



Winter 1973

## Alumni Headnotes (Winter 1973)

University of Tennessee College of Law

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# ALUMNI HEADNOTES

The University of Tennessee College of Law

WINTER 1973



## PLACEMENT OFFICE

WILLIAM H. BROWN

With the increased enrollment at the College of Law have come new demands upon our placement facilities and operations. Obviously rising enrollment means more graduates, and this in turn means more competition for available jobs. Our large number of graduates must in turn compete with increased numbers of law graduates throughout the United States. While most of our students do intend to stay within the state of Tennessee either for practice or other law-related occupations, they nevertheless are finding competition intensified within the job market. Certain areas of our state are of course more heavily endowed with attorneys than other parts of the state. A portion of our function in the coming months will be to attempt to encourage students to locate in those areas of the state where lawyers are in fact needed. We will of course have continuing numbers of students who will want to locate in major cities and in other localities where lawyers are already in high numbers. The Placement Office is not at all pessimistic about the job market at this stage, but we are attempting to be realistic. We see as our role an increasing emphasis on guidance and education of our students as to new career areas of the law and new locations for law opportunities. We solicit the help of all of our alumni in suggesting through the Placement Office either existing job openings, potential for new professional opportunities, or suggestions of localities that are in need of attorneys.

### *Graduate Information*

Before discussing the present and new needs of the Placement Office, we would like to provide a bit of information concerning what types of jobs our students have taken over the last few months. While the figures on March, 1973 graduates are not yet complete, since those students have not yet taken the bar examination and many are awaiting that examination to complete their career plans, we can assimilate some figures on the academic period December, 1971 through December, 1972. From 159 graduates in that period, approximately fifty-five per cent have gone into general

practice, either with existing firms or on their own. (At least five brave souls that we know of hung out their own shingles.) Twelve per cent of these graduates accepted positions with federal government agencies while another thirteen per cent took similar positions with state and local government. Four graduates accepted judicial clerkships, while five students entered the military service. One student enrolled in an advanced degree program and has already accepted a law teaching position, while another two graduates entered the legal education field in administrative and clinic work. At least four graduates accepted positions with corporations or other businesses doing legal work. The remaining fifteen per cent is, according to our records, unaccounted for. We are confident that this percentage is not fully unemployed, although a sizeable number of these are the most recent graduates who have not as yet accepted a position. Some graduates simply do not keep us apprised of their status. We suspect that a trend may develop so that the number of students going into private and general practice will change over the next few years as practice opportunities become more highly competitive and as new legal career opportunities develop.

### *Placement of Graduates*

The role of the Placement Office is not so much to place students as it is to assist those students in finding a place for themselves. This office acts as an intermediary between students and prospective employers and stands ready to fill any role appropriately called for by either of these parties. We maintain on file resumes on all students who have registered with the Placement Office, along with a record of their expressions of desired localities and job areas. The office would solicit requests from any employer for the use of our services. While it may be desirable for employers to come to the College of Law and interview large numbers of students, we realize that this is not always feasible. Therefore, we will be delighted to provide whatever other services that are beneficial to law firms, private practitioners,

and other employers. Quite often, we have simply provided copies of student resumes for study by prospective employers and then acted as the arranger of private interviews between employers and students.

We need your continuing support as alumni of The University of Tennessee College of Law. Knowing that it is not always possible for you to hire a Tennessee graduate, we would appreciate your giving full consideration to our students. We know that we have available many highly qualified students who could well fill the needs of many employers within the state and outside the state. If you would inform the Placement Office at the Law College of any openings which come to your attention, either in your office or in your locality, then we would be able to develop communications which would be beneficial to our students and hopefully to you as well.

### *Clerkships*

Not only are we interested in placing our graduates, but we would encourage alumni to consider hiring law students as summer clerks. These students have established their basic law school records and are equipped to assist you in clerking responsibilities. Summer clerkships provide not only a learning opportunity for our students, but give you an excellent recruiting possibility and observation period. If you have never considered a clerkship program, we would refer you to an article on "A Model Clerkship Program" by one of our professors, Eric M. Holmes, which appears in the February, 1973, issue of *The Tennessee Bar Association Journal*. We think this article will sell you on the beneficial aspects of law clerkships, and we are confident that the hiring of clerks for a summer period would be profitable for our students and for you as well. This office can provide resumes and background information on students who have expressed an interest in summer clerking. Usually these students have completed three or more quarters of law school. If you are interested in establishing a summer clerkship or internship program (or for that matter, such a program at any other time of the year), we would be

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happy to discuss the mechanics, the benefits, and even the difficulties with you.

#### *Research Assistance*

In addition, the Placement Office will be quite happy to act as a clearing house between attorneys and law students in regard to part time research. If you are in the vicinity of the Law College or if you are far away from us in distance, you may nevertheless need research which is not accessible to you. Consider using law students for selective types of research and, should you so desire, contact the Placement Office at the College of Law in regard to finding qualified students to conduct this research for you. Of course, we would recommend that this be on a pay-as-you-go basis with all funds agreed upon between you and the student and with all funds going directly to the student.

#### *Continuing Assistance*

Not only do we offer job-related help to our students and recent graduates, but we stand ready to give assistance to any Tennessee graduate who desires to relocate. We will, upon your direction, maintain a confidential file on you and will submit your resume to any prospective employer who falls within the area of your interest. While relocation assistance may not be our primary function, we see it as an important potential aid to our alumni.

In short, the Placement Office is attempting to keep up with the demands and needs of our student populace and of our alumni. Our role is not simply confined to finding jobs for graduates; rather, we hope that our role will be one of assisting both the students and graduates in achieving satisfaction in their legal educations and their legal careers. In the coming months, I will be making trips across the state to meet the alumni and to search out career opportunities for Tennessee students and graduates. If the Placement Office can be of assistance to you, feel free to contact us and either to pass along ideas or to channel requests to us.

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## U.T. LAWYERS

Shortly many of you will be receiving a copy of the new edition of *U.T. Lawyers*, a publication which includes photographs and brief resumes on our upcoming graduates. The current edition includes graduates for the winter and spring quarters. If you desire to be placed on the mailing list for future *U.T. Lawyers* publications, please notify the Placement Office. This publication provides another way of communicating to prospective employers information concerning graduating students.

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## LAW LIBRARY

RICHARD H. SURLES

The University of Tennessee Law Library is accurately described as being in a state of transition. This period of rapid change began in the summer of 1971. The vast bulk of the changes have been necessitated by the rate of expansion of the College of Law. In the fall of 1969 the total student enrollment was 357. By the fall of 1972 the figure had climbed to 726. In the same period the number of faculty doubled and the number and variety of course offerings expanded substantially. Each of these factors independently and in conjunction has placed major new demands upon the Law Library. The expansion of the College of Law has been so great that entire systems have had to be changed. Methods of operations and policies which were completely satisfactory at the school's former size became hopelessly inadequate.

In June 1971, the Law Library occupied its portion of the new addition to the Taylor Law Building. This additional space has provided seating for the current student body and sufficient stack space for our growing book collection. The transfer of materials from their former location into the new stacks has caused its own problems, however. The main difficulty was that our patronage no longer knew the location of the major portion of our working collection.

The difficulty in locating materials has caused the Law Library to establish a location system. By using this system a user can stand at the circulation desk and determine the location of any serial set owned by the Law Library. This system is new and not yet completely refined but seems to have alleviated a portion of the difficulty.

Location of single volume works is a much more sophisticated problem. To solve this the Law Library has begun a reclassification project. When it is completed, all Law Library materials will be classified and marked in a single classification scheme. This will allow a user to find every library book by a call number which can be learned from the card catalog. The reclassification project was begun in February 1971, and our current estimate of the ultimate completion date is December 31, 1973.

Significant changes have also occurred in the Law Library's staffing patterns. Clerical staff has grown from two persons to five people. The professional staff now not only includes the Law Librarian but an Assistant Law Librarian for Technical Services as well. She is Mrs. Joyce Shapiro. In addition to this staff, recruiting is currently occurring in an attempt to add personnel to staff a full-time reference service for the Law Library. It is

expected that this new service will be fully operational by the fall quarter of this year.

Ultimately, the delivery systems and people to implement them are of no consequence unless the collection itself is adequate. In the last two fiscal years, budgetary support for the acquisition of materials has improved markedly. Though the support has not yet reached the level necessary to support the expanding college, it has allowed the Law Library to make progress in the building of its book collection. Our current size is approximately 90,000 volumes and our growth this year should exceed 8,000 volumes. A very substantial portion of the funds not needed to keep the collection current has been spent on duplication of heavily-used materials and filling in existing gaps in the collection. The prime instance of duplication has been our acquisition of a duplicate copy of the entire Second Series of the *National Reporter System* last summer. Our major program of retrospective purchasing has been in the field of periodical literature. Thus far we have been able to complete about 90 of the approximately 150 titles which were incomplete. The Law Library fully expects that by the early portion of the fiscal year beginning in 1975 we will be able to advertise that it owns a complete set of every title that has ever been indexed in the *Index to Legal Periodicals*. Completion of this effort will not only provide resources to our students and faculty, but should signal the beginning of the time when the Law Library can serve all of the practicing bar of this state. The administrations of both the College of Law and the Law Library are committed to the notion that although our primary responsibility remains serving the research needs of the academic community, the Law Library must make its resources available to our profession to the extent we can and still be consistent with our primary function. Increasingly, we hope to become the one place in the state where the bar can count on material being available.

A major addition to the Law Library's future collection came in the fall of 1971 when, with the assistance of Representative John Duncan, the Law Library was designated an official United States Government Depository Library.

Though the Law Library feels that it has made genuine progress since the expansion began, there yet remains much to be done. By continuing to build upon the sound base which existed before, we hope to make our services and resources not only something of which you will be proud, but also a facility which can continue to serve our alumni long after the graduate.

It will be my pleasure to report our progress to you with some regularity through the vehicle of this publication.

## ALUMNI SUPPORT

During the last year, alumni of the Law College have been called upon through two means to support the University with monetary gifts. One was through the all-University Annual Giving program. Another was through a special drive to establish a majorscholarship program for the Law College in honor of Dean Emeritus Harold Warner. The formal part of the latter drive ended during 1972, but donations continue to come in for credit to that fund. The pre-existing fund known as the Law Centurion Scholarship Fund has been merged with the newer one in honor

of Dean Warner. The new, all-purpose fund is now called the Dean Harold C. Warner Law Centurion Scholarship Fund. During the winter quarter of this year total contributions in the fund amounted to over \$100,000. Proceeds from this fund are used for law student scholarships exclusively. We have a variety of other named funds used for scholarship purposes, but this general one is becoming our major source of financial aid for students. Unless earmarked for a named fund, all contributions to the College's scholarship program are added to the Dean Warner Law Centurion Fund.

It gives us pleasure to be able to an-

nounce the names of our contributors from time to time. The following list includes all those donors who have contributed directly to our scholarship funds during the period from July first of 1972 through February 28th of 1973. This list does not necessarily include names of those who contributed through UT Annual Giving, unless we in the Law College were notified of an earmarking for one of our scholarship funds or for the College of Law generally. If we have neglected to list anyone, please forgive the oversight and let us know so that we can make sure your donation has in fact been received and properly credited.

Mr. and Mrs. John M. Armistead  
Knoxville, Tennessee

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Madisonville, Tennessee

Mr. Charles E. Worley, Jr.  
Bluff City, Tennessee

Mr. Stephen M. Worsham  
Tullahoma, Tennessee



## WARNER TEACHING AWARD

MARTIN J. FEERICK, professor of law at the College of Law, was named the recipient of the \$1,000 Harold C. Warner Teaching Award for 1972. This annual award, in honor of the dean emeritus of the College of Law, is given by the Knoxville Bar Association.

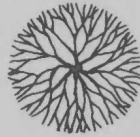
Feerick holds his M.S. and J.D. degrees from Columbia University. He joined the College of Law faculty in 1949, after eight years of general practice in New York. He has served as faculty editor of the *Tennessee Law Review* since 1951. Feerick has been active in numerous institutes and continuing legal education programs.



Martin J. Feerick

## CREEKMORE AWARD PRESENTED

Presenting the annual Creekmore Award were (left to right) Dean Penegar, William H. Farmer, Mrs. Frank B. Creekmore, Miss Betsey Creekmore and David Creekmore.



William H. Farmer, a second year law student from Nashville, received the first Frank B. Creekmore Memorial Award recently in ceremonies at the University of Tennessee, Knoxville. The cash award was presented by the Creekmore family at the UT College of Law, and will be given annually to a second year law student.

Named for the widely-known Knoxville attorney, the award is presented to a student who shows promise for the general practice of law in Tennessee. The recipient is selected by the College of Law Scholarship Committee. The present recipient, Farmer, is currently employed as a part-time law clerk for a local law firm engaged in the general practice of law.

Present for the presentation ceremony

were the attorney's widow, Mrs. Frank B. Creekmore; his daughter, Miss Betsey Creekmore, executive assistant to UTK Chancellor Archie Dykes; and his son, David Creekmore, a Knox County General Sessions Judge. Mrs. Creekmore is the author of *Knoxville*, which was published by UT Press, and is a niece of James D. Hoskins, former president of the University.

Income from this endowed fund is utilized to provide the cash award. Individuals wishing to contribute to the fund may designate their checks to the Frank B. Creekmore Memorial Award and send them to the UT Knoxville Development Office, 118 Henson Hall.

## MOOT COURT VICTORY

For the second year in succession, our National Moot Court Team won the Regional Contest and placed well in the New York National Finals. Competition for the National Moot Court event is keen, involving on the regional level such law schools as Alabama, Cumberland, Loyola, Memphis State, Mississippi, Tulane and Vanderbilt. The National Finals include the best teams from each region. Earning a place on the three member team means surviving competition among Tennessee students.

This year's 1972-73 team was made up of Ms. Marty Crowe, Mr. William Myers and Mr. Frank Pinchak, all of whom also happened to be members of *Tennessee Law Review*. After many hours of research, the team produced a brief which won Best Brief Awards in the regional

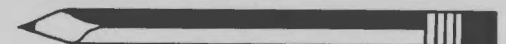
contest. Then they capped this achievement with a first place regional victory. On top of this, one member, Bill Myers, won the best oralist award at the regional level.

The team went on to New York and survived two rounds of single elimination competition there. With a two year victory streak under their belts, National Moot Court participants will be looking forward to forthcoming annual contests.

Each year the problem for argument is written by the Young Lawyer's Committee of the New York Bar. This past 1972 problem concerned class action questions involving suit based upon the Clean Air Act. Congratulations are in order for the national attention brought to us by our National Moot Court Team.

## ADDRESS CHANGES

Many of you, after receiving the fall edition of *Alumni Headnotes* were kind enough to forward address changes to us. We know this is a never ending task, but we are attempting to bring our alumni mailing list up to date. One of the reasons for this effort is a desire to publish a revised list of all alumni, with current mailing addresses, and to distribute it to you. If we can ever get it up to date we would like to keep it current. You can assist us in this endeavor by thinking to notify us of anticipated address changes. When you send an address change, why not accompany that with a brief note telling of your current activities so that we might include such information in future editions of *Headnotes*.



## ALUMNI BRIEFS

Herein will follow a regular feature of *Headnotes*, that is, a compilation of information received by the College of Law on our own alumni. We will attempt to pass along whatever pertinent information you desire to give to us in regard to news about our alumni. What is included in the current issue of *Headnotes* is by no means inclusive. This is a start, and we hope that you will send to us information about you or about other alumni for future inclusion.

Leon C. Burns ('72) is engaged in the practice of law in the partnership of Thompson & Burns, Cookeville.

Alan L. Cates ('72) is now Director of Estate Planning and Deferred Gifts for the University of Tennessee.

Robert L. Echols ('64) has joined in the formation of a partnership in Nashville, Dearborn & Ewing.

M.W. Egerton, Jr. ('56) is currently President of the Knoxville Bar Association.

William Walter Jones ('65) is now a partner in the Knoxville firm of Morton, Lewis, King & Jones.

Walter Baker Harris ('54) is currently

serving an elective term as County Judge of Madison County.

Recent graduates Geoffrey Kressin ('72) and Larry Perry ('72) have formed a law firm in Knoxville under the name Kressin and Perry.

J.D. Lee ('54), of Madisonville, is currently serving as President of the American Trial Lawyers Association.

John M. Reams ('65) has joined in the formation of a Memphis law firm, Ireland, Gibson & Reams.

William H. Russell ('68) is returning to private practice in Loudon after serving as Assistant Conservation Commissioner and Legislative Liaison in Governor Dunn's administration.

H. Francis Stewart ('41) and Robert L. Estes ('70) formed a new law firm as of January 1, 1973, in Nashville and have associated Thomas N. Donnell, Jr. ('72) in that firm.

James W. Zirkle ('72) has accepted an associate professorship at the University of Mississippi College of Law, effective September, 1973, and is a graduate fellow in law at Yale Law School during the current academic year.

## CONTINUING LEGAL EDUCATION

Continuing their co-sponsorship of the annual Southeastern Practice Institute, the College of Law and the Knoxville Bar Association, as this publication went to press, had scheduled on March 30th a one day seminar on civil procedure and criminal practice problems. Another seminar was held in the fall of 1972 on the Uniform Commercial Code. It included as major speakers, national experts on the Code, including the Honorable Clive Bare, Bankruptcy Referee for the Eastern District of Tennessee, Professor Richard Speidel of the University of Virginia, Professor Robert Summers of Cornell University, Professor James White of the University of Michigan, as well as Mr. John A. Walker of the Knoxville Bar.

This spring's Institute brings together equally well-known speakers: Honorable Len Broughten, Chancellor in Knox County; Professor Joseph G. Cook, UT College of Law; Honorable William J. Harbison of the Nashville Bar; Dean Monrad Paulsen, University of Virginia School of Law; Honorable Donald F. Pemberton of the Memphis Bar; and Professor Frank U. Tuerkheimer, University of Wisconsin School of Law. The program includes discussion on restraining orders and injunction (Broughten); warrantless searches (Cook); third party practice (Harbison); criminal procedure and the "Nixon judges" (Paulsen); summary judgment (Pemberton); and current problems in use of the grand jury (Tuerkheimer). Obviously, the entire program is concerned with timely matters.

One of our alumni, Donald F. Paine ('63), is seminar chairman of the Knoxville Bar Association and was instrumental in co-ordinating both the fall and the spring programs. If you have not been receiving information concerning these Institutes, please contact us at the College of Law and we will be certain to see that you are notified in the future. Also, we solicit your requests and suggestions for seminars and institutes. Our Continuing Legal Education program is in a growing stage and we know that the demands for CLE will be greater in the future.

## NEW FACES ON THE FACULTY AND STAFF

WILLIAM H. BROWN came to the College of Law in November, 1972, as Assistant Dean and Director of Placement. He holds a B.A. and M.A. degree, from Union University and Middle Tennessee State University respectively, in addition to his J.D. degree from the University of Tennessee. His graduate studies also include a year as a Woodrow Wilson Fellow at the University of North Carolina. Prior to attending the College of Law, Mr. Brown taught a variety of subjects at Jackson State Community College in Jackson, Tennessee, and he has prior administrative experience outside of education. During his law school career Dean Brown was a principal editor of the *Tennessee Law Review* and a member of the National Moot Court Team. Upon graduation he was awarded the Bobbs-Merrill Company Award as Outstanding Graduate of the Year. Mr. Brown's responsibilities include general administration, assistance to the Dean, and supervision of placement and related alumni activities. During the spring quarter he will be teaching Legal Research and Writing in addition to his other duties.

FRED J. LEWIS came to the College of Law in 1972 as an instructor and staff attorney in the Legal Clinic. He holds a B.S.

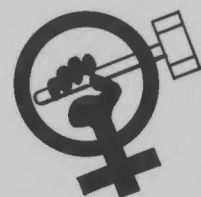


William H. Brown



Fred J. Lewis

degree from the University of Tennessee, and in 1968 earned his J.D. degree here at U.T., graduating high in the August class. After graduation Mr. Lewis practiced law in Chattanooga until 1970. Prior to joining the Legal Clinic staff, Mr. Lewis was a Lieutenant in the U.S. Navy JAG Corps for two years stationed in Washington, D.C. His responsibilities in the Legal Clinic include instruction and supervision of students in representing clients of the Clinic, principally in criminal cases. He engaged in graduate studies in law at Georgetown University from 1971 to 1972. Mr. Lewis is a member of the Tennessee Bar.



In the midst of concern for equal women's rights it is interesting to note that the U.T. College of Law had a woman law student at least as early as 1908!



## HIGHLIGHTS OF 1972 ALUMNI QUESTIONNAIRE SURVEY

DOUGLAS Q. WICKHAM

Whatever happened to the questionnaires that 661 of you so kindly filled out and returned to us last summer? After many hours of tabulation (and three trips to the computer center) we now have the results. Space requirements limit us to reporting highlights here and we have attempted to select the most significant figures and patterns for this report.

The most heartening statistic is that 40% of you took the time to respond. Coupled with the fact that three of eight reported a strong attachment to the law school while attending and only 33 admitted a dislike of it, this indicates to us that your interest is one of our greatest untapped resources.

Among the many suggested changes which you favored, a few stand out. Draftsmanship and negotiation are viewed as the two major skill deficiencies among our graduates (33.6% and 28.1%). You reinforced this observation with strong responses favoring specific training in these skill areas (65.5% and 69.4% agreement) and by reporting that a majority of you currently spend from 10% to 50% of your time in drafting and negotiation. Your negative reaction to large classes (8.4% favorable and 71.6% unfavorable) coupled with the strong favoring of more small group courses (65.7% favorable to 3.9% unfavorable) confirms our general feeling; but the strength of this response is a bit of a surprise. Our clinic program received very favorable responses at all points in the questionnaire. (74.1% reported a significant contribution in their own legal education; 87.9% favor clinical programs generally; 71.3% favor more

clinical experience as a change in our present curriculum.)

Specialization is becoming a fact of life in our profession. Three out of four among our alumni in private practice view themselves as generalists. Yet three of those same four in private practice spend 25% or more of their time in one of 28 subject matter areas of specialty. By far the majority of those reporting say half or more of their time is taken up by a combination of two subject matter areas. 170 report over half their time in one of the four skills areas tested; yet only 115 call themselves specialists in practice.

Only 11% entered law school with the idea of "going into politics later." Yet 18.2% have been elected to office; 33.9% have been appointed to office; and 40.1% have served in an official advisory capacity to a government. These are minimum figures because we did not tabulate multiple-office responses to this series of questions. 69.7% agree that law school should train students to assume a greater role in community service, leadership, and social progress (½ with reservations); but only 39.5% agree that we should add more public law courses and only 33.2% feel there should be more training for public service.

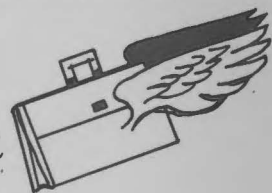
Your desire for Continuing Legal Education (CLE) programs was amply demonstrated by the strength and variety of response to that series of questions. The present level of attendance at such programs is quite high (a fair number report in excess of 10 per year) but University of Tennessee Law School offerings comprise only 9.3% of that total. We hope to do

much more in this regard as time passes and as more resources become available to us. Your subject matter responses here have given us a good picture of CLE market potential.

We will close with some "who-what-where" information. 34.9% of you live in Knoxville or elsewhere in East Tennessee. 68.7% of you live in Tennessee; but we received responses from 26 states, the District of Columbia, and 4 foreign countries. 46.3% of those reporting graduated within the last decade, but we received large numbers of responses from graduates back to 1942 and others dating back to three pre-1900 graduates. A full 28% are not in private practice; and this group reports current status as diverse as banking, insurance, real estate. Many are in government and one is an executive in the national boy scout organization.

Again, we appreciate your interest in us; and we will be happy to answer specific inquiries about survey results from those who are interested.

## VISITING PROFESSOR



Visiting with the College of Law recently was Jonathan Sobeloff, Professor of Law at Georgetown University Law Center. He taught the course in Estate Tax during the winter quarter. Sobeloff has been at Georgetown since 1966 where he specializes in tax courses. He has been active in the ABA Tax Section as well as in other professional organizations. Having written extensively on tax matters and having lectured widely, Professor Sobeloff is well known in the tax field.