

HARVARD LAW RECORD

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DECEMBER 11, 1969

TWENTY CENTS

Profs Slate 1L Midyear Exams

By Michael Lurey

The Law School faculty approved a plan last week under which graded midyear examinations replace the traditional practice exam for first-year students.

Exams will be administered to students in three of their five first-year courses. While all exams are presently scheduled for Saturday, January 10, 1970,

the last day of the 1L reading period, the plan is sufficiently flexible to permit individual professors to give their exam at some other time, or to give take-home exams.

The proposal also provided for a practice exam to be administered by the Teaching Fellows in the two courses not covered by midyear exams. This practice exam is tentatively set for the

Saturday following the midyear exams.

The plan, formulated by the Committee on Legal Education, anticipates that exams will be about one hour in length, though a faculty member may allow students more time to answer, if he wishes. The plan also suggests that time allotted to the midyear exam reduce the length of the final exam.

While professors may grade the exams in any manner they choose, (using letters, numbers or comments), only two options are open concerning the effect of the midyear exam grade on the final course grade:

(1) the midyear exam will not count toward the final grade, or

(2) the exam will count as an appropriate fraction of the grade in the course, if the midyear grade is higher than the final grade, but not if it is lower.

One point stressed by the proposal and by the faculty in approving the plan is that participation in midyear exams is required of each student, despite the fact that under neither option will a low grade hurt the student. It is perfectly clear that unexcused absence from an exam is grounds for failing the course.

Some professors intend to go beyond the basic requirement of students showing up for the exams. Instead, they will require a "minimum bona fide effort" which presumably includes some review of the materials.

This latter requirement leads directly into the major student

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Forty Confront Firm

By Bob Hernandez

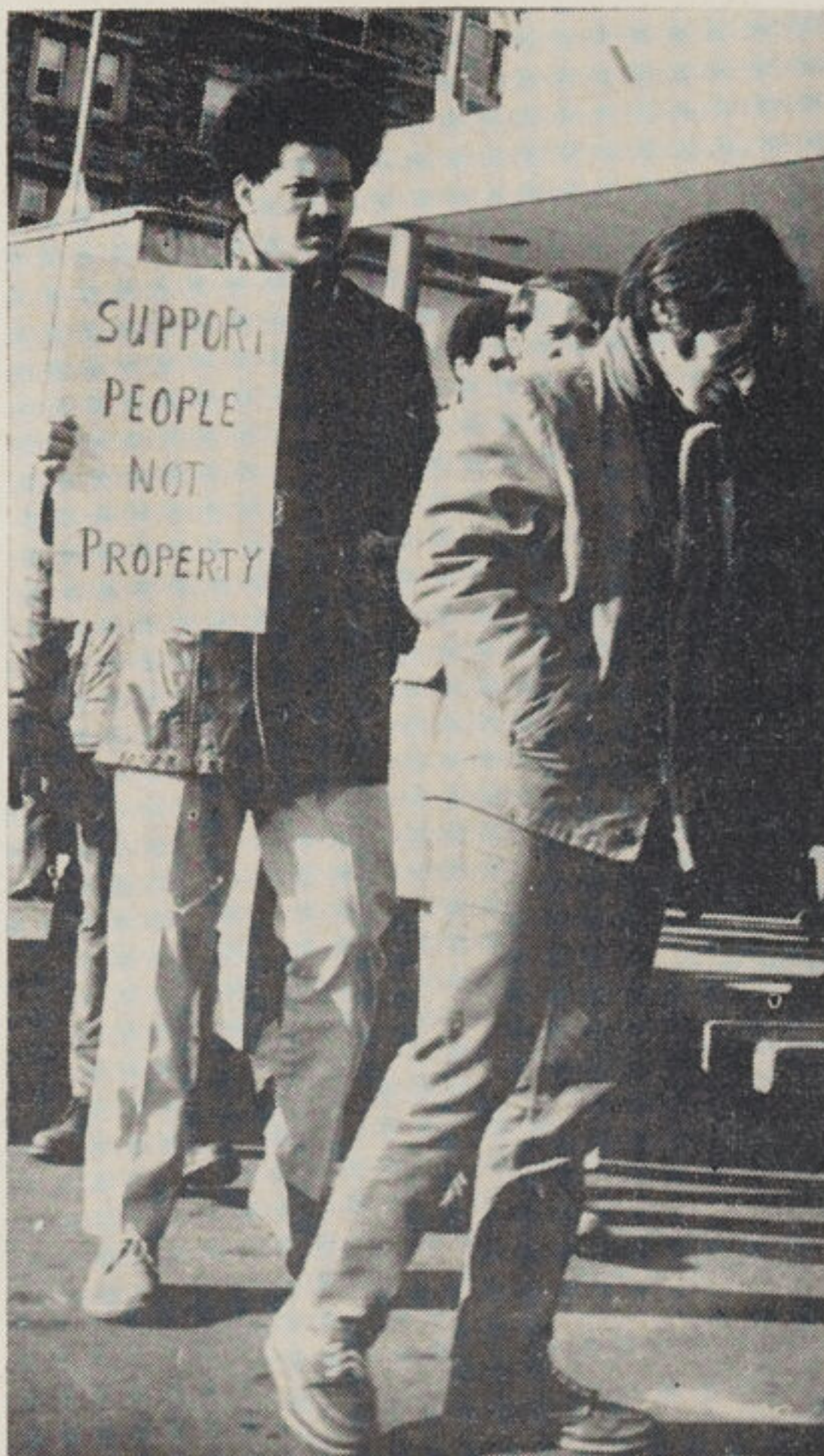
Forty students confronted recruiters from the New York law firm of Cravath, Swaine & Moore at the Holiday Inn on December 2 in protest of the firm's representation of clients with interests in South Africa.

After abandoning a picket line set up at the entrance to the Inn, the students entered the motel and massed outside the rooms in which Cravath was interviewing second year students.

See story on discussion with Cravath firm on page 5.

When Cravath's recruiters returned from lunch, they began to debate the firm's policies with the demonstrators in the halls. Following a report that the management had called the police the men invited the students into their rooms.

Three groups joined in organizing the demonstration: the Harvard Black Law Students Association, the Harvard Student Bar
(Continued on Page 2)



Lawrence Gartner

Students Picket Cravath, Swaine & Moore.

NY Firm Faces Protest

(Continued from Page 1)

Association, and the Radical Law Students Group Political Discussion Committee. Leaflets distributed by the group condemned both Cravath and the New York firm of Milbank, Tweed, Hadley and McCloy, which had been the object of a similar demonstration last year.

"Both firms," the leaflet asserted, "through their clients and through the activities of their own lawyers, are extensively involved in supporting the South African economy and thus maintaining that country's racist Afrikaner government. The Cravath firm is also extensively involved in the military arms procurement trade through its representation of major weapons manufacturers."

"Every student at the law school must be made aware of the role these law firms play in the exploitation of the South African people," the leaflet continued. "And the law firms, themselves, must be aware that students will not work for them as long as they continue these activities."

The leaflet pointed to Cravath's representation of and other ties with the Chemical Bank New York Trust Company, which has

helped arrange credit for the South African government; IBM, which is South Africa's main supplier of computers; and TIME, Inc., which, it argued, "effectively serves the interest of the South African government by publishing propaganda pieces in For-



Lawrence Gartner

Students Demonstrate at Holiday Inn

tune . . . designed to attract U.S. investment to South Africa."

During later debate, however, Cravath recruiters asserted that the firm does not give legal advice to Chemical Bank or IBM on international questions, and that some of its members have active-

ly opposed the policies of those corporations with regard to South Africa.

The demonstration began at the placement office and proceeded to the Holiday Inn, where Cravath had scheduled interviews for 40 second year students. Anthony P. Sager, 2L, Michael Haroz, 3L, and William Burnett of the African Research Group addressed the group.

After picketing at the entrance of the Holiday Inn for a few minutes, the black members of the group caucused and proceeded into the Inn to confront the Cravath recruiters, Frederick A. O. Schwarz '60 and Paul Dodyk '64 when they returned from lunch. The black students were soon joined by the remaining protestors.

The night before, Schwarz and Dodyk, with two other members of Cravath, discussed the issues of the firm's representation of Chemical Bank and IBM with an overflow crowd of students in the Morgan Room in Austin Hall.

The recruiters discussed the same issues with the protestors in the Inn's hallway, and after a report that the management had called for the police, invited the students into their rooms.

Randall Robinson, 3L, explained to Schwarz the students' purpose of demonstrating their

(Continued on Page 13)

The Harvard Law School Forum

presents

Roy Innis, National Director of CORE

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Friday, December 12
8:30 p.m.

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Candor Asserted Kaufman Defends Aid Program

To the Editor:

I have just read the "article of opinion" [RECORD, November 20, 1969] by two students who have studied the financial aid situation. The main thrust of the article is that the program is operated with a lack of candor—in fact these words are used in one form or another eight times during the course of the article.

The Financial Aids Committees (the faculty committee and the student subcommittee of the Joint Student-Faculty Committee) were formed with two purposes in mind, one, to review on a continuing basis the whole operation of the financial aid program, and the other, to explain that operation to the Law School community. In carrying out this assignment jointly, their main effort has been to be completely candid about the operation of the program.

Its recent 63-page report, which has been generally available for a month and was made available to students in a preliminary form last spring, contains a detailed explanation of how the program operates, under what guidelines, and what the reasons

No Magic Cost Figure

are for its various policies. One may disagree with the philosophy of aid expressed in the report or with various policies, but to be charged with lack of candor is surprising, to say the least.

Let me try to respond to the specific points raised as to which the School is said not to be candid.

1) The School is said to be "seriously lacking in . . . candor about real costs," of living in Cambridge, and it is urged that

Editor's Note: This letter from Professor Andrew L. Kaufman, chairman of the faculty's Committee on Financial Aid, is in response to an article on financial aid written by two students and appearing in the Nov. 20 issue of the RECORD.

the Law School "candidly and openly admit what the real costs are." This suggests that there is a magical real cost figure. Of course, there is not. There is a wide range of real costs among our student body based on financial ability and desired living standards.

The article states that 37 students said their expenditures are at least \$4700 per year. I do not deny that such is the case. There are doubtless students who spend more than that. The disagreement is over what a "reasonably frugal" [RECORD, November 20, 1969] budget is.

The current Law School budget is \$750 less than the RECORD's budget. (Your figures include \$250 travel expenses but the School adds travel to its \$3700 figures on an individual basis.) The School's current figure was based on the Committees' (student and faculty) estimate of a "reasonably frugal" budget, using as an aid the expense figures of financial aid students, and a survey of several hundred Law School students conducted by the student financial aid committee. Obviously an element of judgment relating not only to submitted and surveyed expense figures but also as to a reasonably frugal budget enters into the setting of the expense budget, but I suggest that the attribution of lack of candor is inappropriate.

2) The RECORD article asks why the School does not "openly disclose that nearly \$80 out of

each student's tuition goes directly and immediately to other students in the form of scholarship funds" and suggests that this fact should be noted on each student's term bill. The answer to the question is that such a statement would be seriously misleading.

As the RECORD article notes, the tentative report of the Financial Aids Committees lists as a source of grant funds to J.D. candidates the amount of \$84,295 in "tuition and unrestricted Law School funds" for the year 1967-68. (Last year the amount was \$52,917.)

Report Curbed To Save Money

The Law School has two large pools of unrestricted funds, tuition and the unrestricted annual giving of our alumni and friends. It would be just as logical to say that the entire \$84,295 came from annual giving as from tuition.

In fact, the addition to the tuition funds of the unrestricted annual giving makes it possible for the Law School to support its current expense budget, but one simply cannot assign any particular item of expense, such as financial aid, wholly to tuition income as the RECORD article suggests.

3) The RECORD article suggests that the Law School should be more open, especially to incoming students and alumni, about the number and amount of the various financial aid packages awarded each year. In the first place, as far as alumni are concerned, until this year an alumni scholarship report was published each year that did what the article suggests, with respect to grants

(Continued on Page 6)

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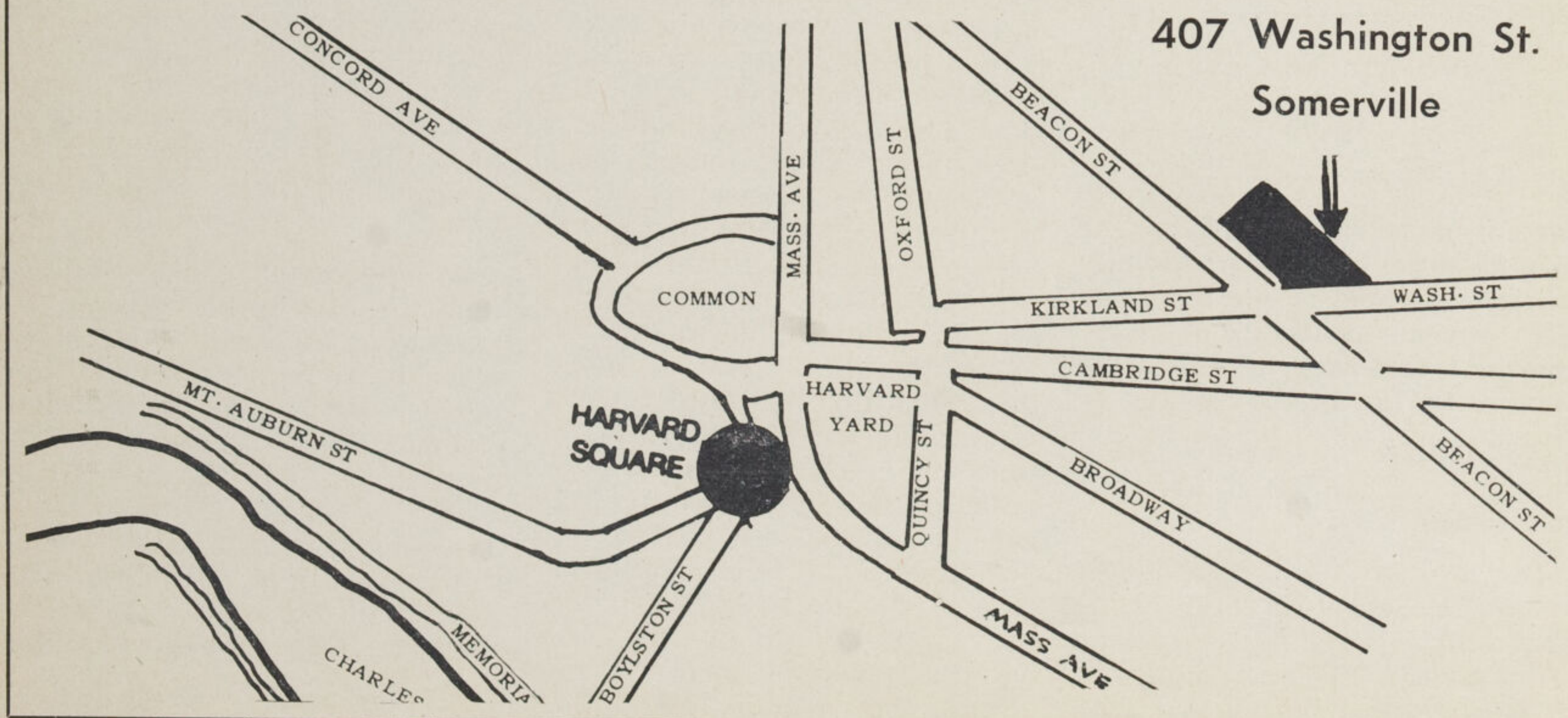
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Cravath Debates Client Relationships

By Lawrence Gartner

In what was perhaps a first at the Law School, recruiters from a major law firm met with students last week to discuss charges that the firm indirectly helps support South Africa's policy of racial segregation.

The recruiters were from the New York firm of Cravath, Swaine & Moore which, along with the firm of Milbank, Tweed, Hadley & McCloy, was charged with being "extensively involved in supporting the South African economy and thus maintaining that country's racist Afrikaner government" through its clients and the activities of the firm's lawyers.

The charge was made in a leaflet "supported by" the Harvard Black Law Students Association, the Harvard Student Bar Association, and the Radical Law Students Group (Political Discussion Committee).

In a discussion beginning at 11 p.m. Dec. 1st, before a group of about 70 students and several faculty in Austin Hall, the four Cravath lawyers dealt with both the specific charge of South African involvement and the more general issue of client representation.

In the leaflet, the students urge others not to work for Cravath, arguing that, "By becoming a part of the firm, one inevitably contributes to the maintenance and strengthening of such groups as Chemical Bank and General Dynamics which in turn aid and abet repressive governments like in South Africa, and American military programs and power. No matter how seemingly innocuous the actual work one does for these clients, the assistance rendered contributes in some way to their ability to carry out their not-so-innocuous activities."

Frederick Schwarz, '60, a Cravath partner, countered that how-



Mike Lurey

John Hunt and Frederick Schwarz Defend Cravath

ever strongly a lawyer feels against several things a client has done, he still shouldn't regard the client as a pariah.

"One can't say that because an institution does some things which are imperfect, it should be put on a wholly-banned list," he said.

But a student later commented that, "I'm sure George Wallace does many things, and some of them well. But unfortunately he does one thing very well."

Schwarz added that the time might occur when a client's activities become an anathema so that one no longer wishes to represent them. The question is when does that time come. But he said that this was not the case with Cravath's clients.

He also said that some corporations, such as IBM — another Cravath client — might be criticized for dealings with South Africa but should be praised for investment in black ghettos.

Schwarz himself is treasurer of the American Committee on Africa which works against the

South African government and its policies. "On the issue of South Africa I feel very strongly that American business has done the wrong thing," he said. But he said that reasonable men could differ on the issue of investment in South Africa and that some believe economic development of the country is the best long term way to defeat the segregation.

Mike Haroz, 3L, questioned whether Cravath should use its power to get a client to change its policies.

But John Hunt, another Cravath partner, said the power of Wall Street law firms was "to some extent overrated from the outside."

"We just don't have broad leverage on a client's decisions," he said, adding that the firm just gave advice on the legal consequences of a client's policy decisions.

Still, Hunt said that "I have walked away from deals where I thought the client was trying to do something unethical or wrong. And I'm sure every firm has."

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Chairman Defends Aid Program

(Continued from Page 3)
(but not loans) awarded pursuant to the financial aid program. This publication was one of several discontinued or reduced in scope to save money, and some of its information was published in the Law School Bulletin.

As far as incoming students are concerned, we are always happy to receive suggestions about what would be useful to them. In fact, the current revision of the Financial Aids pamphlet was completely rewritten last year with the assistance of the student financial

aids committee in order to make it more useful and to explain the policies under which the program is operated.

One of the problems we face is not to overwhelm the incoming student with so much information that he fails to digest it all. As it is, we find very often that financial aid applicants do not read the pamphlet very carefully, and we therefore hesitate to make it longer. The pamphlet now directs itself towards helping the student to understand what he or she is likely to receive in aid. It may not be too helpful to know what other students with undisclosed financial conditions received in other years. But the suggestion will be taken up by the Financial Aids Committees.

4) The RECORD article then states that it estimates that there are 45 to 50 financial aid students who do not report ownership of their cars to the Financial Aids Office. I cannot help being somewhat amused that the article's reference to lack of candor in this regard is to the School and not to such students: the School "should be more candid and open in stating what the criterion is for keeping a car."

The current financial aid pamphlet states: "Unless a student is married and has children or a working spouse, or unless it can be conclusively demonstrated that a student gains financial advantage by owning or using an automobile," the School will count the car as an asset. The tentative report, referring to unmarried students, also refers to "employment opportunities, the need to meet reserve obligations, commuting from an inconvenient location, and other unusual situations." I would suggest that if there are students who are not reporting cars, it is not because the policy "is unknown to them."

On the other hand, I do not know where the RECORD gets the information on which it bases its estimate and its very serious charge about a substantial number of students. We do know that some students occasionally have

(Continued on Page 9)

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Forum Discusses Firms' Responsiveness

By Jerry Snow

The second Law School Mini-Forum of the year brought together three prominent practicing lawyers and three Law School students to address the question, "Can Law Firms Provide a Sufficient Response to Public Needs?"

In what developed into a "Meet the Press" type of confrontation, the three lawyers were put on the spot trying to answer whether a law firm can effectively work for the public interest. Their "realism" stood in marked contrast to the imputed idealism of the student participants. In the end, nothing concrete was resolved, which is, after all, some kind of a statement on the matter.

Those participating were Lou Oberdorfer, a partner in the Washington, D.C. law firm of Wilmer, Cutler & Pickering, and a former U.S. Assistant Attorney General, Jim Lorenz, founder of California Rural Legal Assistance, a public interest law firm, and Hugh Calkins of the Cleveland firm of Jones, Day, Cockley & Reavis and a member of the Harvard University Corporation. Calkins and Lorenz are graduates of the Law School.

The students on the panel were John Korn, a note editor of the *Law Review*, Mark Green, Editor-in-Chief of the *Civil Rights-Civil Liberties Law Review*, and Pernila Stimley, a member of the Board of Student Advisors.

When asked if he could define what public interest was, Oberdorfer began by saying that his firm encouraged each member to play his role as a citizen beyond his pro bono work, but that neither he nor a student could define public interest. "The

practicing lawyer's job is to advise clients at minimum expense and maximum effect for the client," he stated. In response to the question of what happens when *his* public interest is not the same as his client's public interest, Oberdorfer admitted that it was a difficult problem, involving a lawyer's respect for his client. He recommended that a lawyer make sure when he accepts employment that there is a role for him in his professional activity.

Calkins likened a law firm to a public university, providing a base upon which members of the firm can pursue their own interests and public responsibilities. He distinguished this from the purely litigative assistance that a law firm is in a position to offer. He asserted that legal aid societies have not proved a sufficient means of making legal representation available to all those who need it. The most effective way of working for change in society, he stated, is in the practice of law in law firms, preferably large ones.

However, Lorenz pointed out that most large law firms encounter clear conflicts of interest whenever they undertake to represent the public interest. Their interest is basically an economic one, he noted. And, as Oberdorfer admitted earlier, most law firms are not about to turn down prospective corporate clients.

Lorenz called attention to the fact that the best legal minds in the country generally disdain to represent the poor and otherwise disadvantaged groups. "A Harvard professor, for instance, would

(Continued on Page 12)

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A-1	KLM	1/11-2/8	NY/Zurich/NY	\$232	H-12	AirFr	7/13-9/7	BOS/Paris/BOS	\$254
A-2	AirFr	4/1-4/26	NY/Paris/NY	\$209	H-13	BOAC	7/14-8/12	BOS/London/BOS	\$262
H-3	AirFr	6/8-8/10	BOS/Paris/BOS	\$235	H-14	AirFr	7/20-8/17	BOS/Paris/BOS	\$254
H-4	TWA	6/11-7/13	BOS/London/BOS	\$262	H-15	BOAC	7/23-8/10	BOS/London/BOS	\$262
H-5	BOAC	6/22-8/27	BOS/London/BOS	\$262	H-16	AirFr	7/30-8/31	NY/Paris/NY	\$261
H-6	BOAC	6/23-7/19	BOS/London/BOS	\$262	*H-17	KLM	8/3-8/24	NY/Mow/NY	\$425
H-7	AirFr	6/25-7/12	BOS/Paris/BOS	\$241	H-18	AirFr	8/3-8/31	BOS/Mad/BOS	\$224
H-8	KLM	6/29-7/30	NY/Ams/NY	\$410	H-19	BOAC	8/6-9/3	BOS/London/BOS	\$262
H-9	Qantas	6/29-7/31	SFO/London/SFO	\$282	H-20	BOAC	9/17-10/15	BOS/London/BOS	\$224
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Law Firm Debate

The law firm of Cravath, Swaine & Moore is to be congratulated for having four of its members engage in a discussion with students concerning the representation of some of its clients. While it is unlikely that anyone's basic views were changed by the two hour exchange, we believe that the light shed on the problems many law students now see in corporate practice was of much benefit.

In our ivory tower — and law students are still in one as far as a full-time corporate practice is concerned — we can hardly see the practical side of a legal practice and the problems of representation. This is what the recruiters from Cravath tried to give us a picture of.

On the other hand, the Cravath members gained a first-hand impression of the intensity of many students' hesitations concerning a traditional legal practice.

In any case, we feel that such discussion is most beneficial, and hope that many firms will follow the Cravath lead in talking to students about their specific representation of clients and the problems of representation in general.

Black Panthers

The mounting number of raids on Black Panther headquarters and the increasing number of Panthers killed by police bullets, climaxed by the killing of two Panthers last week in Chicago and last Monday's gun battle in Los Angeles, warrants, we believe, an investigation as called for by Roy Innis, National director of CORE, and others.

There is certainly the appearance of what one lawyer quoted in the Boston Globe calls a seeming "nationwide pattern of police action against the Panthers." Such a pattern, if substantiated, cannot be tolerated against any group of citizens in the United States.

HARVARD LAW RECORD

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Fenno

Having been attacked by law firm partners, radical law students, and members of Women's Liberation, besides having eaten 12 Mighty Moes in one day and gotten Number 1, Fenno is taking the day off. Rest easy, Harvard Law School.

Law Notes

Runoffs for a first-year representative to the Committee on Governance will be held today. Candidates are: Lavel L. Jackson, Eric D. Green, Lowell D. Turnbull, Justin D. Simon, Nathaniel H. Akerman, Eliot G. Disner, Harvey C. Dzodin, Margaret N. Kniffin, Paul L. Warner, and Michael K. Wyatt.

* * *

Professor Derrick Bell will be teaching a course in Race Relations during the spring semester. Information about the course is available in the Registrar's Office and in Prof. Bell's office. The course was added to the curriculum after the catalogue and schedule for the year were distributed.

* * *

At a meeting of the Harvard Legal Aid Bureau held on Wednesday, December 3, the following were elected as associate directors: Richard W. Daily, Donald I. Mirisch, and David N. Rockwell. The associate directors will hold office from December 8 until the regular spring elections in 1970.

* * *

2L and 3L students are urged to complete the course questionnaires mailed to them this week. The forms should be returned to Mr. Bernardi's office.

* * *

Tomorrow night, the Harvard Law School Forum will present Roy Innis, National Director of the Congress of Racial Equality at 8:30 p.m. at Lowell Lecture Hall. Mr. Innis will speak on "The Search for a Pragmatic Approach to Desegregation."

Letters to the Editor of the RECORD

(Continued from Page 6)

what they regard as fun at our expense: getting permission to use a car while on financial aid for a justified reason and then telling friends that they are getting away with something.

Perhaps this would not be a bad place to refer to the fact that all financial aid applicants must answer a question on the form about ownership or use of an automobile, and false statements in this regard have figured in the imposition of severe disciplinary sanctions in recent years.

5) The Law School's policy of counting all summer savings as assets. The RECORD article does not attribute lack of candor to the School on this point. It merely disagrees with the present policy and proposes a sliding scale that would allow a student to reserve, and thus not count as assets available to finance his education, some summer savings in excess of \$500. The incentive to earn money in the summer and during the term is a problem that concerns the Committees, which currently have

before them a proposal for a sliding scale with respect to earnings during the school year — when a student carries a somewhat heavier burden in order to ease his financial situation.

The summer situation, however, is different. We do not believe that most students are, or ought to be, selecting their summer jobs with primary emphasis on the amount of their financial aid awards. If some do deliberately aim to earn only \$500 and do not care about reducing their debt burden by earning more money, nevertheless I do not believe that we ought to shape our financial aid policies to those students.

In fact, those policies are aimed to help needy students, and my judgment as to need would be affected in an egregious case, such as a student who earns a great deal of money and sets out to spend all but the bare minimum.

One final word about the Financial Aid Program. An enormous amount of misinformation develops on the basis of rumor. Students in search of information

should read the Catalogue, the Financial Aids Guide and the tentative report of the Financial Aids Committees. Copies of that report are on reserve in the Library and a few are still available in my office. If students have further questions, or comments or suggestions, they should feel free to speak with any member of the Financial Aids Committee (a list is available in my office), or with Messrs. Bruce, Simpson, Leonard, Mrs. Ruiz, or myself.

Andrew L. Kaufman
Chairman,
Faculty Financial Aid
Committee

Callous Fenno Offends Feminists

To the Editor:

We were pleased that you printed the letter from Mary Jane Gillespie in your November issue. It presented the very real problem that confront women in the law. It was important and timely, especially in light of the planned activities of the newly-formed Women's Law Group.

But we were offended by the cartoon and the Fenno column showing the same callousness which necessitated her writing in the first place.

Linda Davis 1L, Gail Miller 1L, Robert Deutsch 1L, June Schlesinger 1L, Anne Thornton 1L, Roger Acheatel 1L, Gregory J. Howe 1L, Nancy Jacklin 1L, Patricia DelToro 1L, M. Weldon Brewer 1L, R. Timothy Weston 1L, Raymond C. Fields 1L, Dan Hurson 1L, Charles Nesson, Faculty, Charles Jones, Jr., Teaching Fellow, David J. Shakow 3L, Marilyn Sticklor 1L, Michael J. Haroz 3L, Bernard Nevas 2L, Gerald J. Billow 3L, Gale Munson 1L, H. Neil Berkson 2L, Wynne F. Brenneis 2L, Don Brenneis, "Law wife", Belinda Smith 2L, Julie Gilbert 2L, Elliot Gewirtz 1L, Donna Morros 1L, Jack Keane 1L, David N. Rockwell 2L, Mark Green 3L, Louis J. Marett 1L.

Conspiracy Cartoon Held Juvenile

To the Editor:

The cartoon captioned "Justice in Chicago" appearing at page 9 of your November 6 issue reflected all of the judgment, discernment and analysis which might be expected of an 8-year old child.

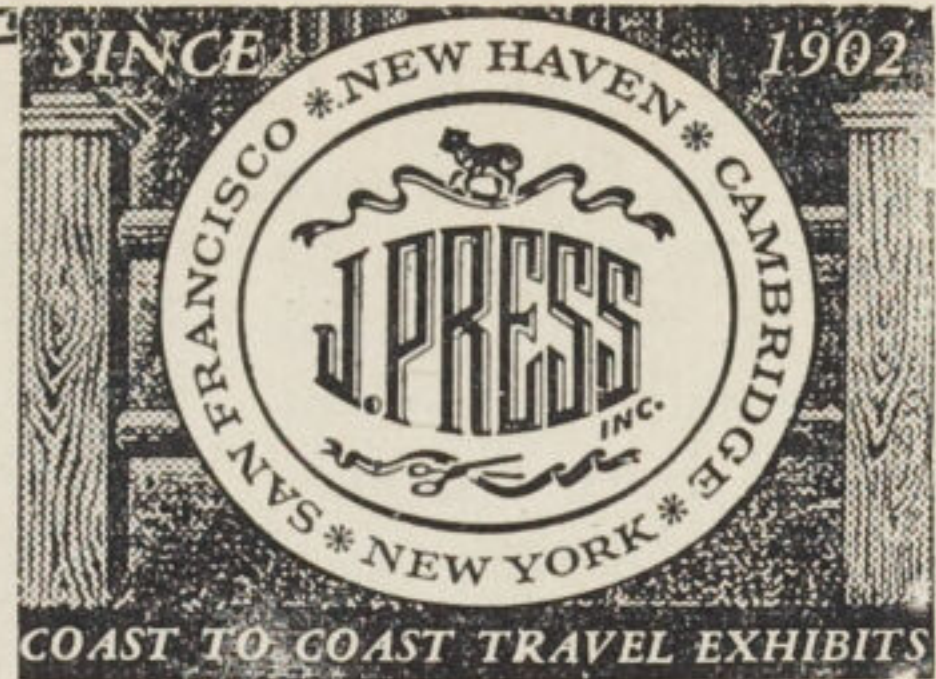
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Urban Housing Internships Offered

By Jerry Snow

The Urban Legal Studies Program has received foundation support to set up a summer internship program for students of the Law School on the problems of developing low-income housing. Approximately ten such internships will be open to students this summer at various locations throughout the country.

These job opportunities are to be made available with producers and developers in the housing industry, including non-profit development corporations and new minority group enterprises, as well as with housing agencies at all levels of government. They will involve students in such problem areas as the Model Cities program and the development of new communities.

A reasonable salary will be paid the students and some travel expenses may be subsidized.

However, this program is more than the usual summer internship. It is unique in that it will be the first attempt of its kind at the Law School to mesh a summer job experience with direct classroom instruction.

Several training sessions will be held this spring in order to provide student participants with the necessary background for their respective jobs. In the fall, Professor Charles Haar will conduct a seminar on low-income housing that will allow returning interns to pool their summer experience and develop insights and recommendations useful to both the student-employees and the participating entities.

Besides Professor Haar, Deans Bok and Bruce were instrumental in obtaining the necessary funding and in otherwise promoting what amounts to an exciting new effort to make legal education more directly responsive to the pressing needs of the time. Otto Hetzel, Clinical Legal Education Fellow, and LeSueur Stewart, Urban Legal Studies Fellow, were

also involved in the planning and organization stages.

All interested students should leave their names with Professor Haar's secretary, Room 300, New Faculty Office Building. In addition, there will be a meeting for those interested tomorrow at 5 P.M. in the New Classroom. Preference for positions will be given to second year students.

Sohn Joins State Dept.

Louis B. Sohn, Bemis Professor of International Law and John Harvey Gregory Lecturer on World Organization at the Law School, will be leaving Cambridge on a year's leave of absence for Washington, D.C.

Prof. Sohn has been appointed to a newly created position as Counselor on International Law in the Department of State. He will serve as the principal planning adviser to the Legal Adviser in counseling the Secretary of State on the international law and world order aspects of foreign policy.

Sohn's special responsibilities will include evaluating the implications for international law and for world order of contemplated policies and programs; suggesting alternative means of

implementing policies and programs designed to promote the national interest in the development of international law and a peaceful and just international order; and participating in the evolution of new legal principles in unprecedented situations in the conduct of U.S. relations with other countries, and in connection with its relations with international organizations.

Prof. Sohn was born in Poland where he studied law and diplomatic science at John Casimir University in Lwów. He received the degrees of LL.B. and Diplomatic Sc.M. in 1935 from that university.

In 1939 he came to the United States to study at the Law School, receiving the LL.M. degree in

(Continued on Page 14)

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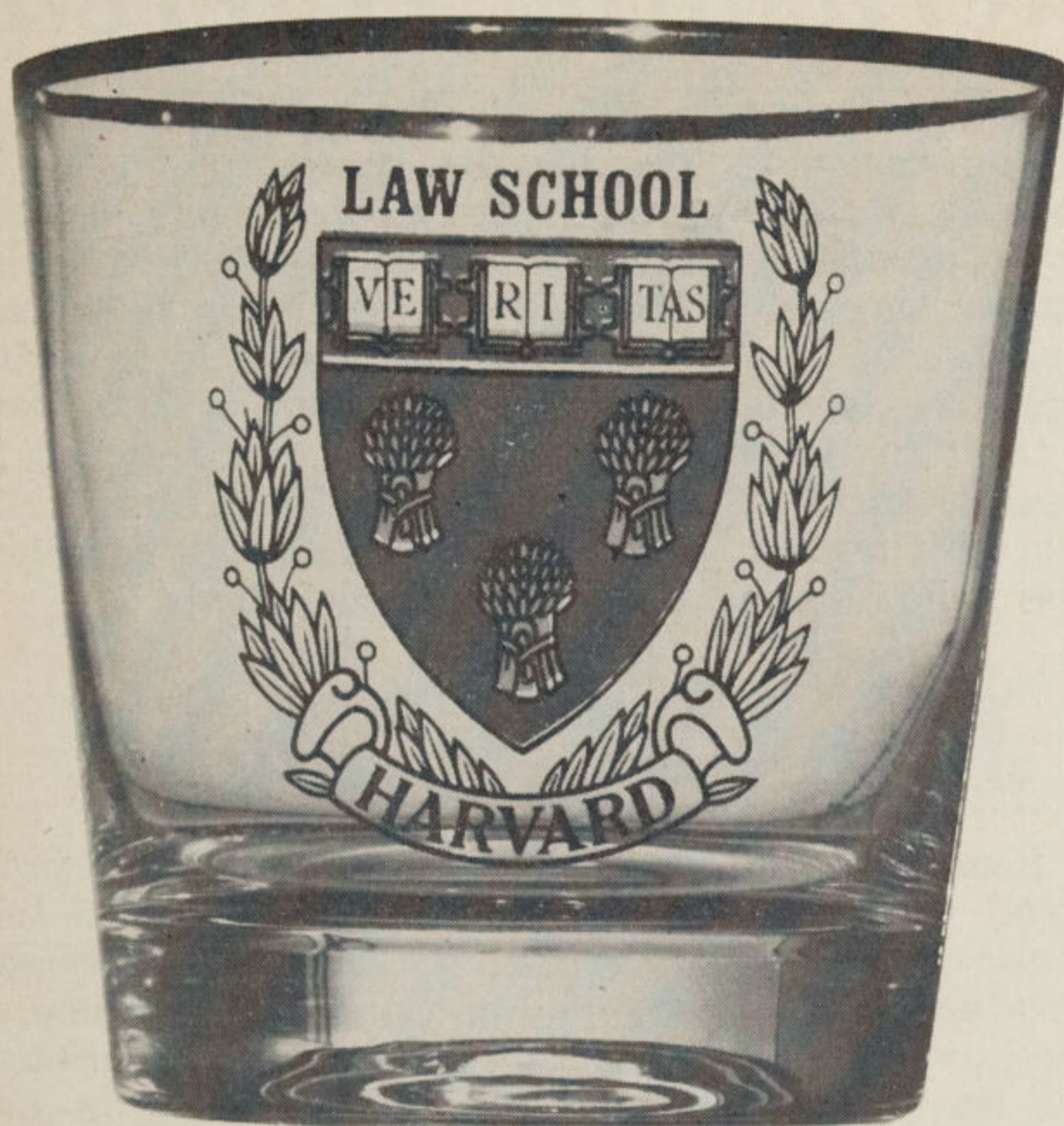
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Hand Club Wins Ames

The Learned Hand Club won the final argument of the Ames Competition, before a standing room crowd in the Ames Courtroom. The Bevins Club represented the unsuccessful petitioner.

The Clubs appeared before Supreme Court Justice Thurgood Marshall, Court of Appeals Judge Carl McGowan of the D.C. Circuit, and Supreme Court Justice Alfred Joslin of Rhode Island.

The case was an appeal from a conviction for possession of marijuana. Justice Marshall was particularly concerned with the implications of the case.

John Payne and James Foster, judged the best oralist ("He was just a little bit better," Justice Marshall explained), argued the case for the winning State of Ames. Pipp Boyls and Thomas Stanton were the oralists for the petitioners, who lost their appeal.

Justice Joslin observed that the briefs in the case were better than those usually filed in his court, as both sides received great praise for the quality of their written work.

New members of the Board of Student Advisors selected during the fall include: Jon Anderson, Barry Chase, Virginia Coleman, George Cushing, Dean Dietrich, Brian Freeman, Young Kim, Bob Morris, Doug Muir, Don Passman, Al Simkowitz, and Mike Smith.

Forum Discusses Firms

(Continued from Page 7)

probably not find it stimulating enough to represent such people. I am talking about poor tenants, pollution problems and so on."

Calkins indicted students at the Law School for a "terrible tendency" to think that solutions to problems are simple. An anti-pollution bill in Ohio, for example, would have a high social cost of its own, for in halting pollution it would close down some of Ohio's largest firms and result in mass unemployment.

Towards the end of the discussion the question was raised again, how a lawyer effects changes in society and how long it takes him to be effective. Calkins' answer to that question was that it takes a dedicated lawyer some eight years to identify himself with a particular area, get to know it thoroughly, and lobby sufficiently to finally get some legislation passed. But, it was insisted, some problems can't wait eight years. Why can't they be dealt with right away?

And thus, more or less, the discussion wound up where it began.

Radical Students Picket Lawyers at Holiday Inn

(Continued from Page 2)

"displeasure with you and your group's relationship with the racist regime of South Africa." He accused Schwarz and other members of the firm of having "compartmentalized consciences", publicly expressing sympathy for the plight of the blacks, while privately working for continued exploitation in South Africa.

Schwarz argued that he had privately and publicly campaigned against extending loans to South Africa, taking a position against his firm's own client.

"I take personal credit for the loan being cancelled last week," he said. "But I don't find the Chemical Bank to be sufficiently and wholly evil enough to terminate its relations with our firm."

"It doesn't follow," he continued, "that if I think a client has done something wrong, morally wrong, I have to do *nothing* for that client. Chemical and IBM are institutions which also do substantial good." He pointed to IBM's project in Bedford-Stuyvesant in New York City as an example of the corporation's concern for minority groups.

When Robinson retorted that this was only an example of "public conscience," Schwarz explained

that "no one at the firm favors the policy of making loans to South Africa, although some believe that investment in South Africa can lead to liberalization."

Henry Sanders, 3L, said, "collectively something has happened, yet each individual absolves himself from the guilt of the collectivity. That's what the white man has always done in Alabama. It would be impossible for Chemical to be in South Africa without legal advice."

Schwarz denied that his firm gives Chemical or IBM any advice on international matters, saying that its legal role is restricted to domestic questions.

The discussion was concluded as the recruiters explained they had to complete the interviews scheduled for the afternoon. The confrontation had ended within an hour and a half.

A sole policeman witnessed the gradual evacuation of the Holiday Inn by the protestors, and the management confirmed that there had been no trouble.

Michael Haroz explained that the purpose of the demonstration was to bring the issues out, hoping to get to those now interested in working for the firm and to

"raise in people's minds that *these* are the very crucial questions when they interview firms in general. By raising these questions with this firm, persons considering *any* firms will ask them later."

Randall, on the other hand, said that the demonstration had been "a futile exercise for the black students. We were just trying to show our great concern for Africans on the Mother Continent as much as here. We'd like to build public concern; people in this country can be propagandized to change, but by whom?" The discussion with Cravath's representative only confirmed his belief that "bigotry is firmly entrenched."

One student, whose interview with Cravath was delayed by the protest, commented, "The issues have been sufficiently discussed. They shouldn't interfere with a person's right to interview. I don't deny them the right to protest, but now they're using force to block those who disagree with them."

According to Mrs. Rosalia Boulton, administrative assistant in the placement office, protests have

(Continued on Page 14)

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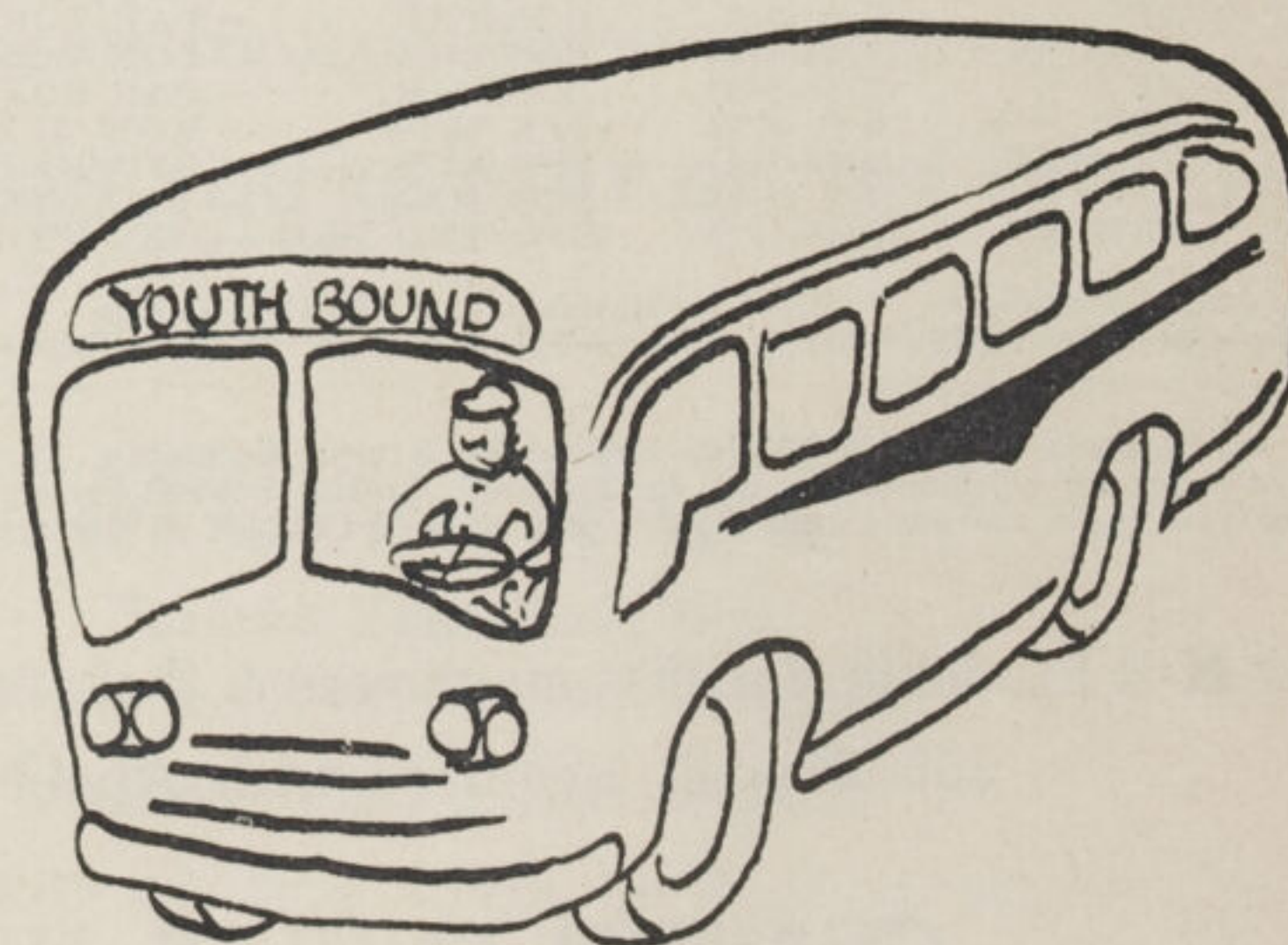
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Sohn Leaving . . .

(Continued from Page 11)

1940. He received the S.J.D. degree from Harvard in 1958.

In 1951 he became a full-time member of the Law School Faculty. Prof. Sohn is the editor of *Cases on World Law* and *Cases on United Nations Law*, and co-author with the late Grenville Clark of *World Peace Through World Law*.

In 1945 Sohn participated in the San Francisco Conference that established the United Nations; he also served as consultant to the United Nations in 1948 and again in 1968 to 1969. From 1950 to 1951 he was legal officer in the United Nations Secretariat's Codification Division.

More recently Prof. Sohn has been working on problems of disarmament and arms control, human rights and sea-bed. In 1968 he was elected Chairman of the Commission to Study the Organization of Peace, and he also helped to organize the World As-

sembly for Human Rights in Montreal.

Prof. Sohn's appointment as Counselor on International Law will begin early in 1970, and he expects to return to the Law School for the second semester of the 1970-1971 academic year.

Demonstration . . .

(Continued from Page 13)

little visible effect on the number of interviewing students. "The levels are just about the same as they were last year. The third year students seem more relaxed this year, but the second year students are much stronger this year."

Mrs. Bullon noted that during an earlier protest against Ropes and Gray (See RECORD, Nov. 14) students continued to come in through the day trying to replace any others who might have cancelled their interviews with the firm.

Placement Committee

Student members of the Committee on Governance will select four students to replace members of the Placement Committee who have either withdrawn or left the school.

The students selected for the committee will join five alumni members, a fellow student and a faculty member in the work of improving placement facilities and processes at the Law School. Two meetings are planned for this semester and monthly sessions are scheduled for next semester.

Interested students should submit a short statement of their reasons for serving on the Placement Committee to Miss Balmain at the reception desk. Second and third year students' applications were due earlier in the week and first year students' applications are due tomorrow.

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Correction

To the Editor:

Among the extracts chosen for publication from the conversation taped by one of your reporters, (RECORD, Nov. 20), there was a slip which I would like to correct. You quote me as saying: "I don't think that it is as true in America as in Britain that one has to keep in touch with the basic common law and of course statutory law in the areas one is interested in." I hope I said the precise opposite. If the tape reveals that the slip was mine perhaps I could correct it now.

Professor K. W. Wedderburn

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Sports Briefs

By Jim Schuyler

In the long-delayed finals of the football intramurals, Noah's Lark defeated Just Us Black, 4-1. Noah's Lark, the "A" champs, and Just Us Black, the "B" league leaders, were both previously undefeated as they entered the final contest. Just Us Black scored their only touchdown in the first half on a long TD pass, while the "A" team scored three touchdowns in the latter half.

The law school champions boast two former varsity collegians, John Runnells, former captain at Penn

State and eighth round draft pick of the Boston Patriots, and Alan Clayman, 2L, former varsity starter at UCLA. The other members of the squad, all 3Ls, include Noah Griffin (the source of the team's name), Gordon Gee (quarterback), Guy Blynn, Richard Scheck, and Joe Alviani.

* * *

Intramural Basketball . . . The basketball schedule is posted in Harkness Commons. Games are proceeding on a regular basis.

Midyear Exams

(Continued from Page 1)

complaint: lack of advance notice.

The possibility of midyear exams was first raised at the faculty meeting November 13th, in a Memorandum to the Faculty from the Committee on Legal Education. (RECORD, Nov. 20) The first official notice to students came following that meeting, when the proposal was presented to the first-year class in section meetings.

The majority of the faculty felt the notice argument was met by the fact that the exams will not count in the *down* direction.

The proposal for midyear exams carried by voice vote, over a single protesting nay. The lone professor to vote against the exams had earlier raised the point that the proposal was a step in the wrong direction.

"I thought we were moving toward a system where grades were deemphasized," he said.

Cravath Client Debate

(Continued from Page 5)

But Hunt stressed the idea that lawyers should not sit as ethical judges of their clients. "We are only lawyers. We already have too much of a tendency to build up a priestly class. We are not the high priests of society."

In addition, he added, if the

client thinks it's doing the right thing, it will just change firms if Cravath refuses to represent them.

The Cravath lawyers also stressed that change in law firms is more likely to come about from pressure to do more things—such as legal aid—rather than pressure to attack clients.

NOTICE

VOLUNTEER Legal Positions in VISTA programs throughout the U.S.

— Information Table — Harkness Meeting Room Mon. Dec. 8 '69 10-11 a.m.

— Group Information Meeting — Harkness Mon. Dec. 8 '69 12 a.m.-1:00 p.m.

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