12-1990

Taylor Times (December 1990)

University of Tennessee College of Law

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December 1
UT V. Vanderbilt in Nashville

LSAT - registration begins at 8:00 a.m. in the George C. Taylor Law Center

December 4 - 14
Examination Period - See page 7.

December 13
Hooding - 4:00 p.m. - Moot Court Room - Professor R. Lawrence Dessem will be the guest speaker and a reception in the Cumberland Avenue lobby will immediately follow the ceremony.

December 14
Sign-up for Career Services Orientation - See page 8.

December 15
Commencement

December 17 - 20
Career Services Orientations at 10:30 a.m.

December 24 - 28
Administrative closing of offices.

December 31
Grades posted

January 1
New Year’s Day (No classes. Administrative offices closed.)

January 3 - 6
1991 AALS Annual Meeting, Washington, DC, and Washington area alumni reception at the Washington Hilton Hotel and Towers at 6:00 p.m. in the Jefferson West Room on the concourse level on Thursday

January 7 - 8
Registration for Spring 1991 Semester from 9:00 a.m. until 4:30 p.m. Career Services Orientations at 4:00 p.m.

January 9
Classes begin

Grades mailed

January 9 - 10
Career Services Orientations at 11:00 a.m.

January 11
Georgia area alumni breakfast at the annual State Bar of Georgia Midyear Meeting - 8:00 a.m. at the J.W. Marriott Hotel at Lenox in Atlanta

January 11 - 12
Career Services Orientations at noon and 3:00 p.m.

January 21
Martin Luther King's Birthday (No classes. Administrative offices closed.)

January 28
On-campus interviewing begins

Law Library Hours

November 27 - December 14
Monday - Friday: 7:00 a.m. - 1:00 a.m.
Saturday - Sunday: 9:00 a.m. - 1:00 a.m.

December 15 - 22
Monday - Friday: 8:00 a.m. - 5:00 p.m.
Saturday - Sunday: Closed

December 23 - 30: Closed

December 31: 8:00 a.m. - 5:00 p.m.

January 1, 1991: Closed

January 2 - 7
Monday - Friday: 8:00 a.m. - 5:00 p.m.
Saturday - Sunday: Closed

Return to regular schedule on January 8, 1991.

Have a happy and safe holiday season! And good luck on exams!
THE "LET'S GO FOR IT" SECTION FOR LAW STUDENTS


(2) The American Law Institute-American Bar Association Committee on Continuing Professional Education announces its third "Annual CLE Essay Contest." The first prize is $1,000 and publication in the CLE Journal and Register. The essay should address the question "To What Extent Do Ethical Obligations, Including Those of Client Confidentiality, Limit a Lawyer's Use of Personal Experiences in Educating Other Lawyers?" Deadline: April 1, 1991.


(6) The ALI-ABA Committee on Continuing Professional Education has approved a limited number of full-tuition scholarships to allow deserving law students to attend the ALI-ABA Course of Study, Environmental Law, February 14-16, 1991, at the Hyatt Regency Washington in Washington, DC. The course is cosponsored by the Environmental Law Institute and The Smithsonian Institution. Please see Dean Yarbrough if you are interested. Deadline for nominations: January 11, 1991.

(7) The Firearms Civil Rights Legal Defense Fund announces a writing contest. The subject of the contest is "The Right of the Individual to Keep and Bear Arms as a Federally Protected Right." Cash prizes with be awarded to the top three papers. Deadline: November 1, 1991.


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

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UT and You!
Graduate Assistantships

There are approximately 125 Graduate Assistantships (GAs) offered each year in a variety of non-academic programs (e.g. resident halls, administrative offices, etc.) at UT, Knoxville. This program provides excellent employment opportunities for qualified graduate students. For further information, contact Dr. C.W. Minkel at 974-2475 or stop by the Graduate School offices at 404 Andy Holt Tower.

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July 1990 Bar Results

<table>
<thead>
<tr>
<th>State-wide Analysis:</th>
<th>University of Tennessee Analysis:</th>
</tr>
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<tbody>
<tr>
<td>Total Taking Examination: 435</td>
<td>Total Taking Examination: 115</td>
</tr>
<tr>
<td>Total Passed: 321/435 = 73.8%</td>
<td>Total Passed: 87/115 = 76%</td>
</tr>
<tr>
<td>Total New Applicants: 363</td>
<td>Total New Applicants: 104</td>
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<tr>
<td>Total Passed: 299/363 = 82.4%</td>
<td>Total Passed: 83/104 = 80%</td>
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After exams, don't forget to let the SBA Bookmobile sell your used textbooks for you.
(The following article is from the National Association for Public Interest Law - Student Programs.)

NATIONAL LAW STUDENT CAMPAIGN TAKES AIM AT LEGAL CRISIS; NADER JOINS INITIATIVE

Date: Washington, DC

Angered that low-income Americans cannot afford a lawyer, students from over half the nation's law schools have launched a campaign for pro bono work in law schools that could add millions of hours of legal services to the poor.

Students from several schools -- including Harvard, the University of Hawaii, Whittier, Hastings, Georgetown, the University of Michigan, and American University -- announced the formation of a new group called "Law Students for Pro Bono." The goal of the group's campaign is to incorporate a pro bono requirement into the traditional curriculum at each of the nation's 175 accredited law schools.

"In the United States, the principle 'equal justice under the law' really means 'equal justice under the law for the few,'" said Sandra Hauser, a third-year law student at Harvard and an organizer of the campaign. "It is time for our legal educators, the leaders of our profession, and the Bush White House to realize that our legal system is not delivering on its promise of justice for all."

Citing a report of the American Bar Association that shows nine out of ten legal needs of the poor go unmet, Law Students for Pro Bono aims to organize student campaigns at every law school in the country with the goal of making pro bono work a required part of legal education by the year 2000. The group has enlisted the National Association for Public Interest Law (NAPIL) to coordinate the effort.

Announcement of the campaign comes on the heels of NAPIL's public interest law conference, which brought together students from over 90 law schools around the country. It also follows a vote in favor of a pro bono requirement by the prestigious student division of the American Bar Association. "It is a fact that 33% of African-Americans in the United States live in poverty," said Juliette Williams, a Georgetown law student and the national president of the Black Law Students Association. "I am taking part in this organizing campaign because it is imperative that more programs be created to increase the amount of legal services available to the underrepresented." "The legal profession is grossly failing to deliver," said consumer advocate Ralph Nader who came out in support of the law students' effort. "Most lawyers are working for polluters and not the environment, for landlords and not tenants, for management and not workers, for the wealthy and not the poor. Under the campaign announced today, law students around the country are working to change that." "Under pro bono programs established at their schools, students will be working on the critical issues of the day and learning how to meet their professional obligations in advancing justice in their society," Nader said.

Organizers say that if each of the nation's 129,000 law students performed 100 hours of pro bono work per year, they would be providing 12.9 million hours of legal services. Given that pro bono cases take an estimated ten hours, it is possible that upwards of one million Americans can have some of their legal needs met if the requirement is adopted by the nation's law schools.

"There is still a critical need for the legal profession as a whole and the government through such programs as the Legal Services Corporation, which has been seriously underfunded by the Reagan and Bush Administrations, to meet their obligation to delivering access to justice to the poor," said Matt nicely, student body president at American University Law School. A pro bono requirement already has been adopted by Tulane, the University of Pennsylvania, Valparaiso, and Florida State. Several other law schools are currently considering such a program, including Hawaii, Harvard, UCLA, and Stetson in St. Petersburg.

"In the classroom we learn that the United States more than any other country in the world promises every person a fair shot in court," said Scott Saiki, a student at the University of Hawaii Law School. "On the streets outside we find a tragically different story." "We find people evicted because they cannot afford to go to housing court, we find battered women who do not have the money to hire a lawyer, and we find elderly people who cannot enforce their rights under the law because of lack of money," added Saiki.

"These problems must be incorporated into our education so we can start doing something about them now, and so that we will be better equipped to deal with them when we graduate."

For general comments from student organizers, try Steven Donziger (Harvard) at 617/876-4842; Juliette Williams (Georgetown) at 202/583-1281; Matt Nicely (American) at 202/296-1594; Pam Herzog (Michigan) at 313/995-5884; Scott Saiki (Hawaii) at 808/262-4642.

The College of Law has a full-time computer support person. She's Sandy Selvage. Sandy has been trained by UT's Office of Administrative Computing on IBM computers. She will assist GCT computer users with such things as program updates, printer problems, and support questions. She will also maintain the computer lab in the law library. Sandy's office is in the 4th floor computer lab in the law library and her hours are Monday-Friday, 7:00 a.m. to 4:00 p.m. She wants students to know that, until further notice, passwords are still to be picked up at the circulation desk. For any computer question, call her at 974-6859.
Moot Court Teams Come Out On Top!

Trial Team Wins Nationals

The University of Tennessee College of Law's 1990 Moot Court Trial Team won the National Association of Criminal Defense Lawyers' Criminal Trial Competition, November 1-3, in Santa Fe, New Mexico. Team members are Dai! R. Cantrell of Clinton, Michael E. Casterline of Lansing, Michigan, Wynne C. Hall of Knoxville, James B. Johnson of Chattanooga, G. Frank Lannom of Lebanon, and Michael D. Randles of Chattanooga. Law Professor Gary Anderson and Carl W. Eshbaugh, a local attorney, coached the team. Prizes included a plaque and a $2,000 team scholarship.

The NACDL used the drug conspiracy case of United States v. Hogan for its first annual competition and invited teams from throughout the United States to compete. Other schools competing were: the University of Alabama, Thomas M. Cooley School of Law, Georgetown University, the University of Georgia, the University of Miami, the University of Missouri at Kansas City, the University of New Mexico, Northwestern University, South Texas College of Law, Southern California University, and Texas Southern University. Northwestern was the top-seeded team, but they were defeated by the UT team during a semi-final round.

You should know ...

CJ Thurston, senior bookkeeper in the Business Office, was the College of Law's representative for the 1990 SHARE Food Drive. Thanks, CJ!

Tony Greene, coordinator of mail and duplication services, was featured in the November 20 Journal for his volunteer activities with the Buddy program of aids Response Knoxville. Congratulations, Tony!

The entire GCT family wishes Nancy Wilcox a speedy and complete recovery!

National Team Wins Regionals

The National Moot Court Team from the University of Tennessee College of Law took first place in the regional National Moot Court Competition in New Orleans last week. D. Lane Matthews of Nashville, NC, Scarlett A. May of Knoxville, and C. Mark Pickrell of Oak Ridge won six consecutive arguments before defeating Alabama in the championship round. Mr. Pickrell was also selected best oralist for the competition. The team is coached by UT law professor John L. Sobieski, Jr.

The team successfully argued both sides of issues concerning the first and fourth amendments. They won a permanent trophy which was donated by host school, Loyola, and a rotating trophy which will be on display at the College of Law. The rotating trophy is named in honor of UT law professor Joseph G. Cook and was donated by the UT College of Law's 1976 National Moot Court Team which took the national title that year. As a result of their success in the regional competition, the Tennessee team will compete for an unprecedented third national championship in New York in December, 1990

FACULTY ACTIVITIES

Fran Ansley ...

- addressed the Knoxville Chapter of the National Conference of Christians and Jews on October 6 and the Heski Amuna Sisterhood on October 21 on the rise of neo-Nazi and racist groups, and the impact these developments may have on Knoxville.
- has been elected as an at-large representative to the board of directors of the Tennessee Industrial Renewal Network at its first annual membership meeting. She also led a plenary discussion at the meeting on the maquiladora industry in Mexico and its relationship to economic development and deindustrialization in Tennessee.
- addressed the UT Chapter of Phi Beta Kappa, November 12, on the topic of "Living in History", which explored themes of racism and xenophobia and historical efforts to overcome them.
- attended the Wisconsin Conference on Critical Race Theory, November 8-10, in Madison. Her article "Stirring the Ashes" was on the recommended reading list for conference participants.

Neil Cohen ...

- has been elected to membership in the American Law Institute.
- gave a paper on law school curriculum at Villanova last month.

Grayfred Gray ...

- has been appointed as a member of the Alternative Dispute Resolution Committee for the 1990-91 fiscal year of the Tennessee Bar Association.

Bob Lloyd ...

- has been appointed to chair a committee to suggest amendments to the UCC provisions concerning real estate-related collateral (mortgages, leases, fixtures, etc.). The committee will report to the Permanent Editorial Board Study Group for Article 9, which will in turn suggest amendments to be adopted by the National Conference of Commissioners on Uniform State Laws and the American Law Institute.
ADJUNCTS ASSIST WITH TEACHING

James L. Gardner
Adjunct Associate Professor of Law
Professor Gardner graduated cum laude from Harvard College, devoted twelve years to the ministry, and then took a law degree at Yale Law School, where he was Director of the Thomas Swan Barristers' Union. After a period in private practice, Professor Gardner accepted the position of Vice President and General Counsel of Inspiration Coal, Inc., in Knoxville. He has extensive practical experience in the fields of securities and general corporate law. He will offer the Corporate Transactions Seminar this spring.

Robert L. Jolley, Jr.
Adjunct Associate Professor of Law
Professor Jolley graduated magna cum laude from Vanderbilt, and took his law degree at the University of Chicago. After four years as Assistant Attorney General and two as Senior Assistant Attorney General for the State of Tennessee, he came to Knoxville and assumed the position of Assistant District Attorney General for this judicial circuit—a position he has held since 1982. He has wide experience in the trial of both civil and criminal cases, including approximately one hundred jury trials. He will teach a section of Trial Practice.

James R. LaFever
Adjunct Professor of Law
After graduation from Middle Tennessee State University and combat service in Vietnam, Professor LaFever returned to Tennessee and took his law degree at the College of Law in 1974, where he distinguished himself in moot court. After graduation he taught in the Clinic as a staff attorney and instructor, and served as a former Knoxville trial attorney, now a member of the Tennessee Court of Criminal Appeals. He earned his B.A. from the University of Tennessee, and graduated first in his class at the University of Tennessee College of Law. As a private practitioner he taught and lectured frequently on litigation-related subjects. His honors include the past presidency of the Tennessee Association of Criminal Defense Lawyers. He returns to the adjunct faculty this spring to teach Trial Practice.

The Honorable Joseph M. Tipton
Adjunct Professor of Law
Judge Tipton is a former Knoxville trial attorney, now a member of the Tennessee Court of Criminal Appeals. He earned his B.A. from the University of Tennessee, and graduated first in his class at the University of Tennessee College of Law. As a private practitioner he taught and lectured frequently on litigation-related subjects. His honors include the past presidency of the Tennessee Association of Criminal Defense Lawyers. He returns to the adjunct faculty this spring to teach Trial Practice.

The Honorable Penny J. White
Adjunct Associate Professor of Law
Judge White graduated from the University of Tennessee College of Law in 1981, having served as Editor-in-Chief of the Tennessee Law Review. She holds an LL.M. from Georgetown University. In 1985 Judge White entered private practice in Johnson City. In the spring of 1988 she argued and won a criminal appeal in the United States Supreme Court. Since August of 1990 she has been Circuit Court Judge for the First Judicial District in upper East Tennessee. She will teach a section of Trial Practice.

Paige Auer Winck
Adjunct Assistant Professor of Law
Professor Winck graduated magna cum laude from Georgetown University Law Center in 1978, and clerked for two years for a United States District Judge in the Southern District of West Virginia. After a year with a private firm in Charleston, Ms. Winck came to Knoxville, where she has served since 1981 as Assistant and Associate U.S. Attorney in the Civil Division of the United States Attorney's Office. She will teach a section of Legal Process.

Sexual Harassment
The University of Tennessee, Knoxville is committed to providing an environment free from sexual harassment. Sexual harassment by any member of the University community is a violation of both the law and University policy and will not be tolerated. Both males and females can be victims of sexual harassment, and both males and females can be perpetrators of sexual harassment. Sexual harassment is an issue which may affect any member of the University community and will be dealt with promptly by the University administration. Report it—you have rights! Complaint procedures are designed to ensure protection of the civil rights of all parties.

Where to go for help:
Office of Affirmative Action
403-C Andy Holt Tower
974-2498/974-8667
Personnel Office
102 Alumni Hall - 974-5151
Ombudsperson
346 University Center - 974-4311
Dean of Students
413 Student Services Building
974-3179
The ABA's Section on Individual Rights and Responsibilities is also active in other areas of concern to law students; rights of women, the disadvantaged and minorities, AIDS education and legal services, nuclear arms control, international human rights, environmental and consumer protection, immigration, criminal justice, the death penalty, the First Amendment, privacy and other crucial "people issues" of our time. If these issues are related to any of the reasons WHY YOU CAME TO LAW SCHOOL IN THE FIRST PLACE, then you owe it to yourself to join this section. As a member, you will receive the section's magazine, Human Rights, three times a year, as well as a newsletter containing timely information regarding the section's ongoing work within the ABA.

Steve Thorpe
Assistant Professor and Head of Public Service in the Law Library
Professor Thorpe earned his B.S. in elementary education in 1974 from the University of Wisconsin-Eau Claire; his M.L.S. in 1981 from Florida State University; and his J.D. in 1988 from Walter F. George School of Law, Mercer University, Macon, Georgia. His last position was as a staff attorney for the National Veterans Legal Services Project in Washington, DC. He has also been a reference librarian and judicial clerk. Professor Thorpe enjoys hiking and bicycling and lives in south Knoxville with his wife.

Dawn Bennett
Secretary - Dean's Office
Dawn has been serving as a temporary in Career Services and the Word Processing Center since August, and as of December 3 will be the secretary in the Dean's Office. Dawn is a member of the National Association of Legal Secretaries and completed their legal training course in Houston, Texas, in 1987. In her spare time, she enjoys Hobbes (her crazy cat and travelling companion) and volleyball.
Dawn lives in north Knoxville with her husband, Keith, who is a lighting designer for Holiday on Ice. She says she's especially looking forward to working with the students.
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<th>DATE</th>
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<th>TIME - ROOM</th>
<th>STAFF</th>
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<td>Debtor/Creditor - Lloyd 1:00pm - 117 55</td>
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<td>Criminal Law - Cohen 1:00pm - 118 75</td>
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<td>Criminal Law - Penegar 1:00pm - 117 70</td>
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<td>Gratuitous Transfers - Ansley 8:30am - 118 73</td>
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<td>Commercial Law - Huie 9:00am - 117 69</td>
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<td>Conflict of Laws - Sobieski 8:30am - 104 35</td>
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<td>Land Use - Thompson 8:30am - 117 47</td>
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<td>Labor Law - Hardin 9:00am - 118 67</td>
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<td>Contracts - Wirtz 1:00pm - 117 50</td>
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<td>Con Law II - Phillips 1:00pm - 114 44</td>
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<td>Income Tax II - Jones 1:00pm - 110 7</td>
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<td>Securities Req. - Thomson 9:00am - 118 50</td>
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"Yelling 'there's the police' gets man $200 worth of 'here's the bill'"

by

Maria M. Cornelius, News-Sentinel staff writer

"This has been a remarkable case. I sure have enjoyed it."

Judge Brenda Waggoner

As Maynard stepped from his truck, Stiles arrested him on a public drunkenness charge. Stiles said he had smelled alcohol.

"I did say they looked like the police," Maynard testified. "We just passed words. He (Wilson) asked me if I wanted to get out and I said, 'Yeah. I wasn't going to get caught in a fight sitting down.'

"If I had known they were police, I never would have said anything."