



VIRGINIA LAW WEEKLY

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

A Look Inside: A Hallmark Couple Graces *Love in the Time of Corona*.....2
Which Apple Gets the Highest Taste Rating?.....3
Enjoy Some Socially Distanced Fall Activities.....3

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An Introduction to *Rocky Horror* in 2020

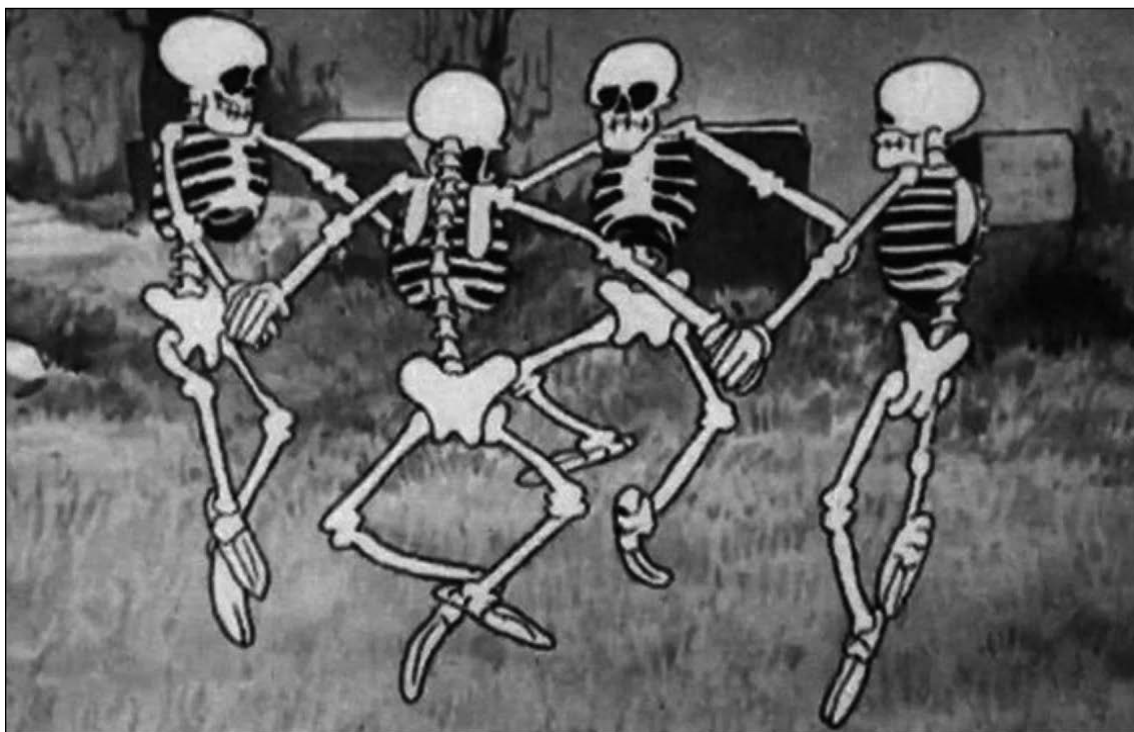
Will Holt '23
Staff Editor

As a born contrarian, I hold that *Glee*, not *High School Musical*, shall be remembered as the most significant trashy teen musical series of the early twenty-first century. Shocking, I know. However, before a mob of angry Disney-philes drags me off to an impromptu appointment with Madame La Guillotine, permit me to explain. While *High School Musical* peddled an endless stream of corporate crafted and artistically insignificant original music, *Glee* did not presume to know better than the great creative minds of our time and instead focused on curating a stream of tastefully produced cover songs. Other than gifting the public with three seasons of eminently entertaining television—and another three not worth mentioning—the ultimate effect of this creative decision was the exposure of millions of young and impressionable minds to fifty years worth of pop culture classics. It would take a cleverer man than me to calculate how many young people first experienced the genius of Fleetwood Mac, Aretha Franklin, and even the Beatles, thanks to *Glee*. Although I had listened to most of these musical giants long before I first tuned into Fox Network's bombshell hit, there remained one embarrassingly large gap in my experience. I had never heard of—much less seen—*The Rocky Horror Picture Show*.

For the benefit of those unfamiliar with the seminal cult classic and main subject of this article, I shall provide a history of the film. The brainchild of an intermitently employed actor, Richard O'Brien, *Rocky Horror* began life as a campy stage musical in London. Inspired by cheesy '50s science fiction and B horror movies, O'Brien crafted an irreverent parody of these pictures and, with the help of the talented director Jim Sharman, thrust his blasphemous creation upon British audiences in 1973.

Met with immediate success amongst critics and the general public alike, *Rocky Horror* turned into a pop phenomenon almost overnight. Production on the film version began soon after the original premiered on stage, starring the ever-fabulous Tim Curry as Dr. Frank-N-Furter and O'Brien himself as Riff Raff. *The Rocky Horror Picture Show* appeared

Spooky Times at TikTok High



Pictured: By the time quarantine is over, law students won't need a costume to look like this. Photo Courtesy of youtube.com/watch?v=-1dSY6uXEXY.

Sai Kulkarni '23
Staff Editor

TikTok and Halloween are intimately involved, and I'm not talking about the spooky vibes that come from foreign data collection and smart algorithms. If you're interested in that, go bother 2Ls and 3Ls that know more about IP and national security law or any of the talented 1Ls who were STEM majors. No, this week I will try and explain why TikTok has Halloween to thank for much of its popularity, why the phrase "spooky, scary skeletons" brings back nostalgia for users like me, and why you should join the app during these dark times (if the aforementioned spooky vibes don't scare you).

Before I go further, it is important to acknowledge that the only reason TikTok exists as a platform is because our old friend Vine has haunted many of us for four years, just like the spirit of dear old Harambe. Short videos with most of the content replicating others' original ideas was a groundbreaking idea that combined our generation's short attention span with the monetization of unoriginality. True genius is often underappreciated, and that is why we are left with only Vine's ghost due to the gruesome betrayal of Twitter. Although there have been attempts by Vine's creator to bring back Vine with Byte, as with Frankenstein and his monster, the revival is not exactly performing the same way. Thus, with this el-

egy written, let us move on to the current object of terror: TikTok.


Around mid-2019, TikTok's ad campaigns started exploding. I would cite a source but I don't think you need one. The YouTube ads, billboards, and even ads on traditional cable were everywhere, promoting awkward home videos, Rube Goldberg machines, and cosplays. I fell victim to them and eventually downloaded the app just to check it out. I won't lie and say I never went back. But my pattern of downloading and deleting the app ended with Halloween 2019. It was around that time that the rapid turnaround of trends entered its current form. Almost every two days, a new spooky themed trend began and people put their own twists on it. Individual communities on the app grew larger and more defined: Anime, goth, witches, LG-BTQ+, and "TikTok dances" were among these. The app began to boom with these holiday-themed trends, and the mainstream media has chronicled the growth since last October.¹


1 Sherman, A. (2020). TikTok reveals detailed user numbers for the first time. CNBC. <https://www.cnbc.com/2020/08/24/tiktok-reveals-us-global-user-growth-numbers-for-first-time.html#:~:text=January%202018%3A%2011%2C262%2C970%20U.S.%20monthly,June%202020%3A%20>


I have a theory why the holiday season particularly fostered the trends that led to so many people hopping on the bandwagon: simplicity. A simple trend replicated time and time again brings more people on board to do it themselves. They were threaded together by the shared experience of the holiday season and that only added to the situation. Here is where the skeletons come in. One specific user, minecrafter2011, posted a daily dance to audio titled "Spooky Scary Skeletons." Their consistent posting over Spooktober encouraged members from every sub-community to attempt the dance. Another user started a (too early) weekly countdown to Christmas with a trap remix to "Here Comes Santa Claus" that garnered millions of views. Among others, these two creators fostered a sense of community and simplicity in odd times. The cosplay and art communities shared their time-appropriate works and the processes that went into making them. Cooking creators showcased their own delectable treats. Holiday times have become so rote for us, with the dressing up, partying, and seasonal drinks appearing like clockwork, that this app provided new and exciting takes on classic ideas.


The year ended with 91%2C937%2C040


around north grounds

 Congratulations on the happy nuptials of former EICs Jansen VanderMeulen '19 and Eleanor Schmalzl '20! ANG loves weddings, and UVA Law weddings are always a good time.


 Thumbs up to all of the early voters. ANG loves to procrastinate, but ANG loves people exercising their civic duty even more.


 Thumbs down to Halloween being on a Saturday this year. Having an extra hour to not celebrate due to COVID-19 really ruins the vibe.


 Thumbs up to water being found on the moon. If 2020 gets any worse, ANG is booking a first class flight on SpaceX.

 Thumbs down to Chipotle requiring online orders for the PILA donation program. ANG ordered and ate three bowls in person before the one ANG ordered on ANG's phone was ready.

 Thumbs up to obscure podcasts. Having a podcast with your friend is the boring, middle-aged version of starting a band with your friends in your parents' garage.

 Thumbs down to Main Grounds cancelling Spring Break. ANG already randomly skips class throughout the semester, so sprinkling in five days of no class throughout the semester won't offset anything.

 Thumbs up to Borat making his cinematic comeback. ANG's attempts to replicate Borat's success through comedic routines and wacky interviews have sadly fallen flat on the forest creatures around North Grounds.

 Thumbs down to the OGI process. Feigning interest in over fifty different firms, just to get a job, seems antithetical to the purpose and 'higher calling' of law school.

TIKTOK

continued from page 1

hundreds of “end of the decade” compilations with predictions for the next year that were wildly off—for obvious reasons. But it is the very spooky thing I have avoided mentioning in this entire article that makes this discussion necessary. At first glance, this article looks like a 1L taking advantage of the fact that his EIC told him he could write whatever he wanted on this topic. That is a harsh thought, and I am offended you even dare to entertain it. This article actually serves as a plea to the readers. We have been going through dark times this year. While I hope my narrative about TikTok trends was amusing, I want to continue to keep your spirits up in the dark times as they continue. Join the app if you aren’t uncomfortable with the privacy issues. I promise that through the cringe and dances, you will find a community and content for you. The laughs and good vibes TikTok provides are exactly the break we all need as we enter a time where exams dominate our lives. And seriously, dear readers, you need to let the ghost of Vine pass onto the great beyond. Most of you only saw the compilations after the tragic passing anyway.

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ROCKY HORROR

continued from page 1

in theaters in the summer of 1975, and, unlike the stage production, it proved to be an utter flop. On life support, *The Rocky Horror Picture Show* continued to be shown only in the dingiest of late-night theaters. However, in this environment, the musical found its niche. Midnight showings of the film became increasingly popular nationwide, and theater groups found the original play to be a fun and preposterous production to perform. Over the years, *Rocky Horror* grew into a worldwide cult phenomenon, tickling and triggering generations of adventurous fans.

The regular screenings developed a culture all their own. In addition to watching the film, when one goes to see *Rocky Horror*, one also dresses up in a campy costume and arrives prepared to lob obscenities and toilet paper at the characters on screen. Most attendees have seen the show so many times that they have memorized all of the popular chants and slurs delivered by audiences during the most famous scenes. At many showings, these veteran fans put the newcomers through some sort of light hazing before the movie begins. For example, when I arrived at my first viewing, a man sporting a satin cape and black fishnets scrawled the letter ‘V’ on my forehead in cherry pink lipstick. As one might imagine, seeing *Rocky Horror* for the first time can feel more

like a brutal rite of passage, or perhaps trial by combat, than an average trip to the cinema.

Unfortunately, nowadays, most people would cringe and squeal at the thought of packing themselves into a crowded theater late at night. Midnight screenings of *Rocky Horror* are yet another casualty of this novel coronavirus. However, I don’t believe the inconveniences of the present should deter one from enjoying the film on his own. True, much of the entertainment value of watching Brad and Janet’s misadventure is in the hooting and hollering of one’s fellow theatergoers, but a private screening can also be a pleasant way to enjoy the music and take in the movie. Although I concede there is no substitute for a public screening, watching the show on one’s own can still be beneficial, especially for first-time viewers, as they will not have to cope with the debauchery of other fans.

In short, do not let COVID stand in the way of you doing the “Time Warp” again. There are countless ways of safely enjoying the show without piling into a physical theater. Although I can think of no perfect analog for a public viewing, one may find that a more subdued environment has its virtues. However, if such an idea remains totally unpalatable, perhaps revisiting *Glee*’s 2010 tribute to the show would be an acceptable compromise.

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Club Spotlight: One for the World

One for the World was founded in 2014 by two Wharton MBAs, Kate Epstein and Josh McCann, who wanted to find

Emily Allen '22
Guest Writer



a way to make charitable giving more effective. Kate and Josh wanted to make sure that when they donated to a charity fighting extreme poverty abroad, their donation was being used to help others in the most efficient way possible. With more than one and a half million nonprofits in the United States alone, it can be incredibly difficult to identify the organizations that create the most impact for those in need. One for the World is here to alleviate that problem by changing the way people participate in charitable giving in order to end extreme poverty around the world. Luke Versweyveld '22 and Emily Allen '22 started the One for the World-UVA Law chapter to bring the organization’s mission to the UVA Law community in the hopes of encouraging fellow law students to factor in charitable giving to their future legal careers.

We accomplish this mission by educating students and young professionals about charities that channel donations into real results that help fight extreme poverty. One for the World encourages students to take the 1

percent pledge: agreeing to donate 1 percent of their post-grad income to One for the World’s charities. Since the organization’s founding in 2014, student-led chapters of One for the World on campuses nationwide have donated \$750,000 and counting to effective charities. In the 2018-19 academic year alone, One for the World chapters motivated more than 1,550 students across the country to take the 1 percent pledge.

To find the most effective charities, One for the World partners with GiveWell, a charity evaluator that uses a data-driven approach to identify the world’s most effective charities, specifically where charitable dollars go the farthest. The selection process for the One for the World charitable portfolio has three main stages. First, GiveWell makes yearly revisions to their Sixteen Top and Standout Charities list based on evidence of effectiveness, room for more funding, cost-effectiveness, and transparency. Second, One for the World researches university campuses to determine the relative appeal of GiveWell’s Top Charities to potential donors. Third, GiveWell and One for the World collaborate to decide their final charitable portfolio.

One for the World charities span numerous countries and regions, with frontline work being done in local and on-the-

OFTW page 5

Love in the Time of Corona: Emily and Luke

Although it’s been nearly six months, many aspects of our “new normal” continue

Ben Stieveter '22
Events Editor



to present challenges that can be strange and frustrating to face. From sitting next to someone in class to hitting Bar Review, things that once seemed a given feel far away, or at least vastly different behind a mask and six feet apart. We’ve been forced to connect more creatively in our professional, personal, and—we’ll say it, you smokeshow, you—romantic lives. Indeed, like a professor explaining the holding five minutes past the bell, love continues on, so we at the Law Weekly thought it would be intriguing, pleasantly distracting, and (dare we say it) heartwarming to hear how couples and singles alike are handling romance in light of all these changes. You’ve heard of Love in the Time of Cholera, but get ready for Love in the Time of Corona.

This week’s guests are Emily Allen '22 and Luke Versweyveld '22.

Hi Emily and Luke (not even going to attempt that last name)! Welcome to Love in the Time of Corona. Let’s start with some basics. How and when did you two meet?

Luke: Hi Ben! Our sections had Crim together during 1L. If I’m being honest, I noticed her in October and developed a little crush, but I never acted on it. Over winter break, I was asked to start a One for the World chapter at UVA—see our informational blurb in the paper this week!—and was looking for a co-president. Emily was the first to respond to my message in the Law School-wide Groupme, and naturally I was ecstatic. We met up for coffee a few times to discuss the organization, but we kept it professional.

Emily: He was so serious and cold during coffee! I was dropping hints he never picked up on.

Luke: How was I to know?! Anyways, we saw each other across the room at Barristers a few weeks later and then spent the night close by each other. When her feet got tired, I gave her a piggyback on the Downtown Mall to the after party. I asked her out the following Monday and we began dating a week later.

That’s like ten meet-cutes rolled into one, y’all. Save some for the rest of us. Let’s talk COVID. What’s your relationship been like during it? Most challenging parts? Silver linings?

Emily: We had only been dating for two-and-a-half weeks when things started to close down, so we’ve spent

the majority of our relationship in this weird world. A silver lining of it all is that it’s fast-tracked things so much. We’ve spent so much more time together than we would have—we were originally going to be on opposite coasts this summer but ended up being here in Charlottesville together. We lucked out; it would have been weird to navigate only dating for two-and-a-half weeks and then going our separate ways during quarantine.

Luke: As for challenges, we really haven’t encountered much. It wasn’t too daunting “fast-tracking” things. We were very straightforward about the level of relationship we foresaw ourselves having from the get-go. That talk really helped us navigate things and make decisions together.

I may pitch your relationship as a Hallmark movie. Let me get some character development if I do—how would you each describe the other in a word or phrase?

Emily: Luke is motivated and a go-getter. He knows what he wants and takes practical steps to reach those goals, like starting Heartland 'Hoos (the Midwestern law students organization) because there wasn’t a student interest group for his desired legal market. Luke goes out and does, without making excuses. I love it.

Luke: Emily is the most passionate person I’ve met, she’s not lukewarm about anything. It’s impressive to see how much she cares about things and how she lights up. It’s really inspiring.

Sorry to hear she’s not LUKEwarm, tough break. Eh? Eh? Let’s do a lightning round. Best Charlottesville date spot?

Emily: Bebedero on the Downtown Mall! It’s got great guac and fun cocktails.

Couple’s costume this (socially distant and safe) Halloween?

Luke: Johnny and Moira Rose from Schitt’s Creek.

You’ve got the brows for it, Luke. Let’s go BuzzFeed on this interview. Pick a beverage category and choose which one each other are.

Emily: Wine, because we drink so much of it. Luke is a Cab Franc because it’s his favorite, but also because it’s slightly boujee and smooth like him.

Luke: Emily is a spicy Cab Sav. Kind of feisty. It’s not lukewarm anymore, folks. What’s your song as a couple?

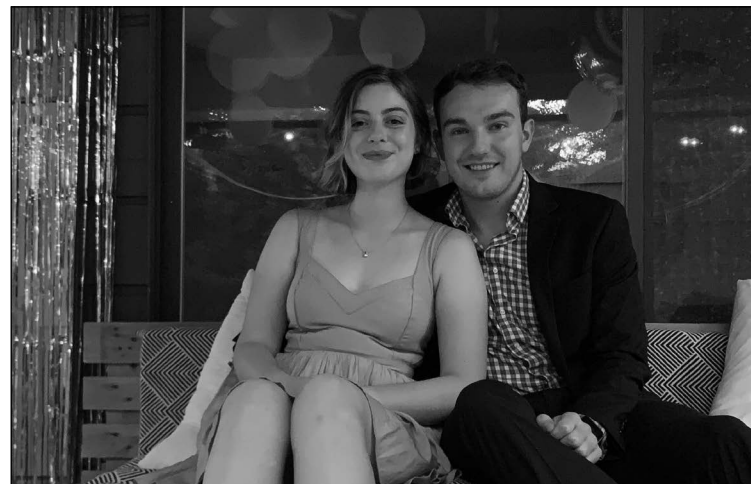
Emily: Anything by Kacey Musgraves. I never listened to or liked country music before Luke, but now I love her.

Dream quarantine location?

Luke: Upstate New York or New England in a small town during peak fall. It’s on the books for 3LOL fall break.

First thing you’ll do when life goes back to normal?

Emily: Hit a concert or LOVE page 5



Pictured: I mean, wow, these two literally scream Hallmark movie. Plus, they’d probably win an Oscar for most attractive duo. Photo Courtesy of Emily Allen '22.

Virginia is for Apple Lovers

Virginia is apple country, and it's time to finally reap the benefits. Autumn spoils us with options: apples

Dana Lake '23
Staff Editor



hand-picked off the tree, fresh-pressed apple cider, hot cider donuts, caramel apples, apple pie . . . there are almost as many ways to eat apples as there are kinds of apples to eat.

If you surveyed five different people on their favorite apple variety, you would have five different answers. Unfortunately, if you surveyed 500 people, you would probably still have only five unique answers. There are over 100 apple varieties grown commercially in the United States, and, with that many options, it's easier to stick with what you know. For the same reason you keep buying *Pinot Grigio* instead of trying an *Arneis* or *Viura*, we limit ourselves to the sad but comfortable binary of *Red Delicious vs. Granny Smith*.

The world of apple tasting is deeper than you would believe if you don't regularly spend over fifteen minutes in the fruit section of Harris Teeter. Apple varieties exist on a crispness scale ranging from one (soft like a banana) to ten (hard like a cracker). They have complex flavor

profiles and acidity levels, and different types are better suited for different purposes. Companies and universities spend years crossing and re-crossing different types to reach the perfect combination of crispness, sweetness, shelf-life, and shipping ability. They spend hundreds of thousands (sometimes millions) of dollars on the research, then convince orchards to plant their new variety. They trademark and sue for infringement. The drama is even more interesting than you think.

But we'll take things slow. This is your introductory guide to apples, meant to furnish you with the simple tools you need to annoy your friends and enhance your grocery shopping experience.

Pink Lady

Crispness: 7/10
Taste: sweet-tart

A cross between *Golden Delicious* and *Lady Williams*. You've probably tasted this variety without even knowing it—this is one of the main apples used for pre-packaged slices. It's slow to oxidize after cutting, so *Pink Ladies* are great for putting out on a tray for guests. The tartness makes it a good pair for caramel dipping.

Fuji

Crispness: 6/10
Taste: very sweet

A cross between *Red Delicious* and *Ralls Janet*. Origin-

nally developed in Japan. Taste is very sweet, texture is firm, and they are about fist-sized. A good apple for bringing on a hike.

Gala

Crispness: 7/10
Taste: mellow-sweet

A cross between *Golden Delicious* and *Kidd's Orange Red*. The apple most likely to be substituted for the variety you paid for in a Walmart Grocery delivery. Queen Elizabeth of England's favorite apple. Highly overrated.

McIntosh

Crispness: 4/10
Taste: sweet-tart

The apple variety my friend's mom uses for making homemade applesauce for the Jewish High Holy days. She will search through stores to find this particular variety; no substitutes allowed. Makes the best applesauce you'll ever eat, also well-suited for juicing.

JonaGold

Crispness: 8/10
Taste: sweet-tangy

Cross between *Golden Delicious* and *Jonathan*. A variety grown on Carter Mountain, available for hand picking. Large and sweet, with a thinner skin that makes it a good pick for baking but bad for carrying in your backpack.

Honeycrisp

Crispness: 10/10
Taste: sweet

Cross between *Keepsake* and *MN1627*. This edi-

tor's favorite apple. A perfect combination of crispy bite and honey flavor, large enough to be a satisfying snack. Pairs perfectly with a good cheddar cheese. Doesn't ship well and isn't very widely grown, so treat yourself if you find it available near you. Very refreshing, very delicious.

Cosmic Crisp

Crispness: 50/10
Taste: sweet-mellow

Cross between *Honeycrisp* and *Enterprise*. The newest apple variety on the block. Released in 2019 after 20 years of development at the University of Washington. Check out *The Indicator* podcast episode "The \$100 Million Apple" for a deeper dive into apple lore than you thought possible. The crispness is truly cosmic, but the flavor doesn't live up to the awesome expectations of the *Honeycrisp*.

Pippin

Crispness: 7/10
Taste: tart

A heritage variety, one of the oldest American apples. A green apple, to avoid accusations of bias in this guide. Sometimes called the *Albemarle Pippin*, this variety was a favorite of Thomas Jefferson and a popular export to Victorian England. These apples need to be stored for a few months after harvest for them to be edible, as they are hard and sour right off the tree. Worth trying if you manage to find it at a farmer's market here in Virginia; great for pressing into cider.

Do you have a favorite variety not included here? What apple do you use for your family recipes? Do you think we're likely to receive a pointed letter from an attorney for besmirching the *Cosmic Crisp* name? Are you interested in practicing Apple Law? Let us know.

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Pictured: The amount of apples to choose from in this picture rivals the amount at your local grocery store, absurd. Photo Courtesy of Dana Lake '23.

Fall Activities — Social Distancing Edition

Carter Mountain Orchard, boasting fall treats and some of the best panoramic views

Kathryn Querner '22
Executive Editor



in Charlottesville, has adapted to offer fall fun in a pandemic-friendly manner. Last year, I had the opportunity to visit Carter Mountain with my section-mates during its Sunset Series and again in early November with an out-of-town friend to pick apples, so I was excited to make another trip up and curious to see how this experience would differ.

Having visited this past Thursday, October 22, I can say that yes, in fact, the experience differed in several ways. It was a fun and fall-filled experience nonetheless, though, and I highly

recommend that those looking for a socially-distanced and fall-themed activity for the season check it out.

A few differences of note: For one, you need to book a time-slot ahead of time on the Carter Mountain Orchard webpage to visit the Orchard. There are offerings every day of the week, and you simply select either a morning, mid-day, or afternoon three-hour slot. For certain weekdays, the ticket price is waived; weekends and Fridays require a paid ticket. Second, if you choose to pick apples, you prepay for either a small bag or a larger box, and then you are free to fill the bag or box up as much as you'd like. Also, masks are required when you are within six feet of another party.

Carter Mountain offers all sorts of fall activities. From a small pumpkin patch

to picking many apple varieties in the Orchard, shopping for fresh-baked apple pies, apple cider donuts, and other fall treats—the three-hour time limit barely allows time to engage in all of the activities. For those coming at mealtime, a small food menu and drinks are available at the front. And of course, the scenic views from various overlook points at the entrance and throughout the Orchard provide spectacular landscape views that aren't easy to find in Charlottesville.

I walked away from the Orchard on Thursday with a bag of about twenty apples—mostly *Granny Smith* and *Fuji*—and feeling invigorated from the wholesome fall experience. Now onto the next fall endeavor—making apple pie!

If you're looking to get out of the Charlottesville area

Kolleen Gladden '21
Photographer



without traveling too far, I highly recommend the Blue Ridge Mountain Maze, located by Wood Ridge Farm Brewery in Lovingston, Virginia. I first learned of Wood Ridge when the Outdoor Club stopped there after a hike in early February. I was surprised to be hearing of it for the first time and have been more surprised to hear

that this brewery is somewhat of a hidden gem.

Overlooking the gorgeous Blue Ridge Mountains (as the name suggests), the Blue Ridge Maze is a new, seasonal feature of the brewery, open until November 8. Christian Sorenson '21 and I visited in mid-October and were delighted by the experience. The open atmosphere made it easy to socially distance, and there were a plethora of fun fall activities. We began with the maze. Before entering, maze-travelers are equipped with a crayon and sheet of paper with Virginia trivia on it. The goal is to find trivia "posts" set up throughout the maze and attempt to answer the questions posed. Depending on the answer you give, the maze will instruct you to take a different turn (for example, if you choose "Answer C", it may tell you to

turn left), with successful answers leading you in the correct direction to complete the maze. We somehow finished the maze without visiting each of the posts, which baffled us all. We chose to go in the early evening, but the maze becomes a "night maze" after dark. How the "night maze" differs from the day maze is a question we never had answered, so proceed at your own risk.

Along with the maze, the Blue Ridge extension has a pumpkin patch where you can even slingshot pumpkins, admire farm animals, and eat plenty of fall treats such as caramel apples (which were reasonably priced and delicious) as well as pies from the Pie Guy. Once we exhausted these activities, we ventured over to Wood Ridge for food

FALL ACTIVITIES page 5



Pictured: Carter Mountain never fails to impress with its views. Photo Courtesy of Kathryn Querner '22.



Pictured: Good luck getting out of this corn-maze. Photo Courtesy of Kolleen Gladden '21.

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 eight 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 cl3eh@virginia.edu

3LOLs v. Gunners 73 U.Va 10 (2020)

TONSETH, J., delivered the opinion of the Court, in which CALAMARO, BIRCH, JONES, STIEVATER, PALMER, LAKE, and QUERNER J., and LUK, C.J., join.

JUSTICE TONSETH delivered the opinion of the Court.

I.

With great power comes great responsibility. The job of this Court today is no easy task, but the scales of justice must be restored to their proper balance. Petitioners bring this case by way of appeal from the Circuit Court of Petty Appeals, claiming that Justice Amy acted improperly in denying them injunctive relief. In reviewing the evidence and briefs de novo, it is clear that the Circuit Court overextended its authority (a/k/a a 1L justice thought their opinion mattered) and attempted to legislate from the bench. Due to this error and the plaintiffs proving beyond a reasonable doubt that the Gunners' speech falls within the category of 'fighting words' and incites violence/lawlessness, I hereby reverse the Circuit Court of Petty Appeals. In doing so, I issue a permanent injunction against the respondents, ruling no further annoying or double questions may be brought in class. Welcome to the Thunderdome.

II.

For some unbeknownst reason, law schools still strictly adhere to the Socratic method as their primary mode of instruction. In most cases, this involves the professor pep-

pering a student or class with generally vague and leading questions, hoping to elicit answers that will elucidate the key findings of a case. In reality, especially after 1L year, this ends with the professor asking basic questions and hoping someone (anyone) responds because grades stop mattering after OGI. Enter the respondents.

Law students are generally a curious bunch. Whether it is staying after class to clarify issues with the professor, vigor-

ously attending office hours to impress the professor to hopefully get that half-grade bump after finals, or taking the professor out to lunch,² most students are curious yet respectful of other students' time and attention. But then there are the respondents. You know the type. Each class has a few students who exude a "holier than thou" attitude regarding their education.³ They manifest their self-entitlement in multiple ways, either by posing extravagant self-created hypotheticals, asking multi-part questions that lose everybody, including the professor, or raising their hand at every possible chance, leading the instructor to feign blindness to avoid the morass of the pending question and doom. Petitioners have had enough.

Petitioners, suing as a class of 3LOLs, allege that the

incessant and wasteful questioning by Gunners falls within the category of 'fighting words' and is 'vulgar and offensive,' both grounds that would disqualify this speech from being protected by the First Amendment. They further argue that this speech incites violence⁴ under *Brandenburg*.⁵ Lastly, 3LOLs argue that they spend their tuition dollars to learn from the professor, not the students who think they're smarter than the professor.

Countering, Gunners claim

to *Cohen v. California*,⁷ *Brandenburg*, and *Morse v. Frederick*⁸ as precedent, showing that the incessant questions do not fall within a protected class of speech, because students generally do not hold this right. Additionally, the obscenity and audacity of such questions, coupled with how much petitioners hate hearing them, led to their application of the incitement test from *Brandenburg*.

Relying on the wise words from my homie Clarence, the

incite lawlessness/violence; 2) imminence; and 3) likelihood. As intent is subjective, petitioners point to the smug smiles and continued actions of the respondents as evidence to prove their intent, to which this Court sympathetically agrees. While defendants argue that a resting b***h face, throwing a pencil, or failing to invite respondents to any type of social gathering are not forms of lawlessness/violence, I vehemently disagree. UVA Law is known for collegiality. By responding in these three ways, petitioners have effectively overturned a welcoming culture to shun the nonbelievers. Therefore, petitioners have succeeded in proving the respondents; negative intent to incite lawlessness pursuant to *Brandenburg*. Imminence and likelihood are subsequently easily satisfied, as petitioners point to multiple instances where they immediately contemplated retaliation and violence during the respondents' questions, with nobody doubting whether they were serious or not.

Second, petitioners also succeed in proving respondents' questions are 'fighting words.' Describing the hypotheticals and multi-parted questions as "lewd, obscene, and profane," they incline me to agree with them. Although it may be a slight stretch to classify otherwise innocent questions as 'fighting words,' especially since I highly doubt most law students have ever

"Most students are curious yet respectful to other students' time and attention. And then, there's the respondents. You know the type. Each class has a few students who exude a 'holier than thou' attitude when it comes to their education."

1 Or is it preponderance of the evidence? Oh well, it's not like I go off any standard other than my own personal opinion anyway.

2 Only virtually now, thanks COVID.

3 Bet these kids don't even know how to properly shotgun a beer, noobs.

that their speech is protected, that the 3LOLs are being 'snowflakes' in claiming 'hate speech,' and that any ruling against the Gunners would have a chilling effect on their right to free speech.

III.

The First Amendment codifies that Congress shall make no law "abridging the freedom of speech." Arguing in support of this, defendants point to *Tinker v. Des Moines* as their seminal touchstone. In doing so, they claim that prohibiting the expression of their opinion is unconstitutional unless petitioners can show that the expression would interfere with the operation of the school.⁶ Countering, petitioners point

4 Moreso perceived than actual, but you've all had those thoughts when a Gunner drones on.

5 *Brandenburg v. Ohio*, 395 U.S. 444 (1969)

6 Thanks for the assist, Quimbee.

respondents' claim fails because "as originally understood, the Constitution does not afford students a right to free speech in public schools."⁹ While this language dispels the notion that the defendants' speech is protected, further analysis must be done to establish the petitioner's case. First, in applying the *Brandenburg* test, the respondents' questions/speech must be analyzed for 1) an intent to

7 *Cohen v. California*, 403 U.S. 15 (1971)

8 *Morse v. Frederick*, (551 U.S. 393 (2007)

9 *Id.*, (Thomas J., concurring).

COPA page 5

Faculty Quotes

R. Harmon: "My favorite example of when private individuals act under color of law is Gotham City. Once the G.C.P.D. flashes the Bat-Signal, Batman is acting under color of law . . . But maybe that's just me."


J. Harrison: "Watching Supreme Court confirmation hearings is something I will do only if I am paid to do it. I am now not paid to do that. So I don't do it."

A. Brown: "Can someone on Zoom say Lebron James?"

A. Woolhandler: "There are a lot of words here, but what do they mean?"

C. Hwang: "Imagine you went to Darden and spent two years of your life pickling your brain in alcohol in the parking lots of Ivy or Pav."

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



Virginia Law Weekly

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continued from page 4

been in a fight,¹⁰ the thought of throwing a punch at the respondents must have crossed the petitioners' mind, thus satisfying the second prong.

In a last-ditch effort to salvage their case, defendants claim that any attempt to limit their speech by this Court, as an extension of the state, amounts to a chilling effect on their constitutional rights. They're right, for once. The goal of this decision is for the defendants to chill out¹¹ and let everyone else enjoy their law school experience. If we give any merit to the respondents' argument, it would be "the latest stage of prophylaxis built upon prophylaxis, producing a veritable fairyland castle of imagined Constitutional restrictions"¹² upon what could be deemed inciteful fighting words. The Gunners can't talk their way out of this problem. They lose.

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¹⁰ Fighting with your mom over increasing your credit card limit doesn't count here, unfortunately.

¹¹ Someone order them a prescription of chill-pills please, or a frozen marg. Your choice.

¹² *Minnick v. Mississippi*, 498 U.S. 146 (1990) (Scalia J., dissenting).

LOVE

continued from page 2

a music festival. Luke was supposed to see Khalid but it was cancelled, so we'll probably circle back. Also, I just want to see all my friends at once, be able to run up and hug them, and to hit Virg with them. I miss Bar Review.

Luke: We also want to travel to Singapore or somewhere big!

When I close my eyes at night, I see an open Virg table waiting to be danced atop. Anyways, what's your favorite memory together?

Emily: We went to his family's farm in Wisconsin this summer and one night we went for a walk down a dirt road in the middle of nowhere. I'd never seen the stars and moon shine that bright. It was super romantic and wonderful.

It's a literal movie with you two. Let's get abstract. Is there a feeling, sight, smell, image, color, etc., that you associate with each other? Why?

Emily: Luke smells like coffee all the time, but in a good way. We drink a lot together, him a concerning amount sometimes.

Luke: Warmth. Emily's so comforting and the person I always turn to when I'm in need.

The dialogue is writing itself. Last question: What is one thing you

would want to say, in public, possibly in front of the whole Law School (or at least our readership), to each other?

Emily: I'm really thankful and lucky to be in a relationship that's both very romantic and serious, but also so fun and exciting. Every day it feels like we've just started dating and I feel like I've won the lottery. I love you, Luke.

Luke: This year has obviously been really hard in a lot of ways, but it's also been the best year of my life thanks to Emily. I love you, too, Emily.

Many thanks to Emily and Luke for helping me begin my romantic-comedy screenwriting career with this interview and joining us on Love in the Time of Corona! Are you a couple that's been separated or getting creative during this social isolation period? A single who's desire to mingle has been curtailed by COVID-19? A platonic friend or member of a family who wants to share how you've been making it through this together? Love comes in all shapes and sizes, and we want to hear about it! Email bes4cf@virginia.edu if you or someone you know might like to be featured on Love in the Time of Corona.

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OFTW

continued from page 2

ground operations. Our charities and their evaluators go to great lengths to ensure that treatments and interventions are as beneficial as possible to the communities they serve. Additionally, One for the World charities work in close partnership with local governments, NGOs, and communities. Some charitable organizations that One for the World backs include the Against Malaria Foundation, Helen Keller International, and the Food Fortification Initiative. All One for the World-sponsored charities have been selected as the most effective in fighting extreme poverty based on extensive research and analysis, so donors can feel confident that their charitable giving will make a difference.

When it comes to charitable giving and fighting extreme poverty worldwide, One for the World takes the guesswork out of philanthropy by helping students and young professionals direct their charitable giving to the nonprofits with the highest proven ROI. You can become involved by taking the pledge: Join the significant giving movement by donating 1 percent of your post-grad salary to One for the World. You can make the pledge at <https://www.1fortheworld.org/donate>. If you would like to learn more, we will be hosting "Giving Lunches" where you can hear about our mission over lunch—on us! Feel free to reach out to Emily Allen (ehazye@virginia.edu) or Luke Versweyvel (lrv3hq@virginia.edu) for more information.

FALL ACTIVITIES

continued from page 3

and drinks. The brewery has an outdoor food truck from which you can order and plenty of spaced outdoor seating. I am in no way a beer connoisseur, but I was told that the drinks were very good. I can attest to the quality of the food, which was also delicious. They have a variety of options that can be made vegan, including totchos and veggie burgers, which I thought were great. Overall, it was a wonderful experience and a great way to get out of the house in a distanced manner.

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HOT BENCH



Maria Luevano '21

Interviewed by Phil Tonseth '22

Hi Maria, welcome to the Hot Bench! Let's introduce our readers to the wonderful person you are. Why study the law, and why specifically at UVA?

I had always considered law school, but honestly hadn't thought seriously about it until after the 2016 election. I think I started studying for the LSAT that December. I realized how much more I could accomplish with a law degree, even though I didn't know at the time what that would look like exactly. I chose UVA because I wanted to be near D.C. and I fell in love with the school during Admitted Students Weekend. I felt instantly at home here and I knew it was where I wanted to spend the next three years.

You've been involved in so many clubs and or-

ganizations while here, do you have any favorites or ones that have drastically changed your experience?

Co-chairing Admitted Students Open House and being a Peer Advisor (shoutout to Section D) are definitely up there for me! Clearly, I love giving advice, solicited and unsolicited, so I found them both to be super rewarding experiences. I've also loved being a part of the Latin American Law Organization (LALO). It's a small group with a lot of passion. I really enjoyed being on the Executive Board last year and working to help grow our presence on campus.

As half of one of the coolest "power couples" in the school (no credit to Sam Pickett '21), how have you managed your relationship with being so active and engaged in the school?

Sam and I have a lot of similar interests, so it's been easy to be involved in things together! It also definitely helps that we're both pretty extroverted, which means that it's never that hard to convince the other person to stop by an event, or Bar Review, "just for a few minutes." We also really try to be understanding and supportive when the other one has a lot going on (a/k/a me this semester—thank you Sam!!).

Co-chairing the SBA Graduation Commit-

tee, do you have any fun gossip or news you can share for this year's ceremony? Are there plans to help 3Ls make up for the loss of traditional activities with COVID-19?

While it has been disappointing that we couldn't throw the traditional graduation activities for 3L's this semester, my co-chair, Savannah Williams '21, and I remain hopeful about the possibilities for next semester! We are incredibly excited to have Supreme Court of Virginia Justice Cleo Powell '82 as our commencement speaker, and we look forward to revealing more details about the ceremony over the next few months. As far as fun gossip, I now know the head size of every person in the 3L class. Sadly, no, I won't be naming names as to who has the biggest head (but it rhymes with squilliam baloney).

If you saw 'you' as a first day 1L in the mirror, do you think you'd recognize yourself?

Well my hair was shorter and I didn't have the crushing weight of two-and-a-half years of law school on my shoulders, but yes I think I would recognize myself!

Getting really personal now, would you do this all over again?

This survey? Probably not. Sorry Phil, it's a lot of pressure!!

Time to get feisty. What are your Seven

Wonders of the Law School:

1. The Pink Cow painting
2. The law library's annual Christmas decorations
3. The law library's Grilled Cheese Night
4. Mandy
5. The trees out in front of the Law School during the month of October
6. The water bottle filler next to MyLab, which has the coldest water in the Law School
7. The *Law Weekly* Office on Monday nights starting at 5:30 p.m.

Favorite class you've taken?

Trial Advocacy with Professor Hudson. Or Law of the Police with Professor Harmon . . . or any class with Professor Gilbert . . . I can't choose.

Would you rather vacation in a treehouse or igloo?

Igloo. No bugs and there's the potential for a polar bear sighting.

Best date spot in C-ville?

C&O Restaurant. Although Sam and I recently got takeout margaritas from Plaza Azteca and had a great evening on the couch watching *Schitt's Creek*, proving romance is still possible during social isolation!!

If you could retire today, what would you do with your free time?

Travel and perfect every TikTok dance.

Pineapple on pizza, are you a fan?

Absolutely. I've never ordered it personally, but if it's there I'll eat it.

Favorite memory of the Law School?

I've had many, but Dandelion my 1L year was truly unforgettable.

What is your life's theme song?

I can't think of one exactly, but if there's a song out there about getting 323 people to read and respond to your emails I would dedicate it to the 3L class (love you all!!!).

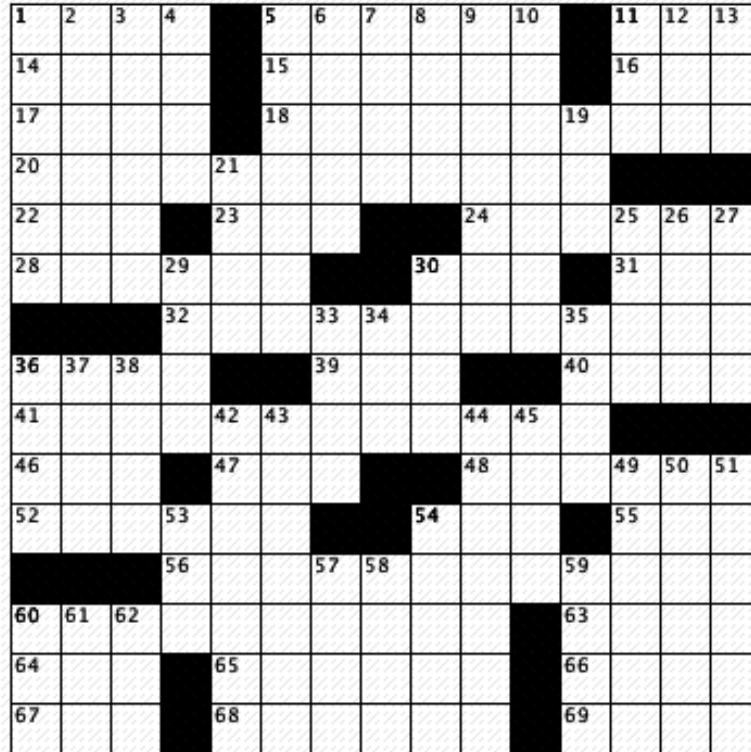
ml9gt@virginia.edu



Halloween Crossword!

ACROSS

- 1. Historical classifications
- 5. Mast extensions
- 11. Partner of trade
- 14. Follower of Mardi Gras
- 15. Family support group
- 16. Original ainer of "The Office"
- 17. Dramatic honor
- 18. Conversations
- 20. Place one might choose some Halloween decor
- 22. Squeeze by (with out)
- 23. Inquire
- 24. Women's hybrid attire
- 28. The Sahara, for one
- 30. Actress Lucy on "Elementary"
- 31. Battery needed for a remote
- 32. Event you might attend dressed as a witch or superhero
- 36. Secretary of Transportation Elaine
- 39. Santa ___ winds
- 40. Bank charges
- 41. Where you might hear a scream or see a ghost
- 46. Addams family cousin
- 47. Some office printers, for short
- 48. Birthplace of Queen Latifa
- 52. Dance routine, familiarly
- 54. Something missing in a "neat" drink
- 55. Pasture
- 56. What you might make after visting 20-Across
- 60. Residences controlled by apps, perhaps
- 63. Natives who gave their name to a state
- 64. Descartes's conclusion
- 65. Of frogs
- 66. Mom's mom
- 67. Piece of legislation
- 68. Makes very happy
- 69. Housing units: Abbr.



DOWN

- 1. Fled to wed
- 2. Chastise
- 3. Some Japanese cartoons
- 4. "Watch your ___!"
- 5. Ones who delight in pain
- 6. Sound of a toy piano
- 7. Sound of a scratchy voice
- 8. Builder of an ancient road system
- 9. Roll you might receive while trick-or-treating
- 10. Approached from behind
- 11. TV network with an "eye" for logo design?
- 12. Pres. on the penny
- 13. Alternatives to 61-down
- 19. Greek "P"
- 21. Corn syrup brand
- 25. Still red in the middle
- 26. London art museum
- 27. Simon ___
- 29. Subj. with curves
- 30. "That's hysterical!" in a text
- 33. Small amounts
- 34. Durham sch.
- 35. Not many
- 36. Fashionable
- 37. Possesses, biblically
- 38. Prefix with correct
- 42. Globe, e.g.
- 43. Historically significant
- 44. Removes from packaging, as some beer bottles
- 45. Witnessed
- 49. Pub spigot
- 50. Lease again
- 51. The Sunflower State
- 53. Tobacco co. behind Camel cigarettes
- 54. Woods who voiced Cinderella
- 57. Hawaiian coffee bean
- 58. Leave off
- 59. Fish in some salads
- 60. Singer with hit "Chandelier"
- 61. Apple product
- 62. No. on a check

Crossword Courtesy of Ryan Kurtiak '23.

THE DOCKET

TIME	EVENT	LOCATION	COST	FOOD?
WEDNESDAY – October 28				
17:00	How to Set Yourself up for a Career in ECVC	Zoom	Free	☹
18:00 – 19:00	DVP: Decriminalizing Domestic Violence	Zoom	Free	☹
18:30 – 20:30	Jazz Wednesdays	Starr Hill Brewery	Free	Available for Purchase
19:30 – 20:30	Wellness Wednesday Yoga	Zoom	Free	☹
THURSDAY – October 29				
12:00 – 12:45	VLW's Race, Gender, and Political Representation Brown Bag with Author and Researcher Kirsten Widner	Zoom	Free	☹
12:15 – 13:15	A Progressive Guide to Clerkships	Zoom	Free	☹
14:00 – 15:00	Presidential Leadership and Race Hosted by The Miller Center, moderated by Dean Goluboff	Zoom	Free	☹
19:00 – 20:00	CARE "How DACA Got Saved"	Zoom	Free	☹
20:00 – 21:30	1L Small Section Trivia - SBA Programming	Zoom	Free	☹
FRIDAY – October 30				
11:00 – 17:00	Bearing Witness	Second Street Gallery	Free	Available for Purchase
14:00 – 15:00	ACS Strict Scrutiny Live Recording	Zoom	Free	☹
SATURDAY – October 31				
07:00 – 11:00	Walk-Up Farmers Market	IX Art Park	Free	Available for Purchase
12:00 – 16:00	Halloween Celebration	Castle Hill Cider	Free	Available for Purchase
MONDAY – November 2				
08:00 – 09:00	Meditation Monday	Zoom	Free	☹
18:00 – 19:00	Challenge the Pro-Life Perspective	Zoom	Free	☹
18:00 – 19:00	AFL - Speaker Event - Stephanie Gray	Zoom	Free	☹
19:00 – 20:00	Law Weekly - Editor's Meeting	Zoom	Free	☹
Tuesday – November 3				
11:30 – 12:30	STM Weekly P&P	Zoom	Free	☹

SUDOKU

	2		1				9	
8					5	4		2
4	3		6					5
7	5	4					6	
	9					5	4	3
9					2		5	8
2		3	5					4
	8				9		2	

Solution

7	2	3	6	1	4	5	8	9
4	1	6	9	8	5	3	7	2
8	5	9	7	7	3	1	4	6
3	4	5	7	9	2	8	6	1
1	8	7	4	5	6	7	9	3
6	9	2	1	3	8	4	5	7
5	7	1	8	2	9	6	3	4
2	3	4	5	6	7	9	1	8
9	6	8	3	4	1	7	2	5