

THE DISSENT

UNIVERSITY OF OREGON

NOV 19 1976

PRESIDENT'S OFFICE

Vol. 4, No. 6

The University of Oregon School of Law

November 13, 1976

GRADING OF PROFESSORS

The Dissent will have a grading form for professors which will be handed out at the time of registration or shortly thereafter. The results will be tabulated and published.

THANKS

The Dissent wishes to thank the persons who expressed their support of the editorial policy of the newspaper by either signing the ad hoc petition or by voicing their support to members of the staff. Frick and Frack have reached an accord with the editors and the play continues with the third installment.

-- Richard E. Parsons

BOARD OF VISITORS

The Board of Vistors were at the law school on Friday and Saturday, November 12th and 13th. "Who are the Board of Visitors?," you ask. The Board is comprised of 24 lawyers, judges, and laypersons who are appointed by the University President for three year terms to be an unofficial liason between the law school and the community at large that the law school serves. Originally the Board was formed in the late 1960's to help the law school expand. Recently they have been instrumental in upgrading the Placement Office. They serve without compensation or expenses and visit the law school twice a year to confer with the administration, faculty, and students concerning matters of the law school generally. The members include an Oregon Supreme Court Justice, a couple General Counsels, a Federal District Court Judge, a District Attorney, a bank chairman, and senior partners of large Portland and San Francisco law firms -- all in all, a group of blue chippers.

Students, led by SEA President

Merrill Schneider, met with the Board at dinner on Friday night at the Valley River Inn and again on Saturday morning at the law school. The student input was in five areas:

1. Law Resources Fee - eventual abolishment,
2. Faculty evaluations - emphasis on teaching rather than research,
3. Placement - strong support,
4. Clinic programs - strong support,
5. Bar Exam - abolishment or at least some means of financial aid while studying for it.

The Board was willing to listen and they struck me as a concerned and receptive group.

-- Richard E. Parsons

OZONE MAN REVAILS

The Law School's own Dave Ludwig, thanks to the write-in campaign instigated by The Dissent, was declared the winner in the race for Director of Soil and Water Conservation District No. 3, Upper Willamette, with 32 votes. His nearest competition polled only 11 votes. Ludwig credited the overwhelming support of his law school friends for his resounding success.

However, it is extremely doubtful Ludwig will actually serve on the commission, as he has been informed by state officials that he is not eligible to serve. The director is required to own at least 10 acres of land, and live in the area he represents. Position 3 is the Upper Mohawk area. This requirement is in spite the fact that all county residents vote for the office.

Ludwig has consulted State Representative Dave Frohmayr about the legality of the requirements to hold office, and was advised that he could seek an Attorney General's Opinion on the matter. While expressing sincere doubts about the legality of the requirements, Ludwig feels that he should not mount a challenge to the requirements unless he wants to take the position and serve to the best of his ability. At this time, Ludwig is investigating the role of the Commission, in order to make his final decision.

The other members are elderly farmers and lumber people, and Ludwig is uncertain as to if he could work effectively in such a group. The term of office is four years, and Ludwig is uncertain as to what he will be doing next week, let alone in four years. On the serious side, however, the Commission apparently handles, with very little publicity, important questions involving environmental issues which affect all of us, and if no one accepts the position, someone will be appointed. The people have spoken, and as Ludwig has not yet been certified the winner by the County Elections Department, it is not too late to bring pressure to him to take up the legal challenge and try and take office.

-- Pat Sully

LAW RESOURCES FEE

Dean Clark will be compiling a history of the Law Resources Fee including past budgets. It should be hot off the typing table in January and The Dissent will continue its reporting of the allocation of the Fee.

Opinion

READER HAS HARRIED HALLOWEEN

To the editor:

I have had a harried Halloween. Praise tradition; it is only inflicted upon me once a year. Last Halloween a young dope fiend, of uncertain parentage, obviously in the throes of fructose withdrawal from an insufficiency of Baby Ruths, liberated my car antennae from the intimate relationship it previously enjoyed with my fender. I make no bones of the fact that I suffer from an over-developed sense of revenge. I was determined to provide something besides an orally transient Almond Joy to the costumed cretins who range my bell this year.

I first hit upon the idea of taking candy cigarettes and carving them into tiny candy reefers. My intention was to distribute these fake fags, along with a point-by-point refutation of the Surgeon General's report on the hazards of smoking in the hopes that some young thug would pick up the habit and contract a terminal lung disease at an early age. However, I discarded the idea as too Machiavellian.

At last I developed the perfect plan. When the masked morons rang my doorbell and piped, "trick or treat" in their sugary litte falsettoes, I was ready for them. "Open your bags," I said. And when they complied I dropped a large dollop of chocolate ice-cream upon their accumulated jaw-breakers and tootsie pops, topped it with a swirl of butter-scotch syrup, followed that with a few crushed nuts, and, as they stared at me, stunned, tiny mouths agape, I flipped a large Maraschino on top of the mess and slammed the door. There were no complaints. Who would complain about getting a butterscotch sundae for Halloween?

--Uncle Ned

The Dissent is published every other Tuesday during the school year. Deadline for articles and letters submitted for publication is at noon the Friday before publication. The staff is as follows:

Editor-in-chief Richard Parsons
Managing Editor David Ludwig
Articles Editor Patricia Sully
Features Editor Frank Gibson

The next issue of The Dissent will be published on the third week of the Spring semester. Deadline is Friday, January 7, 1977 at 12:00 noon.
MERRY CHRISTMAS

(The SBA received this letter recently in the mail and would like to share it with the law student body. The \$5.00 was deposited in an SBA general fund. - Ed.)

Dear Chairman,

I'd like to take this opportunity to donate \$5.00 to the Student Bar Association, because I know you guys sometimes just get fed up to your brain pans with studying and I know that just like any other common intellectual that keeps that brain pan sizzling full speed, that fatigue is met best head-on, some Fridays, by a little Teachers Scotch.

Anyway, I appreciate the job attorneys have done for me at both the State and Federal levels and I promised myself long ago to do something nice for them.

Besides that, a relation back 100 years (this is your Centennial) began the U. of O. and instilled into it the basic concept of Research (he's most famous, drat!; for the fraze (sic).. "Publish or Perish")

But all Condons hit the limelight. My uncle Dan was on the Arizona when it was sunk at Pearl Harbor and lives next door to Mr. Goldwater. Being a

war hero, Mr. Earl Stanley Gardner dedicated his most favorite story, "The Demure Defendent", to him.

Yours,
(s)L/CPL Thomas M. Condon
U.S.M.C. Santo Ana, CA

LEGAL QUESTION

Last issue's question and answer:

A trust is created. In the trust agreement the settlor reserves the power to revoke with consent of the trustee. What standards must the trustee use in determining whether or not to give his consent?

Answer: The trustee's duty is loyalty to the beneficiaries, but that duty does not require the trustee to disregard the limits of the beneficiaries' interest or the purposes of the trust as provided by the settlor. Here the settlor gave the beneficiaries an interest dependant on the trustee's absolute discretion. The situation is like a trustee's discretion in distributing income or principle. He must act in good faith and exercise his discretion reasonably to further the interests of the trust. The trustee should, however, go into court to confirm his action rather than subject himself to claims of impropriety. No case specifically on point was found. See Bogart, Sections 95,149,38.
(by Robert Rehbock)

New legal question:

At an interview for a job as an associate the interviewer asks, "if your LSAT is so high, why are your grades as low?" The best answer received gets a job.

SBA

UNLIMITED FACULTY ACCESS TO STUDENT GRADES

Over the past few months, my attention has been directed to the fact that the faculty has unlimited access to student grades and grade points. By this I mean that at any time any faculty member, by going into the administration office, can have access to all the grades that any of us (and without our consent) have received in law school. I feel this is an invasion of my privacy and I think that most of you agree.

I sent a letter to the Dean inquiring into whether this policy could be legally continued in light of the recent Buckley Amendments. In reply, I was told by Assistant Dean Thomas that

in general, access to student records is not allowed but that there is an exception in the law for "school officials with a legitimate educational need," and that faculty access can be justified under this exception.

I can't agree with this construction of the language. I cannot see any legitimate needs requiring access that weigh heavier in the balance than our right to privacy. If a student needs a reference, he or she can consent to allowing access. A similar consent system would work for determining access to Coif.

I have written again to the Dean requesting that this matter be addressed at an upcoming faculty meeting. No longer should student grades be a subject of unlimited gossip on the third floor. If the faculty does not agree to change this present policy to conform to the law, we may have to go outside the law school.

I'd appreciate your ideas and support on this subject. Catch me in the halls or drop a letter in my box.

--Merrill Schneider

RECALL PETITION SUBMITTED TO SBA

A petition has been submitted to the SBA council to provide for the recall of officers. The first section provides that a petition signed by 15 members of the Student Bar Association would initiate the recall process. The council, after receiving the petition, passed a by-law to provide for recall. The only difference between the original petition and the by-law is that the new provision requires that 10 per cent of those eligible to vote must sign the petition to initiate the process. The primary reason a by-law was passed is that the petition was for a constitutional amendment which requires a general election. The council hoped, by passing the by-law, that another election could be avoided, especially with finals so close.

In addition, Braulio Escobar reported that the coffee machine in the student lounge is running a deficit. According to his figures, the SBA has been bringing in \$121.00 for every \$163.00 spent. Escobar felt that the loss occurred during the evenings and the weekends. The council decided not to raise the price of coffee to 10 cents a cup. Instead, the council agreed to wait and see if the losses are less for next week. It is hoped that people will pay for every cup--no one is in favor of not providing coffee on weekends and evenings.

The council also noted that the SBA budget for 1977-78 must be submitted to the ASUO by Jan. 10. The council agreed that all SBA groups submit individual budgets by Dec. 3.

Although the law school administration has received several requests for copies of the law school student directory from insurance companies, book publishers and the Law Student's Division of the American Bar Association, the council agreed not to make the directory accessible to anyone. The council felt that many students would not want their names released to various groups. Instead, the council decided to post all letter from person and groups who have requested a list of law students. Individual students then will be able to write to these groups and persons themselves.

The council also discussed the problem of students bringing food and drink into classrooms. The council suggested that individual professors should establish a policy in their individual classes. The council noted that there was some confusion as to why there is a rule banning all food and drink in classrooms.

-- Aleta Doerr

SBA PRESIDENT REQUESTS BUDGET PROPOSALS

We need budget proposals for the 1977-78 years. We would like these proposals by December 3, 1976 to allow us time to consolidate the proposals for the IFC. You should have copies of your old proposals from which you can just copy a short statement of your program's goals and accomplishments and resubmit it to us.

On a more somber note, midyear budget review is coming up the third week in January. At that time we will either increase or decrease your budget for this year.

If you have any questions, please let me know.

--Merrill Schneider

UNIVERSITY FACULTY ADOPT "D" GRADE

In a vote generally split along student-faculty lines, the University Senate recommended acceptance of the Lamon (the "D") grading proposal. The legislation was subsequently adopted by a vote of the University Faculty. The faculty also moved to allow instructors to add a "+" or a "-" to a student's grade over Senate objection. The new grading system takes affect Fall Term, 1977, and will cost approximately \$10,000 to implement.

Another change under the Lamon legislation is the revival of the "F" grade for unsatisfactory performance in a course rather than the current "N". For classes graded under the pass-undifferentiated system (Pass/No-Pass), the "N" will be retained. An amendment introduced by SUAB member Braulio Escobar deleted reference to a new grade of "L" for "less than satisfactory performance" under the pass-no pass system.

The primary rationale for the return of the "D" is to combat so called grade inflation. Unknown at this time is the effect of the new grading method at the law school. Also undecided is the impact of a "D" in the computation of the 85 credit hours required for law school graduation. It is anticipated that the law school's committee on Academic Standing may discuss these issues and make some recommendations to the law school's faculty.

Currently there are two school of thought regarding the effect of legislation adopted by the University Faculty. Some argue that the University's regulations are binding on the law school. Others feel that the University's rules are merely options with the final decision whether to adopt the "D" resting with the law school faculty.

If hours of "D" grade are not counted towards the graduation requirements, expect very little change in the over-all law school curve. However, if hours of "D" are counted in the 85 necessary for graduation, expect a fair number of D's to appear on transcripts. Some students currently receiving N's might receive a D, but the bulk of the D's would come from the low C range.

Well-reasoned student response to the D grade and the "+" and "-" indicators would be welcomed by the law school faculty.

--Braulio Escobar

Team 1, composed of Kathy Karpan, John Mehringer and Dave Powell, lost in the quarter-finals to a team from Northwestern School of Law of Lewis and Clark College, while Team 2, composed of Howard Arnett, John Corso and Gary Wilburn, lost in the semi-finals to a team from Gonzaga University School of Law.

Before losing in the quarter-finals, Team 1 defeated teams from the University of Washington School of Law and the University of Idaho School of Law in the preliminary rounds. And Team 2 defeated teams from the University of Idaho School of Law and the University of Montana School of Law in the preliminary rounds and a team from the University of Puget Sound School of Law in the quarter-finals.

Teams from Gonzaga University School of Law, the University of Idaho School of Law, the University of Montana School of Law, the University of Puget Sound School of Law, Northwestern School of Law of Lewis and Clark College, the University of Washington School of Law and Willamette University College of Law as well as the University of Oregon School of Law participated in the competition.

The teams were graded on their oral presentations and written briefs. Team 2 scored second on their brief and Team 1 scored fourth on their brief.

Justices from the Oregon Court of Appeals and the Oregon Supreme Court, judges from the United States District Courts of the districts of Oregon and Montana, Oregon Assistant Attorney Generals, lawyers and various other learned individuals graded the oral presentations. The Honorable Otto Skopil, Jr., Chief Judge of the United States District Court for the District of Oregon, The Honorable James Battin, Judge of the United States District Court for the District of Montana and The Honorable Ralph Holman, Associate Justice of the Oregon Supreme Court judged the final round.

A team from the Gonzaga University School of Law won the competition and a team from Northwestern School of Law of Lewis and Clark College finished second. These teams earned the right to participate in the National Moot Court Competition in New York City in early December.

--Dave Ludwig

LAW

Land Air Water will be holding its next meeting on Thursday, November 18th at 12:30 P.M. Kurt Kutay, Land Use Analyst for the Oregon Wilderness Coalition, will be present to speak about Forest Service Management and the status of roadless areas in the National Forests. This is particularly important at this time, with most of the 13 National Forests in Oregon moving ahead quickly in their planning process. Next month the final Environmental Impact Statement on the Willamette National Forest will be released. We invite all interested law students to attend.

-- Mark Greenfield

MOOT COURT TEAMS MAKE VALIANT BUT LOSING EFFORT AT COMPETITION

The University of Oregon School of Law's two Moot Court teams, the Screaming Ducks, argued convincingly but in a losing effort at the 27th Annual National Moot Court Region Thirteen Competition at Willamette University College of Law Nov. 4-6.

CURRICULUM COMMITTEE REVIEWS CLASS OFFERINGS

The Curriculum Committee has been charged with a basic review of the second and third year curriculum and a limited review of the first year offerings, which are essentially viewed as being set.

Any discussion of the curriculum must be conducted within the framework of the financial resources available to the law school. The law school has seen a tremendous period of growth since construction of the present facility, and this period of growth of now over for the foreseeable future due to financial constraints. Financial resources allow funding for 27 FTE (full time equivalent) teaching positions for approximately 500 students. This is also not expected to change in the future. The teaching load per professor averages 10 hours a semester. So, these limitations have a substantial impact on the number and types of courses offered, and have a limiting effect on the clinical experiences available to the student.

Discussion has centered on the exploration of core courses and seminars and what to do concerning high enrollment levels in many of these courses and the subsequent impact on the quality of teaching. There has been talk of breaking larger sections into smaller sections; for example, breaking an 80 enrollment class into two 40 enrollment classes. But will this really improve the quality of education received, and, due to the constraints on teaching positions available, will this operate to the detriment of other offerings which may have to be dropped in order to accommodate the increased number of section per individual course offering?

I suspect the answers to these questions depend on the individual abilities and interests of the professors themselves as much as the number of students themselves.

Seminars will be either offered annually or every other year.

The committee, up until the present, has spent a majority of its time reviewing and revising the Law School Bulletin to enable prospective students to ascertain the courses' contents and the regularity of the offerings.

A concern was that too many classes were listed under 507 and 607 seminar headings, which listed 37 offerings including the clinical and moot court offerings. The committee reclassified many of the offerings, allocating them between course, seminars and clinical headings. Some of the criteria used to classify included: (1) size of the class, (2) regularity of offering, (3) regularity of class content to enable a course description and (4) sometimes merely just because the offering seemed to be a seminar by the nature of the subject matter and the manner in which it was taught.

The results of the classification should be available soon to all interested persons.

The clinical programs, approximately eight with enrollment in any one semester of somewhere between 60 to 75 students, are also subjects of review. The clinics offer an alternative to the usual sit-in-class-and-be-a-conduit between the

professor and your notebook paper. They allow a unique opportunity to relate to people, not books, and make use of the education received by the student. But, once again, the problem of faculty and finances surfaces. There is a large allocation of resources to a relatively small number of students. The position of the clinics in the educational process must be established in relation to the resources available, and the students must make their feelings known as to the desirability of the clinics or the necessity of expansion of clinics which are in high demand, such as the Civil Clinic. Some of the problems with the clinics are not limited to the resource problem, but appear in the context of the organizational structure of their operation. The committee is interested in student views in this regard to streamlining the procedures and structure with a view toward possibly increasing the availability of the clinics to more students.

There has been a proposal to increase the number of hours required for graduation from 85 to "2." The reasoning for this is that there is a planned addition to the first year curriculum of a Perspective course (dealing with legal history of the profession, the bar and a general overview of law study) raising the number of first year hours to 32. This leaves 53 hours for graduation to be split over the remaining two years. Fears are voiced that students don't know what to do with all this resulting free time. But this ignores the fact that many second and third year students are involved in outside legal related work activities, clerking, researching, etc. These jobs are an important source of practical education and, in many cases, financial support to the students involved. The writer feels that the law school should do nothing to deprive people of this opportunity and proposes that, if graduation requirements are increased, credit be given for truly legal related work. Couple with this would be a necessary feedback system to placate the administration that the job does not merely consist of 'go fer' work or something of that nature. Another objection expressed has been the fact that these students would be getting paid for their work and receiving school credits at the same time. The feeling is that this is inappropriate, but why I don't know. If the objective is to educate students to be lawyers, and the student is gaining knowledge and useful legal skills from the outside work activities, this would seem consistent with the purposes in a professional school.

Therefore, at Winter Term registration there will be a short questionnaire asking the levels of outside employment by students in legal related areas to determine the number of students who may be affected by a decision to raise graduation requirements.

All comments, questions, information and ideas are solicited from the student body relating to this article and the revision of the law school curriculum. Please leave any comments on Locker #255 or in The Dissent's box in the SBA office.

--Bill Kent

PERSONNEL COMMITTEE TO LOOK AT PROFESSORS

Dom Vetri, Personnel Committee chairperson, announced Nov. 5 that students are invited to submit written statements to the committee and to talk with individual committee members regarding any of the teachers under consideration and any other matters within the committee's jurisdiction.

The members of the committee, which has the responsibility to review and evaluate the performance of law teachers regarding renewal of annual contracts, promotion and tenure decisions and post-tenure evaluations, is composed of Dom Vetri, chairperson, Jon Jacobson, James Mooney and Eugene Scoles. In addition, two students--Terry Leggett and Susan Svetky--are members of the committee.

The following teachers will be considered for contract renewal evaluations: C. Edwin Baker, Barbara Caulfield, Ronald Griffin, Peggy Radin and Charles Wilkinson.

In addition, Laird Kirkpatrick will be considered for promotion to associate professor and tenure.

The criteria for review in all cases, briefly stated, said Vetri, includes:

(1) quality of teaching, (2) professional growth, (3) scholarly production and activities, (4) leadership in academic and administrative service, and (5) service and activities on behalf of the city, state, national and international governmental bodies.

According to Vetri, student input on teaching performance plays an important role in the evaluations of teachers made by the committee. He said the periodic teaching evaluations are always given very serious consideration as well as individual comments by students.

APPOINTMENTS COMMITTEE DOING PRELIMINARY WORK BEFORE SELECTING NEW FACULTY

Chairperson Peter Swan reported that the Appointments Committee is doing the large amount of preliminary work required before it can actually begin selecting individuals for faculty posts. The recruiting season is on and the committee has its hooks out for a professor of Evidence and of Property to fill the vacancy left by John Strong, another Corporations professor and teacher who will be able to help in the trial practice and environmental law areas. Last week the committee met for six hours, and it will probably be required to hold long weekly meetings in the future, at least until most of the preliminary work is out of the way.

--Frank Gibson

FINANCIAL AIDS COMMITTEE MEETS:

Seeks Student Input

The Faculty Student Committee on Financial Aids met for the first time this year on November 11th and two meetings were planned for January. The first will be an open meeting for students to attend to voice complaints and suggestions for improvement of the Financial Aids process to the Committee, and the second will be a meeting with the new financial aids director, for the express purpose of working out some of the special problems of law students with the financial aids office.

Assistant Dean Maxine Thomas agreed to set up both meetings, and to gather information about University and Law School financial aids alternatives to present at the meeting with students. The Committee plans to explore other sources of aid in the community, with an overall objective of helping the law student have an easier time applying for and obtaining financial aid.

The student members of the Committee would be particularly interested in hearing from other students regarding past difficulties and grievances. Students should feel free to contact them at home, or leave a note in The Dissent box. The members are Tom Page, 343-5063, and Pat Sully, 344-9943.

The Committee would be interested on student opinions on the following problems:

1. Bureaucratic foul-ups and problems with personnel.
2. Ceiling on aid too low - lack of adjustment for tuition increases.
3. Notification problems.
4. Simplifying the forms.
5. Providing more information on the forms and other general improvements.
6. Possible increased law school autonomy for Law School financial aids, work study or both.
7. Summer work study.
8. Changing the line arrangement at the Financial Aid Office to a bank line procedure.
9. The possibility of having a special law school liaison person in the Financial Aid Office.
10. Methods of publicizing deadlines more effectively.

The Committee would also be especially interested in suggestions for improving the financial aids system for law students, and hearing of any helpful hints in dealing with the present system which could be passed on to other students.

Date and time of the January meeting with students will be posted.

-- Pat Sully

Arts and Letters

SUB UMBIA OR LIFE AMOUNG THE SHE NOODLES
(cont.)

In the second installment it was discovered that Bad S. Kelley was shot in the groin. Ms. Libby is suspected, being the only woman in these parts and having reason to slay a male chauvinist pig. Ms. Libby hires Perry Dawson, the noted Article scholar to defend her. She swears she didn't do it. Perry's sidekick, Dom Drake has investigated the scene of the crime, as has Lt. Fred Tragg.

ACT IV

Courtroom of Judge Semi-Learned Clark
- preliminary hearing -

The Mortician is on the stand

LITTLE DAVY: Mortician, what would you say the cause of death was?

MORTICIAN: I guess its because everyone hates me, but I hate them more.

LITTLE DAVY: No, Dead Hand, I mean Kelly's untimely departure. What caused it?

MORTICIAN: One bullet to the groin, or the review board, whoever you believe.

LITTLE DAVY: What time did the victim die?

MORTICIAN: 2:30 a.m.

LITTLE DAVY: Your witness, counselor.

PERRY: Isn't it true that Bad S. Kelley had been functionally dead for 20 years?

LITTLE DAVY: Objection you honor. The mortician can't possibly answer a question, for which he has no qualifications.

SEMI-LEARNED: What's wrong with that? I do it all the time. Mr. Dawson, could you be a little more specific so Burger won't be able to follow you?

PERRY: Let me rephrase the question. Didn't the continued existence of Bad S. violate the rule against perpetuities?

MORTICIAN: No, no no! State the rule and you'll see you're incorrect.

PERRY: Sorry Mortician, but I don't know what you're fishing for.

MORTICIAN: Damn it Dawson, I am not "fishing." You need a life in being to apply the rule. Bad S. was never a life in being.

PERRY: No further questions. (Aside to himself) No one can impeach the dead hand.

LITTLE DAVY: I call Lieut. Fred Tragg to the stand.

SEMI-LEARNED: Do you swear to tell the truth the whole truth and to be reasonable on the stand at all times?

TRAGG: Mumble, mumble.

LITTLE DAVY: Did you have occasion to search the victim's apartment?

TRAGG: Yes.

LITTLE DAVY: What did you find?

PERRY: Objection on grounds that search was a violation of the defendant's fourth amendment rights.

LITTLE DAVY: Your honor, Dawson is up to his old tricks.

SEMI-LEARNED: Let's decide this suppression question as we decide them all: Best knock-knock joke wins. And no repeats--You first, Perry.

PERRY: Click, click.

JURY: Who's there?

PERRY: Katz.

JURY: Katz who? (Semi-Learned offers a "Gesundhite" under his breath)

PERRY: Katz alright, keep talking.

(Boos)

SEMI-LEARNED: I hope you can do better than that, Burger. Dawson, that was the worst excuse for a joke I've ever heard. I'm ready to hold you in contempt. Go ahead, Davy.

LITTLE DAVY: Pound, pound.

JURY: Who's there?

LITTLE DAVY: Announce.

JURY: Announce who?

LITTLE DAVY: A pound or an ounce, we got you, you freak.

(Wild laughter)

SEMI-LEARNED: (Taking a deep drag off his cigar) Tragg will be allowed to answer the question.

TRAGG: MUMBLE, mumble.

SEMI-LEARNED: Speak clearly, Tragg, you're not giving a lecture now.

TRAGG: I need a smoke.

SEMI-LEARNED: Here, have a hit. (Offers him his cigar.)

TRAGG: (Exhales slowly) I found a lot of unusual stuff, apparently a Poker game was going on before everyone left. However, after extensive investigation, I believe the following indicates that . . . Judge, can I have another hit off that cigar?

Semi-Learned: Later, Fred, just continue your testimony.

TRAGG: Well, there must have been at least five players, maybe six. The lab came up with some names, too. There were some torn up pari-mutual tickets and a racing form that had Count Basye's fingerprints on it. There was a CLE handbook with a book on Silva Mind Control hidden in it, with Secured George written on the outside. We found Curley Lacey's bar bill from Taylor's. Apparently he was using it to show that his credit was good somewhere, but the bill was so high we couldn't understand why he would bring it up. It wasn't until we found some corroboration that we were sure.

LITTLE DAVY: What was that?

TRAGG: A case of empties and an Evelyn Wood refresher manual.

LITTLE DAVY: Who else was there?

TRAGG: Well, we found this 100% lamb's wool sweater...

DOM DRAKE: Hey, that's mine! I've been looking all over for it. Gee, I'm so glad you've found it, I've been lost without it. I left it over at Bad S.'s when I was investigating the case for Perry. Can I have it back? Please!!!

TRAGG: Sure kiddo, I know how it is. Let's see, where was I? Isn't it time for some more cigar, Judge?

SEMI-LEARNED: Let's have a recess.

COMMERCIAL

Scene: Two third year law students are applying for a job. The interviewer is, you guessed it, Perry Dawson.

MOONEY STREET: Perry, the two law students, Book Tewell and Sweet Smells are hear for their interview.

PERRY: Show them in.

(Boob and Sweet enter. Boob is swinging a racket ball racket, and Sweet has a strange helmet on.)

PERRY: Sit down fellows, and let's get right down to it. You boy's make law review?

Both: (Shaken and timid) No.

PERRY: That's okay, I don't hold it against you. Can you take a joke?

BOTH: No.

Perry: Get out.

END COMMERCIAL

JUDGE SEMI-LEARNED: Remeber Fred, you 're still under oath.

TRAGG: I know I'm under the influence.

LITTLE DAVY: Let's get straight, Fred, or I'll have to impeach you myself.

TRAGG: We also found a contract Gillbert's with the inscription "Welcome to the club, Ronnie, this is all you'll over need--Corbin" It appears Ron was there.

LITTLE DAVY: Didn't you also find an unfinished manuscript How to Confuse by Death Ray?

PERRY: Objection, leading the witness!

SEMI-LEARNED: Overruled. How else are you supposed to find out who dunnit?

TRAGG: Yes.

LITTLE DAVY: Didn't you also find Libby Caulfield's only dress with blood stains on it.

TRAGG: Yes.

PERRY: (Choking) Your honor, I need a recess.

-- Fric and Frack

TO BE CONTINUED WITH PERRY'S DEVASTATING CROSS EXAMINATION.

Sports

FOOTBALLERS END SEASON WITH TWO BIG WINS

Since our last report, the second year football team has played its three final games in intramural competition. The first game, so long ago that nobody remembers a thing about it, was a defeat, with the team being penalized about 1000 yards, according to P.R. Director Al Spinrad.

The next two games were played back to back, last Tuesday and Wednesday. Back to back games are very hard for football players, Spinrad noted, but the team came through and won them both, with identical scores of 6-0. The Tuesday game was against "a dorm team" and the Wednesday game against the SAE's. The team was aided by some personal changes, with the USC flash, Bill Wheeler, playing safety and end, and Spinrad noted wittily, the Damsel of the Defense was saved by John Knight in shining armour. Spinrad credited the new cast in the offense with the win, with Ron Freeman alternating with Dan Barkovic.

The team finally noticed Tom Sermak in the last game, when he didn't hike the ball for about an hour and poor

Spinrad got called offsides waiting to receive. The exciting moment of the game came when Blair Henningsgaard almost ended up in a fight when he was gruffly striped of his flags by an opposing player.

The team was also motivated by the last minute rumour that Wendal Bayse was watching the team as a possible new member of the Pac-8.

Spinrad wanted to make some special awards at the end of the season to his fellow beloved teammates:

Most dedicated players - Ron Freeman, Dan Barkovic

Least dedicated players - The rest of the team.

Most consistent playerr - "Hands" Linde

High scorer of the year - Dan Barkovic

Only scorer of the year - Dan Barkovic

Most yards gained - Bill Dials for the 105 yards gained by the other teams in penalties.

Most humble player - Al Spinrad.

The team also wants to express its sincere appreciation to Janet Klapstein and John Minott for their continued support, and to Pat Sully for her brief appearance at the last five minutes of the last game. (Ed. note: which was the real key to the success of the team.)

Spinrad is looking ahead to other things now that football is over.

"We've really been sharpening our basketball skills with football," he commented. Spinrad hopes that he will derive new inspiration from basketball, as football has lost its allure.

"I feel I am in a creative vaccum. My mind is a blank," Spinrad admitted.

With such talents, though, we can expect new and better feats of sports greatness and Spinrad and the Second Year team move on to basketball next term.

CHANGES IN THE LIBRARY

After too many years of bruised and bloody heels, the swinging door to the open reserve section of the library main floor was removed. In addition, the dictionary stand was moved, resulting in a wider entrance to that area of 2-hour materials. No change in the circulation policy for these reserve materials will take place, however; the change is only cosmetic. Two-hour reserve materials used in that area need not be checked out, but anything removed--even if it is to be used in the library (e.g., upstairs) from open reserve needs to be formally signed out at the circulation desk. If you have any suggestions for other physical changes--feasible ones--for the law library, please see either Cristina Woo or Rick Surles in the law library. Thanks.

-- Christina Woo

Afterhours.....

WHERE TO GO WHEN HUNGER STRIKES AT 3 A.M.

Eugene offers several options to the late night and early morning gorme., many of which are special favorites of my friends, who relish a good meal in the wee hours.

A good all around favorite is The Mill Race, the famous home of the \$.89 breakfast. The Mill Race is reasonably cheap has a jukebox at every table, and the food is very, very cheap. They serve a passable burger and a reasonably good breakfast of the greasy hash brown variety. There are always plenty of newspapers around, a pong game while you wait, service is prompt, and you don't have to tip - self service everything. There are always lots of blown out stonies and drunks in there too, and the management seems to have a special tolerance for those

folks. I once went in there with a group of people dressed in animal costumes, and they didn't even bat an eye, so if there is a danger that you will look or act strangely, this is the place to go.

Sambos, down the street, is straighter, and more expensive, but, thanks to the photo menu, you know just what you're getting. The food at Sambo's is reknown for being over priced, not very good and undercooked, but they do make a good bacon burger, and refills on coffee are free. The decore, in contrast to the soft white and blue of the Mill Race, is gright orange, with cutesy pictures of Sambo and friends on the walls. If you've seen one, you've seen them all.

International House of Pancakes, or I-HOP among the regulars, is generally too wierd if you've had one too many. The variety of food is staggering -- every kind of pancake, burger, breakfast and dinner imaginable, and its the kind of place where you end up ordering several things that taste terrible together, like onion rings and fresh strawberry pie. The waitresses wear the most hideous costumes in Eugene, little orange and white numbers with short, short skirts and funny little hats, and pinching and grabbing is rampant among the clientel. The service is very, very rushed, especially on weekends, the lighting garish and the whole experience usually depressing. Definitely not conducive to the beginning of the morning after.

Hoots, across the street, is the most interesting of the lot. The decor, while plastic, is its own, its smaller, and there are fewer student type late nights and more swing shifters. The food is absolutely unmemorable -- burgers and breakfast, but I'll love Hoots forever for taking a check at 2:30 in the morning once. You can't be rowdy in there and get away with it -- too small and intimate, but you won't be rushed through and the people are nice and friendly.

Actually, none of these places, with the possible exception of the Mill Race, serve food you'd eat unless you were drunk at 4 a.m., but then, that happens to be the best of us, and that's what they're there for. And if you're ever in Salem, try the Kopper Kettle. Its Moot Court Team approved.

-- Julia Clairbor

POPEYE'S REVENGE

Winter has many redeeming qualities, but for the cook it usually signals a time of roasting about for fresh fruits and vegetables in a dwindling market. Fortunately, however, the worst has yet to hit Eugene and many fresh greens remain available.

The granddaddy of all is, of course, spinach. Like most of us, I never quite bought the Popeye propaganda, and have only recently discovered (by necessity) not only that spinach doesn't grow in cans, but that the stuff is actually edible.

Because this recipe, unlike those of past weeks, calls for no olive oil, together with some residual childhood resentment, I call this one, "POPEYE'S REVENGE."

2 bunches spinach
4 strips bacon
6-8 mushrooms
1/4 cup red wine
2 and 1/2 tlb. red wine vinegar
1 clove garlic (crushed)
2 hard boiled eggs
1 teaspoon salt
1 teaspoon MSG
1/4 cup nuts (optional)
Select large sauce pan. Chop bacon and slice mushrooms. Saute bacon, mushrooms, nuts, and garlic until golden brown. Meanwhile wash spinach and slice eggs. Add spinach, eggs, salt, MSG, wine, and vinegar. Cook with cover approximately 10-15 minutes. Serve very hot.

Wine note: The first tests came in about three weeks ago on the European wines, particularly German. The

word is that 1975 is going to rival 1970 for excellence. So, if you have any special favorites I suggest that you purchase them as soon as they become available. If experience holds, as the word spreads the better bottlings will become scarce and expensive.

-- N.T. Wilson

EMU EATERY

The other day this writer accompanied by 2 associate gourmets had occasion to lunch at the University of Oregon's own Erb Memorial Union. This often-overlooked eatery presents a group of restaurants from which to choose, not to mention an endless selection of entrees.

Stunned as we were by our choices, my friend disappeared into one line and came out with a french dip sandwich. This he garnished with potato chips (I believe they were "lays"), skim milk in a container, and a clean, wet tray to put the whole thing on. Somewhat overcome by the variety before my eyes, I opted for the relative safety of a cheeseburger (hold the fries) and a small root beer (brand unknown). Our third companion had by this time mysteriously disappeared, mumbling something about "going to the gym".

I found my choice to have been fried in a strange "au jus" which was not altogether bad and, I am told, helps digestion. Of note was the relish which the cook had liberally applied to my bun (also marinated while on the

grill). When questioned as to her relish recipe, the cook merely raised her eyebrows and clucked her false teeth in my direction, apparently a house secret. My root beer was served cold and I took the liberty of adding a few icecubes. My companion replied "rumpff" when asked about his french dip, so I'm not certain as to its quality. I did notice, however, that conspicuous strands of gristle lodged between his teeth towards the end of the meal. His milk was standard and the potato chips appeared fresh and looked attractive on his tray. In total the meals were priced reasonably and the entire ordeal was over within a half hour (not counting toothpicking time).

-- J.O. Hand