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Amicus Curiae

MARSHALL-WYTHE SCHOOL OF LAW
America's First Law School



VOLUME VII, ISSUE THREE

MONDAY, OCTOBER 7, 1996

TWENTY PAGES

Warners Face Off in Debate at William and Mary

By Francine Friedman

U.S. Senator John Warner and his Democratic challenger, Mark Warner, squared off against each other in a debate, live from William & Mary's own University Center, on Sunday, September 29. Although moderator Ken Bode told the candidates there were "no rules" in the debate and no one kept a formal score, a political analyst was not needed to determine who won.

John Warner outshone and outspoke his challenger on almost every issue. Mark Warner, a telecommunications executive, did not have the political expertise or poise John Warner had. The Senator took control of the debate from the onset, demanding time to respond to Mark Warner's comments and appealing to Bode when

his challenger spoke for too long.

The debate was part of Public Television's *Democracy Project*, an ongoing effort to get Virginians more involved in the political process. Fifteen voters from three regions of Virginia (Williamsburg, Roanoke, and Falls Church) posed questions to the candidates about issues ranging from the changes in technology to education to balancing the budget.

Mark Warner focused much of his discussion on the need for Virginia and the rest of the country to be prepared to enter the "information age." "Our country, our world, is moving toward a technology revolution. Virginia can lead that revolution. . . . We have to make sure that no part of Virginia gets left behind," Mark

Warner said. "Let's make sure we elect a Senator who is going to take Virginia into the 21st Century."

He also stressed the need for schools and libraries to have discounted access to the Internet. "I will make sure this happens if I get elected," he said.

John Warner agreed that children must be trained in computers. "We will have to offer a high-tech avenue to children," he said. "I have voted again this year for an increase in funding for schools."

William & Mary undergraduate Professor Ahmed Zaki asked the candidates for their views on the proposed elimination of the Department of Education. Both candidates said they are not in favor of eliminating the department.

"I am not a part of the group who

wants to eliminate the Department of Education," John Warner said. In response, Bode pointed out that the Senator is a member of the party that proposed this cut. John Warner said, "I am an independent voice for Virginia," and explained that the Republican party has tried to "throw me out."

"John wants to balance the budget at the expense of Medicare and education," Mark Warner said. He then accused John Warner of having "voted with Mr. Gingrich" on budget issues. John Warner responded that he had not signed onto either Gingrich's or Dole's balanced budget plans. "I have an independent voice for Virginia," he said.

Balancing the budget and reducing
See DEBATE on 6

Bushrod Tournament Crowns New Queen of Moot Court

By Sutton Snook

The Bushrod Moot Court Tournament ended Saturday, with Lisa Fried defeating Colleen Kotyk in the final round to take the trophy. The case was heard before Justice Elizabeth Lacy of the Virginia Supreme Court, U.S. Federal District Judge Robert Doumar, and Vice-Dean Jayne Barnard.

The case was *Steve Morita and Jim Slater v. Raymond Cohn*, District Court Clerk for Dewey County, State of Wilde. Morita

and Slater applied for a marriage license, but were denied because the men did not meet the traditional definition of marriage—a union between a man and a woman. The two men sued and the case is before the Supreme Court of Wilde.

Arguing for the Petitioners, Fried maintained that the gender classification of marriage was prohibited by the Third Amendment of the Wilde Constitution. Kotyk, for the Respondent, argued that the common usage of

the word "marriage" and the Wilde state statute did not violate any rights under either the state or U.S. Constitutions.

While the justices all agreed that the decision was close, and that they wished that the quality of oral advocacy heard in their courtrooms was as good as the quality in the round, they voted to make Fried the tournament champion. Justice Lacy added that if the quality in the Supreme Court were as good as it was in
See MOOT COURT on 6



Finalists Colleen Kotyk and Lisa Fried with Va. Supreme Court Justice Lacy, Dean Barnard, and Federal Judge Doumar

Honor Code Referendum Fails to Garner Quorum

By Sutton Snook

The Honor Code referendum held Thursday, October 3, failed to garner sufficient votes for the requisite quorum. While sufficient ballots were passed out for a quorum, not enough students turned their ballots in. Consequently, the pro-

posed amendments may come up again for another vote after the new 1L justices are selected.

The Honor Code requires that one-half of the student body vote in a referendum on new Honor Code changes, requiring approximately 266 votes. While approximately 290 ballots were passed out, only approximately 210 were turned back in.

Lynn Whipkey, Associate Justice, said the future of the proposals depends on the future of the new unified Code, but the Judicial Council would be meeting as soon as the new 1L members were selected to discuss options.

One option, Whipkey said, is another vote later on the proposals, with a longer discussion and comment period for the students to become acquainted with the proposals. She noted that the proposals were not rejected in the vote, just that there were insufficient votes. Whipkey also said that because the proposals were not set to take effect until next semester, no dates need be changed.

However, some students felt the revisions centralized too much authority in the Chief Justice. One student, who wished to remain anonymous, noted that the proposals allow the Chief Justice new power and increased discretion and removes

rights of the accuser, such as the right to withdraw a complaint once it has been submitted to the Chief Justice.

Other students complained that the Judicial Council failed to provide sufficient publicity of the referendum and that the lack of a quorum can be attributed to the Council itself. Student complaints also focused on the short amount of time allowed for public debate. The Council had placed an announcement within this paper and placed copies in the lounge and the library.

Should the Judicial Council decide to hold another election, the *Amicus* will print the proposed revisions.

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From the Editor's Desk . . .

Last Thursday, October 3, the Judicial Council held an election on the proposed revisions to the Honor Code (for those who didn't notice). I say this because I worry no one will remember, especially since less than half of the school bothered to vote. I am assuming that it is because most of the school did not know that the elections were for more than 1L SBA representatives, rather than leaping to the apparently foregone conclusion that most of the school did not care. I realize that most of the changes were technical, but the proposal also contained some important provisions as well.

This rather dismal showing not only reflects growing apathy within the law school over our own disciplinary code of conduct, but also should serve as a warning that with so little interest, we may already be losing control over our own code, let alone any type of unified code imposed by the College Administration.

The Judicial Council should hold a new referendum in November, after there has been time

to debate the changes, and allow the student body to show its interest in maintaining our Honor Code.

There were several substantive changes within the proposal. For example, the right of the accuser to drop the charges after he has submitted his complaint to the Chief Justice has been removed. While the Judicial Council justifies this by arguing that it removes untold pressure from the accuser, it also removes a check on the system.

Presumably, we are told, the accuser will have already thought long and hard of his decision to file a complaint, but it is dangerous to presume anything when the stakes are so high. Yet the present system only allows 24 hours after the initial confrontation to file a formal complaint—how many of us would choose to lock ourselves into such a serious position after only 24 hours to think? Of course, along with all the others, this provision did not pass, but it did not fail either, and will certainly be included in the next vote.

The vote certainly reflects the

general turnout in U.S. presidential elections. As the old adage goes, "If you didn't vote, then don't complain about the result." The last presidential election had an unusually high voter turnout with 52 percent. Previous elections have reported less than half of registered voters. This means that M-W is on par with the rest of the Nation.

I would hope, however, that a group of graduate students would hold more interest in elections than the rest of the voting public, and would hope that we could garner more than half of voters in any election. Just as in presidential elections, if you didn't vote, then don't complain when the President raises your taxes.

While students appear to be so opposed to any sort of unified code, why do they take such little interest in our Code now? Is it because students have already given in to the idea that we hold no control over our Honor Code, and have left all decision-making in the hands of President Sullivan? I would hope not, because the fight over a unified code is far from over.

If we are to show the College administration that we take an active interest in the Honor Code, we should all take part in every action regarding the Honor Code. That includes voting over even technical changes. There is no better message that we do not think much of our present code than apathy.

Finally, why did the Judicial Council feel that we needed to rush? Holding an election to change something so important as the Honor Code certainly deserves a little time for discussion and open debate.

See EDITORIAL on 3

From the SBA President . . .

For the past five years of my academic career, I have been involved in some form of student government. However, this year has been unlike any other. It has been the most exciting year ever, but at the same time, it has been the most frustrating. Although I have had the opportunity to be involved in all sorts of interesting projects, I have been so busy that I have not been able to do what I like best about the student government — communicate with the constituents. The purpose of this article is to remedy that to some extent by informing you what has been going on with the SBA politically so far this year and how things are looking for the rest of the year.

The Honor Code

As expected, dealing with the Proposed Unified Honor Code has taken up much of my time. Last year, I formed a Unified Honor Code Committee to look out for the law school's interests on this issue. The committee is composed of: Michael Friedman (3L), Chair of Student Legal Services; Donald Sciortino (3L), Chief Justice of our Judicial Council; Kim Welsh (2L), Judicial Council Associate Justice; and myself.

Our purpose has been to strategize about how to handle a unified code. Last year, the Proposed Unified Code was referred to a committee composed of representatives from each school to try to fix the problems with it. Mike and I have been the law school representatives on that committee this year. The Administration has not given us any indication of what they plan to do once this committee reaches its conclusions. The SBA will, of course, take the position that no

code can be legitimate unless it is supported by our community. The best thing that we can do at this time is to be prepared to voice our opinions on what develops.

Interaction with the Main Campus and Other Graduate Schools

As recent developments have made clear, the College administration wants the different schools to have more interaction. They have unified our student governments, our disciplinary code, and are trying to unify the Honor Codes.

Until now, we have resisted these efforts and remained relatively isolated. There are many decisions likely to be made by the main campus, however, which will affect us. Because of this, I have accepted invitations to join the President's Aides and to become the graduate student representative to the Board of Visitors.

These positions will give me the opportunity to meet with both the President of the College and the College's Board of Visitors on a regular basis. This will give you the opportunity to have your serious concerns addressed by the people who actually run the College.

Parking

I met with Parking Services and expressed some of our concerns and problems with the parking situation. They have looked into the problem and decided to change the faculty spaces in front of the barn to day student parking. Although they agreed to give warnings rather than tickets for parking along the curbs for the past two weeks, starting today, they will begin ticketing

See SBA on 19

THE AMICUS CURIAE

Marshall-Wythe School of Law

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Editorial Policy

The letters and opinion pages of the *Amicus Curiae* are dedicated to all student opinion regardless of form or content. We reserve the right to edit for spelling and grammar, but not content.

Letters to the Editor are not intended to reflect the opinion of the newspaper or its staff. All letters to the Editor should be submitted by 5 p.m. on the Wednesday prior to publication. We cannot print a letter without confirmation of the author's name. We may, however, withhold the name on request. Letters over 500 words may be returned to the writer with a request that they be edited for the sake of space.

Letters

Dear Editor:

What is the world coming to? In this rigid, over structured, over-cited world we call law school, there was always one staunch bastion of free thought and expression. Now, even the venerable *Amicus* has sunk to the level of "style guides," "stylistic conventions," and, most mind-boggling of all — RULES. OOPS! Sorry, oh editors of style, I forgot that rule number 3 is never use ALL CAPITAL LETTERS in our articles. Unfortunately, those of you reading this are probably seeing my blatant disregard of the capitalization rule expressed in politically correct italics.

And, we are informed, one should never (ever, ever, ever,

ever) start out a sentence with "But," "However" or "And." Someone probably had a stroke when they saw that my last sentence began a paragraph (more incorrect emphasis) with "and." However, if they were really on top of their job, the editors surely inserted the missing comma after "However" in my series of items in the first sentence of this paragraph, which, of course, contravenes Rule 1 of the *Amicus Style Guide*, as this miserable run-on sentence does not seem to do.

Of course, the *Amicus* — as the literary jewel in the crown of Marshall-Withe — would never allow someone to so shamefully disregard Rule 5 against splitting infinitives as I did in this sentence. Actually, I just real-

ized that I am also blatantly in violation of Rule Two, which requires the award-winning journalists who write for this paper to spell out all numbers from 1 to 9 and leave numbers greater than 9 (such as ten thousand and fifty) as numbers. I wonder if that applies to dates, i.e. May ten, 1996, as well.

And, of course, I always spell-check my articles — it's not my fault that the program can't (hmm, no rule against contractions — guess they're O.K.) recognize "Wythe" and insists on replacing it with "Withe."

— Paul Walker
Editor's Note: Obviously, Paul, you don't spellcheck, as your article demonstrated oh so clearly.

Fresh New Perspective From First Year Victors

By Marte Barnacle

On Thursday, October 3, three first year law students claimed victory in the SBA election for 1L representatives. There were seventeen candidates for three spots with a limited one week campaign period. Gurbrir Grewal, Quinton Jones, and Ellen McBarnette will be the new 1L representatives, and each of them have a lot to offer based on past experiences and innovative ideas for the future.

Gurbrir Grewal (1L) hails from New Jersey originally, but has spent the past few years in the Washington D.C. area after graduating from Georgetown University in 1995. While working for the Senate, the Baltimore Sun, and for various human rights lobbying groups from India, Gurbrir developed his interest in international and human rights issues. Gurbrir has close and personal ties with the events in India. He has extended his knowledge and concerns to the W&M Law community with his recent co-founding of the Asian Law Student Association.

Gurbrir wanted to run for the SBA position primarily to "open the SBA to the law school." In the first weeks of law school, Gurbrir noticed a "high school-like mentality" in and out of the law school and SBA activities. He believes

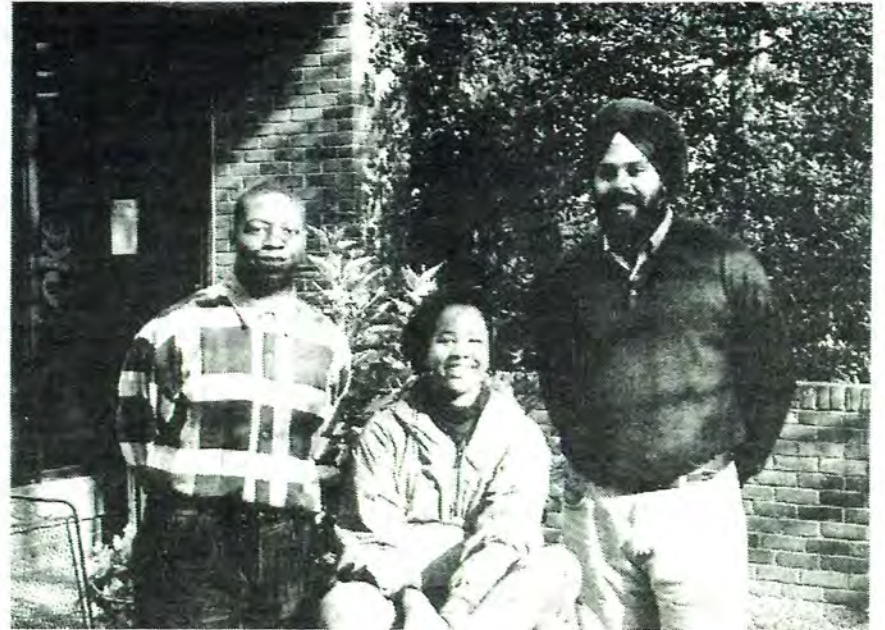
we need to open the SBA with the use of suggestion boxes, office hours, alternative activities, and more communication opportunities; possibly informal discussions and an open house for 1Ls.

Gurbrir wants to build on the positive aspects of SBA, coupled with a more open minded approach and increased communication. He feels that because he is "straight-forward, easy-going, hard-working, sincere, and open-minded," he will be able to facilitate the expectations and law school involvement of the 1L class. Gurbrir invites anyone to come and talk with him. "I'm approachable and I'm not that hard to miss . . . let me know if I'm doing anything wrong."

Quinton Jones (1L) has fresh ideas for the SBA and the 1L class as well. Quinton is a native Virginian from Norfolk. He graduated from the Air Force Academy in 1987, has worked on space systems for the military, and received his Master of Arts in Business in the meantime.

Quinton claims to have run for SBA because "the class really deserves someone who will speak up on our behalf with honesty." Due to his inordinate amount of experience with various agencies, Quinton feels he is competent in negotiation and argument situations.

1L summer employment is a main



Quinton Roberts, Ellen McBarnette, and Gurbrir Grewal were elected last week to represent the 1L class in the SBA. --staff photo

goal for Quinton. He wants to work closely with OCPP to help 1Ls get paid summer jobs. Quinton believes the 1L class is very talented in a variety of ways and he states that he will "be able to facilitate that outgrowth of ideas and turn the ideas to action."

High integrity, adherence to principle, and good listening skills are the personal

qualities Quinton brings to the position of 1L representative. He, like Gurbrir, wants his classmates to make sure he is performing to their standards. Quinton is also involved in the Black Law Student Association and the Military Law Society.

Similar to her fellow representatives, Ellen McBarnette (1L) offers a diverse

See ELECTION on 5

Computer Theft Suspect Still on the Run

By Deanna Griffith

The man suspected of stealing computer equipment from the Law Library is wanted for the same crime in states across the Nation. Following the theft of two students' laptop computers from the Marshall-Wythe library, a warrant for his arrest on charges of grand larceny was issued on May 21, 1996.

Arrest warrants for his arrest have also been issued in Arizona and Missouri, both for property crime felonies. Within the last two months, the University of Richmond and Ohio State University have

sought warrants for the suspect's arrest following thefts on their campuses. Ohio State had the suspect in custody during the spring, but due to unspecified complications, was unable to prosecute.

Campus Police do not expect the suspect to return to William & Mary. According to Director Richard McGrew of the Campus Police, it is unlikely that he will return to Virginia, as he is aware of the charges against him. Should the suspect be caught again in another state, the Virginia Code establishes the extent to which the police will attempt to extradite

the suspect. If he enters any surrounding states, there may be an attempt to go after him.

McGrew noted that because these are property thefts, the suspect has easily been able to convert the items to cash and move on. The suspect is thought to be implicated in thefts at law schools in several states, including Arizona and California. By the time a warrant is issued, he is in another state. "That's why he's able to get away with it. The system is overcrowded," said McGrew. As computers disappeared from law libraries across the

Nation, the M-W library staff was warned of the potential for theft and given basic information about the suspect.

Jim Scott (2L), whose laptop was stolen from the library here, was lucky enough to have his property returned. After being contacted by both Campus Police and the Montgomery County, Maryland, police, he was able to retrieve his computer in mid-May. Scott's computer was taken from the suspect while he was in custody at Ohio State. "Except for the fact that it was stolen, everything has been fine," he said.

Silfin Talks Entertainment Law From the Editor

By Paul Walker

Tired of the same old boring classes? Corporations, contracts, sales, and evidence got you down? Well, then, block off 6:30-9:30 p.m. on Mondays next semester for Entertainment Law, as performed by Martin E. Silfen (obviously good at what he does, since he recognizes the worst night on television as the best night to have class). On September 25, Mr. Silfen, who heads Mays & Valentine's Entertainment and Sports Law Practice Team, presented a lecture on "Learning and Practicing Entertainment Law."

Silfen's lecture served a double purpose: he gave a preview of what it would be like to practice as an entertainment law lawyer, and also plugged the spring Entertainment Law course. Judging by the number of 1Ls in the audience (well over half), the course should be very popular for the next couple of years. Silfen's high-energy presentation utilized audience members as a hypothetical band as he demonstrated some of the ethical dilemmas faced by entertainment lawyers.

For all of the budding superstars out there, find someone to sue you because, according to Silfen, "until you are sued, you haven't become a superstar." Silfen spent quite a lot of time discussing some of big cases the course will examine, involving a range of stars from Jim Croce to Sesame Street. The nuts and bolts of the course will revolve around looking at all aspects of the entertainment industry, from "gigmeisters" and business managers to music publishing. As Silfen repeatedly said, "The course will cover everything from ethics to theater." The course will also look at both the transactional aspects, as well as the litigation aspects, of entertainment law.

In fact, Silfen promised that accompanying each major segment of the course, the class would be divided into dealmakers and litigators and that "in every instance in which we cover a substantive topic and there is a deal to be done, the deal will be done." For students interested in a practical, hands-on approach to the study of law, this promises to be the course for you.

EDITORIAL from 2

Surely the referendum wasn't held solely because the 1L SBA elections were on the same day. Surely the Council did not rush such an important vote to hide something.

The Judicial Council itself has said that the revisions are not to take effect until January, leaving ample time to debate the issues and hold an election later. By doing so, the Judicial Council sends a message that the law school takes the Honor Code seriously and student input is important.

The Judicial Council should hold another vote in November, after 1L justices have been selected and after the student body has had time to debate and discuss the revisions.

I encourage people to write columns in this paper. To encourage active participation in the process, should the Judicial Council decide to hold another election, I will print the proposed revisions in the next issue of the *Amicus* on October 28.

Barry Scheck Speaks to VA Crime Commission, Praises VA Crime Lab and its Employees

By Frank T. Sabia

On Tuesday, September 24th, the Virginia Assembly building in Richmond was bustling with media. There was to be a special guest giving recommendations to the Crime Commission about DNA evidence. Although he may be remembered by most as the slick New York lawyer who destroyed L.A. criminologist Dennis Fung on the witness stand in the O.J. Simpson trial, Barry Scheck has many other accomplishments of which to be proud.

A professor of law for the last eighteen years at the Benjamin N. Cardozo School of Law, Scheck is one of the Nation's leading legal experts in the field of genetic evidence. This is why the Virginia Crime Commission was pleased and honored to have Scheck come to Richmond to make recommendations to the commission about the use of DNA and genetic evidence in the legal field.

The Crime Commission, along with the Virginia Assembly, is in the process of conducting a study to review Virginia's laws dealing with DNA evidence and has been seeking advice from

experts in the field. With the help of Susan Williams (3L), who works for the Crime Commission and was a key person in the effort to bring Barry Scheck to Virginia. The Commission was able to get the input of America's most experienced DNA attorney.

Scheck praised Virginia for its excellent crime lab which he said was "second only to maybe Connecticut's." He also said that the people who work in the Virginia Crime Lab are of outstanding professionalism and character. Then Scheck gave recommendations to the committee on how to improve the legal system with regard to DNA evidence. First, Scheck said that although Virginia has gone far in collecting samples and creating a DNA data bank, the larger the data bank, the more efficient the crime lab will be in identifying persons. He said, "Although it costs money to collect and analyze these samples, investing in the crime lab is going to save you money in the long run."

Second, Scheck recommended that the legislature increase the \$500 cap on public defenders. "You don't pay your

lawyers enough money in this state," Scheck explained. "Nothing convicts an innocent person faster than an ineffective defense lawyer!" Scheck explained that the purpose of DNA evidence should be to exonerate the innocent and convict the guilty.

Third, Scheck recommended that the legislature adopt a statute that provides for the compensation of persons who have been convicted and jailed, yet who can prove in a court of law through clear and convincing evidence that they were innocent.

Scheck and his partner, Peter Neufeld, were the creators of "Project Innocence" at the Cardozo School of Law. Convicted persons throughout the United States can apply to have their cases looked at in light of DNA evidence which may not have existed when they were convicted. Three innocent people in Virginia have been released through the project along with many others across the Nation. He stated that this is why it is important to save the evidence after a conviction or an acquittal — for later testing. Scheck recom-

ommended removing the Virginia statute that calls for the destruction of evidence after the final appeal.

Another statute Scheck believes should be revamped is Virginia Code §801-401.3, which states that DNA evidence is automatically assumed to be reliable and admissible. "This is much too broad a statute," said Scheck, "it can be misinterpreted. The basic underlying scientific principles are reliable, but what has to be looked at is the application."

Fourth, Scheck recommended that samples be divided immediately with part set aside for future testing. He noted that a very minute amount is all that is needed to test, and there is no reason why the criminologists cannot set aside part of the evidence for the defense to test independently. He said that this should not be discoverable, because it would discourage defense lawyers from conducting the test at all. If the defense does test, and does not bring the results up at trial, the prosecution would still be free to argue that if it was a good result, it would

have been shown to the jury. The majority rule now is that defense DNA test results are not discoverable.

Finally, Scheck recommended to the Crime Commission that Virginia invest in interactive CD ROMs to train detectives and crime lab technicians on how to preserve and collect crime scene evidence correctly.

He said that even the best labs make errors and the cost to justice of just one little sample being mislabeled or mishandled is great. The more training these professionals receive, said Scheck, the less chance of an innocent person going to jail or a guilty person going free.

For those law students who are thinking about the field of DNA and/or criminal law, Scheck stated, "the best way to get started is by just jumping into it. Try to get with a public defender's office or a district attorney's office and just start going. There is very little right now as far as text and legal training for DNA, so you just have to get your feet wet. Get the experience."

Graduate Housing Complex Cable Saga Continues

By Melissa A. Augusti

About two years ago, William and Mary's administration identified putting the student body online as an important objective. Plans were made to provide students, including graduate students, with convenient "home" access to electronic mail, Westlaw, Lexis-Nexis, and the Internet. A committee comprised of telecommunications staff members, several faculty, and administrators, as well as one student representative, spent months organizing the project and searching for the best contractor to complete the project.

Kathy Green, Director of Telecommunications for the past two and a half years, explained the process in which a contractor was chosen. "Various contractors bid out for the job, the committee researched each bid, and basically the lowest bidder, or the contractor who could successfully do everything we wanted for the lowest price, was awarded the bid." In this case, Campus TeleVideo won the bid. Campus TeleVideo specializes in installing computer networks on college campuses. They have completed over one hundred such jobs. Green is confident with the committee's choice. "I think

we're in good hands," she said.

As for law students living in the graduate complex, it's understandable that many may not agree with Green's evaluation. Although months into the project and backed by a four million dollar budget, it doesn't appear that Gradplex residents are much closer to technological bliss. Holes in the walls, masses of ugly wire running through the floors and ceilings, and the ever nagging pressure of deciding which of two television channels to watch are not so small reminders of the unfinished work. So what's the story?

The latest rumor circling the Plex is that the workers have all been fired and W&M is scrambling to find a new contractor. The truth is that Campus TeleVideo (CTV) is still hard at work to put W&M online. It is actually a subcontractor, hired by CTV to do some preparation work, that has been released from their employment. This sub-contractor, whom Green preferred not to identify, was hired to install the cabling in the Gradplex for the cable television and the computer network system.

Because the Gradplex is relatively new

See CABLE on 6



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First Year Class Elects Its SBA Representatives

ELECTION From 3
background of experiences and new ideas to the position. Ellen is from New York and graduated from Smith College in 1989. Since 1989, Ellen has worked in Washington D.C. on the Hill as a legislative assistant and more recently, as a lobbyist/grass-roots organizer for the Sierra Club. This month, Ellen and her husband will be celebrating their two year anniversary as well.

Due to her strong commitment to community service and volunteering, Ellen wanted to run for SBA to serve the 1L class and to represent their interests. Ellen has spent a lot of time "talking to folks and listening" since school has begun.

A few of the areas she would like to target as a 1L representative include: integrating non-traditional and traditional law students into a more cohesive group and providing students with other interesting activities such as tours of the Supreme Court and the Circuit Courts.

Ellen is concerned with 1L employment, similar to Quinton, but feels that academics are the important focal point for 1Ls

during the first semester. Ellen said she is "a people-person and an ideas-person." Her hanging file is always open to suggestions and Ellen asserts "I like our class and I like talking to our class." Additionally, Ellen is a member of the Environmental Law Society and the Black Law Student Association.

All three of the new 1L representatives promise to bring fresh, new perspective and ideas to our law school. Gurbrir, Quinton, and Ellen are all open to suggestions and are excited to get the ball rolling by representing the 1L class to the best of their abilities.

Warners Debate at William and Mary

DEBATE from 1
spending was of great concern to the panel of voters and the focus of the debate frequently turned to this issue. John Warner defended his votes to balance the budget and asked Mark Warner what programs he would eliminate to balance the budget.

While Mark Warner repeatedly stressed the importance of balancing the budget, he said, "I will not balance the budget on the backs of our seniors or our children."

Other issues of importance to the panel included tax cuts and restoring belief in politicians. Mark Warner said he would not vote for tax cuts until "we got our

financial house in order."

John Warner said over 50 percent of the average American's income is spent on taxes, including property, sales, and income tax, and he spoke out strongly in favor of tax cuts. "Working people know how to spend their money better than Uncle Sam," he said. He also said he wanted reform in the tax code in order to make it more simplified. "I want an end to the Internal Revenue Service as it is today."

Mark Warner agreed with the Senator's proposals and said, "John, those are great ideas. What have you been doing for the last 18 years?" "Fighting a Democrat-controlled Congress,"

John Warner responded.

When asked about plans to restore trust in politicians, John Warner said he put his tax returns on record for voters to look at and he criticized Mark Warner for not doing the same. He also said that he has avoided using negative campaign tactics. "I have character and integrity and I tell it as it is, as truthful as I know," he said.

Mark Warner also said he avoided negative campaigning. He said he made a pledge to run an "attack-free" campaign and would "like to see more debates like this one; this is much better than the 30-second sound bites we both are doing."

Co-Counsel Program Bridges Generation Gap

By Doug Miller ('95)

For Norfolk defense attorney James Broccoletti ('78), it was a typical day in court. Closing arguments were scheduled in the trial of Broccoletti's client, a former deputy sheriff accused of the hired killing of his sister's husband. But for one second-year student in M-W's Co-Counsel program, it was the opportunity to see for herself if her decision to become a crimi-

nal lawyer was the right one.

"I knew when I came to law school I wanted to be either a prosecutor or a defense attorney, so this was a great chance to see what it was like," the student said. "After the closing argument, the jury left to deliberate. I got to talk to the prosecutors who were trying the case. There was also a civil trial going on next door, so I went in and watched the closing arguments in that case

as well."

For the 300 student participants in the Co-Counsel program, experiences such as this provide a needed glimpse into the real world. The program pairs each interested student with a Senior Counsel during his or her first few weeks at school. The Senior Counsel are alumni volunteers who serve as mentors throughout the students' academic careers.

The President of the Alumni Co-Counsel program, Channing Hall ('85), notes the supportive role of the Senior Counsel. "When you're in law school it is a totally different environment. You have a lot of questions. You have a lot of stress, and it's good just to be able to talk to someone who has been through it before."

The Alumni Office coordinates the Co-Counsel program. See COUNSEL on 14



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-Law Watch-

"God, What a Silly Statute!"

Herb Silverman, 54, hasn't always wanted to be a notary public. He is pursuing the position in order to challenge a provision in the South Carolina state constitution. Silverman, an atheist, has filed suit to ask the state Supreme Court to overturn the 1868 provision which states, "No person who denies the existence of the Supreme Being shall hold any office under this Constitution." South Carolina is one of six states with such a requirement.

Quinnipiac Law Students Have Too Much Free Time

If you had any doubt that students at other law schools have less reading to do than you, take a look at the case of Michael Ginelli, a 2L at Quinnipiac in Hamden, Connecticut. Ginelli and his pals are receiving national attention for a game they created — "Six Degrees of Kevin Bacon." The game is based on the movie "Six Degrees of Separation," which suggested that all people are linked by a chain of less than six other people. Inspired by a late night showing of "Footloose," Ginelli has linked Bacon to stars through six people or less, such as Boris Karloff, Tom Cruise, and Greta Garbo. The group of creators also has a book deal, the advance for which will surely help Ginelli out with his student loan payments.

Barbie Slain in Satanic Ritual

Sybil Peck and Julie Kelley are suing their former employer, a Pittsburgh Hoss's Steak and Sea House, over an incident that they brand as "sexual harrasment" and a "satanic ritual." Their co-workers at the restaurant allegedly

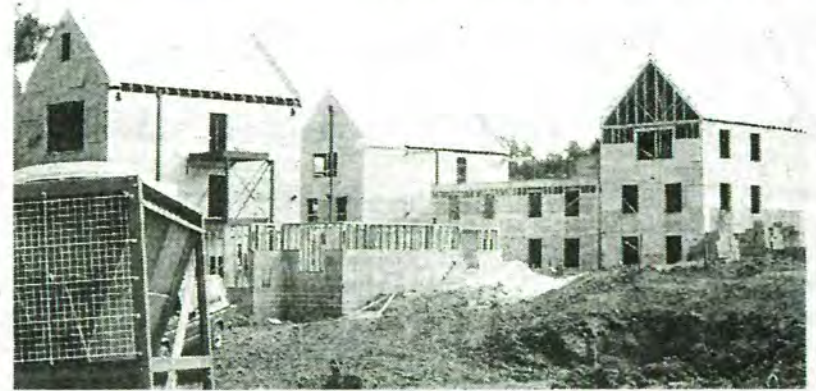
skewed a Barbie doll and cooked it in the deep fryer. Worse, the ex-waitresses claim, the grease in the fryer remained unchanged for more than a week while it was still used to prepare food for customers. Dan Gross, a local expert on satanic cults, will testify for the plaintiffs that the doll was a sacrificial symbol of the women. The company has denied that the incident occurred.

"And They Said That the Hospital Food Would Kill Me!"

A New York Court of Appeals has decided to reinstate a negligence case against Lenox Hill Hospital. Wendy Morris and Michael Waldman sued the hospital after an "unknown perpetrator injected a neuromuscular drug into their intravenous fluid." A lower court had dismissed the action, claiming that what happened was "completely unforeseeable." The appellate court disagreed, noting that the cabinet where the drug was stored was not even locked.

If You Want to Look at It, It's Going To Cost You

Faith Ringgold, an artist reknowned for her story quilts, filed suit against Black Entertainment Television and other distributors after seeing a poster of one of her works in the background of an episode of the now defunct sitcom, *Roc*. Ringgold claimed that her copyright had been infringed. District Judge John S. Martin disagreed and granted summary judgment for the defendants. Martin found that the use of the image fell within the bounds of fair use and that the 26.75 seconds of obstructed-view images of the poster were not an adequate substitute for the original.



New construction crew starts from scratch to install cable.

Cable Delays Continue

CABLE from 4

and still looks very nice, W&M requested a conduit system — flush-mounted with the walls as opposed to surface-mounted, in order to preserve the cosmetic qualities of the buildings. The sub-contracted company fell behind schedule towards the end of the summer. After receiving permission and more money from the administration to hire extra crews to finish the work on time, Green asked the sub-contractor to continue working while students were moving into the Gradplex.

The sub-contractor agreed to stay, but on the first move-in day the workers left early — their work was only half-completed and the apartments were a mess. Green commends the housekeeping staff for their promptness and efficiency in getting the apartments back into relative order.

"The cable workers left without any notification and they made a terrible mess. They didn't put plastic covers down where they should have. There was plaster and dust all over the rooms. The furniture was left awry. I have to say that housekeeping went beyond the call of duty in getting in there in a hurry and cleaning up." The sub-contractor was released shortly after the move-in incident.

The effort persists in putting W&M's campus online. Since the entirety of undergraduate housing is undergoing the same installation process, the Gradplex won't see workers again until the middle of October. Green declined to offer an estimated date for the actual completion of the work. However, in an October 2 memorandum to the residents, Green stated that the work would only take several weeks to complete the job, once a new sub-contractor has been hired.

Most students have learned to accept and patiently live with these facts. Green's own encounters with students, as well as feedback from resident assistants and area directors, have confirmed this general accepting attitude. "I understand the process is intrusive, especially for a whole semester. I have really been pleasantly surprised and impressed with the students. Everyone has been extremely cooperative and patient and shown an understanding that they are one person in a large, diverse community."

However, there is a bright side to every bad situation. For instance, with no cable people around, it means no security people are around either. Green recognizes that it

is definitely questionable as to who was the greater threat to residents' comfort and security. "We received more complaints concerning the security guards accompanying the workers, than we did concerning the workmen themselves." One resident, who preferred to remain anonymous, reported that a certain security guard became disgruntled when the resident asked the guard not to smoke in her apartment. "It kind of makes me wonder what goes on in my apartment when I'm not there."

Another resident, also preferring to remain anonymous, reported two security guards lounging in the resident's living area while the cable men worked. The guards were obviously indifferent to the resident's presence in the apartment, showing no discretion or respect in their behavior. "One guard was loudly relating how their friend was just recently released from prison. The conversation revealed that the guard had let this guy stay with them on the belief that [the friend] was finally off drugs. This guard's "friend" ended up robbing their [the guard's] house."

The resident who was subjected to this openly-told drama, expressed feeling quite unsettled at the thought that these people have keys, or essentially 24-hour access to her apartment. Green has heard that one security guard was fired after such reported incidents. It is unconfirmed as to how directly related these reported incidents were, or if there were other circumstances involved in the release of this employee.

And so the cable saga goes on. Not to worry — when today's graduate residents finally have access to the Internet in their bedrooms and ESPN, CNN, and MTV in their living rooms, they'll look back and laugh thinking about all the W&M graduate students sitting in the Plex wishing they had cable. No, no, no... just kidding — graduate residents really shouldn't have their degrees and be long gone before this project is completed.

Patience is definitely the key. This is a large project undertaken solely for the benefit and betterment of the student body. Residents are no worse off now than we were before dreams of cable television danced in our heads (holes and wires aside, that is). So hang in there. We haven't hit dire straits just yet. It's not like with the help of a couple wire hangers we can't tune in *Friends* and *Seinfeld*.

Lisa Fried Wins Bushrod Moot Court Tourney

MOOT COURT from 1

the final round, her job would be more interesting, although not necessarily easier.

This year, a record 118 2Ls competed in the Bushrod Tournament for the coveted honor of membership in the Moot Court Bar. The tournament lasted two weeks, beginning September 20. The advocates who reached the semi-finals were Stephanie Zapata, Lisa Fried, Colleen

Kotytk, and Alison Chmiel.

William and Mary began the moot court tradition in the United States in 1780. Initiated by George Wythe, moot court continues today, as M-W boasts one of the strongest teams nationally.

Thomas Jefferson noted of the M-W team in 1788: "The young men debate regularly in law and legislation, learn the rules of parliamentary proceedings, and acquire the habit of public speaking."



-Staff photo

Semifinalists Lisa Fried, Stephanie Zapata, Colleen Koytk, and Alison Chmiel

Moot Court Team Adds New Members

Congratulations to newly sworn members of M-W's Moot Court Bar: Matthew Ahmann, Heather Anderson, Dave Baker, Kristan Burch, Alison Chmiel, David Christian, Jeffrey Cohen, David Copas, Audra Dial, Amy Dilworth, Robin Dusek, Rebecca Eichler, Renee Esfandiary, Lisa Fried, Kimberley Hackett, Lydia Hoover, Stacy Jones, Joe Kiefer, Amanda Koman, Colleen Kotyk, Ji Sun Lee, Meredith Long, Angel Lyon, Maqui Parkerson, Danielle Roeber, Rachel Smith, Laura Spector, Jan Starkweather, Rinku Talwar, Mark VanDeusen, Melvin Williams, and Stephanie Zapata. Alternate team members are Ken Mahieu and Brendan Holland. Final standings of the tournament were Stephanie Zapata in fourth, Alison Chmiel in third, Colleen Kotyk in second, and Lisa Fried in first.

Deanna Griffith Named *Amicus* Features Editor

Deanna Griffith (1L) has been appointed Features Editor of the *Amicus Curiae* for the 1996-97 academic year. Although a newcomer to the frantic journalistic pace of M-W, Deanna enters the fray with 3 years of experience in editing and production. Ever ready to take on new challenges, Deanna summed up her new job as "kinda like a speed bump — I was cruising through law school, but now this slowed me down." Editor Snook commented "I don't know what exactly she does, but since features seems to fill a large amount of our newspaper, I'm sure it's an important job with a lot of responsibility." Unlike the new 1L SBA representatives, Deanna's duties on the *Amicus* do not include any household duties. Griffith replaces Toya Blakeway on the Editorial Board.

Environmental Law and Policy Review hosts Symposium

Environmental Federalism took center stage at W&M last Saturday as the William & Mary Environmental Law and Policy Review hosted its annual symposium. Three panels of legal scholars, policy makers, government attorneys, and environmental advocates contemplated the distribution of power between federal and state governments for the purpose of administering federal environmental protection legislation. The debates focused on issues associated with the Clean Air Act, the Safe Drinking Water Act, and the Brownfields Redevelopment Initiative. Not only a stimulating

academic experience, the Symposium afforded its participants an opportunity to contribute to the dialog on issues which have become increasingly important in this year's presidential and congressional elections.

Carter Lowance Fellow, Judge Abner Mikva Speaks on "First Monday"

The Honorable Abner J. Mikva, former White House Counsel to President Clinton and former Chief Judge on the U.S. Court of Appeals for the D.C. Circuit, will offer the keynote address for William & Mary's "First Monday" program, today at 4 p.m. in Room 119. The "First Monday" program marks the commencement of the Supreme Court's 1996 Fall Term and whets intellectual appetites in anticipation of the annual Supreme Court Preview.

Judge Mikva will remain in residence at M-W from October 7 through 10 as the Carter O. Lowance Fellow in Public Service. A graduate of the University of Chicago Law School and former law clerk for Supreme Court Justice Sherman Minton, Judge Mikva served five terms in the U.S. House of Representatives before joining the federal appellate judiciary.

Williamsburg Area Chamber of Commerce Introduces Discount Card

The Williamsburg Chamber of Commerce, to encourage residents and students to shop locally, have established a "Buy Local" Value Card. The card entitles the buyer to discounts at stores such as College and University Computers, Bikesmith of Williamsburg, Domino's Pizza, Dynasty Chinese Restaurant, and Sports-in-Store. Value Cards can be obtained from the Chamber of Commerce at 229-6511.

Amicus to Change Article Assignment Policy

No, Paul, the Style Guide is still in force, but the meetings are changing. Because of the overwhelming turnout at the weekly meetings at Paul's, and because the Editor quit smoking, the *Amicus* will no longer have meetings, but instead will have office hours for article assignments. Office hours will be on Wednesdays following publication from 11:30 to 1:30 in the *Amicus* office, Room 238. However, because of fall break, the next office hours will be on Thursday, October 17, from 12:30 to 3:30. Those unable to make this time, please drop a note in Sutton Snook's hanging file.

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Graduate, Suffolk Law School

Overall, I couldn't be more pleased. Pass or fail, my recommendation will not change. Listening to people talk at the bar exam, the West name was spoken often and with praise, always."
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HAIL TO THE SCHMUCK:

WHY CAN'T WE GET A DECENT PRESIDENT?

By Chris Ambrosio

As a nation, we should be embarrassed. As the world's foremost democracy, we should be even more embarrassed. As the most powerful nation on earth, we should be so embarrassed that, like Brad Hamilton in *Fast Times*, we don't dare come out of the bathroom until Linda, Stacy, Rat, and Damone have all gone to the mall for the day. Why should we be so embarrassed? Because we can't seem to produce leaders that we would trust to run a local chapter of the Flat Earth Society, let alone the United States of America.

I've been harboring these feelings for quite some time, but I saw something on CNN recently that pushed me over the top. Apparently someone (probably Fred Gallup or Joe USA Today) conducted a poll among parents of young children and asked them this question: "Would you want your child to grow up to be President of the United States?" A whopping sixty or seventy percent, maybe more, said "no." What's worse, these same researchers polled young kids and asked them what they wanted to be when they grew up, and only a very few said "President." Most of the

answers were "Michael Jordan," or "Shaq," or "Ace Frehley." (Actually, the last one is the answer I gave about twenty years ago when some well-meaning but overly intrusive elementary school official asked me that same question.) Anyway, the CNN folks found a kid who said he wanted to be president, and when they asked the kid why he selected that occupation, he gave a one-word answer: "money." If only the real presidential candidates were so honest. The point is that the schmuckatosis plague will infect not only the current generation of leaders, but at least one or two more generations as well.

What's the problem with the three current presidential choices, you ask? Well, nothing, except that one of them is the single biggest criminal in America (excluding John Gotti and anyone on the Nebraska football team), another of them is so out of touch that he thinks the Macarena is a group of anti-communist insurgents in Central America that the United States should be funding behind Congress' back, and the third one is, well, insane.

But wait—President Clinton hasn't actually been convicted of any crimes, so shouldn't we

give him the benefit of the doubt? Well, I tried that for the first twelve times his best friends and former business partners were indicted, and for the first nine times the White House was caught dicking around with secret files, and what-all else. I've had it. This is the strongest circumstantial case of criminal activity since . . . well, . . . since a certain person's blood and clothing were found all tangled up with a double homicide scene.

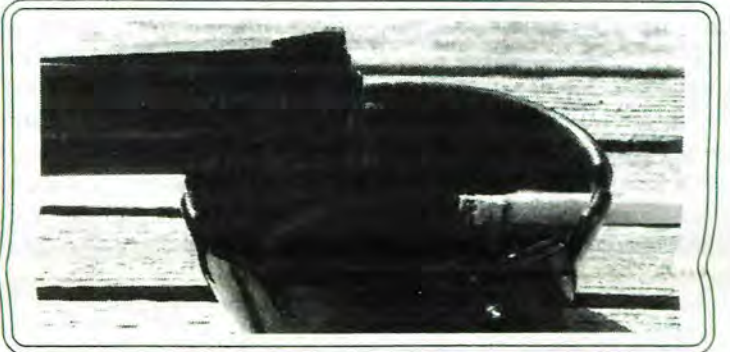
Well, in that case, why not choose Bob Dole? Sure, why not? After all, the guy did develop his plan for leading the free world at least forty-five minutes before the Republican National Convention. Also, he did unveil the highly imaginative "Just Don't Do It" anti-drug slogan. (I hope this doesn't also serve as his anti-plagiarism slogan.) And he's definitely the type of leader who inspires people to go out and do their best to try to improve this great land of ours. C'mon folks. This guy is so uncharismatic that he makes Strom Thurmond look like Matthew McConaughey in *A Time to Kill*. The only thing Bob Dole can inspire us to do is refer to ourselves in the third person. Hell, you can achieve that goal

by watching a few Deion Sanders interviews. And the reference to Hideo Nomo of the *Brooklyn Dodgers*? Hey, Bob—I've got some great seats for the Athens-Sparta matchup at the Acropolis if you're interested.

Okay, okay. So the other two guys suck. What about Ross Perot? After all, he is an "outsider" who knows how to "break the Washington gridlock." Sure, and he also knows how to "get down to where the rubber meets the road" and "open up the hood and take a look underneath" and "roll up the sleeves and get down to the nitty gritty" and various other faux-hillbilly metaphors that have absolutely nothing to do with governing the most powerful nation on earth. Plus, he has that lights-on-but-nobody's-home-type of insane look in his eye that is so attractive in a crazed

despot.

While we're on the topic of presidential inadequacies, what's up with the complete lack of ethnic or gender diversity in our presidents and presidential candidates? Since time immemorial, we've had an endless succession of WASPy men who are so white bread that they make Pat Boone look like Notorious B.I.G. (Just because Bill Clinton strapped on some wayfarers and blew a few bars on the sax doesn't mean he's any less white bread.) For cryin' out loud, our biggest ethnic detour occurred thirty-six years ago when we elected—*gasp!*—a Roman Catholic. Folks, we need to start electing people like George Clinton, not Bill Clinton. At least that way we'd be one nation united under a groove, which is a hell of a lot better than what we've got now.



A Lettington Chronicle

By Robert Lettington

As some of you may already know, I'm not averse to the odd bit of power concentration, so I'm the perfect candidate. I'm already corrupted absolutely so all the qualifications for absolute power are there. Vote for me and Havana cigars will not only be legal—they'll be subsidized; scotch whisky will be mandatory in all law school classrooms (keeps you perky and makes life look a little brighter); and Ford will only be allowed to sell cars to accountants and actuaries. It has struck me during our brief little election that a couple of people might be trying to steal my idea.

My experience of law school politics is minimal, but even my tiny, pickled brain managed to crank out the question of whether even the candidates for the SBA actually knew what they were meant to do if elected. The SBA seems to be modeled on a Francis Ford Coppola movie script. The Godfather sits back and dispenses favors to the family and a few trusted henchmen. The Godfather's Honor Code guru has been stealing a few scenes, though, with the occasional suggestion that we give him a bit more discretionary power and the odd note to remind us that he appoints henchmen too. If I were the Godfather, I'd watch out, as it all seems a bit like the right hand man is plotting a palace coup.

With the limited grasp of reality I possess, it seems that we vote for one heap big chief who appoints No. 2 big guy who in turn appoints all the little guys. The

SBA reps are sitting somewhere in the middle of all this frenzied appointing. Is this really the way things are meant to work in the world's champion of democracy that has declared war on nepotism and bureaucracy? When I paid attention, I thought high school history taught me not to trust one or two guys who had a passion for discretionary power and appointing each other to vague committees—Stalin, Napoleon, and every Nigerian leader ever, to name but a few.

If I suddenly disappear or mysteriously cut off my head while shaving, just check if there are any horses with their heads missing in the area. Of course, it could be that I took a wrong turn and got stuck in the eighteenth century while staggering back from Paul's tonight, so check in the Governor's Palace too. The more I think about it, the more I don't think anybody should ever vote for me—being an iconoclast, I'd be obliged to do the opposite of local tradition and depose myself as soon as my shaky hands grasped the reigns of power. Then where would we all be?

Why the slogan "Not the same ol' bulls**t" won the most votes is all becoming clear now. Might one suggest a little more openness and participation? The only thing that seems to set the guys in power apart from the rest of us is that they're power hungry, but they're just students too. I still think we should have elected the "when she dances her skirt rides high on her thigh" girl, though. I hereby nominate her for SBA President, a figurehead to look up to and one who provides a good incentive to find out what's going on!



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Bill Renna: A Hero Forever

Thomas G. Krattenmaker

(from the Quincy, Ill., Herald-Whig)

Quincy is my hometown. Although I was born in New Jersey and have not been able to visit Quincy since we moved away in 1954, Quincy is where I spent my formative years. Grades 1-5 found me enrolled in Madison Elementary School.

In at least one respect, Quincy was different then. It had a professional baseball team, the Quincy Gems, a New York Yankees farm team playing in the Three-I League.

Baseball brought me to Quincy, and so I think especially of my hometown when a new baseball season rolls around. My father, Herman Krattenmaker, was the Gems' general manager from 1949-54.

Forty-five years ago, in 1951, the Gems won the league championship. Perhaps I played a little role in that. Bill Renna did for sure.

Who is Bill Renna? Asking this question puts you in good company.

The Great American Baseball Card Flipping, Trading and Bubble Gum Book contains this attempt at a sarcastic witticism: "Bill Renna — who the hell is Bill Renna? And what does he have to grin about like that?" To celebrate another baseball season, I would like to set the record straight.

According to *The Sports Encyclopedia: Baseball*, Bill Renna was a 6-foot-3, 218-pound outfielder who played 370 major league games between 1953 and 1959 with the Yankees, Athletics, and Red Sox, batting .239 and hitting 28 home runs for his career.

But to me, Bill Renna is the greatest sports hero in the recorded history of Western Civilization. To explain why, I have to go back to 1951.

I was 8 years old and minor league baseball was alive and well in towns like Quincy across America. Although I will always regard Quincy as the best place in the U.S. for a boy to grow up, I confess today I remember its details only dimly. I do recall, however, that summer days there were hot and slow.

To while away one of them in the summer of '51, I decided to count the number of home runs I had hit in neighborhood pickup games since school let out. I even wrote them down: "One on the ground ball past Tommy Stover at the Madison playground," and "two last week in the lot next to Kent Laurich's house when Betsy was pitching."

To my amazement and delight, when I added them up, they totalled 75. Fifteen more than Babe Ruth! (Remember, this is a decade before Roger Maris. In 1951, Ruth's single-season record of 60 home runs was probably the best known sports

statistic in America.)

Realizing I had a very important number there, I needed a way to verify it. So I decided to put the list away and then search my memory again, making a mark for each home run. Seventy-five again! I had not deluded myself. It was a genuine record!

When I informed Dad of this earthshaking feat, he suggested I tell the Gems' manager, Edward Harrison Zwilling. Since this is a true baseball story, he was, of course, known to all — including this tyke — as "Dutch."

According to my scrapbook of our years in Quincy, Dutch was a short, somewhat portly man of about 65 years with a full head of snow-white hair and an ever-present, ear-to-ear smile. In short, looking through the mists and dusts of 45 seasons, Dutch was virtually a dead-ringer for my grandfather.

That's probably why I liked Dutch so much — that and because, when he came to visit at our house, he would give me inside tips. For example, once after solemnly swearing me to secrecy, he taught me of the Gems' secret signs. If Dutch yelled out "Ducks on the pond. Knock 'em off," that meant the bases were loaded and the batter should hit a home run. (Never, before this day, have I revealed this clever chicanery to anyone.)

Dad's suggestion that I tell Dutch made sense to me. After all, when Dutch came to visit our house on North 28th Street, his first words to me were almost always, "How many home runs today, Tommy?" Vaguely, I got the notion that maybe this would lead to a tryout. (Of course, I didn't think I was only an 8-year-old boy. No 8-year-old boy ever thinks about himself that way.)

When I next saw Dutch, I told him in great detail about my record-shattering performance.

He replied that I might be just what he needed. Bill Renna, his centerfielder and clean-up hitter who was expected to be the catalyst of the Gems' offense when sent by the Yankees to Quincy, was in a slump. He hadn't homered for two weeks. Would I give Bill some batting tips? Would I!

Thus, it came to pass that I met Bill Renna that evening on the gravel path just behind the dugout at Q-Stadium. Boy, he was big! Then I knew I was a kid.

My scrapbook contains a clipping from the *Herald-Whig* that shows him, the day he reported to Quincy, smiling into the camera above a summary of his previous career that includes the note that he "had been a football star at Santa Clara." That's why *The Sports Encyclopedia: Baseball* lists his nickname as "Big Bill."

While I stood there in awe for a few minutes before game time, Bill played it straight. He told me about his slump and

how impressed he was with my record-shattering feat. My birthday present that year, perhaps the greatest birthday present ever, had been a Louisville Slugger, Little-League size, with my name engraved on the fat of the bat, just before Ted Williams' signature.

I had brought the bat with me and Bill began by asking if I would demonstrate my swing. He then took me through several careful questions: Where did I hold my hands? Should he swing with or without an uppercut? How should you place your weight? As I answered his questions and demonstrated my power-hitting techniques, I became caught up in this exercise and truly believed I was giving a demonstration-lecture on the fine art of power-hitting to this huge professional ball player.

Mom didn't let me go to many night games at that age, but this night, I was allowed to stay for the game.

Fantasy and reality merged.

First time up, first pitch, Bill Renna drove the ball high over the left-centerfield fence, between the light tower and the scoreboard, for his first homer in two weeks. He went on to tear up the league the rest of the year, carrying the Gems to

the playoff championship of the Three-I League. By 1953, he was with the Yankees.

So many years have passed that I cannot describe the ballpark, how far it was to the fence, how high the wall was. But the picture of that little white ball sailing through the misty glow of the lights and off into pitch black, clearing the fence by 30 feet, is as sharp in my mind as if it happened yesterday.

I grew up to be a short, skinny, singles-hitting softball player, not someone who could follow in the footsteps of "Big Bill."

Still, I treasure not only that moment at Q-Stadium, but also the lesson Bill taught me that night: If you put your nose down, concentrate your attention on the central goal, and put all your efforts into it, maybe you won't perform a miracle but you can, with luck, hit a four-bagger that knocks the ducks off the pond.

It is a bit sad that Quincy no longer has a professional baseball team. What better way is there to bring families together, to demonstrate sound values to young children?

But anyway, now you know who Bill Renna is. And who knows? Maybe that is what he was grinning about.

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Crossfire

School Choice: Should the national education system switch? To Save American Education, We Must Have School Choice

Michael Coe

There is a widespread failure of our public school system to serve its most basic function: properly educating our young people. This sad state of affairs is due primarily to the lack of competition within the public educational sphere which, in turn, is due to the political hammerlock that the teachers' unions have on the public educational system. Even public leaders indebted to the teachers' unions acknowledge the problem.

Earlier this week, during an NPR interview, Chicago Mayor Richard Daley stated that only *four percent* of Chicago's public school students are testing above minimum national standards. In presenting a new \$2.75 billion federal reading program this August, President Clinton noted that 40% of the country's schoolchildren test below the basic level on national reading tests.

During the past 30 years, the quality of public education, by any measure, has fallen dramatically. While the average expenditure per student has more than doubled in real dollar terms to \$5,247 in 1990 from \$2,035 in 1960 (1992 dollars), median SAT scores have dropped almost 80 points. A recent international comparison of math and science skills scored American students at the bottom of the list of industrialized countries. As consumers of education, we just are not getting our money's worth.

The growing importance of education in this economy is obvious as technology races ahead and international trade expands. Yet, a quality K-12 public education is as much a moral imperative as an economic one. Minorities and the poor disproportionately bear the brunt of our failure. Unlike President and Mrs. Clinton, they cannot afford to send their children to the private Sidwell Friends School. No, poor D.C. residents have no option but to take the second-rate, disgraceful public school education and like it.

What to do? The Clinton Administration predictably proposes a top-down, bureaucratic solution requiring more government control, more spending, and more regulation (e.g. Goals 2000). A better alternative is to set guidelines regarding publicly-defined scholastic standards and accountability for our schools and then unleash the power of competition. Charter schools, school vouchers, and contract schools are distinguished by their decentralized control, entrepreneurial management, and focus on results.

Most important, school vouchers and charter schools work. For example, in 1990, Milwaukee instituted the Nation's first publicly funded school choice program. Low-income parents were given vouchers to send their children to private

On average, the reading scores of choice students in their third and fourth years were 3-5% higher than those of comparable low-income public school students.

In February 1996, data from this experiment was made available. The reading scores of the choice students in their third and fourth years were, on average, from 3 to 5 percentile points higher than those of comparable low-income public school students. Math scores, on average, were 5 to 12 percentile points higher.

It is the competition and incentive to improve which is important, not the form in which competition manifests itself — be it charter, voucher, or otherwise. In 1974, New York's East Harlem school district gave parents the right to choose among diverse schools-within-schools created by teachers. The competition improved the educational quality. Graduation rates rose to 90 percent from 50 percent, the reading scores rose to 16th from 32nd (last place), community morale rose, and the schools became voluntarily desegregated.

More recently, in 1993, the New York State Department of Education found that Catholic schools with 81 to 100 percent minority composition outscored NYC public schools with the same percentage of minority enrollment in "Grade 3 reading (+17 percent), Grade 3 mathematics (+10 percent), Grade 5 writing (+6 percent), Grade 6 reading (+10 percent), and Grade 6 mathematics (+11 percent)." Despite their proven track record, the New York teachers' unions strongly resisted, and apparently prevented, the education of one thousand of the city's poorest performing minority students by the Catholic schools. This occurred in spite of the fact that the NYC schools are 91,000 students over-capacity and classes are literally being held in closets and hallways.

The teachers' unions view school vouchers and charter schools as a threat to their monopolistic stranglehold on our education system. They resist any meaningful educational reform. The status quo is their meal ticket, their monopoly rent. Their defining purpose is to secure what their members desire: an easy job with high pay. To that end, they extract dues to support their political crusade. Providing a good education, which is what students, parents, and society desire, is only a minor concern.

Competition, achievable through school vouchers and charter schools, will return power to parents and refocus our educational system on the job at hand — preparing our young people for the 21st century.

Christian Mastondrea

I have been fascinated by the tone of the national debate over education. No one would, or could, argue that the public school system is not in need of some serious reform. The problem is that as people clamor for quick action, politicians are not taking the time to think through some of their knee-jerk proposals. Certainly one problem at the front of the pack of ideas is so called "School Choice." The idea is that parents can simply choose to send their children to a better public school or that a voucher would be provided so that "lower income" people could afford the benefits of private education.

The answer to the problem is not to bring the better schools down to the level of those worse off — the key is to bring up the bottom end. Ah yes, competition will take care of this. If schools have to fight for their students, they will adapt and grow. I love overblown statements like this. The problem with this justification is fairly clear: the parents of wealthier students who already attend private school will receive a tax break or voucher just like everyone else under most plans. Second, the vouchers would allow more students to leave the public system (not necessarily a bad thing) thus creating a greater financial burden on the public districts.

Everyone must support the public school system with their tax dollars, otherwise the system will quickly become even more underfunded. The answer to the problem is not to induce people to use private education. Nor is it to punish the students of poorer districts.

The answer has been and will continue to be class size and facilities. Most major cities have school systems that are falling apart. In New York's school system, class space has hit a critical shortage. Teachers often have 50 to 60 first grade students and some classroom space has been made available by converting restrooms and utility closets. Many of the school buildings have a number of fire code violations. Schools must be updated. How can we expect the best teacher to teach to 50 juiced-up rugrats? How can we expect these juiced-up rugrats to learn when they share desks and other equipment? We simply can't continue to educate this way.

Oh, I can hear Mike Coe (3L) now, "What a traditional liberal — just throw money at the problem!" Sometimes money is what is needed. I will preempt the next comeback by fully admitting that many districts have too many administrators and pay too much per pupil for what students receive. These are legitimate complaints and I agree that something

"All Children should be given the best education possible. We cannot and should not sacrifice the poorest for the benefit of the wealthiest."

must be done. School choice is about creating a two tiered system of education: those who can afford to send their children to private or out-of-district schools vs. those who cannot. As tax money is funneled away from the poorest and least competitive districts, matters will only get worse.

These districts will not be able to provide the technical equipment needed to give a child the education that is needed for the 21st century. We need to give children an equal break in life. *All children should be given the best education possible!* We cannot and should not sacrifice the poorest for the benefit of the wealthiest. Children should be given the education that they need in their own communities. We all talk a lot today about community based-this or that, but education does occur on a truly local basis in some very important respects. It allows children to interact with their neighbors and it traditionally has been a focal point of community sports and arts. We need to also get parents back into the mix here; the old fashioned teacher-parent relationship needs to be fostered again. Schools are increasingly forced to cut extracurricular activities because of short-sighted budget constraints. Schools need football teams and theater departments to build this community.

However, in some respects, education is a truly a national concern. As the United States enters the global market, we must be ready to have all of our citizens meet the challenge of the next century. We are the only industrialized nation with no real set of national standards in education, or even a partially common curriculum. This is a real problem in need of a real answer. School choice will not address this deficiency.

Yes, in the short run, school choice would benefit some children and parents. The parents of wealthy children get yet one more tax break, and some children will be able to attend private schools that otherwise would not have. I experienced several years of Roman Catholic education, but I also attended public high school. My public high school worked and would be the type of school that would attract more students from the surrounding districts under a policy of choice, thus increasing class size, cramping facilities, and increasing the faculty-student ratio. Simply pushing students from one district to another, or from public to private is not the answer.

Fabergé Works on Exhibit at the Virginia Museum of Fine Arts

By David Riordan and Velvet Dennis

From the first moment to the very last, the magical world of Fabergé and his craftsmen leaves the visitor in awe. Seeing the exhibit is an historical adventure into 19th century Russia, as well as an artistic experience. The tour, narrated by audio cassette, lasts 45 minutes. One is free to stop and start the tape to give more time to personal favorites. To fully absorb the exhibit will take about an hour and a half.

There are a tremendous variety of objects on display, ranging from cigarette cases to intricately bejeweled opera glasses. Altogether, there are

over 400 different works, each made at one of the two workshops in St. Petersburg and Moscow.

The undisputed stars of the exhibit are the 15 magnificent Imperial Eggs, each made on special consignment to the Russian royal family. They are selectively scattered throughout the space. Each egg is completely different, crafted with such diverse materials as gold, diamonds, sapphires, pearls, and, most remarkably, enamel. Over 140 shades of enamel were used in decorating the eggs.

The enamel workmanship of the Fabergé craftsmen is generally thought of as the best in

history. Not only are the outsides of the eggs beautiful, each holds a surprise inside — sometimes two or three layers of surprises, giving each egg a distinct theme and personality.

Our favorite was an imperial orange tree Easter egg where the green enamel of the tree's leaves are shaped into an egg with a silver bird on top.

Placed on each glass casing is a brief description of the pieces in that case. Sometimes the history and circumstances surrounding the eggs are equally as interesting as the eggs themselves. The lighting produces minimum glare and the arrangement of the rooms creates an

open and uncrowded experience.

While not cheap, it is fairly easy to visit the exhibit at the Virginia Museum of Fine Arts. To get there take I-64 West all the way to the Boulevard exit, which is exit 78 (just west of downtown). Drive south on Boulevard about half a mile to the Richmond Braves baseball diamond on the left. You *must* stop there either to buy exhibit tickets or to pick up reserved tickets. You *cannot* buy tickets directly at the museum.

If you want to reserve tickets for entry on the half-hour, you may call 800-311-3447. However, there isn't much reason to reserve tickets because they are

non-refundable and unless you want to go on the weekend, it is rare that they will sell out. The tickets cost the same \$12 either way. You can save \$5 by parking near the museum, which is a couple miles farther down Boulevard at the corner of Grove. Otherwise, you can park for the \$5 at the baseball diamond and a fairly convenient shuttle bus will transport you to and fro. The museum is open from 10:00 a.m. through 7:00 p.m. every day. Though it is a bit of a hassle and not inexpensive, this exhibit is well worth seeing.

The Fabergé Eggs will be on display in Richmond through November 3rd.

Technology Corner:

The Job Hunt Gets Wired, Part II

By Alison Rosenstengel

You've gone over the job board a dozen times. You've read the OCPP binders from cover to cover. It's getting to be mid-October and you still haven't found the job that's perfect for you. You might try going online to find additional legal job listings.

There are dozens of sites on the Internet which compile a whole classified-type listing of help-wanted ads covering all kinds of job opportunities. Among these are The Monster Board (<http://www.monster.com>), HelpWanted.Com (you guessed it, <http://www.helpwanted.com>), and Career Web (<http://www.cweb.com>). These sites are not directed solely at legal career opportunities, but every once in a while, you might find a gem.

Similarly, there are sites which list opportunities by region and field (or both). Jobsearch.org is one such site which has a

database searchable by location (even down to region or city) and field. The Virginia segment of the site (<http://va.jobsearch.org>) is run by the Virginia Employment Commission and contains several links to general Virginia information and employment statistic sites.

Choosing "Job Seeker Services" and "Menu Search" allows you to pick a field (presumably "Legal") and region. My search returned 26 positions statewide, from Legal Secretary to Magistrate, including one listing for a Northern Virginia Public Defender with no experience required.

Another legal employment site which seems to be slightly more tailored to law students and recent graduates is the Law Employment Center, sponsored by The New York Law Publishing Company (The National Law Journal people).

Located at <http://www.lawjobs.com>,

the Law Employment Center's homepage feature links to legal recruiters, a law employment library, a search facility, and the Law Student Lounge ("Join the Mailing List and Vent"). LEC also gives students the opportunity to correspond with Ann Israel, president of Ann Israel & Associates, a New York recruiting firm, about legal recruiting and the job marketplace.

Another mega-site is set to debut on the Web on October 15. EmplawyerNet states its missions as "help[ing] you get connected, get a job and get ahead. Period." For its assistance, EmplawyerNet will only charge you \$5.95 per month as a law student. (Students get a discount due to a Lexis-Nexis subsidy. Regular fees are \$9.95.) If you sign up as a charter member, however, you'll get two months free to check it out and let me know what it's like.

One common pitfall with many of these sites is that because they aren't tailored to an audience of law students, like OCPP is, the majority of the jobs may have experience requirements which students can't meet. Sometimes, however, those perfect positions appear, so it can be very worthwhile to check in.

These sites change frequently, so don't be discouraged if you don't find anything that suits you the first time you check. Persistence is key. If you find that you'd like to check more job listing sites, Mary Grace Hune, W&M's Head of Computer and AV Services, has put together a great guide called "Job Hunting Resources On the Internet," which is available from OCPP. You can also check the Yahoo index at "http://www.yahoo.com/Business_and_Economy/Companies/Services/Recruiting_and_Placement/Law/."

Happy Hunting!

More Clip 'n' Save Marshall-Wythe Trading Cards! Collect them all!!

This week: The Ladies Run Wilde . . .



Colleen Kotyk



Lisa Fried



Alison Chmiel



Stephanie Zapata

Cynical Guy Sounds Off . . .

Okay, so we missed an issue. My dog was pretty intense about Moot Court and he refused to help me all week. Speaking of Moot Court, I would like to abuse the space granted to me in this paper and congratulate everybody who competed, and I do mean everybody. To those of you who advanced, good for you. To those of you who didn't, good for you too. You stood up and made an argument — in some cases one that you didn't believe in — and did it in front of your friends and peers. That takes guts to do at all. You may notice the conspicuous omission of congratulations to the Moot Court Board. Gee, I wonder why? Now that the Moot gag order is lifted with the end of the competition, let's discuss a few things. Some of the worst books I have ever read have page numbers. They fulfill an incredibly simple purpose . . . keeping the pages in order! See, that way, if you should happen to mix up some of the pages, you can get them back in order without too much trouble. If you fail to number your pages, however, it becomes extremely difficult to keep anything organized. But then, organizational planning doesn't seem to be the strongest characteristic of the Board anyway. Of course going to a copy shop that can't copy things in order doesn't help much either.

What about scheduling? I had thought that ridiculous scheduling was the exclusive right of the administration in making exam schedules, but apparently Moot Court follows that trend as well. I personally wasn't offended by having arguments set on a holiday, but my dog is Jewish and he was ticked. Enough with the Moot Court Board, they tried hard, did well, and won't be here next year anyway.

With Moot Court behind us, Legal Thrills is one of the few remaining bastions of ineptitude. Only one of them though. The Environmental Law Society remains a mystery to me. For an organization presumably interested in benefiting the environment, they post an awful lot of flyers, wasting precious paper, and thus trees. Actually, let me rephrase that; I used less paper in a month to house train

Grogan (the pooch) than this society uses to announce a nature walk. Call me crazy, but there seems to be a bit of a conflict there.

Although PDP is doing well maintaining their beer-swilling-fraternity-style image by throwing good parties, there have been rumblings of a coup in the management. Apparently President-for-Life Christian has ruffled a feather or two, and the natives are restless. Not that this is really of note, PDP will be liquid as long as there is liquid. PAD, on the other hand, is busy selling books. Who are the PAD members anyway? Where do they hide?

Enough whining for the moment, let's get into some serious complaining. How many of us are actually having fun? Our law school years are a chance at revisiting college, where we did stupid things and never had to face the consequences, but reality is a little different. Suddenly we're all starting to get old and turn into real people. I was doing some math the other day and found out that 1980 to 1990 is a span of ten years no matter how it's added up. That, in and of itself, is not overly surprising and wouldn't really bother me . . . if I had been born in 1980. As it is, I avoid the exact date of my birth like the plague (or more accurately like the dreaded diamond-back rattler, which is so mean that if you check into a Best Western to get away from one, it will check into the room next door and bite you in the morning). It's not that I mind getting older, it's that I really mind getting older in law school. Of course, Grogan is over in the corner grinning because he's only 14 . . . I haven't explained the "dog years" concept to him yet . . . won't he be surprised? In any event, getting older in an environment where I should be reliving my college glory is depressing. As it is, we run around looking and feeling uncomfortable in suits and ties. We stress about Legal Thrills deadlines. We have no idea if we really know what any of the professors talk about and that worries us (understandably). We're not having fun! I remember my grandmother (a fine woman as long as you didn't drive your tricycle through her

roses) once saying, "Listen boy, life is pretty simple. Do what you want, don't bother anyone unless you really dislike them, and have fun. Now get out of my kitchen 'cause you're bothering me." I think the inference was that she really disliked me, but it was sound advice to a four year old, and it's sound advice to a person of my (perpetually undisclosed) age. We need to stop worrying about the perfect job and huge money and doing what we are "supposed" to do. We need to do what we want and enjoy ourselves. We need to try not to bother other people (unless we really dislike them . . . a vital caveat to the rule). And we need to have fun. We are not adults yet. The govern-

ment still says we're students. We should act like it. Thanks Grandma, and Grogan says "hi."

Well, that's the end of my space and time for today. As a matter of fact that's it for a while. Grogan just finished a typing course at VMI (he is a boy dog, after all) and he has threatened to bite me if I didn't let him try to write the column next time. His little teeth are sharp! I made him promise not to tell any of the embarrassing stories about me and to avoid tennis ball and frisbee topics. I hope it works out; he gets so upset with failure. Regardless, I leave you in his capable paws; anything is better than him reading over my shoulder all the time.

Clubhouse W&M Balsa Goes Extra Mile

By Ellen McBarnette

Five members of the W&M community logged a total of 37.5 miles in a walkathon to support the Society for Aid of Sickle Cell Anemia. The Society researches treatment of sickle cell anemia.

Norfolk State University sponsored the event which was well attended. Tanya Powell (2L), Ivy Horn (3L), Aisha Sykes (2L) and her mother Ms. Sykes, and Ellen McBarnette (1L) represented Marshall-Wythe. The event was covered by the local newspapers and television stations. It succeeded in publicizing the recent promising efforts to combat this disease.

Sickle Cell Anemia is a painful and debilitating hereditary disease prevalent among people of African descent. Two in 1,000 African-Americans suffer from this disease and 80 in 1,000 carry the gene that causes it.

This once silent scourge may yet yield to scientific advances. Until recently most sufferers of sickle cell disease did not survive past their teens and

twenties. Modern treatment practices have extended their life expectancies significantly. Today there are even hopes of a cure. Continued public support is needed to advance this life-saving effort.

The M-W community contributed to the effort in the month of September. Students, faculty, and staff of the law school contributed \$737.00. "We collected the money in small contributions — two to five dollars mostly," said Ivy Horn, who logged 7.5 miles at the event. "That we raised so much attests to how many people supported the effort." The William and Mary contribution was the second highest single contribution received by the center that day.

Tanya Powell, Chair of the Balsa Community Service Committee stated, "I am proud of the wide support of the law school in this endeavor. It is another example of the strong community spirit I see at William and Mary. On behalf of Balsa, I thank all who donated their time, money, or effort, to this cause."

TRADING CARDS: The Ladies Run Wilde . . .

Stephanie Zapata

Normally an advocate in the legally thrilling firm of Cotorceanu & Dassance, Stephanie adjusted nicely to the equally fabricated world of Wilde. Stephanie wowed the crowd at the Semifinals as she remained resilient under extremely harsh questioning from Justice Ledbetter, who seemed more fixated on the Defense of Marriage Act than on the grand legal principles underlying Stephanie's argument.

Alison Chmiel

Normally as reserved as a spare tire and as conspicuous around the law school as a power saw, Alison proved herself as sharp as an anvil in oral advocacy. Although reluctant to disclose the source of her inspiration, sources revealed that Alison may have gotten some courtroom tips from her husband's would-be boss, Lowell "The Hammer" Stanley.

Lisa Fried

Instantly comforted by the computer technology pervading the Fred Lederer Memorial Courtroom, Lisa seemed to find her niche at the advocate's podium. Now, with her platinum cup in hand, Lisa must reassimilate herself into the role of 2L where, although her classmates may prefer that she speak constantly to both sides of every issue, professors may prefer that she resume her role as the class court reporter.

Colleen Kotyk

Renowned among her classmates for her hyper-preparedness in class, Colleen certainly didn't disappoint in the Courtroom where she amazed spectators with her research and relation of obscure facts to both sides of the case. We must be honest, though, and admit that the brightest thing about Colleen these days is that glare emanating from her left ring finger.

Music for the Masses

New Hardcore from AVAIL; Multimedia for a Bored Generation

By Dov Szego
AVAIL, 4AM Friday

Nowadays, when you first open a disk from Lookout!, a little mini-catalog falls out. I got the new AVAIL disk, opened it, out fell the catalog. When I looked at this tiny thing, I was reminded of all the great bands that are on Lookout!. The Riverdales, Screeching Weasel (basically the same band there, but Screeching weasel is now moving to Fat Wreck Chords anyway, but that's another story . . .), The Mr. T Experience, OPIVY, Green Day (I won't get started), the Queers, and even (ugh) Pansy Division (sometimes good for a nervous laugh). These are all great bands.

AVAIL, too, is on this little catalogue, and AVAIL is a great band, especially live. These guys hail from Richmond, playing their own twisted form of hardcore. Their first album, *Satiated*, is one of those where you're never really sure what you think, but you keep listening to it either way. It left a lot of room for improvement. Improve they did, with *Dixie*, a leap forward for them; it rules. "Beliefs Pile," from *Dixie*, is one of my favorite songs of all time.

Onstage, very few bands compare to AVAIL in terms of sheer energy. They even bring their own cheerleader, Beau Beau. (I'm serious.) They play sets that leave the crowd exhausted. (Next month when they return from Europe and play the Biograph in Richmond, go.)

AVAIL is a great band, and they have at least one great album, so they deserve the benefit of the doubt. Even noting this, 4 AM Friday sucks.

While two songs (out of 15; "Swing Low . . .", and "Hang") are interesting at least, the rest of the disk seems to be made up of pieces bit and rearranged from their earlier releases. Literally, you can sit and name songs that were the origin of various parts of the songs on *Friday*.

It's pretty boring to listen to things you've already heard rearranged into new songs for a new album. The lyrics aren't anything special either; mostly they sound forced and trite. It's pretty sad when a band follows a good album with a *really* bad one.

Anyway, there are two songs worth listening to here. Anyone who doesn't have any idea what "Swing Low Sweet Chariot" is is probably from another planet.

Either way, the version here is a little different from what we're used to hearing anyway, probably because it's being covered by a hardcore band. It's not hardcore though—it's an acoustic guitar or two with a banjo and lyrics that are actually *sung*. This isn't very common on a hardcore album. AVAIL quickly "redeems" itself by bleeding into the next track ("F.C.A.," which isn't all that bad, but it's mostly bit off of old songs), which is hardcore again.

"You got me swinging on a rainbow walking around in the rain . . ." It's not really an AVAIL song; it's some guy doing a lounge act song, complete with "do do's" and snapping. It's novel, at least; I thought it was ballsy to put it on a hardcore album. And it's interesting to hear sandwiched between two songs with distorted guitars and screaming.

"Hang" is a real AVAIL song. The one true bright spot on what is otherwise a dismal failure at a follow up to their best stuff, "Hang" uses AVAIL's typical mixture of thoughtful emo-style lyrics and well-integrated rhythm, with the drummer sometimes randomly doing his own thing to make a tight final product.

It starts with a strange little bass line and a drum track and then drops right in with guitar and lyrics. "I heard you got robbed last week. Did you know I got shot last night? It's like dependency on a game called hearsay; you hear it said but did you hear it right?"

He goes on to tell some story about how the bricks in his front yard don't fit right (no matter how long he tries; get a life, man), and draws some universal truism from it: "And I can't say when I plan on giving up. I'm trying to think, don't know when it will end." That's what emo's all about. It's nearly a lost art.

This album simply isn't very good. It has one good song, and a few of the others are at least listenable, but it's not worth it.

Get the new Descendents instead.

Various Artists, *Bored Generation*

Have you ever noticed how CDs for the computer are referred to as "multimedia," but they aren't really multi-anything? It's a program or a game with some music mixed in, but that's about it. Now some people are trying to deal with that. *Bored Generation* is part of a new breed of CD, called Enhanced CD, which dares to be multimedia for real, by incorporating music with computer "stuff" on a single CD. The result is about 29 minutes of music with more than an hour of video footage of skateboarding, surfing, and snowboarding from such big names as Tony Hawk (skateboarding), NOFX (punk rock), Circe Wallace (snowboarding), and Primus (I don't know what you call what they do).

Music: A few of the tracks on this album are pretty lame. The Beastie Boys do a cheesy, less than a minute, semi-hardcore song (they were punk before they were rap, FYI), Casual and the Souls of Mischief are both rap, and I never really liked Primus all that much (and after their track here, I am not likely to re-evaluate that opinion for a while). That leaves Pennywise (covering both Black Flag and The Circle Jerks, two old school punk bands, the Offspring (some song about freaking out after getting cut off while driving in traffic), the Daredevils, and Helmet (this track sounds an awful lot like "unsung" off of *Meantime*) with some mediocre tracks. The disk gets its highlights from Rancid and NOFX.

Rancid's "Blast 'Em" is a repetitive but good little song, really an example of the sort of "punk" that's rapidly becoming mainstream. It follows the basic "verse, chorus, verse" pattern that Nirvana got everyone hooked on, albeit with a little more flair than most of the rest of the alternaclone bands that are springing up everywhere. Despite their increasingly frequent appearances on eMpTyVee, Rancid has a pretty legitimate punk rock bass with two members from OPIVY (including Lint/Tim Armstrong, the singer) and one from the UK Subs. Other than that, it's a good song, just somewhat unremarkable.

NOFX rules. Fat Mike has a really cool, but nasal voice. The guitarists both have a huge amount of talent, as does the drummer. They toss in weird beat patterns, they often use horns, orchestras, whatever is necessary, and they take absolutely no prisoners lyrically. The track here ("Drugs are Good") is no exception. It starts with an expletive, makes fun of people for doing drugs, and ends with an instrumental whimper on the words ". . . and when you do 'em people think that you're cool."

There are some real gems here; Mike even takes a shot at himself: ". . . quit school, don't work, living off the music, you punk. If I could do it, so could anyone." "Join a punk band, sing, and get a tattoo. You don't need talent just sing attitude." I could just quote the whole song, but I have to talk about the video stuff.

The video stuff: The disk is set up for your basic Windows moron, so it's easy to use. There's a freeware version of the Quicktime viewer that installs itself, blah blah. There's a couple *really* dumb video clips like four that show stage dives where the guy does it wrong (feet first), one

of some guy's bald head, a rafter dive, etc. The good ones are the skateboarding and snowboarding. The snowboarding especially convinces me that drug abuse is a much larger problem among youth than I thought. Some of these people do flips 30 feet in the air, go down sheer cliffs, and do other generally moronic things. The skateboarding clips are cool, too. There's about 20 minutes of Tony Hawk on there, and he does Disasters, Inverts, at least one McTwist, and other complex tricks. They show Omar Hassan vomiting and Heath Kirchart chewing pavement. All in all, the clips are good, though it's typically jerky and grainy (typical, as in, most computer video is).

There's a catch; a lot of CD ROMs can't accept the format without a new driver. The ones in the labs could handle it, but my laptop couldn't. (I'm getting the new driver as we speak, or whatever it is we're doing.) What this means is that you could buy the disk and not be able to run the video, which would be a tragedy. There is a web page to go to where they try to help you. I think this disk is really worth it, at least as a novelty.

The Concert Corner

By Dave Mincer

Soul Coughing! You must go! You must go! All tickets can be purchased by charge at 671-8100. Prices at the door will be slightly higher. For more information, call the Flood Zone at (804) 643-1117, the Boat House at (804) 622-6395, the Miller Concert Line at (804) 622-3679, or the Cellar Door Concert Line at (804) 463-7625.

Here is a calendar of upcoming shows:

- Thur., Oct. 10: Gravity Kills and Love in Reverse @The Abyss, Va. Beach
- Sat., Oct. 12: The Connells, Primitive Radio Gods, and Kevin Salem @Strawberry Banks, Hampton. 2 p.m. all day show
- Sun., Oct. 13: The Funk Junkies, The Urge and 2 Skinny Jays @The Abyss, Va. Beach
- Fri., Oct. 18: Reverend Horton Heat and Reach Around @The Boathouse, Norfolk
- Sat., Oct. 19: Fishbone and De La Soul @The Boathouse, Norfolk
- Sun., Oct. 20: Soul Coughing @The Abyss, Va. Beach
- Tues., Oct. 22: The Butthole Surfers @The Boathouse, Norfolk
- Fri., Oct. 25: Phish @Hampton Coliseum, Hampton
- Tues., Nov. 5: Dishwalla and The Refreshments @The Boat house, Norfolk
- Fri., Nov. 8: Marilyn Manson @The Boathouse, Norfolk
- Fri., Nov. 22: No Doubt, Shelter, and Unwritten Law @The Boat-house, Norfolk

Honeymoon at the movies

Extreme Measures Doesn't Measure up; Spend 2 Days with Pulp Fiction

By Lee Ranieri

As Bob Dole explained earlier this year, films fall basically into one of two categories: Family Movies (like *Forrest Gump*, *Bambi*, and *True Lies*) or Nightmares of Depravity (everything else). This week's selections, *Extreme Measures* and *2 Days in the Valley*, are Nightmares of Depravity. So don't say you weren't warned.

Extreme Measures

Extreme Measures is a standard medical thriller starring Hugh Grant, and produced by his girlfriend. (Isn't that so cute?) I was all set to make some snide remarks about the film's title and Hollywood formulism, but Chris Ambrosio beat me to it, so just see his article from the last issue.

If you've seen the commercials for *Extreme Measures*, there's not much left to say. Hugh is a bright young doctor in a

public New York City hospital. One night, a naked homeless man is brought in with all sorts of inexplicable problems. Hugh can't figure out what's wrong with him and the man dies strangely and horribly. Even though he's in New York City, Hugh finds this odd. Concerned about this mystery, or perhaps worried about Lowell "The Hammer" Stanley, Hugh takes it upon himself to figure out what really happened. Faster than you can say "Coma," co-workers and superiors start acting sinister and conspiratorial, medical records disappear, etc., etc., etc. And, of course, Hugh's career and life are in jeopardy every step of the way.

Even though this movie was basically *The Firm*, but with doctors (complete with an evil Gene Hackman, no less), *Extreme Measures* was more fun than it should have been. The plot twists

were plausible enough to keep the suspense alive, which, unfortunately, is saying a lot these days.

More hearteningly, the photography was impressive. The New York City scenery was used excellently to evoke an eerie, Gothic feel that was still subtle. Plus, we get to hear Hugh Grant saying "metabolic meltdown" with a British accent.

Extreme Measures would have been much better, though, if the whole moral dilemma driving the plot wasn't so banal. Is it really a tough call whether it's OK to use the homeless for ghoulish medical experiments?

Rating: **½ (out of four)

2 Days in the Valley

While *Extreme Measures* was better than it should have been, *2 Days in the Valley* was worse than it should have been. Perhaps if *Pulp Fiction* had never

been made, *2 Days* would have seemed hip, clever, and creative. Instead, it just felt derivative and uninspired.

2 Days in the Valley is the latest studio release to hop on the *Pulp Fiction* bandwagon. It's a convoluted story about some hit men and, well, their hit. Unfortunately, the film makers don't seem to have realized that a jumble of famous actors, tortuous plot twists, and hard-boiled dialogue do not a good movie make. *2 Days* stars, among others, James Spader, Teri Hatcher, Danny Aiello, Eric Stolz, Jeff Daniels, and Glenn Headly. Despite all of the star power, none of the main characters are really interesting enough to care about. In fact, the best work was done by the supporting roles, most notably Greg Cruttwell as an ailing, obnoxious art dealer, and Jeff Daniels (no, I wouldn't have believed it,

either) as an hypertensive cop who has no apparent reason for being in the movie in the first place.

2 Days in the Valley wasn't all that bad, in the grand scheme of things. It was better than *Beastmaster*, for example. *2 Days* just wasn't as hip or as clever as it wanted to be. Instead, it just came across like a bunch of stuff that happened, and not much else.

Rating: **

Video Pick of the Week: Pulp Fiction

Yes, you've already seen it. Yes, it's an obvious, easy choice. But as long as it's being imitated yet again this week (see *2 Days*, *supra*), why not just see the real thing? Of course, it is also another Nightmare of Depravity. If only Quentin Tarantino had left himself out, and that woman who plays "Pat" . . .

A New City with Every Meal: Cities Grille Delivers

By Ian Siminoff

A stroll into *Cities Grille* is like taking a step into a bustling midtown New York City bistro. Although located off of a strip mall sidewalk, *Cities Grille's* interior speaks of modern and refined urban sprawl. Owner Bud Nolan refers to his restaurant as an upscale casual bistro.

Upon entering, you first notice the open grill, located in the rear of the restaurant, in plain view of its patrons. Unlike the grill room at the Trellis, where the back of your neck is charred along with the burgers, the open grill at *Cities* is clearly separated, yet visible, from the main dining room. Bud included the grill in the main dining room to facilitate communication between staff and kitchen and also for aesthetic design and to allow patrons to see the food being prepared as they order it. Black-clad waiters and waitresses quickly pass by as you are greeted by the host. You have a choice of booth or table, all pleasantly separated and roomy.

The lunch and dinner menus are inventive and diverse. The unifying theme for the dinner menu is food from cities across the United States (\$8.99-\$18.99, average: \$12.99). The menu currently includes food native to Miami, Seattle, Tuscon, Vicksburg (Mississippi), Kansas City, and Boston. However, the menu will be changing at the end of the month to reflect the shift in the seasons and the foods most suitable to be enjoyed during the late fall-early winter months.

Each city boasts four to five entrees and at least one salad or appetizer. In Miami, you can warm up with *shrimp in orange sauce*, sauteed and served over linguine and traditional *crab cakes* served with a black bean salsa. In Seattle, in-

dulge yourself in the alternative by tasting *smoked salmon and capellini* tossed with asparagus, or *hazelnut chicken*, grilled and served with a dried cherry sauce. In Tuscon, sizzle with some *chicken or steak fajitas* and homemade tortillas. In Vicksburg, the *southern penne pasta* will bring you down home, with shrimp, scallops, crawfish, and cajun sausage. Kansas City will beef you up if you want a full rack of *marinated grilled lamb* or *grilled beef tenderloin wrapped in bacon*. Finally, New Englanders will feel at home in Boston, where they can try the *lobster ravioli*, served with capers and artichokes in a sun dried tomato pesto.

For lunch, the focus is on gourmet sandwiches served on fresh kaiser buns and light hearty salads (\$4.95-\$6.95). There is a soft-shelled crab sandwich, a

tuna steak sandwich which is grilled with onions and mushrooms, a *grilled steak*, and a chicken breast, pounded thin, grilled, and topped with a mango sauce.

There is one sandwich special. It is usually the crab cake, filled with real chunks of backfin and delicious. With your sandwich, you can enjoy one side dish; either sweet potato fries, garlic mashed potatoes, Yukon gold fries, or asparagus. I recommend the garlic mashed potatoes; they are creamy and garlicky. Delicious!

The lunch salads are very much full meals in and of themselves. Grilled tuna and salmon are tossed with greens in two favorites, shrimp and chicken are tossed with romaine and homemade caesar dressing in a few more.

Finally, there is dessert. Choices

abound. *Cities* boasts its own pastry chef and a full line-up of homemade mouth-watering decadent indulgences, some made by Karen Nolan, Bud's wife. The special last week was a pumpkin and white chocolate cheesecake resting on a gingersnap crust. There is an *apple dumpling* with a caramel glaze, blueberry sour cream pie, German chocolate cheesecake, chocolate raspberry cheesecake, and a chocolate almond torte.

Cities is a wonderful restaurant. I would boldly state that *Cities* already has become one of the best restaurants in Williamsburg.

Cities Grille opened on April 29th in the Winn Dixie Shopping Center off of Route 5, John Tyler Highway. Call ahead (564-3955) for reservations of six or more for Monday through Thursday only.

Co-Counsel Program Provides Unique Opportunity for 1Ls

COUNSEL from 5

often working through the fall semester to match all of the interested students with Senior Counsels whose interests are similar.

The office schedules events for Co-Counsel throughout the year, according to Assistant Dean Page Hayhurst, but the focus is on individual, rather than group, activities. "Our idea was to leave it as open as we could to let the program develop itself," she said. "We wanted it to be an open exchange without too many rules, with pairs encouraged to develop their relationship in a way most beneficial to them."

The result, for most participants, has been a blend of social and professional experiences that range from dinner or lunch out to a day at the office. Some Co-Counsel have even chosen William and

Mary football games as the best forms of interaction.

One student compared the program to summer clerkship positions, finding his experiences as a Junior Counsel more beneficial in the long run. "The Alumni Counsel has a very personal interest in making sure you understand what is going on. That is wonderful because they take the time to explain why they do things."

This kind of experience is exactly what the Co-Counsel program strives for, according to former Chair Bruce Titus ('71). "By matching new students with alumni we are 'closing the loop' so students can benefit from the kind of networking alumni enjoy, right from the beginning."

Of course, not all the Co-Counsel pairings are this successful, and those that are don't happen by chance. According to

Hayhurst, the process of pairing Junior and Senior Counsel is one of the most challenging aspects of the program. Students fill out forms indicating preference by practice area, size, and region. The alumni fill out a similar form describing their experience, firm, and location. Then a committee of students and alumni makes the pairings.

Monica Taylor ('91) chairs the Co-Counsel program this year and already is well into helping the Alumni Office plan several events for participants.

Dean Hayhurst encourages interested students to join the program. For those not entirely sure what they may be getting themselves into, the Alumni Office encourages students to contact them directly or to solicit opinions from second and third year students who belong to the program.

SBA Update . . .

Of Dances and Drinks

By Meredith Long

For those of you who are lamenting the loss of the traditional Thursday night Bar Review, don't be so forlorn. This week, Thursday, October 10, head to J.M. Randall's for a gentle evening of beverages and the legendary trivia machines. Hours are from 7-9 p.m., with details about specials to be divulged later. Then, if Fall from Grace leaves you with a new, more focused attitude about the need for a social life, head over to Pitchers on Thursday, October 24, from 7-9 p.m. Located in the Marriott on McLaws Circle, Pitchers is the only bar in town with pool tables and other assorted fun, sporting things to do. (Note — the Corner Pocket folks shouldn't be offended — it's considered pool tables with a bar

attached.)

As for the major social event of the season, Fall from Grace occurs Friday, October 18, at Trinkle Hall, from 9 p.m.-1 a.m. Tickets are already on sale Mondays through Thursdays from 10 a.m. to 2 p.m. Ticket prices will be \$12 until fall break and \$15 after the vacation. Ticket price includes a great D.J., hors d'oeuvres, and all beverages. Be sure to get your tickets early!

It's going to be a fun-filled few weeks at M-W. 1Ls should be in the swing of things, Moot Court's over, and the general rush of back-to-school has abated. There's no excuse not to get out and have a good time. Keep your eyes peeled for details, coming soon, about more Bar Reviews, a Coffee Review, and a Faculty/Student Mixer.

Working for Conservation on the Colorado Plateau

By Tammy Hopkins

The Colorado Plateau is a geographical area that holds portions of Utah, Arizona, Colorado, New Mexico, and Wyoming. Located on the plateau are a number of small, rural communities and a large amount of public land. The Grand Canyon Trust's mission is to advocate conservation by working with local communities to find lasting solutions. The ultimate goal is to design alternatives that address community needs while conserving natural resources.

The Trust's main office is located in Flagstaff, Arizona, close to Grand Canyon National Park. They have a field office in St. George, Utah, and another in Washington, D.C. PSF funded a summer legal intern position at the Grand Canyon Trust's Utah Office. I spent my summer researching public land issues and interviewing local government leaders. What developed from the work was two sides of an important debate — who gets to determine what uses are appropriate for public land in the area? The backdrop for the debate was the scenic Southwest. My internship started on the heels of the recent Utah Wilderness debate in Congress, the completion of an eight year process to design a Habitat Conservation Plan for the Desert Tortoise, a Bureau of Land Management inventory finding a number of river segments in Washington County eligible for Wild and Scenic River designation and therefore heightened protection, and a proposal to release condors, also an endangered species, into a nearby area.

The positions between the environmentalist community and those advocating for local government input on decisions related to federal land use are deeply divided. Both groups have a mutual interest in conserving the natural re-

sources of the area. Southern Utah, where St. George is located, has a flourishing tourist industry which is closely tied to the wilderness areas and the recreational opportunities they provide. The divide between the "locals" and the "environmentalists" is most obvious in discussions regarding how conservation initiatives should be implemented. Most of the counties in southern Utah contain large percentages of public land and, as a result, local government leaders in these counties advocate local involvement in the decision process to determine what uses are appropriate for that land. The environmentalist community, on the other hand, has had a great deal of success by doing environmental advocacy on the national level.

The Grand Canyon Trust tries to find a middle ground between the two approaches. The organization maintains a field office in southern Utah, meets regularly with local government leaders, and facilitates discussions between the different interests. One example of the Trust's efforts was the creation of the Open Space Committee in the county. The committee was made up of diverse interests including land developers, local government leaders, environmentalists. Together they designed a priority list for land they felt should be preserved as open space and devised a plan for acquiring that property.

The Grand Canyon Trust is a non-profit organization that addresses a broad range of issues. The ultimate goal is to create lasting change locally. An emphasis is placed on building relationships. In Utah, this is to be accomplished by one full time staff member and one half time. The PSF funding allowed the organization to create a position they otherwise would not have had.

Dean's Dinner Raises Money for School



Nicholas St. George cuts cottage ribbon.



2Ls discuss M-W with an alum.



Prior to dinner, the Alumni gather to dedicate the Cottage.



Professor Donaldson, Judge Zepkin, and an alum discuss the finer points of making large contributions to the law school.

—Photographs courtesy of the Alumni Association—

The Green Leafé Cafe



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The Green Leafé Cafe

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(757) 220-3405

Monday, October 7

Faculty Favorites Film Series: Sue Peterson of the Government Department introduces "Bob Roberts" at 8 p.m. in the Tucker Theatre.

First Monday: A nationwide event to examine the role of lawyers in advancing social justice. A program sponsored by OCPP and PSF in Room 119 at 4 p.m., features keynote speaker Judge Abner Mikva. Judge Mikva's career includes serving as White House Counsel to President Clinton. The program is followed by a reception on the patio at 5 p.m.

Wednesday, October 9

Virginia Lawyers for the Arts: The Law and the Arts Society is organizing a trip to Richmond's 1708 Art Gallery to hear the chair of the Virginia Lawyers for the Arts from 6:30 p.m. to 9:30 p.m. If you are interested in attending, please drop a note in the LAS hanging file.

Men's Soccer: v. Howard 7:30 p.m.

Thursday, October 10

"Show Boat": The season opener for W&M's Theater Department at Phi Beta Kappa Hall on Jamestown Road. Tickets are sold at the door or in advance at the box office, call 221-2674 between 1 and 6 p.m. Monday through Friday, or between 1 and 4 p.m. on Saturdays.

Fall Intramural Sports: Deadline for flag football entries. Register at the Student Rec Center between 1-5 p.m. For more information call the Rec Center at 221-3314. If you register a team, don't forget to drop a note in Nate Green's hanging file so the *Amicus* knows for whom to watch!

Bar Review: JM Randall's, 7-9 p.m. This is your last chance until after fall break to catch up on all that homework. Of course, *Friends* and *ER* are on, and you don't want to miss the Thursday night line-up.

Saturday, October 12

Swim Meet: W&M Relay Invitational, 11 a.m.

Fall Break: Did you need to be reminded?

Tuesday, October 15

Fall Break: Enjoy the last day of your parole! Tomorrow the warden will be knocking on your door, and he won't be holding cookies!

Women's Soccer: v. N.C. State 3:00 p.m.

Thursday, October 17

Victim's Rights in The Criminal Justice System: This program is sponsored by the *W&M Bill of Rights Journal*, featuring keynote speaker James Gilmore, Attorney General of Virginia. A panel discussion of proposed constitutional amendments will follow. The program begins at 7 p.m. in the Moot Court room.

President's Office: W&M President Tim Sullivan has reserved office hours at 4 p.m. for students to discuss issues which concern them. To make an appointment, contact Gail Sears at x1693 or send her email at gbsears@facstaff.wm.edu

Friday, October 18

Fall from Grace: The annual SBA sponsored semi-formal dance will be held in Trinkle Hall at the Campus Center. Tickets are \$12 until fall break, then \$15 at the door. Cost includes D.J., hors-d'oeuvres, and all beverages.

Muscarella Exhibit: An exhibit of Nell Blaine's later work will open with a reception from 5:30 to 7:30 p.m. The show will be at the museum until December 1.

Lunch with the President: W&M President Tim Sullivan holds an informal luncheon with students at 12 noon in his home on the main campus. Call Gail Sears at x1693 or send her an email at gbsears@facstaff.wm.edu for reservations. Later dates are November 7 and November 25.

Saturday, October 19

Field Hockey: v. James Madison 7:00 p.m.

Volleyball: v. UNC-Wilmington 7:00 p.m.

Swim Meet: W&M Pentathlon 9:00 a.m.

Sunday, October 20

Women's Soccer: v. Richmond 2:00 p.m.

Volleyball: v. East Carolina 2:00 p.m.

Wednesday, October 23

Amicus Deadline for the next issue: If you have something to contribute, or something you just have to get off your chest, put it in writing by **5:00 p.m. today**. Drop a hard copy of your submission, along with a disk containing your file in any WordPerfect format, in the *Amicus* hanging file.

Thursday, October 24

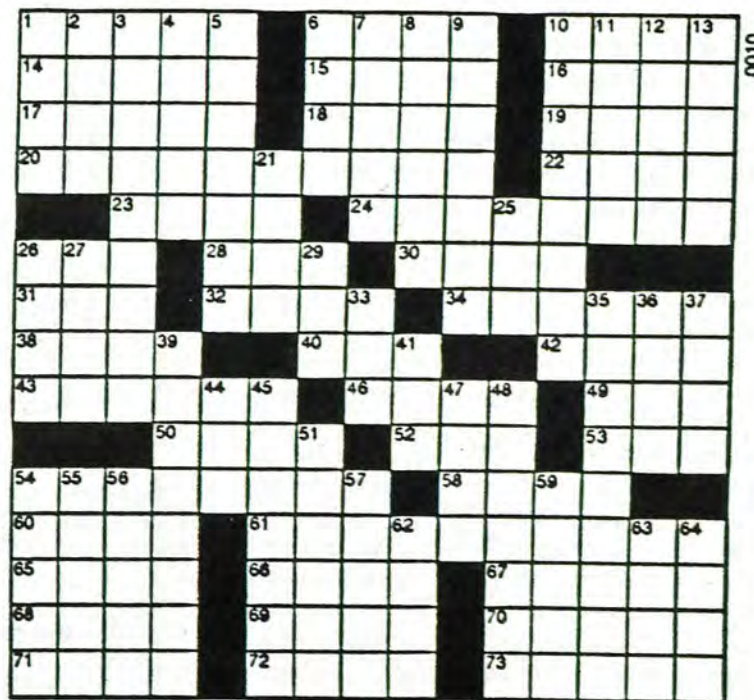
Bar Review: Pitchers

Please submit your entries for the *Amicus* Events Calendar to Deanna Griffith (1L) or the *Amicus* hanging file. Entries may include activities sponsored by law school organizations, main campus, or community events.

Edited by Stan Chess
Puzzle Created by Fred Piscop

CROSSWORD® Crossword

- | | | | |
|--------------------------------|-------------------------------|----------------------------------|---|
| ACROSS | 38 Cheesy magazine | 72 Concordes | 33 Fresca alternative, once |
| 1 Bond holders, perhaps | 40 Route | 73 Change the Constitution | 35 Return to the scene of the crime? |
| 6 C.P.A. | 42 A unicycle has one | DOWN | 36 Menlo Park middle name |
| 10 Java neighbor | 43 Emulates Rickey Henderson | 1 Eject | 37 Dizzy or Daffy American Samoa harbor |
| 14 Smokestack sight | 46 California | 2 Marcia (in march style) | 39 Samoa harbor American Samoa harbor? |
| 15 Concert or theater follower | 49 Dam-constructing agcy. | 3 All-out | 41 Pound sound |
| 16 Five-star name | 50 Thousands of bucks | 4 Former boxing champ Griffith | 44 Relay-race component |
| 17 Author Havelock | 52 Office-seeker | 5 Opening words? | 45 Sunken-treasure sites |
| 18 Make a decision | 53 Headed for the hills | 6 City on the Jumna | 47 Yoko's man |
| 19 Fad | 54 Repeal | 7 The Little Engine that | 48 Sweet Home |
| 20 Washington city | 58 Exclamation of amusement | 8 Home of the '62 Mets? | 51 Gazes |
| 22 Author of many poems? | 60 Answering-machine sound | 9 Halloween benefactor | 54 Put up with |
| 23 Rig | 61 German city | 10 Pacific island | 55 "Bad news" team |
| 24 PC application | 65 Fugitive from a Chain Gang | 11 Start of a palindrome | 56 Harris' Uncle |
| 26 Toe preceder | 66 Actress Moran | 12 Capital of Nigeria | 57 Royal proclamation |
| 28 Tight position? | 67 Take for (deceive) | 13 Ryan or Dunne | 59 pants (women's attire) |
| 30 Man (Emilio Estevez movie) | 68 Slip a mickey to | 21 George Carlin's radio station | 62 Space simian |
| 31 Onetime basketball org. | 69 Art | 25 King Kong's kin | 63 Tree of knowledge location |
| 32 Chimney-sweep's target | 70 Curbside coin collector | 26 Last call? | 64 Geek |
| 34 Go over the fine print | 71 Exxon, once | 27 Verge on | |
| | | 29 Tony of Leave It to Beaver | |



SCANDAL IN THE BURG: The Johnny Fongoo Story

Chapter 1: They meet . . .

By Michael Friedman

This is the first chapter of an ongoing piece that will continue in subsequent issues of the Amicus. This series is purely fictional. The characters are not intended to capture the likeness of any actual persons, but are intended to reflect loosely the authors' experiences at M-W. Any similarities with actual persons at the school is coincidental.

The cloud of steam rose from the damp law school parking lots, as Marshall-Wythe prepared itself for another crazy weekend. The Gradplex was a buzz with the sound of hairdryers and scandalous whispers.

"Are you kidding? That 3L guy? I heard he's a player. And he's a little fat, if you want to know the truth," Tami opined, as she carefully applied the last spritz of hairspray, ensuring that her bangs would remain suspended above her forehead, a hairstyle she had proudly worn since the eighth grade.

"I don't know about all that," Mary replied. "I just think he's cute — kind of in a bad boy way. The kind of guy no one would expect me to be interested in. Do you really think he's fat?"

Mary didn't care if he was a little fat. She didn't care if he was a player, either. She just wanted him. From the first time she saw him in her Corporations class, she knew she had to have him.

Mary was always the classic good girl. She grew up in a small town outside Boise, Idaho. Her father was a successful attorney and her mother a dedicated housewife, ever active in community affairs. She had gone to Catholic School until college at Boise State. She studied psychology, which was her true passion, but, because she knew it was her father's dream that she do so, Mary decided after college to get a law degree. She went to Univer-

sity of Idaho Law for her first year, but frustrated with the low quality education and bored with Idaho in general, had decided, after a year of struggling with her parents over it, to leave the nest and transfer out east to William & Mary.

At Idaho Law, Mary was at the top of her class and a new member of the Law Review. There were not too many exciting things to do around campus in Boise, so Mary spent all of her free time studying at her parents' house, where she was living and commuting to class. Once she decided to go to come east, she had contacted the Law Review at W&M and participated in the first-year write-on competition. She was selected as a member of the *W&M Law Review*, and transferred to her new school ranked fifth in the second-year W&M class.

Just after 10:00 p.m., Tami and Mary were ready. They finished the last of the Boone's wine and headed out the door for the bar.

Tami wore light blue jean shorts and a white t-shirt, her standard attire. She was about 5'1, 135 lbs., with pale white skin and several acne scars on her chin and cheeks, which she covered up with several layers of base and blush. She was only a first-year, but Tami liked to think of herself as the center of W&M's social world, collecting and distributing tidbits on all of the "players" in the social scene, and kissing up to those individuals that she had determined were "cool." Some of the women seemed to buy it, too, coming to her for advice or information on life or people at the law school. Most of the women, and nearly all of the men who knew her, however, just thought of her as a general nuisance with too much free time on her hands.

Paul's Deli/Bar was busier than usual when Tami and Mary arrived. By 10:30,

there were almost twenty people in the bar. Much to Mary's satisfaction, one of those people was Johnny Fongoo. Immediately she felt weak.

At a table in the back corner sat Johnny Fongoo, drink in one hand, cigarette in the other, surrounded by the usual suspects. Temo Jones, Fongoo's closest friend and drinking buddy, sat to his left, and stared longingly in the direction of the small group of freshman women who had assembled at the front table. Taylor Freester, who had lived with Johnny since first-year, sat across from him, quietly listening to the conversation as he sipped his Martini and reached for another smoke. Patrick O'Hare, the law school student-body president and a reknowned alcoholic, sat next to Freester and lifted the pitcher to fill his beer again.

"You would think these women would be all over me, right?" Fongoo slurred sarcastically. "I'm tellin' ya. Once they find out about my fine Italian heritage, they'll be lining up to get into the shower with Fongoo! You know I'm a direct descendant of Francisco de Fongoo, the twelfth King of Italy. I mean come on!"

No one believed Fongoo's stories anymore, but they were always entertaining. In fact, Fongoo was always the life of the party — but the things that came out of his mouth were, to put it mildly, a little bit disturbing.

Johnny Fongoo was, in every sense, a man's man. He could drink a case of beer in a night, insult all the women in the house, drink his own urine as a party trick, and still leave the party with the best looking girl there. He never studied, rarely went to class, and usually slept in the front row when he did. Yet, he had solid grades and a top-notch job lined up when he got his law degree in the spring. He was totally disorganized, constantly

discheveled, and perpetually intoxicated. In short, he was the idol of every slacker that had ever known him.

There was a time when Fongoo was probably quite a handsome and articulate man too, but college had largely fried his brain and destroyed his body, and his excessive lifestyle in law school had only added to his bounding girth. He was about 5'6", but weighed a little over 175 lbs., and was adding to that figure by the minute.

"Did you ever stop to think that maybe you're not gettin' the girls because you're butt is huge and your gut hangs down to your knees," Freester jabbed, as only a man's roommate can do. "Fongoo, you just don't have it anymore."

"Uh-oh," Temo Jones whispered, sensing what was to come. "This could get ugly."

Fongoo was already standing, ready to defend his worth as a man and victimize some unwitting young woman. He turned to the first two women he saw, held up his beer, and yelled across the bar.

"Yo. Chickees. Can you come over here for a minute?"

"Yuck," Tami grunted. "Is he talking to us? Save me . . ."

"Shhh. Benice," Mary said nervously. "Let's go over there."

With that Mary headed to the back corner, sure to appear interested, but not overanxious. "Hi, guys," she blurted flirtatiously. "What's up?"

"Would either of you lovely women be interested in showering with me tonight? I mean, isn't cleanliness like as cool as godliness," Fongoo asked.

Tami rolled her eyes and turned to walk away. Mary stood still and blushed. She wasn't insulted or offended. She was lovestruck — and she searched for a response.

Back By Popular Demand . . .

-Overheard-

Is there a difference between a body cavity search and a blood test? *Oh yes there is!*
— Professor Williamson

Does that mean an OSHA inspector can take my cocaine?
— Emily Jenkins

It's not simply what's in your rectum and your right to keep that private.
— Professor Williamson

I'm a full service professor . . .
— Professor Meese

In your mind, are we all like sheep?
— Professor Williamson

Bar Review. Do you guys get credit for that too?
— Professor Meese

You can't just look up a rectum every time you have probable cause.
— Professor Williamson

Lots of free space . . . We have lots of free space, Beavis.
— Sutton Snook

Why don't you just jump him and see how far he goes?
Jump him? I haven't even laid him out yet!
— A very late night in the *Amicus* office

No, really guys, I haven't been smoking at all.
— Sarah Karlsson

If you have a word like heroin, use it.
— Peter Cotorceanu

What do terminally ill people do? They die.
— Professor Donaldson

But a healthy relationship shouldn't end with someone getting arrested.
— Overheard in the Gradplex lounge

You need to get a grip on that thing.
— Danielle Berry

I'm a first year, of course I'm sexually frustrated in that type-A kind of way.
— Deanna Griffith

If you've heard it and you think it's funny, chances are, we will too. Drop a note in the *Amicus* hanging file!

Stitch-Center Sports Highlights . . .

Oral Advocacy Doesn't Quite Express it Like Spitting Does

By Mike "Stitch" Melis

Is it just me, or does it seem like baseball and controversy go together like chocolate and peanut butter? The playoffs have started which means that I, like many other sports fans, actually pay attention to what's going on in baseball. Unfortunately, it's not the hitting, pitching, and great plays to which everyone is paying attention. The topic on the forefront of baseball news these days is spitting. Specifically, what's the deal with Roberto Alomar's spitting in an umpire's face and the resulting suspension? What's up with the umpires these days? Finally, why does Major League baseball continue to shoot itself in the foot with every ugly incident it has to deal with?

First, for those of you who are sick of hearing about another incident involving disrespectful players, arrogant umpires, and nonexistent if not incompetent leadership, here are the matchups in the playoffs so far. In the American League, the Yankees withstood a late season comeback by the Orioles and clinched the Eastern Division. As a result, the Yankees now face the Western Division champs, the Texas Rangers. Meanwhile, the Orioles are matched up against the Cleveland Indians. Anytime

these two powerful, offensive minded teams meet, expect a home-run fest. Baseball purists cringe; I love it. (If you ask me, baseball purists are boring.)

As usual, the National League presents the best pitching matchup. The young but talented Dodger staff lead their team against the ever present (and deservedly so) Atlanta Braves. Once again, Braves pitching, led by John Smoltz this year, has dominated. In addition, the San Diego Padres face the St. Louis Cardinals. Admittedly, I know absolutely nothing about either team. Fortunately, my ignorance doesn't matter since the Braves will probably take the NL pennant anyway.

But enough about pitching and hitting, let's talk about spitting. The incident started innocently enough when home plate umpire John Hirschbeck called what should have been a ball a strike. Of course, the batter, Robbie Alomar, didn't like this call and decided to let Hirschbeck know it while returning to the Orioles dugout. This scene has been played out countless times during the season with probably every player and ump in the league. But then things got ugly. Hirschbeck was in no mood to debate his call and promptly ejected Alomar from the game.

By this time, the discussion had heated up into a full-blown argument. Alomar, obviously feeling that his oral advocacy skills weren't quite effective at getting his point across, decided to express his feelings in a different manner. He spit in Hirschbeck's face.

When asked about the incident, Alomar stated that ever since Hirschbeck's eight-year-old son died of a disease called ALD, Hirschbeck has been bitter. Alomar implied that this bitterness has manifested itself in Hirschbeck's treatment of players.

The next day, while preparing to work the Orioles game, Hirschbeck heard about Alomar's comment and charged to the Orioles clubhouse in a fit of rage before being restrained by the rest of the umpiring crew.

But wait, there's more. For the spitting incident, the AL has suspended Alomar for five regular season games. The umpires are furious at what they deem to be a light punishment. They have threatened not only to boycott the playoffs, but also to take legal action against the League. Alomar has issued a written apology and pledged \$50,000 toward ALD research. Nevertheless, as of this writing, this controversy is far from over and still threat-

ens to affect post-season play.

Who's at fault for this fiasco? Everybody. First of all, spitting in someone's face is utterly reprehensible. It is the ultimate expression of disrespect without crossing the threshold into all-out physical violence.

Some would say that Alomar's actions are evidence of the typical arrogant attitudes of many of today's college and professional athletes. Regardless of whether this claim has merit, the bottom line in this case is that Alomar was wrong to spit in anyone's face over a blown call or even an ejection. Furthermore, although I do not believe Alomar necessarily meant to excuse his own actions or to blame Hirschbeck for what happened, bringing up the death of Hirschbeck's son was in poor taste.

The umpires, including Hirschbeck, are not faultless either. Hirschbeck blew the call, plain and simple. In addition, he overreacted to Alomar's verbal objections to the call by ejecting him during an important game for the Orioles. Also, going after Alomar the next day, without knowing the context of Alomar's comment, was completely unprofessional and in some people's eyes added credence to Alomar's statements. Further-

more, the umpires' threats and actions since the incident seem more like bullying of a leaderless league than a sincere attempt to address their legitimate fears of allowing players too much leeway in dealing with the umpires.

The ultimate responsibility for this fiasco falls on the leadership (or lack thereof) of Major League baseball itself. Where is "acting commissioner for life" Bud Selig in all of this? Face it, Major League baseball still hasn't gotten its act together. Until a real commissioner is appointed, MLB will continue to be nothing but a group of rival, warring factions of owners, umpires, and players unable to address MLB's day-to-day incidents, let alone its fundamental problems.

What would I do if I were commissioner? Suspend Alomar for five games immediately. Just because the playoffs are coming up, this doesn't mean it can be open season on umpires. If players are worried about missing important games, they should be on their best behavior. I would address the umpires' concerns but remind them of their responsibility to defuse potentially ugly situations instead of adding to their escalation. Bud Selig may disagree with these actions, but at least they are actions.

Sports Roundup

Tribe Teams Continue Winning Streak

By Kristan Burch

Football

Since losing its first game of the regular season, No. 22 William & Mary reeled off three straight wins, downing Rhode Island, VMI, and Bucknell. In its last game of September, the Tribe easily advanced past Bucknell on the road, posting a 47-0 shutout. In its history, W&M has matched up against the Bison a total of four times and has come away with a victory in every contest. Before their September meeting, the two teams had not played each other since 1990, when Bucknell came to Zable Stadium and lost 45-17.

The Tribe came barreling out of the gates against Bucknell, scoring 22 unanswered points in the first quarter. The scoring frenzy began with a four-yard run by fullback **Tim Witcher**. On the Tribe's next possession, Witcher was able to score again on a five-yard run. Place-kicker **Brian Shallcross** hit the extra point for both of Witcher's scores to give the Tribe

a 14-0 advantage.

W&M's next score came when defensive back **Luke Cullinane** sacked Bucknell quarterback Jim Fox in the endzone for a safety. This was the first safety for W&M since October 16, 1993. The last score of the quarter came when wide receiver **Josh Whipple** caught a 41-yard pass from quarterback **Matt Cook**. Whipple caught five passes against the Bison for a total of 103 yards.

The Tribe continued to outpace the Bison in the second quarter as the team added 13 more points to its score. The first three points came off a 33-yard field goal by Shallcross. After tailback **Alvin Porch** added a one-yard touchdown run, Shallcross extended the Tribe lead to 35-0 with a second field goal before intermission.

The Tribe continued to dominate the tempo of the game in the third quarter when it added two more touchdowns. The first came from running back **Tony Harris** on a one-yard run. This was

Harris's first collegiate score. The second touchdown was recorded by wide receiver **David Conklin** who caught a 32-yard pass from reserve quarterback **Steve Fill**. This was Fill's first career touchdown for the Tribe.

The Tribe defense fought hard all afternoon, allowing Bucknell only three yards rushing and a meager 59 yards of total offense. Defensive tackle **David Adams** had six tackles and defensive tackle **Raheem Walker** added four more. For Bucknell, all-American candidate Rich Lemon was held to minus six yards on six carries against the Tribe. Before the match-up with the Tribe, Lemon had earned 4,048 career yards rushing.

During the weekend of September 28, the Tribe had an open spot on its schedule. W&M returned to action October 5 when it hosted New Hampshire at Zable Stadium for a parents' weekend crowd.

Men's Soccer

The Tribe won three games straight to finish off its September play. The first of

these victories came on the road against UNC Wilmington on Sept. 17. W&M shutout UNC-W, 2-0, in its first contest against a Yankee Conference opponent. Both of the Tribe's goals were scored by **Waughn Hughes** on free kicks.

The winning ways of the Tribe continued Sept. 22 when the team traveled to Navy and recorded a 2-1 victory. The first goal of the afternoon was netted by a Navy player, but the Tribe responded with a goal from Hughes near the end of the first half of play. With only two seconds left before intermission, Hughes fired the ball into the Navy net to score his second goal of the day. Since neither team was able to find the net in the second half, Hughes' second goal turned out to be the game-winning score.

The third straight September victory came when W&M hosted West Virginia Wesleyan. With this 5-2 win, the Tribe raised its record to 6-2 for the season. The first two goals of the contest were scored

See SPORTS on 19

Amicus computer-like rankings

And Now for Something Completely Different

By Nate a little Green around the gills

With all the baseball in the news of late, I thought it was time to shift gears a little and talk about a sport where spitting is not an essential element of the game. This year the law school is represented in the intramural volleyball league by two strong teams. **Reservoir Dogs** and **F.E.R.N.** have started off the season going 1-2 and 2-1 respectively.

Reservoir Dogs, a compilation of all three classes, got off to a slow start as they dropped their opener in two games, 8-15, 10-15. The **Dogs** were led by team captain **Handy Andy Larkin** (3L), who dominated the net with 9 kills and 5 blocks in a losing effort. In match number two, the **Dogs** got on track with a convincing victory over an undergraduate dorm team, Jefferson Basement. (I think those guys might have lived over in Jefferson, maybe on the lower level. If you can't think of an

interesting name, don't play.) The **Dogs** dominated all aspects of the match as setter **Amy Mangnanomous** dished the ball to hitters **Ian Siminoff-n-running**, and **Tara Booker Dano**. **Karen Score Gore** racked up the points, scoring 17 aces and two dates for later this week. However, the streak ended at one as the **Dogs** were caged by Team Stuff in their next match.

The **Dogs** were one puppy short as **Gore** and **Craig Welter? I don't, even know her**, chose to take one for the team and weren't finished by the time the match started. **Justin time for dinner Gilman** did his best to keep the team together, leading the **Dogs** to a come from behind win in game number two. It just wasn't to be as Team Stuff proved to be too much for the undermanned **Dogs**.

F.E.R.N., a group of 2Ls, has proved to be the law school's top team, standing

at 2-1 going into this week's matches. **F.E.R.N.** started the season with an easy victory over C.S.A. #3, 15-2 and 15-3. **F.E.R.N.** was led by **Greggy Tah McMurry** and **Nicole Full Force Gayle**, who proved to be a lethal duo, combining for a total of 15 kills.

In their second match, **F.E.R.N.** proved to be nothing more than the girl in *Charlotte's Web* in capital letters with periods in between. For this **F.E.R.N.**, however, there was no smart-ass spider to save their bacon, only a smelly rat named **Matt can I get an Ahmann**. **Ahmann** was repeatedly called for palming the ball. (You know, that will make you go blind.)

Strong serving by **McMurry**, and dominating net play by **Chris Noland** *knows the trouble I've seen* and **Rebecca Sp-Eichler** were unable to save the **F.E.R.N.s** as they fell 13-15 and 11-15.

F.E.R.N. rebounded well though, thoroughly thrashing their next opponent as if they weren't even there. **Tanya Ka-Powell** lead the way with 56 kills, a new Rec Center record. **Kathy Lamothe-r lode** and **Kerry Horton Hears a Hubers**, connected throughout the match and **Lu Tupponce-Shakur** provided outstanding defense in a well-earned victory which left **F.E.R.N.** with a 2-1 record heading into the final match of the regular season of play.

All of the law school teams, both in softball as well as volleyball, will be heading into the playoffs this weekend. We here at the *Amicus* wish everyone luck (unless you're playing against one of our teams). Don't forget that football sign-ups are this week at the Rec Center. If you are signing up a team, drop a note in Nathan Green's hanging file so he will know for whom to watch.

Sports Roundup

SPORTS from 18

by tri-captain **Wade Barrett**. The first score came off a pass from **Steve Jolley**, and the second came when Hughes redirected a pass from **David McGowan**. The Tribe notched two more goals before half-time, with scores from Hughes and **Dan Zickefoose**. The Tribe added a fifth nail in the Bobcats' coffin when Hughes found the net again at the start of the second half. Hughes is in second place for W&M's all-time career goals, with a total of 39 points after this win against the Bobcats.

Women's Soccer

The No. 9 Tribe has torn through its opening schedule this season, winning nine of its first 11 contests. After losing its second game of the season, W&M captured victories against its next nine opponents. This run included five straight shutouts posted by the Tribe.

Against UNC-Wilmington on Sept. 20, the Tribe found the net repeatedly, recording a 6-0 blanking of the Seahawks. Forward **Mary Totman** had two goals in the second half; the other four goals came from **Erica Walsh**, **Kara Cristaldi**, **Missy Wycinsky**, and **Lindsay Nohl**.

The Tribe continued its winning ways that weekend as it handed East Carolina a 3-0 loss on Sept. 22. This was goalkeeper **Karen Wake's** third shutout of the season as she earned six saves in the contest.

In her career, Wake has posted a total of 20 shutouts. Against the Pirates, Tribe players **Totman** and **Melissa Kenny** were able to find the net.

W&M marched on with its streak when it traveled to Richmond Sept. 24 and recorded a 3-0 win against VCU. This contest provided Nohl with an opportunity to score her second hat trick of the season. Due to the persistent efforts of the Tribe defense, the Rams were unable to get off a single shot during the contest.

Keeping its streak alive, the Tribe captured its fifth straight shutout when it defeated Air Force, 4-0, Sept. 27. The four W&M goals came from a combination of a hat trick from **Whitney Cali** and a goal from **Totman**.

The Tribe's winning streak came to an abrupt end when it matched up against No. 19 George Mason on Sept. 29. GMU handed W&M a 4-1 loss at Barksdale Field under rainy weather conditions. This was the first time ever that the Tribe has lost in a regular season contest against a Yankee opponent. The Patriots played aggressive soccer from the open of the contest, scoring their first goal less than three minutes into the match. By half-time, GMU had extended its lead to 2-0. The Patriots raised the score to 4-0 before the Tribe was able to get on the score board. Nohl scored W&M's lone goal of the afternoon.

Overview From SBA President Shaun Rose

SBA from 2

again. If the lot is ever full again, and you get a ticket for parking along the curb, Parking Services will void the ticket.

Further, there has also been a proposal to try to get the two motorcycle spaces replaced with day student spaces. Talk to your SBA Class Representatives about your opinions on this.

The Budget

Thanks to much hard work from Tim Morrison (3L), we had one of the most successful budget processes ever this year. Tim and the rest of the SBA Board were able to get such good results due in large part to the fact that the money that the main student government allocated us was given with fewer restrictions this year. This allowed us to use the money more efficiently and put it where it was needed most.

Tim and I met with the Finance Committee last week to present our proposed budget, to inform them how much better the process went this year, and to encourage them to do this again next year. Tammy Hopkins (3L) is the graduate student representative on that committee and has been doing a great job for us.

The Student Bar Association Constitution

Last year, the SBA appointed Mark Ramos (2L) and Melvin Williams (2L) to co-chair the SBA Constitution and Bylaws Committee. They have been meeting to discuss some much needed updates to these docu-

ments to reflect our current student body. There will be much more about this process coming soon. We will be voting on these changes next semester.

Law School Parents

Dwight Yoder (2L) came to the SBA recently suggesting that we allow him to address concerns of people in our community with children. As we agreed that this is often a neglected group in our community, we decided to support his efforts. He is trying to compile a list of parents, so contact him if you are interested.

1L Representatives

Congratulations to the newly elected 1L SBA Representatives, Gurbrir Grewal, Ellen McBarnette, and Quinton Roberts. These representatives will fill a much needed role in the SBA by serving as the link between the 1Ls and the SBA Board. 1Ls should feel free to go to them with questions and concerns about our school. We expect great things from them.

The Judicial Council

The SBA is currently accepting applications from 1Ls for the Judicial Council. Applications are available on the door of the SBA Office and are due to my hanging file no later than 5 o'clock p.m. on Tuesday, October 8. Applicants will be interviewed Wednesday (October 9) and Thursday (October 10) by a panel consisting of the Chief Justice, the 1L Representatives, and myself.

We will listen to recommen-

dations from the 1L Representatives and, over break, Donald Sciortino and I will make a list of our appointments. This list will be posted on Wednesday, October 16 for a period of one week for public comment.

As long as there are no serious problems, this list will be presented to the SBA Board for confirmation and these people will be sworn in as 1L Justices on October 23. I encourage all of you to apply for these positions as student participation is crucial to our Honor Code.

Other New Positions

Because of the overwhelming amount of work that the SBA presidency has provided me, I recently decided that I needed help. Robin Dusek (2L) approached me and said that she was really interested in getting more involved with the SBA. I brought this to the attention of the SBA Board and they voted to approve Robin as my Executive Assistant. However, I have now overloaded her as well.

Therefore, we are interested in getting more help by forming a President's Council to work closely with Robin and me. We also have a need for people in other parts of the SBA government to help with our various projects and committees. Anyone interested should contact Robin before Fall Break. We will hold interviews shortly after break so that we can match those interested with positions available.

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