The Forum (Volume 19, Number 6)

Valparaiso University School of Law
SBA President Murray Calls Special Meeting

By Allen Fore
Forum Editor-in-Chief

The Student Bar Association held an emergency meeting on January 27 to discuss issues vary­ ing from the power of the SBA president, to the distribution of office space in the ABA office.

The meeting was marked by occasion­ ally heated discussion between board members and students in the audience. Only one resolution was voted on -- a motion by board member Mr. Garth Grover to turn over the SBA board, which, in effect, halted efforts, at least temporarily, to have the ABA removed from the SBA office. Following the meeting, various participants in the meeting commented on the background of the conflict.

"I called the meeting as a result of a number of complaints I have had about use of the SBA office," commented SBA President Tim Murray. "Assistant Dean Curt Cichowski said that any decision regarding office space needed to be made by the SBA board. I wanted to resolve the conflict at the source."

A dispute on allocation of office space apparently arose when all thought the meeting was gen­ eral according to President Kevin Speer, SBA Vice President. "Alison Mreaker, a vocal observer at the SBA meeting, thought the meeting was general­ ly unproductive. "If there had been a productive discussion between the disputing parties before it got this far, the situation that resulted might not have happened."

The further question of the SBA President's authority to determine office hours, office space, etc., con­ cerned Mr. Speer. "I think we should let the SBA board vote on this issue. But a president of any organization must have authority and control over the of­ fice. The Center has enough of a par­ ticular book in stock for the next semester, they may not buy back the book and have any control over the prices."

Another alternative is a buy­ back plan. "We will probably sell the student receives 25 per cent of the original price, contingent on the present supply of the book. If the ABA and SBA have "co­ existed" for many years, and that the ABA is the "only member of the SBA board that has direct con­ tact with other schools." This is an issue of concern, but I don't think this whole issue is a big deal," said Murray.

If a certain textbook will be used the following semester, students receive 50 per cent of the original price, contingent on the present supply of the book. If the ABA and SBA have "co­ existed" for many years, and that the ABA is the "only member of the SBA board that has direct con­ tact with other schools." This is an issue of concern, but I don't think this whole issue is a big deal," said Murray.

If you are tired of carrying your weight in books to school every day, you should take a look at the Book Center. If you are swimming in sweatshirts, T-shirts, and VU paraphera­ lia ("Vutech Wear!" t-shirts have been hot items lately). Other costs to operate the Book Center include a rental fee paid to the University, freight expenses, processing, and salaries for students and staff. The Center can also handle any special orders for books not cur­ rently in stock. The price is the same as for books presently car­ ried, and the books can arrive overnight or at most in four days from the time the order is placed.

For buying books back at the end of the semester are set by publishers and wholesale buyers' prices. Students receive 25 per cent of the original price, contingent on the present supply of the book. If the ABA and SBA have "co­ existed" for many years, and that the ABA is the "only member of the SBA board that has direct con­ tact with other schools." This is an issue of concern, but I don't think this whole issue is a big deal," said Murray.

SBA Vice President Kevin Speer counts down the days remaining until his graduation.

Salaries for Book Center person­ nel are paid by profits on gross sales of other items sold at the Book Center, such as sweat­ shirts, postcards, and other VU parapher­ aлиа ("Vutech Wear!" t-shirts have been hot items lately). Other costs to operate the Book Center include a rental fee paid to the University, freight expenses, processing, and salaries for students and staff. The Center can also handle any special orders for books not cur­ rently in stock. The price is the same as for books presently car­ ried, and the books can arrive overnight or at most in four days from the time the order is placed.

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By Allen Foro Editor-in-Chief

As some of you know, I've moved from Associate Editor to Editor with this issue. You won't see many overall changes just yet, because I think the Forum staff has been doing an excellent job.

The first semester staff--editor Nadine Dahn, section editors Linnea Nelson, Kevin Speer, J.C. Anderson and Krista Garman--all deserve a lot of credit. They worked tirelessly to produce a newspaper that continues to surpass itself in quality with each issue. Other staff members, including Tim Baker, Mike King, and Jim Zieba, just to name a few, have also been essential to the newspaper's success.

I assume this position with the previous experience of two years as Editor of my college newspaper. I swore I would never do it again, but, well, here it goes.

A sincere thanks also goes to the Student Bar Association for having the confidence and foresight to extend the Forum the financial support to make production possible. In the past, it may have been a shaky investment. Today, and in the future, I think the SBA will consider their support a good investment.

We appreciate your continued support of the Forum. We've come a long way, and we have many new, progressive ideas to make the paper even better. It's our hope to make the Forum one of the best law school papers in the country. I look forward to working with you to achieve that ambitious goal.

Church/State Seminar Planned

By Mark Obilger Forum Staff Writer

On Saturday, February 4, 1989 at 10:00 a.m. there will be a symposium on church-state relations here at the law school. The event is being sponsored by the Federalist Society and the Christian Legal Society. Each seminar will follow a debate format with opening statements being made by each panelist and then questions to the panel from the moderating judge, other panelists, and the audience.

These panels will be comprised of four members chosen for their differing views. Each panel will be moderated by the honorable Judge Kanne of the 7th Circuit. The purpose of this symposium is not only to educate, but also to intellectually stimulate with a variety of legal perspectives.

The first panel beginning at 10:00 a.m. will be discussing the Supreme Court's Lemon test, the current status of freedom of establishment and free exercise of rights, as well as future trends.

The second panel beginning at 1:30 p.m. will discuss the teaching of the first amendment in the public schools as a separate course as well as integration within traditional courses.

The final panel will discuss the religious free speech rights of a student in public schools at 3:30 p.m. The members of this panel will be our own Dean Bodensteiner, Professor Marshall from Case Western Reserve University School of Law, Mr. Crain a Tennessee attorney with the Rutherford Institute, and Professor McConnell from the University of Chicago School of Law. Professor McConnell is known for his scholarship with Supreme Court Justice Brennan and Judge J. Skelly Wright.

Church/State Seminar Planned

Student Body Meeting Held

By Donna McCoy Forum Staff Writer

The first student body meeting of 1989 was held on January 19. Various school organizations made announcements regarding upcoming events and policy changes.

On February 15 at 11:00AM, the Indiana Supreme Court will hear arguments in Room D. The event is sponsored by Phi Delta Phi law fraternity.

Effective January 30, all student organizations were moved to office in Heritage Hall, located just behind Wesemann Hall. The organizations will hold regular office hours.

BLSA announced that February is Black History Month. Various events are planned to celebrate the month. Check the BLSA board for details.

The student conference room is available for student use. A sign up sheet is located in the SBA office.

The SBA office is open for student visits, but guest are asked not to "trash" the office.

Professor Bramer will give his inaugural lecture for promotion to full professor on March 30.

The next student body meeting will be held Wednesday, February 1 at 10:00AM in Room 1104.

New Library Hours

Saturday-Sunday: 9A.M.-12A.M.
Monday-Thursday: 9A.M.-2A.M.
Friday: 9A.M.-12A.M.
Editor's note: with the new addition of hours in the law library, VU may very well rank first, in hourly usage, among all law schools nationwide (according to a study by the New York University law school newspaper).

Congratulations!

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DO YOU KNOW WHERE YOUR MONEY IS TONIGHT?

At our financial cooperative it goes as loans to members.

We advocate VUCF certificates for a secure investment. Call us for rates.

DO YOU KNOW WHERE YOUR MONEY IS TONIGHT?

For cards, sweatshirts, stuffed animals, books and gifts.

SPECIAL

$4.99

All you can carry used reference books.

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The Honor Code Dies

By Jeff Boulton Forum Contributor

The Honor Code died last semester. Having suffered from severe illness and neglect for most of 1986, the Code finally gave up the ghost on December 8, 1988, an appropriately somber date to mark the occasion. The last five days of the Code's application expired at the end of the semester. On Thursday, December 8, I came down with a virus. On top of a low grade, my body was in a state of acute exhaustion, and I was suffering from acute, uncontrollable perspirability. The virus was a teacher, testing me by requiring me to verify my condition, I paid a visit to the University Health Clinic where a nurse confirmed my layperson's diagnosis. I was instructed to return for a second and, if necessary, third round.

I was able to study and I was concerned that I might experience a sudden attack of Newton's Second Law during my second semester examination. Thus, I decided to return to the law school to ask Nancy K. for permission to take the exam on the following Monday. That request was granted.

On Monday, I returned to the law school to plan the Fed. Practice Exam. However, Nancy K. informed me that Prof. Bracy had decided that no one would be allowed to take the late exam. Instead, we were going to take an "extra" exam "sometime next semester." Subsequent to this, I learned that Prof. Bracy and the student who had not taken his exam had "reached an agreement." Thus, my right to anonymity had been compromised.

"And so, my friends, we did it. We set out to change a nation, and we exchanged a world. Goodbye, God bless you. And God bless you, the United States of America." With these words, the curtain fell on Ronald Reagan's eight years as President of the United States. Those were indeed years of success, progress, and opportunity. They were tainted, at times, with policies gone awry, hint of scandal, and uneven leadership. Still, Ronald Reagan leaves the center stage as one of the most popular American Presidents of this century, and perhaps, of all time.

I remember a Time magazine cover story in 1985 that asked, "Why is this man so popular?" The answer, the question, is elusive. The often suggested response is Reagan's mastery of the communications media. He was on television, honed to an art during his years as a motion picture star. He always seemed to be speaking to everyone personally, and many of the questions we had about him didn't agree with what he said, they liked the way he said it. They believed in his sincerity and his commitment to his ideals. They believed in Ronald Reagan.

But what did Ronald Reagan's upbringing—the days of near poverty in Dixon, Illinois; washing dishes to pay his way through Ureka College; getting his shot at radio WGO in Des Moines. But I'm one of those sentimentals who still believes there is something grand about the person who started out poor and made it to the top. There still is an American dream, and Ronald Reagan lived it. He played the leading role in a success story about America, and he played it well.

Reagan certainly had his failures—Iran-Contr and the budget deficits to mention only two. I had my doubts, too, during the midst of the arms for hostages fiasco. Before that, I always viewd Reagan as larger-than-life—the quintessential American hero. He survived an assassination attempt, cancer, was elected to two terms as governor and two as President of the United States, and could seemingly do no wrong. When the mirage was broken, Ronald Reagan appeared. He wasn't perfect, or even close.

Still, he was what he always claimed to be; a common man from Tampico, Illinois who had tried to do his mother, Nellie, proud.

When young people think of their heroes today, they think of such fleeting figures as Tom Cruise, Clint Eastwood, or Tom Cruise. Perhaps they don't know that what is meant by a real hero. To be a real hero is to serve yourself and the people around you. Someone who makes you feel good about yourself and your outlook on life. Someone who makes us think of the heroes of days gone by.

Theatres of the Absurd

By P.S. Marchand Forum Staff Columnist

Theatres of the Absurd arrived at the School of Law last Friday, and many law students are hailing it to me a hateful term of opprobrium and contempt. It's a show, you see, that was invented for a semester of SBA hi-jinks that can only be described as bizarre, surreal, excruciatingly self-consciousness, and batshit personal political acting.

For nearly so many, we sat through a tiresome, boorish repugnance of personalities and bickering that was by turns amusing, surreal, daft, and ultimately trivial to the nth degree. In the race of a student audience, a small, self-seeking clique within the SBA high command directed the drama, giving us all a not-so-nostalgic glimpse of what high school was like. At issue, it seems, are the powers of the SBA President to direct his or her organization. It is how the issue was sought to be defined. What actually seems to be occurring is that a struggle is shaping up for control of the SBA. At the root of the crisis is the fact that there are far too many aspiring--and disloyal--Chiefs in the SBA and not enough Indians. Instead of having an SBA staff with all of whom he can work, and upon whose representations and good faith he can rely, SBA President Tim Murray finds himself confronted by a clique of individuals who resemble nothing so much as a pack of greedy, needy, frivolous harem eunuchs of the last days of some decadent Empire. And their latter scheme, plan, and eagerly compass and await the downfall of Mr. Murray, at whose political funeral they are willing to pay any parts but those of the SBA President.

Now in fairness let be said that these strictures do not apply to all disloyal--Chiefs in the SBA leadership. But they do apply to enough of that body that the SBA President finds it intolerable. In sum, the question is how the issue was sought to be defined. What actually seems to be occurring is that a struggle is shaping up for control of the SBA.

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C.B.S. government. Now I just want my form meanness. Then I thought about be mean, and those who showed cye."

board spent less than five minutes been stolen from the law school.

SBA 'agenda' was the issue of whether is that such a big problem? We clad important for ABA to be in that of-

It was soon apparent why the SBA meeting was not to consider Ed sources of conflicting informa-

"He didn't want to have feedback, they would be able to make sure little or mos-

The experiment is conducted with a given number of first year

The experiment can easily be a success. None of them were my
daughters of showing their</s>
Message From The President
By Tim Murray

Welcome back to the school everyone. We hope all are ready to start our final semester this year. For graduating 3Ls, our final semester begins February 7.

Rumor has it that security calls of parking violations will be ticketed. Specifically, the parking violations are 60% of the law school and stated that students parking on the yellow curb in front of Heritage Hall. The move should now be directed to everyone is pleased with the new arrangements; I know we here in the SBA office are.

Let’s talk for a moment, briefly about marriage, engagements, and yes folks, I mean that wonderful world of romance. Can anyone give us a definite count as to how many couples have become engaged or even married this year? Don’t drink the water at the law school because something contagious seems to be going around. It seems to have started back in November with Blackshank (and my sister, of all people), then Kevin and Kim, Georigeonne and Brian, Rob and Melissa, Scott Teach and new wife, Cindy. Phillips gets married, and then there’s yours truly and Miss Wagner, where will this madness end? Can someone please give us a definite body count?

Boulder, continued from page 3

compromise. While I truly feel that the procedures of the past (the school’s “common law,” as Dean Bodensteiner put it) should have been honored, I proposed a settlement. Because I had refused to attend the last 22 of the 28 scheduled classes, I offered to take an Administrative Withdrawal. I felt that giving up the course and the work that I had done on my own, in exchange for not having to take a non-anonymous exam, was a fair offer. Professors Bracy and Bodensteiner refused to give me a withdrawal.

The discussion went in circles for a couple of hours. Yet, with all the “common law” power to an obvious conclusion stare decisis was not to carry the day. Dean Bodensteiner refused to enforce that traditional procedure for a late exam. Instead, he sat back and waited for either Bodensteiner or the Honor Code. Whatever he did, and new wife Judy, Cindy Phillips gets married, and then there’s yours truly and Miss Wagner, where will this madness end? Can someone please give us a definite body count?

Boulder, continued from page 3

I have one final question. What right did Prof. Bracy to assert the need for exam security? If a student cheats on an exam, the ones who suffer any distinct and palpable injury are the other students whose grades will be affected. Perhaps Prof. Bracy was trying to assert the rights of his classmates in the Fed. Practice course. It can certainly be argued that, as a professor, Bracy enjoyed the requisite special relationship with his students, which might give him the right to assert such a claim. However, it was Dean Bodensteiner, in one of his memos last semester (see Memo to students re: Building use and Maintenance), who wrote very emphatically about the need for students to develop an attitude of professionalism. What he said was that the Honor Code was designed to further that concept in light of its impact on the Honor Code.

For the folks upstairs, I find Prof. Bracy to be inexplicable. But, Dean Bodensteiner? Perhaps at the end of his tenure, the Dean is too tired of dealing with these sorts of conflicts that this time he chose not to. Perhaps he thought that his actions were exactly what the Honor Code is all about—stated and directed to the Honor Code. There was certainly ample precedent for that. However, it was Dean Bodensteiner, in one of his memos last semester (see Memo to students re: Building use and Maintenance), who wrote very emphatically about the need for students to develop an attitude of professionalism. What he said was that the Honor Code was designed to further that concept in light of its impact on the Honor Code.

The opinions expressed are those of the by-lined authors and not necessarily those of the law school or undergraduate faculty, students, or administration.

Please send correspondence to The Forum, Valparaiso University School of Law, 300 Heritage Hall, Letters should be brief, typed, and double spaced, and to the point. The editor reserves the right to edit submissions to assure grammatical accuracy and to keep the letters to a reasonable length

The Forum is published bi-monthly during the academic year. Subscriptions are available for $10.00.

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BLOOM COUNTY

GRACIOUSLY YOU CAME, BUT IN THE END IT WAS ALL A BLOOM COUNTY

GRACIOUSLY YOU CAME, BUT IN THE END IT WAS ALL A GRAPEVINE PUBLICITY.

GRACIOUSLY YOU CAME, BUT IN THE END IT WAS ALL A BARBER SHOP PUBLICITY.

GRACIOUSLY YOU CAME, BUT IN THE END IT WAS ALL A NURSING HOME PUBLICITY.

GRACIOUSLY YOU CAME, BUT IN THE END IT WAS ALL A HOSPITAL PUBLICITY.

GRACIOUSLY YOU CAME, BUT IN THE END IT WAS ALL A SCHOOL PUBLICITY.

GRACIOUSLY YOU CAME, BUT IN THE END IT WAS ALL A MILITARY PUBLICITY.

GRACIOUSLY YOU CAME, BUT IN THE END IT WAS ALL A POLICE PUBLICITY.

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The possibilities are endless I really enjoyed reading the advertisement in the newspaper about the new clothing line. It is really beautiful, but I would never wear it.

The ad is about a new clothing line called "Fashionista" and it features elegant dresses and suits. The clothing is made from high-quality materials and is available in a variety of colors.

The advertisement mentions that the clothing line is designed to appeal to women who want to look stylish and fashionable. The clothing is made to fit well and is available in sizes 0 to 16.

The advertisement also mentions a special promotion where customers can purchase two dresses for the price of one. This is a great deal and is sure to attract many customers.

Overall, the advertisement is well-written and visually appealing. It successfully conveys the message that "Fashionista" clothing is designed to make women feel confident and beautiful.
NCAA Policies

By Matt Begoske
Forum Staff Writer

Okay, quick quiz, which of these doesn't belong: A Cro-magnon man, B Sundaic elephants, C college football and basketball players, D Big rocks and soap dishes.

Why the answer is "B" of course. (Moderate level: men generally scored better in Reader's Digest IQ tests, than the other three categories. Please note big rocks and soap dishes placed 2nd.)

Is this surprising any of you, you may qualify to be a voting committee member of the N.C.A.A. (asking for more money from me. Sometimes who just a few years ago came to the astonishing conclusion that it's possible that college athletes aren't meeting their minimum academic requirements, (Reading, talking, walking upright.)

What was their first clue? The fact that athletes are seen in class as often as the stealth bomber seen on radar? (shattered students?) The fact that all the athletic conferences graduate less football and basketball players than the number of "Boobies on the Supreme Court? Or the fact that a certain pac 10 football team was the subject of a national geographic paleontology exhibition?

For this surprises any of you, you may qualify to be a voting committee member of the N.C.A.A. (asking for more money from me.)

Basketball at Law School

By Kurt Larson
Forum Staff Writer

We won - they lost! This win was in remembrance of Troy - "I'll sell you some 500 Turkish coffee beans and women's classes with pi damaged, last year's coach and all around team leader. This year's team leader, Mark Niermeyer's mother, picked up the torch and led Depayed Hearts to victory. Mrs. Niermeyer was not available for comment, something about a panel violation.

Final score of the game was something like 16-0. Professor Germain and Paul Ditama had stellar performances. Mr. Ditama, a new comer to the sport, blocked The bystander responded "outrageously hip." the lack of a track program here at VU, and to keep the enthusiasm going during the off season.

In order to raise money for the trip, the team had a run-a-thon. The run-a-thon took place on the and basketball programs. I can't name a winning football or basketball team that isn't a majority of minorities. (Please don't misconstrue this as a racial state thrilling academic academic academic academic academic to show what a bunch of spineless athletes and if lacked proposition 42, rather than actually try to make an accounting of their actions.

You see this is how college athletics work. If the N.C.A.A. really gave a damn, they'd offer athletic scholarships for every real athlete that graduate with real degrees. No grad stu degrees, no free rides. If the coaches really gave a damn, they'd make those dumb asses ride the pine for failing those remedial courses. Of course, they would reduce the pac 10 to the pac 2, the big 10 to the big one, and the big 8 to a remnant of the past.

And if parents really gave a damn, they'd have purchased them entitled girls, drugs, money, and the continual adoration of the university. And they were horrible! Lord only knows what would've happened if they won.

So if we really have to worry about somebody, let's worry about a real crisis group! Fat, drunken, in debt law students, entering a flooded field, with the morals of the average bannana slug. Not that banana slugs are lower forms of life. Not at all, some of them sit on the N.C.A.A. rules committee.

Cross Country

By John Germain
Forum Sports Editor

On Saturday, February 6th, Pro­

fessor "Coach" Straube will take his VU men's team to cross­

country teams to Seattle, Wash­

ington to compete in the TAC Cross­

Country Championships.

The event is divided up into four different race courses runn­

ing on an 8K for Jr. men, a 4K for Jr. women, a 12K for Sr. men, and a 4K for Sr. women. The runner with the best time will get the opportunity to compete for the N.C.A.A. in the coming season.

"Coach" Straube, who is part­

icipating in the 12K for Sr. men, is using this race to compensate for the have to prove they could make their mark with an "X" and prove they're housebroken.

Good things happened, func­

tionally illiterate athletes sat the bench and were introduced to some great literary works like Dick and Jane, Snoopy Come Home, and Big Bird's Big Adventure. Mean­

while athletes who could perform on the academic side bested rec­

rating 75 percent of the alphabet could play.

But the N.C.A.A. didn't feel like they did enough, so they passed proposition 42. [According to the N.C.A.A. 42 comes after 43.] Pro­

position 42 said athletes had to meet a certain SAT/ACT score to be eligible for an athletic scholarship.

Now (if you really want to see a coach on the verge of a depraved heart frenzy, go tell him that the N.C.A.A. is being picky because he recruited isn't coming because he was horrible! Lord only knows what would've happened if they won."

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Basketball at Law School

By Kurt Larson
Forum Staff Writer

We won - they lost! This win was in remembrance of Troy - "I'll sell you some 500 Turkish coffee beans and women's classes with pi damaged, last year's coach and all around team leader. This year's team leader, Mark Niermeyer's mother, picked up the torch and led Depayed Hearts to victory. Mrs. Niermeyer was not available for comment, something about a panel violation.

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