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The Advocate

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8-17-1976

### The Advocate

The Advocate, Fordham Law School

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# THE ADVOCATE

The Student Newspaper of Fordham Law School

## In Summer Competition

### Pitman Takes Mulligan Prize

Henry Pitman, 2A, was named best speaker in the final round of the annual Mulligan Moot Court Competition, held July 29 in the Moot Court Room. Nansi Marutani, also 2A, took second place honors.

The remaining finalists were Richard Lynn and Ann Mulderrig, both of 2B.

Choosing the winners in the final round were Judge William C. Conner, Judge Richard C. Wallach, and Judge William Hughes Mulligan. Mulligan, in whose honor the competition is named, had been Dean of the Fordham

Law School before his appointment to the Court of Appeals for the Second Circuit.

The field of 96 original participants was narrowed to sixteen quarter-finalists on the basis of two preliminary rounds of argument and the brief submitted by each original team. The quarter- and semi-final rounds, scored on oral argument only, led to the selection of the four finalists.

Issues involved in the competition problem included statutory immunity in grand jury proceedings, and double jeopardy. Pitman argued the im-

munity issue and Marutani the double jeopardy issue, both for the appellee.

Peter Gordon, Editor-in-Chief of the Moot Court Board, applauded the extensive participation in this year's contest, and characterized the quality of the oral arguments as extremely high throughout all rounds.

The Mulligan Moot Court Competition is one of several co-curricular contests run by the Moot Court Board, including the Wormser and Jessup competitions scheduled for the coming year.

In addition, the Moot Court Board administers the freshman moot court as part of the first-year Legal Writing course.

Participation by all students in the future Moot Court activities is welcomed, according to Gordon.

### Placement Seminar Planned for August 28

A day-long Placement Seminar and Workshop will be held at the Law School on Saturday, August 28. The seminar will begin at 9:30 am, and will end with a wine and cheese party in the afternoon. All second- and third-year students are invited to attend.

The program is being sponsored by the Law School Alumni Association and the Placement Office.

A seminar on the placement Office—what it does, and how

## SBA Considers Minority Budgets

by Michael C. H. Barnas

Minority organizations funding procedures came under scrutiny at the final summer meeting of the Student Bar Association Board of Governors on August 5.

The discussion was prompted by a series of resolutions, introduced by SBA President Brian Sullivan and 2B president Andres Valdespino, which would provide for review of minority organization budgets by a special panel rather than the SBA Budget Committee. A vote on the measures is set for the next SBA meeting on August 24.

Three minority organizations—the Black Law Students Association (BALSA), the Puerto Rican Law Students Association (PRLSA), and the Asian Law Students Association—would be affected by the proposal.

In presenting the measures to the Board, Valdespino noted that during the last school year the three minority organizations received less than 40% of the funding they requested for their activities, while non-minority requests received in excess of 50% funding. Valdespino attributed the discrepancy to "insensitivity" on the part of the SBA Board and its Budget Committee to minority organization aims and programs.

The resolutions would establish a minority funding board consisting of two members from each of the three affected organizations, plus three SBA Board members. The panel would be given control of \$2,000 and power to fill or deny all requests from the three groups.

Last year the minority organizations received a total of approximately \$1,300. The



Andres Valdespino

total SBA budget for the coming year is projected at \$12-\$14,000.

The SBA Board would retain the power to review allocations upon a complaint by any student. An expiration date of August 31, 1977 is set by the resolutions, and the minority panel, if created, would require further action by next year's SBA to continue.

Representatives of PRLSA and the Asian Students expressed support for the sentiment behind the measure. Leaders of both groups, however, objected to setting a \$2,000 limit on minority projects, although Sullivan pointed out that the proposed board could ask the SBA for an additional appropriation.

Jim deWindt of BALSA argued that the proposal attacked only the symptoms of the problem, rather than examining the process by which budget decisions are now made.

"The problem is a lack of  
*Continued on Page 4*

### ACADEMIC CALENDAR 1976—1977

#### First Semester 1976

##### August

- 16 M Registration All Entering Students  
Day Division, 10:00 a.m.  
Evening Division, 4:00 p.m.  
Orientation Period—All First Year  
Students.
- 23 M All classes resume, First Semester begins

##### September

- 1,2 W,Th Last days to change Electives
- 6 M Labor Day, Holiday

##### November

- 24 W Last Day of Classes, First Semester Ends  
All term papers due.  
Thanksgiving Recess.  
Fall Reading Week Begins

##### December

- 2 Th Semester Examinations begin
- 13,17 M,F Registration Second Semester
- 17 F Semester Examinations End  
Christmas Vacation and Mid-year Recess  
begins

#### Second Semester 1976

##### January

- 3 M Second Semester begins
- 13,14 Th,F Last days to change Electives

##### February

- 21 M Washington's Birthday, Holiday

##### March

- 14,18 M,F Spring Vacation

##### April

- 8 F Good Friday, Holiday
- 15 F Last Day of Classes, Second Semester  
Ends,  
All term papers due
- 18,22 M,F Spring Reading Week
- 25 M Final Examinations begin

##### May

- 14 S Final Examinations end
- 29 Sun University Commencement



The strange rites portrayed here are called Tangs, the monthly bacchanals sponsored by the SBA at which the beer flows both freely and free. Eight-person section teams compete to quaff 16 beers in record times. Remember, the person next to you may sit on the Court of Appeals some day...

# THE ADVOCATE

**Editors-in-Chief** Mark Lichtblau  
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Steve Swirsky, Bob Kelly

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## Welcome to . . .

Class of 1970, welcome. Today is indeed the first day of the rest of your life. You are beginning a new life style, you will learn a new language, your thought processes will follow new lines, and not one of you will be the same one year from today. We tell you these things not as warnings, but rather as promises, in order to give you inklings of the strange things you will find happening to you over the course of the next ten months.

Law school, of course, like any other learning experience, is a very individual and personal experience, and any attempt to characterize it generally would be simply that—a generalization, with all the drawbacks that such a term implies. Any advice, therefore, should be taken with however many grains of salt you feel are appropriate. There are, however, certain things that should be borne in mind.

First, and perhaps most important, try to avoid comparisons on any level. Everyone's reaction to first year is different. Your first exposure to law in its pure and theoretical form can be fascinating, and you owe it to yourself not to deprive yourself of the fullness of this experience. Also, everyone's methods and needs differ as to preparation of work; what might take someone else six hours might take you twenty minutes, or vice versa. Find your own pace.

Secondly, try to maintain both your perspective and your sense of humor. Both will become, if not necessities, at least indispensable luxuries, especially as exam time draws near. At least one night a week off never hurt anyone, and there is such a thing as being over-prepared.

Thirdly, it is no disgrace to fail to understand a concept the first time it is explained. If you are in difficulty, talk to your professors. They are generally quite approachable and willing to make themselves available to you. After all, they are being paid to impart an understanding of the law to you.

Apart from these, keep an open mind. This is a quality that will stand you in good stead. The law is a flexible entity which you, as a member of the profession, will have the responsibility to shape in the years to come.

The best of luck to all of you.

## Minority Funding

A potentially explosive topic was defused by rational discussion at last Thursday's SBA meeting. The procedure by which the SBA grants—or, often, refuses—the budget requests of minority organizations has been challenged in a series of resolutions introduced by SBA president Brian Sullivan and 2B president Andres Valdespino.

Several minority representatives objected to the arbitrary sum of \$2,000 which the proposed minority funding board would distribute. Several SBA members felt uncomfortable with the segregation of minority requests. But only one SBA member argued that the present budgetary system was working with respect to the three minority organizations.

Perhaps what no one said was most significant: The proposals themselves contain the implicit admission that racism still haunts the SBA's decisions on where it spends its money. But no charges were leveled, no heated denials followed. In a remarkably amiable meeting, the issues behind the proposal were discussed with far more depth and clarity than the SBA has traditionally mustered.

Discussions between the minority representatives and other SBA members are continuing through this week. After last Thursday's meeting, we are encouraged that an agreement will be reached.

Like the Asian Law Students and PRLSA, we agree with the sentiment behind the proposals. We also feel that the SBA should enact no new procedures to deal with minority group budgets without obtaining the agreement of those groups.

But most importantly, we hope that the intelligence displayed in that meeting will characterize the SBA throughout the year.

## Presidential Box

# Taking the First Steps

by Brian Sullivan

The Student Bar Association operates on the principle that if we conduct ourselves in a responsible and professional manner, we will receive a positive response from our faculty and administration. This statement draws support from several events that took place during the summer.

The cafeteria has been refurbished, largely through the efforts of Karen Luppy in dealing with the Physical Plant Administrator, Mr. Michael Renn. The old, rotting chairs have been replaced. The Pearl Harbor motif is now a memory in the minds of upperclassmen as a result of a new paint job.

New University-wide rules posed special problems for the law students. The Moot Court Board was told that no lights or air conditioning would be supplied for the Mulligan Competition because the school's

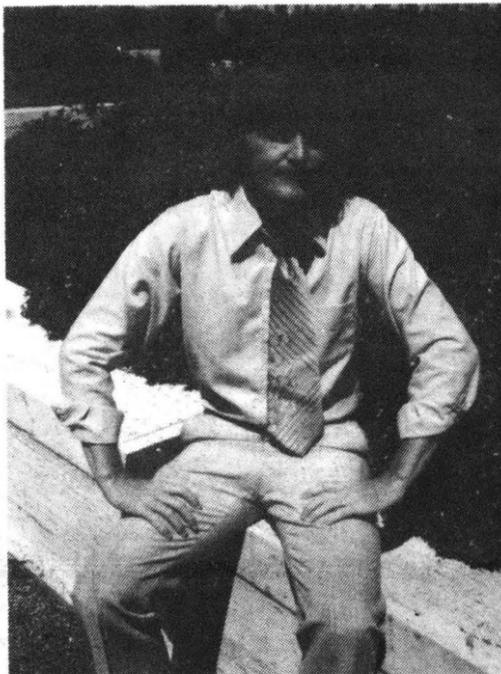
summer closing rules forbade their use after 5 pm. Peter Gordon and I were able to impress the Rose Hill powers with the importance of the competition as an integral part of the legal education which they are providing.

Students who registered early found that the fact that their state loan applications were still pending would not enable them to defer tuition payment as it always had in the past. This alerted us to what would become a much larger problem at registration. After depleting my supply of quarters on long distance phone calls from a phone booth at the Jersey shore, I recruited Andres Valdespino to carry the ball. Andres spoke with Dr. Paul Reiss, at Rose Hill, and arranged a waiver of the new Bursar's rule for the law students, at least for this Fall's registration period.

All this has been done. Yet still I am disturbed when I see people display an attitude of refusal to act unless action will have an immediate, tangible effect on their own situation. We are a transient body. By the time a student usually becomes aware of a problem in the school, he has already been made a victim of it. Too often, he decides to write the school off and look forward to graduation.

I have addressed the incoming class on what I see as an obligation of each class that passes through the law school to leave the school in a better condition than they found it. Many of the services which we now enjoy are available only because small groups of students were willing to take the first steps on projects that would not come to fruition before they graduated. Examples include the student bookstore, the Moot Court Board and the Urban Law Journal.

We would like this to be a landmark year for student accomplishments. This will depend on how much interest the student body shows. There are various issues which will confront us during the coming year. I invite all students to become involved in dealing with them.



SBA President Brian Sullivan

## Flaw Review Asks: The Seasons Pass—Will I?

by Bob Kelly

The dog days of summer are upon us, and with them obediently trot the harbingers of autumn. One of these fortunately occurs but once in four years—the Olympic Games. Can fall be far behind, now that Jim McKay no longer bores us to tears nightly with his mindless drivel on the correct pronunciation of Nadia Comeneci's name? Ah, Nadia Comeneci, the Romanian *wunderkind*, she of the "perfect 10's." Heretofore, the only "perfect 10's" in existence could be found on the not-so-silver screens of Times Square porno parlors.

Another quadrennial precursor of fall is the pomp and pageantry of the political conventions. This year's Bicentennial conclaves have culminated some of the greatest triumphs in American history. Yet the most startling result is that, for the first time in his distinguished career, Harold Stassen is the overwhelming favorite in the race for the Presidency.

Still another reminder that the leaves are soon to turn is the condition of students'

savings accounts, in most cases swollen out of proportion by the summer's booty and plunder. By the grace of God, and a small boost from a tax refund in April, one might even stretch the funds till next June.

The cruelest omen of the approach of fall, however, is the first time that you walk into a musty classroom (the air conditioning goes on in December, and then at 6:00 p.m.), break open a new notebook, and begin to take notes with your new Bic pen that refuses to write first time, any time.

Yes, the return to school is a traumatic time indeed, especially when it is law school to which you return (or, for most of you, come to for the first time). Well, take heart! Law school really *is* as awful as you have heard it is. But all is not lost. The Lord, in His wisdom, has provided for his Jesuitical followers; He hath created Flaw Review, the humor organization of Fordham Law School. Not only does Flaw Review host the most outrageous orgies (second, it is said, only to

faculty cocktail parties), but also plans several publications during the year lampooning different aspects of the school. In addition, a musical production is planned for the spring.

So, even though it's only 15 weeks until exams begin, if you are interested in joining this illustrious organization, stop into the SBA office and ask for Bob Kelly, Susan Buckley, or Albert DeSalvo. Everyone is welcome. Tranquilizers are not supplied.

## You've Met Us, Let's Meet You— Join the Advocate

The Advocate is in need of writers and/or photographers. If you would like to help us out, either submit a typed copy of the article you would like us to run, drop us a note with your name and phone number, or else just come down to the office. We're located in the basement, directly across from Blackacre in room 048A. Be assured that you will be welcomed with open arms.

**Is There Life After Contracts?**

# The Fordham Guide to Survival and Sanity

by Bob DiGiacomo

*"Two voices call to you from where they stood, Lay down your law books now, They're no damn good."*  
—The Eagles 1973

While I doubt that the Eagles ever went to law school, their insight, on occasion, seems to have some merit. If, for example, after diligently studying property for a few hours, you still think a fee simple is something you pay to an incompetent lawyer, then perhaps it is time to take a break from it all. Fortunately, we at Fordham have been provided for.

The list of establishments included in this article has been cited due to proximity to the school; and at that, the list is still limited. However, this provides at least a starter's guide to the neighborhood. One warning: I visited these places on a weeknight. Prices may vary—i.e., rise—over the weekend.

**Lincoln Lounge**

"Drinkin' at the Lincoln" has been a Fordham tradition for a number of years now. The Lounge has two primary assets for law students. First, its location is convenient, only one block east of the law school itself. Second, it's relatively cheap, e.g., \$.60 for a draft. Apparently, several years ago the food bordered on the dangerous. However, its quality has markedly improved since then. There is a bowling machine for entertainment. The jukebox is

about a B minus, but becomes a B plus around St. Patrick's Day. The mood of the students inside more or less determines the atmosphere.

**O'Neill's Balloon**  
48 West 63rd St.

Be forewarned that prices here are slightly unreasonable: \$.75 for a Rheingold draft, \$1.65 for a bottle of Heiniken. The waitresses and waiters look like they just stepped out of *A Chorus Line*, though they generally are quite congenial. The food is as good as any you'll find in the immediate vicinity, with the Cheese Ballon Burgers (\$2.75) heartily recommended. The jukebox is at least an A; and the overall atmosphere is conducive to unwinding after a long day.

On nights when performances are being held at Lincoln Center, O'Neill's is often crowded before and after. Hours: 11:30 a.m. to 2 a.m.

**Chipp's**

66th St. and Amsterdam Ave.

A popular hang-out with a pleasant atmosphere, Chipp's is an enjoyable place to retire for a few hours. Food is available with veal dishes (around \$5.00) being the specialty. The jukebox is an A minus, the Peter Lemongello selection notwithstanding. Beer is a little steep, \$1.00 for a bottle of Schmidt's. However, the scenery sure beats Blackacre, and the women who tend the bar are especially nice.

**Martin's**

1847 Broadway at 61st St.

Like the Lincoln Lounge, what Martin's lacks in decor, it makes up for in prices: \$.25 for a draft, \$.60 for a bottle of Schaefer, special prices for mixed drinks, e.g. \$.65 for a gin and tonic. At the near end of the extended bar is a 7 foot television screen on which to watch the exploits of anyone from Joe Namath to Mary Hartman (Mary Hartman). As for the clientele which Martin's attracts, a sign above the bar says it all: Happy Hour—Drinks \$.50—8 a.m. to 11 a.m. Thus, if you revel in liquid breakfasts, your Shangri-La is merely a stumble away. While I've never eaten the food there, I have it on good word that it should be recommended.

**Armstrong's**

9th Ave. at 58th St.

Armstrong's is a cozy little spot which stands out on nondescript Ninth Avenue. \$.80 will buy you a healthy-sized mug of beer. An assorted menu features some fine rice dishes for around 3 or 4 dollars. While there is no jukebox, the bartender plays a wide variety of records on a stereo behind the bar. So a Correlli concerto is likely to be followed by the Beatles. The atmosphere is low-keyed and friendly, and, generally speaking, Armstrong's makes a nice hideaway place.

\* \* \*

A few final notes for the uninitiated: The three major New York newspapers are available in the lobby of the office building at 1860 Broadway (62nd St.) or at the Columbus Circle Pharmacy, 1841 Broadway (corner of 60th St.). McDonald's (71st St. and Amsterdam Avenue and Burger King (58th St. and 8th Ave.) are approximately equidistant from the law school, though in opposite directions. Carryout lunches are more readily available at the Lincoln Food Market and Deli (corner of 62nd St. and Broadway), and at its next door neighbor's, Amy's. Finally, the consummate, quintessential ice cream sundae (Hot Fudge, \$1.65) awaits at the Liberty Cafe, an attractive parlor located at 43 West 64 St. which also serves meals and liquor.

So, enjoy the neighborhood.



The Lincoln Lounge: A Traditional Retreat

## Looking For Entertainment? Go to Lowenstein

by Rich Sapinski

By this late hour in your law school careers, many of your most pressing questions have been answered. You know who you have for contracts, you've learned that in your torts section it pays to brief cases in advance. But you are probably still asking yourself what the hell you're going to do with all the free time you'll have.

Well, worry no more. A short walk will bring you to Leon Lowenstein Center—the tall building with "Fordham University" on it—which houses Fordham's other Lincoln Center divisions and provides diversions appealing to almost any taste.

In all seriousness, however, existence at Lincoln Center may seem more bearable with intermittent recreation and Lowenstein offers much in the way of recreation.

There is a year-long program of concerts, films and lectures in Pope Auditorium, where your academic orientation takes place. The program is open to Law School students. While no details have been finalized by the Stu-

dent Programming Alliance, if the past is any indication the coming year's program will be one of the city's best entertainment buys.

For those of you who are athletically inclined, Lowenstein offers intramural programs in volleyball, tennis, and bowling as well as periodic tournaments in pinball, air hockey and ping pong, all in the Recreation Room. Moreover, if you are really serious about your athletics, you are also free to use the athletic facilities at the Rose Hill campus in the Bronx.

In addition, there are about thirty-five undergraduate clubs of all types at Lowenstein which may be open to you. Check the clubs individually as membership requirements may vary.

Finally, the services of the Office of Student Affairs on the second floor of Lowenstein are available to assist all Fordham students with activities and with a variety of helpful information on such topics as the availability of student housing.

School will seem pretty dismal on more than one oc-

casional. It might be less so if you had something to take your mind off it for a little while. Lowenstein Center offers the opportunity—all you need is interest.

### Entertainment Off Campus

For those willing to brave the world beyond the campus, the Lincoln Center area offers a wide range of diversions.

Most obvious are the many presentations in Lincoln Center itself. Virtually every production at the Center offers student discounts, many with advance sale available. Contact the box office of any Lincoln Center theater for details.

For cinema buffs, several theaters along Broadway offer a variety of programming. The Cinema Studio at 66th St. offers recent films and revivals. The Regency at 68th St. is currently in the middle of a mammoth festival of Warner Brothers classics. The Paramount, in the Gulf & Western Building, is a first-run house, but beware the lines.

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## Minority Funding Considered

Continued from Page 1

guidelines to evaluate proposals," deWindt said, and suggested that minority proposals be reviewed like any others "based on what the organizations have accomplished." Rather than assigning minorities a fixed dollar amount, he proposed that the SBA assign minorities—and other activities—a percentage of its total budget reflective of the "relative ranking and priorities" of each activity.

Kenny Chin of the Asian Students argued that such an approach would result in the same low percentage of appropriations granted.

Budget Committee member Erwin Goldman, objecting to the proposals, claimed that "the SBA and the budget Committee has funded all requests which are carefully

presented." He also suggested that the Budget Committee continue to encourage greater cooperation between the minorities in consolidating related programs and requests.

PRLSA's Nelson Guzman maintained, however, that worthy proposals had been denied funding, and that consolidation was often impossible. Ernest Loo of the Asian Students also stressed the frequent diversity in the needs and programs of the three groups.

Although no agreement was reached, representatives of the minority organizations and SBA members are continuing discussions on the measures until the August 24 meeting, at which time the resolutions are scheduled for further consideration.

In other activities, the SBA

granted funding to the *Advocate* for its first three issues. The remainder of the *Advocate's* \$6,422.20 budget request for the year will be taken up by the Budget Committee in its first regular meeting.

A brief debate on the Board's Rules of Order was ended when the Board, acting on a request by Goldman, refused overwhelmingly to adopt Robert's Rules.

## Alphabet Soup Explained

The first week of school is confusing enough without being confronted with organization abbreviations and no key to their meaning. The following is a list of common abbreviations that will appear on signs in the halls announcing meetings.

ABA/LSD	— American Bar Association/Law Student Division
AALSA	— Asian-American Law Students Association
BALSA	— Black American Law Students Association
FLW	— Fordham Law Women
ILS	— International Law Society
MCB	— Moot Court Board
PRLSA	— Puerto Rican Law Students Association
SBA	— Student Bar Association
ULJ	— Urban Law Journal

## SBA Offers Health Plans

The Student Bar Association makes three health insurance plans available but does not endorse any of them. Interested students are urged to read the brochures on each of the policies and to then decide which is best for them. Two of the policies are student health plans and because of our early starting date the brochures are not yet available. Signs will be posted as soon as they arrive. The following is a brief description of each of the plans:

A Blue Cross/Blue Shield policy is available to unmarried students at a cost of approximately \$180 per year for unmarried students and \$460 for family coverage. This is the standard Blue Cross policy and includes 21 full days and 180 half days hospital coverage. Applications and billing are handled through the SBA office. Students can enroll anytime during the year.

The United Student Government of Fordham University offers a policy through the National Beneficial Life Insurance Company. This plan includes a major medical clause. The cost is from \$84 per year for an unmarried student and from \$173 to \$263 for married students. The enrollment deadline is October

10, 1976. The brochures are picked up in the SBA office but the student then deals directly with the insurance company.

The American Bar Association also offers student insurance. Like the United Student

Government policy, there is a major medical clause and the student deals directly with the company. Enrollment is on a continual basis and the cost is about \$55 for an unmarried student and from \$118 to \$189 for married students.

## SBA Wins Exception From New University Payment Policy

Action by the SBA earned the Law School an exception from a University policy change which would have delayed many students' registrations.

Students registering early in August discovered that certificates from the Financial Aid office noting that state-guaranteed student loans had been applied for were being refused by the Bursar in lieu of payment.

Previously, students had been allowed to defer payment until they received loan funds. University officials had since decided to eliminate this practice, but had not notified Law School students.

After receiving several complaints from students, Assistant Dean Robert Hanlon contacted SBA President Brian Sullivan, who was vacationing in New Jersey, and asked him to take the matter up with officials at Rose Hill. After several attempts to call Executive Vice President Paul Reiss, Sullivan contacted 2B president Andres Valdespino, and asked him to continue for him.

Valdespino reached Reiss the same day, and pointed out that no notification had been given to law students of the change, and that the School's earlier registration dates made giving notice then impractical.

Reiss then contacted University Assistant Treasurer Thomas F. Callahan, who informed Hanlon the following day that an exception to the policy shift would be made for the Law School this fall.

## Placement Seminar Planned for August 28

Continued from Page 1

the panels will be offered on various types of legal practice in which students may be interested.

According to Placement Director Leslie Goldman, the coming program will be the first "consolidated 'here's how' in one day" ever held at Fordham. She urges all second- and third-year students to attend, and start thinking about how to conduct a successful job hunt.

Goldman also credits the Alumni Association, co-sponsors of the event, for their assistance and support.

"It's one of the best alumni groups we've ever got going," she says. Association members will participate in the panels and seminars throughout the day.

Pam Chepiga, chairman of the Placement Committee of the Alumni Association, hopes

that student participants will bring with them "things that are bothering them to talk about."

"I hope it turns into a real exchange," she said, and stressed that the programs should be discussions, not lectures.

Chepiga attributed the program to the desire of this year's Placement Committee to make a "more positive approach" directly to the students in their efforts to assist the Placement Office.

### TYPING

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## Lincoln Lounge

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City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

College Attending \_\_\_\_\_

Class of \_\_\_\_\_