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Counselor, November 1990

New York Law School



COUNSELOR

A NEWSLETTER FOR THE NEW YORK LAW SCHOOL COMMUNITY

November, 1990

**LINDA FAIRSTEIN TO DELIVER SECOND ANNUAL
JOSEPH SOLOMON LECTURE ON NOVEMBER 14**

Linda Fairstein, Deputy Chief of the Trial Division and Chief of the Sex Crimes Prosecution Unit of the Manhattan District Attorney's office will deliver the second annual Joseph Solomon Lecture at the Law School. She will discuss "The Investigation and Prosecution of Sex Crimes" on November 14 at 4:30 p.m. in the Froessel Reading Room.

As chief of the Sex Crimes Unit since 1976, Ms. Fairstein's expert prosecution of some of the most highly publicized criminal cases in the past decade has made her one of New York City's most visible prosecutors. Among her most well-known cases was the 1986 prosecution of Robert Chambers in the Central Park killing of Jennifer Levin.

The lecture series is named for Law School honorary trustee and alumnus Joseph Solomon '27. Mr. Solomon rose from childhood poverty on Manhattan's Lower East Side to become a highly regarded expert in estate law and one of New York City's most important philanthropists.

At the Law School, the Joseph Solomon Distinguished Professorship of Law and the Rita and Joseph Solomon Professorship in Wills, Trusts and Estates is also named in his honor, as are endowed chairs at Columbia University and Mt. Sinai School of Medicine.

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SYMPOSIUM ON ANTITRUST LAW SET FOR NOV. 16

A day-long symposium marking the 100th anniversary of the Sherman Antitrust Act will be held on Friday, November 16 in the LeFrak Moot Court Room. The conference, "Observing the Sherman Act Centennial: The Past and Future of Antitrust as Public Interest Law," organized by professor Rudolph Peritz and sponsored by the New York Law School

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LAW REVIEW SYMPOSIUM...

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Law Review, will examine the public interest aspects of antitrust law from three perspectives: historical, economic and governmental enforcement.

Following an introduction by Professor Peritz at 10:00 a.m., the first panel will explore the use of historical analysis to formulate the public interest. Moderated by NYLS Professor Edward Purcell, the panel will include NYLS Professor William LaPiana; Professor Daniel R. Ernst, Georgetown University Law Center; Professor James P. May, Washington College of Law, American University, and Professor Martin Sklar, Department of History, Bucknell University.

At 2:00 p.m. the second panel will examine the use of economic analysis to formulate the public interest. Moderated by John J. Quinn, Hugh B. Brown Professor of Law, University of Utah College of Law, the panel will include Professor Eleanor Fox, New York University School of Law; Professor Robert H. Lande, University of Baltimore School of Law, and Professor William G. Shepherd, Department of Economics, University of Massachusetts.

The final panel, at 4:00 p.m., will discuss the ways in which governmental enforcement programs seek to realize the formulations of public interest. The panel will include Taylor Briggs, Esq., LeBoeuf, Lamb, Leiby & MacRae; Lloyd Constantine, Esq., Chief, Antitrust Bureau, New York State Department of Law; William Curran III, Esq., Editor-in-Chief, Antitrust Bulletin, and Judy Whalley, Esq., Deputy Assistant Attorney General, Antitrust Division, U.S. Department of Justice, and will be moderated by Professor Peritz,

The fee for attending the symposium is \$100 and the Law Review's conference issue is \$10. Scholarships are available to students. To request a scholarship please contact Joan Fishman, Executive Assistant to the Dean at Ext. 850.

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HOUSING CLINIC SUCCESSFUL IN REPRESENTING EAST HARLEM COALITION

The New York Law School Housing Law Clinic was an integral part in a precedent setting challenge to the Community Reinvestment Act that could help stimulate economic growth in one of New York City's poorest neighborhoods. Associate Clinical Professor Richard Marsico and students Angela Giannico and Clinton Aldrich joined the Legal Aid Society in representing the Community Coalition for Fair Banking of East Harlem and reaching an agreement with the Banco de Ponce to provide \$15 million for housing loans in New York City.

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HOUSING CLINIC...

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Banco de Ponce, the largest hispanic-owned bank in New York City, is attempting to merge with Banco Popular, Puerto Rico's largest bank. Their merger application to the Federal Reserve enabled the Coalition, formed in response to the lack of banking services in East Harlem, to challenge Banco de Ponce's community investment under the Federal Community Reinvestment Act, which requires banks to commit some of their resources to the neighborhoods from which they receive deposits. The objection to the banks' merger forced an examination of their investments, and eventually an agreement with the Coalition.

The merger challenge was resolved with a settlement in which the merged bank agreed to provide \$15 million for housing loans in New York City, a third of which will be guaranteed exclusively to East Harlem area for the purchase and rehabilitation of low to moderate income housing. In addition, the bank will also provide a full-time small-business loan officer.

The settlement is the most comprehensive CRA agreement ever reached with an East Harlem bank. The members of the Coalition expect the agreement to increase business and encourage other banks to increase their services in East Harlem.

The Housing Clinic has also received a favorable ruling in a housing discrimination case in which CBS, Inc. sought to block the subpoena of a video tape. The clinic's client, who claims she was the victim of racial steering, was accompanied by a "60 Minutes" cameraman while looking for an apartment. A real estate broker charged with "steering" the client issued a subpoena for the CBS tape, which CBS tried to block. The clinic opposed the motion, and the subpoena was upheld.

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SPRING REGISTRATION SCHEDULE OF EVENTS

The "on-line" registration period, during which students may change their programs or add courses without charge, will begin on November 18, the Academic Affairs Office has announced.

On November 12th schedule confirmation and exam schedules will be placed in student mail folders, and on November 15 a list of closed courses and a list of students closed out of these courses will be posted near student mail folders.

Students may change their programs or add courses on a first-come, first served basis in the Froessel Reading Room during the following hours:

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SPRING REGISTRATION...

Sunday, November 18	12:00 p.m. - 5:00 p.m.
Monday, November 19	11:00 a.m. - 8:00 p.m.
Tuesday, November 20	11:00 a.m. - 8:00 p.m.
Wednesday, November 21	10:00 a.m. - 12:00 p.m.

Students will also have the opportunity to change their programs during the first week of classes, but should be aware that there will be a greater number of closed courses at that time.

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NEW YORK LAW SCHOOL FACULTY NEWS

Professor Michael Botein was quoted in the October 18 Wall Street Journal on the use of faxes as evidence.

Professor Carlos Cuevas' article regarding constructive trusts and Bankruptcy Code Section 544(a) will be published as part of a bankruptcy symposium by the Seton Hall Law Review. His letter to the editor "Urge Need for More Hispanic Judges" appeared in the October 23 New York Law Journal.

Associate Dean John Farago was quoted in the "Dialogue" column of the October 8 Network World on whether companies should allow managers to read the contents of electronic messages.

Professor B.J. George's case note on Moskal v. United States was published in 1990-91 Term Preview of United States Supreme Court Cases Issue No. 1, September 28, 1990, part of the ABA Preview of United State Supreme Court Cases.

Professor Karen Gross will be a group leader for the Bankruptcy Bar Association Southern District of Florida Seventh Annual Retreat to be held May 3-5, 1991. She was quoted on the partnership interest issues in the bankruptcy case of Integrated Resources in the September Atlanta Financial Planning. She was a contributing editor for Robert Ginsberg's Bankruptcy: Text, Statutes, Rules published by Prentice Hall Law & Business.

Professor Allen Hammond was quoted on a federal court ruling against A.T. & T offering discounts to its large corporate and institutional customers in the October 24 New York Times.

Professor Randolph Jonakait's article "The Quality of Forensic Science; The Need for Regulation" has been accepted for publication in the Harvard Journal of Law and Technology. He will speak in November on scientific evidence at a conference sponsored by the National Association of Criminal Defense Lawyers.

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FACULTY NEWS...

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Professor Arthur Leonard was quoted in the September 21 New York Times on unmarried members of domestic relationships receiving death benefits when one partner dies.

Professor William Mills has been elected to the Board of Directors of the Law Library Association of Greater New York and named Chair of their Education Committee. His book review of Nyberg, Subject Compilations of State Laws 1985-88: An Annotative Bibliography, appeared in 82 Law Library Journal 560 (Summer 1990).

Professor Martin Minkowitz spoke on October 17 at the "Insurance Agents and Brokers" seminar sponsored by the Foundation for Accounting Education, a division of the New York State Society of Certified Public Accountants. On November 14 he will speak at a conference on "Managing Runaway Costs of Workers Compensation." On December 11 he will speak on the legal ramifications of managed workers compensation at a conference presented by Infoline in Washington, D.C. entitled "Managed Healthcare and Workers' Compensation."

Professor Stephen A. Newman will present a paper entitled "Caring for Baby Doe: Choices for the States" at a symposium on the beginning of life sponsored by the University of Iowa Medical School on November 7.

Professor Michael Perlin's paper "AIDS, Dementia and Competency to Stand Trial: A Potential Abuse of the Forensic Mental Health System?" (with Joel A. Dvoskin, Ph.D.) will be published in a forthcoming issue of the Bulletin of the American Academy of Psychiatry and Law. Michie Press published the first pocket part of his treatise Mental Disability Law: Civil and Criminal. He will serve as a moderator and a discussion leader for the National Symposium on Justice and Mental Health Systems Interaction, sponsored by the National Center for State Courts, to be held in Washington, D.C. in November. He presented his paper "Lies, Fibs and Pretexts: Cognitive Dissonance in Law and Psychiatry" at a faculty development workshop at the University of San Diego Law School in October.

Professor Stuart Schlesinger's article "The New Federalism" appeared in the product liability column of the October 23 New York Law Journal.

Professor David Schoenbrod spoke on American legal education at Madurai University College of Law in India on October 19.

FACULTY NEWS...

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Dean James F. Simon was quoted on the continuing increase in Law School applications despite the downturn in the legal employment market in the October 29 National Law Journal.

Professor Nadine Strossen will be a contributor to the North Carolina State University 1991 Free Speech Yearbook The Meaning of the First Amendment: 1791-1991, to be published by Southern Illinois University Press. She has been invited to present a paper on freedom of speech at a conference to be held on April 4-6, 1991, hosted by the William and Mary Institute of Bill of Rights Law and co-sponsored by the Association for Education in Journalism and Mass Communication. The paper will be published in the annual Bill of Rights Symposium Issue of the William and Mary Law Review. She was interviewed in the October 4 Casco Bay (Me.) Weekly on the free speech issues of advertising "Adults Only" telephone services. She was elected to the Board of Directors of the Fund for Free Expression, an organization that advocates free speech world-wide. On October 26 she made a presentation on civil liberties implications of the homelessness crisis, at a conference at the New School for Social Research. On October 27 she addressed "The Constitution and Political Dilemma Posed by Homophobic Speech and Conduct on our Campuses" at Harvard University, as part of the Fourth Annual Lesbian, Bisexual & Gay Studies Conference. On November 15, she will address "The War on Drugs and Other 'Victimless Crimes'" at a conference sponsored by the Cato Institute Center for Constitutional Studies in Washington D.C. and in mid-November, she will address a conference sponsored by the International Academy for Development in Freedom in Sintra, Portugal, on "Human Rights -- A Precondition for Democratic Development." Her article "Michigan Department of State Police v. Stitz: A Roadblock to Meaningful Judicial Enforcement of Individual Rights," will be the lead article in the January 1991 edition of the Hastings Law Journal.

Professor Ruti Teitel spoke on October 16 at a conference sponsored by the committee for Public Education and Religious Liberty entitled "200 Years of the Bill of Rights: The Outlook for Church-State Separation." On October 21 she was a panelist on the topic of legislating against hate speech at the Conference on Public Interest Law at Georgetown University. This month she co-authored an amicus brief in the case of Garnett v. Rentar now pending in the ninth circuit on the constitutionality of prayer clubs in public schools.

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CAREER SERVICES UPDATE

On October 24, the Office of Career Services sponsored a workshop designed to help Law School Alumni reassess their legal careers and to make major career changes both within and outside the legal profession. The workshop, "Reappraisal for Lawyers: Building a New Career," was presented by Career Services Director Suzanne Baer and Associate Director Hillary Mantis and was attended by thirty alumni.

On October 25, Hillary Mantis, Associate Director of the Office of Career Services took part in a panel discussion on "Non-Traditional and Alternative Careers for Lawyers" sponsored by the Young Lawyers Committee of the New York County Lawyers' Association.

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STAFF UPDATE

Diana Colbert has joined the Law School as an Administrative Assistant/Word Processing Operator in the Lawyering Skills Center. She is currently a history major at New York University.

Kathleen Moore is the new evening Administrative Assistant/Word Processing Operator in the Faculty Services Department. She is a student at Brooklyn College, majoring in radio and television.

Grace Ong has joined the Computer Center as a Programmer. She holds a bachelor's degree in computer science from New York University.

Jennifer Rolnick has joined the Law School as a Career Services Assistant. She is a recent graduate of the University of Michigan with a degree in organizational behavior.

Eileen Doyle Sanoff is the Law School's new Director of Financial Aid. Prior to joining the Law School she was administrator of New York University's Office of Student Employment. She holds bachelor of arts degrees in sociology and dramatic literature and a master's degree in public administration.

Rodney Walker has become a part-time Security Officer in our Office of Facilities Management. He is a security management major at John Jay College of Criminal Justice.

Charmane Wong has rejoined the Law School as a part-time Recruitment Assistant in the Office of Career Services. She holds a bachelor of science in speech communication and a J.D. from the West Virginia University College of Law.

NOVEMBER DOCKET

- Thursday
1st Environmental Law Society lecture on the effects on the U.S. and Canadian Ecosystems caused by a hydroelectric power plant located in the St. James Bay Area of Quebec.
Student Lounge - 5:00 p.m. to 7:00 p.m.
- Thursday
8th Centennial Kick-off Dinner Dance
Grand Hyatt Hotel - 6:30 p.m.
Balck Tie Preferred
- Friday
9th Bi-annual Outreach Program sponsored by B.L.S.A., L.L.S.A. and the Urban Law Society.
Faculty Dining Room, class rooms - 9:00 a.m. to 5:00 p.m.
- Tuesday
13th Trial Lawyers Association workshop on opening statement and summation strategy.
Faculty Dining Room - 5:00 p.m. to 7:00 p.m.
- Wednesday
14th Second Annual Joseph Solomon Lecture, "The Investigation and Prosecution of Sex Crimes," Guest speaker is Linda Fairstein, New York County District Attorney's Office.
Froessel Reading Room - 4:30 p.m.
- Latino Law Students Association panel on career opportunities and options for minority students.
Student Lounge - 5:00 p.m. to 7:00 p.m.
- Friday
16th Law Review Symposium, "Observing the Sherman Act Centennial: The Past and Future of Antitrust as Public Interest Law,"
LeFrak Moot Court Room - 9:00 a.m. to 6:00 p.m.
- Monday
19th Media Law Project sponsoring a symposium on careers in Entertainment Law.
Location To be announced - 4:00 p.m. to 6:00 p.m.
- Tuesday
20th Jewish Law Students Association lecture by Burt Zweiban, Counsel to Americans for a Safe Israel.
Student Lounge - 6:00 p.m. to 8:00 p.m.
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