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Taylor Times

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

NOVEMBER, 1990

November							1990
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11	12	13	14	15	16	17	
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Calendar

November 1

Advocates' Ball tickets on sale in the White Avenue lobby.

November 3

CLE program - Developments in Bankruptcy, Commercial Law, and Lender Liability - 8:30 a.m. till noon in Room 118. For further information, stop by Suite 14.

November 3

UT v. Temple at home at 1:00 p.m.

November 5

Advocates' Ball tickets on sale in the White Avenue lobby.

November 5 - 9

Breast Cancer Screening in the Mobile Medical Unit - 9:00 a.m. till 3:00 p.m. at Circle Park (Monday and Tuesday), the University Center (Wednesday and Thursday), and Ag Campus (Friday). Call 544-6355 for further information.

November 5 - 9

Advanced Lexis Training. Stop by the circulation desk of the Law Library to sign up for a time. For further information, contact Pat Keller.

November 6

Election Day!

November 6

Deadline for submitting resumes for Teaching Assistants for Legal Process II, Spring Semester. Eight (8) assistants are needed. Please submit resume to Dean Mary Jo Hoover in the Student Records Office.

November 6

Advocates' Ball tickets on sale in the White Avenue lobby.

November 7

"Face Unique Challenges: Careers As An FBI Agent" - Special Agents Merritt Jenkins and Gwyne Hopper - 11:00 a.m. and 1:00 p.m. in Room 118

November 8 - 10

AALS Faculty Recruitment Conference in Washington, D.C.

November 10

Southeastern Public Interest Job Fair in Atlanta. For further information, see Career Services.

November 10

CLE program - Impeachment Under the New Tennessee Rules of Evidence - 8:45 a.m. till noon in Room 118. For further information, stop by Suite 14.

November 10

UT v. Notre Dame at home. Kickoff time not scheduled yet.

November 12 - 16

BlueOrange! Battle Cry for Blood! Annual Medic Regional Blood Center drive. Kentucky won last year, NOT AGAIN. Take time to give for others and let your blood run orange for Medic! Be a true "Volunteer!" See bulletin boards for times and places.

November 17

UT v. Mississippi at Jackson. Kickoff time not scheduled yet.

November 22 - 23

Thanksgiving Break! (No classes and administrative offices closed)

November 24

UT v. Kentucky at home. Kickoff time not scheduled yet.

November 26 - 30

UT's Annual Food Drive. The food will be distributed to needy families in the Knoxville area by the Southern Appalachia Food Bank.

November 29 - 30

The Annual UT Arts and Crafts Fair - 9:00 a.m. until 3:00 p.m. in the University Center Ballroom, Crest Room and Concourse of the UC. Sponsored by the UT Personnel Training Office.

November 30

Classes end

And coming up ...

Examination Period: December 4 - 14

Hooding: December 13

Commencement: December 15

Registration for Spring '91 Semester: January 7 - 8

Spring '91 Semester Classes begin: January 9

LOST & FOUND

Check the "new" LOST & FOUND Bulletin Board for lost items. The board is located just outside the Admissions Office. Lost items in the Student Records Office are listed.

VOICES FROM THE LEGAL CLINIC

by

Karen V. Fair, Legal Clinic Student

Yes, the epidemic of the burned-out third-year law student has hit George C. Taylor Law Center and is alive and rampant among its halls. Protect yourself from this awful epidemic by minimizing your exposure to the traditional, Socratic, state your case, humdrum monotony of the law school classroom. Sign up for the Legal Clinic. The Legal Clinic is located in the bowels of the law school and remains somewhat of a secret from the students attending classes here. There are advocacy clinics available in either the criminal or civil areas.

Take a moment and consider the following: Medical students work on live patients and operate in real hospitals before they actually become real Doctors. It just makes good common sense that likewise law students would want to work with live clients and operate in real courtrooms before they become real attorneys. Having observed firsthand the horrors of either inexperienced attorneys or attorneys trying their first case without the Clinic experience, it seems to me as though passing up Clinic should border upon an ethical violation, even if you don't anticipate a career in the courtroom.

The Clinic is possibly the only safe harbor you will ever encounter in your legal career where you can work on actual court cases under the patient direction and firm guidance of a top-notch staff. The professors demand a great deal from the students in terms of preparation, organization, research, and presentation of their cases. However, these same professors reciprocate this hard work by giving you the support and more importantly, the time that is required. Additionally, the rest of the Clinic staff ensures that the student receives a quality education in the finer disciplines of the practice of law that they just don't teach you in law school. I am speaking of those skills that are essential to the everyday realities of the legal profession. The staff takes the time to ensure that you know how to use the dictaphone, organize legal files, and overall how to function in the bureaucracy of the court system in Knox County.

Clinic is the chance to put all of your law school experiences together under a special type of supervision before you are forced to put it all together by yourself out in the real world. The opportunity to practice "putting it all together" is not an opportunity that one is given often in this profession that we have chosen. I never would have imagined myself, while in law school, tackling the types of cases I have been assigned. I have not only written motions, I have argued these motions on behalf of a real client before a very real live judge in a real courtroom. Of greater importance, I have actually lived to tell about this experience. I have gone downtown to the District Attorney's office by myself and negotiated a case until it was resolved (in favor of my client, of course ... well, most of the time). I have been forced to take the case law and the little bit of legal reasoning that I have managed to acquire in the past couple of years to work on and prepare for a suppression hearing. A suppression hearing that

is destined to preserve the constitutional rights of my client. Don't believe me? See you in court on November 26, 1990, at 9:00 a.m. sharp!

Exciting ... frightening ... hard work ... sweat-inducing ... the cause of a nervous stomach? Yes, the Clinic experience is all of these descriptions; however, exhilarating is the most proper and appropriate adjective. These experiences are the real thing and are what being a lawyer is all about. Now I know what you are thinking right now. You are saying to yourself, how can the student actually be a lawyer in a real setting when the student has not yet passed the bar? Go ahead, doubt me, I can take it. Answer: students are actually permitted to practice law through the unique opportunity of the Clinic's supervision even though they have not yet passed the bar exam because of the Tennessee Student Practice rule. This rule passed by the Tennessee Supreme Court gives the student all the rights and responsibilities of a practicing attorney, so long as the student is supervised.

Please note the emphasis I place on responsibility. The warning I would issue to you is that if you are not ready to take on the responsibility of being an actual attorney then you better go ahead and sign up for that seminar that you can either sleep through or even choose not to attend on a particular day. This word of caution about the Clinic should not be taken lightly because as a student attorney you will deal with live people with some very serious problems that threaten to destroy them, both physically, mentally, emotionally, and monetarily.

The case assigned to you will be your responsibility from beginning to end. In the typical case, you will interview the client as he/she comes in off the street. The Clinic has been known to handle criminal cases ranging from disorderly conduct and public intoxication to larceny and rape. From the time you establish the attorney-client privilege, until the matter is eventually resolved in the court system, you are in charge and you will be responsible for the ultimate outcome. This responsibility includes the thorough investigation of your case. This will entail the task of occasionally visiting areas of Knoxville that you would be frightened to go to by yourself at noon on a sunny day. Therefore, you will have several opportunities to recruit the services of bodyguard/witness to accompany you on these adventures. Additionally, you will have the experience of consulting your clients from behind the somewhat depressing and dismal walls ... (I mean bars) of the city or county jail. Of course, you will also gain the experience of questioning and gathering information from the ever evasive police officer. A police officer, of course, who wouldn't classify defense attorneys as their favorite type of people.

Why not take the opportunity to gain this type of experience first hand while you can still take advantage of the luxury of the educational and supportive environment that is found in the Clinic. I guarantee the experience will be worthwhile. More importantly, you will be performing a vital function in this community as you defend the rights of the indigent. The very same indigent who would otherwise be left to the streets. So challenge yourself and experience what it really feels like to be an attorney. **You won't be disappointed!**

Faculty Activities

Neil Cohen ...

... will present a CLE program "Impeachment Under the New Tennessee Rules of Evidence," November 10, at the College of Law.

Tom Davies ...

... spoke to The American Civil Liberties Union, Oak Ridge chapter, October 23, on "The Supreme Court - What Right is Left?"

Bob Lloyd ...

... will present "Recent Developments in Commercial Law" for the November 3 CLE program, "Developments in Bankruptcy, Commercial Law, and Lender Liability," at the College of Law.

John Sobieski ...

... presented a talk on sexual harassment to the East Tennessee Lawyers Association for Women at their October 23 meeting.

Marilyn Yarbrough ...

... will attend the ABA Task Force on Law Schools and Profession meeting on November 2 in St. Louis.
 ... will attend the AALS Recruitment Conference, November 7-10, in Washington, D.C.

.....
 • **Advocates' Ball**
 • **Friday**
 • **November 9, 1990**
 • **Knoxville Hilton**
 • **501 West Church Street**
 •
 •



• **Cocktails: 6:30 to 7:30 p.m. - Hors d'oeuvres and two cash bars!**
 • **Dinner: 7:30 p.m. - Shrimp creole with rice pilaf, sliced top round of beef au jus, or chicken piccata. Music provided by pianist Fredda Whitt during cocktails and dinner!**
 • **Dancing: 9:00 p.m. till Midnight - Music provided by the fabulous Blair Brothers Band!**
 • **Tickets on sale in the White Avenue lobby on November 1, 5 and 6. SBA members - \$12.50 person/\$20 couple**
 • **Non-SBA members - \$15 person/\$25 couple**
 • **Faculty - \$20 person/\$35 couple**
 • **Black tie is optional.**
 • **For further information, contact Karen Sutton.**
 • **Sponsored by the UT Student Bar Association.**
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**THE "LET'S GO FOR IT" SECTION**  
**FOR LAW STUDENTS**  
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- (1) The Federal Circuit Bar Association announces its 1991 George Hutchinson Writing Competition. The topic concerns recent case developments in the application of the Doctrine of Equivalence in patent infringement and especially concerns the recent Federal Circuit decision in Wilson Sporting Goods Co. v. David Geoffrey & Associates. The winning paper receives \$1000. Deadline: February 15, 1991.
- (2) The *High Technology Law Journal* announces its Second Annual Comment Competition. Papers may be on any legal issue relating to high technology. Cash prizes will be awarded to top papers. Deadline: December 18, 1990.
- (3) The Brand Names Education Foundation announces its annual Ladas Memorial Award for the best paper on trademark law. The top paper will receive a cash award, publication in *The Trademark Reporter*, and a set of the three-volume treatise, *Patents, Trademarks, and Related Rights - National - International Protection*. Deadline: December 31, 1990.
- (4) The American College of Legal Medicine announces a law student writing competition to win \$1000 for the outstanding original paper on legal medicine. Deadline: December 31, 1990.
- (5) The International Association of Defense Counsel announces its 1991 Legal Writing Contest. Papers may be on tort law, insurance law, civil procedure, evidence, or any other area of the law of concern to lawyers engaged in the management and defense of civil litigation. Cash prizes will be awarded. Deadline: April 15, 1991.

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

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Have a Happy Thanksgiving!

You should know ...

Professor Emeritus Charlie Miller has had a study in Hodges Library named for him. Studies in the Hodges Library are named for faculty members who have taught at least 15 years, made distinguished contributions to UT academic programs, and achieved national or international recognition. Professor Miller founded our legal clinic.

Professor Carol Mutter's husband, Dr. Mitch Mutter, has been elected president of the Tennessee Affiliate of the American Heart Association for 1990-91.

TAYLOR TRIVIA: What do Bo Diddley and Neil Cohen have in common? Answer to last month's Taylor Trivia: Vic and Bill's (eating establishment behind the law school on White Avenue) has served many a hungry law student, law professor, and staff member a Vol burger. A member of their staff nicknamed our Sandi Gray, second-floor faculty secretary, the "snowflake lady" last winter. While ordering lunch from Vic and Bill's on the phone one day, Sandi looked out the window, saw snowflakes falling, and ordered "a Vol burger and a half order of snowflakes." The Vic and Bill's employee said, "We have served some mighty funny things, but never snowflakes." When Sandi showed up to pick up her order, she was dubbed "the snowflake lady."

"Face Unique Challenges: Careers As An FBI Agent"
Special Agents: Gwyne Hupfer and Merritt Jenkins
Wednesday, November 7, 1990

11:00 a.m. and 1:00 p.m. in Room 118

3L's interested in learning more about a career with the FBI should attend one of these sessions where the Special Agents will show a film and answer questions. Individual interviews will not be scheduled, but students who remain interested after the information session will be given forms and instructions for pursuing an application. 2L's who are interested in post-graduation employment are also invited to attend. There are a few positions for "honors interns" in the summer for which 2L's with an undergraduate GPA of at least 3.0 are eligible.

About 10 percent of the U.S. population has a drug or alcohol problem. For attorneys, it may be as high as 18 percent.



IF you are concerned about your own use of alcohol or drugs,
IF you are concerned about the use of alcohol or drugs by a fellow attorney or judge,
THEN call the Tennessee Lawyers Concerned for Lawyers Helpline 1-800-966-TLCL. The call is confidential.
There is help, if you just ask for it.

Hunton and Williams Awards Writing Prize

Carlyle Urello, a second-year law student at The University of Tennessee College of Law, has been awarded the Hunton and Williams Outstanding Writing Award which is in the form of a \$250 cash prize. Ms. Urello is the second recipient of the award which was established at the College of Law in 1989. Members of the firm select the winner from a pool of finalists who are picked from Legal Process classes.

Ms. Urello is a graduate of the University of New Mexico where she received a B.F.A. in 1973. She is currently a member of the Student Bar Association, Tennessee Association for Public Interest Law, and Assistant Editor of the Tennessee Law Review. Ms. Urello has also been awarded the William H. Wicker Scholarship and Robert L. Cheek Memorial Scholarship this year at the College of Law.

Other finalists included Martin B. Bailey, Scott D. Carey, Monica Franklin, J. Davidson French, Michael E. Keeney, Elizabeth P. McDonald, and Janet Metz.

BLUE ORANGE!

Battle Cry For Blood.

Volunteer To Donate If Your Blood Runs Orange.
Let's Outdraw Kentucky Blue Bloods.

Regional Blood Center

MON/FRI
NOV. 12-16

Reward ...
for providing information leading to the identification, apprehension, and successful prosecution of person(s) involved in: bomb threats, arson, tampering or vandalizing fire equipment, or false reporting of fires.
Report immediately to: University Police/Security
974-3111