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TAYLOR TIMES

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

CALENDAR

October 14, 1987

October 15

Chattanooga Reception for the Dean

October 19-23

National Collegiate Alcohol

Awareness Week

October 20-23

Record Review for June Graduates

9:00 a.m. - 4:00 p.m. with Dean

Hoover in the Records Office

October 21

Docket Day

SPECIAL EVENT - Rokelle Lerner -

"Adult Children of Alcoholics" -

8:00 p.m. - University Center

October 23

Open Meeting Re: Curriculum

Alumni Advisory Council Mtg.

October 26 - 7:00 p.m.

The Constitution and Race

Relations

Hon. Nathaniel R. Jones

(Shiloh Rm, University Ctr.)

October 27

Nashville Reception for the Dean

October 30 - 8:00 p.m.

Chilla! (Strohaus, World's Fair Site)

November 7-8

Southeastern Public Interest

Job Fair in Atlanta. See

Career Services for more info.

November 13

Class of 1957 Reunion.

Advocates' Ball (Hilton)

November 14

Homecoming BBQ & Open House

Before and After the Game

SPECIAL ISSUE: FEATURING THE CURRICULUM REVISION

Introduction, page 2

Major Changes, page 2

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Second-Year Requirements, page 5

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Hours Required for Graduation,
page 8

Transition Matters, page 8

Curriculum Planning Hints,
pages 9-10

DOCKET DAY

Wednesday, October 21

The Tennessee Court of Appeals,

Eastern Division, will convene in the

Moot Court Room of Taylor Law

Center to hear actual cases. Students

are encouraged to attend whatever

portion of the day's calendar they

can. Sponsor: The Moot Court Board.

CASES ON THE DOCKET:

Chancery Causes, Hamilton County:

Sims v. Williams

American National Bank & Trust

Company v. Auman et al.

Akbari v. Raughton

Law Cause, Knox County:

Vaughn v. Ted Russell Ford, Inc.

(Continued on page 11)

Curriculum Revision

Over the last three years, the faculty of the College of Law have spent a great deal of time reviewing our curriculum and devising ways of improving the educational experience our students receive. The review included an extensive self-study and significant research, including examination of five major national studies published by such respected groups as the Association of American Law Schools, the Carnegie Commission, and the American Bar Association.

A committee composed of both faculty and students presented recommendations for a comprehensive revision of the curriculum to the entire faculty in the Spring of 1987, and final faculty approval was given in September of this year to the proposal outlined below.

Before these changes go into effect, approval must be obtained from the Undergraduate Council and the Board of Trustees. These changes would be effective for students entering in the Fall of 1988 and thereafter. Students currently enrolled would be subject to current curriculum requirements.

Major Changes:

*Adding an introductory period of instruction during the first week of school for entering students, covering an introduction to the legal system and the study of law;

*Combining the two required property courses into one required four-hour course;

*Requiring Evidence in the third semester;

*Increasing the credit hours for the required second-year Legal Profession course from two to three;

*Requiring one course in advanced constitutional law;

*Requiring one course in the area of Interviewing, Counseling, and Dispute Resolution;

*Requiring one course in the area of Planning and Drafting;

*Increasing the total hours required for graduation from 84 to 89.

**OPEN MEETING
ON THE REVISED
CURRICULUM**

ALL STUDENTS INVITED

**FRIDAY, OCTOBER 23
12:00 Noon - 1:00 p.m.**

**Room A118
Taylor Law Center**

OVERVIEW**1st SEMESTER REQUIREMENTS**

Civil Procedure I (3)
Contracts I (3)
Criminal Law (3)
Legal Process I (3)
Torts I (3)
Total: 15 credit hours

2nd SEMESTER REQUIREMENTS

Civil Procedure II (3)
Contracts II (3)
Legal Process II (3)
Property (4)
Torts II (3)
Total: 16 credit hours

SECOND-YEAR REQUIREMENTS

Fall:

Constitutional Law I (3)
Evidence (4)

Spring:

Legal Profession (3)
Prior to End of Second Year:
Computer-Assisted Legal Research
(0)

OTHER REQUIREMENTS

Income Tax I (4)
Advanced Constitutional Law (3)
Perspective Requirement
Expository Writing Requirement*
Planning and Drafting Requirement
Interviewing, Counseling, and Dispute
Resolution Requirement

*The Writing Requirement may be fulfilled in the same course that satisfies another requirement, such as the Perspective Requirement.

FIRST-YEAR CURRICULUM**Introduction to the Study of Law:**

This introductory period of five and one-half days at the beginning of the first semester will provide students with a common base of skills and knowledge which should facilitate their entry to the study of law.

Starting with the afternoon of the second day of registration and continuing through the first week of scheduled classes, students will receive instruction in goals and methods of legal education, an introduction to the American legal system, and the civil litigation process, among other topics. Students will also begin to learn the skills of case analysis and briefing and the fundamentals of legal research. The other first-semester courses will not begin until the day after the introductory period ends.

First-Year Requirements:

As in the past, the entire first year is comprised of required courses. Moreover, the new curriculum does not represent any fundamental departure from the traditional first-year curriculum that, at Tennessee and elsewhere, has been considered so effective in teaching the critical skills of legal analysis and in providing all American attorneys with a common understanding of fundamental legal principles.

Unchanged:

Civil Procedure, Torts, and Criminal Law requirements remain unchanged.

Contracts:

Contracts continues as a six-hour, two-semester sequence. The major change in this course is increased coverage, particularly in Contracts II, of the Uniform Commercial Code. This change has the dual purpose of introducing more statutory material into the first-year curriculum and permitting consolidation of two separate upper-class commercial law courses totaling six credit hours (Bills & Notes, Sales & Secured Transactions) into one four-hour course.

Property:

In the present curriculum, Property is a two-semester, six-hour, required sequence that is taken in the second and third semesters. The new curriculum consolidates the required property coverage into a single four-hour course taught in the second semester. The four-hour course, which is common in many other law schools, should be sufficient to introduce the essential concepts of property law, and eliminates the problem of having the required property sequence interrupted by a summer. Moreover, the College has a very rich selection of upper-class property electives (some of which have been increased from two-hour to three-hour courses) that provide ample opportunity for those who wish to specialize in this area.

Legal Process, etc.:

Probably the most significant change in the first-year curriculum involves the teaching of Legal Process, Legal Bibliography, and Legal Writing and Advocacy. In the new curriculum, all of these courses and their objectives are consolidated into a two-semester, six-hour, sequence, Legal Process I and II. Instruction in legal research will be integrated over the two semesters with the teaching of analysis and the writing exercises, and thus should be more effective and meaningful. The writing components of the courses will be strengthened by requiring more writing in each semester and, in particular, by assuring that each first-year student receives training in the writing of a formal law office memorandum. It is anticipated that the courses will continue to be taught in relatively small sections because of the intensive writing components. (Legal Process I normally will be taught, as now, in four sections staffed largely by full-time faculty; Legal Process II normally will be taught in eight sections, rather than the present six, and staffed by a mixture of full-time and adjunct faculty.)



SECOND-YEAR REQUIREMENTS**Unchanged:**

Constitutional Law I remains a three-hour course required in the third semester. This course provides an essential understanding of the limits on national judicial, executive and legislative power, federalism, the Commerce Clause, and other issues associated with provisions in the body of the Constitution.

Evidence:

Evidence, previously an elective four-hour course, has been made a required four-hour course that must be taken in the third semester. Although almost all of our students presently take Evidence, the faculty believes that no student should graduate without it.

Legal Profession:

Legal Profession, presently a two-hour course required in the third semester, will become a three-hour course required in the fourth semester. The increase in the credit hours allocated to this course will permit the instructor and students to explore this area in greater depth and to consider issues related to the legal profession that cannot now be covered in the two-hour course. The course is being moved to the fourth semester primarily to avoid having three required courses in the third semester. This should increase students' flexibility in course selection during their second year.

Computer-Assisted Legal Research:

Computer-Assisted Legal Research is a new second-year requirement. This noncredit but required module will provide students with a basic introduction to the major computerized legal data base retrieval systems, LEXIS and WESTLAW. The course will consist of about five hours of classroom instruction and ten hours of assignments. It will be offered a number of times during the year and must be taken between the completion of the first draft of the appellate brief in Legal Process II and the end of a student's second year of law study.

OTHER REQUIREMENTS**Unchanged:**

Income Tax I continues to be a required four-hour course that may be taken at any time prior to graduation. The faculty continues to believe that the effects of the federal income tax laws are so pervasive that a basic understanding of the income tax system is essential for any competent attorney.

Advanced Constitutional Law:

The new curriculum contains a new Advanced Constitutional Law Requirement under which all students must complete either Constitutional Law II or Criminal Procedure I prior to graduation. Constitutional Law I, the only constitutional law course that the present curriculum requires, contains

almost no coverage of the constitutional protections of individual liberties, and the faculty has concluded that no graduate of the College of Law should be without a basic understanding of the constitution's role in protecting individual rights. The new requirement assures that basic understanding while permitting students to choose the specific vehicle for achieving that objective.

Perspective:

The Perspective Requirement is an important innovation initiated at the time of the transition to the semester calendar in 1981. It remains essentially unaltered in the new curriculum. The only changes in the Perspective Requirement are the addition of a new course (Empirical Studies of Legal Institutions) to the list of perspective courses, the stipulation that specific Issues in the Law courses or seminars may be designated as satisfying the Perspective requirement, and the provision that non-law courses approved for law school credit may also be designated as meeting the requirement.

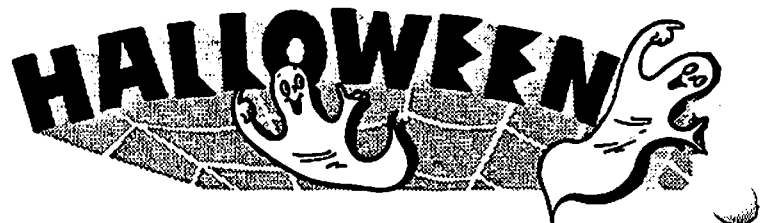
Expository Writing:

The Expository Writing Requirement essentially continues a current requirement. At some time during the second or third year of law study, a student must complete a research paper under faculty supervision. The requirement normally will be fulfilled by electing a course requiring such a paper, completing a directed

research project, or writing a comment or article for the Law Review.

Planning and Drafting:

The Planning and Drafting Requirement is new. It recognizes that almost all attorneys will have occasion, relatively early in their careers, to assist a client in planning a course of conduct outside a litigation setting and will have to draft agreements, legislation or other documents in order to effectuate the planned course of action. The most common vehicle for satisfying the requirement will be to elect a seminar that contains a substantial planning and drafting component, such as Business Planning, the Commercial Finance Seminar, Estate Planning, Entertainment Law, the Land Acquisition and Development Seminar, or Legislation. Directed research projects also may satisfy the requirement, and a new one-hour course, Planning and Drafting Project, has been added to permit a faculty member teaching a large course (such as Business Associations or Gratuitous Transfers) to provide a planning and drafting experience for extra credit to a group of students in the large course.



Interviewing, Counseling, and Dispute Resolution:

The final new requirement is an Interviewing, Counseling, and Dispute Resolution Requirement. While recognizing the need for additional training in these areas, the new requirement also recognizes the value of preserving a substantial amount of student choice with respect to their upper-class courses. Thus, on the model of the Perspective Requirement, the new Interviewing, Counseling and Dispute Resolution Requirement mandates only that students successfully complete prior to graduation one course from a prescribed list. The courses satisfying the new requirement are: Appellate Practice Seminar; Arbitration Seminar; Interviewing, Counseling and Negotiation; Pre-Trial Litigation; and Trial Practice. The Dean also may designate additional Issues in the Law courses or seminars as fulfilling the requirement.

ELECTIVE CURRICULUM

Courses that have not been offered in recent years, and that do not have a reasonable prospect of being offered at least every other year, have been dropped from the curriculum. E.g., Admiralty, Government Contracts, Selected Problems in Remedies.

A number of new courses have been added. Some of those new courses have been offered frequently in recent years under the topics course

and are now being shifted to the regular curriculum. Examples include the Appellate Practice Seminar, Education Law, Entertainment Law, and Insurance. Others are completely new courses that fill significant gaps in the present curriculum. E.g., Children and the Law, Employment Law, Pre-Trial Litigation, and Complex Litigation.

In a few instances, two courses have been consolidated into one. For example, a new four-hour Commercial Law course has been created as the basic survey course for the Uniform Commercial Code. This course combines much of the coverage of two former courses, Bills & Notes and Sales & Secured Transactions, while other portions of those two courses now will be covered in Contracts I and II. The other major instance of combining courses is that two three-hour elective courses, Decedents' Estates and Future Interests, have been combined into one four-hour course, Gratuitous Transfers.

Civil Advocacy and Criminal Advocacy, our clinical offerings, will be changed effective the Fall of 1989. Instead of eight-hour courses with an intensive trial practice component, each course will be offered for six hours of credit with Trial Practice as a prerequisite.

HOURS REQUIRED FOR GRADUATION

Beginning with students entering in the Fall of 1988, a minimum of 89 semester credit hours (in place of the current 84) be required for graduation from the College. This will make the College's graduation requirements much more commensurate than they presently are with the majority of ABA-approved law schools. The national mean is 88 semester hours, and the mode is 90.

This increase in the hours required for graduation should not cause any substantial hardship to students at the College. Under the new curriculum, students will earn 31 semester hours of credit during their first year of law school. Thus 58 hours of credit will have to be completed during the last two years of law school, an average of 14.5 credit hours per semester.

TRANSITION MATTERS

A few courses that eventually will be eliminated in the new curriculum will be taught in 1988-89 to facilitate an orderly transition from the former curriculum to the new curriculum. Those courses and a brief description of the circumstances are listed below:

Property II: For students entering in the Fall of 1988, the required property course will be consolidated into a single four-hour course offered in the spring. Property II will be

offered in the Fall of 1988 to accommodate present first-year students who will have taken the first half of their required property sequence, Property I, in the Spring of 1988.

Sales & Secured Transactions and Bills & Notes: These two courses will continue to be offered in 1988-89, and the new combined course, Commercial Law, will not be offered until 1989-90.

Civil and Criminal Advocacy: The existing eight-hour clinical courses, Civil Advocacy and Criminal Advocacy, will continue to be offered in 1988-89, and the revised six-hour versions of those courses will not be offered until 1989-90. The year of delay is necessary to assure students who wish to elect clinical courses an adequate opportunity to take the Trial Practice prerequisite.

Most of the other courses in the new curriculum will be taught beginning in 1988-89.

HOMECOMING ACTIVITIES!!!

ADVOCATES' BALL

FRIDAY, NOVEMBER 13

Where: Downtown Hilton Hotel

What Band: Ray Brooks Orchestra

Price: \$25 per couple

BBQ & OPEN HOUSE

SATURDAY, NOVEMBER 14

Taylor Law Center

CURRICULUM PLANNING HINTS

With careful curricular planning, the implementation of the new curriculum should not cause difficulties for those who will be second- or third-year students in 1988-89.

To assist in your planning, a list of course offerings for the 1988 summer term will be available before preregistration for the Spring 1988 semester, and a list of offerings for the entire 1988-89 academic year will be available before the end of November.

If possible, you should make a tentative plan of course selections for the entire 1988-89 year before you finally register for the Spring semester in January.

Here are a few hints which might help you plan your course selections.

Property II

Property II, the second half of the present required property sequence, will be offered in the Fall of 1988 for second-year students who had Property I in the Spring of 1988. **Property II will not be offered after the Fall of 1988.** If you are now a first-year student and know that you will not be in residence next fall, see Dean Hoover before preregistration.

Clinic and Trial Practice

The new six-hour clinical courses, with Trial Practice as a prerequisite, will begin in 1989-90. (The present eight-hour courses will be offered in 1988-89.) Present first-year students who wish to take Clinic in their third year must plan to take Trial Practice in their fourth or fifth semesters to satisfy the prerequisite for Clinic. **Beginning in 1988-89, Trial Practice will be a second-year priority course in the Spring semester; it will continue to be a third-year priority course in the summer and the fall.** This coming spring and next year, extra sections of Trial Practice will be offered to accommodate the additional demand, as both second and third year students will be electing Trial Practice. **We encourage some present second-year students who are planning eventually to take Trial Practice to consider taking it concurrently with Evidence next spring.**

Evidence

Beginning in 1989-90, Evidence will be a required third-semester course, offered in the fall. In 1988-89, Evidence will be offered both in the fall and in the spring. **Students planning to take Trial Practice in the Spring of 1989 should take Evidence in the Fall of 1988 or before then.**

Commercial Law

Beginning in 1989-90, the two present upper-class commercial law courses (Bills & Notes and Sales & Secured Transactions) will be consolidated into a single four-hour course, Commercial Law. 1988-89 will be the last year that the two separate courses will be offered. **If you wish to take the entire commercial law sequence, either take both Bills & Notes and Sales & Secured Transactions during 1988-89 or take Commercial Law in 1989-90.**

Legal Profession

The two-hour course will be offered for the last time in the Fall of 1988, when present first-year students operating under the present curriculum are required to take the course. **Legal Profession will not be offered again until the Spring of 1990, when it will be a three-hour course required for second-year students.**

Decedents' Estates/Gratuitous Transfers

Beginning in 1988-89, two separate three-hour courses (Decedents' Estates and Future Interests) will be consolidated into a single four-hour course, Gratuitous Transfers. The separate Future Interests course has not been offered frequently and has had relatively low enrollment. **If you wish to take both Decedents' Estates and Future Interests, either take both the separate courses before the Fall of 1988 or take Gratuitous**

Transfers beginning in the Fall of 1988. Future Interests will be offered this coming summer.

Second-Year Priority Courses

The courses presently designated as second-year priority courses are: Administrative Law, Business Associations, Constitutional Law II, Evidence, and Income Tax I. Beginning in 1988-89, Administrative Law and Constitutional Law II will no longer be second-year priority courses. Evidence will continue to be a second-year priority course in 1988-89 and will become a third-semester required course in 1989-90. **By 1989-90, only Business Associations and Income Tax I will be second-year priority elective courses. As noted above, however, beginning in 1988-89 Trial Practice will be a second-year priority course in the Spring and a third-year priority course in the Summer and Fall.**

Experience with the smaller student body of the College in recent years suggests that second-year students will still have plenty of courses from which to choose under the new priority system, and that some of the difficulties associated with second-year priority courses will be reduced.

J.D./M.B.A.

J.D./M.B.A. students should consult with Professor Pierce concerning their programs.



If you have any questions concerning the new curriculum or how it might affect you, please attend the OPEN MEETING ON THE NEW CURRICULUM, FRIDAY, OCTOBER 23, NOON UNTIL 1 P.M., IN ROOM A 118. A more complete description of the new curriculum will be available in the Records Office prior to that meeting. Dean Sebert, Dean Hoover, and your advisors are also available to meet with you individually about your curricular planning.

REMINDER: PREREGISTRATION FOR SPRING 1988 IS OCTOBER 26-30 IN THE RECORDS OFFICE. ADVANCED SIGNUP FOR CLINIC, SEMINARS, AND TRIAL PRACTICE IS OCTOBER 19-23.

DOCKET DAY - OCTOBER 21
CALENDAR: (Continued)

Chancery Causes, Knox County:

Knox County, Tenn. , Earl Hoffmeister, Superintendent of Public Instruction and The Knox County Board of Education v. The City of Knoxville

Aldmon et al. v. Charles E. Smith, Commissioner of Education, et al.

Law Cause, Roane County:

Board of Directors of the City of Harriman School District v.

Southwestern Petroleum Corp.

Chancery Cause, Washington County:

Kangaroo, Inc. v. Luttrell

FYI

LARRY DESSEM ...

...has been asked to serve on the faculty of the National Institute for Trial Advocacy in Chicago next March.

... has received a scholarship to attend the Teachers' Training Session of the National Institute for Trial Advocacy in Berkeley, California in November.

GRAYFRED GRAY ...

... participated in the Invitational Conference on Normalizing Legal Rules at the University of Michigan Law School last August.

NDIVA KOFELE-KALE ...

... presented "Reflections on Political Stability in Africa," as part of Africa Week, on Tuesday, Oct. 13.

CAROL MUTTER ...

... spoke recently with a group of legislators on "Potential Changes in the Civil Justice System in Tennessee."

DEAN RIVKIN ...

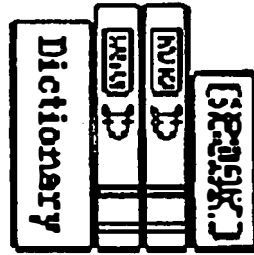
... was appointed by the U.S. Court of Appeals to represent the family of a man who died while incarcerated in the Chattanooga City Jail.

MARILYN YARBROUGH ...

... attended the Law School Admission Council committee meetings in Seattle October 7-10.

TAYLOR TRIVIA: Who is sending Admissions Clerk Janet Hatcher flowers every Monday? Answer to last month's TAYLOR TRIVIA: Tony Greene's father, John W., at the beginning of his law career, was involved in the famous Scopes Monkey Trial.

1987-88 Officers and Contact Persons for Student Organizations (Part 2)
Black Law Students Association
 President - Anita Jenious
 Vice-President - Patricia Alleyne
 Treasurer - Melvin Malone
Student Bar Association
 1st-Year Academic Review Board
 Shaun Brown & Angie Magill
 1st-Year Dean's Advisory Council
 Robert Cohen & Dee Ann Irwin
Other Student Organizations:
 Let us know who your leaders are!



TENNESSEE LAW REVIEW ANNOUNCES MEMBERSHIP

The following students have earned membership to the TLR for 1987-88: Ned Babb, Doug Belknap, Marshall Davidson, Eric Dennison, Kevin Dorris, Edda Erroll, Gerald Gulley, Marc Harwell, Sean Jones, David Kleinfelter, Melvin Malone, Randy Mantooth, Scott Milligan, Weldon Patterson, Brian Phillips, David Smith, Andrew Tillman, and Philip Whitaker. Congratulations!

CHILLA !
Friday, October 30, 1987
Doors Open: 8:00 p.m.
Place: Strohaus
Price: T.B.A.
Prizes to be given for best costumes! Lots of spirits (of more than one kind) and lots of fun!
Everyone is invited - faculty, staff, students, spouses, dates!