11-16-1989

Motions 1989 volume 3 number 4

University of San Diego School of Law Student Bar Association

Follow this and additional works at: http://digital.sandiego.edu/motions

Digital USD Citation
http://digital.sandiego.edu/motions/17

This Book is brought to you for free and open access by the Law Student Publications at Digital USD. It has been accepted for inclusion in Newspaper, Motions (1987- ) by an authorized administrator of Digital USD. For more information, please contact digital@sandiego.edu.
Fund provides 1st athletic law scholarship

I.M. program also benefits from tourney
by Charles D. Hrvatin

History may have been made at this year's 14th Annual Michael Mohr Memorial Golf Tournament. No, "Mr. 58" Al Geibinger's record score is still intact. No holes-in-one were recorded. As a matter of fact the milestone hit doesn't really involve the game of golf per se at all.

The history made comes in the form of a recharacterization of the financial aid available for students from the Michael Mohr Memorial Fund. It was announced during the award presentation ceremonies that the fund which had previously supplied emergency, interest-free loans was being converted to a scholarship...but not just any scholarship.

The Mohr family instructed the school to supplement the Law School Intramurals budget with a $500 per year donation from the fund as well as arranging for what Tournament Chairman Lew Muller referred to as "the only athletic scholarship given at a law school.

Beginning this year the Michael Mohr Athletic Scholarship will provide financial assistance to students who have participated in the Intramural program and have exhibited sportsmanship on the field, which Muller stressed was "so much a part of Michael's nature." The tournament itself could be termed a mild success. The event was once again held at Rancho San Diego's Tavishos Golf Course on what probably could be termed the most golfable day of the year. All the linksters were treated to an enjoyable day with tee prizes, a post-match barbecue and all the beer and soda they could guzzle. The one cloud that hovered over the tournament was the fact that entries were down as approximately 65 golfers teed up for the nine o'clock shotgun start. One explanation for the drop in entries was the $50 fee (for students and faculty), $90 for alumni and non-students. However, this year's increase was due to an additional premium included with the entry fee. High quality golf shirts, towels and corduroy golf caps commemorating the event were given to each entrant.

A possible solution to the decline in interest was given by Muller in the form of discounts for early entries next year. Another enticement to players will be the annual raffle. This year's prize roster included the Muller in the form of discounts for early entries next year. Another enticement to players will be the annual raffle. This year's prize roster included a $300 walking machine courtesy of Mike Burke who took long drive honors with a blast that was less than scientifically measured at 290 yards. Don Call of Member's Choice, supplier of the caps and shirts, won the Closest to the Pin contest. The former professional golfer looked quite pleased accepting the golf bag for this feat. Call also won the low gross score category with a 3-over par 75 saying he liked to participate in tournaments such as the Mohr competition.

The Low Net winner was Bill Lavelle who posted a 67 after factoring in the complex Peoria handicapping system. Down from seven flights to three, the November 3 tourney will be tenned a mild success. The Mohr Memorial Golf Tournament should be just as exciting as the past with hopefully more golfers and more prizes. Scheduled for the first Friday in November all golfers should mark their calendar for November 2, 1990. SBA - AS co-sponsor Hi-Tech Fair by Starr Lee

The SBA, Academic Computing and the AS present the first annual Micro-Computer Fair, Thursday, November 16, at the UC Forum B from 10 a.m. to 6 p.m. The show will present computers from IBM, Apple, Zenith and Hewlett Packard as well as software from Addison, Silicon Beach and WordPerfect.

More and more students are finding computers to be indispensable parts of their academic lives but have trouble deciding which computer and software will suit their needs. This computer fair will allow students to see some of the most popular computers in one place so the students can compare.

Drawings will be held throughout the day for free software packages. Apple will be giving away a Mac Plus computer at the show. There will also be free popcorn and balloons.

The fair is open until 6 p.m. to accommodate evening students and faculty so take advantage. See you at the Micro-Computer Fair.

Alcohol, deaths top crime watch scene

With the end of the semester comes partying and celebrations linked with the finality of classes and the entrance of the new year. The door that opens to the new decade leads to new legislation that will directly affect those that decide to mix not only drinks but drinks and driving.

Beginning Jan. 1, the new drunken driver law takes effect, Continued on Page 3 Waiting list lottery results soon available

On November 13, all first-year students and all upperclass students who submitted course requests during pre-registration were sent Official Study Lists for Spring Semester 1990. If upperclass students did not receive all of the courses which they requested, a placeholder "Need a Unit Course" was inserted for billing and financial aid purposes.

In order to give the upperclass students who participated in pre-registration the opportunity to adjust their schedules before the opening of Spring Semester there will be three add/drop periods before Thanksgiving. See chart. All adds and drops will be accumulated at the end of each of the three add/drop periods and a lottery will be conducted, so it doesn't matter at which hour the forms are turned in during a given period. They will be numbered and the lottery will determine in which order the forms will be processed. Course change forms should be filled out completely. If the add portion cannot be processed because of a closed class, the student's request to drop a course contingent upon that add will not be processed either, so students will not lose courses in unsuccessful attempts to add others. Their names will be placed on wait lists.

No adds or drops will be accepted in the Records Office after 6 p.m., Nov. 21, 1989. The next opportunity to add or drop classes will be Monday, Jan. 8, 1990. The last to add classes is Friday, Jan. 19, 1990.

As a result of pre-registration, waiting lists have been established for several courses for which there were more requests than there was space available. Waiting lists

Continued on Page 3

Pre-Thanksgiving Add/ Drop Deadlines

<table>
<thead>
<tr>
<th>Pre-Registration</th>
<th>November 14</th>
<th>November 22</th>
</tr>
</thead>
<tbody>
<tr>
<td>Add/ Drop Period</td>
<td>November 20-22</td>
<td>November 22</td>
</tr>
<tr>
<td>January</td>
<td>Add/ Drop Period</td>
<td>Daily</td>
</tr>
</tbody>
</table>
motion
Thanksgiving. What have we got to be thankful for? A lot.

We can be thankful for this country's resiliency in the face of adversity and for the freedom we enjoy. From top to bottom we are in one of the best positions to enjoy this freedom. The fruits of the sowing of the bar we will be able to defend the public's rights pro-claimed in that grand document, the Constitution. Precisely, we have the ability to hone those skills through lively debate with peers in and out of class. Thanks should be given.

We also should have a great deal of gratitude for the academic freedom that is practiced. Private institutions can sometimes burden students with certain philosophical views. The University gives us the chance to explore and make decisions on our own. This is not always available in other schools let alone countries.

But give thanks that the world is in change. As I pen this opinion news has come down concerning the opening of the borders of the Deutsche Democratic Republic. East and West. This has opened up the door to discussions that will one day give the nations of Europe and the world a chance to be heard. Thanks should be given.

The day will come when hostages are released ... the bay area is finally marked; when Mandela is freed ... we graduate and pass the bar ... and the Cubs win the World Series.

I have not been able to pass this bar yet but to be thankful is God's way of doing things. If you want to talk about a happy season, then the best time to do so would be during the Thanksgiving season. All happy times. All family times. All times for repose and godspeed to all our readers for a happy and restful holiday season.

We graduate and pass the bar ... and the Cubs win the World Series. Christmas. Hanukkah. New Year's. Giving thanks at the end of the year is a time for giving. Thanksgiving. Giving thanks at the end of the year is a time for giving. Christmas. Hanukkah. New Year's. Giving thanks at the end of the year is a time for giving. Thanksgiving. Giving thanks at the end of the year is a time for giving. Christmas. Hanukkah. New Year's. Giving thanks at the end of the year is a time for giving. Thanksgiving. Giving thanks at the end of the year is a time for giving. Christmas. Hanukkah. New Year's.

But give thanks that the world is in change. As I pen this opinion news has come down concerning the opening of the borders of the Deutsche Democratic Republic. East and West. This has opened up the door to discussions that will one day give the nations of Europe and the world a chance to be heard. Thanks should be given.

The day will come when hostages are released ... the bay area is finally marked; when Mandela is freed ... we graduate and pass the bar ... and the Cubs win the World Series.

I have not been able to pass this bar yet but to be thankful is God's way of doing things. If you want to talk about a happy season, then the best time to do so would be during the Thanksgiving season. All happy times. All family times. All times for repose and godspeed to all our readers for a happy and restful holiday season.

Thanksgiving. Giving thanks at the end of the year is a time for giving. Thanksgiving. Giving thanks at the end of the year is a time for giving. Christmas. Hanukkah. New Year's.

As I pen this opinion news has come down concerning the opening of the borders of the Deutsche Democratic Republic. East and West. This has opened up the door to discussions that will one day give the nations of Europe and the world a chance to be heard. Thanks should be given.

The day will come when hostages are released ... the bay area is finally marked; when Mandela is freed ... we graduate and pass the bar ... and the Cubs win the World Series.

I have not been able to pass this bar yet but to be thankful is God's way of doing things. If you want to talk about a happy season, then the best time to do so would be during the Thanksgiving season. All happy times. All family times. All times for repose and godspeed to all our readers for a happy and restful holiday season.

Thanksgiving. Giving thanks at the end of the year is a time for giving. Thanksgiving. Giving thanks at the end of the year is a time for giving. Christmas. Hanukkah. New Year's. Giving thanks at the end of the year is a time for giving. Thanksgiving. Giving thanks at the end of the year is a time for giving. Christmas. Hanukkah. New Year's.

But give thanks that the world is in change. As I pen this opinion news has come down concerning the opening of the borders of the Deutsche Democratic Republic. East and West. This has opened up the door to discussions that will one day give the nations of Europe and the world a chance to be heard. Thanks should be given.

The day will come when hostages are released ... the bay area is finally marked; when Mandela is freed ... we graduate and pass the bar ... and the Cubs win the World Series.

I have not been able to pass this bar yet but to be thankful is God's way of doing things. If you want to talk about a happy season, then the best time to do so would be during the Thanksgiving season. All happy times. All family times. All times for repose and godspeed to all our readers for a happy and restful holiday season.

But give thanks that the world is in change. As I pen this opinion news has come down concerning the opening of the borders of the Deutsche Democratic Republic. East and West. This has opened up the door to discussions that will one day give the nations of Europe and the world a chance to be heard. Thanks should be given.

The day will come when hostages are released ... the bay area is finally marked; when Mandela is freed ... we graduate and pass the bar ... and the Cubs win the World Series.

I have not been able to pass this bar yet but to be thankful is God's way of doing things. If you want to talk about a happy season, then the best time to do so would be during the Thanksgiving season. All happy times. All family times. All times for repose and godspeed to all our readers for a happy and restful holiday season.

Thanksgiving. Giving thanks at the end of the year is a time for giving. Thanksgiving. Giving thanks at the end of the year is a time for giving. Christmas. Hanukkah. New Year's.

As I pen this opinion news has come down concerning the opening of the borders of the Deutsche Democratic Republic. East and West. This has opened up the door to discussions that will one day give the nations of Europe and the world a chance to be heard. Thanks should be given.

The day will come when hostages are released ... the bay area is finally marked; when Mandela is freed ... we graduate and pass the bar ... and the Cubs win the World Series.

I have not been able to pass this bar yet but to be thankful is God's way of doing things. If you want to talk about a happy season, then the best time to do so would be during the Thanksgiving season. All happy times. All family times. All times for repose and godspeed to all our readers for a happy and restful holiday season.

Thanksgiving. Giving thanks at the end of the year is a time for giving. Thanksgiving. Giving thanks at the end of the year is a time for giving. Christmas. Hanukkah. New Year's.

But give thanks that the world is in change. As I pen this opinion news has come down concerning the opening of the borders of the Deutsche Democratic Republic. East and West. This has opened up the door to discussions that will one day give the nations of Europe and the world a chance to be heard. Thanks should be given.
Campus Safety
from the waiting lists unless they confirm their places in their course change requests could be processed. Registration can be completed prior to registration day either by mail by Dec. 29, 1989, or in person. Bills will be sent from the Office of Student Accounts in December. Students who receive loans or other forms of financial assistance can check in the Office of Financial Aid Office. Students who did not participate in the pre-registration process, students visiting from other law schools and students enrolled in the graduate law school programs will register for classes on either Thursday or Friday, January 4-5, 1990 from 8:30 to 12:00 and from 1:30 to 6:00 p.m. A container will be set up at two other area law schools to receive food and clothing. These efforts at getting less-than-obsolete computers for the law community. So, long as the law addresses the fact that alcohol impairs driving ability at an even lower rate than .10, and that a move to .08 will send out the message that there will be a high percentage of arrests for those who drink and drive. Bottom line – the law sea out a deterrence.

Another deterrent, sobriety checkpoints for motorists, will be tested for constitutionality by the United States Supreme Court this term. In Michigan Department of State Police v. Sokol, the Supreme Court will rule on the reasonableness under the Fourth Amendment of Michigan’s sobriety checkpoint program, which is similar to the one in effect in California.

Even in state-of-the-art breathalizers, however, will apparently be saved for another day. Under pressure from the ACLU, the devices, which enable an officer to detect alcohol on a suspect’s breath, have been shelved by the California Highway Patrol.

Nightstalker joins death row ranks
Richard Ramirez, convicted last month of 13 “Night Stalker” murders and 30 other felonies, joins the more than 260 inmates on death row in San Quentin after juries recommended the gas chamber for the self-proclaimed devil worshipper. There has not been an execution in California in 22 years.

Leaving the courthouse after the 19 death verdicts, Ramirez told reporters “Big deal. Death always went with the territory. I’ll see you in Disneyland.”

No witnesses testified for Ramirez at the penalty phase.

Board of Visitors postpones Nov. meeting to mourn slain attorney
The USD Board of Visitors’ Annual Fall Meeting, scheduled for November 10, is being held for prominent San Diego attorney and former County Bar Association President Daniel Broderick, Broderick and his wife Linda were shot Nov. 5 in their Hillcrest home. Charged with the murders is Broderick’s former wife, ElizabethAnn Broderick. Daniel Broderick was convicted of the top medical malpractice attorneys in the state, holding a law degree from Harvard and a medical degree from Cornell.

The USD Board of Visitors meeting was cancelled since many of those on the board – which includes several judges, attorneys and alumni in San Diego – attended the services held for Broderick.

Law Distributors sponsors food drive
Law Distributors is presenting a holiday season food and clothing drive November 10 through January 3. The collection of food and clothing will take place downtown, at the Law Distributors store located at 1401 First Avenue, as well as here at USD and other law schools to benefit local charities.

Phi Alpha Delta is working in conjunction with Law Distributors and Food Drive Coordinator Christopher Car-
Faculty Profile

Students treated to wealth of tax, foreign expertise

by Marie Anne Urrutia

Richard C. Pugh joined the law school faculty in 1973 as a Distinguished Professor of Law. He is currently teaching Foreign Tax II and Public International Law. He is a graduate of Dartmouth College, Oxford University, where he was a Rhodes Scholar, and Columbia Law School, where he was a member of the Columbia Law Review Editorial Board.

Prior to joining the university, Professor Pugh was primarily involved in tax planning work for international transactions, investments, and financings, as well as representing clients in controversies with the Internal Revenue Service which were usually resolved prior to litigation. His clients were generally corporations, investment banking firms, and companies involved in either "in bound" or "out bound" transactions ("issuing money either in the United States or abroad) international financings.

The Distinguished Professor, Pugh, was introduced by a colleague to University of San Diego Corporate Tax Conference at which Professor Pugh made a presentation, highlighting an opportunity to teach full-time upon reaching retirement age with his law firm last year.

While working for Cleary during the past 20 years, Professor Pugh taught part-time in New York, at Columbia Law School as a Professor of Law. Columbia University does not have a graduate tax program, so he taught International Taxation and Legal Problems of International Business in Columbia's undergraduate law school program. He was also a full-time Professor of Law at Columbia University for eight years prior to joining Cleary.

In addition to his other accomplishments, Professor Pugh has published four books: with Henkin, Schachter, and Smir, "International Law, Cases and Materials," Second Edition (West 1987); with Hellowell, "Taxation of Transnational Transactions 1987-1988" (Commercial Clearing House 1988); with Barton, Gustafson, Hellowell, and Oliver, "Taxation of Business Enterprises 1987-1988" (Commercial Clearing House 1989); with W. Friedmann, "Legal Aspects of Foreign Investment." New York, Brown 1999. He is currently working on a new edition for "Taxation of Transnational Transactions: Cases and Materials." Professor Pugh is also working on a major study method of teaching tax law because changes in the field are so rapid that cases become out of date. He says that more than when he attended Columbia University in the late 1950's because today the curriculum is more diverse, and the law schools are more sensitive to the needs of contemporary society as evidenced by programs such as legal clinics. According to the Professor, law school courses may cease to be of society in anticipating societal problems, trends and needs.

Pugh thinks highly of the L.L.M. degree and believes it can be a real advantage to tax and estate planning lawyers because the degree results in a more competent legal practitioner. He recommends field of international taxation for those individuals who enjoy intellectual activities versus people people interaction because the work involves significant research and time spent alone developing tax plans for clients. He also believes international taxation is the fastest changing area of tax law which may explain why enormous amounts of research are required of the international tax practitioners. Further, he feels that the increasing complexity of the tax system and field of administrative materials that results is to be greater specialization within the tax law field.

Pugh believes the tax professors in the U.S. cities are currently the best to practice internationally in tax in: Chicago, Los Angeles, New York, D.C., San Francisco, Atlanta, Boston and New York. New York is particularly good for investment banking and international financing work because most of the Eurocurrency financing is done in New York, Paris and London.

For those students interested in working as a tax attorney for the federal government Professor Pugh listed public accounting, particularly for litigators, the Department of Justice Tax Division or the Chief Counsel of the Internal Revenue Service. Pugh himself served as a Deputy Assistant Attorney General, Tax Division, of the U.S. Department of Justice for two years. In addition, he recommends the Department of the Treasury for those students interested in developing new tax law or policy because it is the Treasury Department which proposes new tax legislation for the administration.

When asked what is the most important thing for foreign policy makers to keep in mind when making decisions pertaining to international law, the professor responded that policy makers should remember that international law exists at all. He cited the recent coup attempt against Noriega in Panama, after which there was much discussion about what could happen to the part of the United States, but very little if any mention of whether any international law should be violated by greater involvement. Summer Session Abroad

by Madelonne Baudouin

Although the summer months are still over the horizon, it's not too late to start thinking about them. There are many study programs that are sponsored each year by different universities and we have one right here at USD.

The International and Comparative Law Institute was co-founded by professor Herbert Lawrence in 1973.

The Institute is sponsored by the school, in cooperation with various international universities and is supported by the American Bar Association of International Law and the American Bar Association of International Business Law. The American Bar Association of International Law was added in 1974 before a move to the present Mission Valley location.

The program has been conducted in Great Britain since 1977 with a focus on Anglo-American Law in London, Oxford. International Business Law at the London site was added in 1979. The Irish program in Dublin concentrate on Irish law, while the Swedish and Polish programs focus on into Israeli Law and East-West Trade. Program Directors for each program area also available.

The program has been conducted in Great Britain since 1977 with a focus on Anglo-American Law in London, Oxford. International Business Law at the London site was added in 1979. The Irish program in Dublin concentrate on Irish law, while the Swedish and Polish programs focus on into Israeli Law and East-West Trade. Program Directors for each program area also available.

Admission is open to individuals currently enrolled in good standing at any law school.
THE GOLD CARD® A SPECIAL MEMBERSHIP OPPORTUNITY.

FOR GRADUATE STUDENTS EXCLUSIVELY.

Take advantage of this special opportunity to become a Gold Card member. American Express will approve your application based upon your status as a graduate student. Your acceptance will not be dependent on employment and income history. As long as you have no negative credit history and no negative American Express experience, you can soon be carrying the Gold Card.

And you need only call to apply. Any time, day or night, 24 hours a day. There is no lengthy application to complete.

Once you receive the Gold Card, you can begin enjoying the many benefits of this distinguished membership, including: Worldwide check-cashing privileges. Emergency Card replacement (usually by the next business day). A complimentary 24-hour, toll-free travel service. As well as insurance protection for your Gold Card purchases.

The Gold Card. Available to you now on this exclusive basis from American Express. Call today to apply.

The Gold Card®
1-800-648-4420
Local firm gets high marks for summer program

Luce, Forward, Hamilton & Scripps law firm’s Summer Associates Program ranked first among all California law firms in a recent survey of summer associates conducted by the American Lawyer. The only San Diego law firm included in the national survey, “Luce, Forward topped California partly because everyone wants to come back,” according to The American Lawyer.

The summer associate program which offers practical work experience is the firm’s major vehicle for recruiting the nation’s top law students.

“We continue our commitment to those who join the firm through our two formal training programs for first-year associates and our ongoing commitment to everyday ‘on the job’ training,” said Nancy Scull, a Luce Forward partner who co-chaired this year’s summer associates program.

The firm scored a perfect 5.0 in the “accept/reject full-time offer” category, with all 12 respondents indicating that they would accept an offer to work at Luce Forward.

L-F also scored higher than average in the “training” category, not surprising considering the firm’s intensive training program for its new lawyers.

Over 4,000 summer associates rated their experience in such categories as client contact, training, feedback, library research and importance of work at more than 200 law firms in 24 states and the District of Columbia. Luce Forward’s overall rating was higher than any of the 36 California firms included in the survey.

For more information on this and other law firms consult the Career Planning & Placement Office.

Holiday Bazaar opens near SDSU

The San Diego community is invited to one of the city’s most unique gift market-places, the Peace on Earth Holiday Bazaar. Sponsored by the Coordinating Council for Peace and Justice, the bazaar will be held on Saturday, Dec. 2, 10-4 p.m. at the College Park Presbyterian Church, 3073 Campanile Street.

The bazaar will feature a variety of alternative gifts including UNICEF greeting cards, toys, t-shirts, ornaments, baked goods and more special items to put under the holiday tree.

Proceeds benefit various special interest groups. For information call 265-0730.

KAPLAN-SMH presents

"How to Reduce the Stress in Your Life"

by

Jaqui Moss, MFCC

Great for anyone stressed out over exams or their upcoming bar exam.

DATE: Wednesday, November 15

TIME: 7:00 - 8:00 p.m.

PLACE: TBA (See Sidebar for Room #)

For More Information Call 277-6744.
Dean attacked by pro-life groups through media

by Mitchell Kam

Recently, Dean Kristine Strachan came under attack for her views concerning abortion. The controversy arose after an August 4 San Diego Tribune interview with Strachan was published in the San Diego Tribune.

The Tribune reported that Strachan characterized herself as "pro-choice" on the abortion issue. The report prompted some San Diego Roman Catholic Priests and other abortion opponents to call for Strachan’s removal.

In an October 24 Tribune article, Rev. William Mooney of Blessed Sacrament Church in San Diego urged the Presbyteral Council to push for Strachan’s ouster. In the article, Mooney said “opposition to Strachan’s appointment runs deep in the San Diego Diocese and the appointment raises questions about whether USD is truly a Catholic university.”

San Diego priests were encouraged to write letters to Bishop Leo T. Maher conveying their thoughts on Dean Strachan. In an October 26 Tribune article, Rev. Msgr. Richard F. Duncanson, diocesan chancellor stated, “many priests have thoughts on the subject they think that he [Bishop Maher] should be aware of.”

Dorothy Courser, president of Catholics Concerned for Life, an anti-abortion group, expressed concern that the appointment of Strachan compromises USD’s Catholic identity. Courser said, “I’m sure in the whole United States there must be someone who could act as dean who would reflect Catholic teaching. It’s incredible.”

Dean Strachan attempted to clarify her views in an August 22 letter to the Tribune saying that it was her “private conviction that abortion is morally wrong.”

USD President Author E. Hughes characterized the charge of USD somehow becoming less Catholic as “misguided.” Hughes stated, “that since its founding in 1949, USD has operated in a manner consistent with church teachings and has enjoyed mutually supporting relationships with bishops of the San Diego Diocese.”

The general opinions amongst students in the law school is one of support. Most believe that Strachan’s personal views are irrelevant to the issue of effectively running a law school.

Law student Kelly Elliott stated, he did not think “the Dean’s personal views on abortion have anything to do with her ability to run a law school.”
The H-owling-ween Parti

Photos courtesy of Jim Sherwood.
Party at What-a-Bash Hall
**WHY** do other courses compare themselves to California Bar/Bri?

_Because California Bar/Bri Sets the Standard_

California Bar/Bri has prepared more California attorneys than all other courses combined. California Bar/Bri's successful combination of substantive review and test-taking skills, along with the wisdom from nearly 30 years of bar exam preparation has made it the #1 course in the state.

Find out why.

Contact your campus representative or any Bar/Bri office.

---

3280 Motor Avenue #700
Los Angeles, California 90034
(213) 287-2360

1407 First Avenue
San Diego, California 92101
(619) 236-0623

332 Golden Gate Avenue
San Francisco, California 94102
(415) 441-5600
Book sale set for weekend

Friends of the San Diego Public Library present the Sixth Annual College Heights Library Booksale. The sale will take place Saturday, Nov. 18, at the University Branch Library, lower level, from 9 a.m. to 4 p.m. The library is located at 4193 Park Boulevard & Howard.

Proceeds will be divided between the library’s fund for a new branch library and fund for enhancing present operations.

Print shop expands to meet needs at USD

The University Print shop has reopened after a recent remodeling and expansion program that includes the installation of two new copiers that are expected to better serve the USD community.

A Kodak 300 copier/duplicator was scheduled to be put on line last week. The "300" operates at the rate of 100 copies per minute. New services offered include copies from two-sided originals (flat sheets only) and copies from unburst tractor fed computer paper.

Early in December the shop is expected to have on line a Kodak 90 copier which can run 50 copies per minute and offers 11" x 17" (ledger) copying and copies with selected lines highlighted in color.

Both of the new copiers are in addition to the current Kodak 250. These machines will greatly increase the shop’s capacity and reducing the impact of machine breakdowns. Further it allows the Print Shop to offer increased services and faster turn-around.

Great Mammoth Skiing is 10x Better this Year!

This season we’re welcoming back our most frequent skiers with the new "10x Anytime" ticket book. Now you can ski Mammoth Mountain and June Mountain any ten days throughout the year at special frequent skier rates. It’s all meant to give you more opportunities to enjoy our spectacular mountain served via 30 lifts, over 150 trails and 3,100 vertical feet of fantastic bowls.

Make sure you escape to Mammoth & June midweek. It’s the best way to experience our mountain. An environment where wide open trails give you more time to challenge our bowls and runs over and over.

We’ve been working 10x harder to make your ski season 10x better. 10x Anytime* A ticket book with 10 lift tickets good anytime throughout the season is $290, $60 off our regular prices.

Midweek Packages* Super 3, 4 & 5 day lift and lodging packages. An individual can enjoy three fantastic days of skiing and three nights of lodging for as low as $191.


Attend College in Mammoth!

Enjoy skiing while you continue your education in Mammoth’s new fully-accredited college and university program! Call: (619) 873-1165.
Seminar offers program on damages

Partners from four Los Angeles law firms will be presenting a legal education program on the topic of damages Dec. 1 at the Anaheim Plaza Resort Hotel, 1700 South Harbor Blvd.

Sponsored by National Business Institute, Inc., "For the Plaintiff: Determining and Proving Damages; For the Defense: Limiting Damages in California" was designed for plaintiff and defense attorneys, insurance company counsel, expert witnesses, claims managers and adjusters.

The faculty for the one-day seminar includes Bruce A. Brunell of Grone, Broillet, Paul, Simon & Wheeler; Joel Bruce Doughlas of Bonne, Jones, Bridges, Mueller, O'Keefe & Hunt; John Girardi of Girardi, Keese and Crane; and John McKay of McKay, Byrne, Graham & Van Dun.

The program agenda includes: (1) assessing and evaluating the types of damages available, (2) calculating the amount of compensatory damages, (3) punitive damages, (4) special considerations for pleadings in tort actions, (5) discovery techniques for the defense, (6) solutions to evidentiary problems for plaintiff and defense, (7) improving opening statements and closing arguments and (8) dealing with excessive or inadequate damages.

Fusion for the program is $128 which includes the reference manual "Damages - For Plaintiff and Defense Attorneys in California," authored by the faculty members. Reservations for the course and other inquiries may be made by calling Jan or Llynda at (715) 835-7909.

Soviet kids perform for USD gathering

In conjunction with the San Diego Soviet Arts Festival, USD played host to 27 performers from the Georgian Children's Dance Company of the Third Experimental School in Tbilisi for lunch at the Hudis University Center on Tuesday, November 7.

The group composed of 22 dancers, three musicians and two directors performed for school children from various local schools including Sherman Elementary school, Holy Family, St. Vincent's and St. Rita's. They were joined by university students, faculty and staff watching the Camino Hall Patio performance.
Victor takes Law & Motion in five minutes

Tough jurist, Milliken, tests competitors
by Gary Fielder

"It ain't over till it's over," stated second-year student Carol Wilkinson after arguing her way to a first place finish in September's Law and Motion Moot Court Competition. Wilkinson was chosen best by the Honorable James R. Milliken who judged the final round of the annual event, which when all was said and done became one of the most memorable competitions in Moot Court history.

The competition began with 29 advocates on the first night of the three-round tourney. The field was narrowed to 10 for the second-night semifinals based upon the competitors' combined oral argument scores and their previously submitted written motions. From the round of ten, only Wilkinson, John Fedor, Brent Neck, and Brad Weinreb remained standing to argue for the championship. Yet, little did they realize that what lay ahead was a fate far worse than death - embodied in a man in black robes and bow tie who's known downtown in Department 35 as "The Hammer."

In a word, Milliken was merciless. Good...but merciless. 'Nary was a complete thought articulated by the advocates without interruption from the bench. Even the most emphatic attempts to "get back to my argument," were squelched with a combination flip gesture, raised eyebrow...and another question. And never was a finalist allowed more time to answer that question than it took the good judge to ask it.

Strangely enough, however, what evolved was a fantastic final round. Fedor, winner of the Best Moving Party Papers, opened up the evening with an outstanding effort that for awhile kept the judge at bay and was good enough to net the second place plaque. First-time finalist and former UT grad, Weinreb, highlighted his argument with a strong rebuttal that enabled him to capture third place.

The teams from Boalt Hall and Pepperdine captured first and second respectively, co-won the Best Brief at this year's Western Regional of the Moot Court Competition. The problem is scheduled to the Appellate Moot Court Board for an appointment or information.

Tough draw keeps national team home
by Gary Fielder

"I think it was a good tournament," stated a disappointed Danish. "But it was certainly unfortunate to have the pairings randomly selected." As the judge had informed the team the preceding night, they were paired with their opponents, you guessed it, Boalt Hall and Pepperdine. This year's problem canvassed the standing requirement of a target corporation of a targeted takeover under the Clayton Act; and the disclosure required of a target corporation when attempting to self-tender.

Boalt Hall went on to crush the couple from Pepperdine in the finals.

Neck, who is two-for-two in this year's final round appearances, stood toe-to-toe with Milliken, but was deemed fourth in the end.

But nobody compared to Wilkinson, who shocked the capacity Grace Courtroom crowd by sitting down after using only five of her allotted 15 minutes to argue. At first, everybody in the place thought she was simply conceding defeat. That is, everybody but Moot Court Board member Jeff LaFave, who leaned over to this reporter and whispered, "Hey, she just made the perfect move!"

"Obviously, "The Hammer' agreed. "It was a learning experience in what a real law and motion hearing is like," stated Tournament Coordinator Ken Crede, who wrote this year's Law and Motion problem and hand-picked Milliken to judge the final round.

 Traditionally, the final round of the Law and Motion competition has been judged by the Honorable Jack R. Levitt, who unfortunately retired last year. No word has been given on whether Milliken will be asked to return.

Other outstanding participants in this year's competition were Kevin McConville and Eric Thomson. McConville was awarded the Best Moving Papers for the Respondent. Thomson was deemed Best Oral Advocate.

Upcoming competition
Currently, the Jessup International Law Competition is underway and oral arguments are scheduled for November 15-16 at the County Courthouse downtown. The Final's will be held in the Grace Court Room, Friday, November 17, at 5:00 p.m. Spectators are invited.

The first contest of the new year will be the St. Thomas More Constitutional Law Team Competition. The problem is scheduled to be handed out in mid-January. Interested competitors should watch for an announcement in Sidebar and fliers on the kiosk. Any further questions should be directed to the Appellate Moot Court Board office on the first floor of the law school.
Misdemeanors and other stuff

Editor's Note: WARNING! All of the following, as always, should be taken as seriously as predictions of the Chargers winning the Super Bowl. Parental or other guidance is suggested.

Views of the authors are a culmination of facts, names, fiction, bad taste, and frivolity. The standings should correct, though, calling some of those groups teams may be a stretch.

Latest softball line picks Bohica

It's almost tourney time and the computer has spit out the pre-tournament odds.

BOHICA 5-2: After pummeling a certain former champion into submission, you gotta make these guys the favorites. Rumor has it, however, that their lack of tournament experience could lead to this squad being upset.

KAHUNA 6-1: They always have a great season then choke in the playoffs. The more things change the more they stay the same – look for this hapless squad to lose early.

B.W. & NO NAMES 10-1: These guys are trying very hard to make the effects of a loss to Peep Helmut. They could be more competitive because of their tourney experience, but they just don't have the horses to win it all.

CAN O'CORN 12-1: Best defense in the league but a #3 team batting slump. This squad could be dangerous if they get the bans going. Should change their name to CAN CONN (no "O").

WSU 15-1: Nice uniforms but come on, the only reason this squad is ranked this high is because they've run up a decent record by playing a weak schedule. They'll be drowning their sorrows at the Old Town Saloon soon after the tourney winds down.

F-TROOP 16-1: If these guys could hit, pitch, or field they'd be mediocre. Don't put any cash on this ineb drunk.

HARMLESS ERRORS 20-1: After being severely whooped by BOHICA this squad was recently seen licking their wounds at O'Connell's. Rumor has it they've finally realized they're just not that good.

ILLEGAL BEAVERS 22-1: The play-off hopes of this squad were severely dampened by the loss of their spiritual leader Tom "Morty" Mortimer. It will be tough to endure such a crucial loss and still succeed in this talent-laden tournament.

SMEG, Maw & ASSOC. 25-1: They might have a decent team if they could get everyone to show up. Don't want you get far you in this league so you can count this squad out.

GONE BUT NOT FORGOTTEN 30-1: - They just should call themselves "GONE".

BRUTUM FULMEN 35-1: What are you guys still doing out there? You should probably be studying for finals. A new low for both of the first year teams has been achieved by this bumbling bunch.

AGGRAVATED ASSAULT 40-1: The "Fighting Salmon" will be fighting an upstream battle in this tourney.


LAST CALL 99-1: Might be the worst team ever if it weren't for TBA.

NO KANDU 99-1: No Kan show up. No can stay in tourney.

TBA 99-1: The worst team ever. Enuf said.

What a party at What-a-bash hall

by Dashall Hamlet

9:07 PM – It was a dark and balmy night on October 27, 1989 as I lined the marks I had followed all day. You see that's my job, I'm a detective, and my name is Philip Marhigh. On this night, I followed my marks to a little joint called Wahalab Hall. I watched them place a mattress over their heads and enter building disguised as a slumber party. It was a nice try but they were not going to lose me that easily. As I planned my next move, I checked to make sure Betsy was at my left side. Betsy is my 44 caliber Smith & Weston, which has kept me warm and alive many a night.

9:12 PM – I slipped the doormen a $50 spot to let me enter the Hall. Upon entering I noticed Tari "Babyface" Williams, the notorious Corongan gangster, talking to Olaf "The Enforcer" Hedberg, the equally infamous Long Island mobster. I realized I had stumbled onto something big – my trigger finger started to get itchy. As I walked through the Hall looking for my marks, I spotted my colleague, Mike (John) Ugly, heading to the beer line. I followed him. Mike told me he was trailing a husband whose wife believed he was cheating on her. Mike also mentioned a nickname of "Nickel and Dime" jobs. 9:48PM – I followed the slumber party through the building to the beer line. There I saw Steve (Emmet Hawkins) Garvey – the father of our country, Mr. Child Support – and his gaggle of gigglng Angels (Katherine Lowe, Mary Devoy and Karen Hawkes). The Angels were pregnant with little numbers that clung to the curves like a race car at Indy, and I followed them through every turn. I grabbed a cold frosty one to blend in with the rest of the crowd. I turned around and accidentally bumped into Zsa Zsa (Jennifer Lise) Gabor. I quickly apologized, but she hit me any- way. She stumbled away with a bottle of Night Train in her hand yelling that Jim Bakker was waiting for her in the Rolls. That's one tough little old lady!

10:21 PM – I had been tailing marks for over an hour when I noticed my child- hood idol standing by the Cardiff Reapers. It was Gumpy (Kelly Keenan). I asked him where Poky was. All he said was "I don't need that blankety-blank Pokey, (him) I am Gumpy damn it." Another childhood idol destroyed by reality.

I noticed a very serene young man in the middle of the floor wearing a T-shirt which said "Halloween Costume" and carrying a bottle of Jack Daniels. He had serial killer written all over him. I decided half he gave his name when I saw the real Serial Killer (Mark Lally). A shiver started all the way down my spine, went up my spine and down my right arm to my right trigger finger as I reached for Betsy. But then the Serial Killer walked right by me to talk to Buckweath (Gregg Cohen). This job was getting stranger all the time.

11:47 PM – In front of me were the two biggest Butts I had ever seen. The Butt Brothers (Dan Marte and Jeff Stephens) were talking to Miss Scarlet (Sharie Johnson). The Butts WERE the poorest ex- cept for me I had ever seen. The only reason I did not introduce them to Betsy is that their chances of ever procuring were as likely as the Chargers winning the Superbowl.

12:55 PM – After spying on the my marks all night I finally determined who they were. The roving slumber party manager was named Mark Nelson, Steve Roeder, John Kenyon and Matt Walsh. I discover- ed that they were law students, perhaps the scariest thing I had seen or heard all night. They exited the Hall and left in a truck.

There was no reason to follow them any longer. They were obviously not what I was looking for. In the morning I would have to start my investigation all over again. But I had not a total loss, I had learned a lot from the evening's work and it appeared all had a good time. I exited the Hall and as I put my hat on I looked up at the sky – it looked like rain. I pulled the collar up on my trench coat and the cold of Betsy's steel against my chest removed any feelings of loneliness.

I started walking to my car and began to think that who was that man in the Halloween Costume T-Shirt?! I decided to find out first thing in the morning.

You see, that's my job, I'm a detective, and my name is Philip Marhigh.

When you party, remember to...

It's as easy as counting from 1 to 10.

Guests:
1. Know your limit — stay within it.
2. Know what you're drinking.
3. Designate a non-drinking driver.
4. Don't let a friend drive drunk.
5. Call a cab if you're not sober — or not sure.

Hosts:
7. Be responsible for friends' safety.
8. Stop serving alcohol as the party winds down.
9. Help a problem drinker by offering your support.
10. Set a good example.

MEN'S FLAG FOOTBALL — A LEAGUE

Law Dawgs 14
Big & Ugly 7
Threepeat 0
Phi Kappa Theta 14

Michael Mohr
Golf Tournament

Low Gross Scores
1st Don Call (75) 2nd Brian Schwartz (76) 3rd Mike Zybele (76)

Low Net Scores
1st Bill Lawlille (67) 2nd Doryk Doyt (69) 3rd Mike Timm (69)

Championship Flight
1st Brian Schwartz (76) 2nd Mike Zybele (76) 3rd Mike MILLER (77)

First Flight
1st Doryk Doyt (68) 2nd Mike Timm (69) 3rd Rod Carbo (69)

Second Flight
1st Barry Wallace (69) 2nd Mike Burke (76) 3rd Jim Madison (77)

SOFTBALL STANDINGS

BOHICA 8-0 KAHUNA 6-1
WSU 6-1 HARMLESS E'S 6-2
NOKANDU 5-3 F-TROOP 5-3
BEAVERS 4-1 BW & NO-NAMES 4-4
AG ASSAULT 4-4 GONE BUT NOT FORGOTTEN 3-3
BRUTUM 4-5
SMEG MAW 2-4-1 LAST CALL 2-5
PEEP HELMUT 2-5 TBA 2-0
NO KANDU 0-9

Co-ReC

WSU 7-0 BARE NONE 10,000 MANIACS 4-3
REVERSIBLE E'S 4-3 DIM'D FACULTIES 3-3
IDIOT SAVANTS 3-4 BEYOND REASABLE 1-6
NO NEWS BIRRS TRS 0-6
NO KANDU 0-6
Library seeks new staff to fill void

by Professor Nancy Carol Carter

Students and faculty members rely heav-
ily on the expert legal reference assistance of Carol Hampton and Vincent K. Patrick at the library's reference desk. These busy lib-
arians also present class lectures, pre-
pare research guides, provide resident computer research expertise and conduct general and specialized library tours.

Keepi ng up with the demand for service has been a challenge since the reference department dropped in size by one-third due to a resignation. A new reference li-
brarian is being recruited to fill this void.

The desired candidate will have both a J.D. and M.L.S. from accredited schools and three years of experience in an acade-
demic library. Expertise in online infor-
mation sources such as Dialog, OCLC, 
RLIN, LEXIS and Westlaw is also re-
quired. Success in bringing a top candi-
date to this post is tied to finalization of the 1990-91 budget in which the library seeks conversion of a temporary position to one with permanent support.

Reference Associates

While recruiting an additional lawyer-
librarian, three lawyers with special expe-
rience or interest in legal research have been hired to provide part-time and tempo-
rary assistance in the reference depart-
ment. These Associates will assist re-
sesearchers and help maintain a reference schedule exceeding 60 hours per week.

Posh Bandy is a USD law graduate cur-
tently enrolled in the LL.M. Tax program. As a former researcher at the British Mu-
seum and Public Records Office at Bristol, she has a good understanding of English law and the British legal system.

Dorothy Hampton is a California attor-
ney and USD law graduate who most re-
cently worked in insurance defense with the San Diego office of Hillsinger & Costarco.

Vincent K. Patrick is a New York attor-
ney and graduate of Albany Law School, Union University. He clerked for Judge Roger J. Minor of the Second Circuit and is also enrolled in USD's LL.M. Tax pro-
gram.

Disabled students to meet

Disabled law students at USD want to establish a group to discuss the various challenges faced by the group.

The group seeks to collectively deter-
mine what its needs are, which of them are not being met in law school, and what can be done to rectify the problems.

Student input and presence are wel-
come, encouraged and needed. The group will meet Tuesday, November 21, 1989 at 5:00 p.m. in room 2B of the law school.

Anyone interested should leave a note for Mika in the National Lawyers' Guild mailbox (first floor) or call her at (619) 692-1218.

Beer company says college drinkers are more responsible

College students from across the coun-
try are drinking alcohol more responsibly, according to the Coors Light College Sur-
vey of 750 college students.

Conducted among students age 21 years or older, the Coors Light Campus Survey measures students' attitudes about issues affecting them today. Surveys were con-
ducted at the Uni-
versity of Texas, the University of Colorado, San Diego State, Penn State, Florida State and the University of Virginia.

Contrary to common con-
ception, college students say they are con-
cerned about drinking in modera-
tion. Sixty-one per-
cent of survey re-
pondents say they are concerned about drinking in modera-
tion. Ofthat group, 30 percent say they are "very concerned" about the issue. More than half of the students surveyed (53 percent) say students have become more concerned about drinking in moderation during re-
cent years, and nine out of 10 responses claimed concern about having a design-
nated driver.

"These results demonstrate that today's college students are aware of the impor-
tance of drinking in moderation and hav-
ing a designated driver," said Bob McBride, Coors Light brand director. "We are encouraged by the insight shown by col-
lege students today and hope this informa-
tion will further educate the public about drinking in moderation."

"This survey should also help dispel the myth that college students are irre-
ponsible people who do nothing but party," McBride added.

Coors Light is helping remind consum-
ers about drink-

ing responsibly through its "Now. Not 
Now. Television commerci-
als de-
picting in-
cluding scenes when drinking beer is inappropriate (in a ski lodge, at a weekend touch football game), and when it's not (while snowmobiling, hunting or be-
hind the wheel.)

The spots have aired for the last six months and have received overwhelming support from viewers, accord-
ing to the Coors Consumer Infor-
mation Creators, which monitors calls and letters from consumers.

According to a release from the company, Coors was the first brewer in history to incorporate an alcohol awareness message in its national product advertising in 1986 with the "Gimme the Keys;" commercial. In 1989, the Golden, Colorado-based brewer formed the Alcohol Abuse and Misuse Task Force, chaired by William K. Coors, and the Coors Alcohol Issues Department, which supports educational programs at high school and college students.

Bar review courses and computer top auction items

The Journal of Contemporary Legal Issues will hold its Second Annual Auction on Thursday, November 16 at 4:30 p.m. in the first-floor lounge of the law school.

Items to be auctioned include two Bar-
passer courses, dinner for two at Tio Leo's, an IBM compatible Computer, $30 worth of copying at King's printing, and much more.

Funds go to help support the Journal. For more information see fliers posted or contact any member of the Journal of Contemporary Issues.

Classified Ads

Run your ad for only 94 for 25 words. Have something to sell or advertise? More reliable than a packed bulletin board, more than 1,000 law students, staff and faculty read Motions as well as many in the USD community. For Information call: 260-4660, ext 4434.

FOR SALE

BICYCLE: Cannondale LeMans 85 13 speed. 26" men's, 35 shifting, pump included, 10 miles. Great for getting to school or beach. $300 Chula Vista 617-0450 or 350-4600 x443

PERSONALS

VALENTINE'S DAY? It may be early but you can leave that special message for your sweetheart in the January 31 issue of Motions. You've got until January 24 to think about it. Surely he or she must be worth $4.

WORD PROCESSING

WORD PROCESSING: Fast, convenient, reasonable rates. Call Sue at 360-4697.

Ty peing/Word Processing: Special? We will not do this for you. Call 619-294-1015.

FOR SALE

BICYCLE: Cannondale LeMans 85 13 speed. 26" men's, 35 shifting, pump included, 10 miles. Great for getting to school or beach. $300 Chula Vista 617-0450 or 350-4600 x443

PERSONALS

VALENTINE'S DAY? It may be early but you can leave that special message for your sweetheart in the January 31 issue of Motions. You've got until January 24 to think about it. Surely he or she must be worth $4.

ROOMATES WANTED

Looking for roommates? Advertise in Motions for 54 and reach more than 1,500 students and incoming students.
Now There’s A Choice!
Take PMBR for California or the MBE

The Nation’s Leading Multistate Expert!

• Nationally Renowned Multistate Lecturers
• Specialized Multistate Workshops
• 2,000 Simulated MBE Questions
• 30% ABA/LSD Discount

The Complete California Course!

CALIFORNIA HEADQUARTERS: 1247 6th Street, Santa Monica, California 90401
(213) 459-8481 • (800) 523-0777

Campus Representative: Susan Pitrle ('90), Tami Bass (MBE only '91), Valerie Vekkos (MBE only '90), Jesus Romero (MBE only '90), Mavis Porter ('90), Carmen Quinsey ('90), Elena Ortega ('90), Susana Martinez ('91), Cynthia Chapman ('92), Darlene Ball ('90)