



Harvard Law RECORD

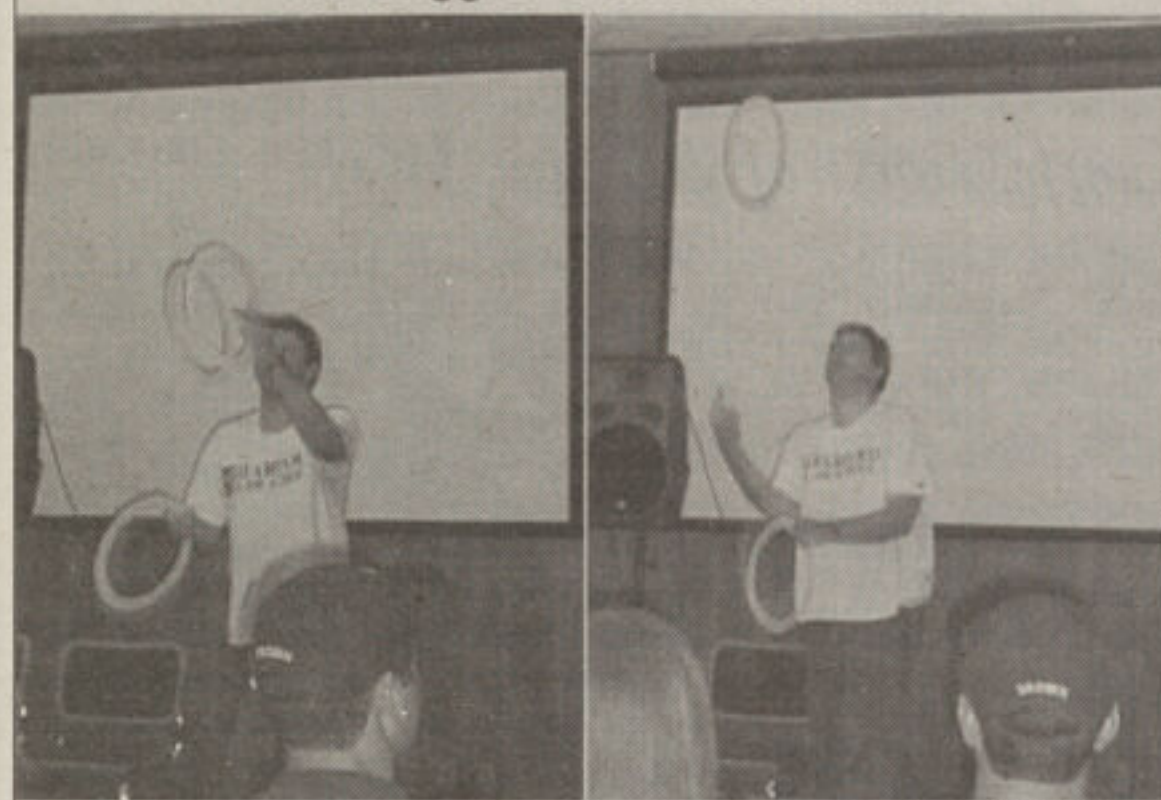
America's Oldest
Law School
Newspaper
35 CENTS

Volume 106, No. 11

Cambridge 02138

Friday, April 24, 1998

The Juggler Comes to Town



Kirk Damman '99 dazzles the audience with his hoop action at the HLS Drama Society's Talent Show last Friday.

LSC Advocates Adding Procedural Protections to Attendance Policy

By Suzanne Carter

The infamous LEC Three dwindled to two Monday as Rob Edmund's '98 tenure as a Legal Education Committee representative officially ended during LSC's end-of-the-year review of student-faculty committees.

Brian Fitzpatrick '00 and David Stringer '99 will serve on the Committee next year, but there will be a new representative from the class of 2001, according to LSC President Dan Fridman '99, "[who] will be very much in favor of procedural protections. That will be our basis for selection."

The LEC Three rode to notoriety this semester during the tumult over the new attendance policy, which the Committee was responsible for crafting. The policy, which will take effect this

fall, eliminates the written notice requirement for professors who drop a student from a course for non-attendance.

Fridman took the two remaining LEC reps to task, warning that the Council would work to constrain the reach of the new policy.

"Just so you know," Fridman told Fitzpatrick and Stringer, "we are going to be working to shore up procedural protections by trying to get as much information on the administrative board as we can and make the rights students have public as soon as possible so to kick off the new attendance policy."

The absence of procedural protections such as a notice requirement in the new attendance policy was a hotly debated issue at this meeting as many

Please see *LEC*, p. 5

Placement Committee Meets With Clark on Military Recruitment

By Suzanne Carter

Granted a two-week extension by the Air Force to respond to charges that the Law School is not in compliance with the Solomon Amendment, Dean Clark '72 and the Placement Committee continue to deliberate whether the military should be permitted to recruit through

the Office of Career Services.

Four members of the Committee — Prof. Charles Ogletree '78, Prof. John Coates, OCS Director Sally Donahue, and David Lancz — met with Clark Wednesday morning to discuss the issue, which must now be decided by May 4.

The Dean "is really thinking very carefully about this issue, and I'm certainly hopeful that

we'll have a decision soon," OCS Director and Placement Committee Chair Sally Donahue said. Under current HLS policy, the military cannot recruit through OCS unless it signs HLS's non-discrimination policy, a necessary prerequisite for all employers. The military has refused to do so because it excludes gays and lesbians from service.

The Law School has reconsidered its position because OCS received a letter from an Air Force Captain alleging that HLS was in violation of the Solomon Amendment. The amendment ties certain types of federal funding to a requirement that universities allow the military to recruit on campus. It has been speculated that violation of the Solomon Amendment would place HLS in jeopardy of losing federal funding for its Perkins Loan Program and Federal Work Study Program.

According to Lancz, the major revelation during the meeting with Clark was that the million dollar number may have been overestimated.

"It appears that while it

Please see *MILITARY*, p. 4

Solomon's Million Not What It Seems

By Alyssa Caples

Office of Career Services Director Sally Donahue has reduced from \$1 million to \$400,000 the estimated financial aid funding that HLS could lose if it is found to be in violation of the Solomon Amendment's requirements for military recruitment. This figure encompasses funds for both the Federal Work Study Program and the Perkins Loan Program.

"Each year the University receives a block grant of campus-based funding to distribute out amongst the faculties participating in those programs," said Donahue.

The exact amount of federal funding given to HLS through Harvard's University Allocation Committee varies from year to year depending on the amount of money received from the

Please see *MILLION*, p. 5

April Is the Cruellest Month for Slacker 3L Paper Scribes

By Jane Ohgami

Spring may have arrived in Cambridge, but those Harvard 3Ls who have yet to fulfill their written work requirement, April may be the "cruellest

month" of the year, to quote poet T.S. Eliot.

The Written Work Requirement or 3L paper is a prerequisite to graduation and is typically completed by law school students in their final year, although some elect to complete the paper as 2Ls. The paper often involves year of independent research. To pass, students must earn a grade of B- or better. According to Assistant Registrar Cristina Lewis, if students either fall below a B- or are otherwise unable to meet their deadline, they may be asked to return for another semester since extensions are permitted only under extenuating circumstances.

"They don't fall off the face of the earth," Lewis said, explaining that because there were two other graduation dates in November and March, students would still have an opportunity to obtain a diploma.

"However, there is only a ceremony in June," she added.

For many 3Ls, postponing graduation may be an alarming prospect. Those students who have not yet finished were so busy at their computers that most declined an interview.

"Sorry, but because I'm a slacker 3L yet to finish my third year paper, I have no time to talk to the RECORD this week," Traci Ext '98 said.

Mark Torre '98 said that he

too was beginning to feel pressured by the enormity of the workload as the end of his final semester at HLS fast approaches.

"Most people I talk to have finished and I am worried about making my deadline," he said.

Please see *SLACKERS*, p. 4

Bellow Heart Transplant a Success

Immune Suppression Drugs May Make for Rocky Rehab

By Seth Persily

Prof. Gary Bellow '60 received a heart transplant last Thursday, ending a long and trying wait for a suitable donor. The surgery was successful, and Bellow is currently recovering at the transplant unit of Massachusetts General Hospital.

"Gary is having, so far, a remarkable recovery," said Bellow's wife, Prof. Jeanne Charn '70. "He is fully alert, his medical signs are fine, he is eating and has been out of bed each day beginning Friday."

Bellow is exhausted from the ordeal, Charn said, but he has already started physical therapy and is able to get up on his feet with a walker.

"The biggest difficulty he has had so far is coming to terms with how quickly he recovered from the surgery," said Charn. "His doctors feel that,

so far, he is having a textbook recovery. The new heart seems to be working just fine. We both still find this simply remarkable and are awed by this gift," said Charn.

While Bellow's progress has been encouraging, all involved note that the battle is not over yet. "He is taking more immune suppression medication each day," said Charn. "There may be side effects and dosage issues."

"There are no signs yet of acute rejection, but it would be unusual for there not to be some rejection bouts in the next weeks, which the medical staff believe they will be able to treat with intensified medications," she said.

Because of the immune suppression and his weak physical condition, Bellow cannot have

visitors other than family members in the hospital.



According to Charn, he is reserving all his strength for the physical rehabilitation process. His doctors will not discharge him from the hospital until he can climb a flight of stairs and engage in other routine physical activities.

"The physical rehab is daunting, but Gary's spirits are high, and he will certainly accomplish this," said Charn. "I can now visit with him in his room, though I must wear gown, mask and gloves the entire time. David [Bellow and Charn's son] came by for 10 minutes today to see his dad for the first time since surgery. He visited through the glass partition and is relieved and cheerful, confident that his dad will be home soon."

INSIDE THIS ISSUE

SPIN Auction 3

KAHLS Delegation 5

Clerkship Advising Reform 7

Bennett's Top 100 10

Also:
Comics, Talent Show photos, Renée, and, of course, Fenno.

Over Half a Century Ago in the RECORD

Featured Column Retrospective

The Harvard Law School Record

VOL. 1, NO. 7.

CAMBRIDGE, MASS., WEDNESDAY, AUGUST 28, 1946.

CAMBRIDGE, MASS., WEDNESDAY, FEBRUARY 19, 1947

VOL. 3 NO. 1

Confessions of a Law Wife

The origins of the Law Wives group is obscure for most of the current membership. Some of us have a vague notion that it was begun before the war by the Dean's wife. However, no one has yet had the courage to come out with the truth. By a few strategically phrased questions, an astute investigator has uncovered the information that the Law Wives banded together simply to find out if the other girls' husbands stayed away from home so much. After each wife found to her relief that a two or three year absence from home was merely one of the occupational hazards she had to endure as a Law Wife, the group entered its next phase of development—a project to keep abandoned wives amused and in touch with reality.

During the war many wives whiled away their husbands' overseas duty, Penelope-fashion, by embarking on large scale pieces of handiwork—crocheting an afghan or braiding a rug. But at least their lives were brightened then by letters and an occasional string of beads made out of a cocoanut. Unfortunately, none of us was prepared with any amount of handicrafts for this period of legal separation. Numerous desolate spouses claim that once they have watched their husbands disappear into Langdell, that greatest mother

of them all, they are henceforth known to them only by a wet towel on the bathroom floor or as the hand that endorses the \$90 veteran's check. And when their mate finally emerges, clasping the precious LL.B. to his now hollow, shrunken chest, he is even more of a stranger to his long-suffering wife.

In addition to shedding light on the genesis of organized Law Wives, this same situation also makes clear the general lack of enthusiasm for organization among Harvard Law School alumni. For one thing, scores of graduates have a tendency to go berserk at the prospect of reliving those days of yore; a great many husbands are not permitted to leave home for fear they'll never return; and the others are usually under doctor's orders to build up the red corpuscle count lost while learning their profession.

Of course, the one solace for a Law Wife is that it must all come to an end in six or seven semesters—if not sooner. Though some of the more skeptical among us are beginning to wonder if this state of conubial isolation will ever be over, we can only hope that having his name appear on a letterhead rather than a bluebook will guarantee that we'll be able to renew the old friendship with our life's chosen companion.

Lucy S. Schneider

NEW LAWYER'S DEFECTS TOLD

Reports Reveal Outstanding Weakness In Written Work

As a by product of the questionnaire sent to a cross section of law school graduates this spring, which was described in last week's RECORD story on the work of the Committee on Legal Education, the defects of young lawyers can now be stated in the light of the information received.

When assisting a senior associate or engaging in research work the young lawyer's most commonly noted defect is "lack of literary ability or power of effective expression on paper."

"Tendency to one track thinking; failure to formulate and have ready alternative solutions or strategies" is the defect most frequently noted in the young lawyer when handling matters in a responsible capacity; more or less on his own.

The lawyers answering the queries had propounded to them fifteen possible defects of the fledgling while in a subordinate and a responsible capacity respectively. They could evaluate these as "not serious but common," "generally present and moderately serious" and "commonly present and very serious"; decide that the item was virtually absent; or indicate that the deficiency was found in only a few individuals but to a serious, moderately serious, or very serious extent. From compilation of these answers it is possible to reveal information of value not only to the Committee on Legal Education in their work of planning the curriculum, but also to the potential practitioner.

The three most serious defects of the newly admitted attorney when working more or less alone, in addition to the one track mind noted above, are "failure to secure an understanding of the underlying business, economic and organizational problems involved," "willingness to give advice without understanding its full implications, snap judgment," and "failure to participate in public affairs and bar association work." Least criticized in the list is "tendency to make important decisions without sufficient consultation with senior associates."

When the young lawyer is working more closely under the supervision of a senior associate somewhat different difficulties appear more prominently. However a similar factor, "failure to grasp underlying business or organizational issues; excessive concentration on purely legal aspects of problem" appears second on the list of noted defects. The other two which follow most closely are a "tendency to discuss learnedly the authorities and principles involved without bringing them to bear on the issue which requires decision" and "insufficient background of general culture."

At the bottom of the list of fifteen suggested defects are "tendency to simplify issues unduly, reducing whole problem to a neat but misleading formula" and "lack of intellectual initiative; disinclination to begin work until someone else has defined the issues."

The criticism has often been made that law school education causes the student to disregard statutes and to think exclusively in terms of case law. This criticism is somewhat refuted by the fact that few of those asked considered the defect as even moderately serious and over a quarter of the replies indicated that it was of no importance as a factor.

Few felt that lack of acquaintance with the mechanics of finding the law was a principal defect.

Confessions of a Law Wife

SCENE: Bridge at the Replevins'.

PLAYERS: Amanda Mandamus and Flo Warranto versus Adelaide Assumptis and Rosalind Replevin, law wives all.

"What's trump this hand?" asked Flo Warranto.

"Oh, for Heaven's sake, darling, why don't you invest in a book of rules, read them and then pay attention?" Amanda impatiently suggested.

"Oh, Amanda, stop bullying poor Flo," cooed Rosalind. "She tries. You should be glad you're not teamed with Jane. Why, she can't even count. I doubt if she knows how many cards she should have in her hand—and she has the airs of a tournament winner!"

"And those clothes she wears!" cried Adelaide. "To her, purple and orange are a stunning combination, and she insists on donning the bare midriff dress both for afternoon and evening wear, when what she needs is something to tie her in!"

"Whose lead is it?" inquired Flo.

Amanda chatted blithely: "Andrew has five examinations looming darkly on the horizon. I can't have teas or bridges until February 8. Really, I shall be bored utterly. Oh, I suppose I'll take in a few shows in Town and do lots of shopping. That kills time so pleasantly. . . . New York papers are flooded with advertisements of January sales. I suppose Boston will have sales in February."

She straightened her nylon seams and glared across the table at Flo, who was studying her hand with a questioning frown.

"I've found the duckiest place to shop," reported Rosalind. "You can get lettuce and tomatoes for two cents less, each, and. . ."

"Where's that, darrrrrling?" shrieked Amanda.

"Spumoni's Market, just this side of Waltham."

"Huh," snorted Adelaide, "you spend more in shoe leather and transportation than you save, dear."

The game had continued during the conversation, and Adelaide made her contract on the last trick, squeezing out an ace Flo had saved futilely. Flo blushed apologetically, and mentally planned to try harder as she took a chocolate for energy.

"If only I'd had the king of spades last hand," sighed Amanda. "But my husband would say that is *ex post facto* reasoning. Whatever you call it, that card might have helped." She consulted her watch and remarked that it was really getting late.

While notes were being compared on the relative merits of buying homogenized milk and saving a few cents by getting the regular, the bidding was climbing. Amanda finally reached slam.

"I double," Adelaide said deliberately. "I demur—and my husband says that means 'so what,'" Flo added.

"Oh, my," gasped Rosalind, "it's my lead, isn't it?"

Amanda proceeded to lay down three aces, four kings, three queens and three small ones she could discard on dummy's ace and two jacks, and proudly said, "*Res ipsa loquitur*." Adelaide, who had doubled, was conscious of a condescending smile from Flo, who took her partner's victory as her own.

"When are you girls working at Kendall House again?" asked Rosalind, dealing. "I really enjoy doing something for the boys. It reminds me of the Officers' Courtesy Bureaus during the war."

"Didn't you meet your husband at one of those clubs?" inquired Adelaide.

"It's your lead, Addie," said Flo, who by now had decided she had taken enough for one session, and intended to cross swords with them all if necessary. Adelaide and Amanda exchanged startled looks, but said nothing. Rosalind passed around the dish of candy, hoping to sweeten the tastes in their mouths.

"Too bad Genevieve couldn't join us today," said Rosalind, "but she has such trouble getting a baby sitter. My dear, would you believe they must be supplied with comic books, and paid seventy cents an hour? The next thing you know they'll want portal-to-portal pay."

The game proceeded in practically the same manner for a few hours, with Amanda dropping pearly (simulated) bits of bridge wisdom to Flo, who thanked her but hastened each time to tell her that talking at bridge was rude, and that it also gave away secrets to the opposition. About five o'clock, the playing ceased, Adelaide and Rosalind being the winners. As Amanda kept still, brooding because she had not played very brilliantly, Rosalind served coffee and devil's food cake, which they all ate heartily.

"Heavens," cried Flo, "Fred will be home soon, and there isn't a thing to eat in the place."

The girls consumed second portions, and thoughts again turned to the journey home.

"I'm so furious at Andrew, I could scream," screamed Amanda. "He has the car again today, and I'm trying to figure out what good it does being parked in front of Austin Hall. Ugh, I detest walking."

"May I drop you?" asked Flo, coming to the rescue. Amanda thanked her profusely, and after the usual guest-to-hostess chitchat, they left arm in arm.

Adelaide sat back in her chair and roared, "If Andrew goes into politics, Amanda will be a boon. She's more than a bit morally color-blind."

"Goodness," gasped Rosalind. "Flo forgot to tell us what time we are to come over for tomorrow's game. Since she's not pregnant, she has no phone."

"We might get there around two," purred Adelaide. "She'll probably have her dusting and cleaning done by then. The boys have to be in school by 9, you know."

"Ah, yes, good old bridge," smiled Rosalind. "I don't know what we'd do without it."

NORMA PIKE TEPP.



"Now ask for Poppa to come back from Law School"
(Confessions of a Law Wife)

SPIN's Annual Auction Draws Public's Interest

Weinreb Shows Off His Athletic Prowess; \$60,000 Receipts Set New High Mark

By Paul Gowder

With a live band and refreshments, the Public Interest Auction attracted crowds of well-groomed students and professors into Austin Hall last Thursday night. Now marking its fifth anniversary, the annual event raised thousands of dollars for students working in public interest jobs during the summer. According to auction committee co-chairs Sophie Bryan '00 and Neal Higgins '00, this year's event generated approximately \$60,000 in revenues, exceeding all previous records.

Among the more memorable moments was Prof. Lloyd Weinreb's '63 display of athletic prowess at the live auction.

In what Higgins called "one of the highlights of the evening," Weinreb helped "pump up the bidding" by promising ten push-ups for every hundred dollars bid. Forty push-ups later, he staggered from the center of the room, having secured \$500 for the public interest funds.

The top item of the night, however, was a week-long use of a vacation home in La Jolla, Calif., selling for \$2800. Another high-ticket item was a performance of Joe Scully's '99 Irish step-dancing accompanied by an Irish feast. Performing for the live auction in a kilt, he coaxed \$800 from an enthusiastic crowd.

Mr. Bigglesworth, the popular student rock band featured in the HLS Drama Society Parody, also performed several songs at the live auction. Eventually, the bidding reached \$750 for an hour-long private concert by the group.

Described by one student as the night's "dullest performer," Mr. Steve Wagner, Prof. Arthur Miller's '58 assistant, debuted what was listed in the auction materials as "songs inspired by romance at HLS." Singing a cappella, he scolded the recent RECORD parody issue as a "disreputable rag" for its story on "gunner love," and expressed disbelief of a photo the RECORD published purporting to show "hanky panky in Langdell." No one was quite sure what Wagner's HLS connection was.

Even Dean Clark '72 got into the spirit of the evening, contributing \$650 for the opportunity to say "Oyez Oyez" to commence next year's Ames final round. Bryan expressed delight that Clark attended the auction, noting that it was "really gratifying to see the Dean and the Visiting Committee get out and support public interest."

At the silent auction, which occurred earlier in the evening, onlookers milled around desks exploring the offerings, which included a life-size cutout of Captain James T. Kirk of Star Trek fame. One student vying for the Kirk cutout was Rhett Laurens '00, who said he hoped to use it "as a joke gift for someone else."

By 7:50, the closed envelope for Kirk bids were getting bigger. Unfortunately for Laurens, the cutout went for \$21 to an unknown individual.

While the cutout Kirk attracted several bids, a few exhibits proved less popular, and some donors stated that they did not expect their donations to sell. Mikhail Zeldovich '00 was startled when someone bid on the Russian lessons he offered

at the silent auction. "Somebody actually bid on me," Zeldovich said. "Now I actually have to teach somebody Russian."

Donations ranged from photo calendars of Newt Gingrich to exotic perfumes and even included some perishable items. One donor sent fully cooked barbecued food by federal express which arrived just in time for the event.

Higgins said he too was pleased and

suggested that future auctions would be even more successful.

"Our goal is to creep up revenues each year as the auction becomes a more important community-building event for the law school as a whole," he said.

He also gave "snaps to OPIA for all their love and support," as well as Profs. Phil Heymann '60 and Carol Steiker '86 for serving as auctioneers.

Berkman On-line Course Open to Guest Students

By RECORD Staff

In response to overwhelming demand for participation in its first experimen-

tal on-line cybercourse, "Privacy in Cyberspace," HLS's Berkman Center for Internet & Society has added a guest access feature to the course. Guests can now observe the course's live on-line class sessions while in progress. Several student discussion groups have also agreed to admit guest observers. Finally, there will be a virtual "guest book," in which guests can give feedback on the course and add their two cents about the Internet privacy topics it addresses.

The Berkman Center launched the experimental cybercourse, moderated by Prof. Arthur R. Miller '58, on March 3.

Over 1100 students from more than forty different countries were admitted into the course before enrollment was closed.

"But we were still flooded with requests from people hoping to join us," said



Berkman Center
Executive Director
Jonathan Zittrain

Jonathan Zittrain, executive director of the center. "The guest access feature will let them experience everything that's going on in the course."

The center charts — and in some ways attempts to shape — the explosive development of the globally networked environment, according to a press release. The Center's philosophy is that in order to understand this new environment one must actually build out into it, a form of self-active study. To

become a guest student or learn more, visit the cybercourse at <http://www.berkmancenter.org>.

We Laughed, We Cried, We Sang Along ... at the HLS Talent Show

Harkness Commons was filled last Friday with HLSers showcasing their talents to an appreciative audience. Approximately 28 acts comprised the afternoon performance expo.



So what does
Irish step dancer
and former LSC veep
Joe Scully '99 wear
under his kilt? Shhh.
We're not telling.



Matt Freedman '99 sings a plaintive tune to his own
five-string accompaniment.



Some random girl singing... need a caption for this one...
JANIE?????

All photos

by Janie Kim



Some random person is
strumming on his guitar and
singing.... don't know his
name.... but JANIE will...



Briefs

Class of 1999 Elects Marshals

John Cranley '99, Harold Hope '99, Scott Janoe '99, and Neeraj Pai '99 have been selected as Class Marshals for the forthcoming academic year.

"The most exciting part of the position ... is the opportunity to serve a spectacularly interesting and talented group of people," said outgoing First Marshal Michael Rosenbaum '98. "The relationships we form with our classmates here will be important to us for the remainder of our ... lives."

Leitcher '57 Vacates N.Y. Senate Seat, Rosie O'Donnell's Brother to Make Run

TV talk show host Rosie O'Donnell says she is fully behind her brother's run for the New York state Senate.

"He is really one of the most selfless and dedicated people I know," the entertainer said Monday after her brother, Manhattan lawyer Daniel O'Donnell, announced his candidacy.

"Since we were kids, we all knew that Danny would devote himself to public service," Rosie O'Donnell said. "I think the tip-off came when he was 8 years old and he founded a free legal clinic for the dolls he claimed I illegally evicted from my Barbie dream house."

Daniel O'Donnell announced his candidacy after Democrat Franz Leichter '57 announced he would not seek re-election this year to the seat he has held since 1974.

Should he win election to the Senate, O'Donnell would become the first openly homosexual male in the New York Legislature.

Leichter, 67, was first elected to the state Assembly in 1968 and was elected to the Senate six years later.

While the Austrian-born Leichter said he has had some discussion with the White House about a possible job in the Clinton administration, he said he didn't yet know whether anything would come of those talks.

"I've certainly let it be known that if there's a position where I could be helpful, I'd be interested," Leichter said.

— The Associated Press

Rodriguez '87 Named Dean of USD Law School

Daniel B. Rodriguez '87 has been chosen to be Dean of the University of San Diego School of Law effective July 1, 1998.

Rodriguez, 35, is a professor of law at Boalt Hall School of Law at the University of California, Berkeley. He has taught Administrative Law, State and Local Government Law, Constitutional Law and Legislation.

"Dean Rodriguez is a distinguished scholar and educator who will provide outstanding leadership to the School of Law," said Dr. Frank Lazarus, USD Vice President and Provost. "He has outlined an exciting agenda for excellence, and he will support wholeheartedly the efforts of the Bar to enhance the status of the legal profession in Southern California."

"I am absolutely delighted to be joining a law school with a fine reputation at a university with high standards and values" said Rodriguez. "The USD School of Law is highly regarded throughout the country, and I am convinced that the best is yet to come."

Rodriguez was an editor of the Harvard Law Review. In 1987 and 1988 he served as judicial law clerk for Alex Kozinski, U.S. Court of Appeals, Ninth Circuit.

Cox '34 Calls for Campaign Spending Reform

The special prosecutor who demanded that President Nixon turn over secret tapes of Oval Office meetings wants the public to demand campaign spending reform.

In the days of Watergate, citizens rallied against abuses of power, Archibald Cox '34 said Sunday during a lecture at Franklin Pierce Law Center, a law school in Concord, N.H.

Cox said that too many abuses are ignored, particularly when it comes to loopholes in the law that allow individuals, unions and corporations to make unregulated contributions to political parties.

"The consequence to government of, by and for the people is absolutely devastating," he said.

Cox is a former HLS professor and served for 12 years as president of Common Cause, the citizens lobbying group that sponsored his lecture.

— The Associated Press

Harvard University to Develop Policy Banning Items Made in Sweatshops

Joining other colleges and universities, Harvard University is developing a policy to prevent licensed collegiate memorabilia from being manufactured in sweatshops.

More than 100 people protested at the University April 14, saying that Harvard shirts, caps, and other items were often manufactured at plants that offered poor conditions and poor pay for their workers.

Some Harvard items have been made at a Korean-owned company in the Dominican Republic called BJ&B, according to a report released by the New York-based Union of Needletrades, Industrial and Textile Employees.

"The factory employs over 2,000 people, mostly young women, and workers there typically earn approximately \$40 after 56 hours of work each week," said Carrie Kim, a union spokeswoman. "We know for a fact that some Harvard items are being manufactured there."

A Harvard spokesperson said it would work with students, unions, administrative arms to develop an appropriate policy.

"It's one thing to issue a policy, it's another issue to have an enforceable policy," said Harvard spokesman Alex Huppe. "People are in agreement that a policy should be drafted to address these issues."

— The Associated Press

Committee Considers Kennedy's Proposal

Continued from *MILITARY*, p. 1

could cost us a million dollars, it probably will cost us less because of some calculations that Sally Donahue has done," Lantz said.

Committee Reviews All Options

Prof. David Kennedy '80 has drafted a recommendation to the Committee which suggests that the military be permitted to recruit through OCS but prescribes certain "ameliorative measures," according to Lantz.

According to Michol McMillian '00, the Committee's second student representative, the Kennedy proposal would "allow the military to defer to the Solomon Amendment and allow them to use OCS and try to use the million dollars they would receive through staying with the Amendment to do something more positive to enforce our policy of non-discrimination at the Law School."

"[Kennedy's] goal is to make this controversy have more of a lasting impact on campus," McMillian continued. "Possibly he'd hire a gay professor with the Solomon Amendment funds or have research groups look into subsidized grants on these issues."

The Committee has not yet reached unanimity on the military recruitment issue.

"I have served on the Placement Committee for nearly a decade," Ogletree said. "I think our current policy is the correct one. I think it is one that is based on equity, sound legal principles, and fair access for all recruiters. To alter the process now in the face of this challenge would be unconscionable and indefensible."

Ogletree said that HLS should "continue to embrace the principle of nondiscrimination ... and use our greater resources to find other means to support those students who might run the risk of losing federally insured student loans."

Coates indicated that he was inclined to support Kennedy's recommendation but remained open to further debate on the issue.

"Currently I am inclined to think that David Kennedy's proposal is the right thing for the school, but I am open to persuasion on the issue, and I've been having lots of conversations about it, and I certainly haven't made up my

mind definitely one way or another," Coates said.

The two student members of the committee had differing perspectives on the recruitment issue, particularly on Kennedy's recommendation.

"I just strongly believe that if any employer cannot sign our statement of non-discrimination, then they should not be allowed to use OCS," Lantz said. With regard to Kennedy's plan, Lantz remarked, "I don't understand why it's a one-or-the-other option. I don't understand why we can't both fight discrimination and keep the current policy at OCS. And we would have to find new money to fund these proposals he's creating."

McMillian, who stressed that the Committee was still deliberating on the issue and that any opinions were "far from final," expressed support for Kennedy's proposal.

"I feel the student body is very divided on the issue, and supporting Prof. Kennedy was one way I could keep with both sides of the spectrum and allow students to keep some financial aid money," McMillian said. "I worry about those individual students who don't have a say in the current debate and wouldn't be benefited in any way by keeping things the way they are — they'd just be harmed." McMillian thinks that Kennedy's proposal to shift resources into concrete antidiscrimination measures would have a positive impact on the Law School community.

The other members of the Placement Committee, Profs. David Herwitz '49 and Reuven Avi-Yonah '89, could not be reached for comment.

Lantz believes that the Committee's two over-arching concerns are to adhere to the principles of non-discrimination and to stick by the students who may lose funding. "If we tell the military that they can't use OCS, it will only be because HLS will somehow find the money to augment the Perkins Loans and make sure we have Work Study money," Lantz said.

Lantz stated that the Committee was listening to student input. "Students don't feel that they have a voice on campus, and I think this issue is really proving that when students use their voice that the Dean, the faculty, and the students on the Committee will listen to it. Anything students do to let themselves be heard on this issue is good."

Students Dragging Their Feet on Third-Year Papers

Continued *SLACKERS*, p. 1

Torre stated that there were "various reasons" as to why he had not yet completed his paper. One of the primary difficulties he cited was the complication in researching his topic: the legal implications of prohibiting Internet gambling, a newly evolving area of law.

"After I chose the topic, there were some recent developments in the Internet gambling area," he explained. "Twenty-one people were arrested and are now the first to face federal charges; so that changed [my paper's focus] somewhat. Also, I have had to travel a lot, not for vacation."

Torre noted that despite these difficulties, he has enjoyed the research and the opportunity it has given him to work

with Prof. Charles Nesson '63, who specializes in the field of technology and the law.

"I like working on the paper and think the topic is extremely interesting; I enjoy researching it," Torre stated. "I have had no problem at all with Prof. Nesson — he has been a great supervisor."

If Torre has any regrets, he said they only concerned the time constraints and his failure to begin the project earlier.

"If I did something different it would have to be that I wish I would have started it during my second year," said Torre.

"It is now due, according to the registrar's office, on May 1," he added. "After I turn it in, I'm going to attend my last couple of classes and go to Las Vegas."

NEXT WEEK IS THE LAST ISSUE OF THE RECORD FOR THE 1997-98 SCHOOL YEAR.

SPEAK NOW OR FOREVER HOLD YOUR PEACE (AT LEAST UNTIL NEXT FALL).

SEND US A LETTER AT:
Harvard Law RECORD
Harvard Law School
Cambridge, MA 02138 or
record@law.harvard.edu

Lonesome Ride of LEC Three Ends with Edmund's Farewell

Continued from LEC, p. 1

LSC members urged Fitzpatrick and Stringer to propose such measures at next year's Committee meetings.

Stringer said he supported the notion of procedural protections but questioned the necessity of such measures, predicting that the Registrar's Office would administer the policy fairly.

"I guess I don't see how the rule will be abused knowing what I know about the Registrar's Office and how they treat students in that respect," said Stringer.

"To a certain degree, I think this policy won't have any effect on students other than those who aren't residents of Cambridge," he said. "The only actual procedural protection we removed was the receipt of written notice, and that would only affect those students who just weren't around to check their mail ever."

Stringer did not explain how students who do check their mail regularly would benefit from the removal of written notice.

Charles Hokanson '98, who regularly attended LEC meetings this year as the chair of LSC's Academic Affairs Committee, was less optimistic than Stringer about the Registrar's powers to rein in the faculty.

"I'm not comfortable saying that the winner every time is going to be the Registrar, and that the Registrar will always stick up for the anonymous student against a very powerful or adamant faculty member that he's had to deal with for 20 or 30 years," Hokanson said.

"If professors want to get rid of students, they will fight like tooth and nail to get rid of those students. I'm also both-

ered by all these appeal levels that might last for half a year. And I see it as highly problematic to specify what the Ad Board would say or do [in a removal proceeding]."

"I don't want to wait until someone's in an Ad Board proceeding wrongfully to add those procedural protections," Fridman added.

Relatedly, Eric Cesnik '00 mentioned that LSC could "pack the court, so to speak," by adding more student members to LEC.

When asked for a reaction to Cesnik's comment, Fitzpatrick said, "I can't imagine that LEC would be opposed to having more students on LEC."

"I think it depends on who the chair of the Committee is," said Stringer. "I don't think Richard Parker '70 would go for it in light of what happened this year, but there are rumors that he may be leaving. However, for example, if Prof. Jon Hanson is chair next year, I don't think it would be a problem to add students."

LEC to Focus on Faculty

Fitzpatrick said that after the attendance policy passed, LEC "moved on to other things."

"Our recommendations now are tailored to creating more opportunities for students and faculty to interact with one another outside the classroom, creating more opportunities for you to appoint students to committees ... and I know how you all like to do that," Fitzpatrick noted, drawing laughter from the Council.

"We also want to hold the faculty accountable to students more by getting grades in on time, not rescheduling

classes all the time like some of them do, and participating more as judges in the Ames competition," Fitzpatrick added.

When Fridman asked Fitzpatrick whether he thought the language in the new proposals was diluted during Committee deliberations, Fitzpatrick responded, "It's very curious because things almost inevitably get diluted and weakened by the time things come to a vote. The spirit on the Committee I think Prof. Parker governs with is to get a unani-

mous vote on things. So no, the language isn't as strong as it could or should be, but I think that's inevitably how the professor wants the Committee to be run."

According to Stringer, the faculty is planning to hold two meetings on the new LEC proposals — one to discuss them, and one to vote. The attendance policy's passage was controversial in part because the faculty both discussed it and voted on it in one two-hour meeting.

LSC REVIEWS COMMITTEE PERFORMANCE

Last Monday, the Law School Council discussed the progress made by student-faculty committees over the course of the school year.

- The Financial Aid Committee raised the Low Income Protection Program's assistance ceiling to \$49,500 and raised budget for living expenses under the Program to 6.5%. "We're working hard to support students who take low-paying jobs upon graduation," said Committee Representative Amy Oliver '00.
- The Information Technology Policy Committee was responsible for establishing the Student Organizations ("ISTUDENTORG_FLASHI") listserve.
- In response to student complaints about students from other HU schools using Langdell, the Library Committee discussed limiting Langdell access to law students. But, according to Committee Representative Alyssa Caples '00, they voted such an idea down because they feared "retaliatory action from other libraries" that might respond by banning HLS students.
- Fridman, who serves on the Food Services Committee, noted that "we changed the kind of bagels sold in the Hark, and I think the new ones are really good." When campaigning for the LSC Presidency, Fridman noted the bagel change was one of his accomplishments as an LSC member.

\$400,000 Part of "Complex" Federal Funding Schedule

Continued from MILLION, p. 1

Department of Education.

"The Perkins and Federal Work Study Programs' combined total is slightly over a million dollars in annual federal student aid that is awarded to our neediest students," said Donahue. "The actual financing of these programs is complex and represents a partnership of annual funding from the federal government, HLS, employers, and graduates."

The difference in the two figures quoted — \$400,000 versus \$1 million — stems from the fact that the programs are not funded entirely by the government. The Perkins Loans are financed through a combination of a federal capital contribution, a required institutional match, and the repayment of past student loans. Only the federal capital contribution will be effected if HLS is found to be in violation of the Solomon Amendment.

The bulk of the funding — repayment of past loans — will still be available to the university. Yet, "because the program was designed as a carefully constructed partnership, if one of the parties ends its participation, it makes restructuring very complicated," said Donahue.

The Perkins Loans are popular with students because of their favorable terms. Currently, the program disburses approximately \$1,500 to \$2,000 per year to each recipient. This loan bears a fixed rate of 5 per cent and interest does not start accruing until after a student graduates. HLS currently runs its own loan program as well, through which it grants \$1 million a year to students. These loans are at a higher rate of 8 per cent and are interest accruing loans. In addition, federal funds are available to students through entitlement programs like the Guaranteed Student Loan Program. Because these monies are not school-specific and are granted directly to the student, they are not affected by the Amendment.

Through the Federal Work Study Program, the Financial Aid office gives grants of several thousand dollars to a limited number of students with summer public interest jobs. The federal

government then contributes additional funds to boost their summer salaries. For students working in direct legal services, the government contribution is half of their summer funding. For those working in direct client services, that sum is 64 per cent of the total.

While the school provides grant money to all students working exclusively in public interest jobs this summer, only those who qualify for the Federal Subsidized Direct Loan program (those with less than \$50,000 in personal assets) are eligible for work study monies. HLS further restricts eligibility to students actually receiving aid. As of this week, only 34 students have been allocated work study funds for this summer. While there are more students who applied for funding, "some people don't like work study because it's not a lump sum payment at the beginning of the summer the way grants are," said Lisa Dealy, director of the Low Income Protection Plan.

"Work study is a paycheck each week, and there's also lag time between a student's start date and the first check," said Dealy. "For some people, even though the amount is lower, they prefer getting all of their money up front."



The KAHLS delegation poses in front of the national assembly building with Assemblyman Kim Minsuk.

KAHLS Delegation Returns to Seoul

By Te Hyok Yi

The Korean Association of Harvard Law School followed up its 1997 inaugural student trip to the Republic of Korea with a return excursion this spring to study Korea's current sociopolitical climate.

"We did not begin the year expecting to send another delegation to South Korea," said Michael Lee '00, KAHLS vice president and delegation co-chair. "However, the election of the first opposition party president, Kim Dae Jung, together with the current financial crisis and IMF-mandated reforms made another excursion extremely difficult to resist."

Last year's delegation set the template for an intensive introduction to the role of law in Korea and to promote friendship between the U.S. and Korean legal communities, KAHLS members said.

This year's delegation spent most of its time with prominent members of the National Assembly, including several leaders of Korea's democratization movement.

The leaders of the National Congress for New Politics, the former opposition party, with whom the delegates met, re-

flected great determination in their vision for a new and more democratic Korea, said Sean Pak '99, KAHLS social chair and delegation member.

The KAHLS delegation also visited the Constitutional Court, where students sat with two justices, including the President of the Court and the only second-term Justice, to discuss the constitutional controversy sparked by President Kim's appointment of former KCIA director Kim Jong Pil as acting Prime Minister.

Delegate David Lee '98 remarked that the conversation was lively and that "this event was the most memorable and educational."

The delegation also visited the new Minister of Information and Communications, as well as the Daewoo Group and several prominent Korean law firms in order to discuss the future transformation of Korea's economic strategy in light of the IMF's insistence on real reform.

According to Jonathan Kang '98, delegation co-chair, "Everybody with whom we met in Korea impressed me as being quite serious about introducing true economic reforms."

The delegation concluded its trip by meeting with students and faculty of Seoul National University for lunch and an informal discussion comparing legal education in the United States and Korea.

KAHLS does not intend to send another student delegation to the Republic of Korea for at least a few years.

Cambridge Nursery School

☆ Oldest Parent Cooperative in the Country

♪ Warm, nurturing, safe setting to play, sing, dance & explore

2 classes of 13 children each
(617)547-7288

6 Hillside Place, Cambridge, MA

Harvard Law RECORD

PUBLISHER
Seth Persily



EDITOR-IN-CHIEF
Janie J. Kim

FOUNDED IN 1946

Spring Report Card

Dean Clark B+ Improves image with thoughtful deliberation on military recruitment. Danger: never could turn down a suitcase of cash (ask King Fahd).

Prof. Weinreb A Push-up pro raises \$500 for public interest with physical prowess. Look out parody writers: Lloyd's buffing up.

Prof. Miller D- Fast Artie does disappearing act from HLS to develop on-line course. Gets minus for shamelessly hawking everything from audio tapes to West books to Kaplan Test Prep. Next stop: QVC.

John Pound F Non-visiting prof. flunks out by canceling class at last minute. Most classless use of voice mail since Paula Barbieri left break-up message with O.J.

Prof. Guinier B Clinton nominee effectively lobbies for hubby job at K-School. With Slaughter looking around, Harvard had better increase the quota for faculty spouses.

Prof. Murray B- Hiding out in Germany as students slam absurd exam "limitations." You're limited to a semester off, Peter, but take your time.

Prof. Nesson B- Rides circuit on "proctor plane" espousing views on expert witnesses. Problem is that the plane's owned by Proctor & Gamble. Moral of the story: Charlie takes the billions any way they come.

Ad Board B Neighborhood star chamber works overtime suspending students for fraud on reimbursements and parking permits while cheating LL.M.s run free. Lesson: copy your neighbor's exam, not his parking permit.

LL.M.s Pass Pardoned by lenient Ad Board. Advice for future: keep an eye on that word count.

Dean Coleman D Administrative dean throws up hands on Hemenway; tells students to make calls for her. Need anything else, Sandy: a budget, some memos, coffee?

"LEC Three" F Rubber-stamp attendance proposal. Resist impeachment. Insist on staying on to finish the job. Is that a threat?

LSC C Powerless to stop attendance proposal. Can't even impeach own reps. Is LSC pointless? Let's hold a forum!

Prof. Parker C-/B+ Usually pro-student prof. looks like "Mr. Hyde" pushing "mandatory" attendance rule. Or is that "Dr. Jekyll"? Ultimate "proof" that it's a foggy, fluid world "out there."

—Friedman

Staff

PUBLISHER EMERITUS
Rob Friedman

CONSULTING EDITOR
Timothy Kiefer

ASSOCIATE EDITOR
Eric Johnson

ENTERTAINMENT EDITOR
Judson Berkey

STAFF COLUMNIST
Renée Kaplan

STAFF WRITERS
Alyssa Caples
Jane Ohgami

MANAGING EDITOR
Suzanne Carter

CARTOONISTS
Margie McWilliams

COLUMNISTS
Michael Bennett
Naim Bulbulia
Darren Schlanger
Josh Swartz

CONTRIBUTOR
Te Hyok Yi

BUSINESS MANAGER
Chih T. Cheung

ADVERTISING MANAGER
Steve P. Chen

OFFICE MANAGER
Michelle A. Jones

PRODUCTION
Kimberley Isbell
Ben Lehrer

COPY EDITOR
Dusan Stojkovic

WIRE EDITOR
William Becker

Editorial/Letters Policy

Main office — Harvard Law RECORD, Harvard Law School, Cambridge, MA 02138-9984
Telephone: (617) 495-4418 • Fax: (617) 495-8457 • E-mail: RECORD@law.harvard.edu
West Coast Bureau: (510) 525-4875 New York Bureau: (212) 316-8582
Warren Binford Jacob Appel

The Harvard Law RECORD (ISSN 0017-8101) is a publication of the Harvard Law RECORD Corporation, a non-profit, independent, student-owned and run corporation of the Commonwealth of Massachusetts.

The RECORD is published weekly on Fridays throughout the academic year and is distributed free of charge to Harvard Law School Students and at a minimal charge to Harvard Law School Alumni. Copy and photo deadlines are 5:00 p.m. on the Monday preceding publication. Advertising deadlines are 5:00 p.m. on the Tuesday preceding publication.

Submissions may be sent to The RECORD at the above noted address, dropped in the RECORD box located in Harkness Commons, or left in the 2L Hark box of Janie Kim. All copy must be typed, double-spaced, and submitted on paper and on a computer disk (Macintosh or IBM). The RECORD reads and appreciates every letter we receive; we reserve the right to edit letters for space as necessary. We will return your disks. Off-campus subscriptions are available. Subscription price: \$45.00 year mailed; \$50.00 year mailed outside U.S. Individual copies: 35 cents at newsstands, 50 cents at the Law School, \$1.00 mailed, \$2.50 for back issues and reprints. Second-class periodic paid at Boston, MA and additional mailing offices.

©1998 by The Harvard Law RECORD Corporation and by the contributors.

The RECORD is committed to equality and diversity. We strive to provide a forum for the free exchange of ideas. As a result, the opinions reflected in articles, editorials, and cartoons are those of the authors and do not necessarily reflect the opinions of the RECORD.

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

—First Amendment, U.S. Constitution

PRINTED BY THE HARVARD CRIMSON

• Letters •

HLS Students Are "Blue Light Specials"

HLS could gain an additional one million dollars if it caves to the military's pressure and betrays its anti-discrimination policy. If, as studies estimate, 10 percent of the population is gay and lesbian, there could be approximately 180 gay and lesbian students at HLS (not counting faculty and staff). However, and only for the sake of argument, let's conclude that it is only 5 percent, and consequently 90 students. Thus, if HLS opts for the money it will simultaneously and unavoidably tell these 90 students that it is willing to sacrifice them for approximately \$11,000 each. And unless HLS can explain

otherwise, we are to assume that, as equals, the rest of the students have a similar price tag. In addition, taking into consideration that the average HLS student (including gays and lesbians) pays approximately \$120,000 for their HLS degree, it seems that if HLS succumbs to the pressure for one million, it is not only letting the military buy their way in but also giving them a great deal.

Thus, the ultimate consequence of this debate is the lingering impression that by merely considering the military's threat, HLS is not only willing to quantify our

value in dollars but that it is also willing to sell any of us. And to add insult to injury, that we might be liquidated in sale just as gays and lesbians are being literally "marked down."

This is the wrong message to send to HLS students. HLS has always stood for something more than this. By accepting the military's offer, HLS will effectively turn students into a dispensable commodity. And sadly, in this particular case, we have been turned into "blue light specials."

Jose Davila-Caballero
LL.M. '98
April 16, 1998

Federal Statute Trumps Law School Policy

I have a suggestion that, to my knowledge, has not yet been aired, and I thought it might be a viable solution for the Dean to consider.

Basically, I agree with the thoughts in Tim Kiefer's column in the April 17 edition of the RECORD. He wrote that the Amendment is a valid enactment of a democratically elected legislature and thus represents the will of the majority — the will of the American people as a whole. He then wrote that civil disobedience is an honored tradition, dating back at least to Thoreau's protest against a tax imposed for funding of the Mexican-American War. However, civil disobedience is inherently an individual choice: It is not an action of a collective body. [Unless, of course, the collective body is issue-centered in its orientation — e.g., NAACP, AIPAC,

etc.] Therefore, as a LAW school, it is inappropriate for the school as a whole to disobey the will of the majority (and the views of some on this campus) by breaking the law in a collective act of civil disobedience.

Therefore, I suggest a solution that will allow the Law School to remain faithful to the rule of a democratically elected legislature but also allow individuals who oppose the government policy to voice their personal dissatisfaction with it. Every student who takes financial aid should receive a letter at the beginning of next semester (and thereafter with his or her financial aid application) on which he or she can check off and sign that he or she chooses not to partake of the million dollars or so in funds that will come to HLS through its compli-

ance with the Amendment. Therefore, those people in opposition to the Amendment need not take what they see as "dirty money," and those who support the democratic enactment of the legislature need not be included in a collective action that they do not personally support.

I must add that I fully support the Law School's non-discrimination policy. However, I do feel that there are priorities in every system of values, and the rule of the American majority takes precedence over an internal rule that we may have here at HLS. I would hope that the School does not impose an act of civil disobedience on its student body as a whole when everyone does not support such an action.

Jason P. Young '99
April 17, 1998

Lambda Weighs In on Solomon Amendment

As you may have been aware, Harvard Law School is poised to make an important decision regarding the Solomon Amendment and the future of military recruiting on campus. This Amendment has implications for a broad range of students, staff, and faculty at HLS. Unfortunately, we, the students of HLS Lambda, have noticed that there is a lot of "misinformation" about the Solomon Amendment. We would like to offer the HLS community more accurate information regarding the Solomon Amendment and the implications of this decision.

The Solomon Amendment demands that military recruiters have "access to students on campuses." The Harvard University General Counsel's office believes HLS is in compliance with the language of the statute because military recruiters already have access to students. Under Harvard Law School's free speech guidelines, military personnel may come on campus to recruit students provided they are invited by a student, faculty member, or student organization. Members of the armed forces have recruited at HLS twice during the 1997-98 academic year. Lambda is not protesting the military's current recruiting efforts on campus.

The General Counsel's office believes that the military is going to insist that the statute requires not just "access" but "equal access." "Equal ac-

cess" would require the HLS Office of Career Services (OCS) to provide active services for the military when they recruit on campus. However, OCS requires all employers who wish to use OCS resources to sign and adhere to a statement of non-discrimination. The military recruiters decline to sign this statement of nondiscrimination and do not contest the fact that they are a discriminatory employer. Lambda and supporters of Lambda's position demand that HLS adhere to its own policy and refuse to create a special exception for the military.

HLS officials now estimate the Law School share necessary to replace the federal funds to be about \$400,000, not \$1 million. If the military determines that HLS is not in compliance with the Solomon Amendment, the school could lose federal funding in the form of work study funds and Perkins Loans. According to Sally Donahue, Director of OCS, the two programs combined total slightly over a million dollars. However, "[a]n estimate of the likely law school share of the 1998-99 federal contribution is about \$400,000. It is unclear how the Perkins and federal work study program would operate without this critical annual federal contribution, but it is important that interested people understand

the complexity of the actual funding of these two federal programs," says Ms. Donahue.

Lambda and the supporters of Lambda's position demand that Harvard Law School replace any lost financial aid funding if the school is found to be in noncompliance. We are not asking Harvard Law School to adhere to its nondiscrimination policy at the expense of financial aid recipients.

Harvard Law School students, faculty, and administrators should recognize that Harvard Law School, with its vast resources, is in a unique position to stand firm behind its nondiscrimination policy. If we refuse to submit to the military's demands, we are in a position to speak for law schools, colleges, and universities across the country that are not so fortunate. Our stance will send the message that Harvard Law School believes in equal opportunity for all people, regardless of sexual orientation.

For more information about the Solomon Amendment and its regulations, visit the American Association of Collegiate Registrars and Admissions Officers (AACRAO) web page at http://www.aacrao.com/policy/govrel/solomon_amend.html.

Margie McWilliams '99
Ross LaJeunesse '98
Courtney Joslin '98
Harvard Law School Lambda
April 22, 1998

• Correction •

The RECORD's April 17th quote of the week was erroneously attributed to Prof. Paul Weiler. The statement was actually made by Prof. Joseph Weiler.

WRITEFOR THERECORDWRITEFOR THERECORDWRITEFOR THERECORD

Harvard Is Losing the Clerkship Race

By Timothy Kiefer '98

Harvard is losing ground in the competition for judicial clerkships. According to statistics published by the American Bar Association, 26.6 percent of HLS graduates are employed as judicial clerks six months after graduation. Yale's clerkship rate is nearly 20 percentage points higher, at 45.1 percent. HLS's clerkship rate also lags behind Stanford's 30.7 percent.

A law school's clerkship rate is important for several reasons. First, finding a clerkship is considerably more difficult than finding a job at a firm. Students graduating from any of the top law schools have little difficulty finding law-firm jobs, but not everyone who wants to clerk succeeds in finding a clerkship. Second, clerkships serve as a traditional point of entry for positions of leadership in the legal world, particularly in academia. Third, clerkship statistics are widely available via the various law school guidebooks, and thus a low clerkship rate can make it harder for a school to attract top students.

What can HLS do to improve its clerkship rate? A couple of suggestions:

• Hire a professional clerkship counselor.

The Office of Career Services currently employs Peggy Tuitt, who holds neither a law degree nor a bachelor's degree, as its

clerkship coordinator. The Law School needs someone to manage administrative work associated with the clerkship process, but it is unrealistic to expect Tuitt to also work as a career counselor.

The Law School should consider hiring a part-time adviser to meet one-on-one with students interested in clerking. The ideal candidate might be an HLS alumnus who clerked after graduation. The job would be attractive for a graduate who has left the law-firm rat race and wishes to work part-time, perhaps a parent with young children. The adviser could also solicit current or former clerks to come in once a week to counsel students. The Office of Public Interest Advising employs a system similar to the one outlined above to great success — in fact, students interested in clerking now use the OPIA advisers as their de facto clerkship counselors.

• Improve student-faculty contact.

The clerkship selection process is an example of how the lack of student-faculty contact at HLS harms students. Judges typically require two letters of recommendation, and so many potential applicants decide not to apply because they don't know any of their professors. In addition, clerkship applicants suffer from a lack of informal faculty guidance during the application process, guidance that could be particularly valuable given that many professors once served as

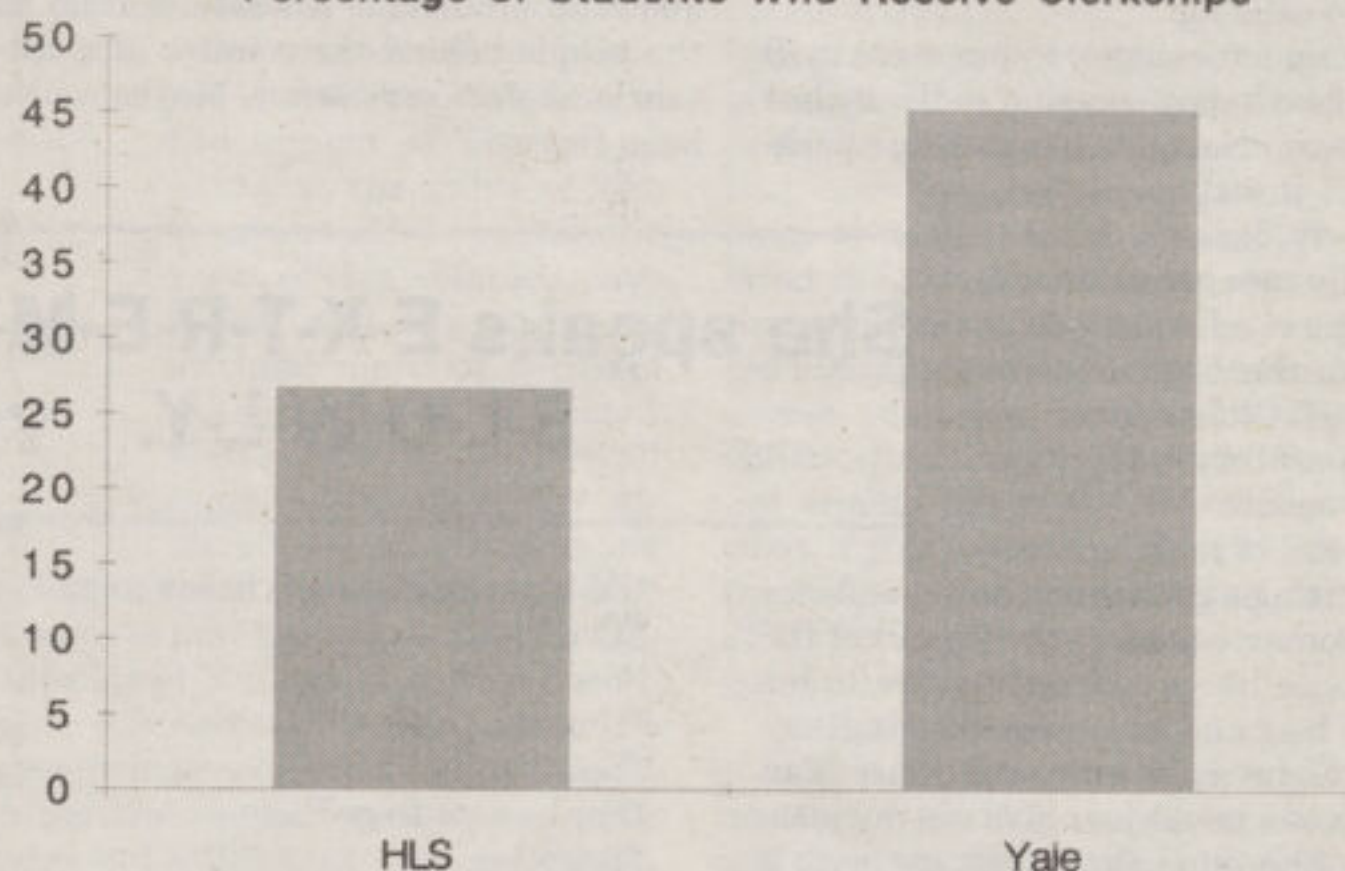
clerks themselves.

Many students blame the poor state of student-faculty relations on the unwillingness of faculty to interact with students. Although this is unfortunately the case with some professors, the larger problem may be one of numbers. According to the ABA, Harvard's student-faculty ratio is 21.1 to 1. Both Yale and Stanford have lower ratios: 10.9 to 1 for

Yale and 16.9 to 1 for Stanford. With so many students chasing so few professors, Harvard students cannot expect the same level of personal help in the clerkship application process as do their counterparts in New Haven and Palo Alto.

Kiefer will be clerking for the U.S. District Court for the Northern District of Illinois.

Percentage of Students Who Receive Clerkships



Source: "ABA Approved Law Schools: Statistical Information on ABA Approved Law Schools," 1998 edition. Percentages reflect employment status in clerkships six months after graduation.

MADNESS WITH METHOD

POLYTHEISM AND POLYGAMY

By Darren Schlanger '00

RECORD Columnist

In a society whose enduring legacy to human social development will remain the Big Mac and silicone breast implant, where the pursuit of excess and the accumulation of tangible assets reign supreme, two principles seemingly inconsistent with those of American materialism prevail: monotheism and monogamy. As pop commercialism exploits and subsequently caters to individualism, endorsing an aloof indifference to conformity and indoctrination (ironically, through the mass marketing of these unique, individually empowering goods to the public), people's collective reluctance to worship numerous gods and cohabit with myriad mates still perseveres even as distinctiveness pervades our collective consciousness. An examination of these anachronistic mores beckons more exhaustive examination than is typically devoted to such phenomena deemed fundamental and absolute. For if Woody Allen's final quip in *Sleeper* pinpointing the fallacy of these ideals, "Only two things in life are certain: Sex and Death — at least death doesn't leave you nauseous afterwards" (note the purposeful deletion of the teleological and inclusion of the sexual), contains any merit beyond its kitschy comic value, society just might be short-selling a merchandising gold mine of opportunity. Sex and God are all-time bestsellers.

Despite its firm foothold in Western religious culture, monotheism has never been an easily defensible theological perspective. The belief in one omniscient being, who, as prime mover, fashioned the entire universe into existence lends itself to significant internal paradox. Hence, to ascribe the totality of being to one divine will requires attributing to that same being the introduction of both good and evil into the world, as well as their constant reintroduction. Unless one believes, as did the deists who founded this nation, that God, post creation, disassociated himself (hence an indifference to our ethical development and lack of moral paradox), the only way to reconcile an imminent, interventionist, and benevolent conception of divinity with the presence of evil, as per the Western insistence on a tangible God preoccupied with human uprightness, is

to require an evil counterpart, call him Satan, Lucifer, Mephistopheles, Asmodeus, or the Devil to tempt mankind; the Demiurge creates evil to empower man's moral choice, yet delegates this noxious responsibility to an immortal underling in order to distance himself from this repugnant necessity. Thus when a tornado wipes out 200 innocent victims with no hint of divine justice, or when a cancer destroys a righteous philanthropist at age 35, yet leaves the wicked murderer untouched until the ripe age of 80, the monotheist must cover these divergent tracks by positing something unknowable *à la* the ineffability of a transcendent and supra-rational lord or the dependence on an afterlife to rectify mundane iniquities) or attributing the evil work to another artist. This creates chaos for theodicy as well as copy-right battles on divine patents.

No such internal paradox exists with a polytheistic tradition. For every distinct phenomenon, one invokes a unique deity. Cancer kills your loved one, the god of melanoma had four-of-a-kind in a game of cosmic five-card stud. Drought destroys your village, the sultry goddess of plague and famine seduced your god of rain. One need not struggle to justify rampant and unadulterated evil with a conception of a caring and omnipresent God. Furthermore, prayers assume a more rational dimension: just as one turns to a traffic cop and not a neurosurgeon for a parking violation, one likewise chooses the appropriate god or goddess to direct one's particular supplications, rather than one god whom might receive numerous contradictory prayers ("please let me live" during a mugging versus "please allow me to die" after a prolonged battle with a crippling terminal disease). Job might have retained his moral fortitude had he attributed each tragedy to the appropriate deity and carefully directed his prayer to the proper divine bureaucratic department.

The polytheistic tradition has a longer abiding legacy in Western culture than monotheism. Abraham purportedly first discovered monotheism in a sexually frustrated fit of rage aimed at his father's idol collection (it took him virtually 100

years to meet the right woman and finally conceive with her). The Ka'ba in Mecca, the black onyx square structure whose circumambulation occupies the locus of the Haj of the devout Muslim, originally existed as a pagan sanctuary of the Pan-Arabic tribes dating as recently as the sixth century BCE. Likewise the Manichean tradition, the ubiquitous deification of Satan, and the remnant polytheistic notions inherent in the Trinity all pervade Christian theology.

Polygamy shares these entrenched roots with polytheism in the Western heritage. Historians attribute the Hebrews' vacillating rejection of Yahweh in favor of indigenous pagan pantheons to the allure of local pastoral cults where devotion to gods such as Ba'al involved ritual cohabitation with the local priestess (a fascinating nexus of polygamy and polytheism). Abraham, Jacob, Muhammed, and numerous other legends of Western myth shared their sexuality with a virtual cornucopia of partners. Solomon, the sagacious paragon of Western lore, married over 1000 women. A married Judah slept with his daughter-in-law, guised as a lubricious harlot. Lot slept with his daughters after they ran an obscene bar tab. Ringing endorsements for chaste monogamy evade Western canon.

Like monotheism, monogamy persists yet shares a tenuous rational support. Save for wolves and a few species of birds, nary a single species in the animal kingdom choose one mate for life. Indeed, more creatures devour their most recently tumescent partners than elope with them. The intrinsic drive for self-perpetuation through gene bequeathal exhaustively demands pursuing every procreative opportunity. The greater variety of gene pooling maximizes the odds of gene survival. Although the traditional single-family unit infrastructure offers more offspring protection, novel approaches to child rearing such as tribal communities or family collectives could compensate for the decentralization of individualized child support. It might really require a village to raise a child.



Many polygamous Mormon families share in the collective upbringing of offspring and subsist rather effectively. A modern egalitarian modification of this archaic conception of polygamy would require freedom of mate choice independent of gender. Genetic parental instincts would still compel offspring nurturing, and laws requiring tighter parental responsibility might mitigate the chaos of rampant family disintegration. Society may demand stability, but the carnal impulse throbbing in our biological chemistry cannot be silenced through pension plans and couples-only retirement communities in Palm Springs.

Undeniably, the positive effects of a new polytheistic and polygamous regime on both productivity and quality of life would outweigh any possible losses. More gods and more spouses means more commercials, religious products, sex toys, contraception, singles and couples bars, religious services, sanctuaries, orgasms, religious holidays, valentines and anniversaries, and less guilt. 3,000 years of monotheistic holy wars, crusades, inquisitions, genocide, exploitation, forced conversions, repression, and developmental retardation offer little compelling justification for maintaining a mainstream monotheistic ideal. Polytheism, however, would welcome new gods, relish new divine incarnations, invite novel theological adaptations without manifesting the insecure, defensive antagonism of the dominant Western trends when faced with change. Eons of strict monogamy has stagnated the human psycho-sexual mechanism and undermined most interpersonal experimentation beyond a 25-year puerile dating ritual leading up to life-mate coupling; 50 percent divorce rates belie its poor track record. Sexual experimentation and gratification would achieve its natural apex with a polygamous social practice. Rather than dismiss polytheism and polygamy, Western society should incorporate these views as viable religious and sexual ideologies into its lexicon of thought and further its contribution to world social development. Is a Big Mac worth such sacrifice?

"OFF THE RECORD"

By Eric Johnson '00
RECORD Columnist

TORTURE BY VOICE MAIL

What's my voice mail doing that it's too busy to pick up the phone until the second ring?

When voice mail finally answers, SHE is on the phone. I think you know HER. Pouring forth from HER is the effulgent wickedness of my seventh-grade English teacher AND my high-school's vice principal in charge of discipline.

SHE is Voice Mail Woman: haughty and nose-high, arrogant and slightly disapproving of everything I do and everyone who calls me.

Getting a message on your voice mail should be a happy occasion — the littlest pick-me-up. Not quite like getting a package, but it still says "hey, somebody cares." Maybe they only care because they are trying to collect on a debt you owe the Eight-For-A-Penny CD Club of America, but at least they're thinking about you....

Instead of making message-getting a good thing, however, Voice Mail Woman squeezes the joy out of the experience like a kid setting fire to his sister's hair on Christmas morning.

First, she makes me wait. Voice Mail Woman can never just give me my messages. She must first mock me with a perfunctory parade of useless information:

"You have one new message. The following new message has not been heard. First message."

What else could it be but a "MESSAGE"? Huh?!? Maybe you were planning on playing the latest hit from the Spice Girls?! And then, what could it be but "FIRST"? Like she's going to play the second message first or the fourth third? And YOU are telling ME that I haven't heard it before? I think I'll know damn well whether I've heard it before IF you will ever play it for me, YOU WENCH OF SATAN!!

Voice Mail Woman subjects me to just about as prodigious a waste of time as the people behind the counter at a certain local pizza restaurant. Maybe you've been there:

She speaks E-X-T-R-E-M-E-L-Y S-L-O-W-L-Y.

"I'd like two slices of cheese to go."

"Two?"

"Yes."

"You want cheese?"

"Yes."

"For here or to go?"

"To go."

Did you ever notice that while you can hit 3-3 to forward past messages that your friends leave for you, you can NEVER forward past "The following message has not been heard. First mes-

sage."

And she doesn't even say it at a normal clip. She speaks E-X-T-R-E-M-E-L-Y S-L-O-W-L-Y: "The. Following. Message. Has. Not. Been. Heard. First. Message."

You may have already seen a connection between this and another species of technological torture: the blinking 12:00 of VCR fame. Remarkably, 5,886,724,721 people on Earth agree that the blinking 12:00 is impossible to justify under any known theory of electrical engineering, human psychology, or international standards for the treatment of prisoners of war.

In fact 5,886,072,472 is the entire population of the planet save for the 20 people at the Transnational VCR Consortium, an enormously powerful committee which, among other things, is responsible for setting standards for VCR clocks.

The Transnational VCR Consortium has also done considerable work with ATM machines. It was their idea that instead of entering "20" when you want 20 dollars, you have to press "20.00," even though THAT IS COMPLETELY USELESS SINCE ATM MACHINES DON'T GIVE ANY FREAKING CHANGE ANYWAY.

You might think that the Transnational VCR Consortium is an



invention of the 20th century. Not so. The Transnational VCR Consortium was first founded in England just after the Battle of Hastings to develop the legal doctrine of Future Interests in Land Estates, about which they only got done

congratulating themselves in 1977.

Hmmm. You know, come to think of it, maybe there's another explanation for Voice Mail Woman's behavior besides the work of evil international conspiracies. Instead of being so tough and rotten-to-the-core, maybe Voice Mail Woman is just a bit fragile and insecure on the inside. Maybe she wants me to think that she's busy talking with someone, leaving the impression she's happening, with-it, and hip, even though her life is really just empty, bitter, and cold.

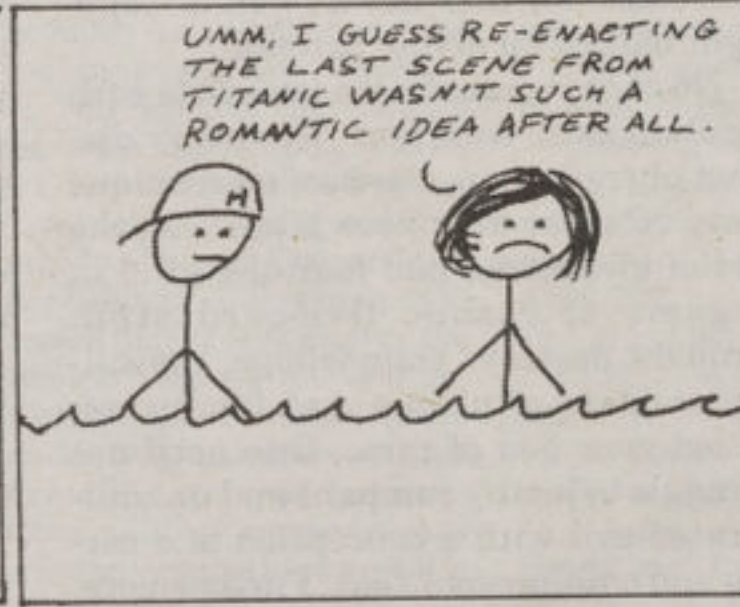
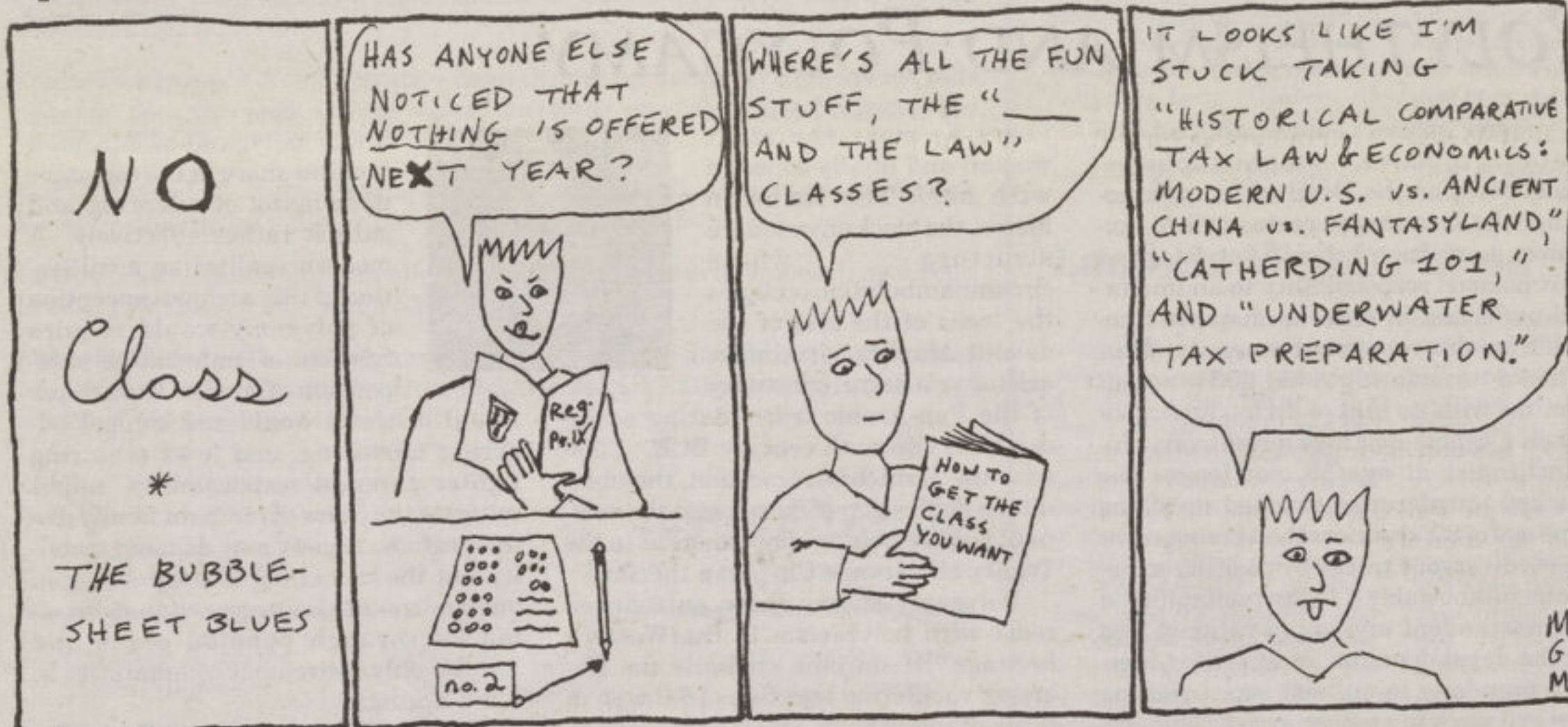
Actually, I have to admit that I often pull the same trick. When the phone rings in my dorm room, I always wait at least one ring before I pick it up. I don't do this to seem busy, though. I am instead trying to create a sense of spaciousness. You see, my Type-1 Gropius room is so small that no matter where I am in the room, I can reach out and pick up the phone in approximately 2.3 nanoseconds.

And if you North Hall residents are laughing at me now, you just see if you don't employ the same Jedi mind trick when you are working in your first-year-associate broom closet at Cravath, Swain & Moore in New York. When you do pick up the phone, it will probably be someone from the Transnational VCR Consortium calling about one of the many intentional-infliction-of-emotional-distress claims they face.

Tell. Them. Hi. From. Me.

Spike

By Margie McWilliams



Koby Antupit PHOTOGRAPHERS

WE'VE MOVED!

2094 Massachusetts Ave.
Cambridge 02140
(Near Porter Square)

- Law firm photographs
- Instant passport/resume photographs (Black & white/color)
- Commencement and portraits for all occasions (617) 547-7552

李 Chef Lee's 索
GOURMET CHINESE
Free Delivery
with order of \$10 or more, in Cambridge and Somerville
876-7666 876-7661
296 BEACON STREET, SOMERVILLE
Luncheon & Dinner
"This is one of the best Chinese restaurants around."
Harvard Law RECORD
"Easily the best Chinese restaurant..."
The Gotta Eat! Guide
"Chinese food with originality."
Boston Globe

10% OFF
purchases of \$20 or more
and
5% OFF
purchases of \$20 or less
with student ID
Monday, Wednesday and Thursday
11:30 a.m. - 10:00 p.m.
Tuesday
5:00 p.m. - 10 p.m.
Friday
11:30 a.m. - 11:00 p.m.
Saturday
1:00 p.m. - 11:00 p.m.
Sunday
4:00 p.m. - 10:00 p.m.
Student discount cannot be combined with any other specials or coupons.

FORGET THE REST,
AND
CALL THE BEST!
629-2929
MEGA-DEAL
• ANY PIZZA
• ANY SIZE
• ANY TOPPINGS
\$8.99
7 DAYS A WEEK FROM 11:00AM TO 12:00AM
WE TAKE ALL COMPETITORS COUPONS
DRIVERS CARRY LESS THAN \$20.00

Musings and Vagaries

By Renée Kaplan '99

Staff Columnist

WAITING FOR THE ARTICLE

Summertime, and the 2Ls — and a few 1Ls — mythical easy living approaches. Just a month from now, and we'll begin to get a bigger, better, more real taste than ever of the real world, and a little hint of a taste of the value of The asset — the value of the specifying, particularizing, exclusivizing article. For you may note that Harvard schools seem to acquire, out there, an extra capitalized article: The Harvard Law School, The Harvard Business School. The "The" is the privilege of brute status, of gratuitous recognition, of self-proclaimed singularity: it is lonely, indeed, at The top. Generally such brute status becomes legitimately acknowledgeable only when you exit into the real world, when you're reminded of what it is so easy to forget in this self-enclosed swarm of many, all so similar fishies: that you are, by virtue of all those centuries' worth of stockpiled mystique, by virtue of the mostly sub-sensory impact of the big H-word — and generally not, at least in the initial phase, by virtue, really, of anything to do with your intrinsic merit — a relatively big fish. While here you just go to the law school; out there, you've been to The Harvard Law School.

This accession to The article is like the realization of a pricey annuity, like getting a dividend better than any liquidation perk, because this dividend is neither perishable nor exhaustible. In an

ideal case scenario, The degree is like a bottomless pot of gold, like a lifetime timeshare in some swank summer digs, an eternal membership in the classiest suburban wholesale grocery store of all. The article elite may extend — discreetly, sparingly — beyond Harvard: to a few other places of learning, like The Stanford Business School, places of working, like The Hill, and places of residence, like The White House. One may encounter an occasional reference to article status even before coming into possession of the degree, before deliverance into

the conscience, a little meditative and rationalizing stretching of the normal standards of self-esteem. Traditionally, those standards have been based on some sense of objective achievement and particular merit, or even on an old-fashioned feeling of personal fulfillment. As a future big fish with The degree in the real world, one needs simply to become reconciled with the notion that the basis for our external ranking in the real world may be related above



tal mirage-making, a little auto-convincing that at the end of this rainbow of sections and bundles and panels and journals, there really does lie The pot of gold, the famous status value of The asset. Because what about the bang for

the buck question, what about the worth the while issue, what about the banal everyday of law school — if The pot of gold is bullshit? How long can you keep celebrating that you bought in to this classy lifetime summer timeshare, if you're beginning seriously to wonder whether the possibly overcrowded, over-commercialized, now hackneyed Hamptons — The place to summer — don't in fact suck? What if, 52 credits and a big paper down the road, having dutifully steered yourself through the established institutional course, chomping away at the flashing pellets, directing the joystick-driven figure around the well-marked obstacles, what if you discover that not only was this video game not much fun, but you didn't earn any bonus points and all you got is a law degree?

Well, that would be no good — what if, say, you don't want to be a lawyer? But certainly, hopefully, surely this summer will prove any of those doubting nay-sayers wrong as they already begin to trade in some of those bonus points, as they already begin to see the crimson cash flowing, as they begin to experience a little preemptive return on The future asset. Just enough to make it back and make it through The third year.

... what about the banal everyday of law school — if The pot of gold is bullshit?

the big sea. Within The school itself, where all of us are nothing but classmates and rivals, more or less equal title-bearers to one of 1600 or so spots, where there is no such thing, really, as The spot, there already is occasionally The prize winner, and of course there is The review. Still, The right to the extra capitalized article remains a rare and precious asset — a solid, bankable investment, to be sure.

Articled big fish status, though, may actually take some growing into for some people, it may take a little yoga of

all, in the initial phases, to the impact of The brand name, to the value of The article asset — and that the value of this abstract asset is real, and as real, say, as intrinsic merit or personal fulfillment. Easy, right? That's what, in part, we all came to This place for. After all, we all got in — we earned our spots here — and whatever our motives may have been, first for matriculating at The school, and then making our way successfully through to The degree, whatever in fact is one's objective merit or whether one feels any sense of personal fulfillment — it doesn't matter. We'll get there later maybe.

It's that getting there later part — in fact, it's *while* getting there, while still just in law school and before becoming a graduate of The Harvard Law School, that one may need to go in for a little of that yoga of the conscience, a little men-



Fenno didn't exactly relish the prospect, but she knew that it was time for her yearly ritual of ceremonial Harkbox cleaning. The papers crammed into her box had slowly formed a five foot long tube that extended directly into the main Hark passageway. Actually, this didn't particularly bother Fenno: she rather enjoyed watching members of the Law Review get tripped by the phallic paper-sculpture as they walked by with their heads up their backsides.

But still, Fenno was getting tired of doing the limbo every time she walked to lunch. It was definitely time to do something. She pulled out her trusty can of lighter fluid and began squirting it over the whole sorry mess. Then she nonchalantly flicked open her personalized Zippo lighter (the one embossed with a distinctive picture of Dave Wilkins). As the cleaning process began, Fenno couldn't help humming "Burn, Baby, Burn." She felt very '70s.

As the various layers of paper curled into flaming nothingness, Fenno watched an entire year's worth of junk mail disappear before her eyes. It was all there: Letters from Bob Clark explaining his passionate desire to promote free expression on campus. Surveys from the RECORD probing her deepest thoughts about sexual intercourse with cheating ostriches. Personal notes from John Cranley begging for her vote. Oh cool, Jostens! A letter from the ad board inquiring about why she'd lost her parking permit seven times in a two-month period. Invitations to Everclear-tasting events. Pre-registration materials. Still more personal notes from John Cranley. Advertisements from the...

"WHOA!" screamed Fenno as her HLS-slackened reaction time finally kicked in and she realized that her registration forms were going up in smoke. Panicking, she began jumping on the fiery mass, dancing around like Bruce Hay

on crystal meth as she desperately tried to smother the flames. Suddenly Fenno had a flashback to grade school health class (the last class in her life that she'd actually done any work for), and she quickly stopped, dropped, and rolled on the papers.

Needless to say, it hurt like hell. But it worked. Fenno got up and delicately plucked her registration forms from the ashy mess. She quickly dodged the crowd that had begun to gather around her Harkbox and made her way into the tunnels.

As she walked, she began looking at the selection of classes for next year. She quickly found herself trying to decide between Al Stone's "Law and Infomercials" seminar and Dickie Parker's class on "Law and Eggnog," and wasn't looking where she was going at all. Suddenly, a furtive-looking figure darted out from behind a bank of lockers and ran smack into Fenno.

Fenno, shocked out of her reverie, saw the man (who was dressed all in black) hurriedly get up and start to run away. "Not so fast," she said through clenched teeth, grabbing him by his ratty nondescript coat and hauling him back. "Just what the hell do you think you're..." Fenno paused, as she recognized the timid man, who was trembling in fear. "Professor Avi-Yonah? What's gotten into you?"

Avi-Yonah, whose face had turned deathly pale at the mention of his name, began muttering in barely comprehensible words as goosebumps broke out all over his skin. "No... not hurt Rube... please, please, student not hurt Rube. Must escape to safety with John Pound... not hurt Rube."

"It's okay, Rubie," said Fenno exasperatedly, "I won't hurt you. Just tell me what's the matter."

Avi-Yonah didn't seem convinced. He began shaking even more violently. "Must escape... too many students... surrounded by students... can't teach them all the tax code... never be as good as Warren... oh God, the students, the STUDENTS! MUST ESCAPE!" With that, Avi-Yonah let out a high-pitched wail and broke free from Fenno's grip in a burst of strength born of sheer terror. Before Fenno could even react, he was dashing

away faster than Alan Dershowitz running towards a television camera.

Fenno could only shake her head and

return to the registration guide. At least she knew one class she wouldn't be taking next year.

Quote of the Week

"Sorry, but because I'm a slacker 3L yet to finish my third year paper, I have no time to talk to the RECORD this week."

— Traci Ext '98



Book Now
Summer's coming!

Cheap Tickets. Great Advice. Nice People.

DUBLIN \$449 ROME \$389
LONDON \$298

FARES ARE ROUND TRIP. RESTRICTIONS APPLY.

Council Travel

CIEE: Council on International Educational Exchange

273 Newbury Street
Boston

(617) 266-1926

MIT Student Center W20-024
84 Massachusetts Ave.
Cambridge

(617) 225-2555

12 Eliot Street, 2nd Floor
Cambridge

(617) 497-1497

THE VERDICT

ROLLING CREDITS

By Michael Bennett '98
Movie Reviewer

This is it. My last column in The RECORD. Over the last three years of reviewing films, I've come to a sad conclusion: the film industry is decidedly dead. The only thing a respectable film-goer can do is frequent a well-stocked independent video store and pray for the resurrection of revival and art theatres. Don't hold your breath though. We're sure to be in for a long, long wait.

In sad parting, I offer the following list of movies. It contains my pick for the best film of each of the last three (academic) years, followed by one hundred other great movies. This should serve as a handy guide as you waltz down video store aisles wherever you wind up residing, a buffer from the onslaught of summer rot that's sure to come, and a sacred testament to what films should be.

Death to multiplex,
Michael G. Bennett

Best Film of '95-'96:

Leaving Las Vegas (M. Figgis)

Best Film of '96-'97:

Sling Blade (Thornton)

Best Film of '97-'98:

L.A. Confidential (Hanson)

One Hundred Great Films:

1. Detective Story (Wilder)
2. The Lost Weekend (Wilder)
3. Sunset Boulevard (Wilder)
4. The Apartment (Wilder)
5. Stalag 17 (Wilder)
6. Streetcar Named Desire (Kazan)
7. Reservoir Dogs (Tarrantino)

8. Jackie Brown (Tarrantino)
9. Pulp Fiction (Tarrantino)
10. Chungking Express (Wong)
11. Robocop (Verhoeven)
12. 12 Monkeys (Gilliam)
13. Brazil (Gilliam)
14. The Adventures of Baron von Munchausen (Gilliam)
15. Monty Python and the Holy Grail (Gilliam)
16. Rashomon (Kurosawa)
17. The Hidden Fortress (Kurosawa)
18. Dreams (Kurosawa)
19. Seven Samurai (Kurosawa)
20. City of Lost Children (Jeunet & Caro)
21. Institute Benjamenta (The Brothers Quay)
22. Persona (Bergman)
23. Cries & Whispers (Bergman)
24. Wild Strawberries (Bergman)
25. The Magician (Bergman)
26. The Tenant (Polanski)
27. Repulsion (Polanski)
28. The Tin Drum (Schlendorff)
29. The Maltese Falcon (Huston)
30. The Sweet Smell Of Success (Mackendrick)
31. Paths of Glory (Kubrick)
32. A Clockwork Orange (Kubrick)
33. 2001: A Space Odyssey (Kubrick)
34. Full Metal Jacket (Kubrick)
35. Taxi Driver (Scorsese)
36. After Hours (Scorsese)
37. Good Fellas (Scorsese)
38. Cape Fear (Scorsese)
39. Rouge (Kieslowski)
40. The White Balloon (Panahi)
42. Who Killed Teddy Bear? (Cates)
43. Akira (Otomo)
44. Fist of the North Star (Randel)

45. The Hustler (Rossen)
46. Midnight Cowboy (Schlesinger)
47. Apocalypse Now (Coppola)
48. Do The Right Thing (Lee)
49. Mo' Better Blues (Lee)
50. Blade Runner (Scott)
51. Vertigo (Hitchcock)
52. Rebecca (Hitchcock)
53. The 39 Steps (Hitchcock)
54. Strangers On A Train (Hitchcock)
55. Big Lebowski (Coen)
56. Fargo (Coen)
57. Barton Fink (Coen)
58. Miller's Crossing (Coen)
59. Plan 9 From outer Space (Wood)
60. Pink Flamingos (Waters)
61. Desperate living (Waters)
63. Hairspray (Waters)
64. The 400 Blows (Truffaut)
65. Fahrenheit 451 (Truffaut)
66. Philadelphia (Demme)
67. The Piano (Campion)
68. Nasty Girl (Verhoeven)
69. Lone Star (Sayles)
70. Red Rock West (Dahl)
71. The Last Seduction (Dahl)
72. Kill Me Again (Dahl)



73. Kiss Of Death (Schroeder)
74. Kiss Of Death (Hathaway)
75. Bugsy (Levinson)
76. Basquiat (Schnabel)
77. The Usual Suspects (Singer)
78. The Lost Highway (Lynch)
79. Blue Velvet (Lynch)
80. Eraserhead (Lynch)
81. Ruby In Paradise (Nunez)
82. Welcome to the Dollhouse (Solondz)
83. On Her Majesty's Secret Service (Hunt)
84. On The Waterfront (Kazan)
85. The Terminator (Cameron)
86. The Terminator 2: Judgment Day (Cameron)
87. Wall Street (Stone)
88. U-Turn (Stone)
89. Natural Born Killers (Stone)
90. True Romance (Scott)
91. Bedlam (Robson)
92. The Lavender Hill Mob (Chrichton)
93. Elevator to The Gallows (Malle)
94. From Here to Eternity (Zinneman)
95. The Crying Game (Jordan)
96. Schindler's List (Spielberg)
97. The Kid (Chaplin)
98. Crimes and Misdemeanors (Allen)
99. Bullets Over Broadway (Allen)
100. Zelig (Allen)

Recycle the
RECORD.

JUNE GRADUATES Welcome to New York City!

Do you want to maintain your close ties to Harvard and sustain the spirit of Harvard while in New York?

Join The Harvard Club of New York City!

The Harvard Club of New York City, with over 10,000 members, is the largest Harvard community outside of Cambridge and we would like to believe also the most diverse and active group of alumni anywhere in the world.

The Club House is a 7-story building located in mid-town Manhattan close to Grand Central Terminal and the theater district. The club is always active with Club sponsored programs, member organized Special Interest group activities, and with members enjoying the wide range of services and facilities the Club offers.

Graduates of the Class of 1998, both College and the Graduate Schools, will be able to complete the entire admissions process at one time by meeting with members of the Admissions Committee here in Cambridge.

when: Thursday, April 23rd, 1998
10 a.m. to 5 p.m.
where: Harvard Faculty Club
20 Quincy Street, Cambridge

no appointment necessary

Friday, April 24th, 1998
10 a.m. to 3 p.m.
Kresge Building Cafeteria,
School of Public Health
677 Huntington Avenue, Boston



HARVARD CLUB OF NEW YORK CITY 27 WEST 44th STREET, NEW YORK, NEW YORK 10036 (212) 840-6600

Visit THE HARVARD CLUB's Website at <http://www.hcnyc.com>

SPORTSGUY

EN FUEGO AND THE LEFTOVERS ON THE OUTSIDE LOOKING IN

By Naim Bulbulia '98
and Josh Swartz '99
RECORD Columnists

The A-League playoffs began last week with two play-in games to determine the final two seeds for the big show. On Friday, Black Plague dispatched the Leftovers for the third time this season, 66-51. The Plague looked disoriented early, but overcame a 10 point first half deficit to roll over the Leftovers in the second half. **Greg tinker Belinfanti** '00 was dominant inside, shouldering the scoring load with 28 points and 19 rebounds. After the game, Belinfanti told reporters, "I would have scored 50, but they refused to put Kloner on me." **Andre Hylton** Hotel '00 also had a big game, chipping in 18 points and 3 blocks, despite bricking on 5 of his 9 trips to the line. **Brian Anderson** Consulting '99, led a dogged second half Plague defense that forced the Leftovers' sharpshooters to take difficult, off-balance shots. The lone bright spot for the Leftovers was **Alan Trojan Warfield** '98 who kept his team in the game with 23 points.

In the other playoff game cup of **Joe Lambert** '00 and **Chris tunnel of Lovrien** '98 outlasted En Fuego, 67-62. In this hard-fought contest neither team led by more than seven points throughout. **Jeremy Mugsy Hogue** '00 and **Jay tangled Webber** of deceit '00 led the En Fuego attack. B League's Best now enters the double elimination portion of the playoffs where they will match up against the number-one seeded Rainmakers.

In B-League action, 22 points and 18 rebounds from **Jeff broken Legath** '98 were not enough as an undermanned Boomin' Fat was upset by the surging B

Sharps and Gwar, 60-44 behind the inside/outside play of **John Big McMullan** '99 and the sharp shooting of **Dave stinky Callone** '99. In other B Sharps action, the Cambridge Metro Stars overcame an early deficit to rally for a 62-57 victory behind Broadway **Joe Lambert** '00 and Marky **Mark McHugh** '00.

The Supreme Courters kept their playoff hopes alive beating Specific Performance, 55-43 despite nearly blowing a 30 point lead. Nancy **Reagan Demas** '00 and **Ross wreaking Hallock** '00 led a balanced attack for the Supremes.

Ball and Chain continued to roll, defeating Bye 51-40 in a hotly contested match-up. Following the loss, Bye sharpshooter "and **Darren** I ran so far away" **Mungerson** '98 guaranteed that Bye would win it all, "We sucked tonight and we still almost won...we will never play this poorly again...we will never lose again." Clearly.

Kenneth's All Stars recorded their first victory of the year against the still winless Five-Assed Monkeys, 32-27. **Jeff Street Karish** Named Desire '98 and **Neil smokin' Potishman** '98 proved too much for the hapless Monkeys.

The Skee Lo All Stars kept Wematonyah out of the win column despite 18 points and 13 rebounds from **Jim Nicholson** of Jurel '98 and the outside shooting **Frank** all hail **Cesario** '98.

Flagrante Dilecto got back on the winning track trouncing the Ice Weasels 64-28. Weasels captain **Alan Kellman** of the



people '99 was quoted as saying, "The refs took us out of this game...they were the but/for cause of this loss...I think we might have some sort of claim against them." Clearly.

The Godfathers of Dunk remained undefeated crushing an overrated Soulbucket, 59-25. Bucket captain **Jeremy Skin Bash** '98 said, "When crunch time comes we'll be ready." Clearly.

Heartland continued to roll, this time over Tossed Salad, 54-38. Take note, The Sportsguys picked Heartland as the team to watch in the B-League, and since two early losses they have rattled off six straight victories.

The whining Bruisers survived Title IX's Revenge to keep their playoff hopes alive, 39-31 despite the strong efforts of Chasing **Amy McManus** '98 and Christmas **Carol Pier** '98. The **Matays twins** '00 led the way for the Bruisers despite bickering with each other, the refs, and the other team throughout the contest.

The Psychological Boys cruised past Hotel Gropius, 58-30 continuing to climb in the rankings. The Boys might be the best kept secret in the B League, they may actually win it all. Captain **T.J. Hall** of shame '98, said, "Yes, we are the best team in the B League, until somebody beats us we will not lose again."

The Flaming Rats kept their record unblemished defeating the Tigers, 43-24 behind the strong play of **Ofer** the hills and far away **Elitzur** '99.

And the Loose Canons defeated a winless Phi Slamma Jamma squad, 48-38. The Sportsguys do not exactly know how, but the Canons have amassed a 6-1 record and are poised for a playoff run behind **Josh brick Wolson** '99, **Chris Knight Rider** '99, and **Ron Bogie** and **McCall** '98.

In C-League action, The Prom Court defeated an undermanned CRCHellers squad, 35-32 behind **Jenny wonder Brosnahan** '98 and **Stacy 7 deadly Sins** '98. The Prom Court also defeated El Nino, 58-44 behind A League ringer Son of a **Richard Moberly** '98 and **Erin Robert Palmer** '98. In yet another Prom Court contest, Monster Mash ended the Court's perfect season, defeating them, 35-32. The on and off court tandem **Kate**



Tom Jones '99 and **Dave last Callone** '99 led a late Mash charge which overcame a 14 point second half deficit. Captain **Dave Callone** was quoted as saying, "I know Richard and Naim were not there, but we won by 3 points, I can't imagine those guys would have made that much of a difference." Clearly.

In other C-League action, the CRCHellers rolled over They Killed Kenny, 54-37 despite 18 points from **Elizabeth Mitchell** '98. The Hellers were led by the sharpshooting of **Amy Big Mcmanus** '98 and the inspiring play of **Alvin** grand ol' **Bragg** '99. And in the final C-League contest of the week, **Catherine Dowling** for dollars '98 and **Perham** the G is silent **Gorji** '98 led Smoke and Mirrors over Monster Mash.

Rankings

A League

- #1 The Rainmakers (8-2)
- #2 Serenity Now (7-3)
- #3 Black Plague (7-4)
- #4 B League's Best (4-7)
- #5 En Fuego (4-7)
- #6 The Leftovers (2-9)

B League

- #1 The Stormin' Mormons (6-0)
- #2 The Godfathers of Dunk (7-0)
- #3 The Flaming Rats (7-0)
- #4 Heartland (6-2)
- #5 The Psychological Boys (5-1)
- #6 Boomin' Fat (6-2)
- #7 The Loose Canons (6-1)
- #8 The Cambridge Metro Stars (5-2)
- #9 Flagrante Dilecto (6-2)
- #10 Ball and Chain (6-2)
- #11 Bye (5-3)
- #12 The Short Guys (4-2)
- #13 The B Sharps and Gwar (4-3)
- #14 SoulBucket (5-3)
- #15 Hotel Gropius (4-4)
- #16 The Supreme Courters (4-4)
- #17 The Bruisers (4-4)
- #18 Tossed Salad (3-4)
- #19 Skee Lo All Stars (3-5)
- #20 The Sacrificial Lambs (2-4)
- #21 The Tortmasters (2-6)
- #22 Title IX's Revenge (1-6)
- #23 Kenneth's All Stars (1-6)
- #24 Specific Performance (1-6)
- #25 The Tigers (1-6)
- #26 Ice Weasels (1-6)
- #27 The Five Assed Monkeys (0-6)
- #28 Wematonyah (0-7)
- #29 Phi Slamma Jamma (0-6)

KOREA: CONFRONTING THE NEXT MILLENNIUM *Second Delegation to the Republic of Korea*

The Korean Association of Harvard Law School
would like to thank the following
corporations, firms and individuals
for their support:

Patron

Kim & Chang

Principal Sponsors

Cleary, Gottlieb, Steen & Hamilton
LG General Counsel's Office
Shearman & Sterling
Simpson Thacher & Bartlett

Sponsors

Kaye, Scholer, Fierman, Hays & Handler
Kramer, Levin, Naftalis & Frankel
Morrison & Foerster

Benefactors

Akin, Gump, Strauss, Hauer & Feld
The Harvard Korea Society
Mr. Morgan Chu, Esq. (Irell & Manella)



THE HARVARD LAW SCHOOL ASSOCIATION
OF NEW YORK CITY
INVITES
HARVARD LAW STUDENTS AND ALUMNI
TO THE
17TH ANNUAL SUMMER RECEPTION

Thursday, July 9, 1998
Six-Thirty to Nine O'clock
Sotheby's
1334 York Avenue
At 72nd Street

*This invitation is your admission ticket.
The cost is underwritten by the
benefactors and sponsors named herein.
Admission is free to Alumni, Students and their Guests.*

BAR/BRI

proudly presents a

Spring Fling

**Saturday, April 25
9:00PM**

25 Hudson Street
(Off Mass Ave. across the street
from Cambridge Common, big house on the right)

Refreshments will be served

Law School Community Invited

In fairness to our neighbors, please keep the outside noise to a minimum.