Villanova University
School of Law

DECEMBER, 1971

The Fifteenth Annual Red Mass Celebrated

By Mary Rose Cunningham

On November 5, 1971, the fifteenth annual Red Mass was celebrated in the Villanova Chapel. The Mass, a Votive Mass of the Holy Spirit, is celebrated annually to invoke God's blessing on the Law School and all who teach and study therein. The Chapel was filled to capacity with faculty, students, alumni, and friends.

The celebrant of the Mass was Bishop Thomas Walsh, in place of John Cardinal Krol who was unable to attend due to the fact that he was in Rome attending the Synod of Bishops. The Archpriest was the Reverend Patrick J. Rice, O.C.S.O. The sermon was delivered by Dr. Jonas B. Robitscher, O.C.S.O., president of Villanova University.

The theme of Father McCarthy's sermon was the role of the lawyer in today's society. The lawyer's role consists of more than interpreting the law. Rather, the lawyer's role can be compared to that of Christ in that the lawyer must also be concerned with the needs and well-being of his fellow man.

Analogies were drawn to the Old Testament concept of the priests and prophets who were joined together in the person of Christ. He came not only to bless, but to change the concept of the law as it existed. The lawyer in today's society has a similar obligation. He must endeavor to expand the concept of the law so that it will meet the needs of society; for, if the law is not responsive to society's needs, its existence is meaningless.

The music for the service was performed by the Villanova Singers under the direction of Herbert Fiss. They were accompanied by Dean Hartwell and Leroyten, playing the organ. A reception was held in the Law School dining facilities following the Mass and was well attended by faculty, alumni, and friends of the law school.

By Ken Miller

On October 23, a symposium entitled "Women In the Law" was held in the new auditorium at Gwynn Hall. A near capacity crowd of female law students and lawyers, plus a generous sprinkling of their male counterparts, gathered to participate in an open-ended round of discussions centered about the problems that women face in getting into Law Schools, and in being accepted by the legal profession upon their graduation.

Lisa Richette, graduate of Penn School and presently Clinical Professor of Law at Villanova, began the discussion by calling attention to an article which had appeared in the previous day's New York Times. Entitled "Women Missed Their Day In Court", it stated that "the pool of qualified women lawyers depends a great deal on the size of the firm, as the smaller firms do not distinguish between men and women. Mrs. Richette stated that when she was associated with the Defender's Association in 1969 they felt that women were incapable of handling men's cases, but that their attitudes had gradually changed so that today there is no discrimination either in the Defender's Association or the D.A.'s office.

Turning to the problems of getting hired by private law firms, Roberta Mather, University of Chicago Law School graduate and associate of Pepper, Hamilton and Scheetz, explained that she had recently made of the large Philadelphia firms. Out of 19 firms, each having over 30 lawyers, a total of 24 women are employed. Of this total, only one or two are partners. Six firms have no women at all. Mrs. Mather, as well as the rest of the panel, blamed much of this disparity on the "built-in" discriminatory attitudes of the firms' recruiters, and related a series of personal experiences with chauvinistic interviewers.

At this point, Philadelphia Bar Association President John McConnell was called on to attempt to rebut these accusations. Speaking from his seat in the audience, Mr. McConnell said that he does not feel that there is any conscious discrimination on the part of the local firms. He went on to say that "girls" didn't take an active part in the affairs of the bar Association — that in recent solicitations for committees no women applied.

After much was made of Mr. McConnell's term "girls" in referring to women lawyers, Esther Sylvestre, Villanova Law School graduate and member of the District Attorney's Major Trial Committee, stated that most women in the Bar Association are on Committees, but that few women actually get to head them. In the same vein, Mrs. Temin also disputed this claimed lack of discrimination by the law schools.

The panel, pointed to themselves as examples to allay the fears of employers that women would become less than full-time associates, that it is possible for a woman lawyer to marry and raise a family and still maintain a successful practice. Sharon Wallis, the fifth member of the panel and a private practitioner, assumed this part of the discussion by emphasizing the necessity for interviewees to believe in themselves and the characteristics of womenhood.

The discussion then focused on discrimination by the law schools. That women score higher than men on the LSAT's, but are admitted less in proportion to male applicants, was brought out by the panel, along with the fact that women perform quite well in law school. Professors Donald Giacobbe,快乐 from many disciplines and that it reaches out into many aspects of society. The new term, "Social Legal Psychiatry," describes this best," Dr. Robitscher stated.

He will teach courses in Emory's law school beginning in the fall of 1972. The courses planned include a lecture course on legal psychiatry, a more specialised course on the problems of people held involuntarily because of their psychiatric status (such as sexual psychopaths, drug addicts or persons not found guilty because of insanity), and a research seminar.

Dr. Robitscher's professorship is a dual one, involving law and medicine. He is a board-certified psychiatrist, working with other psychiatrists residents at the Georgia Mental Health Institute and will carry on a limited private practice to "balance theory with reality." New disciplines like psychiatry and psychology are forming their own concepts about the individual and human nature. Now we must integrate with established concepts embodied in the law," he added.

(Continued to Page 3, Col. 3)
There was a pretty general consensus that our Red Mass on Friday, November 5th was done more beautifully than ever before. I like to hear this from our students, alumni and guests. We do our best for everyone, and the eloquent preacher was the newly installed President of Villanova, the Reverend Edward Francis X. N. McGuire, O.S.A. Together, our small Law School community and the eloquent preacher was the newly installed President of Villanova, the Reverend Edward Francis X. N. McGuire, O.S.A. Together, the elegant and polished chapel was filled with capacity. Some 200 alumni and their wives returned for the Red Mass. A reception in the enlarged lounge at Garey Hall was held, and a delicious dinner served in the new Dining Commons at Garey Hall.

Speaking of Garey Hall, preparations are going forward for the dedication of our new facilities on Friday, April 14th and Saturday, April 15th. Friday will be given over to a symposium focusing upon the interplay of Law and Education. This will bring to our campus a distinguished group of judges, lawyers and educators (generalists and specialists). In addition to the being the focal point for scholarly discussion worthy of the dedication exercises, it will also be the next in the wonderful series of symposia sponsored by the Law Review, which has sponsored over the last several years. On Saturday morning, a Pontifical Mass will be celebrated in the Church of the Blessed Sacrament attended by the Reverend Edward X. N. McGuire, O.S.A. and Father John A. Klekotka, O.S.A., served respectively as deacon and sub-deacon. The Villanova Singers sang from the choir stalls surrounding the altar. The music was furnished by the University Band. The Chapel was filled to capacity. Some 200 alumni and their wives returned for the Red Mass. A reception in the enlarged lounge at Garey Hall was held, and a delicious dinner served in the new Dining Commons at Garey Hall.

I should also report that the search for my successor as dean is going forward. Father McCarthy, our president, has appointed a University-wide committee on which representatives of the University President, the Board of Trustees, the Board of Law School Consultants, the faculty, the Law Alumni and law students serve. In addition, a committee of the law faculty, elected by the faculty, will serve as the agency to carefully screen all candidates for the deanship, preliminary to their consideration by the University President.

Meanwhile, we are enjoying a great year here at the School of Law. All of us are delighted with our newly enlarged home. We would love to have our alumni visit and inspect. To our alumni, I would say, "You will be proud". We are particularly delighted with the enlarged and improved library facilities and doubly delighted with our beautiful new dining commons.

We are told that the Class of 1956 will hold its sixteenth reunion in January or February here at Garey Hall. We hope some of our present faculty will participate in this event. The Class of 1957 and reunion plans for the Classes of 1962 and 1967.

In this my last year at Villanova, I want to assure that I leave a School dedicated to the principle I emphasized in 1953 when I first set foot on Villanova's campus. In short, I want to leave a School that does all it can to teach its students thoroughness and accuracy and which does all it can to inculcate the ethical and moral principles of the Law and to teach its students the high standards of scholarship which are the hallmark of the University and the School of Law may be justly proud.

Our good friend and former colleague, Bishop Welsh, rector of the Seminary of Saint Charles Borromeo, celebrated the Red Mass, and the eloquent preacher was the newly installed President of Villanova, the Reverend Edward Francis X. N. McGuire, O.S.A. and Father John A. Klekotka, O.S.A., served respectively as deacon and sub-deacon. The Villanova Singers sang from the choir stalls surrounding the altar. The music was furnished by the University Band. The Chapel was filled to capacity. Some 200 alumni and their wives returned for the Red Mass. A reception in the enlarged lounge at Garey Hall was held, and a delicious dinner served in the new Dining Commons at Garey Hall.

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How To Get a Good Grade On A Law School Examination

To receive a good grade on a law school examination, a student must effectively communicate to his examiner the answer to the problem, that he can identify the facts, and that he can apply the concepts learned in the course in his analysis of the problem.

It is easier for a teacher to identify the good examination answers when he is familiar with the techniques of correct acrostics. First, the good answer

Frederick R. Rothman

will be responsive to the question asked in that the student will take a position and state what that position is. Sometimes, the position taken is a wrong one, but if it is to be taken, that the law is unsettled on the point. Second, the student must be able to present his answer in a correct and concise manner. Second, the written answer must be correct, but this has no value in itself unless it has thought about the argument, has an opinion, and has organized his answer. The organization clarifies and strengthens the student's position.

If you do not find the demonstrative issue in analyzing the problem, you will have to consider whether you can use a grade higher than “C”, no matter how much law you know. If you have a concept of mixed mistakes, and fact, offer and acceptance, or proximate cause will not be given much credit if the demonstrative concept were misconceptions of acute res and mens rea, lack of valuable consideration, or the non-existence of a duty to act.

Of course, it is the rare student who can state that his good examination answer without understanding the entire course. Both issue identification and organization are dependent on the student’s efforts over a three-month period.

Be sure to define those terms of the problem in the manner that you can use in your answer. If you use abbreviations not noted in the definition of a term, the student must read one question from the blue books of all examinees before beginning his answer.

Do not assume facts not stated in the problem unless you can give an answer without making an assumption. If this is the case, be sure to identify the new fact as an assumption. By the same token, never avoid an issue by simplifying the facts. If you can identify an important

assumption and have your position explained, no matter how much law you know.

Professor Rothman

I can. If after getting your grade you like the grade you received, you can. If you have taken any of my courses, you will have found the same— that I cannot measure

Lisa Richette opens Morning Session of Women's Symposium.

in the clear presentation of your answer.

to the mists suggested by the examiner. If no issue are suggested, assume that the facts are of equal weight and should be given equal consideration. You must prove the statement is running out of time on a particular question, use the last coouple of minutes to bring the answer into your blue book before you start writing that you are running short of time. Do not rob Peter (the last second) of the plot which he was going to present.

Dare to turn up the歪. Give your brain a chance to organize the information to which it has been exposed. You can serve yourself by running out of time on a particular question, use the last coouple of minutes to bring the answer into your blue book before you start writing.

Don’t draw up to the wire. Your mean you can’t answer the question. The student does himself a disservice.

The time is not a determinable time in recipiting the facts of the problems. Only bring into your answer those facts which are necessary to answer the issue— or the issue— or the issue— or the issue.

Following a luncheon in the new cafeteria, the participants of the symposium split into workshops dealing with the problems of women in prison, job placement, abortion, and women in law school. The most popular workshop dealt with psychological problems concerning the upset student’s performance and the treatment of these problems. Many of the problems were said to be intrinsic in the psyche which lead to incipient madness. The workshop ended with a pina colada for all the participants who had worked through the Federal Courts to the obscure problems of the State prison system. Mrs. Richette can be contacted at the Bar Association Law Library, Villanova University Law Association for services in the Library issue, or at the Law School.

The Law School community owes a debt of gratitude to Rhonda Jorden, Sue Noble, Mary Rose Cunningham, and Phyllis Brown, without whom the symposium would not have taken place.

The wide expression of his strong mind and solitary confinement in the local penal institutions was castigated. The symposium and educational symposium would not have been possible.

ROBERTSCHER

 rond (Continued from Page 1, Col. 4)

Linda Richette of Pennsylvania's Pennsylvania for Women law students with behavioral psychiatric residents with information regarding the legal rights of mental patients. (3) To bring these groups together, because the legal aspects of the problems -— by the fact that physicians, psychiatrists and psychologists will understand each other's approach. (4) To sponsor research projects in Social Legal Psychiatry, and other specialty areas of the university, bringing in the effort, knowledge, judgment and ability of a student as a potential lawyer on the basis of what is written in a blue book during a three hour period. The examination system has its faults, but the faculty has not found, with available resources, a better approach. Until it does, grades will be the same. Many students receive their lowest grades in courses in which they get the most and in which they learn the most.

Let me close by apologizing in advance for not doing a very good job in grading (I don’t think too much about it, so I don’t), but I can. If after getting your grade you believe that the program would be an asset to the entire community and a help to lawyers, judges and correctional officers, I would appreciate it if you would fill out a questionnaire and return it to us. (5) To sponsor research projects in Social Legal Psychiatry, and other specialty areas of the university, bringing in the effort, knowledge, judgment and ability of a student as a potential lawyer on the basis of what is written in a blue book during a three hour period. The examination system has its faults, but the faculty has not found, with available resources, a better approach. Until it does, grades will be the same. Many students receive their lowest grades in courses in which they get the most and in which they learn the most.

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Dr. Robert K. Smith of Emory's Department of Psychiatry, is a case worker from the Pennsylvania Program for Women and biological psychiatry with the largest drug program in the United States.

The novel argument which had not been exposed so that it can serve as the basis of an examination answer without understanding the entire course. Both issue identification and organization are dependent on the student’s efforts over a three-month period.

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Lisa Richette and Phyllis Subia point way to Symposium Regis

In a mid-term examination last Spring at the University in Criminal Law and Procedure, five students each earned an A; their answers ranged from one conclusion that both ac

used were guilty of murder to full acquittal if you have relaxed ac
cused was guilty of any homicides crime.

There are several number of fallacies in stating a list of do’s and don’ts. First, it is not complete. Second, it is not accurate as opinion to what constitutes a good an- answer. It must be probable that the entire faculty would not agree on even one of the points I have made. Third, the examination paper which breaks down the questions is marked with an A’ because it is brilliantly innova- tive in its approach or because it displays the naive ignorance of Some professors (and I am one) of the questions. The novel argument which had not occurred to the professor who wrote the examination questions, often earns a lot of credit. Fourth, you will never know which of my colleagues would do the same—that I cannot measure

(Continued to Page 4, Col. 4)
the time that the
inson became experienced in the
complicated fields of estate plan-
ting and administration.

Eugene Garrey was a prominent
New York lawyer, who had not had
the chance of going to law school
training. Villanova College
conferred a honorary degree on
Mr. Garrey in 1932, and one of the
most loyal alumni of the college,
Prof. Stephenson, became a
member of the Villanova College
Faculty. Dr. Garrey wanted to
be a part of the law school,
and not a possibly profitaible
venture. In 1950, he
challenged the validity of the
bequest.

Though it would seem that
this would be enough to keep any
busy, Professor Taggart instantly
became involved with a number of
interesting activities within and
without the law school. Among
these was an appointment by

Walter J. Taggart

Judge Fullam as a Special Assist­ant
of the 5th Circuit Central Reorogiza­tion
Program.

Of his activities within the
society, Professor Taggart has
expressed the view that these pro-
gress programs provide a
"tremendous starting point" for
law students, but ...
Cardozo-Ives “B” Rolls To ICC Team Championship

By Greg Polischeck

As this year’s season drew to a frustic close, the ICC was being besieged by the sporting public and protested over the misconduct of players and referees, the non-physical and psychological aspects of the game, and complaints about field conditions (i.e., the six-foot-high fence, and the fence itself). The final act of this whirl was the final whistle and the final two points. The game was not over-abundant with the scoring but certainly made a man of my name hit Steve Polaha (despite the curse of Blackacre) and Dick Nutter to call the final game of the season. The defensive secondary was a pitiful goal and many teams had worked up with the game-saving interception. Sharing the blame for this in reverse were Ralph ‘Dick’ Dowd and the Villanova ‘White-A’ point machine (107 for the season) TWICE.

In their first game with Hughes-WHITE’s defense was the name of the game. The ICC All-Stars had the pick of the crop but the Penn defense was good and the defense of the overconfident Villanova University defense. The ICC All-Stars suffered a huge defeat and as a result had a winning percentage of 2-0. The ICC All-Stars quickly moved in for the initial goal and ran off to their victory for the newly crowned league champions.

The ICC All-Stars suffered a crushing blow to their chances before ever stepping on the field. The starting quarterback, Greg ‘Hondo’ Polischeck, injured himself during warm-ups and was unable to pass in the first half. He played in the second half and performed well but was obviously hobbled by himself. The Penn defense was in top form and put up a 20-0 victory.

With the first semester now behind it, the Student Bar Association will be holding a series of elections for the office of the Student Bar Association President. The Forum series will continue in the second semester with three additional participants. They will all speak on the central theme of this year’s series: ‘The Individual in His Community.’ It is hoped in the second semester to have a policeman, a social worker, and a judge. It is hoped in the second semester to have a policeman, a social worker, and a judge.

With the recent upset of the ICC All-Stars from the top of the heap and the upcoming game with the Penn All-Stars, the ICC All-Stars will face another tough opponent. After a 1-0 victory over the Penn All-Stars, the ICC All-Stars have a big challenge ahead of them. With the current President.

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The Sportsman of the Year was given to some needy future law student. The Docket and the Student Bar Association are hoping to see a better showing in the second semester with three additional speakers. They will all speak on the central theme of this year’s series: ‘The Individual in His Community.’ It is hoped in the second semester to have a policeman, a social worker, and a judge.

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Assistant DA Peter Levin gives Drug Information Course

The rising prevalence of drug abuse in all strata of our society is well established and places an increasing responsibility upon today's lawyer to be well informed in his knowledge of the drugs in use and his ability to handle cases intelligently with the clients he is likely to meet. The present curriculum of the Villanova Law School does not provide any material on drug abuse adequate to meet the needs of the attorney. A new course designed to help remedy this gap in the curriculum will be offered in the spring of this year, second semester on a non-credit basis for law students and alumni of Villanova Law School. This course has been designed by Peter Levin, Assistant District Attorney of Philadelphia, and features a series of eight weekly presentations which are focused on the most important aspects of the problem and will be held by highly experienced workers in the field, many of whom are widely known for their work in the areas to be discussed. There will be specific sessions dealing with the following topical areas: socio-psychological aspects of drug use and abuse; gross physiological effects of drugs; abuse; manufacturing and marketing of drugs; pharmacology and toxicology of drugs which are abused; police laboratory testing procedures; treatment programs for offenders; history of narcotics and international drug traffic; current research in drugs; anatomy of a drug arrest; current clinics; and analysis of drug education programs.

The presentation will be held from 7:30 to 9:30 p.m. starting January, (Dates to be announced).

OUTLINE OF THE COURSE

1st Presentation

Subject: Socio-psychological aspects of drug use and abuse.

Guest Speakers:
- Allan M. Fox, Drug Education Advisor, Temple University; Transplant and Addiction Unit.
- Barbara Shulson, A.C.W., Psychiatric Social Worker, Lower Merion Township Community Mental Health and Rehabilitation Center.
- Chuck Marson, Director of Rehabilitation Services, Precinct Probation Programs.
- Doug LANES, M.D., Psychiatric Resident, Friends Hospital.

2nd Presentation

Subject: Opiates (Heroin, Morphine, Methadone, and Codeine).

Guest Speakers:
- William Weiland, M.D., Director, Division of Addictive Diseases, Office of Mental Health and Rehabilitation, Former Director, Pennsylvania General Hospital Methadone Program.
- John RUOCO, Director, Gaudenzia House, a Humanizing Community.
- April Acquilla Harkins, Chemistry Section, Philadelphia Police Department.
- Arthur R. Makadow, Chief, Major Trial Unit, District Attorney's Office of Philadelphia.

3rd Presentation

Subject: Cannabis Sativa (Marijuana and Hashish).

Guest Speakers:
- Timothy Fleming, M.D., Former Chairman, Temple University, College of Medicine.
- T. E. Davis, a former Resident at Pennsylvania Mental Health Hospital.
- Richard Atkins, Esq., Chairman, Philadelphia Bar Association Juvenile Drug Abuse Committee.
- Donald OTTENBERG, M.D., Medical Director of Eagleville Hospital and Rehabilitation Center.

4th Presentation

Subject: Hallucinogens (Acids).

Guest Speakers:
- Sidney Schnoll, M.D., Co-founder of HELP Pennsylvania Medical School.
- Les Daroff, Drug Education Specialist, Philadelphia Police Department.

5th Presentation

Subject: Stimulants (Amphetamines and Cocaine).

Guest Speakers:
- Robert D. Berkowitz, M.S., Pharmacist, University of Pennsylvania; Donald OTTENBERG, M.D., Medical Director of Eagleville Hospital and Rehabilitation Center.

6th Presentation

Subject: Depressants (Barbiturates) and Hydrocarbons (Organic Solvents).

Guest Speaker:
- Dr. Frank Matthews, Executive Director, Philadelphia College of Pharmacy and Science.

7th Presentation

Subject: International Drug Traffic.

Guest Speaker:

8th Presentation

Subject: Anatomy of a Narcotics Arrest.

Guest Speaker:
- Martin Belsky, Esq., Chief, Motions Division, District Attorney's Office of Philadelphia.

Dr. Smith conversing with audience following lecture.

The area has tried to rid themselves of the clinic, which authorities generally cooperate. The clinic treats approximately 150 clients per day.

Not one medical malpractice suit has occurred to date and the clinic has treated over 150,000 patients since its formation. Dr. Smith also noted that the usefulness of the clinic is not confined to treatment of drug-related problems, but gives general medical service including dental care.

The clinic owns its economic existence to private donors, grants, and rock-concert benefits; lately the grants have increased due mainly to the absence of paranoias that once attached to the concept of a free medical clinic treating the hippie drug addicts. Dr. Smith dispelled the popular belief that former middle-class kids, now hippies, are subsidized by their concerned middle-class parents, noting that the existence of over 500 committed in excess of 10,000 people in California, was a reflection of an attempt at survival in an inner-city drug environment and generally. Dr. Smith, in his opinion, stated that the so-called "Family Man" now known as Charles' girls. Having stated this opinion and having visited many, he believed this community and its activities to be extremely unusual. He believed, however, that Charles' men were all men who had left their past behind. They were interested in the book "Stranger in a Strange Land".

Dr. Smith went on to discuss the problem of drug addiction not noting the cure rate was but 5%. He believed that an approach to a cure of drug addiction is not possible. He defined one of "multiple modalities", that is, different approaches to the drug addictions (with an addiction to a synthetic narcotic known as methadone). For others total withdrawal is possible (with a complete abstinence) and consequent non-use of any addicting drug can become a reality via group-therapy, encounter group therapy, psychodynamic counseling, etc.

Other highlights of the lecture were as follows:

- A discussion of the popularity of amphetamines and shooting speed, the recurrent popularity and the heroin. This course is being funded by a grant to 100 and anyone interested is advised to call or write: Dr. Frank Matthews, Executive Director, Philadelphia College of Pharmacy and Science.

PROF. STEPHENSON (Continued from Page 3, Col. 2)

fine relationship with the whole student body. He sees the position as something that is an ideal of the local counselor's yield to some extent, the demand for specializations.

Prof. Stephenon's position in his educational program must now, as always, be a real one and one that will meet the demands of the future. Prof. Stephenon has demonstrated by his past professional success and has been known to instill the same in others. "The Fatherhood of God and the Brotherhood of Man as the proper norm of the world of the future. This goal, he believes, may be best advanced in the law school and in the related school, particularly Villanova. He is confident of the future of the law school growing out of the long history of the university and the purposes for which it was founded.

SEGAL (Continued from Page 4, Col. 5)

------end of story-------

As to search warrants, Mr. Segal commented on the recent inter-thera-geability of many of them. They are often used as a substitute for a search and seizure, being skeptical, and knowledge of drug testing procedures, enabled him to go further into the characterization of the technician to show the inaccuracy of their work and the consequent lack of assurance as to the true nature of the evidence. While he supports the advent of more laboratory procedures for testing drugs, he is much too accepting of laboratory results.

Mr. Segal also spoke on various techniques in establishing a good lawyer-client relationship. The symposium was then opened to questions and the floor was turned over to the audience enabling Mr. Segal to comment on such topics as: the ramifications of recent court decisions, continued validity, the operation and effectiveness of Public Defender's office, the effectiveness of the law in the drug area, and the lawyers role in society.

I. C. C. (Continued from Page 5, Col. 5)

------end of story-------

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