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Res Gestae

Roger Marce, Editor

PUBLISHED WEEKLY BY

-----THE LAWYERS CLUB OF THE UNIVERSITY OF MICHIGAN LAW SCHOOL-----

Vol. 17

OCTOBER 9, 1964

NO. 7

I.C.L.E. PREPARES FOR SEMINAR ON CIVIL PROCEDURE BEFORE TRIAL: The Institute of Continuing Legal Education is in the midst of last minute preparations for its seminar on Michigan Civil Procedure Before Trial, which will be held in twelve locations throughout the state between October 16 and mid-December. It is divided into two nine-hour segments, the second of which is scheduled to be taught this coming spring.

The program is based on the widely held premise that most cases are won or lost before trial and that a thorough knowledge of this particular aspect of procedure is essential if the practising attorney is to have a real chance of coming out ahead at this stage of the suit. It is also noted that 95 per cent of all cases never reach trial. It is felt that effective and intelligent use of pre-trial procedure can improve an attorney's chances of a favorable settlement.

Speaking at the seminar will be two Wayne County Circuit judges: The Honorable Victor J. Baum and The Honorable Horace W. Gilmore; and three members of the U-M Law faculty: Professors Carl S. Hawkins and Jerold H. Israel and Associate Dean Charles W. Joiner. Judge Baum has a notable reputation for the scholarship that he applies from the bench. A former editor of the Harvard Law Review and President of the Harvard Legal Aid Bureau, he was on the legal staff of the Ford Motor Company and later with a Detroit firm. He has been an instructor at the Wayne State University Law School and a lecturer at previous I.C.L.E. seminars.

Judge Gilmore has had wide experience on both sides of the bench. A former law clerk for the U.S. Court of Appeals, he has served as Special Assistant U.S. Attorney, Deputy Attorney General of Michigan, member of the State Board of Tax Appeals and Wayne County Public Administrator. He is also the author of a two volume reference work entitled "Michigan Civil Procedure Before Trial" which will be used in the seminar. The book has been described as "destined to become the most valuable and used of all Michigan law books." It covers every conceivable area of pre-trial procedure.

The Institute, which sponsors a number of seminars such as the one on pre-trial procedure every year, is designed to keep lawyers up to date on the changing fabric of our legal system. The Institute has its headquarters in Hutchins Hall and is operated jointly by the State Bar, our law school and the Wayne State U. Law School. The Institute not only sponsors various seminars but also legal handbooks of special value to Michigan lawyers. (Further facts on recent I.C.L.E. activities next week.)

FROM R.V. WELLMAN TO SECOND YEAR STUDENTS: Some of you are misusing the interview opportunities available through the Placement Office. As a consequence, you are contributing unnecessarily to an unprecedented rush to get on sign-up sheets. At the same time, you are creating a record of thoughtless and unplanned rush to the lists which may be injurious to your efforts to locate satisfactory employment.

Well-ranked people who have experienced favorable reactions in interviews should feel no compulsion to shop among comparable firms from several cities. Your doing so is only going to add to your indecision as to where you want to spend the summer, as well as to tend to squeeze others who may be more specifically interested in a given city.

Take the case of Mr. X, for example. With a good average and lots on the ball, there's no earthly reason why he should have interviewed a total of 10 firms from New York, California and Chicago as well as from two other states. Mr. Y, with thirteen interviews to date with employers from five different cities, is another case in point.

These and others should think through where they will go if they get offers from various cities. They should limit their interviewing to the areas which are of relevance to them or which they would prefer.

Another category of student is causing himself and others unnecessary problems. He's the fellow with 2.5 to 2.9 or thereabouts grades who keeps talking to big firm representatives, from one or more cities, assuming that he'll find someone who will give him an opportunity. Or, perhaps he thinks he's learning something by being turned down repeatedly. He has forgotten, (or didn't hear), the warning in the general meeting that the emphasis on grades is more severe with second year than with third year students. He seems to assume that the firms visiting Ann Arbor are really looking for needed help for the summer. This is not the case, of course.

People in this category should conserve their time and energy for a search in small and medium-sized offices during the Christmas vacation. Of course, some people in this category have such obvious leadership potential that some office may grab them for a clerkship, even though their grades are less than excellent. But this is not likely to happen often and after a person has met two or three firms without success, it probably means that his evaluation of his potential is a bit

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unrealistic.

Some seniors, too, have been disconcertingly quick to talk to any firm from any location which does not preclude them by stated, minimum requirements. These people should realize that they are doing themselves, as well as their classmates, a real disservice.

Both juniors and seniors tend to forget that the firms will keep coming for some time yet. As of now, the next five weeks are solidly booked with at least four firms per day. If they realize this, perhaps some of those who have been crowding the noon lines in front of the Placement Office will become more selective.

Freshman Briefs: Rummaging through the mailbag this week, the writers came across this shell-shocked statement of woe:

Dear F.Bs:

I'm desperate. Do you hear? Huh? Desperate.

- (1) My Case Club brief is due tomorrow. My partner just told me tonight that he thought I was working on issue B. I took issue A. So did he. He's bigger than I am.
- (2) My girlfriend from Betsy Barbour just wrote me a Dear John letter. She's giving me up for a medical student. I tried to talk some sense into her, but she's stronger than I am.
- (3) After four weeks I still don't see why the dirty little chimney sweep got to keep the ring.
- (4) My Arizona roommate insists on practicing his rain dances in our room. I don't mind the noise, but all this water is getting me down. And now he tells me he can't find his mail-order cobra.
- (5) And this girl I'm dating from Martha Cook...I don't mind a little possessiveness. I just wish she would let me carry my own books once in a while.
- (6) Mon's just been subpoenaed by the House Un-American Activities Committee.
- (7) Whenever I volunteer an answer in class, my profs just say, "Well,...Nice try, anyway."

Signed,

Broken and Oppressed

Dear B.O.:

Relax. Let's take your "problems" one at a time.

- (1) Xerox the original brief from the actual case, (which you no doubt sent away already). Then casually suggest dinner and drinks to your Senior Judge when you hand it in.
- (2) Simple. Enroll in medical school, too.
- (3) It's covered in the Public Accommodations section of the Civil Rights Bill.
- (4) Keep your feet dry and ask your girlfriend from Martha Cook if you can borrow her mongoose.
- (5) Quit kickin', buddy. She's landing you her mongoose, isn't she?
- (6) Denounce her publicly, while you still can.
- (7) You've noticed that, too, huh?

If perchance, these solutions should fail, simply reverse the order.

Consolingly yours,

Steve Petix and Art Dulemba

FROM OUR READERS:

I have long subscribed (at least it seems long and I would cut off my subscription if I knew how) to your paper. While I have usually found it well typed, if inaccurate, I must protest both your judgment and objectivity in predicting "St. Goldberg's Seminary over Arboga Tech" in "gridiron pix" in your October 1, 1964 issue.

As one with a nostalgic affection for "Arboga," as you term it, (the title is R. Borgia Tech, a pharmaceutical school) I thoroughly resent your suggestion that our valiant "Lucretias" (the nickname of our eleven--the baseball team being known as "the Strict-niners") would be humbled by what you suggest is a bunch of pending padres. Had you taken the time to check, you would have learned that the correct name of the opponent is "The Goldberry Street Seminary"--a veterinarian college. Incidentally, they are known as the "Friers," not "Friars" as an errant story in the Times indicated.

The important thing is that you--and Goldberry were wrong--dead wrong(!) in not taking Borgia seriously. While it may be a bitter pill to swallow, I suggest you publicly acknowledge the collapse of the Goldberry boom last Saturday. As the Times capsuled it: "After all the pre-season cock and bull stories out of the "Goldies," they were buried when a crew of Technicians brought them face to face with a moment of truth this fall day."

Yours, in deadly seriousness,

Les Poisson

GRIDIRON PIX:

Michigan over Michigan State	Arkansas over Baylor
Illinois over Ohio State	Rice over Stanford
Purdue over Wisconsin	Alabama over N. Carolina St.
Indiana over Iowa	N. Carolina over LSU
Minnesota over Northwestern	Harvard over Columbia
Notre Dame over Air Force	Navy over Georgia Tech
Texas over Oklahoma	Yale over Brown
Army over Penn State	USC over Texas A & M
Syracuse over UCLA	Kentucky over Florida St.
Boston College over Tennessee	Princeton over Dartmouth
El Chamizal A & M over Arboga Tech	

MISCELLANEOUS:

Don't forget that tomorrow (Saturday) night Harvard Professor John Kenneth Galbraith will speak at the Law Club. A former ambassador to India and well known for his book The Affluent Society, Prof. Galbraith will speak at lounge at 8:30.... The International Law Society will have a speaker at the Law Club Lounge on Monday, Oct. 12 at 6:30. "The Common Law and the Common Market" will be the topic of Prof. C.J. Hamson, Professor of Comparative Law at Cambridge University, England; and a Barrister at Gray's Inn. All are invited to attend....Cartoonist!!!!....Beat State.

AT THE FLICKS:

Campus: "Los Tarantos"

Michigan: "The New Interns"

State: "Station Six Sahara"

Cinema Guild: Fri.- "I Am a Fugitive From a Chain Gang";
Sat.- "Rosemary"

QUADSVILLE QUOTES:

Important as it was that people should get justice, it was even more important that they should be made to feel that they were getting it.

- Ferrer Herschell

While in bed the sick man's lying,
While in Court your client's cause you're trying,
That's the time to get your fee.
For, when the sick man has recovered,
And the lawsuit's won or smothered,
He will never think of thee.

- Unknown