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New York Law School Community Newsletter

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4-24-1995

Counselor, April 24, 1995

New York Law School

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Counselor

A newsletter for the New York Law School community

April 24, 1995



Inside...

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Moot Court Takes It All at Seton Hall

Congratulations to NYLS Moot Court, which won the National Championship at the Judge John J. Gibbons National Criminal Procedure Moot Court Competition held at Seton Hall Law School on April 8. The competition came down to two NYLS teams battling each other in the SemiFinal Round. But it was Laura McGinn, John Belmonte, and coach Carlie Draper who took the Final Round. The team also won the National Best Petitioner's Brief Award, and Mr. Belmonte won the National Best Oralist Award. Ms. McGinn, the secretary of the SBA, was the co-author of the 1995 Wagner National Labor Law Moot Court Competition Fact Pattern and Bench Brief. Mr. Belmonte was John Wilkes Booth in this semester's mock trial of Booth. Ms. Draper, along with Laurie Mayer, won the Best Team Award in the 1993 Froessel Intramural Moot Court Competition. Congratulations also to the National SemiFinalists at Seton Hall and winners of the Second Best Respondent's Brief Award: David Fish; Robert Kaminski; Jason Weisser; Shawn Weakland; and coach Michelle Goldman.

As Seton Hall Dean Ronald Riccio noted, NYLS's students came to New Jersey to dominate at Moot Court, and they did, defeating 21 other teams from around the country. This victory brings to 11 the number of national best awards (championships, best briefs, best oralist awards) that Moot Court has won so far this year. The season continues with NYLS's American Bar Association Moot Court Team competing in the Championship Round in Chicago in August.

New Faculty Member Appointed

New York Law School welcomes **Denise C. Morgan**, a new Associate Professor of Law who will teach Civil Procedure and Education Law, to the Law School on July 1, 1995. She comes to the School from Cleary, Gottlieb, Steen & Hamilton where she was a litigation associate. Prior to that, she was an assistant professor at Florida State Law School (1990-91). She received her J.D. from Yale Law School in 1990.

PIC Goods and Services Auction

The Public Interest Coalition Goods and Services Auction is this week. Available goods and services include a real estate closing, a professional photography session, a facial and body massage, various gift certificates to local restaurants and stores, lunch with some of your favorite professors, shopping sprees, dinners, and much more. Look for the PIC Auction table in the B Building this week to participate in the silent auction, then join the live auction on Thursday, April 27 at 5:30 pm in the Student Cafeteria. Refreshments will be served. See you there!



Scholars/Donors Dinner

Recipients of named scholarships: if you haven't made plans to meet with the scholarship donors at the Annual Scholars/ Donors Dinner on Tuesday, April 25, now is the time! The dinner will be held in the Faculty Dining Room beginning with cocktails at 6:30 pm. All students who receive named scholarships are urged to call the Office of Development & Public Affairs, ext. 800, and make a reservation.

Final Center for N.Y.C. Law Breakfast

Come join the last Center for New York City Law Breakfast on Friday, April 28. The Honorable Lilliam Barrios-Paoli, New York City Personnel Director, will speak on "Managing and Reforming the New York City Civil Service System" from 8:15 - 9:30 am in the Faculty Dining Room. Please make your reservations at ext. 306.

Research Assistant Positions

Professor Laura Stein seeks a research assistant for the summer of 1995. The assistant will work 15 hours a week and earn \$9 an hour. Knowledge and interest in labor law is a plus. Submit a resume and writing sample to Professor Stein's mailbox in Room B-309 by Monday, May 2, 6:00 pm.

Professor Arthur Leonard is accepting applications for a student research assistant position for the 1995-96 academic year. Interested students should submit a resume and cover letter to Professor Leonard via his faculty mailbox, Room B-309, as soon as possible. His main areas of research and writing concern lesbian and gay legal issues, AIDS law, and employment law. Preference will be given to students with a strong interest in these areas of law. For information about the requirements, please consult with Paul Twarog, Professor Leonard's current research assistant.

Fellowship in New York City Law

The Center for New York City Law seeks applications for its one-year Fellowship in New York City Law, open to law school graduates. The Fellowship is modeled after a judicial clerkship, and will involve assisting in the research, writing, editing,

and management of *City Law*, the bi-monthly publication of the Center for N.Y.C. Law, from August 1995 - August 1996. The Fellow, who will be supervised by Professor Ross Sandler, will have an opportunity to develop expertise in N.Y.C. law and governmental operations and the practice of N.Y.C. administrative law. He or she will also have an opportunity to develop personal relationships with a wide range of governmental and political officials. The salary is \$36,000 with benefits. Applications should include a resume and transcript and be sent to the Center's office (A-1001) or the office of Professor Sandler (B-404) by May 5, 1995. For further information, contact Sheila Murphy '94, Fellow in N.Y.C. Law (1994-95), or Meg Reuter, Consulting Editor of *City Law*, at ext. 115, or Professor Sandler, ext. 869.

New York State Bar Handwriting Sample for June '95 Graduates

Any student who intends to sit for the New York State Bar is required to complete a handwriting sample. Please be advised that the sample must be completed in its entirety before an officer of the Law School. Staff from the Registrar's Office will be available in the Ernst Stiefel Reading Room on Tuesday, April 25, from 11:00 am - 2:00 pm and 4:00 - 7:00 pm to witness and collect handwriting samples from all students planning to sit for the July 1995 Bar Exam. Be sure to present your NYLS I.D. at the time you complete your handwriting sample. Call Sharon Walsh with any questions at ext. 300.

Final Exam Special Request Forms for Spring '95 Semester

These forms are now available in the Office of Academic Affairs and the Office of the Registrar, both located on the 2nd Floor of A building. They are to be completed by:

1. Students whose examination schedules fall within a permissible rescheduling rule;
2. Students who want to type their in-class examinations on a typewriter;
3. Students who need examination accommodations due to a permanent or temporary medically documented disability.

The forms are to be returned to the Office of Academic Affairs by Friday, April 28. Failure to return a form on time may jeopardize your request.



from the

Office of Student Services

Please contact the Office of Student Services, 5th floor, A Building, ext. 852, for more information on any of the following listings.

NYLS Graduation Awards

The following three awards are available to 1995 graduating students. All who qualify are encouraged to apply for the awards, each of which includes a financial component.

The **Otto L. Walter Distinguished Writing Award**, established by Dr. Otto L. Walter, is given to the one Day and one Evening Division student with the best published paper. Only those papers written on a legal subject while the student was enrolled at NYLS are eligible for submission. Papers slated for publication must be accompanied by a letter of commitment from the publisher specifying the date of publication. The Award's judges will decide on any submissions whose eligibility is in question.

The **Ernst C. Stiefel Award**, established by Professor Ernst C. Stiefel, will be presented to the graduating student who has written the most accomplished paper in the field of comparative, common, and civil law.

(For both competitions, four copies of the student's paper(s) must be submitted to the Office of Student Services no later than 6:00 pm on Tuesday, May 16. The scholarly merits of submitted papers are evaluated by a faculty committee.)

The **Helen and Andrew Dokas Memorial Award for Excellent Achievement** is given annually to a graduating student who has overcome some hardship in his or her life that makes achievement even more noteworthy. The student's circumstances, academic performance, and overall achievement will be determining factors of the Award's recipient. All personal circumstances will be kept confidential. Applications and nominations containing a brief statement of the qualifications of the candidate should be submitted to Student Services, by 6:00 pm, Tuesday, May 16. The Award selection will be made by a faculty committee.

Locker Reminder

Lockers must be emptied by the end of the summer school session. Contents left in the lockers after July 26, 1995 will be removed and discarded. Those

students not taking summer classes are asked to empty lockers before leaving for summer break.

Posting Reminder

Notices containing information of interest to the NYLS community should be placed on bulletin boards only. Items placed in other areas (stairwells, doors, etc.) will be removed. Students wishing to post a notice in the locked bulletin boards in B Building should contact Student Services.

Student Legal Ethics Award Competition

The New York State Bar Association has announced the 1995 Student Legal Ethics Award Competition for participating New York State law schools. The Competition is open to all students enrolled at NYLS during the 1994-95 academic year. The award is intended to encourage activities in connection with the lawyer's role as client representative, officer of the legal system, and public citizen with a special responsibility to maintain the quality of justice. Students are invited to submit evidence of a contribution or activity in which they have been engaged to further legal and professional responsibility or legal ethics. This might include an article written by the student, a statement detailing an activity in which the student has had significant involvement, or a letter(s) attesting to the student's contribution to professional responsibility and/or legal ethics. (An examination answer will not be accepted as a submission.) The New York State Bar Association will award a cash payment of \$750 and the possibility of publication of the submitted article (if applicable). The deadline for submission to the Office of Student Services is 6:00 pm, Wednesday, May 31.

Nathan Burkan Memorial Competition

Each year, the American Society of Composers, Authors and Publishers (ASCAP) sponsors the Nathan Burkan Memorial Competition for law student papers on any phase of copyright law. The competition is open to second, third, and fourth-year students. Each participating school will select a first-prize and second-prize winner, awarding \$500 and \$200 respectively. NYLS's selection will be made by a committee of faculty members. The winning papers will then be submitted to the national competition which awards prizes of \$3,000, \$2,000, \$1,500, \$1,000, and \$500. Interested students should pick up a copy of the competition rules from

Student Services. The deadline for submission to Student Services is 6:00 pm, Wednesday, May 31.

Orientation Volunteers Needed for 1995-96

If you are interested in helping out as an Orientation Counselor (Orientation will be August 16 - 17, 1995) or participating as an upper-class advisor for fall semester first-year students, please leave a note for Sally Harding in the Office of Student Services. If you would like more information on either position, please call Sally at ext. 852.

Reception for Graduating Students

Students are invited to a reception for graduating students on Tuesday, May 2, from 4:00-6:00 pm in the Faculty Dining Room. RSVP with the Office of Student Services, ext. 852.

Call for Artists

Last call! NYLS artists who would like to exhibit their work in the summer show, please contact Helena Prigal at ext. 318 or Eileen McCrohan via her mailfolder by May 1 in order to be considered.

Essay Contests

The ABA Forum on the Construction Industry

TOPIC: Relating to construction industry law

DEADLINE: December 29, 1995

AWARDS: \$1500 and \$750, consideration for publication

The Association of Trial Lawyers of America

TOPIC: "What is the role of the trial lawyer with the media when representing individuals in high profile cases?" (500 word essay)

DEADLINE: May 19, 1995 (to Student Services)

AWARD: \$3,000 scholarship

RESTRICTIONS: Open only to law students who have the equivalent of one year left to complete. The recipient must be present at a luncheon in Manhattan on Tuesday, July 18, 1995 to receive the award.



Faculty Activities

Professor Michael Botein gave a lecture on April 11 to a group of French graduate students at the Ecole Nouvelle d'Ingenieurs en Communications (New School for Communications Engineers) in

Lille, France, via a two-way videoconference. The school handled the transmission from its end, and France Telecom provided its videoconferencing facilities in New York. The topic was the status of telecommunications regulation in the U.S. today.

Professor Arthur Leonard was re-elected to the Executive Board of the Harvard Law School Association's Gay/Lesbian/Bisexual Alumni Committee at the annual meeting in Cambridge, Massachusetts, on April 8.

Professor Richard Marsico was a panelist at the Fifth Annual Regional Fair Housing Conference sponsored by Long Island Housing Services on April 7. The panel was on "Examining Financial Institutions for Discrimination: Lending and Insurance."

Professor David Schoenbrod wrote the article "On Environmental Law, Congress Keeps Passing the Buck," which was printed in the March 29 *Wall Street Journal*. Also, Guy Darst's article in the April 3 *Boston Herald* entitled "Now This is Real Law-Making" discussed Professor Schoenbrod's ideas on how Congress abuses its power to write laws. The article referred to his book *Power Without Responsibility* and said "his ideas have been seeping into the network of Washington think-tanks and congressional staffs."

Adjunct Professor Peter J. Strauss wrote "Proposals and Interpretations that Threaten Medicaid Access," an article on the legislative changes that have affected the Medicaid program which was printed in the March 31, 1995 *New York Law Journal*.

On April 4, **Professor Nadine Strossen** delivered the 15th Sumner H. Canary Memorial Lecture at Case Western Reserve Law School in Cleveland, Ohio (previous Canary Lecturers included Supreme Court Justices Warren Burger, Sandra Day O'Connor, and Antonin Scalia). On April 6, she delivered the Keynote Address at the Annual Convention of the Texas Library Association, College and University Division, in Dallas. Professor Strossen debated William F. Buckley, Jr. on April 7 at "The 1995 Great Debate" held at the Annual Convention of Phi Theta Kappa in Chicago on "Rights, Privileges, and Responsibilities: How Do We Strike the Balance?" (carried by C-SPAN). On April 11, she delivered the 17th Annual Kenneth M. Piper Lecture at Chicago-Kent Law School on "The

Tensions Between Regulating Workplace Harassment and the First Amendment" (with commentary by Gilbert Casellas, Chair of the U.S. Equal Employment Opportunity Commission). She also lectured at Kenyon College in Gambier, Ohio, on April 11. She gave two lectures in Chicago on April 13: at Northwestern University Law School and at the University of Chicago Law School.

Report from the Academic Responsibility Committee

This is the second in a series of reports to inform students, teachers and staff of the Law School of proceedings that have taken place under the School's Code of Academic Responsibility. The reports are meant to clarify the meaning of the Code and demonstrate the School's commitment to the values embodied in it. Copies of Cases One and Two (*Counselor*, April 10, 1995) are available in the Dean's Office. Questions and comments about the substance of or procedures under the Code of Academic Responsibility may be addressed to Prof. Edward Samuels or Associate Dean Ellen Ryerson.

Case Three

The Academic Responsibility Committee unanimously found that a student had violated the Code by submitting identical papers for credit in two separate Independent Study courses without notice to or approval of either professor. The Committee recommended, and the Dean concurred, that the student should receive an F in one of the two courses and a WD in the other course and should be prohibited from making any use of the paper in any other course at NYLS. A more complete report, dated April 17, 1995, redacted to protect the identity of the parties, is on file in the Dean's Office and may be viewed by anyone in the NYLS community.

Case Four

After a full hearing, the Committee unanimously found that a student had received assistance on the portion of a written assignment that was supposed to represent the student's own independent work, and had submitted, as the student's own, work that was written by another student. The majority of the Committee found that the student had appropriated a copy of the other student's work without the other student's permission or knowledge. The Committee, by unanimous vote, recommended that the student receive an F for the course and that a permanent notation of the action be included in the student's

record. The Dean accepted the recommendation of the Committee. A more complete report is available in the Dean's Office, dated April 18, 1995.

Potential Breaches of Anonymity on Exams

Several cases of potential breaches of anonymity were reported to the Committee in the last two semesters, pursuant to a request by the Committee that faculty members report all potential breaches of anonymity by students either on exams or in communication with professors after exams but before the exams have been graded. The Committee concluded in each of the cases that the identity of the student had not in fact been disclosed and voted to take no formal action in any of the cases. Some of the involved students were personally warned. The Committee reminds all students not to communicate with professors about exams while grades are pending. Students who have concerns to raise about exams before grades have been released should contact the Academic Affairs Office, not the professor grading the exam.



Career Services Update

While You Were Away...

While students were away on break, the Office of Career Services hosted a breakfast with Recruitment Coordinators from New York area law firms. The Dean, Professor Armando Belly, Professor Richard Marsico, and Director Deborah Howard spoke to the Recruitment Coordinators about the many changes NYLS has been undergoing in recent years. The guests came away with a very favorable impression of the School, its students, and faculty. Similar events will be planned in the future in our continuing efforts to market the Law School and students to potential employers.

Sci Law Legal Recruiting Conference

Any student interested in Health Care, Intellectual Property, Computer Law, or Environmental Law should catch the Sci Law Recruiting Conference scheduled for August 25, 1995 in Washington, D.C. Pick up a pre-registration form from the Office of Career Services as soon as possible. The deadline to submit forms to Career Services is April 26.

Office of Career Services Summer Hours

Starting May 8, 1995, Career Services' office hours will be: Monday - Thursday, 9:00 am - 6:00 pm; Friday, 9:00 am - 5:00 pm. Please note that the last day of walk-in hours for the year will be May 5.

Remaining Solomon Screening Interviews

Any student that has submitted an application for the Joseph Solomon Public Service Internships for the Summer of 1995 and has yet to be interviewed by the Screening Committee should check the bulletin board outside the Career Services Office as soon as possible to sign up for an interview slot. Interviews will be held in the morning and early afternoon on Friday, April 28, in conference room B-511. Stop by Career Services with any questions.

Minority Job Fair Sponsored by DuPont

Minority students who will be graduating in 1996 or 1997 are eligible to participate in the Minority Job Fair that will take place on August 22, 1995, in Wilmington, Delaware. An effort is being made to recruit talented students and increase minority representation in the law firms that Dupont has retained as outside counsel. Approximately 30 legal employers are expected to participate. If you are a class of '96 or '97 minority student and did not receive a Job Fair application in your mailfolder, you can pick one up in Career Services. The deadline for applications to be sent to the DuPont Primary Law Firm Minority Job Fair is May 15.

Reminders:

The deadline to apply for the Association of the Bar of the City of New York Committee on Minorities in the Profession **Minority Internship Program** for the 1995-96 academic year is May 5. Interested students who will be returning to law school in September 1995 can pick up application information from the Office of Career Services.

Full-time and part-time **summer work study positions** are available in the Office of Career Services. The students will assist the staff with various projects and perform data entry, photocopying, and other office tasks. For more information, see Susan D'Ambra in Career Services.

Career Services will be mailing the **1995 Fall On-Campus Recruitment Packet** to '96 & '97 graduates over the summer. Please give your summer address (if different than that listed in the Registrar's Office) to the Career Services Office by Tuesday, May 30.

Counselor is published weekly when school is in session by the Office of Development & Public Affairs.

Director of Communications, Yona Rogosin. Editor, Carolyn Poppe.

The next issue will be published on Monday, May 1, 1995.

Submit items for publication to A-624, ext. 805, by 9:00 am on the Wednesday preceding publication.

NYLS

Calendar of Events

week of April 24, 1995

Tuesday, April 25:

Annual Scholars/ Donors Dinner. Faculty Dining Room, 6:30 pm.

Wednesday, April 26:

Moot Court Association Orientation Meeting. Room A-300, 5:45 - 6:15 pm.

Thursday, April 27:

Public Interest Coalition Annual Goods and Services Auction. Student Cafeteria, 5:30 pm.

NYLS "Take Your Child to Work" Day. Lunch in Faculty Dining Room, 12:00 - 2:00 pm.

Friday, April 28:

Center for New York City Law Breakfast. Hon. Lilliam Barrios-Paoli, New York City Personnel Director, "Managing and Reforming the New York City Civil Service System." Faculty Dining Room, 8:15 - 9:30 am.



Security Update

New Bicycle Rack

An additional bicycle rack has been installed in the parking lot outside the bicycle rack area. The rack is not enclosed by a fence and locked gate. However, you are advised to lock your bicycle to the rack. Note: The bicycle rack areas are for bicycles only. Motorcycles are only permitted in a common parking space near the entrance to the lot. Do not park your motorcycle near the bicycle areas.

Lost & Found

Several umbrellas, 5" and 3.5" computer disks, thermos, textbooks, notebooks, scarfs, watches, and other items of clothing and jewelry were returned to Lost & Found. Stop by A-404, Monday through Thursday, 9:00 am - 5:30 pm to inquire about these items.