Funding Started
For Visiting Professorship
by Rob Rifkin and Linda Aylesworth

In a move designed to attract practicing professors of national stature, the Law School has revealed plans to establish a rotating, endowed chair within two years. The chair will be named to honor George Bacon and Judge Victor Kilkenny, both of whom served as distinguished professors of law at Fordham, and who both died in 1975.

Fordham University had received two bequests totaling $650,000, and, on the recommendations of the Law School, the Board of Trustees has used the money to establish the endowment for the Bacon/Kilkenny Chair of Law.

Another $350,000 is needed to complete the $1 million endowment.

Last year, the school was able to raise several thousand dollars toward the completion of the endowment through general fund-raising, and this year’s efforts are expected to be more successful. A committee has been organized to solicit contributions from alumni in New Jersey, and, with the regular fund-raising program, will help complete funding for the chair within two years.

Interest from the endowment fund will be used to pay the salary of the professor who occupies the chair in any year. The principal itself is not paid out.

In his annual report to the school last December, Dean Joseph McLaughlin stressed the importance of the chair and the need for funds.

The ultimate choice of lecturers will rest with a committee to be established when the funding is complete.

Two Win
In Client Counseling

Vincent Toarna 2B and Judy Joseph 2B have won the Client Counseling competition. The competition, held on January 29, was conducted by Professor Elliott Evans and the Moot Court Board. Torna and Joseph will represent Fordham at the regional competition which is to be held at NYU on March 5. The finals, sponsored by the American Bar Association, will be held in South Bend, Indiana in April.

The 14 contestants were given a landlord-tenant problem. Each contestant had ten minutes in which to question a client and five minutes in which to advise the client.

Along with Evans, Moot Court Board members, Peter Gordon and Robert Green, judged the competition. They found that the contestants felt a need to take a position immediately, and that their advice to the clients was heavily laced with “legalese.”

The contestants were given high marks for their ability to relate to and to empathize with their clients and for their grasp of the law.

90 Rounds Planned
In First Year Moot Court

by Marianne McKeon

About 90 rounds of argument are planned in this year’s first-year moot court competition. The contests, part of the Legal Writing curriculum, will take place between February 26 and March 11.

Schedules for the competition will be posted on February 17. Each first-year student will be matched with a partner, and the team will argue before a bench consisting of one faculty member and two upperclass students.

Only the professor’s evaluation will count toward the student’s grade, however.

Thirty appeals will be argued by evening students on two Saturdays, February 26 and March 5. Day students will make sixty appearances during the weeks of February 26 to March 4, and March 7 to 11.

Students this year will argue one of four problems. Evening students will confront a “respondent superior” master-servant case. Three other problems have been assigned to day students. One involves the impossibility of performance of a contract; another is a “wrongful life” problem; and the third is a constitutional problem involving the right of privacy.

Lombardi Open
To Law School

The Lombardi Gym on the Rose Hill campus will be available free of charge to all students from February 28 to March 11.

The SBA requests that all students who would consider joining the gym use it during this time. Our participation will reflect on future costs and may lead to a reduction in the graduate students’ annual fee.

Any students with further questions should contact their class officers.

Leon Jaworski Speaking at Lowenstein

Jaworski, at Lowenstein, Discusses Failure to Indict

by Michael C.H. Barnas

Praising the American legal system as “unsurpassed both in fairness and justice,” former Watergate Special Prosecutor Leon Jaworski turned his discussion of Watergate experiences into a statement of support for American jurisprudence.

Jaworski spoke Tuesday night before a capacity crowd in Lowenstein Center’s Pope Auditorium. His address was sponsored by the Law School Alumni Association in memory of annual John F. Sonnett Memorial Lectures.

Jaworski defended his decision not to indict then-President Richard Nixon on both constitutional and practical grounds.

“There is some doubt whether a sitting president of the United States is indictable for obstruction of justice,” Jaworski said.

“In my judgment,” he added, “had an indictment been handed down after his resignation, an indictment could not have been obtained until juries had been

Leon Jaworski Speaking at Lowenstein

been handed down after his resignation.

“Where does the prosecutor go after indictment if there cannot be had fair trial under the constitution?”

Jaworski said that following Nixon’s resignation, an indictment could not have been obtained until juries had been

chosen and sequestered for two other trials then pending. Before that happened, President Gerald Ford pardoned Nixon.

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New Faces Old Ideas?

Though it is much too soon for a final judgement on the issue, the new SBA may become much like the old. The faces are new, but the input and output may well remain unchanged.

There can be no doubt that an organization which traditionally argues over petty points of budget requests which have been thoroughly discussed in committee cannot succeed in dealing with the real problems faced by the student body.

Only time will tell whether this can be remedied during the next year. But there are some steps which can be taken now which would tend to ease the situation.

Firstly, the SBA should pass a resolution limiting discussion in meetings to five minutes per person, unless it is extended by a two thirds vote of the body.

Secondly, the committees should be required to submit written rather than oral reports to the Board, at least two days prior to the meetings.

Lastly, the SBA should only pass on concepts rather than full plans, and allow the committees to work out the details and the implementation.

These suggestions are by no means the panacea for all of the SBA's ills, but they are measures which will allow the SBA to deal with more of the student's problems, until the entire governance system can be revised.
Ish,

me zing this that seems to follow a recognizable progression. Then is only two credits, and, yes, scheduled for the next to last day sifted as much weight on the cumulative there's still the slide home into the was exhilarating, it went so slow,

"Equitable Enforcement," dealing with specific performance and restraining orders. Another new chapter is "Avoidance or Reform for Misconduct or Mistake" which deals with duress, undue influence, mistaken identity, reformulation, unconscionability and "duty to read." A consumer protection chapter has been added discussing contract-related legislation enacted in response to the consumer movement. Each of fabricate a new excuse (does updated and revised. equipment coming off the "duty"

they also began their There is, admittedly, a curious mistake" are distant and settled in "the look of men trapped by experience. The last 20 minutes was my only third going out. Which I figured would be worthwhile. I ask you —would such odds inspire Jimmy the Greek?"

more than once it has occurred to me that the human animal will put up with an awful lot in his lifetime. That man is the most acceptable of creatures is a proposition whose full philosophical import I never truly embraced until I started commuting.

just last night my train found itself stranded in Mr. Vernon. The doors of the train are the sliding, automatic open-and-shut type, and for a full twenty-five minutes, myself and a train-full of others sat in feigned indifference while the doors of each car opened and shut, opened and shut, over and over again like a giant, unhinging Veg-e-Matic. There was no other sound except an occasional cough and rustling of paper, and those doors, opening and closing every few seconds.

I was about to give in to my urge to laugh hysterically, when another train, on a parallel track, pulled up alongside us. The doors, at this fortuitous moment, remained open, and without a word everyone was up, grabbing coats and briefcases, and speeding off to catch this other train. It didn't seem to matter that no one quite knew where, or for that matter whether, the train was going. One learns not to question these things.

Needless to say, I was born, and not unwillingly, on the crest of the enthusiastic wave, only to find myself pinioned between a large and feisty woman with two uncompromising shopping bags, and a gentleman in manifest need of a bath. It is at such moments that I first curse myself out, and then reflect upon the marvellous study a sociologist might do over such similar opportunity ever to present itself. My problem is that I am not a sociologist either by profession or temperament: the scientific fascination of people under stress somehow eludes me (probably because I'm too busy under stress).

But what bothers me more than anything else is that in recent weeks I've been feeling a little paranoid. I'm growing certain that all of this relentless havoc is being purposefully visited upon me by some Great Conductor in the sky who's got my number. Have you ever noticed how trains are never late when you want them to be? I'm forever missing trains by thirty seconds or a minute-and-a-half, or something equally as infuriating. Those are invariably the trains that are so punctual you could set your watch by them.

I bet that as it may, however, the trains do, and will, go on; or at least we can hope. My advice to a newly-admitted Fordham student who will be commuting from Northern Westchester next fall, is first to see if he or she can transfer.


February 22, 1977

The Advocate

Changing Trains at North White Plains

by Linda Aylesworth

"Ever since the day I received my draft notice, I have been wracking my brain trying to figure out how to avoid the army. I've gone to college, I've joined the reserves, I've even tried to sign up for the Peace Corps. But nothing seems to work.

I finally decided to take matters into my own hands. I enlisted in the army and asked for a special duty assignment. I was assigned to the communications center in Berlin.

I was only there a few months when I heard about the man who had been assigned to the same unit with me. He was a complete disaster. He was always losing his temper, and he never seemed to be able to do anything right.

I thought about getting transferred to another unit, but I couldn't bear to leave Berlin. I decided to stick it out and try to make the best of it.

It turned out to be a good decision. I learned a lot about communication and I made some great friends. I even started a blog about my experiences in the army.

Now I'm back in the States, and I'm glad I did what I did. I wouldn't change a thing.
Professors Teach, Publish, Research, Edit And Then Some

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Calamari acts as an arbitrator for the N.Y. Stock Exchange while Perillo is on the United Nations Committee on International Trade Laws, which is trying to codify a uniform law of international sales by 1978. Perillo says, "That ought to be a lot of fun for our students because we will then have three views to discuss—the common law, the U.C.C., and the International Sales Law."

Professor Robert M. Byrn has been publishing articles on the topic of abortion for many years now. He has just published an article on the right to refuse medical treatment in the Fordham Law Review which has been reprinted, extracted, or digested in several other publications.

He enjoys being on the lecture circuit and has addressed the annual conventions of the New York State and National Right-to-Life Committees and the American Society of Hospital Attorneys. His next two lectures are scheduled on February 22 at the General Theological Seminary, and on February 25 at the Catholic Hospitals Association. Byrn also serves as a director of the Catholic Lawyers Guild of N.Y.

Professor Gerald T. McLaughlin has just completed an article on the "Introduction to the Legal Systems of the Middle East" which he hopes may eventually become a legal philosophy course. Other scheduled articles are "Drug Problems in Egypt" which will discuss preventive and law enforcement policies concerning drugs, and "Investment Laws in Egypt." No publishers have been designated as of yet.

Professor John A. Humbach is beginning an article on possession in property law. He describes it as "a jurisprudential inquiry into the nature of property as conceived in the common law, with emphasis on the key importance of possession in the definition of property and the circumstances under which it can be acquired and protected."

The publisher of the article has not yet been determined.

Professor Michael R. Lanzarone, the moderator of the Fordham Urban Law Journal, authored a study on Discipline In The Professions which included recommendations for changes in relevant statutes, rules, and procedures. He is also Project Director of the N.Y.S. Charter Revision Commission for the City of New York, engaged in reorganizing and revising portions of the New York City Administrative Code.

Jaworski Reviews Failure To Indict

Continued from Page 1

said, but added that he did consider it within the power of the President to do so.

Jaworski later asserted that to the best of his knowledge Nixon and Ford had not made an agreement that a pardon should be granted.

After citing the performance of the courts and the legal system in the face of Watergate and the cover-up, Jaworski concluded by praising the strength of the American judiciary. "With pride and reverence," Jaworski said, "I wish to refer to it as the most illustrious branch," paraphrasing the title of Alexander Bickel's The Least Dangerous Branch.

The new Board of Governors of the Student Bar Association, led by President Laura Ward, took the reigns of the SBA on Wednesday, February 9. In his last official act as SBA president, Brian Sullivan handed the gavel to Ward and told the new members that the Executive Committee will only be as successful as the class officers.

The new committee immediately proceeded to the business at hand by voting on three proposed budgets. The Advocate budget, termed by Ward "our biggest expense by far," was passed unanimously. The debate surrounding the request of the Fordham Law

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