

Georgia Law Enrolls a Talented First-Year Class

This past August, Georgia Law enrolled another remarkably talented group of students. The Class of 2006 has a median grade point average of 3.60 and a median Law School Admissions Test score of 162. In addition, the top quarter of the entering class scored a 164 or higher on the LSAT and achieved a 3.82 or better undergraduate GPA.

Out of an entering class of 257 students, 128 (49.8%) are women and 62 (24.1%) are minorities, including 38 African Americans.

Moreover, keeping with the law school's commitment to provide the finest legal education to state residents, 77 percent of the students are from Georgia.

Interim Dean Rebecca H. White reported this was the largest applicant pool in the law school's history, with 2,701 applicants seeking admission to Georgia Law. This 16 percent increase in the size of the applicant pool is "a testament to the law school's excellent reputation and to the high quality legal education the school provides its students."

Georgia Law is currently ranked as one of the top four public law schools in the Southeast and one of the top 11 public law schools in the nation by *U.S. News & World Report*.



ENTERING CLASS OF 2003 AT A GLANCE (Graduating Class of 2006)

Class Size 257

Gender
 Male 50.2%
 Female 49.8%

Ethnicity
 African American 15%
 Other Minority 9%
 Non-Minority 76%

Residency
 Georgia Resident 77%
 Non-Resident 23%

Average Age 24

States Represented 26

Institutions Represented 96

Most Common Undergraduate Institutions

(number of students)

University of Georgia (76), Georgia Institute of Technology (13), Emory University (8), Spelman College (6), Agnes Scott College (5), University of Florida (5) and University of North Carolina at Chapel Hill (5).

LSAT/GPA Profile

	75th Percentile	Median	25th Percentile
LSAT	164	162	158
GPA	3.82	3.60	3.23

Number of Applicants

Georgia Residents	1,182
Non-Residents	1,519

High-profile Professors to Supplement Faculty in Spring

Georgia Law's corps of talented and dedicated scholars will be enhanced this spring semester by several high-profile visiting and adjunct professors. Among them will be a former U.S. deputy attorney general, a Georgia governor, a Georgia Supreme Court justice and experts in the areas of employment law.

Former U.S. Deputy Attorney General Larry D. Thompson created headlines this past fall when he announced he was stepping down from his leadership position in the Department of Justice to work at the Brookings Institution prior to arriving at the University of Georgia to teach classes. Thompson will teach two courses during the spring session – Corporate Criminal Investigation and Anti-Terrorism and Criminal Law Enforcement. Thompson previously taught at the law school in the spring of 2001 when he received his appointment to the Justice Department.

The inaugural Carl E. Sanders Political Leadership Scholar will be former Georgia Supreme Court Justice George T. Smith (LL.B.'48). A long-time public servant, Smith is the only Georgian to have won contested elections in all three branches of state government. He will lead a course focusing on law and politics. Former Governor Roy E. Barnes (J.D.'72) will lend his expertise to this class as a guest lecturer.

Another distinguished attorney and Georgia Law alumnus, Weyman T. Johnson (J.D.'79) will offer a course in employment law. He currently practices with the law firm Paul Hastings in Atlanta.

Dean Emeritus J. Ralph Beaird, who has taught at least one course every year since his "retirement" from Georgia Law in January 1989, will also teach a course in labor law. In addition, Beaird practices with the Athens law firm of Blasingame, Burch, Garrard, Bryant & Ashley.



In May 2003, the Land Use Clinic was awarded a proclamation for developing Georgia's first transferable development rights ordinance. This ordinance was part of a master plan that went on to receive the 2003 Georgia Planning Association Award for Outstanding Plan Implementation. The clinic's Managing Attorney Jamie Baker Roskie (J.D.'01) (center) holds the proclamation.

Land Use Clinic Wastes No Time in Making Impact

Georgia Law's newest clinical learning opportunity for students, the Land Use Clinic, is making its presence known throughout the state. Since its start in August 2002, the clinic has helped local governments and nonprofit organizations negotiate the difficult path of creating development that is responsive to human and environmental needs.

One of the clinic's first projects was to develop Georgia's first transferable development rights ordinance for the Chattahoochee Hill Country in South Fulton County. The ordinance was part of a master plan to preserve 40,000 acres of natural, historic and scenic resources while accommodating growth and ensuring landowners receive value in exchange for protecting their land.

Late last year, the Georgia Planning Association presented the Fulton County Department of Environment and Community Development with the 2003 Georgia Planning Association Award for Outstanding Plan Implementation for the Chattahoochee Hill Country project. The county's DECD Director Steve Cover passed on his thanks to the Land Use Clinic for its role in the creation of the award-winning master plan. He said, "I can't thank you enough for all of your support. This was a true team effort!"

Kurtz Appointed to Council Charged with Reworking the State's Indigent Defense System

Associate Dean Paul M. Kurtz has been appointed to the new Georgia Public Defender Standards Council. He was chosen by Chief Judge J.D. Smith (J.D.'71) of the Georgia Court of Appeals to represent the 10th Judicial District of Georgia. He will serve a four-year term on the council, which will be responsible for creating a new statewide public defender framework by 2005 to relieve the current indigent defense system that was deemed incapable of protecting the rights of the poor.

The new system, created by the Georgia Indigent Defense Act of 2003, will require the state to provide adequate legal representation for criminal defendants who cannot afford their own lawyers. It will replace overwhelmed and under-funded county-operated programs that often result in the unfair treatment of indigent defendants with a single state-funded system of public defenders. The Georgia Public Defender Standards Council, composed of a representative from each of the state's 10 judicial districts along with one of the state's public defenders, will have the responsibility of creating statewide standards for indigent defense programs and public defenders.

Kurtz said, "While appropriate funding is yet to be arranged, the bill enacted by the General Assembly creates a structure that promises accountability and competency in the representation of those who lack resources to defend themselves when their liberty is at stake. I am proud to have been part of the effort that produced this new law and to play a role on the standards council." For over two years, Kurtz served as reporter of the Supreme Court of Georgia Commission on Indigent Defense, whose report and recommendations provided the foundation for the new law.

Specializing in criminal, family and constitutional law, Kurtz has been a member of Georgia Law's faculty since 1975.

A Night to Celebrate for the Law Library

To celebrate the culmination of 18 months of renovation and hard work, a special ceremony was held to rededicate the Alexander Campbell King Law Library on October 3. Special guests attending the event included: former Governor Roy E. Barnes (J.D.'72) who served as keynote speaker, former Governor Carl E. Sanders (J.D.'48) for whom the library's main reading room was recently named, UGA President Michael F. Adams, several members of the state's legislature, law library directors from peer institutions and former law library staff members in addition to other members of the law school community. The night in pictures follows.



▲ Enjoying the evening's program are (from l. to r.) former Georgia First Lady Marie Barnes, former First Lady Betty Foy Sanders and former Governor Carl Sanders (J.D.'48).



▲ Former Governor Roy Barnes (J.D.'72) delivers the night's keynote address while UGA President Michael Adams and Interim Dean Rebecca White listen intently.



Sharing a few words prior to the evening's ceremony were (from l. to r.) George T. Smith (LL.B.'48), UGA President Michael Adams, former Governor Carl Sanders (J.D.'48) and Georgia Congressman Douglas Barnard.



◀ Former Law Librarian and Assistant Professor Jose (Fico) Rodriguez and current Computing Services Librarian Carol Watson (J.D.'87) pose for a picture. Rodriguez had worked at Georgia Law for over 23 years when he retired in 1990. He said he was impressed with the library's improvements.



▲ A view of the main reading room during the rededication ceremony.

Lyman Ray Patterson: Scholar and Gentle Man

“He truly was a gentleman and a gentle man. He also was a very loyal person ... loyal to his family, to his ideas and to those of us who were his students.”

By Associate Dean and Hosch Professor Paul M. Kurtz

The University of Georgia School of Law community and the legal academy lost a dear friend, an outstanding scholar, and a wonderful colleague and teacher when Ray Patterson died after a long career and a short illness in November 2003.

Professor Patterson made his mark in the areas of intellectual property and legal profession, authoring major books in both areas that will long serve as his legacy. Ray Patterson was an innovative thinker and a masterful writer. He taught generations of students at four leading law schools in the Southeast, serving as dean at one. During his career, Ray practiced law, was an expert witness in many cases throughout the country and often testified before Congress. Many honors were bestowed upon Ray in many venues. Most recently, he was the first recipient of the American Library Association's L. Ray Patterson "Copyright Hero" Award.

Although Ray's work was central to his life, he had many interests outside of the law. He closely followed politics and was a rabid sports fan. He was a devoted husband, loving father and doting grandfather. And, he was a deeply caring friend.

Ray Patterson entered my life very quietly. (Was it not that way with all of us?) He was one of my law professors in my first year of school 34 years ago, but he was unlike most of them. This white-haired man (yes, even then it was pure white) did not yell; he did not try to embarrass; he did not assume the role of a superior; he did not run around the room; he did not make jokes ... all he did was patiently ask us questions. Sometimes he shared with us what he thought the answers were, and sometimes he did not. When we did not have the correct response or any response, genuine disappointment came across his face, not glee. Instead, the smile was reserved for the times

when we actually had moved the discussion forward.

He was the kind of classroom instructor whose self-effacing manner helped his students feel like they were figuring out this "law stuff" more quickly than we really were. Ray was the type of teacher whose impact on his students became clear only as one reflected on his performance ... at the end of the semester while re-reading and digesting one's notes or at the conclusion of one's law school days when engaging him in



a conversation that a former student could imagine was between almost-equals or in the midst of a career when reporting one's progress and being reminded of things discussed in his classroom. Yes, the image evoked by Ray's work as a teacher is the steady tortoise, rather than the flashy hare ... and you remember who came out on top in that contest.

After my years as a student, our paths crossed only infrequently for most of a decade as he went to Emory to serve as dean and I joined the faculty at UGA. When we did see each other at meetings, he always

had a kind word and asked after my wife, my law school classmates and his former Vanderbilt colleagues. Though we worked in very different fields, he always inquired about what exactly it was that I was doing and then, once again, futilely attempted to interest me in the intricacies of copyright or legal ethics. Of course, he was teaching a lot better than I was learning, but I always enjoyed engaging in the effort.

Offering his time and his thoughts to younger colleagues on his own or other faculties was a hallmark of Ray's career. Perhaps because he had benefited so much during his Vanderbilt tenure from the mentorship of Elliott Cheatham, one of the giants of the prior generation of professional responsibility scholars, he always took special interest in assisting people just making their way in his fields. Among others, Craig Joyce, Tom Metzloff, Kenneth Crews and Lolly Gasaway, all now leading scholars themselves, were the beneficiaries of his guidance and interest through the years.

For the past 17 years, Ray Patterson graced the Georgia Law faculty. He taught a large number of students in the basic courses of copyright and legal profession. In addition, he created advanced courses in both fields, served on numerous law school and university committees and contributed to the profession through his work on the Advisory Opinion Panel Committee of the State Bar of Georgia, which provides ethics opinions for attorneys in the state. During his time here, he was a founding father, as it were, of the *Journal of Intellectual Property Law*.

As associate dean for most of his service on our faculty, I had the opportunity to learn lessons in good law school citizenship from Ray Patterson. Whenever I absolutely had to have one more teacher to undertake a summer school teaching assignment or some-

continued on page 16

continued from page 15

body to handle an 8:30 a.m. time slot, I knew I could count on Ray. Indeed, sometimes it made me feel guilty when I contemplated how I might be taking advantage of a friend. Then again, an associate dean has to do what an associate dean has to do.

A recurring bright spot in my day would be an unscheduled visit from my friend and colleague who had a wonderful habit of dropping by just to talk about things ... his latest article, a particularly provocative case or article he had come across, an amicus brief he had recently authored, national or state politics, or the upcoming Georgia football game. (In our final conversation, he assured me this would be the year the Dawgs would solve their Gator problem ... patience, Ray, patience.)

During our conversations, the only "complaint" I ever heard from Ray Patterson was toward the end of every semester when he would assert that I was depriving him of his

academic freedom by insisting he could teach no more classes until the next term. That was our little joke, but inside of his dry humor was his devotion to doing what he loved ... teaching law students.

Actually, he would occasionally lodge other "complaints" ... he always took the time to critique my memoranda to the faculty for grammar and usage. He, after all, had earned a graduate degree in English ... how many times he tried to explain to me the mysteries of distinguishing "that" from "which" and the proper use of the word "hopefully."

I will leave analysis of his scholarly writing to those who are experts in his fields, but I do know one thing about his work without having to consult anybody ... as soft-spoken and gentle as he was in manner and style, he was something of a radical in both of his major fields. In the area of copyright, he said (and proved) things that the publishers did not care for; he also made careful, cogent argu-

ments that did not square with the received wisdom of the legal ethics establishment. And, he did it all without raising his voice or using off-color language. In the 34 years I knew Ray Patterson, I never heard him do either of those things. He truly was a gentleman and a gentle man. He also was a very loyal person ... loyal to his family, to his ideas and to those of us who were his students.

Ray Patterson made it clear that he wanted to teach forever. Part of that wish was completed this past fall semester when he began his copyright and legal malpractice courses and kept going until poor health overtook him. Now, he can turn to the task of teaching posterity through his enduring scholarship and his lessons taught in and out of the classroom. We will miss you, friend. We already do.

This article also appears in volume 11 of the University of Georgia Journal of Intellectual Property Law.



New Home Page Launched

Georgia Law recently launched a new home page design for its Web site. The purpose of the reconfiguration was to improve site navigation and provide a more dynamic looking home page that blends with the remaining pages on the school's site. Please visit our new home page at www.law.uga.edu and bookmark the site for future reference. After all, it is a great way to stay informed of current law school activities.

Advocate Readers' Survey Results

The *Advocate* conducted its first readers' survey in January 2003 to gather information to provide readers with a publication that better reflects their interests. A summary of the findings follow.

Overall, the magazine enjoys a positive image among its constituents (alumni, faculty, staff and students). Ninety-three percent of the respondents described the magazine as "informative," 62 percent as "friendly" and 48 percent identified it as "intelligent." On a scale of 1 to 10 (lowest to highest), the *Advocate* received an average rating of 8.33

on matters of timeliness/relevance of content, readability, quality of writing, illustrations, photography and the overall look of the magazine. Of these areas, the highest marks were earned for overall appearance and readability.

The majority of alumni (63 percent) replied that biannual distribution was adequate with 55 percent of readers spending 15 to 30 minutes reading each issue. The majority (67 percent) of respondents read the magazine within a few days of its arrival. After reading the *Advocate*, nearly 40 percent said they saved an article or issue for future reference and/or discussed or sent an article to someone else, while a quarter of the respon-

dents said they felt compelled to be more active at the law school (by joining an alumni board, contributing financially or other).

Regarding how the magazine accomplished certain objectives, keeping abreast of faculty news and research and staying informed of Georgia Law activities ranked the highest. These were closely followed in order by staying informed about alumni activities, aware of the school's aspirations and objectives, and connected to fellow Georgia Law alumni.

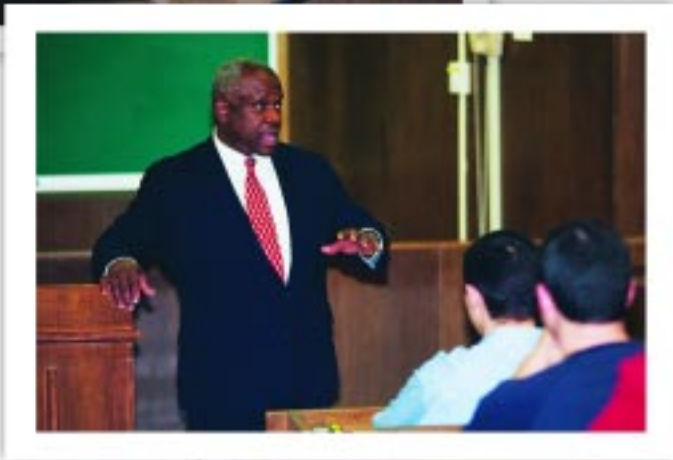
Thank you for responding to this survey. More detailed results can be found at www.law.uga.edu/news/advocate.

Supreme Court Justice Clarence Thomas Visits Georgia Law Again

U.S. Supreme Court Associate Justice Clarence Thomas visited UGA for the second time late last year. Thomas was the law school's graduation speaker in May and returned to Athens in November for a lengthier and more personal visit with law students. During his visit, he talked with faculty, attended Carter Chair in Tort and Insurance Law R. Perry Sentell Jr.'s (LL.B.'58) torts class and met and fielded questions from numerous students and student groups. Photographs of the visit follow.



◀ Associate Justice Clarence Thomas references a textbook during Professor Perry Sentell's (LL.B.'58) torts class.



▲ Associate Justice Clarence Thomas talks with students participating in the school's Prosecutorial and Legal Aid and Defender clinics.



▲ During his time on campus, many students asked Associate Justice Clarence Thomas to autograph their legal textbooks. Here, first-year student Amber Barrow receives the honor.



Ronald Mullins (J.D.'76) (right) talks with students about the differences of working in a small firm versus a large firm.

Law Dawgs Return to Campus to Talk Careers with Students

A new initiative of the Office of Legal Career Services has taken the campus by storm. In the spring, LCS issued an invitation to alumni to come back to Athens to share their employment experiences with students. Over 55 graduates volunteered to return to Georgia Law this academic year to meet and provide advice to our students. During these one-day visits, alumni will also give one-on-one career advice through pre-scheduled meetings.

Director of Legal Career Services Beth S. Kirch said this sort of informal exchange about different career paths is highly valuable to students as they evaluate the many fields of practice available to them. Among the topics discussed with alumni are: the differences between working in private versus government practice, how a person best balances family and work commitments, how different credentials are factored into the hiring process, the types of courses most valuable for different areas of practice and which professors to take.

If you would like to serve as a visiting career consultant, please contact the Office of Legal Career Services at (706) 542-7541 or lcs@uga.edu.

Georgia Law in the News Life in the Fast Lane

The Atlanta Thrashers recently lost player Dan Snyder in a fatal car accident. However, the team could lose two players if the driver of the vehicle, Dany Heatley, is sentenced for vehicular homicide. Criminal law professor **Camilla E. Watson** commenting in the *Vancouver Sun* on Heatley's fate said, "Sometimes under Georgia law, particularly if there's drugs or alcohol involved, this can be a predicate felony for a felony murder charge." In the *Washington Post* she added, "If the family says that they do not want to press charges, and if there are no drugs or alcohol involved, there's a good chance that the state will not prosecute or that they will work out some sort of plea agreement." Watson was also quoted in the *Orange County Register*, *Salt Lake Tribune* and *Chicago Sun Times* regarding this matter.

Who CAN Replace Vice President Cheney?

As the next presidential election draws near, there have been many questions asked about who can and cannot run. A person who has served two terms as U.S. president cannot run for the presidency again. However, can former two-term presidents run for vice president (e.g., Bill Clinton)? Constitutional law guru **Dan T. Coenen** gave the answer in a syndicated column, which was picked up by the *Atlanta Journal-Constitution* and the *Minneapolis Star Tribune*. "[The Constitution's] drafters meant to erect a strong barrier against long-term service by any one person as president, and permitting a possible third term of service through the 'back door' of electing a former two-term president as vice president would undermine this goal," he said. What about foreign-born Arnold Schwarzenegger climbing the political ladder? Coenen explained, "You might infer that Schwarzenegger is eligible. ... Any ambiguity, however, is cleared up by the last sentence of the 12th Amendment which specifies that 'no person constitutionally ineligible to the office of president shall be

eligible to that of vice president of the United States.'" *CHICAGO SUN-TIMES*

Music Battle Reaches Athens

The days of widespread file sharing appear to be numbered. This fall, the Recording Industry Association of America (RIAA) took action against illegal downloading by issuing 261 copyright infringement lawsuits, and more legal action is expected to come. How will this legal action affect file-sharing in the future? Copyright and entertainment experts **Paul J. Heald** and **Bertis E. Downs** weighed in on the music file-sharing debate in the *Athens Banner-Herald*. "What's interesting to me is not the legal questions, but why at this particular point in time are they [the RIAA] finally willing to sue the folks who will end up buying most of their products," Heald said. Both he and Downs feel the move is part of a music industry campaign to change perceptions of music file-swapping. "File-sharing is not going to stop. ... But the way it's done will change," Downs added.

One of War's Greatest Casualties

The effects of war on the environment are often overshadowed by its impact on humans. However, the environment is seriously harmed whenever a major conflict occurs. During the Gulf War, oil fires and spills caused by Iraqi forces resulted in irreversible harm to that country and to the Earth's ozone layer. While some efforts have been made to create treaties designed to protect the environment during times of war, there are doubts regarding their overall breadth and effectiveness. One such treaty, the Geneva Protocol I, prohibits combatants from "methods or means of warfare which are intended, or may be expected, to cause widespread, long term and severe damage to the natural environment." When interviewed by the *Bangkok Post*, environmental sage **Daniel M. Bodansky** said, "The requirement of proving 'widespread, long term and severe damage' renders the Geneva Protocol I ineffective in respect of environmental protection."

Bangkok Post

Integration of Church and State?

It seems as though the Ten Commandments are appearing in courthouses everywhere, and this has sparked much controversy among Americans. A courthouse in Barrow County, GA, posted a display of the Ten Commandments over a year ago, and Jackson County, GA, recently hung its own copy. Barrow County is currently facing a lawsuit filed by the American Civil Liberties Union regarding the constitutionality of its display, while the U.S. Supreme Court found a similar display in Alabama to be unconstitutional. In the *Atlanta Journal-Constitution*, Professor **Dan T. Coenen** said, "If the Barrow County display ultimately was ruled constitutional by the courts, you're probably going to see Ten Commandment displays put up in courthouses and city halls all over America." In examining the entanglement of church and state, law and religion expert **Milner S. Ball** told the *Athens Banner-Herald*, "The genesis of American law was mainly the common law of England and not the Ten Commandments." ■

The Atlanta Journal-Constitution

The Number Keeps Growing and Growing

Congratulations to the Alexander Campbell King Law Library! During the 2002-03 academic year, the library passed the half million mark in number of volumes and volume equivalents. The current number of volumes owned by the library is now more than 505,000. In addition, many thousands more resources are available to law library patrons via the Internet.