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Grad Speaker Selected

By John Grisham

District of Columbia Circuit Court of Appeals Chief Judge Patricia McConkey Wald will be this year's Law School Commencement speaker. Dean Stephen P. Frankino announced last week. Chief Judge Wald will receive an honorary degree from Villanova at the ceremony.

Wald, 59, has served on the D.C. Circuit Court since 1979, when she was appointed to the bench by then-President Jimmy Carter. A graduate of Yale Law School, Chief Judge Wald is also the author of several books and scholarly treatises.

The selection marked the culmination of a year-long process during which student input into the decision-making process was solicited, apparently for the first time. Associate Dean Gerald Abraham said last week that he had welcomed such student participation in the future, although he added that he would "like to see something a little more formal" than the way it was done this time.

"We will try to get the SBA to propose specific procedures for student input," Abraham said. "The faculty remains interested in establishing a procedure for formal student input into the process. What I'd like to see is a student committee organized for that purpose; maybe an SBA committee, or just a committee of the second- and third-year students (the process begins a year in advance). From this committee we would have a list of candidates submitted to the faculty committee, who would then vote on them, though, of course, they could add names of their own.

"Last year, the Class of 1988 was polled on their personal choices for commencement speaker, and the list was submitted to the faculty committee via the SBA. Abraham said that this list was, in fact, considered, but he added that "the impression I got was that this was done informally, and that there weren't that many votes cast." He said that there was no "general election" on the subject, and reiterated his desire for a formal process by which student input can be injected into the selection procedure.

"We did consult that list," Abraham said. "I think Judge Wald was on the list; although I couldn't swear to it. But I do recall that the faculty also thought highly of Judge Wald. Everything I've heard about her suggests that she's an excellent speaker, and that she'll be interesting for (the graduating class) to listen to. I'm looking forward to hearing her, myself.

Writing Staffers Contracts Extended

by Suzanne M. Cosentino

In a vote late last fall, the faculty of VLS set a new precedent by extending the contracts of the current Legal Writing instructors for a third year. Lauren Scott and Nancy Schultz, who are in the second year of their contract, will remain with the school through next year, while Annamiek Young, who is expecting a baby, will be leaving later this semester. Karen Porter recently left VLS for the PhD. The policy in previous years was to hire an instructor for one year. If there was a "mutual agreement" between the Director and the instructor, the contract could be extended for one more year, but "that was it," said Sirico. Why just a two-year term? "It's a tough job," he explained. "Not many people want to teach this subject long term." The two-year policy has been in existence since the Program began about six years ago. Prior to the program, the faculty, assisted by 3L students, split up the IL's, but uneven instruction led to the hiring of the Legal Writing instructors.

What influenced the recent faculty vote to extend the instructors' term to a third year? Sirico notes that the faculty is apparently "booming a bit. Two years shouldn't be a hard and fast rule." As for the influence of the forthcoming book on legal writing written by the current instructors, it "certainly added to their credentials," said Sirico although he believes that the vote would have gone the same anyway.

Sirico noted that the decision of the faculty is not only applicable to the current instructors, but to incoming ones as well. How do the instructors feel about the policy change? Nancy Schultz said that, at first, they "never thought about extending" their contract any further than the two year limit, but, as Lauren Scott adds, "we realized how much fun it was" to teach IL's in such close contact. Both Schultz and Lauren Scott are satisfied with the decision. According to Schultz, the faculty vote has opened the door for instructors to be approved for extensions on a year to year basis. The search for two more instructors to replace Annamiek Young and Karen Porter, will continue after grading of midterms has been completed.

New "Look" to Student Lounge

By John F. Renner

If students were asked what they thought the Law School was like over the break, they would probably describe scenes of dark classrooms and desolate hallways. Although classrooms may have remained dark, other areas of the school sprung to life with the activities of workers renovating the student lounge and faculty dining room.

The student lounge has a modern new look that promises a comfortable and relaxed environment for students and faculty. Some minor last minute problems have delayed the opening of the new lounge but Dean Steven Frankino said he expected the finishing touches to be completed by the end of January. Many students have already observed the improvements by noting the increased number of seats available as well as the new wallpaper, carpeting and furniture. The Law School employed a decorating company last fall to design the furniture especially for the lounge.

Dean Frankino is extremely satisfied with the results of the lounge renovation project. His aim is to provide students with "an attractive, professional space for their use." Students can have informal discussions about classroom-related topics or current political controversies. The lounge also provides a unique and appropriate setting for faculty members to casually interact with students outside the formal classroom environment. Dean Frankino views this type of interaction as absolutely essential to a satisfying and sound legal education. He hopes, therefore, that the new lounge will be an important part of the daily activity of the law school.

The renovation project also includes the faculty dining room. Besides a dining room, it will also serve as a reception area for many of the school's formal affairs and ceremonies. The completion date for that undertaking has been set for the end of February.

The renovation project is in

(Continued on page 4)
A New Year's Agenda

Instead of the usual January list of resolutions, we decided instead to draw up a "wish list" for VLS — to give those who hold sway around here some input (and, hopefully, some insight) from those of us who don't. Before we do, though, we hasten to note that this student agenda is articulated as a Villanova law student agenda. Our focus is on the diversity of a Temple, Penn or Rutgers; not to mention Harvard and candidates from the ranks of lawyerdom, if only to lend credibility.

Longer-term, we have to inculcate a relationship with minority undergraduate institutions. But, regardless of our demographic makeup, each brings, to a student body.

a following in the United States for his depiction of life in contemporary Soviet society, which, he

be fixed.

be fairly attended, but they might even create interest of a newsworthy
to food, shelter, a job, etc.) are
to health and safety and a minimum of information. "Photo

be given by the administration. It is to allow officials to benefit from media exposure without having to reply to the questions of overly inquisitive reporters, and the exposure lends an aura of official statements without critical investigation" to name just a few. She also forgot about the less direct but more potent control that administrators have over corporate advertisers whose dollars flow to sustain a capitalist government.

to forget that they might even create interest of a newsworthy nature which the local — maybe even national — press might be convinced to cover. Such suggestions are all being used one way or another.

Dear Editors:

I was dismayed to discover upon return from Christmas vacation that my safe haven at school was closed and has remained closed all week. My reaction was that the student lounge would remain closed and would be open only once a year to keep its pristine appearance.

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Undue Process: Breaking the Law

by B.S. Finkel

You know, when I started law school, and I was still driving a Golf, my plasticine, paper-towel mind rebelled (mutilating my dreams of being a well-read lawyer-I'd mess I'd absorbed in the last few months. I couldn't compare my mind to the quicker picker-upper of the break, one need only look at the before and after. (If there's no longer a thing better to do than looking at the brownie points with the judge, you're going). In short, those of you who were pale, clumsy, scrawny, stuttering, destined to be written up repeatedly and which one is just plain working, to develop our legal skills and an understanding of their futures, to develop our legal skills in a context that makes sense to them.

The winning team in the Competition was Villanova University, with 24% of their team members ultimately selected as members of the Law School's Moot Court.

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Sin-i-sizm: A Theory
by Susan Jacobucci

Yes, I must admit that I am a product of my society, and that I am a march for and against sundry causes. I can tell you where I was when I was 12 and what my name was. I can even tell you where you were when you were 12 and what your name was. I can tell you about the Irony of Kent State University and how the shootings there occurred. I can tell you about the day the war ended. So what does this have to do with the price of peanuts in Yankee Stadium? I do not know of any connection, should there be one, I will be the first to admit that it is quite likely that there is none.

The Alfred E. Neuman corollary has the general proposition of “What, Me Worry?”

by Judy McClennan

I saw the world through activist, the one who believes in various causes and is not afraid to share our ideas and thus lively debate. People at VLS do care, about anything. We sponge and hoard our fellow students’ views about anything. We are conditioned to be oblivious to the fact that we are to blame for our own situation. Everyone is conditioned to the general proposition of “What, Me Worry?”

For us idealists turned cynics, it is often hard to reconcile the fact that we are that we are to blame for our own situation. Everyone is conditioned to our self-interest, it’s a natural Darwin-esque response. Yet, often important ideas, concepts and individuals’ personalities get lost in the shuffle. VLS doesn’t suffer from apathy, it suffers from cynicism.

in junior high school, I remember when a group of friends played a practical joke on a teacher. They put a “cigarette lead” into her cigarette, and when she was in the faculty dining room, it exploded, showering ashes everywhere. She was quite a lady, and actually inserted the explosive herself, had help with a diversity of students and received encouragement from the others in the gang. This group was watching on the upper window when the cigarette exploded. This was the beginning of a little de facto reasoning for the administration to figure out who was responsible. The cigarette was assembled in the principal’s office, the question was, “I suppose you know who you are here?” to which one student replied, “I do, I blew up Miss Smyth’s cigarette.” Whereupon the principal dismissed the remaining students. None of whom ever forgot. Naturally, the confessor received a very light sentence and from then on was seldom in trouble. It is unfortunate that nothing like this ever happened to Jimmy Tayoun?

by David Butterworth

The disposal of trash is a problem reaching crisis proportions in the state of Pennsylvania. Villanova’s Environmental Waste and Relations Action (VWAR) and Ke catal. Mr. Michael Fisher, a

The Docket invites guest opinions from the faculty, staff and students of the VLS community.

The new look (Continued from page 1)

A Christmas Carol

by Franklin Kury

Visitors to the Christmas Carol were greeted by a brightly draped tree in the atrium. The tree was lighted by the President of the Student Government Association, Stephen A. Zgoda.

Freshman, Those who have never seen the story before, are invited to attend.那些 who have seen the story before, are invited to attend. The show will be held at 8:30 p.m. on December 12th in the auditorium. The show is presented by the Drama Club and is directed by Mr. John Rogers.

The discussion will focus on S-200 and what it should and can accomplish. Villanova's Trash Crisis. S-200 will require counties to plan and implement trash disposal strategies.

I guess the unfortunate side is that the law was passed without supporting it in the Senate. It is hard to say. At the very least, part of city council will be willing to challenge leadership when leadership is weak and only doles out the spoils.

The Symposium will be held on Friday, March 11, 1988 at the Law School.

Panel discussion topics will include discussions of technological alternatives, planning and siting concerns, and implementation of recycling programs. The bill requires municipalities of a certain size to implement recycling programs within three years. There are other municipalities of Pennsylvania’s municipalities will be covered by the mandated recycling program. The Bill passed the Senate this fall but ran into problems in the House. Presently, the Bill has been returned to the committee in session.

The new look (Continued from page 1)

idea Dean Frankino formulated to help the law school develop support for important areas. He and Dean Robert Garbarino worked diligently over the vacation period to ensure the school’s support.

Dean Frankino has not had the technical problems that arose with the project. Those problems included the timing of delivery for needed materials and scheduling the various meetings and the various stages. Fortunately, the law school is able to overcome these problems in time to handle running construction projects. Prior to coming to Villanova, one area of specialization for the Dean involved litigation concerning large construction projects.

Dean Frankino will expand the renovation project to other areas of the school as funds become available from a capital budget. The academic budget is not related to this project and, therefore, will not be affected adversely while the Law School receives some substantial improvements. Some come into the lounge, stay awhile, and enjoy the progress.

OP-ED

by John Bravacos

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THE GAREY HIGH SOCIAL

LADIES AND GENTLEMEN

Wicked reality has crept its way into the watchful hearts of yet more 3L’s. Budding careers are both jumping, black Friday style, from the ivory tower security of school to the attentions of the3. Let’s not be anyone mentioned the “I do” are (open Sesame.) Just the same, hearty congratulations go out to 3L John B. a/k/a Captain Bravo and Carolyn B. 2L’s Karen R. and Carole U. joining the wedding march, and we wish them the same luck with their ball and chains. There are assemblies enrolled that need our best wishes. These include: 1987 valedictorian Wayne D. and New York proclamed pro-Frank M.

FROM THE FIRE TO THE FRYING PAN (or oil is the new black)

Best wishes go out to 2L Pat O., who will emerge from the stor 3L’s K-S. is also a mother-to-be and we expect her to be in school. Her and we extend wishes for happy and healthy baby. If you need any advice we suggest you contact 3L Scott B. and his wife Gina. (Her advice is great facts about pregnancy.) We are pleased to announce the birth of their daughter Sarah. By our calculations Sarah will be in the VLS graduating class of 1992.

LADIES AND GENTLEMEN

It must be those new warnings on cigarette packs that somehow mysteriously inspired a collective kicking of the habit over the weekend for many of the 2Ls. Publishing in New York Times v. U.S.^

Happiness and regret

in the course — perhaps at that moment sluttery could prove to be proverbial fountains of information. And look out for the rumored 1L outline where, Mark A., our sources say you’ve the scanning type. Honorable men­ tion in this category goes out to 2L Chris M. Miami thanks you.

RAVE REVIEWS

VLS is proud to announce its most recent literary equivalents to the likes of James Mitchener or Colleen McCullough. The most recent publication are 2L’s Dave P., Mike G., Lorjean O., Anne M., and Tom G. Congratulations on your suc­ cesses. You were pegged by the profs as the group you were posi­tioning as opposed to the Bahama Bums or the “boys of the book club.” May you all be as successful in that favorite 3L course, Time/ Patent Law, as you were in the 3L Law Review managing editor selection.

A DAY THAT WILL LIVE IN INFAMY (12/21/87)

is — Professor Maule could ignite the building by simple words. He could about the IRS. Whenever he reaches a major crossroads that absolutely no one has time to forget, managed the doublewhammy. He could even exclaim "Touchdown!" as he does a slow motion knee-to-chin run in front of the podium and gives the Code a good spke. Or he could insert the Maule Challenge in the body of the first quiz to ensure that absolutely no one has time to finish it. But then Professor Maule raises a major challenge: Do not forget to wear pants, we did about the IRS. Whenever he reaches a major crossroads, do not forget to wear pants, we — Professor Maule could ignite the building by simple words. He could about the IRS. Whenever he reaches a major crossroads that absolutely no one has time to forget, managed the doublewhammy. He could even exclaim "Touchdown!" as he does a slow motion knee-to-chin run in front of the podium and gives the Code a good spke. Or he could insert the Maule Challenge in the body of the first quiz to ensure that absolutely no one has time to finish it. But then Professor Maule raises a major challenge: Do not forget to wear pants, we did about the IRS. Whenever he reaches a major crossroads, do not forget to wear pants, we — Professor Maule could ignite the building by simple words. He could about the IRS. Whenever he reaches a major crossroads that absolutely no one has time to forget, managed the doublewhammy. He could even exclaim "Touchdown!" as he does a slow motion knee-to-chin run in front of the podium and gives the Code a good spke. Or he could insert the Maule Challenge in the body of the first quiz to ensure that absolutely no one has time to finish it. But then Professor Maule raises a major challenge: Do not forget to wear pants, we — Professor Maule could ignite the building by simple words. He could about the IRS. Whenever he reaches a major crossroads that absolutely no one has time to forget, managed the doublewhammy. He could even exclaim "Touchdown!" as he does a slow motion knee-to-chin run in front of the podium and gives the Code a good spke. Or he could insert the Maule Challenge in the body of the first quiz to ensure that absolutely no one has time to finish it. But then Professor Maule raises a major challenge: Do not forget to wear pants, we — Professor Maule could ignite the building by simple words. He could about the IRS. Whenever he reaches a major crossroads that absolutely no one has time to forget, managed the doublewhammy. He could even exclaim "Touchdown!" as he does a slow motion knee-to-chin run in front of the podium and gives the Code a good spke. Or he could insert the Maule Challenge in the body of the first quiz to ensure that absolutely no one has time to finish it. But then Professor Maule raises a major challenge: Do not forget to wear pants, we...
By Jessica R. Conley

What do you get when you cross an aspiring lawyer with a politician? Villanova Law School has its own answer to that question: Aris Karalis and Tom Forkin.

Karalis is the youngest councilman ever in Delaware County. In 1983, when Karalis was only 19 years old, he was asked by the Republican party of Yeadon Borough to be a candidate for councilman. He accepted, and this led to his achievements in high school and law school and as President of Student Council and as representative on the Youth Forum Advisory Board.

Forkin, on the other hand, has served as one of seven members of council. His primary duty is to chair the Finance Committee. With the assistance of the borough assistant, Karalis manages the borough's office, pays the bills, and handles insurance. Forkin is on call at any time and handles emergencies and meetings. To meet this need, he has installed a car phone, which can be reached. In addition to his role as councilman, Karalis is the council's liaison to several restaurants and is in charge of operations.

How does law school fit into his busy schedule? Karalis says he is accustomed to very long hours. His day starts very early in the morning and ends very late at night. "I usually start at 7 a.m. and don't stop until 2 a.m.," he says. "I have a very structured day. The night before, I have my itinerary planned for the next day. The key to having this work, he says, is organization. It also requires him to be very dedicated and hardworking to keep up with the pace of his studies. Even when Karalis is not on the couch eating Christmas Eve dinner, he is thinking about the next day to get messages. He usually has his classes early in the morning. After classes, he usually heads to the restaurants or the borough offices. Although the borough's office hours are until 5 p.m., he has keys to the office and can enter 24 hours a day. At many times I'm there at very weird hours but the key is just getting the job done." Business meetings, either for the restaurants or the borough, are usually done over lunch or on his way from school.

While in law school, Karalis has taken almost every business related course offered. In his position as councilman and controller, Karalis says he has been exposed to a number of business transactions before learning the legal principles behind them in school. He explained that this on-the-job training has enabled him to relate his class assignments back to his on-the-job experiences.

 Asked whether he has any political aspirations, Karalis pointed to fill a vacancy on a local board. In 1983, he was elected by voters to serve as Judge of Elections in the 61st Ward, 25th Division. Twice a year, during the primary and the general election, he oversees the conduct of the election at the polling places and coordinates and tabulates the results.

Forkin took a major step into the political arena in January 1987 when he became a candidate in the Democratic primary for a Philadelphia City Council-At-Large seat. "At-large," Forkin explained, "means people throughout the entire city can vote for you and it is not just limited to one district." Forkin did not win the seat in the May election but he was pleased with his showing. "I think we did surprisingly well considering I was a full-time student, that we were only able to raise about $6000 and that I didn't have a lot of name recognition."

Forkin's future plans? He is presently weighing the option of either joining a law firm or going into government. Forkin stated that he is able to raise about four credits away from receiving a Masters degree in Government Administration from the University of Pennsylvania's Fels Center of Government. He also expressed his desire to run for another political office if an opportunity arose that was feasible. Forkin encourages people to become involved in politics if they want their voices heard. Forkin cited former President John F. Kennedy's statement that politics should attract the best and the brightest.

Aris Karalis and Tom Forkin, two of Villanova Law School's own, answered former President Kennedy's call and have made their voices heard.

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The Tax Man Cometh... Be a Volunteer in Tax Assistance (V.I.T.A.)

See Professor Schoenfeld

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3L Tom Forkin (right) with Gov. Bob Casey and Sen. Joe Rocks

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3L Politicos Balance Books and Business

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The Docket • January, 1988
Moot Court Road Show

by John Gambescia

Those who work hard, play hard. In law school, however, many times the play is harder than the work.

The Villanova Moot Court Board members and other selected students spend much of their time preparing appellate arguments, in order to represent Villanova in inter-scholastic competitions throughout the country. This year the students will argue criminal law, evidence, telecommunications, international law, and privacy.

Each year a Moot Court attempt at a New Year's resolution, but this year I'd really like to stick with it. I want to quit my compulsive overeating. I find that lack of sleep and stress bring out the chocolate in me. How can I control these urges when I'm stuck at school and the vending machines start calling my name?

It's important that you've gained some insight into what conditions support addictive eating. Probably the best rehabilitative approach is to focus on being healthy. I don't mean to sound like your high school gym teacher, but a good cardiovascular exercise program of at least 20 minutes a week can really improve your sleep pattern and reduce the stress in your body. Once you get into it, you'll get a better rush from betaendorphins than chocolate ever gave you. It would also help to wean yourself from junk foods and eat fresh fruits. It can actually reduce your cravings. Another good tactic is to bring healthy food with you to school and don't bring any money to support the vending machine habit. If, however, you really feel that you need some help, you might consider Overeaters Anonymous (848-3391), or a local weight loss program. But hey, a few M&M's never killed anybody.

I'm a third year student and lately I've been feeling like I'm on Noah's Ark. My classmates are pairing off in incredible numbers and marriage plans are constantly being discussed. It's not that I'm not happy for them, but it gets to be a real drag when no one wants to go out anymore. I've become the terminally single friend whose greatest fear is already being realized — I'm being ignored by the majority of the single sex. I have to go to the street at dinner parties. My problem is not that I'm looking for a main squeeze. I just don't want to have to talk about upperwear all the time. Any suggestions?

The Benton Moot Court Competition was held last term in Chicago. The team comprised Martha Raskett, Clare Keefe, and Marie Sambor. The issues involved criminal law and procedure.

The Regional Phillips C. Jessup International Law Moot Court Competition will be held in Washington, D.C. from February 13-15. VLS Professor John Murphy was given the honor of drafting the problem for this year's competition. The team comprised 3Ls Felic Eliewane and Ron Weikers and 2Ls Shawn Laiu and Brett Ricksman. The issues involve terrorism.

The Merna Marshall Moot Court Competition, which is sponsored by the Philadelphia Federal Bar Association, will be held at the Federal Court building in Philadelphia on February 23. The team is comprised of Tom Hughes and Walter Lucas. The issues involve business records and the power of the special prosecutor. The team will compete against Temple Law School in the first round.

The Telecommunications Moot Court Competition, which is sponsored by the California Western Law School, will be held in Williamsburg, Virginia on March 4 and 5. The team is comprised of Madeleine Barber, Andy Bellwarter, Bob Carey and Carla Orman. The issues involve federal criminal law and constitutional law.

Dear Aunt Emma:

I recently have been feeling like I'm losing control. I've been very impatient, nervous and cranky as a result. I've been snapping at people over trivial things. My friends don't call or want to hang out around me much any- more. What's worse is that any time I make the effort to socialize with people at school all anyone talks about are grades, jobs, and money. I end up coming home feeling more isolated and stressed out than before. I've felt waves of self-doubt engulf me much too frequently in law school. Why do I feel that it seems everyone else can handle the pressure so much better than I can? I've even entered suicidal thoughts which scares me. With all of the financial and family pressures on me to succeed, how do I cope?

VLS will send Moot Court teams to six outside competitions this Spring

The Docket Needs Staff Members!

If You're Interested, See Amy McGovern

or Walter Lucas

Leave a Note in the Docket Mailbox in Vending Room

The Docket
A Look At Lawyering in Germany

by Susanne Willgerodt

How are they trained?

It is not unusual to dream about a law school which admits everyone who can read. In real life, however, the word "socratic method" is heard much more frequently than the word "fairness." This doesn't give you any assignments and where even finals are unheard of. What exactly is law school like? It exists in Dreamland, but also in West Germany.

German students acquire the general qualification to academic studies by graduating from a senior high school called "Gymnasium" and thus from age 6 to 10, these students study at universities by graduating from a senior high school called "Gymnasium." These students graduate from a senior high school called "Gymnasium." In West Germany, the word "socratic method" is heard much more frequently than the word "fairness." This doesn't give you any assignments and where even finals are unheard of? What exactly is law school like? It exists in Dreamland, but also in West Germany.

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Supreme Court Review

Justice Antonin Scalia, the newest member of the United States Supreme Court, visited Villanova Law School late last semester on a tour to another engagement in the area. Introduced to a gathering of faculty and students by Dean Steven P. Rosenbaum, he prepared address on what he called "new understandings" of the Constitution. Upon concluding his remarks, Scalia fielded several questions from those assembled in the Moot Court Room. Justice Scalia, a New York University School of Law professor is a man of those who would stay far afield from the Franners intent in interpreting the Constitution. At one point in his two-hour visit, he suggested that those who long for constitutional protection of special interests might be better served by lobbying for legislation rather than invoking the protection of the Court.

Scalia's First Term

by Russell W. Galloway
Professor of Law
Contribution Writer

After a series of cases in which he spoke as a party in his first term on the United States Supreme Court, Antonin Scalia moved into close alignment with Chief Justice Rehnquist and Justice O'Connor in the Court's right wing.

President Reagan's 1986 appointment of William H. Rehnquist as ChiefJustice and Antonin Scalia as Associate Justice launched a new period of Supreme Court history. In his first term, Scalia was the Court's second most conservative Justice. He was the Court's most aggressive conservative, earning a reputation as a "dissenter in waiting" for anyone willing to accept a "domino" argument in oral arguments. After recounting Scalia's early years, this article briefly describes Scalia's performance in his first year on the Court.

Scalia's Pre-Court Years

Antonin Scalia was born in Washington, D.C., on March 11, 1936. The only child of a Brooklyn College professor of romance languages and an elementary school teacher, Scalia was first in his class at Manhattan's Xavier High School. According to classmates, he was "brilliant, way above everybody else" and "an arcanonymous Catholic."

After graduating first in his class from Georgetown University, Scalia attended Harvard Law School, where he was editor of the Law Review and graduated magna cum laude in 1960. He is remembered by classmates as the title of the party and a persuasive, argumentative conservative.

After a year in Switzerland, Scalia worked with Jones, Day, Reavis & Pogue from 1961 to 1967. Jones, Day partners recall Scalia as "one of the first Bill Buckley-type conservatives" and a "real hard core Goldwater period." From 1967 to 1969, Scalia taught at University of Virginia Law School. He then went to Washington, D.C. and served in a variety of federal government capacities, including the Department of Justice and the Department of Labor, as well as Ford administrations until 1977, ending up as head of the Justice Department's Office of Legal Counsel. His years in Washington left him an expert in administrative law and a firm supporter of executive power.

When Carter took over, Scalia returned to academic life. A year with the American Enterprise Institute and Georgetown University, where he was the first faculty advisor of the conservative Federalist Society. Despite his recent move to a federal judgeship, the conservative "Chicago School," Scalia did not become immersed with cost-benefit economic analysis. He remains a conservative committed to the position that change should not be undertaken unless it is clear that the new system of affairs will be better than the old.

In 1986, Scalia was appointed to the federal Court of Appeals for the D.C. Circuit, joining Robert Bork, a Chicago School conservative. Bork and Scalia rapidly achieved acclaim as the leaders of the D.C. Circuit's conservative wing, which challenged the majority on that circuit with a length of argument by David Bazelon. Scalia was an aggressive, well-prepared circuit judge who impressed one lawyer as a "kind fighter, a friendly knife fighter." In his writings on and off the bench, Scalia opposed abolition and affirmative action, favored judicial restraint, and supported executive power and congressional power.

In short, Scalia was a perfect candidate for the "Reagan Court" and near the top of numerous "short lists" for a Reagan appointment to the Supreme Court. When Chief Justice Burger resigned in 1986, Reagan promoted Rehnquist to the chief judicial position and appointed Scalia to fill Rehnquist's Associate Justice vacancy. Some have noted that Scalia was chosen over Bork because, at 49, he was the younger of the two by more than a decade. Scalia was confirmed unanimously by a vote of 94-0. The Court's only vote was over the Rehnquist confirmation battle.

At the time of his appointment, Scalia was recognized as a conservative, and most commentators agreed that he would take Bork's slot as the most conservative other than Rehnquist, who was the most reactionary Justice since the retirement of McReynolds in 1941. Scalia has nine children, one of whom was an undergraduate at Santa Clara. In June, Scalia spoke briefly at his son's graduation, but did not provide any significant information about the Supreme Court.

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The Media: At Or On Trial

ISSUE:

Whether State Courts should allow television coverage in certain types of criminal trials and other judicial proceedings

by John Gambescia

The 1934 murder trial of Bruno Hauptmann attracted intense adverse publicity as over 150 reporters and photographers jammed the courtroom from start to finish. Hauptmann was prosecuted and sentenced to death for the kidnapping and murder of Charles Lindbergh, Jr., the son of the first pilot to successfully make a transatlantic flight. A special American Bar Association (ABA) committee, which was set up in response to the Hauptmann trial, noted that the trial was "the most spectacular and depressing example of improper publicity and professional misconduct ever presented to the people of the United States in a criminal trial." The use of photographic and television equipment in certain judicial proceedings calls into question the conflicting rights of freedom of speech or the press as guaranteed under the First Amendment and a defendant's right to a fair trial as guaranteed under the Fifth and Sixth Amendments. Although the federal courts have prohibited TV coverage, I believe the people have a general right to know what is happening in their courts. The Supreme Court has now directly addressed the issue of whether a state may prohibit cameras in a courtroom in constitutional proceedings. The majority, in "Hopton v. Kentucky," by Justice Brennan cited two basic reasons why the right of public access to criminal trials is protected by the First Amendment. First, criminal trials historically have not been open to the public and this presumption of openness has remained secure. Second, public access to criminal trials plays an important role in the functioning of the judicial and governmental process.

Generally yes. Such coverage should be prohibited, however, in cases where the coverage would be harmful to the important rights of others, including, the parties, victims, and witnesses. Although I believe the people have a general right to know what is happening in their legal system, I doubt that they will actually view much of the coverage. Most trials are not, on the whole, especially interesting or exciting. I think that the average person would rather watch MASH reruns.

Professor Palm

Robert P. Garbarino, Associate Dean for Administration

For a better informed society, state courts should allow judicial proceedings to be televised. However, to avoid a prejudicial focus on the trial, trials should be presented in their entirety so the viewer, and not the media, may formulate his or her own conclusion.

A state court can exclude the placement of cameras, the number of cameras, the use of lights, and other similar limitations that would protect the right to a fair trial are enforced by courts. A state court can exclude the public and press on a showing of a compelling governmental interest such as national security and the protection of trade secrets, juveniles, and personal privacy. A less stringent standard of exclusion for the government to meet is the reasonable time, place, or manner regulation. For example, the placement of cameras, the number of cameras, the use of lights, and other similar limitations that would protect the right to a fair trial are enforced by courts. Prior to the 1960's, Colorado courts allowed broadcasters to film trials and appellate proceedings under the control and guidance of the presiding judge. In 1965, the Supreme Court created a barrier to the presence of cameras in the courtroom and Colorado stopped allowing the use. However, in 1970 Colorado was the first to return the use of cameras in the courtroom. Texas was also one of the first states to allow the use of cameras. In 1976, the Supreme Court of Florida announced an experimental program allowing the televising of one civil trial and one criminal trial. Presently, Florida allows one camera in a fixed position, fixed on a witness or accused, and no artificial lighting. Also, the judge has the discretion to exempt the testimony of a witness, and usually the jury is prohibited from being filmed.

Mass media exposure makes it difficult to separate fact from fantasy. Cameras in the courtrooms gloritize crime and needlessly expose victims, witnesses, jurors and the innocent to television's "global village."

Michael McKeever, 2L

"Those who are afraid of cameras are afraid of something about themselves. The public should know what really happens in courtrooms and government meetings, not what a reporter thinks is happening. Let the general rule be in favor of access with exceptions for sensitive cases. Don't use sensitive cases as the excuse to prohibit camera coverage where it is appropriate."

Nancy Schultz, Legal Writing Instructor

In 1977, the state of Washington issued guidelines for the use of cameras in their courtrooms. New York is soon to follow with television coverage of non-sexual criminal trials. Some other states that allow various degrees of television coverage include Rhode Island, Nebraska, Massachusetts, and Virginia.

Mediocrity hits Philly sports

By JIM BOWMAN
Assistant Sports Editor

For citizens who have endured garbage strikes and neighborhood bombinngs, one should expect the people of Philadelphia to demand sports teams who exemplified ruggedness, enthusiasm and pride.

In fact, the fans of Philadelphia will settle for nothing less than the '80 Phillies for a decade, but only the '80 Phillies...the '80 Phillies have appeared in nine championships this decade, but only the '80 Phillies...the '80 Phillies...the '80 Phillies have appeared in nine championships this...the '80 Phillies...the '80 Phillies have appeared in nine championships...the '80 Phillies...the '80 Phillies have appeared in nine championships this decade, but only the '80 Phillies...the '80 Phillies have appeared in nine championships this...the '80 Phillies...the '80 Phillies have appeared in nine championships this decade, but only the '80 Phillies...the '80 Phillies have appeared in nine championships...the '80 Phillies...the '80 Phillies have appeared in nine championships this decade, but only the '80 Phillies...the '80 Phillies have appeared in nine championships this decade, but only the '80 Phillies...the '80 Phillies...the '80 Phillies have appeared in nine championships 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