

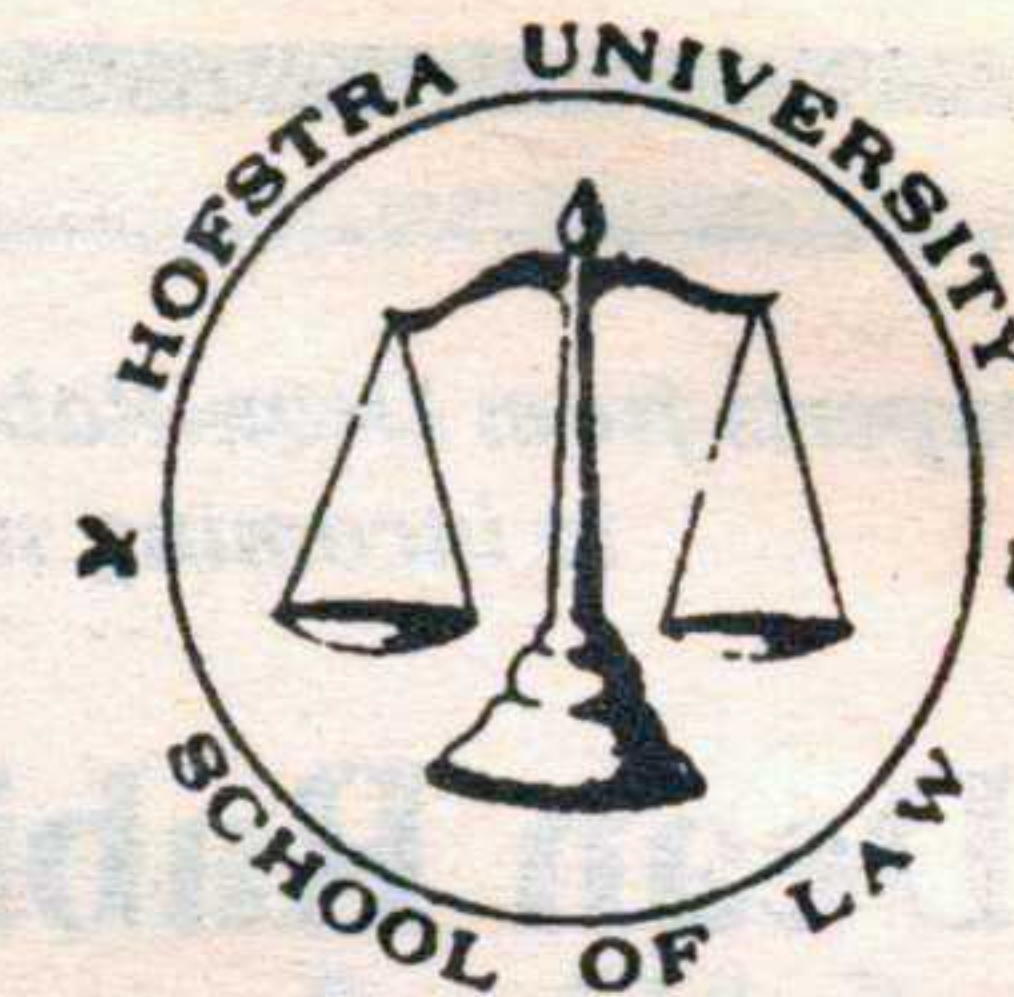
CONSCIENCE

"Asking You To Ask Yourself"

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The Hofstra University School of Law Newspaper

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Law School Bids Farewell to Director of Library



Eugene M. Wypyski

Conscience Archive

by Beth Fishkind

The shelves behind Eugene M. Wypyski's desk in his library floor office were once filled with the bounty of his book hunts. The self-described bibliographic and rare-book person kept such volumes in his office as "The Private Laws of New York," published in 1810. But a month after his death, large, empty spaces in those shelves punctuated the loss of the man who literally was the Hofstra Law Library. "This is my place," he said in an interview last year. "My guts are out on those shelves."

Wypyski, the director of the Law Library and the Andrew M. Boas and Mark L. Cluster Distinguished Professor in Law Library Administration, most recently taught advanced legal research. He was 70 when he died of cancer on July 12, 1996.

An attorney and professional librarian, Wypyski received his law degree from St. John's University in 1950 and a Master's degree in Library Science from Pratt Institute in 1955. Among his many notable achievements, he served as consultant to many law libraries throughout the United States, compiled Legal Periodicals in English, co-edited United States International Trade Reports, and co-authored the 17 volume Bankruptcy Reform Act of 1978 - A Legislative History. He served as President of the Law Library Association of Greater New York and was Treasurer and Member of the Executive Committee of the American Association of Law Libraries.

can Association of Law Libraries.

Wypyski, a charter member of the Hofstra Law School faculty, had said he put the law library together by scrounging, calling in favors, and asking people what they had in their basements. His quest for law books took him from the vault of a surrogate's court in upstate New York to throwing down books from the second-story of a Connecticut barn. And when a friend told him a Judge had passed on in Evanston, Illinois, Wypyski was on a plane to Evanston the next day. It all fell together, however, when he got a telephone call from Sixty Wall Tower, an office building on 60 Wall Street. Those offices housed a "building library," a library assembled by the owner or landlord of a building to attract lawyer tenants by providing a place to do research. Sixty Wall Tower's owners were moving and wanted to dispose of the library. "I'll be there 9 o'clock Monday morning," was Wypyski's reply. Hofstra Law School opened in 1970 with the largest law library of any new law school as of that time. But Wypyski did not stop at books; he insisted on Westlaw, Lexis, and other library automation and computerization.

He is survived by his wife Marian and their three daughters Elizabeth Briso, Mariette Fine, and Melissa (a 1996 Hofstra Law School graduate), a son Eugene Jr., his mother Mary, brother William, and seven grandchildren.

"Defense of Marriage Act" Hits Halls of Congress

by Tammy Feman
Michael Kneis

The heat of summer did nothing to dampen the spirits of Congress, as the House of Representatives passed H.R. 3396 "Defense of Marriage Act," which is scheduled for a vote in the Senate on September 5, 1996. The act, sponsored by Representative Robert L. Barr (R-GA), proposes to define the words *spouse*, and *marriage*, and to provide states with a vehicle to avoid, in limited circumstances, the "full faith and credit" clause of the Constitution. If passed the word *spouse* would only refer to a person of the opposite sex who is a husband or a wife, and the word *marriage* would only be a legal union between one man and one woman as husband and wife. The portion of the Act which provides States the ability to circumvent the "full faith and credit" clause reads as follows:

"No State, territory, or possession of the United States, or Indian tribe, shall be required to give effect to any public act, record, or judicial proceeding of any other State, territory, possession, or tribe respecting a relationship between persons of the same sex that is treated as a marriage under the laws of such other State, territory, possession, or tribe, or a right or claim arising from such relationship."

Oklahoma Senator Don Nickles (R), during the May 8, 1996, statements on introduced bills and joint resolutions, explained that the Act was necessitated by the Hawaii Supreme Court decision of Spring 1993. The Court decided that a strict scrutiny test should be applied when determining whether

HRS 572-1 violated the appellant's right to equal protection. HRS 572-1 is a Hawaiian law used by John C. Lewin, Hawaii's Director of the Department of Health, to deny marriage licenses to couples of the same-sex. By applying a strict scrutiny test the State of Hawaii would have to show that a compelling State interest is served when using HRS 572-1 to deny same-sex couples a marriage license. Senator Nickles is fearful that Hawaii will eventually legalize same sex marriage, and therefore other states will be forced to give "full faith and credit" to Hawaii's "judicial proceeding."

If the Act passes Congress President Clinton has promised to make it into law.

Alarmingly Low Number of Female Professors at Hofstra University School of Law

by Susan Fitzgerald

News Analysis

Despite advancements made by women in the legal profession and the large number of enrolled female law students, the faculty at Hofstra Law School is lacking in female membership. According to the 1995/96 Hofstra Law School catalogue, out of a total faculty membership of 85 which includes all Deans, legal writing instructors, and adjunct professors, only 24 faculty members are female. When the scope is narrowed to reflect only tenured and tenure-tracked faculty members, 8 out of 40 professors are women. For the upcoming academic year the number of tenured and tenure-tracked female professors drops to even lower levels.

Professor Champlin retired last Spring. Wendy Rogovin, a professor recently denied tenure, is not returning. Professor Dolgin will be on leave for the year and

Professor Charlow will be on leave for the entire Spring semester. In addition, the only female staff attorney employed by Hofstra Law School's Clinical program, Jo Anne Simon, will not be returning this year. Ms. Simon, who assisted in the creation of the Disabilities Law Clinic, received funding from a Federal grant which expired this August. With the loss of that funding, the school administration decided to expand the responsibilities of the position to include work in the Housing Rights Clinic. Ms. Simon has been replaced by a new staff attorney.

As highlighted in a recent survey by the American Bar Association, during the three years of law school, faculty members play a significant role in developing the ideas and attitudes of students. The survey also points out that future generations of the legal profession are molded in law school. When faculty membership is lacking in female representation, it limits the accessibility of female role models for students.

In addition, the survey stresses that faculty members are in positions to help shape the law school environment. This is done in part, through Committee Assignments. Low numbers of women as tenured and tenure-tracked professors result in low numbers of women on Committee Assignments. For example at Hofstra Law School, the Admissions & Academic Standing Committee has 8 members, none of which are women; the Curriculum Committee has 7 members with only 1 female; and the Faculty Appointment Committee has 7 members, with only 1 female.

In response to these alarmingly low numbers, Dean Patricia Adamski, Vice Dean of Hofstra Law School, said, "These numbers are lower than we would like, and it is a high priority of the Dean's Office to address this problem." Dean Adamski further stated that the exact number of people who will be hired next year has not yet been determined, but it is possible that two additional female professors may be extended offers.

HOFSTRA HARBINGER

experts from Dean Rabinowitz's speech
to incoming students

Dean Rabinowitz

I join the Provost in congratulating you on your wise choices of both profession and school. Despite the barrage of criticism from politicians, media and even some lawyers who are seemingly intent upon self-flagellation, the law is still a marvelous profession which affords the very special opportunity to obtain fulfillment and advancement while spending one's career helping people. I am astonished at those who needed highly publicized and televised trials to realize that wealth and race unfortunately influence people's lives and fortunes, or those who, rather ironically, single out the legal system for such criticism, even though, of all of our institutions, it has done the most to try to minimize the effect of those differences. And I wonder how the best and most successful and reasonably

egotistical surgeons in the world would fare if for 140 consecutive days we had their operations televised live from incision to suture. Even worse, imagine that they were fighting amongst themselves over one organ to transplant. And I believe that the problem of "Lawyer Bashing" is exacerbated by the fact that the legal profession often fails to respond vigorously in its own defense against unjustified criticism, which is somewhat ironic for a group which is often attacked for too strongly defending the right of their clients.

You have also made an excellent choice of schools. This is a terrific law school. The backbone of any school is its faculty and this faculty is an extraordinarily distinguished and dedicated group, many of whom are recognized as national authorities in their disciplines. And they care deeply about teaching in general and, along with the staff and administration, about you in particular. Our goal is to help each of you to reach your full potential. And to do so without making you feel like you have been through boot camp - at least not intentionally. The administration

and faculty are accessible to our students both inside and outside of the classroom. I hope that you will take advantage of the opportunities to meet with us on an informal basis.

Our students are actively involved in the life of the Law School. They edit and publish scholarly journals and participate successfully in a large number of inter-school moot court and trial competitions. Student organizations make significant contributions to our intellectual environment. And I could not be prouder of the 300 second and third year Hofstra law students who have donated their efforts, without credit or compensation, in our Pro Bono Program to assist attorneys, and agencies representing clients who can not afford to pay for legal services.

We will continue to bring prominent scholars, judges and attorneys to the Law School and to provide you with a vibrant, intellectual atmosphere. Throughout this year we will have visits among others by Professor William Eskridge from Georgetown University Law School, the

Honorable Judith Kaye, Chief Judge, The New York State of Appeals, and the Honorable Guido Calabresi, U.S. Court of Appeals for the Second Circuit. In October we will also host a conference on Law and the Arts. In short, you can obtain a legal education at this law school, both inside and outside of the classroom, which I believe is literally second to none. But the fact is that what you actually come away with will be in direct proportion to the effort and attitude you bring to the educational process. For any of this to bear fruit, our commitment must be matched by your commitment. You have entered a profession in which much will be and should be expected of you. To prepare, you have to work harder than you have before; but hopefully with the excitement that comes from starting a life long adventure; with the satisfaction that comes from extending yourself to reach a sought after goal; and with a heightened commitment to the ideals and visions that have led you to this room this morning.

I wish each of you a successful and rewarding three years at our law school.

Dean Pace

by Barbara Pace

It's been almost four years since I arrived at Hofstra and complained about the parking. Since then I've learned where the faculty/staff parking lot is and tried to develop the attitude that exercise is "fun"! Every once in awhile, people ask me what I do at Hofstra. After I give them my title, "Senior Assistant Dean for Student Affairs," I still am somewhat at a loss for words (which my family would find hard to believe). I find it difficult to describe what I actually "do" here at Hofstra. I suppose I'm really the person to come to when you don't know where else to go. If I'm not the right person to help you, I'll refer you to someone who will.

My job description lists several areas of responsibility: primary administrative liaison with students; administration of academic regulations; academic counseling for students; coordination with student organizations; and coordination of special student programs and events. In addition, I supervise the Registrar's Office and revise the Law School bulletin. The following are a few illustrations.

As administrative liaison with students, I often pass along to the other administrators feedback I receive from students. For instance, interest in taking courses not listed on the schedule, suggestions for changes in the conflict rule for examinations, requests for a larger microwave, rooms that are too hot or cold. Less frequently, I articulate school policy to students on such diverse topics as alcohol use and switching sections.

In administering academic regulations I get to read, research and interpret ABA and AALS standards, the rules of the Court of Appeals, as well as our catalog and minutes of faculty meetings. I consult with the Board of Law Examiners as well as the Vice-Dean and the Dean. Students ask me for permis-

sion to take fewer than 12 credits or more than 17 credits a semester, for accommodations for disabilities, makeup examinations and leaves of absence.

Regarding academic counseling, students wonder whether to take one course versus another or during the same semester as another, whether to drop a course or stick it out. They tell me of difficulties with exams, grades, and law school generally, as well as personal problems.

I meet with officers of the SBA regularly, and with the Student Life Committee irregularly, to discuss issues currently of interest to the student body. I meet with representatives of the more than 18 student organizations at Hofstra, mostly to clear dates on the calendar, but sometimes to discuss instituting a new program such as the Big Brother/Big Sister effort, what speaker is coming, whether to have food, whom to invite, and so on. My office publishes on a weekly basis, Hofstra Law Happenings, a newsletter that keeps students up-to-date (if they read it). Information and articles may be submitted to my secretary, Marie, in room 203. She is the editor of the Student Handbook which is published annually. Please bring to her attention any inaccuracies you may find in it. (It is worth your while; you will be sweetly rewarded.)

As to special events, I coordinate stress reduction programs, Orientation breakfasts for first-years with faculty and the Dean, brown bag lunches, Graduation, etc. Sometimes my secretary, Marie, tells me she thinks we're in the catering business which, in a way, we are. Not so much in regard to food, but in the way that the Office of Student Affairs is a "soup to nuts" operation, interested in whatever concerns students bring to us, willing to listen, sometimes offering suggestions, always trying to get the inquiry resolved and in the meantime, developing caring relationships with some of the nicest and brightest law students in the nation!

S.B.A. Current Events

by Timothy McGrath

As president of the Student Bar Association of the Hofstra University School of Law it is my great honor to welcome the members of the Class of 1999 to our law school community and to welcome back my friends and colleagues in the second and third year classes. My colleagues on the S.B.A. and I plan on having a very productive and successful school year. A great deal of effort and planning during the summer has resulted in a schedule of activities and events sponsored and organized by the S.B.A. that we are extremely excited about.

To the newest members of our community, let me take this opportunity to explain the purpose and function of the Student Bar Association. The S.B.A. is the student government organization of the law school whose mission is to foster an open, honest, and aggressive dialogue between the students and the law school administration. We foster this dialogue through our "Dean's Committee" which meets with Dean Rabinowitz and Vice-Dean Adamski monthly. The S.B.A. is also charged with the responsibility of constructing a budget to allocate the student activities fees to the various clubs and student organizations at the law school. The Budget Committee finalizes the budget for the entire school year during the first month of school in order to allow the various student organizations to plan their events and meetings for the rest of the school year. Our Physical Plant & Information Systems Committee is charged with the responsibility of assessing and evaluating the law school building as a physical structure and making recommendations as to how it can be improved. The committee also assesses the computer systems at the law school and makes appropriate recommendations as to how it can be improved. The short-term goals of the Physical Plant & Information Systems Committee are to obtain recycling bins to be placed around the law school to facilitate and foster the recycling of aluminum cans, and to propose recommendations about how the computers and phone systems in the Club Room can be improved. The committee will also investigate the possibilities of improving the computer system at the law school library and pur-

chasing laser jet printers for the Westlaw/Lexis computer lab.

The Social Committee of the S.B.A. plans and organizes social gatherings for Hofstra law students with some of these gatherings serving as fund raisers for local charities. Upcoming events include a "Back to School" party on Thursday, September 5, at Hofstra USA and a "Happy Hour" at Bogart's on Hempstead Turnpike on Thursday, September 12. There will be a \$3.00 cover charge for the Happy Hour at Bogart's and the proceeds will be donated to the Long Beach Breast Cancer Coalition.

The Community Relations Committee of the S.B.A. is responsible for supervising and organizing a tutoring program with our next door neighbors at the California Avenue Elementary School. Last year, over 70 Hofstra law students donated one hour per week of their time to tutor the elementary school students at the California Avenue School. The S.B.A. Speaker Series Committee invites leaders of the legal community to speak to Hofstra law students about current events impacting the legal profession. Along similar lines, the 1L Educational Series Committee invites legal educators to teach first year law students the various methods of preparing for and writing law school exams.

In conjunction with the Bar-Bri Bar Review Course, the S.B.A. sponsors the "Barrister's Bowl," which is a "Jeopardy-like" competition involving legal and general trivia. Last year, the Hofstra Law School Barrister's Bowl team won the N.Y. State Law School's Barrister's Bowl competition! Finally, during exam week, the S.B.A. provides food and refreshments in the student lounge for students studying at the library at night in preparation for exams.

As you can tell, the S.B.A. is a very proactive and busy organization. A listing of all S.B.A. meetings and activities will be posted in the glass bulletin board at the top of the ramp leading to the student lounge. In addition, we will also provide monthly updates of S.B.A. activities in "The SBA Report" article featured in *The Conscience*. All law students are invited to attend and participate at all S.B.A. meetings and events.

On behalf of all my colleagues on the Student Bar Association, I would like to wish each and every Hofstra Law Student the best of luck and success during the upcoming school year.

* HARMLESS ERROR *

As this is our first issue for the 1996-97 school year we have not been afforded the opportunity to make mistakes. This space is however reserved for that day in the not so distant future when our humanity overrides our desire for perfection. Our correction policy is as follows: If we are wrong we will correct our mistakes. It is a simple policy which we wholeheartedly intend to follow. Thank you for your attention in this matter.

HOFSTRA HARBINGER

Opening Statements

Registrar's Office

by Marjorie Daniels

The Registrar's Office Staff welcomes the class of '97, '98, and '99 to the 1996-1997 academic year at Hofstra University School of Law. To help you through the maze of the administrative procedures that are necessary at the start of each semester, please familiarize yourself with the following information.

For 2L and 3L students, the Drop/Add period will be in effect from Monday, August 26 through Friday, August 30. Subject to availability, Fall 1996 schedule changes may be made between 9 a.m. and 5 p.m. in the Registrar's Office, room 114.

If your permanent or local addresses have changed in the past year, please file a change of address form. The form is available in the Registrar's Office in the wall files to the right of the main doors.

Other vital information to be found in the Registrar's Office includes: the academic calendar for the 1996-1997 year, Fall 1996 book lists, and the class and room schedule for 1L and 2L/3L students.

To make the details of student life a bit easier, several innovations have been implemented. First, locker registration will take place in the Registrar's Office. Please place a lock on the locker of your choice. Then,

come to the Registrar's Office and register the locker number along with your printed name and class on the list located on the front desk in that office. The deadline for registering your locker is Friday, September 6. After that date, locks will be removed from unregistered lockers. The lockers will be reassigned. A memo to this effect was placed in all student mailboxes.

Second, in the arena of student mailboxes, you will find that there are "down arrows" on the name labels indicating that the box below the name is the correct box for that name.

Third, important information for students from the Registrar's Office will be posted on the Registrar's bulletin board located on the brick wall of the ramp connecting the student lounge with the library wing. All students are responsible for the information posted on that board. Copies of bulletin board information are also posted, on a space available basis, on the 1L and 2L/3L bulletin boards and on the windows of the Registrar's Office.

We hope that these small changes help to make student life somewhat less stressful.

Best wishes to all law students for a very successful fall semester.

Law Library

by Daniel May

The librarians and clerks of the Law Library would like to welcome all students and faculty to the new academic year. As all returning students know, and all who are entering will soon know, the study of law is challenging and interesting and may at times be tiring and frustrating as well.

We hope the Law Library will be a partner in your success at Hofstra University School of Law. Christopher Columbus Langdell, the dean of Harvard Law School from 1870-1895, referred to the law library as being to the lawyer what the laboratory is

to the scientist. At the Hofstra Law Library we strive to provide you with a collection of materials in a variety of media which permits serious study and scholarly research. Very important to the success of the library is the staff. Remember we are here to help you. Do not hesitate to ask a librarian or clerk for assistance. No question is unimportant. We want to help you with anything concerning the library or legal research, and are dedicated to your success.

Office of Career Services

by Michael Schumo

I would like to join all members of the Law School Administration in welcoming students to the 1996-97 academic year. As the new school year unfolds, I would like to highlight several exciting developments in the Office of Career Services over the past several months.

Career Connections

Career Connections has been re-energized through the efforts of Editor Terri Clark. The newsletter, now weekly, will be the source every student should turn to for career development information. Information concerning On-Campus Recruitment, programming, job fairs, new resource acquisitions, and related matters will all be found in Career Connections. It will be the main vehicle of communication our Office has with students. Career Connections will be placed in student mailboxes each Friday morning.

Career Connections Corner

"Career Connections Corner," containing many of the handouts referred to in Career Connections, is now located in a hanging file folder on the column in the main reception area of OCS.

Public Sector Career Services Handbook

Director of Public Sector Career Services, Diane Bergner, spent much of the summer months creating the first edition of the Law School's Public Sector Career Services Handbook! The Handbook is a lively, informative guide that should be utilized by any student interested in the public sector. Copies are available in OCS.

Law Firm Lists

The ever-popular Law Firm Lists published by OCS have been painstakingly updated throughout the course of the summer.

Public Interest

by Diane Bergner

I hope you had an enjoyable, productive summer, and are all ready to begin the fall semester with renewed enthusiasm. If you are just entering Law School, a hearty welcome! We in the Office of Career Services have had a busy and productive summer. Hot off the press is the first Public Sector Handbook, filled with valuable information pertaining to public sector work, including pro bono work, judicial internships, resume language, fellowship opportunities, career fairs, and funding sources. Pick up your copy today in OCS.

There is also plenty of opportunity to network and learn information about work in the public sector by attending the following upcoming events:

***Seventh Annual Public Interest Career Reception** - Wednesday, August 28, 1996, 6:00 p.m. to 9:00 p.m. at the Association of the Bar of the City of New York, 42 West 44th Street. Law students and employers will have the opportunity to meet informally with representatives from New York metropolitan area public sector organizations.

***Informational Session on Fellowships and the NAPIL Fair** - Monday, September 9, 1996, 1:00 p.m., room 243.

Come learn about the many different fellowship opportunities available; Rhina Ramos, '95 a NAPIL fellowship recipient will share her ideas. Also learn about the upcoming **NAPIL Career Fair**, to be held in Washington, D. C. on October 18, 1996.

***Career Options in Criminal Law: The Public Sector** - Tuesday, September 10, 1996, 6:00 p.m., room 230.

Scheduled panels include representatives from the U.S. Attorney's Office, Nassau County Legal Aid Society, Manhattan District Attorney's Office, Nassau County District Office, and a criminal law practitioner for 18B Panels. Don't miss this invaluable opportunity to hear these panelists discuss legal career choices and the recruiting process in criminal law; come prepared with your questions!

Public Interest Programs at Hofstra

mer. Lists updated include "NYC Law Firms, 10-49 Attorneys", "NYC Law Firms, 50+ Attorneys" as well as "Nassau County Law Firms" and "Suffolk County Law Firms." I encourage you to utilize these valuable resources. But remember, a targeted mailing is always more productive than a willy-nilly mass mailing!

Reorganization of Resource Room

The Career Services Resource room has been totally reorganized and color-coded. The new system is...I promise you...dramatically easier to use. As always, please ask for assistance if you have difficulty locating any resource.

The professionals in the Office of Career Services are dedicated to guiding Hofstra Law students and alumni throughout the job search process. As I tell many students in counseling sessions, I can't promise - that the job search will be fun...or easy...but I can

Law School - Monday, October 7, 1996, 1:00 p.m., room to be announced.

Come hear about the different public interest programs offered at the Law School, including the pro bono program and the Public Justice Foundation. Your fellow students will share their unique experiences working in the public sector this past summer.

If you are a 2L or 3L, now is as good time as ever to enhance your law school educational experience by undertaking pro bono work. Doing volunteer legal work is an excellent vehicle to gain valuable legal experience, network, build your resume, as well as contribute your services to the public interest. I am pleased to report that over 300 students undertook volunteer legal work last year! This past summer, many students who undertook pro bono work interned in a wide variety of settings and practice areas. Some examples include Bronx Legal Services, Housing Conservation Coordinators, Nassau and Suffolk Legal Aid Society, Lewisberg Prisoner's Rights Project, the Department of Environmental Conservation, Legal Aid Society Juvenile Rights Division, Nassau Suffolk Law Services Domestic Violence Project, District Attorneys' Offices, and the Hebrew Legal Immigrant Society. Many students also undertook judicial internships.

As a first semester, first year law student, keep in mind that there is a myriad of opportunities to do pro bono work during your law school career. Once you become acclimated to the Law School environment, feel free to stop by my office to discuss doing pro bono work. Specifically, the U.A.C. (Unemployment Action Center) and R.E.A.C.H. (Research, Education, and Advocacy to Combat Homelessness) are two student-run organizations that are quite popular among first year students. Each of these organizations will offer a training session this fall.

Throughout the year, you will be receiving in your student mailbox Public Service Preview, a newsletter which highlights public interest and pro bono opportunities. If you wish to discuss career options in the public sector, including pro bono work, please make an appointment in OCS (room 244) to discuss the any options available. I look forward to seeing you!

promise that if you take the first step and approach Career Services for assistance - the total support of my Office, and ultimately the Law School itself, will be available to you throughout the often-challenging job search. I encourage you to start the process now by scheduling a counseling appointment with myself, Diane Bergner, or Diane Schwartzberg, the Director of Career Services.

Career Options in Criminal Law: The Public Sector.

Tuesday, September 10, 1996, 6:00 p.m., room 230 at the Law School.

Scheduled panelists include representatives from the U.S. Attorney's Office, Nassau County Legal Aid Society.

J.D./M.B.A.

A Program whose time has come

by Sanjay Rao

If three years of school was not enough for those masochistic types, perhaps a description of the structure of the Hofstra University J.D./M.B.A. program is more appropriate. The Hofstra University Business School was recently christened the Frank G. Zarb School of Business in honor of the school's distinguished chairperson. Mr. Zarb is a former chairman and CEO of Smith Barney, Harris, Upham & Company, Inc. Mr. Zarb was also a high ranking member of the Ford White House. The business school is regarded as one of the most technologically advanced around the country, its goal is to become virtually paperless in the up-coming years.

For Hofstra Law School students, the length of time required to receive both degrees could range from three years to four and one-half years. The different times depend on whether a candidate has a Bachelor's degree in Business Administration, took summer or January session classes, or whether the student has satisfied the equivalent of a particular course. Students may avoid taking one or more prerequisite courses by passing the applicable proficiency exam(s). All joint degree candidates enjoy the following benefits: waiver of the course in Business Law (BLAW 201 B, the Legal and Social Environment of Business), and acceptance of nine law school credits toward one's M.B.A. specialization, acceptance of nine select advanced business courses toward the law degree, and waiver of the business school application fee.

Joint students must, however, take the GMAT and otherwise complete the M.B.A. application in full. Any prior business courses that are offered to place out of prerequisite courses must be completed within five years of the commencement of the business program. The business school offers concentrations in many fields. These include Accounting & Taxation, Management, Marketing, Banking & Finance, and Business Computer Information Systems. Students in the Business School must maintain a grade point average of 3.0 or better to remain in good standing.

The Zarb Business School also has its cluster of student organizations. In no particular order, the four chief organizations are the Hofstra Business Consulting Group (HBCG), the M.B.A. Association, the Graduate Women in Business Group (GWIB), and the Minority M.B.A. Association (MMBA). The HBCG is a for-profit student-run con-

sulting firm that accepts students even in their first semester to serve in groups on projects to find practical answers to actual inquiries posed by regional businesses. The M.B.A. Association is primarily the social instrument of the school. Its flagship event is an annual cruise around New York Harbor the Friday before graduation.

The MMBA seeks to promote ethnic and cultural diversity to provide opportunities to meet alumni and other accomplished people in the business community.

The typical sequence of events is: to complete one year of law school, to apply to the business program during the first summer,

to spend most of the second and fourth years in the law school with a few business courses on the side, and to spend the third year taking predominantly business courses. The tuition is based on the school in which one takes most of the credits in each semester. This generally means that only law school tuition is paid for the first, second, and fourth years with a few business classes provided at no extra charge. The third year tuition will be calculated by multiplying the number of business credits taken by the per-credit rate applicable at the time of enrollment (\$403 per credit for the Spring 1996 semester).

For more detailed written information about the status of the joint program, interested students should consult the latest law school catalog available in the registrar's office, the M.B.A. "Mini" catalog available on the third floor of Weller Hall, and the Hofstra University Bulletin available in the University Admissions Office, or check with Ms. Lisa Welch of the business school, Barbara Pace, Dean of Student Affairs, and Marjorie Daniels, Law School Registrar.

New York State Attorney General Visits Hofstra

Dennis Vacco talks to students

by Michael Patrick

Through the efforts of the Politics and Law Society, Hofstra Law was recently honored to welcome Dennis Vacco, the Attorney General of the State of New York, and Michael Balboni, New York State Assemblyman for the 18th District (Mineola). After an introduction by Politics and Law Society President Anselmo Graziosi, 1L, Vacco and Balboni took turns encouraging students to go into government service. It was clear that both Vacco and Balboni loved their jobs, so they may have won a few converts.

Vacco said that the turning point for his career was probably taking a course in trial techniques in law school at the University at Buffalo. Having served as an assistant district attorney spending hours in the courtroom, Vacco said that he missed the thrill of trial work. He said that

"there was no greater high" than the moment after the final arguments had been presented, but before the verdict was read.

One of Vacco's goals as Attorney General has been to expand the office of State Attorney General to include protection of consumers, even though the state constitution and the Executive laws don't explicitly assign this role. Currently his office is looking into the investment activity of the board of trustees of Adelphi University, and Peter Diamondopoulos, Adelphi's President. (Diamondopoulos has recently been under scrutiny for his lavish compensation, for possible conflict of interest in real estate deals.)

Balboni, a politician, took a more overtly

political career path after graduating from law school at St. John's, serving as counsel to former State Senator John Dunne. He is now Ranking Republican member of the Judiciary Committee. He divides his time between working in Albany and working in Mineola, and he calls his job "fascinating" because "you don't know what you're going to do until you pick up the newspaper."

How does one get started on a career in government service? Political party affiliation may not matter. Balboni worked for a Democrat in college, but decided he was a Republican, and he joined the Republican Party after law school. Vacco, a Republican who began his career working under a Democratic assistant District Attorney, said that "it's not so much party affiliation as desire." A competitive aspect remains, though from November to January, his office received 5,000 resumes for 500 positions. In closing, Vacco said that government was "not always the bad actor," and that the government might have a place for Hofstra Law students on graduation.

Vested Remainder Condition Subsequent; or Last Year's News

Center For The Study Of Law And Communications Technology

This Center will provide a diverse spectrum of courses, conferences, symposia, and speakers to encourage investigation of the legal issues raised in the vast universe of communications and computer technology.

The Center For Legal Advocacy

The Center for Legal Advocacy is designed to train students and lawyers in advocacy skills through traditional and clinical courses, simulations, moot trial competitions, conferences, speakers, workshops and the opportunity to exchange ideas with accomplished practitioners and distinguished faculty.

Institute For The Study Of Legal Ethics

Hofstra's Institute for the Study of Legal Ethics (ISLE) serves as a research center for the study of legal ethical issues. In addition to offering courses in professional responsibility, ISLE sponsors speakers, conferences, and symposia and provides opportunities for student and faculty research.

International Law Center

The Hofstra Law School's International Law Center serves as a research and teaching center for the study of international law and commerce and promotes the practical application of such study into the 21st century. The Center offers a dynamic curriculum and serves students, faculty, and the local and international business communities.

Moot Court Team Scores Big

Michael Mullahy wins "Best Oralist"

by Kathleen Beckett
Donna Hill

At the Long Island Moot Court Competition, the Hofstra Moot Court Team, consisting of second year students, Michael Mullahy, Michael O'Malley & Barbara

Reed, competed for four nights to win first place in the competition held at the Nassau County Bar Association. The final round, against Brooklyn Law School, was judged by a distinguished bench presided over by the Honorable Leo McGinity, Associate Justice of the Appellate Division, Second Department. Other members of the panel were justices Feuerstein, Demaro and

Warshawsky, of the Nassau County Supreme Court and William Levine, ESQ., the president of the Nassau County Bar Association. The "Best Oralist" award went to Hofstra's Michael Mullahy who made an exceptional oral argument in the final round. The team was coached by Kathleen Beckett & Donna Hill.

Welcome and Useful Information

Student Organization's Side

Unemployment Action Center

By Michael Kneis

The Unemployment Action Center is an organization that provides free counseling and advocacy services to jobless persons seeking unemployment benefits.

The Group, founded in 1980 at New York University Law School, is operated by volunteer law students from Cardozo, Columbia, Hofstra and NYU who represent clients at Unemployment Board Hearings in New York City and on Long Island. Services we provide include: person-to-person counseling, referral assistance, community education, and representation at hearings.

Hofstra's chapter of the UAC has successfully advocated in approximately one thousand unemployment hearings. Our chapter is also very involved with writing appeals. As a law student this is some of the best experience you can get. You will conduct client interviews, direct examinations, cross examinations, and closing arguments. We strongly encourage you to attend our training, scheduled for the middle of September, and become a member of the largest and most active student organization on campus.

Hofstra Law Women

By Susan Fitzgerald

Women's Equality Day, August 26, commemorates women winning the right to vote in 1920 and recognizes the continuing efforts made towards full equality. The day has nationally been set aside to allow for inspiration and reflection on these efforts.

It took a 70 year battle for American women to gain the right to vote. In 1848, more than 300 men and women convened in Seneca Falls, N.Y., where 68 women and 32 men signed the first formal demand for the United States to give women the right to vote. The 19th amendment, which legally recognized women's right to vote, consists of 29 simple words: 'The right of the citizens of the United States to vote shall not be denied or abridged by the United States or by any state on account of sex.'

Hofstra Law Women is an organization dedicated to promoting equality in the legal profession. In striving to achieve equality we believe it is necessary for men and women to work together. We are interested in generating discussions that concern the roles of men and women in the field of law. Please do not refrain from speaking, get involved - we want to hear what you have to say.

Trial Advocacy Club

By Brian Bender

The Trial Advocacy Club is part of Hofstra Law School's Center for Legal Advocacy, a compilation of curricular offerings, clinical programs, and litigation-oriented organizations designed to train students in advocacy skills. The goal of the Club is to provide students of all years with the opportunity to learn about litigation strategies and techniques without the pressure of grades and required participation. By joining our membership rolls, a student receives the right to sit back, take advantage of our programs, and decide on their own whether they wish to pursue the rest of the Center's wide variety of possibilities.

Our Club invites practicing lawyers to hold a lecture series about the trial process, with an emphasis on the role of the litigator as an advocate. Our speakers include U.S. attorneys, district attorneys, civil practitioners, criminal attor-

neys, and professors. Lectures are normally held once each week during a dean's hour and the topics progress in the order of the phases of a trial. For instance, week one would be opening statements, week two would be direct examination, and the program would eventually culminate with closing statements. If time permits, additional speakers will be asked to cover evidence,

objections, DNA and other more specific issues.

We also sponsor trial tournaments which allow our members to apply the skills covered by the speakers. Students sign up in teams of two attorneys and three witnesses and are subsequently assigned to represent the plaintiff (prosecution) or

defense in a fictional case. The case itself is prefabricated and is distributed when the teams sign up. The roles of judges are played by attorneys, professors, and local judges. In the past, some tournaments have offered prizes (i.e. a bar review scholarship), and some have been noncompetitive. Others have been open to all students, while the rest have been divided by year. The design of this year's tournament has not yet been determined.

We will be holding our first-year orientation meeting within a week, and our elections for second and third year officers just as soon. Everyone is welcome to join, so check your mailboxes and the walls for fliers providing the date, time and place. If you have any questions, feel free to drop a note in my box.

WHETHER YOU DECIDE TO PRACTICE TRIAL OR NOT, IT'S GOOD TO HAVE AN UNDERSTANDING AND SOME FAMILIARITY WITH THE INNER WORKINGS OF A TRIAL.
- MELBA PEARSON

Public Justice Foundation

By Daniel Buoniconti

The Public Justice Foundation (PJF), established in the spring of 1989, is an organization dedicated to promoting awareness of and participation in public-interest law. The Hofstra PJF is made up of students,

faculty and alumni. We are affiliated with the National Association for Public Interest Law (NAPIL), a national organization that has chapters at more than fifty law schools.

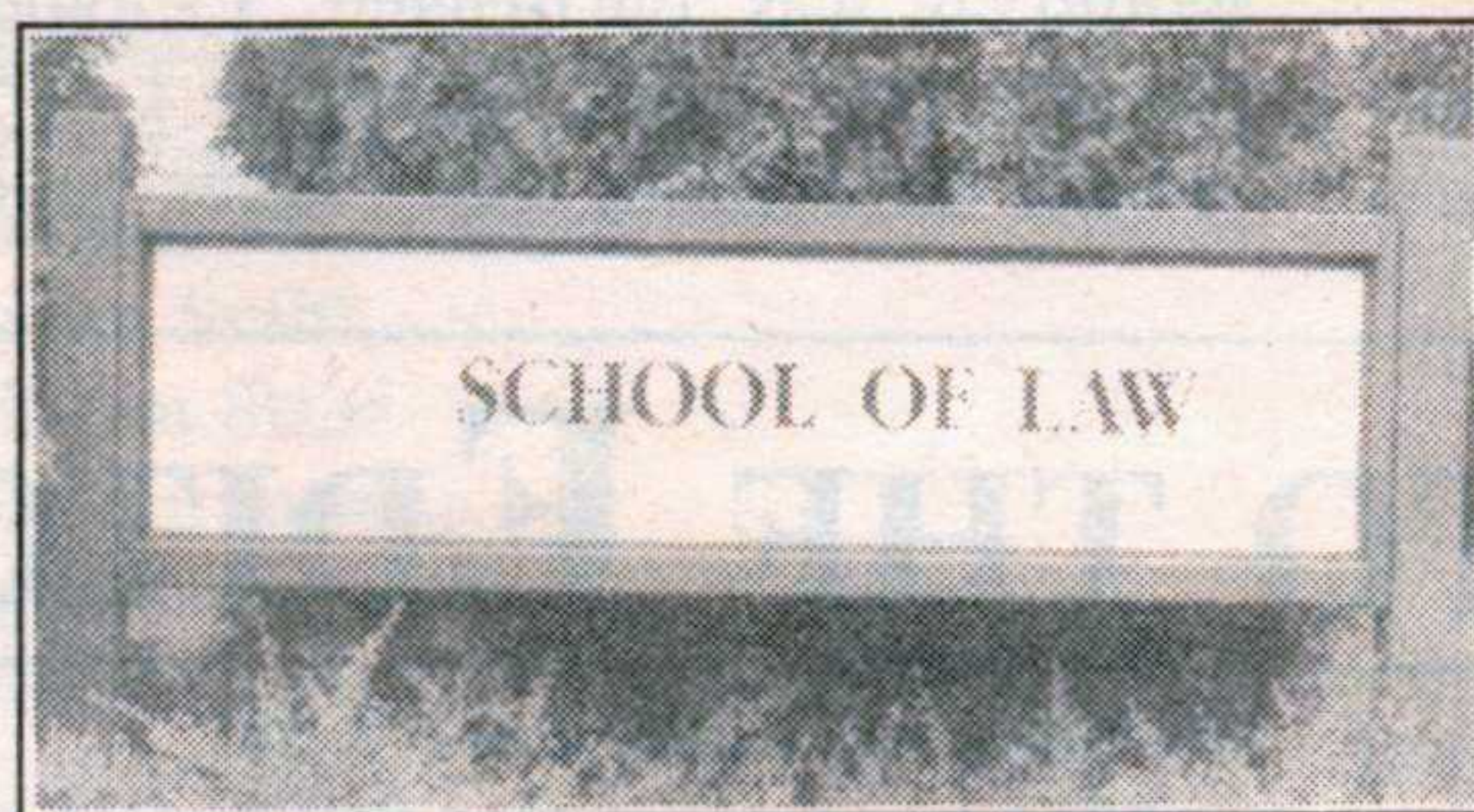
The PJF at Hofstra engages in fund raising activities to provide Hofstra law students with financial grants enabling them to accept low or non-paying positions in public interest law.

We on the PJF strongly encourage all Hofstra law students, especially those planning to accept summer positions in the public sector, to take an active role in the Public Justice Foundation.

Scenes from Student Orientation



The Deans



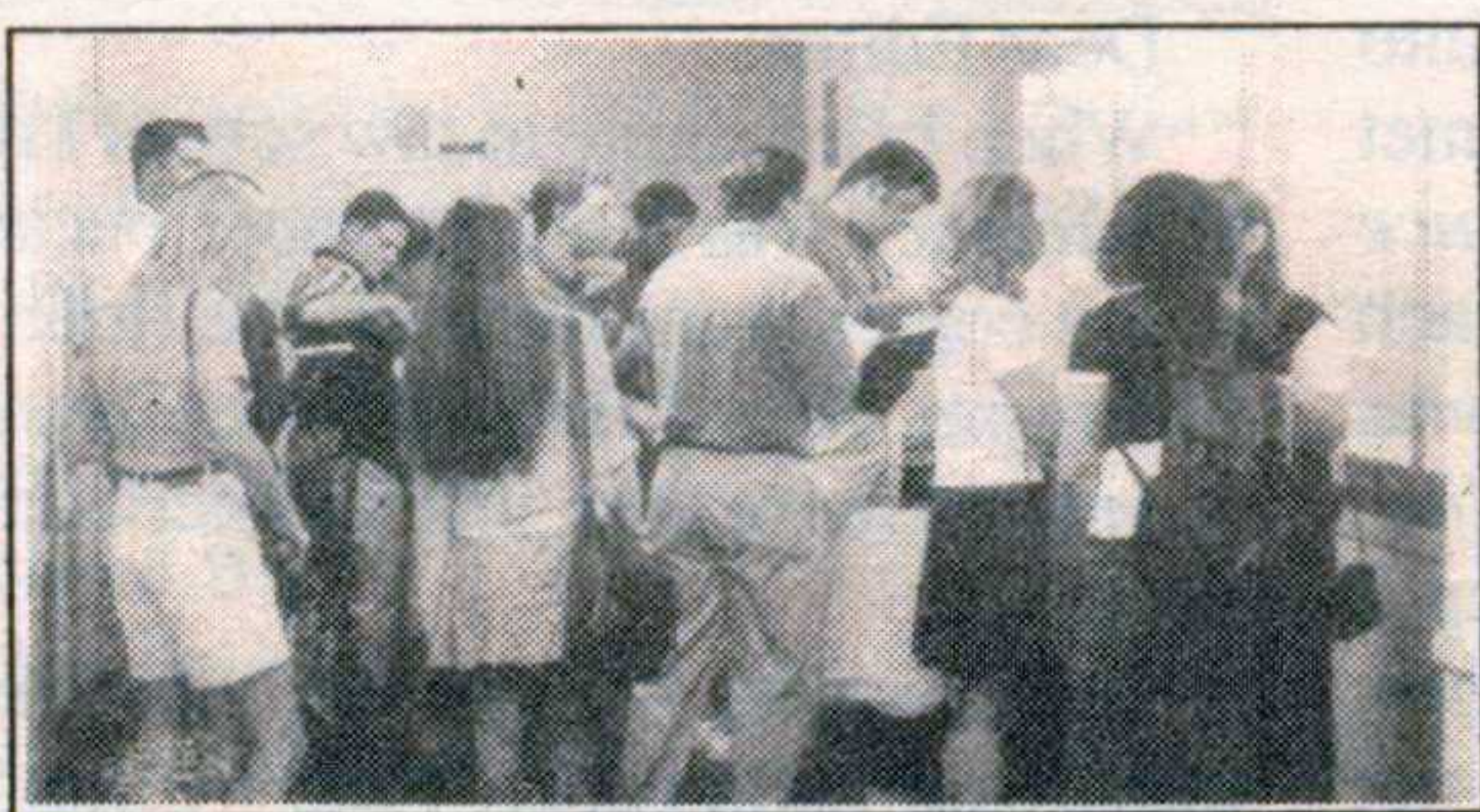
A law school sign



The Professors



First year law students before orientation



First year assignment board



1L's at orientation

The copy room is now operated by Leslie Systems. The Hofstra employees who ran the copy center have reassigned to other departments.

Bookstore South is now a part of the Barnes and Noble empire. The store has many changes including a buy-back policy and used textbooks for sale.

The Hofstra Deli is now run by Lackmann Foods. Lackmann has been responsible for operating the main cafeteria during the last five years. Besides a different appearance the deli will accept points for those students living on campus.

EDITORIAL PAGE

Hello....is anyone out there paying any attention? - by Michael Kneis

Senators, Representatives, and presumably the American public, felt that the institution of marriage was being threatened. They responded by producing a piece of legislation known as the "Defense of Marriage Act." - An Act designed to reverse the decay currently plaguing marriage. - An Act hoping to once again make marriage a whole-some experience. - An act that has already passed the House of Representatives by a record vote, and is next expected to sail through the Senate.

What, in the Senators' and Representatives' opinions, posed the greatest threat to the institution of marriage? The single force, that if left unlegislated against would bring marriage, and thereby society, crumbling down?... SAME-SEX MARRIAGE. (Evil

music please). Next centuries "barbarians" had been found, brought to you by the U.S. Congress.

True, newspapers are constantly filled with stories of homosexual couples rushing into churches and synagogues dragging unwary brides and grooms away. And if awake well after dark large gangs of same-sex couples can be seen roaming the streets lurking for who knows what. But has the government gone far enough in protecting its heterosexual population from this ominous threat?

Maybe same-sex couples should be jailed. Once locked up opposite-sex couples would be safe. Weddings could continue in peace and the institution of marriage could remain the pleasant and wholesome sanctuary it has

always been. For clarification ask Hedda Nussbaum, Nicole Brown Simpson, and the countless number of children who have been beaten to death by their parents.

The "Act," if passed, would recognize marriage as a union between a man and a woman, members of the opposite sex - nobody else - don't even ask! A spouse also would only be allowed to be a member of the opposite sex. Amen. It is about time our government officials codified exactly what it means to be married. Finally they are tackling the real problems of this country. Terrorism. Poverty. My parking tickets. Ha, now we have an "Act" that defines marriage. It is a breath of fresh air to see a government that is not motivated by "politics" and not engaged in scapegoating for easy political gain.

That sacred institution - marriage - which stands alone on the fringe of society, armed only with a tattered image, daily beating back the hordes of anarchy, desperately needed governmental help. Now that assistance has been rendered, America will be safer in the 21st Century.

As the editorial is complete I think I'll go home and marry the women who I met two weeks ago, impregnate her, and not pay child support, after the divorce of course. Oh yes, maybe I should have an affair or two along the way. Thank goodness I can do all of this in peace and quiet, (except skipping on child support). But who needs to listen to that law anyway, now that the real threat to the institution of marriage has been handled. Thank you Uncle Sam.

"Thinking Like A " - by Tammy Feman

"Law school teaches you to think like a lawyer." We have all heard these profound words at one time or another. I can still recall my orientation two summers ago when a member of the Hofstra Faculty, all decked out in a debonair suit, brightly colored bow tie, and enormously cheery grin, warned the incoming ILs, that in a few months we would seem like we were outsiders at our own family dinner tables and that we should all be very careful. Now, two summers later, I will tell you this much, the dinner remained the same old thing, baked chicken and roasted potatoes with green beans, and the conversation also the same old thing, stale talk focusing on "how was your day?" But somehow, somewhere along the way, something happened. Something inside of me changed. I am not sure how it is that we change once we enter into law school, or what it is that changes us, but I do know that law school really does teach us to think like lawyers. And that Hofstra Law Faculty member who confidently warned the incoming IL's was right on the money. Perhaps, that Faculty

member should have stamped the be careful warning on our foreheads with indelible ink, or maybe I should have wrapped a rubber band around my wrist as a constant reminder.

The thinking like a lawyer process started as little drops of rain and manifested itself into an overflowing river. I remember when my eldest sister, who possessed no legal background, became the household legal commentator on the O.J. case. Drip. Drop. Drip. Drop. Sure, her knowledge of all attitude bugged me - as it typically did. Yet, out of the blue, I could not just let it go in one ear and out the other ear because it infuriated me that she did not have a full understanding of the law. Suddenly, my usual no-nonsense impatience had grown into agitation. I responded as any soon to be attorney would have. I gave her a crash course in criminal law; she stormed out of the house to go shopping.

Drip. Drop. The river completely overflowed when several months into my first

year of law school, my younger sisters and I decided to go to the local Sony movie theater. As my sisters and I stood on line, we noticed that the young groups of males in front of us, were not asked for identification when they purchased tickets. I approached the ticket counter, pushed my money through the slit in the glass and was horrified when this know it all red-headed kid with freckles, sporting a red vest and a white name plate said, "Identification please." Yes, my two sisters and I looked young. We are all petite, but we were well past age 18. Now for those of you who are thinking like lawyers, you can probably guess that it was not being mistaken for an under age movie patron that bothered me. What inflamed me was the fact that none of the other young looking people on line were asked for "proof."

What happened next was, as my sisters would say, was "out of hand." I should have reached for a life preserver. I certainly should have taken that rubber band and

popped it on my wrist several times (only I had forgotten to put it there when I was told to BE CAREFUL at orientation). Thinking like a lawyer or so I thought- "Hmmm, That smart alec kid in the red vest has no right to selectively proof my sisters and I, and not proof the other people on line... Hmmm...." I embarrassingly forked over three pieces of identification and gave the red-vested kid a piece of my mind. Then adding insult to injury, I marched right over to the manager (another kid in a red vest with a white name tag) and told him that he has to proof everyone, not just some people. By the time my sisters managed to maneuver me into the theater to catch the start of the flick, I was so huffed and puffed that it never dawned on me - here was a moment when I should have "BEEN CAREFUL."

Now I realize that when one thinks like a lawyer, one most certainly has to be careful. One has to know when to draw the line, and let the moment pass, and when to "think like a lawyer" and fight the battle.

LETTERS TO THE EDITOR

Dear Editor:

I am writing to tell you how great *Conscience* is. When compared with other newspapers in the community *Conscience* radiates like a gem among lumps of coal. I am especially fond of "Hofstra Harbinger." The current news on Hofstra Law helps me to keep up with all the fantastic events that take place at Hofstra Law. I am an overly enthusiastic person who loves to be the center of attention in all events. I cannot wait to see my name plastered all over the "Harbinger" pages in next month's issue. I am also an exquisite model, so I am positive that you will want my perfect picture throughout the paper.

Res Ipsa Laughter was beyond hilarious. I mean even the name is a hoot!

I cannot wait to become an active part of the amazing *Conscience*.

I was first familiarized with the amazing *Conscience* when I came to check out Hofstra Law this summer. When I walked into the building the intense aroma of gourmet coffee led me directly to the *Conscience* office. I still dream about that coffee each night! One savory sip and my mind was made up. I had to become part of the *Conscience* staff. Please, I beg of you, keep a large supply of coffee available at all times. I do not know what I would do if I could not continue drinking that coffee every day.

Thank you so much for publishing such a valuable literary master piece. Without *Conscience*, I would be completely out of sync with all the most important current events. Quite frankly, the only thing missing from

the amazing *Conscience* is me!

Very truly devoted to that cup of coffee,
Terrific Female 5L

Dear Editor:

When I first came to law school I thought *Conscience* was a trashy paper because so many copies were lying on the floor of the bathroom. Now I find that the *Conscience* is indeed more than just another bathroom fixture.

Your articles contain the most riveting prose ever to hit paper. Your willingness to take on the tough issues like the change in on campus bookstore proprietorship only prove that there is no challenge too great for your staff.

Additionally the layout of your paper brings a tear to my eye, it may that I read it

while cutting onions, but that also may not be the reason.

Perhaps the thing I like best about your paper is the soft musical tones that radiate from your office. Your staff obviously happily whistles while they work.

On a final note I would like to issue a warning to the other rag propaganda pieces that frequently publish in the tri-state area: New York Times, Newsday, New York Post and Daily News lookout, this paper means business.

Anyway keep up the good work.
Mens Rea Kickback 8.5L

The Editor's office encourages other letters to the editor on any and all subjects.

“Nuts and Bolts”

How to File Bankruptcy

United States Bankruptcy Court Eastern District of New York; Filing for individual bankruptcy; What's It All About?

A publication of The Association of the Bar of the City of New York Committee on Retail Financial Services

The two main types of bankruptcies available to individuals deal with different debt situations in different ways. The typical Chapter 7 debtor has few assets and considerable debts primarily associated with credit cards, store purchases, hospital bills and other dischargeable debts. Creditors are paid, if at all, from anything that the debtor currently owns that cannot be claimed as exempt. Certain debts are not “dischargeable” in a Chapter 7 proceeding but are dischargeable in a Chapter 13. “Dischargeable” means that by filing for bankruptcy, you will not have to pay the debt if the court grants the discharge.

The typical Chapter 13 debtor files because the debtor is in arrears with rent, mortgage payments, car loan or other secured debt, because the debtor has substantial debts which cannot be discharged in a Chapter 7 bankruptcy, or because the debtor has some assets which cannot be claimed as exempt. Another reason to file a Chapter 13 is to protect someone else who may be liable for your debts, such as a co-signer or spouse. In Chapter 13, creditors are paid out of the debtor's future earnings and a “plan” must be proposed to pay these creditors. In order to qualify for a Chapter 13 bankruptcy the debtor must be an individual with regular income. This regular income may consist of wages, commissions, rents, public benefits, social security, unemployment compensation, alimony, child support, pensions or other types of income which can be estimated.

In a Chapter 13 bankruptcy, taxes are paid first. Next, landlords, mortgage holders and other secured creditors must be paid in full (100%) over the 36-60 month period of the

Chapter 13 plan if the debtor wants to keep the apartment, house or other asset which secures the debt. Finally, other unsecured creditors will receive whatever remains after “100%” creditors are paid. Unsecured creditors do not necessarily have to be paid in full.

If the unsecured debts are greater than \$250,000 or the secured debts are greater than \$750,000, the debtor is not eligible to file a Chapter 13 proceeding.

Generally, if all of your debts are dischargeable, a Chapter 7 would be advisable. However, if your financial situation is clouded by rent or mortgage arrears, tax debts, student loans or substantial assets, a Chapter 13 might be advisable.

Drafting and Filing the Bankruptcy Petition

A bankruptcy petition contains approximately twenty (20) pages of information. The purpose of such extensive data is to provide the bankruptcy court with a complete picture of the debtor's current assets, liabilities, income, expenses and recent financial transactions. It is important that the debtor complete the necessary schedules as accurately as possible to avoid delay in filing and to obtain the full benefits provided to the debtor.

The forms can be obtained from most legal stationers. The most commonly used form is a bankruptcy package published by Julius Blumberg which generally costs less than \$20. It is a series of individual carbonized pages and a worksheet. The debtor should first draft the information on the worksheet, review it for accuracy and completeness and finally transfer the data to the actual petition.

The cost of filing a bankruptcy petition for an individual or married couple is \$175.00 for Chapter 7, \$160.00 for Chapter 13. This may be paid in installments within 120 days of the filing date. However, the discharge will not be granted until this fee is paid in

full.

(Debtors filing Chapter 7 petitions in the Eastern District of New York have the option of applying to the court to have the \$175 filing fee waived. An application form, available at the Clerk's Office, must be completed and filed along with the petition.)

The original copy of the petition, along with three (3) additional copies, must be filed with the bankruptcy court. A fourth copy should be retained by the petitioner for his or her records. The standard Blumberg forms provide enough copies for this. The petition can be typed or handwritten; however, all copies must be legible. The copies can be photocopied and filed as long as there is one signed original.

The following is a step-by-step approach to filling out the petition, beginning at the top.

The first page contains a caption which will identify the bankruptcy court where you are filing. Residents of Brooklyn, Queens, Staten Island, and Nassau and Suffolk counties file in:

United States Bankruptcy Court Eastern District of New York

The courts in this District are located at:

75 Clinton Street, Brooklyn, NY 11201

Tel: 718-330-2188

(Brooklyn, Queens and Staten Island)

1635 Privado Road, Westbury, NY 11590

Tel: 516-832-8801

(Queens, Nassau, Western Suffolk)

601 Veterans Memorial Highway,

Hauppauge, NY 11788

Tel: 516-361-8038

(Central and Eastern Suffolk)

Anyone living in this District may file at any location, but the case will be assigned to the court having responsibility for the county

in which

the debtor's residence is located. Note that Queens is a “swing” county - on a given day. Cases will be assigned either to Brooklyn or Westbury, depending on overall filing patterns in the District.

Generally, you must file your petition in the District in which you live. If you have recently moved, file the petition in the District where you have resided for more than half of the last six months.

Below the name of the court, write your name and social security number. If you are filing a joint bankruptcy with your spouse, both of your names and social security numbers must be included. If you or your spouse has ever obtained credit or incurred a debt using another name, it is important that it be listed so that all creditors may be properly notified. Your names must be properly listed in the caption at the top of each page of the form.

Your current residence address must be listed so that the court can both determine if you are filing in the correct District and send you notices of court hearings as well as your discharge, and so that your creditors can properly identify you. You can request the court use a different mailing address for you (such as a post office box).

The second page of the petition contains certain declarations that the information is correct. These must be signed by you but they do not need to be under oath or notarized. The consequences of listing incorrect or false information are serious and can result in your discharge being denied. Do not sign these declarations until the entire petition has been completed. (Note that if you paid someone other than an attorney to assist in the preparation of your petition, that person must complete and sign the certification which will be found on the same page as your declarations).

The next series of schedules require detailed information regarding your debts, property, income and expenses.

The *Hofstra Labor Law Journal* is pleased to announce its new staff members for the 1996-97 academic year. Congratulations to the following:

Jennifer Adler
Jeffrey Berenholz
Dina Corigliano
Matthew Cullen
Eric Felsberg
Donna Fenn
Stacey Fleming
Seven Friedman
Ted Glanzer
Bonnie Gold
Jaclyn Goldstein
Erika Greenfield
Neil Greenstein
Sara Grossman
Jonathan Hammerman
Megan Heaney
Andrew Joppa
Danielle Leventhal
Neil Levinbook
Shlomit Lichtman-Metz
Laura Mannino
Karen Markovic
Christine Mertz
Mark Malone

Jennifer Ng
Diane Nowak
Michael Perloff
Pasquale Putignano
Jennifer Pymm
Darlene Rosch
Thomas Russo
Douglas Schneidman
Dorian Smith
William Staar
John Tarnowski
Linda Toga
James Vagnini
David Verlizzo
Jeremy Folk
Michael Zeilberg

Congratulations to the new *Hofstra Law Review* staff members! We look forward to working with you!

Michael Andersen
Richard Bass
James Boglioli
Lisa Baarabant
Glenn Burhans
Richard Campo
Catherine Carney
Robert Caballaro
Michael J. Cohn

JOURNALS

Ann Droschell
Philip Dublin
Elyssa Eneman
Jennifer Goldberg
Brian Greer
Lawrence Haller
Eric Hirsch
Brenda Janowitz
Kristin Kreuder
Denise Lascarides
Samuel Lee
John Nielsen
Barbara O'Connor
Nicole Pedone
Rafaelle Petruzzo
Constance Racanelli
Kristin Raffone
Andrew Reiss
James Richards
David Rubenstein
Elaine Sammon
Michael Sawaya
Aron Weiss
Jennifer Wynne

Hofstra Law and Policy Journal will announce their new members in the next issue.

NASSAU

By Kenneth J. Landau, Esq.,

Today, with thousands of new attorneys flooding the job market every year, it is more important than ever to give your legal career "the right start" by learning as much as possible about the legal profession while still a student in law school. Fortunately, you can easily accomplish this through the Bar Association of Nassau County and the Nassau Academy of Law. The activities of the Bar Association and the programs offered by the Nassau Academy of Law are open to you as law students at a very low price. The activities of the Bar Association and the programs offered by the Nassau Academy of Law will give you a preview of many areas of law practice along with the opportunity to make contacts which will be invaluable to the start and advancement of your legal career.

When you join the Bar Association, you can sign up for committees where you can meet regularly with attorneys who are very involved in a specific area of practice. You will learn the problems, opportunities and trends in a particular area of the law and to make contacts with lawyers in that area of the law. There are also special committees devoted to the concerns and interests of young lawyers. For more information on joining the Bar Association of Nassau County, call (516) 747-4070.

For the first time, the Bar Association is offering a Theory to Practice program for law students and recent graduates, starting on Tuesday evening, September 10, and continuing on the following Tuesday evenings through October 1, 1996. This program, will cover the practical skills involved; in handling the purchase or sale of a house, drafting a Will, preparing for civil litigation and law office management (as more graduates than ever are starting their own practice upon graduation and passing the bar exam). If you are interested in this program, please call the Nassau Academy of Law at (516) 747-4464.

The Nassau Academy of Law maintains a library of videotapes from past seminars you can rent for an evening or weekend. You are also welcome to attend continuing legal education seminars offered throughout the year at a very low student price. These seminars provide you the opportunity to learn practical skills and to make contact with attorneys who are practicing in a specific area of the law.

The future is in your hands. Help give your legal career the right start by joining the Bar Association now and participating in the Academy of Law and get a head start on those who will be entering the job market when you graduate. Finding your first job and later positions will depend on the contacts you make now as a future member of the legal profession. You will never have any better opportunities to meet other lawyers than through the Bar Association of Nassau County and the Nassau Academy of Law.

Editor's Note: Kenneth J. Landau is a partner in the Mineola law firm of Shayne, Dachs, Stanisci, Corker & Sauer and concentrates in negligence and medical malpractice for plaintiffs. He also hosts the weekly radio show "Law You Should Know," broadcast every Monday at 10:00 A.M. and on Sunday at 10:30 A.M. on WHPC 90.3 FM.

SUFFOLK

By Dorothy Paine Ceparano

Sun and fun, vacations to distant parts, weekends that span Friday morning through Monday night... For many lawyers, summer represents a much-needed, long-awaited pause in a time-crunched, work-laden professional calendar. No wonder the passage of August triggers the common lament heard around the bar: "I can't believe fall is almost here, I'm not ready!"

While the Suffolk County Bar Association

Appellate Practice, Surrogates Court, Legislative Review, Creditor's Rights—will hold their first meetings of the new fiscal year in September. The bar association will host a luncheon with District Court Judges on September 27. And the SCBA's Annual Judiciary Night, this year honoring Hon. Daniel F. Luciano, newly appointed to the Appellate Division, Second Department, will be held the evening of October 28 at the Marriott Wind Watch Hotel.

The Suffolk Academy of Law's academic year also begins in the fall, with a variety of important continuing legal edu-

BAR CHAT

tion cannot lengthen the summer season, it can provide a full array of activities to make the journey into fall professionally pleasurable. Moreover, it can, at anytime of year, offer "sanctuary from the pressures of the everyday practice or study of law. An association serving more than 3,200 members, the SCBA, located at 560 Wheeler Road in Hauppauge, sponsors a variety of programs designed to provide practicing lawyers, judges, and law students with camaraderie, collegiality, professional support, educational training, and practice development opportunities.

The SCBA's many programs include; a committee structure covering virtually every substantive area from appellate practice through tax law; a comprehensive continuing legal education curriculum of more than 100 seminars a year presented through the Suffolk Academy of Law (the association's educational arm); a Lawyer Referral Service, whereby members of the public can be referred to lawyers within specific practice areas, a speakers bureau that supplies lecturers on legal subjects to community, educational and civic organizations; a monthly newspaper featuring legal articles and bar news; an electronic research center available to members free of charge; a wide variety of social events; and myriad membership discounts and benefits.

Fall is the perfect time for the new or experienced lawyer or law student to join the SCBA, an effective and congenial association wherein elected officials, under the leadership of SCBA President John L. Juliano, take important advocacy positions on behalf of practitioners and where bar members welcome newcomers and involve them in the work and structure of the association. After a summer hiatus from many of its membership activities, the SCBA will be back in full swing in September.

Many SCBA committees—Elder Law, Supreme Court, Technology in the Law,

HOUSEMATE WANTED:

Seeking female professional/graduate student to share private home. Furnished or unfurnished room, laundry facilities. \$450 per month - utilities included. Available August 1, 1996. Call 223-9787

cation (CLE) seminars for both new and experienced lawyers and law students. On the evening of Tuesday, September 24, a six-seminar series entitled "The Business Side of Lawyering" commences with a seminar on "Business Formation." The series continues on five consecutive Tuesday evenings with seminars on "Client Relations," "Marketing and Practice Development," "Law Firm Employees," "Law Office Management," and "Financial Management." The series is co-sponsored by the SCBA's Solo and Small Firm Practice Committee and is intended for new lawyers, attorneys leaving large firm or agency practice to start out on their own, and lawyers at all levels who would like to reap greater professional and financial rewards from their practices.

Other early fall CLE programs to be presented by the Suffolk Academy of Law include: a three-part basic series on **Federal Criminal Practice** presented in conjunction with the SCBA.

Federal Court Committee (September 26, October 24, and November 21); an **Annual Criminal Law Update** featuring Mark Cohen, Chief Assistant District Attorney in Suffolk, and Kent Moston, Chief of the Nassau County Legal Aid Society's Appellate Bureau (September 27); a **Training Program for Guardians Appointed Under Article 81 of the Mental Hygiene Act** (Friday, October 18); a full-day **Law in the Workplace Conference** presented in conjunction with the associations Labor and Employment Law Committee (Friday, October 25), an **Annual CPLR Update** by Professor David Spiegel (October 10), and a seminar on **Whiplash** (October 10). Avid CLE consumers can purchase an Academy Season Pass that considerably reduces the cost of ongoing professional education.

Attorneys or law school students wishing SCBA membership applications or information are advised to call 516-234-5511; those seeking details on CLE programs should call the Suffolk Academy of Law at 516-234-5588.

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COUNSELOR'S CORNER

Question: Under Medicare and Medicaid how will my assets and those of my wife be used to defray nursing home expenses?

Answer: There are, generally, three ways to pay for long term care (nursing home care) as a New York State resident: Private pay (which may include Medicare); Long Term Care insurance and Medicaid.

Medicare pays for a limited amount of nursing home care.

Medicaid is a governmental program with strict income and asset rules. Both a husband and wife's assets are reviewed in order to determine financial eligibility for the ill person. The "community spouse" is the well person residing at home. The spouse requiring nursing home care is the potential Medicaid applicant/recipient.

The Medicaid applicant may have no greater than \$3,350 in assets. This means any assets: home, bank accounts, life insurance, IRA's, etc. In some cases, a home may be an exempt asset. The Medicaid applicant may also establish a \$1,500 burial fund and prepay for a funeral.

The "community spouse" is allowed to retain the family home and assets of approximately \$75,000. Specific planning may be required to further protect the family home. Resources greater than \$75,000 must be used to pay for nursing home care unless the community spouse refuses to do so. This is called a "spousal refusal".

The community spouse is also allowed to retain monthly income of \$1,919. However, if the community spouse has a pension and social security of \$2,000 per month and the Medicaid recipient has monthly income of \$1,000, all of the ill spouse's income would be paid toward the cost of his or her care. The community spouse may refuse to contribute "excess income." If a spousal refusal for income and/or resources is filed, the Department of Social Services (or Human Resource Administration in New York City) may seek to recover from the community spouse through the court system.

The above is a basic discussion of financial rules for Medicaid qualification. Medicaid qualifications are revised often due to changing Federal and State budgets. Early planning and periodic updates with an Elder Law attorney is recommended. Laws regarding "penalty" and "look back periods" are too complex to discuss in this short article. Keep in mind that planning for a married couple is different than for an individual.

Jeanette M. Ostaseski, Esq.

Law Office of Mary Ellen Sullivan Garden City

The information offered in this column is provided by members of the Bar Association of Nassau County and is general in nature. It is not intended as legal advice to apply to any specific situation and/or as a substitute for the advice of a lawyer. You should consult with an attorney for legal advice based on the specific circumstances of your situation. For more information on the law, tune in to WHPC Radio, 90.3 FM Wednesdays at 5:00 p.m. and Mondays at 10 a.m. Readers are invited to submit their questions in writing to:

Counselor's Corner
c/o The Bar Association of Nassau County,
15th & West Streets, Mineola, NY 11501.
Att: Ken Landau.
Please include a daytime phone number.

HERE ARE 108 REASONS WHY THOUSANDS OF LAW SCHOOL GRADUATES ARE TAKING WEST BAR REVIEW

"The poor folks who chose the other course were behind when they started and never caught up."
Graduate, *St. Louis U.*

"The WestWeek lecturers were excellent, superb, outstanding, magnificent, and incredible."
Graduate, *Chicago-Kent*

"The WestWeek materials are great!"
Graduate, *U. Minn.*

West Bar Review is "much better" than [the other course I took]
Graduate, *U. of Toronto*

"I'll feel comfortable recommending West Bar Review to my friends."
Graduate, *SUNY Buffalo*

"Excellent, much better than [another bar review course]."
Graduate, *Chicago-Kent*

"Prof. Scott made property so easy."
Graduate, *University of Miami*

"Moye and Guzman were phenomenal."
Graduate, *Hofstra Law School*

"The written materials are great."
Graduate, *Pace Law School*

"I love the West software. I used it. I would not have pulled out the books, but I will flip on the computer. It's a generational thing. Heck, I might take practice tests for years to come, just to see the neat graphs."
Graduate, *St. Louis University*

"John Moye's enthusiasm is contagious."
Graduate, *Chicago-Kent*

The written materials are "very well organized and to the point."
Graduate, *New England School of Law*

"Everyone was very motivated and sincere in their efforts to make this course as valuable as possible."
Graduate, *Chicago-Kent*

The written materials were "excellent; easy to follow."
Graduate, *John Marshall*

"Arthur Miller made me feel like I was at home, sitting in my chair, and watching Court TV."
Graduate, *St. Louis University*

"I am very satisfied."
Graduate, *William Mitchell*

Stan Chess on Torts was "very straightforward and helpful!"
Graduate, *Chicago-Kent*

"I have no complaints whatsoever regarding the course."
Graduate, *New England School of Law*

"West seems similar to PMBR in its overall approach. Both stress practice over passive study."
Graduate, *U. Minn.*

"Overall, the course has been terrific!"
Graduate, *U. Minn.*

"I will be recommending West to every 3rd year student I know!"
Graduate, *Duquesne*

West Bar Review was "better" than the other bar review course.
Graduate, *Texas Wesleyan*

"The software was great."
Graduate, *U. Alabama*

"[Another bar review course] had an ad implying that West Bar Review people were guinea pigs. You guys should've put an ad out implying that all [students in that bar review course] are lemmings."
Graduate, *DePaul*

"I never second-guessed my decision to choose West as my bar review course. West provided me with the books, practice exams, and lectures that (hopefully) will enable me to pass. I have no hesitations in recommending West."
Graduate, *Loyola (Chicago)*

"Michelle Cecil was absolutely fabulous—really knew her stuff and what the bar examiners were looking for."
Graduate, *Duquesne*

The written materials are "better than [those of another bar review course]."
Graduate, *St. Louis U.*

"The West reference attorney who graded my exams was extremely helpful. She even attached some research in response to a question I raised!"
Graduate, *U. Minn.*

"Mary Cheh is an excellent lecturer! Clear, concise — made a year of hell seem very simple."
Graduate, *Touro*

"I was extremely pleased with the course."
Graduate, *Widener - Harrisburg*

"The written materials were great!"
Graduate, *Duquesne*

"I loved the West software. I took both WestWeek sessions and used the software to reinforce each subject after the lectures."
Graduate, *U. of Minn.*

Phil Prygoski was "excellent. Wow!"
Graduate, *DePaul*

"I liked the examples that showed how the rules were applied and the bar hints in the WestWeek materials."
Graduate, *Chicago-Kent*

"BarPassers workshops are excellent."
Graduate, *John Marshall*

"David Turchetta in Boston was EXCEPTIONAL!!!!!! A wonderful man! He was very, very knowledgeable, enthusiastic—would give you the shirt off his back if he thought it'd help you pass the bar. I LOVED him!"
Graduate, *Boston University*

"WestWeek was the best!"
Graduate, *DePaul*

Prof. Stephan Landsman's Illinois Torts lecture was "perhaps the best lecture I heard. Concise, clear, great handout, good bypos."
Graduate, *U. of Nebraska*

"I've always hated Texas Civil Procedure. It never made sense and now it's almost easy! The West lecturer was wonderful!"
Graduate, *Texas Wesleyan*

"The New York materials were excellent."
Graduate, *Golden Gate*

"Robert Lord was fantastic. The hardest worker I've ever seen. Very friendly and personable."
Graduate, *South Texas*

"I'm very happy with West lectures and materials. Speaking with many of my friends who took [another bar review course] has led me to believe that they have not learned or been shown anything different than we have."
Graduate, *DePaul*

Prof. Robert Scott was "very, very good. Again, I was surprised how interested I was for 5 hours!"
Graduate, *Chicago-Kent*

"Kari Jensen and Amy Klugherz were terrific!"
Graduate, *Hamline*

Michael Suprunowicz on the New York EITL was "very clear and knowledgeable. Time went by quickly."
Graduate, *WNEC*

The West Bar Review software is "much better than [another bar review course's] software."
Graduate, *U. of Nebraska*

"Prof. Henning was exceptional."
Graduate, *Chicago-Kent*

"I learned more from Moye, Rochvarg, Kelly, and Dean Scott lectures than I did in three years of law school."
Graduate, *U. Minn.*

The West Real Property lecturer "was terrific!"
Graduate, *Tex Wesleyan*

"John Moye is the King!"
Graduate, *WNEC*

"Prof. Guzman is in a class unto himself. As a result of his lecture, I consistently get 70 to 80% of the evidence questions correct."
Graduate, *Univ. of Minn.*

John Moye is "the best contracts lecturer in the biz."
Graduate, *Hofstra*

Prof. Arnold Rochvarg is "very good and engaging."
Graduate, *WNEC*

"West was better than [another bar review course] in most ways."
Graduate, *Texas Wesleyan*

"Reference outlines were very comprehensive. Westweek notebooks very helpful - well emphasized as to rules of law and hot topics."
Graduate, *Dickinson*

"The course was great - will use again for additional jurisdiction — later on."
Graduate, *Georgetown*

"West Bar Review did an excellent job preparing me for the July bar."
Graduate, *U. Minn.*

"Most lecturers were very good. I wish I would have had this before law school."
Graduate, *Dickinson*

Prof. Jay Carlisle's New York CPLR Workshop was "short, sweet, and to the point."
Graduate, *Loyola, Los Angeles*

"None of my lecturers from law school could even touch these lectures" in the West New York course.
Graduate, *NYU*

The lecturer in the Texas Day III workshop "was great and got through everything but quickly, very funny with a great delivery that will make me remember Crim. Pro."
Graduate, *Tex Wesleyan*

The West written materials are "clearly presented, easy to read and comprehensive. The books are a much nicer shape than [those of another bar review course] and are much more manageable."
Graduate, *Cornell*

"The preparation for the multistate was great."
Graduate, *University of Pittsburgh*

"David, Kandi, and Jami were wonderful with encouragement and tips."
Graduate, *Suffolk*

"The outline was wonderful. Prof. Marci Kelly taught me more about tax than I learned in law school."
Graduate, *University of Alabama*

"Prof. [Edward] Adams made it fun."
Graduate, *Chicago-Kent*

Prof. Atkinson on Real Property and Future Interests was "Great, Great, Great."
Graduate, *DePaul*

"WestWeek is a great idea."
Graduate, *Cornell*

"I enjoyed about all the live lectures. I thought the accessibility to the teachers at the breaks and after class was very helpful."
Graduate, *Case Western*

"I liked the way the books were set out, especially the fact that the books were not legal size."
Graduate, *Texas Wesleyan*

The WestWare Multistate Software "was fun to play with and made a nice break from taking tests from the book."
Graduate, *U. of Alabama*

"I am very happy I chose West over [another bar review course] and would not change that decision."
Graduate, *NESL*

"Thank goodness - Property actually makes sense now."
Graduate, *NYU*

The WestWare Multistate Software "is excellent."
Graduate, *Chicago-Kent*

Prof. Phil Prygoski was "awesome."
Graduate, *DePaul*

Prof. William Richman on Illinois Civil Procedure was "awesome - great pace, good handouts. Clear, concise."
Graduate, *U. of Pennsylvania*

"West is a great program, especially for Property, Torts, and Contracts. Day 3 materials were by far better organized and more complete or at least they appear to be than [those of another bar review course]."
Graduate, *Texas Wesleyan*

"WestWeek is great."
Graduate, *Suffolk*

"Everyone seemed concerned with our progress and willing to answer individual questions."
Graduate, *U. Minnesota*

"West materials were very good — I will recommend this course, if I do well on the bar exam."
Graduate, *Widener, Del.*

"Excellent software."
Graduate, *St. Mary's*

"Great idea to give a simulated bar exam!"
Graduate, *Texas Wesleyan*

"The Illinois writing lectures were phenomenal."
Graduate, *DePaul*

"Overall [West is] an excellent review course. I would recommend it to other students."
Graduate, *John Marshall*

"Wow. I hated Con Law until [Prof. Prygoski's] lecture! Great lecture. I am very optimistic on this part of the MBE. He was funny and very blackletter law."
Graduate, *Chicago-Kent*

The West Bar Review Texas Day III Workshop "was much better than my other experience with [another bar review course]. The material is well organized for those of us who never had Texas Criminal Procedure."
Graduate, *Texas Wesleyan*

"A clearly superior product."
Graduate, *Northeastern*

"Format of the written materials was great - professional in appearance and user friendly. The content of the written materials is great."
Graduate, *Widener*

"I liked the 'hot topics' and 'exam tips.'"
Graduate, *Suffolk*

"Garry Beyer was excellent. I thought the outline really let me listen and understand."
Graduate, *BU*

"WestWeek materials were excellent."
Graduate, *Suffolk*

"I took [another bar review course] for Georgia and didn't pass. West's materials were better."
Graduate, *Florida State*

The BarPassers Multistate Workshops were "one of the best parts of the course!"
Graduate, *BU*

"WestWeek material is excellent for blackletter law - format itself was sufficient - in fact better than other programs."
Graduate, *St. Mary's*

Prof. Phil Prygoski is a "great lecturer! He is so knowledgeable and funny! I hated Con Law, but now I'm confident that I completely understand it."
Graduate, *DePaul*

Prof. Atkinson was "very effective. He made an interesting subject very accessible. He also was very receptive to questions. One of my favorite lecturers (and I hate Property)."
Graduate, *Chicago-Kent*

"Landsman [on Torts] and Colliton [on Wills and Trusts] were great!"
Graduate, *DePaul*

"Prof. Beyer was not only a great speaker but it was very clear how much he cares that we understand the material. He even brought his laptop to class to download disks of his material for those who wanted additional notes."
Graduate, *Texas Wesleyan*

The New York wills lecturer "took a very confusing area of law and made it easily understandable!"
Graduate, *Touro*

"All BarPassers MBE Workshops were extremely valuable."
Graduate, *Dickinson School of Law*

The West software was "incredible."
Graduate, *Albany*

John Moye "is the god of contracts."
Graduate, *Dickinson*

"Lisa Allegrucci got me to take West (and I'm glad I did)."
Graduate, *CUNY*

Illinois torts with Prof. Stephan Landsman: "Excellent outline and lecture."
Graduate, *Chicago-Kent*

"The written materials are very good, very easy to follow. Much better than materials from [another bar review course]."
Graduate, *Univ. of Minn.*

"Carol Swanson is awesome!"
Graduate, *Hamline*

"I'm glad I chose West rather than [another bar review course]. The written materials and lecturers are excellent."
Graduate, *DePaul*

The WestWare Multistate Software is "terrific. The software gives immediate feedback, substantive info and times you. It's excellent!"
Graduate, *U. of Pennsylvania*



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Ipse Dixit

by Barbara Reed

There is a dangerous theory making the rounds of law schools these days - a theory that says that women can't cut it in law school.

The notion itself is hardly new. What is new is the notion's source. The latest incarnation of this myth is (frighteningly) being perpetuated by women - by feminists.

In November, 1994, the University of Pennsylvania Law Review published an article (coauthored by law professor Lani Guinier and two other academics, Michelle Fine and Jane Balin) entitled "Becoming Gentlemen: Women's Experiences at One Ivy League Law School." The article's basic thesis is that the institution of the modern law school, at least as currently constituted, is irredeemably sexist, biased against and detrimental to women.

Admittedly, some subsequent studies have produced similar conclusions, including one performed under the auspices of the Law School Admissions Council. But accurate conclusions presuppose accurate premises. They also presuppose that the correct questions are being asked. And if the study conducted by Ms. Guinier and her colleagues is any barometer, the questions, the premises, and the conclusions all are seriously flawed.

"Becoming Gentlemen's" fundamental conclusion is that law school is sexist by definition - which, although a provocative theory, should by itself be enough to give one pause. Certainly, experiences in law school are often sexist - experiences in life are often sexist. In a poll of female students at Hofstra Law, it would be surprising to find any woman who could not relate an encounter with sexism within her law school experience.

That's a very different thing from saying that law school qua law school is sexist. Unfortunately, "Becoming Gentlemen" and its progeny don't stop there.

Ms. Guinier, Ms. Fine, and Ms. Balin do not merely believe that the law school system carries an anti-female bias. They believe that it is a system designed to dehumanize women, to defeminize them, to turn them into masculated automatons, devoid of either passion or compassion. (A notion sexist in itself, in that it assumes that males in the legal profession possess neither.)

Law school is a highly specialized environment. It is not for everyone - indeed, probably the majority of people are academically unqualified, temperamentally unsuited, or both. To say this casts no aspersions upon anyone: One can be a first-class intellectual, and still not possess the very particular type of reasoning skill necessary to succeed in the legal profession. And one can be perfectly suited from an intellectual standpoint, and yet not have the temperament to deal with the daily sturm und drang of the practice of law. This applies to men as well as women. But it's high time that scholars stopped ignoring the obvious when bemoaning the fact that a certain percentage of students don't succeed: Not everyone who is in law school should be there in the first place, and not everyone who encounters difficulties in law school does so because the institution is biased against him

or her.

Law school comes with its own very unique set of ground rules. Some are dictated from without: Large class size, high student to faculty ratios, the general impersonality of the educational experience - all products of the usual constraints of the American higher educational system. Others are imposed from within: The development of legal reasoning and legal writing skills, emphasis on advocacy, the need to prepare students for the realities of trial practice - and, not least, the Socratic method.

The Socratic method is a favorite target of Ms. Guinier and her colleagues, who believe that as a teaching tool, it is anti-woman, and who seem to suggest that perhaps law school would do better to abandon it entirely. They are mistaken on both counts.

First, few, if any, modern law schools use a "pure" Socratic method. The more common teaching method is the sort of synthesis utilized at Hofstra: One part Socratic, one part straight lecture, one part seminar discussion. The style epitomized in "The Paper Chase" bears little relation to law school in the 1990's. To the extent that

law school professors do still use some variant on the Socratic method, however, it does make certain minimal demands on students - demands, one would think, that would be a part of every matriculant's expectations of the law school experience. Law school demands that you think logically. It demands that you reason. It demands

that you be able to do so in response to specific questions. And it demands that you be able to do so aloud. In short, it demands that you practice the very skills you will be required to use every day of your professional life.

It is true that, generally speaking, the last of these skills may present greater difficulties for women law students than for men. Little girls are still socialized differently from little boys: Taught that it is better to be "nice" than to be outspoken, better to be well liked than to be aggressive. It does not, however, follow that the solution to this problem is automatically to modify the law school curriculum to accommodate it. The solution is much more difficult, and it begins with the way we socialize our children.

Indeed, to adjust academics on that basis would be the saddest of mistakes, because it would merely legitimize every sexist stereotype that has ever said, "Women don't have what it takes. Women can't make it." That's not only insulting, it's patently untrue.

However, the authors contend that perhaps the perceived "feminine" virtues, such as "niceness" and anti-adversarialism, should be more fully embraced by the law school as a teaching institution. The logical corollary to this argument is that adversarialism and an ability to assert oneself verbally before an audience are irrelevant to the practice of law.

This represents academia at its most ivory-towered ignorance. The purpose of law school is to train students to become lawyers. Granted, many lawyers will never set foot in a courtroom, but nevertheless, the fundamental mission of the law school is to train students for legal practice. And

unless and until our entire legal system is overhauled, that practice will necessarily remain adversarial.

In a recent interview, Ms. Guinier asked, "Why is it better to be quick-witted than thoughtful?" For those involved in litigation, the need for such skills is even more obvious. Anyone who has ever stood in front of a judge at oral argument knows the necessity of verbal assertiveness, of argument skills, or thinking fast on one's feet. Moreover, this again asks the wrong question - it assumes that the quick-wittedness and thoughtfulness are mutually exclusive. They are not. But in the real world of legal practice, circumstances very often require one to be quick-witted. With dockets bulging and resources stretched to the limits, it's not merely unrealistic to ask the court system to change - it's impossible. Judges simply cannot afford to indulge lawyers in the luxury of a pleasant, reasonable discussion every time they come before the bench. And unless and until such time as the entire legal system can effect such changes (unlikely, if not altogether impossible), law schools have an affirmative duty to inculcate these skills in their students.

To bolster their theory that law school is academically biased against women, the authors cite statistics showing that while women typically enter law school with higher grade point averages than their male peers, the men complete their first year of law school with higher averages than the women, a trend maintained throughout the entire three-year program. This neglects a variety of potential factors. Studies consistently show that the hard sciences, mathematics, engineering, and other fields where rigorous use of logical reasoning skills is important are still dominated by male undergraduates in far greater numbers than their female counterparts. (One welcome change to the law school environment would be a requirement that every student take a course in basic logic before matriculation.) Grades, like LSAT scores, are hardly foolproof indicators of future performance (although neither are they "worthless," as Ms. Guinier has elsewhere characterized the LSAT).

The authors also note that while women enter law school during their first year with a much higher commitment to the practice of public interest law, by graduation, their collective commitment has dropped to the typically low levels of their male peers. Ms. Guinier and her colleagues attribute this to the notion that by the time women students reach their third year, they have completed the process of "becoming gentlemen," and thus have lost both their passion for justice, and their compassion for the less fortunate. Leaving aside the insult to men inherent in this conclusion, it ignores one fundamental fact: By graduation, male and female students alike are feeling the pressure of imminent student loan repayments. When faced with \$600 to \$1,000 a month in loans, plus rent, utilities, and other expenses, the average public interest law job looks a lot less attractive at \$30,000 a year or less.

Finally, as evidence of the sexist nature of law school, "Becoming Gentlemen" and the subjects of its study cite specific experiences. Many of the women interviewed recount how, after hearing male students laugh

at their answers in class, they never raised their hands again. Others remained silent out of a fear of being labeled "feminazi," "dyke," both of which are admittedly reprehensible terms, but some women report that being called "feminist" was sufficient to intimidate them into silence.

In fact, the quotes obtained from some of the female participants in the study are telling: "I have no words to say what I feel. My voice from that year is gone." "[F]or me the damage is done; it's in me. I will never be the same. I feel so defeated." "It entirely shook my faith in myself. I will never recover." "I am scarred forever."

Obviously, there is a problem here - but not necessarily the one that Ms. Guinier and her colleagues believe exists.

It is true that the use of such dubious words as "dyke" are inappropriate to any classroom setting. However, I find it difficult to believe that it occurs in that setting with much frequency; I know of no Hofstra Law professor who would tolerate such outbursts in class. On the other hand, if being labeled a "feminist" by someone with an opposing viewpoint is enough to shut a student's mouth permanently, then that student is probably completely unsuited to the practice of law. ("Feminist" is a veritable compliment, compared with some of the epithets lawyers hurl at each other in the heat of battle.)

Moreover, if the law school experience generally does indeed leave one feeling "scarred for life," it's a likely indicator that one was not cut out for this particular profession. Finally, "Becoming Gentlemen" exudes the all-too-familiar hypersensitivity which merely reinforces negative stereotypes. In any context, in any experience, a certain amount of flak from one's peers is natural. Some of it is meant good-humoredly; some of it is not.

Unfortunately, the necessity of dealing with unpleasant, embarrassment, and yes, sometimes even humiliation is, quite simply, a fact of life.

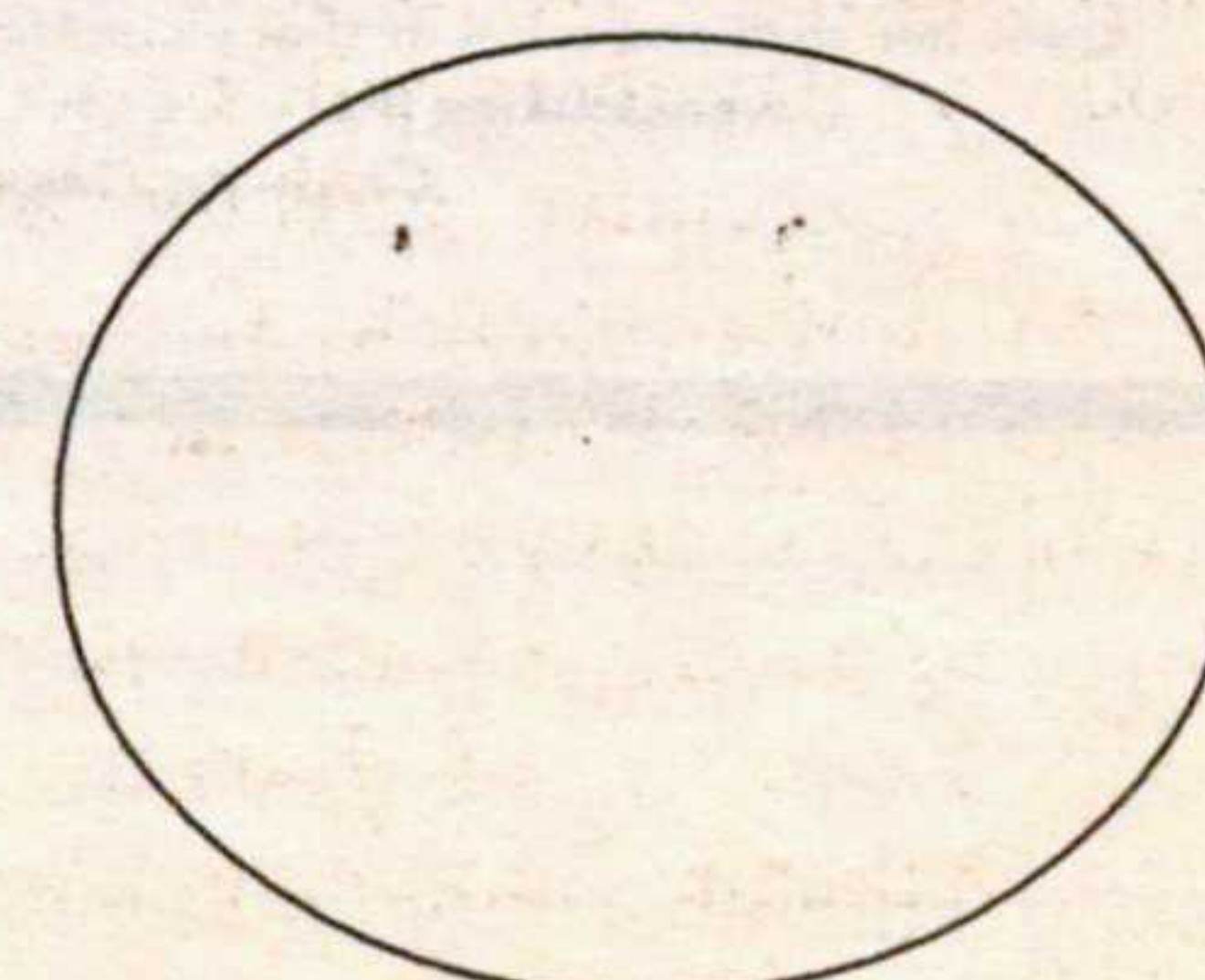
I'm reminded of a quote I recently read from ex-NOW president Patricia Ireland's new autobiography - words to the effect that sometimes we really are oppressed. It's true; sometimes we are. But there is a substantial difference between recognizing oppression and choosing to wallow in it. Women law students would do far better to emulate the feminists of the 60's, who

did not say, "This is difficult; therefore it oppresses me and must be made easier." Their response is far more likely to have been: "You think I can't cut it because I'm a woman? I'll prove you wrong!"

Women law students have far too much at stake to be seduced by the siren song of oppression politics. It's time to leave the self-doubt and self-pity behind, and get on with the business at hand: Not, "becoming gentlemen," but becoming lawyers - and good ones.

**WOMEN
CAN'T CUT
IT IN LAW
SCHOOL.**

**Law School Is
Academically
Biased Against
Women**



ALUMNI CORNER

IS THERE RELAXATION AFTER HOFSTRA LAW ???????????????

by Tammy Feman

In a survey of recently graduated alumni found wandering haphazardly around the Hofstra Law School dungeon, the answer was found. There is nothing in the world that compares to the relaxed empty feeling of finishing the bar.

Immediately after taking the New York State Bar Examination, Cleo Sharaf '95 drove to New Jersey for some more agony. "You are better off taking the New Jersey bar once you have studied," suggested Sharaf. Sharaf was so exhausted by the time that she sat for the New Jersey Bar Examination that she took a nap during a break. "The New Jersey Bar was tougher because it has essays on 5 multistate subjects, an hour each for torts, evidence, Constitutional Law, Criminal Law and Property, so that each area is covered from beginning to end," recalled Sharaf.

Taking the bar examination is as Sharaf so aptly put it, "like first year law school condensed into eight weeks." One way or another, said Sharaf, "Everyone manages to get through it, even though it is really nerve racking."

Sharaf advises future Hofstra Law students to: "Take the course geared toward your own study skills and take the PMBR with whatever course you take as a preparation for the multistate examination." Sharaf took the Peiper preparation course because the course used many helpful mnemonics, dictated notes on the relevant subject matter, and taught students to learn through writing. "Peiper was great for the essays because all you had to do was plug in a mnemonic," remarked Sharaf.

After taking the New York and New Jersey bar examinations, Sharaf had no energy. "I vegged for two weeks... by the pool. I had a great tan," Sharaf recalled with a cheery smile.



Conscience Archive

All of Sharaf's hard work paid off. Once Sharaf passed the bar examination she had a much easier time finding work. "I am currently working three different part time jobs full time and looking for full time jobs," Sharaf said.

Darmin Bachu '95 also became a "vegetable" directly after taking the bar examination. "I thought the bar examination was tricky. It asked obsolete questions that the bar review did not go over, questions that are not covered by your law school experience," Bachu stated. Bachu described the essay part of the New York State Bar Examination as "so tricky that you could end up getting killed on it." Bachu felt that he was more than adequately prepared by the Marino course that he chose to take.

Bachu's dedication ended on a high note. After he passed the bar examination, he decided to go "solo." "I share an office with a Veteran lawyer, now," he stated. Bachu's practice is located in Richmond Hill, Queens. "It is much more enjoyable practicing on your own," remarked Bachu. "It is like a business. I practice criminal law, immigration law, personal injury, and basically anything that comes my way."

Bachu advised law school students to figure out what they want to do. "Even if there is no money in it, as long as your heart is in it you will be okay." According to him, if you do not pass the bar examination right away, "It is not the end of the world." Bachu's best advice for test preparation - "Relax. Study to your utmost ability. And whatever happens, roll with it!"

Lawrence Levinson '96, Immediate Past co-Editor-in-Chief of the *Conscience*, was content "doing stuff with no social value whatsoever" immediately after taking the New York State Bar Examination last month. "I just hung out and wasted time and money," remarked Levinson nonchalantly, "I felt relieved that it was over."

Levinson took the Barbri test preparation course. "I was happy with Barbri. It gave me enough material to really prepare." As for the examination last month, Levinson stated that it was "tough but fair."

Levinson suggested that future examination takers should really prepare for the multistate examination. "The better that you do on the multistate, the worse you can do on the essays. The MBE is graded objectively. Your score is calculated by how

many answers you get right. The essays on the other hand, are graded subjectively. The essay score is calculated by how well the essay is worded, how many details are included in the essay, and how the grader feels on the day that he/she grades the essay."

Levinson sums up the entire experience this way: "When I get the grade, it will be 'phew' I passed. I do not have to take it again. - Not, 'Yay' I passed."

John Ordonez '96 did not have the luxury of relaxing immediately after he took the New York State Bar Examination. One week after taking the New York State Bar Examination, he took the MPRE. "I would have liked to go away after the MPRE but I had no money and I have loans to pay back."

Ordonez remarked, "I think the bar is mainly an effort to scare people. It is very similar to your first year of law school. The bar is not meant to test ability. It is a test to see who can persevere." West bar review prepared Ordonez well. "West told us that we have to take the bar examination because everyone else before us took it, not because it is a learning experience. You learn from others in the field."

The bar examination is just a test to "weed out people," stressed Ordonez, "So take it in stride. Whether you pass or fail is irrelevant because once you have your degree, no one can take that degree away from you. You can always take the bar again. There are more important things in life to worry about."

Ordonez and the staff of *Conscience* wish the best of luck to those who took the bar examination last month in passing and in obtaining jobs. Perhaps there truly is relaxation after Hofstra Law.

Law and Arts Symposium

By Susan Tiefenbrun

The Law and the Arts Symposium will take place at Hofstra University School of Law on Wednesday, October 30, 1996. The full day program will include: a preview of the Supreme Court Art Collection, (This is the first time this collection has left the hallowed walls of the highest court in the land.); five sessions devoted to Law, the Arts, and Censorship; Law and Cyberspace; Law and Literature; Law, Literary Theory and Critical Legal Theory; and Law and Shakespeare. The featured guest speaker, Howard Fast, renown author of *Spartacus*, will discuss Art and Repression during the McCarthy Era. Throughout the day there will be lectures given by the executive director of the National Coalition against Censorship; Professors Richard Weisberg and Robin West, established authors on law and literature; Professors Duncan Kennedy and David Kennedy of Harvard Law School; and Nathaniel Berman and Mitchell Lasser on the status of the legal critical

movement. In the evening, there will be a re-trial of Shylock from the *Merchant of Venice: Shylock v. Antonio on Appeal*, starring Floyd Abrams, as Antonio's attorney, Daniel Kornstein as Shylock's attorney, and the Honorable Pierre N. Leval, the Honorable Betty Ellerin, the Honorable Phyllis Gangel-Jacob and John Simon, theater critic of *New York Magazine*, as the five judge panel.

For more information about the Symposium and registration forms please contact Natalie Datlof at the Hofstra Cultural Center, 109 Hofstra University, Hempstead, N.Y. 11550 by phone (516 463-5669/5670) or by fax (516 463-793). For details about the program contact Professor Susan Tiefenbrun, Symposium Director, at Hofstra Law School, Hempstead, N.Y. 11550 by phone (516-463-5242), by fax (516-463-4800), by e-mail (LAWSZT@hofstra.edu) or stop by her office, room 233 in the law school.

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"If you could choose between a mustang and a Lamborghini which would you choose?"



Kirsten Alford 1L
I wouldn't have to buy one
(owns one)



Phil Kusnetz 2L
Black Mustang because
you get a convertible



Debra Scalza 3L
Lamborghini because I
just always wanted one



Susan Tiefenbrun
Administrative Director
of Communication Law
Media and Technology
Institute
Lamborghini, I love
all Italian Cars



Kristin Hanson 2L
Mustang
more practical

E FLAT'S NOTES AND COMMENTS - A MUSIC REVIEW

By Ihor P. Howansky

Unless you were locked in your grandfather's basement since May, you probably were exposed to that one song that will forever remind you of the summer of '96. I know I was deeply moved when I first listened to the spiritual lyrics of the *Macarena*. However, the very sight of Aunt Mary attempting that wacky line dance forced me to search deeper for that one song that I could always associate with this past summer.

I turned to that genre music scholars call 'grunge.' In particular my ears were directed towards a tune entitled *Tripping On a*

Hole in a Paper Heart by four young lads who call themselves Stone Temple Pilots. After two or three listens, I was convinced that this would be the song that would carry the torch for my summer. But there was something wrong. Very wrong. It occurred to me that not once does the band ever say the words "trippin' on a hole in a paper heart." Quite frankly, I was devastated. How could a band not incorporate the title of their song into the lyrics! The final blow came when I saw the video for the aforementioned song on MTV. One glance at that frail lead guitarist and I was convinced that a chromosome was missing somewhere. So I continued my intense search.

I turned to country music...NOT!

My mind was set that I would find that

representative song if I dabbled into jazz. I realized that I did not care for jazz back when I was studying classical piano in the music program at NYU, but I truly believed that two full years of distancing myself from my undergrad days would result in a new-found appreciation for jazz. Boy, was I wrong. One listen to Joe Lovano's new CD and my undergrad beliefs were reinforced: a jazz musician is nothing more than a classical musician who plays too many wrong notes.

At this point I had given up all hope that I would find that one song that would make my summer complete. Then one night I had a revelation: I don't have to narrow my search to new releases. This is a free country, dammit. A man should be able to listen

to whatever music he so chooses, from whatever time period. Whether it be Chopin or Duran Duran or Yanni (well, maybe not Yanni).

So I dug up my old tape collection and came across a vaguely familiar album. It was the Beastie Boys "Licensed to Ill." I popped that baby into the cassette player and then it hit me. I had finally found the song that would represent my summer. I would catch myself playing this song over and over like some mental patient. So without further adieu, I leave with these few simple lyrics that we should all take heart: BRASS MONKEY, THAT FUNKY MONKEY!

BOVELL'S BOX OFFICE REVIEW

From the Tragedy of Trainspotting to the Optimism of Emma

by Rachel Bovell

As the summer draws to a close, we can look back on the kinds of films that have relentlessly dominated the box office - from chest-thumping patriotism, to hi-tech espionage, to big budget explosions, to special effects wizardry. "Trainspotting" and "Emma," however, are two recent more unobtrusive films that stand out because of the stories they tell, since unfortunately, many of this summer's blockbusters happily sacrificed plot for pyrotechnics.

"Train spotting," based on the cult novel by Irvine Welsh, follows the exploits of four young Scottish heroin addicts. It is not a film for the faint of heart. Director Danny Boyle, writer John Lodge, and producer Andrew MacDonald (the filmmakers behind 1994's "Shallow Grave") have created a slick, dark, fast-paced film that reflects the seamy underworld of the Edinburgh drug scene. The film is narrated with sardonic humor by intense actor, Ewan MacGregor, who plays Mark Renton, the main focus of the film. Renton's musings vary widely from detached amusement about his drug supplier ("we called him Mother Superior on account of the length of his habit") to long-winded diatribes about his fellow Scots ("scum of the earth").

Renton is aided in his acts of determined self destruction by his "friends," comprised of hyperactive Spud (Ewen Bremner), cynical Sick Boy (Jonny Lee Miller) squeaky clean Tommy (Kevin McKidd), and volatile alcoholic, Begbie (Robert Carlyle). Renton and his pals mug tourists during their free

time, that is, when they are not injecting heroin - seen in both disconcerting, close-ups and wide angle shots - and waxing poetic about their distaste for the establishment.

Despite some concern that "Trainspotting" glamorizes drug use, it is impossible to miss the devastation caused by the characters' addictions. In one disturbing scene, an agonized, addicted mother screams incessantly after she finds her baby dead in its crib. In another terrifying scene, Renton battles the demons of withdrawal. The film's most unforgettable scene, though, occurs when Renton dives head first into what is captioned "The Worst toilet in Scotland," and the viewer is suspended between uproarious laughter and mind-numbing revulsion.

The film's tragic overtones and dark, surreal cinematography contrast sharply with the ebullient soundtrack which includes songs by Iggy Pop, David Bowie, Lou Reed, and a host of techno-pop samples which endow the film with a vitality that the characters themselves lack. Renton and his friends appear ghostly and skeletal as they roam the streets of Edinburgh and struggle with the realization that the highs are not as high as they used to be. Boyle shrewdly manages to juxtapose the hilarious and the vile in images that compel us to watch when all we want to do is look away.

By comparison, "Emma" is as charming as "Trainspotting" is disturbing. "Emma" is a delightful comic adaptation of Jane Austen's novel which centers around the charming, but extremely meddlesome Emma Woodhouse (played by the very talented

Gwyneth Paltrow). This film serves as the latest in a trend of successful films based on Jane Austen's novels, the most recent being the valley girl version of this particular novel, the spirited "Clueless."

Douglas McGrath has directed a cinematically beautiful film which only enhances Emma's refined demeanor, but he also skillfully reveals that her sharp wit, serene air, and patrician grace serve as a thin disguise for the cunning mind of a ruthless busybody and an incurable snob. As the unrelenting matchmaker, Emma often best manipulates her innocent victims while engaging in the most ordinary of activities such as sketching, stitching, or taking a stroll through the gardens of Highbury, England.

McGrath is particularly faithful to the 19th-century novel in that he has infused each scene with not only the beauty of Emma's lavish surroundings, but with the rich, witty dialogue that is Austen's trademark. As the lone American actor in the cast, Paltrow does an amazing job of capturing the English accent that has eluded many an American thespian. The simplicity of Paltrow's expressions - from subtle disdain to abject horror to radiant happiness - reveals more about her fine acting ability than her well-spoken lines.

Paltrow heads a superb cast of gossipy neighbors and potential suitors: the ridiculous Bateses (played by Phyllida Law and Sophie Thompson), Emma's father, the gruff Mr. Woodhouse (Lou Coulson), the dashing Mr. Knightly (Jeremy Northam), Emma's former governess, Mrs. Weston (Greta

Scacchi), and her hapless husband, Mr. Weston (James Cosmo), the enigmatic Ms. Fairfax (Polly Walker), the pompous Mr. and Mrs. Elton (Alan Cumming and Juliet Stevenson), Ms. Harriet Smith (Toni Collette of "Muriel's Wedding"), and Mr. Frank Churchill (Ewan MacGregor of "Trainspotting" fame) with whom Emma herself would like to make a match.

The film revolves around Emma's efforts to find a suitable mate for Harriet, whose naivete and inability to think for herself make her a prime target for Emma's machinations. Emma urges her protegee to reject a persistent suitor, a lower-class farmer, Mr. Martin (Edward Woodall) who, to Emma, is far too rustic for her idea of a well-made marriage. Emma's preoccupation with social status not only create a series of mishaps for Harriet, but reveal a surprising hardness about Emma which eventually threatens the relationships that she holds most dear. She insists upon interfering with others' lives to such a degree that she nearly sacrifices her own chance at happiness. McGrath's "Emma" is not only a comic portrayal of good intentions gone awry; it is about a young woman who believes that just because she has the comfort of wealth, she is in the best position to teach others about whom to love. It is only through her own matchmaking, however, that Emma discovers more about herself than she ever expected to learn.

Whiter Diction



A Cold Day In Hell?

Katie's Quote of the Month

I have gained this by philosophy: That I do without being commanded what others do only from fear of the law. - Aristotle

Res Ipsa Laughter

"Among Attorneys in Tennessee the saying is; When you have the facts on your side, argue the facts: When you have the law on your side, argue the law. When you have neither, holler." - Albert Gore, Jr.

A Spanish proverb holds that when the devil takes shape, it's under the pretense of a lawyer.

"The differences between lawyer jokes and attorney jokes is about \$50 an hour." -Milton Berle.

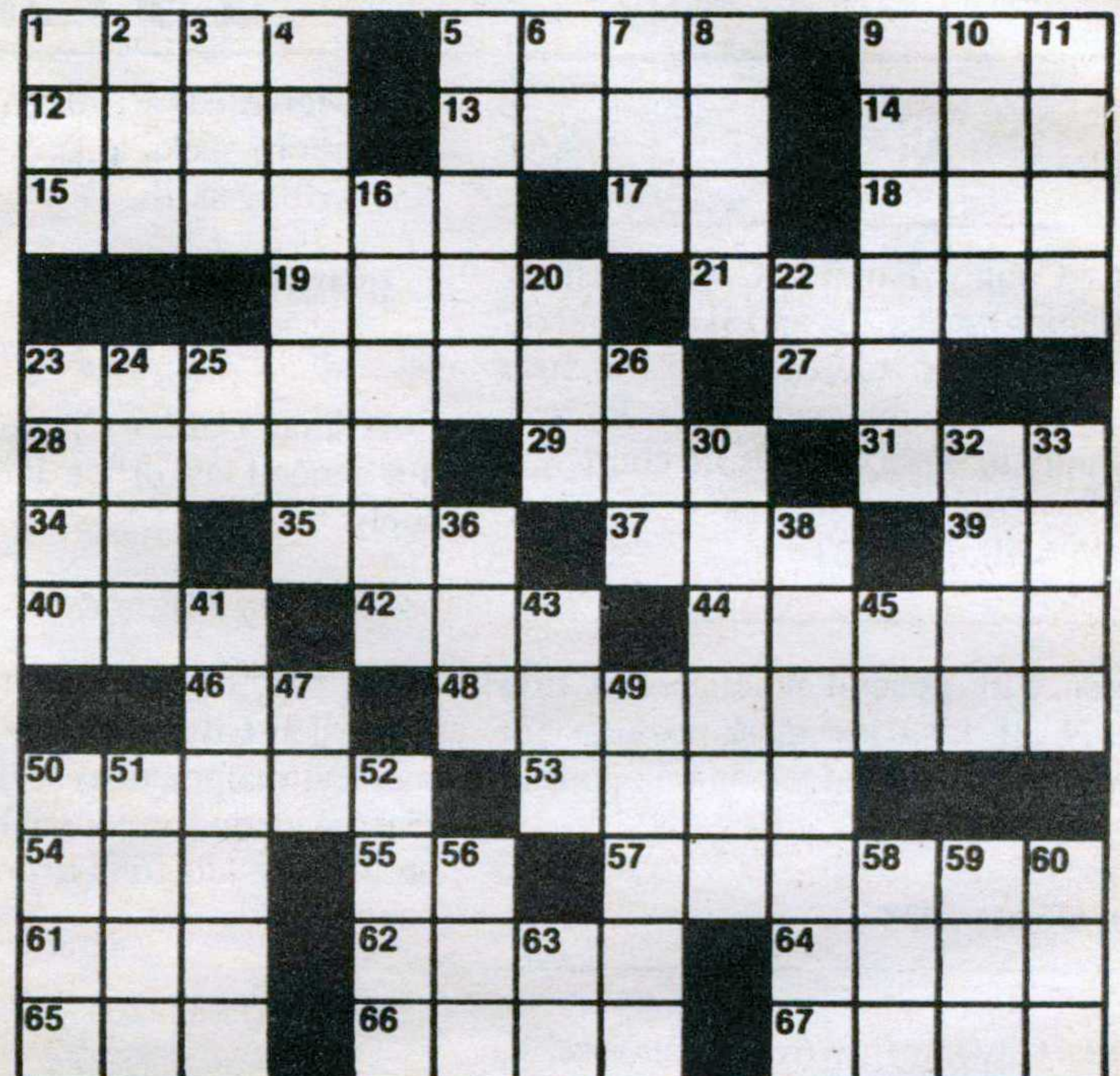
"A lawyer with his briefcase can steal more than a hundred men with guns." - Mario Puzo

"Necessity knows no law; I know some attorneys of the same." - Benjamin Franklin.

A Mexican curse - May your life be filled with lawyers.

"I decided law was the exact opposite of sex; even when it was good, it was lousy." - Mortimer Zuckerman

Crossword Companion



ACROSS

1. Freshwater fish
5. Man
9. Open (poetic)
12. Thought
13. Test
14. Raced
15. Without morals
17. 16th Greek letter
18. High card
19. Anonymous (abbr.)
21. Runs
23. First
27. Thallium symbol
28. Snake poison
29. Enjoin
31. Self
34. Forms verbs from adjectives (suffix)
35. Pester
37. Democrat (abbr.)
39. Southern state (abbr.)
40. Route (abbr.)
42. Allow
44. Resort residence
46. Egyptian sun god
48. Remembrance
50. Garbage
53. Information
54. Amer. republic association (abbr.)
55. Newspaper group (abbr.)
57. Keep information

DOWN

61. Untruth
62. Unusual
64. Boys
65. Elevated railways
66. Goddess of discord
67. At first (Archaic)
1. Spy group (abbr.)
2. Administration (abbr.)
3. Rock band of the '70s
4. Model of excellence
5. Fleshy fruit
6. Bladed tool
7. Fold over
8. Arabian prince
9. Apollo at Delphi
10. Step
11. Some Dahomey peoples
16. Bear or tiger
20. Catch
22. Near
23. Above
24. Lease
25. Midwest state (abbr.)
26. Cover
30. Apply time to
32. Festive
33. By mouth
36. Stone
38. Unexplainable event
41. Expunges
43. Spread grass to dry
45. Lithium symbol
47. Equally
49. Female horses
50. Enameled metalware
51. Horizontal bar
52. Rabbit
56. Equal
58. Rowing implement
59. Roads (abbr.)
60. Summer clock settings (abbr.)
63. One of the 13 original states

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08/02/96 #P, 3L-2027

Garden City general practice law firm seeks a 2L-3L for a law clerk position for litigation support. Good hands-on opportunity.

08/05/96 #P-2028

Garden City law firm (real estate) seeks a 2L or 3L with real estate closing experience.

08/02/96 #P, 3L-2019

Motivated individuals who wish to get litigation experience in labor law. Litigation includes wages and hours issues. Duties include research, contacting and preparing of trial witnesses, and organization of documents.

08/02/96 #P-2026

A Carle Place law firm seeks a 2L to work in commercial litigation law and business. Journal experience preferred, transportation required.

08/02/96 #P-2014

Valley Stream law firm (personal injury, general litigation) seeks a 2L for law clerk position.

08/01/96 #P-1998

A Melville law firm (labor, employment, education) seeks a 2L with good research and writing skills.

08/02/96 #P-2015

A small Garden City law firm seeks a 3L for general law office duties. Start immediately.

08/01/96 #3L-2002

Garden City law firm (personal injury, medical malpractice) seeks 3L with excellent academic credentials, organizational ability, and attention to detail. Heavy client contact.

08/02/96 #3L-2025

Flushing law firm seeks a 3L with litigation office experience

08/02/96 #3L-2020

Glen Head law firm (general practice) seeks a 3L to write and research briefs on legal issues, negative actions. Must know WestLaw and Lexis and have good writing skills.

08/01/96 #3L-2001

Active NYC Insurance/Marine law firm seeks a law clerk starting second year with good research abilities and Chinese speaking capability.

07/03/96 #P-1994

Small insurance defense firm seeks 2L with good research and writing skills.

08/02/96 #P-2018

Judge Hurley's chambers will be interviewing through early September, 1996 for Fall interns. These unpaid internships offer law students the opportunity to further develop their research and writing skills.

Preference: Law Review or Journal Experience; or top 15%.

07/30/96 #P-1992

Garden City law firm seeks a law student (preferably 3L) to do research work and drafting of documents.

07/29/96 #P-1984

Ammagansett law firm (commercial and bankruptcy litigation) seeks a 3L (would consider a 2L also) to research and write memos. Must be computer literate and in top 20% of class. Start immediately.

08/01/96 #3L, P-2000

Solo practitioner in Hicksville (general commercial litigation) seeks a law clerk (2L, 3L) to research/projects, draft briefs and memoranda of law. Good research and writing skills and some experience preferred.

07/22/96 #P-1965

General practitioner in Commack seeks a 2L or 3L for law clerk position. Will perform legal research 2-3 hours a week or on an "as-needed" basis.

07/29/96 #P-1982

General practitioner in Commack seeks a 2L or 3L for law clerk position. Will perform legal research 2-3 hours a week or on an "as-needed" basis.

07/29/96 #P-1982

Melville, NY law firm seeks a 2L or 3L for Law Clerk position to work in their residential closing department. Must be knowledgeable with WP 5.1.

07/15/96 #P-1940

A Westbury law firm (matrimonial) seeks a 2L for a law clerk position. Hours flexible. Start immediately.

07/19/96 #P-1956

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Phi Delta Phi

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Membership information is now available. Please contact either Mary A. Jewels, Deborah J. Cann, or Elaine Sammon (2Ls) for further details.

Phi Alpha Delta

Phi Alpha Delta, the world's largest law fraternity, has its Kennedy chapter right here at Hofstra. Events already planned for this year include a suitcase party to Atlantic City, guest speakers, and our famous booze cruise with P.A.D. members from other New York law schools. Combined with our big brother/big sister programs for 1Ls (giving

out outlines and class notes), the connections you make, and the fun you have, membership in Phi Alpha Delta is a must. You just missed Wednesday's general interest meeting, so keep your eyes open for our next one. Initiation is in the beginning of October! This year will be a blast - Don't miss out.

Conscience

Founded 1973

Tammy Feman
co-Editor-in-Chief

Michael Kneis
co-Editor-in Chief

STAFF
Rachel Bovell
Glen Burhans
Leon Feingold
Beth Fishkind
Susan Fitzgerald
Ihor P. Howansky
Michael Patrick

Business Manager
Amy Bodoff

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Sports

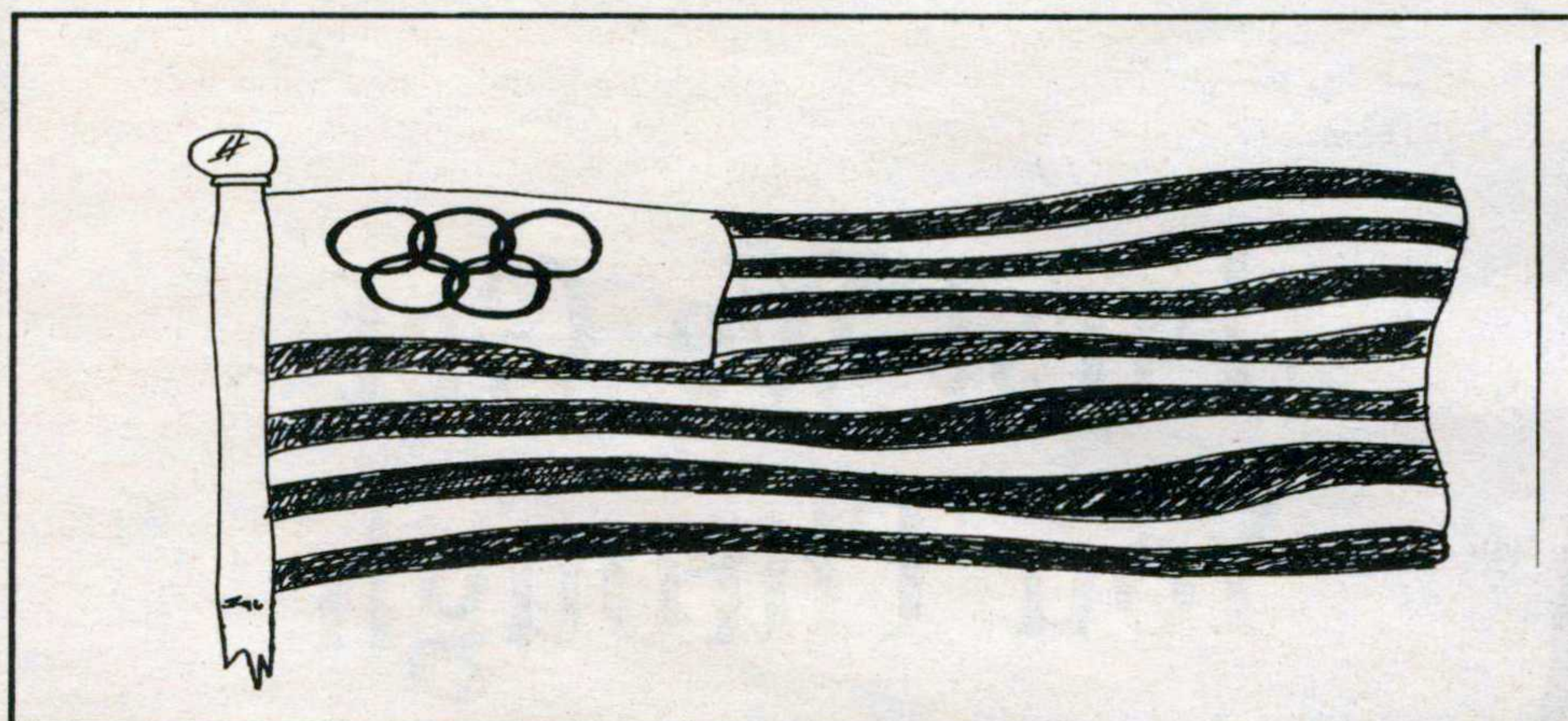
by Leon Feingold

This past summer, America hosted the centennial Olympic Games. Maybe it's me, but for some reason, it did not seem to matter.

Maybe it's because I'm older now, no one stays young forever, or maybe it's because of all of the distractions, but there seemed to be no point to it.

The Olympic Games were once considered sacred, contests of skill and feats of strength. An Olympic athlete was showered with affection and gifts, an Olympic champion was given a deity's welcome anywhere and everywhere he went. The Games were held in such high regard by the ancients that prayers and sacrifices were made to the gods in the names of the athletes; women were forbidden to even watch the events, upon pain of death. The point lies not in the sexism, but in the almost-holiness of the Games. The quest for the laurel wreath was all about skill, about pride, about loyalty to one's homeland, and about pure competition.

And what do we have now? The Games, once a symbol of unity and wholesomeness, have been watered down to the point where commercial endorsements are the real prize and the most noteworthy news stories are tragedies, of human nature as well as those



Sketch by Glen Burhans

of sport.

Of course we remember the blast that rocked Atlanta in the middle of Liberty Park, a homemade pipe bomb that killed one spectator and wounded others. But we also remember Janet Evans' mudslinging, Carl Lewis' selfishness, and the 'Dream Team' sleepwalking their way to a gold medal. The same country that brought the Olympics to Atlanta has also, unfortunately, brought the Olympic Games down to its own level. It is a travesty to see a once-mighty event reduced to such a facade, where planning and playing take a back seat to ego and cash flow.

So the Olympic flame went out twice

before Atlanta, so the introduction ceremony ran longer than the marathon, so what? Nothing of importance comes easily. But the steroid scandals in the swimming pool, the backstabbing in the fencing competitions, and the tourist trap that used to be Atlanta all serve as a grim reminder of how far the Games have fallen. The centennial of the rebirth of the Olympics was supposed to be something magical, and a once-in-a-lifetime chance to show the world America's true colors. And unfortunately, we did.

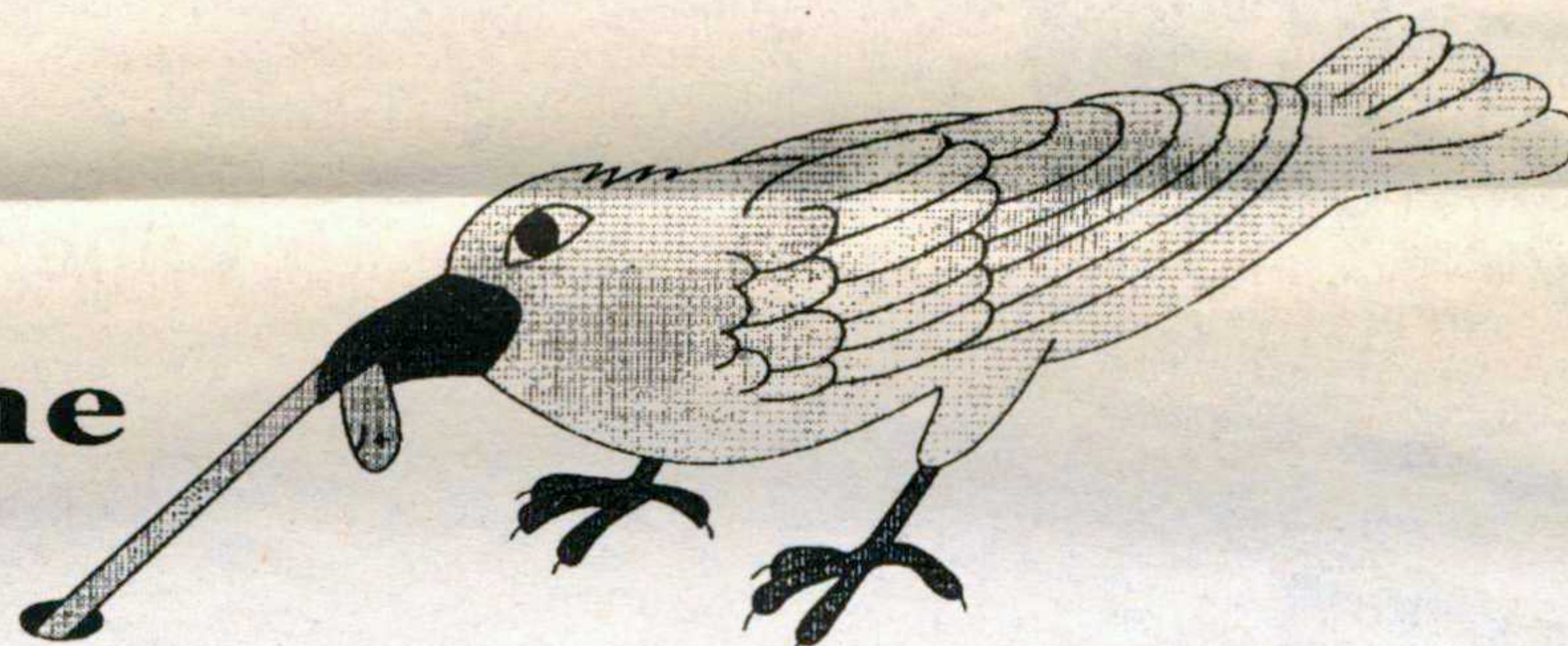
There were, of course, some memorable moments of a different sort, also courtesy of our United States. Many of the smaller

events, ignored by the media hype, were the hardest-fought and some incredible performances were turned in without Nike and Coca-Cola even noticing. Hofstra Law 2L Michael Peterson brought home a silver medal for his rowing prowess, and the women's gymnastics team regrouped from their disappointing individual competitions and put together a gold medal performance, combining strength and finesse with an incredible amount of heart.

For me, the most memorable of all of the Olympic moments this year was after the floor exhibitions by the championship gymnastic teams, when each of the Russian men presented each of the American women with a bouquet and a kiss (post-Macarena), and the gold medal winners from both countries walked off the gym mats together arm in arm.

I think there is a lesson to be learned from this. These two powerful enemies have now become powerful allies in this new and mercurial world. History rewrites itself daily, and nothing lasts forever. It is also true that nothing that is done cannot be undone. It is my hope that somehow, before the true spirit of the Olympic Games is swallowed up forever by crass commercialism and self-absorbed megastars, the Olympic Games will once again be defined by the competitors and their feats on the field.

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