



Mandela addresses a crowd of 25,000 in Harvard Yard after receiving an Honorary Doctorate. For the full story, see page 3.

Hemenway's Fate Still in Limbo

Gym May Close as Early as December

By Francesco Barbera

The completion last spring of the new Murr Athletic Center and the Faculty of Arts and Sciences' (FAS) pressing need for new administrative space looms over Hemenway gym, which may close as early as December, according to Nancy Maull, FAS administrative dean.

While there is some chance that Hemenway will operate through May, the odds of its continued use as an athletic facility beyond that are "very low," said Maull.

FAS, which currently owns and operates Hemenway, has been considering a conversion of the gym to office space for years. Uncertainty over Hemenway's fate has exacerbated due to the recent expiration of FAS's 25-year lease with Radcliffe College.

FAS negotiated a two-year extension of the lease with Radcliffe this summer — a tem-

porary solution at best.

"It is unlikely that Radcliffe will be willing to provide another long-term arrangement that will meet FAS's needs [for office space]," now that the lease on administrative office building Byerly Hall has expired, said David Zewinsky, associate dean of physical resources at FAS.

"Hemenway is an existing building, we control it already, and the process of getting permits from Cambridge to renovate it are relatively simple," Zewinsky said.

Maull concurred. "It is my understanding that Radcliffe wants the space for programmatic purposes and that's perfectly legitimate."

Radcliffe declined to comment on the status of the Byerly lease.

FAS declined to disclose any alternatives besides Hemenway for the admissions office. However, Zewinsky did note that "the

Please see *HEMENWAY*, p. 8.

Opinion Divided on OCS Military Recruitment Issue

HLS Political Leaders Discuss Impact of Recent OCS Decision

By Suzanne Carter

Student opinion has split over the news that the Office of Career Services (OCS) will not allow the military use of its office for recruitment purposes.

The military has traditionally been denied permission to recruit through OCS because it refuses to sign HLS's policy of non-discrimination, which all employers are required to sign before gaining access to OCS services. The non-discrimination clause's prohibition of discrimination based on sexual orientation lies in opposition to the military's "Don't Ask, Don't Tell" policy, which is aimed at excluding lesbians and gay men from military service.

Controversy over military access arose last spring as a re-

sult of the Solomon Amendment, a recently enacted law which allows the federal government to deny funding to any university which does not provide the military with access to its campus. Many 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.

However, despite OCS's decision to remain committed to its policy of non-discrimination, no action has been taken by the military to enforce the Solomon Amendment, according to OCS Director Sally Donahue.

Opinions Clash on Idea of Respect

"I agree with the administra-

tion's stance on the issue, and I think that they are in a pretty lawyerly fashion trying to get around the whole issue," said Andrew Kratenstein '99, President of the HLS Democrats. "I think that's a smart strategy for them. I hope the government won't push this any farther. The military can recruit, they just can't do it through OCS."

LAMBDA co-chair Sharon McGowan '00 concurred with Kratenstein's assessment. "Basically, we [in LAMBDA] are just all really excited that HLS and particularly the folks in OCS have decided to stand by the non-discrimination policy."

"We all look forward to the day that the military's discriminatory policy against gays and lesbians will no longer be in

Please see *OCS*, p. 3.

LRA Program Revised

Curriculum Integrated With Torts & Civil Procedure

By Francesco Barbera

This year's 1Ls are the first to participate in revised Legal Reasoning and Argument (LRA) curriculum that fully integrates LRA with the other basic 1L courses.

According to Prof. Peter Murray '67, the new program was formed with an eye toward "improving both the LRA experience and the 1L substantive offerings."

The changes were largely spurred by the decision of Profs. Bruce Hay '88 and

Morton Horwitz '67 last Spring to propose an LRA curriculum that would operate in conjunction with their courses in Civil Procedure and Torts, respectively.

"We have all agreed for several years now that tying LRA to the substantive courses is the educationally preferable scenario," Horwitz said. "It has just taken time to evolve into that."

Murray and Prof. Charles Ogletree '78, whose LRA programs are not directly linked to substantive courses, are working with the other professors in their sections to achieve a higher level of integration among the basic 1L courses and LRA.

Horwitz's Torts section. "It allows us to actually practice the terms we're learning."

"The way the standard course work is taught can leave you feeling detached from how these issues play out on a practical level, but if you can see things working in a quasi-real scenario, it adds life to the material," said Ian Downes '01.

Some reservations have been raised. "I think I'd get terribly bored with Civil Procedure if I had to deal with it in LRA as well," remarked Barra Little '01.

Another 1L, speaking on the

Please see *LRA*, p. 8.

1L Interest in LEC Soars

Eleven Apply for Open Seat on Controversial Committee

By Suzanne Carter

Interest in the Legal Education Committee (LEC) has reached a feverish pitch among 1Ls, according to Law School Council Vice President Amy Oliver '00.

"We distributed forms describing each Committee position and asked 1Ls to submit a description of their interests," said Oliver, who is charged with managing the influx of Committee applications.

Oliver said that she received letters of interest from 23 total applicants, 11 of whom expressed interest in the open LEC position.

The LEC was a hotbed of controversy last year, when it passed a new attendance policy under the

stewardship of Prof. Richard Parker '70. The policy lowered the number of classes one could skip without being automatically withdrawn from a course, and it eliminated the written notice requirement prior to a student's being forcibly removed from a class for nonattendance. A Law School Council movement to impeach the three student representatives on the Committee failed last spring.

"It just seems that people are all very interested in legal education here at HLS, the educational atmosphere, and all that sort of thing," Oliver remarked. "I find it very interesting, since these 1Ls have only been here for two weeks."



LSC VP
Amy Oliver '00

Oliver stated that seven students applied for the open spot on the Financial Aid Committee, six applied for the 1L seat on the Administrative Board Committee, two expressed interest in serving on the

Library Committee, and a sole 1L volunteered to sit on the Clinical Committee. "Several people applied for more than one committee, so there may be some overlap," Oliver explained.

According to Oliver, Council officers plan to interview candidates for the open LEC position in two weeks. "The Law School Council wants to ensure that we get a good person in that position because of what happened last year," she said.

'Learning-by-Doing' Enlivens Material

A major principle behind these changes is that the "learning-by-doing" emphasis of LRA will inject more vitality into the 1L courses. "Torts, Contracts, Property will become much more meaningful because students will examine how lawyers and judges are looking at these issues in real contexts," said Ogletree, who has been teaching LRA for five years.

Many students agree. "I think the integration makes a lot of sense. It's nice to 'pretend-litigate' a case at the same time we're learning about the stages of civil litigation," said Sara Nathanson '01, a student in Hay's LRA section.

"LRA now poses questions that are parallel to those raised in Torts," said Aaron Olsen '01, whose LRA course is linked to

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Also:
Spike, Zimmerman, and, naturally, Fenno.

Flashback

27 Years Ago
in the RECORD

HARVARD LAW RECORD

America's Oldest Law School Newspaper

VOL. 53. NO. 1

SEPTEMBER 24, 1971

TWENTY CENTS

Rats Routed from Wyeth Rooms

By Carol Plumb

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

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

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

Law Review Editor
Converts to Activism

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

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

Intent on self-help, Temkin, a normally conformist member of the Gannett House Establishment, strode purposefully into a nearby hardware store and invested some of his own funds in a rat trap. The next morning white militant Temkin, carrying a plain brown paper bag containing real evidence in the form of a rodent *corpus delicti*, staged a one-man civil rights march on Dean Bruce's office.

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

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

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

(Continued on Page 8)

Kissinger Plans Secret Visit to Law School

By Bob Dwyer

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

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

A Xerox copy of the secret plan, encoded in the fine print of a pop-sicle wrapper discarded at a White House reception for the South Vietnamese Presidential candidates, was mailed to the RECORD last week in a Rand Corporation envelope bearing a Los Angeles postmark. Highly placed sources indicate that the Administration believes that USA-HLS tension will ease now that Dean Sacks has replaced Dean Bok,

who is currently languishing in the largely ceremonial post of president of the University. Martha Mitchell reportedly selected the date of Kissinger's visit to coincide with the ceremony installing Bok as President, to add a touch of symbolic irony to the visit.

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

HENRY KISSINGER

Quo Vadis?

Harvard Stadium

Oct. 12 8 p.m.

While the agenda for the Kissinger-Sacks parlay is not yet fixed, the talks will likely focus on an attempt by Kissinger to get Sacks to use his power to convince more HLS professors and graduates to follow Kissinger's example and leave Harvard to enter government service in Washington. According to an HLS professor, who asked to remain anonymous, Sacks will agree in principle to Kissinger's demands, but will seek to postpone the effective date of the agreement as long as possible in order to stabilize the situation at HLS.

200 Sign Petition,
Seek Attica Probe

By Bob Hernandez

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

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

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

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

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

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

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

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

Alumnus Blasts
1L Immaturity

To the Editor:

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

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

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

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

George H. Sibley '73

Nelson Mandela Comes to Harvard Yard

25,000 Attend Ceremony, Only Third Time in History Harvard Holds Special Convocation

By RECORD Staff

Eighty-year-old South African President Nelson Mandela accepted an honorary Doctor of Laws from Harvard University President Neil Rudenstine last Friday at a special convocation in Harvard Yard.

The ceremony honoring Mandela marked only the third such convocation outside of Commencement held by the University to confer an honorary degree upon an elite dignitary. George Washington and Winston Churchill are the only other two individuals Harvard has honored with a special convocation.

"This may very well be our last official visit to the United States before retiring from office next year," Mandela said, referring to himself and his wife, Graça Machel, who also attended the convocation. "There could not have been a more moving start to the visit than one which included being honored in this way by one of the great educational institutions of this nation and of the world."

Mandela's humility was evident as he accepted his honorary degree.

"To join George Washington and Winston Churchill as the other recipients of such an award conferred at a specially convened Convocation is not only a sin-

gular honor. It also holds great symbolic significance. To the mind and to the future memory of this great American institution, the name of an African is now added to those two illustrious leaders of the Western world."

Mandela Commends Harvard

Much of Mandela's speech focused on Harvard University's eminence. He repeatedly spoke of how appreciative he was to be honored by such a "great university."

"This august institution gains its standing and reputation also from the manner in which it has conducted, and continues to conduct, itself as an international presence. Wherever men and women of learning and thought gather, its name and work are known," Mandela said. "It embodies that spirit of universality which marks great universities."

"To join the ranks of its alumni, is to be reminded of the oneness of our global world," Mandela told the hushed crowd.

He also praised HU's role in shaping the minds of those who continue to uphold democracy around the globe.

"This university already has had a long partnership of learning and teaching with the South African people," Mandela noted. "There are many names that one could

mention of persons now holding office in government or in institutions of civil society who spent time at Harvard or benefited from programs conducted jointly with this institution."

"For that, our fledgling democracy faced with enormous tasks of reconstruction and development owes your institution a great debt of gratitude. As South Africans play their role in helping to conceptualize and give content to the African Renaissance, we continue to draw upon the intellectual skills nurtured and honed here."

Crowd Warmed by Mandela's Humor

The reverent crowd reacted most warmly, however, to Mandela's humorous anecdotes.

The South African leader told of a young girl who visited him in prison ten years ago. The girl's father had died before he reached what was then Mandela's seventy years. She told Mandela she came to see him because she "wanted to see what a man of seventy years looked like."

"And I am so pleased to see such a large crowd today, but I hope you are not all here to see what a man of eighty years looks like!" Mandela concluded.

The ceremony featured a series of speeches lauding the Nobel Peace Prize recipient for his lifetime of struggle against the apartheid regime in South Africa.

"You usually don't see that kind of display of humility and respect from the administration at Harvard," noted Adam Hootnick '01.

In his introductory speech, Professor Henry Louis Gates, Jr. spoke of Mandela's importance to him as an individual. He said that while watching Mandela's release from prison in 1990, he thought, "There walk the whole of the African people, as regal as any king."

Mandela spent 27 years in a South African prison when he was given a life sentence for treason against the racist government.

The spectators evinced great admiration for the honoree. "He is one of the legends of our time," said Shaun Palmer '99.

In addition to the speeches honoring Mandela, attendees were treated to musical performances marking the occasion. Renowned soprano Jessye Norman performed an a cappella rendition of "Amazing Grace," and the Harvard College Choir concluded the event with its performance of the South African national anthem.

Desan Granted Tenure

By RECORD Staff

Christine Desan was named a professor of law at HLS on June 12 of this year.

Prior to arriving at HLS as an assistant professor in 1992, Prof. Desan argued numerous Supreme Court cases for the government as an assistant to several U.S. Solicitor Generals, including Prof. Charles Fried and Kenneth Starr. After graduating from Yale Law School and the Fletcher School of Law and Diplomacy at Tufts in 1987, she then went on to clerk for Judge Stephen Breyer '64, who was serving on the 1st Circuit Court of Appeals. She also served as counsel for the State and Local Legal Center, an advocacy organization for state, county and city governments.

Desan's primary areas of interest include American constitutional history, legal and political thought, and civil procedure. Among her most recent publications are "The Constitutional Commitment to Legislative Adjudication in the Early American Tradition," 111 Harvard Law Review 1381, and "Writing Constitutional History Beyond the Institutional/Ideological Divide," 16 Law and History Review 391.

"I am interested in the ways people create constitutional traditions—regimes of practice and justification that shape the human interaction," Desan said.

"A constitutional project requires both action, a set of decisions about the collective orders, and theory, a claim of legitimacy. Both practice and legitimization are, of course, always open to challenge. My work attempts to trace the change that then occurs."

This semester Desan is teaching Civil Procedure to 1Ls and will teach two upper-level courses next semester in constitutional history.

"Christine Desan is an excellent teacher and scholar and brings a great deal to the School in the area of American constitutional history," said Dean Clark '72.

OCS Military Ban Stimulates Debate

Continued from OCS p. 1

place, and the military's signing a statement of non-discrimination will be a non-event," said McGowan.

"My reaction to OCS's policy is one of embarrassment," said James Webber '00, President of Students for Law, Life and Religion (SLLR). "I want to make it clear that it is premature for me to speak for SLLR before we even have had our first meeting. However, I personally believe that people in uniform deserve our respect and honor, and to keep them out of the recruiting office is discouraging."

"You know," Webber said, "just across the street is the Cambridge Common where George Washington took control of the Continental Army. 225 years later we're in the same place, dishonoring the memory of not just the men who gave their lives in the American Revolution, but also the men and women who've sacrificed lives and careers for our freedom and safety."

Supporters of the OCS policy stated that the fundamental issue was not one of honoring the military, but respecting the students.

"I think that really what it comes down to is that Harvard has a responsibility to respect all of its students and as a result of that respect stand behind their policy," McGowan said.

Similarly, Kratenstein said, "I think if Harvard flipped its position, it would be that they aren't showing respect for the gay and lesbian community, so they're damned if they do, damned if they don't."

"Saving Private Ryan" Sparks Discussion

"It's incomprehensible to me that we wouldn't let our own military on campus, especially since everyone else gets to be on campus," remarked Matt Dummermuth '99, President of the HLS Republicans. The OCS policy "reinforces the view that the people against the 'Don't Ask, Don't Tell' policy are more interested in social experimentation with the military than they are with making sure that the military's an effective fighting unit."

Civil Liberties Union President Kim Isbell '00 took issue with Dummermuth's comments.

"First of all, not everyone else gets to

be on campus; only those that are willing to sign the policy of non-discrimination are allowed on campus. Second, it's not social experimentation, because for many years in the military homosexuals were considered perfectly okay. It was just when the military needed to downsize after WWII that they started pushing people out because they were homosexual."

Speaking to those who oppose campus military recruitment, Dummermuth said, "it really rubs a lot of us the wrong way to say the Army or Navy can't recruit on campus."

"I would refer people to the movie 'Saving Private Ryan,'" Dummermuth added.

"What the hell does that have to do with anything?" Isbell responded. "There were gays in the military in WWII. They were openly gay, they had their own newspaper."

Dummermuth also raised the issue of whether the OCS ban were aimed at the correct establishment.

"I think [the OCS policy] is punishing the wrong people. They are punishing the military by not letting them on, and they're punishing the students," Dummermuth said. "At the same time, it has no effect on the people who make the 'Don't Ask, Don't Tell' policy, which is Congress and the executive branch."

"The way [the administration] expresses their disagreement with the 'Don't Ask, Don't Tell' law is basically ineffective. They should boycott the Justice Department because the head of the Justice Department, the President, agreed with the policy," Dummermuth stated.

Isbell noted that the military was being asked to do the same thing other re-

cruiters were asked to do. "Why should the military have preferential treatment over any other employer?" she asked.

"As has been noted a million times before, if any group feels strongly enough to invite the military on campus, they are more than welcome to do so," Isbell added.

Mixed Feelings Reside Within HLS Marine

David Olson '00, a former marine, stated that he had mixed feelings about the OCS policy.

"I don't like the Solomon Amendment. I think it's good that the Law School isn't caving into government pressure. I don't think that the government should tell private schools how to run their programs, and I don't think that tying federal strings to loan money is appropriate," Olson said.

"On the other hand, I wish that of their own accord, the Law School would change the policy and allow the military to recruit on campus because of the service the military performs, which is so unique. It's what has allowed Harvard to become the great university that it is. If there weren't someone to stand on the wall as it were, Harvard wouldn't be there."

"There have always been people in the military willing to fight and die for others' freedom," Olson observed, "and I think there are always civilians who have taken that rather lightly."

Kratenstein enunciated a different perspective.

"I think it's important that Harvard come out on the side of anti-discrimination rather than some token gesture aimed at placating the military," Kratenstein said.

Civil Rights Attorney Fred D. Gray
6:30 p.m., October 1
Pound 107.

Gray represented both Rosa Parks and Martin Luther King Jr. during the Montgomery Bus Boycott.

His topic next Thursday will be
"Historical Perspective of the Civil Rights Movement:
Destroying Everything Segregated I Could Find."



Briefs

Nesson '63, Ogletree '78 Congratulate Clintons

Profs. Charles Nesson '63 and Charles Ogletree '78 placed an advertisement in Tuesday's Harvard Crimson congratulating President Bill Clinton and First Lady Hillary Clinton on Monday's release of the videotapes of Clinton's testimony before the grand jury.

"Congratulations, Mr. President," the ad reads. "Far from a low point, your grand jury testimony was masterful — winning — not perjury — without a lawyer there to do your dueling for you — explaining perfectly why the grand jury is no place to spill your guts out. Congratulations, Hillary, for insisting that Bill tape it. —By Charles Nesson and Charles Ogletree."

The message is marked as a "paid advertisement."

Professors Support Student's AIDS Ride

Sharon McGowan '00 had what she called "the time of my life" last weekend.

McGowan participated in the three-day Boston to New York AIDS Ride IV. She was the HLS representative on the Harvard University team, which included one medical student, four divinity school students, two HU staff members and five or six undergraduates.

The Harvard team raised \$6.4 million for three AIDS-related causes: Boston's Fenway Community Health Center, the Michael Callen/Audre Lorde Community Health Project, and New York City's Lesbian and Gay Community Services Center.

McGowan herself raised \$2,600, receiving generous donations from many of her professors, including Profs. Gerald Frug '63, Jon Hanson and Martha Field. Prof. Christine Desan was McGowan's top donor. Desan bid \$275 — one for each mile McGowan biked.

Additionally, McGowan received many pledges from last year's classmates in Section Four. The average student bid was around \$25.

HLS Grad Challenges D'Amato

Charles Schumer '74, who graduated from HLS at twenty-three and later that same year won a New York State Assembly seat, will challenge Republican Senator Alfonse D'Amato this fall.

Schumer, a nine-term congressman from Brooklyn, trounced former vice presidential nominee Geraldine Ferraro as well as Mark Green '70 in last week's Democratic primary. Schumer won 51 percent of the vote to Ferraro's 26 percent.

Fireworks have already been exchanged in the race. D'Amato has recently called Schumer a "tax-and-spend liberal"; Schumer retaliated that D'Amato was "a bully. The only way he can win is by making his opponent look bad. He can't do it by making himself look good."

Political pundits say that Schumer will benefit from his image as an earnest, clean-cut family man. Additionally, he can point to solid achievements in Congress. He co-sponsored the Brady Bill and helped organize opposition to the Republicans' Contract with America.

A New York cable news channel poll estimates that Schumer is currently ahead of D'Amato by 46 percent to 41 percent, with 13 percent undecided.

"Six Degrees of Separation" Con Man Poses as HLS Student

The con man whose ability to charm his way into the lives of the rich and well-bred formed the basis of the John Guare play "Six Degrees of Separation" is currently being held at the Nashua Street Jail in lieu of \$500 bail.

At the time of arrest, the con man, David Edgar Hampton Jr., was carrying 10 identification cards in his backpack including a phony HLS student ID.

The play, which was made into a 1993 movie starring Will Smith, Donald Sutherland, Stockard Channing, revolves around a young hustler who pretends to be actor Sidney Poitier's son in order to pull off a complex art heist.

Hampton is accused of stealing a checkbook from Joseph Keane, 28, in May and writing two checks on Keane's accounts — one for \$498.50 in cash and another for a \$1,673.53 plane ticket to Chicago.

Last spring, Hampton engaged Keane in conversation. He told him his name was "Antonio" and that he was an HLS student and aspiring writer. "I actually enjoyed talking to him," said Keane.

Boston Municipal Court Judge Charles Johnson ordered Hampton held on \$500 bail despite the protests of Suffolk County Assistant District Attorney Paul Tressler. Tressler urged that Hampton's bail be at \$25,000 because of Hampton's questionable history.

Dershowitz to Read White House Rebuttal

The fact that he's not an official member of President Clinton's legal team has not kept HLS Prof. Alan Dershowitz from entering the fray surrounding the White House scandal.

The man who successfully defended O.J. Simpson has joined the publishing rush attending the release of Independent Counsel Kenneth W. Starr's report to Congress last week. Dershowitz has agreed to read the White House rebuttal to Starr's 453-page tract on an audio tape that will soon be available in book stores.

Dove Audio has announced plans to release the first audio version of the now-famous documents, which were published in paperback form nearly overnight.

Dershowitz's presentation will follow a reading of Starr's report by actors David Ackroyd and Tracy B. Swope.

While Dershowitz declined to comment for this story, Steven Brill, founder of Brill's Content magazine, said "I think the White House would be better off if Dershowitz had written the rebuttal instead of reading it."

— The Harvard Crimson

Hark Boxes and Handshakes

The Inner Drive of 1L LSC Candidates

By Justin Herdman

Law School Council (LSC) election season has descended upon the HLS campus, bringing with it a surprisingly large number of 1L candidates for the 12 LSC slots for 1L representatives. Two candidates will be elected from each of the four 1L sections, and four general 1L representatives will be selected from the remaining candidates.

The race among 1Ls has been heralded by campaign banners that vow to provide classmates with creature comforts ranging from state-of-the-art nautilus equipment to free love. While most 1Ls are struggling with mundane issues like subcuting, the LSC candidates have already demonstrated that they are islands of super-ambition in a surging ocean of idealistic dreamers.

One of the most ubiquitous campaigns has been that of Melissa Baily '01, who is running for one of the Section I slots. Baily has laid out a multi-pronged approach to soliciting votes and translating an electoral consensus into action.

Baily's flyers are liberally sprinkled throughout the halls and bathrooms of the Gropius Complex, entertaining otherwise preoccupied students with extracts from Jack Handy's "Deep Thoughts" dialogues.

Baily cited emotional attachment as the primary factor that has compelled her to run for office. "Because I love the place and the people, I want to be involved," she explained.

Her motivation also stemmed from a desire to increase LSC clout. "If you're active enough, you can elevate the influence [of the LSC]," she said.

At the same time, though, Baily has very concrete goals. She hopes to introduce a fast food option at the Hark, but she readily admits that such a decision should incorporate more than just a debate between Big Mac advocates and Whopper zealots. There are "other considerations, like what kind of corporations we want to support by having them on campus," Baily said.

Candidate Plays Tribute to His Grandfather

Mike Adams '01, a Section III LSC candidate, chose to highlight his rural Kentucky roots during the campaign. One of his posters took a self-deprecating stab at this background. It depicted Adams, grinning Howdy Doody-like from beneath a straw hat, slung across his neighbor's backyard gas pump.

This was not meant to be a product of Adams's desire to corner the agricultural vote, but rather results from his grandfather, who utilized a similar "aw, shucks" strategy in local politics years ago. "It's a tribute to him," Adams explained with a wry smile.

Acknowledging that the LSC entails

a considerable time commitment, Adams also stated that it would be a tremendous honor. "I think it would be flattering to influence the policy of Harvard Law School, which is obviously one of the most prestigious institutions in the country."

In addition, Adams hopes to defend the concerns of students who wish to work in public interest. "I'd like to represent those students for whom money will be a big constraint," he says.

On the other end of the campaigning spectrum lies Joe Gulley '01, a native of Houston, Texas. His campaign literature promises "No long statements, no grand agendas, simply a genuine effort to serve the 1L class."

It is apparent, though, that Gulley's low-key craving for an LSC seat does result from a tangible and serious need to be active in campus life. "I've always been interested in government. I enjoy being involved in that aspect of the student body," he said.

Athletic Equipment, Computer Access Pervasive Issues

When asked for more definite policy goals, Gulley said, "I would like to see more of a focus on the physical well-being of the student, such as better weight facilities."

His hesitant platform, however, belied a streak of honesty regarding the LSC elections. "A lot of what's going on is that we haven't been here very long. Six months from now I'll be able to [make more specific proposals], but right now I feel like it's a little early."

While Gulley and the majority of 1Ls may have only been in Cambridge for a few weeks, there is at least one LSC candidate who has had prior experience in Harvard's student government.

Davis, California native Justin Cooper '01 served on Harvard's Graduate Student Council while pursuing a master's degree in linguistics. This encounter primed Cooper for his current campaign, which is based upon his intimate knowledge of reciprocity between Harvard's independent academic communities.

"I know how HLS should be integrated with the other schools," Cooper said. "I've got some sense of how the different schools relate with each other."

As an example of inter-school cooperation, Cooper cited the computer labs as a potential area for reform. "The undergrads and grad students have 24-hour computer access, but it doesn't make sense that law students can't use those facilities." Cooper's campaign focused upon this issue in particular, though it did not prompt him to undertake a traditional flesh-pressing approach to politicking.

He preferred his appointment to the graduate student council, since it did not entail an election. "I didn't have to beg people for their votes," he noted.

RECYCLE

THE

RECORD

Professor Emeritus Archibald Cox '37



This week, the RECORD inaugurates a series of articles and interviews profiling distinguished members of the Harvard community. Professor Archibald Cox '37 was the logical choice for the first interview. After clerking with Learned Hand '96 and working at Ropes, Gray, Best, Coolidge & Rugg, Cox spent over four years in the Office of the Solicitor General and the Department of Labor during the Roosevelt Administration before joining Harvard Law School in 1945. In 1951-52 Cox served on the Construction Industry Stabilization Commission and then as Chairman of the Wage Stabilization Board. From 1961-1965, Cox served as U.S. Solicitor General. Professor Cox was named Carl M. Loeb University Professor Emeritus of Harvard Law School in 1984.

Archibald Cox became a household name in May of 1973 when he was selected as special prosecutor by then Attorney General Eliot Richardson '44 to investigate President Nixon's role in the Watergate break-in. After Congressional hearings established that Nixon had installed tape recorders in his office, Cox sought to obtain certain tapes in order to establish the truth or falsity of the president's statements and the testimony of his aides. Nixon ordered Cox to desist, and, when he refused, on October 20, 1973, ordered Richardson to fire him. Richardson resigned rather than obey the presidential order, but Robert Bork, Nixon's Solicitor General who became acting Attorney General, obliged in what became known as the "Saturday Night Massacre." President Nixon ultimately resigned from office on August 9, 1974. In the aftermath of Watergate, Congress in 1978 passed the Ethics in Government Act, authorizing the position of independent counsel.

Professor Cox declined to comment on the Starr investigation.

RECORD: The current investigation of the president has been in the forefront of the news for several months now. Many people look back at the Saturday Night Massacre as the inspiration of the law which granted the independent prosecutor such sweeping authority. Can you talk about what it was like to go up against an executive not so eager to turn things over without such legislative protection?

Archibald Cox: I don't think the fact that I was subject to dismissal under the departmental orders setting up the special prosecuting force and creating the office of special prosecutor to investigate charges of 'grave misconduct' — I think that was the phrase used at the time — entered into my thinking. It did become a factor in the week before what has become known as the Saturday Night Massacre.

As you may remember, the court of appeals approved the subpoena for the nine tapes and modified it by giving access to the tapes to the special prosecution force as well as the judge. The question then was, would President Nixon take the case to the Supreme Court, or what would he do? We became aware of a rumor going around that week that the president and the White House were thinking about dismissing me. But there it was, there was nothing much one could do about it.

RECORD: So you continued on with the business as usual?

Cox: Yes of course, we carried on. The critical question during that last week, the wrenching question was whether the president was going to comply with the court order. It became fairly clear early in the week, at least clear to me, that he was not going to seek review by the Supreme Court. Of course, we thought there was no alternative to complying with the court of appeals, but we were concerned what would happen if he disobeyed it. Remember, he had been re-elected by an overwhelming majority.

I was terribly worried that if I forced a confrontation, he would violate the order and get away with it, and the weakness of the rule of law would become clear. At that point, everything seemed to me to center on the executive's being subject to law. If you demonstrate it in effect, then the law had power.

In retrospect, maybe I overestimated that danger and I let it worry me more than it should have. Remember, my background is in labor law and I had been close to major national emergency disputes in the immediate pre-war period. I also knew about them during the war, although I was not on the staff of the War Labor Board. Then I was intensively involved in a great coal strike against a wage stabilization order when I was chairman of the Wage Stabilization Board during the Korean War, and the administration had yielded in most of those instances to the labor union.

I had discussed those questions in the time of the coal strike during the Korean War with David Cole who was some years my senior, then the chief Federal Mediation Officer acting for the White House. I remember walking with him a long ways through Rock Creek Park, and he would quote Winston Churchill, "Democracy must never expose its weakness," and then paraphrase it — "the law must never expose its weakness."

So that last week before the so-called Saturday Night Massacre, I wondered if I was going to be exposing the law's weakness. On the other hand, had I compromised with the White House, the rule of law would not be served at all. As history now records, I concluded that I couldn't accept any such inadequate disposition. I decided that if there was to be a confrontation, then so be it. That was the toughest thing during my period as Watergate special prosecutor.

RECORD: Would it be fair to say that the Ethics in Government Act is a direct descendant of the Saturday Night Massacre?

Cox: I think there is a tendency to overlook today the broad support for that Act. The proponents of that legislation — I was one of them — were not so much concerned about the power to dismiss the special prosecutor appointed by the attorney general, nor were we much inclined to question the ability of the Attorney General and the Department of Justice to conduct a fair investigation. We didn't worry about political pressure on these offices to favor the president who appointed them; we thought most decent people could resist that.

The thing that we thought was very important, and an important reason for adopting the legislation, was that no attorney general could exonerate a president and command full public support because of the fear that he or she was yielding to political loyalty. It was called "independent counsel" — the aim was to have someone who would make an impartial, honest determination. That was my duty.

Subjectively, when I was named, I did not want to find that the president of the United States had engaged in the Watergate-related crimes with which he was charged. True, I was not for Richard Nixon politically, being close to John F. Kennedy in lots of ways, including the 1960 campaign. But the idea of finding that a president of the United States had done those things was anathema to me.

My view of the presidency, I recall, is reflected in a conversation I had with my father when I was a boy during the end of the Harding or Coolidge administration. A friend of his was asked by the president to do something and it involved giving up a trip to Asia that he and his wife had planned for years. I remember asking my

father, "why did he do that?" My father's answer was, "when the president of the United States asks you to do something, you do it." That's it. No ifs, ands, or buts. I recognize this attitude in strong Nixon loyalists that remained unconvinced of his wrongdoing, and I think that genuinely was my attitude.

RECORD: Would it be safe to say that Watergate effectively demystified the presidency?

Cox: Well, I hope not. I do worry about that. I'm sure that the current events have done a great deal to tear down the office of the president. I'm not saying anything about who is to blame, why they're to blame. Just taking the events as they happened — they've obviously resulted in a tremendous tearing down of the prestige and power of the president. It may be that Watergate began that. I hope not, and I'm not convinced that it did. I think that Watergate did make real the principle that the only way to secure liberty is if a president, like everyone else, is subject to law.

I think one also must remember, although it doesn't often appear in public print, that there was a tremendous period of reform in the years following the so-called Saturday Night Massacre. I see these years as part of the Watergate Era. There were marked reforms with respect to ethics requirements on both the executive branch and the senators and congressmen, and the reforms included the Independent Counsel Act, although the Act in its first form I think is very faulty.

RECORD: Can you say something about these faults?

Cox: In general, I think it covers many too many officials. It ought to be limited to the president, the vice president, maybe the two or three most important cabinet posts, maybe the top white house staffer. I think it ought to only cover crimes committed in office, no going back through people's past or picking up little things.

I also think that what I find an essential part of the original purposes of the Act — an impartial determination — has been turned by politicians of both parties into a hunt by independent counsel. Note that it was named independent counsel, not special prosecutor. I would also require it to be a full-time job, and set a time limit on investigations subject to modification by the court.

I did think for a period that the Act could be modified to make the necessary changes. Now, I'm much more doubtful of the stamp that politicians of both parties have provided. When I say "the politicians" I'm not referring so much to the independent counsel as I am to members of the House and Senate and others related to them. This stamp may be so indelible that it can't be changed by modification.

RECORD: Do you think then that in the aftermath of the current crisis, when the counsel and the Act are looked at in hindsight, it won't be renewed?

Cox: Well, I think that's the predominant temperament today. Something may happen which may suddenly shift it, although I doubt it and don't feel any assurance when I express that feeling.

RECORD: A number of people have criticized the current investigation as being too costly, not only financially but also morally, while the benefits seem rather vague. When future legislators look back on it, the question will inevitably rise whether it was worth it.

Cox: Well, even though the present affair clearly will do more to affect the final decision than anything else, certainly most of the past independent counsel investigations have been costly in a variety of ways for a number of reasons. Maybe

with the statute written as it was, they had to go forward even though some of them were kind of silly, like the charges of Carter aids using marijuana and the one against a cabinet member who lied to the FBI about the amount that he paid a mistress. He admitted that he paid her, which, I am told, is a kind of case that the Justice Department as a matter of policy never prosecuted.

RECORD: Has the execution of the Act been so tainted by political vendettas that its purpose has been obscured?

Cox: I think that one is certainly entitled to that view. Since the conception of the independent counsel became one of the hunt, an ambitious counsel who simply wants to be known as having done a successful job might not necessarily be moved by political vendetta; but doing a good job depends on how the job is defined by the press and the politicians, and to a lot of the public under their influence.

RECORD: In a case challenging the constitutionality of the Independent Counsel Act [Morrison v. Olson], Justice Scalia condemned the act in terms of separation of powers, claiming it encroaches too much on the executive branch. Do you have any comment on that?

Cox: I thought, and indeed filed an amicus brief with Common Cause supporting the constitutionality of the Act with Paul Freund, who was the constitutionalist of the time — everyone, including the Supreme Court, looked to Paul Freund as a man of the greatest wisdom and balanced judgment about constitutional questions. We filed it with one other member of the faculty here, I think it was Professor Heymann '60.

I remember how pleased I was to have Paul Freund on it; of course I did most of the writing. Incidentally, Kennedy asked him to be Solicitor General before me, but Justice Frankfurter advised him to say no.

RECORD: And Frankfurter didn't give you the same advice?

Cox: He wasn't asked. Not that I didn't know him. Indeed, it was Frankfurter who chose me to be Learned Hand's clerk.

RECORD: Looking back at a career at Harvard which has spanned a large part of this century, what would you say are the highlights?

Cox: I've tremendously enjoyed the teaching and the association with my colleagues. I've had the opportunity to get away in ways that were challenging, too.

I sometimes ask myself, if I had to live my life over again and had to give up either being solicitor general or special prosecutor, which one would I choose? On the one hand, being special prosecutor for Watergate has made me a footnote to a footnote in the history books, but on the other hand, in many ways working as the solicitor general was professionally more satisfying.

RECORD: What words of wisdom could you offer students today?

Cox: I would encourage you and your colleagues to remember the public aspect of law. It can be easy to lose sight of that with the diffuse nature of today's legal education and with the market that graduating students face. There are rich and deep traditions of serving the public in the profession of law, whether that is done through pro bono work or in choosing where to work.

Harvard Law RECORD

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Ben Lehrer

FOUNDED IN 1946

Let the Games Begin

Fall has arrived, which means that students are turning into a tribe of hunter-gatherers. Unlike the hunter-gatherers of past epochs, the modern HLS student doesn't live in a cave — with the possible exception of those domiciled in Gropius — and doesn't have to carry a pointed stick around to the various offices that put forth superhuman effort to ease us into the world of the gainfully employed. Our prey are not small furry animals and we have no need to celebrate the harvest. It's time to hit the directories, juice up the machines, and hammer out our futures.

Computer registration for on-campus interviews has made the process more user-friendly than ever. And rightfully so; here it is, nearly the 21st century, and we're still filling out bubble sheets? Let's hope that the folks down at the registrar's can pick up the cue from the good people at OCS who have made it possible for us to embark on the path to riches without leaving the bedroom.

There is, of course, much more to a Harvard Law degree than just a guaranteed ticket to a high-paying job. Unfortunately, in the heat of the hunt, I've forgotten what that is. It seems unbelievable that a person with virtually no practical experience can wind up with a summer — or permanent — job paying over eight grand a month.

Harvard has made it so easy. If you can put on a suit and behave in a more or less civilized fashion for 15 minutes, you can get a job with a law firm. Regardless of what we think of it, the name "Harvard" works a special magic on the recruiters. Why else would over 600 of them come here year after year in a blue-suited blitzkrieg, armed with flashy brochures, hospitality suites, and bloated expense accounts?

There's a small catch, of course. The conveyor belt that pulls us towards the Charles each fall is so strong that in trying to hang on, we often forget what brought us here in the first place. In my past two summers, I have met lawyers who have told me how they are continually plagued with doubt about what it is that they are doing and confused about how they ended up there. One told me that every two weeks when he receives his paycheck, the fog lifts and he is overcome with a sense of understanding and relief.

I have also experienced this sensation, although it involved a drinking binge rather than my livelihood. And I know that the fog always comes back.

I pray that I will find the strength to stay sober and remember the reasons I chose to pursue a career in law.

—Ben Lehrer

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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

• Letters •

Steer Clear of Union-Busting Firms

It is that time of year again when hundreds of law firms come to campus looking to interview a new crop of Harvard students. The interview process can be a hectic time and therefore it is understandable that we often do not have the time to examine the practices of each firm. This is especially true in light of the perception that these firms are "all the same" and that nothing really differentiates their practices. This perception, however, is not always accurate, especially in the case of firms with management-side labor practices. We, the members of the Harvard Labor Law Project, urge our fellow students to be wary of working for one of the worst species of employers recruiting at Harvard: the union-busting law firm.

Most management-side labor law practices provide what any law firm should to their clients: zealous advocacy within the bounds of the law. These firms offer high quality representation to corporate clients when employees are deciding whether to organize for collective bargaining over their working conditions. The Labor Law Project has no problem with such firms. Good representation of both parties is necessary for the working of our

legal system and goes a long way towards ensuring that the American economy runs peacefully and cooperatively.

Some firms, however, operate differently. They encourage their clients to use unlawful or unethical tactics to interfere with employees' federally protected right to democratically decide whether or not to form a union. Such firms (working with employers) try to deny workers their voice through tactics designed to intimidate employees from supporting unionization. Such tactics include spying on workers' unionizing meetings, hiring of armed guards, forcing employees to watch anti-union videos in "captive audience" meetings, posters which caricature union organizers as Adolf Hitler, retaliation against workers who voice union sympathies, and shutting down factories where workers do vote for unionization.

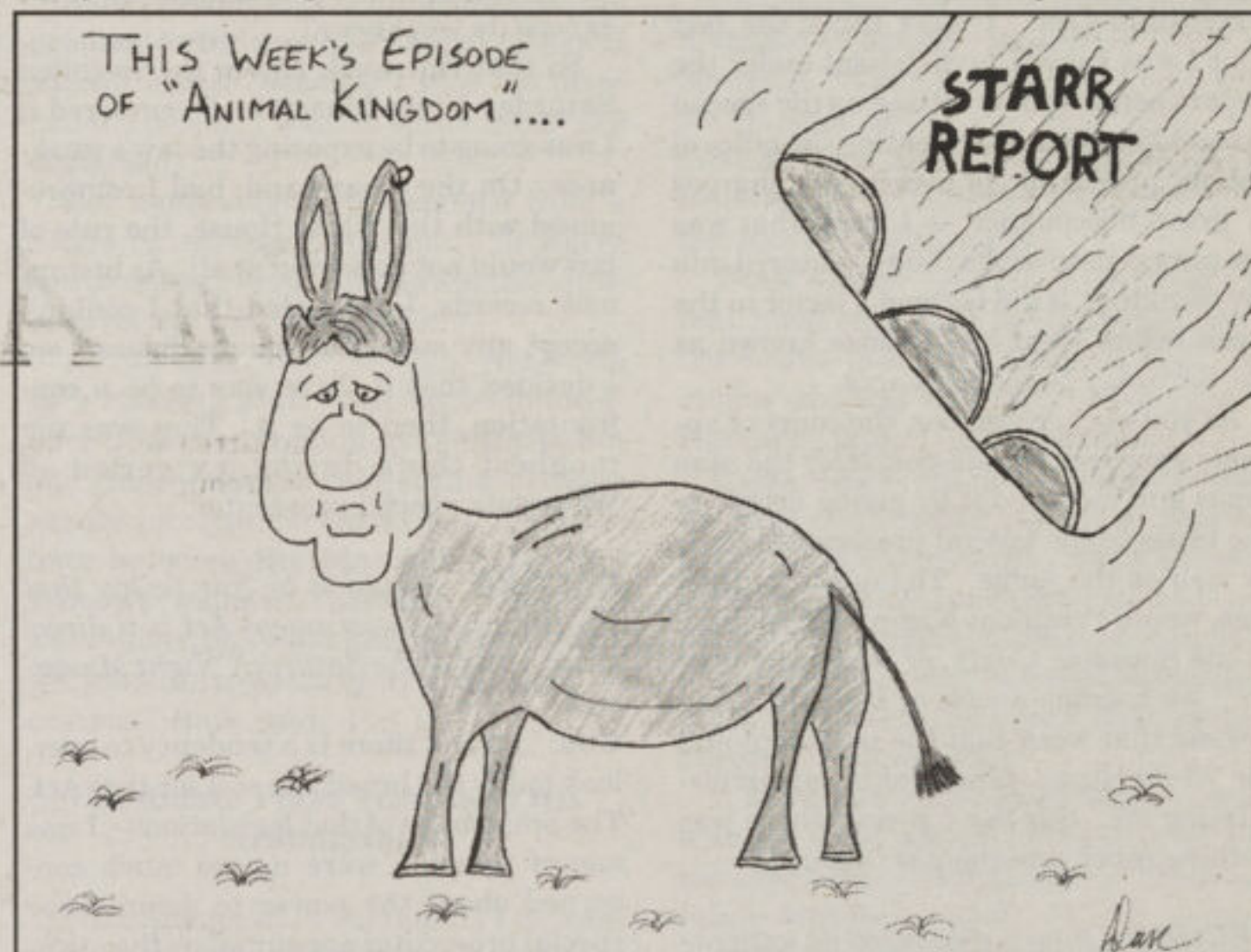
Many of these tactics are illegal. Enforcement, however, is often too little, too late, thanks in large part to union-busting firms which aid and abet employers who choose to push the line of legality in labor-management relations. Even when sanc-

tions are imposed, legal maneuvering often delays such remedies so long that they do not even begin to offset the chilling effect these acts have on organizing. We ask you to consider whether such a practice deserves your valuable time and talents.

To assist our fellow students in making informed decisions during the interview process, the Harvard Labor Law Project will be distributing information concerning the improper practices of some management-side labor law firms interviewing on campus. We ask that you read this information over and take it into consideration as you decide where to start your career. If you have any questions or comments, or would like further information, please feel free to contact the Labor Law Project.

Thank you,

Nick Akers, HLS-HSPH '00
Shannon Fisk, '99
Mike Kalt, '99
Pete Keith, '99
Tracey Schneider, '99
Kim Thomas, '99
Labor Law Project
Executive Committee
September 22, 1998



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PERSPECTIVE

By Elizabeth Read '99

STARR STRUCK

As one always eager to ascribe a pernicious political agenda to nearly everything, I find myself shocked at the general attitude toward the Independent Counsel for the Whitewater Investigation. The media constantly reminds us of the low public approval ratings of Kenneth Starr as compared to those of the President. When I suggested Judge Starr to one of our class marshals as a prospective commencement speaker, he expressed doubt as to whether the university would approve of "someone so controversial." The bearer of bad news rarely enjoys great public esteem; yet in this case he seems to have incurred an inordinate degree of ire.

One can feasibly construct the story of President Clinton's public exposure in any number of ways: a "vast right-wing conspiracy," a witch hunt, a cat-and-mouse game, or a Starr who just wanted to become a star. I must concede that upon reading the Starr Report, I could not evade the vision of a certain smallish, balding fellow rubbing his hands with salacious glee over some of its more pornographic material. While any one of these stories remains likely, I wish to propose my own:

A man mistakes himself for a king and behaves accordingly, though in secret (thereby undercutting his own assumption of such power). Those to whom he is

accountable become suspicious or outraged. Perhaps fueled by a previous bias, they engage the services of a renowned detective, a man eager for power of a different sort. Wielding the authority given him to its outermost limits, the detective contests the first man's right to the throne. Two men of irrational resilience are pitted against one another until one of them finally folds.

With this story in mind, would it have been better not to learn of the President's sexual exploits? The answer is fairly obvious (of course not) and not relevant to an assessment of Kenneth Starr's significance. Consider the following points, defending the transcendent import of this debacle and Kenneth Starr's role in it.

- During his deposition before the federal grand jury, and many times prior, President Clinton complained of the resources expended in pursuit of this investigation. Ignoring the fact that once he was made aware of the special prosecutor's intention to pursue this matter, the ball was in the President's court. He chose to hide it, inviting Kenneth Starr and his deputies to hunt it down.

- It does seem that few would share Judge Starr's sheer gall in pursuing his investigation. But did he do more than fulfill his mandate, however ambiguous, with extraordinary zeal? Which was, in degree, motivated by the President's simi-

lar zeal in deceiving all of us.

- Kenneth Starr, unlike President Clinton, is not bound by political considerations. He continued on his mission uninhibited by consistent disapproval from a majority of the public. This fact belies the notion that he is motivated solely by a rabid right-wing political agenda. On the other hand, the President attempted to evade scrutiny by lying outright, and then by hastily ordering bombings in two small countries.

Many people who invoke the original subject matter of the investigation of the President, namely the Whitewater Savings and Loan scandal, express outrage at the expansion of its scope. Although I too find the sexual inquiry unsavory, the fact of the matter is that it came to fruition. One might also view the conclusion of this adventure as making the initial suspicions more plausible. Such persistent dishonesty on an issue of this nature suggests a pattern of deceit, which might encompass things of greater magnitude. Without the exposure that has finally befallen the President, that pattern might very well have continued unabated.

These events, however sickening in their substance, represent a triumph for the structure of checks and balances. As people intimately involved with the judi-



cial system, we can all appreciate the significance these events have in curbing the President's license. President Clinton has attempted to circumvent the system by invoking various forms of executive privilege and convincing others to lie. In the end, though, he could not stand above the law and this will hopefully set a precedent for future chief executives. The Starr Report and its supporting documentation manifest the importance to a democracy of free information.

At the end of the day, why do we truly despise Kenneth Starr? Part of human nature is the desire to know and the satisfaction of finding out. At times this instinct falls into conflict with the social responsibility of self-restraint. Kenneth Starr's role has epitomized this dilemma. I submit that it is the typical impetus underlying self-righteous attitudes: an unpleasant identification with the object of disgust. The subject matter of the final inquiry is depressing, disgusting, and a little surreal. Keep in mind that Judge Starr's quest did not begin here, but with Whitewater, Travelgate, and the rest. He certainly continued past the bounds of customary discretion. I question who among us, given the opportunity, would not have done the same.

LSC CORNER

By Dan Fridman '99

THE AGENDA

As the fervor of the Fall Law School Council (LSC) election campaign season draws to a close, it is time to shift our focus on where we are going this year. Coming out of the controversies of the last year, a palpable inertia and energy has remained. With the dynamic class of representatives we elect this week, we look forward to taking advantage of this momentum and building upon the work that was started last year.

The Election Stats

Prior to the election, the LSC and Independent Elections Commissioner Jane Ann Bardin made a concerted effort to bring 1Ls and LL.M.s up to speed on the notable events of the past year. We informed them about the attendance policy, the state of the gym, and the military recruiting controversy. Judging by the number of new students who ran for open LSC seats, it is clear that there is a great amount of interest in working on improving the quality of HLS student life.

Thirty 1Ls ran for twelve 1L seats, eight LL.M.s ran for four LL.M. seats, and two ITP students ran for one ITP seat. Additionally, we filled nine out of nine 2L seats. As for the 3Ls, we filled six out of nine seats — not too shabby for a group whose members' collective basis for scheduling classes is to maximize the length of the weekend.

With the election out of the way, let me bring you up to date on what has occurred in the few short months since the end of classes.

A Victory for Accountability

Faculty-student committees such as the Legal Education Committee are created by the Dean to fill advisory roles and generate policies for the school. To fill the student seats, the Dean once looked to LSC to select and appoint the student members of the committees. From there, it was out of LSC's hands. This is no longer the case.

The Council last year instituted a

year-end review of all committee appointments and set guidelines requiring committee appointees to regularly attend Council meetings to solicit student views and inform the student body. In light of this, the Dean has granted the Council the power to remove student appointees who fail to live up to their responsibilities.

An Abundance of Committees

The Dean has also created six new long-range planning committees: Internationalization, Academic Development, Connection to Practice, Institution Life and Structure, Infrastructure and Resources, and the Steering Committee.

Because each committee will be specifically defining its ultimate mission in the first few meetings, it is essential that we soon appoint students to these committees in order to address the long-term issues that concern us. If you are interested, please contact Amy Oliver, the LSC VP, through her 2L Hark box.

The other faculty-student committees include Legal Education, Financial Aid, Food Services, Clinical, Library, Office of Career Services Placement, Student Concerns, and the Administrative Board. We will provide you with a complete list of your student rep contacts once they are all appointed.

Just the Fax . . .

This summer, the Council purchased a Fax machine which will be installed in the Cyber Cafe within the next couple of weeks. This Fax will be free for all students to use for such tasks as faxing resumes for jobs and clerkships and other important personal matters. The fax machine will also be free for all student groups to use to plan events such as conferences and speakers.

If you will be making a long distance fax, all you will need to use is either your 800 calling card number or your dorm room PAC long distance code to place the call. All you will pay for is the nominal

long distance charges for placing the call. LSC will pay for maintenance, phone line installation, and standard monthly charges.

Extended Library Hours

LSC obtained extended library hours in the week immediately preceding and then during the Spring exam period. Paul George, the Associate Librarian for Research Services, worked to fill the staffing and security requirements required to keep the library open until 2 a.m.

Who says HLS students don't study? Many students took full advantage of the extended hours, staying until closing.

One unforeseen side effect was the creation of a dating scene only rivaled by the Crimson Sports Bar with the numbers of Harvard Undergrads that came to take advantage of our library (and meet law students). This, in turn, encouraged many law students that usually do not visit the library to come and "study."

The Council will continue to push for extended hours and will also be working to try to establish a 24-hour "Commons" area. The most ideal method would be attempting to keep the Hark open 24-hours, and installing some kind of security such as an ID card entry system for late access.

The Gym

We have been assured that Hemenway Gym will remain open at least until the end of the academic year. This gives us some time to figure out the best course of action. It is my impression that Dean Clark does understand how important the Gym is to the HLS community.

We have discussed solutions including buying Hemenway and renovating it, converting one of the many nearby buildings owned by the Law School into a Gym, building a new facility from the



ground up, or getting temporary subsidized memberships to a local health club.

LSC will keep you informed as the Hemenway situation progresses.

Academic Reforms

One of the biggest projects the Council plans to undertake this year is continuing to improve "academic culture" at HLS. Problems related to the "academic culture's" breakdown include the disengagement and alienation that occur among 2Ls and 3Ls.

Several steps have already been taken to alleviate this problem. Two years ago, the Legal Education Committee revolutionized the 2L pre-registration process. The Committee developed bundles of the basic 2L courses, which 1Ls preregistering for 2L year could then select, thereby assuring that each rising 2L would have a spot reserved for her in a Tax course, a Constitutional Law course, and a Corporations course. This year, LSC plans to get students involved in creating the bundles to ensure an equitable distribution of "star" professors.

Furthermore, this Spring the Registrar hopes to implement web-based pre-registration. And when online registration is established, grades should be available instantly when they are submitted.

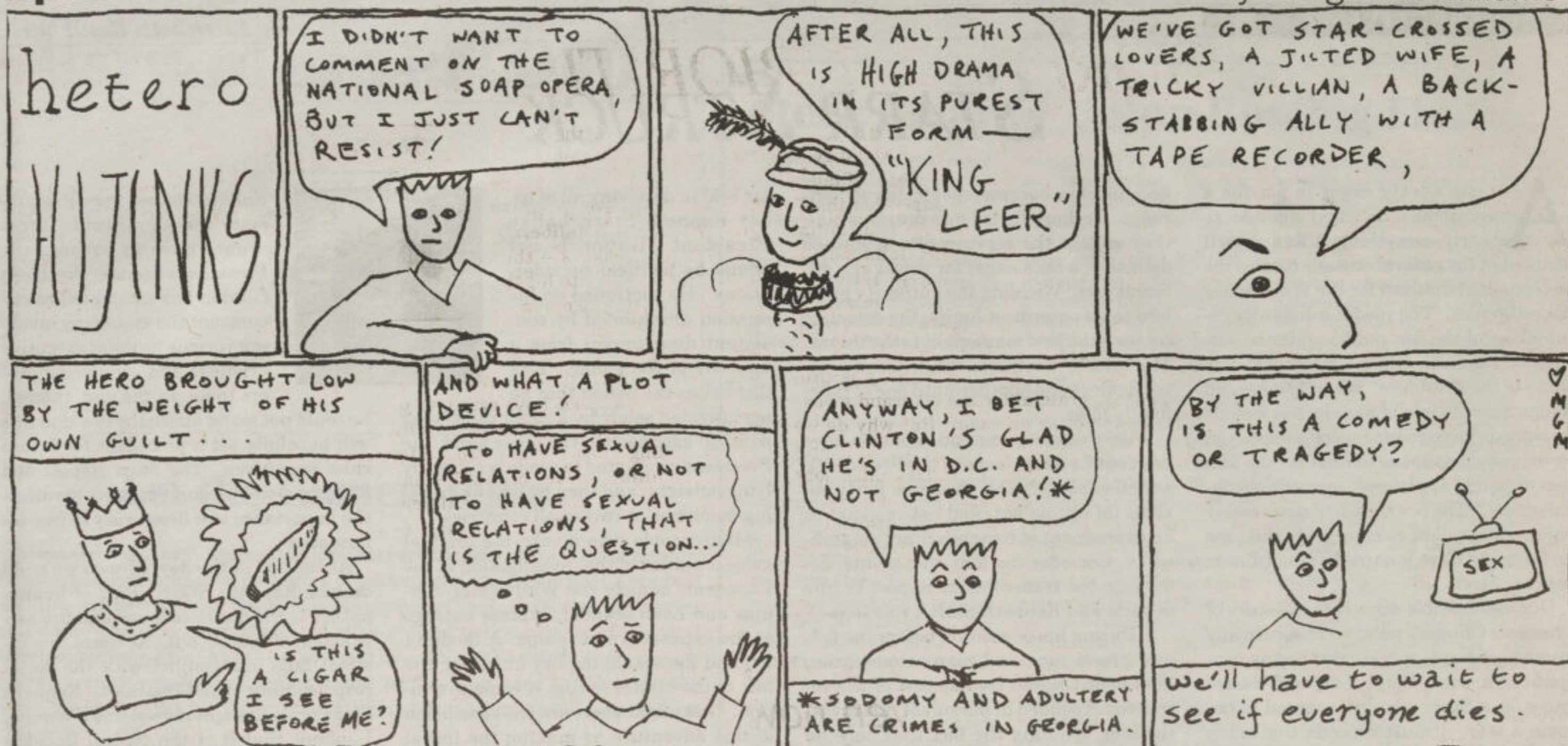
Get Involved!

LSC works for you! Should you have any concerns or ideas as the year progresses, do not hesitate to bring them to the attention of one of your reps or come speak at one of our meetings. In the meantime, best wishes for an active and productive year, and we look forward to serving you!

Dan Fridman '99 is LSC President. Students interested in filling open LSC seats and committee vacancies should contact him.

Spike

By Margie McWilliams



Hemenway a Stress Buster, Say Students

Continued from HEMENWAY, p. 1

other options are less well-located, about as expensive, and come along with certain community issues that the University is reluctant to get involved with," referring to Cambridge's traditional hostility towards the University's expansion of its borders.

Hemenway No Longer Vital

Until this year, FAS's main motivation for operating Hemenway as a gym was its status as the exclusive provider of squash courts for the University community.

"Hemenway Gym is no longer vital to FAS's intercollegiate athletic program," said Zewinsky.

Despite the gym's current status, Law School administrators continue to hope that FAS will change its mind. According to Dean Clark '72, "it's still premature to draw any conclusions. I think there's genuine uncertainty as to what will happen. I have been and will continue to encourage FAS to use Hemenway as a gym. Our position is that the best thing to do would be to renovate it."

"We are trying to make sure that Dean Knowles [of FAS] and the University administration knows that there needs to be an athletic facility for the North Yard," said Sandra Coleman, Administrative Dean of the Law School.

According to Coleman, in previous discussions with the Law School, Knowles focused on the "strength" of the athletic facilities that already exist.

However, John Wentzell, Director of the Malkin Athletic Center and FAS-appointed director of Hemenway, noted "we already have shortage of athletic space on this campus. I'd be concerned where the law students will recreate, because the rest of the facilities are crowded as it is. The Mac is a great building, but it's only so big."

"Without the Gym, We'd Be Killing Each Other"

Students at the Law School have been highly vocal about expressing their views on this subject. In response to the RECORD article that first reported on the threat to Hemenway, a group of 1Ls last Spring circulated a petition to save the gym. Citing Harvard's traditional weakness in quality-of-life issues, the petition urged the University "to improve, rather than destroy, athletic facilities at the Law School." Over 500 people signed the statement.

This year the status of Hemenway con-

tinues to be a major campaign issue for LSC candidates with campaign posters in Harkness Commons protesting the deteriorating state of its facilities and the uncertainty surrounding its fate. As one candidate noted: "A sound body is essential for a sound mind. We are learning to think like lawyers and we also need to learn habits for coping with the stresses of a lawyer's life."

But as Law School Council President Dan Fridman '99 noted, "students need to have access to high quality athletic facilities. It's essential to building community here, and goes a long way towards enhancing the quality of life."

"Hemenway is a significant stress-reliever," agreed Daniele Jean-Pierre '01. "Without it, we'd probably be killing each other."

"We can't get [exercise] by just lifting up property texts," noted John Bartlett '01.

Maull said that though student pleas such as these "have been a factor in FAS's thinking, particularly with regard to our decision to keep it running until we have another purpose for it... we do have these space needs. We have to think about the long-term best use of the space."

Law Students May Face "Reduced Service"

Recognizing this situation Coleman urges law students' to focus their efforts on stressing the importance of the gym to the entire north campus of the University, rather than simply the Law School.

HLS represents only half of the use of the gym, Coleman explained.

"Hemenway concerns the Music Department, the Division of Applied Sciences, the Divinity School — it's an issue concerning the whole North Yard."

"The Law School has been very effective in communicating its own interests, but we haven't been as effective in arguing how Hemenway serves the North Yard, and perhaps that would also help," she added.

Despite these efforts, students may have to confront what now seems to be an inevitable closure.

"I've asked the Administrative Dean to begin considering some fall back options," Clark said. He noted that "it is possible that students will face a few year of reduced (athletic) service if Hemenway closes." He did suggest that one possible alternative would be to create temporary fitness rooms in current law school buildings.

Coleman stated that FAS has also been considering other possible arrangements,

at least in terms of fitness facilities. However, "there is nothing specific in the works at this time."

Law School students continue to be frustrated by the Hemenway situation.

One student had a modest proposal to solve the whole dilemma: "Our tuition should include a free membership to Bally's," said Matthew Evans '01.

Ames Moved Back to Spring

Continued from LRA, p. 1

condition of anonymity, raised the concern that professors may be tempted to link performance in LRA to grades in the substantive courses. "Technically, LRA may not be a totally pass-fail course any more," the student said. Horwitz has stated that a good performance on the final LRA brief may help a student's grade in Torts.

Ames Shifted to Spring

An additional change from last year's program is that the 1L Ames competition has been moved to the Spring semester. "This was done to relieve student overload in the Fall and to allow for a slightly expanded Ames experience," commented Murray.

Sunny Chu '00 applauded the move: "This change is definitely a plus. Last year, people starting flipping out in November when it came time to look for jobs. At least this year, the 1Ls will have that behind them."

Four Sections, Four Teaching Methods

For the first time this year, each of the four LRA section professors is experiment-

Civil Liberties Union
First Meeting
of the Year

October 1
7:00 p.m.
Pound 102

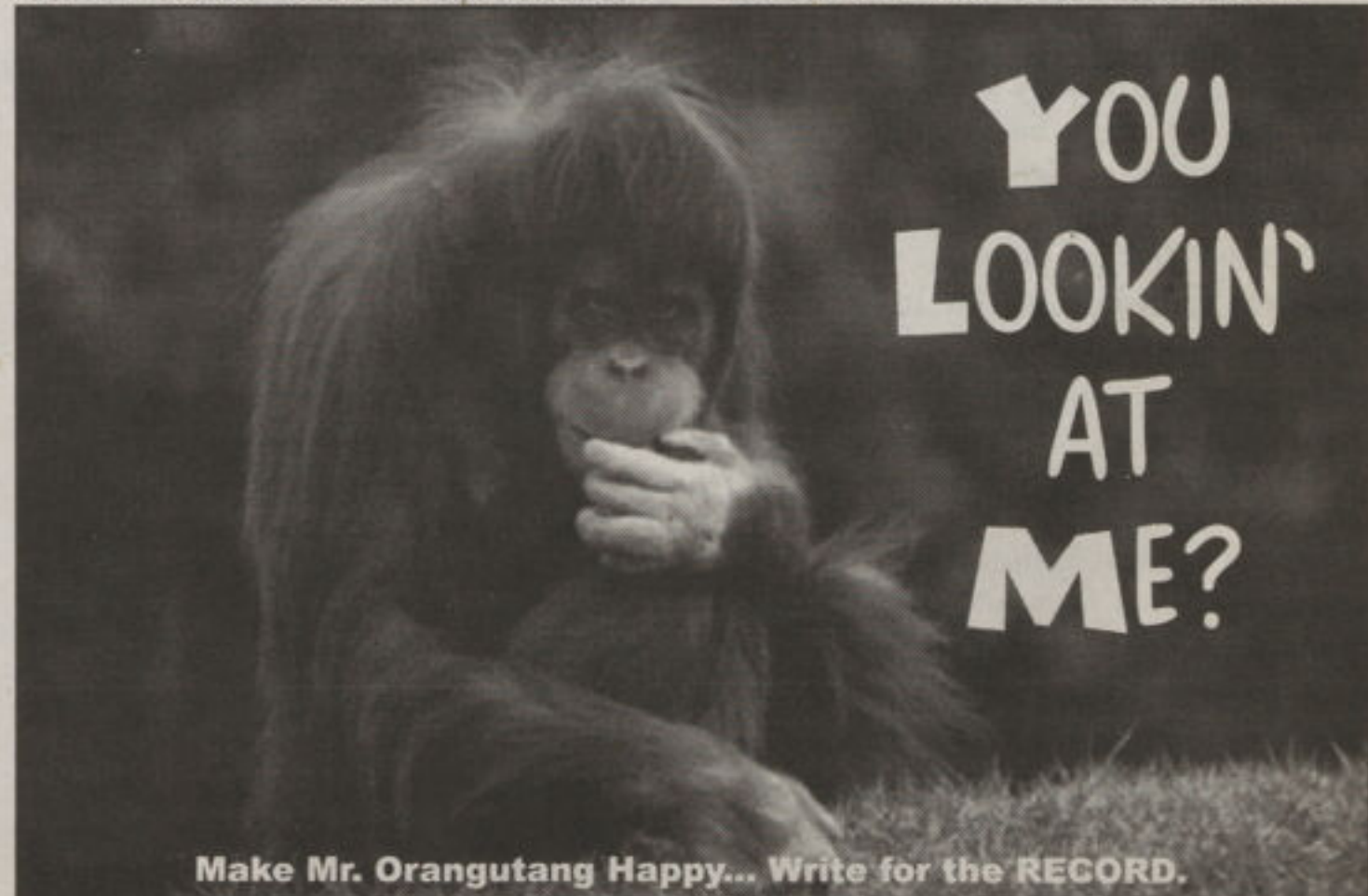
ing with his own approach to the same material.

"In recent history, LRA has been taught in a uniform way," said BSA President Chris Garcia '99. "Four professors were teaching the course, but the program was basically uniform across all sections. Now the different professors are each doing different things."

"One of the greatest benefits of the new program is that each faculty member can put his own imprimatur on the course and experiment with a variety of ways to integrate it," said Ogletree, whose first lecture focused on the Rodney King trial and how race impacts the legal system.

Underlying this approach is the hope that the experimentation will yield greater understanding about what is effective in the classroom. "Every year we ask what worked and what didn't," Garcia remarked. "This year we'll have much more information about teaching these basic skills."

While this year's changes are substantial, they represent just the latest in a long history of transformation in the LRA program. "This is an evolving process," noted Ogletree. "We're continually deciding on the best approaches for future years."



Carpe Dollo

By Jake Zimmerman '00
Staff Columnist

PRIORITIES, PRIORITIES

Admit it: you missed me. All summer long, you pined away at your drudgerous workplaces, slaving away for the Oppressor with no reward save the satisfaction of a job well done, the joy of hard work, and the occasional \$100 lunch. As you did so, your minds were filled with one despairing thought: "When, oh when, will we ever be able to read Zimmerman's column again?" The wait is over. Freed from the tyranny of cruel work and returned into the bosom of Mother Harvard, you now stand clutching the precious pieces of newsprint that contain my column.

Kinda anticlimactic, ain't it?

But, like it or not, here you are trying to convince yourself that you've somehow been enriched or enlightened as a result of your experience. If you haven't, don't worry. You've still got an edge over some of the people I worked with during the summer. We're not talking about lawyers, clerks, students or judges. No, we're talking about the people who really make the whole system function: the criminals.

Let us pause for a moment to acknowledge all the noble work done by these forgotten public servants. Without the devotion and hard work of our criminal element, there would be no cushy government jobs for all you non-firm types. Willie Horton got George Bush elected, yet you didn't see him get invited to any fancy White House balls. Where would Giuliani be without the overworked and underpaid

squeegee guys? Take away O.J. and Klaus, and Alan Dershowitz would even now be asking that most tragic of questions: "Would you like to Super-Size that?"

Without the criminals, a substantial chunk of our national parasitic infrastructure would collapse in ruins. Yet we do nothing to thank them. Absolutely nothing. Sure, we spend lots of money on them once we catch 'em, and I'm sure that the American criminal community is profoundly grateful for the 30 grand a year we spend per prisoner. But why do we wait so long to show our national appreciation for the difficult and thankless jobs they do?

Because of our sad lack of attention to this urgent problem, the criminal classes face a perpetual shortage of genuine tal-

make about some of the offenders I encountered while working at a U.S. Attorney's Office this summer. Now, I have great respect for deliberate Federal lawbreakers — they know they're ready to hit the big time, and they're prepared to treat their elevated position with all the appropriate respect. But like scrubs called up from Triple-A too early, far too many poor sods have managed to acquire Federal jurisdiction without fully understanding what they're getting into.

This is unfortunate, because what they're getting into are the Federal Sentencing Guidelines. The guidelines require every person convicted of a non-petty crime to be immediately locked in a

stinky pit with fans of '80s hair rock for at least two millennia. Moreover, under the guidelines, the only "petty" crimes are garbage theft and excessive mocking of Madonna. So it's really not a good idea to hit Club Fed until you've first had a

good chance to hone your skills and — as they say — make a difference in your community.

Thus, for instance, if you happen to be thinking of getting into a bar fight, I say go ahead: drink up, make sure someone's guarding your tail, and get ready for mad-cap fun. But is it *really* so hard to avoid swinging your fist at that nice USDA inspector who's come to check the kitchen for salmonella? And suppose you're looking for someplace with a cash register that

you can empty for instant fun and profit. Great! It'll pay the bills and provide adrenaline-pumping excitement that you won't find anywhere else. But *must* you choose the local Post Office?

Why aren't we giving our budding young criminals the training they need to help avoid these subtle pitfalls? Imagine how much good we could do with just a simple class on American geography. "See this big, red, ominous strip of color, boys and girls? This is a *state line*. You do not want to cross the state line while committing your criminal activity. The state line is *bad*. The state line is *not* your friend."

No, such seemingly obvious public policy choices are clearly beyond the grasp of our short-sighted leaders. Until we mobilize for change, America will slowly but surely produce another generation of criminals who can barely spell their own names, let alone understand how to prevent fraud from affecting interstate commerce. I ask you, is that the sort of country we want to leave for our children? Think about it now, before it's too late.

If all of the above still doesn't leave you concerned, I give you one final thought to ponder: It is a well-known statistic that HLS grads are significantly more likely to wind up as criminals than as criminal defense lawyers. And if you wind up in the pokey some day and discover that you have no one intelligent to talk to, you'll look back to this column with a sigh and wish that you'd done more when you had the chance. So don't bury your heads in the sand, dear readers. Dare to dream. Dare to make a difference for the people who really matter.

Take away O.J. and Klaus, and Alan Dershowitz would even now be asking that most tragic of questions: "Would you like to Super-Size that?"

ent. While the obvious solution to this problem is to encourage higher-profile recruiting at top schools, that's a long-range strategy that doesn't address the crucial immediate problem: basic incompetence. In a nation this rich and powerful, there's just no reason we should tolerate the kind of mediocre performance that we're seeing from our criminal element. Frankly, I find it nothing short of shocking.

In particular, I have a few comments to

It was in this state that the 1L LSC candidates found her. They were strolling cheerfully down Mass. Ave., putting flyers up on every possible surface on the off chance that some little old lady might call her cousin whose grand-nephew's girlfriend was attending HLS, and pass on the "vote for me" message. Suddenly she was surrounded by 1Ls. One screamed at her: "Are you in Section One?" "No, she's not," yelled another, shoving the first one aside. "Even though I don't know her name, I can tell that she's in Three!"

A burly salt-of-the-earth type muscled his way through the crowd of eager beavers and cheerfully put his arm around his shoulder. "Hah. Ahm Mike Adams, and Ah's from Kain-Tucky! Ah shorely would 'preciate yer vote t'day." Fenno paused, her grief-stricken mind having difficulty interpreting his message. Finally she translated it, and gave him a withering look: "Scram, redneck." Dejected, he stepped away, only to be immediately replaced by a tag-team duo who clearly had a higher opinion of themselves than anyone else did.

"I'm Steve," said one, "And this is Wade! Vote for us, and you'll get laid! Clever slogan, huh? We thought it up all by ourselves." Both began giggling like teenage girls. Fenno wanted to vomit. Steve and Wade inched closer, winking and nudging each other, and Fenno prepared to deliver a swift kick to their central campaign apparatuses. Suddenly, the two dropped back in alarm as a woman who looked like a refugee from a Renaissance Fair jumped to Fenno's side, waving a cardboard battle-axe. "I will save you, fair student! I am Zena, here to fight against tyranny in all its..."

Fenno had had enough. Using the tactic that had worked so well last year, she yelled with all her might: "I'm an LL.M.!" Stunned, the 1Ls quickly dropped back into formation and continued marching down Mass. Ave. Before long, they had locked arms and were chanting in unison,

"We love Hemenway! We love Hemenway!" As they walked away, Fenno muttered, "Works every time." What she hadn't noticed, however, was the nondescript looking fellow hanging out at the back of the group.

He approached her now, kissed her on both cheeks, and nervously began talking. "Alo, my name eez Sven Ibrahim

Rabinovitch Hammerskjöld Fiero Ibn-Al-De-Gaulle Kowalski. Alzo I do not yet speak dee Inglis so good, I have already talk in class ten times! You veel vote for me and not zee nineteen ozzzer LL.M. candidates, yez? I veel reprezeent you und save zee Haymenway forever!"

Fenno buried her face in her arms. It was going to be a long day.

Fenno

Fenno had always thought of herself as a strong woman. She knew how to take the good with the bad, and just keep on truckin'. In fact, after failing to graduate from HLS for over 40 consecutive years, Fenno figured she'd been through as much hell as any one person possibly could. Fenno knew that a lesser person might easily have cracked under the kind of pressure she faced: year after year in the same Fast Artie Miller ego-fest, constant threatening phone calls from various members of the faculty, and painful sex change operations every seven days. But Fenno was too tough to let those things break her: she would just grit her teeth, chug a Natty Light, and chalk it off to fate.

"So why," thought Fenno despairingly, "am I lying curled up beneath a giant piece of cheap plywood, bawling like a baby?" Fenno knew that she looked like Larry Tribe after three days without cheeseburgers, but she just didn't care. Fenno couldn't even find the energy to get up and look around to see if anyone was watching her in this embarrassing state. It didn't matter, because there was nothing left to live for.

Nick's Beef and Beer had closed its hallowed doors.

If the body is a temple, then Nick's greasy burgers had been Fenno's burnt offerings, and his cheap suds her blessed annointment. But it went much deeper than that. Only in the soft, vaguely devilish glow of flickering light on torn red vinyl had Fenno ever truly felt at peace with herself. Fenno had lost her last refuge. Without prompting, the tears came again.

Quote of the Week

"My financial aid decreased this year from last; I can only assume my money went to the save-the-homosexuals fund."

— Brian Fitzpatrick '00, commenting on the decision not to allow the military to recruit through the Office of Career Services. As of this week, the decision did not impact any financial aid awards.



Reel to Reel

ROUNDERS FLOUNDERS

By Jeff Manghillis '00
RECORD Columnist

"Rounders" starts with Matt Damon saying that in high stakes poker, "if you can't spot the sucker in the first half hour, then you are the sucker." When you eventually throw this paper away, disregard what I write, and go see the Boston superstar, remember: the cast and producers and everyone else in this movie is making good money doing what they love. You, as a member of the audience, are not going to see the sucker on the screen — and you know who that leaves as the person who paid eight bucks to see a bunch of superstar actors in a movie that flounders (sorry — I had to throw that in once).

This movie does have a great cast. John Malkovich, Edward Norton, Martin Landau, and John Turturro all live up to expectations and play their supporting parts extremely well. Gretchen Mol also does a good job in her first major role. Matt Damon once again plays the unusually talented and cocky kid who has a good heart beneath his arrogance. Matt Damon can play the part of Matt Damon; it remains to be seen if he can play any other part. In this movie, Matt plays Mike McDermott, a New York law student who built a small fortune playing poker; lost it all when he tried to play with the head of the New York Russian Mob, Teddy KGB (John Malkovich); quit the game; took a night delivery job and still could afford law school and this huge apartment in

New York City without, one is lead to assume, taking out any loans.

John Turturro plays Kanish, the great poker player who as the pseudo-mentor to Mike tried to stop Mike from playing with KGB but who never takes a real risk and instead just plays for rent money. Gretchen Mol plays Jo, his girlfriend and fellow law student who does not want him to play poker any more. After Mike quits all is well until Mike picks up Worm (Edward Norton) from prison. Worm owes a lot of money to the wrong people — KGB and a certain goon. Why they did not get Mr. T and Chewbacca to play goons is beyond me. Mr. T and Chewbacca would be much more intimidating, and Mr. T needs the work to help fight his life-threatening illness. Hollywood still does not recognize the loss they are incurring every time these eighties thespians are not cast.

Mike ends up playing poker again to help Worm settle his debts. Jo finds out and leaves him. Mike must choose between the love of his life and his girlfriend (I guess Gretchen Mol is no Minnie Driver). As the movie progresses, Mike and Worm play a bunch of poker games. To my utter disappointment neither Burt Young (a.k.a. Uncle Paulie from the "Rocky" movies) nor the ESPN dogs were in any of the poker scenes. This movie just did not spend the money on the little things which could have made it great. Also I got three words for Mike: student loans. All Mike had to do was go to

the financial aid office. He complains about being \$15,000 in the hole. That is less than one semester's worth of debt here. Come cry to me when you get to six figures.

Martin Landau portrays Abe, the law professor who not only drinks with Mike and helps him along in the legal field, but just gives him \$10,000 one night to help him pay off the debt (if you know any profts that will do that please let me know). So Mike goes back into the game to gamble away the money of the only person that will help him. So Mike continues to play poker in some sort of mystery world that defies common sense.

First of all, in games of freezeout (a poker game where two or more people all put up the same amount of money and the winner eventually gets everything), it is impossible to play twice against one person and have the money work out like it did in this movie. Someone really needs to call Will Hunting to explain the math to the audience on this one. Second, why would the mob play poker against money owed to it? Either they win, get the money and break some bones or they lose and just get the money owed to them and maybe lose a bit of their own. All they can win is the pleasure of breaking bones — it makes no sense.

This movie hints at being about two buddies (à la "Good Will Hunting"), the rela-



tionship between Mike and Jo, and Mike's internal struggle at what to do with his life; but the movie ends up being just about poker. While "The Hustler" may have focused on pool and gambling, what made it a great movie was Paul Newman's inner conflict and his dealing with his talent and loser mentality. This movie just doesn't cut it (sorry — that's two bad puns).

For one, it was hard to find out who the real antagonist was. KGB did take all of Mike's money in poker but like Minnesota Fats, he was just the competition. Also, there was no real reason to like Mike or want him to win besides his being the main character. Finally, unless someone plays poker, the final poker scene makes very little sense (the winner knows he can not lose because it is impossible for the other player to have a better hand).

I took nothing away from this movie apart from a desire to play a little poker. There was no climax, no excitement, no humor, and no introspective into anything meaningful about life. The movie just kind of progressed into a predictable ending. Another of Mike's little words of gambling wisdom is that "It's immoral to let a sucker keep his money." The producers of this film should thus never be labeled as unethical, because they took the money of all of the suckers in the audience.

SPORTSGUY

PIGSKIN PREVIEW

By Josh Swartz '00
with Chris Matarese '99
RECORD Columnist

It's time for another season of the "other intramural sport" at HLS: flag football. With the departure of most of the Stormin' Mormons, the league has lost a sizable chunk of its fan base. To that end, come watch, cheer and heckle this year's intrepid heroes of the gridiron every Sunday afternoon across the river. Remember, admission is free. Let's get right to the this year's preseason Top Five:

1. **San Dimas High** — The defending Law School Flag Football Champions, and the team formerly known as Capital Punishment, deserve the number one ranking. Despite injuries to key players, including All-HLS receiver **Josh Swartz '99** and this summer's marriage of superstar running back **Chris Grace Kelly '99**, San Dimas High is the team to beat this year. The off-season acquisition of career free agent and pass rushing specialist "Step up to the Mike" **Tognetti '99** only makes this team better. If the team can get healthy by playoff time, this team may be unbeatable.

2. **Sons of Liberty** — Led by last year's Rookie of the year, quarterback **Jay Charlotte's Webber '00** and All-HLS receiver **Mike "Enola Gais" '00**, this team should be San Dimas's only real competition. The potent combo leads an offense that could score every time they head down the field. The defense, on the other hand, remains a question mark, and the Sons likely have not forgotten the 48-12 semifinal drubbing San Dimas administered them last year.

3. **Happy Gilmores** — This team certainly can talk the talk. With their early quarter final exit last year they will need this season to prove they can walk the walk. Behind the rocket arm of **Matt "Dumb and Dummermuth" '99** and **Raj** chicken pot **Pai's '99** seemingly unending chatter, the Gilmores certainly should be the league's third best team and could sneak into the finals if they get few (hundred) breaks.

4. **L.C. United** — Captain and General Manager **Kris "half human, half cyborg" Olivier** greatly improved his squad with the off season acquisition of

HLS super athlete Broadway **Joe Lambert '00**. As was the case last year, the question remains whether Lambert will get the support he needs to capture his second HLS-intramural sports title.

5. **Weekend Warriors** — This unknown commodity impressed these reporters with a strong first week performance. Only time will tell if they can maintain their wining ways.

Week 1

The season began with the Sons of Liberty giving a rude introduction to the newly formed teams, the Godfathers and Sexual Chocolate. The Sons posted gaudy 41-6 and 36-6 victories, respectively, as Captain Jay Webber and Mike Gayes connected numerous times for TD scores. Sons of Liberty's new acquisition, First Lady Nancy **Reagan Demas '00** contributed as well with key receptions and tough D. Godfather captain **Mark** three day drinking **Binger '00** attributed his team's disappointing efforts to the game's 10 a.m. start time, stating: "Heck, half my team did not even go home Saturday night, they just came straight to the game."

Dicken's Cider started the season off nicely at 2-0 by posting a 12-8 victory over Sexual Chocolate and a 28-8 slamming of the Godfathers. Godfather receiver **Matt O'Shea Stadium '99** blamed the loss on his team's confusion over which sport they were supposed to be playing. Apparently, half the squad showed up at the soon-to-be condemned Hemenway Gymnasium for basketball.

The Weekend Warriors posted impressive victories over Sexual Chocolate (32-0) and Lovers not Fighters (26-12). **Jason Orlando Magic '00** scored 3 touchdowns and had an interception for the victorious Warriors. Lovers not Fighter's captain, **Mike Leake faucet '99** proved that the team had been properly named, as he unforgivably deserted his team just because his wife, whom he dragged to the game, went into labor on the sidelines. Some people!

San Dimas High opened the season with a pair of victories over the Cougars (27-22) and Intent to Harm (18-6). Last season's MVP, "I'm a **Jim Dandy**" **Walsh '99** put on one of his famous one man shows: rushing for 200 yards, passing for 300 yards, and returning one of his two interceptions 95 yards for a TD. With some help "Free **Willie**" **Mathews '00**, the leagues only 300+ pound lineman, Walsh had plenty of time to throw and holes wide enough for him to fit through. **Phil Wayne** and **Garthe '99** was Walsh's main target, and contributed strong defense along with other unnamed San Dimas defenders.

The Happy Gilmores dismantled L.C. United 32-12. **Raj Apple Pai** a la mode consistently pressured the quarterback and even had a 50 yard reception return for a TD. **Eric Hall** of Shame '99 returned a kick for a touchdown and **Adam Chili con Karne** '99 made numerous acrobatic catches to secure the blowout. **Ted Akira Kurosawa's Randolph '99** played strong defense to hold Lambert to a career low five receptions.

In the day's best game, the Fighting Peilins defeated Miller Time 13-12. After a pathetic scoreless first half, Miller Time jumped to a 6-0 lead. The Peilins, then took a 7-6 lead with 1 minute remaining thanks to a 98 yard touchdown run by **Joe** race you down the



Gully '00. **Jun Wild, Wild Weston '00** then made an impressive 50 yard run with 10 seconds remaining to give Miller Time a 12-7 lead. Not to be undone, Gully scored again to secure the victory. Spectators commented that Gully's offense is not even the

strongest part of his game, and he could make a big statement this year.

In other action, Cruel and Unusual punishment, led by **Seven Brides** for **Seven Brothers Rivera '99** defeated Kenneth's All Stars 18-6 and the Cougars defeated L.C. United 21-20. L.C. United salvaged their day with a 24-22 nail biter against "we have two high school all American Football Players" Intent to Harm. Intent to Harm did show some definite promise though, and with slight improvement, they will be a force in this league.

Welcome back... NOW GO AWAY!

London	\$309
Barcelona	\$359
San Francisco	\$212
Aruba	\$341
Tokyo	\$809
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Can You Spare a Razor Blade?

By Dusan Stojkovic '00
RECORD Columnist

TRIPPING BACK IN STYLE

Saint Etienne
Good Humor/Fairfax High
Sub Pop Records, 1998

It would be a crass understatement to label Saint Etienne as a retro band. This English trio has steadfastly defied the passage of time in their albums past by conjuring up a hip-hugging bellbottom ambiance in every song, paying homage to musical genres from dub to disco (and never beyond disco). What more could possibly come from their newest offering, "Good Humor?"

Loads of far-out shit, man.

This time the landscape Bob Stanley, Pete Wiggs and chanteuse Sarah Cracknell collectively paint is mostly set in these United States, seen through the prism of eurotrash. The kitsch hits the ceiling more than once, but the listener bold enough to go on after the initial affront can't help but get sucked in and sing along.

In a welcome departure from the threesome's prior releases, a more developed cast of affably quirky characters is unleashed. There's a girl "overdosed on magazines" ("Lose that Girl"), another apparently overwhelmed by a trip (hint, hint) to Amsterdam ("Dutch TV") and a reclusive "beauty queen from Idaho." ("Woodcabin") If only Ted Kaczinsky had known of her; the concerted listener is bound to ponder...

Synthesizers are given key billing on "Good Humor," laying the foundation for original pop songs that one could swear were written twenty years ago but, spookily enough, weren't. Piano embellishments, the harmonica, vibraphone,

cowbell, klangspiel, sax, trumpet and trombone all hop on for the psychedelic ride, along with, as the credits reveal, instruments as recondite as the flying A, esquilax and zipper. Dude, you gotta love that zipper.

The songs start out innocently trite, resembling generic pop renderings of romantic relationships. But invariably, in the wise words of Professor Weinreb, "something goes terribly, terribly awry." Disturbing lyrics are usually the initial tip-off. On "Sylvie," with syrupy-sweet vocals, Cracknell sternly admonishes a sibling rival who's crossed the thin line of propriety: "Sylvie-girl, I'm a very patient person/ But I'll have to shut you down/ If you don't give up your flirting."

Yes, kids, this is Abba on acid mixing it up with that girl from the Carpenters on a twinkie binge. It's backstage at the Grand Prix de la Eurovision circa 1979: the seedy part you didn't get to see in the telecast. (Well, at least some of the L.L.M.s will appreciate that analogy!)

No doubt all the musical reminiscing on this album is intrinsically appealing, bringing the listener back to a seemingly simpler time. (Look ma, no AIDS!) What red-blooded genexer can claim he isn't stunned by a whir of nostalgia thinking back to the last time in his life when the future seemed halfway non-drab?! The strength of Saint Etienne, however, is that they are not oblivious to all that's happened between the platform-shoe crazes: "The MTV is on/ Another dreary song," Cracknell wearily laments on "Mr. Donut." The band's ability to weave together the nonchalance of yesteryear with contem-

porary complexities markedly sets it apart in the music scene.

Sweetening the \$10.88 deal, a limited edition of "Good Humor" includes "Fairfax High," an entire additional disc thrown in for FREE. The second disc is "Good Humor" broken down to its elements, containing previously unreleased songs destined to become B-Sides. Sort of like "4-Track Demos," by the greatest musician alive, PJ Harvey, whose brilliant new album (which I have not yet heard but know it will be brilliant) is due to be released Tuesday.

"Fairfax High" features more instrumentalization, more acoustics and more deeply disturbing lyrics: "I never cried when Elvis died/ Told you I did, but hey, I lied," Cracknell irreverently croons in "Zipcode."

My personal favorite is "4:35 in the Morning," which, for some inexplicable reason, lasts exactly 4 minutes and 35 seconds. Especially here, kudos are due Cracknell for incredible vocal control. The song is premised on the fallacious belief that one can derive a strange sort of strength from being a total sap for another. What results is an uneven juxtaposition of self-denigrating vulnerability set to a groovy, sugary melody.

The astute indie-rock connoisseur will note that this sort of subdued musical feminism is not unparalleled, albeit less subtly, by another European retro outfit, the Cardigans. The Swedes' last album, "First Band on the Moon," included such ironic (Daniel-Webster-ironic, not Alanis-Morissette-ironic) lyrical gems as

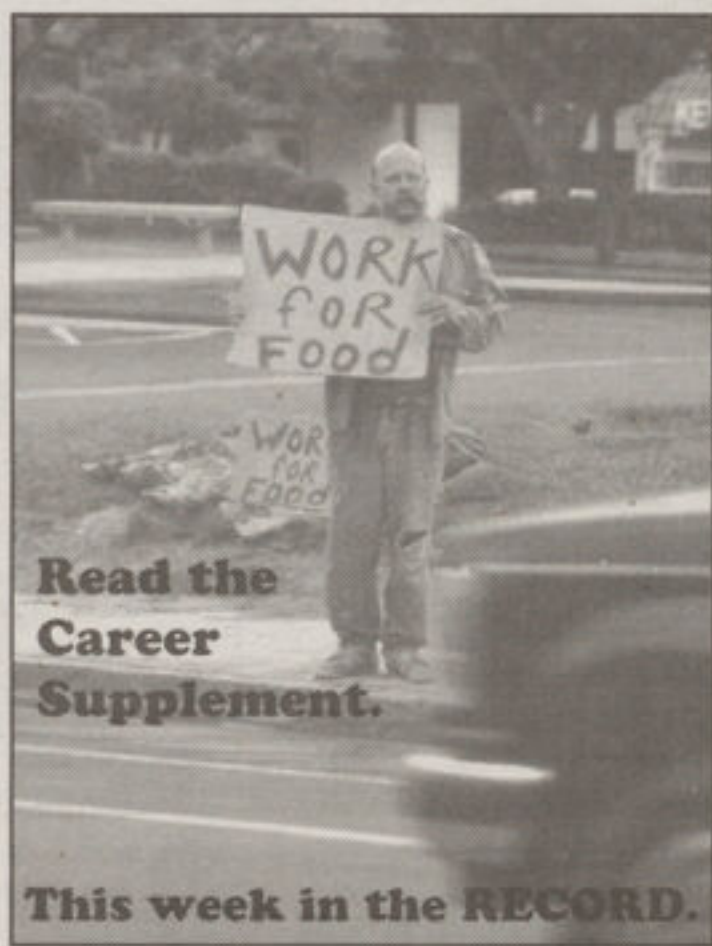


"Oh, I think you're standing on my left foot/ It's hurting but that's OK/ Cuz I'm in your way" ("Step on Me"). A new album by the Cardigans is forthcoming this autumn, and insiders say it will reveal the band's "darker" side. Should we expect two Black Sabbath covers as opposed to the by-now

obligatory one?

In our next music review installment, Suzanne Carter will explore American-bred chick power straight off the Lilith Fair Tour. How will I ever fall asleep till then???

Feel free to contribute to the direction of this music column by e-mailing us your suggestions of artists, genres and related topics you would like to see featured. record@law.harvard.edu



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