

8-29-1977

Caveat, August 29, 1977

Follow this and additional works at: <http://digitalcommons.law.ggu.edu/caveat>

 Part of the [Legal Education Commons](#)

Recommended Citation

"Caveat, August 29, 1977" (1977). *Caveat*. Paper 101.
<http://digitalcommons.law.ggu.edu/caveat/101>

This Newsletter or Magazine is brought to you for free and open access by the Other Law School Publications at GGU Law Digital Commons. It has been accepted for inclusion in Caveat by an authorized administrator of GGU Law Digital Commons. For more information, please contact jfischer@ggu.edu.



CAVEAT



Vol. XIII, No. 3

Golden Gate University School of Law

August 29, 1977

Agency Won't Place Work-Study Students Because of Jain

Golden Gate law school students in work study positions because of a run-in with Paul Jain, Golden Gate's Financial Aid Director. Reprinted here is a copy of the letter sent by the JVS to Dean McKelvey.

The Caveat has learned that the Jewish Vocational and Career Counseling Service will no longer attempt to place any Golden Gate law school students in work study positions because of a run-in with Paul Jain, Golden Gate's Financial Aid Director. Reprinted here is a copy of the letter sent by the JVS to Dean McKelvey.

Long Live the International Hotel

by Alex Schmid

The International Hotel, whose tenants and supporters have struggled against eviction for the last nine years has become a symbol of the

peoples' resistance to third world oppression and class exploitation. Three weeks ago the tenants were forcibly evicted.

The eviction resistance was one of the most militant confrontations in San Francisco in recent years. Over two thousand people gathered in front of the Hotel during the night of August 3rd to 4th. A human barricade was formed six people deep across the entire block to bar entrance to the Hotel. For several hours the police and sheriff's deputies deliberated over how they could overcome the massive resistance. Finally, around 3:30 a.m., they moved in with a force of four hundred armed with riot gear. As Police Chief Gains and Sheriff Hongisto directed from their perch on the top of the Holiday Inn, groups of mounted police armed with clubs and wooden swords charged the barricade. Despite many injuries, the supporters held their ground through six charges. Using firetruck ladders the cops seized the Hotel from above. Once inside they had to contend with a hundred tenants and supporters who had barricaded themselves into their rooms. Outside, the police spent hours breaking through the barricades of the first floor community centers. One by one the tenants were dragged out of their homes and just left on the street.

"No Evictions, We Won't Move"

The I Hotel, located at the corner of Jackson and Kearny Streets on the edge of Chinatown, represents the last block of what used to be the bustling hotels, restaurants, and small shops of Manilatown. For years the large business concerns, in search of greater profits, have been invading the community as the land becomes more and more valuable. The most recent development, the plush Holiday Inn complex, destroyed the entire block.

Since the beginning of the struggle in 1968 the owners, first Walter Shorenstein (one of the men behind the Yerba Buena evictions) and the Four Seas Corporation, have tried everything from complex legal maneuvers to arson to evict the tenants (the '68 fire caused the death of three tenants). Through the intense struggle, the tenants and supporters have learned whose interests the government and courts uphold. The tenants, unable to rely upon the promises of the mayor, the rhetoric of the sheriff, and the class-prejudiced rulings of the courts, have instead relied on the political power of masses of people organized to force the government to assume its responsibility.

Last January, under great popular pressure, the board of supervisors voted to use a portion of city funds to acquire the Hotel by way of eminent domain from the current owner, Four Seas. The city stalled, however, on



JEWISH VOCATIONAL & CAREER COUNSELING SERVICE
870 Market Street - Suite 872
San Francisco, CA 94102
(415) 391-3595

August 17, 1977

Dean Judith McKelvey
Golden Gate University
School of the Law
536 Mission Street
San Francisco, CA 94105

Dear Dean McKelvey:

I am writing this letter at the insistence of my client, Mr. Leon Atlas.

At the beginning of this summer, I attempted to arrange a work study placement through this agency for Mr. Atlas. This necessitated contacting Mr. Paul Jain.

At the onset of our phone conversation, Mr. Jain immediately insulted the character of Mr. Atlas by insisting that "he was trying to pull a fast one". I had no idea what Mr. Jain was referring to. It was my impression at that time that Mr. Jain was deliberately placing obstacles in the way and I told him so. At that point, Mr. Jain swore at me and slammed down the phone.

Under those circumstances, I decided it would be better not to pursue work study contracts with Golden Gate University's School of Law.

Sincerely,
Bob Price
Bob Price
Emigre Counselor

BP/al

The Dean has forwarded a copy of the letter to Jain's immediate superior, John Teitscheid, who told the Caveat that he will speak to Jain about the matter. Leon Atlas, the student involved in this matter, didn't get the job and ended up working as a volunteer. He said that Jain conceived of the JVS as a religious organization which it is not. Atlas said, "I'm concerned about this because these kinds of actions by an official representative of Golden Gate University reflect badly upon the school and hurt its image in the community."

The Caveat is turning over its entire file in this matter to the ad-hoc student financial aids committee headed up by second-year night student Richard Clark. That committee is in the process of collecting evidence of any unfair treatment students have received from the financial aids office.

implementing the proceedings and immediately began preparations to carry out the eviction. Twice, stays were granted as a result of the huge demonstrations in front of the Hotel. One of the demonstrations rallied five thousand people to block the posting of the five-day notice.

Soon thereafter, the city reluctantly began the eminent domain suit. An important adjunct to the proceeding, however, was the condition that the Tenants' Association repay the city for the full purchase price of the hotel. The majority of the tenants and supporters soon saw through this ploy. The "buy back plan" meant the cooperation and sellout of the struggle. The plan concretely would have required the conversion of the basement units, housing mostly community organizations, into profit-making capitalist enterprises. The plan was fundamentally against the tenants; interest since it placed the burden of paying for low-cost housing back onto the tenants.

As the eminent domain process developed, it became apparent through the Housing Authority's lack of cooperation with the Hotel's legal counsel and poor legal strategy that the city had no intention to carry through with the eminent domain. The city knew of the legal complications in an eminent domain suit involving a third party buyer. When the Superior Court ruled against eminent domain on the grounds that the Housing Authority could not buy the Hotel in order to sell it to a private party (such transactions are only legal in the redevelopment process for the rich), the Tenants' Association demanded that a new process begin immediately without a buy-back plan. The Housing Authority delayed and finally insisted upon an obviously hopeless appeal. Two weeks after the Supreme Court refused to hear the case, the tenants were brutally evicted.

"Third World Communities Under Attack Make Them Take The Evictions Back"

The International Hotel struggle is not an isolated incident. Evictions of poor and working people from their homes to make way for more "profitable" buildings is rooted in the profit-making system of capitalism. The destruction of the communities of oppressed nationalities through eviction as well as the denial of decent low-cost housing is a feature of national oppression which is also rooted in capitalism.

The I Hotel is not only a struggle for low-rent housing in a community whose population density is second only to that of Harlem, but, also a struggle for community centers and small shops which help meet the needs of the community. In other words, it is a struggle to stop the destruction and dispersal of a third world community which has no need for Holiday Inn complexes or parking lots. Besides evictions and dispersals, other forms of national oppression include lower wages and job discrimination, police brutality, disproportionate unemployment, limited educational opportunities, racism, and suppression of language and culture. The super-exploitation of the third world working force has been historically used to drive down wages and divide the working class. It is an integral part of the economic system.

Whether eviction is accomplished through the combined action of entrepreneurs and courts or by the direct action of the government through "redevelopment", the result is the same -- business profits at the expense of community survival. Working, third world, and progressive people are struggling against "redevelopment" in all its forms. Each victory, however small, has been a blow against the unjust system under which we live.

The I Hotel struggle is no isolated case; similar struggles are being waged across the country and in San Francisco as well. Japantown tenants are militantly defending two apartment buildings which the RDA wants to tear down. Black people are organizing similar actions against the RDA and Housing Authority in Hunters Point and the Western Addition. In the nearby Tenderloin district, where Hastings Law School plans to tear down a whole block, tenants of four hotels are opposing eviction. They would rather keep their homes than allow the legal community pusher library facilities.

The I Hotel struggle is far from over. Tenants and supporters are carrying on their efforts to block demolition and regain the Hotel as low-rent housing and community centers for the Chinatown-Manilatowa community. In any case, there is nothing the government can do to erase the existence of the International Hotel. It will remain a symbol of peoples' resistance and of struggles yet to come.

(Alex Schmid is a first year law student at GGU and a worker on the International Hotel Support Committee.)

SBA Holds 1st Meeting

The first SBA meeting of the year was held last Wednesday. Here is a brief synopsis of what transpired.

SBA teaching evaluation forms were discussed. Anyone interested in working on these should come to Thursday's SBA meeting.

Constitutional revision was tabled until the next meeting. Anyone interested in working on that should come to Thursday's meeting.

A committee was appointed to run the upcoming first year elections. It was decided to select the student members of the faculty-student committees after these elections.

Richard Clark announced that the ad-hoc financial aid committee is going to be collecting evidence of any unfair treatment students have received from the financial aids office.

sba elections

Nomination papers are currently being accepted for the following SBA positions.

First year day Section A Rep.
First year day Section B Rep.
First year night Rep. (2 positions)
Night Vice-President

The nomination papers should contain the following information -- Candidate's name, position desired, home phone number, signatures of at least 10 classmates.

The deadline for filing nomination papers is Friday, September 2 at 3:00 pm. Place them in the SBA's box in the Faculty Center East on the 2nd floor.

In addition all candidates are urged to submit a campaign statement for publication in a special edition of the Caveat. The deadline for submitting the statement is 10:00am, September 7. Place them in the Caveat box in the faculty center. Election days will be Monday and Tuesday, September 12 and 13.

announcements

WOMEN'S ASSOCIATION NEWS

We had a meeting on Wednesday, August 24. Minutes are posted in the Women's Lounge. Also posted in the lounge is a sign-up sheet for volunteers interested in working on the up-coming Women & the Law Conference on October 22. This event is jointly sponsored by the GGU Law Women's Association and the Queen's Bench. Volunteers will be rewarded with a waiver of the registration fee as well as a great experience in collective action.

The next Women's Association Meeting will be Thursday, September 8 at 5:30 pm in Room 209. We scheduled it at this time to encourage night school women to participate. The hot agenda item for the September 8 meeting is the budget for this school year. We will discuss fiscal policies and priorities, and draft a budget proposal to be submitted by the WA to the SBA. If you are unable to attend drop your budgetary proposals in the shoe box in the lounge.

FIRST YEAR STUDENTS

Do you have questions that are still unanswered? Keep them in mind for Re-Orientation, which will be held Wednesday, Sept. 7. Watch next week's Caveat for details.

SBA MEETING

There will be an SBA meeting on Thursday, Sept. 1, at 4:00 PM in a room to be announced.

- Agenda:
1. Treasurer's report
 2. Constitutional revision
 3. Financial Aid report
 4. Teacher evaluations
 5. Committee selection procedures
 6. Student directory
 7. YMCA passes
 8. New chair situation

DISCLAIMER

Mary Minkus disclaimed the use of the word "practitioning" in her interview in August 15th's Caveat. Mary, you've been reading too much Edwin Newman.

GRADUATING AND 2ND YEAR STUDENTS

Please note the following application deadlines for post-graduate and summer jobs. Check the placement board for details.

- Federal Communications Commission - Sept. 15
- Bechtel Corporation - Sept. 23
- Army Judge Advocate General's Corps - Sept. 30
- Securities and Exchange Commission - Sept. 30
- Ninth Circuit Court of Appeals - Oct. 1
- Department of Justice - Oct. 3
- IRS, Office of Chief Counsel - Oct. 15
- Supreme Court of Idaho - Nov. 4
- IRS, Office of Chief Counsel (2nd year summer) - Dec. 1

CAVEAT SEEKS ARTICLE

We're looking for someone in the school who may have attended the National Lawyers Guild Conference last week to write a short article on it.

NOTICE TO DECEMBER GRADUATES

Applications to graduate are now available in the Dean's Office and should be filed as soon as possible. In addition, it is important to review your transcript with the Law School Registrar to be sure that you will have completed the required courses and number of units.

PHI ALPHA DELTA FLASH

P.A.D. Legal Association is holding a meeting from 12 noon to 1:30 today, Monday, in Room 209. Special guest speaker will be Jim Borchers, international placement director of P.A.D., to give us some information about jobs available through P.A.D.'s placement service both in the U.S. and abroad. We will also discuss possible activities for the coming year. Everyone is welcome!

THIRD WORLD COALITION AFFAIR

The Third World Coalition is holding a wine and chess affair. All members are encouraged to attend this important gathering, especially first year students. It will be held Thursday, September 1, Room B-9, 5:00 p.m.

NEW I.D. CARDS

Student I.D. cards may be had, updated, or replaced starting today. Check with Wally Walker in the Main Office.

ORIENTATION FOR LATE ADMITS

An orientation will be held on Tuesday, August 30, from 3:00 to 4:00 p.m. in Room 203 for all first year students who were admitted late and missed the original orientation program.

LAW LIBRARY

The Law Library will be closed on Labor Day, Monday, September 5.

Law Library tours for first year writing and research classes will be held during the week of August 29 thru September 2. Other students are asked to bear with us during the tours -- there will be some unavoidable disruption.

FISL APPLICATIONS

Wells Fargo Bank has set Thursday, September 8 as the last date to accept Federally Insured Student Loan Applications for NEW STUDENT LOAN BORROWERS. FISL Applications are available in the Financial Aid's Office, Room 107 between 8:30 am and 5 pm.

ORIENTATION PAMPHLETS

People who entered late or missed orientation can pick up a copy of the "Mr. Natural Orientation Pamphlet" at the Deans' Office.

ABA Ad Guidelines

This article is written for those of you out there in newspaper land of a more entrepreneurial bend. In response to the Supreme Court's June ruling in *Bates v. State Bar of Arizona* the ABA this week announced the new guidelines for lawyer advertising. The ruling in that case held that the First Amendment right of free speech precluded any absolute bans on lawyer advertising. The ABA recommends that lawyers use no more than 25 items in their advertising which we have printed below. T.V. advertising is not included although it could be on a state by state basis. Expansion of the list can be accomplished through application to state supreme courts.

The list:

- 1) Name, name of law firm and professional associates, addresses and telephone numbers;
- 2) One or more fields of law in which the lawyer or law firm practices, a statement that practice is limited to one or more fields of law, or a statement that the lawyer or law firm specializes in a particular field of law practice to the extent that specialization is authorized;
- 3) Date and place of birth;
- 4) Date and place of admission to the bar of state and federal courts;
- 5) Schools attended with dates of graduation, degrees and other scholastic distinctions;
- 6) Public or quasi-public offices;
- 7) Military service;
- 8) Legal authorships;
- 9) Legal teaching positions;
- 10) Memberships, offices and committee assignments in bar associations;
- 11) Memberships and offices in legal fraternities and societies;
- 12) Technical and professional licenses;
- 13) Memberships in scientific, technical and professional associations and societies;
- 14) Foreign language ability;
- 15) Names and addresses of bank references;
- 16) Names of clients regularly represented (with their written consent);
- 17) Prepaid or group legal service programs in which the lawyer participates;
- 18) Whether credit cards or other credit arrangements are accepted;

Letters

Dear Caveat:

The first paper of the year is a very good one and well laid out, but the first thing I noticed about it is that something is missing: the smiling Caveat cat had become invisible. Please persuade it to reappear for waiting fans who feel it to be a sign of Golden Gate's exceptionally informal and good-natured student body.

An Avid Cat-Watcher,
(Mary Chahbazi)

Cavecat (Ca-vee-cat) responds:



- 19) Office and telephone answering service hours;
- 20) Fee for initial consultation;
- 21) Availability of a written schedule of fees and/or an estimate of the fee to be charged for specific services;
- 22) Contingent fee rates, subject to certain limitations;
- 23) Range of fees for services, subject to limitations;
- 24) Hourly rate, subject to limitations;
- 25) Fixed fee for specific legal services, subject to limitations.

D.C.

GRIN AND BEAR IT



"It's one of the disadvantages of being the junior partner in the firm."

(Thanks to S.F. Examiner and Field Enterprises)

ESSAY CONTEST

The National Legal Center for the Public Interest and its regional centers announced its first annual essay contest this week. The subject for the essay will be "The Judicial System & the Individual". First prize will be \$5000 with seven regional prizes of \$1000 plus 14 \$500 prizes. NLCPi president, Leonard J. Theberge elaborated on the subject matter, it concerns "how can the judicial system be invoked by individuals to protect their liberty and property from the improper and unauthorized acts performed under the color of official authority by federal government employees.

"Contestants will be expected to explore legal remedies, both substantive and procedural, that may be employed against both the government and the individual government employee.

"Background research must identify the legal theories used in successful cases where individual government employees at any level were held accountable for damage caused through their excessive use or abuse of authority, or through arbitrary refusal to act. It's most important that the researcher be acquainted with the background of existing case law, and be capable of distinguishing those cases which might appear to foreclose such actions."

Entry deadline is November 30, 1977. Word limitation is 5000. Forms are available from: National Legal Center, Suite 810, 1101 17th Street, N.W., Washington, D.C. 20036. The contest is limited to law students in their second year and up, and to attorneys.

D.C.