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University of California

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Volume VIII, No. 3

Hastings Law News

September 22, 1975

INTERVIEW WITH DEAN ANDERSON:

From Dean Wilson's Status to the Child Care Center

Ted McDermott and El Hadi
T. Shabazz

Shabazz Q: What is Dean Wilson's status at this time? Where is she at in relationship to the problems last year?

Anderson A: Dean Wilson will not be working with the LEOP Program this year. We had hoped to get in the budget last year approval for a LEOP Coordinator. Unfortunatly it was not approved and we'll have to get along without one this coming year.

The LEOP Program will be handled by Dean Riegger.

Mc Dermott Q: The new administrative Dean Kerr is going to be teaching several courses. Dean Riegger is back teaching T and E and will also be handling the LEOP Program. What is this going to do to the need for full time administrators?

A: Dean Wilson will have the responsibility of Admissions Office for this coming year. We have appointed the Associate Dean, Dean Conception as the Dean for Institutional Services and Business Affairs.

He will be doing the work that Dean Kerr was doing. Dean Kerr is now teaching full time, he will have no administrative responsibilities, except serving on some committees. Dean Conception comes with a great deal of administrative experience from the Berkeley campus. He was assistant to the Vice Chancellor of Berkeley and has had a wealth of experience in Financial Aid Programs and Business Affairs. We are reorganizing and re-structuring the whole Business Service operation. The thing is we've grown so fast and added so many programs that we have to strengthen the Business Service in the Institutional Service Program.

Q: What is your assessment of LEOP? With some of the problems with LEOP students passing the BAR?

A: As far as the responsibility of the school to its students is concerned -- we have one primary responsibility, and that is to provide the best legal education that we can. We've done this with a faculty that is as good as any Law School in the country and better than most. Legal education is like any other education. It requires a lot of effort on the part of the individual student. A lot of dedication, a lot of commitment.

We are here by sufferance of the tax payers to provide legal education and to give them the top quality training. That means that the responsibility is basically the students'; to attend the classes, to take advantage of the wealth of resources we have in this particular area. Now as far as the BAR examination is concerned there was a

continued on pg. 6

CHILD CARE CENTER ISN'T ALLOWED TO DO THE JOB

by Peter Cohen

On Wednesday, August 27, 1975, the Board of Directors and Parents and other members of the Corporation of Hastings Child Care Center (including professors Sorgen and Kerr and Assistant Dean of Student Affairs Wilson) voted to enter a contract with Dean Marvin Anderson and the Administration of Hastings Law School, which, in effect, would accomplish the following:

1. Exclude all non-Hastings families from the center.
2. Exclude all AFDC eligible families. Previously Hastings Law School had approximately ten spaces for children of AFDC families. This is no longer a priority.
3. Exclude all families who are un-

able to pay \$150 per month for child care.

4. In short, exclude Black, Asian, La Raza, and poor white families from the services of the child care center.

5. Restructure the Board of Directors to enable the Administration of Hastings Law School to control a seven member child care board with five members. Parent input on the Board consists of two positions.

These exclusionary policies and practices clearly indicate how quickly equal protection for the poor can be abandoned in a law school community whose professional responsibility is the safeguarding of the civil liberties of all the people.

GRADE NORMALIZATION BEGINS

by Lynne Riddle

Dean Anderson's "message" on grade normalization, which appeared in the September 2nd edition of the Community Weekly, will have a profound effect on grades and future course selections for a majority of Hastings students. The "message" is not only a message, it is policy now in effect. Unfortunately, not enough copies of the Weekly were available to adequately inform all students of the faculty's action. Members of ASH Council requested the Administration make a copy available to each student. That request

continued on pg. 12



SENATOR BAYH

Indiana's junior Senator Birch Bayh will be at Hastings during the first week of October. Senator Bayh, a potential democratic presidential candidate, was among the original sponsors of the Equal Rights Amendment, a proponent of gun control legislation, and a leader in the fights against both Haynsworth and Carswell's Supreme Court appointments. He is a graduate of Indiana University Law School, and has served in the United States Senate for thirteen years. Mr. Bayh is currently drafting legislation to regulate oil company profits, and has withdrawn his support from Senate Bill 1 (the news-person's shield) due to repressive amendments.

The Senator's supporters have chosen Hastings to be a Northern California campaign center. Mr. Bayh is soliciting any contributions from the Hastings' community that regards an analysis of pressing national issues (eg; gun control, economic reform, or prison reform). Faculty, student, or other community members position papers will be gladly accepted. An organizational meeting will be held on Thursday September 25, 1975 at 3:40pm in room "D". For further information please contact either Tom Mills or Jordan Kerner in the California Review office, room 209 at 55 Hyde Street, or call 557-0189.

NLG

The National Lawyers Guild will present its annual Extravaganza for students from all Bay Area law schools on Saturday, September 27, here at Hastings. The Extravaganza will feature a key-note speaker and informational workshops on various Guild projects, including those already organized by the Hastings chapter around affirmative action, redevelopment, the San Quentin Six trial, and unemployment. The workshops will be followed by dinner and a dance.

EXAMS

Work has begun on collating blue exam books according to exam numbers and they will be available for distribution in about 2 weeks. Watch bulliten board for notice. Summer blue exam books are available now in Room 111. Medical Jurisprudence notes are also available.

ASH

Any student interested in serving on an ASH Committee on Registration, which will work with Dean Rieger, should submit his/her name to Laura Rockwood herself, or leave name and address and phone number in the envelope on the ASH office door, 55 Hyde.

AMNESTY CONCERT

The singers, musicians and dancers of BABBLON-U will be appearing again in San Francisco on Saturday September 27th at one p.m. in Golden Gate Park at the band shell concourse in a benefit concert for AMNESTY INTERNATIONAL.

AMNESTY INTERNATIONAL is a world-wide movement working for the release of people put in prison for their beliefs, color, ethnic origin or religion who have never used nor advocated violence. Although AMNESTY INTERNATIONAL has helped to free over 15,000 political prisoners since 1961 there are still over half a million political prisoners in over 100 countries yet to free. Tickets available at BASS outlets for \$2.50 and at AMNESTY INTERNATIONAL 3618 Sacramento St, San Francisco. Call 563-3733.

STATE BAR

Registration as a Law Student: Forms are available in Room 111. Fee is \$15.00. Deadline is Nov. 18th to avoid \$10.00 late penalty fee. Fees to State Bar not Hastings.

GET A JOB

WANTED: TYPIST FOR THE HASTINGS LAW NEWS. GOOD PAY WITH FLEXIBLE WORKING HOURS. DON'T NEED TO BE WORK STUDY. IF INTERESTED, PLEASE LEAVE A MESSAGE AT THE HASTINGS LAW NEWS OFFICE.

PHI ALPHA DELTA

Phi Alpha Delta Weekly Video Program, Tuesdays, 11:40, Room 4.

CHRISTIAN FELLOWSHIP

Hastings Christian Fellowship - breakfast Thurs. 8:00am, Knights Restaurant, McAllister near Hyde.

ENVIRONMENT

Environmental Law Society - meeting Friday 11:30, Rm. C

ANNOUNCEMENTS

YMCA TRAVEL

Where can you go for low cost trips? If you are tired of talking to your travel agent, then try the Central YMCA of San Francisco.

Hundreds of adults have been traveling with the Central YMCA for years. Central's New Young Adult Director, Gregory O'Brien, plans to make this the best year ever with the trip program. Groups are small enough to get to know one another and big enough to get group rates.

This years Fall schedule includes trips to Monterey Jazz Festival, Calaveras Big Trees State Park, Lake Tahoe, Yosemite Valley, and Hearst Castle. Give us a call 885-0460.

ROCK-JAZZ

On October 5, SUPERB presents Boz Scaggs at the Greek Theatre. Scaggs, along with a twelve-piece band, closes out the highly successful Greek Theatre Summer Series-- tickets are \$4 in advance, and \$5 at the door.

On October 17 at the Berkeley Community Theatre, trumpeter Miles Davis appears with guitarist Larry Coryell, along with his band, The Eleventh House. Ticket prices are \$6.50, \$5.50, and \$4.50.

Tickets are available at ASUC Box Office and all BASS ticket outlets. For more information, call 642-7477.

LOCAL ADDRESSES

Students who registered without permanent local addresses and now have one are reminded to adjust records in the office of the Registrar.

WOMEN'S UNION

Women's Union - General Meeting Fri. 11:30, Rm. 219.

The Women's Union is beginning a series of panels on Women and the Law. These panels will take place monthly and will focus on different areas of the law from a woman's perspective. The first of these events took place on Friday, Sept. 19. The topic was Women's Rights and Women's Litigation and participants were Sandy Blair of Blair and Legrand who is teaching Hasting's new Sex Discrimination Clinic; Eve Reingold, ACLU Women's Rights Project; and Patti Roberts, SFNLAF Women's Litigation Unit. Future topics include women in criminal law, poverty law, labor law, women who have started their own practices, women as judges and law clerks, and women teaching law. Watch the Women's Union Bulletin Board in the Commons for announcements. Women interested in working on this series of panels should leave a note in locker #793 or in the Women's Union Office, 55 Hyde St.

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Diane Wilson
Lynne Riddle

GET YOUR ASH IN GEAR

by Liz Bradley
ASH Council Vice President

THE ASH COUNCIL IS LOOKING RIGHT NOW FOR YOUR SUGGESTIONS, INPUT AND EXPERIENCE. CONTACT YOUR ASH REPS OR COME TO AN ASH MEETING.

The ASH Governing Council meetings are open to all students at Hastings and are held a minimum of twice a month. Information as to time and place of meetings is posted on the ASH bulletin board, which is located between the Hyde and McAllister streets lobbies, across from room A. Also posted are minutes of the previous Council meeting, the agenda for the next meeting, and other notices in regard to student government business.

The purpose of the Council is to govern affairs pertaining to the welfare and activities of the Associated Students. It is composed of the executive officers: president, vice president, secretary, and treasurer, ten representatives from each year group and the president of the third year class. The executive officers and the second and third year representatives are elected in the spring. The first year representatives and the third year class president are elected in the fall. Council members may be contacted by leaving a message for them in the ASH office, 55 Hyde St. The office is open several hours a day. The list of council members are posted on the ASH bulletin board.

The following is a summary of significant Council actions taken thus far:

An open committee to draft By-laws was established and has been meeting every Friday morning at 9:30. The location is posted on the ASH bulletin board weekly. Students who are unable to attend are urged to submit in writing recommendations as to procedures in regard to any ASH business (e.g. selection of student members of student-faculty committees, elections, etc.)

Elections of first year class representatives and third year class president were held within the first month of the school year. Having the elections completed this early in the school year will allow the Council to make the permanent appointments to the student-faculty committees before the committees make more permanent decisions.

Temporary appointments have been made to the student-faculty committees. The list of committees and members is posted on the ASH bulletin board. Before the permanent appointments are made, information about these committees will be made available and applications will be invited. Two students will be appointed to each committee, an ASH Council member and a student at large.

A committee was appointed to draft a Code of Ethics for the associated students. The names of the members are posted on the ASH bulletin board. This committee is a drafting committee only, and will submit its proposed Code to the ASH Council and to the Student Body for their consideration.

Ted Hankin and Robert Jones received permanent appointments (ie for the school year) to the Hastings

Service Foundation which administers the funds obtained from the food service in the Commons and the book store.

New procedures in regard to grades and grading (grade normalization) were imposed by the faculty and administration on August 22, 1975, even though the student body was not notified prior to registration that some courses would later be designated as non-exam courses and would not be computed into the grade point average. In response to this action an ASH committee was established to hold open hearings to determine student opinion and make recommendations to the ASH Council. Any student interested in serving on this committee is urged to submit their name to Laura Rockwood, ASH President or to any of the Council members.

A publicity committee was established to promote better lines of communication between the ASH Council and the Student Body. If you do not want to get involved in student government business but want to help a little, just now and then, this committee needs you. Leave your name and phone number at the ASH office for Liz Bradley.

Pat Williams, ASH treasurer, is available evenings at 387-0053 for questions regarding the budget and funds.

Funds were obtained from the Student Services Committee to purchase a television to be located on 1M.

Efforts are being made to provide student organizations the use of a mimeograph machine as soon as funds are obtained.

The ASH Constitution will be reproduced and copies will be available to interested students; however, there are presently copies on file at the loan desk of the library.

An Information Center is planned at the ASH Office. Any information the Council is able to obtain on every subject pertaining to Hastings College of the Law will be on file. Some of the suggested subjects thus far have been: the operation of student-faculty committees, procedures as to the re-instatement of disqualified students, the job description of the administrative positions, etc. WHAT DO YOU WANT TO KNOW ABOUT HASTINGS? Give your request in writing to an ASH Council member.

The ASH Council is hard at work and encourages you to contribute your ideas and energies... Only when YOU and the ASH Council work together will we be able to produce effective student government.

ASH BUDGET

by Patricia A. Williams
ASH Treasurer

In an attempt to make the budget more equitable and serve the needs of the Hastings Student Body as well as to correct the mistakes of the past, the ASH Finance Committee will hold open hearings on the ASH Budget and Finance allocations on Thursday September 25 and Friday September 26 at 9:30 A.M. (Room Number will be announced).

If you wish to be placed on the agenda please leave your name, tele-

phone number and the name of the organization in the Treasurer's mailbox in the ASH office, 55 Hyde Street, Room 106, or leave it with me in the Hastings Bookstore.

Here is your opportunity to participate. If you have any suggestions as to how or what criteria the ASH Finance Committee should be using we would like to hear from you.

The following is the criteria that was used in the 1975 fiscal budget. We are asking your recommendations on the revision of this criteria:

1. Name and purpose of the organization
2. List of the general membership and a total number which are "active"
3. A list of officers names, addresses and phone numbers.
4. A budget of the organizations with the special allocations separated
5. After the allocations are submitted, the following week, each group will meet with a member of the Finance Committee for a budget interview. The purpose of this meeting is to give each group a chance to fully explain their request and adjust the budget within the funds that are available.

The ASH fiscal year extends from November 15, 1975 to November 14 of the following year. Thus the budget allocations will be for monies to be used from November 15, 1975 to November 14, 1976.

Remember this is your opportunity to get involved with what happens to your money. Give us your suggestions and also come to our meetings.



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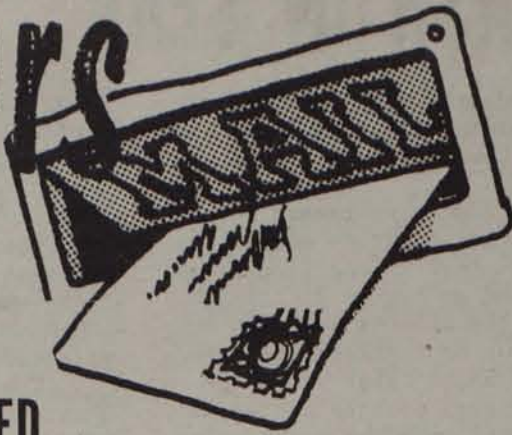
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letters



REGISTRATION HASSLE EXAMINED

Editor,

DRAGON— a sufi fable
"It's a dragon, destroyer of all,"
cried the ants. Then a cat pounced
and caught -- a lizard.

While glancing through the Sept. 8th issue of the Hastings Law News I came across an incredulous article which was partly devoted to a denunciation of the colleges' Admissions Office. I felt compelled to respond to the author's diatribe since his article was irresponsible, unsubstantiated and not researched.

The article had its genesis in a single instance in which an applicant allegedly did not receive any notification from the college until two weeks before registration. From this single example, we are requested to conclude "inefficiency or gross incompetence" on the part of the Admissions Office. A conclusion that is perhaps better suited to describe the author's journalistic endeavor.

Initially, I would like to be informed as to why Mr. Wilson wrote his article without any prior communication with the Admissions Office. He pleaded ignorance as to why delays occurred. Perhaps, his ignorance would have been alleviated had he contacted the Admissions Office. He is familiar with the office due to his inquiries this past summer regarding the status of an applicant.

Apparently, Mr. Wilson is not aware of the procedures that are followed by the Admissions Office. No notification can be sent by the Admissions Office until the applicant's file is reviewed by the proper committees and they have determined a status for the applicant. If the committees are late with their evaluations, no action can be taken. If the applicant's file is not completed, no action can be taken. The solution to the "bottleneck" lies with the applicants and the evaluation committees. Perhaps, Mr. Wilson can point to a specific example when the Admissions Office failed to notify an applicant after the committees had determined a final status. Further, there are also waiting list applicants. They are informed that a long delay may ensue before they are notified of their final status. Where does the responsibility lie for reading this notification letter? On the applicant or on the college? Ignorance is sometimes bliss, but it's a poor substitute for facts.

As far as firm deadlines for application submission, check page 22 of the Hastings catalogue. It looks like a firm date to me. Further, I challenge Mr. Wilson to cite any example in which an application was returned with the check cashed.

Save your inferences and innuendos for the courtroom, we don't need them here.

It doesn't take "guts" to charge the twenty dollar fee. First, this amount is not set by the Admissions Office. Second, if you will remember the activity you witnessed this past summer, you will know that a lot of time and effort is spent preparing an applicant's file for evaluation. Catalogues must be sent out, files started, transcripts and LSDAS filed, letters of recommendation filed as they come in, notices of file completion must be sent out, and so on. If the applicant doesn't pay for this, who does? Is Mr. Wilson willing to make a contribution to pay for these expenses?

Mr. Wilson, do your legwork before your next attempt at journalism. It will improve the quality of your work. Save your imagination for the courtroom and not attempts at vindictive journalism. Improvements can be made, but it takes constructive criticism.

To paraphrase, Mr. Wilson's opening line:

Its about time the Hastings Law News took a long, hard, critical look at what is going on under their noses.

Sean Kim
3rd year

CLASS STRUGGLE COMMENT

Editor:

It isn't often that I am motivated by a newspaper article to sit down and write a letter to the editor. But El Hadi T. Shabazz' commentary on the Hastings Class Struggle was so outrageous that I am compelled to respond.

First, to dispel any assertions to the contrary, I make no claim that I can empathize with the struggles of Third World Students at Hastings. I admit that my perception of social reality--of the existing socio-economic-political order--is shaped by my respective position in that order. But nonetheless, I have no qualms about responding to an article which at best can be considered a product of bad political science.

Mr. Shabazz states that the people are confronted with "a demonic fascist government." He further alleges that we are surrounded by the germs of "modern scientific fascism" as evidenced by chronic racism, foreign wars, governmental lawlessness, large numbers of political prisoners, political parties controlled by the

same class, along with three or four other indicators. While I agree with Mr. Shabazz that both racism and involvement in foreign wars can be traced to capitalism--racism as a result of the need for a surplus labor pool and involvement in foreign wars as an incident of imperialism--his other "diagnostic symptoms" find little or no basis in reality. Consider:

1. Watergate. I can only assume that the forced resignation of Richard Nixon and the conviction of 20-odd White House conspirators are prime examples of the people's willingness to punish political leaders for crimes against the nation.

2. The lack of true "political prisoners" in the United States. Unless we are going to define "political crimes" to include every prohibition in the Penal Code, I would suggest there are few, if any, political prisoners in the U.S. Political prisoners can be found by looking into the prisons of Brazil, Chile, U.S.S.R., and Northern Ireland, and not among the bank robbers at Leavenworth.

3. Bobby Seale's impressive showing in the Oakland Mayoral election which can be directly attributed to the efforts of the Black Panthers.

4. With the exception of the murder of Fred Hampton by the Chicago police, and perhaps the killing of George Jackson at San Quentin, I can think of no instances of assassination of dissident political leaders by government agents. Mr. Shabazz would lead us to believe the people are under siege by right-wing Peronist goon squads, but that is simply not the case.

5. Increasing citizen resistance to unwarranted governmental intrusion into the private and political affairs of individuals. The recent consenting adults sex bill signed by Governor Brown and the California Supreme Court's handling of White v. Davis (May, 1975) are both examples of substantial restrictions on governmental spying and snooping into the affairs of individuals.

By citing the above examples, I do not suggest that there have not been illegal actions by agents of the government against dissident groups and individuals. The FBI harassment of the Black Panthers and Socialist Workers Party members would certainly support such a claim. There is however, a substantive difference between governmental interference with Constitutionally protected rights and political life under a fascist regime. The failure to recognize a distinction between the two can only result in a lessening of our ability to analyze and more fully understand the varied forms of political order. It is at this point that we truly lose political freedom; we are forced to make choices and decisions without the necessary information, knowledge, and theoretical framework, which are essential for such tasks.

I honestly believe that non-minority students at Hastings have a moral and political obligation to support LEOP in its struggle for existence. At the same time, it is not too much to ask that Mr. Shabazz approach the situation in a somewhat less rhetorical manner. In the end, indulgence in simplistic revolutionary rhetoric will only serve to insure the extinction, and not the survival, of the LEOP program.

David W. Long

HICAP PRISON WORK

by Seth Dawson

The Hastings Indigent Criminal Assistance Program (HICAP) is again seeking students interested in working with San Quentin inmates. During the summer, representatives from several bay area law schools and prison organizations have been meeting in an effort to provide more effective and organized services to local inmates. The result has been the formation of the Habeas Resources Project, a coalition of these organizations. Among other things, the Project is compiling a brief bank which local inmates, legal workers and attorneys may use to quickly gather research on a particular issue. The efforts of the coalition have not been diminished by the death of one of its founders, Popeye Jackson. The struggle to realize one of his goals, adequate legal services for the poor, continues.

Hastings students are encouraged to join the Project through HICAP, and to use and contribute to the research materials that are being compiled. The usual procedure is for the student to visit the inmate in person, obtain the necessary transcripts and papers, and then prepare a habeas corpus or coram nobis petition if there are reasonable contentions to be made. Although many inmates have been given legal assistance, many more are still waiting. The number of requests for assistance is much greater than the students presently involved in the program, and more students are therefore needed to help reduce this disparity.

A number of diverse cases have been handled through the HICAP office during the summer. David Levy, a second year student, obtained a coram nobis hearing for an inmate who alleged, among other things, that his guilty plea was obtained through unkept promises -- that he would receive psychiatric treatment at Vacaville rather than a routine sentence at San Quentin. Larry Broussard succeeded in persuading prison authorities to stop providing an inmate with involuntary drug treatment. Karla Gray drafted a petition, which is still pending before the state Supreme Court, that raises issues as to incompetent counsel at trial. Bill Brutaco is using the same procedure before the

continued on p. 11

JACK'S FLASH

Jack sat in a rather quiet restaurant, eating dinner with his part-time employer, a trial attorney of some renown. Earlier that day, the D.A. had rested the People's case. Now they discussed the strategy for the upcoming defense of Richard Littleton, a self-admitted slayer of three.

"Wouldn't you consider a verdict of Murder II a victory?" Jack asked.

"Hell no! Even if the jury came in with voluntary manslaughter the judge could still kill us, so to speak," the attorney half smiled and continued, "The top on manslaughter is 15 years and we're talking about three separate counts. So if the judge wants to take that verdict away from us, he gives Rick the max for each count and makes the sentences consecutive. 45 years in the Joint."

"A virtual life sentence." The wine tasted better somehow as Jack considered that possibility. "But don't you think he should do time? After all, he did kill three people and raped one of them to boot."

"That's not the point," the attorney gestured with his steak knife, "You owe your client the duty of your best efforts. If your best efforts let a killer walk, so be it."

"You wouldn't try to maybe pull your punches, just a little bit?" Jack, although no stranger to immorality himself, was rather uncertain.

"Christ no. If I felt that I didn't want to see a man acquitted, I'd get him another lawyer." The attorney paused, sipped his wine and spread his palms in front of him, "Besides, it's not a question of Rick going free. If I get him off the murders, the D.A. will charge possession of that dope within half an hour."

"O.K.," Jack said, "Hypothetically speaking, if you could get him on the street today through some action of yours, would you do it?"

"In a minute." The conversation slackened off momentarily as both Jack and his employer eyed the hostess seating some new patrons. "Do you know what's going to happen to Rick if he gets the Joint?"

"He'll probably miss the Raiders game next week. Ah, his laundry bills will probably be cut in half. Ah..."



"You through, smart ass?" The attorney looked just slightly exasperated as he reached for the carafe. "He's going to get punked every day he's in there. That's right. Up the ass every single day. It'll kill him. Sending Rick to the Joint is a goddamn death sentence."

"Isn't it rather poetic justice?"

"No. Maybe it's goddamn biblical justice, but that's all."

"Since you more or less admit he's going to do time regardless of your efforts, isn't the bottom line simply your desire to win? To beat the D.A.?"

"That's the beauty of the adversary system. The egos of the trial lawyers play such a large role. You do the best for your client by doing the best for you."

"What about the best for society?"

"Do you think the cops forget about an acquitted killer? The pigs watch these guys so goddamn close they can't shut the door when they piss. He'll never have another chance to screw-up."

"But suppose he does. Suppose he walks out and kills another three next week?" Jack asked, staring at the attorney.

"You're playing god when you defend an accused killer. Your extremely unlikely hypothetical is one of the consequences that you have to live with."

"And someone else dies with."

"Go into goddamn corporate law if you can't take it."

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"I'm a lawyer, damn it, and there's nothing wrong
with being a lawyer, right?"

DEAN ANDERSON ON T

recent report by the state BAR committee investigating whether there was any cultural bias in the BAR examination and the report findings were that there was no such cultural bias. There was some concern on the part of the state BAR people that the objective type examination which you know is one day of the three day examination, may not be as valid or as good as they thought it was but that's something they're still looking at.

As far as the school is concerned we have the Legal Research and Writing Program which is by far the best of any program in the country right now, in spite of some difficulties in terms of the equality of administration, equality of faculty and so on. There is a special committee that works with the Legal Writing Program to discuss the problems and to try to work out whatever discrepancies there are in this area. But I think we have to recognize that the school can only do so much. It finally boils down to the individual student. The more time, the more effort he or she places in taking advantage of what is here, in terms of the educational opportunities; the better off that student is. In fact there is a very strong correlation between success in law school, the grades in law school and success in the BAR. The top quartile very seldom has anybody that fails to pass the bar exams the first time. The second quartile has a few, the third has a few more, the fourth quartile is probably running into trouble every year.

Q: How about the Native American Program?

A: We have this year six people in the Native American program. We have some problems there because: one, the legislature is very, very sensitive to providing opportunities for as many applicants that are residents of the state as possible, so

Now that does not apply to every particular case. We take very seriously the student evaluations and by and large the student evaluation of the faculty members, I think is very objective and very fair. But there is a broad spectrum of attitudes. We're not all alike. One student will say it's the worst. Here again we have to be very careful and look at the total evaluation because we respond in different ways to different people.

I know there are a couple that, perhaps have been more criticized than others but when we compare our faculty as a whole with any faculty of any law school in the country, it is so vastly superior that we have more good faculty people here on this faculty on a one to one basis than any school that I know of including the prestigious law schools in the East.

Q: What is Hastings doing in the area of affirmative action? What is being done in terms of getting more Third World faculty members and Third World administrators?

A: Well, the Affirmative Action Program in the faculty is a very difficult one. First because we have in addition to the regular faculty the 65 Club. There are not that many Third World people that have achieved the reputation and prestige needed to be eligible for the 65 Club. There has been a very, very strenuous effort on the part of the faculty appointments committee and myself to recruit more in the regular faculty. But it's a very difficult thing to do. We compete with every law school in the country to get the top people. The quality of any school is based upon two things: the quality of its faculty and the quality of the student body. That's what makes any school great. And we hope that this year we have taken the position that we are going to interview and evaluate women faculty

the schools were hiring more faculty people, and more students were enrolling; where there were more resources. Frankly, the schools are facing a very, very serious problem in financial resources.

Q: Sometimes students have jokingly referred to you as the "Phantom Dean". Have you ever considered making yourself available to the students in the Commons on a regular basis, weekly or bi-monthly?

A: I would be happy to do this. Frankly, I've tried several ways. Last year I suggested to the Assistant Dean of Student Affairs and to the ASH Council that I would be willing to meet at any time in small groups or in large groups. Several years ago I tried this and we met in the student lounge. And I would appear in the student lounge say from 10 to 12 once a week. For a while we had a pretty good attendance and then it dwindled off; apparently as the questions were answered. I've tried to re-activate this sort of thing but frankly it hasn't worked, no matter how many suggestions I make.

I see literally hundreds of students here all the time. The thing is, for the large percentage of students, unless they have a specific problem or have a problem serious enough so that it comes to my attention, I really don't see them. But I've seen, I think about eleven students today. I'd like to sometimes have a record of all the students I see during the year. You'd be surprised at the large number that I see. I'm a very casual and gregarious individual. Frankly this baffles me and I've tried a lot of ways to break down this thing. I've threatened to take the door down. The pressures of this job are tremendous. I'm here at least six days a week and sometimes seven, because the chief administrator of this school for all practical purposes is comparable to president or chancellor at another campus. All of the functions of the other campus are here. I prepare the budget, the admissions, the registrar functions, alumni affairs, development, legislative matters, all require my attention. And really, frankly, this concerns me. I feel that I'm available to anybody who wants to see me and yet I know the practicalities of the thing; students will have to wait because others are in here. The day goes by, you know, before they get a chance to see me. Any suggestions you have I'd be very happy to work out.

Q: The Third World associations and the Womens Union have heard complaints of discrimination and prejudice in the classroom by professors, such as interrogating Third World students in class, sending out bad vibes, or just completely avoiding questions by Third World students. What can Third World students, as well as women, do when this type of situation happens in the classroom?

A: I think first there has to be a certain amount of sympathetic understanding on the part of students as well as the faculty. It's a very difficult question because these al-

"THERE IS A VERY STRONG CORRELATION BETWEEN SUCCESS IN LAW SCHOOL, THE GRADES IN LAW SCHOOL, AND SUCCESS IN THE BAR."

they look with a certain amount of skepticism and opposition to having too many out of state students. Q: There are several professors at the school now who have been, year after year, resoundingly panned by the students in their evaluation. The students have felt that the professors are incompetent. What, if anything, does the school intend to do about individuals who are rather well known although not named here? A: The problem we have there is you have a broad spectrum of attitudes by the students. In some cases where there are a certain number of students who have been very critical of that professor, an equal number, or even larger number of students have come in being very laudatory about that professor.

members and Third World faculty members or candidates on a priority basis, to see if we can not get more people in. Here again we're confronted with a situation that every law school has most, more so than we have, and that is that with the decreasing financial resources facing the institutions of higher education, with the tenured faculty that schools have, and some schools have up to 80% of their faculty tenured with a long range commitment which many schools are finding impossible to meet. There are some real problems in that area. I think the tragedy of the Affirmative Action Program is that it's ten years too late. Unfortunately, it should have made its thrust, and made its greatest impact ten years ago when

THE STATE OF OUR UNION

legations would have to be pinned down to a specific incident. I think many of us are guilty of sometimes, without really thinking of making remarks or getting impressions that we really do not intend to do. I think by and large this college is more sensitive, more aware and more interested in students than any faculty that I know of. But in the classroom I had an experience this summer at Harvard. When I was leading the seminars I found myself making a subconscious choice of seeing three hands and saying, ok I'll take this one and so on, and not having time to take all of them.

I think the faculty needs to be fully sensitive because some people are more sensitive than others. But I think we are really progressing beyond that stage. Often times a faculty member will be firm and sometimes perhaps he will be harsh in his reactions because of his concern that the student really be prepared and be fully aware. I'm really speaking in generalities here because I don't know of any specific case.

Q: But what should a student actually do if he or she feels that she is being discriminated against by a professor?

A: I would possibly talk to the professor after class and say I really feel that you are discriminating against me. You are being insensitive to me. And I think that the majority of professors would say that I didn't realize that and I'll be more sensitive to this.

Q: When the students returned to school this year they found that we have a new grading normalization procedure. Exactly what precipitated this?

A: There was an increasing concern on the part of the faculty as to the wide range of grading, even between sections. And the concern on the part of many students that if they got in one section, their chances of getting into Law Journal or Constitutional Law Quarterly

format that would avoid this danger and try to at least set up guidelines, so professors had a greater awareness and didn't deviate one way or the other too much.

Your whole credibility of grading can be impaired if there's too great a discrepancy. You're getting into a very sensitive area of academic freedom here. Most faculty members at leading institutions are very sensitive to this area. They don't want to be locked into a formula that really impairs their academic freedom to make an evaluation based upon their expertise and their qualifications and

that had not been paid and there's no way you can operate any organization unless you have fiscal responsibility. So what we did is to insist that the child care center be put on a solid basis. We are now moving it to a new facility, nicer facility, but there has to be responsible fiscal control. Now in the meantime, we also have some assistance from the Department of Education in terms of providing funds to those students who do not have the financial wherewithal.

Another point was the child care center facilities. The way the thing was kept up was really

"THIS COLLEGE IS MORE SENSITIVE, MORE AWARE AND MORE INTERESTED IN STUDENTS THAN ANY FACULTY I KNOW OF."

their academic freedom to make an evaluation. On the other hand, some professors will say a grade of 60 is a good grade. And another one will say the grade is 90. This is an attempt to correct grading inequities here. We have set up a standing committee and I've appointed two students on that committee to evaluate the program. It is not a hard and fast rule, it's simply a guideline to help the professors and also to help the students so that there isn't this glaring discrepancy which developed over the years.

Q: Dean Anderson, there have been charges by members of the Day Care Cooperation that there have been some very devious procedures undertaken by the administration in negotiating the contracts. Such things as the first contract being totally unconscionable; and contracts being negotiated without the full approval of the cooperation members. What is your opinion of these charges?

A: Well first of all the Day Care Center, Child Care Center was set up by me some years ago, because I was determined that we should have a child care center here at Hastings for the benefit of the students who have children and who do not have the financial wherewithal to place them in other child care centers or even find a center. So the whole thrust was to provide the service to the student. For the first two years the child care center operated very responsibly. It has no state funding. We have not been able to get it into the budget as a part of Hastings budget, but the people who administered it operated a very, very conservative fiscally responsible child care center. And then a year ago a number of people... (got) on the board who had grandiose ideas..., had no interest in fiscal responsibility; they practically ruined the child care center because there was no way to pay the bills. This year we determined that the child care center would operate on a sound basis. There were bills

bad. It wasn't clean, it wasn't anything else. This is an independent cooperation, they had the responsibility to take care of everything. We did provide the school space, free of charge. Hastings absorbs that cost even though in one sense, technically, we had no right, but we provided the space and some janitorial service. It was operating very well before we got into this situation where the board was failing their financial responsibility. They had no way or interest in generating funds outside whatever funds were generated by the school. We determined that this couldn't go on any longer. We had to get this corrected because our primary purpose is to provide a nice place for the children. Instead of impairing the services we are preparing a much better service for them and, frankly, it's to every student's advantage that this took place and we had a sound operation. Dean Conception has been working on this. We will have a new facility and we have been able to generate some resources to do that. Everything that has been done has been done by the school not by the board. That board has the responsibility of generating enough funds to operate.

Q: Did the administration abide by procedural due process in terms of negotiating those contracts?

A: First of all what do you mean? Negotiating what contracts? I insisted that the board be changed and that it exercise responsibility. Otherwise there was no way that the school could operate a child care center. They were so financially in bad shape that frankly you had to do something.



would be impaired, because that professor did not grade as high as the others. So the grade normalization committee was set up to, first, study the whole situation and see if the discrepancies were as great as seemed to be the general impression, and, secondly, to work out a

DEAN ANDERSON INTERVIEW WILL

BE CONCLUDED IN OUR NEXT

EDITION

graffiti

This column is called Graffiti - because you should read this much like that writing on the stall wall, with a grain of salt and when you're a captive audience. Graffiti - because some of what you do read here might cling to those memory cells in the back of your brain like those quickly pencil-scratched ditties; "Those who write on shithouse walls..." that we've all come to know and love.

What this is about is what there is to do besides underlining passages in a beloved hornbook or briefing some landmark case. Here, hopefully, you'll find out about happenings around the San Francisco Bay Area. Here will appear a thing or two to do for free or where dollars might be well spent; and maybe a few hints to help survive your years at Hastings, especially your first year.

We are mostly concerned with learning the law, so mostly we talk of the law and think of the law, but let's remember that lawyers are our society's generalists. Good engineers or good doctors can get away with burying themselves in their professions to the exclusion of other interests, but good lawyers must know what is happening in the world, just to be good lawyers. The more of life a lawyer experiences, the better equipped he or she is to confront the problems people have with their lives.

We are being trained to be legal gladiators, knights on white horses - simply, hired guns. As Richard Boone's Paladin in the old TV western, "Have Gun, Will Travel;" the knowledge we have of wines, opera and political gambits stand us in as good stead as does the knowledge of specific tools of our trade. Our diversions are as important as our studies.

For those new to San Francisco, you should know that those foggy mornings and misty evenings are a summer phenomenon. Fall is the time of the year here. There is a lot of out-of-doors you can experience when you want to get away from the books for awhile.

The 9th Annual Renaissance Faire is on through September 28th in Marin County, across the Golden Gate Bridge from "the city" (San Francisco). After you've crossed the bridge continue on Hwy. 101 to Hwy. 37, then take the Black Point Exit. General Admission is \$4.00, Children \$1.75. Call 415-981-4907 for more information.

The place is dusty, under California live oaks; but where else can you enjoy olde English frolic including curds & whey, fire-eaters, yorkshire pudding, arts and crafts and a \$3.00 foot massage?

The Great American Music Hall (with pizza and hamburgers) will feature Chuck Mangione tonight and Tuesday, Sept. 22, 23.

For a cheap thrill ride BART. You can go to Daly City for 35¢, to Oakland for 55¢, and to the end of the line in Concord for \$1.20. The ride is so smooth and the shiny new-

ness is most impressive. Once in Oakland you can go to the modern art museum, Merritt lake or Jack London Square. In Concord, there's the new Pavilion where Herbie Mann and Three Dog Night have played recently. In Daly City I guess you can observe ticky-tacky, first hand.

For reading, New Times is a news feature magazine that's still an infant - (been published less than two years) that combines good writing with clever ideas, such as; "The Ten Dumbest Congressmen," and "Tennis Isn't a Matter of Life and Death - It's More Important Than That." Pick up a copy at a neighborhood newstand or write to New Times, P.O. Box 2948, Boulder, Colorado 80302. A year subscription costs \$12.00 - good reading if you do it.

NOTE: Saw a fellow rolling a joint on the steps of the plaza in front of school last week. While that particular activity, I'm told, may be acceptable on the streets of Ann Arbor - it's not in San Francisco. Yes, you've heard about California's new law - well, when it takes effect in January 1976 there will still be a \$100.00 fine for one ounce or less. Over that will still more likely than not wind you up in jail. Do remember too, that statute isn't the only thing that effects the law. The attitude of those doing the enforcement is important. Here in San Francisco, the city that gave us topless, bottomless, the Mitchell brothers and "massage," which has come to mean the manipulation of one particular set of muscles to the exclusion of others; the police don't like sin. Translate sin as pot.

San Francisco's fishing fleet will be blessed in a celebration at the Church of Saints Peter and Paul and Fisherman's Wharf on Sunday, Oct. 5, call 626-5500.

The Municipal Outdoor Art Festival of San Francisco from September 24-28 offers arts, crafts and entertainment next door in our Civic Center Plaza - stop by on your lunch hour. For more information call 558-3465.

The Art Show at San Quentin where inmates arts and crafts are sold at the prison will be held on Saturday Sept. 27, from 8:30am-5pm, for more information call 454-1460, ext. 397.

Let me close with a plug for a store called AKRON. It's sort of like a flea market of new things and there you can acquire the items you need to help furnish your place cheap. Their stores are located at the Northpoint Shopping Center, Bay & Mission (986-6630) and the Serra Shopping Center across Hwy. 280 from Serramonte Center, Daly City (755-7686).

MOOT COURT REVISIONS?

Seth Dawson

Having participated in both moot court and the Hastings Indigent Criminal Assistance Program (HICAP), I feel compelled to point out what is, in my opinion, a major drawback concerning moot court participation. The problem is that such participation is, as the name implies, entirely moot; it is an academic exercise only, as the tremendous amount of work in the program does not benefit any actual parties. This is most unfortunate since there are many individuals and organizations in the community who desperately need the legal assistance of a law student. Although such services could be made more readily available through HICAP and other organizations, they are annually wasted -- in a practical sense -- in the moot court room.

In addition to the fact that the student's work is not put to any meaningful use, moot court also hinders those students who do attempt to make their services available to people who actually need them. While participating in moot court last year, for example, numerous HICAP participants were severely restrained in their efforts to assist San Quentin inmates with obtaining habeas corpus relief (despite the fact that the careful preparation of a habeas corpus petition is identical to, if not greater than, the learning experience inherent in drafting an appellate brief).

It is therefore suggested: (1) That in the future the moot court board consider selecting topics which involve an actual need for a student's time and research and which would not otherwise be examined. For example, a student's research on a potential habeas corpus petition could be forwarded to an inmate who really needs it. (2) That students be allowed to participate in a program such as HICAP in lieu of moot court. (This sort of option has been provided at Harvard for some time). (3) That students further consider the ethical propriety of expending an extraordinary amount of time and effort in a moot case when so many live cases are being ignored by the legal community. And (4) that students further consider not becoming so involved in moot court as to totally preclude their involvement in some form of outside activity, whether it be in HICAP or any other community organization.



HASTINGS WOMEN'S UNION

by Diane Wilson

The Hastings Women's Union is a loosely-structured organization open to all women at the school. We are here, not only to provide support and encouragement to women, but also to learn how to make the law work for women--ourselves and others. To meet these needs, several projects have been organized by women interested in particular problems.

Affirmative Action Project - its purpose is to investigate employment practices at Hastings, with a view toward seeing more women on the faculty. Organizer: Lynne Riddle.

Employment Committee - to provide information to women regarding employment realities and opportunities in the legal profession; perhaps establish an investigatory committee to handle complaints of sex discrimination made by Hastings women. Organizer: Eleanor Minsky.

Prison Projects - there are two separate projects, one for the youth facility in Pleasanton (in the East Bay) and one that has in the past been centered around the Calif. Institute for Women (CIW) in Fontana (Southern Calif.). The CIW project plans this year to shift its fo-

cus to the Bay Area and engage in more "Outside" work (e.g., lobbying, etc.). Both projects are reorganizing now. Contact Patty Kummel (for Pleasanton) or Lori Ingram (for CIW).

Women's Legal Center - Women at the San Francisco Women's Centers are working to organize a legal center and are looking for interested women at Bay Area law schools. The group will function as a collective to learn about relevant laws and to assist and advise women in the community with their legal problems. Contact Marcia Settel at Hastings or Liz at the Women's Center (431-1180).

Rap Groups - to coordinate informal rap sessions for all of us who feel the need to sometimes talk over our experiences in school, at work and in other areas of our lives. Organizer: Trudy Ernst.

Program Committee - just as the name implies, its function is to arrange programs on subjects of interest to women. These may include panel discussions on women in law, discriminatory statutes, women in politics, consumer action--whatever areas of particular interest Hastings women have. Coordinator: Marty Ramey.

Communications Committee - to publicize Women's Union activities and, as often as possible, provide information on other women's groups, activities, conferences, etc. Women interested in communicating with other Hastings women about items of particular interest may use Women's Union facilities to do so. Coordinator: Diane Wilson.

All women are encouraged to participate in these or other projects that are particularly appealing to them. The list above provides only a very brief over-view--more information on those projects can be obtained by contacting the organizers and coordinators through the Women's Union office at 55 Hyde St. (leave a note in the mail envelope on the door if the office is not open). We need organizers for other projects as well. Suggestions include recreation (to arrange sports activities for women), social events (to facilitate informal social gatherings), orientation, and recruitment. The Union Steering Committee is also open to all interested women.

This year, let's light some fires, make some waves and have some fun!

BOOK EXCHANGE BINGO

by Rupert (Tortfeasor) Jones

In keeping with the Law News policy of follow-up reporting and to sate a personal lust for adventure, I struck out from the school and headed North to seek out the managers of the book exchange. Following in the footsteps of our brave mayor, I left the last outposts of civilization as we know it (Hastings House, Central Towers, and Dave Schuyler's garage) behind and plunged into that region of fast fast cars and faster women known as the Tenderloin. After various misadventures, including a ride on an elevator (which continues to serve as a men's room) with a dubious character who introduced himself as Sodomy Smith, I finally arrived at John Hull's apartment.

After making my way down a hallway partially obstructed by drifts of un-washed money and used law books, I found Jack Davis and John Hull arguing the merits of a short term investment in Egyptian cotton and indulging in a strange ritual they referred to as "taking their medicine."

Seating myself on a chair uniquely fashioned from empty Club cocktail cans, I got straight to the point and asked my hosts how the book exchange, which had been conducted during the previous week in a hitherto undiscovered part of the school known as 2-M, had fared. After a period of protracted debate interrupted briefly while we observed the mating dance of the white-shoed tourist and the prostitute at the nearby intersection of Eddy and Jones, they revealed that their calculations indicated that the book exchange had grossed nearly five thousand clams (\$4965.15) and conducted 799 transactions. They claimed that their ten per cent of five hundred dollars was used to cover \$45 of expenses (primarily an ad in the Law News) and \$125 worth of what they quaintly referred to as "inventory shrinkage." As a result they estimated their income at about \$3.00 an hour for the 50 or 60 hours they spent battling

confusion and trying to make friends with certain first year women.

John expressed his personal disappointment at the fact that only 201 students and former students participated in the exchange as sellers and said that as a result the exchange was a seller's market during most of the week. However he was quick to extend an invitation to the student body to bring their books to the next book exchange, to be held during the first week of classes in January.

Jack said that the number of books which were taken without payment resulted in some reconsideration of their operation and that they felt that there were three alternatives - 1) raise the managers' take to 15%, 2) shift part or all of the financial burden of the stolen books to the sellers, or 3) hire someone to devote himself exclusively to keeping a closer watch on the customers. John regretted that they had projected an image which resulted in the problem arising.

I asked John why he had become involved in business at Hastings and what his future plans were. "Well, I used to think business people were jerks," he replied, "but now I realize I'm a jerk. As for the various activities, I hope to be able to give them to various student groups to be continued as services and provide the groups with a means of raising money."

I left the Haldeman and Erlichman of student capitalism debating whether or not they should try and sell pass keys to the bathroom to first year students and new faculty members, and was solicited to commit a crime against Nature by a person of indeterminate gender. I couldn't help but wonder if it was another example of student capitalism.



THE SYSTEM
WORKS (BETTER
FOR SOME
THAN FOR
OTHERS)



There is a spoiled-brat quality about the self-consciously alienated. Life must have a meaning, history must have a goal, and everything must be in apple-pie order if they are to cease being alienated. Actually, there is no alienation that a little power will not cure.

--Eric Hoffer.

RAPID READING AT USF

THE READING FOUNDATION OF CALIFORNIA IS OFFERING THE CITIZENSHIP READING IMPROVEMENT PROGRAM THIS FALL AT THE UNIVERSITY OF SAN FRANCISCO.

WE GUARANTEE YOU WILL READ AT LEAST 1500 WORDS PER MINUTE AND 90% OF YOUR BEGINNING COMPREHENSION, OR YOUR TUITION WILL BE REFUNDED.

TWO SEMESTER HOURS OF COLLEGE CREDIT ARE GIVEN FOR THE COURSE (EDUCATION 297.)

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CLASSES MEET ONCE A WEEK FOR EIGHT WEEKS STARTING:

9/27 Saturdays, 9:30-NOON, ending 11/13
9/29 Mondays, 7:00-9:30PM, ending 11/17
10/1 Wednesdays, 7:00-9:30PM, ending 11/19

FOR FURTHER INFORMATION:
CALL 673-6475 or 666-0600

OR WRITE:
The Reading Foundation of California
P.O. BOX 6509
SAN FRANCISCO, CALIF., 94101

cine -

FAREWELL, MY LOVELY

My shoulder was beginning to ache with the cold, pressed there against the lamppost. The rain was slowly turning my felt hat into pulp. I looked up past a broken neon sign into the bare yellow light of a third floor room. Sitting there waiting for me was a redhead with curves even DiMaggio hadn't seen. She had green eyes and lips that were red, too red. They reminded me of the blood on her hands, Miles's blood...

The seamy vision of the dark side of the American Dream reached its pinnacle in the dean of the romantic detective novel, Raymond Chandler. Chandler was opposed to the English style of detective fiction, with its elegant murders in polite society. As he wrote: "Murder is a brutal thing, perhaps the most brutal thing one human being can do to another." Consequently, his characters are neither polite nor pretty. They run the gamut of the bad and the beautiful. And his hero, Philip Marlow, has seen so much of the black side of life that he is no longer even jaded by it. Yet, true to the traditions of the romantic hero, Marlow lives by his own inner sense of justice. It is with an eye to catching the flavor of Chandler's vision that Eliot Kastner presents his version of the author's best novel, *Farewell, My Lovely*.

Robert Mitchum, an actor steeped in the traditions of the Film Noir, plays Philip Marlow, an aging detec-

tive hired by ex-con Moose Malloy to find Malloy's old girl friend, Velma. Marlow soon discovers that every corrupt character in Los Angeles is looking for Malloy, from the second-rate police detective on the take, to Helen Whitticer, wife of the city's top politico. Helen is played by Charlotte Rampling, an actress with a voice like early Lauren Bacall, and a style all her own. The scene in which she tries to seduce Mitchum is the most erotic this side of the *Scarlet Empress*. Ms. Rampling demonstrates conclusively the sexual power of long legs casually crossed, recrossed, and of a skirt sliding absent-mindedly above the knee. The erotic imagination is always caught in the pulling away of the veil, not in the vision of what lies underneath.

Director Dick Richards has gone to great length to evoke the style of a forties detective drama. When Mitchum, who is narrating much of the story to detective John Ireland in flashback, describes a scene from his point of view, Richards cuts smoothly to a POV shot, as when Marlow first meets Malloy. Inserts are in the right place, as when Helen's husband discovers her with Marlow. Richards avoids a series of quick-cut close-ups for the greater story telling potential of the medium two shot. He concentrates on the dramatic arrangement of two characters in the frame, thus making far better use of the wide-screen than was done in, for example, *Rollerball*. Furthermore, Richards knows when to track, say, with Marlow following Helen down the hallway to her house, and when to pan, as when Marlow is nervously pacing about, telling his story to detective Ireland, unable to escape the prison of the frame, and so powerlessly forced to tell his story. Thankfully, there are no zooms. And, for true buffs, the flashback sequences are introduced by (gasp) dissolves. The dissolves are more remarkable in context, since they are the only

time when the film loses its "deep-focus" effect. When every object in the frame is given sharp focus, the characters don't stand out from their environment, and so lose power over their surroundings. Thus all the characters, the hero Marlow no less than the powerful villains, are trapped by the blackness that they have built into their lives.

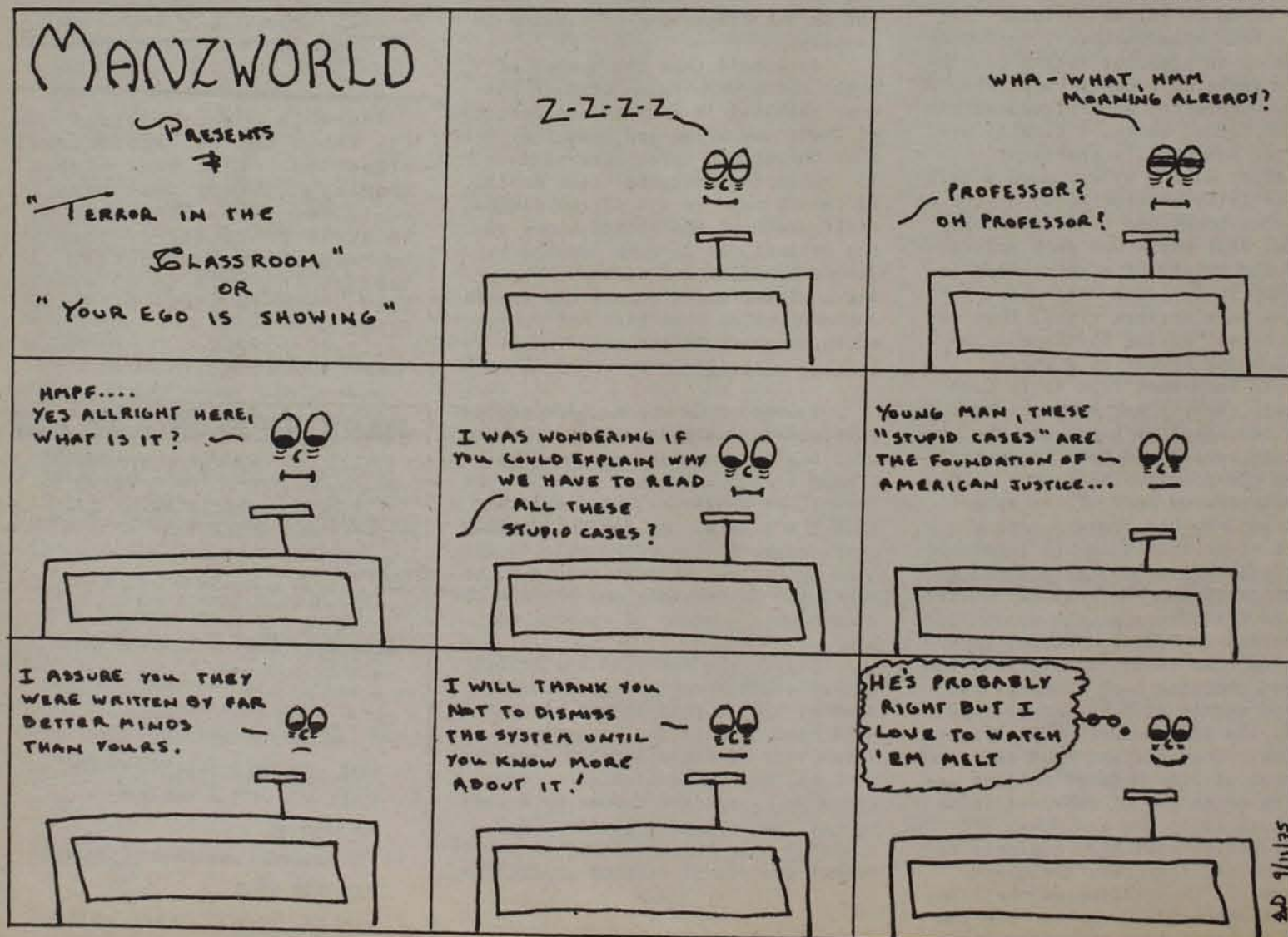
The decor of this prison is, however, lavish. The sets are covered with a variety of objects to tease the eye, palm trees in the restaurants, ashtrays overflowing with stale cigarette butts. The action takes place mostly at night, so all the incandescent lights in the film come out a dirty yellow. Not only does this add a perfect sense of decay to the surroundings, but it makes intelligent use of the present Technicolor tendency to fade to dirty yellows and reds.

The film's only weak points are in the first few scenes. The characters seem uneasy with the style of their material, so their actions are awkward. For example, Marlow, in voice over, says "...he grabbed my shoulder with a hand so big I could sit in it." Cut to Marlow, unnaturally clamping his hand on Marlow's shoulder. Mitchum stops. The characters freeze. It looks staged. However, as the action progresses, the characters and the audience are caught in the whirl of Chandler's world.

Farewell, My Lovely definitely deserves a rating of: ****

... I thought about what we had said to each other, of taking the money and going to Rio, or maybe Rome, and of getting some of the dirt off my hands. I thought of her eyes. Then I thought of Miles's eyes, and of him lying there belly-up in the alley, and the Filipino boys laughing as they scraped his name off the door. I put down another two fingers of Wild Turkey. The .45 felt heavy in my coat. I went in...

Lorin Brennan



CONSUMER MAGAZINE ON THE WAY

Taking to heart an observation by the editors of Consumer Reports that there is a need for more publications advocating consumer interests, a group of graduate students from the University of California have been working during the past year, with substantial University support from the Berkeley administration, to bring into being a consumer magazine, the California Review-----
A Critical Look at Consumer Services. Its creation will realize a unique concept in consumer education.

The purpose of the California Review is to survey, analyze, and educate concerning consumer services. "Consumer services" is broadly defined...it includes everything from the work your auto mechanic does for you to the treatment your emergency room gives you to the quality of work your attorney is supposed to produce for you.

The California Review is unique in that each issue will be distributed as an insert to the Sunday editions of the major Bay Area newspapers. In this way, a mass audience will be reached and the consumer will pay only the price of the Sunday paper.

We are now in the process of creating a network of faculty members, students, and alumni from a spectrum of disciplines who will be the authors of and contributors to this magazine. We are presently putting together a "mock-up" issue for advertisement purposes and at the same time collecting material for

the first issue of the California Review.

As law students, you bring with you a special expertise in studying the consumer services field in the Bay Area. We need your ideas, skills, articles, and time in making the magazine a successful venture. You, in turn, will have the opportunity to have your work printed in a magazine with a readership as large as the number of people who

might open their Sunday papers, as well as have the satisfaction of knowing that you helped create a beneficial magazine for the consumers of the State of California.

If you have articles you'd like us to see, articles you wish to write, research you'd like to do in the consumer law area, or any suggestions to make, contact: Jordan Kerner or Tom Mills at 557-0189.

HICAP

continued from p. 5

state Supreme Court to challenge the Allen jury instruction, during which the judge admonishes a deadlocked jury to come to a conclusion, and Richard Keyes has filed a petition raising novel arguments regarding Adult Authority jurisdiction in parole revocation proceedings. In another case, a Contra Costa superior court judge has ordered the district attorney to respond to a coram nobis application alleging that the petitioner was set up to be killed by local narcotics officers.

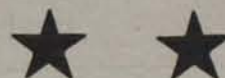
Students who believe that they lack the time to undertake a case by themselves are encouraged to find or ask for a partner to help split the work involved. First year students, in particular, may want to be placed with a second or third year student.

Although at present HICAP participants must volunteer their time, skills, students benefit in more practical ways. The experience

gained from preparing an actual case is a definite plus in terms of gaining employment, and it gives some students an opportunity to gain their first reference in the legal field. A person who has already demonstrated the ability to actually handle litigation may well be the sort of person an employer is seeking, and a well prepared habeas petition may therefore be used as a very convincing writing sample. In addition, it occasionally happens that an attorney is so impressed by a student's work and initiative in a particular case that he/she is hired on the spot.

For those who desire more information, the HICAP office is located in room 265 in the Golden Gate building. Office hours are from 11:30 to 12:30 on Tuesdays and Thursdays. This is an excellent opportunity to gain valuable experience and at the same time provide some much needed legal assistance to a group of people who do not normally receive any.

BAY AREA REVIEW COURSE



**1975-1976 BAR EXAMINATION
& COURSE INFORMATION**

THURSDAY, SEPTEMBER 25, 1975

11:30 A.M., ROOM A

SPEAKER: JAN HORN, B.A.R. PROGRAM DIRECTOR

FIND OUT ABOUT:

- 1. OCTOBER PROFESSIONAL RESPONSIBILITY EXAM**
- 2. EARLY BIRD LECTURES**
- 3. B.A.R. EXAM WRITING PROGRAM**
- 4. PRICE CHANGE EFFECTIVE OCTOBER 15, 1975**

FOR DETAILS AND GENERAL COURSE INFORMATION, SEE YOUR B.A.R. REPRESENTATIVES: STEVE BRADBURY, TOM BYRNES, JESSE GAINES, SCOTT GHORMLEY, JOHN HULL, NELL NEWTON, LAURA ROCKWOOD, SANDRA SALAZAR, POLLY TYSON, AND MERILYN WONG.

GRADE NORMALIZATION BEGINS

continued from p. 1

was refused, necessitating administrative policy being republished at student expense, and causing a delay in notification.

Even with limited circulation, however, there is considerable alarm and indignation over the grade normalization policy. As more students are informed of the policy and its ramifications for the student experience at Hastings, we expect concern to escalate. ASH Council has established a procedure to facilitate a discussion of the issues, the generation of alternatives, negotiations with faculty and administration, and if need be, plans for student resistance.

The most offensive aspects of the policy appear to be 1) total lack of student input, comment or review in the formulation of a policy so crucial to student interests, 2) the adverse effect on seminars, independent study and non-exam courses, where the most effective teaching-learning situation will go unrewarded in the G.P.A., and 3) failure of notice -- students were not informed of the policy in time to make informed course selections and/or program changes.

Members of ASH Council will attempt to negotiate a suspension of these policies until the issues above can be resolved. But remember the results of "good faith" negotiations last year in the LEOP and LR and W struggles. Committed students should

be prepared to take action.

Copies of the grade normalization policy have been sent to most student organizations. They are being asked to consider the effects of implementation on their membership, recommend alternative grading practices, and suggest a course of action. Individuals and ad hoc groups

are asked to do the same. Within the next week or two, ASH will announce open hearings to consolidate student grievances and fashion an effective strategy for resistance and change.

ASH calls upon each student of Hastings to "push or pull or get out of the way".

Summary of Grading Policy

	Median	Percentages of A grades	Does policy on 90+ grades apply
First year courses	77 + 1	5% to 15%	Yes
Elective exam courses	78 + 1*	10% to 20%	Yes
Elective non-exam courses**	80 + 1*	10% to 33-1/3%	Yes
Independent Studies**	N/A	N/A	Yes

*A higher predicted median can be computed and used in a course with a corresponding raise from 85 for the applicable minimum and maximum percentages of A grades.

**Grades received do not count in calculating student grade point averages.

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