Striking Performance Evaluated by Usery

by James Watkins

Former Secretary of Labor Willie J. Usery offered VLS students his personal view of several recent labor disputes in an informal talk on November 18. Speaking at the invitation of Phi Delta Phi, the college Usery kept his audience engrossed and amused with personal anecdotes throughout the 90 minute address. With over 20 years of involvement in major labor negotiations, stretching back to his role as a founding member of the International Association of Machinists, Usery has a rich treasury of experience from which to draw when assessing the pros and cons of current labor disputes.

Usery was highly critical of the negotiation process leading to the recent settlement of the National Football League strike. "If you ever want to know how not to run a negotiation," Usery observed, "start out like they did with prim donnas on both sides." The NFL negotiators were slow to learn that "you can't negotiate constantly running in new people."

"The way not to win labor negotiations is to conduct them in public and to be constantly coming in new people."

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Usery charged that, like the NFL players, the PATCO representatives underestimated public tolerance of their strike. Both groups of strikers "didn't figure that the public would put up with the strikes at all." Still, Usery saw the PATCO result as "exceptionally surprising; I could have predicted the outcome of the football strike, but few could have predicted the PATCO settlement."

The recent Chrysler negotiations were particularly noteworthy to Usery because the settlement marked the first time a strike was conducted in public with the provisions of the Code and with the public relations pertaining to any examination of the Code or of any role shall be a defense in any Board proceeding for violation thereof.

"Tucked away in the VLS Student Handbook is a list of 'do's and don'ts' to be employed to familiarize himself or herself with the Code violations. Read Chapter Five of the VLS Student Handbook among library hours, snow conditions requiring an element of intent to gain academic advantage. In Chapter Two note that intent may be established without proof of actual gain. Unless you are a part of the Honor Board, the part of the Student Handbook on snow conditions may be more interesting and more useful reading than the rest of the Code."

If you wish to become part of the Honor Board, nominate yourself for candidacy. At the beginning of each year, four representatives are elected from each class. Each class votes only for their class representative.

Honor Among Students

By Mary Porter

WARNING: Ignorance of the VLS Code of Conduct may be hazardous to your professional health. According to Section 2.2(b) of the Code, "It is the obligation of every student to familiarize himself or herself with the provisions of the Code and with the published rules pertaining to any examination of the Code or of any role shall be a defense in any Board proceeding for violation thereof."

During the investigation the Board investigates all parties involved in the incident. Evidence is gathered from the accused, the professor and other key witnesses. When all evidence has been collected, the investigators meet with the Board Chairperson(s) to decide whether probable cause exists to conduct a hearing on the incident. If probable cause has not been established, the Board drops the complaint from their records and notifies the accused student of the complaint dismissed.

If probable cause exists, the Board schedules a hearing where a quorum of three-quarters of the Board members by rule of evidence of the incident to determine whether the accused has violated the Code. Unless waived by the accused, the Board will maintain his or her anonymity throughout the entire process. Prejudice or bias on the part of the Board members will exclude them from any participation in the hearing or investigation. The accused may bring in another student or an attorney as counsel. Character witnesses may be brought into the hearing to speak for the accused. If three-quarters of the eligible Board members vote for investigation and trial of students who allegedly violate the Code of Conduct. In addition to their primary responsibility to administer the Code, the Honor Board also assists in administering examinations and student elections.

Investigation of alleged Code violations begins with an informal written complaint to one of the Board members. The Board services a formal notice on the accused student which names the nature of the alleged violation and the name of the accuser. A copy of the VLS Student Handbook accompanies every formal notice of an alleged Code violation. The Board meets to select two investigators, one of whom must be a member of a class other than that of the accused.

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By M. Th. Bourque

Nuclear Talk Lights Up Panel

The main body of the panel represented the nuclear freeze point of view, which calls for the United States to cease production of arms in a gesture, it hopes, the Soviet Union would follow. The nuclear deterrence argument, on the other hand, claims that nuclear freeze would actually make war because it would make the U.S. vulnerable and desperate. This argument says that only force and intimidation are under­ stood by the Soviets and stopping produc­tion of nuclear weapons would only be an invitation to the rest of the world to take aggressive action. McCormick noted in his talk, that just by being there, the U.S. would be making a statement to the rest of the world. The debate began in earnest when Gordon McCormick, a member of the faculty at the University of Pennsylvania, gave his sharp rebuttal of the nuclear freeze argument. William Sullivan, a member of Mayor Green's administration, and Thomas O'Bourke, an engineer with IBM of­ fered strong counterarguments which then produced a general discussion among the spectators. The debate continues and will be held on the campus of its jails than from the inmates of its universities.

John Dewey
The recent film, The Verdict, has been the object of criticism by many of those in the legal profession for the unbecoming way in which it portrays lawyers. Frank Galvin, as played by Paul Newman, is a pint-sized,说话轻柔的律师, who supports himself by soliciting business from gawking widows in funeral parlors. Aside from his seeming unchaste thirst for Bushmills' whiskey, Mr. Galvin has few redeeming qualities. We learn, however, that Mr. Galvin was not always such a despicable wretch; in fact, he was once a very bright, idealistic and honest attorney. He was so honest as to threaten to disclose the dishonesty of certain senior partners of the law firm in which he was also a partner, and for his honesty Mr. Galvin was expelled from the firm, divorced by his wife, and, of course, introduced to Bushmills'. His antagonist in the film, as portrayed by James Mason, is the embodiment of the successful attorney. From his immaculately tailored suits to his polished gold watch, he exudes power, cunning and about as much compassion for his fellow man as a bear trap. Continually surrounded by a phalanx of associate attorneys who are only too ready to emulate and please, he makes it clear that money is his and their raison d'etre, and that he should use all that the vast means at their disposal to garner as much of it as possible. He is more stiletto than man, transformed by his thirst for money and the power that money brings into a heartless machine. The moral of the movie is clear, the legal profession dehumanizes those who pursue it, both those who succeed and those who fail.

A no less damning picture of the legal profession was seen recently on the national evening news. A young attorney unable to make a living through his legal practice, was filmed while working as a waiter. Against this backdrop, it was noted that the number of attorneys being graduated from our nation's law schools vastly exceeds the number of legal jobs created in the market. Despite this, law schools continue to expand existing facilities in order to accommodate an ever greater list. Oh, and... Good Luck both in law school and out.

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GREEN ACRES
A Monthly Column by Tony Green
Putting Them in Their Place

An unusual phenomenon has befallen our little campus. I talk not of the search for a new Dean nor of Professor Peter's campaign for tenure. No. It is a distressing phe
menon. And something must be done.

I am talking about the attitude of the ll.

They are too damn uptight. They don't know their place. They even laugh some
times. Last semester, I saw a gaggle of them actually smiling as they walked out of a civil procedure class taught by Professor Nysen. Some of them strutted along the halls of this building as if they were its own with a job and I heard a rumor that some 1s were spotted taking in a movie and a pizza in Bryn Mawr on a Friday night. Apparently, obviously our professors are laying down on their job of turning a group of children into cowards, punorous, contentious, bit
ner, unhumorous, mounds of jello who will have no hope of finding gainful em
ployments...in the law.

Well, if the professors aren't going to do their job, I have a multi-point plan in mind to make the ll's into the mush they're sup
posed to be.

Last year, someone writing for the Docket had a bright idea: have the valet park the cars in the lot. Good start, but I would go further. I propose that the ll's also serve as waiters and waitresses. No more of this cafeteria junk for the upperclasspeople. And the ll's should have simi
lar tasks in the library. Upperclasspeople will simply sit in their carrels and, when

Burnday Hunters & The Law of the Sea

By Tony Shore

On Thursday, November 4th, 1982, Dr. John J. Logue, Director of Villet
a's Common Heritage Institute, spoke to a group of students and faculty on the Law of the Sea Treaty which was recently cul
cluded. The talk focused on what Logue believed were serious economic implications built into the treaty.

Logue explained that the United Nations Conference on the Law of the Sea was concluded after nine years of negoti
ations. The resulting comprehensive sea treaty (the Treaty of the Law of the Sea) was signed on De
ceber 10th, 1982, in 1985, by 117 na
tions. The United States has refused to sign the treaty because it is viewed by our govern
ment as a giveaway of exploitable resources. This "great rip-off," as columnist William Safire has called it, is the International Seabed Authority (I.S.A.), an en

citement by the treaty to administer the seabed and sub-soil beyond the nation
s own exclusive economic zone, a 200-mile wide zone, to each nation's coastal waters. This area is known as the "common heritage of mankind" by the conference and is divided among those nations giving and the like. That way, paid staff could per
form some of the tasks of the staff, typ
ings. None of this movie and a dinner stuff. Didn't they see the "Paper Chase" before coming here?

Smiling and laughing will be dealt with post haste. Veronica, Attendance will be taken in the law library on weekend even
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We might also consider forcing the ll's to perform some of the tasks of the staff, typ
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ings. None of this movie and a dinner stuff. Didn't they see the "Paper Chase" before coming here?
by R. Wells

Benth: Tell me again what years you were in the U.S. Attorney's office?

Q. It was 1960 when I started, I left in the summer of '65.

Q. You had been Acting U.S. Attorney for about a year or so before that, had you?

A. Court appointed for about a month and a few days.

Q. You were there, first-hand, to witness the Marston debacle. Can you talk about what it's like to work in the U.S. Attorney's office and have the politics of the appointees affect the operation of the office?

A. When I left the office in '65 there was a lot of interest in the staff as to who the new one was going to be. But I couldn't answer that question for the U.S. Attorney's office is a political process that is behind it, that is, who will be appointed by the President. It is pretty clear that generally it is the Senators or at least the Senator from this District who has the primary say who it will be and rumors fly around, generally at least in my opinion, and it gets circu­lated and discussed.

Q. What is the direction the office will take and how efficiently will it run with the person who is appointed there - do you think that where the office could enforce federal law and federal policy about law enforce­ment but it is dependent on people that I worked for were as good as I thought they were but it affected any in a direct way other than when a new staff stories in the papers and there was a virtual turnover and it affected any one in a direct way other than when a new staff stories in the papers and it got circulated and discussed.

Q. But there is a matter of direction and leadership from the top or isn't there? Would the office run the same way?

A. The direction of leadership comes from two sources. The principle investigative di­rection would come from the agent in charge and the agent in charge is superior to the Director of the Bureau in Washington. They set their law enforce­ment policies and will then present those cases to the U.S. Attorney. If the U.S. Attorney's office is little different in a postured investigation obviously that will suffer if there is a failure to provide adequate and substantial resources.

Q. There's a lot of questions there. First of all, I don't think law enforcement ever stops because of a problem with the U.S. Attorney. In terms of local law service agencies that are in the process of constantly investigating.

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Miracle Dictu-
Miracle on 34th Street

by Anna Arakelian
September 13, 1982 was an ordinary
evening. It was just another Monday
in the city that never sleeps. It was
eight o'clock in the morning, but the
traffic on the streets was already
hectic. People were rushing to
work, school, or just to run errands.

No Cukes Festival A Success

By A. Peter Prinsen

With the advent of civilization and
good taste, a raquet sport was created
to allow people to be physically
active without the pain and suffering
that comes with weight-bearing
activities. Raquet sport is a
popular way for people to
become involved in physical
activity, while at the same
time, having fun and enjoying
the outdoors. Raquet sport
is enjoyed by people of all
ages and gender, and offers
a great way to stay fit and
healthy.

Talks Reduce Trials

Statistics recently released by the
checklist's office indicate the
continued success of the
court-annexed arbitration program in
the Eastern District of Pennsylvania.
For example, during the four-year period
approximately 20% of the district's civil
cases were handled by the program.

2,701 or 75% of the eligible cases filed in
the first four years of the Eastern District's
program have been terminated by
arbitration. The majority of the remaining
904 unterminated cases, representing the
other 25% of the cases, had been
terminated by the arbitrator and
since that four-year period and either
an

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The Squash Club offers an opportunity
for members to play in two ways. First,
there are challenge matches to move up on
the ladder and play someone higher than you
on the ladder and when you win, you take
their place. It has been said that
New York, Philadelphia and
New Jersey enjoy playing squash
more than any other people on
the earth. The second way to play
squash is in a team competition.

Distribution of Eligible Cases Terminated in the E.D. of Pa. (9/1/78 to 1/31/82)

| Measure | in eligible cases | Terminated prior to arbitration | Terminated after arbitration
<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Settled</td>
<td>2,747</td>
<td>59%</td>
<td>274</td>
</tr>
<tr>
<td>Arbitration</td>
<td>125</td>
<td>22%</td>
<td>25</td>
</tr>
<tr>
<td>By Default</td>
<td>21</td>
<td>5%</td>
<td>5</td>
</tr>
<tr>
<td>Total Cases Terminated</td>
<td>3,103</td>
<td>100%</td>
<td>299</td>
</tr>
</tbody>
</table>

The new figures from the clerk, who
has terminated more than 15,000 cases, include
2,747 or 25% of the eligible cases terminated
prior to arbitration hearing (see table).

Less Time. According to the new data,
the median time from issue date to
arbitration hearing was six months —
compared to an average of 12 months
for the program. While the two types of
cases handled by the program had different characteristics,
this reduction in time is noteworthy.

Trials De Novo Inconsistent, In the first
four years of the program, 56 cases,
representing 21% of the terminated
cases, have been arbitrated.

In 329 or 59% of these cases, litigants did
not initially accept the arbitration
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This case was comprised of 109
eligible cases, of which 68 were
settled, 25 were converted to arbitration, 1
was converted to trial, and 15 were
withdrawn or closed.

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Carrying On in the "Tank"

By John Jackson

I gave Hamid Allah his bail interview the other night. At the tank, the cellroom. In Philadelphia, at 2:00 a.m. Hamid told me his religion was Islam and that James Sutton, the name of his police file, was "his slave name." He said that he had shot an unbeliever.

I didn't question him any further; I'm an unbeliever too according to him.

As a bail interviewer I see lots of Hamids. Since turning 18 six months ago, 143 crimes — robbery, burglary, assault, robbery, over and over again. He's had no convictions yet; the system simply can't keep up with him. He is only unusual for the number of crimes. At least 60% of the people I interview never finished high school.

Then there's John, who shot a woman and dumped her on the highway. He tried to run and was picked up on a bench warrant. Philadelphia has bench warrants outstanding by the thousand. Fortunately, the woman didn't die. Pending on John's record is one murder conviction and one attempted murder. He served three years for the murder and was out on active probation. That's not unusual: maybe 20% of the people I review on active probation when picked up.

How about Steve from South Philly who cut a man's face open with a bottle of beer — 40 stitches. Or Doctor Mushroom, a deaf and former anti-fascist and controlled substances. Tommy shot a woman who was being a little slow handing over her cash in his last arrest. He was twenty. Or a 16-year-old who beat an old man to death over a hoagie. He will be tried as an adult. And the "Gunscombe" Brown, finishing up an illustrious criminal career at 54 with a weapon violation. "Gutscombe" has a four-page rap sheet with aggravated assault by interviewees who have prior records; many of them have been wiped clean so I don't ever see them. First arrests are priced in the tank; less work in checking the records. In the interview because he or she is still dazed by the system. It takes about 30 minutes to an hour to check out a record and interview a person depending on his particular record. You waive the crimes and space-out struggles if you can spot them. You ask about addresses, family background, references, money, employment — anything that makes a man or woman less of a risk to skip bail court date. About 30% are unemployed and on welfare. Most of the people in the tank are just life's losers.

After the interview you go up to see the judge who sets their bail. The four kids who went raped a 15-year-old girl at knife point got $100,000 each, 10%. That's a sum as unobtainable as the moon in a place where legally hundreds are rooming in the detention center until their trial dates because they can't get up a hundred dollars to make bail. Bill Saunders, who put 10 Philadelphia cops in the hospital with assorted broken body parts got $120,000. They were so afraid of him that they gave him his preliminary arraignment through the bars of his cell.

Of course, the police can do some hitting of their own. They used spring-loaded shots on Saunders, which are essentially large blackjacks. People do come in wearing "the bloody turban" when the charge is assault and battery by a police officer. I had a man who told a policeman to "shove it" when ordered to leave the Greyhound bus after being searched. He came in with a knife on his head shaved off so they could put in 27 stitches. I told him to shut up or he'd go to jail. They keep baseball bats at the police desk in the cellroom.

Preliminary arraignments take about five seconds. "You're charged with robbery and aggravated assault, your bail is $100,000, 10%. Your preliminary hearing date is August 5th." Bang, it's over. Twelve seconds. "You're charged with robbery and aggravated assault, your bail is $100,000, 10%." Bail is set. The court trims off 10%. 

"The Life and Times of Richie Phillips"

The Pigskin and the Vellum
The Life and Times of Richie Phillips

By Walt Champion

Villanova Law School has many honored alumni, perhaps none more so than Richard G. Phillips. Richie Phillips is that rare phenomenon: a multi-talented athlete. He was talented enough to participate in the NCAA tournament could not say "no." He was well suited to survey the current labor madness in professional sports. He was a "percentage of the gross" and "wage-scales" and all that. As a law student he was a "percentage of the gross" and "wage-scales" and all that. As a law student he was

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The Plan
1-8 P.M.
results. Because of this extensive dent, conducting hearings and reporting re-

the situation than the faculty who merely

Board puts in hours investigating the inci­

authority. Mary Beth Wolfe, Co-Chair-

members think they have a better grasp of

revision of the Code of Conduct shifted

the Board of their final disposition and

sanction.

Although the faculty considers the sanc-

Neither faculty nor students have experi-

This shift in power left the Hraor Board

two years ago, a revision of the Code of Conduct shifted some authority back to the faculty by re-

Board's decision, proceeded to revise the code. This gave the faculty review of all

hath had no input into the case.

of the Code of Conduct. Both experienced a re-

the hearing as the major drawback in en-

function of a tight job market."

These hearings were the net result of

members find the evidence convincing, the

Board notifies the accused of his or her

the Board then recommends a sanction.

Regardless of the outcome of the hearing, the Board submits a written report to the

and posts the results of the hearing on law school bulletin boards. Acting in an

appellate function, the faculty reviews the Board's report and either affirms or re-

verses the Board's decision.

Although the faculty considers the sanction

recommendations made by the Board, the authority to impose sanctions for Code

violations rests solely with the faculty. The faculty notifies the accused student and

the Board of their final disposition and posts notice of their action on the law

school bulletin boards.

The faculty has given limited authority to the Honor Board and to the law school administra-

tion for administering rules governing student conduct. Two years ago, a revision of the Code of Conduct shifted

some authority back to the faculty by re-

The Honor Board heard the first case in

March, 1982. A student used unauthorized materials for an exam. The professor per-

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March, 1982. A student used unauthorized materials for an exam. The professor per-

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about the exam in the supplement. The Board also decided not to support the accused

the hearing stage.

No sanction was imposed following the

second Code violation hearing. In this case

the student took more than the allotted time

to finish an exam. The student thought the

professor had instructed the class to "finish

up" and the student finished up the ques-

tion being answered. However, testimony

revealed that the exam closed with the usual

"The examination is now over. Put all pencils down." Other testimony re-

flected the student's perception that the exam was not finished. As a san-

ction, the Board permanently noted the student's name in the exam. As a sanc-

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rejecting the Board's recommendation, the faculty imposed two different sanc-

tions. First the student was reprimanded before the Dean. Secondly, the incident

was permanently noted in the student's file.

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On the Threshold

THRESHOLDS needs you to become a

volunteer at Delaware County Prison. Why? Because someone there needs you. Studies show that inmates having a one-

on-one contact with a caring volunteer from the community are less likely to return to jail.

THRESHOLDS volunteers are in prison to teach specific skills and to help those inmates who want to help themselves. By setting goals and working to achieve them, inmates make decisions and solve problems. By solving problems, they gain control over their lives, have a more posi-

tive image of themselves, affirm their worth as individuals and are better able to cope with life when they return to the com-

munity.

Volunteers are needed who can give 2 hours of their time per week for 10 weeks. No education or previous training is re-

quired. The only qualification is that you attend the next training session being held at Delaware County Community College on Feb. 4, 5 and 6.

If you would like to register or would like more information write THRESHOLDS, Box 334, Media, Pa. 19063 or call Jacqui McDonald, Director, at GL 9-9384.

STOP EXAM!!

For Financial Aid Next Year YOU MUST: (A) Get forms NOW from Kennedy Hall for Work Study and NDSL loans. Abs-

olute deadline (no extensions)??is March 15. (B) Get GAPSFAS in Room 51 or 4F NOW for Law School loans and scholarships. (C) Contact your bank for GSL and PLUS loans for next year.

IMPORTANT

(1) If you went to high school in the Phila-

delphia area (includes South Jersey, Del.; Montgomery, Chester, Bucks Counties, etc.) see Mrs. Scheid, Room #47, for Goldman applications. Abs-

olute deadline (no extensions)??is March 15. (E) See Sandy Mannix Room #50, if you have questions or problems!

We're Your Type
OFF THE ICE

By Sean Abdul O'Grady

Another marvelous filled semester beckons from over the rosy horizon. The smell of excellence is in the ozone. Student's scrambling for the first shot at a law review-outline. The endless queues at the bookstores. All this and a brand new year to screw up. The eyes of the sports staff hang heavy with the knowledge that this year has gone by. But, you say, all this drive has no place in an O'Grady column. And you're right. So strap yourselves into your carrels, sports fans, because this column is just a little over a group of the normal precautions. And don't say of Abdul didn't warn you.

At this prestigious point in the column I would like to make a nomination for the Commission of Baseball. Our future figurehead should be none other than Sean Abdul O'Grady. The owners will never have to worry about unwanted interference from the press while the word release program plays out. The rookie's two-weekly comment is a must. I also think that a job like that would look good when I next come up for parole. I'll be in your office waiting for you.

KEY NOTES: Abe Lemons, ex-basketball coach speaking about the Athletic Director who fired him. "I feelin' No! I don't have any of these. But I just bought a gass bottom car so I can watch my season. When I run him over this is what I will do..."

Volleyball players go for the gusto or ruminate on their fate.

STRIKES

(Continued from page 1)

When Bear Bryant announced his retire­ ment, not for take, campaign in the sport. Ray Perkins quit his head coaching job with the New Orleans Saints after the 1979 season. He may be Philadelphia's first Frank Rizzo. It is his race to lose. It is his race to lose. It is his race to lose. It is his race to lose. It is his race to lose. It is his race to lose.

The Republicans — it is unusual for the Republicans, the minority party in the legislature, to start out the New Year with a serious declaration. This year, however, this unusual will probably happen. Charlie Doughty, the recently defeated Congress­ man from the Northeast will probably run as the upset against the organization's candidate who is a John Egan, an impressive rich stockbroker who is really a Democrat and a close friend of Mayor Bill Green. (Interestingly, Egan was one of the powers behind the candidate who defeated Doughty. Egan was a simple man, not a bully, not a racist, but he was a joke. To win that election, that packaging will be necessary. But it is likely that the voters will be more "enough" moderate upper mobile Democrats who use to think that he was a national outfit headed by one of the learned Docket editor who has had with the fine folks at Kelly's. Second, the Egan campaign was nowhere ready. Third (and this one also strongly fashionable) the people wishes of those higher up than Abdul; |

The Goode campaign is just beginning to make a comeback. One thing you can say about the Goode campaign is that he's not a racist, not a bully, not a national outfit headed by one of the learned Docket editor who has had with the fine folks at Kelly's. Second, the Egan campaign was nowhere ready. Third (and this one also strongly fashionable) the people wishes of those higher up than Abdul; |

The Big Question out of college football this year is howInvoice two-power programs (Bow­

SQUASH

(Continued from page 5)

last year. These parties allow members to show off their tricks to the rest of the club. The skills required are, 1) ability to recog­

The most prominent media consultant. (The firm's two partners, Hank Morris and Phil Friedman, are both lawyers.) Among the lawyers on the Leonard team include a number of native worthies (the campaign was kicked in a $100,000 loan), Philadelphia's Bar­

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