



VIRGINIA LAW WEEKLY

2017, 2018, & 2019 ABA Law Student Division Best Newspaper Award-Winner

A Look
Inside:

- How to Master the 1L Cold Call.....2
- Advice for Virginia Law Newbies.....2
- The Best Hiking Spots in Charlottesville.....3
- Who's really to blame for America's Divide.....5

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

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Greetings From Your Law Weekly Chief

M. Eleanor Schmalzl '20
Editor-in-Chief

Dear UVA Law students,
old and new,

Welcome (and welcome back)! The *Law Weekly* has been gearing up for another great year these last few weeks, and we are so excited to be at it again. As an intro for 1Ls and LLMs who may not know who we are (or 2Ls and 3Ls who have somehow missed the glorious reign of this paper in their law school careers), the *Virginia Law Weekly* reports on matters big and small, be it a mouse in the WB hallway during health day, snakes under the WB floorboards, a new pricing regime in the UVA Law Copy Center, or changes in *Virginia Law Review's* membership policy. While we aim to be informative and to report on major Law School happenings, we also try not to take ourselves too seriously. As last year's Editor-in-Chief, Jansen VanderMeulen '19, said in his outgoing column in the spring, this paper offers stories about life at the Law School from the perspective of students, and that's something students really can't get anywhere else. Because we have a clear monopoly on our readers, we hope to at least do a good job of it by making you laugh and helping you feel connected to the many parts of the Law School community, even those you may not interact with closely on a regular basis.

While I am writing to all students here, I want to emphasize to the 1Ls how much the paper hopes you will engage with us during your time at law school. The best way to do this is to attend weekly editing meetings in SL 279, eat some dinner (free Domino's pizza every week; it's not Bel-Air sandwiches—we're not made of money—but free is free), and edit a piece or two. Who knows, maybe an employer will confuse the *Law Weekly* with a scholarly journal—as they have in past years—or ask you about the times the paper has been cited by SCOTUSblog¹ or the Supreme

¹ Edith Roberts, Potential nominee profile: Amul

Dean Goluboff Welcomes Class of 2022



Risa Goluboff
Dean, University of Virginia
School of Law

What a momentous time to welcome you to UVA Law School. Over the course of the next two years, we will observe both the bicentennial of our founding and the centennial of coeducation.

As we commemorate these important milestones, continuity and change are both much in evidence. From its charter in 1819 as an original "department" of the University of Virginia, this law school began educating students broadly, with courses in political theory and political economy as well as more strictly legal subjects. Its purpose was to train exceptional lawyers for both the practice of law as well as service to and leadership of the new democracy that was the United States.

That continues to be the mission of this Law School, and it is one that I hope shapes your time here. We will teach you the fundamentals of how to think (and write and speak) with the analytical reasoning and precision of a lawyer. We will offer you opportunities to work with real clients on real cases so that you can acquire the integrity, judgment, and perspective that you learn most effectively through experience. And we will expose you to the broad sweep of interdisciplinary perspectives—economics, jurisprudence, history, psy-

chology, and more—that will enable you to see the big picture wherever your career takes you. You will leave here able not only to deploy the law as it is but also to envision what the law can and should be in the future. In other words, we will carry on our 200-year tradition of educating servants and leaders of the law. At the same time, evidence of how much has changed at UVA Law School over the past two centuries is all around us. Most fundamentally, who we educate has broadened in every conceivable way from our founding. Almost 100 years ago, Rose May Davis '22 and Elizabeth Tompkins '23 became the first women to attend the Law School as regular students. Almost 70 years ago, Gregory Swanson '51 became the first African American. Today, our community of students, faculty, and staff is as diverse in backgrounds, experiences, beliefs, and passions as we are unified in our commitment to the importance of the law and the legal education that supports it.


Such diversity is a gift. Take advantage of what it offers. Meet people who are different from you, get to know them, learn from them. The honest and respectful exchange of ideas is invaluable—not only in the classroom, but also in Scott Commons, in the sections you have been assigned and the organizations you choose to join. It is not always easy to speak


so that others can listen or listen even when the message is hard to hear, but our community of trust and belonging makes that possible. Moreover, those skills are essential to analyzing and solving problems, considering every argument, exploring every idea, arguing for your side, and collaborating with the other. In other words, learning how to talk and listen with professionalism, respect, and empathy in a diverse community like ours is essential to becoming the exceptional lawyers you are all here to become.


I know that many of you are asking exactly what kind of lawyer you will be and what kind of practice you will pursue. You are right to be asking those questions, but I urge you not to be in too much of a hurry to answer them. Some of you may have arrived here with set plans for how you will use your law degree, and perhaps you will end up just where you expect. For many of you, those plans will change. And for those of you who don't yet have a plan, don't worry. I am not worried about any of you, whatever your situation. There is so much you can't possibly know yet.


These next three years will transform you as you gain a new vocabulary and a new way of thinking, as you learn the tools and substance of the law. Law school will change you by


around north grounds


 Thumbs sideways to school being back in session. On the one hand, ANG is not looking forward to ANG's fifth year of Civ Pro. On the other hand, Bilt.


 Thumbs up to the "Office of Private Practice." (Who we all know is really Career Services in a Scooby-Doo Villain mask.) ANG has gone from a rambling, unpolished 1L to a rambling, slightly polished 2L who people somehow want to hire.


 Thumbs down to OGI. ANG is tired of making small talk about ANG's interest in porcelain doll restoration and ANG's amateur pet psychiatry practice.


 Thumbs up to the new furniture in the updated classrooms. ANG didn't think the WB seats could get any more comfortable! And ANG thinks the traffic cones in SL 278 are a nice touch.

 Thumbs down to first day reading. ANG needs to be coddled and eased back into any sort of academic work. @1L professors, have you ever heard of syllabus week?

 Thumbs up to PILA grants. Without them ANG would have needed to live in an even danker basement this summer and would not have been able to subsist on ramen noodles and corn dogs. But this is all pretending ANG had secured a summer job.

 Thumbs sideways to crazy summer campus security alerts. ANG hopes the next one will involve a wacky genetic experiment escaped from the secluded UVA School of Medicine.

 Congratulations on the happy nuptials of Mika Bray and Ian Carlin. ANG loves weddings, and UVA Law weddings are always a good time.

 Heart to Welcoming the Class of 2022 and seeing old friends!!

The 1L Guide to Surviving Cold Calls

The dreaded 1L cold call. It's a moment dramatized by *Legally Blonde* and *Other Law*

Jacob Jones '21
Events Editor



School Movies I Should've Watched by Now. You will

never forget your first cold call.¹ I remember mine like it was yesterday. There I was, enjoying mom's spaghetti, when suddenly my professor calls my name. I panicked, my spaghetti fell on my sweater, and everything was off to a terrible start. Don't be like me. Do better. Learn from the mistakes of your elders, mostly by reading this column.

Do: Take a deep breath. You read the case (hopefully). It's all in there. You've got your notes, maybe your seven highlighted portions of the text, and your casebook. That's all you need. Nobody who's stupid gets in here. You can do this.

Don't: Cry. At least during the cold call. It's hard sometimes.

Do: Accept help from classmates. This doesn't help as much if you're in the front row, but if you have no idea what the answer is, the answer whispered in your ear by a classmate is better than nothing. And remember to help your classmates too! If you've got the Quimbee notes,

¹ But other people will forget.

slide them on down.²

Don't: Let your guard down after the cold call is done. The professor may come back for you for a comparison on the case you were just grilled on. It may be months until this happens. Remember what the point of the case was, because you're not in the clear.

ing. Unless you are one of the ultra-geniuses that live among us who can figure out everything on the spot,³ it's going to be a really awkward ten minutes of you bumbling through the case. And that doesn't help anyone. It will be painfully obvious you didn't read. So, for the sake of yourself and your classmates, admit your

answer, I found the "wrong" answer a student gave on a cold call really insightful. Sometimes giving a wrong answer will result in a professor pointing you towards the right answer.

Do: Remember your professor wants to hug you and tell you you're doing great deep down inside. But as a legal practitioner

yourself by remembering that, and keeping in mind that you're playing the role of someone as well. You can think of yourself as the witty lawyer before a judge, a master Jedi being questioned by the Jedi Council on Coruscant, or whatever image of yourself that makes you think of someone who is calm, cool, and collected.

Don't: Just start reading large excerpts from your casebook. Reading smaller parts of cases may work if they're actually relevant and you need time to stall. But make sure you're cooking up a point in the back of your mind while you read a small and relevant portion of text. We all know what's in the casebook. Your job is to extrapolate, not xerox.

Do: Encourage your classmates even if they didn't do the best job. I remember feeling terrible about a few cold calls, but having friends say I did great made me question my terrible-ness.⁵ To this day I have no idea whether I bombed out or just did okay, but without encouragement I definitely would be sitting here today telling you all about the terrible job I did.

If all else fails: Make a joke. It will make you feel better to make everyone laugh even if you feel like you're not doing great. Maybe your professor will even laugh.

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⁵ Something something UVA Law collegiality.



Depiction of what 1Ls believe a cold call is when they first hear the term. Photo courtesy of BuildCentral.

Do: Be honest if you are completely unprepared. Life happens, and even the best students sometimes come to class without having done the read-

² If you are a professor reading this, this is a joke and no UVA Law student uses Quimbee ever, for any purposes, and we all read the cases seven times.

unpreparedness, and promise to do better in the future.

Don't: Say I don't know without taking your best guess. Sometimes you can make an intelligent point even if it's not what the professor has in mind. Most of the time when professors were looking for a different

³ Those people are just the worst.

there's going to be people who grill you on topics, and some of those people are not out to hug you.⁴ So your professor has to do her best to play the part of a stern judge, or law firm partner, or whoever, because that's how they help you. And you can help

⁴ Have you ever seen an old judge's wig? Those things just scream "don't hug me!"

Advice for 1Ls and New Professors

Welcome to the University of Virginia School of Law! You are about to embark on a jour-

Drew Calamaro '21
Satire Editor



ney unlike any you have gone on before. Like a newborn seahorse, most of you have been ejected from your father's financial safety net and into the turbulent currents of law school. Like the seahorse, you are now literally underwater in debt and will either die crashing against the coral reef or wither away on the inside as you begin to rationalize your shift to Big Law as "a temporary thing."

This reality might worry you, but fear not! I am your spiritual guide on the way to acceptance of this reality. As such, I have some wise words for both students and new professors. What to do, what not to do, and how to do law school. I may even write a book on that topic and slap on some punny title to sucker oLs into buying it just to get an edge on their competition.¹ So buckle up as I guide you like Virgil through the depths of your first \$85,000 of loans year of school at the University of Virginia School of Law!

Some simple advice for 1Ls:

¹ Working title: 1 L of a Ride

Use your middle initial in everything. Law school is primarily about intimidation and respect, and nothing says that like a name people have to linger on for an extra syllable simply because you refuse to make it shorter. You're basically putting your classmates into a mental armbar the moment they meet you as they submit to your *Alpha*-betical dominance. History is littered with forgotten figures who chose not to use a middle initial when signing documents. However, the ones who did use that middle initial still live on today, like Jesus H. Christ or Jon B. Jovi.

Come to class sick. Keep in mind that law students are notoriously soft, and pushing through that sickness by going to class and coughing the whole time will show those classmates how tough and committed you are. If you are sick, never sit in the back of the class—always sit in the middle, so that everyone around you can really hear and see your runny nose and used tissues on the table. That will impress them to the point where they can't stop talking about how brave you are for pushing through the sickness, even though you could have stayed home and asked for someone to take notes instead.

Your gut feeling is always right, so be sure to correct professors within the first two classes of the semester. They don't

convince you are right than for you to question your pre-formed conclusions about a given topic.

Advice for new professors:

Never record your classes, and never post slides before class. It weakens the minds of our students and the

resolve of our allies. As a professor, it is your job to keep the flame of knowledge alive, and what better way to do that than to only provide a single avenue by which students may learn your material, even though you have every opportunity to provide more? You are a *professor*, tending to the hearth of learning like the Vestal Virgins

Only assign the most expensive books, and double the price if you wrote it yourself. Like the biblical parable of the talents, you are showing students that in order to make money you gotta spend it. What better investment for them to make than to rent your \$200 textbook? Knowledge is never free, and they will be glad—nay, *honored*—to put down that money to receive the type of knowledge that only a member of *The Academy* could find useful.

Put your middle initial in your name every time you write it. As I stated above, law school is all about intimidation, and you need to look smart even before the students set foot in your class. What better way to prove this than to put an extra letter in your name? You are showing them that you are more than just a first and last name. You are also a middle initial and a period. When they see that middle initial, they will think of parchment paper, tortoiseshell glasses, and celibacy—all the great things associated with *The Academy*.

I know that, although this is great advice, many of you will still have questions about law school. I believe that it is important that I answer every single one. So please write in, dear reader, and I will do my best to guide you through your first year here.

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Drew A. Calamaro '21 shown doing research for his Law Weekly position.

of old. However much your students may want you to post those slides in a timely manner, you know that forcing them to guess where you are going with a particularly juicy anecdote in the lecture will keep them lean and fit. This, of course, is the true lesson of your class.

Law Weekly's Guide to Healthful Exercise

As we start the year, what better way to get off on the right foot than to go on the right hike?

Christina Luk '21
Executive Editor



There are a great many paths one may take in life, and the start of the year represents for many of us the start of a new journey. For our new intrepid 1Ls, a

Ali Zablocki '19
Editor Emeritus



hike in nature will refresh the mind and preserve your sanity. For those returning from a busy summer, fresh from the gentle ravages of OGI or glumly returning from a sweet month-long vacation following a 2L summer job, a hike will recoup those broken spirits. For the celebratory, the crestfallen, and all those on the middle path, there is hiking. What is a tort? Contracts who? Meeting of the minds? All that will come in due time. Take off now for the green and vibrant hills! Nothing beats the hiking trails of Virginia. I present to

nically illegal to cross. The Rivanna Trails Foundation App has street and satellite maps to help you find your location and keep the adventure going.

Humpback Rocks (Blue Ridge Parkway)

The hike at Humpback Rocks is nature's homage to the Law School. As art mimics life, so too does the grueling uphill trek mimic the learning curve of 1L life. The hike at Humpback Rocks begins with a beautiful thirty-five minute drive from town. Take I-64 and, everyone but the driver, direct your camera phones at Rockfish Valley as you approach the summit at Afton Mountain. You will not disappoint your Instagram followers.

At the south end of the Humpback Gap parking lot, follow the blue blazes on the trees to Humpback Rocks. (The same parking lot also gives access to the aptly named Humpback Mountain and the Humpback Rocks picnic area.) At about a half-mile up the trail, take the spur trail on the left to begin the ascent. This 700-foot climb represents the arduous first year of law school. This

dog parent, pup-watching!

cascading falls for almost the entire time. The waterfall is the tallest east of the Mississippi River, at around

before ascending straight up for a mile on a hill covered in enormous marble boulders. There is no solid ground!



Humpback Rocks. Don't do it, you have so much to live for! Like Torts II, its like Torts I but without the texts complaining about your sectionmates.

Crabtree Falls (Nelson County)

1,000 feet high, and its roar is soothing in the extreme. Around 2.5 miles long, ending at the top of the falls and with views that can only be described as food for the soul, Crabtree Falls trail may be the most restorative of *Law Weekly's* recommended hikes. Bring a book (for fun, not school, duh), bring some lunch or just cookies (the perfect snack for any peak), go with friends or alone (you'll end up running into some dogs with their humans almost any day of the week, so it won't be an utterly lonely wander in the wilderness) . . . and if you go in October, the trees will be flaming with color, AND you might see a seasonally-appropriate, neon orange pumpkin spider!

Consider this one of the more challenging options on our list. Dani's pro-tip? When you descend, stay to the right (facing the hill) and use the solid ground path. Also, go on a cooler day, because there's no shade to be found here.

Sharp Top/The Peaks of Otter—This Virginia classic is around two hours from school. Sharp Top is a moderately steep 1.5 mile hike up with a 360-degree view that makes it the most popular of the Peaks of Otter, although the other two peaks are unique and enjoyable hikes in their own right.

Need hiking buddies? Section-mates abhor nature and its accompanying creepy-crawlies? We at *Law Weekly* tip our hats off to OVAL (Outdoors at Virginia Law), the club that organizes great retreats and hikes throughout the year.

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Blue Hole, somewhere your ancestors would be ashamed that you hangout with no shelter. Photo courtesy of Healthy in CVille

you, *Law Weekly's* Guide to Healthful Exercise.

Rivanna Trail

The Rivanna Trail starts just outside the Law School doors, making it accessible for even those of us in the deepest and darkest of gunner pits. To find freedom and fresh air, one need simply to walk out the double doors by Caplin Auditorium, down to the D3 parking lot, and off into the trees. The Rivanna Trail is a gentle 19-mile road that winds through the cheerful city of Charlottesville, perfect for meditational walking or running. There are some very cool spots, such as the one just behind the Conservatory on Main Grounds. The Trail gets a little tricky by Old Ivy Road, where it seems to break off, but worry not, it picks up again once you find the train tracks, which honor compels me to say are tech-

rocky, uphill scramble rewards you with a job spectacular view of the Rockfish and Shenandoah Valleys. 2Ls and 3Ls may saunter downwards at a more sedate pace along the Appalachian Trail, perhaps finishing the day at one of the lovely wineries nearby, or, go wild, even a cidery.

Blue Hole (Sugar Hollow)

Are you in the mood for a swim? Ready to submerge yourself in something other than cold sweat and anxiety? Sugar Hollow is only thirty minutes away! Bring some water-resistant shoes or be prepared to wet your toes, because this short 1.5 mile hike has a number of water crossings. The idyllic Blue Hole swimming hole has both a pool and a shallow creek for sitting. This is also a fantastic spot for pup-walking or, if you're still only a wannabe

This perfect half-day hike winds up through the woods, with at least a glimpse of the

Hidden Gems from Seasoned Hiker Dani Gibbons '21

Devil's Marbleyard—This location is an hour and a half away from the Law School, but it is sure to please. Enjoy an easy hike up to the yard



Water falling down rocks at Crabtree Falls, a place to sit and reflect and ponder your narrative of why BigLaw is right for you.

LAW WEEKLY FEATURE: Court of Petty Appeals

The Court of Petty Appeals is the highest appellate jurisdiction court at UVA Law. The Court has the power to review any and all decisions, conflicts, and disputes that arise involving, either directly, indirectly, or tangentially, the Law School or its students. The Court comprises four associate justices and one Chief Justice. Opinions shall be released periodically and only in the official court reporter: the Virginia Law Weekly. Please email a brief summary of any and all conflicts to mes5hf@virginia.edu

1L Gunners v. Everyone Else 324 U.Va 22 (2019)

ELICEGUI, J., delivered the opinion of the Court, in which SHMAZZLE, C.J., RANZINI, LUK, and SCHMID, JJ. join.

JUSTICE ELICEGUI delivered the opinion of the Court.

Summary

As happens every year, the brand-new 1Ls have been running around the school for a week, finding their favorite study spots, surviving their first cold calls, and bonding with their section friends. When left unattended, though, this year's crop of 1Ls developed a complex. They began to think that they rule the school. Well, that comes to a stop today.

Facts

This morning, three 1Ls—Sally Sue, Mike Matthews, and Hank Hayden—filed a lawsuit alleging intentional infliction of emotional distress and unlawful conversion. Over the last week, the three 1Ls of Section F have developed a morning routine. Sue arrives at school first and puts her stuff down in the conference room across from the bookstore (prime studying territory—arguably the best study spot in the school, since the room has its own thermostat). Sue then goes to grab a coffee and chat with Mandy. Some days she even gets a chocolate chip muffin or a scone.

While Sue gets her caffeine and sugar fix, Matthews and Hayden arrive in the conference room and settle in. When Sue gets back, the three brand-new section besties begin discussing the reading from last night, trying to get down the intricacies of *Pennoyer v. Neff* and *in rem* jurisdiction. This has become a comforting, cozy routine that allows the friends to catch up on

section gossip from the day before and work on learning the complexities of doctrine.

This morning, though, Sue arrived at school as usual to find her confer-

Procedural Posture

Sue, Matthews, and Hayden reconvened in ScoCo and decided to seek recourse in the school's best forum

Court will hear the appeal and restore order across the Law School. As a Senior Associate Justice 3L, I am not particularly in a mood to do any work, but someone has

er Court of Petty Problems must find: (1) a likelihood of success on the merits, (2) the plaintiffs face a substantial threat of harm or injury without the injunction, (3) the threat is immediate, (4) the balance of harms weighs in favor of the plaintiffs, (5) there is no other available remedy, and (6) granting the injunction serves the public interest. *Hungry Students v. SBA*, 86 Va. 456 (2004) (granting a preliminary injunction against SBA that required SBA to provide more than two pizzas at the Thursday Social because people are hungry). According to Judge Cruz, all of these conditions were met. Whether that is so is a question of law and will be reviewed *de novo*. Judge Cruz misapplied the law because she ignored a basic rule of Petty Law, which will be underscored explicitly today: 1Ls lose.

The plaintiffs cannot succeed on the merits for several reasons. First, 1Ls lose. The court acknowledges that 1Ls *may* win when they are right, but the court assumes 1Ls will misapply the law, and therefore places a higher burden of proof on 1Ls to make good legal arguments. The plaintiffs in this case do not meet that burden.

The plaintiffs cannot show that the 3Ls inflicted emotional distress on them because they cannot prove causation. Additionally, emotional distress is a harm within the risk of attending

“Law students may not recover for intentional infliction of emotional distress from other law students because the emotional distress should be expected.” - J. Elicegui

ence room occupied by a group of strangers. A group of tan, beautiful, and a little chubby-looking people were lounging around feasting on Bodo's Bagels, downing iced coffee, and laughing loudly. Sue was flabbergasted. Who were these creatures and where did they come from?! These were the 3Ls of Section Z, tan from spending all of August deep in vacation mode and a little bit chubbier from all of the steaks their law firms had fed them this summer. The 3Ls were here to reclaim their territory.

Sue worked up her courage and walked into the conference room, explaining to the occupants that she and her friends have occupied this room every morning for the past WEEK. Did these interlopers not understand that 1L is the hardest year and that they need this space to focus and do their ten pages of Civ Pro reading? The 3Ls looked at Sue and laughed. “Get outta here,” said Riley Rivers. “Talk to me when you have thirty pages of Sec Reg reading that you're never going to do.” The rest of the 3Ls cracked up, and Sue ran out of the room in tears.

for addressing wrongs—the Court of Petty Problems. The plaintiffs allege intentional infliction of emotional distress and unlawful conversion. They seek a temporary injunction to prevent the 3Ls from taking over their conference room.

At the lower court, the Court of Petty Problems, the brand-new 1L Judge Elaine Cruz granted the preliminary injunction for the plaintiffs. According to Judge Cruz, the 1Ls showed a likelihood of success on the merits because 1Ls have a cognizable right over the conference room, gained by occupying it for the last week, and the 3Ls violated that right by taking over the conference room and laughing at Sue. The 3Ls immediately appealed the decision to this illustrious body, the Court of Petty Appeals. The appeal stated, “We don't really feel like writing a full brief, but someone needs to put the 1Ls back in their place.”

Analysis

Although the 3Ls' brief did not comply with the Petty Rules of Civil Procedure and did not really lay out any arguments *per se*, this

to address the fact that the kindergarteners have taken over the school study spaces. I did not want to spend my first class of 3L doing justice instead of paying attention in class—I would much rather spend that time on Twitter. But, c'est la vie, something must be done. Thus, the temporary injunction issued by the lower court is hereby overturned and this court grants summary judgment in favor of the defendants because, under Petty Rule of Civil Procedure One, “we do what we want.” The 1Ls have not pled any cognizable harms for which redress may be granted and have not shown a likelihood of success on the merits.


In order to grant a preliminary injunction, the low-

COPA page 6

Faculty Quotes

<p>M. Collins: “I feel liberated knowing I can say whatever I want now that I know the <i>Law Weekly</i> has finished publishing for the semester”</p>	<p>J. Setear: “I've been teaching over 30 years... wait, that can't be... damn it is.”</p>
<p>J. Mahoney: “What is that line from <i>The Wizard of Oz</i>? ‘Toto, we're not in Kansas anymore’? Well, you're not in the world of commercial contracts anymore.”</p>	<p>J. Harrison: “My advice if there's a natural disaster while you're taking an exam: exercise your own judgment.”</p>
<p>Ad. Bamzai: “That's the thing with good criminals, misplaced effort... have you guys seen <i>The Wire</i>?”</p>	<p>T. Nachbar: “I'm going to draw another arrow, though I know we all thought it was impossible for me to do that.”</p>

Have a good professor quote? Email editor@law-weekly.org!



Virginia Law Weekly

COLOPHON

<p>M. Eleanor Schmalzl '20 <i>Editor-in-Chief</i></p>	<p>Christina Luk '21 <i>Executive Editor</i></p>	<p>Taylor Elicegui '20 <i>Features Editor</i></p>
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FREE KINDNESS WITH EVERY ORDER

Pointing the Finger: Who's Really Responsible for America's Problems Right Now

Ha! Are you kidding me? Do you think I want to belly-flop into *that* minefield? I'm not touch-

Will Palmer '21
Staff Editor



ing it with a ten-meter pole. So, instead of blithely wallowing in the treacherous waters of political opinion, I'm going to go ahead and talk about why smart home technology gives me the willies.

Here's an anecdote to set the scene: An acquaintance of mine (let's call him Dennis) received an Amazon Alexa in the mail some time ago. Dennis had not ordered an Alexa. There was no information on the package identifying the sender. Dennis used it anyway. It turned out that a mutual friend had sent the device in question, presumably with the intention of either (1) bugging Dennis's domicile for salacious purposes, (2) teaching Dennis a valuable lesson about responsible technology use in the modern age, or (3) both. However, it could just as easily have been some dude named Boris who's a contractor for the FSB and works a crappy desk job with terrible benefits manipulating the American public by remotely accessing our consumer electronics. Next thing you know, your Alexa is telling you that Nancy Pelosi spends her free time burning down orphanages

with a flamethrower and that the only way to stop her is to buy taint wipes from InfoWars and watch a bunch of Russia Today.

While we're on the topic of Amazon, we might as well mention the fact that their face recognition software, the not-at-all-villainously-named 'Rekognition,' now 'rekognizes' fear (wow, that was *terrible*). Maybe if Jeff Bezos dedicated less of his schedule to pushing humanity into the darkest possible timeline, he could figure out how to send sexts that don't immediately clue everyone in to the fact that he's an *actual robot*. No offense to Mecha-Bezos. I mean, people are entitled to their sexual proclivities, you know. Let there be a thousand blossoms blooming as far as I'm concerned. But I ain't spending any time on it, because in the meantime, every three months, a person is torn to pieces by a crocodile in North Queensland.*

But I digress.

Where were we? Right, smart home devices. My reptilian brain's immediate reaction to smart refrigerators—much like my instant response to snakes and green ketchup—is one of extreme, almost paralyzing, disgust and horror at the sight of this thing that *should not be*. I looked over at my refrigerator just now. (It was running.) It doesn't have Twitter capabilities and it doesn't know the weather or keep track of my schedule. It keeps my

White Claws cold. It is a simple purpose, yes, but a true one, and honest. And I respect that. Call me a Luddite if you want (hell, tweet at me from your smart

depend on anyone who eats her-ring), and the cheerful, futuristic beeps and flashing lights emanating from the new machines only served to reinforce my trepida-



To some just a fridge, to Will Palmer '21, the bane of his existence. Photo courtesy of Samsung.

fridge if you feel like it**), but I'll be the one laughing after the Rise of the Appliances.

My parents, unfortunately, do not possess the same apprehensions. In January, they purchased a new washer and dryer. But these weren't just *any* laundry machines: these were from *Sweden*. I already possess an innate distrust of Swedes (you can't

tion. In my mind, the ideal home appliance is one that endlessly belches coal smoke and requires two tins of long cut Grizzly a day to function. The gleaming silver monoliths, towering like Nordic icons of the laundry room, most assuredly did not meet this standard. They probably used Skoal pouches. . . or *snus*. Leave it to the Europeans to take all the grit out

of packing a fat lip.

Needless to say, the infernal laundry devices had to be destroyed. That night, I dragged them into the backyard, poured water onto their circuit boards, and buried them next to my twin brother Damien. Staging the scene to make it look like a very specific type of burglary had occurred was difficult, but it's doable. I would know.

So, how to resolve the smart-home dilemma? The first option that comes to mind, as with many of life's troubles, is to flee the surface and join the mole-people in their underground kingdom. However, if you're not a fan of becoming a Morlock, there's another choice: *stop bugging your own residence*. Or at least do so minimally.

I don't need to worry about Boris from the FSB hacking an Alexa or smart fridge and ordering 50-gallon tubs of Vaseline off Amazon using my account. Don't put that evil on me. I worry enough about this wish-granting guitar I bought at a moonlit crossroads in Georgia to have to deal with g*ddamn *Skynet*. And I already have enough Vaseline left over from Prime Day.

*This delightful bit of commentary comes to you courtesy of Australian MP Bob Katter. The man knows his priorities.

**I don't have a Twitter account.

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Neff, but you will look back and recall the memories you made with good friends.

In case you need another reason to read and contribute to the paper every week, know that the *Law Weekly* has been named the best law school newspaper in the country for three years running by the American Bar Association. We work really hard to make this a paper you'll enjoy. Many schools don't have a law school newspaper, and not all of our fellow law students across the country have access to stories like these. The paper always has room to improve, but know that this—a weekly, semi-satirical paper—is a unique concept, and we want to keep that alive for years to come.

As you begin your Law School journey (or begin it again), the *Law Weekly* wishes you the greatest success and the least possible need to understand Latin phrases. We'll be here, telling the stories of the Law School. We hope you'll continue to pick up the paper and enjoy!

editor@lawweekly.org



EIC Greetings

continued from page 1

Court.²

The less obvious but no less critical way to engage with the paper is by being involved *somewhere* in the Law School community. Don't find a hole in the library and stay there all year. Join organizations, write opinion pieces on things you are passionate about in the Law School community, be active, send us faculty quotes! (But not from Professors Mitchell or Doran—you have been warned.) Not only have you chosen one of the best law schools in the country to attend, you have also selected one with a huge array of options to make an impact on your surrounding community. Don't waste that opportunity. There's a reason UVA Law produces the happiest law graduates and why 3Ls are actually sad to leave, so don't miss the good old days that are law school because you "need" to make Law Review or haven't finished highlighting every line of your textbook because "it's all important for the final."³ You won't remember what happened in *Pennoyer v.*

Thapar, SCOTUSblog (Jul. 3, 2018, 9:59 AM), <https://www.scotusblog.com/2018/07/potential-nominee-profile-amul-thapar/>.

² *Patterson v. New York*, 432 U.S. 197 (1977).

³ Pro tip: it isn't.

HOT BENCH



Jenny Lewis '20

What is your favorite phrase?

¿Porque no los dos?

Where did you grow up?

Houston, with a brief stint in Singapore

What's the best meal you've ever had?

I ate some bright orange curry someone made in high school once. Don't know what it was, but I think about it at least weekly

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

RBG so I can show her my tattoo of her dissent collar

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

Napping

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

Retire

Where is your favorite place to vacation?

France

What's something you wish you'd known about law school before coming to UVA Law?

Every printer in the library is out of order during finals

What did you have for breakfast this morning?

Juice laundry

If you could live anywhere, where would it be?

Next door to Doug Leslie

What's your least favorite sound?

The sound of someone posing a hypothetical in class

What's the best gift you've ever received?

My dog

Backstreet Boys or *NSYNC?

*NSYNC, but I will admit the Backstreet Boys' recent single "don't go breaking my heart" is a jam

What is the best concert you have ever been to?

Spice girls SpiceWorld Tour 1998

What's your favorite thing to do in Charlottesville?

Nap

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

Basic math

If you could make one rule that everyone had to follow, what would it be?

Bring the keurigs back to mylab

What's your spirit animal?

Cows- they're always snacking and they sit in the sun playing all day

What's your favorite food?

Cheese

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

Complaining

Where is a place you haven't been but want to travel to?

Karaoke night at Pizza Hut

What are you looking forward to after you graduate?

The ample free time I'll get as an associate in Big Law

What are you going to miss most about the law school?

My pals

What are the 7 wonders of the law school?

Free food table, Mandy, MyLab, wb248 printer, first floor Slaughter bathrooms, Mandy (she's two wonderful), and the unoccupied classroom I frequently nap in

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WELCOME

continued from page 1

running you through the gauntlet of torts, contracts, legal research and writing, and more. You will come out the other side of this year the same person that brought you to law school but also a different person.

Inside and outside the classroom, we will offer you more opportunities than you will be able to take to become your new lawyer self. That is the beauty of a law school that boasts students who are the best and the brightest in the nation, world-class faculty engaged in groundbreaking research, and experiential learning that will let you put your classroom knowledge to work immediately. So join a journal, take a clinic, do moot court, take on leadership roles in student organizations.

Your experiences here will prompt you to imagine alternative futures for yourselves. Imagine yourself in the courtroom and the boardroom. Imagine what it would be like to argue before the Supreme Court and to help a family stay in its home. Try out transactional work and litigation, local government and international law.

Like all those who have gone before you, you will leave here transformed and you will leave here having transformed this place. You

will carry on our historic traditions, and you will also make new ones. You make this Law School what it is. It is why we chose each of you to join us and to become us. I know I speak for all the faculty and staff when I say that we cannot wait to see what you will do with your time here, who you will become, and how you will change us as we all, together, embark on our third century.

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COPA

continued from page 4

law school. When you pay your first tuition bill or get your first student loan disbursement, you experience shocks that are designed to prepare you for the fact that law school is emotionally stressful. When you experience your first cold call, that experience reinforces the emotional rollercoaster that is law school. How else would we prepare 1Ls for their first finals? Law students may not recover for intentional infliction of emotional distress from other

law students because the emotional distress should be expected.

Additionally, the plaintiffs cannot demonstrate unlawful conversion because the 3Ls have a much stronger claim to the conference room. The court takes judicial notice of the fact that this group of 3Ls uses the conference room in question frequently. As an Associate Senior Justice, I have walked past that room on my way to buy Diet Coke from the Bookstore and I have seen all of them. That is enough of a basis to conclude that the 3Ls are there a lot. Therefore, they have a better claim

to the room.

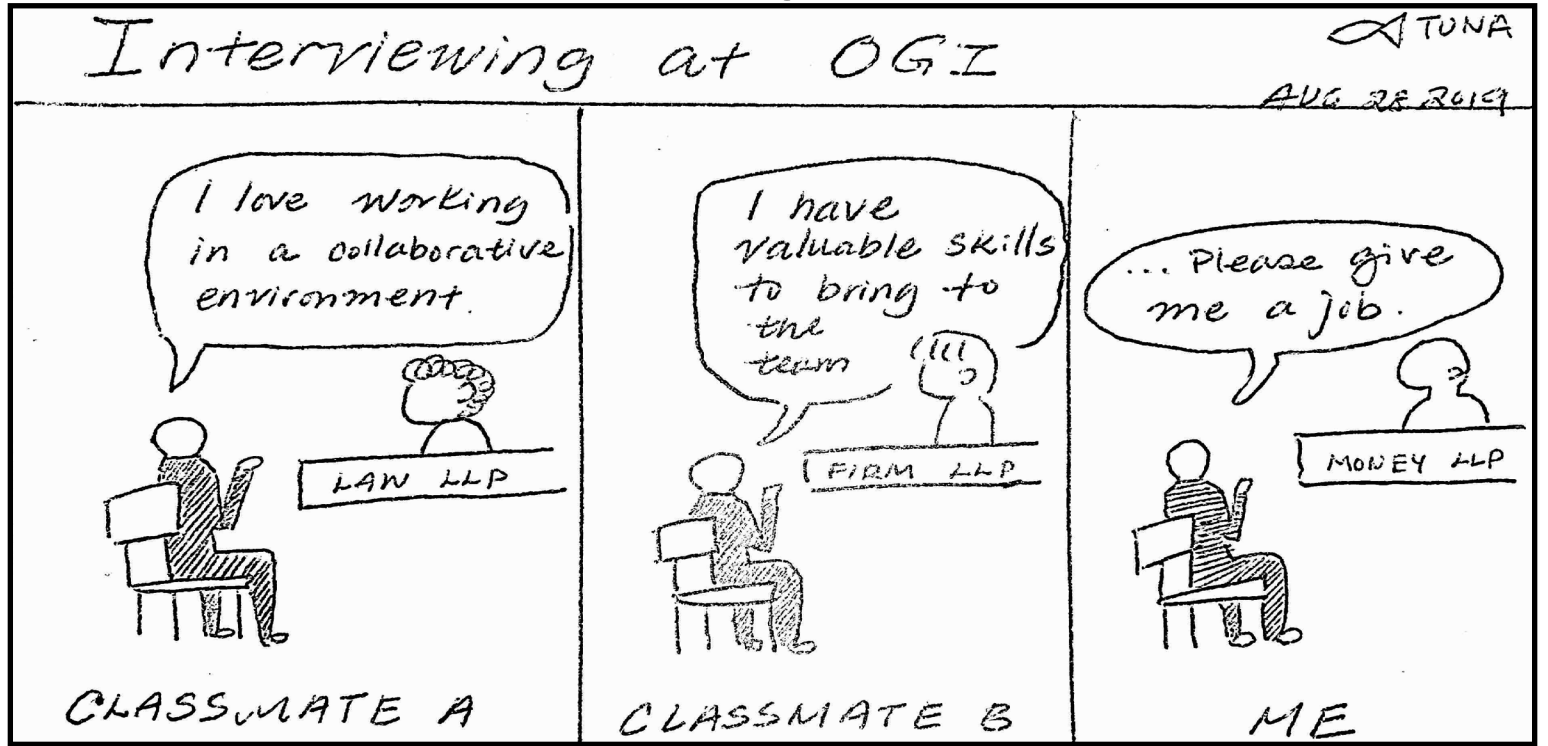
Summary

In conclusion, the 3Ls are back, baby. We rule the school and everyone else better prepare themselves. 1Ls lose and all cases from here on out will proceed from the presumption that 1Ls are wrong. This is the first of petty applications of this new rule, but I'm sure it won't be the last.

It is so ordered.

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Cartoon By Christina



THE DOCKET

TIME	EVENT	LOCATION	COST	FOOD?
WEDNESDAY - August 28				
13:00 - 14:00	Pro Bono Orientation Session	WB 152	Free	---
17:00 - 19:00	SBA Activities Fair	Spies Garden (rain location Caplin Pavilion)	FOMO if you don't check out the Law Weekly	Stop by the Law Weekly table to hear how to get free pizza every Monday night...
THURSDAY - August 29				
10:00 - 17:00	PILA 2L/3L Book Sale	WB Lounge	The best value on all of your required texts	... Books?
11:30 - 12:45	Federalist Society: Originalism 101	Purcell	Free	---
12:00 - 12:45	Lile Moot Court Interest Meeting	WB 126	Free	Food provided with RSVP
17:15 - 19:15	Public Service Kickoff	Caplin Pavilion	Free	Refreshments provided
FRIDAY - August 30				
10:00 - 17:00	PILA 2L/3L Book Sale	WB Lounge	Great deals for those slackers (read "3Ls") who still haven't gotten their books	More books?
12:30 - 14:00	Extramural Moot Court Tryout Information Session	WB 152	Free	Provided
SATURDAY - August 31				
10:00 - 17:00	PILA 2L/3L Book Sale	WB Lounge	You know the drill by now	See above
10:00 & 18:30	Women's Volleyball: Virginia v. Loyola (10:00) and Virginia v. Coastal Carolina (18:30)	Memorial Gym	Free with student ID	---
SUNDAY - September 1				
14:00	Antony and Cleopatra	American Shakespeare Center in Staunton	Starts at \$21	---
17:30 - 20:30	Blue Ridge Jazz Quartet	Grace Estate Winery	Free	---
MONDAY - September 2				
13:00 - 14:30	Extramural Moot Court Tryout Information Session	WB 152	Free	Provided
17:15 - 18:30	Honor Support Officer Interest Meeting	WB 102	Free	---
TUESDAY - September 3				
12:00 - 13:00	Rivanna Investments General Body Meeting	WB 104	Free	Provided
12:00 - 13:00	Community Justice Project Information Session	WB 103	Free	Provided with RSVP in Symplicity by 9/2
13:00	Real Deal: Legal Aid and Social Justice	Purcell	Free	Provided with RSVP in Symplicity by 9/2

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Solution

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