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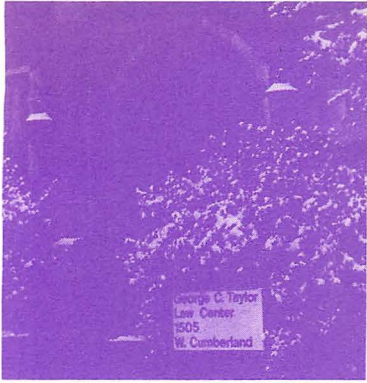


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ALUMNI HEADNOTES

Summer, 1988/The University of Tennessee College of Law

Approaching 100

As the College of Law prepares for its Centennial year in 1989-90, we have been trying to gather information on the history of the school. Please share with us your fondest and funniest memories of law school, photographs, and any other memorabilia which might enhance our appreciation of the heritage we all share as alumni of the University of Tennessee College of Law.

Third-year student Jeff Rosenblum, far left, and teacher Paul Pickens, far right, are pictured below with the team of students from Doyle High School who won the Knoxville area Mock Trial championship on April 6th and placed second in the statewide finals. The event is sponsored locally by the Knoxville Barristers and the Public Law Institute, and statewide by the Tennessee Young Lawyers Conference. Organizers for this year's Knoxville area competition were Steve Roth and Diane Messer, both Class of '86.



The President of the Knoxville Auxiliary to the Tennessee Bar Association, Mrs. Charles H. Child, presents the Auxiliary's Award to Andrew Ray Tillman, who had the highest scholastic average for his first year of law study. The occasion was the Law Week Honors Dinner held April 8th at the Orangery in Knoxville.

Join us for our Traditional Alumni Breakfast during the Tennessee Bar Association's 107th Annual Convention on Saturday, June 18 at 8:30 a.m. in the The Peabody Hotel, Memphis Ballroom B. Tickets: \$13/person (Available through the Tennessee Bar Association)

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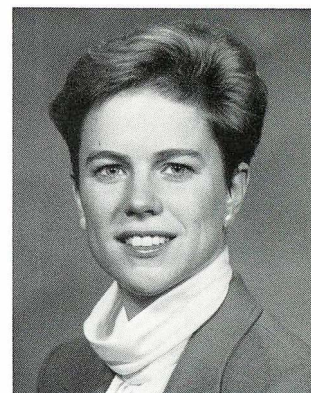
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Summer and Fall, 1988 Schedule of Events

June 12-July 25	Council on Legal Education Opportunity Southeastern Regional Institute, hosted by UT College of Law
June 18	Alumni Breakfast at the Annual Meeting of the Tennessee Bar Association
June 21-22	American Association of Law Librarians Cataloguing Institute, hosted by UT College of Law
August 22-23	Registration and Orientation, Fall Term
September 13	Charles H. Miller Lecture in Professional Responsibility by Professor Gary Bellow
September 7	State Judicial Clerkship Forum Hons. E. Riley Anderson and Houston M. Goddard
September 9	On-Campus Interviewing Season Begins
September 19-20	Symposium on Slavery and the Constitution
Sept. 30 - Oct. 1	Southeastern Law Placement Consortium (Atlanta)
October 10	Alumni Distinguished Lecture in Jurisprudence by Harvard Law Professor Frank Michelman
October 15	Southeastern Minority Job Fair (Atlanta)
October 21	National Public Interest Career Information Fair (Washington, D.C.)
November 4	Alumni Advisory Council Meeting and Annual Fund Appreciation Dinner
November 5	Homecoming BBQ and Open House
November 5-6	Southeastern Public Interest Job Fair (Atlanta)
November 18	Continuing Legal Education Program Co- Sponsored with Tennessee Bar Association
November 23	On-Campus Interviewing Season Ends
December 2	Classes End



*The Outstanding Graduate for 1988:
Kathryn A. Stephenson*



*Elizabeth Farr of Cookeville, Tennessee
won the 1988 McClung Medal for
Excellence in Moot Court. Dean
Yarbrough, right, presented the award at
the Law Week Honors Dinner on April
8th.*

The class that entered last August, the one I call *my* entering class, is an interesting and diverse one. It is comprised of 150 students, mostly from Tennessee, and from 65 different undergraduate institutions. One hundred ten of these students are from schools within Tennessee. They represent 39 different undergraduate majors including the traditional ones like political science and history, but also including chemical engineering, polymer engineering, classics, the performing arts, and industrial relations. One student has a Ph.D. in Chemistry, one is an M.D., two others hold MBA's, and six have other advanced degrees.

The class these entering students replace, last year's graduating class, took advantage of the fine education they received from the College of Law to explore opportunities all over the country and to share their expertise close to home as well. Although the bulk of the 156 students reporting to our Career Services office before the beginning of this current term remained in East Tennessee, 26 ventured to Middle Tennessee communities, most notably to Nashville, 16 to West Tennessee, with an equal number going to Memphis and Jackson, and 30 to other states, including such far away places as Alaska and California as well as nearer ones such as Alabama and Kentucky. Surprisingly, the largest number of students who went out of state went to Florida and Virginia. One student reports a foreign address.

“Already, two members of the class of 1989 have accepted federal clerkships. We are justifiably proud of all of our students.”

More than 10% of that class accepted federal and state court judicial clerkships. At least 10% of the class to graduate this year will likewise clerk for judges. Already, two members of the class of 1989 have accepted federal clerkships. We are justifiably proud of all of our students.

To date, we have received close to 800 applications for the class that will enter in August, an increase of 16% over last year. If we actually enroll the students who have accepted our offers to come, these students will have an average undergraduate grade point average of 3.31 as compared to last year's group with 3.24, and an average LSAT of 34 as compared to last year's 32. For those of you unfamiliar with the new LSAT numbers, those numbers

represent roughly the 67th percentile of test takers as opposed to the 58th percentile. We are attracting more and more, better and better student applicants.

Armed with this information about the classes just entering and just leaving the Law College, as well as some sense of those who are coming, I want to share with you some of my thoughts about the nature of a university. In doing so, I want to take this opportunity to address, albeit indirectly, public concerns that have arisen in the recent past about the University and the College.

Although we have received a great deal of quite positive press this past year, issues regarding race relations on campus, outside work for faculty, and speakers at College events have tended to occupy much of the media's attention to the College. Addressing these issues has served to remind us of how blessed we are in our unique position as a diverse legal community within a comprehensive university.

In the past few weeks I have been looking at my file of commencement speeches. It is the season. In that file, I came upon some remarks a friend shared that he had used for an opening university convocation a few years ago that are also appropriate for commencement activities, some remarks sent me by another friend given at a college graduation last spring, and my own remarks at another law school's graduation exercises during that same period. With apologies to the authors whose ideas I borrow from so very freely, I offer you the following:

“The University is basically a forum for the exchange and examination of ideas. It is, however, a critical forum—critical in the root sense: a place where judgment is applied, based upon exhaustive consideration of all possible evidence. Indeed, the University is the only institution in our society which undertakes such activity as its fundamental purpose. Nowhere else are common notions, preconceptions, myths, even accepted principles and theorems regularly subjected to scrutiny. That activity is the basis and motivation for our research, and the foundation for our teaching. Without research, our teaching would be sterile. Without teaching, our research would be seed cast upon barren ground. Our faculty are committed to both teaching and research. This is what sets us apart from many of our colleagues elsewhere, and what makes the University and the law school a special place.

“Like our student body, our faculty comprises men and women of wonderfully diverse backgrounds, experience, and points of view. Some may seem to have little in common with



others of the answers to all the questions. What we *share* is a desire to know what is true about every aspect of our world and ourselves. This shared quest makes us a true, but heterogeneous, community. In our thirst to know, we are willing to examine virtually anything if it will enhance our understanding and that of our society.

“This does not mean we uncritically embrace every idea or school of thought. We are a forum for ideas. We are open and tolerant. Clearly, there can be no place in our College or in the University for intolerance. This is the product of closed minds. As an educational institution, we must allow expression to sometimes uncomfortable or controversial ideas, but we have no obligation to provide a forum for the worn-out tokens of fear, ignorance, and prejudice. They insult our intelligence. They assault our dignity. They are contrary to the nature of a university. They are not tolerated in a college of law.

“We must guard our free forum carefully. Without it, there is no free exchange of knowledge, only indoctrination. And with the freedom we must have, we require also diversity: diversity of backgrounds, training, and point of view, diversity of disciplines, and diversity among our students. Without it, we would gradually stagnate. Without it, our hope for the future would be very dim indeed.”

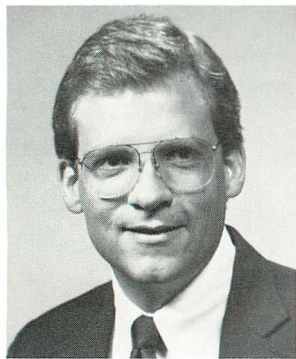
These words, though applicable to any university-based program, apply especially to our College of Law. We are proud that they do. We take pride in the growth of the institution and of ourselves as faculty and staff members as much as we take pride in the growth we see in our students.

Our aim is to make this an institution that you can take pride in as well. Please let us know when we do well and when we do not. We depend on your support and advice more than you know. Because you are an integral part of who we are, that community of diverse individuals referred to above, your ideas are important to us.

A handwritten signature in cursive script that reads "Marilyn".

Marilyn V. Yarbrough

Coming Events: Lectures, A Symposium, Consortia & Fairs



SCOTT
FOUNTAIN

Our First Director of Development: Scott Fountain

The newly-created position of Director of Development has been filled after a four-month search. The newest member of the College of Law's staff has extensive experience in higher education in both fund-raising and alumni affairs, most recently as Associate Director of Development for the University of Florida College of Law. His name: J. Scott Fountain.

Scott has been responsible for major gift fund-raising and annual giving at the University of Florida in Gainesville, and his duties will be similar here at the University of Tennessee. He will build on the knowledge he has gained over the last two years working with members of the legal profession and will expand upon the duties which have previously been shared by the Associate Dean for External Affairs and the Assistant Vice Chancellor for Development.

Prior to the Florida experience, Scott worked in the Alumni/Development Office of Iowa State University, where he also earned his Bachelor of Science degree. He majored in speech and minored in journalism, communications skills which should serve him well in his new position.

Dean Yarbrough expects our new development officer to help the College improve its private funding base, an essential factor in the College's success in its second century of operation.

Scott and his fiancée, Nada McGinnis, plan to marry in September and to start raising a family in East Tennessee. We extend to them our best wishes and a warm welcome.

Charles H. Miller Lecture in Professional Responsibility

Professor Gary Bellow
September 13, 1988

The 1988 Charles Henderson Miller Lecture in Professional Responsibility will deal with the subject of access to justice, and it will be delivered by Harvard Law Professor Gary M. Bellow on September 13, 1988 in the Moot Court Room of the Taylor Law Center. It will be scheduled in the early evening so that alumni and area practitioners can attend.

Professor Bellow earned his undergraduate degree at Yale in 1957, the LL.B. at Harvard in 1960, and the LL.M. at Northwestern in 1961. He teaches Civil and Criminal Trial Advocacy, Perspectives in Public Housing, and a course entitled The Lawyering Process. He has written or co-authored several publications on the topic of legal services and ethics, including *The Lawyering Process* (with Beatrice Moulton), *Legal Aid in the United States*, and *The Mirror of Public Interest Ethics* (with J. Kettleson).

He has been Deputy Director of the Legal Aid Agency for Washington, D.C. and Deputy Director of California Rural Legal Assistance. After three years as an Associate Professor at the University of Southern California Law Center, Professor Bellow joined the Harvard Law faculty in 1972. He also serves as Attorney and Clinical Instructor at the Legal Services Center in Jamaica Plain, Massachusetts.

This lecture series is named for the founding director of the UT Legal Clinic, Charles H. Miller.

Alumni Distinguished Lecture in Jurisprudence

Professor Frank Michelman
October 10, 1988

Harvard Law Professor Frank Michelman will deliver the Alumni Distinguished Lecture in Jurisprudence the evening of October 10, 1988 in the Moot Court Room of the Taylor Law Center. This lecture series is supported by gifts to the College of Law from alumni, and alumni are encouraged to attend. The exact time and title of the lecture will be announced at a later date.

Michelman earned his law degree from Harvard in 1960 and served as Law Clerk to Associate Justice of the U.S. Supreme Court, William J. Brennan. He was also employed by the U.S. Department of Justice before he joined the faculty of his alma mater in 1963. He teaches Constitutional Law, Real Property, Contracts, and Local Government, and he co-authored *Materials on Government in Urban Areas* (with Sandalow).

Symposium on Slavery and the Constitution to be Held September 19-20, 1988

The College of Law, in cooperation with the University of Tennessee's Constitution Bicentennial Committee and the College of Liberal Arts, is sponsoring a symposium on the subject of Slavery and the Constitution on September 19 and 20, 1988.

Don Fehrenbacher, Emeritus Professor of History at Stanford University and author of the Pulitzer-Prize-winning book on the Dred Scott decision, will participate in the symposium along with one or more principal speakers. Alumni are cordially invited to attend.

Career Services Consortia and Fairs

The Southeastern Law Placement Consortium is the oldest and largest off-campus recruiting conference in the nation. More than 150 employers from around the nation and students from eleven law schools will participate in the event in Atlanta on September 30 and October 1. Employer registration fee is \$450; registration deadline is August 19.

The Southeastern Minority Job Fair will feature 28 schools in its inaugural showing on October 15 in Atlanta. Promotional materials will be available soon.

The Southeastern Public Interest Job Fair, in its fourth year, will be held at Georgia State University School of Law on November 5-6, 1988. Details are available from the Career Services office.

The National Public Interest Career Information Fair is a new program sponsored by the National Association for Law Placement and the National Association for Public Interest Law. It will be held in Washington, D.C. on October 21, 1988. Information on registration fees and deadlines will be available soon.

The Mid-South Law Placement Consortium is a new and successful program coordinated by the UT College of Law with six other mid-south law schools. Now entering its third year, it will be held in Nashville on February 25, 1989. Employer registration fee is not expected to exceed \$50; registration deadline is January 30.

Reminder: Sign up now to interview on campus this Fall! The schedule is already filling up, especially on home-game weekends. Interviewing season is September 9 through November 23. Call 615/974-4348 for details.

Alumni Profile: Juliet Griffin, Class of '78

She was the first woman President of the Nashville Bar Association, the first "non-practicing lawyer" President, and one of few, if not the first, University of Tennessee law graduates elevated to that office in over 25 years.

Juliet E. Griffin was elected to the 18-member Board of Directors of the Nashville Bar Association, and that board chose her to be the association's President for 1987. She considers her election to be reflective of the "opening up" of the bar with opportunities for women which seemed well beyond their reach as recently as ten years ago.

"I credit the bar for bringing down barriers to women's opportunities," she said. "and my fellow lawyers were very supportive of my presidency."

The native Nashvillian has earned the respect of her colleagues by distinguishing herself in law school and pursuing a career with a logical, albeit unplanned, progression for this woman of "firsts".

After obtaining her undergraduate degree from Oberlin College in Ohio in 1970, Juliet worked for awhile in D.C., then spent four years as a social worker with the equivalent of the State Department of Human Services in Nashville. During that time, she was involved in the establishment of the Tennessee State Employees Association, which continues to represent state employees' interests.

"I was surprised to learn that even Contracts could be exciting!"

"I actually enjoyed law school," she declared without hesitation. "I was surprised to learn that even Contracts could be exciting!"

The University of Tennessee was her first experience with a public school, and Juliet thoroughly enjoyed the faculty, the diversity of students, and the whole experience. She has particularly fond memories of her tenure as Editor-in-Chief of the *Tennessee Law Review*.

She was pleased with her decision to obtain her law degree from U.T.: "I got out of school with no debt and as good an education" as she could have received at a private school.

The first two years out of law school, Juliet clerked for U.S. District Court Judge Thomas A. Wiseman, Jr. The



JULIET GRIFFIN

"My fellow lawyers were very supportive of my presidency."

combination of law review and clerking experience honed her analytical skills, even though she became a little "antsy" after so much concentrated research and writing. "I thought the two experiences would be good for me, and they were."

In 1981, she joined Legal Services of Middle Tennessee, Inc. as a Staff Attorney. Her focus was family law, where she became concerned with a number of important legal issues, especially in the areas of child support and custody. "There's a real need for people to take family law issues seriously," Juliet noted.

As interesting as she found her four years of legal services work to be, she couldn't resist the challenge of her current position: Clerk of the United States District Court for the Middle District of Tennessee. Although she is employed by the Court as a whole, the Chief Judge is the judge for whom she clerked just out of law school, Thomas Wiseman.

Her duties seem to run the gamut of all conceivable administrative tasks: personnel, finances, procurement, and case management, just to name a few. She gives credit to her staff for significant progress in automating certain functions of the office, such as the jury system and financial records. She anticipates that the docketing system will be fully automated within a few years.

1987 was a busy year with all of President Griffin's official duties. It was the first year of the 1800-member Nashville Bar Association's first full-time Executive Director, Allan Ramsaur, Class of '77.

This was also the year in which the Nashville Bar Association's Board

established the position of President-Elect to improve continuity. They negotiated a lease purchase of the association's Library with the Nashville School of Law, so that Bar members can continue to have access, while relieving the Bar of the financial obligation of maintaining it. They also negotiated a mutually-beneficial arrangement with Legal Services to provide better-coordinated pro bono services to the client community.

The pro bono program is one for which the Nashville Bar Association should be commended, according to Juliet. They fulfilled a need for services, and over 400 attorneys are involved in providing those services.

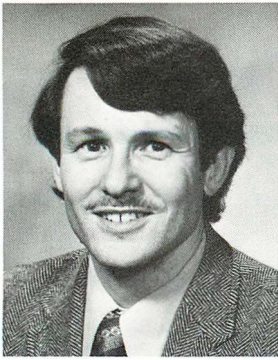
Our 1978 alumna is busy right now catching up on tasks left over from last year after her tenure as the chief executive of the Nashville Bar Association. Her husband, Al Cocke, was very supportive of her leadership responsibilities, but they're both relieved to get back to enjoying their personal life with their two cats and two dogs. She really hasn't had a chance to think about what she'll be doing in five or ten years . . . perhaps a few more "firsts" await her.

Scholarship News

A bequest from the estate of Helen M. Child has added about \$6,000 to the **George S. and Helen M. Child, Sr. Memorial Scholarship** endowment. The honoree's son and his wife have pledged an additional \$10,000 to establish a scholarship in their own name: **The George S. and Helen P. Child, Jr. Scholarship**. The senior Child and three sons, George, John, and Robert, all graduated from the UT College of Law.

A \$59,600 bequest from the estate of Marianne Redford Turpin Burke has established the **James Henry Burke Scholarship** for junior or senior students in the College of Law.

The Walter L. Lusk Scholarship has been established by \$20,000 in gifts from Donald and Catherine Lusk to honor the memory of his father, a 1955 graduate of the UT College of Law. The scholarship will be awarded to students who demonstrate financial need and are in good academic standing at the time the scholarship is awarded. Preference in the selection process shall go to students who are from Hamilton County, Tennessee.



TOM
EISELE

1988 Recipient of the Harold Warner Outstanding Teacher Award: Thomas David Eisele

Tom Eisele is a fairly recent addition to our faculty, but he has made a solid reputation for himself as a fascinating and caring teacher and scholar, as evidenced by his selection this year by a committee of students and faculty as the Harold Warner Outstanding Teacher.

Given the uncertain ties of the 1970's, Tom chose the "practical" career of law over the pursuit of a profession in philosophy.

Tom Eisele (pronounced "eye-suh-lee") earned his J.D. at Harvard Law School and started his professional career in 1973 as an associate with Isham, Lincoln & Beale in Chicago, Illinois. He served two years as Deputy Director of the Lake Michigan Federation in Chicago, then made his initial steps toward a teaching career.

It was not until he tried to divorce philosophy from his everyday life as a lawyer that he realized how important a part philosophy played in that life. "I realized that you cannot separate the practical from the theoretical or vice versa. If your philosophy is abstract in the sense that it doesn't speak to practical issues, it's probably not useful or even true." On the other hand, he believes that the law sometimes errs on the practical side.

He felt there was a piece of his life left undone. Perhaps he could do something constructive for himself and for others, by combining his theoretical and practical tendencies, as a teacher of philosophy and law.

In 1978, he was a Bigelow Teaching Fellow and Lecturer in Law at the University of Chicago Law School, and he taught legal writing at Baker & McKenzie for a few months before assuming a graduate teaching assistantship at the University of Michigan.

Professor Eisele was a Rackham Predoctoral Fellow at the University of Michigan, and he earned his Ph.D. in

1984. Prior to joining our faculty, Tom spent a year as a Visiting Assistant Professor of Law at Ohio State University. He has taught Decedents' Estates and Property in addition to Jurisprudence.

He believes he has a message to deliver, and he tries to do it without being "preachy". Tom suggests that life is paradoxical, offering tensions such as that between theory and practice. "You don't solve those tensions; you need to learn from them and to deal with them," he says.

He relates this thought to the law: "The U.S. Constitution makes available choices and tensions, but doesn't resolve them: there is a tension, for example, between the freedom of the press and the right to a fair trial. The document does not solve this tension; rather, it forces us to work with it continually, daily, achieving momentary balances."

Although these puzzles presented by life and the law can never be solved, according to Tom, "we keep moving the pieces around in the attempt." He notes carefully, "I recognize the limit to the life-puzzle analogy; it's more than that."

Recognizing limits is one of the skills he wants his students to learn along with their other legal skills. "Lawyers can become drunk with the power of argumentation. There is a limit to the power of legal argument by analogy, for example, and lawyers should be able to recognize those limits of argument."

Every lawyer remembers that feeling during their first year of law school "that they're learning something special, something powerful," he observes. That experience needs to be tempered by the

***"Lawyers and law
teachers should think of
themselves
as . . . residuaries of both
power and trust."***

message implicit in second- and third-year perspectives courses. It is in these courses, which relate law to philosophy, history, literature, and ethics, that Professor Eisele believes we can learn that we're not omniscient and "that the power of legal argument has limits."

With that power we should also learn the value of humility, Tom asserts. "Lawyers and law teachers should think of themselves as fiduciaries, as residuaries of both power and trust."

He has made several presentations outside the walls of Taylor Law Center. He discussed "Roman Natural Law and Anglo-American Equity" at an Antioch College symposium for the Society for Comparative Study of Civilizations, and

***"I am suggesting not
only that virtue can be
taught, and that it is
taught, but that it must
be taught."***

-Excerpt from "Must Virtue Be Taught?"

delivered lectures on the philosophy of law as a Visiting Scholar through the North Carolina Center for Independent Higher Education.

This March, he was a commentator on a lead paper at the Hegel and Legal Theory Symposium at Cardozo Law School, and he was the luncheon speaker at the Association of American Law Schools' Workshop on Professional Responsibility in Arlington, Virginia.

Professor Eisele also wrote several articles prior to obtaining his graduate doctoral degree: "The Legal Imagination and Language: A Philosophical Criticism" at 47 *University of Colorado Law Review* 363, "The Apocalypse of Beckett's *Endgame*" at 26 *Cross Currents* 11, "Simone Weil's Witness" in the *Anglican Theological Review*, volume 60, page 466, and "The Eagle Has Landed": Symbol of Savagery, Symbol of Serenity," at 18 *Michigan Quarterly Review* 177. He also wrote nine book reviews between 1973 and 1983.

Since joining the UT faculty, Tom has written an article for the *Tennessee Law Review* on "The Activity of Being a Lawyer: The Imaginative Pursuit of Implications and Possibilities" (Volume 54, Number 2).

His most recent publication was an article in the *Journal of Legal Education* entitled, "Must Virtue Be Taught?", in which he recalls Plato's presentation in the *Protagoras* of Socrates' inquiry "into the nature of virtue and its teachability".

Tom dedicated the latter article to Adam Eisele, now four years old, "who constantly teaches the need and importance of setting a good example - and the bitter truth of how difficult a task this necessity is." Tom and his wife, Sandy, added to their family in 1986 by adopting a baby girl from Korea, Carolyn.

Sandy is an orthopedic surgeon who used to be a high school teacher. Tom is a teacher who used to practice law. After 16 years together, during most of which one was always in school, they have made some hard choices, but the right ones. Tom's teaching, his research, and his writing are all very important to him. Teaching law has turned out to be right for him.

Student Profile: John C. Tishler "Carrying on the family tradition . . ."

John Tishler's parents both have Ph.D.'s and both are teachers, so it's no surprise that they are very proud of his decision to pursue a post-graduate degree. But he spent five years trying out a very different career in sports information before "carrying on the family tradition of higher education" by entering law school. He will have the distinction of being the first lawyer in the family, at least as far back as he can trace the family tree.

Born in Nacogdoches, Texas, John C. Tishler and his parents moved to Montavello, Alabama when John was 10 years old. His parents now live on a 30-acre tract of land just outside Montavello in Brierfield. He would call it a farm, but the only animals living there are two dogs who are family pets.

He majored in History and minored in English at Vanderbilt University, where he worked in the Athletic Department as a student assistant. That was where he "got the bug to work in collegiate athletics."

Upon graduation in 1980, he went to work for a public relations firm in Lexington, Kentucky, writing and editing copy for sports programs for the University of Kentucky and the NCAA. For two years, he was Associate Sports Information Director at Ole Miss, then he became the Sports News Coordinator at Texas A & M University.

The sports information work was interesting, he says, but he knew it would not challenge him in the long run, and he wanted a career which would be "substantial" and offer him "a lot of variety". Besides, he had really planned on a career in law from the first day he entered college.

Law made sense as a career for John Tishler because it utilizes a combination of the skills he treasures most: (1) writing ("which I have always loved"); (2) public speaking; and (3) working with people. Also, coming from an academically-oriented family, he appreciated the importance of a career in which one would be "constantly learning", and he believed the law could offer that.

Although he has lived in several different places since being introduced to Tennessee life as an undergraduate at Vanderbilt University, John says that experience led him to decide to make his home in Tennessee. He talked to a lot of lawyers, some who were graduates of UT and some who attended other schools, and they convinced him that he could get a very good legal education at the University of Tennessee for a more than reasonable price.

Law school was not exactly what he expected, and in many ways he learned

more from the experience than he thought possible. "I lived in mortal terror the first two months or so of law school", having heard horror stories of how difficult the first year of law school could be. But he soon became more acclimated and less intimidated.

He won American Jurisprudence awards for earning the highest grades in two courses, Contracts and Legal Imagination. John's crowning achievement was being selected by the members of the *Tennessee Law Review* as their Editor-in-Chief.

"It's a good feeling to know you can all pull together and work towards a common goal, the production of a high quality publication."

It was as Editor-in-Chief during the last portion of his law school experience that he reached a different level of learning, beyond that of the classroom. "It's a good feeling to know you can all pull together and work towards a common goal, the production of a high quality publication."

Learning how to motivate and to get along with people are skills John believes every lawyer should have. With those practical, day-to-day people skills in hand, he feels "trained" and ready to enter the legal profession. Of course, he knows he still has a lot to learn, and it's that "constant learning" that he's looking forward to.

He also took advantage of the opportunity as Editor-in-Chief to get to know many members of the College community in a way that many law students do not ordinarily have a chance.

A lunch with one particular faculty member reminded John of how small the world really is. John happened to ask Professor Jerry Phillips where he was from, curious about the origin of the professor's distinctive way of speaking. John was somewhat surprised when the reply was "Norris, Tennessee". John's grandparents live in Norris, so he asked if Professor Phillips knew anyone named "Gouffon". Professor Phillips thought about it for a minute and said that the only Gouffon he could remember was named "Anne".

The former Anne Gouffon is the current Mrs. Tishler, John's mother, and as it turns out, Jerry Phillips and John's mother went to high school together.



John Tishler receives a Special Citation from Dean Yarbrough for his efforts as Editor-in-Chief of the Tennessee Law Review.

When asked what he would change about law school, John had two suggestions. The first was the infusion of a lot more fun, to release a bit of the pressure of law study. The second was the improvement of the facilities at George C. Taylor Law Center.

"Good facilities attract good students, good faculty, and good administrators," John remarked, adding that "it is important that people know the College is a good place. It is doing what it is meant to do, with great people: students, faculty, and staff."

He considers Dean Yarbrough's appointment as one of the most positive things that have happened at the school during his three years here.

Litigation is how John wants to spend his time, primarily because of the variety it offers. It gives you a good general knowledge of the law, and you don't have to limit yourself to any substantive areas. In his own words, "litigation is the last frontier of a general law practice."

The summers after his first and second years were spent learning about litigation practice at Srote, Permutt, McDermott, Slepian . . . in Mobile, Alabama and at Watkins, McGugin, McNeilly & Rowan in Nashville.

He will spend his first year out of law school in what a friend calls "litigation school", as law clerk to U.S. District Court Judge Julia Gibbons in Memphis. John expects to learn a lot from Judge Gibbons.

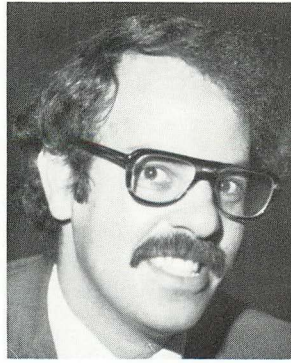
John Tishler has used his pursuit of higher education to combine and to fine tune the skills of writing, speaking, and getting along with people, and to begin a career he hopes will never stop teaching him and challenging him.



FRAN ANSLEY



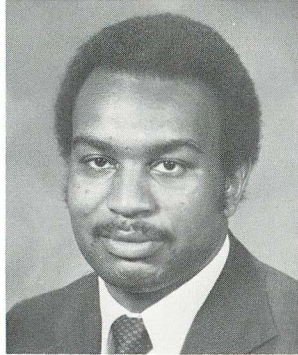
DICK WIRTZ



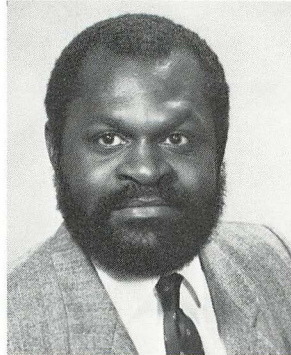
JIM GOBERT



DEAN RIVKIN



DOUG WELLS



NDIVA KOFELE-KALE

George D. Montgomery Advocacy Fund Gets Great Start

The law firm of Kennerly, Montgomery & Finley has already donated over \$4,000 toward a \$25,000 pledge for an endowment to encourage students to improve their trial skills. The George D. Montgomery Advocacy Fund is in honor of one of the firm's founders, George D. Montgomery, a 1941 graduate of the College who passed away in 1986.

The fund will be used to support activities at the College which are designed to improve students' trial and appellate advocacy skills, such as the inter-school trial advocacy competition. Mr. Montgomery was a widely-respected trial and appellate practitioner and a leader in the Knoxville community. Additional gifts to the fund are encouraged, and interested parties should contact the College of Law's new Director of Development, Scott Fountain, at 615/974-4241.

Faculty News

Fran Ansley, Class of '79, Joins Faculty

Fran Ansley, a graduate of the Class of '79, has accepted an appointment as Associate Professor of Law at UT effective this Fall. She ranked first in her graduating class, was named Outstanding Graduate, garnered numerous awards for her academic achievements, and was a member of the *Tennessee Law Review*. She practiced for eight years in the Knoxville area, concentrating in personal injury litigation, before deciding to spend the 1987-88 year studying for her Master of Laws degree at Harvard Law School. Her first teaching assignments will be Gratuitous Transfers (the new course combining Decedents' Estates and Future Interests) and Property.

Dean Rivkin Appointed Director of the Legal Clinic

Professor Dean Hill Rivkin has been appointed Director of the Legal Clinic, effective in 1988. Dean Yarbrough recently congratulated Professor Susan Kovac on a superb job as Acting Director.

Professor Wirtz Appointed Associate Dean

Richard S. Wirtz, Professor of Law at UT since 1974, has accepted a half-time appointment as Associate Dean for Academic Affairs beginning this Fall. Dick succeeds John Sebert, who has returned to full-time teaching after serving as

Associate Dean for two years in addition to one year as Acting Dean.

Ndiva Kofele-Kale on Leave, Spring of 1989

Professor Ndiva Kofele-Kale will be a Visiting Professor at Southern Methodist University Law School in the Spring of 1989.

Doug Wells on Leave for 1988-89

Assistant Dean Douglas Wells, who is finishing up a half-time appointment as Executive Assistant to UT's Vice President for Academic Affairs and Research, has decided to pursue a Master of Laws degree at the University of Illinois and will be on leave for the 1988-89 academic year. He will also be an instructor of legal writing and moot court for the University of Illinois.

Jim Gobert on Leave; Howard Brill Visiting This Fall

Professor Jim Gobert will be on leave next year to work on a book on Jury Selection to be published by Shepard's McGraw-Hill. Professor Howard Brill from the University of Arkansas at Fayetteville will be a Visiting Professor this Fall. Professor Brill, who holds a J.D. degree from the University of Florida and an LL.M. from the University of Illinois, has been teaching for fourteen years. He comes to us with a reputation as an outstanding classroom teacher, and he will share those skills with our students in Civil Procedure I and Family Law.



Professor Jerry Black, right, presents the Advocates' Prize Best Oralist award to Virginia Gandy. The Best Oralist award is in memory of Philip C. Klipsch, who died soon after winning the Advocates' Prize competition several years ago. Virginia and her partner, Elizabeth Einstman, not only placed first overall but also won the award for the Best Brief.

1988 LAW WEEK HONORS

Award

Knoxville Auxiliary to the Tennessee Bar Association Award for the Student with the Highest First-Year Academic Average:

West Publishing Company Awards for the Students with the Highest Scholastic Averages in Each Class:

Herbert L. Davis Memorial Trust Fund Award for the Student with the Highest Scholastic Average for Two Years of Study:

The Michie Company Prize for the Student with the Highest Average During Three Years of Study:

Callaghan and Company Prize for the Student with the Highest Average During His/Her Junior Year:

The Bureau of National Affairs' U.S. Law Week Award for the Student Who Has Made the Most Satisfactory Progress In His/Her Senior Year:

The Charles H. Miller Award for Excellence in Civil Advocacy:

The James L. Powers III Award for Excellence in Criminal Advocacy:

The Nathan Burkan Memorial Competition:

McClung Medal for Excellence in Moot Court:

Dean's Special Citations:

Recipient

Andrew Ray Tillman

1L: Andrew Ray Tillman
2L: Kathryn A. Stephenson
3L: Julie Ann Watson

Kathryn Ann Stephenson

Julie Ann Watson

Kathryn Ann Stephenson

Edwin Hedwige Daniel

Richard D. Moore

Perry H. Piper

1st: Richard T. Saas
2nd: Patricia M. Bryant

Elizabeth Farr

Chloe Reid, President
Student Bar Association
Julie Taylor, Chairperson
Moot Court Board
John Tishler, Editor-in-Chief
Tennessee Law Review



Perry H. Piper, left, receives the very first James L. Powers III Award for Excellence in Criminal Advocacy from Professor Gary L. Anderson. (See separate story)

James L. Powers III Award Established; Perry H. Piper is First Recipient

On January 28th of this year, a third-year law student named James L. Powers III died in an automobile accident. Due to his outstanding performance in handling criminal cases in the UT Legal Clinic last Fall, an award for students who excel in clinical work has been established in his name by family and friends, including many members of the faculty and the student body.

The James L. Powers III Award for Excellence in Criminal Advocacy will be presented in the form of a cash prize each Spring to a student who performs with distinction in the Law College's clinical program. This award will be in addition to the Charles H. Miller Award for Excellence in Civil Advocacy.

The first recipient of the James L. Powers III Award was acknowledged at the April 8th Honors Dinner during Law Week. Perry H. Piper of Chapel Hill, Tennessee was selected by the Clinic faculty in recognition of his outstanding work handling criminal cases.

Mr. Powers was expected to graduate from UT College of Law in May of this year. He was a commissioned officer in the U.S. Army on leave to attend law school. He had a master's degree in clinical psychology and a bachelor's degree in psychology from Vanderbilt University. He was married with two children.

Since he had substantially completed the requirements for the degree with distinction, the Doctor of Jurisprudence degree was awarded posthumously to James L. Powers III at the May hooding ceremony.

Moot Court Competitions

The Ray H. Jenkins Trial Competition:

(Presiding: Bobby Lee Cook)

First Place: Thomas Dean and Stephen Duggins
Second Place: Robert Kosky and Edward Lanquist

The Advocates' Prize Moot Court Competition:

(Presiding: Hon. Nathaniel R. Jones,

Hon. Julia S. Gibbons,

Hon. Gilbert S. Merritt)

First Place: Elizabeth Einstman and Virginia Gandy

Second Place: Timothy Simonds and Andrew Walsh

Best Brief: Elizabeth Einstman and Virginia Gandy

Best Oralist: Virginia Gandy

Faculty Awards

The Harry W. Laughlin Faculty Service Award:

J. Otis Cochran

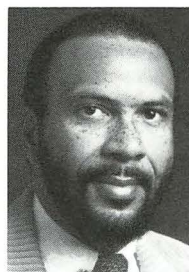
The Harold Warner Outstanding Teacher Award:

Thomas D. Eisele

The Student Bar Association

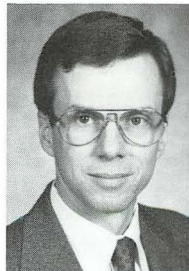
Outstanding Faculty Member Award:

Robert M. Lloyd



OTIS COCHRAN

BOB LLOYD



East Tennessee**Class of '48**

CHESTER MAHOOD of Knoxville was recently honored for his 25 years of distinguished service on the bench by the Knoxville Bar Association and the Circuit Court Clerk.

Class of '49

JOE D. DUNCAN of Knoxville was elected Presiding Judge of the Court of Criminal Appeals of Tennessee in October of 1987.

Class of '50

ROBERT L. OGLE is the 1988 President of the Sevier County Bar Association.

Class of '57

E. RILEY ANDERSON of Knoxville was appointed to the judgeship of the Tennessee Court of Appeals last March.

ROBERT F. WORTHINGTON, JR. of Knoxville has been appointed to an 11-member executive committee of a newly-formed group for inner-city development.

Class of '58

BERNARD BERNSTEIN of Knoxville has been appointed to the Chancellor's Associates of the University of Tennessee at Knoxville.

Class of '60

JOE MONT McAFEE of Knoxville has been appointed to the Chancellor's Associates of the University of Tennessee at Knoxville.

Class of '61

FRANK L. FLYNN, JR. of Knoxville married Judy Ingram, a Knox County Circuit Court minute clerk, in a courtroom wedding ceremony performed by Judge Chester Mahood in December.

Class of '62

SIDNEY W. GILREATH of Knoxville was featured in the March 28, 1988 issue of the *National Law Journal*. The article discusses the tactic of copyrighting documents during discovery, and Gilreath objected to the practice.

Class of '64

JAMES L. CLAYTON of Knoxville has given \$3 million to the Knoxville Museum of Art for the construction and operation of its new facility. This is considered to be the largest gift ever conferred on the arts in Knoxville.

Class of '68

JOHN W. WHEELER of Knoxville, President of the Tennessee Bar Association for 1988-89, has been elected to the House of Delegates of the American Bar Association.

Class of '73

GARY WADE of Sevierville has been appointed to the Chancellor's Associates of the University of Tennessee at Knoxville.

J. CURWOOD WITT, JR. of Madisonville has been elected chairman of the Board of Trustees of the Holston Conference of Colleges. He is a former Monroe County juvenile judge.

Class of '74

AGNES THORNTON BIRD of Maryville was honored with an Annie P. Selwyn award by the Knoxville Women's Center. Bird, who is the first woman member of the Tennessee Human Relations Commission, was cited for being "a lifelong advocate of women's rights, civil rights, and equal opportunity for all."

M. ALEX BROWN of Knoxville, formerly with Pitts and Brittan, has become associated with the firm of Walt, Dyer and James in its Knoxville office.

BEN M. DAVIDSON of Knoxville was installed as President of the Tennessee Land Title Association in June of 1987.

Class of '75

PAUL CAMPBELL, III of Chattanooga has been elected to the Board of Governors of the Tennessee Bar Association.

MORRIS KIZER, partner in the Knoxville firm of Gentry, Tipton, Kizer & Little, has been appointed a commissioner of Knoxville's Community Development Corporation.

JOAN LAWRENCE is working for the U.S. Department of the Interior, handling litigation in Eastern Kentucky and Eastern Tennessee. Also director of the Knoxville Legal Education Center, Lawrence recently announced the Center's inaugural graduation of three paralegals.

Class of '76

MICHAEL TRANUM has been elected Vice President and Legal Officer at Third National Bank in Knoxville. He is a former senior attorney for the Federal Deposit Insurance Corporation.

Class of '77

JOHN K. HARBER was re-elected Secretary of the Knoxville Bar Association for 1988.

ANN McCLURE WARD of Oak Ridge left Martin Marietta and joined the Office of Chief Counsel at the U.S. Department of Energy in December.

Class of '78

BILL BAXTER, President of Holston Gases, Inc., has been appointed by Mayor Victor Ashe to the Board of Directors of the Knoxville Community Development Corporation.

EDWARD F.M. GOOD AND GAIL M. GOOD of Knoxville recently sent word of their activities. Ed received his M.D. degree in 1987 and is now a resident at U.T. Hospital. Gail is a member of the firm of Kennerly, Montgomery & Finley, P.C.

LAURENS TULLOCK, formerly an assistant U.S. Attorney for the Eastern District of Tennessee, has been appointed Director of the Department of Housing and Urban Affairs for the City of Knoxville.

FRANKIE WADE of Knoxville was elected Vice-President of the East Tennessee Lawyers Association for Women for 1988.

Class of '79

ROBERT N. GODDARD is the 1988 President of the Blount County Bar Association.

ROBERT L. KAHN has become a member of the Knoxville firm of Frantz, McConnell & Seymour.

NANCY PRESLAR was elected to the Board of the East Tennessee Lawyers Association for Women for 1988.

PAMELA L. REEVES has become a partner in the Knoxville firm of Watson, Reeves & Beeler.

ELIZABETH ROWLAND of Knoxville has been appointed to the Chancellor's Associates of the University of Tennessee at Knoxville.

SARAH SHEPPEARD has been elected to the Board of the Knoxville Bar Association for 1988.

CHARLES W. SWANSON is the new President-Elect of the Knoxville Barristers. He will serve as President in 1989.

Class of '80

LADYE HILLIS KIRKLAND of Hendersonville recently returned to Tennessee after spending a year practicing in Hawaii. Although she's glad to be back in Tennessee, she misses all that sun and the beaches.

BONITA G. RODGERS is now a Staff Attorney with the Knoxville Legal Aid Society.

Class of '81

DEBRA L. FULTON has become associated with the Knoxville firm of Frantz, McConnell & Seymour. She was elected Secretary for the Knoxville Barristers for 1988.

TRICIA HORTON was elected Recording Secretary of the East Tennessee Lawyers Association for Women for 1988.

J. THOMAS JONES became a partner in the Knoxville firm of Bernstein, Susano & Stair as of January. He practices in the areas of civil and bankruptcy litigation.

PENNY J. WHITE of Johnson City earned the Master of Laws degree in Advocacy from Georgetown Law Center in October of 1987. Her thesis presented "A Noble Idea Whose Time Has Come", regarding Tennessee's indigent criminal defense system.

Continued

ALUMNI ADDRESS CHANGE AND NEWS

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

Name: _____

Firm Name/Org.: _____

Address: _____

City/State/Zip: _____

Phone: (_____) _____

This is my: Office Address

Home Address

Year of Graduation: _____

Former Address _____

Alumni News: _____

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

Class of '82

MARGARET KLEIN was re-elected President of the East Tennessee Lawyers Association for Women for 1988.

LOREN E. PLEMMONS of Lenoir City, who has been a sole practitioner since April of 1986, recently moved into new offices in the Lenoir City Professional Park.

WANDA SOBIESKI has been elected to the Board of the East Tennessee Lawyers Association for Women for 1988.

BRIAN H. TRAMMELL was elected member-at-large for the Knoxville Barristers for 1988.

Class of '83

M. DENISE MORETZ was elected in December to a two-year term as at-large member of the Board of the Knoxville Barristers.

BARBARA NORWOOD, formerly with Hunton & Williams, has joined First American National Bank as legal counsel for the East Tennessee region.

ALICE WOODY of Knoxville has been elected Treasurer of the East Tennessee Lawyers Association for Women for 1988.

Class of '84

RICHARD T. BEELER has become a partner in the Knoxville firm of Watson, Reeves & Beeler.

CECILIA S. LAMBERT was elected Treasurer of the Knoxville Barristers for 1988.

JEFF S. NORWOOD was elected in December to a two-year term as an at-large member of the Board of the Knoxville Barristers.

Class of '85

LISA SLAGLE of Knoxville has become the Director of Development for the Cystic Fibrosis Foundation.

Class of '87

DAVID R. DUGGAN has become associated with the Maryville firm of Nicholson, Brown & Garner.

JAY E. KOHLBUSCH of Knoxville has become an associate of Egerton, McAfee, Armistead & Davis, P.C.

WILLIAM E. McCLAMROCH III has become an associate of the Knoxville firm of Egerton, McAfee, Armistead & Davis, P.C.

MIKE MOYERS, who is pursuing a doctorate in political science, wrote an article for the December 3, 1987 *Daily Beacon* entitled "International Law Difficult to Enforce Without Losing Nations' Independence".

CLEMENT DALE POTTER was recently appointed City Judge for McMinnville, where he is in private practice.

Middle Tennessee

Class of '72

G. GORDON BONNYMAN of Nashville was selected to be a member of the 1987-88 class of Leadership Nashville.

Class of '75

JIM WEATHERLY of Hollins, Wagster & Yarbrough was elected President of the Nashville Bar Association for 1988.

Class of '77

ALLAN RAMSAUR of Nashville was selected to be a member of the 1987-88 class of Leadership Nashville, a community leadership program.

J. MARK ROGERS has formed a partnership with classmate LARRY TRAIL under the firm name of Rogers & Trail in Murfreesboro.

Class of '78

CHRISTINA NORRIS, Clerk and Master in Nashville, was recently elected to the Board of Directors of the Nashville Bar Association.

Class of '80

MICAJAH CLARK SPODEN of Nashville became a partner in Dearborn & Ewing this January.

West Tennessee

Class of '63

FLETCHER HUDSON of Memphis joined a delegation of legal professionals from throughout the United States for a 3-week technical exchange to Japan, Singapore, Hong Kong, and the People's Republic of China. He was selected as a Citizen Ambassador to participate in the program planned by People to People International.

Class of '65

JOHN W. PALMER of Dyersburg has formed a partnership with Mark L. Hayes, Class of '82, under the name of Palmer & Hayes.

Class of '72

WILLIAM HOUSTON BROWN of Memphis was sworn in last October as United States Bankruptcy Judge for the Western District of Tennessee.

Class of '78

WILLIAM H. HALTOM, JR. of Memphis is celebrating the birth of his second son. (See Claudia's note under Class of '80.)

Class of '79

LINDA L. MOORE is President-Elect of the Jackson-Madison County Bar Association. She recently associated with the firm of Hardee & Martin.

Class of '80

CLAUDIA SWAFFORD HALTOM of Memphis and her husband Bill, Class of '78, announced the birth of their second son, Kenneth, on May 7th. He weighed 8 lbs., 3 ounces.

Class of '82

MARK L. HAYES of Tiptonville has formed a partnership with John W. Palmer, Class of '65, under the name of Palmer & Hayes.

Class of '85

TABITHA FRANCISCO was recently elected to a one-year term on the Board of Directors for the Young Lawyers Division of the Memphis/Shelby County Bar Association. She is with Armstrong, Allen, Prewitt, Gentry, Johnston & Holmes.

Continued

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.

UTK does not discriminate on the basis of sex or handicap in education programs and activities which it operates, pursuant to the requirements of Title IX of the Education Amendments of 1972, Public Law 92-318, and Section 504 of the Rehabilitation Act of 1973, Public Law 93-112, respectively. This policy extends to both employment by and admission to the University.

Inquiries concerning Title IX and Section 504 should be directed to the Director of Affirmative Action, 403-B Andy Holt Tower, University of Tennessee, Knoxville, TN 37996-0144, telephone (615) 974-2498. Charges of violation of the above policy should also be directed to the office of the Director of Affirmative Action.

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ALUMNI NEWS (Continued)

Alabama

Class of '82

FRANK B. POTTS recently became a partner in the newly-organized firm of Potts & Young, Attorneys in Florence, Alabama. Potts & Young recently hired the University of Tennessee Panhellenic Affairs Advisor, Sherree Martin. In association with Ross and Parrish in Savannah, Tennessee, the firm obtained a \$1 million personal injury judgment against an individual defendant and a \$300,000 judgment against the uninsured motorist insurance carrier, one of the largest ever in Northwest Alabama.

California

Class of '77

MELANIE BEENE heads a San Francisco-based consulting firm, "Melanie Beene and Associates", which specializes in arts management.

District of Columbia

Class of '77

ELIZABETH A. SNYDER of Chevy Chase, Maryland and Washington, D.C. has been elected Vice President and Deputy Counsel for Fannie Mae, the Federal National Mortgage Association, FNM/NYSE. She has responsibility for legal issues involving financing and technology.

Class of '81

CAROLYN JOURDAN is Chief Counsel for the Committee on Governmental Affairs, Subcommittee on Governmental Efficiency, Federalism, and the District of Columbia.

Florida

Class of '68

THE HONORABLE E. EARL THOMAS has been appointed District Chief Judge for the Department of Labor's Ft. Lauderdale District Office.

Class of '86

MARY MARGARET AUBRY has joined the firm of Weil, Gotshal & Manges in Miami, Florida.

Georgia

Class of '68

JAMES C. SIMMONS, JR. of Atlanta was featured in the January 21, 1988 issue of the *Fulton County Daily Report* under the heading "'Diamond Jim' Simmons Is On A January Roll: \$1.25 Million Verdict Comes A Year After \$5.2 Million Win".

Class of '71

WILLIAM N. CATES of Atlanta has been appointed Associate Chief Administrative Law Judge for the National Labor Relations Board. He will head the Southeastern office of the NLRB Division of Judges.

Illinois

Class of '78

DAVID A. BAUGH has joined the Chicago firm of Portes, Sharp, Herbst & Kravets, Ltd. He concentrates his practice in securities litigation and accounting malpractice.

CAREY S. ROSEMARIN has become a partner in the firm of Katten Muchin & Zavis, with offices in Chicago and in Oak Brook, Illinois.

Ohio

Class of '84

CLAUDIA HAHN ABBOTT of Columbus, Ohio recently became associated with the law firm of Campbell, Hornbeck, Chilcoat & Veatch.

Texas

Class of '80

VICKI S. RATLIFF has opened her own practice in Dallas, Texas under the firm name of King & Ratliff, P.C.

Class of '87

SCOTT L. DAVIS is now with the Dallas, Texas firm of Holmes & Millard.

West Germany

Class of '79

JAMES A. MARLOW has assumed the position of Chief, International Law, Headquarters 17th Air Force, Sembach Air Base, West Germany. He married Sabine Klein of Monchengladbach in June 1987, and he invites U.T. law alumni to drop in for beer or coffee the next time they're in Germany.

IN MEMORIAM

Barry N. Akin of Tucson, AZ
Robert P. Ball, Jr. of Knoxville
Hon. Marion S. Boyd, Jr. of Memphis
E. Bruce Foster, Sr. of Knoxville
Ralph W. Higgins of Bowling Green, KY
James L. Powers III of Knoxville

Class of '63
Class of '58
Class of '21
Class of '33
Class of '48
Class of '88

