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CONSCIENCE

Volume 15 No. 2

September, 1987



Is There A Solution To The Parking Problem

see page 2

conscience

Volume 15 No. 2

Newspaper of Hofstra School of Law

September, 1987

Hofstra Law Welcomes Three New Professors

This year, Hofstra has added three new members to its law school faculty. One of these new professors is Professor Linda Galler.

Professor Galler comes to Hofstra with excellent qualifications. She received her undergraduate degree from Wellesley College in Massachusetts where her major was Political Science. She received her law degree from Boston University. In addition, Galler has received an L.L.M. in taxation from New York University.

This semester, Professor Galler is teaching the "B" section of Business Organization. Next semester, she will teach Individual Income Tax. She also hopes to be teaching a new course at Hofstra, International Taxation. This new course is tentative, subject to faculty approval.

This will be Professor Galler's first teaching experience but something she has wanted to do for some time. She is looking forward to teaching at Hofstra because she feels it is a great opportunity to teach at a good school with a fine faculty as well as being able to pursue her interests in other substantive legal issues.

Professor Schepard has been added to the outstanding faculty at Hofstra Law School. He is the new director of clinical programs and will teach classes in the practice of law in a civil case before trial.

Presently, Professor Schepard is teaching Pre-Trial Litigation. He intends to build more courses giving practical experience into the curriculum. He notes that Hofstra's NITA program for trial techniques is fantastic.

He encourages students to partake in one of the clinics in which students represent clients. Professor Schepard states, "the clinical program is very valuable because one receives real cases with intense supervision." Students practice pursuant to a student practice order which allows students to represent clients who cannot afford an attorney.

There are four clinics: Advocacy for the Elderly, Criminal Justice, General Practice and Federal Litigation. Professor Schepard is the overall director for all of these clinics.

He graduated from City College of New York and subsequently earned a masters degree from Columbia University in political science. Professor Schepard received his J.D. degree from Harvard Law School.

He served as law clerk to Justice Oakes of the Second Circuit Court of Appeals. He also was special counsel to the city attorney of Los Angeles while Tom Bradley was mayor.

Professor Schepard is not without law firm or teaching experience. After working for several law firms in Los Angeles, he taught Constitutional Law and directed the clinical program at U.S.C. Law School. He gained further experience while teaching at Columbia Law School. Now, after several years with a New York firm doing litigation work, Professor Schepard has decided to return to teaching and Hofstra Law School is happy to have him.



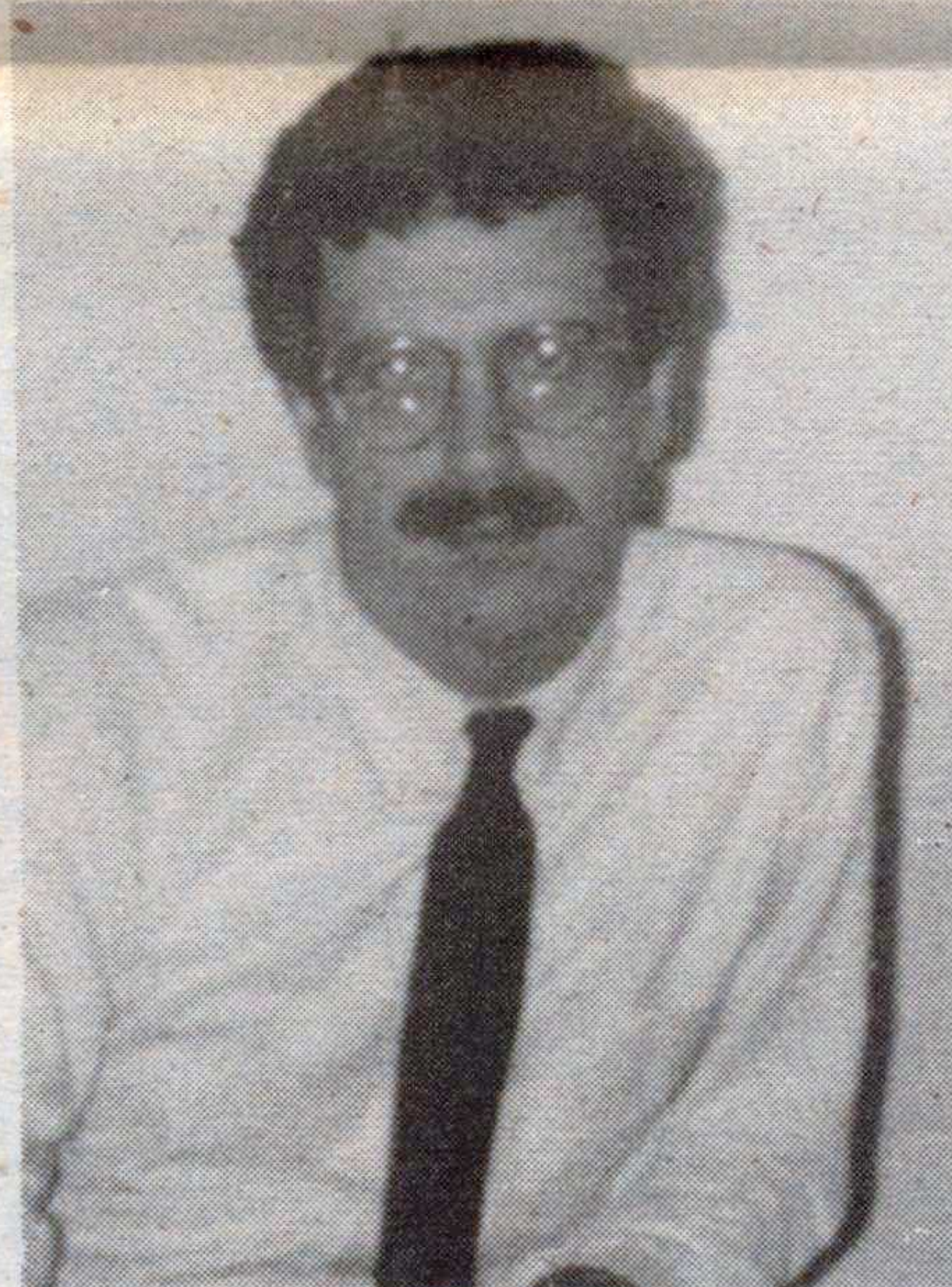
PROF. GALLER

On the eve of our first day of classes, while we were preparing for the semester ahead, Prof. Neil Ellis was relocating from Washington D.C. to New York. Prof. Ellis joins Hofstra Law School as the instructor for International Business Transactions, a course which encompasses business transactions that cross national borders, trade regulations and various legal issues involving international law.

Prof. Ellis had formerly been working in Washington D.C. for six years. Most recently he was with a private firm doing various work in anti-trust, trade and governmental contracts. Prior to that, he worked for the Justice Department doing anti-trust work.

After receiving his B.A. degree as a History major at Cornell University, he worked for one year in his hometown of Buffalo as a copywriter in a advertising agency. This gave him the opportunity to earn extra money before attending Yale where he received his J.D. degree. After graduation he clerked for the Federal Court of Appeals, 6th Circuit, before moving to Washington.

Even with his demanding schedule in Washington, he dedicated time to pro bono work on the development of the U.S. Holocaust Memorial Council. This council was established to increase general awareness and provide educational information to high schools and colleges. They have erected a Holocaust archive museum in Washington in hopes of continuing this spread of knowledge.



PROF. SCHEPARD

A Law Students Second Home

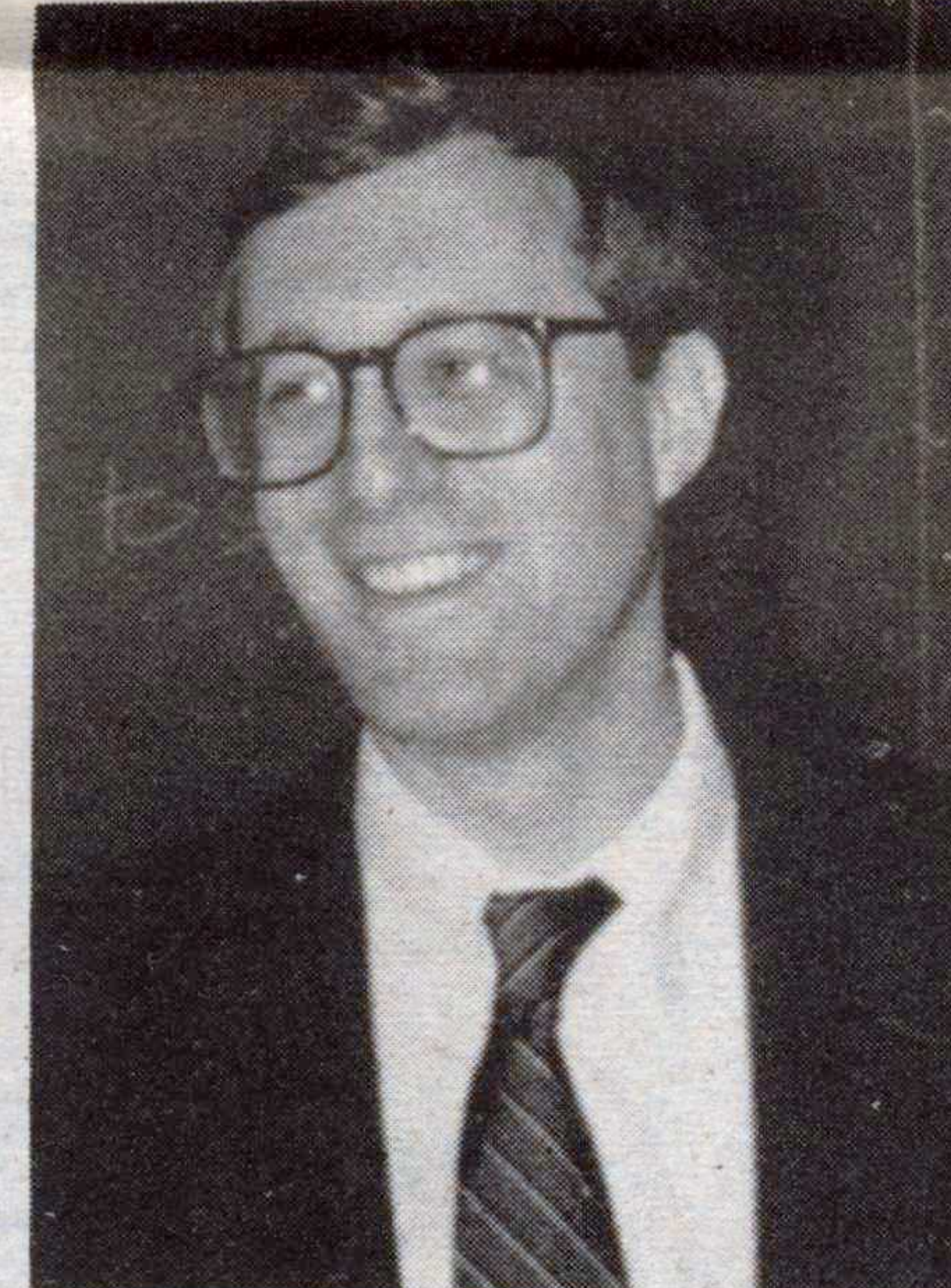
By Debra M. Genetin

As we know, each year Hofstra Law School has grown increasingly more respected, now enjoying national recognition. Adding to this well earned reputation is Hofstra's law library, which is one of the finest in the New York area, housing over 265,000 volumes. In addition to various special collections, and an extensive microfilm collection, the library contains both LEXIS and WESTLAW, which are computerized legal information retrieval systems to aid in legal research. All 2nd and 3rd year students have the opportunity to be trained in the use of these systems by an excellent library staff.

The director of our law library is Prof. Eugene M. Wypyski, an attorney and professional librarian, who brings with him over 20 years of experience in law and library administration. During the past year, the library has undergone significant renovations, including the new carpeting

While Prof. Ellis has personal scholarly interests, he has always wanted to teach because he enjoys the interaction of communicating with others. He hopes to continue consulting along with becoming more involved in foreign trade and international arbitration.

Professor Ellis is enjoyable to speak with and looks forward to meeting Hofstra law students. Hofstra Law School welcomes you, Prof. Ellis.



PROF. ELLIS

which now covers the main floor. The library is open seven days a week and can accommodate over 500 students at one time. It is one of the most important work areas in the law school, offering a relaxing atmosphere for either quiet study, intense learning or dedicated research.

To keep the law library operating at its best, making it beneficial to all of us, Prof. Wypyski needs your help in complying with a few rules. There is no eating, drinking or smoking allowed in the library. Additionally, we ask that you keep any necessary conversation to a bare minimum. The law school is equipped with two lounges where students may relax and interact in a more outgoing and spirited manner. We appreciate and thank you in advance for your cooperation in preserving the intellectual and contemplative area we have created.

Parking . . . Or The Lack There Of Public Interest

Conference to be Held in D.C.

PARKING . . . OR THE LACK THEREOF

At this point in the semester, all Hofstra Law students, faculty and staff are well aware of the horrendous parking problem. For those of us returning to school, the problem is not new, but is worse now than ever before. For newcomers, welcome to the reality of trying to park at Hofstra Law School. Given the depth of this problem, one can only wonder why something has not been done to remedy the situation.

The general consensus among students is that Hofstra Law should provide ample parking for its students, faculty and staff. Some alternatives students have come up with, include issuing special parking permits for students, faculty and staff and ticketing and towing vehicles parked illegally, removing the lawn behind the school to add more parking spaces and constructing a multi-level parking garage.

The reason why many law students feel that they are entitled to special parking privileges is that law students spend all their class time in the law school building, whereas other Hofstra students attend classes in rooms scattered throughout the entire Hofstra campus.

Dean Gregory and Douglas are well aware of the parking problem and can sympathize with the students because the faculty is subject to the very same problem. When asked about this situation, the Deans offered their viewpoints. It was suggested that Hofstra Law School is part of the Hofstra University Community and should not be thought of as an isolated entity whose students deserve special treatment. Law students enjoy privileges because of their membership in the Hofstra Community, so they must also learn to accept the inconvenience that

comes with that membership. There is no legitimate basis for distinguishing between members of the Hofstra Community by giving some members special parking privileges, while denying those very same privileges to others.

Dean Douglas also suggested that policy makers at Hofstra University are concerned with preservation of Hofstra's suburban environment and have thus far been resistant to sacrifice aesthetic appeal for convenience.

The truth of the matter is that Hofstra's parking problem is getting worse and no solution is in sight. There are valid reasons behind the University's unwillingness to rectify the situation. However, the lack of available spots remains the source of much frustration and anxiety to the students, faculty, and staff of Hofstra Law.

Law students from across the country are preparing for their second annual national public interest law conference in Washington, DC. The conference will be held October 9-11 at Georgetown University Law Center.

The students are gathering to discuss efforts on their campuses to promote and fund public service work, and to meet with leaders from the public interest community. According to the National Association for Public Interest Law (NAPIL), the national office of the student public interest groups, attendees will participate in discussions on: the vitality of *pro bono publico*, public interest employment opportunities, the nomination of Judge Robert Bork to the Supreme Court, loan forgiveness, Gay and Lesbian Civil Rights, and student-run public interest grant programs.

The executive directors of the Alliance for Justice, the Democracy Project, Trial Lawyers for Public Justice, Washington Legal Foundation, U.S. Public Interest Research Group and the Women's Legal Defense Fund will join representatives from Hogan & Hartson, Dunlap Law Office, CUNY Law School, and the Senate Judiciary Committee in addressing the students.

According to Michael Caudell-Feagan, Executive Director of NAPIL, "Students are concerned about the inadequate provision of legal service to many members of our society. The conference provides a forum for them to come together and design their own solutions to this problem."

At last year's conference, students set a three-prong agenda including: expanded student funded grant programs for work in the public interest, improved placement resources, and heightened advocacy for loan forgiveness programs. According to Nancy Korp, NAPIL's President and a student at U.C. Davis, "Our success in addressing these goals only underscores our conviction to redouble our efforts."

Since the last conference, students at thirty-five law schools raised over \$550,000 from their fellow students and recent graduates through one percent tithes. The funding was used to provide over 300 summer grants and full-year fellowships in the public interest. Students at UCLA alone pledged over \$30,000 in their first on-campus fundraising drive.

NEW RESOURCES PUBLISHED

Working with NAPIL, students also developed new resources to assist individuals interested in public service careers. Liz Manning from Boston University Law School and Amelia Parkinson of Stanford Law School, conducted a comprehensive survey of financial aid programs designed to alleviate the debt burdens of graduates accepting low-paying public interest positions. They also developed a manual for students advocating for these programs. The resulting Loan Forgiveness Action Manual is available from NAPIL for \$5.00.

A guide to full-year public interest fellowship for law school graduates was written by Marie Westermeier, a student at Georgetown University Law Center. The NAPIL Fellowships Guide is available for \$10.00.

Individuals interested in these publications or in the conference should contact NAPIL at 215 Pennsylvania Avenue, S.E., Washington, D.C. 20003 or at (202) 546-4918.

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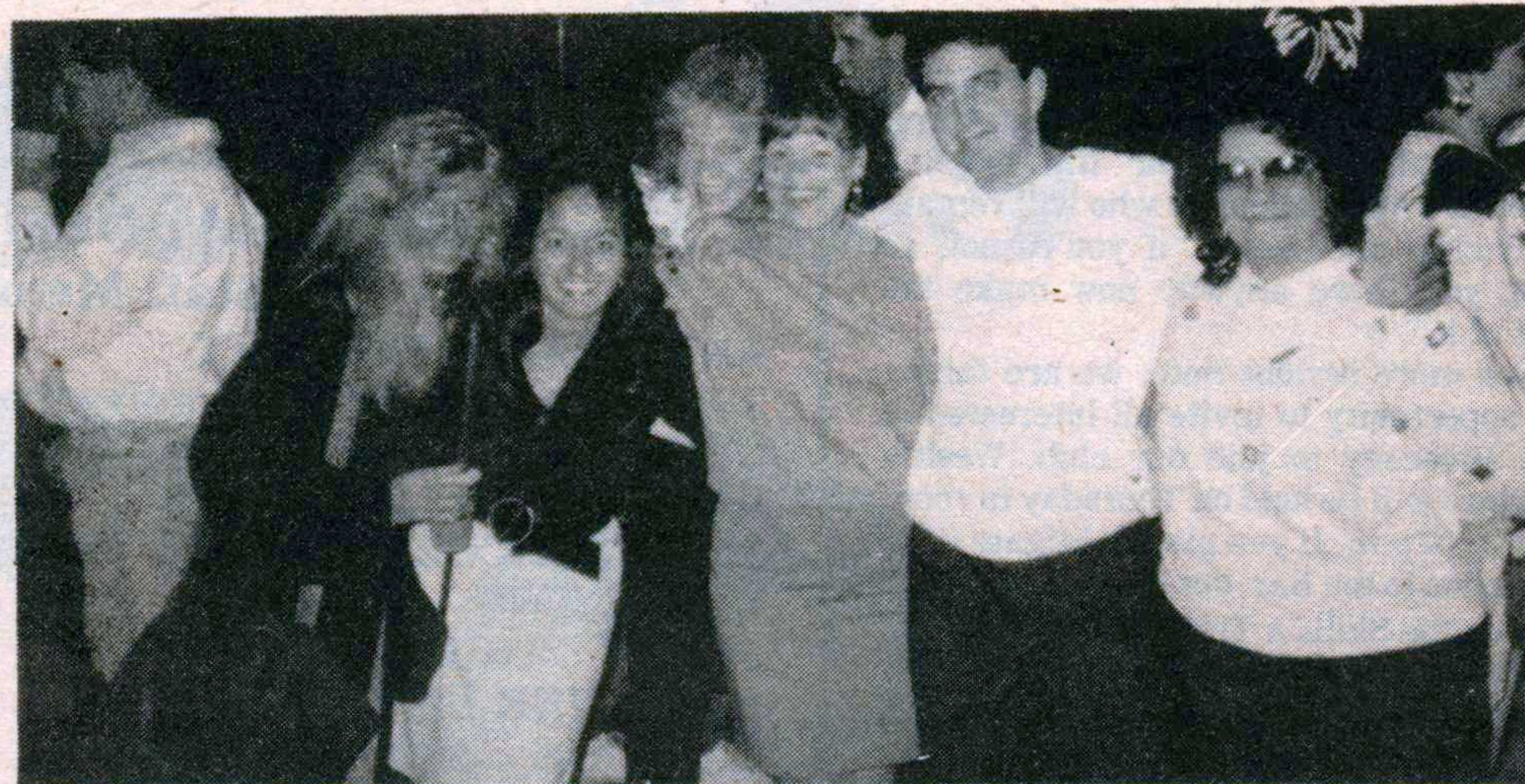
Marines

Programs available for first, second, and third year Law Students.

Call Officer Selection Office For Interview At (516) 223-3439.

PAD Rocks Pendeltons

On Friday, September 18, over 200 law students showed up for the first PAD party at Pendleton's. A good time was had by all as 1L's, 2L's, & 3L's danced & partied till the early morning hours. The next PAD event will be the Barristers Ball this Fall.



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ORGANIZATIONS

Trial Advocacy Club

The Trial Advocacy Club extends a cordial welcome to all from a "well deserved" summer recess. We trust that all are well rested and prepared for the ongoing semester: As a colleague who will remain anonymous once said, "if you're not, so what, your here anyway now make the most of it."

On a more serious note, we are taking this opportunity to invite all interested in trial advocacy to join our club. Weekly meetings will be held on Thursday in room 230 at 5:00 p.m. If you plan to litigate upon admission to the Bar, our club can help you develop the Skills a Trial Attorney needs.

Even if you do not plan to litigate our trial club can never-the less be worthwhile, for participation helps build the oral communication skills that all lawyers should possess.

The Club will invite practicing trial attorneys to speak at the Law School as well as provide participants an opportunity to practice and develop their trial skills in a noncompetitive forum. We sincerely feel that by attempting the various stages of trial (voir dire, opening, direct and cross examinations, summation) one can put all the "legal stuff" taught in the classroom in the right perspective, and have a little fun too.

We encourage your participation. To put it in the words of the great Theodore Roosevelt: The credit belongs to the man [or woman] who is actually in the arena-whose face is marred by dust and sweat and blood; who knows the great enthusiasms, the great devotions, and spends himself [or herself] in a worthy cause; who at best if he [or she] wins, knows the thrills of high achievement, and if he [or she] fails, at least fails while daring greatly-so that his [or her] place shall never be with those cold and timid souls who knows either victory nor defeat.

Of course to quote Teddy Roosevelt overstates our appeal for we are not asking you to mar your face or to give us great heroics; so what, I like the quote. Join us Thursdays at 5:00 p.m. in room 230 if you can.

Anthony Cummings
President
TRAIL ADVOCACY CLUB

Congratulations to New Members Of . . .

HOFSTRA LABOR LAW JOURNAL

Staff Members

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JONATHAN BRIGHT
CELESTE BUTERA
LISA CARDELLI
ANTHONY COLES
IRIS CREWS
JAMES DAGUANNO
CHRISTINE EISEMANN
CARMINE ESPOSITO
ALISON FISHER
MARILYN GENOA
MARK GOLDSTEIN
HESTER HERRING
KATHY HONT
STEPHANIE HUBELBANK
HARRY KAPRALOS
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TODD LEBO
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WILLIAM SHEEHAN
DORALIE SHULTZ
KEITH SINGER
CAROLYN SLOVIS

HOFSTRA LAW REVIEW

The Hofstra Law Review extends its congratulations to its new staff members:

Laura Aprigliano
Seth Arnowitz
John Bae
David Bernstein
Barney Bilello
Peter Campisi
Andrew Cooper
Duane Desiderio
Eric Deskin
Marc Ericson
Thomas Friedman
Lori Ann Gallo
David Goldman
Scott Golodner
Robert Harrington
David Heyman
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Richard Rubinstein
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Daniel Sessa
Michelle Sontarp
Christine Spletzer
Andrew Stark

Wendy Starr
Claire Telecki
Steven Tugander
Jay Unger
Steven Weinman
Joseph Welter

HPLJ

The Hofstra Property Law Journal (HPLJ) is the Law School's newest scholarly publication: The HPLJ is a scholarly periodical concerned with general property law issues including landlord-tenant relationships, land use regulation (plus environmental regulation of real property), and real estate.

Along with this focus on property goes a very large number of property-related aspects of other substantive material. Accordingly, the Journal will solicit outside work on all traditional investments, property and resource development subjects: Tax, creditors' rights, the developing law of funds transfers, remedies, forms of business organizations, nuisance and tort law relating to the environment, the structure of governmental aid and of financial institutions (the latter covering matters as diverse as the fate of the savings and loan industry, the development of the law of fiduciary investment powers, and ranging all the way to general questions about savings and investments and such remote, but profound connected questions as the future of the third-world debt burden and its impact on our own financial stability). The scope also covers the social implications of development and preservation, such as planning, consumer protections, housing policy, industrialization policy, and the other activities of federal, state and local governmental entities.

The Journal is to be published twice a year. It is devoted primarily to work by both academic and non-academic professionals throughout the United States, and to notes and comments prepared by members of the student staff. The Journal targets a national readership and accordingly, in each issue a balance between articles addressing property law matters of national and regional importance will be attempted. Student Editorial Boards will develop special symposium issues and exercise discretionary managerial powers.

**LEAVE ALL
CLUB NEWS IN
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REGISTER LOCKERS AT
ADMISSIONS OFFICE IMMEDIATELY**

HOFSTRA PROPERTY LAW JOURNAL

STAFF MEMBERS

The Editorial Board of the Hofstra Property Law Journal is pleased to present the following students as its staff members for the 1987-1988 school year:

Suzanne Abels
Debra Ackerman
Leonard Amoroso
Chester Bellairs
Patricia Burke
Joseph DeGuardia
Susan Feinberg
Jonathan Frieberger
Michael Galina
Maria Geercken
Noreen Goldstein
Patricia Jason
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Patrick Quinn
Mitchell Schuster
Marc Silverman
Phylis Stabile
Julie Stewart
Howard Tollin



CONSCIENCE

The Hofstra University School of Law Newspaper

CONSCIENCE is published monthly from August to May by the students of Hofstra University School of Law.

The editorial board is committed to bringing Hofstra Law a competent, informative, lively newspaper of professional quality. We encourage everyone to write letters and articles. All submissions should be typed, triple spaced, with name, phone number and year of graduation. Submissions may be dropped off in our box in the library.

CONSCIENCE is distributed free to the Hofstra community including students, faculty and alumni. Funding comes from advertising revenue and the student activity fee. Postmaster, please return undelivered copies to the above address. Subscriptions for others costs \$8. Re-publication of any article is prohibited without the consent of the editor-in-chief.

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Meryl Wasserman Co-Editor-In-Chief
Fran Wasserman Business Manager
Ann Zetony Layout & Production Mgr.
Marty Schwartzberg Sports Editor
Marnie Carrick News Editor
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Staff contributors: Special Thanks to: Joe Welter, Anthony Cummings, Daniel May, Debra Gentin, Dave Heymann & Linda Nicholson.

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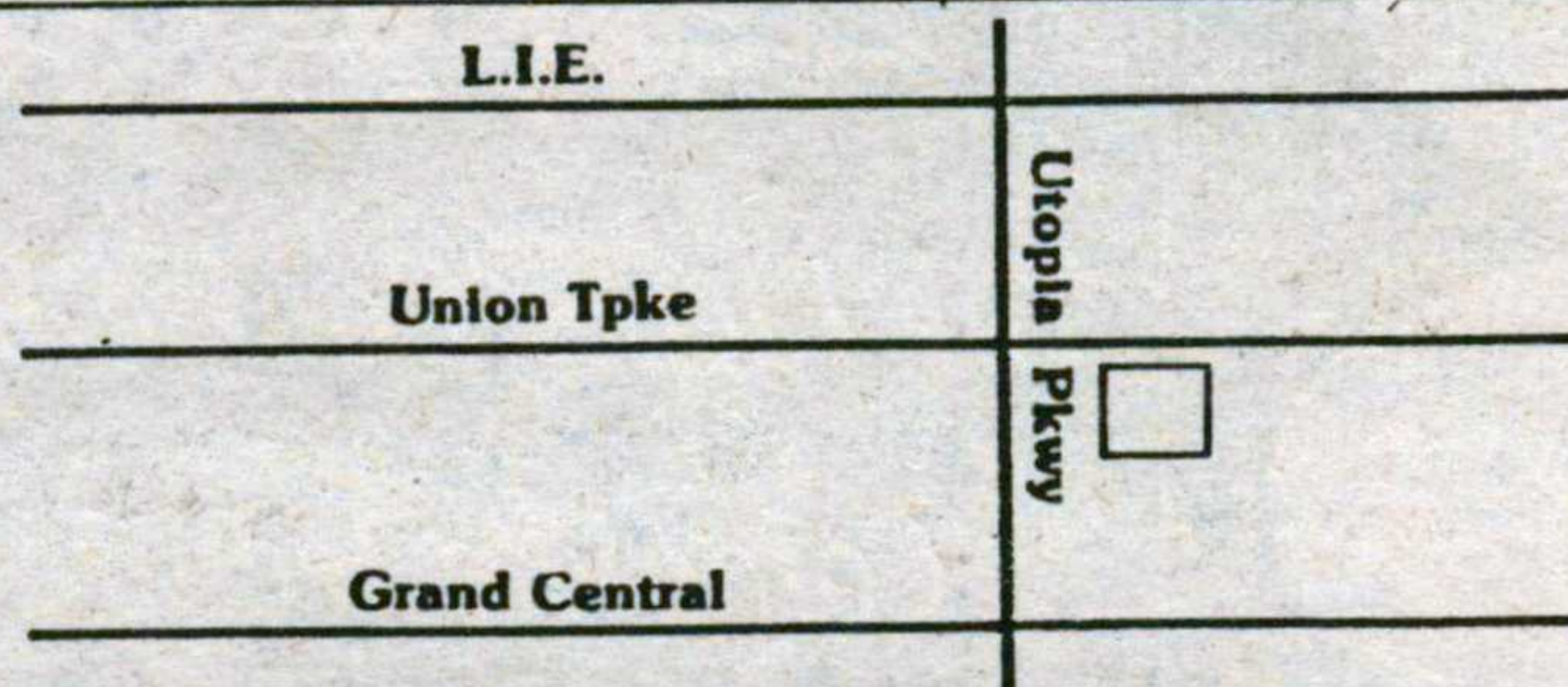
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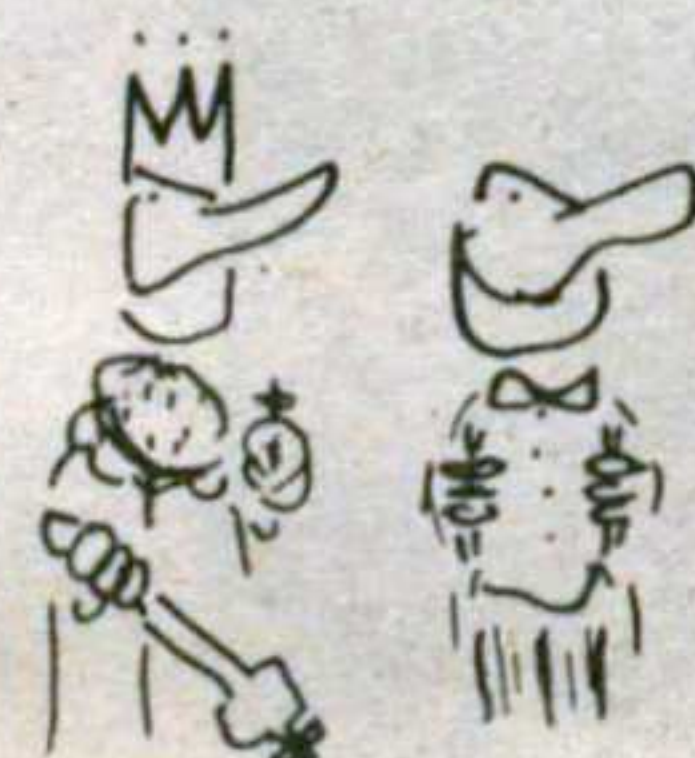
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Kissinger to Speak at Hofstra

On Nov. 19-21, the Hofstra University Cultural Center under the direction of Leon Freedman, Professor of Law & William Levantrosser, Professor of Political Science will present their Sixth Annual Presidential Conference titled "Richard Nixon, a Retrospective on his presidency." Highlights of the conference are to include talks by former HEW Secretary Robert Finch, former Chief of Staff H.R. Haldeman, former Secretary of Defense Elliot Richardson, former Assistant of Domestic Affairs John Erlichman, C.L. Sulzberger of the NY Times, & Gunther Louie, noted Author on Vietnam. The Keynote Address will be given by former Secretary of State Henry Kissinger.

The Conference panels will include Watergate, the impeachment, the opening of China, the Vietnam War and Civil Rights Policy and will be held in various places around the campus.

A Gala Banquet is scheduled for Nov. 20. The speaker has not yet been determined.

The Conference is free to all Hofstra students holding valid I.D.'s. The Banquet is optional and the charge is \$50. Due to the large number of expected participants, all those wishing to attend must obtain a registration program, fill out the center questionnaire form and submit it with application fees. On the day of the conference you must pick up your badge & conference packet which will contain tickets to the panel of your choice. No one will be admitted to the panels unless they have pre-registered. Please contact the Cultural Center at 560-5669 to obtain registration materials and further information.

Long arm of the law board

Law school grads grind for the big one

By GAIL COLLINS

Daily News Staff Writer

An unidentified student walked into the BAR/BRI law board preparation lecture at Town Hall the other day, flashed a "V" sign and then vanished, grinning, forever.

Thanks to a change of heart by law board graders, he and 29 other summer flunkies had been rescued from a winter of four-hour surveys of contracts, torts and suretyship.

"Can you imagine that? It would be like winning the lottery—my God," breathed Fred Tecce. A recent emigre

CITYSCOPE

from Pennsylvania, Tecce is taking the boards for the first time this month, and thus has no hope of a last-minute reprieve.

The Happy 30 missed passing the summer boards by a single question, and were salvaged by a persistent fellow victim who convinced the Board of Law Examiners that multiple choice question 28 had two possible correct answers.

"It took me weeks to realize I wasn't going to have to take that test again—and that I would never have to sit through another review lecture!" said one of the 30, who is now tending bar and requesting anonymity.

Wrinkled warriors

Last Friday night, hundreds of less fortunate young men and women—dressed for success but wrinkling rapidly—were slumped in the plush red seats at Town Hall on W. 43d St., stoically contemplating the prospect of a four-hour review of the wonders of commercial paper.

"This is terrible," said Janet Ramusack, 29, who had been napping on the shoulder of her seatmate, Phil Levine.

"We knew each other before," explains Levine. "This is not a bar exam romance."

Preparing law school graduates for the bar exam is a mini-industry. BAR/BRI, which rents Town Hall for its lectures, draws about 4,000 local customers a year for summer and winter sessions, at up to \$825 a head.

The winter classes, veterans say, are much bleaker than the summer ones. "They laugh at your jokes more in summer," says BAR/BRI director Stan Chess.

Most winter students work all day, go to lectures all evening, and spend Satur-



STAN CHESS lecturing law school grads preparing to take bar exam.

JOHN ROCA/DAILY NEWS

days at the office. "During the week we can only put in seven to eight hours a day, which is not enough for a law firm," said Ramusack. On Sunday, she added grimly, she returns to Town Hall to watch movies of missed lectures.

The winter crowd's depressed mood is not improved by a heavy concentration of summer bar exam casualties. No one's spirits appeared to be elevated by the discount rates for repeat customers.

"The last place they want to be is Pieper's course," says John Pieper, who runs another popular lecture series. "It's almost like going to a 42d St. peep show. You don't want to be seen."

To motivate the flunkies, Pieper says, he points out: "How fortunate they are. There are a lot of people who never got into law school."

Sagas of students rescued from disaster or plunged into despair by errors in grading the law boards are a popular topic at Town Hall these winter evenings.

There was, for instance, the dreadful time a computer error was uncovered, giving 35 new people a passing score, and causing 26 others who thought they were already lawyers to flunk retroactively.

"That was 1980—it was DEVASTATING," said Pieper, who had a lot of trouble

psyching up the victims. ("Those students had peaked.")

Chess, whose students have included retired Weatherwoman Bernadette Dohrn (who passed the first time out) and Robert Kennedy Jr. (who didn't), says the very worst story about bar exams he ever heard happened in Vermont.

The scene, he says, was a cocktail party, where two lawyers who served as graders for bar exam essay questions were having a casual conversation.

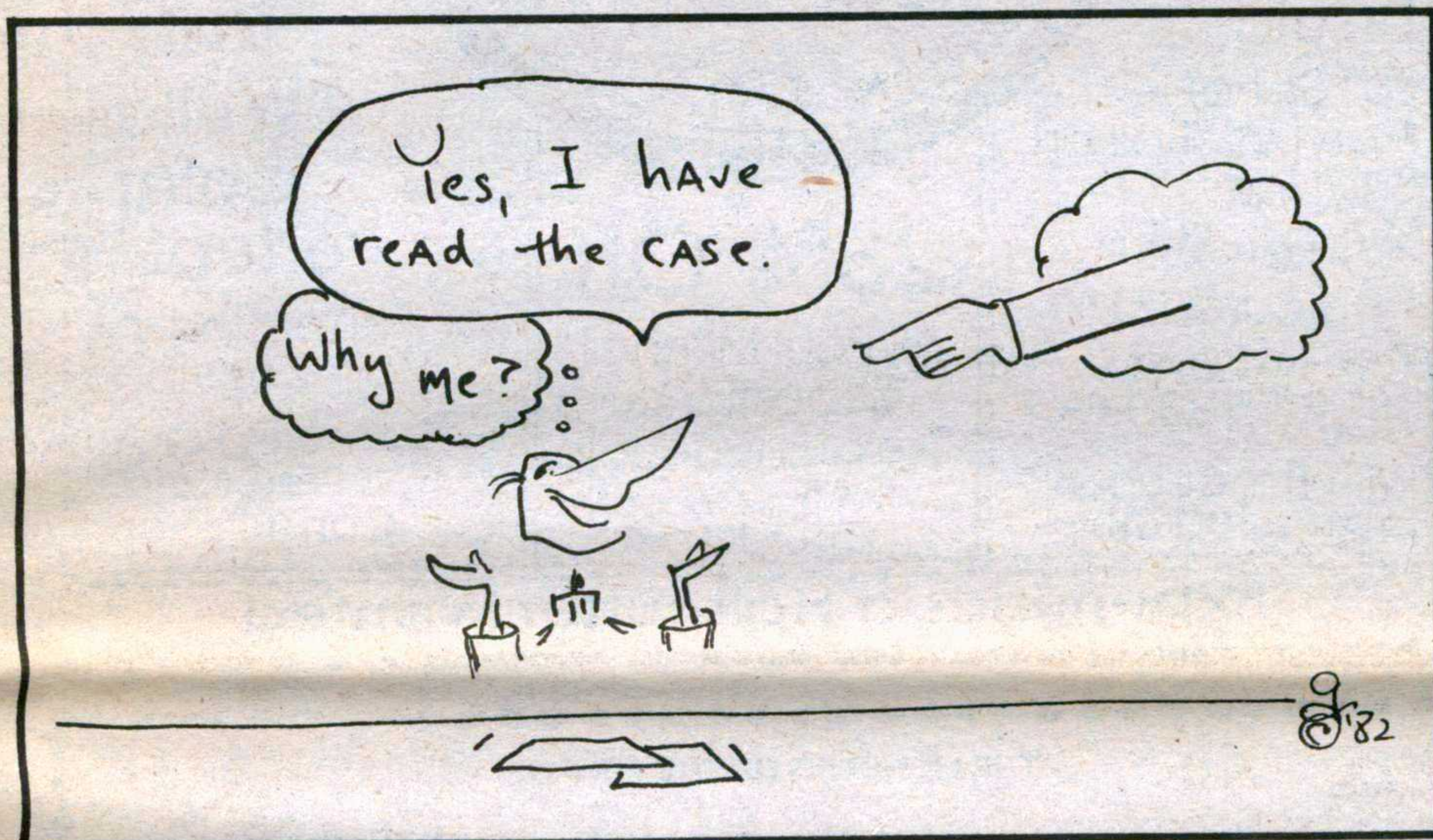
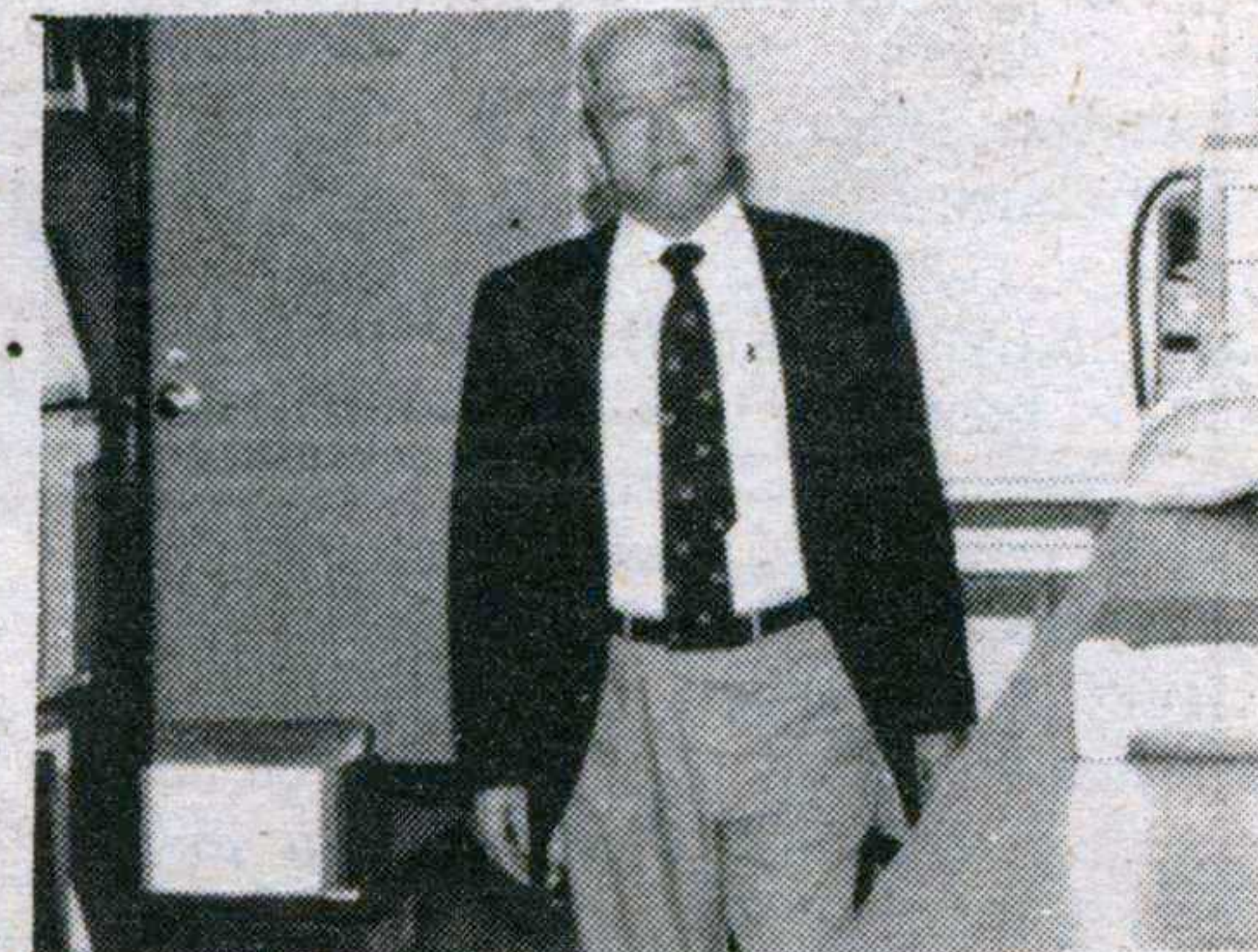
"Suddenly one of them says: 'What do you mean 10 is the high score and zero is the low score?' For five years, it turned out, he'd been grading every paper backward."

Dining Out At Shiro

Located at 401 Old Country Road in Carle Place is a restaurant that can be described in two words, "different" and exciting."

House of Shiros, a Japanese restaurant, makes dining out a new and fun experience. The main dining room surrounded by live trees and a rock garden serves complete dinners from \$10.25 to \$21.25. The food is prepared on a hibachi table in front of you and all the servers are dressed in authentic Japanese attire. Entrees include chicken, steak, shrimp or lobster.

All dinners include onion soup, salad, shrimp appetizer and hibachi vegetables. Lunch specials are also available and range from \$5.50 to \$7.75. For those that are a bit more daring there is a separate sushi room (raw fish). Reservations are suggested for weekend nights.



Personals

Steve -- Want to meet Friday at Falstaffs?
-Amy

Linda -- I had a great time Tuesday night.
Let's do it again -Rob

S.P. -- You have the cutest frog -T.C.

Dave -- You're a helluva good lawyer
-M.P.

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Little Patti, Love your favorite sister
lil' Patti, Just say the words "d.u."
-love, me

MJW: You're the best -FSW

Ben -- Isn't that Special -The Church Lady

Rich -- You have the cutest blue eyes -L.B.

Mom & Dad -- I love you both very much!
Love, your little sunflower

David -- Thanks for making my 1st month
a lot easier. -J.S.

Jay -- You're such a macho guy -S.R.

A.C. -- You're a legend in your own mind
-your fans

Jeffrey -- I love you, even when I am being
mean to you -your honey

Keith -- I miss not being in your classes -?

Mich -- There's still hope for you yet
-your bestfriend

A.C. -- Who wrote your paper for L.R.?

Jeffrey -- I love you more than anything in
the world -Love Me

Scott -- You are my bread and butter
-your sister Meryl

Franny -- You're just like a sister -Love me

M.S. -- When you make it big, don't forget
to shop in my store -M.W.

Gary -- Maybe next time we go for a walk
on the beach you can keep your pants on -?

Mich -- You're looking nice -M.W.

Lisa -- I love ya even when you're obnox-
ious -Sue

Stacey -- Want to go out sometime -L.P.

To my two little brothers Ralph & Ron,
thanks for the thanks, you really made my
day (Smile) -H.H.

Dear Frank -- Keep sucking on my neck, it
drives me wild! -Your personal chauffeur

J.M. -- We know you're in love with Prof.
Galler, but you are a complete disruption
to the class -Bus. Org.

L.L. -- I'm getting sick again? -R.S.

Coming Soon

The Barristers Ball

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The Conscience

Congratulates Professor

Patricia Adamski & Her Husband

On Their New Baby Boy

The 3rd Vice President of United States of Earth

By Daniel L. May

It is often commented that few changes have been made to the Constitution in its 200-year existence. To be precise, only 26 amendments have been adopted.

Yet, while a paucity of modifications have been made to work of Madison and company, it certainly has not been for lack of trying.

Since 1789, members of Congress have officially proposed approximately 10,200 amendments on a wide range of subjects.

Some amendments reflect the times, such as the proposals to prohibit or limit dueling. Others are timeless. An amendment to abolish the Electoral College has been around almost as long as the Constitution, and can be expected to be proposed and debated until finally adopted. Then, there are the mundane amendments like the one dealing with the selection of postmasters. Others incorporate fundamental principles, such as equal rights for women.

And finally there are those amendments which, at best, can be described as quixotic.

Two amendments sought to change the name of the country. The first, introduced in 1866, proposed to rename it "America." The second, introduced by Rep. Lucas Miller of Wisconsin in 1893, proposed that it be known as the "United States of the Earth."

We have all heard the opinion, if we haven't expressed it ourselves, that our presidents are so lacking that we couldn't do any worse if we selected the nation's chief executive at random. But how many people ever thought members of Congress would seriously propose such an idea? Well, they have.

Connecticut Sen. James Hillhouse offered an amendment in 1808 that would have limited senators to three-years terms with one-third retiring every year. The retiring senators would choose by lot one of their numbers to be the president for the following year.

The lottery method was presented again in 1844 and 1846 by Rep. Samuel Vinton of Ohio. His idea was that each state would elect one of its citizens to be president, and that one of these candidates would be chosen by lot to be the chief executive.

The last and most complicated proposal was made in 1864 by Sen. Lazarus Powell of Kentucky. Powell proposed that a drastically reduced electoral college be divided alphabetically into six groups, as equal as possible. Each group would choose an elector from the succeeding group, with group six selecting from group one. When the six electors were picked, two would be chosen by lot and the Electoral College would decide which one would be president and which one would be vice president.

Thomas Montgomery proposed another novel way of selecting the president — by geography. Under the Kentucky representative's plan offered in 1822, the contry would be divided into four geographic regions, and the president would be elected from each region in rotation.

One other amendment pertaining to the presidency bears mentioning Rep. Andrew Jacobs of Indiana proposed in 1975 that:



Historical Pictures

John Nance Garner:
The vice presidency "isn't worth a pitcher of warm spit."

"No person shall be President of the United States who shall not have enough sense to come in out of the rain of bullets."

A HEARTBEAT AWAY

John Nance Garner, vice president in Franklin Roosevelt's first two terms, said the vice presidency "isn't worth a pitcher of warm spit." John Adams, our nation's first vice president, called it "the most insignificant office that ever the invention of man contrived or his imagination conceived." Despite these evaluations, some representatives and senators have sought to increase the number of vice presidents.

In 1886, 1888, 1889, twice in 1963 and three times in 1964, amendments were introduced to increase the number of vice presidents from one to two. But, even two vice presidents would not have been enough for some members of Congress. Five times — 1881, 1884, 1886, 1945 and 1947 — resolutions were introduced to create the offices of the first, second and third vice presidents.

Rep. William Murray of Oklahoma proposed an imaginative amendment in 1918. It would have granted certain individuals up to four extra votes. Under his plan, every citizen over 21 years old would be entitled to an extra vote for each of the following: being married; being the head of the family with at least two dependent minor children; passing a nationally uniform educational curriculum; and serving in the military against a foreign enemy.

Finally, Peter Deuster introduced in 1884 an amendment originally intended as an anti-prohibition measure. The Wisconsin representative proposed that Congress and the state be barred from "prohibiting or abridging the manufacture or sale of any article . . . composed . . . of any product of the soil."

One might well conclude that the Farmer's most important legacy is the provision making the Constitution so difficult to amend.



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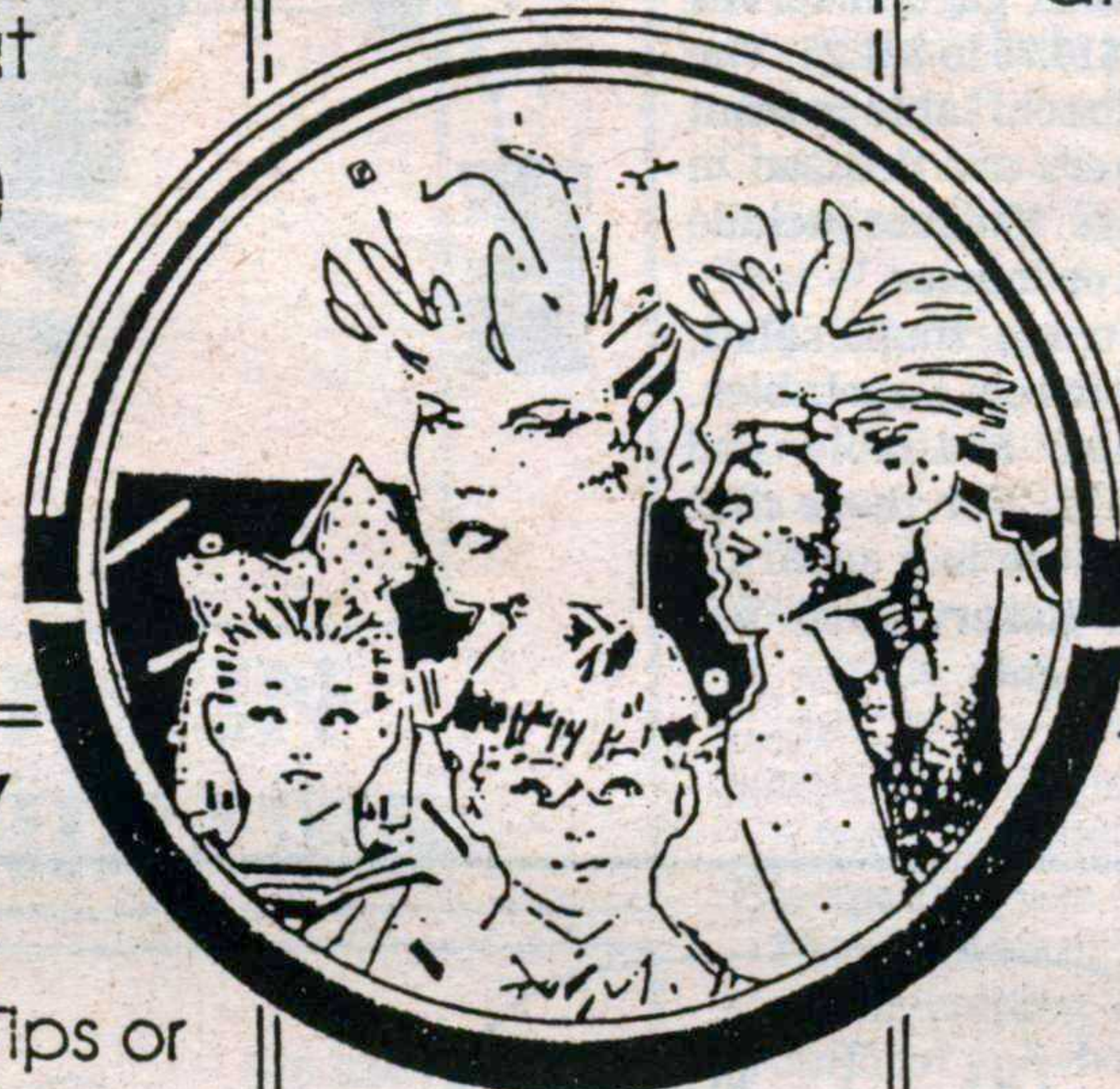
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FEBRUARY, 1987

Attention: 2L's + 3L's Hofstra Law School's Yearbook POCKET PART 1988

Needs staff members for layout and copy/captions

No prior experience necessary -- ALL ARE WELCOME

* Any contributions of photos, ideas, etc. *
are appreciated and should be put
in our mailbox in the Admissions Office.

Next Meeting: TUESDAY, SEPTEMBER 29th
6 P.M. Room 205

(Publisher will be there to teach layout etc.)

HOFSTRA HAS MOORE

HENRY MOORE, one of the giants of 20th Century art, is at Hofstra University now—and waiting for your visit!

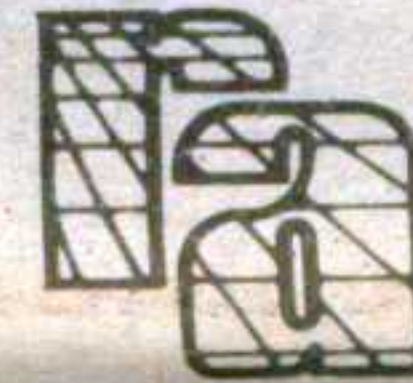
"Mother and Child: the Art of Henry Moore" is an exhibit of more than 163 works of art by the British sculptor. The exhibition will be supplemented by films, lectures, tours and short courses. The Hofstra Museum exhibit will be on campus now through November 21, before travelling to the Baltimore Museum of Art, Museum of Art, Penn State and the Arthur Ross Gallery, University of Pennsylvania.

For information about all upcoming exhibits, contact the Hofstra Museum at (516) 560-5672.

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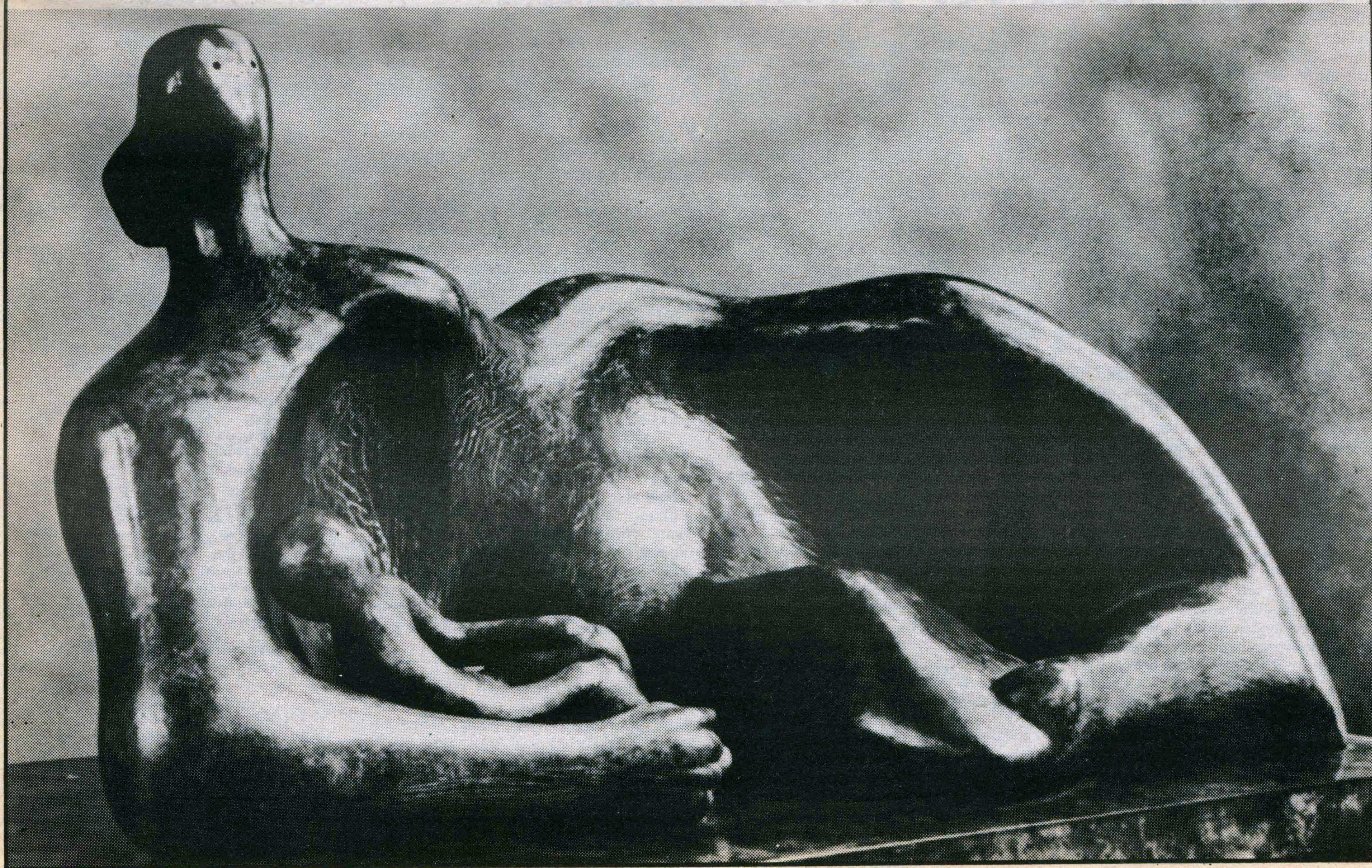
This exhibition has been made possible by generous grants from the Chase Manhattan Corporation, AT&T and Reckson Associates.



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DRAPED RECLINING MOTHER AND BABY, 1982



Jerry Leaves To Pursue Doctorate

Jerry Giannatassio, who has worked at Hofstra Law School for the past eight years, has taken a leave of absence in order to pursue a doctorate degree in United States History at Stony Brook University. While Jerry is not happy about leaving Hofstra, he is delighted to be going to Stony Brook. Jerry received his Masters in history from Hofstra and subsequently obtained a degree in library science from Case Western Reserve and a J.D. degree from Benjamin Cardozo Law School. In the past three years, Jerry has served as the Assistant Director of the library - "Wyp's lieutenant chief of staff."

Jerry is looking forward to the opportunity to work with John Pratt, a historian who has written extensively and taught in the areas of legal history, New York State history and constitutional history. John Pratt will serve as Jerry's advisor at Stony Brook. Jerry is particularly interested in studying United States History with an emphasis on the time period of Independence to the Civil War. This was a period in which our legal system greatly developed and thus will enable Jerry to continue his study of law and history while bridging the gap between the two. In addition, he intends to write his dissertation on legal history.

Jerry feels this additional degree will distinguish himself from other highly qualified librarians. Hence, his marketability will become enhanced for future job opportunities.

Initially Eugene Wypyski, Director of Hofstra library, suggested that Jerry should go part time to pursue the degree. But upon receiving a stipend for being a teaching assistant, and with the support of Eugene Wypyski, Dean Eric Schmertz, the administration at Hofstra University and

Jerry's wife Linda, Jerry decided to attend full time. He expresses much gratitude toward these people for supporting his decision.

JERRY REFLECTS ON HOFSTRA LAWS STRENGTHS

Jerry played a major role in the recent inspection of Hofstra's law library. Hofstra Law was commended for having many strong points which Jerry had pointed out.

UNIVERSITY

Hofstra Law School and the University has a terrific relationship particularly on the administrative levels. Eric Schmertz has been an outstanding law dean who has a fantastic rapport with the University administration, a rapport formerly established by past deans. Jerry notes, "I've seen and have heard of other law schools that have suffered from an antagonistic relationship between the law school and the university."

FACULTY

Another strength of Hofstra Law is the high caliber of the faculty. Deans starting with Malachy Mahon have all been extremely successful in choosing faculty. Not only is the faculty widely considered an excellent one, there are youthful faculty "in the pipeline on the way to becoming noted legal scholars." Hence, there are no gaps down the line for continuing the excellences established by the faculty who are already distinguished.

STUDENTS & ALUMNI

The alumni who are actually practicing law have made a mark, not only locally, but nationally as well. For instance, Hofstra Law is known in Washington D.C. as the "law school with a heart." In addition, we also have a growing number of alumni who are practicing in California. Current students are selected from increasingly

higher standards. This is contributed to the vast number of applications - almost 3,000 applications received in 1987 for 270 openings.

THE LIBRARY

The library is considered to be an absolutely outstanding collection of books which is unbelievable to find in a school this young. Many highly capable law librarians from around the nation would jump at the opportunity to take charge of the library Eugene Wypyski has set up. Again, Jerry hopes his experiences, knowledge and degrees will eventually separate him from qualified applicants.

Jerry will be around the library as a user. "Now I can really explore the library as student," said Mr. Giannatassio. He further may fill in as a part time librarian. He is grateful for having been granted the leave of absence. He commented at his going away party, "I will still feel part of the Hofstra family and I do intend to return."



The Need For A New Challenge

By Debra M. Gentin

Imagine yourself 10, maybe 20, years from now, settled in a career, or possibly having nurtured a family for many years, then suddenly becoming discontent and desirous of a change. After a number of years of a routine, well-ordered existence there arises a need for a new challenge, deeper intellectual stimulation and mental satisfaction. Such are the sentiments expressed by a significant percentage of returning students who have decided to renew their education at Hofstra Law School. Doctors, businessmen, husbands, wives, mothers, teachers, police officers and firemen, anyone with a drive for the knowledge and awareness that comes with an intense study of the law. These people have placed a large part of their lives on hold in order to return to school. The following is an exploration of their experiences, sacrifices, advantages and disadvantages.

When weighting the disadvantages with the benefits and rewards of a legal education, most returning students feel it is worth the effort. As a matter of fact, a majority of those I spoke with believed that returning to school, after having been away, brings the advantage that stems from experiences. Advantages which include a more realistic attitude as to what is expected of them and where they are going in the future and, a better sense of who they are and what they would like to accomplish. In the words of one incredibly enthusiastic returning student, "I never realized it when I was younger - I have the ability now to appreciate what school has to offer me." She goes on to describe her experiences in law school as wonderfully positive and rewarding. Similarly, most of the men and women I spoke with described

law school as challenging, stimulating, exciting and competitive. Even more honestly, a few students expressed feeling pressured, scared and even "petrified" at the prospect of returning to school as a student.

Aside from the obvious "intellectual stimulation", what would possess someone to undertake such a demanding, arduous and expensive task? First, I encountered a number of students who told me they did not see themselves as "returning" to school at all. Rather, they were continuing their education along a career path already chosen. In effect, they had been working for this all their lives. Others simply had a change of heart, and are now seeking something new. Still others, being brutally honest, admitted to being attracted by the remunerative aspects of a legal career - otherwise known as being in it for the money.

When asked about the problems associated with being an older, returning student, typical comments included; the burden of extra responsibilities in addition to family work, the drive and zealotry of youth being tempered by the loss of idealistic values, and discrimination from unenlightened (and possibly jealous) outsiders.

One woman, who is juggling law school with a job, marriage and children, expressed feelings of being pulled in too many directions, along with a lack of support and understanding by the uninformed. It is often hard for friends, family and especially children to comprehend the demands that law school entails; timewise, intellectually and emotionally. "Is it worth it", I asked her. Definitely yes. Interestingly, from the male perspective I got very different comments. There, the family seemed to be ex-

remely supportive and encouraging. One man said that relationships will benefit from the experience because, "when your mate is happy, so are you."

When I asked if age made any difference in the way they were treated by other students, professors and/or prospective employers, most saw no explicit discrimination at all, neither positive nor negative. At school, acceptance by younger students and professors seemed obvious. Although, as a personal observation, it does seem that similar age groups tend to gravitate together. As for future employment prospects, the goal of the more experienced student are different. More realistic, less desire to change the world and less impulsivity. Their goals generally stem from a true interest in the law. Clearly a refreshing outlook!

Essentially, as one man put it, the person who makes the decision to return to school goes through certain stages. First, a dissatisfaction with the present routine, along with thoughts towards change. Second, a complicated planning and arranging of schedules - both financial and emotional. And finally, the positive and illuminating effect that comes with reviving the educational process as mature and responsible adults.

Ultimately, the returning student appears to be a determined and confident individual, who also has the ability to inspire others with their courage and perseverance. I have omitted names in order to respect the privacy of those I spoke with. Thank you to all who have shared your personal thoughts and comments with me, making this article possible.

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barbri

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Statutory Drafting Competition in conjunction with the Conference on

Group Defamation & Freedom of Speech: The Relationship Between Language and Violence

Wed., Thurs., Fri., April 20, 21, 22, 1988
Keynote Speaker: ELIE WIESEL
1986 Nobel Peace Prize Laureate

LAW STUDENTS ARE INVITED TO PARTICIPATE in a competition to draft a model statute outlawing group defamation in a state in the United States; the statute should be accompanied by an appropriate legislative report.

The winning submission will be used as the basis for a moot court argument that will take place as part of the Conference on Group Defamation. The moot appeal will be argued by two prominent lawyers before a bench of distinguished jurists. Students may enter as individuals or as a team of two or three. A certificate and a cash prize will be awarded at the Conference for the winning submission, and the expenses of the winner(s) to attend the Conference will also be provided.

The deadline for submission is December 1, 1987.

The Conference will address issues dealing with group defamation from legal, philosophical, psychological and historical perspectives.

Topics to be considered include:

- Group defamation under the First Amendment
- Experience with legislation in other countries, including Canada, Denmark, France, Great Britain, Israel, Italy and the Federal Republic of Germany
- The Genocide Convention
- Group defamation as a causal factor in particular episodes of violence or oppression
- Problems of drafting and enforcement
- Pornography and group defamation

CONFERENCE DIRECTOR

Monroe H. Freedman, Professor of Law
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DEAN'S CORNER:



Dean Eric J. Schmertz

One of the interesting public service activities during the last year undertaken by some members of the Hofstra Law School faculty has been a training program for minority labor-management arbitrators. This program, funded by a grant from the New York State Legislature has been a project jointly handled by the Hofstra Law School, the Industrial and Labor Relations School of Cornell University and the American Arbitration Association. As some of you may know the profession of labor-management arbitration has been handled by a few hundred labor-management arbitrators and the absence of minority members within that group has been both conspicuous and lamentable. The project was designed to take a step towards redressing that imbalance.

After a year of training, eleven minority arbitrators completed the course and graduated on Tuesday, September 22. The following are my remarks to the graduates, which include some views about arbitration and its role in the future.

Remarks

Eric J. Schmertz

Minority Labor Arbitrator Development Program
September 22, 1987

I am delighted to join you today and to join Bob Coulson and the other speakers who will follow me in congratulating you 11 new members of the labor-management arbitration profession and fraternity.

For a couple of minutes I would like to say some things to you as the Dean of the Hofstra Law School and for a few additional minutes I would like to talk to you as a fellow arbitrator.

First, let me commend the American Arbitration Association and the Industrial and Labor Relations School of Cornell University for conceiving this program and for agreeing with me soon thereafter that there should be a law school component in the training. Hence, the Hofstra Law School's participation. Also, a special thanks from all of us to Professor Eric Lane of the Hofstra Law School who was primarily instrumental in getting funding for the program from the New York State Legislature.

Also, my thanks to Mayor Koch for permitting me to come back to New York City in an arbitration setting after some six years in suburban exile.

While I was in college I had an outstanding Professor -- Harold Larabee who urged me to go to law school so that I would not be intimidated by lawyers. Many of you graduates are lawyers -- but some of you are not. Either way, you will do equally well as arbitrators, for there are excellent arbitrators who are not lawyers and some marginal arbitrators who are. But to prepare you for your role, where cases will be tried before you by lawyers, and to guard against "intimidation" by lawyers it was our feeling that certain law subjects should be part of your curriculum and that a law school faculty should teach them to you. I am sure you will agree that there is no escaping the importance if not the essentiality to the arbitration process, of a knowledge of evidence, administrative procedures, contract law, relevant rulings of the National Labor Relations Board, responses to motions, and the ability to support your decisions with clear and precise reasoning. That is why you received lectures and classroom work from labor law and arbitration experts -- Professors Samuel Kaynard and Robert Douglas, and training in evidence and legal writing from non-labor faculty members -- Professors Rabinowitz, Agata and Gregory.

As a fellow arbitrator, let me tell you that this is an historical occasion. 11 new arbitrators will enter the field to fill a lamentable void of minority members in the profession. But more than that, you enter the field with a modern view of the needs of arbitration which I am sorry to say many of my veteran colleagues have not responded to fully. I mean, of course, a recognition that grievance arbitration is only one part of the work to be done and that interest arbitration, particularly in the public sector is the critical new field demanding skills and training to deal with large sums of public money and in which the public interest is more intensely involved.

Of course, realistically, you will begin with grievance arbitration, but as you gain experience and wider acceptability, we expect that you will take on interest cases. Do not shy from them no matter how suc-

Hofstra Alumnus Honored

Corey B. Bearak will be profiled in the fifth edition of "Who's Who in American Law", Democratic District Leaders Mary Civello and Anthony J. Menna announced today. Mr. Bearak, a 31 year old attorney, serves as Counsel and Chief of Staff for City Councilman Sheldon S. Leffler of the 16th Councilmanic District in eastern Queens.

A graduate of Hofstra University's School of Law, Mr. Bearak was first Features Editor, and later Editor-in-Chief, of CONSCIENCE, the law school newspaper. He also drafted and guided the ratification of the law school's first ever student government constitution and served as Representative to the ABA's Law Student Division.

Mr. Bearak also attained a Bachelor of Arts in Political Science from Hofstra. Between college and law school, he gained valuable governmental experience as an Assistant to then New York Secretary of State Mario M. Cuomo. While attending Hofstra, he served in the office of the Bronx District Attorney.

A Member of the New York Democratic State Committee representing the 25th Assembly District, and an Alternate Delegate to the 1984 Democratic National Convention, Mr. Bearak is a founding member of the Queens County Line Democratic Association, the Regular Democratic organization for Part B of the 25th A.D.

"Inclusion in Who's Who is limited to those individuals who have demonstrated outstanding achievement in their own fields of endeavor," said a proud Mr. Civello and Mr. Menna, both of whom head the QCLDA as Executive Members. "Corey's recognition means he has contributed significantly to the betterment of contemporary society."

As chief aide to Councilman Leffler, who chairs the City Council's Environmental Protection Committee, Mr. Bearak manages, and provides legal input on, the Councilman's legislative, environmental policy public information and consti-

tuent service programs. In both this capacity and as an activist in such local advocacy organizations as the Udalls Cove Preservation Committee, he has worked with community leaders and neighborhood groups to improve youth and senior programs, to repair eastern Queens roads and parks and to better education.

Mr. Bearak has promoted the successful use of music videos as a reading aid in New York City public schools and helped secure funds for senior and youth programs. His efforts have also contributed to the recently installed new fence for field used by the Bayside Little League at Crocheron Park, the maintenance of afterschool programs at Bayside and Cardozo High Schools, the reconstruction of roads in Floral Park, Bellerose and New Hyde Park, the installations of traffic lights in Floral Park and New Hyde Park at the preservation of the Douglaston Wind-pump now at the Alley Pond Environmental Center.

Also a member Community Board 13, Mr. Bearak served as chair of its Sanitation Committee and led the successful fight to re-locate a Sanitation Garage away from the ground of the Creedmoor Psychiatric Center and the adjacent private homes.

Mr. Bearak's numerous professional affiliations include membership in the American, New York State and Queens County Bar Associations, the New York County Lawyers Association and the Brandeis Association. He serves on the ABA's Urban, State and Local Government Section, the NYSBA's Environmental Law Section and Legislative Policy Committee and the NYCLA's Real Property Section, as well as being an Associate Editor of the Queens Bar Bulletin.

Married to the former Rachelle Pamela Confino, Corey and his wife reside in Bellerose with their son Jonathan Marc. No stranger to such profiles, the honored young man's biography was previously featured in the 1985 and 1986 Outstanding Young Men of American awards volumes.

successful you are in the grievance field. Expect also to be available to mediate and to fact find in cases involving new terms and conditions of employment. But that is further down the road. In the immediate future permit me at the risk of presumptuousness to give you some fundamental guidance. Always decide the cases on the merits without "fear or favor." Never compromise or split the differences if the merits lie elsewhere. Be scrupulous about your impartiality. Do not expect compliments if you do your work well, but expect to hear complaints if you do not do so. If the complaints are unjustified, don't worry about them.

You enter a profession which has been actively functioning for some 50 years and which you enter at the threshold of what I think will be a vastly expanded use. I think, as both labor and management increasingly recognize the impracticability of the strike and lockout in a world of fierce economic competition arbitration will be voluntarily and privately used with increased frequency to settle contract terms when bargaining has failed. The use of arbitration in this expanded way is completely consistent with our free society. And you enter the profession at a time when that move is in its beginning stages but with inexorable momentum in that direction. Finally, you enter a profession which as far as I know has never had a scandal. In the hundreds of thousands of cases decided over the years, not a single labor-management arbitrator has been accused -- let alone convicted of fraud, corruption, or misconduct. That is an extraordinary record of dedication, competence and honesty. I know that you will continue that legacy and keep faith with it. So heartiest best wishes. With pride we will watch your achievements in the months and years ahead.

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SPORTS

Had The Season Been . . .

By Dave Heymann

AFC EAST

1. New England Patriots -- The Patriots running game should return to 1985 form with the addition of offensive lineman Sean Farrell (trade with Tampa Bay) and Bruce Armstrong (first round pick). The Pats have a potent passing game with QB Tony Eason throwing to receivers Stanley Morgan and Irving Fryar. The Pats defense is weak up the middle but Pats have the best cornerbacks in the pass happy AFC East.
2. Miami Dolphins -- The Dan Marino led offense will outscore many teams and Don Shula will outcoach many opponents. The Dolphins have no defense.
3. Buffalo Bills -- The Bills play the second hardest schedule in the league. New offensive coordinator Ted Marchibroda and QB Jim Kelly should take the Bills offense out of the dark ages. Acquisition of Trumaine Johnson gives Kelly a deep threat. DE Bruce Smith (15 sacks in 1986) leads the young defense that should improve throughout the year.
4. New York Jets -- The Jets defense is injury prone. Marty Lyons needs to come back strong from shoulder surgery and rookie LB Alex Gordon needs to play well for the Jets to be contenders. If Ken O'Brien returns to last year's early season form, the Jets will outscore enough teams to have a respectable season.
5. Indianapolis Colts -- Injuries to Gary Hogeboom and Randy MacMillan destroy the Colts offense. The young defense is good but Robert Irsay's failure to sign Cornelius Bennett means the Colts will finish in last place again.

AFC CENTRAL

1. Cleveland Browns -- Rookie LB Mike Junkin will strengthen an already tough defense. Bernie Kosar leads the offense that will be bolstered by the return of Earnest Byner. The Browns are a hungry team after their last minute defeat in the AFC Championship game.
2. Cincinnati Bengals -- The Bengals are on the verge of becoming one of the best teams in the league. The offense is led by Boomer Esiason and all purpose back James Brooks. The Bengals defense is old. The late signing of first round pick Jason Buck and holdout of Pro Bowl Tackle Anthony Munoz leaves question marks on both sides of the line.
3. Houston Oilers -- QB Warren Moon needs to become more consistent for the Oilers to challenge for the division title. Rookies Haywood Jeffries (WR) and Alonzo Highsmith (unsigned) will make Moon's job easier.
4. Pittsburgh Steelers -- First round pick Rod Woodson is running track in Europe. QB Mark Malone and RB Walter Abercrombie have never reached their potential. There will be no joy in Steeltown this year.

AFC WEST

1. Denver Broncos -- John Elway and company should score points at will this season. Speedsters Vance Johnson, Mark Jackson, and Ricky Nattiel will give defensive secondaries fits. The defense will suffer from the loss of veterans Tom Jackson, Louis Wright, and Steve Foley.
2. Seattle Seahawks -- The defense will be much improved with the addition of rookie linebackers Brian Bosworth and Tony Woods and a healthy Kenny Easley. The Seahawks need consistent play from QB Dave Krieg and less conservative coaching from Chuck Knox to go all the way.
3. Kansas City Chiefs -- Rookie RBs Paul Palmer and Christian Okoye give the Chiefs their best running attack since the death of Joe Delaney. Best special teams in the league and tough defense will make the Chiefs contenders for the division title.
4. Los Angeles Raiders -- The Raiders brought in quality receivers in James Lofton and Mervyn Fernandez. Unfortunately, they have no one to throw them the ball. Marcus Allen will carry the offense until Al Davis can acquire a QB or Jim Plunkett at age 40 is resurrected again. The defense is strong but corners Hayes and Haynes have slipped in the past few years.
5. San Diego Chargers -- The acquisition of LB Chip Banks strengthens an up and coming defense. The Dan Fouts led offense is always capable of lighting up the scoreboard. The Chargers will be tough but don't have the horses to challenge in the toughest division in football.

NFC EAST

1. Washington Redskins -- QB Jay Schroeder enters his second full year as a starter. RB Kelvin Bryant should see more action this year which will open things up for Schroeder or experienced backup Doug Williams. The offensive line is one of the best in the game. The return of OLB Mel Kaufman will strengthen the run defense.
2. New York Giants -- Injuries will take their toll on the Giants this year. Every team will be on an emotional high to play the Giants. A weak defensive secondary will be exploited by more teams. The offense will be more diverse with the return of George Adams and rookie receivers Mark Ingram and Stephen Baker. Phil Simms must stay healthy for the Giants to have a chance to repeat.
3. Philadelphia Eagles -- The legs and arms of Randall Cunningham and the defense will carry the Eagles. A porous offensive line must protect the QB better than last year (a league record 104 sacks allowed). The toughest schedule in the league is no help to the Eagle's playoff chances.
4. Dallas Cowboys -- Danny White is still not 100% and the defense is old. If deal is right, Tony Dorsett may be moved for defensive or offensive line help. The Cowboys will finish below .500 for the second straight year.
5. St. Louis Cardinals -- A healthy Roy Green brings fireworks back to the offense. The Cards need Lomax to return to 1984 form. Too many question marks on defense.

(Continued on Page 15)

SPORTS

Empire League on This Dean's List

By Pat Calabria

Eric Schmertz was nervous. He said so, standing in his Met uniform with his name stitched on the back and waiting for his tryout with the Whalers, an entry in the new Empire State Baseball League. He wore black spikes and carried a Mike Schmidt-model glove, dark brown and scuffed.

"You know the scouting report on me?" he said. "My arm's not strong, I don't run fast and my hitting's sporadic."

He smiled. "But then I haven't done this for a while."

It had been almost 43 years, except for a stint at a Mets fantasy camp in Florida last year. That's where Dr. Eric Schmertz, 61, dean of the Hofstra Law School, received the uniform with the numeral 60 on the back. So yesterday when he began his tryout at the Hofstra school field by picking up a bat and strolling to the batting cage, a member of the Whalers called out, "Let's go, six-oh."

This was no harebrained scheme, though. Schmertz takes his baseball seriously, if not often, and in 1975 he made a name for himself as an arbitrator by awarding Atlanta's Ralph Garr \$114,500 — then the highest salary ever won in arbitration by a major-leaguer.

"Ralph kind of disappeared after that," Schmertz said. "The next year, someone from the Braves kept sending me boxscores and Ralph never seemed to get any hits. I'd get these boxscores in the mail with a little note that said, 'I told you so.'"

Schmertz hadn't brushed baseball much since, but a colleague at Hofstra



Dr. Eric Schmertz, 61, dean of the Hofstra Law School, takes batting practice

suggested he work out with a team in the Empire League, an all-rookie league of former college players that schedules its games at Hofstra. A practice was arranged and although Schmertz was eager to do well, he was more concerned with enjoying himself.

"People should enjoy themselves doing whatever they do, as long as it's legal," the law scholar said.

"I like to enjoy myself, you see. I play piano by ear. I play dreadfully, but it relaxes me and I don't play when people are listening. I just sit and play the

piano the way I play it, which is terribly."

On the baseball diamond, though, people were listening and watching. Not that Schmertz was inexperienced. He played second base at New Rochelle High School and at Union College, turning down a Class C contract to play in the Pittsburgh Pirates' organization so he could become a lawyer.

"The truth of the matter is, I knew I'd never get above Class C," he said. "I couldn't field all that well. Mostly I just liked to hit. Even my mother, who didn't know much about baseball, could tell I wasn't a good fielder. Whenever someone asked her what position I played, she'd say, 'Bat.'"

Well, he did hit the batting-practice balls thrown to him by the Whalers. He took 28 swings, had four line drives that, perhaps, would have been hits and afterward Whaler Matt Hillis, just out of Iona College, seemed impressed.

"He's pretty good for a 61-year-old guy," Hillis said. "The guy can swing the bat a little. I think he could do all right if everyone threw him fastballs. Can't hit the curveball, though."

But Schmertz was pleased. He didn't even mind that the first ground ball he tried to field at second base skipped between his legs. He bobbled a few, handled others gingerly and fielded still more with little trouble. Maybe he really didn't look much like a Met, except for the uniform, but when he agreed he wasn't quite good enough to crack the Whalers' lineup he sounded like a Met.

"I want to be traded," he said.

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Sports . . . (continued from page 14)

NFC CENTRAL

1. Chicago Bears -- If Jim McMahon can recover from shoulder surgery, the Bears will be in the Super Bowl. The running game is strong with a good offensive line and RBs Walter Payton, N. Anderson, and Thomas Sanders. The Bears have the best overall defense in the league. The third easiest schedule gives the Bears a lock on the division.
2. Minnesota Vikings -- The addition of D.J. Dozier gives the offense a new weapon. The Vikings did little to help a defense that faltered in the second half of last season.
3. Tampa Bay Buccaneers -- Number one pick Vinnie Testaverde should be the starter after five weeks. The offense will again revolve around James Wilder. A young defense will improve throughout the season. If the Bucs get a winning attitude, they will surprise many teams.
4. Green Bay Packers -- Forrest Gregg will be the first coach fired in 1987. The Pack defense is weak. Hopes rest on the Packer's young running backs Kenneth Davis (second year), Paul Ott Carruth (second year), and rookie Brent Fullwood. If QB Randy Wright develops into a quality NFL quarterback, the Pack could be on their way back.
5. Detroit Lions -- The Lions have too many question marks. Second year QB Chuck Long will lead the offense. The defense will be helped by number one pick Reggie Rogers.

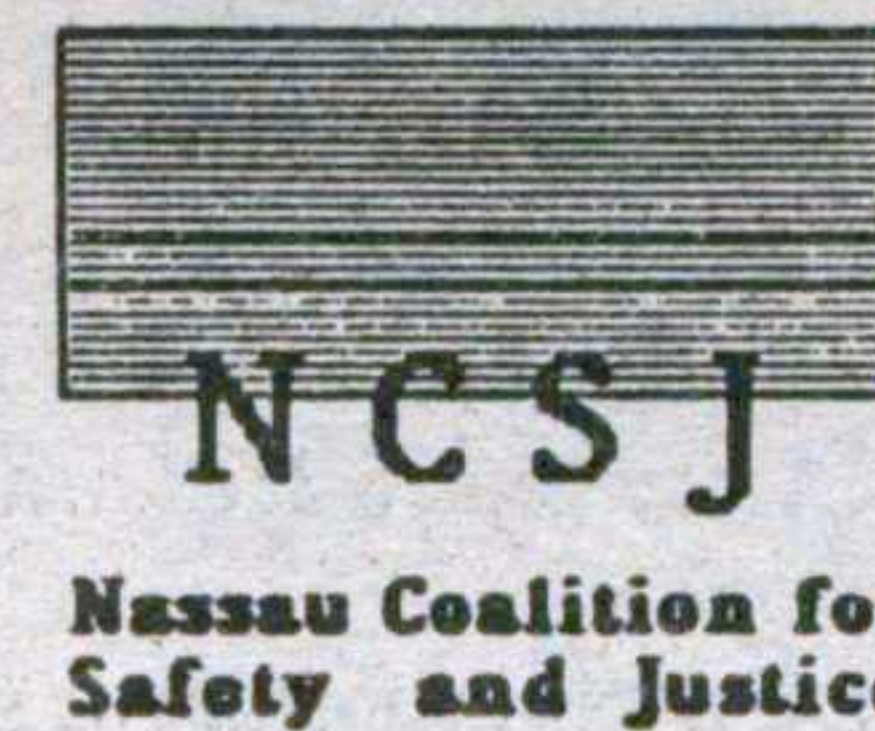
NFC WEST

1. Los Angeles Rams -- QB Jim Everett enters his first full NFL season. The passing game will become a larger part of the Eric Dickerson oriented offense. The Ram defense is adequate. An easy schedule helps the Rams finish just ahead of the 49ers.
2. San Francisco 49ers -- The 49ers strengthened their already potent offense with offensive line additions Harris Barton (first round pick) and Jeff Bregel (first round) and RB Terrence Flagler (first round). If the defense can keep the other team's score respectable, a healthy Joe Montana and company will put enough points on the board to win most games.
3. New Orleans Saints -- They ain't the Aints no more. Second year coach Jim Mora has instilled a winning attitude. The young offensive line can only get better and number one pick Shawn Knight helps an already strong defense.
4. Atlanta Falcons -- The Falcons are the team that nobody wanted to coach. They return basically the same team as last year. First round pick Chris Miller is still a holdout and second round pick Kenny Flowers will get little playing time behind Gerald Riggs. The Falcons could have the worst team in the league.

AFC Wildcard Teams: Seahawks and Bengals

NFC Wildcard Teams: Giants and 49ers

Super Bowl: The Bears will beat the Broncos if McMahon is healthy. If not, the Broncos over the Redskins.



Tuesday November 17

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for NCSJ's
"Justice Day"

A look at the relationship between
social problems and criminal justice
issues

The conference will focus on a variety of social issues and how they relate to the justice system. A series of workshops will be offered throughout the day to explore a variety of topics such as: domestic violence, educational needs, racism, preventing crime, alternative sentencing, and the needs of youth. The conference will be an opportunity to learn about our local justice system. It will also provide an opportunity for individuals involved in a variety of community services to exchange information and ideas.

The keynote speaker will be C. Vernon Mason, the civil rights lawyer and activist who has been involved with many important civil rights and discrimination cases and is major political and legal force in the metropolitan area.

A special presentation will be made by the talented theatrical troupe the Creedmore Players.

The conference will be held at the Ethical Humanist Society, 38 Old Country Road, Garden City.

A complete schedule of events will be available as soon as all the details are finalized.

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