The Forum (Volume 35, Number 9)

Valparaiso University School of Law

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Should they stay, or should they go?

BY BRENT PIERCE
Copy Editor

The Immigration divide continues to grow deeper as Congress tries to find common ground. The House of Representatives passed a strict bill last December aimed at limiting the flow of illegal immigrants into America. The Senate has stalled with attempts to find a compromise on a guest-worker program.

Currently it is estimated that 12 million people are in America illegally. A problem many socially conservative House Republicans say has been ignored. A demographic that is dramatically changing American culture, and threatening its values.

The House bill, authored by Republican James Sensenbrenner of Wisconsin, would make it a felony to be here illegally, and make it a felony to aid anyone here illegally. This provision includes anyone, including clergy, who gives an illegal food or a place to sleep. Many have called this bill irrational and impractical.

Though Republicans control both houses of Congress, the Senate is home to a more moderate Republican party. Senators from both sides of the aisle agree that a comprehensive plan is needed, including a guest-worker program, which would pave the way to earned citizenship. This program, supported by President Bush, would allow illegal immigrants already in America to stay and work, while earning citizenship. To become a citizen, immigrants must hold a job for a certain number of years, demonstrate proficiency in English, and pay their taxes.

Some in America, including major labor unions, view the guest worker program as a sellout to the business industry. In their view, the program allows illegal immigrants to stay in America and work for much less than an actual citizen, which takes jobs from Americans. Tough legislation, like the House bill, would deal a blow to the business community, namely the agriculture, hotel and restaurant sectors, which rely on cheap labor from illegal immigrants.

American public opinion on the issue shows frustration with illegal immigration, but favors a practical solution. According to a Time Magazine poll, 82 percent of Americans believe their government is not doing enough to curtail illegal immigration. Seventy-five percent of those polled would take away health services and food stamps from illegal immigrants, while 51 percent would deny children of illegal immigrants public education. However, 78 percent of Americans would support a guest-worker program for illegal immigrants already here to earn citizenship.

There is one point of agreement in Congress, and that is the need to increase border security. Every measure before Congress includes more border patrol guards, more detention centers for captured illegal immigrants, and better technology for employers to screen employees to make sure they are here legally.

In an election year, it is unlikely any legislation will be agreed upon by Congress, and signed by the President. In this mess, it is becoming increasingly apparent that Republican Party, once united behind its President, is deeply divided over a monumental issue. With such sharp divisions between the houses of Congress, a meaningful compromise may be years away.

Libby: President authorized leak

BY BRENT PIERCE
Copy Editor

Former Chief of Staff to Vice President Cheney, Scooter Libby, told prosecutors that sensitive, classified information about Iraq was leaked with approval from President Bush. The information detailed Iraq weapons programs and ambitions, and was leaked only after public opinion showed a drop in support for the invasion.

President Bush has made clear that he would fire anybody working in the White House responsible for leaking classified information. In 2003 Bush said, "I don't know of anybody in my administration who leaked classified information. If somebody did leak classified information, I'd like to know it, and we'll take the appropriate action." This revelation puts President Bush in the center of his administration’s campaign to undermine its critics while Bush was hoping to make the Iraq war a central theme for his re-election campaign in 2004. According to Libby, Vice President Cheney assured him that the President had authorized the leak from a classified CIA document called the National Intelligence Estimate.

This document, citing various intelligence reports, argued that Saddam Hussein was rebuilding his nuclear weapons program and had sought weapons materials in the African nation of Niger -- claims that Bush and others had used to justify the March 2003 invasion of Iraq but that were ultimately proven to be untrue.

The leak was authorized just days after former U.S. Ambassador Joe Wilson wrote an op-ed piece in the New York Times, detailing his trip with the CIA to Niger, and ultimately undermining the administration's claims. The testimony also details how both Bush and Cheney were deeply
Delta Theta Phi re-activates the Otto Rentner Senate at VUSL

BY STEVE EHRMAN
Staff Reporter

On March 22, 2006, the Delta Theta Phi Otto Rentner Senate at Valparaiso University School of Law was reactivated with initiation of the founding membership. The initiates are: Jarrod Hicks, Dean; Sherwin Tsai, Vice-Dean; Ashley Ulbricht, Clerque of the Rolls; Christopher Buller, Master of the Ritual; Matthew Stanczak, Clerque of the Exchequer; Donald Nagel, Tribune; Timothy O’Connell, Bailiff; and Stephen Ehrman.

The chapter has enjoyed a great history at Valparaiso University School of Law. At one time, the fraternity was housed in a Victorian house, located on Lincolnway. This is now the Greenwich Terrace Café. Notable long time members of Delta Theta Phi are Dean Berner and Dean Cichowski. At one time, the Delta Theta Phi fraternity was said to have been the social hub of the law school. Carrying on the social culture, the reactivated senate will focus on professional socialism, networking, educational excellence, and professionalism. An additional benefit to selected members is the opportunity to have a law review article published and distributed nationwide. Delta Theta Phi is the only law fraternity with an authoritatively recognized law review, The Adelphia Law Journal.

Initiation for newly selected members will take place in the fall of 2006. The reactivating members promise that the Otto Rentner Senate will offer unprecedented opportunities for the newly initiated members. Among the first of many activities planned for fall 2006, there will be a joint networking function with the recently activated chapter at the University of Notre Dame Law School.

The mission statement of the National Society is: To foster lifelong friendships and professional affiliations through legal education, international networking and mutual respect. In order to accomplish that mission, the leadership opportunities available in Delta Theta Phi will refine the members’ networking, speaking, organizational, public relations, and marketing skills.

Please join me in congratulating these founding members who have reactivated this prestigious fraternity at the Valparaiso University School of Law.

Steve is a 2L and may be reached at steven.ehrman@valpo.edu.
CLASS NOTES

Note from the CCPC

I serve Valparaiso University on the Campus and Community Policy Committee (CCPC), representing graduate and law students. CCPC reports to the University Council and is a key member of the decision-making process surrounding campus governance. I sit on the Policy Committee of CCPC.

As a member of that subcommittee, I have been involved in campus-wide policy concerns such as the integrity of data in VU systems, and classroom decorum issues. Other subcommittees of CCPC address parking, safety, campus living, the annual MLK Celebration, and the like.

On the whole, my pursuit is to learn more about how VUSL fits into the University, and how “both sides” can best benefit from each other. I will be graduating from VU Graduate School (M.A. Liberal Studies - Ethics and Values) this May, so I have experienced the University from each perspective.

I would like to learn about concerns that VUSL students have, related to University policies. Therefore, I would like to invite VUSL students to utilize my representation by emailing me at Edward.Zuger@valpo.edu with those concerns. I welcome the same over summer break.

Thanks kindly, Ed

Congress comes to Valpo

United States Congressman Pete Visclosky will be at Valparaiso University April 19th. The 1st District Democrat was invited by the Valpo Law Democrats to give a speech on the current state of the American worker.

The speech will be at 5:00 in the Science building in Room 234. Pizza and drink will be provided. This event is open to students, faculty, and the public. The speech will be followed by a question and answer session.

Celebration of Success

The 2006 Celebration of Success marks the successful completion of Building Connections, the Valparaiso University School of Law’s $10 million campaign and honors its many generous alumni and friends.

Following the tradition of the 125th Anniversary Gala, this festive evening will feature good food, conviviality, an engaging speaker, music and dancing.

The Celebration will take place May 13, 2006, at 6:00 p.m. at Pazzo’s restaurant. For reservations and other information, call Jackie Peyton at 877-825-7652.

Day of Silence observed

This year’s National Day of Silence will fall on Wednesday, April 26.

The Day of Silence, a project of the Gay, Lesbian and Straight Education Network (GLSEN) in collaboration with the United States Student Association (USSA), is a student-led day of action where those who support making anti-LGBT bullying and harassment unacceptable in schools take part in activities to recognize and protest the discrimination and harassment – in effect, the silencing – experienced by LGBT student and their allies.

For more information on the Day of Silence, visit www.dayofsilence.org.

Lecture series to feature VUSL alumni

The Business Law Society is hosting its Second Annual Valpo Law Success Stories, a lecture series featuring Valpo Law alumni. We have two great alums coming back to visit with us this year.

The first event takes place Thursday, April 13, at 4:00 in Benson. Our speaker is Todd McCartney (VUSL ’86). Todd is the Western Divisional Manager for Goldman Sachs Asset Management.

The second event takes place on the following Thursday, April 20, at 4:00 in Tabor. Tom Eisele (VUSL ’83) is our speaker that day. Tom is an Executive VP & General Counsel for Nibco, Inc., a very large global manufacturing business headquartered in Elkhart, IN. Another unique thing about this event is that Tom’s daughter, Anne, is a 3L at VUSL.
Editors and gentlemen of VUSL and the Valparaiso community, it has been a pleasure to serve you as the Editor-in-Chief of The Forum for the 2005-2006 school year. Although there is one remaining issue of The Forum, this issue will not be my last. The new staff will step in and make a seamless transition into the month of May and the remainder of the school year.

In my term as Editor in Chief I have attempted to make The Forum a more informative, efficient, and reader friendly publication. I am pleased with the quality of publication The Forum staff has been able to distribute to the legal community.

For the first year, the staff has received letters, both positive and negative commenting on the content of The Forum. Our writers have received personal letters in regard to their columns and I have fielded phone calls of all natures regarding the content of The Forum. This rise in discourse about the content of The Forum is an indication that the publication is largely successful. Communication is evidence that The Forum is widely read and also that the articles are about topics that matter to individuals.

This progress could not have been possible without several individuals. First, I would like to thank Jonathan Pasky. Jon was last year's Editor in Chief and he brought The Forum back to life. When Jon graduated, I was left with the framework for a great publication. Without him, my job would have been much more difficult and The Forum would not have reached the level of quality that I feel has been attained.

Also, thanks to my editorial staff: Marina Ricci was my managing editor and she took care of all financial matters, printer issues, website development and general office tasks. Never have I had to question whether Marina had done her job. In fact, I asked her once, "What exactly do you do?" I had to ask this question because although I knew she handled many tasks, I didn't actually know what her responsibilities were. Regardless, Marina has always been reliable and is largely responsible for keeping things running smoothly.

Melissa Durham was my Production Editor. Melissa learned how to use the design software and allowed production weekend to become surprisingly efficient. What used to take three or four days last year is now complete within twenty-four hours. Thanks Melissa, for allowing us to enjoy some of our weekend outside the walls of The Forum office.

Heather Montei was my executive editor and she was assisted by Nick Gonzalez. This job requires soliciting advertising from local businesses and designing advertisements for publication in The Forum. Thanks to the effort of these individuals, The Forum was sent to all mailable gradu­ates of VUSL. Without the supplemental funding from advertising, this effort would not have been possible.

Thank you also to the writers. Without writers, there would not be a publication and without good writers, there would not be a successful publication. Thank you to all of the writers who have contributed to The Forum.

Finally, thank you to the readers of The Forum. Many of you have donated to The Forum, written letters to The Forum and congratulated us on the quality of the publication. Without your feedback, The Forum would fail to make strides in the direction of excellence.

Once again, thank you for allowing me to serve the VUSL community as Editor in Chief. Good luck to all in your endeavors.

— Kelly Ann Vanderwall, Editor in Chief
— Melissa Durham, Production Editor
— Marina Ricci, Managing Editor
— Heather Montei, Executive Editor

The last column I authored encouraged you to become a great listener of stories — those highly personal tales your clients bring you, with an expectation that you will perform miracles. Let's talk about those miracles. These are not miracles in the biblical sense, but in the sense of accomplishing the previously unaccomplished.

Two weeks ago, I visited the Microsoft corporate campus in Redmond, WA. I was one of a group that was granted entry into two of their futuristic labs. One was the office of the future, where they showed how documents and work procedures can be reduced to and controlled by software. The other was the home of the future, with some real whiz-bang gizmos. Everything they showed us is expected to be on the consumer market within the next three to five years. It was astonishing. Who thinks of this stuff?

The Microsoft campus is a place oozing with masses of the most intelligent and imaginative problem solvers in the world. These exact traits are the traits of a great lawyer, a lawyer that adds value to every matter with which she is entrusted. Please bear with me as I lead you down a slight tangent at this point. This is relevant in the sense that there is some information about interviewing for jobs.

How does Microsoft go about finding these people?

Mr. Gates and company do not hire for pedigree. They do not care what schools you attended or how you were bred. All they want to know is if you have the requisite intelligence, imagination, and problem-solving skills. If you do, they know they can make you successful at what they do. It works.

— Curt Cichowski, Associate Dean for Administration

April 2006
What's New with Law Review?

Mary Caskey

Law Review

As the school year draws to a close, the Volume 40 members of the Law Review have many significant accomplishments to be proud of. Recently, Notewriters completed their Notes, reaching a significant milestone of the Law Review process. Fourteen of the Notewriters achieved a publishable standard and have the option of publishing their Notes next fall in Volume 41. Also, in March, the Law Review’s Symposium, “Celebrating 20 Years of Continuing Legal Education,” was attended by over 100 participants. Additionally, the dedication and hard work of the Editorial Board will soon result in the publication of the final issue of Volume 40 and the culmination of Law Review responsibilities for 3L Editors. Finally, the Executive Board for Volume 41 has been chosen, and the work has already begun. First on the agenda is recruiting new members to join law review.

In case you got lost in all that Law Review lingo, I’d like to take the opportunity to give you a brief overview of what Law Review is all about. Law Review is a student-run academic journal that publishes articles and lectures by professionals and case comments and Notes by students. Additionally, law reviews are the primary source of legal scholarship in the United States, offering creative and critical insight into problems in the law. For students, law reviews provide practical experience in writing and analysis and an educational experience not offered elsewhere in the law school curriculum.

Also, Law Review offers the opportunity to be published, four credits during your third year and fulfillment of the third-year seminar requirement. Finally, Law Review offers possible job opportunities throughout the year from judges, firms and organizations looking to employ law review members, as well as a challenging, yet rewarding experience that will open many doors to a future legal career.

During your first year on Law Review, as a Notewriter, you will be primarily responsible for writing a Note, in which you will research and thoroughly analyze a legal problem of your choosing. At the end of the Notewriting process, your Note will be reviewed by the Editorial Board of the Law Review, comprised of the 3L members of Law Review, and your Note may be chosen to be published the following year. During your second year on Law Review, you will become an Editor, and are responsible for editing articles and student works for publication. At the end of your time on Law Review, you will not only have improved your writing skills, but you will have a great discussion topic for future employment interviews.

Additionally, a part time student is eligible to try out if he/she: 1) converts to full time, 2) through taking summer classes, he/she will graduate with the full time students he/she began law school with, 3) he/she has a GPA of 3.25 or better. Finally, all students who are eligible to try out for Law Review must participate in the case comment competition, which is held following spring semester finals. Cara Ottenweller, the Executive Editor of Student Writing, will be running the competition and will have more details to come.

In closing, congratulations to the Executive and Editorial Boards of Volume 40 for all their excellent leadership, patience, hardwork and talent. Good luck in your endeavors!

Mary is a 2L and the 2006-2007 Editor of Law Review, she may be reached at mary.mcfarland@valpo.edu.

I got 99 problems, but Moot Court ain’t one!

Stephen Starks

Moot Court Society

To those of you shocked by the title of this article, thank you for taking the time to read my thoughts as I would like to briefly recap this past year. A lot has happened to me personally, some good, some bad and as all law students do, I dealt with it all and made it through my final year of law school. For that, I am extremely grateful and I thank everyone who played any role in contributing to this milestone called graduating from law school.

When I was elected by last year’s Executive Board of the Moot Court Society to serve as this year’s Chief Justice, I was tremendously honored to be thought of as a person who could lead one of Valpo Law’s greatest organizations. I knew I could lead, but I honestly wondered how well I would be received by the rest of my Executive Board and the members I would be leading. Of course, as with all authoritative roles; there was the initial “second guessing” stage. I heard rumbles from many to the tone of “was he a good choice?” It really didn’t discourage me because I chalked it up as the penalty of leadership. Thus, I held my head up high and started to develop my game plan to take Moot Court, with the help of my Executive Board and the members, as far as I could. I immediately began working with Dean Conison and the Administration and tried to get things as much in order and ready to go as possible. There I was—the leader of Moot Court, a rising 3L, and I had absolutely no clue as to how this would all turn out.

My Board was there with me in the trenches from the very beginning, ready and eager to work. It is that very supportive, tireless, willing to listen, and professional attitude that has made my reign as Chief Justice very memorable and which leads me to the title of this article. Because the Moot Court Society as a whole demonstrated constant professionalism.
Viewpoints

Life After Law School

With graduation just eight short months away, I remembered a green book I bought a couple of months before I came to law school. It was the Valparaiso University School of Law orientation on a really nice day in June and the career services staff, who we would get to know much better as our years here progressed, suggested that we read two books: "What Can You Do With A Law Degree?" and "Guerrilla Tactics For Getting The Legal Job Of Your Dreams ..." The first book tells you alternatives to law firm jobs while the latter actually tells you how to land the job once you know what you really want.

So realizing I wasn’t completely lost, I dug out these books that I haven’t looked at since those couple of months before law school really started to take away every waking moment. After all, we’re not all cookie cutter law students and because of that and our varied interests, there are different types of jobs out there for all of us. Whether it is working in a completely different field than law like finance or management or going into politics, the opportunities are out there for us as graduates of the law to bring a whole new prospective and depth of knowledge to a job that may need innovation.

Most of all, we have to be able to sell ourselves to what we really want. This is one of the most important steps of our lives, whether we use it as our first step to something much bigger or it is somewhere we want to be for a long time. These are very precious moments of our lives that we will not be able to get back so everyone needs to really look and decide how they want to spend that time. While there is nothing wrong with climbing up the ladder to your dream job, there is nothing honorable in doing something that you don’t believe in or that really says something opposite about you than you want to advertise to the world and most importantly to yourself.

As with traditional law careers as well as non-traditional ones, there are always choices. The type of law we practice and choosing between them should reflect a little bit of a personal characteristic that is unique to each of us. It is much more than being able to face yourself in the mirror after a long day at work. Rather, it is to know that the time you’re spending at work produces something that, even though it may not be exactly what you’re going to do for the rest of your life, is nevertheless something that you wholeheartedly believe in and makes your life worthwhile.

Marina is a 3L and may be reached at marina.ricci@valpo.edu.

Reality Check

Marina Ricci

Sitting in Contracts or Business Associations, the end of law school seems farther away than the nearest building over five stories tall. However, within about three years, most law students exit through the doors of Wesemann Hall, walk across the stage at graduation, and go into the real world. And to some of us, deciding what we want to do once we leave here is harder than the actual experience of some of the hardest three years of our lives.

When I was in middle school I knew I wanted to go to law school. It was my goal and I worked non-stop to get here. But once I got here, I realized that I hadn’t really planned for what exactly I was going to do once these three years came to an end. What exactly was it that I really wanted to do once I left here? I remember having clear answers to these questions when I was younger and somehow all the potential options available upon graduation really put a deep haze upon my past plans.

DEAN continued from page 4

Imagine the job interview that is designed to measure your level of intelligence, your problem solving skills, and your imagination. What would that look like and how would you prepare?

As it turns out, Microsoft is rather famous for its interviewing techniques; techniques that are becoming more popular in corporations and law firms.

The basic interview is a day long affair broken down into several one-hour sessions, each led by a separate interviewer. What you do not hear are questions such as “Tell me why we should hire you” or “Where do you see yourself in five years?” Nor do you answer the same question over and over as the interviewers rotate in front of you. Instead, you are posed questions such as: Why do mirrors reverse right and left instead of up and down? How do they make M&Ms? How would you locate a specific book in a big library where there is no cataloging system or librarian to help you? Why are beer cans tapered at the top and bottom? And, the most famous, how long would it take to move Mount Fuji? These are all real questions from the Microsoft interviewer’s inventory.

Sound like the style of questions posed in the law school classrooms? Law school is all about developing creative thinking, intelligence, and problem solving skills.

The fun of being a lawyer is navigating your way through the rules, figuring out how to maximize the positives, minimize the negatives, and doing something new every time. No two clients are really alike, so do not treat their stories as if they were. Shun forms. Adopt “what if?” as your mantra. Listen, ponder, strategize, debate, offer possibilities, identify opportunities and risks, and then craft a miracle.

Postscript:

Here is a problem from the Microsoft interview questions you can play with in your spare time. This question and all the questions referenced above have actual answers. For answers, and for hints on how to prepare for a Microsoft style interview, see the book “How Would You Move Mount Fuji” by William Poundstone.

The problem: There are three switches in a hallway. One switch controls a light fixture in a room at the far end of the hall. The door to the room is closed, and you can’t see whether the light is on or off. You need to find out which of the three switches controls the light. How can you be certain of finding that out, making just one trip to the room?

E-mail me if you want the answer.

Dean Cichowski may be reached at curt.cichowski@valpo.edu.

The Great Divide

The Grey Area Left of Center

Andrew Smith

In my three year tenure at Valpo Law, I have noticed something that I have found unsettling. After talking with a number of students, I have noticed that very few of them would actually donate money back to the law school. Many of them said they would donate to individual organizations on campus like Law Review or SBA, but never to the school itself. Upon my own further reflection, I find that I feel similarly. Oddly, I have a hard time placing why. Most of the students I have talked to referenced the administration as the problem, but could not provide any other explanation.

I need to be clear, it’s never the individual faculty members of the administration at the Law School, responses and my own feelings say the administration. But the question remains, why?

Many upper-classmen sneer when one of the recruiting tour groups pass in the hall, as if we all feel let down by the institution. I cannot honestly say it’s the education, because the education at Valpo, in my experience, is monumental. However, I think of the Law School generally, and my stomach churns.

My own reflection leaves me with the sense that I have been cheated. The idea is that I spend an enormous amount of money on my education but I end up not being able to find a job because no one wants to hire a middle of the road Valpo grad. I also wonder if it’s because what I was told while I was on my recruiting tour turned out to be false, or, at least, an exaggeration of the situation.

Regardless, there is a problem, and the apparent divide between the administration at the Law School and the students continues to grow.

Andrew is a 3L and may be reached at richard.smith1@valpo.edu.
FROM THE
LAW
LIBRARY

BY NAOMI GOODMAN
Technical Services Librarian

Have you considered Tahiti?

Sometimes during the three years of law school, some students may be faced with the reality that they need to consider an “alternative” law career. While law school, law school friends, and the study of law may be everything they anticipated, they realize that the traditional practice of law in a firm may be a lifestyle that does not fit them.

There is the “learn scuba diving and French and move to Tahiti” option. More realistically, there is the option of talking to the Career Planning Center staff for fresh ideas on different law careers.

Another option is to talk to any of the librarians here to find out what is involved in becoming a law librarian. Some students have really enjoyed the intellectual side of law school and realize that research attracts them more than the practice of law. They can have an interesting career teaching, and providing research for faculty and reference service to students, in a law school – and use that hard-won legal education daily. Interactions are generally very positive and less adversarial than when practicing law. Adding to the rewards is having more control over one’s life – always lots of work, but without the intense deadlines and long workweek of many practicing attorneys. Other places to work include libraries in state or federal courts, government, and law firms – but these positions often do not require a J.D. so are of less interest to law students.

Most academic law libraries require a masters in library science (MLS, MIS, or MLIS) from a program accredited by the American Library Association – not a great incentive to students who have already spent seven years in school and are the owners of considerable debt. Many programs can be completed in a year by taking summer classes, while others that include internships may take three or four semesters. There are a number of schools now offering distance learning (online) degrees that vary from completely online, to online with some face-to-face components, which can give students the chance to study part-time while working. The American Library Association lists accredited courses, with an option to limit to specific types of programs: http://www.ala.org/Template.cfm?Section=lsdirb&Template=/cfapps/lsdir/index.cfm.

A good resource for information about working in a law library is the Education and Careers section of the American Association of Law Libraries website: http://www.aallnet.org/services/.

Even looking at academic law libraries only (which is where most JD/MLS graduates will work) – there is tremendous variety available. Work includes teaching legal research, and in some law schools, substantive classes, and providing CLE classes. In other law schools, librarians concentrate on research and reference, or providing electronic services, or developing the library’s collection, or are responsible for the library system.

One specialty that is in demand is foreign and international reference and research. Taking on increased responsibility gives management experience and the chance to put new ideas into action. Fortunately for those starting as librarians now, many libraries will have openings for directorships within the next five to twenty years. While most librarians don’t become wealthy, they do have the opportunity to be well compensated. Job satisfaction, which is generally high, is one of the incentives that keep librarians working in their profession for many years. Only a few of our graduates go on to further study to become librarians – but they do get back to us, or we meet them at conferences, and we take satisfaction in hearing how they enjoy their work.

Ask any of our librarians for more information. Also ask about the externship that the library offers in fall and spring semesters, which includes supervised reference work, time spent in all areas of the library, and two visits to Chicago firm and court libraries.

LIBBY
continued from page 1

involved in the decision to leak classified information to reporters, even without the knowledge of then National Security Advisor Condoleezza Rice.

The documents do not indicate that President Bush was involved in the leaking of covert CIA operative Valerie Plame, who is married to Joe Wilson. Wilson’s op-ed was viewed as an attack on Bush and foreign policy, and special prosecutor Patrick Fitzgerald alleges the administration used Libby to leak information to rebut the attack.

The testimony states that Libby was hesitant at first when told to leak the classified information. However, Libby only proceeded once Vice President Cheney assured him that President Bush had authorized the leak. Libby also contacted lead counsel to Cheney, David Addington, who told him that presidential authorization to leak classified information amounted to declassification of the document.

These revelations only add to the mounting credibility problems this administration is battling. With the President suffering the lowest approval rating of his tenure, at 36 percent, being caught in a leak cover-up is the last thing he needs.

Brent is a 1L and may be reached at brent.pierce@valpo.edu.
## Student Profiles

*By Forum Staff*

### 3L

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<th>Professor</th>
<th>Lynn Monahan</th>
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### Family:

- **Parents** - Mike and Sue; **Sisters** - Molly and Martha; **Brothers-in-law** - Nick and Kyle; **Nephew** - Nolan; and **(last but not least) Fiancé** - Phil Pluister

### If you could have any job in the world, what would it be?

A job that pays money???

### What is your all time favorite book?

- **The Law of Property** - Cases and Materials. Who doesn't love it?
- **"The Sound and the Fury"** by Faulkner

### What are your summer plans?

- Study, study (and study) for the bar then take the bar. A few weeks later, Phil and I are getting married! Then we are spending a relaxing week in Mexico.
- **Study Abroad Program** - the Netherlands (in international Human Rights Law)

### What is the one piece of clothing you own that you could not live without?

- Pajamas of course.
- **My mouth.**

### What words of wisdom would you gave a prospective law student who is thinking about coming to Valpo in the Fall?

- Relax and have fun. The time will fly by -- so make the most of it.
- **See me for instructions.**

### Who is your favorite "American Idol" this season?

- I'll admit it - I've watched this season but only because Phil makes me. This week my favorite is Taylor Hicks. It changes often.
- I don't watch the show.

### Any last words for the graduating 3L?

- Best of luck to you all - it's been a fun and interesting 3 years!
- Nice not knowing you.
FORUM restaurant review: Don Quijote
A unique journey worth making

BY GENEVIEVE BOARMAN & CHRISTINE HASKELL

The billboard on I-65N states that don Quijote is the only Spanish restaurant in Indiana. Stepping into don Quijote, located on 119 E. Lincolnway, is like entering a quaint Spanish-inspired bistro with eclectic wall and table decorations and a beautiful mural of that ridiculously chivalrous hero who gives the restaurant its name.

Don Quijote has a substantial wine menu, which includes explanations of the wines and maps of the regions from which they originated. In addition, don Quijote makes its own sangria and limonada. Their sangria had a standard flavor accompanied by small bits of fruit. For those who prefer whites, the limonada was a refreshingly sweet white wine spritzer made with apples, lemons, and a hint of cinnamon.

The tapas menu was extensive and offers combo platters in order to sample a variety of the most popular dishes. The coliflor rebozada or French fried cauliflower was lightly battered and fried and served with a spicy dipping sauce that tasted like a mild buffalo sauce. The other tapas we ventured to try was croquetas, which is pulverized chicken in a thick cream sauce that is refrigerated before it is made into egg shapes, dipped in egg and then deep fried. Its soft texture is a denture-wearer’s delight and a surprising departure from the standard firmness of appetizers. However, the croquetas had a delightful creamy chicken taste that would be splendid combined with hot sauce. Let’s not kid ourselves though…about everything goes well with hot sauce!!! Sauce or no sauce, the croquetas are a good choice to sample.

Proceeding to the main course, the lomo sandwich consisted of marinated grilled pork loin covered with thin slices of roasted red peppers served on French bread. The meat was tasty, but the bread was so crunchy and tough that when I bit into it, the crust tore up the roof of my mouth. The sandwich was served with French fries, which were quite tasty when dipped in the ali-oli (a garlic mayonnaise). I think I could get used to using mayonnaise on my fries instead of ketchup like the French if it all tasted like the ali-oli.

Staying on the sandwich theme, I ventured out with the Don Quijote. The topping medley included cured Spanish ham, artichokes, roasted red peppers and a deliciously mild Spanish cheese. The flavors combined for a uniquely satisfying pleasure. A subtle change, such as making the artichokes and peppers into a creamy spread, would make the Don Quijote sandwich something worth riding a horse for miles to obtain.

Don Quijote has a vast selection of homemade desserts, but surprisingly we do not recall even one of them containing any chocolate! I tried a piece of pound cake submerged in a square of milk custard. It was so perfectly shaped that it reminded me of those handmade soap bars with the suspended shapes of stars and moons. The dessert was a family recipe and was rather unique. The custard was very creamy and not overly sweet and the pound cake added a richness to what could have been considered a rather plain dessert.

A rarity on most dessert menus is the poached pear. However, Don Quijote’s has it on occasion and when they do, I highly recommend it. Soaked in a sugary sweetness, a whole pear is perched on a soft bed of vanilla ice cream which is then entirely surrounded by a moat of a lightly flavored berry sauce. It sends you to such a happy dreamy place that your ‘To Do’ list completely escapes your mind.

Our rating is a compilation of pros and cons of Don Quijote. The tapas were wonderful and we are definitely going to venture back with friends for a tapas evening in the relaxing atmosphere. Diners also beware that while lunch is affordable, dinner at Don Quijote could present a small challenge to a law student’s budget. Overall, the Don Quijote restaurant adds a welcome unique Spanish flavor to the Valparaiso dining options.

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Discount ads for Don Quijote may be found in select issues of The Forum.

That’s Entertainment!
(Quality study breaks for the busy law student)

Remember, Remember the 5th of November

"How beauteous mankind is! Oh brave new world, that has such people in’t," Miranda, of Shakespeare’s The Tempest, exclaims in wonderment when meeting people who, unbeknownst to her, had plotted to murder her. Ironically, she considers these people ‘good’ when they are the just the opposite. Thus, Prospero responds, “Tis new to thee.”

Inspired by Miranda’s blissful ignorance, Aldous Huxley titled his novel Brave New World, describing a dystopia of stability and scientific advancement as controlled by an intangible government power. Like Miranda, Huxley’s citizens are blissfully ignorant that they are being drugged into compliance and contentment, eliminating creative freedoms and dissenting thought. Similar to George Orwell’s 1984, Brave New World became a reminder of the dangerousness of an isolated single power and its potential to control thought and expression if allowed by a frightened and unwitting populace.

The society portrayed in V for Vendetta is comprised of those “such people” who fascinate Miranda - people living in compliance and ignorance of their government’s actions. Set only a few decades in the future, the United States is in ruins, and Britain is in the stranglehold of totalitarian leadership, embodied by a snarling High Chancellor (John Hurt, now taking a turn as Big Brother himself, after playing Winston in “1984”). All sources of media and communication are controlled by the government, and citizens are unable to speak in their own homes without fear that a patrolling government satellite will pick up a conversation. Theocracy is the order of the day, and those who dissent or do not fit the moral code set by the government, such as Muslims, homosexuals, and other undesirables, have been eliminated. Comparisons to Nazi Germany and the Holocaust are blatant and undeniable.

Portrayed with gusto by Hugo Weaving, V is Guy...
Help wanted

Joey Favata

Now that there is a new labor agreement in place between the NFL owners and player’s association, Commissioner Paul Tagliabue has announced his resignation. Tagliabue took over the gig in 1989 after Pete Rozelle left the office and has brought the game into the forefront of American culture.

Tagliabue’s tenure has survived the rise and fall of Los Angeles (hardly Troy, but he acts like they equate), a wardrobe malfunction for the ages, and the drawstring in Al Davis’ sweatpants. He even managed to outlive the three Gramatica brothers kicking in the league (and John Madden is still fascinated with telestrator technology, go figure).

But now that Tagliabue is stepping aside, the NFL needs to find a replacement. Fortunately for them, the application pool is quite large. Here is just a sampling of some of their candidates:

Candidate #14: Shortly after the announcement, a reporter asked Secretary of State Condoleezza Rice if she was willing to take the job.

No football experience, but she has been the lead foreign diplomat of the United States for about two years. Granted, under her tenure, she reigned over an endless war, saw declining relations with every country in the world, and is rumored to have stolen the decorative soaps out of Jaques Chirac’s penthouse.

But look on the bright side: she didn’t shoot anyone in the face and she got to go on Oprah for an episode. Non-violent AND personable, quite impressive.

Candidate #35: A nomination by Bengal’s wide receiver Chad Johnson goes a long way, as Bill Clinton is now considered for the role.

Clinton comes from a state that doesn’t have a professional football team. He’s got that former leader of the free world thing going for him, but an impeachment doesn’t look good on a resume. The NFL would like the personal life to be kept out of the office (especially since they installed new carpeting last year).

Candidate #428: I decided to jump on the bandwagon and submit an application myself (I figured what’s another rejection letter, so why not). But mine stands out. Instead of one commissioner, I proposed to the NFL that they hire a commissioner committee. In my case, the committee would be two people: myself and my exact opposite identical twin brother Alter Ego.

I look at it this way: all commissioner’s have an advisor or two. Well, instead of the advisor being appointed, the committee knows who the advisor is going to be. And besides, we have the best debates. Just look at this one on touchdown celebrations:

Me: Why can’t these players be old-fashioned and just hand the ball to the ref?
Alter Ego: Because it’s old-fashioned. That went to the curb with snap bracelets and beanie babies.
Me: That still doesn’t take away from the fact that what they’re doing is childish.
Alter Ego: Poor baby, you get your feelings hurt? Go home and cry about it!

And never you mind about any ties, because we’ve got the most scientific process to work any of them out: rock, paper, scissors, best two-out-of-three.

Candidate #1: A nomination by Bengals’ tackle and, you know, I forget his name. It’s like a running guest list in the NFL, but anyway, they put a betting pool on this and I got the ".50."

Candidate #2: Shortly after the announcement, a nomination by Bengals’ wide receiver Chad Johnson. It’s from the same guy that thought it was a good idea to bring in the telestrator and the dance-off and the handcuffs and everything (Side note: My "bet" on Albany defeating UConn in the first-round of the NCAA tournament fell short by about ten minutes, but they came close. However, redemption was had, as Alter Ego got George Mason University in the Calcutta Pool for $50. A Final Four appearance later, he turned that bid into an $850 win fall.)

The NFL, however, shouldn’t even have open application. They shouldn’t even have a search committee. Throw all the hiring processes out the window, because when you talk about commissioners, there’s only one that matters: David Stern.

The NBA wasn’t even on the map when Stern took over. He has turned around the league into one of the premiere sports’ leagues in the country.

And look at all he survived: Latrell Spreewell choking incident, Pacers-Pistons brawl, and NASCAR. The speed bumps came at him from all angles (and turns), and the NBA is still profitable (surprisingly).

Stern is the commissioner of commissioners. I wouldn’t be at all surprised if Bud Selig has asked him for advice, and I’m convinced that Gary Bettman has a man-crush on him. The NFL would be crazy not to hire him.

Just look at baseball. If Stern were the commissioner, Barry Bonds and steroids wouldn’t be an issue. Bonds would be candidate #756 to become NFL commissioner.

So if the NFL were smart, they would lure The Commish to the dark side so that they could become an empire. Of course, that would leave an opening for the NBA commissioner position.

Only Candidate: Andrew Card.

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April madness

March Madness! The term is pretty fitting. I had the luxury of attending the first-round match-ups at the Palace of Auburn Hills. I got to witness firsthand the miraculous three-pointer by Northwestern State University’s Jermaine Wallace with less than a second remaining on the clock and Bradley University’s unbelievable run into the Sweet Sixteen. I definitely discovered why it is referred to as March Madness; however, March Madness has led to April Madness for some of the tournament’s biggest stars, most notably Joakim Noah.

After leading Florida to a national championship, as well as being named the most outstanding player of the Final Four, Noah now has a huge decision in front of him. He needs to decide whether to go the NBA or to return to Florida for his junior year. It is hard to believe that just a year ago, he played just two minutes in the NCAA Tournament, grabbing one rebound, and now he is faced with such a huge dilemma.

It is amazing what a good showing in the Tournament can do for you. Throughout the Tournament, Noah averaged 16.1 ppg, 9.5 rebounds, and 3.2 assists, as well as setting the record for blocks in the championship game with 6 and setting the record for blocks throughout the Tournament with 29. This is a hefty step up from the one rebound performance in 2005.

Just presenting the numbers is an insult to Noah’s game. After watching the entire Tournament, it is unbelievable what this kid can do. Standing 6’11”, this forward is easily mistaken for a point guard on the court because of his agility, ball-handling, and passing. His astounding numbers, combined with his unexpected point guard abilities, have nudged this sophomore into the lottery and some draft experts have him projected as the top pick in the upcoming NBA draft.

This is where Noah’s dilemma begins. He is faced with the decision of whether to enter the NBA draft or return to Florida to defend the title. Normally this decision is rather easy. Many players experiencing this similar predicament easily choose to enter the NBA because they have a family in need of support. Balancing familial needs with the chance to defend a title seems like an easy decision and for the most part the NBA usually wins.

Noah is in a completely different boat than most of the players faced with this decision. Noah is the son of Yannick Noah, the 1983 French Open champion and successful reggae star. Money is not an issue in the Noah household. Therefore, Noah does not need to enter the NBA in a hurry because he does not have to be concerned.
MADNESS
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about supporting his family.
I am reminded of another athlete that was similarly situated. Grant Hill won a national championship as a freshman and a sophomore, but remained in school despite the money he could have earned going to the NBA. Hill was not in a position where he had to support his family. His mother worked in the White House and his dad played in the NFL. Therefore, Hill did not have to rush out of college to support his family. He ended up staying four years and got bigger and stronger every year. If he had not been plagued by injuries, Hill may have been considered one of the best players of his era.
Noah has an opportunity to mirror Hill’s success. He would clearly be a lottery pick, but why leave now? If he stayed, he would get stronger, faster, and smarter. All of these attributes would make him a better NBA player. Not to mention, he would probably have the time of his life. There is no other time in your life where you can eat pizza for every meal, go a week without showering and walk around naked. Why would anyone choose the NBA over this?
Noah, take my advice. I am speaking from experience. Stay in college as long as you can. Entering the NBA comes with responsibilities that you never have to think about in college. By staying in college, not only will you be able to refine your game, but you will be able to have the time of your life.

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ENTERTAINMENT
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Fawkes meets Batman, by way of Cyrano de Bergerac and the Phantom of the Opera; a neo-swashbuckler hidden behind the mask of the revolutionary Fawkes, who attempted to blow up Parliament in 1605 because of King James’ strong stance against Catholics. V embodies the charisma, theatricality and innovation that the society is lacking, evident from his first appearance quoting Macbeth as he dispatches the “fingermen” about to attack Evey (Natalie Portman), and on to “conduct” the destruction of the Old Bailey to the tune of the 1812 Overture. He lives in an underground gothic cavern filled with banned artwork and museum pieces, items he has “reclaimed” from the government’s censoring agency.
Evey, however, is the film’s real protagonist, who is swept up in V’s plot after his dashing rescue. Though she begins as a character admittedly too afraid to stand on her own, to be “political”, like her parents, she is eventually stripped of her fear of the government’s power, and falls in love with the bulletproof idea beneath the mask: that people should not be afraid of their governments, govern-
With the addition of Anneliesje's coffe shop in the student lounge, it's easy to get your morning coffee fix.

Professor Bushbaum was pied in support of a PDP fundraiser.

Good thing VUSL has an anonymous grading system!

That speaker was so intriguing, I think I need a moment...

and allowed me to lead with little resistance, I can truly say that this year "I [had] 99 problems, but Moot Court ain't one." To my entire Society, I truly thank you!

This Moot Court season was a very successful one highlighted by the Luther M. Swygert Competition in which Alex Gatzimos, Melanie Scott, Bradford Shively, and Kimberly Stevens put on a final four showdown that dwarfed this year's NCAA Final Four in Indianapolis. It ended with Kimberly Stevens and Bradford Shively playing the role of the "Gators" and was topped off with Ms. Stevens closely resembling Joakim Noah, as Kim was awarded Best Oralist (for those of you who don't watch college basketball, Florida's Joakim Noah received Most Outstanding Player honors as his Gators won the National Title). To follow that up, Kristen Mulligan and Eric Stoegbauer reached the semi-finals in the Luke Charles Moore Civil Rights Competition in Washington D.C. while Cortney Schaffer and Kelly Vanderwall advanced to the quarterfinals in the Evans A. Evans First Amendment Competition in Madison, WI. Kelly Vanderwall didn't stop there; as she went on to receive the most impressive honor of Best Oralist out of the entire field of 32 teams representing law schools all over the country.

We are very proud of our members' accomplishments and feel that Valpo Law's Moot Court Society is definitely on the map.

Last but not least, I would like to congratulate and introduce the new Executive Board for the 2006-2007. Bradford Shively is Chief Justice, Kimberly Stevens is the Associate Justice of Swygert, Andrew Asma is the Associate Justice of Finance and the Newsletter, Georgianne Siepka is the Associate Justice of 1L Oral Arguments & Try-outs, DeVondolyn Simmons is the Associate Justice of Interschool Competitions, and Alaina Kennedy is the Associate Justice of Judging. As my term ends, I encourage the new Board to always work together and support each other. I only hope that you all are there for each other like my Board was there for me. If you stick together, you will have few problems too.

Moot Court has taught me a lot and as I take my victory lap, I would like to, once again, thank everyone who supported the Society. You know who you are. I will never forget what being a part of Moot Court has taught me and how our Family never fell apart despite our differences. I was once told that "attitude reflects leadership," and as true as that may be, I have come to learn that "good attitudes make a leader look good." So to my Board and all my members who allowed me to lead and serve you as Chief Justice, I thank you for not being one of "my problems." To Cortney, Elizabeth, Kelly, Josh, and Michael, it is because of you that "I got 99 Problems and Moot Court Ain't One!"

Gracefully bowing out,
Stephen Starks,
Chief Justice, Moot Court