

FORECAST

EUGENE-SPRINGFIELD

Fair tonight and partly cloudy Thursday. Low tonight in the upper 30s; high Thursday in the mid-40s. Wind from the north 5-15 mph. Chance of rain near zero tonight; 10 percent Thursday.

EXTENDED FORECASTS

Western Oregon: Clearing Friday. Chance of showers Saturday or Sunday. Highs 65-75; lows 35-45.

Eastern Oregon: Slight chance of showers in the extreme north Friday, otherwise fair. Highs 65-75; lows in the 30s.

DISSIDENT

Hoimes

Vol. 7 No. 7

University of Oregon Law School

April 17, 1980

An Interview with Derrick Bell

Call Me Derrick

AAA Results

WM: We'd like to start with the meat of the concern of a school like Oregon, that's the general funding, the alumni support and the necessity to build the programs. What kind of changes do you conceive of as necessary to build Oregon's reputation?

DB: Oregon is a state with a reputation for doing things. It has a pioneer spirit, an independent attitude. More specifically, I've known Gene Scoles for a long time as one of the outstanding law teachers in the country. Oregon is a regional school in that students come from two or three adjoining states, but its reputation is close to that of a national school.

On my first trip here last fall, I was impressed with the youth and intellectual awareness of several of the faculty. The faculty. The faculty quality was more like that found at a national school. I also saw a crisis in that faculty here could move to other schools if they really cared to. Not only could they move, there was greater and greater impetus to move because of the salary situation. I was appalled by what people were being paid.

Right at this moment there are a couple of people who have offers that they're weighing. I hope they don't leave, but I couldn't blame them for leaving. Maxine Thomas is going to visit at another school next year that's offering her ten thousand dollars more than her Oregon salary. What's happening with Maxine, what's happening with some of the people that are on leave could devastate the whole place within a fairly short time.

To be perfectly frank, the law school is relying heavily on a special program going to the Legislature during the next biennium. The requested funds are intended to move us from the bottom of the eight or nine law schools with whom we are compared up to the mid-range. I'm not sure the amount requested will even do that. It won't take effect until the following year and by then the other schools will have advanced their salaries and we remain at or near the bottom.

We're faced with a continuing vulnerability to loss of faculty without any more defenses than we now have. MO: I saw in your interview with the REGISTER-GUARD that you're taking a cut in salary to come here. Is that your salary as a professor?

DB: Yes, you know my salary was published—it's going to be fifty-eight thousand dollars. First of all, that's the highest salary at the University with the exception of the President. But I am concerned that it is eight or nine thousand more than the salary of anyone on this faculty. This must be changed. To compare my salary, and just for me, with those paid at national schools, I'll make about eight thousand less than my salary as a Harvard professor. A part of that would include the summer stipend for a month's research. I believe Harvard will pay faculty members four thousand dollars this year.

RP: Besides getting more money from the Legislature, how would you get the alumni to contribute more money?

DB: I'm not sure. But I'm impressed with the need for fund-raising. And the University has a guy that's had a lot of experience and success with this, named



Derrick Bell will take over as Dean in January 1981. Welcome to Oregon!

Curt Simic, Oregon's Vice-President for Public Services. I've had a couple of talks with him and communicated by letter and I'll be talking to him again about building an effective alumni funding force. That's a long process—Harvard raises over two million a year—can you believe that? But they have six or seven full-time people and have built this program over many years.

I was depressed to hear about several tenured professors in other schools who sell real estate to supplement their incomes. I'm not talking about instructors trying to pick up extra money, these were, I gather, tenured faculty that literally can't make ends meet. Now I just think that is not good. These people should be able to focus their energies on the scholarly work they were trained to do. Faculty are entitled to enough remuneration to live with dignity in the community.

RP: Speaking of the community, it's, let's face it, a homogeneous state. We have a real minority problem here. Seventy percent of the people on probation are minorities. And we have trouble getting people to come here because there's no minority community. How would you alleviate that?

DB: It's going to be step-by-step. My appointment can be a plus in that it can be a signal that qualified minorities are welcome notwithstanding the community make-up. I've started by writing minority students that have been admitted that we've both been invited to Oregon, that I've accepted and I think it would be wise if they did also. That's a small thing but it's a start.

I don't think I can attract the students that are qualified to go to Harvard or Yale, at least not right away. And, part of our problem is that we don't have much of a pool of minority students to choose from. I think the very fact that we recognize we have a problem demonstrates a commitment. A small area for review, but even the forty-dollar application fee for non-Oregon grads hits some people very hard, especially minorities. MO: A real problem is that many minorities think something has to be done right now. If we can't help them right away, it could leave a deep scar. Is there anything we can do to help immediately?

DB: I just came from the Task Force meeting and it seemed very positive. Again, a problem is going to be money.

I hope to meet with MLSA when I come back for the visiting committee early next month. It's a very traumatic experience to fall further and further behind your classmates when you come to law school with so much enthusiasm. When I was in law school (1954-57), two-thirds of a class would flunk out and there was no racial connection.

Today in law school, the chances for most regular admits in terms of predictors are very good. But we still aren't very good at handling the students that are having academic problems. We have to develop policies and programs to give everybody coming in a good shot at graduating.

MO: How about the lack of minority community in Eugene—how does that affect things?

(cont. p. 2)

"Detached reflection cannot be demanded in the presence of an uplifted knife."

Briefs and oral arguments are over so Triple A class members aren't talking anymore about whether some gold miners should, could or would violate the Federal Clean Water Act and whether the BLM could or should limit their mining claim rights.

This year's class is the largest ever with over forty students. The competitive rounds selected next year's national moot court team: Jim Berkeley, Linda Mann, Jan McGinnis and Vicki Sieber. These four second-year students will be joined by the two top place finishers from the upcoming First Year Oral Competition.

The general consensus among new team members is that the semi-final rounds were most challenging: Judges Bonine, Thatcher and Wilkinson tilted their arms with statutes to provide lively benches.

Thanks to all the first-year bailiffs and everyone who helped, judged and participated as audience or advocates.

Moot Court Board

Walsh Resigns

Tom Walsh has announced his termination from the Law Library as head of the Circulation Desk staff effective April 30. His plans include an extended bike trip through Europe, "for at least four months and possibly forever."

Tom has been a tremendous asset to Law Library public service operations and finding someone with his ability to work as well with students and faculty will be no easy matter.

The search for Tom's replacement has already begun, but is unlikely an appointment can be made before his departure. Of all staff members, Tom has the best understanding of circulation services—including reserve operations and desk scheduling—and some aspects of service will certainly suffer until his replacement learns Law Library procedures. The Law Library staff will attempt to keep this decline in service to a minimum to library users.

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BELL (cont.)

DB: I think people come here for the education, not the milieu. If we can convince them that they'll get a good education then that's the important part. . . . I'm not sure that many of the real problems minority students have here would be different if the school were in, say, Los Angeles. . . .

RP: What do you think about the "D" grade?

DB: I really think grades are neutral. I don't think that minority students that come in with lower predictors and have trouble with the traditional grading structure are going to be better off if we don't have a "D" grade.

It may come as a great shock, but law professors really don't like to flunk students. The argument is that you can wiggle a student, a really marginal student, into a "D" grade easier than you can wiggle him into a "C" grade but I don't think that's valid. . . .

WM: Do you plan to make any organizational changes?

DB: I really haven't been around long enough to decide but I think people should have the assurance that I'm not coming in to make overnight changes of a revolutionary character.

I would like to talk to people, get settled before I initiate any major changes like no faculty meetings [laughter]. . . .

MO: Our class is very interested in the organization of our R&W classes—they're overcrowded and the instructors just don't have the time to spend with the individual.

RP: That's right, and we end up with a course that teaches us how not to write. They really don't have time for constructive criticism. How do you feel about that?

DB: It's very hard to teach people how to write. How do you teach style? I guess I'd like to take a look at the program first. But [gather Mary Lawrence is really a phenomenal person that's done quite a lot in this field.

WM: How do you feel about community programs?

DB: I would be particularly interested in furthering programs that have educational potential and service potential, you know the legal aid kind of programs.

MO: There's a lot of friction between undergraduates and law students around here. I mean like the sign in the library that says you'll be shot in the back if you're not a law student. Isn't there something we could do to establish some communication with the University like having third year students teach some introductory law class?

DB: I wasn't aware that there was a real hostility.

RP: Well, we're isolated. We have our own building, our own library and we ran a whole state of candidates that took over the IFC last year which doesn't help the image.

DB: I get the picture. I think there's a fair amount of hostility to lawyers in society. I guess some of this is going to come whether it's earned or not and we have to educate them. Still, efforts to improve relations at the student level are certainly worth making.

RP: We have one more question—do you have any questions for us?

DB: Well, I was pleasantly surprised by the warmth of the faculty reception. I guess one of the questions concerns the educational or community view about my becoming dean. What kind of reservations do the students have?

RP: Well, it's interesting. You know, for many Oregonians you're one of the first black people they've met. I suppose a lot of people will ask whether it will be tough talking to, to well, good ole boy alumni.

DB: That's hard to say. It's hard to know whether people will say, gee, that's great or oh, god, what's going to happen now?

I suppose the main point is that I'm different and I have to take advantage of that difference, to try to say, hey, now that I've got your attention, let's talk about the things that concern the school or the community.

In a way it can be an advantage because it can embarrass some people into

giving more money, I mean people will say, hey, here's this black guy coming over here to be our dean and he says we don't pay our faculty enough.

And I've received a lot of encouragement so I really don't think there will be any "colorfield" stigma or anything. And the Harvard connection can certainly help. . . .

RP: I think a lot of the problem will disappear when you cease being a curiosity to people around and start being plain Derrick Bell.

DB: I hope so.

MO: I hope too, that the administration doesn't view this as a palliative for a real minority problem here, that is, hey now we've got a black dean so we're OK.

DB: Yeah, there's this continuing paradox in what you're talking about that the very fact of accepting the job might do black people or the cause or whatever more harm than good because I lend the institution more legitimacy than it's earned.

So I view this as an ongoing obligation to make sure whatever benefits the institution gets from my presence, the minority doesn't get less, that they get, is really earned. And that's what I intend to do.

MO: We don't want you to think we're dwelling on this. We're really excited about having a legal scholar, someone who's well thought of in his profession like you, to take the job as dean.

DB: Well, listen, thank you. I'm looking forward to it. You know, I was talking to you about Madison and Greg offered me his protection, if I strayed beyond the boundaries of Eugene so I'm prepared. . . . [laughter]

Maxine Thomas

Faculty Profiles

You know, I never even considered teaching until I came down here to be a TA at the CLEO. I was a teacher before, but I suppose elementary school doesn't have much carry-over here.

D: I think it can have plenty of carry-over, here in particular.

But back to you — were you married before you left law school?

M: Yes, in fact I got married the month before I started.

D: How did your husband feel about it?

M: (laughs) I think law school is hard on marriages and hard on individuals. We get terribly myopic and terribly nervous and that's pretty difficult to deal with. But

we're very good friends so he sympathized with me until I took the bar and told him I wasn't going back for the second day and he said

"You're going — we've spent all this money and you may not pass but YOU'RE GOING!" and I went. But we're basically very good friends and I think you need that, you need someone to be there when you get home at night. It's a lot of stress. Especially starting a new career.

D: Was he encouraging?

M: Oh sure, he's really proud.

It's important to him that I succeed but also that the way we men't too rough on me. And I feel the same way about him. He did encourage me because he thought I'd be a good lawyer. And I think I am a good lawyer.

D: Did you enjoy practice?

M: Yes, I did — I was with the Atty. General's office and had a certain amount of responsibility that was different than the rigors of law school. I mean, you're less able to control things in practice — for instance, when you're in practice you can walk into the office and find out you have to be

in court in the next hour whereas in law school I know when I have to be ready every day.

But then there aren't the rewards in law school that you get in practice. When I came back to the office and had won a case well celebrated and took the afternoon off but when I have a good class there isn't that big high. Oh, I get a "high" when I write a good law review article but you can only write so many of those so the highs are few and far between. That's something I miss from practice but I had to make a decision because I've got a family and I've got to consider them.

D: That leads us right into my next question — is it hard to reconcile family responsibilities with being a lawyer?

M: Well, from personal experience and from talking to other women faculty I can tell you there are certainly pressures. I mean, if you go straight through you're what, 25 or 26, when you get on and I'm really talking about the time when you want to start a family so there isn't still somebody hanging around the house when you're sixty — you know? And this is the time when your career is in its "infancy", when it's really getting started.

So if you do both, start both a family and a career, you juggle or you learn to juggle. It's certainly very demanding and your kids only see you at night with a book in your hands. And also, I'm from the generation that thought you had a duty to spend a lot of time with your family but there are only so many hours in the day and it goes so quickly. All of a sudden I looked at my daughter and she was five years old! What happened? It's sort of like a race and it can create some guilt. It's tough.

D: I understand about time flying. Say — Derrick Bell told us that Georgia offered you a substantial amount to go there. We had talked to him about the low faculty salaries here and we wondered how that was going to affect you.

(cont. — p. 11)

[Prof. Thomas will be on leave at the University of Georgia for the 1980-81 academic year — Ed.]

D: Let's see — where shall we begin? You're a University of Washington grad — right?

M: That's right.

D: Did you go straight out into practice?

M: Yes, and I had already spent some time in the Atty. General's office and my presumption was that I would start there. I was just like any other student, you know, worried about moot court and anxious to get out and really do something. I hadn't ever really thought about teaching because, well, I never really cared for law school all that much so the last thing I wanted to do was get back in that endless revolving door. . . .

D: Yeah, I've heard a lot of lawyers and faculty say they didn't like law school too much — strange, isn't it? But it's kind of curious that you chose to become an "academic".

M: (laughs) Yes, that's true — life works out that way all the time.

Competition

Moot Court First Year

Over 75 first year students have rushed to support the cause of Sylvia Clayton, an 84 year old woman who was asphyxiated in her home when Blazer County Emergency Services stoked up her living room fireplace during a crippling snowstorm. These same 75 students, however, will be arguing on behalf of Blazer County? Schizophrenic? No, they're all registered for the First Year Moot Court Competition to be held April 14th to 18th.

The competition will select both the best oralist in the first year class and the two members of the first year class who will be asked to join next year's National Moot Court Team. The final round will be held in the Court Room on Friday, April 18th at 2:30 pm with Dean Clark presiding. The round will be followed immediately by an awards ceremony for all Moot Court programs and the first year research and writing program. Everyone is invited to attend.

This year's massive participation is unprecedented in Oregon's Moot Court history. As a consequence, you will hear, "May it please the court..." issuing from every room in the building during the week of the competition. Use of the first floor women's restroom has even been considered, but was dismissed in favor of using rooms in Deady Hall. Judges for the preliminary rounds are equally as scarce as classroom space. If you're a 2nd or 3rd year student and haven't signed up to judge yet or can squeeze in one more round, we need your participation and support. Sign up now in the downstairs hallway!

Vicki Sieber

Exploiting tragedy

Rob Guarraasi swept to a victory as dictator of the SBA in the recent elections. Rob, a man rarely seen outside of Taylor's, emerged to fight a tough campaign for that all important post. Mr. Guarraasi's grass roots campaign reached out to a large portion of the law school community, but recently, certain charges of questionable campaign practices have surfaced.

The tip of the iceberg was Rob's refusal to allow the vote for Howdy Doody to count in the final tally. Nick Pace, up in arms about the invalidation of his vote. He cried for public support to reinstate his vote, arguing that votes for other puppets in the election were held to be valid. Deb Ehrman, in a strong

With wide-eyed enthusiasm and naive excitement, this year's Moot Court Board set out to accomplish at least two Board goals. First, we wanted to support our top-flight competitive teams to the greatest extent possible to continue our tradition of excellence. Second, we wanted to expand the program beyond mere competition, and provide advocacy education and experience for students not interested in becoming team members.

Did we succeed? Well, the statistics are impressive: participation in Client Counseling was up 140% (1979: 30 participants, 1980: 72); Advanced Appellate Advocacy up 130% (1979: 20, 1980: 46); First Year Moot Court up 150% (1979: 28, 1980: 70). The National Moot Court team and the International Moot Court teams both placed well at the regional competitions in Missoula and Whittier, respectively. The Client Counseling team went to Seattle and won the regionals, sending them to the national championships in Georgia. And in our first year ever of Mock Trial competition, the team won the regionals in Salem and went on to Houston for the finals.

In October we began what we hope will become an annual tradition with the highly successful Trial Advocacy Symposium. An Appellate Advocacy Symposium is now scheduled for next fall. And 1980 saw our first Moot Court survey, geared to help upgrade all western Moot Court programs.

Below are some of the many people responsible for the program's resurgence. In addition, credit must go to Sally French, Marilyn Martin, Mary Lawrence and especially Dean Clark for their continued support. Most important has been the assistance of students, faculty and the local bar in serving as judges and bailiffs -- without you, our program would be impossible.

National Moot Court Team

Mike Mandonis
Jack Hamann
Janelle Irving
Bruce Moore
Vicki Sieber
Randy Turnbow
Carolyn Forell, Advisor

International Moot Court Team

Cynthia Buck
Lynn Cassel
Jim Klausen
Ken Roberts
Geoff Wilson
Jon Jacobsen, advisor

Client Counseling Team

Cathy Herbage
Jerry Herbage
Wendell Basye, advisor
Dom Vetri, advisor

Mock Trial Team

David Allen
Marcy Hikida
Bill Nichols
Tom Thetford
Wayne Westling, advisor

AAA Champions

*Jim Barkeley
Linda Mann
*Jan McGinnis
Vicki Sieber

*state moot court team

Moot Court Board

Jim Barkeley	Dan Nye
Mike Bloom	Bill Piels
Hope Dohnal	Janet Schroer
Amy Esaki	Vicki Sieber
Jack Hamann	Tom Thetford
Jan McGinnis	Suzanne Townsend

Eleventh National Conference on Women and the Law

The trip started out with a bang. (Robyn brought gooey cinnamon rolls for everyone on the bus), and never let me down.

arm move to shift the power smoothly, supported Rob and said, "If Gerald Ford could grant immunity to Richard Nixon, I can get away with this". She was right and nary an argument was heard when she rewrote the constitution which, incidentally, now allows for a life pension for retiring SBA presidents at 200% of their salary. Rob is also being questioned about certain accusations that he was kissing any babe he could get his hands on during one campaign sweep through the library.

In a related incident, Gus Palmitessa suffered a stinging defeat to Dale Johnson when Dale powered his way into office by getting the backing of the basketball block. There is rumor that Dale promised that as business officer he would "find" the money for uniforms next

(cont., p. 9)

Country Tunes (Advice From Who?)

Any time the legal scene gets in your face, messes with your mind, brings you down, ruins your karma, or any of those other real hip city-type vernacular ways of describing depression strike, start singin' a good country song. Just find the right lyrics to go with whatever seems to be bothering you at the moment.

For example, just last week there were a few of us running around the building singin' Waylon and Willie's "Mama's don't let your babies grow up to be Cowboys." Only we had it: "Mamas don't let your babies grow up to be law students." And instead of the second line; "make 'em be lawyers and doctors and such," we were singin' "let 'em be cowboys and skiers and such." (Remember, when it's a country song, you're always singin' as opposed to "singin'"). Finally, we took the verse:

Cowboys like smokey old pool rooms
And clear mountain mornings.
Little warm puppies, children and
Girls of the night.

and changed it to:

Law students like nothing but arguments
And reading their casebooks,
Ignoring reality, depression and
studying into the night.

It isn't always necessary to change the lyrics however, as many of the country songs around do okay just by themselves. Here's a few more examples of how you can counterify your existence:

If you feel that your non-law school friends are having second thoughts about you, sing 'em a little Hoyt Axton:

I thought you were a friend of mine
I thought you were my buddy
But I found out a short while ago
Your thoughts were dark and muddy

You scare me half to death my friend
With the things you say and do
So I'm goin' to heaven in a flash
of fire

With or without you

And if you've simply got a motivational problem, or the middle of the semester blahs, or you're turning into a zucchini pod or something and you need a kick in the pants, try this one I heard Waylon sing once:

I'm sick and tired of wakin' up sick and tired
As of today there's gonna be some changes made
Well you might as well get your feet on the ground
Cause I won't stand still for you foolin' around
It's high time you quit your low down ways.

Here's Waylon again, and once again, substitute law student for Cowboy:

A Cowboy takes his lonely pen in hand
And tries to make somebody understand
He looks for love, beauty and IQ
And that's what makes the Cowboy sing the blues.

When you're sitting in that tavern and wondering if you shouldn't be over in cell block number 9 book-in' away, try this one by Willie Nelson:

Well, I gotta get drunk, I can't stay sober
There's a lotta good people in town
Who wanna hear me holler, see me spend by dollars
And I wouldn't think of lettin' 'em down
There's a lotta doctors who tell me
That I better start slovin' it down

But there's more old drunks than there are old doctors
So I think we better have another round.

(You might change doctors to professors, or to fellow students, etc., but the song is pretty good by itself).

If you get to be a middle-aged type fellow with a bit of a belly to go with your lucrative practice, stature in the community and domestic problems, etc., listen to the words of Mr. Tom T. Hall:

Until that day I finally realized
The only things with meaning in life

Are faster horses, older whiskey, younger women, more money

If you're a frustrated type single fellow in the summer time, and you are trying to regain some of that confidence that was so shattered during the school year, SHOUT, don't just sing, a little T for Texas:

And I can get myself more women
Than any two men or a passenger train can haul.

Finally, if you happen to be litigating against me in a small town in Oregon a few years from now, remember that you got fair warning from the Charlie Daniels Band:

I ain't asking for nothin'
If I can't get it on my own
If you don't like the way I'm livin'
You just leave this long-haired country boy alone.

(Strike long-haired and substitute lawyer for boy, even though I'll always be a country boy).

Brent G. Summers

[Be sure and catch Brent's next article called "Disco and the Moot Court Experience." - Ed.]

Gas

FLASH! Spencer's Butte Erupts

Last Friday night a number of people observed a large amount of smoke rising from the top of Spencer's Butte. The Butte, long thought to be dormant, has decided to let its presence be felt.

City officials first doubting the reports sent crack amateur volcanologist Greg Wasson to the summit for first hand observations. Mr. Wasson returned Monday after a tense three days during which city officials had given him up for dead. The Law School administration was itself caught off guard, having already given his locker to another first year student.

This reporter was the first to interview Mr. Wasson upon his return and found him in very sorry shape. The effects of that volatile mountain had taken its toll. Greg was mumbling and drooling in a half-tranced state and when asked what he had seen he responded that there was some "hot shit" on the summit. If you had seen him you would not think of challenging his expert opinion. His eyes were red and were

watering so bad you couldn't tell where his eyes stopped and his drooling began. He emphatically stated that people should be kept away from the Butte. Never the less, Mr. Wasson plans on scaling the summit in the name of science once more as soon as he has had a hot fudge sundae and some chocolate cake. It appears that although Mr. Wasson had taken rations up on his first trip he ran out Saturday evening following an acute attack of the munchies. Mr. Wasson did go on to say that although he expected some heavy stuff coming down, he believed there was no need to evacuate the downtown area.

Spring has Arrived

Hundreds of Law students waited patiently this past week for the return of the undergraduates to the library. Like the return of the Swallows to Capistrano, they signal the start of the new season. Resident bird expert, Mike Pavia, noted that although he has seen larger flocks in the past, this year's was a strong and healthy one. "This is a good indication" he said, "that

predictions heralding the approaching extinction of the species were clearly wrong." During the past year Mike had made several trips to their winter feeding grounds in an attempt to appraise the vitality of the species. Upon his return he had made optimistic reports of a strong migration this spring, but few believed him till their arrival here late last Wednesday night. Mike also feels the prospects for the future are looking brighter.

He discussed the administration's plans for an expansion of the library and hopes that it will bring larger numbers of individuals next year. He said that the improved facility might even lead "an individual or two" to winter over. Mike, as caretaker of the facility, said he would welcome the activity that would result.

(Don't ask. We are attempting to humor Bob Needham by printing his "articles." Plus we needed material to have the pages come out even.-Ed.)

WIMP Petition

Client Counseling

Competition or Macon-it in Georgia

So we won the regional client counseling competition and we're off to the Nationals. But where do we go? Macon, Georgia? You've got to be kidding! We started asking our friends if they knew anything about Macon.

The associate librarian said "Macon? You know you can always tell the residents from the non-residents -- the non-residents are the ones trying to get the sand fleas out of their eyes."

Bob Lowry didn't know anything about Macon, but he wanted to know whether we planned to declare our all-expense paid trip as 1980 taxable income. When consulted on the subject, Professor Bayse stated, "yes", and that second prize was two trips to Macon, Georgia. Our package of materials from Nationals contained a colorful brochure from the Chamber of Commerce entitled "Make it in Macon".

Undaunted by the questionable recommendations of our comrades, we packed our shorts and swim suits for fun in the sun.

When we left the Eugene airport with our trustworthy coach (the Count Bayse) on a rare sunny morning only to arrive in Atlanta in the midst of a torrential rainstorm. Welcome to Georgia!

Actually, the trip to Georgia was a thoroughly worthwhile affair. Although we didn't win the competition, having lost to the eventual champion Wyoming in the first round, we learned more about client counseling (especially from the panel of 4 judges who critiqued our performance), met some wonderful people, and had some good times. For this experience and opportunity, we thank the Moot Court Board, and the many students, faculty members and administration who helped us prepare for the competition. In particular, we'd like to thank the Count Bayse, who was our coach and chaperone and Mr. Vetri who helped us develop a game plan.

When next spring term rolls around again we'd again encourage full participation in the client counseling competition (This year there were approximately 70 students participating here at the U of O, far more than the numbers of students who participated at the other schools who were involved in the regional and national competitions). Participation is a good idea because it teaches a valuable legal skill and because it takes less time than you might think. And with full participation, the U of O stands a good chance of sending a team to Nationals on a regular basis.

Well, it looks like one day was not enough to get everyone to sign my petition. After all, not everyone signed it, and I can't think of any reason for people failing to do so except for a lack of access to a copy. Unfortunately, some people didn't see fit to sign their own names, and what they did write was completely outrageous. I mean, who's going to believe names like "Jeanne Kincaid" and "David Messereau"?

Anyway, here's the text of the petition in case you want to cut it out and send your own personal copy to the President. Following the text is a list of those brave souls, living or dead, who signed it (or who, more often than not, had their names signed by someone else).

PETITION

To the President of the United States for the Proclamation of a Day of World International Male Pride.

Insofar as a number of days have been proclaimed in honor of deserving groups, e.g., International Women's Day, National Pickle Week, etc., we, the undersigned, petition you, the President of the United States, to declare a day of World International Male Pride. We few males, who have not yet been convinced that we are inferior humans because of the genitals with which we were born, feel that men the world over need such a focal point for their diminishing sense of dignity.

We, therefore, request that April 1 of next year be declared W.I.M.P. Day.

The above petition sponsored by the World International Male Party. Send correspondence to:

W.I.M.P.
University of Oregon Law School
Eugene, OR 97403

If you are a male who is not ashamed of your gender, or if you are proud of any of the following persons, please sign this petition.

Jimmy Carter	Mao Tse Tung
Freidrich Engels	Harry Reams
Ludwig von Beethoven	Jesus Christ
Sugar Ray Leonard	Adolf Hitler
Jean Claude-Killy	Howdy Doody
Avatollah Khomenei	Marquis de Sade
William Shakespeare	Howard Hughes
Martin Luther King	John-Paul Sartre
Thomas Jefferson	Attila the Hun
Babe Ruth	Gary Gilmore
Joseph McCarthy	Isaac Newton
Gene Scoles	Rommel
Pablo Picasso	John Lennon
Christine Jorgenson	Claude Debussy
Sammy Davis, Jr.	Larry Flint
	Bozo

NAME	ADDRESS
Thomas Walsh	2400 Malabar Eugene, OR
Elvira J. James	1350 Lincoln Eugene, OR
Arnold S. Polk	570 Davis Eugene, OR

Gary P. Marcus	Eugene, OR
Jeanne Kincaid	YMCA
Mike Pavia	1200 Libido Dr.
	Eugene, OR
One Hung Lo	Or Peking China
Kathryn Winter	Oregon, USA
Nancy Reagan	California
Kay Passa	Mexico City, Mexico
Sheridan Strickland	2679 1/2 Kincaid
	Eugene, OR
Red Neck Ron Johnson	Myrtle Creek, OR, Rt. 1, Box 151
	Studio 54, NYC
Dr. Renee Richards	392 S. 43rd, Springfield
Steve Cornacchia	Haiti
Barb Haslinger	West Point
Chapin D. Clark	1352
Kevin Davis	Springfield, OR
Victor Atiyeh, Gov.	Salem - It's about time I got some re- cognition!
	Lenox Ave & 151st st.
Nelson Rockefeller	The White House (hopefully)
John B. Anderson	"Where the Hell did all the In- dians come from?"
Gen. George A. Custer	130 Lawrence
	Burbank, Calif.
D. Messereau	Sesame Street
Don Knotts	763 Crest Dr.
Ms. Piggy	10 Ash Lane
Nick "Macho Macho Man" Pace	St. Helens, WA
Myanthyme Hazcome	Earth
Phyllis Schlafley	My home (of course)
Mr. Spock	"...it's only logical"
Molly McCarthy	Nirvana, Spring
Crazy Horse	"Gotcha, George"
Bigfoot	"Wanna play hide & seek?"
Pat Callahan	Hey - I'm serious!
Jimmy Jones	Jamestown, Guyana
Ima Eunuch	10 Harems Way
	Eugene
Gloria Steinem	Ms. Magazine
	New York City
Azu War	Macho Bay, USA
Willie Stargill	Beyond Macho, PA
Albert Lube	Fat City

I was going to write some witty comments at this point, but my sense of humor seems to have deserted me during the night. In fact, I'm having trouble writing at all while feeling the effects of having been dragged out last night by Jeanne Kincaid (unlike name and all) and forced to consume massive quantities of alcohol for the first time in my life. I will add, though, that one person suggested I change the Party name to People's International Male Party. Not a bad name, but with the acronym P.I.M.P. some people might think it was some kind of a joke.

Tom Walsh

Send contributions to:
W.I.M.P.
c/o U of O Law Library
Eugene, OR 97403

Send cash only, and do it soon. I'm

Editorials

For one of the few times in my DISSENT career, I would like to address several issues in a serious manner. Bear with me, it won't take long.

My first concern is the ASUO elections (the primary will be over by publication time).

We at the law school have an opportunity to make our voice heard in a proportion far above a reasonable level. Due to the apathy which grips the U of O student body at election time, our 3% of the electorate can play a determinative role in the selection of ASUO officials and IPC members.

This fact should be readily apparent to all, based on the outcome of the fall IPC election, in which law students took five of the top six slots in the primary. Although some students have suggested to me that such an attempt at monopoly is counterproductive and slightly unethical, I disagree. "Getting out the vote" is a perfectly acceptable campaign tactic. If the result of this action is an increased participation by undergraduates, then we have done a service to the University.

It is not even necessary to vote in a block for specific candidates (although the merits of this approach are obvious). By the mere fact that we cast a significant percentage of the vote, we can protect our interests, not only with candidates for office, but with elected officials.

The turnout by law students in October was impressive, and it did make a difference. But that performance should not be a "one-shot deal." The DISSENT

has tried, and will continue to try to inform you of significant details about elections, but the burden is on you. If you wish to see the law student's interest protected in intra-school decisions, I urge you to bring your I.D. and fee card and vote. Any gains we may have made in October can be easily erased by a poor turnout this time.

I would also like to air a personal gripe, and at the same time make an appeal to first and second year students.

With next year's first-year class, THINK before you offer a comment about an individual instructor. We all have our gripes with instructors, but negative remarks can be extremely destructive. Law school, as you all know too well, is a difficult process. Concepts can be very slippery, a phenomenon which is unfamiliar to many incoming 1L's. By prejudging a student's perceptions of an instructor before the first class has started, an upper-classman can provide a built-in excuse along the line of "I don't understand this because the instructor is lousy." It can also lead to a premature mutiny of "We aren't learning anything," which only serves to disrupt class time with "We'll see if S/He really knows the material," questions.

I realize that law students are expected to be mature, independent thinking people who draw their own conclusions, but I'll also let that statement defeat itself.

Just one request: THINK before you fire away. I wish my "counselors" had.

MJO

Loyal Dissenters! As promised, the DISSENT has flowered into its new tabloid format. Naturally, we ran into some production problems on the first runthrough, but we're learning.

Don't worry - everything will be perfect for the Orientation issue, due out when we return in August. We want to remind you that we'll be carrying classified ads, new features and the whole new tabloid style.

We encourage you to help us put out something to be proud of. Your artwork, graphic designs, articles and humor are the lifeblood of the new DISSENT and we hope all of you will contribute in the coming year. HAVE A NICE SUMMER!

Our recent interview with new Dean Derrick Bell confirmed something we had suspected all along - that a scholar of Derrick's quality can only serve to enhance the reputation of this law school. Now that Derrick has freed himself from that stolid and declining institution he was previously associated with, we feel that he will be able to further utilize his talents here in the healthy, prosperous atmosphere of the Willamette Valley.

SOON TO BE 2ND & 3RD GRADERS!

The August issue of the DISSENT will carry a lot of orientation material for the benefit of the next group of 1st graders. If anyone that will be living in a HOUSE next year wishes to put up a 1st grader for a few days, until housing is located, please contact the DISSENT c/o the LAW SCHOOL and we'll put your name down for our housing listing.

The DISSENT is the SBA funded student newspaper of the University of Oregon School of Law.

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CONTRIBUTORS: David Allen, Perry Buck, Rob Guarassi, Jack Hamann, Cathy Herbage, Jerry Herbage, Dennis Hyatt, Michael Lacey, Linda Mann, Dorothy Morey, Bob Needham, Vicki Sieber, C. Peter Sorenson, Brent G. Summers, Tom Walsh, Bill Waterman, Reba Weiss, Seri Wilpone.

QUOTABLE QUOTES???

CHARLES WILKINSON: (No doubt brought on by the euphoria associated with his most recent parental experience) "Congress is perceptive, intelligent, and can plan for future events."

CAROL SANGER: "When I use 'know' in that sense it doesn't mean 'knowledge.'"

MAXINE THOMAS: "This use of 'by operation of law' doesn't mean in the legal sense."

PETER SWAN: "I'm not speaking with any knowledge on this subject, but . . ."

Dear Justice Cardozo

Dear Justice Cardozo,

How would you handle someone who addresses an anonymous note to you accusing you of cheating on exams and leaves the note, opened, on a bulletin board?

Unjustly Accused

Dear Unjustly Accused,

I have heard this is a true story and it is a disgrace. If someone feels that someone else has cheated on an exam, the accuser should have the courage to confront the accused and talk it over. There is no room in this law school for cowards who risk damaging someone's reputation by publishing false information. This is libel per se and if you find the malfactor you should stuff him/her in a garbage can. In the meantime take the following steps: 1. Destroy the tapes; 2. Practice saying "I am not a crook," and "Everybody else does it," and 3. Start spreading false rumors about others to confuse the public.

Concurring Opinion

Musmanno, J.

It appears you have encountered the leavings of the infamous Oregon Chicken-Duck. This unfortunate product of a bi-species encounter has the strength of his convictions like all good ducks, yet lacks the courage and backbone, like most chickens, to publicly stand up for them. Furthermore, this wretched animal lacks the intelligence to distinguish what is right from what is wrong. Attempts have been made to teach this animal to be forthright and honest in its dealings with others, however these attempts have been complete failures. The Chicken-Duck seems to suffer from a chronic case of the leap before you look syndrome. Fortunately, the utter ineptness of this fowl renders them completely harmless.

One more thing, if you manage to find any of these birds, they should be captured alive. An attempt is being made to send them back to where it is believed they were originally bred and are still highly regarded: Iran.

Dean Honored at Truckstop Dinner

Unknown to Chapin Clark, the Truckstop dinner on Monday, March 31st was being held in his honor. That's why the crowd of 75 continued over half of the faculty and staff who mingled at the tables with students. Most of those present dined with anticipation and glanced at Chapin to see if he was aware of the upcoming ceremony. He was oblivious as usual, concerned more with relishing his egg plant parmesian and with flirting with the female law students at his table. After the meal everyone relaxed over ice cream to the entertainment provided by "Hot Sax" Vaughan and "Mellow Throat" Bill; when suddenly the Italian Stallion leapt to the stage and exposed the true purpose of the dinner: "A Tribute to Chapin".

Professor F.R. "Bob" Lacy, who has been teaching here since 1874, talked about the day Chapin arrived on campus in 1962 and made an immediate impression on all four faculty members. Professor Lacy, who missed his calling in vaudeville, went on to chronicle the early Chapin years and told of Chapin's exploits in the Cascades. Slowly, a picture of the true Chapin began to emerge. Here



The plaque presented that evening reads:

Chapin Clark
Dean 1974-1980

For your contribution to our legal education. With gratitude and affection the students of the University of Oregon Law School.

was a young turk who had a vision of a grand law school, smoked foul cigars, and was sired by a mountain goat.

During the "early years" a handful of faculty members took this law school from a provincial one serving Lane County to a national one, now serving Eastern Oregon as well. Dean Scoles was part of the grand scheme and arrived on campus in the late 1960's. It was only appropriate that Professor Scoles took the stage after Professor Lacy and continued the saga of Chapin's career, concentrating on what is referred to in history books as "Middle Chapin" and "Later Chapin". Chapin apparently, clung to his cigars, which is why John Bonine was hired from the EPA to crack down on air pollution.

The evening climaxed when Chapin was awarded a plaque and then delivered a small speech. When he sat down there was a spontaneous standing ovation and an outpouring of good feeling toward the Dean. Chapin was obviously moved and sat with lowered head as the applause continued. It was a fitting tribute to a man who has so gracefully and humanly enriched all our lives.

Board of Visitors Makes Annual Visit

New Dean Keynote Speaker

The Board of Visitors made its annual pilgrimage to the law school on Friday and Saturday, April 4th and 5th. The Board is a blue ribbon committee whose members are selected to advise the law school and to act as emissaries from the law school to their committees. The 25 members include prominent judges, lawyers, businessmen, professors and one journalist (Russell Sadler). 50% of the members graduated from the law school, and most of them live in Oregon, though some hail from as far north as Seattle and as far south as San Diego.

This year's visit had the special

purpose of welcoming Dean Bell to his future home. Friday night the annual dinner was held at the Valley River Inn where Dean Bell was the keynote speaker to an audience composed of the Board of Visitors, the faculty, and student representatives. The general theme of the evening was the growth of the law school in the past and its hopes for the future. Pursuant to this, former Dean Scholes and current Dean Clark made introductory remarks and passed along the symbol of power - an eight ball - to future Dean Bell. Also present was Laird Kirkpatrick who will be acting dean from July,

1980 to January, 1981.

On Saturday the Board met with nine students in an hour and a half private session. Students from the SBA, Moot Court, Law Review, Client Counseling Competition, LAW, MLSA and the Dissent brought the Board up to date on student accomplishments and conflicts over the past year. The Board was unduly impressed and seemed quite enthusiastic about the school during the Board's private meeting with the faculty later that morning. The day wound down with a lunch and a trip to Hayward Field to watch a track meet. Before leaving, some members had the good sense to buy Penoyer T-shirts.

Our New Leader Speaks

I'd like to thank those students who supported and voted for me in the S.B.A. election. I am looking forward to developing an active SBA program that will help meet the expectations and needs of the law school community. In order to achieve this goal, I hope to be able to draw upon the energies of students (In other words, they'll be a definite need for "cheap labor" next year). I think that the SBA representatives are willing to commit themselves to producing a program that gets people out of the law library and involves them in other aspects of "the law school experience". The Truckstop Dinner honoring Dean Clark was one example of students, faculty and staff members getting together for a couple of hours of good times, good music, and good food (I'm biased, of course).

Nevertheless, Candace and I sat for too many hours trying to convince people that their money and time would be well spent at the Dinner. After 6 hours on Friday, and another two hours on Monday, we were still unable to sell out. Hopefully, the people who did show up were not disappointed and although financially, we were disappointedly lost about \$20.00.

The SBA will hire two work/study employees for next year. One position will entail TYPING duties for both the Dissent and for the SBA, as well as general office work. The other will entail "gofer" work (ordering coffee, picking up bagels, fruit, kegs, etc.) If you're interested in either job, please leave your name in my box in the SBA office and state the number of hours you could work per week next year.

Upcoming Events

WLF Profession Day	Sat., 4-12
Faculty Law Conference	Sat., 4-12
Annual "Only Open	Thurs.
Golf Tournament	4-17
Laurelwood Golf Course	
Kegger to follow	
Rep. Nancie Fadeley	Wed., 4-16
discussing Ballot measures	

If any volunteers are interested in working on Orientation (and the picnic), and if anyone is interested in taking care of the plants in the first floor next year, leave a note in the SBA office.

Rob Guarrasi

P.S.
No promises, but if the SBA can afford it, there will be an end of the year party!!!!!!!!!!!!

SCHLOOZE

Dunkit Junket Returns Sadly Disillusioned

The law school's travelling hoop troupe -- ABCSAM (Amoral Basketball State-Controlled Amusement Mission) -- recently returned from its pood-will tour of Southern California with shattered expectations and a bad taste in its collective mouth. The legal profession's answer to the Detroit Pistons experienced hardship at every turn.

"The trouble started right away," explained team captain Kevin Kirchner, "when they forced us to miss classes. We begged the dean to assign us a tutor for the trip, but he wouldn't even reschedule any makeup classes. In fact, the van was so small we couldn't even make room to pack our books!"

"Beer was another problem," noted rookie center Mike Oths. "It's not that expensive on the route we took, so the \$60, beer fund never seemed to run out. We tried hard, believe me, but the brew just kept popping up. It was awful."

Accommodations presented another sore spot for the hardy warriors. Veteran Guard Dale Johnson remarked that the pounding waves in Malibu (on the first night, no less) were very annoying. "The house was so close to the shore that the waves lapped up under my bedroom," growled Johnson. "In the morning I got sand in my shoes walking on the beach." "Housing went from bad to worse in San Diego," complained a battle-weary Hugh McGavick. The jacuzzi was only big enough for four people, and the hot tub was out of order for two hours. In fact, the pool tables weren't even level! Overall, the trip was a big disappointment."

Schlooze

Well, Mike, I guess you're further behind than I am so I'll give you my views of the present State of the Art of Duck Scandalism. (By the way -- can't we get some sort of slush fund or bogus credits for writing this schlock?)

After overcoming my nearly terminal case of mental flaccidity, the old mens rea got going and I decided to do a little checking on the Soup the Ducks have found themselves embroiled in. Fellow library rats, numerous developments have surfaced in the football scandal now known as "quackgate". An informed source close to the University has told me that the Ducklets may be in big trouble down at the DA's office if knowledge of bogus credits and special travel accounts "can be imputed to Coach Brooks."

Crucial to the future of our beloved Brooks is if "he knew or could have known of the consequences," said the source, and "he knew, would he have put into the stream of football such a defectively designed program?" Well, that sharpie we've got for a DA won't be seduced by any

The weather proved to be a disappointment to ABCSAM's fair-headed boy, Marty Reeves. "Too hot," barked Reeves, "it must have been at least 80. And since it didn't rain, the water in the swimming pool was too warm, too."

"Evening entertainment apparently did not live up to advance billing, at least to team member Gary Kahn. "We couldn't spend any money," complained Kahn, because they kept giving us things. The free beer at the tourney started almost right away -- and it was Lovenbrow at that. The free banquet on Saturday night cut down on our fun, and to top it off, the casino party wasn't even competitive. I was looking forward to a challenging blackjack game, but the dealer just kept losing. I had to leave or I would have come back to Eugene with more money than I left with."

Dan Hester offered a bit rosier picture than his disgruntled teammates. "I thought it was OK," remarked Hester, "the people at the hospital were very nice while mending my sprained ankle. And the USD campus police even offered to call an ambulance for me. I had a great time!"

Team members noted that next year's invitation would be quickly disposed of. "We'll grab the entry blank really fast," added Kirchner, "to remove any temptation from our fellow students. Another year of that may be more than we can handle."

NEXT ISSUE: THE SCORES.
WHAT, THE LAST ISSUE? THE CRUEL JOURNALISTIC FATES STRIKE AGAIN

promises of 50 yard line seats for keeping quiet. What legal gems can Coach count on? Fortunately our source indicates that Coach Brooks may successfully ask that the burden be shifted to himself, so, our Coach can argue that the football program was "in a condition expected by the consumer," and that "differential risk adversity" only requires a warning be given to the fans.

The source also tells me that our Pac-10 Coach of the Year can argue that unforeseeable misuses ("excess greed of today's football players") combined with the concurrent defects of the program (inadequate criminal law advice being supplies to the Athletic Department) caused the injury. Therefore, says our source, Coach can "directly analogize to the familiar case of the chain saw user who unforseeably attempts to saw through the sidewalk and sustains serious injury when the chain breaks." (Recall that the chain had a defective link and merely fortuitous misuse resolved the manufacturer of liability.) Our source also tells me that "hey, a coach couldn't be held to such imputed

knowledge because he's dealing with individuals and not tangible goods."

Our source does concede, however, that even if some disrespectful student files a nuisance action after the statute of limitations has run, the student may be successful on the well known (arguably) theory of "damages reach back". (defective football program is a continuing nuisance, not of the permanent gender.) But don't fret fellow quack fans, because our source has confidence that such "excellent analysis" and "original perception" won't carry enough jurisprudential weight to carry the day.

I know this may not be the happy result you'd hoped for, Mike, but there just ain't no stopping the Ducks now. And, Yes, you had better worry about the Buckeyes' chances come next year at Pasadena. I can just see the headline now: "When the Ducks were through, Buckeyes Were Blue".

Bill Waterman

P.S.

(If none of the above makes any sense, it reflects my discreet and quick knowledge of torts.)

*Ed. Note It appears that Mr. Waterperson wants the whole school to experience the same joy he experienced in torts.

Counter Schlooze

Dear Bill:

It has been so long since I read your obviously overpompous rantings about Duck football that I forget what I'm supposed to write about, but that never stopped me before.

The shortcomings of the program should be in plain view to anyone but I'll outline them for you in a manner certain to cause you shame, embarrassment, ridicule, and a lowering of public esteem to your peers.

You should certainly hope that Duck fans don't study TORTS, because their product never reaches the user in a manner contemplated by an ordinary consumer. They are also inherently dangerous, because their fans insist on throwing whiskey bottles around in the stands.

The only thing equitable about the Ducks is that they come with each transaction with clean hands (and then only because they play on Astroturf).

Their ticket prices would be easily overruled because they shock the conscience and the band isn't even an attractive nuisance. But before I pass summary judgment on the Ducks, I should probably mention the good things about them.

Oh, well, um...ah...never mind.

Mike Oths

[This garbage is subject to equitable estoppel. Ed.]

Women in the Law

Conference: Participants Report

Just imagine -- 40 women on a Grey Rabbit bus riding down to San Francisco to attend a four-day conference on "Women and the Law". We sang, laughed, ate and slept and did all the usual rowdy things one does while being held captive on a bus for twelve hours.

And then -- there it was. San Francisco. Magnificent, as usual -- warm, sunny, cable cars, bay, the works. Well, lest you get the impression that San Francisco was the highlight of the trip -- let me say that it did run a close second.

The Conference was the special reason I was in San Francisco. It was exciting to think that thousands of talented and bright women from all over the country would be gathered at the civic center to discuss the law, and just to meet and talk.

Friday morning I found myself along with "thousands of talented and bright women" from everywhere. All shapes, sizes, colors; some smiling, others not, some dressed in the classic women's equivalent to the three-piece suit but most in the classic (but comfortable) student blue jeans garb.

But we all had all come for pretty much the same reasons -- to share our thoughts and feelings on being women, and on being involved in the legal profession and on being women in the legal profession.

And that's pretty much the way I viewed the Conference. There were workshops that focused mostly on "Being a Woman," like "Women Employed in Higher Education", "Strategies for Fair Housing", "Rape", and "Older Women and Health Services". Others were more concerned with the legal profession itself and in that way, I suspect, resembled other Conferences on the law, i.e., "Being a Lawyer for the Government", "Public Assistance Advocacy" and "Litigating the Title VII Class Action".

The majority of workshops attempted to explore the significance of being female and at the same time, being 'in the law'. i.e., "Women as Defense Attorneys", "Lawyer as Mother", and "Law School and First World (Women of Color)".

There were a few disappointing moments though. Late Saturday afternoon is not the ideal time to be sitting in a dingy conference room listening to a lecture. I would like to have seen more audience participation, and workshops that were conducive to interacting with the speakers and audience. Generally, there would be two or three speakers lecturing for one and a half hours and then the floor would open for questions. This is OK in some forums, but I had hoped for a bit more creativity in style for certain sessions.

But as a whole the Conference was a wonderful experience and I wouldn't have missed it for all the studying in the world! It was a chance to get a glimpse of yourself in the future, to hear and meet strong independent women who are successful in their careers. And not to be forgotten, it was an opportunity to share a special experience with my fellow (?) colleagues, who happen to be (you guessed it) talented and bright and beautiful.

Thanks, gals. Reba Weiss

+Poetry

To the Legal Research and Writing instructors:

Some teaching tasks are imbued with Delight
While others are filled with dismay, out-right
"Dedication" and "challenge"—trite
phrases no doubt
With unappreciative students who glare
and who pout.

Research and writing as we've all come
to know
Means added frustration, a tough row to
hoe
Negative feedback's the name of the
game
"Though I've improved, the grade is the
same."

Some tasks were grim, some chores
asinine
Demanding inexorably begrudged over-
time
A fetish for format—with pedantic muse
"You're writing LAW!—not for The
News"

Burke and her class v. C.S.D.
Overmassaged, foreknowingly
Outguess the Court—win a prize
Wrote it, rewrote it and now must revise

Do footnotes, typing, margins and form
Sweating and stewing is becoming the
norm
How come you choose to denounce and
revile
What I've always liked—my original
style?

Hurry with the brief, next argue the case
For some a memory we'd like to erase
Then suddenly it's over and with no
chagrin
We find there's nothing left to turn in.

So here's to the teachers we've made
overlived
Who demanded a work-product truly
inspired
Accept these kudos and remember this
when
Next year you do it all over again.

For Research and Writing you will agree
Is just not conducive to true bonhomie
Since it hurts when you know you're
quite erudite
To be shown like a dummy, "Here's how
to write."

Jim Shimanoff

(GUARRASI - cont. from p. 3)

Many election watchers also attribute Mr. Palmiessa's defeat to his absence the week before the election. The story is he was called back to New Jersey to discuss certain "family matters". It appears that Rob Guarasi flexed some of his muscle and managed to keep law school politics to a one Family System. For taking the Dixie Bus is reportedly getting a 20% cut of the profits from the vending machines and an option to install an Asteroid game in the copy room of the library.

The Eleventh National Conference on Women and the Law was held in San Francisco, Feb. 28 - March 1. About 30 women from the U of O Law School made the trip and attended workshops on various aspects of the legal profession and its relationship to women's lives.

The issues discussed at this Conference are not always directly addressed in a basic law school curriculum. The Conference serves as a reminder that life is broader than law school and that women's issues deserve serious consideration.

Two workshops were of particular interest to me. The first concerned women in skilled trades and the problems faced by women and minorities attempting to break into craft unions on a local level. Problems of discrimination are especially acute because of the localized nature of the unions and the subjective test criteria used to place the individuals in apprenticeship programs leading to jobs.

Federal regulations exist to counter discrimination, but the process is slow. The regulations cover about 10% of federal contractors. Enforcement provisions are virtually ineffective. Deregulation of an apprenticeship program with the federal government is the basic penalty and this just excuses employers from further compliance with federal regulations.

The second workshop focused on sexual harassment of women in the workplace. It has become apparent that this is a widespread problem encountered by women at all levels of professional life. Only a few women have successfully sued employers and recovered on the theory that sexual harassment constitutes discrimination based on sex violation of Title VII. Various problems arise when a woman alleges that she has been discharged for not complying with the sexual advances of her employer. She must show that the discharge was directly connected with her refusal. If she is the only "victim", courts often dismiss her complaint by characterizing the incident as a personal matter between the two individuals. Judges often see the issue as a question of morality, not power, and characterize the woman as a "bad girl" who must have been asking for it.

Sexual harassment is a serious problem that affects the quality of the environment in which women work. Women who allege sexual harassment are now being treated as if they had cried "rape". The same attitudes surrounding the problem of women and rape also surround this problem. Hopefully, it won't be as long before this issue receives the serious consideration it deserves.

Linda Mann

and that he'd move the admissions people out of their offices to install shower facilities. When Mr. Johnson was asked where they would be relocated to, he responded that he didn't understand why they even needed an office. "Heck", he said, "everyone of us at the Law School has been admitted; why do we need them here at all?"

Legal Terms Defined

(With apologies to BLACK'S)

Privy. See Transactional Interface.

Style. The ability to present your instructor with flowers as you arrive 20 minutes late to class. See also Chutpah.

Legal Style. As a noun, the state or condition of accepting the flowers without interrupting your lecture.

Transactional Interface. See Privy. See also Peter Swan.

Obsufucation. An act or process best performed in a law school classroom.

Wanton Disregard. A right, not existing in law, to ignore your chinese soup.

Gross Ignorance. In a general sense 144 first year law students. Term may also refer to 144 DISSENT editors.

Qualitative Disappointment. See Spring Term Torts

Fee 'ail. Is not covered by Home Solicitation Act.

Geri A. Trick

Bad News 'B' Makes Good

Agriculture Secretary Bob Berglund appointed first year law student Killer 'B' Pete Sorenson last month to the newly formed Human Nutrition Commission of the Department of Agriculture.

The 20-member Commission will advise the Department of Agriculture on how its programs affect human nutrition, Sorenson said. Additionally, the Commission will review Department of Agriculture programs -- such as the Food Stamp Program, school lunch program, Women Infants Children Feeding program -- to see if the programs comply with the purposes for which they were established.

The Commission is the brainchild of Assistant Secretary of Agriculture, Carol Forman. Forman is the first consumer advocate to be appointed by a U.S. President to the Department of Agriculture, Sorenson noted.

Remarking that the United States is "one of the few democracies that has no national nutrition policy", Sorenson said he would represent a consumer/environmental perspective in the Commission.

"The Food Stamp Program could deliver more food per dollar if the stamps could not be used to buy processed foods," Sorenson said. He pointed out that nutritional value is lost to over-processing,

but that more profit is made on the processing than is made on the raw ingredients. Stamps for potatoes not processed french fries is his watchword, he said.

Sorenson also said he advocated more research money for studying the interaction between nutrition and cancer. The money should be spent on preventative, rather than curative, programs, he said.

Sorenson said he was surprised by the appointment.

Although he applied for the position nearly a year ago, he was told his chances for appointment were slim. Sorenson was told he was qualified in the subject matter, but did not have the requisite political connections to be appointed.

Sorenson contacted Oregon Congressman Jim Weaver, a House Agriculture Committee member for whom Sorenson had worked, and apparently displayed the "requisite political connections".

The Commission holds its first meeting "sometime after finals", Sorenson said.

He has proposed that the meeting be held in Eugene or that the Commission reimburse him for the flight to Washington where the Commission is scheduled to meet. Sorenson's appointment is for one year.

Seri A. Wilpore

SBA Election

Student Bar Association officers for 1980-81 were chosen March 10 and 12 at U of O. By an overwhelming mandate, Rob Guarrasi (President), Candace Reed (Vice President) and Dale Johnson (Business Officer) were chosen for the top three slots.

An immediate "yowl" was heard from Bill Waterman (and other students who still pay a 25¢ per check service charge) in response to the election of the unholy three.

Derrick Bell's family has forced him to repudiate his acceptance of the dean's job, for fear that he will counterclaim his pay checks with "make payable to Rob Guarrasi, Candace Reed or Dale Johnson."

Chapin Clark has decided to stick around until August, in the sure knowledge that his face will turn up on a tee-shirt (10% cut to Gus Palmitezza).

Finally, Brent Summers has signed only a conditional registration form for next year, voidable upon mention of the words "Eggplant Parmesan."

In the third year representative race, Perry Buck and Beth Marks reigned supreme. This is convenient for next year's Pennoyer. Perry will stand at the start line, Beth at the finish, and Perry can point to the finish and shout "Runners to your Marks..." Enough for third year.

Next year's 2L reps are Nancy Bennett and Mike Bruce. No jokes here because A) Mike is too big to mess with, B) no more space, and C) there are none (except maybe a cowntown-Corvallis jibe).

Remodeling

In a touching ceremony, students of the law school lit the Eternal Smoke in the second floor men's room and christened it the Chapin Clark Memorial Commode. There wasn't a dry eye in the house as 125 people jammed into the smoke filled room for the unveiling of the plaque over the number one stall. It was in that hideaway that Dean Clark was known to have worked out some of his toughest problems; to keep a cigar burning will be a fitting tribute for the leadership he has provided for the law school.

A recent news break has led to the piercing of the veil of secrecy surrounding the negotiations of Derrick Bell's contract. It has been discovered that Mr. Bell was a tough negotiator and that he insisted upon, and received, a clause stipulating that before he'd accept the position as the new Dean, the University must plant \$10,000. worth of ivy around the base of the building. He emphatically stated that he would not accept the job at any price unless that condition was met. When questioned why he was so adamant about the requirement he said "I want to ensure that when I complete my tenure as Dean that this law school will resemble the finest schools in the country."

Bob Needham

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School project

Boyd's Palace Sealed Down

President Boyd, in face of rising interest rates and unstable market conditions, has decided to scale down his plans for a new basketball arena. At the unveiling of his new plan, Boyd presented the public with a detailed model of the wooden dome that will be built over the law school basketball court. The President stressed the money saving de-

sign features of the plan, which include the integration of the already extensive seating on the steps into the final structure. It is also his hope that sufficient funds can be secured to install another basket and backboard to make it a "full court", which he said should "greatly enhance the recruitment prospects for the basketball program".

M: Clearly salaries would not be enough to get anyone to move. I could be moving to Hell for ten thousand more and I'm not sure I want to do that (laughs) But I do have real strong feelings about this. I've talked about this with other faculty and I just don't think bucks alone will do it. And it costs a lot to live, to move, to get resettled so when it's all said and done the jump may not be that much.

But, on the other hand, lawyers do move around a lot. That's part of this profession - you change a lot during your first few years. That's not necessarily negative.

For me, another thing is the student body, their morale, and the faculty camaraderie and the community. Here in Eugene there's just a dearth of minority contact and you don't realize how important it is to have role models until you get somewhere and it's not there. It's really necessary for your kids and it certainly affects me.

And the faculty camaraderie is very important to me too. You spend so much time with other faculty members, more time than you spend with your family sometimes, and you really have to like them. And the amount of writing going on is important, very important, and the time demands, meetings and so on. These are all factors to weigh.

And faculty salaries are relevant to the extent that you simply have to have enough to live on. I say this all the time but it's so true, the scenery is beautiful out here but you can't feed it to your kids. And it's not the law faculty alone. Our colleagues in the rest of the University make less than we do. Part of the problem is we just don't have the support from our Legislature that other states do. For example, Georgia has really made a commitment to its university. And fund-raising has got to increase. We've got to get into that ball park and I'm not talking a few thousand dollars, I'm talking big bucks. You have got to have an idea where the University as a whole is going and I have to consider that.

I've had a lot of job offers and I've stayed so that means I must like Oregon or I'm not playing with a full deck because I didn't worry about the salary. Georgia is a long way and I wouldn't go there just for the money. I have my own pre-conceived notions of what the South is like and believe me, I wouldn't go just for the money.

And I think the other thing is that it's a compliment to have our faculty asked to go elsewhere. I'd really get overwired if nobody here was asked to go anywhere.

D: Do you think the upper Northwest has the socio-economic structure to really support a good law school?

M: Well, from my own experience here and in Washington, I know we have legislatures that just don't support the schools the way other states do. We have to start fund-raising, we have to get on the map. If we keep a positive attitude, promote the fact that we're an up-and-coming school, and

not worry so much about the things we don't have...

D: Like money.

M: Like money - if we stop worrying so much about our weaknesses and emphasize our strengths, then people will think twice about contributing instead of writing us off.

We've got a good strong faculty - if we keep saying, gee, it's really lousy here, no money, no recognition then they're going to say I've got to get out of here. We need enthusiasm and then things can start moving.

D: About enthusiasm - how do you feel about your first year of teaching?

M: I think a number of phenomena have gone on this year over which I had no control and it did affect me at the beginning. But as a new instructor I've learned quite a lot. Especially about the dynamics of a big classroom. I've

I guess it disappoints me that people are impatient although I understand that. We're all worried about doing well, about how I handle the class and we sort of feed on each other's anxieties. We really do. And it can get terribly traumatic for all of us. At some point I feel like calling a truce and saying come on, let's just finish the rest of the year.

Georgia's going to have a good teacher and if I come back next year we're going to have a great teacher because I've learned so much this year. My biggest concern is what the students get out of the subject matter. I feel more comfortable now that the class is getting what it needs and I feel more comfortable about myself. I think being tentative probably precipitates the worrying that goes on in class. To the extent that I relax, we all relax I think.

I've talked to a number of people and they agree that it's a function of the first year. I think it also had to do with, um, how do I say this? We were talking about faculty camaraderie and that I find very relevant. I guess I know those people that I've felt support from and you put all that together and think about it over the summer.

I know that, as a result, I'll be a better teacher when I get to Georgia and that's good. But I guess the bottom line is that one, I got the experience and two, that the class was exposed to a black female and I think that's absolutely important...

D: Especially in Oregon?

M: Especially in Oregon because I think minorities that come here are expected to be larger than life because there are just not enough models. And I'm not larger than life, I just want to be a good, solid teacher.

I know that it will be different in Georgia because I won't be a token, I won't be the only one. And I'm really looking forward to that. I kid you not because none of us likes to be out there by ourselves. Just looking at our society like it is, problems often get back to race. It's just been too important for too long for us to suddenly say now that it's completely unimportant,

that nobody notices, that nobody cares. That's just not reality.

There's a whole set of dynamics that goes along with tokenism and the person affected has to deal with it, to handle it as best as one can. But it's been an interesting year. Well, actually it's been a normal year but it's been an interesting semester...

Only Open Kicks Off Golf Season

The Orlando Hollis "Only Open" Golf Tournament will be held Thursday, April 17 at Laurelwood Golf Course in south Eugene. The address is 2701 Columbia St. and all law students, faculty and friends are invited to participate. The event is co-sponsored by P.A.D. and the SBA. Green fees are \$4.00 per person, payable at the course, and a clubhouse fee of \$1.00 per head will be collected at the law school to pay for the cost of clubhouse rental, prizes, and beer. The SBA has agreed to pay for one keg, and the remainder will be purchased using the clubhouse fees collected.

A central feature of the event is the Only Open trophy. The largest trophy owned by the law school, it is awarded annually to the player with the lowest overall score in the tournament. Fees collected from the sign-up being held in the law school will be used to inscribe the name of the low-scorer on the trophy and prizes will also be awarded to the player who makes the longest drive and to the highest scorer (Donkey Prize). The trophy is currently on display in the Administration office.

All sign-ups must be completed by April 16. Once committed to renting the clubhouse, we cannot withdraw, so the event will be held rain or shine. Sign up now and bring your dollar to pay for the clubhouse fee. Only players who have paid the clubhouse fee will be permitted to enter the green, so sign up at the Only table in the 1st floor hall before April 16 and come out on Thursday for some fine golfin'! Hope to see you there.

Perry Burk
3rd Year Class Rep.

**CHILD-BUYING UNDER THE UCC:
THE SECURITY BLANKET TRANS-
ACTION**

By David Allen

The drafters of the UCC were, as we all know, naramount legal realists. The Code reflects, as far as possible, an attempt to legitimize the practices of the business community under pre-code law. Although occasionally criticized for the effort has met with acclaim from legislatures and is law in all jurisdictions.

The emergence of new and idiosyncratic forms of transaction therefore poses a problem in UCC theory. And it is clear that a new commodity, with specialized attributes, is entering the stream of commerce. It behooves us to attempt to reconcile these socialized transactions with existing Code law before an ad hoc approach becomes firmly rooted. I refer, of course, to the treatment of a child as a fungible good.

A recent Washington State case demonstrated that a five-year-old girl had a market value of \$5,000, which is certainly better than a late-model Oldsmobile. A market for adoptable babies has long been recognized, and it is clear to students of family law that the principal issue in most child-custody cases is the price to be extracted from one party for possession. The Supreme Court has recognized the trend, giving its approval to the practice of warehousing children of dubious marketability until such time as they become saleable. 2/

If commercial transactions in children exist, and if such transactions are being treated by an emergent body of non-Code law, then the time is ripe to sweep away the

clutter of child-custody and adoption law and treat these transactions under the UCC. The non-code approach, with its unworkable and unrealistic "best interests of the child" test, is clearly comparable to the old complexities of chattel-mortgage doctrine and should be dispensed with if possible.

Initially we might approach child transactions under Article 2. This would be wrong for several reasons: 1) I don't understand Article 2; 2) you don't either; 3) few buyers will have ready cash for a child and will be forced to borrow. The proper approach, therefore, will be under Article 9.

As with any Article 9 transaction, the initial inquiry will be into the classification of the collateral. It should be clear that, in the majority of the cases, children will be treated as consumer goods. However, cases will arise in which children will be inventory, in the hands of a wholesaler, or equipment, in the hands of a labor-intensive industrialist. Children will rarely be farm products, demography being what it is. Cases may be anticipated in which children will become fixtures, either through serfdom following equipment classification, or as a result of disciplinary measures (i.e., nailing his hide to the wall), but these issues may be left to a discussion of priority problems.

It will undoubtedly be true that, in the majority of cases, a would-be child-owner will borrow from a commercial lender in order to obtain a child for personal use, thus creating the well-known purchase-money security interest in consumer goods. Although filing is not necessary to perfect such an interest, tatooing is probably helpful.

Such cases will, of course, present later-arising analytical problems. Is a babysitter a bailee? If a babysitter locks the child in his room, do field-warehousing concerns apply? If the child runs away to another state, should the situation be treated as a default by the debtor or as interstate movement of the collateral? Can a lender attempt to tie up later-born children under an after-acquired property clause?

The existence of unresolved questions of approach and analysis should not deter us from seeking to bring transactions in children under the UCC. Such a move would clarify the existing tangle of custody and adoption law. And, in the great tradition of the drafters of the Code, such an attempt would give statutory recognition to an existing fact: Most people treat their children as chattels anyway.

1. "...brown-nosed moral collapse..." David Allen.
2. Parham v. J.L., look it up yourself.

The period of anticipation ends next week. Dean Clark has set Thursday and Friday as the dates for the first round of Mute Court arguments won't be heard. The competition, established to give would-be attorney's practice in the ever-important art of paralinguistics, is strongly endorsed by the dissent. As usual, the problem deals with constitutional issues of free speech.

Recalling her days at Whittier, Matta U. Prof. Sanger spoke fondly of that school's Mute Court Competition.

"It was a real sink or swim proposition," she recalled.

Dad

It feels so good to have
Your arm around me
I was afraid
I was lost
I kept calling your name
Into the darkness
Shouting it
I was so scared
Until you answered
Your voice is so deep
It's always so strong
Your words are so clear and so long
Dad
Hold me
Don't go away
I need you, stay
It's dark all around
You're here, I'm found
Don't go yet
Sleep can wait awhile
I'd rather see your smile
Stay with me here
Stay very near
You're tired, I know
But don't go
I was lost
And alone
And scared
Dark everywhere
But I don't care
When you're close by
I'm not afraid to die
Or anything
You know?
Just don't go.

Bill McCall

Like most, my first year started
out listless and mundane. But
now, I rise above it with:

OZONE BROS.*
anonymous vitamins
*with secret ingredient
alpha paca dramamine

Experience for yourself the
internal secrets of some of the
world's most renowned
maharoonies. They get it from
us, and you can too!

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BEEN INSPECTED BY
REPRESENTATIVES OF THE
ARMENIAN MED. SOCIETY



*Also try "Mind Jam" the
concentrated scalp jelly for relief of
common apathy and the feeling that
you just don't give a damn. Rub it into
someone you love.

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