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Fordham five chosen for Jessup
Metropolitan moot around the corner

By Tim McGinn

Five members were chosen for the Jessup Moot Court Team in September, from the candidates who had taken the written examination and who had taken part in the regional competition in March and hopefully in the international finals at Washington in April.

The five were chosen from some twenty candidates according to Professor Joseph Sweeney, former director of the Jessup team and one of four faculty members who made the selections. Sweeney said he looked for applicants who could both quickly and efficiently and effectively and articulate their viewpoints clearly and concisely, since there would be neither research nor oral "specialists" on the team.

Another consideration was the ability of members to work together. Sweeney said that he must produce two team briefs, one for each side of the case, by February. Besides Sweeney, the selection committee included Professor Byrn, Crowley and Hawk, the current Jessup moderator.

Begun in 1960, the competition is named for Judge Philip Jessup, for fifteen years the American representative on the International Court of Justice at The Hague. It is sponsored by the Association of Student International Law Societies, in which Fordham has a chapter, and the American Society of International Law.

Approximately 75 American law schools will compete in eight regional competitions of about 10 teams each. All will argue two sides of the issues twice with no more than three members of each team being permitted to argue. A similar competition among the eight survivors will produce an American champion, which is then challenged by the winner of a parallel tournament of law schools from five continents. Also a separate prize is to be awarded for the best brief submitted, an honor earned by Fordham in 1974.

This year's team will grapple with the question of whether the International Court should recognize an S.E.C. trusteeship of an American corporation, imposed after a takeover by Canadian interests without the required notice to the S.E.C. The issue arises when a French company pays the Canadian parent rather than the S.E.C. for goods delivered by the American firm.

Can Fordham improve on last year's second place finish in the regionals? Marlene Nadel, Andrew Januk.

The newest addition to the Jessup Moot Court faculty is Richard W. Wallach, Judge of the Civil Court of New York County. Wallach said he is not yet aware of it, Judge Wallach is teaching the evidentiary course in New York Practice. Judge Wallach was elected to the Civil Court in 1969, after having been picked by a special screening panel of Judges and attorneys active in Reform Democratic politics to face the regular Democratic candidate. It was his activity as a trial attorney and not as a politician which led to his being chosen.

This is Judge Wallach's first teaching position at a Law School, though he has served as faculty advisor at the National College of State Trial Judges at the University of Nevada at Reno. As far as his qualifications for teaching New York Practice, he has worked for the last twenty-three years as either a litigator or a judge and has been involved every day with the CPLR. He has served on various panels advising the American Bar Association and the Bar Association of the City of New York, among them the Committee on Professional and Judicial Ethics, the Committee on Lawyer's Role in the Search for Peace and the Executive Committee on the Foreign Relations of the Bar Association of the City of New York.

The preliminary arguments will be made by both the plaintiff's and defendant's counsels. One should then explore the case to find out how all the facts were not made and what arguments you would've made given these facts. The team will be made now in view of the changes that the law has undergone since the decision was reached. This is not an area in which blind memorization of the rules of each case will help. It is necessary to have a knowledge of the issues and to be able to use the arguments. In order to become good at analysis, and to do well in practice, one should ensure to know the cases and arguing both sides while reading the cases.

As far as the conduct of the class through the first three weeks of the term, Judge Wallach has found the class to be lively and interesting. He realizes that the difficulty night students have in going to school and working fulltime, but advises them not to be afraid to participate in class, they will benefit more from wider class participation.

In answer to the question of "what tips" he would offer those students who are now taking New York Practice with him, Judge Wallach suggests that "you put the case back into its real life law office." One should read through the judge's opinion and find the arguments that were made by both the plaintiff's and defendant's counsels. One should then explore the case to find out how all the facts were not made and what arguments you would've made given these facts. The team will be made now in view of the changes that the law has undergone since the decision was reached. This is not an area in which blind memorization of the rules of each case will help. It is necessary to have a knowledge of the issues and to be able to use the arguments. In order to become good at analysis, and to do well in practice, one should ensure to know the cases and arguing both sides while reading the cases.

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Grading System Fails

In a recent interview Dean Hanlon noted that the top of each entering class hasn't changed much over the years, but that the middle of the class gets brighter each year. The present grading system bunches middle of the class and then classifies with stark distinctions between them. The rise of the middle of the class should No. 1 rank. Likewise, where ten students earn averages

PROTECTION

The Equal Rights Amendment takes away: Protective labor laws; draft exemptions; protective rape and obscenity laws; and right of privacy laws. (Source: Yale Law Journal, April, 1971; Congressionally passed, March 22, 1972.) How are these laws taken away? Is there not a constitutionalány law based on consideration of sex, even when most such laws favor women.

My heart really bleeds for a woman who complains that her interests are so strongly safeguarded that the safeguards are built into the legal system. I know that we are committed to walk in an area that is suspected of radioactivity without a protective lining while women would be compelled to wear such a lining absolutely. I do not complain to the better business bureau on the unfair treatment of the way women are treated. If anything I would suggest to my male friends to petition for similar protective measures. Who would want to be disappointed in receiving for removal of everybody's protective measures? My criticism, for the sake of living in society, in my opinion, no matter how bad the consequences, is to cut her nose to spite her face!

This leads me to the pro-E.R.A. argument: If some of us are a group need special protection or for the protection of some of their peers. The basic absurdity in women's lib thinking is that people are not equal unless their functions are identical. (And to my atheist friends, nature) is vehement in opposing this idea. My women's lib friends (former friends?) can stand on their hard heads till Mother's Day with significantly changing their character. They are better off without protection or for the protection of some of their peers.

More than a year ago, I was accused of awaiting God or nature, man has never been created with a similar function. I may not be the one to argue that women should tumble out of the labor force at the drop of a baby. I am saying, however, that women who desire this option should be given the opportunity. The next step is early childhood. The key formative years in development are the early ones. Now once again, I am not saying that the mother should leave her routine job in the office in order to become a "mother" educator and more of the minds of society's and civilization's future leaders and formulators, but I do say that she should be given the opportunity if she so desires.

Now for the crucial point that will tie it all together. Women would not necessarily have equal functions - as opposed to the equal rights they presently are entitled to - in society, they would be more likely to function individually and eventually will become less individual. They must work full time in order to make a living for the family) for the woman to exercise her constitutional rights. The ERA is designed to eliminate women's libbers' fears of job security. If some of the recipients of this plea are not convinced enough to appreciate it. Only an immature person will resent safeguards for his own personal protection or for the protection of some of her peers.

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LETTERS

To whom it may concern,

This letter is addressed to you, the unknown person(s) who defied two Student Bar Association posters advertising the "Fall Preview" party. Both posters were placed in the main student stairwell. One contained a picture of a female model, appropriated point distinctions should be abolished. Fundamental fairness requires that equally good students be ranked equally well. If ten students earn 1000 cumulative averages, then all ten must share the No. 1 rank. Likewise, all students who share the same grade point average must also share the equal rank. Decennial distinctions distort reality.

By Aaron Reichel 4-E

The Equal Rights Amendment will NOT give women "equal pay for equal work", better jobs, promotions, or better working conditions. The E.R.A. will add nothing whatsoever to the Equal Employment Opportunity Act of 1972. And 76 they all must share an equal rank. Decennial distinctions distort reality.
The Creator

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A night at the opera

let preview promises little.

-By Professor Edward Yarbo

The editors of the Advocate solicited reviews on the New York opera season. Since the Metropolitan Opera and the City Opera are our two nearest sources of the greats of the operatic profession, we have appropriated that the Advocate review the prominent performances at each house. Naturally we welcome the opportunity of playing such an evocation in print, but the editors of the Advocate receive reviews from other members of the faculty or student body.

Professor Yarbo has already agreed to contribute reviews to the Advocate.

For thirty seasons, from 1903-1932, on every opening night were two, the Metropolitan Opera presented as its lead tenor either Caruso, Gigli, Martinelli, or Lauri-Volpi. The opening night long tenor will be Harry Teyrard, Sic transiti gloriosa mundi.

On Friday, September 26, the Met presented a benefit marathon. Because of the musician strike that was on no orchestra and the performance took place with the backing of stage shaders who bring a selflessness and turbulence to every little thing. We can say that probably this benefit had as much of a long-term effect that intramural football players to him and his only thing is certain: His world of dull but peaceful stupor and the voice is hard, Bryan Eyster, and John Macurdy. This was a weakened effect that Fering Zerlina in the duet from Don Giovanni with Justino Diaz. The voice is securely within the confines of the Met. In this case, the Met presented some of the new productions within two years. Once a prominent base, there are now not lasting pitch problems and the tone, despite the singer's tumbling I couldn't be helped. I am convinced of the premise that the Met provides no. Jules Haas sang a lasskerl monologue from Fiera. The voice is no longer first-rate by international standards, and with the Met presented a benefit last season and by his Don Carlo in Turin. On this occasion he sounded tender and breathed.

For me the highlight of the evening was the return to the Met of the fabulous buffo Caruso. Mr. Caruso pretended to have a case of nerves (never having sung at the Met before), and the interpretation was dull. (Bring back the old Irish Folk tunes) fits perfectly. The astral voice is hard, Bryan Eyster, and John Macurdy. This was a weakened effect that Fering Zerlina in the duet from Don Giovanni with Justino Diaz. The voice is securely within the confines of the Met. In this case, the Met presented some of the new productions within two years. Once a prominent base, there are now not lasting pitch problems and the tone, despite the singer's tumbling I couldn't be helped. I am convinced of the premise that the Met provides no. Jules Haas sang a lasskerl monologue from Fiera. The voice is no longer first-rate by international standards, and with the Met presented a benefit last season and by his Don Carlo in Turin. On this occasion he sounded tender and breathed.

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The glaze of our emotions. Finally says, softly and without emotion. "I don't know what it was, but I am not the only one who is a bit out of the question." He knew by his own standards of the world of his own standards of the world. He doesn't want to play the game well for the pure kick that comes with a little puttering around. Instead we watch them with a glaze of our emotions. Finally says, softly and without emotion. "I don't know what it was, but I am not the only one who is a bit out of the question." He knew by his own standards of the world of his own standards of the world. He doesn't want to play the game well for the pure kick that comes with a little puttering around. Instead we watch them with a.

The bright Thursday a day is blocked by the weaving their merry way through the field of our wretched фон fonds. Because he is dimly aware that quarterbacks always have nice girls. Tugging at this bum who sits and sit. And sit. And sit. This reporter thought it to be his only coherent and exact thought of the day. (The final score was 15-7 in favor of 34,000, which contributed to the defeat in intrafield play.) But with his mind on the bench did not know or care about the score, what did he feel with a sudden burst of emotion? As an after-thought, but in his vocal area. He knew by his own standards of the world of his own standards of the world. He doesn't want to play the game well for the pure kick that comes with a little puttering around. Instead we watch them with a glaze of our emotions. Finally says, softly and without emotion. "I don't know what it was, but I am not the only one who is a bit out of the question." He knew by his own standards of the world of his own standards of the world. He doesn't want to play the game well for the pure kick that comes with a little puttering around. Instead we watch them with a.

Joseph Capossela, the genuine black sheep of the Met, sang a lasskerl monologue from Fiera. The voice is no longer first-rate by international standards, and with the Met presented a benefit last season and by his Don Carlo in Turin. On this occasion he sounded tender and breathed.

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first year grades turned out higher than the suggested guidelines. "The median fell somewhat between 3.90 and 3.75," he reported. Only 6% of last year's entering class flunked out, according to Phillips. Logically it would be 10%-15% worse, he said.

Student opinion is far from uniform on the subject of the grading system at St. Mark's, 4-H, Treasurer of S.B.S., said in an interview that he had not received a single complaint about grading methods at the very least. He has seen room for greater precision in the translation of raw exam scores to final grades and mindful of the grading average. He had proposed that a "standard deviation" formula be applied to each professor's raw grades so as to make comparisons between courses more meaningful.

Markstein feels that whatever grading system is adopted, the method can be devised to substantially remove "professor bias," but concludes that he will devise an "acoustic system," Markstein offered.

Other students favor a bland letter grading system eliminating numerical grades. Still others, echoing Dean Phillips' problem with the grading system is its effect on class rank. Since the new grading system students the passport to excellence students in the old system would have been at the top of the class ranking. In the new system the students interviewed would like to see class rank established by quarter or even by semester rather than by the same sizes in class would rank.

The ADVOCATE has proposed a student poll which it will run in the next issue after students have the opportunity to make comparisons between old and new grading systems. The results will be announced then.

Several faculty members were interviewed and all generally agreed that despite its inequities the present system is the fairest. "The grading system is set up to reward the good student not to punish the bad ones," Professor Ernest Phillips commented. He teaches grades as a class section of Property in the first year. Professor Phillips indicated that he preferred the present numerical system because it fairly treated both good and poor students. He said that any students had found "fairness" in his system, despite the fact that a letter system would make it easier on the students.

Professor Richard Byrn was quick to see the flaw in the present system. "I see a great disparity in class ranks between students with very narrow differences in cumulative averages. He was equally quick to point out that the placement office should publicize the fact of the small differences. The students ought to be educated to the fact that they are the best students in the country," he added. Admitting that the sentiment might come from prejudice, the lifelong Fordham booster nevertheless indicated that top quarters of Fordham classes are as qualified and good law students in the country.

Professor Byrn, like most professors, does not believe that he did not adhere religiously to the system, stating that he hadn't look at them recently. "I mark according to what seems to be worth of a student," he said. Byrn buttressed his school's obligation to prospective employers to have a piece grade system. The State Shirley L. D to Dean of....