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October 21, 1988

Federalists Cry Foul Over Coalition Seat Assignments

By Rudy Rodriguez
Staff Writer

In a general meeting held Oct. 11, the Harvard Law School Council (LSC) voted down an effort by the Harvard Federalist Society for Law and Public Policy (Federalists) to reconstitute the newly formed Student Dean Search Committee.

The dispute involved the inclusion on the Committee of two members from the Coalition for Diversity (Coalition), whose stated purpose is to promote increased representation of status minorities on the HLS student body and faculty. As a result of the LSC meeting, the Committee's makeup will continue to be two members from LSC, two from the Coalition, and three selected by lottery from the HLS student body, according to LSC President Brian Melendez, 2L.

According to Maurice Hoo, 2L, one of the Committee members representing the Coalition, the Coalition was formed last April on the heels of a controversy over the denial of tenure to HLS visiting professor Clare Dalton, LL.M. '73. Sam Levy, 3L, Federalists president, explained that in April he wrote a letter to the Coalition and its constituent groups expressing the

Federalists' interest in the goals of the Coalition and requesting the opportunity to have a Federalist representative on the Coalition. The Federalists' request was declined by the Coalition soon thereafter, Levy said.

Hoo explained that the Federalists, a group composed of students of a conservative and libertarian ideological bent, were excluded from the Coalition in an effort to confine its scope. "The Coalition was formed with the interests of the status minorities represented by its constituent groups in mind. We were, and still are, ill-equipped to deal with ideological concerns."

Brad Smith, 2L, a member of the Federalists executive committee, refuted the notion that the Coalition is apolitical. "They have a definite point of view as to whom the next dean should be. To that extent, they are political." The Coalition, in its letter of reply to the Federalists, suggested that they form a similar group to deal with the political diversity question.

Hoo explained that the LSC and Coalition worked closely in formulating a strategy to increase student input in the dean selection process. Controversy arose when

it was announced earlier this semester that the Committee, formed by the LSC, would include two members to be selected from the Coalition.

Within two hours of the announcement, Levy recalled, a Federalist member contacted Melendez to protest the inclusion of the Coalition members, on the ground that "the Coalition had been exclusionary from its inception, and therefore constituted a special interest group which should not have been given undue representation."

Levy stated that Melendez "was unaware of any groups having been excluded from the Coalition," but advised him to take the Federalists' concerns before the Committee. According to Levy, however, no agreement was reached in the meeting between the Federalists and the Committee, and the Federalists decided to take its case before the LSC for formal resolution. According to Hoo, the LSC membership considered two Federalist proposals: to vacate the disputed seats and refill them by open lottery or to add one seat for a representative of the Federalists. The LSC voted to "decline to adopt the two Federalist options," Melendez said.

Levy and Smith expressed disappoint-

ment at the outcome of the LSC vote. "This is not a conservative or liberal question — it is really a question of fairness. There is a principle of equal opportunity which has been violated here. We don't feel that there should ever be reserved seats on any organ of student government on the basis of gender, race, ethnicity, sexual orientation, or political beliefs."

Committee chair Lisa Ferrell, 2L, and member Hoo deny that any group has been excluded by the process of selection. According to Hoo, "[the Federalists] could have formed a group committed to ideological diversity, as suggested last spring. They could have run for LSC, and therefore make available to them the two seats on the Committee reserved for representatives of that group. And most simply, they could have entered their names in the lottery from which student body representatives were selected." According to Hoo, only five students from the entire student body entered the lottery, none of whom were members of the Federalists.

Ferrell stated that "involving members from the Coalition has not shut out any side from participating in the process. Their inclusion promotes an ideal with which the majority of the student body is in agreement."

SFF Makes Possible Public Interest Summers

By Dan Kroll
Features Editor

The concept of "spreading the wealth" is alive and well among HLS students, as students last year pledged nearly \$70,000 from their summer salaries to Student Funded Fellowships (SFF) — the student organization which provides funds to students who work in low-paying public interest jobs over the summer. The pledges, which nearly doubled those from the previous year, allowed SFF to provide summer fellowships to 47 students, many of whom would not have been able to work in public interest jobs without SFF's help.

Following the "Phone-a-thon" conducted by SFF at the end of February, nearly one thousand HLS students pledged funds to SFF, according to Amey Winterer, 3L, a member of the SFF steering committee. Winterer said that most of these one thousand students agreed to pledge a day's pay from their summer jobs — apparently taking to heart SFF's suggestion that this allows them to "spend one day working for the public interest."

According to Winterer, much of the credit for the success of the Phone-a-thon goes to the ninety student callers who, in exchange for a few slices of pizza, devoted their time and their best sales pitches to solicit contributions from fellow students. Winterer added that over twenty five professors also generously agreed to allow students to use their offices and phone lines over the course of the five day fund drive last winter.

Because of the enormous success of last year's Phone-a-thon, all 47 applicants for SFF grants were accepted this year, according to Sally Hadden, 3L, another member of the SFF steering committee. Hadden said many of these applicants had not found definite employment when they applied last spring for the grants, but SFF was able to set aside funds for them knowing that many public interest firms cannot make hiring decisions until they know whether the students had some form of outside fund-

ing. SFF makes a great difference in the amount of work public interest firms can accomplish, according to Drake Colley, 3L, an SFF recipient who worked this summer for the NAACP Legal Defense Fund in New York. Colley said that because his SFF grant paid his entire salary, the Legal Defense Fund was able to employ an additional intern this summer out of its limited budget.

Although he is uncertain whether he will work for a public interest firm after graduation, Colley said his experience at the Legal Defense Fund was invaluable. "I loved it. I think I probably had the best job of anyone at Harvard," he added. Colley said he worked on a number of school desegregation cases, as well as some job discrimination and police misconduct cases. "I worked with top-flight lawyers, and I was working on real cases," he said, adding that the internship gave him the kind of litigation experience that he had hoped for.

"I think [SFF] is fantastic," said Ruth Phillips, 3L, who worked last summer for the ACLU of Southern California with the help of an SFF grant. At the ACLU, Phillips worked on cases involving human

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Transportation Secretary James Burnley (left) debates the finer points of decriminalizing drug laws with Prof. Alan Dershowitz.

Drug Legalization Debated

By John Ayon
Staff Writer

Agreeing that the use of drugs results in substantial harm to society, U.S. Secretary of Transportation James H. Burnley '73 and HLS Professor Alan Dershowitz debated how to most effectively reduce the evils of this problem. Dershowitz expressed his opposition to the use of all drugs, saying "if I had a button I could press here tonight, a 'star wars' that would destroy every bit of heroin, cocaine, crack, LSD, and angel dust, I would unhesitatingly push that button." Similarly, Burnley posited deep opposition to drug use, considering it "the most serious and complex issue we face in America."

Dershowitz contended that criminalization of drugs is the worst possible policy, because it results in the most harm to society by creating artificially high prices for illegal drugs, stimulating corrupt markets, aggravating the spread of AIDS by use of unclean needles and misleading children by a false association which renders all drug types equiva-

lent. He argued that the current policy creates a "class of innocent victims" since drug addicts must often commit violent crimes to procure a means to pay for the artificially high priced drugs they need.

Dershowitz suggested that a slow and gradual process of decriminalizing drugs would be an improvement in policy and would result in less harm to society. He conceded, however, that serious problems would persist. Dershowitz stated his disbelief of any scheme to interdict the supply or to eliminate substantially the demand for drugs through legal sanctions.

Conversely, Burnley charged that "decriminalization is simply giving up," and argued that "we need to look for additional mechanisms which deter and discourage the use of narcotics rather than eliminate the sanctions that exist even though they may be imperfect." Defending this position, he explained that it has been a mistake of recent history to pursue and convict only drug dealers and thereby decriminalize the use of some drugs. The result has been to aggravate

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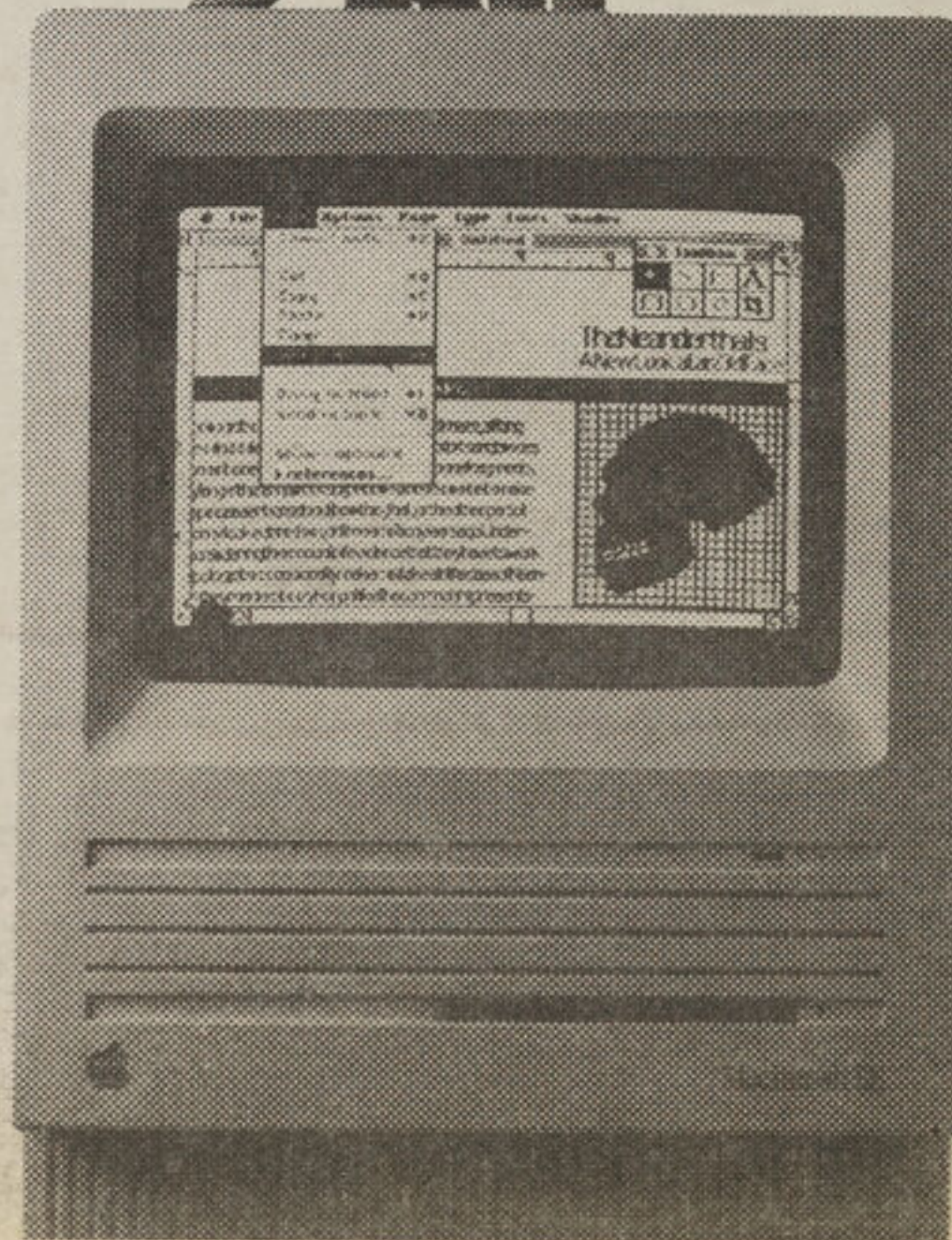
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The Bar Course That Cares.

Judge Says Illegal Searches Up

By Michael Hughes
Staff Writer

"The Exclusionary Rule: Believe It or Not," was the topic of a Federalist Society lecture delivered by Judge Alex Kozinski of the Ninth Circuit Court of Appeals on Oct. 11. An audience of about fifty heard the judge discuss what he said were dilutions of Fourth Amendment protections against illegal search and seizure as a result of adherence to the exclusionary rule.

The exclusionary rule, adopted by the Supreme Court in 1961 in *Mapp v. Ohio*, prohibits the use of illegally obtained evidence against a criminal defendant. Although the purpose of the rule is to protect the privacy and property rights of all citizens, Kozinski theorized that the rule may have the opposite effect of forcing judges and prosecutors to restrict constitutional protections in order to convict blameworthy defendants.

The judge illustrated his thesis with examples of the "hydraulic pressure" exerted by the exclusionary rule, whereby a court will approve a warrantless search in order to admit evidence necessary for a conviction. He claimed that this pressure has led to the approval of warrantless searches of cars, mobile homes, inventory lists, bank records, and phone logs.

As an example of the type of search that

troubles him, Kozinski cited *U.S. v. Nates*, in which he dissented from a decision upholding the right of federal agents to search luggage on international flights. Kozinski indicated his discomfort with the logic behind such approvals, which seem to downplay privacy interests in the effort to admit the evidence. According to Kozinski, the rule is an example of a "Blackstone effect," where an overly severe penalty is less effective than an appropriately tailored one due to the reluctance of courts to impose it.

When asked what alternative approaches might ensure protection of Fourth Amendment interests, Kozinski suggested that new measures for getting damages and administrative remedies might be effective techniques against excessive searches. He also proposed that a more limited exclusionary rule, with a "shock the conscience" standard, would more effectively protect privacy rights.

Kozinski emigrated from Romania at age 12 and graduated first in his class from UCLA in 1975. He clerked for Judge (now Justice) Anthony Kennedy in the Ninth Circuit and for Supreme Court Chief Justice Warren Burger. After several years of private practice, Kozinski worked on the Reagan presidential campaign and for the Reagan administration. From 1982-85 he served as chief judge of the U.S. Claims Court, joining the Ninth Circuit bench in 1985.

Dershowitz Attacks Drug Law

(continued from page 1)

the drug problem. "We have realized we must strictly enforce the existing statutes to curtail demand," Burnley stated.

The Secretary argued that a substantial number of people will try, and perhaps become dependent on, these highly addictive drugs if sanctions are removed. He cited, for example, an addiction rate of 85% with respect to cocaine and heroin and stated that marijuana is far worse than tobacco. Burnley also posited that the use of illegal drugs is a bigger problem than alcohol in the railroad industry and the use of drugs in general is directly related to many fatal accidents in the

transportation industry.

Dershowitz countered that his suggestion entails, first, medically administering heroin to mainline addicts. This will eliminate their need to pursue pernicious crimes to acquire this drug, he said, adding that direct administration, as opposed to giving prescriptions, diminishes the possibility of other abuses. Second, he proposed decriminalizing marijuana in conjunction with strict enforcement of laws which proscribe driving under the influence. "At this point in my plan I believe mandatory drug testing will be necessary for those in safety-related positions. Also, readily available rehabilitation and education programs are essential."

Dershowitz said the issue of "marijuana is most trivial" as "not much turns on it. Cigarettes cause much more damage, and the social dangers of decriminalizing marijuana are not that great." He conceded that cocaine and crack present very different and complex problems, but argued that if decriminalization of heroin and marijuana is successful, then perhaps for the same reasons these drugs should be decriminalized. Dershowitz concluded that "laws on drugs are not only ineffective, but also substantially increase the problem."

Burnley proposed more spending on rehabilitation and education programs and advocated drug testing for individuals in key safety positions. He argued that the incidence of violent crimes not involving a monetary motive "are most frequently committed by perpetrators under the influence of drugs." He stated that the use of drugs is "converting values and children are led to believe there is glamour in drugs."

Burnley argued that we should attempt to decrease the demand for narcotics by enforcing the existing laws on all users. "Zero tolerance includes the middle class social user which is something we have not done," the Secretary stated.

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Harvard Law Record

Volume 87, No. 5

Jeff Gershowitz
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Editorials

Allow Death With Dignity

While the question of when life begins has attracted enormous attention since the Supreme Court's decision in *Roe v. Wade* in 1973, the state courts of America have relatively quietly been undertaking a simultaneous massive reconsideration of the question of when life ends and the issue of an individual's right to die with dignity. These decisions have for the most part expanded individual choice by allowing seriously ill patients, through their guardians, families and doctors, to terminate care when they can show that the patient would prefer death to a sustained helpless existence. Such decisions typify the trend of legal developments protecting and encouraging self-autonomy and respect for the individual in what is an increasingly inhumane and unfeeling society.

Unfortunately, a decision by the New York State Court of Appeals this past week turns against this trend and appears to be a step back to the regime of judicial usurpation of individual choice. In the case of *Westchester County Medical Center v. Hall* the court forbade an incapacitated, institutionalized elderly woman and her children from discontinuing the woman's life support, despite her earlier statements that she viewed such treatment as "monstrous." The court, while paying lip service to the patient's right to choose to end her own life, adopted a "clear and convincing" standard of proof that all but forecloses the exercise of self-choice in most cases.

The court's suspicion of any prior oral statements of intent by the patient and its reluctance to credit these facts in determining the patient's intentions means that only those select few patients with the knowledge and foresight to have drafted a written "living will" or to have addressed the precise medical situation that eventually arises will be able to exercise free will and end lives they feel are not worth living. By looking skeptically at oral statements because the individual might have undergone a change of heart or because such statements were uttered as a reaction to a similar troubling situation befalling another, the court is refusing to recognize the patient's true will as expressed at the only time most people ever really begin thinking about their inevitable mortality.

While the court argues in its support that "no person or court should substitute its judgment" for that of others as to the question of life and death, that is exactly what it is doing. By requiring nearly supernatural foresight or a penchant for putting all thoughts into legal documents, the New York Court is discrediting the individual's true preferences, instead propelling itself into the role of reader of the patient's subjective desires and feelings and in effect making, or more accurately refusing to make, the difficult decision that should be the patient's alone.

J.A.G.

On Our New Style

This issue ushers in a new format for the RECORD. It makes a change from our previous newsletter structure to a full-fledged tabloid newspaper style. Those with very long memories will remember that the paper originally appeared this way on its introduction to the HLS campus in the 1940's and through much of its earlier life (including those days when Ralph Nader '58 served as an editor.)

By making this transition we hope to pull our style into the 1980s. We should be more appealing to the eye, presenting a varied front page and our traditional highlights — Fenno, Luke and K.A. — in a sparkling new context. Plus, with additional space, we hope to be able to provide more in-depth news and features pieces and more room for commentary by students, faculty and alumni.

We at the RECORD hope that you, the readers, enjoy the new style and bear with us while we work out any kinks in the transition period. As always, we welcome any comments and suggestions, including critical ones, on our appearance and policies. We'll make the RECORD the best paper it can be.

J.A.G.

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Letters Policy

The RECORD welcomes letters to the editor on any subject from students, alumni and interested members of the law school community. Letters are printed as space provides, and are edited for space and clarity. All letters should include the name(s) and phone number(s) of the author(s). All letters submitted become the property of the RECORD.

All opinions included in letters to the editor, as with editorial cartoons and editorials, belong to their authors and do not necessarily represent the opinions of the RECORD staff.

Editorial Perspective Shocking

To the Editor:

It's too bad that Chris Crain's editorial comment in your October 7, 1988 issue, *Diversity Not Just Head Count*, seems to have been written in all seriousness. The piece would be amusingly absurd if its implications were not so sinister. I was astonished by the cynicism of the suggestion that "perhaps Harvard Law School needs an affirmative action program to recruit conservative students and professors."

Many of my classmates, conservatives and liberals alike, may have been as surprised as I was to learn that at HLS "only one-half of the American political dialogue is represented." Crain's claim alludes to a supposed non-existence on campus of students with right-wing views!

If Crain wishes to set himself straight on the existence of conservative students at HLS, I suggest that he speak to the members of the conservative organizations on campus, or to the staff of the *Journal of Law and Public Policy*. Alternatively, Crain might attend any class at HLS, where he is likely to hear able representation of conservative viewpoints by students and, often, by the instructor as well.

In fact, Crain's apparent belief that right-wing views are ineffectively represented on the faculty is egregiously in error. Over the last five years, 1984-88, a total of four tenure appointments have been blocked by HLS faculty members, all four as a result of organizing by the right-wing professors of whom he apparently feels we need more. You can't get much more effective than that.

Minority students, likely to already feel somewhat alienated by an elitist institution where white, male professors predominate, may not be overly charmed to read that HLS should start an affirmative action program for conservative students, many of whom presumably are of the white male persuasion. This was an unprofessional and insulting suggestion to have printed. I hope that in the future, the RECORD will exercise more responsibility in the editorials it chooses to publish.

Jeff Svoboda, 1L

Letters To The Editor

Coalition For Diverse Faculty

To the Editor:

Last week's RECORD editorial, entitled *Diversity Not Just Head Count*, contained a serious misconception about the Student Coalition for a Diverse Faculty, a misconception that appears to be shared by quite a few people at HLS. First and foremost, the Student Coalition for a Diverse Faculty was formed last April solely to coordinate the efforts of six student organizations — the American Indian Law Students Association (AILSA), Alianza, the Asian American Law Students Association (AALSA), the Black Law Students Association (BLSA), the Committee on Gay and Lesbian Legal Issues (COGLLI) and the Women's Law Association (WLA). The Coalition, from its inception, claimed only to represent the shared interests of the six member organizations — primarily, to increase the presence of women and minority faculty members at HLS. The Coalition never claimed, or desired, to have the last word on "diversity." (I might add that Coalition representatives even labored at length over how the Coalition should be named, so as not to include the word "diversity," since the word "diversity" appeared too over-inclusive. The Coalition thus went for months without a specific name and eventually came to adopt "Student Coalition for a Diverse Faculty" only after great numbers of HLS students constantly referred to the group as "the Diversity Coalition.")

Coalition representatives from the six member organizations felt strongly that the Coalition was ill-equipped to address all the concerns of the general HLS student population that pertained to political or ideological diversity. The Coalition therefore maintained a consistent policy in excluding members from the Harvard Society for Law & Public Policy (the Federalist Society) as well as from the *Civil Rights-Civil Liberties Law Review*, the Harvard Chapter of the National Lawyers Guild and the Critical Legal Studies Reading Group. Instead, the Coalition explicitly encouraged these students to form a separate coalition on political and ideological diversity, so that their interests could also be advocated to the HLS administration and faculty. I find it difficult to believe that the Coalition's actual policies and actions on the particular matter of political and ideological diversity can be interpreted as having displayed any intolerance or hypocrisy.

Sung-Hee Suh, 2L

President, AALSA

AALSA Representative, Student Coalition for a Diverse Faculty

Nesson Criticizes Feedback

To the Editor:

I would like to clarify your report that I am "sharply critical" of HLS for selecting students based primarily on prior academic records and LSAT scores. I am not. I did observe that this historical basis for admissions provided the school with the most easily teachable student body, and that our method of teaching has been devoid of meaningful feedback for students who don't catch on.

My critical point, though, is that regardless of our past practices, HLS's commitment to affirmative action in our admissions policy should also affirmatively oblige us to change our method of teaching: we owe our admittees a clearer statement of what we expect from them, and we owe them meaningful feedback.

Charles R. Nesson '63
Professor of Law

What About The Rest Of Us?

To the Editor:

We do not see the point of the article, *Interesting First Years Arrive at HLS*. While we have found our classmates who spent time supporting human rights efforts in other parts of the world "interesting," we have found our other classmates equally

so — regardless of their ages. We find your definition of "interesting" to be uninterestingly narrow.

Julie Cohen, 1L
Laura Handley, 1L
Sondra Hemeryck, 1L

Next Issue Nov. 4

Conservative Students Feel Alienated By Environment

To the Editor:

Your Oct. 7 editorial and the Law School Council's Oct. 11 decision to deny the Federalist Society representation on the Student Dean Search Committee, which includes two members of the self-selected Diversity Coalition, represent a severe indictment of Harvard Law School, where standing to speak on issues of concern is restricted to those who are able to prove that they are members of some discrete genetically-defined and selectively-recognized minority.

Although the common characteristic of conservative and libertarian students at the law school is neither biologically immutable nor facial, the experience closely parallels the mistreatment suffered elsewhere today and/or in the past by some of the so-called "status" interest groups at HLS.

Once labeled as a "conservative" — as are all of those who disagree with the orthodox left-wing liberalism that defines the political debate at our university — we are branded with epithets that are buzzwords for them to stigmatize us. Often their epithets reflect a pragmatic political doublespeak, as we are labeled

with terms whose meanings are the antithesis of our beliefs. We labor under the demagogic presumption that being "conservative" means *opposing* diversity, although we are the ones holding principled visions of a "status"-blind society. This confusion of labeling strengthens their chokehold on the school, because students are acculturated to label anyone who contradicts the orthodoxy and subsequently discount her opinions.

We receive little or no support from the faculty, and our efforts to sponsor speakers are frustrated by a budgetary process that favors "their" minorities and defeated by a bizarre ethos that authorizes shouting down and intimidating advocates of "our" opinions. The situation is so twisted, I submit, that the term "conservative" evokes more opprobrium than "communist" at Harvard Law School.

The consequences on the alienated individual are significant. We must choose between adopting the "politically correct" liberal orthodoxy and learning to sound like them, remaining silent and distancing ourselves from the institution, or speaking out with the understanding that others' evaluations of our opinions will be

colored by the prejudice they attach to our label, and that mistakes we make will be enhanced by association with others of our label and treated as indicative of the inferiority of our group.

Our inferiority is emphasized by the law school's administration, which has explained that our underrepresentation in the student body is a consequence of our disproportionate inability to meet their standards, which we suspect — not without some evidence — are biased against "us." Yet we believe that those who share our views — here and elsewhere — are on average at least as worthy as them, and we observe that leading exponents of our perspective are teaching and writing at other institutions. Hence, we become convinced that to be a "conservative" at Harvard Law School, one must be, to borrow a hyperbolic phrase, *twice as good as the average*.

Our mutual alienation leads us to seek empowerment through association with others sharing "our" often-diverse views. We agonize over what to tell other non-leftists who are considering attending Harvard, torn between our loyalty to the institution and recognition of its poten-

tial and our suspicion that they will find other law schools to be more responsive.

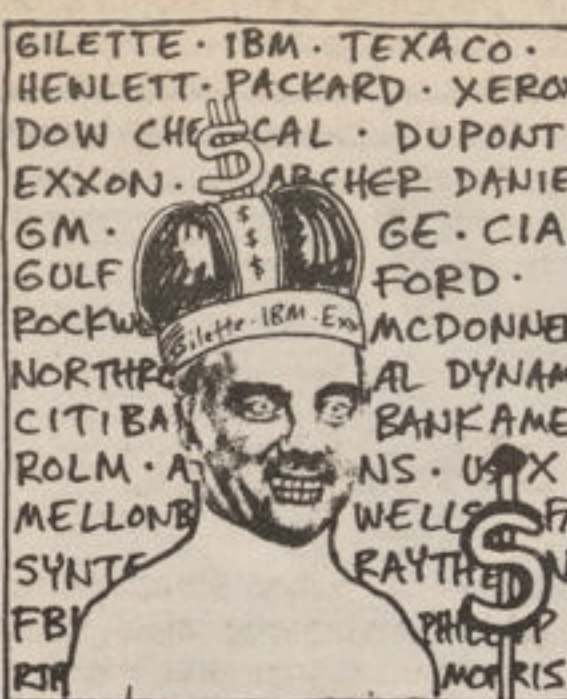
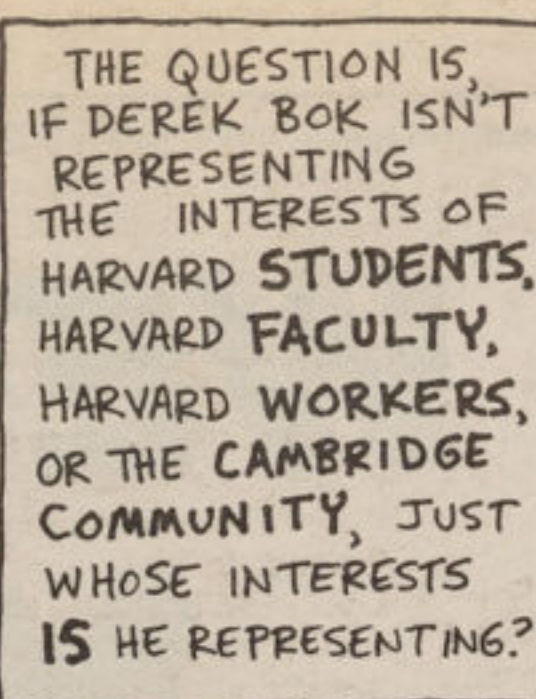
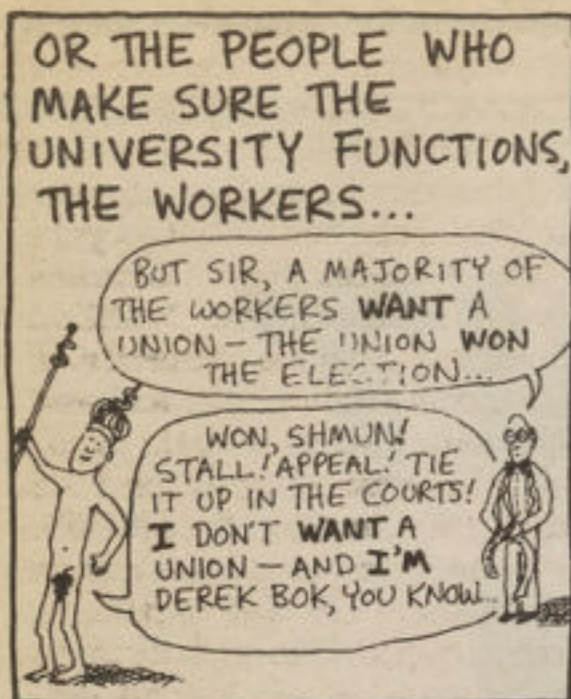
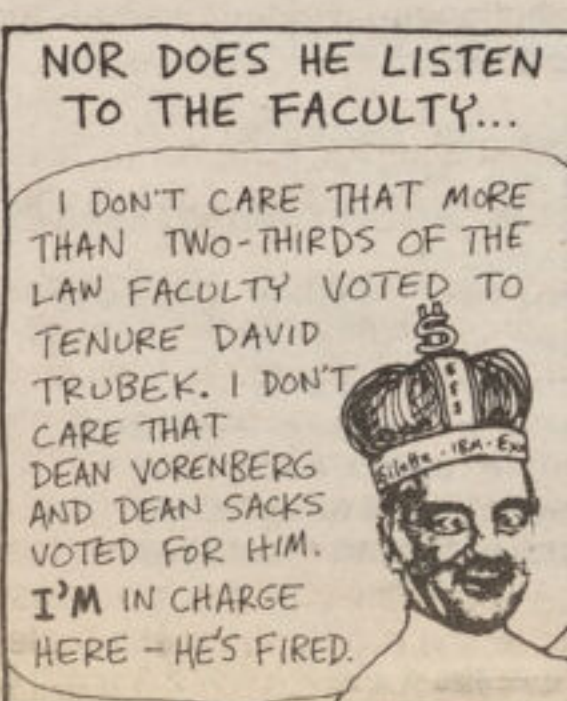
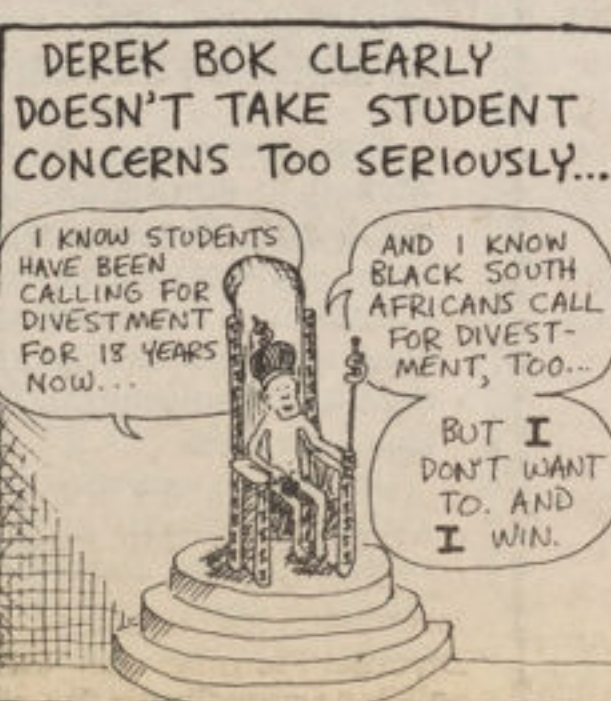
The machiavellian advantages to "them" are the vindictive gratification of subjecting us to the intolerance that they blame people of our label of having inflicted on them and the smug self-satisfaction of majoritarian agreement. The disadvantages are that bridges go unbuilt and opinions go unchallenged, dampening the vigorous intellectual debate that otherwise characterizes academic institutions. Many of them do not understand our opinions and hence are unprepared to deal with a nation that does not share their views. When they are accused of being intellectually out of touch with the American public, in their outrage they overlook the simple reality in which they revel: they are not *in touch* with mainstream American opinion. But they enjoy their insulation and their unique opportunity to disenfranchise "us," the loosely-defined but carefully-labeled minority.

Unfortunately, the walls they build envelop them. Perhaps it is just as well that they leave us on the outside.

Rod J. Rosenstein, 3L

HLS, Inc.

By Luke Cole



Fenno

Halloween night. Silhouetted figures slipped deftly among the trees and automobiles as wine-red and golden Autumn leaves crushed softly beneath Fenno's feet. Fenno stood stock-market still when he noticed an eerie orange glow emanating from the Monster COOP.

Fenno approached the Coop and admired the statue-like presence that loomed over the entry-way. "Where's his head?" he called across the aisle to the cashier, a tall, thin, pale man wearing a cape and fangs.

"What can I do to you?" hissed the salesman, drooling profusely down a hoary beard that trailed behind him like a bride's train.

"Great costume, Rusty. I want to buy a tape," Fenno answered confidently. "The Legend of Sleepy Hollow."

"Our Record and Tape Department is in the next building, across the enchanted dark alley out back."

"Thank you," said Fenno. And turning around, he noticed that the headless doorman was nowhere to be seen.

Fenno could hardly recognize his fellow law students, professors and alumni as they prowled about the alley-way masquerading as decent, hard-working, honest men and women. "Settle or Sue" they all seemed to be saying, as they held out their hands and lined their pockets with goodies. "I'll see you in court," said one greedy upstart whom Fenno turned away empty.

Minutes later, leaving the Record and Tape Department with his purchased possession, Fenno casually remarked to the cashier, "Groovy pumpkin you got there on your shoulders." Before he reached the Down escalator, however, he heard a wild laugh. Looking back, he saw the cashier holding the pumpkin under his arm and no head on his shoulders! WHOOSH! Fenno flew the COOP.

When he reached the alley, now as lonesome and quiet as a graveyard, the headless doorman met him, pumpkin head held high in his right hand. "Ha Ha Ha Ha Ha."

"Booooooooooooooooooooo!" cried seemingly the four winds, as Fenno gallumped down the alley. In no time his footsteps were tracing the brass hoof prints of John Dawes' famous steed in the sidewalk on Mass Ave. Exhausted, Fenno staggered and leaned his hand on the iron fence guarding the cemetery by the Old North Church.

BAM! The pumpkin head knocked Fenno on the knogen and sent him flying over the rail, where he banged his head on a tomb stone, engraved Brohm Bones, and fell asleep for a hundred years.

Deadlines

By K.A.

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**TED FOR HLS DEAN
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Ted and Jackson: the best of friends

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Jorge A. Ramirez	Issues Advisor
Glenn S. Kaplan	Public Relations Director
James W. Lee	Treasurer
Rudy Rodriguez	Minority Issues Advisor
Susan C.V. Jones	Image Consultant
Tom R. Wilson	Faculty Liaison
Rhonda J. Vosdingh	Women's Issues Advisor
Lisa S. Dorushkin	Tall Blond Chick
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"Jerry" Leger	Roscoe Pound Liaison

Stop The Search! Students

By Liz Askey
Staff Writer

Whether he's schmoozing with world leaders, carousing with Princess Di, or delivering babies, this eager young man's smiling face leaps out at you from bulletin boards all over HLS. His name is Ted, and he's running for dean.

The "Ted for Dean" campaign was the brainchild of a group of Ted Schulman's, 2L, friends who, after learning that faculty members were campaigning for the position, felt that the student body needed a candidate who was in touch with the day-to-day problems and anxieties of students, according to Jorge Ramirez,

people only kiss babies — Ted delivers.

Ted's most significant image is that of "The Juggling Dean," according to Jones. "We think it is important to have a dean who can juggle within the law school community," Jones said, metaphorically referring to the need to balance the concerns of such interests as Critical Legal Studies and the opposing Right Wing. "He can also pull quarters from behind people's ears, which is personally what I expect from a dean," Jones commented. She felt this talent had great potential for sprucing up the traditionally dull dean's speech to 1Ls each year.

Despite his youth, Ted's accomplishments and experience speak for themselves.

"I've got just as much experience as Justice Story did when he was elected dean..."

2L, Issues Advisor. "All eyes fell on Ted," Ramirez said. "The problem with the more mature candidates," he added, "is that they are out of touch with students' concerns and afraid to break with 140 years of tradition." "We figured Ted was the right person for the job, and we just needed to give him an extra push," echoed Campaign Manager Scott Megregian, 2L.

The somewhat shy Ted, however, wished to emphasize his strength as a candidate. "Some people accuse me of being a programmed candidate, a robot, a puppet of my campaign staff. That is absolutely untrue. Speak to Susan Jones, my Image Consultant, for my position on that," he said.

Jones, 2L, was very enthusiastic about Ted's candidacy, and emphasized the various images Ted has to his advantage. "Ted's a very diverse person," Jones stated. "For example," she added, "some

self, his staff emphasized. "Ted's just as good a candidate as anyone else who is running and just as qualified," Megregian stated. "He's a student in touch with students, and he looks good in pictures," he remarked.

Referring to his qualifications, the candidate remarked, "Some people think I want to be dean just to pad my resume. I mean, it would look good walking into an interview and saying you're the dean of Harvard Law School. However, I really do believe I am the best person for the job. Hey — I've got the experience. I've been in law school for one year. I've got just as much experience as Justice Story did when he was elected to the deanship." Ted's opponents contend, however, that "Ted is no Justice Story."

Among the big issues to be addressed by the campaign, according to Ramirez, are tolerance for different views and opinions, diversity in course offerings as well



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Students Want Ted For Dean

as in faculty, and increased interaction between the faculty and students. "We'd like to see professors as O-Group leaders," Ramirez said.

Minority issues also top Ted's issue list. "Ted is very sympathetic to the concerns of minorities at HLS," stated Rudy Rodriguez, 2L, Ted's Minority Issues Advisor. "Ted's approach to minorities," Rodriguez stated, "is the more the better. If the minority became the majority, then Ted would be truly happy." He was quick to reassure voters that should this goal be achieved "the [current] majority has nothing to worry about because Ted will see to it that an effective affirmative action program will be instituted for members of the former majority."

"Ted has also pledged to use affirmative action for the aged in his cabinet appointments," stated Jerry Leger, 2L, Mature Students Liaison. "Ted recognizes that the elderly in our society will probably have a lot of power someday. He's a man for today's generation — a very politically savvy guy."

Women's issues are also important to Ted. According to Women's Issues Advisor Rhonda Vosdingh, 2L, "He likes women. Some of Ted's best friends are women." Vosdingh added that Ted hopes that the campaign will improve his social life at HLS, and that once he is in office he will be able to work on making HLS men more attractive to and attracted by HLS women.

This strategy seems to be working already. "The reason I'm involved in Ted's campaign is because I think he's a really cute guy, he's in favor of increasing dating on the law school campus, and he's the only candidate that would include my name in the campus posters," stated Lisa Dorushkin, 2L, Tall Blonde Chick. "He promised me a date if he wins," Dorushkin added.

When asked about the mysterious disappearance of Ted for Dean Campaign posters from HLS bulletin boards, Me-

gregian responded, "We think the faculty candidates are running a terror campaign against us and are running around at night tearing them off the walls. I think it was the horse's head Ted found in his bed that tipped us off."

However, Tom Wilson, 2L, Faculty Liaison, stressed that Ted is quite popular and well-liked among the faculty. "We have reason to believe that there is a great deal of support for Ted among the faculty, but that they are afraid to come out and openly support him," he remarked.

Students especially love Ted, according to his staff. "Ted's out there mingling. He's hard to stop," said Dawn Ross, 2L, the campaign's Enforcer. Her job as chief security officer is particularly difficult, she said, because "there are all kinds of nuts out there." Ted added that he has difficulty getting to class on time because he is constantly besieged by admirers. He says he does his best to fulfill their wishes. Meanwhile, Treasurer James Lee, 2L, handles all bribes and kickbacks.

The campaign's immediate goal is "effective media saturation," according to Megregian. "Ted's a high visibility candidate," he stressed. T-shirts may be in order, said Ramirez, who also hopes to get the top contenders together soon for a debate. "We need to give the students a chance to meet Ted and discuss the issues," he added. Ramirez said the staff is considering holding a mock balloting within the next few weeks.

Ted's supporters are optimistic about his chances of being the next dean of Harvard Law School. Jones remarked, "I think we've got a lock on the 1500 student votes." Regardless of Ted's chances, Public Relations Director Glenn Kaplan, 2L, pointed out that the campaign is "a great way to let off some tension."



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(continued from page 1)

rights, the homeless, the death penalty and sanctuary for illegal aliens. Phillips, who worked in South Africa during her first summer, plans to continue her work in poverty law and international human rights after graduation, and has applied to work in the Legal Action Center for the Homeless in New York.

While praising SFF, Phillips said she thought it was rather "ironic" that the only funds that were available to her from the school came from SFF. "I was denied a work-study grant from Harvard, because all the funding went to ILs," she said, adding that SFF had to "pick up the slack" in HLS's funding for public interest work. "Had it not been for SFF, I don't know what I would have done this summer," she said.

Although HLS approved his work-study program, Barry Fisher, 2L, says he would not have been able to work at the Southern Prisoners Defense Committee (SPDC) without the help of SFF. Through work-study, the federal government pays 60%

of a student's salary when the employer contributes 40%. "The problem is, many employers can't pay" even that portion, said Fisher, adding that SPDC does not have many funds but has an enormous amount of work to do defending people on death row. "SFF came through," however, by paying the employer's share of his work-study, Fisher said.

In spite of the huge success of last year's Phone-a-thon in raising pledges to pay for the grants of all 47 applicants, SFF's work is not yet at an end, according to Winterer. "Now we're trying to get people to follow through on their pledges," she said. Although most students did fulfill their pledges over the summer when SFF sent out its collection forms, Winterer said that the SFF committee still hopes to receive payments from many students who have not yet contributed their pledge money.

In addition to the funds from students, SFF plans to receive contributions from over seventy law firms which have agreed to match the contributions of their summer associates. These "firm matching" funds may turn out to be quite substantial, according to Hadden. Hadden reports that during last year's Phone-a-thon, one student caller "screamed" with delight when a student pledged a day's pay from summer work at Cravath, Swaine & Moore in New York, one of the firms participating in the firm matching program. Hadden said that SFF will send letters reminding the participating firms of their commitments sometime in November when SFF should have all the details on the students who fulfilled their pledges.

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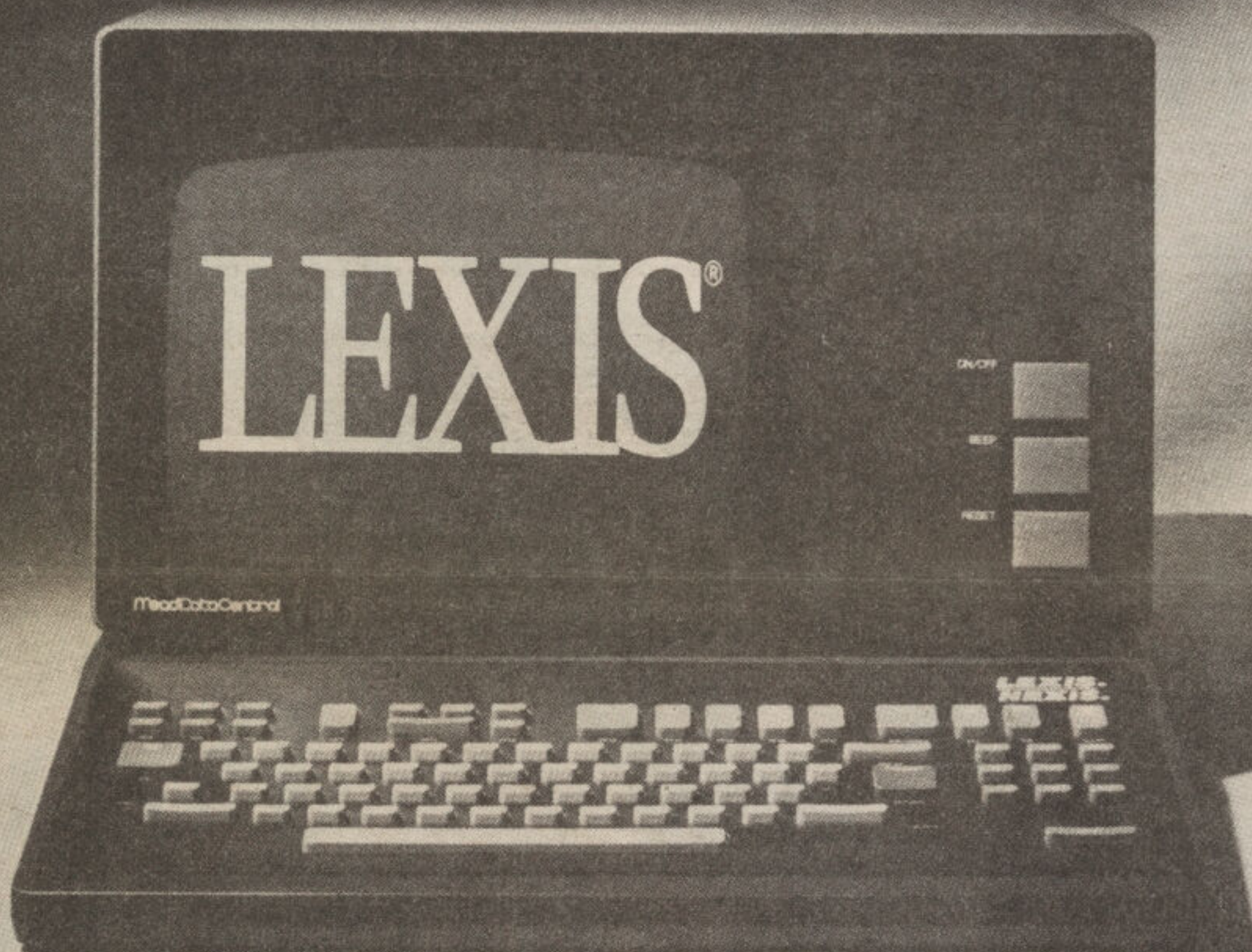
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