

10-1972

## The Adversary (Vol. 5, No. 4, October 1972)

Southern Methodist University School of Law

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# THE ADVERSARY

SOUTHERN METHODIST UNIVERSITY SCHOOL OF LAW

Vol. 5, No. 4

DALLAS, TEXAS

October, 1972

## CLSA: off & running

## The Youniversity

At an organizational meeting on September 14, the Criminal Law Students Association (CLSA) was formed. The purpose of this organization was to be, in short, the supplementation of the academic education in criminal law at SMU with a practical approach, and the encouragement of communication between law students and those persons engaged in the administration of criminal justice. The forty people present at the meeting elected the officers as follows: Scott Campbell, President; Rene Gonzales, Vice president; Ted Redington; Secretary; and Jim Burtch, Treasurer.

The search began for prominent people in the criminal justice system to act as advisors for the new organization. Their functions would be to give suggestions and offer advice as to the programs and projects of the CLSA and to provide general guidance in the attempt to further the study of criminal law. Thus far, names on the Board of Advisors include: Dr. George Beto, Robert Bogomolny, Phil Burleson, Emmett Colvin, Jr., and Walter Steele. The ultimate aim is to have a representative on the Board of Advisors from every phase of the criminal justice system.

No time was wasted in setting up functions to implement the purposes of the CLSA. On September 29, Phil Burleson provided his office for a cocktail party for the members and those interested in the organization. He talked to the people present about the "Role of a Criminal Defense Attorney" touching on such subjects as the need for criminal law practitioners, the professional and ethical aspects of criminal law, and practical considerations. Of special interest was his comment on the defense of a man known to be guilty of murder. He said, in effect, that the State has available to it all the tools with which it can legally arrest, charge, try and convict a suspect. If it goes beyond these available tools to use unsanctioned methods, the subject is not legally guilty and is entitled to go free. Breaking the law to enforce the law is no more justifiable than otherwise breaking the law. It is the role of the criminal law practitioner to assure that the State, too, abides by the law.

The next week the members of CLSA were invited to attend an all day seminar given by the Texas Criminal Defense Lawyers Association. Featured speakers were: Phil Burleson on 'Handling the Criminal Client', Fred Time on 'Punishment Trial', Jack Rawitscher on 'Search and Seizure', Judge Truman Roberts on 'Prosecutorial Misconduct', Charles Tessmer on 'Investigation', Dr. William Bryan on the 'Psychology of Jury Selection', Ira Scott on the 'Breathalyzer' and Dee Wheeler on the 'Lie Detector'. The program was very informative and enlightening, and provided some very worthwhile insight into areas of criminal law to which the student is not exposed at SMU.

So, it can be seen that the CLSA is off and running to provide the student interested in any aspect of criminal law an opportunity to broaden his education. On the calendar ahead are a field trip to Huntsville with a tour of the prison, and also the Southwestern Law Enforcement Institute's Short Course for Prosecuting Attorneys to which the members of CLSA have been invited. The latter event is a week long seminar including instruction

(Cont'd. Page 2)

It's easy, sitting here on the highest part of the hilltop, to isolate ourselves from Southern Methodist University. Yet despite our cultivated aloofness -- from administration and faculty reluctance to accept SMU's ideas of shared governance to the students' attitude toward undergraduates in "our" library-- we ARE a part of SMU. It is a paradox that we notice so little how we are influenced by the University in general, by its institutions and policies in particular.

SMU is the parent and continuing guardian of the Law school. Administrative decisions made in Perkins Hall are carried out in the School of Law just as they are in the School of Business. The Faculty Senate has among its members Law School faculty (Prof. Wingo is on its executive committee) and student groups as well have mandatory law school representation.

Two things are important in this recital of a small part of the Law School - university relationship. First, law students have a stake in having their interests represented to the University administration, faculty, and student body. Surely as lawyers we must be aware that decision-making must have our input if we are to be treated fairly by the group that has power over us, regardless of its rank in the hierarchy.

Related, yet separate, is this idea: the University, and especially its administrators and shared governance bodies, are a source of leverage for advancing student interests in the Law School. My experience within both Law School (Cont'd. Page 2)

(Cont'd. from Page 1-  
YOUNIVERSITY

## DEEP FREEZE?

and university governance has revealed a much more forward-looking approach to student input by the rest of the University. Could it be that this policy and the spirit behind it can be spread to the School of Law?

A case in point is the fact that the governance plan of 1970 adopted by the SMU Board of Trustees provides for school constitutions to be drawn up by each school's constituent parts. Most significantly, these constitutions are to provide for "significant" student participation in decision-making within the school. Paradoxical as it may seem, the School of Law is the only school in the university which has not presented an acceptable draft to the Provost. One draft was submitted to the Provost and his advisory board last year but it was rejected. Vice-President and Provost McFarland cited it recently, in Dean Galvin's presence, as the worst of those presented on first reading. One has only to look at the current draft to see why: among other things the document calls for an elected Law School Assembly that is required to meet only once a semester. Student representation is provided for, true enough; but the spirit and intent of the 1970 Governance Plan was to involve all segments especially students, in the decision-making of the University at all levels. I cannot help wondering just how much decision-making will occur at the Law School Assembly's two meetings a year.

As the elected representative to the SMU University Assembly I have a responsibility to represent law students to that group which is composed of 18 faculty members, 18 students, and 5 administrators, including the President and 3 of the Vice-Presidents of the University. As well I feel a moral obligation to insist that shared governance--the policy of the University--be implemented in the Law School. The concept is working at the  
(Cont'd next Column)

Since the Underwood Law Library was built three years ago there has been one major complaint about the facility -- the air conditioning system in the lecture rooms. One of the more uncomfortable parts of a law student's day is when he or she has to sit in Library North or South and be subjected to temperatures about five to ten degrees below normal room temperature. That problem is heightened in the early morning classes when the combination of cold weather outside and the student not being fully awake cause many a person to contract into a little ball in order to keep warm.

Repeated inquiry has been made by many students about the problem in the lecture rooms. Last week Assistant Dean Steve Dycus, whose job includes overseeing the physical facilities, was asked to comment on the frigid temperatures. He unequivocally stated, "I don't know why that thing can't be fixed. Nobody seems to know. People have been fooling around with the air conditioning system in those rooms for years and nothing has happened. I haven't had time to look into the situation fully yet."

Howard Rubin

(Cont'd. from Page 1 - CLSA)

regarding the preparation, trial and appeal of criminal cases with emphasis on significant recent developments and trends in criminal law and procedure. This, indeed, will be a very valuable experience for those who attend.

Anyone with an interest in criminal law and a desire to participate in the functions of CLSA is encouraged to contact anyone of the before mentioned officers.

Ted Redington, Secretary, CLSA

(Cont'd. from previous column) undergraduate level and in the School of Theology. Isn't it ironic that the school which trains people to be responsible professionals is thus far the one least willing to share responsibility for decision-making with its students?

As a representative and as an advocate, I welcome student opinions on university policy and on School of Law policy in regard to the 1970 Governance Plan.

Terry R. Means

### THE ADVERSARY SOUTHERN METHODIST UNIVERSITY SCHOOL OF LAW

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Advertisements may be placed in the Adversary for \$2.00 per column inch and should be submitted to the Managing Editor in the form desired for publication.

The Adversary, SMU School of Law, Dallas, Texas 75222.

# Entrepreneurs Contest: no purchase req'd

A group of law students interested in the relationship of law to the business world have formed a new organization called the Entrepreneurs.

The initial program of the group will be held at 7:00 pm on October 23 in Florence 107. The topic will be "Setting Up a Small Business." The program will be followed by subsequent lectures and discussions during the semester which will give practical, theoretical, and legal consequences of setting up a small business in Texas.

The Oct. 23rd speaker will be Ron Walker, an SMU Law School graduate, professor in the Business School, and CPA. He will discuss the overall topic of establishing a small business and will be open to questions.

On Oct. 30 a banker and insurance representative will speak on financing a small business. Further programs will be announced later. These seminars are open to anyone interested.

## Tuatara

The Tuatara organization of Southwestern Medical School and of the Law School formally announced the start of the counseling and referral service for this year in a meeting at the Law School. Tuatara is an organization founded several years ago by SMU law students, designed to provide free counseling in an unlimited number of areas, with specific emphasis on legal and medical information. Last year, Baylor Dental School students began offering dental information as well.

According to the law school Tuatara Chairman, Gary Kessler, the service has been predominantly operated by telephone, with headquarters at the Energy Center, a community center at 3520 Cedar Springs. The concept according to Kessler, is that volunteers from the medical, law and dental schools will be at the center to answer phones and offer what help is requested.

(Cont'd Page 4)

Yes, fun-and-game fans, in response to your many and varied requests, the Adversary has reached deeply into its allotted budget, and not so deeply into its imagination, to establish a contest and prize worthy of the educational achievement of its readers. The rules are simple: Answers must be submitted on either papyrus or a sheet from a Big Chief Tablet in a language other than the native tongue of the submitter. Answers will be due before 9:00 a.m. on the morning following the Night of the Owl.

The Prize Package is one that took a great deal of effort to compile. On the night of October 28, the winner will be flown at our expense to a mystery city lying somewhere to the west (Hint: What's that on your boots, Stranger?) where he or she will dine with a prominent law school staff member in the luxury of an abandoned Pullman car. Sparing no expense, the winner will later split a gallon of "Holy Ghost Wine and/or Paint Remover" with this same staff member, as they celebrate going off Daylight Savings Time.

Exciting, huh? Well get your pencils ready because here it comes.

1. What is the significance of Gardena, California to diligent law students?
2. Who is Pete Bird?
3. What does He (pete) do?
4. Name the U.S. President that was in office the year Hibernia Turbeville came to SMU?
5. What is the color (if any) of Professor Bernstein's eyes?
6. Who is Number Four?
7. Name three students who have taken Workmen's Compensation without buying a Barrister's Outline?
8. Name the three students who have failed Workmen's Comp.?
9. Name one professor who gets a kickback on the sale of Barrister's Outlines?
10. Name three original food dishes served in Lawyers Inn?
11. Find the editorial in this paper?
12. Where did Professor Surratt go when he stalked out of evidence class 15 minutes early?

This contest is expressly open to staff members of the Adversary and their families. In strict compliance with Federal Guidelines, the chances of anyone besides an Adversary staff member winning are:

21  
100 to 1.

## SBA COMMITTEE REPORT

The Poverty Law Projects Committee of the SBA is planning several programs which will involve students in researching various aspects of public organizations in Dallas.

The primary project this year is research into the relationship between Dallas hospitals and poor people. Federal statutes state that a hospital receiving federal money must provide free medical care for the poor. The questions to be answered are: Is this done in Dallas? If not, why not? How adequate is the treatment given to the poor? Interviews will be conducted with various officials and if abuse is found, a case will be built.

Other programs contemplated are: working with the Dallas Public Library to provide legal educational materials to prisoners in the Dallas County Jail; and assisting in consumer protection, tenant rights, and housing problems.

People interested in working on these programs should contact Margie Meyercord or drop a note in the SBA box in the admissions office.

\*\*\*\*\*

OUR CONGRATULATIONS to the SBA's newly elected first year representatives: Chris Christian, Hugh Corrigan, and Dana Kirk. Good luck!

Cont'd from Page 3 - TUATARA

He emphasized that the nature of the program is not to be a law practice or legal clinic, but generally to refer those seeking assistance to agencies and attorneys in the city who have volunteered to aid them and Tuatara.

Kessler noted that law students are invited to participate in the program as volunteers in the evenings to be at the Energy Center and handle the phones. "What we would like to have is a medical student and a law student at the Center at the same time." Kessler is particularly interested in enlisting first-year students in such a program, and he pointed out the unlimited flexibility in the schedules.

This program is really the only one of its type in the law school, and in the City of Dallas. It is one that combines volunteer efforts from three professional schools to fill a need in the community, not for prestige or pay, but for the sake of doing it. Gary Kessler can supply all the necessary data at 821-3668.

## ANOTHER 100 YARDS?!

Nine law students entered Seagoville Federal Correctional Institution in an unusual, quasi-judicial endeavor -- to meet the residents on the football field. Paraphrasing a Wellingtonian axiom about battles being won on the playing fields of Seagoville, the law students triumphed in a closely-contested game, 8-6. The students represented the first non-resident group to enter the minimum-security institution, and provided a welcome new challenge to the resident-athletes.

The game was arranged by Jim Sprott, an SMU Legal Clinic student working at Seagoville. Such advance billing was given the game that a (captive?) audience of 200 eagerly awaited the law students, and a delayed arrival certainly did not dampen their enthusiasm. The game, featuring some large, seasoned veterans among the residents, saw some hard hitting. Very hard hitting.

(Cont'd Page 5)

# ILS

The International Legal Society (ILS) has begun its activities for the year after a bitter battle with the Student Bar Association for funds. This organization, whose purpose is to conduct programs in the areas of international law and international relations, has been plagued for years with lack of funds which has cut down on activities which, in turn has caused problems with student interest. This problem is compounded with the fact that the school has not wanted to fund it because of "a lack of student interest." The vicious cycle is obvious.

This year the SBA gave the ILS money for most of the programs which it wanted to initiate. Already the group, led by Tom Melton, has had two wine and cheese parties open to the whole law school. Attendance at these functions was good.

The first "academic" program of the ILS will be held tonight in Lawyers Inn Lounge. The topic of discussion is "How to Practice Law in \_\_\_\_\_". The foreign lawyers who are at SMU this year getting their Master of Comparative Laws will speak on the unique features of law practice in their home countries. Since any decent size law firm usually is involved in dealing with an individual from another nation, the discussion should prove to be quite informative. This program is open to all students and will start at 8:30 p.m.

As a continuing program during the year, the ILS supervises a Legal Translation Service for lawyers in the North Texas area. ILS President Melton asks that any law student with bilingual ability contact the ILS for information on the program. The ILS will match students with law firms who need the service. The law firms pay well (\$6-\$20 per hour in many instances). The student working with this service is expected to donate a small portion of his salary to the ILS for the administrative work in supervising it. Melton can be reached at 369-2497 or through the ILS box in the Faculty Office.

The ILS will again assist in staging the school tryouts for the International Moot Court team. Further information will be published later, but anyone interested in the program should contact Howard Rubin at 368-5977 or at 204 Lawyers Inn.

The ILS will also publish a newsletter concerning current events in international law as well as ILS activities. Anybody who wishes to write an article should submit it to the ILS box.

Melton has announced that several other programs are still in the planning stages. These include trips to prisons, to downtown Dallas to meet lawyers, and a debate in the December (the great Hannakah debate). There are still openings for students to take on responsibility. First year students are very welcome. Names of interested students should be put in the ILS box or given to Melton. Also any student who would just like to be a member of the ILS should submit his name.

—Howard Rubin—

## Walking Distance Gourmet Guide

We present a guide to the eating establishments within walking distance of the law school, with a brief summary of the menu offered with a price range; a reference to the atmosphere present; a wholly subjective rating; and our comments. We offer no warranty whatsoever.

The ratings used are:

- ✓✓✓ -- really okay
- ✓✓ -- well, if you must
- ✓ -- when there is no other option
- ✓ -- only for those who believe in reincarnation

Charco-broiler -- Menu: Steak, after a fashion. \$1.29 to \$1.85 complete

Atmosphere: Was the west really like this?

Rating: ✓✓✓, for the money

Comment: Really the head of the herd.

(Cont'd. Page 5)

(Cont'd. from Page 4 - 100 YARDS)

The law students involved -- Bob Craine, Charlie Brewer, John Washburn, Jeff Davis, J.C. Labowitz, Glenn Gonzalez, Tom Cox, Pete Foster and Chris Christian -- found both the game and the experience at the institution enlightening. Future matches in football and other sports are contemplated, as worthwhile for both law students and institution residents.

## ★ ★ Getting Free ★ ★

It is necessary, if not critical, to the sanity of every law student that he escape from the harsh realities of the legal world every now and then. For some it may be a gathering of nostalgia fans in Lawyers Inn discussing Flash Gordon, Hopalong Cassidy, Lincoln Logs, Fizzies (the true test of a man being the ability to hold one on your tongue while it effervesces) et. al. Others prefer cycling cross town enjoying the scenery and the exercise. If bicycles are your bag you might call Action Center at 744-2233 and they will mail you a free copy of the Dallas bike routes laid out recently.

If back-to-nature is your escape there is always Turtle Creek but you might try something different.

Call the Museum of Natural History at 421-2169 and they will mail you their Elm Fork Nature Trail Guide. The Elm Fork Nature Trail runs about five miles through the woods and lowlands west of Stemmons Freeway and is a delightful walk when it is dry.

If you like antiques, junk, country folk, and dogs then don't miss the trade fairs at Canton, Texas. Canton is about 60 miles east of Dallas on Interstate 20 and holds trade fairs once every month. They're called "First Monday at Canton" because they fall on the first Monday of each month, but the best day to go (and the day they really start) is the Sunday before the first Monday regardless of what date that Sunday is. The next trade fair day is Sunday, November 5 and runs from around 9 AM until dark. The fair draws crowds from all over

(Cont'd. Page 6)

(Cont'd. from Page 4)

- Kuby's -- Menu: German soup, sandwiches, plate lunches (lunch only) \$.50 to \$1.50  
(Snider Plaza) Atmosphere: An hour later you feel like staging the Olympics  
Rating: ✓✓✓, but real heavy  
Comment: Best of the wurst
- Sonny's Home cooking -- Menu: Southern staples and hospitality  
(Snider Plaza) \$1.55 complete  
Atmosphere: Out of the "Last Picture Show"  
Rating: ✓✓  
Comment: Would you pay \$1.55 to eat at your home?
- Little Italy -- Menu: Subs/heros/poorboys and pizza, \$.75 to \$2.00  
Atmosphere: Everyone is part of the family  
Rating: ✓✓✓, for the owners if nothing else  
Comment: What is Italian about submarines?
- Peggy and Howard's -- Menu: Bar-b-que a specialty. \$.75-\$1.50  
Atmosphere: Early Sears, Roebuck - plain but functional  
Rating: ✓✓, not much for the money but tasty  
Comment: Have you ever seen Howard?
- Student Center upstairs -- Menu: Burgers and organic sandwiches  
(lunch only) \$.45 to \$.90  
Atmosphere: Classic student union decor; hippie HQ of SMU  
Rating: ✓✓  
Comment: where the freaks and the bridge-players get together
- Student Center -- Menu: Varied daily menu, Lunch: \$1.32 -Dinner: \$1.84  
downstairs Atmosphere: Ogle-house; the price is the only thing that is really flat  
Rating: ✓✓, (we recommend the thighs)  
Comment: Food may not be great, but as much as you can stomach
- Henry's -- Menu: Burgers, \$.45 to \$1.35  
(Hillcrest) Atmosphere: Is that Ricky Nelson singing on the juke box?  
Rating: ✓, assume the risk  
Comment: Where a hamburger float is not necessarily a new drink
- Cow Patty -- We did not have a chance to rate this one, but a name  
(Hillcrest) like that speaks for itself.
- Dairy Queen -- Menu: Burgers to tacos, but very little in between  
(Hillcrest) (\$.50 to \$1.25)  
Atmosphere: What can you say about Dairy Queen atmosphere?  
Rating: ✓  
Comment: A rat-maze beginning with no reward at the end.
- Radford's -- Menu: Salad to dessert (\$.35 to \$3.00)  
(Hillcrest) Atmosphere: Freaks to old folks  
Rating: ✓✓  
Comment: Main attraction is Miss Inez's organ
- Toddle House -- Menu: When legible, breakfasts to steaks (\$.35 to \$2.)  
(Hillcrest) Atmosphere: Life may have begun here  
Rating: ✓  
Comment: Best (and only) place to eat at 3:30 a.m.
- Pizza Party -- Menu: What else? (\$.60 to \$3.00)  
Atmosphere: Do they really have checkered table cloths in Italy?  
Rating: , they made us an offer we couldn't refuse.  
Comment: Don't sit with your back to the door
- Prometheus' Burger House -- Menu: Burgers, etc. with Greek flavoring  
(Hillcrest) (\$.35 to \$1.00)  
Atmosphere: Not exactly the wedding scene from Fiddler on the Roof

(Cont'd. Page 6)

(Cont'd. from Page 5 - FREE

Texas, Oklahoma, Arkansas, and Louisiana who come to buy and sell virtually everything under the sun. Many are farmers and country folk who are a lesson in human nature themselves.

During trips to Canton over the past year, I have collected such things as a gasoline clothes iron, geodes, antique traffic lanterns, a meat cleaver and other assorted antique kitchen utensils, and God knows what else. Half the fun of Canton trade fairs is trying to figure out just what something you've spotted is. There's something for everyone -- I've seen automatic (hand-cranked) apple peelers, branding irons, butter churns, a ball and chain with ankle bracelet, antique cast iron toys, steamer trunks, roll-top desks, tools of every kind, old clocks, and more junk than you'll believe!

For 25¢ you can buy a quart cup of lemonade made with real lemon halves (still in the bottom of the cup). You can sit and listen to old-timers swap stories of the good-old-days, or go pet a pig, goat, chicken, rabbit, pigeon, guinea, dog, or cat in the animal trading area (if you like that sort of thing).

Anyway, it's a fantastic place to spend a leisurely Sunday afternoon, and come home worn out from walking...but eager to go again. A couple more trips and I may have to set up a booth of my own to get rid of all the stuff I've brought home. No chance really... I couldn't part with my noodle cutter, or my flap-jack flipper, or the old oak table leg, or ...

Jay Carmichael

\*\*\*\*\*  
I SHALL NOT PASS THIS WAY AGAIN

Through this toilsome world, alas!  
Once and only once I pass;  
If a kindness I may show,  
If a good deed I may do  
To a suffering fellow man,  
Let me do it while I can.  
No delay, for it is plain  
I shall not pass this way again.

UNKNOWN

(Cont'd. from Page 5 - GUIDE

Prometheus' (cont'd.)

Rating: ✓

Comment: Is this the home of the Greek government in exile?

Lawyers Inn -- Menu: Varied daily (but count on okra),  
(local) lunch, dinner, sandwiches

Atmosphere: Isn't this carrying prison reform too far?

Rating: The checks bounced here

Comment: The same thing the SBA, faculty, and administration dishes out except on plates.  
Res ipsa loquitur.

- compiled by Richard Anderson, J. C. Labowitz,  
Lamar Smith

## OPINION: People v. Nixon (1972)

Facts:

On March 5, 1968, speaking at Hampton, N.H., defendent said: "If in November this war is not over, after all of this power has been at the administration's disposal, then I say that the American people will be justified to elect new leadership. And I pledge to you that the new leadership will end the war and win the peace in the Pacific."

To date, the Vietnamese War continues, the aerial bombardment having been intensified.

Plaintiffs allege breach of contract. They contend that in 1968 the defendent induced them to give him, defendent, their votes as consideration for his promise to end the war. Evidence indicates that plaintiffs did indeed give defendent their votes, which value is measured in terms of deciding national leadership and shaping national policies, but that defendent has failed in his promise.

Issue:

Is defendent liable for breach of contract?

Decision:

No.

Reasons:

Defendent did not state that he would end the war by a specific date. He implied only that he would end the war by November 7, 1972, a date that has not yet occurred. Defendent can still fulfill contract by withdrawing American troops from Southeast Asia by November 7.

addendum:

This hypothetical brief is not meant to be partisan, though the issue involved has elicited responses, of one kind or another, from nearly everyone. Reaching through two decades to unite polarized voters is the voice of a Presidential candidate in 1952: "That which unites us as American citizens is far greater than that which divides us as political parties."

Lamar Smith

\*\*\*\*\*  
HE WHO KNOWS

He who knows not, and knows not that he knows not, is a fool, shun him;  
He who knows not, and knows that he knows not, is a child, teach him.  
He who knows, and knows not that he knows, is asleep, wake him.  
He who knows, and knows that he knows, is wise, follow him.

PERSIAN PROVERB

## From the SBA Desk...

One of the functions of the Student Bar Association is to administer the money for various student activities. During the last month, the SBA has worked diligently in allocating the budget for this year's student projects and activities. These allocations are printed in this issue of the Adversary so that everyone will know about these funded activities. Any suggestions, complaints or comments with respect to these allocations, or any allocations that will be made in the future, should be directed to the SBA members. In this way, your ideas will be included in the decision-making process.

As a result of the recent SBA Constitutional amendment on October 4, Terry Means, Law School Representative to the University Assembly and Vincent DeBiase, Representative to the Law School Division of the American Bar Association are now voting members of the SBA Executive Council. In addition, Chris Christian, Dana Kirk, and Hugh Corrigan have been elected as First Year Representatives to the Executive Council. You can assist in making the SBA more representative by communicating your ideas or concerns to these new voting members.

Although some events have occurred this fall, nevertheless, many more student activities are planned for the remainder of the year. The SBA is offering a wide and interesting variety of opportunities for students who want their law school experience to go beyond the classroom. Accordingly everyone is encouraged to take advantage of these many events. The committee chairpersons have worked hard to organize these programs and students are urged to contact them to let them know you are interested and want to participate. If there are other activities or projects you would like for the Bar to sponsor, please let us know. The SBA is here to serve you!

# \$BA Budget

The following is the budget adopted by the Bar for the rest of the term of office. All those requesting funds were required to submit their requests to the Finance Committee, which made recommendations to the full Bar. This committee was chaired by Louise Everett and included Tom Allison, Chris Christian, and Hank Paup. Minority reports were heard by the full Bar, and additions to the committee recommendations which were approved by the Bar are marked by an asterisk.

First Year Directory	\$750
Placement Committee	50
Publicity Committee (including the purchase of a tri-pod)	97
Tuatara	145
Rap Sessions	30
Speakers Committee	
"So You Want to Be a _____ Lawyer" series*	175
Ad Hoc Committee expenses	15
U.S. Supreme Court: A Forecast, with Charles Alan Wright	200
Speech by a 5th Circuit judge*	175
Speech on setting up a law office, with a professor from U.T.*	200
Social	
Dance the weekend preceding Homecoming	1500
Beer bust, inside, early in November	168
Golf tournament	340
Beer bust, inside, January 6, with a debate	168
International Legal Society (newsletter, a film, a speech by London Johnson, and an informal meeting* with refreshments in October)	145
Criminal Law Students Association Seminar on How to Defend a Criminal Case, transportation for speakers and lunch for speakers	118
	<u>\$4,282</u>
Previous Allocations:	
International Law Society	\$246
Freshman Orientation	700
LSD/ABA	400
Bar Review	3
Social	243
Student Lounge	80
Mail boxes	20
Typing	50
Law Wives	105
	<u>\$1847</u>
Income:	
Student Caucus	\$6,900
1971-72 Bar	1,500
Calendar	40
Vending Machines	<u>2,100</u>
	\$10,540

The social budget for second semester will be reviewed after the fall dance.

★ ★ ★ ★ ★ ★ ★

# Help Wanted

- Submitted by Steven  
Stucker.

A law firm commanding  
Position of standing  
Requires a general clerk -  
A man who's admitted  
To practice, and fitted  
To handle diversified work;

Must know the proceedings  
Relating to pleadings,  
The ways of preparing a brief;  
Must argue with unction  
For writs of injunction  
As well as for legal relief.

Must form corporations  
And hold consultations,  
Assuming a dignified mien;  
Should read each decision  
And legal provision  
Wherever the same may be seen.

Must analyze cases  
And get at their basis,  
Should never be idle or slow;  
Must manifest learning  
In all things concerning  
The matters referred to below:

Attachments and trials,  
Specific denials,  
Demurrers, replies and complaints,  
Disbursements, expenses,  
And partial defenses,  
Ejectments, replevins, distrainments;

Estoppels, restrictions,  
Constructive evictions,  
Agreements implied and express,  
Accountings, partitions,  
Estates and commissions,  
Incumbrances, fraud and duress.

Above are essentials,  
The best of credentials  
Required-and handsome physique;  
Make prompt application,  
Will pay compensation  
Of seventeen dollars a week.

- by FRANKLIN WALDHEIM

(As found in The Best Loved  
Poems of the American People,  
selected by Hazel Felleman.)



# ANNOUNCEMENT

Erwin Memorial Securities Award

Mr. Robert S. Cutherell of Houston, class of '53, has just announced the establishment of the Erwin Memorial Securities Award. A cash award of \$250 is to be made each semester to the full-time student who prepares the best original paper in the field of securities law. Only full-time students will be eligible; there is no requirement of registration in any particular course. Papers will be judged by Professor Alan Bromberg or his designee. Names of the winners will be inscribed on a plaque which will hang in Storey Hall.

## Court Makes Changes

(Ed. Note: The following items were taken from the October 5 edition of the Dallas Morning News and reprinted here for the benefit of those who missed the article.)

Joe R. Greenhill, who is unopposed for election to a full term as chief justice of the Texas Supreme Court, took the oath as successor to Robert W. Calvert, who resigned three months before his term ended.

The court adopted new civil case rules authorizing 10-to-2 verdicts of juries composed of 12 persons. Six-person juries can decide cases by 5-to-1 majority. Presently unanimous decisions are required.

Two other controversial changes were made.

One declares that a civil case litigant can be compelled to reveal the contents of an insurance policy which may be involved in the outcome. Now, rules prohibit disclosure to juries of whether damage is covered by insurance.

Another disputed change will allow a trial judge to order a plaintiff seeking personal physical damage payments to submit to a medical examination at request of defendant.

The less-than-unanimous jury verdict was included in legislation passed last year but vetoed by Gov. Preston Smith.

The Supreme Court holds rulemaking powers under civil courts.

## Calendar of Events

### OCTOBER

- 21 SMU vs. Rice at Dallas (Cotton Bowl at 7:30 A.M.)
- 23 Veterans Day
- 26-27 SWLF Institute on Labor Law
- 28 SMU vs. Texas Tech. at Dallas (Cotton Bowl at 2:00 P.M.)  
HOMECOMING
- 31 Halloween

### NOVEMBER

- 1 Law Wives' "How Citizens Influence Their Government  
(at 7:30 P.M. in Lawyers Inn)
- 1-3 SWLF Institute on Planning, Zoning, & Eminent Domain
- 2-3 PLI - Current Corporate Tax Problems
- 4 SMU vs. Texas at Austin (2:00)
- 7 Election day (GO VOTE!)
- 10-11 PLI - Prisoner's Rights
- 11 SMU vs. Texas A&M at Dallas (Cotton Bowl at 2:00)
- 13-14 SWLF Seminar on Real Estate