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The Advocate

The Advocate, Fordham Law School

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McGrath Leaves Fordham To Assume Post In Hospital

Robert P. McGrath, Assistant Dean of the Law School, recently left to accept a position as Assistant Administrator of New Rochelle Hospital.

Students Trained In Welfare Rights

The Fordham Legal Research Council together with the Students Civil Rights Research Council affiliate at N.Y.U. Law School and the City-Wide Coordinating Committee of Welfare Clients Groups, has organized a lay advocate program to train law students to represent welfare recipients at "Fair Hearings." Several Fordham first-year students have attended fair hearings in conjunction with their training and those (including Paula Roberts and Gary Divia) have already represented clients.

The Fair Hearing is an administrative hearing held by the New York State Department of Welfare Services at the request of a welfare client. Handling of the recipient's case by the state, welfare agency. Student advocates have full responsibility for the preparation and presentation of the client's case. A typical hearing includes negotiations with the local welfare agency, direct testimony by the welfare recipient and agency personnel, and cross-examinations. Since the formal rules of evidence do not apply, law students are often able to represent their clients as capably as attorneys. Because of the shortage of local attorneys, some welfare clients represent themselves or are represented by other welfare clients. Hearings are scheduled from 9:00-12:00 and 1:00-3:00 five days a week on the 25th Floor of the Law School. Students who want to observe these hearings and begin training, to represent clients, should either call Richard Klein after 10:00 P.M. at 729-1200 or attend the next Legal Research Council meeting.

Urban Center Opens

Through the generosity of Dean William Mulligan, the Legal Research Council together with the Fordham Legal Internship Program, the Consumer Protection Unit, and the Moot Court Program have offices in Room 310. The activities of the poverty law organizations will be consolidated into the new, Urban Law Center to be supervised by Mr. Thomas M. Quinn. This will facilitate a number of new programs currently under way, including the development of a poverty law newsletter; an urban law placement service, a poverty law seminar program and a series of field research projects directed at the problems of the urban poor. Anyone interested in working in these areas should stop by the center.

The election committee has announced that the general election for SBA officers will be held Thursday, March 21st. The polls will be open from 11:30 a.m. to 3:30 p.m. in the Law School, 12th floor. Candidates for office are:

Pres.: Marc Grossman; Mike Riceham and Brian Crosby; Vice Pres.: Luke Pittman and John Costantino, and Dennis Swage; Tres.: Jim Hefferman and Jack Gorman; Sec.: Martha Coleman unopposed.

The Student Newspaper of Fordham University School of Law

Vol. I • No. 3

Vito Battista, perennial candidate and N.Y. Assemblyman, waves and waives as he addresses a student assembly sponsored by the Law Forum.

On Saturday, March 6, 1969, Vito Battista, sometime rabble-rouser, sometimes mayor, candidate and presently an Assemblyman for East New York, spoke to a large turn-out in the Most Courthouse. Mr. Battista once again showed why he has been a public attraction for a number of years. After speaking upon a variety of topics including rent control, welfare and education, everyone, except perhaps for Mr. Battista, was thoroughly confused as to how he intended to solve the city's numerous problems.

Expressing his "opinion of Mayor Lindsay," Mr. Battista noted that while "Ganger didn't know the answers, Lindsay doesn't even know the questions." Mr. Battista also took the opportunity to berate the other Republican primary candidate, John Marchi.

Law School Hosts Minority Group Pre-Law Seminars

On Saturday, Feb. 22, some thirty-one law schools acting in conjunction with the Black American Law Student's Association, the Council on Legal Education Opportunity, the Law School Admission Test Council, and five bar associations sponsored a Pre-Law Conference for minority group students. More than 400 Negro and Puerto Rican college students came to Fordham to attend the conference.

The conference consisted of four panels, focusing on Law and Social Change. Careers in the Law, Law Schools, Legal Research, and Study, and Law School Admission and Financial Aid. Instead of lectures, each panel was made up of a lively, free-flowing dialogue between students and panelists.

Few Black Lawyers

Only 1% of this nation's lawyers are black, and the percentage of black lawyers in the law schools is equally small. Yet at the very time that a number of law schools are actively recruiting minority applicants, some students are questioning the relevancy of the law to their lives. The sponsoring institutions, therefore, assembl ed the panels of black and Puerto Rican attorneys, law students, professors, and members of law school administrations to answer such questions as: Should blacks study law? Can one be an activist within the framework of law? Do minority group attorneys lose touch with the communities from which they came? Can a black man make money practicing law? Can minority students get into law schools?

Students Recruited

The panelists wasted no time in getting to the point. The attorney for the minority group, and answered the students' questions frankly and with a real attempt at helping them understand the situation in the legal profession. It was pointed out, for example, by Mr. Fritz Alexander, a private attorney, that there is only one black partner in a major law firm in New York State; and Mr. Paul Zuber, a well-known civil rights attorney, added that he was the only black attorney in all of Westchester County, and that there are only three private Negro attorneys in the entire area of New Jersey. This is not due to a lack of opportunity, they stated, but rather to a lack of competition black attorneys willing to go into private practice.

The conference also provided an opportunity for recruitment by the thirty-one law schools representing all of the law schools. Whether Dean Hanson, Fordham's man in charge of admissions, or any other present. Instead, Dean McGrath, who had resigned as of the day of the conference, represented the Law School.

The Advocate

LINCOLN SQUARE, N.Y.

Monday, March 24, 1969
An old adage reads "out of sight, out of mind," and it is unfortunate that at Fordham this is almost literally true with regard to the night school. Day school students and day administrators (deans are apparently afraid of the dark) are so out of sight that they are bound to be overlooked. The time has come for night students to be grouped in their entirety: they have been a sort of annual burlesque at S.B.A. meetings. But at $2,100 a year it hardly seems funny.

The problems of the night students run far deeper than the bad state of the cafeteria. Night students do not have a faculty advisor, they do not have a student advisor, they do not have a dean, they do not have a place to live, they do not have adequate transportation to and from campus. Many of them are forced to work, and therefore are not able to spend the time necessary to become full-time students. They are denied the use of many campus facilities, such as libraries, laboratories, and recreational areas. They are denied the opportunity to participate in extra-curricular activities, such as sports and clubs. They are denied the opportunity to attend the law school, which is the major reason for their attendance at Fordham. They are denied the opportunity to vote in student elections, to take part in the governance of the university, to have their voices heard.

Dear Fordham Board of Governors,

The student activities budget for the rest of the University is over $150,000. The student activities budget for the law school should not equal its revenues. Most law student's tuition dollar at the law school, getting an Advocate newspaper, a power phiile Student Society (A.S.S.) we may enroll in the program, a Calvin Coolidge Center for the Law of the Urban Poor be established with funds raised by the Student Bar, and the day students at Fordham. Something should be done so that night students more fully into the activities of Fordham Law. Something should be done so that night students can use school facilities at their own convenience. Something should be done to make more available to night students. More important things belong in the winners' hands. For example, it will be up to the new S.B.A. officers to do something about keeping the law student's tuition dollar at the law school, getting an effective placement service now that Dean McGraft has left, and getting bids for a new cafeteria when Schraffts' present contract expires. Make sure you vote this Thursday.

S.B.A. Elections

Periodically students from all sections, from I-A to 4E, have been known to complain that the Student Bar Association is useless, accomplishes nothing, and is just a waste of time and effort. Some night students were so disgusted that they recently threatened to form their own S.B.A.

Whatsoever the reasons for this, the time has finally arrived when the new S.B.A. officers will be elected directly by all of the students. Furthermore, the board of S.B.A. officers and the entire S.B.A. will be composed of students, with an interest in making the S.B.A. an active organization that will do something for the law school, have decided to run for office. It behooves the rest of us to actually spend some time thinking before we vote, since several important issues will rest in the winners' hands. For example, it will be up to the new S.B.A. officers to do something about keeping the law student's tuition dollar at the law school, getting an effective placement service now that Dean McGraft has left, and getting bids for a new cafeteria when Schraffts' present contract expires. Make sure you vote this Thursday.

WASP Power

To the Editor:

The time has come for Fordham University to recognize that the S.B.A. is a law school in particular to atone for its decades of blatant discrimination and racism. We urge that the Anglo-Saxon-Prtestant faculty and administration face up to the WASPs the least represented segment of the student body; but the faculty contains but a single Protestant and he is cleverly concealing problems when they try to buy books (the bookstore is open only during the day), when they try to do research in the library (it closes three hours after their classes end) and when they seek New York State Scholar Incentive Aid to help finance their studies (it is not available because they do not qualify because of their day four a year schedule is not considered full-time). Night students are also often given the choice of either to choose from and the fine programs of the S.B.A. will call on all WASPS to keep the basement cafeteria. If this also falls. A.S.S. pledges to highjack Dean Mulligan's plane on his next large junket to Ireland and force him to land in London. That'll put Live the Queen! A.S.S. March 14, 1969

Alumnus Comments

To the Editor:

I would like to offer this comment upon the Comment of Mr. Grossman appearing in the second edition of this newspaper.

One of the badges which appears to mark the concerned student in general, and Mr. Grossman in particular, is an inability to regard themselves and their activities as in any way subject to the normal laws which otherwise regulate the universe and its progress. It is axiomatic that they reject as not relevant or meaningful any alternative which does not at once respond to their demands for change: reform, new, utopia-now. What they forget, however, or change at any order, is to be either relevant or meaningful, must (1) be well thought out, and (2) tend to accomplish those goals for which it has been proposed.

Unfortunately, the changes proposed by Mr. Grossman (Instant-Curriculum reform does not appear to meet either of these qualifications.)

Mr. Grossman's over-all hypothesis appears to be that Fordham University does a spectacular job in preparing students to pass the bar, but fails far short when it comes to adequately representing the minority needs of the law school. The Law Forum (as the upcoming series on New York City politicians) are all scheduled during the semester. Even if they (remember them?) were held too early to accommodate night students. This is not to say that only night students have problems. As a day student I know from first hand experience the difficulties encountered by students of the day division. Also all students of Fordham Law, day and night, face the problem of needed financial reforms. However the problems which this article directs itself are unique to night students.

As the Advocate pointed out in the last edition's special report on "Where Has The Money Gone?", the law school was operating at a profit two years ago when tuition was only $1300. The increases would be justified if the money was spent on the law school, by providing either more faculty for an expanded curriculum, increased library facilities, or a larger student activities budget. But none of this has happened, nor is it about to happen. There is still a faculty hiring freeze, and the S.B.A. still gets $1000 for student activities, while the student activities budget for the rest of the University is over $150,000. It is thus no secret that part of the law student's tuition dollar goes to support students in other schools of the University.

To correct this situation the Advocate urges Dean Mulligan, the Student-Faculty Committee, and the next S.B.A. Treasurer to do everything possible to get separate accounting for the law school from the Treasurer of the University. The money that the law school receives in tuition should be kept apart from other University funds, and should be spent solely for the benefit of the law school. There is no reason why the budget of the law school should not equal its revenues. Most law students work too hard for their money to have it spent on students in other parts of the University.

WASP's of the law school unite! WASP in City Hall to fulfill the appointment to the bench by King George II. WASP in Albany and the Lesser WASP who can find the WASP who is in need of WASP's. Not only are WASP's of the Law School unite! WASP who can get him to land in London. That'll put Live the Queen! A.S.S. March 14, 1969
Standing 156 feet high, the 14-story structure (including two penthouse levels), is designed to eventually accommodate 7,000 students. The edifice, rapidly becoming known as the ivory Tower, features such essentials as plush carpeting, lavish lounges, and a faculty-alumni complex which resembles the Playboy Penthouse. All this and more is expected when the entire Leon Lowenstein Center is completed at a cost of $17.5 million.

With less than half the expected student body in the new building, the cafeteria is already feeling the strain of crowds and longlines.

Law students (names withheld on request) recently visited the new area to check on possible causes of action. Inconspicuously alterted to blend in with the liberal arts students, our food inspectors sampled the new cafeteria.

Gellhorn Report: Yes or No?

by Brian Crosby

The Student Bar Association, in response to great student interest in the self-study entitled An Independent Fordham, established a three-man committee to examine the report and to advise the SBA whether it should give its support to the adoption or rejection of the report.

The crux of the study by Profs. W. Gellhorn and R. Greenwall was to point out what measures a church-related institution, in particular Fordham University, might have to adopt to shed its denominational character and qualify for direct state assistance. Such aid, at present, precluded from Fordham because of the so-called "Blaine Amendment," a clause in the N.Y. State Constitution: "No money shall be given ... to a church-related institution, in which any denominational tenet or doctrine is taught.

The writers of this report felt that the adoption of certain measures, the most important of which are set out herein, would effectively result in a non-denominational Fordham which would qualify for state aid:
1) expansion of the Board of Trustees, to be primarily lay controlled;
2) appointment of the President of the University by the Board of Trustees. The President need not be a Jesuit;
3) vigorous recruitment of a more diversified student body from in-city public schools;
4) self-descriptive statements not to focus on religious aspects of Fordham's heritage;
5) removal of the College of Philosophy & Letters at Shrugh Oake;
6) removal of Fordham Prep from the campus and severance from the University;
7) dropping of old programs of specific Catholic education (i.e. Confraternity of Catholic Doctrine for nuns, etc.);
8) separate incorporation of the Jesuit community, with sale of their residence to the corporation;
9) reexamination of the Graduate Division for religious education;
10) sale of Catholic Church to the Jesuit Corporation.

The SBA committee reported that it felt that while all of the above steps would be necessary prerequisites to even attempt to establish an aura of non-denominationalism, that adoption of the Gellhorn proposals would still leave Fordham far from non-denominational. Rather, the committee felt that the adoption would be an attempt to cloak Fordham's true character merely in quality under the statue. While the committee felt that many of the suggestions of the Gellhorn report were of significant value in altering the academic standing of the University, it concluded that as a case of action to rebut "Blaine" it was futile. As a positive counter-therapy, the committee urged that the Board exercise whatever influence it may have to repeal the "Blaine Amendment" or, if that is impossible, to improve the University's image and to absolutely insulate the University's academic standing from any attempt to cloak Fordham's identity.

International Law Society Seeks Moot Court Honors

Recently the International Law Society held its annual election for the year. The results were as follows:

President: Dennis Costigan, 3rd year; Vice President: James McBain; 2nd year; Secretary: Rhoda Cohen, 3rd year; Treasurer: Dan O'Tara, 2nd year.

This year is only the second year in the history of the International Law Society. It was founded last year with the help of Professor Sweezy, with an idea of putting Fordham Law School into more competition with the other law schools in the area. For those who remember last year's International Moot Court Team: Guy Hisman, Paul Boston and Dennis Costigan competed in the International Moot Court competition against law students from Columbia, Boston College and the University of Connecticut. They tied for first place with Columbia but in the run-off lost by only a fraction of a point on the briefs.

Moot Court competition is not the only activity of the club. Last year they held a luncheon with a speaker from the legal department of the United Nations. They also held a few parties. The most successful was the Christmas egg nog party.

Presently, the majority of the society's members are second and third year students. We would like to have more freshmen join and get involved in the society's functions, and add their ideas to the program.

If anyone would like to join, please either get in touch with one of the officers of the society or come to the next meeting, which will be announced.

Law Review Names Next Year's Editors

Last week the Editorial Board of Volume 37 of the Fordham Law Review announced their unanimous election of the Editorial Board for next years volume of that prestigious publication. The editors are: Editor-in-Chief: Robert A. McTamaney Jr.; Articles Editors: Daniel M. Carson and Douglas LaSala; Writing and Research Editor: Michael Lambert; Case Notes Editors: John R. Calia and John Ellman; Comments Editors: Carl A. Haberbosch and Edward M. Lineen; Managing Editor: Elizabeth Clancy.
While the initial cost of an attorney-admitted-to-practice it is Mr. Grossman’s ‘theory that, than passing the Bar). Now, if more important than becoming profession (so that is more important than becoming to meet its increased ‘scope and complexity). We must assume that the administration of a Law to this Board, rather than to the Board of Law Examiners. Mr. Grossman prefers volunteer in the Department of to pursue extra studies, so that yes, a student is a member of the community is a good one. I would propose a to me that had I presented my proposal to him prior to the meeting it might have been incorporated in the amendment. It was, therefore, brought before the proper forum at the proper time. After the discussion, Mr. Grossman suggested to me that had I presented the proposal to him prior to the meeting it might have been incorporated in the amendment. This sort of collusion, in my opinion, distorts the purpose of amendment. I am confident that future education of fledgling lawyers and, whether or not Mr. Grossman and other proponents of curriculum reform and, more immediately, it advocated that Fordham accept summer transfer credits so that those students who desire such courses now can avail themselves of them. In oxymoron such a plan a “pupils-own” demand. Miss Bryant told us more about her own position in relation to “the universe and its progress” than anything else. Miss Bryant says that the very people who ac- knowledge those who seem responsible change of wearing “baldes” and ignoring reality are themselves the aura which fail to grasp today’s realities. Marc Grossman

The Advocate

Monday, March 24, 1969

LETTERS

(Continued from Page 2)

ly, than passing the Bar). Now, if it is Mr. Grossman’s theory that social concern in the first instance is more important than becoming an attorney-admitted-to-practice (i.e., one who is certified to min-ister to his fellow’s legal needs), that is all well and good. But such a hypothesis is no more practical than it would be to counsel an intern that he must care about heart disease but not particularly concern himself with becoming qualified to practice the healing arts.

Assuming Mr. Grossman is prepared to foster a coterie of young lawyers concerned with the more important things, we come to a fascinating observation on his next point, i.e., that the choice of electives is too limited to adequately prepare the student to meet the scope and complexity of to-day’s legal profession. What is fatally lacking in this analysis is any program whereby Mr. Grossman’s ideal student will attain membership in today’s legal profession (so that thereafter he can meet its increased scope and complexity). We must assume that the concerned student is imbued with special talents and capable of ignoring the courses prescribed by the Board of Law Examiners. If Mr. Grossman prefers Communications Law to Real Property I & II, it would be more appropriate for him to address his objections to this Board, rather than to the administration of a Law school required to offer certain courses in the preparation of attorneys for the practice of law.

Any criticism, to be valid, however, must not be completely negative. Mr. Grossman’s over-all concern for seeing the above-mentioned attorney as a desirable member of the community is a good one. I would propose a different approach, however, which would have as its object the realization of this same goal, but which would eliminate the danger to the candidate of being ill-prepared for admission to practice — as I fear would result were today’s law student allowed to flit from one well-intentioned course to another. I would propose that law schools and become social apologists, nor follow the trend of popular ideologies which wish to capture platforms for their causes. (If this criticism seems harsh, I wonder if the reaction would be the same were the reader a student in Hitler’s Germany when the doctrine of Social Concern was used so effectively to isolate the popular movement into the curriculum of their schools and universities.)

Instead, law schools should continue the education of fledgling lawyers and, whether or not Mr. Grossman and other proponents of the Board of Governors’ meeting on itohals by The Advocate will be bound during the summer months when most court, law review, and individual research is not being done at nearly the same volume as during the school year? 2. Try to track down an obituary volume that is registered in the card catalog and is “out.” The database to discover whether there is something that I am sure has been suggested in the past and obviously not acted upon, is to tighten up library procedure to make sure that all books taken out by students are signed for and returned with in a week!! and install an ELECTRIC EYE SYSTEM that involves placing sensitized metal discs in the book bindings and passing the books through a machine that digitizes the metal disc before the book is taken out of the library. While the initial cost of such a system may be high, it would be cheaper to have such a system than to constantly lose books, even from the reserve shelves, and to spend money and man-hours in tracing the missing books and reordering them. 3. Try to find reporters and dockets, hearing reports, and other data dealing with the federal agencies. Yes, Virginia, we do have the FTC, FCC, and IRS tax reporters. If the reports are incomplete! The law school must realize that administrative law is becoming increasingly important and that Fordham should keep a more complete and adequate reference file of federal agency proceedings, etc. For example, the library does not have the three “Pharmacists’ Regulation reporter,” or the FCC Reports early volumes, with the unfortunate result that the early volumes are undoubtedly put-out-of-print. If the law school combined its undoubtedly limited budget with that of the Lowenstein Center’s library, perhaps some of these deficiencies could be remedied.

1. Physical layout: whoever designed our library did not consider the noise level generated by herding students into one central area, rather than splitting them up as is done in most other libraries. The noise level in the library cannot be changed now, why not invest in a sound-suppressing system to reduce the noise level. Suggestion: place a rug in the library floor; there must be special rugs made for in-room use.

2. Try a 10% off coupon. Library cited: Marc Grossman

VOTE in the ELECTIONS

Thurs., Nov. 27th

Please no tipping

Fast Service

COZZOLI’S ITALIAN HERO SHOP

38th Street & 9th Avenue

Blocks from Fordham

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The Advocate

Fordham Law School

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(address correction requested)