Array of Speakers Visits College

In early September, Sixth Circuit Justice of the United States Supreme Court Sandra Day O'Connor was in Lexington to deliver the biennial Judge Mac Swinford lecture, a joint offering of the Kentucky Bar Association and the College of Law. Addressing a capacity crowd in the University's Center for the Arts, Justice O'Connor, in describing the role of prominent Kentuckians on the Supreme Court and in its history, was both instructive and entertaining. The text of her speech will be printed in a future edition of the Kentucky Bench and Bar.

Eleanor Holmes Norton, Professor of Law at the Georgetown University Law Center and former chair of the U.S. Equal Employment Opportunity Commission (1977-1981), was the keynote speaker at the annual conference on Women and the Law October 20. A noted expert on a variety of social and economic issues, she spoke on the 20th anniversary of the passage of the Civil Rights Act and the civil rights movement.

1984 College of Law Fund Sets New Records

Despite the shortened reporting year used in 1984 to reconcile College and University solicitation schedules, the annual fund set new income records. The total amount raised for all causes, $324,169.89, represented an increase of 29% over 1983, which was itself a very good year, owing to the commencement of the Cherry Challenge. The number of donors was down a bit, reflecting no doubt the feverish pace of Cherry solicitations during late 1983 and the host of alumni who responded at that time with, in effect, early 1984 gifts.

Gifts made during this annual fund period for the Cherry professorships are reflected in the Dean's Discretionary Fund. The report of that campaign, which ended in the middle of the 1984 Fund year, was contained in the last issue. Given that this is a comprehensive donor list for 1984 and that the previous report listed both 1983 donors and Cherry donors through July 1, 1984, some donors appear in both reports. The dollar value of their gifts, however, is not added in to both totals: the last report showed separate totals for the 1983 report and the special Cherry campaign and this one simply shows all 1984 gifts. No harm, we thought, in giving individual donors dual mention, so long as we didn't count their gifts twice!

The new giving opportunity initiated in the '84 Fund was the W. L. Matthews, Jr. Memorial, which was established upon his death in September to honor the 1941 graduate and former dean at the request of his classmates. Persons who earmarked gifts for the memorial, which is to be used to create a fourth endowed professorship, are noted in the donor listing with asterisks by their names.

The Mineral Law Center continued to attract significant corporate support, notably from the Ashland Oil Foundation and the Massey Group. It, the currently ongoing 1985 Fund, continues to attract significant corporate support.
Array of Speakers Visits College

Elennor Holmes Norton, Professor of Law, Georgetown University Law Center.

Rights Act of 1964. The conference was sponsored by the UK Women’s Law Caucus and four other women’s organizations; Professor Norton’s presentation was sponsored by the Kentucky Commission on Women.

Louisville heart surgeon Dr. William C. DeVries spoke during Law Week 1985 at the invitation of the Student Bar Association. His topic was informed consent in experimental surgery cases. Dr. DeVries is currently the only physician in America licensed to perform an artificial heart implant.

UK College of Law alumnus Stephen B. Bright ’75 of Atlanta was the other featured Law Week speaker. He is the head of Southern Prisoners’ Defense Committee, an organization which represents indigent defendants in capital cases. A frequent speaker to bar groups on issues relating to capital punishment, Bright has engaged in direct representation of many defendant-appellants. An interesting sidelong revealed during his remarks was that the only other lawyer regularly involved in representing capital defendants in the South (where all of the involuntary executions since 1976 have occurred) is also a UK graduate, Richard Burr ’76.

Professor Tadashi Hanami, former dean of Sophia University Law School in Tokyo, who this year is a Visiting Professor at Harvard Law School, delivered a lecture Tuesday, April 9th on the topic: “A Comparison of Legal Education and Law Practice in Japan and the U.S.” He also met informally with the previous semester’s Comparative Labor Law students.

Law Fund Sets New Records

(Continued from page 1)

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Charles S. Cassis ’63 is owed special thanks for seeing us through the Cherry campaign as Fund chairman. Charles L. Landrum ’42 stepped in to play an important role in organizing his law school contemporaries on behalf of the Matthews Memorial after the Board of Trustees authorized its establishment, and for that he is also due a special commendation.

The Lafferty Society, the College’s most distinguished gift recognition group, continued to grow significantly in 1984, creating an early 1985 membership total in excess of 120. Because a total roster has not been published in two years, your editors felt it was time to recognize the entire group once again, and that list follows. Persons who have become Lafferty Fellows since July 1, 1984 (the date of the last report) are shown in bold type.

To refresh your memory, Lafferty Society membership requires qualifying for University Fellows designation, which involves a gift—-in a lump sum or over 10 years—of $10,000; or a deferred gift of $25,000, with at least one-half of the gift or pledge being designated for the College of Law. Further details are available from Deans Lawson and Stevens.
Computers at the College of Law

Alumni Dollars at Work

by Eugene R. Gaetke
Alumni Professor of Law

During the past decade computers have had a major impact upon the practice of law. Lawyers are becoming increasingly familiar with computer usage for word processing, legal research, file management, business projections, time keeping, billing, and other aspects of practice and office management. In fact, a recent poll by the American Bar Association showed that more than 70 percent of the responding attorneys presently utilized computers in their practice and 50 percent indicate plans to acquire new computer equipment in the near future.

The nation's law schools are devoting more of their attention and resources to computer technology.

Mirroring this trend within the profession, the nation's law schools are devoting more and more of their attention and resources to computer technology as well. Law faculty and administrators, like practicing lawyers, are recognizing the advantages of computer technology in accomplishing the tasks inherent in their job of educating students and producing quality scholarship. At the same time, many within the law teaching profession are recognizing the obligation of a good law school to produce graduates with some experience and facility with computer equipment.

The extent of the commitment to computerization at some law schools has been quite remarkable. At Brigham Young University, for example, the law school purchased 80 personal computers to serve the faculty, staff, and library. The University of Minnesota Law School plans to have more than 70 computers this year, with 50 of those dedicated solely to student use. The law school at Case Western Reserve, hoping to encourage even greater faculty productivity, offers interest-free financing to faculty members wishing to buy home computers identical to those provided at the office.

The growing awareness of the advantages of computer utilization is evident at the University of Kentucky College of Law as well. Two years ago the decision was made to purchase a centralized word processing system with terminals servicing the dean's office, the placement office, the Kentucky Law Journal and the Mineral Law Center. That system has been used heavily for both administrative tasks and faculty manuscript production.

Two other recent developments, however, have led to increased faculty interest in greater utilization of computer technology in the law school. First, a number of faculty members have spent their own money to purchase personal computers for their teaching, research, and service responsibilities. Their experience has shown considerable benefit in productivity and efficiency resulting from their computer usage.

Second, as part of a faculty review of teaching methodology last year, the use of computers for legal instruction was examined. The Center of Computer Assisted Legal Instruction, formed by the University of Minnesota and Harvard Law Schools, provided software containing various exercises for a number of law school courses, such as evidence, professional responsibility, and civil procedure.

These exercises were found quite useful by a number of faculty members. As a result, two IBM personal computers were purchased for the law library primarily for such instructional use. The exercises have been used heavily in evidence and professional responsibility courses during the past two years with promising results. Student evaluations have been quite favorable, and all professors using the exercises have perceived better student understanding of the materials covered and improved performance on examinations. In fact, the potential for the use of computers in legal instruction has become so evident that a number of faculty members have expressed interest in developing their own exercises to supplement those available from the Center.

In response to this growing interest in computers among the College of Law faculty and as part of a university-wide planning process for computer use during the next five years, Dean Lawson recently appointed a faculty-staff committee to consider the future computing needs of the law school. All of the committee members had at least some experience with computers. The committee discussed ways in which computers could assist in the various areas of the school's responsibility - teaching, scholarship, library, administration, and so on.

The committee concluded that the present centralized word processing

(Continued on page 4)
New Scholarships Announced for Law Students

The University Athletics Board, of which the late Professor W. L. Matthews, Jr. was a member, has created a new scholarship for University graduate students in his name. It provides a one-time $10,000 grant to a different recipient each year.

The 1985-86 recipient is David R. Azbill, a London, Kentucky native, who will graduate from UK this spring with a perfect 4.0 average. In addition to many academic and extra curricular activities, he has served for the past four years as manager of the University of Kentucky Men's Basketball Team.

Azbill was named from among six candidates by a special section committee appointed by University President Otis A. Singletary.

The University instituted a new Academic Excellence Scholarship Program this spring, using proceeds from University Bookstore sales. A total of about $800,000 was made available campus-wide, approximately $100,000 of which was allocated to the Medical, Dental and Law Colleges. The application process resulted in 60 continuing and prospective law students being considered, of whom 19 received full tuition scholarships for the 1985-86 year.

Computers at the College of Law

(Continued from page 3)

system is well-suited to the administrative needs of the school. Furthermore, that system can be easily upgraded to accommodate additional administrative demands upon it anticipated during the next five years.

Other computing needs within the school, however, warranted a different emphasis in the committee's plan for future computerization. While word processing is one of the most obvious applications of computer technology to the work of law schools, it is certainly not the only one. Many of the other applications are better and more cheaply served by a number of free-standing personal computers rather than a dedicated, centralized word processing system. For example, the apparent interest in computer assisted legal instruction suggests personal computers needed in addition to word processing system.

the use of personal computers in the library by students as well as the regular availability of personal computers in certain faculty offices for the development of new exercises. Similarly, the advantages to faculty research and writing resulting from regular computerized research and database management are available most readily through the use of personal computers.

The computer committee, therefore, recommended to Dean Lawson that the law school begin a program of phased acquisition of personal computers for faculty and student use. The immediate student need is to provide sufficient equipment to accommodate the demand for use of the instructional exercises. Two more personal computers were recently acquired for the law library to help in this regard. The committee projected that as many as 15 additional machines might have to be purchased during the next five years to accommodate the likely student demand for instructional computer time.

To assist faculty members in their teaching and research efforts, the committee recommended that each faculty secretary be provided with a personal computer and printer for purposes of word processing of faculty members' work. To accommodate more creative use of computers by faculty members, such as electronic legal research and database management, the committee also recommended that Dean Lawson acquire a personal computer for every faculty member who can justify its use. Understandably, this acquisition would have to be done over time as law school funds permit.

A substantial first step, however, has already been made. Dean Lawson recently authorized the purchase of personal computers for the faculty secretaries and eight faculty members. This equipment should arrive before the fall semester and provide some basis for deciding the future emphasis to be placed on such technology.

The future of computerization at the College of Law, of course, is not entirely clear. Several issues will need to be discussed. Currently, for example, students are trained in computer assisted legal research through Lexis and Westlaw. Is it also the responsibility of the law school to train students in the use of word processing packages and other software which they might utilize in the practice of law? Should there be courses offered in the use of computers in the management of law offices? How can computer assisted legal instruction best be utilized to accomplish our teaching objectives? To what extent should the development of computer exercises for instructional purposes be viewed as "traditional" legal research and publication when faculty members are evaluated for promotion and tenure? These issues, and others, will need to be addressed as time goes by and computer technology expands within the law school.

It seems certain that the College of Law can benefit greatly from increased use of computers. There is, of course, a catch. As in most areas of institutional improvement, financing is the key to success. The progress that Dean Lawson has been able to make this year is in large part the result of past alumni generosity, for the funds available to him for such innovations today are generally the result of private giving and not the University budget process. With the continued support of its alumni, the College of Law should be able to attain its goal of applying computer technology to its job of educating law students and expanding the boundaries of legal knowledge.
Short as editor-in-chief of the new Journal, ensuring continuity of editorial policy and direction. A staff of students, under the direction of a faculty-approved board of editors, is working feverishly on the first issue of the Journal, which is due out in the summer. It will deal with legal and policy issues relating to mineral and energy production and will provide a forum for addressing environmental, labor, tax and economic matters. An editorial advisory board composed of twenty-one practitioners, scholars and government officials, all experts in their fields, will referee articles submitted for publication. The Journal will come out twice yearly; subscriptions may be obtained by contacting the Center (606-257-1161).

The Kentucky Mineral Law Manual, of which Suzanne Fong is the general editor, will also render a unique service. Banks Baldwin, the publisher, expects that it will be ready for distribution in late fall, 1985. Designed as a comprehensive handbook for general practitioners, it will contain articles by over 50 authors. These authors were recruited by 11 section editors recognized as leading practitioners in their fields, who were themselves recruited by David C. Short and Rick Thomas, '82. Short and Thomas originated and developed the project and serve as the book's managing editors. Section editors screen the articles for substantive correctness and practical usefulness before sending them on to the Center, where they are edited for readability, style, format, and substantive consistency with the book's purpose. Coverage will include mineral property issues, governmental regulation of the mineral industry, business considerations in mineral extraction, and marketing activities. "We want it to be the kind of book lawyers keep handy. It will help them analyze problems quickly and know where to go next in solving them," Fong said.

The Mineral Law Center regularly sponsors continuing education programs for the practicing bar. Every fall it holds a seminar devoted to contemporary issues in mineral practice and in the spring there is typically a program more general in scope, sponsored in conjunction with the Natural Resource Section of the Kentucky Bar Association.

In addition to doing a more complete job of teaching practicing lawyers about mineral law matters, the College has upgraded its offerings to students. Now a part of the curriculum are courses in Coal Mining Law, the Taxation of Natural Resources, Mineral law, and seminars on Energy and Environmental Problems.
It was the spring of 1961. I got a letter from the University of Kentucky admitting me to the College of Law as a transfer student. At the time, I was enrolled as a first-year student in the Law School at Tulane University in New Orleans. At the bottom of the letter was the signature of W. L. Matthews, Jr., Dean of the College. It was just a name.

Some months later, in late summer, I arrived in Lexington a few days before the start of school. One morning, with little to do, I walked across the campus and wandered into Lafferty Hall. Classes were in recess. Students were missing from the building. It was uncommonly quiet. Inside the front door of Lafferty I spotted a bulletin board on the right wall and headed in that direction.

I must have looked a little lost, maybe a lot. From another part of the foyer I heard a pleasant voice: "May I help you?" After identifying myself I got my first “instruction” in the College of Law: "I'm Mary Dunne, the Dean's secretary. I'm pleased to meet you, and would like to introduce you to Dean Matthews. Will you follow me, please?" To say the least I was a little surprised. A whole year in another institution, not a friendly conversation with a single professor, and here, my first day, a meeting with the Dean. She must be kidding.

I may have been a little hesitant. But Mary Dunne rarely left room for doubt in her instructions. Only the boldest of students ever dared to quibble. And bold I wasn't in 1961. So, when she headed down the corridor of Lafferty away from the entrance, I followed—toe to heel, through her office, and into one occupied by a well-dressed man with a slightly red but very friendly face. Of course, Miss Dunne offered a perfectly proper introduction: "Dean Matthews, it is my pleasure to introduce one of our new students, Mr. Robert Lawson." As she left the room, Dean Matthews looked up, raised slightly out of his chair, and extended his hand across the desk: "Welcome to Kentucky."

"Welcome to Kentucky." I had visited Kentucky often during my early life, and had spent four years of college in the state. I had heard this simple expression hundreds of times. But never had I heard it quite the way it sounded on this day. Never had I heard it voiced with just enough genuine warmth and sincerity to rob it of all of its perfunctory quality. I remember thinking at the time: "My god, the man is speaking literally. He really is glad to have me in Kentucky."

This was my first encounter with W. L. Matthews, Jr., the best friend I ever had, the best anyone ever had.

I am sure that the life of my friend speaks loudly and clearly for itself. I am sure that mere words can add nothing to its essential significance. And so I have chosen in this dedication to share with you some thoughts of Dean Matthews himself which I found in his papers after his death. Better than I could ever do, they reveal some of his personal qualities which ought not to be lost through the passage of time. The ones I have in mind, those which I so strongly admired, were summarized so very well by one of his former students a few days after his death. The essence of his life could hardly be more eloquently described: "I hope in the end people will say about me what they have said about Dean Matthews — that he was a good and decent man, who lived accordingly, who cared, and whose life made a difference."
III.

I am pleased to have been invited to speak to you today by my former student Bob Brewer and to have been introduced by my colleague Burt Ham. Despite their cordial auspices, however, I think both of them should be absolved of any direct responsibility for what I may say on the subject of Law and Order. By common agreement it surely is the most elusive topic one could address himself to just now. As a matter of fact Bob diplomatically disconnected himself with the substance of these remarks by commenting that he would listen to anything I wanted to say provided it didn’t last more than 15 or 20 minutes. Burt was equally adroit in introducing me if you noticed. He said who I am, where I went to school, and the position I hold at the University, but he was properly cautious on the question that surely is uppermost in your minds: Can this fellow say anything that I have not heard or read before on the Law and Order issue?

To be perfectly candid, I doubt that I can.

To be perfectly candid was the only way Dean Matthews knew to be. He was the closest thing to an absolutely honest man I have ever known. He operated totally above-board every day of his life. Hidden agendas, intrigue, and deception were foreign to his way of thinking and acting. He looked for the truth in matters big and small and was never afraid of what he might find. I remember once, at the outset of an important investigation I had been asked to do, commenting to him about how difficult it is at times to deal with the unvarnished truth. He knew I was looking for a reaction: “My advice is fairly simple. Look under every stone. It’s always easier to deal with the unvarnished truth than to worry about what’s left under the untouched stone.”

He was no less honest in his assessment of himself and the institution in which he spent all of his professional life. The professional world he occupied, that of legal education, certainly has a fair share of imposters. Otherwise, why is every other law school in the bottom half of the country the so-called “Harvard of the South?” In all the years I knew him I never once detected in Dean Matthews any urge to apologize for where he had been or what he had done:

I should hope very much that a good history of this law school will be written someday and that all of the alumni would have an interest in reading it. I should hope also that it will be written by an historian entitled to draw serious conclusions, from his perspective and not from mine. I would not be surprised, however, if he should find that the College over many years has been a lively, challenging and constructive insti-

He was completely content with himself and never sensed a need to pretend to be anything other than what he was. Of all the things that could be said about him, the one he would most like to hear would be this: He was not an imposter.

IV.

I often wondered what made him like he was. Was he influenced significantly by the fact that he lived through the two great events of this century? Born in 1918 he came of age during the Great Depression. During this period his father was a partner in and operated the Bowling Green Business University. Only rarely did he reminisce about this part of his life. I remember him talking about experiences he had during the summertime in the 30’s, traveling the dusty backroads of Mississippi, looking for students for his father’s institution, and experiencing firsthand some of the consequences of cultural and economic deprivation. Perhaps it was here, or along some other dusty road, that he came to appreciate the true significance of education and to believe, as he did, that the doors to a better life had to be somehow opened wider for everyone.

By the time World War II arrived he had finished college, completed his legal education, and commenced graduate study at the University of Michigan. As it had done to millions of others, the war interrupted his (Continued on page 8)
life in a big way. In April of 1942 he enlisted in the Air Force as a private, promptly entered officers' candidate school, and in due course earned a second lieutenant's commission. He got assigned to a bomber group in England and served there until the Allied invasion of France in June 1944. A few days after the invasion he moved to the shores of Normandy to engage in combat intelligence operations, traveled across France into Belgium as a part of a support unit for Patton's Third Army, participated in the celebrated Battle of the Bulge, and finally advanced across Germany before war's end. In all he saw 20 months of active service in Europe, won the Bronze Star and six campaign stars, completed his service with the rank of Major, and experienced the lows and highs of that historic period. He lived through the buzz bomb attacks on England and experienced firsthand the liberation of nations of people who had suffered a total loss of their freedom.

Surely his values were shaped by the experiences of these two important periods of his life. Not too long after the end of the war he came to the University. In the years immediately thereafter, he spoke often to civic organizations, professional groups, and students. And in his remarks there surfaced a sense about fundamental values that ultimately became one of his great strengths and attributes:

"You should be optimistic, for you live in a free country where it is possible to say and do what you think best. You are free to love, to work, to produce, to worship, to be somebody."

This unrestricted right to learn, to explore, to investigate, to follow an interesting and provocative idea as far as our minds will take us, is the key to our progress, both scientific and intellectual. We live in a divided and unsettled world during a time when the really great problems are so complex that we can hardly evaluate them, much less do anything about them. I think it helps, nevertheless, to simplify the role we can play by remembering what it is about our existence that we want to preserve at all costs. I would put the freedom of the individual's right to learn very high on the list.

High on his list of things to be preserved at all costs was a considerable group of other basic values — the right to speak out, the right not to speak, the right to be different, the right to conform, the right to shape your own life, the right to pursue your own legitimate interests, the right to be somebody, the right to be nobody, and so on.

About such things as these he was a man of uncommonly strong convictions, never feeling the need to prove his commitment, always secure in knowing he would do whatever was necessary to preserve them. During the last couple of years of his tenure as dean, his commitment to fundamental values was tested almost daily. A new war had arrived on the scene, this one not so popular as the one in which he had served. The campuses of America were afire politically and the law schools of the country came in for a share of the turmoil of the times. As most alumni know, the College of Law then under his direction was no exception.

Seemingly, every unpopular cause to surface in the state of Kentucky gravitated in some form to the College. Certain faculty members in the service of the College showed up as often in the courtroom as they did in the classroom. Neither the organized bar, the political establishment, nor the college's alumni thought well of this development, particularly after the governor of Kentucky and the president of the University found themselves in federal court under cross-examination by members of the law faculty. Disagreement over the propriety and wisdom of such activities developed inside the school. The voices of the alumni and others grew louder and more hostile. As head of the College Dean Matthews was expected by both friend and foe to do something. And he did.

He explained to anyone who would listen that membership on the faculty of a state institution does not deprive an individual of any of his fundamental rights. He appeared before a local grand jury to defend the actions of his most activist professor. This individual, he explained, performed his faculty duties superbly and had every right on his own time to exercise the privileges possessed by a member of the legal profession. He made this defense whenever and wherever necessary, not because he believed in the causes, strategies, or motivations of the activists of this day, for in many instances he did not so believe. He acted out of conviction for fundamental values. The individuals in question had a right to pursue legitimate political
interests and objectives and to exercise the privileges of free men in a free society. To use the words of my friend, he knew "what it is about our existence that we want to preserve at all costs."

V.

When I left practice in Bowling Green and went back to the University to teach in 1947, the first course I taught was Future Interests. In those days our student body was made up almost entirely of World War II veterans, many of whom were contemporaries of mine in age and experience. The first few weeks of this course were heavy going and I did well to stay one case ahead of the class. After about a month I decided it was time to assess the situation so I called in one of the better students and asked him directly: 'How does the class feel about Future Interests?' He closed the door to my office and said, 'We like you. You are patient and enthusiastic.' I puffed up a little, and then he said, 'Besides, we know there are only two or three men in the country who know anything about Future Interest and it's not your fault you aren't one of them.'

It was so very, very easy to enjoy this special man. He had few if any of the imperfections that normally accompany the human condition—no malice in his heart, no arrogance in his character, and not a trace of superiority in his demeanor. He looked for the best in others, understood and tolerated their worst, and liked them for whatever they happened to be. I believe he had the most consistent disposition I have ever seen in a person. He had a marvelous sense of humor, found it easiest of all to laugh at himself, and could make anyone feel at ease in the most stressful of circumstances. He was absolutely delightful company.

If ever there was a person capable of finding a silver lining in every dark cloud, it was Dean Matthews. He lived in a permanent state of optimism. And instead of a world full of fear, he saw a world full of hope:

The brave new world we hear so much about these days isn't a negative place but a positive one. It isn't a world to be destroyed by the atomic bomb, but one in which all of us can profit by what science can give us. It isn't a world in which there is not a place for the individual and his enterprise, but instead one where all the people can increase their economic benefits. It isn't a world without classical music and art but rather one to which the modern music has been added. It isn't a place of limited existence but rather one where ability, intelligence and efficiency pay off as they always have. It isn't inhabited by strange people either, but by us.

We will never solve the problems of this new world by gazing out and calling what we see a wasteland. We must see the future for what it is—an opportunity to produce, to learn, to do things, to be somebody, to live—all of us—together!

I remember my last encounter with Dean Matthews, just as vividly as I remember the first. Almost twenty-five years had passed. This time he was waging the toughest battle of his life, against overwhelming odds. Victory was not in the cards. His wife Carol—strong, faithful, loving—had been at his side all the way. I had seen him often during this illness. On this occasion Carol was sitting by his bed when I arrived. She whispered to tell him I had come.

As he had done so long ago in Lafferty Hall, he looked up, smiled through a lot of pain, and greeted me by name. Time was really running short by now. And though he knew the end was near, the warmth and sincerity I had seen twenty-five years earlier was still there, shining as bright as ever. In his eyes there was no fear of what was yet to come, and on his face there was no regret for what had passed. That's the way it is, I'm sure, at the end of a life lived to the fullest by a good man. That's what he did. That's what he was. Indeed he was a good man.
College of Law Graduate Elected to U.S. Senate

A. Mitchell McConnell, Jr. '66, former Jefferson County Chief Judge Executive, defeated incumbent Walter D. Huddleston in the November, 1984 election to become only the second graduate of the College of Law to serve in the U.S. Senate.

McConnell is a former student body president at the University of Louisville and the Student Bar Association president at UK. Following his law school graduation, he served as chief legislative assistant to former U.S. Senator Marlow Cook. He was later appointed deputy assistant U.S. Attorney General, in which capacity he developed legislative positions for the U.S. Department of Justice and directed its legislative staff.

McConnell was named the Outstanding Young Man of the Year in Jefferson County in 1974 and throughout Kentucky in 1977. He has been a pioneer in national and statewide efforts to address the needs of local government and communities.

McConnell's victory was by a 5,100 vote margin statewide. He was the only Republican challenger in the nation to defeat a Democratic incumbent.

Senator McConnell was sworn into office January 3, 1985. That same week he was selected as the only freshman member to serve on the Senate Intelligence Committee. He has also been appointed to the Judiciary and Agriculture Committees.

In recognition of his accomplishment, the Law Alumni Association Board of Directors approved a resolution naming him a Distinguished Member of the College of Law Alumni Association.
ing member of the Trial Lawyers for Public Justice, a national public-interest law firm in Washington. He is a past president of the Kentucky Academy of Trial Lawyers. He is a frequent speaker at continuing education programs, and his articles are published in a host of trial journals.

**George E. Stigger, III '63** is vice president and general counsel of the Perma Mining Corporation in Colorado Springs, Colorado.

**Philip Taliaferro '63** has been reappointed by Governor Martha Layne Collins to the Kentucky Personnel Board. She is the fourth consecutive governor to appoint him to the board, which he has chaired since 1973. Taliaferro is a senior partner in Taliaferro, Smith, Mann, Wolnitzek & Schachter in Covington.

**Joe C. Savage '64**, **William R. Garmer '75** and **Robert L. Elliott '74** have announced the formation of the law firm of Savage, Garmer and Elliott, P.S.C. Their offices are at 300 West Short Street, Lexington, Kentucky 40507.

**Harry M. Snyder '66**, executive director of the Kentucky Council of Higher Education, received a Distinguished Service Award from the Education Commission of the States (ECS) at the Commission's 1984 annual meeting held in St. Paul, Minnesota.

The award is given to persons who have made significant contribution to the Commission. Other recipients include Congressman William Ford of Michigan, Frank Cary, IBM Corporation, Arizona Senator Anne Lindeman and Georgia Superintendent of Schools Charles McDaniel.

Snyder received the award from Delaware Governor Peter S. duPont IV.

**Sidney B. Douglass '68**, former judge of the Harlan Circuit Court, has opened an office for the general practice of law at 101 Central Street, Harlan, Kentucky 40831.

**Larry S. Roberts '69** has joined the law firm of Fowler, Measle and Bell, Lexington. He is formerly the Commonwealth Attorney of Fayette County.

**E. Andre Busald '71** was recently elected president of the Kentucky Academy of Trial Attorneys. He is also presently serving as president-elect of the newly formed Northern Kentucky Bar Association, which he will head in 1986.

**Fred E. (Bo) Fugazzi, Jr. '72** has joined the Lexington office of McBrayer, McGinnis, Leslie & Kirkland as a partner.

**Andrew T. Coiner '83** and **Jo Ann Alexander '84** are also associated with the firm.

**Thomas L. Osborne '72** and his father, former Chief Justice of the Kentucky Court of Appeals and Circuit Judge for the 42nd Judicial District Earl T. Osborne '50 have co-authored a popular practice aid entitled *Trial Handbook for Kentucky Lawyers*. It is published in the Kentucky Practice Library and will be updated by annual pocket-part supplements.

**Reuben G. Walker, Jr. '73** and **Alison Lobb Milby '76** practice in Richmond as members of the firm of Walker, Milby & Baird, P.S.C.

**Stephen D. Milner '74** has become associated with the Lexington firm of Landrum, Shouse & Patterson. He is a former assistant Fayette County attorney.

**Steven Earl Anderson '75** has announced the opening of a new law firm by the name of Steven Earl Anderson & Associates, P.C. Its offices are located at 36 West 44th Street, Suite 500, New York. (Continued on page 12)
George L. Seay, Jr. '75 and Joseph J. Zaluski '75 have become members of the firm of Wyatt, Tarrant & Combs, and are resident in the firm's Frankfort office. The firm recently announced the election of Kevin J. Hable '78, Janet G. Marcum '78 and Joseph H. Terry '71 to partnership. Barbara A. Foster '78, M. Holliday Hopkins '84, George J. Miller '84, Richard V. Murphy '76 and Jeffrey N. Quinn '84 are newly associated with the firm, in its Lexington office.

Walter W. May '76 has established an office for the general practice of law at Suite 210, First National Building, Lexington, Kentucky 40507.

William J. Gallion '76, Pamela W. Bray '76, Ramond M. Edelman '77 and Michael H. Baker '77 have formed a partnership for the general practice of law to be known as Gallion, Edelman, Baker & Bray. They have offices in Lexington, in the First National Building and on Main Street in Lawrenceburg.

Larry F. Sword '76 has relocated his practice to 201 American Federal Building, Somerset, Kentucky 42501.

Susan Wanat '76 is supervising attorney for the Mid-American Legal Foundation in Chicago. The Foundation is dedicated to support of the American free enterprise system.

Kathleen E. Voelker '77 is Deputy Chief of the Felony Trial Division of the U.S. Attorney's Office in Washington, DC. She is responsible for the training and supervising of lawyers assigned to that office.

Edward J. Buechel '77 has been elected to the partnership of Dinsmore & Shohl, a Cincinnati law firm. Buechel's practice is in the tax area.

Steve Miller '78, an attorney in Owenton, recently took office as president of the Kentucky Jaycees.

John S. Sawyer '78 has become a partner in the Lexington office of Greenebaum Doll & McDonald.

Jack F. Robinson '79, a Franciscan Friar, proposed his solemn vows December 3 at St. Francis Seraph Church in Cincinnati, provincial headquarters for over 300 Franciscans of the Order of Friars Minor, St. John the Baptist Province.

Friar Robinson's ministry has led him to Sacred Heart Parish, Farmington, N.M., St. Catherine Indian School, Santa Fe, N.M., and he is currently a candidate for the Master's of Divinity Degree at Catholic Theological Union, Chicago, Illinois. He will be ordained to the priesthood next year.

Darlene Y. Ross '79 has become a partner of the firm of Brannen, Wessels & Searcy in Savannah, Georgia.

Roy Fugitt '80 has announced the opening of an office for the general practice of law at 50½ South Main Street, Winchester, Kentucky 40391.

Julie Muth Goodman '80 has become associated with the Lexington firm of Miller, Griffin & Marks, P.S.C. She was formerly with the special prosecution division of the Kentucky Attorney General's Office.

John E. Hinkel, Jr. '80 has become a partner of the firm Fowler, Measle & Bell. Judge B. Wilson II '81, T. Bruce Bell '83 and Roger R. Cowden '82 have become associated with the firm.

William F. Rigby '80 has become a partner of the firm of Bulleit, Kinkade, Irvin & Reinhardt, Lexington. Gina A. West '77 has become an associate of the firm.

William Lewis Collins '81 has become a foreign service officer with the U.S. Department of State. He is currently stationed in Bombay, India.

Leon Shadowen '81, who recently received an L.L.M. in Taxation from New York University School of Law, is now clerking for the United States Tax Court in Washington. The judge for whom he works is the Honorable Edmond G. Parker.

David A. Warmbold '81 is a patent attorney for the Joy Manufacturing Company in Pittsburgh, Pennsylvania.

Theodore J. Berge '82 has joined the staff of Arthur B. Hancock III's Stone Farm, Paris as business manager and general counsel.
Alumni Respond to Self-Study Inquiries

Over 1,100 alumni completed the questionnaire sent to law school graduates last October in connection with the seven-year inspection of the American Bar Association and the Association of American Law Schools. The faculty self-study committee conducting the survey was overwhelmed by the alumni response, which evidenced a widespread concern about the future of the school. The data supplied was relied on extensively in drafting the self-study report to the inspection team, and will be invaluable in making program and curricular decisions in the future. A brief summary of the results follows.

Importance of courses
The questionnaire asked respondents to rate courses two ways — importance to the respondent in his or her professional development and importance to a student now entering law school. As the chart indicates, the leaders in both categories are civil procedure, evidence, and contracts (scale of 1-3).

<table>
<thead>
<tr>
<th>Activity</th>
<th>No. of respondents participating</th>
<th>Importance to respondent</th>
<th>Importance to student</th>
</tr>
</thead>
<tbody>
<tr>
<td>Clerking for Law Firm</td>
<td>596</td>
<td>2.65</td>
<td>2.51</td>
</tr>
<tr>
<td>Clinical Experience</td>
<td>464</td>
<td>2.43</td>
<td>2.22</td>
</tr>
<tr>
<td>Kentucky Law Journal</td>
<td>395</td>
<td>2.37</td>
<td>2.02</td>
</tr>
<tr>
<td>Moot Court</td>
<td>805</td>
<td>2.28</td>
<td>2.33</td>
</tr>
<tr>
<td>Judicial Clerking</td>
<td>191</td>
<td>2.28</td>
<td>2.05</td>
</tr>
<tr>
<td>Client Counseling</td>
<td>105</td>
<td>1.83</td>
<td>1.70</td>
</tr>
</tbody>
</table>

The responses reflect a consensus that the law school should offer more skills training. On a scale of 1 (shouldn't teach), 2 (should offer some training) and 3 (should offer extensive training) the results are:
- Legal analysis: 2.74
- Legal writing: 2.73
- Reading legal materials: 2.68
- Trial skills: 2.63
- Negotiation: 2.17
- Interviewing: 2.05
- Counseling: 2.04

New courses and programs
Respondents were asked for their opinions about a number of course and program proposals. The only proposal drawing a majority of positive responses is "an experiential education program in which 3rd year students intern for credit and pay in law offices." 517 persons responded favorably to this proposal, 269 were neutral, and 180 were opposed. While the law school is definitely interested in such a program, current ABA guidelines forbid programs in which both pay and credit is received.

Importance of extra-curricular experiences
Alumni were asked to rate extra-curricular experiences both by importance to the respondent and importance to today's law student. As the chart indicates alumni view clerking for a law firm to be the most valuable extra-curricular experience.

<table>
<thead>
<tr>
<th>Important to You</th>
<th>Important to Law Student</th>
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</thead>
<tbody>
<tr>
<td>Civil Procedure</td>
<td>2.76</td>
</tr>
<tr>
<td>Evidence</td>
<td>2.69</td>
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<tr>
<td>Contracts</td>
<td>2.67</td>
</tr>
<tr>
<td>Torts</td>
<td>2.52</td>
</tr>
<tr>
<td>Litigation Skills</td>
<td>2.51</td>
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<tr>
<td>Legal Bib.</td>
<td>2.42</td>
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<tr>
<td>Corporations</td>
<td>2.40</td>
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<tr>
<td>Property</td>
<td>2.38</td>
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<tr>
<td>Commercial Law</td>
<td>2.35</td>
</tr>
<tr>
<td>Remedies</td>
<td>2.31</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Important To Law Student</th>
<th>Important to You</th>
</tr>
</thead>
<tbody>
<tr>
<td>Civil Procedure</td>
<td>2.85</td>
</tr>
<tr>
<td>Evidence</td>
<td>2.76</td>
</tr>
<tr>
<td>Contracts</td>
<td>2.73</td>
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<tr>
<td>Litigation Skills</td>
<td>2.65</td>
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<tr>
<td>Torts</td>
<td>2.63</td>
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<tr>
<td>Legal Bib.</td>
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<tr>
<td>Commercial Law</td>
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<td>Corporations</td>
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<tr>
<td>Professional Resp.</td>
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<tr>
<td>Property</td>
<td>2.40</td>
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</tbody>
</table>

In Memoriam
George T. Ross '21, chairman of the Board of Directors of State Bank and Trust Company, Richmond. He was Madison County Attorney from 1926-29 and president of the Kentucky Bar Association 1961-62. For a number of years, Ross had served as legal counsel to the Eastern Kentucky University Board of Regents. The law library on that campus is named in his honor.

A Fellow of the American College of Trial Lawyers, Ross was an Army veteran of World War I. During World War II he served in the Judge Advocate General's Office in the Pentagon and the Pacific Theatre. He had by the time of his discharge attained the rank of major.

(Continued on page 14)
Julia Morris '82 is now living in Nashville. She is with the Office of General Counsel of Vanderbilt University.

John A. Weninger '82 has opened an office for the general practice of law at 5929A Fredrick Square, Dallas, Texas 75225.

Carolyn B. Wetterer '82 and Michael V. Brodarick '82 have become associated with the Louisville law firm of Morgan Pottinger.

Linda Ronan Brown '83 practices with the Fishman Group in Bloomfield, Hills, Michigan. She represents management in labor law, employment discrimination and employee relations matters.

Bernard F. Lovely '83 has become associated with the Lexington law firm of Vimont & Wills.

Tim Crawford '84, a staff attorney with the U.S. Department of Interior, Office of Field Solicitor in Knoxville, Tennessee, has an article appearing in the recent issue of the Natural Resources Journal, published by the ABA. It is entitled "The Problems of Causation in Private Legal Remedies for Damage from Acid Rain".

Eleanor H. Leonard '84 has opened a law office in Lexington. She is in Suite 600 of the Security Trust Building.

In Memoriam

Granvil W. Smith '21, San Antonio, Texas.

Oliver Walter Cain '24, former Paintsville city attorney and Johnson County school superintendent. He was a former staff attorney for the U.S. Civil Service Commission and a veteran of World War I.

William B. Gess '30, a founder of the Lexington law firm of Gess, Mattingly, Saunier & Atchison, a member of the bar for more than 50 years.

A Fayette County native, Gess was president of the Kentucky Bar Association in 1944 and was the director emeritus of Second National Bank and Trust Company. He had been semi-retired since 1983.

M. J. See '34, Louisa. See was a former attorney general of the trust territories of the Pacific Islands in the 1950s and early 1960s. He was a past Lawrence County attorney.

Harold Kelly Clore '41, a district judge in Bell County, and the former attorney for the Kentucky Unemployment Compensation Commission and the U.S. Veterans Administration. He served 26 years as a U.S. magistrate.

John R. Gillespie '49, a Fellow in the College of Law Lafferty Society and a partner in the Ft. Lauderdale, Florida law firm of English, McCaughan and O'Bryan.

Denver Adams '50, Hyden. A senior partner in Adams and Brashear law firm, he served as Leslie County attorney 1954-1958 and was a former chairman of the Republican Party in that county. He was regarded as a leading expert in federal black-lung claims and at the time of his death was a director of the Hyden Citizens Bank.

Scott Collins '59, Prestonsburg.

O. L. Mielke '67, Houston, Texas.

Carolyn S. Bratt, Professor of Law. HONORS: Selected as one of five UK faculty members to receive the University of Kentucky Alumni Association’s 1985 Great Teacher awards. Her nomination was made by students in the College of Law. ACTIVITIES: Chair, Kentucky Commission on Women’s Legislative Task Force. Member, Board of Directors and Secretary-Treasurer, Kentucky Research and Education Institute for Women.


Eugene R. Gaetke, Alumni Professor of Law. PUBLICATIONS: Refuting the ‘Classic’ Property Clause Theory, 63 N.C.L.R. 4 (1985); Separation of Powers, Legislative Vetoes and the Public Lands, 56 U.C.L.R. 3 (a natural resources symposium issue).

John H. Garvey, Alumni Professor of Law. PRESENTATION: Recent and Future Developments Under the Religion Clauses, 1985 Annual Meeting, Association of American Law Schools, Washington, D.C.


Can you name these esteemed members of the College of Law faculty whose profiles graced the posters announcing the 1985 Libel Show? They are, left to right: Ken Germain, John Garvey, John Batt, Paul Van Booven, Williburt Ham and Robert G. Lawson.

Drawing by Tom Stipanowich
Prison Internship Program Upgraded

Following a period of several years’ operation as a clerk-for-pay program, the internship positions at the Federal Correctional Institute-Lexington have been reorganized under faculty supervision and assigned three hours’ academic credit.

The program is designed to provide basic legal service in non-fee generating civil matters to inmates at the minimum security facility. Legal problems with special instructional value are selected for special attention by students, who participate in the program as a skills-building exercise. A maximum of five students are enrolled each semester under the tutelage of Adjunct Professor of Law G. Edward Henry II. Henry, an experience practitioner in the area of prison law as a result of past work for the Kentucky Department of Corrections, inaugurated the program in January, 1985.

The internship program is undertaken by a grant from the U.S. Department of Justice Bureau of Prisons. E.M.L.F.’s teaching committee for 1984-85 and will serve as chairman of that same committee for the 1985-86 term. In addition, he has served as a trustee-at-large of the Eastern Mineral Law Foundation since 1982.

Professor Short serves as vice chairman of the American Bar Association Natural Resources Section Coal Committee. He also organized and served as first chairman of the Kentucky Bar Association Natural Resources Section during 1983-84 and currently serves as a member of the Executive Committee.

He organized and presented the 9th Annual Mineral Law Seminar with more than 200 attendees in October, 1984, the Current Environmental and Natural Resources Issues in Kentucky Seminar in April and the 10th Annual Mineral Law Seminar for November 1-2, 1985.

Professor Short currently serves as Editor-in-Chief for the Journal of Mineral Law and Policy, the first issue of which is scheduled to go to the printer in June, 1985. He is also Managing Editor of the Kentucky Mineral Law Manual, which will be published in September, 1985 by Banks Baldwin Publishing Company. The manual is a comprehensive work targeted for the general practitioner. A prodigious effort, with 49 authors and 10 editors, it will be the first Kentucky practitioner’s manual on Mineral Law.

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Frederick W. Whiteside, Professor Emeritus of Law. ACTIVITIES: Member, Governor’s Task Force for Older Kentuckians, 1985.

The MINERAL LAW CENTER at the University of Kentucky College of Law announces publication of the JOURNAL OF MINERAL LAW & POLICY

Published bi-annually, the JOURNAL will provide a forum for addressing legal and policy issues important to coal, oil, gas, oil shale and other energy-related mineral industries.

Future articles will discuss issues such as occupation health and safety, generation of sound tax, labor and economic policies and protection of the environment.

The JOURNAL encourages interested persons to submit manuscripts for consideration. Subscription requests and inquiries should be directed to:

The JOURNAL OF MINERAL LAW & POLICY
University of Kentucky College of Law
21 Law Building
Lexington, Kentucky 40506-0048
(606) 257-1293

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1984 College of Law Fund

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• Becker, James G., '56
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• Brooks, Robert M., '81
• Brown, Carolyn M., '82
• Browning, Mark W., '84
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• Gaines, Paul C., III, '73
• Germain, Kenneth
• Gillon, John W., Jr., '25
• Givhan, Thomas B., '51
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• Graham, Jane E., '76
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• Grimley, Susan, '74
• Gwin, Mr. '81, & Mrs. Robert
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• Ham, Willbur D.
• Hancock, James P., '79
• Harvey, Kerry B., '82
• Heaton, Richard, '76
• Herrington, Alex P., '78
• Herrington, Paul Lewis M.
• Hillemeyer, Robert B.
• Hinkel, John E., '60
• Hobbs & Hobbs, P.S.C.
• Holcomb, Paul E., '68
• Holmberg, Sallie M.
• Holmes, Stephen S., '82

• Hopkins, John, II, '48
• Hopkins, Mary H., '84
• Howard, John Woodford, II, '84
• Howerton, Judge J. William, '61
• Irwin, Mr. '78, & Mrs. John C.
• James, William
• Jones, John P., II, '80
• Judi, Lanny, '88
• Kamens, Martin B., '69
• Kennedy, Prof. John E.
• Kentucky Law Journal Staff
• Kiel, Mr. '67, & Mrs. Paul N.
• Krawitz, Michael, '69
• Lamb and Lamb
• Lee, Stephen B., '82
• Lee, Thomas L., '72
• Lovell, James M., '75
• Lunn, Gregory J., '78
• Lyle, Titus G., '65
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Marye, David A., '77
McCollom, Mr. '79. & Mrs. Charles R.
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*Mellem, H. O.
*KieE, C. Randall, '80
Miller, Mr. '69, & Mrs. Joseph H.
*Miller and Miller
*Milliken and Milliken
Moberly, Kirk B. Jr., '71
Monhollon, Leland, '52
Morford, Col. Bruce, '34
Morris, Julia Caldwell, '82
Morris, Sidney M., '70
Mumaw, Robert N., '71
*Nalley, C. June, '79
*Napier, Calloway W., Jr., '35

(Continued on next page)
### Gift Designation Summary

**1984 College of Law Fund**

(Gifts made to the College during the period March 1, 1984-December 31, 1984)

<table>
<thead>
<tr>
<th>Designation Summary</th>
<th>Amount</th>
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<tr>
<td>Dean’s Discretionary Fund (includes all Cherry Challenge gifts made during the period)</td>
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<tr>
<td>Amos H. Eben Faculty Development Fund</td>
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<td>Evans Law Library</td>
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<td>Kentucky Law Journal Support</td>
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<tr>
<td>Nancy M. Lewis Memorial Prize</td>
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<td>W. L. Matthews, Jr. Memorial</td>
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<tr>
<td>Mineral Law Center Support</td>
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<td>Scholarships</td>
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<td>Ashland Oil Foundation</td>
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<td>Arnold &amp; Porter</td>
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<td>College of Law General</td>
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<td>Mary Dunne Memorial</td>
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<td>Peter D. Giacchini</td>
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<td>Historically Disadvantaged</td>
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<td>J. Woodford and Florence</td>
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<td>W. L. Matthews, Jr.</td>
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<td>William Edward Mills Memorial</td>
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<td>Frank Murray Memorial</td>
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<td>Lawrence and Catherine Saffer</td>
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<td>Dorothy Salmon</td>
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<td>Student Services</td>
<td>1,235.00</td>
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<tr>
<td>Total Recepts, 1984 College of Law Fund</td>
<td>324,169.89</td>
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(Continued from page 18)

<table>
<thead>
<tr>
<th>Name</th>
<th>Designation</th>
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<tbody>
<tr>
<td>Neuman, Mr. ’61 &amp; Mrs. K. S.</td>
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<tr>
<td>Newman, Jane Allen</td>
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<td>*Niland, Mr. &amp; Mrs. Thomas J., Jr.</td>
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<td>*O’Brien, John P., ’80</td>
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<td>*O’Cormor, E. Foster, Jr., ’71</td>
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<td>Oliver, C. Lynn, ’83</td>
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<td>*Owens, Danny L., ’74</td>
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<td>*Pastryk, Mr. &amp; Mrs. R. G.</td>
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<td>*Patterson, Leslie P., ’78</td>
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<td>*Pfeiffer, Robert M.</td>
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<td>*Phillips, John W., ’81 &amp; Susan D., ’81</td>
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<td>Popp, Margaret A., ’76</td>
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<td>Quinn, H. B., ’76</td>
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<td>Rhoads, Philip S., ’80</td>
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<td>*Rosenbaum, C. Elwood, ’38</td>
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<td>Rosengren, John M. and Jean V. Ross, Kathy P., ’83</td>
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<td>*Rouse, Elizabeth K., ’84</td>
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<td>Sartin, Basil D., ’14</td>
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(Continued on page 20)

### Gift Income Summary 1984

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<th>Source</th>
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<td>Alumni</td>
<td>$239,685.98</td>
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<tr>
<td>Friends</td>
<td>7,992.48</td>
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<tr>
<td>Corporations, Foundations and Law Firms</td>
<td>76,492.43</td>
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</table>

Total: $324,169.89

The Hundred Club

(Gifts of between $100-$249)

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- *Barrickman, W. Bruce, ’79
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- *Brown, W. Lewis, ’73
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- *Burch, Edward J., ’77
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- *Chiappori, Armand, ’35
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- *Davis, Thomas W., ’75
- *Davis, William E., ’73
- *Dees, Harry P., ’35

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