The College of Law will change from the quarter system to the semester system in the summer of 1981. The University of Tennessee College of Law commenced operation in 1930 and has continuously sought to provide high quality legal education in a university community. While the principal objective of the college is to prepare students for the private practice of law, its total mission is more broadly conceived. The college exposes students to the legal issues of our society enabling them to develop analytical skills in respect to decisional law and statutes, the ability to appreciate the interrelationship of law and society, and the ability to use law as an implement of societal control and development. Students are thus equipped to serve their community not only as advocates and counselors, but as policymakers and influential citizens. The coordinated program of the college has three dimensions: teaching and learning, research into and appraisal of our legal systems and institutions, and service to the community. Each plays a significant role in the college as a modern law center.

The teaching and learning element of legal education at the college involves a cooperative classroom interaction between faculty and students in the analytical study of a host of questions and problems found in today's legal profession. These involve decisional law, statutory interpretation, administrative regulation, techniques of trial and appellate advocacy, and the roles and responsibilities of the lawyer in advising and representing clients. While proper consideration is given to the problems of Tennessee law, the course of study is conducted with a view toward providing an awareness and understanding of the regional and national perspective to prepare our students for service in any state. The college is also directly involved in providing service to the community of which it is a part. A major element of public service is centered in the Legal Clinic where students, under the guidance of skilled and experienced licensed practitioners, provide legal services to indigent persons of Knox County. Additionally, through research, consultation, and other services to legal institutions and groups within the state, the college seeks to participate in the development and improvement of the society in which its students may eventually practice law. The Public Law Research and Service Program is an example of this function.

In combination, the direction and objectives of the college lead to the development not of a narrow technician, but of a student of the law with the perspective, breadth, and understanding necessary for the accomplishment of the many tasks assigned by society to the legal profession.

The College of Law Building

Since 1950 the college has occupied a building especially designed for teaching, study, and research in the law. In the spring of 1971 the college occupied the new wing begun in the fall of 1969. The new addition has doubled the available facilities. The library, the classrooms, and the offices are air-conditioned. Adequate classrooms, courtrooms, seminar rooms, a private office for each full-time faculty member, the well-equipped offices of the Legal Clinic, and a spacious, well-lighted Law Library are contained in this modern building. Stack space for more than 200,000 volumes will permit the repository of one of the largest law books collections in the South.

Legal Clinic

The University of Tennessee Legal Clinic was established in 1947. Though the Legal Clinic provides legal assistance to indigent persons, it is designed primarily as a teaching device to correlate theory and practice. It introduces the student under faculty supervision to the law in practice through personal contact with clients and their problems. The Legal Clinic functions as a large law office in which the student gains experience in interviewing clients, writing legal letters, investigating and evaluating facts, preparing memoranda of law, preparing cases for trial or adjustment, and briefing cases. Classroom work supplements the handling of actual cases. The student is thus trained in the technique of law practice and the management of a law office. The ethical responsibilities of lawyers and their function as public servants are stressed. Under present rules of the Tennessee Supreme Court, students, under the direct supervision of the Legal Clinic staff, are certified to practice before all the courts of Tennessee.

The Law Library

The Law Library contains the official state reports of all states, the complete National Reporter system which covers all states and the federal courts, the Annotated Reports, standard sets of miscellaneous reports, the reports of the Canadian cases and of English cases from the yearbooks to date. In addition to these, there are adequate encyclopedias, digests and dictionaries, standard textbooks, law reviews, and current looseleaf services, totaling together more than 100,000 catalogued volumes. The library is under the supervision of a law librarian who is trained in law and library science. Law students also have the use of the collections in the University Main Library, which is located across the street from the Law Library, the Undergraduate Library a few blocks away, and other branch libraries.

Degree of Doctor of Jurisprudence

The degree of Doctor of Jurisprudence will be conferred upon candidates who complete, with the required average, six semesters of resident law study and who have 84 semester hours of credit toward qualifying all required courses. The required average is 2.9 and that average must be maintained on the work of all six semesters and also for the combined work...
J.D. and M.B.A. degrees will be awarded upon completion of the dual degree program. For students admitted to the dual degree program, credit toward graduation from either college may be used on a regular grade basis except as specifically designated. 

Admissions. Applicants for the J.D.-M.B.A. program must meet the admission requirements for both colleges. Students who have been accepted by both colleges may be admitted to the dual degree program at the beginning of any term after completion of the first year of study in both colleges.

Dual J.D.-M.B.A. Degree Program

The College of Business Administration and the College of Law offer a coordinated dual degree program leading to the conferral of both Doctor of Jurisprudence and the Master of Business Administration degrees. A student pursuing the dual program is required to take fewer hours of coursework than would be required if the two degrees were to be earned separately.

Admissions. Applicants for the J.D.-M.B.A. program must meet the admission requirements for both colleges, provided, however, that dual program students must receive approval from both colleges before starting the 28 semester hours required for the J.D. degree and the last 24 hours required for the M.B.A. degree.

Courses. A dual degree candidate must meet the graduation requirements of each college. Dual degree students withdrawing from one college will not be allowed to continue in the dual program.

Satisfactory/No Credit Option

1. Course eligibility

a. Required courses may not be taken on a Satisfactory/No Credit basis except as specifically designated.

2. Satisfactory/No Credit

a. To take courses on a Satisfactory/No Credit basis, students must receive approval from both colleges.

b. Credit will be given for a course taken on a Satisfactory/No Credit basis only in those courses in which the student has earned a B grade or higher and a No Credit for any lower grade. Grades earned in courses of either college may be used on a regular graded basis for any appropriate purpose in the courses offered by the respective college.

c. A student electing Satisfactory/No Credit who makes a 2.0 or above shall receive credit for the course, but the grade shall be recorded as S and will not be included in the computation of the student's grade average or class standing in the college where such grades are so converted.

d. Satisfactory/No Credit courses will not be reflected in the cumulative GPA for law courses and receive an NC for the course and neither this grade nor the hours for the course will be used in computing the grade average or hours credit. A maximum of two courses may be taken on a Satisfactory/No Credit basis.

Maximum Course Load Per Quarter

Students may take no more than a total of two courses for credit and normally no more than one clinical course per quarter. The first year full course load shall be 16 hours per quarter.

Maximum Course Load

1. The College of Law will award credit toward the J.D. and M.B.A. degrees for acceptable performance in a maximum of 8 semester hours of approved courses offered by the College of Law. The student shall receive 2 semester hours of credit for each course successfully completed unless the Law faculty specifically otherwise. Two of the 8 semester hours must be earned in Accounting 510 or a doctoral research accounting course. If College of Law credit is given for such accounting courses, the dual degree student must meet the graduation requirements of the College of Law for Legal Accounting (Law College 510) and (M.B.A. 8785, 8820, 8830, and 8855).

2. The College of Business Administration will award credit toward the M.B.A. degree for acceptable performance in a maximum of 8 semester hours of approved courses offered by the College of Law.

3. Except while completing the first year courses in the College of Law for graduate business courses and in the College of Business Administration for law school courses, grades awarded will be converted to either Satisfactory or No Credit and will not be included in the computation of the student's grade average or class standing in the college where such grades are so converted.

4. The College of Law will award a grade of Satisfactory for a graduate business course in which the student has earned a 2.3 grade or higher and a No Credit for any lower grade.

5. The College of Business Administration will award a grade of Satisfactory for a College of Law course in which the student has earned a 2.3 grade or higher and a No Credit for any lower grade. Grades earned in courses of either college may be used on a regular graded basis for any appropriate purpose in the courses offered by the respective college.

6. The official academic record of the student maintained by the Registrar of the University shall show the actual grade assigned by the instructor without conversion. The student must pass a final written comprehensive examination to receive the M.B.A. degree.

7. The College of Business Administration will award a grade of Satisfactory for a graduate business course in which the student has earned a 2.3 grade or higher and a No Credit for any lower grade. Grades earned in courses of either college may be used on a regular graded basis for any appropriate purpose in the courses offered by the respective college.

Awarding of Grades

1. Grades are on a numerical basis from 0.0 to 4.0. A grade of 0.0 or below is a failure. Grades of 4.0 and above are given only if the student has earned a 2.3 grade or higher and a No Credit for any lower grade. Grades earned in courses of either college may be used on a regular graded basis for any appropriate purpose in the courses offered by the respective college.

2. Courses in the College of Law, students are encouraged to maximize the integrative facets of the joint program by taking courses in both colleges each term.

3. For purposes of Satisfactory/No Credit, courses taken on a Satisfactory/No Credit basis only in those courses in which the student has earned a B grade or higher and a No Credit for any lower grade.

4. Students electing a Satisfactory/No Credit course must receive a minimum of 2.0 in the course.

5. If a student electing Satisfactory/No Credit who makes a 2.0 or above shall receive credit for the course, but the grade shall be recorded as S and will not be included in the computation of the student's grade average.

6. A student electing Satisfactory/No Credit who makes below 2.0 will receive an NC for the course and neither this grade nor the hours for the course will be used in computing the grade average or hours credit. A maximum of two courses may be taken on a Satisfactory/No Credit basis.

Maintenance of a Satisfactory Record

No student will be excluded from the College of Law for academic reasons prior to the completion of three quarters of academic study. A full-time student who fails to achieve an overall average of at least 2.0 upon completion (receipt of a grade) of three quarters of academic study shall be excluded. A student who obtained permission to vary the first-year full course load shall be excluded if such student fails to achieve an overall average of at least 2.0 upon completion (receipt of grade) of all required first-year courses, or upon completion of 40 hours, whichever occurs first.

Policy for Graduate Students

Taking Law Courses

Law courses are not available for graduate credit; however, a graduate student may be allowed to take up to 6 semester hours of law courses and receive credit toward a degree at the College of Law upon approval of the College of Law and the major chairperson. The graduate student must register for the law course during regular registration at the College of Law for graduate credit and requesting an S/N grade only. If a 2.0 or above is obtained in a law course, an S will be recorded on the transcript. If a student earns below a 2.0, an NC will be recorded and the course cannot be used toward meeting degree requirements. Grades for law courses will not be reflected in the cumulative average.

Different rules apply to the student enrolled in the Dual J.D.-M.B.A. Program. Grades must be earned according to the grading system of the respective college, e.g., numerical grades for law courses, letter grades for graduate courses. Refer to page 167 for the grading scale acceptable toward meeting degree requirements. Cumulative GPA for law courses only will be carried until graduation, at which time both the graduate and the law cumulative will be shown on the permanent record.

Admission

Information regarding admission, financial aid, academic policies, extracurricular activities, and student services is available in...
the College of Law Bulletin. Students interested in the college should obtain a copy of the Bulletin from the Admissions Office, The University of Tennessee, College of Law, 1505 West Cumberland Avenue, Knoxville, Tennessee 37916. Completed application should be received before February 1 of the year of expected admission.

Faculty

Professors:


Associate Professors:


Assistant Professors:


Instructors:

M. J. Hooper, J. D. Brooklyn Law School; R. J. Plunkett, J. D. Wayne State.

Instructors in Law and Staff Attorneys in the Legal Clinic


Program of Instruction

The following program is designed to give the student an adequate preparation for the practice of law. From 12 to 15 hours of classroom work a week are required of all full-time students. The required courses will be taken as early as the law curriculum as possible or as scheduled by the law faculty. See statement of course availability at end of this section.

REQUIRED COURSES

8010 Civil Procedure I (3) Introductory course. Bird's eye view of judicial powers and procedures; jurisdiction and venue; assertiveness of applicable law.

8040 Civil Procedure II (3) Pleading, joinder of claims and parties, discovery, trials, verdicts, judgments, and appeals; emphasis on Federal Rules of Civil Procedure.

8020 Contracts I (3) The basic agreement process and legal protections afforded contracts. Problems at and acceptance, interpretation, illegality, and the statutes of limitations.

8030 Contracts II (3) Continuation of study begun in Contracts. Contract modifications, rescission, frustration, third party beneficiaries, assignment, delegation, and discharge.

8040 Criminal Law (3) Course on substantive aspects of criminal law. General principles applicable to punishment of crimes. Substantive defenses to crimes, including insanity, intoxication, mistake, necessity, self-defense, and duress.

8070 Legal Process (2) Introductory course on judicial process. Brief survey of judicial organizational outline, sources of the law, intersystemal and intrasystemal relations, nature and role of the lawyer as advocate. Legislative interpretation.

8110-11 Research and Writing I, II (1,2) This two-semester sequence offering is designed to provide the student with a progressively more sophisticated involvement in legal research and writing. Fundamentals of legal bibliography with an emphasis upon techniques and research skills will be an integral part. Among the other components to be included is the drafting of a law office memorandum and other written materials. The preparation and presentation of an appellate argument (written and oral) will also be expected. Classes will be divided into small sections, with individual criticism given on all written assignments. Lectures on research, writing, and advocacy skills will be included.


8150 Property II (3) Federalwaterways, future interests, concurrent ownership, leases. Real estate contract and deed. Principles of personal property.

8160 Property III (3) The recording system, titles, assurance, easements, nuisance, federal support water rights, zoning, and eminent domain.

8180 Torts I (3) Intended interference with person, property, and economic relations, misappropriation, specific performance, breach of promise.

8200 Torts II (3) Negligence, actions in personam, actions in rem. Legal liability of suppliers and contractors. Misrepresentation, Duplication, Unjustifiable litigation. Privacy, interference with contractual relations.

8300 Constitutional Law I (3) Judicial review, limitations on judicial power, national legislative power, regulation of commerce, profit to law and spend, other sources of national power; state power to regulate and tax; intergovernmental immunities; substantive due process; Congressional enforcement of civil rights.

8500 Legal Profession (2) Role of the lawyer in society and ethical responsibilities involved in that role. Admission to the Bar; the organized practice; solicitation, advertising, unauthorized practice, conflicts of interest, deviation to represent or withdraw as counsel, fiduciary relationship, advocacy and its limitations, fees, and disciplinary proceedings.

8800 Income Tax I (4) What is income; whose income does it come to, who is it income; how is it taxed (capital gains and losses, minimum and maximum tax); deferrals and credits (corporate, estate, and trust).

Additional Required Courses: Perspective Course Requirement. One course among the following is required for graduation: American Legal History; Comparative Law; Criminal Law Theory; International Law; Jurisprudence; Law and Economics; Language and Ethics; Legal Imagination; and Tax Theory.

Writing Requirement: One seminar or upper-level course requiring a substantial legal research paper under faculty supervision is required for graduation. This requirement may also be satisfied by a directed research project approved by the Academic Standards Committee.

NOTE: No single course may be taken to satisfy both the Perspective Course Requirement and the Writing Requirement. Additional required courses may be taken at any time during the second or third year.

ELECTIVE COURSES

8015 Comparative Law (2) A general introduction to the civil law systems of France and Germany, focusing on legal institutions, methodology and aspects of the law of obligations, family, and property.

8030 American Legal History (3) Historical development of the law, legal institutions, legal professions, and legal education from colonial times to the present. Historical relationship of legal system to society.

8050 Criminal Law Theory (3) A study of the theoretical foundations of criminal law, including examination of concepts of justice and morality and pertinent materials in the physical and behavioral sciences.

8910 Administrative Law Seminar (2) Study of current problems in administrative law. May be repeated for credit. Prereq: 8800.

8920 Legal Professional Competence Seminar (2) Exploration of typical situations in which malpractice occurs, the effect of such malpractice, and the role of counsel in the regulatory process and the handling of such malpractice litigation. May be repeated for credit. Prereq: 8800.

8925 Tax Theory (3) A comparative study of tax systems in the world. May be repeated for credit. Prereq: 8800.

8930 Constitutional Law Seminar (2) Study and discussion of current constitutional law problems. May be repeated for credit. Prereq: 8800.

8935 Consumer Protection Seminar (2) Selected problems in consumer law. May be repeated for credit. Prereq: 8800.

8940 Estate Planning Seminar (2) Study of the laws and regulations governing estate planning. Prereq: 8800.


8950 Legal Profession Seminar (2) Study of the legal profession, including the ethical and financial aspects of the profession. May be repeated for credit. Prereq: 8800.

8955 Legal Research Seminar (2) Study of legal research. May be repeated for credit. Prereq: 8800.

8960 Office Practice Seminar (2) Techniques of law office practice. May be repeated for credit. Prereq: 8800.

8965 Professional Ethics Seminar (2) Study of professional ethics in the practice of law. May be repeated for credit. Prereq: 8800.

8970 Legal Practice Seminar (2) Study of the practice of law in the United States. May be repeated for credit. Prereq: 8800.


8980 Labor Relations Law Seminar (2) Study of labor law and collective bargaining. May be repeated for credit. Prereq: 8800.

8985 Environmental Protection Seminar (2) Study of environmental protection. May be repeated for credit. Prereq: 8800.

8990 Legal Problems Seminar (2) Study of legal problems arising under the laws of the United States. May be repeated for credit. Prereq: 8800.

9000 Criminal Law Seminar (2) Study of criminal law. May be repeated for credit. Prereq: 8800.

9010 Economics Development (5) Students develop strategies to promote economic development in an area of the country. Prereq: 8800.


9040 Civil Rights Seminar (2) Study of civil rights. May be repeated for credit. Prereq: 8800.

9050 Civil Procedure Seminar (2) Study of civil procedure. May be repeated for credit. Prereq: 8800.

9060 Torts Seminar (2) Study of tort law. May be repeated for credit. Prereq: 8800.

9070 Income Tax Seminar (2) Study of income taxation. May be repeated for credit. Prereq: 8800.

9080 International Trade Law Seminar (2) Study of international trade law. May be repeated for credit. Prereq: 8800.

9090 Tax Theory Seminar (2) Study of tax theory. May be repeated for credit. Prereq: 8800.

9100 Administrative Law Seminar (2) Study of administrative law. May be repeated for credit. Prereq: 8800.

9110 Information Technology Seminar (2) Study of information technology. May be repeated for credit. Prereq: 8800.

9120 Law and Social Science Seminar (2) Study of the relationship of law and social science. May be repeated for credit. Prereq: 8800.

9130 Legal Problems Seminar (2) Study of legal problems arising under the laws of the United States. May be repeated for credit. Prereq: 8800.

9140 Legal Practice Seminar (2) Study of the practice of law in the United States. May be repeated for credit. Prereq: 8800.

9150 Legal Research Seminar (2) Study of legal research. May be repeated for credit. Prereq: 8800.

9160 Office Practice Seminar (2) Techniques of law office practice. May be repeated for credit. Prereq: 8800.

9170 Professional Ethics Seminar (2) Study of professional ethics in the practice of law. May be repeated for credit. Prereq: 8800.

9180 Legal Problems Seminar (2) Study of legal problems arising under the laws of the United States. May be repeated for credit. Prereq: 8800.

9190 Legal Practice Seminar (2) Study of the practice of law in the United States. May be repeated for credit. Prereq: 8800.

9200 Legal Research Seminar (2) Study of legal research. May be repeated for credit. Prereq: 8800.

9210 Office Practice Seminar (2) Techniques of law office practice. May be repeated for credit. Prereq: 8800.

9220 Professional Ethics Seminar (2) Study of professional ethics in the practice of law. May be repeated for credit. Prereq: 8800.

9230 Legal Problems Seminar (2) Study of legal problems arising under the laws of the United States. May be repeated for credit. Prereq: 8800.

9240 Legal Practice Seminar (2) Study of the practice of law in the United States. May be repeated for credit. Prereq: 8800.

9250 Legal Research Seminar (2) Study of legal research. May be repeated for credit. Prereq: 8800.

9260 Office Practice Seminar (2) Techniques of law office practice. May be repeated for credit. Prereq: 8800.

9270 Professional Ethics Seminar (2) Study of professional ethics in the practice of law. May be repeated for credit. Prereq: 8800.

9280 Legal Problems Seminar (2) Study of legal problems arising under the laws of the United States. May be repeated for credit. Prereq: 8800.

9290 Legal Practice Seminar (2) Study of the practice of law in the United States. May be repeated for credit. Prereq: 8800.

9300 Legal Research Seminar (2) Study of legal research. May be repeated for credit. Prereq: 8800.