

# VIRGINIA LAW WEEKLY

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Wednesday, 17 October 2018

The Newspaper of the University of Virginia School of Law Since 1948

Volume 71, Number 7

## President Ryan Dishes Goals, Bagels with Law Weekly

M. Eleanor Schmalzl '20  
Executive Editor

*The Law Weekly spoke with President James E. Ryan '92 about his goals for UVA, his love for Charlottesville, and his favorite bagel.*

**Among the myriad options you had, what led you to become a law professor and then a university administrator?**

I know from experience that education transforms lives, and working to expand educational opportunities for others has been the guiding principle and aim of my professional life. It's why I taught and studied law and education and the different ways that law structures educational opportunity, it's why I went to Harvard to become the dean of their education school, and it's why I returned to become president of the University of Virginia. Simply put, I care about making a difference in the world, and I believe law and education offer some of the best ways to do that.

**You clerked for Chief Justice Rehnquist after graduating. What advice do you have for students thinking about clerking? Did you enjoy the experience?**

For students thinking about clerking, I would strong[ly] encourage them to pursue the opportunity. They are terrific jobs and ones that you can really only do shortly after graduation.

**One of our editors had an article you wrote with Professor Jeffries assigned for thier Religious Liberties class. Do you have time these days to focus on your legal scholarship? Anything interesting you're working on?**

Sadly, I don't have much time to pursue serious academic writing, which for me requires sustained periods for research, thinking, and writing. As for working on something interesting, my day job is actually pretty interesting at the moment!

**What's the biggest challenge facing you as UVA's ninth president?**

I don't know if there's a single biggest challenge or a series of them. UVA has accomplished a great deal already, but we also have the potential to accomplish

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## "Porpoises" Whale on Competition



Members of the victorious Habeas Porpoise warm up. Photos Kolleen Gladden, '21 / Virginia Law Weekly

M. Eleanor Schmalzl '20  
Executive Editor

Despite the weather's best efforts, the 1L tournament came and went this past weekend on the soggy diamond known as Copeley Field. While Stephen

to secure the number-one seed despite their overall lacking performance at Dandelion. Going undefeated leading up to this past Sunday, the team came in ready to fight for ultimate victory. However, Section H was not the only team competing

fun than all of their peers who chose to spend the day in the library." Head Ump Carly Crist echoed Swann, remarking that the overall talent of the 1L class made for a fun day of softball.

Kicking off the day at 9 a.m. was #7 Justice RBIs vs. #10 C's and Desist, with Section J securing the W with a 14-7 victory. After their victory, Section J members enjoyed a few cold ones as they prepared for the foul language and taunting they feared they'd endure from the #2 F Bombers in their upcoming 12 p.m. game. At 10 a.m., #6 Rip's RAngers<sup>1</sup> faced #11 Good Not Great, with the latter living up to their reputation of being good but not, well, great. Section A, with a first baseman who does not use a glove, advanced by a score of 15-8, ready to challenge the #3 Legal-E's at 1 p.m. in the afternoon. First round of play finished up with #8 Beyond A Reasonable Out defeating #9 Bam's I's 12-5, with the #1 seeded Habeas Porpoise as their next opponent in the late afternoon 3 p.m. time slot.

After no upsets in the first round of play, the former favorites in the first round prepared to fight an uphill battle as they went into second round against the well-rested, top-seeded teams. Justice RBIs fought but ultimately fell to the F Bombers with a final score of 15-6, bringing Section F forward to secure a semi-final position. Rip's RAngers managed the first upset of the day at 1 p.m., defeating the Legal E's by a narrow 13-10 margin and lots of chants about "friendship." Section A's victory secured their spot in the

1 GO SECTION A!!!

SOFTBALL page 3



The Law Weekly's camera catches another Porpoise. Photo Kolleen Gladden '21

T. Parr tried to drown the over-eager 1Ls with more rain during the 10 a.m. game, his efforts were ultimately futile as the teams began the day of "friendly" competition. After several weeks of regular season play during which the 1Ls (and only the 1Ls) managed to play on wet turf and the occasional muddy Copeley, Section H managed

for that prized trophy. According to Brooke Swann '20, NGSL member and overall badass at all things but especially all things softball, every team had some standout talent. Swann remarked that clutch hits and major defensive plays carried some teams through games, and the 1Ls who participated and supported "had way more

## around north grounds



Thumbs up to all the professors who didn't cancel Thursday and Friday classes during Fall Break. While ANG skips 80% of all classes per ABA guidelines, ANG is glad to see ANG's gunner classmates have followed ANG's lead and stayed on vacation instead of pretending to care about "education" and "learning."



Thumbs down to the horde of fratty law students at the event of the season (aka WWE Smackdown Live @ JPJ). ANG thought ANG had finally found a safe space to avoid all the bros of UVA Law, only to find the event of the season overwhelmed by them.



Thumbs sideways to SBA trying to ban Chick-fil-A from its events. At first, ANG was outraged at this blatant overreach of the meaningless government. Then, ANG realized ANG was not planning on attending SBA events anyway.



Thumbs up to the birds in Gilbert, Minnesota who caused havoc after becoming drunk off fermented fruit. ANG believes this bird is ANG's 'spirit animal.'



Thumbs down to Polish President Andrez Duda's open-ended invite for a "Fort Trump" in Poland. Even ANG knows that doesn't have nearly the requisite number of consonants to survive Eastern Europe.



Thumbs up to all these spooky portrait paintings of old white men! ANG didn't know we were already decorating for Halloween.



Thumbs down to Ivy Gardens' new practice of unlocking residents' doors and leaving them ajar to let urgently completed painting dry. At least give ANG some advance warning so ANG can arrange to stay home and watch the paint dry.



SPOTTED: Famous 1L Contracts professor purchasing their Halloween outfit early. Now that "Sexy Scooby Doo" is taken, ANG needs to go back to the drawing board. XOXO, Gossip ANG.

RYAN

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even more and define what a public university should look like 12 or 15 years from now.

For example, we should look for ways to become even more accessible to anyone who is qualified to study here, regardless of their economic circumstance. We should find more ways to work together across schools and disciplines to solve some of our biggest challenges. And we should focus on building stronger relationships with surrounding communities and being of even greater service to the Commonwealth and beyond.

The common thread here is the need to live out our values and close the gap between our aspirations for the University and our everyday realities. I see that as our biggest challenge and greatest opportunity.

### What do you see as the role of lawyers in today's society?

My father never attended college, but he made sure to impress on me from a very early age that the highest calling in life is to serve others. At its best, law is a form of service—a chance to speak for those without a voice and make the system work a bit better for those who need it.

### Are you ever going to give Professor Jeffries back to us?

Hah! No. I'm kidding. John has agreed to serve for three years, for which I am grateful—and for which I apologize to all of you. But he is doing very important work for the entire uni-



President James E. Ryan '92. Photo courtesy Harvard Magazine.

versity.

### When can the students of the Law School expect to see you on North Grounds for a public event?

I was at the Law School for an event with the Ron Brown Scholars not too long ago, and I'm sure I'll be back up there again soon. It still feels like home to me.

### Bobby or Teddy? Scalia or Ginsburg? Sprngsteen.

### How has UVA changed since you were a student?

The University is a very different place than it was when I

was here in the early 1990s, but I think one of the most profound changes—and the one that makes me the most hopeful—is just how much more diverse we are. The current first-year class is the most diverse in UVA history, and I truly believe we are stronger because of it.

### How did the events of August 11 and 12 affect you in Cambridge? How has what you've seen since coming back to Charlottesville affected your view of those events?

I was horrified watching the events of last year unfold in real time online. I love this University and I love Charlottesville, and the events of August 11 and 12

convinced me that coming back was the right thing to do.

Since coming back, I've been both humbled and incredibly impressed by the people who have endured so much pain and yet have also found the strength to move forward.

### Students and community members have criticized the University and Charlottesville for the heavy police presence on the one-year anniversary of the 2017 rallies that seemingly targeted counter-protesters. What led to the University's actions on the one-year anniversary?

Uncertainty. Leading up to the anniversary, we didn't know how many people would come to Charlottesville, whether they intended to do harm, and even where they planned to show up. As a result, we had to prepare for every possible situation. While I realize some people thought the police presence was excessive or at least worrisome, in a situation with that many unknowns I would make the same choice again.

### What led you to come back to UVA after your time at other places?

UVA is home for me. I met my wife when we were both student at the Law School, and this is where our four children spent the bulk of their childhoods during my 15 years on the law faculty. I see this very much as an opportunity to serve and to give back to the University and a community that have given so much to me and my family.

### What was your favorite thing about the Law School during your time as a student? As a professor?

It was the same for both: the people and the sense of community. The law school attracts remarkably talented people who are not only smart, hard-working, and ambitious, but who are also humane, grounded, and decent.

### Is there something you wish you'd known as a law student or advice you have for the current UVA law students as they go through law school and enter the workforce upon graduation?

Instead of thinking about what you want to be, think about what you want to do and the difference you want to make in the world. If you focus on the work, the rest will take care of itself.

### Favorite restaurant in Charlottesville?

Totally depends on the occasion, so I can't say I have a single favorite.

### Word on the street is you're a big Bodo's fan, so I have to ask: What's your Bodo's order?

Chicken salad on an everything bagel with horseradish. Trust me, it's a lot better than it sounds.

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## Del. Danica Roem Gives Keynote at First Ever ELE(Q)T Symposium

On Wednesday, October 3, the ELE(Q)T Project for LGBTQ Leadership launched its first symposium: an afternoon-long series of workshops

Christina Luk '21  
Staff Editor



and speaker-panels aimed at training and empowering young LGBTQ leaders to run for political office. The event was capped by a keynote address by Virginia Del. Danica Roem, a Democrat who sits in the Virginia House of Delegates representing the 13<sup>th</sup> District, which includes the City of Manassas Park, Town of Haymarket, and Prince William County portions of Manassas and Gainesville.

A big shout out to the student organizers of this event: Michael Denton, Co-Chair for Fundraising & Lambda Law Alliance Liaison; Cody Reeves '19, Co-Chair for Fundraising; Courtney Koelbel '19, Chair for Operations; Joe LoPresti '20, Chair for Marketing; Chance McCraw '21, Chair for Programming; and Timothy Sensenig '20, Founder and Event Director.

Sensenig opened the event and gave the audience a few statistics to bear in mind: Over 50 percent of all politicians and presidents are lawyers. Compared to the 5 percent of people in the general population who think about running



Delegate Roem addresses attendees in Caplin Pavilion. Photo Kolleen Gladden / Virginia Law Weekly.

for office, up to 58 percent of lawyers consider running for office. LGBTQ lawyers are therefore well positioned to make a big difference because, even though 10 percent of the population identifies as LGBTQ, only 0.1% of all elected offices identify as such.

Following Timothy's address, Dean Risa Goluboff took the stage to introduce Del. Roem, who gave the Dean several thumbs-ups throughout her introduction. Del. Roem is the first openly out transgender woman to be elected to state legislature, ousting

Republican incumbent Bob Marshall, who held the seat for twenty-five years. Del. Roem is a thirty-four year old stepmom; she's lived her entire life in her district, and she was a journalist for the Gainesville Times for nine years, winning seven Virginia Press Awards

during that time. For young leaders everywhere, Dean Goluboff said, "Delegate Roem represents hope and opportunity."

Del. Roem had one central message that night: "Be who you are and be that well, because we need you. Your commonwealth needs you." In her words, there is no picture-perfect candidate for office. She points to herself as an example. As a transgender woman, a stepmother, and a minimum-wage journalist, Danica Roem does not present the image of a typical candidate, but her experiences make her a unique candidate who brings unique skills that the legislature needs. Del. Roem espouses the value of playing to one's own strengths. She reminded the audience that they can succeed *because* of who they are and not in spite of it. Personal identity can be a great source of strength. Del. Roem gestured to herself, a self-described Italian woman who loves to talk and who uses her own exuberant sense of humor to combat negativity. Her outgoingness, willingness to engage, and resilience served her well during her door-to-door walking campaign, winning her the votes she needed to win out in her race.

The number one key to her success? Unwavering focus on the issue most important to her constituents: fixing the terrible traffic and road condi-

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## SOFTBALL

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semi-final against Section F at 4 p.m.

On the other side of the bracket, #4 Docket Like It's Hot<sup>2</sup> defeated #5 SoftbaLLMas-ters 14–7. While the LLMs may have been defeated in their first game of the day, the *Law Weekly* still maintains they're the real winners after Attending the T-Pain Concert and skipping the downpour that was Dandelion. Given that most of them had never played softball, they knew how to hit some real dingers that rallied great support from the crowd. But alas, Docket Like It's Hot secured their position in the semi-finals just before the Habeas Porpoise took down Beyond a Reasonable Out 13–6, meaning D and H would face off in the semis before the championship game.

After a busy second round, Section A came into game three with high hopes that were ultimately crushed by the F Bombers. With a final score of 10–3, Rip's RAngers left feeling proud of their journey through the day, leaving the field singing the High School Musical soundtrack that boomed from their radio throughout the team's games. The F Bombers still had a game left to play, spending their downtime nursing injuries and preparing their obscene vernacular for the championship game yet to come. Habeas Porpoise roared into the 5 p.m. game against Docket Like It's Hot, winning 5–0 before the game that followed directly after. Lucky for Section H, the team did not follow the lead of #1 seed UVA Men's Basketball during last year's March Madness and actually met expectations in their big moment.<sup>3</sup> After long days for all teams, the championship game had arrived.

Section F, despite a valiant effort and a left-center fielder who could literally throw the ball from the road to home, the team couldn't find its stride against the powerhouse batting of Section H. With a 10-1 final score, the F Bombers left cursing themselves, wishing they had found their swing in time to rally. Meanwhile, Section H sang along to Mariah Carey's "All I Want for Christmas is You" for unknown reasons. Regardless of their odd victory music, the team found victory and crushed the hopes of underdogs everywhere.

Due in part to great musical choices and a few thrilling upsets, the 1L tournament lived up to expectations as a thrilling and competition-inducing event. Now we can hope the 2Ls and 3Ls can follow suit and, you know, actually play some softball.

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*Brooke Swann '20 contributed on-the-ground reporting for this article.*

<sup>2</sup> With a man who would only come up to bat if allowed to bring his beer with him. Every time.

<sup>3</sup> Anyone else still not over it? Just me? Bueller?

# LAW WEEKLY FEATURE: Organization Spotlight—UVA Law Rod & Gun Club

Each week, the Law Weekly showcases a Law School group in a feature we call "Spotlight." Our goal is to give leaders a regular platform to inform readers about their goals and to educate the UVA Law community about their diverse perspectives. If you or your organization would like to be featured, please send an email to [editor@lawweekly.org](mailto:editor@lawweekly.org).

If the name didn't give it away, the Rod & Gun Club at UVA Law brings together stu-

W. Augustus "Gus" Todd '19  
Guest Columnist



dents interested in fishing and shooting or interested in learning how to do either. While most people might not immediately associate lawyers wearing suits with tramping through the woods to go fishing or hunting, the members of the Rod & Gun Club beg to differ. In fact, time spent at the pond or at the range can be extraordinarily helpful in helping law students stay grounded and relaxed as the stress of day-to-day life builds.

Few things in life are more effective at helping one relax than finding a quiet pond and casting a few lures in the solitude of the outdoors. Or, if that nagging voice is reminding you of all the things you forgot to say during your last cold call, there is no better way to drown it out than by going to the range and blowing off a few dozen rounds. Either way, fishing and shooting easily go hand-in-hand with keeping your mind and body healthy in the high-stress environment that we law students tend to create for ourselves.

To be honest, I didn't even

look at the list of student organizations at UVA before I came for orientation as a 1L. I found out about the Rod & Gun Club through the Student Activities Fair and was actually shocked to see that such a club existed. I expected to see a litany of organizations relating to specific causes, political affiliations, and affinities, but I did not expect to see that fishing and shooting had enough of an interest among the students who attend a top law school to warrant having its own organization. Having grown up fishing and shooting, I was anxious to find places to do both during my time here. In that regard, the Rod & Gun Club seemed like a gift to me and has introduced me to an entire community both inside the Law School and out that love fresh air and making things go boom.

The elephant in the room for the Rod & Gun Club comes with the "Gun" part of the club. I recognize that the issue of firearm ownership in this country can invoke intense political passions. More than that, firearms are dangerous when used improperly and can be very intimidating to those who do not have much experience around them. I am sure that in and of itself is a turn-off for many here at the law school. I would urge those people to come to an event

and give it a shot. We are not a political organization, so you don't have to worry about us trying to get you to change your political beliefs. We just really enjoy these activities and love sharing them with anybody who is interested. We also are really good at teaching people how to safely handle firearms and become proficient shooters. If you have ever been curious about how to shoot a gun but never knew how to go about learning, we are more than happy to show you how!

In fact, many of our members came to their first event with absolutely no background in either shooting or fishing; most of them also come without equipment. So if you have an interest but are afraid of looking like you have no idea what you are doing, you probably won't be the only one. Thankfully, our members are generous with their skills as well as their stuff and are more than willing to give individual lessons on how to use their things. The club also will rent equipment at our group outings for members to use. Keeping watch over everybody is our Safety Chair Michael Haden, who knows how to keep all of us safe through his years of experience running shooting ranges as an officer in the Army.

We host monthly group

shooting events, usually at the Flying Rabbit Sporting Clays course in Mt. Crawford as well as numerous other informal shooting events at local gun ranges. We also plan on hosting a "New Shooter's Day" in the spring for anybody in the UVA Law family interested in getting hands-on instruction behind an assortment of rifles, pistols, and shotguns. For the anglers, we are planning to set up a fly-fishing tutorial in the spring as well. And as always, we have members going to ranges and fishing holes all the time to unwind.

If you are interested in anything the Rod & Gun Club has to offer, feel free to reach out to any of the members of the board. I serve as the President ([wat5pm@virginia.edu](mailto:wat5pm@virginia.edu)), but you can also contact Jansen VanderMeulen, Vice President ([jmv5af@virginia.edu](mailto:jmv5af@virginia.edu)), Scott Myers, Treasurer ([srm6tr@virginia.edu](mailto:srm6tr@virginia.edu)), Jacob Roth, Shooting Chair ([roth@email.virginia.edu](mailto:roth@email.virginia.edu)), our FChairs James Lockerby ([jml5ac@virginia.edu](mailto:jml5ac@virginia.edu)) and Justin Aimonetti ([jwa3sc@virginia.edu](mailto:jwa3sc@virginia.edu)), or last but not least, Michael Haden our Safety Chair ([mch3jn@virginia.edu](mailto:mch3jn@virginia.edu)).

## Cleveland: Center of the Universe

*Editor's Note: When reading controversial pieces such as this, readers should remember that this author's position does not necessarily reflect the opinion of the Editorial Board or the University of Virginia School of Law.*

You may not know it, but Cleveland is the fall break destination of your dreams.

Yes, you read that right! Cleveland, Ohio. The heart of the nation! I do not write in jest. A sprawling metropolis and my wonderful hometown, Cleveland is the place to be—probably for life, and certainly for a great five-day vacation in the fall. The people are friendly, the food is great, and even LeBron James considers the Cleveland area to be his true home. If Cleveland is good enough for King James, it's definitely good enough for you. He may have left to finish his career in L.A., but we have no hard feelings here. We know LeBron is well aware there is no place like home. He'll be back!

Cleveland truly has everything you could ever need. From the Rock and Roll Hall of Fame to the Cleveland Orchestra (which is among the top ten in the world), Cleveland's music scene is strong. Downtown Cleveland is very hip, and our restaurants are top notch. Iron Chef Michael Symon lives in Cleveland! My brother once rescued his dog.

The Cleveland Metroparks are spectacular, and just a short drive from the city's center. Tow paths wind through

vibrant forests in the suburbs, past trickling waterfalls and shale cliffs. And—to even my surprise—we actually have a beautiful beach. More day-to-day amenities include friendly people everywhere, a low cost of living, and excellent grocery stores (I know it sounds silly, but they really are great. My favorite, Miles Farmers' Market, has tasty muffins and free coffee!).

Do you like chocolate? Cleveland has the best chocolate. Malley's chocolate is the epitome of creamy chocolatey deliciousness. Once you try it, you'll want to move to Cleveland just for easy access. No other chocolate can compare.

We are also very close to Canada. If you ever truly get fed up with America in general, you can always gaze wishfully across Lake Erie and dream of your escape. But—why would you want to escape? You're in Cleveland! Even when America may be going through rough times, Clevelanders buckle down and stay strong. We have steadfast pride in our great city.

Some of you, as you read this excellent extollation of Cleveland's virtues, may be snickering to yourselves. Stop! Don't judge a midwestern gem by stories of a burning river and failing football team. We've bounced back since then. Our river has not caught fire in nearly 50 years, thank you very much. And with Baker Mayfield in our football lineup, we're on track to have three great sports teams: the Browns, the Cavs, and the

Cleveland Indians.

Clearly, others do see Cleveland's virtues. President Obama visited my high school twice! That's probably why he was re-elected. Love from Cleveland will take you far.

So what did I do during my fall break in Cleveland? Mostly study for my contracts midterm with breaks to hang out with my grandparents and go for a hike. But if I weren't a 1L, my fall break definitely would have been more interesting. Here are the top five things you should do on your next visit to The Land:

Befriend my grandparents. They are great!

Get breakfast at the Yours Truly at Transportation Boulevard. Follow that breakfast with a quick visit to Malley's to stock up on chocolate before hopping on the Cuyahoga Valley Scenic Railroad, which will take you through Cuyahoga Valley National Park, stopping at charming rural towns along the way. At several points, the train meets the Ohio & Erie Canal Towpath Trail; "hop on" and "hop off" options are available for hikers and bikers.

Grab an ice cream cone and stroll through Chagrin Falls. It's a cute little town with a massive waterfall at its center. My favorite shops to visit there are the local bookstore (very cute!) and the old-fashioned hardware store that's brimming with antiques. While you're in town, be sure to grab a sandwich from Dave's Cosmic Subs. Maybe you will even see the founder, Cosmic Dave! He is cool. He goes to my gym

and his picture is on bottles of Dave's Cosmic Sub Sauce, which is sold in regional grocery stores.

Spend a day at the museums at University Circle. The Cleveland Museum of Art is free and wonderful. My favorite exhibit is the Armor Court, although I always love stopping by the Mon-et and Morisot paintings, too. After visiting the art museum, you might want to check out some of the other top-tier museums within walking distance, including our natural history museum (we have Balto, the heroic Siberian Husky sled dog who saved Nome, Alaska, from a diphtheria epidemic!) and our botanical gardens (complete with a butterfly room!). Also in University Circle is Severance Hall, home of the Cleveland Orchestra.

A short walk away from the museums is Cleveland's Little Italy, which hosts tasty restaurants and interesting galleries. My favorite places to eat there are Presti's (baked goods and cafeteria-style lunch) and Mama Santa's (classic Sicilian pizza—yum). At the end of the day, you can head further downtown to visit The Flats—a trendy, redeveloped area with a great night scene.

Good things start in Cleveland: Stouffer's, Superman, Paul Newman... perhaps your legal career? So next time you plan a vacation, you know where to go. #TheLand has it all. Come to #CLE!

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Ike’s Mistake: The Accidental Creation of the Warren Court

Part of Confirmation Stories, an ongoing Law Weekly feature.

When General Eisenhower was inaugurated in 1953, he became the first Republican president in twenty years. Presidents Roosevelt and Truman would appoint twelve justices,<sup>1</sup> drastically changing the character and ideology of the Court. Except for Justice Harold Burton, whom Truman appointed as a gesture of bipartisan goodwill, every justice on the court was a Democrat. While Eisenhower was no ideologue, he would explain to advisors, in public, that “My [Ike’s] principal concern is to do my part in helping restore the Court to the position of prestige that it used to hold, and which in my opinion was badly damaged during the New and Fair Deal days.”<sup>2</sup> Eisenhower would appoint five justices, enough to recreate the Court’s character and ideology. Whatever Ike expected, the coming judicial revolution certainly was not it.

Spearheaded by Chief Justice Earl Warren and Associate Justice William Brennan, the Warren Court radically expanded the reaches of the judicial power and altered constitutional law in a way that reverberates to this day. The changes were legion, including a constitutional right to privacy,<sup>3</sup> the right to remain silent,<sup>4</sup> and his supporters believed that after scores of failed dime-store New Deal can-

and his supporters believed that after scores of failed dime-store New Deal can-



As then-Vice President Nixon looks on, Earl Warren administers President Eisenhower his second oath of office in 1957. Photo courtesy Dwight D. Eisenhower Presidential Library.

the elimination of official school prayer in public schools,<sup>5</sup> desegregation,<sup>6</sup> and much more. Warren was the leader of the liberal wing; Brennan would provide its intellectual underpinnings. After he was no longer president, Eisenhower purportedly said, “I have made two mistakes, and they are both sitting on the Supreme Court.” Or that Warren’s nomination

that his biggest mistake was “the appointment of that dumb son-of-a-bitch Earl Warren.” Historians argue whether or not Eisenhower ever said any of the above. But the statements reflect how Eisenhower and many others felt. How then, if Eisenhower did not intend a revolution, did he ignite one anyway? The answer lies in two elections: the 1952 and 1956 Presidential elections.

Despite his overwhelming popularity among the American people, Ike was not assured the Republican nomination in 1952. After being convinced by the Draft Eisenhower movement to run, his main opponent was Senator Robert Taft of Ohio, son of President and Chief Justice William Howard Taft. Known as “Mr. Republican” for his stalwart conservatism, he

a Republican in the White House after a generation of failure. Like his father forty years before him, Taft controlled the party machinery, hoping to best a less conservative but more popular opponent. When the convention opened in Chicago—coincidentally the same city as the Taft-Roosevelt convention years before—neither Taft nor Eisenhower definitively had a majority of the delegates. Enter Warren.

In 1952, Earl Warren was in his third term as Governor of California. A Republican, he started his public career as District Attorney of Alameda County. Appalled by the corruption he saw in state government, he busted bribe-taking politicians and officials, cracked down on crime, and ran his office in a professionalized, non-partisan way.<sup>7</sup> He would keep these attributes as he ran successfully for California Attorney General<sup>8</sup> in 1938, then Gover-

7 Although some of his prosecutorial methods would later be found unconstitutional by his Court.

8 His tenure as AG shamefully included the internment

Faculty Quotes

<b>K. Kordana:</b> “The virtual firm is an incel in his mother’s basement.”	<b>M. Gilbert:</b> “It’s not just it’s dark and dreary—it’s Fall so the days are getting short. It’s going to be dark when we show up in a few weeks. That’s okay, Election Law will give us light.”
<b>A. Johnson:</b> “Most rivers run North to South. Do you know why? Because of gravity.”	<b>R. Harmon:</b> “These people are 22 years old and know nothing about anything . . . no offense intended.”
<b>R. Schragger:</b> “That’s called aggressive friendliness, which I am against. My wife is the queen of aggressive friendliness.”	<b>J. Harrison:</b> “The list of things that annoy me is very long.”
<b>D. Leslie:</b> (pointing at student with his walking stick) “You can run but you can’t hide!”	<b>A. Vollmer:</b> “Sometimes I don’t follow the casebook. DON’T get mad about that.”
<b>F. Schauer:</b> “You have my permission not to worry about it.”	<b>A. Bamzai:</b> “Lawyers convert large boxes of paper into small boxes of paper.”
<b>M. Collins:</b> “I deny it. And if I did it, I apologize”	

Retraction

In its October 3 edition, the *Virginia Law Weekly* reported on the “#MeToo in the Judiciary” event hosted by the UVA Law chapter of the American Constitution Society and headlined by Professors Anne Coughlin and Kimberly Kessler Ferzan. In the piece, the *Law Weekly* inaccurately summarized the statements of both professors, and in some cases attributed those summaries as quotations. We have retracted the piece, and we apologize to Professors Coughlin and Ferzan for our mishandling of their important event.

## Virginia Law Weekly

### COLOPHON

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Published weekly on Wednesday except during holiday and examination periods and serving the Law School community at the University of Virginia, the *Virginia Law Weekly* (ISSN 0042-661X) is not an official publication of the University and does not necessarily express the views of the University. Any article appearing herein may be reproduced provided that credit is given to both the *Virginia Law Weekly* and the author of the article. Advanced written permission of the *Virginia Law Weekly* is also required for reproduction of any cartoon or illustration.

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nor in '42, '46, and '50. He campaigned and governed as a fiscal conservative but a progressive social reformer, winning acclaim and praise within the state and without as “an able, incorruptible administrator who has built up enormous public faith in his honesty and political integrity.” He was so popular that in his first campaign for reelection, he won both the Democratic and Republican primaries, running virtually unopposed. Such success led him to talk of presidential aspirations. Warren was Thomas Dewey’s ticket mate as vice-president in the 1948 election, best remembered as the erroneous “Dewey Defeats Truman” election.<sup>9</sup> This was the only election Warren would ever lose.

With such success, of Japanese-Americans that ended up being upheld in *Korematsu v. United States*. It is life’s ironies that one of the drivers for internment would also be the architect of ending legally-enforced racial segregation, though some biographers argue that his later regret over internment led him to be a forceful opponent of segregation on the bench.

9 Dewey and Warren rather famously did not get along very well. Nina Warren, Earl Warren’s wife, voted for the Truman ticket, disliking Dewey and not wanting to see her husband become Vice-President.

Warren declared himself a candidate for President in 1952. As California’s “favorite son,” he was assured of its seventy-odd delegates, on the first ballot at least. Warren hoped that if Taft and Eisenhower deadlocked, both would lose momentum and he could be the compromise candidate. Enter Richard Nixon. If you may allow a bit of editorializing, I believe that Nixon is one of the most important figures in Supreme Court history to never have sat on the bench. He will figure prominently in many future articles. Forty years old at the time, Delegate Nixon was California’s junior senator. Despite this, there was little love lost between the two. Both won overwhelming statewide victories in 1950, attracting independents and Democrats, but in very different ways. Warren won through policies appealing to the center; Nixon won by painting his opponents as communist sympathizers and accusing his opponent in the 1950 Senate election as “pink right down to her underwear.”

Nixon, nominally pledged to Warren on the first ballot, let it be known in private that he truly supported Eisenhower. In return, viewing Nixon as a young, energetic candidate who could unite the conservative elements of the party, Eisenhower’s campaign staff offered him the vice

president spot if he could get California’s support. Warren’s biographers portray Nixon as a backstabber, looking out for only his own ambition. In fairness, Warren refused to endorse Nixon when he first ran for Congress and only tepidly supported Nixon’s run for Senate. There was little reason for Nixon to be loyal to Warren, and both would detest each other for the rest of their lives. (Stay tuned for future articles on this.)

Senator Nixon played a crucial role in getting California to adopt the “Fair Play Amendment” during the convention. Complicated and arcane, the amendment involved something called “the Texas Steal” and two competing delegations from southern states, one for Taft and one for Eisenhower, trying to get seated at the convention. A vote for “Fair Play” was in essence a vote for Eisenhower and would come close to securing him the nomination, thus ending Warren’s chance for the presidency. In the end, the Fair Play Amendment won, and Eisenhower cinched the nomination on the first ballot.<sup>10</sup> Had Warren become

10 If interested, John Dickerson’s “Whistlestop” has a great two-episode podcast on the convention, titled “Eisenhower, Taft, and the Texas Steal”, and “Eisenhower, Taft, and the Wizard of Ooze.” Strongly recommend them.

president, vice president, or some other spot, there would be no Warren Court. Ike would easily win the election.

Eisenhower, however, was impressed by Warren. When discussing his ideal justice, he told advisors he wanted on the court “a man of broad experience, professional competence, and with an unimpeachable record and reputation for integrity.” In other words, he was looking for a “statesman.” The historical record is mixed, and will perhaps never be known. Some sources report a quid pro quo agreement, such that Warren would vigorously campaign for Eisenhower in exchange for a spot on the Court. I do not find these claims to be overly credible. Warren fit many of the attributes Ike listed and Ike seemed to have a genuine respect for Warren and thought him to have similar “middle of the road” philosophy. Eisenhower called Warren to tell him Ike considered him for Attorney General, but decided to go elsewhere. Warren claimed that afterwards, Ike said, “I want you to know that I intend to offer you the first vacancy on the Supreme Court.” In any event, Warren believed he had been promised a spot on the Court. On September 8, 1953, Chief Justice Fred Vinson suffered a heart attack and passed away at the

age of 63.<sup>11</sup> After some hesitation (Eisenhower thought there was some difference between being promised an Associate position versus the Chief Justice; Warren adamantly said there was not), Ike put Warren on the Court through a recess appointment in time for the 1953 October term. Warren was confirmed by the Senate by a voice vote on March 1, 1954. The rest, as they say, is history.

Sources include Stephen E. Ambrose’s “Eisenhower: Soldier and President”, James F. Simon’s “Eisenhower vs. Warren”, and Ed Cray’s “Chief Justice: A biography of Earl Warren.” Next time, Eisenhower’s other “mistake”: Justice Brennan’s path to the high court.



11 Vinson was appointed by Truman in 1946. He was the last Chief Justice appointed by a Democratic President. Truman and Vinson were great poker buddies, and Vinson was likely appointed in part because of that relationship.

# Fake News: 3Ls Blame Dugas for Enrollment Troubles

Third-year law students at the University of Virginia School of Law expressed their

Graham Pittman '19  
Guest Satirist

outrage earlier this week after Assistant Dean of Academic Services and Registrar Jason Dugas nearly failed to remind them about the spring enrollment period. 3L representative Jeff Richardson spoke before a crowd of angry upperclassmen and reporters gathered outside of the school on Monday to criticize Dean Dugas for not emailing them sooner about the registration deadlines that have been posted on LawWeb for at least three months.

“Who could have guessed that we wouldn’t get advanced warning from the Registrar’s office in the form of a series of timely, informative, and technologically integrated emails? It’s like the rug was completely pulled out from under us,” said Richardson. “The administration needs to be held accountable. It’s absolutely unreasonable for them to expect us to remember the specifics of a process that has in no way changed since 1L.”

Richardson claims that many 3Ls were unable to complete the 30-minute course selection process with only four

days’ notice. “In addition to playing on multiple softball teams I’m also taking a full twelve credit schedule this semester, including Common Law IV and VII. . .When exactly did Dugas expect me to find the time to sign up for class? Considering how bad the reception is on the back nine of Birdwood and the upstairs bar at Biltmore, it’s a miracle that any of us even saw his email.”

“My parents are paying nearly \$60,000 for me to go to school here. The least the administration can do is tell me when I need to register for class,” added Richardson, who hasn’t been to his Securities Regulation seminar in at least three weeks. “Law school is supposed to prepare us to be lawyers; we shouldn’t be wasting our time worrying about strict, arbitrary deadlines, reading through tedious documents, or paying attention to small details.”

Richardson warned that the 3L class would pursue further action if the administration fails to make amends. “Mark my words, if one of us ends up having to take a Friday class we’re going to organize a petition.”

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## HOT BENCH



Liz Sines '19

**Have you ever had a nickname?**

Liz, Lizzie, Liza, Lizard Breath (kids are mean).

**Where did you grow up?**

Oakland, Maryland, a tiny town in the Appalachian Mountains, right by the West Virginia border.

**What is your favorite word?**

Loquacious.

**What’s the best meal you’ve ever had?**

The other day, Colleen Guinn and I each spent \$55 at Bang! That’s approximately 6 small plates each. I don’t know if it’s the best, but it definitely ranks.

**If you could meet one celebrity, who would it be and why?**

Seth Rogen. He’s my celeb crush.

**What’s your favorite hobby to avoid the stress of law school?**

Swimming, going out to eat, and watching trashy television with my pals.

**Where is your favorite place to vacation?**

Anywhere by the ocean.

**What did you have for breakfast this morning?**

Lunch.

**What’s your least favorite sound?**

The construction that wakes me up every single morning (thanks UVA).

**If you owned a sports team, what/who would be the mascot?**

We would be the Elizabeths, and the mascots would be Queen Elizabeth’s royal corgis. The brand is strong.

**Blueberries or strawberries?**

Bluebs, as I like to call them (or BOOberries, only during the month of October).

**What is the best concert you have ever been to?**

Bryson Tiller, right in Baltimore’s Inner Harbor.

**What’s your favorite thing to do in Charlottesville?**

Eat at MILAN INDIAN BUFFET.

**What animal do you most identify with?**

A slow loris. Look it up. You will not be disappointed.

**Backstreet Boys or \*NSYNC?**

Backstreet’s back ALRIGHT!

**What’s your favorite food(s)?**

CHICKEN KORMA AT MILAN INDIAN BUFFET.

**If you had to pick one song to play non-stop in the background of your life, what would it be?**

I’ve given a lot of thought to this throughout my life, and I must instead give you a playlist: Little Bitty Pretty One (the Matilda song), Ain’t No Mountain High Enough, Int’l Players Anthem, and the soundtracks for Sister Act 1 and 2. Is that not the feel-good playlist of the century?!

**What’s the longest. you’ve gone without sleep and why?**

Probably 48 hours. Something finals and cramming related, I’m sure.

**If you won the lottery, what would you do with it?**

Pay off my student loans. And with the remaining \$10, buy a bunch of real estate and give the rest to charity.

**If you had Matrix-like learning, what would you learn?**

Every single language in the world. How badass would that be?!

**If you could be in the winter Olympics, which sport would you compete in?**

I sobbed inconsolably after the U.S. men’s team won America’s FIRST Olympic gold medal in curling, if that answers your question.

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continued from page 2

tions of Route 28. When people opened their doors to her, they all had one very obvious observation and question, and Del. Roem refused to let that constrain her conversation. As she put it, people might not understand what it means to be a transgender woman, but everyone understands traffic. At the same time, Del. Roem recognizes the significance of her election for the LGBTQ community. As the very first transgender woman elected to office, whether she wills it or not, Del. Roem is an effective ambassador. For her, it is both a privilege and a responsibility, and, for the young LGBTQ leaders waiting in the wings, it remains a privilege and a responsibility.

Del. Roem’s speech can be found on the UVA Law YouTube page. For the exclusive benefit of the readers of this publication, this reporter caught up with Del. Roem after the event and ~~scored a really sweet selfie~~ asked a few questions:

What’s one message you’d like to give to people who weren’t able to make it tonight? *If you’re well qualified and you’ve got good ideas, then get your ideas to the table. You can succeed by being who you are not despite of it.*

What’s the one core attribute that makes a good politician? *Constituent service above all else. Don’t single out and stigmatize your constituents.*

Do you have any advice for people who feel caught be-

tween public service and the private sector? *Think of someone who really needs you and, if you weren’t there, think of who would support them. And if you think, in that moment, that a firm is still where you ought to be, then go. But if the thought of that human being who needs your help sticks in your mind, then figure out how to help them.*

This reporter also caught up with Sensenig: Where did you get the inspiration for this event? *From Kendall Burchard, current president of Virginia Law Women, who hosted an event last year called “Elect Her.” We also wanted to host an event that would support people going out for office.*

What are your next steps? *We’re currently deciding now if we want to stick to a one-day symposium format or if we want to do smaller events throughout the year. In either case, we’re done for this year, but please be on the lookout for another ELE(Q)T event next year.*

Would you like to say a few words to our readers? *VOTE, VOTE, VOTE! There are great student organizations on grounds helping to get people registered: Virginia Law Democrats and Virginia Law Republicans. Also, come to Lambda events and be a good ally. If we’re something you care about, come out and support us.*

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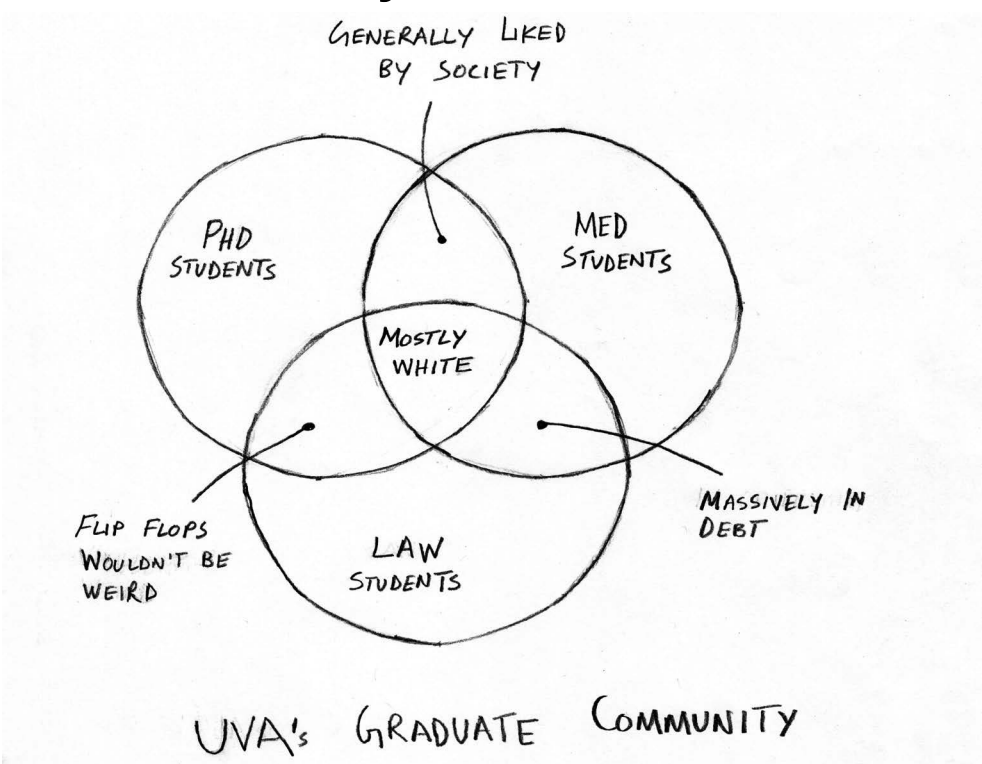
# Softball Scores:

**The 1L Softball Team** over RELLS 21-2  
**Allied Front** over Rio Grande Slams 10-4  
**Legal-Es** over Docket Like It’s Hot 13-12  
**Justice RBIs** over C’s and Desist 8-7  
**Beyond a Reasonable Out** over Legal-Es 21-12  
**F Bombers** over Rip’s RAngers 18-3  
**The 1L Softball Team**

over BatMen 27-2  
**BatMen** over 3L Six Mafia 12-11  
Stranger Swings forfeited to **Nerd Herd** for lack of numbers  
Good Not Great forfeited to **Beyond a Reasonable Out**  
**Well Hung Jurors** over RELLS 18-1  
**Habeas Porpoise** over Beyond a Reasonable

Out 6-5  
**Docket Like It’s Hot** over Bam’s I’s 15-5  
**The 1L Softball Team** over Bearly Legal 18-4  
**Bearly Legal** over RELLS 16-15  
**Do It For the (J)D** over Sermon on the Mound 13-10

## Cartoon By Hamza Rashid



## SUDOKU

7	4		8	9				3
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	6						7	
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		6		8			1	7
8				1	3		4	6

### Solution

9	7	5	8	1	7	6	8
7	1	8	6	8	5	9	7
7	6	8	7	7	9	8	1
5	8	6	1	9	7	8	7
1	7	7	8	5	6	7	8
8	9	7	7	8	6	1	5
7	8	7	9	7	1	5	6
6	5	1	7	7	8	9	
8	7	9	5	6	8	1	7

TIME	EVENT	LOCATION	COST	FOOD?
WEDNESDAY – October 17				
11:00	JLSA Student Faculty Bagel Brunch	Purcell	Free	Bodo's!
11:30	Debate: Fixing the American Immigration System	WB154	Free	Mezeh
12:00 – 13:00	Karsh Center Presents: Judicial Ideology & The Supreme Court	Faculty Lounge	Free	For the mind. Also, cold cuts.
13:00 – 14:00	FLF/Dom. Viol. Proj.: Dating Violence in Pop Music	WB 102	Free w/ RSVP	Lunch
14:00	Int'l Art Arbitration ft. William Charon '98	WB 104	Free	----
THURSDAY – October 18				
11:30 – 12:30	Career Center: Dressing for Success	Men WB154 / Women WB 152	Free	----
13:00	Human Rights Lawyering From the Inside	Purcell	Free	----
18:00 – 20:00	BLSA Presents: UVA Law Alumnus Johnathan S. Perkins '11	Caplin	Free	Dinner served
18:30 – 20:30	Law Dems Voter Protection Training	WB 152	Free w/RSVP to Law Dems	Dinner
FRIDAY – October 19				
11:00	Summer Internship Opportunities in Int'l Law	WB 101	Free	----
12:00 – 13:00	Career Center: Intro to Firm Interactions / Office Hours	WB 152	Free	----
13:00	Law Student's Guide to Becoming Solicitor General	WB 128	Free	----
SATURDAY – October 20				
9:00 – 17:30	LIST Presents MetaCTF Cybersecurity Wargames	Inn at Darden	RSVP to LIST	Gamer Fuel™ by Mtn Dew, chicken tendies
14:00 – 19:00	Fauxfield	Crozet Pizza / Buddhist Biker Bar	Prices as announced	Cold pizza, warm beer, awkward mingling
SUNDAY – October 21				
11:45	UVA Law Rod & Gun Club Sporting Clays Shoot	Flying Rabbit Sporting Clays, Mt. Crawford	Email wat5pm@virginia.edu	BYO lunch, ear/eye pro, #7 ½ 12ga 2 ¾" shells
MONDAY – October 22				
11:30	Epic Systems Panel	Purcell	Free	----
13:00	Public Service Lunch & Learn ft. Zack McDermott	WB 121	RSVP Gina Sato, (gos4td@virginia.edu)	Lunch w/ RSVP
16:00 – 18:00	VLW Clothing Exchange + Headshots	Caplin Pavilion	Free	----
TUESDAY – October 23				
11:30	Winter Break Pro Bono Orientation 1	WB 152	Free	----
15:40 – 17:00	Firm Mix & Mingle	Caplin Pavilion	Registration via Symplicity	----
WEDNESDAY – October 24				
12:00 – 13:00	VJIL Presents: A FCPA for Human Rights? Ft. Prof. Stephan	WB 102	Free	Lunch