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Van Alstyne Queries Protection

by Jack Sadler

"Congress shall make no law abridging the freedom of speech or of the press," says the First Amendment to the Constitution — freedom of speech or of the press. Does this mean that speech and press individually are so unique that each deserves singular assurance of Constitutional protection, or were the framers merely indulging in a bit of harmless tautology? Does the press contribute so extraordinarily as a purveyor of information to our society that it should stand above others in its freedom from restraint, or is its potential to do harm so great that it must bear the closest scrutiny?

To use the word "predicament" is not to wish to obscure thought, but willfully obscure about the plight of the press, Professor Van Alstyne said. There is widespread disagreement among lawyers and within the press itself as to what First Amendment protection means, as seen in several recent U.S. Supreme Court cases. The widely publicized Parker case carried to the Supreme Court those who said "the need for vital evidence in a murder case outweighs any press right to protect the confidentiality of its sources." To the former are those who say "loss of confidentiality will have such a chilling effect on sources that the ability and duty of the press to share vital information with the public will be undermined irreparably." In a somewhat similar case, Professor Van Alstyne noted, the court ruled that local officials could search the files of the police, part element of probable cause could be shown — "license to conduct a fishing expedition," said critics of the decision. And another recent case, although not widely reported, raised some compelling First Amendment questions, he said. It involved a suit by a television station in California which sought access to a local jail to check out a report that an inmate had committed suicide. The sheriff had adhered to a policy which denied access to anyone other than the prisoner himself, the relatives and attorneys of the prisoners. At the same time, the California NAAF sought access to the jail, but for a different reason. They investigated the reports of discriminatory treatment of black inmates. So we have two groups seeking the same thing, both claiming First Amendment interests. What should the court's response be? Should the standard for the press be different? Should the journalist who wants to check out a story about the worst of a volunteer service organization or any other person who wants to check out any jail's records? Should we draw a line somewhere between an established meteorological newspaper and a free-lance journalist without any clear system in mind? There are these difficult questions, but there is a more basic one which the court decided: Is it not whether the press deserves any protection (clearly it does), but what kind and how much protection the Amendment guarantees. Should there be a limit on what the press must or must not be constrained from doing be more rigorously applied by journalists than to others, or more leniently?

The case will be tried before a trial court. The court must decide. The First Amendment guarantees what kind of freedom and how much the press is entitled to conduct. To conduct investigative journalism. It is a more basic one which the Amendment guarantees.

Some members of the press and the judiciary have argued both ways. Some have said that the First Amendment does not apply to journalists. Professor Van Alstyne said. Members of the press have been engaged in "indefensible" work and have engaged in investigative work and have not been protected.

Should First Amendment be viewed in light of a "counter-theory"? A court would have to consider this when deciding on the case of the press. Professor Van Alstyne suggested. A court would have to consider this when deciding on the case of the press. A court would have to consider this when deciding on the case of the press. It has been regarded — an institution set apart to check on government, means its integrity by caustic investigative journalism.

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M-W Students in King Arthur's Court

by David B. Kirby

Just when you had decided that you were finished with exam questions for another three months comes one final problem: The Summer Law School in England is a way to add credit toward your law degree, (b) a chance to sample dark regional beers from England, (c) a method used to pick up a foreign car for hundreds of dollars off the price in the United States, (d) the opportunity for travel throughout England and the rest of Europe, or (e) all of the above.

Don't you wish all exam questions were this easy? According to four students from Marshall-Wythe who went to Exeter to study law for five weeks last summer, the correct answer is (e).

"The big reason you were there was to travel," said Keri Hedrick, a third year student. She took time on either side of the law school to travel extensively throughout southern England: London, Stonehenge, Cornwall. She also managed to see "a play or two" performed at Stratford-upon-Avon. "The atmosphere was one of a holiday," she said.

Travel seemed to be the biggest attraction to all of the students who attended the school. Joe Rosenthal, a second year student, managed to visit Dartmoor during the school session and, along with Andrew and Katherine Jillson, both second year students, saw Cornwall and the North Coast. Before the school started, Rosenthal spent a few days in London and Greenwich, although he said he did "nothing spectacular" during these visits.

The Jillsons were not content with confining their travel to England. After school ended they spent two weeks in France, visiting Versailles, which Katherine called "disgustingly magnificent," Chartres, and Paris. The trip to Chartres was highlighted by a tour of the cathedral in which the guide would stop at a single stained glass window to explain the history behind each segment of the glass. They managed to learn of old cultures and peoples in a way unlike anything else available.

The trip to Paris provided the Jillsons with a sampling of art ranging from the classics on view in the Louvre to the modern pieces displayed in the Georges Pompidou Center. Before school started the Jillsons took a canoeing trip in Cambridge, a camping trip to York, where they visited the cathedral and walked on the city walls that had been built centuries earlier to keep out invaders, and saw a castle in Edinburgh, Scotland. The camping trip could have been more pleasant, Katherine said. "It rained the whole time."

Katherine said she and her husband took advantage of the British Rail Pass, which allowed them unlimited travel anywhere in the country for one set fee. T. Moorman, a third year student, spent a few days before the school started traveling farther north. He and his family went to Wolfgang, West Germany, near the East German border and the site of the original Volkswagen factory, to pick up a Rabbit Diesel that they had previously arranged to buy through an American dealer. Even with customs charges, exceptionally high insurance rates while in Europe, and the cost of shipping the automobile home, Moorman said he still managed to save close to one thousand dollars off the price of the same car in the United States.

Moorman had to make his trip to Germany a quick one. He had arranged to work for forty hours before the start of the summer school with a British solicitor in order to gain an extra hour of credit through the Marshall-Wythe legal clerkship program. He said that the work was one of the most enjoyable experiences he had while in England. Working with a solicitor is especially valuable in light of Chief Justice Warren Burger's comments on the British system of dividing legal duties between solicitors and barristers. Burger has called for the American legal system to look closely at the British system and "frankly think Burger's system is pretty good," Moorman said.
by Anita Zuckerman

One day last week I had a most civilized chat with a small red legged and white bird. Eddie the little bugger stopped in the book store walk up on the first floor and started strutting his way to the front window. His antics were the talk of the store. He was quite a character, with his white tail swaying from side to side, his wings bobbing up and down and his beak curled round. He seemed quite familiar with the people in the store, as if he belonged there. People would stop to watch him, and he would look back at them, as if he were posing for a picture.

"I rode down here on a transfer student from Yeshiva University School of Law..." Eddie blushed as much as a red ant can. "It was strictly a class act--now look at me. I rode down here on a transfer student from Yeshiva University School of Law and I miss da Big Apple like crazy. My da by name's Eddie Fantana, but back in da old neighborhood I just call me 'Da Kid.' Eddie lived in Canarsie, a six story red leg, and with a great deal of unseemliness I look it between two fingers, ya see..." Eddie blushed as much as a red ant can. 

"What brings you to Marshall-Wythe?" "Well," here Eddie blushed as much as a red ant can. "It was strictly a class act--now look at me. I rode down here on a transfer student from Yeshiva University School of Law and I miss da Big Apple like crazy. My da by name's Eddie Fantana, but back in da old neighborhood I just call me 'Da Kid.' Eddie lived in Canarsie, a six story red leg, and with a great deal of unseemliness I look it between two fingers, ya see..."

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One of the students, as you might remember, was Eddie, the student who stood out in the faculty's eyes. He was a student with a lot of passion and determination, and he was always ready to take on challenges. In fact, he even went as far as to create his own academic department, called the "Eddie's Department of Academic Excellence." This department was solely focused on helping students like him to succeed in their academic pursuits.

Eddie had a unique way of approaching his studies. He believed that the best way to learn was through hands-on experience. He often said, "You can't learn about physics by reading a textbook. You have to go out and do it." And he certainly did just that. He would often spend his weekends at the local science museum, setting up experiments and explaining the principles of physics to anyone who would listen. His passion for learning was contagious, and many of his classmates were inspired by his example.

Despite his many accomplishments, Eddie was not without his struggles. He sometimes felt overwhelmed by the pressure of academic expectations. "I feel like I'm always under pressure to succeed," he said. "I want to do my best, but I also want to enjoy my life."

One day, while walking to class, Eddie stopped to talk to a fellow student. "You know, I've been feeling really stressed lately," he said. "I feel like I can't keep up with everything."

"I know what you mean," said the other student. "I feel the same way. It's hard to keep up with everything." Eddie nodded in agreement. "I think we need to find a way to manage our time better," he said.

The two students continued their conversation, discussing their strategies for managing their academic load. They talked about the importance of prioritizing their tasks and setting realistic goals for themselves. They also discussed the need for self-care and taking breaks to recharge.

Eddie smiled. "I think we're onto something," he said. "Let's keep talking about this and see if we can come up with some good ideas." The two students continued their conversation, determined to find a way to succeed in their studies while also maintaining their mental health.

As Eddie and his fellow student walked away, they both felt a sense of hope and optimism. They knew that it wouldn't be easy, but they were determined to face their challenges head-on. And with the support of each other, they believed they could overcome whatever obstacles came their way.

The students' story is a reminder that academic success is not just about working hard or memorizing facts. It's also about finding a balance between learning and taking care of yourself. When we take the time to prioritize our mental health and well-being, we are better equipped to face the challenges of life and achieve our goals.
Climb, Cont’d.

Soaper’s

Continued from page one

For several days we ferried fifty pound loads of food and equipment up the mountain to Camp I located on a rocky wind swept ridge at 17,000 feet. Throughout this time layers of civilization began to peel away, our umbilical cord to the "outside" was slashed; no letters, newspapers or home cooked meals. We were entirely dependent on our own resources. If we ran out of food or had an accident then we would just have to suffer a little. You can plan for only so many situations and after you take those precautions there is little room for "what if..." types.

The weather and snow conditions were perfect and we made excellent time up the mountain. As we gained altitude we hit our dry spell to be awed by the great mass of canyons appearing on both sides of us. We turned to each other exclaiming over some natural wonder and hoped the mountain appreciated our perception. At times a drop of five thousand feet was framed peering on both sides of us. We turned and looked at one another and then back at the huge mountain. As we gained altitude our perception was altered, the mountain seemed vast with its date with aspect of it. The weather and snow conditions were perfect and we made excellent time up the mountain. As we gained altitude we hit our dry spell to be awed by the great mass of canyons appearing on both sides of us. We turned to each other exclaiming over some natural wonder and hoped the mountain appreciated our perception. At times a drop of five thousand feet was framed.

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PADs Win At Softball

In order to decide which of M-W's two legal fraternities to join this Friday it is necessary to ask yourself but one simple question. That question is: why has PDP won the inter-fraternity softball championship this year and not P.D.P.? 

The answer to this question is not as simple as might appear. The obvious answer might be that PDP has superior softball players. This is not, however, the case as evidenced by the presence of Mr. James H. Hinson, an assistant professor of political science, and the American Football Team of P.D.P. For those who would doubt this statement, there is there any other possible explanation for the bad guys, after having recruited the best softball players (and the good times), to fall flat (or P.D.P). Still losing! Obviously, Divine Intervention played a part.

Second, P.D.P.'s are smarter than the bad guys. This was demonstrated at the softball game when the 'lucky' (the well-known brand of boodle) triumphed over brawn.

Finally, P.D.P.'s are human. We do, on occasion, make mistakes. For example, we ran out of Scotch and bourbon at our rush party by 11:00 p.m. However, in our defense it must be pointed out that this mistake, like most of our errors, are caused by the nefarious and underhanded activities of the bad guys. In this instance PAD's colossal rush chair, who was allowed to attend this event, did not have to buy the preferred hospitality by drinking all the Scotch and bourbon so we would look bad. Would you want to belong to a fraternity which resorted to such methods?

In addition to superiority at softball, P.D.P. offers something, a solid bond and scholarship program, great social activities, and professional guidance. Come on us on Friday at 5:00 p.m. in the Wren Chapel, if for no other reason than that there will be a good party afterwards.
continued from page two

One other activity in Exeter that is particularly interesting to the Marshall-Wythe students was visiting the pubs. Their time of visit was 11:00 o'clock each night, but there was a time limit that became associated with several of the local types of beer commonly sold in England. Katherine Jillion said she found it an easy to do if you didn't care, you can stop reading this rag and do something else.

So, in the end, we're off and running. The most points scored by a player in a single game are 329 by Danny Heater of Burnsville, West Virginia, in 1960. Heater hit 33 of 79 field goals and converted 29 of 41 free throws. Unbelievable. If you're wondering how anybody can even take enough shots to score 329 points in a single game, then you've probably seen David Robbins play. Heater, however, did not routinely throw up 79 or so shots a game. Going into the contest against Widen he was averaging a paltry 29 points a game. But the coach of the Burnsville team wanted Heater to shoot for the single game record to draw more attention to the team, the until now, indifferent college scouts. The Burnsville team only made 18 of the 29 shots Heater shot, but only the University of Richmond offered him a scholarship. Heater, however, never did make it to college. Shortly after the high school season, he was injured in an accident which ended his playing career. He subsequently decided against going to college and went to work in a filling station in Burnsville. What can we say? Longest Field Goal – 93 feet by Steve Patterson of Elizabethton, Tenn, in a 1976 District tournament game. Longest Field Goal on bounce 81 feet by Mike Kempston of South Tahoe, Calif. on Jan. 4, 1977. Scored all team's points – 97 by Walter Garrett of Birmingham, Ala. in 1963. Garrett hit 39 field goals in a 97-54 win.


Consecutive Game Scoring – 77 and 74 points by John Drew of Beatles, Ala. in 1964.

Most Points for a team in a single game – 211 by Grand Ave. High of De Quincy, La. in 1964. The opposing team only scored 29 points.


Total points – 278 as Chelsea, N.Y. Vocaluptated defeated Manhattan Vocational, 132 in a game in 1971. Both teams combined for a record 100 points in a quarter.

Lowest Score – 4-1 win by Georgetown, Ill. over Homers in a District Tournament game in 1933.

Worst Shooting – 0 for 60 field goal attempts by a 7-5 game in 1971. Amazing!
M-W Teams Battle Friday

Forget Seattle and Washington! Forget Duke and Notre Dame! The basketball championship of the world, and, more importantly, the law school, will be decided Friday night when deadly Death Row takes the court against the stupendous Supreme Court. These reporters first interviewed Ken Geroe, manager and star scorer for mighty Death Row. "Who does Supreme Court think they are? They're a C-League bunch of duds. They're in over their heads now. I mean, we've got our own jerseys and everything; they'll be lucky to wear shirts. Friday night we will welcome the Supreme Court to the big time."

When apprised of these remarks Andy Thurman, manager and top ball-handler of the dazzling Supreme Court replied, "This is going to be a basketball game, not a fashion show. Those guys will be so busy wondering whether or not to shave their legs that we will blow them off the court!"

The team matchups show that it should be a tough and well-played game. Death Row has a distinct height advantage with Jay Neal, Bob Woolrich and Geroe up front, but they are all pretty spastic, so the rebounding should be even. Further, both Neal and Woolrich try to score into what you guys are shooting, so don't look for either of those guys to be in double figures. Look for small forward Mike Soberick to come off the bench and trip over the out-of-bounds stripe because he can't see with his new contacts.

Look for the Death Row backcourt to be a marvel of indecency. Starting guards Rich Pickard, who has a tendency to slip on his beard, and Kevin Bruinck, who may not get into the gym because Security has trouble believing this youthful-looking guard's I.D., both can't pass and the ball too much. Backup guards Larry Davis and Bob Rappaport are rejects from the Snaildarters, who are currently tearing up D-League. Supreme Court counters this awesome array of talent with a collection of players that can only be called invaluable. Their main man up front, Brian Buckley, communes spiritually with the Hifalutin babies by eating only half of his food. Perhaps this explains his chronic disability to walk and chew gum at the same time. He is the brains of the Supreme Court front court. Larry Murray, their other horse up front, is a good solid player who spends most of his time walking at his girlfriend's in the crowd. This kind of solid play leads to a happy romance but not many points. Andy "Flash" Thurman, that well-known marathon man and ball-handling wizard, brings a new dimension to the term "lovging basketball." Tom Brozz, the last forward on this team, has a good sense of humor, which is fortunate, because anybody who has ever seen him on a basketball court has laughed. He is clearly the best forward on this team.

Look for an exciting and unpredictable evening out of the paradoxical pair who play in the backcourt for the Supreme Court. Ward Eason, who moves with the grace of a wounded water buffalo, is handicapped by the shape of the ball and a tendency to tell his teammates to run square-outs. Dennis Hasse's best chance to make a real contribution to the success of the evening would be for him to do his John Belushi imitation and forget about basketball. Phil Bane went to Uva. and will consequently gag under pressure. Look for Death Row to let Phil Bane do anything he wants, they know that he is a product of his education. Rich "Little Bo" Schafrann has a problem in that he spends the whole game running square-outs for Eason. Mike Nuckols' sky hook is easily the most farcicme weapon in the Supreme Court arsenal. Nuckols spent last summer demonstrating the finer points of his specialty to his "A" student Kareem-Jabbar.

Andy Thurman confidently predicted "Supreme Court by twenty points. We've got the rebounding, the scoring, and the ballhandling. Our defense is tough. Those guys are so bad they lost to Devo, and everybody knows what a bunch of tag downs they are.

Ken Geroe, in a rare moment of calm, bravely predicted that Supreme Court would not only win by twenty but would not even score twenty. "Death Row views this game as an opportunity to strike a blow for all condemned men everywhere against the son-of-a-bitch judges who put them behind bars." Geroe advised the Supreme Court not to eat the day of the game because "they'll be eating their shots all night long.

Thurman quietly responded to this. "Everybody knows that Death Row is always trying to strike a blow, and we won't go into what you guys eat." Geroe responded, "We know what we eat, we like it, and so do the people who eat with us. After the game, we will be drinking the Supreme Court's beer and maybe eating a little later."

The game will be referred by Bruce Gerrick and Wes Heppler, two mediocre players for one of the law school's weak entries. John Rodgers, the Snaildarter's high-scoring guard, will keep the clock. The game will be at 7:30 Friday evening on the small court at Blow (? !). Gyn followed by a postgame party for all players and spectators at The Hatch.

MUCH WE SHOULD TELL YOU ABOUT OUR PRODUCTS..."Only men who love the game and have a tendency to scribble down the most fantastic things you ever wrote to them in any kind of rhymes and funny words have ever been known to make good writers..."--E.T.

"I'LL BE PLUGGED IN"...IT'S OUR SEASON TICKET!!

HARDMAN

AND THIS IS SALLY, MY LITTLE SISTER, AT THE SOPHOMORITY. SALLY WANTS TO BE OUT OF FERLAND, BUT SHE DOESN'T PLAY BRIDGE, SO INSTEAD...

DOIE! HOW ABOUT THAT BASEMENT CROSSBOARD....

YOU EVER THOUGHT ME IN TO ONE OUT WITH YOU FOR THE FIRST YEAR, AND STUDENTS.

WELL, IT WAS GREAT NOT AT THE FIVE, AND YOU WERE STANDING ON A TABLE....

EXPLAIN TO ME AGAIN....

Spring Symposium

Women in the Law

Featuring

Mark Faegen-Fasteau
Brenda Faegen-Fasteau

Workshops

Rape Credit Rights Abortion Women & Military Title VII

When: Saturday, March 17
Where: 1776 Holiday Inn
Cost: $10 (includes lunch)

Workers needed for Publicity and Fund-raising Committees

Contact Kay Davis or Robin Striebich

It's a Racquet

If you started the semester feeling slow and sluggish or if you just want an excuse to get out of the library try the March Madness racquetball tournament.

The tournament is open to players of all legal ages and everyone will play at least two games. There are three divisions: men's and women's singles and mixed doubles with winner's and consolation brackets in each division. Registration is on the second floor Thursday, February 1 from 11:30 to 2:30 and Friday, February 2 from 12 to 3. The fee is a dollar per person and will entitle players to enter one or two divisions. The fees will go towards a party at the end of the tournament.

Players will have a week to play their matches and post their own results on the tournament bracket. The games are 21 points, the winner must win by two points, and the player who wins two out of three games wins the match.

The tournament begins Monday night at 7:30 this week and prove that you're the lawyer with the best racquet. See you in court!