

June 2013

## Contents

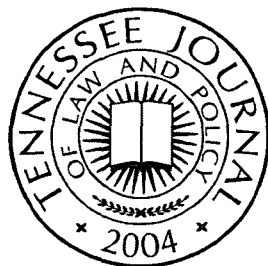
Follow this and additional works at: <https://ir.law.utk.edu/tjlp>

---

### Recommended Citation

(2013) "Contents," *Tennessee Journal of Law and Policy*. Vol. 9: Iss. 4, Article 2.  
Available at: <https://ir.law.utk.edu/tjlp/vol9/iss4/2>

This Front Matter is brought to you for free and open access by Volunteer, Open Access, Library Journals (VOL Journals), published in partnership with The University of Tennessee (UT) University Libraries. This article has been accepted for inclusion in *Tennessee Journal of Law and Policy* by an authorized editor. For more information, please visit <https://ir.law.utk.edu/tjlp>.



The TENNESSEE JOURNAL OF LAW AND POLICY is published semi-annually and edited by students of the University of Tennessee College of Law. The publisher is the TENNESSEE JOURNAL OF LAW AND POLICY, 1505 West Cumberland Avenue, Knoxville, Tennessee 37996-1810. The domestic subscription rate is \$20.00 per volume, and the foreign subscription rate is \$25.00 per volume. Unless notice to the contrary is received, the TENNESSEE JOURNAL OF LAW AND POLICY assumes that a renewal of the subscription is desired. All claims of non-receipt of an issue should be made within six months of date of publication if claimant wishes to avoid paying for the missing issue. To order back issues, contact William S. Hein & Co., Inc. at 1285 Main Street, Buffalo, New York 14209-1987, or call toll free at (800) 828-7571. POSTMASTER: Send address changes to TENNESSEE JOURNAL OF LAW AND POLICY, 1505 West Cumberland Avenue, Knoxville, Tennessee 37996-1810.

Copyright © 2013, TENNESSEE JOURNAL OF LAW AND POLICY, University of Tennessee College of Law.  
All Rights Reserved.

ISSN 1940-4131

<http://www.law.utk.edu/publications/tjlp.sht>

## COMMENTARY

THE DYNAMIC CYCLE OF LEGAL CHANGE  
*Professor John Martinez*

## TRANSCRIPT

SUMMERS-WYATT SYMPOSIUM

“NAVIGATING THE COMPLEXITIES OF OUR MELTING POT:  
HOW IMMIGRATION AFFECTS LEGAL REPRESENTATION”

WELCOME AND INTRODUCTIONS  
*Douglas A. Blaze, Dean of the College of Law*  
*Amy Williams, 2012-2013 Editor in Chief*

MORNING KEYNOTE ADDRESS I:  
*PADILLA V. KENTUCKY: HOW THE SUPREME COURT*  
*CHANGED THE RULE OF COMPETENCY IN LEGAL*  
*REPRESENTATION*  
*William Robert Long, Jr.*

MORNING KEYNOTE ADDRESS II:  
*PADILLA V. KENTUCKY: DEFENDING AN IMMIGRANT’S RIGHT*  
*TO COMPETENT REPRESENTATION*  
*Timothy Arnold*

PANEL DISCUSSION I:  
UNDERSTANDING IMMIGRATION: SATISFYING *PADILLA’S*  
NEW DEFINITION OF COMPETENCE IN LEGAL  
REPRESENTATION  
*Jennifer Chacón*  
*Christopher Lasch*  
*Yolanda Vázquez*

LUNCH KEYNOTE ADDRESS:  
287(G) AND SECURED COMMUNITIES: SOME OF THE  
DANGERS OF DELEGATING FEDERAL POWERS  
*Elliot Ozment*

PANEL DISCUSSION II:  
ANALYZING THE IMMIGRATION PROCESS AND HOW  
CRIMINAL LAW FITS IN  
*Tricia Herzfeld*  
*Jeremy Jennings*  
*Karla McKanders*

PANEL DISCUSSION III:  
RECOGNIZING AND ADDRESSING IMMIGRATION CONCERNS  
IN THE CRIMINAL PROCESS  
*Violeta Chapin*  
*Dan Kesselbrenner*  
*Christina Kleiser*

---

**Tennessee Journal of Law and Policy**

---

**2013-2014 EDITORIAL STAFF**

**EDITORIAL BOARD**

ANNA SWIFT  
*Editor in Chief*

LINDSEY LYLE  
*Executive Editor*

WILLIE SANTANA  
*Managing Editor*

KEVIN ELKINS  
*Publications Editor*

BYRON MCQUAIN  
*Articles Editor*

DANIEL MURPHY  
*Articles Editor*

GINA SARLI  
*Research Editor*

JOSEPH TUTRO  
*Research Editor*

BROOKE BOYD  
*Candidacy Process Editor*

ALEX HARTILL  
*Symposium Editor*

---

**Tennessee Journal of Law and Policy**

---

**STUDENT EDITORS**

BROOKE BOYD  
ALEX HARTILL  
LINDSEY LYLE  
BYRON MCQUAIN  
DANIEL MURPHY  
GINA SARLI  
DANIEL SULLIVAN  
ANNA SWIFT  
JOSEPH TUTRO

---

**Tennessee Journal of Law and Policy**

---

**FACULTY ADVISORS**

PENNY J. WHITE

*Director of the Center for Advocacy and Elvin E. Overton  
Distinguished Professor of Law*

OTIS H. STEPHENS, PH.D.

*Alumni Distinguished Service Professor of Political  
Science and Resident Scholar of Constitutional Law*

IRIS J. GOODWIN

*Associate Professor of Law*

**UNIVERSITY OF TENNESSEE COLLEGE OF LAW  
ADMINISTRATION**

DOUGLAS A. BLAZE

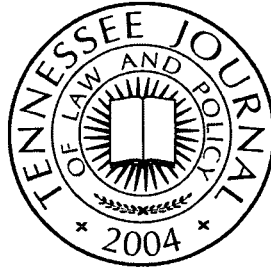
*Dean of the College of Law and Art Stolnitz and Elvin E.  
Overton Distinguished Professor of Law*

CAROL M. PARKER

*Associate Dean for Academic Affairs, Director of Legal  
Writing, and Associate Professor of Law*

KATRICE MORGAN

*Assistant Dean for Student Affairs*



## CONTENTS

### COMMENTARY

THE DYNAMIC CYCLE OF LEGAL CHANGE <i>Professor John Martinez</i> .....	10
---	----

### TRANSCRIPT

“NAVIGATING THE COMPLEXITIES OF OUR MELTING POT: HOW IMMIGRATION AFFECTS LEGAL REPRESENTATION”.....	32
--	----

### WELCOME AND INTRODUCTIONS

<i>Douglas A. Blaze, Dean of the College of Law</i> .....	33
<i>Amy Williams, 2012-2013 Editor in Chief</i> .....	34

### MORNING KEYNOTE ADDRESS I: *PADILLA v. KENTUCKY*: HOW THE SUPREME COURT CHANGED THE RULE OF COMPETENCY IN LEGAL REPRESENTATION

<i>William Robert Long, Jr.</i> .....	35
---------------------------------------	----

### MORNING KEYNOTE ADDRESS II: *PADILLA v. KENTUCKY*: DEFENDING AN IMMIGRANT’S RIGHT TO COMPETENT REPRESENTATION

<i>Timothy Arnold</i> .....	54
-----------------------------	----

### PANEL DISCUSSION I: UNDERSTANDING IMMIGRATION: SATISFYING *PADILLA*’S NEW DEFINITION OF COMPETENCE IN LEGAL REPRESENTATION

<i>Jennifer Chacón, Christopher Lasch, Yolanda Vázquez</i> .....	73
--	----



LUNCH KEYNOTE ADDRESS: 287(G) AND SECURED COMMUNITIES:  
SOME OF THE DANGERS OF DELEGATING FEDERAL POWERS  
*Elliot Ozment*.....120

PANEL DISCUSSION II: ANALYZING THE IMMIGRATION PROCESS AND  
HOW CRIMINAL LAW FITS IN  
*Tricia Herzfeld, Jeremy Jennings, Karla McKanders*.....135

PANEL DISCUSSION III: RECOGNIZING AND ADDRESSING IMMIGRATION  
CONCERNS IN THE CRIMINAL PROCESS  
*Violeta Chapin, Dan Kesselbrenner, Christina Kleiser*.....185

*Publication of contributions does not signify adoption of the views  
expressed therein by the TENNESSEE JOURNAL OF LAW AND POLICY, its  
editors, faculty advisors, or the University of Tennessee.*