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Taylor Times

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

MARCH 1993

MARCH						
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March 2-3

Pictures for *Lawyers of the Future*, Classes of 1994 & 1995, will be taken in the Career Services Office. Stop by Career Services for information.

March 2-3

Class of '93 votes for class gift

March 3

Opportunities with the FBI, presented by Special Agent Merritt Jenkins. 11:00 a.m. - Room 104

March 5

SBA Forum on the status of the new building and what's happening in the Legislature - Noon - Room 118
Speakers: Dean Dick Wirtz and SBA President Jason Hood

March 5-7

American Bar Association Bricks and Books II: A Conference on Law School Facilities at Ohio State in Columbus

March 10-14

The 1993 Jerome Prince Evidence Moot Court team competes at Brooklyn Law School in New York City. Team members are Jason Hood, Jane Stahl, and Joe Thompson. Professor Neil Cohen serves as the team advisor.

March 11-12

Association of American Law Schools Executive Committee Meeting in Chicago, Illinois.

March 12

The 1993 Charles Miller Lecture in Professional Responsibility by Gerry Lopez, the Montgomery Professor of Public Interest Law at Stanford Law School
Noon - Moot Court Room.

Professor Lopez's speech is "Economic Development in 'The Murder Capital of the Nation': Democracy (and the Lawyer) at Work." A reception will immediately follow.

March 18-21

The 1993 Robert Wagner Labor Law Moot Court team competes at New York Law School in New York City. Team members are Gary Ferraris, Margaret Gray, and Sharon Patterson. Professor Pat Hardin serves as the team advisor.

March 20

Spring begins!

March 22-26

Spring Break!

March 25-26

Law School Admission Council Financial Aid Services Committee Meeting in Baltimore, Maryland

March 27

Dean's Circle Meeting 9:00 a.m. - 2:00 p.m. - Moot Court Room

Student Stuff

Student Bar Association Officers for 1993-94

President: Jason Hood

Vice-President: Barbara Johnson

Secretary: Lida Hoskins

Treasurer: Mia Gianotti

2L Class Representatives: Greg Carter and Jennifer Horn

3L Class Representatives: Amy Haddad and Robert Manning

At-Large Representatives: Leah Gerbitz, Jeff Hill, Ray Hixson, Holly Hollman, Tammy Mulling, and Thomas Tansil

Congratulations to the Environmental Law Moot Court team on their second place finish at the national competition in White Plains, New York last month. Team members are Hunt Brown, Greg Oakley and Leah Gerbitz. Gary Davis served as the team's coach.

Congratulations on a job well done to Yolanda Mitchell and Clarence Risin who ably represented the College of Law in the 17th Annual Frederick Douglass Moot Court Competition held in Atlanta in February. Of the 24 teams competing, Clarence and Yolanda ranked among the top eight. Professor Carl Pierce served as the team's advisor.

The 1993 Development Council is beginning the hard work of assisting the Class of '93 with their class gift. Class members who will serve on the Council include: Christy Allen, Garrett Asher, Heidi Barcus, Heather Beemon, Victoria Bowling, Samuel Brown, Stephen Crump, Garry Ferraris, Jackie Garton, Susan High-McAuley, Marian Howard, Rachel Inman, Milton Magee, Sherry Mahar, Jack Mayfield, Phillip Newman, Wilfred Nwauwa, Lisa Ramsey, Suzanne Scott, Chris Sockwell, Shari Tayloe, Kevin Townsel, Greg Vines, Elizabeth Waldrop, Melvin Werner, and Clinton Woodfin.



Micki Griffin

"From the Mountains to the Mississippi" will be at the Knoxville Museum of Art in April and will feature a photograph by Micki Griffin. Micki's photo, *Illiterate Doña*, was taken while she was serving in the Peace Corps in Honduras. Works selected from this show will be exhibited and juried in Nashville for Tennessee's exhibition at the National Museum for Women in the Arts in Washington, D.C.

Personnel Particulars



Micki Fox

Praise and thanks to Micki Fox for her efforts in helping "America on Trial" come to life. She produced and directed the program on Friday, February 19, which celebrated the birthday of Susan B. Anthony. The program raised money for the Susan B. Anthony Scholarship Fund at the College of Law. Micki assembled a marvelous cast which included: Professor Philip Prygoski; third-year law student Sherry Mahar; Mary Aubry, Class of '86; Helen de Haven, Class of '80; Judge James Jarvis, Class of '60; J.D. Lee, Class of '54; Scarlett May, Class of '91; and Libby Sponholtz, Class of '83. Several persons who attended the program agreed that it was a smashing success. Bravo, Micki!

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The "Let's Go For It"

Section for Law Students

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The Family Law Section of the American Bar Association announces the 1993 Howard C. Schwab Memorial Essay Contest on Family Law. Cash prizes will be awarded to the top three winners. Deadline: April 5, 1993.

See the Contest Bulletin Board or Dean Mary Jo Hoover for further information.

Miller Lecture features Stanford Professor

Gerald P. Lopez, the Montgomery Professor of Public Interest Law at Stanford Law School, will present the 1993 Charles H. Miller Lecture in Professional Responsibility at noon on Friday, March 12, in the Moot Court Room. His speech is titled, "Economic Development in 'The Murder Capital of the Nation': Democracy (and the Lawyer) at Work." The Miller Lecture was established in 1977 and honors Professor Charles H. Miller, founder of the UT Legal Clinic and its first Director.

After earning a B.A. from the University of Southern California in 1970, Professor Lopez attained a J.D. in 1974 from Harvard. He was a clerk for the U.S. District Court in San Diego before beginning private practice.

Prior to joining the Stanford law faculty in 1985, Professor Lopez was an Assistant Professor of Law at California Western School of Law in San Diego from 1976-78, and a teaching professor at UCLA from 1978-85. He teaches civil rights litigation, clinical law, and contracts at Stanford.

He recently published his first book, *Rebellious Lawyering: One Chicano's Vision of Progressive Law Practice* (Westview Press, 1992).

Professor Lopez has also published several articles. They include: "The Idea of a Constitution in the Chicano Tradition," *Journal of Legal Education*, 1987; "Training Future Lawyers to Work with the Politically and Socially Subordinated," *West Virginia Law Review*, 1988; and "Reconceiving Civil Rights Practice," *Georgetown Law Journal*, 1989.

The lecture is free of charge and open to the public. A reception to honor Professor Miller and Professor Lopez will immediately follow.

College of Law Announces Taylor Public Service Fund and Lectures

The University of Tennessee College of Law proudly announces the establishment of the Judge Robert L. Taylor Public Service Fund and the Judge Robert L. Taylor Lecture Series. The Taylor Fund will be used to encourage and support law student activities in public service. The lecture series will bring distinguished members of the bar to the campus for seminars, symposiums, and speeches. Both will be supported by private and alumni contributions.

Former U.S. Supreme Court Chief Justice Warren Burger will deliver the inaugural Taylor Lecture on April 13, 1993. This year's lecture is co-sponsored by Sam Furrow, owner of Knoxville Motor Company, and Mercedes-Benz of North America. Justice Burger is delivering the lecture because of his high regard for the late Judge Taylor, said Dean Dick Wirtz. Judge Taylor served on the U.S. District Court of the Eastern District of Tennessee longer than any other judge.

The Taylor Public Service Fund will assist law students with public service activities. Fund uses may include: scholarship assistance to law students who have demonstrated strong interest in pursuing legal careers; loan forgiveness for students who commit to public service jobs upon graduation; and stipends for students engaged in summer public service jobs.

Donations may be made to either fund through the Office of Development and Alumni Affairs in Suite 14



(Standing, from left) David Skidmore, Suzanne Sweet, Travis Hawkins, Richard Thornburgh
(Kneeling) Donny Anderson; Not pictured Quint Daulton

'Learned Hand' Plays Newgrass

Bluegrass as defined by Webster is "a type of folk music that originated in the southern United States, characterized by rapid tempos, jazzlike improvisation, and emphasis on nonelectrified stringed instruments, such as banjos and guitars. The GCT definition of bluegrass is Learned Hand; or, as bandmember Richard Thornburg describes them, 'Newgrass.' Other band members are Donny Anderson, Quint Daulton, Travis Hawkins, David Skidmore, and Suzanne Sweet.

The group has been together about three years and made their first professional appearance on Friday, February 12, 1993, at the Laurel Theater in Knoxville. Law school fans and friends filled the audience.

Quint, who hales from Hixson, graduated from Georgetown University with an A.B. in English. He plays the electric bass for the 'Hand' and has a background in theatre. Travis plays the guitar and provides vocals. Chattanooga native Travis Hawkins earned a B.A. in

English from the University of Virginia. David graduated from Eastern Michigan University with a Business Management degree. His hometown of Trenton, Michigan, knows him as "Peak." Peak picks the banjo for the group.

Additional musical tones are provided by Suzanne Sweet, a Knoxville native who graduated from UT Knoxville with a degree in English. Richard, who also hales from Chattanooga, earned a B.A. from the University of Notre Dame, and plays the guitar and sings. All are first-year law students. Non-law student, Donny Anderson plays the mandolin.

TAYLOR TRIVIA: Which member of the GCT family was the 1992 Turkey Club Man of the Year? Answer to last month's Taylor Trivia: Dean Larry Dessem and his son Matthew practice every week and perform with the Westminster Presbyterian Church Handbell Choir.

National Teams Compete

Two teams from the University of Tennessee College of Law competed in the National Trial Team Regional Competition in Memphis, February 5-7, 1993.

The first team advanced to the final trial of the twenty team competition, where the judges found for the Wake Forest University team in a 2-1 split decision. Members of the first team include third-year students Jonathan Cooper of Memphis; Heidi Barcuss of Waco, Texas; and Allison Cardwell of Nashville.

Not fairing quite as well, the second team was eliminated after the first two trials. Team members include third-year students J.B. Bennett of Ooltewah; Robert Durham of Grandview; and second-year student Bridget Bailey of Chicago, Illinois.

"Even though they did not win," said Professor Gary Anderson, "we can be proud of the performances of both teams." The UT team was coached by Professor Anderson and Knoxville attorneys Steve Oberman, Class of '80, and Carl Eshbaugh, Class of '74. Oberman is also teaching his first session of Trial Practice this semester at the College of Law.

Second-year student Jonathan Cole went to Memphis as an alternate trial team member but did not compete.

Twenty teams from ten law schools participated in two trials on Friday and Saturday, February 5 and 6. Eight teams were then selected for a semifinal trial on Saturday afternoon. The top two teams from the Regional Competition advance to the Final Competition in San Antonio, Texas.

During the competition, teams argued for the plaintiff and defense. The case involved the possession and sale of cocaine.

TAKE THE 1993 NATIONAL COLLEGE STUDENT SEX SURVEY

What? Another survey? Aren't students pestered enough with taking pages and pages of notes and studying for test after test after test? Why would students want to volunteer their precious free time to take part in a national sex survey of college students?

The 21st Century is less than seven years away! Students in colleges today are now preparing to enter into that century, with a newly elected president, a new sense of national purpose, a new program of career opportunities undreamed of in their parents's generation, and a new sexual identity focused on political correctness.

Students of all sexual persuasions these days, whether it is celibacy, monogamy, prolific dating, nudists, heterosexuality, bisexuality, trisexuality, homosexuality, group sex, single sex, date sex, married sex, adulterous sex, or whatever, are seeking to understand themselves and the society in which they live.

This survey is dedicated to the continued development of understanding of modern sexuality. By definition, sexologists are those professionals with expert knowledge in sexual science who devote themselves to its objective, nonjudgemental investigation. The sexological statistical method is based on systematic and objective observations which are logically consistent and accurate.

Although attempts at a rational and systematic investigation of sex have a long history dating back at least to the ancient Greeks, sexology in the modern, specific sense is usually said to be about 100 years old. Modern sexuality research grew out of the researches of Kaan, Westphal, Mantegazza, Frafft-ebing, Ellis Schrenck-Notzing, and Bloch.

Iwan Bloch coined the name for this scientific research

Sexualwissenschaft (science of sexuality). The later efforts of Freud, Forel, Rohleder, Eulenburg, Moll, Steinach, Marcuse, and even more recently Kinsey, Zilbergeld, Masters & Johnson, Hite, Secunda, Hooper, Friday, Brauer, Kreidman, Masterson, Hayden and others have all helped to consolidate and advance the studies of sexuality research.

Today, academic departments of sexuality have been established in several Canadian and European universities, and international congresses on sexuality have been held on major universities throughout the world. By nature, people are sexual animals. There is no getting around that biologic and physiologic fact.

But what kind of sexual animals are the American college students becoming? That is what this sex survey of selected colleges hopes to determine. College students are invited to participate in the 1993 National College Student Sex Survey.

This survey is entirely self-financed and it will staunchly refuse to accept any federal, state, or corporate funding, so it will be unbiased and undaunted in its search for academic truth in the sexual attitudes and practices of today's college students.

The survey designers hope that at least 500 students from across the nation will decide that they would like to participate in the College Student Sex Survey. The survey forms will be completely anonymous, so nobody will know the names of any of the participants.

If any student is interested in participating in the National College Student Sex Survey, they should write for an 1993 Sex Survey Instruction Form by sending a self-addressed, stamped, return envelope to: National Student Survey, P.O. Box 13158, Des Moines, Iowa, 50310.

Unfortunately, no 1993 Sex Survey Instructional Form can be sent to any student who does not include a self-addressed, stamped, return envelope (business size #10), to mail the 1993 Sex Survey Instruction Form back to the student. Survey results will be made available upon request. The final deadline to receive requests for a Sex Survey Instruction Form is March 16.

Faculty Facts

Neil Cohen ...

... has been appointed by the private adjudication center at Duke Law School to serve as a referee in the Dalkon Shield trust cases.

Fred Le Clercq ...

... is heading for Germany to teach at the University of Bonn and lecture in the North American Studies program. He received a 9-month Professional Development Award from UT.

Philip Prygoski ...

... was presented the SBA's Outstanding Law Professor award for 1992-93 by SBA President Victoria Bowling at the Advocates' Ball, February 13. He teaches Constitutional Law I and II.

Dick Wirtz ...

... attended the ABA New Deans and Deans Workshop in Boston last month. ... will talk to the Kingsport Bar Association on March 6. ... will attend the ABA Invitational Conference on the Law School and the University in Chicago on March 18-20. ... will speak to the Sevier County Bar Association on March 26.

Marilyn Yarbrough ...

... has accepted an offer to join the faculty at the University of North Carolina School of Law in Chapel Hill.

... and the check is in the mail!

Governor Ned McWherter's decision not to include \$20 million dollars in funding for a new University of Tennessee law school is being challenged by state legislators in the General Assembly. A bill to override the governor's decision was introduced in the Senate by Sen. Joe Haynes, D-Nashville, and in the House by Rep. Frank Buck, D-Doweltown.

McWherter does plan to recommend funding for the 1994-95 fiscal year, and UT President Joe Johnson said this could result in only a four-to-five-month delay in putting the contract out to bid.

The decision to delay funding is based on funding priorities and McWherter's desire for more study to be conducted on the Tennessee Higher Education Commission's capital spending plan. "I think it would be very useful if the College of Law had the opportunity to benefit from that study before it is funded," State Finance Commissioner David Manning said.

However, a two-year study of new library technology was conducted and integrated into the plans for a new law school. The investigation consisted of consultation with other libraries, review of professional literature, and consultations with law library authorities George Grossman at the Northwestern University Law School, and Mickie Voges at Chicago-Kent Law School.

The ABA has raised the possibility of denying accreditation to the College of Law. "If we're not funded in the next legislative session, the ABA accreditation committee has given us every reason to expect the law school will be placed on probation," said law school dean Richard S. Wirtz. "Probation is not disaccreditation, which means students can only practice in this state," Wirtz said. "Disaccreditation would destroy us." Loss of accreditation would damage



recruitment of good students and faculty, hurt graduates chances of employment, and, as Wirtz said, "It devalues the credentials of everybody who ever graduated from the law school." Loss of accreditation "would be a black mark . . . against the state as a whole," said Tennessee Bar executive director Gil Campbell.

UT is to present a report to the ABA accreditation committee on March 15. Accreditation visits by the ABA in 1983 prompted the plans for a new law school. According to the ABA reports, the law school was out of compliance with accreditation standards. A show-cause action on why the law school shouldn't be placed on probation or worse has been pending for more than a year. New construction is required to bring the law school in line with the ABA's space requirements for study, instruction and library resources.

The law school has about 30 full-time professors and 450 students.

David Musich

Support Moot Court Week!



Enter the Advocates' Prize Competition or the Jenkins Prize Competition. Attend the first annual Taylor Lecture!

Jenkins finals: April 8
Taylor lecture: April 13
Advocates' Prize finals: April 16

For further information, contact any Moot Court member. The chair for the 1993-94 year is Jonathan Cole.

The
Winter 1993
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Alumni Headnotes
is out!

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