

10-28-1969

The Adversary (Vol. 1, No. 3, October 28, 1969)

Southern Methodist University School of Law

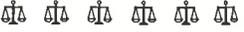
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Recommended Citation

Southern Methodist University School of Law, "The Adversary (Vol. 1, No. 3, October 28, 1969)" (1969).
The Adversary. 3.
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The Adversary

SOUTHERN METHODIST UNIVERSITY  SCHOOL OF LAW

Vol. 1, No. 3

October 28, 1969

A New Perspective

The Southern Methodist University International Law Society was formally reactivated Friday, October 24. The society is the student version of the American Society of International Law, publisher of the leading quarterly in the field of international law. The SMU group has been relatively inactive in the recent past, but the new members hope to establish an active and interesting association.

The society hopes to fill the gap between the foreign students and the American students, by providing a place for the exchange of ideas on current international law problems. The society plans to invite guest lecturers for their monthly meetings, and energy is being mustered to provide for an interesting international law symposium this spring.

See PERSPECTIVE, page 2

INSTITUTE

The Southwestern Legal Foundation will present a symposium on problems in the area of Labor Law, Thursday and Friday in Storey Hall.

Labor Law authorities from all over the nation will be leading discussions with labor and management oriented attorneys coming from many parts of the country. Students desiring to attend any of the conferences should sign up in the Southwestern Legal Foundation Office in Storey Hall by Wednesday.

Trial Lawyers

The Honor Court, in formulating the procedure to be used in cases involving violations of the Honor Code, has created the position of prosecutor. The prosecutor's duties would include investigation of complaints, after such complaint has been formally filed, and the presentation of any evidence he finds.

The court is preparing a list of defense counsel to be available to a defendant if desired. Any second or third student interested in the position of either prosecutor or defense counsel should sign up in the Student Bar Office during the posted office hours by Friday, October 31.

BARRISTERS:

THE BARRISTERS is a student service organization founded in 1947 at Southern Methodist University School of Law. Its members, fifteen students from the second and third year classes, are elected on the basis of scholarship, leadership, achievement, and personality. It is with great pleasure that THE BARRISTERS announces the recent initiation of seven new members:

David Leroy Jackson
Walter Wilson Jones
Joseph Henry Lazara
Sylvester Price Smith
Steven Wilson Stark
Clyde Richard White
Arthur William Zeitler

UNIVERSITY COMMUNITY CAUCUS

A Caucus Named Desire:

What began as a hunch has now become a reality. A reality built upon the desire of two differing view points to seek out and understand more fully that which divides them.

See Caucus, page 4.

Crime & the Law

Eight hours of instructional films on criminal procedure, to be presented by Professor Steele, will be shown on November 8 between 9:00a. m. and 6:00 p. m. .

The films, prepared by the Roscoe Pound Institute, are designed to give the student a practical "over the shoulder" look at how Constitutional rights are safeguarded by procedure .

The dramatized reenactments of actual criminal cases will focus on the areas of arrest, interrogation, and courtroom situations. The new developments in post-Miranda procedure, as well as juvenile matters will also be covered.

A schedule of film topics will be released prior to showing so that students and faculty may select those which they would prefer to see during the nine hour period over which the films will run.

TOP OF THE NEWS

A Legal War?

The recent Viet Nam Moratorium found the School of Law well represented at the SMU podium by Professor Howard Taubenfeld. After stating briefly that he personally felt the U. S. involvement in Viet Nam unwise politically and militarily, the Professor addressed the body of his remarks to the "constitutional" and "legal" issues raised by opponents to the war.

U. S. involvement in this conflict is not unconstitutional, he asserted. Although the Constitution does say "Congress shall have the power... to declare war," it does not preclude other means of becoming involved.

After all, he explained, the President is Commander-in-Chief. He is charged with the duty of protecting the U. S. from threats to her security. What constitutes a threat is, of course, a discretionary decision. While involvement in the war is unpopular in some quarters, it is obvious that a great number of people--including many top government figures--support it. Moreover, Congress has repeatedly implied its approval by supplying the necessary financial support.

PERSPECTIVE (cont. from p. 1)

Some members will be participating in the 1970 Philip C. Jessup International Law Moot Court Competition. The Competition involves a hypothetical case which consists of timely and important questions of international law. The regional competition will take place in March and the finals will be part of the Annual Meeting of the American Society in New York, April 24-26.

The society is open to all law and graduate law students. For further information check with the Student Bar Association.

TIM COMSTOCK,
President

On the "legal" question, Professor Taubenfeld pointed out that among those knowledgeable in this most esoteric branch of legal science, there is about a 50-50 split. But the primitive although complex state of international law, in his opinion, has no provision rendering our presence and action there "illegal".

Demonstrating the devastating force of the Hypothesis on an innocently sincere question, the Professor disposed of the quere, "How can men be drafted to fight a war Congress has not declared?" as follows: Suppose that in 1941 the Japanese had attacked Washington as well as Pearl Harbor. Suppose that every Senator and Congressman had been killed while the President had survived. Could it be that he (the President) would have had to wait until another Congress could be elected, meet and declare war before he could act?

There was little further argument on that point.

DAVID IVES

MAKE YOUR PLANS

The Student Bar Association will again provide buses to the Homecoming Game with the aid of Phi Alpha Delta and block seating with the aid of Phi Delta Phi. The bus tickets will be on sale at the SBA Office next week for the afternoon game with Texas. Those interested in a social function that night should go to the all school Homecoming Dance at the Electric Building at Fair Park. Tickets are \$3 per person in advance and \$3.50 per person at the door. Advance tickets can be obtained at the ticket desk in the Student Center.

The next law school dance is scheduled for Saturday Night, November 15, 1969. Make your plans now.

FRATERNITIES

Let PAD Do The Driving:
Take the most convenient way to the SMU-Texas Homecoming game November 1st. Cost will be \$1.25 per person in advance of Friday, October 31 and \$1.50 thereafter. Buses will be provided on each bus at 25¢ per can, so the Longhorns can drown their sorrows. Tickets available in SBA office. Buses leave at 12:30 from Lawyers Inn parking lot.

PAD Police Rides

Phi Alpha Delta Law Fraternity annually sponsors weekend police rides in conjunction with the Dallas Police Department. These rides present an opportunity to observe law enforcement in action, and they are available to all second and third year students. First year students may ride in the Spring.

PAD extends an invitation to law students to engage in this exciting and rewarding experience. Sign up on the PAD Police Ride List on the fraternity board in Storey Hall basement.

Joe Lazara,
President

The Student Bar Association and the legal fraternities are sponsoring a day of lectures to senior government classes at Sam Houston High School in Arlington.

These Discussions are to be conducted by 2nd and 3rd year students on Wednesday, November 12, 1969 from 8:30 to 3:30. The subjects to be covered include warranties, guarantees, contracts, search and seizure, arrests, divorce, and traffic violations.

Anyone interested in speaking to these classes during these times please contact Howard Wilson, 526-5982, or Mickey Kahn, 528-4262.

THE SPORTING THING

BILL HUNT

SCATTERSHOOTING while wondering whatever happened to Ralph Baker:

Law I didn't have Calvin Hill, but James Jackson made a good substitute, and even though quarterback Randy Matthews never took off his shades, he and Jackson led the first year football team to a 14-8 second quarter margin over their heralded Law III opponents. James, a small-college all-American at Bishop, was the 7th round draft pick of the Detroit Lions in 1967. He and another rookie were tried at cornerback. The other guy was named Lem Barney. . . The Law I touchdowns were the first scores of the year against Law III, but the third year team has its Jackson too, and John made a great leaping catch of a Hugh Hackney pass just before the end of the first half to put Law III ahead to stay. Howard Wilson's clutch interception in the fourth quarter iced the 22-14 victory. . .

Law III went on to Theology III and the undergraduate independent champions. That shouldn't end the season for the undefeated third year team, but apparently it does. The only other undefeated team on campus, the venerable Faculty coaches, will not risk playing against such quality opposition. . .

The mighty PADS curised to another victory in the annual Spitoon Bowl football game. This year Phi Delta Phi was a 19-8 victim. Chuck Plenge helped quarterback the winners and provided some of the suspense in the game on the snap-backs from center. Glen Majure left his desk and came in for one fateful play; his knee was the big news on the injury list. Free beer was one of the highlights of the game. . .

Only three rookies have led the NFL in rushing in the last twenty-five years: Marion Motley, Alan Ameche, and Jim Brown. At his current pace, Calvin Hill will outgain each of the three as a first year rusher. Austin Reagan High has now 36 straight games. The two-time state champions have an offensive line that outweighs SMU's by ten pounds a man. . . If you watched the UT-OU clash you couldn't miss Cotton Speyrer. The split end from Port Arthur has now carried the 71 times for Texas in 15 games on kickoff and punt returns, passes, and runs. Speyrer has chalked up 1,430 yards for an average gain of 20.1 yards everytime he has touched the ball. Of course, he never had to play against David Shuford. . .

CLERKSHIPS

One employment opportunity often overlooked by law students is that of briefing attorney to a Federal or State judge. Such a position offers an invaluable opportunity to gain experience in every conceivable kind of legal problem. It also offers firsthand insight into the judicial process and a wide variety of prime employment possibilities following completion of the clerkship.

Criteria for selection as a briefing attorney vary widely. Some courts chose their law clerks primarily upon academic achievement and articles published. Other consider desire for the clerkship and personality traits as factors which are more important than grades or law review experience. Pay is improving rapidly.

If you are relatively draft-proof and are interested in one of these positions, please see Dean Jones, Mrs. Blair or myself.

DAVID W. PURCELL

Medical or Legal Problem?

LAWYER'S EXPENSE STATEMENT:

10-4	Ad for female stenographer	1.00
10-4	Violets for new stenographer	1.50
10-6	Week's salary for new stenographer	45.00
10-9	Roses for stenographer	5.00
10-10	Candy for wife	.90
10-13	Lunch for stenographer	7.00
10-15	Week's salary for stenographer	60.00
10-16	Movie tickets for wife and self	1.20
10-18	Theatre tickets for steno and self	16.00
10-19	Ice cream sundae for wife	.30
10-22	Mary's salary	90.00
10-23	Champagne and dinner for Mary and self	32.50
10-25	Doctor for stupid stenographer	375.00
10-26	Mink stole for wife	1,700.00
10-28	Ad for male stenographer	1.00

BILLY D. MOORE

BAR NOTES

Last time was a soliloquy on what the Executive Council of the Student Bar Association has done. Now let's look at what is coming up and what is being discussed at the meetings. One of the items on the agenda is the Model Code for Student Rights. This was the result of a year's work by members of the Law Student Division of the ABA and is offered for acceptance to each University, not only the law school. Basically, it designates certain rights and responsibilities each student has at a university as a student. Since it is comprehensive, we do not have time or space to go into it in detail.

The Executive Council is just beginning to evaluate the issue. If you are interested and would like to read the Model Code come by the Bar Office and a copy will be available.

We also have another speaker coming up. Senator John Tower will be here on Friday, November 14, to speak at 3:30. We are trying to have a reception afterwards in his behalf, but this is dependant upon his schedule. As Senator Tower is one of the most vocal Congressmen on the Viet Nam War, you would be doing yourself a disservice by not hearing him speak.

The SBA is currently investigating an offer from a reproduction company on the possibility of replacing the Xerox machine in the library. Cost to the student would be 5¢ per copy rather than the current 10¢ per copy. For information or comments see 2nd year Rep. Rik Knopf.

This week we will wrap up the Blood Drive for Mr. Donald Fitch. While initial response was slow, we hope that many of you will reconsider and help this worthwhile endeavor. He used 700 pints of blood at roughly \$35,000, which left the blood bank critically low. Joe Henderson, Jim Wood and all 1st year Reps. are the ones to contact to help.

Lastly, today, I would like to say that I personally have been a little disappointed with the response to the use of the Adversary. While I feel the staff has done a fine job, you the students aren't making use of the opportunity it presents. First, there is an opportunity to help produce the paper. While perhaps this isn't quite the most legal activity around, it is one of the most important and rewarding. Many of you have helped on school papers before, so it would not be difficult for you or that time consuming. For those of you who haven't worked at all in this field, it can be fun as well as a learning experience. Second, you are not making use of it as a forum to communicate to the powers about the problems around here. No letters-to-the-editor yet. Everyone has some legitimate gripe, so let's air it.



JOHN JACKSON,
President

The Board of Editors of the Journal of Air Law and Commerce announces that Volume 35#2 is now available on a complimentary basis to all full-time law students who request them from Mrs. Gray in Room 20.

LOCKERS

There are several lockers now available -- if you are interested in obtaining one see Marcena Harlan in the Dean's Office.

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All students who did not receive a copy of the PAD telephone directory, can pick one up in the Student Bar Office.

DECEMBER GRADUATES

Please pick up graduation and bar packets in the Records Office.

LAW SCHOOL ANNUALS

Law School Annuals for the 1968-69 school year are now available in the Records Office for second and third year students.

FOR RENT:

On campus housing for couples is available in Moore Hall. Law student wishes to vacate the premises on November 1. For information call Chris Albig at 368-9229.

Caucus (Continued from page 1)

What began as a one-man effort has multiplied into the effort of many. Letters are now circulating within the Dallas business community carrying the endorsement of some of the Southwest's top business leaders. So far, through the formal and informal lines of communication, recognition and acceptance of the Caucus spans the many levels of business. Presently, over 100 businessmen have responded affirmatively. These responses reflect the interest of the top management of various sizes and kinds of business.

Due to a conflict with another important meeting, the dates of the Caucus have been changed for the convenience of the participants to November 19 and December 3. The key note speaker for the general assemblies will be Mr. James Ling.

The Caucus offers the Law School a unique opportunity to play an essential part in the meetings. Faculty and students will be asked to lead the discussions in the December 3rd meeting with the task of guiding of discussion to a meaningful end and avoiding the entrenching of view points which can destroy understanding.

SHELLY BOWLES