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MOTIONS

University of San Diego School of Law

Volume 37, Issue 8

May 2002

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FINAL REFLECTIONS ON 2001-2002

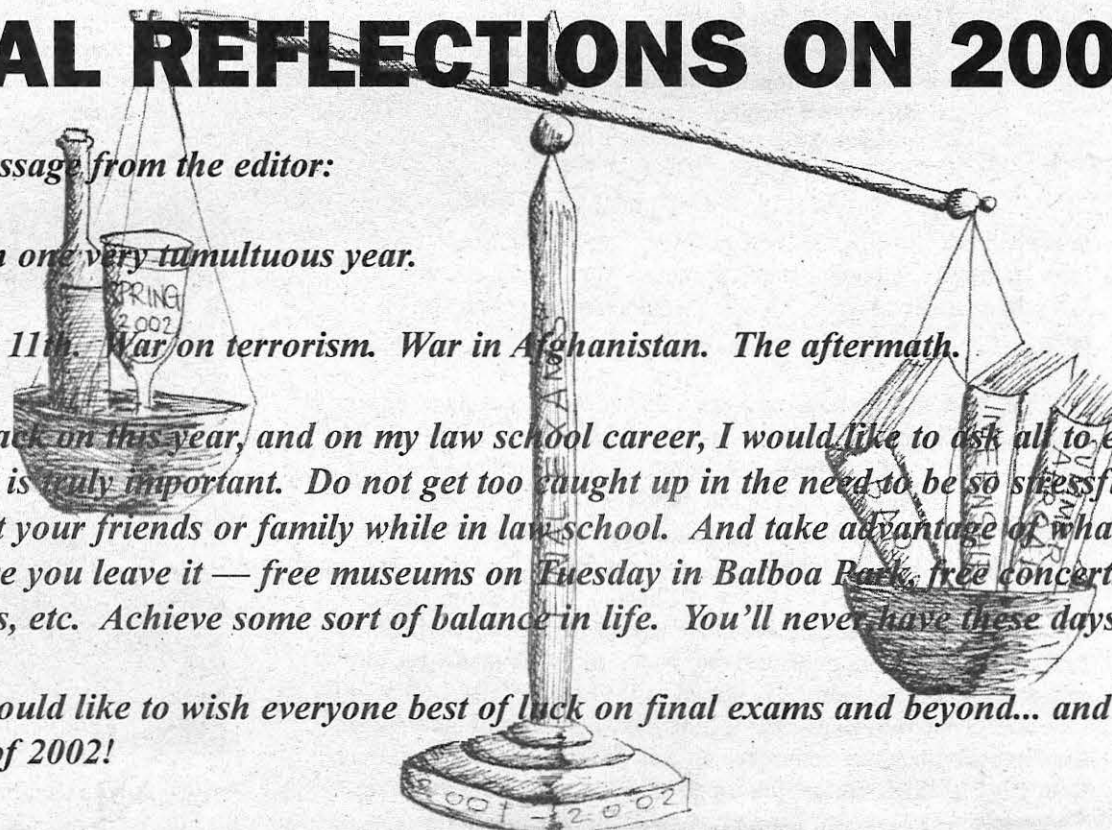
A brief message from the editor:

It has been one very tumultuous year.

September 11th. War on terrorism. War in Afghanistan. The aftermath.

Looking back on this year, and on my law school career, I would like to ask all to enjoy life and determine what is truly important. Do not get too caught up in the need to be so stressfully competitive. Do not neglect your friends or family while in law school. And take advantage of what San Diego has to offer before you leave it — free museums on Tuesday in Balboa Park, free concerts, the beach, the zoo, restaurants, etc. Achieve some sort of balance in life. You'll never have these days again...

Motions would like to wish everyone best of luck on final exams and beyond... and congratulations to the Class of 2002!



My 2nd Year: Rewards & Regrets

By Tom Ladegaard
Section Editor

Before the madness of finals begins, I would like to take a moment to step back and reflect. After all the hell we go through in the academic year, this is something we owe ourselves. You don't know where you're going unless you know where you've been.

Rewards

First and foremost, the decision to transfer

here from California Western was one of the most important decisions I made in law school. I'm not knocking CWSL. It's a great school, and I invite any of you to use its library — the chairs are not like the iron maidens we have to sit in here, and the lights at the carrels actually work. My decision to transfer was entirely selfish. I believe my J.D. will have much more weight coming from USD. There are numerous advantages to attending a university rather than a vocational school, where you have to cross a busy downtown street in order to go between the library and classroom building.

Getting Evidence out of the way first thing. This class was hard, yet illuminating. It applies in every area of practice, and is relevant to everyone. It is also a prerequisite for

Lawyering Skills II, which is a prerequisite for the clinics. I advise everyone to take this class as early as possible.

Lawyering Skills II with Hartwell. This is a great way to get your feet wet in a courtroom and was a fun class. The deeds of Ingrid and Armstrong will haunt you all semester, and the facts are so balanced that it all comes down to the ability of the lawyers to convince the jury. I had a jury of junior high kids, so I had to work twice as hard to keep their attention, and could not use words with more than two syllables, so it was more of a challenge. I have respect for everyone who went through that class with me.

Pretrial Practice with Martin. Technical and boring, but immensely useful. This takes you away from the lofty theories of Civil Procedure,

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A VALEDICTION

By Watson Branch
Senior Section Editor

As those of us in the Class of 2002 near the end of our study of "the law" at USD, it might be a good time to hearken back to the definition of that term proposed in 1897 by Oliver Wendell Holmes, Jr.:

What constitutes the law? You will find some text writers telling you that it is something different from what is decided by the courts of Massachusetts or England, that it is a system of reason, that it is a deduction from principles of ethics or admitted axioms or what not, which may or may not coincide with the decisions. But if we take the view of our friend the bad man we shall find that he does not care two straws for the axioms or deductions, but that he wants to know what the Massachusetts or English courts are likely to do in fact. I am much of his mind. The prophecies of what the courts will do in fact, and nothing more pretentious, are what I mean by the law.

That is a fine and appropriately pragmatic definition, one that will serve us well as begin our careers as lawyers. But perhaps this is also the time to focus on those matters of "reason" and "ethics" that Holmes dismisses as "pretentious" and even irrelevant.

Our skill and competence in the art of prophecy are wonderful tools for us to use in our chosen profession. They will make us successful practitioners. But they are only tools, useful for good or ill. Of course a careful reading of the whole of "The Path of the Law" reveals that the last thing that Holmes would suggest is for lawyers to ply their craft with only one guiding principle: to win every case for their clients. In a speech two years later, Holmes said the winning or losing of cases was only the "external and immediate result" of an advocate's work. More important, "what the

lawyer does is to establish, develop, or illuminate rules which are to govern the conduct of men [and women] for centuries; to set in motion principles and influences which shape the thoughts and actions of generations which know not by whose command they move."

Holmes admits in "The Path of the Law" to a wider point of view from which "the distinction between law and morals becomes of secondary or no importance." And in the Era of Enron, those of us whose actions, because we are lawyers, will have such profound influence on the present and future conditions of society ought to take that wider point of view. As the Preamble to the ABA Model Rules tells us, we are not only representatives of clients, but also officers of the legal system and public citizens having special responsibility for the quality of justice. As graduates of the USD School of Law, we have the opportunity to make a meaningful contribution to the lives of our communities. Holmes, at the end of his essay, defined the feelings of satisfaction that come from such work when he said:

happiness, I am sure from having known many successful men, cannot be won simply by being counsel for great corporations and having an income of fifty thousand dollars. [This was 1897!] An intellect great enough to win the prize needs other food besides success. The remoter and more general aspects of the law are those which give it universal interest. It is through them that you not only become a great master on your calling, but connect your subject with the universe and catch an echo of the infinite, a glimpse of its unfathomable process, a hint of the universal law.

May all of us in the class of 2002 find such happiness!



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MOTIONS welcomes all letters, guest columns, complaints and commentaries. All submissions must be signed and include daytime and evening phone numbers. We do not monetarily compensate contributing writers. We reserve the right to edit for content, length and style.

The Dean's Corner

From the Dean's Corner:

My last Dean's Corner of the spring semester brings exciting news for USD Law School. Professor Yale Kamisar and Professor Steven D. Smith will become permanent members of our faculty next fall. Professor Kamisar has been a Distinguished Visiting Professor at USD for the past few years. He is the Clarence Darrow Distinguished University Professor of Law at the University of Michigan and is recognized as one of the nation's foremost authorities on criminal procedure. Professor Steven D. Smith hails from the University of Notre Dame Law School where he was the Robert and Marion Short Professor of Law. Before that, Professor Smith held the distinguished position of Byron R. White Professor of Law at the University of Colorado (Boulder). He has written extensively on his current areas of academic interest – law and religion, torts, and legislation. We are pleased to welcome these two remarkable scholars and teachers to our stellar faculty.

New business: The votes are in! Congratulations to SBA president-elect Joe Goodnight, all the newly elected SBA officers, class representatives, and honor court members. Your contributions to the law school are invaluable. I look forward to working with you all next year.

Final item: We are honored to have as our commencement speaker this year the distinguished jurist, Frank H. Easterbrook, of the United States Court of Appeals for the Seventh Circuit. In addition to his judicial responsibilities, Judge Easterbrook also serves as Senior Lecturer at the Law School of the University of Chicago. Before joining the court in 1985, he was the Lee and Brena Freeman Professor of Law at the University of Chicago, where he taught and wrote in antitrust, securities, corporate law, jurisprudence, and criminal procedure. He has published two books and more than 50 scholarly articles in these fields. He served as Co-Editor of the Journal of Law and Economics from 1982 to 1991 and a member of the Judicial Conference's Standing Committee on Rules of Practice and Procedure from 1991 to 1997. Before joining the faculty of the Law School in

1979, Judge Easterbrook was Deputy Solicitor General of the United States. He holds degrees from Swarthmore College and the University of Chicago (Law), and is a member of the American Academy of Arts and Sciences, the American Law Institute, the Mont Pelerin Society, Phi Beta Kappa, and the Order of the Coif.

Even now, as we doggedly pursue finals and commencement we busily plan for a new group of 1L's and a new academic year. Before another moment passes, I want to take the opportunity to thank all the members of the law school community – students, alumni, faculty, and staff alike – for all their dedicated service.

All in all, it's been a full year, and it's not quite over yet. So study hard, good luck on exams, congratulations to our almost-graduates, and best wishes for a fun and productive summer. See you at the coffee cart next August!

Dean Daniel B. Rodriguez



USD TO CO-SPONSOR INTERNATIONAL CONFERENCE WITH TIJUANA'S IBERO

On November 15, 2002, our law school will be co-sponsoring a conference on international and comparative law with Tijuana's Iberoamericana Law School. The conference will host the annual meeting of the prestigious Mexican Academy of International and Comparative Law, formed by 300 members. About fifty scholarly papers (some in English and others in Spanish) will be presented by leading specialists from the U.S., Mexico, Europe and several other countries from Latin America. It is expected that 200 specialists will attend this unprecedented academic event.

The conference will start at Tijuana's Ibero Law School on November 13, continue at USD on Thursday, November 14, and conclude at the Ibero on Friday, November 15, 2002. The USD portion of the conference will be open to faculty and students.

Although the final program is currently being prepared, the conference is expected to include a number of interesting topics in the international and comparative law areas. Some of the tentative topics include: (1) international civil litigation on family law cases between the United States and Mexico; (2) validity of international contracts via the Internet; (3) recent extradition cases between the U.S. and Mexico; (4) international adoptions and abductions; (5) enforcement of judgments between California and Mexico; (6) civil liability for transfrontier pollution; and (7) U.S. investments in Baja California, Mexico, on energy projects.

Contributed by Professor Jorge Vargas.

Law Students, Faculty, and Staff Make LRAP a Success

The annual Loan Repayment Assistance Program (LRAP) Pledge Drive will add nearly \$28,000 to the USD School of Law LRAP fund. The Public Interest Law Foundation (PILF) sponsored the fundraising drive the week of March 11th to raise money for USD Graduates who practice public interest law. The fund assists public interest attorneys that make less than \$40,000/year repay law school loan debts above \$48,000.

PILF is a student-run organization whose mission is to promote the practice of law in the public interest sector. PILF aims to achieve this goal by: 1) raising funds to support the LRAP, 2) educating students regarding public interest careers, and 3) encouraging students and alumni practicing law in the private sector to support public interest law through volunteerism and financial support.

The Loan Repayment Assistance program started in 1993 as a means to help recent graduates of the Law School repay their loans while working in public interest law. Public interest attorneys earning less than \$40,000 working at a non-profit organization (i.e. not wholly funded by the federal or state government) that owe at least \$48,000 in law school loans may apply.

The "Give a Day, Make the Dean Pay" theme of the LRAP pledge drive was continued this year as Dean Rodriguez graciously

agreed to match any donations PILF received. This year, students, faculty and staff donated nearly \$14,000 to the pledge drive, which, when matched by the Dean, adds approximately \$28,000 to the LRAP fund. Students, faculty, and staff donated or pledged one day of pay from their upcoming summer jobs.

PILF offered prize packages to the top student donor for each day of the pledge drive. Five students received prize packages ranging from a day of kayaking and an Italian dinner package to a day at a salon, a day of golf and gift certificates to various restaurants.

PILF would like to thank all who donated their time, money and energy to make this year's LRAP such a success. PILF is especially grateful to Dean Rodriguez, Julie Fellmeth (Center for Public Interest Law), and the USD School of Law Development team, for their indispensable contributions to the success of this year's LRAP pledge drive.

Looking toward next year, PILF is excited to assist and support the School of Law's institutionalization of the annual LRAP fundraiser in the near future.

Contributed by Jack Dailey, PILF.



L-R: Kevin Messer, Theresa Alldredge, Samantha Kuper Feld, and Brett Norris took First Place in the Fall 2001 Consumer Attorneys Tournament

Welcome and Farewell: Comings and Goings on the USD National Mock Trial Team

By Lisa L. Hillan, Esq..

Assistant Coach, Mock Trial Team

New Members

The USD National Mock Trial Team is proud to welcome two new members to its ranks: Erik Liggins and Alfonso Morales. Both of these students were invited to join the team based on their exceptional performance in the recent, inaugural USD Annual ATLA (Association of Trial Lawyers of America)

Intramural Mock Trial Tournament, held at the downtown courthouse on April 5-6. Erik Liggins has also distinguished himself in moot court programs, and will return next year as a member of the Moot Court Board and will compete on a national team. Alfonso Morales is a first-year student, whose cross-examination techniques and objections were impressive, despite not having had Evidence yet. Congratulations, gentlemen!

Graduating trial team member Matt Beran and I co-hosted this tournament, which was offered as an opportunity for non-team members to participate in a mock trial experience. In addition to awards and a learning opportunity, one to two participants were to receive a personal invitation to join the National Mock Trial Team from Head Coach Prof. Richard "Corky" Wharton. The tournament was open to all USD students, except trial team members who had been professionally coached by Corky or me. (Second-year members who had never been coached by us were asked to compete for experience.) Over 30 USD law students competed, including 1L's and LLM's.

The fictitious case involved Plaintiff Judge John U. Birdsong, who managed to shoot himself in the leg with an exhibit handgun while presiding over a mock trial for Shamrock University School of Law. The competitors were assigned to represent the Plaintiff or Defendant, and were paired up as co-counsel to present the case. Two students competed as sole practitioners, and deserve an honorable mention for their extra efforts: James Bostwick and Justin Pierce.

Based on his scores in the preliminary round, Alex Sadeghee received the Best Advocate award. In presenting the case, competitors called upon friends and family members to roleplay witnesses in the case. Following the first round, we surprised these kind volunteers by presenting a Best Witness award, in this case a tie: Krishna Haney and Gabriela Salazar.

During an awards presentation and reception on April 17, we awarded plaques and Corky formally extended invitations to our new team members. We would like to congratulate the following oral advocates for their performance in the tournament:

First-Place Plaintiff Team:

John Elworth and Erik Liggins

First-Place Defense Team:

Andrew Limberg and Dina Sarkisova

Second-Place Plaintiff Team:

Shaka Johnson and Ryan Saunders

Second-Place Defense Team:

Alfonso Morales and Stephanie Weber

USD ATLA Chapter President Bill Jaynes was instrumental in instituting this tournament, and establishing it as an alternate vehicle for selecting mock trial team members. The tournament was such a success that we plan to increase the number of preliminary rounds, as well as the number of competitors invited to join the trial team. This will be an annual spring event.

Starting this next Fall semester, Bill and the other ATLA Chapter Officers will establish an interschool tournament with USD, Cal Western, and Thomas Jefferson, which will again be open to all law students. Watch for details in August.

Watch also for details about the Annual Thorsnes Closing Argument Competition, from which Corky and I select new trial team members. The competition is tentatively set for the week of September 16. The Thorsnes competition is in honor of Michael T. Thorsnes of Thorsnes, Bartolotta & Maguire, team benefactor and founder of the Thorsnes Center, which has as its goal the clinical education of law students. The Thorsnes competition is open to USD law students who can be members of the trial team from Fall 2002 to Spring 2004.

Graduating Members

It is with mixed feelings that we bid farewell to so many talented trial team members as they graduate from law school: Matt Beran, Keith Bruno, Chris Capalbo, Samantha Kuper Feld, David Huch, Salwa Issa, David Leatherberry (August graduation), Kevin Messer, Brett Norris, Katy Pasieta, and Stephanie Sato. These individuals represent diverse talents, interests, and experience, and they embody the best in oral advocacy.

Last semester, we competed in the San Diego Defense Lawyers Competition. The level of performance is always extremely high, given the friendly and sometimes not-so-friendly rivalries among the usual winners: Loyola, McGeorge, Pepperdine, and USD. The team of Matt Beran and Katy Pasieta, with witnesses Ben Benumof and Ash Hormozan, swept the tournament. Of note, Matt and Katy took every judge in every round: 3-0 in all four rounds to take First Place. The team of Salwa Issa; David Huch, Stephanie Sato, and David Leatherberry also distinguished themselves and took Third Place.

Also in Fall 2001, we competed in the Consumer Attorneys of San Diego All-State Competition. Tournament Host, Jim Drimmer of Thorsnes, Bartolotta & Maguire, invites all law schools in California to compete. We again faced the usual sus-

pects and came out on top.

The team of Theresa Alldredge, Samantha Kuper Feld, Kevin Messer, and Brett Norris took First Place. The team of Keith Bruno and Chris Capalbo, with witnesses Jessica Mitchell and Sam Sherman, took Third Place.

This semester, we competed in two regional tournaments. The granddaddy of all mock trial tournaments is the National Trial Competition (NTC) hosted by the Texas Young Lawyers organization.

Second in national esteem is the ATLA Student Trial Advocacy Competition (STAC). Both tournaments invite every law school in the country to enter a team in a regional tournament, then take the top one or two teams from each region to a national finals.

We competed first in the NTC Regional held in Santa Monica. The team of Theresa Alldredge, Samantha Kuper Feld, and David Huch took Third Place in the tournament. David Leatherberry and Stephanie Sato also competed.

The ATLA STAC regional in Ventura was unusually competitive. Citing increased security concerns, ATLA announced that only one team – not two – from each region would advance to the national finals. This paired the top teams, who would otherwise both have advanced, against each other in a semi-final round. Despite efforts to make fictitious case files evenly balanced, the defense teams prevailed in every semi-final and final round. (Competitors prepare both sides of a case, alternating in the various rounds.) Unfortunately, the team of Matt Beran and Katy Pasieta, with witnesses Joe Charles and Jessica Matulis, drew the plaintiff side against Pepperdine. The USD team narrowly lost, and Pepperdine went on to take second in the nation. The team of Keith Bruno, Chris Capalbo, Kevin Messer, and Brett Norris also performed well in the tournament.

Please join us in wishing our graduating team members well. History has shown that our former trial team members have gone on to excel locally and nationally as trial attorneys. They also consistently give of their time and talents as guest coaches and program supporters here at USD. During the school year, trial team members devote 6-8 weeks, 20-30 hours per week, preparing for each tournament, usually competing in two per year. Consequently, we develop friendships that last for years. So it is with sadness that we say goodbye to so many of our team members. We wish them every success.

Happily, we have an impressive slate of students returning for the 2002-2003 year: Theresa Alldredge, Ben Benumof, Emily Burns, Joseph Charles, Shauna Durrant, John Elworth, Krishna Haney, Ash Hormozan, Shaka Johnson, Erik Liggins, Jessica Matulis, Jessica Mitchell, Alfonso Morales, Amy Rose, and Sam Sherman. When we return next Fall, let the tournaments begin!

EDITORIAL

LAWLESS in Guantánamo

By Watson Branch
Senior Section Editor

The Bush Administration has a problem. It has 300 prisoners penned up at the U.S. naval base at Guantánamo Bay, and it would like to try them before military tribunals and sentence them to death or to long terms of incarceration for committing war crimes in Afghanistan. That would make the Administration look good in its War on Terrorism. After all, it has been nearly six months since the President issued his Military Order setting up these tribunals, including this key provision:

To protect the United States and its citizens, and for the effective conduct of military operations and prevention of terrorist attacks, it is necessary for individuals subject to this order pursuant to section 2 hereof to be detained, and, when tried, to be tried for violations of the laws of war and other applicable laws by military tribunals.

Section 2 defines those subject to the order as present or former members of al Qaeda who engaged in, aided or abetted, or conspired to commit, acts of international terrorism (or acts of preparation for terrorism) against the U.S., and the definition includes anyone who harbored these individuals.

It should be easy enough to bring someone to trial for violation of the laws of war since the scope of that crime is so broad. For example, Article 3 of the statute for the International Criminal Tribunal for the former Yugoslavia (Violations of the Laws or Customs of War), has been read to encompass any serious breach by an individual of any international rule of humanitarian law.

The only trouble is that, despite months of interrogation and investigation, there is a dearth of evidence that these prisoners actually violated the laws of war when they were fighting against the Americans in Afghanistan.

Without evidence of criminal acts by these individuals, how can they be brought to trial, convicted, and punished for their offenses against the United States? The New York Times reports that officials in the Administration are considering a new legal doctrine that would allow prosecutions without specific evidence that the individuals committed war crimes. One official was quoted as saying, "It could be enough to show that they were part of a group and furthered its aims." Then, if the prisoner had been part of a group that did commit war crimes, he could be convicted on that basis.

Such a novel approach may work in the military tribunals set up under Donald Rumsfeld's DOD Military Commission Order No. 1 (March 21, 2002), but it will run up against contrary precedents if these prisoners ever come before a federal court. The Administration might do well to study Justice Harlan's majority opinion in *Scales v. United States* before it tries to convict the prisoners merely for being members of the al Qaeda (or even Taliban) group. And as Harvard Professor Detlev Vagts pointed out concerning the Nuremberg trials, no one was ever charged with a crime simply on the basis of having been a member of the notorious SS special police even though the group had been declared a criminal organization by the Allied Forces.

Ever since the Nuremberg and Tokyo war crimes trials following World War II, the main thrust of international criminal law has been towards establishing individual — rather than state — responsibility for violations of the laws of war as well as for genocide and crimes against humanity. A review of the charters for those earlier tribunals as well as of the statutes of those established by the United Nations to deal with the atrocities carried out in Rwanda and the former Yugoslavia reveals the centrality of individual criminal responsibility.

For the Administration to retreat now to a position that declares a person guilty because he or she is a member of a group calls up images of intolerance and bigotry. The principles of justice, supported by procedures such as the rules of evidence, are what preserve freedom and democracy. If the Bush Administration turns its back on those principles now and abandons the ideals of equal protection and due process of law, it will undermine those values that make America great.

Send letters/opinion articles to MOTIONS at motions@sandiego.edu.

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and puts you in the real world. It compares California and federal procedure, unlike Civ Pro.

Public Interest Law & Practice with the Fellmeths. Year-long course, I took it for five units, and it meets one hour per week. This is like five classes rolled into one: Administrative Law, Antitrust, Constitutional Law, Licensing Law, and Legislation. We are assigned a state agency to monitor and we get flown all over the state and put up in nice hotels. Yes, you get to miss other classes. I got to attend a hearing at the Radisson at Fisherman's Wharf. After the hearing I walked all over the city like a tourist from the Midwest. I also got to stay in Monterey. The professors take the time to sit down with you and explain the quagmire that is California regulatory law.

Civil Clinic with the Allens. The first month of this class scared the hell out of all of us. All of a sudden you have several indigent clients depending on you, and court dates invading your schedule. Substantive classes start to seem meaningless. Why memorize cases and doctrines? This is not the real world! When a client comes to you with a problem you look it up. That is what you do here. I go to answer a complaint, answer interrogatories, do research for actual cases, make a court appearance, and interviewed clients. Writing a memo isn't as painful when you have been to the client's home, and there is a real face behind the question presented. Getting condescended to by arrogant opposing counsel, who was offended that I would dare argue with him, and getting barked at by another experienced attorney while I deposed his client, was exhilarating — it increased my resolve. At a hearing I convinced an administrative law judge to waive thousands of dollars my client owed Social Security in disability overpayments. I also settled a case on the eve of trial, and I wasn't even sure if California law applied to the litigation. Another student went to trial against an attorney who was suing her former client for fees, and he won. The clinic is a law firm. There are two senior partners and we're the associates. We have staff, who are the backbone of the clinic, and all the resources of a law firm. The only difference is you don't get fired when you mess up.

Working at *Motions*. I get to mouth off about anything that interests me, and you all have to read it. I get to attend awards dinners, I'm motivated to attend lectures I might not otherwise attend, and I get paid for taking a couple hours out of my month to write!

Regrets

Freecell and Minesweeper. Evil and addictive. Frustrating and distracting. Do you ever see people with laptops looking at each other's screens? That's because they were playing one of the above games and missed something important. When you sit in the back row, and a professor engages in "dicta," something you know won't be on the final, you can see those evil games appear on screens everywhere. I once discussed this with Hartwell, and he responded by boasting about his Freecell statistics. I'm only a 66%. During my Pretrial Practice final the error of my ways was all too apparent. Whenever I didn't know something it was for one reason — I was trying to put the red seven under the black eight when it was discussed in class.

Missing the closing argument competition. I was too wound up worrying about Ingrid and Armstrong to have anything left over to prepare for this. I wish I had just done it for the sake of doing it. At worst I would have had the experience; at best I would have made the Mock Trial team. I was probably playing Freecell at the time.

Movie Review- Changing Lanes

By Pierre Smith

WARNING: Although I have endeavored not to give anything important about the movie away, reading this review will inevitably enhance the reader's understanding of the film.

I went into *Changing Lanes* the way I like to go into most movies — relatively ignorant about the subject matter. I find it a more pleasant experience to have as few preconceived notions about the movie as possible. From the trailers, it was tough to discern what the movie was about. So far, so good. As it turned out, the movie was about a topic that I have had considerable opportunity to reflect on this semester — an attorney's struggle with personal and professional ethics and morals. Within the first ten minutes of the movie the basic theme of the movie is presented — the ever popular "something important has been lost and it needs to be found or it's my ass!" The theme efficiently if not cleverly brings together two unlikely gents; the young, up and coming Wall Street attorney Gavin Banek (Ben Affleck), and the older, I've-made-a-lot-of-mistakes-but-I'm-trying-hard-to-rehabilitate-myself Doyle Gipson (Samuel L. Jackson). The stereotypes are so obvious and familiar they're relatively easy to ignore.

The two characters couldn't be more different; White/Black, rich/poor, going up/hit bottom. What they do share, however, are addictions that have blinded them over the years; Gavin to money and success, Doyle to alcohol. They also share ethical dilemmas over the much-sought item (a legal document lost by Gavin and found by Doyle). After their lives collide (literally), they slowly find

out just how much in common they share. The movie slips and slides as they both learn more about the sinister document. Gavin's ethical dilemma revolves around not only his responsibilities as an attorney but as a good person. Doyle struggles with anger and resentment. Both want to do the right thing, but find out that doing the right thing is not always an easy choice, or at least that doing the wrong thing can be easier and more satisfying in the short run. Gavin is sucked down by his profession, while Doyle is stymied by the kind of anger only a man who thinks he has nothing to lose can understand. These men make many of their choices by emotion, emotion that clouds their potential ascension to a higher level of thinking and reason.

The movie is well cast. Nobody does anger/calm like Jackson, and Affleck's portrayal of Gavin, while perhaps lacking an intellectual edge, is somewhat made up for with believable naivety. The movie moves along well (covers the events of one day), and contains enough near misses and twists to keep the viewer watching and wondering what will happen next. The ending is Hollywoodish, but with an unconventional twist. The movie's portrayal of the legal profession, however, is over the top. One partner justifies his actions saying, "at the end of the day, I do more good than harm." So much for love of humanity! Gavin is the only dim spot in a dark world of greed and deceit. The professional dilemma presented is, to a PR student and future attorney, necessarily disturbing (and somewhat unrealistic, I hope). To the average viewing public, it looks like business as usual, though. Just when I thought we were starting to shake the bad image, it comes back to haunt us!

I give the *Changing Lanes* a B, with extra incentive for PR students and teachers to judge the merits for themselves.

OPINION

U.S. SHIRKS ITS RESPONSIBILITY TO WORK FOR INTERNATIONAL JUSTICE

By Dee L. Aker

Assistant Director,

Joan B. Kroc Center for Peace and Justice

On April 11, the world community took a most important step toward effective international justice. On that day 10 more nations notified U.N. Secretary General Kofi Annan that they had ratified the 1998 Rome Statute creating the International Criminal Court (ICC). This surpassed by six the number of ratifications necessary to bring the ICC into effect, beginning on July 1.

The United States had signed the original document in December 2000, joining 119 other nations (the number of signatories now stands at 139), but its signing had been reluctant, and the treaty has never been sent to the Senate for ratification. President Clinton thought the treaty flawed, and President Bush apparently believes it cannot be redeemed and should be abandoned.

So at the April 11 ceremony the U.S. was conspicuous by its absence, and now some in the Bush administration seek to remove the Presidential signature from the treaty. Were the U.S. to take this unprecedented step (there seems to be no instance in U.S. history of such an action), our country would thereby express its disregard for international standards of human rights and justice, undermine the concept of international agreements and treaties, and continue to be seen as arrogant and disdainful of peoples struggling to find peace, justice and reconciliation.

The major TV networks did not see fit to provide live coverage of the celebratory events of April 11 at the United Nations. CNN was there briefly, and it did point out the U.S. opposition to the ICC as well as the reasons for celebration elsewhere in the world. Those of us who are U.S. citizens interested in peace and justice must wait for our champagne. As we looked at the TV screen with the obviously empty U.S. seat at the ceremonies, we realized we must continue to work hard to educate those in seats of influence and power here about how the Court will work, and we must be the voices of those around the world who cannot be heard.

I want to believe we in the U.S. will eventually celebrate the value of this long-sought goal: a world court for prosecuting individuals who commit crimes against humanity, war crimes, genocide, and aggression.

Our country has strongly supported special criminal tribunals to punish those responsible for the atrocities in the former Yugoslavia and in Rwanda in recent times, just as we supported the courts at Nuremberg and Tokyo long ago. The U.S. was initially a leader in the push for an international criminal court, too, in 1997. In our dramatic turnabout, partly brought about by an active disinformation campaign by some in our own government, we have withdrawn our leadership. Instead, we hear that the U.S. will undertake its own private tribunals even as we seek global connections and relations for our personal war against a worldwide, if indefinable and mysteriously illusive, foe called terrorism.

The ICC will not be a panacea for all conflicts, nor prevent the commission of serious international crimes. It will be, however, a strong support of the rule of law and democracy, what we in the U.S. hold as cornerstones of peace and justice.

Of late it seems, the U.S. has not been a good

nation-state world citizen. We claim to take pride in the rule of law, and we demand that young, inexperienced democracies act in accord with standards that we now back away from, whether in areas of election standards or treaty participation. We seem unwilling to accept responsibility for or to participate in global treaties and agreements on which we have built our own dreams of a free, democratic and just world.

One week before September 11, the United States walked out of the World Conference

Against Racism, Racial Discrimination, Xenophobia and Related Intolerances. I was there, and I was embarrassed.

Fortunately 168 of 170 countries stayed in Durban and worked hard, talking about the causes of hate and making policy recommendations to bring some reconciliation where needed and safety elsewhere. Many there were struggling in the wake of their own tragedies – apartheid and the killing of persons simply because they were different – gypsies, untouchables, Jews, Palestinians, the indigenous, the poor, the uneducated...the list goes on.

Our government needs to stop walking out of and turning its back on world conferences, agreements and treaties when they do not meet our economic needs. The unwillingness of the U.S. to be transparent in its own activities smells of hypocrisy. We citizens need to know our real history and its impact; we need to look at what we allow to be done in our name. We need to educate ourselves and participate to resolve injustices in a world of dangerous misunderstandings.

Since January 2001, our U.S. leaders have said "No" (sometimes again, sometimes for the first time) to a number of worthwhile international efforts: ending the sale of armaments, especially small arms; participating in the establishment of the ICC; engaging in disarmament efforts and treaties; ratifying the international treaties to uphold the rights of children and of women; joining the international community ready to protect the environment; stopping the use of land mines. Last summer we were the only country to say "no" to a proposed ending of the use of biological weapons, and we refused to pay our U.N. dues for anything that did not meet our narrow focus. Now the administration threatens that U.S. funds contributed to the U.N. may not be designated for International Criminal Court.

Our global rhetoric must be the walk we walk! As Richard C. Hottelett said on April 10 in the Christian Scientist Monitor, the U.S. should support the Court because it has been designed by the world's best legal minds and because we do not need the cumbersome establishment of more special courts (such as the ones for Yugoslavia and Rwanda), and because we believe in the rule of law.

The U.S. has the responsibility to examine and, if we are strong, to change how we are connected to and involved in the growth of disdain and disregard for the plight of others around the world. This is no trivial matter. Fifteen years ago I walked through fields of skulls and open graves reporting the aftermath of a civil war in East Africa. Raped women and starving children were trying to pick up the pieces of their lives and begin again.

They were caught in the realities of hatreds they did not create; they needed fair and just treatment. Eight years later, as the bodies, hacked by machetes, from the Rwandan ethnic war washed up on the shores of Lake Victoria, I was stunned again by the genocidal viciousness, hatred, and unchecked malevolence perpetrated by those wielding power. These were not my first nor last experiences with the aftermath of hate, racism, and intolerance, and the cost of living outside the bounds of justice.

As a Peace Corps volunteer I had lived with a remote tribe high in the Colombian Andes who had suffered hundreds of years of intolerance as they were forced higher and higher by invaders into lives of minimal subsistence. When I lived in India, the Dalits (untouchables) were living their lives on my street, without water or real shelter, and making a meager living by nightly picking up the pans of human waste of those more powerful; they had no recourse. In Poland working as psychologist, I dealt with people still suffering the aftermath of surviving when everyone else in their

families had been killed in "the war." In Israel, just after their '67 War, I worked alongside Palestinians whose lives were fraught with the daily challenge of simply getting to a job and then getting back to their Gaza hovels, passing en route their old homes and olive trees now sheltering survivors of that earlier war in Europe. Just last year I listened to 12- and 13-year-old Ugandan child soldiers rescued from Sudan and AIDS ravaged young women trafficked from Nepal to India in Gulu and Katmandu.

If you have held dying children, visited demolished homes, and reported the stories of victims with no place to turn, you cannot forget that we need justice. Before any of us who are U.S. citizens can celebrate this great achievement of an International Criminal Court, we must educate ourselves and our leaders, and we must join hands with the victims seeking justice and a more peaceful future for their children. We in America talk of freedom, but we do not see that some people have not been free for generations. We talk of peace and human rights and yet demand that the world stop knocking at our affluent door asking for help to achieve peace and human rights. We talk of standards of justice, but will not join in making these real across all borders and biases. It is time for the U.S. to take the lead or at least join in the march towards peace with justice, and the first step in that long march can be our unqualified support of the ICC.

The U.S. has the responsibility to examine and... to change how we are connected to and involved in the growth of disdain and disregard for the plight of others around the world.

One week before September 11, the United States walked out of the World Conference Against Racism, Racial Discrimination, Xenophobia and Related Intolerances.

I was there, and I was embarrassed.

FOOD

TOP 5 Graduation Picks

By Two Chicks With A Credit Card

Okay, kids, this is it. It's finally here. The event you've been awaiting with unbearable anticipation. Every time you've thought about it your palms sweat, your heart pounds, you fall weak at the knees. And now, finally, let the tortuous wait come to an end. Here and now let us all bear witness to this moment in history for alas it is time.... Time to get your stomach grumbling and your mouth watering one last time! (Hah! What did you think I was talking about... finals!?) Ladies and Gentlemen, may I present the final installment of Two Chicks! These are the last words you'll ever hear from us for graduation is finally here! And, if you know what's good for you, don't even THINK about bringing up the bar exam right now.

We're going to skip ahead to after finals... So who's doing what afterwards to celebrate end of finals/graduation? One half of Two Chicks, a.k.a. Girl Friend with Large...Credit Card Debt, will be hosting an elegant luncheon at The Prado in Balboa Park for a mere 70 people, while the other half (ahem! Talented Writer With Even Larger...Debt) will be sobbing uncontrollably into the closest (and strongest) Long Island Iced Tea out of thankfulness and relief, and a subconscious desire to avoid feuding the family relations. But how does one decide where to go? Aha! Yes, I said Aha! That's where we come in. Instead of amusing you with yet another installment of our going-out-to-dinner antics, Two Chicks has decided to do a great public service and offer a few suggestions on where to bring people to celebrate the most important day of your life...the day you realize you've incurred \$100,000.00 in student loan debt and still don't have a job. Happy day...

CASA DE PICO

Casa de Pico is in the middle of an area of Old Town called Bazaar del Mundo, a huge courtyard of shops and restaurants, and it's the place to go if you like to dine alfresco. You can sit inside if you want, but the colorful umbrella tables, the strolling mariachis, and the gorgeous, warm San Diego weather make sitting outside hard to resist. The only drawback is that this place is an absolute magnet for both tourists and locals, and, unfortunately, they don't take reservations. If you choose to sit inside, you won't have much of a wait at all, but if you're going to bother coming here, then suck it up and get in line for the outdoor tables. You'll be standing right next to the tortilla lady as she makes fresh tortillas, so have a few to tide you over and you'll have a margarita in front of you in no time.

Ahhh, yes. Margaritas. One of the specialties of Casa de Pico. They only have about a million different flavors: regular, lime, strawberry, melon, peach, banana, or they'll mix the flavors however you want. But the best part about these margaritas is that they come in three different sizes, 17 ounces (\$4.95), 27 ounces (\$5.95), and the gargantuan 33 ounces (\$6.95) (a.k.a. the "birdbath"). Get the big one, I dare you. Let's put it this way, this thing took me from appetizers to dessert to finish, and that was even with two hot guys helping me on both sides. Of the margarita. To drink it.

The food at Casa de Pico is delicious and plentiful. My favorite is the carnitas; I'm convinced they're the best in the city. For \$11.50 you get a plateful of carnitas, rice, beans, guacamole and corn or flour tortillas, and they're delicious. If you don't eat pork, then try the carne asada burrito instead (\$10.50) or even the fish tacos plate (\$9.50), they certainly beat the heck out of Rubio's.

Casa de Pico also boasts a liter fare menu for those of us who are health-conscious, or at least for those of us who should be health-conscious. For 320 calories and 7 grams of fat, you can have a chicken and black bean tostada, with lettuce, tomato, olives, salsa ranchera and parmesan cheese. Or for 445 calories and 12 grams of fat, you can have steamed corn tortillas filled with black beans, pico de gallo, salsa, cabbage, tomatoes and parmesan cheese. However, being that I glaze over dishes such as these on my way to the carnitas and enchiladas, I have

no idea how much they cost. But they can't be that much considering how nothing on this menu is very expensive at all.

Everyone who works there is friendly and the service is extremely quick. The food is good (and cheap!) and you can't not have a good time there. Besides, how can one resist getting serenaded by mariachis...

KARL STRAUSS

Beer. If Casa de Pico is best known for their margaritas, then Karl Strauss is certainly best known for the beer that is offered here. After all, the restaurant is named for Master Brewer Karl Strauss, who offers about 30 different types of beer on his menu. (More on those in a second.) There are several Karl Strauss Breweries throughout San Diego, but the one Two Chicks recommends is located at 9675 Scranton Road in Sorrento Mesa. Why is this one so special? Because of the gardens.

The beer menu and the cuisine offered here are fabulous, but the most extraordinary aspect of the Sorrento Mesa location is that the restaurant is centered around a magnificent Japanese garden. The outdoor tables sit on a deck overlooking a beautiful koi pond with luscious foliage to match, and almost every table inside also offers a striking view of the lake. This picturesque setting is perfect for parties, special events, you can even have a wedding here. Oh, by the way, one last thing about this particular location, perhaps the most important. The Karl Strauss Gardens location is the only brewery location where you can order a FULL 64-OUNCE PITCHER of one of the handcrafted beers (\$11.95, \$9.95 on Thursdays). Hey, it's my job to educate you on such things....

Speaking of beer, Karl Strauss offers about 30 different types of beer to be exact, including Karl Strauss' signature beer, the Amber Lager. Marked as San Diego's Original Local Beer, the Amber Lager is noted as being smooth, rich, complex and with a touch of spice from the hops. Not being a beer connoisseur, I don't know what that means, but everyone I know who has had it isn't complaining.

Another one of the more unique aspects of Karl Strauss is the wide amount of specialty beers that are handcrafted here. For example, it is a Karl Strauss holiday tradition to brew a different specialty Christmas ale every year that is only available starting the Friday after Thanksgiving until the end of the holiday season. Another one of the more "special" beers offered is the 1st National Bock, a beer made to commemorate the 50th anniversary of Karl Strauss' immigration to the United States. This beer is released only one day a year for St. Patrick's Day, March 17th. There are other ones that have been made especially for birthdays, wedding anniversaries, one is even named after two local disc jockeys.

So many to choose from, how do you decide? My solution to this problem is don't even bother deciding. Just get yourself a Taster 8 and you'll get five-ounce tasters (in the cutest little pilsener glasses) of 8 handcrafted beers. Why limit yourself?

I don't frequent breweries much, but it seems to me that Karl Strauss has to be at least a little different than every other brewery in town. I mean, really, how many breweries have koi ponds? The décor is fabulous, the beers are good and plentiful, and the food is great too. When you think brewery, what types of food come to mind? Buffalo wings, onion rings, burgers, nachos.... But how about a seared salmon salad? Or boneless pork chops with a soy-ginger glaze? Or even filet mignon or prime rib? Karl Strauss offers all of these, and they are GOOD!

The seared salmon salad I mentioned is actually one of the signature dishes here, thin slices of oven seared salmon, drizzled with a tangy mustard dill sauce and served with greens, red onions, tomato and capers (\$10.95). Another popular dish is the Beer-Battered Fish & Chips with coleslaw and caper remoulade (\$10.95), and two of my favorites are the Center Cut Filet Mignon with Balsamic Amber Lager Glaze, garlic mashed potatoes and french green beans (\$19.95) and the Prime Rib

(\$19.95) also served with garlic mashed potatoes and french green beans and only on Fridays.

Even if you don't want to have a full meal here, you can always drop by for a beer and some appetizers, such as calamari, boneless buffalo tenders, and spinach artichoke dip. One of the most delicious appetizers is the garlic french fries (you have to LOVE garlic to enjoy this) with garlic, Parmesan cheese, and fresh herbs. All of these starters range from \$4.50 to \$8.50, but there are special Happy Hour prices too. Hmmm, I wonder why I can never seem to remember those....

As long as you're here, you might as well take just a quick peek at the dessert menu, right? My absolute favorite, favorite, favorite is the Chocolate on Tap (\$6.95), a chocolate chip brownie served warm with vanilla ice cream and praline and hazelnut-chocolate sauce drizzled all over and topped with whipped cream and almonds. There are several other dessert selections, but why even bother even reading them when perfection stares right at you?

Karl Strauss is a great place, you can go there casual or you can dress yourself up, they'll take you either way. It's a great date place, and perfect to come by and just kick it with your friends. And the outdoor patios are perfect for parties. For more information on their catering services, check out their website at www.karlstrauss.com.

TRATTORIA FANTASTICA

I just went to this place about two weeks ago and it's my new favorite restaurant. It's in the heart of Little Italy, at 1735 India Street, and it's very casual and very reasonably priced. With its checkered tablecloths and murals of the Italian countryside on the walls, the décor is quite rustic and radiates a relaxed country-style feel. You really feel as if you are dining in the middle of the Italian countryside, especially if you sit on the patio outside. With its soft lighting, the murals and vines on the walls, the clothesline hanging from the balcony, a mannequin of a woman on the balcony looking downwards, and all the waiters speaking with heavy Italian accents, one can't help but feel as if they've entered a different time. Combine that with a delicious Sicilian menu, and you get a strong double thumbs up from these Two Chicks.

All the dishes on the menu are excellent, but there is one that stands out as a favorite for one reason alone...the sauce. It's the Pollo Valdostana (\$17.95), chicken breast with prosciutto, provolone cheese and porcini mushrooms in a brandy sauce. Okay, I know, it doesn't sound like anything too extraordinary, right? But this sauce is make-you-whimper-and-thank-god-you-have-tastebuds-GOOD. I am so not kidding, at least have someone pass you a spoonful of the sauce. It's amazing. My mouth is watering.

Two other great dishes are the Gnocchi alla Romana (\$15.95) and the Conchiglie Piccanti (\$14.95). The gnocchi is potato dumplings with smoked chicken, sun-dried tomatoes, and peas in pink cream sauce, while the Conchiglie is pasta shells with spinach, cooked prosciutto, artichokes, sun-dried and fresh tomatoes, pecorino cheese, garlic, and butter. Another great dish here is the Spiedini de Maiale (\$16.95), pork tenderloin stuffed with breadcrumbs, pine nuts, raisins, prosciutto, and provolone cheese, then grilled. The portions are quite generous too!

Trattoria Fantastica also has a wide selection of wood-fired pizzas, from fancy ones such as the Rustica (\$12.50), with pesto, chicken, sun-dried tomatoes, and pine nuts, to more simple ones such as the In Bianco (\$10.50) with garlic, olive oil, and mozzarella cheese. These wood-fired pizzas are great meals, but also serve as popular starters when shared. The desserts are not fancy, but they're excellent and are all about \$4.50.

This restaurant is a great pick for celebrating, but the only bummer is that they only take reservations for parties of 8 or more. Even if you have to wait for an hour, put your name down and have a glass of wine somewhere because the food and the prices are worth the wait. It'll impress even the pickiest members of your family.

MORTON'S OF CHICAGO

It ain't Black Angus. And it sure as heck isn't Outback. Welcome to Morton's of Chicago, one of the premiere steakhouses in San Diego. It's a Chicago-based chain that has locations across the country and features mostly beef, although the occasional chicken or fish has been known to pass by. The lighting is dimmed, the walls are lined with big comfy booths, and all the waiters wear crisp white shirts and black tuxedos. This place has a private club feeling to it, but it's not snotty at all. Jazz music fills the air adding to the casual atmosphere.

The menu at Morton's is presented in an oral presentation by your server who's armed with a silver cart packed full of raw meats tightly wrapped in plastic. The presenter holds each item as each cut of beef, piece of fowl or filet of fish is explained to patrons. Large beefsteak tomatoes are presented as the salads offered are explained, and a live Maine lobster is presented as well. There's nothing to get an appetite going more than witnessing a live lobster trying to crawl off a silver platter. But don't worry, you don't have to quite remember everything recited to you. Menu cards are given to you after the presentation. You can certainly choose to skip the presentation, especially if you've seen it before, but I always enjoy hearing it. For some reason, I really enjoy seeing that live lobster. I wonder if I have deep-rooted issues...

At Morton's, your selection of entrées includes the 14-ounce double filet mignon served with a béarnaise sauce (\$34.95), a Sicilian veal chop, the 24-ounce porterhouse for two (this is the house specialty), or the petite New York strip, a mere 20 ounces. If your gusts prefer something other than red meat, there are several other options such as whole roasted chicken, grilled salmon and swordfish, crab cakes and, of course, fresh lobster at its current market price (about \$20.00 a pound the last time I was there).

All the side dishes, that is the vegetables and potatoes are a la carte (all are \$4.50). I've enjoyed the fresh asparagus, sautéed mushrooms, and steamed broccoli. You can also order sautéed onions and my dad's favorite, the creamed spinach. Not my style, but to each his own. Several types of potatoes are offered as well, including baked and mashed potatoes, hash-browns, potato skins, and, my favorite, the lyonnaise potatoes, chopped into small squares and sautéed with onions.

This too is a place where you must save room for dessert. Let me repeat. **SAVE ROOM FOR DESSERT!** Whatever you do, someone in your party HAS to pre-order a soufflé (\$12.95). You can choose from several kinds, chocolate, raspberry, Grand Marnier and lemon. The one I've had and love is the lemon soufflé. It's huge, enough for two people to share without fighting and fresh whipped cream is served on the side...it's mouth-watering. Another great dessert is the Godiva hot chocolate cake and the upside-down apple pie with vanilla ice cream (\$8.95). Both of these must be pre-ordered when you choose your entrees. So just pick one and share, or have your own, I don't care. Just make sure you get one because they're good, and paired with a coffee it rounds out your meal perfectly.

Morton's is a wonderful, classy restaurant with a fabulous wine selection by the way. When I was there we had the Silver Oak Cabernet Sauvignon from the Alexander Valley (a mere \$125.00 a bottle). Hey, it was a special occasion! It's a lighter cabernet with a softer finish, and lots of cherry flavor. It's very smooth, and paired quite well with the filet.

Morton's is located at 285 J Street in downtown San Diego. You can try to find street parking, but just drive around once. If you don't see anything open, just pull up to the hot valet guys, it's only \$5. Besides, if you're about to spend \$100 on dinner, what's an extra \$5? Morton's is extremely enjoyable and not pretentious in any respect. It is, however, very expensive, so be prepared to receive your bill with as little agony as possible. But it's certainly quite an experience. Even if it's just to see the lobster...

LE FONTAINEBLEAU

All right, here we go. Le Fontainebleau is what turned Two Chicks on to doing restaurant reviews in the first place. There is only one word to describe a place such as this...extraordinary. And it is quite appropriate that we have waited until the very last section of our very last article to spring this one on you. This place epitomizes the phrase "save the best for last." No exaggeration is set forth here.

Have you ever wondered what it would be like to step back in time? Back to an age when class and elegance and luxury took center stage. A time before pleasure became tied to vanity. Step inside the Westgate Hotel and feel yourself being swept back to this time. Located in the middle of busy downtown San Diego at 1055 Second Avenue, the Westgate Hotel serves as a refuge from the bustling streets outside. Here, the world halts at the door and all the stresses of life melt away as soon as you step inside. Allow yourself to bathe in this atmosphere of warmth and luxury for you're not apt to find this serenity elsewhere.

Le Fontainebleau is a five-star, award-winning restaurant located on the second floor of the Westgate Hotel. Known as "San Diego's most romantic setting," Le Fontainebleau boasts gold-framed mirrors, elegant tapestries, magnificent crystal chandeliers, beautiful fresh-cut flowers, and intimate table settings. It's the perfect place to celebrate a special occasion such as a graduation or a birthday, or even a proposal or anniversary. And, gentlemen, be sure to keep this place in mind if you mess up real bad and need I'm-sorry-it'll-never-happen-again ammo.

Le Fontainebleau features a gourmet menu created by the Chef de Cuisine Christophe Vessaire. A personal friend of Girl Friend With Large...Credit Card Debt of Two Chicks with a Visa (and a kiss-your-hand-acquaintance of the other - Talented Writer With Even Larger...Debt), Chef Christophe has created an exquisite French menu that offers everything from foie gras and escargot to Hawaiian snapper and double rib lamb chops. We've experienced virtually everything on both the lunch and dinner menus and stand by our word that no dish will disappoint you in flavor, presentation and creativity.

Two Chicks almost always start with the Soup du

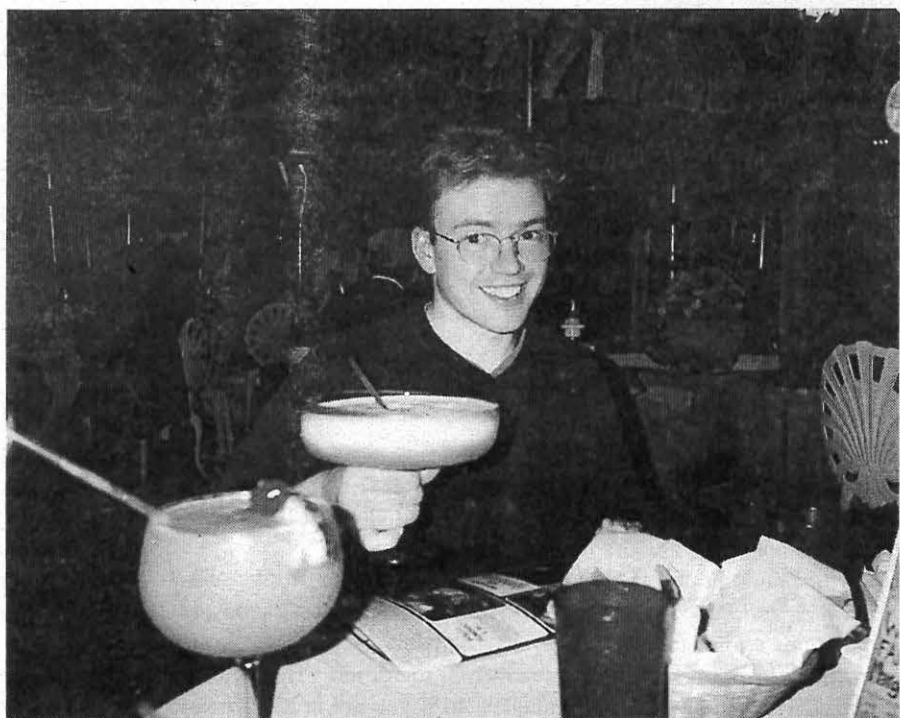
Jour, which is always a surprise. Who knows what it will be today? Perhaps lobster bisque, artichoke soup with black truffles, or even oxtail consommé. Two of our other favorite starters here are Escargot Bourguignone (\$10.00), snails sautéed in pernod, shallots, garlic and parsley, baked in the shell, and the Le Foie Gras Poêle (\$22.00), seared foie gras with sea scallops, and a crispy artichoke and truffle sauce. Delectable.

My favorite entrée on the dinner menu is the "Canard Rôti avec un Petit Melange de Mais doux une Sauce au Morille." For those of you who took Spanish in high school, this dish is also known as duck breast roasted with creamed sweet yellow corn and morel mushrooms sauce (\$26.00). A favorite of the other half of this dynamic writing duo is the "Les Coquilles Saint Jacques aux Champignons Sauvages," pan seared sea scallops with wild mushrooms, aromatic vegetables, orange and ginger glaze (\$26.00). Okay, okay, I can just hear the grumbling among all the guys out there, "Where's the beef?" Allow me then to offer the "Château Briand Tranché a la Table Pour Deux," which is a chateau cut of beef tenderloin for two, sliced table-side, and served with vegetables and thyme jus (\$28.00 per person). I am so hungry right now...

I know, I know, the prices here are a bit more than In-N-Out, but everyone deserves to treat themselves once in a while. However, listen carefully, I have two secret ways for you to indulge in this formal, elegant dining experience with maxing out only one credit card instead of two. The first is called the Seafood Soiree, and it's every Friday night. Imagine this: a fresh seafood buffet that offers steamed prawns with a spicy cocktail sauce, mussels, oysters with a shallot red wine vinaigrette, pate, seafood mousse, caviar, sushi, salmon with bagels, lox and cream cheese, all paired with your choice of entrée, either live Maine lobster, filet mignon, or half of each (the "Surf & Turf"). For dessert, select from an elaborate variety of petit fours, cookies, crème brûlée, and chocolate mousse, all clamoring to be enjoyed with a fresh made-to-order crepe (my favorite is bananas in caramel sauce) and topped with fresh cream. Enjoy all this, as well as a complimentary glass of champagne, for the amazing price of \$38.95. Isn't that a great price? I know it's still more than Subway, but lobster and filet mignon alone will run you about that much in any other restaurant and you get to indulge in the seafood and dessert buffets and you get to experience service and pampering truly unlike any other.

I have one more secret way that you can experience all of this fairy-tale magic without having to clean out your bank account. Every day from 2:30 p.m. to 5:00 p.m., afternoon tea is served in the Grand Lobby of the Westgate Hotel. You're not inside Le Fontainebleau, but the exquisite service and décor remain the same. The centerpiece of the Grand Lobby is a magnificent staircase leading up to the second floor and wonderfully adorned couches with deep soft cushions are spread throughout the lobby as well. Here where tables are arranged in an artful fashion and traditional afternoon tea is served.

Continued on page 8



The Baron Maximilian who hails from England, brought to Casa de Pico by Two Chicks to taste his first margarita.



The Motions Luncheon was held at Two Chicks' favorite restaurant, Le Fontainebleau.

Continued from page 7

Would you care to start with a glass of wine or champagne? Two Chicks love to begin their afternoon tea with a crisp class of champagne, usually the Moët Chandon Brut Imperial (\$14.00). We honestly believe that drinking champagne will help us pick which tea we would like to enjoy! (Well, not really, but we have to find some way to justify it.) There are over 10 varieties of tea from which you can choose, Earl Grey, Queen Victoria, English Breakfast and China Jasmine to name a few. Your tea selection is served in an adorable china teapot and poured through a petite strainer so as not to let tea leaves fall into your cup.

The cuisine served during afternoon tea does not come from the Le Fontainebleau menu. The fare is actually much lighter, but delicious nonetheless. A variety of finger sandwiches are served as the first course – roast beef, turkey, watercress, chestnut and salmon. They're small, but very filling. A goblet of fresh berries with Grand Marnier cream, and a home-baked scone with Devonshire cream follow the sandwiches. The berries are refreshing and delicious, but the hot scone with the Devonshire cream is the best part. A variety of jams and honey is available to enjoy with your scone, but the cream is certainly enough for me. It's almost like a dessert, which is fitting since a medley of petit fours is served as the final course.

Afternoon tea is a refreshing, tranquil affair, and it's a fabulous way to experience the luster of the Westgate without having to break your bank. Every aspect of the tea can be purchased a la carte, for example, a pot of tea is \$3.50, the scone and cream is \$3.50, etc. But all the courses are served together for \$16.50, so just get that one and make a meal out of it. Why covet your neighbor's chestnut sandwich when you can have one of your own?

Afternoon tea is ideal for showers, birthdays, even a graduation celebration (hint, hint). This is the perfect place to take your mom and your grandma, and those pesky aunts who like to complain about everything. They won't have much, if anything, to complain about

here. The tea and the cuisine are wonderful, and a beautiful harpist plays in the background, helping to soothe away the cares of the day... Probably not the best place to take the men in your family, but...oh well, they can deal. Or just send them into the bar, and they'll be fine.

Afternoon tea isn't part of Le Fontainebleau, but it's still unique and enjoyable for much of the same reasons, the elegant atmosphere, the wonderful cuisine, and the impeccable service. However, aside from the elegant décor and superb cuisine, there are several other factors that I believe make Le Fontainebleau so unique and enjoyable, and one of these factors is Sam. Sammy Tritt sits at the grand piano during dinner and plays the most beautiful music, everything from Mozart to Phantom of the Opera to songs that you hear on the radio. Not 91X and Rock 105.3 mind you, but certainly some of the softer stations. And he has a smile on his face the whole time. He's a wonderful addition to Le Fontainebleau, very talented, very nice, and he looks like he walked right out of The Sopranos (I love that show!). My, my...

On special occasions, restaurant patrons are treated to a large replica Fabergé egg rolled out to the tune of happy birthday or whatever your favorite music is with lit sparklers bursting from the top. If you're lucky, the top of the egg might even open to reveal something... I don't know what, I've never been that lucky, but I'm thinking that a small box with something platinum and sparkly inside would be quite acceptable...

The main factor that makes Le Fontainebleau so special is its amazing staff. Everyone from the maitre d' to Sam the Piano Man radiate sincere warmth and friendliness. I feel pampered and spoiled every time I'm there, and I'm pretty sure that's exactly the feeling they're going for. From the way they take our coat and hold our chairs to the way they joke around with us and subtly slip Chambord into our champagne to enhance its flavor (okay, we've been there sooo many times we don't even have to ask anymore), it's obvious that they truly want your experience with them to be as pleasur-

able as possible.

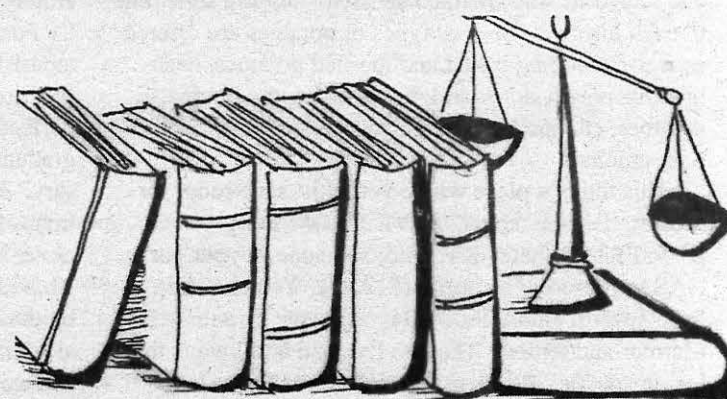
Le Fontainebleau is not just a restaurant, it's an experience. We didn't just tell you about this place because it would be cool for graduation, we told you about this place because we truly want you to experience for yourselves the bliss we feel whenever we leave there. We know it's expensive and we know that we don't exactly have real lawyer-type jobs yet, but this is okay to do sometimes. Okay, maybe we do it a little more than sometimes, but that's not the point right now! The point is that we leave there feeling as if we're floating, we're so content it's as if everything is right with the world. And while that feeling eventually fades, we all have the right to escape from our reality every now and then. This place is a wrinkle in time, a doorway to the past, and a way to indulge the senses like no other...

AND NOW WE BID YOU ADIEU...

We've tried to give you a variety of places to choose from, Italian to Mexican, seafood to steak, moderate to expensive, casual to fancy...a little something for everyone. They might not necessarily be the best for graduation, but they're favorites and I love having the chance to talk about them and attempting to twist your arm to get you to try them. But even if you don't want to try one of these, get a reservation somewhere soon! Or you might be stuck having to wear the Burger King crown instead...

Well, kids, it's been fun. While not necessarily the most informative, we hope these articles have at least been amusing! Thanks for reading them, or at least pretending to. Just remember the motto of Two Chicks – everyone deserves to indulge once in a while. Just don't do it as often as we do or you too will wind up just like Girl Friend with Large...Credit Card Debt.

News from the LRC



FRANK WESTON: What a Life – What a Career!

By John Adkins

Head of Public Services, USD Legal Research Center
(all editorial comments are mine and mine alone)

In thinking about Frank Weston, I think mainly about someone who always has a devilish twinkle in his blue eyes, a quick and impudent retort at the most opportune times, and a caring heart for those who really want to learn from him. Frank always has been the students' favorite librarian at the Legal Research Center – nobody took more time to explain research issues to the students, gave more tours, attended more Student Bar Association meetings, or made himself more available to those who needed his help. Frank is a consummate reference librarian in every way, and he brings a lifetime of experience to the job. It can be stated without question that no librarian at the LRC served the student body the way Frank did during his almost 13 years on the job. He will be hard to beat!

Frank started out in Maine as the byproduct of the Atwaters and the Westons. He has always been proud of his heritage and can trace it back to the Mayflower and beyond – although not quite as far back as Darwin suggests we can. He went to the University of Maine and received his Bachelor's degree and a teaching certificate before heading off to the Big Apple, New York. There he decided to pursue librarianship, and received his MSLS from Columbia University. Frank loved working and living in New York.

He was trained by some of the best in the business, and rubbed elbows with some of our most prestigious and famous colleagues. From 1962 to 1964, Frank worked as the Assistant Law Librarian at Fordham Law School Library. From there he switched to the rigors of firm and corporate librarianship, going in quick succession from a major Manhattan law firm to Exxon Corporation. This brings us to a momentous time in Frank's life – a sea change from East to West coast. Frank gave up his luxurious and stylish Manhattan life for the sunny though empty world of Los Angeles, California. There he worked at Latham & Watkins as their Law Librarian, and eventually ended up consulting around the Beverly Hills area in the early 1970s.

Frank was a great supporter of professional organizations during this period, serving as one of the earliest vice presidents of a fledgling association known as the Southern California Association of Law Libraries (SCALL). He was proud to organize and put on the second SCALL Institute in San Francisco, a great success for the group that is talked about to this day. Today that association is one of the largest law librarian groups in the nation. Frank also worked as the Law Librarian at the Western Center on Law & Poverty, and then took almost a decade off from librarianship to pursue his own antiques business in Studio City in the San Fernando Valley. After awhile, his heart told him he should return to his true calling and he ended up back in law librarianship here at the University of San Diego's Legal Research Center.

Associate Director Ruth Levor credits Frank with convincing her to take up residence in the North County when she first arrived at USD ten years ago. Now the two are fellow Coaster commuters, riding the train to Old Town and taking the USD tram "up the hill." The two have enjoyed socializing with commuter students, USD staff, and other kindred souls who are keeping the spirit of public transportation alive in San Diego!

At USD, Frank helped the PrideLaw group, made up of gay and lesbian law students and their supporters, and encouraged them to meet regularly, be visible, and proud. This was not – and still is not – an easy thing to do in a conservative profession in a conservative region like Southern California. No one will forget the many emails he sends regarding gay issues and civil rights. He kept everyone in touch with the important legal events of the day, something no one can do as well as he did.

Frank's love of local theater was evident in his role in the support of San Diego's premier gay playhouse, the Diversionary Theater, which began humbly but is now a fully established entertainment venue. Frank also served as the Secretary of the Board of Directors for that theater.

No tribute to Frank would be complete without a mention of his great love of good wine, travel, and Peppermint Patties. Well, chocolate of all kinds, really.

Frank maintains two residences – one in Oceanside and one in Palm Springs. He hopes to spend his retirement in the warmth of the desert. He might work as a part-time librarian at one of the local branches, so if you are in the area please stop by the nearest branch and say hello. He will be glad to welcome you!

Best of luck, Frank! We will miss you!

– Your LRC Colleagues and Friends