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Southern Methodist University School of Law

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THE ADVERSARY

SOUTHERN METHODIST UNIVERSITY SCHOOL OF LAW

Vol. 4, No. 5

DALLAS, TEXAS

November, 1971

Smith - Exit Stage West

The sign on his door says that God and this law school are against him. But when the editorial board of the Adversary sat down to talk with Texas Tech's new Professor of Law Eugene Smith, there was a reluctance to give more than even money odds on the law school or God. Known to his students for a sardonic wit, he proceeded to provide provocative and challenging answers which spoke to problems that touched the whole fabric of the law school.

Professor Smith was an honor graduate of the SMU School of Law in 1958. After a year as Briefing Attorney for the Supreme Court of Texas and a year as a Teaching Fellow at the Stanford School of Law, he returned to the SMU School of Law to teach. The former Editor-in-chief of the Southwestern Law Journal, spent a year at the Columbia School of Law where he was a Morris Fellow and returned to his teaching post here as an Associate Professor. This semester marks the end of Professor Smith's stay at SMU as he leaves to become a Professor of Law at Texas Tech's recently opened law school, a move motivated "because it was time to leave." Speaking of the reaction to his move, Professor Smith said that in many cases the School of Law personnel and students take such a leaving as a personal thing which it should not be.

When asked about his perspective on the law schools in Texas and the legal education provided the student by these schools, Professor Smith denied having any more than a non-empirical idea of the education given by the Schools of Law here and at Texas. The huge school at Texas, he said, provides for the good student a legal education comparable to any in the country, while the education gained at SMU is favorable for those students which are average or below with SMU making better lawyers of such people than would Texas with its massive program. The prospects for the SMU program becoming like that of Texas seemed dim to the Professor even considering the large first year class that was admitted this year. A former member of the Admissions Committee, until he resigned because of the impending move to Lubbock, ("One of the fringe benefits of leaving at Mid-year is that you don't have to serve on committees"), he said a much lower limit was set for the number of people that was to be admitted to the first year class, but declined to speculate on the reasons behind the larger number of admissions.

When asked about the traditional foe of the first year student, the Declaration of Intent to Study Law, Professor Smith commented that "the lawyers questioning look like fools to this generation of students. It was an arbitrary process which was erratic in application and held no real possibility of securing information." "As the process is presently set up," he said, "the information gained is privileged, is largely irrelevant, and is not a real measure of the person." Whether one is excluded because of a felony conviction should be, to the Professor's thinking, based on the type of felony and not the mere fact of the conviction. "The basic honesty of the person is more important than whether you believe in integration." The test, should be more one of how the person would serve his clients and not of whether he meets the ideological standards of the Dallas Bar, seemed to be the message. Professor Smith in fact says that it seems that the Dallas Bar would "rather have a (Cont'd. next column)



conservative crook than an honest liberal if their past behavior is any indication."

The Adversary Editorial Board then asked Professor Smith about the chances for reform of the Law school structure and how the student body might join in the implementation of what changes that might come. "The very structure of the Law School is susceptible to student change," he said, "especially the grade-status reward system where all the rewards are based on the first semester grades. This discrimination is made more invidious by class ranking." Exploring this area even more, the Professor said that this law school system is to the greatest extent one that is self-perpetuating. "The high averages attract the high averages, and the professors will seek out those with high averages because they are obviously similar to themselves." He then posed the most challenging question of the interview, himself by asking "Why isn't this offensive to most students, that this is the most apparent measure of his worth in other's eyes? Number Four is a good example. He gets to go to

Contd. page 6

Letter to the Editor

EDITORIAL...

Dear Sirs:

Several weeks ago when Peter Lesser was elected as Vice-President of the SBA, I had my doubts as to the effect his presence would have upon the Bar. However, I resigned myself to the fact the students had voted for him to fill the position and to try to make the best of the situation. But this week, my misgivings regarding the quality of Mr. Lesser's verbal assaults and lack of political responsiveness were confirmed. While enthusiasm is needed in any Student organization, it needs to be tempered with rationale, patience and even integrity. Mr. Lesser failed to receive the necessary 2/3 Bar approval to submit a constitutional amendment to the students for ratification. (The amendment in essence, provides a spot on the Bar for Mr. Lesser's roommate and political ally - Mr. Najim. The amendment failed partially because it was felt that to submit amendments to the old constitution was an unnecessary process at this time. A new constitution which is already under construction, must be submitted to the students for ratification 2nd semester to comply with University Governance).

Upon failure of this amendment and a great deal of parliamentary hasseling over a 2nd amendment, Mr. Lesser "Blew his cool!" (If there was any cool to be blown). When the quorum dispersed, the Vice-Pres. cast one final insulting and crude remark about the only female member of the Bar (after she was out of earshot) to help salve his ego and to throw one last "cheap shot" in the air. What is even more surprising to me than Mr. Lesser's behavior (which could have been predicted) was that not a single member of the noble student bar present at the time, took it upon themselves individually or collectively to try to deter the insulting comment. Is integrity really that intimidated by the mouth of one single Vice-President??

Mr. Lesser's resort to name calling of the SBA Secretary Cont'd. page 3

\$HAFTED AGAIN

The SMU School of Law recently witnessed the publication of a work representing the complete abdication of professional responsibility. The 1970-1971 Tempietto, just like its two immediate predecessors, is an abortive attempt -- to the tune of \$5,000 -- to capture through a pictorial/verbal presentation the essence of life in the law school community. God forbid if things are that bad, but they may be.

The most glaring flaw is the consistently poor photography. Practically all candid and non-professional mug shots are underexposed or overexposed. Several inaccurate pictures and/or captions are readily noticeable. The progression of layout design is haphazard with a hell of a lot of wasted space. There is little continuity of style or carrythrough of theme (if there is one). Picture captions are dry and mediocre. No justification exists for the preferential treatment of subject matter. In short, the finished product may remind many of certain law school exams -- thoroughly disorganized, last minute results of cramming.

Each full-time law student automatically pays \$3.50 per semester out of the student activity fee for the SMU Rotunda, the university yearbook. In addition, \$4.00 per semester is allocated from each law student's tuition for the Tempietto. That 631 full-time students in the law school pay \$9060 in fees for yearbooks should at least make one stop and think twice. By abolishing the Tempietto and utilizing the publications chairman of the SBA as a liaison between the Law School and Rotunda staff to insure accuracy of copy and inclusion of important activity and group shots, the SBA could pad its coffers with an additional sum of around \$4,000 (groups desiring their pictures in the Rotunda must pay \$50.00 and this could amount to about 20 such groups).

To think that professional students should allow the continuation of sloppiness and duplication of expenses is an obvious anomaly. The Board strongly urges each concerned law student to speak to his/her SBA representative concerning an immediate reorientation of priorities.

THE ADVERSARY

SOUTHERN METHODIST UNIVERSITY SCHOOL OF LAW

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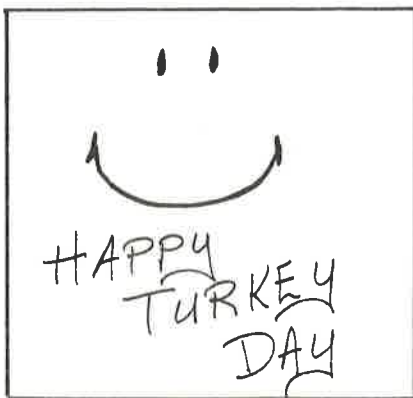
only displays his individual caliber. I would suggest that while such language may be acceptable in some situations, a meeting of the SBA is not one of them.

When Pete Lesser fails initially to make a point or win a parliamentary argument, he tries forcing his demands upon others and his enthusiasm takes on the characteristics of an overbearing, intolerant, (not quite as politically brilliant as he would like to believe) behavior that finally resorts to a swearing and yelling expose' overshadowing anyone in his verbal path.

One member has made much difference on the Bar, but I am not at all convinced that it was one for the better, either from a political viewpoint, or from a viewpoint of additional integrity. Now, instead of 13 voices on the Bar speaking - you have one, and whenever that one is crossed either by male or female, whether because of a political maneuver or simple inquiry of purpose - the wrath of that never-ceasing verbal tirade descends upon its victim in whatever manner necessary to conclude its objective.

I am sure the writing of this article will also bring upon its author and the students his voice again; insuring us of his duty to the improvement of the Bar, his caustic dismissal of this report, and a counter-attack of leveled verbiage.

Name and concurring opinions withheld by request.
(Ed. Note: The SBA subsequently approved the submission of the amendments in question to a vote of the student body the results of which were not available in time for publication.)



From the SBA Desk...

At the close of another semester, it is good to look at the achievements of the past and to determine what has been done and who should be credited with achieving the goals of the organization. Last spring the Student Bar pledged to continue the programs of the past but to also involve more students in these programs other than the elected representatives. This year more students have been involved in SBA activities than ever in the past. The following is a list of different accomplishments of the current Student Bar since the election last spring. The list is divided by groupings under the individual responsible for the accomplishments.

Mac McDermott - Social Director

Dance - The SBA sponsored one dance the first semester. The dance was held at the Dallas Athletic Club.

TGIFs - There have been three TGIFs the first semester. One for the first year class, one for the opening of school, and one in honor of Gene Smith.

Block Seating - The SBA drew football tickets for the students at all home games. A bus was provided for the Texas game.

Christmas Party - A Christmas Party sponsored by the SBA and the Law Wives will be held for a home for retarded children.

Kurt Phillipus - Placement & Recruitment Director

Alumni - A bus was provided for alumni to the Texas Tech game.

Recruitment - An open meeting was held concerning recruitment policies and the offering of scholarships.

Placement - A study is being conducted to determine the practices of Placement at other law schools.

Jim Pitts - Student Faculty Relations Director

1st Year Orientation - involved 31 upperclassmen as advisors in a program consisting of lunches with professors, etc.

Faculty Tenure - A report has been turned over to the Faculty Committee on tenure concerning the three professors being considered for tenure.

Grading - Through the Curriculum Committee of the faculty, The SBA proposed more pass-fail hours.

Curriculum - The SBA has proposed a new idea in courses - the Participating Credit Program.

Admissions - establishment of a minority recruitment committee. The SBA has also enlisted the help of students to aid in recruitment.

Faculty Evaluation - An evaluation of all professors will be held prior to exams.

Rap Session - SBA sponsored a rap session for 1st year students with Dean Galvin.

Library - The SBA conducted a survey on desires to have closed carrels.

Drew Bagot - Student Relations Director

Curriculum - This Committee has been active in devising new pass-fail courses.

Grievance - The SBA held an open meeting with a faculty committee concerning the method of awarding scholarships.

Parking - A survey will be held prior to the exam period concerning underground parking. The SBA has also met with the police and residents of University Park concerning parking.

Honor Court - A court system has been devised in compliance with the Governance structure of the University.

Mike Minogue - Publications and Special Projects Director

Calendar - A calendar was published at a profit. The proceeds were used for the first TGIF.

First Year Directory - The SBA for the first time published a pictorial guide of all first year students.

Student Caucus - Plans are being made for the annual Law School Caucus.

Bill Ruhe - Student Community Involvement Director

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INQUISITION-Texas Style

By now another host of budding young law students, anxious to get knee-deep in the law at the schools of their choice, has passed through that grand tribunal known as the Dallas Bar Association Committee on Bar Candidates. Every student at this institution has had to stand before this medieval inquisition and answer the frequently inane questions put to them by our local defenders of truth and justice. Students are posed such relevant questions as "Did you see that John Birch Society movie shown in your high school in 1955?" (Who was in high school in 1955 anyway?) It appears for the most part that the inquisitors themselves seldom know what answers they are seeking or on what criteria they are judging a student's suitability to study law. Most students who go before the committee's three-man groups find out in advance of their appointments that all they need to remember (and are probably expected to do) is to tell the committee members what they want to hear - that the student fits all the requirements necessary to become a Boy Scout. To my knowledge no one has ever been denied admission to law school on the basis of the Committee's findings (although one of our fellow students on full scholarship to SMU was flunked by the group that interviewed him and had to appeal to the whole Committee before he was okayed).

Texas is one of only three states (Oklahoma and Ohio being the other two) which requires a student to file a Declaration of Intent to Study Law. It would seem that the other 47 states realize the uselessness of the document and can better utilize the valuable time of their Bar Association members than to tie them up in interviewing bewildered students. Nonetheless, each law student must again appear before the Bar Committee for "approval" before he will be allowed to take the Texas Bar Examination. The value of this second interview is just as questionable as the first.

Hopefully someday this state will step out of the Dark Ages and do away with these outdated requirements -- but don't hold your breath. In the meantime, let us hope that the Dallas Bar Association can either make something meaningful out of these presently wasted sessions or exercise the influence necessary to have these feudal fantasies eliminated.

Jay Carmichael

Cont'd. from page 3 - FROM THE SBA DESK

High School Speakers - Letters have been sent to all Dallas area

High Schools. At this time, a speaker has been at one school.

Pre-Trial Release - Students are working on this program to aid in the release of prisoners.

Dallas Legal Services - Students are aiding the DLS in interviewing clients and in general office help.

Judicial Internship - Approximately 25 students have shown an interest in working with judges as clerks.

Miscellaneous

Student Lounge - The SBA has established a temporary lounge in the old Insurance Library.

Communications - A calendar of events has been posted monthly. The agenda for all Bar meetings have been posted. Committee reports have been published in the Adversary.

Organization - There has been a complete reorganization of the Bar to encourage student participation.

Speakers - The following speakers have been sponsored by the current SBA: Ramsey Clark, John Mitchell, Judge Wm. Taylor, Howard Cossell, Stanley Marcus, and Wes Wise.

Financial Services Plan - Discussions have been held with insurance companies in order for the Bar to sponsor an insurance program for the students.

Donations - The SBA conducted a drive to raise money for the Dallas Lawyers Wives Scholarship Fund. (Cont'd. page 6)

Curriculum Quagmire

Curriculum reform is an ever-present topic of discussion on most campuses. Indeed, reform may suffer, because everyone's energy is spent just talking about it. But in a law school as tradition-bound as SMU continued and perhaps stubborn discussion is needed before any action will be taken.

Even a cursory analysis of degree programs and requirements of better schools across the country indicates how rigid SMU presently is. Yale-- 81 hours required for graduation; required courses-- one semester of contracts, constitutional law, procedure, torts, criminal law, a forensic or legal services program, and two semesters of their Senior Studies Program. University of Virginia--86 hrs. required for graduation; required courses - two semesters of civil procedure, contracts, legislation and administrative law, property, compensation systems, one semester of constitutional law and criminal law, and two senior courses. Stanford--87 hours required for graduation; required courses-- two semesters of civil procedure and contracts, one semester, constitutional law, criminal law, torts, property, and legal process.

Then SMU--90 hrs. required for graduation; required courses--too many to mention, upwards of 50 hrs.

The message is clear. The administration and faculty of Yale, Virginia, and Stanford have decided that their students are capable of deciding what courses to take beyond the most fundamental offerings. Either SMU has decided its students are not capable of making those choices, or it has not bothered to think about it. Either way it is a direct insult to the competence and intelligence of SMU students.

And why is it that tax is required for graduation? One would be hard put to argue that every lawyer or even a substantial majority of lawyers will handle a tax problem sufficiently

(Continued page 6)

Dear Auntie Adversary:

Beginning in this issue, the Adversary will run "Dear Auntie" as a continuing column containing a potpourri of information deserving note. In addition Auntie will answer all letters or requests for information or assistance. Readers who discover items of amusement, interest, or noteworthiness or who wish to make comment on any topic may submit a letter to Auntie c/o the Adversary box in the Admissions Office.

Dear Auntie,

While pouring over some scintillating sections of income tax in deep rapture, I ran afoul of the following quotation by Mister Justice Cardoza in Welch v Helvering: "The standard set up by the statute is not a rule of law; rather it is a way of life. Life in all its fullness must supply the answer to this riddle." What does it mean?

Bewildered

Dear Bewildered,

It means that the learned judge couldn't figure out the statute so he used flowery rhetoric to hide his acute ignorance. Throw away your Tax Regulations and start reading Dante's Inferno - you'll get just as much of an explanation of income tax from the latter.

Auntie

Dear Auntie,

While accidentally eavesdropping at an airconditioning duct, I heard that Doris Beale has been studying law, will shortly become a full-fledged attorney, and will soon become the new associate dean. Any truth to the rumor?

Signed in Disbelief

Dear Disbelief,

I don't know about your rumor but it bears out my rumor overheard at a weight-watchers meeting in the snack bar. I heard Dean Galvin is shortly planning to take a one-year leave and will be replaced by George Pelletier as acting Dean for the year (leaving a place for Doris to fill).

Auntie

Dear Auntie,

HELP!! The PAD directory put the wrong phone number down for someone named Mary Anne York and ever since I've been getting obscene phone calls. Problem is they won't stay on the phone long enough to get interesting when they find out they have the wrong number.

Frustrated

(Readers - please note that Miss York's correct number is 363-8670 and get this frustrated little old lady off the phone.)

Dear Auntie,

Having been referred to W.B. Leach's "Perpetuities in a Nutshell" by Prof. McKnight (for an explanation of whatever has been going on in Wills and Trusts for the past weeks) I came across the following line (between the mayonnaise stains and rotten scotch tape) which certainly deserves note: "And let us not forget the bedeviled law student. There are limits to the principle that that learning is best which he has to sweat most to obtain."

Soaked

Dear Soaked,

Amen! to that and don't forget the note someone thoughtfully added in the margin next to the Quote: "Take note: Col. Harding and Mr. Bromberg." Too true to be funny.

Auntie

Cont'd. Page 9

Competition Completed for SWLF

This year, for the first time, the law journals have opened their membership to second-year students based on some criteria other than their first semester grades and class standing. Following the lead of other journals across the country, the Executive Board decided to open membership to students who showed the ability to do journal-type work as evidenced by a writing competition. The competition attracted 23 applicants who were required to write a case note on various cases selected and outlined by the board. Of these 23, seven turned in drafts to be considered for selection. The drafts were reviewed by the Editor-in-chief and the Notes and Comments Editor. Objectivity was insured by labeling the drafts with letters and only Professor S. Morris knew the identity of each. Of the seven drafts evaluated, two were accepted for invitee status and one was selected for publication. JoAnn Harris and Don Snell are the new invitees, and will assume the same rights and responsibilities as those students selected on grades only. Bruce Monning had his paper selected for possible publication on the open access policy. The four that were not selected were urged to pursue their paper for possible future publication.

It is intended that the policy
(Cont'd. Page 8)

Calendar of Events

DECEMBER

3	Last day of classes
8	Exams begin
18	Exams end
25	CHRISTMAS

JANUARY

4	First year registration
5	Upperclass registration
6	First day of classes
14	Last day to add & drop courses

20-21 PLI: Zoning and Land Use

Cont'd. from page 1-SMITH-EXIT STAGE WEST

parties and meet the Dean and be told what a great guy he is, while Number 120 sits at home, wondering about his future." For this problem Professor Smith has an answer that would most certainly not meet with favor within the ranks of his colleagues in the faculties around the country and especially here at SMU.

Though this grading system is the yardstick by which the student is most easily measured, he feels that much of what is wrong with the system might be remedied by a policy of not publishing the grades of the students. This policy would apply to everyone, the student and job interviewers included. However, this publishing and the class ranking system are "a method of keeping the competition up on the law school" and will not easily be replaced. The professor feels that the only use of the system of rewards that is now used to create an "aura of scholarliness where it might not be deserved" is to use the grading system to establish only the failures in the system of law school. This would help remedy the system of stratification that has grown up in the law school as a result of the grading system and the competition that it generates. Also this would lead to a greater and perhaps more just system of distribution of rewards. As it is the system stands to be "dehumanizing and artificial."

Since it was time to leave SMU, Professor Smith left with a parting shot that should give the student in the law school a point to ponder the next time he is cowed by a professor in class or elsewhere. To quote Eugene Smith, "Most Faculty members are afraid of students."

Cont'd. from page 4-FROM THE SBA DESK

Graduation - The SBA is discussing with the Administration of the University the possibility of having a Hooding Ceremony for the Law School.

The Student Bar pledges to continue to work for the betterment of the SMU Law School. With your help this will be possible. Good luck to everyone on finals.

John R. Pitts.

LATIN EXPOSE'

The following are latin excerpts from judicial opinions accompanied by explanatory notes taken from the facts of each case. All are gleaned from a book entitled How to Dispense with Lawyers.

"De minimus non curat lex" --- "The law ignores small things" - per Prout J. quashing the conviction of a dwarf for indecent exposure.

"Res ipsa loquitor" --- "A thing is entitled to give evidence" - per Lord Grape in a Privy Council Appeal from Nepal, in which an abominable snowman was convicted of terrorizing mountaineers.

"Volenti non fit injuria" --- "It's no good screaming when you've asked for it" - per Freud J., directing the jury on a charge of sexual assault.

"Per ardua ad astra" --- "You've got to be nice to the producer to get on in pictures" - per Prout J. in Jones v. Gigantic Picture.

"Ex nudo pacto non oritur actio" --- "You can't sue a nudist in contract" - per Prout J. in Stark v. Sunshine Homes Ltd., in which the plaintiff sued for the price of basketball chairs supplied to a naturalist club, the members of which developed a deep-seated grievance about them.

"Qui facit per alium facit per se" --- "If your agent does something, so have you" - per Prout J., refusing to grant a rule nisi to a husband who complained that, after a proxy marriage, his proxy continued to discharge the duties of a husband.

NOTICE...FYI

According to Dean Pelletier: The bulletin board policy is as follows: General notices and all class notices are posted on the big bulletin board near the vending machines in the basement of Storey Hall. Class notices are also posted in Florence Hall or the vestibules of Library South or Library North, depending on where the class is held.

INTERNATIONAL LAW SOCIETY

International Moot Court competition is drawing nearer! This year's series of matches will be held in Denver, Colorado in April, 1972, but it is never too early to begin preparation. The formal problem has arrived and is available from President Jim Walker at 826-4014. One aspect of the problem for this year deals with a part held in a country called Rhodania (for purposes of construction, read this to be "Rhodesia"). Remember, no graduate students may represent us, but your efforts will be needed to develop a strong presentation.

One idea still in its planning stages is developing quite well. Due to much favorable response from students questioned thus far, a committee has begun work, to promote and provide travel arrangements to some foreign country (destination undecided as of yet) under the auspices of the Society. Hopefully, these efforts will provide the means for law students to travel abroad as a group for a minimal charge.

The Society's Placement Service is now beyond the "planning stages." A list of some 200 international law firms, governmental agencies, U.N. agencies, and international organizations has been obtained. The Society will contact these entities, offering extensive information about the SMU Law School, in the hope of obtaining correspondence and/or interviews for the benefit of both foreign and domestic students interested in an international law career.

Tom Melton

Cont'd. from Page 4-QUAGMIRE
difficult to require three hours of tax law. And then there is three hours of wills and trusts. After wandering through that medieval verbiage one wonders whether most students have any better foundation for drafting a will or a trust than they would after a practical bar review course. And the list of course goes on and on and on.

And the waste of student time, energy, and interest goes on and on and on.

Richard Grisham

PARTICIPATING CREDIT PROGRAM

(Ed. NOTE: The following proposal was approved by the Faculty on Nov. 17, 1971 and will take effect as of January, 1971).

1. Election. A student may elect one semester hour of P.C.P. in each of two semesters.
2. Positions Eligible. P.C.P. must be in a position which provides:
 - (A) Substantial participation by the student in activity possessing legal significance and complementing regular law school work, and
 - (B) Reasonable supervision by a competent law-trained person, and
 - (C) A work schedule which assures substantial participation but does not interfere with class preparation and attendance. Positions must be approved in advance; see 4, 6(C) below.
3. Students Eligible. Students must have completed 30 semester hrs. and have a cumulative grade average of 71 or higher.
4. Placement; Preregistration Requirements. A student is responsible for finding his position. The Student Bar Association ("S.B.A.") will compile information on positions and make it available to students. Before registering for P.C.P. (including a second semester in the same position) a student must have a signed statement from a responsible person ("the Supervisor") saying that
 - (A) The Supervisor has read these P.C.P. provisions,
 - (B) He or his organization has a position for the student complying with these provisions (briefly describing the position, the work and the schedule),
 - (C) He or a person designated by him will provide the supervision required by these provisions,
 - (D) He or a person designated by him will, at the end of the semester, give the statement required by 8(D)(1), and
 - (E) He or his organization will not pay the student for his work, or will pay an amount stated in dollars or by formula (such as a mileage allowance).
5. Criteria for Evaluating Positions. In evaluating positions and approving them for P.C.P., these factors will be considered in addition to those in 2:
 - (A) Pay. Preference will be given to positions which do not pay the student, or pay only nominal amounts for transportation and other expenses. Only in unusual circumstances will a position with substantial pay be acceptable; the student has the burden of persuasion.
6. Administration.
 - (A) Committee. Direction will be by a P.C.P. Committee of 3 faculty and 2 students. (Details omitted)
 - (B) Individual Faculty. An individual faculty member, to the extent that he wishes to participate and that his other duties permit, may assist in arranging P.C.P. positions and reviewing student work. He may make recommendations to the P.C.P. Committee to grant or deny credit.
 - (C) Advance Approval of Positions. The P.C.P. Committee, before registration, will review and approve or disapprove student requests for P.C.P. positions, using the criteria in 2 and 5, any faculty recommendations, and other factors which the Committee thinks relevant.
 - (D) Periodic Contact with Students. The P.C.P. Committee, normally acting through its student members, will periodically contact P.C.P. students and discuss the nature and extent of their work.
 - (E) Credit. The P.C.P. Committee, at the end of the semester, will grant or deny credit, using the student's report (8(D)(2)), the Supervisor's statement (8(D)(1)), any faculty recommendations, and other factors which the Committee thinks relevant. Student members of the P.C.P. Committee may participate in the discussions of credit, but decisions will be by majority vote of the faculty members.
 - (F) Quorum; Majority. A quorum of the P.C.P. Committee will be a majority. Actions will be by majority of those present when there is a quorum, except as required in 6(E).
7. Ungraded Credit. P.C.P. credit will be ungraded (pass-fail).
8. Student's Obligations. The student will
 - (A) Find his own position (4) (Cont'd. Page 8)

ENCOUNTERING EGO

If there is any one factor that distinguishes the psychology of the Twentieth Century man from that of his progenitors, it is probably the singular emergence of the ego as the dominant force in that psychology.

Consider for example the first year law student. As he walks through those justly hallowed grounds of the Law Quad traversing the Umphrey Lee Tempietto, he listens to his footsteps echo in the silent reminder of those wise words that surround him. Our pubescent legal scholar thinks forward and, yes. . . those columns. . . those footsteps are in the Supreme Court, where the once modest law student is now the standard of Justice and the "Reasonable Man" himself.

Going back to the time in which he prepares the coming Justice, Mr. First (ego flying at the top of the mast of that erect carriage which is not yet bent before the majesty of the law) enters the Library there to seek out the knowledge that will come to him once he finds the right book, a ritual process that he will master and become, in the end, high priest to. Here in this edifice of the gathered Law, Mr. First will probably come upon one of the less fortunate of his cohorts and help the poor idiot who has not yet discovered the simple incantations that brings the law flying out of the coffers that line the shelves.

Mr. First imagines that the end result of his visit will be the guidance of some poor second year man through the miasma that clouds the poor devil's mind. First is sure of his position as the rightful guide to all that lies here in the temple of knowledge that will lead him to the Law. He has just been told not so many weeks ago by the Dean that he is something special as against the rest of the world—he is a counselor at law. Not only that, he is even more special considering the poor bumpkins that were admitted into the school last year. But the ego of Mr. First is to be in for one of the great conflicts of its previously unhindered flight to the levels of the great. Contd. page 8.

NEW: PASS FAIL ELECTION

(Ed. NOTE: The following proposal was approved by the Faculty on Nov. 17, 1971 and will take effect as of January, 1971).

(A) Election. A student may elect a maximum of five semester hours of ungraded (pass-fail) credit. The election is made at registration and is irrevocable after the last day for adding and dropping courses.

(B) Courses Eligible. The student may choose any nonrequired course, subject to (C) below.

(C) Instructor's Conditions. By announcement before registration (and before preregistration, if any is held) an instructor may:

- (1) Prohibit ungraded credit students in a course, or
- (2) Limit the proportion of ungraded credit students in a course

and

(3) Set attendance requirements for ungraded credit students when there are none for other students, or which are higher than those for other students.

(D) Determination of Credit. An ungraded credit student will receive credit only if he:

- (1) Completes all required work at a level equivalent to 70 for a graded student, and
- (2) Satisfies attendance requirements.

(NOTE: A student who receives credit is not entitled to know his grade equivalent.)

(E) Relation to Regularly Ungraded Courses. This election is in addition to courses which regularly give ungraded credit to all students, subject to the overall limit in (F).

(F) Maximum Ungraded Hours. A student may not count toward graduation more than 15 hours of ungraded credit.

Cont'd. from page 7 - PARTICIPATING CREDIT PROGRAM

(B) Obtain a statement from a Supervisor (4) and give it through the Records Secretary to the P.C.P. Committee at least five weeks before registration.

(C) Fill his P.C.P. position diligently

(D) Give the P.C.P. Committee [through the Records Secretary] during the final exam period:

(1) A signed statement from the Supervisor (or a person designated by him) that the student has (or has not) diligently filled his P.C.P. position, and

(2) A short report by the student summarizing his P.C.P. work, evaluating it, and relating it to his regular law school work, and

(3) A statement by the student that he is not seeking and will not seek other law school credit for essentially the same work he did in P.C.P. if credit is granted.

(The Committee may require additional information in the statements or reports.)

9. Supervisor's Obligations. The Supervisor will

(A) Give the statement in 4 before the student registers for P.C.P., and

(B) Give the statement in 8(D)(1) at the end of the semester, and

(C) Make all reasonable efforts to assure compliance with

2.

Cont'd. from Page 5

of choosing members through the writing competition will be continued. As the writing competition grows and more members are selected on this basis, fewer will be selected on grades alone. The competition next year will be earlier and longer as the journal moves toward a policy of eventually filling all its positions by this method.

Richard Anderson

Cont'd. from page 7 - EGO

For what First is to find out shortly is that the law is an Institution. It is convinced of the necessity of its conserving the order in the society; a conservation that requires of its practitioners a complete subjugation to the goals that the Law has carved for itself out of that diaphanous material of moral roots. The first thing to go out of the practitioner in this subservient way of life is the part of him that would be able to challenge the strictures against speaking out against the faults and foibles of the law.

This means that any hint of the ability to think that a mere man could stand against the timeless wisdom of the Law must be excised however painfully from the soul of the practitioner..This means that the Law must take out of its own any ego they have that does not flow from the source of the Law. If they need Ego they will be supplied it by the Law in its wisdom. But the ego will come with learning of the correct ritual, the right dance before the altar, the invocation of the pentagram that will draw justice from the idiot vacuity of human dealings.

So Mr. First will be stripped of his Ego or fail to make the transition to the realm of lawyerhood that he sees as the mounting place for the trophy of his ego after some final greatness has brought him low.

Dudley Murrey



"So You'll Teach Me All About TORTS, Huh??"

PIRG

YOUNG LAWYERS TO AID PAROLE OFFICERS

Dear Auntie,

This damn Yankee male chauvinist pig called me a "bitch" and I feel I've been sexually discriminated against. What should I do?
Troubled in the South

Dear "Bitch,"

You have our Southern sympathies. This "pig" was obviously not a gentleman. Next time he starts to call you a discriminatory name, ask him to treat you equally and just punch you. (We hear his punch isn't that strong anyway.)

Auntie

Dear Auntie,

I've got two problems I need advice on. First, I've been pidgeon-holing books all over the library so I'll have the jump on other people who will need them to work on papers, but now I can't remember where I hid them. Second, I've managed to sneak half of the books on the third floor out of the library and into my room but now I can't find my bed underneath them all. What should I do?

Swamped in Lawyers Inn

Dear Swamped,

As to the first problem, don't worry - everyone gave up looking for them weeks ago and you'll remember someday ... when you come back to use the library as a full-fledged crook-lawyer. As to the second problem, I've notified Pete Bird of the pollution problem in your room and there will be a shakedown room inspection for contraband some Sunday morning at 3:00 A.M. Furthermore, if you try to sneak the books back into the library past our alert checkout guards, I'll personally report your activities to the Dallas Secret Witness program (I get half your scholarship as a reward). My advice to you is to do what everyone else seems to be doing - in the future, just tear out the pages you need and deface the rest of the book.

Auntie

Dear Auntie,

After trudging eight blocks from where I had to park my car this morning, I stopped for a breather outside the Dean's office and happened to notice a copy of the faculty and staff secret underground newsletter stuffed in a potted plant. In it I noticed an official rumor which stated that plans for a new 320+ space underground parking garage to be constructed between Lawyers Inn and the Heroy building are being seriously considered by the proper parties. Is this another seditious attempt to undermine the sanity and patience of the commuters or could there be a faint glimmer of hope?

Footworn Driver

Dear Footworn,

It may be a false alarm in the long run, but this is an official rumor according to our well-informed source.

Auntie

The American Bar Association this fall will launch a national demonstration project in which hundreds of volunteer young lawyers will serve as part-time assistant parole officers.

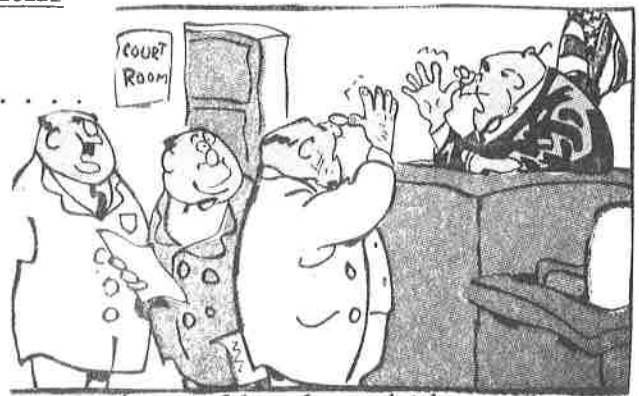
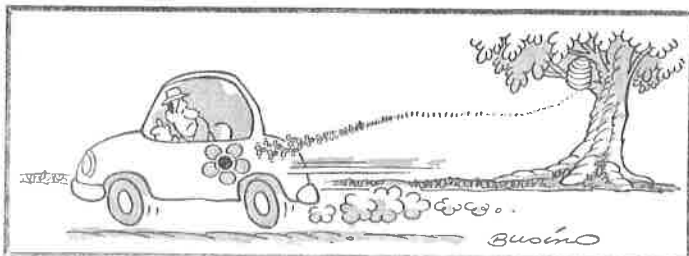
Working under supervision of experienced parole officers, each volunteer will be assigned to one offender on parole to help provide the intensive contact and assistance not possible as a rule under normal caseloads.

The project, known as VIPP (Volunteers in Parole Program), is sponsored by a \$210,995 grant from the Law Enforcement Assistance Administration of the Department of Justice. The ABA, its participating units, and the lawyer volunteers will match the federal award with more than \$150,000 in contributed time, facilities, and resources.

VIPP will involve some 600 to 1,000 young lawyers in eight states, selected to provide geographical balance nationally and to give experience in both city and suburban-rural settings.

This is the first in a series of action programs to be launched by the ABA's Commission on Correctional Facilities and Services, created last year in response to Chief Justice Warren E. Burger's request that the legal profession lend a hand in reforming the country's corrections system.

(Ed. Note: Reprinted from Public Interest Press Service.)



PAD Directory Corrections

Continued from previous Column

The following are corrections and additions to the recent issue of the PAD Directory provided for your edification:

Tom Atkinson	3115 Daniels #4	363-0500
Bogomolny (correct spelling)		
James Bower	1110 Wake Creek, Richardson	231-5295
Brabec (correct spelling)		
Jim Burtch		528-6378
Stephen Crabb		823-1985
Charles Fallen	4800 Cole #112	521-6447
Ed Fitzmaurice	4036 Candlenut Lane	
H. Martin Hearne (member of PAD)		827-5962
Jean Jury	6431 Bandera	
Betty Morris	4741 No. Central Expressway	
Reed Prospere		361-7510
Paul D. Smith	315 Lawyers Inn	368-2554
Bill Sutton	6814 Shady Brook Lane #1097	369-4560
J. Michael Swank		233-0105
Floyd Thomas	14220 Haymeadow #2050	233-6997
Mary Anne York		363-8670

These absences do not include any absences from specially-called meetings which may have occurred, but, nonetheless, several of our representatives are coming close to falling within the following provision of the SBA Constitution.

Article IX

REMOVAL OF MEMBERS OF THE EXECUTIVE

COUNCIL

Section 1 - Grounds for Removal:
A member of the Executive Council may be removed for one of the following reasons:

- a. Failure to adequately represent his constituents as evidenced by lack of attendance at meetings of the Executive Council. If a member misses three (3) consecutive meetings or four (4) meetings of the Council during his term of office, it will be presumed that he can no longer properly represent those who elected him to his position. (Emphasis added)

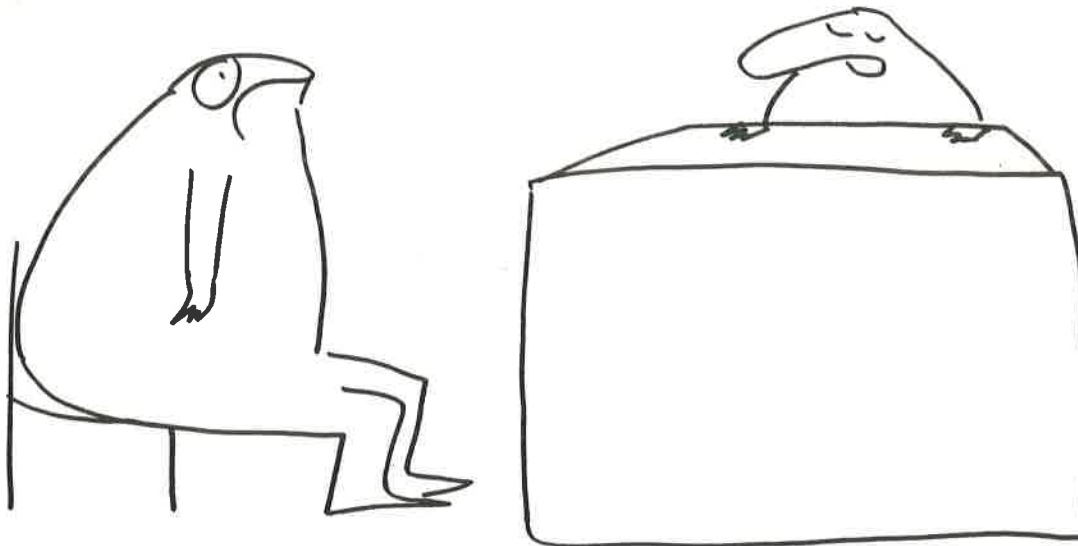
A POINT TO PONDER - SBA REPRESENTATIVES

As of the date of this publication approximately 10 meetings of the Executive Council of the SBA have been held at the regularly scheduled time this semester. Following is a list of the class representatives who have missed these meetings and their absentee records:

3d year ...	Kurt Phillipus ...	2 absences
2d year ...	Drew Bagot	2 absences
2d year ...	Mike Minogue	2 absences
2d year ...	Bill Ruhe	4 absences
1st " ...	Vincent DeBiase..	1 absence
Sec'y. ...	Jan Henrie	1 absence

(Cont'd next Column.)

(Ed. Note: Consult your Constitution.)



"Don't worry Mr. Billings, I've handled lots of criminal cases like yours. Now, my fee is half now and half when you get out. . ."