1976

September 10, 1976

University of Michigan Law School

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OCT 14 1976

RES GSTAE
michigan law school weekly

[Drawing of a person in a suit and tie, holding money. Another person sits at a table labeled "LAW SCHOOL FEE". A third person holds money.]

SEPTEMBER 10, 1976

[Additional drawings in the margins suggesting tuition assessment and a hand with coins.]
Friday

PHID PARTY

ies, a party for the members of the first year class, but open to all members of the law school community, will be held tonight, Friday, September 10. The Phid house, located at 502 E. Madison, about a block from the law school is hosting the event which should get underway at 8 p.m.

Admission is free and tunes for dancing will be by the "Squeeze" band. Beer is being provided for by L.S.S.S. so arrive as thirsty as you desire. Come over and celebrate the last vestiges of summer with us. We hope to see you all there.

Sunday

LAW SPOUSES' ASSOCIATION PICNIC

The Law Spouses' Association will be hosting a picnic on Sunday, September 12 at Burns Park starting at noon. The Law Spouses' will provide the hot dogs and buns and asks each family to bring a dish to pass, their own beverage and their own table service. Anyone with questions should call Debbie Bruemmer at 769-3839.
NOTICES

1975-1976 CAMPBELL PARTICIPANTS

Pen sets for all of last year's participants in the Campbell Competition are in. Please pick them up at G-15 of the Lawyer's Club.

PILS

It's never too early to get the pro bono habit. The Public Interest Law Society was organized to give students a chance to apply their research and advocacy skills to "real world" problems involving, for example, the functioning of large public and private institutions, consumer protection, human rights, and the political process.

First year students, with the cooperation of your case club leader and an assist from PILS, you can dispense with some of the standard assignments and undertake challenging pro bono legal work for attorneys from public interest groups in Michigan, Washington D.C., and across the nation.

Second and third year students, PILS can provide you with some challenging legal work aimed at affecting governmental institutions, contacts with the appropriate public interest lawyers, and all the pens and legal pads you can consume in your effort.

See this blotter and the ever-present walls for the day and time of our next meeting. Meanwhile, you can leave word of your interest with Mark Kantor (764-9008), Kent Woods (764-9018), or Mary T. Johnson (994-3959).

LAW SCHOOL YEARBOOK

Subscriptions are now being taken for the 1977 Law School Yearbook at the table in front of Rm. 100. The Yearbook is the first at U-M Law School since 1972 and will contain, so far as possible, pictures of all students currently enrolled. There may never be another U-M Law School Yearbook, so order yours now.

NATIONAL LAWYERS GUILD

The Guild's introductory meeting will feature Ernie Goodman, founding member and former national president of the NLG, speaking on his recent NLG-sponsored trip to Cuba. Ernie spoke at last year's opening session on the subject of his Attica defense work. The Guild is a national legal group of lawyers, legal workers, law students, and jailhouse lawyers with about 6,000 members. The Ann Arbor Chapter and its members are involved in a variety of legal projects with a focus on social change. These projects will be described along with Ernie's speech on Thursday, Sept. 16th, at 3:30 in the Lawyers' Club Lounge. Everyone's invited!

BATS!!!

There has been a noticeable increase in the number of bats being found in our buildings in the last several weeks. After consultation with the Department of Occupational Safety and Environmental Health, all of you are requested to close unscreened windows when you leave or keep them closed if you are here in the evening since bats are nocturnal in their habits.

If a bat is found, do NOT attempt to remove it or chase it away. Report the finding immediately to the abovemen tioned department (4-8310) or to the Security Office (3-1131).
INSTITUTE OF CONTINUING LEGAL EDUCATION

A review of the "state of the Law" nationally and in Michigan -- including a discussion of prepaid legal services and legal advertising -- will be presented by the Institute of Continuing Legal Education (ICLE) in conjunction with the 41st annual meeting of the State Bar Association.

Speakers in the ICLE program will discuss such topics as legal fees, real property law, corporation and business law, commercial transactions, Michigan evidence, criminal law, family law, and workmen's compensation.

The following are among other ICLE presentations scheduled this fall:

--A workshop on preparation and trial of the no-fault automobile case.

--A course on the Michigan Tax Tribunal, the final Michigan agency dealing with property tax assessment appeals and other tax questions.

--Videotape sessions for non-legal personnel regarding basic principles and documents in "Real Estate Law and Practice."

--"Legal Problems of the Aging" is the title which will cover questions of Social Security Benefits, supplemental income for the aged, blind and disabled, Medicare and Medicaid, and nursing homes and other facilities for the elderly.

Further information on the programs is available from ICLE, Hutchins Hall, Ann Arbor, Michigan 48109 (phone: 313 764 0533).

AT THE R.G. DELI

Head Cheese..............Ned Othman
Salami..................Ken Frantz
Honeyloaf...............Carol Sulkes
Bologna..................Bob Brandenburg
Sausage..................Earl Cantwell
Lunch Loaf...............Dot Blair
Liverwurst...............Mark Shaprow

If you would like to join our submarine sandwich, come down to the R.G. office, 102A L.R. at 9 PM any Wednesday night. There's room at the top, and it looks good on your resume!

WE NEED ARTISTS, WRITERS, CUTTERS & PASTERS!
THOMAS E. KAUPER

The University of Michigan Law School has confirmed that Thomas E. Kauper, U.S. antitrust chief with the Justice Department, will return to the Law School this summer to resume teaching duties.

A member of the U-M law faculty since 1964, Kauper has been on leave from the Law School since 1972, when he accepted the antitrust post under President Nixon.

Theodore J. St. Antoine, dean of U-M Law School, said Kauper will return at the end of July and will resume teaching in the fall, specializing in antitrust law.

"We are, of course, delighted to have Tom return," said St. Antoine. "His scholarship and teaching will be enhanced by the insights he has gained from his experience in the federal government."

Based on conversations with Kauper, St. Antoine said the U-M professor decided to leave the antitrust post out of a desire to return to teaching at Michigan. St. Antoine said Kauper made his intention to return to the Law School known about a year ago, but was persuaded to remain in the federal post for another year by the then new U.S. attorney general, Edward H. Levi.

In his four years as antitrust chief, Kauper became known for his professionalism and his steady antitrust enforcement.

Recently, Kauper was known to favor a legislative proposal that would expand powers of the Justice Department, particularly in regard to compelling documents and testimony from "third parties" in antitrust cases. He also favored proposed legislation that would allow a state to sue antitrust violators on behalf of its citizens.

Kauper was graduated from the U-M in 1957 and received his law degree there in 1960. He joined the law faculty after two years as a Supreme Court clerk and two years in private law practice. From 1969 to 1971 he served in Washington, D.C., as deputy assistant attorney general in the Justice Department's Office of Legal Counsel.

ABA NEWS

One of the activities of the ABA Law Student Division for the 1976-77 school year will be the Law School Services Fund Program. The Law Student Division has approximately $35,000 which will be allocated via this program on a matching fund grant basis to law school projects. By means of these grants, the Division expects to encourage the expansion of student projects by law schools and organized student bar associations.

In past years the Law Student Division, through this program, was able to materially aid such projects as: minority recruitment projects, a national environmental conference, legal aid clinics, speakers programs, legal services to federal inmates, consumer education and legal aid programs, a symposium of Indian legal problems, Model Court Rule projects, and a juvenile probation program.

Application deadlines are as follows and will be strictly enforced:

<table>
<thead>
<tr>
<th>Date</th>
<th>Types of Application</th>
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<tbody>
<tr>
<td>10-17-76</td>
<td>One Year Projects</td>
</tr>
<tr>
<td></td>
<td>Fall Semester Projects</td>
</tr>
<tr>
<td>2-2-76</td>
<td>Spring Semester Projects</td>
</tr>
<tr>
<td>3-14-77</td>
<td>One Day Projects</td>
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</tbody>
</table>

For more information contact your student Bar Association Representative.
ASSISTANT DEANS

Although I had hoped to ease the budgetary pressures a bit by appointing only one new Assistant Dean following the departures of Deans Borgsdorf and Rivera, I eventually decided that time demands and other considerations called for replacing each of them with a new appointee.

Rhonda Rivera's successor as Assistant Dean (for Operations and Student Affairs) is Susan Eklund of Ann Arbor. Susan is an honors graduate of Michigan's Literary College. She received her J.D. from this Law School in 1973. During Law School she served as an orientation leader for the University's undergraduate program. Following graduation, she was a staff attorney for two years in a legal services program on an Indian reservation in Arizona. She is currently associated with the Research Group.

Charlie Borgsdorf will be succeeded by Donald Cohen as Assistant Dean (for writing and advocacy, graduate administration, etc.). Mr. Cohen has an A.B. from Washington University in St. Louis, and a J.D. from Northwestern (1970), where he served on the Law Review. He was associated with Jenner and Block for two years, and for the past two years has been Assistant Dean and Assistant Professor at the Tennessee College of Law.

Both Dean Eklund and Dean Cohen were the unanimous first choices for their respective posts, as evaluated by an interviewing committee consisting of Deans Pierce, Borgsdorf, Martindale, Rivera, and myself. The highest compliment I can pay our new deans is to say I am confident they are worthy of stepping into the shoes of their distinguished predecessors.

Dean Theodore J. St. Antoine

ALAN N. POLASKY

Alan Polasky had the imagination, quickness of mind, and zest for combat to have been one of the legendary trial lawyers of our time. That he decided instead to devote his extraordinary talents to the teaching of law has put a whole generation of Michigan students immeasurably in his debt.

Alan was a dynamic, stimulating classroom performer, with a sense of the dramatic that a veteran actor would envy. Some students were frustrated by his refusal to make the law simple and easy. Alan would laugh and respond that anything easy could be learned from books, and wasn't worth his attention.

Few law teachers could match Alan in versatility. He was a nationally recognized authority in such diverse fields as evidence, taxation, and estate planning. He taught and wrote extensively in these areas, and was constantly called upon by federal, state and local governments to serve as a consultant. His popularity on the lecture circuit owed almost as much to his irrepressible sense of humor as to his sound scholarship and savvy, practical advice.

Alan's life was all too short, but it was full to overflowing with solid accomplishments, high spirits, and warm friendships from coast to coast.

ALAN N. POLASKY

Alan N. Polasky, University of Michigan law professor since 1957, is dead at age 52.

Professor Polasky died of an apparent heart attack while returning from Washington, D.C. The exact time of death has not been established, but it is believed to be late Wednesday night (July 21) or early Thursday morning.

Cremation will take place. There will be no memorial service. Professor Polasky's family has announced that memorial donations may be made to the St. Joseph's Hospital Building Fund in Ann Arbor.

Professor Polasky is survived by his widow, Mary; two daughters, Janet
a student at Stanford University, and Catherine, who lives in Minneapolis, a son, Alan Stephen, a student at Williams College.

U-M law dean Theodore J. St. Antoine said of Professor Polasky: "Few law teachers could match Alan in versatility. He was a nationally recognized authority in such diverse fields as evidence, taxation, and estate planning. He taught and wrote extensively in these areas, and was constantly called upon by federal, state and local governments to serve as a consultant."

St. Antoine also noted that Polasky "was a dynamic, stimulating classroom performer, with a sense of the dramatic that a veteran actor would envy."

Professor Polasky was author of a widely used text book for lawyers, "Basic Estate Planning," published in 1974 by the Institute of Continuing Legal Education (ICLE) in Ann Arbor.

He was also co-author of a 1975 ICLE publication on "Evidence in Michigan Courts" and had written many articles in the fields of taxation, evidence and estate planning.

He had been involved in efforts to revise the federal appellate court system and served as a consultant on multi-state tax laws. He had also served as reporter for proposals sponsored by the National Conference of Commissioners on Uniform State Laws dealing with uniform disposition of community property rights on death.

Born August 23, 1923, in New York City, Polasky graduated from the University of Iowa in 1947 and received a law degree from the same institution in 1951.

Before joining the U-M faculty, he practiced public accounting, served with a Chicago law firm and taught business law at Northwestern University.

Among other activities, Polasky served as chairman of the American Bar Association's Section on Real Property, Probate and Trust Law from 1967-68, and was a consultant to the American Law Institute's Federal Estate and Gift Tax Project from 1962-68.

He was a member of the Michigan Society of Certified Public Accountants, the American Accounting Association, American Bar Association, American Institute of Certified Public Accountants, the American Law Institute and American Judicature Society, among other groups.

Active in University and Civic affairs, he served on the U-M's Committee on the Economic State of the Faculty and was a member of the board of trustees of the First Unitarian Church of Ann Arbor.

Cohen, the other appointee, "will be responsible for directing the senior judges of our moot court case clubs in the handling of the required first-year legal writing and advocacy program," according to Dean St. Antoine.

A 1967 graduate of Washington University of St. Louis, Cohen received a law degree from Northwestern University School of Law in 1970. For the following two years he was an attorney with the firm of Jenner and Block in Chicago. During 1970-74 he was also vice-president of Camp Horseshoe, Inc., in Wisconsin.

Since 1975 Cohen has been assistant dean and assistant professor of law at the University of Tennessee College of Law. He authored an article, "False Imprisonment," to be published in the Tennessee Law Review.

Eklund succeeds Rhonda K. Rivera who has taken a law teaching position at Ohio State University, and Cohen succeeds Charles W. Borgsdorf who has joined an Ann Arbor law firm.
Minutes of the LSSS Meeting  
September 2, 1976

Call to Order

The meeting was called to order at 3:45 p.m. by President George Vinyard in the Faculty Dining Room of the Lawyers Club Lounge. Members present were Janet Anderson, Sandy Gross, Mary Ruth Harsha, Eric Martin, Jeannette Ramseur, and George Vinyard.

Corrections of the April 28 Minutes

5-a should read: No Senate allocations are made to cover food, lodging, or other incidental expenses of representatives to conferences.

Jeanette Rameur's Amendment to the April 28 LSSS Minutes should read: Dissent to the April 28 LSSS Minutes.

Gayle Horetski's Resignation

Gayle submitted a letter of resignation to the Senate. She was accepted in an internship program in Washington. Jeannette Ramseur moved to accept Gayle Horetski's resignation. Motion carried unanimously.

Student Directory

The directory will be out by the last week in September or the first week of October.

Tentative Meeting Schedule

The Senate is tentatively scheduled to meet on Thursday at 3:30 p.m.

Student Elections

Along with freshmen representatives from each section, a third-year representative will be chosen. The tentative schedule is:

- September 6: petitions available
- September 15: filing deadline
- September 29: elections held

Janet Anderson moved to accept this as the election schedule. Motion carried unanimously.

Positions Open

Solicitations are welcome for the following positions:

- Editor of Res Gestae
- Chairperson of the Sports Committee
- Chairperson of the Student Elections

Recision of the Refrigerator-purchase

Sandy Gross moved that the Senate rescind the motion adopted 4/1/76, which allocated up to $500 of funds from the 1975-76 budget for purchase of a refrigerator for the Student Lounge in Hutchins Hall. Motion carried unanimously.

Scholarships and Awards Committee

Sandy Gross moved that the LSSS strongly urges the faculty to alter the means of selection for student representatives on the Scholarship and Awards Committee. LSSS recommends that the present system of selection of student representatives by lot to be abandoned in favor of a system of appointment by LSSS from among interested students. Motion carried unanimously.

Nonsmoking Areas in Law Club Dining Room

Mary Ruth moved that the Senate recommend to the Lawyers Club staff that the following areas of the Lawyers Club Dining Room be restricted to use by nonsmokers in accordance with Michigan law:

1. the four tables in the extreme northeast end of the dining hall.
2. the four tables immediately to the west of the kitchen entrances into the Dining Room on the south side.

Meeting was adjourned at 5 p.m.
1976-77 BUDGETS

Presented is the Tentative Budget adopted by the Senate of its April 28 meeting.

The budget will undergo final review and approval early in September. Please submit proposed budget changes to me in writing by September 10. At that time we will also need to know as far as possible the precise location of your regional and national conventions, the cost of round-trip plane fare, and the registration fees. In making proposals for changes in the Tentative Budget, I ask you to keep in mind that our resources will not be increasing next year -- basically what we have to work with is $25,000 + $500 or so for everything other than R.G. and then $4,700 which is earmarked for RG printing costs. Thus any increase of any size in your budget would have to be accompanied by a corresponding reduction in someone else's budget and any requested increase should be accompanied by suggested reductions.

I do not have time to write a memo to each group detailing the budget process in relation to that group's request. I will be happy to answer particular questions as well as I can on a one-to-one basis. Generally, I feel the Senate tried to be equitable in the distribution of funds for such purposes as phone, copying, and speakers programs. We are working on ways to help the groups stretch their money for supplies and copying by taking advantage of bulk purchasing and copying/printing processes that are cheaper than the copy center.

In addition to final budget approval in the fall, we will be laying the groundrules for such shared items as the work-study secretary provided for the student organizations with offices in Legal Research and we will establish clear procedures for requisitioning funds, keeping track of phone and copy costs, etc. I welcome any suggestions you may have for improving the accounting and purchasing processes.

Finally, can you please provide us with the names, phone numbers and addresses of two people from your organization who will be informed and in a position of authority over the summer? We may need to be in contact as the fiscal year comes to an end and the late bills roll in.

Thank you for your time and patience in the budget-preparation process.

L.S.S.S. - 1976-77 TENTATIVE BUDGET

<table>
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<tr>
<th>Organizations</th>
<th>Requested</th>
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<td>1,635</td>
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<td>Environmental</td>
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<td>955</td>
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<tr>
<td>Feminist Legal Services</td>
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<td>230</td>
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<tr>
<td>International Law Society</td>
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<td>585</td>
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<tr>
<td>La Raza</td>
<td>1,905</td>
<td>980</td>
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<tr>
<td>Law Spouses</td>
<td>370</td>
<td>300</td>
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<tr>
<td>Lawyers Guild</td>
<td>2,575</td>
<td>965</td>
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<td>Legal Aid</td>
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<td>1,080</td>
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<td>Mental Health Law Society</td>
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<tr>
<td>Phi Alpha Delta Law Society</td>
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<td>898</td>
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<tr>
<td>Public Interest Law Society</td>
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<td>62</td>
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<tr>
<td>Res Gestae</td>
<td>6,300</td>
<td>5,700</td>
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<td>Section V</td>
<td>1,784</td>
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<td>WLSA</td>
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<td><strong>Organizations subtotal</strong></td>
<td><strong>24,340</strong></td>
<td><strong>16,419</strong></td>
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<tr>
<td>Films</td>
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<td>Senate Operations</td>
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<tr>
<td>Secretary for Organizations</td>
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<tr>
<td>Contingency Fund</td>
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</table>

| **Total Budget** | **45,550** | **30,200** |

(For a more complete breakdown of requests and L.S.S.S. cuts, see an L.S.S.S. officer or the posting at the R.G. office.)
LSSS = LAW SCHOOL STUDENT SENATE
LSSS = L.$.$.$.
LSSS = @#$%@#$

Permit me to briefly introduce or re-introduce you to your own Student Government. In addition to subtly splitting a few infinitives, I hope to debunk some persistent myths about LSSS and to effectively plead with at least some of you to become involved in some way. At this point in the year, the highlights are these:

$$$$$$$- LSSS funding comes from a variety of sources including revenues from pinball and vending in the Club, the Dean's discretionary funds, and the Law School Fee. One of the most persistent myths about LSSS is that it disposes of the entire $20 fee paid by each student each term; this is NOT the case. In fact, LSSS gets only $5 out of the $20 and the rest goes to the copy center which is for the Administration to explain. A summary of the Tentative budget for this year hopefully appears elsewhere in this copy of R.G. A more detailed breakdown can be found on the LSSS Bulletin Board on the second floor of Hutchinsons, in the various organization offices, or in the possession of Senate members. All students are hereby invited to register complaints or suggestions relating to the Tentative Budget before it becomes Final. The Final vote will most likely be taken at the Senate meeting during the week of Sept. 13 (probably at 3:30 PM that Thursday but check the bulletin Board for the precise date). The Senate meets in the Faculty Dining Room of the Lawyers Club.

FIRST-YEAR REPRESENTATIVES- Nominating petitions are now available at the Lawyers Club Desk for candidates to represent the four First-year class sections. Filing deadline is 5:00 PM on September 15 and campaign rules will be distributed at that time. Twenty signatures of your section-mates are required to nominate. I urge prospective candidates to call me (George Vinyard 764-8949) or contact me in person with questions about LSSS or election rules.

SENIOR BOARD OF GOVERNORS VACANCY- Due to the resignation of Gayle Horetski (who is away from campus this term), there is a vacancy to be filled by a Senior who will be elected by vote of second and third-year students in ballotting which will be held at the same time as the first-year elections. Petitions are now available at the LC desk, etc. Forty students are required to nominate.

LSSS APPOINTMENTS- The Senate needs a number of people to serve both internal functions such as the social and speakers programs, and also external functions such as representing student views on Law School (faculty) Committees and representing Law Student views in all-university student organizations. If you are interested in being appointed as chairperson or student representative on any of the following committees, please obtain a copy of the application form (which is quite brief) from the Law Club Desk or contact me and I will provide you with a form (that is G.V., Law Club room L-15, 764-8949). If you are just interested in working on one of the LSSS committees, please just call and give me your name and interest or put that information on a scrap of paper and leave it at the Law Club Desk (in the LSSS Pres. mailbox).

LSSS Standing Committees
Films
Social
Speakers
Sports
Elections
Residential
RES GESTAE Editorial Board
Faculty Evaluation Survey

Law School Committees *
Academic Standards & Incentives
Administrative
Admissions Policy
Curriculum
Placement
Student Personnel (a student committee which consults with the chairman of the Faculty Personnel Committee)

*Note that the Scholarship & Awards Committee also has student members, but they are currently selected by lot. LSSS has proposed to the Faculty that these students also be appointed by the LSSS, so express your interest in this committee contingent upon approval of the proposed change.

Please contact me with any questions you may have concerning these Committees or their functions. I will attempt to provide answers or direct you to former representatives.

SPORTS, ELECTIONS, AND R.G. EDITOR are the positions which need to be filled most urgently. In particular, our opportunities for Law Student participation in Intramural sports scheduled for early fall may be jeopardized if a prospective Sports Czar does
LSSS. (CONT.)

MSA REPRESENTATIVE- Yet another appointment which is made by LSSS is that of a representative for the Law Student body to the Michigan Student Assembly (MSA), the all-university student government. Anyone interested should fill out an application as indicated for the other positions above.

CURRENT LSSS MEMBERSHIP—
(all have mailboxes at the Law Club Desk for messages)
Pres.- George Vinyard 764-8949
V.P. - Eric Martin 663-6121
Secy.- Jan Anderson 995-3106
Treas.- Mary Ruth Harsha 995-2380
Jr. Bd. of Gov. - Jeanette Ramseur 764-8909
Sr. Mem-at-large -Deb Friedman 663-6817
Sandy Gross 764-8999
Jr. Mem-at-large -Deb Armbuster -Gwen Mosley

SUMMER COMMENCEMENT

The Watergate scandal had reminded us that "we had not policed our government do do our self governing," Albert E. Jenner Jr., well-known lawyer from Chicago, said at The University of Michigan summer commencement Sunday August 22.

Jenner, who served as senior counsel to the minority party of the U.S. House Committee on the Judiciary in the matter of impeachment of President Nixon, said:

"We often heard and read that those impeachment proceedings in the House demonstrated that the system works. Well, it worked this time, but there were periods of doubt during 1972, 1973 and 1974.

"There is in those proceedings no basis for complacency. In fact they demonstrate the contrary, that is, that eternal vigilance is the poise of liberty.

"Our system of self government and our continuing Revolution are not self executing. Only through an alert electorate coupled with an alert citizenry and press and other media dedicated to country and constitution and the maintenance of our historic Revolutionary values in the system executed, does self government work."

Jenner, senior partner in Jenner and Block, a Chicago law firm, received an honorary doctor of laws degree at the U-M's commencement ceremonies Sunday.

ATTENTION ALL LAW STUDENTS & FACULTY:
With the same spirit of public service which has been the hallmark of the RG, we will include an advice column in next week's issue. Please slip all enquiries, problems, and questions under the door of the RG office (in the basement of the library).
Today's Random Classroom Thoughts

I could've learned this from the book... I thought that class was supposed to show me something I didn't know...

That bastard talks all the time and never says anything...

I can tell I'm going to get called on today... he hasn't been in this part of the room for a while... I wish that I'd read that third case for today...

That ass will sell his soul by the time he's 30, if he hasn't done it already...

I wish he would've called on me for that question. I know that inside out... (I had it in Con Law last semester...)

If he calls on me, how can I 'pass' without sounding like I don't know what's going on...

Damn. The RG is dogshit again this week... a waste of paper...

Heh, Mitch - what time is it? You got a FreePress?