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RES GESTAE

February 2, 1967
Vol. 21, No. 3
Ann Arbor, Michigan

The Weekly Newspaper of the U-M Lawyers Club

SUPREME COURT SELECTS ANOTHER CLERK FROM MICHIGAN

Larry Nichols won't be the only Michigan grad clerking for a United States Supreme Court Justice this year. Leon E. Irish, a graduate of our Law School, J.D. 1964, will serve as a law clerk for Mr. Justice Byron White beginning next summer. Irish, who was an associate editor of the Michigan Law Review, has been studying legal philosophy at Oxford University under Professor H. L. A. Hart and expects to receive his Doctor's degree from Oxford this summer.

CAMPBELL COMPETITION

With three lusty "Oyez's" from the bailiff, this year's semi-final round of Campbell Competition will begin tomorrow, Feb. 3. The 12 competitors, who survived the quarter-final round last November, will argue before a court presided over by Prof. Arthur Miller with Mr. Emmett E. Eagan of a Detroit law firm and Mr. John B. Spitzer, a Toledo attorney, also sitting on the bench. The judges will select four finalists to participate in the Final Court on March 8, 1967.

The case at bar involves the pricing practices of a national dairy which the Federal Trade Commission alleges violate the Robinson-Patman Amendment to the Clayton Act.

Arguing at 3:30 pm Friday will be Thomas Smithson, James Lesniak, Christopher Cooke, and Richard Herrmann. At 7:00 pm Carl von Ende, Robert Hurlbert, Edmund Carney and Nik Edes will argue. On Saturday, February 4, at 10:00 am Richard Egger and John Conley will meet Stephen Wood and Lawrence Robinson. Law students and their guests are invited to observe the arguments which will be held in the Practice Court Room.

--Kay Felt

PRISON TRIPS TO JACKSON AND MILAN BEGIN FEB. 6

The Board of Directors will once again sponsor free trips to the area prisons. The trips to Jackson are tentatively scheduled for Mon., Thurs., and Fri., from Feb. 6 to Mar. 11 inclusive. Transportation will be by bus departing in front of the Bus. Ad. school at 1:15 pm. The trips to Milan are scheduled for Friday of the same weeks. All trips to Milan will be by car. If you are interested and have a car please indicate this on the sign-up sheet outside room 100 Hutchins. No girls may attend and cameras will have to be checked at the entrance gate. For further information consult the sign-up sheet. Any problems and/or questions should be referred to Chuck Barnhill or Andy Price in the Law Club. Both freshmen and upperclassmen are urged to take advantage of this opportunity.

LAW SCHOOL FUND HAS RECORD DONATIONS

Dean Roy Proffitt reports that the Law School Fund enjoyed a record year in 1966. A total of \$171,039.79 was received in 3,280 separate gifts. Both of these figures are records and represent a 16.3% increase in dollars received over 1965, which was itself a record year.

The Fund, since its inception in 1961, has provided money used for a wide variety of purposes. About 60% of the money has been put toward student financial aid. Other uses have included the construction of the interviewing rooms in room 200, purchase of books for the law library and financing of the national moot court team and honors banquet. A breakdown of the contributions to the Fund since 1961 follows:

	<u>1961</u>	<u>1962</u>	<u>1963</u>	<u>1964</u>	<u>1965</u>	<u>1966</u>
amount	\$49,663	\$87,493	\$128,012	\$144,898	\$147,236	\$171,039
no. gifts	1199	1820	2510	2913	2518	3280

--Richard Sawdey

REPORT FROM THE BOARD

The Board held a meeting with the Faculty Curriculum Committee, composed of Professors Cooperrider, Jackson, Kahn, Polasky and Wright. The agenda included a discussion of possibly revising and expanding the Legal Ethics lectures, evaluation of the size and availability of certain courses (especially those courses that were closed this term), the advisability of expanding Taxation II into a three-hour course, the achievements and shortcomings of the Problems and Research and Case Club programs and a reading period between the end of classes and the commencement of exams.

At his request, Cushman Anthony has been released from his contract obligations as manager of the Lawyers Club Book Exchange. The Board will choose a new manager next week.

President Chris Cohen reported that there are presently ten vacancies in the Lawyers Club residence facilities. On Wednesday, Cohen submitted to Dean Allen the petition and several hundred signatures requesting that funds for lighting the library be accorded priority over other projects.

--Wm. H. Conner

GRADUATE ASSEMBLY NEWS

Law student response to a plea for members to serve on the Graduate Assembly (formerly the Graduate Student Council) was enthusiastic. The present additional members are Roger Leed '67, J. Kirkland Grant '68, David Murphy '69 and John McGonagle '69. Please contact any of the above or Ed Miller for any topics you wish to have presented before the Assembly.

Kirkland Grant was elected Administrative Vice-President of the Assembly for 1967. His duties will involve riding herd over the Assembly committee structure.

Presently four of our members are working to revise portions of the Assembly's constitution. Our members are also serving on University committees dealing with civil liberties, student record disclosure and student housing.

Recent topics of discussion and action at Assembly meetings have been the Cinema Guild film seizure, the E stickers, student participation in University policy-making and record disclosure.

With the adoption of the Assembly's new constitution, the Law School will be eligible to have several additional members. We presently have one vacancy. Positions will be filled by freshmen and juniors. We want active members who will devote some time to Assembly committee meetings as well as attend regularly scheduled meetings. The benefits gained from this association will far out-reach the individual efforts contributed to the group. Those interested should contact Ed Miller at 665-9884 or Roger Leed, A-22, 764-8967.

--Ed Miller

ANNOUNCEMENTS

Ice skating, free beer and a rock and roll band will be featured at the Susterka Lake party, 9-12 pm Saturday, Feb. 11. Also, snomobile and bobsled rides will be available. Watch the posters for notices about ice skate rental. This party is sponsored by the Lawyers Club Board of Directors solely for law students and their dates or wives.

A series of 5 or 6 sessions on computer programming (MAD) has been arranged with Jim Sprowl teaching. It will begin Thursday, February 9 at 4:15 p.m. Participants will have the opportunity to process their programs on the University's computer. Only high school algebra is a prerequisite.

If you are interested, please "register" by phoning Mrs. Howe (Prof. Jackson's secretary) at 764-2582.

In the Hutchins Hall student lounge, the addition of the sandwich-salad machine and substitution of larger beverage vendors drew so much electricity last week that Law School fuses blew out. The UM Plant Department was called to put in heavier lines.

Also, sales from the new sandwich machine, on trial from Servomation, are not yet sufficient to pay for its continued operation, although the coffee machine makes a nice profit on the 500 cups it dispenses each weekday. Students who lose money to these one-arm bandits can get a refund from Mrs. Betts in the 3rd floor administrative offices.

HUMOR FOR THE WEEK, POSSIBLY

The Common Law

One day through the primeval wood
A calf walked home as good calves should,
But made a trail all bent askew,
A crooked trail as calves all do.

And men two centuries and a half
Trode in the footsteps of that calf.
A hundred thousand men were led
By one calf near three centuries dead.

For men are prone to go it blind
Along the calf paths of the mind
And work away from sun to sun
To do what other men have done.

--Anonymous

FRESHMEN REACT TO QUESTIONNAIRE

In order to get a sampling of how freshmen were reacting to the initial weeks of their law school career, the Law Quadrangle Notes posed questions covering the following areas in a specially prepared questionnaire:

- (1) Satisfaction thus far in terms of (a) the Law School and (b) the University.
- (2) Amount of hours studying per week and sufficiency of time for hobbies, social life, and non-legal reading.
- (3) Opinion of the Socratic teaching method.
- (4) Any other general comments, especially an evaluation of how work compared to what student expected.

The answers represented the opinions of the 80 freshmen out of 200 who took the forms and are here reprinted as they appeared in the Notes.

(1) Satisfaction with the Law School and University

Almost every form indicated a great deal of satisfaction with the Law School; several students emphasized approval of the library, the quality and availability of the faculty, Case Clubs, and the compact classes and facilities. Others pointed out that the school "lived up to its image" and was indeed competitive. Nevertheless, one student complained that the Law School, unfortunately, was "terribly impressed with itself" while another felt it was too difficult to adjust to the teaching method.

The University did not fare nearly as well. While many obviously liked the cultural aspects and football team (one even went so far as to say that the U-M is "almost as exciting as the Left Bank"), there were complaints about high prices (37 cents to have a shirt laundered), difficulty of adjustment and "unwashed, unshaven, generally strange undergraduates who seem to be the rule."

(2) Hours of study and time for hobbies, social life and non-legal reading

Without a doubt, the class seems to indeed be putting in a good deal of study time. Although responses ranged from seven to ninety hours per week, the overwhelming majority said they studied between 30 and 60 hours per week. This figure includes the one freshman who said that he "studies 40 hours per week, but only 10 effectively." In regard to social life only four students felt they had no time. One student went so far as to say he "wouldn't give it up for anything!"

As an extra incentive question on this part, the questionnaire asked if they agreed with a remark made by a professor in the Law School newspaper to the effect that he would rather climb the hills of Korea again than go through the first year of law school. Girls notwithstanding, the answers strongly indicated that law school was indeed preferable to Korea. On the other hand, some students noted an insecure feeling building up, while others saw some truth to the remark as their work piles up. One man was willing to wait "until I get first semester's grades." Several men saw the obvious analogy to Viet Nam, and so felt that law was indeed "preferable to being dead." Another said "as in the Rule Against Perpetuities, it's conceivable that the first year could be worse than it is now; therefore, be thankful." Finally, one student stated flatly, "I have already climbed the hills of Korea; therefore, no!"

(3) Opinion of the Socratic (or case) method

The students were overwhelmingly in favor of the Law School's use of the case method. Over and over again they noted how the method 1) provides an incentive to keep up, 2) helps move the class along, 3) provides a good opportunity to discuss problems with the professors if the professors are good. Many said it kept them on their toes and made them think, and some even felt they were put in the judge's shoes. Thus for some it was a "bath in legal thinking and terminology," while for others it was an "ordeal" which was motivated by "fear of annihilation." One felt he liked learning the law in this fashion, rather than "lapping it up like a machine to be fed back on the tests." Finally, besides those who complained that the method was often wasted on minor points, there were the inevitable "victims" who felt, "I don't feel a poor hapless naive man like myself should be plunged head first into something so completely foreign." Perhaps he should talk to the other student who believed that an individual research program would be better to emphasize than the large classes and historical perspective so much a part of the first year.

(4) General comments and comparison to what student expected

In general, the freshmen praised the faculty and physical aspects of the Law School. As to studies in general, frequent descriptions were "exciting," "impressed," "as expected," "competitive," and the like. The rest of the comments touched all over. "I've never had to think so hard in my life," said one; "What's difficult is the search for 'definite law' and not understanding the process of decision," said another. Many wonder if they are "getting it"; they want to see more concrete results in relation to the time they put in. "The work load has lived up to my expectations, and so has the confusion."

On the whole criticism was rather mild. One man complained that the library and study facilities provided were not adequate, especially when many students make use of the library at one time. Yet other complaints were quite serious. One felt Michigan was "too much like a trade school; I prefer academics." Another said, "Students are too inhibited, and most of them are philistines. Besides that, not enough are well-rounded and able to function without their law books."

The young ladies answering the questionnaire were, on the whole, quite happy with their new surroundings. As to general comments, one girl made this observation: "The law seems generally to be a process; but also a language which is dead and hence precise and technical. I am intrigued by the spectacle of live people learning to speak a dead language with the purpose of using it in connection with crucial contemporary issues. The work is much more interesting than I was afraid it would be, and it's a real pleasure to find that the obscure complexities are not just trivial remoteness but are elegantly essential to the work. The effort is really worth it!"

It is perhaps natural that there is a great deal of enthusiasm during the early weeks of law school. But as one student put it, "I like it now but try me again in December."

--Jay Witkin

WEEKENDER

After providing good selections for the past two weeks, the local film scene will have many leftovers this coming weekend.

The best bet has to be Cinema II which, on Friday, Saturday and possibly Sunday, will have The Beatles in "Hard Day's Night," which as you probably know was the earlier of the two collaborations between Director Richard Lester and the legendary foursome. According to a noted, independent critic who is my roommate and has seen this movie seven times (he is thus 5 up on me), "It is, perhaps, the finest black and white film made by an English-speaking director in the 1960's." While I would not go that far, may I strongly recommend you see this one, especially if you have not seen it at least once before.

The Campus, if the fine "A Man and a Woman" ever leaves, should have "10:30 P.M. Last Summer" with Melina Mercouri, which as we noted last week is a below-average tale of adultery and other bed things.

The Michigan will continue with "The Endless Summer," which as we also noted last week is an above-average color documentary about two California surfers who go around the world in search of the perfect wave.

The State will have "A Funny Thing Happened on the Way to the Forum" until Saturday, when it will bring in a "Man from Uncle" type Robert Vaughn flick called "The Venetian Affair." If you like that particular series, this one may be worth your while.

The Cinema Guild tonight and tomorrow will have "La Tête Contre les Murs" ("Head Against the Walls"), a 1958 "anarchistic" drama directed by Georges Franju. Saturday and Sunday they'll have "The Lower Depths," Gorky's depressing play transformed to an Edo tenement by famed director Akira Kurosawa.

--Jay Witkin

SPORTS

Intramurals

The Law Club basketball team will play the final league game of the season this Thursday against Nu Sigma Nu. The team has won two league games so far by forfeits, 2-0. After this week's encounter, the playoffs will begin to determine the graduate division champion. The bowling team has moved into the finals of the professional league tourney. The team posted 3-0 wins over Phi Delta Epsilon and Delta Sigma Delta to earn the chance for the championship. The team is still in need of a fifth man to insure a victory next week. If anyone in the Club has any bowling experience and would be interested in bowling a three-game set within the next week, call Jim Walter at 764-8936.

Football

Sorry guys but the football season was not quite over when we reported it was a week ago. The Tax Bowl was played last week and a heavily favored U.S. Tax Court backed up by the Internal Revenue Service defeated a noticeably slower Paul Hornung by a resounding 35-0 score.

It seems that bank in 1961, Paul was given a Corvette for his spectacular play in the championship game. He never paid any taxes on the car, however, and this year tried to escape from the court's tenacious defense with a delayed triple reverse from a shotgun formation. It didn't work and Paul was thrown for a huge loss.

Paul used up three downs by claiming that he needn't pay taxes on the car because the gift was given for services that were civic, artistic, and/or scientific achievements, under section 74 of the Internal Revenue Code. On fourth down and long yardage (an obvious punting situation), he claimed his services were educational (!!!) but the court held that "petitioner should be caught behind the line of scrimmage on this particular offensive maneuver."

Well, Paul should at least be thankful that he doesn't have to meet such rough opposition during the regular season in the obviously weaker National Football League.

Basketball

For Sale--Two tickets to the college basketball tripleheader in Chicago. The games are scheduled to be played on Saturday evening, January 28, 1967.

--Saul Schultz

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