Pasternak, Agnew Win

On Saturday, March 12, 1966, the Annual Dinner Dance, sponsored by the Student Bar Association, was held at the Falcon House in Havertown, Pennsylvania. The dinner dance, the major social function of the academic year, as evidenced by the formal attire of many in attendance, was an overwhelming success, with over 600 people present. A cocktail hour was the prelude to a fine chicken dinner, followed by dancing to the music of Nick Ruben’s band until one o’clock in the morning.

The highlight of the evening was the presentation by Dean Harold Gill Roscheisen, of the academic awards to those students who have excelled in the respective courses of law study for the year 1964-65. The awards were as follows: The Roman Catholic High School Alumni Association Award given to the student who attains the highest average for the first year of law study for the year 1964-65. The Robert C. Duffy Administrative Law Prize for outstanding achievement in that course to Edward J. O’Malley; The Lawyer’s Title Award for the highest grades in the property courses to Laurence P. Melia and Joseph A. Tate; The Herman J. Obert Award for the highest grade in the course on corporations, also to Joseph A. Tate; The Reverend Joseph Ullman Award for the highest grade in criminal law to Thomas P. Carroll.

The Vincent A. Carroll Award to the student who attains the highest cumulative average for both semesters of the second year of law study to Miss Dolores B.ensus; The James Rinaldi Award to the student who has made an outstanding contribution in classroom work of the first year to Raymond T. Levtulle; The Rose B. Rinaldi Award for outstanding contribution in the classroom work of the second year to J. Edmund Mullin; The Law Alumni Award presented to the third year student who in the opinion of the faculty has shown the greatest scholastic improvement (Continued on Page 2, Col. 2).

Robert J. Levis ’59, of Levis & Wolf, delivered the address of congratulations. The address was delivered by a member of the Student Bar Association, was held at the Falcon House in Havertown, Pennsylvania. The dinner dance, the major social function of the academic year, as evidenced by the formal attire of many in attendance, was an overwhelming success, with over 600 people present. A cocktail hour was the prelude to a fine chicken dinner, followed by dancing to the music of Nick Ruben’s band until one o’clock in the morning.

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State Compensation for Crime Victims

In both Pennsylvania and New Jersey important steps have been taken toward the adoption of programs for the compensation of victims of violent crime. The last session of the Pennsylvania legislature saw the proposal of House Bill 2136 which provided for the expansion of the state welfare system to include payments on the basis of need to the families of persons killed and to the victims and families of persons incapacitated through the perpetration of a violent crime. The New Jersey approach, on the other hand, would be to set up a commission to determine awards to victims of violent crime regardless of need. These proposals raise two questions: (1) should victims of violent crime be compensated by the state at all, (2) if so, what is the best method of doing so.

The current thinking among criminologists, sociologists and psychologists is in the direction that crime is a social malady, a cancer in the body of society rather than a congeries of wilful anti-social acts. From this view it would logically follow that it is the concern of society to attempt to cure the disease by removing the criminals from its midst for a period of rehabilitation and to heal the damage caused by it making whole those persons who have been directly affected by it. Even those who do not subscribe to this view of the nature of crime must be disturbed by the anomaly of spending substantial sums on the scientific rehabilitation of the criminal but nothing to compensate the innocent victim no matter how hard hit he is by the crime. Moreover, the rapid expansion of the doctrine of strict liability and the passage and application of workmen’s compensation statutes prove strong evidence that society is generally disposed to compensate those who have been visited with misfortune.

Many eminent Pennsylvanians, including among others Attorney General Alexander and Common Pleas Court Judge Vincent A. Carroll, have urged that Pennsylvania proceed with careful deliberation in entering into this new field of state activity. Insofar as these men urge that no program be adopted until it has been carefully thought out and all its effects explored their suggestions should be heeded. Too often legislation of this type is rushed through slapdash to meet as soon as possible a need of the community with the result that it creates almost as many problems as it solves. However, care should be taken that this legislation is not put off indefinitely in the interests of “further study.”

The Pennsylvania and New Jersey proposals are illustrative of the two general types of program which are in use elsewhere, that is, either the Welfare Department makes the payments to the victims on the basis of need and according to criteria established by it or an independent commission receives evidence of the perpetration of the crime and makes an award to the victim regardless of need. In behalf of the Pennsylvania proposal it may be said that in granting compensation only to those who need it the state will be paying out less money. Since a compensation system is a very expensive proposition, this would seem to be a very important consideration. The New Jersey proposal that awards be made regardless of need is more logically consistent with the theme that crime is a social disease and its victims should be made whole by society and with the analogous theories of workmen’s compensation and strict liability. Perhaps, though, logical consistency should give way to practical considerations of dollars and cents.

If compensation is to be granted on the basis of need then it would seem that the state welfare department is the logical body to administer the system. The welfare department is already set up to make payments on the basis of need; its employees are trained in the determination of the existence of need. On the other hand, the independent commission seems a better vehicle for the awarding of lump sum payments to victims of crime who need only adequate proof of injury and the extent thereof.

Once the overall program is selected there remain problems of administration. For example, how shall a victim prove that he is one? If there were witnesses to the crime and a police report was filled out this hurdle should be easily cleared. But if there are no witnesses and no police report the nature of the injury does not dictate the cause proof that one is entitled to compensation would be difficult indeed. And if no minimum standard of acceptable evidence (for example a police record) were set the door would be open to fraudulent claims. Another problem to be avoided is the “bribe” of medical bills on the theory that “the state is paying for it.”

Adoption of some system of compensating victims of crime is inevitable. But it is hoped that before it is put into effect due consideration will be given to the elimination of slush and wasteful administration.

Annual Alumni Dinner, May 5

The Annual Alumni Dinner will be held May 5, it was announced by Alan Kaufman. Richardson Dilworth, President of the Philadelphia Board of Education, will be the guest speaker.

Many prominent members of the legal community are expected to attend, including Robert P. Johnson, state representative from Montgomery County.

Kaufman said that final arrangements have yet to be made and that anyone desiring further information may obtain it from him as it develops. As such information is received it will appear on the alumni page of this paper.

Law Defined

The word law is of Scandinavian origin. It is defined by the seventh edition of Webster’s New Collegiate Dictionary as “a binding custom or practice of the community.”

Compliments of

Robert M. Bevan

GIRARD TRUST BANK
VILLANOVA OFFICE
From the Dean's Desk

As I See It...
By Harold Gill Reuschlein

Spring is upon us—and with our early commencement this year (Monday, May 16th), the Spring Semester seems busier than ever.

Eary this month, Larry Plick '62, Chairman for the Law School Giving 1966, launched the Annual Giving Campaign. In calling upon a number of you to help by contacting some of your classmates or fellow alumni in your geographical area. Lighten his load and give him the helping hand he deserves. Best of all, if you have not already done so, intereat the reading of this article and mail your check. Our Law Alumni give—and how! Last year you broke all records—84% of you contributed. We are off to a good start, about 20% of you have already contributed. But if your giving is not keeping up with your income, we ask you to see if you can increase your giving just a little. Do it now, and build in glowing satisfaction that only a cheerful giver knows.

Since the last issue of The Docket came to our alumni, we have distributed the new Directory of Law Alumni, listing the 392 living graduates, alphabetically, geographically and by year of graduation. If, somehow, you failed to receive your copy, please let us know. We want you to have your copy on the house.

Before you read this, the 1966 Reimel Moot Court Competition will be history. Participating will be Baltimore, St. John's and Antioch B.A. Agnew, Villanova '55 and Barton A. Pasternack, Temple '64 representing the Chief Justice Stern Law Club, who will argue against F. Wayne Jarman, Pennsylvania '64, and Douglas A. Friedman, University of North Carolina '64 representing the Hughes Law Club. They will argue on Saturday, March 26th, before a distinguished bench presided over by the Honorable Charles S. Dean, and the Chief Judge of the State of New York. His Associates will be Mr. Justice Herbert Cohen of the Supreme Court of Pennsylvania and Judge Austin F. Staley of the United States Court of Appeals, Third Circuit, soon to be his successor, and Chief Judge of the Circuit. On Saturday, April 2, we do welcome to the editors of the Villanova Law Review at the annual Law Review Dinner at Garey Hall. We shall give our appreciation to Gerry Donnelly, St. John's '64, Editor-in-Chief for Volume I and we shall welcome the new Editor-in-Chief, Martin G. McGaun, Villanova '64 and his staff. It should be a gala occasion. Father President expects to be with us. We expect to have two happy surprises. First, the Editors of the Philadelphia Inquirer are returning and our speaker is the inimitable Professor Roberts, now of Cornell. I am delighted to report that our first Editor-in-Chief, Bob Garbarino '56 will be with us and an array of former Editors-in-Chief and Law Review men, such as we have never before welcomed, will return.

Oh, yes, on the evening previous Professor Kenneth B. Clark, Director of Social Dynamics Research Institute of the City University of New York and famed author of The Dark Ghetto will conclude the Law Forum series. We should like to welcome our alumni to this significant meeting at Garey Hall, 8:30 P.M., Friday, April 1.

On Friday, April 19, the Board of Consultants visits Garey Hall for the Annual Day of Visitation. Incidentally, three of our alumni are members of the Board. We expect to increase alumni representation on the Board in the very near future. As most of our readers know, the Day of Visitation marks the occasion when the Board, those dedicated judges and lawyers who advise and counsel with Father President, the dean and the faculty on matters concerning the welfare and development of the School of Law, come, as a group, to Garey Hall.

This year, under the chairmanship of the Honorable William Duffy, President Judge of the Superior Court of Delaware, we shall be dealing with strictly academic problems. We shall present our thinking on ways and means to improve the job we are commissioned to do. Professor Frankino is arranging this phase of the program. We believe it will be profitable to lay before our Consultants our hopes, (Continued on Page 6, Col. 4)
Gilbert Gets Virgin Islands Post
As Attorney General’s Assistant

Frank Gilbert, Class of ’60, has resigned from the District Attorney’s office in Philadelphia to become an assistant attorney general of the Virgin Islands.

His duties, Gilbert said, will be similar to those of a state deputy attorney general in Pennsylvania. He added that he would advise the government on legal matters and would be its advocate in criminal and civil cases.

Gilbert has traveled extensively in the Caribbean area. In December he and his wife, Diane, vacationed on the islands. Expressing his gratitude to Leonard Bredy, executive secretary of the Virgin Islands Chamber of Commerce to whom he sent a letter of resignation in January, Gilbert said he would do his best to serve the territory.

The Gilberts will live in a two-bedroom apartment overlooking the harbor at Charlotte Amalie, the largest town on St. Thomas Island. Their quarters were secured for them by Congressman Mineta.

Gilbert hopes his stay at the islands will give him new insight into the racial problems of this country. Since the Virgin Islands, Gilbert believes, is one of the few places in the world without racial problems, he wants “to see how it works.”

Gilbert graduated from St. Thomas More High School, Villanova University and Villanova University School of Law.

Cardozo Has Club Dinner

On March 3, 1966 the Cardozo Law Club held a dinner in the Cardozo Hall lounge. The affair, attended by thirty-two faculty, alumni and students, commenced at 7 P.M.

Preparations were under the direction of Susan Overtry, Jack McCreesh, Ed Murphy and Robert Mairone. Alumni in attendance included: Esther Sylwester ’64, Kirk Hall ’64, Larry Flick ’62, Thomas Foysey ’57, John Silcox ’63 and John Donohue ’64.

Alumni Notes

Arthur Morgenster ’64 and Gail Schuman, a graduate of Temple University, have announced their engagement.

Congratulations to Joseph J. Mac- hor, Jr. ’60 and his wife, Barbara, on the birth of their fifth child, fourth son, John Vincent, born on February 8, 1966.

Lewis Gold ’52, a former Law Review member, has married the weekend of April 2, 1966.

Thomas J. Cevey ’63 and his wife announced the birth of a son, Donald G. Hiltzer ’62, who had been practicing in New York City, visited Dean Beuchel at the law school last week. Don is presently practicing in Ridell, Louisiana. His address is 2700 Mary Street. Although it is still two and a half weeks before the date of the Law Review dinner, April 2, as we go to press, reservations have been received from sixteen former members of the Villanova Law Review, in addition, four editors-in-chief: Robert P. Garrahan ’66, Volume 1; Thomas E. Eichman ’58, Volume 2; Norman J. Bachovy ’61, of Boston, Mass., Volume 6, and Clark Hodgson ’64, Volume 9.

James Kerwick ’66 and his wife, Susan, became the parents of twins on Monday, March 14, 1966. John Brian and Elizabeth (Libby) de- layed their arrival so that Susan and Jim could attend the Student Bar Dinner Dance on Saturday and the Dean’s Tea on Sunday. The Kerwicks have three other children: Tracy (four years); Michael (two years) and Jamie (fourteen months). Congratulations!

The Vice Dean’s Office continues to receive calls from law firms and other employers seeking Villanova Law School graduates. Those alumni interested in such placement should contact this office.

Bartolini, ’58, Relates Experiences With Recent Legal Practices in Brazil

Anthony L. Bartolini, Class of ’58, is an associate with Dechert, Price & Rhoads in Philadelphia. Tony’s specialty is tax law. Recently his firm sent a family to Brazil for four months where he worked with a Brazilian law firm and spent some weeks in Argentina and Chile. In keep- ing with the practice of informing the alumni of activities of interest by our graduates, we asked Tony to give us a brief account of the purpose of the trip and some impressions.

In representing clients who have substantial investments abroad through subsidiaries, licensing and similar arrangements, our firm has found several years ago that in dealing with foreign lawyers, accountants, bankers, businessmen, etc., it was very important to know how the foreign lawyer and business- man thinks, what his capabilities are, how he does things and in general what is his basic approach to legal problems. We found that this understanding enabled us to present the problems to our foreign correspondent in a more intelligent fashion, understood the answers more readily, achieve rapid resolu- tion of problems and, thus, better represent our clients’ interests.

We also found that this knowl- edge could not be obtained in a li- brary and, accordingly, the firm em- tions in our library journals and services. It has a host of problems which we never have to face. Hopefully, living and work- ing with him helps to obtain a better understanding of the way things are and should be done.

On the non-legal side, the Brazilian have their almost unbelievably friendly attitude have made Brazilian fans of both my wife and me. We had almost no adjustment prob- lems because of the way we were treated and, most important, ac- cepted as friends. In Brazil, at least, we found no “Yankee-go- home” attitude.

At the risk of being pedantic and speaking purely as a layman (the economist and political scientist might disagree) it is my impres- sion that despite the numerous upheavals, governmental attitudes and a myriad of other non-legal causes, I just want to make the point that in dealing with a South American lawyer there is much more involved than being familiar with the law and regulations as far as understanding their library journals and services. It has a host of problems which we never have to face. Hopefully, living and working with him helps to obtain a better understanding of the way things are and should be done.

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J. W. O'Brien Joins Law School Faculty, Ponders New Methods

Professor J. Willard O'Brien, a recent addition to the Law School faculty, comes to Villanova from his native state of New York with a varied and impressive record of experience, both legal and secular.

Attended Fordham

While attending Fordham University, he majored in Political Science, with a minor in Philosophy. Upon his graduation, he served two years in the U.S. Air Force, one in Germany as an Intelligence Officer. After leaving the Air Force, O'Brien returned to Fordham for his LLB. While there, he was editor-in-chief of the Law Review.

Concerned With Student Views

Although the preparation of material keeps him more than busy, O'Brien devotes a great deal of time to the various aspects of legal education. His interest is not limited to the consideration of problems which confront the teacher; he is also concerned with the students' point of view with respect to legal education. He welcomes opportunities to talk with students.

Concerned With Student Views

Professor J. Willard O'Brien discusses a recent development in the law with third year student, Peter John.

Prior to coming to Villanova, O'Brien was associated for five years with the New York firm of Cahill, Gordon, Reindel and O'Brien. Particular emphasis was placed on the defense of private treble damage actions brought under the antitrust laws. This was followed by three years of teaching at Syracuse University College of Law, where he taught Sales, Creditors' Rights, Credit Transactions and Equitable Remedy. During his tenure at Syracuse, O'Brien was the editor of the Annual Survey of New York Law. He has spent his first year at Villanova teaching Sales, Creditors' Rights and Torts. He has also been serving on several administration committees, and was recently appointed to the law school curriculum committee.

Friar Sheerin Speaks on Ecumenical Council At District Bar Assn. Communion Breakfast

The first communion breakfast held February 23rd was attended by over one hundred students and faculty. The breakfast, consisting of bacon and eggs, was held at the Haverford Hotel on Montgomery Ave. Among the notables present were Judge Sidney Hoffman of the Superior Court and Friar Sheerin, who was the guest speaker. This year's breakfast was sponsored by the Student Bar Association at the request of some of the students who felt that an event of this sort would be welcome among the student body. For next year, it has been suggested that one of the students sponsor the breakfast, instead of having the Student Bar arrange it.

Friar Sheerin, editor of the Catholic World, discussed the Ecumenical Council's "Declaration on the Jews," which is the declaration extending Christian pacem in terris blame to the crucifixion of Christ. He talked about the way the declaration was first proposed and how it was later passed over the opposition of a strong minority. Though the breakfast was primarily for Catholic students, all were welcome, and those that did turn out were treated to Friar Sheerin's fine talk.

Editorial Staff for Volume Twelve Named by Donnelly

On March 17, 1966, the Villanova Law Review was disclosed by E. Gerald Donnelly, present editor-in-chief of the Law Review, to the students. The editorial staff for Volume Twelve will be under the direction of Martin G. McGuinn, Jr., of Princeton, N. J., and a graduate of Temple University.

McGuinn to Head Law Review Under Changed Policy

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New Staff

The editorial staff for Volume Twelve will be under the direction of Martin G. McGuinn, Jr., of Princeton, N. J., and a graduate of Villanova University. William E. Forlo of Flemington, N. J., and a graduate of Villanova University will assume the role of associate editor. Thomas C. Carroll of Philadelphia, Pa. and a graduate of St. Joseph's College will be recent developments editor. Louis Nich- arsel of Portage, Pa., a graduate of the Pennsylvania State University will assume the responsibility of non-members editor. The position of art editor will be held by Arthur Brandolph of Philadelphia, Pa., a graduate of Muhlenberg College.

Policy Change

At the same time of the announcement of the future editors, a change in the policy of the Law Review was promulgated by Editor-in-Chief Donnelly. The Law Review will now publish the work of non-members from the second and third year classes if it meets publication standards. This policy will be implemented by a notice inviting submission of case notes or comment manuscripts for publication. However, second year students will be limited to case notes, while third year students will be allowed to submit either case notes or comment (Continued on Page 6, Col. 5)
Paul Goodman

Address Forum
On 'Censorship' and 'Automatons'

Paul Goodman, author and educator, spoke at the February Law Forum on the subject of "De Facto Censorship, People or Automatons."

Goodman, who received a Bachelor's degree from the City of New York and received a Ph.D. from the University of Chicago, where he also taught, has been a professor at New York University as well as at Black Mountain College in North Carolina and the University of Washington.

Other guests who will speak at the Symposium are: Robert L. Tvescher, Esq., Chancellor of the Philadelphia Bar Association; the Honorable William B. Monroe, the Director of News of NRI in Washington.

Also on hand to present the view of the prosecutor at a trial will be Philadelphia District Attorney Arlen Specter and presenting the defense attorney's outlook on the problem will be Perry Forrest, Esq., who was prominent in the news recently for his successful defense of Candace Mossier.

The program is divided essentially into two major parts—a day and an evening session, each and approaches to the basic topic under discussion.

During the day, invited guest speakers will present papers examining the various problems of censorship, free press and fair trials as viewed from the standpoint of their respective positions in the prosecution and publication of a trial. For example, the newspaperman's view of the program will be presented by Mr. Fred Graham of the N. Y. Times staff while the radio and television newspaperman's approach to the subject will be presented by William B. Monroe, the Director of News of NRI in Washington.

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Jeffrey L. Michelman, who was named a named editor, is a graduate from the Pennsylvania State University. Howard J. Casper, a graduate from his major organization, and a member of Tau Epsilon Rho legal fraternity, was named managing editor.

Michael M. Gores, a graduate from the Pennsylvania State University as a political science major and a member of Phi Sigma Alpha, and Douglas K. Friedeman, a graduate from the University of North Carolina as a political science major and a member of the Mensa Society, were selected as associate editors.

As I See It...

The topic for the February Law Forum on the subject of "De Facto Censorship, People or Automatons." was "Growing Up Absurd," "Kafka's Prayer," and "The Structure of Literature." These papers examining the various problems of censorship, free press and fair trials were presented by Robert L. Tvescher, Esq., Chancellor of the Philadelphia Bar Association; the Honorable William B. Monroe, the Director of News of NRI in Washington.

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