

11-13-2000

Counselor, vol 21, no. 12, November 13, 2000

New York Law School

Vol. 21, No. 12

November 13, 2000

LAW LUNCHEON FEATURES DENISE MORGAN

The Legal Association for Women (LAW) will host the Annual Women at New York Law School Luncheon on Thurs., Nov. 16, from 12:45 to 2 pm, Wellington Conference Center. The luncheon provides a great opportunity to informally meet with professors, staff and students. Prof. Denise C. Morgan will be the featured speaker.

Prof. Morgan teaches Educational Policy and the Law, Federal Courts, Civil Procedure, and an anti-discrimination law seminar that focuses on the history of race in the United States. Prior to joining the NYLS faculty in 1995, Prof. Morgan practiced in the litigation department of Cleary, Gottlieb, Steen & Hamilton, clerked for Judge Marilyn Hall Patel on the US District Court for the Northern District of California, and was a member of the Florida State Law School faculty. She received a BA from Yale College and a JD from Yale Law School.

Her articles include "Jack Johnson: Reluctant Hero of the Black Community"; "Finding a Constitutionally Permissible Path to Sex Equality: The Young Women's Leadership School of East Harlem"; and "What's Left to Argue in Desegregation Law?: The Right to Minimally Adequate Education." She is also the author of "Anti-Subordination Analysis After *US v. Virginia*: Evaluating the Constitutionality of K-12 Single-Sex Public Schools."

Students, faculty, and staff are invited. RSVP: Student Life, 431-2851, or in the LAW office, room L7.

Capital Punishment panel set

A panel discussion focusing on "Capital Punishment: The Current Status of the Debate" will be held on Thurs., Nov. 16, 2:30-5 pm, Ernst Stiefel Reading Room.

The program moderator will be Prof. Robert Blecker, an advocate of the death penalty. He believes the state should execute those guilty of heinous crimes as a form of retribution. He will help inform the debate by surveying the history, philosophy, and jurisprudence of the death penalty, paying particular attention to New York's

aggravating and mitigating circumstances.

A limited amount of free seats are available to NYLS students. Registration deadline: Mon., Nov. 13, 5 pm.

For further information, contact Eileen Quinn, 431-2391, or by e-mail, equinn@nyls.edu.

The "Multinational Enterprise as Global Corporate Citizen" examined

Multinational enterprises (MNE) have emerged as major innovators leading the world towards a globalized economy. Questions have been raised concerning the MNE as global corporate citizen. What contribution is being made to economic development? Who are the beneficiaries? What have been the cultural, environmental, human, political, and social consequences?

These and related questions will be addressed at "The Multinational Enterprise as Global Corporate Citizen" a symposium on Mon., Nov. 27, 2:30-5 pm, Wellington Conference Center.

Sponsored by the Center for International Law and the NYLS Journal of International and Comparative Law, the panel will feature experts from a variety of fields: Jose E. Alvarez, professor of law, Columbia Law School; James L. Gunderson, general counsel, Schlumberger Limited; John R. MacArthur, publisher, *Harper's Magazine* and author, *The Selling of "Free Trade": NAFTA, Washington, and the Subversion of American Democracy*; and Steven R. Ratner, the Albert Sidney Burleson Professor in Law, University of Texas Law School and visiting professor of law, Columbia Law School. Prof. Ratner also is the author of *Accountability for Human Rights Atrocities in International Law*.

Sydney M. Cone, III, the C.V. Starr Professor of Law and director of the NYLS Center for International Law, will moderate the program.

Admission is free. The symposium also is approved for 2.5 MCLE credit hours in professional practice. For details, contact Michael Rhee, 431-2865.

Theft of backpack noted

A backpack was reported stolen in the Student Center on the lower level or in the men's room, on Mon., Oct. 30, 10:45 am. Anyone with information should contact George Hayes, director of security & safety, 431-2837.

Ramadan discussion set

Ramadan, the Muslim month of fasting, begins around Nov. 27 and ends around Dec. 26 this year. Join Prof. Sadiq Reza on Wed., Nov. 15, 1-2 pm, room A500, for an informal discussion of issues raised by Ramadan and law study and practice.

All students, faculty and staff are welcome. Lunch will be served. RSVP: Doris Alcivar, 431-2143, or by e-mail at dalcivar@nyls.edu.

FROM THE OFFICE OF STUDENT LIFE

For more information on the following visit the Office of Student Life (fifth floor, A building) or call 431-2851

Student Bar Association exam review

The Student Bar Association will sponsor an exam review session on Tues., Nov. 14, 1-1:45 pm, room A300. Prof. Joseph Glannon will talk about "Exam Strategies That Work (and Some That Don't)." All first-year students are invited.

MESLA sports panel

The Media Entertainment and Sports Law Association will sponsor a luncheon panel on Wed., Nov. 15, 1-2 pm, room C400. Attorneys in the entertainment industry will speak on various issues. All are invited.

Complementary theatre tickets available

Complementary theater tickets are available for NYLS students for Woodie King Jr.'s "Conflict of Interest" written and directed by Jay Broad. The political thriller about a US president trying to oust an African-American from the Supreme Court is running now through Mon., Nov. 27 at the Henry Street Settlement's Abrons Art Center/Harry De Jur Playhouse, 466 Grand St.

NYLS students may attend performances, Wednesday-Friday at 7:30 pm, and Saturday 3-8 pm. Students with a valid NYLS ID may pick-up tickets for \$1 at the box office one half-hour before the performance.

For further information, contact Wayne, 212 353-1176, after 1:30 pm.

Students invited to dine with judge

The Student Bar Association and Italian American Law Students Association invite all students to a dinner at Forlini's restaurant in Little Italy on Thurs., Nov. 16, 6 pm.

Featured speaker Judge Anthony Cutrona '66, Supreme

Court of Kings County. Dinner cost is \$30 per person.

The menu includes antipasto, salad, dinner, dessert and beverages.

RSVP: jens2place@aol.com or by contacting any Italian American Law Students Association member in room L1, lower level, C building.

Faculty Luncheon Series continues

The Faculty Luncheon Series continues in November. Prof. Michael Perlin will discuss "For the Misdemeanor Outlaw" on Tues., Nov. 14. "Tolerance & Culture in Islamic Spain" will be explored by Prof. Maria Rosa Menocal, Yale University, on Tues., Nov. 21. Lunch is provided. Programs begin at 12:45 pm in the Wellington Conference Center. Space is limited. RSVP: 431-2851.

Graduating student photo dates set

Thornton studios will be in the lower level of the Student Center to take photos of graduating students on Mon., Nov. 27 through Thurs., Nov. 30, 12-7 pm. There will be a \$6 sitting fee. Call or stop by Student Life to make an appointment, 431-2851.

Yearbook committee meeting

An organizational meeting for the 2000-2001 yearbook staff will be held on Tues., Nov. 14, 1-2 pm, room A500. Interested students are encouraged to attend. For more information, e-mail: Deelaw23@aol.com. Pizza will be served.

FROM THE LAWYERING SKILLS OFFICE

For further information on the Externship Program, call 431-2388.

Summer and Fall 2001 Judicial Externship program information meeting set

First- and second-year students are encouraged to attend one of two Judicial Externship Program information meetings on Wed., Nov. 15, 1-2 pm, room B100, or 5-6 pm, room B400 (meeting repeated).

The meetings will provide information about federal, state appellate and state trial court judicial externships.

Danielle Donnelly, assistant lawyering skills coordinator, also will be available on Thurs., Nov. 16, 1-2 pm and 5-5:45 pm, outside room B100 to answer questions about the Judicial Externship Program.

This academic program places students with state and federal judges and federal magistrates in New York City and the surrounding jurisdictions. It enables students (judicial externs) to earn law school credits by working as a volunteer with a judge and completing related assignments at the Law School. Packets will be available Nov. 16.

FACULTY AND ADMINISTRATION ACTIVITIES

PROFESSOR MICHAEL BOTEIN attended the board meeting of the European Audiovisual Observatory at the Council of Europe in Strasbourg, France. He also attended the editorial board meeting of *IRIS*, the Council's media law publication. Prof. Botein was quoted in an article, "The DTV Waiting Game," in the Sept. 4 issue of *Broadcasting and Cable* magazine.

PROFESSOR SYDNEY M. CONE, III was on a four-person panel discussing multidisciplinary practice (MDP) at a lawyers' conference in Madrid. The NYSBA co-sponsored the panel which featured other experts from the Law Society of England and Wales, the Spanish Bar, and Arthur Andersen Legal. Prof. Cone's presentation was facilitated by the appearance of his MDP article in the October issue of *European Lawyer*. He also discussed MDP and other issues in a private meeting with the Law Society representative.

Prof. Cone also participated in meetings of the Executive Committee and the House of Delegates of the NYSBA on Nov. 3 and 4. He also met privately with judiciary representatives. After the meetings, both bodies approved the proposed MDP disciplinary rules for New York, substantially in the form drafted by the four-person committee of which he is a member. The appellate division will now take up the proposed rules.

PROFESSOR PAUL R. DUBINSKY gave a presentation at a Federal Judicial Center workshop for Judges of the Second and DC Circuits in Cooperstown, NY, on Nov. 10. The workshop focused on "Intellectual Property in the Technology Age."

Prof. Dubinsky addressed the current regime for the worldwide enforcement of judgments in intellectual property and other cases, as well as how this regime could be changed by a current multilateral treaty negotiation.

PROFESSOR ANNETTE GORDON-REED discussed why black women supported Hillary Clinton's senatorial campaign in an Aug. 7 *Washington Post* article.

PROFESSOR SETH HARRIS' *Washington Post's* op-ed (Oct. 4) on how "tipped employees" who work for less than minimum wage subsidize their employers struck a chord. When the article was picked up by newspapers throughout the country and appeared in the *Press of Atlantic City*, an Atlantic City waitress sent an e-mail to thank Prof. Harris. "How refreshing to hear that someone out there understands the plight of the tipped employee," she wrote. The op-ed has run in papers including the *Sunday Gazette* in Schenectady, NY, the *St. Petersburg Times* and daily newspapers in Tampa, FL, Clarksburg, WV, Attleboro, MA, and Fayetteville, NC.

PROFESSOR ARTHUR S. LEONARD's wrote articles on various topics for *Lesbian Gay New York*. His pieces appeared in the Nov. 2 issue along with post-event coverage of the Oct. 14 NYLS Journal of Human Rights Symposium honoring him for two decades of editorial leadership of the *Lesbian and Gay Law Notes*. In a campus reception preceding the event, Prof. Leonard was commended for the role the newsletter has played in encouraging the professional development of attorneys as well as informing the greater legal community of significant aspects of the legal issues affecting gay, lesbian and transgendered individuals.

Prof. Leonard also spoke at Seton Hall University Law School in Newark about the Supreme Court's recent decision in *Boy Scouts of America v. Dale* on Nov. 8. The new lesbian and gay student organization at the School sponsored his talk.

DEAN RICHARD A. MATASAR was one of nine experts asked by Columbia Law School's Prof. Patricia Williams to comment on the impact of the elections on the Supreme Court. In her Oct. 30 column in *The Nation*, Dean Matasar observed that "Judicial appointment is the stealth issue if every national election. . . The Republican judiciary has already significantly shifted the distribution of power between governments; this election can break or solidify that shift."

PROFESSOR MICHAEL L. PERLIN submitted the manuscript for the 11th pocket part/supplement to Vols. 1 and 2 of the second edition and Vol. 3 of the first edition of his treatise *Mental Disability Law: Civil and Criminal*. He gave the keynote address at the 35th anniversary conference of the NY Mental Hygiene Legal Services Office where he addressed models of providing mental health advocacy services. He spoke to the NY State Office of Administration's Legal Update Conference on recent developments in assisted outpatient commitment (Kendra's Law).

Prof. Perlin also presented six papers at a conference on "Dangerousness, Risk, and Mental Illness." The University of Tulsa Law School and the Oklahoma Indigent Defense Service sponsored the program. Prof. Perlin focused on an array of topics: The right to refuse treatment in forensic settings; incompetency to plead guilty and waive counsel; the impact of the ADA on incompetency and insanity evaluations in misdemeanor and nonviolent felony cases; insanity defense myths; sexually violent predator acts; and adequacy of counsel in death penalty cases involving mentally disabled defendants.

He also presented a paper on the potential impact of the Supreme Court's 1999 decision of *Olmstead v. LC* on sanist attitudes at an ADA conference sponsored by the University of Michigan Journal of Law Reform. This journal will publish his

paper in an upcoming edition.

Prof. Perlin gave the keynote address at the annual conference of the National Association of Rights Protection and Advocacy. He spoke on sexual rights and responsibilities of persons institutionalized because of mental disability. He also ran a workshop on recent developments in seclusion and restraint law.

Recently, Prof. Perlin also played the clarinet in performances of Copland's *Billy the Kid* and Bernstein's *Mass* with the Wesleyan Symphony Orchestra during parents' weekend.

PROFESSOR ROSS SANDLER was quoted in an August 8 *Newsday* article "Walking the Fine Line" which focused on city aides moving into private business. He also was mentioned in an Oct. 5 *Glendale Register* (Maspeth, NY) story regarding the Big Apple's ongoing battle to manage traffic with reference to his past post as commissioner of the NYC Department of Transportation, 1986-90.

PROFESSOR DAVID S. SCHOENBROD was featured in the *Legal Times* prior to his November 7 appearance at the Supreme Court regarding the cross-petitioned case of *American Trucking Company v. Browner*. The Oct. 30 article credited Prof. Schoenbrod as the person most responsible for reviving the doctrine of "delegation run amok" (to quote Justice Benjamin Cardozo) in the modern era.

On Nov. 1, Prof. Schoenbrod and Marci Hamilton, the NYU visiting professor of law, who also filed the brief, held a press conference in Washington prior to the American Trucking argument.

On October 6, he gave a paper at a symposium on "The Regulation of Small and Emerging Businesses" at Northwestern School of Law of Lewis and Clark College in Portland.

PROFESSOR NADINE STROSSEN was interviewed on Oct. 24 for WNYC's "New York and Company" with Leonard Lopate about current censorship efforts, in connection with the publication of the new edition of her book, *Defending Pornography: Free Speech, Sex, and the Fight for Women's Rights* (New York University Press). On Oct. 25, Prof. Strossen addressed a conference on "The New Leadership," sponsored by *Harvard Magazine* and The Conference Board, in NYC.

On Oct. 26, Prof. Strossen spoke about current censorship efforts at a program sponsored by The Nation Institute in NYC. *The Nation* columnist Katha Pollitt was the moderator.

Prof. Strossen also interviewed for a nationwide broadcast on Pacifica Radio about her book and current censorship controversies.

On Oct. 30, Prof. Strossen was filmed for two documentaries about the adult entertainment industry for "Court TV." The shows are scheduled to air in February.

PROFESSOR RUTI G. TEITEL spoke at an American Branch of the International Law Association conference on "International Law in the 21st Century: The United Nations and Other International Entities" on Oct. 28. She participated at a panel entitled "Towards Achieving Justice: Truth Commissions, Trials and Amnesties."

Prof. Teitel's article "The Constitutional Canon: The Challenge Posed By A Transitional Constitutionalism" will be featured in the next volume of *Constitutional Commentary* [Vol.17: 235: 2000]. She also gave a paper at Columbia Law School at the seminar on Jurisprudence of Identity.

At NYLS, Prof. Teitel discussed "Constitutional Interpretation" at the Law Review Symposium honoring Dean Emeritus Harry Wellington on Nov. 4.

Professor Ruti Teitel also will speak at a conference on "Normativity and its Limits" today, Nov. 13, 2-5:30 pm at The New School for Social Research, Swayduck Auditorium, 65 Fifth Ave., NYC. The conference is co-sponsored by the New School and the University of Frankfurt.

PROFESSOR RICHARD K. SHERWIN spoke about his book *When Law Goes Pop: The Vanishing Lines Between Law and Popular Culture* at the University of Buffalo in October. The University of Buffalo Law School's Baldy Center, the Institute for the Americas, and the Department of English cosponsored the talk. It was recorded for future broadcast by C-SPAN.

PROFESSOR CAROL A. BUCKLER spoke on "Emerging Issues in Asylum Law" at the annual Immigration and Naturalization Institute of the Practising Law Institute. Arthur Helton, senior fellow at the Council on Foreign Relations, joined her on the panel.

FROM THE OFFICE OF CAREER SERVICES

For more information on the following, visit the Office of Career Services (fifth floor, B building) or call 431-2345. RSVP for all Career Services programs using the On-line Resource Center. Career programs are videotaped.

Mentoring program kick off set

A new mentoring program for students will be introduced at a meeting on Tues., Nov. 14, 5-6 pm, Wellington Conference Center. The NYLS Alumni Association and the Office of Career Services are sponsoring the program.

Students are invited to meet NYLS alumni/ae and may register for a mentor. Learn how to obtain assistance on careers, job searches, improving interview skills and more. Participating students also may review information about the alumni mentors including their area(s) of practice and employment history.

Speakers include alumni/ae practicing in a wide array of law fields: Telesforo Del Valle Jr. '82, De Valle & Gordon; Bonnie Erdheim '95, MTA, NYC Transit Authority, Office of Labor Relations; Michael Hourihan '81, Greenfield Properties; and Eric O'Meara '94, Richards, Spears, Kibbe & Orbe.

Refreshments will be served.

New York County Lawyers Association's Career Options for Lawyers

A forum and reception for attorneys and law school students will be held on Thurs., Nov. 30, 6 pm, New York County Lawyers Association, 14 Vesey St. in the Auditorium. Meet and network with attorneys in diverse areas of practice. Explore opportunities in alternative fields, from nonprofit organizations to management consulting and legal publishing. Refreshments will be served. RSVP: 212-267-6646, ext. 211. Leave name, phone number and the number of attendees. Deadline: Wed., Nov. 29.

About the nationwide reciprocity program

The Office of Career Services participates in a nationwide law school reciprocity program. Students seeking opportunities outside the New York Metropolitan area may visit and use the resources of a participating law school's career services offices for up to three months.

Reciprocity policies vary from school to school. For further details, consult the reciprocity-policy binder in Career Services or see Valerie Plummer.

Report your interview callbacks

Report all callbacks to Valerie Plummer at career@nyls.edu or call 431-2345.

Wanda's Resource tip for the week**MARTINDALE-HUBBELL SEARCH ON THE WEB**

Students can search the Martindale-Hubbell database of over 900,000 lawyers and law firms in 150 countries, in a matter of seconds on *Lexis. Com*. Benefit from fast, flexible access to the most complete and most reliable information on lawyers available anywhere. Listings are updated monthly and include such details as contact data, areas of practice, education, clients, languages and representative cases. Students will also find attorney ratings, information on corporate legal departments; law schools; and more.

Go to www.lexis.com. Click the 'Login Now' button and type in your Lexis-Nexis ID. Under option 2 (Explore Sources), click the reference link; then, click the Career Development link.

In the next *Counselor*, look for tips on Public Interest Resources.

FROM THE ACADEMIC SKILLS PROGRAM

For more information on the following, call Vicky Ocasio, 431-2367.

Workshop on exam writing set

Prof. Elaine Mills will offer a workshop in exam writing on Wed., Nov. 15, 1-2 pm, room A900 and 5-6 pm, room A400. Topics include: how the excellent exam reads, how to review effectively, how to memorize more easily, how to manage your time during the exam, and mistakes to avoid. All are welcome. Materials will be provided at the door.

Calling all February graduates!

Come and bring your questions for NYLS graduates who have survived the New York bar exam in style on Mon., Nov. 13, 5:15-6 pm, room A1005. There will be a general discussion, Q&A, and the opportunity to sign up for an e-mail "bar buddy" who will offer personal support during the bar preparation period. □

About Counselor**SPECIAL DEADLINES NOTED**

The next issue of *Counselor* will be published on November 27. Students who wish to submit information to *Counselor* for this issue should write to the Office of Student Life, 5th floor, A bldg. by 9 AM, THURSDAY, NOVEMBER 16. Faculty and staff should e-mail copy via counselor@nyls.edu to Donna Spalter, assistant director of communications and public relations, by NOON, THURSDAY, NOVEMBER 16 for publication in the Monday November 27 issue. Contact Ms. Spalter at 431-2187 with questions or to request an editorial schedule.

CALENDAR

WEEK OF NOVEMBER 13-20

YOUR BAR APPLICATION: FOLLOW-UP CONSULTATIONS

Mon., Nov. 13, 6-8 pm, room B310; Wed., Nov. 15, 1-2 pm; and Mon., Nov. 20, 6-8 pm; Wellington Conference Center

THE NYS BAR ASSOCIATION LAWYERS ASSISTANCE PROGRAM (LAP)

First-year students are required to attend at the following times:

Section C: Wed., Nov. 15, 2-3:40 pm, room A900

Section B: Wed., Nov. 29, 2-3:40 pm, room A300

Section A: Thurs., Nov. 30, 9-10:40 am, room A900

MONDAY 11/13

"NORMATIVITY AND ITS LIMITS" CONFERENCE WITH PROFESSOR RUTI TEITEL

2-5:30 pm, The New School for Social Research, Swayduck Auditorium, 65 Fifth Ave., NYC. All are welcome.

BAR EXAM DISCUSSION FOR FEBRUARY GRADUATES

5:15-6 pm, room A1005

TUESDAY 11/14

FACULTY LUNCHEON SERIES: "FOR THE MISDEMEANOR OUTLAW"

12:45-1:45 pm, Wellington Conference Center

Featured speaker: Prof. Michael Perlin. All are welcome. RSVP: 431-2851.

ABA & SBA PRESENT THE JOSEPH GLANNON LECTURE

"Exam Strategies That Work (and Some That Don't)"

1-2 pm, room A300. All first-year students are invited.

YEARBOOK COMMITTEE MEETING

1-2 pm, room A500. For more information, e-mail deelaw23@aol.com.

NYLS MENTOR PROGRAM FOR STUDENTS

5-6 pm, Wellington Conference Center

WEDNESDAY 11/15

SUMMER AND FALL 2001 JUDICIAL EXTERNSHIP INFORMATION MEETINGS

1-2 pm, room B100 and 5-6 pm, room B400

EXAM WRITING WORKSHOP WITH PROFESSOR ELAINE MILLS

1-2 pm, room A900 and 5-6 pm, room A400

RAMADAN DISCUSSION WITH PROFESSOR SADIQ REZA

1-2 pm, room A500. All are welcome. Lunch will be served. RSVP: Doris Alcivar, 431-2143, or dalcivar@nyls.edu.

MEDIA ENTERTAINMENT AND SPORTS LAW ASSOCIATION LUNCHEON PANEL

1-2 pm, room C400. All are invited.

THURSDAY 11/16

LEGAL ASSOCIATION OF WOMEN LUNCHEON

12:45-2 pm, Wellington Conference Center. Featured speaker: Prof. Denise Morgan

CAPITAL PUNISHMENT PANEL

Moderated by Prof. Robert Blecker

2:30-5 pm, Stiefel Reading Room. Seating is limited; RSVP: Eileen Quinn, 431-2391, by today (Nov.13) at 5 pm.

DINNER WITH JUDGE ANTHONY CUTRONA '66

6 pm, Forlini's Restaurant, 93 Baxter St. (between Canal and White Sts.) Little Italy. \$30 per person; RSVP: jens2place@aol.com.

FRIDAY 11/17

DEAN MATASAR'S CALL-IN HOUR FOR STUDENTS

11-12 pm, Call 431-2840.

HAPPY THANKSGIVING!

