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Res Gestae

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THE LAWYERS CLUB OF THE UNIVERSITY OF MICHIGAN LAW SCHOOL

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NO. 2

KAUPER SPEAKS OUT ON CIVIL RIGHTS:

At stake in the current civil rights controversy is the basic philosophy of the whole American system, Prof. Paul G. Kauper declared recently. In an address on "Civil Rights: Current Perspectives," he stated that we need positive programs to break down the barriers that exist between the races.

He branded as "misplaced optimism" the idea that "new laws will furnish the total or even a major answer to the present crisis. Laws can deal with discriminatory conduct and within limits serve the purpose of restricting the evil effects of discrimination. "But," he went on to say, "unless a law commends itself to the conscience and good sense of the community, its effectiveness is limited at the outset. And we must look to forces beyond legal enactments to create that sense of good will, concern and neighborliness so sorely needed in the improvement of race relations.

"President Kennedy has correctly assessed the present crisis in terms of a basic moral issue," Kauper said. Today, 100 years after Gettysburg, we need squarely to face this issue."

In a lecture delivered as part of the special lecture series of the 1963 summer session at the University of Michigan, Kauper called attention to the fact that he spoke just 100 years after the Battle of Gettysburg. "For the Civil War," he said, "decisively settled two great issues. "It established the indestructibility of the Federal Union and the supremacy of federal law within that Union... (and it resolved) that slavery as a legal institution could no longer be tolerated in this country."

Today, 100 years later, the Negro finds that "the promise and expectation of freedom and equality...has been in large part unfulfilled." There has been substantial progress, Kauper stated, particularly in the years since World War II, but most of this progress has been achieved by the Negro's own efforts. Negro leadership, he said, was to be congratulated for achieving its advanced status by "peaceful means and by recourse to legal remedies."

The federal courts have played an "extraordinarily conspicuous role in helping the Negro achieve such gains as they have achieved," while Congress and the Presidency have remained passive until just recent years. But today the situation is rapidly changing. "The Negro's contentment with a program of gradualism as a means of improving his status has come to an end. He is now demanding with a strident and militant voice that the promise of equality made 100 years ago shall now be realized.

Mass demonstrations, effective but not always "wholly legal", do present a threat of public disorder and, Kauper warned, "if carried out in even greater measure can lead to internal conflict of the first magnitude..." It is now clear that the Negro can never win all of the rights that are legally his solely by resort to the judicial process. The time has come for legislative and executive action, coupled with public realization and support of the move to eliminate in this nation a type of second-class citizenship.

President Kennedy and the Congress are both moving ahead, Kauper pointed out, but warned that present preoccupation with new legislation "should not serve to obscure the central consideration that the present crisis calls for a massive program directed to the hearts and minds of the American people..."

LIBEL AND SLANDER:

In these troubled times, it is important that the injustices of our society be brought to light. In many of the lesser newspapers, this function is fulfilled by the "Editorial." However, editorials are generally both objective and analytical. Since the Res Gestae does not claim to be either, we feel that "Libel and Slander" is a much more apt title for this column where we intend to give various and sundry persons the verbal shaft.

Last week, freshman underwent the ordeal of library orientation. This week, it is doubtful that any of them can remember more than a very small fraction of what they were told. A much more effective tool in assisting students in acquainting themselves with the library would be a detailed map of the main reading room.

Such a map, telling them what, specifically, is located where and what must be gotten at the desk would not be something that could be forgotten within a few hours. It might also be of value to Law Review try-outs and P. & R. majors.

Wouldn't it be nice if the waiters in the cafeteria were courteous enough to ask the heads of the tables if the students were through with the serving dishes before removing them? It would also be a pleasant change if some of the waiters would wait-- until a person is through with his meal before attempting to remove his plate.

Evidently in 1930 a reasonably prudent architect was not expected to design a shower room with proper drainage; at least the one who designed the Lawyers Club wasn't. If the maintenance staff can't take the trouble to mop up the water that consequently accumulates, at least they could take steps to reduce the amount of flooding in certain lavatories and/or supply mops.

A tragic testimonial to the apathetic attitude of the students is the fact that as of this date the Res Gestae, Ann Arbor's leading law school weekly, has only two subscribers. Come on people! You're passing up a great bargain. That address is still: Res Gestae, Hutchins Hall, Ann Arbor.

Anyone know how to fix a parking ticket in this town?

- Hadley V. Baxendale

WHO'S WHO:

For the benefit of any and all who would like to know, we submit the following list of student dignitaries:

Board of Directors: Tom Palmer, President; Steve Roberts, Vice President; Gerald Ball, Treasurer; James Krambeck, Secretary. Buck Robinson, Social Chmn; Thomas Ruggles, Ass't Social Chmn.; Gregg Stover, Speakers Chmn; Dayton Soby, Athletics Chmn; Gordon Scupholm, Book Store; Mike Wilk, Married Student Representative; and Thomas Dignan, Miscellaneous. Student members on the Board of Governors are: Bill Rutherford, senior and Larry Miller, Junior.

Elsewhere around the quad, the ranking members in the various organizations are: Martin Dickenson, Law Review; Chuck Dayton, Case Clubs; Dan Elliott, Barristers; Cindy Denney, Law Wives; Mike Maine, Psurfs; Ben Stefanski, Delts; James Quaremba, TER; Henry Cashen, Phids; and Roger Marce, Res Gestae.

FEDERAL GRANT GIVEN TO AID IN IMPROVING JUVENILE COURTS:

The University recently received a grant of \$68,553 from the Department of Health, Education and Welfare to improve the operations of juvenile courts. The funds are being used by the Institute of Continuing Legal Education which is sponsored jointly by the U-M Law School, Wayne State University Law School and the State Bar of Michigan, to conduct a series of institutes and seminars for Michigan juvenile court hearing officers.

E. Donald Shapiro, director of the institute, states that the first of five three-day seminars was held August 19-21, here at the Law School and was attended by all judges and referees of Michigan juvenile courts and some attorneys. Attendance of the judges and referees has been made compulsory by the Michigan Supreme Court, he explains, and the total number taking part in the programs is about 125.

The five seminars will draw on many disciplines, including social work, sociology and psychiatry as well as law, Shapiro says. "One of the aims of the program is to acquaint legal specialists with non-legal problems in the area with an eye towards creating much needed legal reforms in juvenile courts," he states.

"We feel that, by this program, we will be filling a gap in the present system of continuing legal education." All of those taking part in the program will attend all five seminars, approximately 90 hours of instruction, Shapiro adds.

THE EDITORS' WASTEBASKET:

Associate Dean Charles W. Joiner will serve as chairman of an 11-member faculty committee recently formed to plan and direct the official observance of the 150th anniversary of the University. The members represent nearly all of the major schools in the University. Two ex-officio members will also serve: the president of the U-M alumni association and the president of the Student Government Council. The celebration will be held in 1967 and President Hatcher predicted that it "will be one of the most significant milestones in the history of the University."

Carrying forth the good name of Harvard Law School, James M. Landis, former dean, was recently sentenced to serve 30 days in prison for non-payment of income tax (1956-1960). His excuse: He forgot to file. Somebody ought to tell our faculty to shape up. We don't even have an assistant professor in jail.

Yesterday at lunch, did you notice how the potatoes tasted like sauerkraut? I wonder what the sauerkraut must taste like.

MISCELLANEOUS:

Second year students who are interested in the possibility of a legal type job next summer are urged to attend a Placement meeting on Monday, Sept. 9, in Rm. 100 at 3:30. Several students who had different kinds of legal jobs last summer will discuss their experiences. Prof. Wellman will discuss the pros and cons of such a job and will outline the Placement Office procedures to be followed. Third year students are reminded that employers will begin recruiting at the Law School on Sept. 23. All persons graduating next August or earlier and who are planning to interview at the law school this fall should have their placement files in order by the 23rd. Freshmen tests on the Primer on Procedure will be held on Friday the 13th, 3:30-4:30. Room numbers will be posted. The "Psurfs" will have their fall try-outs Wed., Sept. 11, at 7:00 at the Delt House. On Tuesday, Sept. 10, at 6:30 in the Lawyers Club lounge, Mr. Irving Bluestone will speak to the school. Mr. Bluestone is the administrative assistant to Walter Reuther. His topic will be "The role of the U.A.W. in expanding employment opportunities for negroes" and related problems. This is the Club's first guest speaker of the year so let's have a big turn-out. On Thurs., the 12th, there will be a mass meeting for all residents of the Club. Tom Palmer, President, will discuss the rules of the club, the machinery for their establishment and enforcement, and the role of the Board of Directors. Dean Smith will also speak at that time. This meeting will constitute notice to all residents as to what, specifically, the rules of the Club are. The LAST DLAST will be Sept. 15, from 2:30-6:00.

AT THE FLICKS:

State: "Beach Party"

Michigan: "The Great Escape"

Campus: "8 1/2"

Cinema Guild: Fri. - "The Maltese Falcon"; Sat. & Sun. - "Wild Strawberries"

QUADSVILLE QUOTES

If a citizen does not demand his rights, he is no longer a citizen. He becomes a slave.

- Stefan Cardinal Wyszynski

I, John of Gaunt do give and do grant, to Sir John Burgoyne, and the heirs of his loin, both Sutton and Potton, till the world goes rotten.

- John Marshall Glick