• We are excited to announce that the University of South Carolina is breaking ground on the new School of Law building at 10:00 A.M. on Friday, September 26, 2014.

• In addition to recently being cited by the U.S. Supreme Court, the Law Review jumped thirteen spots in this year’s W&L Law Library Journal rankings to No. 67 among general interest, student-edited legal publications!

• On March 26, 2014, a three-judge panel from the U.S. Court of Appeals for the Fourth Circuit heard oral arguments for three cases in the Law School Auditorium. Students were fortunate to observe appellate advocacy at its finest, and we were invited to ask the panel questions following the hearings. Presiding over the panel was none other than Chief Judge William B. Traxler, Jr., a Law Review alumnus. The Law Review is proud to call Chief Judge Traxler one of its own, and we greatly appreciate his continued support of the USC School of Law and the South Carolina Law Review.

Dear South Carolina Law Review Alumni:

On behalf of the South Carolina Law Review, I am pleased to report that our journal has wrapped up another year of editing, pulling sources, drafting student notes, planning a symposium, and enhancing our online offerings. This newsletter highlights several of Volume 65’s activities and accomplishments over the last year.

After a busy fall, members of Volume 65’s Board and Staff kicked off another exciting semester, diligently “spading” articles for the Symposium Issue and the upcoming Survey Issue, comprised of our annual Survey of South Carolina Law and Fourth Circuit Survey. Additionally, it is with great pleasure that I announce some wonderful news we received in February: the Law Review jumped thirteen spots in this year’s W&L Law Library Journal rankings to No. 67 among general interest, student-edited publications. Moreover, an article from Volume 63’s Symposium Issue was recently cited by the U.S. Supreme Court in the Daimler AG v. Bauman case. Needless to say, we were very proud to celebrate the fruits of the hard work and dedication that spanned over the last several Volumes, allowing the Law Review to further improve its national footprint and reputation.

Under the direction of Kara Grevey and Robert Osborne, Volume 65’s Symposium Editors, the Law Review planned another successful Symposium and CLE focusing on the future of legal education. We were incredibly fortunate to hear opening remarks from ABA President-elect William Hubbard, a USC Law alumnus, and a keynote address from ABA President Jim Silkenat, as well as countless presentations and panel discussions from our distinguished group of participants and authors. The event was well-attended, and we certainly appreciated the support of all the alumni who were able to join us. For those who were unable to make it, videos of the event, as well as articles and essays from the Symposium Issue, will be available on our website. Following the Symposium, Volume 65 hosted its annual alumni event at the Sheraton Rooftop Lounge in downtown Columbia, where our members enjoyed meeting and interacting with the countless Law Review alumni who were able to attend. We certainly hope to have additional opportunities to do so in the future.

Additionally, after building upon the expansion of the Law Review’s technological footprint in Volume 64, the Law Review recently finalized its contract with iTunes, and we are pleased to announce that individual articles are now available for purchase on yet another platform. We also encourage you to continue following SCLR Online and the SCLA weblog for the latest case summaries on opinions from the U.S. Court of Appeals for the Fourth Circuit and the South Carolina Supreme Court, respectively. Again, I would like to thank Jeff Gurney, Volume 65’s Technology Editor, for all of his efforts this year in helping create and implement the vision for the blog, improving access to all of our case summaries, and making the Law Review’s website more user-friendly in general.

The Law Review has continued to engage in discussions with the administration regarding the details and extent of our future space in the new building. We have also explored internally how we might be able to restore scholarships for members of the Board of Editors, particularly for the Editor in Chief. We will continue having these discussions and developing more concrete plans over the coming months, and I know that our successors look forward to reporting their progress on this front to alumni in the near future.

Finally, in addition to thanking our alumni for their continued support and generous assistance, I would like to thank my colleagues on the Law Review—as well as the faculty and staff at the Law School—all of whom went above and beyond to help out over the last year. My membership on the South Carolina Law Review and my tenures as Editor in Chief have been extremely rewarding to say the least. I am incredibly fortunate to have been surrounded by so many talented individuals, and I am grateful for their hard work and their friendship. Without the efforts of our dedicated Board and Staff, none of our accomplishments would have come to fruition this year. It truly was an honor and a pleasure to serve in this capacity and work alongside such a remarkable group of people to carry out the timeless duty incumbent upon each Volume: to leave the Law Review in an even better place than we found it. Similarly, I, along with the Volume 65 Board of Editors, certainly look forward to following Volume 66’s accomplishments over the coming year with great interest.

Respectfully yours,

Vordman Carlisle Traywick, III
Editor in Chief, Volume 65
On February 27 and 28, 2014, the *South Carolina Law Review* hosted a successful symposium, titled “On Task? Expanding the Boundaries of Legal Education.” The event focused on exploring innovative ways to improve the delivery of legal services, as well as the role of law schools in developing and carrying out these improvements. The Symposium kicked off on Thursday with a panel discussion addressing the recently published ABA Task Force Report on the Future of Legal Education. Thursday’s events concluded with remarks by ABA President-Elect William Hubbard and a keynote address by current ABA President Jim Silkenat.

The following day featured keynote speeches from Renee Knake, co-founder of Michigan State University’s ReInvent Law Laboratory, and the Honorable Barbara Madsen, Chief Justice of the Washington Supreme Court. In addition, there were a number of panels with panelists from across the country. Addressing a variety of topics ranging from limited licensing to the role of law schools in improving access to justice, the panels sparked lively debates on many of the most pressing challenges facing the legal profession. The event was well attended and generated positive feedback from the audience and those participating. Immediately following the symposium, the *Law Review* hosted its annual alumni event at the Sheraton Rooftop Lounge in downtown Columbia.

**Symposium Issue**

**SPEECHES**

*Opening Remarks for the Keynote Address*
William C. Hubbard

*Keynote Address: Be the Change*
James R. Silkenat

*Luncheon Keynote: The Promise and Challenges of Limited Licensing*
The Honorable Barbara Madsen

**ARTICLES**

*Changing Markets Create Opportunities: Emphasizing the Competencies Legal Employers Use in Hiring New Lawyers (Including Professional Formation/Professionalism)*
Neil W. Hamilton

*Law School Training for Licensed “Legal Technicians”? Implications for the Consumer Market*
Elizabeth Chambliss

**ESSAY**

*The Washington State Limited License Legal Technician Program: Enhancing Access to Justice and Ensuring the Integrity of the Legal Profession*
Stephen R. Crossland & Paula C. Littlewood

If you are interested in obtaining a copy of this year’s Symposium Issue (Book 3), copies are available for $15. Please contact the Managing Editor at managingeditor@sclawreview.org to sign up!
Volume 65’s Board of Editors would like to congratulate the following members whose manuscripts were selected for publication in this summer’s *Survey of South Carolina Law*:

**CONSTITUTIONAL LAW**

The Road Paved with Gravel: 
The Encroachment of South Carolina’s Judiciary Through Legislative Judicial Elections  
Samantha R. Wilder

**CONTRACT LAW**

Consumers and Remedies:  
Do Limitation of Liability Clauses Do More Harm Than Good?  
Stephen Harrison Williams

**CRIMINAL PROCEDURE**

Rebutting the “Strong Presumption of Reliability” for Effective Assistance: 
The Pursuit of Cumulative Analysis for Strickland Claims in South Carolina  
Benjamin Dudek

Where Have You Been?:  
Your Phone Knows (and So Might the Police) 
Jacob Henerey

**FAMILY LAW**

Protecting Our Children: 
A Reformation of South Carolina’s Homicide by Child Abuse Laws  
Brigid Benincasa

**GOVERNMENT ETHICS**

Financial Disclosures and Fist-Fighting:  
“Disorderly Behavior” in the South Carolina General Assembly  
Noah Glen Allen

Let the Sun Shine:  
Reforming South Carolina’s Freedom of Information Act to 
Promote Transparency and Open Government  
Jennifer Jokerst

**TAX LAW**

Remote Sales and Use Tax Law:  
How Proposed Law Will Impact South Carolina  
James Sterling

**TORT LAW**

Phantom Damages and the Collateral Source Rule:  
How Recent Hyper-Inflation in Medical Costs Disturbs South Carolina’s 
Application of the Collateral Source Rule  
Todd R. Lyle

**VETERANS LAW**

The Veterans Treatment Court Program Act: 
South Carolina’s Opportunity to Provide Services for Those Who Have Served  
John Furman Wall, IV
Volume 65’s Board of Editors would like to congratulate the following authors whose essays and case comments were selected for publication in this summer’s *Fourth Circuit Survey*. These pieces are available in Book 4 and may also be viewed on our website:

**Preemption and United States v. South Carolina:**
*Undermining Our Nation’s Border and the Constitution’s Border Between State and Federal Sovereignty*
Hon. George E. Campsen, III

**Blurred Lines:**
*Distinguishing Between Procedural and Substantive Rules for Purposes of Retroactivity on Collateral Review*
Ryan C. Grover

**Weakening the “Ripeness Trap” for Federal Takings Claims:**
*Sansotta v. Town of Nags Head and Town of Nags Head v. Tołoczko*
Michael B. Kent, Jr.

**To Lien Strip or Not to Lien Strip:**
*Fourth Circuit Blesses Controversial “Chapter 20” Valueless Lien Stripping in In re Davis*
Timothy M. Todd, Jr.

**Observations on MacDonald v. Moose**
Kevin C. Walsh

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### Spring Service Day:

**Harvest Hope Food Bank**

On April 11, 2014, the *South Carolina Law Review* participated in the *Law Review* Service Day at Harvest Hope Food Bank. Harvest Hope’s mission is to provide for the needs of the hungry by gathering and sharing quality food throughout South Carolina. *Law Review* members offered assistance by making and packing boxes of supplies to be distributed to families.

Thank you to all of the volunteers. It was a great day and one that we look forward to having again next year!

The Harvest Hope Food Bank has been a great resource to the *Law Review* in facilitating its efforts to give back to the community. Find out how to volunteer or donate to Harvest Hope at [http://www.harvesthope.org/](http://www.harvesthope.org/).

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### Volume 65’s Distinguished Alumni Award

In recognition of her generous assistance and dedication to the institutional well-being of the *South Carolina Law Review*, **Elizabeth Scott Moise** was selected to receive Volume 65’s Distinguished Alumni Award earlier this spring.

Scott is a partner with Nelson Mullins Riley & Scarborough, where she practices in the areas of insurance coverage and bad faith, consumer finance, class action litigation, and product liability defense in the firm’s Charleston office. Having served as Editor in Chief for Volume 40 of the *South Carolina Law Review*, Scott remains a great friend to the *Law Review* and a tremendous resource for, and mentor to, new Editors in Chief each year.

Please join us in congratulating Scott on this well-earned award!
The Law Review held its annual Changing of the Guard event on Wednesday, March 26, at the Hall at Senate’s End. Editor in Chief-Elect Emily I. Bridges and Volume 66’s Board of Editors subsequently took the helm of the Law Review on April 1. For a copy of the masthead listing the new Board for Volume 66, please visit our website: http://www.sclawreview.org.
A Message from Volume 66’s Editor in Chief

Dear Law Review Alumni:

My name is Emily Bridges, and I am excited and honored to serve as Editor in Chief for Volume 66 of the South Carolina Law Review. My Editorial Board and I have begun work on Volume 66 to ensure it will be successful. We have already secured several articles for publication, completed the Joint Journal Writing Competition, and are developing next year’s Symposium. I am looking forward to sharing more details about all of our work over the coming year.

My mother, Nancy Page, was one of the Symposium Editors for Volume 31, so I have grown up hearing stories about the Law Review. It has been wonderful to learn about how her Volume approached different areas of the Law Review, what has changed, and what has stayed the same. I look forward to working with all of the alumni to respect the traditions of our journal, while continuing to improve the Law Review and move it forward. Again, I am excited about this opportunity and appreciate all of the support you have given the South Carolina Law Review. Thank you very much.

Sincerely,

Emily I. Bridges
Editor in Chief, Volume 66

AWARDS OF ACHIEVEMENT

The South Carolina Law Review is proud to recognize the following Board and Staff members for their outstanding work editing our last two issues and for demonstrating a strong commitment to enhancing the services we provide to the legal community:

BOOK THREE

EDITOR’S AWARDS
KARA S. GREVEY
Symposium Editor
ROBERT C. OSBORNE, III
Symposium Editor

ACE OF SPADES AWARDS
NOAH GLEN ALLEN
BENJAMIN DUDEK
W. JACOB HENEREY
CORIES KENNEDY
JOHN WHITNEY MCGREEVY
JAMES STERLING

BOOK FOUR

EDITOR’S AWARDS
PHILLIPS L. McWILLIAMS
Executive Student Works Editor
STEPHEN D. SUTHERLAND
Senior Student Works Editor
JOHN G. TAMASITIS
Fourth Circuit Editor

ACE OF SPADES AWARDS
NICOLE CUADRADO
ALYSSA GARANSI
W. JACOB HENEREY
JEFFREY LEEAR
BRITTANY LINS
TAYLOR PIPKIN

Volume 65’s Distinguished Faculty Service Award

The South Carolina Law Review would like to thank Elizabeth Chambliss, director of the NMRS Center on Professionalism at the USC School of Law, for her unwavering efforts and assistance this year. Professor Chambliss helped the Law Review plan and execute an incredible Symposium focusing on the future of legal education, as well as the profession more generally, and members of the Volume 65 Board and Staff are pleased to award her with the inaugural Distinguished Faculty Service Award.

VOLUME 65 EDITOR’S AWARDS

At the Law Review’s recent Changing of the Guard Banquet, Lisle Traywick recognized Volume 65’s Executive Articles Editor, Emily Evans Limehouse (left), and Volume 65’s Managing Editor, John K. Langford (right), for their outstanding service and extraordinary commitment to the South Carolina Law Review, presenting each with the Volume 65 Editor’s Award. Emily and John worked tirelessly over the past year to improve the Law Review—often taking on projects and tasks well beyond the scope of their duties—all while consistently maintaining a positive attitude. Their professionalism, dedication, selflessness, and leadership were invaluable to Volume 65, and these traits will similarly ensure their success throughout their legal careers.

Please join us in thanking Emily and John for their service and congratulating them on a job well done!

The South Carolina Law Review recently jumped thirteen spots to #67 in the W&L Law Library Journal rankings!
According to Matthew, he and his father were always great influences on each other. Terry stated that Matthew did not tell him he was running for Editor in Chief until after the election. Terry and Matthew stated that being recognized by their peers in such a manner was truly the ultimate compliment. While reflecting back to their respective elections, Terry told us that Matthew did not tell him he was running for Editor in Chief until after the election. Upon hearing the news, however, Terry said he could not have been more proud of his son. Matthew stated that his father was always a great influence on him, and not get lost in the weeds—but Terry admits that Matthew is his “own man” and has always been a great leader.

Matthew Richardson, a 1998 graduate of the USC School of Law, served as Editor in Chief of the Law Review for Volume 25 and 26 of the Law Review. He has served as a member of the University of South Carolina Law School Association, the Trial Lawyers for Public Justice, and the Chairman of the S.C. Board of Trustees of the Nature Conservancy, as well as Chairman of the Negligence, Insurance, and Compensation Section of the South Carolina Bar. Terry also served as President of the Charleston Chapter of the American Board of Trial Advocates and on the Executive Committee of the South Carolina Association for Justice. Currently, Terry is a member at Richardson, Patrick, Westbrook & Brickman, LLC and was recently named one of the Top 25 Super Lawyers of South Carolina.

We recently sat down with Terry and Matthew to reflect on their service on Law Review—focusing in particular on their respective tenures as Editor in Chief—and the impact that service has had on their professional careers. Terry and Matthew both agreed that one of the most challenging aspects of serving as EIC involves managing your peers—many of whom are brighter than you—but also stressed that it is critical to do so effectively to ensure that the journal continues to run smoothly.

Terry and Matthew felt that serving as EIC provided them with invaluable lessons and experience that has continued to assist them throughout their legal careers. They noted that law review transcends generations of law students and lawyers because “everyone talks about their experiences on law review,“ and it can instantly connect one to someone who went to another law school anywhere in the country. The father–son duo also agreed that the relationships created during their tenure on Law Review have lasted a lifetime, noting that they are still surrounded by former Law Review members in their practices and have constantly run into others throughout their legal careers. While they do not usually work on cases together, Terry and Matthew continue to confer with each other on current legal trends that are relevant to their respective practices, often sending the latest scholarship on important issues back and forth.

When asked which of their achievements and awards they were most proud of, both ranked their election as Editor in Chief high among them. Terry and Matthew stated that being recognized by their peers in such a manner was truly the ultimate compliment. While reflecting back to their respective elections, Terry told us that Matthew did not tell him he was running for Editor in Chief until after the election. Upon hearing the news, however, Terry said he could not have been more proud of his son. Matthew stated that his father was always a great influence and set an example for him, noting that “children don’t always listen well, but they imitate perfectly.” Matthew said that his father always gave him great advice and perspective to help him see the bigger picture—and not get lost in the weeds—but Terry admits that Matthew is his “own man” and has always been a great leader.

Finally, in addition to the relationships formed, Matthew stressed the importance of the publication itself, noting that the Editor in Chief is ultimately responsible for ensuring that the Law Review publishes an excellent finished product, particularly given that the scholarship in our journal is often the sole source of what a majority of the legal world beyond the borders of our state knows about South Carolina law and the USC School of Law.

The South Carolina Law Review is proud to recognize Terry and Matthew Richardson as its only father–son Editor in Chief duo, and we are incredibly fortunate to call such distinguished attorneys two of our esteemed alumni. Terry and Matthew continue to support our journal, the School of Law, and the legal community, and we are truly thankful for their tireless efforts to improve the state of South Carolina.
**Volume 65 Alumni Event**

On February 28, 2014, following Volume 65’s Symposium, the *South Carolina Law Review* hosted the Alumni Event at the Sheraton Hotel’s Rooftop Pavilion in downtown Columbia. With over seventy attendees, the event was a wonderful opportunity for alumni to gather and reminisce about their time on Law Review. Volume 65 would like to thank all who were able to attend, as well as Michelle Hardy and others from the Law School for sponsoring and assisting with the event.

We hope to see you all again next year!

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**South Carolina Law Review’s **

**PEER REVIEWED SCHOLARSHIP MARKETPLACE (PRSM)**

[PRSM]

PRSM’s Scholastica page can be found here: [https://scholastica.com/peer-reviewed-scholarship-marketplace-prsm/about](https://scholastica.com/peer-reviewed-scholarship-marketplace-prsm/about)

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**ATTENTION SOUTH CAROLINA BAR MEMBERS**

**Free Copy of the Annual Survey of South Carolina Law & Fourth Circuit Survey**

This summer, the *South Carolina Law Review* will publish its annual *Survey of South Carolina Law* and *Fourth Circuit Survey* in Book 4. Our fourth issue of Volume 65 will contain a review of recent legal developments affecting South Carolina lawyers.

Free copies of this issue are available to South Carolina lawyers, courtesy of the South Carolina Bar! To receive a complimentary copy of the *Survey* issue, please contact the S.C. Bar at (803) 799-4118. You may also email doelhafem@scbar.org to request a copy.

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**Reduced Subscription Price**

Subscriptions to the *South Carolina Law Review* are available to members of the South Carolina Bar for a reduced rate!

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- $40 for Non-S.C. Bar Members
**Invoiced in July**

For more information on subscribing, to view article abstracts, to read blogposts on South Carolina-related issues, or to read Fourth Circuit case summaries, visit [http://www.sclawreview.org](http://www.sclawreview.org).

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**SCLAWblog**

We want to hear from you!

To help our alumni stay informed about current honors, appointments, and legal contributions of former members of the South Carolina Law Review, we are beginning an initiative to spotlight alumni on our web site. Please send any updates or news that you wish to share to events@sclawreview.org. We look forward to hearing from you!

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