



VIRGINIA LAW WEEKLY

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

Meet Sergeant Stubby, a Real American Hero.....	2
Learn How to CARE.....	3
Our First Letter to the Editor This Year. Send In Yours!.....	3
Law Weekly Fall Contests Begin.....	6

Wednesday, 6 October 2021

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

Volume 74, Number 8

Foxfield: A 1L's Tale

Julia D'Rozario '24
Staff Editor

I should open by saying that I am about as oblivious about school events as a student can be and, until the absolute last minute, had no idea that Foxfield was a horse racing event. As I understood it, Foxfield was essentially an excuse to 1) get dolled up and 2) get day-drunk. As it turns out, I wasn't that far off—I think I spent a grand total of about thirty seconds actually looking at horses.

Our section's bus was the first to set off and was scheduled to leave at 9:40 a.m., which meant that the pregame started early early. I can't say that getting out of bed before noon on a Sunday sounded all that appealing to me. But it's conventional—or so I've heard—to break out the mimosas as early as 8 in the morning. And who am I to flout convention? The general sentiment seems to be that it's acceptable to start drinking at 8 a.m. so long as you're dressed fancy and the drinks are orange juice based. So, giddy up!

The event itself was, by far, the most aesthetically pleasing moment in my law school experience to date. The setting was incredibly beautiful, and the weather was amazing, despite it being a bit² hot. Everyone looked great, and it was genuinely delightful to take the time to get dressed up and feel fancy after what has effectively been seven weeks straight in sweatpants. To me, at this point in the semester, putting on a pair of heels felt equivalent to getting dressed for the Met Gala. Goodbye, *Walking Dead*... Hello, *Gossip Girl*!³

All in all, Foxfield was a lovely time, and a highlight of 1L so far. By the time we piled back into the buses at the end of the day, everyone was exhausted, sweaty and ho(a)rse,⁴ but really happy. The actual horse time (or, the surprising lack of actual horse time) wound up being beside the point. I left feeling like I had met new friends, gotten to know my section better, and made memories that I'll look back on for years to come.

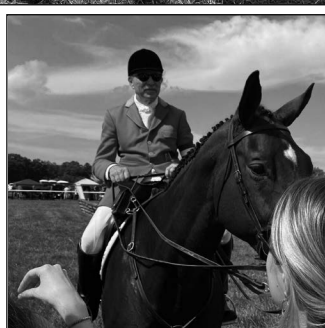
I will definitely be back next year, floppy hat in tow.

1 Sorry.
2 Very, very, very, very...
3 The 2007 version, obviously.
4 Sorry.
5 Section A, if you're reading this, I love you!

FoxField 2021





This past Sunday was a successful return of a beloved Law School tradition. Thanks to SBA and the 1L class for organizing, and thank you to everyone who sent in photos!




around north grounds


 Thumbs up the *Law Weekly* Halloween contests. See Page Six for more details. Spoiler alert, winner gets a sweet gift card.


 Thumbs sideways to SBA's handling of Foxfield tickets. ANG loved President Niko's dedication to getting tickets personally to people, but the URGENT 10 p.m. emails were a little too much.


 Thumbs up Fall Break. ANG never really does work, but ANG won't pass up a ready made excuse to slack off and work on training his pet trash panda Paul to help ANG make friends.


 Thumbs down to Facebook and Instagram being down. Someone tried having a conversation with ANG and ANG panicked.

 Thumbs up to Foxfield. ANG appreciated the nice weather and availability of water, but most importantly, ANG loved that the bus drivers allowed everyone to leave whenever they wanted, regardless of their actual bus ticket.

 Thumbs down to the start of Spooky SZN. ANG is already scared of the creeping obsolescence of humans, but now ANG has to find a socially acceptable costume to parade about in? Count ANG out.

 Thumbs sideways to SBA's Morning Social. The open question of whether it's acceptable to daydrink at the Law School is overridden by ANG's inability to interact with others before noon.

 Thumbs down to PILA being the weekend before Thanksgiving. PILA always was the start of outlining season, but only giving 1Ls two weeks to outline seems cruel and unusual.

 Thumbs up to the continuing mask mandate. ANG enjoys the prolonged excuse for misreading social cues, plus ANG hasn't had to brush ANG's teeth since March of 2020.

Yesterday's Forgotten News: The Tale of Sergeant Stubby

Perhaps due to dogs' ascendant status in modern society, few folks today appreciate the true working heritage of their

Will Holt '23
Reviews Editor



slobbery, four-legged friends. To note some examples, Corgis served as valiant cattle-herders and, according to local legend, as steeds for Welsh fairies; the English translation of the German word *Dachshund* is "badger dog;" and the ancestors of today's greyhounds hunted hare, gazelle, and other speedy game thousands of years ago. But while such facts often prove surprising to the uninformed, they raise few moral questions. People often are appalled to learn, however, the precarious roles canines played in past wars (such inhumanity proves incomprehensible to us, the most enlightened generation of all). Unfortunately, our ignorance results in the foreclosure of these iron pups' legacy, a phenomenon which is particularly pronounced in our memory of the Great War, one of America's most poorly understood conflicts.

With the exception of horses and mules, of which millions died on the Western Front alone, few, if any, other animal species played a more important role in World War I than the common dog, *Canis lupus familiaris*. Dogs served as

messengers, carried supplies, offered their noses in aid of search and rescue, and brought comfort to countless men of all nations. Some armies even employed canines in combat roles: the Belgians, for instance, used mastiffs to tow machine guns, often while under fire, through the narrow village streets and boggy lowlands of Flanders. It is not a terrible exaggeration to say that each of these humble beasts contributed as much to the ultimate defeat of the Teutonic horde as any trooper's mount. Such giants' combat careers, however, were relatively short; those who survived the furious campaigns of 1914 usually faced obsolescence when the lines ossified into the mundanity of trench warfare. Yet, other canines continued to make their presence known, perhaps the most noteworthy example of which being a little Yankee dog who is known to history as Sergeant Stubby.

Born on an unknown date in 1916, the pup who would become known as Stubby lived the first months of his life as a rover on the streets of New Haven, Connecticut. As one may have expected, the then nameless dog's military career began in rather unremarkable style. Noticed skulking about Yale University by U.S. Army recruits training on campus, he eventually befriended one James Conroy, a Corporal in the 102d Infantry Regiment. It was Conroy who named the creature "Stubby" (a fitting

reference to the pup's underdeveloped tail) and taught him tricks to provide a source of amusement in camp. Ultimately, it was these little gimmicks that bought Stubby his ticket to France (Conroy's superior approved the idea only after the dog rendered him a salute with his tiny paw). France, however, soon proved to be a world apart from the Atlantic's western shores, and all of the 102d's men and beasts faced previously unimaginable hardships.

Arriving in the Fall of 1917 as a part of the 26th Infantry Division, the 102d was one of the first American units to see frontline service in World War I. Stubby, along with the rest of the Regiment, first saw combat on February 5, 1918 and he suffered his first wounds two months later while accompanying an attack near St. Mihiel. Stubby, unlike many others, offered no excuses and, after a convalescence where he also served as a much appreciated distraction for his fellow patients, promptly returned to his unit. Participating in that summer's decisive battles, the pup again required medical treatment, this time after an exposure to mustard gas. Upon recovering, however, he learned to use his keen olfactory sense to detect gas and alert his companions to its presence, granting them precious additional seconds to affix their protective equipment. Stubby also exploited his small size and nimble feet to navigate the hazards

of no-man's-land in search of wounded men who otherwise could have spent hours or days alone and exposed. Perhaps most remarkably, Stubby used his doggy intuition to identify a German infiltrator and then detained him until human help could arrive to secure the capture. For his heroism on that occasion, the unit's commander symbolically promoted Stubby to the rank of Sergeant. By the time of the Armistice, the little soldier had participated in seventeen battles and had thrice been wounded in action.

Sergeant Stubby, once a simple New Haven street dog, returned stateside to a hero's welcome. He marched in victory parades, appeared in vaudeville performances to the amusement of many an audience, and received personal decoration from General John "Black Jack" Pershing, commander of the American Expeditionary Force. Stubby even met three presidents during his post-war career as an animal ambassador: Woodrow Wilson, Warren Harding, and Calvin Coolidge. As should be of interest to my fellow law students, while James Conroy attended Georgetown University Law Center, Sergeant Stubby became one of the Hoyas' first mascots, appearing on the field during halftimes to the raucous joy of every attendee.

Sergeant Stubby passed away on March 16, 1926, and although his legacy has since



Photo Courtesy of Lisa Larson-Walker, Slate Magazine

faded, all who knew him remembered his indomitable spirit, unshakeable enthusiasm, and all around good boy energy. Furthermore, his record in combat stands tall even amongst mankind's heroes of the Great War. Perhaps there remains work that Stubby, or rather what remains of his memory, can accomplish. Maybe the forgotten news of his exploits can yet inspire a new generation to consider the War from a different perspective. Perhaps we beings of the twenty-first century will come to enshrine it as a conflict during which nations laid upon the altar not only the dearest of youths, but the best of animal-kind as well.

wjh4ew@virginia.edu

If We Must, We Should Trade Fall Break for Apples

The COVID-19 pandemic has placed significant and varied pressures on every-

Anonymous Contributor

one over the past year and a half.

Governments, businesses, and schools had to make hard decisions about what to support and what to cut. People had to adapt to survive. These pressures even impacted our University's administration.

UVA suffered financial hardship. Last fall, the COVID-19 testing tubes had openings that were spacious spit targets. Later, the University supplied smaller tubes, obviously to save money on plastic.

The University faced logistical struggles as well. For example, the Law School lost its fall break last year. According to the Internet Archive, as of April 24, 2020, fall break was scheduled for October 12-14. But by July 13, 2020, the fall break mysteriously went missing.

Students struggled too. Many students struggled with isolation. More accurately, many students struggled to stay in isolation. Luckily, the University provided a vehicle for vigilant, safety-concerned students to anonymously report these noncompliant embarrassments to the school.

The pandemic exacerbated

the disproportionately-high rate of mental health issues among law students. I will not lie; I had my share of issues last year. I appreciated all of the University's efforts to help ease these problems. Yet, nothing did more for my mental health last year than learning that on October 8, 2020, the University got us fresh apples for ABA Law Student Mental Health Day.

Last year, I heard rumors that the University was forced to choose between two initiatives for student mental health— either fall break or apples. Assuming these rumors are true, I can proudly say that the University made the right choice with the apples. It single-handedly fixed my mental health problems, and the general reception of the gesture was much like mine.

I implore the University administration, please do whatever you can to get more apples. Apples truly are the ultimate solution to the pressures of law school, generally, and pandemic law school specifically. I write anonymously because I am positive that I represent the entire student body on this issue.

If this year as well, a decision must be made between keeping fall break or getting apples, please do the right thing: cancel fall break and get those apples. You can always use the tried and true

mantra "Because COVID;" we will understand and forgive you.

To summarize, the Law School did not have a fall break last year. We didn't need it then, and we don't need it now. If push comes to shove, we should once again trade fall break for apples as the perfect mental health solution.

editor@lawweekly.org



Barristers United Match Report: Oct 3

While most of the Law School was embracing WASP culture at Foxfield this past Jack Brown '23 Staff Editor



Sunday, the men and women of Barrister's United were out there doing battle with the fearsome Tigres squad. Having tied the week before, the Barristers came out with something to prove and ended the day with a hard fought 10-1 win to extend their unbeaten streak to 13 games in a row.

A total team effort, the excellence began at the back with the debut of shot stopper Rambert Tyree. A series of acrobatic one-on-one saves helped keep the scoreline manageable and pundits are in agreement that the team has done well finding talent to stand in between the uprights. While he was denied a clean sheet by a garbage time goal, this was mostly due to a low work rate demonstrated by some of the centerbacks.

The biggest story of this game were the four introductions to the outfield, all of whom scored. Aziz Rashidzade made the most of his outfield start, bagging a brace and hitting the upright as he was agonizingly close to starting his season off with a hat-trick. There were no signs of rust on the veteran as he helped the team pressure the Tigres' back line and commanded attention

every time he came forward with the ball.

In the midfield, Barristers United received a lot of help from the LLM program thanks to the massive contributions of Jose Beliz, Jose Miguel Poblete, and Jose Antonio Onandia Osoros. All three scored and provided constant pressure in the midfield, along with opening up to help the Barristers really make use of their short passing game.

Jose Miguel Poblete got his goal early in the first half. Well-known as an unselfish playmaker, he proved himself to have a deadly right foot when the ball fell to him on the edge of the 18 yard box, and he slotted it right past the keeper. He later drew a penalty that he deferred to Captain Day Robins who scored easily from the spot.

The other two LLM students got their moments in the second half. Jose Beliz capitalized on a long buildup sequence to get the ball in the six yard box and calmly slid it past the keeper. Aside from his goal, he along with the other LLM players made very good use of backheels to bamboozle the other team and keep the Barrister's faithful entertained.

Antonio Osoros was the last debutant to score for Barristers. After proving needed physicality and poise in the midfield, he was able to get through on goal as the Tigres defense fell apart in the second half. All in all, the show-

Government Lawyering 101

This past Thursday, I attended The Real Deal: Government Seminar, the fourth

Monica Sandu '24
Staff Editor



and final entry in the Real Deal lecture series. Government had always seemed appealing in a nebulous, I-want-to-help-people way, but I had little practical knowledge of being a government lawyer. Who better to educate us than those who were once in our shoes? The four panelists—Julia Maloney, Sabrina Hassan, Jeremy Weinberg, and Salima Burke—are UVA Law alums with careers ranging from antitrust law and immigration to child protection and general legal counsel.

First, there is no such thing as a “typical day” for a government lawyer. Some days it’s five hours of meetings or seemingly endless emails, paperwork, and document review. Other days, it can be work on long-term projects and investigations, or responding to the news. With smiles on their faces (under their masks), the panelists recounted how part of the excitement of the job was not necessarily knowing what the day would bring, even if sometimes that day ended up being tedious or frustrating. The driving force behind the

work of a government lawyer is the satisfaction derived from seeing all that effort come to fruition. Admittedly, synthesizing 4,000 pages of work on a case into a 65-page brief¹ seems more than a little daunting, but your work is not your paperwork. Your work is the people whom your agency serves, the city that you represent, the country whose authority you embody.

The coworkers and the clients were consistently cited as the most rewarding aspects of the job. Coworkers want to help each other out, and there’s apparently a real sense of collegiality in the office. It’s a support system, personally as well as professionally. For clients, you help people to understand what they need to do to protect themselves, and you protect them when they are unable to. This is no easy task, however. The least rewarding part of the job, besides the grunt work, was the mental and emotional drain. You may know somebody did something, but you just can’t prove it in court.² You may have to act contrary to your beliefs about the law or be given a deadline that is physically impossible to

1 Actual example given by Salima Burke.

2 See: *no body, no crime* by Taylor Swift ft. HAIM.

meet. You may see things that will stay with you for the rest of your life. What makes it worth it is keeping in mind a bigger picture, playing the role of an advisor rather than an adversary, in a way that brings about real change. Job satisfaction, everyone agreed, is high.

The panelists also addressed the elephant in the room: the pay. After all, it is a truth universally acknowledged that a law student in possession of a good education must be in want of money. All agreed that they could live comfortably, though perhaps not extravagantly. The panelists further emphasized the importance of government benefits, including vacation days, sick leave, a pension, and schedule that allowed them to have a strong work-life balance. The choice to go into government work is all about what you prioritize. However, they also recognized that starting off in government may not be feasible for everyone.

Lastly, they gave some sage advice to students wanting to prepare for a job in government: Enjoy your time in law school. Take it seriously, but not too seriously. There is no set path. Some panelists came to government work after a judicial clerkship following graduation, some moved from private practice, and some arrived after doing

internships and clinics during their time here at UVA. Take opportunities to work on your feet through mock trial and moot court. Get on the ladder early, especially for 1L summer. Volunteer and do clinics until you figure out what you want to do, then go for it. Most of all, talk to people! Talk to your classmates, as they will be your coworkers. Talk to your professors, as they’re great resources. And talk to alumni to network before you need a job; many are more than willing to help.

ms7mn@virginia.edu



BARRISTERS

continued from page 2

ing from the LLM players was exceptional and validates the funds Barristers expended on scouting international talent.

Another standout performance on the day was Kathryn Peters, who locked down the flanks as she had an amazing showing at fullback. Slide tackles, perfectly timed challenges and at one point a disgustingly disrespectful demonstration of step overs dropped the Tigres winger to the ground in front of his family, as Kathryn helped get the ball out of pressure.

Thanks to the effort by the entire team, center backs Ardi Khalafi and Ray Roesler were able to get some minutes farther up the field than usual. With his first touch at striker, Ardi played the team through and led to the fifth goal of the match. Afterwards he was quoted as saying “look what happens when I go up top, I touch the ball and we score.”

Not to be outdone, Ray made multiple bounding runs up the field in the hunt for his own goal. Despite not getting a look for either of the PKs drawn by Barristers United, and having the distraction of his dog Zona barking frantically whenever he got the ball, Ray was able to preserve and get a goal near the end of the game to take some pressure off the team by making the scoreline 9-0.

Be sure to tune in next week as the team takes on the fearsome team Spare Parts

jwb4bb@virginia.edu

CARE: Careers in Child Advocacy Panel

Last Tuesday, September 28, Child Advocacy Research and Education (CARE) hosted

Julia D'Rozario '24
Staff Editor



a career panel for those interested in pursuing careers in child advocacy. The panel was moderated by Professor Crystal Shin, Director of the UVA Law Holistic Juvenile Defense Clinic, and featured three brilliant panelists: Michael Favale, Legislative and Policy Director at the Virginia Department of Juvenile Justice; Kate Duvall, President and CEO of Piedmont Court Appointed Special Advocates; and Amy Walters, Attorney at the Legal Aid Justice Center (LAJC) and Instructor in the UVA Law Youth Advocacy Clinic.

What does a career in child advocacy look like?

What struck me most from the panel is how diverse child advocacy really is. Issues affecting children intersect with the most pressing issues affecting society today: racial justice, disability rights, education rights, and policing, to name just a few. The panelists, despite their varied areas of work, echoed the sentiment that there is no “typical day” at work. There is no one-size-fits-all description of child advocacy! It could be a personal client experience—working closely with individual families, or changing the life of a child in need in an abuse

case. It could be policy work—participating in legislative processes, reviewing procedures and regulations to make change on a large scale. It could also be working for the state, for a non-profit organization, or in education.

Why child advocacy?

Despite the range of legal work and possible career paths available to those with an interest in child advocacy, one thing is clear: child advocacy is rewarding. Children are inherently vulnerable; advocating for them matters. The opportunity to be a voice for the vulnerable, and to connect with and be of service to the community was a source of motivation for all three panelists. As Mr. Favale eloquently put it, “the mission is helping the kids. I keep that as my North Star.”

What if I plan to work at a firm, but still want to get involved with child advocacy?

Child advocacy work is certainly possible for students with plans to start their careers in a law firm and eventually transition into public interest. The panelists emphasized that your career trajectory doesn’t have to be linear, and that it is possible to transition into child advocacy from other areas of work. For all students interested in a career in child advocacy, especially students with plans to eventually move from a firm job to a child advocacy job, the panelists suggested showing your interest in child advocacy on your resume. Get involved—join clin-

ics, volunteer, and get practical experience wherever possible.

Even for students who plan to establish careers and remain in law firms, child advocacy work is within reach. You can do pro bono work within a law firm. LAJC, for example, often works with law firms and has law firm attorneys taking on cases and serving as board members. You can volunteer as a lawyer, and even as a student; CASA has roughly 900 programs across the country, and accepts volunteers from all professional backgrounds and levels of experience. When applying for jobs, do your research! Ask about pro bono opportunities in firm interviews, and choose firms that align as much as possible with your desire to get involved with advocacy work.

CARE is open to students with all levels of interest in child advocacy. Whether you want to pursue a career in the field or just want to learn more about how you can become a voice for children, CARE welcomes you!

To learn more about careers and volunteer opportunities in child advocacy, reach out to the panelists:

Kate Duvall, President and CEO of Piedmont CASA: kduvall@pcasa.org

Amy Walters, Attorney at LAJC and Instructor in the Youth Advocacy Clinic: amyw@justice4all.org

jkdzdd@virginia.edu

Letter to the Editor

Letters of interest to the Law School community may be sent to editor@lawweekly.org. Letters may be published at the discretion of the Editorial Board and are subject to editing for grammar, style, and clarity, but not content or viewpoint. The Law Weekly does not necessarily endorse the content or viewpoint of any letter herein published.

The Authenticator App is Garbage

Connor Kurtz '22
Guest Writer

I want to go back to feeling like an in-class idiot in the usual way: flubbing a cold call. Redmond, Washington, can butt out, thank you very much.

Question: Why does logging into Canvas every day feel like breaking into Fort Knox?

All I wanted was the syllabus for my 8:00 a.m. class. I like to be prepared, so as class started, I opened up Canvas to do the readings. God knows why, but every week I must enter a 6-digit code to access my online course files. (You know the drill.) So, I surreptitiously snuck out my phone and fired up the Authenticator app—only to not see the code.

Yes, the damned thing had to be reconfigured. Which wouldn’t have been too big of a deal but for what followed.

On entering my UVA ID and password, Authenticator redirected me to a UVA-specific online portal. But get this: you can’t access the portal without first entering an Authenticator code. It’s Kafkaesque—and infuriating.

The Microsoft Authenticator app is garbage. Using the Law School’s IT infrastructure should not leave students and staff craving a one-way ticket to a Dignitas clinic.

And what’s with Authenticator and Duo Mobile? Duo Mobile is undeniably superior: it gives you a notification and allows for one-click verification. Authenticator forces you to open your phone, enter your passcode, scroll to the app, open the app, navigate to your UVA account area, and only then find the code—which you must then type on your laptop. Is this really the best we can do? To access our boring-as-hell class files? Does the Hairy Hand case need this level of protection?

I hate this app with the intensity of a million burning suns. It should go the way of the dodo, the Soviet Union, and Windows Vista.

What must we do to rid ourselves of this demented 15-step verification Rube Goldberg regime? Who will be the hero in Law IT to step up to slay this monster?

cjk3fw@virginia.edu

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 pjt5hm@virginia.edu

1Ls v. Socrates 74 U.Va 8 (2021)

KULKARNI, J. delivered the opinion of the Court, in which PETERSON, BERDAN, PAZHWAQ, BIRCH, WUNDERLI, QUERNER and HOLT join.

MORSE, J., dissents.

Once again, this Court is faced with a case brought by 1Ls against someone with higher authority than themselves. Today, these affected students have brought suit against the great philosopher himself, Socrates. They allege a claim of intentional infliction of emotional distress and are asking for a remedy in the form of an injunction against use of the Socratic Method within their classrooms. In effect, these students are calling for the end of the “cold call” system as we know it. They take issue with this essential feature of the Law School experience and are suing the creator of the system to gain some measure of compensation for their alleged loss.

The 1Ls allege that this very system causes their harm. The fear destroys their mental health. The embarrassment faced in the case of a ruined cold call is humiliating, they say. They point to stories of professors telling students to leave the class if they get the question wrong. They argue that the reputational hit taken by someone who messes up is career-ending. They go so far as to say that their stress-induced mistake will prevent them from getting the recommendation letter of their choice for a clerkship. In sum, these students are alleging a lot of harm after being in law school for seven weeks.

Before addressing these arguments and issuing a ruling, it is important to note some background. As is often the case in such contentious is-

ssues, I am sure that avid observers of the Court take clear notice of who is writing the opinion, what their past decisions on such issues have been, and adjust their expectations accordingly. For many such observers, they are astonished that I am writing the majority opinion in this case. Perhaps any 1L worth their salt who did the research and understood my past position on such matters may even be feeling hope at this very moment. I regret to inform you that such hope, like all hope in law school, is misplaced. This court has a categorical rule. It is simple. 1Ls always lose.¹ In past cases, I have argued against such a rule. Today, I do something that judges rarely do: admit

my mistake. My associate, the Chief Justice, often pointed out that I was biased, and I am here to admit that this criticism was appropriate.² I was a member of the very group that was repeatedly suing for expanded rights. We, on this Court, should be paragons of truth, justice, and the Law School way. It is incorrect for me to adjust my opinions based upon my status. I only hope that my newest colleague, Associate Justice Morse, may one day be able to see his own error in this matter.

“My associate, the Chief Justice, often pointed out that I was biased, and I am here to admit that this criticism was appropriate.”

With all of that out of the

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

2 Chief Justice here, just wanted to say, “I told you so.”

that no one in their classes remember any cold calls of their classmates. Thus, any of the cited “scary stories” the 1Ls provide to aid their case are undermined by this similarly circumstantial evidence.

These 1Ls have no standing to sue: they are always guaranteed to lose. Yet, they still filed this action, which can only be called frivolous. There is no true harm here other than a little discomfort to these students. The decision we are faced with, then, is no decision at all. These 1Ls must continue to “suffer” under the yoke of the Socratic method. Furthermore, the students have sued the wrong person; they

3 Evidence of that comes from the fact that 2Ls and 3Ls refuse to do their readings.

should have sued their professors instead. Also, you can’t sue a dead person.⁴ Here, the wrong group of people is suing the wrong person. It leads to a very clear conclusion.

Injunction denied.

MORSE, J., dissenting.

“I know that I know nothing.”⁵ Arguably Socrates’ most honest utterance, this statement is often interpreted as Socrates’ humbly deferential response to the Oracle of Delphi calling him the wisest man living. A more reasonable reading of this statement would be its plain meaning: Socrates had no earthly idea what he was doing. Recognizing that

someone who admits to total cluelessness is awkward silence followed by a polite change of subject, the 1L class of the Law School has brought suit against the obsequious employment of the “Socratic Method” in their legal education. I dissent from the majority’s errant view in this case and applaud the 1Ls for seeking to abandon this pedagogical god who has pedaled out his own feet of clay. I concur with the majority’s admission that they have made a mistake. I dissent on all else.

One would be forgiven for having difficulty in following the logic of the majority’s opinion, but no one should be surprised that the defense of such an untenable and intentionally obfuscatory teaching method requires Simone Biles-level mental gymnastics. I will endeavor to clarify the tortured logic put forward by this Court, in the hopes that the shortcomings of the status quo will pave the way for future, more enlightened minds.

The majority’s reasoning (such as it is) appears to proceed along three prongs. First, that 1Ls have insufficient experience with which to appropriately evaluate the efficacy of the Socratic method. Second, that ruling in the 1Ls’ favor would violate a supposed categorical rule barring 1Ls from any victory. Third, that the 1Ls fail to grasp the true purpose and ultimate benefit supposedly conferred by the Socratic

COPA page 5

Faculty Quotes

A Hodges: “The Supreme Court basically worships the Federal Arbitration Act these days.”

C. Jaffe: “Let’s get to my fun slides peeps.”

B. Spellman: “I’ve taught Gen Xers and I’ve taught Millennials, and I like you guys better.”


A. Hayashi: “What is Citibank going to do with a Battleship? ...They’re going to depreciate it.”

J. Setear: “When was the last time you were shot by an elephant?”

J. Harrison: “It’s the first week of October, so the Supreme Court is back in session and no one’s liberty and property rights are safe.”

J. Johnston: “When it happens at the Capitol, it’s a hapitol.”

Heard a good professor quote? Email us at editor@lawweekly.org



Virginia Law Weekly

COLOPHON

<p>Phil Tonseth '22 Editor-in-Chief</p> <p>Anna Bninski '23 Executive Editor</p> <p>Dana Lake '23 Production Editor</p> <p>Kathryn Querner '22 Features Editor</p>	<p>Marlyse Vieira '22 New Media Editor</p> <p>Michael Berdan '22 Opinions Editor</p> <p>Jonathan Peterson '23 Satire Editor/Photographer</p> <p>Jacob Smith '23 Professor Liaison Editor</p> <p>Esalyng Liang '23 Copy Editor</p>	<p>Donna-Faye Imadi '22 Current Events Editor</p> <p>Mason Pazzhwak '23 Events Editor</p> <p>Madison Lazarek '23 Development Editor</p> <p>Will Holt '23 Reviews Editor</p>
--	--	---

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

Virginia Law Weekly
580 Massie Road
University of Virginia School of Law
Charlottesville, Virginia 22903-1789

Phone: 434.812.3229
editor@lawweekly.org
www.lawweekly.org

EDITORIAL POLICY: The Virginia Law Weekly publishes letters and columns of interest to the Law School and the legal community at large. Views expressed in such submissions are those of the author(s) and not necessarily those of the Law Weekly or the Editorial Board. Letters from organizations must bear the name, signature, and title of the person authorizing the submission. All letters and columns must either be submitted in hardcopy bearing a handwritten signature along with an electronic version, or be mailed from the author's e-mail account. Submissions must be received by 12 p.m. Sunday before publication and must be in accordance with the submission guidelines. Letters and/or columns over 1200 words may not be accepted. The Editorial Board reserves the right to edit all submissions for length, grammar, and clarity. Although every effort is made to publish all materials meeting our guidelines, we regret that not all submissions received can be published.

DRIVERS WANTED

NEED EXTRA DOUGH?

EVERYDAY IS PAYDAY,
TAKE CASH HOME DAILY!

• FULL TIME
• FLEXIBLE SCHEDULES

• PART TIME
• CASH DAILY



LOCALLY OWNED
Caring for the Community

APPLY ONLINE AT
JOBS.DOMINOS.COM OR
TEXT “PIZZA” TO
(434)404-4400 CHARLOTTESVILLE
(540)340-9861 SHENANDOAH VALLEY

COPA

continued from page 4

method. Finally, my esteemed colleague Associate Justice Kulkarni seems to have some quibbles about “standing” and “suing the right party.” I must admit that these objections sound reasonable but unfortunately, these concepts haven’t been brought up yet in my free-for-all education under the Socratic method. As such, I will confine myself to the first three semi-substantive points.

The first point begs the question – at what point will 1Ls have enough experience to decide for themselves that they can trust their own faculties when they conclude a painful and confusing experience is best avoided? Assume for example, that each day, as I wait for the bus, a man walks up and slaps me in the face with a day-old slice of deli ham. How many ham-slaps do I need to tolerate before Justice Kulkarni is satisfied that I really know that I don’t want to be slapped in the face with old ham? Perhaps just more than seven weeks of ham-slapping? The truth is, the harms alleged by the plaintiffs are ones that any reasonable person would want to avoid – and some might even reasonably prefer a slap in the face from a lukewarm slice of ham than being subject to the reign of terror which is a Friday morning 8:30am cold call in Criminal Law.⁶

The majority then argues

6 Just an example. Definitely no need to read into this.

that no matter what the facts or common sense should imply, Plaintiffs lose because “1Ls always lose.” I would like to applaud Justice Kulkarni from the sheerchutzpah displayed in borrowing a page from classic 1950’s parenting methods, and basically telling 1Ls to shut up “because I say so.” Okay, Dad. Perhaps all us 1Ls should just go grab the collective 2L and 3Ls another beer from the cooler and be just grateful to be here.

Lastly, the majority’s argument that “1Ls fail to understand the importance of the Socratic method” is so faulty and forced that it gives me flashbacks of the sadness and mild embarrassment of listening to any of Kanye’s last three albums.⁷ The argument fails in two respects: 1) it assumes that 1Ls are not taking into account the relative value of an otherwise painful teaching method and 2) it ignores the other reasons 1Ls would have to complete assigned reading. The second point is particularly interesting, since there are so many obvious reasons that 1Ls would not want to waste their time by going to law school without doing any readings (some might even say hundreds of thousands of reasons).⁸

And this bring us to the crux

7 To save you the Google, those would be *Ye*, *Jesus is King*, *Donda*. I just mean, woof.

8 <https://www.law.virginia.edu/financialaid/annual-cost-attendance-budget>.

of the plaintiff’s argument: that students, professors, and the Law School community as a whole have precious little time and the Socratic method has been shown by research⁹ to be an inferior method of teaching (not to mention yes, super stressful) and should thus be abandoned for everyone’s sake. The majority opinion argues that this Court should be a paragon of truth, justice, and the Law School way. It is self-evident that a prerequisite for these conditions is that logic exists—and logic demands that when you can’t come up with any good reasons for torturing 1Ls other than the intellectual equivalent of a half-hearted shrug, then you should probably abandon that torture pedagogy.

9 This one you are going to have to Google. But I swear it’s probably true.

omk6cg@virginia.edu

cpg9jy@virginia.edu

Social Dancin’ in Cville

One of the first things I looked for when I came to Charlottesville was a dance

Nate Wunderli '22
Sports Editor



club. My first-time social dancing was when I was 21, when a friend brought me to a country swing club. I had no clue what I was doing. I did one or two moves my friend taught me, then had to rely on my conversation skills to make up for my lack of moves. Still, I had a fun time, and met a bunch of new people despite my clumsiness on the dance floor.

Fast forward a year, and I was hooked. Social dancing, while still a great outlet to meet people, became something I liked to do regardless of how many cute girls showed up that night. It started to become natural: the spacing, moving with the rhythm of the music, using momentum to my advantage to lead my partner. Instead of just doing moves I had committed to memory, I became able to improvise and come up with new moves on the fly, sometimes accidentally. It was creative, athletic, rhythmic, and a natural way to connect with friends and total strangers.

Such was the inspiration for starting a dance night here in Charlottesville. As a 1L, I frequented a bar at IX Park

near downtown and went Latin dancing regularly. It rarely attracted the student population, however, and paled in comparison to my undergrad where several hundred students would show up to dance every Thursday and Saturday. While my goal was to find a place willing to host on a weekend night, the forever reliable Crozet Pizza was kind enough to let me host a country swing dance night on a Wednesday.

I was a little nervous that I would get there to teach the lessons beforehand and have nobody to teach, but fortunately by the time I arrived (10 minutes late due to detour traffic) there was already a sizable number of people ready and willing to dance. Lauren Johnson '22 and I taught a few moves, and then let people do their thing. I took music requests, sometimes quite peculiar ones,¹ and continued to teach moves throughout the night to different groups. Big thanks to everyone that showed up, and remember, you’re never too old to learn how to dance!

1 Did not expect to play the EDM hit Purple Hat at a Country Swing party.

nw7cz@virginia.edu

HOT BENCH



Kiera Callahan

Interviewed by Marlyse Vieira '22

Hi Kiera! Welcome to the Hot Bench. To start off—where are you from?

I grew up all over the U.S., so I don’t have a specific hometown! I was born in Wisconsin, and my family spent time in Pennsylvania. But I primarily grew up in Illinois, and then I went to Southern California where I did later schooling and went to college.

What are you involved in at UVA Law?

I’m President for Advocates for Disability Rights—the only student organization for disability rights at UVA Law. Our mission is advocacy and raising awareness around disability. It affects our life and can create limitations, but our goals are still achievable. I am also a fellow with the Law and Public Service Program, and a mentor for PILA.

What made you start thinking about law school, and what drove you to UVA in particular?

When I was 18, I got sick out of nowhere and had a growing list of symptoms. I began a long journey of trying to figure out what was wrong with me. I was sick for around two years, getting worse. I had to drop out of college. I was pretty confident that I had a brain tumor that was creating a condition called Cushing’s Disease. I had several doctors who confirmed my suspicions, but when we went to bigger institutions for treatment and surgery, no one believed me. I was told I was depressed, hysterical—the usual things said to women with health issues. This was a hard 180 in perspective from when I previously had confidence in the medical system.

I found a nearby surgeon who immediately recognized the signs and symptoms. He was UVA trained. I went through a series of brain surgeries, and the last one was successful. I lost most of my pituitary gland, which controls all hormone functions in your body. It changed my whole life trajectory. Before, I was thinking about being an actor and going to Los Angeles or NYC. After surgery, I thought I wanted to do something in the medical field because other people shouldn’t have to undergo what I went through. When you have a malicious tumor, you shouldn’t have to fight to get treatment over something that causes so much harm.

I went back to college and took different classes to figure out my route. I considered

med school or an M.P.H. In undergrad, I majored in medical anthropology. After my first year at University of California-Irvine, I had an “aha” moment that law school would be a good fit. I was watching a legal procedural and thought that maybe law school would be where I could make the impact I wanted to. There were no lawyers in my family, but my parents were supportive and thought I’d make a good lawyer.

I decided to prepare for the LSAT and within eight months I got into UVA. It was my first choice because of my surgeon. With more research, I found out UVA Law was unique as a top ten school with an emphasis on student wellbeing and collegiality. I liked that it was in a small town with nearby medical systems, unlike some other top law schools.

Is there a type of law you’d like to practice after Law School?

Being in public service, I’m not totally sure yet. I made the recent decision to get an M.P.H after Law School. I would like to go into health law ideally. I’ve done stuff in disability law which was interesting, but health law is where my heart lies, especially incorporating my undergrad connections and medical anthropology background. I’ve also thought about teaching. I want to see where life takes me. My family has a saying that goes “Man prepares and God laughs.” But, right now, I feel this is the direction I’m being led.

I love your Instagram account (@thewillowrun-life)!. Can you tell me a

little more about it?

I started Insta at the beginning of my recovery journey after surgery. I wanted to raise awareness about Cushing’s because most people don’t know about it. It’s common in the veterinary world, but not for humans. What doctors know is outdated, which is how I got stuck in the outdated system and idea of women’s health. One of the big symptoms of Cushing’s is dramatic, quick weight gain, so I documented returning to feeling like myself again. I traced my recovery via my interests in things like makeup and fashion and showcased that in my account.

After getting into UVA, I found that the account no longer spoke to my interests. I touched upon my chronic illness but hadn’t talked about it with full force or opened up the floor to talk about disability, identity, faith, positivity, and recognizing grief as your body changes. I realized I wanted to change direction. I know there’s not a lot of people in the legal field with chronic disability and recovering from Cushing’s specifically. Instagram allowed me to express what I was going through and gave me opportunities to post and discuss, especially with the stories feature. I just wanted to talk about being a lawyer with chronic illness.

My first year of Law School, I got sick with more conditions, which further changed my trajectory. It’s believed I have a genetic disease that was triggered with Cushing’s recovery. During 1L year, my symptoms changed dramatically, which forced me into the disability

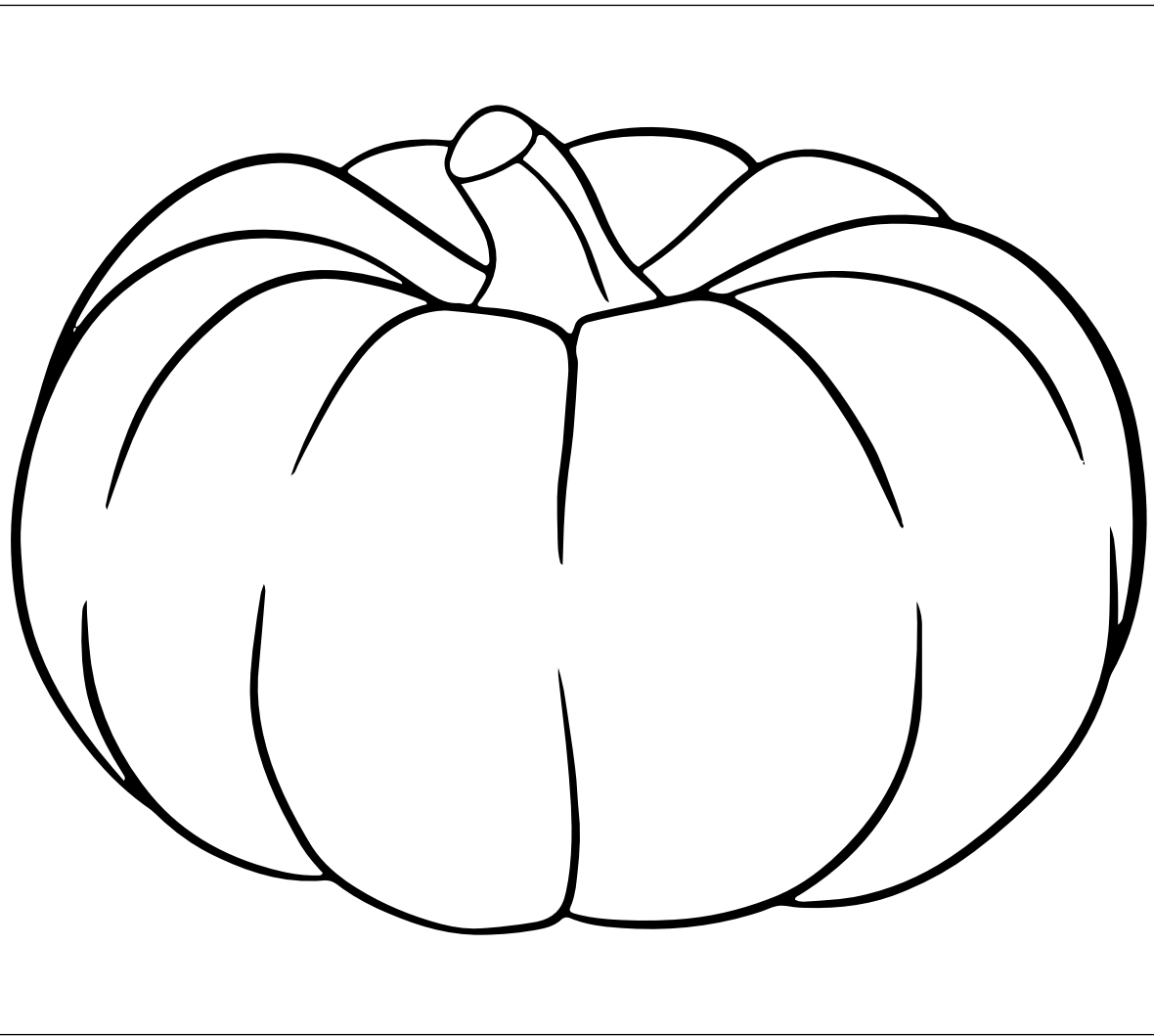
space. Suddenly I wasn’t dealing with my symptoms from brain surgery but also other new symptoms. I leaned into talking about disability more than in the past.

I understand you also post vlogs on YouTube! How did you start doing that?

At first, I didn’t want to do YouTube because of fear of unkind comments. Then during 1L, I went to the Mayo Clinic to figure out my other symptoms, and my family encouraged me to document my journey there. At that point, I created my YouTube account. I hadn’t been able to find on YouTube someone who was a lawyer with chronic illness. My approach to success on these platforms is finding gaps and providing content for these people.

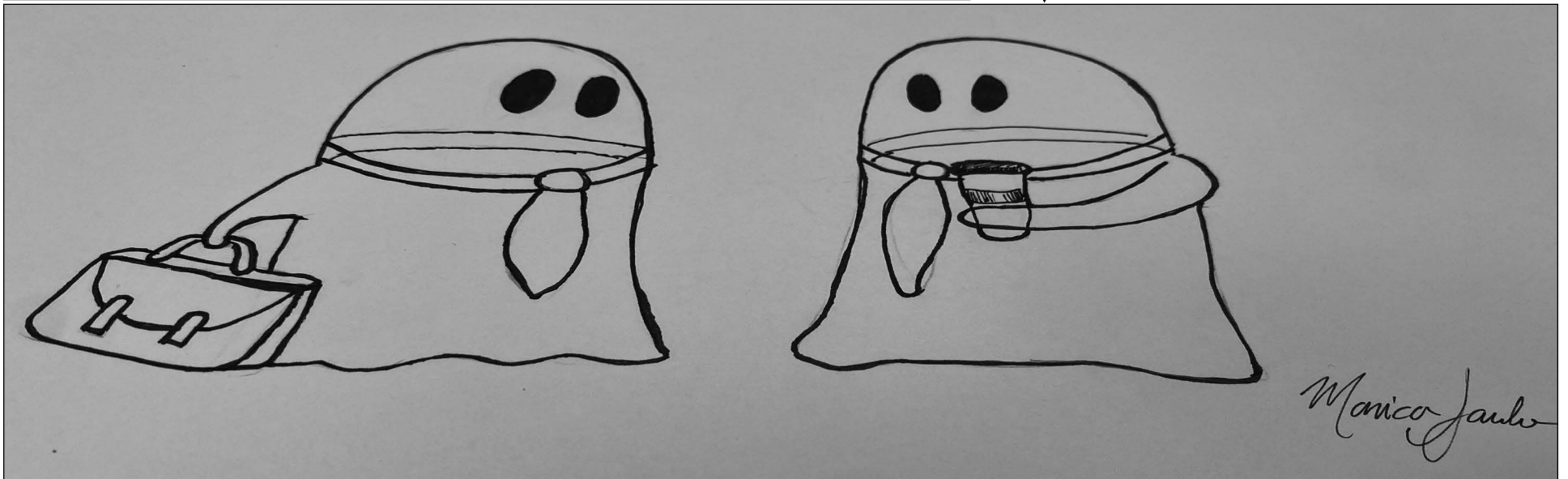
I applied for my service dog Bonnie at the beginning of Law School. The waitlist for service dogs in VA is about one to two years. I waited about 1.5 years and got her in October 2020. It was a big change to adapt to having a service animal and bonding as a team, and I stepped off a bit from YouTube engagement. People with chronic illness live two lives -- professional and personal. One can encroach on the other, so it’s always a balance between the two. Right now, I’m finding my balance. After getting more diagnoses, I’d like to talk on Youtube about having a service animal, finishing law school, and jobs for after.

LAW WEEKLY FALL 2021 CONTESTS

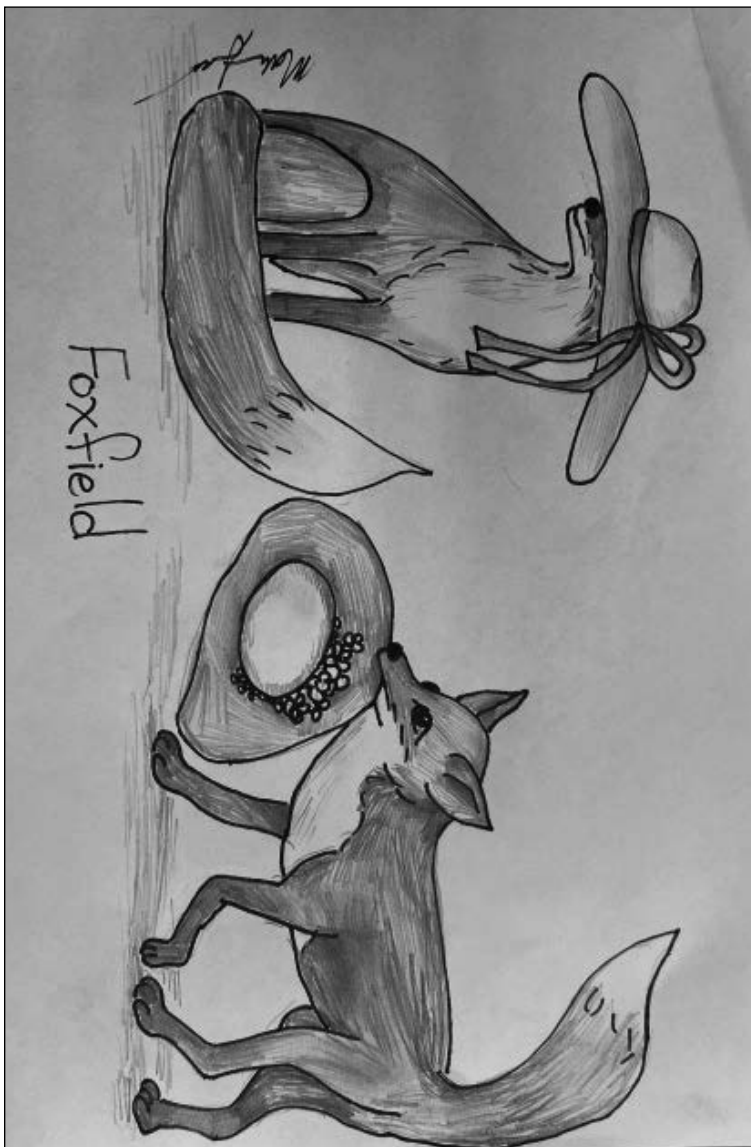


COLORING CONTEST
 Design the perfect pumpkin and enter for the chance to win! Submit your masterpiece to *editor@law-weekly.org*, or drop off a hard copy at SL279 by November 1, 2021.

CAPTION CONTEST
 Tell us what these ghosts are saying and enter for the chance to win! Send your submission to *editor@law-weekly.org*, or drop off a hard copy at SL279 by November 1, 2021.



The Docket



Cartoon courtesy of Monica Sandu '24. Send her kudos at *ms7mn@virginia.edu*

TIME	EVENT	LOCATION	COST	FOOD?
WEDNESDAY – October 6				
13:00 – 14:00	Orientation to C’ville Part 2: UVA’s Relationship With Charlottesville	Purcell Reading Room	Free	☺
13:00 – 14:00	Interviewing With Public Service Employers	Online via Zoom	Free	☹
17:00 – 18:00	Rivanna Investments - Guest Speaker!	WB 104	Free	☺
17:00 – 18:00	VaSe’s Fall Symposium: Entertainers and Athletes’ Rights--- Panel 1 Mental Health of Athletes	Zoom	Free	☹
THURSDAY – October 7				
9:00 – 10:45	SBA Social	Spies Garden	Free	☺
12:00 – 13:00	Military Justice in America	Caplin Pavilion	Free	☺
FRIDAY – October 8				
9:00 – 10:45	PILA Summer Grant Info Session	Brown Hall 128	Free	☺
October 11-13				
ALL DAY	Fall Break	Everywhere	Free	HOPEFULLY