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The Loyola Reporter

The Loyola Law School Student Newspaper

Volume 19, Number 8; April 30, 1996

919 S. Albany St., Los Angeles, California 90015

"Freedom of expression is the matrix, the indispensable condition, of nearly every other form of freedom."

Justice Benjamin Nathan Cardozo

Palko v. Connecticut, 302 U.S. 319, 327 (1937)

CAN A JEW EVER DEFEND A NAZI?

By Dan Eli ('97)

That is the question I posed to Burton Caine, Professor of Constitutional Law at Temple University Law School, during the National Jewish Law Students Association Conference in Boston. You see, Burton Caine did just that. While acting as the director of the American Civil Liberties Union in Philadelphia, Professor Caine represented the American Nazi Party in their attempt to march in front of Independence Hall, carrying signs proclaiming "death to all Jews," and urging the bystanders to "finish Hitler's work." Professor Caine came under sharp criticism from the Jewish community for doing so. How could he, as a Jew, defend the rights of Nazis to deliver their message of hate and intolerance?

Professor Caine's reply was very inspiring. He answered that it was the principle of freedom of speech he was defending, not the speech itself. While he resents the content of the speech, he nevertheless believes that the American Nazi Party has the right to engage in that speech, and any attempt to abridge that right should be thwarted.

Professor Caine views the Constitution as consisting of two parts. The first part creates our democratic system, with its characteristic of majority rule. The second part protects the minority from the tyranny of the majority. This umbrella of protection is created by the Bill of Rights. Because they lack political power, minority groups can not rely on popular elections. Thus, it is their duty to be the last to give up the rights contained in the Bill of Rights,

Representing only 2.5 percent of the U.S. population, Jews certainly fall into the category of those groups for which the bill of Rights offers protection. Thus, it is up to us as minorities to stand up for the rights of other minority groups, even those which espouse hostility towards us because of our religious beliefs. If we do not,

who will? And if we allow the majority to deny the American Nazi Party the right to march today, who's right will they take away tomorrow. As much as we despise and denounce the message, we cannot abandon the principles of liberty.

In his concurrence in *Whitney v. California*, Justice Brandeis echoed these same principles. He opined that "the greatest menace to liberty is an inert people," and that "the fitting remedy for evil counsels is good ones." Thus, instead of attempting to shut out the message delivered by the American Nazi Party, we should use our loud, united voices, not our political institutions, to stomp out the hatred and intolerance preached by the Nazis.

Professor Caine's views apply not only to Jews and Nazis, but to every minority group. We could easily substitute the Jews in the story with Asians, African Americans, Hispanics, or any other minority group. The principles remain the same. In defending the rights of hate mongers to deliver their message of intolerance, we are really preserving our right to counter that speech in the future.

Having said all that, I am sure that I would not have been able to remain so objective as to defend the rights of the American Nazi Party. I find myself, as I am sure many others do, unable to separate my emotions from my work. Thus, while I agree that any group, no matter how dreadful its message is, shares the same right to liberty that I do, it is sometimes difficult to put these words into practice.

For further reading on Professor Caine's views refer to; Burton Caine, *Judicial Review - Democracy Versus Constitutionality*, 56 *TEMPLE L. Q.* 297 (1983).

FEDERAL COURT ACKNOWLEDGES COMPUTER SOURCE CODE AS SPEECH!

By Rick Hornbeck

The Loyola Entertainment Law Journal recently sponsored a "New Media Symposium" entitled "Legal Potholes Along the Information Superhighway." The event was followed by a wine and cheese reception which provided students the opportunity to shamelessly endear themselves to potential employers.

The panel members appeared to represent both sides of the issues, and included (in alphabetical order) Mike Godwin, Esq., (Electronic Frontier Foundation), R. Scot Grierson, Esq., David L. Hayes, Esq., Ken McGuire, (FBI Special Agent), Jonathan Rosenoer, Esq., (CyberLaw), Lionel Sobel, Esq., (Professor, Loyola Law School), and Gregory Victoroff, Esq. Other speakers included students from the ELJ, and California Lawyers for the Arts. In attendance were about 30 persons, consisting of students, faculty, staff and alumni.

The following article was motivated by this symposium and is based in part on various writings of Jonathan Rosenoer (Cyberlaw) and Sheri Steele (Staff Counsel, Electronic Frontier Foundation) and Mike Godwin.

On April 15, 1996, denying the government's motion for dismissal in mathematician Daniel Bernstein's suit against the

State Department, Judge Marilyn Hall Patel in the Northern District of California ruled that source code in Bernstein's cryptographic algorithm, "Snuffle," is speech that is protected from prior restraint by the First Amendment.

This is the first time a U.S. court has ruled that source code is speech under First Amendment analysis. Previously, courts have held that software is speech for copyright law only.

At issue was Dr. Daniel Bernstein's interest in sharing his ideas about cryptography, the art and science of keeping messages secure. Specifically he wanted to publish his research on an Internet discussion group called sci.crypt, as well as in print. Because individuals from

**cont'd on page 3
Computer Source**

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IN JANUARY AND
FEBRUARY OF 1996

THE EDITORS

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TREND Helps You Find Others Who Like to Party Without Booze or Drugs

By Paul David Bleistein '96

If you hate to party with drugs or alcohol and want to find other people of like mind on the LLS campus, you may want to contact TREND, a Missouri-based group.

TREND is a national organization

that assists college and graduate students in founding and operating chapters that sponsor drug and alcohol free social events, drug educational programs as well as community service organizations like the Elks.

TREND currently has no chapters at LLS. Anyone interested in starting a chapter here at LLS [or elsewhere, like USC; they really need it!] should call or write Ginny Shaller; 8790 Manchester Road, St. Louis, MO 63144; (800) 666- 5124 or (314) 962- 5124.

LOYOLA REPORTER vol. 19, no. 8

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FAR NORTHERN EXPOSURE -- Radio KNOM, Nome, Alaska

David Paul Bleistein '96

Radio Station KNOM, in Nome, Alaska, is currently looking for full time volunteer announcers to begin during the summer of 1996. KNOM, owned by the Catholic Diocese of Fairbanks, broadcasts to dozens of isolated Inuit and Indian villages in western Alaska. Their mission is to "inspire, inform, educate and provide companionship."

IN 1992, KNOM won the Marconi award for "Religious Station of the Year" nationwide plus numerous other honors.

This is an opportunity for people who want to break into broadcasting in a relatively prestigious, if not highly overpaid, posi-

tion. KNOM seeks "motivated college graduates" who "want to live Catholic ideals." Previous broadcasting experience is a plus, but "creative talent, the ability to write and to read orally, and especially the ability to get along well with others will carry greater weight."

Those selected will receive round trip airfare, room, a food allowance, health insurance and an \$80.00/month stipend.

People interested in this position should contact Tom Busch, General Manager, KNOM, Box 988, Nome, AK 99762; (907) 443-5221, fax (907) 443- 5757.

-- MEA CULPA -- -- MEA CULPA --

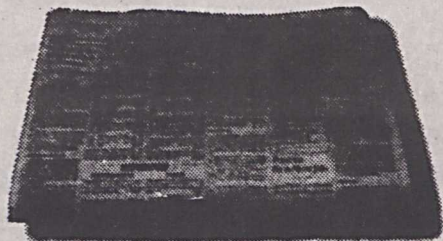
IN THE MARCH 31 ISSUE OF THE LOYLA REPORTER, WE STATED THAT FATHER O'BRIEN WAS GOING TO BE TEACHING TRUSTS AND WILLS THIS SUMMER. THAT WAS AN ERROR. FATHER O'BRIEN IS ACTUALLY GOING TO BE TEACHING FAMILY LAW.

WE APOLOGIZE FOR ANY INCONVENIENCE THIS MAY HAVE CAUSED.

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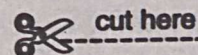


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Computer Source (From Page 1)

outside of the United States would be able to access his information on this Internet discussion group, the Government informed him that he must first register as an "arms dealer" and obtain an arms license from the State Department. The Government says that any document or source code describing "Snuffle", the encryption system he developed, was on the U.S. Munitions List and therefore covered by the International Traffic in Arms Regulations (ITAR).

In his suit, Bernstein claimed the Government actions prevent U.S. citizens from engaging in private, electronic communications with foreign persons, and, as a practical matter, will restrict private domestic electronic communications. He believed that, "Without cryptography, what people send via computers is the electronic equivalent of a postcard, open to view by many people while the message is in transit. With cryptography, people can put both messages and money into electronic 'envelopes,' secure in the knowledge that what they send is not accessible to anyone except the intended recipient. Through encryption, it is possible for the worldwide computer Internet to offer private, secure and protected communication among billions of people worldwide."

While a Ph.D. candidate in Mathematics at the University of California at Berkeley, Daniel Bernstein worked in the field of cryptography and developed an "encryption algorithm or recipe which he calls 'Snuffle.'" He described Snuffle in English and in mathematical equations, as well as in the "C" computer programming language (Snuffle.c and Unsnuffle.c). Bernstein wants to publish his cryptographic ideas and research results "as part of the normal process of academic, scientific and political exchange of ideas and information," and, in particular, in "text journals as well as in an online discussion group about the science of cryptography, called sci.crypt."

Judge Patel's acknowledgment that source code enjoys Constitutional protection has implications that reach

far beyond cases involving the export of cryptography. The decision holds importance to the future of secure electronic commerce and lays the groundwork needed to expand First Amendment protection to electronic communication. Because of its far-reaching implications, the Bernstein case is being watched closely not only by privacy advocates, but by the entire computer industry, the export and cryptography communities and First Amendment advocates.

The decision allows Bernstein to continue with his lawsuit that the International Traffic in Arms Regulation (ITAR) acts as a prior restraint on speech and that the ITAR is overbroad and vague.

The court drew an important distinction between the Bernstein case and other cases involving export controls on cryptography. The government has cited several cases involving the Export Administration Act as reasons why the Bernstein case should be dismissed. Judge Patel recognized that the Constitutional questions being raised by Bernstein differ significantly from the policy questions raised in the cases introduced by the government.

Judge Patel also ruled that Bernstein could bring his case even though the Arms Export Control Act specifically precludes judicial review, because what Bernstein is asking the court to review (i.e., the constitutionality of the statute and its regulations) was not what had been precluded (i.e., the government's determination in a particular instance whether or not something was exportable). "With respect to constitutional questions, the judicial branch not only possesses the requisite expertise to adjudicate these issues, it is also the best and final interpreter of them."

As part of her decision, Judge Patel determined that only the source code was at issue in the case, not Bernstein's academic paper describing the source code. Bernstein tried to get the government to rule separately on the paper and the code back in 1993 by filing separate com-

**cont'd on page 10
Computer Source**

**AROUND THE BIG TOWN
DINING IN THE SOUTHLAND MEGALOPOLIS
BY DAVID PAUL BLEISTEIN**

The Valley Inn. 4557 Sherman Oaks Ave. Sherman Oaks, CA, 91403 (818) 784- 1163; fax (818) 784- 1651.

This place is one of the best schmoozeries I've ever been to. The food, drinks, and service are great and you can't top the atmosphere. To get there from LLS [the center of the Universe] go (1) west on I-10, north on 405, exit at Ventura, west to Sherman Oaks Ave, right across from the Radisson yuppie-hotel. Or, (2), north on 110, north on 101, exit at Sepulveda, right at Ventura, south on Sherman Oaks Ave. ** out of 5.**

Gemütlichkeit is a German word, meaning, more or less, a cozy, intimate, nice place, like home, except it ain't home [which means they clean up, not you, after you party and have a good time] and that's precisely what's cool about it. That's the Valley Inn.

This place is like a time warp, when restaurants were places for professional people like we all hope to be, to relax, shmooze, and hoist a few, instead of eating and running at the beep of a cellular phone. This is where a drink before dinner is still called a "highball." And where there are no ferns, no angel-hair, and no my-name-is-Furling-and-you-guess-if-I'm-your-waiter-or-waitress-for-the-evening.

First, my prejudices. I like food that's spicy; I worship at the altars of pepper and garlic. I like food that dances across your tongue like Mick Jagger on acid. I like the cuisine of Third World countries where they look at all kinds of interesting things and say, oh, yummy, let's eat.

The Valley Inn is none of that and I love it anyway. It's on a side street off Ventura Boulevard in Sherman Oaks, just south of

the Radisson Hotel, real close to the I-405.

The interior is dark, almost cave-like, with wood panelling, and oodles of memorabilia from way back when your grandparents were kids. Including ancient Burma Shave signs, like: "She Thought His Tenor Voice Divine Till Whiskers Scratched Sweet Adeline." Sounds more like the password to a speakeasy.



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The bar is kind of a cave within the cave where the barkeep is a really-together 80, who knows all kinds of recipes from way back when, and today [if he doesn't, he asks and then listens, taking notes]. He knew how to make "Sex on the Beach" though he admitted he didn't get much practice.

The staff at the 'Inn have all either been there a long time, or vied for a long time to be there. I was told this is a good-tipping crowd and you see why as soon as you hit the door. You're greeted with genuine warmth, even if it's your first time.

The food is an example of how ordinary chow ["Continental Cuisine"] can be wonderful, if prepared and served with extraordinary care. Steak. Potatoes [pip-ing hot]. Salad, with garlic dressing. Bread and butter to fill in the spaces. And, for those so inclined, plenty of booze, even for lunch. Remember the infamous "three-martini lunch"? It still happens here.

I had the linguine [for lunch], \$10.95, shrimp, butter, and garlic with chewy sundried tomatoes and good. I also had a Mai Tai; this wasn't one of those fruit-juicy fruit-juicy concoctions served in places like El Torito. There's booze in there; one

**cont'd on page 10
Southland Dining**

Grendel's Notebook

by R.J. Comer

True Love and Other Exceptions to Meaninglessness: Verses from the Walls of Grendel's Cave

"She Lives"

She lives in the starlight streak of Bott's dots eaten by night-speed on my windshield. She lives in the crush of my pillow and the cling of my sheets. She lives in the smile of moonlight through the shade. She lives in the very threshold of sleep, in the too brief splendor of dreams and the freshness of daybreak. She lives in every breath and every blink.

And when my tongue touches my lips, she lives in the passions of a million imagined kisses coming wonderfully true.

"Deliverance"

A smile broad and startling as the sun escaping clouds; a laugh hearty as the clap of boards striking; a melding exquisite as rivers running to shore.

I await her words like a man in rags searching the surf for scrolls corked in bottles. The days and nights between her kisses are a purgatory of sorts, a torture of vacancy, empty as palms to the sky. We love in spaces of time, in the gaps of scheduled boulders tumbling.

But redemption comes on obsidian nights, on the strict demarcation between sand and a very deep blue, the deserted beach stretching abruptly to the near horizon, where rastafarian palms gather in rows, where the sea whispers rhyth-

mic secrets, a distinctly personal blessing, recognizing the sweetness which transcends the usual frailty of merely human hands entwined in what some, too often and too loosely, call love.

"Missive"

The gray gray morning, gray mourn gray... The gray of ghouls' teeth gnashing... The hint of sun an empty promise...

My eyes grimace through a red red film, red film red... A red smear now drying to a gritty rust... Even this cat lounging on the desk, hungry for my affection, cannot soften me. Only you can soften me. Only you can make the worst of this world somehow survivable. And only you can save me from the world. Only you can save the world from me.

Epilogue

Grendel laid down on his side to sleep and the dark one cuddled in behind him, shaping herself to the contours of his body and holding him in her arms. Grendel felt his lips tremble strangely upward into what humans call a smile. Royal without pretense, beautiful without effort, wise without endeavor, the tedium lifted whenever she drew near.

"I may often hate the world and everything in it," Grendel said to her. "But I love you. I love you."

"I love you," She whispered into his ear. "Always have, just never thought I'd find you."

And somewhere near the mid-earth, the dragon stopped counting jewels and sighed a black acrid cloud of ancient smoke, begrudgingly admitting that sometimes there

Loyola Goes to the Movies

LUCI CHUN

Movie Review: Up Close and Personal

This movie is loosely based on Jessica Savitch's story directed by Jon Avnet. Warren Justice (Robert Redford) is a reporter who has been in the business for years who mentors Tally Atwater (Michelle Pfeiffer) who wants to get into TV news. Tally moves up the ranks from being a gopher to reporter and eventually news anchor. Warren teaches her how to get the 'story'. Tally outshines him as she advances her career while Warren has alienated colleagues through the years and doesn't have many career options. Tally and

Warren fall in love and she manages to get him to do things he doesn't want to. He gets married even though he vowed that he would never do that again. I thought the story was romantic. Robert Redford looks great (he's in his sixties but looks at least ten years younger). Michelle Pfeiffer is gorgeous. If you like Robert Redford then you'll love this movie.

Movie Review: Broken Arrow

John Woo directed this movie: he is known for blowing things up. There are lots of explosions, guns and violence. A movie most males who enjoy action-packed adventure films will love. John Travolta (Deakins) and Christian Slater (Hale) play fighter pilots who are testing a B-3 stealth bomber loaded with nuclear weapons. Deakins is ticked off with the Air Force and plans to steal the nuclear weapons. Hale plans to stop him. Travolta plays a great *#!@* with lots of one-liners that are quite funny. Slater who plays the action hero is not as convincing. They should have

had Tom Cruise, Val Kilmer, Kevin Costner or Harrison Ford - - just someone else. Samantha Mathis is Slater's sidekick who is supposed to stop Deakins. If you like seeing things blown up then you'll love this - - four helicopters, a stealth bomber, a train, a hummer and a truck. There were lots of crashes and lots of senseless violence. I would not recommend this to children even though many little boys will like it.

Movie Review: The Birdcage

This is Mike Nichols' ('Silkwood') version of La Cage Aux Folles. Robin Williams and Nathan Lane (Timon in 'The Lion King') play gay parents whose son is planning to marry the daughter of a ultra conservative right wing senator (Gene Hackman) and his wife (Dianne Wiest). Robin Williams (Armand Goldman) is a nightclub owner who is trying to act straight for the

sake of his son - - even going to the extent of asking his son's biological mother (Christine Baranski) to act as his wife while meeting the senator and his wife. Nathan Lane steals the show as a drag queen who dresses like Barbara Bush and whose straight son wants to hide from his future in-laws. Hank Azaria plays a very funny gay housekeeper. The movie shows a blending of cultures. This a witty, very funny movie. If you are highly moralistic and homophobic or are offended by cross-dressers do NOT see this movie. The scene towards the end of the movie is worth the price of admission.

Grendel (cont.)

comes a coupling too magnificent and perfect to be anything but destiny.

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*** Recently West/Barpassers has published numerous flyers challenging the BAR/BRI passage rates by stating that you should only trust a passage rate that has been independently verified by an accounting firm. BAR/BRI did just that with the Summer '95 passage rates and the results are in!! Now the question is where are Barpassers' results from the Summer '95 bar exam???

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<u>LOYOLA BAR/BRI</u> prepared candidates	240	204	85.00%
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***Statistics independently verified by John P. Wales, C.P.A.**

BOOK REVIEW

KOHN ON MUSIC LICENSING

by Al Kohn & Bob Kohn

reviewed by David Paul Bleistein '96

You're a lawyer and you dabble- - or dunk- - in the entertainment biz. You may act as producer for an amateur play, such as "Libel And Slander", a small-time professional play, or even a movie or Broadway play. Or, you may want your own web-site, and share songs with people surfing there. Or, you may want to produce, emcee, or provide professional services to a radio show, or invite someone to an event to sing, dance or a combination of both. Or, you have written or arranged a song that Bruce, Madonna, or Dolly want to record. Or, you may want to write a video game or other computer program and have some music in the intro, or special song that plays while the hero dances around the villain who's melting into slime. All of the above involve or potentially involve licensing music and all require you to know your rights and obligations.

Who owns the rights? How much are they? What are the rights? How long are they good for? It ain't always easy to find out, but the Kohns do their level best to help you through the maze.

Senior author Al Kohn is described as a "50-year veteran of the music industry;" aside from being a lawyer, he's written and arranged many songs himself. Bob Kohn, Al's son and co-author, - - and an LLS grad! - - has been corporate counsel for a number of computer software firms. They've both been around the biz. The well-used schmoozing sofa in Al's office has seated the likes of Ira Gershwin [George's brother and heir] and Irving Berlin.

The book is organized in a task-oriented fashion; it lays out what you have to know and do to accomplish objective X or goal Y. For example, it tells how to develop a "license strategy" for a simple project involving a single song or right, or a complex project involving many songs, rights, or both. The authors explain, in step-by-step detail how to go about investi-

gating licenses at the Copyright office in order to begin an investigation of who owns the rights. They even include a report gleaned from the office filled with page after page of songs owned by Albert Joseph Kohn.

Other chapters describe in detail: the organi-

author writes the lyrics and another writes the music. In order to license such a piece, a licensee has to get permission from both. Think that's easy? Consider that this book devotes a section explaining the fine art of finding copyright owners so you can ask for a license. Other chapters

are going to be affected; right to reproduce, transmit, publish etc. Finally, is a performance on the 'net "publishing" a song, giving it copyright protection? Oh, what fun. This book provides a general analytical framework to use when dealing with a 'net copyright problem, and gives you a way to advise your client or figure out what you're going to do.

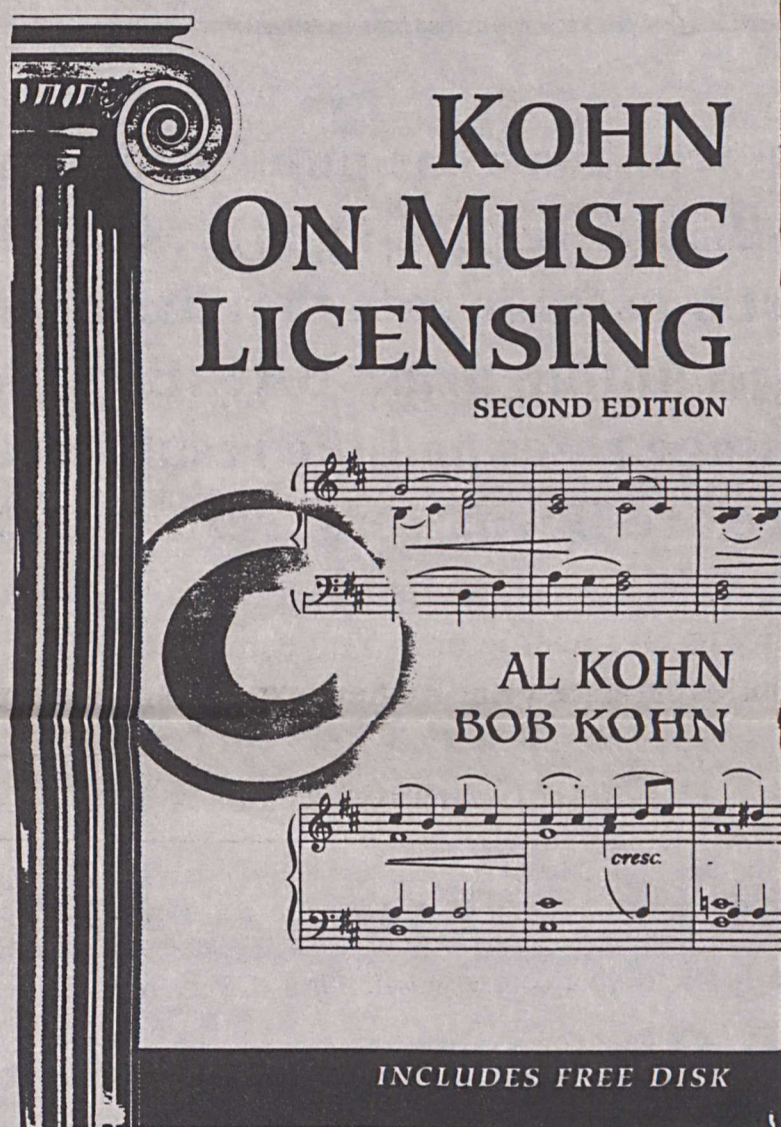
As you might expect, the Kohns also do their fair share of Posnerian economic analysis. They argue for public policies and personal strategies that make their jobs easier for them- - and less expensive for you. Ever wonder why you never hear some songs anymore? One reason could be that the owners are too hard to find, too unreasonable to negotiate with, or just a general pain in the rear. A good but not great song might not be worth the trouble in such a case; the owners have *screwed themselves out of royalties*. The Kohns suggest ways for songwriters and composers to structure their legal and business affairs to avoid these problems. If you're a songwriter, the book has just paid back its purchase price [though the publisher didn't tell me what that was], right there.

There's a few things this book isn't. It isn't a treatise, it isn't a casebook, it isn't a survey of copyright, trademark or other intellectual property law. It isn't boring, dry, dull.

The only defect is that it could stand a larger, more exhaustive index.

Kohn on Music Licensing is a fat tome, about 1400 pages long. But it's worth the space it takes up on the shelf, if you want to do any music licensing.

RECOMMENDED HIGHLY.



zation of the music publishing industry; how to select a music publisher for yourself or a client; international publishing and the general language of music licensing; plus a laundry list of pros and cons for each particular course of action. And, they provide plenty of sample agreements.

Of course, much of what they cover is also covered in any copyright law class. The best, most interesting parts of this book, however, focus on overcoming some of the problems built into the copyright law.

There is a detailed treatment of how to overcome what the Kohns call "the split copyright syndrome" which means a copyright in which multiple authors have undivided co-ownership, a sort of joint tenancy. This is a common problem where one

include such crucial matters as determining what a reasonable fee for the use of a song is, how to administer copyright properties for maximum return, plus an abundance of sample license agreements.

The Kohns also discuss issues that may arise in using music in cyberspace. They foresee a few formidable problems that likely won't be solved until there's a been a string of lawsuits. They also provide a brief history of the 'net [I'm a recovering history major]. One big problem is: will a performance license be needed for copyrighted songs on the 'net between, say, two subscribers? Since a performance license is for "public places" the question becomes, is an internet exchange "public" or "private?" Probably all of the various rights under copyright

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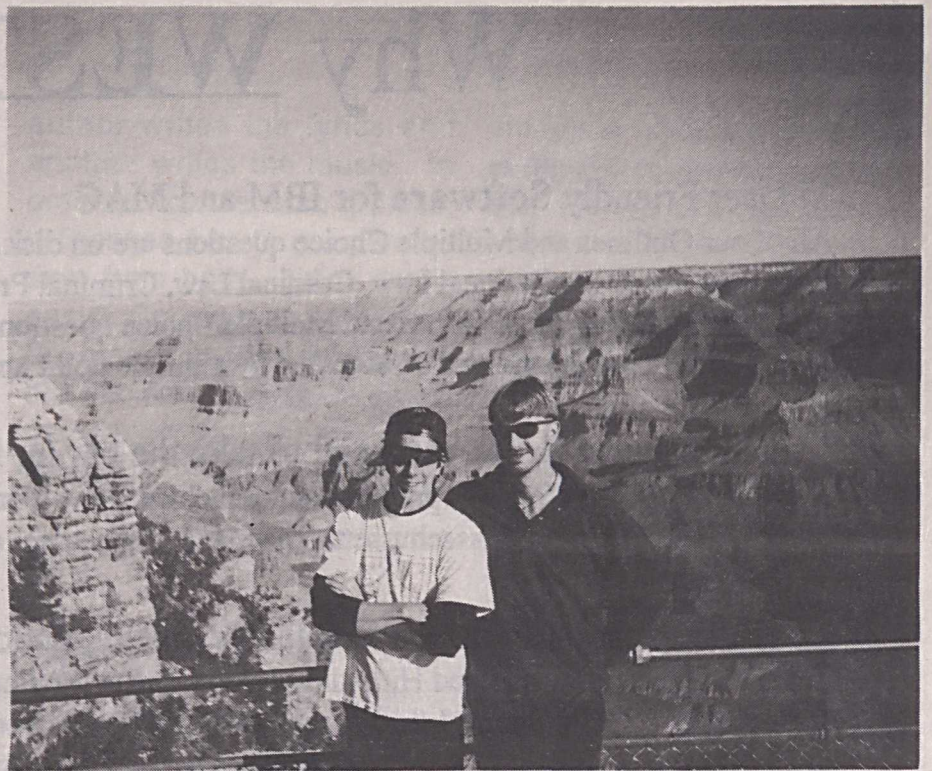
From Igor Prince of Poodles to Buckskin Gulch

My Third Year of Law School

Shaun Clark '96

As I sit here in class, on Earth Day no less, I feel sorry for my fellow students who never take advantage of Earth's treasures. Southern California, for those of you who have not yet heard, offers a massive variety of unbelievable destinations within a days travel. As an avid rock climber and part time hiker and mountaineer, I have been fortunate enough to see places other people only dream about. It appalls me to learn how many of you have

4000 feet to the top of Half Dome which is over 8000 feet in elevation. The trail takes you past Vernal falls and Nevada falls, which if flowing, offer a near religious experience. When my brother and I did this last summer, there was still so much snow at the top that we needed an ice axe and snow gear, but most of the time this is a strenuous, but not a very technical hike. While in the valley, I recommend hiking near the river at dusk, as this is an excellent



AT THE RIM OF THE GRAND CANYON WITH BRIAN, MY BROTHER



AT 13,000' ON THE TRAIL TO THE TOP OF MOUNT WHITNEY, WITH JORDAN MCCOLLUM, '96

never taken the time to visit Yosemite, a.k.a. heaven on Earth. I have spent quite a bit of time sharing stories of my weekend conquests; as a result, I decided to put together a short list of places you should consider visiting. The following are a few recommendations, all of which I have partaken of since completion of my second year of law school.

Yosemite National Park, Northern California

Located 2 hours east of San Francisco, Yosemite Valley is truly one of the most magnificent places on Earth. Highly recommended is the 9 mile hike to the top of Half Dome, one of the most photographed pieces of granite in the world. If you have the time, and can obtain the permits, it is a really great 2 day trip with an overnight stay in Little Yosemite Valley. The trail goes from an elevation of

time to see the bears. Unfortunately, the secret is out, and during the busy season this place is way too crowded and the number of cars and people really dampens the experience. Go during the off season, or make plans in advance to obtain permits for a trip into the back country.

Sequoia National Park, Central California

Sequoia is home of the General Sherman tree, a giant sequoia, the largest living thing in the world. Sequoia's amenities are limits compared to Yosemite, but it is certainly not short on beauty, awesome hiking, huge trees, and lots of bears. Kings Canyon is nearby, and is supposed to be worth the extra hours drive.

Mount Whitney - Central California

Mount Whitney, the highest point in the contiguous

United States at 14,496 feet, is a great hike with a view of the world that puts perspective on how insignificant we really are in the grand scheme of things. It is located on the eastern side of the Sierra mountain range. I did a three day hike to the top of this masterpiece in October, accompanied by several friends from Loyola. We camped at 10,000' and 12,000' in order to acclimate before our surge to the top on the morning of the third day. We only spent about 30 minutes at the top because of the severe winds, cold temperatures, and headaches brought on by the elevation. However, this trip was a natural high, and full of post card like views. Even though the 22 mile round trip is clearly marked and not very dangerous, I would recommend planning in advance for severe conditions during the day and the night. Permits are difficult to obtain during the summer months.

Joshua Tree National Park, Southern California

This place has become my home away from home. Joshua Tree offers sunsets that rival the most fulfilling of religious experiences, and enough rock climbs to keep the most fanatical climber in awe for life. The strange trees, desert plains, and oddly placed rock formations remind one of what it would be like to

visit another planet. Joshua Tree is just north of Palm Springs, a mere 140 miles from campus. *Igor Prince of Poodles* is the name of a climb I have been working on for several months, its rating is 5.11c - - which means that it would be easier to climb a vertical wall of glass with dimes glued to it.

Grand Canyon National Park, Arizona

Even though it is a little further than most of the recommended places on this list, I need not justify my respect for this most appropriately named crack. While the extremely strenuous one-day 15 mile round trip (with a change in elevation of 4400 feet) from the rim of the canyon to the Colorado River is not for everyone, there are several day hikes and easily accessible overlooks that make the Grand Canyon an easy candidate for the best place on Earth. Get up early to see the sun rise, and pay attention to how drastically the canyon's colors change as the lighting changes. Eat Navajo Tacos at the Navajo Indian Reservation just to the east of the canyon.

Paria Canyon, Southern Utah

The little known *Buckskin Gulch* is a slot

CONT'D NEXT PAGE

FROM PREVIOUS PAGE

canyon in the Paria Canyon Plateau. . . not just any slot canyon . . . A 12 mile long canyon with a height ranging from 40 to 150 feet tall, a width that ranges from 3 feet wide to 50 feet wide, with only one entrance and one exit! It was awesome to be in this natural maze, which was under about a foot of water in some places. It is located about 45 minutes west of Lake Powell. This is definitely not a location to be visited during flash floods, or for those who are claustrophobic. While there over spring break, we did an 18 mile hike and were quite amazed that there was not a single sign of man once we got into the canyon (i.e. no trash). The Indian petroglyphs on the walls were an added feature that contributed to the magic of this place

destinations on this list, which makes the experience all the better. This is a good place for day hiking on really rough terrain; unfortunately, it is easy to get lost and disoriented. Devil's Punchbowl also has quite a variety of rock climbs, most of which are in the difficult range.

Zion National Park, Utah

I only spent one afternoon here, but it was more than enough time to know that I have to go back in the near future. Zion is almost as breath taking as Yosemite, the only thing it lacks is the massive waterfalls. There are huge rock faces, a river, and lots of trails just calling beckoning me into the back country. Because of Zion's location, the weather is more favorable than Yosemite's during the spring and fall.

As a closing note, I

POWER HIKING WITHIN MINUTES OF LLS

David Paul Bleistein '96

Okay, so whaddya do if you don't have the time to go climbing the Prince of Poodles? What if you just value your orthopedic continuity? What if you're just a sniveling coward?

There are other places you can go, nearby, no need to pay or get a permit. I've been going to these places at least twice a week for the last two years.

The Verdugo Mountains are those large mountains behind Burbank and Glendale; some have TV towers on them. They're not as big as the mighty San Gabriels, a little further northeast, but they're a doable 3- hour hike on a weekend afternoon- - or after a hard day slaving at the office.

Brand Park is in Glendale; it offers a steep trail from about a 500 foot elevation up to the towers at the summit, about 3,700 feet. It's steep, and the views of the LA basin make you feel like God Himself watching over this place. On a clear day you can see all the way from the far western San Fernando Valley, the ocean beyond Malibu and Santa Monica, Palos Verdes, Santa Cataline Island, Signal Hill and clear down into Orange county. The park is open till 10:00 each night [do a night hike; bring your flashlight to find your way down the trail in the dark].

You can bring food and have a cookout in the park nearby, or spread your blanket and snooze or schmooze. Plus, there's the wierdest phallic- inspired library I've ever seen for added curiosity. **To get there from LLS:** Take route 110, north to I- 5; I- 5 north to the Western Ave. exit; take Western Avenue north to the mountains, all the way to the phallic- inspired gate at the entrance to the park.

Wildwood Canyon is much prettier than Brand: it's much more natural, and it's less- used. Right now, in late April and early May, the wildflowers are spectacular. The summit is just as high, and the climb is just as steep as at Brand. Unlike Brand park, you can't cook out in the canyon- - too many fires. Also, unlike Brand, the park closes at dark; no night- hiking.

To get there, follow the directions as for Brand; take Western Avenue up to Bel Aire street, make a left and drive through a schmaltzy residential area till you get to Harvard Ave. Turn right, and keep going to the entrance of the park, up a hill past a public golf course, till you get to the entrance of Wildwood Canyon park. Park, and hike.



IN BUCKSKIN GULCH WITH JAY FREEMAN '96

Angeles National Forest, Southern California

This is a perfect place to get away from the city when you only have an afternoon. It is about an hour from campus. There are several 8000' peaks, lots of rugged terrain, and some awesome rock climbing hidden in this oasis just north of Pasadena. This place is a favorite of mine during the summer because the high elevation offers relief from the high temperatures found in Joshua Tree and Devil's Punchbowl during July and August.

Devil's Punchbowl, Southern California

Devil's Punchbowl is one of the least populated

urge each of you to visit these places, to treat them with respect, and to do what you can to make sure that they are preserved for generations to come.

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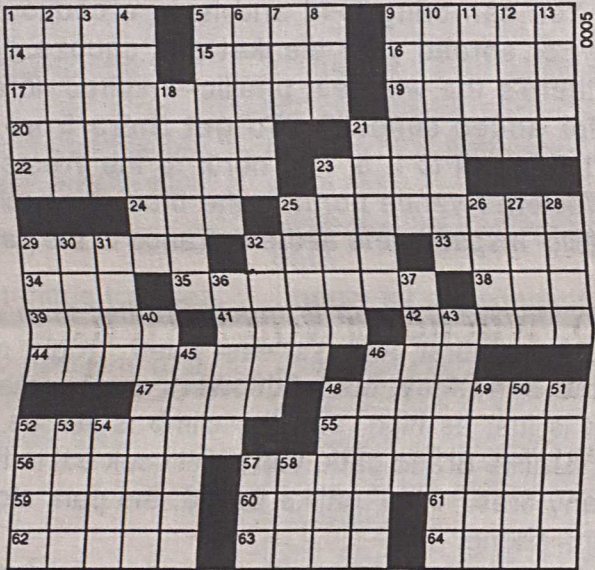
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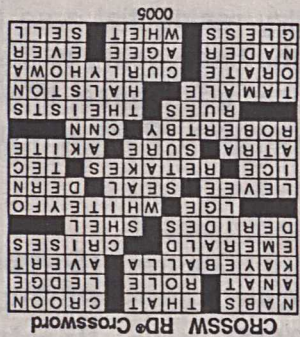
Edited by Stan Chess

Puzzle Created by Fred Piscop

- | | | | |
|--|---|------------------------------|------------------------------------|
| ACROSS | 41 Beyond a doubt | 3 Anacin alternative | 30 Outer. Prefix |
| 1 Collars | 42 High as _____ | 4 Like most mules | 31 Sentence essential |
| 5 Just one of those things | 44 Rd. named for a West Virginia senator? | 5 "The Rose of _____" | 32 Movie-theater litter |
| 9 Sing softly | 46 Peter Arnett's employer | 6 Full Nelson and others | 36 Cosmetics name |
| 14 Med. sch. subj. | 47 Wishes one hadn't | 7 _____ wet (mistaken) | 37 In a sensible way |
| 15 Romeo or Juliet | 48 Believers in the Almighty | 8 Crumpets complement | 40 Exposes to the atmosphere |
| 16 Cliff protrusion | 52 Mexicali munchie | 9 Bordeaux wine | 43 Deli delectables |
| 17 Rd. named for an actress? | 55 Fashion designer of note | 10 Addressed abrasively | 45 Saddam Hussein and King Hussein |
| 19 Fend off | 56 Perform on the soapbox | 11 Poems of devotion | 46 Ski lodge |
| 20 Deep green | 57 Rd. named for a stooge? | 12 Cruel dude | 48 Field-goal value |
| 21 Nixon's Six | 59 <i>Unsafe at Any Speed</i> author | 13 Lets touch them | 49 Franklin _____ (River device) |
| 22 Mocks | 60 Pulitzer Prize winner of 1958 | 18 Nag | 50 It's sometimes thrown in |
| 23 Writer Silverstein | 61 "Did you _____?" | 21 Tierra del Fuego co-owner | 51 Traffic tie-up |
| 24 Not sm. | 62 Actress Sharon | 23 "_____, Rattle and Roll" | 52 Chinese secret society |
| 25 Rd. named for a ballplayer? | 63 Excite | 25 Pooped | 53 Sea east of the Caspian |
| 29 River embankment | 64 Hawk | 26 Sherpa sighting, perhaps | 54 Assured of success |
| 32 Assurance from <i>Good Housekeeping</i> | DOWN | 27 Agonize | 57 Cornfield cry |
| 33 <i>Blue Velvet</i> star | 1 Sporting one's birthday suit | 28 As soon as | 58 "That's disgusting!" |
| 34 Rapper Vanilla | 2 "What's in _____?" | 29 Pinocchio, for one | |



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Computer Source (From Page 3)

modity jurisdiction requests. The State Department merged the requests and rejected them all. On June 29, 1995, after Bernstein and EFF filed suit, the government sent Bernstein a letter saying that the paper could be published and never had been forbidden. While Judge Patel claimed that the issue of the paper now appeared to be moot, she commented, "It is disquieting that an item defendants now contend could not be subject to regulation was apparently categor-

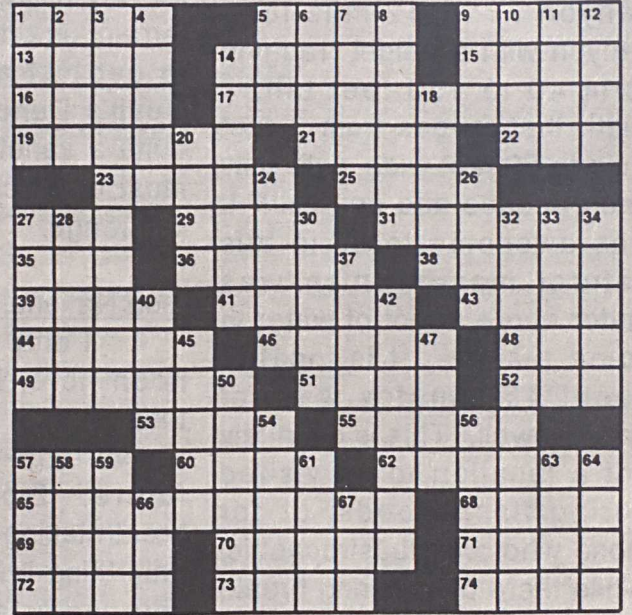
ized as a defense article and subject to licensing for nearly two years, and was only reclassified after plaintiff initiated this action."

(The full text of the decision can be found at http://www.eff.org/pub/Legal/Cases/Bernstein_v_DoS/Legal/960415.decision/)

Article by Rick Hornbeck, Technology Consultant, Digital Commerce Services, <http://www.ecom-law.com/ecl/dcs>.

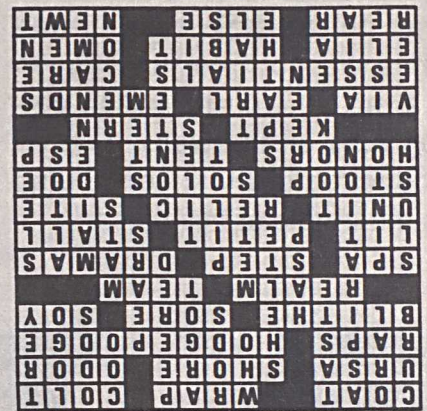
- ACROSS
- Outer garment
 - Enfold
 - Young horse
 - Major
 - Coast
 - Scent
 - Sharp blows
 - Jumble
 - Merry
 - Angry
 - Oil-rich bean
 - Kingdom
 - Set of players
 - Mineral spring
 - Stride
 - Theatrical plays
 - Illuminated
 - four
 - Sales booth
 - One
 - Souvenir
 - Location
 - Porch
 - Flies alone
 - Female deer
 - Academic recognition
 - Canvas shelter
 - Sixth sense
 - Retained
 - Rear end of a boat
 - By way of
 - Nobleman
 - Corrects texts
 - Basic things
 - Supervision
 - Essayist
 - Custom
 - Augury
 - Back part
 - Otherwise
 - Salamander

- DOWN
- Street edging
 - Of the mouth
 - Ambition
 - Flavor
 - What person?
 - Fishing poles
 - Specialized vocabulary
 - Looked searchingly
 - Dove's sound
 - Chances
 - Identifying symbol
 - Low card
 - Place of protection
 - Bosc and Anjou
 - Door fastener
 - Allots
 - Gym pads
 - Watery snow
 - Spotted horse
 - Certain TV program
 - Certain appellation
 - Singing voices
 - Slumber
 - Mah jongg pieces
 - Accepted
 - Competition
 - Dress with great care
 - Plant part
 - Leaflike organ
 - Test
 - Military look-see
 - Swerve
 - Man or Wight
 - Continent
 - Places for chemists
 - Sketched
 - Dispatched
 - Cup handle
 - Recline



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ANSWERS



Southland Dining (From Page 3)

should be enough on a work-day. Too many, and you'll dance on the tables. I went with the firm [the first time around] to celebrate Secretaries' Day. Everyone else had the steak sandwiches [real steak] with french fries on the side. We had a ball. Even the partners let down their thinning hair and had a good time.

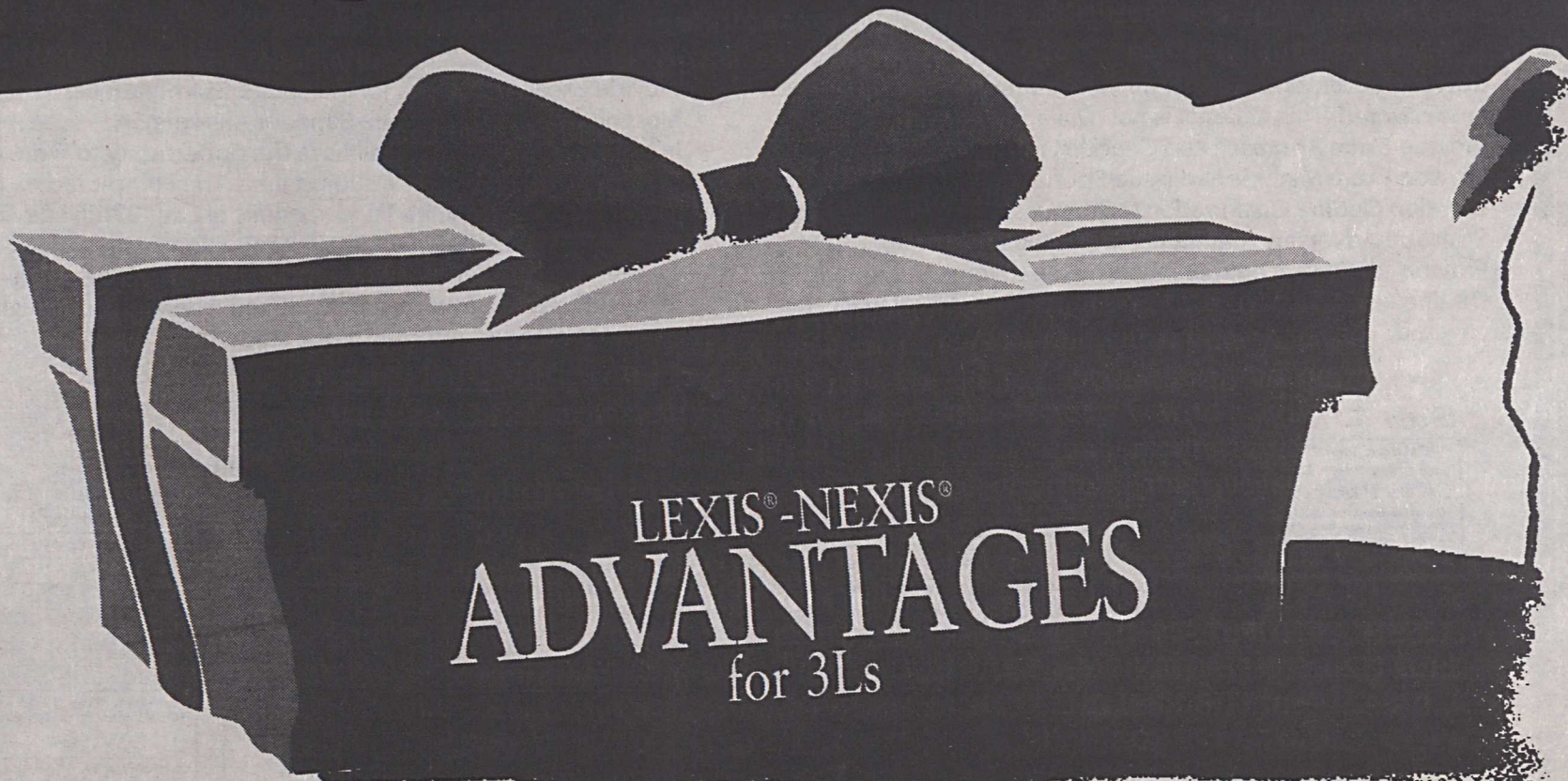
While the specialty is meat- and- potatoes, the 'Inn also serves various elegant salads, like Thai Chicken Salad. There's something for everyone.

Dinner is moderately priced, about \$25- 35 per person. Lunch is about half that. They take reservations and they honor them, even if Tony Curtis wants to come, with a party of 16. There's parking out on the street in front; real small- town style, with meters and horsey- head hitching posts. The 'Inn has been in the same place for 50 or more years. It's got history.

Even if you don't like places like this, keep it in mind for others who do. Like your very well- to- do, Great-Aunt Winifred, who lives in KC, or Minneapolis, or Cleveland, or Chicago and she's paying for your LLS education. [Winnie, where are you?] Or maybe she just asks how you are and sounds thrilled about all the stuff you've learned. She wants to come out to Sodom and Gomorrah for a visit, you know, just to make certain your morals aren't declining too badly- - and maybe to see if Tom Selleck is really that tall. Entertain the old gal at the Valley Inn; she'll probably pick up the check. She'll love you even more, increase your stipend, maybe even buy you one of those new- fangled Mazda Miatas. If she gets the linguine, she might even leave you all her stuff in her will.

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6:30 pm to 10:30 pm
CIVIL PROCEDURE II
(Class Actions, Disclosure/Discovery, Summary Judgment, Attacks on the Verdict, Appeal, Collateral Estoppel, Res Judicata)

Saturday, April 27, 1996
1:30 pm to 5:30 pm
CONTRACTS II-U.C.C.
(Assignments/Delegations, Third Party Beneficiaries, Conditions, Breach, Remedies)

Sunday, April 28, 1996
9:00 am to 1:00 pm
TORTS II
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All courses will be given at the Handlery Hotel & Country Club, 950 Hotel Circle North, San Diego. Room will be posted in the Lobby.

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San Diego The Hyperlearning Center • VIDEO LECTURES

Friday, April 26, 1996
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CONSTITUTIONAL LAW II
(Procedure, Due Process, State Action, Thirteenth/Fifteenth Amendment, First Amendment Rights: Speech, Association, Press, Religion)

Saturday, April 27, 1996
10:00 am to 2:00 pm
CORPORATIONS

Sunday, April 28, 1996
10:00 am to 2:00 pm
EVIDENCE II
(Hearsay, Privileges)

Saturday, May 4, 1996 • 10 am to 2 pm
REAL PROPERTY II
(Sale of Land, Recording Act, Easements, Profits & Licenses, Covenants, Equitable Servitudes, Eminent Domain)
3:00 pm to 7:00 pm
CRIMINAL PROCEDURE

Sunday, May 5, 1996
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WILLS
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Wednesday, May 1, 1996
6:30 pm to 10:30 pm
EVIDENCE II
(Hearsay, Privileges)

Thursday, May 2, 1996
6:30 pm to 10:30 pm
CRIMINAL LAW

Friday, May 3, 1996
6:30 pm to 10:30 pm
CONTRACTS II-U.C.C.
(Assignments/Delegations, Third Party Beneficiaries, Conditions, Breach, Remedies)

Friday, May 3, 1996
6:30 pm to 10:30 pm
CIVIL PROCEDURE I
(Jurisdiction, Venue, Choice of Law, Pleadings, Joinder, Class Actions)
Video: Room 106

Saturday, May 4, 1996
5:30 pm to 9:30 pm
REAL PROPERTY II
(Sale of Land, Recording Act, Easements, Profits & Licenses, Covenants, Equitable Servitudes, Eminent Domain)

Saturday, May 4, 1996
5:30 pm to 9:30 pm
REAL PROPERTY I
(Concurrent Interests, Future Interests, Adverse Possession, Class Gifts, Landlord/Tenant)
Video: Room 106

Sunday, May 5, 1996
1:00 pm to 5:00 pm
CONTRACTS I-U.C.C.
(Formation, Defenses, Third Party Beneficiaries, Breach, Remedies)

Sunday, May 5, 1996
1:00 pm to 5:00 pm
REMEDIES II
(Damages, Rescission, Restitution, Reformation, Specific Performance)
Video: Room 106

Sunday, May 5, 1996
6:30 pm to 10:30 pm
TORTS I
(Intentional Torts, Defenses, Negligence-Causation Emphasis, Defenses)

Sunday, May 5, 1996
6:30 pm to 10:30 pm
EVIDENCE I
(Relevancy, Opinion, Character, Impeachment, Best Evidence, Types of Evidence, Burdens/Presumptions, Judicial Notice)
Video: Room 106

Monday, May 6, 1996
6:30 pm to 10:30 pm
TORTS II
(Negligence Defenses, Strict Liability, Vicarious Liability, Products Liability, Nuisance, Misrepresentation, Business Torts, Defamation, Invasion of Privacy)

Tuesday, May 7, 1996
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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 twelve years. He maintains a private practice in Orange County, California.

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