

HARVARD LAW RECORD

America's Oldest Law School Newspaper

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Albert M. Sacks Named New Dean

By Jerry Snow

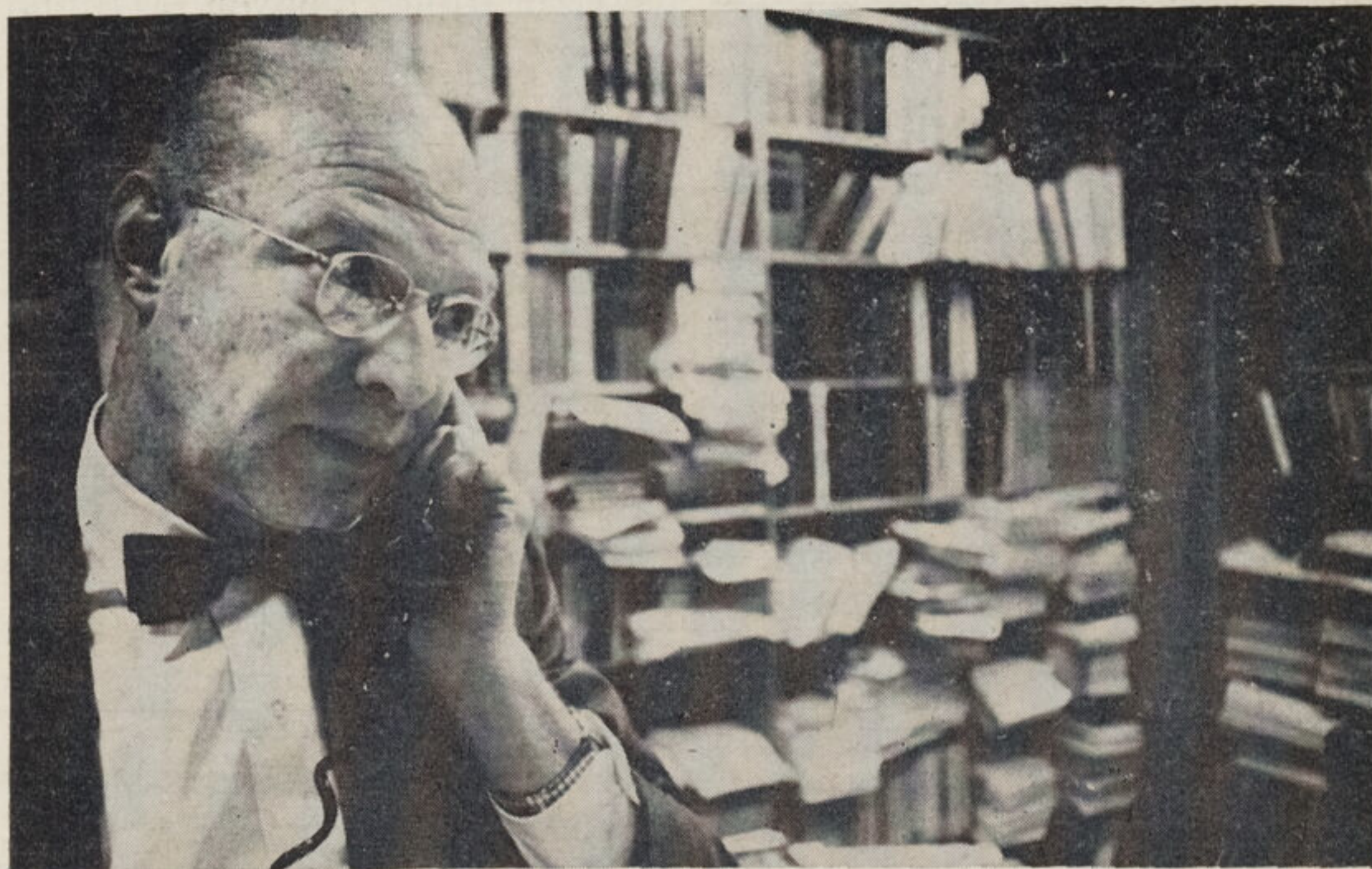
On July 1, 1971, Albert M. Sacks, acting Law School dean since last January, officially became the eighth dean of Harvard Law School since Christopher Columbus Langdell (see Table), succeeding Derek C. Bok, who resigned the post to become president of Harvard University.

Dean Sacks' appointment was announced on May 10 following its confirmation at a meeting of the Board of Overseers. The choice of Sacks, though formally that of outgoing President Nathan M. Pusey, was widely assumed to have been made by then President-designate Bok, to whom Dean Sacks served as right-hand man at the Law School for the past two and a half years.

Sacks comes to the Law School helm having previously served as associate dean and as the Dane Professor of Law. His selection marked the end of a four-month search for a successor to Bok which involved extensive consultation and correspondence with

students, alumni and faculty of the Law School. Dean Sacks, who was named acting dean upon Bok's resignation, was among those prominently considered for the deanship from the outset.

School Committee on Governance, which had conducted open meetings at the Law School on the selection of a new dean. The committee submitted the names of 44 individuals as candidates for



Charles Soberman

Dean Albert M. Sacks at home in his new office.

During the course of the search, both President-designate Bok and President Pusey met with student members of the Law

dean, including several from outside the School. However, as in the past — with the exception of Dean Ezra Ripley Thayer — the new dean of Harvard Law School was drawn from the ranks of the faculty.

Writing Competitors, Top Graders Perform on Par on Law Review

By Greg Ward

Students admitted to the *Law Review* last fall as a result of their performance in writing competition have proven to be just as good at *Review* work as those who came in on grades, according to *Review* President Jonathan B. Marks.

Half of the *Review's* 16 officers

this year were originally named to the organization because of their performance in the competition, said Marks. Marks himself made the *Review* on the basis of his writing competition scores.

While a greater number of *Review* editors were selected on the

(Continued on Page 14)

Explaining his choice of Sacks, Bok said in a statement issued at the time of appointment that "on the basis of my knowledge of lawyers and teachers outside Harvard, I do not know of any individual who has the ability, the breadth of experience and the proven dedication of Professor Sacks to meet the particular challenges facing Harvard Law School at this time."

(Continued on Page 2)

Sacks Appointed Eighth Law Dean

(Continued from Page 1)

Dean Sacks was instrumental in recent curriculum reforms achieved at the Law School and has gained a reputation of being accessible to students. During the University-wide strike in the spring of 1969, he remained one morning until 5 a.m. discussing grades and other issues of Law School governance with students who were "occupying" the law library. During the disruption of the law faculty meeting in February 1970, in the midst of the crisis over the disciplining of black law students, Dean Sacks stood outside the meeting and engaged in discussion with students and protestors.

New Dean Outlines 3 Major Priorities

At a news conference following the announcement of his appointment, Sacks outlined three major priorities for the Law School in the next decade: (1) financing the increasing cost of legal education; (2) recruiting minority group students; and (3) maintaining a meaningful three-year program.

"It's a nice question," observed Sacks, "whether we're entitled to keep people here for three years if we can't give them a sense of growth and progress in the second and third years. There is an absence of a coherent curricular whole, especially in new areas of interest. We need to develop fields of concentration in the second and third years in which students can specialize."

Sacks foresaw an increasing percentage of women at the Law School, at least up to 15% and perhaps as high as 20%. "It de-

pends on convincing women that they should try for a career in law," he said.

The dean expressed his feeling on student governance that "students are much better at diagnosing what's wrong with the Law School than in coming up with solutions. They should definitely have an input, therefore, but they should not be in a posi-

cum laude graduate of the Law School ('48) and a former president of the *Law Review*. He took his B.B.A. at City College of New York in 1940.

After graduating from law school, Sacks clerked a year for U. S. Circuit Court of Appeals Judge Augustus N. Hand and the following year for U. S. Supreme Court Justice Felix Frankfurter.

Table: The Deans of Harvard Law School

Christopher Columbus Langdell	1870 to 1895	HLS graduate; HLS faculty member
James Barr Ames	1895 to 1910	HLS graduate; HLS faculty member
Ezra Ripley Thayer	1910 to 1916	HLS graduate only
Roscoe Pound	1916 to 1936	HLS student, but not a graduate; HLS faculty member
James McCauley Landis	1937 to 1946	HLS graduate; HLS faculty member
Erwin Nathaniel Griswold	1946 to 1968	HLS graduate; HLS faculty member
Derek Curtis Bok	1968 to 1971	HLS graduate; HLS faculty member
Albert Martin Sacks	1971 to —	HLS graduate; HLS faculty member

tion to decide issues of educational policy."

Sacks expects a tenure as dean of ten or eleven years. "I can't imagine a term beyond that," he said. "Thereafter a man becomes a consolidator of the past."

Dean Sacks is 50 years old as he begins his new career as dean of the Law School. He joined the Law faculty in 1952, became a professor in 1955 and Dane Professor in 1969. He is a *magna*

He then practised law for two years in Washington, D.C., with the firm of Covington & Burling.

At the Law School, Sacks has chaired numerous committees. From 1968 to 1971 he served as chairman of the Boston Home Rule Commission which has engaged in municipal government reform. He has been a reporter to the Advisory Committee on Civil Rules for the Federal Courts.

Sacks teaches *Constitutional Law* and *The Legal Process*. He plans to continue teaching half-time while dean and is continuing to give his course in legal process, for which he is best known. He coauthored *The Legal Process*, the basic text in the field, with the late Professor Henry M. Hart, Jr.

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Rats Routed from Wyeth Rooms

By Carol Plumb

Law students housed in Wyeth Hall enjoy such comforts of gracious living as: elevator service to all floors, an intercom system, a laundry room, a kitchen on each floor, bars on the first floor, a TV lounge furnished with TV set, ping-pong and chess and checker tables. There is also an effective security system consisting of an intercom system of entry, bars on all first floor windows and protected fire escapes.

And now, even the clinical problem in rodentology which persisted over a period of several weeks in a portion of Wyeth Hall this summer seems to have been solved. No live rats have been sighted in the second floor kitchen for the past two weeks.

The easement which the rats had acquired in this Law School dormitory was extinguished easily. The first time Charles B. Temkin, 3L, became convinced by overwhelming circumstantial evidence that four-footed trespassers had invaded the 2nd floor com-

Law Review Editor Converts to Activism

munity kitchen, he followed the law and order approach. He notified the Law School administration. While daubs of poison were placed about the kitchen in response to his plea, the suspicious circumstances continued unabated.

When Temkin entered his cuisine one evening and saw not one, but two large, healthy specimens of the genus *Rattus* scuttling for cover, he decided that the time for radical student activism had arrived.

Intent on self-help, Temkin, a normally conformist member of the Gannett House Establishment, strode purposefully into a nearby hardware store and invested some of his own funds in

a rat trap. The next morning white militant Temkin, carrying a plain brown paper bag containing real evidence in the form of a rodent *corpus delicti*, staged a one-man civil rights march on Dean Bruce's office.

Less than two hours after Temkin had deposited Exhibit A on Dean Bruce's desk, a task force of maintenance men bearing rat traps descended on Wyeth and proceeded with an entrapment process.

"I can't say what the cause and effect relationship of my demonstration was because the administration said it had already

ordered the rat traps; but as far as the time element was concerned, it certainly coincided," says Temkin. "We all learned what it was like to live in a semi-slum," he summed up. Mr. Temkin disclaimed reports that he is about to give up his membership on the *Law Review* and run for the presidency of the Radical Law Students Association.

In spite of the uninvited menagerie, residents of Wyeth Hall, when visited recently by a RECORD reporter, professed themselves well-satisfied with the accommodations in the building.

(Continued on Page 8)

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Grad Student Starts Gripe Group

By Richard McManus

Gripes about the Harvard "system"? A doctoral candidate at the Business School thinks a lot of people have them, including law students, and he has organized a weekly gripe-forum for the discontented.

The first session was held on Thursday, September 23, from 4 to 6 p.m. in Morris Hall on the B-School campus. Future sessions are planned for the same time period.

Phillipp O. C. Schorsch, a fifth-year DBA student, says that the sessions will not be like a T-group, but neither will they be an instrument for social change. "They won't be 'constructive' in that sense," he adds.

Schorsch says the idea "developed out of the rewarding and frustrating experiences in many

and trust your own better judgment."

Schorsch himself, who received a law degree in his native Germany, abandoned his doctoral thesis on foreign investment by German business last spring to write a book on his experiences at Harvard since 1967. "The point of the book," he says, "will be that one ought to follow one's

inclinations rather than pursue a course of studies to bring expected rewards."

Schorsch, who has a beard and wears his hair in a pony tail, is not anyone's picture of the typical business student. He hopes, however, that "straight" students as well as long-hairs will come to the sessions. "They need it the most," he says.

Lunch Rap Sessions Provide Incentive

lunch conversations. On one hand, it makes me feel less alone to have others share my tribulations; on the other hand, I feel dejected if the conversation is then summed up with a hearty, 'But that's life! You had better learn to face reality'."

Harvard students, Schorsch contends, have, for the most part, lost the capability to distinguish between what their inner self thinks and what their outer self says in order to obtain certain results — to gain admission to and to pursue a successful career at Harvard, for example.

Schorsch hopes that the forum will encourage students to change themselves first by feeling less alone with their fears and frustrations. "The main purpose of the meeting," he says, "is to break down the isolation and loneliness of the individual with his doubts and encourage him in the belief that quiet desperation is not necessarily the price of growing up and being successful, that there is a possibility to live by

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Computers Take Over Course Scheduling

By 769-40-054

As students discovered last week upon receiving their course registration lists, the registrar's office, with the assistance of the Harvard Computer Center across Harkness Yard, has adopted the use of a computer for all Law School course scheduling.

The computer print-outs in each registration packet not only listed courses, but also class meeting times and places and a tentative exam schedule for each individual.

To counter rumors that the registrar's office is compiling a computerized information bank on students, Miss Mary Upton, whose appointment as the new registrar is to become official later this fall, stressed that her office "was using computers to be more humane and to make registration easier for students."

"This new system should free people in the office to do more planning analysis and deal with individual student problems," she continued. It is hoped that the use of computers will significantly reduce the amount of clerical work and increase the efficiency of the registrar's office.

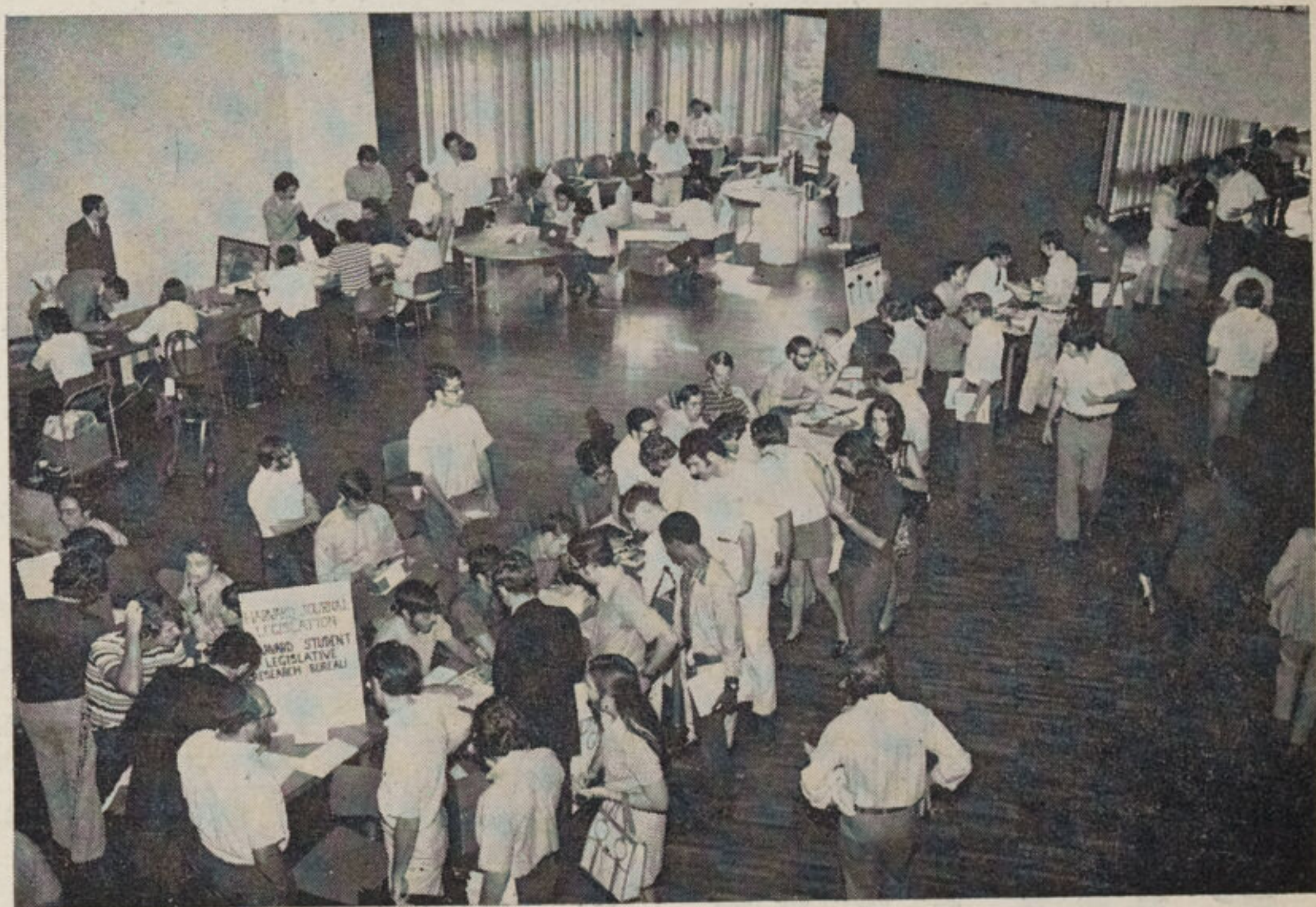
"In three weeks," said Miss Upton, "professors will have com-

"there is still the possibility of human error with respect to the information which the computer is fed by the key punch operators."

A problem has also arisen with respect to the new student identity number that appears on the

dents may be given computer labels to affix to their blue books in lieu of the current practice of writing one's number on the blue book.

Also being considered is the possibility of following up last week's registration by sending



Courtesy of HLS Bulletin

Students make their way past registration tables located this year for first time in Pound Multi-Purpose Room.

Computers Not Final Answer

plete up-to-date course rosters. In the past, some rosters were not received until November."

Unfortunately, computerized registration will not be the final answer to registration problems. "The computer makes no decisions," Miss Upton pointed out, but only compiles and assorts broad data and information which is fed into it. For instance, the computer will play no role in determining who is left out of over-subscribed courses.

"Although the computerized course information given to the first-year class was 100% correct," continued Miss Upton,

course registration list. Students apparently are confusing the registration number with their bur-sar card number, which is only used for billing purposes by the comptroller.

The entire computer system is still in the experimental stages, but future plans include further computerization of all registration cards and a programmed system to generate random classroom seat numbers to insure a more equitable system of assigning seats. During exam periods stu-

students an up-to-date course listing to indicate changes and conflicts. Students will be asked to verify the new list and send it back to the registrar's office.

Any student who feels unduly harassed by the new computer system is encouraged to submit his complaint on a programmed card to Miss Upton or to Professor Arthur R. Miller for discussion in his seminar on *Computers and the Law*.

By Nick Akerman

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FALL TERM

'71

CONGRESS: DEAD WOOD OR RE-EMERGENT BRANCH?

Richard D. Max McCarthy, Fellow of the Institute of Politics
and Member of Congress, 1965-1971, from New York

THE CONGRESSIONAL LEGISLATIVE PROCESS—HOW TO PLUG IN

Mark E. Talisman, Fellow of the Institute of Politics and
Administrative Assistant to U.S. Congressman Charles A.
Vanik of Ohio

HOW TO PRACTICE GOVERNMENT

Francis D. Fisher, Fellow of the Institute of Politics, former
Regional Administrator of HUD, and former Deputy of AID
Mission to Colombia

BLACK PERSONALITY MODELS IN INTERRACIAL ORGANIZA- TIONS

Richard R. Scott, Teaching Fellow in Social Relations and
Research Fellow of the Martin Luther King Center, Harvard
University

HOW POLITICIANS USE THE MEDIA—AND VICE VERSA

Richard P. Flavin, News Analyst, WNAC-TV

ADVANCED NUTS AND BOLTS OF POLITICAL CAMPAIGNING

James P. King, Special Assistant to U.S. Senator Edward M.
Kennedy of Massachusetts

POLITICS AND THE PRESS

C. Michael Curtis, Associate Editor, *The Atlantic*

MASSACHUSETTS GOVERNMENT AND POLITICS

John W. Delaney, Legislative Assistant to the Governor of
Massachusetts

IMPACT OF ENVIRONMENTAL ACTION UPON INCOME GROUPS

Philip H. Hoff, Fellow of the Institute of Politics and former
Governor of Vermont

LIMITS OF GOVERNMENTAL ACTION IN ENVIRONMENTAL PROTECTION

George R. Sprague, Fellow of the Institute of Politics and
former Director of the Massachusetts Division of Conservation
Services

THE POLITICS OF POVERTY

Philip Johnston, Director, Robert F. Kennedy Action Corps

AN EVALUATION OF THE EFFECTIVENESS OF CITIZEN PARTICIPATION

Marc A. Grainer, Director, Technical Assistance Research
Project, University of Michigan and Harvard University

URBAN HEALTH CARE

Frank Eisenberg, Student at Harvard Medical School

PRISONS AND ALTERNATIVES—THE ISSUE OF OFFENDER SELF-DETERMINATION

Richard G. Bowers, Jr., Prison Program Coordinator for the
Technical Development Corporation

CHURCH AND STATE

Don Howarth, Student at Harvard Law School and the Ken-
nedy School of Government

INDEPENDENT POLITICS WITHIN THE CHICANO MOVEMENT: LA RAZA UNIDA PARTY

Hugo N. Morales, Student at Harvard College

THE INFLUENCE OF CONSERVATISM IN CONTEMPORARY EUROPEAN AND AMERICAN POLITICS

Peter P. Witonski, Fellow of the Institute of Politics and former
speechwriter for U.S. Senator James L. Buckley of New York

POLITICAL-ECONOMIC ALTERNATIVES FOR AMERICA

Gar Alperovitz, Co-Director of the Cambridge Institute, and
Jim Campen, Member of the Union for Radical Political Eco-
nomics, Harvard University

JOHN DEWEY: A PROGRESSIVE MIND

Joseph Featherstone, on leave as Associate Editor of *The New
Republic*

THE "POLITICAL ECONOMY" OF ARCHITECTURE

Robert K. Manoff, Graduate Student in Urban Studies at M.I.T.

200 Sign Petition, Seek Attica Probe

By Bob Hernandez

In the wake of the Attica Prison events, about 200 students in the Law School have signed a petition calling upon the federal government to investigate the take-over and killings, and to establish a National Conference on Prison Reform by February 15 which would issue a public report by April 1 with guidelines for state and federal authorities.

In addition, the petition directs the Justice Department to issue a report on corrective actions taken by January 1973.

The petition was authored by Randall Scott, 3L, who amassed the signatures overnight when he left it on a table in Harkness. No further effort was made to collect signatures, and the petition did not circulate among the faculty, although several members of the faculty did sign it in Harkness.

Scott expressed some dismay about the lack of visible concern among the faculty regarding Attica in view of their many contacts with members of Congress. Equally disappointing, he said, was the vanishing student interest.

"It seems to have been an issue which was there for just an instant, searing people's consciences and consciousness for a few days and then disappearing. Perhaps it's an indication of being tired of petitions after the last five years of activity," Scott said.

"There are a lot of problems with microscopic vision when viewing Attica," he continued.

"The petition is not directed to the tragedy which was Attica and its toll of lives, but to the destruction of lives and inhumanity that goes on day to day in our prisons throughout the country." It seeks, he insists, to call attention to what experts have been saying for years.

Sixty copies of the petition have been sent to various government officials, including President Nixon and several senators.



Charles Soberman

Approximately 100 women students from all Law School classes attended a dinner sponsored by the Women's Law Association last week in the Harkness Meeting Room to welcome first-year women. They heard discussions of the association's recruitment and placement activities, community group work, and problems encountered by women at Harvard.

Kennedy, Harris To Speak

Two potential presidential candidates, Senators Ted Kennedy and Fred Harris, will address the Harvard Law School Forum next week.

Kennedy will speak Monday, September 27, 1971, at 8:30 p.m. in Sanders Theatre on an undisclosed topic. The most recent Gal-

lop Poll showed a national preference for Kennedy over Muskie.

Dark-horse candidate Fred Harris will speak Friday, October 1, 1971, at 8:30 p.m. in Lowell Lecture Hall. No topic has been announced, but Harris is expected to formally announce his candidacy prior to Friday.

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Wyeth Hall Once More Fit For Habitation

(Continued from Page 3)

Wyeth Hall is the newest member of the Law School complex, having been acquired late last spring from the Graduate School.

No, agreed the Wyeth residents, they did not feel like second-class citizens in view of the fact that Hastings Hall had been redecorated over the summer while rodents invaded Wyeth. Wyeth enjoys numerous facilities with which no other law school dormitory building is equipped, it was pointed out.

Every suite in Wyeth has its

own bathroom, most rooms contain two, and sometimes three, roomy closets, and there is maid service every day.

"The Law School hasn't had time yet because of its late acquisition, but it plans to refurbish every room in Wyeth with new bookcases, floor lamp, lounge chair and wall-to-wall carpeting," stated Wyeth proctor Herbert L. Braverman, 3L. "Now that the rat problem is under control, we Wyeth tenants really feel we're living in the Waldorf of the Harvard Law School."

"In fact," chimed in another member of the Wyeth community, "please don't write too much about how good we have it over here or there will be a raft of applications for Wyeth next year and we won't be able to get our rooms back."

Gridiron Kick-off

It's football time at HLS again, and all the young Jim Plunketts of the Harkness Yard are urged to put their Wishbone T's together and sign up their teams for the intramural league. Last year's champions, the Backbenchers, will be back with only fifty per cent of their roster, and strong challenges are expected from Justus Black and some of the new blood supplied by the 1Ls.

Commissioner Dick Spoor, 417 Story Hall (if you can make it up the stairs) or 498-5196, has all the details on rosters, rules, scheduling. Basically, team members must show some connection with HLS. Rosters must be in by Sept. 24. Three or four leagues, ranging in skill and ego from A to C or D. No cleats. Six man teams. One hand touch. Contact Dick Spoor for any other needed info.



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Lowell Lecture Hall

8:30 p.m.

Kissinger Plans Secret Visit to Law School

By Bob Dwyer

The RECORD has learned from a usually reliable White House source that Presidential Advisor Henry Kissinger is planning a secret trip to Harvard Law School during October. Kissinger will attempt to normalize relations between HLS and the Nixon Administration and to secure the release of Leon, former cabaña boy to Bebe Rebozo, and Princess Esmerelda, who were imprisoned in Peabody Terrace shortly after their marriage in last year's Law School Show.

The secret plan, devised by Treasury Secretary Connally and Attorney General Mitchell during a game of Monopoly, will have Kissinger leave Washington on October 7 on a good-will tour of so-called "friendly" American campuses. After stops at Bob Jones U. on the 8th, Oral Roberts U. on the 9th, and General Beadle State on the 10th, Kissinger will visit Saint Angelo College in Boston's North End on the 11th where, after a mammoth Columbus Day Italian dinner, he will feign gastric distress, hop on a fast MTA train, and arrive at the great wall of Langdell, ready to meet face-to-face with Dean Sacks.

A Xerox copy of the secret plan, encoded in the fine print of a pop-sicle wrapper discarded at a White House reception for the South Vietnamese Presidential candidates, was mailed to the RECORD last week in a Rand Corporation envelope bearing a Los Angeles postmark. Highly placed sources indicate that the Administration believes that USA-HLS tension will ease now that Dean Sacks has replaced Dean Bok, who is currently languishing in the largely ceremonial post of president of the University. Martha Mitchell reportedly selected the date of Kissinger's visit to coincide with the ceremony installing Bok as President, to add a touch of symbolic irony to the visit.

The RECORD has uncovered fur-

ther evidence indicating that Kissinger will visit HLS. Craig Claiborne and Scotty Reston of the *New York Times* have applied for visas to enter Massachusetts in order to study Harkness food and acupuncture techniques at Stillman Infirmary. Vice President Agnew visited New Haven last week to reassure Kingman Brewster that the thaw in Washington-Cambridge relations did not represent a diminution of support for Harvard's historic enemy Yale. Informed sources indicate that the HLS Forum has ordered posters which read,

HENRY KISSINGER

Quo Vadis?

Harvard Stadium

Oct. 12 8 p.m.

While the agenda for the Kissinger-Sacks parlay is not yet fixed, the talks will likely focus on an attempt by Kissinger to get Sacks to use his power to convince more HLS professors and graduates to follow Kissinger's example and leave Harvard to en-

ter government service in Washington. According to an HLS professor, who asked to remain anonymous, Sacks will agree in principle to Kissinger's demands, but will seek to postpone the effective date of the agreement as long as possible in order to stabilize the situation at HLS.

Harvard Law School FORUM

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Attica and HLS

When Martin Luther King was assassinated, Acting Dean A. James Casner suspended Law School classes for two days "in order that each law student may have a full opportunity for uninterrupted reflection on recent events and on his position in regard to them."

When the bloodiest prison uprising in American history was recently enacted at the Attica Correctional Facility in New York, no word at all came from the Law School administration. It is arguable that a suspension of classes would not have been the appropriate institutional response to the Attica tragedy, but could there not have been something more appropriate than the awkward silence which ensued?

Attica failed also to preempt normal classroom routine. Obviously a discussion of American prisons would be more fitting in some classes than in others, but in a school of law—that seamless web—no classroom would have been an inappropriate forum for grappling with such a burning issue of law.

However, it is perhaps not so much to be mourned that Harvard Law School did not rush out and enlist itself in the front ranks of the vocally outraged. The uproar will die down, as it always does, and the real test will be what is accomplished in the long run. If the Law School then proves itself among the ranks of the silently committed, its reticence now can be overlooked.

But is the Law School committed to the necessarily long and painful task of prison reform? Has it been? Now is the time for fresh resolve, while the disgrace that is the American prison system is still before the nation's conscience. Let Harvard Law School lead out in devoting a sizeable portion of its talent and resources to the overall problems of penology and prison reform in this country. And let those among its students who seek a lofty cause worthy of their efforts deem this cause such a one.

Corporate America might feel slighted were HLS to pay more attention to areas of the law other than corporation law, but if Harvard and institutions like it fail to pay more attention to pressing social problems, America-at-large may ultimately feel a good deal more than slighted.

HARVARD LAW RECORD

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Fenno

Bunky was in the Langdell corridor, ferociously mashing a cigarette butt into the new bordello-red carpet.

"Do that if you must, Bunk," I sighed, "but at least be quiet about it. After all this is a study area."

"Right," he retorted. "How have you been, Fenno old bean?"

"Oh, pretty fine. HWYS?"

"Oh, my summer was great. Picked up a hefty 300 balloons per, working down in Fun City."

"Great. For whom were you working?"

"Small firm. Bialystock & Bloom. They're located one stop after South Ferry on the IRT line. To be truthful, the firm itself is not that great. But what a receptionist!"

"There you go again, Bunk," I said slyly. "Glorifying form over substance. You'd think that two years at the Law School would have taught you at least not to make that mistake."

"Balderdash," he answered with vehemence. "The only thing I've learned here is not to use colored oleo."

"Come, come, let's not be bitter."

"No, butter."

"Jokes like that can get your Estate Plan rolling sooner than you'd think," I threatened.

"That reminds me, Fenno. What are you taking?"

"Well, I'll tell you. I tried to get into *Videotape and the Law*, produced and directed by Dr. Stone, but the jackals here beat me to it. The waiting list is a mile long. Then I tried to get into a B-School course, but I left only ten minutes in my schedule in between classes and the Registrar caught me on that one. Smart as a whip. I must be slipping. So, after that, I gave up and loaded up on some of the biggies."

"You don't mean . . . ?" he gasped.

"Yup. *Federal Courts . . . Sec Reg. Estate Planning. Evidence. The works.*"

"This isn't the Fenno we all know and love," he said, eyeing me cautiously.

"Maybe you're right," I said sadly. "Nothing seems to be going right for me ever since O'Connell closed his store."

Law Notes

The Harvard Law Wives have formed a child care center located at 23 Everett Street. Children of Harvard law students, faculty and staff are eligible to attend. The Center is still only half-full. Fund-raising has begun and HLW members are planning volunteer help with the care of the children.

* * *

Dr. Hyman Shrand, chief of pediatrics at Mt. Auburn Hospital and the Boston Zoo, is the scheduled speaker at the October 6 meeting of the Harvard Law Wives. His topic: curbing drug abuse in Roxbury.

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Letters to the Editor of the RECORD

Alumnus Blasts 1L Immaturity

To the Editor:

The immaturity of the 400 first year Harvard Law admissions astounds me. Their lack of fundamental education in regards to wars and for whom those wars are fought challenges me to ponder why they were admitted to HLS.

The stupidity of impeaching Nixon for a war he had little to do with in responsibility! His efforts to withdraw disregarded and unappreciated. Your admissions system seems to negative any patriots, just draft dodgers.

This is too late to remonstrate, but let's recruit men and women of character for HLS or dose it out.

Indeed, I enjoy your publication. It keeps me alive to the problems. I thank you. It is well done.

George H. Sibley '23

ENVIRONMENTAL LAW SOCIETY

Organizational Meeting
To Discuss New Work
For The Year

TUESDAY
September 28
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- ** A State Development Corporation for Massachusetts:
Issues and Prospects.
*MacDonald Barr, Deputy Commissioner in Charge of the Division of
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- * New York City: A Regional and National Comparative Analysis.
*John Berenyi, Special Assistant to First Deputy City Administrator,
Office of the Mayor of New York.*
- * Planning for Choice and Change, Continuation of the Spring Term
Seminar, 1971.
*John De Monchaux, Partner, Llewelyn, Davies Associates, Planning and
Urban Design Consultants, New York City.*
- ** Resistance: Alternative Design Institutions.
*Alan Deanehan, Chief of Current Planning, Baltimore City Planning
Department.*
- ** America — Redesign It or Just Rebuild It — Concerning the Enfran-
chisement of Design.
*Andrew Euston, Urban Design Program Officer, Environmental Plan-
ning Division, Department of Housing and Urban Development, Wash-
ington, D.C.*
- ** The University In/And/With/Of/By/For the Community.
*Michael B. Goldstein, Assistant City Administrator/Director of Univer-
sity Relations, Mayor's Office, New York City.*
- * Citizen Participation in Planning.
*David Hoover, Executive Director, Framingham Redevelopment Au-
thority.*
- * A Seminar on the Subject of Housing (as yet untitled.)
*Harold Ross, Executive Director, Association for Better Housing, Rox-
bury, Massachusetts.*

Organizational Meetings: *Monday, 27 Sept., 5:30 p.m. Hunt A.
**Friday, 1 Oct., 5:00 p.m. Hunt A.

Any questions — Phone 495-3587

Book Review

Grade Quest Breeds Suicide, Lust

By Kermit Kubitz

THE PAPER CHASE, by John J. Osborn, Houghton-Mifflin, 181 pp. \$4.95.

Covering the windows with blankets may be out, but breaking into the Treasure Room to view a professor's original notes on a subject is in, as is almost everything else, in *The Paper Chase*, a first novel by John J. Osborn, '70.

Osborn's innuendoes, comments, and fictional scenarios would do justice to Irving Wallace, but his picture of the Law School will have to be offset by heavily favorable publicity generated by the admissions office. The title comes from the quest for grades and all its concomitants, which, when applied to the volatile mixture of a study group, results in one attempted suicide, an eight hundred page outline of *Property*, and a romance that

flowers and deflowers with every turn of the page.

The book can be read by anyone who hopes to make *Law Review* in less than two hours. Anyone who takes more than four hours should probably apply to the Board of Student Advisers for special help.

The endless machinations of challenge and response between Professor Kingsfield and his *Contracts* class provide the thread of sand that unifies the anecdotal segments of a story that will be almost painfully familiar to any recent graduate.

And yet, reading this on a warm September evening in 1971, with the fall interviewing season about to begin, one has the feeling that Osborn's opus will be not too shocking to members of the class of 1921. Which raises, as the author probably wishes to do, serious questions about the process of education which new initiates to the legal profession undergo when they come to Harvard.

Better Guide Than Admissions Catalog

Presumably, somewhere between *Hawkins v. McGee* and *Pennoyer v. Neff*, most students resolve the contradictions that Harvard imposes between their own value hierarchy and the skewed system represented by Law School grades. While Osborn was here the pass-fail system was in effect, but it plays no part in his book. However, the final act of Mr. Hart, the hero of this Law School in which there are no radicals and few who study for love of the law, is a symbolic rejection of grades and all they stand for. This rejection is somewhat flawed by the preceding pages, in which Hart and a fellow study group member withdraw from the outside world to prepare for the law student's rites of passage, final exams.

Although the book offers too exaggerated a portrait to qualify as a complete statement about the School, for the prospective student *The Paper Chase* is probably a better guide to the Law School than the Admissions Catalog.

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Freaked Out ILs Meet, Rap on Harvard Experience

[*"The Backbencher" is a column of personal opinion open to staff writers of the RECORD.*]

By Bob Hernandez

Something new happened to Harvard Law School last week. It has taken a long time, but a few 1Ls have managed to put it together.

"FREAKED OUT?", asked the handout written by a handful of new students. "Isolation can be very heavy, especially when you're up against an almost mythical institution. You feel alone and intimidated. . . . In an atmosphere of smiling amorality, required competitions and assigned seats, isolation is not an easy thing to overcome." So they invited everyone to a rap session.

Since I happen to be freaked out, I went.

Nobody brought dope, but everybody was getting high on the vibrations. We all sat in a circle on the lawn between Harkness and Langdell and just talked. When I arrived there were no more than a half-dozen people. When I looked up for the first time there must have been fifty. And it suddenly hit me that for the first time since I've been at the Law School people were actually communicating, relating to each other, letting things happen.

All 1L sections were represented, and some students seemed surprised at how closely their experiences resembled those of other students.

"I couldn't believe it," said somebody. "Here was Attica staring us in the face, and not one professor said one word about it all day. I mean, how much more law-oriented does an issue have to be before they'll talk about it. This place is unreal."

A lot of people nodded in agreement and related their own horror stories from the first three days of class. They spoke of the Socratic method

which had managed to isolate and humiliate classmates, of the silence which had greeted their own attempts to interject consideration of social issues during class discussions, of the uneasiness which filled them when they perceived the directions in which the curriculum was channeling their own interests and energies. It sounded very familiar to me.

I remember that when I left the Law School in the spring of 1970, in the heat of the student strike, I had been impressed with the fact that my fellow students were actually emoting good things, incensed by the latest Nixon escapade in Cambodia and by the killings

by National Guardsmen and policemen. I thought as I left — knowing that I would not be back for more than a year — that maybe something important had happened at the Law School. Maybe students had actually begun to think. Maybe for once they wouldn't "grow up" or "face the real world" of Wall Street or other corporate monoliths. Maybe a generation of students would actually commit themselves to meaningful change in this country.

Of course, I wasn't quite right. The strike was mainly emotion, and there was an entire summer for everyone to
(Continued on Page 16)



Charles Soberman

Freaked out students hash out problems of mythical institution.

Competition Measures Law Review Skills

(Continued from Page 1)

basis of grades, the 50-50 officer split does not show a greater competence on the part of the writing competitors. "Taking into account those who didn't want to be officers," said Marks, "it breaks just about even."

What is indicated is that the writing competition selection process is a useful one, offering a legitimate mix in the way of selection. "By hypothesis the writing competition measures a different set of skills than exams," said Marks, "and the competition is structured to test the precise skills necessary for successful *Review* work."

Marks also pointed out that those students who compete in the competition are generally

Competitors Vie To Spot 120 Errors

more motivated to get on *Law Review* than those who made *Review* by virtue of their grades.

Between eight and twelve students will be selected to join the *Review* as a result of this year's competition, which began last week. Fifty-three students entered the first round, a three-day editing assignment. Over 120 errors were "built in" to a draft of a Supreme Court case note which will appear in the November issue of the *Review*.

"We're not worried so much about 'right answers' as perceiving something that is arguably wrong and discussing why," said Marks.

Each piece was graded by three *Reviewers*, using an objective point scale in which each "error" was weighted according to its importance. About 25 students were to be taken into the second round, a week-long writing assignment in which the student is asked to do commentary on a Supreme Court case. Each draft will be read by three faculty members

and Marks will select the new members using the faculty evaluations as a guide.

The writing competition victors will join 19 of their classmates invited to join the *Review* by virtue of their 1L grades. Eight new 3Ls have also been named to the *Review*, four because of their second-year grades and four on the basis of their 1L and 2L grades.

The new third-year members of the *Review* are Robert C. Alexander, Peter L. Baumbusch, Steven N. Farber, Eric L. Henrikson, Perry L. Hirsch, Nicholas J. Honchariw, Roger E. Podesta and Stephen G. Shank.

Second year students named *Review* editors are Robert L. Ad-

ler, Richard W. Benka, William M. Byrd, John M. Cooper, David L. Engel, Barry I. Forman, Michael C. Harper, Carl E. Hawkins, Richard S. Kay, Jay B. Lumish, Richard H. Mills, Karen M. Nelson, Dennis M. Perluss, William C. Powers, Jr., John L. Rogers, Frederick P. Schaffer, Daniel Segal, Daniel E. Titelbaum and Olin G. Wellborn, III.

Perluss and Segal, and Alan W. Perry and John D. Zeglis, 3L members of the *Law Review*, were named recipients of the Sears Prize, awarded to the two students in the first and second year classes who achieved the best academic records in their year at the Law School.

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Freak-Out...

(Continued from Page 13)

cool off and settle down for another business-as-usual academic year.

When I returned I found many of my friends caught up in the interview race, hung up about that job with some law firm in New York or LA, confusing material success with personal duty. I felt alienated from their world and their aspirations and from the Law School in which we were being "educated."

But I wasn't entirely wrong in the spring of 1970. New things *were* happening. A new class would enter the Law School a year later, and it would include a group of people who weren't about to let them-

selves be ground up by the Harvard machine. They immediately "freaked out" from the myriad insanities perpetuated by the Law School, from the Socratic method which swelled the prof's ego as it humiliated the less than fully prepared student, from the clear, purposeful process of molding lawyers for corporate Amerika. And they found each other.

I suppose it's a conspiracy of sorts. The Law School will no longer really be business as usual. The Law School will become relevant to those who seek alternatives to smiling amorality-qua-liberalism.

It's only a matter of time. Sure it's never happened before, particularly not at Harvard Law School, but it's beginning now. As Jerry Rubin has said, nothing in history

ever happens until it happens.

For those who missed the first rap session, there will be more, at least one a week. And people will be meeting in the Harkness lounge daily to get each other's support and friendship, to explore and practice alternative, non-competitive, non-exploitative ways of being law students and lawyers. "It will be a very hard struggle," said the hand-out. But it will succeed.

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