Law Review to hold national conference on teen violence and drug abuse

Rev. Jesse Jackson to give keynote address

By Michael Terwilliger
Symposium Editor, Law Review

The Valparaiso University Law Review would like to invite all interested law students and faculty of the Valparaiso University School of Law to attend a national conference on "Teenage Violence & Drug Use," November 15 and 16. The keynote address for the conference will be given by the Reverend Jesse Jackson. The address will take place at the Chapel of the Resurrection on the campus of Valparaiso University Friday, November 15, at 8:30 A.M. The conference will then proceed with three panel discussions on Friday beginning at 10:40 A.M. in the Center for the Arts, and two panel discussions on Saturday, November 16, beginning at 9:00 A.M. in the Tabor classroom at Wesemann Hall.

The panelists and commentators who will be participating in the conference are nationally-known criminologists, economists and physicians who will be discussing relevant issues within the conference topic. The motivation behind this project is to propose policy solutions to the problem of crime in America, specifically crime involving young people, and how policymakers at all levels of government can utilize the law as a vehicle to implement these policies.

The Law Review hopes that the conference will be a significant contribution to legal scholarship in this area. Toward this end, all the panelists and some of the commentators involved in the conference will submit articles to the Law Review after the conference is complete. The articles will comprise the symposium issue of the Law Review. A copy of the symposium issue will be distributed, in addition to regular subscribers, to the President, members of Congress and the governors of all fifty states. In cooperation with the University of Notre Dame Press, the Law Review will also circulate copies of the symposium in book form to professors of criminology across the country.

All law students will soon receive an invitation in their lockers for the conference. If you would like more information, please stop by the Law Review office or call 465-7895.

Notes from the Faculty Rep. Desk

Ann Gentry, Jennifer Davis, Julie Peterman
SBA Faculty Representatives

Once a month the faculty meets to discuss student/faculty issues and concerns. As your Faculty Representatives we will report to you all issues relevant to the student body so that you will know what is going on with the curriculum, administration, and future events.

On October 23rd, Dean Gaffney informed the faculty and staff that on November 15th and 16th the law school will be hosting a symposium on teenage violence, particularly involving firearms and drug consumption. The keynote speaker will be the Rev. Jesse Jackson. Information about this event will be announced to you at a later date. (See story above for details -- Ed. note.)

Dean Vandercook encouraged the faculty to have their Civil Procedure practice exams graded by November 1st and to be meeting with their students shortly thereafter. Also, the faculty approved the calendar for the 1997-98 school year. Classes will begin a week later next August! New student registration will be Friday, August 22nd, 1997 and classes will begin August 25th. For current 2L students, your graduation will be held on May 24th, 1998! Start counting the days now!

Concerning the curriculum, the one hour course on future interests was approved for the Spring 1997 semester, and will be taught by Prof. Hart. Also, the courses for the 1997 Cambridge Summer Program were finalized. The courses include: (1) a one credit required course on English legal institutions, (2) a one credit course on gender discrimination with guest lecturer Justice Ruth Bader Ginsburg, (3) a two credit class on international environmental law taught by Professor Geisinger, and (4) a two credit course on English and American legal history taught by Professor Hart. In addition, Trial Practice I was changed from its present S/U grading format to a graded format effective next semester, and the class, Law and Health Care Processes, will be offered as a two credit hour course next semester instead of three as was listed in the Bulletin. Finally, the faculty approved the placement of two law students at the LaPorte County Prosecuting Attorney's Office for clinical experience. Information about applying for this new externship will become available.

We will be updating you on all current faculty information. If you have any questions or concerns please contact one of your Faculty Representatives.

Krauthammer
Halloween special: two columns for the price of one!

Minority dissents
The bible of the damned

Faculty Profile
Smoot: Portrait of an Actor?
Letters to the Editor

Letter to those concerned, part II

This is a letter to follow up my previous letter of just over a month ago. I want to say how sorry I am before asking for forgiveness because I am sorry for the bottom of my humble heart. I understand that some of you may never accept by apology, but I want again put it here in writing that I am sorry.

What I did was not a joke or a prank. What I did was serious, immoral, stupid, and just plain wrong. For those of you who have no idea what I am talking about, I subscribed some students and faculty members to magazines, put them on junkie mailing lists, and had merchandise sent to their homes that they did not order. The people I want to apologize specifically to are: Dean Gaffney, Professor Yonover, Alan Sirinek, Anne Rudd, and Virginia Griffith, and anyone else that I have affected. I also want to apologize to everyone for putting this school through this turmoil these past few weeks.

What is done, is done, and it is now time to make the bad that I did right and try to get on with my life, all the while hoping for the best. As this is being published, I may no longer be a student here at Valparaiso University School of Law because the Campus Judicial Board recommended that I be suspended from school for two years at punishment. My appeal was due this past Friday, October 25, and I should find out sometime during this current week. If the suspension stands, I want to say that I have enjoyed my brief stay here at VUSL and will cherish always the experiences I had. There will be so much that I will miss, so much as to make it impossible to print here.

However, if my suspension is lifted, I will resolve to make the wrongs right and strive to become a better person, a person who has learned from his mistakes and vows never to allow himself to do such awful, disrespectful and immoral acts again.

David Novak, 3L
VUSL

Counterpoint

The Fiction: "...every black man in America’s penal system is a political prisoner. The social forces that exist in America’s urban communities, which were created and are maintained by institutional racism and apathy, literally push many black men into situations where they will come into contact with the criminal justice system.” Bryan K. Bullock, Justice System: How Race Affects Jury Trials -- examined 55,000 felony cases in the country’s 75 largest counties and found that blacks charged with serious crimes are more likely than whites to be acquitted by juries, and less likely to be convicted when their cases avoid jury trial.

Cases in 75 areas that resulted in dismissals or acquittals, by race:

<table>
<thead>
<tr>
<th>Race</th>
<th>Whites</th>
<th>Blacks</th>
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<tbody>
<tr>
<td>Murder</td>
<td>23%</td>
<td>24%</td>
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<tr>
<td>Rape</td>
<td>25%</td>
<td>1%</td>
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<tr>
<td>Robbery</td>
<td>35%</td>
<td>38%</td>
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<tr>
<td>Assault</td>
<td>43%</td>
<td>49%</td>
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<tr>
<td>Burglary</td>
<td>21%</td>
<td>25%</td>
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<tr>
<td>Felony theft</td>
<td>25%</td>
<td>27%</td>
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<tr>
<td>Drug trafficking</td>
<td>14%</td>
<td>24%</td>
</tr>
<tr>
<td>Weapons charges</td>
<td>22%</td>
<td>32%</td>
</tr>
</tbody>
</table>

Statistics provided by USNWR

Practical Joke?

Two students have been punished, and as of October 25, were issuing an appeal, for fraudulently mailing various items to a couple of faculty members and one law student. Each student is being punished for different degrees of the crime. On Wednesday morning, the “Valpo Vine” reached me with the news of the pending punishments. As I listened to what these students allegedly had done, I realized I might have also been a victim of this harassment. I came to this realization because for the last three weeks I have received approximately 1-2 mailings a day in excess of the typical junk mail one receives.

I have received bills for magazine subscriptions that I did not order. I have been signed up for a book club and have had books come C.O.D. once a week. I am receiving brochures, letters, etc., from companies that I have never even heard of that thank me for my inquiry. The number of mailings I have received are extreme. The amount of money that I am receiving brochures, letters, etc., I have been receiving are the same items he has received. The fact that my name is spelled differently on the mailings the victims are receiving far exceeds a joke. The amount of people currently receiving this mail is not funny. The fact that new cases of this keep popping up among the student body is not a laughing matter. The fact that signatures have been forged and the mail has been used as the medium for this harassment is a crime-not a practical joke.

Some of you may read this and realize you may be a victim. If you think you are or know someone who may be affected by this harassment, please let the SBA. The Forum encourages submissions from all students, faculty, and staff. Please contact Gary L. Shape, Editor-in-Chief, at forum@wesemann.law.valpo.edu for more information. Contributions can be made on computer disk or via E-mail. Disk submissions must be completed in a WordPerfect or MS Word format and be IBM compatible.

Please feel free to contact The Forum with any concerns or comments.

The opinions expressed in The Forum are those of the authors and do not necessarily represent the views of The Forum staff, Valparaiso University, the School of Law, its faculty, student, or the administrative staff. The Forum was established in 1969 as a student organization and is under the committee of the SBA. The Editor reserves the right to edit articles for punctuation, grammar, brevity, good taste, accuracy, and libel. We are under no obligation to print what we receive. The Forum is published bi-weekly during the academic year.

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The Forum

October 31 -- November 13
Vol. 27 No. 6
All are welcome to participate.

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Serving law students for over a quarter century

The Forum

"Let the people know the truth and the country will be saved." -- Abraham Lincoln

The danger in Mr. Bullock's inflammatory rhetoric lies not so much in its inaccuracy as in its underlying assertion that certain individuals can or should avoid responsibility for conscious volitional choices by blaming "the system." There is not doubt that an alarming number of young black men "come into contact with the criminal justice system" at some point in their lives. It is a situation which can best be remedied by people working together to address the problems of broken families, poverty and dependence in today's urban communities, rather than by seeking to excuse those who have chosen to break those communities' laws.

Blame does not solve problems, it merely gives birth to new ones.

Brendan Maher, 3L
VUSL

Virginia Griffith, 2L
VUSL

Peshel

"What is done, is done, and it is now time to make the bad that I did right and try to get on with my life, all the while hoping for the best. As this is being published, I may no longer be a student here at Valparaiso University School of Law because the Campus Judicial Board recommended that I be suspended from school for two years at punishment. My appeal was due this past Friday, October 25, and I should find out sometime during this current week. If the suspension stands, I want to say that I have enjoyed my brief stay here at VUSL and will cherish always the experiences I had. There will be so much that I will miss, so much as to make it impossible to print here.

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David Novak, 3L
VUSL

The US News & World Report recently ran a story declaring that the era of institutional racism in the criminal justice system is "not only over but may be reversed." A report released by the Washington-based Center for Equal Opportunity -- Race and the Criminal
October 31 -- November 13

The Forum

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M&M’s Halloween at VUSL

By Malini Goel and Marianne Manheim
Staff Columnists

Halloween has come to Wesemann Hall. Professors are showing their strange Halloween colors. Is this a trick or treat? Spooky Professor Profiles....

Professor Ghouley -- Teaches Sever Procedure

Professor Heller -- Won the Diplomatic Demon award. Also known as the “Omnipresent Spirit of Wesemann Hall.”

Professor Bloodzke -- Puts students on his Boilerplate when they don’t answer correctly.

Professor Trance’Vania - Expert on negotiations at the Salem Witch Trials

Professor Michael Myers -- Expert in graveyard property and actor in low-budget horror films.

Professor Bitten -- Specialist in house “possession” and vampire etiquette.

Professor Stiff -- His lectures will leave you stiff and make you run home to “mummy.”

Professor Severson -- Teaches pre-witch trial skills. Advanced students are sent to Trance’Vania.

Professor Bloodquest -- Teaches environmental regulation and strangulation. Also takes his torts students to the “State of Prairie” and turns them into children of the corn.

Professor Adams-family -- Advocate of, “The sword is mightier than the pen.”

Professor Gruesomeger -- Helps students get acquainted with the environment by having them interact with a student-sized Venus Fly-Trap.

Professor Mask-o’Witch -- He’ll quickly make you a “moot” point.

Professor Potts-and-Kettles -- When you don’t pay your taxes, he’ll throw you into his cauldron.

Professor S’trouble -- You’ll have nightmares if you take International Law.

Assistant Dean Chi’ghostski -- He may vanish but he’ll leave his (trade)mark.

Assistant Dean Vander Corpse -- Carries on his family name by killing law students who do not abide by the school rules.

Professor Bodi-snatcher -- Teaches “Class of the Damned.” Lectures also consist of other crap.

Professor Bitter -- Specialist in house “possession” and vampire etiquette.

Professor Stiff -- His lectures will leave you stiff and make you run home to “mummy.”

Professor Severson -- Teaches pre-witch trial skills. Advanced students are sent to Trance’Vania.

Professor Cansing-Gorilla -- Prefers human resources to natural resources.

Professor Hartless -- He’ll eat your heart out.

Professor Broot -- Recommends the 1666 Hemlock from the French vineyard “Chateau de Morte” for your drinking pleasure.

Happy Halloween from Marianne and Malini

November 1996

<table>
<thead>
<tr>
<th>SUNDAY</th>
<th>MONDAY</th>
<th>TUESDAY</th>
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<td>Happy Birthday Ethel Welch</td>
<td>Happy Birthday David Hampton</td>
<td>Happy Birthday Catherine Coifield, James McCafferty</td>
<td>Happy Birthday Nicole Grose</td>
<td>Election Day</td>
<td>Happy Birthday Jill Bell</td>
<td>Deadline for Nov. 14 issue</td>
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<td>Happy Birthday Walter Dunlavey, Jeffrey Jacob, Joann Price</td>
<td>Happy Birthday Quentin Burrows, Rachel Taylor, Mark Wicklund</td>
<td>Happy Birthday Clinton Paul, Marilyn Yokovich</td>
<td>Classes end for Fall Semester</td>
<td>Deadline for Dec. 5 issue</td>
<td>Happy Birthday Steven Etzler</td>
<td>Thanksgiving Recess begins</td>
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<td>Happy Birthday Julie Peterman</td>
<td>Happy Birthday Arthur Bernstein</td>
<td>Happy Birthday Ramsey Mallory</td>
<td>Happy Birthday Guy DiMartino</td>
<td>Thanksgiving Day</td>
<td></td>
<td>Happy Birthday Heidi Bohlke, Gloria Kristopek, Patricia Tolley, Adrienne Hoehner</td>
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</table>
Get ready for the MELC Halloween Auction at the Eagle’s Lodge tonight, October 31, 1996.

By Malini Goel and Marianne Manheim
Staff Columnists

Our Law Professors have graciously donated several incredible Halloween auction treats.

Professor Yonover: Two Bulls Tickets to one game (choice of game T/B/D) Starting price: $150

Professor Levinson: Lunch at Billy Jack’s for two.

Dean Gaffney: Spectacular Italian dinner for six at the Dean’s newly painted house (No salmonella this year!) Starting price: $120

Professor Vance: Drinks for four at Pastimes: Starting price: $20

Professor Whitton: Dinner for four at her home. Starting price: “Priceless: I don’t drag out the pots and pans for just anybody!”

Professors Adams, Berner, Bodensteiner and Cichowski: Contribution for four students: Will play 4 on 4 basketball or game of racquetball (Not four on four!), 18 holes of golf, and happy hour!

Starting prices not displayed here will be announced tonight. Students who wish to bid must be present at the auction tonight. Good luck and see you there!

Crossword Companions

ACROSS

DOWN

THE ETERNAL ICONOCLAST

ACTUALLY, MY JOB IS TO PROTECT SOCIETY BY MAKING SURE THEY ALL STAY DEAD

THE POP CULTURE CEMETERY
How cynical this campaign get?

By Charles Krauthammer
Washington Post Writer’s Group

About two weeks ago, the Clinton-Gore campaign began running ads on Christian radio stations in 15 states touting the president’s support for the anti-gay marriage legislation passed by Congress in August. At the time, the President’s press spokesman called it “gay-baiting, pure and simple.” The President then signed it. As Election Day neared, his campaign went on carefully selected radio to flout it. Then gay groups complained – and now the Clinton campaign has pulled it. One piece of legislation and the President, sequentially, (1) expresses disgust, (2) makes it law, (3) takes pride in it, (4) under pressure, retracts. How cynical can a campaign get?

To try this ditty, a national Clinton-Gore TV ad that baldly accuses Dole of being “against vaccines for children.” To be sure, this was but one of a string of offenses against the decency standard which stands accused of in this ad. But it is rather stark. Against vaccines for children? Why, not even Vladimir Zhirinovsky opposes vaccines for children.

The real story is a little different. What Dole opposed was a Clinton plan to nationalize the entire childhood vaccination program in the United States. It was to be a showcase, a kind of demonstration project for Mrs. Clinton’s plan to federalize American health care. It would have had the federal government buy up the entire national supply of vaccines (Congress knocked that down to a mere one-third) and set up a new bureaucracy to distribute it.

This in spite of the fact that by age five the vaccination rate for children was already 96 percent and that vaccine was already free for poor people. Even Clinton friend and Democratic Senator, Dale Bumpers, called Clinton’s program “disastrously flawed.” A report by the General Accounting Office before implementation doubted that the whole program would do any good at all. And a GAO report issued a year later, after implementation, is simply scathing, finding it at once misguided, redundant and wasteful.

For opposing this travesty, Dole is accused of being “against vaccines for children.” This scurrilous charge is vintage Clinton. No. Not just the cynicism, the political philosophy. For Clinton, if you are against the federal government giving out vaccines, you are against vaccines for children. Vaccines aren’t really vaccines until ladled out by Bill and Hillary at the village gate. But this pernicious charge of this campaign, however, has to do with race. Its purveyor is Al Gore. (Clinton is running a “positive” campaign.) When Dole finally came out, guarding his investigation so as not to disrupt the election. (My ital.) Note the thus far — this was written on Sept. 26 — a not-so-subtle warning against Starr taking any later action that might “disrupt the election.”

And note the double standard at play. Either you say prosecutors should time their indictments so as not to interfere with elections. Or you say prosecutors should proceed as if elections don’t exist. But you cannot give Walsh a pass, indeed accolades, for skewing the ‘92 election, and then imply — as the White House’s anti-Starr campaign has been doing for weeks — that Starr would be guilty of prosecutorial abuse were he to do the same in ’96.

We have one other instructive example of highly relevant information suppressed before Election Day. Four years ago, Sen. Bob Packwood was being pursued by various press outlets trying to verify rumors of sexual misconduct on his part. He denied everything. Nothing Came out before Election Day. He won, and then the truth came out in a torrent.

By Charles Krauthammer
Washington Post Writer’s Group

Four years ago, with four days to go before the Presidential election, Iran-contra prosecutor Lawrence Walsh indicted former Defense Secretary Casper Weinberger on a charge of lying to Congress. Not only did Walsh indict Weinberger, but he chose charge of lying to Congress. Not only did prosecutors thereby reinforce programs that classify American citizens by race, ethnicity and gender. It is the modern Democratic Party that created and now defends a racial spoils system with special favors and lower entry standards for blacks and Hispanics, Aleuts and Inuit. And it is this system of classification by group and race that by definition divides group from group.

To call those seeking to abolish this system of state-sanctioned balkanization divisive is simply Orwellian. And abolish this system of classification by group is what the California Civil Rights Initiative would do. It outlaw all racial discrimination and all racial preferences by government. Everybody would go into the same pool of candidates judged not by the color of their skin but by the content of their character and quality of their achievement.

The referendum reproduces the language of the California Civil Rights Initiative to mandate strictly equal treatment of all citizens by government. To call its supporters agents of division and hatred is a telling little slander offered by a campaign that cheerfully, shamelessly engages itself dealing in “issues not insults.”

How cynical can this campaign get? We end on a light note. Vice President Gore on Meet the Press, Sunday, Oct. 15: “The ethical standards established in this White House have been the highest in the history of the White House.” They do it all with straight faces.

No October surprise this election year

Charles Krauthammer
Washington Post Writer’s Group

One piece of legislation and the President, sequentially, (1) expresses disgust, (2) makes it law, (3) takes pride in it, (4) under pressure, retracts. How cynical can a campaign get?

“Here we are four years later. Another President, another special prosecutor, another looming election. What is the spin this time on pre-election indictments?”

“Here we are four years later. Another President, another special prosecutor, another looming election. What is the spin this time on pre-election indictments?”

Here we are four years later. Another President, another special prosecutor, another looming election. What is the spin this time on pre-election indictments?

Kenneth Starr knows far more about the myriad ramifications of this administration than probably anyone. But he won’t be telling. He may be handing down indictments in the coming months. But this time, there will be no “October surprise,” no indictments on the eve of the election.

Why? Perhaps because Starr is not ready. But certainly because he knows that, his impartiality having already been subject to relentless assault by the White House and its sympathizers, the very legitimacy of his investigation will be attacked if he does anything between now and Election Day. Subjected to accusations of using his powers to influence the election, his whole prosecution would be in danger of being discredited.

He can hardly expect the Times to applaud this time a refusal to “suppress” vital information that the electorate, in choosing a President, might be “justifiably angry” to be denied. Indeed, the Times recently defended Starr from charges of partisanship, arguing that, “he has thus far proceeded professionally and profusely in guiding his investigation so as not to disrupt the election.” (My ital.) Note the thus far — this was written on Sept. 26 — a not-so-subtle warning against Starr taking any later action that might “disrupt the election.”

And note the double standard at play. Either you say prosecutors should time their indictments so as not to interfere with elections. Or you say prosecutors should proceed as if elections don’t exist. But you cannot give Walsh a pass, indeed accolades, for skewing the ‘92 election, and then imply — as the White House’s anti-Starr campaign has been doing for weeks — that Starr would be guilty of prosecutorial abuse were he to do the same in ’96.

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In this case, the pre-election suppression of truth was so blatant that a petition was actually brought to the Senate Rules Committee by a coalition of Oregon voters to overturn the election on grounds of fraud. The petition went nowhere — prudence dictated against invalidating an election on grounds of lying, lest the entire system of American elections face extinction — but the point was made. Information of vital importance regarding the character of the candidate had been, by repeated acts of deception, suppressed. The people had been cheated.

Not by the press, mind you. It had simply not been able to verify the Packwood campaign. It had succeeded in having his denials hold out long enough to stave off election defeat. But they did not stave post-election disgrace.

A similar scenario would likely envelop Bill Clinton, except for one thing: A Senator cannot pardon himself. A President can — not directly, of course, but by pardoning those who could testify to his wrongdoing. Clinton has the power, which he refuses to use for fear of being labeled an out­law and associated with suffering — and singing.

Consider: before the election, Whitewater indictments are adjudged because of a preemptive campaign of intimidation charging the prosecutor with partisan malice. After the election, indictments are dis­solved by Presidential prerogative. A neat trick. The Comeback Kid does it again.
Election Day is November 5

By David Novak
Contributor

Do not forget to vote this upcoming Tuesday, November 5. There are many important elections taking place this year besides the Presidential Election.

Some of us get to vote for School Board, therefore, if you have children like I do, who is on your local School Board will have an impact on not only your future, but that of your child.

Mayors, town board members, and city counsel seats are also on the ballot this November. They have a profound impact on your life, because they regulate your garbage pick-up, they ensure your streets are plowed when it snows, and they fix the pot holes in your street. Make sure you vote for someone who will not only address your needs, but that of your community.

Here in the First Congressional District, we get to vote for our U.S. Congressman. This election is between incumbent Peter Visclosky (D) and challenger Michael O'Bannon (R). Congressman Visclosky has been in office for many terms and has done many great things for this region. He has expanded the land that is protected by the federal government around the Dunes, and has acquired funding that will help to redesign and rebuild many interchanges on I-80/94. Michael Peto is a new comer to the field of politics and wants to make Congress live within its means while at the same time protecting the environment, education, Medicare and Social Security.

Also here in Indiana, we have the opportunity to elect a new governor this year. The Indiana Constitution only allows two terms to any particular governor, thus current governor, Evan Bayh must step aside and let O'Bannon (D) and Goldsmith (R) debate over the future of this state. O'Bannon is the current Lieutenant Governor and Goldsmith is the mayor of Indianapolis — Indiana's largest city. This is a heated election, which will end up being Indiana's most costly election ever. Both candidates have purchased large amounts of air time on many Chicago television and radio stations, which is almost unheard of. Each candidate has also run a "dirty" campaign by airing many "attack" ads targeted at the other candidate. It may be a sad truth that whoever wins the state in the Presidential Election may help their party's candidate in the Governor's race win also.

Here in the United States of America we have the right to vote. We are not mandated to do so as they were in the Communist Soviet Union, where they typically had 98% voter turn out — those who did not vote probably ended up in Siberia. So go out on Tuesday, November 5, voice your opinion at the ballot box, and remember, many times, one vote does make a difference.

SPOOLS

"47 percent think the polls are accurate 62 percent of the time, 34 percent think they are accurate 58 percent of the time, and 81 percent think the margin of error of plus or minus 4.5 percent has a margin of error of plus or minus 8.7 percent 53 percent of the time . . . ."

OK WHO'S EXPENDABLE ENOUGH TO BECOME OUR NEXT LEADER?

THE ORIGIN OF OUR TRADITION OF ELECTING LESS THAN OUR BEST AND BRIGHTEST TO PUBLIC OFFICE

POSITIVE POLITICKING IN THE NINETIES

Coming Events

WLSA EVENT
On Monday, November 11th, at 4:30 PM, Women's Law Student Association is sponsoring a panel on The Effects of Welfare Reform on Women and Children that promises to be informative, and that will explore the implications of this new, mysterious legislation. Panelists include Wendy Pollack of the Poverty Law Project in Chicago, Jody Raphael of the Taylor Institute in Chicago who recently had a piece published in Harvard Women's Law Journal, and Judy Halter who specializes in Indiana welfare laws. The panel will be moderated by Professor Rosalie Levinson. Topics include: Domestic Violence, Paternity and Child Support, and Child Exit Rates. It will take place somewhere on Valparaiso Main Campus. Look for signs. Refreshments will be provided.

3L PHOTOS TAKEN
3L, composite photos will be taken on November 13. 3L's need to sign-up for a photo sitting on the schedule sheet located on the table outside the SBA Office. Any 3L who cannot make their chosen sitting time for whatever reason must contact Sonya Scott or Steve Duckett, or make arrangements with another 3L to switch sitting times. Composite photos are scheduled to be taken from 10:30 AM to 1:30 PM, and 2:30 PM to 5:30 on the 13th. Four poses will be taken and proofs will be available six weeks after your sitting for approximately $8.95.
Professor James Smoot, already famous here at Valparaiso University School of Law for his love of fine wine and cigars, and his engaging lectures, recently basked in fame of a much headier sort. Smoot spent a few days on the set of the upcoming Francis Ford Coppola film, Rainmaker, where he played the part of—himself. Sort of.

Rainmaker is based on the best selling novel of the same name by John Grisham and is set, in part, at Memphis State Law School. In the book’s opening pages, there appears a fictional “Professor Smoot,” replete with “crooked bow tie...and red suspenders,” “wearing the stuffed satisfaction of a man who’d just finished a fine meal.” Though that character obviously bears no resemblance to our beloved Professor Smoot, Smoot did actually teach at Memphis State some years ago and has occasionally been known to wear bow ties and suspenders.

In September, Smoot received a letter from Grisham about the coincidence. Smoot says, “Evidently, while (Francis Ford) Coppola was walking down the halls at the law school where I used to teach, he noticed that there was a professor Smoot in the pictures. During a lunch meeting...he brought that to Grisham’s attention.” Grisham, who is always careful to create his fictional characters and never bases any of them on real people, then wrote to the real Smoot. Neither he, nor Coppola, had any idea that there existed a real Professor Smoot from Memphis State.

There was no connection.

According to Smoot, he has no doubts the entire situation was a funny coincidence. “Grisham has a reputation around Memphis as a real straight shooter. I hear that he still coaches a little league team in Oxford and drives around in a beat up pickup. He was very straightforward, no hidden paths might have crossed,” Smoot says.

Smoot immediately informed his lecture classes of the situation, joking that his day job here might be “coaching.” Smoot’s first film, was about a Memphis law school. He’s set a number of his books in Mississippi which is about an hour to ninety minutes away. Though that character obviously bears no resemblance to our beloved Professor Smoot, Smoot’s portrait of the character and in who was to play the role. “I played ‘careful lawyer.’ The character in the book is a pitiful character, but not one that anyone is going to hate. I wanted to make sure the screenplay wasn’t going to change the characterization. If they got the wrong person (to play the part),...well...” He found that the role was yet to be cast.

Since Professor Smoot had already arranged to be in Memphis to visit friends in October, he was invited to visit the production company’s offices. After an impromptu screen test in the posh, Peabody Hotel lobby, Smoot was cast to play Grisham’s “Professor Smoot” in the feature film.

“It was a mystery to me why they let a rank amateur play the role,” Smoot said. “I’m no actor. I never even had a bit part in a grade school play. I have no skills there...There are lots of competent, out-of-work actors is Memphis who could do this...I guess it just tickled his (Coppola’s) funny bone that his writer had chosen a name and a description that fit somebody who was actually there.”

“There never was a time, before I got down there, when someone just said, ‘Look, the part is yours’ or ‘Look, come down and try out for it.’ It was a funny kind of minuet...They just said, ‘Would you be interested in stopping by the office?’ almost those exact words...”

Smoot says there was no connection at all between Grisham or Coppola and himself prior to this. “Grisham has...one of his residences in Oxford, Mississippi which is about an hour to ninety minutes from Memphis. He’s set a number of his books in Memphis. He knows an awful lot about the city and law school, which he describes in this book. The Firm, Grisham’s first film, was about a Memphis law firm. When the movie came out (I was there at the time) there was a lot of discussion in town about which firm he based the book on...So he does know a lot about Memphis...Our paths might have crossed, but I’m certainly not aware of that, nor is he.”

Professor Smoot wishes to assure his many fans that despite his newfound acting career, he fully intends to keep his teaching position at VUSL. He still enjoys rubbing elbows with the little people. He also wanted to take this opportunity to dispel scurrilous rumors circulating at the law school.

Smoot did not “sleep his way into the part.” He earned his role.

Smoot has not yet decided whether he will begin to refer to himself in the third person.

There are currently no plans to begin charging royalties for the use of his likeness in Civil Procedure classroom hypotheticals.
Minority dissents -- The bible of the damned

By Bryan K. Bullock
Staff columnist

The First Amendment to the Constitution guarantees the right to free speech and press, but does it actually mean anything? This column will attempt to answer that question. The recent controversy over the book "The Turner Diaries" has brought this issue to the forefront.

"The Turner Diaries" is a novel written by William Pierce, a former physics professor, that was published in 1978. It describes a group of white supremacists who engineer a race war in which Jews and African-Americans are targeted for extermination. The book was later adapted into a film and has been used by various right-wing groups.

Despite its controversial nature, "The Turner Diaries" has been influential in the spread of white supremacist ideas. The book has been described as a "bible of far-right hate groups" by Newsweek magazine.

The book's popularity has prompted calls for censorship and banning. In 1983, the book was banned by the U.S. Department of Defense due to its inflammatory content.

However, the book has also been defended by many in the white supremacist community. The National Alliance, one of the largest neo-Nazi organizations in the U.S., has praised the book as a model for its ideology.

"The Turner Diaries" is a disturbing example of how the First Amendment can be used to spread hate and violence. It is a reminder that the protection of free speech does not mean that all speech is equally protected.

Double on America

Double the Fun: Life as a Twin

By Mark Pappas
Staff Columnist

"What's it like to be a twin?"

I've been asked that question more times than I can remember. People are always surprised to hear that I have a twin sister. Stephanie. I'll tell you the story from the beginning.

Over twenty-three years ago, Stephanie and I had a nine-month lease on a cozy one-bedroom apartment. For some unknown reason, Stephanie kicked me out after seven months. Our landlord was quite surprised by the event. Shortly thereafter, Stephanie moved out of the apartment because she missed her big brother. A new adventure began as Stephanie and I moved to a larger house where our parents and three siblings lived.

I have to give credit to my wonderful parents. They have done a great job of raising two identical twins. Stephanie and I have often shared a unique bond with each other that we believe is the result of our twin status.

There are several advantages to having a twin sister. For one, we have shared experiences and challenges throughout our lives. We have been able to support each other during difficult times and share in our successes.

Studies of twins have shown that twins are more likely to have similar interests and personalities than non-twins. This is due to the fact that twins are more likely to spend time together and share experiences.

We have always been close friends and have shared many interests. We have shared the same dreams and aspirations. We have been able to support each other during difficult times and share in our successes.

Stephanie and I have often used our twin status as a means to gain vital information. We have spent dozens of late nights talking about our dreams and ambitions. We have shared many long walks together along the beach, watching the sun set over the Pacific Ocean. Stephanie's my closest friend. She's the best friend I've ever had in life. I am so thankful for a wonderful twin sister.
Open House Monday -- November 4 -- JOIN Us ! ! !

By Gail Peshel
Director of Career Services

November 4 will mark our official welcome to first-year law students -- but every student is always welcome in Career Services!

If you haven't used the resources or talked to the professionals that staff our office -- BE SURE TO STOP BY. If you've used some of the office resources but aren't sure where other resources are stored, BE SURE TO STOP BY. If you regularly consult with staff members and utilize the array of resources, BE SURE TO STOP BY! We hope to see all of you!

Each student can participate in a scavenger hunt, where finding the answers to several questions automatically enters your name in a drawing for a $50 gift certificate from a Southlake department store. Door prizes will be awarded, and dozens of cookies will be provided.

Don't miss this opportunity to learn the location of resources such as employer files, periodicals listing jobs, and books describing practice areas. Joan, Anita and I look forward to talking with you!

Open house hours: 8:30 a.m. until 4:30 p.m.

continued on page 11
Career Opportunities

WASHINGTON, ABERDEEN
General practice firm with 8 attorneys, 6 partners, seeks associate to focus on probate, estate, tax, and business law. Position is filled. Send resume, writing sample, and to: Richard Croman, Ingram, Zelaska & Goodwin, PO Box 1106, Aberdeen, WA 98520.

WASHINGTON, VANCOUVER
Associate-for Fall 1997; seeking business/financial institutions associate. Position requires strong interest in a career as a trial attorney and should be prepared to take responsibility for handling all aspects of complex business and tort litigation matters. Send resume and cover letter to: Susan A. Hartnett, Hiring Partner, Sugarman, Rogers, Barshak & Cohen, P.C., 101 Merrimac Street, Albany, NY 12215. Fax 518/222-2505.


MARYLAND, CUMBERLAND
Judicial Law Clerk - Applicants must have obtained a JD degree by September 1, 1996, and must be admitted to the bar by July 1, 1997. Applicants will be contacted at the end of July 1997. Salary: $34,810. Send resume and law school transcript to: Hon. Joel D. Novak, Fifth Judicial District, 500 Mulberry Street, Cumberland, MD 21502.

TEXAS, TEXARKANA
Appellate Law Clerk Positions (5) - These are two year clerkships which will begin in August 1997. Applicants must be admitted to the bar ofTexas and have a strong aptitude for legal research and writing. Send resume, letter of reference, and writing sample to: Hon. Rita M. Dau, Court of Appeals, Sixth Appellate District, Bi-State Justice Building, 100 North State Line Avenue #20, Texarkana, TX 75501.

IOWA, DES MOINES
Judicial Law Clerk - Available July 1, 1997. Must have graduated from an accredited law school prior to 7/1997. Salary: $30,180.00 + benefit package. Applicants should be committed to a bar career and have a strong aptitude for legal research and writing. Send resume, letter of reference, and writing sample to: Hon. Joel D. Novak, Fifth Judicial District, 500 Mulberry Street, Des Moines, IA 50309. DEADLINE: 11/27/96.
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Wednesday October 30th

Contracts

Benson

4pm

Hour 1: Types of Contracts • Offers
Hour 2: Termination of the Offer • Acceptance
Hour 3: Parol Evidence Rule • Consideration • Defenses
Hour 4: Options • Statute of Frauds • Conditions
Hour 5: Conditions • Duties
Hour 6: Remedies • Third Party Beneficiaries • Assignment • Delegation

Wednesday November 6th

Civil Procedure

Benson

4pm

Hour 1: Overview • Subject Matter Jurisdiction • Federal Question • Diversity • Domicile, Corporations, Unincorporated Associations, Representative Actions • Amount in Controversy • Aggregate Claims • Multi-party Claims • Subject Matter Jurisdiction: Multi-party Claims • Supplemental Jurisdiction - Traditional Basis, Long Arm Statutes, Constitutional Limitations (In Rem, Quasi-In-Rem), Notice & Opportunity to be Heard, Service of Process
Hour 2: Venue - Transfer, Forum Non Convenience, Dismissal • Removal • Waiver • Governing Law: The Erie Doctrine
Hour 3: Pleadings - Specificity, Amending Pleadings, the Relation-Back Doctrine • Joinder - Joinder of Claims, Permissive Joinder of Parties • Compulsory Joinder of Parties • Counterclaims • Crossclaims
Hour 4: Third Party Claims (Impedal) • Interpleader • Intervention • Class Action • Discovery - Scope of Discovery, Work Product, Discovery Devices • Pretrial Adjudication • Summary Judgement
Hour 5: Trial - Jury Trial, Mixed Law/Equity Cases • Post Trial Motions - New Trial Motion, Partial New Trial, Additur, Remittitur, Directed Verdict, JNOV • Former Adjudication - Res Judicata, Collateral Estoppel, Mutuality of Estoppel, Non-Mutual Offensive Collateral Estoppel

Wednesday November 13th

Criminal Law

Benson

4pm

Covers crimes and all possible defenses.

Monday November 18th

How to Write an Essay Exam

Tabor

5pm

Hour 1: How to Write an Essay Exam
Hour 2: Criminal Law

Seating is Limited.
To Reserve A Seat Call:
800-443-3075 ext. 7356