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ALLEDGER

Vol. VIII, No. 1

BOSTON COLLEGE LAW SCHOOL

March 30, 1988

Law School Unveils Nelson Portrait

by Bernie Pellegrino

On Wednesday March 9, a commemorative portrait of Judge David S. Nelson was unveiled in the Stuart Hall corridor. Dean Daniel Coquillette presided over the ceremony dedicating the painting in honor of the distinguished U.S. District Court Judge. The unveiling itself was conducted by Father J. Donald Monan, S.J., President of Boston College.

Nelson, a 1957 Boston College graduate, and a 1960 graduate of the Law School, was honored for his outstanding achievements in the legal field and his unyielding support to the Law School community. Upon graduation from BCLS Nelson began practicing law with Robert Oerteri in downtown Boston. He continued in that practice until 1973, when he was appointed as a Massachusetts Superior Court Judge. Judge Nelson was further honored in 1979 when he was nominated as United States District Court Judge. He still presides over the U.S. District Court bench.

Judge Nelson has also given much back to his alma mater. He has served on the school's Board of Trustees since 1970. In 1975 he was named to the executive committee of



Dean Coquillette and Father Monan look on as Judge Nelson address the crowd at the unveiling

that group where he served until 1984, when he was named Chairman of the Board of Trustees. Judge Nelson's chairmanship extended until 1987.

The Nelson dedication was the first of four similar portrait honorariums that will take place over the next few months. On March 22, the late Judge Thomas Lawless, a 1934 graduate who served for twenty five years on the United State Bankruptcy Court, the last two as the Court's first Chief Justice, will be honored. On May 4, Sheila McGovern's portrait will be hung in recognition of her service to the school's Alumni Association and her contribution as a role model for female graduates. Finally on June 6, ceremonies will be held commemorating the 35 years of service of the late Cornelius Moynihan as a faculty member at the law school.

Nelson's dedication was attended by many of his distinguished peers in the Boston legal community. The Judge expressed his heart-felt thanks for being honored with such a "Life-like portrait" and hoped that its dedication would help inspire many current and future BCLS students to excel in their legal studies.

First Year Curriculum Revisions Complete

by Deirdre Cunnane

The first-year experiment is complete, the results are in, and the new first-year curriculum is being implemented. The First-Year Curriculum subcommittee of the Educational Policy Committee (EPC) was co-chaired by Judy McMorrow and Frank Upham. The Committee, after reviewing and evaluating the experimental first-year curriculum for the academic years 1985-86, 1986-87, and the current 1987-88 year, proposed the adoption of "Option B-1", which has been adopted by the administration and faculty. This choice was based on the successes and shortcomings of the experimental years and the goals of the school for their first-year curriculum.

In accordance with Option B-1, first-year students will be initiated into BCLS by a week long "Fundamentals" course. This week-long seminar will be comprised of both small group components, and large lectures. The seminar will present an overview of the law, including legal concepts such as precedent and stare decisis, along with an introduction to the legal system, and to the study of law. It will address questions of justice, the legal profession and will provide students with the tools they need to get into cases.

The year that follows basically breaks down into three time periods:

14 weeks contained in the first semester (T1), 4 weeks at the beginning to the second semester (T2), and the remaining 12 weeks of the second semester (T3). (See diagram on p.).

During the first semester, first year students will take Civil Procedure, either Torts or Contracts, Property, Legal Research and Writing, and Constitutional Law. The only class which will not continue into the second semester is Constitutional Law. However, an upper level course in Constitutional Law will be required.

Civil Procedure and either Torts or Contracts will continue into the first four weeks of the second semester. At the end of these four weeks, both classes will end and students will take finals in these courses.

Students will take ILPR beginning in the second semester (T2), as well as, either Torts or Contracts (whichever course did not start in T1). These courses will continue until the end of the year. Additionally, at the beginning of T3, Property and Legal Research and Writing will resume and continue throughout the second semester.

Portions of the Legal Process course, legislative and administrative process, will be covered in the Property course to be taught next year by Professors Plater and Huber. Eventually, these Legal Process points will be contained in

the Constitutional Law classes.

These revisions were made in response to student and faculty input. The Committee found that students were more opposed to Legal Process than to ILPR. A clear majority of the students reacted positively to ILPR, and the ILPR faculty believe that students obtained significant educational advantages from the course. There are plans to modify the course and shift it to first semester, if the Committee, faculty, and students determine that this "hands-on" introduction to lawyering would be more appropriate in the first semester. However, presently there is insufficient time available to restructure the course for first semester.

On the other hand, Legal Process will not be offered as a full semester course. The feedback received relating to Legal Process revealed a large measure of student hostility to the Hart and Sacks materials. Although students were resistant to the course, most students in retrospect found the materials helpful, especially the legislative and statutory interpretation portions of the course. Because this material is not covered in any of the law school courses, a section of the course materials dealing with legislative and administrative process will be covered by the Property classes next year. However, it is doubtful that the Hart and Sacks text will be used.

Property will be the only common law course that will have six rather than five credits because of this addition. Eventually, the Committee plans to have this material covered by the Constitutional Law will be offered first semester with a required second-year Constitutional Law II course. This revision is due to the Committee's concern that the reduction of the Con. Law course into a three-credit course resulted in inconsistent coverage between sections and that students had little exposure to the structure of government and other fundamental constitutional law principles. The new curriculum provides for a standardized Con. Law I course which will cover the commerce clause, federalism, and the separation of powers, etc. In addition, students will be required to take a Con. Law II course covering at least due process and equal protection in their second year.

Furthermore, the Committee found the "semesterization" of Civ. Pro. only modestly successful. Therefore, Civ. Pro. in the new curriculum will be for five, rather than four, credits and will continue into the first part of the second semester.

One of the more substantial revisions to the curriculum is the increase of Legal Research and Writing to five, rather than three,

Continued on page 2

Dog Day Afternoons

It's time to lick the wounds, pack the bags, maybe even buy the books and head home for Easter recess. Behind us now are the tattered remnants of the March calendar we have marauded through with such madness. All that's left now is a few relaxing days at home with our fa-

The Legal Beagle



milies, a couple of good meals, and next Monday's sports spectacular double-header—the Red Sox opener and the NCAA finals. Then it will be time to hook up the wagons and head down the home stretch. Better get accustomed to the friendly confines of your little canine abode because the dog day afternoons are quickly approaching.

Now if it sounds like I'm trying to depress you, you're right, because for many of you (especially my misguided first-year colleagues who will be taking two finals over the next

few weeks) April will be about as enjoyable as a day at the groomers. Some things in life just are not fun, and in law school, the month of April is one of those things.

Now you might ask, "Hey Beagle what can we do to avoid this torture?" To be perfectly honest with you, the answer is absolutely nothing. You've made your proverbial bed, and now it's time to take a little nap! I'm sure you all had fun in the sun during spring break, didn't you? Did you have fun watching the NCAA tourney? I bet you had a great laugh at the Law Revue show, and a few beers at the alumni bash afterwards? And I'm sure you all had a terrific St. Patty's and St. Joseph's day? Well folks, now it's time to pay the price!!

Yes, in April we all frantically try to rekindle the fire under our smoldering academic state of affairs. The flame that flickered in December has long since been doused by gallons of Bar Review beers and Willow Street whiskeys.

Our minds become spastic, impenetrable to normal human thought, and paralyzed by a Bobby C-like insistence to answer any question with another question. For example, a typical conversation in

Stuart Hall might follow this familiar script:

Student 1: What makes Blackacre separate and unique from Oliver's farm in Green Acres?

Student 2: I'm not sure, but do you think it would be effected if the NLRB's interpretation of the NLRA as it pertains to the AFL-CIO impacted in any way upon the U.C.C. . . . in Tennessee?

Student 1: Not unless you can explain how 200 years of Supreme Court constitutional consternation coalesces with the notion of three coequal branches in this country.

Student 2: I would, if you could first particularize from what economic educational, and political standpoint I should ground my answer in to maximize its acceptance among the moderate majority of the BCLS community.

However, there are some simple motor functions that can be performed to make this period less taxing. (God, I'm sorry I mentioned tax.) But seriously, some basic physical exercise and mental relaxation can be really helpful. Now by this I don't mean that you have to go out and run the Marathon on the 18th, but you might want to headover and

watch for a little while. Personally, I enjoy chasing cars up and down the street as a way of getting a few jollies. (*Editor's Note of Caution:* Humans should not try this at home without canine adult supervision. The Legal Beagle has become an expert in this field only after nearly 25 years of rigorous training.) If that's not your cup of tea, maybe some golf, tennis, or even a brisk walk with man's best friend (it is be kind to animal month you know) will help to make the dog day afternoons more bearable.

So, as you can clearly see, time is running out. As D-day approaches everyone begins to get a little frantic, and in doing so perpetuates the universal acceptance of the dog day April afternoon phenomenon. Realistically, given the state of nature of law school in general, such high tensions must be expected, if not accepted, during the last weeks of the school year. However, this being Boston College Law School we should all do whatever possible to help minimize the adverse effects upon one another. Listen to the Beagle, make an effort to relieve some of the druggery, and don't let these dog day afternoons leave you down and out!

April Showers with Rosie

I was just sitting here with my girlfriend April, gearing up for the stretch run at BCLS. Yes, it's April Fools' Day at BCLS, and that me-

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.....Andy Sharpe

ans everything becomes a target for lampoon in the *Alledger* issue. Even good ol' Rosie himself is parodied in the sophomore supplement which Mr. Pellegrino and his minions have so hastily put together. I guess nothing is sacred these days! Several wry readers of this column have suggested that I write a serious essay about legal issues as a parody of my usual irreverent ramblings about life at this fine institutional learning facility. Thanks for the suggestion, but I think I'll save the legal essays for sometime in mid-May, when my audience is a bunch of geeky law professors who don't find the law at all humorous. Meanwhile, let's keep cooking while the pot is boiling, as George Brown would say.

Rosie hopes all of you enjoyed the Law Revue show as much as I did. I especially loved that 60's anthem, "Me and Bobby C." As a veteran of "American Lee(gal History) with Bobby C. for the Easy B", I can fully appreciate the talents of this constitutional scholar and world-class walker. Sometimes, I find myself emulating the man, as I caress a peanut M&M between my thumb and forefinger and ask anyone standing nearby, "Well... Whadda you think?" While I'm on the subject of gut classes at BCLS, I might as well mention some other classics. Dispute Negotiations requires no test and no paper. Instead, participants merely settle... for a B+. Rosie also heartily recommends Environmental Law for a quick B served on a silver Zyg Platter. In fact, the Law School will discontinue the present motto, "ever to excel", and replace it with, "you can pay, you can stay."

Who attended the simulated Bar Review on March 18th? The administration figured that after the Saint Patty's blowout the day before, the admitted applicants would be greeted by a better behaved and more subdued law school student community. The result was that any prospective student, who donned one of those stupid nametags and attended this "party", thinks that Bar Review consists of a group of representatives from the various student organizations dressed semi-formally having quiet discussions in a music-less room. Boy, that would certainly encourage me to call up Louise Clark immediately and tell

her that I want "in". The administration also scheduled a "mock class" for the prospective first-years. I assume mock crossword puzzles were distributed to the students in the back row of Room 411. Rosie doesn't know who taught the mock class, but suggests that Professor Katz did it, since most students consider his lectures a mockery anyway. In any event the simulated class should adequately prepare these potential students for Moot Court and Mock Trial at BCLS, eventually culminating in Mock Placement assistance, a Moot Job and Monopoly money upon graduation.

Another not event on campus which should garner the attention of the in-depth *Alledger* Sports section is the upcoming BCLS Publications Basketball Tournament to be held in the ultramodern Quonset Hut. The law reviews, the U.C.C. Reporter and the *Alledger* will comprise the field of six teams. Originally, Tom Kerner had omitted the *Alledger* from the contenders, claiming that it was not a BCLS publication. However, Rosie convinced him that, since our subscription totals over 800 people (including faculty, the law library and the students) and no law review on campus reaches 100, the *Alledger* is in fact the most prominent BCLS publication. By the way in the interest of full disclosure the subscription totals for the law reviews at BCLS are:

1. Generic - 98 (97 law libraries and Judge Nelson).
2. Third World Law Journal - (3 in the Western Hemisphere).
3. Environmental Affairs - 12 (11 communes in the Pacific Northeast

and the estate of Ewell Gibbons).
4. International & Comparative N/A (it's been so long since they put one out, they can't remember who wanted one!)

Speaking of law school publications, is there anything so informative and concise as the Counselor? In fact, the only aspect of the Counselor that detracts from ol' Rosie's reading pleasure is the recurring LSA poll. Not only does the usual LSA poll deal with such pressing campus issues as snow removal and street hockey in the Quonset Hut, but also it attracts the response of at least 3% of the student body. For instance, the results of the last LSA poll was: Affirmative-4; Negative-2; and 1 ballot invalid because both responses were checked off.

Finally, Rosie would like to ask the administration to get moving on hosting the MPRE's next year. BCLS third-years got shipped off to such fine academic institutions as Salem State, Aquinas Junior College and Merrimack College to take this silly requirement for most state bars. At Aquinas the examination was administered by a group of nuns! Apparently, if one of the penguins caught you glancing over at another examinee's desk, she'd give you a rap across the hands with a wooden ruler. Salem State crowded about 120 people into a room the size of 402, so that every five minutes you'd have the obese proctor's belt-line about three inches from your face. Well, here's this bi-week's lookalikes. It's only a small step from the Land of Make Believe to Federal Wealth Transfer Tax, isn't it.



Professor Ault



Mister Fred Rogers

LSA Update

by Alicia Murphy

Graduation As one of the upcoming events for the class of 1988, the LSA will be sponsoring a nighttime cruise on the Boston Harbor. The cruise will take place on May 24th from 9 p.m. - 12, and will be leaving from Long Wharf. The ship will be the *Martha Washington* chartered from the Massachusetts Bay line. There will be a D.J., free food and a cash bar. Tickets are only \$5 per person and will go on sale April 4th. Significant others are more than welcome.

Field Day The LSA Field Day will be held on Friday, April 22. For all the first years and anyone who may have missed this event last year, it's a great opportunity to relax, drink beer and watch students and faculty attempt to display their athletic abilities on a Friday afternoon. The afternoon's events will include the student-faculty basketball game, the finals of the B.C.L.S. Publications basketball tournament, relay races and of course the infamous tug of war. The LSA is actively recruiting basketball players from all classes in a desperate attempt to avenge last year's disappointing loss to the faculty so if you are interested, please speak to one of the LSA Reps.

Oops, We Goofed Again!

The editorial staff extends its apologies to Roy Gardner and Melissa Clark whose by-lines were inadvertently left off their front page stories in the March 11th edition. Roy wrote the piece on Judge Bork's address at B.C. and Melissa interviewed Lindsay Carlisle about the current state of our financial assistance.

Elections LSA elections will be held on April 20 - 21, the winners to be announced at Field Day on Friday. Petitions will be available on April 1 and will be due on the eighth so start planning your campaigns soon!!

Softball The softball championships rescheduled from the fall will be held on Saturday, April 23. Details will be forthcoming. If you have any questions, contact Tom Knowlton or Geoff Shapiro.

Miscellaneous The LSA is currently working with the BSA to plan a reception for judges, bailiffs, witnesses and all others who have participated in student competitions this year. Watch the Counselor for further announcements.

Starting this week, the LSA will be purchasing a number of magazines, including *Time*, *Rolling Stone*, *Sports Illustrated* and *People*, which will be left in the Student Lounge for everyone to read. We hope to be able to continue this activity without any fear that magazines may start to mysteriously disappear so please give us your cooperation.

The LSA is also working on getting another hour a week at the Plex, in addition to the time currently reserved for basketball, for those who are interested in karate.

The LSA has arranged for the administration to purchase three new picnic tables for the courtyard outside the library so if the weather warms up before finals there will be a place for people to relax and enjoy the sun.

Finally all indications are that the computers should be installed in the library by the time this article is published. If they are not, keep your fingers crossed, it should be Very Soon!!!

Graduation Gala Ball

by Shawn Sullivan

On Thursday evening, May 26, the Class of 1988 will hold its Graduation Gala Ball at the majestic Crane Estate in Ipswich, Massachusetts. The Crane Mansion, and its surrounding grounds has been the filming site for several movies, including the recent *Witches of Eastwick*. Located about an hour's drive north of the campus, the estate has a beautiful ocean view.

Those wise enough to attend the Ball are assured of a wonderful evening, beginning with the soothing sounds of a string quartet from 7-9 p.m. The tempo will increase as a live band offers dancing from 9 p.m.-midnight. Sumptuous appetizers,

hors d'oeuvres and desserts, substantial enough to satisfy even the hearty appetite, will be served throughout the evening. A cash bar will be available for all who wish to partake in the "spirit" of the evening. Luxury motor coach transportation, available for a nominal fee, will be provided to everyone who indicates by April 14th, their desire to utilize such travel.

Be sure to join your classmates in fettering the end of our law school career, in what will certainly prove to be The social event of our three year internment. Tickets to the black-tie optional Ball will go on sale beginning Monday, April 11, in the cafeteria, for \$25.

Mock Trial Team Heads to National Finals

Bernie Pellegrino

The BCLS Mock Trial teams dominated this year's Northeast Regionals, with both squads advancing to the Nationals in Dallas, Texas from March 24-26. The BC L team

Jack Cinquergrana, the team coach, was thrilled by the performance of both BCLS squads. BC's last appearance in the finals was in 1981. Mary Jo Johnson received top



The BCLS teams pose with the Regionals Trophy

PHOTO BY LEON RODRIGUEZ

comprised of Michael Perino, Mary Jo Johnson and Leon Rodriguez won the title defeating the BC A team of Meg Mahoney, Chris Dillon and Linda Or in the final round. By virtue of their one-two finish, both teams earned the right to compete in Dallas against 20 schools from the 10 other regions.

honors as the region's best advocate.

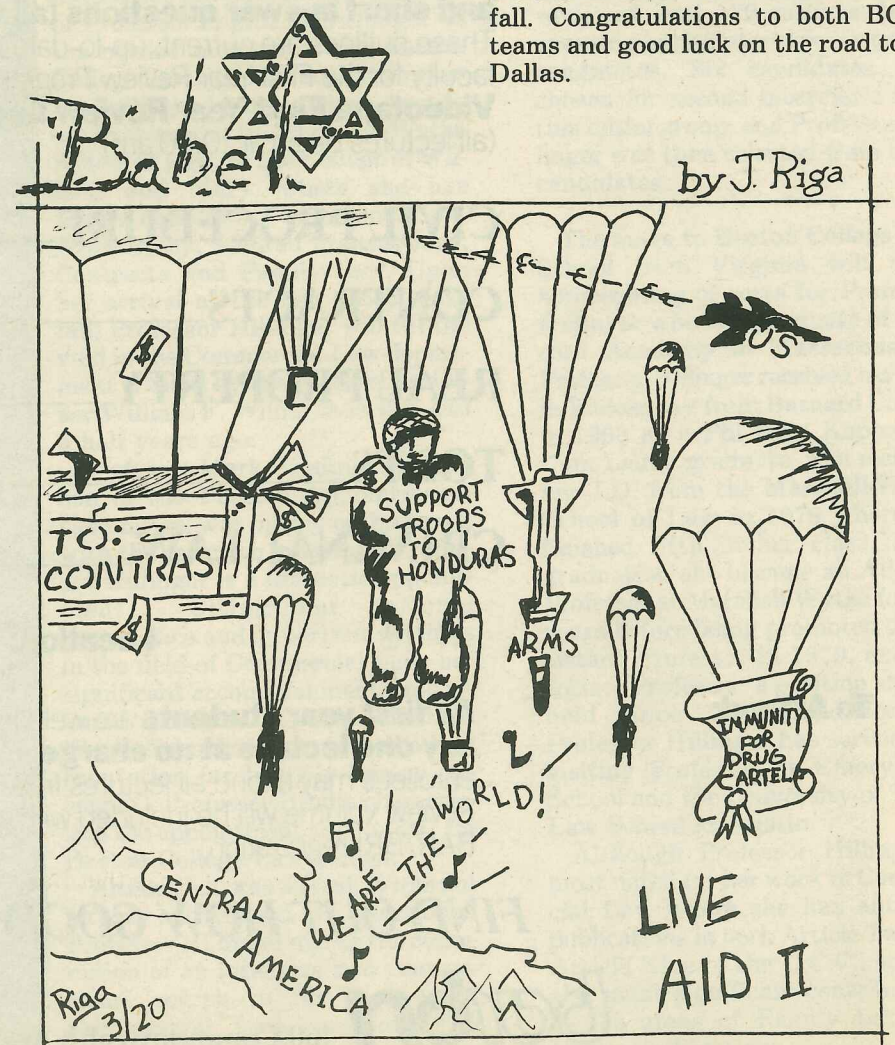
As a result of their success at the Regionals, both squads enter the Nationals confident of their ability to perform at the level necessary to bring the title home.

Probably the most important factor for the teams' success at the regionals was the high quality of BC's own Mock Trial format this fall. Congratulations to both BC teams and good luck on the road to Dallas.

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CIVIL PROCEDURE
CONTRACTS
REAL PROPERTY
TORTS
CRIMINAL LAW

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FIRST YEAR REVIEW

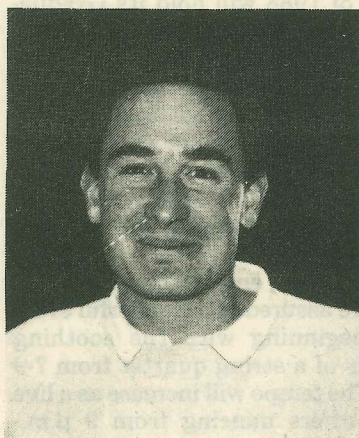


VIEWPOINT: How Do You Feel About the Social Life at the Law School?

By Cecile Garcia and Bernie Pelligrino



Aaron Nisenson, 1L
"If there was Bar Review every day it would be a lot better."



Grant Levy, 3L
"I've always had a good time except for those parties at Willow Street."



Larry Holland, 2L
"And I thought Notre Dame was bad."



Martha Zackin, 2L
"What social life?"



Lori Grifa, 3L
"The law school is the center of my social universe."



Rick Gemma, 3L
"With the California Street gang in charge (i.e. the luge run), the social life has been fine but I think there should be more nude beach parties this spring."



Linda Or, 3L
"I think it's petty good but the 3L's don't get to see each other much anymore."



Steve Kelly, 2L
"It's too sobering a thought."

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Videotape First Year Review Lecture Schedule, 1988
(all lectures begin at 10:00 am)

CIVIL PROCEDURE _____ **Monday, April 4**

CONTRACTS _____ **Friday, April 8**

REAL PROPERTY _____ **Monday, April 11**

TORTS _____ **Friday, April 15**

CRIMINAL LAW _____ **Monday, April 18**

Location:

To Attend:

All first year students are welcome to attend **any one lecture at no charge.** BAR/BRI enrollees may attend all lectures free. A First Year Review Volume will be included with your \$50 BAR/BRI registration.

At the BAR/BRI office, 160 Commonwealth Ave. (side entrance at 290 Dartmouth St.) in the Lower Concourse classroom — by T, take Green Line to Copley Station.

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ANCEMENTS (E.P.T.L. §2-1.5)

It is an irrevocable transfer of property to another which is intended to satisfy wholly or partially an expected distribution to that person's estate. An advancement will affect the distribution of the testator's estate the amount of the advancement is treated as though it were part of and distributed from the estate to the heir.

1. Requirement of a Writing

Transfer of property to constitute an advancement under the statute, the donor must sign a written instrument contemporaneously with the gift or other transfer of property. Alternatively, the donee, acknowledging the gift, must sign a written statement of the donor's intent to make an advancement.

SMH

BAR REVIEW

2. Calculation

Where there is an advancement, the amount of the advancement and shares are then determined. The amount of the share of the person receiving it is determined by dividing the share of the person receiving it by the number of heirs in an estate of \$12,000.

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Hillinger Selected For Commercial Law Post

by Mark Lavoie

The Faculty Appointments committee has announced the selection of Professor Ingrid M. Hillinger as the newest member of the Boston College Law School Faculty. Professor Hillinger is currently an Associate Professor at the Marshall-Wythe School of Law, at the College of William and Mary, where she has taught courses in Commercial Law, Bankruptcy, Secured Transactions, Contracts and Family Law. Upon her arrival at the law school next fall, Professor Hillinger will fill the void in the Commercial Law department created by the death of professor William F. Willier over two and a half years ago.

Professor Mark Brodin, Chairperson of the Faculty Appointments Committee, was openly enthusiastic with the selection, stating: "Professor Hillinger is a fantastic appointment." Citing her national prominence and important writings in the field of Commercial Law, her significant accomplishments and tenured position at the Marshall-Wythe School of Law, as well as her reputation for being a "great colleague", Professor Brodin characterized the appointment as a "steal" for Boston College Law School.

Although it was a steal, it was not an easy one. Indeed, the selection of Professor Hillinger marks the culmination of an intensive two year national search to fill the vacant Commercial Law position. The Faculty Appointments Committee,

which consists of twelve faculty members and three students, reviewed over 120 resumes before granting initial interviews to twenty candidates. Six candidates were chosen for second interviews from this initial group, and Professor Hillinger was then selected from these candidates.

The move to Boston College Law School from Virginia will be a homecoming of sorts for Professor Hillinger who is a graduate of Concord Academy in Massachusetts. Professor Hillinger received her A.B. in Philosophy from Barnard College in 1968 as a Phi Beta Kappa and Cum Laude graduate. She received her J.D. from the Marshall-Wythe School of Law in 1976 where she finished fifth in her class. After graduation she became an Adjunct Professor at Marshall-Wythe for two years before being promoted to Assistant Professor in 1979, and Associate Professor, a position she has held since 1983. Additionally, Professor Hillinger has served as a visiting professor at Emory Law School and the University of Texas Law School at Austin.

Although Professor Hillinger is most noted for her work in Commercial Law where she has authored publications in both Article Two and Article Nine of the U.C.C., she has also made significant contributions in the areas of Family Law and Domestic Relations.

credit hours. the course will be taught for almost the full year. The Committee was concerned that the students were not given adequate time in the one semester course to develop their research, writing and analytical skills. Additionally, some faculty noted a decrease in the writing skills of students under the experimental curriculum. Students also consistently commented that they would like more LRW in the first year.

The Chair of the EPC, Zyg Plater, was very proud of how the subcom-

mittee performed. The process of revising the first year curriculum was started over two years ago by Judy McMorrow. The faculty has since devoted numerous hours of debate in full session discussing the revisions. Professor Plater felt that this debate is "what law school is all about". The Committee, he said, was faced with a series of impossibilities, and were able to achieve much of the educational goals, while avoiding curriculum and scheduling problems. He further commented that it was a "good process" which

resulted in a "good product".

The members of the first-year curriculum committee, co-chaired by Judy McMorrow and Frank Upham, included Professors: Bloom, Blum, Brown, Fox, Gionfriddo, Hamby, Lichtenstein, Liebman, Loder and Dean Smith, along with law students Rona Gregory, Cheryl Maier and Kevin Curtin.

Kevin Curtin, one of the student representatives, commented that the students were well represented and very active in the process. He said that the Committee worked very

hard to accommodate students' concerns and attempted to make the first year of law school less stressful by structuring the curriculum to space out finals and decrease the number of courses students were taking at any one time. Curtin commented that the Committee was not affected by the "prevailing mentality that the first-year of law school is a right of passage, or that law school should be a type of bootcamp for workaholics".

BCLS should be grateful for the time and dedication that was involved in revising the first-year curriculum. Let's hope it works. The class of 1991 will be the first to find out.

FIRST SEMESTER				SECOND SEMESTER		
9/2-9/9	9/12-12/16 (14 weeks)	12/19-23 (exams)	1/9-2/3 (4 wks)	2/6-11 (exams)	2/20-5/12 (12 wks)	5/17-23 (exams)
Fundtls. (12hrs)	Civil Proc. (4x) Com.Law I (4x) Com.Law II (3x) Leg. R&W (2x) Const'l Law (3x)	mid. yr. mid. yr. mid yr. final	Civil Proc. (4x) Com.Law I (4x) ----- Com.Law III (4.5x) ILPR (3x)	final final ----- Com.Law III (4.5x) ILPR (3x)	Com. Law II (4x) LR&W (3.5x) Com.Law III (4.5x) ILPR (3x)	final final [final?]

ABA NEWS

Hello from the B.C. chapter of the Law Student Division (more affectionately known as the LSD) of the ABA. Despite rumours to the contrary we are alive and well and liv-

ing in L114 next to JLSA, LALSA and BALSA. Thanks to the efforts of our friendly neighborhood LSA we acquired the office space this semester. I'm here now to tell you what has been, is, and will be going on.

To begin with the officers of the B.C.ABA are: Tony Roncalli and

Cindy Slawek, co-chairpersons; Hal-lie Miller, Treasurer; Susan Henry, Secretary, and Andrea Brantner and Jack Sylvia, LSD Reps. It has been a somewhat quiet year so far, but nonetheless we have been active. In the fall we donated money to help PILF bring Ralph Nader to B.C. to speak. Early this semester we organized and ran the 1988 Regional Client Counseling Competition. We also sold "Case Briefs" which are just that, jockey shorts with famous cases printed on them. They were a highly popular item and will probably be sold again in a cafeteria near you.

Currently we are working on refur-

bishing our office and planning activities for the Spring. Some of those plans are our Spring Membership Drive, working with the LSA to bring in a speaker, and organizing a fun run, "Race Judicata", with other area law schools to be run April 16 to benefit the Greater Boston Legal Services.

This is really just a quick list of what we're doing. If you are interested in joining the ABA or would like to know more about us please contact any one of the officers listed above. We invited anyone who's interested to attend meetings. If your group would like support in some project, just let us know.

The SMH Approach

Expert Lecturers

"I found your thorough, no-nonsense teaching style very helpful . . . I am sure that concentration on fundamentals of test-taking spelled the difference."



SMH
BAR REVIEW

HHR Conference Set

The coordinators of the Holocaust/Human Rights Research Project are pleased to announce our Third International Conference on Holocaust and Human Rights Law. The conference will be held on Sunday, April 10 and Monday, April 11. It will bring together some of the world's most renowned experts on anti-persecutor legislation as well as participants in war crimes trials from several foreign countries.

Sunday, April 10

Panel 1: Legal Responses to World War II Persecutors: New Efforts at an Era's End

This panel will explore the recent legislative developments in Canada, England, and Australia pertaining to World War II persecutors and compare them to the American legal approach.

Panel 2: Eastern European Legal Responses to World War II Persecutors

This panel will provide an interdisciplinary perspective on the Holocaust in a legal and historical context. Panelists will discuss the problems associated with oral testimonies, the courtroom responses to survivor witnesses, and the difference between the historical and legal approach to the fact-finding process in light of current developments in German revisionist history.

Monday, April 11

Panel 1: Recent Prosecutions of Persecutors: An Update

This panel will update the audience on the Demjanjuk and Barbie cases, as well as the recent activities of the Office of Special Investigations in the United States.

Panel 2: Western European Trials of Persecutors: Two Contexts

This panel will examine two Western European country's responses to war criminals by government officials who participated in the prosecutions.

Panel 3: Special Topics in U.S. Immigration Policy

This panel will focus on several issues, among those being the tension between national security and human rights and refugee concerns versus human rights violations.

Panel 4: A Debate on Extraterritorial Jurisdiction

This panel will raise the legal arguments for and against allowing a nation to try human rights persecutors who committed their crimes long ago on foreign soil.

Among those appearing at the conference are: Elizabeth Holtzman (Brooklyn, NY), Colonel G.I.A.D. Draper (Sussex, England), Paul Brilman (Amsterdam, Holland), Robert Greenwood (Sydney, Australia), Marian Mushkat (Tel Aviv, Israel), David Ruzie (Paris, France), Jules Deschenes (Ottawa, Canada), Bruce Einhorn (Washington, DC)

MARK YOUR CALENDARS! The Annual Spring Telethon is scheduled for Monday through Thursday evenings, April 11-14, in More Hall on the Chestnut Hill Campus. All members of the Law School community are cordially invited to participate in this event. A buffet dinner will begin at 5:30 p.m., followed by calling until approximately 9:00 p.m. The Telethon has proven to be a very effective way of raising funds for the Law School. If you wish to attend one or more evenings, please deposit in the Law School Fund campus mailbox, a note with your name and the evening(s) you plan to attend. Debbi MacFail or Linda Glennon at the Law School Fund Office will be happy to answer any questions at x3734, or stop by the Development Office on the second floor of Barat House. Dean DiLuna will also have a sign-up sheet available in her office.

D.O.A. Survives Strict Security

by Paul A. Nappi

Police officers stand around an interrogation room focussing their attention on a weary, weakened man coughing and gagging in front of a video camera perched nearby waiting to capture the man's every syllable. In talking with the police, the man claims that a murder has occurred. When asked who was murdered, the man responds, "I was murdered D.O.A." At this point, the film launches into the story, recounting the last 36 hours of the life of Dexter Cornell.

Dennis Quaid plays Dexter Cornell, the published novelist and burned-out English professor whose secure position on a university faculty provides a nice shelter from his fears of artistic failure. Cornell's youthful passion and fire for life have long since dwindled to a mere flicker, resulting in the destruction

of his marriage with his wife Gail (played by Jane Kaczmarek). To add to his troubles, Cornell must also contend with Nick Lang, a high-strung precocious student intent on becoming a novelist. Having relinquished his first novel to his mentor for critical appraisal, Lang hounds Cornell for professional feedback. Cornell, tormented by his own problems, hasn't got much time for his anxious student. Before long, Cornell discovers that he hasn't got much time for anything at all. Lang, moments after nagging Cornell about his novel, winds up dead in an apparent suicide. As if the student's suicide wasn't enough, Cornell inadvertently realizes that his wife had been sleeping with Lang. Later, Cornell finds solace first in the comfort of numerous martini glasses at a local bar and then, after a case of the beer goggles, in the warmth of a freshman student's bed (where he

passes out before even a good night kiss). Awakening the next day with a seemingly bad hangover, Cornell goes to the campus infirmary where he discovers that the cause of his illness was not an overdose of martinis, but instead, an excessive dosage of radium chloride, a slow acting poison that he had ingested. This poison, however, has no antidote and Cornell realizes that he only has twenty-four hours to live. (I'd say that Dex has had a *really* bad day).

From this point, the film shifts into high gear as Dexter Cornell races against the clock to determine who "murdered" him. spends most of his remaining hours following a trail that brings him no closer to his killer than when he started. Finally, with virtually no life left, Cornell accidentally stumbles onto the clue that unlocks the puzzle for him and reveals the killer.

D.O.A. is a remake of a 1949 film of the same name starring Edmund O'Brien in the leading role. *D.O.A.* is one of the more entertaining suspense films that has been released in the last few months. From the moment that Cornell realizes that he only has twenty-four hours to live, the tension builds and keeps the viewer on edge until the mystery is solved in the final moments of the film. The suspense in this film is achieved not through the use of scare techniques, used in thrillers

such as *Fatal Attraction*, but instead, through a plot that takes a sufficient number of twists and turns, leading Cornell down dead-end trails, until the final twist during the climax when the real murderer is revealed. The film creates a constant tension level once the clock begins to tick against Cornell after he discovers that he has been poisoned. Whereas most suspense films rely on a series of "shock sequences" in which tension builds to a crescendo in anticipation of a surprise, this film keeps a steady undercurrent of tension. The viewer already knows what will ultimately happen to the protagonist, but the real tension lies in watching the hero struggle with every last moment of his life to accomplish a Herculean task, knowing the entire time that he will be dead in a few hours. He lives the last twenty-four hours of his life with more burning intensity and passion than most people ever feel in a lifetime.

Dennis Quaid delivers an outstanding performance as Dexter Cornell, a man whose life has been tragically cut short by a murderer, but who has just enough time to solve his own murder. Quaid, who usually brings a requisite amount of subdued cockiness to his roles with his boyish grin and deep-set eyes, paints an entirely different portrait of a man who doesn't have all of the answers, but instead, struggles in his dying moments to find some of them. In less than a year, Quaid has been in four popular movies: *Inner-space*, *The Big Easy*, *Suspect* and *D.O.A.* With a number of lesser known movies under his belt, and an excellent performance as Gordon "Gordo" Cooper in *The Right Stuff*, Quaid has demonstrated that he will be a cinematic force to contend with in the near future. Meg Ryan also delivers a fine performance as the naive co-ed who gets dragged into the mystery because of a simple crush that she had on her English professor. Although creating the impression of a ditz airhead, Ryan's character seems to turn the tables on Cornell by teaching him a thing or two about enjoying life and not taking people for granted. Directed by Rocky Morton and Annabel Jankel, and based on a screenplay written by Charles Edward Pogue (*The Fly*, *Psycho III*), *D.O.A.* is a fine thriller that comes highly recommended.

The SMH Approach

Question Practice

"I saw some of your competitors' products, and honestly, all they have is substantive law. The "practice" element on questions is missing."

Questions 35-38 are based upon the following situation:

Victim, injured by Driver in an auto accident, employed attorney First to represent him in the matter. Victim was chronically insolvent and expressed doubt whether he could promptly get necessary medical treatment. Accordingly, First wrote into their contract his promise to Victim "to pay from any settlement with Driver compensation to any physician who provides professional services for Victim's injuries." The contract also provided that First's duties were to be performed on an immediate basis. First then sought a copy of his contract with Driver. First then asked First about a bill, but First requested a copy of his employment contract.

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BAR REVIEW

The Jury's In on Dining Out:

Cambridge Offers Cajun Cooking

by Natalie Stella,
Asparagus at LAW

We all know that Cajun food has become the new dining experience for the "in" crowd. However, one begins to wonder just how authentic the meal is when the chef is from New York and speaks with an English accent. If you want the *real* thing, try Huval's Cajun Restaurant near Fresh Pond Circle, Cambridge (661-4504). The owner, Ike Huval, is directly from the Louisiana bayous and even the chef and staff are imported from Cajun country.

The menu is distinctly Cajun since it is kept simple. Appetizers include bite-sized fried catfish, fried crawfish, seafood gumbo (a soup-like dish with shrimp, crawfish, crabmeat & oysters with rice), and the Cajun delicacy of fried alligator. Really, the alligator tastes better than it sounds and I suggest that you try it. All of the appetizers range in price from \$3.95 to \$5.95. The specialties include red beans and rice with sausage for \$6.95, Chicken or seafood gumbo for \$7.95, Alligator sauce piquante for \$10.50, and Ca-

jun popcorn (fried crawfish) for \$11.50. There's also blackened redfish for \$12.95, and broiled or crabmeat stuffed red snapper for those less adventurous. I strongly suggest that you try the shrimp or crawfish etouffe (a2fay)-the ultimate in Cajun dining. It is served in a butter sauce over rice and is slightly spicy. None of the food is too spicy, but for those who like their food spicier, there is Louisiana hot sauce and red pepper on every table. They also have "Po-Boy Sandwiches" which is a Cajun sub. There are shrimp, catfish, oyster, hamburger, and cheeseburger each for \$3.95.

As Ike Huval explains, Cajun food is not fancy. Ike serves homestyle cooking with big portions in a homestyle way. The deserts are fresh baked on the premises daily and the warm pecan pie I had was the best that I ever tasted. All in all, if you want a true Cajun dining experience without having to fly to Breau Bridge, Louisiana, go to Huval's and don't forget to tell them that you go to B.C. Law and know a Cajun guy named Quinn Hebert. You'll be sure to get special treatment. Until next time, good dining.

ALLEDGER SPORTS

Red Sox Ramblings; the *Alledger* Opening Day Preview

by Dave Rocchio

In two weeks the boys of summer head north from the warmth of Winter Haven to the frigid air of Boston. The story which follows has neither any bearing on the outcome of the upcoming baseball season nor any basis in fact, but, as with all sports writing, speaks with authority.

The Boston Red Sox' mound masters for '88 are to the Red Sox what the Aircraft carrier was to the U.S. Navy in WWII. Roger Clemens mows down all hitters he faces. (For some reason it appears he pitches only against Kansas City in Spring Training—he's struck out most of those boys twice—this means either that Roger is great or Kansas City is in for a long summer.) Bruce Hurst suffered from a vexing case of Mono, and is only recently recovered. Mr. Hurst has to worry about being able to pitch as well late in the season as he is pitching right now. Dennis Boyd should be at Cy Young strength walking around with his baby boy introducing him to anyone who is near. He works hard and has the dedication of a priest. The Can aims his pitches with the precision of a exocet missile. The man's work is art. Jeff Sellers doesn't like his job, but will hopefully win games anyway. Roger Clemens has made Sellers his protege, which has to date done no good. (Sellers doesn't join his mentor in the three-hour daily iron-man workouts the Rocket man hosts.) Releasing Mike Smithson may be the worst mistake the Min-

nesota Twins ever made. So far he has pitched like a surgeon: placement, placement, placement. Lee Smith is a big man. Lee Smith throws the ball 98 miles per hour. Sparky Anderson put it best in his oft repeated quote: "now we have seven innings to beat the Red Sox."

The infield is steady, slow and all smiles. Dwight Evans should have a year like last. The outfield is where the drama is.

Ellis Burks was having a great spring and should be ready to break Brady Anderson's or Todd Benzing's heart by opening day. He is a great ballplayer: fast, big bat, signs tons of autographs before each game, and talks to the fans in center field. Jim Rice is on the comeback trail. He actually seems happy for the first time in fifteen years in Boston (smiles on TV alot, signs autographs in Florida, calls his teammates by their first names, hasn't punched Dan "I hate Boston" Shaughnessy (yet). Jimbo has the most in common with Mike Greenwell (the only player he doesn't call by his first name). Neither can run, both hit like machines, and neither gives good interviews.

The Jim Rice, Ellis Burks, Mike Greenwell/Brady Anderson outfield is a great one if (a) Ellis Burks runs like hell on every fly ball, (b) Jim Ed hits the ball (which he has been doing all spring—they've just all been caught) and (c) Brady Anderson gets to play. Which brings up Todd Benzing and Sam Horn. Trade 'em. (Even though ole' Sam is a hero of the kids at Fenway and should hit

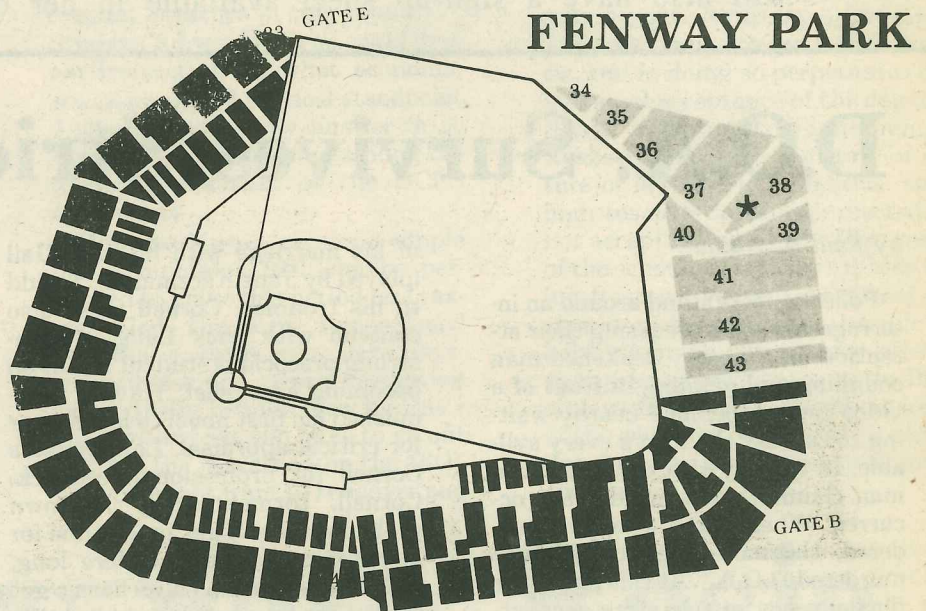
50 moon shots this summer).

Rich Gedman is back. He works all day every day on his hitting with guru Walt. So far in spring training he's hit only one home run but he's given all major league outfielders lots of running work. "Geddy the Millionaire," as we in the press call him, is on the comeback trail.

Finally, Bob Stanley can't pitch

(just yet) but looks great.

Go Sox go. At this point I'd make the *Alledger* prediction of 100 wins, a Cy Young, leaders in strike outs, hits, home runs, runs scored, on base percentage, and league MVP all from the hometown boys, but this is Boston and we all know what happened last time. No predictions. Talk to you in late October, Mr. Bazarian.



Asterisk marks location of BCLS' Opening Day Contingent

From the Court to the Courtroom

by Chris McCarthy

If highly touted Big East champion Syracuse had made it to the Final Four, Kirk Jackson would have been wearing an extra-wide smile. Maybe he would have donned his own Final Four mementos, a white gold diamond ring and watch, for old times' sake. . . . After all, he was there.

The affable 1L was a veteran of the 1974-75 Syracuse team that weathered March Madness before bowing out to Kentucky in the semifinals in San Diego. He has been called-up as a varsity reserve two-thirds of the way through the season, and, next thing he knew, the Orange had captured the ECAC title and won the Mid-East Regional and were on to San Diego. Jackson now found himself at courtside with some of the ballplayers he had grown up watching on TV, like Phil Ford and David Thompson.

UCLA prevailed that year and sent its legendary coach, John Wooden into retirement. The Orange finished fourth, but the experience was a once-in-a-lifetime thrill.

"I remember how crazy the students friends got. You knew your friends at home were watching TV and you'd look to see the cameras," recalled Jackson. But all of this hoopla wasn't too bad, as Jackson didn't enter Syracuse with basketball atop his agenda. Along these lines, Jackson observed that "My greatest asset was my mind, more than my 20-foot jump shot. In fact, the mind had gotten him an academic scholarship to the school.

However, during the summer before his freshman year, Jackson joined forces with another walk-on aspirant and started taking on Syracuse's new recruits on city playgrounds. Jackson cited it as a Syracuse tradition to try to beat the guys that play for the University. The recruits couldn't beat him, so they joined him. . . . with the team, that is.

The 6'1", 160-pound guard who had helped Yonkers (NY) High School to a state ranking of fourth had won a spot on the Syracuse freshman team. This squad emerged

as the highest scoring freshman team in the country. In fact, Jackson jokingly asserts that the team was so good that "the coaches could have gone into the stands and drank beer and we still would have won."

Kirk's perimeter shooting and defense helped him move up to the junior varsity the next year. Late that season he got the call that led to the Final Four. However, the euphoria ended soon enough. Midway through his junior year Kirk decided that five and a half hours in the gym each day to sit on the bench wasn't worth the commitment. Of course, he still hung out with the team and hosted recruits, like Louis Orr, that helped turn Syracuse into a national force in the late 1970's.

Besides, Jackson had other goals. One was graduation and further education (like law school and a nearly completed Masters in Public Administration) and another was politics. In fact, his post-graduation bid to become Yonkers' first black elected official fell a scant 94 votes short. Not bad for a man just out of college. Even today, he's still considering running for office on a statewide or higher level.

After working for insurance and communications companies and serving a stint in the army, Jackson set off to the Heights where he has won a LSA seat and chairs the BLSA for the combined Boston Area Law Schools. Jackson feels that "Most schools in the area don't have overt racial problems, but that's not to say there aren't any racial undertones. There are some anti-minority sentiments." He further emphasizes the importance of a diverse student body and faculty at BCLS.

Curiously, Jackson was conspicuously absent from the 1988 BCLS hoop squad, which undoubtedly would have cruised to the Final Four with him. However, after two knee operations, he doesn't play the game anymore. Rather, he concentrates on his first love, tennis.

Of course, there's still Orange in his blood. Last year his phone bills hit the ozone when he started calling his old teammates to talk about the good old days. Still, he hasn't done badly for a walk-on.

The SMH Approach

We Put It All Together

"The course was well structured and sensibly paced . . ."

	TUES	WED	THURS
23	Multistate Contracts I 24	Multistate Contracts II/Sales 25	Multistate Contracts & Sales Questions 26
30	Multistate Torts II 31	Multistate Torts Questions 1	Multistate Property I 2
6	Multistate Con. Law I 7	Multistate Con. Law II 8	
13	Multistate Criminal Law II 14	Multistate Criminal Law Questions 15	Multistate Evidence I 16
20	Introduction Dom. Relations Lecture & Essays 21	Civil Procedure Lecture 22	Civil Procedure Essays 23
27	Wills Essays 28		Multistate Practice Exam (9-5) 30
4	U.C.C. 5		Business Assoc. Lecture & Essays 6
11	Contract 12		Tax Essays 1
18			
25	Essay Exam 26	Multistate Exam 27	

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