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CAVEAT



Vol. XIII, No. 23

Golden Gate University School of Law

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BAY AREA LAW SCHOOLS: CUTTING BACK/ FIGHTING BACK

MAR 7 1978

USF, BOALT, HASTINGS

GOLDEN GATE

HASTINGS DEAN CALLS POLICE TO STOP STRIKERS;
U.S.F. STUDENTS' RALLY REVERSES DEAN'S PROPOSAL;
BOALT COALITION TO STRIKE CONCERNING HIRING

TWC PROPOSALS: BEYOND TOKENISM

by David Cooper

In the past three weeks affirmative action at Hastings, USF, and Boalt Hall has been suffering from cuts in different parts of their programs. At each school students have been active in organizing to fight these cut-backs. At Hastings and USF the Deans have attempted to reemphasize LSAT scores in admissions procedures, and at Boalt the administration and faculty are continuing an unspoken policy which has resulted in the gross underrepresentation of minorities and women on their faculty.

For the past few years GGU Law School has had an informal affirmative action program. This has meant that people who are on school committees are supposed to operate under an understanding that it is important to have minorities and women here. The informal nature of AA here was further encouraged in the last year after the California Bakke decision intimidated school bodies, especially Admissions, into not openly declaring (or formulating) their guidelines. But the informal system has revealed cracks this past year as the number of third-world students in the first-year class dropped from last year's 43 to this fall's 15. The informal AA approach has been followed in other areas including in scholarships and hiring. In light of the short comings involved with nebulous policy statements and informal criteria, the Third-World Coalition has been working for the past few months to pull together their proposals and demands for a formal policy which would address AA concerns in most areas of school governance. The proposals were printed in their draft form in the last Caveat. On Thursday, February 23, open meetings were held for both day and night students to amend and critique the proposals.

While USF and Hastings students have been successful in their struggle to have GPA's and non-quantifiable criteria emphasized in special admissions policy, students at Hastings have run up against an unexpected cut-back. As faculty at Hastings voted to formalize special admissions criteria (which had received student support), an amendment was introduced by one professor which would curtail minority students' input in the admissions process. The faculty's approval of the amendment will result in a change in the make-up of teams which consider third-world applicants. Previously, each special admissions applicant was assigned to a team consisting of one teacher and one student. The student member of the team had the power to reject applicants. Where the student member supported the candidate

The proposals involve recommendations for changes in or clear expressions of school policy and practice in a num-

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Child Care Center at GooGoo

Saturday Seminars

The GGU Child Care Committee has been working with the administration to facilitate organization of child care services in the new building where indoor and outdoor space will be available for the children's use. Initial plans for the Center call for daytime and evening child care services for children ages 2½ to 5 years. (We hope to eventually expand this age range.)

LEGAL EDUCATION PROGRAM

The Advanced Legal Education Program at Golden Gate Law School is now co-sponsoring a series of programs with the Barristers Club of San Francisco called Saturday Seminars.

We now need information, both from the law school population at large, and potential users of the child care facilities. Thus, one week from today (March 13) a questionnaire will appear in the Caveat and also in the classrooms. We realize that it's a drag to be bombarded with even more paperwork and bureaucracy than usual, but we really need your cooperation and we think the cause is a worthy one.

The co-sponsorship means, among other things, that the seminars will all be located at Golden Gate. To help things run smoothly, we are looking for students who would like to exchange one or two hours work (taking tickets, passing out materials, etc.) for free attendance on a particular Saturday. Starting time is usually 8:30 to 9:00 am.

The questionnaire will ask for some personal information (e.g., "ethnic identity", "gender", "income"). These questions are not intended to offend or invade anyone's privacy, and all information will be strictly confidential. The information is needed to request and justify funding, and, also, to accurately assess child care needs at GGU. Boxes will be provided for return of the questionnaire. These will be placed on the second floor and in the law library.

The schedule of programs is as follows:

- March 11 Negotiating a Personal Injury Case
- March 25 Landlord/Tenant
- April 1 Insolvency
- April 8 Opening your own law office (Movie & panel discussion)
- April 15 Small Business Planning
- April 29 Basic Incorporation
- May 6 Will Drafting
- May 13 Irving Younger Evidence Tapes
- June 3 Irving Younger Evidence Tapes
- June 10 Criminal Law
- June 17 Basic Real Estate Transactions
- June 24 Federal Procedure

In order to publicize the Child Care Center and raise a little money for it, the Committee is planning a bake sale. The dates and times of the bake sale are Monday, March 13 at 10:30, noon, and during the evening session's break. There will also be an evening bake sale on Tuesday, March 14. The sale will take place on the second floor.

If you are interested in working on any of these Saturdays and attending the programs, see Marge Holmes in the Faculty Center.

There will be upcoming articles in the Caveat about the Child Care Center and the work of the Committee.

Chandra Miller

Funding the Great Leap Forward

STUDENTS CONFRONT DEAN AND V.P. ON TUITION INCREASES

by Larry Bittner

The past several years in this school have been marked by its history of sudden and unexpected tuition increases. The latest example is the \$18 per unit (19%) increase scheduled to take place this coming fall. Although the current increase was, in some measure, predictable due to the aforementioned history, the timing of it (after last year's 13.4% increase), the amount of it (9-10% greater than the local inflation rate), and the over-all impact of it on students, has come as a real shock to all. This latest increase has an invidious effect on all students in the law school, but is especially onerous for Third-World students who have been backed up against the wall on so many fronts at the school. With the foregoing in mind, the Coalition of Concerned Law Students set out to explore the matter - the Coalition is working to lessen the impact of the increase and also attempting to get the Administration to accept its responsibility for finding other funding sources.

During the past three weeks Coalition members and other concerned students met with Vice President for Finance, John Teitscheid and Dean McKelvey to hear their justifications for the increase and to voice their complaints and concerns as well as suggest alternatives to "tapping the easy source" (the students). These meetings, for a number of reasons, were far from satisfactory, but they did serve the function of alerting the attending students to the Administration's approaches. Teitscheid justifies his \$8 per unit share of the increase by pointing to the added costs of moving into the new building. These costs, among others, include higher maintenance costs, bigger utility bills, and more insurance. Teitscheid stated that since law students will be occupying more space they would naturally have to pay for it. At no time did he mention alternative sources of funding to cover these added costs nor did he propose that the school try to ameliorate the increase by being less wasteful, etc. When confronted with suggestions as to how to trim costs, he admitted that it was a possibility but he gave no indication that he would pursue the matter further.

Dean McKelvey, while admitting to a lack of planning in the past by her predecessors (and the current higher-ups) stated that we were in the process of a "great leap forward" which according to her will confer great benefits on all GGU law grads, past, present, and future. The primary mechanism for the 'leap' is to gain AALS accreditation, a move which apparently necessitates: 1) a new building, 2) a larger faculty, and 3) other tangibles and intangibles that will supposedly accrue to the benefit of all students. The Dean, however, failed to mention why one group of students (the current student body) is having to pay the bulk of the cost for the 'leap'. Dean McKelvey, like V.P. Teitscheid, did not mention alternative funding sources, and when the attending students did bring up the subject, the Dean's attitude seemed to mirror that of Mr. T. The one clear picture painted by Ms. McKelvey was this: Tuition increases will not stop with the laying of the last brick on the new building. Future plans call for further faculty pay increases, hiring of new administrators/faculty at the rate of 1-2 per year for the next five years, and cutting the current enrollment from 807 to a constant 750.

So, that is where the matter now stands. The tuition increase is on the books and the students are footing the entire cost of running the school. As things stand now, poor students will not be able to go here. Third-World admissions, already pathetically out of line with the Bay Area population could decrease and those minority students who do get in, will have a much harder time staying in.

In the course of students' talks with the Administration, both the Dean and Vice President acknowledged that increased aid to students in the form of grants, loans and scholarships was necessary although they would make no commitment to this end. Rather, they placed the burden on students to come up with alternatives (although Dean McKelvey did say she'd be willing to help). Students attending the meetings indicated dissatisfaction with placing the responsibility on them and expressed that if this is a priority the administration should make it its own. Be that as it may, it will require constant student pressure to insure that the administration will fulfill the highly limited commitment to which it has agreed.

SOUTH of MARKET GOURMET

by Ricky Rosen

(This column can certainly give one indigestion, so it was with great pleasure that I discovered this contribution from Ricky Rosen which gives me a chance to brown-bag lunch this week. *z.c.*)

It's nice to know you don't have to travel 3,000 miles for home style New York-Philadelphia deli food.

Having just returned from Fox's Delicatessen (corner of 3rd and Mission) let me say if you've been longing for gantzeh New York Deli food, it's available and in San Francisco yet!

I tasted their matzoh ball soup (perfect on a rainy day like today) and it would have made even my grandmother smile. The brisket sandwich was juicy and large, with cole slaw and russian dressing (\$1.60). I must say I was pleased. It was the first San Francisco deli that I have eaten at that 1) did not give me a strange look when I asked for cole slaw on the sandwich and 2) does give weird looks to people who put mayonnaise on pastrami!

Talking about pastrami (\$1.60 range), it also is delicious, lean and warm and makes the rye bread nice and soft. (ED. NOTE: talk about schmaltz!) Meals are served until 3:30 pm. Also, they open for breakfast at 7 am and serve everything from bagels and lox to eggs nova (nova scotia lox with scrambled eggs) and matzoh brai (yes matzoh brai!).

The atmosphere is typical deli. Mr. Fox, the proprietor, informed me that they will move to 2nd and Howard -- closer to The Gate, for our continuing enjoyment, within

sba elections

SBA ELECTIONS ARE COMING UP: DEADLINES

SBA President Richard Wright announces the elections Richard Wright announces that elections for the next SBA (78-79) which will take office this April. The positions to be filled include:

President; Day Vice-President; Night V.P.; Secretary; Treasurer; and class reps.

The elections will take place Mon., Tues., & Wed., March 27, 28, & 29. Deadline for signing up to run is Thursday March 16. Campaign statements must be submitted to the Caveat by Wednesday, March 22 at noon.

The SBA will be turned over to the new officers at the SBA meeting on Thursday, March 30. The new SBA will have to decide on a number of matters this year including the selection of next year's Caveat editor(s), and the composition of the 78-79 Curriculum and Hiring Committees.

the next three months.

So for a hot meal, a good sandwich, breakfast or even just a Dr. Browns Cel-Ray, go to Fox's Deli, 3rd and Mission, and leave your Bromo at home!

(ED. NOTE: For the uninformed -- Matzoh brai (rhymes with "watch ya eye") is a fried Matzoh-egg mash which is the Passover version of pancakes when served with honey, jelly or syrup. It's also used as a chicken stuffing and is highly addictive.)

announcements

WORLD SERIES OF POKER

Remember the Eric Safire World Series of Poker will be held on this Saturday, March 11, at 12:30 PM at Mark Derzon's house at 656 5th Ave., San Francisco. More details and sign-up sheet on 2nd floor candy machine.

LAW REVIEW WOMEN'S ISSUE

This year Golden Gate Law Review is publishing its First Women's Issue devoted entirely to the legal rights of women. The staff recently voted to continue the Women's Issue next year. The volume is aimed at practitioners. Next year, writers will either write short summaries of California court decisions and legislation affecting women for our Survey Section, or will write case comments on recent California Supreme Court cases of particular importance to women, or will write articles investigating particular legal problems in which the writer has expertise or on which he or she will collaborate with a local practitioner-expert lined up by the editors. If you think you would be interested in working on this practitioner-oriented, feminist-oriented issue, we encourage you to enter the Law Review writing competition being held this week.

Law Review Staff

1978 Bologna Summer Program

The Caveat has received an announcement from New York Law School concerning the 1978 Bologna Summer Program. The program is scheduled for July 10 to July 28, 1978 in Bologna, Italy. The curriculum is geared to meet the demands of a contemporary international law practice emphasizing recent changes in international economic accords and the law of the European Common Market. The course is taught at the University of Bologna in English.

To defray the expense of the program, New York Law School has a limited number of scholarships to be awarded to outstanding applicants. Students are urged to apply for these scholarships early in the winter.

For more information, see the Dean's Office.

SUMMER JOB

The Law Students Civil Rights Research Council (LSCRRRC) founded in 1963, is again offering the Summer Internship Program which will place first and second year students in positions focusing on vicil rights, civil liberties and public interest issues. Student-interns are placed preferably in communities where they live or near their schools, or in localities where they intend to practice. The interns use their legal skills in an effort to effect social change for the benefit of minorities, the poor, and the politically oppressed. Interns are paid a subsistence stipend of \$100 to \$150 a week by LSCRRRC, depending on the amount of money available.

All who are interested are invited to come to the Tuesday meeting, March 7 at noon in Room 203. Stephen Magcosta, Western Regional Director, will explain the details, answer questions and distribute application forms.

Those unable to attend the meeting may obtain applications from Wally Allen or the LSCRRRC office (431-3980). The deadline for applications is Monday, March 13.

REMINDER: LAW REVIEW WRITING COMPETITION

The writing competition (see details in the Feb. 21 Caveat, page 2) begins Monday, March 6 and ends Thursday, March 16.

To enter the competition, eligible students must submit a short paper discussing two recent Ninth Circuit Court of Appeals decisions. These cases, including detailed instructions for contestants, are now on reserve in the law library.

Each paper will be evaluated on the basis of (1) statement of the case, (2) organization, (3) the writer's analysis, (4) overall impression (including such things as readability, clarity, style and originality).

Bring papers to the Law Review Office (located in the rear of the library by the vending machines) no later than 7 pm on March 16.

There will be two informational meetings on Monday, March 6, at noon in Room 203, and at 6 pm in Room 209.

NLG PRESENTATION

Steven Rosen, International Hotel tenants' attorney and one of the "Bulldozer Defendants", will be at GGU on March 8 at noon (Room 207) to discuss the post-eviction I-Hotel happenings.

FROM WALLY'S OFFICE

Law Careers Panels this week:

-Sole Practitioner/2-Person Law Firm. Tuesday, March 7th, 12:15 to 1:15, Room 205.

-An Ex-Reader's Perspective on the Bar Exam. Thursday, March 9, 12:15 to 1:15, Room 203.

Please check the placement board for further information including a listing of panel participants.

Class of '77 Employment Information: Includes areas of practice engaged in and geographical location of graduates. Available in the placement office for your information.

ABA REINSPECTION VISIT

Our ABA Reinspection visit has been confirmed for the week of March 13. The likelihood is it will take place the first three days of the week. This inspection is being conducted in accord with ABA requirements that approved law schools be reinspected every seven years.

BAR EXAM REQUIREMENTS

The law library has received a copy of the National Bar Examination Digest which is designed to give up-to-date information on the bar exam requirements for all 50 states.

ber of areas: Admissions, Financial Aid, Academic Standards, Hiring, and the representation of minority students on school governance bodies. In Admissions, the proposals and demands involve alternate "cut-off points", the consideration of non-quantifiable criteria in admissions, the hiring of a Special Assistant for recruiting third-world students, and other practices designed to encourage minorities to apply and stay at GCU. Under Financial Aid and Scholarship recommendations are proposals to make a school commitment to finding alternative funding sources and to extending scholarships on the basis of need. Academic Standards would be altered by the proposals in allowing a grace period in which finishing students could achieve the requisite GPA for graduation, and in revising or abolishing the class standing system. In regard to Hiring, the Coalition echoes the FSC's resolution of this fall which confirmed the school's need to employ more third-world faculty and goes beyond that resolution in demanding that there be no fewer than three third-world faculty on the staff at any time. Procedures of school governance would be altered if the proposals are accepted in that third-world students would be extended a voting seat on all school committees. In addition, the proposals request that closed FSC committee sessions be further limited or eliminated and a policy of full disclosure instituted.

The meetings were attended by both third-world and white students. Most effort at the meetings went into ironing out the Admissions demands. Night students at the evening meeting emphasized that Admissions was the greatest priority time-wise and that these proposals should be corrected per student suggestions and submitted to the FSC and its appropriate committee as soon as possible. TWC students will be working with others to firm up the Financial Aid and Academic Standard proposals.

The on-going efforts to put together a demand of the school to commit itself to affirmative action

The on-going efforts to put together a demand that the school make a commitment helped people develop a fuller understanding of what affirmative action is - that such a program effects every facet of school life and not just one department or committee and that an "informal" affirmative action is a contradiction in terms. Anything less than a formal commitment is being viewed as tokenism. In the words of the Coalition proposal:

We feel that now is the time for the SBA and the Administration to move beyond the tokenism of the past year and aggressively commit themselves to a comprehensive program of affirmative action... Though we no longer see the SBA or the Administration as forums of last resort, we first submit these proposals to you for your endorsement and action. D.C.

on bread & water

\$\$MONEY\$\$

The following are notices of programs (writing competitions, scholarships, etc.)

ABA LAW STUDENT WRITING CONTEST: Open to all students enrolled in ABA approved law schools on the topic, "Access to Justice: Prospects for Developments in Criminal Law." Deadline for entries is May 1, 1978. Winners will receive a set of the ABA Standards for Criminal Justice and a free trip to the ABA's annual meeting in NYC next August; the entry will also be published in an ABA publication. For more information contact: Susan Hillenbrand, Coordinator, Law Student Contest, ABA Criminal Justice Section, 2nd Floor, 1800 M Street, N.W., Washington, D.C. 20036; (202) 331-2260.

ROBERT DAUBER MEMORIAL SCHOLARSHIP: Available to any student who fulfills two requirements. First, s/he must be a student attending an accredited law school in Califor-

and the teacher opposed an arbiter chosen by the Dean would make a final decision. Under the amendment the student's power to reject is eliminated and the arbiter is replaced by an additional faculty member, a change which minority students claim relegates their input to a mere advisory role. Without an effective voice in admissions, students fear that faculty will limit special admissions to those minority applicants who meet standardized criteria while curtailing the admission of those students who show promise that they will return to work in their communities.

To show student and community opposition to the faculty decision and to pressure the faculty into a rescission or, in the alternative, to have Hastings Dean Anderson veto the faculty's action, the Hastings Special Admissions Coalition called for a student strike this past Thursday and Friday. The strike cut attendance by two thirds as students demonstrated in the rain. Anderson's response was to refuse to over-ride the faculty claiming a lack of authority to do so. The Coalition maintains that he does have such authority but is refusing to exercise it because he is in agreement with the faculty. Following announcement of the Dean's decision, an administration spokesperson told the demonstrating students that they were an illegal assembly. As helmeted police were called in to clear the building mid-afternoon, two Hastings students were cited for interfering with an officer in the performance of his (sic) duties. According to Saturday's Examiner, the students claim that they were trying to protect themselves from a police beating. The Coalition is presently considering future moves.

At USF, Dean McKaskle's proposal to reemphasize LSAT scores and reduce special admissions by 50% was defeated on Friday, February 24 in a close faculty vote. In its place the USF Coalition's counter-proposal as amended was adopted. Coalition members had been especially concerned when one professor introduced a compromise proposal which was as unacceptable to the student group as was the Dean's. The compromise went to defeat as well. Leaders of the Coalition claim that their victory would have been highly unlikely without the strong show of support from law students and community groups in the Bay Area at recent demonstrations at the school.

Meanwhile, at Boalt Hall where there are 42 full-time professors, of which one is third-world and two are women, students have organized the Coalition for a Diversified Faculty which includes all four third-world student groups, the NLG, the women's association as well as the student government. The Coalition's aim initially was to pressure the faculty to hire more minority teachers and women but this was broadened to a demand to also hire professors in "non-traditional" areas including public interest law and legal services. This year the faculty are to hire 5 new full-time professors as well as fill part-time positions. While the faculty claims to be looking for minorities, none of its 5 current offers are going to third-world candidates. The Coalition charges that this is due to a faculty practice of limiting the pool of candidates to the top graduates of highly acclaimed law schools. The Coalition has called for a student strike and teach-in March 22 open to all to demand that the candidate pool be expanded and that affirmative steps be taken to hire third-world faculty.

nia, and second, that the student be a resident of the County of Riverside, CA. Amount is \$1,000. Deadline on July 31, 1978. Applications should be mailed to the Riverside County Bar Association, 3765 Tenth Street, Riverside CA. 92501. Applicants should submit a letter stating academic, civic and employment achievements; also students should furnish a transcript covering their last two years in school.

JOANIE CAUCUS EXXON SCHOLARSHIP: See the Dean's Scholarship file. Available to women over 30 who are interested in becoming lawyers. Exxon Educational Foundation.