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Caveat, March 25, 1974

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CAVEAT



VOLUME IX

No. 14

Golden Gate University School of Law

March 25, 1974

CAVEAT EDITOR APPLICATIONS

The SBA will be holding open interviews for the selection of the editor of Caveat for the 1974-75 academic year. The interviewing will begin in two weeks. The position carries a full tuition remission.

Interested persons should submit a written resume, along with their ideas on what the Caveat should be and could be, to the SBA box in the faculty center by March 29.

The SBA, and any other interested students, will interview each applicant and the SBA will submit its choice to the Dean's office, which has a veto. Everyone submitting an application will be contacted for an interview time.

J-COUNCIL DECISION

In the Matter of the Grievance Petition of Andrew Allen

Andrew Allen, a first-year law student, was the only active member of the Speakers Committee for the Student Bar Association. Controversy arose over some of the decisions he made in regard to speakers invited to the law school through the Committee. As a result, the Student Bar Association, at a regular scheduled meeting, abolished the Speakers Committee and took over certain activities in regard to speakers. The action taken by the SBA was taken without notifying Allen that such a matter was to be considered, and as a result, without an opportunity for him to be heard or present arguments in favor of retaining the Committee or in defense of his stewardship of the Committee. It is from the action of the SBA that Allen filed a grievance with this Council.

A hearing was set by the Council and all affected parties were notified, and general notices posted of the time and place of the hearing. At the hearing the designated member of the SBA who was to represent the position of that body before the Council failed to appear. Other representatives of the SBA did speak in an attempt to present some of the facts surrounding the SBA action in this case. And, after the hearing, the Council received and considered a full written statement of

(continued on page 5)

AD

FOR SALE: Photobuttons machine.
Makes 2 1/4" badges. Hand designs OK.
Good for school/political use.
\$45 658-3272

RAMBLINGS FROM THE MOUTH

By Judy Browne, SBA President.

To quash any rumors about the Bar Examiners' postponing any of the new requirements for the 1975 Bar Exam, they haven't.

The SBA would very much like to provide free coffee at least one morning a week, noon and evening movies, student orientation this Fall, faculty/student fall picnic, and a book exchange next semester. However, because SBA funds consist of \$2.00 per person a semester (700 students) or \$2,800 a year; and because SBA has fixed expenses of \$1,600 for Caveat, \$525 for graduation ceremonies, \$500 operating expenses (that the school sets aside and we never see), \$150 petty cash (that gets doled out to us in \$50 dribbles), totalling \$2,775; SBA has approximately \$25 to spend on student activities. This predicament came about two years ago when the then SBA did nothing with the compulsory student fees of \$5 a semester, and the students voted to reduce it to \$2 a person per semester. As a consequence, the Frank Wiseman film Juvenile Court that the SBA would like to bring here will have to at least be paid for in part by an admission fee by students. Hopefully we'll be able to show the film in April both during the day and in the evening in two parts (25¢ admission each part).

The summer school this year will be totally in the evening and will consist of both 7-1/2 week and 10 week courses. Conflicts will be offered in 10 weeks, hopefully Corporations (3 units) will be offered in 7-1/2 weeks. What courses to be offered will depend on who we can get to teach something. We are looking for an instructor for a 3 unit basic tax class, as well as instructors for such courses as Accounting for Attorneys, Bankruptcy, etc. The 7-1/2 week summer

classes will require two nights a week for 3 units, but would provide a summer vacation to students opting for the 7-1/2 week session. Of course, students can mix and match courses if they so desire.

The BRC Bar Exam Course is offering at least two full tuition scholarships to third year students to take their course. The SBA, at tonight's meeting, will set up a committee to select the recipients. Posters telling about the scholarships should be up now, and you can get further information about them from me. Applications can be returned to the SBA mailbox in the faculty center.

Tonight's SBA agenda will include discussion and vote on a resolution presented by the Guild Affirmative Action Committee, and a resolution requiring student members on faculty/student committees to report to the SBA.



CAVEAT is published at 536 Mission Street, San Francisco, CA 94105



Editor: Jack L. Kessler

Assoc. Editors: Ralph Behr, Jeff Blum

Staff: Peter-Paul Alcantara, Andrew Allen, David Dickson, Ron Kagen Philip Smith



The views expressed in the CAVEAT are not necessarily those of the law school, nor of the Student Bar Association.



CORNUCOPIA

Peter Alcantara

49¢ sandwiches devoid of the usual poisoned pickels and other synthetic shit, organic vitamins and minerals, pure flours, rice, natural cheeses, organic beauty products and a fine natural toothpaste that's infinitely superior to "Crest" and "Gleem"? All these fine products are a 7 minute walk from GGU, GENERAL NUTRITION CENTRE, 732 Market Street next to WESTERN UNION. They also take food stamps.

CLOTHES OUT BOUTIQUE 220 SUTTER S.F.
PH 989-0680

Open M-Sat 10:30am - 6pm, this is an outlet for manufactureres of "Mod" women's clothing, with discounts of up to 40% off. They also have bargain basement sales twice a year for people on their mailing list.

THE HEAT SHEET - A NEW SENSATION IN BED!

Made of a miracle fabric called "THERMALFAB" the marketers claim that this sheet reflects your body heat, upward, thereby eliminating the need for a lot of night time heat - an energy saver and utilizer of natural sources. Write WORLD ART & GIFT SHOP, 10 T, 606 E State, Westport, Conn. 06880.

TAX DEDUCTION

According to the WALL STREET JOURNAL, the new Tax Court has ruled that in effect, "Vasectomies and Voluntary female sterilization is a legitimate tax deduction" (medical).

AVIS USED TRUCK SALES

With Spring upon us, the lure and smell of the open road before us, some of you might be thinking of purchasing a van or truck. AVIS has vehicles for sale, you arrange your own financing or pay by cash. Call them to see what they have in stock. Ph-285-3500, located at 3000 3rd Street, S.F.

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LUCCA'S DELI LOCATED AT 21st STREET AND VALENCIA, S.F.

This Italian Deli has a wide selection of cheeses and other delicacies. Cheese prices range from a \$1.19 a pound to about \$1.89. Regretfully they do not take food stamps but their lower prices compensate for this inconvenience.

HAN'S SPECKMANN'S LOCATED AT 24th STREET AND CHURCH ST., S.F.

This German deli has probably the largest selection of German sausages and cheeses etc. Regretfully they also do not take food stamps. Don't go on Saturdays, the place is packed. Prozit!!!



STUDENT DIRECTORY

A law student telephone listing is being planned for publication this semester. It would contain name, address and phone number, one line per student, and would appear as a supplement to the Caveat.

Some students may wish to have their name, address and/or phone number omitted from the list. The list conceivably could fall into the hands of commercial interests, though steps will be taken to prevent that.

To provide an opportunity for those who wish to opt out, a clearly designated sheet will be posted for three weeks, now through April 1, on a bulletin board near Dean Bader's office.

Publication of the listing, as was done two years ago, is planned on the premise that it will provide a service and convenience to students, of a kind and degree far outweighing the possible annoyance factor of a small increase in junk mail. The listing will be distributed free, one to each law student.

LETTERS

Editor:

1. Re Mary's Bulletin for 3/20/74:

How much money and when for what? All upon registration? One-third with two payments due 7/1 and 8/1? What's the game plan? We veterans don't receive our bennies in lump sums at the beginning of the semester but at the beginning of each month.

2. Suggest, seriously, you retitile "Mary's Bulletin" to "Mary's Bullet".

Dave Frank



• Editor:

Racism and oppression in this country take many forms. The courts can be one of the instruments of this oppression as well as one of the forces ameliorating it. While the San Quentin Six trial in Northern California has had attention focused on it, there is an ongoing travesty of justice in the south half of the state.

On April 2, 1971, two police officers were shot in Riverside, California. Eye-witness reports were of three white and one black teenagers. Police suspicion immediately fell on Gary Lawton, a black community organizer. Although Gary is 6'3" and 33 years old, he was questioned several times and given three lie detector tests, which 'proved' him to be innocent. Six weeks after the murders, the police still had no leads. They arrested Gary and two other black men, Nehemiah Jackson and Zurebu Gardner. Although these three men had never seen each other before, they were indicted for murder and conspiracy to commit murder.

Lawton and Gardner and Jackson have been tried twice. The first jury hung 9-3 for acquittal. After this first trial, Nehemiah Jackson was severed from the case, since the prosecution felt that his appearance and reputation was standing in the way of a conviction for the other two. The only witness against him has been convicted of perjury and it is likely that his case will be dropped. Bail was finally granted, freeing the brothers after almost two years in jail.

The second trial was marked by the testimony for the defence by four men (inmates in jail with a prosecution witness) that the witness had been bribed by a Riverside detective. This jury also hung, 8-4 and 7-5 for conviction.

The second jury was not selected to eliminate race prejudice, due to the defendant's being represented by a public defender, with the result that many jurors voted to convict on the basis that Lawton and Gardner are black alone.

For some reason, the government has decided to drag the brothers through a third trial. It seems that the forces of law and order are determined to railroad these men, guilty of nothing but the attempt to organize to better themselves and their communities.

Gary is coming to speak at Golden Gate about racism and the legal system (the date and time will be announced). All those interested in Constitutional rights should come.

Margie Siegal



J-COUNCIL DECISION

the SBA position from the designated representative.

The Council has concluded as follows:

1. The action of the SBA was taken as a result of disagreement by a majority of SBA members with choices of speakers and arrangements made by Allen.

2. The SBA has never adopted any statement of policy or given any formal direction to the Speakers Committee to guide it in its work.

3. The action of SBA amounted essentially to a condemnation of the efforts of its only active member, Allen.

4. No reason existed why Allen could not have been afforded an opportunity to present his views to the SBA in regard to the functioning of the Speakers Committee prior to its vote on abolition.

5. The procedure followed by the SBA under the circumstances denied to Allen the elements of fairness and due process that are requisites for the functioning of that organization in the framework of the law school.

In light of the foregoing conclusions the Judicial Council hereby sets aside the action of the SBA abolishing the Speakers Committee and establishing new procedures regarding speakers at the law school. The effect of this decision is to return the situation to the status quo prior to that action.

The Judicial Council further states:

1. Nothing in this action should be construed as approving the stewardship of Allen as chairman of the Speakers Committee. To the contrary it appears that decisions made by him as speakers were essentially haphazard and controlled by considerations of convenience.

2. The SBA should fulfil its obligation by appointing necessary members to the Committee to assure that decisions of a "Committee" are not merely the decisions of a single individual functioning in the name of a committee.

3. The SBA should adopt promptly a statement of policy and objectives to guide the Speakers Committee.

4. Nothing in this action should be construed as prohibiting the SBA from abolishing the Speakers Committee, provided that any such action is done consistent with fundamental concepts of fairness and due process.

March 14, 1974

By the Judicial Council

Mike Hardy
Christine Hodges
Jeff Korber
Pat O'Brien
nie Segal

