THE DOCKET
Villanova University
School of Law
VILLANOVA, PA.

VOL. 7, NO. 1

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DEAN HEADS ABA SECTION

Howard Gill Beuschein, Dean of the Law School, was elected last April as chairman of the ABA's ninety-second annual meeting in Dallas, Texas, in August. He will serve a one-year term, succeeding Robert McCl. Scott, Birmingham, Alabama.

The Dean has been a member of the Council of the Education and Admissions Section for seven years and during the past three years has served as vice-chairman and chairman-elect.

The organization, one of twenty-five professional agencies of the Association, was formed in 1895 and has more than one thousand members. Its chief responsibilities are the enforcement of the Association's bylaws and standards for both legal education and the periodic inspection of approved law schools, and coordination of procedures under the Code of Recommended Standards for Bar Examiners and Bar Examinations. The Dean will be Chairman of this twelve member Council. He is also a member of the Bar of the legal educators. The Dean is a member of the ABA's Council on Legal Education and Admission to the Bar since he has been the head of the Law School from its founding in 1944 and is chairman of a number of book of corporate and local government organizations. The Dean is the University's head of the ABA and a member of the University's Board of Trustees, and the University of Pittsburgh.

The Dean has informed us that his immediate goals in this appointment are twofold. First, he would like to see the membership of the ABA, the American Law Schools, the Law School Admission Testing Service, and like groups in dealing with problems concerning the operation of law schools. Second, he would like to interest more practicing Bar members and legal educators in the present restructuring of the system of legal education in America today. Our heartiest congratulations to the Dean along with our best wishes for productive success in his new post.

NEW CONSTRUCTION BIDDING SUSPENDED BY HEW

With the announcement last year of a $260,000 grant from the Federal Government, optimism for early construction of the contemplated addition to Garvey Hall took a significant upward, Government grants are far from "found" money, however. They can be painstaking to secure and law school experimentation plans in ways not readily foreseeable. Such is the stumbling block currently facing the University's plans to initiate construction.

The fact is that whenever Federal funds are used for public or private institutional construction, whether by loans or grants, the government exercises close control over plans and specifications. All design modifications, therefore, must be returned to the Department of Health, Education and Welfare (HEW) for approval. This is a course that the law school has not been forced to run, yet in costly delays. Originally set at $927,000, the estimated cost of the new addition has now risen to $1,600,000.

With each passing month adding 10 to 15 percent to the overall cost (an inflationary rate that approximates even for the building trades), the University was recently pleased to announce the opening of construction bids on September 26, 1969, for the U-shaped, three story addition. At that time, however, a telegram from HEW suspended the opening of construction bids indefinitely, until contractual final conformity with the recently adopted Federal Uniform Building Code for the National Construction Authority. As a result, the University's plans for the additional were to call for a greater percentage of Negro help on construction contracts and government funds. The unions insist that the University does not trust equal employment opportunities for minorities. All of which is to throw the addition into Garvey Hall into a state of temporary abeyance.

Robert Madesen, Ali Lieberman, Jack Milone and Frank Nyhan will be glad to share their views with any interested parties.

The program benefits both student and petitioner, even if the case is not won. The petitioner receives better legal aid than he would have gotten from the average court-appointed attorney, because most lawyers could not afford to spend the time required to adequately represent the impoverished petitioner. At the same time, the student finds himself in the position of an advocate. He is actually pleading a man's cause rather than abstractly discussing it in the sterile atmosphere of the courtroom.

In early September the Barristers' Brief held an orientation meeting to welcome new members. The Briefs' officers are pictured with Mr. Lieberman (1) and Mr. Nyhan (2). Eric G. Allemontri (Treasurer), Mrs. Donald Campbell (President), Mrs. Beuschein and Mrs. John Nyhan (Vice-President). Mrs. John Snyder (Secretary) was absent when the picture was taken.

HABEAS CORPUS PROGRAM

The Habeas Corpus Program, a new addition to the law school's Community Legal Services, has gotten off to a good start. The purpose of a Habeas Corpus petition is to free one from unlawful imprisonment. The function of the Habeas Corpus Program is twofold. Primarily, it is to provide the law student an invaluable clinical education. It also affords impoverished petitioners adequate legal representation. In a recent speech before the ABA, Chief Justice Burger admonished law schools for not incorporating such practical programs in their curricula.

A petition for Habeas Corpus orders is a prisoner who has been unjustly incarcerated. Needless to say, many petitions are groundless; but, if they have merit, Chief Justice Earl Warren, 3rd Circuit, has been appointed to an amount of members of the Villanova Law School faculty as counsel on the petition. Two students are chosen to work with the faculty member in preparing for an evidentiary hearing.

The program, headed by Ann Goodwin, is designed in such a way as to give the student as much responsibility as possible. In other words, he does most of the work. Under close supervision of a faculty member, the student works on the case from start to finish. He must interview witnesses, talk to the opposing attorneys, read the record, and, of course, research. The final appearance at the hearing is argued by the faculty member, but the student does as much of the preparation as possible, and is as directly responsible for the outcome as his supervising professor.

At this writing, two cases have reached the hearing stage and another is pending. The four students who have seen their cases argued at hearings are enthusiastic about the program. Moore.

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On a related topic the Dean gave assurances that the upper student parking facilities will not be demolished until a new lot is completed in close proximity to Garvey Hall.

In summary, despite formidable obstacles the groundbreaking for the new dormitory is set for this November 21 at 7:00 P.M. At this time the university and alumni will join in a grandoe.

The Villanova Law Review is a quarterly compilation entirely produced and managed by students selected for their outstanding scholastic achievement (see related article p. 2). It is composed of articles written by authorities in varying fields of law and of commentary by students on the Law Review. Articles, Articles and Book Review and Warren W. Fain.


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The Docket

Letters To The Editor

Beginning with its next issue, The Docket will print letters to the Editor. All letters to be considered for publication must be typed, double spaced, and not more than 300 words in length. Address letters to: Editor-in-Chief, Villanova Law School, Villanova, Pennsylvania 19085. Letters may also be placed in The Docket mailbox located in the Administration Office.

The summer vacation period has always afforded law students an opportunity to develop their legal education beyond the theoretical confines of the classroom into the more practical setting of the law firm. Perhaps nothing is more satisfying or beneficial for a student of the law than being placed in an assignment which is designed to enable him to actively exhibit his previously obtained knowledge, as well as to develop new skills and experiences and the insight of those with whom he is associated.

Many Villanova law students did take advantage of these past months to enhance their proficiency with the law, whether through internships, employment residencies, or other assignments. In this fashion, the summer period provided the student with an invaluable lesson in research and analysis, gains satisfaction from the process of law development, and comes by the new program. Stu­dents should also include the name of the writer. Letters may also be placed in the Letters Box.

The Editor

Address letters to: Editor-in-Chief, Villanova Law School, Villanova, Pennsylvania 19085.
12th, the Municipal Court adjudi­
cating, subpoenas, notice of judgment,
demeans in criminal cases, the
judges resolve misdemeanor and
summary offenses. In the nine
divisional courts, the lay judges
pose over preliminary arrange­
ments for 24 hours, 7 days.

Every accused arrested in Phila­
delphia within 4 to 6 hours after
his arrest is held for a pre­
liminary hearing if he is charged
with a misdemeanor. The hear­ing trial date is set 90 later than 40

Presiding over this impressiv­
branch of the Philadelphia judici­
ye, the Honorable Joseph R. Glancey,

In 1956 he graduated from Villan­
ova University with a bachelor's
degree in Electrical Engineering.

He left to form a partnership
with Austin McGreal. He was

served his internship as a law
student. After being admitted to the
bar, he became the partner of James
McGinnis where he utilized his
engineering background to build
up a company owned by McGinnis
and his legal experience to build
up a law practice. The business

He is trying to get the Bar
Association to permit third
year law students sponsored by
their law firm to try cases in
night court division of the Mu­
cipal Court. He feels that the
Bar Association will not be

Judge Glancey advises law stu­
dents not only to read case law but
to determine why cases are decided
so one can become a part of the
Bar Association. He feels that

The Judge observed that in our
society it is important for attor­
ey to get involved in things other
than the law, “What our country
will be in fifty years from now will
be determined by what lawyers do
in the next ten years because either
we are building the society or we
are the political leaders and it is
up to us to work at democracy.

Judge Glancey feels that some­thing, don’t just discuss philos­
ophy and write your hands, but
work at democracy.”

Judge Glancey’s interests outside
of being one of only two law
judges in the state of Pennsylvania
are active in church and civic
organizations. He is a member of
the Holy Angels Church; (Vice
Chairman — United Fund);
educational (Lecturer for the Con­
educational and recreational
activities (member, Oak Lane Civic
Association); religious (member,
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Camp); social welfare (Board of the May­
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Just as the leading automobile dealers take pride in explaining their cars as early as economically feasible, the SBA of 1969–70, likewise, is taking pride in announcing its “New Look” for the coming school year. The first issue of the SBA REPORT is in fact the complete restyling of the 69–70 SBA operations and, not surprisingly, a self-congratulatory paean has been issued from Detroit. The major change was the retouching of the treasury, which has once again healthy, so there will be the students will have adequate resources to try their hand at no “cost” to the student.

The orientation personnel offered housing lists, physical assistance in finding apartments, and an Orientation Workshop at which all first year students were formally welcomed to Villanova. The Office of Orientation had the following: a buffet Luncheon; a Student Activities Forum, at which the various heads of the student organizations spoke of the co-curricular programs available for student participation; a Faculty Forum, at which Professor O'Brian, Collins, Brown, and Carlsen discussed the role of the law school in educating the student, and the role of the lawyer in the community. A cocktail party, which gave the students and their wives an opportunity to meet the faculty, culminated the Orientation Program. The most significant aspect of the entire program was the excellent support given, thus illustrating an initial strong student approval of SBA sponsored activities.

The enthusiasm manifested itself again in the revamped Used Book Service which, unlike the new law school, allows students an extra at no “cost” to the student. Used books were collected and sold, and a majority of which was a service charge. As the goal of the SBA is to be as much service as reasonably possible, it is envisioned that other SBA functions will likewise be made available at little or no cost to the students.

Although Detroit replaces its top executive from time to time to allow new resources to try their money-making talents, the SBA has replaced its top executive for a completely different reason: the unavoidable call to military duty. For this reason, Vice-President Robert Ebenstein will be acting president until the official title holder returns in January. Bob's interim leadership ability, however, has been demonstrated through the running of the Orientation Program and the Used Book Service. If student support continues throughout the year as it has in the month of September, all the proposed plans of the Bar will reach fruition, and Joseph Kelley will return to a compatible student body and Student Bar Association (something which Villanova has not seen too frequently in the past), a compatibility attributed to the 1969–70 NEW LOOK.

FOOTNOTES

John F. DePue (left) and Robert N. Kettel (right), both third year students, Brigadier General William M. Manley, Chairperson of the Defense Personnel Support Center, after having been promoted to the rank of Colonel. Both DePue and Kettel are attending law school under the Judge Advocate General's Excess Leave Program which has a four year active military service obligation immediately upon graduating from law school.

Former Villanova Law School student, Bob Rabrhak, sent Professor Barmore a first day cover of the Apollo moonshot mailed from the USS Hornet. A related it's-a-small-world story was the visit of the Hornet, Capt. John Seiberlich, in a former high school colleague of Professor Rabrhak, presently a Naval UDT Officer, expects to return to Villanova Law School after his tour of duty.

The Dean has established a Faculty Sub-Committee to determine how to proceed in placing students on various Faculty Sub-Committees. Chaired by Professor Carlsen, it includes Professors Brown, Collins and Shrawal, the newly formed sub-committee is not meeting regularly, but will report to the full Faculty Committee and thereafter will establish the policy.

The SBA voted 5–4 to give the female law students $25.00 to defray the cost of their November 21 dance held on Sept. 18, at Miss Hammond's apartment. The deciding vote was cast by acting SBA President, Bob Ebenstein, who, Churchill-like, saved the motion from defeat by casting a “yes” vote. Stressing the importance of which the recipients of this grant include the same suffragettes who vigorously circulated a petition opposing legal fraternity bonds because of discrimination on the basis of sex.

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NEW PROFESSIONALS TAKE PODIUM

Professor M. Melvin Shrawal

Practice took Professor Shrawal first to Harrisburg, Pa., and then to Trenton, N. J. Returning to Philadelphia, the joined the firm of Goodis, Greenfield, Nurt, Mann, rapidly rising to partnership status. For several years he handled Business and Real Estate transactions. Deciding that he wanted trial experience he moved to the firm's litigation department where he handled the firm's major business litigation. Even though he was busy satisfying the demands of his heavy litigation schedule Professor Shrawal found time to teach a course at the University of Pennsylvania Law School.

What makes a successful practicitioner want to go into teaching? There are probably as many answers as there are lawyers who have made the switch. In Professor Shrawal's case it was his desire to escape the pressures of his practice in order to devote time to study in the areas that hold special interest for him. At Villanova he hopes to have time to develop those interests.

While Professor Shrawal is hopefully benefiting from his study time his students are certainly benefiting from his learning. In Trial Practice, where he shares the podium with Professor Collins, students have a unique opportunity to appreciate the difficulties of conducting a trial. Students must prepare and conduct a specific aspect of a simulated trial with other student lawyers as adversaries. "Why didn't I think of that?" is a common reaction following Professor Shrawal's demonstration of a trial's proper conduct.
Professor Dowd's Year Abroad

During the fall and spring terms of the 1968-1969 school year, Professor Donald Dowd taught at the University of Nottingham, England. This was the second time a professor from the law school has taught in England under an exchange program between the two universities.

At the University of Nottingham, Professor Dowd taught International Law, Criminal Law, and a course in American Studies which involved the American legal process. These courses were taught on the undergraduate level because in England a student is required to specialize in a field upon entering the university. Law is studied as any other undergraduate course of study. The emphasis of instruction is placed upon intellectual discipline with an analytical rather than practical approach to the study of law. Those students who desire to practice law must serve an apprenticeship after completing their undergraduate studies.

Professor Dowd resided in a flat at the university where he lived among the students and served as a "moral" figure. His social activities ranged from student parties to poetry balls.

A subject of concern to English students was the problem of violence in America. Professor Dowd lectured on this topic at a number of universities including Cambridge where he also participated in a Comparative Law Conference. In between academic activities, he managed to find the time to take up squash and boating, as he called it, "a rather amusing accident in the Alps."

Summer Commission Considers Improved Campus Relations

The undergraduates of Villanova staged a series of orderly protests in late April of this year, the immediate cause of which was a four hundred dollar raise in the tuition, room and board fees for the current school year. A Tri-Partite Commission was formed as a result of the protests, and it passed various resolutions unanimously.

The Tri-Partite Commission is one of the Central Instrumentalities of the University, a body made up of faculty, administration, and students. The purpose of the Tri-Partite Commission is to "examine and recommend appropriate measures for effecting broader participation in university governance."

The Summer Commission, however, was not a result of the student disorders. Rather, a resolution was presented to the Faculty Affairs Committee on February 7, 1969 by Prof. J. W. O'Brien of the Law School, calling for the formation of a Summer Commission. Prof. O'Brien, who had been elected to the Faculty Affairs Committee by the faculty of the Law School in September of 1967, did this in response to the need for greater student and faculty participation in the undergraduate school.

The need for such a modernization in the communicative links between the students, faculty, and administration was brought about by the protests for the student unrest. The Law School, compared to other institutions which have established the Student-Faculty Relations Committee to serve as a communicative bridge between faculty and students.

The acceptance of the Summer Commission, which will not be disbanded until November 1 when it makes its final presentation to the President of the University, was magnified by the protests of April.

Professor Donald W. Dowd

In comparison, Professor Dowd found the trains in East Germany to be slow. He had an unfortunate experience in East Germany which occurred during his traveling companion. Since there is no direct communication between East and West Germany, there was no way Professor Dowd could contact anyone and he was left traveling across East Germany with his friend's luggage. Upon reaching the border, he was observed by the East German soldiers "to engage in heresy that was similar to the Nazis in the late-night movies."

After these adventures Professor Dowd arrived in England where he found the people more homogenized, relaxed and peaceful than Americans. As between the two countries, however, there was a relative sameness of cultural background and the personal goals of the people.

^rofessor 21)ow J: YEAR ABROAD

Professor Donald W. Dowd

OCTOBER, 1969

THE VILLANOVA DOCKET

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PRIZES AWARDED AT CLASS DAY

The annual card day was held on Sunday, May 11, 1969 at Villanova University's School of Law and Vasey Theatre. At that time the classes and awards were announced for the 1969 graduating class.

The Saint Isre Medal .............................................. Joseph Robert Wenk
The Achievement of Graduate Prize ............................... Edward C. Clough, Jr.
The Nathan Revelson Memorial Award .............................. Edward G. Fitzgerald, Jr.
The Vincent A. Carroll Award ................................. Joseph Robert Wenk
The Thomas J. Clary Award ...................................... Joseph A. Torregrossa
The Hyneman Award ........................................... Richard Reynolds Galli
The Law Abnormal Award ..................................... Paul James Mihko
The John J. McDevitt Award .................................... Richard Reynolds Galli
The Saint Thomas More Society Award ............................ Thomas C. Riley
The Bureau of National Affairs Award ............................. Richard Reynolds Galli
The Dr. Arthur Clement Pulling Award ............................ Thomas C. Riley
The Rose B. Miranda Award .................................... Robert S. Neilson
The Silverberg Award ......................................... Richard Reynolds Galli
The Title Insurance Corporation Award ............................. Joseph Robert Wenk
The Reimel Moot Court Competition: First Place, 1963 .......................... Joseph R. Lally
Second Place, 1963 ............................................ Edward S. Panuk, Jr.
James Robert Adams
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G. Barrett Garbarino
Second Place, 1969 ............................................ Robert Gregory Leonard Caldas Caldon Whitty
The John Patrick Walsh Price ...................................... Mark S. Dichter
The Herskovitz Award 1968 ....................................... Mark S. Dichter
The Fidelity Mutual Award ...................................... George J. Cappiello, Jr.

RECOGNITION OF MERITORIOUS SERVICE

THE OFFICERS OF THE STUDENT BAR ASSOCIATION
G. Barrett Garbarino .............................................. President
James M. Gallagher .............................................. Vice-President
The MEMBERS OF THE HONOR BOARD
Edward B. Dougherty, II ....................................... Chairman
Robert E. Doughty, II ............................................ Vice-Chairman
The MEMBERS OF THE MOOT COURT BOARD
Stuart Ciechon, Jr. .............................................. Chairman
Edward S. Panuk, Jr .............................................. Vice-Chairman
Joseph R. Lally .................................................. Secretary
Gary C. Algier .................................................... Ralph J. Scola
Robert E. Doughty, II ............................................ Jerry A. Snyder
Edward S. Panuk, Jr .............................................. J. Justin Rice, Jr.
Richard M. Molster ............................................. Joseph R. Lally
George P. Geisel ................................................. Jonathan Wheeler

LAW REVIEW CERTIFICATES
Joseph A. Torregrossa .............................................. Managing Editor
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PRESENTATION
The Class Gift: A portrait of Professor Donald A. Giannella
1969

John P. LaVellite has recently settled in Atlantic City, New Jersey, for a client who suffered injuries when an airplane crashed near the Leighton Airport. He is also serving as a consumer tutor in Temple Law School's Tutorial Assistance Program for freshmen law students and is also working with CLEO to help foster an increase in the number of disadvantaged minority students attending Philadelphia area law schools.

Hamilton D. Ridgeway has opened an office in Flemington, New Jersey. His wife is expecting another child in March, 1969.

William J. Gallagher formed a partnership in September, 1969, with Samuel Lichtenfeld, former judge of the Court of Common Pleas, Chester, Pa.

Dale McClain, of Pepper, Hamlin and Schloen, is now the Tax Editor of the ABA Law Notes. He has a position here since 1967. He was President of Villanova's Law School Alumni, Inc. (1967-1968) and Chairman of the Young Lawyers Section of the Philadelphia Bar Association (1968-1969).

George A. Hahalis has recently opened an office in Allentown, Lehigh County, Pa. His wife is expecting an addition to the family sometime in December, 1969.

1968

Patrick C. Campbell is the Republican Nominee for District Attorney of Butler County, Pa., and is running unopposed for re-election under the new system mandated by the State Constitutional Convention of 1967, in which he was a six year term in office. He has served as Justice of the Peace in Northumberland County since November, 1967.

James J. D. Lynch, Jr., has co-authored a brochure entitled "Truth-Lending in Real Estate Transactions" and is currently preparing a legal paper on "Bipartisan Title in Pennsylvania" for ultimate publication as a law review article.

Robert P. Subrahmanyam has opened his own law office in Atlantic City, N. J. after serving as Deputy Attorney General of New Jersey in 1966, and later as Acting Director of the Cape-Atlantic Legal Services (OEO), a position which he held for over a year. Now in his own practice, he has had occasion to petition the United States Supreme Court in a civil rights case as well as winning an appellate decision in the Third Circuit in a Union Discrimination Case (the court affirming his winning a denial of a motion for summary judgment in the U.S. District Court made by the Union).

Hilf M. Levinson became a partner in the law firm of Segal, Weiss, Gordon and Levinson of Philadelphia on January 1, 1969. He has also appeared before the Supreme Court of Pennsylvania on an appeal involving the interpretation of an insurance contract and a case which he handled for a number of years in the U.S. District Court for the Eastern District of Pennsylvania.

Thomas W. Keegan is representing the City of Albany, New York, in his capacity as Assistant Corporate Counsel for the City, in the largest claim ever filed against the state of New York in the New York Court of Claims. The claim is in excess of two million dollars. In June, 1968 he tried a narcotics case involving the impersonation of approximately one and one-half million dollars' worth of narcotics in the United States. The case is now on appeal in the Second Circuit. The defendants are also expecting another child, March 1969.

Joseph H. McEwain, Jr., of Temple University Law School, was awarded the J.L.M. degree in Patent and Trademark Regulation Law from George Washington Law School in February, 1969.

1967

Philip M. Kehoe has recently been appointed General Counsel for the Insurance Federation of Pennsylvania, Inc.

J. Clayton Undercoffer, III left the law firm of Clark, Luden, For­ tenbaugh and Young in September, 1969, to assume his new position as Associate United States Attorney in the U.S. Court House in Phila­ delphia.

1966

Lee H. Ezechukwu and his wife are the proud parents of a son, Leo Jr., born August 1, 1969.

Robert J. Durst, II was previously employed with ALCOA in Pennsylvania before joining the law firm of Herr and Fisher in Atlantic City, New Jersey.

Jerome Walter Cox is working in the law firm of the Legislative Council and has served as counsel to the House of Delegates Economic Matters Committee in 1969 legislative session and as counsel to the Judiciary Committee of the 1960 legislative session both of which entailed work on numerous subcom­ mittees including Insurance, Corporate, Law Revision, District Courts and In­ surance and Banking. In addition, he has just completed a law course in labor law at the National Law Center, George Washington University. He and his wife expect their third child in March, 1970.

Edward Charles Tooie, Jr. has a recent addition to his family, his wife has given birth to their first child, April 26, 1969.

Edward Charles Tooie, Jr. is an additional to the family, his wife has given birth to their first child, April 26, 1969.

John E. Miller, Jr. became Assistant Corp Counsel in 1969 with the City of Albany, New York, in his capacity as Assistant Corporate Counsel for the City, in the largest claim ever filed against the state of New York in the New York Court of Claims. The claim is in excess of two million dollars. In June, 1968 he tried a narcotics case involving the impersonation of approximately one and one-half million dollars' worth of narcotics in the United States. The case is now on appeal in the Second Circuit. The defendants are also expecting another child, March 1969.

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