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# The Advocate

Marshall-Wythe School of Law

AMERICA'S OLDEST LAW SCHOOL



FOUNDED 1779

Volume XVIII, Number Eight

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Four pages

## Placement Update

# Interview Opportunities Increase

Increases in on-campus and non-visiting employers, student participation and new job fairs marked the fall semester of placement activities under the direction of Placement Dean Robert Kaplan.

Although no formal feedback exists yet, Kaplan confidently reported on the fall 1986 results. Employers were up 6% from last fall, which he commented is encouraging due to the transitional status of the office last spring. One hundred and forty one employers visited the campus, representing 23 states and the District of Columbia. Kaplan said, "Employers are seeking out this office on their own."

The number of non-visiting firms who contacted the office increased to 300. More than 345 offices from 290 firms invited students to apply. The number of job opportunities available to alumni increased to 183 positions. In the past, 95% of the graduating class gained employment within six months of graduation.

Significant increases in

Southern Law Placement Conference participation enabled students to obtain a total of 345 interviews. Twenty students traveled to the Atlanta conference.

Two additional job fairs surfaced in the fall. Five Virginia law schools sponsored a public interest recruiting program in Charlottesville and The Southern Law Schools Minority Job Fair was held in Durham, North Carolina.

In new developments, student-funded fellowships are on the agenda for the spring of 1988. Kaplan explained these would award subsidies to students working in the summer and during their first year of permanent employment in public interest areas. A student committee, to be formed, would encourage contributions from a variety of sources.

A panel discussion on sports and entertainment law is scheduled for March 17. Representatives from music and sports and one from motion pictures, television or theatre will discuss opportunities in this field of law.

The major changes in the placement office include: Placement Coordinator Linda Spalding, the computerization of the office this semester, and the mailing of more than 1200 invitations to firms for the fall interview program. This last change will bring more firms, as the invitations are being sent earlier to a larger number of firms than in the past. The invitations are accompanied by a new brochure outlining the benefits M-W students have to offer.

The BIG advice to those who do not have summer positions is "Don't Panic!" Kaplan said it is much too early to get desperate. "Continue plugging along... and pursue firms that truly interest you," he advises, reminding students of the Spring Recruiting Conference. On March 14, three times the number of last year's employers will offer additional avenues of employment. A little advice from Kaplan: "Don't sacrifice all your objectives and desires and where you want to work YET!"

## Ap Ad Winners



The Bushrod T. Washington Appellate Advocacy Tournament concluded last week, and second years are now officially allowed to relax for awhile. Pictured above are Annemarie Dinardo and Sue Stoney, who tied for Best Brief, and Kathy Burroughs, who won the oral argument.

## Honor Council Looks at Changes

BY STEVEN MULROY

The Judicial Council is currently considering amending the Honor Code in several respects. Possible developments in the Council's work include an information session, a public meeting to receive student input, and a student referendum on any amendments which are proposed.

Nothing is definite as of yet, according to Steve Davis, member of the student-run body charged with hearing cases involving student breaches of the Code, which forbids lying, cheating and stealing. The Council has the authority to decide a student's guilt or innocence and impose sanctions on those convicted. The Council's nine upperclass members are appointed by the Student Bar Association executive board, com-

posed of the SBA officers and class representatives. Issues involved in the review of the Code are its jurisdiction over non-academic offenses, the Dean's power of review over Council verdicts, and the exact form of "alternative sanctions"—punishments other than expulsion.

Any amendments the Council might propose require approval by Dean Sullivan and President Verkuil to be effective. The Council has postponed all action pending meetings with the Dean. In the interim, Council members welcome student input. The Council's members are:

Third years: John Buckley, Peter Condon, Tom Connolly, Stan Olesh, Kevin Smith.

Second years: Jude Klena, Diana Hammer, Phillip Lingafelt.



## Barrister's is Coming

Excitement is building as Barrister's Ball draws near—especially when the exciting Charlotte Lamont is selling tickets. The dance will be held Saturday night, February 14, in Trinkle Hall. Music will be provided by the Diamond Band, there will be food and drink, and if you don't go you're just no fun. Tickets are a mere ten dollars—less than two subs and two pitchers at Paul's—and will be on sale all this week.

# The Advocate

Marshall-Wythe School of Law

A student-edited newspaper, founded in 1969 as successor to the Amicus Curiae, serving the students, faculty and staff of the Marshall-Wythe School of Law.

## Cynical

Several weeks ago, a class was asked what a judge's choices were on a particular issue and how the judge would go about making that decision. One student replied, "The judge is god in his courtroom; he can make any decision he wants." The professor's response was: "That is not a valid answer." In the context of the particular class and the particular question, the student's answer was not a valid answer. It was not germane to the class' discussion. Yet, one must wonder whether the student's answer, and the attitude it reflects, are really so invalid.

In law school, students are taught, for the most part, that cases are judged solely on the basis of well-reasoned legal arguments and that there exists a certain purity about the law and legal reasoning. This, in effect, is the party line of both the law schools and the legal profession. This party line, though, has all the trappings of an inside joke. Lay people generally have little knowledge of what lawyers do and are apt to characterize lawyers' speech and writings as so much mumbo-jumbo. Law students are perceived to be learning the intricacies of the inside joke in order to further their mercenary tendencies. Lawyers use the law in whatever way feasible to achieve the most for their clients (as they are required to do). Judges are often accused by the right and the left of using their positions to further their own political agendas. In addition, the readers of judicial opinions are always hard-pressed to find consistency and principaled distinctions. Law professors tend to put forth idealistic views of the law, until it comes to cases with which they disagree. The media, as evidenced by "The Verdict" and the ubiquitous "L.A. Law," are less than sanguine about the law and the legal profession. All of this leads to the inescapable conclusion that it is easy to be cynical about the law; and it would appear that most everyone is.

So what?

Well, this predicament is good in some ways and distressing in others. Cynicism is healthy for a profession which pays some twenty-five year olds \$50,000 a year and expects them to work six to seven days a week. Cynicism is healthy for a profession which selects its judges on the basis of connections and political affiliations. Cynicism is healthy for a profession which permits a fiasco like Bhopal. Cynicism is healthy for a profession whose intellectual currents are becoming reminiscent of medieval scholasticism in its seeming loss of contact with the non-legal world.

On the other hand, cynicism can be a dangerous thing, especially with regard to law students. Law students enter the legal realm with a sort of tabularasa, with relatively untarnished views on the law and the legal profession. The danger with cynicism comes when law students, lawyers, lay people, and others confuse the law and the legal profession. As an extension of the credo "A nation of laws, not of men," legal cynicism should be of men and not of laws. If we become cynical of the law and use it strictly for our own purposes and ends, then we become the mercenary, self-aggrandized bastards of the sort we are perceived by the public to be.

—JDK

# Cojones

by Damien Horne



Examine the picture above. It basically sums up the Manly Quotient at Marshall-Wythe: A big, fat Zero. Remember last year's Bachelor's party? The one where Joe Dent, Greer, and I sought and procured two really nasty women at Buck's? Hauled them over to Dent's place where they performed depraved acts with the then-happily unmarried? It was great! The women even had tatoos and noticeably absent teeth where their boyfriends/husbands had taken turns beating the previous night's tips from them. Man, it was a sight! Gyrating and Grinding and Gropin' and Grabbin'—snatchin' them dollar bills from between our lips... Porno movies steamin' up the VCR... Drew disappearing with the least salubrious of the two... Yeah, altogether a delightful soiree'.

But I digress. The point is I had to BEG guys to come. I mean plead! It was unbelievable! If Ray Greene, a 1986 M-W graduate, retired Colonel-Jet-Jockey, slayer of Commie Swine, divorced and remarried father of five, Mathews County Solo Practitioner and all around Hard Guy with a pair of Brass Ones that clang when he walks, hadn't embarrassed the whole lot by his remark, to wit: "This is the only place I know where men would rather study the 1948 Congressional Reporter than swill beer, watch porn and dance with naked women," then no one would have showed!

Rather than arming themselves with a beer and a burp, M-W men now flex their pitiful little chests, tuck in flabby abs and jiggling deltoids and turn on Oprah Winfrey, fantasizing with all their empty tanks of testosterone that they will someday bludgeon opposing counsel into the Stone Age with an obscure cite to the Bankruptcy Digest.

In the meantime, we have women that could kick the crap out of 79% of them. Serious business. Examine that picture again. Who would you bet on in a fight between Neal Cabral and, for instance, Latane Ware? Neal with the tar blackened lungs, slouchy shoulders, and automatic transmission in his car, or bouncy four-on-the-floor Latane, undissipated by cigarettes, booze, lounge baseball, and Brian Fowler's spittle? I'd bet on Latane, 8 to 5, and yet, Neal, who performed his last successful pushup in 9th grade PE could, in all probability, whup at least half the guys at Marshall-Wythe. That's a commentary almost as devastating as the photo above. If Latane could horsestomp Neal, and Neal could, with the help of a little oxygen, clean out every professor but Nichol, along with the

entire second year class (if he catches Billy Power recovering from a weekend love-in), most of the first years (with exception of Archie, the salt and pepper Semper Fi twins—Hagan and Louis—and a couple of those blonde clones who breakfast on anabolic steroids), as well as the vast majority of the third years (represented by the likes of Joe Terz and his earring—the most questionable bit of masculine attire since Bret Barret's purple necklace), then maybe anything more violent than checking out a Nutshell should be eschewed.

So there you have it. The manliest thing that happens at Marshall-Wythe is Jim Winthrop breaking in another starched shirt. No wonder female business associates won't get us our coffee any more.

# The Advocate

Marshall-Wythe School of Law

Williamsburg, VA 23185

EDITORS IN CHIEF .....Melanie Morgan & J.D. Klein  
News Editor .....Liz Kauffman  
Business Manager .....Susan Hubona  
Sports Editor .....Bill Power  
Copy Editor .....Ann Finan  
Columnists .....Doug Klein, Damian Horne, Layne Russell  
Reporters .....David Coffman, Jeff Porter, H. Kimberlie Young, Rob Morris, Gerry Gray, Rob Laney, Mike McAuliffe, Steve Mulroy  
Photographers .....Lee Bender, Mark Raby  
Cartoonist .....Wayne Melnick  
Production Staff .....Greg Paw, Robert Sheldon, Ray Gallagher, Amy Birkimer, Cheri Lewis

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# Letters to the Editors

## Apology

I would like to apologize. I wrote two letters last semester which contained criticisms of Wayneburg. After reading the latest installment of Wayneburg, I am willing to accept it for what it is — a cry for help. In this age of enlightenment, we no longer scream for the punishment of drug and alcohol abusers, so why should we persecute the pathetically humorless? Wayne's use of ill-proportioned stick figures, poor spelling, and rejected "Nancy" gags says one thing: "Help me, for I can't help myself."

I will no longer sit in judgment of Wayne. I only ask that the community reach out to him, and do for him what a caring society demands. Good luck Wayne. I know you'll pull through.

Steve Frazier

## Weenie Objection

Dear Editor:

I am writing to object to the recent advertisement in the Advocate announcing the first annual Golden Plunger contest, in which a prize is awarded to the student who submits the best "rejection letter." I find it appalling that here, in an environment where we are supposed to learn respect for decent and equal treatment, the law school newspaper could give space to a contest which so blatantly discriminates in its entry requirements. To wit, it is clear that to even enter the contest, a student must be able to produce at least 1 (one) "rejection" letter. How can I hope to compete, especially given the opportunities

open to classmates of mine like Damian and Howard? I think it is disgusting to foster such bald "unequal treatment before the law."

Yours very truly,  
Don Weenie Johnsen

Eds.' note:  
Don't write us. This letter is really from Don Johnsen.

## Retort

Damian,  
And I quote . . . "Do all things truly worthy of conviction take the strength to appear weak?"  
Kathy Hessler

## Memo? What Memo?



If you were anywhere near the library this past week, you know that first-year open memos were due. Everyone finished several days early and Hillinger stated that they will all get A's. Ho ho, just kidding. These first years, Tom Stahl and Michael Lederman, were caught in the act of revising their memos on the library P.C.'s.

# Cook Wins Banal Contest

BY STEVEN MULROY

Back despite popular demand, the Gratuitous Anonymous Survey has made its findings. Our plucky poll taker asked a very random group of students, faculty and staff the question, "What's the most banal piece of music you can think of?" The top 20 nominations were placed on the unmonitored ballots at the lounge entrance.

The numero uno in banality was Amy Cook's entry *Muskat Love*, which just edged out runner-up *To All The Girls I've Loved Before* entered by Eddie Isler. Isler won with this entry in the last contest.

Other entries of note were Elmer Schaefer's *Won't You Be My Neighbor*, dubbed "the Rendelman theme" by some anonymous voter. The most controversial entry was *The Star-Spangled Banner*, which prompted a scrawled "inappropriate!" from H. Frank.

Lucky winner Cook receives a homemade bland cake, plus her choice of a six-pack (we won't yet say of what) or the latest edition of the jurisprudence hornbook *Boesky on Ethics*. Our congratulations to Ms. Cook, and we thank you for your support.

# Ask The Advocate

Q: Why are all the books on the second floor piled up on carrels? Sometimes they are three or four stacks deep. No one can use that many books at once.

A: The Advocate asked Floyd Turbo, Special Assistant in Charge of Paranoia to the Dean of Student Psychoses, and he said, "You're right. No normal person could use that many books. But these are not normal people we are dealing with." It seems that many law students are "biblio-retentive." This is a manifestation of "abibliophobia," or the fear of not being around lots of boring, ugly books with no pictures. This illness is most commonly noted among second-year students on law review. Panicked at the thought of vacations away from the stacks, they shelf-slip entire sets of reporters into carrels, like squirrels storing nuts for the winter. If you ever ask them what they are doing, they all answer evasively: "Cite check." The editorial board covers for them by backing this lie. Turbo acknowledged that the problem is a serious one, especially at the end of the semester, but noted that it usually takes care of itself. "After their summer clerkships with the big firms, they realize that they'll be spending the rest of their lives among boring, ugly books with no pictures," Turbo stated, "and their abibliophobia usually goes into remission."

# Student Legal Services Needs Interns

BY SCOTT FRYE

*Student Legal Services (SLS)* exists to provide free, high quality legal advice and counseling to the students, faculty and staff of the College of William & Mary. The staff of SLS is comprised entirely of law students, who operate under the supervision of Prof. John Levy, Director of Clinical Education. Law students of all years are welcome to become SLS interns.

SLS is a great place to prepare for a legal career. It presents interns with real world problems requiring practical as opposed to theoretical solutions. In serving the college community, SLS interns develop important client counseling skills. The program also prompts interns to gain much-needed experience in statutory research. SLS interns can reasonably expect to become familiar with several provisions of

the Virginia Code, most notably the *Landlord-Tenant Act*. Although SLS relies on interns operating independently, it is not a "sink or swim" situation. Interns are encouraged to turn to other students and faculty members at Marshall-Wythe to obtain the answers or information they are seeking.

A new policy has been implemented this semester with regard to case assignments. Members of the college community can presently contact SLS by: (1) visiting the SLS office during office hours; (2) calling the SLS office number during office hours; and (3) calling a law school number during non-office hours and leaving their names and telephone numbers. Contacts made by the third approach will be referred to SLS interns in order to insure an even distribution of cases. We anticipate a significant

college response to an advertising campaign planned for the coming weeks. This "media blitz" should generate enough cases to allow all interns to hone their legal skills and give first and second year students something of substance to discuss with future interviewers.

On Thursday night (6:30-8:00pm), Feb. 12, 1987, there will be an Open House at the SLS office (Room 155) in the Campus Center. Students will have an opportunity at that time to establish their office hour(s), familiarize themselves with office guidelines and procedures as well as meet Prof. Levy and other staff members. Following the informal office gathering, venue will change to the Green Leaf. Students unable to attend should drop a note with their names and telephone numbers in my hanging file.

## Virginia Politics Seminar



"The Future of Virginia Politics" Seminar was held on January 26. Participating in the discussion are, left to right, Larry Sabato, an oft-quoted observer of Virginia politics, George Stoddard, a former press secretary to Governor Chuck Robb, Donald Huffman, chairman of the Virginia Republican Party, Tyler Whittaker, a political correspondent for the *Richmond News Leader*, and the moderator Ernie Gates, and editor with the *Daily Press*.

# I-M Basketball: Some Sink, Swim

BY LUKE ALCINDO

The 1987 intramural basketball season is approaching the midway point, and the M-W representatives are, in some cases, holding their own. Other law teams, however, have apparently never seen a basketball.

Tom Sawyer (the team, not the man) is probably the law school's best hope for a title shot. Featuring Rob Dickerson and Ken Gresham on the inside, Tom Sawyer is presently undefeated. A crucial win over the Seven Dwarves highlighted the group's mastery of the game, as even ancient Tom Cook scored. Other surprises are sure to follow.

No Mens Rea features a potpourri of talent that currently has paced the team to a 2-1 start. After demolishing an MBA team, 47-19,

NMR suffered a dramatic setback in game #2. Although they won the game, star forward R.J. Scaggs was lost for the season with a dislocated shoulder and hairline fracture of the forearm. A word of caution to all intramural participants — if you get hurt, get the hell out of Blow Gym. Ask R.J., who spent over thirty minutes writhing in pain on the court while awaiting help. NMR also suffered a heartbreaking one-point loss to AL Express, a perennial power. Point guard Greg Hairston was able to nullify the quickness of All-American football star Michael Clemmons to keep NMR in the game. NMR's scoring leaders were Rodney Young and Louis "Richie" Cunningham. Illustrative of the love the team has for each other, Phil Lingafelt took a foul actually committed by Hairston, in the belief Hairston was in foul trouble. Lingafelt then fouled out minutes later.

Continuing his habit of forming teams with erotic animal names,

Rob Laney grouped together a straggling band of misfits to form Aardvarks in Heat. At 0-1, AIH have lost, and lost big, to the Paul Kugler-led Celtics. It should be noted that while Jon Short and Doug Anderson led the team in scoring, AIH was forced to play with only five men because Laney slept through the game and Trey Resolute's girlfriend wouldn't let him play ("I'm only in town once a week, honey."). On the other side, Neal Keese's 25 points paced the Celtics.

Then there is Suspect Machismo. Coached (?) by Drew Jiraneck, SM plays a brand of ball uglier than any this reporter has ever seen. Presently winless, SM has yet to complete a game, due to the newly-initiated "slaughter rule." Damian Horne is the team's leading scorer, no mean feat when your teammates shoot whenever they touch the ball, regardless of floor position. Doug Klein has reportedly received offers to coach for the William and Mary Tribe.

## Fair Notice

### Japanese Ambassador

On Wednesday, February 25, in room 120 at 4:00, Ambassador Takeo Iguchi will discuss Japan's position on the law of the sea. Ambassador Iguchi is a visiting Senior Fellow at the Center for Oceans Law and Policy at the University of Virginia.

In addition to serving in diplomatic posts in England, the Philippines and France, Ambassador Iguchi served as alternate delegate of Japan to the UN Conference on the Law of the Sea from 1971 to 1980, as the Rapporteur of the Third Committee (Marine Environment and Scientific Research) from 1971 to 1973 and was the Vice-Chairman for the First Committee (Deep Sea-Bed Mining) from 1974 to 1980.

The lecture is sponsored by the International Law Society. A reception will follow.

### Human Rights and Law

On February 16 at 4:00 in room 124, Professor Ralph Steinhardt will speak on the subject of the possibilities and difficulties of suing former heads of state for human rights violations, including torture. Professor Steinhardt acted as counsel to one of the plaintiffs suing Ferdinand Marcos, represented amicus curiae the International Human Rights Law Group in the extradition to Israel of Ivan Demjanjuk, and acted as counsel to the UN High Commissioner for Refugees in *INS v. Cardoza-Fonseca*, which is pending in the Supreme Court. Professor Steinhardt is associated with The National Law Center, George Washington University, and with Amnesty International.

The lecture is sponsored by the International Law Society. A reception will follow.

### The Right to Die

The Law and Medicine Club will sponsor a film and discussion period on Monday, February 16, at 7:00 p.m., in room 119. The topic will be "The Right to Die."

### NAACP Director Speaks

The BLSA will sponsor a program in celebration of Black History Month on Friday, February 13, at 7:00 p.m., in the Campus Center Ballroom. The theme for the evening is "Black Americans: Centuries of Struggle and Change." The guest speaker is Dr. Benjamin Hooks, Executive Director of NAACP.

### Political Forum

A forum discussion on The Future of National Politics will be sponsored by the Marshall-Wythe College Republicans and the Marshall-Wythe Young Democrats at the Marshall-Wythe School of Law, College of William and Mary. The event will take place on Thursday, February 19, 1987 at 4:00pm in the Moot Court Room at the law school (located on South Henry Street in Williamsburg).

There will be four participants in the discussion including Ms. Jacqueline Phillips, Deputy Director of the 1980 Reagan Bush campaign in Maryland and Alternate Federal Co-Chairman of the Appalachian Regional Commission; Ms. Sharon Pratt Dixon, Treasurer and Co-Chairman of the Democratic National Committee; and political consultants Mr. Ed DeBolt and Mr. James Carville. The discussion will be moderated by Mr. Larry Sabato of the University of Virginia.

The public is welcome and attendance is free.

## Chase Checks Presented



In her last act as chairman of this year's tremendously successful PDP Ambulance Chase, Sydney Lentz presented checks to representatives of the charities supported by the event. At left are Dean Sullivan and Dean Follansbee, who received a donation on behalf of the Mary Seigrist Hinz Memorial Scholarship Fund. At right is Williamsburg Fire Chief Robert Bailey, who received a donation on behalf of the Rescue Squad. The Ambulance chase, an annual 5- and 10-K race sponsored by Phi Delta Phi, was held Homecoming weekend.

## Astonishing Poll Results Revealed!

Such as . . . 85 percent of you would do it again . . . Tom Cook got two votes for best dressed . . . 3 percent took the Fifth Amendment on the cocaine question . . . 1 percent thought Doug Klein was the worst part of *The Advocate* . . . Cobalt won the favorite color competition with a whopping 38 percent — all this and more, much more will be brought to you . . .

## NEXT ISSUE in *The Advocate*

For people with litigious minds.