



1Ls Spur Major Changes in WLA Structure

By Victoria Kuohung

The Women's Law Association this week dramatically revamped this year's two-chair system into a governing board of about 20 members, following a proposal initiated by several 1L women.

The board, which oversees WLA's eight new committees, replaces outgoing Co-chairs Tamara Jones '95 and Cindy Chandler '95.

The committees include Academic Affairs, Alumnae and Professional Relations, Social Programming, Outreach, Political Action, RECORD Liaison, 1L Coordinators, and Administrative Coordinators. 1L representatives drawn from each section of the incoming class will also join the board next fall.

According to Elizabeth Brown '96 — one of three chairs of Alumnae and Professional Relations Committee — about 15 to 20 1L women helped plan WLA's new structure. She said those involved in reorganizing WLA were motivated by the alienation they felt from the group this year, and thought a committee system would increase participation in WLA.

"[We] wanted women to feel more comfortable in the school," she said. "[The reorganization] wasn't meant to be an attack on WLA. For 1Ls, WLA didn't seem like it played a part in our lives as much as we wanted it to.

"The main way to change the administrative structure

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University of Pennsylvania Law Professor Lani Guinier gave the keynote address at BLSA's spring conference last Friday.

Guinier: "The First Lesson of Democracy is Dialogue"

By Ketanji O. Brown

The woman whose heavily criticized writings cost her a job as the assistant attorney general for civil rights finally had a chance to speak last Friday. Lani Guinier, professor at the University of Pennsylvania Law School, addressed a crowd of nearly 600 in a Kennedy School Forum as the keynote speaker of BLSA's Eleventh Annual Spring Conference.

"I was explicitly admonished not to speak as a courtesy to the Senate prior to the confirmation hearings," the former nominee said. "While I remained silent, the media and those who opposed my nomination took control over my image. Like the welfare queen, the 'quota queen' was a racial stereotype and an easy headline looking for a person."

Guinier, whose nomination was made and then withdrawn

by President Clinton in the spring of 1993, is a graduate of Yale Law School who has worked as special counsel for both the Civil Rights Division of the Justice Department and the NAACP Legal Defense & Education Fund. As a tenured law professor, she has written several articles that challenge the electoral system and advocate restructuring voting rights.

Guinier said her seemingly "radical" ideas about proportional representation in a democracy are actually rooted in a traditional, Madisonian fear of tyranny of the majority. The current system of winner-take-all majority rule is "a zero sum solution," she said, that discourages participation by minority groups and turns government into a self-interested and unaccountable monopoly. The underlying principle, Guinier said, is that "fair play in a multiracial democ-

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Wolfson Wins \$201 in Suit Against LSC

By April Rockstead

The Law School Council owes Tina Wolfson '94 \$201 for books it failed to return to her and \$14 in court costs, according to a ruling issued last week by a small claims court magistrate.

Although Wolfson originally filed suit for \$500, she used that amount because she wanted to file quickly and it was the maximum she could ask for in her small claims suit, she said. After first revising the claim to a "rough estimate" of \$363, Wolfson said she agreed with a final LSC evaluation of a list she presented them in the fall that valued the books at about \$280.

"They're still \$80 up on me," Wolfson said of the judgment for \$201, but she added she was pleased with the outcome for the most part.

"It's a triumph of truth and justice over the forces of evil," she said, adding, "I still have to enforce the judgment, though."

The Law School Council voted this week to investigate appealing the judgment, said John Bates '95, a council representative.

"We didn't find a valid basis for the magistrate's decision," he said.

The council is also concerned that if the outcome is not challenged, it will "set bad precedent," Bates said.

"Too many judgments like this, and we couldn't afford to have a book exchange," he said. "Anyone could walk up and say, 'I gave you \$500 worth of books.'"

No decision has been made to discontinue the book sale, Bates said, but the council has discussed having the sale run by a professional used-book company that would buy books from

students at the outset and then resell them.

"The Law School Council wouldn't make as much money, nor would students," Bates said. "I think we're going to be looking into that, but it's too soon to say we're going to be looking into it for the fall."

Wolfson said she knew the magistrate was going to rule for her when he asked council representatives whether they had attempted to negotiate with her.

"I would have been amenable to looking for my books, but they blew me off," she said.

The council's argument to the magistrate relied on Adviser notices instructing those who dropped off books for the sale to pick up their books or cede ownership to the council, Wolfson said.

"There weren't any surprises," she said. "Their theory was because they published the notices, they could keep the books."

There was initially some confusion as to whether Enu Mainigi '94, the former LSC president, had been named personally in the suit, but Wolfson said Mainigi's name only appeared because the clerk had originally asked her to list a contact person for the organization.

The magistrate entered judgment against the Law School Council as an entity, even though it is not a corporation, Bates said.

"We have a bank account in the name of the council, so it's a rational assumption we could be sued as an entity," he said.

Wolfson said she welcomed an appeal by the council.

"If they appeal, it goes to a jury," she said. "I'd love to get some jury experience."

Temporary Fiscal Trouble Hits Basketball League

By Ray Kahler and Greg Stohr

A cash-flow snafu threatened to derail the HLS intramural basketball playoffs this week, but student leaders say the administrative difficulties that held up the distribution of funds have now been resolved.

"Paperwork" problems delayed the distribution of funds allocated by the Dormitory and Student Affairs Council, according to outgoing DSAC Vice President Heather White '95. Student leaders, including league organizer

Kirby Lewis '94, met with Law School officials throughout the week to ensure that the money would be available for playoff games. Late Wednesday, White said the group had resolved the difficulties, and that the games should proceed on schedule.

"All's well in basketball-land, at least for now," she said.

The Law School implemented a new administrative system for distributing DSAC funds this year, and the funds allocated for intramural basketball had not yet reached the league as of the early part of

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Faculty Recommends Tenure for White; HLS Offers Post to '93 Grad

By Greg Stohr

The HLS faculty has voted to extend a tenure offer to Visiting Prof. Lucie White '81, and an associate professorship offer to another woman, Christine Jolls '93, has received final University approval.

The offer to White, currently a tenured professor at UCLA Law School, awaits final approval by the University's governing board. That process is usually a formality, although on occasion the University has failed to extend offers to candi-

dates approved by school faculty. Sources predicted that White's candidacy would face few if any difficulties in securing board approval.

The sources added that White easily received the necessary two-thirds faculty vote.

Dean Clark '72 would not confirm the faculty vote on White, citing his "longstanding rule" not to discuss appointments until they have been formally extended.

White said Wednesday that she had not yet decided whether she would accept an official offer. She said she would decide in the

next few days whether to stay at HLS for an additional year, possibly retaining her status as a visiting professor.

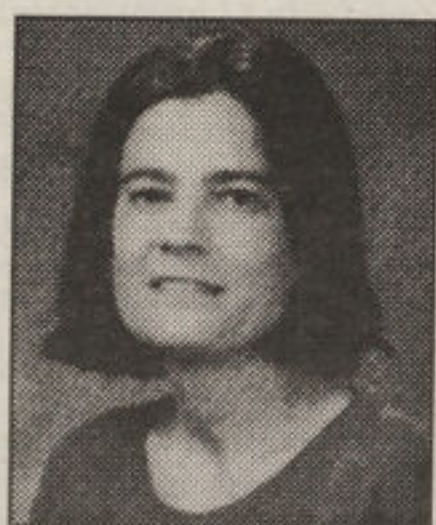
"I would certainly enjoy being here another year," she said.

White said she was torn between remaining at her alma mater and returning to Los Angeles, where she said the opportunities in her field of expertise, poverty law, are particularly appealing.

"I feel very loyal to Harvard," she said. "I feel a real institutional loyalty to this school, which is almost surprising."

"If UCLA weren't such a great school, it wouldn't be so hard for me personally," she

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Lucie E. White '81



Kirby Lewis '94

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Panel Rips Into Pornography Industry

By Jeff Bucholtz

Calling pornography "an institutional form of control" that "sexualizes violence against women," three anti-porn panelists discussed racism and sexism in the pornography industry in a Women's Law Association-sponsored forum last Thursday.

Throughout the impassioned two-and-a-half hour discussion, the speakers drew on their personal experiences to describe the horrors and dangers of pornography. The panel featured Evelina Giobbe, an activist and former prostitute, Gail Dines, a sociology professor at Wheelock College, and John Stoltenberg, author of "Refusing to Be a Man."

After escaping prostitution, Giobbe founded Whisper, an organization dedicated to helping prostitutes, and she spoke of the oppressive circumstances under which most women are recruited by the sex industry. "Prostitutes are typically undereducated and in desperate situations, which makes them vulnerable," she said. "But it's the male supremacist system that ensures there's always a supply of victims."

According to Giobbe, 80 percent of prostitutes begin as children, with the average age of recruitment only 14. Giobbe equated street prostitution with work in pornography, asserting that "porn can't exist without prostitution. The acts are identical, and so is the identity of the victims."

"Porn is the technological recycling bin of prostitution," said Giobbe. "It's absurd to distinguish among the various sex industries, because women are the raw material for all of them."

Dines accompanied her talk with a graphic and often shocking slide show of pictures and cartoons from Hustler and other pornographic magazines. Her

angry lecture discussed how porn reinforces harmful gender stereotypes. "Femininity is constructed as the garbage can of masculinity," she said.

"Hustler tells the reader: 'You're a loser, a cretin who jerks off all day,'" said Dines, "and it turns women into masturbation facilitators who are defined [by the idea] that they're there to be fucked."

Some of the slides depicted bloodied women being beaten or violated by foreign objects, and Dines argued that such sadistic imagery leads "johns" to use prostitutes "to try out what they've seen."

Dines rejected the First Amendment arguments of censorship opponents, retorting that "free speech is the most expensive commodity you can buy." She added that "corporate hegemony controls access to the media, so we don't have the freedom to be heard, which is what true 'freedom of speech' really means."

Giobbe similarly dismissed such arguments, terming porn "speech" made from the flesh and blood of real women.

John Stoltenberg, the founder of Men Against Pornography, joined the other panelists in advocating a "radical human rights perspective" based on Catharine MacKinnon and Andrea Dworkin's writings and proposed anti-porn ordinance, which would create a civil cause of action for women who can prove they were harmed by pornography.

"Our point of view is distinct from

the patriarchal systems of both the left and the right," he said. "The right doesn't like pornography because they're uncomfortable with 'obscenity,' and the left is blinded by First Amendment fundamentalism, which is as dangerous as any other fundamentalism."

Evoking his forthcoming book, "The End of Manhood: A Book for Men of

Conscience," Stoltenberg called on "men of conscience" to combat the "femicide" pervading society. "Whites from slave-holding families and Germans of non-Jewish descent faced the same situation as men of conscience face today," he said.

"Human rights are

being smashed, and [porn's defenders] stand dead in the way of human freedom because they really don't give a damn," said Stoltenberg. He singled out for special criticism "the elitist, sell-out, self-styled feminists now defending pornography and violence against women," calling anti-censorship women such as those who appeared on WLA's first porn panel on Feb. 18 "patriarchy's new 'chicks up front.'"

Stoltenberg repeatedly addressed the audience of law students directly, at one point remarking derisively, "if any of you have an interest in selling out women's lives, you can get a great job in media

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"It's absurd to distinguish among the various sex industries, because women are the raw material for all of them," said Evelina Giobbe.

Lambda Challenges Natural Law Speaker at HLS

By April Rockstead

The Catholic Law Students Association's decision to invite natural law theorist Prof. John Finnis of Oxford University to campus this week drew fire from HLS Lambda, whose members called the speaker's presence here "a slap in the face" to gays and lesbians in the community.

Lambda objected to Finnis' testimony in favor of the controversial Amendment 2 in Colorado, an initiative to restrict the ability of municipalities there to enact gay rights laws that was declared unconstitutional in December by a Denver judge, said Co-chair Scott Wiener '96.

"For gay people, this is like inviting David Duke, or a member of the KKK, or someone who is anti-Semitic, to campus," Wiener said.

Wiener read a prepared statement on behalf of Lambda during the question-and-answer period of Finnis' Tuesday night talk in Austin East. The talk was attended by about 120 people, of whom about 20 were Lambda members, he said.

"The blatantly homophobic and hateful views that you expressed during your depositions at the Amendment 2 trial in Colorado undermine the dignity of all people, gay and straight," Wiener told Finnis, "and perpetuate the bigotry that leads to the violence that gays, lesbians, and bisexuals experience every day."

"We regret that the Catholic Law

Students Association has chosen to invite someone into our community at Harvard Law School who has fought so hard to deprive gays, lesbians, and bisexuals of equality before the law."

CLSA President Tom Fallati '95 said that CLSA sponsored Finnis' talk on natural law because "that's a topic not often addressed at the Law School," and the purpose of the talk was not to engage in a dialogue about Finnis' view of homosexuality.

"As to how it was carried out, [Lambda's] statement was respectful," Fallati added. "I thought that Prof. Finnis' response was also respectful."

Wiener disagreed, saying Finnis' response to the prepared statement "reiterated his homophobia."

Added Wiener, "He said it was ironic that we were called 'gay,' because we led such a sad existence — blatantly, he's just a very hateful person."

Fallati defended Finnis and said Finnis' intent was not to single out homosexuals, but to assert the right of a community to promote sexual acts within marriage while condemning sexual behavior outside of marriage.

"In general, Prof. Finnis is not an extremist," Fallati said. "He in fact opposed the decision in *Bowers v. Hardwick*." While acknowl-

edging that Finnis' views were antagonistic to some, Fallati said Finnis should still be

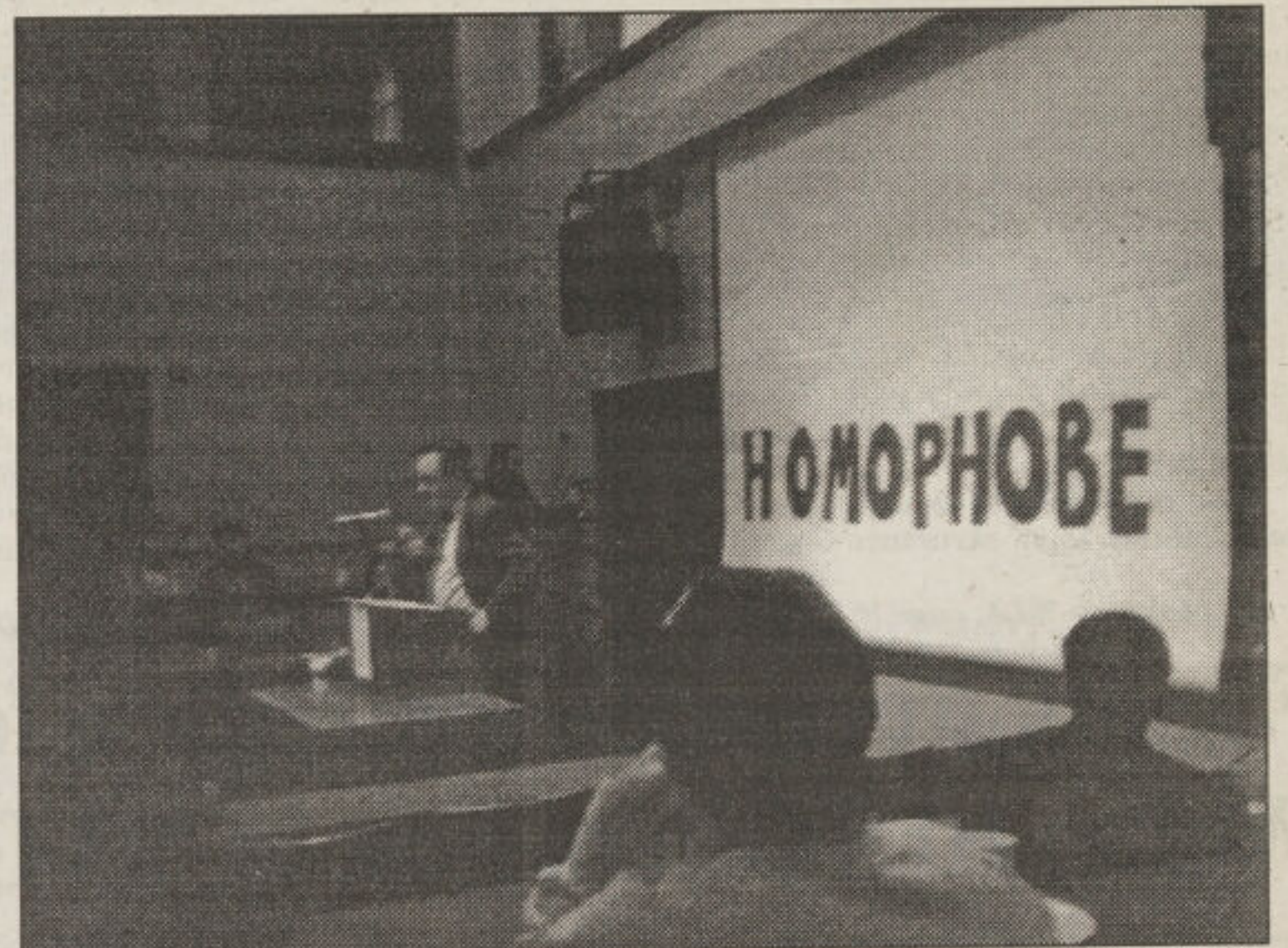


Photo Courtesy of Brad Sears

Prof. John Finnis' speech was interrupted by a sign lowered by an unidentified person. Although many Lambda members were present, the organization officially disclaims involvement in the visual protest.

heard.

"The same forum that brought Finnis also afforded everyone present, including Lambda, the opportunity to express their opinions," Fallati said. "We should not try to silence people for holding certain ideas."

The bulk of Finnis' presentation was a "defense of the position that there are moral absolutes knowable to man" and a critique of consequentialism, Fallati said.

Wiener said Lambda was not officially involved in another incident during Finnis' presentation that consisted of an unidentified individual lowering a backdrop bearing the word "homophobe" and leaving the room, but that "it was fair to say that most of the members" of

Lambda who were present agreed with the message.

"I was very pleased when that happened," said Adam Cohn '95 of the incident, adding that the fact that people in the audience applauded Finnis' remarks demonstrates that many are less willing to defend gay rights than they would those of other traditionally marginalized groups, such as racial minorities.

"It just hit home to me that even though most people here say they are for gay rights, when it comes to showing it, they're not willing to lift a finger," Cohn said.

"When somebody says something homophobic, people say, 'That's a legitimate moral opinion.' I find that despicable."

"For gay people, this is like inviting David Duke, or a member of the KKK, or someone who is anti-Semitic, to campus," Scott Wiener '96 said.

Panel: Key to Human Rights Is Enforcement

By Frank Morrow

The future of human rights depends upon the strength of international enforcement mechanisms, said Prof. Henry Steiner '55 at an international law conference this weekend.

Steiner participated in an international human rights panel discussion as part of the Graduate Students Second Annual Conference, "International Law at the Turn of the Millennium." The human rights panel, one of three scheduled discussions, attracted about 60 people to Langdell North Middle Saturday afternoon.

The panel consisted of Prof. Savitri Goonesekere '63, head of the Open University of Sri Lanka's law department and visiting fellow at Harvard Law School, and Steiner, director of the Law School's human rights program.

"Buying into the norms has been a relatively painless process," Steiner said, explaining that some 120 nations have signed human rights accords.

Goonesekere called for an international consensus on the status of women's rights to eliminate gender inequalities.

Human rights strategies have failed to address social inequalities for women because of "the mystification of the family," said Goonesekere. "The concept of the family will need to be modified."

Without a real commitment to economic rights, especially to non-discriminatory employment practices, equality for women cannot be achieved, she said, adding that the maintenance of women's rights requires political enfranchisement.

"You cannot tell women 'yes' to economic rights and social rights, but 'no' to political protest," she said.

Goonesekere also called for the inclu-

sion of private actors in the human rights debate.

"If you have a strategy of human rights that focuses solely on state violations, your rights are virtually insignificant," she said.

Steiner stressed the need to enforce existing human rights agreements by empowering international organizations to enforce them.

"Until [current agreements] become programmatic, until they are given some bite, the field will remain a shambles and be little more than rhetoric," he said.

In part, lax enforcement may stem from a self-preservation instinct. Steiner cited the crises in Bosnia and Rwanda as situations that induce outsiders "to revert to the instinct, 'Let's take care of ourselves.'"

Steiner also stressed the importance of viewing human rights issues "contextually." He cited population control, ecological degradation, and political instability as crucial issues in an effective strategy to international human rights.

When audience members pressed the panelists on the issues of population control and infanticide, Goonesekere called for interventionist policies to protect female infants, particularly in China and South Asia. Describing the western reaction to sex-selected abortions as one of "horror," Steiner labeled the issue of procreation as "the most divisive in human rights."

Steiner both moderated and participated in the discussion after Clarence Dias, president of the International Center for Law in Development, and Prof. Jonathan Mann of the Harvard School of Public Health were unexpectedly unable to attend the conference.

The day-long conference also included panel discussions on arms control and international environmental law.

Do You Recognize this Man?



AP Photo/Brought to the attention of the RECORD by Russ Shattuck
Prof. David Wilkins '80 mingled with (other) beautiful people when he attended the wedding of model Jill Goodacre and jazz singer Harry Connick Jr. in New Orleans last Saturday. Wilkins' wife (not shown) is Connick's manager.

HARVARD LAW SCHOOL DRAMA SOCIETY



Directed by Kate Arms
Produced by Audrey Henninger

Ames Courtroom
April 21 & 22, 8:00 p.m.
April 23 2:00 p.m. & 8:00 p.m.

White Offer Likely

continued from FACULTY, page 1

added. "But it is. Leaving UCLA permanently would be a very hard decision."

White taught Civil Procedure last fall and is teaching Poverty Law this spring. As a student, she worked at the Legal Services Center during its first year of operation.

Fellow poverty law expert Prof. Gary Bellow '60 lauded White's credentials.

"Lucie White is probably one of the most prolific and scholarly clinicians in the United States," Bellow said. "She's both an accomplished scholar and a first-rate lawyer and clinician. That makes her ideal for this faculty."

HLS faces stiff competition for Jolls' services. Jolls said she is currently considering a number of offers, including positions at Yale, Stanford, and the University of Chicago. She declined to comment on the likelihood she would accept the HLS offer but suggested she might not begin teaching until after she completes a judicial clerkship with Judge Stephen Williams of the D.C. Circuit Court of Appeals during the 1995-96 term.

Jolls, who graduated magna cum laude from HLS last spring, is currently

finishing work on her Ph.D. in economics at M.I.T. She said she was most interested in teaching Contracts and Employment Law. Clark added that she could also teach Corporations, Antitrust and Microeconomics.

Clark said he was "optimistic" about the possibility Jolls would accept.

A third candidate, University of Chicago Law Prof. Douglas Baird, declined HLS' offer after he accepted an offer to become dean at Chicago. Clark suggested that Baird, who taught Secured Transactions and Bankruptcy as a visiting professor here in the fall, likely would have accepted the HLS offer had he not been appointed dean.

"That's about the only eventuality that would have prevented him from accepting," Clark said. "People do get these irrational impulses to become dean," he added jokingly.

An offer to another Chicago professor, Anne-Marie Slaughter-Burley '85, remains pending. Slaughter-Burley, who taught two international law courses as a visiting professor here last spring, was also rumored to be a contender for the dean position at Chicago. Clark said she could make a decision as early as next week.

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BRIEFS



Harvard University Provost Steps Down

University provost and number two official Jerry R. Green will return to teaching in the Economics Department as of next academic year, according to a University press release. The release stopped short of calling Green's departure a "resignation."

Green was named to the position of provost 21 months ago, making him the second-ranking administrative official at the University, and the first to hold the title in 40 years. Among projects under his direction was the formation of an academic planning process to organize a capital campaign for the University that was hoped to become the largest such drive ever. According to the Harvard Crimson, observers said Green lacked political savvy and was a "poor fit" for the position.

— From The Harvard Crimson

GQ: Equal Opportunity Ivy Basher

A little more than a year after GQ's John S. Sedgwick penned his scathing "Beirut on the Charles" article, this month's GQ again pillories an Ivy institution — this time, a little-known underdog out of New Haven. Yes, none other than Yale University is beset by a worsening decay in buildings and facilities, a dangerous urban environment and a faculty that is "gradually but surely losing its luster," according to Sedgwick.

The impetus for this month's article, Sedgwick said, was a tenant in Sedgwick's Newton, Mass. house who is an assistant professor at Yale, but prefers to commute the three hours from Newton rather than live in New Haven.

In an interview with the Harvard Crimson, Sedgwick — a Harvard graduate — claimed Yalies' poor reactions to the article only provided the proverbial case in point. "If there's one thing that confirms everything I said about Yale, it's the fact that the only thing people could say back was, 'Oh, of course, you went to Harvard,'" Sedgwick said.

— From The Harvard Crimson

Andy Rooney Praises HLS Professor Posthumously

Television commentator Andy Rooney of CBS' "60 Minutes" last week criticized media attention to the suicide of Nirvana lead singer Kurt Cobain, comparing Cobain's achievements to those of recently deceased retired HLS Prof. Samuel E. Thorne '30 and concluding Cobain came up short. "The length and positioning of the obituaries notwithstanding, I think Professor Thorne made better use of his life than Kurt Cobain," Rooney said. Thorne, 87, was an authority on English legal history. He also served in the Navy during World War II.

Rooney's analysis was decidedly lawyerlike: "If Kurt Cobain applied the same thought process to his music that he applied to his drug-infested life, then it's reasonable for a reasonable person to think that his music may not have made sense, either," Rooney said.

Prof. Ogletree to Moderate Community Service Day Panel

Prof. Charles Ogletree '78 will moderate a morning session of an April 29 panel on "Moving from Homelessness to Individual and Community Employment" for Community Service Day at Noble and Greenough School in Dedham, Mass. The panel will feature notable civil rights activists and community organizers, including City Year Executive Director Charlie Rose and immigration lawyer John Willshire Carrera from Cambridge-Somerville Legal Services Office.

For more information, contact Lawrence Watson, 326-3700, or Dewitt Wallace, 825-4679.

"Latinos and the Criminal Justice System" Symposium Starts Today

The Harvard Latino Law Review Committee will hold a symposium this weekend, April 22-24, that will include panels addressing issues pertinent to the topic "Latinos and the Criminal Justice System: A View from Both Sides of the Bar." Papers presented during the symposium will appear in the July symposium issue of the Harvard Latino Law Review. Appearing at the symposium, among notable judges, professors, attorneys, and HLS alums, will be keynote speaker Ruben Castillo, a partner at Kirkland and Ellis and a newly nominated federal judge in the Northern District of Illinois.

Harvard Endowment Managers Earn Record Compensation

Six top Harvard Management Company (HMC) officials earned at least \$800,000 from salaries, bonuses, and contributions to benefit plans in fiscal 1993 for investing the University's massive endowment, according to HMC's latest tax returns.

With total compensation of \$1,282,545 — more than \$1 million more than that of Harvard President Neil Rudenstine — Jon Jacobson, HMC vice president and equity and portfolio manager, became the highest paid Harvard University official last year. He surpassed 1992's top performer, Dave Mittelman, HMC senior vice president and director of fixed income investment, who was the only top HMC official to see his earnings fall, from \$1,237,874 to \$1,215,898.

— From The Harvard Crimson

Sex Life

"The Pornographer's Grief and Other Tales of Human Sexuality"
By Joseph Glenmullen, M.D.
New York: Harper Collins
248 pp. / \$12.00 paper



By Mike Fischer '95

Book Review Editor

"SEX," writes Dr. Joseph Glenmullen in the afterword to "The Pornographer's Grief," "is sequestered from the rest of life." Not exactly a revelation, to be sure. But the late, great one-track mind of Alysse MacIntyre notwithstanding, it is a truth that receives little attention and seems to merit scant reflection. We cannot even imagine phrases such as "food life," "exercise life," "study life": These terms are absurdities because they segregate bodily activities from the agents who perform and live them. "Sex life," alone, resonates: Sex does indeed have a life of its own. Cabined from our daily round of activities. Separate from our definition of who we are. Kept under lock and key, behind closed doors — where it looms larger than life and yet, paradoxically, remains insignificant.

Or so we'd like to think. And, having read Glenmullen's book, I emphasize the "we." He is, after all, a psychotherapist at our very own Law School Health Services, and reading "The Pornographer's Grief," I certainly encountered a number of people who closely resemble a number of us: People who, precisely to the extent that they have been "successful," can segregate their emotional life as something "other." People who, in conquering the world, have left themselves behind.

"The Pornographer's Grief" tells their — our — stories. Having changed the names and faces to protect the innocent, Glenmullen serves up a selection of case histories from his files — a selection which, to the extent that it focuses on his time spent at Harvard, is inevitably self-selecting as well: His patients are invariably young, generally from comfortable backgrounds, almost all successful. They are professors and investment analysts, marketers and Harvard students, lawyers and entrepreneurs.

Their stories are gripping — in part because they're so well told. Expecting a pedantic, clinical account of sexual dysfunction, I found myself under the spell of a magician. For Glenmullen's tales are also psychological thrillers, requiring a sleuth's finely-honed skills to puzzle out "whodunit." The answers may not be of the traditional "Miss Scarlett in the conservatory with the candlestick" variety, but they are nevertheless surprising. And — given how much of one's self you are certain to recognize in some of Glenmullen's tales — the answers are more revealing and provocative as well.

Hence in the title story, a mind-numbing addiction to soft porn leads, circuitously but inevitably, to a young man's unresolved grief over the death of his father. In another tale, Glenmullen probes beneath a patient's facade as a brash Don Juan to uncover a shy boy, spurned by a macho, emotionally repressed, father. A first-year Harvard student's heart-rending battle with bulimia becomes a gripping generational struggle between a daughter who is trying to break free and a mother who cannot let her go. A woman who stumbles across two men brawling in a store begins a psychic journey which will lead, more than a year later, to a traumatic, long buried episode of childhood abuse.

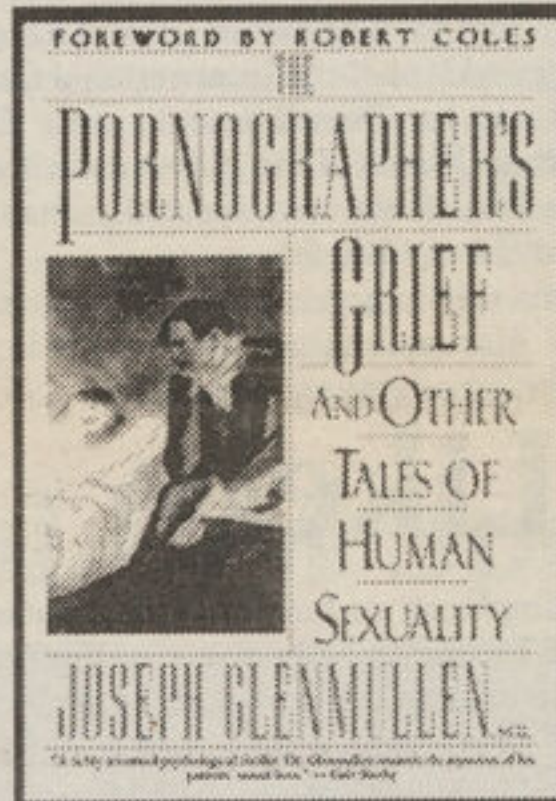
In a refreshing transvaluation of Freud, the sexual themes that play such a prominent role in all of these tales are, nevertheless, not nearly the whole story in any of them. One's sex life, insists Glenmullen, provides ample space for acting out, in highly symbolic and condensed form, tensions and conflicts which may or may not have to do with sex itself. Just because problems are expressed sexually does not make them sexual problems; if sex nevertheless looms large in therapy with so-called successful people it is, Glenmullen suggests, because "sexuality is a place where one's psychological conflicts can find ready expression, relatively cordoned off from the rest of one's life."

Having liberated psychoanalysis from a crude Freudian homology in which sex always means sex, Glenmullen opens up space for exploring connections between the body and the self rather than reducing personality to a predetermined extension of the libido. Bad relations with parents may or may not be expressed sexually; what is certain is that they also have a dynamic all their own. Pressures on the job might change one's sex life; what is even more certain, as a number of Glenmullen's tales poignantly demonstrate, is that the exigencies of life as a 1990s yuppie are cruel in ways that extend far beyond sexual dysfunction. Men and women may never be able to talk to each other, but society's numerous gender gaps cannot be reduced to problems with mutually exclusive expectations in the bedroom.

Sex, in other words, is often a symptom of a problem that, as a first cut, seems only tangentially related to sex at all. In insisting that there is a connection, Glenmullen performs the delicate task of establishing a relation between our bodies and ourselves which simultaneously respects the integrity of both.

Would that he had been equally adept at establishing a relation between this process and himself as its therapist. My one quibble with this book concerns Glenmullen's almost naive faith in the power of psychoanalysis and in his own objectivity. All of his tales bear a suspiciously triumphalist hue: Therapy is invariably successful. Glenmullen himself is consistently unobtrusive and gentle; he uses the adverb "gently" at least half a dozen times to describe how he steers the conversation. Even in a chapter on transference, Glenmullen seems to reject the very possibility of countertransference in himself.

Given the legacy of how Freud manhandled Ida Bauer (Dora) in the infamous "Fragment of an Analysis of a Case of Hysteria," I expected more humility and circumspection. Interpretation is an inherently unstable and dishonest affair; pretensions to objectivity, whether in law or psychotherapy, can play havoc with others' lives. Still, Glenmullen generally decodes the other life — rather than allowing sex to continue enjoying a life of its own — so well that it more than compensates for a subjectivity which is not only intrinsic to interpretation itself, but the prerequisite to Glenmullen's own original readings.



Season Postponed, But Grudge Match Still on Schedule

By Bill O'Dowd '94

Sports Editor

WELL, sports fans, the intramural basketball season has come to a crashing halt at press time. Immediately after the regular season ended, just prior to the beginning of the postseason, the schedules for both the A- and the B-leagues had to be indefinitely postponed due to a lack of funding to pay the referees. Commissioner Kirby Lewis had tried valiantly for over a month to keep the league running, paying over \$800 out of his own pocket during the course of the year. Clearly distraught, the Commish was last seen walking on the roof of

John "The World's Eighth" Wunderli, "Super" Dave Morgan, Mark "Hot" Rodriguez, Jonathan "Out On" Levey, Scott "Look Who's" Cummings "To Dinner," and Rich "The Latin Lover" Marquez. People nominated to the team but unable to attend are Paul "The Incredible Charlie" Chan (committed to attend a friend's wedding), Drew "It Takes" Tulumello (knee injury), and Andrew "Young Man, Go" Westergren (needs to see his girlfriend — for only the fifth time this semester; yes, look up the word "whipped" in the dictionary and you'll see a picture of Andrew).

The team is pretty confident. "Super" Dave Morgan said: "We practiced over the weekend. We had an extra 15 minutes so Lang put in the Tennessee offense."

Boy, things sure must be complicated in Volunteer country. Added "The Latin Lover": "Those human tax exemptions stand no chance. We've got too many weapons. Heck, ever since Mark Rodriguez accepted a job in Miami this summer, he's been carrying a loaded .38." A positively elated Cummings noted: "Hey, I'm just happy to be here. You see, I'm a 1L. But, I've been told we are going to win. Does the fact that I'm on the team mean I'm going to get a nickname?"

It promises to be a whale of a game this Saturday at 2:00 p.m. in the MAC. Unfortunately, a mix-up occurred with the Boston Celtics front office. Instead of sending two basketball players to help with the kid's clinic before the game, two sets of cheerleaders will attend to root on the respective teams. Such a mistake is barely comprehensible. I could have sworn I asked for the players. Honest.

Anyway, there won't be any mistake that this will be a first-class operation this Saturday. DSAC has graciously agreed to provide food and drink for all attending the game (free for the kids, at cost for the adults). The bleachers will be rolled out, the PA system will be blaring rock and roll tunes, the crowd will be getting crazy, and you're going to want to be there. Honest.



Mr. Sports Guy

Langdell.

The good news is that Matt "The Mediator" Henson is on the case. Despite having no formal education on the methods of "principled negotiation" as taught by Roger Fisher and Bruce Patton, Matt has come up with a solution for the A-League that addresses the various interests of the different parties. Each team will be asked to pay \$10 a game to have Lang "Three" Wiseman referee all playoff games. Lang was free to serve because his A-league team, "The Seventh Seal," narrowly missed making the playoffs in spite of a late-season rally that prevented the "Seal" from being grounded without a victory. Matt casually explained his success: "Hey, I'm the point guard for a team of six ball hogs. I have to keep everybody happy, including the guy on the bench."

Matt and Lang will also play key roles in this weekend's basketball grudge match with the Business School. Rumor has it that the B-School "Middle-Level Financial Analysts" have a very good team. Law School All-Star David "Sir Thomas" Morales said: "I've heard these MBA-holes have guaranteed victory. I can't wait to dunk on them!" Great, Dave. We'll all be watching. You heard it here first, folks: Dave Morales has promised to dunk for all fans attending the game.

Other Law School all-stars include

Intramural Basketball Standings as of Sunday 4/17

TEAM NAME

WON-LOST

"A" LEAGUE

9. Emite Romeno	10-1	6. Funky Bandits	6-7
5. Black Plague	9-3	8. The Fun Bunch	4-8
3. House of Style	8-4	4. Lawless	3-10
1. Two-L	8-4	5. The Seventh Seal	1-11
2. Well Hung Jury II	7-8		

"B" LEAGUE

23. AALSA's Year of the Dragon	8-0	28. Team Gooch	3-6
17. The Runs	8-0	18. Two Wright...	2-4
25. Chicano Bulls	7-2	14. Full Tort Press	2-5
11. Mo Knows	7-2	19. No Swiss Cheese...	2-5
26. We're Not Role Models	7-2	21. The Sleestaks	2-5
12. Black Panthers II	7-3	30. Ballbusters II	2-6
27. Death Squad	6-2	13. Joker and the J's	2-6
20. Rare Air	6-2	31. Giant Steps	1-6
15. Break Like the Wind	6-3	29. The Rest of the World	1-6
The J-Men	5-2	16. Below the Rim	1-7
The Grizzers	3-5	24. Black Flag	0-7

Compiled by Bill O'Dowd

FOOD - O - RAMA

Grazing Cambridge



By Ted Cohen '95 and Jonathan Goldstein '95

In our never-ending quest to broaden the gastronomic horizons of the HLS community, we devote this column to what eminent guru Faith Popcorn terms "grazing": that oh-so-90s habit of making a meal out of many little dishes.

Housed in a cavernous loft-like space, **Tapas** (2067 Mass. Ave., 576-2240) doesn't feel like the kind of cozy neighborhood joint where people might meet for snacks before dinner. (Putting candles on the tables and curtains over the windows might help on this front.) And as for food, Tapas has long been stigmatized as Dali's second cousin. We were pleasantly surprised to discover, though, that the restaurant deserves to be mentioned in its own right.

First of all, portions here are especially generous. A special of Double Bloody Mary Shrimp (\$4.95) comes with three super-jumbo shrimp, juicy and perfectly cooked, in a delicious marinade of pepper vodka, chopped tomatoes, and fresh cilantro. In some places, you might get the same dish as a \$15 entree. Also on the hot side, the Harvest Squash (\$2.95) is a one-half acorn squash crammed with dried fruits, wild rice, pine nuts, ginger, and nutmeg. Another oversized special, the Flank Steak Carpaccio (\$5.25), is a daunting portion of excellent carpaccio with a tarragon-mustard vinaigrette, capers, and slices of red onion. (One note: The carpaccio itself should be served a little colder.) Take some friends, get a pitcher of sangria, and welcome in the spring.

Another truly satisfying dish was the Mejillones a la Vinaigrette (\$4.95), six mussels topped with a coarse salad of capers, red onions, roasted red peppers and mushrooms in a cayenne vinaigrette. The cayenne adds a kick that brings out the full flavor of the other ingredients, producing a salsa-like mix. The Grilled Peppers Tapenade (\$3.50) is a tasty melange of red, green, yellow, and jalapeno peppers in a garlic, capers, anchovy, olive and lemon dressing. It's a nice bit of tapas, but it cries out for some thick, crusty bread to smear it on.

In fact, if there's one major flaw here, it is the bread. While the toasted pita with herbs is welcome, the bland rolls and slices of bread that accompany other dishes are downright mediocre. What is needed is a dense, white bread with lots of crust: the kind they give you in Spain. Case in point is the Wild Mushroom Paté (\$4.25), made with cheese and walnuts. The paté is flavorful, but served as it is with insipid rounds of toast, it is difficult to really get the full effect.

Tapas has entrees (including the classic Pinchos Moruno, cubed pork with oranges, green olives, dried apricots, port, spices and garlic toast rounds), but, as the name suggests, you'd be well advised to stick to the little plates of good food. For about \$30, two people can enjoy a filling and different dinner in comfortable surroundings.

RATING: ★★

There's something unnerving about the new **Jimmie Mac's** (300 Beacon St., across from Star Market, 491-1004). Rather than doing what most people do when they take over a restaurant, that is, stop doing what used to be done and start doing something new, the new owners chose to have their Gado-Gado and their BBQ ribs. The result is two restaurants in one: Jimmie Mac's the rib shack, and Jimy Macs' [sic] the Indonesian buffet house. As you might imagine, the two have a hard time co-existing in the same space. Take the decor, for instance. The vinyl red and white checked tablecloths and the old Coke advertisements on the wall do seem to evoke that old BBQ atmosphere, but some confused cowboy has tacked up a rug of Polynesian origin and some posters from a Bali art exhibit. The guest is left wondering: Where am I?

This question is given ample time to clang in your head as you wait for your rijstafel (literally "rice table": \$35 for two people with meat; \$29 vegetarian) to arrive; ours took nearly an hour. "Someone else just ordered one," the waitress offered in explanation. That may have been true. But many restaurants have perfected the art of serving more than one customer at a time. (By the way, you probably don't want to pass the time with an old-fashioned "Indonesian lemonade," a neon-green concoction that tastes like un-set Jello.)

Unfortunately, the hour of anticipation and hunger did not dull our critical faculties; our hopes were piqued by a respectable salad called Gado-Gado, which is composed of green beans, hard-boiled egg, bean sprouts, onion and cabbage and topped with a bland peanut sauce. And then the rice came. How could you not serve decent white rice in an Indonesian restaurant? Despite our waitress' suggestion that each meal is cooked to order, this rice has clearly been prepared ahead of time, refrigerated, and then microwaved to a point of tantalizing lukewarmness. Okay, we think, we can at least "heat" the rice by pouring our "hot" food over it.

But with only a couple of exceptions, the little dishes of food are also lukewarm, and those that aren't taste distinctly reheated. The best of the buffet awards go to the Acar Katimun, a pickled mix of cucumbers and red onions, the Sambal Goreng Buncis, sliced and over-boiled green beans in a nicely tangy chili sauce, and the Sate Ayam, marinated skewers of chicken with an ever so slightly spicy peanut sauce. A decent meal can be had here by skipping the buffet altogether and choosing a few dishes from the a la carte menu. But choose carefully: Prices add up.

The only non-ice cream dessert on offer is the Pisang Goreng (a steal at \$1), a fried banana served on a plate of maple syrup. We can't attest to the quality of the BBQ here; maybe it's worth a try.

RATING: Satisfactory

Our rating system:

(no stars)

★

★★

★★★

★★★★

poor/ satisfactory

good

very good

excellent

extraordinary

Harvard Law RECORD

Founded in 1946

Greg Stohr
Editor-In-Chief

The Clinton Court

Bill Clinton, it is quickly becoming apparent, has an opportunity to have a tremendous impact on the Supreme Court. Less than halfway into his first term, the president is already working on his second justice, and the recent gossip in the capital is that Chief Justice William Rehnquist is considering retiring — a new love interest apparently is causing him to contemplate the virtues of free time. Sandra Day O'Connor and 75-year-old John Paul Stevens may not be far behind.

The openings provide great possibilities to fill a number of needs. Most importantly, the court needs one or two moderate, thoughtful justices with a clear vision of the Constitution — justices who can respect and defend individual liberties without making a mockery of the language of the Constitution. Of the justices on the court right now, only David Souter '66 has demonstrated both the brilliance and the persuasiveness to rival Antonin Scalia '60.

The challenge for Clinton will be to ignore politics long enough to fulfill the promise of these openings. Clinton got lucky with his first choice. After a selection process that consisted of floating trial balloons to see which would get shot down (or, in the case of Mario Cuomo, Bruce Babbitt, and Richard Riley, which balloonists would choose to ground themselves), while at the same time paying lip service to special interest groups, Clinton wound up with a fine nominee in Ruth Bader Ginsburg '56-'58. But by seeking a nominee who pleased everybody, Clinton watered down the selection process so much he was fortunate not to have ended up with a justice so bland that he or she would have added little to the development of our constitutional law.

Clinton may get lucky again, but so far the search for a replacement for Harry Blackmun '32 suggests he is again more interested in avoiding political controversy than in fighting for the best justice. The George Mitchell scenario, fueled in large part by White House Counsel Lloyd Cutler's public musings, would have been a fine political move for Clinton; as a popular U.S. senator, Mitchell would have cruised through the Senate confirmation proceedings. But Mitchell, qualified though he may be, came with too much political baggage to serve effectively. His nomination would have sent a disturbing message about the fairness of the judicial system — you can lead the Democratic Party for five-plus years, pommel George Bush over the capital gains tax, contribute tens of thousands of dollars in soft campaign money to your allies, speak in perfect sound bites, vote against the nominations of two sitting Supreme Court justices, and still sit impartially on the nation's highest court.

The Supreme Court nominations Clinton is about to make are too important to be dictated by sticking a finger to the wind. Clinton should put politics aside and search for a justice who can bring intellect, fairness, and integrity to the court.

— Stohr

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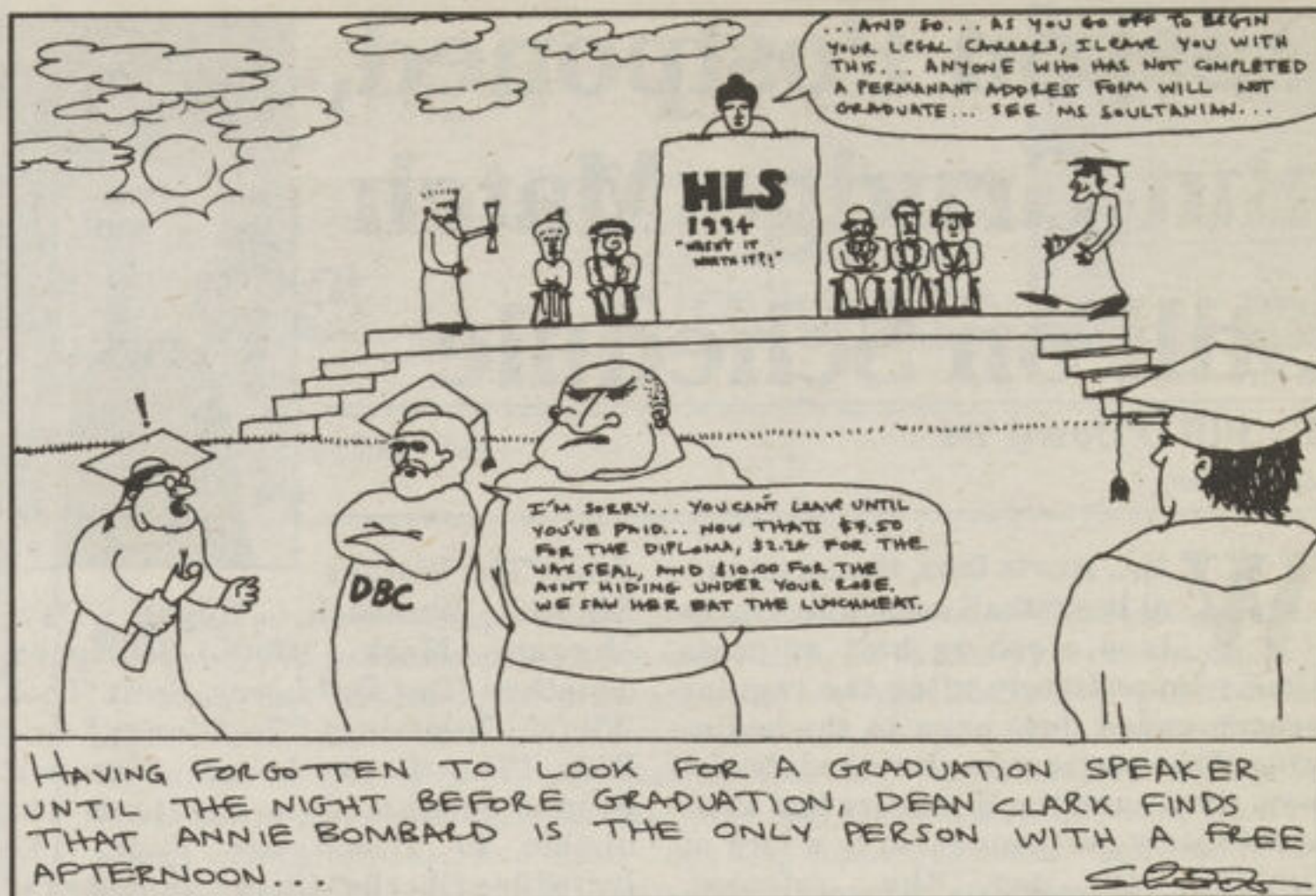
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"Congress shall make no law...abridging the freedom of speech, or of the press;..."

—First Amendment, U.S. Constitution.



HAVING FORGOTTEN TO LOOK FOR A GRADUATION SPEAKER UNTIL THE NIGHT BEFORE GRADUATION, DEAN CLARK FINDS THAT ANNIE BOMBARD IS THE ONLY PERSON WITH A FREE AFTERNOON...

• Letters •

Courts Will Overturn Campus Speech Code

"Sticks and Stones" (RECORD, April 15, 1994) reshapes several unconvincing arguments in favor of campus speech codes that have been repeatedly rejected by the federal courts.

Campus administrators, claim the authors, must have the right to ban student speech that creates a racially or sexually hostile environment, since federal workplace harassment rules also ban speech that creates a hostile environment. Why, then, have federal courts overturned every campus speech code based on the hostile-environment standard that has ever been challenged? In the cases overturning the University of Wisconsin speech code in 1991 and the Central Michigan University speech code in 1993, federal judges explicitly held the "hostile-environment" standard unconstitutional in the campus setting.

The authors claim that the state's interest in eradicating discrimination justifies suppressing biased speech that contributes to a hostile educational environment, an argument expressly rejected last year by the Fourth Circuit Court of Appeals in *Iota Xi Chapter v. George Mason University*.

The authors claim that the hostile-environment standard will inhibit only harassment and not have a chilling effect on beneficial speech. But at universities across America, the hostile-environment standard has been used to silence discussion of issues such as affirmative action, the death penalty, feminism, homosexuality, and contraception.

At the University of Lowell, the editors of the moderately liberal campus daily,

the Connector, were charged with creating a racially "hostile environment" and violating the "civil rights" of minority students for running an editorial cartoon on the death penalty.

At Chico State University, award-winning historian Joseph Conlin was convicted of creating a racially hostile environment after he claimed that because of the university's avid pursuit of race-based hiring goals, "little more is required of affirmative action faculty than that they show evidence of a majority of vital life signs." Facing First Amendment lawsuits, administrators dropped charges against the Connector's editors and discarded the speech code used to punish Professor Conlin. But the proceedings against the Connector and Professor Conlin greatly chilled the discussion of racial issues at their institutions.

In citing workplace harassment rules as models for campus speech codes, the authors ignore the fact that free speech rights are broader in universities than in workplaces, and wrongly imply that workplace harassment rules have been held constitutional by the Supreme Court. The Supreme Court has never ruled on their constitutionality, and lower courts have split on their applicability. An Oregon appeals court recently held that an evangelical Christian's right to exercise his religion shielded him from being fined for religious proselytizing that created a "hostile environment," while two federal district courts have imposed liability for sex harassment over First Amendment challenges. While it is proper for workplace harassment rules to restrict lewd sexual proposi-

tions, obscenities, fighting words, and threats to continued employment, they can conflict with the First Amendment when they are used to impose liability solely on the basis of offensive speech.

Even if workplace harassment rules were constitutional, similarly-worded campus speech codes would be illegal, because of the special role free speech plays in the university, which the Supreme Court has recognized as the quintessential "marketplace of ideas." Universities cannot achieve their educational mission without teaching students to think critically and grapple with unpleasant ideas and emotional issues that tug at the heart and mind. Moreover, students can more easily avoid or remedy a "hostile" environment than employees can, because students, unlike workers, can criticize offensive speakers without risking financial loss and can generally avoid personal contact with speakers they find objectionable.

The authors would have the Law School community believe that speech codes endanger only bigots. Tell that to the six black students who sued to overturn the Central Michigan speech code after it was used to get rid of their white basketball coach. Read the case and you will find no racism, only campus speech police who understood neither the limits of their own power nor the meaning of racism.

Hans Bader '94,
President

Brent McGuire,
Vice President

Harvard Chapter, First
Amendment Coalition
April 17, 1994

Jon Unger: I Want to Play, Too

No one was more excited than I when I read about the upcoming basketball "grudge match of the century" between the "all-stars" of the law school and the business school. I began having visions of undercutting, chop-blocking, and dishing out vicious elbows to those number-loving, tax-cheating crybabies from the B-school. I felt a rush of honor as I realized that in mere days I would be defending the name of HLS before the watchful eyes of youngsters from The Choir School, the HLS community, and the basketball junkies of Cambridge. I was so focused on the game that I had great difficulty maintaining my concentration while parsing the Securities Acts.

Imagine my horror, shock, and bewilderment when I learned that I had been left off the HLS "All-Star" roster — without so much as a tryout! I (and many others) am baffled.

I want the selection committee to know that it has made a terrible mistake. My qualifications are expansive.

The reasons for choosing me are clear. First, how does the selection committee plan to split the playing time of twelve bona fide law school "stars"? The answer is simple. It can't! Every team needs a quality bench, and I don't think I am being immodest in calling myself the greatest bench-player ever admitted to our great institution. I'd wager that there's not a man or woman at HLS who has logged more minutes on the bench in their respective careers than I have. I sat on the bench in elementary school. I rode the pine in junior high. And I acquired still more splinters for the fighting Cowboys of Wyoming High School in Cincinnati, Ohio. I was a manager in college, for crying out loud! The callus on my behind is wide and permanent. A great team requires the presence of a player who can sit on the bench with enthusiasm, grace, and style. I am the clear choice.

And it's not as if I am devoid of skills. When playing on a floor without the dust of

Hemenway (remember, this game is at the MAC), I am most adroit at delivering quick (but hard) fouls in the waning minutes of close games where my team is behind and needs to foul. In fact, this was my very role at Wyoming High where I set a school record for my fouls-per-minutes-played ratio. I am also an excellent rebounder in both the pregame and half-time warm-ups where time pressure makes it essential to get the ball back to shooters who will be playing as quickly as possible.

One might have thought that the HLS selection committee would have learned a lesson from the 1992 Olympic Dream Team which failed to give Bill "The True Champion" Laimbeer a tryout to make the squad, and subsequently struggled to win the gold medal. I will still be rooting for the "stars" on Saturday. I just hope they can overcome my absence.

Jon Unger '95
April 20, 1994

Potty Parity Versus Symmetrical Inequality

By Prof. Alan M. Dershowitz

Sometimes real equality requires a recognition of differences and an increase in numerical access for some. No, I'm not talking about affirmative action. I'm referring to "potty parity." This attempt to achieve equality of access to public restrooms for women is on the rise around the country.

Massachusetts is now likely to join several other jurisdictions in mandating twice as many toilets for women as for men in all newly constructed public buildings. This number is based on a 1987 study that found women, on average, taking about twice as much time in the john as men. When this apparently immutable law of nature is combined with anachronistic allocations of restrooms which have traditionally favored men — because far more men than women used to work and attend public events — the predictable effect has been long lines at the ladies' room and no lines at the men's room.

Any woman who has tried to use the toilet during halftime at a basketball game or intermission at a Broadway show can attest to the palpable inequality in facilities. For men, too, this inequality can be galling, as they wait for their wives, daughters, or women friends to reach the front of the line. But it is the women themselves that have the most to complain about.

Some literally minded egalitarians — mostly men, I suspect — will shout "discrimination" at the new "two-for-one-potty" rules. If "one-person-one vote" is good enough for elections — they will argue — why isn't "one-person-one-potty" good enough for bathrooms? But this kind of symmetry elevates formalism over realism. Anatole France long ago mocked the literal interpretation of equality in his famous quote: "the law, in its majestic equality, forbids the rich as well as the poor to sleep under bridges, to beg in the streets, and to steal bread."

Potty parity requires an asymmetry in the absolute

Reprinted with the permission of the author.



number and proportion of bathrooms to users. This numerical advantage is designed not to remedy a difference that is capable of being eliminated by greater individual efforts. To paraphrase an old song, "I'm going as fast as I can." The double-time difference is purely a matter of physiology. Even the most zealous advocates of the "just-work-harder" opposition to all numerical disparities will have to acknowledge that it is not the fault of women that they take longer.

Some jurassic sexists will surely argue — or at least think — that there is nothing wrong with women

identified by gender. Everyone knew what gender the word "faculty" referred to.

To some, potty parity may seem a trivial issue. It is not. It symbolizes a pervasive lack of sensitivity to women's concerns. It also reflects a more general response to what I call "symmetrical inequality" — real inequality that is based on formal symmetry. Symmetry does not constitute equality in an asymmetrical world — especially where the symmetry is a function of intractable differences which are not within the control of the person.

There are other areas of life in which symmetry also produces inequality. Some examples are: "equal" access to stairways for those unable to walk; "equal" visual access for those unable to see; "equal" audibility of television for those unable to hear. We are responding to these real inequalities by requiring special accommodations to these and other differences. Although the female physiology is not a "handicap," it is a relevant consideration in the allocation of resources. The time has come to recognize the reality of differences in our quest for equality.

Three cheers for potty parity. My only fear is that in this age of take-every-good-idea-to-its-illogical-extreme-political-correctness, this good idea could lead to a rule in every home requiring men to put the seat down after they use the toilet. My wife and daughter have already imposed that rule in my house, though I must confess to being a persistent recidivist. Perhaps this column is my penance.

Any woman who has tried to use the toilet during halftime at a basketball game or intermission at a Broadway show can attest to the palpable inequality in facilities.

having to wait a little longer since men's time, on average, is so much more "valuable" than women's. That kind of attitude is simply another manifestation of the thinking that produced buildings with fewer women's than men's rooms.

A case in point is Harvard Law School, where I have been teaching for 30 years. A decade and a half before I arrived in Cambridge, there were no women students at the Law School, and some faculty opposed their admission on the ground, among others, that there were not enough ladies' rooms. It was easier to keep women out — went this argument — than to convert a few urinals into women's toilets. Finally, in 1950, reason and fairness prevailed, and women were finally admitted. But even by the mid-1960s, when women were being appointed to the faculty, there was only one "faculty" rest room. It didn't even have to be



Maryann Gatto
of
the East Village and Dane Hall
and
Chris Billias
of
Tannersville and Tibet
(via Madison, WI)
gleefully announce
their wedding.

Ceremony: Sat. April 23, 1994 at 5:00
between Dane and Holmes.

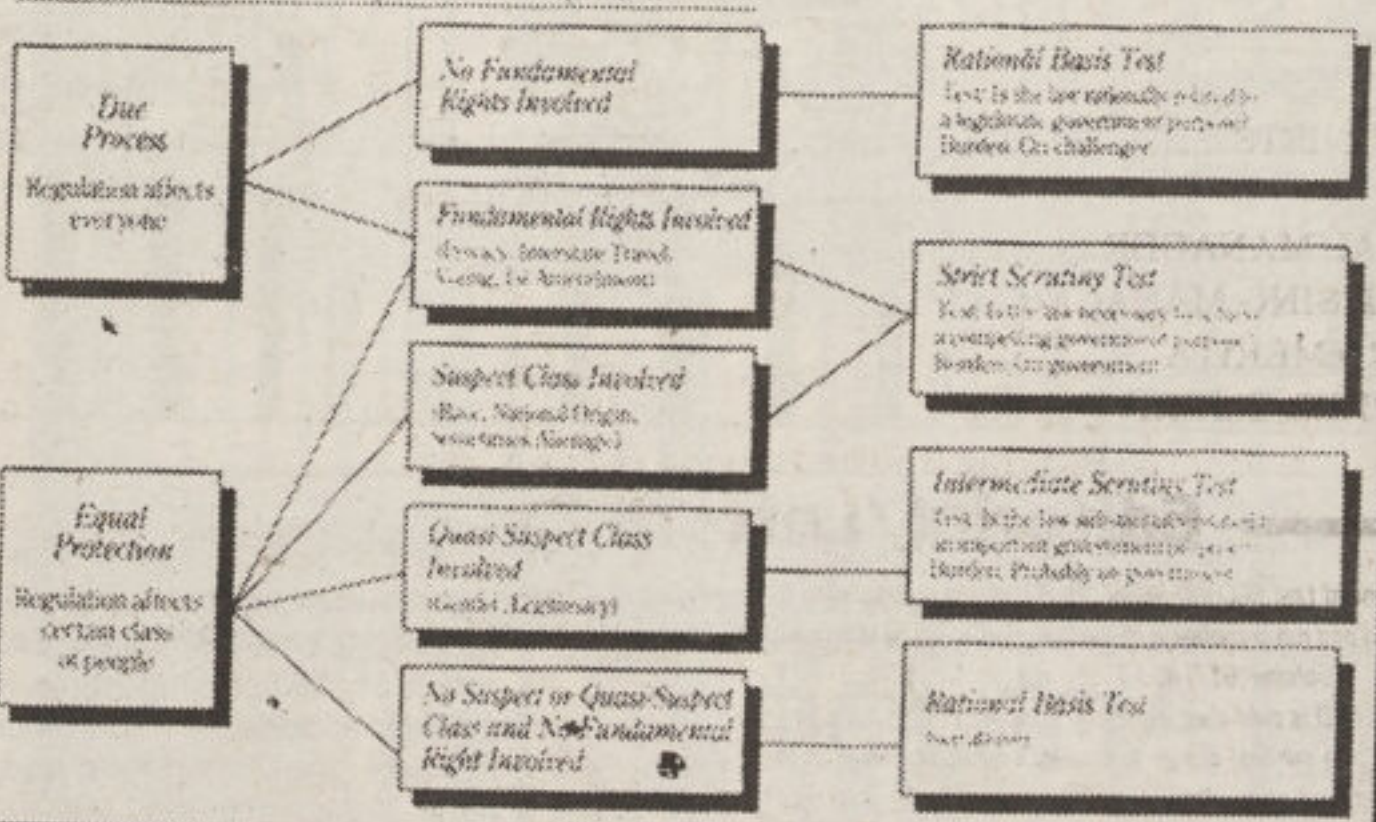
If rain: Dane 2.
Reception to follow.

Food, Drink & Hallucinagenix Welcome.

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By Paul Taylor



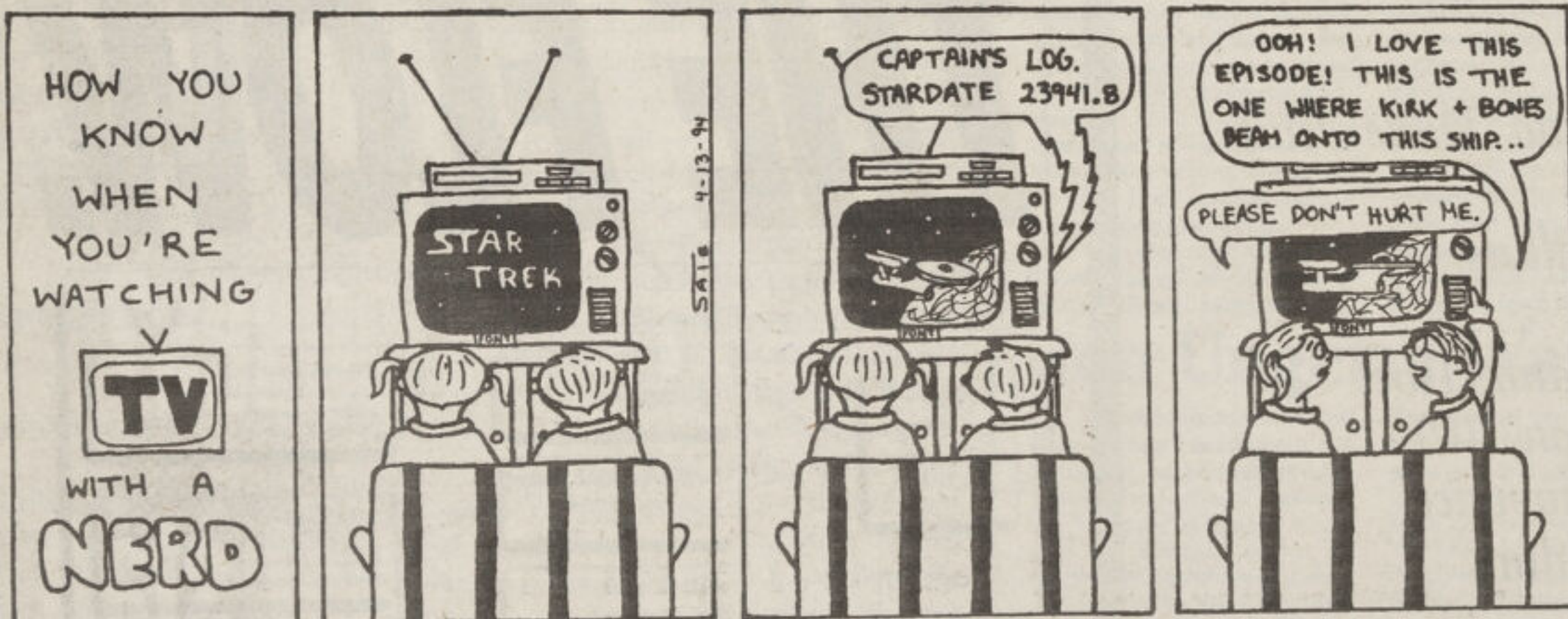
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CALENDAR

Music This Week

Anthrax and **Fight** (playing at Avalon tonight, 4/22) lead this week's list of reasons to get out of Langdell and into the city. I don't know why Anthrax's last album (the first with ex-Armored Saint singer John Bush) didn't finally break them to a Metallica-sized audience, but the upside is that you can still catch them in a club.

Rob Halford's arena days are probably over, too, but **Fight**, the ex-Judas Priest frontman's new project, belies his advancing age. War of Words hits harder and meaner than any Priest disc, much closer to Pantera than Turbo. Ozzy might be doing saccharin ballads (it's about time he does close his eyes forever) and Maiden might have fizzled out, but Halford's still delivering the goods. Plus, since Halford never had hair anyway, you can't even tell that he's approaching geezer age. This early show (doors at 6) promises to be the surefire aggro call of the week.

Friday also brings the political rap band **The Goats** to Cambridge's own Middle East (497-0576), and new alternative darlings **The Grays** to Local 186 (351-2680). If the idea of the Disposable Heroes of Hiphoprisy or Consolidated mixed with a sense of humor and some funk sounds appealing, check out The Goats.

The best bet for Saturday night is **Stompbox**, the Boston loud rock favorites recently moving up to the major leagues. Also on the bill at the Rat (536-2750) is **Clawhammer**, who record for Bad Religion's label.

— Jeff Bucholtz

Readings. Shows and Stuff

No, I'm not talking about the 19th century, when names like Melville and Hawthorne and Dickinson and Jewett towered over the literary landscape. While New England's latest literary talent pool certainly can't lay claim to that distinction, writers like Marilynne Robinson, Carolyn Chute, E. Annie Proulx and Richard Russo have given American literary realism — imbued with more than a touch of quirky New England — a new lease on life.

On Wednesday, April 27, from 6:00 p.m. until 8:00 p.m., you can join in a celebration of this revival at the New England Book Awards, featuring fiction winner **Richard Russo** ("Mohawk," "Nobody's Fool"), non-fiction winner **Tracy Kidder** ("Old Friends," "House," "The Soul of a New Machine"), and poetry winner **Ashley Bryan** ("Sing to the Sun," "Turtle Knows Your Name"). The awards will be held at the Boston Public Library and admission is free.

Far be it from me to reinforce Boston's horrid provincialism (Athens of America? Please!) by implying that it has a monopoly on anything — including literary talent. For on the same glorious Wednesday evening of April 27, **Ellen Gilchrist**, who won a National Book Award for her short story collection, "Victory Over Japan," will be reading from her new book, "Starcabon," in which she once again uses the Hand family to write about what she knows best: the difficulty of being young and having parents. Gilchrist's reading gets under way at Waterstone's (26 Exeter) at 7:00 P.M. — right around the corner from the Public Library. In other words, a conflict of interest waiting to become a doubleheader. I'll see you there.

— M.J. Fischer

Because It's Not Mother's Day

By Debra Dickerson '95

UNLIKE me, my mother is rarely cynical or sarcastic. She does, however, have a pointed way of telling the truth on you that is usually hilarious and always imparts a lesson. But I can't remember an instance of her simply going off on anyone untempered by her deep Christianity and down-to-the-bone goodness.

Even so, I have to say that one sure-fired way to get to my mother to squint, purse her lips, and harsh on you is to fawn on her on Mother's Day. Christmas and Easter are usually also good to get her going, but nothing ticks her off like Mother's Day.

"Don't you be callin' me on this made-up, greetin' card holiday, John Parker," I've heard her say crisply into the phone. "When's the last time I heard from you?"

"Aw, A'int Johnnie," I could hear the cousin she half-raised beg, "don't do me like this."

"You just call me back when some big corporation didn't tell you to, you wanna show me somethin'." She set the phone down decisively. I could still hear his pitiful squawking.

She marched back to the table and, en route, thumped me on the top of the head with a crochet needle. She motioned towards the noisily boiling tea kettle I'd put on and forgotten. "What you want that water to do 'sides boil?"

My sisters and I exchanged glances. "So, Ma," I said nonchalantly. "There's still time to get to Denny's. They have a special menu, just for today."

She glared at me. "You know good and well I'm not settin' foot out of this house today. All those ungrateful children sitting next to propped-up old ladies you know they a'int seen since last year this time. Lookin' right silly, don't even have nothin' to say to each other. No sir, I don't believe you'll drag me around out there to make folks think you're doin' right —"

Finally, she noticed us laughing into our Lipton tea and swatted at us with a dish towel.

And that's the way Johnnie Florence Gooch Dickerson raised her six children — to know that



actions speak louder than words. We used to sing a song in church that said: Give me my flowers, while I still live. That's what she'll say when you make a fuss over her for a specific reason, like a birthday or Mother's Day. Similarly, it's hard to get her to church on Christmas and Easter " 'cause that's when all the heathens go. Give me my flowers while I can still smell 'em and do the same with God. You can't just tune in on either one of us once a year and think you're livin' right."

Mama is so old-fashioned she makes my 31-year old brother look away while she changes a girl baby's diapers and calls high-heels "hussy shoes." But then she'll calmly tell me how our modern vices — abortion, drugs, illicit sex, etc. — were all staples of daily life back in the 1930s when she was growing up in rural Mississippi.

My mother is the most important person in my life. I look around me and I see so many confused, morally bankrupt, weak people and I know that the difference between me and them is, very simply, her. At 35, I still ask myself, "What would Mama do?" when confronted with a difficult decision and, invariably, an answer comes to me. The answer is rarely an easy one, but it's always a clear one.

When I'm feeling ungenerous, despite my best efforts, I see her standing in front of me holding out her hands balled into fists. "When you do like this, Debbie," I hear her say, "nothin' gets out but nothin' gets in either." When I want to let an anti-Semitic comment pass, I hear her warn, "Remember, girl, silence gives

consent."

She taught me that I wasn't responsible for anything that other people did but for everything that I did. The other kids laughed at us 'cause Mama made us clean up the entire alley, not just our section. We also had to weed the dandelions all the way up and down the block. If she saw us walk past litter, someone struggling with a heavy load, or sloth of any imaginable kind, she'd clear her throat ominously and scorch us with those all-seeing eyes. I learned to just do whatever needed doing and move on. When I look back, I'm amazed that I've come so far in life. I'm amazed because Mama never taught me to work hard to get ahead. She taught me to work hard because that's the

right thing to do. I was 24 before I saw the connection.

Hard as she pushed us, she asks for nothing for herself. Pre-HLS, she lived with me and made not a peep when she had to go back to work while I finish. "Live your own life," she says. When we lived together, it didn't matter where we went or what we did, she always had my back.

Once, we schlepped to Auto Zone, Safeway, the pharmacy, and then 7-11. I pumped and paid (in a snit 'cuz I hate errands) while Mama wandered the aisles curiously, poking at the gadgets and playing with the cheap toys. I got two

ice cream cones and handed her one in the car. She took it, gave me a big smile. As I parked in front of our house, she squeezed my hand and said contentedly, "That was a nice outing."

I think of how little it takes to make my mother, who has so little, happy, and know how far I still have to go as a person.

If she saw us walk past litter, someone struggling with a heavy load, or sloth of any imaginable kind, she'd clear her throat ominously and scorch us with those all-seeing eyes.



Fenno's ears were still ringing. Last night some little putz in Gropius had been listening at high volume to Pantera's excuse for noise-making. Not surprisingly, nobody got any sleep until Fenno heard the sound of breaking glass, a muffled scream, and then blissful silence.

But there was no time left for painful memories. It was Pre-Registration Day and Fenno had his job cut out for him. He was sitting in Ames Courtroom and beginning to panic. "You should list 23 or more choices on your form," the guidelines blithely stated. Unfortunately for Fenno, 23 was about 22 more than he could find. Like all HLS tools, he had to take "Fig Leaf 101: Professional Responsibility", but beyond that, the landscape was barren.

Fenno was amazed that so many course listings could yield so few options. He quickly compiled a list of 23 courses he did NOT want to take, including:

- "Land Use Planning" — gazing out at the meticulously well-planned Law School campus, he decided to check out his other options.
- "The Legal Thinking of Maimonides" — Fenno couldn't recall ever having read an opinion by that justice. Besides, the current strangulation of Macedonia had generated an anti-Greek sentiment.
- "Pension Law" — Fenno's doctor had warned him that too much excitement in a two-hour period could be hazardous to his health.
- "Tactics and Ethics in Criminal Litigation" — taught by Dershowitz. Ethics? Dershowitz? Yeah, whatever....
- "Alternative Pluralisms" — Fenno was still working on figuring out the plain, old "regular" pluralisms.

Still, Lee Wolosky had assured Fenno that there were some real "meat and potatoes" courses hidden somewhere in that catalogue. Or perhaps in the half-dozen different "revisions" that had come out in various issues of the Adviser. (Apparently, one year wasn't enough time for the administration to proofread its own course bulletin.)

His heart leapt at the sight of several course offerings:

- "Women and the Law" — this had gotten Fenno all hot and bothered until his friends in the WLA gleefully broke the news to him that the textbook had no pictures and that Julia Roberts would not be guest lecturing.
- "Modern Promises of Happiness" — a sure-fire winner — except for the fact that Unger had promised to teach it next year, not this year.
- "Advanced Corporate Tax Problems" — actually, Fenno's heart leapt because he thought he saw Michelle Pfeiffer talking with Dean Clark; tax problems give him hives.

Fenno's musings were interrupted by a commotion on the other side of Ames. He watched with a smile as yet another student was led away by the police for having failed to use a Number 2 pencil while filling out the Scantron® form. Frau Bombard looked on approvingly, sputtering something about rules being rules.

Just when desperation had driven him to sign up for as many of Professor Donahue's "Long-since Dead and Buried Legal Systems" courses as he could, a vision of Dean Richardson appeared, dancing and bobbing before him. And she whispered, "Fenno! Fenno! Don't give up, Fenno! This is Harvard. The course listings change every five minutes, just like the color of my hair." So Fenno just decided to wait until the next issue of the Adviser.

NEXT WEEK: Fenno looks for a third-year paper adviser.

Do you like to play with boxes?
Join the layout staff of the RECORD!

Victor's History

By David Weinstein '94

RECORD Columnist



THE "bar of history" is, unfortunately, a court with extremely narrow jurisdiction. Rhetoricians have often portrayed history as a stern judge, ready to pass sentence on those who have transgressed against justice or humanity; but history more often comes in the guise of a bespectacled graduate student, writing a musty thesis which few will read and fewer will understand. Instead, the clichés of the popular press and the calcified conventional wisdom of television talking heads quickly become accepted as truth, impervious to the the hind-sight of newly revealed information.

The process by which contemporary trends are quickly seen as irrefutable historical facts was never more visible than at the denouement of the Cold War. Throughout our twilight struggle with Communism, there were those who questioned the means by which it was fought and pointed out the double standards used by its most vociferous proponents. With the demise of the Soviet Empire, it became the fashion to declare these arguments "over." The success of America's Cold War goals validated the means used to achieve them; so "history" had taught us.

Five years later, however, such triumphalism rings hollow. A brief tour of those countries that were the recipients of America's anti-Communist beneficence is enough to call into question the trite sound bites declaring the wisdom of our worst foreign policy excesses. If history truly passed judgment in 1989, the time has come for a motion to reopen.

During the 1980s, we fought our ideological battles by means of shadowy proxy armies — anti-Communist insurgents who spilled native blood and American treasure from Angola to Afghanistan, from Nicaragua to Cambodia.

A brief tour of those countries that were the recipients of America's anti-Communist beneficence is enough to call into question the trite sound bites declaring the wisdom of our worst foreign policy excesses. If history truly passed judgment in 1989, the time has come for a motion to reopen.

The frequent depredations of these darlings of the American right were justified in this country by flowery rhetoric of democratic revolution. The questions raised about the wisdom of such interventionism have become another cold war casualty. After the defeat of the Sandinistas in Nicaragua in 1989, the smug countenances of Elliot Abrams and Jeanne Kirkpatrick assured us that "history" had demonstrated the sagacity of our gun-running foreign policy; the demoralized opposition could scarcely sputter a reply.

Now that the battlefields of the 1980s have dropped from the public lexicon, their citizens have had to clean up after the festival of American intervention. The "freedom fighters" of the past decade, those who Reagan called "the moral equivalents of the founding fathers" have brought little freedom and produced no great republics. Instead, those countries that were the focus of U.S. involvement now face mine-scattered landscapes and desperate poverty. They are rich only in narcotics, arms, and prosthetic devices.

Nowhere has the true verdict on the Reagan Doctrine been harsher than in Angola. During the Reagan years, Angola's UNITA rebels were a cause celebre of the American conservative movement, the standard-bearers of African democracy and freedom. In 1992, the Angolans held a U.N.-sponsored election, in which UNITA was defeated. Our self-proclaimed "democratic" allies quickly chose the bullet over the ballot, and plunged the nation into two more years of civil war, starvation and misery.

In fact, American arms have everywhere purchased geopolitical victory at the expense of those we purported to help. In Afghanistan, easily the most morally defensible of our interventions, the shells we so generously bestowed on fundamentalist leader Gulledin Hekmatyar are poured daily onto the capital of Kabul. Afghanistan's countryside is marked by heroin fields and arms bazaars, where sophisticated U.S. weapons are sold to our staunchest opponents. Nicaragua is now the second-poorest country in the hemisphere, with an unemployment rate of 60 percent. In Cambodia, where we abetted the allies of the genocidal Khmer Rouge, 40,000 individuals bear false limbs as mementos of a brutal civil war which the United States did much to prolong.

While these countries sit out history's triumphal march, the pretensions in whose name they were destroyed have been laid bare. The impassioned talk of America's role in spreading democracy subsided once it ceased to serve its rhetorical function in the fight against socialism. The same stalwarts for freedom who railed against the Sandinistas for censoring the press are mute as opposition newspapers are silenced in Russia and elsewhere in the former Soviet Union. The Reagan loyalists who boosted elections as the cure-all for any social ill cynically ignore the results of the democratic process where it does not suit them, as in Haiti.

The next time we hear the prattlings of the foreign policy elite about freedom and democracy, let us not forget the misery endured by the most recent victims of their attention. The authors of the cold war's final chapters have left a historical legacy that does not match their declarations of triumph. To paraphrase Tactius, they have made a desert, and called it victory.

1Ls Restructure WLA

continued from WLA, page 1

totally was to have several committees run on a consensual basis. We had a problem with two people running everything and no one doing anything else."

To propose the new structure, the group of 1Ls circulated a petition advocating a more active WLA. The petition and plans for restructuring WLA were then submitted as an alternative to regular candidates for co-chair during spring elections.

WLA RECORD Liaison Shannon Liss '96 said the new structure serves two purposes — increasing the number of people who can assume leadership roles in WLA and clarifying the responsibilities of each member so that more activities can take place next year.

"We're welcoming everyone to get involved," she said. "Beyond the board, we'd like all women to feel a part of WLA."

But the sheer number of board members may impede effective planning, said WLA Administrative Coordinator Catherine Caporusso '95. "To have to get a group that size together to make decisions will prove to be difficult," said Caporusso.

"We need someone with a position characteristic of a co-chair," she added. "Some things need to be done that aren't so far assigned to any one board member."

Caporusso also said she worried about the potential difficulty of responding to emergency situations, when calling a board meeting may be impossible.

Jones and Chandler both expressed support for the changes, but Jones noted the reorganizers had not spoken to either Chandler or her about the proposals beforehand. She said both of them learned about the reorganization plans "informally."

"At first we didn't understand [their goals] because we didn't know these women and we hadn't seen them at any events," said Jones. "We didn't know

what they wanted to do.

"We're not opposed to committees. We wanted committees [this year] but no one signed up. We always encourage criticism, but it would be more productive if it came to us throughout the year. We hadn't really heard from them."

Chandler added that WLA has experimented with different structures since its founding in 1969. "The goals of

the organization haven't really changed much, but the structure has changed lots of times," she said. "I think it's gone through every single kind of structure at least once."

Another WLA member, who requested anonymity, was more critical of the process. She said she felt the reorganizers excluded this year's mem-

bers of WLA, as well as other concerned students, during their planning meetings.

"They didn't invite 2Ls, 3Ls, or [other] 1Ls who may have been interested," she said. "Although they might express interest in a more diverse WLA, they didn't seem to be proving that through actions."

The student added that the 1L organizers had not known that WLA had an office or about the group's programming in previous years.

"I know they met some resistance from other 1Ls [who said the reorganizers] hadn't attended meetings," said the student. "They never approached the co-chairs with their proposals for events or for reorganizing WLA until statements for co-chairs were due."

At that time, she said, "they basically gave an ultimatum that if they didn't have an entirely committee-based structure they would not be involved. That was the implicit message."

The student also said the reorganizers' first activity — a seminar titled "Inside Scoop for Women: Tips on Course Selection," during which about 100 students attended — was arranged before the passage of their proposal and without notifying Jones or Chandler.



Tamara Jones '95

Playoffs Jeopardized

continued from LEAGUE, page 1

this week. Formerly, DSAC paid for referees and other league expenses out of its own account, but now it must request funds through the Dean of Students Office, according to new DSAC President David Koontz '96. He said DSAC requested the money about a month ago.

"The money's there, it's just red tape," he said. He added that the failure of some of the teams to pay their fees had contributed to the problem.

Meanwhile, Matt Henshon '95 said his team was planning to bring cash to its A-league playoff game last Wednesday night to pay the referees. The referees normally each receive about \$10 per game from the league, he said, and the A-league teams have agreed to

pay the referees on a game-by-game basis as long as necessary.

"We're just trying to get through the games," he said.

Lewis, who was not available for comment, sent a memo to team captains earlier this week to address the apparent financial problems. In the memo, he listed four "major options" for dealing with the difficulties: waiting for the DSAC money, playing the playoff games without referees, soliciting volunteer referees, or funding the games by team contributions. Lewis reportedly has paid many of the league expenses out of his own pocket.

Koontz said he would talk to the Dean of Students to prevent similar problems next year. "There won't be any problems in the future," he said.

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NO MSG!

Guinier Gives Lecture

continued from GUINIER, page 1

racy" cannot be achieved in a system in which "51 percent of the people always enjoy 100 percent of the power."

"I am a democratic idealist," she said. "I think that politics need not be seen exclusively as 'I win, you lose.' We all can win something. We can learn to take turns."

One of Guinier's major proposals for an alternative to majority rule is cumulative voting, a system in which an individual voter gets a number of votes that he can "cumulate in any combination to express the intensity of his preferences." Under a cumulative voting system, she said, minority groups that are now consistently shut out of majority-rule political contests would have the chance to elect officials who represent their interests.

"We are facing the problems of a democracy in which people of color have a vote but no voice," Guinier said. "No one should be consistently silenced. Everyone should enjoy some access to the forum."

According to Guinier, cumulative voting is a race-neutral system that is not anti-democratic because all voters get the same number of votes and "it emphasizes the importance of voter choice." The system, she said, is also not particularly liberal. It has helped the Republican minority gain seats in local elections throughout the Democrat-dominated South and has been utilized by corporations in 38 states to elect boards of directors while protecting the interests of minority shareholders.

"I have tried to explore decision-making rules that might work in a multiracial society to ensure that majority rule does not become majority tyranny," she said. "Real democracy is strengthened by including those who have been left out. Our gift is to turn silence into insight and to make

a chorus of many voices contending."

Guinier gave no direct response to a plea by BLSA President Linda Dunn '94 that she accept the Law School's invitation to become a visiting professor. She did note, however, that she had rejected an invitation extended by Dean Clark '72 two years ago because, given the controversy surrounding Harvard in recent years with regard to its lack of women professors of color, she was "not ready to become a martyr."

Despite probing questions from some skeptical audience members, Guinier defended her proposed solutions, calling them just a few of many possible ways of addressing the dilemma of majority rule in a multicultural society. She emphasized the need for an open dialogue and challenged her critics to join in the discussion.

"Let us lead knowing that it is better to be vaguely right than precisely wrong," she said. "The first lesson of democracy is dialogue. We shall speak until all people gain a voice."

Guinier's address, which was also sponsored by the Program on Ethics and the Legal Profession, Reconstruction Magazine and the WEB DuBois Institute, was entitled, "The New Civil Rights: What I Would Have Said."

Guinier was one of several African-American leaders who participated in BLSA's spring conference this year. The discussions focused on the future of African-Americans in education in the wake of the 40-year-old landmark desegregation case *Brown v. Board of Education*. Other prominent speakers and alumni in attendance included the Rev. Dr. Joseph E. Lowery, co-founder of the Southern Christian Leadership Conference; Dr. Franklyn Jenifer, president of Howard University; and Deval Patrick '82, the recently confirmed assistant attorney general for civil rights.

Pornography Opposed

continued from PORN, page 2

law."

The question-and-answer session that followed the presentations was often boisterous and confrontational. When a student implied that the anti-porn speakers might have done better to engage the other side face-to-face, Giobbe responded angrily, labeling the earlier panel "sexually exploitative," and adding, "People went to get the porn queen's autograph, not to listen."

"I don't think it's debatable," said Giobbe. "I'm not some ACLU groupie. I wouldn't debate with Nazis or Holocaust 'revisionists,' and I'm not going to debate with pornographers."

Later, when a student wondered whether the "chilling effect" that would flow from the MacKinnon/Dworkin ordinance would approximate censorship, Giobbe's answer was harsh and bitter. "Prostitution and pornography are not going to go away in this lifetime," she said. "You're going to have a bazillion pictures to jerk off to, so give us a break."

Catherine Caporusso '95, who helped organize the event for WLA, said she was "very glad Giobbe could be there as a sort of counterweight to Nina Hartley [the anti-censorship porn actress who appeared on the Feb. 18 panel]."

Caporusso acknowledged the panelists "used a lot of Marxist language, which might have spoken to some people." "In any event," she added, "it shows they're not working for Pat Robertson, which they sometimes get accused of."

Although pleased with the event, Caporusso was "upset that we didn't arrive at any common ground. A lot of the students really wanted to see both sides together, and it's hard for me to think that there couldn't be some middle

ground."

Caporusso echoed the views of many students by recognizing that "the panelists weren't really there to persuade people," and attributed the speakers' confrontational tone to "ten years of warfare. For someone who's been abused as a prostitute, it's enough to say what happened, and it's understandably very difficult to talk calmly about chilling effects."

Still, alluding to the contentious discussion regarding an example offered by Giobbe, Caporusso admitted to being "frustrated" that "people couldn't even agree on a presumption that it's not consensual when a black woman gets tied up by a white cop who violates her with a gun."

Outgoing WLA co-chair Cindy Chandler '95 agreed that the panel failed to hammer out a compromise solution. "Neither panel was persuasive," she said, "because neither speaks to each other and actually tries to convince the other side."

Chandler said "the speakers were really hostile to sympathetic people asking questions in good faith, which could be enough to turn people away." She said that the two sides "have to start talking to each other" instead of setting up "straw men" for their opponents.

"The anti-porn people say that the opposition denies the fact that women are victimized, which isn't true," according to Chandler, "and the anti-anti-porn people accuse their opponents of not liking men or sex, which is very insulting and alienates them."

Norma Ramos, an attorney and activist scheduled to appear on the panel, canceled because of illness.

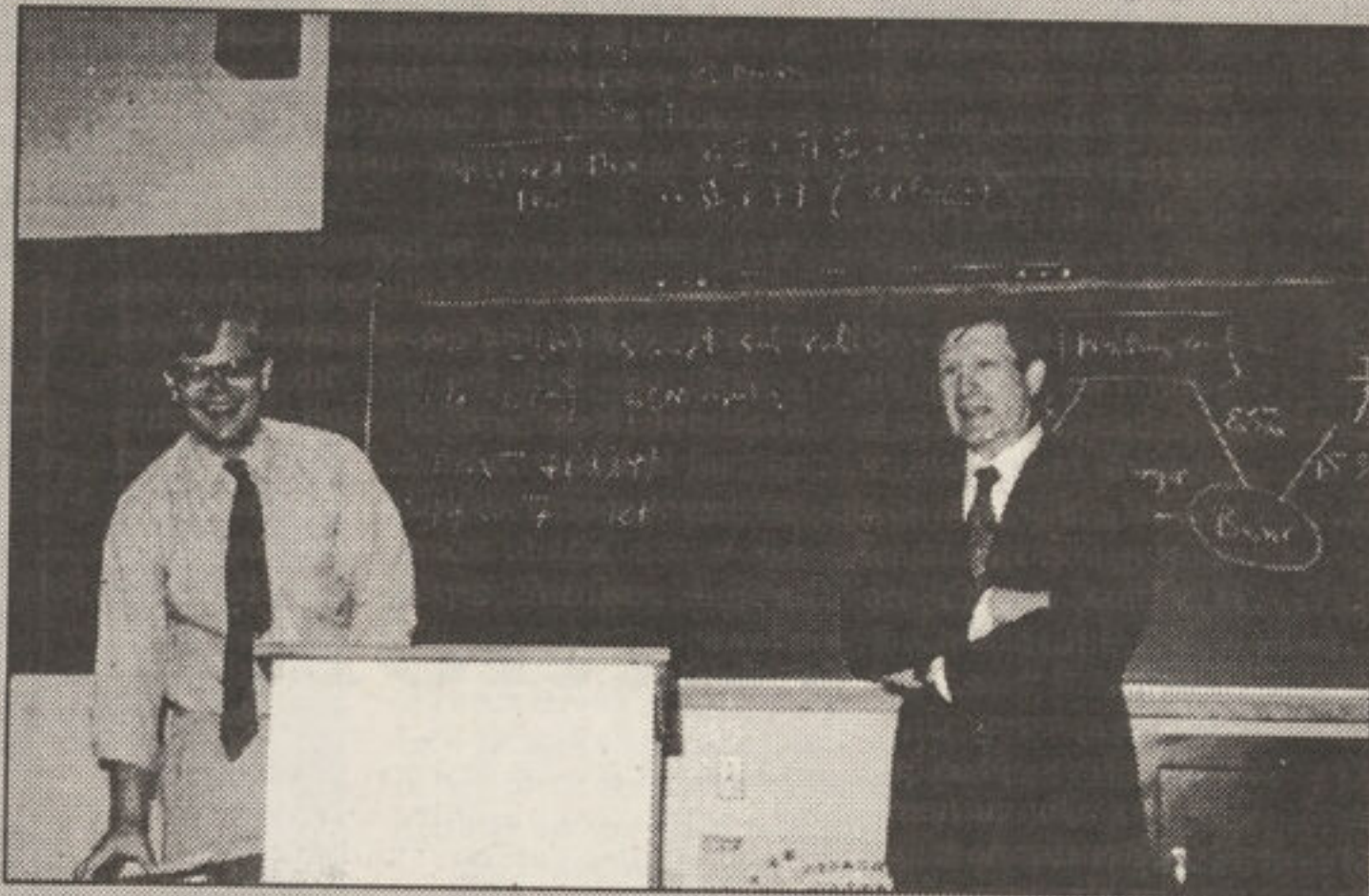
The panel was titled "Pornography, Inequality, and Civil Rights: The Racism and Sexism of Pornography."



Catherine Caporusso '95

No, This Is Not the School Play...

Dean Clark, Opera Man



RECORD Photos/Jeff Urvach

Dean Clark '72 displayed his creativity and musical talents when he performed in Prof. Kraakman's corporations class last Thursday. Clark's repertoire included a little ditty about proxy rules sung to the tune of "Onward Christian Soldiers."



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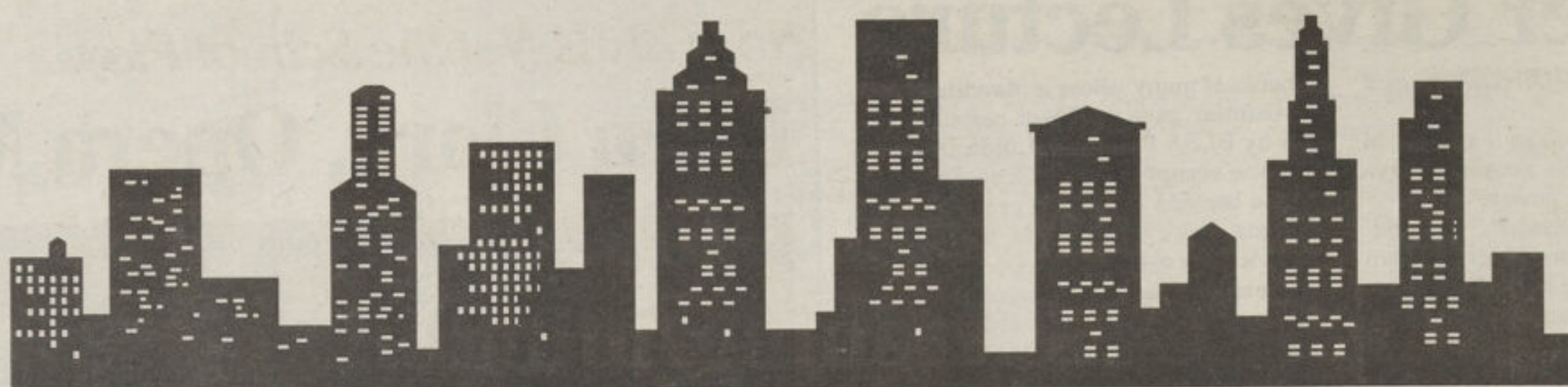
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