The Forum (April 1985)

Valparaiso University School of Law

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Part of the Law Commons
By Linda Peters

The Honor Commission recently completed a two-year study of the current honor code and alternative theories. The Commission drew up a report and submitted a proposed honor code to the administrative faculty, Student Bar Association, and Student Bar Association Council. Presently, the SBA is reviewing the report and plans to have an open meeting for all law students to discuss the new proposal. Several of the proposed codes are on file in the library along with several copies of the old code. Students are invited to come and see these codes and compare and contrast the two.

When anyone is asked to look at them from the point of view of the respondent (the person who is charged with a violation). It is important that the students take their time and go through the proposed codes first, and then have the faculty vote on it. If the proposed code passes, then a copy will be sent to Valparaiso University President Robert V. Schandel for approval," said Professor David A. Myers, Honor Commission member. "We have also changed the role of the student hearing officer. The proposed honor code contains many items from the present code. First, the student respondent will now have the opportunity to review his or her case with the Commission. The student respondent will then have a right to a public hearing, to have a designee or advocate of choice. There is a motion for a recount just in case a problem existed, "said Peters. "We can start with a fresh slate and good attitude."

Peters also went on to say that she meant everything she stated in her campaign. She is still going to have my opponents still get involved in the school," said Peters. "I am still going to make sure the school is well run.

Student Representatives for next year's second-year class will be John E. Gannon, Jennifer J. Rejewski, and Tina L. Norman. Robin A. Smith was elected 3L Faculty Representative, while Michael D. HoefkerKamp was elected ABA/USC Representative. Turnout for this year's elections was fairly high compared to past elections. Approximately 200 first and second-year students voted out of an enrollment of 257 for a total of 78 percent of the vote. Much of this will be attributed to the fact that a first-year student and a second-year student were opponents for SBA President. Students who had both lost both of their first two rounds would move on to a single-elimination, semi-final round. Only two teams would then emerge from the semi-final round. Unlike the National Moot Court and Mock Trial competitions, the two teams of the regional rounds advance to the national competition, only one team advances from the regions to the National Client Counseling Competition which is to be held in Malibu, California this year.

Three teams competed against one another in each match. In each round teams had to perform two tasks. For one, a client counseling team would have to interview a client for approximately an hour and a half. The second was a 15 minute summation period in which team members would discuss issues and strategies, and dictate a novella for the judge. No scores were ever kept over the course of the competition. Judges used evaluation sheets and then subjectively chose who they felt was the winner. A number of criterias were used to evaluate the teams. Some of these included establishing effective client relationships, analyzing a client's problems, developing alternative solutions for the client, and being able to communicate moral and ethical problems, and effectively counseling an interview. Judges also primarily looked at a team's counseling skills. Legal skills were secondary.

Three judges observed each of the teams, the members of the bar or law professors, while the third would have more of a counseling background. The third judge was typically a senior partner or law firm counselor.

The competition revolved around wills, trusts, and estates. Fact situations varied progressively harder. In each round there was also several ethical and conflict of interest issues. "All sorts of crazy problems could arise," commented one judge, "I also had to discuss," said Assistant Dean of Student Affairs and faculty advisor for Valparaiso's client counseling team.

The only other controversy came when Raymond A. Nash was placed on the wrong side of the third-year ballot. Nash was placed under 3L Faculty Representative with Steven C. Brown and Michael Lucas. Alan J. Jewell, and Tina L. Nommay. This year's second-year class will be elected ABA/LSD Representative. Nash's name was moved to the primary ballot only to DePaul.

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In this, the last issue of the school year, I would like to offer my sincere thanks to all the individuals who have contributed to the success this year. Special thanks must first go to my brother, Brian “Less Filling” Miller. Although he is not a law student, he is an integral part of the law school (after last semester he probably knows more evidence than a number of law students do): Brian took all the free classes for the rest of most of my classes. He also put up with most of my complaining when things weren’t going as smoothly as they could have.

Thanks also go to all those who gave up some of their precious time to contribute to The Forum. These students included Andy Black, Steve Brown, Doug Crawford, Cyndi Crennell, Diane Danichi, Susan Ewing, Phil Hoak Claudia Kramer, Mike Lucas, Mary Lu Cianciolo, Daniel Peters, Betty Gloss, Linda Peters, Scott Skillman, Tammy Willian, and Jeff Wampler. The Forum greatly appreciated all their hard work and support.

This was a year of many changes and triumphs for the law school. Valparaiso saw a new attendance policy put into affect and the first students involved in the first semester. The law school also has designated room in the Law Library to house a remote terminal that is connected to the University’s Data Processing or for other computers applications when they are not processing or for other computers connections. The software also has permission to access the available information. Since computers are becoming more pervasive in the legal profession, the Law Library hopes to acquire software that allows the students to practice using computers for legal analysis before they start actual law practice.

The Law Library is very proud of its services and facilities. If students or faculty have any questions or need the library’s computer services, feel free to ask any of the library’s competent staff members.

The law school also started the second part by saying, “Law should be restricted as its moral content.” In the end, MacCormick would only allow moral issues in the law to protect another harm or to protect institutions which prevent any moral harm. Whether moral issues should be kept distinct or not just that law abidingness is an ideal, to be true,” MacCormick said.

Thus MacCormick expanded his original hypothesis to prevent the problems he previously raised. First MacCormick stated, “It ought not be presumed that the existence of law entails its conformity with the demands of morality.” MacCormick further changed the second part by saying, “Law should be restricted as its moral content.”

As for The Forum, I started the year hoping to provide students with coverage of all the various facets of the law school and to provide an in-sight into various Policy issues. Hopefully, I have been successful. These are times when good things happen as editor-in-chief, these were few and far between. For The Forum has been very rewarding and a great experience. I encourage more people to become involved with the paper next year.

Well Valparaiso, it’s been a good year and finals are just a few days away and congratulations to the graduating members of the Class of 1985.

Editor-in-Chief
Alan R. Miller

VITA Helps Residents

On February 11, nine law students began helping the elderly and indigent through the Volunteer Income Tax Assistance (VITA) program. Members of the group included Barbara Bagley, Roberta A. Kuchel, Linda Peters, Steve Brown, Doug Crawford, Cyndi Crennell, Diane Danichi, Susan Ewing, and Phil Hoak.

The VITA program is designed to help low-income persons and families with tax returns. Participation in the program provides law students with the opportunity to develop tax preparation skills.

One area in which the Law Library wishes to acquire software that can be used on a microcomputer.

The program allows the student to enhance his/her knowledge in a supervised area of the law by interacting with the computer to answer questions. For example, there are also tax tables and tax forms available on the program to assist the student.

The program is used in the Law School to help residents and other community corporations, education, professional responsibilities, civil procedure, taxation, and innovation. In order to meet the demand for assistance, the Valparaiso Law School has purchased two Zenith microcomputers. We hope to add another microcomputer in the near future.

An additional benefit of the Zeniths is that the law students can also process or for other computers applications when they are not processing or for other computers connections. The software also has permission to access the available information. Since computers are becoming more pervasive in the legal profession, the Law Library hopes to acquire software that allows the students to practice using computers for legal analysis before they start actual law practice.

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Editor-in-Chief
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Road-Trip Law Week Activities Begin

by Mike Lasas

Well, I guess fans, here we are again for another weekly rendi-
tion of "Road-Trip," your enter-
tainment and itinerary guide to
greater Valpo. I know this will pro-
bably not compare to most evey-
rything that goes on at Goodtimes
South over break, but this is Valpo, so do you want anyway, a sunset?
Also, date I say, finals are fast
approaching, so you are already ex-
cluded from this cautionary note).

Looking to the future, discovering the intangible joys of their first ap-
pealing be (hey, don't worry, I can do this, anyone can. Anyway, due to all of the above, and the fact that it is still only two weeks away, I'll make this column short and hopefully, sweet.

In the ongoing search for sanity, there are some law school events fast spiraling out of control and could pro-


Novak's many accomplishments can be found elsewhere in this paper. Therefore, since I'm stick-
ing from here on out, I'm going to

The luncheon begins at 12 noon
and should be entertaining and hopefully filling. Tickets can be purchased for all Law Week activities until April 4, eight dollars for students and faculty and ten dollars for others.

The same night, the Fraternity Revenu and Talent (I am making no representations) show begins at 7:30 p.m. at the Strongbow Restaurant. The cost of tickets will be three dollars per person and possibly much more. There are less than a week and a half left, so anyone who wants to show off their talents, I'd like to take a moment to say that contrary to vicious rumors, the act doesn't have to be of the David Letter-
terminous Show quality.

The week's official activities will be capped off with the Barrister's Ball on April 12 at the Woodlands Pavilion at 6:00 p.m. Tickets are fifteen dollars, per person which may seem a little steep at first glance (though not as steep as the regular season game, it is actually not a bad bargain for a first class entertainment). The price includes dinner, open bar, a raffle, and dancing till the wee hours of the morning in the Ban-

Na's last year B.B. was a hit, and if this follows the same tradi-
tion, it should be a blast. Remember to drive carefully.

For those who are coherent enough the next day, Saturday, there will be a Golf Tourney. Although not an of-

It is true, the week is coming to an end, but there are still some other activities which are sure to be well attended. Among them is a Fraternity Revue/Roast which will be capped off with the Barrister's Ball. The cost for tickets is fifteen dollars per person which includes dinner and dancing till the wee hours of the morning. The Money will go toward the running of the Law School fraternity.

As for all other aspiring news anchors and copy writers, enjoy yourselves and good luck on your trip to a better enjoy-
ment of this Road-Trip.

LAW WEEK 1983
"Liberty and Justice For All"

Mon., April 11 9:30 p.m.
SAP Tax & IRA Seminar

Wed., April 11 12 Noon
Law Day Luncheon

Fraternity Revue/Roast

Fri., April 12 6:00 p.m.
Barrister's Ball

Sat., April 13 1:00 p.m.
PPIP Golf Tourney

Can You Imagine?

Just think third, almost three years ago we gathered in the
courtroom for orientation. Then, it was hard to imagine that we would know something about each of our classmates. Now, three years later, there are things we just couldn't imagine.

For instance, can you imagine: Cathy Acterhoff living in Harlem; David Belonius relaxing during finals; Andy Blake wearing a "normal" shirt; Cornel Boggs with skinny legs; Terry Boone ... a father?!; Chip Brown not prepared for class; Don Capp with straight hair; the library without Mike Christensen; Bruce Clift with messy hair; Cled Crennall with a car that runs; Mark Cunningham without Capp's style; Randy Dennis as a relational; Mark Doty taking short steps; Mark Ewing discussing his ideas following his Seeger's Lecture; VanEpps Der Molen wearing a tan; VanDerveer with straight hair; Hope and Bo will happen in the end; Fritz spacing out in class; Der Molen wearing a tan; VanDerveer with straight hair; My Hope and Bo will happen in the end; Waite and arsenic and called an am-


Dawn Lutz single (watch out!);
(Yes, we can!);

In May, 1963, he teamed with
Robert D. Novak was speak-

Novak's most recent coverage

Novak to Visit Law School

If you have a story for Law School News Clips, please send it to:

Robert D. Novak will speak at the Holiday Star Theater in Merrilville on April 12. The show is sponsored by the ALI, and will be re- nant's "Inside Report." Novak was named "Americas Most Gifted Journalist" in 1979 by the Chicago Tribune and "Best Journalist" in 1980 by the Chicago Sun-Times. He will be speaking on "The Future of the Supreme Court."

On April 10, the Chicago Sun-
time's Alf I. "Bull" Maro-

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Trip

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Fees are six dollars, which will

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On Apr
Dear Third-Year,

I recently lost quite a bit of material to a fire at my dorm in Georgia Tech. I can regain this information, but I have no idea how I am going to pay for it. Sigh.

Dear Roller,

Let's talk about the Win to Win-Go-Going for broke.
Throughout the year, a number of writing contests are held nationwide to help law students develop both their writing and research skills. Students should not dismiss such contests as a waste of time. Legal writing contests often give cash prizes, but more importantly provide a law student with some notoriety and the chance to be published. Students will also find the law school faculty and library very helpful and supportive of such projects. The following are just a few of the contests presently being offered.

American Agricultural Law Association 1984-85 Writing Competition
The American Agricultural Law Association is sponsoring its second annual writing competition. This year, the Association will award (two cash prizes in the amounts of $500 and $250). The competition is open to all undergraduate, graduate or law students currently enrolled at any of the nation's colleges or law schools.

The paper must demonstrate original thought on a question of current interest in agricultural law. Articles submitted to the Association will be judged for perceptiveness of the issues, thorough research, originality, timeliness, and writing clarity and style. A board of judges comprised of lawyers, law professors and other experts in agricultural law will evaluate the papers and select the winners.

Papers should be typed, double-spaced, with at least 1 1/2 inch margins on all sides. Each paper should be 30-50 pages, excluding footnotes. Footnotes should appear at the end of the paper. All Citations must follow rules published in A Uniform System of Citation. All entries should include a cover letter containing the student's name, the student's permanent and temporary addresses and telephone numbers, and a statement describing the student's status. This letter should also contain the date the paper was submitted for academic credit, if relevant, and date of submission to the Association. Papers postmarked after May 1, 1985, will not be considered.

If the paper is prepared for academic credit, it is eligible only if it is submitted for credit during the 1984-85 academic year. If the paper is not submitted for academic credit, it is eligible if it is prepared for this competition during the 1984-85 academic year. All papers submitted must not have been previously published. Joint author entries are not acceptable. The paper must not have been submitted for any other essay contest. The winners will be announced at the annual meeting of the American Agricultural Law Association in Columbus, Ohio, October 24, 1985. Submission of an entry shall give the Association the right of first publication if the paper is selected for an award. The Association is not obligated to publish any paper submitted for the competition, however, and the Association is not obligated to select any winner or award any prize if none of the papers makes a substantial contribution to the discipline of agricultural law. Entries should be sent in quadruplicate to: Professor David A. Myers, Valparaiso University School of Law, Valparaiso, Indiana 46385.

Entrants will not be returned to the author. Inquiries concerning the competition should be directed to Professor Myers.

American Planning Association The Planning and Law Division of the American Planning Association is holding its fourth annual writing competition for both students and non-students. Essays must make a substantial contribution to the planning and law professions. Two prizes of $300 will be awarded, one for students and one for non-students. First prize winners will also receive a year's membership in the Planning and Law Division. Other essays in both categories may receive honorable mention.

Entries must be received no later than July 12, 1985, and should be sent in quadruplicate to Brian W. Bloussen, Siemon Larson, & Prady, 203 South Wacker Drive, Chicago, Illinois 60606. If the entry is a student essay, a statement describing the student's status should be included.

The essays must demonstrate original thought on a question of current interest in planning law, and may be of local, regional or national interest. The essay may be written for another use (such as submission in a course), but it must not have been previously published. Jointly authored essays will also not be considered. Entries must be limited to 45 pages of double-spaced work.

Submission of an entry shall give the Planning and Law Division the right of first publication if the essay is selected as the winner or receives an honorable mention in either the student of non-student competition. The Planning and Law Division will publish the winning essay in Florida Planning, the official publication of the Florida Association of Planning and Law Professionals. The Planning and Law Division will publish the winning essay in Planning and Law Division newsletter. The Planning and Law Division is also obligated to select any winner or award any prize if none of the essays make a substantial contribution to the planning and law professions.

Contestants will submit no more than 5,000 words, postmarked no later than August 31, 1985. Entries should be typed, with footnotes, double-spaced on white paper, suitable for photocopying. Contests are encouraged to include discussion of specific current cases, statutes, and administrative procedures. Essays should cover the problem, the existing law, and proposals for solutions.

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Foreign Programs Available

A number of summer study abroad programs throughout the world are available which allow students to broaden their legal and foreign language skills. Study abroad programs are sponsored by a number of American and foreign universities and offer students the opportunity to study anywhere from France, the United Kingdom, Japan and China to England and France. Recently, two new programs were launched to provide additional study and travel experience. For more information on these programs and others, students should contact the study abroad programs, one should check the walls and bulletin boards of the student union.

University of San Diego School of Law

The University of San Diego School of Law, located in the heart of the City of San Diego, California, is a highly respected law school. The school offers a wide range of legal programs and resources, including a strong emphasis on international law. Students have the opportunity to study abroad, participate in internships, and engage in research with faculty members. The school is committed to providing a diverse and inclusive legal education that prepares students for careers in law and related fields. For more information, please contact the School of Law at 1055 North Harbor Drive, San Diego, CA 92101, or visit their website at www.sandiego.edu/law. Please note that this information is subject to change, so be sure to check the latest updates on their website.
On February 28, members of the Valparaiso University School of Law established a Jus Vitae to promote respect for human life and to educate the law school community on the various issues involved with abortion. 

Jus Vitae means "right of life." The organization works in close cooperation with Valparaiso University’s Campus Pro-Life, and is committed to assisting any agency or organization which promotes and supports alternatives to abortion for pregnant women. In particular, Jus Vitae is offering its assistance to the Americans United for Life Legal Defense Fund (AUL) in Chicago and the National Legal Center for the Medically Dependent and Disabled in Indianapolis.

The AUL is a public law firm dedicated to protecting human life through litigation and legal education. It also maintains its own legal resource center. The National Legal Center is a public law organization which focuses primarily on the medical and legal issues in the treatment of the handicapped, the medically dependent, and the critically or terminally ill.

"In the past Campus Pro-Life has placed students as interns at organizations that did legal work on right-to-life issues or promoted respect for all human life. One such organization was the ACLU (American Civil Liberties Union)," said Cassidy Fritz, President of Jus Vitae. "Now we hope to set up our own intern programs for the summer with the AUL and National Legal Center.

Other officers for this year are Ted Danchi, Vice-President, Hope Pinkerton, Secretary, David Goodnight, Treasurer, and Kathy Pfieffer, Whip. Elections for next year’s officers will be held in late April.

Jus Vitae’s efforts are basically geared towards educating the university community and the public at large of the reverence for all human life, including the unborn child, the ill, the aged, and the mentally and physically handicapped. They will give lectures and make available literature and audio-visual aids which will provide information regarding abortion issues. "One of the prime functions of the group is to show law students the legal issues involved with abortion," said Fritz.

"Basically, this year we just wanted to get our feet on the ground and establish ourselves for the future," said Fritz. "We do, however, intend on having at least one film shown during the following weeks ahead at which the legal issues of abortion will be discussed.

Jus Vitae will also be showing a couple of films during Law Week. The first film, The Silent Scream, is the complete version of the recently controversial 20 minute ultra-sound film on an actual abortion. It will be narrated by Dr. Bernard Nathanson and involves a first trimester suction abortion seen on an ultra-sound screen from the unborn child’s point of view. The second film, Conceited in Liberty, consists primarily of cold­­-­­summer interviews with leaders of the pro-life movement and pro-choice movements. It will also include an interview with Justice Harry A. Blackman, the author of the 1973 Roe v. Wade decision mandating abortion-on-demand.

Both films will be shown in Room A of the law school on Wednesday, April 10, and Thursday, April 11. The Silent Scream will begin at 8:45 p.m. with light refreshments and will follow at 8:45 p.m. The new film presently has 35 members and is open to law students and faculty and their families. Jus Vitae also automatically becomes a member of Campus Pro-Life. Anyone interested in joining Jus Vitae should contact any of the officers or Professors John Putts and Richard Stith.

Client Counseling

by David Van Zyl

On February 28, Phi Delta Phi (PAD) initiated ten new members into their law fraternity.

The case is tied as a bench trial will be the speaker for the seminar on April 8, as it was in the federal seventh circuit could not be held because the Bailiff (coordinator of the trial) was not available. It was decided to hold the second round, but Bauer and Jones were interrupted twice during their client interview session and once during the 15 minute summation. The interruption definitely had an effect on the first round because they defeated the University of Illinois team in both of the federal circuits. Thus, any school in the federal seventh circuit could compete in Chicago.

In the first round, Valparaiso competed against the University of Loyola, its home team. Even this round, but Bauer and Jones were interrupted twice during their client interview session and once during the 15 minute summation. The interruption definitely had an effect on the first round because they defeated the University of Illinois team in both of the previous years.

The new organization presently is comprised of only first-years, no one with previous experience with organizations that did legal work on right-to-life issues or promotes respect for all human life. The new organization presently is comprised of only first-years, no one with previous experience with organizations that did legal work on right-to-life issues or promotes respect for all human life.
Despite winning the first game of its quadrangular match with SAGU, the Claws closed its successful season and the independent volleyball tournament on a sour note. By dropping the next two games, 9-15, 6-15, and losing the match.

Tom "This is the last time I’ll ever "Coach" Sampson contributed much of the blame for the defeat to the officials. "They obviously had an ex-haustive amount of knowledge of the technical violations possible... and we got called on all of them!" said Sampson.

Team members John "Call me Lone" Goote, Scott "Rugger" Sego, and "Chairman" Lynn, received a match Award. Crennell, Scott "My girlfriend is the only person I ever get angry at" Mark "Hang Time" Deyi, and Randy "I need a new Shirt" Ruff could not be called for further comments. BARD ended its season with a 12-2 game, 5-4 in tournaments, and has high hopes offairing well in the all-campus tournament.

Randy Laue will meet Scott "Beginner" Pangburn, Rich Witterman, Dave Aufdemberge, Todd Sego, and "Submariner" Spalding. "I guess I should have done the化工." said Lygnos of his performance. "I guess it’s the last time I’ll ever "Coach" Sampson."