HELP SUPPORT THE L.A. COUNTY DOMESTIC VIOLENCE HOTLINE

DAVID PAUL BLEISTEIN '96

Funds are needed to finance an advertising and publicity campaign that will reach people in need. Without publicity, the Hotline is unknown and therefore useless. Additional funds are needed to pay phone service charges.

At the urging of Melissa Huelsman, a second year day student at Southwestern Law School, law schools throughout the L.A. area are assisting in raising funds by running ads and getting the word out. Loyola Law School is proud to be one of them.

YOUR HELP IS URGENTLY NEEDED NOW. The Hotline's continued presence and viability will give people the courage to free themselves of the horror of a domestic relationship gone mad. Please help today; any amount is appreciated.

To make a tax-deductible donation, call MARK MCKINNIS of the Los Angeles County D.A.'s Office at (213) 974-7264.

The statistics are frightening. In the first four months of 1994, a woman was killed in California every 36 hours. [Almost all victims of domestic violence are women.] Of the 241,000 domestic violence calls received by California law enforcement, fully 70,000 come from Los Angeles County.

To meet this monumental problem, the L.A. District Attorney's office started the Los Angeles County Domestic Violence Hotline. What was needed, they decided, was a one-stop place to call for help, rather than calling a patchwork of agencies that provide some services, but not others. The solution, the Hotline, is the only service of its kind in the entire United States.

The Hotline is a toll-free number that victims of domestic violence in Los Angeles County can call to get help. The number is 800-978-3600, and operators are standing by 24 hours a day, seven days a week, all year long. Operators speak the following languages: English, Spanish, Korean, Vietnamese, Mandarin and Cantonese.

Callers can get counseling over the phone, or be referred to shelters that have been rigorously screened by the L.A. County Domestic Violence Council. All referral shelters are full-service, financially stable and have complete security protection for residents.

Aside from referring victims to shelters, the Hotline allows victims the chance to talk repeatedly to someone who cares about them before they take the often heart-wrenching step of leaving a violent relationship. Often, leaving a violent home means leaving behind a place to stay, food to eat and a steady income and venturing out into the unknown; this can be more terrifying to some victims than the violent relationship.

Now the Hotline needs your help.
Would you like to travel to far away destinations? Experience other cultures? If you are interested in studying abroad this summer, now is the time to start thinking about it.

Loyola students must have the summer abroad program they want to attend approved by the Office of Student Affairs to have academic credits transferred. The program should be four weeks in length according to the student handbook. However, Loyola offers a three week program in Costa Rica where students stay with host families.

There are numerous institutions that offer summer abroad programs with law courses and externships. You might want to go to Shanghai for 4 units for under $2,000 which includes food and lodging. You may want to study in Cambridge and take 6 units for $3800 which includes food and lodging. There are programs in Canada, Greece, Australia, Kenya, Bali, Mexico, South America, Singapore, Thailand, Japan, Korea, and throughout Europe - to name a few.

Most programs do not include travel expenses, so you need to figure the cost of traveling to the destination. Most programs are taught in English. So, now is the time to calculate the cost of studying abroad...

Tuition, books, food and lodging, travel expenses, passport fees, side trips and spending money. Many programs offer financial aid in the form of loans. Loyola's tuition is currently $594 per unit.

As a student, have time during the summer but you never have enough money. Once you start working, you may have money to travel, but won't have the time. As an older student, I value time... you can always make money, and you'll probably work a long time, but will you have time once you focus on your career and/or family?

If you are interested in learning more about studying abroad, the Office of Career Services has postcards that you can send to various law schools. The Office of Student Affairs usually has an information session in spring semester to answer questions. Or you can get information from http://www.studyabroad.com on the Internet. Programs are organized by destination country with subdivisions for summer programs and intensive language programs.

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TRIBUTE TO RABIN

Judge Bruce Einhorn

This piece was originally printed in the Los Angeles Times and the New York Times on November 7, 1995. We thank the Honorable Judge for his permission to reprint it here and Dan Eli, '97 for asking the judge and obtaining his photograph.

LIKE many of us in the Jewish community, Rabin came to embrace the peace process with caution and trepidation. As a soldier and commanding general who heroically helped lead Israel in its defensive struggles with its aggressive Arab neighbors, and as the Israeli minister of defense who confronted the violence of the intifada in the West Bank and Gaza, Rabin understood the danger and depth of anti-Jewish sentiments in the Middle East and the compelling and continuing need of the Jewish state for strong security measures.

Rabin was brave and hard-headed enough to understand that for Israel to remain both a Jewish homeland and a democracy, it had to purchase a divorce of territory and authority from at least a portion of its reluctant Palestinian Arab population. As a soldier in the lifelong defense of his native country and the Jewish people, and as a pragmatic politician with no reputation for naivete about his Arab interlocutors and no illusions about their intentions, Rabin had the credibility to persuade most Israelis to compromise for the sake of their own security.

Such credibility is irreplaceable in the person of any one Israeli leader. However, all Jews and all persons of tolerance and goodwill, must continue Rabin's unfinished enterprise of Tikkun Olam, the renewal and repair of an imperfect world, the only one we know, and the only one we have to call home.

EDITOR'S NOTE:

The Honorable Bruce Einhorn is an Immigration Judge in Los Angeles. Judge Einhorn also teaches at Pepperdine University Law School. Before becoming an Immigration Judge in 1990, he was a special prosecutor in the U.S. Department of Justice, Nazi War Crimes Unit. Judge Einhorn investigated and prosecuted John Demjanjuk, the death camp guard, among many others.

PRO BONO OPPORTUNITIES

LUCI CHUN '98

Barristers AIDS Legal Services Project (ALSP) of the Los Angeles County Bar Association needs help for a Research and Writing Project.

Students will spend approximately 40 hours creating a manual on HIV, Employment & Discrimination Law. The manual is a joint project of the seven HIV legal services providers throughout the County. The project will commence in November. The deadline for the final draft is mid-March 1996. This project qualifies toward the Pro Bono Requirement. Contact Professor Sande Pond at (213) 736-1156 for more information.

The Alliance for Children's Rights needs assistance with Research and Writing.

Students can fulfill their PRO BONO requirement by helping children in areas of pediatric AIDS, sibling visitation, immigration, bi-racial adoption, wrongful termination of government benefits and more... The Alliance for Children's Rights needs assistance with Research and Writing. All hours can be completed at school. Contact Leah Daniel at (213) 368-6010.

The ACLU at various Southern California locations needs help with intake of clients.

Contact Professor Sande Pond at (213) 736-1156 for more information.

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CAFETERIA ALTERNATIVES

DAVID PAUL BLEISTEIN

There are many pastimes at Loyola. One of them is bitching about the cafeteria food. If you want a change, there’s a surprising variety nearby. This is the first of a series of restaurant reviews of some of the nearby eateries.

OK, this ain’t Beverly Hills and the people who live here are not particularly glamorous. But a walk in the street shows that the vast majority of daytime sojourners are Latina moms with little kids in tow.

There’s a surprising variety of food available within easy walking distance of the LLS campus.

THE ORIGINAL PANTRY
877 S. Figueroa, LA
(213) 972-9279
open 24 hours

This place is an institution, it’s been there for so long. “We never close, dear,” the lady on the phone said I called to ask about their hours.

Most of the staff has been there for decades, so the place is run efficiently. This is your basic Midwestern white-person soul food, meat and potatoes, especially steak. It’s good, simple, well-prepared and served piping hot.

The prices are reasonable, most in the $4.00-6.00 range. Come on in at 3:00 a.m. and eat until you’re sober enough to drive. Even better, bring Mom and Dad for some real home cookin’. Even better yet, amble over from LLS and sit down next to a lot of people that look like senior partners somewhere.

E.T. CAFE
1200 W. 7th
(213) 622-9881
mon-sat. 10-5

This is a small Thai place on Eighth Street. In keeping with the rest of the neighborhood, the decor is more than a bit on the functional-no-frills side. Customers go to a counter, pay and take food home or back to their tables.

They serve a variety of Thai fare: chicken with cashews, beef and broccoli, pad- prik king and my favorite, chicken with mint leaves. Generally, prices range from about $5.50 to $5.00, including tax. AND . . . order $10.00 or more and they’ll deliver!

THE CLAY PIT
939 S. Figueroa (Hotel Figueroa)
(213) 699-4489
11:30-2:50 mon-fri

This place is physically very close to the ORIGINAL Pantry above, but it’s hard to imagine any two places more different. I love them both!

THE CLAY PIT serves a marvelous, Moghul buffet for lunch only. It’s $7.50, but well worth it. This is a great way to sample the spicy splendor of Indian food. A taste here and a guip there, and you’re addicted.

If you’re feeling really wild, have a king-size bottle of Kingfisher Lager to wash down the Tandoori chicken and lamb cury.

EL JARRITO
2833 Olympic Blvd.
333-7317
open 7 days a week

Marvelous Mexican food, in a nice, homey atmosphere. I had a hard time deciding what I liked best.

This isn’t right next to LLS, but it’s well worth the drive. There’s aals a deli, full of good stuff to take home (or back to that ravenous library study group).

TECLENA #2
1443 W. 11th
(213) 746-2510
No, LLS isn’t in a Mexican neighborhood; we’re in the middle of a Salvadoran neighborhood. Come to TECLENA and see the difference.

This place serves such Salvadoran specialties as pupusas, which are little pancakes filled with meat, beans, corn or a combination. Get a passel of em, along with some hot sauce and a Cabro cervesa from Guatemala and you’ll realize this ain’t Kansas and who wants to go back, anyway?

TECLENA also has Mexican food, including one of my staples, a bunless burrito came asado (burrito with slightly charred beef inside) for (drum roll) only $1.99! Some things are cheap, some are good and this is both.

"CHOW DOWN!"
CONSTITUTIONAL LAW
"ANALYTICAL ABILITY" CONTEST
John Rogers '98

Hypothetical Case Series

Case #003

United States v. Wilkinson
890 U.S. 1021. 102 S. Ct. 2123, 54 L.Ed. 237 (2130)

Ms. Chief Justice ESTRELLA delivered the opinion of the court.

This litigation presents for review the refusal of the nation's chief executive officer, President Bryan Napier Wilkinson, to cease and desist his continued authorization of a U.S. military engagement in the mid-Atlantic. Congress, after evaluating Wilkinson's preliminary 48 hour report and assessing global prospects at the 60 day decision threshold, determined that removal of our forces was warranted. As specified in section 5. (b)(1) of the War Powers Resolution of 1973, congress issued a "withdrawal of armed forces" order to the President. However, the President chose to ignore this order, relying instead on his ability under section 5, (b)(3) to extend hostilities a further 30 days. Again at 90 days, congress ordered a termination. At this point, President Wilkinson failed to follow the War Powers Resolution (WPR), and authorized the launching of a third flotilla of surface vessels.

The President argued in the appellate court that the WPR was, in fact, unconstitutional; being an undue invasion of the "core functions" of his branch and, therefore, a violation of the principle of Separation of Powers.

Additionally, he contended that his actions were de facto protected via the doctrine of sovereign immunity. Thirdly, he claimed that the severe crisis and panic in the nation's major cities caused by the events discussed at length below were sufficient to justify an immediate and, if necessary, long-term response from him (based on the doctrine of executive necessity). He further stated that, as chief executive, he was not, in any event, amenable to a suit of this nature and, ergo, not, in this particular instance, subject to the will of this court.

The United States, represented by Special Counsel Willard Chen of the Office of Inter-Branch Relations (a legislatively appointed agency whose personnel are subject to qualified removal by the President), contended that even under the most forgiving standards of review (specifically Justice Frankfurter's concurrence in the Steel Seizure Case and Justice Campigli's dissent in Unidyne), the President's actions were illegal and did, in and of themselves, violate Separation of Powers in that they collided with and impaired substantially the constitutional right of Congress alone to declare war. Notwithstanding several centuries of "hands-off" treatment of the President and his multi-lateral powers, no "glory" of history or "establishment through inattention" theories could possibly be stretched to allow the President such sweeping authority. In essence, Chen argued that the doctrine of "adverse possession" could not apply to the constitutional rights of the federal government.

Factual Background

On April 12, 2129, the Pan-Atlantic Treaty Alliance (PATA) (Iceland, Greenland, Calypso-I (a submerged metropolis on the Reveldian Plateau south of Iceland) and GeoSatM, a fixed orbit space community operating as oceanic trackers and watchdogs for the pact) declared war on the United Kingdom.

The dispute arose after the UK began sinking its quasi-permanent petroleum drill stations deep into the volcanic ravines surrounding the agricultural plains PATA used to grow its significant crop. The harvest of 2129 was far below projected "reaps." PATA petitioned the Hague for judicial review.

The subsequent trial, lasting almost 12 months, need not be examined here. The pro-UK ruling, touching off a spate of world-wide warfare, is common knowledge to even to youngest schoolchild.

On April 19, in a preemptive strike, British and Irish submarine forces assaulted Calypso-I. Foodstuff production came to a shuddering halt. A hunger crisis arose overnight in the United States. President Wilkinson asked congress for statutory power to exercise military discretion; his clear intent being to stop the UK forces from destroying one of the globe's primary food manufacturing centers. Fearing economic reprisals from the UK (a Large Volume Trading Partner (LVTP)), congress delayed then flatly refused.

The President believing a disastrous nationwide food shortage was only days away, decided to act on his own executive authority while remaining consistent with the War Powers Resolution. On May 1, six American Naval Battlecruisers set sail from their stationary deep-sea pens east of Nova Scotia. They attacked the British-captured underwater colony 24 hours later.

A full-blown military confrontation followed and is currently being waged there, 500 fathoms beneath the surface of the Atlantic.

Holding & Analysis

For reasons set forth in greater detail below, we hold that...

Submissions should be delivered to the Reporter office, or to the Reporter's mailbox in the information center on the 2nd floor of Burns by January 30, 1996.
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2) If the statistics have not been audited and verified by an independent firm, HAS BAR/BRI DEMONSTRATED TO YOU THAT THEY HAVE NOT MADE THE SAME ERRORS THAT THEY MADE AT STANFORD? If the rep tells you that they do not know about Stanford, but they are sure your school is accurate, proceed to question 3.

3) How can BAR/BRI publish reliable statistics since the schools do not release the names of the persons who sit for the bar exam and the Committee of Bar Examiners does not release the names of persons who failed? If their reps tell you that they can, why did they publish a statistic about Stanford 1994 1st time takers of the California bar examination that has been demonstrated to be off by 29.2%?
Grendel's Notebook by R.J. Comer

Sisyphus Laughs

It's common knowledge that more Americans kill themselves in December than in any other month of the year. And who can blame them? Confronted with the Rorschach test of relentless Judeo-Christian holiday trappings, the gaping and painful meaningfulness of life inevitably becomes more acute. So one December many years and tears ago I decided to join the statistic. In all my previous episodes I would load my .45 auto and nestle into the corner of my shower stall, to make clean-up easier for the poor bastard who'd find me. I'd slam back the hammer of the pistol, release the safety, and taste gunmetal on my tongue as I struggled to do it and not to do it, to do it and not to do it. I don't remember now what triggered the brilliant idea, but it was probably the same old acute despair over what life ultimately failed to mean. Well, that and the drugs. Anyway, this time I decided to try something I'd seen in a pathology textbook. There was a photo of a guy who hung himself, not by dangling, but by tightening a little more. OUCH! My neck burned and pinched I esome- where I put too much pressure and leaned backward until achieving stran- gulation.

This seemed plausible, so I showed my clothes over to one side of my closet and tugged a rope to the dowel. I was an Eagle Scout once, so I tied a good slip knot around my neck and snuggled myself, and was ready. No note. Notes are for pussies who kill themselves to get attention; the counselors here at school are very good. You can always off yourself in ways that may be someone will say something you haven't heard before. And if you think someone you know is suicidal, confront them with your concern. Many sui- cidal people think no one cares and your silence con- firms that conclusion.

All kidding aside, having been acutely suicidal I know how unfunny that kinds of despair can be. Please, if you are seriously contemplat- ing suicide, take a moment to talk to someone about it. The counselors here at school are very good. You can always off yourself in ways that may be someone will say something you haven't heard before. And if you think someone you know is suicidal, confront them with your concern. Many sui- cidal people think no one cares and your silence con- firms that conclusion.

It was time. I hadn't asked to be here and the only control over the inevitability of death is the circumstances. So I leaned back. The knot tightened. ARGGH! It was painful but I could still breathe. "Ouchhh- haah, hhhhhhaah, hhhhhhaahh." So I bounced a bit and the rope tightened a little more. OUCH! My neck burned and pinched like someone had tied a tongue of fire around it, but I could still breathe. "Ouchhh- haah, hhhhhhaah, hhhhhhaahh." Pathetic.

Then I heard something crack. Was it my neck? No, I could still breathe -- barely -- so it couldn't be my neck. I wasn't sure, but it seemed reasonable that one cannot breathe through a broken neck. Turned out it was the dowel. Flock. The dowel was cracking a laugh at my expense. So out the corner of my eye, I spy across the room to the mirror on the far wall to see if the crack led to the door. And that's when I saw what I'd look like if they found me there; I looked like a schmuck: frumpy Russian computer program- mer love interest Scorupco late in the film and only beds her in the final quarter. Oddly, due to some fluke of nature, her Siberian winter/pasty white complexion is magically replaced by a Mediterranean beach goddess tan about 2/3 of the way through. Plausible enough, but...uhh?

The plot wraps around for over two hours; at certain points leaving us desperately confused and at others simply disjointed.

But it's not for the plot that you've gone to see this movie, so you won't be disappointed. The real draw here is the Bond mystique -- the great gadgets, the stunning women (or Brosnan himself, for the less-) sky- Mayer, theезультат he's not menacing at the head bad guy's quasi-rival. He's too old; skinny; the Connery-Faction among their ranks. "He's too old; skinny; the Connery-Faction..."

The pendulum has swung back on this Bond stuff. With Dalton, they gave us dramatically well- above-par. You might remember them as the Russian Defense Minister. /pe Elsa and bungee jumping off mammoth Swiss dams, something you won't be disappointed. The real draw here is the Bond mystique -- the great gadgets, the stunning women (or Brosnan himself, for the distaff section), the jet-set milieu, the unbelievable escapes and so on. And "GoldenEye" provides.

Keep your eyes open for a brief but fun part by Robbie Coltrane as the head bad guy's quasi-sidekick. You may recall him from British T.V.'s excellent "Cracker" series. Also, Brosnan as well...you'll see...is above-par. You might remember him as the bad guy who just couldn't let go in "Patriot Games" or as Commander Sharpe in PBS's superb adventure series of the same name. For you true movie triv- ia buffs, that really is Tcheky Karyo as the Russian Defense Minister. He played the younger hunter in "The Bear" and was Anne Parillaud's boss in "La Faune de Nikita."

I encourage you not to go into this film still broken up about Connery leaving the series over twenty years ago. For heaven's sake, turn it over and move on with your life. Brosnan deserves a fair shot.

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Movie Review
"GOLDEN EYE" John Rogers '98

GoldenEye
[United Artists] General Release
Director: Martin Campbell
Starring: Pierce Brosnan, Sean Bean, Izabella Scorupco, Famke Janssen & Joe Don Baker

Bond aficionados are noto- riously fickle. They didn't much for Roger Moore, third George Lazenby and were sullenly noncom- mittal about Timothy Dalton. So it comes as no surprise that this new Bond, Pierce Brosnan, has elicited a great deal of heated debate amongst their ranks. "He's too old," the young ones complain. "He's too skinny," the Conenry Faction laments. "He's not menacing enough," the guts and crowd cries.

I don't know. He worked for me.

Brosnan is an immensely likable actor who often in the past showed poor judgment in choosing roles -- relegating himself to the B and C grade studios for well-nigh ten years. Hopefully, all that's behind him now. Insofar as his Bond quotient is concerned, I say it's rather high. He spits out "shaken not stirred" well enough. He has mas- tered "Bond, James Bond." quickly and effectively. He looks suitably women (or Brosnan himself, for the less-) sky- Mayer, the результат he's not menacing at the head bad guy's quasi-rival. He's too old; skinny; the Connery-Faction among their ranks. "He's too old; skinny; the Connery-Faction..."

But it's not for the plot that you've gone to see this movie, so you won't be disappointed. The real draw here is the Bond mystique -- the great gadgets, the stunning women (or Brosnan himself, for the distaff section), the jet-set milieu, the unbelievable escapes and so on. And "GoldenEye" provides.

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I encourage you not to go into this film still broken up about Connery leaving the series over twenty years ago. For heaven's sake, turn it over and move on with your life. Brosnan deserves a fair shot.

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continued on page 10 "GRENDEL!"

I don't use the stuff. But I found it in readable and reviewed it. I read other books, wrote by lawyers, that purport to be a guide to breaking the law, and getting away with it. This book is dedicated to legalizers who would make this book irrelevant.

Law-breaking with a little social consciousness—raising. What fun!

Actually, this book isn't fun. It describes in breezily-written, but ruthless detail how dangerous a business it has become to use the "weed." It's also very expensive! The first chapter describes what's arguably the serious erosion of the Bill of Rights, particularly the Fourth Amendment, in the face of the "War on Drugs" waged during the 1980s. Particularly noteworthy is its discussion of the by-now infamous federal sentencing guidelines and the apparent lack of intellectual integrity of the judges, police and other law enforcement officers who use them.

The second chapter describes the manner in which the police bust people. It describes in detail some police and DEA tactics such as informers, auto stops, etc. It gives helpful hints such as keeping your car in good working order to avoid the "iron- clad probable cause" provided by a non-functioning light, for example. The third chapter describes what to do if the cops arrive, with or without a warrant. It provides such details as what the scope of a search may be, how much bail you can be charged, and, the right to remain silent that everyone knows, but no one exercises.

Chapters seven through nine describe general courtroom strategy, steps in defending drug cases and what the prosecutor has to prove to win the case. If you're close enough to the end of your ambitions to be a trial lawyer, but I digress, back to business.

Chapter eleven is guerilla trial tactics. You need to be more ruthless than the government to win a weed case and this chapter tells you how. I'll bet they don't teach most of this stuff here at LLS. It details some seemingly obvious---but apparently seldom-headed---advice, like streetwise investigation and jury selection, being friendly to court personnel, pretending the prosecutor doesn't exist, breaking the prosecutor's routine, "psyching" the jury, and making the absolute most of the defendant's ability to admit almost all relevant evidence while the prosecution cannot.

Chapter thirteen provides an overview of using a civil rights law as part of an aggressive defense. A basic outline of civil rights law, for non-lawyers.

Chapter fourteen describes how-and-when to tell evidence. They do teach this stuff at LLS. Finally, Chapter十五 describes the horrors of forfeiture, both civil and criminal. Civil forfeiture requires only that the government have "probable cause" to take your property; the burden of proof falls on the property owner. Worse, property can be seized summarily, and worse yet, based only on hearsay. SCARY! Keep your eyes peeled for some interesting civil forfeiture cases before the Supreme Court.

The most frightening parts of the book were the appendices, especially the one with the tables the government uses to show the "yield" of marijuana from a given number of plants. (Sentences are based on how much weed is seized.) The trouble is, yield is based on optimum conditions; a real yield is usually about half what the tables show. Thus, the average defendant is sent up river for twice the time he actually "deserves!" By the time I hit this chapter, I'd gotten numb to the fact that reality doesn't matter in weed cases much of the time. SCARY!

Reading this book made me more sympathetic to anti-government extremists who fear that we've lost control of the Feds. But the trouble isn't just with the Feds. It's all of us. We are the Feds and they are us. It's our doing, in the end.

This book outlines a wacky jurisprudence that is a byproduct of what a lot of people want. I've found that many of the same people worrying about the Waco incident are the same ones who loudly applauded when SWAT teams started busting down people's doors in order to "serve warrants." I can remember a time when SWAT teams spent their time rescuing hostages. The point is that if you sanction the increasing militarization of police in drug enforcement, who says they're going to know where to stop?

This book details a jurisprudence arguably gone mad, where reality doesn't count, only what the government says. And we approved of it, without a peep of protest.
your existential bummers.

Dusty closet. Quickly I pulled the dead weight of my legs through my cuffed arms and clawed the rope off my neck. The rope was reddened with blood because during the holidays I only want to kill others, not myself.

Eventually, the burns healed as did the despair. Although I still hate the holidays, I know I've achieved some modicum of mental health because during the holidays I only want to kill others, not myself.

"GRENDEL" from page 8

"GRENDEL" from page 8

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* NOTE: Class meets 6:30 pm to 10:30 pm Wednesday, December 20, 1995
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