

Winter 1978

## **Obiter Dictum (Winter, 1978)**

Obiter Dictum

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# OBITER DICTUM

Florida State University College of Law

Winter, 1978



Bob Apgar and Mary Lou Santry present Moot Court trophy.

## Moot Court Wins Again

FSU won first place during the 1977 Moot Court State Competition after defeating the University of Florida in the final round. The winning team of Bob Apgar and Mary Lou Santry was coached by Professor William VanDercreek, and argued on the topic of U.C.C. letters of credit. Mary Lou was selected by the judges as the outstanding oral advocate. Also competing for FSU was a team composed of Burke Culler and Joe Dykes who placed fifth out of the ten teams entered in the competition.

The state competition is sponsored by the Florida Bar and was held this year at the Bar Convention in Tarpon Springs. All five Florida law schools entered two teams each composed of two students.

Judges were Supreme Court Justices England, Hatchett, Overton and Sundberg and Judge Strawn, Circuit Judge for the 18th Judicial Circuit.

In 1974, the state champions were also from the College of Law when they also defeated the University of Florida in the final round. The team that year was made up of Frank Santry, Mary Lou's husband, and Tom Lang.

MARK YOUR CALENDARS!

FSU LAW DAY ACTIVITIES ARE BEING  
PLANNED FOR APRIL 28-30.

Alumni will be invited —  
details to be announced in the next  
issue of the OBITER DICTUM

## Harbingers of Victory Challenge Gift Successful

by Susan E. Hillberg

The December mail arriving at the College of Law carried hundreds of contributions from alumni, parents and friends. The College of Law approaches the end of a most successful fund raising campaign. The alumni rallied to the challenge of achieving a 50% participation by the end of the year. At this writing, 43% have contributed over \$12,000 and many gifts are coming in the mail each day. The letters and contributions flowing in are indeed harbingers of victory.

Professor Ed Schroeder, the co-ordinator of the drive, said "participation by alumni and friends of the law school is the key ingredient in our success." Letters concerning the fund drive were written by Dean Ladd, Dean Morse, Chuck Williams, the drive's chairman, and other alumni. Many of the alumni volunteered their assistance to write and call friends and alumni in their area. We regret we do not have the space to mention the names of all the alumni who helped out.

On the nights of December 19 and 20, several alumni gathered for a telephone campaign of the Tallahassee residents. The results showed amazing success! Seventy-three percent of the alumni contacted agreed to contribute, and an estimated

\$2400 was raised. The school extends special thanks to the callers who donated their evening.

In addition to these activities, cocktail parties and luncheons were arranged in major Florida cities by alumni. Dean Morse, Professors Schroeder, Ehrhardt and Oeltjen, and Fred Hansen of the FSU Foundation, took to the road to tell the alumni about the challenge grant. Organizers of the parties are thanked for their time and effort — Jeff Driscoll and Jim Clark (Ft. Lauderdale), Gene Stearns (Miami), Al Coogler (West Palm Beach), Carl Motes (Orlando), Don Gifford (Tampa), Wayne Hogan (Jacksonville), and Bob Kerrigan and Chuck Williams (Pensacola).

The faculty of the College of Law showed their support and lead the way by contributing 100%, with the minimum faculty contribution being \$100.

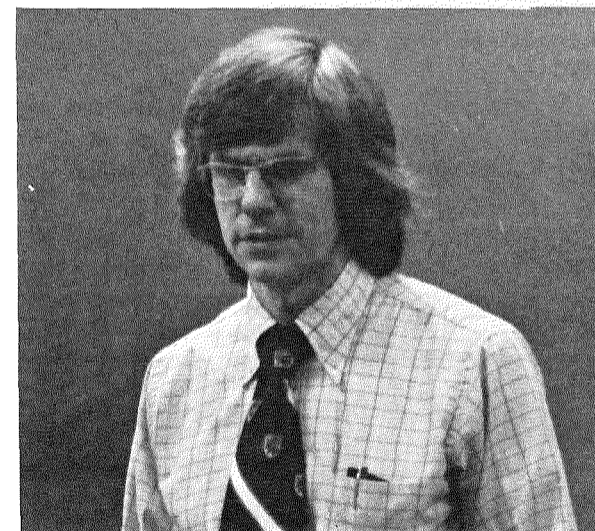
Dean Morse has written letters of appreciation to all contributors. These gifts offer the law school a special opportunity to enrich and expand the present programs. In the past, these funds have been used to supplement library appropriations, for support of moot court, law review, placement and alumni activities. We thank you for your support and making possible the final victory.

## Yetter Named To B. K. Roberts Chair

Professor John F. Yetter of the FSU College of Law faculty has been named Roberts Professor of Criminal Law. The announcement was made by Dean Joshua M. Morse in December 1977.

The chair was created by the Trustees of the Law School Fund of the FSU Foundation in honor of former Supreme Court Justice B.K. Roberts, whose efforts were instrumental in the creation of the College of Law in 1966. Charles Ehrhardt was named Roberts Professor of Law and Mason Ladd Professor of Evidence by the Trustees in March 1977.

In his announcement, Dean Morse said "Professor Yetter is an accomplished scholar in Florida criminal law. He has published *Florida Criminal Practice*, a casebook which he uses in teaching our students advanced problems in criminal practice. His article, *The Florida Rules of Criminal Procedure: 1977 Amendments*, scheduled for publication in the next issue of the FSU Law Review, is a critical and insightful treatment of this important area of Florida law. He has also recently



Professor Yetter

completed an article in which he suggests that the Florida procedure for imposing the death penalty may be unconstitutional under the Florida Constitution."

Dean Morse continued, "During his tenure at FSU, John Yetter has been one of our better classroom teachers. In my judgment, this high distinction is richly deserved."

Professor Yetter joined the faculty of the College of Law in 1968 following his completion of the LL.M. degree at Yale Law School. He was graduated first in his class from Duquesne University Law School in 1967 and was the first summa cum laude graduate in the history of that institution. He has been a full professor at FSU since 1976.

# LAW REVIEW



Jerry Cope (left), past-Editor, with Jim Bacchus, new Editor.

Jerry Cope, 1977 Editor-in-Chief of the *Review*, was the recipient of the Chesterfield Smith writing award for the best essay on the subject of constitutional revision in Florida. Cope received the \$500 prize from Chesterfield Smith at a convocation held in the College of Law in October 1977. His paper, dealing with the desirability of incorporating a right to privacy provision in the 1978 constitution, will appear in Volume 5, Number 3B, of the *Review*, scheduled for publication in March 1978.

Other writing awards were presented at the *Review's* annual banquet held last November. The award for best student work submitted in the fall writing competition was won by Bob Rice for his case comment on the Florida Sunshine Law. Wilbert Stevenson won the award for best student work in Volume 5, Number 2. His case comment dealt with the right to resist unlawful arrest.

A new writing award has been created by Professor Donald Weidner of the FSU College of Law faculty. The John J. Sullivan prize of \$100 will be presented annually to the student writing the best note or comment on federal income tax aspects of estate transactions. It is anticipated that the winning paper will be published in the *Review*.

## Presents Writing Awards; Changes Board

Following elections in November 1977, the *Review* announced that Jim Bacchus will serve as Editor-in-Chief for 1978. Other members of the new editorial board are Kathy Horton, Executive Editor; Dave Wilcox, Managing Editor; Cindy Gokel and Chris Griffin, Articles Editors; Fred Lotterhos, Articles Solicitation Editor; Beth Daniels, Ron Nelson, and Bob Rice, Notes and Comments Editors; and Kathi Ploss, Research and Legislative Developments Editor. Elaine Williams was elected to serve as Special Projects Editor.

Students who have completed technical training and who are now members of the *Review* are Melanie Alford, Sandra Anderson, Andy DeBevoise, John Dicks, Chuck Early, Randi Franks, Andy Granger, Ernie Jones, Vicki Kaufman, Judith Keith, Karen Kinkennon, John Mueller, David Mursten, David Russ, Bill Smith, Mary Sweet, Joe Warren, and Rose Zyne. Raymer Maguire has become a candidate for membership.

Currently the *Review* is working on the last two issues of Volume 5, which will deal with constitutional revision and legislative developments, respectively. This work is being supervised by 1977 Special Projects Editor Ed Stafman and 1977 Legislative Developments Editor Judy Bass. Projected publication dates for these issues are March and April, 1978.

The *Review* presently plans a second issue dealing with constitutional revision, scheduled for publication in September 1978. Also planned is a symposium issue on the 1978 Florida legislative session which will appear in December 1978.

## Prof. Schroeder Publishes Legal Writing Manual

Professor Edwin Schroeder, in addition to running the law library and co-heading the Annual Alumni Fund Drive, has recently edited a legal research problems manual. The manual, *Assignments: Legal Research, 1977*, was published by The Foundation Press, Inc.

The manual is intended to provide an introduction to two related but distinct topics, i.e., legal research or bibliography, emphasizing the use of individual tools of legal research and legal writing.

The legal research problems developed by fifteen various collectors from schools throughout the United States make up the heart of the manual. These legal research problems went through extensive drafting and editing by Mr. Schroeder.

In addition to the manual, there is an Instructor's Manual to accompany the assignments.

The manual is used by the FSU legal writing program (see article on program in this issue) and various other law schools.

## Weidner Signs West Publishing Contract

Donald J. Weidner was a visiting faculty member at the College of Law during the 1976-77 academic year, and has since signed on as a permanent member of our faculty. Don has recently signed a contract with West Publishing Company to author a national text on Real Estate Financing. The text, which will be written primarily for practitioners, will attempt to integrate state property security interest law with federal income tax issues in commercial real estate transactions. The text will build on numerous articles he has published on tax shelters, and on the 1977 edition of his teaching materials on Taxation of Realty Transactions. Those materials, consisting of cases, regulations and rulings, may be ordered by sending a check, payable to "FSU College of Law," in the amount of \$13.50, to Ms. Susan Hillberg of our Placement Office.

## Law Review Order Form

The 1977 FSU Law Review — Volume 5 — will include articles on the following topics:

Partnership Tax Allocations  
Comparative Negligence  
Carryover Basis Rules for Inherited Property  
Sociobiology and the Law  
Oil Spill Remedies

Plus —  
Special Issue: Constitutional Revision

And —  
Symposium: A Review of Developments in the 1977 Legislature

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## FROM THE DEAN...

By Joshua M. Morse III

At this writing, 47 per cent of our alumni have responded to the law school's first fund-raising campaign. Alumni gifts thus far total \$17,500. This amount includes the unanimous response of the faculty, each of whom contributed at least \$100. Special thanks are due to Bill Vandercreek, who gave \$1,000.

The law school's Board of Visitors, chaired by Bob Ervin of Tallahassee, joined the drive with a challenge gift of \$10,000. Our percentage of alumni giving is running at the astonishing rate of almost twice the national average. On behalf of the University and the faculty and staff of the Law College at Roberts Hall, my heartfelt thanks to all of you who are working in our support.

I realize that many need to know more of what we are doing to merit your continuing confidence and support. It gives me pleasure, therefore, to report to you that the level of activity here is, in my judgment, at an all-time high.

At this writing, our moot court team is well along in its preparation for the second annual Robert F. Wagner Labor Law competition. You will recall that we placed fifth nationally last year. Bill Vandercreek, advisor to the team, tells me that the just-completed brief is one of the best he's seen. Because of alumni gifts, we'll have the funds to send our team to New York for oral arguments in March.

The Trustees of the Law School Fund of the FSU Foundation have authorized the creation of a second endowed chair in the College of Law. The chair is to be called the B.K. Roberts Chair of Criminal Law, in honor of our staunch friend and supporter. John Yetter has been appointed to this position. As you will read elsewhere in this issue, the appointment was richly deserved. We are fortunate to be able to acknowledge the scholarly and other professional accomplishments of our faculty in this way.

You will also read in this issue about the activities of our *Law Review*. With the dedication and hard work of a growing number of talented students, the *Review* has reached its highest level of excellence. Five issues will appear in Volume 5, the last two of which will be devoted to constitutional revision and recent legislative developments. Five issues are projected for Volume 6, the last two of which will again focus on the constitutional revision process and legislative developments. The *Review's* membership stands at a high of approximately fifty students. Much of the credit for this must be given to Jerry Cope, past editor-in-chief of the *Review*. Last December, Jerry graduated first in his class. The next issue of the *Review* will contain an impressive piece of student scholarship. Written by Jerry, the piece deals with the constitutional right to privacy in Florida. Jerry's article also won the Chesterfield Smith Constitutional Revision Essay Competition. Chesterfield himself was here this past fall to present Jerry with the \$500 prize. The award was created in Chesterfield's honor by Sandy d'Alembert and the Miami firm of Hector, Steele & Davis. I think the *Review's* accomplishments also reflect great credit on Phil Southerland, who has served as its advisor and friend since its inception six years ago and who also has brought our very demanding first-year legal research and writing program to its present level of excellence. I would also like to single out for special mention third-year students Peggy Rolando, Alix Thornton, and Howard Bischoff, who, with Phil's supervision, have administered the

(Cont. on page 5)

# Class Notes

Alumni are grouped with the class that they entered law school. An alumni who graduated early (in December) would be listed with those who graduated the following year.

Keep in touch! The school and your classmates want to know where you are and what you have been doing.

### CHARTER CLASS

*A. Leo Jackson* has announced the formation of a partnership in Orlando under the firm name of LeGette & Jackson.

*Jonthan D. Kaney, Jr.* has merged his firm (Abraham, Kaney, et al) with that of his brother *J. Lester Kaney* ('72) (Cobb, Cole, et al) under the name, Cobb, Cole, McCoy, Abraham, Bell, Bond, Monaco & Kaney, in Daytona Beach.

*Roy Gonzalez, Jr.* is a partner with the Miami firm of Stone, Sostchin & Gonzalez.

*Dan Turnbull* resides in Tallahassee and is the Assistant General Counsel for the Department of Commerce.

*Donald B. Hadsock* is a sole practitioner in Bradenton.

*Ronald A. Mowrey* is a single practitioner in Tallahassee.

*Henry Taylor* practices law in Anchorage, Alaska under the firm name of Taylor & McDonald.

*C. Jeffrey Arnold* practices under the partnership of Arnold, Matheny & Eagan in Orlando.

*Donald Modesitt* lives in Tallahassee where he is an assistant U.S. attorney.

*L. Roth* recently moved to Pascagoula, Mississippi, where he is a sole practitioner.

*James Jorgenson*, Miami, has been appointed a member of a task force of the ABA's Special Committee on the Administration of Criminal Justice, which is reviewing and updating the 18-volume series on standards for criminal laws and procedures.

### CLASS OF 1970

*Larry D. Beltz* and *Charles H. McQuillan* practice law in Bradenton under the firm name of McQuillan & Beltz.

*J. Jerome Miller*, formerly associated with Dye and Thrasher in Tallahassee, has opened an office in Ft. Walton.

*Monroe Al Coogler, Jr.* is a partner in the law firm of Adams, Sullivan, Coogler, Watson & Smith located in West Palm Beach.

*George Waas* has been named by the Florida Bar as Chairman of the committee on Member Relations. He works for D.O.T. in Tallahassee.

*Ken Davis* lives in Tallahassee where he has a partnership, Davis & Judkins.

*David Parker* is a sole practitioner in St. Augustine.

*Ben Wilkinson* lives in Tallahassee where he is a member of the firm of Pennington, Wilkinson and Sauls.

*Anthony Spalla* works in Tallahassee for the Department of Transportation.

*John Slaughter* is a partner in the firm of Richards, Nodine, Gilkey, Fite, Meyer & Thompson in Clearwater.

*Edward Richardson* has a partnership, Saxon & Richardson, in Melbourne.

### CLASS OF 1971

*John D. Kiernan* is a member of the firm of Goldner, Reams, Marger, Davis, Piper & Kiernan in St. Petersburg.

*Jim Underwood* recently announced the opening of a new office in Boise, Idaho under the name Pursley & Underwood.

*John L. Mann* is a partner in the firm of Peterson, Myers, Curtis, Craig & Crews in Lake Wales.

*Robert R. Cyrus* is a partner in the Leesburg firm of McLin, Burnsed, Austin & Cyrus.

*William C. Martin* and *Wendell Kiser* ('71) are partners in the law firm of Akerman, Senterfitt & Edison in Orlando.

*J. Michael Hughes* is now associated with Mahoney, Hadlow & Adams in Jacksonville.

*Larry Bryan* is a sole practitioner in Jacksonville Beach.

*Robert Shilliday* works with the Internal Revenue Service in Jacksonville.

*Robert G. Kerrigan* is a partner in the Pensacola firm of Kerrigan & Estess.

*Zollie M. Maynard* is an Assistant Attorney General in Tallahassee.

### CLASS OF 1972

*Thomas E. Johnson* has a partnership in Pensacola under the name Merritt & Johnson.

*J. Bob Humphries* is associated with Fowler, White, Gillen, Boggs, Villareal and Banker in Tampa.

*George Varnadoe*, formerly of Holland Knight, has become a partner in Smith, Young & Blue of Tallahassee, and is in charge of the Naples office.

*George B. Cappy* is associate counsel for the Tampa firm of Antinori & Thury.

*William K. Jennings* works in Ft. Walton Beach with the law firm of Dewrell, Kessler & Jennings.

*F. Palmer Williams* is associated with the Tallahassee firm of Pennington, Wilkinson & Sauls.

*John E. Hendry* is a sole practitioner in Fort Myers.

*Jerry R. Spinks* lives in Jacksonville and works with the Internal Revenue Service.

*Eugene E. Stearns*, formerly with Pettigrew & Bailey in Miami, is a partner in the newly formed firm, Arky, Freed, Stearns, Watson & Greer.

*Melvin Horne* works in Tallahassee with Horne & Jaffry.

### CLASS OF 1973

*Stephen R. Koons* resides in West Palm Beach and is associated with the State Attorney's office.

*Barry Alan Cook* is associated with Hahn, Liberis & Mering in Pensacola.

*Stanley E. Marble* is working in Leesburg with the firm of McLin, Burnsed & Cyrus.

*O. Earl Black, Jr.* has been appointed as Assistant County Attorney in Tallahassee.

*Nancy Gilliam Richardson* is a sole practitioner in Pensacola.

*Robert R. Jacobs II* is Chief Assistant Public Defender for the Twentieth Judicial Circuit, Ft. Myers.

*Arthur E. Teele, Jr.* is a sole practitioner in Tallahassee.

*James Reed* works in Tampa with Holland & Knight.

*Stephen R. White* is an Assistant State Attorney in Jacksonville.

*James D. Whisenand* lives in Tallahassee and is the Deputy Attorney General.

A new firm in Tallahassee, Barrett, Boyd and Holder, is composed of several FSU alumni: *David Barrett* and *Anthony Bajoczky* ('73), *Joseph R. Boyd* ('74), *David Holder* ('75) and *Armando Garcia* ('77).

*Michael J. Schwarz* is employed in the Legal Department of Southern Bell Telephone located in Atlanta.

*Tom Beason* is the director of the Administrative Division of the Attorney General's Office in Tallahassee.

*Brian Duffy*, *Robert Angerer* and *C. Everett Boyd* are partners in the law firm of Ervin, Varn, Jacobs, Odom & Kitchen in Tallahassee.

*Nancy Sorak* resigned as Chief City Public Defender for Memphis and has started her own practice.

*Richard R. Parker* is associated with Alley & Alley in Tampa.

(Cont. on page 5)

# ALUMNI IN THE NEWS ...

## YLS Elects Frost '69 President for 1978

The new president-elect of the Young Lawyer's Section of the Florida Bar is Charter Class alumni, John Frost. A member of the Section's Board of Governors since 1971, Frost will take office in June of 1978 during the Florida Bar's annual convention.

By heading up the Young Lawyer's Section, Frost will represent an active group of over 10,000 young attorneys. In addition, Frost will automatically become a member of the Florida Bar Senior Board of Governors. He was recently appointed by Justice Overton to represent YLS on the Supreme Court Committee on discipline.

Frost graduated with high honors from FSU in December of 1968. John lives in Bartow where he is a partner with Holland & Knight.

Several other alumni are members of the YLS Board of Governors:

-Ken Connor, Lake Wales, is a newly elected member. Ken graduated in 1972 and is a partner in the firm of Gibson & Connor.

-Bill Gary, Tallahassee, has served the Board since 1974. He received his J.D. in 1971 and is a partner with Pennington, Wilkinson & Sauls.

-Doug Lyons, Miami, previously served as president of the Dade Bar. Doug, a 1970 graduate, is a partner in the law firm of Helliwell, Melrose & DeWolf.

-F. Shields McManus, Stuart, is also a recently elected member. The 1972 graduate is in a partnership under the name McManus & Kennedy.

-Chris Meffert, a Charter Class member, has represented the 4th Circuit since 1973. He is a member of the Ocala firm of Ayres, Cluster, Curry, Meffert & McCall.

-Lee Willis, Tallahassee, has served the Board since 1974, and is also a member of the Board of Directors of the Law Alumni Association. Lee received his J.D. in 1971 and is a partner with Ausley, McMullen, McGehee, Carothers & Proctor.



PERC Commissioners (left to right): Michael M. Parrish (FSU undergraduate), Chairman Leonard Carson, Jean Parker and Thomas Lang.

## Alumni Serve as PERC Commissioners

Jean Kavanaugh Parker and Thomas F. Lang, both FSU law graduates, have recently been named as Commissioners for the Public Employees Relations Commission located in Tallahassee.

PERC was created in 1974 to assist in resolving disputes between public employees and public employers.

Approximately 12 FSU law graduates are presently employed by PERC as attorneys.

Previously, the Commission was made-up of five members, a chairman and four part-time commissioners, appointed by the Governor and confirmed by the Senate. Alumni Doug Stowell, '69, was a part-time commissioner, but resigned to devote more time to his solo practice. As of July 1st, PERC now has three full-time commissioners and one part-time associate commissioner.

Jean Parker, upon graduation from the law school in 1970, clerked for three years with Florida Supreme Court Justice Richard Ervin. More recently, Jean worked with the University Attorney, Bob Bickel, '68, as the Associate Attorney for Florida State.

Jean mentioned that she would miss working for the University but "was excited to be involved in the interpretation and implementation of Florida's relatively new public sector collective bargaining law."

Jean is married to Robert C. Parker, Jr., a local attorney in private practice.

Tom Lang, an honor graduate of 1974, is the Associate Commissioner. He recently left the Orlando firm of Maguire, Voorhis & Wells to enter solo practice.

## Chuck Williams '70 Appointed Federal Public Defender

Charles S. Williams, Jr., a 1970 graduate and President of the Alumni Association, was sworn in on October 11 in the newly authorized position of federal public defender for the United States District Court for the Northern District of Florida. He was appointed to a four-year term by the Fifth Circuit Court of Appeals Judicial Council. Williams will be responsible for defending indigents throughout the Northern District of Florida. Offices will be opened in Pensacola and Tallahassee. Mr. Williams was formerly an Assistant State Attorney and more recently in private practice.

Michael Corin, '70, has been chosen by Williams as the Assistant Federal Public Defender to be located in Tallahassee. Corin, formerly an Assistant Public Defender in Tallahassee, will handle the case work from here to Gainesville.

Mr. Williams joins another F.S.U. College of Law graduate, Nick Geeker, a charter class graduate, who is the U.S. Attorney in the same district.

## DISTINGUISHED GRADUATE

### Judge Susan Roberts

FSU's first woman law graduate is this month's distinguished alumni. Susan Wadsworth Roberts, a 1969 graduate, was one of three women in the Charter Class.

Since January, Ms. Roberts has served as County Judge for Polk County. A recent article on Susan in the Tampa Tribune, named her as the first judge in Florida to rule that the legislature's higher traffic fines are unconstitutional. Ms. Roberts was quoted as saying that she ruled the new law unconstitutional because she wants it to be reviewed and examined by judges and researchers at the Florida Supreme Court. Judge Roberts held that the higher fees are discriminatory against poor people.

After graduation from law school, Susan took a position as research assistant to Florida Attorney General Faircloth. She then moved to Lakeland where she was an aid in the 2nd District Court of Appeal. She has also been a solo practitioner, Lakeland's first city prosecutor and later city public defender. She was named to the municipal bench in 1975.

Among her other accomplishments, Susan is learning to play the bluegrass fiddle.

## MISSING ALUMNI

Due to the expense (over \$1.00 per copy), the Alumni Directory was not printed this summer. Current address lists may be obtained from the law alumni office.

We do not have the correct addresses for the following alumni. Please help us keep our lists up to date by informing the law alumni office if you know the address for a "missing alumni." Also, remember if you move. . .tell us!

Cyrus Cerdell Callum '75  
Harry Kendall Jowers '74  
David L. Rice '71  
James John Smith '74  
P.E. Pfeilmair '69

## From The Dean . . .

(Cont. from page 3)

program this year. The legal writing program demands a great deal of our students, but it is an invaluable part of our curriculum. It has been through your support that we have been able to pay adequate stipends to the dedicated second- and third-year students who are staffing the program.

The faculty's activities have proceeded apace. Over half of them attended the recent AALS convention held this year in Atlanta. Mildred Ravenell, Bill McHugh, and Ed Schroeder either are now serving or recently have served in important leadership positions of the various sections of the Association. Their participation this year was in significant part made possible by the support of our alumni and friends. Dave Dixon and Pat Dore have made major contributions to the very important process now underway of constitutional revision. In addition to her background research, Pat is serving most ably as the principal staff person to the Commission.

Don Weidner's recent article in our *Law Review* on "Partnership Allocations and Tax Reform" has been reprinted in the January 1978 *Monthly Digest of Tax Articles*. Another of his articles, dealing with the deductibility of various payments to partners, is soon to appear in the American Bar Association's *Real Property, Probate and Trust Journal*. Don is also chairman of an ABA Tax Section project to refine the scope of the real property exclusion from the partnership "at risk" rule added by the Tax Reform Act of 1976.

Bill McHugh has received a \$37,000 STARR grant from the Board of Regents to evaluate the experience under the Florida public employees collective bargaining law. He has also just completed an article on public employee collective bargaining which will appear in the Spring issue of the *Law Review*. Bill's reputation as an expert in the problems of public labor law is a national one.

Chuck Ehrhardt, Joe Jacobs, Steve Goldstein, Dave Powell, and Jarrett Oeltjen have participated as lecturers in their areas of professional expertise at various state and national conferences. Jarrett has recently published an article in the *Nebraska Law Review* dealing with the allocation of water resources through market transfers.

Pat Russo, who joined our faculty this past Fall, was instrumental in obtaining a \$60,000 CLEO grant for an institute to be held at FSU this coming Summer. Jack Van Doren has recently published a collection of teaching materials entitled "Jurisprudence as Ideology: What Is Really at Stake, and To Whom in Selected Jurisprudential Theories?" Jack's continuing record of scholarship is excellent. Kenneth Vinson's article, "What's Wrong with Legal Education?" appeared in the October 1977 issue of *Torch* magazine. The article received a special "Honorable Mention" award by the Paxton Lectureship jury. Kenneth has also just begun, on an experimental basis, a service which the Law School is sponsoring which previews selected cases pending in the Florida Supreme Court. This service, I believe, should be of great value to any one concerned with current developments in Florida law.

Sol Robinson's many friends will be glad to know that he will be returning to us next year, following a year as visiting professor of law at the University of California, Davis. In a similar vein, Don Weidner has been invited to teach this summer at the University of Texas at Austin, one of the finest law schools in the country.

There is one sad note to report to you. We will soon be losing a valued member of our faculty, O.J. Connell, our assistant law librarian. O.J.'s wife has entered the Foreign Service and they will be leaving Tallahassee. O.J. will be sorely missed. We wish him well.

Susan Hillberg, familiar to many of you, has accepted a permanent position as the law school's placement director. She has done a fine job in this capacity, and, together with Phil Southerland, is responsible for putting out the *Obiter Dictum*.

I am pleased to announce the addition of Ernie Means to our faculty. For the past ten years Ernie has served as Florida's Revisor of Statutes. He is with us this year as Visiting Research Associate. In addition to serving as a valuable resource for faculty and students, Ernie is working with me to prepare a report at Justice Hatchett's request dealing with present threats to the jury system in Florida.

Supreme Court Justices England and Sundberg will assume roles as adjunct professors during the coming Spring quarter. Justice England will offer a course in appellate practice and procedure, with emphasis on the new Florida Rules of Appellate Procedure which will become effective on March 1. Justice Sundberg will teach a course on trial practice.

In addition to various professional programs, the College of Law is sponsoring a program of unusual merit which is bringing legal scholars of high distinction to the FSU campus. Lawrence Friedman, Marion Rice Kirkwood Professor of Law at Stanford University and one of the nation's foremost legal historians, delivered a lecture on legal education and the

legal profession this past November. Willard Hurst, Vilas Professor of Law at the University of Wisconsin Law School and undoubtedly the dominant influence over the past 30 years on the scholarship of American legal history, will deliver a paper here in February entitled "What Happened to Laissez Faire?" Ronald Dworkin, Professor of Jurisprudence and Fellow in University College, Oxford since 1969, will deliver a paper here in April. Professor Dworkin is a legal scholar of international reputation. The College of Law is sponsoring his visit in cooperation with the FSU Philosophy Department.

At the risk of immodesty, I would also report to you that I have been asked to present a paper at the annual seminar of the Southeastern Admiralty Law Institute to be held this June in Atlanta. I will be in distinguished company, as Attorney General Griffin Bell will also be on the program.

Let me close with this thought: I believe the College of Law has achieved demonstrable excellence. But you should know that it has done so in a climate of commitment to excellence which now permeates the entire University. We are singularly fortunate to have Bernie Sliger as FSU's President. He is solidly behind our program. Again, these accomplishments would not be possible without your support. I think we have earned it thus far, and I assure you that I shall do all in my power to insure that we continue to do so.

## Class Notes

(Cont. from page 3)

*Raul C. Palomino, Jr.* has returned to Tampa and is an Assistant State Attorney there.

*Douglas Leon Grose* is associated with Anderson, Thorn, Grose & Quesada in Brandon.

*C. Edward McGee* is associated with the State Attorney's Office in Broward County.

*John Owen Clark* lives in Tallahassee and is employed by Congressman Don Fuqua.

*Richard E. Scherling* is an Assistant State Attorney in Pensacola.

*John Welch* recently formed the partnership, Jones & Welch, in Pensacola.

*Russ Bobo* has left West Palm Beach to start a firm in Tallahassee under the firm name McFarlain and Bobo.

### CLASS OF 1975

*Edward M. Kaylor* has left the office of the State Attorney in Bartow to become associated with Welch & Dooley in Lakeland.

*Marcia Ryherd Mills* has left her position with the 1st DCA in Tallahassee and is currently associated with the Stevens Point, Wisconsin firm of Glinski & Haferman.

*Lynn A. Williams* is an Assistant Public Defender in Pensacola.

*Tom Brooks* works in Tallahassee with the Public Employees Relations Commission.

*Ken Hart* has a partnership, Brown & Hart, in Tallahassee.

*Christinia Andriacchi* is with the State Attorney in Orlando.

*Robert Joyce* has taken a position with the Advanced Life Underwriting Department of Massachusetts Mutual in Boston and is a member of the Massachusetts Bar.

*Jim Massie* is a sole practitioner in Tallahassee.

*Kelly Hancock, Bruce Jolly and Norman O'Rourke* are with the State Attorney's office in Fort Lauderdale.

*Richard A. Hernan, Jr.* has been elected District Attorney of Warren County, Pennsylvania. He was formerly in private practice in Warren.

### CLASS OF 1976

*Margaret A. Downie* is associated with the Tallahassee firm of Ausley, McMullen, McGehee, Carothers & Proctor.

*Peter Tanzy* is associated with James Vance in West Palm Beach.

*S. Jim Brainerd* lives in Tallahassee where he is a legislative analyst with the Senate Commerce Committee.

*Dominic Caparello and Joseph Mawhinney* are associated with Thompson, Wadsworth, Messer, Turner & Rhodes in Tallahassee.

*R. Wayne Miller* is associated with Shackelford, Farrior, Stallings & Evans in Tampa. He was recently named "Boss of the Year" by the Tampa Legal Secretaries Association.

*Rick Boehm*, formerly with Gosney, Cameron & Parsons, lives in Orlando and is a partner with Haas & Boehm.

*Peter Fides* is associated with Maguire, Voorhis & Wells in Orlando.

*Diane Grubbs* works in Tallahassee for Judge Mills for the First District Court of Appeals.

*Dixon Bridgers* works for Judge Ervin of the First District Court of Appeals.

*Steve "Buck" Buchanan* lives in Houston where he is employed by Jim Tatum and Associates.

*William D. Slicker* has left the 2nd D.C.A. and has joined the law firm of Lyle, Skipper, Wood and Anderson of St. Petersburg.

### CLASS OF 1977

*Manuel F. Fente and Julio Gomez* are associated with Stone, Sostchin & Gonzalez in Miami.

*Barbara Biddle* is associated with the law offices of Howrey & Simon in Washington, D.C.

*Doug Brown* is working in the Anti-trust division of the Attorney General's office in Tallahassee.

*Debbie Miller and Robert Balogh* are judicial aides to Supreme Court Justice Sundberg.

*Debra Heise* is employed by the Federal Trade Commission in their Atlanta office.

*Bob Goldman and Bill Davis* work in Tallahassee where they are associated with Thompson, Wadsworth, Messer, Turner & Rhodes.

*John Newton* lives in Tallahassee where he is employed by Justice Adkins.

*Debbie Weiss* is the Assistant Project Manager for the ABA Special Committee on Resolution of Minor Disputes, in Coral Gables.

*Aurelio Durana* works on the Legal Writing Staff for the Public Employees Relations Commission in Tallahassee.

*Laurie Sistrunk* is an Assistant Public Defender in West Palm Beach.

*Steve O'Hara* is associated with Mathews, Osborne, Ehrlich, McNatt, Gobelman & Cobb in Jacksonville.

*David Yang* has returned to Taiwan where he is an associate professor of the Soochow University Law School. He also serves as the counsel for the Civil Aeronautics Administration in Taiwan.

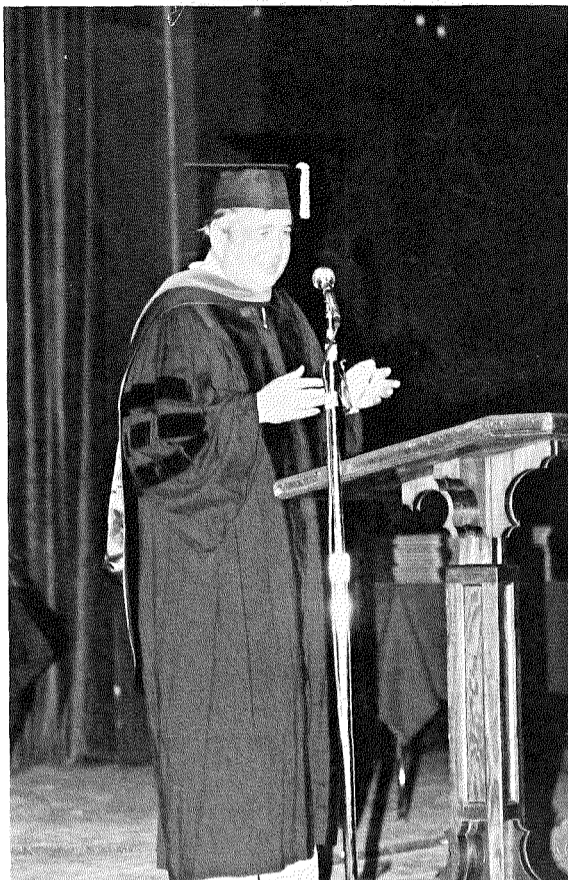
## Alumni are Sports Journalists

Two FSU alumni have recently begun writing sports columns for local newspapers. Terry Lewis, '76, in addition to practicing law, writes a weekly column on tennis for the Tallahassee Democrat.

Tommy Warren, '73, former quarterback for the FSU Seminoles, is Sports Editor for the FSU Flambeau.

## Law School Plans C.L.E. Tax Seminar in April

On March 31st, the College of Law will co-sponsor a CLE program in St. Petersburg. Topic will be Estate Planning under the Tax Reform Act of 1976. Faculty will be Professors A. James Casner (Harvard), Robert A. Stein (University of Minnesota) and David F. Powell (FSU). Video-taped replay of the seminar are planned for the cities of Ft. Lauderdale, Orlando, Pensacola, Jacksonville and Tallahassee in April. Designation credit is available. Details will be mailed to all alumni soon.



University President, Bernard Sliger, addressing the December 1977 law graduating class.

## B.A.L.S.A.

The Black American Law Student Association presently consists of fourteen members. Officers for this year are: President, Ben Harris; Vice-President, Curley Doltie; Treasurer, Don Jones; and Secretary, Gene Heard. Prof. Mildred Ravenell is advisor.

BALSA is continuing to work towards solving the problems encountered by the Black law students during their legal studies. On January 20, BALSA and the FSU Law School Minority Admissions Committee participated in a program for undergraduate minorities interested in attending law school.

Plans are now underway for the end of the year banquet. Alumni are invited to attend. Final plans will be announced in the next issue of the Obiter Dictum.

The BALSA team, ROOTS, will continue to play in the on-campus intramural sports.

## Students Receive Writing Awards

During the summer, second-year student Sean Daly was one of three Florida students chosen to receive a \$600 check from the Weichelt Scholarship Committee. The Weichelt Scholarship Program was established by the estate of George M. Weichelt, former Professor of Business, and administered by the Trust Department of Barnett Bank through the George M. Weichelt Memorial Fund Trust. Awards are made to graduate students in the College of Business and the College of Law. Awards are usually in the range of \$400 to \$800 per academic year and are based on the student's academic qualifications and financial need.

### OBITER DICTUM

The Obiter Dictum is published four times a year by the FSU College of Law for alumni, students and friends of the law school. Information and comments should be addressed to the OBITER DICTUM, College of Law, Florida State University, Tallahassee, Florida 32306.

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## 24-18

### FSU/Kicks University of Florida Law

The FSU law school football team, under the valient leadership of captain MIKE BENITO, made up for last year's loss by coming from behind with a fourth quarter touchdown to win 24-18. The series will resume next year in Tallahassee. Congratulations to intrepid team members:

- |              |                 |
|--------------|-----------------|
| MIKE BENITO  | SANDY SELVEY    |
| SCOTT TOZIAN | DOUG MANNHEIMER |
| BURKE CULLER | BOB ELMORE      |
| BILL CAPKO   | ERIC HOFFMAN    |
| DAVID YON    |                 |

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