



# VIRGINIA LAW WEEKLY

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

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

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## Welcome New EIC

Dana Lake '23  
Editor-in-Chief

Much like becoming the bearer of a cursed amulet, one does not choose to become Editor in Chief of the *Law Weekly*. It's something that happens to you. One moment you're an enthusiastic 1L, eating pizza and writing funny articles with your pals—the next moment, you're somehow in charge of a Law School tradition that will be turning 75 under your tenure. There's a bank account you suddenly have the credentials to, pizza you have to order, and there are emails. There is just an unbelievable amount of emails.

It's not all bad, as long as you're into the idea of unlimited power. The EIC is also Chief Justice of the most powerful court in the land: the Court of Petty Appeals. There will be no coalition-building during my term—you're looking at a pure, unadulterated dictatorship, where 1Ls have no rights and the administration is always wrong.

I'm fortunate to be inheriting the gavel from known pushover Phil Tonseth '22, who made the mistake of telling me I can always ask him for help even after graduation. This letter serves as written notice that I will be taking you up on that offer—keep your phone on.

I'm even more fortunate to be able to continue working with the crack-jack team of writers and reviewers that make the *Law Weekly* possible. Without staff editors going to events with free food, eavesdropping on hot goss, and oversharing personal anecdotes, we'd have no idea what went on around here. Who would sue Student Affairs over even the most minor of inconveniences? Who would record even the most obscure professor quotes? I ask you, dear reader, who would keep track of ANG? There is no group of folks I would rather have strenuously avoid eye contact with me during article assignments.

Joining me on the Editorial Board are Managing Editor Nikolai Morse '24, Executive Editors Jon Peterson '23 and Monica Sandu '24, Production Editor Sai Kulkarni '23, and Features Editor Anna

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# SBA Candidates



Heath Varndoe '23  
Presidential Candidate

My name is Heath Varndoe, and I am running to be your SBA President.

As SBA president, I will embody the values of diligence, humility, and servant leadership to ensure that all student experiences are enhanced. UVA Law is comprised of a diverse array of backgrounds and perspectives, and I will fight to be a unifying force within our community. I promise to be a bridge builder that brings people together and lifts people up.

My platform is based on three bedrock principles: Your Home, Your Voice, Your Year.

### Your Home:

I want every student to walk through the doors of the law school and feel a profound sense of belonging. My first semester, I struggled with anxiety and feelings of inadequacy. Now, I look forward to going to school every day, because I was blessed with a community of friends. My hope is to coordinate University resources as well as social opportunities to en-




Juhi Desai '23  
Presidential Candidate


Hi! My name is Juhi Desai and I am running on a ticket for SBA President with Shivani Arimilli for SBA Vice President. Our platform is based on five central pillars; we'd like to increase communication between the SBA and the student body, heighten community engagement by keeping old traditions and building new ones, increase inclusivity by working closely with affinity groups (including, but not limited to, racial and ethnic minorities, queer students, students with disabilities, religious minorities & first generation students), push the school to be more transparent about how decisions are made and increase access to mental health resources as well as destigmatize conversations surrounding mental health.


We'd really like for the SBA to be responsive. While we have several concrete ideas that we'd like to implement next year, we also want to remain flexible and make sure there are opportunities for students to have their voices heard. A big part of our platform is making sure that


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## around north grounds


 Thumbs up to the whimsical weather. ANG loves wildly swinging between sweaters and shorts every other day, and plans to wear a stocking cap and Chacos the rest of the month.


 Thumbs down to removing masks in hallways. ANG has been looking busted af and feeling fine as hell ever since ANG could hide ANG's rotten mug with all the authority of the CDC backing ANG up.


 Thumbs up to the SBA candidates. ANG loves seeing the joyful energy and light in their eyes before they realize they serve the role of a glorified party planner.


 Thumbs up to new carpets in the Law School. ANG has been playing a lot of softball and is ready to track Copeley mud all through the school. A territory grab, one might say.

 Thumbs down for journal try-outs. ANG demands those three days back.

 Thumbs down to the Virginia Bar. ANG is never going to get round to taking the Bar, but enforcing a dress code for the Bar exam has to be the least ABA-accredited thing ANG has ever heard.

 Thumbs sideways to SBA elections. ANG is cynical of bribing people to vote, but loves having a chance to win gift cards.

 Thumbs sideways to softball starting. ANG loves to feast on the leftover trash and get a nice buzz from the leftover, half-empty, white claws left at Copeley, but ANG hates seeing others happy.

 Thumbs down to being squeezed back in Brown classrooms. ANG has been spoiled by luxuriating in Caplin Auditorium or at ANG's desk. Despite this, ANG is still not desperate enough to sit in the front row, and never will be.

# Is Your Browser Too Short?

Caleb Stephens '24  
Staff Editor



So, what is an extension? Also known as an add-on (in Firefox), an extension is essentially an extra function which can be added to your browser. Most popular extensions are provided through the Chrome web store. Despite the name, most common browsers will accept these extensions directly through the Chrome store and run them without any problem.

The most essential extension in my arsenal of extensions is doubtless OneTab. OneTab does one thing, and does it really well: tab management. If you're anything like me, you always have at least seven tabs open in your browser, if not many more. Anytime I start doing legal research, I find myself opening case after case, leaving each one open in a new tab for when I inevitably need it (why yes, I do prefer Lexis over Westlaw, in part because Lexis allows you to open cases in different tabs and won't lose all your tabs when you log back in). The problem with this research method occurs when you have left for the day, shutting down your computer for security reasons (seriously, if you're working for a court for the summer, they **really** care about that). Note that I said shutting down, not shutting the lid, not putting

the computer to sleep, but actually logging out and powering off the machine. But what about my tabs, you're doubtless thinking. Well, they're probably gone. And that's where OneTab comes in.

OneTab can be added to Chrome, Firefox, Opera, and Vivaldi, and it simplifies your routine like this: when you're done researching for the day (or hour, or whatever), just click on the OneTab icon in the top right corner of your browser. This will collapse all your tabs and open a single browser page, which will display a list of links to the pages you had open. If you click any of these links, they open back up in a new tab. When you reopen your browser after closing it, this OneTab page will be the first thing to greet you, inviting you to begin where you left off, either by clicking each link you want, or just hitting "restore all" to go right back to where you were. And that's not all. You can also sort the links on this page into different headings, renaming each browsing session however you want. OneTab automatically titles each collection with the date and time, but it also gives you the option to title the collection with whatever title you want.

Browsing Amazon for the perfect water bottle and opening each bottle in a new tab for comparison? Collapse all your tabs into OneTab and title it "Quest for the Holy Grail," returning to it when you've slept

on your extremely important decision (you'll know you chose...wisely when you don't shrivel up and turn to dust on your first sip). More pertinently, if you're researching a legal topic—say, employment law—for your LRW paper, and have to go to class, collapse all your tabs into a collection called "I blame LRW for my mental health issues". You can also export each collection. Say you have a group project, and want your friends to read the research you did. Just collapse the tabs into a collection, title it, and hit export. You'll get a single link that will open up that collection on your friend's device. All that said, I find OneTab to be an indispensable part of my research process, and it's well worth trying. I've introduced it to two workplaces and continue to spread it around like a COVID-19 carrier in early 2020.

There are a lot of extensions out there. Another extremely useful one in the legal arena is the DarkReader extension. All this extension does, by default, is convert the webpage you are looking at from black text on a white background to white text on a black background. It also allows you to adjust the brightness and contrast of pages in either dark or light mode, if you want your browser to be less bright without having to squint to watch the Christopher Nolan movie you're watching on your second monitor. While you may

not always want to read in dark mode (white text on a black background, as I was explaining before, for those who are wondering), an occasional break from the wall of white screens can be nice, and this extension is not very demanding and is easy to toggle on and off by simply hitting the extension's symbol in your browser.

One more that can be helpful is the DuckDuckGo Privacy Essentials extension. This extension does one thing: grades websites as they're tracking you. It displays a letter grade for each website you visit and tells you what they're tracking about you. The letter grade varies (of course, no grading on a B+ curve here) by how much the website is tracking you, and the extension does block some of these trackers. It's probably an extension to use before you try to find that textbook free online somewhere, or when you simply can't find the pdf you're looking for. Privacy is really important in the legal world, especially when you're working with information for a client and making sure that you don't inadvertently expose your computer to malicious actors is a core responsibility.

All of that said, there is some danger in installing and running extensions. Too many extensions can slow down your browser, so you want to be careful in your selection of extensions. In my

experience, you won't notice any difference from adding all of the options I listed above (although, thanks to OneTab, I rarely have more than around 15 tabs open at one time, which definitely makes a major difference in browsing speed). Do be smart about what extensions you install, check ratings, look at who the developer is, and make sure you aren't downloading something that is from a country infamous for hacking attempts, poorly reviewed, and potentially dangerous for your information. All three that I listed are safe; I've vetted them, at least 2 million other users have added them, and I've had some pretty serious information security people vet them and confirm that they're safe. I've even made it easy for those of you on Vivaldi or Chrome: all you have to do to access the correct links for these three extensions is to scan the QR code I've attached.



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Anne Reyna '23  
Staff Writer



What it is, UVA Law! Last Tuesday, the club was definitely going up. Feb Club was back in full swing just a few days after Barrister's, as the Black Law Students Association (BLSA) threw the grooviest, most far out party this month. Stu-

dents came dressed in their funky threads and boogied all night long at Crozet. This party was the '70s personified, with everything from multi-colored lights and a slammin' playlist, to a polaroid camera and enough pizza to go around. The people wanted the '70s to be brought back, and BLSA delivered in a big way. So, everyone bring out your flare pants, v-necks, and nifty patterns, because it

is all back in style.

A specific thank you goes out to BLSA members and event organizers, Marley Peters and Genesis Moore. Peters, BLSA's social chair, discussed how her "favorite part was the Soul Train line dance." For those who don't know, Soul Train was an American musical variety show which aired all the way from 1971-2006, with over 1,100 episodes recorded. BLSA definitely did the show justice and provided a unique law school party experience unlike any other. "We picked the '70s because we wanted to dance to good music, see some creative outfits and have a good time with our classmates. We are so happy with the turn out, and thanks to everyone who came!" said Peters.

One of the standouts of the night was the immaculately curated playlist for the event. "The playlist was fire," confirmed 1L Briana Woody. Everybody was getting down to Donna Summer, The Supremes, Bee Gees, Stevie Wonder, Kool & The Gang, and so many more incredible musical talents. Whether you were boogying to "Love Train," "September," or belting out "Boogie Wonderland," BLSA brought the whole house down (or at least the upstairs of Crozet). "This party reminds me of the best part of the '70s," said 2L Peter Lee Hamilton mid-groove, and with the good music, off-the-hook dance moves, and even better com-



Photo Courtesy of Anne Reyna '23

pany, it's hard to dispute his claim. "BLSA's Feb Club party was a great place to catch up with old friends and make new friends while dancing. Literally no other Law School party had music and moves like them. 10/10," said confirmed party attender Payal Sampat '23. So the reviews are officially out, and we're all left wondering when BLSA's next event is happening.

The other standout of the night was some of the jammin' '70s outfits. "The best outfits were the Black Panther outfits, hands down," said law student Mustapha Yoosuf-Akinlaja '23. One of BLSA's members, Matthew Lyskawa '23, came dressed as a Black Panther, one of several at the party. The Black Panthers were a political organization formed to challenge police brutality against African Americans. When

asked about his inspiration for the outfit, Lyskawa offered some thought-provoking comments.

"When wearing my Black Panther outfit, I was provoked to remember. As Rambert, who was also dressed as a Black Panther, and I were walking to the party, almost everyone we walked passed stared at us with looks of both fear and curiosity. Such reactions to the perception of black folks is commonplace in our lives. Our presence often invokes fear and curiosity: I will never forget the fear in the cop's eyes, with his gun drawn, as he pulled me over for a broken tail light or when one of my academic advisors, with the curiosity of a child, touched my hair when I grew it out. What made these perceptions dif-

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Photo Courtesy of Anne Reyna '23

WELCOME

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Bninski '23. Some have said this is the single greatest collection of talent ever assembled by a law school newspaper, but I'll just say I'm looking forward to working with some good friends for another year.

That's all the emotional stuff out of the way. Don't expect that too often—I've worked in publishing long enough to know you've got to keep your soft spots covered. Before law school I was the managing editor of a publishing department that specialized in nonfiction books, and I made the mistake of disclosing my InDesign experience to my PA and former EIC Christina "Tuna" Luk '21. My fate was sealed from there. On an unrelated note, if any of you know of an incoming 1L that has even heard of InDesign before, send me their number ASAP so I can poach them during Admitted Student Weekend. A reward may be arranged.

My goals for this next year are pretty simple. I want to continue the collegial atmosphere and offbeat articles Phil encouraged. I want to keep the *Law Weekly* from going bankrupt so I'll have something to pass on when I graduate. I want to encourage more women to join the paper and share their perspectives. I want Dominos to continue catering our meetings (*Dominos: The Pizza*

WELCOME continued below

BLSA

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ferent was the militancy with which Rambert and I showed up in the world: we were not only black, but black and militant. That perception of black people has proven to be dangerous. Dressed as a black panther provoked me to remember my militant ancestors, their resolve, their audacity, and their hope. I remembered the black and brown subaltern communities around the world who have employed militant tactics to contest their subjugation. I remembered my enslaved ancestors who toiled under the threat of gratuitous violence when they built UVA," said Lyskawa.

Hopefully everyone was able to make it out to a few Feb Club events, as by the time this article comes out, we will have sprung into March. "I thought it was a great turnout, this was the only Feb Club party I came to, and it was the only party I needed to come to" said certified party attendee Effie Kisger '23. So lastly, I personally want to thank everyone who made each event possible. This month brought a lot of us together and truly made the Law School live up to its reputation as being a fun and collegial environment for all.

Until next time Feb Club, peace out.

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# Op Ed: Vote Yes for a Fairer Honor System

Christopher Benos '22  
Guest Writer

Everyone deserves a second chance—this week, vote "Yes" for a fairer Honor System.

UVA's Honor Code has remained largely unchanged for most of the University's history. It is time for a change. On your ballot, beginning today, you will see a referendum that proposes to reduce the honor sanction from expulsion to a two-semester leave of absence. As the reform's sponsor and campaign chair, I write to advocate for its merits and seek your support.

Expulsion comes at too great a cost<sup>1</sup> to students. It affects their health. It can be financially ruinous. And it strips students of their dignity, their community, and the chance at redemption. An expelled student is a friend, a neighbor, a colleague. Every person is worthy of a second chance.

Expulsion is plagued by broad concerns about equity and justice. There are legitimate, longstanding concerns about whether our Honor System is tainted by racism and other forms of bias. Though more work is desperately needed to address disparities, we can no longer support a sanction which allows the most severe out-

1 <https://report.honor.virginia.edu/succisa-virescit>

come to fall disproportionately on some communities more than others.

Expulsion also fails the practical needs of our community by disincentivizing reporting and affecting juries. Nearly five percent of students—or roughly 1,250 students—admitted<sup>2</sup> in one survey to committing an honor offense. But Honor only receives<sup>3</sup> 40 to 60 cases a year, in part because expulsion strongly disincentivizes<sup>4</sup> reporting. In a recent report, nearly half<sup>5</sup> of students surveyed indicated that expulsion deterred them from reporting. Some suggest that one in five<sup>6</sup> faculty feels the same way. Underreporting means that the reality of expulsion, rather than holding students accountable, is

2 <http://honor.virginia.edu/sites/honor.virginia.edu/files/2012-Student-Survey.pdf>

3 <https://report.honor.virginia.edu/sites/report.honor/files/honor-bicentennial-analysis.pdf>

4 [https://report.honor.virginia.edu/sites/report.honor/files/styles/2018\\_%20Honor%20Audit%20Commission%20Report\\_1.18.pdf](https://report.honor.virginia.edu/sites/report.honor/files/styles/2018_%20Honor%20Audit%20Commission%20Report_1.18.pdf)

5 *Id.*

6 <https://www.c-ville.com/honor-crimes-is-it-time-for-the-single-sanction-to-go>

a statistical game of chance rather than anything resembling an effective policy. Similarly, some jurors are hesitant to impose expulsion because of its severity. Juries may thus "nullify" verdicts, meaning that they acquit based on their views of expulsion rather than on the evidence, despite believing in a student's guilt. Though data is not reliably available on the reasoning of Honor juries, nullification is a well-studied phenomenon. Some scholars note that jury nullification plays a particularly substantial role where punishment is especially severe, such as in capital punishment cases.<sup>7</sup> Lowering the penalty will eliminate many of the disincentives to reporting and allow juries to more fairly weigh evidence, two critical steps towards transforming the system from a hollow branding tool to a functional institution.

Doing nothing is not the answer—inaction is a privilege of those with means, power and status. Institutional critics claim<sup>8</sup> that they support alternative so-

7 <https://www.yalelawjournal.org/forum/capital-jurors-in-an-era-of-death-penalty-decline>

8 <https://www.lawweekly.org/front-page/2022/1/26/letter-to-the-editor-honor-committee-changes>

lutions because repealing expulsion destroys Honor by lowering our standards of conduct. Yet they fail to assemble a truly viable alternative. This reform is not a perfect proposal. No reform is. This reform does not solve every single serious challenge that Honor faces. No reform can. But doing nothing hurts students. Expulsion benefits no one.<sup>9</sup> Future students can and should pursue further reforms in the years to come. This reform must be a realistic first step.

A near supermajority of the current Honor Committee has publicly endorsed this reform and called on students to vote in favor. Your elected SBA also endorsed, nearly unanimously, the reform last fall. SBA President Niko Orfanedes expressed support, emphasizing that it favors students. "SBA supports student self-governance and initiatives aimed at improving the community. This proposal strongly favors students' rights, allowing them to learn from their mistakes. Further, the severity of the current single-sanction system disincentivizes reporting honor violations and thereby hinders the system from fairly regulating student conduct

9 <https://www.cavalier-daily.com/article/2022/01/editorial-honor-enough-is-enough-its-time-to-act>

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# Counsel's Counsel

*Counsel's Counsel is the world's preeminent advice column for law students. Written by recent UVA Law graduate, Jane Doe, J.D.*

**Question:**

Hi, I'm 2L, and I have to say, the dating game is rough out here. I'm sure my fellow straight women agree. All men here are either crazy or in relationships. And, it's such a small school that I feel like I can't date my guy friends or date guys that my friends have hooked up with. When I finally find someone I connect with and it doesn't work out, then I can't escape them because it's such a small community.

**Answer:**

I really appreciate you writing in, and I'm sorry you have been having a hard time. This is something I dealt with, so I can relate. You are right, the dating game in law school is rough! So, I recommend giving up.

Law school generally attracts the worst type of men—that is, competitive, cutthroat, image-driven men who are ready to move on to the next thing if it serves their interests. Hence why 3L men like 1L women.

A staggering percentage of men in law school are psychopaths because psychopaths are drawn to positions of power. UVA is one of the best law schools in the country, and its

alumni go on to do incredible work. The cost of being surrounded by greatness is that you will probably have to deal with psychopaths.

Law school pedagogy emphasizes cold, objective reasoning, which can promote a lack of empathy. Aside from clinic work, students are typically incentivized to be detached from the humanity of the law.

I should note that this problem with men exists outside of the law school. A high ratio of men at the top of their industries are cold and unfeeling. You will likely interact with attorneys and businesspeople with emotional problems throughout your legal career.

Something should be said here about nuance. Women sometimes criticize men collectively with phrases such as "Men are trash" and "All men suck." There's a dangerous permanence to these statements. While it is true that all men suck, that suckiness is contextual. Men are trash at different times and to different people. All I can say is to go out there and try to find a man that either isn't currently trash or is trash to other people.

Love is a journey, and I hope you find your man!

Just don't do it here. But if you *have* to date in the law school, try to find a guy who wants to be a professor. Usually they're kind.

*For a serious response to your serious inquiries, please access the anonymous submission form using the QR code below.*



WELCOME

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*Delivery Experts*). More than anything, I want to contribute to the organization that has made law school so fun for me.

The *Law Weekly* is always recruiting. If you're looking for a creative outlet, if you are passionate about a topic and want to share it, or if you're just looking for an easy-going group to kill time with once a week, come check us out. We're in Slaughter 274 on Mondays at 5:30.

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## Sudoku Solution

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



# 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](mailto:pjt5hm@virginia.edu)

*Unvaccinated Students v. President James Ryan*  
74 U.Va 18 (2022)

PETERSON, J delivers the opinion of the court, in which KULKARNI, J., REYNA, J., BNINSKI, J., LAKE, C. J., PAZHAWAK, J, MORSE, J., and GRUBBE, J. join.

TONSETH, C.J. EMERITUS, CONCURS.

**Facts**

This appeal follows a ruling on the merits from the District Court of Petty Complaints in favor of respondent, President Jim Ryan. At trial, appellants claimed that respondent, in violation of the 14th Amendment, instituted a vaccine mandate unconstitutionally requiring appellants to be vaccinated, depriving them of their liberty without due process. Appellants sought a declaratory judgment<sup>1</sup> from the lower court to enjoin respondent from acting upon that requirement.<sup>2</sup>

On January 28th, 2022, while this case was pending appeal, the Virginia State Attorney General (AG), Jason Miyares, issued an advisory opinion stating that vaccine mandates were unconstitutional.<sup>3</sup> On January 31st, re-

1 It is unclear whether Ryan qualifies as a state official for the purposes of this suit. If so, appellants would be required to pursue this suit through the doctrine of *Ex Parte Young*, 209 U.S. 123 (1908). However, the Court need not engage in this analysis to dispose of this case.

2 The record is unclear as to why appellants object to the vaccine. As such, the Court assumes it is a simple, childlike phobia of needles.

3 While it would be unconstitutional for a federal

spondent Ryan, relying on this advisory opinion, declared the case moot. See E-mail from James Ryan, Pres. of the Univ. of Va., to Student Body (Jan. 31, 2022, 16:35 EST) (on file with author). He now raises this argument on appeal, claiming this Court no longer has jurisdiction to hear the case. Ryan further argues that, if the case is not moot, the State has a compelling interest in the health of its citizenry, so it may nonetheless pursue this goal without violating the Due Process Clause of the 14th Amend-

originally sought. See generally *Defunis v. Odegaard*, 418 U.S. 903 (1974) (holding a case moot when complainant, who was seeking admission to law school, was already in his third year by the time the appeal reached the Court); *Uzuegbunam v. Preczewski*, 141 S. Ct. 792 (2021) (holding that a claim for nominal damages sufficed to avoid mootness). However, there are two exceptions which may render an otherwise moot case reviewable. The first arises when an alleged violation is capable of

the challenged action. Such is the situation at hand. Respondent, upon learning of the AG’s advisory opinion, determined that it would no longer require vaccinations. This was both in reliance on the AG’s opinion and because the student body was already highly vaccinated. However, voluntarily choosing to no longer pursue the previously enforced vaccination program does not necessarily moot the case. Respondent is required to meet the “formidable burden of showing that it is absolutely clear the

Was a new law enacted? Was the Constitution amended? Did vaccines become more dangerous? No. A new Governor was appointed. It is reasonable to believe that, were the next Governor to fall on the other side of this constitutional question,<sup>5</sup> the Unvaxed Students may once again be subject to this requirement. As such, the case cannot be said to be moot. Ryan’s declaration was simply incorrect.

However, it is a truism that plaintiffs must have standing to be heard in court in the first instance. If not, the Court does not have jurisdiction over the case. While neither party has raised, or briefed, the standing issue, it is the duty of the Court to ensure its own jurisdiction at every step of the trial. Accordingly, the Court may raise this issue *sua sponte*, as it now does. It has become apparent that Unvaxed Students do not have constitutional standing to try this case.

**Standing**

To show constitutional standing, plaintiffs must be able to identify a concrete and particularized injury in fact, causation, and redressability. Unvaxed Students have failed to show that vaccinations pose a “substantial

5 One which has shown itself to be surprisingly malleable in the hands of interpreters.

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*“The record is unclear as to why appellants object to the vaccine. As such, the Court assumes it is a simple, childlike phobia of needles.”*

ment. Appellants predictably raise the arguments they brought before the lower court. Appellants also argue that the case is not mooted by the AG’s advisory opinion. Appellants misunderstand both mootness and due process. However, it has come to the attention of this Court that it was improper for the lower court to reach the merits of this case at all. Appellants, regardless of mootness, lack standing. Nonetheless, this court will analyze the mootness question, because who doesn’t love unnecessary *dicta*?

**Mootness**

A case may typically be considered moot when the complainant receives, or is no longer capable of receiving, any of the remedies they court to issue a similar advisory opinion, this issue is not raised in the present case.

repetition yet evades review. This exception occurs if the challenged action is, in its duration, too short to be fully litigated prior to its cessation or expiration and there is a reasonable expectation that the same complaining party will be subjected to the same action again. See generally *United States v. Sanchez-Gomez*, 138 S. Ct. 1532 (2018).<sup>4</sup> This exception is inapplicable to the present case, as the requirement that one be vaccinated is certainly not too short in its duration to be fully litigated prior to its cessation.

The second exception to mootness arises when a defendant claims that a case is moot because they no longer can, or will, engage in 4 This exception is often applied in abortion cases because the typical length of a pregnancy is too short to accommodate a court schedule.

allegedly wrongful behavior could not reasonably be expected to recur.” *Trinity Lutheran Church of Columbia v. Comer*, 137 S. Ct. 2012, 2019 n.1 (2017). Jim does not meet this standard.

The school has shown itself to be susceptible to the political whims of the state of Virginia. Just days before, when the previous AG’s advisory opinion, which declared the mandates constitutional, was still in effect, Ryan and the school believed such action to be within the administration’s power. What changed?

## Faculty Quotes

**A. Johnson:** “I’m just glad it wasn’t one of those erotic dacers.”

**R. Schragger:** “My sixteen year old son is my media consultant.”


**K. Kordana:** “I’m not an expert in administrative law, but that seems stupid.”

**R. Verkerke:** “I believe in professorial modesty, and this is a case where we should be very modest. We have had virtually no effect on anybody.”

**T. Haley:** “Generally, I would not recommend saying that people bathe in the blood of puppies.”

**C. Jaffe:** “when people say AOC I didn’t used to think of a member of congress. I thought of Approximate Original Contour.”

*Heard a good professor quote? Email us at [editor@lawweekly.org](mailto:editor@lawweekly.org)*



## Virginia Law Weekly

### COLOPHON

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risk” of harm. See *Susan B. Anthony List v. Driehaus*, 573 U.S. 149, 158. According to a cursory Google search, “for every one million doses of vaccine that were distributed, 1 individual was compensated.” Ramon Rodriguez, III & Elizabeth M. Muldowney, *How Common Are Vaccine Injuries?*, SANDS ANDERSON VACCINE INJURY LEGAL TEAM (Jan. 14, 2019).<sup>6</sup> This seems to suggest that the likelihood of suffering harm from a general vaccination is 0.0001%. Certainly, even accounting for the fact that the vaccines in today’s case are not considered within this sample, such a number cannot rise to the level of a “substantial risk.” If these Unvaxxed Students are truly so scared, it would perhaps be more prudent of them to cut up their driver’s licenses, go vegetarian, and avoid dogs like the plague.<sup>7</sup>

**Conclusion**

Because the plaintiffs are unable to show a concrete in-

6 It is fair to note that this source was published prior to the immunization program present in this case. However, I refuse to do more than a cursory search.

7 The lack of such corroborative action indicates that plaintiffs are simply overly-litigious whiners who likely received participation trophies as children. In short: snowflakes.

jury due to the probabilistic nature of the harm they claim to have suffered, this Court has no choice but to dismiss the case for lack of standing.

Case dismissed, with prejudice.

TONSETH, C.J. Emeritus, concurring.

“Although I agree that the judgment of the [District Court of Petty Complaints] must be reserved, I do not join the Court’s opinion because I am not sure what it means.”<sup>8</sup> I presume Justice Peterson is relying on the first Petty Rule of Civil Procedure in that we do what we want, see *Law Weekly v. CoPA Copiers* 369 U.Va 96 (2019), but you don’t need to whip your *dicta* around unnecessarily. The Court is a shadow government itself, and thereby we should have dismissed this case through our shadow docket.

8 *Edwards v. Arizona*, 451 U.S. 477 (1981).

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# Go with the FloRecruit: A Summary of DC Day

Monica Sandu '24  
Staff Editor



Last Tuesday, I had the opportunity to attend OPP’s D.C. Day, an hour-and-a-half-long networking event to rub (virtual) elbows with representatives from firms in the nation’s capital. D.C. Day, along with its twin event, New York Day, is part of a series of networking events put on by OPP to connect students with potential employers and build key connections for our upcoming job searches.

The event was scheduled to start on FloRecruit at 4:00pm. My last class on Tuesdays ends at 3:30pm. It takes me ten minutes to drive home.<sup>1</sup> I booked it back to my house, threw on my professional blouse and blazer,<sup>2</sup> and was able to log in with five minutes to spare. FloRecruit doesn’t let you log into the meeting until two minutes before the scheduled start time, so I got treated to a minute of awkwardly staring at myself in the test call window, adjusting my lamp,

1 Insert the “This is Fine” meme.

2 As it turns out, “student nice” is equivalent to “business formal” in law student terms.

and trying to not look out of breath from my mad dash home.

Each session in the rotation had two participating attorneys and six students. Beware: nobody ever tells you how much your face cramps up when you keep a smile on for twenty minutes straight. Nevertheless, I took the time to observe how I felt during our interactions. Though the virtual nature made this more difficult, I found it most helpful to see what features the attorney’s emphasized first when answering questions. Some talked about how much they enjoy their colleagues, others talked about how satisfying the subject matter of their work was, and others still talked about their diverse client base and active lifestyle.

D.C. is a vibrant city, full of transplants from across the country who come together to create the capital’s unique character. Attorneys emphasized the fun of working in such a unique environment, which contributes to the collaborative nature of their firms as well as the social network they build outside of work.

The best moment of the evening came from the first firm I was paired up with, in which one of the representa-

tives spent five minutes trying to figure out how to get the audio on FloRecruit to work so that he could hear all of us. It was a nice little reminder that yes, attorneys are people too.

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OP-ED

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as intended.”

We are all stewards of this University. As the Honor Committee’s own statements<sup>10</sup> note, students “are not passive recipients of culture, but rather are active agents in creating and maintaining the ideals of our community.” To change is not to destroy. Many of us have spent countless years fighting from within the Honor System. We care about this University and want to see it improve. But internal solutions and inaction have failed. It is time for a transformational change.

Our Community of Trust must be about so much more than expulsion. It must call on us to act with integrity while also asking us to show compassion and empathy for students who make mistakes. Students who commit honor offenses should face consequences. But expulsion is not the answer. We all must meet the moment. I hope you will join us in this fight for a fairer system by voting “Yes” on the referendum.

10 <https://honor.virginia.edu/overview>

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## HOT BENCH



Kathryn Querner '23

Interviewed by Marlyse Vieira '22

**Hi, Kathryn! It’s nice to finally see you on the Hot Bench after three years on Law Weekly. To start off—where are you from, and where are you headed after law school?**

I’m from just outside Laguna Beach, in Orange County, California, which is probably my favorite place in the world! I love going home to visit and see my family. After graduation, I’ll be moving to Cincinnati for a clerkship. Then, I’m hoping to head back to the West Coast!

**We missed you last semester when you studied abroad! Where did you go, and what’s one thing you learned about yourself while there?**

I studied at an international business school in Madrid, Spain in the fall! I had never been to Spain before, so it was a great opportunity to travel all around the coun-

try. I was also able to travel to some new countries including Denmark—which totally surpassed my expectations—and Greece. I learned that I’m pretty adaptable because I had to overcome a LOT of COVID-related challenges, including arriving in Belgium and realizing that I could not enter a single establishment—including hotels and hostels—because I was not vaccinated in the EU. Also that business law is not my forte.

**Sounds challenging! We’re glad that you made it back safe and sound. What’s something else about you that would surprise people to learn?**

Hmm, I feel like I’m not the most surprising person, haha. BUT my family did move to Australia when I was young, and we lived there for a few years growing up, so I learned to speak with an Australian accent. Also, I broke three of my high school’s records in swimming. It’s a sport I still really enjoy!

**What are the seven wonders of the Law School?**

1. Feb Club (I mean, where do I even start? Barrister’s, themed parties, meeting my boyfriend, all the good stuff).
2. The Snack Office (for every time I’ve missed breakfast before class).
3. UVA’s Innocence Project (I just loved contributing to something so meaningful through this org).
4. ScoCo (for giving me every opportunity to hang with people and avoid school work).
5. The Rivanna Trail en-

trance behind the law school (before it was closed due to Darden construction, ugh).

6. The Law Weekly Office (for the ~mems~ and the free pizza).

7. The Reading Room (idk the little lamps in there just get me so motivated).

**Conversely, what’s your biggest law school related pet peeve?**

I know every current 3L and 2L is in total agreement on this, but just the fact that COVID took so much from us. I feel like I met friends in my section 1L fall, and then, all of a sudden, it’s two years later, and I haven’t really had the opportunity to branch out socially. And now here we are graduating in less than three months! I feel like we missed out on a lot of new opportunities and friendships throughout our time at law school.

**If you didn’t go to law school, what would you have done instead?**

I was an English major and actually did some grant research in that field during college. I love studying the intersection between literature and all sorts of other fields, including law, politics, psychology, philosophy, and science, so I think I probably would have pursued a Ph.D. in English. I’ve also always been interested in working on newspapers, so I potentially would have pursued journalism.

**Makes sense that you got involved with Law**

**Weekly’s hard-hitting journalism then! What’s your favorite Law Weekly article that you’ve written?**

I really enjoyed writing about MLK Day and PILA Day of Service in January, 2020. I thought that the fact that 2020 was the first year UVA ever recognized MLK Day was super meaningful, and I was so honored to cover that news.

**Lightning Round! Favorite pizza topping?**

Honestly, cheese. Classic.

**Favorite word?**

Spontaneity.

**Favorite Charlottesville restaurant?**

Mariscos El Barco. Best (and biggest) margs ever.

**Favorite book?**

*Great Expectations* by Charles Dickens. Really anything by Dickens. Big Victorian lit girl.

**If you won the lottery and could travel anywhere in the world, where would you go?**

Patagonia!

**What song do you play when you want to feel angry and dramatic but in a fun, main-character way?**

Taylor Swift, *Enchanted*.

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Cartoon



Cartoon courtesy of Monica Sandu '24

CANDIDATES

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we are plugged into the student body and are actively listening to student input. We'd also like to use the power of SBA to bring students from different backgrounds together. We have found that, for the most part, most students want the same things. We think that we will be much more successful in our advocacy to administration if we are able to collectivize the student body.

We are so grateful you are considering voting for us! If you are interested in seeing more detailed specifics about our platform, please visit our website at [juhishivani2022.com](http://juhishivani2022.com). We welcome any thoughts, questions or concerns! Thank you so much for your time and consideration and we hope you vote for Juhi and Shivani for SBA President and VP on March 2-4.

Paige Kennett '23  
Vice Presidential Candidate

As your Vice President, I promise to represent you as individuals and as a collective. I see law school as a communal space and experience; you all deserve to be heard and I will amplify your voices. This campaign is about each of you, separately and together.

I have experience in student government, serving as the co-chair of two SBA committees—Barrister's Ball and Health & Wellness. Furthermore, I am a passionate and exuberant person who will work tirelessly for each and every student. My platform is based on three bedrock principles: Your Home, Your Voice, Your Year.

Your Home:

As Vice President, I hope to remove barriers that prevent students from studying and socializing. First, I want to make sure that mental health issues at this school are properly addressed. Second, I want to create an inclusive space for each individual to feel welcome and comfortable. UVA Law must be a place and a community where we all feel at home.

Your Voice:

We are a great community because of our diverse backgrounds and opinions; each voice deserves to be heard and considered. Many students have

been frustrated with policies implemented by the administration without student input. I will push for more transparency with the administration and more direct communication between the students and the administration. As Vice President, I will make your voices heard.

Your Year:

While we are all here to get an education, we are also here to have fun. I plan to make the most of this upcoming year by ensuring that we have a wide variety of social opportunities that appeal to everyone. I hope to create a space in which every student is able to engage in UVA's famed social scene. This year is for all of us.

Shivani Armilli '23  
Vice Presidential Candidate

My name is Shivani, and I am running for SBA Vice President! I am proud to be running on a ticket with Juhi, and I believe we can make meaningful, positive changes within the Law School community. As Juhi mentioned, we are running on five main pillars, but I wanted to focus on the two that are central to my potential role as VP.

First, community building. One of the VP's primary roles is to serve as the chief programming coordinator. I hope to continue existing successful events while creating new events to make up for lost time, better incorporate feedback, and increase inclusivity. This includes:

- Class-wide bonding activities. (e.g., field day, camping trip, wine tour, ski weekend)

- Reimagined SBA socials (e.g., cooking classes, outdoor events like hiking and camping, paint and sips) to complement traditional events.

- Culturally inclusive events.

- New graduation events/traditions, possibly including a class-wide yearbook.

Apart from event programming, we hope to strengthen the community by investing in Spies Garden. This would look like installing tents, lights, and maybe even space heaters, making Spikeball nets and picnic blankets accessible to borrow, and perhaps even starting a community garden.

Second, improving communications. Working with the SBA Secretary, I hope to create a one-stop-shop platform for all

SBA programming to streamline communications from SBA to students. That platform would also include various feedback forms (generalized, event-specific, monthly temperature checks) to increase communication from students back to SBA. We hope to put on events that better align with the preferences of the community, so feedback is an integral part of our platform. That said, please tell us about your thoughts on our platform, either using our website ([juhishivani2022.com](http://juhishivani2022.com)) feedback form, DMing our campaign Instagram (@juhishivani2022), or reaching out directly!

Phoebe Sam '24  
Candidate for UJC

The University Judiciary Committee (UJC) is comprised of twenty-seven elected representatives (two from the law school), from each undergraduate and graduate school of the University. The UJC investigates and adjudicates alleged violations of the University's Standards of Conduct. They hold trials and are empowered to impose sanctions.

I want to serve on this committee to contribute to the stated purpose of promoting a community of respect, safety, and freedom. If elected, my primary goal will be to bring to the committee a fair, skilled and objective assessment of the matters that we hear. Before law school, I worked for five years in labor relations. My position required me to interpret labor agreements, adjudicate grievances filed against the company, and investigate employee complaints. Additionally, I was responsible for deciding disciplinary actions, ranging from a warning to termination. Over time, this developed my ability to analyze complex cases and weigh several factors in reaching a fair and sound decision. The UJC does similar work - assessing the facts of a case to impose guilt, weighing multiple factors in deciding appropriate sanctions and ensuring fair committee policy and procedure. If elected, I would bring many of these skills to bear in my work on the UJC.

Beyond that, I hope my diverse professional and personal experiences will contribute to making the committee's work as thorough and well-informed

Sudoku

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

Solution on page 3.

as possible. Self-governance is strengthened when all aspects of student government, including the composition of the UJC, reflect the diversity of the student body.

I would be honored to serve as one of your representatives on the UJC.

Casey Schmidt '24  
Candidate for UJC

My name is Casey Schmidt and I'm running for reelection as University Judiciary Committee Representative. On the UJC, I currently serve as the Vice Chair for Graduate Students, where I preside over misconduct trials and act as a liaison to all graduate schools at the University.

Additionally, I previously served on the UJC for all four years that I was an undergraduate at UVA. My experience has given me an understanding of the mission and inner workings of the organization. It also has provided me with an appreciation for how law students can provide a unique perspective on this student-run judicial system.

Robert McLeod '23  
Candidate for Honor Committee

Our shared commitment to Honor is a defining feature of this university. If elected to the Honor Committee, I will work to see that this essential character remains, while also exploring reforms that will allow the Committee to achieve lasting stability. In that spirit, I will attempt to introduce new means to preliminarily dismiss charges which lack sufficient significance, and seek ways to make the Contributory Health Impairment process more efficient. I will also strive to make the Committee more transparent, and seek to closely study sources of recurring violations to provide more targeted community engagement.

Daniel Elliot '24  
Candidate for Honor Committee

As a member of the Honor Committee's support officer pool and as a counsel/investigator, I have undergone months of training with the Honor System here at UVA and desire to make sure the Law School's voices are heard as Honor grows to meet the challenges of our current educational, social, and communal landscape. I hope to continue the tradition of Law School

representatives to the Honor Committee, challenging systems of inequality and areas of inefficiency by proposing new structures for the Honor Committee hearing process. I'd be honored to have your vote!

Cassidy Cox '23  
Candidate for 3L Senator

I'm running for 3L Senator because I believe the position is best accomplished by doing what I already hope my 3L year will consist of: spending time with you all, getting to know you, and listening to you. I have enjoyed serving on SBA for the past two years, amplifying your ideas. Next year, I plan to bring attention to the new SBA VP position, garner student input through tabling in Spies, and organize 3L events. I hope to receive your vote for 3L Senator. Regardless, I'm excited to make the most of our final year as a class together.

Mita Ramani '23  
Candidate for 3L Senator

Hi UVA Law! My name is Mita Ramani, and I am running for 3L Senator. Over the past 2 years, I have had the honor of serving as your 2L Senator and 1L Senator! Our class has finally gotten the chance to experience some of the signature UVA Law events. As a 3L Senator, I hope to plan more events that give us a chance to have more fun (3L Bonfire anyone?!). Additionally, I hope to work closely with the new Vice President of DEI on SBA to push forward new initiatives to make UVA Law a more inclusive community.

Grace Allaman '24  
Candidate for 2L Senator

If elected as a 2L Senator, I will be a reliable voice for positive change. I want UVA Law to live up to its reputation for community by pursuing active inclusion in everything we do. To build a strong community, we have to work together. I hope to be an engaged representative who continually listens and learns from everyone in our class. I currently serve on SBA's Health and Wellness Committee and look forward to helping continue its mission of keeping students happy, healthy, and safe as we navigate the year ahead. Thank you for your vote!