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## The Loyola Reporter

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# The Loyola Reporter

The Student Newspaper for Loyola Law School, Los Angeles, California

Volume 19, Number 3; October 31, 1995

## O.J. ISSUE

[SORT OF]

**AdventureLaw!**  
**Scott**  
**Bovitz**  
**LLS 1980**  
**John Rogers '98**

*A quarterly Column profiling LLS grads, students and professors who engage in unusual & exciting outdoor sports.*

Tuesday, October 3 — 1995  
Los Angeles, California

Scott Bovitz, '80, is a rather self-effacing fellow; polite and soft-spoken. Not at all the sort of person one might judge at first blush an adventurer or a maverick. In his professional life, he and his wife, Susan Spitzer, '82, self-avowed DINK's (Double-Income, No Kids) operate a successful bankruptcy law practice. They don't take overseas war crimes cases or anything like that. On the whole, fairly mundane stuff.

So, it comes as something of a surprise, you could even say shock, when Bovitz begins to relate some his extracurricular activities. Many of them, as you will see, are, well, non-traditional. And a few are downright dangerous...

But before we explore that, a bit of a bio on the man. Bovitz received his B.A. (Double Major: Hist. & Poli. Sci.) from UCSB in 1977. He attended the full-time day program here at LLS, graduating in 1980. He was awarded the "American Jurisprudence Award, Debtor-Creditor II (Bankruptcy)" and the "Benno M. Brink Award for Bankruptcy" during the course of his studies and was a staff member for the International and Comparative Law Annual.

After passing the California Bar in 1980, he worked his way up through several major Los Angeles bankruptcy firms (for example, Shea & Gould and Cervantes & Luna), eventually striking out on his own in 1991. His true calling is statutory-based law; things like UCC, tax, creditor & business law. In keeping with that, he taught bankruptcy & UCC law here at Loyola from '82 to '87.

Bovitz actually began his pursuit of excitement while in law school. He, ex-LLS Registrar Frank Real ('80) and LLS grad Eric Joe ('81) formed a photography Contest Club. It worked on a simple rotation. One of the threesome would tell the others to show up at certain location (usually the top of parking garage or an abandoned lot). The others would have to show up with all their available outdoor equipment; mountaineering gear, climbing apparatus, etc. The organizer would then announce where they were going and what kinds of photos they had to shoot.

*continued on page 12*  
**BOVITZ**

**EDITOR'S NOTE**  
**DAVID PAUL BLEISTEIN**

The trial of the century is finally over.

For those living in caves for the past month or so, football great, sportscaster, actor, and all-around celebrity personality O.J. Simpson was acquitted of the murder of his ex-wife and her friend, Mr. Ron Goldman. Apparently, LAPD is at a loss for leads, and the investigation continues.

The trial had all the ingredients of a fabricated tabloid tale of sordid doings among the well-to-do. But it wasn't made up. It was all-the-way live right in our living rooms. Among other things, we learned a lot about O.J. that he [and, I suspect, many of the rest of us] would have preferred we didn't know. We saw just how truly ugly one retired LAPD detective was. We witnessed and shared the horror of the Goldman family's well-justified grief over the loss of their son.

It's tempting to curl your lip and sneer at the "media circus" the trial caused, what with all the catfights among high-priced counsel, time-consuming motion after time-consuming motion bearing on almost everything related to the case and, of course, the library full of book deals waiting for any participant in the trial who wants one. If you're a lip-curler, you have some illustrious company, including Attorney General Janet Reno and a number of LLS professors.

But don't kid yourself. The O.J. case could turn out to be a big deal in some unexpected ways, some of which strike at the heart of fairness and justice in America. The air is filled with talk of "reform." Remember that court cases as entertainment are a tradition as venerated in the U.S. as apple pie and media-bashing, and this is just the latest manifestation of that. I don't think proposals to limit media coverage on major trials will be easily instituted, however desirable they may be or appear to be.

Stay tuned: this story's not even close to being over yet.

As might be expected, the verdicts aroused their share of opinions on this campus. Practically everyone has an opinion of some kind about the case. Frankly, I'm surprised we didn't get more submissions from students.

If you want to submit any article, letter, whatever, about the O.J. case, there's still time to do so for the November 30 issue [deadline is November 21, 1995]. We welcome any and all comments about the case and the pieces published in this issue of the *Loyola Reporter*. For example, if you disagree with someone's analysis, say so, and say why. We don't care what your opinion is, so long as you don't express it in a libelous manner.

The articles under the "O.J. ISSUE" heading range from the report of professional journalist on the African-American community's reaction, to proposals for jury reform and other more obliquely-stated expressions of opinion about the case. Any opinions are those of the authors, not the *Loyola Reporter*, or Loyola Law School.



(left) Scott Bovitz, '80 (right) Susan M. Spitzer, '82



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# POSITIONS AVAILABLE ON THE LOYOLA REPORTER

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- 1) Menendez Trial Watch
- 2) Oklahoma Bombing Trials/Events Watch
- 3) Snoop Doggy Dog Trial Watch
- 4) LLS Event Watch
- 5) Sister Schools Watch  
(USC, UCLA, Pepperdine, Southwestern, Whittier)
- 6) Asian Sphere Watch

- 7) European Theatre Watch (Unavailable/Already Covered)
- 8) Latin/South America Watch
- 9) General North America Watch
- 10) L.A. Superior/Municipal Courts Watch
- 11) Post-O.J. murder trial Watch
- 12) Congressional Student loan action Watch
- 13) El Monte Thai worker case Watch
- 14) Cypress Park Gang slaying watch
- 15) LLS administration watch
- 16) State Bar Abolition watch

\*Interested students should submit a short writing sample along with name, address & phone to the Loyola Reporter's box in the Information center on the second floor of the Burns Building, or stick it under the door at 122 Rains Building.

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LUCI CHUN

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The following is a list of some ways in which you may fulfill this requirement.

1. Volunteer Income Tax Assistance (VITA) course is only offered in the spring semester. If you are planning to use VITA to fulfill your pro- bono requirement, then sign up with Lynne Green.

VITA is a one- unit course that consists of 12 hours of training to be done on a weekend and 20 hours of on- site work that will be held in various locations around Los Angeles. VITA will fulfill 32 of the 40 hours of the pro- bono requirement. You will need 8 additional hours to meet the pro- bono requirement. It is preferred that the pro- bono requirement be completed in a single semester.

2. ACLU (American Civil Liberties Union) needs volunteers to do intake of clients. Please see Sande Pond for more information.


3. Asian Pacific American Legal Center & the ACLU need volunteers to help with legal research on the Thai Workers case.\*

4. If you are interested in assisting victims of domestic violence, there are a number of organizations that need help.

These are only a few of the numerous pro- bono opportunities that arise. Please stop by the externship/pro- bono office in the Burns Building for more information or contact Sande Pond for more information.

\* [Editor's note] The Thai workers case involves immigration deportation appeals by Thai garment workers who were held as virtual prisoners in a squalid compound in El Monte.

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## PHI DELTA PHI INITIATION

LLS Moot Court; Friday : October 27, 1995

The Aggeler Inn, Loyola Law School's Phi Delta Phi (PDP) chapter hosted that fraternity's Southern California initiation ritual in the Moot Court on the evening of Friday, Oct. 27. Present were the new initiates, their family members, the staff of LLS's chapter, the fraternity's National Council (there to preside over the event), Dean Gerald T. McLaughlin and the evening's keynote speaker, Judge Stephen R. Reinhardt of the U.S. Court of Appeals, Ninth Circuit. The latter two were also honorary inductees (though McLaughlin had been initiated as a student at New York University some years ago).

Phi Delta Phi is the oldest and largest legal fraternity in the United States; established in 1869, nine years before the American Bar Association (ABA), and claiming a nation-wide membership of over 150,000. Membership, based solely on class standing, is open to students in the top 30% of any accredited school with an "Inn". The term "Inn" refers not to a hostelry but, rather, to the old English word for

court of law.

The induction was not just for the Loyola students. Initiates from UCLA, USC, Pepperdine and Whittier were also in attendance.

After brief opening remarks from Vince Farhat, Aggeler's president, and Irina Drill, its Vice President, the National Council, in black judicial robes, conducted the ceremony - each of the five members speaking on the various tenets and bylaws of the organization. Phi Delta Phi is generally regarded as more than a scholastic-excellence fraternity and the ceremony reflected as much, focusing on ethics and a moral commitment to justice.

Of note were the short post- induction reflections of PDP's new President, Rodrigo Sanchez- Mejorada Velasco of Mexico City. Velasco, the first Mexican President of PDP and an articulate speaker, elaborated on the hope he had for the North American Free Trade Agreement (NAFTA) as a means through which Mexican, American and Canadian attorneys could increase and improve their level of mutual

understanding.

Following that, Dean McLaughlin introduced Judge Reinhardt. Reinhardt, well-known for his left-leaning beliefs, delivered a strongly worded speech on re- building the image of the law through improved race relations, dispelling the distorted impression of the industry caused by the Simpson trial and, essentially, working towards community betterment through public service.

Reinhardt was most effective in his impassioned endorsement of Affirmative Action and in his call to arms for young civil rights attorneys. Perhaps what made the words meaningful was the growing reluctance on the part of judicial figures to actually state liberal opinions in public anymore. Listeners didn't necessarily have to agree with his point of view to concede the power of his message.

After the ceremony, a wine and sandwich reception, co- sponsored by BarBri, took place in the lobby of the Burns building.

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### SCHEDULE OF CLASSES

**San Diego • LIVE LECTURES**

<p>Friday, November 17, 1995 6:30 pm to 10:30 pm</p> <p><b>CIVIL PROCEDURE I</b> (Jurisdiction, Venue, Choice of Law, Pleadings, Joinder, Summary Judgment, Collateral Estoppel, Res Judicata) Room 2B</p>	<p>Saturday, November 18, 1995 9:00 am to 1:00 pm</p> <p><b>CONTRACTS I-U.C.C.</b> (Formation, Defenses, Third Party Beneficiaries, Breach, Remedies)</p>	<p>Saturday, November 18, 1995 2:30 pm to 6:30 pm</p> <p><b>TORTS I</b> (Intentional Torts, Defenses, Negligence-Causation Emphasis, Defenses)</p>	<p>Monday, November 20, 1995 6:30 pm to 10:30 pm</p> <p><b>CRIMINAL LAW</b> AUDITORIUM</p>
<p>◆ Tuesday, November 21, 1995 9:00 am to 1:00 pm</p> <p><b>CONSTITUTIONAL LAW I</b> (Justiciability, Commerce Clause, Federal/State Conflicts, Separation of Powers, Due Process, Equal Protection)</p>	<p>◆ Tuesday, November 21, 1995 6:00 pm to 10:00 pm</p> <p><b>REMEDIES I</b> (Tort Remedies: Damages, Restitution, Injunction Emphasis)</p>	<p>Friday and Monday live courses will be held at California Western School of Law, 350 Cedar Ave., San Diego.</p> <p>◆ Saturday live courses held at the Radisson Hotel, 1646 Front Street, Old Bailey Room</p> <p>◆ Tuesday live courses will be held at The Ramada Old Town, 2435 Jefferson Street, San Diego, The Old Mission Room</p>	

**Pre-Registration Guarantees Space & Outline • \$50<sup>00</sup> per Seminar • \$45<sup>00</sup> Group Rate\***  
 (\*Group Rate available to groups of 5 who register together at least one week before the desired seminar.)  
**Registration at Door (if space available): \$55.00**

**San Diego • VIDEO LECTURES**

<p>Sat., Nov. 18, 1995 9:00 am to 1:00 pm</p> <p><b>WILLS</b></p>	<p>Sat., Nov. 18, 1995 2:00 pm to 6:00 pm</p> <p><b>TRUSTS</b></p>	<p>Friday, December 1, 1995 6:30 pm to 10:30 pm</p> <p><b>EVIDENCE I</b> (Relevance, Opinion, Character, Impeachment, Best Evidence, Types of Evidence, Burdens/Presumptions, Judicial Notice)</p>	<p>Sat., Dec. 2, 1995 9:00 am to 1:00 pm</p> <p><b>REAL PROPERTY I</b> (Concurrent Interests, Future Interests, Adverse Possession, Class Gifts, Easements, Landlord-Tenant)</p>	<p>Sat., Dec. 2, 1995 2:00 pm to 6:00 pm</p> <p><b>CORPORATIONS</b></p>
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**The Registration Price for Each Video Seminar is \$25<sup>00</sup> (Half Price)**

All courses will be given at the Hyperlearning, 8950 Villa La Jolla Drive, Suite 1132, La Jolla, California  
 Directions: Take Interstate 5 North from San Diego to La Jolla Village Drive Exit. Make a Left off the freeway, a Left at second Stoplight, a Right at Elephant Bar Entrance, and Park in center of parking structure behind Elephant Bar. Walk up the stairs to the second level and follow the signs to Suite 1132.

**Orange County • LIVE/VIDEO LECTURES**

<p>Monday, Nov. 27, 1995 6:30 pm to 10:30 pm</p> <p><b>CONSTITUTIONAL LAW I</b> (Justiciability, Commerce Clause, Federal/State Conflicts, Separation of Powers, Due Process, Equal Protection)</p>	<p>Tuesday, Nov. 28, 1995 6:30 pm to 10:30 pm</p> <p><b>CONTRACTS II-U.C.C.</b> (Assignments/Delegations, Third Party Beneficiaries, Conditions, Breach, Remedies)</p>	<p>Wed., Nov. 29, 1995 6:30 pm to 10:30 pm</p> <p><b>CIVIL PROCEDURE I</b> (Jurisdiction, Venue, Choice of Law, Pleadings, Joinder, Class Actions)</p>	<p>Thursday, Nov. 30, 1995 6:30 pm to 10:30 pm</p> <p><b>TORTS II</b> (Negligence Defenses, Strict Liability, Vicarious Liability, Products Liability, Nuisance, Misrepresentation, Business Torts, Defamation, Invasion of Privacy)</p>	<p>Friday, Dec. 1, 1995 6:30 pm to 10:30 pm</p> <p><b>EVIDENCE I</b> (Relevance, Opinion, Character, Impeachment, Best Evidence, Types of Evidence, Burdens/Presumptions, Judicial Notice)</p>
<p>Friday, Dec. 1, 1995 6:30 pm to 10:30 pm</p> <p><b>REAL PROPERTY II</b> (Sale of Land, Recording Act, Easements, Profits &amp; Licenses, Covenants, Equitable Servitudes, Eminent Domain) Video: Room 106</p>	<p>Saturday, Dec. 2, 1995 5:30 pm to 9:30 pm</p> <p><b>REAL PROPERTY I</b> (Concurrent Interests, Future Interests, Adverse Possession, Class Gifts, Landlord/Tenant)</p>	<p>Saturday, Dec. 2, 1995 5:30 pm to 9:30 pm</p> <p><b>EVIDENCE II</b> (Hearsay, Privileges) Video: Room 106</p>	<p>Sunday, Dec. 3, 1995 1:00 pm to 5:00 pm</p> <p><b>CONTRACTS I-U.C.C.</b> (Formation, Defenses, Third Party Beneficiaries, Breach, Remedies)</p>	<p>Sunday, Dec. 3, 1995 6:30 pm to 10:30 pm</p> <p><b>TORTS I</b> (Intentional Torts, Defenses, Negligence-Causation Emphasis, Defenses)</p>
<p>Sunday, Dec. 3, 1995 1:00 pm to 5:00 pm</p> <p><b>CIVIL PROCEDURE II</b> (Class Actions, Discovery, Summary Judgment, Attacks on the Verdict, Appeal, Collateral Estoppel, Res Judicata) Video: Room 106</p>	<p>Sunday, Dec. 3, 1995 6:30 pm to 10:30 pm</p> <p><b>REMEDIES I</b> (Tort Remedies: Damages, Restitution, Injunction Emphasis) Video: Room 106</p>	<p>Tuesday, Dec. 5, 1995 6:30 pm to 10:30 pm</p> <p><b>CRIMINAL PROCEDURE</b> Video: Room 205</p>	<p>Wed., Dec. 6, 1995 6:30 pm to 10:30 pm</p> <p><b>CORPORATIONS</b> Video: Room 205</p>	<p>All live courses will be held at Pacific Christian College, 2500 E. Nutwood Ave. (at Commonwealth), Fullerton (across from Cal State University Fullerton) Room 205</p> <p>All video courses will be held at Pacific Christian College, 2500 E. Nutwood Ave. (at Commonwealth), Fullerton (across from Cal State University Fullerton) Room 106/Room 205</p>

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Mr. Fleming has taught as an Assistant Professor of the adjunct faculty at Western State University in Fullerton and is currently a Professor at the University of West Los Angeles School of Law where he has taught for the past eleven years. He maintains a private practice in Orange County, California.

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## GRENDL'S NOTEBOOK by R.J. COMER

### Cigars Are A Passion, Not A Trend

*Grendel's Notebook is a new, regular column in the Loyola Reporter. It's a series of lurid reflections and ruminations of high--and low-- life as experienced by R. J. Comer. Grendel is the monster from the epic poem Beowulf, who's ultimately slain. As will become obvious, Mr. Comer prefers the fault-ridden but fun-loving Grendel over that pain-in-the-ass Boy Scout Beowulf.*

It never fails; I'm enjoying a Punch Super Rothschild Maduro or a Hoyo de Monterey Excalibur Maduro and someone mentions how "trendy" cigars are these days. Well I've been smoking cigars for more than ten fucking years and will be smoking them long after the "cigar cafes" and the magazines have become mere curiosities of the late twenty C. I've smoked cigars while bartending at the PILF auction for three years now and it wasn't until this year that many of my customers were smoking them too, usually ineptly lit with the wrapper falling off like a wet paper towel, young guys who didn't know a guillotine cut from a wedge. I felt like Mark Twain who once wrote: "Children of twenty-five attempt to tell me the difference between a good cigar and a bad one. Me, who has always smoked, but never learned to smoke. Me, who was born asking for a light." The point here is drop a tobacco-stained gauntlet at the feet of every poser who hadn't smoked a cigar until Schwarzenegger or Letterman made it okay. The trend will fade and those of us for whom cigars are a passion will remain. Therefore, for those of you who smoke cigars, or for those of you who are intimately involved with a cigar smoker, I offer an anecdote to illuminate the passion and dismiss the trend.

I was closing in on my thirtieth birthday when I started dating a very bright UCLA law student who hadn't yet made it to the quarter

century mark. She was smoldering, hotter than a ten dollar pistol and just as unpredictable. So one night (ehh morning) I show up on her doorstep after a Hollywood prowl of immense proportions, wreaking with the combined aromas of beersweat, bourbon, and several cigars. The door opens, my stench wafts in and she kisses me; at first tentatively and then deeply, very deeply, the kind of kiss that takes R to NC-17. When she disengaged she look up at me and said: "I love the taste of vice on a man's lips." And I knew right then that this romance would someday end badly, but the ride to destruction would be a smokin' wild ride into the black ash of night.

And that is why cigars are a passion, not a trend. If you live in the moment, you do not deny your passions. You don't dilute your passions. Your passions are the slideshow of your soul. Love burns and cigars cause lip cancer, but who gives a fuck? If you can't accept the risks of love or cigars or anything else you want to do, then you haven't passion enough to enjoy them fully. You are a trend lemming, a poser in love and smoke, and quite probably a poser in life. Move to the burbs, buy insurance, and wait to die painlessly. And those of you who are in love with cigar smokers, love the taste of their passion on their lips. It may not be as sweet as peach cobbler, but wouldn't you rather taste the truth of them in every kiss, than some sugar-coated lie?

## Movie Review: "Strange Days"

John Rogers

Yet another hastily-shot vision of a dystopian future Los Angeles. This time not quite so extreme as *Bladerunner*. Here, director Kathryn Bigelow borrows a few topics from *Brainstorm* (mainly memory/experience replication), tosses in the usual burned-out ex-cop, adds a, we are to suppose, timely touch of racial tension and lets things run around for a little over two hours. The result is a mixed-bag. If you live, as I do, by the maxim that even mediocre science fiction is better than good regular-old movies, you'll be pleased. If, on the other hand, you're looking for cracker-jack set-pieces, a strong plot and crisp scripting, you're in for something of a disappointment.

The story revolves around Lenny, a former LAPD officer dismissed under vague circumstances. Lenny, as played by Ralph Fiennes, won't be winning any Stallone Awards for machismo. He's a rather meek, haunted little fellow; peddling boot-leg memories via a pirated government gizmo designed to record human brainwaves. The idea is if you put on this high-tech hairnet and plug in a tiny CD, you can actually "experience" the emotions, physical sensations and so on of the person who "lived" them (assuming that person chose to record using the same device). As a sci-fi concept, this is not without promise. But Christopher Walken and Natalie Wood did the same thing about ten years ago in *Brainstorm*.

Lenny's existence is a sordid montage of soiled clothes, rancid food and cheap bars. This life, we are shown, is a but a sad reflection of the man's deep inner apathy. It is because of this apathy that Lenny has elected to stay a penny-ante hustler on the super-mean streets of downtown L.A. However,

when a prostitute chum is mysteriously killed, all this suddenly changes. Lenny and his band of skidrow associates mobilize. Lenny finds purpose, etc. You see, it turns out that, yes, there are things even Lenny cares about; namely his now-successful, ex-hooker former girlfriend and, I guess, race relations in America. Obviously, producer and co-scripter James Cameron [*Terminator(s)*, *Aliens*, *True Lies*] was hoping to lend a touch of "meaning" with his millennium-closing, Los Angeles-as-racial-"powder-keg" motif. But he doesn't give us enough of a connection with the rap-star martyrs his plot drops in our laps to make it matter that much. In the end, Lenny, his sole remaining buddy, the memory device, the former girlfriend, all the bad guys plus ten thousand angry partygoers standing just outside the Bonaventure, collide like crazed freight trains. We are left with the painful task of sifting through the ensuing wreckage to find some measure of closure.

The main attraction in all this is Angela Bassett, who evidently trained for this role at the Linda Hamilton Conditioning Academy. Her scenes are uniformly superb. Ralph Fiennes substantially delivers considering what he's given. It's difficult to find a whole lot of menace in the either quasi-Punk, Industrial-Rock or the "bad seed cop" villains. And that ending is going to stick in many a viewer's craw.

However, I don't want to be too hard on the pic. It moves relatively well. Bassett is worth the price of admission on her own. If you can stomach Juliette Lewis for more than a few on-screen minutes, you'll probably come away happy.

## LOCAL MOUNTAIN TRAILS

### JOHN ROGERS

Strawberry Peak  
Elev. 6164 feet  
Miles: 6 roundtrip  
Gain: 2600 feet vertical  
Trailhead: Colby Cyn  
Range: San Gabriel  
Distance: 25 (from LLS)

This is unquestionably the most popular peak in the front range of the San Gabriel mountains (or, as our Spanish predecessors called it, the Sierra Madre). It can be climbed at just about any time of year, deep summer being worst, early fall best. Now would be good.

This route is not technically difficult. I've seen boy scouts manage it easily. It is mostly on excel-

lent U.S. Forest Service trail, though the last mile is on a relatively challenging climbers' path. But it does require care - especially on the final class 3 ascent. Again, anyone in good shape can do this hike. It is NOT just for climbers.

I suggest allowing three and a half to four hours for the roundtrip if your party is in good shape. Five if you're not at your best. Bring 50 oz. water per member (at least - more if you're water-intensive).

Carry sunblock and a snake kit. I've encountered five or six rattlesnakes on the climbers' path in the past few years. It's likely nothing will happen, but...why not be safe. Special note: steer extra clear of the smaller or infant rattlesnakes should you have the misfortune of running across any. They are more danger-

ous than their adult counterparts. They can't regulate the outflow of venom - hence, you get a full-dose no matter what...

Wear hiking boots.

Here's what you do to get to this place from LLS.

First, you budget six hours on a Saturday.

Second, you and your law school buddies cram into your junky student's car and head north on the 110 towards Pasadena. Take this to the 5 North. Follow the 5 to the 2 North. Stay on the 2 to the 210 East (towards Pasadena again). Go 1 mile on the 210 East. Exit on Angeles Crest. Turn left. Go about 11 miles uphill (about 1 mile past the Angeles Forest junction).

Park at the bottom of the minor down grade (in the dirt on the

left).

Follow the Colby Cyn trail as it snakes along the streambed then pulls up to the long saddle between Strawberry and Josephine. You'll reach this saddle after about 2 miles (one hour or so). You'll know you're there by the presence of the concrete cistern to the left of the flats as you summit-out onto the saddle. At this point, you need to look closely for a steep climbers path that ascends the rugged flank northeast flank of Strawberry. Follow the well-engineered main trail about twenty five more yards

MOUNTAIN TRAILS  
cont'd on page 13

# THE O.J. ISSUE: O.J. AS ROLE MODEL FOR AFRICAN-AMERICANS?

by STEPHANIE O'NEILL

The thunderous, jubilant eruption that greeted the reading of the OJ Simpson verdict outside the Los Angeles Criminal Courts building Oct. 3rd was perhaps among the most visible displays of support for Simpson.

About 2,000 spectators - many of them black - danced, chanted and shouted their support for the man acquitted of double murder.

"Free at last! Free at last!" yelled an elderly black woman, awash with emotion.

"Thank you Jesus," shouted another. "Hallelujah!"

In the days following the verdict, local African American activists challenged Simpson to come back and give back to the black community that stood by him through the trial.

"We don't expect O.J. to become the panacea for South Central Los Angeles, but O.J. Simpson can be a little shot of penicillin," said Dr. James Mays, M.D., head of four inner-city medical clinics.

Mays said Simpson could help the community, not so much as a role model - in light of his record as a wife abuser - but rather as a beacon of long over-due justice for

**This article is a written version of Ms. O'Neill's worldwide radio broadcast on Monitor Radio [for the *Christian Science Monitor*].**

blacks.

"We're just asking O.J. to simply rethink, if his thoughts have been away from the African American community," Mays said.

**"But the black community is inclusive, it will accept that person back. The white community tends to be exclusive. We don't exclude easily."**

"If O.J. comes back at this time, there's a possibility he could influence other celebrity types."

The call to Simpson won support from the Reverend Cecil L. Murray, senior minister of the First African Methodist Episcopal Church in Los Angeles, which counts among its congregation members of the O.J. Simpson family and Simpson trial prosecutor Christopher Darden.

Murray, who has received a number of death threats since the verdict, said if Simpson atones for his documented abusive behavior towards women, he could indeed play a positive role in the African American community.

"Now there is no more terrible a person than a person who abuses another person... and when someone in the black community does wrong, that person has the obligation to right that wrong," Murray said in an interview after Sunday services. "But the black community is inclusive, it will accept that person back. The white community tends to be exclusive. We don't exclude easily."

If Simpson ignores the challenge, "he's going to prove himself to be the No. 1 ingrate in America," said Celes King, state chairman of the Congress of Racial Equality at a news conference.

But not all black leaders believe a public trek by Simpson the black community is necessarily a good idea.

Sam Theus, head of the 27-year-old "Help Public Service Foundation," which uses role models to encourage youngsters to stay in school and live successful lives, said the community should instead celebrate and exalt what he says are its real "heros."

"Put a real role model in there," Theus said. "A young man that scuffled for an education, that went through all the trials and tribulations of living in the ghetto and still made it by staying away from gangs

and staying away from drugs."

Still, Mays and other activists contend Simpson can do good in the black community and that giving something back could help the former football great with his own "rebirth."

"This is a challenge to O.J. Simpson," Mays said. "If O.J. Simpson is what the media and certain persons have depicted, then O.J. Simpson may be that evil person... but I have a feeling there's a lot of good about O.J. the world doesn't know about."

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**THE LOYOLA REPORTER, 919 S. Albany St., L.A., [P.O. Box 15019] CA 90015-0019**

# THE O.J. ISSUE: DELIBERATIONS ON JURY REFORM

by ROD RUMMELSBURG

In the aftermath of the O.J. Simpson verdict, District Attorney Gil Garcetti has been talking about revamping the jury system. Others have been talking about revamping Gil Garcetti. But Mr. Garcetti is doing a fine job. Granted his office has been unable to win convictions in high profile murder trials, but he has kept Los Angeles streets safe from Beverly Hills madams. And he has cracked down on street crime. Granted Los Angeles is still besieged by gang-related drive-by shootings, but we no longer hear about aging inebriated actresses such as Zsa Zsa Gabor slapping police officers. Obviously, actresses fear Mr. Garcetti's prosecutorial wrath. Now Mr. Garcetti wants to add another weapon to his arsenal: jury reform.

The theory is that jury reform will make it harder for a jury to acquit a guilty defendant. Also jury reform might shorten the length of trials. For example, if we allowed a 10-2 consensus for a verdict instead of requiring unanimous agreement, the O.J. jury delibera-

tion would have been different. Instead of taking 4 hours, the jury would have returned in 4 minutes. The following are some jury reform suggestions for Mr. Garcetti:

1. In acquitting O.J. Simpson, the jury was sending an unmistakable signal to the prosecution: "You sequestered us too long!" This was apparent from the grim faces when the jurors filed back into the courtroom with the verdict. Many pundits misinterpreted their solemn expressions as an indication that the jury found O.J. guilty. But the proper interpretation of the expressions was: "if you sequester us another day, we're acquitting Manson, too!" Jurors should not be sequestered for long periods. It is cruel and unusual punishment without due process. Jurors should be free to return home each evening. It should not matter that jurors will see news coverage of the trial. The prosecution only needs to select jurors who will not believe what they hear. If the O.J. defense team can do this, so can the prosecution.

2. Jury consultants. The O.J. defense team employed the same jury consultant that was used by the prosecution in the Simi Valley trial of the officers who beat Rodney King. That jury acquitted the police officers, which triggered the burning and looting of Los Angeles. The message should be clear. Jury consultants are effective. Both the prosecution and defense must rely on them, or else they may end up with an impartial jury. The problem is how the State will be able to afford to pay for jury consultants for indigent criminals. Perhaps in lieu of a jury consultant, the State can pay for one free phone call to the Psychic Friends Network.


3. Preemptory challenges. Eliminating jurors for no particular reason is a well accepted trial practice. However, preemptory challenges have been limited to jury selection before the trial. They should continue all through the trial. Based on juror body language, it is much easier to see how the jurors will vote as the trial progresses. Why require attorneys to do all the guess work up front?

4. Jury pool. Traditionally jurors have been selected from voter records or motor vehicle records. But the prosecution may need a law and order cross section of citizens. So jury pools could be taken from Rush Limbaugh studio audiences.

5. Limiting Closing Arguments. Traditionally the closing argument is a time for the prosecution and defense to weave new truths based on the testimony that survived impeachment and evidence that survived suppression. But the jury knows what is going on. The attorneys are not going to fool them. Let's spare them the recap and cut to the chase. The closing arguments should be limited to sound bites. For example, some sound bites a defense could use are: "If it doesn't fit, you must acquit." Or "If there's a bucket of blood, but no pail, don't send O.J. off to jail." Or "A glove found from only one hand. Police should have been looking for a one-armed man." Or "Witness schmitmess. The glove doesn't have fitness." At any rate, you get the idea.

Any of the above suggestions might be an improvement to our jury system. But the real problem may not be in our jury system, but in our adversarial system. The theory of the adversarial system is

that the opposing sides will present all the facts to support their position such that the jury can make a finding of fact. And the fact in the O.J. case is that Columbian drug lords did it. O.J. Simpson had a fair trial under the adversarial system. But there must be a better way of getting at the truth.



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NEW YORK TIMES, MONDAY, FEBRUARY 21, 1994

## In Major Finding, Drug Curbs H.I.V. Infection in Newborns

By LAWRENCE K. ALTMAN  
Special to The New York Times

WASHINGTON, Feb. 20 - A federally financed study has found that the drug AZT drastically reduces transmission of H.I.V., the virus that causes AIDS, from infected mothers to their newborns, Government health officials said today.

The findings were considered so significant that the study, which began in April 1991, was ordered stopped on Friday, and officials are spending the holiday weekend notifying the 59 medical centers in the United States and France taking part in the study to offer AZT to the pregnant women who had been receiving a placebo.

In addition, said Dr. Anthony S. Fauci, the head of the National Institute of Allergy and Infectious Diseases, the data from the study were being distributed as a "clinic alert" through the National Library of Medicine, which has a computer network available to health care workers around the world.

Dr. Harold W. Jaffe, an epidemiologist and the top scientist on H.I.V. at the Centers for Disease Control and Prevention in Atlanta, said in an interview today that the finding was one "of major public health importance."

"It is the first indication that mother-to-child transmission of H.I.V. can be at least decreased, if not prevented," Dr. Jaffe said. "And if

will provide a real impetus for identifying more H.I.V.-infected women during pregnancies so that they could consider the benefits of AZT treatment to themselves and their children."

About four million women give birth in the United States each year, and the disease centers estimate that 6,000 to 7,000 of them are H.I.V.-infected. About 1,500 to 2,000 of their babies later become H.I.V.-infected.

**Big Problem in Africa**

The transmission of the virus to newborns is a much bigger public health problem in developing countries in Africa, Asia and South America, where millions of people are infected and where infection rates among childbearing women can reach 10 percent to 30 percent in some areas, said Dr. James Curran, coordinator of all H.I.V. activities at the disease centers. He added that in some areas of the United States, including some urban areas in the Northeast, the comparable figure is as high as 5 percent.

On average, about 25 percent of pregnant women who are H.I.V.-infected pass along the virus to their babies. The researchers had confidence in the study because the

Continued on Page A13, Column 1

Finally, some good news about AIDS.

If you're pregnant, please get an HIV test.  
For confidential HIV/AIDS information 24 hours a day, call 1 800 342-2437.



# M. P. R. E.

(MULTISTATE PROFESSIONAL RESPONSIBILITY EXAM)

# PREPARATION

*Open to All Interested Students*

San Diego	29 October, Sunday	9:30a - 1:00p	USD, Warren Hall Room 131	LIVE
	1 November, Wednesday	6:00p - 9:30p	California Western School of Law, Room 2G	LIVE
	5 November, Sunday	9:30a - 1:00p	California Western School of Law, Room 2C	
Orange County	4 November, Saturday	9:30a - 1:00p	Pepperdine University Extension (Irvine), Rm 23 2151 Michelson (1 block from J. W. Airport)	
Los Angeles	28 October, Saturday	9:30a - 1:00p	Barpassers Lecture Hall	LIVE
	29 October, Sunday	9:30a - 1:00p	1231 Third Street Promenade	
	30 Oct.-3Nov., Mon.-Fri.	9:30a - 1:00p <i>daily</i>	Santa Monica	
	4 November, Saturday	9:30a - 1:00p	Lower Level	LIVE
	6 Nov.-9 Nov., Mon.-Thurs.	9:30a - 1:00p <i>daily</i>		
Santa Clara	31 October, Tuesday	6:30p - 10:00p	Santa Clara School of Law, Room 142	LIVE
	4 November, Saturday	9:30a - 1:00p	Santa Clara School of Law, Bannan 135	
	7 November, Tuesday	6:00p - 9:30p	Santa Clara School of Law, Call for Room #	
San Francisco	29 October, Sunday	9:30a - 1:00p	Golden Gate University, Room 410	
	4 November, Saturday	9:30a - 1:00p	Hastings College of Law	LIVE
	5 November, Sunday	9:30a - 1:00p	USF School of Law, Room 102	
	6 Nov.-9 Nov., Mon.-Thurs.	9:30a - 1:00p <i>daily</i>	Barpassers Office, 282 Second St.	
	7 November, Tuesday	6:00p - 9:30p	Hastings College of Law	
Berkeley	4 November, Saturday	9:30a - 1:00p	Boalt Hall, Room 160	
	7 November, Tuesday	6:00p - 9:30p	Boalt Hall, Room 160	LIVE
Sacramento	28 October, Saturday	9:30a - 1:00p	McGeorge School of Law, Classroom B	
	5 November, Sunday	9:30a - 1:00p	McGeorge School of Law, Classroom B	LIVE
Davis	1 November, Wednesday	6:00p - 9:30p	UC Davis, King Hall, Room 2004	LIVE
Malibu	7 November, Tuesday	6:00p - 9:30p	Pepperdine Law School, Room "B"	LIVE
Loyola Law School	2 November, Thursday	6:00p - 9:30p	Loyola Law School	LIVE
Southwestern Law School	30 October, Monday	6:00p - 9:30p	Southwestern Law School, Room 523	LIVE
Tempe, AZ	5 November, Sunday	9:30a - 1:00p	ASU College of Law, Armstrong Hall, Room 119	LIVE
Tucson, AZ	6 November, Monday	6:00p - 9:30p	U of A Law School, Room 139	LIVE

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SUBJECT	DAY	DATE	HOURS	TIMES
<b>CIVIL PROCEDURE</b> Professor Arthur Miller Harvard Law School	Saturday	October 14	Hours 1-3 Hours 4-6	9:00a - 12:30p 1:30p - 5:00p
	<i>San Diego</i>	<i>Los Angeles</i>	<i>Orange County</i>	<i>Rm 20</i>
	Saturday	November 18	Hours 1-3 Hours 4-6	9:00a - 12:30p 1:30p - 5:00p
	<i>San Diego</i> *	<i>Los Angeles</i>	<i>Orange County</i>	<i>Rm 23</i>
<b>LIVE EVIDENCE</b> Professor Ray Guzman University of Arkansas School of Law	Sunday	October 15	Hours 1-3 Hours 4-6	9:00a - 12:30p 1:30p - 5:00p
	<i>San Diego</i>			<i>Orange County, Rm 20</i>
	Saturday	October 21	Hours 1-3 Hours 4-6	9:00a - 12:30p 1:30p - 5:00p
			<i>Los Angeles (Live Lecture)</i>	
<b>TORTS</b>	Saturday	October 21	Hours 1-3 Hours 4-6	9:00a - 12:30p 1:30p - 5:00p
	<i>San Diego</i>	<i>Los Angeles</i>	<i>Orange County</i>	<i>Rm 20</i>
<b>CONSTITUTIONAL LAW</b>	Sunday	October 22	Hours 1-3 Hours 4-6	9:00a - 12:30p 1:30p - 5:00p
	<i>San Diego</i>	<i>Los Angeles</i>	<i>Orange County</i>	<i>Rm 20</i>
<b>CONTRACTS</b>	Saturday	October 28	Hours 1-3 Hours 4-6	9:00a - 12:30p 1:30p - 5:00p
	<i>San Diego</i>	<i>Los Angeles</i> **	<i>Orange County</i>	
<b>WILLS</b>	Sunday	October 29	Hours 1-3	9:00a - 12:30p <i>Orange County, Rm 20</i>
	Sunday	October 29	Hours 1-3	2:00p - 5:30p
<b>CRIMINAL LAW</b>	Saturday	November 4	Hours 1-3	9:00a - 12:30p
	Saturday	November 4	Hours 1-3	1:00p - 4:30p <i>Los Angeles Orange County, Rm 23</i>
<b>TRUSTS</b>	Sunday	November 5	Hours 1-3	9:00a - 12:30p <i>Los Angeles Orange County, Rm 23</i>
	Sunday	November 5	Hours 1-3	1:30p - 5:00p <i>San Diego</i>
<b>REAL PROPERTY</b>	Saturday	November 11	Hours 1-3 Hours 4-6	9:00a - 12:30p 1:30p - 5:00p
	Sunday	November 12	Hours 7-9	1:00p - 4:30p <i>San Diego</i> *
<b>LIVE CORPORATIONS</b> Professor John Moye	Sunday	November 12	Hours 1-3	9:00a - 12:30p <i>Los Angeles Orange County, Rm 25</i>
	Saturday	October 28	Hours 1-3	9:00a - 12:30p <i>Los Angeles (Live Lecture)</i>

*San Diego*  
 California Western School of Law  
 Room 2C

\*Marina Village Conference Center (Nov 12 & 18)  
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*Los Angeles*  
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# The Law: or How to Get Through Second Year

by ERIK MENYUK

As a second year evening student I am now sifting through reams of text on Civil Procedure, The Administration of Criminal Justice, and Constitutional Law. The text for Constitutional Law, Gunther, alone would drive even the most brilliant jurists to question their understanding of the law. Or, for that matter, their understanding of the English language. The real question that always comes up is how does this apply to law that anyone would practice? To help my fellow students understand the meaning of the law, and how it applies to modern day litigation, I propose that we combine the classes, as they seem to be all interrelated. This would decrease confusion, and lower the amount of money spent on incomprehensible text books and overpriced outline materials. The new course could be called something like, "The Administration and Procedure of Criminal, Civil, and Constitutional Justice." How exactly are these courses related? By way of demonstration, I have written a hypo that could appear on the final for such a class.

Dateline - Los Angeles. Last June ex-football star A.J. Simpleton (known as "The Apple") slept in his bed while simultaneously practicing his chip shots and carrying his bags out for an upcoming trip to Chicago. At the same time his ex-wife, Nickel Green and a friend, Bob Silverberg, were brutally murdered a few blocks away. A.J., returning home . . . er . . . I mean, waking up, was off to Chicago for a speaking engagement at "The Men's Awareness Center for Humane Order." MACHO was a group for men to raise their awareness of their more feminine side, and relate to each other openly and emotionally, while they consumed much beer and told disgusting sexist jokes. Shortly after arriving in Chicago, A.J., was notified of his ex-wife's murder, and immediately returned to Los Angeles. A few days later he was on his way to a much needed vacation in the South of Mexico. However, he never arrived. He was inexplicably arrested, charged, and tried for the murders of his ex-wife and friend.

In a sterling example of the United State criminal courts the trial was conducted with dignity and reserve, presided over by Judge Ego. The only low point was when a scuffle broke out among Simpleton's attorneys. Apparently one, F. Lea "Irish" Cream dropped his flask of whiskey. Unfortunately it landed on co-counsel Johnny Conman's foot. Conman took it personally and started berating F. Lea. (In actuality Mr. Cream had merely dozed off during one of co-counsel Dean Dullman's lengthy oratories on some inapplicable legal theory).

As the fight became more heated, co-counsel Bert Crapiro put

down his Cosmopolitan Magazine (he had been reading an article on how to surgically separate eye brows) and tried to separate the two battling lawyers. At this point, it is unclear who said what. Later, as told by Crapiro, he had merely said that if the two didn't settle down he would have to give them both noogies. To which the other two were outraged that he had used the "N" word, noogie, and made some snide reference to a German dictator who was in power during World War II. At this point all hell broke loose and Crapiro had to be carried out of the court room by two of Conman's Nation of White Supremacists from Islam bodyguards. As he was being dragged out, Crapiro started screaming, "he's Guilty! You know it, I know it! We all know it! Take Manslaughter!" Judge Ego was on the verge of declaring a mistrial when he realized that it was not until the door to the court had slammed shut, and the dozing jury awakened. Apparently Dean Ullman's dissertation had the same soporific effect on them as it had on F. Lea. For the record, Ego instructed the jury to ignore what they had just seen and heard. Unfortunately, they took that to mean the D.A.'s entire case. So, despite a mountain of evidence, a few short years later, the jury returned a verdict of not guilty.

This was not the end of A.J.'s problems, however. There were the inevitable civil suits filed by the Silverberg, and the Green families. There was also a suit filed by Plato Psycho Phant, A.J.'s live-in caretaker. Apparently, his testimony had caused problems for his nonexistent acting career. He no longer could find other employment, either as an actor, or as a houseboy. Finally, there was a suit filed by Opie A.T. White, Nickel Green's cousin in New York. This was filed due to loss of income due to the business dealings that White had with Green. The exact nature of these dealings was vague. Apparently, White regularly shipped "Party Supplies" to Green. Green still owed White \$500,000.00 in back payments. This, oddly enough, was the same White who had been the subject of a recent DEA probe which had turned up nothing when two of the agents had inexplicably disappeared while undercover. Now White, being a resident of New York, filed her suit in a New York court. New York has a "Long-arm Statute" which has often been called a "Strong-Arm Statute" by many out-of-state attorneys. The relevant portion states:

If anyone who lives anywhere gets in the face of a New York resident, and survives, they are subject to any law that the State of New York has on the books, or any other law of any other State or Country that

the New York resident wishes to use to exact revenge. We don't care what that pansy document, The Constitution has to say. If you don't like it, come to our courts and say it to our face. If you don't show, we'll send someone to get you. Go ahead, make our day.

Now A.J., when he was a professional athlete played for a team in New York. He had also made several B films within the State, as well a number of commercials for "Hearse Rent-a-Van." These commercials depicted A.J. running through alleys, jumping over trash cans, to grab unsuspecting victims. He would then cut them with a knife and throw them into one of the "Hearse" vans. Smiling, he would turn to the camera and would say the now famous tag line, "you stab 'em, we slab 'em." He did this in spite of the fact that a medical expert at his trial testified that he suffers from the latter stages of cerebral palsy and can barely walk. Besides the civil suits, A.J. and his attorneys now had to contend with a suit filed by the U.S. Government. Congress had passed the Fleeing Suspect Act of 1995. This act prohibited the interstate travel of anyone who was suspected of a felony. At his criminal trial there was conflicting testimony as to when the police suspected A.J.. Even though in most homicides family members are the first to be suspected, there was testimony by L.A.P.D Detective Asp Van Trap that A.J. was not suspected until after his return to California. A.J.'s attorney's contested The Act itself as being unconstitutional on the grounds that A.J.'s run from justice . . . or . . . trip, had little or no effect on interstate travel. Further they contended that even if the Act was constitutional, their client was not a suspect at the time of his flight. Discuss all relevant issues including but not limited to:

1. Even though the D.A. had not proven the Actus Reus, did they at least show that A.J. had the Mens Rea (or to be PC Persons Rea) necessary for a conviction of murder?
2. If there had been medical testimony at trial to the effect that A.J. had been born with a genetically malignant heart and a generally depraved mind, would this have

been enough to prove murder?

3. Suppose there had been testimony at trial that placed A.J. at the scene, and he testified that he only went there to eat some Rocky Road, and had been showing Nickel and Bob some neat knife tricks for his upcoming "Hearse" commercial, when he accidentally tripped due to his condition, stabbed and sliced them both repeatedly.

Would that be enough for a Malignant Heart Murder? Would that be enough for Voluntary Manslaughter? Would that be enough for Involuntary Manslaughter? Or would the jury just say, "hey, he slipped, it could happen," and acquit?

Suppose A.J. testified that he went there to kidnap his two children, and while he was carrying them off he found Bob and Nickel together. Feeling that this was inappropriate behavior to exhibit while there were children present, he flies into a rage and kills them both. Would that be enough for a Felony Murder?

What if A.J. went over to, "teach Nickel a lesson." However, he testifies that he only meant to scare her and didn't realize that stabbing someone repeatedly could actually lead to death.

- a. Would that be a Felony Murder?
- b. Would that be Manslaughter?
- c. Or would the jury just say, "hey, he slipped, it could happen," and acquit?

Suppose at trial it is revealed that the dog, Rambo, killed the two, and that A.J. was actually the owner of the dog. Would malice be implied and A.J. found guilty?

Discuss New York's "Strong-arm Statute" and the likelihood of New York having jurisdiction to hear the case. Pay close attention to:

- a. What difference A.J.'s business dealings in the state have?
- b. The statute's constitutionality?
- c. Who's going to protest? Oh, yeah? You, and what army?

8. Discuss The Fleeing Suspect Act of 1995. How would a jury deal with the following issues?

The statute's constitutionality. The fact that according to testimony in the criminal trial, A.J. was not a suspect at the time of his flight. Does it make a difference that A.J. was flying first class and had extra peanuts? Does it make a difference whether or not a jury understands The Act, or for that matter, even knows what The Constitution is? Or would a jury just say, "Hey, he slipped, it could happen," and acquit?

# DAY TRIPS and Night Crawls: finding your way around Amsterdam

by R.J. COMER

## You Find Postcards:

Where ancient churches whisper secrets to resistant souls...  
Where every amber afternoon is a mother's kiss on a child's wound...  
Where orange awnings over white windows are flower beds, pampered like royalty,  
catching light and veil in the generous spray of candid fountains...  
Where tall beautiful women ride bicycles in mini skirts  
and high heels  
and no brassieres  
and no hose  
and no make-up  
wearing only what's required by what little law exists...  
Where the great American frontier is born dead  
and surrender is just another word  
for knowing there are things more valuable than pride...  
Where cobblestones, relentlessly tortured into silence,  
have long ago learned to drum...  
Where light floating Klimtly on obsidian canals  
is Jesus saving fishers in a storm...  
Where fearsome brown birds with sabre black beaks fly through your chamber window  
perch on your headboard and demand attention every morning at day-break...

## You Find The Small World:

Where blind cops kick no ass...  
Where stressed is frantic  
and cool just can't have to many O's...  
Where the smoke transforms imagined foes into demons  
and smiles into prurient overtures...  
Where age limits of any kind are more foreign than U.S. currency...  
Where German sounds strangely like English with a thick Scottish accent  
when you're tilting on your third Kopstoot at The Bulldog,  
higher than KLM ever promised...  
Where walls dance paint above covens of innocents  
exploring Nepal and Morocco with matchsticks  
and smoke grows beards on kids from everywhere...  
Where tongues probe recent molars  
and silken lids shade unbattered vulnerabilities...  
Where the faces of the young are Van Gogh's lunacy of lionblossoms  
rising from the serpent green...  
Where the sounds of bombs guide you to a symphony for orchestra and fireworks  
above the bay...  
Where spiral staircases in three-story hash houses present a uniquely Dutch challenge...

## You Find Gratification:

Where the streets run like the passions of angry women  
and navigation instincts become frighteningly accurate...  
Where vice is cheap and virtue is beyond comprehension...  
Where sex costs two rolls of color film or just one Cuban cigar...  
Where red neon washes sex-streaked burns on near naked women filling

doorways  
in narrow alleys as throngs of non-johns file past, eyeballs wedged into corners...  
Where the professionals are professional  
and exiting one of those doorways, rejoining the parade, takes more guts than going in...

## You Find Libation:

Where the bottles hang like bats  
and the richness of wood shines like the skin of bluesmen  
playing guitar for guilders on the Liedsplein...  
Where every well-stocked bar is a Warhol...  
Where once young Dutch barmaids hoist themselves up there,  
smoking Caballero cigarettes, crossing thirty years in an instant at the knee  
with plenty of time-machine thigh  
and somewhere tulips start blooming out of season...  
Where desperate guys in bars older than my country  
pitch the same lines to tolerant uninterested women  
who half-smile the universal language of annoyance...  
Where the best beer is Belgian and Dutch gin is a blow to the head...  
Where the laughter of young Dutch women is a knife in the ribs of the lonely...

## You Find Companionship:

Where the faces of young Dutch women in love is why men paint bowls of fruit  
catching rays on mahogany window sills...  
Where young Dutch women hit on men by standing next to them silently...  
Where stroking the torn netted thighs of some St. Pauli Girl gone punk  
in The Melkweg is just the beginning...  
where she takes you on a tour into the bowels of an onyx night...  
where you wake to her speaking Dutch with the mean brown bird suddenly docile,  
and you ask her what they're talking about  
and she says "When you learn Dutch you can speak to the birds yourself..."  
Where the mean brown bird remains to witness your first taste of Dutch culture,  
and her kiss is a hundred doves lifting into flight  
beside a sunlit fountain making rainbows at Vondel Park...  
Where loneliness finally gives way to a tulip on the pillow of a tough guy...

## And You Find Your Way Home:

Where deceptively accessible beauty goes the way of dances danced,  
reduced to new drinks named for brief loves...  
Where hazy smiles of red-washed women end pressed in books...  
Where the tales of a thousand brick serpents posing thinly as streets  
run with canals and sing duets in languages yet unlearned.

# SELMI V. JOE LATECOMER

by F. KELLY LINDSAY

**ISSUE:** Does coming into the classroom, after the lesson has already begun, constitute intentional infliction of emotional distress?

**RULE:** Anyone who, by extreme and outrageous conduct intentionally or recklessly causes severe emotional distress to another is subject to liability for such emotional distress.

**APPLICATION:** The mental state required for this tort is intent or recklessness. The defendant walking to class, after the start of the lesson, might not show a specific intent to inflict distress. However, it most certainly shows recklessness, because any reasonably prudent person, with the above-average intelligence of a law student would be aware not only of the duty to be in class on time, but of what time it is. Furthermore, the defendant is fully aware of the distress tardiness causes to a professor, and acts with wanton disregard heedless of the effect defendant's act causes.

The act of tardiness is also, without a doubt, an example of extreme and outrageous conduct.

The General test for extreme and outrageous conduct again deals with our reasonable prudent, above-average intelligence, person. If the facts are recited to this person, it will arouse resentment against the actor, and lead this person to exclaim, "Outrageous!" Let's see if the facts stand up to our test. It tells the reasonable, law student-like, person that the actor walked into class after the professor had begun his lecture, interrupting the professor's train of thought. The reasonable person will say, "So?" then I add the fact that 82 other people in the class paid \$10,000 each of a total of \$820,000.00 just for the none of lis-

tening to this guy talk about people hurting each other. . . . "OUTRAGEOUS!!! What an [idiot]!" screams the reasonable person!

No we not only look at the severity of the emotional distress caused. The continuous, repetitive act of students being tardy is a slow, methodical type of torture for the average reasonable professor. Our professor, however, is not just your normal professor, oh no! He had a greater awareness of responsibility toward his million-dollar class, knowing the level thought he must elevate his students to (and he is better looking . . . Nice Shirt, Professor Selmi, sir!) The loss of a single minute may bring disaster to a future courtroom due to the lack of knowledge the now-student cannot absorb. With all of this pressure for the future welfare of all mankind resting on the professor's shoulders, the constant act of tardiness causes severe stress for him. (It is the opinion of this court that even one more such act might actually make the professor snap like a twig in Death Valley at the peak of summer.)

**CONCLUSION:** defendant is guilty of intentional infliction of emotional distress by entering class after a lecture has begun. Defendant will be put on probation, but upon next offense must hand in a written assignment of the professor's choice, or wear a dunce cap for the rest of class.

**NOTE:** If other professor of this fine learning institution decide to join Professor Selmi in this, we will most likely be faced with a class action suit!! So, please be considerate, and don't be late. This includes all classes.

# CRIMINAL LAW "ANALYTICAL ABILITY" CONTEST

by JOHN ROGERS

**Rules:**

- 1) Submit analysis only
- 2) Must be Loyola Law Student
- 3) Must be individual effort
- 4) Must be returned to newspaper office by January 10, 1996

- Submit to: John Rogers  
Assoc. Editor  
Room R122  
Rains  
Library/1st Floor

**Hypothetical Case Series**

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**Case #002**

AAAAAAAAAAAAAAAAAAAA

**People v. Kiveg- Ho**

Supreme Court of the Exxon- ADM  
Mars Colony, 2104.  
232 Mars 1002, 10 O.P. 3rd 2254

Cunningham, Justice.

The outgrowth of organized, violent crime from our sister planets, most notably old Earth and its primary natural satellite, Luna, has been a source of concern and worry for this court for some several decades now. Of course, many offenses considered felonies accompany mankind everywhere it expands; being, as they are, part of perhaps some basic human psyche. However, the carefully orchestrated, gangland-based theft crimes, now regarded by most of the solar system's high courts as "super-larcenies", are not logical extensions of general relations and social interplay. Rather they reflect the sad transformation our frontier citystate has undergone. A metamorphosis from rural culture to urban, from peaceful and innocent to hostile. The particular case at hand is one of first blush for our court. It deals with the felony murder rule and whether it can be employed in a circumstance where government suppression forces, in attempting to apprehend a team of heavily-armed off-world bank robbers, wrongly discharged military "seek and find" ammunition in a pressurized commerce bubble, killing fourteen hostages.

**Facts**

On Thursday, August 23, 2101, at 10:00 a.m. MST, a cargo barge, the *Alan Mist III*, departed Phobos station and plugged into the Mars Entry Grid. This barge, ostensibly carrying 25,000 tonnes of raw

grain for the factory complex outside Olympus Mons, broke from its assigned course and dropped out of tracked space at 10:09 MST. Local traffic picked it up on the outskirts of McKenna's Crossing, a small trading post near the mining head at Copperbelt. Within minutes the barge had "grounded" (an aeronautical term meaning the ship had touched down without proper gravity adhesion). Defendant Marcus Kiveg- Ho, an alleged Norwegian-Chinese criminal mercenary in the employ of the Chia- Don, one of the asteroid belt mobs, then led a five-man strike team into the village, bypassing the automated defense beacons and burning open the plastic hull of the local bank, First Conglomerate Savings, within a matter of fifteen minutes.

Kiveg- Ho proceeded to hold all twenty customers and five bank tellers hostage while he and his men systematically removed all of the institution's platinum cashplate. Unbeknownst to Kiveg- Ho, a teller had activated a silent alarm under her workdesk, alerting regional police to the robbery in progress.

Colonial Response Units, commanded by Captain Hans Uber of the Army reserve, and manned by elements of the Fifth Mechanized Infantry, arrived on the scene in less than ten minutes from their remote staging area at Bendux.

Without consulting local constabulary, Uber ordered an immediate assault on the bank. Soldiers, armed with state-of-the-art KVD multi-pulse railguns, breached the robbers' defenses and entered the bank at 11:23 MST.

At this juncture, fighting became extremely dense. Kiveg- Ho made an abortive attempt to reach the barge. Uber's forces trapped him in the bank. It became apparent to Uber that Kiveg- Ho, whose firepower was considerable, could hold out indefinitely in the rear quarter of the bank vault. Here, Uber made his first crucial error. He ordered his men to load-up with "seek and find" ammunition. This volatile and experimental ordinance theoretically can identify targets by heat signature. However, the military has tabled its use until further study can be made of the reliability of the targeting functions.

Next, rather than treat for surrender or telecom for advice from regional HQ, Uber deployed an incursion force with express orders to fire at will.

In the ensuing firefight, Kiveg- Ho and his cohorts discharged over six thousand shells. Many struck the Colonial soldiers, who, wearing ceramorganic body

**CONTEST**  
*cont'd on page 13*

**Wild Kingdom**

Distributed by Tribune Media Services  
By Anthony Rubino, Jr.

"It's not that I'm afraid to die. I just don't want to be there when it happens." —Woody Allen

And now, another real-life fairy tale.

*Dewy The Deer*

Once upon a time, there lived a baby deer named Dewy. Named so for his enormous, adorable, sparkling, dewy eyes. Dewy was the gentlest of creatures. He loved to prance and frolic in the lush green forest that was his home. He had his whole life ahead of him. Dewy was so very healthy, free, and happy.



Then one day, he wandered onto an interstate highway and was pulverized by a 15-ton tractor-trailer. His lifeless mangled body was scraped from the pavement, two weeks later, by a municipal worker named Carl.



*The End.*

© Anthony Rubino, Jr., 1993

Other Children's Stories By Wild Kingdom:

- "That Crazy Kevorkian"
- "DiDi and Her Dead Dog Duke"
- and the critically acclaimed:
- "The Fly and The Bowel Movement"



**BOVITZ from page 1**

Sometimes they would sail out to Catalina, then others climb mountains, skyscrapers and the like.

After law school and his transition into the California Bar, he cultivated even more extreme diversions for himself. An expert skier, he was on the slopes every weekend during the 1983 & 1984 seasons. This would have kept up but for a knee injury on the basketball court. Still, skiing opened the door for him into two of his great loves; caving and rock climbing.

In mid-1983, convinced that being a lawyer did not in and of itself sound the death knell of his active life, Bovitz enrolled in an eight-week spelunking class at UCLA. But this wasn't two months of classroom slide shows. Oh, no, no, no... The instructors took Bovitz and his terrified classmates out on four weekend-long expeditions. The first was to the "Moaning Caverns" in Northern California by Sequoia National Park. There, he rappelled into a depthless black void (called a JC ["Jesus Christ"] chasm since no bottom could be seen and no walls were within reach). On the cave floor, he and his group explored a network of tiny cavelets aptly named the "rabbit holes." It was in the thinnest of the "rabbits" that the first student panicked, her screams reverberating like banshees in the cavern. It took hours to calm her down and ease her out of the fifty foot, basketball-sized tunnel.

After this session, Bovitz was hooked... Subsequent caving safaris have taken him to the world's deepest mine (in Barbados), on an extended safari in the Oregon Caves, and on several private guided tours of prominent U.S. cavern systems. The attraction for him has always lain in the intensity of the

experience - the super-technical nature of the sport aspect combined with the psychological tests involved.

Similar reasons are at the heart of his association with rock climbing. He formed his partnership with the sport in 1986 and now climbs once a month, usually leading a 5.9er in Idlewild or bouldering up around Mt. Pacifico here in the local mountains. However, the single most important benefit he derives from climbing is clarity of mind. Like most who can handle 5.10 or better, Bovitz has developed a capacity to focus completely on a single crux, a single line up the face. He claims this ability to unify his thoughts has seeped over into his professional life, enabling him to maximize his time working through complex fact patterns, etc. Of all the different specialized versions of rock climbing, Bovitz says he is torn between leading normal faces and chimneying.

Now, by chimneying he doesn't mean negotiating certain granite formations which geologists refer to as "chimneys". No, he means actual chimneys. You might recall one from the roof of your house. For those in need of a more detailed explanation, look up Santa Claus on Westlaw, he's a chimney man from way back.

Bovitz says that in the early eighties (when else?), he went through a phase in his life where he'd see certain buildings and have to stop and scale them. Yes, this would occasionally land him in hot water (or flat on his back with the air knocked out of him). But, given the heady tenor of the times (the Yuppie/cash-rich eighties), such trivial concerns barely registered.

But, as he aged and his

practice matured, he turned his eyes away from buildings and concentrated on regular old climbing.

Much to the relief of his neighbors!

But by far the most important outdoor sport Bovitz participates in is his "RoughCountry Transmitter Hunting." Now, by the unwritten yet tacitly understood standards of adventure as laid down by armchair thrillseekers from time immemorial, this activity clearly surpasses any yet described in audacity and sheer oddity...

The sport is conducted thusly; a competition is arranged deep in some remote wilderness area (locally, in the Sierras or the desert). Teams enter, usually two-man. Officials plant electronic transmitter boxes at various locations throughout the contest zone, typically some hundred of miles square. At a pre-set time, the competitors take off into the wilderness in 4-wheel drive vehicles. Bovitz's 4x4 truck's interior has been totally gutted and replaced with banks of tracking equipment. He has, additionally, purchased and constructed a fifty foot portable antenna and has manufactured an enormous blimp which he can launch from the roof of his vehicle. In the course of a four or five day full-throttle competition, Bovitz will often skid his truck to a halt, erect the antenna (or launch the blimp) and zero-in on his target signals, plotting possible locations on several geophysical maps stored in the cab. Usually, the transmitters have been secreted atop mountains or at the base of cliffs, necessitating a run through the forest on foot with a hand-held locator. The running is limited to 5-10 kilometers per box per contest...

Akin to RoughCountry Transmitter Hunting is Radio Fox Hunting. This is a more international

al sport, with teams from Russia typically dominating. In a fox hunt, competitors track a moving transmitter through a wilderness area. Bovitz has made the United States National Team in this sport two times. He says the finest U.S. competitors live right here in the Los Angeles/Orange County region. However, the Russians, because of their reliance on primitive equipment and regular exposure to terrible radio conditions, once given state-of-the-art apparatus, easily defeat all comers.

Bovitz has had a passion for HAM radio since childhood, mastering morse code (and how many of us can honestly say we remember more than S.O.S. these days...) and actively staying in communication with other aficionados across the globe.

I could go on with more; for example recounting some of Bovitz's more hair-raising scuba encounters, one in particular involving several dozen angry moray eels. But, you get the picture, don't you? The moral of the Bovitz story is simple; life doesn't have to become a ceaseless, unrelenting gray ocean of cases, trials, briefs and inter-rog's after law school. Hell, to listen to Bovitz talk, preferably over filet of shark at McCormick's, if anything, life becomes a giant kaleidoscope of unending new horizons.

According to the Bovitz theory of professional self-rejuvenation, there's no case of attorney burn-out that can't be completely cured by a good jaunt in the mountains; be it tied to a rock-climbing rope, dangling over the gaping maw of a black cavern, or barreling down a logging road in a souped-up 4x4 radio-tracking jeep.

**MOUNTAIN TRAILS**  
*cont'd from page 5*

(right or east as you debouch onto the saddle). Your path takes strikes up the slope on the right- a sandy ridge route. Don't worry - it won't stay that steep...

Stay with the path for about 3/4 of a mile - passing over some exciting minor faces along the way.

The final ascent, through the grey boulders along the class 3 route, is what hiking is all about. This is without doubt the finest half-mile of fun non- technical climbing in Southern California (Antsell Rock out near Desert Divide is close). Don't get intimidated. Just take your time. Try to follow Walt Wheelock's old green arrows - but, if you can't seem to find them (I lose them myself frequently) - the rule is always don't stray too far either left or right. The summit is about twenty five minutes away.

Follow the same route back to the car.

Generally speaking, I believe you will find this six hours infinitely superior to the six hours you had planned to spend with your two tutors, Mr. Gilbert and Mr. Emanuel.

Be sure to crack one of those post-hike beers for me...

**CONTEST**  
*cont'd from page 12*

armor, were unhurt. None struck any hostages.

However, fourteen hostages were struck and killed by the "seek and find" ammunition, which, apparently malfunctioned at a basic operative level, defaulted to any heat signature within a five metre proximity, and sought them out relentlessly.

**Holding**

The defendant appeals from a conviction, by jury, of first degree felony murder as the result of the deaths which occurred during the armed robbery. The court of appeals affirmed, citing *Redline*, *Baker-Wraght* and *Sears*. For reasons hereinafter following, we reverse and remand for trial at the colonial adversary level in keeping with this decision.

**Analysis**

\*\*\*

**Acknowledgments:** Special thanks to Professor Stanley Goldman for his assistance in

evaluating the hypothetical at its formative stage. Chris Turner, editor of the Los Angeles Daily Journal newspaper's Daily Appellate Report, and Stephen Q. Mitchell, a case briefer for the Journal, proofread the final version and supplied much-needed procedural advice.



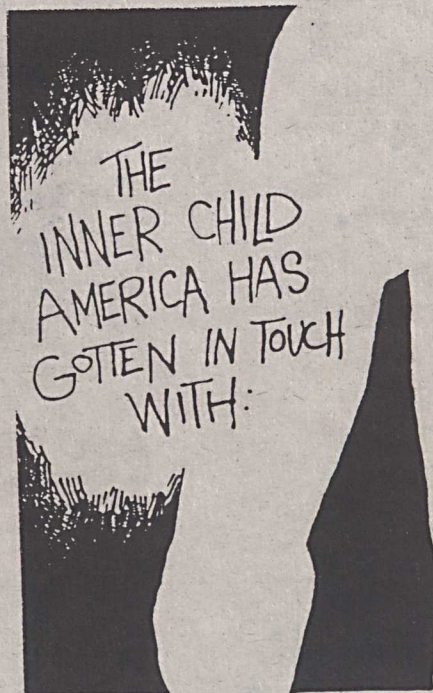
CHICKEN MOGUL FRANK PERDUE



PRESIDENT BILL CLINTON



A BREAST, LEG AND THIGH MAN.



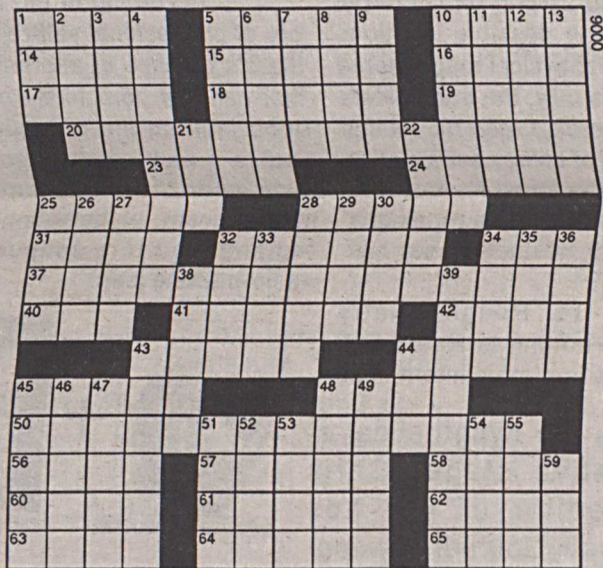
# CROSSWORDS

## CROSSWORD® Crossword

Edited by Stan Chess

Puzzle Created by Richard Silvestri

- |                                    |                           |                              |  |
|------------------------------------|---------------------------|------------------------------|--|
| <b>ACROSS</b>                      | 40 Prepared               | 4 Smeltery product           | 33 Inner, in combinations  |
| 1 Hauler on the highway            | 41 State of agitation     | 5 Kind of acid               | 34 Mg <sub>3</sub> Si <sub>2</sub> O <sub>10</sub> (OH) <sub>2</sub> |
| 5 Capacitance unit                 | 42 Salmon tail?           | 6 Another kind of acid       | 35 Akershus Castle site  |
| 10 "I ___ Dream" (1967 hit)        | 43 Metallic mixture       | 7 Called up                  | 36 H.S. exam   |
| 14 Egg order                       | 44 Beau tie?              | 8 <i>The Egg</i> ___         | 38 Actress Greene  |
| 15 Saudi's neighbor                | 45 Martin or Miller       | 9 "Drip Drop" singer         | 39 They're often paid  |
| 16 Football Hall of Famer Page     | 48 Quickly, quickly       | 10 Painted woman             | 43 Play the ace?   |
| 17 Jocular Jay                     | 50 Thoroughfare           | 11 Smith, perhaps            | 44 Swiss waterway  |
| 18 "Cielito ___"                   | 56 Sleuthing pooch        | 12 Twist or stomp            | 45 Overhead  |
| 19 Marmalade ingredient            | 57 Saclike cavity         | 13 Vicuna's habitat          | 46 Sample the sherry   |
| 20 Location                        | 58 Winter Palace resident | 21 Haul in                   | 47 Log in  |
| 23 City on the Brazos              | 60 Proof annotation       | 22 Antler point              | 48 Piece of property   |
| 24 Kentucky Derby prize            | 61 ___ Nation (1988 film) | 25 It's sometimes stolen     | 49 Secretary of commerce: 1969-72                                    |
| 25 Skewered meat                   | 62 The Stooges, e.g.      | 26 Adolescent affliction     | 51 Stowe sight   |
| 28 Fifteenth-century explorer      | 63 Now's partner          | 27 Ringo's responsibility    | 52 Honolulu bowl game  |
| 31 Jack Frost's profession?        | 64 Gets all worked up     | 28 Ms. Guiswite or her strip | 53 She was Joanie on <i>Happy Days</i>                               |
| 32 <i>Dick Van Dyke Show</i> actor | 65 Cellar contents?       | 29 Hanker                    | 54 Book before Nehemiah  |
| 34 Outquip                         | <b>DOWN</b>               | 30 Warrior of 1899           | 55 Peacock's pride   |
| 37 Sandspur                        | 1 Helios, to the Romans   | 32 Face on the wall          | 59 Rubbish   |

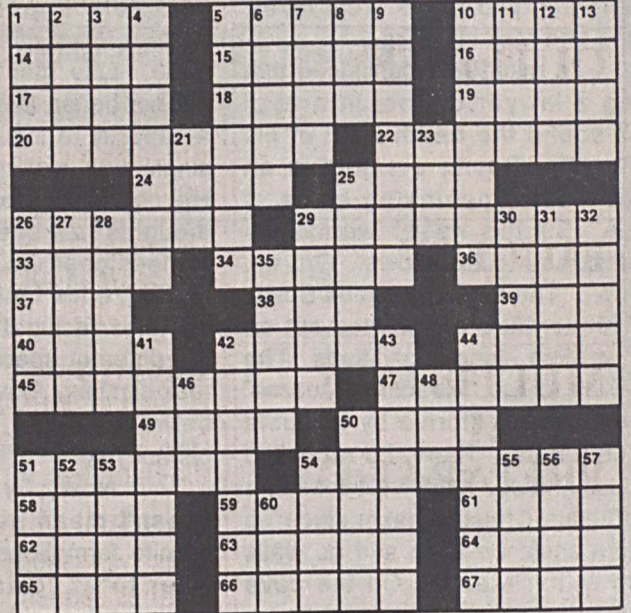


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## THE Crossword

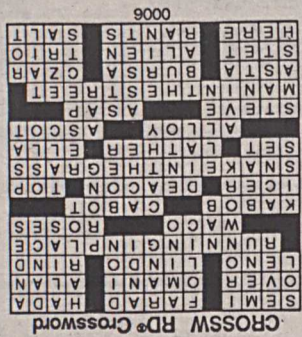
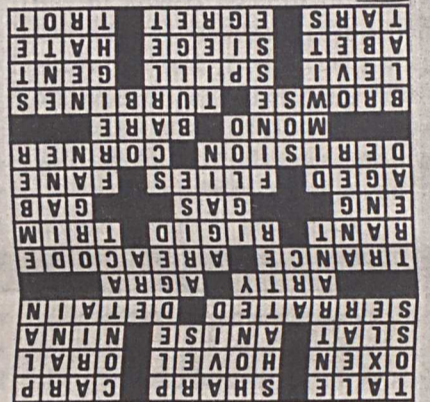
- ACROSS**
- Story
  - Acerbic
  - Find fault
  - Beasts of burden
  - Wretched dwelling
  - Spoken
  - Lath
  - Flavoring for cordials
  - Ship of 1492
  - Notched
  - Hold in custody
  - Dilettantish
  - City in India
  - Hypnotic state
  - Phone number part
  - and rave
  - Inflexible
  - Decorate
  - School subj.
  - Ethane or methane
  - Chatter
  - No longer young
  - Aviates
  - Temple
  - Ridicule
  - Remote place
  - Single: pref.
  - Stark
  - Look through
  - Rotary engines
  - Son of Jacob
  - Fall
  - Fellow
  - Aid and —
  - Blockade
  - Dislike a lot
  - Seamen
  - Long-plumed bird
  - Go quickly

- DOWN**
- Pitch
  - Shaft
  - King in a play
  - Contestant
  - Break
  - Something sweet
  - Eager
  - In medias —
  - Promised
  - Kind of lens
  - Diva's specialty
  - Eastern queen
  - Plot
  - Curved line
  - Baseball stat.
  - Come to be
  - Tire surface
  - Extent
  - Fury
  - One more time
  - Pipe or barrel
  - Keaton the actress
  - Glowing coal
  - Ice house
  - Dullards
  - Skill
  - "The — Letter" (Hawthorne)
  - Goods to ship
  - Distress call
  - Ball
  - Stick out
  - Utter without thinking
  - McEntire the singer
  - Ended
  - Row
  - Come close to
  - Within: pref.
  - Dele's undoing
  - Porker

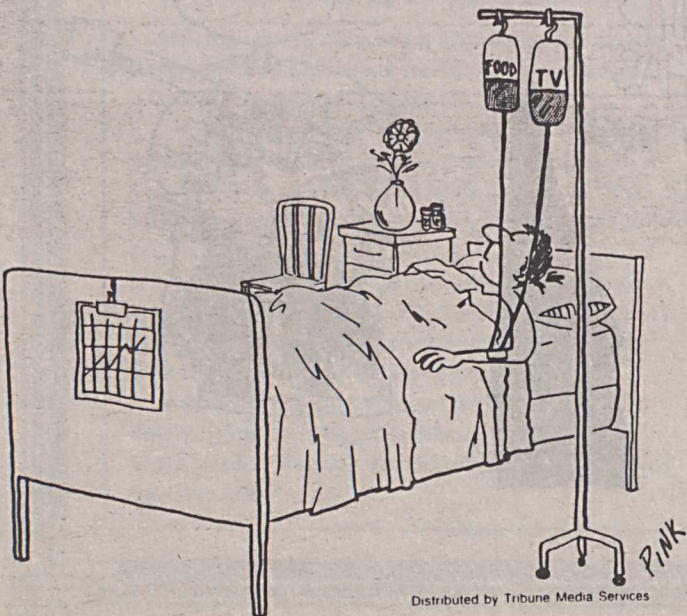


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## ANSWERS



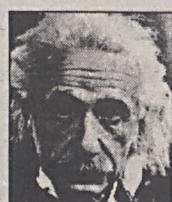
Rick Cook '93  
THE SPOKESMAN REVIEW  
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DAN QUAYLE



ALBERT EINSTEIN



POTATO + E = POTATOE




# JUST THE FACTS

<b>EXPERIENCE</b>	Over 25 years of experience with the California Bar Exam. <b>#1 choice among California Bar Exam applicants.</b> Last summer, more students took BAR/BRI than any other course.
<b>OUTLINES</b>	Outlines written by ABA Law School Professors, many of whom are casebook and hornbook authors. BAR/BRI's Bar Exam oriented outlines are clear & concise. Separate outlines for each subject tested. Students receive a black letter law capsule summary of all subjects. This Mini Review includes flow charts and comparison charts.
<b>FACULTY</b>	Distinguished ABA Law School Professors lecturing in their area of expertise. Professors include: <b>Charles Whitebread</b> (USC); <b>Willie Fletcher</b> (Boalt Hall); <b>Richard Sakai</b> (Santa Clara); <b>Therese Maynard</b> (Loyola); <b>John Diamond</b> (Hastings); <b>Richard Wydick</b> (U.C. Davis); <b>Peter Jan Honigsberg</b> (USF); <b>Erwin Chemerinsky</b> (USC).
<b>MULTISTATE EXAM PREPARATION</b>	<p><b>Gilbert 6-Day Multistate Workshop</b> Offered to BAR/BRI enrollees at no additional cost. Each day covers a separate Multistate subject. The format consists of an exam followed by a lecture which reviews the answers and highlights the areas most tested on the Bar Exam.</p> <p><b>BAR/BRI Multistate Workshops</b> These workshops are integrated with your substantive law lectures throughout the BAR/BRI course. Substantive lectures sequentially followed by Multistate workshop (e.g., Crimes and Torts substantive lectures followed by a Crimes and Torts Multistate workshop). This is designed to give students the maximum benefit from these workshops.</p> <p><b>Gilbert 3-Day Multistate Workshop</b> Offered to BAR/BRI enrollees at no additional cost. The format consists of a full-day simulated Multistate Exam, that is computer graded and analyzed, given under exam conditions followed by two days of thorough analysis of each question, subject by subject, reviewing substantive law as well as methodology and technique.</p> <p><b>Multistate Materials</b> Over 3,000 practice Multistate questions, including 700 ACTUAL MBE QUESTIONS from the National Conference of Bar Examiners and a simulated Multistate Exam.</p>
<b>COMPUTER SOFTWARE</b>	Revolutionary "STUDY SMART™" personalized software. Sophisticated software package includes various options: <ul style="list-style-type: none"> <li>• Multiple Choice Questions</li> <li>• Outlines</li> <li>• Capability for immediate review of key bar exam principles</li> <li>• Instantaneous diagnostic feedback in 30+ MBE subareas</li> <li>• The ability to customize program with personal notes</li> </ul> <b>ALL AT NO ADDED COST</b>
<b>ESSAY EXAM PREPARATION</b>	<p><b>Essay Exam Workshops</b> BAR/BRI's essay workshops, featuring Professor <b>Richard Sakai</b>, develop skills in writing essays specifically for the California Bar Exam. These skills are emphasized through in-class exercises.</p> <p><b>Practice Essay Exam Materials</b> Graded and critiqued practice essay exams. Over 110 actual past California Bar Exam essay questions with model answers.</p>
<b>PERFORMANCE TEST PREPARATION</b>	<p><b>Performance Test Workshops</b> Featuring Professor <b>Peter Jan Honigsberg</b>, BAR/BRI teaches a time/data management system necessary to cope with this unique portion of the Bar Exam.</p> <p><b>Practice Performance Test Materials</b> Graded and critiqued practice performance tests. 10 actual past California Bar Exam performance tests with model answers.</p>
<b>GRADED SIMULATED BAR EXAM</b>	A simulated Bar Exam given over two consecutive weekends that includes all three sections on the California Bar Exam (Essay, Performance and Multistate). This split exam format helps prevent student "burn out" which may occur when students take a full simulated Bar Exam a few weeks prior to the actual Bar Exam. Essay Performance and Multistate simulated exams <u>are</u> graded and critiqued.
<b>STUDY SCHEDULE</b>	Students utilize a structured <i>Paced Program™</i> that gives a daily study schedule organized so that their performance will peak at the most important time: the 3 days of the Bar Exam.
<b>LECTURES</b>	Live lectures and workshops are offered at most major locations throughout California.

**BAR/BRI STUDENTS PASS THE BAR!**



# "I Heard PMBR Was Excellent..."



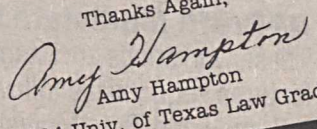
March 9, 1995

Dear Mr. Feinberg:

Your course is a complete success! I am a PMBR graduate who took the three-day Multistate Review Course in preparation for the July 1994 Texas Bar Exam. Because of PMBR, I scored a 188 on the Multistate section of the exam and, thankfully, passed the Bar. I had heard that PMBR was excellent preparation for the Bar. Now, I believe it!

There are a few things I really liked about PMBR. First, the PMBR books really prepare you for the kinds of questions on the MBE. Apart from having literally thousands of practice questions, the books are packed with charts, mnemonics, and explanations that explain why a particular answer is correct. Second, the classroom instruction is excellent. Believe me, many of the MBE questions test fineline distinctions in the law. Our PMBR instructor really prepared us for these questions by going over these distinctions and by teaching us skills for answering such "trick" questions.

As anyone who has taken the Bar will tell you, during the hectic days of the Bar Exam, the value of peace of mind and confidence is immeasurable. Many of my friends who did not supplement with PMBR thought that the MBE exam was extremely difficult. Having reviewed the PMBR questions, however, I was not surprised by the difficulty of the MBE. In fact, I left the first day of the Bar with confidence that I had scored well. Now that I have received my results, I can strongly recommend PMBR to all students wanting an "edge" on the MBE.

Thanks Again,  
  
 Amy Hampton  
 (1994 Univ. of Texas Law Grad.)

## Now I Believe It!"



# pmbor

MULTISTATE SPECIALIST

## Nail The MBE!

NATIONWIDE TOLL FREE: (800) 523-0777

## Can You Fail Every Essay & Still Pass Cal. Bar Exam?

150 MBE Score	155 MBE Score	160 MBE Score																					
<p><b>STEP 1:</b> Multiply MBE Score by 10 (150 x 10 = 1500)</p> <p><b>STEP 2:</b> Take extra MBE points and multiply by conversion factor of .35:</p> $\begin{array}{r} 1500 \\ - 1450 \\ \hline 50 \text{ points} \\ \times .35 \\ \hline 17.5 \text{ MBE points} \end{array}$ <p><b>STEP 3:</b> These 17.5 points then "carry over" to the essay section. Thus, you could fail <i>every</i> essay, with the following scores are still pass!</p> <table style="width: 100%; border: none;"> <tr><td>Essay 1 - 67.5</td></tr> <tr><td>Essay 2 - 67.5</td></tr> <tr><td>Essay 3 - 67.5</td></tr> <tr><td>Essay 4 - 67.5</td></tr> <tr><td>Essay 5 - 67.5</td></tr> <tr><td>Essay 6 - 67.5</td></tr> <tr><td>Add MBE pts. - 17.5</td></tr> </table> <p style="text-align: center;"><b>YOU PASS!</b></p>	Essay 1 - 67.5	Essay 2 - 67.5	Essay 3 - 67.5	Essay 4 - 67.5	Essay 5 - 67.5	Essay 6 - 67.5	Add MBE pts. - 17.5	<p><b>STEP 1:</b> 155 x 10 = 1550</p> <p><b>STEP 2:</b></p> $\begin{array}{r} 1550 \\ - 1450 \\ \hline 100 \text{ points} \\ \times .35 \\ \hline 35 \text{ MBE points} \end{array}$ <p><b>STEP 3:</b> These 35 points then "carry over" to the essay section. Thus, you could fail <i>every</i> essay with the following scores and still pass!</p> <p style="text-align: center;">(Passing Essay Score is 70)</p> <table style="width: 100%; border: none;"> <tr><td>Essay 1 - 65</td></tr> <tr><td>Essay 2 - 65</td></tr> <tr><td>Essay 3 - 65</td></tr> <tr><td>Essay 4 - 65</td></tr> <tr><td>Essay 5 - 65</td></tr> <tr><td>Essay 6 - 65</td></tr> <tr><td>Add MBE pts. - 35</td></tr> </table> <p style="text-align: center;"><b>YOU PASS!</b></p>	Essay 1 - 65	Essay 2 - 65	Essay 3 - 65	Essay 4 - 65	Essay 5 - 65	Essay 6 - 65	Add MBE pts. - 35	<p><b>STEP 1:</b> 160 x 10 = 1600</p> <p><b>STEP 2:</b></p> $\begin{array}{r} 1600 \\ - 1450 \\ \hline 150 \text{ points} \\ \times .35 \\ \hline 52.5 \text{ MBE points} \end{array}$ <p><b>STEP 3:</b> These 52.5 points then "carry over" to the essay section. Thus, you could fail <i>every</i> essay with the following scores and still pass!</p> <table style="width: 100%; border: none;"> <tr><td>Essay 1 - 60</td></tr> <tr><td>Essay 2 - 65</td></tr> <tr><td>Essay 3 - 60</td></tr> <tr><td>Essay 4 - 65</td></tr> <tr><td>Essay 5 - 60</td></tr> <tr><td>Essay 6 - 65</td></tr> <tr><td>Add MBE pts. - 52.5</td></tr> </table> <p style="text-align: center;"><b>YOU PASS!</b></p>	Essay 1 - 60	Essay 2 - 65	Essay 3 - 60	Essay 4 - 65	Essay 5 - 60	Essay 6 - 65	Add MBE pts. - 52.5
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Add MBE pts. - 52.5																							

## If You Nail The MBE!