Solicitor General To Address Commencement

by Marie Richardson

This year's commencement, at Avery Fisher Hall, will be one of the most distinguished in the history of New York Law School. Select Justice Potter Stewart, a justice of the U.S. Supreme Court, a United States Senator and renowned educators and scholars.

Dean E. Donald Shapiro has informed that Wade H. McCree, Solicitor General of the United States, will be the commencement speaker and will receive an honorary degree.

The participants receiving honorary degrees at our 87th commencement are as follows: Justice Peter Stewart of the U.S. Supreme Court, the Honorable Jacob Javits, Senator from the State of New York, the Honorable Frances T. Murphy, Jr. of the Appellate Division, First Department.

Writing Requirement Imposed

by James Gelb

Beginning with the Class of 1980, in addition to all the other requirements for graduation, students will have to meet a writing requirement.

To satisfy the writing requirement each student will have to: 1) write a paper representing substantial legal research, the administration has outlined 4 ways to accomplish this: 1) by successfully submitting a comment or article to either the NYLS Law Review or the Human Rights Law Review; 2) by writing a brief for an outside moot court competition; 3) by writing a paper as part of an individual research study and 4) by submitting a paper or paper in a course approved by the curriculum committee (a list of courses and clinicals which meet these criteria appears at the end of this article).

No matter which method is chosen, the supervising faculty must certify the paper as satisfactory. In addition, the writing requirement is necessary standards and are approved (please turn to page fourteen)

SBA Money Drive Short

by Cecilia Blau

The student body voted to institute dues of $5 for the Student Bar Association, on a voluntary basis, beginning this year. So far, the S.B.A. has collected $150 from 229 students which is about 29% of all students.

This money has not been spent but is being held for the possibility of giving refunds, if more students do not decide to pay dues. According to President Keith Fell, the S.B.A. feels that "it's not fair that a small percentage of students should bear the costs of activities which benefit all students."

In an effort to encourage membership, the S.B.A. plans to charge non-members film for movies which will be free to members. The next movie shown will be on the inimitable Palsgraf case.

One other source of income for the S.B.A. has been Gil's, as a percentage from his sale of food and books goes to the

Elections Held At Stormy Alumni Meeting

by Peter Rose

On Thursday, December 14, 1978 the NYLS Alumni Association held its annual meeting of the full membership. The key item on the agenda was the election of Officers and Directors. The slate of candidates put forward by the Nominating Committee and headed by Hon. William Kapelman (Class of 1940), President, faced a tough challenge from an insurgent slate led by former Assistant Dean Marshall Lipman (Class of 1932). There was standing room only in a room filled with an equal number of supporters on each side.

The Lipsman slate criticized the Nominating Committee, in order to be properly placed before the membership for its consideration. The Nominating Committee, however, declared the petitions invalid since they were purported not to be filed in a timely manner. The Lipsman group challenged this decision in Supreme Court, New York County, filing a motion for an order to show cause and seeking to enjoin the Association's election.

The Alumni Association officers entered into negotiations with the Lipman group and the talks resulted in an agreement by the Association to name three members of the Lipman slate to vacancies on the Board of Directors in return for the withdrawal of the motion for a show cause order.

Upon the presentation of the slate endorsed by the Nominating Committee, Judge Kaplan informed the membership of the settlement agreement. Kaplan then called on several spokespersons for the Lipman group to affirm this agreement and confusions resulted since Lipsman, the leader of the insurgents, was delayed and not yet present. Finally, the
NEWSPRIN

NYLS Student Writes Monthly Column

Louis S. Olenick, a fourth-year evening student, has begun a monthly column in the Telecommunications Marketing News about the future of competition and regulation in the telecommunications industry. This magazine is published by the Telecommunications Marketing Sales Association.

The telecommunications industry is a $35 billion a year business. It has recently become interesting to the legal community since for the first time competition has entered the field. AT&T used to dominate the market with Western Electric, its wholly-owned subsidiary. As Prof. Michael Boten, Director of the Communications Media Center of NYLS stated: "Ten years ago there was no competition; today there is significant competition." This has stirred up litigation and the future of the industry is up in the air.

Telephone and data transmissions, and the activities of common carriers such as AT&T, ITT and Western Union interested Olenick so much that he did an independent study last year on the legal aspects of the new competition in this area. According to Prof. Boten, "Lou is a perfect example of how a bright student can combine some basic research on a new legal issue with active participation in shaping the way that problems get resolved."

When approached for comment on his latest article on telecommunications regulation, Olenick said, "This has been a really interesting experience for me because it gave me a chance to organize my own thoughts on policy issues, and it provided practical as well as research work." He added, "I hope other students get out of the classroom and into the real world this way."

—Cecilia Blau

Phi Delta Phi Welcomes Students

The members of the Dwight Inn of Phi Delta Phi, the International Legal Fraternity, would like to welcome the new students of the mid-year class and the returning students. We trust your vacation was an enjoyable one.

Phi Delta Phi offers many excellent benefits to both the law student and the practicing attorney. Tutoring and outlines as well as social events head the list of membership advantages.

For the coming semester, the Inn is planning a lecture on a selected topic, as well as the Annual Awards Dinner. Other events are also scheduled. Membership in the Inn is open to any student in good standing. Applications may be obtained from any officer of the Fraternity or picked up at the next meeting on February 5th in Room 604 at 4:30 P.M.

New and old members are encouraged to attend.

—Don Wilson, Historian

Prof Chairs Program

NYLS Professor S. Bernard Schwarz recently was selected as Cochairman of the Immigration and Nationality Act Program sponsored by the New York County Lawyers’ Association. The program, which was designed for both the specialist and the general practitioner dealt with many of the more significant problems in the field of immigration law.

Cochairing the program with Professor Schwarz was the Hon. Anthony M. De Gue, Immigration Judge.

Author Acknowledges Student Contribution

Gary Graffman, a second year student at NYLS, has received an acknowledgment for his research and writing contribution to the foreword of a recently published book, How To Be Your Own Lawyer, Sometimes by Walter L. Kantrowitz, Esq. and Howard Eisenberg (Putnam’s, New York, 1978).

Consumer Clinic in the News

New York Law School’s Consumer Law Center was profiled in an article in a recent issue of the Sunday New York Daily News.

The feature piece by Mel Green highlighted the center’s consumer protection clinic and its work in producing the English and Spanish comic books that show consumers how they can fight for their rights against unscrupulous retail credit operations.

Among the NYLS students profiled in the article were Deborah Helpin, John Herchenroeder, John Tomasso, James Gell and Nancy Callada.

—Jonah Triebwasser

Dean Speaks in Chicago

Dean E. Donald Shapiro spoke before the annual meeting of the Association of American Law Schools as a panelist on the topic “Is Accreditation of Graduate Study Programs Necessary to Insure Quality Control?” The convention was held earlier this month in Chicago, Illinois.

Consumer Center Plans Meeting

The Consumer Center of Lower Manhattan has made plans to hold its first meeting of the semester on Thursday, February 1st at 10:30 in room 47/308. This will be an organizing meeting and the Center will be discussing the future of the Center. As of now, the Consumer Center plans to resume its intervention service for consumers in the Metropolitan area. This free service gives students a chance to learn important legal skills, such as interviewing, negotiating, and legal research and also provides a boost to bruised student ego.

The Center also plans to write and produce a consumer oriented television program for cable television. Several scripts have already been written by Consumer Center Director John Herchenroeder.

In addition, faculty advisor Professor Stephen Newman has suggested that the Center write consumer news articles on different areas of consumer law for publication either in a professional magazine or perhaps in the daily New York Law Journal.

The Consumer Center was pleased to have been featured recently in the Sunday Daily News (Dec. 10, 1978).

All students are encouraged to attend the meeting, that will be held in Room 47/308. A mere hour or two a week will provide not only a break in the law school routine but excellent work experience and fun.
Schroth Publishes Multilingually

By Scott Blattman

Professor Peter W. Schroth will have articles published in five different languages this year — not the same article in translation, but five different articles. There will be an article published in Le Ley (The Law), in Argentina, in Spanish, the English title of which is “Public Participation in Environmental Decisionmaking.” An article on products liability will appear in Italy in a book, as yet untitled, to be published by the Unione Italiana. A different article on products liability (English title: “A Comparative Overview of American Products Liability?”) will appear in Serbian-Croatian in the Yugoslav journal Pravné Zivot (Legal Life). An article, written in Persian for Teheran University will appear in Iran, and deal with “Human Rights and Constitutional Law.”

The fifth language — which seems to give law students the greatest difficulty — is English. The article will appear in The Forum, the publication of the ABA Section of Insurance, Negligence and Compensation Law, and will contain Prof. Schroth’s ABA Convention speech on “Publication Participation in Environmental Decisionmaking: A Comparative Expression”. This article will have a different focus from the previously mentioned Argentinian article, although the titles are similar. Prof. Schroth has also written a chapter on French environmental law dealing with the International and Comparative Law of the Regulation of Fluorocarbons for a book which is being published by the Natural Resources Defense Council and the West German Government.

The Professor admitted that, while he speaks Italian and Spanish, he does not speak Serbo-Croatian or Persian. “I know enough Serbo-Croatian to recognize some words, so I know it’s not the Bible they’re publishing. I don’t know any Persian though; it could be the Koran they print, for all I know.” The Italian and Argentinian articles will be returned to him, so that he can approve the translation.

In addition to these accomplishments, Schroth has recently been elected to two offices of the American Association of Law Schools. He is Chairman-Elect of the Association’s Medicine Law Committee, said, “The works. As Association’s Student Writing Contest. The contest provides an opportunity for students to expand their knowledge of emerging issues in the health care field. The $500 Prize Money.

Dunn announced that the first place winner will receive a cash award of $500 as well as an all-expense-paid trip to the ABA’s Annual Meeting in Dallas, Texas, to present the winning paper at a meeting of the Medicine and Law Committee.

Second and third place winners will receive awards of $250 and $100 respectively. Also, all entries submitted will be considered for publication. Essays must be original, unpublished works. All entrants must pre-register their intent to submit a paper by March 1, 1979. Completed papers must be postmarked on or before May 1, 1979. The results of the competition will be announced on July 1, 1979.

Official contest regulations, registration forms and membership applications may be obtained from Nancy Parker (312) 765-5700 or write 810 Seventh Ave., New York, NY 10019.

Practising Law Institute
A not-for-profit continuing legal education institution chartered by the Board of Regents of the State of New York.
Campus Reps: Walter Kretz (516) 264-5028; John Agostini (201) 235-4843; David Commender (516) 437-8369;
Howard Duetsch (212) 891-3880

Bar Assoc. Sponsoring Student Insurance Law Writing Contest

CHICAGO — The American Bar Association’s Section of Insurance; Negligence and Compensation Law has announced sponsorship of the 1979 Medicine and Law Student Writing Contest.

Lee J. Dunn, Jr., chairman of the section’s Medicine Law Committee, said, “The contest provides an opportunity for students to expand their knowledge of emerging issues in the area of health care. The $500 Prize Money.

Dunn announced that the first place winner will receive a cash award of $500 as well as an all-expense-paid trip to the ABA’s Annual Meeting in Dallas, Texas, to present the winning paper at a meeting of the Medicine and Law Committee.

Second and third place winners will receive awards of $250 and $100 respectively. Also, all entries submitted will be considered for publication. Essays must be original, unpublished works. All entrants must pre-register their intent to submit a paper by March 1, 1979. Completed papers must be postmarked on or before May 1, 1979. The results of the competition will be announced on July 1, 1979.

Official contest regulations, registration forms and membership applications may be obtained from Nancy Parker (312) 765-5700 or write 810 Seventh Ave., New York, NY 10019.

ATTENTION NYLS COMMUNITY

GIDEON ROTHSCILD
Class of 1980
Certified Public Accountant
is available for consultation and assistance in Tax Planning areas for you or your clients
Reasonable Fees
Phone (212) 752-7299

Bar Assoc. Sponsoring Student Insurance Law Writing Contest

CHICAGO — The American Bar Association’s Section of Insurance; Negligence and Compensation Law has announced sponsorship of the 1979 Medicine and Law Student Writing Contest.

Lee J. Dunn, Jr., chairman of the section’s Medicine Law Committee, said, “The contest provides an opportunity for students to expand their knowledge of emerging issues in the area of health care. The $500 Prize Money.

Dunn announced that the first place winner will receive a cash award of $500 as well as an all-expense-paid trip to the ABA’s Annual Meeting in Dallas, Texas, to present the winning paper at a meeting of the Medicine and Law Committee.

Second and third place winners will receive awards of $250 and $100 respectively. Also, all entries submitted will be considered for publication. Essays must be original, unpublished works. All entrants must pre-register their intent to submit a paper by March 1, 1979. Completed papers must be postmarked on or before May 1, 1979. The results of the competition will be announced on July 1, 1979.

Official contest regulations, registration forms and membership applications may be obtained from Nancy Parker (312) 765-5700 or write 810 Seventh Ave., New York, NY 10019.

ATTENTION NYLS COMMUNITY

GIDEON ROTHSCILD
Class of 1980
Certified Public Accountant
is available for consultation and assistance in Tax Planning areas for you or your clients
Reasonable Fees
Phone (212) 752-7299

Bar Assoc. Sponsoring Student Insurance Law Writing Contest

CHICAGO — The American Bar Association’s Section of Insurance; Negligence and Compensation Law has announced sponsorship of the 1979 Medicine and Law Student Writing Contest.

Lee J. Dunn, Jr., chairman of the section’s Medicine Law Committee, said, “The contest provides an opportunity for students to expand their knowledge of emerging issues in the area of health care. The $500 Prize Money.

Dunn announced that the first place winner will receive a cash award of $500 as well as an all-expense-paid trip to the ABA’s Annual Meeting in Dallas, Texas, to present the winning paper at a meeting of the Medicine and Law Committee.

Second and third place winners will receive awards of $250 and $100 respectively. Also, all entries submitted will be considered for publication. Essays must be original, unpublished works. All entrants must pre-register their intent to submit a paper by March 1, 1979. Completed papers must be postmarked on or before May 1, 1979. The results of the competition will be announced on July 1, 1979.

Official contest regulations, registration forms and membership applications may be obtained from Nancy Parker (312) 765-5700 or write 810 Seventh Ave., New York, NY 10019.

ATTENTION NYLS COMMUNITY

GIDEON ROTHSCILD
Class of 1980
Certified Public Accountant
is available for consultation and assistance in Tax Planning areas for you or your clients
Reasonable Fees
Phone (212) 752-7299

Bar Assoc. Sponsoring Student Insurance Law Writing Contest

CHICAGO — The American Bar Association’s Section of Insurance; Negligence and Compensation Law has announced sponsorship of the 1979 Medicine and Law Student Writing Contest.

Lee J. Dunn, Jr., chairman of the section’s Medicine Law Committee, said, “The contest provides an opportunity for students to expand their knowledge of emerging issues in the area of health care. The $500 Prize Money.

Dunn announced that the first place winner will receive a cash award of $500 as well as an all-expense-paid trip to the ABA’s Annual Meeting in Dallas, Texas, to present the winning paper at a meeting of the Medicine and Law Committee.

Second and third place winners will receive awards of $250 and $100 respectively. Also, all entries submitted will be considered for publication. Essays must be original, unpublished works. All entrants must pre-register their intent to submit a paper by March 1, 1979. Completed papers must be postmarked on or before May 1, 1979. The results of the competition will be announced on July 1, 1979.

Official contest regulations, registration forms and membership applications may be obtained from Nancy Parker (312) 765-5700 or write 810 Seventh Ave., New York, NY 10019.

ATTENTION NYLS COMMUNITY

GIDEON ROTHSCILD
Class of 1980
Certified Public Accountant
is available for consultation and assistance in Tax Planning areas for you or your clients
Reasonable Fees
Phone (212) 752-7299
Contemplations

by James Frankie

I was sitting in Gil's Cafe Ltd., one day and decided to write an article for EQUITAS. My intentions were to write about my experiences thus far at NYLS. However, because I wrote most of this article on the LIRR while coming to school one morning, I couldn't manage no more than a few scattered thoughts.

While at law school I have learned to almost finish The New York Times Crossword Puzzle. I don't understand why someone who reaches law school should have to be subjected to a writing requirement. No, our famous jurisprudential theorist does not have a tailor named Sam, and no, his gams are not really a bulletproof vest. I think it's terrible that Scott Eptermann was denied tenure. I've been told that the U. of Penn. Law School publishes its exam schedule during registration. Students are thus allowed to pick their own exam schedule. I guess we only want to emulate the "big name schools" in the importance of their legal school.

Gil has promised to donate a sketch of an oak tree to our new building everytime a student purchases his new no-cal pizza. No doubt his contribution to the campus beautification program is already in full swing.

Now that a certain administrative figure has been promoted to Dean, does this increase his powers or merely legitimate those he has already been exercising?

I'm ashamed to admit that I like TV's "Paper Chase" despite its total lack of credibility. If there is a fire in the school, will anyone other than those in the 47 Worth Building survive? Does Galway's give anybody a babysit? Coming here to school has helped me enjoy Little Italy and Chinatown. They are great places in New York that I previously knew little or nothing about.

Wasn't that noble of Willis Reed to voluntarily resign as Knick coach when he felt he couldn't do the job? The knicks now have Red Holzman, a more experienced babysitter.

The more you learn about people in law school, the more they seem to have a tailor named Sam, and no, his pants are not exercise enough. Our library continues to buy books with pages some whale watchers have been known to see. Some whale watchers have been known to see whales, frightened by the boats of the whale watchers, will be disturbed during their breeding and nursing activities, which will result in a substantially lower birthrate. Many members of whale species are currently on the brink of extinction. The new law enforcement effort against "whale watching" is taken by NOAA under the authority of the Endangered Species Act of 1973 and other supporting legislation. Whale watchers must now remain at least 300 yards distant from any whale in a recognized breeding and calving area. Outside of these areas, whale watchers cannot approach within 100 yards of a whale. This applies to swimmers, divers and persons in boats. Aerial observers must maintain a minimum altitude of 1,000 feet. It is also illegal to travel faster than a single whale being observed or faster than the slowest whale in a group of whales.

Also prohibited are herding or driving whales, separating a cow from a calf and multiple changes in vessel speed while between 100 and 300 yards from the whale.

Your reporter is one person that NOAA should not worry about getting too close to a whale...not with a name like Jonah.
New Building Construction Proceeds At Slow Pace

by Leonard Ross

Removal of 55 Worth Street continues, although slowly. The NYLS administration anticipates an April 1979 completion of parts of the building. The Automatic Refrigeration Corp., and Strand Electrical Corp., have been awarded contracts respectively for the air conditioning, heating and electrical work. Work in these areas has already begun, according to Phil King, Buildings Superintendent, plumbing and construction work are to begin soon.

Final plans for the building depict classroom and faculty offices on floors three, four and five and library facilities on floors one and two. NYLS clinics will be housed in the basement of the building. There will be access from 57 Worth to the 55 building on the basement, second, third and fourth floors. As reported earlier, (EQUITAS Oct. 78) the Froessel Library will be connected to the first floor of 55 Worth.

New Law Center

Bobrow Fieldman & Associates, who were awarded a $100,000 contract in October 1976, continue to prepare the specifications report for the proposed new NYLS Law Center. Bobrow Fieldman, an architectural planning firm, is compiling information from the NYLS community to compose a picture of the present and future needs of NYLS. Ira Goldfarb of the firm said that he had contacted a substantial part of the NYLS community regarding the needs of the faculty, students, organizations and administration in the proposed new Law Center. "It is an exhaustive process," said Goldfarb, "forcing NYLS to delineate its needs for space, access and equipment." No date for delivery of the specifications report to the Board of Trustees has been set; it seems a quality report is contemplated rather than an amalgamation of unrelated numbers.

55 Worth Street

EQUITAS Elects New Editors

The student newspaper is pleased to announce the election of three new editors. Standing as Associate Editor Kenneth Small and Managing Editor Dennis Gagnon. Seated with Editor in Chief Jonah Triebwasser is the new Alumni Editor, Marie Richardson. Miss Richardson replaces Judith Waldman who graduated last month.

Copy Editor Cecilia Blau resigned from the editorial board effective with this issue.

Notice to Students

On occasion your family may want to reach you in an emergency. The official policy of New York Law School is to attempt to contact all students in class in a "true emergency" for we all understand how frustrating it could be to know that someone is in a certain location and yet be unable to contact him or her when such emergency arises.

In order to expedite and facilitate matters, it would be wise for each student to furnish to those persons nearest and dearest to them a schedule of classes and room numbers for the current semester in order that the caller may be able to furnish this information to our operator.

Sincerely yours,
Arnold H. Graham
Vice Dean

1978 New York Bar Exam Results

As BAR/BRI enrollments have climbed, the state pass percentage has increased. We don't claim "cause-and-effect," but we know we must be doing something right!

Last summer, New York's pass rate was one of the highest ever. And more than half those who passed were BAR/BRI enrollees. BAR/BRI trained more than 2,300 persons, more than all other bar review courses combined.

BAR/BRI's overall pass percentage was higher than the state rate, and at many New York schools we had a pass rate of 90% or higher.

Thus while some bar reviews claim astronomically high pass percentages each year, there is only one pass rate you can trust—the State Rate. And as BAR/BRI enrollments have climbed, the State Rate has climbed with it.

For Information About Second Semester Discounts, Check With Your Campus Representatives:

For BAR/BRI Enrollments Are Up! and The New York State Pass Rate Is Up!
"There was no town until there was a court house," wrote William Faulkner in one of his novels.

Once there was a court house, of course, life revolved around it. It wasn't just the place where judgement was meted out on the Lizzie Borden and Patsy Hearst who passed through its doors. Nor where Sacco and Vanzetti were sentenced to death. It was and is the place where our births and deaths are recorded, important deeds registered and even where we buy the license for the dog.

After centuries of recording our history, the Court House has finally received recognition of its own. Recently, Joseph E. Seagram, the distillers, commissioned 3M photographers to photograph over 1,000 court houses across the country. The result was a total of 8,000 superb photographs which will ultimately be donated to the Library of Congress.

Of the photographs, 360 are in a new book, called "Court House," which faithfully records American architecture from the earliest, rural log cabin through the flamboyant, expansionist era of the 18th century to the clean, clear lines of the present day. Interior photographers, on the other hand, verge on still life, recording scenes that range from opulent ballroom stairwells to a dispassionate view of empty jury chairs set against a wall scarred by an ominous-looking crack.

Along with the 300 photos in the book, which the New York Times says convey "a strong sense of grass roots America," Calvin Trillin, staff writer for the New Yorker, portrays the fascinating politics and folklore of the counties and their court houses. In addition, the Hon. Paul C. Reardon, Assoc. Justice (Ret.) contributes an essay on the development of the American judicial system at the county level, while architectural historians Henry Ruskett Hitchcock and William Seale discuss the significance of the court house in relation to the history of American architecture.

Photos on Exhibit
A further 120 photographs are part of the Court House Exhibition appearing in various parts of the country.

Camera Captures Legal Venues

The Military Lands At NYLS

by Andrew J. Franklin

New York Law School has a new student organization: the Military Law Society. The society received formal recognition during the Fall, 1978 academic term and has its first meeting during November. The purpose of the Military Law Society is to study, collect and disseminate information pertaining to the field of military law to the NYLS community.

There is a great deal of ignorance and misinformation regarding military law. The lack of understanding of just what military law actually is, its development, history, purpose and practice, is unfortunate because it leads many students to reject, without thought or consideration, the option offered by the armed forces of the United States. The Military Law Society will work to correct existing misconceptions, replacing them with a positive orientation towards military law.

The Society will accomplish its purpose by presenting speakers and programs in the field of military law, by developing a military bibliography in the library, by assisting the armed forces in their recruiting efforts, and by lobbying New York Law School to actually offer the military law course advertised in the catalogue. Eventually it is hoped that a military law newsletter can be presented.

The Military Law Society is open to all students regardless of previous military experience. Currently, there are 16 members in the society and Professor Joel Martel has agreed to serve as faculty advisor. A budgetary request has been submitted to the Student Bar Association. The next scheduled meeting of the society will be held during the coming week. We hope that a number of students will take advantage of the opportunity to join in the expansion of this new organization. The Spring semester will see the Military Law Society actively participating in the affairs of NYLS.

Haht Speaks On Int'l Law

by Bill Holm

The New York Law School International Law Society is sponsoring a lecture by Prof. G. W. Haight, who has authority on international law. Mr. Haight will speak on international law and international business on Thursday, February 8, at 4:30 P.M. in room 301 of 47 Worth St. The talk will focus on the rules of international law relevant to international business and investment. Evolving patterns of regulation and control and the reconciliation of competing interests in international investment will also be covered.

In the discussion following the lecture, students will have the opportunity to directly discuss the many areas of law Mr. Haight has spent in international practice. Mr. Haight is a distinguished practitioner in the field as well as an accomplished scholar. He is the author of numerous law review articles on the topic of international business. The lecture and discussion promise to be informative. All students and faculty are invited to attend.

A wine and cheese reception on the 5th floor of 47 Worth will follow the event.
To Sit, Or Not To Sit...

by Dennis Stukkenbroeker

Overcrowding in classes has become a chronic problem at the beginning of each semester. Some students show up early to be sure of getting a seat. Others get tired of squatting on the floor like coolies and stop coming.

Ironically, there are also small classes spread through large classrooms like the last-nights audience of a Broadway flop.

The expansion of the school's admissions has put a strain on facilities, true enough.

Also, most students would probably prefer perching on a radiator to the procurator alternative of being closed out of a class. One would like to think that this increased tuition at least bought the student a seat. Better planning could make things more civilized.

At first blush, part of the solution seems simple: match class size with room size. The computer tells the administration how many students there are but maybe they don't know how many seats exist. They don't pass many classrooms going to and from their offices and out to lunch. In the process of moving walls and remodeling, they may have lost track of just how many seats there are.

The administration often accuses EQUITAS of only complaining, so this time we decided to do something positive. We counted the seats for them and sent a copy to Dean William Bruce. This is what we came up with the first week of classes:

<table>
<thead>
<tr>
<th>ROOM</th>
<th>SEAT TYPE</th>
<th>NUMBER</th>
</tr>
</thead>
<tbody>
<tr>
<td>47/301</td>
<td>100 chairs</td>
<td>100</td>
</tr>
<tr>
<td>57/301</td>
<td>70 seats 7 chairs</td>
<td>77</td>
</tr>
<tr>
<td>57/302</td>
<td>73 desks</td>
<td>73</td>
</tr>
<tr>
<td>57/401</td>
<td>187 chairs</td>
<td>187</td>
</tr>
<tr>
<td>57/501</td>
<td>77 desks 2 chairs</td>
<td>59</td>
</tr>
<tr>
<td>57/502</td>
<td>60 desks 22 chairs</td>
<td>82</td>
</tr>
<tr>
<td>57/601</td>
<td>55 desks 20 chairs</td>
<td>76</td>
</tr>
<tr>
<td>57/701</td>
<td>46 chairs</td>
<td>45</td>
</tr>
<tr>
<td>57/703</td>
<td>54 desks 12 chairs</td>
<td>56</td>
</tr>
<tr>
<td>57/704</td>
<td>34 desks 2 chairs</td>
<td>36</td>
</tr>
<tr>
<td>57/705</td>
<td>32 chairs</td>
<td>32</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>862</strong></td>
<td></td>
</tr>
</tbody>
</table>

The administration should have no excuse for making people sit in each other's laps or for trying to use library space for classrooms.

The basement library extension of 57 Worth was not designed for more than short-term human habitation. It has inadequate ventilation and a subway passes on the other side of the wall. The administration has attempted to use this and the so-called "seminar" room on the eighth floor for classes. These are not classrooms; they are part of the library.

One more little complaint. Our survey revealed a total of 499 wide arm seats and not one of them is left-handed. A sinister expert whom we consulted pointed out that there is a higher incidence of left-handedness in graduate schools than in the general population and that there is a particularly high incidence of left-handedness in law schools. Some experts say that 10% of the world is left-handed. This would seem to indicate a need for a minimum of 90 left-handed seats. There are none. Here is yet another blatant example of ensuring discrimination against minorities.

Editor's note: Feature Editor Stukkenbroeker is rumored to be left handed... but he's trying to pass as a rightie.

Award Nominees Sought

Applications are now being accepted for consideration for the "Franklyn C. Setaro School Spirit and Service Award."

The Dwight Inn Chapter of the International Legal Fraternity Phi Delta Phi presents this award annually at commencement to a graduating student for notable services to Law School community life.

This award competition is open to all graduating students (day and evening division) regardless of membership in the Fraternity.

The application should state what the applicant has accomplished during his sojourn at NYLS. Please submit applications to the Phi Delta box at 57 Worth Street.

Please submit applications by March 1, 1979 to Scott Buttermann, Chairman, Awards Committee.

Brite Buy Discount Liquors

275 Church Street

Store Hours: 8-6:30 Mon.-Fri.

★★★★ Lowest New York Prices ★★★★

NO FRILLS!

Vodka & Gin from $3.99 a qt.
Rum from $4.05 a qt.
12 yr. 86° Scotch $5.99

10% Discount on cases of wine.

FOR FREE DELIVERY PHONE: 233-4280

---

On February 9, 1979, when this man gets up, he's prepared to face the most powerful, emotional experience of his life.

"When You Comin' Back, Red Ryder"

WORLD PREMIERE ENGAGEMENT STARTS FRIDAY, FEB. 9

U.A. GEMINI I & II 54th St. & 2nd Ave.
(212) 832-2720 or (212) 832-1670

SUPERB FOOD

and our reasonable prices haven't changed in 2 years

dennises' continental cuisine cocktail lounge

BEST PRIME RIBS in town FRESH EXCELLENT Fish & Seafood CLAMS CASINO STEAK DIANE and much more.

Sit and relax in our beautiful sidewalk cafe. 137 FRANKLIN ST.

925-7822

FREE PARKING 11:30 am to 10:30 pm mon-fri AFTER 6 PM 5 pm to 11 pm on Saturdays

10% off with NYLS ID card (5:00 P.M. 'till closing)
Things are looking up...

...for New York Law School and its students. In the past four years this newspaper has taken the law school administration and the Student Bar Association to task for being unresponsive to student needs and desires. We are pleased to report that this situation is well on its way to being a thing of the past.

EQUITAS is particularly pleased with the new program schedule that allowed students to complete their fall semester exams before the traditional Christmas/Hanukkah/New Year's holiday. This change was brought about by a proposal made by the Student Bar Association and supported by Dean E. Donald Shapiro and the New York Law School administration and voted in by the students of both the day and evening divisions.

EQUITAS expects that this precedent of pre-Christmas exams will be followed in the future. We look forward to a commitment to that effect from the school's administration and especially from the school's faculty.

Let's Keep the Ball Rolling

In the past six years New York Law School has made tremendous progress and has reached a high level of esteem in the legal academic community.

EQUITAS would like to suggest a project that would enhance our educational status to an even higher plain than the one we presently enjoy.

In the past, this law school has offered not only the degree of Juris Doctor but the graduate legal degrees of L.L.M. and S.J.D. as well. A distinguished member of our faculty, Professor Jack Kleiner '56, received his L.L.B. (the precursor of the J.D.), L.L.M. and S.J.D. from New York Law School. We believe that the next logical step in the continued elevation of New York Law School's academic status is to offer these graduate level degrees once again.

We urge Dean E. Donald Shapiro to appoint a committee immediately to formulate a possible postgraduate program for New York Law School. If this committee's work is successful, Dean Shapiro will be able to start a strong lobbying effort for the funding and accreditation of this L.L.M. and S.J.D. program.

Now is not the time for the New York Law School administration to rest on its laurels. Only by continued growth and expansion of our law school, its offerings and its physical plant can New York Law School return to the pinnacle of legal academic greatness.

AALS Update

EQUITAS is continuing its investigation into the visit by the Association of American Law Schools to New York Law School.

Our reporters are out gathering information and official documents in preparation for what we hope will be a comprehensive and extensive story on the matter. However, this newspaper feels that to publish only half the story, prematurely, would be a disservice to all parties concerned and especially to our law school.

Watch future issues of EQUITAS for further developments.

Welcome...

...to the class of January, 1988. We hope all students and faculty of New York Law School will welcome our new mid-year admission colleagues into our academic family.

EQUITAS wishes all the best of luck to our new students in their three years here.
Answers & Counterclaims

(continued from page eight)

(please turn to page fifteen)
Three Students
Or, What Jean-Paul Sartre Would Have Written
If He Had Gone To Law School Instead Of
Trying To Identify With The Workers
by Dennis Stulenbrocker

In Chez Gil, the basement hole of a great metropolitan law school, Angelica Schwartzbaum-Haskell swings her Gucci book bag through the tables full of colorful ethnic types. Her Gloria Vanderbilt is a year ahead of her in law school. "Thanks," she says. "What do I owe you?"

"Forget it," says Bruce. "I just got paid."

"You're working?" Bruce nods. "In a firm?" He nods again. "Super," Angelica says enthusiastically. She remembers he worked in a pizza parlor at college. She remembers him in a striped vest and a hat carrying pitchers of beer. "You must be learning a lot you can't learn in class."

"True," says Bruce. "I never knew how a postage meter worked before. Picked it up right away. I'll have to add it to my resume."

Angelica looks into the distance. "I've got to get my resume made up," she says with resolve. "I'm going to apply for an internship next summer."

"With what?" asks Bruce.

"I'd like a firm that's involved in international law. That's what I want to go into. I've got to go up to the placement office and get a list."

"Do they take people with one year of law school?"

Angelica shrugs. "I can try. If you get a summer job with them that means there's a good chance they'll hire you when you graduate," she says matter-of-factly.

"Hi, guys," says Jack. He drops his briefcase with the broken handle on the floor and takes a vacant seat. Angelica and Jack are through Bruce. As a first-year student she thought it was important she meet some third-year students. None of them asked her out.


"How much?" Bruce asks flatly.

"Eight hundred," Angelica asks.

"Right thousand resumes," says Jack.

"Bruce nods approvingly. "Looks better than the one I saw yesterday for 900."

"That's a lot," says Angelica.

"Well, no," says Jack. "But I have the suit. I thought I'd wear it today because they're taking my Capital Punishment Clinic down to show us a courtroom."

Bruce begins eating a packet of crackers that had been left on the table. "What are you taking this semester?" he asks Bruce.

"I wanted to take Malpractice," Bruce says. "but it conflicts with Plea Bargaining," so I had to take 'Footnotes and the Law'."

"Is it worth taking 'Landlord and Tenant'?" Angelica asks.

"I don't know," says Jack. "I took it last year and I still got evicted."

There is no end to this. It goes on ad infinitum.
FIRST & SECOND YEAR STUDENTS

Pre-enroll in any Marino-Josephson/BRC course now and get an extraordinary set of benefits!

By enrolling in any Marino-Josephson/BRC bar review course now you can save a load of money and assure yourself of continuous academic support from Marino-Josephson/BRC and CES (The Center for Creative Educational Services), America's finest academic team.

FREEZE THE COURSE PRICE FOR $25

A $95 Non-Refundable deposit is required for release of materials.

FREE OUTLINES THROUGHOUT LAW SCHOOL

Stop inflation. By enrolling now, you assure yourself of a 1980, 1981 or 1982 bar review course at present prices — probably resulting in a savings of between $25 — $100, or more.

BIG DISCOUNTS ON CES PROGRAMS

First and second year enrollees will be entitled to at least a 10% discount on all CES books and programs, including Sum & Substance books and tapes, and the special LAW (Law Analysis Workshops) courses for first year students.

ACCESS TO MARINO-JOSEPHSON/BRC AUDIOTAPE LIBRARY

Listen on cassette to any bar lecture of your choice in Marino-Josephson/BRC office.

FREE TRANSFERABILITY

Your BRC enrollment can be transferred to any other BRC course in a different state.

NEW YORK BAR RESULTS

89%

Of all first-time takers from all New York law schools, an extra-ordinary 89% of those who took the Marino course passed the tough New York Bar Exam. Out-of-staters from ABA accredited schools did almost as well; for example, graduates from Boston University passed 100% (8 of 8); Catholic University, 89% (8 of 9); John Marshall, 100% (7 of 7); University of Toledo, 100% (7 of 7); Vermont Law School, 83% (5 of 6); Seton Hall 89% (8 of 8).

In 1978 Marino was the best — in 1979, with the integration of Josephson BRC Law Summaries and some superb lecturers we will be even better.

MARINO-JOSEPHSON/BRC

71 Broadway, 17th Floor, New York, N.Y. 10006, 212/344-6180

REPRESENTATIVES:

• Robert Clark (Coordinator) 873-3186
• Paul Cohen 241-1831
• Jan Geller 675-3049
• Hyman Spekman 671-0636
• Gene Szufilia 788-5242
• William Teltser 666-3319
• Donald Wilson 201/432-9313

NYLS PASSING STATISTICS — 87.11%
THE HIGHEST OF ANY NEW YORK BAR REVIEW COURSE!
**Through the Wine Cork**

**Taster's Choice**

by Leon Yankwich

Because you had a lot of late finals and then some very sincere celebrating, you didn't even think about Christmas/Hanukkah shopping until the only places open were gas stations and liquor stores. As you came out of the Holiday comes Christmas/Hanukkah Eve night, you realized that this time you couldn't use the old "studiying for finals" excuse for not giving any gifts at all. And you knew that if you didn't make matters worse your friends and relatives all seemed to be aerosolizing that fact, a materialistic glint in their eyes betrayed their expectations that they would recoup for your stinginess of the past two years. You knew, however, that your brother had just bought new tires, and you couldn't remember the grade of motor oil your lover is so fond of. It seemed that the liquor store was your only hope to spread Christmas/Hanukkah cheer.

---

**WHERE WILL YOU STAND ON THE MBE?**

**The one book that can make the difference between success and failure on the MBE!**

**Baron's How to Prepare for the Multistate Bar Examination (MBE)**

Prepared by a noted law professor, Baron's How to Prepare for the Multistate Bar Examination contains a 200-question simulated MBE covering the six core subjects: constitutional law, contracts, criminal law, evidence, real property, and torts. All answers are completely analyzed, with citations provided for further reference. Even the unanswerable test questions are thoroughly discussed.

The book also includes:
- A complete listing of individual state bar requirements

**Baron's How to Prepare for the Multistate Bar Examination (MBE) is probably the single most important book you can read in preparation for this crucial exam.**

**OBTAIN YOUR COPY TODAY!**

**NOW ON SALE:**

$4.50

**PAPYRUS BOOKS INC.**
2915 Broadway
New York, N.Y. 10025

**SCHRIBER BOOKSTORE**
597 8th Avenue
New York, N.Y. 10018

**WATBRID BOOKS LTD.**
DBA Books & Co.
920 Madison Avenue
New York, N.Y. 10021

**CIVIL SERVICE BOOKSHOP**
920 Madison Avenue
New York, N.Y. 10021

**COLISEUM BOOKS**
171 Broadway at 5th Street
New York, N.Y. 10013

**DOUGLEDAY**
125 MacDougal Street
New York, N.Y. 10012

**GIMBEL BROS.**
125 Main Street
New York, N.Y. 10019

**BRENTANO'S**
80 Broad Street
New York, N.Y. 10014

**UNIVERSAL LIVINS LTD.**
233 Broadway
New York, N.Y. 10013

**N.Y.U. LAW BOOK CENTER**
122 Madison Street
New York, N.Y. 10011

---

**AFTER DISMISSING SCOTCH as too expensive and beer as more appropriate for birthdays,** you decided that wines would make the perfect present. Quickly paging through back issues of EQUITAS for this column, you entered the local liquor store and feverishly purchased wines for all.

You chose the wines very skillfully, and everyone was pleased with his or her present and wished that you found time to become a wine connoisseur between study sessions. In fact, as you approached the dinner table set for the traditional holiday banquet, you noticed that all your gift wines had been uncorked and placed about the table, indicating that the meal would be as much a wine-tasting round robin as a parade of gastronomic delights.

Scurriedly had the feast begun before the head of the table rose and offered a toast to you, "the resident sommelier." Family and guests clucked their disapproval and cackled their glasses. You could have managed a humble nod and let the toast pass. You could have left your? wine between the feast rather than concentrate on them as if you had come to a wine tasting. The wines will speak for themselves without my help.

Rather an elegant dodge, I must say. But maybe it's all my fault. I've told you now how to buy and order the stuff and how to uncork it; maybe I should have first told you how to appreciate it.

"Wine tasting" should perhaps be relabeled "wine sensing," since the art involves all of the senses and is not limited to the comparatively undeveloped sense of taste. Wine is a very complex liquid containing some 300 organic compounds, and wine tasting is a sort of study or visual, auditory, and olfactory sense of how these compounds sense can be expected to vary from person to person, as you read Moby Dick, you get at, at the least, a vivid yarn about a possessed captain and an albino whale; but, if you read more perceptive, you learn something about American history and an extinct whaling culture, something about human nature and emotions, something about language, about various writing styles, something about life, and perhaps something about yourself. Similarly with wine, you will have, at the least, the pleasant sensations and after-effects of a refreshing beverage. If you taste more carefully, however, you learn something about the wine and how it was made and something about what your senses and expertise are capable of appreciating.

Those who judge a wine's quality professionally have developed a "tasting" technique which methodically involves each of the senses in a strict order. Following this order in tasting wine: after wines make comparison and recollection easier, but a taster's verdict on any wine still a matter of subjective reactions, and every taster, novice or expert, should keep in mind that his (or her) senses are the ones that count. "One man's meat," in other word, is another man's poison.

The first quality a taster is interested in is appearance. Holding his (or her) glass to the light, the taster looks for clarity. Wine is, in a word, a medium for carrying color; there is suspended material in the wine. If the suspension is bacterial growth, a sniff or small taste will prove that it is undrinkable; but if the cloudiness is due to an inert sediment, the wine may still be sound. With age most red wines (and some whites after many years) throw a precipitate. Decanting or filtering the wine will remove the suspension and leave it perfectly clear.

Color is another quality gauged by the taster. Peering though a whole glass of wine is misleading here, so the taster must tilt his glass and note the hue at the edge of the wine. The depth of color indicates something about the wine was made and how it has aged.

Young white wines have a straw or very light golden color. A greenish tinge indicates the grapes were underripe when picked, and the wine will have low alcohol content and no aromatic qualities. As the wine gets older, it passes through a series of colors to a dark brown. A white wine which seems prematurely dark may have been badly stored in a place subject to temperature fluctuations or vibration, but ordinarily the only impact of color change is psychological.

Red wines start out a bright cherry red, with the depth of the red indicating the texture of the wine; a fairly light-bodied wine (e.g., Beaujolais) will have a muted color; a full-bodied wine (e.g., Chateauneuf-du-Pape) will be ruby in color. Variations from the standard red color are seen in the wines of certain climates and regions. A brown tinge can mean the wine has been bottled and will carry a "burnt" odor and taste. With age the red color fades first, as the tannin falls out of solution, and then moves toward brown.

After noting appearance and color, the taster swishes the wine around in his (or her) glass. The taster looks for clarity. Wine swishes with wine, and cloudiness signifies the wine is not clear. When the wine is swirled, "tears" will form as the alcohol evaporates and leaves a higher concentration of water, which drips down the sides of the glass, forming "legs." The higher the alcoholic content of the wine, the more tears and legs will form when it is swirled.

The taster then swivels his hands over the wine, "legs" to perspiration a bit. Cloudiness can sometimes be an indicator of heat. A wine that is too warm will appear frothy and will carry a "burnt" odor and taste. The human sense of smell is very acute, and can recognize trace concentrations of hundreds of the compounds present in wine. In fact, much of what we perceive as flavor is recorded by olfactory receptors rather than by any sensors in the mouth, so the experienced taster will sniff the wine before experience its subtler points before the overshadowing taste and tactile sensations in the mouth are brought into play. Sniffing, rather than inhaling, the bouquet is recommended because although the sense of smell is very fine, it saturates rapidly and will then tell the taster very little.

(please turn to page thirteen)
Reasonable

COPS AND BOBBIES, By Wilbar R. Miller, (University of Chicago Press, $16, 233 pp.)

There is little doubt that each of us holds some opinion about police officers in general. This opinion is most likely based on the image projected by the police. In his book, Cops and Bobbies, Professor Miller attempts to describe how the images of two police forces, the New York "cops" and the London "bobbies", were formed between 1830 and 1870.

Professor Miller sees a combination of societal influences, political climate and the guidance of the early commissioners as the determinative factors; his view is eclectic. With this in mind, he sets out to show the reader why "bobbies" are viewed as partly restrained, dignified, and why "cops"

Taster's Choice

(continued from page twelve)

Finally the taster is ready to taste the wine. The tongue can only differentiate four basic tastes: salty, sour, sweet, and bitter. Saltiness is very rare in wines and if present at all, usually considered a defect.

Sweetness is generally produced mainly by sugars. Sugar is a natural component of grape juice and during fermentation is converted to alcohol by the action of yeast. Unless stopped prematurely by filtration, fermentation will continue until the sugar is used up or the concentration of alcohol reaches about 14% and kills the yeast. Most wines are made this way, and wines having this "naturale" (i.e., not sweet) unless the grapes used were overripe and thus contained lots of sugar.

Bitterness is due to the acidity of the wine. Several acids are natural components of wine and are essential to its flavor. Low-acid wines are dull, whereas a good level indicates freshness and tartness to the flavor. High-acid wines may be unpleasantly sharp or sour.

Tannin accounts for the bitter taste in wine. It is derived from the grape skins, which ferment along with the juice in red wine but are removed from the juice in making white wine. This explains why white wines almost never have a bitter component to their tastes, and why full-bodied reds often improve or mellow with bottle aging as the tannins are thrown off in a sediment.

The final sensations the taster deals with are tactile. The most obvious sensation, pressure, can be felt on the wet, or body, of the wine. While this allows the taster to make several fine distinctions of texture (e.g., between thin, round, harsh, soft wines), there are two other sensations that add to a taster's analysis.

When licking shots of "Jack Daniels" my roommates have often demonstrated — with clenched teeth and triumphantly punching fists to their mates acknowledgement — that a little pain can enhance anything. So it is with wine. The acidity and alcohol content can touch off pain receptors in the taster's mouth that give some wines an agreeable "bite."

Last but not least are the temperature receptors. Although by themselves they are notoriously easy to fool, temperature receptors are important because they change the threshold from other receptors. Dry white wines, for example, generally are more enjoyable at a cool temperature partly because low temperature somewhat equates the sensitivities to sweet, sour and bitter. Red wines, on the other hand, may be enjoyed more at room temperature because their more complex bouquets are more volatile (i.e., released more readily) at higher temperatures.

So now with practice you can master the Look, the Tilt, the Swish, the Sniff, the Taster, and the Teeth-clench; and if you have any cockiness left by next winter you can wow the banquet table with your wine tasting tips.

Answers...

continued from page nine

day ... but I was afraid I'd lose the opportunity to do well here by working when I should be studying. I was stuck.

But occasionally solutions evolve. G. Hollander, owner of the NYLS coffee shop, decided to grant two "food scholarships" to needy students. When Max Feinberg, the Financial Aid Director, realized that I was a genuine candidate for starvation, he contacted G. and my problem was solved.

I've been eating at Gil's every day since, and believe me, I appreciate the food. I'm still poor, but at least I enjoy the luxury of a normal law school education.

I have G. Hollander to thank for it. He's asked nothing in return but does it purely out of his love for the school.

— John Durst
Second Year, Day.
Admissions Statistics Indicate Higher Quality Students Coming To NYLS

by Cecilia Blau

What will be the value of our NYLS degrees when and after we graduate? In what direction does our law school go? That as it grows in independence and power, it will make its own choices concerning the direction it chooses to follow. At the same time however, I will be trying to guide him in a direction (with viable options) that I have determined. It is my desire for him to become an independent thinker, but a teenager is not always aware of impending circumstances that may lie ahead.

Parents pass many things along to their children and perhaps the most important thing I can contribute to Rashad will be the capacity to think rationally. I hope the major decisions in his life will be logically derived after careful consideration of all relevant facts and possible alternatives. The possibility of an ill-conceived decision will be reduced considerably by logical thought processes. If I can help my son develop the basic thought processes involved in rational thinking, he will be armed for the battles that lie ahead.
National Lawyers Guild
The Wilmington Ten

by Sam Himmelstein

At last year's graduation ceremony, the NYLS administration chose Attorney General Griffin Bell as Keynote Speaker and Honoree. A coalition of NYLS students mounted a petition campaign within the school. Over two hundred signatures were collected calling upon the Justice Department to intervene on behalf of the Wilmington Ten. (Even more students and faculty signed a petition protesting the undemocratic process of commencement speaker selection.)

The Wilmington Ten are 10 rights activists who were sentenced to 20 years collectively (later reduced to 25 years) on charges of arson and conspiracy stemming from the KKK's violent reaction to desegregations efforts in Wilmington, North Carolina during the early 1970's. No charges were pressed against the Klans or its supporters, and all of the prosecution witnesses later stated that they had been coerced and bribed by the prosecution to give false testimony. All of the Wilmington Ten except Rev. Ben Chavis have been paroled.

On graduation day, a news conference was held, where representatives of the National Conference of Black Lawyers and the National Alliance Against Racist and Political Repression, New York State Assemblyman Ed Sullivan, New York City Councilwoman Ruth Messinger and a member of the NYLS student coalition echoed the call for federal support of the Wilmington Ten. As Rev. Eugene Callender, in his commencement invocation, cited the case as an example of political repression and violation of human rights, a rally was held outside. The demonstrators called upon Bell to issue an amicus curiae brief on behalf of the 10. This rally was one of hundreds of actions, both in the U.S. and abroad, demanding release of these framed activists, whom Amnesty International has termed "political prisoners," and whose case was discussed by Jack Anderson in his column of December 11, 1978, entitled "U.S. is hardly a paragon of respect for human rights."

On November 14, 1978, the Justice Department filed an 88-page amicus curiae brief, supporting the defendants' contentions that they were denied due process and a fair trial.

The basic issue is: if the court is concerned as we are about the reliability of these convictions and feels that fundamental principles of fairness have been violated, it should grant petitioner's request for habeas corpus relief.

The section of involved in last spring's show of support was denounced by some as an imperfect solution, a poor choice of forum and inappropriate behavior for law students. Many, particularly members of the administration, were more concerned about the possible effects on the school's otherwise blemish-free image than they were with the content of the case.

We make sure that the record speaks for itself. Those who participated in these activities are proud to have played a part in the campaign on behalf of these activists and in the overall struggle for human rights. It was precisely this type of political pressure that led the Justice Department to take this unprecedented step of filing an amicus brief. Without this campaign, one could truly have expected Attorney General Bell to make his decision on behalf of a community, who accepts most of those whom qualified as one of the overwhelming public reaction to the case.

Women's Caucus
Rape and Marriage

by Betty Waird

After a lengthy discussion of the current Oregon rape statute and the Rideout case, a friend made the observation that rape has a certain fascination; rather like murder and war. It has a certain prevalence as well. It is the subject of jokes and laughter in criminal law class. It also can occur in marriage with legal sanction in every state but Oregon.

No wonder that prosecuting a man for raping his wife warranted national attention, and that the major networks and the New York Times picked up the story. Significantly, this was a "first."

What Oregon has done is to unshackle our democratic sexual compulsion (such as it is), and to attempt to remove from the statute the definition of the female as a person not married to the accused. A sexual offense may now be committed under the law regardless of the actor's marital status in relation to the victim. Actual rape may now be also legal rape.

"What happened to the sanctity of marriage?" shriek the husbands. "What about the implied contract under the state of the state that a wife will submit to her husband on demand?"

Do they mean implied consent to be raped?

"Now women have a weapon to hold over the heads of their well-intentioned husbands. They will scream rape wherever their husbands snap at them or forget an anniversary."

It certainly makes sense for a woman to subject herself to harsh cross-examination, probing into her private life, all because of her husband's faulty memory.

"What is as incredible as that view is the comment that the law will not stand up to judicial scrutiny under the Constitution. But then, speaking of faulty memories, I keep forgetting that there is a right of privacy to do violence to one's spouse. Or is tradition correct that a man's right to his wife's body is a property right that needs protecting?"

Last June, the New York City Police Department settled a state action brought by twelve women who had been assaulted by their husbands and denied police protection. The Department signed a consent agreement to make arrests in family violence cases where there is probable cause to believe a felony has been committed. This was a substantial change from the mediation policy which had been made to "peace out" a family dispute in which both spouses were involved in the charge. The attitudes of legal and social institutions toward marital rape need to change considerably.

Oregon has taken the overdue first step. It will be interesting to see the reactions when New Jersey's New Code of Criminal Justice goes into effect on Sept. 1, 1979. New Jersey has gone even farther than Oregon. The new statute dealing with sexual assault makes no reference at all to the gender of either the actor or the victim, and the elements of the offense are correspondingly broader than the standard definition of rape.

I suspect that if people, especially men, begin to see that rape can be an assault against men and boys as well as girls and children, they will begin to view it as the serious crime of violence it is. They will no longer think of rape as the illegal but condoned sexual act that men commit against women, nor as the legal and justifiable sexual act that husbands commit against disobedient wives.

Old myths and misconceptions go the way of ancient empires. Every law, every idea, is subject to change.
Get an early start on New York Practice and Procedure (CPLR) and get an early start on the New York Bar Exam.

Prof. Younger's course on New York Practice will be offered live in New York City and on audio- or videotape in locations throughout the United States.

For further information, contact your local BAR/BRI representative, or

BAR/BRI (New York Bar Review)
401 Seventh Avenue, Suite 22
New York, New York 10018
212/942-3096

Prof. Irving Younger
The CPLR: An In-Depth Analysis
Free Introductory Lecture

Date: Sat. Feb. 10
Time: 10 a.m.-12 Noon
Place: Statler Hilton Hotel
(33rd St. & 7th Ave.)