



Harvard Law Record

America's Oldest Law School Newspaper

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25 CENTS

Rzeppa Replaces Upton As Student Czar

By "Lucky" Dogg

In a surprise move, Dean Vorenberg named third year student Joe Rzeppa Harvard Law School's new Dean of Students. Vorenberg wrote that Rzeppa was chosen in order to increase the visibility of

the Administration to the students. "'Joltin' Joe Rzeppa is too vital a commodity to lose to corporate America. I, for one, can't imagine this law school without him. Of course I can't 'imagine' anything. If the Dean of Students position had not been vacant, I myself would

have resigned to keep him here."

In a telephone interview, Joe stated that he would hold office hours in the Pub from four to seven on Fridays, coincident with DSAC's happy hours, proclaiming, "The Pub

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Harvard Makes Takeover Bid For Yale

By Ronald MacDonald

In an attempt to dispel his popular image as "Sleepy Jim," HLS Dean James "the Shark" Vorenberg has announced that the school has

launched a hostile takeover of its rival to the south — Yale Law School. "Let's see 'em de-construct this," Vorenberg declared as he personally delivered HLS's 250-page Williams Act filing to the Securities

Exchange Commission in Washington, D.C.

The RECORD, through its investigative journalists, had predicted that such a move might be imminent. Vorenberg had been seen last week taking down his well-worn portrait of Dwight D. Eisenhower and replacing it with a life-sized painting of notorious arbitrageur and Vorenberg squash partner Ivan Boesky. Moreover, the RECORD spotted Vorenberg meeting late one night with a cabal of corporate law professors, including Robert C. Clark, Alvin Warren, Detlev Vagts, Victor Brudney, Bernard Wolfman, Hal Scott, and Louis Loss.

When asked to comment about Vorenberg's move, members of the "Gang of Eight," as they were dubbed by the financial press, were positively ebullient about HLS's prospects for a successful takeover.

"The Bulldogs probably think a



Photo by Underdog

Vorenberg dreams: Guido Calabresi shuttles HLS faculty to class.

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Dean Vorenberg Promises Exciting Changes

In response to pressures from various student interest groups, Dean Vorenberg announced sweeping reforms for HLS yesterday. He revealed his new five year plan at a major press conference, held on the back steps of Story Hall. First, explained Vorenberg, the University was going to throw "some major big bucks" towards sports and entertainment at the law school. Using the success of the highly acclaimed skating rink as a shining example of HLS efforts to keep law students happy and healthy, "Sleepy Jim" outlined the following proposals for the Fall of 1990:

1. The construction of a one-lane ski-ball alley, to be conveniently located in Framingham.
2. A semi-annual yo-yo marathon, with Hark dinners going to all winners.
3. A polo field (easily converted into a fox-hunting area), to be built where the current smoking lounge is situated.

Chortling with glee over his sub-

stantive improvements, Vorenberg then announced his entertainment line-up:

1. Responding to feminist complaints about the lack of women speakers, HLS will feature Phyllis Schlafly and Christie Hefner next fall.
2. Responding to divestment activists, Vorenberg promised that P.W. Botha would come and explain what's really going on in South Africa.
3. The real coup of his schedule, Derek Bok himself.

Vorenberg added that a special police unit was being assigned to the Law School campus to enforce the new smoking regulations. Smoking will be allowed only in the broom closet in the basement of Langdell. Those caught smoking elsewhere would be subject to torture and interrogation, for their first offense. If caught two or more times, limbs would be at stake.

At the beginning of the press conference Vorenberg was asked to produce identification, as nobody recognized him. ✽

Case Method Goes Out On A Limb

By Jonathan Grunzweig

In a startling article published in this month's *Harvard Law Review*, former HLS Dean Erwin Griswold revealed that the origins of the case method of legal instruction were not at all as we have been led to believe. It seems that Gris-

wold was told years ago by fellow Dean Christopher Columbus Langdell that the case method was developed at the urging of well know actress Shirley Maclain, with whom Langdell had numerous conversations.

"Langdell just couldn't decide whether judges made law or discovered it. It really tore the old boy up inside. One night, he was sitting around with Shirley, who had taught assumpsit back in the old country. Well, Shirley said that judges didn't know from natural rights, that they only did what the treatises told them.

So Christopher, who had been just about ready to publish a book of breakfasts eaten by famous judges before they wrote their opinions, tore up that manuscript. Instead, he started babbling some Latin and threw together a few cases. From that day on, he would never answer a student's question, but only barked back another question before anyone else could volunteer.

Griswold's revelation has sent shockwaves throughout the legal community. With the imminent demise of the case method, textbook publishers such as West and Little, Brown have begun to buy up companies which publish legal outlines so as not to have any competition in the upcoming field of treatise publication. On the law campuses,

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HARVARD LAW RECORD

"Law & Econ." Makes Takeover Bid For Harvard

By Heg Richer

Armed with small handguns and calculators, the Law and Economics faction staged a coup d'école on April 1. Certain of victory, the band of rabid cost-benefit analysts unfurled their flag, soon to be waving proudly over the Posner Commons.

"The symbol to the right of the dollar sign is the yen," explained coup leader Clark, "and look, that's the deutsche-mark in the left-hand corner." Giggling like schoolboys, the group enthusiastically pounded their calculators, doing time and motion studies of Brudney's attempts to hang the flag. (Hey, these

guys may have brains, but athletes they're not).

"Ooh, let's go and torture Dunc some more," squealed one of the profs, "I'll bet that four-hour Morgan Stanley training film must be close to finishing its second run." Unbeknownst to the Law & Econ boys, however, the bound and gagged Dunc had already been rescued by chf forces, who had overpowered Dunc's captors with terrifying Unger-like rhetoric.

Arguing over the costs and benefits of actually engaging in hand-to-hand combat, the Law & Econ troops headed towards Griswold, where they encountered a napping

Dean. "Let's short-sheet his chair," suggested one excited freedom fighter. "No, no, let's stick his hand in a bowl of warm water," argued another.

Cutting their discourse short was a burst of machine-gun fire and there, standing in the doorway, dressed in camouflage, stood Dean Upton. "O.K. boys, file out. I'm in charge here now. Vorenberg's out, Raskin's in. Dunc's janitor, Richard is prom queen. McLeod is special police, Flynn is class slut. Now take your wimpy, little, accountant-like, heinies to U of C."

All's well that ends well.

☛

U. Chicago Makes Takeover Bid For Law Review

By Jonathan Grunzweig

The staid corridors of Gannett House were rocked this week by news that the Law Review is the target of a hostile takeover battle being waged by the University of Chicago Law Review. The Chicago sharks, known throughout the world of corporate raiders as the Free Marketeers, announced in a mandatory SEC disclosure that they had accumulated 9.5% of Harvard Law Review stock, an amount they termed "optimal." "This is so like them," exclaimed Law Review President Raj Marphatia. "They waited until our 100th Anniversary to attack the Blue Book.

The Harvard squad was not about to lay down their word processors, however. At a hastily called meeting of the board, the Law Review adopted a "poison pill" rights plan whereby a 30% accumulation of their shares would trigger a "flip-over" provision, compelling all Harvard alumni who had ever staffed the Review to topple the nearest Free Marketeer. Stated Marphatia, "We'll show them why they dropped their football program so long ago."

Outgoing Law Review President Adam Cohen vehemently denied rumors that he had sought to enlist the Stanford Law Review as a



The House . . . the cottage . . . the chateau . . . "How fortunate for us."

"white knight." "If anything," Cohen claimed, "I would go for a socially responsible law school like Antioch."

In the wake of the disclosure, HLS Dean James Vorenberg has been unable to locate Professor Cass Sunstein, who was visiting from Chicago this term. Vorenberg noted that Columbia Law School, where Sunstein spent the fall semester, narrowly thwarted a similar takeover bid by Chicago. Columbia's successful defensive tactic, the "even worse football team" defense, may not be available to Harvard, though each side is reportedly gathering experts. Sunstein's library privi-

leges have been revoked, and the Ad Board is attempting to contact all students with whom he has been seen.

In a press release, the Free Marketeers expressed confidence that their planned tender offer would be successful. "We intend to institute a numeral grading scale, one with some substance to it," explained Chicago spokesman Paul Bator.

The Law Review has already filed a series of lawsuits in federal court in Chicago, but many predicted that there are no judges left in the Sev-

(Continued on Page 10)

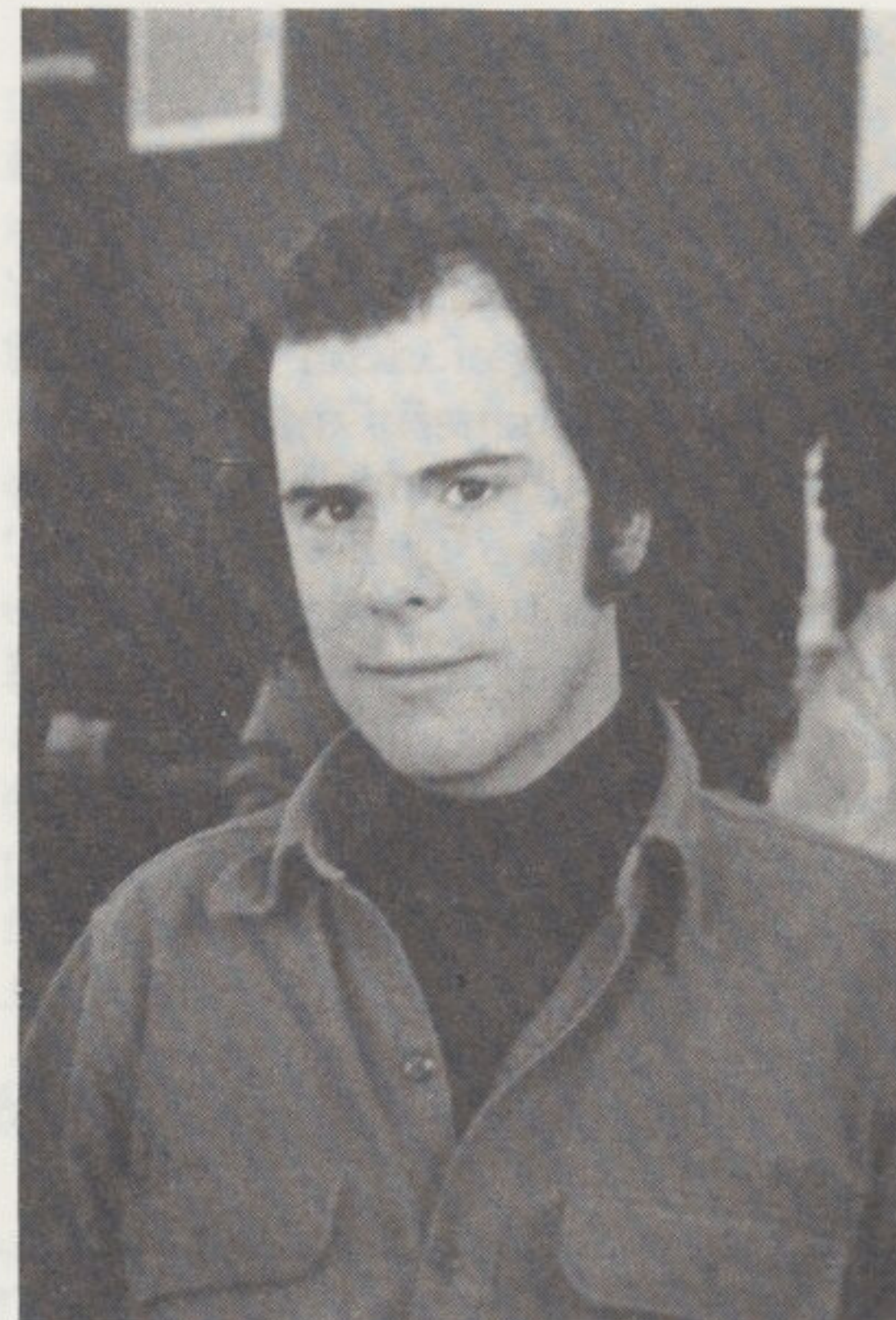
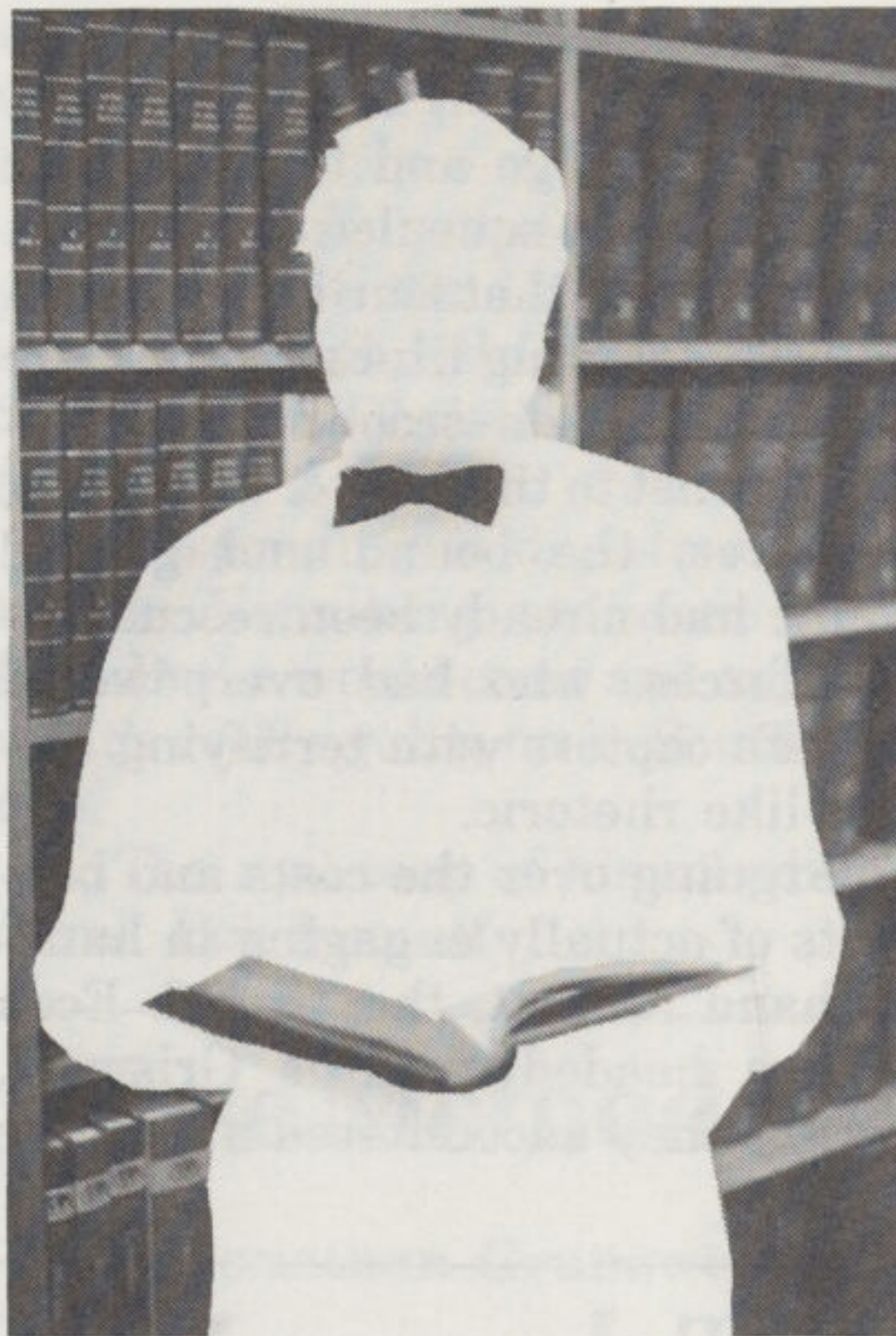
Dunk & Ozzy Clash Over CLS And chf

Tempers flared at last Wednesday's brown bag luncheon sponsored by the law school's advisory fraternity — Beta Sigma Alpha (BSA). The event, third in a series of rush parties designed to test the endurance of this year's pledges, featured well-known recording artist Ozzy Osborne and HLS Professor Dunk McAnaday. The two men debated on the topic: "Is there a significance behind the fact that 'Critical Legal Studies (CLS)' is capitalized and 'counterhegemonic front' (chf) is not?" Arguing from an admittedly capitalist perspective, Mr. Osborne stated that one must respect traditional values and norms in the use of language. "For example," he stated, "note my own use of proper capitalization in my song titles. If I employed upper and lower case letters indiscriminately, obeying the dictates of neither rhyme nor reason, many of my listeners would be confused and not appreciate the subtleties of my lyrics." Mr. Osborne's remarks were well-received by the audience of prospective Betas.

"Having grown up listening to Mr. Osborne's music, I place a great deal of weight on his experienced and reasoned opinion," a typical 1L explained, "see Fed. R. Evid. 702!!"

Despite the popularity of Mr. Osborne's views, Professor McAnaday did not concede defeat. "the very acceptability of your beliefs," McAnaday said, "is what argues against the oppression of lower case letters by the upper case. society, by perpetuating the abuse of capitals over those never empowered to be capitalized, is engaging in constant oppression."

To this, Mr. Osborne replied,



Ozzy Osborne (not pictured) and Dunk McAnaday (pictured) not together.

"That's circular!"

Professor McAnaday was unfazed. "there is a hierarchy established between the cases. i recognize that we are few in number (the anti-capitalists) but we draw strength from those who have gone before and we will never admit defeat." He then quoted several lines of poetry from e.e. cummings.

Following the remarks by the principal speakers, questions were posed by members of the audience. Although vastly outnumbered by 1Ls who longed for the right to place BSA on their resumes, the plucky members of the chf monopolized the question session. Winston McClous, 2L, chf first among equals, echoed Professor McAnaday's views: "From this day forward, I declare it to be my mission to infiltrate the offices of this world and jam the 'shift' key

on every typewriter I can find." The audience clapped politely.

Similar sentiments were expressed by Peter LeVino, 2L, chf-also-first-among-equals. "Ozzy," he stated, "you just wait til I respond anonymously in the *Lizard*!!" Mr. Osborne, well known for his on stage affection for small animals, responded coldly: "I know your *Lizard* well; all I need to say is that you yourselves capitalize — you're hardly one to talk." Professor McAnaday glared at LeVino.

As was expected, no one directly addressed the topic for the day. Still, the arguments had raised students' consciousness about the plight of the lower case. In an effort to satisfy all students, BSA spokesman Dick Chotte said that "henceforth Beta Sigma Alpha shall be known by the initials 'BsA' or bSa'."

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Ad Board Throws Book At Protestors

By David Snouffer

The HLS Administrative board on Wednesday issued formal reprimands to two third-year students who had joined about 50 other protesters in trapping Harvard President Derek Book in his office for over eight hours during a boisterous demonstration in Harvard Yard last December.

After a seven-hour open hearing in the Ames Courtroom, the board's first public proceeding in almost four years, the panel of professors, administrators and students deliberated for about 90 minutes before the group's chairman, HLS Professor Frank Sandman '52, announced its findings. The two 3Ls, twin brothers P. Wayne and Roland F. ("Puck") Botha, who are both natives of South Africa, violated Harvard's Resolution on Rights and Responsibilities when they forced their way past six Harvard police officers and entered University Hall on Dec. 3, Sandman said. The demonstrators then occupied Book's anteroom and refused to let him out of his office for over eight hours.

Professor Philip Highman, who had acted as prosecutor during the trial, angrily left the Ames Courtroom after the board reported its

judgment. Highman had sought expulsion for the two students and afterward criticized the board for not dealing "more severely" with the protesters.

The Bothas, who are members of the neo-fascist group People for the South African Way, which organized the demonstration, had asserted a necessity defense at their hearing.

"Mr. Book holds not a small amount of responsibility for the deaths of hundreds of innocent South Africans during the past two years," Roland Botha told the board. "He has appeared before the American Congress and advocated economic sanctions against our country. When he does that, he is only inviting all the few deranged, violent criminals in the Republic [South Africa] to let loose on peaceable bystanders, many of whom have paid the ultimate price."

"We have no choice but to try and stop Mr. Book from inciting any more bloodshed," he added.

Book told a House of Representatives committee last year that the U.S. government should impose harsher measures against South Africa because of that country's racial policies. "It is the responsibility of our government — not private

universities — to conduct foreign policy," Book said at the time, "but Congress should take the lead against apartheid." Apartheid is the Afrikaans-language word that the South African government uses to describe its racial separatist laws.

The board, however, rejected the necessity defense. "The relationship between these students' actions and future violence in South Africa is at best attenuated," Sandman said dryly. "The board cannot accept the proposition that the students must take it upon themselves to muzzle the highest-ranking administrator in the university."

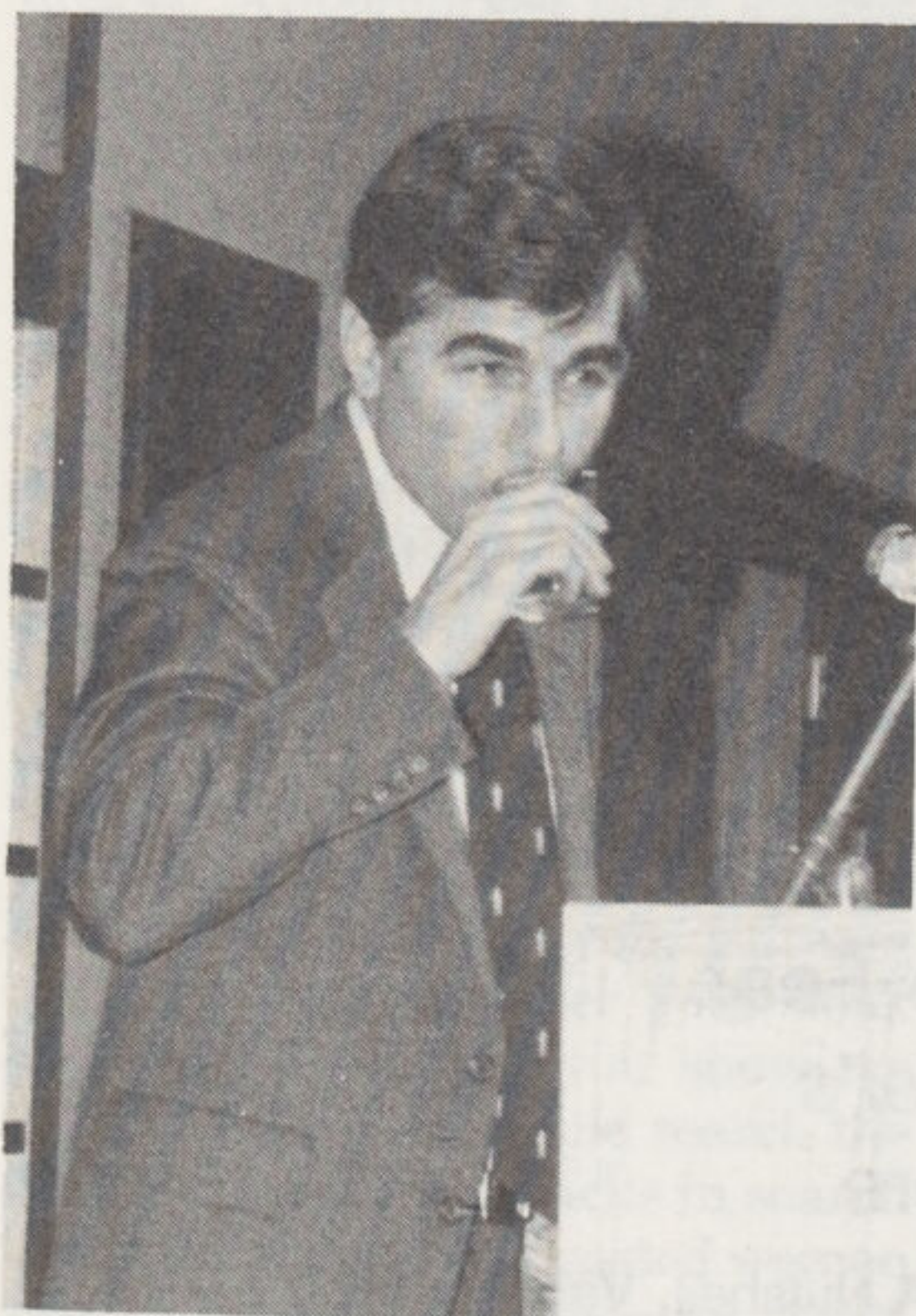
In pushing the protesters, the board implicitly rejected the Bothas' repeated assertion that the disciplinary body lacked jurisdiction to discipline them.

"Our demonstration was not on the Law School campus," P. Wayne Botha said after the hearing. "It was in Harvard Yard. Why, that's virtually out of earshot of the Law School, unless you count the Memorial Church bell. So what we were doing there is no business of the Law School Ad Board."

Sandman has said the board has jurisdiction over any allegations that students have violated the Resolution on Rights and Responsibilities.

Roland Botha also charged that the board had "resorted to low down trickery" when it decided to investigate the brothers. "Nobody told us there was a rule against standing peacefully in Mr. Book's door," he

(Continued on Page 14)



Professor Charles Ambiguousnesson, contemplating a Presidential bid, challenges Gov. Michael Dutaxus to a chug-off.



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Tell Your Problems To Fenno, Fenesse



The Dynamic Duo.

Dear Fenesse:

As a 2L, I started "seeing" a 1L. While I really enjoy his company, I'm not sure I understand the extent of what he's experiencing here at HLS. For example, he'll leave at 4:00 A.M. to go back to his room to do his Contracts reading. When I ask him what it all means, he says "I don't know, but I don't think there's a statute of limitations on it." Sometimes I think he'd rather spend his time ironing Arthur Miller's handkerchiefs than talk with me. What do you make of this behavior?

-Just Like That

Dear Just:

What it sounds like you've got on your hands is a very extreme and rare case of the dreaded *in loveus lawus*. It far surpasses any ordinary 1L sickness. Sounds like the boy might have all the symptoms: late nights spent with inanimate objects, inability to make decisions, and a perverse need to use legal humor. The disease has reached an extreme level when the person stricken seems to suffer such an inordinate desire to imitate Arthur Miller that he finds it difficult to separate himself from the myth. You've got a big project ahead of you if you want to get him over this. One point to remember: There is a quick test to see how advanced the disease has become. On a quiet evening with him, jokingly toss his copy of *Sum and Substance* out the window. . .if he jumps out after it — its too late.

Dear Fenno:

I'm a totally confused 1L. I let the chance of a lifetime slip through

my fingers. She was smart, beautiful, and looked like Mariel Hemingway, although she swore she couldn't see the resemblance. She was the only animate being able to get me to tear my eyes away from volume 14 of *Wright and Miller*. But I couldn't do it. I was filled with fear and trepidation at just the thought of being unprepared for Miller's Civil Procedure class. Now Miller's in the hospital and I'm having second thoughts. How can I win her back?

-Paranoid 1L

Dear Doug:

You might consider offering her a sacrifice to show her that you're really over Arthur Miller — perhaps you could burn all twelve copies of *Sum and Substance* at her feet. Prove you're really liberated — when Miller calls on you, just tell him you're unprepared, or in the alternative, cut class and sleep in (with her, you dummy).

Dear Fenno:

I'm really in love with this girl. We've been seeing each other for over a year. I want to marry her. There's one small problem I've discovered of recent: I can't stand to be near her. She just doesn't seem to understand how important this is to me. She wants to leave me! What can I do to make her understand I need this time alone to plan our future?

-Selfish

Dear Selfish:

Perhaps you might try crawling on your hands and knees over broken glass to beg her forgiveness?

Or, in the alternative, shower her with inordinately extravagant gifts. You might consider selling all your earthly possessions and lavishly endowing her with everything her extraordinarily large heart desires. Should these attempts fail and/or should you still desire your space, you might want to consider a two-year clerkship in Big Pebble, Arkansas. I can certainly assure you you'll have all the distance you want there.

Dear Fenesse:

I've been seeing this guy for over a year and I've really been in love with him. Suddenly the creep gets all serious. He wants to love me from a distance, but having the normal libido of an incredibly attractive, passionate, romantic, sought-after blonde/redhead/fuschiahead, I need regular sex. Not just plain sex either, but good sex. What do I do? It's been a whole week and some 1Ls are beginning to look good.

-Desperado

Dear Des:

Yeah, mama, I can totally relate. Aside from suggesting the normal inanimate objects, I would ask you what's your scoop. I mean, what's a desirable chick like you doing waiting around? I mean, if you can find a 1L you think you could sleep with, and you think he wouldn't be a total clod, go for it. You only live once, and these guys are getting older every day. . .years past their prime. We're only approaching ours.

☺

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Hopefuls Get Up Close And Personal At HLS

Wimpy, typical member of the *League of Identical Men*, seeks SWF. Must share an appreciation for dull legal humor. If you wear pearls, blue eyeshadow, and polyester, you're the woman of my incredibly boring dreams. Send photo, transcript, AIDS test results, and letter of recommendation. Box 000.

Progressive lefty female seeks truly oppositional male. Card carrying *members* of *chf* preferred. If you enjoy politically correct evenings in front of a kibbutz fireplace, we can lovingly and sensitively read passages of *Marx on the Jewish Question* aloud to each other. Must be a sensitive vegetarian and have facial hair. Mendelist-Morganists need not apply. Let's walk the Michurin path together and reminisce about Gr8tful Dead Concerts. Send black and white photo to Box 24.

Sexually frustrated older professor seeks (over my knee naughty girl) liaison with frisky, uninhibited student. No CLS groupies need apply. Only those enjoying domination, sado-masochism, whips and handcuffs need apply. Under this calm, cool, dull, wimpy, balding, sagging, myopic exterior lurks the same. I'm ready to take a walk on the wild side, if you let me. Send photo dressed in appropriate black leather. Box 777.

Lonely Coop clerk ISO soulmate. Must have a profound inability to count change. Should enjoy keeping busy law students waiting by not opening the back register. Must have an uncanny ability to look busy when you're not. Numerical dyslexia preferred. Drop Coop number in the never emptied billing box.

Belligerent? Testy? Rude? I'm the library employee for you. I dream of lazily lingering over your book bag and demanding you show me your ID. Maybe we could search the dark corners of the stacks in search of soda drinkers? Interested women need only leave a note saying "YES" in their bookbags, I'll be sure to find it.

APRIL 1, 1987



The HLS Personals—They Work! Even in Oral Argument.

Hegemond ISO counter-hegemond for lively discussions and war-like evenings. East meets West. Left meets Right. Public interest meets Wall Street. Imagine the possibilities. I can be your tool. You can be my Mr. Fix-It.

Power Ties. Egotistical, ruggedly handsome professional male ISO the perfect yuppie Barbie Doll. My Barbie must enjoy listening to me pontificate boring legal theories. Sex on Thursdays and Saturdays, three minute maximum. I'm arrogant, pretentious with a penchant for back rubs. Make a blue chip investment in the I- Banker of your

fantasies. I plan on making my first million before I'm thirty. Democrats need not apply.

SW(bearded)M ISO female. I'm a sensitive kind of guy who enjoys doing those slightly off-beat and wild things. I enjoy spending Friday afternoons at the Museum of Science or at the Aquarium watching seahorses giving birth. I like spending my evenings alone in my apartment watching hoops or at the library working for a journal, but I wouldn't mind if you were with me. Must have a good memory and enjoy guttural sex.

JLPP Takes Lampoon Under

By Jonathan Grunzweig

In an effort to bolster sagging revenues, the *Harvard Journal of Law and Public Policy* has announced its intent to merge with that irreverent undergraduate humor periodical, the *Harvard Lampoon*. The new publication will focus on the absurdly comical aspects of the law and its many inefficiencies.

According to newly elected Editor-in-Chief Paul Alpern, the present JLPP staff is well suited to their new roles. "Who better than we to make people laugh at the law?" he queried rhetorically. As for its part, current Lampoon editors see the

move as a natural step. Said one editor, "We've already spoofed *Playboy* and *USA Today*. Besides, it guarantees that we'll get into law school."

The lead article for the debut issue has yet to be selected, but sources reveal that the two leading contenders are Judge Posner's recent article, "Me and Jerry Lewis - utility maximizers all the way" and "The Market for Marijuana: the Joint Cost Theorem Revisited," by Guido Calabresi and Ed Meese. "And if those fall through," Alpern noted, "we'll just print the Tower Commission Report with our own footnotes."

Talk Dirty To Me

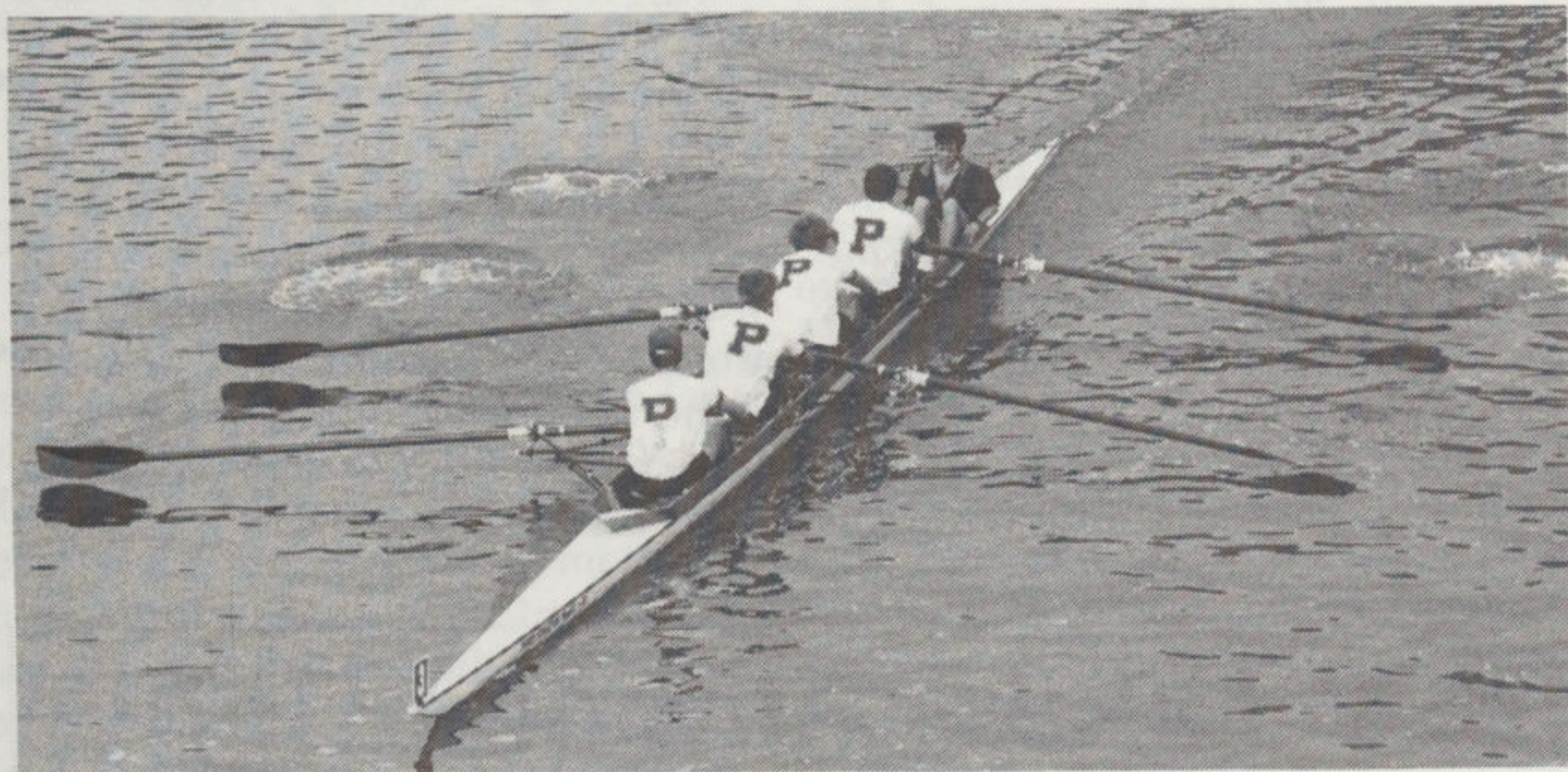
A law school which imparts First Amendment values should not have to function without its own effective organ of the press. HLS is in desperate need of protection against the ravages of potent, and possibly infectious, administrative domination. While the *Reptile* avoids standard positions, its alternative efforts are no less imposing on the unsuspecting. Of course, the *Advisor* cannot be called seminal, but what good is safe communication without any fun?

We at the *Record* are as active as anyone in this regard. Seriously. But with such pleasure comes responsibility. We are at a loss when it comes to such preventative measures. Of particular concern is the need to accomodate identifiably at-risk viewpoints. In the absence of a viable means by which to protect communication in general, we suggest focusing on particular informational exchanges.

Each student must take the bull by the horns and speak in a responsible manner. Prophylactic measures, such as muzzles, are admittedly extreme, but at the present rate, misleading communication will have affected over two-thirds of the single students at HLS before they graduate. To send such menaces into the legal community is naked irresponsibility on our part. Censorship prevention begins with your own mouth - swallow infectious ideas *before* they reach the uninformed.

Dissenting Opinion:

I totally understand what the majority is saying here. It comes through clear as a bell. We're meeting tonight to talk about it further, face-to-face, real close-up — you know?! Thank you for sharing your thoughts.



Princeton has no law school.

HARVARD LAW RECORD

EDITOR IN SHEETS..... Con-Vince Chang-Sho
 MANAGING MADAM..... Pagan Sins
 BOOZE EDITOR..... Heg Richer
 PHYSICAL FEATURE EDITOR..... Jon Gruntzwheninbed
 MONEY LAUNDERER..... don Marleone
 GOSSIP MONGER..... Not Kathleen Sullivan
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 Sargent, David Snouffer
 CENTERFOLD EDITOR..... Smiling Sal
 PHOTO STAFF: The Flashers

Fenno

When Fenno awoke, his mouth felt like it had a hairball in it. He opened his eyes. Of course! — he did have a hairball in his mouth. After staggering home from the Pub last night, he had fallen asleep under the bed again.

He dragged himself to his answering machine, its red light flashing anxiously. He played back the messages.

BEEP

"Congratulations, Mr. Fenno! This is Professor Unger. You have been randomly invited to join the new Critical Legal Studies Smoking Policy Committee, newly appointed by Dean Vorenberg to deconstruct the previous smoking policy, which was excessively formalist and hierarchical. We will discuss theories of how to discuss theories for a new, progressive smoking policy, which will be both comunitarian and anarchic. Please come to our first meeting — time and place indeterminate, and in fact internally contradictory."

BEEP

"Hello, Mr. Fenno. This is the HLS health services. We did the AIDS test that you requested. The results are posted on the bulletin board in The Hark."

BEEP

"Hello, Mr. Fenno. This is Judge Richard Posner in Chicago. I was very impressed with your recent clerkship application. I was especially pleased with your transcript — your 'F' in Property from Duncan Kennedy demonstrates a keen, probing mind, like mine. Your extracurricular activities are also impressive, especially your experience as Covert Operations Editor of the *Harvard Journal of Law and Order*.

Of course, as I believe that all legal rights should be assigned to those who value them most highly, I am auctioning off my judicial clerkships this year. Bidding starts at \$25,000. Good day."

BEEP

"Hey Fenno! This is the NCAA basketball pool. You lost — Lesley College didn't make the playoffs. Pay up!"

BEEP

"Fenno, this is Professor Dershowitz. You have missed every single meeting of my seminar on Egomania and the Insanity Defense! Please attend my next seminar meeting at 1:30 today, or I will be forced to fail you."

Fenno looked at the clock. It was already 2:00! He had missed another seminar with the Dersh. What was worse, he had missed the *Beverly Hillbillies*!

But he could still catch the *Flintstones*. He popped open a Meister Brau, turned on the T.V., and plopped down in an easy chair.

Oh, yes . . . and he took the hair out of his mouth.



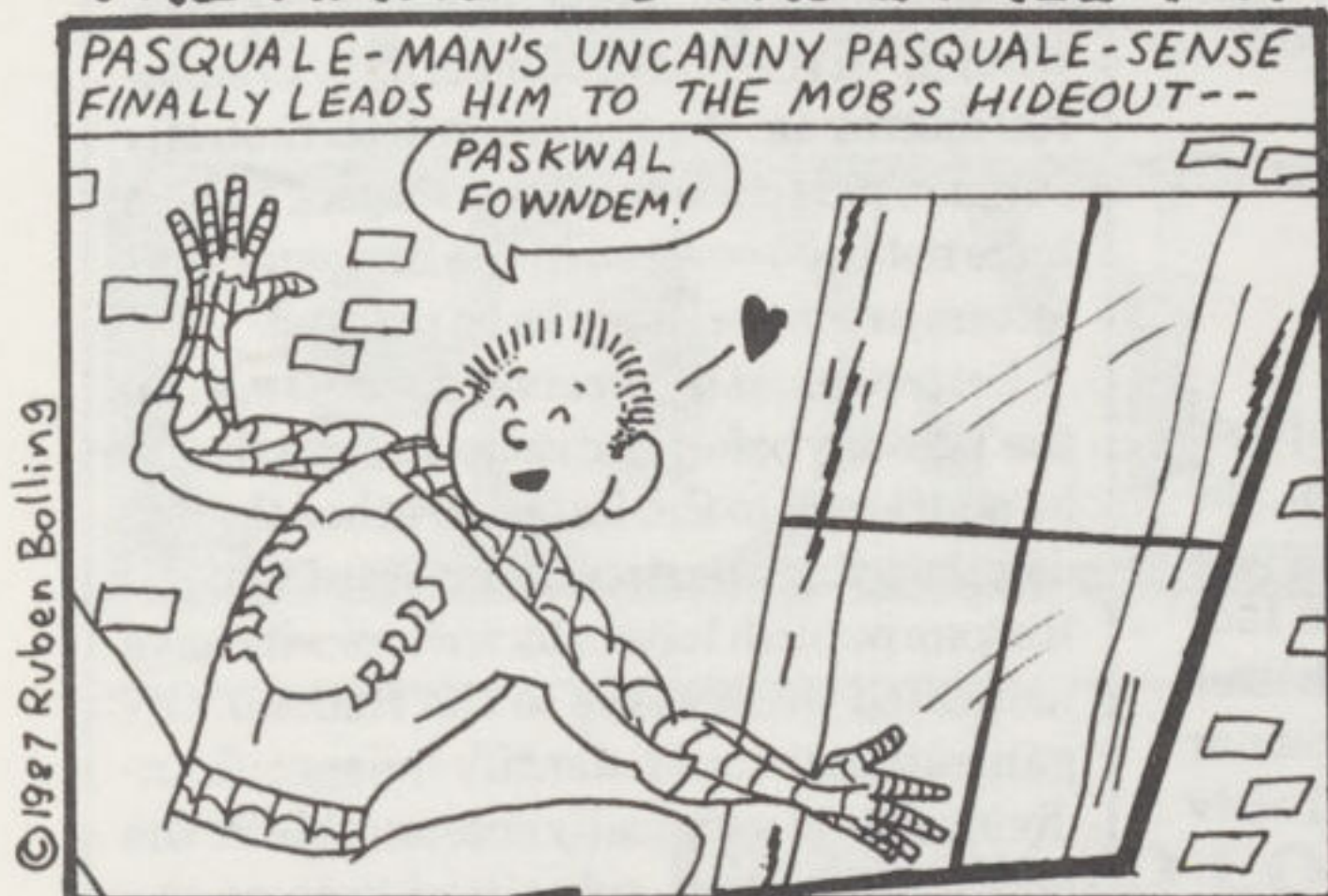
TO THE READER: IN THE RECORD'S CONTINUING EFFORT TO COMPETE WITH THE BOSTON GLOBE, OUR CARTOONING DEPARTMENT RECENTLY ACQUIRED A FEW NATIONAL COMIC STRIPS. UNFORTUNATELY, THERE MUST HAVE BEEN SOME PROBLEM WITH THE SATELLITE TRANSMISSION OF THE MATERIAL. WHEN SEVERAL OF THE STRIPS MATERIALIZED IN OUR OFFICE, THEY WERE SOMEHOW ACCIDENTALLY FUSED TOGETHER! WHEN THE SMOKE CLEARED, AND THE HIGH PITCHED "HELP ME"s SUBSIDED, WE WERE LEFT WITH THESE HORRIFYING RESULTS --

Tom the Dancing Bug

BY RUBEN "DOC" BOLLING

THE AMAZING PASQUALE-MAN

by Patty Lee



CALVIN AND ZIPPY

by Bill Lee



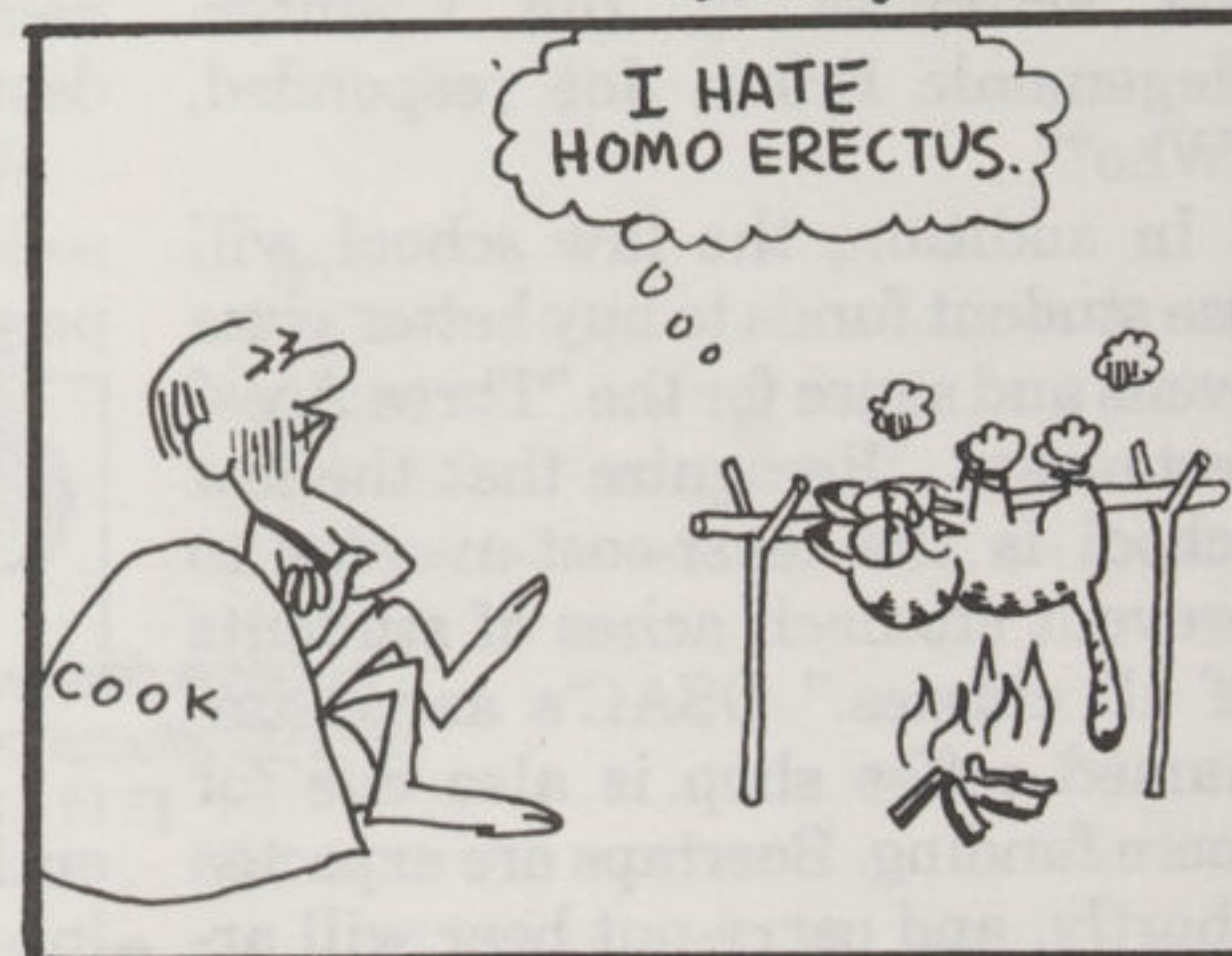
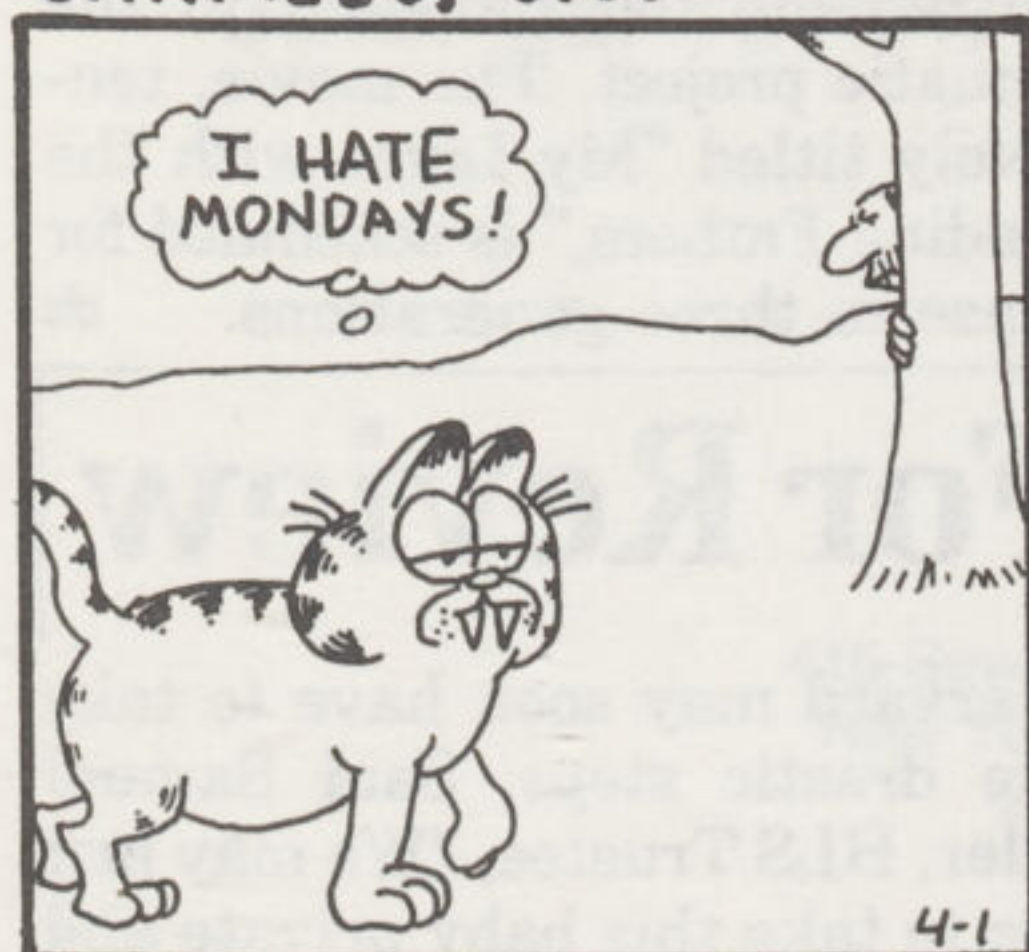
FOR BETTER OR FOR ADAM ON THE MOUNT

by Lynn Lee



GARFIELD, B.C.

by Jimmy Art



Letters to the Editor of the Record

Not Wheel of Fortune

To the Editor:

It is a disturbing development that HLS students have so much free time on their hands that they are able to do frivolous things like appear on "Wheel of Fortune." What has happened to academic standards? Loose grading has just about done the school in. Back in my day, we wouldn't appear on anything less intellectual than "Jeopardy."

Donald Kronenberg, '82
Tom Clark, '89

Evaluations Random

To the Editor:

We've heard too much about this "grades are random" stuff. If there's anything that's random, it's the BSA's course evaluations.

All interested students are welcome to a course evaluation burning on the steps of Langdell April 1 at 3:00 P.M.

Love, The Faculty

De-Face Elvis

To the Editor:

I read with horror and dismay your piece about Joseph Jude Rzeppa, "the man, the myth." Namely, I am aghast at Rzeppa's position to place Elvis Presley on the face of Mount Rushmore. Elvis deserves a better fate than to be placed beside a slave owner like Jefferson and a war criminal like Teddy Roosevelt.

Charity Ray and Bubba Bruster
Memphis, Tennessee

Letters Policy

All letters submitted to the RECORD are read by the RECORD's custodial staff. Many of them appear on our pages, and others wind up in the trash, subject only to editorial discretion. We encourage letters on any subject, particularly those subjects which have not been covered in the RECORD. Short letters are more likely to be printed.

Letters must be received by 2:00 P.M. on the Tuesday before the issue. Letters should be addressed to the RECORD rather than to drunken third parties. In no event will the RECORD publish letters by writers who have identified themselves to the RECORD. Organizations should identify the specific individual(s) ideologically accountable for the letter. All letters submitted become the property of the HARVARD LAW RECORD Corporation or Cambridge Landfill, Inc.

Pub Is Central To Rzeppa's Grand Scheme

(Continued from Page 1)

has been the boon of my existence here at the law school." He also promised that his tenure would be "rowdy and NFLish."

Mr. Rzeppa also pledged to be lenient on students before the Administrative Board, although attempts to separate adults from food and drink would not be appreciated. "Make your political statement, but let me eat." His first disciplinary action will be to find the person who complained about lack of running water in DSAC's as-yet-unnamed coffee shop. "I do not personally consume much ice cream, but the person who interferes with my right to do so will be punished," reported Rzeppa. When asked about the activities of the Counter-Hegemonic Front, Joe responded, "Who?"

In addition, the law school will use student funds to buy better pizza ovens and sauce for the "Three Aces" restaurant. "Recognize that the law school is the least-cost-avoider to prevent stomach aches of students of all classes." DSAC's as-yet-unnamed coffee shop is also due for more funding. Beertaps are expected shortly, and carry-out beer will arrive with the next delivery. The new

dean also pledged hard liquor for the Pub, and asked, "What ever happened to the free popcorn, huh?"

Outgoing Dean of Students Mary Upton indicated her approval of Rzeppa's selection by inviting the Fab Fifties Fanatic to lunch. The new dean respectfully but regretfully declined, saying that he preferred a fresh approach — "maybe a few Pall Malls and a pitcher of Miller," he suggested playfully.

Alas, the two deans have thus far been unable to meet on mutually agreed terms. Upton is rumored to be resorting to the RECORD personal ads in her efforts to collar Rzeppa. "I have to talk to him about syntax," Upton explained. "He keeps confusing 'boon' with 'bane.'"

Students should look for an Elvis party in the Pub upon return from Spring Break to celebrate the selection of the new Dean.

Case Method Discovered

(Continued from Page 2)

the most confused constituency appears to be the proponents of Critical Legal Studies. Stated Duncan Kennedy, "We just don't know what to destruct by ridicule anymore."

When asked why he had waited so long to clarify history, Griswold pointed to a recently signed agree-

ment in which, for a hefty contingent fee, he assigned all movie rights to the omnipresent Ms. MacLain.

MacLain reportedly will portray both herself and Langdell in the cinematic project. The movie, tentatively titled "My Lives with the Founding Fathers," is scheduled for release in three generations.

Chicago Bids For Review

(Continued from Page 3)

enth Circuit without a conflict of interest regarding the University of Chicago.

Harvard may soon have to take more drastic steps. Said Samuel Butler, HLS Trustee, "We may just have to take this baby private and start all over again."

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Harvard Makes Takeover Bid For Yale

(Continued from Page 1)

derivative suit is made by Brooks Brothers," Clark chortled. "Yeah, and they have to call a rich skydiver to find out what a golden parachute is," Brudney chimed in. "I heard [Yale Dean] Calabresi himself say that he thought shark repellent was a leftover prop from *Jaws*," Loss guffawed between incomprehensible mumbles. "Soon we'll own the place lock, stock, and barrel," Vagts agreed, as the others fell asleep.

The financial community seemed to agree. Investment banking whiz Steven Perry contended that "the Yalies look like they're totally stunned. It was a stroke of genius on the part of the Crimson." Former Council of Economic Advisors assistant Andrew Berg explained, "For Harvard, it looks like a good acquisition. Yale's management has been lax and inefficient. A higher student/faculty ratio, stiffer grades, and mass-produced Harkness food could shape the place up." Financial reporter Jacob M. Schlesinger agreed, saying that, "While YLS has a lot of assets, its stock is undervalued because plant and personnel are simply being put to the wrong use. Its going-concern value is pretty minimal, but if Harvard dismantles YLS and turns it into a Graduate School of Philosophy, it can do wonders for the earnings/equity ratio."

But one dissenting voice was heard. Antitrust professor Phillip Areeda commented that he thought the "Ancient Eight" had ignored the anti-competitive aspects of the merger. Additionally, Areeda said, "While I hate to denigrate Jim's [Vorenberg's] only decisive move in this decade, it looks misguided to me. Besides, what would we call the new conglomeration? Harv-ale? That sounds like a beer or something. And I already own licensing rights to that name." But Clark songfully responded, "Look, everybody knows antitrust is ancient history. Tell that guy to go back to the Stone Ages where he belongs."

Some speculate that YLS, caught up in theorizing, might not have noticed the HLS takeover attempt,



Arbitrageurs ponder whether Harvard's takeover bid of Yale will succeed. Ivan Boesky not pictured.

and others contended that Yale saw the takeover as a promising way to circumvent its secretarial union contract. YLS is nonetheless fiercely attempting to counter the takeover. Yale Law student body president Tucker ("Tutch") E. Feeley, a classics major at YLS, expressed some optimism about Yale's prospects for corporate survival, noting that "we've just put in a deontological poison pill defense." But Feeley admitted that, "unfortunately, this is the 'Brown of law schools' and the only poison pills people bought were

cyanide ones." Yale Law Student Edward T. Swaine added that Yale's attempt to send visiting Professor Reinier Kraakman to report on HLS's maneuvers had been a bust. A rumored counter-tenure offer from the "Big H" reportedly had hampered the effectiveness of that tactic, Swaine noted.

While most attention was focused on the possibility of a Yale takeover, the Lincoln's Inn had more tempting assets in mind. "Last time we went

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**Welcome to New York,
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Have You Considered Joining
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Of New York City?**



On Friday, April 10, members of the Admissions Committee of The Harvard Club of New York City will be in Cambridge at the Harvard Faculty Club at 20 Quincy Street, 2nd floor and at Cumnock Hall, Room 302 at the Business School between 11:00 A.M. and 5:30 P.M. to make it easy and convenient for faculty, University Officers and graduates to become a member of the Club.

Graduates of the Class of 1987 will be proposed, seconded and interviewed in one step for membership in the club. Requirements for supporting letters, etc., are waived for this event for 1987 graduates. Information about the club will be available and Committee Members will try to answer any questions you may have concerning membership.

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Ad Board Throws Book At Protestors

(Continued from Page 5)

said. "Mr. Sandman did not suggest that we weren't allowed to do that until at least two weeks after our sit-in."

Botha said Harvard administrators should have had the protesters arrested immediately rather than disciplining them internally later. "Instead, the Communists and fellow travellers on the Ad Board waited like sneaks and then suddenly told us we couldn't enroll in spring courses until we had met with Dean [of Students Mary] Uptown, who wanted us to testify against ourselves," he added.

Sandman has said whether Harvard asks the police to arrest students is "up to President Book, not us." Book said he was dealing with the demonstration "in accordance with an informal understanding with the Board of Oversight."

The Oversight, one of Harvard's two Governing Boards, censured Book's predecessor in 1969 for hav-

ing anti-war protesters arrested. The Oversight "do not allow us to take a heavy handed approach," Book said.

But Roland Botha called the Ad Board's imposition of internal punishment "a not so subtle effort to persuade state bar examiners not to let us practice law."

Asked why state officials would sooner disqualify the Bothas because of an HLS reprimand than they would have if the brothers had been convicted of kidnapping, Botha said, "Don't fool yourself. HLS carries a lot of weight in this country."

During the hearing, the Bothas spiritedly contest Highman's characterization of their conduct as "violent hooliganism."

"We were as peaceful as could be," P. Wayne Botha told the board. "Why, if anybody was violent, it was President Book. After three or four hours, he came to the door and tried to shove us away. All we did was stand there motionless."

Under cross examination from the

Botha's counsel, Professor Charles Nissan '63, Book denied P. Wayne Botha's account. "It's just not true," he told the board. "I never left my desk. They wouldn't even let me use the wash room."

The Bothas also criticized Harvard for "spending students' money just to snuff out free speech." After the Bothas refused the board's repeated requests that they participate in an informal, closed hearing, the board hired a team of seven Pinkerton detectives to interview and prepare witnesses. Board members refused to say how much they paid the investigators or the prosecutor, Professor Highman.

Sandman, who holds the Boesky endowed chair, dismissed the criticism. "I've said all along that formal hearings have costs," he said. "You can't expect Mary [Uptown] and me to go all over town questioning witnesses."

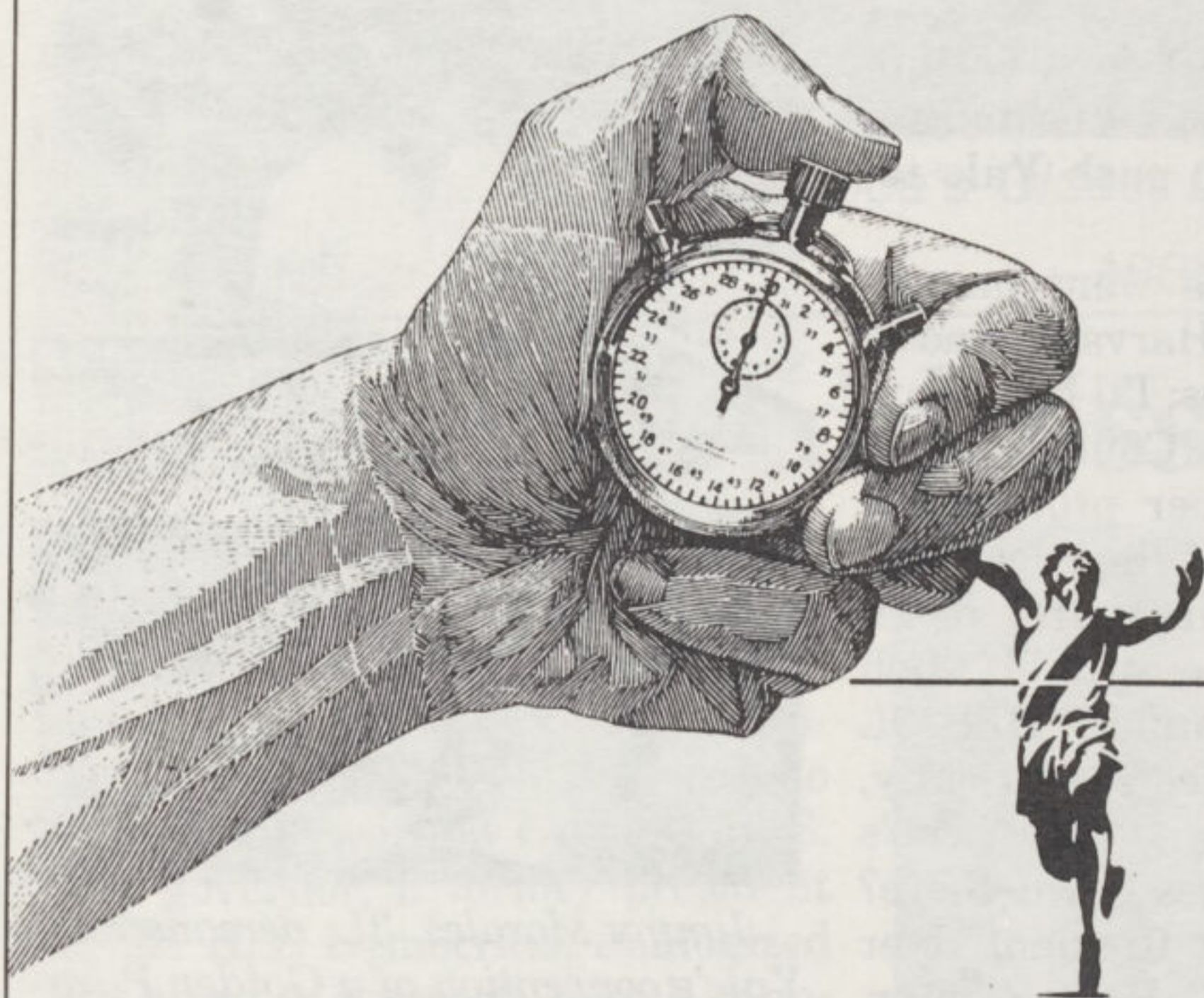
Nissan was not available for comment after the hearing.

✽



Unknown intruder Henry Owen (hand raised in triumph) demonstrates his prowess at conformity in the fourth annual Battle of the Hegemons. Owen correctly identified Dean James Vorenberg as the dozing mystery guest in the center.

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Harvard Makes Takeover Bid For Yale

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as a group to Wellesley, all we saw was freeze-out," Lincoln's Inn President Hale Shovinnist declared. "Self-dealing just isn't that satisfying. We could really make a *tender* offer to those babes," he added. But Professor Hal Scott dismissed the Lincoln's Inn proposal, "That's Porky's III stuff. We don't go for that at the Harvard Law School," he claimed.

Meanwhile, YLS was desperately attempting to fend off the HLS takeover. YLS has accused HLS professors Warren, Wolfman, and Duncan Kennedy of insider trading, as they noted that Warren and Kennedy had each accumulated over \$445,000 worth of Yale stock. "On a professor's salary, that ain't exactly chicken feed — despite Dunc's Andover pedigree," one Yale source noted. Yale officials called upon Harvard students to condemn the alleged insider trading by filing "protest kits" with forged parental signatures on their regular GAPS-FAS and financial aid forms.

Warren, responding to the allegations, retorted, "It just looked like

a good investment after they beat Harvard in the hockey game back in February."

Similarly, Kennedy claimed, "I was trying to subvert from within. As a Yale alumnus, I saw it as a good opportunity to push Yale toward divestment."

For students, life went on unchanged. "I'll burn Harvard grades; I'll burn Yale grades; I'll burn anyone's grades," one Counter-hegemonic Front member proclaimed. On the other end of the spectrum, anti-chf activist Jim Hoffman, 3L declared unequivocally, "If Bob Clark's for it, so am I." HLS 3L Angel Fortinas asked rhetorically, "Who cares?" He added, "who's going to take classes down there? You don't even get frequent flyer miles for the trip." Rayl Stepter, 3L, was more positive, saying "at least now, I won't have to cross-register in the college to take guts." And one former Yale undergrad was also looking forward to the takeover. "YLS does have a lot of 'crown jewels'," Edgardo Ramos, 3L noted. "In particular, I really am pleased at the prospect of having a stake in



Jimmy Morales, 3L, demonstrates Yale's conception of a Golden Parachute.

their *fine* nerf golf course and their whiffle ball diamond. They really do have the best facilities of any law school."

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