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Taylor Times (October 1989)

University of Tennessee College of Law

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TAYLOR TIMES

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

OCTOBER, 1989

Celebrating
the
Centennial

Calendar

1890 - 1990



OCTOBER EVENTS

October 1

Old-Fashioned Lawn Party - Memphis

October 4

Mark Seigel, Staff Attorney for the Office of Surface Mining, US Department of the Interior, will present "The Life of An Environmental Attorney: I Sue Coal Companies" - 11:00 a.m. - Moot Court Room

October 6

Law Class Receptions/Reunions for Pre-'50, '59, '69, '79 - Hyatt Regency - 5:30 to 7:00 p.m. \$5 per person

October 6 - 7

Southeastern Law Placement Consortium - Atlanta

October 7

Homecoming BBQ on front lawn - \$5 per person - 2 hours before kick-off

October 11

1989 Law and Linguistics Lecture by Professor John Searle, Philosophy, UC-Berkeley - 11:00 a.m. - Moot Court Room

October 15

Old-Fashioned Lawn Party - Johnson City

October 18

Docket Day - 9:30 a.m. till the docket for the Court of Civil Appeals (Western Section) is cleared - Moot Court Room

October 27

Reinhard Coenen of the Institute for Applied Systems Analysis in Karlsruhe, West Germany, will present "The West German Experience With Environmental Impact Assessment" - Noon - Moot Court Room

October 27 - 28

Southeastern Public Information Career Fair - Washington, DC

October 31

Halloween

NOVEMBER EVENTS

November 1

Assistant US Attorney Michael E. Mitchell will present "Federal Environmental Cases I Have Known and Loved" - 11:00 a.m. - Moot Court Room

November 2 - 3

Phi Beta Kappa Lecture by Norval Morris

November 2 - 4

AALS Faculty Recruitment Conference - Washington, DC

November 11

CLE Program, "Back to the Good Ole Days," on Advanced Evidence by Professor Neil Cohen and Attorney Charles Susano - \$6 per UT College of Law graduate - 9:00 a.m. to Noon - Moot Court Room

November 17

Alumni Advisory Council Meeting
Centennial Alumni Appreciation Dinner
The Advocates' Ball

November 22

On-Campus Interviewing Ends

November 23 - 24

Thanksgiving Break

E01-1610-007-90

Announcing

The Tennessee Intercollegiate State Legislature (TISL) invites all interested law students to participate in this year's program which will be November 16-19 in Nashville. Interested law students are invited to attend the Wednesday, October 4, meeting at 6:00 p.m. in Room 221 of the University Center. Delegates will become the Governor, Attorney General, or a Supreme Court Justice, etc., or write a bill (deadline is October 31) to be submitted to the legislature, or write a brief (on a subject of your choice) to be presented to the Supreme Court of Tennessee. For further information, contact Scott Church at 595-6585.

DRYDEN TIMES

A PUBLICATION OF THE DRYDEN & NEARBY TOWNS AS THE UNIVERSITY OF TORONTO

1990 - 1991



Celebrating
the
Centennial



NOVEMBER EVENTS

November 1
 Annual US Attorney Michael E. Mitchell
 will present Federal Environment Case I
 from Kansas and Texas - 11:00 a.m. - 1:00 p.m.
 Open House
 November 1-3
 Fall Arts & Crafts Fair by North York
 November 3-4
 Fall Arts & Crafts Fair by North York
 November 10
 Fall Arts & Crafts Fair by North York
 November 11
 Fall Arts & Crafts Fair by North York
 November 12
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OCTOBER EVENTS

October 1
 Fall Arts & Crafts Fair by North York
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 October 3
 Fall Arts & Crafts Fair by North York
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Announcing

The Toronto Environmental Fair
 (TEF) invites all interested parties
 to participate in this year's program
 which will be November 18-19 in North York.
 Interested parties are invited to attend
 the Fair on November 18-19 at 8:00
 p.m. in Room 101 of the University Centre.
 The Fair will feature the Governor, Attorney
 General, or a Governor, Court Justice, etc. or
 with a Bill (October 31) or be
 submitted to the Legislature, or with a Bill
 for a subject (year subject) to be presented
 to the Supreme Court of Toronto. For
 further information, contact North York Council at
 392-8181.

THE "LET'S GO FOR IT" SECTION
FOR LAW STUDENTS

(1) To celebrate the 40th anniversary of the West German Constitution, the *Grundgesetz*, an essay contest is being sponsored by the German Society of Philadelphia, PA. The winner will receive a roundtrip air ticket to West Germany. The essay should compare the *Grundgesetz* of the Federal Republic of Germany with the United States Constitution. Deadline: December 15, 1989.

(2) The Federation of Insurance and Corporate Counsel Foundation is sponsoring an essay contest on any insurance-related subject, including trial practice of liability litigation. Cash prizes will be awarded. Deadline: May 1, 1990.

(3) The Center for Computer/Law and the *Computer/Law Journal* announce the 7th annual computer law writing competition. Cash prizes will be awarded to the best papers that address the legal or regulatory aspects of the computer industry. Deadline: February 28, 1990.

(4) The Catholic University of America Communications Law Institute announces its 3rd annual Stephen G. Thompson Memorial Writing Competition in communications law. Winners will receive cash prizes. Deadline: February 15, 1990.

(5) The American Bar Association Forum on the Construction Industry announces its law student writing competition. Papers should be on any topic relating to construction industry law. Cash prizes will be awarded. Deadline: December 29, 1989.

(6) The Indian Law Resource Center announces cash prizes for law students who write a winning essay on American Indian Law. Deadline: March 15, 1990.

(7) The American Journal of Tax Policy announces the 9th annual Law Student Tax Policy Writing Contest. Cash prizes will be awarded to the best papers on tax policy. Deadline: December 31, 1989.

(8) The American Bankruptcy Institute announces a writing competition with cash prizes. Each contestant is asked to write on a selected section of the US Bankruptcy Code which, in their opinion, needs revision. Deadline: February 1, 1990.

See the contest bulletin board or Mary Jo Hoover for further information.



PHI DELTA PHI HOLDS INITIATION

The 1989 fall initiation of members into the University of Tennessee College of Law's Roosevelt Inn Chapter of Phi Delta Phi International Legal Society was held on September 26 in the Moot Court Room. Officiating as "benchers" for the initiation and swearing-in ceremony were: Associate Dean Mary Jo Hoover, Professor Jerry Phillips, Professor John Sobieski, Mr. Joe R. Haynes of Haynes, Meek & Summers of Knoxville (former national president), and Mr. Thomas F. Mabry of Knoxville (PDP Province XIV - Tennessee/Kentucky - president). The fall initiates are: Linda C. Elam, Karen V. Fair, Dianna Habib, Robin Kimmelman, Robin M. King, Jennifer A. Lawson, John L. Lee, Doris A. Mills, Jere F. Ownby III, Kathleen F. Parsons, Terre E. Rice, Eileen Rodriguez, Elizabeth M. Roy, Michelle W. VanDeRee, Genet G. Weber, and Julia C. West. Officers for the 1989-90 year are: Mark Braswell, Magister (president), Jack H. (Nick) McCall, Vice Magister, Shaun Brown, Exchequer (treasurer), and Joel McLemore, Clerk (secretary).

UT LAW STUDENTS

DOCKET DAY - 10/18/89
Wednesday - begins at 9:30 a.m.
Moot Court Room
The Western Section of the
Court of Civil Appeals
Presiding:
Judge Hewitt P. Tomlin, Jr.
Judge W. Frank Crawford
Judge Alan Highers

\$



CAREER SERVICES LIBRARY

The following books remain in Career Services, Suite 13, during the day for student use, but may be checked out for overnight use at 5:00 p.m., to be returned near 8:00 a.m. the following morning.

- Careers in Labor Law, by Ellen Wayne, American Bar Association Career Series
- Careers in Natural Resources and Environmental Law, Percy R. Luney, Jr., 1987
- Changing Jobs, A Handbook for Lawyers, American Bar Association Young Lawyers Division, 1989
- Directory of Graduate Law Degree Programs, 1988-89, from Federal Reports, Inc.
- Federal Careers for Attorneys, from Federal Reports, Inc., 1989
- Landing a Legal Job, by the editors of the National and Federal Legal Employment Report, 1988. (General job hunting tips, as well as instructions on completing a Standard Form 171-A federal application.)
- Law Clerk Handbook, Federal Judicial Center, revised 1989
- Lawyers in Transition, Planning a Life in the Law, by Mark Byers, Don Samuelson, and Gordon Williamson, 1988
- Liberty and Justice for All: Public Interest Law in the 1980s and Beyond, Westview Press (An Alliance for Justice Book), 1989
- Nonlegal Careers for Lawyers in the Private Sector, by Frances Utley with Gary A. Munneke, 1984, second edition
- Now Hiring, Government Jobs for Lawyers, edited by Abbie Willard Thorner, American Bar Association for Law Student Division, 1988
- Opportunities in Law Careers, by Gary Munneke, 1986
- 1990 Summer Legal Employment Guide, by the editors of the National and Federal Employment Report
- Wishcraft: How to Get What You Really Want, by Barbara Sher with Annie Gottlieb, 1979
- The Perfect Cover Letter, by Richard Beatty, 1989

Career Services also exchanges graduate employment opportunities newsletters with the schools listed below. The last two issues are kept on file in a blue notebook labeled "Other Newsletters." While most positions

listed are for lateral hires or recent graduates, scanning the newsletters provides information about the job markets in these areas and the smaller firms that don't recruit on campuses. Also always check the Martindale Hubbell Law Directory.

The University of Alabama School of Law, The American University Washington School of Law, Brigham Young University J. Reuben Clark Law School, University at Buffalo State University of New York Faculty of Law and Jurisprudence, Cumberland School of Law Samford University, The University of Florida College of Law, Memphis State University Cecil C. Humphreys School of Law, Ohio Northern University College of Law, University of Nebraska College of Law, Santa Clara (California) University School of Law, University of Texas at Austin Law School, University of Toledo School of Law, Wake Forest School of Law, Willamette University College of Law (Salem, Oregon).

The volumes listed below are available in Career Services, but cannot be checked out.

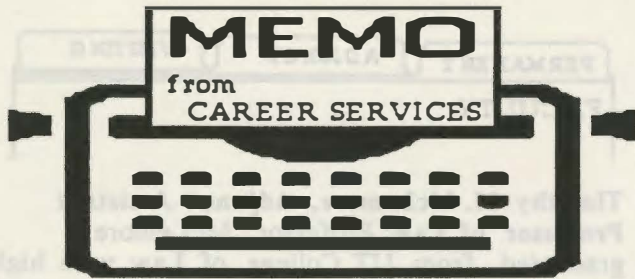
The American Bench, Judges of the Nation. fifth edition, 1989-90. Biographical information on judges from all levels of federal and state courts (also details geographical boundaries of courts).

Law and Business Directory of Corporate Counsel 1989-90. Information on more than 5000 companies and subsidiaries with law department structures.



NATIONAL PUBLIC INTEREST LAW CAREER FAIR - WASHINGTON, DC - OCTOBER 27 - Marvin Center, George Washington University - 8:00 a.m. to 4:00 p.m.

The Second Annual National Public Interest Law Career Fair provides an opportunity for students to collect information and to interview with recruiters from government agencies, legal services offices, civil rights organizations, consumer and environmental advocates, and other representatives of the public interest community. The career fair, the only public interest fair that is national in scope, will include arena-style information sessions, individual interviewing, and a series of panel discussions on different areas of public interest legal practice. See Career Services for further information.



Worry time seems to be arriving early for many third-year students who haven't found the job they want, but dates for student loan paybacks keep appearing in their dreams. Please be assured, all graduating law students do not have jobs by December! As a matter of fact, far more job decisions are made during the spring semester than in the fall -- here and at law schools nationwide. Early hiring is conducted only by legal employers able to predict their hiring needs months in advance. MOST legal employers are not able to do this.

Third-year students who have not done so earlier are requested to schedule a time with the Director of Career Services, Joann Gillespie, to review their career goals and job-hunting strategies. Sign-up sheets are located by the window at the Career Services counter and provide appointments in 15-minute segments between the hours of 10:00 a.m. to 11:30 a.m. and 2:30 p.m. to 4:00 p.m. Please sign up for two or more slots if needed.

Spring job-hunting opportunities will include some on-campus interviewers, many direct contact opportunities, the Mid-South Law Placement Consortium on March 3, 1990, in Nashville, and direct mail contact campaigns that individuals tailor for themselves.

The University of Tennessee, Knoxville, does not discriminate on the basis of race, sex, color, religion, national origin, age, handicap, or veteran status in provision of educational opportunities or employment opportunities and benefits. UT does not discriminate on the basis of sex or handicap in the education programs and activities which it operates, pursuant to 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, 403B 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.

BEATITUDES OF PLACEMENT

Blessed are the optimistic. Our graduates and students do well in the job market and so will you. A defeatist or apologetic attitude will do nothing more than make your efforts more difficult.

Blessed are the prepared. Introspect. Research your employers. Prepare a good resume. Make your application timely. Polish your interview skills.

Blessed are the aware. Read, read, read. Read bulletin boards, newsletters, newspapers, legal periodicals, reference guides, etc. to learn what's going on in the legal job market.

Blessed are the aggressive. Talk to others. Let your classmates, professors, etc. know what your career goals are. Make phone calls, write letters, ask questions, and follow leads ... NOW.

Blessed are the string pullers. Don't pull them ---yank them. Contacts, faculty members, personal friends, and lawyers are invaluable in opening doors for consideration of your application.

Blessed are the timely. It's never too early, or too late, to start the job search placement process. Let your job selection be a career decision, not a last resort.

HOME COMING 1989

'89 CENTENNIAL HOMECOMING

Saturday, October 7

Relax two hours before the UT/Georgia football game with friends, faculty, and alumni on the front lawn of good ole GCT for the traditional "Homecoming BBQ" (catered by Buddy's). [The White Avenue Lobby is the rain location.] Tickets (\$5 per person) may be purchased at the event or in Suite 14 from 8:00 a.m. to 5:00 p.m. Music will be provided by The Main Stream Orchestra, a jazz quartet.

New Faces in familiar Places and Familiar Faces in New Places

Charles W.B. Fels, Adjunct Associate Professor Law (Fall, 1989): Professor Fels is a graduate of Stanford University and Vanderbilt, where he was Special Projects Editor of the Vanderbilt Law Review. He has devoted most of his professional career to the prosecution and defense of criminal cases -- as Assistant District Attorney and Assistant US Attorney in Knoxville, and most recently in private practice in the Knoxville firm of Ritchie, Fels & Dillard. He has taught and lectured extensively in the area of litigation skills. This fall he will teach Trial Practice at the College of Law.

Dr. Michael W. Johnson, Adjunct Associate Professor of Law: Dr. Johnson holds an undergraduate degree from Carleton College in Minnesota, a M.A. and Ph.D. in Psychology from the Johns Hopkins University, and a J.D. degree from the University of Tennessee, which he earned while teaching full-time as a faculty member in the UT Department of Psychology. He is a member of the American Bar Association and the American Trial Lawyers Association as well as professional organizations in the field of psychology, and the author of a number of articles on the interrelationships between psychology and law. This fall he will offer a seminar at the law school on Law and the Mentally Disabled.

Joan A. Lawrence, Adjunct Assistant Professor of Law: Professor Lawrence graduated from the UT College of Law in 1975. She is presently a Staff Attorney in the Solicitor's Office of the US Department of the Interior in Knoxville. Her experience includes military service, private practice, and a wide variety of experience teaching law and law-related subjects, including research and writing, legal process, and civil procedure. With Professor Tim McLemore, she will coordinate the teaching of legal research in Legal Process I this fall.

PERMANENT

ADJUNCT

VISITING

FACULTY

Timothy M. McLemore, Adjunct Assistant Professor of Law: Professor McLemore graduated from UT College of Law with high honors in 1986. He was Assistant Editor of the Tennessee Law Review and the author of a published casenote. After graduation, he joined the Knoxville firm of Gentry, Tipton, Kizer & Little, in which he is now a partner. Last spring he taught a section of Legal Process II at the law school, and earned high marks for his teaching. This fall he will join Professor Lawrence in coordinating the teaching of legal research in Legal Process I.

Malcolm L. Morris, Visiting Professor of Law (Fall, 1989): Professor Morris is a Professor of Law at Northern Illinois University, where he teaches courses in the law of business associations, trusts and estates, and taxation. He earned his J.D. at the State University of New York-Buffalo and a Master's Degree in Law from Northwestern University. Professor Morris worked for three years for the IRS as an attorney in the Estate and Gift Tax Division, and served for a year as counsel to Coordinated Financial Programming in Chicago. He has published extensively in the area of federal taxation. He will teach Income Tax I and Wealth Transfer Taxation in the fall.

Carol A. Mutter, Associate Professor of Law: Professor Mutter, who has been a Visiting Associate Professor, now joins the permanent faculty as an Associate Professor Law. She earned her BA from the University of Tennessee in 1968, and her J.D. in 1975 from Georgetown University Law Center. Professor Mutter's experience includes serving as a law clerk for the US Court of Appeals for the District of Columbia, and practicing with private firms in Washington, DC, and Augusta, GA. She has published many articles and spoken extensively throughout the state on insurance law and related subjects. She will be teaching Civil Procedure I and Contracts I in the fall of 1989, and Torts II and Insurance in the spring.

Faculty continued

Donald Paine, Adjunct Professor of Law (Fall, 1989): Professor Paine is a partner in Paine, Swiney & Tarwater in Knoxville. He holds three degrees from the University of Tennessee, the last a J.D. received in 1963. He was Editor-in-Chief of the *Tennessee Law Review*. After serving a stint in the Judge Advocate General's Corp, he joined the UT law faculty, where he taught primarily Evidence and Civil Procedure from 1966-75. He is the author of *Tennessee Law of Evidence*, and he is one of the principal architects of the new Tennessee Evidence Code. He lectures widely on the law of evidence and related subjects, and will teach a section of Evidence in the fall.

Glenn H. Reynolds, Associate Professor of Law: Professor Reynolds, a College Scholar at the University of Tennessee, graduated summa cum laude in 1982. He took his law degree at Yale, where he was Managing Editor of the *Yale Law and Policy Review*, Director of the Yale Law & Technology Program, and active in moot court and other programs. He clerked after graduation for Judge Gilbert S. Merritt of the US Court of Appeals for the Sixth Circuit, and then joined the firm of Dewey, Ballantine, Bushby, Palmer & Wood in Washington, DC. He has practiced and published in the fields of international trade and telecommunications. He will teach Constitutional Law I next fall, and Administrative Law and International Business Transactions in the spring.

James E. Thompson, Associate Professor of Law: Professor Thompson graduated from the US Air Force Academy in 1968, and flew for five years as a pilot in the US Air Force. In 1973 he returned to school as a law student at the University of Florida. After graduation he served as law clerk to Judge Paul H. Roney of the US Court of Appeals for the Fifth Circuit, and then joined the staff of the Attorney General for the State of Colorado to work in the area of natural resources. In 1978 he entered private practice in Colorado, forming his own firm in 1985. His specialties are water law, corporate law, and commercial litigation. He will teach Civil Procedure I in the fall, and Property and a new seminar in Natural Resources Law in the spring.

FYI

**** VOICES FROM THE LEGAL CLINIC ****
Dean Hill Rivkin, Director, UT Legal Clinic

For over 50 years, students and faculty in the UT Legal Clinic have provided representation to individuals and groups who otherwise would have been excluded from the protections of the legal system. Today, the work of the Clinic takes many forms. Clinic students and faculty appear in all State and Federal courts in both civil and criminal cases and before a variety of administrative agencies. Clinic cases range from major class actions to minor misdemeanors. The Clinic represents the young, the old, the poor, the voiceless in our legal system.

Daily, the Clinic receives calls from battered spouses, persons entangled in the criminal justice system, bilked consumers, tenants being evicted, prisoners seeking humane conditions, and a host of other persons wanting information about and vindication of their legal rights. Because the Clinic's mission encompasses both public service and education, the Clinic screens these potential cases and accepts only those cases that enhance the learning experience for students, all of whom are permitted to practice law under a special student practice rule promulgated by the Tennessee Supreme Court. The essence of the educational experience is the student's immersion in the process of constructing cases, often from beginning to end. This process, which involves such tasks as interviewing, counseling, investigating, case planning, drafting, arguing, negotiation, and trying cases, is closely supervised by the Clinic faculty. Students leave the Clinic with a conceptual, practical, and ethical understanding of the multiple dimensions of lawyering. As we have often heard from students, the Clinic is a safe place where students can "put it all together" before beginning their legal careers.

This is a thumbnail sketch of the Clinic's works and goals. We plan to use this column regularly to inform you about the Clinic, its victories and defeats, its special activities, and its overall role in the Law School, the University and the community.