The Adversary (Vol. 4, No. 1, September 1971)

Southern Methodist University School of Law

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SMU SBA AWARDED
BEST IN NATION

The Student Bar Association of the Law School has been awarded a certificate designating it the "Most Outstanding Student Bar Association" of the nation. The award was presented to the organization at the July meeting of the American Bar Association in New York City.

The report submitted to the ABA described thirty-two projects which the SBA participated in during the academic year 1970-71. The projects were grouped into four areas: I. Professional Programs, II. Social Programs, III. Service to Students, and IV. Problem Solving.

One of the most successful projects sponsored by the SBA was its Speakers Forum. This was a series of semi-monthly questions and answer coffee sessions with distinguished visiting speakers. A partial list of the speakers include: Ralph Nader, Willard Wirtz, Lloyd Bentsen, George Bush, Sarah T. Hughes, John Tower, and Ralph Yarborough.

Officers of the Student Bar Association for the academic year 1970-71 were: Mike Poynor, President; Ira Tobolowsky, Vice President; Mary Ellen White, Secretary; and Ed Mills, Treasurer.

Meet A Law School Favorite

Should you happen to be driving in the 6400 block of Bandera Street some evening, don't be surprised to see attractive Jean Jury, Director of the SMU Law School Admissions & Records, jogging along.

One might also find her—in what spare time she can find—decorating, golfing, biking, or tending to her prized and rapidly-growing collection of plants. Cooking, however, is not her bag—her neighbors keep her from starving. In an interview with Adversary staff members, Mrs. Jury claimed, "If it weren't for people like the Thomases (A.J., that is), I'd starve."

When anyone at the School of Law has a question, the familiar answer is "See Mrs. Jury." The lady who seems to have the solution to almost everything came to SMU in April of 1966. While working for the Admissions and Records office her son Harvey graduated from SMU in 1969 with a B.B.A. Harvey presently works for the Joe Murray Advertising and Public Relations Agency in Dallas.

Having watched the growth of the law school in the past five and one-half years, Jean Jury has aided this progress.

See J. JURY, p. 6

SEMINAR
SECURED TRANSACTIONS AND COMMERCIAL PAPER:
NEW DEVELOPMENTS
September 23-24
Underwood Law Library

DALLAS ATHLETIC CLUB PARTY

SEPTEMBER 18, 1971

TICKETS--$4.00
PER COUPLE
DRINKS-- $1.00000
8:30 P.M.
? ? ?
EDITORIALLY:

CAUTION---Law School May Make You Sterile !!!

Contrary to vicious rumor, law school in itself does not make you sterile. Although more than one student has had his tubes tied by a particularly vindictive professor, the malady is not permanent and in most cases normal functions continue after the realization that everyone else was equally capable of making an ass of himself on a particular day. Despite the lack of a threat of permanent physical damage, the rumor does have some truth to it. A first year student struggles to learn to think like a lawyer, and suddenly, two weeks before finals; ZAPPO! There it is, a gift from the Gods—the legal state of mind. However, this achievement does not arrive without some consequences and it is one of these consequences that the editorial policy of this paper will actively address itself to. This consequence could not correctly be called apathy, because all law students are at least concerned with one thing, the progress of their legal education. But is this enough? Doesn't the special status accorded a law student, a future lawyer and law maker, demand some higher sense of responsibility? Because we believe there is some higher duty a law student is answerable to, the editors will seek to point out the deficiencies and potentials of the legal state of mind within the context of the larger community. After all, the real test lies there.

In seeking to effectuate a goal of more active student involvement and understanding, certain changes have been made in Adversary policy. A large edition will come out once See STERILE, p. 3

WELCOME FROM THE DEAN

It is a great pleasure to welcome the new students and all continuation students to the Law School for the new academic year. The organization of the first-year class into advisory groups with an upperclass advisor promises to be a helpful process for introducing the new students to the study of law.

All of us—faculty, administration, and student organization officers and committee chairman—extend a sincere offer of assistance to any student or group of students. Our common aim is to provide a rewarding professional and intellectual experience, and to this end we want to work as cooperatively and as effectively as we can.

Good luck. Please call on the Dean's office if we can be of assistance.

Dean Charles O. Galvin

From the SBA Desk...

In making plans for a new school year, it is advantageous to sit back and review the past and to determine what can be used to build a better organization. In order to be honest, however, what needs to be changed must also be reviewed. Instead of the usual welcoming letter written by the President of the SBA, I would like to take this opportunity to review what needs to be changed during the current year.

In the past, programs that have been initiated by the SBA have been hindered from their inception. Students and Faculty alike have criticized the SBA and have asked "Why are you here?" This does not mean that the SBA has not been successful in its programs in the past. What it does mean is that the SBA has shouldered a great amount of work in the past with little cooperation on behalf of the student body. The elected individuals are in existence to channel the energy and tap it for its fullest potential. I questioned above how could the SBA be more successful. The answer is obvious—more participation.

This year the Student Bar has been reorganized with the idea to get the fullest participation from the Student Body. See SBA, p. 8

THE ADVERSARY
SOUTHERN METHODIST UNIVERSITY SCHOOL OF LAW

Editor-in-Chief: P. Burns Vick
Editorial Board: Richard Anderson, Carol Barger, Al Ellis
Staff Members: Stuart Anderson, Richard Grisham, Evelyn Hudson, Pete Lesser, Harry Najim, John Pitts, Bill Ruhe, Jay Carmichel (Managing Editor), Roger Thomson.

Published by the students of the Southern Methodist University of Law at Williams & Graham Lithographic Service and the School of Law Print Shop, Dallas, Texas.

Letters from readers are encouraged. Each must not exceed 250 typewritten words. The Adversary is published weekly on Tuesday and copy deadline is the Thursday noon preceding each printing. Views offered are not necessarily those of the paper.
SBA OUTLINES SOCIAL SEASON

by Mac McDermott

It is with considerable pleasure/trepidation that I report to the Faculty and students regarding the 1971-1972 social program. The year has already received an auspicious beginning with the successful First Year Orientation Party at the Land's End Apartments and the all-school T.G.I.F. at Flagpole Hill (for those who found it).

This year will see the continuation of the T.G.I.F. program--so long as Fridays aren't cancelled. The first major party of the year is planned for September 18 at the Dallas Athletic Club (downtown). This should be a good chance for everyone to get together again after the summer and for the First Year Students to see that their professors (who are cordially invited to attend) are not really ogres after all. Tickets are a paltry $4 per couple with liquor sold exclusively by-the-drink at the D.A.C. Drink tickets are available at a discount if purchased beforehand through the S.B.A.

This year, the emphasis will be on more informal parties rather than the large, "coat and tie" parties of the past. Tentatively, an Octoberfest is planned for late October or early November replete with German food, a German singer (complete with leather apline shorts plus accordion--sorry, no bubble machine!) and, of course, plenty of beer. As last year, the S.B.A will collect I.D.'s from everyone prior to the home football games to provide block-seating for the Law School. Spring promises the ever popular S.B.A. Golf Tournament (ask anyone who was sober enough to remember about it).

As you can see by now, we have everything to make this year a real success from a social standpoint, except ... . The only remaining ingredient to insure complete success is manpower. Anyone interested in helping with the social program please call me at 522-0890 or contact me in person.

STERILE, from p. 2

a month. Each Tuesday, a one-page edition including the calendar of events for the coming week will be printed. Editorials are not considered compulsory with the Board and will be printed when comment is deemed necessary, leaving the amusing anecdotes on Vietnam and the political scenes to some of our more spectacular contributors. The Editorial Board is made up of two third-year and two second-year students. A bulletin will be posted and interviews conducted to admit one first-year student to the Board. Letters to the Editor are important contributions in measuring the temper of the law school community, and as many as space permits will be published.

In short, to inform and challenge is the goal of the new Adversary. We hope to realize this goal. After all, rumor is that editorializing makes you banal.

Legal Fraternity Revitalized

A new law fraternity with an old name was begun this summer with the revival of the Hemphill Senate of Delta Theta Phi. The second oldest legal fraternity in the nation and a long established organization at SMU, Delta Theta Phi recently became inactive in January. July the fraternity was reorganized, in the words of its officers council, "... to provide an alternative to the usual professional fraternity by placing an emphasis on social, political, and professional awareness and social action."

Joe Morris, who represented the local Senate at the fraternity's national convention in Miami Beach, stated that the fraternity will be a change from the usual concept of a legal fraternity "... in that while we have social activities, we are interested in issues of current social and political significance and matters of professional interest to law students."

Delta Theta Phi, which admits both men and women, also has Senates at University of Texas, Texas Tech, University of Houston, and South Texas, and has an active national alumni organization, particularly in Dallas and Houston.

Provisional officers are Bill Elliott, Rush Chairman; Floyd McSpadden, Dean; John Bryant, Vice-dean; and Joe Morris, Tribune.

Calendar of Events

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<th>SEPTEMBER</th>
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THE ADVERSARY, Page 3
LEGAL CLINIC ACTIVITIES NUTSHELLED

Summer did not signal "vacation" for the SMU Legal Clinic as it did for many law students. A diminished enrollment of ten Clinic B students necessitated the cessation of work on habeas corpus cases as well as the total number of cases tackled.

No new law reform cases were initiated during the summer session; however, interesting civil matters involving such legal areas as the UCC and the Texas Safety Responsibility Act became the concern of the Legal Clinic.

Those attending the School of Law this fall have no doubt stumbled around the west end of Storey Hall where renovation work is expanding the Clinic's office area. Plans call for additional interview rooms, one of which will be large enough to utilize videotape equipment for taping interviews, a new reception area, and general painting and cleaning.

One new program for fall, 1971 involves students working with prisoners at the Federal Correctional Institution in Seagoville on a regular basis. All B students will participate in the defense of alleged ten-age traffic offense cases before teen juries in the Irving Municipal Court.

Tentative plans have been formulated for giving legal assistance in the corporate tax field to the Caruth Small Business Institute in the School of Business. Additional law reform projects will be researched and civil actions begun when warranted, e.g., the right of state prisoners to confrontation in civil cases is presently under scrutiny.

The Legal Clinic under Director Maxine McConnell, Professor Walter Steele, Chief Counsel Al Ellis, and Assistant Chief Counsel John Hove will continue to keep an active, varied case-load so that students may participate in the practical aspect indispensable to legal education.

FORUM
FROM CREATION TO SALE:
REPRESENTING THE FAMILY AND
CLOSELY HELD CORPORATION
October 1-2
Underwood Law Library

SwLF Holds Labor Law Institute

The Eighteenth Annual Institute on Labor Law will be held at the SMU School of Law on Thursday and Friday, October 28, 29, 1971. The two-day series of seminars and speeches sponsored by the Southwestern Legal Foundation will offer law students an invaluable opportunity to hear and meet top labor law professors and experts from across the country.

Chairman of the Institute, SMU's Professor Charles J. Morris, explained that the major area of concern will be jurisdictional problems. The list of noted scholars and practitioners who will be present includes:

HOWARD LESNICK, Professor--School of Law, University of Pennsylvania, Philadelphia;
WILLIAM J. CURTIN, Partner--Morgan, Lewis & Bockius, Washington, D.C.;
GEORGE SCHATZKI, Professor--School of Law, The University of Texas, Austin;
THOMAS C. NEWHOUSE, Associate Professor of Law--University of Houston, Houston;
THE HONORABLE RALPH KENNEDY, Member--National Labor Relations Board, Washington, D.C.;
DENNIS H. VAUGHN, Partner--Paul, Hastings, Janofsky & Walker, Los Angeles;
BENJAMIN AARON, Professor--School of Law, University of California, Los Angeles;
ROBERT H. CHANIN, General Counsel--National Education Association, Washington, D.C.;
REGINALDO H. ALLEYNE, Acting Professor, School of Law--University of California, Los Angeles;
HUGH HAHER, Partner--Bassett, Donaldson & Hafer, Seattle;
FRED W. ELARBEE, JR., Senior Partner--Constangi & Prowell, Atlanta;
J. ALBERT WOLL, General Counsel--AFL-CIO, Washington, D.C.

Any SMU law student is eligible to attend the seminars free of charge. Those interested must first contact Professor C. J. Morris before registering with the Southwestern Legal Foundation.
CURRICULUM COMMITTEE MARKS PROGRESS

Of all the S.B.A. committees, one of the most important, insofar as the individual student is concerned, is the Curriculum Committee. Through this committee, the student body can make effective suggestions for course change and curriculum alteration. Working with Professors Bromberg, Bernstein, and Kennedy, the S.B.A. has an active voice in (1) the recognition of new courses, (2) the expansion of existing courses or programs, and (3) the modification of the curriculum structure, e.g., requests for modifications of degree programs, modification of grading systems, and modification of course credit.

The following is a summary of the primary "projects" of the S.B.A. Curriculum Committee as of September, 1971. The committee would appreciate comments from either faculty, staff, or students as to these projects. Address all correspondence to S.B.A. CURRICULUM COMMITTEE, STOREY HALL.

I. Participating Credit Program. In the law library, there has been placed on reserve (1) a copy of an analysis of the 1971 Council on Legal Education for Professional Responsibility (CLEPR) survey of extra classroom activities among law schools, and (2) the first draft of an S.B.A. proposal for the establishment of a new program which would grant students credit for participation in off-campus legal work. A brief examination of the CLEPR survey shows that of the law schools which have extra classroom activities, 8% require some form of credit in that program for graduation. Also, 56% of the law schools offer more than one program; for example, New Mexico has fifteen extra classroom programs. (See Chart 1) In light of the survey and in light of the demand for admittance to the existing legal aid clinic at SMU, the S.B.A. has determined there is a need for expansion of SMU's extra classroom activities program. To this end, Professors Bogolomy and Steele, Mrs. McConnell, and the S.B.A. Curriculum Committee will be meeting to consider such expansion. The Committee would appreciate comments as to (1) whether students would participate in these activities (see draft 1 in library for a suggested program) and (2) whether the existing legal aid program should be supplemented by additional extra classroom activities.

II. LL.M.: Legal Education. Of all the areas of graduate study, no area is so wanting for attention as is the field of legal education. In almost all other areas of study, the professor has had some "conditioning"; whereas in law, the newly hired first year professor is thrown in "cold turkey." High school teachers have had education courses. Professors in the sciences have served as graduate assistants. Men in the humanities have been teaching assistants. But there is no program or plan for individuals who want to teach law.

To this end, the S.B.A. Curriculum Committee is working on a proposal which will grant, upon completion, an LL.M. Legal Education. Candidates will be selected on the basis of law school record and subsequent post-graduate achievements. At a maximum there will be one candidate per area of specialization (as currently described in the graduate program of the catalogue). The student will work closely with a professor in that area and gain actual experience in teaching, grading, and course preparation. The committee is eager to learn how many advanced students (second and third year) would consider application to such a program.

III. Professional Corporations. Upon the recommendation of Professor Pelliotier, the committee is considering the idea of drafting a student activity organization to be called Professional Corporations. See CURRICULUM, p.6

Minority Recruitment

Revisited

by Stuart I. Anderson

I'm afraid that the doling out of Law School scholarships on the bases of skin pigmentation and family background is an idea that has met its time, despite the rather cogent arguments advanced against such nonsense (see Anderson, "Go Go Status Quo," The Adversary, September 23, 1970). Some of the more impressionable members of this community term this program a great victory. Unfortunately, they are reduced to making the most unintelligible sounds when pressed to describe exactly what kind of victory has been achieved.

Certainly no less important than the philosophy behind these scholarships is the mechanics by which they are awarded. When Dean Galvin announced our charge into the brave new world last April, he assured a number of us that there would be no tampering with admissions requirements (academic ones that is) in order to achieve the more esoteric quality preferences of our liberal lobbyists. I'm sorry to say that there is a widespread belief (held even by members of the Law School staff) that various recipients of minority scholarships wouldn't have been admitted if they didn't have a certain level of pigmentation or some similarly important characteristic. I think it would be a good time for the Admissions Committee to clearly reveal how rigidly the guidelines set down under some highly critical questioning last April, were, in fact, adhered to in August.

I never cease to be amazed at the lengths liberals will go to in order to achieve their goals. Certainly the awarding of

See REVISITED, p.6

THE ADVERSARY, Page 5
Law Journals
Initiate Policy Changes

In the past the SMU Law School's two journals have been criticized for their restrictive admission policies. Only a certain number of the top people in any one class have been extended an invitation to join. Consequently, many otherwise highly qualified law writers have been denied admission, with a loss of the concomitant advantages (and disadvantages) attending membership thereon.

In order to remedy this omission, and to increase the utility and availability of journal work to the law school academic community in general, the Southwestern Law Journal and the Journal of Air Law and Commerce are jointly sponsoring a writing competition as a criterion on which to invite qualified students to join a journal.

Participants will be given instructions on how to write a casenote for journal publication. Each interested student will be given an outline of the substantive content expected in the note. Competition will begin after the first meeting of participants, which was held at 12:30 P.M. on Friday, September 10. Deadline for submission of the first draft of the note will be October 15. Within a few days, the editors of the law journal for whom the participant chose to write will evaluate the notes, and invite those writers whose work they feel to be of law journal quality.

The editors of both journals encourage all second-year students who are interested to participate.

Tommy Mann

**FALL OFFICE HOURS**
Supply Room
Daily 11:15--12:15
Print Shop
Morning 10:00--11:30
Afternoon 2:00--3:30

**CURRICULUM**, from p. 5

the addition of a new course: Professional Corporations. This course would be taught by Mr. George Ray, a frequent speaker on the PLI program and an acknowledged leader in this area. The course will be primarily graduate with third-year students being allowed to register on an available space basis. Business Associations and Business Tax would be prerequisites. The course would center on the background and history of professional corporations; tax status; practical realities; pension, profit-sharing programs, and other fringe benefits; and development of federal taxation policies. The committee wants to know how many students would be interested in enrolling in such a course.

**IV. Grading, Course Alterations, Misc.** The committee is considering proposals to alter the grading system in selected courses and welcomes comments as to what students believe would be a functional system to substitute. Also, the committee is concerned about a policy passed last year whereby advanced students receive priority over second-year students in limited enrollment courses. There is a question as to whether this reflects the wishes of a majority of the students.

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<th>No. of selected area procs.</th>
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*At New Mexico, these three law school clinics are in the areas of draft law, mental health, and student assistance; however, there are actually 9 programs within these three areas.

Van Carter

THE ADVERSARY, Page 7
ANALYSIS OF INCOME AND EXPENSES OF THE STUDENT SENATE AND OTHER, FOR THE STUDENT BAR ASSOCIATION FOR THE FISCAL YEAR 1970-71, July 1, 1971

Student Senate Allocation $6,200.00
Vending Machine Income 439.80
Money from Dean Galvin ($1/student/semester) $589.50

Printing (correction in the books) 150.26
Ticket Sales:
  Esquire Week 400.00
  Law Week 208.00
  Other 391.00

Carryover from 69-70 fiscal year 150.00
Calendar Year Account income 230.00

TOTAL INCOME $9,302.06

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PROJECTED INCOME FOR THE FISCAL YEAR OF 1971-1972 FOR THE STUDENT BAR ASS'N

Student Senate Allocation ($9/student) $5,300.00
Bank Balance presently 661.23
Carryover from previous fiscal year (approx.) 1,000.00
Vending Machine Income (approx.) 430.00
Money from Dean Galvin (approx.) 1,050.00

**TOTAL ESTIMATED INCOME** $8,441.23

This figure will be increased by any income received from ticket sales at any of the social affairs during the year. Furthermore, at the beginning of the academic year, the Student Senate will possibly give us approximately $1,500.00 more, but this is very indefinite.

SBA, from p. 2

It will no longer be said that the SBA is a clique working to further its own end. The elected representatives will serve as directors of certain areas. Non-elected members of the Student Body will serve as committee chairmen. A complete list of committee chairmen will be posted on the SBA bulletin board shortly. Contact these individuals so that this year's SBA may reach its fullest potential.

The question that should be asked is, "Is this going to work?" I will let you answer the question. The SBA, under the Calendar Committee Chairman Don Wetzig, received $150.00 income from the sale of ads in the calendar. The Orientation Committee, with Duke DeWare as Chairman and Al Ellis and Kurt Phillips as Co-Chairmen, involved thirty-two upper-classmen in Orientation as student advisors. These are just two examples of how participation by the Student Body pays off. The SBA this year has the potential.

Last year the SBA won an award for being "The Outstanding SBA" in the nation. Let's repeat that this year by everyone participating in SBA programs. You can participate by chairing a committee or by merely attending. What the SBA needs is you.

Calendar of Events

**OCTOBER**

1, 2 PLT--Representing the Family and Closely Held Corp.
2 SMU vs. New Mexico State at Dallas
4-9 Esquire Week
6 Law Wives Meeting
9 SMU vs. Air Force at Colorado Springs
16 SMU vs. Rice
28-29 18th Annual Institute on Labor Law
29 Homecoming