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RES GESTAE

February 23, 1967
Vol. 21, No. 6
Ann Arbor, Michigan

LAW WIVES DANCE
SATURDAY

The Weekly Newspaper of the U-M Lawyers Club

LAW WIVES ANNUAL WINTER DANCE

All law students and their dates are invited to come to the Law Wives Dance this Saturday at the American Legion Hall on 1035 S. Main from 9-1 am. (Cocktail attire.) You may dance, have a few drinks, some hors d'oeuvres and enjoy a great time. The faculty too has been invited to attend. Tickets will be on sale for \$2.75 in front of room 100 HH on Feb. 22, 23 and 24 from 9-12:15 pm. The Law Wives Dance wants you.

--Mrs. Linda Kirschner

SYMPOSIUM ON LEGAL OPPORTUNITIES

Can a 2.8 law student be more employable than one with a 3.2 average? Does a lawyer in a small firm have more freedom and independence than the large-firm lawyer? Does he feel frustrated by generalization?

Should a student specialize while in law school?

To help the inhabitants of the Law School answer these questions as well as to aid them in making the choice as to what path their potentially brilliant careers will take, the Board of Directors and the Placement Service are presenting a Symposium on Legal Opportunities on Friday, March 3 at 3 pm.

In attendance will be attorneys who represent areas of practice which have not received wide exposure here, i.e., they are not big-city, big-firm lawyers.

The idea of the Symposium is to offer the student an opportunity to hear these men answer questions about career opportunities which students would like to know about but for which they cannot find authoritative answers.

The participants will be Mr. Warren Elliot of Washington, D.C.; Mr. John Laird of Ann Arbor; and Mr. Tom Winkvist of Grand Rapids. Prof. Theodore St. Antoine will act as moderator.

--Richard Sawdey

SIEGEL STRIKES BACK!

"I knew I couldn't respond without assistance," said Prof. Siegel to Res Gestae Tuesday. He was referring, of course, to the impromptu Valentine's Day party that Prof. Miller's class staged in Siegel's Corporations section last week. "Miller himself modestly admits that no single member, nor group of members, of the faculty can outdo his ingenuity. So I had to resort to other devices: in particular, the University's Computation Center."

Siegel and several other members of the faculty punctuated the last five minutes of Miller's Civil Procedure class yesterday with "A George Washington's Birthday Salute" to Miller. Siegel claims he fed the computer all relevant facts about Miller's background and requested that it produce an appropriate tribute for a great teacher. "Unhesitatingly, the machine responded that George Washington's Birthday was the time to honor Miller. In fact, in exactly 18.5 seconds, it produced the following rather stilted poem--and before it could be stopped, the machine had printed ten copies": (Copy of actual computer print-out, with sections of the program deleted for brevity)

2

SIEGEL, STANLEY N356N 1 001 040 000 MILLER

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$COMPILE MAD, EXECUTE
  DIMENSION A(1000), B(6)
  FORMAT VARIABLE Z
  NORMAL MODE IS INTEGER
  P=7777K8
  Q=$$.A.P
  R=Q.LS.6
READ K = I + 12
  READ FORMAT $13C6*$, A(I)..A(K)
  * * *
```

A GEORGE WASHINGTON'S BIRTHDAY SALUTE

AMIDST THIS AWESOME MULTITUDE, SO RECENTLY FROM BATTLE WITH CORPORATE GIANT
COME,
I JOIN IN JOYOUS ATTITUDE, TO HONOR ART MILLER, PROF., MENTOR, AND ERST-
WHILE BROOKLYN BUM.
NO BLARING TROMBONE NOR CLANGING CYMBALS BRING WE HERE,
BUT RATHER VERSES, PROCEDURES . . . IF YOU WILL . . . MORE CIVIL, HONORED
PEER.

FITTING IT IS SO TO PRAISE FAIR ARTHUR ON THIS ANNIVERSARY DAY
WHEN ELEVEN SCORE AND FIFTEEN YEARS AGO OUR NATION'S FATHER WAS BORN.
GEORGE WASHINGTON, FAMED THROUGHOUT THE LAND FOR STRENGTH, FORTHRIGHTNESS,
AND TRUTH IN ALL HE'D SAY
SERVED WELL AS PARADIGM FOR THIS FINE PROF., EQUALLY THE ENEMY OF UNTRUTH,
CONCEIT, BOMBAST, AND CORN.

TO BE SURE, HE THREW NO COIN 'CROSS THE FLOWING RAPPAHANNOCK,
FOR IN HIS YOUTH THE RIVER CHARLES WAS MORE WITHIN HIS PROXIMITY.
HIS WORDS, THEN, HE SHOUTED O'ER THAT MIGHTY TRIBUTARY
THE BETTER TO REST HIS WEARY ARM AND MAINTAIN HIS PARSIMONY.

HAIL ARTHUR MILLER . . . A SHORT REFLECTION SHOWS THE REASONS WHY.
NO CHERRY TREE GROWS IN BROOKLYN . . . HENCE NO MILLER CHERRY PIE.
HIS FIRST TREE WAS ENCOUNTERED AT HARVARD'S GRADUATE DORMS,
THE "WORLD TREE" NAMED, AND FASHIONED OF STAINLESS STEEL FORMS.
MANY AN OBSERVER ITS LEVELLING DID ATTEMPT, AND WE HERE THANKFULLY
BEAR TESTIMONY TO ARTHUR'S UNSUCCESSFUL TRY,
LEST LATER GENERATIONS OF ADMIRING LAWYERS SHOW THEIR UNDYING AFFECTION
BY EATING STAINLESS STEEL PIE.

THE ENTIRE CONTENTS OF THIS SHORT VERSE
BOTH LEGAL AND ILLEGAL
I SHOULD ADD, BETTER OR WORSE,
ARE COPYRIGHT 1967 BY STANLEY SIEGEL.

Siegel presented Miller with both the computer print-out and the 85-card IBM program that produced the opus. And, after explaining that the "World Tree" is a stainless steel abstract sculpture at the Harvard Law School that many law students (in addition to Miller) have unsuccessfully tried to uproot, he lamented that he could not bring Miller a pie of the type described in the verses. Instead, he offered a genuine cherry pie, and suggested that now his debt to Miller had been fully repaid.

Rumor has it that Miller is seeking a computer program that will relate Siegel to St. Patrick's day; so far, even the computer is stumped.

LETTER FROM THE PRESIDENT OF THE BOARD OF DIRECTORS

Because of the proximity of the March 8 Law School elections, I have been asked several times in the last few days, "What exactly does the Law Club Board of Directors do?" Perhaps one answer to such an inquiry from prospective candidates is a brief summary of what current Board members have done this past year.

First of all, it is the responsibility of any school's student council to publicize the actions it takes, and this has been the task of Bill Conner, author of the Res Gestae's Report from the Board column. Also, the Board's Secretary, Phil Nicely, has posted in the Law Club the minutes of each meeting in addition to his normal duties of answering correspondence and typing resolutions. Treasurer Ed Bittle has ably handled our \$8,000 budget and, along with Bob Wells, has spent countless hours overseeing the making and performance of contracts with the Board's various entrepreneurial activities, namely the Law Club bookstore, yearbook, supply store and student directory. This year, in an effort to spread the workload, non-Board members Jim Walter, Sam Tsoutsanis, Ed Miller and Jim Rodgers were delegated responsibility over the IM sports program, the Res Gestae, our representation to the UM Graduate Student Council and the American Law Student Assn respectively.

A great deal of work and money was put into each of the many all-Law School social functions by our co-social chairmen, Al Field and Nancy Wichman. Bob Flaherty and Sharon White wrote over a hundred letters to politicians, professors, and others and have been keeping the Law Club lounge full of a variety of speakers ranging from a former Vietnamese ambassador all the way to Prof. Yale Kamisar. Chuck Barnhill has organized the prison trips to Jackson and Milan. Joel Strauss has been our ambassador to the Law Library. To Jim Cohen fell the organizational tasks of buying and distributing presents to Law Club employees at Christmas time and planning the senior convocation for May 11.

The Lawyers Club Board of Directors is not only our school's student council with the high honors (if any) attached to that exalted status, but it is also the student arm of the Board of Governors, the corporation which owns the Law Club and has legal responsibility for its administration under William Cook's will. Thus the Board of Directors periodically proposes to the Board of Governors, for final ratification, rules on room selection priority, suggested changes in food service operation, and regulations covering the use in residents' rooms of refrigerators, appliances, liquor and women. This administrative burden for the Club was appropriately the job of Vice President Eric Reif, who was also head of our disciplinary committee.

If the above isn't enough to discourage a prospective candidate looking for a soft job, let me add that this year's Board has also organized student-faculty dinners and coffees, created a course evaluation form and written a considerable number of amendments to its constitution. (These tasks fell to workhorse Bill Conner.) In addition to other business, the Board, during its weekly dinner meetings in the faculty dining room, listens to impassioned pleas (most of them granted) from various Law School organizations seeking a financial subsidy. Usually the regular meetings go from 5:30 to 8 pm, but on Feb. 6, I was not able to bring down the final gavel until 10:05 pm.

The most important job of the President, besides presiding over often fiery arguments, is to keep on the members' backs to see that their jobs are going smoothly and to take over the task if for some reason they can't finish it. In this way this year's President has had returned to him the time-consuming problems of making Servomation put operational machines in the Hutchins Hall student lounge, negotiating parking changes with city and University officials, closing down noisy 3 am parties in the Club, getting a free phone in the library basement for married students (still in the works), seeing that the Law Club washing machines are repaired, and with other Board members, taking a good-natured ribbing or actual abuse when our policies don't meet with universal approval. So to candidates the message is "You'd better be ready to work" and to voters it's "Don't elect any deadwood to the Board."

Because there is so much to do, the election should not be merely a popularity contest. But as one of my friends argues, "It obviously can't be a popularity contest, Chris, not if you got elected." In any case, candidates are encouraged to run and they may do this without fear for their security clearance--for I can state categorically that contrary to popular myth, the Board is not receiving payments from the CIA.

--Chris Cohen

RESEARCHER IN RESIDENCE THIS YEAR: JAMES A. MacLACHLAN, MR. CREDITORS' RIGHTS

James Angell MacLachlan is seventy-five years old. In appearance he is the prototypical Scotch patriarch: short, barrel-chested with blonde-red, tousled hair set off by quick eyes and russet cheeks. He takes the initiative in an interview, developing his anecdotes and their themes with a braggadocio tempered with a realization that honesty about one's successful career can sound like boasting.

Prof. MacLachlan has cause to boast. His accomplishments include a lifetime of teaching at Harvard Law School, the publication of casebooks and treatises on bankruptcy, creditor's rights, property and federal anti-trust legislation, an instrumental role in the drafting of the Chandler Act, which extensively amended the Bankruptcy Act, and a listing in "Who's Who" for fourteen years.

MacLachlan sees his scholastic leanings as a natural result of ancestral influence. He is of the fourth generation of college educators, including James Burrill Angell, dean of the University of Michigan from 1871 to 1909, and his son James Rowland Angell, dean and acting president of the University of Chicago (1911-1919) and president of Yale University (1921-1937). His father taught at the University of Chicago and there won a Pulitzer Prize. As a footnote to this history of ancestral pursuit of the academic, Prof. MacLachlan adds that his children have all either earned their Ph.D.'s or have married Ph.D.'s.

MacLachlan began his higher education at the University of Michigan. As an undergraduate in the first decade of this century, MacLachlan was not required to declare a major, although he found himself taking all the astrophysics courses that the school offered plus a healthy sprinkling of higher mathematics.

Proving that the ideal of the Renaissance man was still viable around the turn of the century, the undergraduate MacLachlan also bowled, played softball for Psi Upsilon, joined the cross-country team, and ran the mile in 4:31--just 14 seconds above the record at that time.

Undecided on a career upon graduation from the University in 1912, MacLachlan tried teaching high school math and physics at Bay City Eastern High School. For \$950 a year his teaching duties included coaching the baseball, track, football and basketball teams. When he found that the rigors of coaching basketball, which he knew nothing about, broke the bounds of his patience and endurance, he sub-contracted that responsibility to a local YMCA official for 50¢ an hour.

While an undergraduate at Michigan, MacLachlan had attended some law classes at the invitation of his fraternity brothers who were in the combined law-lit curriculum. So upon becoming bored with high school teaching, he recalled the logical gymnastics which had fascinated him during those visits. His father strengthened MacLachlan's nascent desire to study law by confessing to his son that he had always felt the argumentative boy would make a good lawyer.

His choice of schools was Harvard, where he sat in the front row in Roscoe Pound's lecture and, he claims, managed to monopolize discussions in a number of his classes. He admits he was a brash law student about whom almost everyone formed either a "thumbs up or thumbs down" attitude. After three or four months at Harvard, he hit his intellectual stride and soon found himself elected to the Law Review.

He remembers Harvard as an institution where the students reigned, where the Law Review was free of faculty control and could--and did--reject faculty articles.

Following graduation, his five-year stint as a practitioner with a Chicago law firm was first interrupted by the First World War, in which he served as a Captain, and then by an offer of a teaching position at Harvard. Pound, who remembered the aggressive student with a mathematical flair for solving problems involving annuities on a joint life insurance, tendered the position.

MacLachlan first taught a soon-defunct course called Legal Liability, which involved the issues common to tort and criminal law. He began each course, he says, with no idea of how to go about teaching it and sometimes with little recall of the substantive matter. Next he taught torts, then

property...and by the time he retired from Harvard, several years beyond the compulsory retirement age, he had taught eighteen different courses.

Prof. MacLachlan now has an office on the seventh floor of the Legal Research Building. His periodic visits there are spent in revising, re-working and updating his annotations to the Bankruptcy Act. He calls it "silly" work; what he really means is that it is exhausting, mentally and physically, but with little remuneration. He has calculated that his writing activities have netted him about 20¢ an hour.

As he has probably done with every undertaking, Prof. MacLachlan has set definite goals to be reached with this latest project. Since many practicing lawyers as well as students are using his annotations, he wants to provide just enough citations so that a lawyer is provided a decent start on brief material without swamping the student with so many cites that he cannot possibly begin to read any of them.

Though that is no easy goal to be reached, and MacLachlan realizes that no academic goals are totally obtainable, he is giving it a damned hard go: he has spent thirty-six hours boiling down three pages of notes into one-and-a-quarter pages. And he's not sure whether to call such excruciating attention to detail incisiveness in using the English language or just plain stubbornness.

Perhaps it's just the interaction of two sides of MacLachlan's personality: the tenacious, hard-nosed Scot holding the theoretizing Socratic to his promises to his publisher.

--Glenn Litton

REPORT FROM THE BOARD

Dean Allen, Dean Joiner, Dean Proffitt and Prof. Julin met with the Board to discuss the establishment of a Faculty-Student Liaison Committee for the purpose of broadening the communication between the two groups and providing a vehicle for the discussion of matters of mutual concern. The Committee will meet regularly once established. The size and personnel of the Committee remain to be determined. Particular concern was voiced by Board members over the recent disciplinary action taken against students without Board consultation. In one case, a student was denied seminar credit for removing materials from the Law Library (for use in connection with the seminar) in violation of the Library rules. The loss of two credit hours was enough to deprive the student of the necessary hours for graduation. It was generally agreed that a thorough study and publication of Library rules needs to and will be undertaken.

The Board voted approval for the expenditure of funds necessary under its contract with Scott Barker, editor of the Law Quad Directory.

The subject of the Board's action in abolishing the room carry-over system again was discussed by non-Board members. Student member of the Board of Governors, Robert Flaherty, introduced a resolution to amend the bylaws by adding a referendum provision. Under the amendment as approved by the Board, student members of the Lawyers Club are given a veto power over resolutions of the Board under the following circumstances: a petition must be submitted to the Board bearing the signature of 25% of the members of the Lawyers Club (which term embraces all law students currently enrolled) requesting a referendum; at least 50% of the members of the Lawyers Club must vote in the referendum; and at least two-thirds of those voting must disapprove of the Board's action. The amendment also reserves to the Board the power to confine a referendum to the residents of the Lawyers Club whenever the Board, by a two-thirds vote, shall determine that the matter is of primary interest only to residents of the Club. As passed the amendment must have the approval of the Board of Governors before it is effective as a bylaw.

A motion to hold a referendum on the carry-over resolution failed for lack of a second.

The Board then moved into a committee of the whole to consider the proposed revision of the bylaws as they pertain to student members of the Lawyers Club. After much discussion and some change, the Board approved a complete revision of the bylaws. The bylaws will become effective when approved by the Board of Governors.

Under the amended bylaws, and governing the upcoming elections, two significant changes have been made: (1) the President will be required to live in the Lawyers Club; the Vice-President will no longer be required to be a resident of the Club; (2) two Representatives to the Graduate Assembly (Graduate Student Council) will be specifically elected from among the candidates for that position. One of the two Representatives must not have completed more than two full terms of classwork at the time of election, a full term meaning the Fall or Winter terms, but not the Summer. Both Representatives will be Board members by virtue of their office. The number of positions as member of the Board (exclusive of the Officers, the Student Members of the Board of Governors and the Representatives to the Graduate Assembly) has been reduced from seven to five to accommodate the newly created positions.

--Wm. H. Conner

THREE SELECTED STUDENT ADVISORS TO 'U' VEEPS

Three law students have been provisionally selected to positions as student advisors to University Vice-Presidents Smith, Pierpont, and Cutler as a result of interviews conducted by a joint Graduate Student Council (GSC)-SGC panel.

William (Jake) Sheehy, Detroit freshman, will be chairman of Vice-President Allan F. Smith's Advisory Board on Academic Affairs. He will also serve as a member of the board advising President Harlan Hatcher. Jeffrey Shopoff, Richardson, Tex., freshman, will be a member of Vice-President Wilbur F. Pierpont's Board on Finance. Charles Barnhill, Wilmette, Ill., junior, will serve on Vice-President Richard L. Cutler's Advisory Board on Student Affairs.

The selections are subject to final approval by the full memberships of GSC and SGC.

--J. Kirkland Grant

LEGAL AID STUDENT BOARD ELECTIONS MARCH 6

Elections for the Legal Aid Student Board will be held Monday, March 6, from 8:00 am to 5:00 pm in front of Room 100. All members of the Legal Aid Society are eligible to vote. The Student Board of the Legal Aid is composed of nine members elected at large. The newly elected Board will choose its own officers.

The nomination procedure for the election is as follows: Anyone may place his own name in nomination by submitting a letter indicating his wish to run for the Student Board. Appropriate in this letter would be a list of his activities, his work in the Clinic and any other significant ideas. Any junior is eligible for nomination, including those who became members of the Legal Aid Society this January. This letter, submitted by the nominee, will be duplicated and circulated prior to the election among the members of the Legal Aid Society. All nominations are due by noon Monday, Feb. 27. Nominations should be submitted to Bob Wells, G-12 Law Club, 764-8926 or John Hartranft, Carrel 5C in the Library.

After the election on March 6, the list of elected Board members will be placed on the Hutchins Hall Legal Aid Bulletin Board.

--Bob Wells, Election Chairman

ANNOUNCEMENTS

ATTENTION GRADUATES OF IRONWOOD H.S.--It has recently come to the attention of the Law School that a scholarship in the amount of \$1,000 per year is available to a law student if he is a graduate of Ironwood High School, Ironwood, Michigan. Anyone who qualifies should contact Mr. Kenneth Yourd in Hutchins Hall right away.

A limited number of Campbell Competition Final Argument Briefs will be available for students. Any student wishing to reserve copies should put his name in the Case Club mailbox on the third floor of HH.

Anyone playing A&P Food Store's Surprise Party bingo game, wishing to compare slips with an eye to a profitable partnership, call 761-2493.

WEEKENDER

The line-up for the upcoming Sesquigras weekend should look something like this:

Cinema II will have "Darling," the 1965 drama which put English actress Julie Christie on the map. Nevertheless, despite an able cast including Dirk Bogarde and Laurence Harvey, "Darling" somehow falls far short of measuring up to the exorbitant amount of publicity which it received. Although Miss Christie turns in an excellent performance as the young girl on the make who leans too late that there is little happiness in the "hippie" world she sets out to conquer, the picture on the whole offers little originality. For one thing, the viewer cannot help but feel that he has seen all the elements of the plot somewhere before and that even the presentation is somewhat stale. For example, the screenplay borrows parts of the celebrated party games from the orgy in "La Dolce Vita," but this particular sequence is not nearly as biting. Perhaps "Darling"'s greatest sin is that it borrows often, but not well.

The Campus will have Michelangelo Antonioni's "Blow-up," the famed Italian director's first English film. In this one, a British photographer, played by David Hemmings, takes secret photographs of a young woman (Vanessa Redgrave) with her lover, only to learn soon after that the man is now a corpse. Hemmings, who apparently leads an existence somewhere between fantasy and reality, finds that his "blow-ups" of the incident contain an unexpected picture of the murderer. On this story line, according to the critics, a fascinating and often brilliant drama has been built. This one appears to be well worth the time.

The State on Saturday will run "Fistful of Dollars," an Italian western which has caused somewhat of a stir on the Continent and which threatens to start a new trend of pure shoot-outs to replace the current trend featuring involved "adult" overtones. Clint Eastwood, who used to be on "Rawhide," stars as the nameless hero who rides into town and leaves a trail of dead men behind him.

Cinema Guild tonight and tomorrow will present "Ordet" ("The Word"), T.H. Dreyer's 1955 Danish drama about a young farmer who becomes obsessed with the belief that he is Christ. The film won the Venice Film Festival Award in '55. On Saturday and Sunday, the Guild will have a special program consisting of three separate segments of several experimental dance films. A special matinee will be shown at 2:30 on Sunday.

The Michigan, as of press time, plans to hold "Alfie" for the coming weekend, but notes that a change may be in the wind. Check the Daily.

TUBE FANS will have the following Best Bets to choose from:

Friday, at 9 pm on Channel 2, CBS will have Audrey Hepburn and George Peppard in the movie version of Truman Capote's "Breakfast at Tiffany's." For those who did not catch it first semester, may I recommend it as a highly entertaining and delightful film.

At 11:30 on Channel 7, ABC will have "Lolita," the film version of Vladimir Nabokov's controversial novel about the affair between middle-aged Humbert Humbert and his fetching nymphet. James Mason, Sue Lyon, and Shelley Winters are featured.

Saturday at 11:30, CBS will have "Picnic," the '55 drama based on the Pulitzer Prize-winning play. William Holden turns in a particularly good performance in this one as the drifter who finds trouble and Kim Novak all in the same place. Rosalind Russell and Arthur O'Connell also star.

--Jay Witkin

SPORTS

INTRAMURALS--The Law Club and Phids met head-on last week and the Phids came off with a solid 48-29 victory to move into the finals this Thursday for the basketball championship. Their opponent will be the Tort-Feasors. The outcome of this all-Law School finale should be interesting. The swimming meet is this Thursday at 7:00 pm at the varsity pool. Anyone interested in volleyball or paddleball should call Jim Walter in J-13, 764-8936.

Having found Law School competition too peaceful, Larry Glazer, '68, has taken to the ring. He will fight for the Michigan Boxing Club welter-weight championship tonight at 8:00. Glazer's three-round bout will be part of a program involving members of the Michigan Boxing Club and the Ypsilanti Golden Glovers. The one-hour tort-fest will take place in the boxing ring of the IM Building and is open to the public.

* * *

Basketball--There seems to be a new philosophy springing up around the country on "How to Succeed at Basketball Without Really Trying." Basically, the idea is that the other team can't score if they can't get the ball. A few coaches therefore have come up with the "stall," an old weapon that certainly has a strategic value (when used in the last few minutes to protect small leads) if used in its proper place and not to the detriment of the game itself. The key moment of the game becomes the opening center jump. After that the clock can be stalled away for the last nineteen minutes of the half and a final-second desperation shot can be taken. This of course is the ideal situation, but no team has yet been able to keep the ball for a full twenty-minute period, though two Kentucky small college teams a few weeks ago did battle for forty minutes with the final score reading seven to one.

In major college play, UCLA, Princeton, and even a poor Kentucky Wildcat team have been forced to combat such "strategy." Last weekend, Johnny Wooden retaliated by winning the second-half tip and ordering his team to hold the ball for seven minutes. The ramifications of a "double-stall" are fairly apparent.

The real complaints though shouldn't be coming from the coaches, because the better team inevitably wins such games. It is the fan who is really being short-changed, because at its best, college basketball is probably the most exciting spectator sport in the country.

--Saul Schultz

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