-Campus: February 6

LEWIS, KING, KRIEG & WALDROP

Interviewing for Knoxville

See: 1L's only

Resumes due: January 24

On-campus: February 4

MCCAMPBELL & YOUNG

Interviewing for Knoxville

See: 2L's only

Resumes due: February 14

On-campus: February 25

DONALD E. OVERTON, ATTORNEY AT LAW

Interviewing for Knoxville

See: 1L & 2L

Resumes due: January 24

On-campus: TBA

RAY, FARMER, ELDRIDGE & HICKMAN

Interviewing for Knoxville

See: 2L's only

Resumes due: February 3

On-campus: February 13

TRAIL & TAYLOR

Interviewing for Murfreesboro, TN

See: 3L's

Resumes due: Before April 30

Direct Contact

UT STUDENT CONDUCT OFFICE

Interviewing for: Knoxville

See: 1L's & 2L's

Resumes due: January 24, 1992

On-Campus: February 3 & 4, 1992

APPARENT HIRING TRENDS

Everyone's been asking how many 3L's have jobs. Since not all students remember to report and not all hiring decisions are made at the same time, Career Services can't give you current figures. While the rate of hiring indubitably has slowed, many 3L's do have jobs.

Even in the best recruiting years only about 30 to 40 percent of the graduating classes accept jobs by December. More students have always been hired in spring semester, or after, than in the fall. More than half our graduates on the average join firms of 2 to 10 members that don't hire until close to the time they think they will have the business to support a new associate. Some hire in the spring, some wait until after the bar exam at the end of July, while others wait until after exam

results are posted in October. Apparently in these difficult economic times, the trend to postpone hiring until the clients appear is on the rise - and once the clients appear, the new attorney with license in hand is needed immediately. Increasingly graduates seem to find jobs after bar results are out.

Though times are hard and the job market bad for everyone, maybe worse this year than last, don't panic. Try to maintain your perspective! The legal industry previously has gone through recessionary periods as well as growth periods. While attorney hiring has decreased, it has not come to a grinding halt. Though legal soothsayers predict the hiring frenzy and salary escalation of the 80's will never recur, they do expect the legal industry once again to experience growth. While your first position may not be your top choice, with patience and perseverance you should be able to get a job in the legal profession by the time those loan payments come due. You may have to be more flexible regarding location, salary level, and type of practice than you prefer.

Though there will be less spring on-campus recruiting than in the fall, there will be more postings for direct contact, which are starting to come in. Students in all classes should review the job boards regularly, as well as use all their networking skills to find positions that employers have not listed with us. Some employers report they plan to reduce recruiting expenses by visiting campuses less since they are receiving so many resumes directly from students.

It may be encouraging to know that preliminary feedback indicates the majority of the members of the Class of 1991 are employed. We're trying to locate those we haven't heard from and will report to you when our figures are complete. An erroneous rumor circulated during the summer that only 35 percent of the Class of 1991 had jobs by graduation; the actual figure was closer to 65 percent by that time, down only seven to eight percent from the usual figure for employment by graduation.

VOICES FROM THE LEGAL CLINIC

CAN I BE A LITIGATOR? -- Find out in The Legal Clinic -- by Barry L. Abbott

I knew that I wanted to be a lawyer a long time before coming to law school. Before law school, I simply thought that all lawyers did essentially the same kind of things. I failed to recognize one important question that I was destined to confront - what kind of lawyer do I want to be? In my pre-law naivete, I did not recognize that there were tax lawyers, corporate lawyers, criminal defense lawyers, tort lawyers, business lawyers, public interest lawyers, entertainment lawyers, sports lawyers... so very many possibilities for the aspiring attorney.

After the first few weeks of law school, however, I made the discovery that one kind of lawyer who seemed to cut across most lines of distinction, while nevertheless maintaining an unique challenge of its very own, was the litigator. It was from that day that I settled my determination on becoming a trial attorney. In pursuit of this challenging goal, I have also faced the serious introspection which must ultimately occur: CAN I BE A LITIGATOR?

We can never truly know the answer to such a question until we have the opportunity to experience the very thing that we have worked so long to do - actually practice law. More specifically, of course, is doing the things that a litigator does. The litigator takes the risks, dilemmas and opportunities which present themselves during every stage of the development of a case. I was able to do this in Clinic and consider it a truly rare opportunity indeed to have gained this experience before even graduating from the College of Law.

As a student attorney in the UT Legal Clinic this past semester, I represented indigent citizens accused of crimes in Knoxville and Knox County General Sessions and Criminal Courts. I developed most of my cases from the initial interview with the clients. I worked on

the investigations, preliminary hearings, and final disposition of the case.

Although I have also worked as a law clerk through most of my law school career, it is only in the Legal Clinic that I actually stood as the attorney for my client and felt the pressures unique to the litigator.

Through my student-attorney experiences, I gained the confidence in my own knowledge, skills, and abilities to move toward my goal. I have every assurance that this pursuit will yield a high reward of professional satisfaction.

Law Student Co-authors Book on Sports Law

Adam Epstein, a second-year law student, is also a JD/MBA student at The University of Tennessee, and if that is not enough to keep him busy, he recently finished co-authoring a book. *Sports Law and Legislation - An Annotated Bibliography* (Greenwood Press, 1991) took three and a half years to complete. Adams, along with his parents and a friend, compiled over 1,367 entries which cover the field of sports law and legislation in terms of national and international legal issues.

John Haldczuk, co-author and dad, is the Director of the Center for Interdisciplinary Studies in Knoxville and East Amherst, New York. Mom and co-author, Sharon, is an Associate with the Center for Interdisciplinary Studies. Craig Slater, the attorney on the team, is a department chair for Saperston & Day, P.C., a law firm in Buffalo, New York who concentrate on litigation and corporation law.

Adam earned an undergraduate degree in Latin from UT before coming to law school. His undergraduate days at UT also included a bit of extra-curricular activity called football. He was one of the Vol kickers from 1984-88 and wears his Sugar Bowl ring proudly. Adam passed his athletic skills to his younger brother, Jason, who is a current Vol kicker.

While at the College of Law, Adam received the 1989 Chancellor Glenn Woodlee Scholarship. Last summer he clerked for the Nashville office of the William Morris Agency.