

2013

## In Memoriam: Edward A. Mearns, Jr.

The Editors, Case Western Reserve Law Review

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his heartfelt singing of those ballads often blesses my kitchen and moves me to dance when no one is watching. One of those songs is “Love Is Here to Stay,” its music and lyrics written by George Gershwin and his brother Ira. As reflected in the song’s refrain, Ted’s love for Pat—and us—is here to stay:

*It’s very clear our love is here to stay,  
not for a year but ever and a day.*

...  
*In time the Rockies may crumble, Gibraltar may tumble,  
they’re only made of clay, but our love is here to stay.*

*It’s very clear our love is here to stay,  
not for a year but ever and a day.*<sup>14</sup>

As the Hebrew proverb puts it, “Say not in grief ‘[Ted] is no more’ but live in thankfulness that he was.” And I add, “Let’s live in thankfulness that he is.”

Finally, to borrow lyrics from another ballad, “[w]hen the world is cold, I will feel a glow just”<sup>15</sup> remembering Ted Mearns.



## FACULTY RESOLUTION ADOPTED IN 1998 ON THE OCCASION OF PROFESSOR MEARNS’S RETIREMENT

*Faculty of Case Western Reserve University School of Law,  
1998*

Edward A. Mearns, Jr. served Case Western Reserve University with distinction and grace for nearly a quarter century as a member of the Faculty of Law, Vice Dean of the School of Medicine, and Vice President for Undergraduate and Graduate Studies. In the School of Law, he has taught in the areas of Constitutional Law, Civil Rights, Comparative Law, Torts, Law and Medicine, Law and Psychiatry, and Legal Philosophy. A gentleman and a gentle man in every way, Ted has brought an extraordinary breadth of knowledge and experience, an intense love of learning, and a profound sense of what

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14. GEORGE GERSHWIN & IRA GERSHWIN, *Love is Here to Stay*, reprinted in THE ESSENTIAL GERSHWIN SHEET MUSIC COLLECTION 100, 101–02 (2010).
  15. DOROTHY FIELDS (lyrics) & JEROME KERN (music), *The Way You Look Tonight*, reprinted in THE JEROME KERN SONG BOOK 169, 169 (Oscar Hammerstein II, ed., Albert Sirmay, arr., 1955).

truly matters in this life to everything he has done as a teacher, colleague, and administrator. He joined us in 1974 after a distinguished career at the University of Virginia, Northwestern University, and the University of Cincinnati, where he served as dean of the college of law. In addition to his academic pursuits, he has always understood and been engaged with the public responsibilities of the legal profession. For example, he worked to promote school desegregation in Virginia during the era of Massive Resistance in the 1950s and '60s and in Cleveland during the 1970s and '80s. Most recently he has focused on efforts to promote constitutionalism and the rule of law in the newly emerging democracies.

Ted Mearns has made this university and this law school a better place, and all of us better people. His colleagues on the Faculty of Law enthusiastically recommend that he be appointed Professor Emeritus of Law in recognition of his dedication to our institution.